

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Burnham, Cook County, Illinois, (the "Village"), and as such official, I am the keeper of the official journal of proceedings, books, records, papers, minutes, entries, documents, resolutions, ordinances, and files of the Village and of the President and Board of Trustees, (the "Corporate Authorities"), thereof.


I do further certify that on the 24th day of April, 2018, there was published in pamphlet form, by authority of the Corporate Authorities of the Village, a true, correct, and complete copy of ORDINANCE NO. 2018-O-004 of the Village entitled:

AN ORDINANCE AMENDING CHAPTER 86 – TAXATION, ARTICLE VI – MOTOR VEHICLE WHEEL TAX, DIVISION 1. – GENERALLY AND DIVISION 2. LICENSE; SECTIONS 86-184 – PENALTY FOR VIOLATION OF ARTICLE / ADMINISTRATIVE ADJUDICATION FOR VIOLATIONS; SECTION 86-214 FEES; SECTION 86-216 – FEES FOR SENIOR CITIZENS; SECTION 86-219 – LOST METAL PLATE, STICKER, OR TAG, OF THE CODE OF ORDINANCES, VILLAGE OF BURNHAM, COOK COUNTY, ILLINOIS

and that said Ordinance as so published was on said date readily available for public inspection and distribution, in sufficient number, at my office as Village Clerk located in the Village.

IN WITNESS WHEREOF, I have affixed hereunto my official signature as Village Clerk of the Village and the seal of the Village this 24th day of April, 2018.





Lus E. Chavez
Village of Burnham Clerk

(SEAL)

**THE VILLAGE OF BURNHAM
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 2018 - O - 004

2018 MOTOR VEHICLE WHEEL TAX

**AN ORDINANCE AMENDING CHAPTER 86 – TAXATION,
ARTICLE VI – MOTOR VEHICLE WHEEL TAX, DIVISION 1. –
GENERALLY AND DIVISION 2. LICENSE; SECTIONS 86-184 –
PENALTY FOR VIOLATION OF ARTICLE / ADMINISTRATIVE
ADJUDICATION FOR VIOLATIONS; SECTION 86-214 FEES;
SECTION 86-216 – FEES FOR SENIOR CITIZENS; SECTION 86-219
– LOST METAL PLATE, STICKER, OR TAG, OF THE CODE OF
ORDINANCES, VILLAGE OF BURNHAM, COOK COUNTY,
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 President and Board of Trustees of the Village of Burnham (the Corporate Authorities) have determined that it is advisable, necessary, and in the best interest of the public health, safety, and welfare to adjust its motor vehicle wheel tax; and

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. INCORPORATION OF PREAMBLES

THAT, the Corporate Authorities 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 as if they were set forth verbatim in this section.

Section 2. SECTION 86-184 – PENALTY FOR VIOLATION OF ARTICLE / ADMINISTRATIVE ADJUDICATION

THAT, Section 86-184 – Penalty for violation of Article, of the Code of Ordinances, Village of Burnham, is hereby amended by adding subparagraph (F) Administrative Adjudication, and to read as follows:

(F) All proceedings under this Chapter 86 – Article VI – Motor Vehicle Wheel Tax shall be processed and proceed under the Administrative Adjudication procedures of Chapter 2 – Administration – Article VII Administrative Adjudication, and any amendments thereto.

Section 3. FEES

THAT, Section 86-214 Fees 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	\$45.00
Recreation vehicles	\$50.00
Commercial vehicles issued a "B" plate by the Illinois Secretary of State's Office	\$65.00
Commercial vehicles issued a "C" plate by the Illinois Secretary of State's Office	\$110.00
Commercial vehicles issued a "D" plate by the Illinois Secretary of State's Office	\$120.00
Taxicab	\$50.00
Municipally owned vehicles	No Fee
Replacement and/or transfer of vehicle stickers	\$10.00
Antique motor vehicles more than 30 years of age and which are driven on the highways only going to and returning from an antique auto show or exhibition and registered as an antique by the Secretary of the State	\$30.00
Automobile "dealer plates" each one	\$50.00
Trailers designated to be towed by passenger vehicles The owners of such trailers, whether same are utilized for their own personal use or are rented to other persons, shall be responsible for said	\$30.00

Section 4. FEES FOR SENIOR CITIZENS

THAT, Section 86-216 – Fees for Senior Citizens, of the Code of Ordinances, Village of Burnham, Illinois, is hereby amended to read as follows:

Sec. 86-216 – Fees for Senior Citizen.

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 not be required to pay to the village clerk for a motor vehicle license for his own personal passenger motor vehicle. Second motor vehicle license shall be at an additional annual fee of \$15.00 for his own personal passenger vehicle and any other additional motor vehicle license will be an annual fee of \$45.00 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.

A violation of this Section by providing false or fraudulent information or the use and possession of the Village tag or sticker or motor vehicle shall cause the revocation of any current tag or Village sticker and permanently disqualify the individual from the senior exemption under this Section and be a violation of this Article and Code.

Section 5. LOST METAL PLATE, STICKER, OR TAG

THAT, Section 86-219 – Lost metal plate, sticker, or tag, of the Code of Ordinances, Village of Burnham, Illinois, is hereby amended to read as follows:

Sec. 86-219. Replacement plate, sticker, or tag.

Whenever a license metal plate, sticker, or tag issued to any person or legal entity, in accordance with the provisions of this Article, needs to be replaced for whatever reason, the Village Clerk may issue a duplicate metal plate, sticker, or tag to such person or legal entity, upon the payment of \$10.00 and upon a sworn statement of such person that the previous license plate, sticker, or tag was lost, stolen, or destroyed.

Section 6. REPEALER OF CONFLICTING ORDINANCES

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 7. SEVERABILITY

If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance or the application thereto 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 8. EFFECTIVE UPON PASSAGE

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

Section 9. LEGISLATIVE ACT OF HOME RULE MUNICIPALITY

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, Cook County, Illinois, that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, that this Ordinance should supersede state law in that regard within its jurisdiction.

Section 10. PUBLISHED IN PAMPHLET FORM

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 24th day of April, 2018.

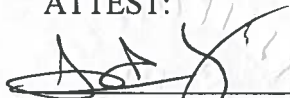
PRESIDENT AND VILLAGE BOARD MEMBERS

	AYES:	NAYS:	ABSENT:	ABSTAIN:
Trustee John Cap Jr.	<u>X</u>	_____	_____	_____
Trustee Denise Bonner	<u>X</u>	_____	_____	_____
Trustee Graciela Garcia	<u>X</u>	_____	_____	_____
Trustee Brenda Greer	<u>X</u>	_____	_____	_____
Trustee Carmella Richardson	<u>X</u>	_____	_____	_____
Trustee Travis Claybrooks	<u>X</u>	_____	_____	_____



ROBERT E. POLK
Village President (Mayor)

ATTEST:




LUS E. CHAVEZ
Village Clerk (SEAL)

Recorded in Village Records:

Published in pamphlet form by authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, on this 24th day of April, 2018.

ATTEST:



LUS E. CHAVEZ, VILLAGE CLERK
(SEAL)