

Chapter 1

GENERAL PROVISIONS

[HISTORY: Adopted by the Board of Trustees of the Village of Port Byron as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Interpretation and Definitions

[Derived from Title 1, Ch. 1, Art. 1, §§ 4 and 6, and Art. 3, of the 1993 Code]

§ 1-1. Interpretations.

In the determination of the provisions of each section of the Code the following rules shall be observed:

- A. Intent to defraud. Whenever an intent to defraud is required in order to constitute an offense, it shall be sufficient if an intent appears to defraud any person.
- B. Liability of employers and agents. When the provisions of any section of this Village Code prohibit the commission of an act, not only the person actually doing the prohibited act or omitting the directed act, but also the employer, agents and all other persons concerned with aiding or abetting the said person, shall be guilty of the offense described and liable to the penalty set forth.

§ 1-2. Rules of construction.

In the construction of the Village Code the following rules shall be observed, unless such construction would be inconsistent with the intent of the Board or contradictory to the context of the provisions.

- A. Tense: Words used in the present tense include the future.
- B. "May" is permissive.
- C. "Must" states a requirement.
- D. "Shall" is mandatory.

§ 1-3. Definitions.

- A. Construction of words.
 - (1) Whenever any word in any section of this Village Code importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party or person shall be deemed to be included, although distributive words may not have been used.

- (2) When any subject matter, party or person is referred to in this Village Code by words importing the singular number only, or the masculine gender, several matters, parties or persons and females as well as males and bodies corporate shall be deemed to be included, provided that these rules of construction shall not be applied to any section of this Village Code which contains any express provision excluding such construction or where the subject matter or content may be repugnant thereto.

B. Definitions. Whenever the following words or terms are used in this Code they shall have the meanings herein ascribed to them, unless the context makes such meaning repugnant thereto:

AGENT — A person acting on behalf of another.

BOARD — Unless otherwise indicated, shall mean the Board of Trustees of the Village of Port Byron.

CODE — The Municipal Code of Port Byron and amendments thereto.

COUNTY — County of Rock Island.

EMPLOYEES — Whenever reference is made in this Code to a Village employee by title only, this shall be construed as though followed by the words "of the Village of Port Byron."

FEE — A sum of money charged by the Village for the carrying on of a business, profession or occupation.

FISCAL YEAR — Begins on April 1 of each year and ends on March 31 of the following year. [Amended 1-3-1955 by Ord. No. 54-9]

KNOWINGLY — Imports only a knowledge that the facts exist which bring the act or omission within the provisions of this Code. It does not require any knowledge of the unlawfulness of such act or omission.

LICENSE — The permission granted for the carrying on of a business, profession or occupation.

MISDEMEANOR — Any offense deemed a violation of the provisions of this Code which is a lesser offense than a felony as defined by state law.

NEGLIGENT — The word "negligent," as well as "neglect," "negligence" and "negligently," imports a want of such attention to the nature of probable consequences of the act or omission as a prudent man ordinarily bestows in acting in his own concern.

NUISANCE — Anything offensive or obnoxious to the health and welfare of the inhabitants of the Village; or any act or thing repugnant to, or creating a hazard to, or having a detrimental effect on, the property of another person or to the community.

OCCUPANT — As applied to a building or land, includes any person who occupies the whole or any part of such building or land, whether alone or with others.

OFFENSE — Any act forbidden by any provision of this Code or the omission of any act required by the provisions of this Code.

OFFICERS — Whenever reference is made in this Code to a Village officer by title only, this shall be construed as though followed by the words "of the Village of Port Byron."

OPERATOR — The person who is in charge of any operation, business or profession.

OWNER — As applied to a building or land, includes any part owner, joint owner, tenant in common, joint tenant or lessee of the whole or of a part of such building or land.

PERSON — Any natural individual, firm, trust, partnership, association or corporation in his or its own 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.

PERSONAL PROPERTY — Includes every description of money, goods, chattels, effects, evidence of rights in action and all written instruments by which any pecuniary obligation, right or title of property is created, acknowledged, transferred, increased, defeated, discharged or diminished, and every right or interest therein.

RETAILER — Unless otherwise specifically defined, shall be understood to relate to the sale of goods, merchandise, articles or things in small quantities direct to the consumer.

SIDEWALK — That portion or margin of a street which is between the curblin and the adjacent property line.

STATE — Unless otherwise indicated, the State of Illinois.

STREET — Includes alleys, lanes, courts, boulevards, public squares, public places and sidewalks.

TENANT — As applied to a building or land, includes any person who occupies the whole or any part of such building or land, whether alone or with others.

VILLAGE — The Village of Port Byron, County of Rock Island, State of Illinois.

WHOLESALE or WHOLESALE DEALER — Unless otherwise specifically defined, shall be understood to relate to the sale of goods, merchandise, articles or things in quantity to persons who purchase for the purpose of resale.

WILFULLY — When applied to the intent with which an act is done or omitted, implies simply a purpose or willingness to commit the act or make the omission referred to. It does not require any intent to violate law or to injure another or to acquire an advantage.

WRITTEN or IN WRITING — May include printing and any other mode of representing words and letters, but when the written signature of any person is required by law to any official or public writing or bond required by law, it shall be in the proper handwriting of such person or, in case he is unable to write, by his proper mark.

