

TITLE 4

PUBLIC SAFETY

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CHAPTER 1

GENERAL OFFENSES

SECTION:

- 4-1-1: Illinois Criminal Code Adopted
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4-1-1: **ILLINOIS CRIMINAL CODE ADOPTED:** Except insofar as the application thereof is clearly impractical or inappropriate, in view of the context of purposes or penalty as provided, all of the definitions, requirements, regulations, prohibitions, provisions and sections of the Illinois criminal code, 720 Illinois Compiled Statutes 5/1-1 et seq., as amended, are hereby adopted by the village. Any and all violations thereof shall be considered violations of this chapter, and each such violation shall subject the violator thereof to penalty provisions of section 1-4-1 of this code. (2009 Code)

4-1-2: **ADVERTISEMENTS:**

- A. Unlawful Advertisements; Damaging Lawful Advertisements: It shall be unlawful to advertise any unlawful business or article in the village, and it shall be unlawful to injure or deface any lawful advertisement or notice. (1995 Code ch. 23, art. III § 11)
- B. Posting Bills: It shall be unlawful to post any bills or advertisements on any public property without the authority of the mayor and board of trustees, and it shall be unlawful to post any bill or advertisement on any property without the written consent of the owner thereof. Any such posting shall include the name of the person who posted the same. (1995 Code ch. 23, art. III § 16)
- C. Samples: It shall be unlawful for any person, firm or corporation, by himself or his or its agent or servants, to distribute, cast, throw or place, or cause to be distributed, thrown, cast or placed, in, upon, or along any of the streets, alleys or other public places in the village, or upon the

porches or yards or private residences therein, or within any dwelling or building in the village, any samples of merchandise or medicinal preparations for the purpose of or with the intent of advertising or making known in a general or promiscuous manner any business, occupation, proposition, medical treatment, medicine or any other article whatsoever. (1995 Code ch. 23, art. III § 17)

4-1-3: **COMBUSTIBLE REFUSE; STORING, THROWING REFUSE:** It shall be unlawful to permit or store any combustible refuse in such a way as to create a fire hazard or to store or throw any refuse of any kind on any street, alley or other public place. (1995 Code ch. 23, art. III § 9)

4-1-4: **PENALTY:** Any person, firm or corporation violating any provision of this chapter shall be fined as provided in section 1-4-1 of this code for each offense. (1995 Code ch. 23, art. III § 26; amd. Ord. 2001-3, 7-23-2001; 2009 Code)

CHAPTER 1

GENERAL OFFENSES

ARTICLE A. OFFENSES INVOLVING MORALS AND DECENCY

SECTION:

- 4-1A-1: Gambling
- 4-1A-2: Prostitution
- 4-1A-3: Indecent Conduct
- 4-1A-4: Nude Bathing
- 4-1A-5: Indecent Publications

4-1A-1: **GAMBLING:**

- A. Prohibited: Except as provided by Illinois Statutes, it shall be unlawful to gamble or attend any gambling resort or to make any bet, lottery or gambling hazard, or to buy or sell any chances or tickets in any gambling game, arrangement or device. (1995 Code ch. 23, art. I § 1)
- B. Devices: It shall be unlawful to possess any gambling device or paraphernalia with the intent to use the same for an unlawful purpose, and any such device or paraphernalia kept with such intent may be confiscated by any member of the county sheriff's department. (1995 Code ch. 23, art. I § 2; amd. 2009 Code)
- C. Gambling Houses: It shall be unlawful to maintain or patronize any establishment maintained for a gambling house or resort anywhere in the village. (1995 Code ch. 23, art. I § 3; amd. 2009 Code)
- D. Advertising: It shall be unlawful to advertise any gambling house or resort in any street, alley, or other public place within the village. (1995 Code ch. 23, art. I § 4)

4-1A-2: PROSTITUTION:

