

**CHAPTER 3
DEFINITIONS AND RULES OF CONSTRUCTION**

SECTION:

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1-3-1: CONSTRUCTION OF WORDS: Whenever any word in any section of this Village Code importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party or person shall be deemed to be included, although distributive words may not have been used. When any subject matter, party or person is referred to in this Village Code by words importing the singular number only, or the masculine gender, several matters, parties or persons and females as well as males and bodies corporate shall be applied to any section of this Village Code which contains any express provision excluding such construction or where the subject matter or content may be repugnant thereto.

The word "ordinance" contained in the ordinances of the Village has been changed in the content of this Village Code to "title", "chapter", "section" and/or "subsection" or words of like import for organizational and clarification purposes only. Such change to the Village's ordinances is not meant to amend the passage and effective dates of such original ordinances.

Interpretation of other word usage shall be as follows:

COMPUTATION OF TIME The time within which any act provided by law is to be done shall be computed by excluding the first day and including the last, unless the last day is or Sunday a legal holiday, and then it shall also be excluded. If the day succeeding such Sunday or holiday is also a holiday or a Sunday, then such succeeding day shall also be excluded.

IN THE VILLAGE The words "in the Village" or "within the Village" mean and include all territory over which the Village now has or shall hereafter acquire jurisdiction for the exercise of its police powers or other regulatory powers.

OR, AND "Or" may be read "and" and "and" may be read "or", if the sense requires it.

PRECEDING, FOLLOWING The words "preceding" and "following" mean next before and next after, respectively.

SHALL The word "shall" as used herein is mandatory, while the word "may" is permissive.

WRITTEN, IN WRITING The words "written" or "in writing" may include printing and any other mode of representing words and letters, but when the written signature of any person is required by law to be affixed to any official or public writing or bond required by law, it shall be in the proper handwriting or such person, or in case he is unable to write, by his proper mark. (1971 Code, §1-7-1)

1-3-2: OFFICIAL TIME: Central Standard Time shall be the official time within the Village for the transaction of all Village business, except that from two o'clock (2:00) A.M. on the last Sunday in April of each year official time for the Village shall be advanced one hour, and at two o'clock (2:00) A.M. on the last Sunday in October of each year such official time shall be returned to Central Standard Time by the deduction or retarding of one hour.

- A. When the words "Daylight Saving" or "Daylight Saving Time" are used in any official documents or contracts it shall be understood to have reference to the time herein fixed for the period from the last Sunday in April to the last Sunday in October in each calendar year.
- B. All legal or official proceedings of the Village Board of the Village and of official business of the Village shall be regulated by the time herein established and when by ordinance, resolution or action of any Municipal officer or body, an act must be performed at or within a prescribed time, it shall be performed according to the official time herein prescribed.
- C. All clocks or other timepieces in or upon public buildings or other premises maintained or controlled by the Village shall be set and run according to the official time as provided in this Section, and it is hereby made the duty of the officer or other person having control and charge of such buildings and premises to see that the clocks or other timepieces are set and run in accordance with the official time provided by this subsection.
- D. All persons residing within the Village and all persons doing business within the Village are hereby requested to set and run any and all clocks or other timepieces under their control within the Village in accordance with the official time as provided by this subsection. (1971 Code, §1-7-7)

1-3-3: CORPORATE SEAL; USE AND CUSTODY:¹ The Corporate seal of the Village shall be and remain in the custody of the Village Clerk, to be used in all cases provided for by any provisions of this Code or other ordinances of the Village or the laws of the State, and in all such cases whereby the laws and customs of any state or nation the use of the Corporate Seal of the Village becomes necessary. (1971 Code, §1-7-5)

¹ See Section 1-6B-3-1J of this Title

1-3-4: GENERAL DEFINITIONS: In the interpretation and construction of this Code, the following definitions shall be observed, unless they are inconsistent with the manifest intent of the Village Board or the context clearly requires otherwise:

ACTION - Includes suits, prosecution and all judicial proceedings.

BOARD - The Mayor and Board of Trustees of the Village of Lincolnshire, Illinois. This shall be synonymous with Village Board.

COUNTY - The County of Lake in the State of Illinois. (1971 Code, §1-7-1)

FISCAL YEAR - The fiscal year of the Village shall begin on January 1 of each calendar year. (Amd. Ord. 08-3021-04, eff. 1/28/08)

MAYOR - The Mayor of the Village of Lincolnshire.

MONTH - A calendar month.

OCCUPANT or TENANT - Applied to buildings or land, any person who holds a written or an oral lease of or actually occupies the whole or a part of such building or land, either alone or with others.

OFFICER - Whenever the title of any Village officer is used, it shall be construed as if followed by the words "of the Village of Lincolnshire".

OWNER - Applied to buildings or land, includes any part owner, joint owner, tenant in common, tenant in partnership, joint tenant of the whole or a part or the holder of any beneficial interest of such building land.

PERSON - Any individual, partnership, corporation, joint stock association or any city state or any subdivision thereof; and includes any trustee, receiver, assignee or personal representative thereof.

PERSONAL PROPERTY - Includes every species of property, except real property as defined by this Section.

PRESIDENT - The President of the Village of Lincolnshire or the Mayor of the Village of Lincolnshire, the word President and Mayor being synonymous.

PROPERTY - Includes real and personal property.

PUBLIC WAY - Includes streets and sidewalks.

REAL PROPERTY - Includes lands, tenements and hereditaments and shall embrace all chattels real.

SEAL - The Seal of the Village of Lincolnshire.

SIDEWALK - That portion of a street between the curb lines, or the lateral lines of a roadway and the adjacent property lines, intended for the use of pedestrians.

STATE - The State of Illinois.

STREET or HIGHWAY - The entire width between property lines of every way or place of what ever nature when any part thereof is open to the use of the public, as a matter of right for purposes of vehicular traffic.

TRUSTEE OF THE VILLAGE - The Trustees of the Village holding office. This term shall not include the Mayor. The Trustees of the Village may be referred in this Code as "Trustees".

VILLAGE - The Village of Lincolnshire in Lake County, State of Illinois, except as otherwise provided.

VILLAGE BOARD - The Mayor and all Trustees then holding office.

YEAR - A calendar year, unless otherwise expressed. (1971 Code, §1-7-1)

1-3-5: CATCHLINES OF SECTIONS: The catchlines of the several sections of this Code printed in boldface type are intended as mere catchwords to indicate the contents of the section and shall not be deemed or taken to be titles of such sections, nor as any part of the section, nor unless expressly so provided shall they be so deemed when any of such sections, including the catchlines, are amended or reenacted. (1971 Code, §1-7-2)