

Village of Morton Municipal Code Book

Instruction Sheet: Morton, Illinois
Supplement 245 - November 2017
Includes Ordinances: 17-20, 17-21, 17-22, 17-23, 17-24, 17-25

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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:

17-20, September 5, 2017
17-21, September 5, 2017
17-22, November 6, 2017
17-23, November 6, 2017
17-24, November 6, 2017
17-25, November 6, 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 Consult the Village office in order to ascertain whether any particular provision of the Code has been amended, superseded, or repealed.

CHAPTER 4
ELECTRICAL CODE

SECTION:

- 4-4-1: Adoption Of National Electrical Code
- 4-4-2: Permit Required
- 4-4-3: Permits
- 4-4-4: Scheduling Inspections
- 4-4-5: Re-Inspection Fee
- 4-4-6: Certifications
- 4-4-7: Failure To Obtain A Permit

4-4-1: **ADOPTION OF NATIONAL ELECTRICAL CODE:** The 2014 National Electrical Code, and any subsequent editions or amendments thereto, copyrighted by the National Fire Protection Association, a copy of which is on file in the office of the Village Clerk, is hereby adopted for the purpose of establishing rules and regulations for the installation of all electrical wiring, installation of electrical fixtures, apparatus, or electrical appliances for furnishing light, heat, or power, or other electrical work introduced into or placed in or upon, or in any way connected to, any building or structure within the Village. The same is hereby incorporated as fully as if set out at length herein. All amendments and new or revised editions shall be effective sixty (60) days after the Village publishes a notice indicating that such amendments or new or revised editions have been placed on file at the office of the Village Clerk. Until such date, the prior editions shall remain in effect. (Ord. 90-37, 4-15-91; amd. Ord. 94-24, 11-21-94; amd. Ord. 08-26, 12-1-08; amd. Ord. 14-05, 5-19-14)

4-4-2: **PERMIT REQUIRED:** Any electrical job in excess of one thousand dollars (\$1,000.00), or any increase in the electrical service, will require a permit and appropriate inspections. (Ord. 08-26, 12-1-08; amd. Ord. 08-40, 3-16-09)

4-4-3: **PERMITS:**

(A) Residential Permits:

Single Family Home:	\$400
Duplex:	\$800
Multi-family (more than 2 units):	\$800, plus \$50 per unit over two units
Additions; Remodel Projects:	\$200
Service Panel Change Out/Generator:	\$100

(B) Commercial/Industrial Permits:

Based on Cost of Electrical for New Construction & Remodel Valuation	Fee
\$1,001 - \$2,500	\$100
\$2,501 - \$10,000	\$250
\$10,001 - \$15,000	\$350
\$15,001 - \$20,000	\$500
Over \$20,000	\$500 plus \$2 per \$1,000 over \$20,000 (rounded to nearest \$1,000)

(C) Sign Permits: \$100

(D) Service Panel Change Out/Generator: \$100

In the event any work is started prior to the time a permit is obtained, the permit fee shall be doubled. All electrical permits will be in effect for no more than 18 months or until a final inspection has been completed. Electrical permits shall be non-assignable. (Ord. 08-26, 12-1-08; amd. Ord. 08-40, 3-16-09; amd. Ord. 09-39, 1-4-10; amd. Ord. 10-02, 5-17-10; amd. Ord. 11-04, 5-2-11; amd. Ord. 13-02, 6-3-13)

4-4-4: **SCHEDULING INSPECTIONS:** If a scheduled inspection is to be cancelled, the owner of the property or the contractor must contact the zoning department at least two (2) hours prior to the scheduled inspection time. All inspections not cancelled at least two (2) hours before the scheduled time shall be charged a re-inspection fee.

It is the responsibility of the owner or his contractor to request all inspections. Inspections shall be requested by notifying the zoning department during normal business hours and notification must be a minimum of twenty four (24) hours in advance of the needed inspection except for the final inspection which requires a forty eight (48) hours advanced notice. (Ord. 08-26, 12-1-08)

4-4-5: **RE-INSPECTION FEE:** In the event any re-inspections are needed the following fees shall apply:

1st re-inspection	\$50
2nd re-inspection	\$75
3rd re-inspection	\$100
4th re-inspection	\$125

(Ord. 08-26, 12-1-08)

4-4-6: **CERTIFICATIONS:** No electrician shall install any electrical equipment, systems, components, or materials without first having obtained a certificate of registration to do so from the Village of Morton, Tazewell County, Illinois.

A certificate of registration is not required for residential work provided the work is being done solely by the owner of the subject property. All electrical equipment must be installed in compliance with the National Electrical Code.

In order to obtain a certificate of registration to install electrical equipment as provided above, an electrician shall submit evidence of the following to the Zoning and Enforcing Officer:

1. A current license issued by any of the following communities:
 - a. Peoria, IL
 - b. Bloomington, IL
 - c. Springfield, IL
 - d. Decatur, IL
 - e. Pekin, IL
 - f. Ottawa, IL
 - g. Joliet, IL
 - h. any other Illinois testing community upon verification by the Zoning and Enforcing Officer; or
2. Evidence of successful completion of a test administered by any of the communities listed in subdivision (1) of this paragraph, or a national fire protection association test pertaining to the National Electrical Code and knowledge thereof.

Upon presentation by an electrician of satisfactory evidence of either of the items listed in (1) or paragraph (2) above, the Zoning and Enforcing Officer shall issue an electrical certification of registration to such an electrician. The electrical certification shall cost one hundred dollars (\$100) per year and shall be issued on a calendar year basis. No electrical work may be done without an electrical certification. (Ord. 08-26, 12-1-08, amd. Ord. 09-31, 11-16-09)

4-4-7: **FAILURE TO OBTAIN A PERMIT:** If a person commences electrical work without obtaining a permit when required, such person shall pay twice the fee required to obtain the electrical permit. (Ord. 17-25, 11-6-17)

CHAPTER 2
GENERAL OFFENSES

SECTION:

- 6-2-1: Assault
- 6-2-2: Battery
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- 6-2-29: Synthetic Alternative Drugs
- 6-2-30: ATV's, Mopeds, Motor Driven Cycles, Off-Highway Motorcycles, and Snowmobiles on Residential Property
- 6-2-31: Illegal Dumping At Lawn Waste Disposal Site

6-2-1: **ASSAULT:** It shall be unlawful for a person to commit an assault. A person commits an assault when, without lawful authority, he or she engages in conduct which places another in reasonable apprehension of receiving a battery. (Ord. 96-40, 4-7-97)

6-2-2: **BATTERY:** It shall be unlawful for any person to commit a battery. A person commits a battery if he or she intentionally or knowingly, without legal justification and by any means:

- (A) Causes bodily harm to an individual, or
- (B) Makes physical contact of an insulting or provoking nature with an individual. (Ord. 96-40, 4-7-97)

6-2-3: **CANNABIS:** It shall be unlawful for any person knowingly to possess marijuana, hashish, and other substances which are identified as including any parts of the plant *Cannabis sativa*, whether growing or not; the seed thereof, the resin extracted from any part of such plant; and any compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds or resin, including tetrahydrocannabinol (THC) and all other cannabinol derivatives, including its naturally occurring or synthetically produced ingredients, whether produced directly or indirectly by extraction, or independently by means of chemical synthesis or by combination of extraction and chemical synthesis; but shall not include the mature stalks of such plant, and other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks, (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seed of such plant which is incapable of germination.