ARTICLE II
Penalties
[Derived from Title 1, Ch. 1, Art. 4, of the 1993 Code]

§ 1-4. General penalty.¹

Any person convicted of a violation of any section of this Code shall be fined a sum not less than \$50 nor more than \$750 or, where consistent with the provisions of Section 1-2-1.1 of the Illinois Municipal Code and its amendments thereto, a violation of applicable sections of this Code shall be punishable by incarceration in a penal institution other than a penitentiary not to exceed six months, or by both such fine and imprisonment.

§ 1-5. License.

When a person is convicted of a violation of any section of this Village Code, any license previously issued to him by the Village may be revoked by the Court or by the Board of Trustees.

§ 1-6. Application.²

- A. The penalty provided in this article shall be applicable to every section of this Village Code the same as though it were a part of each and every separate section. Any person convicted of a violation of any section of this Village Code where any duty is prescribed or obligation imposed, or where any act which is of a continuing nature or declared to be unlawful, shall be deemed guilty of a misdemeanor. A separate offense shall be deemed committed upon each day such duty or obligation remains unperformed or such act continues, unless otherwise specifically provided in this Village Code.
- B. Whenever the doing of any act or the omission to do any act constitutes a breach of any section or provision of this Village Code and there shall be no fine or penalty specifically declared for such breach, the provisions of this article shall apply, and a separate offense shall be deemed committed upon each day during or on which a breach or violation occurs or continues.

§ 1-7. Liability of officers.

No provisions of this Village Code designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided for a failure to perform such duty, unless the intention of the Board of Trustees to impose such fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty.

ARTICLE III
Budget and Ordinances
[Derived from Title 1, Ch. 4, Art. 1, of the 1993 Code]³

¹. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

². Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

§ 1-8. Annual budget. [Amended 6-11-2007 by Ord. No. 071106A]

A. Budget Officer.

- (1) There is created hereby the position of Budget Officer in the Village of Port Byron, who shall be designated by the Village President with the approval of the Board of Trustees.
- (2) The Budget Officer may hold another municipal office, either elected or appointed, and may receive the compensation established from time to time by the President and Board of Trustees of the Village for both offices. Such Budget Officer shall serve at the pleasure of the Village President.
- (3) Before entering upon the duties of this office, the Budget Officer shall take oath as provided by statute.

B. Powers and duties of Budget Officer.

- (1) The Budget Officer shall have the following powers and duties:
 - (a) To permit, encourage and establish the efficient planning, budgeting, auditing, reporting, accounting and other fiscal management procedures in all municipal departments, commissions and boards.
 - (b) To compile an annual budget.
 - (c) To examine all books and records of all Village departments, commissions and boards which relate to moneys received and paid out by the Village, its departments, commissions and boards, and debts and accounts receivable, amounts owed by or to the Village, its departments, commissions and boards.
 - (d) To obtain such additional information from the Village, its departments, commissions and boards as may be useful for purposes of compiling a municipal budget, such information to be furnished by the Village, its departments, commissions and boards in the form required by the Budget Officer.
 - (e) To establish and maintain such procedures as shall ensure that no expenditures are made by the Village, its departments commissions or boards except as authorized by the budget.
- (2) Any department, commission or board which refuses to make such information as requested of it available to the Budget Officer shall not be permitted to make expenditures under any subsequent budget for the Village until such department, commission or board shall comply in full with the request of the Budget Officer.

³. Editor's Note: The following were deleted from this article at time of adoption of Code (see Ch. 1, General Provisions, Art. VI): Original Sections 4, Record; 6, General penalty provision; 8, Gender and number; 9, General penalty; 10, Publication; 11, When to take effect, and 12, Distribution of ordinance books.

- C. Compilation and contents of budget. The Budget Officer shall compile a budget which contains estimates of revenues available to the Village for the fiscal year for which the budget is drafted, together with recommended expenditures for the Village and all of its departments, commissions and boards. Revenue estimates and expenditure recommendations shall be presented in a manner which is in conformity with good fiscal management practices. The budget shall contain actual or estimated revenues and expenditures for the two years immediately preceding the fiscal year for which the budget is prepared. So far as is possible, the fiscal data for such two preceding fiscal years shall be itemized in the manner which is in conformity with the chart of accounts recommended in accordance with 65 ILCS 5/8-2-9.3. Each budget shall show the specific fund from which each anticipated expenditure shall be made.⁴
- D. Passage of annual budget — effect.
- (1) Passage of the annual budget by adoption of an appropriate ordinance by the corporate authorities shall be in lieu of passage of the appropriation ordinance as required by statute.
 - (2) The annual budget shall be published in the manner provided for in Subsection G of this section.
 - (3) The annual budget shall be adopted by the corporate authorities before the beginning of the fiscal year to which it applies.
- E. Revision of annual budget.
- (1) The President and Board of Trustees of the Village may delegate authority to heads of Village departments, commissions and boards to decide, add to, change or create subclasses within object classes budgeted previously to the department, board or commission, subject to such limitation or requirement for prior approval by the Budget Officer or Village President as the Board of Trustees, upon a 2/3 vote of the members of the Village Board of Trustees then holding office, may establish.
 - (2) By a vote of 2/3 of the members of the Village Board of Trustees then holding office, the annual budget for the Village may be revised by deleting, adding to, changing or creating subclasses within object classes and object classes themselves.
 - (3) No revision of the budget shall be made increasing the total budget in the event funds are not available to effectuate the purpose of the revision.
- F. Funds for contingency purposes. The annual budget may contain money set aside for contingency purposes not to exceed 10% of the total budget and in accordance with any capital reserve fund ordinance in effect.
- G. Public inspection, notice and hearing on budget.

