

**CITY OF ZION
LAKE COUNTY, ILLINOIS**

19-0-15

**AN ORDINANCE AMENDING VARIOUS ZION MUNICIPAL CODE SECTIONS
REGARDING FINES AND PENALTIES**

**ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF ZION**

Published in pamphlet form by authority of the City Council of the City of Zion,
Lake County, Illinois, this 8th day of May, 2019

AN ORDINANCE AMENDING VARIOUS ZION MUNICIPAL CODE SECTIONS REGARDING FINES AND PENALTIES

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ZION, COUNTY OF LAKE, STATE OF ILLINOIS:

SECTION I. That the following Zion Municipal Code Sections are hereby amended by deleting the ~~stricken text~~ and adding the **bold typed text**.

Sec. 10-9. - Permit fee schedule.

~~(b) Cost/valuation. For the purpose of computing building and construction cost or valuation to determine the appropriate permit fee, the following rates of cost or valuation shall apply:~~

- ~~(1) Frame construction \$100.00/sq. ft.~~
- ~~(2) Brick or stone veneer \$100.00/sq. ft.~~
- ~~(3) Garage (detached) \$25.00/sq. ft.~~
- ~~(4) Garage (attached) \$25.00/sq. ft.~~
- ~~(5) Industrial and warehouse:~~

~~Frame construction \$70.00/sq. ft.~~

~~Industrial and warehouse:~~

~~Concrete or masonry 80.00/sq. ft.~~

Sec. 10-20. - Removal or defacing of permits or notices prohibited.

- (a) It is unlawful for any person to remove or deface any permit required to be displayed in accordance with the provisions of this Code, or any notice posted by any enforcement officer of the city.
- (b) Any person who shall violate any provision of this section shall be punished by fine of not less than ~~\$100.00~~ **110.00** nor more than \$750.00. A separate and distinct offense shall be deemed committed each day upon which such person shall continue any such violation, or permit any such violation to exist after notification thereof.

Sec. 14-46. - Late charge.

Any person not purchasing a required business license or permit shall pay a late charge as follows:

- (1) Within first 30 days of the due date, a late charge of ten percent of the business license fee will be added to the amount due, and

19-O-15

- (2) Over 30 days of the due date, a late charge of ten percent of the business license fee plus an additional ~~\$5.00~~ **5.50** per day for every day over 30 days will be added to the amount due.

Sec. 14-280. - Late charge.

Any person not purchasing a required business license or permit within 30 days of the due date, being January 1 of any year, shall pay a late charge of ~~\$5.00~~ **5.50** per day for each day the violation exists.

Sec. 14-772. - Late charge.

Any person not purchasing a required business license or permit within 30 days of the due date, being January 1 of any year, shall pay a late charge as follows:

- (2) Over 30 days of the due date, a late charge of ten percent of the business license fee plus an additional ~~\$5.00~~ **5.50** per day for every day over 30 days will be added to the amount due.

Sec. 14-777. - Late charge.

Any person not purchasing a required business license or permit within 30 days of the due date, being January 1 of any year, shall pay a late as follows:

- (2) Over 30 days of the due date, a late charge of ten percent of the business license fee plus an additional ~~\$5.00~~ **5.50** per day for every day over 30 days will be added to the amount due.

Sec. 74-23. - City clean ups.

When a property owner fails to remove and properly dispose of items or materials that have been identified as being in violation of ordinances, the city will after proper notification remove the items. When it is found that items are posing an immediate life/health/safety issue for residents, the city will remove them immediately without notification. The property owner will be billed in the minimum amount of ~~\$500.00~~ **\$550.00** per truck load.

Sec. 78-30. - Mailbox placement.

- (a) Every mailbox and its supporting structure shall be so placed that no portion thereof is closer than six inches nor further than 12 inches from either:
 - (1) The nearest edge of the back of the curb; or
 - (2) If none, the nearest edge of the roadway.

19-O-15

- (b) Mailboxes and supporting structures shall be maintained at these established standards at all times.
- (c) Whoever violates any of the provisions of this section, or who shall fail to comply with any of the requirements thereof, shall be fined not less than ~~\$25.00~~ **\$30.00** nor more than ~~\$750.00~~ **\$825.00** in the case of the first offense, and not less than ~~\$50.00~~ **\$55.00** nor more than ~~\$750.00~~ **\$825.00** for each and every subsequent offense.
- (d) Any mailbox maintained in a manner which is a violation of this section for longer than ten days after notice to the occupant or property owner of the violation, shall be deemed a public nuisance and shall be removed by the appropriate municipal officer.

