

**THE CODE OF**  
**THE VILLAGE OF JEROME, ILLINOIS**

Adopted August 1, 1974

Effective September 5, 1974

Revised October 21, 2021

Published by Order of the Board of Trustees

THE CODE OF  
THE VILLAGE OF JEROME, ILLINOIS

GENERAL PROVISIONS

Sec. 1-1. HOW CODE DESIGNATED AND CITED.

The ordinances embraced in this and the following chapters and sections shall constitute and be designated "The Code of the Village of Jerome, Illinois," and may be so cited. Such ordinances may also be cited as the "Jerome Village Code."

Sec. 1-2. RULES OF CONSTRUCTION AND DEFINITIONS.

In the construction of this Code, and of all ordinances, the rules and definitions set out in this section shall be observed, unless such construction would be inconsistent with the manifest intent of the Board of Trustees. The rules of construction and definitions set out herein shall not be applied to any section of this code which shall contain any express provision excluding such construction, or where the subject matter or context of such section may be repugnant thereto.

Generally. All general provisions, terms, phrases and expressions contained in this Code shall be liberally construed in order that the true intent and meaning of the Village Board of Trustees may be fully carried out.

In the interpretation and application of any provisions of this Code, they shall be held to be the minimum requirements adopted for the promotion of the public health, safety, comfort, convenience and general welfare. Where any provision of the Code imposes greater restrictions upon the subject matter than the general provision imposed by the Code, the provision imposing the greater restriction or regulation shall be deemed to be controlling.

Board, Board of Trustees. The term "Board" or "Board of Trustees" shall mean the Board of Trustees of the Village of Jerome.

Computation of time. Whenever a notice is required to be given or an act to be done, a certain length of time before any proceeding shall be had, the day on which such notice is given, or such act is done, shall be counted in computing the time, but the day on which such proceeding is to be held shall not be counted.

Corporate limits. The term "corporate limits" or "village limits" shall mean the, legal boundaries of the Village of Jerome.

County. The words "the County" or "this County" shall mean the County of Sangamon in the State of Illinois.

Delegation of authority. Whenever a provision appears requiring the head of a department or some other village officer to do some act or perform some duty, it is to be

construed to authorize the head of the department or other officer to designate, delegate and authorize subordinates to perform the required act or perform the duty unless the terms of the provision or section specify otherwise.

Gender. A word importing the masculine gender only shall extend and be applied to females and to firms, partnerships and corporations as well as to males.

Health Officer. The term "Health Officer" shall mean the Health Officer of the Village.

Joint authority. All words giving a joint authority to three (3) or more persons or officers shall be construed as giving such authority to a majority of such persons or officers.

Month. The term "month" shall mean a calendar month.

Non-technical and technical words. Words and phrases shall be construed according to the common and approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in law shall be construed and understood according to such meaning.

Number. A word importing the singular number only may extend and be applied to several persons and things as well as to one person and thing.

Oath. The term "oath" shall be construed to include an affirmation in all cases in which by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed".

Officers generally. Whenever any officer is referred to by title, such as "Commissioner of Public Affairs," "Clerk," "Chief of Police," etc., such references shall be construed as if followed by the words "of the Village of Jerome."

Owner. The term "owner" applied to a building or land, shall include any part owner, joint owner, tenant in common, tenant in partnership joint tenant or tenant by the entirety, of the whole or of a part of such building or land.

Person. The term "person" shall extend and be applied to associations, clubs, societies, firms, partnerships and bodies politic and corporate as well as to individuals.

Personal Property. The term "personal property" includes every species of property except real property, as herein described.

Preceding, following. The words "preceding" and "following" mean next before and next after, respectively.

President. The term "President" shall mean the President of the Village.

Property. The word "property" shall include real and personal property.

Real Property. The term “real property” shall include lands, tenements and hereditaments.

Shall. The word "shall" is mandatory.

Sidewalk. The word "sidewalk" shall mean any portion of a street between the turbine and the adjacent property line, intended for the use of pedestrians, excluding parkways.

Signature or subscription. The word "signature" or "subscription" shall include a mark when a person cannot write.

State. The words "the State" or "this State" shall be construed to mean the State of Illinois.

Street. The word "street" shall be construed to embrace streets, avenues, boulevards, roads, alleys, lanes, viaducts and all other public ways in the village and shall include all areas thereof embraced between the property lines and dedicated to the public use.

Tenant or occupant. The words "tenant" or "occupant", applied to a building or land, shall include any person holding a written or oral lease or who occupies the whole or a part of such building or land, either alone or with others.

Tense. Words used in the past or present tense include the future as well as the past and present.

Wholesale or wholesaler, etc. In all cases where the words “wholesale”, “wholesaler” or “wholesale dealer” are used in this Code, unless otherwise specifically defined, they shall be understood and held to relate to the sale of goods, merchandise, articles or things in quantity to persons who purchase for purposes of resale, as distinguished from a retail dealer who sells in smaller quantities direct to the consumer.

Written or in writing. The term "written" or "in writing" shall be construed to include any representation of words, letters or figures; whether by printing or otherwise.

Year. The word "year" shall mean a calendar year.

### Sec. 1-3. CATCHLINES OF SECTIONS.

The catchlines of the several sections of this Code underlined or in boldface type are intended as mere catchwords to indicate the contents of the section and shall not be deemed or taken to be titles of such sections, nor as any part of the section, nor, unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or re-enacted.

Sec. 1-4. SEVERABILITY OF PARTS OF CODE.

Should any section, paragraph, sentence, clause, phrase or word of this Code be declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs or sections of this Code, since the same would have been enacted by the Village Board of Trustees without the incorporation in this Code of any such invalid or unconstitutional word, phrase, clause, sentence, paragraph or section.

Sec. 1-5. EFFECT OF REPEAL OF ORDINANCES,

When any ordinance repealing a former ordinance, clause or provisions shall be itself repealed, such repeal shall not be construed to revive such former ordinance, clause or provision unless it shall be therein so expressly provided.

The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed or cause of action arising under the ordinance repealed.

Sec. 1-6. UNAUTHORIZED ALTERATION OR TAMPERING WITH CODE.

It shall be unlawful for any person in the village to change or amend, by additions or deletions, any part or portion of this Code, or to insert or delete pages, or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the village to be misrepresented, thereby.

Sec. 1-7. PROVISIONS CONSTRUED AS CONTINUATIONS OF EXISTING ORDINANCES.

The provisions appearing in this Code, so far as they are substantially the same as those of other ordinances existing at the time of the adoption of this Code shall be construed as a continuation thereof and not as new enactments.

Sec. 1-8. PRICE AND COST OF REPRINTS.

Whenever an ordinance imposing any fine, penalty, imprisonment or forfeiture, or making any appropriations shall be printed in book or pamphlet form, published by authority of the Board of Trustees, the commissioner of the department charged with the administration of such ordinance may impose a reasonable price commensurate with the cost of the printing thereof for the distribution of such book or pamphlet to the public.

Sec. 1-9. DISTRIBUTION OF COPIES OF CODE.

All of the printed copies of this Code belonging to the village shall be deposited with the Village Clerk. The Clerk shall deliver one copy thereof to each member of the Board of Trustees and copies to such other persons as the Board of Trustees may direct.

Sec. 1-10. GENERAL PENALTY; CONTINUING VIOLATIONS.

- (a) Whenever in this Code or in any other ordinance of the village any act is prohibited or is made or declared to be unlawful or an offense or misdemeanor, or whenever in such Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provisions of this Code or any ordinance shall be punished by a fine not exceeding five hundred dollars (\$500.00). A separate offense shall be deemed committed upon each day during or on which a violation of any provision of this Code or of any other village ordinance occurs or continues.
- (b) Whenever in this Code or any other Village ordinance a minimum but not a maximum fine or penalty is imposed, the court may in its discretion fine the offender any sum exceeding such minimum fine or penalty so fixed but not exceeding five hundred dollars (\$500.00).

Sec. 1-11. ACTS PUNISHABLE UNDER DIFFERENT SECTIONS,

In all cases where the same offense is made punishable or is created by different clauses or sections of this Code or any other Village ordinance, the prosecuting officer may elect under which to proceed, but not more than one recovery shall be had against the same person for the same offense; provided, however, the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.

Sec. 1-12. IMPRISONMENT UNTIL FINE AND COSTS PAID.

The person upon whom any fine or penalty is imposed, upon order of the court before which the conviction is had, may be imprisoned until the fine, penalty and costs are paid. No imprisonment shall exceed six (6) months for any one offense.