⁴. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

- (1) The President and Board of Trustees of the Village shall make the tentative annual budget conveniently available to public inspection for at least 10 days prior to the passage of the annual budget by posting in the Village Hall or in such form as the President and Board of Trustees of the Village may prescribe.
- (2) Not less than one week after the posting of the tentative annual budget, and prior to final action on the budget, the President and Board of Trustees of the Village shall hold at least one public hearing on the tentative annual budget, after which hearing or hearings the tentative annual budget may be further revised and passed without any further inspection, notice or hearing. Notice of the hearing shall be given by publication in a newspaper having a general circulation in the municipality at least one week prior to the time of hearing.

§ 1-9. Appropriation before expenditure.

No contract shall hereafter be made by the Board or any committee or member thereof, and no expense shall be incurred by any of the officers or department of the corporation, whether the object of the expenditure shall have been ordered by the Board or not, unless an appropriation shall have been previously made concerning such expenses, excepting as expressly provided by the statutes of the State of Illinois.

§ 1-10. Election of procedure.

In all cases where the same offense may be punishable or shall be created by different clauses or sections of the ordinances of said Village, the prosecuting officer may elect under which to proceed, but not more than one recovery shall be had against the same person for the same offense.

§ 1-11. Repeal not to revive.

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 unless it shall therein be so expressly provided.

§ 1-12. Effect of repeal.

Whenever an ordinance or part of an ordinance shall be repealed or modified by a subsequent ordinance, the ordinance or part of ordinance thus repealed or modified shall continue in force until due publication of the ordinance repealing or modifying the same, when such publication shall be required to give effect thereto, unless therein otherwise expressly provided, but no suit, proceeding, right, fine or penalty instituted, created, given or secured or accrued under any ordinance previous to its repeal shall in any case be effected, released or discharged, but may be prosecuted, enjoyed and recovered as fully as if such ordinance had continued in force.

ARTICLE IV
Corporate Limits

[Derived from Title 1, Ch. 4, Art. 3, of the 1993 Code]

§ 1-13. Establishment of limits.

The corporate limits of the Village shall be established as follows: the Village of Port Byron, Rock Island County, Illinois, and any additions or annexations thereto, all as shown by the office of the Recorder of Deeds, Rock Island County, Illinois.

ARTICLE V

Ordinance Citation Procedure

[Adopted 11-1-1999 by Ord. No. 99-1-11D]

§ 1-14. "No contest" procedure initiated.

There is hereby initiated a "no contest" procedure for the disposition of ordinance violation citations, which procedure may be applicable to citations hereinafter issued for the violation of the Port Byron Village Code, as identified in § 1-16 of this article.

§ 1-15. Amount of "no contest" fine.

In the event that a person is accused of a violation of any of the sections of the Port Byron Village Code referred to in § 1-16 hereof and does not wish to contest said allegation, and further, in the event that the "no contest" procedure is available for the disposition of the citation issued for such offense, then said person so accused may pay to the Village at police headquarters within seven days from the date of the citation (the date of issuance included), for and in full satisfaction of said violation, a fine in the amount of the minimum penalty prescribed in and by the section of the Code that the person is accused of violating.

§ 1-16. List of offenses and fines.

A list of the "no contest" offenses covered by ordinance and the "no contest" fine is included as an attachment to this chapter.

ARTICLE VI

Adoption of Code

[An ordinance adopting the Code of the Village of Port Byron and making certain substantive changes to existing ordinances of the Village is presently proposed before the Board of Trustees of the Village. Upon final adoption, it will be included here as Article VI of this chapter.]

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1 Attachment 1

Village of Port Byron

Ordinances and Fines

Check Ordinance for Complete Wording of Appropriate Section

Check Ordinance for Full Bonding Details, 1st, 2nd, 3rd Offense

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
Animal	More than 1 agricultural animal per acre	§ 112-1B	\$35	\$100
	Keeping agricultural animals on less than 5 acres	§ 112-1B	\$35	\$100
	Failure to provide adequate shelter for agricultural animals	§ 112-1C	\$35	\$100
	Failure to provide adequate sanitation for agricultural animals	§ 112-1C	\$35	\$100
	Livestock and domestic fowl running at large, declared a nuisance	§ 112-1D	\$35	\$100
	License required from RI County for any dog, 1st offense	§ 112-13	\$20	\$100
	License required from RI County for any dog, 2nd offense	§ 112-13	\$40	\$100
	License required from RI County for any dog, 3rd offense or more	§ 112-13	\$100	\$500
	Running at large, dogs or cats, 1st offense	§ 112-14	\$20	\$100
	Running at large, dogs or cats, 2nd offense	§ 112-14	\$40	\$100
	Running at large, dogs or cats, 3rd offense or more	§ 112-14	\$100	\$500
	Keeping more than 4 dogs or 4 cats, or combination of, 1st offense	§ 112-19	\$20	\$100
	Keeping more than 4 dogs or 4 cats, or combination of, 2nd offense	§ 112-19	\$40	\$100
	Keeping more than 4 dogs or 4 cats, or combination of, 3rd offense or more	§ 112-19	\$100	\$500
	Dangerous animal defined, see ordinance	§ 112-20	\$50	\$750
	Beekeeping within village, less than 10 acres	§ 112-21	\$50	\$750
	Dangerous animal, permitting to run at large	§ 112-22A	\$50	\$750
	Dangerous animal, leading with a chain or rope, muzzled or not	§ 112-22A	\$50	\$750
	Dangerous animal declared a nuisance	§ 112-22B	\$50	\$750
	Dead animals, bringing into and leaving in village	§ 208-3	\$50	\$750

