

**ORDINANCE NUMBER 03 -28**

**ORDINANCE AMENDING 1998 EDITION  
INTERNATIONAL PROPERTY MAINTENANCE  
CODE, CHAPTER 3, SECTION 302.9,  
DEFACEMENT OF PROPERTY**

**WHEREAS**, the Village of East Dundee as a non-home rule unit has been granted such statutory powers pursuant to the Illinois Constitution either expressly or as may be impliedly necessary to the accomplishment of the intent of the duties expressly conferred on it by law;

**WHEREAS**, the Village of East Dundee has adopted the International Property Maintenance Code, 1998 Edition; and

**WHEREAS**, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that Chapter 3, **1998 International Property Maintenance Code**, Section 302.9, **Defacement of Property**, be amended to establish a time limit for repair.

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

**Section One.** That Chapter 3, **1998 International Property Maintenance Code**, Section 302.9, **Defacement of Property**, be amended to read as follows:

**“302.9 Defacement of Property.** No person shall willfully or wantonly damage, mutilate, or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving, or graffiti.

It shall be the responsibility of the owner to restore said surface to an approved state of maintenance and repair within 72 hours of such defacement.”

**Section Two. Severability.** If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

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 Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 1<sup>st</sup> day of ~~November~~ <sup>December</sup>, 2003, pursuant to a roll call vote as follows:

AYES: Zaeske Ruffalo, ~~Barfels~~, Schock, Van Ostenbridge, Scarpelli

NAYES: None

ABSENT: ~~None~~ Barfels

Approved by me this 1<sup>st</sup> day of <sup>December</sup> ~~November~~, 2003.

  
ROGER AHRENS, President

Published in pamphlet form this 8<sup>th</sup> day of December, 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 December 8<sup>th</sup>, 2003.

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