Sec. 1-13 RESTRICTING ISSUANCE OF LICENSES, PERMITS, OR CERTIFICATES DUE TO TAXES PAYABLE OR DEBT OWED TO THE VILLAGE

Application for any license or permit sought from the Village shall be filed with and on the form provided by the Village, which form shall include the address and telephone number of the establishment for which the license or permit is sought, and the business address and telephone number of the applicant unless otherwise provided in this Code. The application form shall contain the required information as to each person applying for a license or permit and be signed by the applicant. Where the applicant is a corporation, group, or association, the chief executive and chief fiscal officers shall sign, indicating their official capacity, and verify the application. Where a partnership is an applicant, all partners shall sign and verify the application. The application shall include an attestation clause stating the capacity of the applicant and that the licensee or applicant has paid all taxes or other debts owed to the Village and inform them that this clause is

subject to the penalties of perjury. A current, valid, government issued photo identification card shall be produced by the applicant at the time of application. A photocopy of such identification card shall be attached to the application.

Any application for any license or permit sought from the Village shall be denied where it is determined that the applicant, has outstanding taxes or other debts owed to the Village. The Village Clerk shall notify the applicant, in writing, that the application has been denied and the reasons therefore. Within ten days from mailing the written notice of denial, the applicant may request, in writing, a hearing before the Board of Trustees, at which the applicant may explain why the application should be approved. A hearing under this division shall take place within 30 days of the receipt of the applicant's request for a hearing. The applicant shall be permitted to be represented by counsel at no expense to the Village. If the applicant does not request a hearing within ten days, said applicant shall have waived the opportunity for a hearing before the Board of Trustees. Upon presentation of any evidence by the applicant, the Board of Trustees shall decide whether the application should be approved or denied. Provided that the requirements of the Code of the Village of Jerome are satisfied, the Board of Trustees shall approve the application. The approved application shall be forwarded to the Village Clerk who shall notify the applicant and issue the license or permit upon receiving proof of payment of all taxes, debts, and fees by the applicant. In the event the Board of Trustees denies an application, the applicant shall be informed by the Village Clerk, in writing, of the reason for denial.

For the purposes of this Section, the following shall be considered a permit and any application for such shall be subject to the requirements of this Section:

- (1)Village Civic Center Rental
  - (2)Block Party Approval
  - (3)Zoning Appeal
  - (4)Reservation of the Park
  - (5)Residential Police
  - (6)Branch Pickup
  - (7)Large Item Pickup
  - (8)Annual Billboard Renewal
  - (9)Land Division Approval
  - (10)Contracts
  - (11)Leases
  - (12)Agreements
  - (13)Connection of Water Service
- (11-7-19)

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## CHAPTER ONE

### **100.1      AN ORDINANCE ESTABLISHING BOARD OF LOCAL IMPROVEMENTS OF THE VILLAGE OF JEROME**

- 100.1-1a      The Board of Local Improvements of the Village of Jerome shall consist of a President and Six Members; and
- 100.1-1b      The President of the Village shall be the President of the said Board of Local Improvements, and the Trustees of the Village shall be the members of said board; and
- 100.1-1c      The Clerk of the Village shall be the Secretary of said Board of Local Improvements. (5-16-39)

### **100.2      AN ORDINANCE ADOPTING AN OFFICIAL SEAL FOR THE VILLAGE OF JEROME, ILLINOIS.**

- 100.2-1a      The official seal of the Village of Jerome, Illinois shall consist of a round metal disc, with the words "Village of Jerome, Sangamon County, Illinois" around the outer margin thereof and the words "Official Corporate Seal" in the center thereof and said seal shall be constructed so as to impress said words in raised letters upon paper.
- 100.2-1b      The Village Clerk is directed to secure at the expense of the Village such official seal and to cause an impression thereof to be made on this ordinance and upon the minutes of this meeting. (5-16-39)

### **100.3      AN ORDINANCE ESTABLISHING THE FISCAL YEAR FOR THE VILLAGE OF JEROME, ILLINOIS.**

- 100.3-1      Each Fiscal Year of the Village of Jerome, Illinois, shall commence on the first day of May and end on the 30th day of April. (7-20-39, 6-5-75, 3-3-16)
- 100.3-2      An individual elected to the office of Village President, Village Clerk or Trustees of the Village Board of Trustees shall be administered the oath of office and assume his or her respective position at the first official Board meeting in May following his or her election to such office. (10-4-01)

### **100.4      AN ORDINANCE REINSTATING THE OFFICE OF VILLAGE COLLECTOR.**

- 100.4-1      The Office of Village Collector for the Village of Jerome is hereby reinstated, and such office shall be filled by appointment of a qualified person to such office by the Village President, by and with the consent of the Board of Trustees.
- 100.4-2      The person appointed to fill the Office of Village Collector shall serve for such term, or for an indefinite term as may be prescribed by ordinance, and the person appointed to the

Office of Village Collector shall receive such compensation as may be prescribed from time to time by ordinance.

100.4-3 The Village Clerk may be appointed to the Office of Village Collector, and may serve as Village Collector and Village Clerk simultaneously, and the Village Clerk may receive the compensation provided for the Village Collector while serving as Village Clerk.

100.4-4 The person appointed to the Office of Village Collector shall perform all of the duties prescribed in 65 ILCS 5/3.1-35-120 or any amendments thereof, perform secretarial services for the President and Board of Trustees and any further duties prescribed by the President and Board of Trustees. (6-17-87, 10-4-01, 5-15-03)

**100.5 AN ORDINANCE EXTENDING SOCIAL SECURITY BENEFITS TO THE EMPLOYEES OF THE VILLAGE OF JEROME, ILLINOIS**

100.5-1 It is hereby declared to be the policy and purpose of the Village of Jerome (Sangamon County), Illinois, to extend to the eligible employees thereof, effective as of July 1, 1972, the benefits of the Federal Old Age, Survivors, and Disability Insurance provisions of the Federal Social Security Act and amendments thereto. In pursuance of said policy, and for that purpose, the Village President of the Village of Jerome (Sangamon County) shall take such action as may be required by applicable State and Federal laws or regulations.

100.5-2 The Village President of the Village of Jerome (Sangamon County) Illinois, is hereby authorized and directed to execute an agreement with the Social Security Unit of the State Employees' Retirement System of Illinois to secure coverage of eligible employees as provided in Paragraph 100.5-1<sup>1</sup> hereof.

100.5-3 Withholdings from salaries or wages of employees for the purpose provided in Paragraph 100.5-1<sup>2</sup> hereof, are authorized to be made in the amounts and at such times as may be required by applicable State and Federal laws or regulations, and shall be paid over to the STATE AGENCY in such amounts and at such times as are designated by State laws or regulations.

100.5-4 Employer contributions and administrative expense shall be paid to the STATE AGENCY in accordance with applicable State laws and regulations from amounts appropriated for such purposes.

100.5-5 The Treasurer shall maintain such records and submit such reports as may be required by applicable State and Federal laws or regulations.

100.5-6 This ordinance shall take effect and be in full force from and after its passage (and approval). (4-6-72)

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<sup>1</sup> This ordinance is patterned after "Form SS-4" which lists each paragraph therein as a section. Thus, the phrase "Paragraph 100.5-1" in this code book will read "Section 1" on the original ordinance form.

<sup>2</sup> Ibid.

**100.6            AN ORDINANCE ESTABLISHING A SALARY SCHEDULE AND THE PERSONNEL POLICY FOR THE VILLAGE OF JEROME, ILLINOIS**

100.6.1        Employees Otherwise Subject to a Collective Bargaining Agreement. In those instances where the provisions of a valid Collective Bargaining Agreement conflict with or differ from the provisions of this Ordinance, the applicable provision of the valid Collective Bargaining Agreement shall prevail as to those employees comprising the bargaining unit. To the extent that a valid Collective Bargaining Agreement is silent as to employment policies or procedures otherwise provided for by ordinance, policy or other management directive, the Village retains its inherent management right to enforce any ordinance, policy or other management directive relative to all employees of the Village, including members of any bargaining unit. (10-5-06, 2-18-21)

100.6-1a       Salary Schedule. The following salary schedule is established for the Village of Jerome and reflects the minimum monthly starting salary for each position:

CHIEF OF POLICE	\$3,000.00
SERGEANT	\$2,525.00
PATROLMAN	\$2,417.00
MAINTENANCE SUPT	\$2,850.00
LABORER	\$1,800.00
MAINTENANCE/LABORER	\$1,800.00

(5-1-95, 6-6-96, 1-2-97, 8-7-97, 12-1-97, 1-20-00, 6-1-00, 7-19-01, 5-2-02, 3-20-03, 10-5-06, 11-15-12, 3-1-18, 4-16-2020)

100.6-1b       Reserved (3-3-16)