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Dead animals, unlawful to leave unburied after notification	§ 208-3	\$50	\$750
	Dead animals, unlawful to leave unburied more than 12 hours	§ 208-3	\$50	\$750
	Hitch or fasten horse to, or near tele wire when may injure or damage	§ 265-3	\$50	\$750
	Hitch or fasten horse to, or near railing when may injure or damage	§ 265-3	\$50	\$750
	Hitch or fasten horse to, or near lamppost when may injure or damage	§ 265-3	\$50	\$750
	Hitch or fasten horse to, or near tele pole when may injure or damage	§ 265-3	\$50	\$750
	Hitch or fasten horse to, or near tree when may injure or damage	§ 265-3	\$50	\$750
	Hitch or fasten horse to, or near shrub when may injure or damage	§ 265-3	\$50	\$750
Bicycle	Illinois Vehicle Code, any violation of 625 ILCS 5/11-1502 to 5/11-1515 inclusive	§ 245-13A	\$50	\$750
	Prohibited on sidewalk area in downtown business district defined as Main Street from Lynn Street to Walnut Street	§ 245-13B	\$50	\$750
	Prohibited on private or public property or parking lot except for legitimate business or with owners agents written permission	§ 245-13C	\$50	\$750
	Prohibited on items such as vehicles, benches, tables, park equipment, except on own property or property of parent or guardian	§ 245-13D	\$50	\$750
	Parental responsibility, parent to knowingly allow minor on public/private property to violate any provision of this ordinance or state	§ 245-13E	\$50	\$750
Building	Building without building permit	Ch. 124, Art. VII	\$50	\$750
	Satellite dishes, see ordinance	§§ 124-1 – 124-5	\$50	\$750
	Swimming pool, violation of RI County Board of Health sanitation requirement	§ 124-14	\$50	\$750
	Swimming pool, violation of location, see ordinance	§ 124-8	\$50	\$750
	Swimming pool, construction, installation without permit	§ 124-9	\$50	\$750
	Swimming pool, improper gate, fence, locks	§ 124-11	\$50	\$750
	Swimming pool, fence required	§ 124-11	\$50	\$750

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Swimming pool, electrical installations in violation of ordinance	§ 124-12A	\$50	\$750
	Swimming pool, electrical conductors within 15 feet of pool	§ 124-12B	\$50	\$750
	Swimming pool, failure to ground metal fences, enclosures, railing	§ 124-12C	\$50	\$750
	Swimming pool, failure to have 1 or more throwing buoys	§ 124-13	\$50	\$750
	Plumbing Code violations, see ordinance	§ 124-16	\$50	\$750
	Electrical code violations, see ordinance	§ 124-18	\$50	\$750
	Gas systems installation violations, see ordinance	§ 124-19	\$50	\$750
Business	Solicitors seeking donations without permit	§ 250-1	\$25	\$750
	Dance hall, no license	§ 144-1	\$100	\$500
	Dance hall, hours other than 2100-0100 Mon-Fri, 2000-2400 sun	§ 144-5	\$100	\$500
	Dance hall, failure to have officer on duty	§ 144-6	\$100	\$500
	Dance hall, failure to comply with Building Code	§ 144-7	\$100	\$500
	Keeping automatic amusement device for public use without license	§ 108-3	\$100	\$500
	Keeping automatic amusement device which disturbs the peace	§ 108-6	\$100	\$500
	Keeping game machine for gain or profit without license	§ 108-9	\$100	\$500
	Keeping game machine in plain view	§ 108-12	\$100	\$500
	Makes fraudulent tax return on taxes collected	§ 270-12	\$100	\$500
	Fails to make tax return on taxes collected	§ 270-12	\$100	\$500
Disorderly	Does any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace	§ 217-5A(1)	\$50	\$750
	Does or makes any unreasonable or offensive act, which creates a clear and present danger of a breach of the peace	§ 217-5A(2)	\$50	\$750
	Does or makes any unreasonable offensive act, which creates a clear and present danger of imminent threat of violence	§ 217-5A(2)	\$50	\$750
	Makes, continues, or causes any excessive, unnecessary, unusually loud noise which annoys or disturbs peace or safety of others	§ 217-5A(13)	\$50	\$750

