

**AN ORDINANCE AMENDING SECTION 15-33 OF THE URBANA
CITY CODE CONCERNING DAMAGE TO PROPERTY**

WHEREAS, the Mayor and City Council heretofore have adopted an ordinance establishing an offense for the willful or malicious destruction or injury of any public property of the City of Urbana; and

WHEREAS, the Mayor and City Council find that the best interests of the City are served by amending said ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1. The Urbana City Code Chapter 15, "Miscellaneous Offenses and Provisions," Article III, "Offenses Directed Against Property," Division 1, "Generally," Section 15-33, "Destroying or injuring property - Generally," is hereby amended and as amended shall read as follows:

Sec. 15-33. Damage to property.

A. Any person who shall willfully or maliciously break, deface, destroy or otherwise damage any property of any person shall be guilty of an offense.

B. Any person who shall willfully, maliciously, or negligently break, deface, destroy or otherwise damage any property of any kind belonging to the city shall be guilty of an offense.

(Code 1975, §§ 11.5, 21.14)

State Law References: Damage and trespass to property,
720 ILCS 5/21-1 et seq.

Section 2. The Urbana City Code, Chapter 1 "General Provisions," Section 1-18, "Minimum fine schedule for certain violations," is hereby amended and as amended shall read as follows:

Chapter 15 Miscellaneous Offenses and Provisions

Section	Section Title	Minimum Fine
15-33	Damage to property.	\$135.00

Section 3. Those sections, paragraphs, and provisions of the Code of Ordinances, City of Urbana, that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Code of Ordinances, City of Urbana, other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 4. This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 5. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.


PASSED by the City Council this 15th day of September,
2008 .

AYES: Barnes, Bowersox, Gehrig, Lewis, Roberts, Smyth, Stevenson

NAYS:

ABSTAINS:

APPROVED by the Mayor this 15th day of September,
2008 .



Richard D. Clark
Richard D. Clark, City Clerk

Laurel Lunt Prussing
Laurel Lunt Prussing, Mayor



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, PHYLLIS D. CLARK, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the 15th day of September, 2008, the Corporate Authorities of the City of Urbana passed and approved Ordinance No. 2008-09-100, entitled:

**"AN ORDINANCE AMENDING SECTION 15-33 OF THE URBANA
CITY CODE CONCERNING DAMAGE TO PROPERTY"**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2008-09-100 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 30th day of September, 2008, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 30th day of September, 2008.



Phyllis D. Clark
Phyllis D. Clark, City Clerk
by [Signature] Deputy Clerk