

## TITLE 1

### GENERAL PROVISIONS

#### Chapters:

1.01	Code Adoption
1.04	General Provisions
1.08	Right of Entry
1.12	Corporate Seal
1.16	[Reserved]
1.20	General Penalty
1.30	Ordinance Enforcement

## Chapter 1.01

### Code Adoption

#### Sections:

1.01.010 Princeville Village Code

#### **§1.01.010 Princeville Village Code.**

- A. Title. This Village Code is hereby adopted by the Board of Trustees for the Village of Princeville, and the Village Code is hereby declared to be and shall hereafter constitute the official Village Code of the Village of Princeville. This Village Code Book of Ordinances may be known and cited as the Princeville Village Code (the “Code”) or the 2020 Princeville Village Code. All prior existing Ordinances dealing with the subjects of any provision of this Village Code are hereby replaced in their entirety by the provisions of this Village Code. The Princeville Village Code is hereby published by authority of the Board of Trustees and shall be kept up to date as provided in Section 1.01.01(b) of this Chapter under the direction of the Village Attorney, acting for said Village Board of Trustees. Any reference to the number of any Section contained herein shall be understood to refer to the position of the same number, its appropriate Chapter and Title heading, and to the general penalty clause relating thereto, as well as to the Section itself, when reference is made to this Princeville Village Code by title in any legal document.
- B. Amendments / Code Book Updates. Any ordinance amending this Village Code shall set forth the Title, Chapter, and Section number of the Section or Sections to be amended or added, and this shall constitute a sufficient compliance with any statutory requirement pertaining to the amendment or revision by ordinance of any part of this Village Code. All such amendments or revisions by ordinance shall be promptly incorporated into all official copies of the Village Code book during an annual update procedure undertaken every January (or as soon as possible thereafter) after the effective date of the 2020 Princeville Village Code, at which time the Village Code Book will be assigned and identified by the year in which the update is completed and will include all prior ordinances effective through the proceeding December 31 date.
- C. Acceptance. This Village Code, as hereby presented in printed form or electronic form made available by the Village shall hereafter be received without further proof in all courts and in all administrative tribunals of this

State as the ordinances of the Village of general and permanent effect with regard to the subjects covered herein.

- D. Numbering of Sections. Each section number of this Code shall consist of three (3) component parts separated by periods, with the first figure before the first period referring to the Title number, the second figure after the first period referring to the Chapter number, and the last figure referring to the Section number within the Chapter.
- E. Numbering Additions. The decimal system shall be used for all additions and amendments to this Code. When a title, chapter, or section is added, the new title, chapter, or section shall be given a decimal character as provided in this Section.

## Chapter 1.04

### General Provisions

#### Sections:

- 1.04.010 Definitions
- 1.04.020 Grammatical Interpretation
- 1.04.030 Prohibited Acts Include Causing and Permitting, etc.
- 1.04.040 Construction
- 1.04.050 Repeal Shall Not Revive Any Ordinances

**§1.04.010 Definitions.** The following words and phrases whenever used in the ordinances of the Village of Princeville shall be construed as defined in this Section unless from the context a different meaning is intended or unless a different meaning is specifically defined and more particularly directed to the use of such words or phrases:

“Board” means the Board of Trustees of the Village of Princeville, Peoria County, Illinois. “All its members” or “all councilmembers” means the Village President and the total number of Village Trustees provided by the general laws of the state of Illinois.

“Computation of time” means the time within which an act is to be done. It shall be computed by excluding the first day and including the last day; and if the last day be Sunday or a legal holiday, that day shall be excluded.

“County” means the county of Peoria, Illinois.

“Law” denotes applicable federal law, the Constitution and statutes of the state of Illinois, the ordinances of the Village of Princeville, and when appropriate, any and all rules and regulations which may be promulgated thereunder.

“May” is permissive.

“Month” means a calendar month.

“Must” and “shall”. Each is mandatory.

“Oath” shall be construed to include an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words “swear” and “sworn” shall be equivalent to the words “affirm” and “affirmed”.

“Ordinance” means a law of the Village of Princeville; provided that, a temporary or special law, administrative action, order or directive, may be in the form of a resolution.

“Owner” applied to a building or land includes any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety, of the whole or a part of such building or land.

“Person” means natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them.

“Personal property” includes money, goods, chattels, things in action and evidences of debt.

“Preceding” and “following” mean next before and next after, respectively.

“Property” includes real and personal property.

“Real property” includes lands, tenements and hereditaments.

“Sidewalk” means that portion of a street between the curblines and the adjacent property line intended for the use of pedestrians.

“State” means the state of Illinois.

“Street” includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs, or other public ways in this Village which have been or may hereafter be dedicated and open to the public use, or such other public property so designated in any law of this state.

“Tenant” and “occupant”, applied to a building or land, including any person who occupies all or a part of such building or land, whether alone or with others.

“Title of Office”. Use of the title of any officers, employee, department, board or commission means that officer, employee, department, board or commission of the Village of Princeville.

“Village” means the Village of Princeville, Peoria County, Illinois, or the area within the territorial limits of the Village of Princeville, Illinois, and such territory outside of the Village over which the Village has jurisdiction or control by virtue of any constitutional or statutory provision.

