

VILLAGE OF WILLIAMSFIELD

COMPILATION OF ORDINANCES

Disclaimer: The Village provides this compilation to enhance communications with residents and provide a convenient location for these important ordinances. Be advised that a time lapse may occur between a change in Village ordinance and when the changes appear on this site. Please [contact the Village](#) for the most recent copies of ordinances or to verify that the ordinances listed on this site have been updated.

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ORDINANCE 2014-01: RESTRICTIONS ON CERTAIN ACTIVITIES IN PARKS

[PDF of Approved Ordinance 2014-1](#)

SECTION 1: The foregoing recitals shall be, and they are hereby incorporated herein as if fully set forth within this Section 1.

SECTION 2: SMOKING PROHIBITED

It shall be unlawful to smoke tobacco within any park within the Village. "Smoking" mean the act of inhaling the smoke from the possessing a lighted cigarette, cigar, pipe, or any other form of tobacco or similar substance used for smoking.

SECTION 3: UNLAWFUL TO POSSESS

It shall be unlawful to possess in any park within the Village:

- a) Alcohol (as defined in 235 ILCS 5/1-3.01),
- b) Cannabis or a controlled substance in violation of the Cannabis Control Act, the Illinois Controlled Substances Act, or the Methamphetamine Control and Community Protection Act, or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act, or
- c) A knife, firearm, or similar weapon

SECTION 4: BULLYING

It shall be unlawful for any person to bully another person in a park within the Village. "Bullying" mean any severe or pervasive physical or verbal act or conduct, including communications made in writing or electronically, directed toward another person that has or can be reasonably predicted to have the effect of one or more of the following:

- a) Placing the person in reasonable fear of harm to the person's body or property;
- b) Causing a substantially detrimental effect on the person's physical or mental health;
- c) Substantially interfering with person's academic performance; or
- d) Substantially interfering with the person's ability to participate in or benefit from the services, activities, or privileges provided by the park.

SECTION 5: SIGNS OF RESTRICTIONS

The Village is authorized to obtain and post signs of the restrictions contained in this ordinance.

SECTION 6: FINE AMOUNT OF VIOLATION

Any person violating any provision of this ordinance shall be given a warning. A person found guilty of any further violation shall be fined as follows:

1st offense: \$25.00

2nd offense: \$50.00

3rd offense: \$75.00

4th offense: \$100.00

The maximum fine shall be \$100 for each such violation thereafter.

SECTION 7: INTERPRETATION

When interpreting this ordinance, the singular shall include the plural.

SECTION 8: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 9: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 2014-04: HOURS FOR SELLING ALCOHOLIC BEVERAGES

As Amended by Ordinance 2016-02

[PDF of Approved Ordinance 2014-4](#) and [2016-2](#)

SECTION 3: HOURS

The hours for all establishments selling alcoholic beverages, other than as provided below for a convenience store, shall be as follows:

Monday	6:00 AM - 12:00 AM (Midnight)
Tuesday	6:00 AM - 12:00 AM (Midnight)

Wednesday	6:00 AM - 12:00 AM (Midnight)
Thursday	6:00 AM - 12:00 AM (Midnight)
Friday	6:00 AM - 01:00 AM (Saturday)
Saturday	6:00 AM - 01:00 AM (Sunday)
Sunday	12:00 PM noon - 8:00 PM

Upon request by a holder of a liquor license, the Board of Trustees may annually authorize up to two (2) special events (e.g. Super Bowl, NASCAR, special events, etc.) to each liquor license holder, during which closing hours may be extended as the Board of Trustees deems appropriate. These hours shall mean that the doors of the premises shall be locked at the closing time and no customers shall be in premises after closing time. No sale or consumption of alcoholic beverages in the premises shall be allowed after closing time.

The hours for a convenience store license shall be as follows:

- A. 6:00 AM to 12:00 AM midnight Monday through Thursday
- B. 6:00 AM to 02:00 AM Friday and Saturday
- C. 12:00 PM noon to 12:00 AM midnight Sunday

This Ordinance shall be in full force and effect immediately upon its passage, approval and publication as provided by law.

All Ordinances or parts of Ordinances in conflict herewith are hereby expressly repealed

ORDINANCE 2015-02: ANIMAL REGULATIONS

[PDF of Approved Ordinance 2015-02](#)

SECTION 1: DEFINITION

ANIMAL: Any animal, other than man, which may be affected by rabies

CONFINED: Restriction of an animal at all times by the owner, or his agent, to an escape proof building or other enclosure away from other animals and the public

DOG: A domesticated carnivorous mammal (*Canis familiaris*)

CAT: A small carnivorous mammal (*Felis catus* or *F. domesticus*)

LEASH: A cord, rope, strap, or chain which shall be securely fastened to the collar of harness of a dog or other animal and shall be of sufficient strength to keep such dog or other animal under control

OWNER: Any person having a right of property in a dog or other animal, or who keeps or harbors a dog or animal, or who has it in his/her care, or acts as its custodian or agent of the owner, or who knowingly permits a dog or other domestic animal to remain on or about any premises occupied by him/ her

POUND: Any facility approved by the City for purpose of enforcing this Chapter and used as a shelter for seized, homeless, abandoned, or unwanted dogs or other animals, including shelter and cages provided by the Village of Williamsfield.

SECTION 2: REGISTRATION PROVISIONS

A. Registration: Every owner of any dog, cat or animal, within the limits of this Village, shall register the same with the Knox County Animal Control Department. The owner shall maintain current rabies tags and documentations to prove the above registration. Every owner shall show the above documentation to any Williamsfield Police Officer upon request of the same. Violation of this subsection shall be a fine, not less than fifty dollars (\$50.00) nor more than five hundred (\$500.00).

B. Collars/ Tags: Every dog and cat shall be provided by its owner with a collar, to which shall be securely attached and kept the Knox County Rabies Tags. Violation of this subsection shall be a fine not less than fifty dollars (\$50.00) nor more than five hundred (\$500.00).

SECTION 3: RESTRICTIONS; OFFENSES BY DOGS OR CATS

A. At large: All dogs and cats, within the limits of the Village, shall be confined at all times to the premises of the owners or custodian thereof, or if not on said premises, such dogs and cats shall be kept on a leash under the control of the owner. Any owner violating this subsection shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), and the said dog or cat maybe impounded under the Impounding provisions set in this chapter.

B. Disturbances: On complaint being made to the President or Police Chief or any Police Officer of this Village, of any dog within the Village, which shall be barking or howling in a continuous manner, disturbing the quiet of any person or persons whosoever, the President or Chief of Police or any Police Officer of this Village shall give notice thereof to the owner of person harboring such dog and in case such person or person shall, for a space of one day after such notice, neglect to cause such dog to

cease the above disturbance, he/ she, shall be subject to a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00).

SECTION 4: CRUELTY TO ANIMALS

No owner of any dog, cat or animal shall subject the dog, cat, or animal or cause the dog, cat or animal to be subject to cruelty, beating, injury, abuse or killing; and no such owner shall neglect to provide sufficient and proper food, drink, and shelter for dog, cat or animal. Violating this subsection shall be a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00). Depending on the seriousness of the incident, the Police Officers may charge such owner or keeper of the dog(s) or cat(s) with violations of State of Illinois Laws rather than Village of Williamsfield Ordinances.

SECTION 5: KILLING DANGEROUS DOGS OR CATS

The members of the Police Department or any officer of the Village authorized with the power of a police offer are authorized to kill any dangerous dog, cat or animal when it is necessary for the protection of person(s) or property.

SECTION 6: IMPOUNDING PROVISIONS

Any Police Officer or other employee by the Village of Williamsfield may catch any stray dogs or cats within the Village of Williamsfield.