Any person possessing any substance containing cannabis resin up to the amount of two and five-tenths (2.5) grams shall, upon conviction, be assessed a fine not less than two hundred dollars (\$200.00) and not more than seven hundred fifty dollars (\$750.00). (Ord. 99-37, 12-6-99)

Any person possessing any substance containing cannabis resin in an amount of two and five-tenths (2.5) grams or more but less than ten (10) grams shall, upon conviction, be fined not less than three hundred dollars (\$300.00) and not more than seven hundred fifty dollars (\$750.00). (amd. Ord. 99-37, 12-6-99)

Any person possessing any substance containing cannabis resin in an amount of ten (10) grams or more but less than thirty (30) grams shall, upon conviction, be fined not less than four hundred dollars (\$400.00) and not more than seven hundred fifty dollars (\$750.00). (amd. Ord. 99-37, 12-6-99)

Any person possessing any substance containing cannabis resin in an amount thirty (30) grams or more shall, upon conviction, be fined seven hundred fifty dollars (\$750.00). (amd. Ord. 99-37, 12-6-99)

Where any person has been convicted of any of the provisions of the offense at any prior time, then there shall be added to the applicable minimum fine the amount of one hundred dollars (\$100.00) for each such prior conviction. (Ord. 96-40, 4-7-97)

A qualifying patient who has a registry identification card or a registered caregiver who does not possess an amount in excess of what is allowed under The Compassionate Use of Medical Cannabis Pilot Program Act is exempt from the above provisions. A qualifying patient and registry identification card are defined in the Act. (Ord. 14-22, 10-6-14)

6-2-4: **CLIMBING UTILITY POLES:** It shall be unlawful for any person to climb upon any telegraph pole, telephone pole, electric light pole, or sign pole, unless in the performance of his duties. (Ord. 96-40, 4-7-97)

6-2-5: **DISCHARGING FIREARMS:** It shall be unlawful to discharge any firearms or air gun in the Village; provided that this Section shall not be construed to prohibit any officer of the law to discharge a firearm in the performance of his duty, nor to any citizen to discharge a firearm when lawfully defending his person or property, nor shall the provision of this Section apply to any licensed event which may be sponsored by a known local organization holding a charter in a national organization or association. (Ord. 96-40, 4-7-97)

6-2-6: **DISORDERLY CONDUCT:** A person commits disorderly conduct when he knowingly:

- (A) Does any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace; or

MNGB Peppermint	Skunk
MNGB Spear Mint	Sence
p.e.p. pourri Twisted Vanilla	EX-SES Platinum Blueberry
p.e.p. pourri Original Spearmint	EX-SES Platinum Cherry
p.e.p. pourri Love Strawberry	EX-SES Platinum Strawberry
p.e.p. pourri X Blueberry	EX-SES Platinum Vanilla
K2 Summit	Magic Silver
Voo Doo Remix (orange package)	Apice Artic Synergy
Voo Doo Remix (black package)	Spice Diamond
Banana Cream Nuke	Spice Gold
K4 Silver	Spice Tropical Synergy
K4 Gold	Spicey Regular XXX Blueberry
K3 Heaven Improved	Spicey Regular XXX Strawberry
K3 Heaven Legal	Spicey Ultra Strong XXX Vanilla
K3 Sun Legal	Spicey Ultra Strong XXX Strawberry
K3 Sun Improved	Spike 99 Ultra Blueberry
K3 Kryptonite	Spike 99 Ultra Cherry
K3 XXX	Spike 99 Ultra Strawberry
K3 Cosmic Blend	Spicey Ultra Strong XXX Vanilla
K3 Original	EX-SES Platinum Strawberry
C4	Spice Gold
K1 Gravity	Chill Out
K1 Orbit	Smoke
K2 Pina Colada	Forest Humus
Rasta Citrus Spice	Scope Vanilla
Kind Spice	Scope Wildberry
Time Warp	Chill X
Pink Tiger	Space
Humboldt Gold	Silent Black
K2 Orisha Regular	Sence
K2 Orisha Max	Smoke
K2 Orisha Super	Caneff
K2 Amazonian Shelter	Spice Gold
K2 Solid Sex on the Mountain	Gold Spirit Spice
Midnight Chill	Yucatan Fire
Unknown cigarette	Magic Gold
Freedom	Spice Diamond
K2 Sex	Bombay Blue
K2 Orisha White Magic Super	Dream
K2 Orisha Black Magic Max	Smoke Plus
K2 Thai Dream	Spice Tropical Synergy
K4 Bubble Bubble	Magic Silver
MTN-787	Diamond Spirit
K2 Kryptonite	Mojo
Legal Eagle Apple Pie	Genie
K4 Purple Haze	Spike 99
K4 Summit Remix	Potpourri Gold
8-Ball	Jamaican Gold
C4	Potpourri
K2	Winter Boost
Tribal Warrior	Citrus
Spike99	Spice Gold
exSES	Spicey XXX
Spice Silver	Spike 99
Spice Gold	EX-SES Platinum
Spice Diamond	
Yucatan Fire	
Smoke	

6-2-30: **ATV'S, MOPEDS, MOTOR DRIVEN CYCLES, OFF-HIGHWAY MOTORCYCLES, AND SNOWMOBILES ON RESIDENTIAL PROPERTY:**

(A) Definitions, as used in this chapter:

1. *ATV* means an all terrain vehicle as defined in Section 5/1-101.8 of the Illinois Vehicle Code.
2. *Motorcycle* means a motor vehicle as defined in Section 5/1-147 of the Illinois Vehicle Code.
3. *Moped* as defined in Section 5/1-148.2 of the Illinois Vehicle Code.
4. *Motor Driven Cycle* as defined in Section 5/1-145.001 of the Illinois Vehicle Code.
5. *Off-Highway Motorcycles* as defined in Section 5/1-153.1 of the Illinois Vehicle Code.
6. *Residentially Zoned Area* means any parcel of land, or portion thereof, within any "residential" zoning district as defined in Title 10 Chapter 5 of this Code, except areas zoned R-S with acreage of 5 acres or more.
7. *Vehicles* for purposes of this chapter means Motorcycles, ATV's, Mopeds, Motor Driven Cycles, Off-Highway Motorcycles, and Snowmobiles.

(B) Operation of Vehicles: No person shall operate any vehicle as defined in Paragraph A upon private property in a residentially zoned district within the Village at any time, excluding a driveway, a garage, or paved private streets, regardless of whether such vehicle is licensed or unlicensed.

(C) Use of property for the operation of vehicles prohibited: No owner or resident of private property in a residentially zoned area within the Village shall use their property, or permit their property to be used by any other person, for the operation of any vehicle. This shall not preclude the use of a garage, a driveway, or paved private streets.

