

VILLAGE OF DUPO, ILLINOIS

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ORDINANCE NO. 21-16

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS  
GOVERNING THE PERMIT, PLACEMENT AND PROCEDURE FOR ROLL-OFF CONTAINERS AND  
DUMPSTERS IN THE VILLAGE LIMITS OF DUPO, ILLINOIS**

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ADOPTED BY THE  
VILLAGE BOARD OF TRUSTEES  
OF THE  
VILLAGE OF DUPO, ILLINOIS  
THIS 20<sup>th</sup> DAY OF SEPTEMBER 2021

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Published in pamphlet form by  
authority of the Village Board  
of Trustees of the Village of  
Dupo, St. Clair County, Illinois,  
this 20<sup>TH</sup> day of September 2021.

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**WHEREAS**, the Village of Dupo, St. Clair County, Illinois, is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

**WHEREAS**, a duly noticed public meeting was held in the Village of Dupo, Illinois at the Dupo Village Hall, 107 N. Second Street, on September 20, 2021, at 7:00 p.m., before the Village Board of Dupo; and

**WHEREAS**, the Village of Dupo currently maintains, as part of its Code of Ordinances, Chapter 33, Street Regulations; and

**WHEREAS**, there are no provisions addressing placement of roll-off containers and/or dumpsters in or adjacent to public right-of-way, including but not limited to public streets or alleys; and

**WHEREAS**, the Corporate Authorities of the Village of Dupo, Illinois find it to be in the best interest for the health, safety, and welfare of the public and of those motorists who utilize the public streets, alleys and right-of-way in the Village of Dupo to require a permit be issued by the Village prior to the placement of a roll-off container and/or dumpster in the public right-of-way and that certain rules and regulations be adopted regulating the same; and

**WHEREAS**, the Corporate Authorities in furtherance of the above hereby desire to amend Chapter 33, Street Regulations, Article II-General Regulations, of the Village of Dupo Code of Ordinances by adding a new section, specifically section 33-2-19 governing the permit, placement and procedure of roll-off containers and/or dumpsters in the Village of Dupo, Illinois as herein proposed on **Exhibit "A"** attached hereto.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Board of Trustees of the Village of Dupo, St. Clair County, Illinois, as follows:

**Section 1: Recitals.** The aforementioned recitals are hereby adopted as findings by the Village Board and incorporated herein.

**Section 2: Amendments.** Chapter 33, Street Regulations, Article II, is hereby amended to create a new section, specifically Section 33-2-19 governing the permit, placement

and procedure for roll-off containers and dumpsters in the Village limits of the Village of Dupo, Illinois as referred to on Exhibit "A" attached hereto and incorporated herein by reference.

**Section 3: Permit Fee and Renewal Fee.** The Village hereby adopts a \$25.00 permit fee and a \$25.00 renewal fee for each permit and renewal application.

**Section 4: Severability of Provisions.** Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

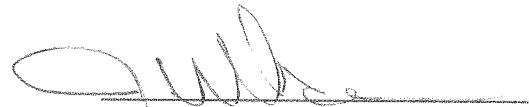
**Section 5: Conflict.** All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 6: Effective.** This Ordinance shall take full force and effect immediately upon passage by the Village Board of Trustees.

**PASSED** this 20<sup>th</sup> day of September 2021 by the Village Mayor and the Village Board of Trustees of the Village of Dupo, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

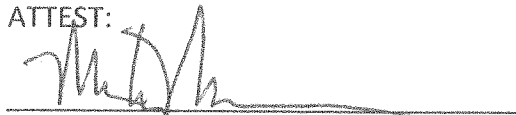
<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Joe Basinski	X	---	---	---
Ron Dell	X	---	---	---
Kerry Foster	X	---	---	---
Dawn Keys	X	---	---	---
Ken Phillips	X	---	---	---
Tammy Taylor	X	---	---	---

**APPROVED AND PASSED** by the Mayor of the Village of Dupo, Illinois this 20<sup>th</sup> day of September 2021.



Jerry Wilson, Mayor  
Village of Dupo, Illinois

ATTEST:



MARK NADLER, VILLAGE CLERK

(SEAL)

STATE OF ILLINOIS    )  
                                  ) SS  
COUNTY OF ST. CLAIR )

CERTIFICATE OF PUBLICATION

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois.

