

ARTICLE 1

ORGANIZATION AND DEFINITIONS

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ARTICLE 1

ORGANIZATION AND DEFINITIONS

CHAPTER 1 ORGANIZATION OF CODE

SECTION

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1-1-1 TITLE AND SCOPE OF ORDINANCE

This Ordinance shall be known as the Municipal Code of Park Ridge and shall be treated and considered as a new and original comprehensive ordinance which shall completely supersede the Municipal Code of Park Ridge, Illinois, of 1981, and all other general ordinances passed by the City Council prior to date of adoption hereof, except such as by reference thereto are expressly saved from repeal or are continued in force and effect for any purpose.

1-1-2 AMENDMENTS

Any additions or amendments to this Code when passed in such form as to indicate the intention of the City Council to make the same a part hereof shall be deemed to be incorporated in this Code so that a reference to the "Municipal Code of Park Ridge" shall be understood as including them.

1-1-3 ADMINISTRATIVE COPIES

The City Clerk shall maintain one copy of this Code. This copy shall be printed and preserved by the City Clerk in a book or binder in loose-leaf form so that all amendments thereto and all general ordinances hereafter passed may be inserted in their appropriate places in such volume, and all Sections of this Code or ordinances repealed from time to time may be extracted there from for the purpose of maintaining said copy in such condition that it will show all general ordinances passed up to date at any time in such manner that ready reference may be had thereto.

In determining whether or not any ordinance hereafter passed or any part thereof shall be inserted in such volume, and in determining the form, chapter or section in which it shall be inserted, and in determining what shall be taken out, if any doubt arises, the City Clerk shall be guided by the advice of the City Attorney.

1-1-4 LOOSE LEAF REVISIONS

The City Clerk shall prepare and publish revised sheets of every loose-leaf page in need of revisions by reason of amendment or repeal at intervals not exceeding one year. Each revision of this Ordinance shall be accompanied by the date upon which the ordinance revising the section was adopted and each revised page shall state the date of revision.

The City Clerk shall distribute said revised loose-leaf sheets as well as said Municipal Code of Park Ridge for such fee as the City Council shall direct.

1-1-5 LEGAL PUBLICATIONS

No officer or employee of the City shall issue or distribute as a publication on the part of the City or on the part of any officer, department or branch of the City government, any book, pamphlet, leaflet or other printed matter purporting to contain excerpts or quotations from this Code or purporting to give the law on any subject to the public either as a reprint of a Statute, ordinance or other legislative enactment, or as a digest, interpretation, condensation or explanation of the same without submitting such book, pamphlet or leaflet, or other printed matter to the City Attorney for examination and approval as to form and as to whether or not the law is correctly stated therein.

1-1-6 DISTRIBUTION OF CODE

All printed copies of this Code shall be deposited with the City Clerk. The City Clerk shall deliver one copy thereof to the Mayor, one copy to each Alderman and one copy to each head of a department of the City, two (2) copies to the Park Ridge Public Library, and copies to such other persons in each department as the City Council may designate. The City Clerk shall sell printed copies of said Code at such price as the City Council shall fix.

The Mayor shall have power to reciprocate courtesies of other cities by presenting to each a copy of this Code, bound at the expense of the City, in such manner as to the Mayor may seem suitable.

1-1-7 NUMBERING OF SECTIONS

Every section number shall consist of three (3) component parts separated by dashes. The first figure shall refer to the article number, the second figure shall refer to the chapter number and the third figure shall refer to the section within the chapter.

1-1-8 CHANGING SECTION NUMBERS

No officer or employee of the City shall issue any book or pamphlet containing any section or sections of this Code numbered differently than as numbered herein; and no section number shall be changed by such officer or employee in drafting any ordinance amending any section.

1-1-9 NUMBERING OF ADDITIONS

The decimal system may be used where additions are inserted in any articles or chapters.

1-1-10 REFERENCE TO SECTION NUMBER

Reference to any section of this Code shall be understood to refer to and include the penalty section relating thereto unless otherwise expressly provided.

1-1-11 AMENDMENT TO SECTION SUBJECT TO PENALTY

In case of the amendment of any section of this Code containing provisions for which a penalty is provided in another section, the penalty so provided in such other section shall be held to relate to the section so amended, whether reenacted in the amendatory ordinance or not, unless such penalty is specifically repealed therein.

1-1-12 GENERAL PENALTY

Whenever in any section of this Code the doing of any act or the omission to do any act or duty is declared to be a breach thereof, and there shall be no fine or penalty declared for such breach, any person who shall be found guilty of such breach shall be fined not less than one hundred dollars

(\$100.00) nor more than two thousand five hundred dollars (\$2,500.00) for each such breach. Each day that the breach continues shall be deemed a separate offense.

(Ord 2006-02, 1/9/06, S24)

1-1-13 MAXIMUM FINE

Whenever in this Code a minimum but no maximum fine or penalty is imposed, the court may in its discretion fine the offender any sum of money exceeding the minimum fine or penalty so fixed but not exceeding the sum of five hundred dollars (\$500.00).

1-1-14 OFFENSES HAVING TWO PENALTIES

In all cases where the same offense is made punishable or is created by different clauses or sections of this Code, the City Attorney may elect under which to proceed; but not more than one recovery shall be had against the same person for the same offense.