A. Dog: In addition to any penalty provided by subsection (Restrictions; Offenses by Dogs or Cats), any dog running at large in violation of said subsection may be caught and taken to the pound. The owners of said dog will pay any fees required by the pound for the release of said Dog. After seventy-two hours (72) ownership of the dog is transferred to the pound.

B. Cat: In addition to any penalty provided by subsection (Restrictions; Offenses by Dogs, or Cats), any cat running at large in violation of said subsection may be caught and taken to the Village of Williamsfield Maintenance building and will be maintained, fed and housed for a period of seventy-two hours (72). After seventy-two (72) hours the cat will be considered abandoned and homeless, and such cat will be transported to a Veterinary Facility and will be disposed of humanely. If the owner of said cat wished to claim such cat, it will have to show proof of registration and/or rabies vaccinations, and will pay ten dollars (\$10.00) per day to the Village Clerk for each day that the cat was in possession of the Village of Williamsfield. At the discretion of the Police Chief or his Officers the cat may be released to the owner, after appropriate assurances are made

to register said cat and to ensure it has the appropriate rabies shots within seventy-two (72) hours of release of said cat by the Village of Williamsfield.

SECTION 7: ENFORCEMENT

The Village of Williamsfield Police Chief and his/her Officers will enforce the Ordinances as stated. The Knox County Animal Control Department also has the authority to enforce all Knox County Animal Control Ordinances as well as State of Illinois Laws concerning Animals within the Village of Williamsfield.

SECTION 8: LIMITS ON OWNERSHIP OF DOGS AND CATS

A residence within the Village of Williamsfield may have up to combination of (4) four dogs/cats. The total number of dogs and cats combined may not be more than (4) four. Any owner in violation of this subsection shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each offense. The owner in violation of this subsection shall be given one (1) week to remedy this violation. After one (1) week, each and every day during which a violation continues to exist will be considered a separate offense.

GRANDFATHER CLAUSE: A residence that is in violation of this subsection on the date that this Ordinance is approved is authorized to continue maintaining the same dog or cat that they presently own. No new dog or cat, or any additional dog or cat may be owned or kept at the residence until the numbers reaches what is legally allowed under this ordinance. It is the responsibility of the owners of the dogs or cats to maintain appropriate paperwork (Registration Documents and/or Rabies Documents) to prove that they were owned at the time of the approval of this ordinance. Failure to maintain the appropriate paperwork voids this grandfather clause.

SECTION 9: When interpreting this ordinance, the singular shall include the plural.

SECTION 10: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 11: This ordinance shall control over any prior, conflicting ordinance

ORDINANCE 2015-03: GENERAL PENALTY

[PDF of Approved Ordinance 2015-03](#)

Any person convicted of a violation of any section or provision of this code, where no other penalty is set forth, shall be punished by a fine not less than seventy five dollars (\$75.00), nor more than five hundred dollars (\$500.00) and in addition thereto shall be responsible for restitution for any damages caused to property of the Village of Williamsfield, Illinois caused by such a violation.

SECTION 1: PROCEDURE

At the discretion of any officer authorized to issue such AWT's (Advance Warning Ticket), an AWT may be used as a courtesy in lieu of arrest using the following procedure:

1. The AWT shall be on a ticket form to be approved by the board of trustees.
2. When an AWT is issued, the person accused of a violation may settle and compromise the claim by paying to the Village an administration fee in the sum of seventy five dollars (\$75.00).
3. If the person accused of said violation does not settle the claim, including both the payment of the administration fee and compliance, where required, within (30) days from the date of issuance of the AWT, then a complaint or notice to appear in court will be issued for said violation and the person shall be subject to the fines and penalties set forth in the applicable provisions of this code.

SECTION 2: If any item, or portion thereof, or this ordinance is for any reason held invalid by a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of such item, or the remaining portion of this ordinance.

SECTION 3: When interpreting this ordinance, the singular shall include the plural.

SECTION 4: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 5: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 2015-04: IMPOUNDMENT OF MOTOR VEHICLES

As amended by Ordinance 2015-06: Parking Regulations

[PDF of Approved Ordinance 2015-04](#) and [2015-06](#)

SECTION 1: DEFINITIONS

For purposes of this article, the following definitions shall apply, unless the context clearly indicates or requires a different meaning:

Cannabis means any substance as defined in section 1 of the Cannabis Control Act (720 ILCS 550/1 et seq.) as now in force and as may be amended from time to time.

Controlled Substance: means any substance as defined and included in the schedule contained in Article II of the Illinois Controlled Substance Act (720 ILCS 570/201 et seq.), as now in force and as may be amended from time to time.

Driving under the influence means any violation as defined in section 11-501 of the Illinois Vehicle Code (625 ILCS 5/11-501) as now in force and as may be amended from time to time.

Driving while driver's license, permit or privilege to operate a motor vehicle is suspended or revoked means any violation as defined in section 6-303 of the Illinois Vehicle Code (625 ILCS 5/6-303), as now in force and as may be amended from time to time.

Drug Paraphernalia means any equipment, product, and/or materials as defined in section 2 of the Drug Paraphernalia Act (720 ILCS 600/2), as now in force and as may be amended from time to time.

Fleeing and attempting to elude a police officer means any offenses as defined in section 5/11-204 or 5/11-204.1 of the Illinois Vehicle Code, 625 ILCS 5/11-204 and 5/11-204.1, as now in force and as may be amended from time to time.

Motor Vehicle shall have the meaning ascribed to it in 625 ILCS 5/1-146.

Owner means the record title holder of a motor vehicle as shown on the records of the Secretary of State or registration of the vehicle.

Unlawful use of weapons means a violation of section 24-1(a)(4) of the Illinois Criminal Code (720 ILCS 5/24-1(a)(4)).

SECTION 2: SEIZURE AND IMPOUND OF VEHICLES

A. A motor vehicle is subject to seizure and impoundment under this article if such motor vehicle is used in commission of any of the following:

1. The possession or delivery of a controlled substance, drug paraphernalia or cannabis;
2. Driving under the influence
3. Driving while driver's license, permit or privilege to operate a motor vehicle is suspended or revoked;
4. Unlawful use of weapons;
5. Fleeing or attempting to elude a police officer;

B. The owner of a vehicle found to be subject to seizure and impoundment as set forth herein shall be liable to the Village for a penalty of five hundred dollars (\$500.00) in addition to fees for the towing and storage of the vehicle.

C. Whenever a Law Enforcement Officer has probable cause to believe that a vehicle is subject to seizure and impoundment pursuant to this section, the Law Enforcement Officer shall provide for the towing of the vehicle. When the vehicle is towed, the Officer shall notify the person who is found to be in control of the vehicle at the time of the alleged violation, if there is such a person, of the fact of the seizure and of the vehicle owner's right to request a preliminary hearing to be conducted under this section.

SECTION 3: POSTING OF BOND

If a bond in the amount of five hundred dollars (\$500.00) is posted with the Williamsfield Police Department, the impounded vehicle will be released to the owner, provided, however, the owner first pays the towing and storage costs. If a penalty is imposed for a violation of this article, the bond will be forfeited to the Village; provided, in the event that a violation of this article is not proven, the bond will be returned to the person posting the bond. Any bond posted pursuant to this article will be held by the Village until the hearing officer issues a decision, or, if there is a judicial review, until the court issues its final decision.

SECTION 4: PRELIMINARY HEARING

(a) An owner of a motor vehicle seized under the provisions of this article may request a preliminary hearing by delivering a written request to Williamsfield Police Department within seventy-two (72) hours after the seizure of the motor vehicle.

