
**THE CITY OF BLUE ISLAND
COOK COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 2021-32**

**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK
COUNTY, ILLINOIS, AMENDING TITLE I, CHAPTER 11 OF
THE CODE OF BLUE ISLAND, ILLINOIS REGARDING
ADMINISTRATIVE ADJUDICATION**

**FRED BILOTTO, Mayor
RAEANN CANTELO-ZYLMAN, City Clerk**

**DEXTER JOHNSON
LUIZ MONTOYA
NANCY RITA
BILL FAHRENWALD
GABRIEL McGEE
CANDACE CARR
JOSH ROLL**

Aldermen

ORDINANCE NUMBER 2021-32

**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS,
AMENDING TITLE I, CHAPTER 11 OF THE CODE OF BLUE ISLAND, ILLINOIS
REGARDING ADMINISTRATIVE ADJUDICATION**

WHEREAS, the City of Blue Island, Cook County, Illinois (the “*City*”) is a duly organized and existing city created under the provisions of the laws of the State of Illinois and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefits of the residents of the City; and

WHEREAS, the Mayor and the Aldermen of the City of Blue Island previously adopted Chapter 11 (“Administrative Adjudication of Code Violations”) of Title I (“General Provisions”) of the Code of Ordinances of the City (the “*City Code*”), relating to administrative adjudication of City Code violations within the City; and

WHEREAS, the City currently has an interest in revising this section of the Code in order to allow payment of fines for City Code violations prior to the scheduled administrative adjudication hearing in order to increase the efficiency and effectiveness of the City’s administrative adjudication hearings; and

WHEREAS, the Mayor and Aldermen of the City of Blue Island find that the amendment of the City Code to ensure the effective administration of government is in the best interests of the health, safety and welfare of the City and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Aldermen of the City of Blue Island, Cook County, Illinois as follows:

Section 1. That 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. That the Mayor and Aldermen find and determine that the adoption of this Ordinance is in the best interests of the City as well as in the public interest.

Section 3. Accordingly, Title I (“General Provisions”), Chapter 11 (“Administrative Adjudication of Code is hereby amended by deleting the stricken language and adding the underlined language to the ordinance:

§ 11.05 INSTITUTING CODE HEARING PROCEEDINGS

- (A) When a police officer or other individual authorized to issue a code violation finds a code violation to exist, he or she shall note the violation on a multiple copy violation notice and report form that indicates the name and address of the defendant, the type and nature of the violation, the date and time the violation was observed and the names of the witnesses of the violation.
- (B) The violation report form should be forwarded to the Code Hearing Department where the fine and any penalty which may be assessed are documented on the citation, a docket number ~~shall be~~ stamped on all copies of the report, and a hearing date ~~shall be~~ noted in the blank spaces provided for that purpose on the form. The hearing date shall not be less than 30, nor more than 40 days after the violation is reported.
- (C) One copy of the violation report form shall be maintained in the files of the Code Hearing Department. ~~And shall be part of the record of hearing,~~ The copy maintained in the Code Hearing Department files can be accessed for the assigned hearing date or prior to the hearing date for individuals who present to the City Code Hearing Department requesting to admit to liability and pay the fine assessed for the citation prior to the hearing. One copy of the report form shall be returned to the individual representing the City in the case so that he or she may prepare evidence of the code violation for presentation at the hearing on the date indicated, ~~and~~ One copy of the report form shall be served on the defendant along with a summons commanding the defendant to appear at the hearing.

§ 11.10 FINDINGS, DECISIONS AND ORDERS; JUDGEMENTS AND ENFORCEMENT

(A) Written Determination. At the conclusion of the hearing, the Hearing Officer shall issue a written determination on the basis of the evidence presented at the hearing as to whether or not a code violation exists and such determination shall be designated as the findings, decision, and order and shall include:

- (1) The Hearing Officer's findings of fact;
- (2) A decision of whether or not a code violation exists based upon the findings of fact; ~~and~~
- (3) An order that states the sanction and costs imposed, which costs are debts due and owing the City, or dismisses the case if a violation is not proved. A monetary sanction for a violation under this chapter shall not exceed the amount provided for in 65 ILCS 5/1-2-1 in its current form and as amended from time to time;
- (4) A warning that failure to pay may result in prosecution of the case by the City attorney, referral to a collection agency, filing of a lien upon property and/or personal estate, and/or suspension of driver's licenses for ten (10) or more unpaid citations pursuant to the applicable state statute;
- (5) A warning that the vehicle owned by the person and located within the City may be immobilized and impounded for failure to pay fines or penalties for 10 or more vehicular standing or parking regulation violations; and
- (6) Any other warning of possible impoundment as permitted by law or ordinance.

Section 4. 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 5. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. This Ordinance shall be in full force and effect immediately upon its passage and approval to ensure the public health, safety and welfare of the residents of the City

(Left intentionally blank)

ADOPTED this 24th day of August, 2021, pursuant to roll call as follows:

	YES	NO	ABSENT	PRESENT	ABSTAIN
Alderman JOHNSON	X				
Alderman MONTOYA	X				
Alderman RITA	X				
Alderman FAHRENWALD	X				
Alderman MCGEE	X				
Alderman CARR	X				
Alderman ROLL	X				
Mayor BILOTTO					
	7				

APPROVED by the Mayor on August 24, 2021.

FRED BILOTTO
MAYOR OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this
24th day of August, 2021.

RAEANN CANELO-ZYLMAN, CITY CLERK

PUBLISHED in pamphlet form this
24th day of August, 2021.

RAEANN CANELO-ZYLMAN, CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATE

I, RAEANN CANTELO-ZYLMAN, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

I further certify that on **August 24, 2021** the Corporate Authorities of such municipality passed and approved Ordinance No. **2021 - 032** Entitled:

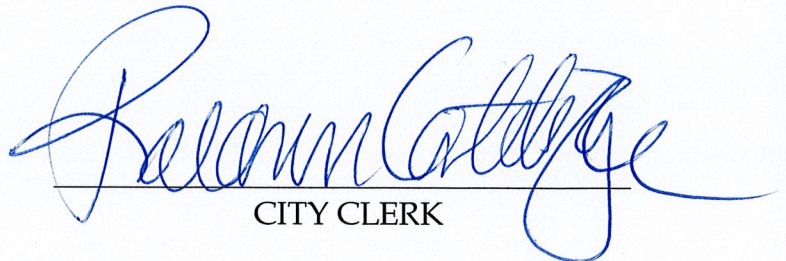
AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS, AMENDING TITLE I, CHAPTER 11, OF THE CODE OF BLUE ISLAND, ILLINOIS REGARDING ADMINISTRATIVE ADJUDICATION.

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2021 - 032** including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance posted in the municipal building commencing on **August 24, 2021** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **24th** day of **August, 2021**.

CORPORATE SEAL


CITY CLERK