

CHAPTER 38: MUNICIPAL CODE ENFORCEMENT

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GENERAL PROVISIONS

§ 38.01 POLICE OFFICER ISSUING A CITATION.

(A) Division (B) of this section shall be applicable whenever a police officer is authorized to arrest a person without a warrant because of a violation of an ordinance in respect of any of the following subjects:

- (1) Prohibiting the parking of a vehicle in a designated area;
- (2) Restricting the length of time a vehicle may be parked there or the hours in which parking is permitted in designated areas;
- (3) Prohibiting parking in municipal streets after a three-inch snowfall;
- (4) Requiring the purchase and display of a vehicle sticker;
- (5) Regulating and licensing dogs;
- (6) Regulating and licensing businesses;
- (7) Regulating the storage and disposal of garbage;
- (8) Regulating the burning of rubbish and garbage;
- (9) Regulating the use of bicycles.

(B) The police officer may, in lieu of the filing of a complaint in court, in the first instance issue to the alleged violator a citation:

(1) Advising the person that he/she has violated a specified ordinance;

(2) Requesting him/her to make payment in an amount applicable to the alleged violation as set forth in § 38.05 as settlement of the violation claim; and

(3) Informing him/her that on failure to so settle, his/her citation will be referred to an authorized collection agency for enforcement, or, on the request of the person receiving the citation, a complaint will be filed in the Circuit Court of Cook County, charging him/her with the violation and setting a date on which to appear in Court to answer to the prosecution of such violation. ('79 Code, § 35.01) (Ord. 639, passed 2-21-66; Am. Ord. 1414, passed 11-20-89)

§ 38.02 PAYING CITATION; FAILURE TO PAY AND FINAL NOTICE.

(A) Pursuant to the citation the person so accused of the violation may settle and compromise the violation claim in respect of the ordinance violation by paying to the municipality the applicable amount as shown in the schedule set forth in § 38.05(A) within a period to be specified in the citation, but in any event not more than seven days after the time the alleged offense was committed.

(B) In the event that the person to whom the citation is issued fails to settle and pay the violation claim within the prescribed time, then the police officer is authorized to issue a final notice to the person giving him/her seven additional days within which to pay to the municipality the applicable amount as shown in the schedule set forth in § 38.05(B). In the event that the person to whom the citation and final notice was issued still fails to settle and pay the violation claim by the end of the second seven-day period, then the Police Department shall have the option of filing a complaint, to prosecute said violation in the Circuit Court or, in the alternative, referring the citation to an authorized collection agency for purposes of enforcement. Should the citation be referred to an authorized collection agency and the violator subsequently request a court date, the village shall file a complaint and prosecute the violation in the Circuit Court. ('79 Code, § 35.02) (Ord. 639, passed 2-21-66; Am. Ord. 1414, passed 11-20-89)

§ 38.03 PAYMENT TO VILLAGE CLERK.

The payment provided for in § 38.02 shall be made in accordance with the instructions contained in the citation or final notice, as the case may be, at the office of the Village Clerk, who shall issue a receipt for the money so received and promptly remit the amount to the Treasurer, to be credited to the proper municipal fund.

('79 Code, § 35.03) (Ord. 639, passed 2-21-66)

§ 38.04 PRIMA FACIE PROOF OF OPERATOR IN CONTROL OF VEHICLE.

The fact that an automobile or motor vehicle illegally operated or parked is registered with the Secretary of State in the name of the alleged violator; or, in the alternative, in the event that a vehicle sticker issued by a municipality has been issued in the name of and to the alleged violator, shall be considered prima facie proof that the alleged violator was in control of or was the operator of the automobile or motor vehicle at the time of the alleged violation.

('79 Code, § 35.04) (Ord. 639, passed 2-21-66)

§ 38.05 AMOUNTS OF VIOLATIONS; FINAL NOTICE AMOUNTS.

The fines and penalties which shall be imposed for the violation of the following offenses shall be as follows:

(A) For violation of existing municipal ordinances, the purchase of municipal vehicle stickers, regulating the purchase of a dog license, the improper storage and disposal of garbage, the burning of rubbish or garbage, the use of a bicycle on streets of the municipality, and the violation of any ordinance restricting water usage, the fine shall be:

(1) \$35 if paid within ten days of the issue date of the notice of violation.

