

Village of Morton Municipal Code Book

Instruction Sheet: Morton, Illinois
Supplement 243 - April 2017
Includes Ordinances: 16-15, 16-16, 16-17

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PREFACE

This volume of the Village Code of the Village of Morton, as supplemented, contains ordinances up to and including ordinances:

16-15, March 6, 2017

16-16, March 6, 2017

16-17, April 3, 2017

Ordinances of the Village adopted after said ordinances supersede the provisions of this Village Code to the extent that they are in conflict or inconsistent therewith. Consult the Village office in order to ascertain whether any particular provision of the Code has been amended, superseded, or repealed.

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TOURISM COMMITTEE

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- 2-9-2: Appointment
- 2-9-3: Qualifications of Members; Oath; Bond
- 2-9-4: Powers and Duties
- 2-9-5: Secretary
- 2-9-6: Meetings; Organization

2-9-1: **COMMITTEE CREATED:** There is hereby created a Tourism Committee consisting of seven (7) members.

2-9-2: **APPOINTMENT:** The members of the Tourism Committee shall be appointed by the Village President with the advice and consent of the Board of Trustees. The terms of office of the members of the Tourism Committee shall be two (2) years and until their respective successors shall be appointed and qualified, provided that no such appointment shall be made by any President within thirty (30) days before the expiration of his term of office. The terms of the members of the Tourism Committee shall be staggered so that in each year, at least three (3) terms on the Tourism Committee shall expire.

2-9-3: **QUALIFICATIONS OF MEMBERS; OATH; BOND:** The members of the Tourism Committee shall be subject to the following qualifications. Each member of the Tourism Committee shall not have been convicted of any felony, and shall not be in arrears on any indebtedness to the Village of Morton. Each member of the Tourism Committee shall take an oath or affirmation of office and shall execute and deliver to the Village of Morton a bond in the sum of One Thousand Dollars (\$1,000.00) with such sureties as the President and Board of Trustees shall approve, conditioned for the faithful performance of the duties of his office. Members of the Tourism Committee shall be subject to removal from office in the same manner as other officers of the Village.

2-9-4: **POWERS AND DUTIES:** The Tourism Committee shall have such powers and duties as are now, or may hereafter be, given to it by law, or by express delegation from the Board of Trustees. The principal duty of the Tourism Committee shall be to review and consider applications for grants from the Village's Tourism Fund and to make advisory recommendations to the Board of Trustees. Then Village Administrator may establish a process to be followed by the Tourism Committee for accepting requests for funding, reviewing requests for funding, and for determining which requests shall be recommended for approval to the Board of Trustees. The Tourism Committee shall adhere to any process established by the Village Administrator. The Tourism Committee shall not have the authority to take final and binding action on requests for grants. The Tourism Committee shall make advisory recommendation only. Final decisions on expenditures from the Tourism Fund shall be made at the sole discretion of the Board of Trustees. The Tourism Committee shall further have the authority and discretion to make such recommendations to the President and Board of Trustees as it may deem necessary to achieve the goals and objectives of promoting tourism and conventions to and within the Village, or otherwise attracting nonresident overnight visitors to the Village. The Tourism Committee shall report periodically to the President and Board of Trustees on the progress of the Committee and the performance of its duties, functions, and responsibilities, and shall provide such further additional information as may be requested by the President and Board of Trustees.

2-9-5: **SECRETARY:** The Village Administrator, or her designee, shall serve as Secretary of the Tourism Committee. The Secretary of the Tourism Committee shall take minutes of all meetings of the Tourism Committee and shall prepare and post all meeting agenda.

2-9-6 : MEETINGS; ORGANIZATION:

- (A) The Tourism Committee shall designate by a majority vote of its members one of its members to serve as Chairperson of the Committee and one of its members to serve as Vice-Chairperson of the Committee. Such designation shall be for a period of one (1) year.
- (B) The Committee shall meet at such times and places as it shall determine. Special meetings of the Committee may be called by the Chairperson of the Committee or by the Village Administrator. All meetings of the Committee shall be held in accordance with the provisions of the Illinois Open Meetings Act (5ILCS 120/1 et seq.) A majority of the voting members of the Committee shall constitute a quorum to do business.