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Fails to obey lawful order to disperse by peace officer when 2 or more persons are committing acts of disorderly conduct	§ 217-5A(14)	\$50	\$750
	Assembles with 2 or more persons and uses threat of force or violence to disturb the public peace	§ 217-5A(15)	\$50	\$750
	Appears in public place under influence alcohol/drugs, to the degree that he may endanger himself or other persons or prop, or annoy others	§ 217-5A(16)	\$50	\$750
	Enters property of another and for lewd or unlawful purpose deliberately looks into dwelling on the property through any window or opening	§ 217-5A(17)	\$50	\$750
	Driver of a motor vehicle operates sound system which can be heard outside vehicle 75 feet away, on public or private property or another	§ 217-5A(18)	\$50	\$750
Drugs	Knowingly possess any substance containing cannabis in amount of 10 grams or less	§ 149-2A	\$100	\$750
	It is unlawful for any person knowingly to use, smoke, inhale, ingest, inject any substance containing cannabis	§ 149-2B	\$100	\$750
	Possession of drug paraphernalia	§ 149-6	\$250	\$750
Garbage	Unlawful to allow decay unless in tightly covered container	§ 255-2	\$50	\$750
	Unlawful to place anywhere unless in tightly covered container	§ 255-2	\$50	\$750
	Unlawful to remain anywhere unless in tightly covered container	§ 255-2	\$50	\$750
	Unlawful to accumulate when it can be blown away by wind	§ 255-3	\$50	\$750
	Allowing to fall from vehicle, unlawful to deposit, allow to fall	§ 255-4	\$50	\$750
	Burning or incinerating anywhere in village	§ 255-5	\$50	\$750
	For collection, not in metal/plastic container with lid and handle	§ 255-9	\$50	\$750
	For collection, container no less than 20 gallons, more than 32	§ 255-9	\$50	\$750
Scavenger, unlawful to remove garbage except under contract		\$50	\$750	

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
Liquor	Sell, give, deliver alcoholic beverage to person under 21 years	§ 104-3		See § 104-63A
	Sell, give, deliver alcoholic beverage to intoxicated person	§ 104-3		See § 104-63A
	Possess, sell, dispose of liquor in misbranded container	§ 104-4		See § 104-63A
	Open alcohol container in motor vehicle, carry, transport, possess	§ 104-5		See § 104-63A
	Exiting premises with open container, permitting by licensee	§ 104-6		See § 104-63A
	Exiting premises with any open container, including "to go" cups	§ 104-6		See § 104-63A
	Exiting premises with open container, permitting by employee	§ 104-6		See § 104-63A
	Exiting premises with open container, permitting by manager	§ 104-6		See § 104-63A
	Exiting premises with open container, permitting by representative	§ 104-6		See § 104-63A
	Nudity, allowing, authorizing, permitting, participating in	§ 104-7	\$250	\$750
	Unlawful exhibition, performance, or acts, allowing, authorizing, permitting, participating in	§ 104-7	\$250	\$750
	Sell alcoholic liquor at retail without permit	§ 104-13B(1)		See § 104-63A
	Giving away alcoholic liquor at retail without permit	§ 104-13B(2)		See § 104-63A
	Dispensing of alcoholic liquor at retail without permit	§ 104-13B(3)		See § 104-63A
	Pouring of liquor without permit	§ 104-13B(5)		See § 104-63A
	Providing "set-ups" containing alcoholic beverage without permit	§ 104-13B(6)		See § 104-63A
	Possess alcoholic beverage to be served without permit, commercial	§ 104-13B(9)		See § 104-63A
	Possess alcoholic beverage to be served without permit, business	§ 104-13B(9)		See § 104-63A
	Maintaining private club or public serving liquor without permit	§ 104-13B(7)		See § 104-63A
	Maintaining restaurant serving liquor without permit	§ 104-13B(8)		See § 104-63A

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Violation of license provisions, see ordinance	§§ 104-30 – 104-38		See § 104-63A
	On premises after closing, any person other than licensee	§ 104-45A(1)		See § 104-63A
	On premises after closing, any person other than employee	§ 104-45A(2)		See § 104-63A
	Nonauthorized lights on after closing hours, see ordinance	§ 104-45B		See § 104-63A
	Denying person full and equal enjoyment of accommodations	§ 104-46		See § 104-63A
	Any sale of alcoholic beverage other than on cash basis	§ 104-47		See § 104-63A
	Dancing without “club” license	§ 104-48		See § 104-63A
	Live entertainment without “club” license	§ 104-48		See § 104-63A
	Violating restraint of trade	§ 104-49		See § 104-63A
	Using words “saloon” or “bar” in any sign or advertisement	§ 104-50		See § 104-63A
	Pandering, see ordinance	§ 104-51		See § 104-63A
	Possession of open alcoholic liquor on public right-of-way	§ 104-52		See § 104-63A
	Carrying of open alcoholic liquor on public right-of-way	§ 104-52		See § 104-63A
	Transporting of open alcoholic liquor on public right-of-way	§ 104-52		See § 104-63A
	Minors, tend bar, pour, draw, mix, or sell liquor of any kind	§ 104-55		See § 104-63A
	Minors, possession, any alcoholic liquor	§ 104-56		See § 104-63A
	Minors, consumption of alcoholic liquor	§ 104-57		See § 104-63A
	Minors, giving liquor to minors	§ 104-58		See § 104-63A
	Minors, failure to check positive identification	§ 104-59		See § 104-63A
	Minors, obtain false ID card by means of false information	§ 104-60		See § 104-63A
	Minors, use, carry, possess false or forged ID card	§ 104-60		See § 104-63A

