

TITLE 1

GENERAL PROVISIONS

Chapters:

- 1.01 Official Village Code
- 1.02 General Penalties; Enforcement

Chapter 1.01

Official Village Code

Sections:

- 1.01.01 Title
- 1.01.02 Acceptance
- 1.01.03 Amendment
- 1.01.04 Adoption of Comprehensive Plan and Official Village Map

§1.01.01 Title. This Village Code is hereby adopted by the Board of Trustees for the Village of Dunlap, and the Village Code is hereby declared to be and shall hereafter constitute the official Village Code of the Village of Dunlap. All prior existing Ordinances dealing with the subjects of any provision of this Village Code are hereby replaced in their entirety by the provisions of this Village Code. This Village Code of Ordinances shall be known and cited as the Village Code of the Village of Dunlap, and it is hereby published by authority of the Board of Trustees and shall be kept up to date as provided in Section 1.01.03 of this Chapter under the direction of the Village Attorney, acting for said Village Board of Trustees. Any reference to the number of any Section contained herein shall be understood to refer to the position of the same number, its appropriate Chapter and Title heading, and to the general penalty clause relating thereto, as well as to the Section itself, when reference is made to this Village Code by title in any legal document.

§1.01.02: Acceptance. This Village Code, as hereby presented in printed form, shall hereafter be received without further proof in all courts and in all administrative tribunals of this State as the ordinances of the Village of general and permanent effect with regard to the subjects covered herein.

§1.01.03 Amendments. Any ordinance amending this Village Code shall set forth the Title, Chapter and Section number of the Section or Sections to be amended, and this shall constitute a sufficient compliance with any statutory requirement pertaining to the amendment or revision by ordinance of any part of this Village Code. All such amendments or revisions by ordinance shall be immediately incorporated into all official copies of the Village Code book.

§1.01.04 Adoption Of Comprehensive Plan And Official Village Map. On April 11, 1984, the Board of Trustees of the Village of Dunlap adopted the Comprehensive Plan and Official Map pursuant to Section 11-12-4 of the Illinois Municipal Code (65 ILCD 5/11-12-4). The Comprehensive Plan and Official Map are on file with the Village Clerk at Village Hall.

(Ord. No. 09-2, 5-14-09)

Chapter 1.02

General Penalties; Enforcement

Sections:

- 1.02.01 Penalty
- 1.02.02 Application
- 1.02.03 Service, Complaint, Warrant
- 1.02.04 Liability of Officers

§1.02.01 Penalty. Any person convicted of a violation of any Section of the Village Code, including the doing of any act which is prohibited or the failure to do any required act as set forth under the Code, shall be fined in a sum not to exceed seven hundred fifty dollars (\$750.00) for each violation, excepting any violation of a Section of this Code wherein the fine is specifically set forth. A separate offense shall be deemed committed for each day any violation of any provision of the Code or any ordinance shall continue. Additionally, any such person convicted of a violation of any Section of the Code may, in addition to any fine imposed for the violation, be required to perform a reasonable number of hours of public service which may include picking up litter in public parks or along public highways or maintaining any public facility.

§1.02.02 Application. The penalty provided in this Chapter shall be applicable to every section in this Village Code the same as though it were a part of each and every separate section. Whenever the doing of any act or the omission to do any act constitutes a breach or violation of any section or provision of this Code and no fine or penalty is specifically set forth for such breach or violation, the provisions of this Chapter shall apply, and a separate offense shall be deemed committed upon each day during or on which a breach or violation occurs or continues.

In all cases where the same offense is made punishable or is created by different clauses or sections of this Code, the prosecuting official may elect under which to proceed; but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.

§1.02.03 Service; Complaint; Warrant. The notification or issuance of a citation regarding the violation of any provision of this Code shall be made by personal service from a proper law enforcement officer or by certified or registered mail from the Village Clerk upon the offender. Upon the filing of a complaint in Peoria County Circuit Court to enforce any provision of this Code, the first process shall be by summons. Furthermore, however, the Village may also request a warrant for the arrest of the offender upon submission of an affidavit of any person that such Code provision has been violated, and that the person making the complaint has reasonable grounds to believe that the

offender charged is guilty of such violation. Every person arrested upon such warrant shall, without unnecessary delay, be tried for the alleged offense.

§1.02.04 Liability of Officers. No provision of this Code designating the duties of any officer or employee of the Village of Dunlap shall be so construed as to make such officer or employee liable for any fine or penalty provided for a failure to perform such duty, unless the intention of the Village Board of Trustees to impose such fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty.

(Ord. No. 09-3, 6-10-09 §1)