(Ord. 16-16, 3-6-17)

3-8-6: **LIMITATION ON NUMBER:** In order that the health, safety, and welfare of the people of the Village be protected, and in order that minors shall be prevented from the purchase of alcoholic liquors, and in order that temperance in the consumption of liquors be fostered and promoted, there shall be a limit upon the number of liquor licenses issued and in effect, which is as follows:

Class A-1	Zero (0)
Class A-2	Five (5)
Class A-3	Zero (0)
Class A-4	Zero (0)
Class B-1	Three (3)
Class B-2	Ten (10)
Class B-3	Three (3)
Class C	One (1)
Class D	Two (2)
Class E	Seven (7)
Class F	No specific limit
Class G	Zero (0)
Class H	No specific limit
Class I	Zero (0)

(Ord. 86-1, 5-5-86; amd. Ord. 86-14, 11-3-86; Ord. 87-11, 8-17-87; Ord. 88-14, 8-15-88; Ord. 89-10, 8-21-89; Ord. 95-1, 5-15-95; Ord. 97-14, 7-22-97; Ord. 97-38, 4-20-98; Ord. 98-30, 12-7-98; Ord. 98-49, 4-19-99; Ord. 99-12, 8-2-99; Ord. 99-17, 9-7-99; Ord. 99-38, 11-15-99; amd. Ord. 99-48, 2-21-00; amd. Ord. 00-02, 5-1-00; amd. Ord. 01-01, 5-7-01; amd. Ord. 02-10, 7-1-02; amd. Ord. 04-10, 6-21-04; amd. Ord. 04-21, 7-6-04; amd. Ord. 05-22, 10-17-05; amd. Ord. 05-47, 3-20-06; amd. Ord. 06-08, 6-5-06; amd. Ord. 08-10, 8-18-08; amd. Ord. 08-13, 9-15-08; amd. Ord. 08-15, 11-3-08, amd. Ord. 08-29, 12-1-08; amd. Ord. 08-47, 4-20-09; amd. Ord. 09-06, 5-18-09; amd. Ord. 09-09, 6-1-09; amd. Ord. 09-12, 7-6-09; amd. Ord. 09-23, 8-3-09; amd. Ord. 10-23, 11-15-10; amd. Ord. 10-34, 2-21-11; amd. Ord. 10-40, 4-4-11; amd. Ord. 11-02, 5-2-11; amd. Ord. 11-09, 6-20-11; amd. Ord. 11-16, 7-18-11; amd. Ord. 11-33, 3-19-12; amd. Ord. 10-35, 4-2-12; amd. Ord. 12-05, 6-18-12; amd. Ord. 12-22, 12-3-12; amd. Ord. 13-13, 9-3-13; amd. Ord. 13-19, 10-21-13; amd. Ord. 13-28, 2-3-14; amd. Ord. 13-35, 4-7-14; amd. Ord. 14-15, 7-21-14; amd. Ord. 14-35, 3-2-15; amd. Ord. 15-01, 5-18-15; amd. Ord. 15-09, 9-8-15; amd. Ord. 15-19, 3-7-16; amd. Ord. 16-04, 9-19-16; amd. Ord. 16-10, 11-21-16; amd. Ord. 16-15, 3-6-17)

3-8-7: **LICENSES, APPLICATION REQUIREMENTS:** All applications shall be on forms approved by the local Liquor Control Commission and shall be submitted in writing, executed under oath or affirmation by the applicant seeking a license, shall be accompanied by a bond in the penal sum of one thousand dollars (\$1000.00) with corporate surety authorized to do business in the State of Illinois, and shall set forth the following information and statements:

- (A) The applicant's name and mailing address.
- (B) The name and address of the applicant's business.
- (C) If applicable, the date of the filing of the "assumed name" of the business with the County Clerk.
- (D) In case of a co-partnership, the date of the formation of the partnership; in the case of an Illinois corporation, the date of its incorporation; or, in the case of a foreign corporation, the state where it was incorporated and the date of its becoming qualified under the Illinois Business Corporation Act¹ to transact business in the State of Illinois.
- (E) The name and address of the landlord if the premises are leased.
- (F) The date of the applicant's first request for a State liquor license and whether it was granted, denied, or withdrawn.

¹ S.H.A., Ch. 32, 1.01 et seq.

- (G) Whether the applicant has made an application for a liquor license which has been denied; and, if so, the reasons therefor.
- (H) Whether the applicant has ever had a previous liquor license suspended or revoked; and, if so, the reasons therefor.
- (I) Whether the applicant has ever been convicted of a gambling offense or felony; and, if so, the particulars thereof.
- (J) Whether the applicant possesses a current Federal Wagering or Gaming Device Stamp; and, if so, the particulars thereof.
- (K) Whether the applicant or any other person directly or indirectly in his place of business is a public official; and, if so, the particulars thereof.
- (L) Whether, in the case of an application for the renewal of a license, the applicant has made any political contributions within the past two (2) years; and, if so, the particulars thereof.
- (M) The applicant's name, sex, date of birth, Social Security number, position, and percentage of ownership in the business; and the name, sex, date of birth, Social Security number, position, and percentage of ownership in the business of every sole owner, partner, corporate officer, director, manager, and any person who owns five percent (5%) or more of the shares of the applicant business entity or parent corporations of the applicant business entity.
- (N) That he has not received or borrowed money or anything else of value and that he will not receive or borrow money or anything else of value (other than merchandising credit in the ordinary course of business for a period not to exceed ninety [90] days as herein expressly permitted under section 6-5 of the Liquor Control Act of 1934), directly or indirectly, from any manufacturer, importing distributor, or distributor, or from any representative of any such manufacturer, importing distributor, or distributor; nor be a part in any way, directly or indirectly, to any violation by a manufacturer, distributor, or importing distributor of Section 6-6 of the Liquor Control Act of 1934.
- (O) The length of time the applicant has resided in the Village prior to filing the application and all addresses at which the applicant has resided in the past five (5) years; if a corporation, the length of time the manager has resided in the Village prior to filing the application and all addresses at which the manager has resided in the past five (5) years.
- (P) The character of the business of the applicant; and, in the case of a corporation, the objects for which it was formed.
- (Q) The location and description of the premises or place of business which is to be operated under the license.
- (R) A statement whether applicant is an alcoholic or has received treatment for alcoholism or any drinking problem, or has been involved in any incident involving the police, including traffic, in which he was intoxicated, detailing the dates, locations, and results of any such treatment or incident.
- (S) A statement whether the applicant has received a local license to sell alcoholic liquors at retail from any state or political subdivision thereof.
- (T) A statement that the location where the applicant proposes to sell alcoholic liquors at retail is not within one hundred feet (100') of any church, school, hospital, home for aged, indigent persons, or veterans, undertaking establishment, or mortuary.