(b) If the written request is timely made, a hearing officer shall conduct a preliminary hearing within seventy-two (72) hours after the request for preliminary hearing is received by the Police Department; provided that if the date for the hearing falls on a Saturday, Sunday, or legal holiday, the preliminary hearing will be held on the next

business day following the Saturday, Sunday or legal holiday. For purposes of this section, the following shall apply:

1. All interested persons will be given a reasonable opportunity to be heard at the preliminary hearing.
2. The formal rules of evidence will not apply at the hearing. Hearsay testimony will be admissible.
3. If, after the conclusion of the hearing, the hearing officer determines that there is probable cause to believe that the vehicle was used in the commission of any offense as hereinabove provided in subsection seizure and impoundment of vehicles, the hearing officer shall order the continued impoundment of the vehicle, unless the owner of the vehicle posts a cash bond with the Williamsfield Police Department in the amount of five hundred dollars (\$500.00), plus the towing and storage costs.
4. If the hearing officer determines that there is not probable cause to believe that the vehicle was used in the commission of any offense as hereinabove provided in subsection seizure and impoundment of vehicles, the motor vehicle will be returned to the owner without any penalty or other costs excluding towing and storage fees owed to the commercial towing company.
5. The hearing officer for the preliminary hearing shall be the Chief of Police or his designee.

SECTION 5: FINAL HEARING

A. Notice of right to request hearing. Within then (10) days after a vehicle is seized or impounded pursuant to this chapter, the Village of Williamsfield shall provide notice to the owner of the motor vehicle of his or her right to request a hearing to determine whether the vehicle is subject to impoundment pursuant to this article. Such notice shall be in writing, and shall either be personally delivered or mailed by certified mail, return receipt requested, to the owner, as shown the records of the Secretary of State of the state in which the vehicle is registered.

B. Notice of hearing. If the owner files a written request for a hearing with the Williamsfield Police Department no later than fifteen (15) days after the notice was mailed or otherwise given as provided above, a hearing shall be scheduled and held, unless continued by order of the hearing officer, no later than forty-five (45) days after the request for hearing was filed. Notice of the hearing shall be given by regular mail to the owner at his or her address as shown on the Secretary of State Vehicle registration records.

C. Hearing. For purposes of this section, the following shall apply to the final hearing:

1. All interested persons will be given a reasonable opportunity to be heard at the hearing.
2. The formal rules of evidence will not apply at the hearing. Hearsay testimony will be admissible.
3. If the hearing officer determines by a preponderance of the evidence that the vehicle was used as hereinabove provided in subsection 8-2 (a) Sections 1-5 the hearing officer shall order the continued impoundment of the vehicle until the owner of the vehicle pays to the Village a penalty in the amount of five hundred dollars (\$500.00), plus the towing and storage costs. The penalty and costs shall be a debt due to the Village.
4. If the hearing officer determines that the vehicle was not used as hereinabove provided in subsection seizures and impoundment of vehicles, the motor vehicle will be released to the owner of the vehicle without any penalty of other costs, or, if a cash bond had previously been posted, the cash bond shall be returned with the exception of the tow costs and storage fees owed to the commercial towing company.
5. The hearing officer for the final hearing shall be the Knox County State Attorney or his designee.

SECTION 6: VEHICLES WITH LIENS

Notwithstanding any other provision of this article, whenever a person with a lien of record against a vehicle impounded under this section has commenced foreclosure proceedings, possession of the vehicle shall be given to that person if he or she agrees in writing to refund to the Village the net proceeds of any foreclosure sale, less any amount necessary to pay all lien holders of record, up to the total amount of penalties and fees impound under this article. The lien must be shown on the title and recorded with the Secretary of State.

SECTION 7: UNCLAIMED VEHICLES

Any motor vehicle that is not reclaimed within thirty (30) days after a final administrative decision is rendered in favor of the Village upon a hearing or against an owner who is in default or upon the failure of the owner to timely request a hearing, will be considered abandoned and may be disposed of as an unclaimed vehicle as provided by law.

SECTION 8:

When interpreting this ordinance, the singular shall include the plural.

SECTION 9:

This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 10: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 1985-01: PROHIBITION ON THE THE PARKING OF TRUCK TRACTORS AND/OR SEMITRAILERS ON VILLAGE PROPERTY

[PDF of Approved Ordinance 1985-01](#)

SECTION 1. No parking of truck tractors and/or semitrailers shall be allowed on streets, alleys, or any other property owned by the Village of Williamsfield at any time, with the exception that vehicles may be parked in commercial areas during a period of loading and unloading.

SECTION 2. DEFINITIONS

Truck tractor - Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

Semitrailer - Every vehicle without motive power, designed for carrying persons or property and for being drawn by a motor vehicle, and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

SECTION 3: This ordinance shall take effect and be in full force from and after its passage and publication as provided by law.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

SECTION 5: Any person violating any provision of this ordinance shall be fined not less than fifty dollars nor more than one thousand dollars for each offense.

ORDINANCE 2015-05: MISDEMEANORS

[PDF of Approved Ordinance 2015-05](#)

SECTION 1: DISORDERLY CONDUCT

- A. Disturbing Assembly:** No person shall willfully disturb any lawful assembly or create a disturbance in a public place.
- B. Obstructing Public:** No person shall obstruct or hinder any member of the public from freely passing wherever he has a legal right to go.
- C. Crowding:** No person shall jostle or willfully crowd any member of the public in any public or private place, or otherwise interfere intentionally with the peaceful pursuit of his or her affairs.
- D. Loitering:** No person shall loiter, lounge, stand about or otherwise frequent any public or private place after being requested to leave by the person in charge thereof, or by a police officer.
- E. Offensive Behavior:** No person shall conduct himself in such a manner as is likely to lead to breach of peace, or behave in a rude, offensive or indecent manner while in a public place.
- F. Disturbances:**
1. Disturbing the peace: No person shall create, maintain, assist or participate in the creation or maintenance of a loud or raucous noise likely to disturb the public peace or quiet.
 2. Amusement Premises: No person in charge of place of amusement or recreation shall permit or allow any unnecessary disturbance therein, or any conduct which is likely to result in a breach of peace.
- G. Liquor violations:**
1. **Public Intoxication:** No person shall appear in a public place while so intoxicated or under the influence of a narcotic drug that such person constitutes a nuisance or a threat to the health or safety of any person, including himself.
 2. **Open Container, Unlicensed Premises:** No person shall consume an alcoholic beverage, or have in his or her possession an open container containing an alcoholic beverage, in any building or other place open to and frequented by the public unless such place holds a current license authorizing it to sell alcoholic liquor at retail.
 3. **Open Container in Public:** No person shall consume an alcoholic beverage, or have in his or her possession an open container containing alcoholic liquor, in or upon any street, sidewalk, alley, park or other outdoor place open to and frequented by the public.
- H. Soliciting, Begging:**