“Year” means a calendar year.

All words and phrases shall be construed and understood according to the common and approved usage of the language; but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning.

When an act is required by an ordinance the same being such that it may be done as well by an agent as by the principal, such requirement shall be construed as to include all such acts performed by an authorized agent.

**§1.04.020 Grammatical Interpretation.** The following grammatical rules shall apply in the ordinances of the Village of Princeville:

- A. Gender. Designation in the form of any gender includes the masculine, feminine and neuter genders.
- B. Singular and Plural. The singular number includes the plural and the plural includes the singular.
- C. Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable.
- D. Use of Words and Phrases. Words and phrases not specifically defined shall be construed according to the context and approved usage of the language.

**§1.04.030 Prohibited Acts Include Causing and Permitting, etc.** Whenever in the ordinances of the Village of Princeville, any act or omission is made unlawful, it shall include causing, allowing, permitting, aiding, abetting, suffering, or concealing the fact of such act or omission.

**§1.04.040 Construction.** The provisions of the ordinances of the Village of Princeville and all proceedings under them are to be construed with a view to effect their objects and to promote justice.

**§1.04.050 Repeal Shall Not Revive Any Ordinances.** The repeal of an ordinance shall not repeal the repealing clause of such ordinance or revive any ordinance which has not been repealed thereby.

## Chapter 1.08

### Right of Entry

#### Sections:

#### 1.08.010 Right of Entry

**§1.08.010 Right of Entry.** Whenever necessary to make an inspection to enforce any ordinance or resolution, or whenever there is reasonable cause to believe there exists an ordinance or resolution violation in any building or upon any premises within the jurisdiction of the Village, any authorized official of the Village may upon presentation of proper credentials, enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon him/her by ordinance; provided, that except in emergency situations or when consent of the owner and/or occupant to the inspection has been otherwise obtained, he/she shall give the owner and/or occupant, if they can be located after reasonable effort, twenty-four (24) hours' written notice of the authorized official's intention to inspect. The notice transmitted to the owner and/or occupant shall state that the property owner has the right to refuse entry and that in the event such entry is refused, inspection may be made only upon issuance of a search warrant by a duly authorized magistrate. In the event the owner and/or occupant refuses entry after such request has been made, the official is empowered to seek assistance from any court of competent jurisdiction in obtaining such entry.

## Chapter 1.12

### Corporate Seal

#### Sections:

1.12.010 Designated

**§1.12.010 Designated.** The corporate seal of the Village shall be as follows:

A circular disc, with the words "Village of Princeville, Illinois", on the periphery thereof, and with the words "Incorporated 1877", and the further legend "Corporate Seal" enclosed therein.



**Chapter 1.16**

**[RESERVED]**

## Chapter 1.20

### General Penalty

#### Sections:

1.20.010 Generally

**§1.20.010 Generally.** Any person violating any of the provisions or failing to comply with any of the mandatory requirements of the ordinances of the Village is guilty of a misdemeanor, and except in cases where a different punishment is prescribed by any ordinance of the Village, any person convicted of a misdemeanor under the ordinances of the Village shall be punished by a fine of not more than Seven Hundred Fifty Dollars (\$750.00), or by imprisonment not to exceed six (6) months, or by both such fine and imprisonment.

Additionally, in lieu of a fine or in addition to a fine, any person convicted of violating any section or provision of this Village Code may be required to perform a reasonable amount of public service work, or make restitution for the actual losses, damages, or injuries proximately caused by the conduct of the offender.

Each such person is guilty of a separate offense for each and every day during any portion of which any violation of any provision of the ordinances of the Village is committed, continued or permitted by any such person, and he/she shall be punished accordingly.

## Chapter 1.30

### Ordinance Enforcement

#### Sections:

#### 1.30.010 Authority to Enforce

**§1.30.010 Authority to Enforce.** The Village shall have the authority, except where specifically limited by law, to enforce any Village ordinance or code provision by way of fine, by compelling performance, and by criminal penalty. For the purpose of clarity, all references herein to “ordinance” shall include references to “code provision”.

All ordinances shall be enforced by the Village President, acting on behalf of or at the direction of the Board of Trustees. Additionally, the Village Board may appoint a code enforcement officer to enforce Village ordinances. In the event the Village seeks to enforce an ordinance by compelling performance, the Village shall first demand voluntary compliance by serving notice on the person or persons deemed in violation of any Village ordinance. The written notice shall specify the applicable ordinance, a description of the violation of the ordinance, and except as otherwise specifically provided by ordinance, a demand that the violation be corrected within no less than five (5) days from the receipt of written notice. The written notice shall be delivered by personal service or by certified mail.

In the event that the violation is not corrected, the Village may enforce the ordinance, at its option, by taking such action as may be necessary to cure the violation and to charge or tax the cost of same to the person causing or permitting the violation; by seeking an order from an appropriate court having jurisdiction of such matters to compel compliance; and, by seeking and obtaining an order imposing a fine for violation of the ordinance in an amount of Seven Hundred Fifty Dollars (\$750.00) or greater as permitted by law. These remedies shall be considered cumulative and not exclusive.