Sec. 78-53. – Same-Fees.

The application fees for permits required by this article shall be ~~\$150.00~~ **\$165.00** for each excavation or tunnel. The inspection fee for permits required by this article shall be ~~\$200.00~~ **\$220.00** for the first inspection and ~~\$100.00~~ **\$110.00** for each subsequent inspection required. The usage fee for permits shall be as set forth in the following schedule:

(1) Residential permit:

For excavations and tunnels not to exceed 25 sq. ft.	\$500.00 \$550.00
For excavations and tunnels exceeding 25 sq. ft.	Add. \$4.00/sq. ft. \$4.50/sq.ft.

(2) Non-residential permit:

For excavations and tunnels not to exceed 25 sq. ft.	\$700.00 \$770.00
For excavations and tunnels exceeding 25 sq. ft.	Add. \$4.00/sq. ft. \$4.50/sq.ft.

Residential permits are only available for streets and alleys located in residential zoning districts.

Sec. 82-110. - Inspection.

- (b) On any project not previously covered by an agreement, estimated fees for plan review, conference time, and consultant engineering inspection and review are due prior to approval of the final plat. These fees shall be estimated by the director of engineering and approved by the city council. This estimation shall include a fixed fee of ~~\$500.00~~ **\$550.00** plus \$10.00 per lot for expenses incurred by the city during plan review and construction inspection. Prior to the final inspection, all actual fees shall be paid according to a written log of time spent, inspections made or other reimbursable activities conducted, and all sums less than the estimated fees paid shall be returned to the payee. A charge of five percent of the total engineering fee shall be paid to the city for city expenses for handling, billing and paper work.

Sec. 94-406. - Reinstatement of utility service.

In the event of termination of utility service in accordance with the provisions of this chapter, the utility shall reinstate utility service to the customer within 24 hours of the utility's receipt of complete payment of the amount whose nonpayment prompted the termination. Such payment shall not be considered a timely payment for purposes of this chapter. Water shall be turned on between 7:00 a.m. and 4:30 p.m. Monday through Friday. After-hours turn-on shall only be done upon a prepayment of a ~~\$35.00~~ **\$50.00** turn-on fee. The owner or occupant must be home at the time of turn-on, or the city may not cause the water to be turned on.

Sec. 94-407. - Shutoffs.

The city shall, upon being notified by an owner of a property that he wishes a final reading, make such a final reading and upon completion thereof shut the water off at the subject premises. Such water shall not be turned back on until the new owner of the subject premises delivers to the city a water contract and any applicable deposit.

In the event a property owner or realtor requests that water service be shut off or re-instated at a premises for the purposes of testing, inspections, repairs, or any other reason, a ~~\$50.00~~ **\$55.00** fee per visit shall be charged for the termination and restoration of water service.

Sec. 94-435. - Discontinuance of water service upon violation; penalty.

The superintendent of water and sewer is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this article is known to exist and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this article and until a reconnection fee of ~~\$150.00~~ **\$165.00** is paid to the city. Immediate disconnection with verbal notice can be effected when the superintendent of water and sewer is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection. Immediate disconnection without notice to any person can be effected to prevent actual or

19-O-15

anticipated contamination or pollution of the public water supply; provided that, in the reasonable opinion of the superintendent of water and sewer or the state environmental protection agency, such action is required to prevent actual or potential contamination or pollution of the public water supply. Neither the public water supply, the superintendent of water and sewer, nor his agents or assigns shall be liable to any customer for any injury, damages or lost revenues which may result from the termination of the customer's water supply in accordance with the terms of this article, whether or not such termination was with notice.

Section II. Severability. In the event that any section, clause, provision, or part of this ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain to be valid in any one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in full force and effect.

Section III. Repeal and Savings Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the City of Zion prior to the effective date of this ordinance.

Section IV. Effective Date. This ordinance shall be in full force and effect, after its approval and passage, no less than 10 (ten) days after its publication in pamphlet form in the manner provided by law.

Section V. Ordinance Number. This ordinance shall be known as Ordinance Number 19-O-15.

Adopted by roll call vote as follows:

AYES: Comms. Fischer, McKinney, DeTienne, McDowell, Mayor Hill

NAYS: None

ABSENT AND NOT VOTING: None



Al Hill, Mayor

PASSED: March 1, 2016

APPROVED: February 16, 2016

PUBLISHED: March 2, 2016

ATTEST:


City Clerk