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Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Minors, liquor license holder employing minor on license premises	§ 104-61A		See § 104-63A
	Minors, on premises without parent, guardian, responsible adult	§ 104-61B		See § 104-63A
	Minors, in area of dispensing of alcohol other than 1100-2000 hours	§ 104-61B		See § 104-63A
	Minors, in area of ingesting of alcohol other than 1100-2000 hours	§ 104-61B		See § 104-63A
	Keeping automatic amusement device for public use without license	§ 108-3	\$100	\$500
	Keeping automatic amusement device which disturbs the peace	§ 108-6	\$100	\$500
	Keeping game machine for gain or profit without permit	§ 108-9	\$100	\$500
	Keeping game machine out of plain view	§ 108-12	\$100	\$500
	Exotic dancing, commission, allow, permit, participate	§ 100-2	\$250	\$750
Massage	Failure to properly display massage establishment license	§ 197-11	\$100	\$750
	Changing location of licensed business without clerk approval	§ 197-12	\$100	\$750
	Violation of hours of operation	§ 197-13	\$100	\$750
	Persons other than licensee/employee on premises after closing	§ 197-14A	\$100	\$750
	Person other than licensee on premises 1 hour after closing	§ 197-14B	\$100	\$750
	Permittee not allowing/hindering inspection of premises	§ 197-15	\$100	\$750
	Fraud in practice of massage	§ 197-17A	\$100	\$750
	Fraud or deceit in being qualified to practice massage	§ 197-17A	\$100	\$750
	Licensee/therapist violating any other section of ordinance	§ 197-17J	\$100	\$750
	Licensee/therapist violating any other section of ordinance	§ 197-17J	\$100	\$750
	Licensee or massage therapist being convicted of felony	§ 197-17B	\$100	\$750
	Licensee/therapist engaged in practice using false name	§ 197-17C	\$100	\$750
	Licensee/therapist engaged in practice impersonating another	§ 197-17C	\$100	\$750

PORT BYRON CODE

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Licensee/therapist addicted to intoxicants, hindering performance	§ 197-17D	\$100	\$750
	Licensee/therapist practices other licensed profession w/o authority	§ 197-17E	\$100	\$750
	Licensee/therapist prescribes medicines or drugs	§ 197-17E	\$100	\$750
	Licensee/therapist false/misleading advertising	§ 197-17E	\$100	\$750
	Licensee allows/permits unqualified person to perform massage	§ 197-17F	\$100	\$750
	Licensee employs unqualified person to perform massage	§ 197-17F	\$100	\$750
	Liquor being sold or consumed within establishment	§ 197-17G	\$100	\$750
	Licensee/therapist has been convicted of prostitution	§ 197-17H	\$100	\$750
	Any person touching another in the sexual or genital area, any way	§ 197-17I	\$100	\$750
	Operation of massage establishment without license	§ 197-2A	\$100	\$750
	Licensee employing unqualified massage therapist	§ 197-2B	\$100	\$750
	Unqualified massage therapist conducting massage	§ 197-2C	\$100	\$750
	Massage therapist conducting massage, not in licensed premises	§ 197-2C	\$100	\$750
Parent	Inciting violations by minors, willfully cause, aid, or encourage minor to violate any law, or to tend to cause minor to violate	§ 201-6	\$50	\$750
	Improper supervision of minors, fail to make reasonable, necessary, and effective efforts to prevent minor from violating law	§ 201-7	\$50	\$750
	Vandalism and malicious damage, parent knowingly permit minor to willfully/maliciously damage or destroy property, injure person or animal	§ 201-8A	\$50	\$750
	Vandalism and malicious damage, parent responsible for damages for damage or destruction of property, injure person or animal	§ 201-8B	\$50	\$750
	Parent responsibility for violations by minors, to knowingly suffer, permit, or allow minor to violate any law	§ 201-9	\$50	\$750

GENERAL PROVISIONS

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Boat dock area, limited to vehicles with trailers in ramp area	§ 213-7D	\$50	\$750
	On street when 2 inches or more snow on road	§ 290-2A	\$10	\$50
	On street when emergency situation has been declared	§ 290-2A	\$10	\$50
Parking, RV	RV parked on street	§ 290-3A(1)	\$25	\$500
	RV parked on right of way	§ 290-3A(2)	\$25	\$500
	RV parked on village property	§ 290-3A(3)	\$25	\$500
	RV parked on property leased by village	§ 290-3A(4)	\$25	\$500
	RV parked on property maintained by village	§ 290-3A(5)	\$25	\$500
	RV on private property not owned by vehicle owner w/o consent	§ 290-3A(6)	\$25	\$500
	RV on private property when vehicle blocks view	§ 290-3A(7)	\$25	\$500
	RV parked on sidewalk	§ 290-3A(8)	\$25	\$500
	RV parked where official signs prohibit	§ 290-3A(9)	\$25	\$500
	RV on private property providing potential of fire hazard	§ 290-3A(10)	\$25	\$500
Parks	Picnicking or lunching in area other than designated area	§ 213-10	\$50	\$750
	Conducting amusement for gain without permit	§ 213-3	\$50	\$750
	Assembly without permit	§ 213-4	\$50	\$750
	Littering	§ 213-6	\$50	\$750
	Disturb peace, use profane, obscene or blasphemous language	§ 213-6A	\$50	\$750
	Commit an assault, battery or engage in fighting	§ 213-6B	\$50	\$750
	Endanger the safety of any person by conduct or act	§ 213-6C	\$50	\$750
	Carry, possess, or drink any alcoholic liquor in park	§ 213-6D	\$50	\$750
	Violate any posted rules for use of the park	§ 213-6E	\$50	\$750
	Drive, park, or stop a vehicle on the boat docks	§ 213-6F	\$50	\$750
	No loitering from dusk to dawn	§ 213-7A	\$50	\$750
	No overnight parking without permission of law enforcement	§ 213-7B	\$50	\$750
	No commercial ventures without permit	§ 213-7C	\$50	\$750
Parking limited to vehicles with trailers in ramp areas	§ 213-7D	\$50	\$750	