(2) \$70 if paid on or after the eleventh day following the issue date of the notice of violation, but prior to the hearing date as is specified in the notice of violation and no request for hearing has been timely filed.

(3) \$100 if paid on or after the hearing date specified in the notice of violation but prior to the expiration of 14 days after the hearing date specified in the notice of violation, if no request for hearing has been timely filed or a request for hearing has been timely but the person filing the request for the hearing failed to appear.

(4) \$250 if paid on or after the fifteenth day following the hearing date specified in the notice of violation and no request therefore had been timely filed or a request had been timely filed and the person filing the request failed to appear at the hearing and no request for hearing, as specified in the second notice sent in accordance with the provisions of § 74.45 et seq., has been timely filed.

(B) For violation of any municipal ordinance regulating the purchase of business licenses, the fine shall be:

(1) \$150 if paid within ten days of the issue date of the violation notice.

(2) \$200 if paid on or after the eleventh day following the issue date of the notice of violation.

(3) \$250 if paid on or after the hearing date specified in the notice of violation but prior to the expiration of 14 days after the hearing date specified in the notice of violation, if no request for hearing has been timely filed or a request for hearing has been timely but the person filing the request for hearing failed to appear.

(4) \$300 if paid on or after the fifteenth day following the hearing date specified in the notice of violation and no request therefore had been timely filed or a request had been timely filed and the person filing the request failed to appear at the hearing.

(C) In the event that payment is not made within the time prescribed in the final notice, payment shall be made pursuant to the following: When a notice to appear has been served and a complaint filed either in the Circuit Court or for Administrative Review, payment may be made by the person so accused in the sum equal to the amount reflected in the final notice plus \$100 court costs for each violation before the court date is held. In the event that the violation is heard in the Circuit Court, the fine and costs shall be determined and established by the court in an amount not to exceed \$750.

('79 Code, § 35.05) (Ord. 639, passed 2-21-66; Am. Ord. 1009, passed 6-18-79; Am. Ord. 1275, passed 10-7-85; Am. Ord. 1414, passed 11-20-89; Am. Ord. 1810, passed 5-21-2001)

§ 38.06 VIOLATIONS MAY BE PAID IRRESPECTIVE OF OTHER PENALTIES.

Claims of violations contained in the citation as provided in § 38.05 may be settled, compromised, and paid in the amounts set forth in § 38.05, irrespective of the existence of minimum penalties with respect to such violations in ordinances of the municipality different from the amounts to be paid as provided in § 38.05.

('79 Code, § 35.06) (Ord. 639, passed 2-21-66)

§ 38.07 FINES FOR ZONING CODE VIOLATIONS.

The maximum fine for all violations concerning the zoning code shall be \$200 for each offense. ('79 Code, § 35.20) (Ord. 1312, passed 1-19-87)

CITY OFFICERS AUTHORIZED TO ISSUE CITATIONS**§ 38.20 CITATIONS ISSUED BY OTHER VILLAGE OFFICERS.**

In addition to the authorization given to police officers of the village, the Fire Inspector, the Building Code Administrator, the Director of Community Development, the Health Environmentalist, Superintendent of Public Works, the Building Inspector, the Electrical Inspector, the Plumbing Inspector, and also Community Service Officers of the Police Department are authorized to issue violation citations for any of the following subjects:

(A) Building and zoning.

- (1) Construction started without benefit of building permit.
- (2) Electrical work started without the benefit of electrical permit.
- (3) Failure to obtain building permit where required.
- (4) Failure to obtain electrical permit where required.

- (5) Failure to obtain contractor's license where required.
- (6) Failure to comply with provisions of building permit as issued.
- (7) Failure to comply with provisions of electrical permit as issued.
- (8) Failure to construct according to approved plan upon which permit was issued without benefit of approved plan revision.
- (9) Sign erected on village property.
- (10) "Open House" signs erected anywhere in the village except as allowed by the Board of Trustees.
- (11) "Garage Sale" signs erected anywhere in the village except as allowed by the Board of Trustees.
- (12) Advertising flags or pennants erected anywhere in the village except as allowed by the Board of Trustees.
- (13) Advertising signs erected without benefit of building permit or electrical permit or special use permit.
- (14) Obstruction of public walkway or roadway.
- (15) Failure to keep public walkways or roadways clear of construction materials or debris.
- (16) Failure to keep fire exits, aisles, or fire lanes clear and passable.
- (17) Failure to keep food serving establishments clean and sanitary.
- (18) Failure to keep public washrooms clean, sanitary, and operable.
- (19) Violation of occupancy limits as posted in places of public gathering.
- (20) Central air conditioning units erected in side yards.
- (21) Swimming pools with filtering equipment installed without a ground fault interrupter.
- (22) Installation of any flashing, blinking, or rotating sign.