(D) Exemptions: The following uses of vehicles are exempt from the provisions of this chapter:

1. The operation of publicly-owned or emergency vehicles or motorcycles by public officers or emergency personnel in the course and scope of their employment.
2. The operation of any vehicles associated with the maintenance of real property of lawful uses thereon.
3. The operation of any vehicle associated with construction, repair, remodeling, or grading of any real property.
4. The operation of any vehicle associated with normal and customary yard maintenance. (Ord. 13-01, 6-3-13)

6-2-31: **ILLEGAL DUMPING AT LAWN WASTE DISPOSAL SITE:** It shall be unlawful for any person to dump any lawn waste or other material at the Village of Morton's lawn waste disposal site at any time except during the posted hours of operation of the lawn waste disposal site. During posted hours of the lawn waste disposal site it shall be unlawful for any person to dump any material other than lawn waste which meets all posted requirements, rules and regulations. It shall be unlawful to dump at the Village's lawn waste disposal site any screws, nails, garbage, refuse, bricks, concrete, metal of any kind or other material other than lawn waste. Any person who violates the provisions of this Section shall be subject to arrest, and upon conviction shall be subject to a fine of not less than \$150.00 not more than \$750.00, except that where said person has been convicted of this offense at any prior time there shall be added to said minimum fine the amount of \$50.00 for each such prior conviction. (Ord. 17-22, 11-6-17)

4. The Village shall be given notice of the test no less than four (4) hours prior to the proposed test time, with the test being scheduled during regular Village working hours only. If the initial pressure test fails, it will be rescheduled. The Village may charge actual costs for time involved with retesting. After witnessing a successful pressure test, the Village Gas Department may turn on the service.

- (F) No connection will be made with any house pipe manifold that has not been tested for leakage, or which is not rigidly connected to the building.
- (G) The Village shall have the right and option to demand changes, removal, or replacement of any pipe, fixture, or apparatus which is considered to be faulty, inadequate, or hazardous, provided, however, that this provision shall not obligate the Village in any way or manner. The Village shall have the right to refuse or discontinue gas service without notice to its customers if the Village finds any apparatus or appliance in operation which would be detrimental or hazardous to the efficient operation of the existing facilities.
- (H) All persons, firms, corporations, and customers are strictly forbidden to attach any electrical ground wire to any fixture or piping which is or may be connected to any gas service pipe, meter, or main belonging to the Village. The Village will hold the owner of the premises responsible and liable for any damage to its property or injury to the employees of the Village caused by such ground wire. Any and all persons, firms, corporations, and customers shall remove any existing ground wires immediately, and if such ground wires are not removed after twenty four (24) hours' written notice, the Village, through its officials, may enter the property and remove such ground wires, and the customer shall pay all costs.
- (I) Any service which has had no consumption for twenty four (24) consecutive months shall be abandoned and disconnected at the main by the Village, per Gas Utilities Alliance regulations. The cost of reconnection and a new pressure test shall be borne by the property owner. Any meter on a multiple service which has had no consumption for twenty four (24) consecutive months shall be removed.
- (J) If the owners of property within the corporate limits of Morton desire that the property they own obtain gas service, it must be obtained from Morton unless a gas main is not available to provide the service or unless service is currently being provided by Ameren pursuant to prior agreement by Morton. Morton has sole discretion in determining whether a gas main is available. (Ord. 96-12, 7-1-96; amd. Ord. 12-09, 7-30-12)

8-2-11: **METER READING CONCLUSIVE:** All gas customers shall be liable for the gas consumption as shown by the meter. Waste, leakage, or other causes not the fault of the Village shall be included under said liability. The meter reading shall be conclusive, provided that:

- (A) When a meter is found to have a positive average error (i.e., is fast) in excess of two percent (2%) in tests made at the request of the customer, the Village shall refund to the customer an amount equal to the excess charged for the gas incorrectly metered, for a period equal to one-half (1/2) of the time elapsed since the previous test, but not to exceed six (6) months. No portion of a customer charge will be refunded.
- (B) When a meter is found to have a negative average error (i.e., is slow) in excess of two percent (2%) in tests made at the request of the customer, the Village may make a charge to the customer for the gas incorrectly metered, for a period equal to one-half (1/2) of the time elapsed since the previous test, but not to exceed six (6) months.
- (C) When a meter is found not to have registered for any period, the Village shall estimate the charge for the gas used by averaging the amounts registered over a similar period, preceding or subsequent thereto, or over corresponding periods in previous years. (Ord. 96-12, 7-1-96)

8-2-12: **TEST OF METERS:** Any consumer may request the Village to make a test of the accuracy of a meter in use for gas service. The consumer shall, however, be required to deposit with the Village the sum of seventy-five dollars (\$75.00) for a meter having a capacity of up to four hundred (400) cubic feet per hour, two hundred dollars (\$200.00) for a meter having a capacity of more than four hundred (400) cubic feet per hour and up to one thousand (1,000) cubic feet per hour, and an amount estimated by the Village for any meter having a capacity of more than one thousand (1,000) cubic feet per hour, to cover the cost of removing, testing, and replacing such meter prior to the making of such test. In the event such meter is found, by testing, to register incorrectly at twenty percent (20%) full capacity, by more than two percent (2%), then the test deposit shall be refunded, and Section 8-2-11 of this Chapter shall be applied. In the event the meter is found to be registering correctly ($\pm 2\%$), the consumer shall forfeit the test deposit, and such funds shall be deposited in the Village Gas Fund. (Ord. 96-12, 7-1-96; amd. Ord. 05-43, 2-6-06)

8-2-13: **SEPARATE METERS FOR EACH DISTINCT PREMISES:** No person, firm, or corporation shall connect any gas service pipe or transmit gas supplied by the Village's natural gas system into more than one (1) distinct premises, dwelling, or consumer unit from one (1) meter. Each dwelling unit in apartment buildings or duplex dwellings shall be serviced by individual meters. The Village shall have the right to establish special services or service connections as may be necessary or desired for large users. (Ord. 96-12, 7-1-96)

8-2-14: **METER, REGULATOR, OR VILLAGE-OWNED EQUIPMENT DAMAGED:** Whenever a meter, regulator, or other equipment of a service connection which has been installed by the Village is found to have been damaged for any cause whatsoever, such damages shall become the liability of the customer who shall pay the Village the actual cost of removal, repair, and/or replacement of such damaged equipment. In the event such damage has caused inaccurate metering, then such gas bills shall be corrected as provided in Section 8-2-11 of this Chapter. (Ord. 96-12, 7-1-96)

8-2-15: **GAS RATE SCHEDULE:**

(A) The rates and charges for the use of service of the Morton Municipal Gas Company shall be established from time to time by the Village Board of Trustees. Such rates and charges shall be made and collected against each consumer who shall directly or indirectly receive gas from said utility, and the rates and charges shall be based upon the quantity of gas used by each consumer as measured by the gas meter. Such charge shall, in any event, commence upon the date that the installation of the gas meter is complete.

