

ORDINANCE NO. 2021- 2380

AN ORDINANCE OF THE VILLAGE OF WESTCHESTER, COOK COUNTY, ILLINOIS  
AMENDING CHAPTER 11.32 "PARKING" OF TITLE 11 "VEHICLES AND TRAFFIC"  
OF THE WESTCHESTER MUNICIPAL CODE RELATED TO THE  
IMMOBILIZATION OF VEHICLES FOR NONPAYMENT OF PARKING TICKETS

PASSED AND APPROVED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
THIS 9<sup>th</sup> DAY OF MARCH 2021

Published in pamphlet form by  
Authority of the Corporate  
Authorities of Westchester, Illinois  
the 9<sup>th</sup> day of March 2021

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**WHEREAS**, the Village of Westchester, Cook County, Illinois (the “*Village*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

**WHEREAS**, the Village President and Board of Trustees of the Village of Westchester, Cook County, Illinois (the “*Corporate Authorities*”) may from time to time amend the text of the Westchester Municipal Code (the “*Code*”) when it is determined to be necessary, desirable and in the best interests of the health, safety and welfare of the Village and its residents; and

**WHEREAS**, the Village desires to amend the Village Code related to immobilization of vehicles for nonpayment of parking tickets; and

**WHEREAS**, the Corporate Authorities deem it advisable and in the best interest of the health, safety and welfare of the residents of the Village to amend the Village Code related to immobilization of vehicles for nonpayment of parking tickets.

**NOW, THEREFORE, BE IT ORDAINED** by the Village President and Board of Trustees of the Village of Westchester, Cook County, Illinois as follows:

**Section 1:** The above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

**Section 2:** Chapter 11.32 “Parking” of Title 11 “Vehicles and Traffic” of the Westchester Municipal Code is hereby amended by adding the underlined language to read, as follows:

## **Chapter 11.32 – PARKING**

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### **11.32.185 – Fines and penalties.**

- (a) Any person, pursuant to the issuance of a citation for a violation of Sections 11.32.010 through and including Section 11.32.170, may settle and compromise that ticket by paying to the village a fine of thirty-five dollars within ten days from the date such alleged violation was committed.
- (b) For violations of Sections 11.32.010 through and including Section 11.32.170, in the event that no payment is received within ten days from the date such alleged violation was committed, the ticket may be settled and compromised by paying to the village a fine of fifty dollars within twenty days from the date such alleged violation was committed.
- (c) For violations of Sections 11.32.010 through and including Section 11.32.170, in the event that no payment is received within twenty days from the date such alleged violation was committed, the ticket may be settled and compromised by paying to the village a fine of seventy-five dollars within forty days from the date such alleged violation was committed.
- (d) In the event that no payment is received within forty days from the date such alleged violation was committed, the ticket shall be forwarded to an agency for collection.
- (e) Any person, pursuant to the issuance of a citation for a violation of Section 11.32.180 shall pay a fine of two hundred fifty dollars to the village within thirty days from the date such alleged violation was committed. In the event that no payment is received within thirty days from the date the alleged violation was committed, the ticket shall be forwarded to an agency for collection.
- (f) The issuance of a citation shall be as a courtesy in lieu of instituting a prosecution in court for the alleged offense.
- (g) A citation issued in accordance with the provisions of this chapter may be waived and an individual may request and will receive a court date for the citation for which a warning ticket was issued. Such request must be made within ten days of the receipt of the citation.
- (g) A citation issued in accordance with the provisions of this chapter may be waived and an individual may request and will receive a court date for the citation for which a warning ticket was issued. Such request must be made within ten days of the receipt of the citation.

(f) The police department and all members thereof assigned to traffic duty are hereby authorized to use immobilization equipment on any vehicle when the registered owner of the vehicle has accumulated three or more unpaid tickets for violations of any of the provisions of this chapter of these codified ordinances.

**Section 3:** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

**Section 4:** All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 5:** The Village Clerk is hereby authorized and directed to publish this Ordinance in pamphlet form and this Ordinance shall be in full force and effect immediately after its adoption, approval and publication to ensure the public health, safety and welfare of the residents of the Village.

*(Intentionally left blank)*

**ADOPTED** this 9<sup>th</sup> day of March 2021, pursuant to a roll call vote as follows:

Angelo A. Calcagno	<u>A</u>	Robert Morales	<u>A</u>
Cathy Kuratko	<u>A</u>	Frank Perry	<u>A</u>
Tracy Hart Markey	<u>A</u>	Nick Steker	<u>A</u>
President Gattuso	<u>A</u>		

**APPROVED** this 9<sup>th</sup> day of March, 2021.

  
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Paul Gattuso, Village President

ATTEST:

  
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Stanley V. Kolodziej, Village Clerk