- (23) Failure to properly dispose of garbage or debris.
- (24) Failure to provide acceptable garbage enclosures.
- (25) Dumping of garbage, rubbish, or debris anywhere in the village.
- (26) Business signs erected in violation of village sign regulations.
- (27) Parking of recreational vehicles where prohibited in required yards.
- (28) Failure to maintain grass or weeds at a height below six inches, on developed property.
- (29) Encroachment on required yards.
- (30) Any violation of §§ 150.015 and 150.016 entitled “Property Maintenance Code” of the code of ordinances of the village.

(31) Failure to obtain a valid license for any coin-operated amusement device as required by § 112.05 of the code of ordinances of the village.

(32) Failure to obtain a valid license for any coin-operated product vending machine as required by § 119.01 of the code of ordinances of the village.

(B) Fire Department.

(1) Existence of dangerous or unlawful amounts of combustible or explosive or otherwise hazardous materials.

(2) Hazardous conditions existing from defective or improperly installed equipment for handling or using combustible or explosive or otherwise hazardous materials.

(3) Dangerous accumulation of rubbish, waste paper, boxes, shavings, or other highly combustible materials.

(4) Accumulation of dust or waste material in air conditioning or ventilating systems or of grease in kitchen or other exhaust ducts inadequate clearances to unprotected combustible material from hoods, grease extractors, and ducts.

(5) Obstructions to or on fire escapes, designated access openings in exterior walls for Fire Department use, stairs, passageways, doors or windows, liable to interfere with the operations of the Fire Department or egress of occupants in case of fire.

(6) Any building or other structure which, for want or repair, lack of adequate exit facilities, automatic or other fire alarm apparatus, or fire extinguishing equipment, or by reason of age or dilapidated condition, or from any other cause creates a hazardous condition.

(C) Department of Public Works.

(1) Tampering with a water meter or parts of same.

(2) Use of water from village hydrant without permission.

('79 Code, § 35.10) (Ord. 1009, passed 6-18-79; Am. Ord. 1147, passed 6-7-82; Am. Ord. 1184, passed 7-5-83; Am. Ord. 1336, passed 10-5-87)

§ 38.21 AMOUNTS OF VIOLATIONS.

(A) Pursuant to the notice of violation, the person so accused may settle and compromise the violation claimed in respect of the ordinance violation by paying to the municipality within ten days of the date of the notice of violation the sum of \$50 for each violation.

(B) The fine shall increase to \$75 if paid on or after the eleventh day but prior to the hearing date as is specified in the notice of violation and no request for hearing has been timely filed.

(C) The fine shall increase to \$100 if paid on or after the hearing date specified in the notice of violation and no request for hearing has been timely filed or a request for hearing has been timely filed but the respondent failed to appear.

('79 Code, § 35.11) (Ord. 1009, passed 6-18-79; Am. Ord. 1211, passed 6-7-84; Am. Ord. 1905, passed 4-21-2003)

§ 38.22 RESERVED.

§ 38.23 RESERVED.

§ 38.24 CONTINUED OFFENSE.

Each day the violation continues to exist shall constitute a separate offense.

('79 Code, § 35.14) (Ord. 1009, passed 6-18-79)

*ARRESTS AND FINES***§ 38.35 ARREST WITHOUT PROCESS.**

The members of the Police Department of the municipality are severally authorized to arrest, with or without process, or on view, any person who may break the peace or violate any of the ordinances of the municipality when they have reasonable grounds for believing that delay will permit the escape of the person committing such violation, and to take such person before a judge or magistrate of a circuit court of the State of Illinois, or, in case such arrest is made in the night or on Sunday, to detain such person in custody overnight or over Sunday in the Municipal Jail, or any other safe place, until such person can be brought before the judge or magistrate for trial. ('79 Code, § 11.10)

§ 38.36 DOCKET ENTRY; HEARING.

