

## CHAPTER 4

### GENERAL PENALTY

#### SECTION:

- 1-4-1: Penalty
- 1-4-2: License
- 1-4-3: Application
- 1-4-4: Liability of Officers
- 1-4-5: Debt due the Village

**1-4-1: PENALTY:** Any person or corporation convicted of a violation of any Section of this Village Code shall be fined in a sum of not less than twenty-five dollars (\$25.00) nor more than one thousand dollars (\$1,000.00) for any one offense. (Ord. 894)

**1-4-2: LICENSE:** When a person is convicted of a violation of any Section of this Village Code any license previously issued to him by the Village may be revoked by the court or by the Board of Trustees.

**1-4-3: APPLICATION:** The penalty provided in this Chapter shall be applicable to every Section of this Village Code the same as though it were a part of each and every separate Section. Any person convicted of a violation of any Section of this Village Code where any duty is prescribed or obligation imposed, or where any act which is of a continuing nature or declared to be unlawful, shall be deemed guilty of a violation of a Municipal Ordinance. A separate offense shall be deemed committed upon each day such duty or obligation remains unperformed or such act continues, unless specifically provided in this Village Code.

In all cases the same offense is made punishable or is created by different clauses or Sections of this Village Code the prosecuting officer may elect under which to proceed: but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.

Whenever the doing of any act or the omission to do any act constitutes a breach of any Section or provision of this Village Code and there shall be no fine or penalty specifically declared for such breach, the provisions of this Chapter shall apply and a separate offense shall be deemed committed upon each day during or on which a breach or violation occurs or continues. (1975 CODE)

**1-4-4: LIABILITY OF OFFICERS:** The failure of any officer or employee to perform any official duty imposed by this Code shall not subject such officer or employee to the penalty imposed for violation of this Code, unless a penalty is specifically provided for. (1963 Code 1.06)

**1-4-5: DEBT DUE THE VILLAGE:** In the event any person is delinquent in the payment of any lawfully assessed sewer, water, trash service charge, lease or other contractual obligation

due the Village, sales tax, real estate tax or special assessment, or has incurred any outstanding liens in favor of the Village, or owns any fines in connection with any ordinance violations prosecuted in the name of the Village of East Alton, or owes any money whatsoever to the Village of East Alton, then in any such event, no license, lease, contractual agreement or permit shall be issued to any such person by or on behalf of the Village until such debt or obligation, together with any appropriate penalty, is fully paid. "Person" as used herein shall include any individual, corporation, association, partnership, trust or other legal entity. The obligation of any manager or agent of any real property shall be considered the obligation of the persons who own that property.