100.6-1c       Village Secretary. The Village Secretary shall be a part-time employee scheduled to work no more than 999 hours per year, and to be paid a starting hourly rate of \$14.00 per hour. (11-15-12, 12-6-12, 01-10-13, 10-5-17, 2-1-18, 1-17-19)

100.6-1d       Village Water Clerk. The Village Water Clerk shall be a part-time employee scheduled to work no more than 999 hours per year, and to be paid a starting hourly rate of \$14.00 per hour. (10-5-17, 2-1-18, 1-17-19)

100.6-2.1       Employee. An employee is defined as one who has been recommended for employment by the Personnel Committee and approved for employment in a classification listed in Section 100.6-1a of this ordinance by the Village Board, one to whom a salary, monthly or hourly, is paid from which taxes are withheld, and one for whom the Village makes Social Security contributions. A full-time employee is one who is scheduled to work 37

1/2 hours or more per week and is paid on the basis of a monthly rate in the Salary Schedule. A part-time employee works as scheduled and is paid an hourly rate as approved by the Village Board. (3-17-88; 12-1-97)

- 100.6-3 Starting Salary. The starting salary of all new employees shall be set in accordance with Section 100.6-1a. (12-1-97, 7-19-01, 10-5-06)
- 100.6-3a Anniversary date. The anniversary date for a new employee, or an employee who is appointed to a new position, shall be the date 180 days from the date the individual begins employment with the Village of Jerome, unless otherwise set by the Board (7-19-01, 2-18-21)
- 100.6-4 Probationary Period. All new full-time and part-time employees shall serve 180-day probationary period. At the end of the probationary period, the employee shall be evaluated and the Village Board shall determine if the employee shall continue employment. The evaluation shall be conducted on the form previously approved by the Board. The supervisor of that department shall complete a draft of the evaluation, unless the evaluation is for that supervisor, in which case the Trustee in charge of the department shall perform it. In the case where the draft of the evaluation is performed by the supervisor, it shall be reviewed and finalized by the Trustee. The Trustee in charge of the department shall present the evaluation to the Board, who shall approve the evaluation prior to presentation to the employee. The amount of any salary increase to which the employee may receive, shall be in accordance with the percentages outlined in section 100.6-5a. (4-15-76,6-6-96,12-1-97,7-19-01,9-5-13)
- 100.6-5a Annual Evaluations. Each employee, during the final month each fiscal year, shall be subject to an evaluation to be completed by the Trustee in charge of the Department and reviewed by the Board of Trustees prior to presentation to the employee. The evaluation shall be conducted on a form previously approved by the Board. The evaluation shall rate the employee on his or her performance in their position during the preceding year. All disciplinary actions imposed during the past year shall be taken into consideration in the evaluation process. An employee, if the Board decides to award an increase in connection with an evaluation, depending on the rating on his or her evaluation, and subject to appropriation, may receive a salary adjustment in addition to his or her current salary. The salary adjustment received will directly relate to the evaluation and the overall score. The suggested salary increase amount and the corresponding ratings are as follows:

Needs Improvement	0%
Meets Expectations	1%
Exceeds Expectations	2%
Outstanding	2.5%

The Board shall approve the evaluation and the correlating salary adjustment. Upon approval, the Trustee in charge of the department shall present the evaluation to the employee.

(12-1-97; 6-1-00; 7-19-01, 4-15-04, 10-05-06, 3-18-10; 11-15-12, 03-3-16, 2-18-21)

- 100.6-5a(1) Bonuses. The Board, upon the recommendation of the President, Board, or supervisor, may award to an employee a bonus, in an amount to be determined and approved by the Board for exemplary service in their position with the Village. The bonus awarded shall not be considered part of the base salary of the employee, (12-1-97; 6-1-00; 7-19-01)
- 100.6-5b Health Insurance. Full-time employees will be provided with health insurance on such terms and with such provisions as established by the Village from time to time, and the insurance premiums shall be paid entirely by the Village. Any employee shall be allowed to obtain health insurance on such terms and with such provisions as established by the Village for any dependents of the employee, and the additional premium amount for the insurance for dependents shall be paid in full by the employee. (12-15-97, 4-20-95, 8-15-96, 12-17-98, 6-1-00, 3-20-03, 7-2-03, 4-15-04, 5-4-06, 07-07-16)
- 100.6-5c Reserved. (2-4-88, 7-19-01)
- 100.6-6 Reserved. (6-6-96)
- 100.6-7a Overtime. Consistent with the federal Fair Labor Standards Act (FLSA) and Illinois Minimum Wage Law exempt employees are not entitled to receive overtime. Nonexempt employees of the Village shall be entitled to overtime pay as follows:

- (1) For employees other than police department employees, overtime shall be approved in advance, except where emergency or unforeseen circumstances dictate otherwise, by the Trustee who has responsibility for the department involved or by the Village President. For all police department employees, overtime shall be approved in advance, except where emergency or unforeseen circumstances dictate otherwise, by the Chief of Police or his designee and by the trustee who has responsibility for public safety or the Village President.

Nonexempt employees shall be paid at the rate of one-and-one-half times their regular rate for any hours actually worked in excess of forty (40) hours during a work period consisting of seven (7) days. Work Periods shall commence on Mondays at 12:01 a.m.

In addition to the foregoing, a nonexempt employee will be paid as if the employee worked one hour and twenty minutes at the rate of one-and-one-half times their regular rate when the employee actually works less than one hour and twenty minutes if the employee:

- a) is called into work by the trustee who has responsibility for the department involved or by the Village President for an emergency after having left for the day or on a day not normally a day the full-time employee is scheduled to work; or

b) is scheduled to return to work after having left for the day.

For the purposes of this Section, the “regular rate” for an employee paid on a monthly rate basis will be determined by multiplying the monthly rate by twelve (12) and dividing this product by 2080 (for employees regularly scheduled to work forty (40) hours per week).

- (2) An employee who is called into work for an emergency or who is scheduled to return to work for overtime or who works overtime on a day not normally a day the employee otherwise works will be reimbursed mileage costs based on the Internal Revenue Service (IRS) standard mileage rate unless the employee uses a Village-owned vehicle to return to work. (3-17-88, 12-4-97, 3-19-98, 4-2-98, 8-16-01, 11-6-03, 12-4-03, 3-3-16, 9-3-20, 11-5-20)

100.6-7b Compensatory Time. If approved by the Trustee in charge of an employee’s department, a nonexempt employee may elect to receive compensatory time off instead of overtime pay. For nonexempt employees, compensatory time means one-and-one-half paid hour off for each hour of overtime worked. If approved by the Trustee in charge of an employee’s department, an exempt employee may receive compensatory time off for each hour actually worked in excess of forty (40) hours during a work period consisting of seven (7) days. For exempt employees, compensatory time means one paid hour off for each hour actually worked in excess of forty (40) hours. Employees may not accumulate more than forty (40) hours of compensatory time at any given time. Employees shall be paid for any earned and unused compensatory time at the close of the last pay period of each fiscal year. (4-15-76, 10-2-97, 10-16-97, 6-4-98, 7-19-01, 4-18-02, 1-4-07, 6-4-2020, 9-3-20, 11-5-20)

100.6-8 Vacation. Vacation for full-time employees is accumulated from the first day of employment as follows:

After one (1) year of service	80 working hours
After five (5) years of service	120 working hours
After eleven (11) years of service	160 working hours
After seventeen (17) years of service	200 working hours

An employee’s vacation must be used within each 12 month period that begins on the date first employed, excepting, however, an employee may carry up to 40 hours over into the following 12 month period.

Vacation time will not be provided for part-time employees. (5-19-77, 8-15-96, 3-20-03, 2-5-04, 10-5-06, 6-5-08, 8-6-09; 12-6-12)

100.6-9a Sick Leave. Sick leave may be accumulated for full-time employees at the rate of one (1) day per month from the first day of employment to a maximum accumulation of 720 hours. Sick leave may be used for illness, disability or injury of the employee, appointments with a doctor, dentist or other professional medical practitioner and also

may be used in the event of serious illness, disability, injury or death of a member of the employee's immediate family. All full-time employees who take a full day off from work due to illness in accordance with this policy, shall have eight (8) hours or ten (10) hours of sick time deducted from the amount he or she has accrued, depending on whether the employee normally works eight (8) hours or ten (10) hours per day. (12-6-12, 2-20-20)

Use of sick leave must be approved by the employee's supervisor, or in the absence of a supervisor, the Trustee in charge of the employee's department prior to the use of sick time. When an employee is sick, it is the employee's responsibility to notify his supervisor or the Trustee in charge of his department at the earliest possible time, but no later than one hour before the employee's work day is scheduled to begin.