- A. Prohibited: It shall be unlawful for any person to practice prostitution in the village. (1995 Code ch. 23, art. II § 1)
- B. Soliciting: It shall be unlawful for any person to solicit on any street, alley or other public place in the village for the purpose of inducing any person to engage in prostitution or any unlawful sexual intercourse of any kind. (1995 Code ch. 23, art. II § 2)
- C. House Of Prostitution: It shall be unlawful to maintain, frequent or patronize any house of ill fame or house of prostitution in the village. (1995 Code ch. 23, art. II § 3)

4-1A-3: NUDE BATHING: It shall be unlawful for any person to bathe at any public place or in any place open to the public view unless such person is adequately garbed in a bathing suit. (1995 Code ch. 23, art. III § 15)

4-1A-4: INDECENT PUBLICATIONS:

- A. It shall be unlawful to sell or offer for sale, or to circulate, pass from one person to another, or expose in any public place or anywhere in view of a store or place frequented by the public any immoral, indecent or obscene publications, printed or written, or pictures or other representation.
- B. It shall be unlawful to keep any such publications, printed or written matter, picture or other representation in any place frequented by, or where it may come into the possession of, minors, or to disclose or expose any such material to minors. (1995 Code ch. 23, art. III § 18)

CHAPTER 1

GENERAL OFFENSES

**ARTICLE B. OFFENSES INVOLVING
PUBLIC PEACE AND SAFETY**

SECTION:

- 4-1B--1: Assault, Battery, Fighting
- 4-1B--2: Disorderly Conduct
- 4-1B--3: Assemblies
- 4-1B--4: False Fire Alarms
- 4-1B--5: Throwing Missiles, Dangerous Materials On Public Ways
- 4-1B--6: Fires Near Buildings, On Public Ways
- 4-1B--7: Discharge Of Firearms, Air Guns
- 4-1B--8: Scaffolds
- 4-1B--9: Articles On Windowsills
- 4-1B-10: Whistles
- 4-1B-11: Obstructing Stairways Or Exits
- 4-1B-12: Vagrancy

4-1B-1: **ASSAULT, BATTERY, FIGHTING:** It shall be unlawful for any person to commit any assault or battery or to fight in any public place in the village. (1995 Code ch. 23, art. III § 5)

4-1B-2: **DISORDERLY CONDUCT:** It shall be unlawful for any person to be guilty of disorderly conduct or of any conduct tending toward a breach of the peace. The causing or making of any unnecessary loud noise and shouting or yelling shall be considered disorderly conduct. (1995 Code ch. 23, art. III § 1)

4-1B-3: **ASSEMBLIES:**

- A. Unlawful Assemblies: It shall be unlawful to collect, gather or be a member of any disorderly crowd, or any crowd gathered together for any unlawful purpose. (1995 Code ch. 23, art. III § 12)

B. Disturbing Assemblies: It shall be unlawful for any person to disturb any lawful assemblage or gathering in the village. (1995 Code ch. 23, art. III § 7)

4-1B-4: **FALSE FIRE ALARMS:** It shall be unlawful for any person to knowingly start or spread any false alarm of fire in the village. (1995 Code ch. 23, art. III § 6)

4-1B-5: **THROWING MISSILES, DANGEROUS MATERIALS ON PUBLIC WAYS:** It shall be unlawful to cast, throw or propel any missile on any street, alley or public place, and it shall be unlawful to throw or deposit any glass, nails, tacks, or other similar articles on any street, alley, sidewalk or other public place in the village. (1995 Code ch. 23, art. III § 10)

4-1B-6: **FIRES NEAR BUILDINGS, ON PUBLIC WAYS:** It shall be unlawful to build or light any bonfire so close to any building or structure as to endanger such building or structure, or on any public street or sidewalk pavement. (1995 Code ch. 23, art. III § 13)

4-1B-7: **DISCHARGE OF FIREARMS, AIR GUNS:** It shall be unlawful to discharge any firearm or air gun in the village; provided, that this section shall not be construed to prohibit any officer of the law to discharge a firearm in the performance of his duty, nor to prohibit any citizen from discharging a firearm when lawfully defending his person or property. (1995 Code ch. 23, art. III § 14)

