
THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 12-001

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE UNIFIED
DEVELOPMENT CODE OF THE VILLAGE OF SAUK VILLAGE**

LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk

ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-001

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE UNIFIED DEVELOPMENT
CODE OF THE VILLAGE OF SAUK VILLAGE

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the President and the Board of Trustees of the Village of Sauk Village (the “Corporate Authorities”) has previously adopted the Unified Development Code in 2008 (the “Zoning Code”), as amended from time to time; and

WHEREAS, an amendment application has been submitted requesting text amendments to certain sections of the Zoning Code (the “Proposed Amendments”); and

WHEREAS, the Zoning Board of Appeals/Plan Commission (the “Commission”) held a public hearing on February 6, 2012 on whether the Proposed Amendments should be approved, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, a public notice in the form required by law was given of said February 6, 2012 public hearing date by publication not more than thirty (30) days nor less than fifteen (15) days prior to said public hearing date in the Chicago Sun Times, a newspaper of general circulation published in this Village; and

WHEREAS, the Commission has filed with the Corporate Authorities its minutes and recommendations that the Proposed Amendments to the Zoning Code be granted, and the Corporate Authorities have duly considered said findings of fact and recommendations; and

WHEREAS, the Corporate Authorities have determined, in the best interest of the health, safety and welfare of the residents of the Village, to further amend the text of the Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Corporate Authorities find and determine that the adoption of the Proposed Amendments are in the public interest, and are in furtherance of the progressive demands of orderly Village development.

SECTION THREE. Table 10-1 “Manufacturing District Permitted & Special Uses” of Section 10 “Manufacturing Districts” of the Unified Development Code is hereby amended to add the following underlined language to read, as follows:

OTHER	ZONING M-1	DISTRICT M-2	USE STANDARDS
Planned Unit Development	S	S	See Section 6
Wireless Telecommunications Antenna	S, P ¹	S, P ¹	See Section 11.2S
Wireless Telecommunications Facility	S	S	See Section 11.2S
Wireless Telecommunications Tower	S	S	See Section 11.2S
<u>Electric Fence</u>	<u>S</u>	<u>S</u>	<u>See Section 12.4(E)(4)(e)</u>

SECTION FOUR. Subsection E “Fences” of Section 12.4 “Accessory Structures and Uses” of the Unified Development Code is hereby amended to add the following underlined language to read, as follows:

(e) Electric Fences shall be permitted only as a special use and only on a lot in the M-1 and M-2 Districts. All electric fences must be driven by a commercial storage battery not to exceed twelve (12) volts DC. The electric charge produced by the fence upon contact shall not exceed energizer characteristics set for in the International Electrotechnical Commission Standards. No electric fence shall be installed or used unless it is completely surrounded by a non-electrical fence that is not less than six (6) feet in height. Electric fences shall have a height of ten (10) feet above finished grade. Electric fences shall be clearly identified with warning signs that read “Warning-Electric Fence” at intervals of not less than sixty feet. A Knox Box shall be required and installed per the standards and direction of the Sauk Village Fire Department.

SECTION FIVE. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION SIX. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION SEVEN. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 14th day of February, 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson	X			
Burgess	X			
Chavez	X			
Hanks			X	
Myers	X			
Williams	X			
(Mayor Towers)				
TOTAL	5			

APPROVED by the Mayor on February 14, 2012.

Lewis Towers, Mayor

ATTEST:

Debra L. Williams, Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-002

AN ORDINANCE ABATING TAXES FOR GENERAL OBLIGATION TAX INCREMENT REFUNDING BONDS, SERIES 2002A, AND GENERAL OBLIGATION CAPITAL APPRECIATION BONDS (TAX INCREMENT ALTERNATE REVENUE SOURCE), SERIES 2002B, OF THE VILLAGE OF SAUK VILLAGE, COOK AND WILL COUNTIES, ILLINOIS.

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on June 11, 2002, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 02-24 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Tax Increment Refunding Bonds, Series 2002A, of the Village, in an amount not to exceed Nine Million, Seven Hundred Fifty-Five Thousand and No/100 U.S. Dollars (\$9,755,000.00) and General Obligation Capital Appreciation Bonds (Tax Increment Alternate Revenue Source), Series 2002B, of the Village, in an amount not to exceed Five Million and No/100 U.S. Dollars (\$5,000,000.00) (collectively, the “Bonds”); and

WHEREAS, on June 27, 2002, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Article XVIII of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide One Million, Seven Hundred Sixteen Thousand, Nine Hundred Forty Five and 00/100 U.S. Dollars (\$1,716,945.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Article XX of the Bond Ordinance provides that:

“As part of the plan of financing of the Parity Bonds, it is intended and anticipated that tax revenues deposited in the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund be transferred to the Bond Fund and used to abate the taxes hereby levied. Unless otherwise directed by ordinance, the Treasurer of the Village shall deposit from the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund the amount of tax revenues available which shall result in taxes to be abated, and such deposit shall be made

prior to any such abatement being filed with the County Clerks of the Counties of Cook and Will, Illinois, as the tax extension officers for the Village. No taxes will be abated unless and until the full amount of such abatement has been deposited irrevocably into the Bond Fund and dedicated to the payment of such Parity Bonds.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay the principal of and interest on the Bonds and those funds are or will be on deposit in the Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of One Million, Seven Hundred Sixteen Thousand, Nine Hundred Forty Five and 00/100 U.S. Dollars (\$1,716,945.00) has been or will be transferred to the Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide the Village Clerk with such certificates or such other evidence as the Village Clerk may deem necessary to determine that the transfer has been completed. There is hereby abated the sum of One Million, Seven Hundred Sixteen Thousand, Nine Hundred Forty Five and 00/100 U.S. Dollars (\$1,716,945.00) of the levy of taxes for the Village’s tax levy year 2011, being the levy appearing and set forth in Article XVIII of the Bond Determination. It is intended that this abatement shall apply to the entire amount scheduled to be levied for the Village’s tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance

has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BENSON, BURGESS, HANKS, MYERS AND WILLIAMS

AYES: _____

NONE

NAYS: _____

CHAVEZ

ABSENT: _____

PASSED AND APPROVED THIS 27th day of March, 2012

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-003

**AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION TAX
INCREMENT BONDS (ALTERNATE REVENUE SOURCE), SERIES 2008,
OF THE VILLAGE OF SAUK VILLAGE, COOK AND WILL COUNTIES,
ILLINOIS.**

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on December 9, 2008, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 08-67 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Tax Increment Bonds (Alternate Revenue Source), Series 2008, of the Village, in an amount not to exceed Nine Million, Five Hundred Thousand and No/100 U.S. Dollars (\$9,500,000.00) (the “Bonds”); and

WHEREAS, on December 18, 2008, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Section 10 of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide Six Hundred Seventy-Three Thousand, Seven Hundred Ten and No/100 U.S. Dollars (\$673,710.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Article XIX of the Bond Ordinance provides that:

“As part of the plan of financing of the Parity Bonds, it is intended and anticipated that tax revenues deposited in the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund be transferred to the Bond Fund and used to abate the taxes hereby levied. Unless otherwise directed by ordinance, the Treasurer of the Village shall deposit from the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund the amount of tax revenues available which shall result in taxes to be abated, and such deposit shall be made prior to any such abatement being filed with the County Clerks of the Counties of Cook and Will, Illinois, as the tax extension officers for the Village. No taxes will be abated unless and until the full amount of such abatement has been deposited

irrevocably into the Bond Fund and dedicated to the payment of such Parity Bonds.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay the principal of and interest on the Bonds and those funds are or will be on deposit in the Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of Six Hundred Seventy-Three Thousand, Seven Hundred Ten and No/100 U.S. Dollars (\$673,710.00) has been or will be transferred to the Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide to the Village Clerk with such certificates or such other evidence as the Village Clerk may deem necessary to determine that the transfer has been completed. There is hereby abated the sum of Six Hundred Seventy-Three Thousand, Seven Hundred Ten and No/100 U.S. Dollars (\$673,710.00) of the levy of taxes for the Village’s tax levy year 2011, being the levy appearing and set forth in Section 10 of the Bond Determination. It is intended that this abatement shall apply to the entire amount scheduled to be levied for the Village’s tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BENSON, BURGESS, HANKS, MYERS AND WILLIAMS