In case of the employee using sick time for medical appointment, the employee must notify his or her supervisor or the Trustee in charge of the department as soon as possible after the appointment has been scheduled. Medical appointments should be scheduled so as to cause the least disruption in the operation of the employee's department.

Approved requests for sick leave will be noted on all time and attendance records for processing of time. In the case of extended illness, vacation time may be used as sick leave. Sick time, which has accrued, shall not be payable upon termination of employment with the Village of Jerome.

When a supervisor or Trustee in charge has reason to believe that the sick leave provisions are being abused, or where the employee has repeatedly taken sick leave time on a regular basis as it accrues, the employee may be placed on proof status, in which the employee would be required to provide medical documentation justifying the basis and necessity of the absence for every day absent from employment regardless of the length of time of the period of absence.

Employees who are placed on proof status or who are required to submit medical documentation to support their use of sick leave, and who refuse or fail to provide such medical documentation shall be subject to disciplinary action up to and including discharge. An employee who does not comply with this ordinance, as well as the terms of his or her proof status will be charged with an unauthorized absence and will not be paid for the day the employee has taken off, notwithstanding any accumulation of sick leave, as well as being subject to discipline up to and including discharge. (3-17-88, 6-6-96, 8-15-96, 12-4-97, 7-19-01, 3-20-03, 10-5-06)

100.6-9b Disability. If an employee of the Village sustains accidental injury arising out of an in the course of employment by the Village, and as a result thereof is temporarily totally incapacitated from performing any work, the Village shall pay such employee required by law. Where the employee's injury is proximately caused by a person other than the Village or any of its employees, and the employee obtains recovery against such person by judgment or settlement, the employee shall reimburse the Village for such payments as are made to the employee by the Village under this ordinance. (2-7-80, 12-4-97)

100.6-10 Personal Time. Three (3) personal days will be given to each full-time employee on the first of each fiscal year. Personal time may only be used with prior approval of the Trustee to whom the employee reports. Personal time shall be used within one year of the date that it is awarded or the time is lost; it cannot be carried over from year to year. Personal time shall be taken in minimum of one-hour increments. For full-time employees who work an eight (8) hour day, the three (3) personal days equals 24 hours. For full-time employees who work a ten (10) hour day, the three (3) personal days equals 30 hours. (8-15-96, 12-4-97, 4-2-98, 6-20-02, 7-2-03, 10-5-06, 2-18-21)

100.6-11 The Village Board shall annually designate paid holidays for Village employees.

On those instances where a holiday, such as Christmas Day, New Year's Day, Independence Day, etc., falls on a Saturday, full-time employees will observe the holiday on the preceding Friday. On those instances where a holiday, such as Christmas Day, New Year's Day, Independence Day, etc., falls on a Sunday, full-time employees will observe the holiday on the following Monday. (2-5-04, 4-15-04, 9-20-07, 8-6-09; 3-3-16, 2-18-21)

Full-time employees shall be paid for any day designated either as a paid holiday by the Village Board or any day that a holiday is to be observed. In the event that a holiday falls on a full-time employee's regularly scheduled day off, that employee shall receive a day of compensatory time. For the purposes of this section, a day shall consist of eight (8) or ten (10) hours, depending on whether the employee normally works eight (8) hours or ten (10) hours per day. (2-18-21)

Any employee who works on a paid holiday or a date on which a holiday is observed (as designated by the Village Board) will be paid at the rate of one-and-one-half times the employee's regular rate of pay (as calculated in Section 100.6-7a) for the number of hours actually worked or be given compensatory time off, at management's discretion however the employee may express his/her preference which is not binding. For full-time employees, such pay shall be in addition to being paid for the holiday, and regardless of whether the employee has worked forty hours or more during the week of the holiday. (12-4-97, 4-2-98, 3-15-01, 7-19-01, 2-19-04, 10-5-06; 12-6-12; 3-3-12, 2-18-21)

Employees may only receive holiday related pay for either the actual holiday or the day on which a holiday is observed but shall not receive holiday related pay for both days. Any time paid to any Village employee pursuant to this Section, for which no work was actually performed, shall not be included in any calculation for overtime or compensatory time. (2-18-21)

Employees may not take or utilize vacation, compensatory, or personal time on a day considered a holiday. (2-18-21)

100.6-12 Reserved. (7-19-01)

Disciplinary Action. The following provisions apply to employees who have successfully completed their probationary period of employment. All employment with the Village is at-will, and any employee may be terminated, with or without cause, with Board approval, except as otherwise provided for in a collective bargaining agreement.

Disciplinary action may take the following forms as the facts and circumstances dictate, however, the Board may choose to take any form of disciplinary action without regard to the following order:

1. A Written warning by the President, Trustee in charge of the Department, or by the supervisor of the department. If the Trustee in charge of a department, or the supervisor issues a Written Warning, he or she shall report the issuance of an oral warning in writing to the President of the Board of Trustees within 24 hours after it is issued. All Written Warnings I's shall be reduced to writing by the individual issuing it in a memorandum form and placed in the employee's official personnel file.
2. A Written Warning II by the President, Trustee in charge of the department, or by the supervisor of the department. If the Trustee in charge of a department, or the supervisor issues a Written Warning II, he or she shall report the issuance of the Written Warning II in writing to the President of the Board of Trustees within 24 hours after it is issued. All Written Warnings II's issued shall be placed in the employee's official personnel file.
3. Suspension of an employee. A suspension may consist of but is not limited to the following:
  - a. Suspension may be imposed, as the facts and circumstances dictate and warrant as a disciplinary action, by the President, by the Trustee in charge of the department, by action of the Board, or by supervisor with the prior approval of the President or the Board. A suspension shall be a disciplinary suspension with loss of pay for a period not to exceed ten days. Suspensions imposed by the President, Trustee or supervisor shall be reported to the Board in writing within 24 hours of it being imposed, with the basis for the suspension set forth.
  - b. Suspension of the employee with or without pay, upon the filing of written recommendation of request for dismissal with the Board of Trustees. Such suspension shall be for a period not to exceed 30 days, and shall be issued by the President, at his or her discretion.

A copy of all notices of suspension shall be placed in the employee's official personnel file.

4. An employee may be demoted to a lower position, or to a lower salary for cause, following approval by the Board.

Any employee disciplined under Step 3(a) or Step 4 of the Disciplinary Action shall be entitled, upon written request to the Village President, a hearing before the Board of Trustees concerning the propriety of such a suspension or demotion. The President shall arrange a hearing within ten days following receipt of the written request. The employee shall have the right to provide himself counsel, at the employee's expense, and produce testimony in his/her behalf. The Board of Trustees shall have the right of cross-examination. Following the hearing the Board shall issue a final determination on the appeal.

Dismissal of an Employee. For all dismissals of an employee, the following procedure shall be followed, unless the facts and circumstances otherwise dictate as determined by the Board in its discretion:

1. A recommendation for dismissal may be filed by the President, Village official, or supervisor of the employee. A copy of the recommendation shall be given to the employee within seven days by certified mail, or by personal service along with notice of suspension in accordance with 3(b).
2. The President shall set a Board meeting, within 5 days of the filing of the proposed dismissal.
3. The Board of Trustees will receive evidence as to the charges and make determination as to whether to accept the recommendation for dismissal. Final action will be taken at a regularly scheduled Board meeting. Dismissal shall be effective upon final determination of the Board of Trustees or such future date as designated by the Board's at its discretion.
4. Notice of the findings and decision of the Board shall be served on the employee by certified letter or personal service by the Village Clerk within three working days following the decision of the Board.
5. Right of appeal of the decision by the Board of Trustees and a hearing before this body shall be made available to the employee should he so desire. The employee's request for an appeal and hearing shall be made to the President of the Board of Trustees within seven (7) days of the receipt of the certified letter. The request shall set forth the basis for the appeal and the specific facts of the basis for dismissal, which are in dispute. The filing of an appeal shall not stay the effectiveness of the dismissal of the employee.

