

ORDINANCE NO. 03 - 15

**AN ORDINANCE AMENDING
CHAPTER 133: OFFENSES AGAINST
PUBLIC MORALITY**

WHEREAS, the present general and permanent ordinances of the Village of East Dundee are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety, and general welfare of the Village and for the property conduct of its affairs; and

WHEREAS, the Acts of the Legislature of the State of Illinois empower and authorize the Village to revise, amend, restate, codify, and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one ordinance in book form; and

WHEREAS, the corporate authorities of the Village have adopted an Ordinance known as Ordinance No. 03-11 authorizing a general compilation, revision, and codification of the ordinances of the Village of a general and permanent nature and publication of such ordinance in book form; and

WHEREAS, certain provisions of previously adopted ordinances were inadvertently omitted from such codification; and

WHEREAS, it is necessary to provide for the usual daily operation of the Village and for the immediate preservation of the public peace, health, safety, and general welfare of the Village that this ordinance take effect at an early date.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, KANE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:

Section One: That the Code of Ordinances of the Village of East Dundee Title XIII, Chapter 133: **Offenses Against Public Morality**, be amended by adding thereto the following text as Section 133.001 (A)(9):

- (9) Knowingly urinates or defecates in a public place and not in sanitary waste facilities maintained for such purpose and installed pursuant to the Buildings Codes of the Village.

Section Two: Severability: If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason by any court of competent jurisdiction, such provision shall be deemed to be excised therefrom and the invalidity or unenforceability thereof shall not affect any other section, paragraph or provisions contained herein. In the event it is determined by any Court of competent jurisdiction that any of the provisions of this Ordinance cannot legally be performed by the Chief of Police or the Village, or are not within the statutory authority conferred upon the Chief of Police or the Village, then no liability for the performance of shall attach to the Chief of Police or the Village, or any of their officers, agents or employees.

Section Three: Repeal: All ordinances, resolutions, motions or parts thereof in conflict herewith be and the same are hereby repealed.

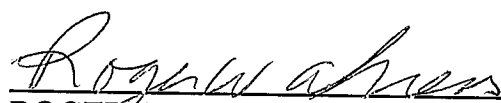
Section Four: Publication: This ordinance shall be deemed published in pamphlet form as provided by law as of the day it is adopted and approval by the corporate authorities and the Clerk of the Village is hereby authorized and ordered to immediately file a copy of such Code of Ordinances in the Office of the Clerk.

Section Five. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety, and general welfare of the people of the Village and shall take effect at the earliest date provided by law.

Adopted this 4th day of August, 2003, pursuant to a roll call vote as follows:

AYES: Zaeske, Ruffalo, Bartels, Schack, Van Ostenbridge, Scarpelli
NAYES: None
ABSENT: None

Approved by me this 4th day of August, 2003.



ROGER AHRENS, President

Published in pamphlet form this 5th day of August, 2003, under the authority of the President and Board of Trustees.

ATTEST:

Jane E. Theis
JANE THEIS, Village Clerk

Recorded in the Village Records on August 5th, 2003.

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