AYES: _____

NONE

NAYS: _____

CHAVEZ

ABSENT: _____

PASSED AND APPROVED THIS 27th day of March, 2012

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-004

**AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION TAX
INCREMENT BONDS (ALTERNATE REVENUE SOURCE), SERIES 2009,
OF THE VILLAGE OF SAUK VILLAGE, COOK AND WILL COUNTIES,
ILLINOIS.**

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on March 31, 2009, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 09-15 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Tax Increment Bonds (Alternate Revenue Source), Series 2009, of the Village, in an amount not to exceed Eight Million and No/100 U.S. Dollars (\$8,000,000.00) (the “Bonds”); and

WHEREAS, on April 17, 2009, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Section 10 of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide Five Hundred Twenty-Nine Thousand, One Hundred Sixty Five and No/100 U.S. Dollars (\$529,165.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Article XIX of the Bond Ordinance provides that:

“As part of the plan of financing of the Parity Bonds, it is intended and anticipated that tax revenues deposited in the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund be transferred to the Bond Fund and used to abate the taxes hereby levied. Unless otherwise directed by ordinance, the Treasurer of the Village shall deposit from the TIF No. II Special Tax Allocation Fund and the TIF No. III Special Tax Allocation Fund the amount of tax revenues available which shall result in taxes to be abated, and such deposit shall be made prior to any such abatement being filed with the County Clerks of the Counties of Cook and Will, Illinois, as the tax extension officers for the Village. No taxes will be abated unless and until the full amount of such abatement has been deposited

irrevocably into the Bond Fund and dedicated to the payment of such Parity Bonds.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay the principal of and interest on the Bonds and those funds are or will be on deposit in the Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of Five Hundred Twenty-Nine Thousand, One Hundred Sixty Five and No/100 U.S. Dollars (\$529,165.00) has been or will be transferred to the Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide the Village Clerk with such certificates or such other evidence as the Village Clerk may deem necessary to determine that the transfer has been completed. There is hereby abated the sum of Five Hundred Twenty-Nine Thousand, One Hundred Sixty Five and No/100 U.S. Dollars (\$529,165.00) of the levy of taxes for the Village’s tax levy year 2011, being the levy appearing and set forth in Section 10 of the Bond Determination. It is intended that this abatement shall apply to the entire amount scheduled to be levied for the Village’s tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BENSON, BURGESS, HANKS, MYERS AND WILLIAMS

AYES: _____

NONE

NAYS: _____

CHAVEZ

ABSENT: _____

PASSED AND APPROVED THIS 27th day of March, 2012.

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-005

**AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION
CAPITAL APPRECIATION BONDS (ALTERNATE REVENUE SOURCE),
SERIES 2007A, OF THE VILLAGE OF SAUK VILLAGE, COOK AND
WILL COUNTIES, ILLINOIS.**

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on May 15, 2007, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 07-36 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Capital Appreciation Bonds (Alternate Revenue Source), Series 2007A, of the Village, in an amount not to exceed Five Million, Five Hundred Thousand and No/100 U.S. Dollars (\$5,500,000.00) (the “Bonds”); and

WHEREAS, on May 31, 2007, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Article IX of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide Six Hundred Eighty-Five Thousand and 00/100 U.S. Dollars (\$685,000.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Section 9.2 of the Bond Ordinance provides that:

“Whenever Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are available to pay the Accreted Value (for the Series 2007A Bonds only), principal of and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds, respectively, when due, so as to enable the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes, and the Series 2007C Pledged Taxes, respectively, levied separately for the same, upon notice by the Trustee, as described herein, the Treasurer or Village Clerk shall direct separately the abatement of the respective Pledged Taxes by the amount of the Series 2007A Pledged Revenues, 2007B Pledged Revenues and Series 2007C Pledged Revenues, respectively, so available, and proper

notification of such abatement shall be filed with the County Clerk. The Treasurer or Village Clerk shall not direct the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes for any levy year unless Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are on deposit in the Series 2007A Bond Fund, the Series 2007B Bond Fund and the Series 2007C Bond Fund, respectively, in an amount sufficient to pay the principal and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds when due, and to the extent that the Series 2007A Pledged Revenues, Series 2007B Pledged Revenues, and Series 2007C Pledged Revenues are not available to pay such principal and interest when due, the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes, respectively, will be extended and collected to make such debt service payments.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay (in part or in whole) the principal of and interest on the Bonds and those funds are or will be on deposit in the Series 2007A Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes (in part or in whole) as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of Eighty-Three Thousand, Three Hundred Thirteen and 75/100 U.S. Dollars (\$83,313.75) has been or will be transferred to the Series 2007A Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide the Village Clerk with such certificates or such other evidence as the Village Clerk may deem

necessary to determine that the transfer has been completed. There is hereby abated the sum of Eighty-Three Thousand, Three Hundred Thirteen and 75/100 U.S. Dollars (\$83,313.75) of the levy of taxes for the Village's tax levy year 2011, being a portion of the levy appearing and set forth in Article IX of the Bond Determination. It is intended that this abatement shall apply to a partial amount scheduled to be levied for the Village's tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BURGESS, CHAVEZ AND WILLIAMS

AYES: _____

BENSON

NAYS: _____

HANKS AND MYERS

ABSENT: _____

PASSED AND APPROVED THIS 29th day of March, 2012

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-006

AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION BONDS (ALTERNATE REVENUE SOURCE), SERIES 2007B, OF THE VILLAGE OF SAUK VILLAGE, COOK AND WILL COUNTIES, ILLINOIS.

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on May 15, 2007, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 07-36 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2007B, of the Village, in an amount not to exceed One Million, Four Hundred Fifty Thousand and No/100 U.S. Dollars (\$1,450,000.00) (the “Bonds”); and

WHEREAS, on May 31, 2007, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Article IX of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide Ninety-Six Thousand, Seven Hundred Thirty Five and 00/100 U.S. Dollars (\$96,735.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Section 9.2 of the Bond Ordinance provides that:

“Whenever Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are available to pay the Accreted Value (for the Series 2007A Bonds only), principal of and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds, respectively, when due, so as to enable the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes, and the Series 2007C Pledged Taxes, respectively, levied separately for the same, upon notice by the Trustee, as described herein, the Treasurer or Village Clerk shall direct separately the abatement of the respective Pledged Taxes by the amount of the Series 2007A Pledged Revenues, 2007B Pledged Revenues and Series 2007C Pledged Revenues, respectively, so available, and proper

notification of such abatement shall be filed with the County Clerk. The Treasurer or Village Clerk shall not direct the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes for any levy year unless Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are on deposit in the Series 2007A Bond Fund, the Series 2007B Bond Fund and the Series 2007C Bond Fund, respectively, in an amount sufficient to pay the principal and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds when due, and to the extent that the Series 2007A Pledged Revenues, Series 2007B Pledged Revenues, and Series 2007C Pledged Revenues are not available to pay such principal and interest when due, the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes, respectively, will be extended and collected to make such debt service payments.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay (in part or in whole) the principal of and interest on the Bonds and those funds are or will be on deposit in the Series 2007B Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes (in part or in whole) as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of Forty-Eight Thousand, Three Hundred Sixty Seven and 52/100 U.S. Dollars (\$48,367.52) has been or will be transferred to the Series 2007B Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide the Village Clerk with such certificates or such other evidence as the Village Clerk may deem

necessary to determine that the transfer has been completed. There is hereby abated the sum of Forty-Eight Thousand, Three Hundred Sixty Seven and 52/100 U.S. Dollars (\$48,367.52) of the levy of taxes for the Village's tax levy year 2011, being a portion of the levy appearing and set forth in Article IX of the Bond Determination. It is intended that this abatement shall apply to a partial amount scheduled to be levied for the Village's tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BURGESS, CHAVEZ AND WILLIAMS

AYES: _____

BENSON

NAYS: _____

HANKS AND MYERS

ABSENT: _____

PASSED AND APPROVED THIS 29th day of March, 2012

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

**VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

ORDINANCE NO. 12-007

AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION BONDS (ALTERNATE REVENUE SOURCE), SERIES 2007C, OF THE VILLAGE OF SAUK VILLAGE, COOK AND WILL COUNTIES, ILLINOIS.