(B) The charge for gas shall be determined monthly, as follows:

1. The SPW shall determine the total cost of gas purchases during the previous month, said cost shall include all storage, usage, transportation, demand, shrinkage, and other costs of purchase incurred.
2. The SPW shall determine the total volume of gas purchased the previous month.
3. The total cost of gas purchased divided by the volume purchased will equal the average cost of gas on a per-therm basis. One (1) therm shall be deemed to equal one hundred (100) cubic feet.
4. The rate to be charged to users of gas shall be the average cost per therm, as calculated monthly, plus the gross mark-up per therm, as follows:
 - (a) Effective May 1, 2009: sixteen cents (\$0.16) per therm
 - (b) Effective May 1, 2010: eighteen cents (\$0.18) per therm
 - (c) Effective May 1, 2011: twenty cents (\$0.20) per therm
 (amd. Ord. 01-29, 12-3-01; amd. Ord. 08-39, 3-2-09)

5. Rates shall be charged for residential service and for commercial/industrial service. Small commercial/industrial service shall be those users with a meter of a capacity less than one thousand (1,000) cubic feet per hour. Large commercial/ industrial service shall be those users with a meter of a capacity of one thousand (1,000) or more cubic feet per hour.
6. The gross charge for residential service shall be allocated on a uniform basis with a constant progression, based on the following usage:
- First 30 therms: $125\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Over 30 therms: $105\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
7. The gross charge for small commercial/industrial service shall be allocated on a uniform basis with a constant progression, based on the following usage:
- First 150 therms: $115\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Next 650 therms: $105\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Over 800 therms: $102.5\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
8. The gross charge for large commercial/industrial service shall be allocated on a uniform basis with a constant progression, based on the following usage:
- First 600 therms: $105\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Next 2,400 therms: $102.5\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Next 12,000 therms: $101\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.
- Over 15,000 therms: $99.5\% \times$ (the average cost per therm of gas as calculated monthly, plus the gross mark-up per therm) as established under this Section of the Morton Municipal Code.

9. There shall be a customer charge for service each month for each classification. Said gross charge shall be issued to all users within thirty (30) days of the installation of the service line by the Village, and a bill shall be issued each month thereafter, based on the rates herein, unless gas service is discontinued pursuant to the request of the users, the property owner, or the Village. Effective May 1, 2009, the customer service charge for each classification shall be as follows:

- | | |
|---|-------------------|
| (a) Residential Service | \$ 8.25 per month |
| (b) Small Commercial / Industrial Service | 13.00 per month |
| (c) Large Commercial / Industrial Service | 20.00 per month |

For those existing customers outside the Village limits, there shall be, in addition to the customer service charge, a supplemental service charge of six dollars (\$6.00) per month.

Hereafter, there shall be an automatic five percent (5%) increase to these customer service charges on May 1, 2010 and May 1, 2011. (amd. Ord. 08-39, 3-2-09; amd. Ord 17-20, 9-5-17)

- (C) The Illinois Utility Tax and any other taxes now or hereafter effective or to be levied on operation or revenues of the gas system in the future shall be applied uniformly and directly to all charges for gas service as additional charges.
- (D) The Village Board shall have the right to establish special rates or contracts for gas service to special industrial or special service use. (Ord. 96-12, 7-1-96)

8-2-16: **NO FREE GAS:** No free gas shall be furnished to any person, firm, organization, or corporation, public or private, and all rates and charges shall be nondiscriminatory, provided that the Village Board reserves the right to impose special rates and charges in cases where particular circumstances render the regular rates inadequate or unjust. If the Village should elect to supply itself with gas for any purpose, regular rates thereof shall be charged the proper department and payment made as by any other customer. (Ord. 96-12, 7-1-96)

8-2-18: **SERVICE DISCONTINUED; DANGEROUS CONDITIONS:**

- (A) The Village reserves the right to discontinue without notice gas service to any premises where a dangerous condition is found to exist. No customer shall be permitted to use the stopcock of the service disconnection for shutting off gas while making extensions, additions, or repairs to the pipe or equipment on the premises. Such shutoff, discontinuance, or interruption of service shall be made only by the Village's properly authorized employees.
- (B) When the fraudulent use of gas is detected, or where the Village regulating or measuring equipment has been tampered with, or where a dangerous condition is found to exist on the customer's premises, service may be shut off without notice. Where such gas service is shut off or stopped, whether by the Village or at the request of the property owner, tenant, or occupant, the gas shall not again be turned on or supplied to the premises until the problem is corrected (in the judgment of the SGD and the SPW), and the shutoff fee of fifty dollars (\$50.00) is paid. (Ord. 96-12, 7-1-96; amd. Ord. 00-36, 11-6-00)

8-2-19: **VILLAGE NOT LIABLE FOR AN INTERRUPTION OF SERVICE OR SUPPLY:**

- (A) The Village shall have the right to shut off the supply of gas whenever it is necessary to make repairs or improvements, enforce rules, or for any operating reason. When possible, a reasonable notice of the circumstances will be given to the customers, but in an emergency, the gas may be shut off without notice. Such necessary repair work will be made by the Village as rapidly as may be practical. The Village shall not be held responsible or liable because of any shutoff or discontinuance of service for any direct or resultant damages to any person, company, or customer.

- (B) In the event of such discontinuance of gas service, the Village will make every attempt to safeguard the customer, and service shall not be renewed until Village authorities have purged the lines and put into service all automatic controls and pilots. In no case shall the customer turn on his own service. The purging of lines, relighting pilots, and checking automatic controls will be done by the Village. Where the nature of the customer's operations are such that an interruption of service might create a hazard or large economic loss, such customer shall provide facilities for standby service at his discretion.
- (C) Whenever mains, pipes, service connections, or other facilities of the gas system are taken up, shut off, or interfered with by reason of any street improvements, the Village will endeavor to maintain service so far as is reasonably possible, but will not be directly or indirectly liable for any interruption, poor pressure, or inconvenience of any kind, either to the customers or property adjacent or to other customers or other property affected thereby.
- (D) The Village expressly stipulates with all customers and other persons who may be affected by the discontinuance of service that it will neither ensure nor be responsible or liable in any manner for any loss or damages, direct or indirect, by any reason of any fire, or any other cause, and all gas service furnished shall also be conditional upon acts of God, inevitable accidents, fire, strikes, riots, or any other cause. (Ord. 96-12, 7-1-96)

8-2-20: **COMPLAINTS:** All questions and complaints shall be made to the Village Gas Department, which shall be responsible for the proper investigation and required maintenance. Complaints received by the Village shall be identified by the name and address of the customer, the date, the nature of the complaint, and the remedy of same, and shall be kept as a permanent record of the Village. (Ord. 96-12, 7-1-96)

8-2-21: **RESALE:** No gas shall be resold or distributed by the recipient thereof from the Village supply to any premises other than that for which application has been made and the gas service installed. (Ord. 96-12, 7-1-96)

8-2-22: **TAMPERING WITH METER, REGULATOR, OR ANY PARTS OF THE GAS SYSTEM BELONGING TO THE VILLAGE:** It shall be unlawful for any person, firm, corporation, or customer to break the seal of any meter, to make any alterations, changes, or repairs on same, to open any mains, service pipes, laterals, stopcocks, valves, or any part thereof, or to otherwise tamper with or attempt to do any work on either or any of them without authority of the Village or its properly authorized agent. Any person who shall violate any of the provisions of this Section or who shall wilfully or maliciously injure or damage any property connected with the Village gas system shall be subject to the penalties provided in this Chapter. (Ord. 96-12, 7-1-96)

8-2-23: **DEPOSIT OF RECEIPTS:** The Village Treasurer shall receive all of the revenues derived from the Village gas system and all other moneys and funds incidental to the operation of said system, and shall deposit same in a separate bank account for such funds, separately from all other funds of the Village. He shall administer the gas fund in every respect in manner and form as provided by law, in accordance with the provisions heretofore adopted by the President and Board of Trustees pertaining to the construction, maintenance, and operation of said Village gas system, and he shall establish a proper system of accounts separate and apart from all other records and accounts he may be required to keep as such Treasurer. (Ord. 96-12, 7-1-96)

