

ORDINANCE NO. 3012-07

**ORDINANCE OF LIMESTONE TOWNSHIP BOARD OF TRUSTEES
ON ENFORCEMENT OF WEED CUTTING AND OTHER POWERS UNDER 60 ILCS 1/105-15**

THIS ORDINANCE made this 14th day of August, 2012, at a regular meeting of the Board of Trustees of Limestone Township, Peoria County, duly noticed and called for:

WITNESSETH:

WHEREAS, 60 ILCS 1/105-15 states the Limestone Township Board of Trustees may provide for the cutting of weeds or grass, the trimming of trees or bushes, the removal of nuisance bushes or trees, or the maintenance of a retention pond or detention pond as further outlined therein;

WHEREAS, Limestone Township has seen an increased number of properties which require monitoring and maintenance pursuant to 60 ILCS 1/105-15, and these properties will continue to create public safety and health concerns for the residents of Limestone Township; and

WHEREAS, in an effort to more fully protect the residents of Limestone Township, the Township Board has appointed a Township Enforcement Officer to enforce statute and ordinance violations.

NOW, THEREFORE, BE IT ORDAINED by the Limestone Township Board of Trustees, Peoria County, Illinois, ("Township Board") AS FOLLOWS:

SECTION 1
60 ILCS 1/105-15 Enforced

It is necessary for Limestone Township to strictly adhere to and enforce all provisions contained within 60 ILCS 1/105-15 regarding weed cutting and pond maintenance as outlined therein. No person, firm, entity, association, or corporation shall be exempt from 60 ILCS 1/105-15.

SECTION 2
Authority to Enforce the Ordinance; Prosecution

Upon receiving any information which leads the Township Supervisor and/or Township Enforcement Officer ("Officer") to determine a violation of 60 ILCS 1/105-15 has occurred or is occurring, said Officer shall proceed to investigate and shall at once proceed to prosecution of the offender where appropriate. The prosecution of an offender can include, but is not limited to, notifying the property owner of the violation and contacting the Township Supervisor and Clerk to begin the required actions under 60 ILCS 1/105-15(a) and (b), and/or a civil proceeding in the Peoria County Circuit Court pursuant to 60 ILCS 1/105-15(d).

SECTION 3

Fine

In addition to any fees and/or liens which will attach to the property at issue pursuant to 60 ILCS 1/105-15 upon each separate action taken by the Township, the property owner of the property at issue may be assessed a fine in addition not to exceed one hundred dollars (\$ 100.00) per occurrence.

The payment of fines for violations shall be made by mail or in person at the Limestone Township Hall located at 1501 W. Garfield, Bartonville, and shall be paid within 15 days of the action taken by the Township to clean the property at issue. In the event the fine remains unpaid after those 15 days, the matter may be turned over to counsel for Limestone Township to include in the amount of the lien filed, commence civil proceedings, and/or to a collection agency.

SECTION 4
Repeal of Conflicting Ordinances

All other Township ordinances, resolutions, or orders, or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed, but in no way does this Ordinance limit the authority and powers of the Township under 60 ILCS 1/105-15.

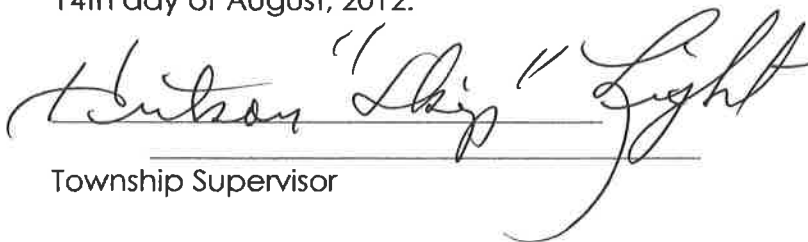
SECTION 5
Effect of Partial Invalidity

This Ordinance is passed pursuant to 60 ILCS 1/105-15, 60 ILCS 1/100-10 and all other applicable authority existing in statute, regulation, or common law. The above recitals are incorporated herein and made a part of this Ordinance. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

SECTION 6
Effective Date

This Ordinance shall be in full force and effect upon its adoption and after ten (10) days' publication in a newspaper of general circulation within this county.

APPROVED by a vote of 4 AYES, 0 NAYS, and 1 ABSTENTIONS on the 14th day of August, 2012.


Township Supervisor

Trustee

Nancy Kurek
Trustee

Trustee

Jane Witt

Trustee Steven L Andrews

Trustee

ATTEST:

Cynthia Skifford
Township Clerk

STATE OF ILLINOIS

COUNTY OF PEORIA

) ss.
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CERTIFICATION

I, Cynthia Stafford, Clerk of Limestone Township, County of Peoria and State of Illinois, DO HEREBY CERTIFY that the attached is a true and correct copy of Ordinance Number 2012-07, "**ORDINANCE OF LIMESTONE TOWNSHIP BOARD OF TRUSTEES ON ENFORCEMENT OF WEED CUTTING AND OTHER POWERS UNDER 60 ILCS 1/105-15**", which was adopted by the Limestone Township Board of Trustees on August 14, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand in the County of Peoria and State of Illinois, on August 14, 2012.

Cynthia Stafford
Limestone Township Clerk

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