4-1B-8: **SCAFFOLDS:** Any scaffold or ladder placed in such a position that it overhangs or can fall onto any public street, alley or other public place in the village shall be firmly and properly constructed and safeguarded, and it shall be unlawful to place or leave any tools or article on any such scaffold or ladder in such a manner that the same can fall into any such street, sidewalk, alley or other public way from a greater height than four feet (4'). (1995 Code ch. 23, art. III § 19; amd. 2009 Code)

4-1B-9: **ARTICLES ON WINDOWSILLS:** It shall be unlawful to place any movable article on any window ledge or other place abutting on a public street, alley or other place at a height above four feet (4') from the ground in such a manner that the same can be or is in danger of falling onto such sidewalk, street, alley or other public place. (1995 Code ch. 23, art. III § 20)

4-1B-10: **WHISTLES:** It shall be unlawful to blow or cause to be sounded any steam whistle of any stationary engine or steam engine in the village except as a signal for starting or stopping work or in emergencies to avoid or to prevent injury to persons or property. (1995 Code ch. 23, art. III § 21)

4-1B-11: **OBSTRUCTING STAIRWAYS OR EXITS:** It shall be unlawful to obstruct or permit the obstruction of any stairway, aisle, corridor or exit in any office building, factory, hotel, school, church, theater, assembly hall, lodge or other public hall, or any building used by two (2) or more tenants or families in such a manner that said obstruction interferes with the free use of such stairway, aisle, corridor or exit. (1995 Code ch. 23, art. III § 22)

4-1B-12: **VAGRANCY:** It shall be unlawful for any mendicant or vagrant to frequent any depot, store, theater, street, alley, sidewalk, park or other public place or any place frequented by the public in the village. Any person found sleeping in such place and who has no established domicile or residence shall be considered to be a vagrant. (1995 Code ch. 23, art. III § 24)

CHAPTER 2

ANIMALS AND ANIMAL CONTROL

SECTION:

- 4-2-1: Dogs At Large
- 4-2-2: Cruelty To Animals
- 4-2-3: Noisy Animals
- 4-2-4: Livestock
- 4-2-5: Animal Houses
- 4-2-6: Dangerous, Vicious Animals
- 4-2-7: Diseased Animals
- 4-2-8: Rabies Control
- 4-2-9: Impoundment, Redemption And Disposition Of Animals
- 4-2-10: Hunting
- 4-2-11: Penalty

4-2-1: **DOGS AT LARGE AND PET EXCREMENT:** Any dog owner shall not permit a dog to run at large within the limits of the village. Dogs at all times shall be kept on a leash or tied, except when confined within or on the premises of the owner or possessor thereof. (Ord. 2001-9, 11-26-2001) No owner or person who has possession or control of a dog shall fail to remove excrement deposited by such dog or other animal upon the public ways or within the public places of the village, or upon the premises of any person other than the owner. (Ord. 2009-3-23)

4-2-2: **CRUELTY TO ANIMALS:** No person shall cruelly treat any animal in the village in any way, and any person who inhumanely beats, underfeeds, overloads or abandons any animal shall be deemed guilty of a violation of this section. (1995 Code ch. 26 § 1)

4-2-3: **NOISY ANIMALS:** It shall be unlawful to harbor or keep any animal which disturbs the peace by loud noises at any time of the day or night. (1995 Code ch. 26 § 3)

4-2-4: LIVESTOCK:

- A. Running At Large: It shall be unlawful to permit any cattle, horses, swine, sheep, goats or poultry to run at large in the village. Any such animals running at large in any public place in the village shall be impounded in the manner provided in this chapter.
- B. Tying To Graze: It shall be unlawful to picket or tie any such animal in any of the streets of the village for the purpose of grazing or feeding. (1995 Code ch. 26 § 4)