1. **Personal Use:** No person shall beg or solicit donations from the public for his personal use.
 2. **Charitable:** No person shall solicit donations or contributions for any cause or purpose whatsoever on any public property without first obtaining the permission therefor of the Village.
 3. **Business:** No person shall solicit for any purpose whatsoever on any public or private property without first obtaining the permission therefor of the Village.
- I. Fighting:** No person shall engage in fighting, or making insulting or threatening remarks or gestures calculate to result in a fight or other breach of the peace.
- J. Obscenity:**
1. **Actions, Behavior:** No person shall commit any lewd, obscene or indecent act in a public place, or a place frequented by the public, or appear in public in an indecent state of dress.
 2. **Publications, Exhibits:** No person shall sell, offer to sale, exhibit, loan or give any lewd or obscene book, picture or article to another, nor shall any person present, exhibit or engage in any lewd, lascivious act or performance, nor shall any person prepare or exhibit or assist in the preparation of exhibition of any lewd or vulgar picture, writing, design or figure in any public place.
- K. Concealed Weapons:** No person shall carry a concealed weapon upon or about his person, nor shall any person display or flourish such a weapon in a threatening manner or in a manner calculated or likely to intimidate another person, except for those persons specifically authorized to do so. Nor shall any person simulate the presence of such weapon and intimidate therewith, even though in face no such weapon exists.
- L. Boarding Moving Vehicle:** No person shall climb upon or otherwise affix himself to any moving vehicle, or any vehicle which is about to move except in the course of his employment.
- M. Utility Facilities, Tampering:**
1. No person, except in the course of his employment, shall tamper or interfere in any manner with a telephone, telegraph or other wire or cable conducting electric current, or with any pole or other structure used to support such wire or cable.
 2. No person, except in the course of his employment, shall tamper or interfere in any manner with a lamp or other device used to light streets or alleys or with any pole or other structure used to support such lamp or other device.
- N. Trespass, Damage:** No person shall willfully damage, deface, destroy, remove, trespass upon or injure in any way, any property belonging to another person without the express consent of such other person.
- O. Government:**
1. **Impersonating an Officer:** No person shall impersonate a police officer or any other employee or official of the Village nor shall he resist any police when said officer is acting in the course of his official duty.

2. **Damaging Records:** No person shall remove, alter, damage or destroy any records kept or maintained by or in the custody of any Village official or employee, unless so authorized by the Village Board of Trustees.

SECTION 2: TRESPASS

A. Prohibited: It shall be unlawful for any person to commit a trespass within this Municipality upon either public or private property.

B. Enumerated: Without constituting any limitation upon the provisions herein, any of the following acts by any person shall be deemed included among those that constitute trespasses in violation of the provisions herein, and appropriate action may be taken hereunder at any time, or from time to time, to prevent or suppress any violation or violations of this Section, the aforesaid enumerated acts so included, being as follows:

1. An entry upon the premises, or any part thereof, of another, including any public property in violation of a notice posted or exhibited at the main entrance to said premises or at any point of approach or entry or in violation of any notice, warning or protest given orally or in writing, by any owner or occupant thereof, or
2. The pursuit of a course of conduct or action incidental to the making of an entry upon the land of another in violation of a notice posted or exhibited at the main entrance to said premises or at any point of approach or entry, or in violation of any notice, warning or protest given orally or in writing by any owner or occupant thereof; or
3. A failure or refusal to depart from the premises of another in case of being requested, either orally or in writing, to leave by any owner or occupant thereof; or
4. An entry into or upon any vehicle, aircraft or watercraft made without the consent of the person having the right to the possession or control thereof, or a failure or refusal to leave any such vehicle, aircraft or watercraft after being requested to leave by the person having such right.

SECTION 3: POSTING BILLS

No person shall, without the consent of the occupant or person in charge of the premises, post, put up, stick or place an advertisement, bill head, placard, show bill, circular, or other notice or matter upon any building, tree, post fence, sidewalk, lamp post, pole awning, or vehicle.

SECTION 4: AIDING OFFENSES

Whoever shall aid, abet or encourage any unlawful act of violation of any ordinance of the Village, shall be deemed a principal and subject to a penalty for the commission of such offense.

SECTION 5: ENFORCEMENT PROCEDURES

It shall be the duty of the proper authorities, on complaint made by any citizen thereof, to investigate the nature of the complaint and take such enforcement action as the circumstances of the investigation deem necessary.

SECTION 6: PENALTY

Every person who violates or fails to comply with any of the provisions of this chapter shall, upon conviction, be fined not less than seventy-five (\$75) nor more than five hundred dollars (\$500) for each such offense.

SECTION 7: ILLEGAL POSSESSION/ CONSUMPTION BY A MINOR

Prohibited: No minor (under 21 years of age) shall possess/ consume alcoholic liquor.

Exception: An exception to subsection (a) is that subsection (a) shall not apply in the case of a minor who possesses or consumed alcoholic liquor in or upon private premises in the presence of his parent or legal guardian when such alcoholic liquor was delivered to such minor by his parent or legal guardian.

Penalty: The minimum fine to be imposed upon a person convicted of violating this Section as a first offense shall be one hundred dollars (\$100). The minimum fine for Second and subsequent offense shall be three hundred dollars (\$300).

State Law References: Possession by persons under twenty-one, 235 ILCS 5/6-20(G)

SECTION 8: UNLAWFUL PURCHASE OF ALCOHOLIC LIQUOR BY A MINOR

No minor shall purchase or attempt to purchase alcoholic liquor in or from any Licensed premises or other person. The minimum fine to be imposed upon a person Convicted of violating this section as a first offense shall be one hundred dollars (\$100). The minimum fine for second and subsequent offenses shall be three hundred dollars (\$300).

State Law References: Purchase of liquor by a person under twenty-one, 235 ILCS 5/6-16.

SECTION 9: CURFEW

A. It is unlawful for a person less than seventeen (17) years of age to be present at or upon any public assembly, building, place, street or highway at the following times unless accompanied and supervised by a parent, legal guardian, or other responsible companion at least eighteen (18) years of age approved by a parent or legal guardian or unless engaged in a business or occupation which the laws of this state authorize a person less than seventeen (17) years of age to perform:

1. Between 12:01 AM and 6:00 AM Saturday;
2. Between 12:01 AM and 6:00 AM Sunday; and
3. Between 11:00 PM on Sunday-Thursday, inclusive, and 6:00 AM on the following day.

B. It is unlawful for a parent, legal guardian, or other person to knowingly permit a person in his or her custody or control to violate subsection (a) of this section.

C. A person pleading guilty to or having been found guilty of a violation of this section shall be punished by a fine of fifty dollars (\$50) on this first offense and one hundred dollars (\$100) for each subsequent offense within a twelve (12) month period, except that neither a person who has been made a ward of the court under the Juvenile Court Act of 1987, nor that person's legal guardian, shall be subject to any fine. In addition to or instead of the fine imposed by this section, the court may order a parent, legal guardian, or other person convicted of a violation subsection (a) and/or (b) of this section to perform community service as determined by the court, except that the legal guardian of a person who has been made a ward of the court under the Juvenile Court Act of 1987 may not be ordered to perform community service. The dates and times established for the performance of community service by the parent, legal guardian, or other person convicted of a violation of subsection (b) of this section shall not conflict with the dates and times that the person is employed in his or her regular occupation.

State Law Reference: Curfew- 720 ILCS 555/1

SECTION 10: ILLEGAL DRUG RELATED OFFENSES

Possession of Cannabis: (30 grams or less)

It is unlawful for any person to knowingly to possess 30 grams or less cannabis. The minimum fine to be imposed upon a person convicted of violating this section as a first offense shall be two hundred dollars (\$200). The minimum fine for second and subsequent offenses within 12 months shall be four hundred dollars (\$400).

State Law Reference: 720 ILCS 550/4 (a-c)

Possession of Cannabis for Delivery: (10 grams or less):

It is unlawful for any person to knowing manufacture, deliver, or possess with intent to deliver, or manufacture, 10 grams or less of cannabis. The minimum fine to be imposed upon a person convicted of violating this section as first offense shall be three hundred

dollars (\$300). The minimum fine for second and subsequent offense within 12 months shall be six hundred dollars (\$600).

