

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

080732

For Inclusion on Board Agenda

Resolution or Ordinance (Blue) Waiver of First Requested
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

X

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David Hulseberg, Village Manager *dh*

DATE: 11/24/2008 (COW)(B of T) Date December 4, 2008

TITLE: An Ordinance Amending Title 7, Chapter 70, Section 70.04 of the Lombard Village Code in Regards to the Time Period for Penalties

SUBMITTED BY: Sharon Myers, Customer Service Supervisor

BACKGROUND/POLICY IMPLICATIONS:

In 2003, this Ordinance was amended to increase the extension of the first penalty period for vehicle stickers from May 31st to June 30th each year. At that time, additional time was needed by the contracted printer in order to allow residents enough time to turn in their applications before additional penalties were applied.

With the change in vehicle sticker program & printers last year, staff receives a file for 2nd notices almost immediately after the April 30th due date, allowing for 2nd notices to be mailed the first week thereafter. Because of this, it is recommended that the Ordinance be changed back to a one-month penalty period ending May 31st of \$5.00 late fees (\$10.00 for trucks, taxi cabs, tow trucks, recreational and livery vehicles) with additional late fees to be applied beginning June 1st.

The attached ordinance reflects this change.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____ Date 11/21/08
 Finance Director X _____ Date 11/21/08
 Village Manager X _____ Date 11/24/08

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.

whether the provisions of Section 70.04(D) are applicable to the license fee to be paid under this Section, the date of vehicle purchase or date of move-in, rather than the application date, shall be used.

(G) Any person who moves into the Village after April 30th and who has a valid current year vehicle license for their vehicle issued by the municipality in which said individual resided prior to moving into the Village, shall, provided they purchase a Village vehicle license for said vehicle within forty-five (45) days of moving into the Village, be charged a fee equal to one-third (1/3) of the license fee set forth in Section 70.04(A) above for said initial Village vehicle license only.

(70 Code, § 5.40.040) (Ord. 1662, passed 12-20-71; Am. Ord. 2536, passed 6-10-82; Am. Ord. 2851, passed 5-22-86; Am. Ord. 2965, passed 6-25-87, Ord. 3592, passed 8/20/92, Ord. 3665, passed 3/4/93, Ord. 3874, passed 6/16/94, Ord. 3950, passed 1/5/95, Ord. 4319, passed 6/5/97; Ord. 4997, passed 8/16/01; Ord. 5250, passed 2/20/03; Ord. 5277, passed 4/17/03)

§ 70.05 LICENSE MUST BE ATTACHED TO VEHICLE.

(A) Upon the issuance of the license, the Village Clerk shall deliver to the licensee a decalcomania tag bearing a number and the name of the class for which the license is issued, and it shall be the duty of the licensee to affix the same in the lower right-hand corner, on the inside of the glass part of the windshield of such motor vehicle, approximately one inch from the right and lower sections of the frame of such windshield; and it is unlawful for any automobile, motor truck, or motorcycle, although duly licensed, to be used upon the streets, avenues, or alleys of the village unless such tag is attached thereto, as set forth herein.

(B) The Village Clerk shall issue a rigid, metallic, or plastic license for motorcycles, and it shall be mounted on the state rear license plate. (70 Code, § 5.40.050) (Ord. 1662, passed 12-20-71)

§ 70.06 TRANSFER.

(A) Any person who has owned or operated a vehicle for which a license has been purchased, pursuant to this chapter, and who trades, sells, or otherwise disposes of the licensed vehicle and subsequently comes to own or operate a substitute vehicle, shall deliver to the Village Clerk sufficient proof of the former registration (or the physical

Assistance Act, 320 ILCS 25/1 et seq., shall pay an annual license fee of \$3.00 for his or her passenger automobile, subject to the following:

(1) The vehicle so licensed must be for the personal use of the applicant or spouse.

(2) An Illinois Certificate of Title must be registered in the name of the applicant and spouse.

(3) The Village Clerk may require such evidence as necessary for the issuance of such licenses in conformance with the above restrictions.

(D) Fees for a partial year shall be 50% of the fees set forth in subsections (A) and (B) of this section.

(E) Late applications shall carry with them a penalty as follows:

(1) For passenger vehicles, motorcycles and antique vehicles:

a. \$5.00 if paid during the months of May or June.

b. \$20.00 if paid after May 31st.

(2) For all trucks, taxicabs, tow trucks, recreational vehicles and heavy vehicles:

a. \$10.00 if paid during the months of May or June.

b. \$30.00 if paid after May 31st.

After April 30th of each year, the Village will send out a final notice to all persons on file who have not purchased the required license. Said final notice shall state that late fees now apply, and that additional late fees will apply after May 31st.

(F) After April 30th, any person who owns, possesses, or uses a specific vehicle for the first time, or who moves into the Village, shall have forty-five (45) days after such acquisition/move-in to apply for a license as otherwise set forth herein. If such application is made after more than forty-five (45) days, the late charges set forth in subsections (D)(1)(a) and (D)(2)(a) shall apply provided said application is made on or before the seventy-sixth (76th) day after such acquisition. If said application is made after more than seventy-six (76) days, the late charges set forth in subsections (D)(1)(b) and (D)(2)(b) shall apply. For purposes of determining

Passed on first reading this _____ day of _____, 2008.

after its passage, approval and publication in pamphlet form as provided by law.

SECTION 2: That this Ordinance shall be in full force and effect from and

After April 30th of each year, the Village will send out a final notice to all persons on file who have not purchased the required license. Said final notice shall state that late fees now apply, and that additional late fees apply after May 31st.

- (a) \$10.00 if paid during the month of May
- (b) \$30.00 if paid after May 31st;

(2) For all trucks, taxicabs, tow trucks, recreational vehicles and livery vehicles:

- (a) \$5.00 if paid during the month of May
- (b) \$20.00 if paid after May 31st;

(1) For passenger vehicles, motorcycles and antique vehicles:

(E) Late applications shall carry with them a penalty as follows:

Village Code is amended to read in its entirety as follows:

SECTION 1: That Title 7, Chapter 70, Section 70.04(E) of the Lombard

Lombard, DuPage County, Illinois, as follows:

BE IT ORDAINED by the President and Board of Trustees of the Village of

AN ORDINANCE AMENDING TITLE 7, CHAPTER 70, SECTION 70.04 OF THE LOMBARD VILLAGE CODE IN REGARD TO MOTOR VEHICLE LICENSING

ORDINANCE NO. _____

First reading waived by action of the Board of Trustees this ____ day of _____, 2008.

Passed on second reading this ____ day of _____, 2008.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of _____, 2008.

William J. Mueller
Village President

ATTEST:

Brittne O'Brien
Village Clerk

Published by me in pamphlet form this ____ day of _____, 2008.

Brittne O'Brien
Village Clerk