4-2-5: ANIMAL HOUSES: No person shall cause or allow any stable or place where any animal is or may be kept to become unclean or unwholesome. (1995 Code ch. 26 § 7)

4-2-6: DANGEROUS, VICIOUS ANIMALS:

- A. Running At Large: It shall be unlawful to permit any dangerous animal or vicious animal of any kind to run at large within the village.
- B. Exhibitions And Parades: Exhibitions or parades of animals which are ferae naturae in the eyes of the law may be conducted only upon securing a permit from the village board. (1995 Code ch. 26 § 2)
- C. Killing Dangerous Animals: Any member of the village board or any other person in the village is authorized to kill any dangerous animal of any kind when t is necessary for the protection of any person or property. (1995 Code ch. 26 § 5)

4-2-7: DISEASED ANIMALS:

- A. No domestic animal afflicted with a contagious or infectious disease shall be allowed to run at large or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof, except under the supervision of the county sheriff or the county health department.
- B. It is hereby made the duty of the county health department to secure such disposition of any diseased animal and such treatment of affected

premises as to prevent the communication and spread of the contagion or infection, except in cases where the state veterinarian is empowered to act. (1995 Code ch. 26 § 6; amd. 2009 Code)

4-2-8: RABIES CONTROL:

- A. Proclamation Of Rabies; Dogs To Be Muzzled: When the mayor, by proclamation, shall declare that danger from rabies is great, it shall be unlawful to permit any dog to go upon any public street, alley or sidewalk or other public place unless such dog is securely muzzled. (1995 Code ch. 26 § 8)
- B. Dog Bites: Whenever any dog bites a person, the owner of said dog shall immediately notify the county health department, animal control division, who shall order the dog to be held on the owner's premises or shall have the dog impounded for a period of fifteen (15) days. The dog shall be examined immediately after it has bitten anyone and again at the end of the fifteen (15) day period. If, at the end of this fifteen (15) day period, a veterinarian is convinced that the dog is free from rabies, he shall order the dog released from quarantine or the pound as the case may be. (1995 Code ch. 26 § 11; amd. 2009 Code)

4-2-9: IMPOUNDMENT, REDEMPTION AND DISPOSITION OF ANIMALS:

- A. Authority To Impound And Destroy Animals: Any peace officer or county health officer, or any other person designated by the village, is authorized to capture and impound any animal found running at large in the village contrary to the provisions of this chapter, or any dangerous or vicious animal that is not safely and securely confined in accordance with the provisions of this chapter. In the event capture cannot be effected safely and promptly, the officer or person is authorized to destroy the animal in a humane manner.
- B. Redemption Of Animals: The owner of any impounded animal may redeem said animal from the pound upon payment of a reasonable fee for room and board, to be determined by the impounding agency. (1995 Code ch. 26 § 9; amd. 2009 Code)
- C. Care Of Impounded Animals: Animals which are kept in the village pound

shall be humanely treated and fed. Such pound shall be under the charge of the poundmaster who shall be responsible for the care and custody of the same. (1995 Code ch. 26 § 10; amd. 2009 Code)

- D. Disposition Of Unredeemed Animals: Unredeemed animals shall be disposed of as provided by the village board. (1995 Code ch. 26 § 10)

4-2-10: **HUNTING:** It shall be unlawful for any person to engage in killing any animal or to hunt any animal in the village other than as prescribed by law. (1995 Code ch. 23, art. III § 8)

4-2-11: **PENALTY:** Any person, firm or corporation violating any provision of this chapter shall be fined as provided in section 1-4-1 of this code for each offense. (1995 Code ch. 26 § 12; amd. Ord. 2001-3, 7-23-2001; 2009 Code)

CHAPTER 3

MINORS

SECTION:

4-3-1: Curfew Regulations

4-3-1: **CURFEW REGULATIONS:**

- A. Curfew Imposed: It shall be unlawful and a violation of this section for any minor to be or remain upon any street or alley or other public place within the corporate limits of the village in violation of any and all state statutes now existing or as may hereafter be enacted or amended regulating such behavior unless the minor is accompanied by an adult. (1995 Code ch. 23, art. III § 25)
- B. Permitting Minors To Violate Curfew: It shall be unlawful for anyone having the legal care and custody of any person as described in subsection A of this section to allow or permit such person to go or be upon any public street, alley or other public place in the corporate limits of the village, as restricted in subsection A of this section, except in case of necessity. (1995 Code ch. 23, art. III § 25; amd. 2009 Code)
- C. Detaining Child: Every law enforcement officer, while on duty, within the corporate limits of the village, is hereby authorized to detain any minor wilfully violating the provisions of subsection A of this section until the parent or guardian of the child shall take him into custody, but such officer shall immediately, upon taking custody of the child, communicate with the parent or guardian. (1995 Code ch. 23, art. III § 25)
- D. Penalty: Any person, firm or corporation violating any provision of this section shall be fined as provided in section 1-4-1 of this code for each offense. (1995 Code ch. 23, art. III § 26; amd. Ord. 2001-3, 7-23-2001; 2009 Code)

CHAPTER 4

DISCRIMINATION IN HOUSING

SECTION:

- 4-4-1: Policy And Purpose
- 4-4-2: Definitions
- 4-4-3: Prohibited Acts
- 4-4-4: Penalty; Enforcement

4-4-1: **POLICY AND PURPOSE:**

- A. In furthering the policy of the state as expressed in its constitution and other laws, in order that the safety and general welfare, peace and health of all the inhabitants of the village may be ensured, it is hereby declared the policy of the village to assure equal opportunity to all residents regardless of race, color, religion, national origin or ancestry, gender, creed, or physical or mental disability to live in decent, sanitary, healthful, standard living quarters.
- B. It is the policy of the village that no owner, lessee, sublessee, assignee, managing agent, or other person, firm or corporation having the right to sell, rent, lease, or otherwise control any housing accommodation and/or real property within the village, or any agent of these, shall refuse to sell, rent, lease, or otherwise deny to or withhold from any person or group of persons such housing accommodations and/or real property because of race, color, religion, national origin or ancestry, gender, creed, or disability of such person or persons or discriminate against any person or persons because of race, color, religion, national origin or ancestry, gender, creed or disability in the conditions, terms, privileges of the sale, rental or lease of any housing accommodation and/or real property or in the furnishing of facilities and/or services in connection therewith. (Ord., 8-23-1999; amd. 2009 Code)
- C. Relocation shall be carried out in a manner that will promote maximum choice within the community's total housing supply; lessen racial, ethnic, and economic concentrations; and facilitate desegregation and racially

inclusive patterns of occupancy and use of public and private facilities.
(Ord., 8-23-1999)

4-4-2: **DEFINITIONS:** Unless a different meaning clearly appears from the context, the following terms, as used in this chapter, shall have the meanings as ascribed to them in this section:

DECENT, SANITARY,
HEALTHFUL STANDARD
LIVING QUARTERS:

Housing which is in sound, clean, and weathertight condition in conformance with applicable local, state, and national codes.

DISCRIMINATE OR
DISCRIMINATION:

Any difference expressed in any way toward a person or persons in the terms of the sale, exchange, lease, rental or financing for housing accommodation and/or real property in regard to such sale, exchange, rental, lease or finance because of race, color, religion, national origin or ancestry, gender, creed, or disability of such person.

FINANCIAL INSTITUTION:

Any person, institution or business entity of any kind which loans money to persons and receives as security for said loans a secured interest of any kind in the real property of the borrower.

HOUSING
ACCOMMODATION:

Includes any building, structure, or portion thereof which is used or occupied, maintained, arranged or designed to be used or occupied as a home, residence or sleeping place of one or more human beings, or any real estate so used, designed or intended for such use.