Whenever any person is arrested for breaking the peace or violating any ordinance of the municipality, he/she shall be taken before a judge or magistrate, as prescribed in § 38.35. The judge or magistrate shall note on his/her docket the cause of such arrest as stated by the officer making such arrest, and proceed to hear and determine the case; or may continue the case on either the application of the defendant or the corporation counsel for lawful cause, in which case, if the defendant gives bond payable to the municipality, conditioned for the appearance of the defendant before the judge or magistrate hearing the case on the day and at the place named therein, and abiding the order of the judge

or magistrate, he/she shall be discharged from the custody of the officer making the arrest; otherwise, he/she shall, in the discretion of the judge or magistrate, be committed to the Municipal Jail or other place provided for the imprisonment of offenders against the ordinances of the municipality, or remain in the custody of the officers making the arrest, until the time set for the trial of the case.

('79 Code, § 11.11)

§ 38.37 CONFINEMENT OF PERSONS VIOLATING MUNICIPAL ORDINANCES.

In all cases of an arrest for a violation of any of the ordinances of the municipality, in which detention in custody of the person so arrested shall be authorized by law, the keeper of the Municipal Jail or other place of confinement provided for violators of ordinances shall receive, and he/she is authorized and empowered to receive from any officer of the municipality legally empowered to make such arrests, any such person, and to safely keep him/her until such person can be safely brought before the judge or magistrate to be tried for such violation in the manner prescribed by ordinance.

('79 Code, § 11.12)

§ 38.38 FINES; ACTION; PAYMENT; REPORT; REMITTANCE OF FINE.

All fines, forfeitures, penalties, and costs imposed against any person by any of the ordinances of the municipality for the breach thereof may be recovered before a judge or magistrate by action of debt in the name of the municipality. Judgments may be rendered thereon and collected by execution or other process, as other judgments are rendered and collected, and such fines, forfeitures, and penalties, when collected, shall be paid over to the Municipal Collector for the use of the municipality within ten days from the time of the receipt thereof by such judge or magistrate. Every judge or magistrate shall make a report in writing to the Board at each regular meeting, showing a record of all fines, forfeitures, and penalties by him/her collected, and no such judge or magistrate shall remit any fine, forfeiture, or penalty imposed on any person wherein the municipality is a party plaintiff, or in any way interested, without the consent of the Board.

('79 Code, § 11.13)

§ 38.39 COMMITMENT.

Commitment of any person, as provided in this subchapter, shall be by process, under the hand of the court, which shall have made the order for such commitment.

('79 Code, § 11.14)

§ 38.40 MANNER OF CONDUCTING TRIALS.

The manner of conducting trials, granting continuances and changes of venue, summoning and impaneling juries, and taking appeals, shall, as near as possible, be the same as in civil cases before a judge of a Circuit Court.

('79 Code, § 11.15)

§ 38.41 WITNESSES.

All officers making arrests shall attend as witnesses before the court where the trial may be had, and shall procure all necessary evidence in their power, and furnish a list of witnesses to the court. No municipal officer shall be entitled to any witness fee to be taxed against the municipality on any action for a violation of any ordinance where the municipality is plaintiff.

('79 Code, § 11.16)

ADJUDICATION OF VIOLATIONS**§ 38.50 PURPOSE.**

The purpose of this subchapter is to adopt Division 31.1 of Article 11 of the Illinois Municipal Code (ILCS Ch. 65, Act 5, §§ 11-31.1-1 *et seq.*) and to provide for a fair and efficient enforcement of municipal building, electrical, fire, plumbing, property maintenance, zoning and other municipal regulations as may be allowed by law, through an administrative adjudication of violation(s) of municipal ordinances regulating the building, electrical, fire, plumbing, zoning and property maintenance within the geographic boundaries of this municipality, a schedule of uniform fines and penalties and authority and procedures for collection of unpaid fines and penalties.

(Ord. 1614, passed 11-20-95)

§ 38.51 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BUILDING OWNER. The legal or beneficial owner of a structure.

CODE. Any village ordinance, law, housing, fire, zoning or building code that establishes construction, plumbing, heating, electrical, fire prevention, sanitation, zoning or other health and safety standards that are applicable to structures in the village.