8-2-24: **SEVERABILITY CLAUSE:** If any section, subsection, paragraph, sentence, clause, or phrase of this Chapter, or any part thereof, or application thereof to any person, firm, corporation, public agency, or circumstance, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Chapter or any part thereof. It is hereby declared to be the legislative intent of the Village Board of Trustees that this Chapter would have been adopted had such unconstitutional or invalid section, subsection, paragraph, sentence, clause, or phrase, or any part thereof, not then been included. (Ord. 96-12, 7-1-96)

2. The residential utility customer requesting to be on the level payment plan has had no more than one (1) delinquent utility bill in the previous twelve (12) consecutive months; and
 3. The residential utility customer requesting to be on the level payment plan has presented no dishonored checks in the previous twelve (12) consecutive months.
- (B) The Village will keep level payment plan monthly billings at an average level. If, at the end of an 11-month period, the customer has accumulated a credit or debit, the Village will bill or credit the balance on the next following utility bill, to be termed the "settlement bill" or the "settlement month."
- (C) The Village reserves the right to adjust, without prior notice, the level payment plan monthly billing amount of any level payment plan customer in order to avoid the accumulation of an excessive credit or debit on the level payment plan customer's account.
- (D) Residential utility customers may request to be removed from the level payment plan at any time or the Village may remove a residential utility customer from the level payment plan with or without cause upon thirty (30) calendar days notice to the level payment plan customer. In such case, any outstanding charges shall be reflected and due and payable on the first bill issued under normal billing.
- (E) Level payment plan customers who have made payment after the tenth day of the month two (2) times in a period of twelve (12) consecutive months or who have made payment with a check dishonored by the financial institution upon which it is drawn because of insufficient funds in the account against which it was drawn or for any other lawful reason two (2) times in a period of twelve (12) consecutive months automatically forfeit the privilege of being on the level payment plan and shall be returned to normal billing and payment without prior notice. In such case, any outstanding charges shall be reflected and due and payable on the first bill issued under normal billing.
- (F) Residential utility customers who have been removed from the level payment plan by the Village pursuant to Section 8-15-7(E) above shall become eligible for the level payment plan the month after the establishment of an acceptable payment history. For the purposes of this Section, an "acceptable payment history" is defined as having no delinquent utility bills and having presented no dishonored checks in the previous twelve (12) consecutive months. (amd. Ord. 02-29, 1-6-03)

8-15-8: **DELINQUENT BILLS:**

- (A) In the event payment in full, including the forfeited or lost discount, is not received by the Village at its utility office or in the utility drop boxes by five o'clock (5:00) P.M. on the tenth day of the month next following the due date of the bill for such utility service, such utility bill shall be deemed to be delinquent and the utility customer will be sent a notice of delinquency. The Treasurer or his/her designee shall cause such utility customers to be notified in writing by first class mail that utility service is to be terminated. Said notice shall also specifically inform the utility customer of the following:
1. That the utility customer may contact the Business Manager to request a hearing on the matter; and
 2. That said request must be made within five (5) business days of the date of said termination notice; and
 3. That if said request is made, a hearing will be held within ten (10) business days of the date of said termination notice; and

4. That utility service will be discontinued within ten (10) business days of the date of said termination notice if no request for a hearing is made.

Delinquent utility customers will have until the close of business on the tenth business day from the date of said termination notice to:

1. Pay the bill in full; or
2. Resolve the matter in accordance with the dispute resolution procedure set forth in Section 8-15-11 of this Chapter.

If the delinquent utility customer fails to perform one of these requirements by the deadline stated, a disconnect order will be issued by the Village utility office. (amd. Ord. 06-26, 10-2-06; amd. Ord. 11-31, 1-3-12)

(B) Gas service to a utility customer shall not be disconnected for nonpayment of bills:

1. On any day from November 1st to March 31st when the National Weather Service forecasts a temperature of twenty degrees Fahrenheit (20° F) or below in the Village for the following twenty-four (24) hour period.
2. On any day preceding a holiday or weekend when the weather forecast indicates the temperature will be twenty degrees Fahrenheit (20° F) or below in the Village during the holiday or weekend.

8-15-9: **DISCLOSURE OF UTILITY RECORDS:** The utility record of any customer shall not be disclosed to anyone without the consent of the customer unless required by law or unless the account has been referred to collection or unless a lien has been filed on the property where the service was provided.

Persons who are permitted to know customer account information are the Village Administrator or any employee under her supervision, the owner or tenant of property, or the Zoning Officer.

In addition to the foregoing, the Village of Morton may disclose customer information to other persons if a written request is made and it is for a valid and lawful purpose. (Ord. 15-13, 11-16-15)

8-15-10: **RECONNECTIONS:** In the event utility service has been disconnected due to nonpayment of any and all indebtedness associated with the property that is owed to the Village, including, but not limited to, abatement liens and utility bills, then such utility service shall not be reconnected until all outstanding bills for utility service to the property, any forfeited or lost discounts, any costs incurred by the Village as a result of the discontinuance and reinstatement of said utility service, any and all indebtedness associated with the property that is owed to the Village, including, but not limited to, abatement liens, and a reconnection service charge of fifty dollars (\$50.00) each for gas and water service have been paid in full. The Village requires that someone be present in the dwelling, and signify their presence when requested, prior to service being reconnected. In the event there are delinquent charges or abatement liens to more than one property of a particular owner, then such utility service shall not be reconnected until all outstanding bills for utility service, any forfeited or lost discounts, any costs incurred by the Village as a result of the discontinuance and reinstatement of said utility service, any and all indebtedness that is owed to the Village, including, but not limited to, abatement liens and utility bills, associated with all properties owned by that owner are brought current. Reconstructions will be performed only during normal working hours, which are 7:30 a.m. to 4:00 p.m. Monday through Friday (excluding holidays). Reconstructions will be done only if sufficient Village personnel are available to perform the reconnection during normal working hours. If a customer desires reconnection after 4:00 p.m. and prior to 5:00 p.m., an additional charge of one hundred dollars (\$100.00) shall be assessed and must be paid in full prior to reconnection, in addition to the above stated regulations regarding reconnection. No reconstructions will occur after 5:00 p.m. (amd. Ord. 01-32, 11-19-01; amd. Ord. 17-24, 11-6-17)

8-15-11: **DISPUTE RESOLUTION PROCEDURE:**

- (A) Village utility billing personnel shall be available during regular business hours to receive and consider disputes of any customer relative to an account for utility service. Customers having a dispute which cannot be resolved by utility billing personnel may request a hearing in writing, directed to the Village utility office.
- (B) Requests for a hearing shall be made in writing and contain the name, address, and telephone number of the person requesting the hearing, the address at which utility service is received and which is the subject of the dispute, the specific grounds or reasons for which the hearing is requested, and the specific relief requested.
- (C) Upon filing a request for a hearing, a hearing shall be scheduled with the customer. If the customer has been sent a notice of delinquency, the hearing shall be scheduled on or before the disconnection date specified in the notice of delinquency.
- (D) The Business Manager, or his or her designee, shall serve as hearing officer for any hearings which may be held under this Section. The decision of the hearing officer with respect to the dispute shall be final.
- (E) The Village shall not disconnect the utility service of any person for nonpayment during the pendency of the dispute if:
 1. Written notice is given to the Village utility office as herein provided; and
 2. Payment of all undisputed portions of the bill is made; and
 3. All charges made during the pendency of the dispute are paid as they become due; and
 4. The person making the complaint or dispute enters into a bona fide effort to resolve the disputed matter with all due dispatch.
- (F) If the findings reached at the aforesaid hearing are adverse to the customer, said decision shall be reduced to writing, with a copy thereof to be forwarded to said customer by first class mail. Said decision should also contain the date on which utility service to the customer in question will be discontinued.

