

CHAPTER 8

DAMAGE AND TRESPASS TO PROPERTY

SECTION:

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11-8-1: **CRIMINAL DAMAGE TO PROPERTY:**

A person commits the offense of criminal damage to property when he knowingly commits any of the following acts and the resulting damage to the property is in an amount of three hundred dollars (\$300.00) or less:

- A. Knowingly damages any property of another without the other's consent; or
- B. Recklessly by means of fire or explosive, damages property of another; or
- C. Knowingly starts a fire on the land of another without the other's consent; or
- D. Knowingly injures a domestic animal of another without the other's consent; or
- E. Knowingly deposits on the land or in the building of another, without the other's consent, any stink bomb or any offensive smelling compound and thereby intends to interfere with the use by another of the land or building.
- F. Damages any property with intent to defraud an insurer.
- G. Knowingly damages the property of another without the other's consent by defacing, deforming or otherwise damaging such property by the use of paint or any other similar substance.

11-8-1-1: CRIMINAL DAMAGE TO FIRE FIGHTING APPARATUS, HYDRANTS OR EQUIPMENT:

A person commits the offense of criminal damage to firefighting apparatus, hydrants or equipment who willfully and maliciously cuts, injures, damages, tampers with or destroys or defaces any fire hydrant or any fire hose or any fire engine, or other public or private firefighting equipment, or any apparatus appertaining to such equipment, or intentionally opens any fire hydrant without proper authorization.

11-8-2: CRIMINAL TRESPASS TO VEHICLES:

A person commits the offense of criminal trespass to vehicles who knowingly and without authority enters any part of or operates any vehicle, aircraft, watercraft, snowmobile, golf cart or other motorized apparatus, or any part thereof of another without the other's consent.

11-8-3: CRIMINAL TRESPASS TO LAND:

- A. Whoever enters upon the land or any part thereof of another, after receiving, prior to such entry, notice from the owner or occupant that such entry is forbidden, or remains upon the land of another after receiving notice from the owner or occupant to depart, commits the offense of criminal trespass to land.
- B. A person has received notice from the owner or occupant within the meaning of subsection A, if he or she has been notified personally, either orally or in writing, or if a printed or written notice forbidding such entry has been conspicuously posted or exhibited at the main entrance to such land or the forbidden part thereof.

11-8-4: CRIMINAL TRESPASS TO STATE SUPPORTED LAND:

- A. Whoever enters upon land supported in whole or in part with State funds, or Federal funds administered or granted through State agencies or any building on such land, after receiving, prior to such entry, notice from the State or its representative that such entry is forbidden, or remains upon such land or in such building after receiving notice from the State or its representative to depart, and who thereby interferes with another person's lawful use or

enjoyment of such building or land, commits the offense of criminal trespass to State supported land.

- B. A person has received notice from the State within the meaning of subsection A if he has been notified personally, either orally or in writing, or if a printed or written notice forbidding such entry to him or a group of which he is a part, has been conspicuously posted or exhibited at the main entrance to such land or the forbidden part thereof.

11-8-5: PERSONS ENTERING SCHOOL BUILDING:

Teachers and other employees may request any person entering a public school building or the grounds which are owned or leased by the board and used for school purposes and activities to identify himself or herself and the purpose of entry. A person who refuses to provide such information and still enters the building or grounds is guilty of a Class A misdemeanor.

11-8-6: POSTING BILLS ON FENCES, BUILDINGS OR POLES:

No person shall post up or place any handbill or placard or notice or sign upon any building, fence, telephone, light, electric, or other pole, or tree or lawn or shall mark, scratch, cut or otherwise deface any part of any building, fence, or tree box, unless the party posting the handbill, placard, notice or sign had the consent of the owner or occupant of the premises to so place any such bill and is in accordance with Village ordinances regulating the posting of bills, signs, notices, advertisements or posters or other materials.

11-8-7: CRIMINAL TRESPASS TO VILLAGE OF LINCOLNSHIRE LAND AND EASEMENTS:

- A. Whoever enters upon land supported in whole or in part with Village of Lincolnshire funds or any building on such land after receiving, prior to such entry, notice from the Village or its representative that such entry is forbidden, or remains upon such land or in such building after receiving notice from the Village or its representative to depart, commits the offense of criminal trespass to Village supported and maintained land.

11-8-8: DAMAGE, POSSESSION AND REMOVAL OF VILLAGE PROPERTY OR STRUCTURES OR INSTALLATIONS ON VILLAGE PROPERTY:

- A. It shall be unlawful for any person to willfully or negligently damage, break, deface, destroy or injure, in any manner whatsoever:
1. Any structure or installations located on Village property or public rights of way; or
 2. Any property of any kind or nature and wherever located, belonging to the Village, including, but not limited to, sidewalks, streets, curbs, pavement, trees, manhole covers and any other Village property not specifically named herein, but excluding such other specific property as may be more particularly and specifically named and included within other sections of this Code.
 3. If a business invitee, business guest or other commercial user violates this Section 11-8-8, then the owner of the inviting premises, the occupant of the inviting premises and the party actually causing the damage shall be jointly and severally responsible for the damage and liable for any penalties assessed pursuant to this Section.
- B. It shall be unlawful for any person to remove, tamper with or possess any sign which is the property of the Village.