HEARING OFFICER. A village employee or an officer or agent of the village, other than an inspector or law enforcement officer, whose duty it is to:

- (1) Preside at an administrative hearing called to determine whether or not a code violation exists;
- (2) Hear testimony and accept evidence from the inspector, the building owner and all interested parties relevant to the existence of the code violation;
- (3) Preserve and authenticate the transcript and record of the hearing and all exhibits and evidence introduced at the hearing;
- (4) Issue and sign a written finding, decision and order stating whether a code violation exists;
- (5) Impose penalties, fines, costs and other sanctions consistent with the applicable provisions of the codified ordinances of the village upon finding the owner liable for the charged violations, and to dismiss the case in the event a violation is not proved.

INSPECTOR. A full or part-time village employee whose duties include the inspection or examination of property or structures in the village to determine if code violations exist.
(Ord. 1614, passed 11-20-95)

§ 38.52 CODE HEARING DEPARTMENT.

(A) There is hereby established a Code Hearing Department, the function of which is to expedite the presentation and correction of code violations in the manner set out in the sections of this subchapter. The Code Hearing Department shall consist of the hearing officer and such other village employees, officers or agents as may be assigned by the Fire Chief, to expedite the prosecution and correction of code violations as provided in this subchapter.

(B) The adoption of this subchapter does not preclude the village from using other lawful methods to enforce the provisions of its code.
(Ord. 1614, passed 11-20-95)

§ 38.53 CODE HEARING PROCEDURE.

(A) When an inspector finds a code violation while inspecting a structure, and is unsuccessful in obtaining voluntary abatement on or before an inspection or reinspection date specified by the inspector, he or she shall note the violation on a multiple copy violation report form, indicating the name and

address of the structure owner, the type and nature of the unabated violation, the date and time the violation was first observed, the names of any witnesses to the violation, and the address of the structure where the violation was observed.

(B) The violation report form shall be forwarded by the inspector to the Building Commissioner where a docket number shall be stamped on all copies of the report, and a hearing date noted in the space provided for that purpose on the form. The hearing date shall not be less than 30 nor more than 40 days after the violation is reported by the inspector.

(C) One copy of the violation report form shall be maintained in the files of the Code Hearing Department and shall be part of the record of hearing, one copy of the report form shall be retained by the inspector so that he or she may prepare evidence of the code violation for presentation at the hearing on the date indicated, and one copy of the report form shall be served by first-class mail, along with a summons, on the owner of the structure or property, commanding the owner to appear at the hearing. If the name of the owner of the structure cannot be ascertained or if service on the owner cannot be made by mail, service may be made on the owner by posting or mailing a copy of the violation report form on the front door of the structure where the violation was found, not less than 20 days before the hearing date.

(Ord. 1614, passed 11-20-95)

§ 38.54 SUBPOENAS.

At any time prior to the hearing date, the hearing officer assigned to hear the case may, at the request of the inspector or attorney for the village, or the owner or his/her attorney, issue subpoenas directing witnesses to appear and give testimony at the hearings.

(Ord. 1614, passed 11-20-95)

§ 38.55 DEFAULT.

If on the date of the hearing the owner or his/her attorney fails to appear, the hearing officer may find the owner in default and shall proceed with the hearing and accept evidence relevant to the existence of the code violation.

(Ord. 1614, passed 11-20-95)

§ 38.56 CONTINUANCE AND REPRESENTATION AT CODE HEARINGS.

No continuances shall be authorized by the hearing officer in the proceedings under this subchapter except in cases where a continuance is absolutely necessary to protect the rights of the owner. Lack of preparation shall not be grounds for a continuance. Any continuance authorized by the hearing officer

under this subchapter shall not exceed 25 days. The case for the village may be presented by the inspector, by any other village employee or by an attorney designated by the village. However, in no event shall a case for the village be presented by an employee of the Code Hearing Department. The case for the dwelling owner may be presented by the owner, his/her attorney, or any other agent or representative.

(Ord. 1614, passed 11-20-95)

§ 38.57 EVIDENCE HEARING.

At the hearing, a hearing officer shall preside and shall hear testimony and accept evidence relevant to the existence or non-existence of a code violation in the structure indicated. The strict rules of evidence applicable to judicial proceedings shall not apply to hearings authorized by this subchapter.

