

VILLAGE OF DUPO, ILLINOIS

ORDINANCE NO. 21-29

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS
GOVERNING THE PERMIT, PLACEMENT AND PROCEDURE FOR TEMPORARY DUMPSTER/ROLL-
OFF CONTAINERS ON PRIVATE PROPERTY IN THE VILLAGE LIMITS OF DUPO, ILLINOIS**

ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF DUPO, ILLINOIS
THIS 4th DAY OF OCTOBER 2021

Published in pamphlet form by
authority of the Village Board
of Trustees of the Village of
Dupo, St. Clair County, Illinois,
this 4TH day of October 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 October 4, 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 29, Property Maintenance Code; and

WHEREAS, there are no provisions addressing the permit, placement and procedure for temporary dumpster/roll-off containers on private property; 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 in the Village of Dupo to require a permit be issued by the Village prior to the placement of a private property temporary dumpster/roll-off containers 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 29, Property Maintenance Code, Article III-General Regulations, of the Village of Dupo Code of Ordinances by adding a new section, specifically section 29-3-14 governing the permit, placement and procedure of private property temporary dumpster/roll-off containers 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 29, Property Maintenance Code, Article III, is hereby amended to create a new section, specifically Section 29-3-14 governing the permit, placement and procedure for temporary roll-off containers and dumpsters on private property in the Village limits of the Village of Dupu, 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 zero dollar (\$0.00) fee on the initial permit and a twenty-five dollar (\$25.00) renewal fee for each 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 4th day of October 2021 by the Village Mayor and the Village Board of Trustees of the Village of Dupu, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

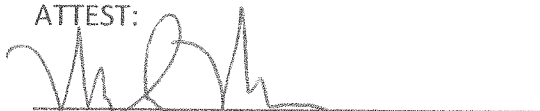
<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Joe Basinski	X	---	-----	-----
Ron Dell	X	---	-----	-----
Kerry Foster	X	---	-----	-----
Dawn Keys	X	---	-----	-----
Ken Phillips	X	---	-----	-----
Tammy Taylor	X	---	-----	-----

APPROVED AND PASSED by the Mayor of the Village of Dupu, Illinois this 4th day of October 2021.



Jerry Wilson, Mayor
Village of Dupon, 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 4th day of October 2021, the Corporate Authorities of the Village of Dupu, Illinois, passed and approved Ordinance No. 21-29, 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. 21-29, 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 October 4, 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 4th day of October 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. 21-29, entitled:

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS GOVERNING THE PERMIT, PLACEMENT AND PROCEDURE FOR TEMPORARY DUMPSTER/ROLL-OFF CONTAINERS ON PRIVATE PROPERTY IN THE VILLAGE LIMITS OF DUPO, ILLINOIS

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 4th day of October 2021.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 4th day of October 2021.



MARK NADLER, Village Clerk

(SEAL)

EXHIBIT A

29-3-14 Permit, Placement and Procedure for Temporary Roll-off Containers and/or Dumpsters on Private Property:

- A. Any roll-off container and/or dumpster may be temporarily placed on private property 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 temporary roll-off container and/or dumpster a permit from the Village of Dupu, Illinois.
- (1) The person, firm, corporation, or entity using, renting or leasing the temporary roll-off container or dumpster shall apply at Village Hall for the necessary permit for the placement of a temporary roll-off container and/or dumpster on private property in the Village limits of Dupu, Illinois, and pay any requisite 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 temporary roll-off container or dumpster shall be used exclusively for garbage or refuse operations, including construction debris.
 - (b) The temporary roll-off container or dumpster shall not be placed on the private property for more than 14 days. Requests for an extension will be given full consideration and may be approved up to an additional 14 days when a renewal application is submitted, approved and renewal fee paid to the Village.
 - (c) The temporary roll-off container or dumpster can be placed on private property for ninety (90) days for remodeling, additions or similar building improvement activities. Requests for an extension will be given full consideration and may be approved up to an additional (90) days will be given full consideration when a renewal application is submitted, approved and renewal fee paid to the Village.
 - (d) The temporary roll-off container or dumpster can be placed on private property for eight (8) months for new construction. Requests for an extension will be given full consideration and may be approved up to an additional (90) days will be given full consideration when a renewal application is submitted, approved and renewal fee paid to the Village.
 - (e) Only one (1) temporary roll-off container or dumpster is permitted on private property.

EXHIBIT A

- (f) The temporary roll-off container or dumpster shall only be placed on the private property address registered on the permit.
 - (g) The temporary roll-off container or dumpster on private property shall not be placed within 15 feet of a fire hydrant, shall not be placed upon or block a sidewalk and shall be placed at least 3 feet away from any adjoining property line.
 - (h) The garbage/refuse within the roll-off container or dumpster on private property may not exceed the top of the container.
 - (i) The temporary roll-off container or dumpster shall not be placed on the street, alley, or roadway.
 - (j) The temporary roll-off container or dumpster shall not be placed on private property so as to block the view of the intersection of any public street.
- (3) The person, firm, corporation, or entity that places or causes to be placed the temporary roll-off container or dumpster on private property shall be responsible for any damage from its placement to: the street, curb, drainage structures or any public infrastructure and any damage to neighboring property.
- 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.