

**ORDINANCE AMENDING
SECTION 9-9-3 OF THE VILLAGE CODE**

WHEREAS, the Village of Barrington Hills, Illinois, a home-rule municipality (the "Village") has determined that the Village Code (Title 9) requires certain amendments to the provisions thereof;

WHEREAS, in order to promote the health, safety, morals and general welfare of the Village and to protect the public health and safety of the citizens residing in the Village, the President and the Board of Trustees of the Village find and believe it to be in the best interest of the Village to amend Section 9-9-3 of the Village Code as provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, as a home rule municipality, the following:

Section 1. Incorporation of Preambles. The Village Board hereby finds that the recitals contained in the preambles to this Ordinance are true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Minor Violations. Sections 9-9-3(A), (C), (D) and (E) of the Village Code, shall be, and the same hereby are amended to read as follows:

"(A) Any person pursuant to the issuance of a compliance citation, who is accused of violating an offense listed in subsection (C) or (D) of this section, may settle and compromise claims against him by paying to the village:

1. Within ten (10) days of the time such alleged offense was committed, the sum of fifty dollars (\$50.00), and by presenting to the village proof of compliance with the section allegedly violated; or
2. If after ten (10) days but before ~~thirty (30)~~ twenty-one (21) days after such alleged offense was committed, the sum of seventy five dollars (\$75.00), and by presenting to the village proof of compliance with the section allegedly violated; or
3. If after twenty (20) days after such alleged offense was committed, the sum of One Hundred Dollars (\$100.00), and by presenting to the Village proof of compliance with the section allegedly violated."

"(C) Any violations of the following sections of ~~this title~~ the Code shall be subject to the procedures described herein:

Section 3-3-2 "Soliciting Without a Permit" (Ord. 03-18, 9-4-2003)

Section [9-1-8](#), "Unauthorized Use Of Public Way For Sale Of Vehicle", of this title.

Section [9-6-2](#), "License Required", of this title. (Ord. 96-6, 5-20-1996)

Section [9-8-3](#), "Mandate Of Single File Bicycle Riding", of this title. (Ord. 09-01, 1-26-2009)

Section [9-8-4](#), "Negligent Operation Of Bicycles", of this title. (Ord. 09-02, 1-26-2009)"

"(D) Any violation of the following 625 Illinois Compiled Statutes, known as the Illinois vehicle code already adopted, in its entirety, by section [9-1-1](#) of this title, shall be subject to the procedures described herein:

<u>Section</u>	<u>Subject</u>
5/3-112	Failure to transfer title.
5/3-401	No valid registration.
<u>5/2-413(a)</u>	<u>No front registration plate.</u>
<u>5/3-413(b)</u>	<u>Improper display of registration plates.</u>
5/3-413(f)	Operation of vehicle with expired registration plates or sticker.
5/3-416	Failure to notify the secretary of state of a change of address/name (registration).
5/3-701	No valid registration.
5/5-202(e)	Failure to display "tow truck" plate (towed vehicle).
5/6-101	No valid driver's license (expired less than 6 months).
5/6-112	Failure to carry/exhibit driver's license.
5/6-116	Failure to notify the secretary of state of name/address (driver's license).
5/11-1301	Stopping, standing or parking outside of business or residence district.
5/11-1301.1	Handicapped person parking privileges exemptions.
5/11-1301.2	Special decals for handicapped parking.
5/11-1301.3	Unauthorized use of parking places reserved for handicapped persons.