(Ord. 1614, passed 11-20-95)

§ 38.58 RETALIATORY ACTION AGAINST OCCUPANTS PROHIBITED.

No action for eviction, abatement of a nuisance, forcible entry and detainer or other similar proceeding shall be threatened or instituted against an occupant of a dwelling solely because such occupant agrees to testify or testifies at a code violation hearing.

(Ord. 1614, passed 11-20-95)

§ 38.59 DEFENSES TO CODE VIOLATIONS.

It shall be a defense to a code violation charged under this subchapter if the owner, his/her attorney or other agent or representative proves to the hearing officer's satisfaction that:

(A) The code violation alleged in the notice does not in fact exist, or at the time of the hearing the violation has been remedied or removed;

(B) The code violation has been caused by the current building occupants and that in spite of reasonable attempts by the owner to maintain the dwelling free of such violations, the current occupants continue to cause the violations;

(C) An occupant or resident of the dwelling has refused entry to the owner or his/her agent to all or part of the dwelling for the purpose of correcting the code violation.

(Ord. 1614, passed 11-20-95)

§ 38.60 FINDINGS, DECISION, ORDER OF HEARING OFFICER.

At the conclusion of the hearing, the hearing officer shall make a determination, on the basis of the evidence presented at the hearing, whether or not a code violation exists. The determination shall be in writing and shall be designated as the findings, decision and order. The findings, decision and order shall include the hearing officer's findings of fact, a decision whether or not a code violation exists based upon the findings of fact, and an order, ordering the owner to correct the violation or dismissing the case in the event a violation is not proved. If a code violation is proved, the order may also impose the sanctions that are provided in the code for the violation proved. A copy of the findings, decision and order shall be served on the owner within five days after they are issued; service shall be in the same manner as the violation report form and summons are served pursuant to § 38.53(C) of this chapter. Payment of any penalty or fine shall be made to the Village of Matteson. (Ord. 1614, passed 11-20-95)

§ 38.61 ADMINISTRATIVE REVIEW LAW TO APPLY.

The findings, decision and order of the hearing officer shall be subject to review in the Circuit Court of Cook County, and the provisions of the Administrative Review Law (ILCS Ch. 735, Act 5, §§ 3-101 *et seq.*), and all amendments and modifications thereto, and the rules adopted pursuant thereto, are adopted and shall apply to and govern every action for the judicial review of the final findings, decision and order of the hearing officer under this subchapter. (Ord. 1614, passed 11-20-95)

§ 38.62 DISPOSITION OF VIOLATIONS.

(A) Any fine, other sanction or costs imposed, or part of any fine, other sanction or costs imposed remaining unpaid after the exhaustion of, or the failure to exhaust, judicial review procedures under the Administrative Review Law shall be a debt due and owing to the village, and as such, may be collected in accordance with applicable law.

(B) After the expiration of the period within which judicial review under the Administrative Review Law may be sought for a final determination of the code violation, the village may commence a proceeding in the Circuit Court for purposes of obtaining a judgment on the findings, decision and order. Nothing in this section shall prevent the village from consolidating multiple findings, decisions and orders against a person in such a proceeding. Upon commencement of the action, the village shall file a certified copy of the findings, decision and order which shall be accompanied by a certification that recites facts sufficient to show that the findings, decision and order was issued in accordance with this subchapter and applicable state law. Service of the summons and a copy of the petition may be by

any method provided by Section 2-203 of the Code of Civil Procedure or by certified mail, return receipt requested, provided that the total amount of fines, other sanctions and costs imposed by the findings, decision and order does not exceed \$2,500.

(Ord. 1614, passed 11-20-95)

§ 38.63 FINDINGS AND SANCTIONS TO RUN WITH PROPERTY.

The order to correct a code violation and the sanctions imposed by the village as a result of a finding of a code violation under this subchapter shall attach to the property as well as to the owner of the property, so that a finding of a code violation against the owner cannot be avoided by conveying or transferring the property to another owner. Any subsequent transferee or owner of the property takes ownership subject to the findings, decision and order of a hearing officer under this subchapter.

(Ord. 1614, passed 11-20-95)

§ 38.64 FINES AND PENALTIES.

The fines and penalties which shall be imposed for a finding, decision and order of the hearing officer shall be not less than \$100 nor more than \$750 for each violation.

(Ord. 1614, passed 11-20-95)

