

VILLAGE OF BURNHAM

ORDINANCE NO. 2015-O-003

AN ORDINANCE AMENDING SECTION 86-214. AND SECTION 86-216. OF THE CODE OF ORDINANCES, VILLAGE OF BURNHAM, ILLINOIS

WHEREAS, the Village of Burnham, Cook County, Illinois, (the “Village”) has elected by Referendum on March 11, 1980 to become a home rule unit, and accordingly, pursuant to the provisions of the Constitution of the State of Illinois of 1970, particularly Article VII, Section 6(a) thereof, the Village is a home rule unit; and

WHEREAS, pursuant to the powers of a home rule unit set forth in Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970, the Village may exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of public health, safety, morals, and welfare, to license, to tax and to incur debt; and

WHEREAS, the Corporate Authorities of the Village have heretofore imposed a wheel tax on resident owners of a motor vehicle using the streets and public highways within the corporate limits of the Village; and

WHEREAS, the Corporate Authorities of the Village deem it advisable and is in the best interests of the Village to increase the amount of the wheel tax on resident owners of a motor vehicle using the streets and public highways within the corporate limits of the Village.

BE IT ORDAINED by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, in the exercise of its home rule powers, as follows:

Section 1. The Village President (Mayor) and Board of Trustees of the Village hereby find that all of the recitals contained in the preambles of this Ordinance are true, correct and complete and do hereby incorporate them into this Ordinance by this reference.

Section 2. Section 86-214. of the Code of Ordinances, Village of Burnham, Illinois is hereby amended to read as follows:

Sec. 86-214. Fees.

The annual fee to be paid to the village clerk for a motor vehicle license shall be, for each motor vehicle, as follows:

Motorcycle, motor bicycle, motor scooter, or motor tricycle having more than 150 cubic centimeter displacement	\$ 40.00
Passenger automobiles other than taxicabs.	\$ 50.00
Recreational vehicles.	\$ 50.00
Commercial vehicles having a gross weight of less than 2½ tons.	\$ 70.00
Commercial vehicles having a gross weight of more than 2½ tons but less than five tons.	\$110.00
Commercial vehicles having a gross weight of five tons.	\$120.00

Taxicab	\$ 40.00
Municipally owned vehicles.	no fee
Replacement and/or transfer of vehicle stickers.....	\$ 5.00
Antique motor vehicles more than 30 years of age and which are driven on the highways only in going to and returning from an antique auto show or exhibition and registered as an antique by the Secretary of State.....	\$ 30.00
Automobile "dealer plates" each.	\$ 40.00
Trailers designed to be towed by passenger vehicles. . .	\$ 30.00

The owners of such trailers whether such trailers are utilized for their own personal use or are rented to other persons shall be responsible for the payment of such fees.

Section 3. Section 86-216. of the Code of Ordinances, Village of Burnham, Illinois is hereby amended to read as follows:

Sec. 86-216. Fees for senior citizens.

Any resident of the village who is 65 years of age or over at the time it would become necessary for such resident to obtain a motor vehicle license from the village, for his own personal passenger vehicle, shall pay to the village clerk for a motor vehicle license an annual fee of \$15.00 for his own personal passenger vehicle and an annual fee of \$50.00 each for each of his additional owned passenger vehicles. The applicant shall submit proof of age and of residency satisfactory to the village clerk and the license shall be issued in accordance with the usual licensing procedure.

Section 4. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Section 5. If any section, subsection, paragraph, sentence, clause, or phase of this Ordinance or the application thereto to any person or circumstance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such decision shall not affect the validity of the remaining sections, subsections, paragraphs, sentences, clauses or phrases of this Ordinance or the application] of such portion to other persons or circumstances but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any portion.

Section 6. This Ordinance shall be in full force and effect after its passage, approval and publication according to law.

Section 7. This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or, (b) legislate in a manner or regarding a manner not delegated to municipalities by state law. It is the intent of the Corporate Authorities of the Village of Burnham that to the extent that the terms of this Ordinance should be inconsistent with any no-preemptive state law, that this Ordinance should supersede state law in that regard within its jurisdiction.

Recorded in Village Records: May 12, 2015.

Published in pamphlet form by authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois on May 12, 2015.



(SEAL)

ATTEST:

A handwritten signature in black ink is written over a horizontal line. The signature is stylized and appears to be the name of the Village Clerk.

VILLAGE CLERK

Section 8. This Ordinance shall be published in pamphlet form by the authority of the Village President (Mayor) and the Board of Trustees of the Village of Burnham, Cook County, Illinois.

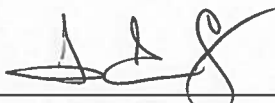
PASSED By the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, this 12th day of May, 2015.

ROLL CALL:

AYES: Trustees John Cap, Paris Ellison, Graciela Garcia, Brenda Greer, Carmella Richardson, Travis Claybrooks

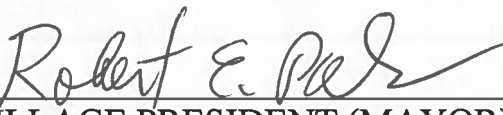
NAYS: None

ABSENT: None



VILLAGE CLERK

APPROVED by me this 12th day of May, 2015.



VILLAGE PRESIDENT (MAYOR)

ATTEST:



VILLAGE CLERK

(SEAL)