Causes for termination of employment, include but are not limited to:

- a. conviction of a felony;

- b. any conduct or action taken to use the employee's current or previous official position for personal gain or influence;
- c. insubordination through disobedience to any order or directive, or by disrespect toward a supervisory member of the office;
- d. incompetence or insufficiency in the performance of a duty, or inattention to duty;
- e. misuse or abuse of working time;
- f. Failure to wear the uniform as prescribed by rules and regulations, unless given express permission by the supervisor;
- g. making a false report, written or oral;
- h. being under the influence of alcohol or illegal drugs while on duty;
- i. failure to attend and/or complete mandatory training and/or testing as required by the Village;
- j. excessive absenteeism or tardiness, including but not limited to leaving work before quitting time, overstaying breaks or lunch periods, or unauthorized absence from work or work station;
- k. providing unauthorized assistance to any person utilizing services provided by the Village.
- l. misusing, abusing, destroying or use of Village property for any reason other than official Village duties, including but not limited to office supplies, documents, equipment, uniforms, vehicles or computers;
- m. any theft, including but not limited to embezzlement from the Village and theft from a fellow employee or resident;
- n. physical assault and/or battery, including but not limited to pushing, striking, or kicking any person;
- o. Disorderly conduct during working hours or on Village properties, including but not limited to instigating or causing any interruption or impeding of work;

p. Possession of explosives, firearms or other dangerous weapons on Village properties or during Village time, or attempting to bring the same onto Village premises unless such possession is required in the regular course of an employee's job; and or threats, threatening behavior or any acts of violence against employees or members of the public. (4-7-77, 12-21-95, 12-4-97, 7-19-01, 3-3-16)

100.6-14 Supervisory Responsibility. All employees of the Village of Jerome shall work under the general supervision of a Trustee in charge of their Department. In the absence of the Trustee in charge, the backup Trustee shall be responsible for the general supervision of said Department.

Additionally, the Maintenance Supervisor shall report to the Trustee in charge of the Street Department, and shall have the responsibility of the direct supervision of the employees assigned to the Street Department. In the absence of the supervisor, the employees of the Street Department shall report directly to the Trustee in charge.

Further, the Chief of Police shall report to the Trustee in charge of the Police Department, and shall have the responsibility for the direct supervision of the employees assigned to the Police Department. In the absence of the Chief, the employees shall report to the Sergeant. In the absence of the Chief and Sergeant, the employees shall report directly to the Trustee in charge. (12-4-97, 7-19-01, 3-1-18, 4-16-2020)

100.6-15 **AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF A SECTION 457 NON QUALIFIED DEFERRED COMPENSATION RETIREMENT PLAN FOR VILLAGE EMPLOYEES.**

**(Repealed by Ordinance 98-5, 5-21-98)**

100.6-15 Personnel Matters.

All personnel matters shall be decided by the Board of Trustees, except as otherwise set forth in this Ordinance. The duties of the Board shall include but are not limited to the following:

1. To interview individuals for employment with the Village.
2. To hear grievances and conduct hearings on employment matters including but not limited to disciplinary matters.
3. To consider all personnel matters and conduct hearings to ascertain the facts surrounding each matter.

4. To recommend disciplinary actions against an employee based on the facts and circumstances of the situation.
5. To conduct an annual review of the employee salary schedule and benefits, and to make recommendations for increases, alterations and revisions thereto. (12-4-97, 7-19-01)

100.6-15 Bereavement Leave. Bereavement leave of two (2) days shall be granted by the Village in the event of death in an Employee's Immediate Family. For the purposes of this section "Employee's Immediate Family" shall include an employee's spouse, children (including step or adopted), grandchildren, grandparent and the following relatives of the employee's spouse: father, mother, brother or sister. For the purposes of this section, a day shall consist of eight (8) hours or ten (10) hours, depending on whether the employee normally works eight (8) hours or ten (10) hours per day. Subject to the approval of the employee's supervisor or the Trustee in charge of the employee's department, an employee may utilize accrued and unused sick time in addition to the initial two (2) days of bereavement leave for leave related to a death in the employee's immediate family. (2-18-21)

100.6-16 Reserved. (7-19-01)

100.6-17 **AN ORDINANCE ESTABLISHING HIRING STANDARDS FOR PART-TIME POLICE OFFICERS**

100.6-17-1 Employment. The Board of Trustees may employ part-time police officers from time to time as they deem necessary. Part-time officers are at will employees that may have his/her employment terminated with or without cause.

100.6-17-2 Duties. A part-time police officer shall have all the responsibilities of a full-time police officer and such specific duties as delineated in the General Orders of the Village of Jerome Police Department, but the number of hours a part-time officer may work within a calendar year is restricted. Part-time police officers shall not be assigned to supervise or direct full-time police officers. Part-time police officers shall be trained in accordance with the Illinois Police Training Act (50 ILCS 705/1 et. seq.) and the rules and requirements of the ILETSB.

100.6-17-3 Hiring Standards. Any person employed as a part-time police officer must meet the following standards:

1. Be of good moral character, of temperate habits, of sound health, and physically and mentally able to perform assigned duties.
2. Be at least twenty-one (21) years of age.
3. Pass a medical examination.
4. Possess a high school diploma or GED certificate.

5. Possess a valid State of Illinois driver's license.
6. Possess no prior felony convictions.
7. Any individual who has served in the U.S. military must have been honorably discharged.
8. Pass a background check.
9. Completion of Police Academy Training and issuance of certification of completion.

100.6-17-3 Discipline. Part-time officers shall be under the supervision of the Chief of police. Part-time police officers serve at the discretion of the Board of Trustees. Part-time police officers shall comply with all applicable rules and General Orders issued by the Police Department.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith. (11-4-10; 7-19-12 3-3-16)

**101.2 AN ORDINANCE DESIGNATING BANK DEPOSIT AND METHOD OF WITHDRAWING OR PAYING OUT FUNDS.**

101.2-1 The Village Treasurer is hereby authorized and directed to open and maintain separate demand deposit accounts for the various Village funds known as the General Fund, Water and Sewer Fund, and Motor Fuel Tax Fund, and any other separate fund which the Board of Trustees may from time to time authorize, in accordance with the Public Funds Investment Act and such other Acts as may be applicable. (3-1-90, 2-18-99, 6-1-00, 10-4-01)

101.2-2 The Village Treasurer is hereby authorized and directed to open and maintain interest bearing time deposit accounts in accordance with the Public Funds Investment Act (99-10) for the various Village funds known as the General Fund, Water and Sewer Fund, Motor Fuel Tax Fund, and any other separate fund which the Board of Trustees may from time to time authorize, in accordance with the Public Funds Investment Act ordinance. (3-1-90, 2-18-99, 6-1-00, 10-4-01)

101.2-3A The Treasurer shall sign and the President of the Board of Trustees shall countersign all checks drawn on each demand account. (10-4-01)

101.2-3B The Treasurer shall sign and the President of the Board of Trustees shall countersign all time deposit accounts' withdrawal slips. (10-4-01)

101.2-3C In the event the President of the Board or Treasurer is unavailable to countersign checks, the Senior Trustee of the Board of Trustees shall be authorized to countersign checks with either the President of the Board or Treasurer, provided a valid signature of the Senior Trustee is on file at the approved financial institution. (12-21-89, 2-18-99, 7-23-01)

101.2-4 This ordinance shall be effective immediately upon its passage and approval. (2-18-99, 7-23-01)

101.2-4A The Public Funds Investment Act (99-10) is hereby incorporated, as if fully set forth herein, and shall be applicable for the investment of funds for the Village of Jerome. (10-4-01)

101.2-5 Subject to authorization by ordinance passed by the Board of Trustees, the Village Treasurer may also invest Village funds in certificates of deposit in accordance with the Public Funds Investment Act and such other Acts as may be applicable. (99-10, 12-5-74, 4-1-76, 2-2-78, 12-21-89, 3-1-90, 2-18-99, 6-1-00, 10-4-01)

**101.3 AN ORDINANCE AMENDING CHAPTER 101 CHECKS FOR INSUFFICIENT FUNDS**

Any check presented to the Village, for payment of water charges or other fees or charges owed to the Village, which is dishonored because of insufficient funds in the maker's account or for any other reason shall be subject to a bad check charge. The bad check charge shall be \$25.00 per instance of dishonor. The bad check charge shall be collected in cash from the maker of the bad check or added to the maker's water account, at the option of the Village Trustee. Any failure by the maker to pay the bad check charge shall be grounds for discontinuance of water service for the maker, or for denial, suspension or revocation or any village license or permit, sought or held by the maker. (5-6-93, 10-4-01, 10-18-01)

**101.4 AN ORDINANCE ESTABLISHING THE PURCHASING POLICY OF THE VILLAGE OF JEROME**

101.4-1 Purchasing Committee shall be the Board of Trustees.

101.4-2 Small Purchases. Purchases not exceeding \$25.00 may be made by authorized village personnel for cash, and they may be reimbursed from the petty cash fund after properly executing and signing a cash voucher form and attaching a copy of the receipt for the purchase. (10-4-01)

101.4-3 Large Purchases. All purchases in excess of \$25.00, excluding utilities and credit card purchases as authorized in writing shall be made by utilizing a purchase order.