5/11-1303	Stopping standing or parking prohibited in specified places.
5/11-1304	Additional parking regulations.
5/11-1401	Unattended motor vehicle left illegally.
5/11-1403(c)	Illegal handlebars on a motorcycle.
5/11-1404	Riding a motorcycle without special equipment.
5/11-1405	No passenger footrests on a motorcycle.
5/11-1406	Drivers view or driving mechanism obstructed.
5/11-1407	Opening and closing vehicle doors.
5/11-1410	Coasting on downgrade.
5/11-1411	Following fire apparatus.
5/11-1413	Depositing injurious material on the roadway.
5/11-1419.01	Motor fuel tax I.D. card.
5/11-1501	Application of rules.
5/11-1502	Traffic laws apply to persons riding bicycles.
5/11-1503	Riding on bicycles.
5/11-1504	Clinging to vehicle.
5/11-1505	Position of bicycles and motorized pedal cycles on roadways - riding on roadways and bicycle paths.
5/11-1505.1	Riding bicycles or motorized pedal cycles on roadways.
5/11-1506	Carrying articles.
5/11-1507	Lamps and other equipment on bicycles.
5/11-1508	Bicycle identifying number.
5/11-1509	Inspecting bicycles.
5/11-1510	Left turns.
5/11-1511	Turn and stop signals.
5/11-1512	Bicycles on sidewalks.
5/11-1513	Bicycle parking.

5/11-1514	Bicycle racing.
5/12-101	Driving vehicle which is in unsafe condition or improperly equipped.
5/12-201(a)	Driving without a lighted headlamp, (motorcycle).
5/12-201(b)	Driving without lights when required, no taillight or only one taillight.
5/12-201(c)	No rear registration plate light.
5/12-202	Insufficient clearance, identification, or side marker lights.
5/12-204	Lamp or flag on projecting load.
5/12-205	Failure to display the safety lights required.
5/12-210	Failure to dim headlights.
5/12-211	Improper lighting. Only one headlight.
5/12-401	Use of illegal tires (studded).
5/12-405(c)	Use of unsafe tire (bald).
5/12-502	Mirrors.
5/12-503(a)	Obstructed windshield or front side windows.
5/12-503(c)	Obstructed rear window.
5/12-503(e)	Defective windshield, side, and/or rear window.
5/12-601	Defective horn.
5/12-602	Defective muffler - loud or no muffler.
5/12-603	No seat belts.
5/12-603.1	Failure to wear a properly adjusted and fastened seat/safety belt (driver and front seat passenger). Specifically excludes violations of the child restraint act.
5/12-604	Television in a motor vehicle.
5/12-606(a)	No sign or name attached to each side of a tow truck.
5/12-606(b)	Required equipment. Broom, shovel, trash can, fire extinguisher.
5/12-606(c)	Failure to remove debris, or spread oil absorbing material on the roadway.
5/12-607.1	Unlawful frame or floor height.

5/12-608(a)	No bumper, or unlawful bumper height.
5/12-610	Wearing a stereo headset while driving.
5/12-702	Certain vehicles to carry flares or other warning devices.
5/12-710	Splash guards.
5/13-111	No valid safety test.
5/15-102	Width of vehicles.
5/15-103	Height of vehicles.
5/15-104	Repealed.
5/15-105	Improper projecting load. First division vehicle.
5/15-106	Loose protruding member - all vehicles.
5/15-107	Length of vehicles.
5/15-109.1	Covers or tarpaulins required for certain loads.
5/15-110(b)	Towed vehicles - safety chains. (Ord. 92-12, 7-27-1992; amd. Ord. 04-18, 12-20-2004)

“(E) The issuance of a compliance citation shall be a courtesy in lieu of instituting a prosecution in court for the alleged violation. Any compliance citation which remains unpaid or in which the alleged violator has not appeared within the thirty (30) day period from the date of issuance to request a court date, may be converted to a uniform traffic complaint and a court date may be issued for the alleged offense or the Village may use other legal remedies including, but not limited to, or the processing a citation will be processed accordingly for civil action or referral to a collection agency. In the event a uniform traffic complaint is issued, pursuant to this section, the individual charged shall be subject to those penalties applicable to the particular offense set forth in said uniform traffic complaint. (Ord. 92-12, 7-27-1992)”

Section 3. Validity. Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared to be invalid.

Section 4. Superseder and Effective Date. All ordinances, resolutions, motions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded; and this Ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS _____ day of March, 2014.

AYES: _____

NAYS: _____

ABSENT: _____.

APPROVED THIS _____ day of _____, 2014.

ATTEST:

Village Clerk

Village President