WHEREAS, the Village of Sauk Village, Counties of Cook and Will, State of Illinois (the “Village”) is a duly organized and existing village and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, as supplemented and amended, with the full power to enact ordinances and adopt resolutions for the benefit of its residents; and

WHEREAS, on May 15, 2007, the Board of Trustees of the Village (the “Village Board”) and the Village Mayor, who is also the President of the Village Board, (the “President” and with the Village Board, the “Corporate Authorities”) passed and approved an ordinance designated as Ordinance No. 07-36 (the “Bond Ordinance”), which provided for the borrowing of money and the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2007C, of the Village, in an amount not to exceed Eight Hundred Fifty Thousand and No/100 U.S. Dollars (\$850,000.00) (the “Bonds”); and

WHEREAS, on May 31, 2007, acting pursuant to the Bond Ordinance, the President and the Village Clerk executed a bond determination (the “Bond Determination”), which provided certain terms for the Bonds; and

WHEREAS, Article IX of the Bond Determination provides for the levy of taxes in the Village’s tax levy year 2011 sufficient to provide Fifty-Four Thousand and No/100 U.S. Dollars (\$54,000.00) for the purpose of paying the principal of and/or the interest on the Bonds; and

WHEREAS, Section 9.2 of the Bond Ordinance provides that:

“Whenever Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are available to pay the Accreted Value (for the Series 2007A Bonds only), principal of and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds, respectively, when due, so as to enable the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes, and the Series 2007C Pledged Taxes, respectively, levied separately for the same, upon notice by the Trustee, as described herein, the Treasurer or Village Clerk shall direct separately the abatement of the respective Pledged Taxes by the amount of the Series 2007A Pledged Revenues, 2007B Pledged Revenues and Series 2007C Pledged Revenues, respectively, so available, and proper notification of such abatement shall be filed with the County Clerk. The Treasurer

or Village Clerk shall not direct the abatement of either the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes for any levy year unless Series 2007A Pledged Revenues, Series 2007B Pledged Revenues and Series 2007C Pledged Revenues are on deposit in the Series 2007A Bond Fund, the Series 2007B Bond Fund and the Series 2007C Bond Fund, respectively, in an amount sufficient to pay the principal and interest on the Series 2007A Bonds, Series 2007B Bonds and Series 2007C Bonds when due, and to the extent that the Series 2007A Pledged Revenues, Series 2007B Pledged Revenues, and Series 2007C Pledged Revenues are not available to pay such principal and interest when due, the Series 2007A Pledged Taxes, the Series 2007B Pledged Taxes and the Series 2007C Pledged Taxes, respectively, will be extended and collected to make such debt service payments.”

; and

WHEREAS, since the Village has received documentation from the Trustee (as defined in the Bond Ordinance) certifying that funds are available to pay (in part or in whole) the principal of and interest on the Bonds and those funds are or will be on deposit in the Series 2007C Bond Fund (as defined in the Bond Ordinance), the Corporate Authorities are required by the Bond Ordinance to abate the levy described above and to cause proper notification of that abatement to be filed with the County Clerks of Cook County and Will County, Illinois; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to abate the levy of taxes (in part or in whole) as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1: The preambles to this Ordinance are found to be full, true and correct and are hereby incorporated into the terms of this Ordinance as if fully set forth herein. This Ordinance is adopted pursuant to the authority granted to the Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable laws. All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purpose of this Ordinance are incorporated herein by this reference.

SECTION 2: The Village Treasurer is authorized and directed to take all steps necessary to ensure that the sum of Twenty-Seven Thousand and 42/100 U.S. Dollars (\$27,000.42) has been or will be transferred to the Series 2007C Bond Fund, created by the Bond Ordinance, within three (3) calendar days after the adoption of this Ordinance, which sum shall be irrevocably pledged for the payment of the principal and interest due on the Bonds. The Village Treasurer is directed to provide the Village Clerk with such certificates or such other evidence as the Village Clerk may deem necessary to determine that the transfer has been completed. There is hereby abated the sum of Twenty-Seven Thousand

and 42/100 U.S. Dollars (\$27,000.42) of the levy of taxes for the Village's tax levy year 2011, being a portion of the levy appearing and set forth in Article IX of the Bond Determination. It is intended that this abatement shall apply to a partial amount scheduled to be levied for the Village's tax levy year 2011 pursuant to the terms of the Bond Determination. Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in this Section of this Ordinance has been completed, the Village Clerk is directed to file or cause the filing of a certified copy of this Ordinance with the offices of the County Clerks of Cook County and Will County, Illinois.

SECTION 3: The headings of the sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance. The provisions of this Ordinance are hereby declared to be severable. If any portion of this Ordinance is held to be invalid or determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said portion shall be stricken from this Ordinance and the remaining portions of this Ordinance shall continue in full force and effect to the fullest extent possible. All codes, provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication in pamphlet form as provided by law.

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BURGESS, CHAVEZ AND WILLIAMS

AYES: _____

BENSON

NAYS: _____

HANKS AND MYERS

ABSENT: _____

PASSED AND APPROVED THIS 29th day of March, 2012

Lewis Towers
Village Mayor

Attest:

Debra L. Williams
Village Clerk

THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 12-008

**AN ORDINANCE GRANTING A SPECIAL USE FOR THE PROPERTY COMMONLY
LOCATED AT 2000 LINCOLN HIGHWAY, VILLAGE OF SAUK VILLAGE, ILLINOIS**

LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk

ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. _____

AN ORDINANCE GRANTING A SPECIAL USE FOR THE PROPERTY COMMONLY
LOCATED AT 2000 LINCOLN HIGHWAY, VILLAGE OF SAUK VILLAGE, ILLINOIS

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the President and the Board of Trustees of the Village of Sauk Village (the “*Corporate Authorities*”) have heretofore exercised the power conferred on them pursuant to Chapter 11-31-1, et seq., of the Illinois Municipal Code by adopting the 2008 United Development Code of the Village of Sauk Village (the “*Zoning Code*”); and

WHEREAS, a special use application has been submitted to the Village by Sentry Security Systems (the “*Applicant*”) to allow within the M2 Industrial District an electric fence (the “*Proposed Special Use*”) on the property commonly known as 2000 Lincoln Highway, Sauk Village, Illinois, and as legally described below (the “*Property*”); and

WHEREAS, said application has been referred to the Zoning Board of Appeals/Plan Commission (the “*Board*”) and has been processed in accordance with the Zoning Code, as amended; and

WHEREAS, the Board held a public hearing on April 2, 2012, on whether the requested Special Use should be granted, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, public notice, in the form required by law, was given of said April 2, 2012 public hearing date by publication not more than thirty (30) days nor less than fifteen (15) days prior to said public hearing date in the Southtown Star, a newspaper of general circulation published in this Village; and

WHEREAS, the Board has filed with the Corporate Authorities its minutes and recommendation for approval of a certain special use set forth herein; and

WHEREAS, after due consideration, the Corporate Authorities have determined, in the best interests of the health, safety and welfare of the residents of the Village, to grant the special use subject to the conditions set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Corporate Authorities adopt by reference the minutes and recommendation of the Board as findings of the Corporate Authorities as if completely set forth herein. All exhibits and documents submitted at the aforesaid public hearing are also incorporated by reference in their entirety as if attached hereto.