TITLE 4
BUILDING REGULATIONS

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Housing Code	3
Electrical Code	4
Floodplain Regulation and Flood Damage Prevention .	5
Property Maintenance Code	6
Violations	7

CHAPTER 6

PROPERTY MAINTENANCE CODE

SECTION:

- 4-6-1: Adoption of Property Maintenance Code
 4-6-2: Additions; Deletions; Changes

4-6-1: **ADOPTION OF PROPERTY MAINTENANCE CODE:** The 2015 Edition of the International Property Maintenance Code, and any subsequent additions or amendments therefore copyrighted by the International Code Council, Inc., three (3) copy of which are on file in the office of the Village Clerk of the Village of Morton being marked and designated as the International Property Maintenance Code, 2015 Edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the Village of Morton in the State of Illinois for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to insure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; in each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Village Clerk are hereby referred to, adopted and made a part hereof as if fully set out in this Chapter with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Chapter.

4-6-2: **ADDITIONS; DELETIONS; CHANGES:** The following additions, changes and/or deletions shall apply to the Property Maintenance Code as adopted by the Village of Morton:

- (A) In Section 101.1 insert Village of Morton for [Name of Jurisdiction]; and
- (B) Delete Section 103.5
- (C) Delete Section 103.1; and
- (D) In Section 103.2 delete shall be appointed by the Chief appointing authority of the jurisdiction and insert in its place shall be the Director of Building and Zoning of the Village of Morton or his or her appointee; and
- (E) In Section 112.4 insert fifty dollars (\$50.00) in place of amount in the first instance in which it occurs in said Section and insert seven hundred fifty dollars (\$750.00) in place of “[amount]” in place of amount in the second instance in which it appears in said Section; and
- (F) In Section 302.4 insert eight (8) inches in place of “[height in inches]”; and
- (G) In Section 304.14 insert March 1st in place of “[date]” in the first instance in which date occurs and insert November 1st in place of “[date]” in the second instance in which it occurs in said Section; and
- (H) In Section 602.3 insert November 1st in place of “[date]” in the first instance in which date occurs and insert March 1st in place of “[date]” in the second instance in which it occurs in said Section; and

- (l) In Section 602.4 insert November 1st in place of “[date]” in the first instance in which date occurs and insert March 1st in place of “[date]” in the second instance in which it occurs in said Section.

(Ord. 16-17, 4-3-17)

CHAPTER 7
VIOLATIONS

SECTION:

4-7-1: Violations And Penalties

4-7-1: **VIOLATIONS AND PENALTIES:**

- (A) Any person who violates, disobeys, omits, neglects, or refuses to comply with, or who resists the enforcement of any provision of this Title 4, upon conviction, shall be fined not less than fifty dollars (\$50.00) nor more than seven hundred fifty dollars (\$750.00) for each offense or by imprisonment for a period not to exceed six (6) months, or by both such fine and imprisonment. Each day that a violation continues to exist shall constitute a separate offense. (amd. Ord. 04-02, 5-3-04; amd. Ord 06-35, 12-4-06)
- (B) In case any building or structure, or any part thereof, is erected, constructed, reconstructed, altered, repaired, converted, or maintained, or any building, structure, or land is used in violation of this Title, the proper authorities of the Village, in addition to other remedies, may institute any appropriate action or proceedings to prevent such unlawful construction, maintenance, or use; to restrain, correct, or abate such violation; to prevent the occupancy of said building, structure, or land; or to prevent any illegal act, conduct, business, or use in or about such premises. (Ord. 90-37, 4-15-91; amd. Ord. 16-14, 2-6-17; amd. Ord. 16-17, 4-3-17)

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