
**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 23 - 04

**AN ORDINANCE AMENDING TITLE 9 (PUBLIC PEACE AND SAFETY) OF THE
VILLAGE OF HARWOOD HEIGHTS CODE OF ORDINANCES REGARDING
ASSAULT**

Passed by the Board of Trustees, February 9, 2023

Printed and Published February 9, 2023 in Pamphlet Form
By Authority of the Village Board of Trustees

**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

**ARLENE C. JEZIERNY, MAYOR
MARCIA L. POLLOWY, VILLAGE CLERK**

**GENE BRUTTO
ANNETTE BRZEZNIAK-VOLPE
ANNA BRZOWSKI-WEGRECKI
ZBIGNIEW LEWANDOWSKI
LAWRENCE STEINER
GIUSEPPE "JOE" ZERILLO**

I hereby certify that this document was
properly published in pamphlet form
by authority of the Board of Trustees
on the date stated above.


Village Clerk

**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

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**AN ORDINANCE AMENDING TITLE 9 (PUBLIC PEACE AND SAFETY) OF THE
VILLAGE OF HARWOOD HEIGHTS CODE OF ORDINANCES REGARDING
ASSAULT**

WHEREAS, the Village of Harwood Heights (the “Village”) is an Illinois municipal corporation organized and operating pursuant to authority granted by the Constitution and Laws of the State of Illinois;

WHEREAS, the Village is a home rule unit of government pursuant to Section 6(a), Article VII of the 1970 Illinois Constitution;

WHEREAS, pursuant to its home rule power, the Village may exercise any power and perform any function relating to its government and affairs;

WHEREAS, the Village’s corporate authorities are empowered to pass ordinances, not inconsistent with the criminal laws of Illinois, to regulate any matter expressly within the authorized powers of the Village, or incidental thereto, making violation thereof a misdemeanor (see 65 ILCS 5/1-2-1.1);

WHEREAS, the offense of assault is a Class C misdemeanor under the Illinois Criminal Code of 2012 (720 ILCS 5/12-1(b));

WHEREAS, for the benefit of the health, safety and welfare of the Village’s residents, the Village corporate authorities desire to amend the Village Code to prohibit assault within the corporate boundaries of the Village; and

WHEREAS, in an effort to protect the public health, safety, and welfare, the Village of Harwood Heights has a clear and compelling interest in exercising its home rule authority as set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Harwood Heights, County of Cook, Illinois, in the exercise of the Village's home rule powers, that the Village Code be amended as follows, with all existing provisions of the Village Code not set forth below continuing in full effect as currently written:

SECTION 1. RECITALS. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. AMENDMENT. Title 9 ("Public Peace and Safety") of the Village of Harwood Heights Code of Ordinances, shall be, and hereby is amended to add Chapter 9.04.065 ("Assault") as follows: (additions in **bold and underline**):

9.04.065 – Assault.

A. No person shall commit assault within the Village of Harwood Heights.

B. A person commits an assault when, without lawful authority, such person engages in conduct which places another in reasonable apprehension of receiving a battery, which means that the violator places another in reasonable apprehension of (i) suffering bodily harm or (ii) being physically contacted in an insulting or provoking nature..

C. A person who violates Section 9.04.065, as a first offense, shall be subject to a mandatory fine of not less than two hundred fifty dollars (\$250.00) plus court costs, nor more than seven hundred fifty dollars (\$750.00) plus court costs. Any person violating Section 9.04.065, as a second offense, shall be subject to a mandatory fine of not less than five hundred dollars (\$500.00) plus court costs, nor more than one thousand dollars (\$1,000.00) plus court costs. Any person violating Section 9.04.065 as a third or subsequent offense, shall be subject to a mandatory fine of not less than seven hundred fifty dollars (\$750.00) plus court costs nor more than one thousand five hundred dollars (\$1,500.00) plus court costs.

SECTION 3. RESOLUTION OF CONFLICTS. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. SAVING CLAUSE. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other

provisions of this Ordinance, which are hereby declared to be separable.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

VOTES

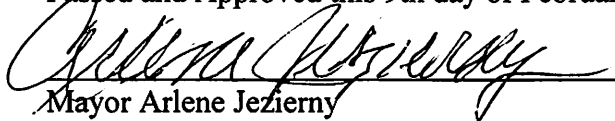
AYES: Trustee Steiner, Brzezniak-Volpe, Brzozowski-Wegrecki, Zerillo, Lewandowski

NAYS:

ABSENT: Trustee Brutto

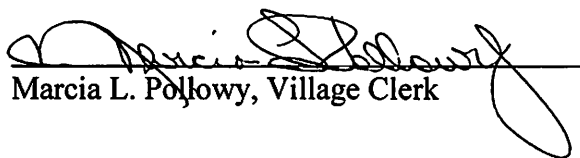
ABSTAIN:

Passed and Approved this 9th day of February, 2023.



Mayor Arlene Jezierny

ATTEST:



Marcia L. Polłowy, Village Clerk

STATE OF ILLINOIS

COUNTY OF COOK

CERTIFICATION

I, Marcia L. Pollowy, do hereby certify that I am the duly elected and acting Clerk of the Village of Harwood Heights, County of Cook, State of Illinois.

I do further certify that the foregoing Ordinance 23-04 entitled:

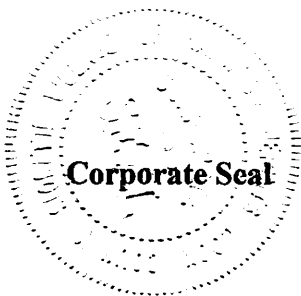
AN ORDINANCE AMENDING TITLE 9 (PUBLIC PEACE AND SAFETY) OF THE VILLAGE OF HARWOOD HEIGHTS CODE OF ORDINANCES REGARDING ASSAULT

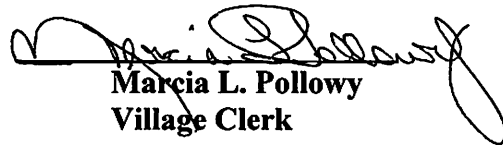
Is true and correct copy of an Ordinance adopted by the Board of Trustees of the Village of Harwood Heights at a meeting held on the 9th day of February, 2023.

I do further certify that the original of which the foregoing is a true copy is entrusted to my care and safekeeping, and that I am keeper of the same.

I do further certify that I am the keeper of the records, ordinances, and resolutions of said Village of Harwood Heights, Cook County, Illinois.

In witness whereof I have hereunto set my official hand and seal this 10th day of February, 2023.




Marcia L. Pollowy
Village Clerk

1. The first part of the document is a letter from the Secretary of the State to the Governor, dated 10th March 1900.

2. The second part is a report on the progress of the work done during the year 1899.

3. The third part is a report on the progress of the work done during the year 1900.

4. The fourth part is a report on the progress of the work done during the year 1901.

5. The fifth part is a report on the progress of the work done during the year 1902.

6. The sixth part is a report on the progress of the work done during the year 1903.

7. The seventh part is a report on the progress of the work done during the year 1904.