101.4-4 Authorized Personnel. Persons authorized to sign a purchase order shall include the President, all members of the Board of Trustees, and the Village Clerk. No person may sign a purchase order for expenditures other than those for which an appropriation was made and which come within the area of his jurisdiction, except that the President may act on behalf of another village official in the event of an emergency. The term "emergency" shall include the absence from the village of any village official, any circumstance which in the opinion of the President requires immediate signature and approval of the purchase order. (10-4-01)

- 101.4-5 Limitation. No official shall sign a purchase order for any amount exceeding \$500.00 as a maximum single purchase without approval of the Board of Trustees. Any single purchase above \$500.00 must be approved by the Board prior to the actual purchase of the item, except where the amount expended is for the service or repair of a vehicle owned by the Village or in case of an emergency. Such approval shall be recorded in the minutes of the Board of Trustees. (10-4-01)
- 101.4-6 Delegation of Authority. Authority to sign an official's name to purchase orders before or after the purchase may be delegated to employees of the Village. Such delegation shall be in writing and placed on file with the Village Clerk. After receiving the authority to sign purchase orders, the employee shall sign the Trustee's name for whom he or she has authority and place their initials next to such signature. Further, after signing the Trustee's name, the employee shall make a copy of the purchase order and give copy to the Trustee. (10-4-01)
- 101.4-7 Effective Date. This ordinance shall be effective immediately upon its passage and approval. (8-15-74, 2-21-80, 5-16-96).
- 101.5 AN ORDINANCE ESTABLISHING THE REIMBURSEMENT OF ALL TRAVEL, MEAL, AND LODGING EXPENSES OF OFFICERS AND EMPLOYEES**
- 101.5-1 The following words, terms and phrases, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:
- Entertainment: includes, but is not limited to, shows, amusements, theaters, circuses, sporting events, or any other place of public or private entertainment or amusement, unless ancillary to the purpose of the program or event.
- Travel: any expenditure directly incident to official travel by employees and officers of the Village or by wards or charges of the Village involving reimbursement to travelers or direct payment to private agencies providing transportation or related services.
- 101.5-2 Official Business for which Expenses May Be Reimbursed.
- (1) An official of the Village may be entitled to reimbursement for travel, including meals or lodging, related to the following types of official business:
- a. Education conferences related to the duties of the officer of the Village;
  - b. Site visits to current or potential vendors of the Village
- (2) An employee may be entitled to reimbursement for travel, including meals or lodging related to the following types of official business:
- a. Education conferences related to the duties of the employee of the Village;
  - b. Site visits to current or potential vendors of the Village
- 101.5-3 Maximum Allowable Reimbursement for Expenses.
- (1) Unless otherwise excepted herein, the maximum allowable reimbursement for an employee or officer of the Village shall be those rates set by the Reimbursement

Schedule of the Governor's Travel Control Board in effect at the time the expense was incurred.

(2) The following exceptions shall not be controlled by the Reimbursement Schedule of the Governor's Travel Control Board and shall be limited as indicated:

a. Reserved

b. Reserved

101.5-4 Approval of Expenses. The following reimbursements for travel, including meals or lodging, must be approved by the Board by a roll call vote at an open meeting of the Board:

(1) Any expense of any officer or employee that exceeds the maximum permitted in 101-5-3; or

(2) Any expense of any member of the corporate authorities of the Village.

101.5-5 Documentation of Expenses. Before any reimbursement for travel, including meals and lodging, may be approved pursuant to 101.5-4, a standardized form for submission of travel, meal, and lodging expenses supported by the following minimum documentation shall first be submitted to the Board:

(1) an estimate of the cost of travel, meals, or lodging if expenses have not been incurred or a receipt of the cost of the travel, meals, or lodging if the expenses have already been incurred;

(2) the name of the individual who received or is requesting the travel, meal, or lodging expense;

(3) the job title or office of the individual who received or is requesting the travel, meal, or lodging expense; and

(4) the date or dates and nature of the official business in which the travel, meal, or lodging expense was or will be expended.

101.5-6 Public Records. All documents and information submitted under this Section are public records subject to disclosure under the Freedom of Information Act, 5 ILCS 140/1 *et seq.*

101.5-7 Entertainment Expenses. No employee or officer of the Village shall be reimbursed by the Village for any entertainment expense. (1-19-17)

**101.6 AN ORDINANCE ADOPTING AN EXPENSE REIMBURSEMENT POLICY FOR THE VILLAGE OF JEROME**

101.6-1 It is a policy of Village of Jerome to reimburse employees for all necessary expenditures or losses incurred by the employee within the employee's scope of employment and directly related to services performed for the Village of Jerome. The Village of Jerome is not responsible for losses due to an employee's own negligence, losses due to normal

wear or losses due to theft unless the theft was a result of Village of Jerome's negligence. This policy was drafted using the Illinois Wage Payment and Collection Act (820 ILCS 115/9.5), effective January 1, 2019.

101.6-2 Definitions

"Employee" means an employee, officer or official of Village of Jerome.

"Necessary expenditures" means all reasonable expenditures or losses required of the employee in the discharge of employment duties and that inure to the primary benefit of Village of Jerome, subject to the provisions of this Policy.

101.6-3 Guidelines for Necessary Expenditures Any expenditure that is not requested and approved prior to purchase is deemed an unauthorized expenditure and many not be reimbursed.

Authorized Expenditures include: mileage from previously approved travel, tools, equipment, tools, uniform alterations, meals, registration fees, training expenses, tolls, postage, and parking fees.

Unauthorized expenditures include, but are not limited to: home internet service, personal cell phone expenses, alcoholic beverages, and entertainment expenses.

Reimbursement of travel, meal or lodging expenses incurred by an employee is governed by Sections 101.5 *et al* of the Village Code, titled, "AN ORDINANCE ESTABLISHING THE REIMBURSEMENT OF ALL TRAVEL, MEAL, AND LODGING EXPENSES OF OFFICERS AND EMPLOYEES IN THE VILLAGE OF JEROME, ILLINOIS," pursuant to the Local Government Travel Expense Control Act (50 ILCS 150/).

101.6-4 Pre-Approval for Authorized Expenditures An employee shall submit a written request to purchase any Authorized Expenditures at least three business days in advance of incurring the expense on the "Expense Reimbursement Form," as such form may be approved from time to time by the corporate authorities of the Village. Following approval of an Authorized Expense, the employee will be reimbursed as provided in the Section 101.6-5. If the expense is not approved following a written request, the employee will not be entitled to reimbursement.

In the event that an expense is not pre-approved, reimbursement will be subject to the discretion of the Board of Trustees of the Village of Jerome.

101.6-5 Reimbursement Procedure for Authorized Expenditures An employee shall submit an "Expense Reimbursement Form," as such form may be approved from time to time by the corporate authorities of the Village, along with appropriate supporting documentation not later than 30 calendar days after incurring the expense. Where supporting documentation is nonexistent, missing or lost, the employee shall submit a signed statement regarding any such receipts.

An employee may not be entitled to reimbursement if the employee has failed to comply with Section 101.6 through 101.6-5. (11/21/19)

## **101.7            AN ORDINANCE PERTAINING TO LOCAL STATE OF EMERGENCY**

101.7-1        Definitions. The following words, terms and phrases, when used in this Section 101.7, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Disaster:* an occurrence or threat of widespread or severe damage, injury or loss of life or property resulting from any natural or technological cause, including but not limited to fire, flood, earthquake, wind, storm, hazardous materials spill or other water contamination requiring emergency action to avert danger or damage, epidemic, air contamination, blight, extended periods of severe and inclement weather, drought, infestation, critical shortages of essential fuels and energy, explosion, riot, hostile military or paramilitary action, public health emergencies, acts of domestic terrorism, other acts defined as a “disaster” pursuant to Section 4 of the Illinois Emergency Management Agency Act (20 ILCS 3305/4), or other acts giving rise to a state of emergency as contemplated by Section 11-1-6 of the Illinois Municipal Code (65 ILCS 5/11-1-6).

*Curfew:* a prohibition against any person walking, running, loitering, standing or motoring upon any alley, street, highway, public property or vacant premises within the corporate limits of the city except officials of any governmental unit and persons officially designated to duty with reference to said civil emergency.

*Local State of Emergency:* A written declaration or proclamation of the Village President, under oath, setting forth the facts which constitute a Disaster, describing the nature of the Disaster and declaring that a Local State of Emergency exists in accordance with the definitions set forth in this Section 101.7. (3-19-2020)

101.7-2        Declaration. Whenever a Disaster, as defined in Section 101.7-1 exists, the Village President is authorized to declare the existence of a Local State of Emergency. This declaration must be filed with the municipal clerk as soon as practicable after issuance.

