**ORDINANCE NO. 2026-21**

**AN ORDINANCE AMENDING CHAPTER 14, SECTION 14-196 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING VEHICLE TOWING AND IMPOUNDMENT.**

**WHEREAS,** the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

**WHEREAS,** the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its governmental affairs, and to review, interpret and amend its ordinances, rules and regulations; and

**WHEREAS,** the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the health, safety and welfare of individuals residing in, working in and visiting the Village; and

**WHEREAS,** the Code of Ordinances of the Village of Stickney, Illinois (the "Village Code") currently sets forth certain regulations for the towing and impounding of vehicles for various offenses (the "Existing Regulations"); and

**WHEREAS,** there have been an increasing number of suspects that attempt to flee and elude Village Police Officers; and

**WHEREAS,** using a vehicle to attempt to flee or elude the police recklessly endangers the life, safety, and welfare of Village residents, pedestrians, and motorists; and

**WHEREAS,** the Corporate Authorities recognize the need to update the Existing Regulations regarding attempts to use a vehicle to flee or elude the police; and

**WHEREAS,** based upon the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to amend Chapter 14, Section 14-196 of the Village Code as set forth below;

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:**

## ARTICLE I.
## IN GENERAL

**SECTION 1. INCORPORATION CLAUSE.**
The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**SECTION 2. PURPOSE.**
The purpose of this Ordinance is to amend Chapter 14, Section 14-196 of the Village Code to update, amend, and clarify the Village's Existing Regulations and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

## ARTICLE II.
## AMENDMENT OF CHAPTER 14, SECTION 14-196 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS

### SECTION 3.0 AMENDMENT OF CHAPTER 14, SECTION 14-196.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 14, Section 14-196 in relevant part, as follows:

**Sec. 14-196. Other conduct prohibited.**

(a) A motor vehicle used in connection with any of the following violations may be subject to immediate seizure and/or impoundment by the village and the owner of record of said vehicle shall be liable to the village for any administrative penalty of $950.00, plus any applicable towing and storage fees, in addition to any fee specifically set forth in this section:

(1) Driving under the influence of alcohol, other drug or drugs, intoxicating compound(s) or any combination thereof, or possession of drugs or intoxicating compound(s) as provided by the Illinois Compiled Statutes (625 ILCS 5/11-501(a)).

(2) Driving while driver's license, permit or privilege to operate a motor vehicle is suspended or revoked, pursuant to the Illinois Complied Statutes (625 ILCS 5/6-303) or is suspended or revoked for any other reason and the vehicle is being operated in violation of 625 ILCS 5/6-303.

(3) Driving without a valid driver's license pursuant to Illinois Compiled Statutes (625 ILCS 5/6-101).

(4) Arrest for any felony offense pursuant to the Illinois Compiled Statutes (720 ILCS).

(5) The operation of any motor vehicle with open alcohol in violation of 625 ILCS 5/11-502.

(6) Any vehicle being operated or having been operated while the operator or occupants of the vehicle are in the commission of or fleeing from the commission of a crime constituting a charge of a class A misdemeanor, or any felony.

(a) When the driver or any other person in possession of a motor vehicle uses or abandons a vehicle in an attempt to flee or elude arrest, the motor vehicle shall be subject to impoundment under this article. In addition to any other penalty or fee imposed by this Division, any person who violates this subsection (a) shall be subject to vehicle impound fees as follows:

(i) First violation shall result in a $5,000.00 impound fee;

(ii) Second violation shall result in a $10,000.00 impound fee;

(iii) All subsequent violations shall result in a $20,000.00 impound fee

(7) An accident involved motor vehicle.

(8) A hazardous vehicle.

(9) A derelict motor vehicle, including any vehicle which has been immobilized for 72 hours or more pursuant to section 14-195.10.

(10) Any motor vehicle that is parked on a public way, alley or a loading zone in violation of sections 14-143, 14-145, 14-148, 14-150, or 14-154 of this Code.