State Law Reference: 720 ILCS 550/5 (a) and (b)

Possession of Drug Paraphernalia:

It is unlawful for a person who knowingly possesses an item of drug paraphernalia with the intent to use it in ingesting, inhaling or otherwise introducing cannabis or controlled substances into the human body, or in preparing cannabis or a control substance for that use. This subsection does not apply to a person who is legally authorized to possess and used such paraphernalia. The minimum fine to be imposed upon a person convicted of violating this section as a first offense shall be two hundred and fifty dollars (\$250). The minimum fine for second and subsequent offenses within 12 months shall be five hundred dollars (\$500).

State Law Reference: 720 ILCS 600/3.5

SECTION 11: When interpreting this ordinance, the singular shall include the plural.

SECTION 12: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 13: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 2015-06: PARKING REGULATIONS

[PDF of Approved Ordinance 2015-06](#)

SECTION 1: ADMINISTRATION AND ENFORCEMENT OF PROVISIONS

A. **Authority to Prohibit or Restrict Parking:** The Village Police Department and the Village Board of Trustees, are hereby authorized to prohibit or restrict stopping, standing, and/or parking of vehicles and to designate, erect and maintain signs and/or other markings regarding same. No person shall stop, stand or park a vehicle in a manner contrary to such sign(s) and/or other marking(s). The Police Department and all members thereof are hereby authorized to remove and tow away or have removed and towed away, by a commercial towing service, any car or other parked in any place where such parked vehicles is in violation of properly erected signs or other markings, or where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any authorized emergency vehicle, or where such vehicle has been parked in any public street or other public place for a period of seventy two (72) consecutive hours. Vehicles towed away shall be stored on any Village property or in a public garage of parking lot and shall be restored to the owner of

operator thereof after payment of the expense incurred by the Village in removed and storing such vehicles.

B. Owner Liability: Whenever any vehicle shall have been stopped left standing or parked in violation of any of the provisions of this chapter, the person in whose name such vehicle is registered and licensed in the office of the Secretary of state shall be subject to the penalty for such violation.

C. Penalties: Any person violating any provision of this Chapter may pay the place directed on the ticket or notice received a such violation, as the penalty for and in full satisfaction of such violation, the sum of twenty-five dollars (\$25.00) for a violation of any section other than the Snow Emergency restrictions section, and the sum of fifty (\$50.00) for a violation of the Snow Emergency Section, if such payment is made within seventy-two (72) hours of such violation. If payment is not made within seventy-two (72) hours, then the fine shall be fifty dollars (\$50.00) for any section other than the Snow Emergency section and seventy-five dollars (\$75.00) for a violation of the Snow Emergency section.

SECTION 2: Prohibited Parking

Specified Areas: No person shall park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, in any of the following:

1. Upon, over or across a street, or that portion of a public street which lies between the curb and the nearest boundary line of said public street, such portion being commonly known as the terrace;
2. In front of a public or private driveway or within five feet (5') of such a driveway when such restriction is properly marked;
3. Within an intersection;
4. Within fifteen feet (15') of a fire hydrant;
5. On a crosswalk;
6. Within twenty feet (20') of a crosswalk at an intersection;
7. Within thirty feet (30') upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway;
8. Within fifty feet (50') of the nearest rail of a railroad crossing;
9. Within twenty feet (20') of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five feet (75') of the entrance when properly posted with sign;
10. Alongside or opposite any street excavation or obstruction when such parking would obstruct traffic;
11. On the roadway side of any vehicle parked at the edge or curb of a street;
12. Upon any bridge or other elevated structure upon a street or highway or within a tunnel;
13. On any street or alley which has surfaced width of twenty-two feet (22') or less and when proper signs are posted.

Posted Areas: No person shall park a vehicle in an area designated by “No Parking” signs temporarily erected or placed by personnel employed by the Village, when duly authorized to do so by the chairperson of the road and bridge committee of the Village board, for purposes of repairing, maintaining or cleaning the street, removing snow or other substances there from, or repairing, extending or replacing a utility.

SECTION 3: SNOW EMERGENCY RESTRICTIONS

No person shall park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, on any street within the corporate limits of the village during a snow emergency announced by the village, being a period commencing at the time when two (2”) of snow has accumulated on the street surface and terminating twelve (12) hours later or when all of the streets have been plowed, whichever occurs first. Any person found guilty of violating the provisions of this section shall be fined as provided in Parking regulations, section (C) any vehicle parked in violation of this section may be towed away in accordance with the provisions of Parking Regulations, Section (A) Administration and Enforcement of Provisions.

SECTION 4: When interpreting this ordinance, the singular shall include the plural.

SECTION 5: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 6: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 2015-07: PUBLIC NUISANCES

[PDF of Approved Ordinance 2015-07](#)

SECTION 1: NUISANCES DECLARED

Anything, condition, or activity which endangers health, or offends the senses, or obstructs or interferes with free use and comfortable enjoyment of life or property and the following acts or omissions thereof are hereby declared to be nuisances and the creation or maintenance of same anywhere within this Municipality is hereby prohibited.

SECTION 2: ABATEMENT; PENALTIES

A. **Notice to Abate:** When any nuisance or anything likely to become a nuisance may be or may be found to be upon any premises, the owner, occupant, or agent of such premises, shall be notified in writing by the Village Police Chief or any policeman, or any member of the Board of Health or Board of Trustees to abate the same; and every such

owner of his agent or occupant shall abate said nuisance within ten (10) days after service of such notice.

B. **Abatement of Village:** Whenever any person shall fail to abate or remove a nuisance, such nuisance shall be abated by the Village Police Chief.

C. **Immediate Abatement:** Whenever any nuisance is of such a nature or character that the continuance thereof is liable to result in injury to any person, or any expense to the Village, it shall be the duty of the Village Police Chief to abate and remove the same summarily without waiting for the conviction of the author thereof.

D. **Methods of Abatement:** In any case where a nuisance is abated by the Village Police chief or any Village Officer, it shall be the duty of the Police Chief or such officer to proceed with due care and without unnecessary destruction of property, and he shall in all cases be authorized to employ such assistance and adopt such measures as may be necessary to abate such nuisance.

E. **Costs of Abatement:** Any person creating, keeping or maintaining any nuisance, shall be liable, in addition to the penalties provided, for all costs and expenses of abating the same when done by the authority of the Village, and in all cases where any Village officer shall abate any nuisance, he shall keep an account of all costs and expenses attending such abatement, and shall forthwith report the same to the President, who shall thereupon demand payment from, and in default of payment bring suit in the name of the Village against the persons creating, keeping or maintaining such nuisance.

SECTION 3: NUISANCES ENUMERATED

A. **Offensive Premises:** Allowing premises to become nauseous or offensive to persons in the vicinity therein, including dilapidation.

B. **Offensive Substances:** Causing to be discharges, placed, thrown, or causing to flow any nauseous, foul, offensive, or putrid liquid or substance from any premises to any street, alley, or adjacent premises.

C. **Weeds:** Allowing the dense growth of any weeds, vines, brush or other vegetation so as to constitute a health, safety or fire hazard; or permitting to remain any plant that is infested with injurious insects, pests, or plant disease.

1. In the event weeds or plants are allowed to exist on premises in violation of the foregoing provision, the Village shall give written notice to cut the same to the owner, tenant, agent or other person having control of said premises.
2. If said weeds are not cut within ten (10) days after service of such notice, the Village shall have the power to enter upon said premises, or to authorize its agent or agents to do so, and to cut such weeds.
3. The expense of cutting the weeds as aforementioned by the Village or its agent or agents shall be paid by the owner, tenants, agent or other person in control of said premises. If such expense is not so paid within twenty (20) days after notice of such expense has been given to such person, the Village may proceed to perfect and enforce its statutory lien on said premises for such expense, all as is provided in Chapter 24, Section 11-20-7, Illinois Revised Statutes, as the same now is or may hereafter be by amendment.
4. The notices hereinbefore called for may be served personally by any official, officer or employee of the Village, upon the owner, tenant, agent or other person in control of said premises, or may be sent by registered or certified mail to the last known address of such person.