PORT BYRON CODE

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
Public	Curfew, under 17, out between 2300 and 0600, Monday through Friday	§ 201-1	\$25	\$500
	Curfew, under 17, out between 2400 and 0600, Saturday and Sunday	§ 201-1	\$25	\$500
	Curfew, parent allowing violation of curfew	§ 201-2	\$25	\$500
	Obscenity, selling within the village	§ 217-2A	\$50	\$750
	Obscenity, offers or attempts to sell within the village	§ 217-2B	\$50	\$750
	Obscenity, distributes or gives away within the village	§ 217-2C	\$50	\$750
	Obscenity, offers or attempts to gives away within the village	§ 217-2D	\$50	\$750
	Obscenity, prints or publishes within the village	§ 217-2E	\$50	\$750
	Obscenity, exhibits or shows within the village	§ 217-2F	\$50	\$750
	Obscenity, produces, directs, or plays, any obscene play	§ 217-2G	\$50	\$750
	Obscenity, advertises for sale within the village	§ 217-2H	\$50	\$750
	Obscenity, advertises for viewing within the village	§ 217-2I	\$50	\$750
	Obscenity, publicly performs obscene act within the village	§ 217-2J	\$50	\$750
	Obscenity, publicly presents an obscene exhibition of his body	§ 217-2J	\$50	\$750
	Obscenity, buys or procures for resale	§ 217-2K	\$50	\$750
	Nuisances, when declared to be by laws of the State of Illinois	§ 208-1	\$50	\$750
	Filth in streets, unlawful to throw, deposit, or cause to be	§ 208-2	\$50	\$750
	Unhealthy premises, injurious to any individual	§ 208-4	\$50	\$750
	Unhealthy premises, detrimental to health of any individual	§ 208-4	\$50	\$750
	Unhealthy premises, nauseous, foul, offensive to any individual	§ 208-4	\$50	\$750
	Obstruction in streets, see ordinance	§ 208-5	\$50	\$750
	Obstructing street, see ordinance	§ 208-6	\$50	\$750
	Nuisances on private property, see ordinance	§ 208-7	\$50	\$750
	Obstruction, injury to public property	§ 265-1	\$50	\$750
	Obstruction, change of water course	§ 265-2A	\$50	\$750
	Permit required to change or obstruct flow of water	§ 265-2B	\$50	\$750

GENERAL PROVISIONS

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Injury to streets, fences, trees, shrubs, railings	§ 265-3	\$50	\$750
	Injury to lamppost, telephone or telegraph pole or wire	§ 265-3	\$50	\$750
	Paper, debris on streets, sidewalks, depositing, placing or throw	§ 265-5	\$50	\$750
	Paper, debris on streets, sidewalks, leaving when may be blown	§ 265-4	\$50	\$750
	Paper, debris on streets, sidewalks, leaving when may scatter	§ 265-4	\$50	\$750
	Failure to furnish drainage ditch	§ 265-19	\$50	\$750
	Constructing or maintaining driveway without furnishing a culvert	§ 265-20	\$50	\$750
	Failure to keep culvert or ditch free of obstruction	§ 265-21	\$50	\$750
	Dumping leaves, trash, soil, other material in ditch or culvert	§ 265-22	\$50	\$750
Railroads	Speed greater than 35 mph	§ 229-1	\$50	\$750
	Stopping more than 10 minutes when blocking public highway	§ 229-2	\$10	\$100
	Failure to ring bell constantly while within village limits	§ 229-3	\$50	\$750
	Failure to maintain crossings	§ 229-4	\$50	\$750
Roller skates	Prohibited on sidewalk in downtown business district, Main Street from Lynn to Walnut Streets	§ 245-8A	\$50	\$750
	Prohibited on street in downtown business district, Main Street from Lynn to Walnut Streets	§ 245-8B	\$50	\$750
	Prohibited on Illinois RT 84 except to cross at 90° angle to get to opposite side after 1st stopping to assess traffic conditions	§ 245-8C	\$50	\$750
	Prohibited in Village owned or maintained park (does not include the bike path or Dorrance Park where it is allowed)	§ 245-8D	\$50	\$750
	Prohibited on private or public property or parking lot except for legitimate business or with owner's or owner's agent's written permission	§ 245-8E	\$50	\$750
	More than 1 person operating or riding on a roller skate at one time	§ 245-8F	\$50	\$750
Skateboard	Prohibited on any sidewalk in village	§ 245-3A	\$50	\$750
	Prohibited on any street in village	§ 245-3B	\$50	\$750