SECTION THREE. In addition to the findings set forth in Section Two hereof, the President and the Board of Trustees further finds in relation to the Proposed Special Use as follows:

1. The Proposed Special Use is, in fact, a special use authorized in the M2 Industrial District where the property is located.
2. The Proposed Special Use is deemed necessary for the public convenience at that location.
3. The Proposed Special Use does not create excessive additional impacts at public expense for public facilities and services, and will be beneficial to the economic welfare of the community.
4. The Proposed Special Use is in conformance with the goals and policies of the comprehensive plan and all Village codes and regulations.
5. The Proposed Special Use will be designed, located, operated and maintained so as to be harmonious and compatible in use and appearance with the existing or intended character of the general vicinity.
6. The Proposed Special Use will not significantly diminish the safety, use and enjoyment and value of other property in the neighborhood in which it is located.
7. The Proposed Special Use is compatible with development on adjacent property.
8. The Proposed Special Use minimizes potentially dangerous traffic movements, and provides adequate and safe access to the site.
9. The Proposed Special Use provides the required number of parking spaces and maintains parking areas, in accordance with the requirements of the Zoning Code.
10. The Proposed Special Use is served by adequate utilities, drainage, road access, public safety and other necessary facilities.

11. The Proposed Special Use conforms to the requirements of the Zoning Code and other applicable regulations.

SECTION FOUR. A Special Use is hereby granted and issued for the installation of an electric fence in the M2 Industrial District located at 2000 Lincoln Highway, Sauk Village, Illinois, and legally described on Exhibit A attached hereto.

SECTION FIVE. The Applicant hereunder shall at all times comply with the terms and conditions of the special use and in the event of non-compliance, said permit shall be subject to revocation by appropriate legal proceedings.

SECTION SIX. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION SEVEN. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION EIGHT. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 24th day of April, 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson			X	
Burgess	X			
Chavez	X			
Hanks	X			
Myers	X			
Williams	X			
(Mayor Towers)				
TOTAL	5		1	

APPROVED by the Mayor on April 24, 2012.

Lewis Towers, Mayor

ATTEST:

Debra L. Williams, Village Clerk

THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 12-009

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE UNIFIED
DEVELOPMENT CODE OF THE VILLAGE OF SAUK VILLAGE**

LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk

ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-009

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE UNIFIED DEVELOPMENT
CODE OF THE VILLAGE OF SAUK VILLAGE

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the President and the Board of Trustees of the Village of Sauk Village (the “*Corporate Authorities*”) has previously adopted the Unified Development Code in 2008 (the “*Zoning Code*”), as amended from time to time; and

WHEREAS, an amendment application has been submitted requesting a text amendment to certain sections of the Zoning Code establishing Pawn Shops, Precious Metals and Gem Brokers as special uses in all Commercial Districts (the “*Proposed Amendments*”); and

WHEREAS, the Zoning Board of Appeals/Plan Commission (the “*Board*”) held a public hearing on April 2, 2012 on whether the Proposed Amendments should be approved, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, a public notice in the form required by law was given of said March 14, 2012 public hearing date by publication not more than thirty (30) days nor less than fifteen (15) days prior to said public hearing date in the Southtown Star, a newspaper of general circulation published in this Village; and

WHEREAS, the Board has filed with the Corporate Authorities its minutes and recommendations that the Proposed Amendments to the Zoning Code be granted, and the Corporate Authorities have duly considered said findings of fact and recommendations; and

WHEREAS, the Corporate Authorities have determined, in the best interest of the health, safety and welfare of the residents of the Village, to further amend the text of the Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Corporate Authorities find and determine that the adoption of the Proposed Amendments are in the public interest, and are in furtherance of the progressive demands of orderly Village development.

SECTION THREE. Use “Retail and Service Uses” of Table 9-1 “Commercial District Permitted & Special Uses” of Section 9 “Commercial Districts” of the Unified Development Code is hereby amended to add the following new underlined language to read, as follows:

RETAIL AND SERVICE USES	ZONING C-1	DISTRICT C-2	C-3	USE STANDARDS
<u>Pawn Shops and Precious Metal and Gem Brokers</u>	<u>S</u>	<u>S</u>	<u>S</u>	

SECTION FOUR. Subsection 18.4 “Use Definitions” of Section 18 “Definitions” of the Unified Development Code is hereby amended by adding the following new underlined language to read, as follows:

Pawn Shops. An establishment that, in part or in whole, loans or advances money on security of personal property left in pawn and pledged as collateral, and where the pledged property may be sold to the public if not redeemed by the pledger within a fixed amount of time.

Precious Metal and/or Gem Brokers. Any person having an interest in or employed by or acting as an agent of or on behalf of any person having an interest in a business whose undertakings involve the purchase or sale of precious metals or gems.

SECTION FIVE. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION SIX. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION SEVEN. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

CERTIFICATION

I, Debra L. Williams, do hereby certify that I am the duly qualified and elected Clerk of the Village of Sauk Village, Cook and Will Counties, Illinois, and that as such Clerk, I do have charge of and custody of the books and records of the Village of Sauk Village, Cook and Will Counties, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of

Ordinance No. 12-009,

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE UNIFIED DEVELOPMENT
CODE OF THE VILLAGE OF SAUK VILLAGE**

adopted and approved by the President and Board of Trustees of the Village of Sauk Village,
Illinois on April 24, 2012.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of
the Village of Sauk Village, Cook and Will Counties, Illinois this 24TH day April, 2012.

Debra L. Williams, Village Clerk

Village of Sauk Village

**THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

**ORDINANCE
NUMBER 12 - 014**

**AN ORDINANCE AMENDING SECTION 53.01 (CHARGES) OF CHAPTER 53
(WATER), TITLE V (PUBLIC WORKS) OF THE VILLAGE CODE**

**LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk**

**ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees**

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-014

**AN ORDINANCE AMENDING SECTION 53.01 (CHARGES) OF CHAPTER 53
(WATER), TITLE V (PUBLIC WORKS) OF THE VILLAGE CODE**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the Village of Sauk Village has certain police powers to enact regulations for the health and safety of the residents of the Village and pursuant to its non-home rule power, the Village has certain powers relating to its government and affairs; and

WHEREAS, the Village of Sauk Village ("Village") owns and operates a waterworks and sewerage system for the benefits of its residents; and

WHEREAS, the Illinois Municipal Code authorizes the Village to impose and collect charges for the usage of the waterworks and sewerage system; and

WHEREAS, the Village water rates are not sufficient to cover expenses for the Village's current water system and therefore, the Village finds that it is necessary to raise water rates to \$5.50 per 1,000 gallons immediately in order to cover existing necessary costs for the maintenance and operation of the Village water system; and

WHEREAS, the Village water system requires treatment to remove vinyl chloride contamination and therefore, the Village finds that it is necessary to raise water rates to \$7.50 per 1,000 gallons effective six months from today's date (February 14, 2013) in order to cover necessary costs for the maintenance, operation and treatment of the Village water system; and

WHEREAS, the Village President and Board of Trustees find that it is in the best interest of the Village and its residents to amend Section 53.01 of the Village Code regarding the charges for water provided through the Village's waterworks system.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO.

That Title 5, Chapter 53, Section 53.01 is amended in its entirety to read as follows:

Sec. 53.01. – There is hereby established charges for water provided through the Village’s waterworks system as set forth in the following schedule:

Effective as of August 14, 2012 or as soon as implementation is possible under the Village billing system: \$5.50 for each 1,000 gallons consumed.

Effective as of February 14, 2013 or as soon thereafter as implementation is possible under the Village billing system: \$7.50 for each 1,000 gallons consumed.

SECTION THREE. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION FOUR. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION FIVE. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 14th day of August 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson		X		
Burgess	X			
Chavez			X	
Hanks	X			
Myers	X			
Williams	X			
(Mayor Towers)				
TOTAL	5	1	1	

APPROVED by the Mayor on August 14, 2012.

Lewis Towers, Mayor

ATTEST:

Debra L. Williams, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTIES OF COOK AND WILL)

CERTIFICATION

I, Debra L. Williams, do hereby certify that I am the duly qualified and elected Clerk of the Village of Sauk Village, Cook and Will Counties, Illinois, and that as such Clerk, I do have charge of and custody of the books and records of the Village of Sauk Village, Cook and Will Counties, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. 12-014 , “**AN ORDINANCE AMENDING SECTION 53.01 (CHARGES) OF CHAPTER 53 (WATER), TITLE V (PUBLIC WORKS) OF THE VILLAGE CODE,**” adopted and approved by the President and Board of Trustees of the Village of Sauk Village, Illinois on August 14, 2012.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Sauk Village, Cook and Will Counties, Illinois this 14th day August, 2012.