D. Rats, Rat Harborage: Allowing rats or a rat harborage to exist on the premises in such number as to constitute an infestation.

1. In the event, any such condition exists, the Village shall give a written notice to the owner, occupant, agent or other person having control of the premises to prevent the ingress of rats to said property and to exterminate the rats therein.
2. If the ingress or rats to said property is not blocked, or the rats therein not exterminated, within a period of ten (10) days after such notice is served as hereinafter provided, the Village, or its agent, shall have the power to take steps necessary to prevent such ingress and to exterminate the rats therein.
3. The expenses incurred by the Village in preventing ingress and exterminating rats as aforesaid shall be billed to and paid by the owner, occupant, agent or other person having control of the property. If such expense is not paid within twenty (20) days after billing, the Village may proceed to perfect its statutory lien on such premises in accordance with Chapter 24, Section 11-20-8, Illinois Revised Statutes, as the same now is or may hereafter be by amendment.
4. The notices hereinbefore called for and the bill for expenses incurred maybe served by any official, officer or employee of the village personally upon the owner, occupant, agent or other person having control of the premises or may be sent by registered or certified mail to the last known address of such person.

E. **Garbage Accumulations:** Permitting or allowing garbage, junk, trash, debris or discarded material or property to exist upon the premises other than in a proper container.

1. In the event that such condition is found to exist, the Village shall give a written notice to the owner or occupant of the premises to remove such materials from said premises, such notice to be reasonably specific in describing the material or property to be removed
2. If such materials are not removed from the premises within ten (10) days after such notice is served as hereinafter provided, the Village, or its agent, shall have the power to remove all such material from said premises.
3. The expense incurred by the Village in removed such material shall be billed to and paid by the owner, occupant, agent or other person having control of the property. If such expense is not paid within twenty (20) days after billing, the Village may proceed to perfect and enforce a lien on said premises in the manner and to the extent set forth in Chapter 24, Paragraph 11-20-13, Illinois Revised Statutes, as amended.
4. The notices hereinbefore called for and the bill for expenses incurred may be served personally by any official, officer or employee of the Village, and the bill for expenses incurred may be served personally upon the owner, occupant, agent or other person having control of the property, or may be sent to such owner by registered or certified mail to the last known address of such person.

F. **Storing Materials:** Placing, depositing or storing dirt, rock, brick, rubble or other similar used building materials on a residential lot.

G. **Abandoned, Junk, Vehicles:**

H. **Dilapidated, Wooden Buildings:** Any wooden building or wooden part of any building which may be situated within thirty feet (30') of any contiguous building, and which may be so dilapidated and out of repairs to be untenable, is hereby declared to be a nuisance.

I. **Dangerous Buildings:** Any building or erection, or part thereof, which shall be in danger of falling, or otherwise in such a condition as to endanger the safety of persons passing under or near the same, or residing adjacent thereto, or to endanger any property contiguous thereto, is hereby declared to be a nuisance.

J. **Animal, Animal Matter Premises:** All slaughterhouses, cattle pens, stock lots, stock yards, chutes, and places used for receiving or loading or unloading, or quartering, or shipping any horses, mules, cattle, hogs, or sheep, which are detrimental

and obnoxious to the health and comfort of person residing in the neighborhood of the same, by reason of the filthy condition thereof.

K. **Businesses:** Houses of ill fame, gambling house, rendering factories

L. **Offensive Matter, Poison:** The disposition of any rotten, offensive or poisonous matter of any kind, in any street, alley, public park, ground or occupied lot or other place where it will annoy any person.

M. **Dead Animals:** The exposing of any dead animals, or the offal of any dead animals.

N. **Manure Heaps:** The accumulation of manure heaps.

O. **Polluting Waters:** The maintaining of any trade, building or outhouse built so as to pollute any stream of water that may flow thereby.

P. **Offensive Businesses:** No person or person shall, within the corporate limits of the Village of Williamsfield, keep or maintain any slaughterhouse, rendering establishment or similar place, nor shall any person or person erect, keep or maintain any warehouse, where any bought bone fertilizer, or other offensive matter may be stored or kept to the annoyance of any person.

Q. **Open Burning:** No person shall cause serious inconvenience or discomfort to any person by the burning or refuse, rubbish or other similar matter in an outdoor fire.

R. **Annoying Lighting:** No person shall cause lights used for the illumination of any property, except emergency lights used by authorized personnel, to shine so as to impair the judgment of motorists or the privacy of the occupants of any dwelling, nor any other purpose construed to constitute a nuisance or hazard.

SECTION 4: When interpreting this ordinance, the singular shall include the plural.

SECTION 5: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 6: This ordinance shall control over any prior, conflicting ordinance.

ORDINANCE 2015-11: GOLF CARTS AND NEIGHBORHOOD VEHICLES ON PUBLIC STREETS

[PDF of Approved Ordinance 2015-11](#)

SECTION 1. DEFINITIONS:

“Golf Cart”- means a vehicle specifically designed and intended for the purposes of transporting one or more person and their golf clubs or maintenance equipment while engage in the playing of golf, supervision the play of golf, or maintaining the condition of the grounds on a public or private course.

“Neighborhood Vehicle”- Self-propelled, electronically powered four-wheeled motor vehicle (or a self-propelled, gasoline powered four-wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters) which is capable of attaining in one mile a speed or more than 20 miles per hour, but no more than 25 miles per hours, and which conforms to federal regulations under Title 49 C.F.R. Part 571.500.

“Village Streets” - Any of the streets within the boundaries of the Village of Williamsfield, Illinois, except for state and county roads.

SECTION 2. POLICY STATEMENT: This Ordinance is adopted in the interest of public safety. Golf carts and neighborhood vehicles are not designed or manufactured to be used on public streets and roads, hereinafter “street(s),” and the Village of Williamsfield in no way advocates or endorses their operation on streets. The Village, by regulating such operation is merely addressing safety issues. This Ordinance is not to be relied upon as determination that operation on streets is safe or advisable even if done in accordance with this Ordinance. All person operating golf carts and neighborhood vehicles must be observant of, and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. All person who operate or ride golf carts and neighborhood vehicles on streets inside the Village of Williamsfield do so at their own risk and peril. The village of Williamsfield has no liability under any theory of liability for permitting golf carts to be operated on Village streets.

SECTION 3. RULES AND REGULATIONS

Golf carts and neighborhood vehicles may only be operated on streets within the Village of Williamsfield in accordance with the following rules and regulations. Any person who operates a golf cart and neighborhood vehicle in the Village of Williamsfield:

- Takes full responsibility for all liability associated with operating the golf cart or neighborhood vehicle