I further certify that on the 20th day of September 2021, the Corporate Authorities of the Village of Dupu, Illinois, passed and approved Ordinance No. 21-16, entitled:

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS  
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 21-16, including the ordinance and a cover sheet thereof, was prepared, and a copy of such ordinance was posted in the Dupu Village Hall, commencing on September 20, 2021, and continuing for at least ten (10) days thereafter. Copies of such ordinance were also made available for public inspection upon request in the office of the Village Clerk.

DATED at Dupu, Illinois this 20th day of September 2021.

  
\_\_\_\_\_  
MARK NADLER, Village Clerk

(SEAL)

STATE OF ILLINOIS    )  
                                  ) SS  
COUNTY OF ST. CLAIR )

CERTIFICATE OF TRUE COPY

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said Village.

I do further certify that Ordinance No. 21-16, entitled:

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS  
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to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Dupu, Illinois Village Council held on the 20th day of September 2021.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 20<sup>th</sup> day of September 2021.

  
\_\_\_\_\_  
MARK NADLER, Village Clerk

(SEAL)

## EXHIBIT A

### 33-2-19 Permit, Placement and Procedure for Roll-off Containers and/or Dumpsters:

- A. Any roll-off container and/or dumpster may be temporarily placed in the street, alley, or public right-of-way provided that such person, firm, corporation, or entity using, renting or leasing that roll-off container and/or dumpster obtains prior to the placement of the roll-off container and/or dumpster a permit from the Village of Dupou, Illinois.
- (1) The person, firm, corporation, or entity using, renting or leasing the roll-off container or dumpster shall apply at Village Hall for the necessary permit for the placement of a roll-off container and/or dumpster in the Village limits of Dupou, Illinois, and pay the requisite permit fee.
  - (2) The person, firm, corporation, or entity using, renting or leasing the roll-off container or dumpster shall adhere to the following regulations regarding placement, use and duration:
    - (a) The roll-off container or dumpster shall be used exclusively for garbage or refuse operations, including construction debris.
    - (b) The roll-off container or dumpster shall not be placed on the street public right-of-way for more than 14 days. Requests for an extension will be given full consideration and may be approved up to additional 14 days when a renewal application is submitted, approved and renewal fee paid to the Village.
    - (c) The roll-off container or dumpster shall not exceed 8 feet 6 inches in width.
    - (d) The roll-off container or dumpster shall be placed parallel to and within 12 inches of the curb, or as close as practicable to the right edge of the right-hand shoulder.
    - (e) The roll-off container or dumpster shall only be placed in an area on the public right-of-way that would normally be used for parking.
    - (f) The roll-off container or dumpster shall not be placed on the street, alley, or roadway at any location where vehicular parking is prohibited, unless expressly authorized by permit.
    - (g) The roll-off container or dumpster shall not be placed within 30 feet of any intersection and within 15 feet of a fire hydrant or public drive.
    - (h) The roll-off container or dumpster shall have reflective barricades placed one at the front corner closest to the

## EXHIBIT A

traffic lane side and two at the rear, being one at each corner, of the roll-off container or dumpster and shall remain in place until the roll-off container or dumpster is removed.

- (i) The roll-off container or dumpster shall not block any sidewalk or driveway.
- (j) The roll-off container or dumpster shall only be placed in front of and not over any property line of the property it is being used on/at.

- (3) The person, firm, corporation, or entity that places or causes to be placed the roll-off container or dumpster shall be responsible for any damage from its placement to the street, curb, drainage structures or any public infrastructure.

B. *Penalty.* Any person, firm, corporation, or entity who or which violates this Section shall be subject to a fine of not less than \$75.00 and not more than \$750.00 for each violation; and each day or part thereof a violation exists shall be deemed to be a separate violation or offense.