

**ORDINANCE NUMBER 13 - 01**

**ORDINANCE AMENDING TITLE V, PUBLIC WORKS,  
CHAPTER 50, GARBAGE AND REFUSE, SECTION 50.03(C), 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 and welfare of the residents of the Village of East Dundee that **Title V, Public Works, Chapter 50, Garbage and Refuse, Section 50.03(C), Six Or Less Dwelling Units**, be amended.

**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 **Title V, Public Works, Chapter 50, Garbage and Refuse, Section 50.03(C), Six Or Less Dwelling Units**, of the Village of East Dundee Code of Ordinances is hereby amended to hereafter read as follows (with deletions indicated):

**§ 50.03 SIX OR LESS DWELLING UNITS**

(C) Notwithstanding any contrary provision of 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~~ at a cost not to exceed the price per unit of a single family residence.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity 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 Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.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 7<sup>th</sup> day of January, 2013, pursuant to a roll call vote as follows:

AYES:

Trustees Gorman, Lynam, Skulleicern, Miller, VanOsterbridge and President Bartels

NAYES:

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ABSENT:

Trustee Ruffalo

Approved by me this 7<sup>th</sup> day of January, 2013.

Jerald Bartels  
Jerald Bartels, Village President

Published in pamphlet form this 8 day of January, 2013, under the authority of the President and Board of Trustees.

ATTEST:

Heather Maieritsch

Heather Maieritsch, Village Clerk

Recorded in the Village Records on January 8, 2013.