

**CITY OF OGLESBY**

**ORDINANCE NO. 1210-011623**

**AN ORDINANCE AMENDING  
SECTIONS 9.40.010 THROUGH SECTION 9.40.050 (INCLUSIVE)  
OF THE MUNICIPAL CODE OF THE CITY OF OGLESBY  
RELATING TO FALSE REPORTS OF FIRE**

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF OGLESBY  
THIS 16<sup>TH</sup> DAY OF JANUARY, 2023**

Published in pamphlet form by authority of the City Council of the City of Oglesby,  
LaSalle County, Illinois, this 17th day of January, 2023.

STATE OF ILLINOIS        )  
  ) SS.  
COUNTY OF LASALLE    )

I, AMY EITUTIS, duly appointed and authorized Clerk of the City of Oglesby,  
LaSalle County, Illinois.

I further certify that on the 16th day of January, 2023, the corporate authorities of  
the above municipality passed and approved Ordinance No. 1210-011623, entitled "An  
Ordinance Amending Sections 9.40.010 through Section 9.40.050 (inclusive) of the  
Municipal Code of the City of Oglesby Relating to False Reports of Fire", which  
provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1210-011623, including the Ordinance and  
Coversheet thereof, was prepared and a copy of such Ordinance was posted in the  
municipal building, commencing on the 17th day of January, 2023, and continuing for at  
least ten days thereafter. Copies of the Ordinance were also available for public  
inspection upon request in the office of the City Clerk.

Dated in Oglesby, Illinois, this 16<sup>th</sup> day of January, 2023.



  
AMY EITUTIS, City Clerk

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SECTIONS 9.40.010 THROUGH SECTION 9.40.050 (INCLUSIVE)  
OF THE MUNICIPAL CODE OF THE CITY OF OGLESBY  
RELATING TO FALSE REPORTS OF FIRE**

**WHEREAS**, the City of Oglesby currently has a previously adopted an Ordinance codified in Section 9.40.010, et seq. that prohibits the false reporting of fire within the corporate limits of the City of Oglesby and provides penalties for any such false report; and

**WHEREAS**, Section 11-1-1 of the Illinois Municipal Code (65 ILCS 11-1-1) allows a municipality to enact all necessary ordinances to maintain public order and protect the health, safety, and welfare of the City of Oglesby; and

**WHEREAS**, Section 5/11-6-1 of the Illinois Municipal Code (65 ILCS 5/11-6-1) allows the corporate authorities of a municipality to establish and operate a fire department within its municipality; and.

**WHEREAS**, the corporate authorities of the City of Oglesby have determined that it is advisable, necessary and in the best interest of the City of Oglesby to amend the language of Sections 9.40.010 through 9.40.050 (inclusive) of the Municipal Code of the City of Oglesby.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Oglesby, LaSalle County, Illinois, as follows:

**SECTION 1:** That the existing Sections 9.40.010 through 9.40.050 (inclusive) of the Municipal Code of the City of Oglesby are hereby deleted in their entirety and the following Sections 9.40.010 through 9.40.050 are hereby substituted in their place:

**9.40.010 DEFINITIONS.**

For the purpose of this chapter, "person" shall include any person, firm, corporation or institution and shall also specifically include any person, firm, corporation or institution having a fire alarm, smoke detector or other type of alarm in a building owned, operated or under the control of any such person, firm, corporation or institution and which alarm has a direct or indirect connection calling for a response from the City of Oglesby's Fire Department or Police Department.

**9.40.120 FALSE REPORTS UNLAWFUL.**

It is unlawful for any person to report a fire (either personally or by mechanical means) to the City of Oglesby's Fire Department, Police Department or any other authority of the City when in fact no fire exists.

**9.40.130 LIABILITY FOR FALSE REPORTS.**

Any person who reports a fire when a fire does not exist shall be liable to the City for payment all City expenses related to the response to said false report, including, but not limited to, all equipment mobilization costs and the payment of fireman compensation incurred in responding to said reported fire.

**9.40.040 REPORT BY MECHANICAL MEANS.**

For the purpose of this chapter, "reporting a fire when a fire does not exist" shall specifically include any reporting by mechanical means. All expenses enumerated in Section 9.40.030, supra, shall be borne by the person, firm, corporation or institution initiating said false report and shall specifically include the record owner of the premises from which the false report originated.

**9.40.050 VIOLATION – PENALTY.**

In addition to the payment of all expenses enumerated in Section 9.40.020, supra, any person, firm, corporation or institution initiating any such false fire report, either personally or by mechanical means, shall be additionally charged a fee of One Hundred and no/100 Dollars (\$100.00) for

any such third false fire report from the same location within any calendar year. For each additional false fire report from the same location within any calendar year such person, firm, corporation or institution initiating any such false fire report shall be charged a fee of One Hundred and no/100 Dollars (\$100.00) PLUS an additional fee of Fifty and no.100 Dollars (\$50.00) for each such false fire report in excess of three such reports from the same location within any calendar year, to a total maximum fee of One Thousand and no/100 Dollars (\$1,000.00) for each such false fire report.

**SECTION 2:** This Ordinance shall be in full force and effect after its passage, approval, and publication, as provided by law.

**PRESENTED, PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Oglesby, LaSalle County, Illinois, by an aye and nay roll call vote, the 16th day of January, 2023, as follows:

TERRY EUTIS	<input checked="" type="checkbox"/> AYE;	<input type="checkbox"/> NAY;	<input type="checkbox"/> ABSENT;	<input type="checkbox"/> PASS
JASON CURRAN	<input checked="" type="checkbox"/> AYE;	<input type="checkbox"/> NAY;	<input type="checkbox"/> ABSENT;	<input type="checkbox"/> PASS
JAMES CULLINAN	<input checked="" type="checkbox"/> AYE;	<input type="checkbox"/> NAY;	<input type="checkbox"/> ABSENT;	<input type="checkbox"/> PASS
THOMAS ARGUBRIGHT	<input type="checkbox"/> AYE;	<input type="checkbox"/> NAY;	<input checked="" type="checkbox"/> ABSENT;	<input type="checkbox"/> PASS
DOMINIC RIVARA	<input checked="" type="checkbox"/> AYE;	<input type="checkbox"/> NAY;	<input type="checkbox"/> ABSENT;	<input type="checkbox"/> PASS

**APPROVED:**

  
\_\_\_\_\_  
DOMINIC RIVARA, Mayor

  
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AMY EUTIS, City Clerk