Debra L. Williams, Village Clerk
Village of Sauk Village

**THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

**ORDINANCE
NUMBER 12 - 015**

**AN ORDINANCE RESCINDING ORDINANCE 11-023 (AN ORDINANCE CREATING
THE POSITION OF VILLAGE MANAGER) AND ABOLISHING THE POSITION OF
VILLAGE MANAGER**

**LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk**

**ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees**

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-015

**AN ORDINANCE RESCINDING ORDINANCE 11-023 (AN ORDINANCE CREATING
THE POSITION OF VILLAGE MANAGER) AND ABOLISHING THE POSITION OF
VILLAGE MANAGER**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the Village of Sauk Village has certain police powers to enact regulations for the health and safety of the residents of the Village; and

WHEREAS, on June 28, 2011, the Village of Sauk Village passed Ordinance 11-023 titled an Ordinance Creating the Position of Village Manager; and

WHEREAS, the Village Corporate Authorities have determined that due to financial constraints, the Village may no longer employ a Village Manager as part of the Village administrative department; and

WHEREAS, the Village of Sauk Village corporate authorities find that it is in the best interest of the Village and its residents to rescind Ordinance 11-023 (An Ordinance Creating the Position of Village Manager) and abolish the position of Village Manager;

WHEREAS, the Village of Sauk Village corporate authorities hereby direct that no line item shall be included in next year's budget for the position of Village Manager;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village Of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Village of Sauk Village corporate authorities hereby declare that Ordinance 11-023, attached to this Ordinance as Exhibit A, is rescinded in its entirety.

SECTION THREE. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION FOUR. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION FIVE. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 4th day of September, 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson			x	
Burgess	x			
Chavez			x	
Hanks	x			
Myers	x			
Williams	x			
(Mayor Towers)				
TOTAL	4		2	

This Ordinance was adopted by a 4-2 vote of the Board of Trustees on September 4, 2012. The Mayor did not veto at the next regular meeting on October 9, 2012. This Ordinance became law without the Mayor's signature on October 9, 2012.

 Debra L. Williams, Village Clerk
 October 11, 2012

 Lewis Towers, Mayor

ATTEST:


 Debra L. Williams, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTIES OF COOK AND WILL)

CERTIFICATION

I, Debra L. Williams, do hereby certify that I am the duly qualified and elected Clerk of the Village of Sauk Village, Cook and Will Counties, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the Village of Sauk Village, Cook and Will Counties, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. 12-015, "AN ORDINANCE RESCINDING ORDINANCE 11-023 (AN ORDINANCE CREATING THE POSITION OF VILLAGE MANAGER) AND ABOLISHING THE POSITION OF VILLAGE MANAGER," adopted and approved by Board of Trustees of the Village of Sauk Village, Illinois on September 4, 2012.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Sauk Village, Cook and Will Counties, Illinois this 9th day of September, 2012.

Debra L. Williams
Village Clerk
Village of Sauk Village

THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 12 - 016

**AN ORDINANCE AMENDING ORDINANCE 12-015 AN ORDINANCE RESCINDING
ORDINANCE 11-023 (AN ORDINANCE CREATING THE POSITION OF VILLAGE
MANAGER) AND ABOLISHING THE POSITION OF VILLAGE MANAGER**

LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk

ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12 - 016

**AN ORDINANCE AMENDING ORDINANCE 12-015 AN ORDINANCE RESCINDING
ORDINANCE 11-023 (AN ORDINANCE CREATING THE POSITION OF VILLAGE
MANAGER) AND ABOLISHING THE POSITION OF VILLAGE MANAGER**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the Village of Sauk Village has certain police powers to enact regulations for the health and safety of the residents of the Village; and

WHEREAS, on June 28, 2011, the Village of Sauk Village passed Ordinance 11-023 titled an Ordinance Creating the Position of Village Manager; and

WHEREAS, the Village Corporate Authorities have determined that due to financial constraints, the Village may no longer employ a Village Manager as part of the Village administrative department; and

WHEREAS, the Village of Sauk Village corporate authorities find that it is in the best interest of the Village and its residents to rescind Ordinance 11-023 (An Ordinance Creating the Position of Village Manager) and abolish the position of Village Manager, effective the end of this fiscal year, October 31, 2012; and

WHEREAS, the Village of Sauk Village corporate authorities hereby direct that no line item shall be included in next year's budget (fiscal year November 1, 2012 to October 31, 2012), for the position of Village Manager; and

WHEREAS, the corporate authorities have previously adopted 12-015 which directs that the Village Manager position shall be eliminated in the next fiscal year; and

WHEREAS, the Mayor threatened to veto 12-015 and litigation was filed alleging the Board could not eliminate the line item for Village Manager; and

WHEREAS, to avoid further litigation, the Board desires to memorialize its legislative intent and clarify Ordinance 12-015.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Village of Sauk Village corporate authorities hereby declare that Ordinance 11-023, attached to this Ordinance as Exhibit A, is rescinded in its entirety, effective the end of this fiscal year, October 31, 2012.

SECTION THREE. It is the express desire and intent of the Board of Trustees to eliminate the position of Village Manager in the Village of Sauk Village, effective the end of its current fiscal year, October 31st, 2012.

SECTION FOUR. The position of Village Manager is abolished, effective with the beginning of the next fiscal year, November 1, 2012.

SECTION FIVE. The current Village Manager will be paid through the end of this fiscal year, October 31, 2012.

SECTION SIX. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION SEVEN. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict, and this Ordinance specifically amends Ordinance 12-015 to clearly reflect the legislative intent of the Board of Trustees and in recognition of the Circuit Court of Cook County's Order of September 14, 2012.

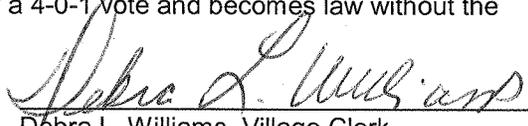
SECTION EIGHT. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

* * *

ADOPTED this 17th day of September, 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson		X		
Burgess	X			
Chavez	X			
Hanks	X			
Myers	X			
Williams	X			
(Mayor Towers)				
TOTAL	5	1		

This Ordinance was adopted on September 17, 2012 by a 5-1 vote of the Board of Trustees and passed again on October 9, 2012 over the veto of the Mayor by a 4-0-1 vote and becomes law without the Mayor's signature on October 9, 2012.



 Debra L. Williams, Village Clerk
 October 11, 2012

 Lewis Towers, Mayor

ATTEST:



 Debra L. Williams, Village Clerk

THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 12 - 017

AN ORDINANCE ABOLISHING THE OFFICE OF POLICE CHIEF
AND DEVOLVING THE DUTIES ON THE FIRE CHIEF

LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk

ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS

Trustees

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12 - 017

**AN ORDINANCE ABOLISHING THE OFFICE OF POLICE CHIEF
AND DEVOLVING THE DUTIES ON THE FIRE CHIEF**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the Village of Sauk Village has certain police powers to enact regulations for the health and safety of the residents of the Village; and

WHEREAS, the Village of Sauk Village, pursuant to Section 33.02 has created the Office of Police Chief; and

WHEREAS, the Village corporate authorities have determined that due to financial constraints, the Village may no longer employ a separate Police and Fire Chief; and

WHEREAS, the Village of Sauk Village corporate authorities find that it is in the best interest of the Village and its residents to devolve all duties of the Police Chief on the Fire Chief and amend Section 33.02 of its Code to strike Section A and amend Sections B, C, D, E and F to delete "Police Chief" and insert "Fire Chief" in every Section, and devolve the duties of the Police Chief to the Fire Chief; and

WHEREAS, the Village of Sauk Village corporate authorities hereby direct that no line item shall be included in next year's budget (fiscal year beginning November 1, 2012) for the Office of Police Chief; and

WHEREAS, the Sauk Village corporate authorities are authorized, pursuant to Section B of 65 ILCS 5/3.1-30-5 to take this action; and

WHEREAS, the Board desires to memorialize its legislative intent and direct the Village Attorney to defend any actions taken in contravention of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the corporate authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO. The Village of Sauk Village corporate authorities hereby declare that at the end of the current fiscal year (October 31, 2012) the office of Chief of Police is discontinued and all duties of said office are devolved to the Fire Chief, beginning on November 1, 2012.