8-15-12: **COLLECTION ACTIONS:** The Village Administrator is hereby granted the authority to turn any delinquent account over to a collection agency, the Illinois Local Debt Recovery Program, or attorney retained by the Village for collection. In the event the Village sues to collect on an account, the Village shall be entitled to recover, in addition to the amounts due, its costs, expenses, and reasonable attorney fees incurred in collecting the debt. (amd. Ord. 17-24, 11-6-17)

8-15-13: **LIENS:**

- (A) The amount of any utility bill which is delinquent shall constitute a lien upon the real estate for which such services were rendered.
- (B) The Business Manager is hereby authorized and directed to file sworn statements showing such delinquencies in the office of the Recorder of Deeds of Tazewell County, Illinois, and the filing of such statements shall be deemed notice for payments of such charges for such utility services. (Ord 04-53, 3-7-05)
- (C) No such lien shall be defeated to the proper amount thereof because of an error or overcharge on the part of the Village, nor shall any lien be defeated upon proof that such utility service was used or contracted for by a tenant of the premises or occupant thereof other than the owner.

- (D) If the user of the utility service whose utility bill is unpaid is not the owner of the premises and the Business Manager has written notice of this fact, notice shall be mailed to the owner of the premises, if an address be known to the Business Manager, whenever such utility bill remains unpaid until the tenth day of the month next following the due date of the utility bill. Said notice shall be by first class mail. (Ord. 04-53, 3-7-05)
- (E) The failure of the Business Manager to record such lien claim or to mail or deliver such notice, or the failure of the owner of such premises to receive such notice, shall not affect the right to foreclose the lien for unpaid utility bills, as provided herein. (Ord. 04-53, 3-7-05)
- (F) If payment of any amount due for utility service, additional charges, or benefits when the same becomes due shall not be made as provided in this Chapter, the Village may file or cause to be filed a complaint in the Circuit Court of Tazewell County for the foreclosure thereof in the same manner as a foreclosure of a real estate mortgage.

8-15-14: **SEVERABILITY:** If any section, subsection, paragraph, sentence, clause, or phrase of this Chapter, or any part thereof, or application thereof to any person, firm, corporation, public agency, or circumstance, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Chapter or any part thereof. It is hereby declared to be the legislative intent of the Village Board of Trustees that this Chapter would have been adopted had such unconstitutional or invalid section, subsection, paragraph, sentence, clause, or phrase, or any part thereof, not then been included. (Ord. 01-20, 10-15-01)

	<u>Thoroughfare</u>	<u>Side</u>	<u>Extent</u>
(ZZ)	W. Pershing St.	North side South side South side	From N. Main to W. Jefferson. From N. Main to 40' west of N. Main. From W. Jefferson to 250' east of W. Jefferson.
(AAA)	S. Plum Ave.	Both sides East side West side	From W. Adams to W. Washington. From W. Jefferson to W. Adams. From W. Jefferson to 170' south of W. Jefferson
(BBB)	E. Queenwood Rd.	Both sides	
(CCC)	W. Queenwood Rd.	Both sides	
(DDD)	Rassi St.	North side	From N. Illinois to N. Indiana, between 8:00 A.M. and 4:00 P.M. on school days, except for vehicles displaying a "PERMIT" issued by the MPD to residents whose homes front on the prohibited area and their guests.
(EEE)	St. Paul St.	Both sides	
(FFF)	N. Second Ave.	East Side West side	From E. Jackson to Harrison, between 8:00 A.M. and 4:00 P.M. on school days. From E. Madison to E. Jackson.
(GGG)	Tennessee Ave.	Both sides	
(HHH)	N. Third Ave.	Both sides Both sides East side West side	From N. Main to E. Polk. From Behrends Ct. to E. Jackson, between 8:00 A.M. and 4:00 P.M. on school days, except for vehicles displaying a "PERMIT" issued by the MPD to residents whose homes front on the prohibited area and their guests, or for vehicles in a funeral procession. From E. Jackson to 120' north of E. Jackson. From E. Jackson to Harrison.
(III)	Veteran's Rd.	Both sides	From W. Jefferson to the northern corporate limits line.
(JJJ)	Walton Ave.	Both sides	
(KKK)	E. Washington St.	Both sides North side South side	From S. Main to S. First. From S. First to S. Seventh. From S. Fourth to 60' east of S. Fourth.
(LLL)	W. Washington St.	North side	From S. Main to S. Plum.
(MMM)	Yordy Rd.	Both sides South side	From S. Main to 175' east of S. Main. From 35' east of Tuscany Ct. to 185' east of Tuscany Ct.
(Ord. 98-18, 9-8-98; amd. Ord. 98-28, 12-21-98; amd. Ord. 99-2, 5-17-99; amd. Ord. 99-16, 9-7-99; amd. Ord. 99-23, 9-20-99; amd. Ord. 99-30, 10-18-99; amd. Ord. 99-47, 3-6-00; amd. Ord. 00-13, 7-6-00; amd. Ord. 00-24, 8-21-00; amd. Ord. 02-37, 4-7-03; amd. Ord. 03-03, 7-7-03; amd. Ord. 03-12, 8-18-03; 03-15, 8-18-03; amd. Ord. 03-41, 7-19-04; amd. Ord. 04-17, 7-6-04; amd. Ord. 4-22, 7-19-04; amd. Ord. 04-25, 8-2-04; amd. Ord. 04-38, 11-15-04; amd. Ord. 05-09, 7-18-05; amd. Ord. 05-16, 9-6-05; amd. Ord. 07-24, 8-6-07; amd. Ord. 07-44, 11-19-07; amd. Ord. 07-49, 12-17-07; amd. Ord. 09-02, 5-4-09; amd. Ord. 09-16, 7-20-09; amd. Ord. 09-17, 7-20-09; amd. Ord. 09-42, 3-15-10; amd. Ord. 10-04, 5-17-10; amd. Ord. 10-06, 6-7-10; amd. Ord. 10-08, 6-21-10, amd. Ord. 11-14, 7-18-11; amd. Ord. 12-17, 11-5-12; amd. Ord. 14-16, 7-21-14; amd. Ord. 15-21, 4-18-16; amd. Ord. 17-21, 9-5-17)			

9-6-3: **LIMITED PARKING AREAS; TIMES DESIGNATED:**

(A) Two Hour Limit: It shall be unlawful to permit any vehicle to stand between eight o'clock (8:00) A.M. and six o'clock (6:00) P.M. on any day, except Sunday, unless different times apply pursuant to this Section, for more than two (2) hours at any time on the following streets:

<u>Thoroughfare</u>	<u>Side</u>	<u>Extent</u>
1. Adams St.	Both sides South side	From S. Plum to S. First. From S. Plum to 80' west of S. Plum.

