

ORDINANCE NUMBER: 2014-30

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
CHAPTER 5, SECTION 5-6-1(B) AND (D)
REFUSE AND YARD WASTE AND GARBAGE RECEPTACLES
FOR THE VILLAGE OF POPLAR GROVE, ILLINOIS**

WHEREAS, the Board of Trustees for the Village of Poplar Grove, Illinois, has received numerous complaints from residents of the storage of garbage receptacles in plain sight of public right-of-ways; and,

WHEREAS, the Board of Trustees for the Village of Poplar Grove, Illinois, believes it to be in the best interests of the public and welfare of the Village, that all garbage receptacles be stored behind "sight tight fencing" or other similar materials to hide the garbage receptacles from public view; and,

WHEREAS, currently, Chapter 5, Section 5-6-1(B), indicates that garbage receptacles shall be placed in a manner so they are not visible from the public or private street or other right-of-way, but there is no requirement that garbage receptacles be stored behind "sight tight fencing" or other similar material; and,

WHEREAS, after a discussion, the Board of Trustees, for the Village of Poplar Grove, Illinois, believes it is in the best interests of the Village and its residents, that all garbage receptacles should be stored behind "sight tight fencing" or other similar materials; and,

WHEREAS, in order to implement this change in the Village Ordinances, it is necessary to enact an Ordinance.

NOW, WHEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES FOR THE VILLAGE OF POPLAR GROVE, ILLINOIS, AS FOLLOWS:

SECTION 1: Chapter 5, Refuse and Yard Waste and Garbage Receptacles, Section 5-6-1(B), shall and hereby is amended to read as follows:

When stored outside a structure, all refuse, yard waste, bulky waste and garbage receptacles shall be placed in an manner so that they are not visible from any public or private street or other right-of-way, and stored behind "sight tight fencing" or other similar material.

SECTION 2: Chapter 5, Section 5-6-1(D), shall and hereby is amended to read as follows:

The owners of real property upon which a violation of this section is found to exist, as well as other persons actually violating this section, shall be jointly and severally liable for each day that a violation occurs, and shall be subject to a fine of \$50.00 per day that the violation continues.

SECTION 3: This Ordinance shall be in full force and effective as follows:

- (a) Residential and multi-family zoned property effective September 1, 2015; and,
- (b) Single Use Commercial and industrial zoned property effective September 1, 2016.
- (c) Multiple Commercially zoned property, i.e. malls, effective September 1, 2017.

PASSED UPON MOTION BY Don Bowden

SECONDED BY Judi Zang

BY ROLL CALL VOTE THIS 8 DAY OF December, 2014

AS FOLLOWS:

VOTING "AYE": Don Bowden, Owen Costanza

Robert Frey, Jeff Goings, Judi Zang

VOTING "NAY": none

ABSENT, ABSTAIN, OTHER Ron Quimby

APPROVED Dec. 8, 2014

ATTEST:
Martha Sukr
CLERK

[Signature]
PRESIDENT

