

CHAPTER 15 – MUNICIPAL COURT

Sec. 15-15. Civil hearings; duty to respond.

(a) The respondent may admit responsibility by appearing in person, or by submitting a form or a statement signed by the respondent admitting the allegations of the complaint. The respondent shall, at the same time, tender the civil sanction listed in the court's deposit schedule for the civil violation(s) and direct the respondent to comply with the requirements of the code.

(b) The respondent may deny responsibility by appearing in person or by notifying the court in writing. The respondent may, at the same time, tender the civil sanction listed in the court's deposit schedule for civil violations to insure that no driver's license suspension will result from failure to appear. Upon receipt of said notice, the court shall set the matter for hearing and notify the defendant of the date, time, and place for the hearing.

(c) If within a period of thirty-six months from the date of the determination of responsibility, the respondent has been determined to be responsible for a civil violation of Chapter 17 of this Code or Chapter 14 of the Peoria City Code (1977) the hearing officer shall impose a civil sanction according to the schedule of fines adopted by the hearing officer, not to exceed One Thousand (\$1,000.00) dollars and direct the respondent to comply with the requirements of the code. The Court shall not suspend the minimum amount for the civil sanction set forth on the Court's adopted deposit schedule.

(d) Within twenty (20) days following service of the citation, a Notice of prior violation shall be filed by the City Manager or his designee alleging the date of previous civil violations for which the respondent has previously been found responsible by this Court. The Municipal Court shall take judicial notice of the determination of responsibility upon allegation of the dates and filing of the notice.

(e) Failure to respond timely to a citation shall result in a default being entered against the respondent. Upon entering a default, the hearing officer shall enter an order as if a determination that a violation has occurred had been made.

(Ord. No. 96-02, 1/3/96, enacted)

(Ord. No. 04-190, 8/24/04, amended) SUPP 2004-3

(Ord. No. 07-21, 07/14/07, Renumbered from 15-13, amended) SUPP 2007-03

(Ord. No. 07-25, 08/21/07, amended to add (e)) SUPP 2007-03