<u>Thoroughfare</u>	<u>Side</u>	<u>Extent</u>
2. Alexander St.	North side	From 250' west of N. Morton Ave. to McArthur, between 6:00 A.M. and 6:00 P.M., Monday through Friday.
3. Bond St.	Both sides	From 150' west of N. Morton Ave. to McArthur, between 6:00 A.M. and 6:00 P.M., Monday through Friday.
4. Clark St.	Both sides	From 50' west at N. Morton Ave. to McArthur, between 6:00 A.M. and 6:00 P.M., Monday through Friday.
5. Jefferson St.	Both sides	From S. Plum to S. First.
6. Main St.	Both sides	From Madison to W. Washington, except where no parking is allowed or where parking is limited to 15 minutes.
7. McArthur Ave.	Both sides	From Alexander to Clark.

(B) Fifteen-Minute Limit: It shall be unlawful to permit any vehicle to stand between eight o'clock (8:00) A.M. and five o'clock (5:00) P.M. on any day, Monday through Friday, unless different times apply pursuant to this Section, for more than fifteen (15) minutes on the following streets:

<u>Thoroughfare</u>	<u>Side</u>	<u>Extent</u>
1. E. Adams St.	North side	From S. First to 360' west of S. Third between 8:00 A.M. and 4:00 P.M. on school days.
2. Bradley St.	North side	From 80' west of Main St. to 125' west of Main St. at any time.
3. N. Main St.	East side	From 135' north of Jefferson to 40' south of Madison.
4. S. Nebraska Ave.	East side	From E. Jefferson to 100' north of E. Crestwood between 8:00 A.M. to 4:00 P.M. on school days.
5. S. Plum Ave.	West side	From W. Adams to 100' north of W. Adams at any time.
6. S. Third Ave.	West side	From E. Jefferson to E. Adams between 8:00 A.M. and 4:00 P.M. on school days.

<u>Thoroughfare</u>	<u>Side</u>	<u>Extent</u>
7. E. Crestwood St.	Both sides	From S. Nebraska to 100' west of S. Nebraska between 8:00 A.M. and 4:00 P.M. on school days.

(Ord. 89-21, 4-2-90; Ord. 90-17, 9-4-90; amd. Ord. 92-20, 10-5-92; Ord. 93-28, 3-7-94; amd. Ord. 03-03, 7-7-03; amd. Ord. 04-18, 7-6-04; amd. Ord. 10-06, 6-7-10; amd. Ord. 14-16, 7-21-14)

9-6-5: **PARKING AT CURB:** No vehicle shall be parked with the left side of such vehicle at the curb, and it shall be unlawful to stand or park any vehicle in a street other than parallel with the curb and with the two (2) right wheels of the vehicle within twelve inches (12") of the regularly established curb line. (1944 Code, Sec. 362)

9-6-6: **PARKING VEHICLES FOR SALE:** It shall be unlawful to park any vehicle upon any Street for the purpose of displaying it for sale, or to park any vehicle upon any street from which vehicle merchandise is peddled or sold. (1944 Code, Sec. 363)

9-6-7: **REPAIRING OR RACING MOTOR:** No person shall adjust or repair any motor vehicle or race the motor of same while standing on the street or alley excepting in case of a breakdown, or other emergency requiring same. (1944 Code, Sec. 364)

9-6-8: **RIGHT OF WAY:** The driver of a parked vehicle about to start shall give moving vehicles the right of way and the driver of the parked vehicle shall give a timely and visible warning in some unmistakable manner before starting. (1944 Code, Sec. 365)

9-6-9: **LOADING/UNLOADING ZONE/NO PARKING OF TRAILERS/TRUCK TRACTORS:**

(A) It shall be unlawful for the driver of a vehicle to park a passenger vehicle for longer than it is necessary to load or unload passengers, and in no event for more than three (3) minutes in any public alley or street, except where parking is otherwise allowed, and in such case, the vehicle may not be parked longer than the permitted time.

(B) It shall be unlawful for the driver to stand any freight-carrying vehicle for a period of time longer than is necessary to load, unload, and deliver materials or freight, but in no event for more than thirty (30) minutes in any public alley or street.

(C) It shall be unlawful to stand any freight-carrying vehicle in any public street or alley or other public way for the purpose of transferring freight or livestock from one vehicle to another. (Ord. 96-2, 5-20-96)

(D) No semitrailer which is not connected to a truck tractor may be parked on any street or in any public right of way or in any public parking lot. A "semitrailer" is defined as every vehicle without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle. Any person violating this Section shall be subject to a fine of twenty five dollars (\$25.00), if paid within seven (7) days of the date of the violation. Said payment shall be made at the police station. In the event payment is not made within said period, the amount of the fine shall be one hundred dollars (\$100.00), and in such case, the Police Department shall file a violation with the Tazewell County Circuit Court. (Ord. 97-31, 11-17-97)

(E) No truck tractors (semi-tractors) as defined in 625 ILCS 5/1-212, and no trucks with tandem axles as defined in 625 ILCS 5/11-204.3, as now in effect or as may be amended from time to time, may be parked on any Village street, other than a truck route where parking is permitted. Truck tractors may be parked when loading or unloading subject to the provisions of paragraph (B) in this section. (Ord. 10-03, 6-7-10)

9-6-10: **TOWING VEHICLES AWAY:** The Police Department and all members thereof are hereby authorized to remove and tow away or have removed and towed away any vehicle which has been parked in violation of this Chapter. Such vehicles shall be restored to their owners only after payment of the expense incurred in removing, towing, and/or storage. (Ord. 460, 10-7-68)

9-6-11: **PRIMA FACIE PROOF:** The fact that a vehicle which is illegally operated or parked is registered in the name of a person shall be considered prima facie proof that such person was in control of the vehicle at the time of such violation. (Ord. 460, 10-7-68)

9-6-12: **PARKING VIOLATIONS:** Except for violations of 9-6-9 (E), any person accused of a violation of any provision of this Code prohibiting parking a vehicle in a designated area or restricting the length of time a vehicle may be there parked may settle and compromise the claim by paying to the Village the sum of ten dollars (\$10.00), if paid within seven (7) days of the date of said violation, and, if not paid, then the sum of twenty dollars (\$20.00), if paid within fourteen (14) days of the date of said violation. Otherwise, the penalty in Section 1-4-1 of this Code shall apply. Such payments shall be made at the police station and the money paid shall be promptly turned over to the Treasurer. The members of the Police Department are directed to refrain from instituting prosecution for such violations where the above amounts are paid, and, where not so paid, until the expiration of fourteen (14) days from the date of such violation.