SECTION THREE. It is the express desire and intent of the Board of Trustees to ~~eliminate~~ discontinue the position of Police Chief in the Village of Sauk Village, effective the end of its current fiscal year, October 31, 2012, for financial reasons.

SECTION FOUR. The position of Police Chief is ~~abolished~~ discontinued effective with the beginning of the next fiscal year, November 1, 2012, pursuant to the Illinois Municipal Code, 65 ILCS 5/3.1-30-5. Section 33.02 is hereby amended to read,

Sec. 33.02 – ~~Police Chief~~ Fire Chief.

A. ~~There is established the office of police chief. The chief shall be appointed by the mayor by and with the advice and consent of the corporate authorities. (Deleted)~~

B. All members of the police department shall serve subject to the orders of the chief of ~~police~~ fire.

C. The chief of ~~police~~ fire shall be custodian of all lost, abandoned or stolen property recovered in the village.

D. The chief of ~~police~~ fire shall be authorized to serve writs, summonses, and other processes, but no patrolman shall serve any such summons or process except on the order of the chief of ~~police~~ fire or the mayor.

E. The chief of ~~police~~ fire may make or prescribe such general and specific orders for the guidance of the members of the police department as he shall see fit.

F. The chief of ~~police~~ fire shall be the keeper of the village jail, and shall have custody of all persons incarcerated therein. He shall keep such records and make such reports concerning the activities of his department as may be required by statute or ordinance. The chief shall be responsible for the performance by the police department of all its functions.

SECTION FIVE. The current Police Chief will be paid through the end of this fiscal year, October 31, 2012.

SECTION SIX. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION SEVEN. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION EIGHT. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 25th day of September, 2012, pursuant to a roll call as follows:

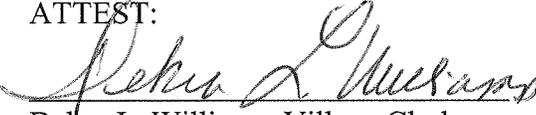
	YES	NO	ABSENT	PRESENT
Benson		x		
Burgess	x			
Chavez			x	
Hanks	x			
Myers	x			
Williams	x			
(Mayor Towers)				
TOTAL	4	1	1	

This Ordinance was adopted by a 4-1-1 vote of the Board of Trustees on September 25, 2012. The Mayor did not veto at the next regular meeting on October 9, 2012. This Ordinance became law without the Mayor's signature on October 9, 2012.


 Debra L. Williams, Village Clerk
 October 11, 2012

 Lewis Towers, Mayor

ATTEST:


 Debra L. Williams, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTIES OF COOK AND WILL)

CERTIFICATION

I, Debra L. Williams, do hereby certify that I am the duly qualified and elected Clerk of the Village of Sauk Village, Cook and Will Counties, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the Village of Sauk Village, Cook and Will Counties, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. 12-_____, "AN ORDINANCE ABOLISHING THE OFFICE OF POLICE CHIEF AND DEVOLVING THE DUTIES ON THE FIRE CHIEF," adopted and approved by the Board of Trustees of the Village of Sauk Village, Illinois on September 25, 2012.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Sauk Village, Cook and Will Counties, Illinois this 25th day of September, 2012.

Debra L. Williams, Village Clerk
Village of Sauk Village

**THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

**ORDINANCE
NUMBER 12 - 018**

**AN ORDINANCE AUTHORIZING THE VILLAGE OF SAUK VILLAGE TO BORROW
FUNDS FROM THE PUBLIC WATER SUPPLY LOAN PROGRAM**

**LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk**

**ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees**

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-018

**AN ORDINANCE AUTHORIZING THE VILLAGE OF SAUK VILLAGE TO BORROW FUNDS FROM
THE PUBLIC WATER SUPPLY LOAN PROGRAM**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois operates its public water supply system (“the System”) and in accordance with the provisions of 65 ILCS 5/11-139-1, et. seq., and the Local Government Debt Reform Act, 30 ILCS 350/1 (collectively, “the Act”), and

WHEREAS, the Mayor and Board of Trustees of the Village of Sauk Village (“the Corporate Authorities”) have determined that it is advisable, necessary and in the best interests of public health, safety and welfare to improve the System, including the following:

water system improvements including improvements to the water treatment facilities and to the water distribution system,

together with any land or rights in land and all electrical, mechanical or other services necessary, useful or advisable to the construction and installation (“the Project”), all in accordance with the plans and specifications prepared by consulting engineers of the Village of Sauk Village; which Project has a useful life of at least twenty five years; and

WHEREAS, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is Seven Million Five Hundred Thousand and 00/100 (\$7,500,000.00), and there are insufficient funds on hand and lawfully available to pay these costs; and

WHEREAS, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 662, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 et seq., at the time of the issuance of the loan; and

WHEREAS, the principal and interest payment shall be payable semi-annually, and the loan shall mature in 20 years, which is within the period of useful life of the Project; and

WHEREAS, the costs are expected to be paid for with a loan to the Village of Sauk Village from the Public Water Supply Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from revenues of the System and the loan is authorized to be accepted at this time pursuant to the Act; and

WHEREAS, in accordance with the provisions of the Act, the Village of Sauk Village is authorized to borrow funds from the Public Water Supply Loan Program in the aggregate principal amount of Seven Million Five Hundred Thousand and 00/100 (\$7,500,000.00) to provide funds to pay the costs of the Project;

WHEREAS, the loan to the Village of Sauk Villageshall be made pursuant to a Loan Agreement, including certain terms and conditions, between the Village of Sauk Village and the Illinois Environmental Protection Agency;

NOW THEREFORE, be it ordained by the Corporate Authorities of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION 1. INCORPORATION OF PREAMBLES

The Corporate Authorities hereby find that the recitals contained in the preambles are true and correct, and incorporate them into this Ordinance by this reference.

SECTION 2. DETERMINATION TO BORROW FUNDS

It is necessary and in the best interests of the Village of Sauk Villageto construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the Village of Sauk Village in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed Seven Million Five Hundred Thousand and 00/100 (\$7,500,000.00).

SECTION 3. PUBLICATION

This Ordinance, together with a Notice in the statutory form (attached hereto as Exhibit A), shall be published once within ten days after passage in the Southtown Star, a newspaper published and of general circulation in the Village of Sauk Village, and if no petition, signed by electors numbering 10% or more of the registered voters (the current number of registered voters in the Village is 6,783) in the Village of Sauk Village (i.e. 679) asking that the question of improving the System as provided in this Ordinance and entering into the Loan Agreement therefore be submitted to the electors of the Village of Sauk Village, is filed with the Village of Sauk Village Clerk within 30 days after the date of publication of this Ordinance and notice, then this Ordinance shall be in full force and effect. A petition form shall be provided by the Village of Sauk Village Clerk to any individual requesting one.

SECTION 4. ADDITIONAL ORDINANCES

If no petition meeting the requirements of the Act and other applicable laws is filed during the 30-day petition period, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the revenues of the System, so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, the Village of Sauk Village may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of the Village of Sauk Village to pay the principal and interest due to the Public Water Supply Loan Program without the written consent of the Illinois Environmental Protection Agency.

SECTION 5. LOAN NOT INDEBTEDNESS OF VILLAGE OF SAUK VILLAGE

Repayment of the loan to the Illinois Environmental Protection Agency by the Village of Sauk Village pursuant to this Ordinance is to be solely from the revenue derived from revenues of the System, and the loan does not constitute an indebtedness of the Village of Sauk Village within the meaning of any constitutional or statutory limitation.

SECTION 6. APPLICATION FOR LOAN

The Mayor is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Public Water Supply Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 662.

SECTION 7. ACCEPTANCE OF LOAN AGREEMENT

The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Public Water Supply Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

SECTION 8.