(11) Any motor vehicle that is illegally parked in a tow away zone.

(12) Any motor vehicle that is inoperable due to the arrest of the owner or operator.

(13) Playing, using or operating or permitting to be played, used or operated, any radio, tape recorder, cassette player or other device for receiving broadcast sound or reproducing recorded sound if the device is located in any motor vehicle on the public way; and if the sound generated by the device is clearly audible to a person with normal hearing at a distance greater than 75 feet. This section shall not apply to any person participating in a parade or public assembly for which a permit has been obtained pursuant to village ordinances.

(14) A vehicle parked in violation of section 14-141.

(15) A tow away zone obstruction vehicle.

(16) An improperly stored motor vehicle or other equipment on a private lot.

(17) Any motor vehicle that contains an unregistered firearm or a firearm that is not broken down in a non-functioning state. Except that (a) if the vehicle is operating as a common carrier and the violation occurs without the knowledge of the person in control of the vehicle or (b) if the owner proves that the presence of the firearm was permissible pursuant to the provisions of this Code.

(18) Any motor vehicle being used in violation of section 5/3-801 of the Illinois Vehicle Code, 625 ILCS 5/3-801, and section 5/3-413 of the Illinois Vehicle Code, 625 ILCS 5/3-413 for a period in excess of six months regarding no registration of a motor vehicle. Section 5/3-401 of the Illinois Vehicle Code 625 ILCS 5/3-401, for no valid registration, or section 5/3-702 of the Illinois Vehicle Code, 625 ILCS 5/3-702, and section 5/3-708 of the Illinois Vehicle Code. 625 ILCS 5/3-708 for operation of a motor vehicle when registration is cancelled, suspended, or revoked.

(b) Whenever a police officer has a reason to believe that a vehicle is subject to seizure and/or impoundment pursuant to this division, the police officer shall provide for the towing of the vehicle to a facility approved by the police chief. This section shall not apply if the vehicle used in the violation was stolen at that time and the theft was reported to the appropriate police authorities within 12 hours after the theft was discovered or reasonably should have been discovered.

(c) The police officer shall notify any person identifying himself as the owner of the vehicle or any person who is found to be in control of the vehicle at the time of the alleged violation, if there is such a person, of the fact of seizure or impoundment and of the vehicle owner's rights and options under this division to reclaim his vehicle, including his right to demand a hearing.

(d) Whenever a vehicle is blocking a right-of-way or is causing an obstruction to the completion of scheduled work or maintenance, such as tree trimming, street maintenance or replacement, sewer or water maintenance or replacement, the village and its police officers may tow or impound the vehicle where advance notice of the work has been given and sufficient signage has been posted. However, the village and its police officers reserve the right to relocate the vehicle. Information related to where the vehicles has been relocated to shall be available through the police department. The village reserves the right to charge the vehicle owner or operator the costs related to relocating the vehicle.

**SECTION 3.1. OTHER ACTIONS AUTHORIZED.**

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith, including, but not limited to, the installation of any street or parking signs as contemplated herein. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

## ARTICLE III.
## HEADINGS, SAVINGS CLAUSES, PUBLICATION, EFFECTIVE DATE

**SECTION 4. HEADINGS.**
The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

**SECTION 5. SEVERABILITY.**
The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

**SECTION 6. SUPERSEDER.**
All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

**SECTION 7. PUBLICATION.**
A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

**SECTION 8. EFFECTIVE DATE.**
This Ordinance shall be effective and in full force ten (10) days after its passage, approval and publication in accordance with Illinois law.

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PASSED this 4th day of November 2026.

AYES:
NAYS:
ABSENT:
ABSTENTION:
APPROVED by me this 4th day of November 2026.

_____
Mitch Milenkovic, President

ATTESTED AND FILED in my
office this 4th day of November, 2026.

_____
Candace Cetrangolo, Village Clerk