For violations of 9-6-9(E), the matter may be settled by paying Fifty Dollars (\$50.00) within 14 days of the violation at the police station. Otherwise the penalty in Section 1-4-1 of this code shall apply and an action in court may be filed. (Ord. 80-5, 6-2-80; amd. (Ord. 90-5, 7-2-90; amd. Ord. 01-09, 7-16-01; amd. Ord. 10-03, 6-7-10)

9-6-13: **TWENTY FOUR HOUR LIMIT:** It shall be unlawful to permit any vehicle to stand upon any street, highway, or parking lot within the Village limits for more than twenty four (24) hours at any one time. It shall not be a defense that the owner or possessor of such a vehicle has moved any such vehicle, unless such owner or possessor has moved such vehicle a distance greater than one hundred fifty feet (150'). (Ord. 80-34, 1-5-81)

9-6-14: **HANDICAPPED PERSONS, PARKING PRIVILEGES:** A motor vehicle bearing an identification card specified in this Chapter is exempt from any ordinance imposing time limitations on parking in a business district; but otherwise is subject to all other laws and ordinances of the Village. Any motor vehicle bearing such an identification card may park, in addition to any other lawful place, in any parking place specifically reserved by posting of an official sign for such vehicles. Parking privileges granted by this Section are strictly limited to the person to whom the special identification card was issued and to qualified operators acting under his express direction while the disabled person is present.

No person shall use any area for the parking of any motor vehicle pursuant to this Section or where an official sign controlling such area expressly prohibits parking at any time or during certain hours. (Ord. 80-47, 4-6-81)

9-6-15: **PARKING OF VEHICLE WITH EXPIRED REGISTRATION:** No person may stop, park, or leave standing upon a public street, highway, or roadway a vehicle upon which is displayed an Illinois registration plate or plates or registration sticker after the termination of the registration period for which the registration plate or plates or registration sticker was issued or after the expiration date set under 625 ILCS 5/3-414 and 625 ILCS 5/3-414.1.

Any person accused of violating this Section may settle and compromise the claim by paying to the Village the sum of ten dollars (\$10.00), paid within seven (7) days of the date of the violation, and if not paid, then the sum of twenty dollars (\$20.00) if paid within (14) days of the date of the violation. If not then paid, then the penalty shall be twenty-five dollars (\$25.00). Payments within the fourteen (14) days shall be made at the police station and the money paid shall be promptly turned over to the Treasurer. (Ord. 99-31, 11-1-99; amd. Ord. 01-09, 7-16-01)

9-6-16: **HANDICAPPED PARKING PLACES, UNAUTHORIZED USE OF:** It shall be prohibited to park any motor vehicle which is not bearing registration plates or decals issued to a person with disabilities, as defined by Section 1-159.1, pursuant to Sections 3-616, 11-130.1 or 11-1301.2, or to a disabled veteran pursuant to Section 3-609 of this Act, as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran, in any parking place, including any private or public off-street parking facility, specifically reserved, by the posting of an official sign as designated under Section 11-301, for motor vehicles bearing such registration plates. (References to "the Section" and "the Act" are to the Illinois Vehicle Code.) (Ord. 97-26, 9-15-97)

9-6-17: **REMOVAL OF UNAUTHORIZED VEHICLES:** When any police officer of the Village finds a vehicle in violation of any of the provisions of Section 9-6-16 of this Chapter, such officer is hereby authorized to move such vehicle, or require the driver or other person in charge of the vehicle to move the vehicle. (Ord. 80-47, 4-6-81)

9-6-18: **HANDICAPPED PARKING VIOLATION, PENALTY:** Any person violating the provisions of Section 9-6-16 of this Chapter shall, upon conviction, be fined the sum of three hundred fifty dollars (\$350.00). In addition to said fine, any person violating the provisions of Section 9-6-16 of this Chapter shall pay any costs or charges connected with the removal or storage of any motor vehicle as a result of the removal of same pursuant to Section 9-6-17 of this Chapter. (Ord. 84-18, 2-18-85; amd. Ord. 95-34, 2-5-96; amd. Ord. 05-42, 2-6-06)

9-6-19: **PARKING PROHIBITED ON UNPAVED SURFACES:** Motor vehicles, trailers, boats, boat trailers, recreational vehicles and the like must be parked on an all weather, durable and dustless, asphaltic, interlocking, concrete, paver, brick, or cement pavement surface except in the following circumstances:

(A) During the time that a declaration has been made for snow removal pursuant to Title 9, Chapter 13. (amd. Ord. 99-46, 2-21-00; amd. Ord. 17-23, 11-6-17)

9-6-20: **PARKING OF TRUCKS, SEMI TRAILERS, TRAILERS, POLE TRAILERS AND RECREATIONAL VEHICLES:**

(A) Parking of Semitrailers, Pole Trailers, Tow Trucks, Tractors and Truck Tractors: It shall be unlawful for any person, firm or corporation to park any semitrailer, pole trailer, tow truck, tractor or truck tractor, whether connected to a vehicle or not, on any public street or highway within the Village or Morton, or on any lot zoned in a residential district in the Village of Morton, except as otherwise specifically permitted in this Code.

(B) Parking of Recreational Vehicle or Boat Trailer: It shall be unlawful for any person, firm, or corporation to park any recreational vehicle or boat trailer on any public street or highway within the Village of Morton from 10:00 pm until 6:00 am, or at any time on a lot zoned in a residential zoning district in the Village of Morton in a method or manner in which such trailer or vehicle projects beyond the front of the residence or garage, except as follows:

1. It shall be lawful for a person, firm, or corporation to park no more than one (1) recreational vehicle or boat trailer on a lot zoned in the residential zoning district projecting beyond the front of the residence or garage for no longer a period than is necessary for the reasonably expeditious loading or unloading of such trailer or vehicle, and in no event for a period to exceed seventy-two (72) consecutive hours.

2. It shall be lawful for a person, firm, or corporation to park no more than one (1) recreational vehicle or boat trailer which cannot lawfully be parked on the driveway of the residence on any public street or highway immediately abutting to the residential property of the owner of the recreational vehicle or boat owner for a period not longer than is necessary for the reasonably expeditious loading or unloading of such vehicles, and in no event for a period to exceed seventy-two (72) consecutive hours, so long as a traffic safety cone not shorter than eighteen (18) inches in height containing retroreflective markings is placed behind and in front of the trailer or vehicle to alert motorists to the presence of the parked trailer.
3. Notwithstanding any other provision of this section no recreational vehicle or boat trailer may be parked on any curve or street corner.
4. The total days in which a recreational vehicle or boat trailer may be lawfully parked on any public street or on a lot in the residential district in a manner which projects beyond the front of the residence or garage shall not exceed eight (8) days per calendar month.

(C) Parking of Trailers: It shall be unlawful for any person, firm, or corporation to park any trailer, whether connected to a vehicle or not, on any public street or highway within the Village of Morton from 10:00 pm until 6:00 am, or at any time on a lot zoned in a residential zoning district in the Village of Morton in a method or manner in which such trailer projects beyond the front of the residence or garage, except as follows:

1. It shall be lawful for a person, firm, or corporation to park no more than one (1) trailer on a lot in the residential zoning district in a method or manner that projects beyond the front of the residence or garage in conjunction with the performance of a service or delivery for the benefit of the lot or the owners or occupants of said lot, for so long as may be reasonably necessary for the expeditious performance of the service or delivery.
2. It shall be lawful for a person, firm, or corporation to park no more than one (1) trailer in the residential zoning district on a residential lot in a method or manner that projects beyond the front of the residence or garage on a temporary basis not to exceed 36 total hours in any seven calendar days, regardless of whether such hours are consecutive.
3. No trailer used for the transportation of flammable liquids, explosives, toxic or noxious materials shall be parked or stored in a residential district in any capacity.

(Ord. 17-06, 7-17-17)

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