PORT BYRON CODE

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Prohibited on any bike path in village	§ 245-3C	\$50	\$750
	Prohibited on any private or public property, parking lots, without written permission of property owners or property owners agents	§ 245-3D	\$50	\$750
	More than 1 person operating or riding on a skateboard at one time	§ 245-3E	\$50	\$750
Snow	Parking on street when emergency situation has been declared	§ 290-2A	\$10	\$50
	Parking on street when 2 inches or more snow on roadway	§ 290-2A	\$10	\$50
Tobacco	Business or person selling, offering for sale, giving away, furnishing, or delivering tobacco product/accessory to person under 18 years	§ 275-3A	\$100	\$750
	Business failing to post required underage sign	§ 275-3B	\$100	\$750
	Business failing to post required warning to minors sign	§ 275-3C	\$100	\$750
	Business or person employing or allowing person under 18 years of age to sell tobacco products, smoking herbs, tobacco accessories	§ 275-3D	\$100	\$750
	Business or person selling, offering to sell, giving away tobacco product/accessory within 100 feet of school or child-care facility	§ 275-3E	\$100	\$750
	Business or person selling, offering to sell, giving away tobacco product/accessory on property owned by village	§ 275-3F	\$100	\$750
	Business having tobacco vending machine except for legally licensed tavern	§ 275-3G(1)	\$100	\$750
	Business has tobacco vending machine within 25 feet of entrance	§ 275-3G(1)	\$100	\$750
	Business has vending machine not in view of owner/employee during operation of machine	§ 275-3G(1)	\$100	\$750
	Business does not having locking device on vending machine	§ 275-3G(2)(a)	\$100	\$750
	Business commingles tobacco products with other products in a vending machine	§ 275-3G(3)	\$100	\$750
	Business having freestanding displays of tobacco products or accessories	§ 275-3H	\$100	\$750
	Selling tobacco products/smoking herb in form other than original factory wrapped package	§ 275-3I	\$100	\$750
Promoting or distribution tobacco/accessories on street, park, public ground, public building within village	§ 275-3J(1)	\$100	\$750	

GENERAL PROVISIONS

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Redemption of coupons or promotions only at checkout counter or location directly controlled by business employee	§ 275-3J(2)	\$100	\$750
	Selling, giving, furnishing tobacco products, smoking herb, tobacco accessories to any person under 18 years of age	§ 275-4A	\$100	\$750
	Selling or giving tobacco products, smoking herb, tobacco accessories to person known by seller to be under 18 years of age	§ 275-4B	\$100	\$750
	Selling or giving tobacco products, smoking herb, tobacco accessories to person without obtaining photo ID	§ 275-4C	\$100	\$750
	Selling or giving tobacco products, smoking herb, tobacco accessories to anyone other than in original factory-wrapped package	§ 275-4D	\$100	\$750
	Possessing tobacco products, smoking herb, tobacco accessories, by person under 18 years, except in own home with parent or guardian present	§ 275-5A(1)	\$100	\$750
	Using tobacco products, smoking herb, tobacco accessories, by person under 18 years, except in own home with parent/guardian present	§ 275-5A(2)	\$100	\$750
	Person under age 18 years purchasing tobacco products, smoking herb, tobacco accessories	§ 275-5A(3)	\$100	\$750
	Person under age 18 years accepting delivery of tobacco products, smoking herb, tobacco accessories	§ 275-5A(4)	\$100	\$750
	Any person giving person under age 18 false ID, to purchase tobacco products, smoking herb, tobacco accessories	§ 275-5B(1)	\$100	\$750
	Any person misrepresenting age to purchase tobacco products, smoking herb, tobacco accessories	§ 275-5B(2)	\$100	\$750
	Any person using false ID to purchase tobacco products, smoking herb, tobacco accessories	§ 275-5B(3)	\$100	\$750
	Any person in possession of false or altered ID, to buy tobacco products, smoking herb, tobacco accessories	§ 275-5B(4)	\$100	\$750
Traffic	Open alcohol container in motor vehicle, carry, transport, possess	§ 104-5		See § 104-63A
	Maximum weight limit, over 10 tons when posted and prohibited	§ 290-5A	\$25	\$500

PORT BYRON CODE

Group	Violation	Code Section Nos.	Minimum Fine	Maximum Fine
	Snowmobile, prohibited on any roadway and sidewalk	§ 290-6A(1)	\$50	\$500
	Snowmobile, prohibited on any private parking lot w/o permission	§ 290-6A(2)	\$50	\$500
	Snowmobile, prohibited on any public parking lot w/o permission	§ 290-6A(2)	\$50	\$500
Vehicles	Abandonment of any motor vehicle on any public way	§ 285-3A	\$50	\$750
	Abandonment on any public property or private property	§ 285-3B	\$50	\$750
	Parking of inoperable on any public way when it presents a hazard	§ 285-3C	\$50	\$750
	Parking of inoperable on any public way for more than 48 hours	§ 285-3D	\$50	\$750
	Park of inoperable, private property, w/o consent of owner 8 hours	§ 285-3E	\$50	\$750
	Parking of inoperable on private property in public view, 14 days	§ 285-3F	\$50	\$750