1-1-15 REPEALS

All general ordinances of the City passed prior to the date of adoption of this Code, except such as are herein expressly exempted from repeal and except such as are referred to as being still in force, are hereby repealed, subject to the saving clauses contained in this Section 1-1-15.

The following ordinances shall continue in full force and effect:

- A. The Zoning Ordinance of Park Ridge, Illinois, as passed and approved on September 2, 1975, as heretofore and hereafter amended.
- B. All ordinances fixing and referring to City datum and bench monuments.
- C. All ordinances creating or establishing streets, public ways or easements.
- D. All ordinances vacating streets or alleys.
- E. All ordinances establishing the names of streets.
- F. All ordinances providing for the annexation of territory to the City or providing for the disconnection of territory from the City.
- G. All ordinances providing for and authorizing the issuance of bonds and other evidences of indebtedness for the City.
- H. All ordinances providing for the adoption by the City of Park Ridge of "an Act to provide for the appointment of a Board of Fire and Police Commissioners in all cities, villages and incorporated towns of this State, having a population of not less than 5,000 nor more than

250,000 and prescribing the powers and duties of such Board" approved August 10, 1965 and as amended by the City Council of the City of Park Ridge. (65 ILCS 5/10-2.1-1)

- I. All ordinances effectuating "an Act to Regulate the Civil Service of Cities", approved March 20, 1895 as thereafter amended. (65 ILCS 5/10-1-1)
- J. All ordinances appropriating money or levying taxes.
- K. Ordinances authorizing franchises with public utilities operating within the City limits.
- L. All ordinances establishing arterial streets.

1-1-16 OFFENSES UNDER REPEALED PROVISIONS

Unless otherwise expressly provided, no new ordinance shall be construed or held to repeal a former ordinance, whether such former ordinance is expressly repealed or not, as to any offense committed against the former ordinance as to any act done, any penalty, forfeiture or punishment incurred or claims arising under the former ordinance or in any way whatever to effect any such offense or act so committed or done, or any penalty, forfeiture or punishment so incurred or claims arising before the new ordinance takes effect, save only that the proceedings thereafter shall conform, so far as practicable, to the ordinances in force at the time of such proceeding. If any penalty, forfeiture or punishment be mitigated by any provision of a new ordinance, such provision may, by the consent of the party affected, be applied to any judgment pronounced after the new ordinance takes effect.

This Section shall extend to all repeals, either by express word or by implication, whether the repeal is in the ordinance making any new provision upon the same subject or any other ordinance.

Nothing contained in this Chapter shall be construed as abating any action now pending under or by virtue of any general ordinance of the City therein repealed; or as discontinuing, abating modifying or altering any penalty accrued or to accrue or as affecting the liability of any person; or as waiving any right of the City under any section or provision of the City Code of Park Ridge, Illinois, adopted in 1981, or any amendments thereto existing at the time of the passage of this Ordinance.

1-1-17 REPEAL OF REPEALING ORDINANCES

When any ordinance repealing a former ordinance, clause or provision shall be itself repealed, such repeal shall not be construed to revive such former ordinance, clause or provision.

1-1-18 INTENT

All general provisions, terms, phrases and expressions contained in this Code shall be liberally construed in order that the true intent and meaning of the City Council may be fully carried out.

1-1-19 INVALIDATION OF PART

If any section, subsection, sentence, clause, phrase or word of this Code is for any reason held to be unconstitutional or invalid, the validity of the remaining portions of this Code shall not be affected, since it is the express intention of the governing body of the City to enact each section, subsection, sentence, clause, phrase and word separately.

1-1-20 EFFECTIVE DATE

The Municipal Code of Park Ridge shall take effect and be in force from and after its passage and due publication.

ARTICLE 1

ORGANIZATION AND DEFINITIONS

CHAPTER 2 DEFINITIONS

SECTION

1-2-1 Construction of Words

1-2-1 CONSTRUCTION OF WORDS

Whenever any words in any section of this Code import the plural number, the singular shall be deemed to be included, and whenever the singular number shall be used, it shall be deemed to include the plural.

Whenever the masculine gender is used in this Code, females as well as males shall be deemed to be included.

Words in the present tense shall be deemed to include the future tense.

The words "written" and "in writing" may include printing.

The word "shall" as used in this Code is mandatory.

BUILDING CODE: That portion of this Municipal Code of Park Ridge contained in the following Articles:

- Article 15 - Building Regulations
- Article 18 - Mechanical Code Regulations
- Article 19 - Signs

BUILDING OFFICIAL: The Building and Zoning Administrator and such assistants as may be acting under his direction and authority.

CITY: City of Park Ridge.

CITY COUNCIL: City Council of the City of Park Ridge.

CODE: The Municipal Code of the City of Park Ridge and all amendments thereto.

CORPORATE AUTHORITIES: The Mayor and City Council of the City of Park Ridge.

COUNTY: County of Cook.

PERSON: Any natural individual, firm, trust, partnership, association or corporation in his or its individual capacity, or as administrator, conservator, executor, trustee, receiver, or other representative appointed by the court. Whenever the word "person" is used in any section of this Code prescribing a penalty or fine as applied to partnerships or associations, the word shall include the partners or members thereof, and such word as applied to corporations shall include the officers, agents or employees thereof who are responsible for any violation of said section.

PUBLIC WAY: Any sidewalk, street, alley, highway, public parking lot or other public thoroughfare.

STATE: State of Illinois.