Such declaration(s) of a Local State of Emergency shall constitute a declaration of a Local Disaster pursuant to 20 ILCS 3305/11, the effect of which is to activate the emergency operations plan of the Village and to authorize the furnishing of aid and assistance under that plan or any other applicable plan. (3-19-2020)

101.7-3        Orders authorized. After the proclamation of a Local State of Emergency, the Village President may, in the interest of public safety and welfare and to address issues threatened by the emergency, take any or all of the following actions by executive order during the state of emergency:

- (a) All actions reasonably necessary to respond to the Disaster;
- (b) A general curfew applicable to such geographical areas of the Village or to the Village as a whole, as the Village President deems reasonable and advisable, and applicable during such hours of the day or night as the Village President deems necessary in the interest of the public safety and welfare;
- (c) Approve previously appropriated expenditures of the city for the purpose of continuing the operations of the municipality;
- (d) In the event the Local State of Emergency extends beyond the current fiscal year and a new budget has not been approved, approve new spending by the Village during the existence of the Local State of Emergency;
- (e) Order the discontinuance of the sale of alcoholic liquor by any wholesaler or retailer; or
- (f) Order the discontinuance of selling, distributing or giving away gasoline or other liquid flammable or combustible products in any container other than a gasoline tank properly affixed to a motor vehicle. (3-19-2020)

101.7-4      Duration. The declaration of a Local State of Emergency shall be effective for the earlier of a period of up to seven (7) days or upon the adjournment of the first regular meeting of the corporate authorities after the state of emergency is declared, unless sooner terminated by a proclamation of the Village President, or, his or her interim emergency successor, indicating that the Disaster no longer exists. A declaration may be continued or renewed beyond seven (7) days by or with the consent of the Village Board of Trustees. (3-19-2020)

101.7-5      Notice. Upon issuing the proclamation herein authorized, the Village Clerk shall notify the news media situated within the City/Village, and shall cause at least four copies of the proclamation declaring the existence of the emergency and any curfew to be posted at the following places within the city: the city hall, the police station, the post office, and in the area of any curfew. (3-19-2020)

101.7-6      Violations. Any person violating any of the executive orders issued pursuant this Section 101.7 shall be guilty of an offense against the Village and shall be punished as provided by Section 1-10 of the Village code. (3-19-2020)

102.1      **AN ORDINANCE PROVIDING FOR THE TIME AND PLACE OF REGULAR MEETINGS OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF JEROME, AND FOR THE MEANS OF CALLING AND HOLDING SPECIAL MEETINGS AND FOR RULES OF PROCEDURE TO BE FOLLOWED AT SUCH REGULAR AND SPECIAL MEETINGS.**

- 102.1-1 Regular meetings of the President and Board of Trustees of the Village of Jerome, Illinois, shall be held on the first (1st) and third (3<sup>rd</sup>) Thursday of each month, commencing at 6:30 p.m. In the event the scheduled meeting date falls on a national or state holiday, the Board of Trustees shall reschedule the meeting to the date before or the date after such scheduled meeting. The meetings shall be held in the Jerome Municipal Building, 2901 Leonard Street. (10-3-74, 10-4-01, 6-5-03, 12-20-12, 8-1-13, 3-1-18)
- 102.1-2 The said President and Board of Trustees of said Village shall hold such special meeting as, from time to time, shall be called by the President or any two Trustees. Written notice of such call shall be prepared by the Village Clerk and shall either be personally served or left at the place of residence of the said President and each of the Trustees by the said Clerk, twenty four hours before the time for convening of such special meeting. However, the Trustees may severally or jointly in writing, or by participation in a meeting of which they did not have notice as above provided, waive the giving of such notice. Such special notice shall state the time, place and special business to be transacted at any such special meeting and no business other than that stated in any such written notice shall be transacted at such meeting without the unanimous consent of all the members of the Board of Trustees. (10-4-01)
- 102.1-3 The President of the Village, as the presiding officer thereof, shall be, and he is hereby, empowered from time to time to appoint three or more members of the Board of Trustees to act as committees of the Board for the purpose of investigating or otherwise aiding or assisting in the transaction of business of the Village, and for the purpose of making recommendations respecting the same to the Board of Trustees. The decision, recommendations or other action of any such committee shall be subject to the taking of such formal action by the President and Board of Trustees as the law may require.
- 102.1-4a The President shall convene the meeting of the President and Board of Trustees and the Clerk shall call the roll of members, mark the absentees and announce the result. If a quorum is present, the Board shall be called to order by the President. The Board of Trustees may appoint a temporary chairman, if the President, is absent from any meeting. If a quorum is not present, the Board of Trustees shall stand adjourned until such time as a quorum may be present. When a quorum is present, the Board of Trustees shall proceed to the business before it. The order of business shall be:
- (1) The reading of the minutes of the proceedings of the last meeting or meetings, amendment and approval of the same, unless dispensed with by a majority vote of those present at the meeting of the Board of Trustees.
  - (2) Warrants
  - (3) Public Comment
  - (4) Reports of Village officers and committees.
  - (5) Old Business
  - (6) New Business
  - (7) Executive Session
- (10-4-01)

The following restrictions shall apply to the order of business indicated:

- A. All items of business shall be considered in the order in which they are listed on the agenda, and all orders of business shall be taken up in the standing order. The order of business may be changed, or an item taken up before its place on the agenda at the discretion of the Village President.
- B. Except during the time allotted for Public Comment, no person other than a member of the Board shall address that body, except with the consent of two of the members present. When allowed to speak by the consent of two members of the Board, an individual may be allotted up to five minutes by the Village President to present their points.
- C. Public Comment.
  - 1. Any person speaking during Public Comment shall limit his or her comments to no more than five (5) minutes.
  - 2. During Public Comment, members of the general public may address the Corporate Authorities with concerns or comments regarding issues that are relevant to Village business. All members of the public addressing the Board of Trustees shall, at all times, maintain proper decorum and conduct themselves in a civil manner. All public comment shall be addressed to the Board of Trustees as a whole. Speakers shall use every attempt to not be repetitive of points that have been made by others.
  - 3. There shall be no debate on matters raised during public comment. However, the Board of Trustees may refer any matter of public comment to the appropriate Village staff or official for review, or may place the matter on a subsequent agenda for discussion.
  - 4. No final action may be taken on any public comment or concern which requires an ordinance, resolution, or written contract, or which has the effect of approving any expenditure of funds. The corporate authorities may, however, direct that any matter raised be set for a future agenda, including the preparation of ordinances, resolutions or other documents for consideration at such time. (03-03-16)
  - 5. When any or all of the requirements of the Open Meetings Act, 5 ILCS 120/1 *et seq.*, related to in-person attendance or physical presence at meetings are suspended by legislative action of the General Assembly or Executive Order of the Governor of Illinois, the Village will provide the public with a way to remotely attend the meeting. Anyone desiring to address the Village Board during public comment must email the individual's comments to the Village Clerk at least thirty (30) minutes prior to the scheduled start of the meeting. During the Public Comment portion of the meeting, the Village Clerk will present the properly submitted comments. (4-2-2020)

102.1-4b

Remote Attendance at Meetings.

- A. Rules Statement. Any member of the corporate authorities of the Village may attend any open or closed meeting of the Village Board via electronic means (such as by

telephone, video or internet connection), provided that such attendance is not otherwise prohibited and is in compliance with these rules and any applicable laws. (4-2-2020)

- B. Prerequisites. A member of the corporate authorities of the Village may attend a meeting electronically if the member meets the following conditions:
1. The member must notify the Clerk at least 24 hours before the meeting, unless impractical, so that necessary communications equipment can be arranged. Inability to make the necessary technical arrangements will result in denial of a request for remote attendance.
  2. The member must assert one of the following three reasons as the basis for being unable to physically attend the meeting:
    - a. The member cannot attend because of personal illness or disability; or
    - b. The member cannot attend because of employment purposes or the business of the Village Board; or
    - c. The member cannot attend because of a family or other emergency. (4-2-2020)
- C. Authorization to Participate. After receiving the electronic attendance request, the Clerk shall inform the Village Board of the request for electronic attendance. After establishing that there is a quorum physically present at a meeting where a member of the corporate authorities of the Village desires to attend electronically, the presiding officer shall state that (i) a notice was received from a member of the corporate authorities in accordance with these rules; and (ii) the member will be deemed authorized to attend the meeting electronically, unless a motion objecting to the member's electronic attendance is made, seconded, and approved by two-thirds of the members of the Village Board physically present at the meeting. If no such motion is made and seconded or if any such motion fails to achieve the required vote by the members of the Village Board physically present at the meeting, then the request by the member to attend the meeting electronically shall be deemed approved by the Village Board and the presiding officer shall declare the requesting member present. After such declaration by the presiding officer, the question of a member's electronic attendance may not be reconsidered. (4-2-2020)
- D. Adequate Equipment Required. The member participating electronically and other members of the corporate authorities of the Village must be able to communicate effectively, and members of the audience must be able to hear all communications at the meeting site. Before allowing electronic attendance at any meeting, the Village Board shall provide equipment adequate to accomplish this objective at the meeting site. (4-2-2020)
- E. Rights of a remote member. A member permitted to attend electronically will be able to express his or her comments during the meeting and participate in the same capacity as those members physically present, subject to all general meeting guidelines and procedures previously adopted and adhered to. The member attending electronically shall be heard, considered, and counted as to any vote taken. Accordingly, the name of any member attending electronically shall be called during

any vote taken, and his or her vote counted and recorded by the Clerk and placed in the minutes for the corresponding meeting. A member attending electronically may leave a meeting and return as in the case of any member, provided the member attending electronically shall announce his or her leaving and returning. (4-2-2020)