- Must be at least sixteen (16) years of age and possess a valid driver's license to operate a motor vehicle issued by Illinois or any other state. Must adhere to graduated driving laws according/set by State of Illinois with passenger limit.
- Must possess proof of liability insurance, meeting Illinois statutes requirements.
- Shall have headlight and tail lamps lighted at all times when operated on Village streets.
- May not travel when visibility is impaired by weather, smoke, fog or other conditions or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet. Riding restrictions are also limited to riding dusk to dawn with exceptions of ATV'S with snow plow blades and only for that use.
- May not travel on sidewalks or Village parks other than parking areas.
- May travel on Village streets at a rate of 20 mph or less
- May not be operate on State Route 180 except to cross said highway at intersections in a path ninety (90) degrees to said highway.
- Must be equipped as follows: at a minimum it has the following: horn, brakes, a steering apparatus, tires, a rearview mirror, red reflectorized warning devices in the front and rear, a "slow moving emblem" with a "3 inch high" permit number in the middle on the rear of the golf cart, a headlight that emits a white light visible from a distance of 500 feet to the front, a tail lamp that emits a red light visible from at least 100 feet from the rear, brakes lights, and turn signals.
- Process is void if driving under the influence, suspended/revoked and subject to impound per Village of Williamsfield Ordinance 2015-4.
- No towing/ pulling of any kind on Village streets or property.
- Must adhere to all applicable State laws concerning the possession and use of alcoholic beverages, and all other illegal drugs, and all other state traffic laws.
- Must yield the right-of-way to overtaking vehicles at all times.
- A maximum occupancy of one person per bucket seat or two per bench seat.
- Children must be properly seated, with seatbelts for children less than six (6) years of age, while said vehicle is in motion, and may not be transported in a negligent manner.
- Only allowed to park in handicapped parking spaces if the driver or at least one passenger has a valid handicap parking sticker
- Driver must have a valid driver's license
- Vehicles must be inspected by the Chief of Police, and have valid permit documentation from the Village visibly displayed on slow-moving emblem
- Neighborhood vehicle with motors in excess of 900 cc shall not be permitted under this ordinance.

SECTION 4. PERMITS:

- Every application for a permit shall be made on a form supplied by the Village. (See form beyond last page of this Ordinance.)
- A non-refundable permit application fee of twenty-five and no/100 (\$25.00) dollars for all applicants. It is the vehicle that is being licensed and this registration is non-transferable.
- Such other information as the Village may require.
- Permits shall be granted for a period of one (1) year and may be renewed every year thereafter by the anniversary date which is September 1st.

No permit shall be granted unless the following conditions are met:

- The village may suspend or revoke a permit upon a finding that the holder thereof has violated any provision of this Article or there is evidence that permittee cannot safely operate a qualified golf cart on the designated roadways. The Chief of Police and the Village Police Committee shall decide the length of suspension when necessary.
- The Village President, Chief of Police, and the Trustees' Police Committee shall monitor the administration and enforcement of this Ordinance.

SECTION 5. ENFORCEMENT:

1. Any violation of this Ordinance shall be punishable by a fine of not less than fifty and no/100 (\$50.00) dollars nor more than five hundred and no/100 (\$500.00) dollars for each violation.
2. A second violation of this Ordinance shall, in addition to being subject to a fine, be grounds for the revocation of the vehicle's permit issued for a period up to one (1) year.
3. The Board of Trustees of the Village of Williamsfield reserves the right to amend or repeal this Ordinance at any time, and if such amendment or repeal affects the rights of permit holders, all permit holders will be notified thereof by the Village by certified mail.
4. No person receiving a permit pursuant to the terms of this Ordinance Shall have any legal right to the continuation of said permit regardless of the cost of rendering a golf cart or neighborhood vehicle in compliance with this Ordinance. The Village of Williamsfield shall **not**, under any circumstances, be liable for any expenses incurred by an applicant or licensee for that applicant or licensee's costs to make the necessary modifications required by the Village.

SECTION 6. PASSAGE: This ordinance shall be in full force and effect from and after its passage.

ORDINANCE 2018-01: POLICY PROHIBITING SEXUAL HARASSMENT FOR THE VILLAGE OF WILLIAMSFIELD

[PDF of Approved Ordinance 2018-01](#)

I. PROHIBIT/ON ON SEXUAL HARASSMENTⁱ

It is unlawful to harass a person because of that person's sex. The courts have determined that sexual harassment is a form of discrimination under Title VII of the U.S. Civil Rights Act of 1964, as amended in 1991. All persons have a right to work in an environment free from sexual harassment. Sexual harassment is unacceptable

misconduct which affects individuals of all genders and sexual orientations. It is a policy of the Village of Williamsfield to prohibit harassment of any person by any municipal official, municipal agent, municipal employee or municipal agency or office on the basis of sex or gender. All municipal officials, municipal agents, municipal employees and municipal agencies or offices are prohibited from sexually harassing any person, regardless of any employment relationship or lack thereof.

II. DEFINITION OF SEXUAL HARASSMENT

This policy adopts the definition of sexual harassment as stated in the Illinois Human Rights Act, which currently defines sexual harassment as:

Any unwelcome sexual advances or requests for sexual favors or any conduct of a sexual nature when:

1. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment,
2. Submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual, or
3. Such conduct has the purpose or effect of substantially interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

Conduct which may constitute sexual harassment includes:

- Verbal: sexual innuendos, suggestive comments, insults, humor, and jokes about sex, anatomy or gender-specific traits, sexual propositions, threats, repeated requests for dates, or statements about other employees, even outside of their presence, of a sexual nature.
- Non-verbal: suggestive or insulting sounds (whistling), leering, obscene gestures, sexually suggestive bodily gestures, "catcalls", "smacking" or "kissing" noises.
- Visual: posters, signs, pin-ups or slogans of a sexual nature, viewing pornographic material or websites.
- Physical: touching, unwelcome hugging or kissing, pinching, brushing the body, any coerced sexual act or actual assault.
- Textual/Electronic: "sexting" (electronically sending messages with sexual content, including pictures and video), the use of sexually explicit language, harassment, cyber stalking and threats via all forms of electronic communication (e-mail, text/picture/video messages, intranet/on-line postings, blogs, instant messages and social network websites like Facebook and Twitter).

The most severe and overt forms of sexual harassment are easier to determine. On the other end of the spectrum, some sexual harassment is more subtle and depends, to some extent, on individual perception and interpretation. The courts will assess sexual harassment by a standard of what would offend a "reasonable person."

III. PROCEDURE FOR REPORTING AN ALLEGATION OF SEXUAL HARASSMENT

An employee who either observes sexual harassment or believes herself/himself to be the object of sexual harassment should deal with the incident(s) as directly and firmly as possible by clearly communicating her/his position to the offending employee, and her/his immediate supervisor. It is not necessary for sexual harassment to be directed at the person making the report.

Any employee may report conduct which is believed to be sexual harassment, including the following:

- **Electronic/Direct Communication.** If there is sexual harassing behavior in the workplace, the harassed employee should directly and clearly express her/his objection that the conduct is unwelcome and request that the offending behavior stop. The initial message may be verbal. If subsequent messages are needed, they should be put in writing in a note or a memo.
- **Contact with Supervisory Personnel.** At the same time direct communication is undertaken, or in the event the employee feels threatened or intimidated by the situation, the problem must be promptly reported to the immediate supervisor of the person making the report, a department head, a director of human resources, an ethics officer, the city manager or administrator, or the chief executive officer of the municipality.

The employee experiencing what he or she believes to be sexual harassment must not assume that the employer is aware of the conduct. If there are no witnesses and the victim fails to notify a supervisor or other responsible officer, the municipality will not be presumed to have knowledge of the harassment.

- **Resolution Outside Municipality.** The purpose of this policy is to establish prompt, thorough and effective procedures for responding to every report and incident so that problems can be identified and remedied by the municipality. However, all municipal employees have the right to contact the Illinois Department of Human Rights (IDHR) or the Equal Employment Opportunity Commission (EEOC) for information regarding filing a formal complaint with those entities. An IDHR complaint must be filed within 180 days of the alleged incident(s) unless it is a continuing offense. A complaint with the EEOC must be filed within 300 days.

Documentation of any incident may be submitted with any report (what was said or done, the date, the time and the place), including, but not limited to, written records such as letters, notes, memos and telephone messages.

