

ORDINANCE NUMBER 09 - 06

**ORDINANCE AMENDING TITLE V, PUBLIC WORKS, CHAPTER 50, GARBAGE AND REFUSE, BY ADDING SUBSECTION (C), UNDER SECTION 50.03, SIX OR LESS DWELLING UNITS**

**WHEREAS**, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; 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, welfare of the residents of the Village of East Dundee, that Title V, Public Works, Chapter 50, Garbage and Refuse, by adding subsection (C), under Section 50.03, Six or Less Dwelling Units.

**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 Title V, Public Works, Chapter 50, Garbage and Refuse, by adding subsection (C), under Section 50.03, Six or Less Dwelling Units be revised to now read as follows:

**§ 50.03 SIX OR LESS DWELLING UNITS**

(C) Notwithstanding any contrary provision contained in this Section, all waste materials, except building materials, shall be collected at lawfully established age restricted senior housing, regardless of size, provided that the units of the building are individually owned by the residents.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance 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 Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.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 16<sup>th</sup> day of March, 2009, pursuant to a roll call vote as follows:

AYES: Gorman, Carlini, Lynam, Cichowski,  
          Mahony, Pres. O'Leary

NAYES: \_\_\_\_\_

ABSENT: Ruffalo

Approved by me this 16<sup>th</sup> day of March, 2009.

Dan O'Leary  
DAN O'LEARY, President

Published in pamphlet form this 17<sup>th</sup> day of March, 2009, under the authority of the President and Board of Trustees.

ATTEST:

Susan Norton  
SUSAN NORTON, Village Clerk

Recorded in the Village Records on March 17, 2009.