OWNER:

Any person or persons who hold legal or equitable title to, or own any beneficial interest in any real property or who hold legal or equitable title to shares of, or hold any beneficial interest in any real estate cooperative which owns any real property and/or housing accommodations.

REAL ESTATE BROKER:

Any person, partnership, association, corporation and/or agent thereof, who, for a fee or other valuable consideration, offers, sells, purchases,

exchanges or rents, or negotiates for the sale, purchase, exchange or rental of a housing accommodation and/or real property of another, or collects rental for the use of a housing accommodation and/or real property of another.

REAL PROPERTY: Any real estate, vacant land, building, structure or housing accommodations within the corporate limits of the village. (Ord., 8-23-1999; amd. 2009 Code)

4-4-3: **PROHIBITED ACTS:**

- A. It shall be unlawful for any owner of real estate, lessee, sublessee, real estate broker or salesperson, financial institution or employee of the financial institution, advertiser, or agent of any or all of the foregoing to discriminate against any person or persons because of their race, color, religion, national origin or ancestry, gender, creed, or disability with regard to the sale, exchange or rental, or any dealing concerning any housing accommodation and/or real property.
- B. In addition to subsection A of this section, it shall also be unlawful for any real estate broker or employee thereof, owner or other person, or financial institution dealing with housing or real property in the village:
1. To discriminate against any person in the availability of or the price, terms, conditions, or privileges of any kind relating to the sale, rental, lease, or occupancy of any housing accommodation or real property in the village or in furnishing of any facilities or services in connection therewith.
 2. To publish or circulate, or cause to be published or circulated, any notice, statement or advertisement, or to announce a policy, or to use any form of application for the purchase, lease, rental or financing of real property, or to make any record of inquiry in connection with the prospective purchase, rental or lease of such real estate, which expresses directly or indirectly any discrimination as to race, color, religion, national origin or ancestry, gender, creed or disability of any person.
 3. To discriminate in connection with lending money, guaranteeing loans, accepting mortgages or otherwise obtaining or making available funds for the purchase, acquisition, construction, rehabilitation, repair or

maintenance of any housing accommodation and/or real property.

4. To solicit for sale or lease, or listing for the sale or lease, of any housing accommodation and/or real property on the grounds of loss of value because of the present or prospective entry into any neighborhood of any person or persons of any particular race, color, religion, national origin or ancestry, gender, creed, or disability.

5. To distribute, or cause to be distributed, written material or statements designed to induce any owner of any housing accommodation and/or real property to sell or lease his property because of any present or prospective change in the race, color, religion, national origin or ancestry, gender, creed, or disability of persons in the neighborhood.

6. To make any misrepresentations concerning the listing for sale, or the anticipated listing for sale, or the sale of any housing accommodation and/or real property for the purpose of inducing or attempting to induce the sale or listing for sale of any housing accommodation and/or real property by representing that the presence or anticipated presence of persons of any particular race, color, religion, national origin or ancestry, gender, creed, or disability in the area will or may result in the lowering of property values in the block, neighborhood or area in which the property is located.

7. For an owner to solicit any real estate broker to sell, rent or otherwise deal with such owner's housing accommodations and/or real property with any limitation on its sale based on race, color, religion, national origin or ancestry, gender, creed, or disability.

8. For an owner to refuse to sell, rent, or otherwise deal with any housing accommodation and/or real property because of race, color, religion, national origin or ancestry, gender, creed, or disability of the proposed buyer or tenant. (Ord., 8-23-1999; amd. 2009 Code)

4-4-4: **PENALTY; ENFORCEMENT:** Any person convicted of violating any of the provisions of this chapter shall be punished by a fine as provided in section 1-4-1 of this code. Each day a violation continues shall constitute a separate violation. This section shall in no way abrogate or impair the right of the village to specifically enforce, by any legal means, any of the provisions of this chapter. (Ord., 8-23-1999; amd. 2009 Code)