

**AN ORDINANCE AMENDING CHAPTERS 16 AND 18 OF THE
ARLINGTON HEIGHTS MUNICIPAL CODE**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS:

SECTION ONE: That Chapter 16, Dog Licenses and Animal Provisions, Section 16-401b, of the Arlington Heights Municipal Code, is hereby amended as set forth below (the language being added is highlighted and the language being deleted is stricken):

Section 16-401 Nuisance Prohibited.

- b. To permit any animal to enter any place where food or beverages are stored, prepared, served or sold to the general public or any other public building or hall; provided, however, that this Section ~~shall not apply to any blind person using a trained seeing eye dog.~~ shall not apply to service animals as defined by Title II and Title III of the Americans with Disabilities Act.

SECTION TWO: That Chapter 18, Traffic, of the Arlington Heights Municipal Code, is hereby amended as set forth below (the language being added is highlighted and the language being deleted is stricken):

- a. Section 18-307, Unattended Animals, is hereby amended as follows:

Section 18-307 Unattended Animals. ~~It shall be unlawful to leave any horse or other draft animal unattended in any street or highway without having such animal securely fastened.~~ **Negligent or Distracted Driving.** It shall be unlawful to operate a vehicle in a negligent or distracted manner. For purposes of this Section, distracted means to disregard road conditions and other vehicular and pedestrian traffic by not paying full attention to the operation of a motor vehicle while operating on a public highway, as that term is defined in the Illinois Vehicle Code.

- b. The first paragraph of Section 18-405, Administrative Hearing, regarding vehicle seizure and impoundment, is hereby amended as follows:

Section 18-405 Administrative Hearing. Within five business days after a vehicle is seized and impounded pursuant to this Article, the Village shall, ~~by certified mail,~~ notify the owner of record of the owner's right to request a hearing to challenge whether a violation of this Article has occurred. Notice shall be by certified mail or receipted commercial delivery service. A request for hearing must be made to the Police Chief, in writing, and served by either certified mail, receipted commercial delivery service, or personal service, no later than 14 calendar days after the notice of the right to a hearing from the Village was mailed. The Village will notify the owner of the date of the hearing, not less than 14 days prior to the hearing date. ~~The hearing shall be scheduled no later than 14 days after a request for hearing was filed.~~ Notice shall be by certified mail or receipted commercial delivery service.

SECTION TWO: The provisions of this Ordinance are severable, and the invalidity of any phrase, clause or part of this Ordinance shall not affect the validity or effectiveness of the remainder of this Ordinance.

SECTION THREE: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

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

AYES:

NAYS:

PASSED AND APPROVED this 6th day of July, 2020.

Village President

ATTEST:

Village Clerk

CodeAmendments:16-401b, 18-307and 18-405