

Date: February 17, 2012

To: David A. Hulseberg, AICP, ICMA-CM
Village Manager

From: Ray Byrne
Chief of Police

SUBJECT: Ordinance to Amend the General Penalty Provisions of the Village Code

Attached to this memorandum you will find an ordinance that modifies the language of the Village's General Penalty Provision found in Title I, Chapter 10. The Illinois Supreme Court has adopted certain rules which govern the prosecution of local ordinance violations. Specifically, Supreme Court Rule 579 requires that section 10.99 of the Village Code be amended to expand the disposition and penalty options.

Under the new Rule 579, a court can impose conditional discharge or court supervision as well as restitution or other appropriate penalties or conditions authorized by ordinance. However, the general penalty provisions need to reflect that language. This ordinance will bring the Village's General Penalty Provision in compliance with the new Supreme Court Rule. The ordinance has been prepared by Village Attorney, Tom Bayer.

A waiver of first reading is being requested as the new Supreme Court Rules are already in effect. If you should have any questions, or would like additional information, please do not hesitate to contact me.

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