

ORDINANCE NUMBER 07 - 48

**ORDINANCE AMENDING TITLE IX, GENERAL REGULATIONS,
CHAPTER 93, NUISANCES, BY AMENDING SECTION 93.02,
PUBLIC NUISANCES DEFINED**

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 IX, **General Regulations**, Chapter 93, **Nuisances**, Section 93.02, Public Nuisances Defined, Public Nuisances Affecting Health be amended to add a new subsection (15).

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 IX, **General Regulations, Chapter 93, Nuisances**, Section 93.02, Public Nuisances Defined, Public Nuisances Affecting Health of the Village of East Dundee Code of Ordinances is hereby amended by adding a new Subsection (15) as follows:

§ 93.02 PUBLIC NUISANCES DEFINED

...

PUBLIC NUISANCES AFFECTING HEALTH.

...

(15) Any and all garbage cans or containers placed or remaining on parkway walks, driveways, parkways or front yards on any day before 12:00 p.m.

(noon) on the day preceding garbage pickup, or after 12:00 p.m. (noon) on the day after the scheduled collection. This subsection does not include commercial properties with private refuse pickup.

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 All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.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 19th day of NOV, 2007, pursuant to a roll call vote as follows:

AYES: Ruffalo, Gorman, Carlin, Lynam,
Cichowski, Muhony, Pres O'Leary

NAYES:

ABSENT: _____

Approved by me this _____ day of _____, 2007.

Daniel O'Leary
DANIEL O'LEARY, Village President

Published in pamphlet form this 19th day of NOV, 2007, under the authority of the President and Board of Trustees.

ATTEST:

S. Norton
SUSAN NORTON, Village Clerk

Recorded in the Village Records on Nov 28, 2007.

