

CHAPTER 3

DEFINITIONS

SECTION:

1-3-1: Construction of Words

1-3-2: Definitions

1-3-3: Catchlines

1-3-1: CONSTRUCTION OF WORDS: Whenever any word in any Section of this Code importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party or persons shall be deemed to be included, although distributive words may not have been used.

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.

1-3-2: 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: The word "agent" as used in this Code shall mean a person acting on behalf of another.

BOARD: The word "Board", unless otherwise indicated, shall mean the Board of Trustees of the Village.

CODE: The word "Code" shall mean the Municipal Code of East Alton and amendments thereto.

COUNTY: The word "County" shall mean County of Madison.

EMPLOYEES: The word "Employees" shall mean the following: 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 East Alton".

FEE: The word "Fee" as used in this Code shall mean a sum of money charged by the Village for the carrying on of a business, profession or occupation. (1975 Code)

FISCAL YEAR: The fiscal year for the Village shall begin on May 1 of each year and end on April 30 of the following year. (1963 Code, 5.09)

KNOWINGLY: The word "Knowingly" imports only a knowledge that the facts exist which brings the act or omission within the provisions of this Code. It does not require any knowledge of the lawfulness of such act or omission.

LICENSE: The word "License" as used in this Code shall mean the permission granted for the carrying on of a business, profession or occupation.

MISDEMEANOR: The word "Misdemeanor" shall mean 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: The word "Nuisance" shall mean 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: The word "Occupant" applied to a building or land shall include any person who occupies the whole or any part of such building or land whether alone or with others.

OFFENSE: The word "Offense" shall mean 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 East Alton". (1975 Code)

OFFICIAL TIME: Central Standard Time shall be the official time for the transaction of the Village business, except during applicable daylight savings time set by National or State standards when the official time shall be advanced one hour. All clocks and other timepieces in or upon public buildings or other premises maintained by or at the expense of the Village shall be set and run at the official time prescribed by this paragraph. (1963 Code, 5.12;amd. 1975 Code)

OPERATOR: The word "Operator" as used in this Code shall mean the person who is in charge of any operation, business or profession.

OWNER: The word "Owner" applied to a building or land shall include 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: The word "Person" shall mean any natural individual, firm, trust, partnership, association or corporation in his or its own capacity or as administrators, 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

partnership or any 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: The term "personal property" shall include every description of money, goods, chattels, effects, evidence of rights in action and all written instruments by which any pecuniary obligation, right or title to property is created, acknowledged, transferred, increased, defeated, discharged or diminished and every right or interest therein.

RETAILER: The word "Retailer" as used in this Code, 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.

STATE: The word "State", unless otherwise indicated, shall mean the State of Illinois.

STREET: The word "Street" shall include alleys, lanes, courts, boulevards, public squares, public places and sidewalks.

TENANT: The word "Tenant" applied to a building or land shall include any person who occupies the whole or any part of such building or land whether alone or with others.

VILLAGE: The word "Village" shall mean the Village of East Alton, County of Madison, State of Illinois.

WHOLESALE: The word "Wholesaler" and "Wholesale dealer" as used in this Code, 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.

WILLFULLY: The word "Willfully" 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, IN WRITING: The terms "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.

1-3-3: CATCHLINES: The catchlines of the several Sections of this City Code are intended as mere catchwords to indicate the content of the Section and shall not be deemed or taken to be titles of such Sections, nor as any part of the Section, nor unless expressly so provided, shall they be so deemed when any of such Sections, including the catchlines, are amended or re-enacted. (1975 Code)