AUTHORIZATION OF MAYOR TO EXECUTE LOAN AGREEMENT

The Mayor is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the Mayor for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

SECTION 9. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 10. REPEALER

All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

THE REST OF THIS PAGE IS INTENTIONALLY LEFT BLANK

PASSED by the Corporate Authorities on September 25, 2012.

Approved September 25, 2012.

MAYOR

Village of Sauk Village, Cook and Will Counties, Illinois

AYES: BURGESS, HANKS, MYERS, WILLIAMS

NAYS: BENSON

ABSENT: CHAVEZ

PUBLISHED in the Southtown Star October 2, 2012.

RECORDED in the Village of Sauk Village Records on September 25, 2012.

ATTEST:

Village of Sauk Village Clerk

Village of Sauk Village

Will and Cook Counties, Illinois

Exhibit A

NOTICE OF INTENT TO BORROW FUNDS

AND RIGHT TO FILE PETITION

NOTICE IS HEREBY GIVEN that, pursuant to Ordinance Number 12-018, adopted on September 25, 2012, the Village of Sauk Village, Will and Cook Counties, Illinois (the "ENTITY"), intends to enter into a Loan Agreement with the Illinois Environmental Protection Agency in an aggregate principal amount not to exceed Seven Million Five Hundred Thousand and 00/100 (\$7,500,000.00) and bearing annual interest at an amount not to exceed the maximum rate authorized by law at the time of execution of the Loan Agreement, for the purpose of paying the cost of certain improvement to the public water supply system of the Village of Sauk Village. A complete copy of the Ordinance accompanies this notice.

NOTICE IS HEREBY FURTHER GIVEN that if a petition signed by 679 or more electors of the Village of Sauk Village (being equal to 10% of the registered voters in the Village of Sauk Village), requesting that the question of improving the public water supply system and entering into the Loan Agreement is submitted to the Village of Sauk Village Clerk within 30 days after the publication of this Notice, the question of improving the public water supply system of the Village of Sauk Village as provided in the Ordinance and Loan Agreement shall be submitted to the electors of the Village of Sauk Village at the next election to be held under general election law on April 9, 2013. A petition form is available from the office of the Village of Sauk Village Clerk.

Village of Sauk Village Clerk

Village of Sauk Village

Will and Cook Counties, Illinois

CERTIFICATION

I, DEBRA L. WILLIAMS, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Sauk Village. I do further certify that the above and foregoing, identified as Ordinance Number 12-018, is a true, complete and correct copy of an ordinance otherwise identified as AN ORDINANCE AUTHORIZING THE VILLAGE OF SAUK VILLAGE TO BORROW FUNDS FROM THE PUBLIC WATER SUPPLY LOAN PROGRAM, passed by the Board of Trustees of the Village of Sauk Village on the 25th day of September , 2012, and approved by the Mayor of the Village of Sauk Village on the same said date, the original of which is part of the books and records within my control as Clerk of the Village of Sauk Village.

Dated this 25th day of September, 2012.

**THE VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS**

**ORDINANCE
NUMBER 12 - 019**

**AN ORDINANCE AMENDING CHAPTER 53 (WATER), TITLE V (PUBLIC WORKS)
OF THE VILLAGE CODE (SECTIONS 53.20 – 53.26)**

**LEWIS TOWERS, Mayor
DEBRA L. WILLIAMS, Clerk**

**ENOCH BENSON IV
DERRICK BURGESS
ROBERT CHAVEZ
DAVID HANKS
EDWARD MYERS
ROSIE WILLIAMS
Trustees**

VILLAGE OF SAUK VILLAGE
COOK AND WILL COUNTIES, ILLINOIS

ORDINANCE No. 12-019

**AN ORDINANCE AMENDING CHAPTER 53 (WATER), TITLE V (PUBLIC WORKS)
OF THE VILLAGE CODE (SECTIONS 53.20 – 53.26)**

WHEREAS, the Village of Sauk Village, Cook and Will Counties, Illinois, is a non-home rule municipality pursuant to the Illinois Constitution; and

WHEREAS, the Village of Sauk Village has certain police powers to enact regulations for the health and safety of the residents of the Village and pursuant to its non-home rule power, the Village has certain powers relating to its government and affairs; and

WHEREAS, the Village of Sauk Village (“Village”) owns and operates a waterworks and sewerage system for the benefits of its residents; and

WHEREAS, the Village of Sauk Village intends to submit a loan application to the Illinois Environmental Protection Agency in order to borrow funds from the Public Water Supply Loan Program; and

WHEREAS, the IEPA has certain requirements regarding the use, specifications and maintenance of water systems which are necessary for entities which desire to participate in the Public Water Supply Loan Program; and

WHEREAS, the Village of Sauk Village wishes to amend their Code of Ordinances in order to meet the IEPA’s requirements regarding the use, specifications and maintenance of its water system; and

WHEREAS, the Village President and Board of Trustees find that it is in the best interest of the Village and its residents to amend Chapter 53 of the Village Code regarding its water system.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Sauk Village, Cook and Will Counties, Illinois, as follows:

SECTION ONE. Recitals. The foregoing recitals are adopted as express findings of the Corporate Authorities of the Village of Sauk Village and are incorporated herein by specific reference.

SECTION TWO.

That Sections 53.20 through 53.25 of Title 5, Chapter 53, are amended in their entirety and that Section 53.26 is added to Title 5, Chapter 53, to read as follows:

Section 53.20 Connections

(A) Service Connection Permits; Charges

No connections with the waterworks system shall be made without a permit issued by the Village. All such connections shall be made by Village forces under the supervision of the Village, and no connections shall be covered until the work has been inspected to the satisfaction of the Village. Whenever any premises shall hereafter be connected with the waterworks system, a charge shall be made.

Connections Required: The owner, occupant or party or parties in possession of any house, structure, factory, industrial or commercial establishment or any other building or structure of any other character which uses water and is located on property within the corporate limits shall cause such house, structure, factory, industrial or commercial establishment or any other building or structure of any other character to be connected with the waterworks system within ninety (90) days from the date that water facilities become available to such property.

(B) Application for Water Service; Turn-On Fee; Deposit

Application: No water from the waterworks system shall be turned on for service into any premises by any person but the Village. Application to have water turned on shall be made in writing to the Village and shall contain an agreement by the applicant to abide by and accept all of the provisions of this Chapter as conditions governing the use and service of the waterworks system by the applicant.

Turn-On Fee: A fee of \$25.00 shall be paid for turning on the water. The only exception to this will be when the customer temporarily relocates to another home out of State, in which case a fee shall be added to the bill at the time of turn-on.

(C) Water Service Installations

All service pipes and laterals from the waterworks system (water mains) to the stop box shall be installed by, and at the expense of the Village for a distance not to exceed two hundred feet (200'). If such water service must cross a City or State road or alley that requires boring and casing, the cost of such boring and/or casing shall be borne by the applicant for the service or the owner of the property being served. All expense for more than two hundred feet (200') shall be at the cost of and installed by the owner of the property to be served or the applicant for the service. All such water services shall have a curb cock on the terrace with a stop box flush with the ground.

(D) Repairs to System

All repairs for service pipes and laterals from the waterworks system (water mains) to the stop box shall be made by and at the expense of the Village. From the stop box to the property being served, all repairs and excavations shall be by and at the expense of the property owner.

(E) Crossing-Connections

(1) If in accordance with the Illinois Plumbing Code or in the judgment of the Village an approved backflow prevention device is necessary for the safety of the public water supply system, the Village will give notice to the water customer to install such an approved device immediately. The water customer shall, at his own expense, install such an approved device at a location and in a manner in accordance with the Illinois Plumbing Code and all applicable local regulations and shall have inspections and tests made of such approved devices as required by the Illinois Plumbing code and local regulations.

(2) No person shall establish or permit to be established or maintain or permit to be maintained any connection whereby private, auxiliary or emergency water supply other than the regular public water supply of the Village enters the supply or distribution system of the Municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Village and the Illinois Environmental Protection Agency.