All allegations, including anonymous reports, will be accepted and investigated regardless of how the matter comes to the attention of the municipality. However, because of the serious implications of sexual harassment charges and the difficulties associated with their investigation and the questions of credibility involved, the claimant's willing cooperation is a vital component of an effective inquiry and an appropriate outcome.

IV. PROHIBITION ON RETALIATION FOR REPORTING SEXUAL HARASSMENT ALLEGATIONS

No municipal official, municipal agency, municipal employee or municipal agency or office shall take any retaliatory action against any municipal employee due to a municipal employee's:

1. Disclosure or threatened disclosure of any violation of this policy,
2. The provision of information related to or testimony before any public body conducting an investigation, hearing or inquiry into any violation of this policy, or
3. Assistance or participation in a proceeding to enforce the provisions of this policy.

For the purposes of this policy, retaliatory action means the reprimand, discharge, suspension, demotion, denial of promotion or transfer, or change in the terms or conditions of employment of any municipal employee that is taken in retaliation for a municipal employee's involvement in protected activity pursuant to this policy.

No individual making a report will be retaliated against even if a report made in good faith is not substantiated. In addition, any witness will be protected from retaliation.

Similar to the prohibition against retaliation contained herein, the State Officials and Employees Ethics Act (5 ILCS 430/15-10) provides whistle blower protection from retaliatory action such as reprimand, discharge, suspension, demotion, or denial of promotion or transfer that occurs in retaliation for an employee who does any of the following:

1. Discloses or threatens to disclose to a supervisor or to a public body an activity, policy, or practice of any officer, member, State agency, or other State employee

that the State employee reasonably believes is in violation of a law, rule, or regulation,

2. Provides information to or testifies before any public body conducting an investigation, hearing, or inquiry into any violation of a law, rule, or regulation by any officer, member, State agency or other State employee, or
3. Assists or participates in a proceeding to enforce the provisions of the State Officials and Employees Ethics Act.

Pursuant to the Whistleblower Act (740 ILCS 174/IS(a)), an employer may not retaliate against an employee who discloses information in a court, an administrative hearing, or before a legislative commission or committee, or in any other proceeding, where the employee has reasonable cause to believe that the information discloses a violation of a State or federal law, rule, or regulation. In addition, an employer may not retaliate against an employee for disclosing information to a government or law enforcement agency, where the employee has reasonable cause to believe that the information discloses a violation of a State or federal law, rule, or regulation. (740 ILCS 174/IS(b)).

According to the Illinois Human Rights Act (775 ILCS 5/6-101), it is a civil rights violation for a person, or for two or more people to conspire, to retaliate against a person because he/she has opposed that which he/she reasonably and in good faith believes to be sexual harassment in employment, because he/she has made a charge, filed a complaint, testified, assisted, or participated in an investigation, proceeding, or hearing under the Illinois Human Rights Act.

An employee who is suddenly transferred to a lower paying job or passed over for a promotion after filing a complaint with IDHR or EEOC, may file a retaliation charge - due within 180 days (IDHR) or 300 days (EEOC) of the alleged retaliation.

V. CONSEQUENCES OF A VIOLATION OF THE PROHIBITION ON SEXUAL HARASSMENT

In addition to any and all other discipline that may be applicable pursuant to municipal policies, employment agreements, procedures, employee handbooks and/or collective bargaining agreement, any person who violates this policy or the Prohibition on Sexual Harassment contained in 5 ILCS 430/5-65, may be subject to a fine of up to \$5,000 per offense, applicable discipline or discharge by the municipality and any applicable fines and penalties established pursuant to local ordinance, State law or Federal law. Each violation may constitute a separate offense. Any discipline imposed by the municipality shall be separate and distinct from any penalty imposed by an ethics commission and any fines or penalties imposed by a court of law or a State or Federal agency.

VI. CONSEQUENCES FOR KNOWINGLY MAKING A FALSE REPORT

A false report is a report of sexual harassment made by an accuser using the sexual harassment report to accomplish some end other than stopping sexual harassment or retaliation for reporting sexual harassment. A false report is not a report made in good faith which cannot be proven. Given the seriousness of the consequences for the accused, a false or frivolous report is a severe offense that can itself result in disciplinary action. Any person who intentionally makes a false report alleging a violation of any provision of this policy shall be subject to discipline or discharge pursuant to applicable municipal policies, employment agreements, procedures, employee handbooks and/or collective bargaining agreements.

In addition, any person who intentionally makes a false report alleging a violation of any provision of the State Officials and Employees Ethics Act to an ethics commission, an inspector general, the State Police, a State's Attorney, the Attorney General, or any other law enforcement official is guilty of a Class A misdemeanor. An ethics commission may levy an administrative fine of up to \$5,000 against any person who intentionally makes a false, frivolous or bad faith allegation.

¹This policy was drafted using the Illinois Department of Human Rights Sexual Harassment Model Policy and has been modified to conform to Public Act 100-0554.

ORDINANCE NO. 2012 -06: VIDEO GAMING

[PDF of Approved Ordinance 2012-06](#)

The President and the Board of Trustees of the Village of Williamsfield, Illinois, after having considered and reviewed sufficient evidence and testimony concerning the issue have determined that it is in the best interest of the Village to permit video gaming, subject to the conditions and regulations set forth in this Ordinance.

SECTION 1: AMENDMENT TO VILLAGE CODE

1. Definitions. The definitions in the Video Gaming Act are hereby incorporated into this Ordinance.
2. Local Video Gaming Commissioner.. The President shall be the Local Video Gaming Commissioner and shall perform all duties which are necessary to enforce the provisions of the Video Gaming Act and this Ordinance.
3. Local Video Gaming License Required. It shall be unlawful to display, operate, or otherwise permit the use and operation of a Video Gaming Terminal without having first obtained a Local Video Gaming License. It shall be a prerequisite to any such Local

Video Gaming License issued by the Village that such applicant have in place the following licenses:

- a. A valid license from the Illinois Gaming Board to operate as a licensed establishment;
 - b. A valid State of Illinois Liquor License issued by the Illinois Liquor Commission; and
 - c. A valid Liquor License issued by the Village of Williamsfield.
4. Application for License. All applications for a Local Video Gaming License shall be made to the Local Video Gaming Commissioner. The application shall be made on forms approved by the Local Video Gaming Commissioner and shall contain at a minimum, the following information:
- a. A copy of a valid Illinois Gaming Board License;
 - b. A copy of a valid Illinois Liquor License;
 - c. A copy of a valid Village of Williamsfield Liquor License;
 - d. The number and type of Video Gaming Terminals to be operated;
 - e. A statement as to whether the applicant has made a similar application and the disposition, if any, of such application.
5. License Fee. The annual license fee for a Local Video Gaming License shall be Twenty-Five Dollars (\$25) per Video Gaming Terminal, which fee shall be due before the annual commencement date of June 1 of each year. All Local Video Gaming Licenses shall terminate on May 31 of each year unless timely renewed for the subsequent year prior thereto. No portion of the license fee shall be refunded even upon suspension or revocation as provided in this Ordinance.
6. Hours of Operation. The Local Video Gaming License shall be in full force and effect during the hours of operation of the Licensed Establishment wherein the Video Gaming Terminal(s) is/are located.
7. Compliance with Illinois Gaming Act.. Each licensee shall conform and adhere to the Illinois Gaming Act (230 ILCS 40/1 *et al.*) and the regulations adopted pursuant thereto.
8. Violations. Upon any violation of the provisions of this Ordinance, the Local Gaming Commissioner may impose a fine of Five Hundred Dollars (\$500) on the violating establishment, and/or suspension or revocation of the Local Video Gaming License.

SECTION 2: That the Village Clerk is hereby authorized to publish this Ordinance in pamphlet form.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.