(3) It shall be the duty of the Village to cause surveys and investigations to be made of industrial and other properties served by the public water supply to determine whether actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated at least every two (2) years, or as often as the Village shall deem necessary. Records of such surveys shall be maintained and available for review for a period of at least five (5) years.

(4) The approved cross-connection control device inspector shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system for the purpose of verifying the presence or absence of cross-connections, and the purpose of verifying the presence or absence of cross-connections, and the Village or its authorized agent shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system for the purpose of verifying information submitted by the customer regarding the required cross-connection control inspection. On demand, the owner, lessees or occupants of any property so served shall furnish to the Village any information which it may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Village, be deemed evidence of the presence of improper connections as provided in this Section.

(5) The superintendent of water of the Village is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this section is known to

exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this Section, and until a reconnection fee is paid to the Village. Immediate disconnection with verbal notice can be effected when the Village is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection.

(6) The consumer responsible for back siphoned material or contamination through backflow, if contamination of the potable water supply system occurs through an illegal cross-connection or an improperly installed, maintained or repaired device, or a device which has been bypassed, must bear the cost of cleanup of the potable water supply system.

(F) Water Service Pipe

All water services used or laid on Village property shall be of K copper construction.

At no time will plastic or galvanized pipe be used regardless of who is laying said pipe.

(G) Compliance with Plumbing Regulations

No water shall be turned on for service in any premises in which the plumbing does not comply with the ordinances of the Village provided, that water may be turned on for construction work in unfinished buildings, subject to the provisions of this Chapter.

(H) Excavations for Connections

Excavations for installing service pipes and laterals or repairing the same shall be made in compliance with the ordinance provisions relating to making excavations in streets, provided, that it shall be unlawful to place any service pipe in the same excavation with, or directly over, any drainpipe or sewer lateral.

(I) Shut-Off Boxes

Shut-off boxes or service boxes shall be placed on every service pipe, and shall be located between the curb line and the sidewalk line where this is practicable. Such boxes shall be so located that they are easily accessible and shall be protected from frost.

(J) Water Service to More Than One Premise

No owner or plumber shall be permitted to connect water pipes into any two (2) distinct premises or tenements unless separate and distinct stop-cocks shall be placed on the outside of each such premises along the sidewalk opposite the same, nor shall any pipe

be allowed to cross lots or buildings to adjoining premises. Duplex flats, double houses and apartment houses shall be considered as one "premises." A "premises" shall be construed to cover all buildings and divisions under one common roof, owned by one party, who will be charged for all services to such premises.

Section 53.21 Use of Public Water Service

(A) Meters Required

All premises using the Village water supply must be equipped with an adequate cubic foot water meter. All meters placed in service on any premises using the Village water supply will be provided and owned by the Water Department, which retains the right to inspect, repair and replace them upon reasonable notice to the owner of the premises.

When a meter owned by the Village is placed in service, other than as a replacement for a meter owned by the Village already in use, the property owner or other person receiving such service shall make a deposit as herein specified. When a meter owned by the Village is placed in service as a replacement for a privately owned meter, the property owner, or other person receiving such service, will make a deposit as herein provided, unless the privately owned meter is received in exchange by the Water Department.

The following deposits are hereby established, based on the connection diameter:

Inlet/Outlet Diameter	Deposit Required
1/2", 5/8", 3/4"	\$50
1"	\$100
1 1/4"	\$300
1 1/2"	\$500
2"	\$700
Over 2"	Priced on Request

The money received from these deposits, and all other deposits received by the Water Department, shall be placed in a revolving fund for the purchase and maintenance of water meters.

Refund of the water meter deposit shall be made to the owners of the premises only if said premises are destroyed or no longer needed and the Village-owned meter is returned in good condition.

(B) Resale of Water; Unauthorized Use

No water supplied by the waterworks system of the Village shall be resold by any user. No water user may supply water to other families or allow them to take it, except for use on the premises and for the purpose specified in such user's approved application, not after water is introduced into any building or upon any premises shall any person make or employ any other person to make any tap or connection with work upon the premises for alterations, repairs, extensions or attachments without written permit therefore. Resale or unauthorized use of water shall be grounds for discontinuance of water service to the user, or the premises, or both.

(C) Requirements and Restrictions Relating to Meters

- (1) Installation: Meters shall be installed in a location that will provide easy access thereto.
- (2) Reading Meters: The Village shall read or cause to be read every water meter used in the Village at such times as are necessary so that the bills may be sent out at the proper times.
- (3) Testing Meters: Upon request or complaint of the consumer, any water meter shall be tested for accuracy. If, upon testing, the meter is found to be over three percent (3%) off in accuracy, the meter shall be replaced at no cost to the consumer. If the meter is found to be three percent (3%) or less in accuracy, then the consumer shall pay a testing fee of twenty-five dollars (\$25.00).
- (4) Required for New Construction: Any house or building constructed within the Village or constructed outside of the Village and using Village water must have installed a meter that will service each individual user located upon any new constructed property.

Section 53.22 Liability

(A) Service Failures: All waterworks service supplied by the waterworks system shall be upon the express condition that the Village shall not be liable nor shall any claim be made against it for damages or injury caused by reason of the breaking of any main, branches, service pipes, apparatus or appurtenances connected with said system or any part or portion thereof, or for any interruption of the supply by reason of the breakage of machinery, or by reason of stoppage, alterations, extensions or renewals.

(B) Service Interruption: The Village reserves the right to shut off water at any time in the mains for the purpose of repairing, cleaning, making connections with or extensions to same, or for the concentrating of water in any part of the Village in case of fire, and for restricting the use of water in case of deficiency in supply, including the suspension of the use of water for sprinkling lawns or gardens. No claim shall be made

against the Village by reason of the breaking of any service pipe or service cock, or damage arising from shutting off of water for repairing, laying or relaying mains, hydrants or other connections, or repairing any part of the water system, or from failure of the water supply, or by increasing the water pressure at any time, or from concentrated or restricted use of water as above.

Section 53.23 Protection of Water Works

Tampering with System

It shall be unlawful for any person not authorized by the Village Board to tamper with, alter or injure any part of the Village waterworks or supply system, or any meter.

Section 53.24 Inspection

Right of Access; Use Inspection

The Village and its employees and the Illinois Environmental Protection Agency shall have ready access at all reasonable times to the premises, places or buildings where water service is supplied for the purpose of inspecting, examining and testing the consumption, use and flow of water, and it shall be unlawful for any person to interfere with, prevent or obstruct the Village or its duly authorized agent or the Illinois Environmental Protection Agency in its duties hereunder. Every user of the system shall take the same upon the conditions prescribed in this Section.

Section 53.25 Powers and Authority of Inspectors

(A) The Superintendent of Water, Director of Public Works and other duly authorized employees of the Village and the Illinois Environmental Protection Agency, bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Superintendent of Water or the Director of Public Works or their representative shall have no authority to inquire into any processes, including metallurgical, chemical, oil refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterway or facilities for waste treatment.

(B) While performing the necessary work on private properties referred to in Section 53.25(A) above the Village or duly authorized employees of the Village and the Illinois Environmental Protection Agency shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the Village employees and the Village shall indemnify the company against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operating, except as

such may be caused by negligence or failure of the company to maintain conditions as required in this Chapter.

(C) The Village and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter all private properties through which the Village holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the water works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

Section 53.26 Penalties

(A) Any person found to be violating any provision of this ordinance except Section 53.23 shall be served by the Village with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

(B) Any person who shall continue any violation beyond the time limit provided for in Section 53.26(A), shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding \$250 for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

(C) Any person violating any of the provisions of this ordinance shall become liable to the Village by reasons of such violation.

SECTION THREE. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

SECTION FOUR. Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

SECTION FIVE. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 25day of September 2012, pursuant to a roll call as follows:

	YES	NO	ABSENT	PRESENT
Benson		x		
Burgess	x			
Chavez			x	
Hanks	x			
Myers	x			
Williams	x			
(Mayor Towers)				
TOTAL	4	1	1	

APPROVED by the Mayor on September 25, 2012.

Lewis Towers, Mayor

ATTEST:

Debra L. Williams, Village Clerk