F. Committees, boards and commissions. These rules shall apply to all committees, boards, commissions, and subsidiary bodies of the Village. (4-2-2020)

G. Participation while driving prohibited. Members permitted to attend a meeting electronically may not participate while driving, unless they are in compliance with all state driving laws regarding cell phone use. (4-2-2020)

H. Limited participation rights. Nothing herein shall prohibit an official who does not meet the prerequisites of paragraph (B) of this Section from participating in the meeting remotely, without voting rights, if the audio or video equipment is available and a majority of those present do not vote against the participation. Costs in such circumstances shall not be reimbursable. (4-2-2020)

102.1-4c The Village Clerk shall record the closed portion of any meeting of the Board of Trustees using audio tape. The Clerk shall retain audio tape recordings of the closed portion of any meeting of the board of Trustees for no less than 18 months. Thereafter, such recordings may be destroyed by the Clerk only after the Board of Trustees votes to approve the written minutes of the closed meeting and votes to approve the destruction of such recording. The Village Clerk is authorized to record the open portion of any Board of Trustees meeting using audio tape for the purpose of creating accurate minutes of the proceedings. It is the policy of the Village to retain said audio tapes for no less than 10 days and then to reuse or destroy said tapes. (3-4-04, 4-19-07)

102.1-5 This ordinance shall be in full force and effect upon approval, signing, and recordation. (8-5-39)

**103.5 AN ORDINANCE PROVIDING FOR SALARIES OF THE PRESIDENT, THE TRUSTEES AND CLERK OF THE VILLAGE OF JEROME, ILLINOIS.**

103.5-1 The salary of the President of the Board of Trustees of the Village shall be paid \$200.00 for each official meeting with the Board of Trustees at which the President shall attend. (10-2-08)

103.5-2 The salary of each Trustee shall be \$150.00 for each official meeting of the Board of Trustees at which the Trustee shall be in attendance. (10-2-08)

103.5-3 The salary of the Village Clerk shall be \$750.00 per each month served in the position. (11-2-00, 4-19-07, 8-16-07, 08-20-08, 01-10-13, 5-6-21)

103.5-4 The salaries set forth above shall be payable on the first day of each month.

- 103.5-5 The President and any Trustee may be paid for one meeting within each of the six- month periods beginning May 1 and November 1 which the village official is unable to attend. (11-2-00)
- 103.5-6 The salaries established herein shall apply to any official meeting of the President and Board of Trustees at which there is a quorum present and official business is conducted.
- 103.5-7 The schedule of salaries set forth herein shall become effective at the first official meeting of the Board of Trustees following the election of officers in April 1997, for the officers elected at such election, and for all other officers elected thereafter. (3-3-77, 1-19-89, 6-6-96, 10-3-96, 1-2-97, 10-4-01)
- 103.6 AN ORDINANCE PROVIDING FOR THE SALARY OF THE TREASURER OF THE VILLAGE OF JEROME, ILLINOIS.**
- 103.6-1 The salary of the Village Treasurer shall be \$550.00 per month. (7-17-97, 5-20-99, 7-1-04, 4-28-05, 8-16-07, 8-20-08; 12-6-12 02-19-15)
- 103.6-2 The Village Treasurer's salary shall be payable on the fifteenth day of each month. (8-5-04)
- 103.6-3 The provisions of this ordinance shall become effective on December 7, 2012. (7-17-97, 5-20-99, 4-28-05; 12-6-12)
- 104.3 AN ORDINANCE ESTABLISHING A LOCAL PLANNING COMMISSION FOR THE VILLAGE OF JEROME, ILLINOIS.**
- 104.3-1 Purpose. In order that adequate provisions be made for the preparation of a comprehensive Village plan for the guidance, direction and control of the growth and development or redevelopment of the Village of Jerome and contiguous territory not more than one and one-half miles beyond the corporate limits and not included in any municipality, a Plan Commission, is hereby created under authority of an act of the General Assembly of the State of Illinois entitled "Illinois Municipal Code" approved May 29, 1961 and effective July 1, 1961, and as amended.
- 104.3-2 Membership. Said Plan Commission shall consist of seven (7) members, to include the following:
- 104.3-2a The President of the Board of Trustees of the Village of Jerome shall be an ex-officio member of the Plan Commission with power to vote.
- 104.3-2b And six (6) members, citizens of said Village, appointed by the President of the Board of Trustees, on the basis of their particular fitness for their duty on said Plan Commission, and subject to the approval of the Village Board of Trustees.

- 104.3-3      Term of Office: Planning Commission. Ex-officio members shall serve for the term of their elective office.
- 104.3-3b     Of the six (6) citizen members, two (2) shall serve for a period of one (1) year, two (2) for a period of two (2) years, and two (2) for a period of three (3) years. Thereafter, such members shall serve for a period of three (3) years. Vacancies shall be filled by appointments for unexpired terms only. All members of the Commission shall serve without compensation except that, if the Village Board of Trustees deems it advisable, they may receive such compensation as may be fixed from time to time by said Village Board of Trustees and provided for in the appropriation ordinance.
- 104.3-4      Procedure: Planning Commission. Immediately following their appointment, the members of the Plan Commission shall meet, organize, elect such officers as it may deem necessary, and adopt and later change or alter, rules and regulations of organization and procedure consistent with Village ordinance and state laws. The Commission shall keep written records of its proceedings, which shall be open at all times to public inspection. The Commission shall also file an annual report with the President of the Board of Trustees, and the Village Board of Trustees, setting forth its transactions and recommendations
- 104.3-5      Powers and Duties: Planning Commission. Said Plan Commission shall have the the following powers and duties:
- 104.3-5a1    To prepare and recommend to the Village Board of Trustees, of Jerome a comprehensive plan for the present and future development or redevelopment of said Village and contiguous unincorporated territory not more than one and one-half miles beyond the corporate limits of said Village and not included in any other municipality. Such plan may be adopted in whole or in separate geographical or functional parts, each of which, when adopted shall be the official comprehensive plan, or part thereof, of Jerome. Such plan shall be advisory, except as to such part thereof as has been implemented by ordinances duly enacted by the Village Board of Trustees. All requirements for public hearing, filing of notice of adoption with the County Recorder of Deeds, and filing of said plan and ordinances with the Municipal Clerk, shall be complied with as provided for by law.
- 104.3-5a2    To provide for the health, safety, comfort and convenience of the inhabitants of Jerome and contiguous territory, such plan or plans shall establish reasonable standards of design for subdivisions and for re-subdivisions of unimproved land and of areas subject to redevelopment in respect to public improvements as herein defined and shall establish reasonable requirements governing the location, width, course, and surfacing of public streets and highways, alleys, ways for public service facilities, curbs, gutters, sidewalks, street lights, park, playgrounds, school grounds, size of lots to be used for residential purposes, storm water drainage, water supply and distribution, sanitary sewers, and sewage collection and treatment. The requirements specified herein shall become regulatory only when adopted by ordinance.

- 104.3-5b To designate land suitable for annexation to the municipality and the recommended zoning classification for such land upon annexation.
- 104.3-5c To recommend to the Village Board of Trustees of Jerome from time to time, such changes in the comprehensive plan or any part thereof as may be deemed necessary.
- 104.3-5d To prepare and recommend to the Village Board of Trustees from time to time, plans and/or recommendations for specific improvements in pursuance of the official comprehensive plan.
- 104.3-5e To give aid to the officials of the Village of Jerome, charged with the direction of projects for improvements embraced within the official plan or parts thereof, to further the making of such improvements, and generally to promote the realization of the official comprehensive plan.
- 104.3-5f To arrange and conduct any form of publicity relative to its activities for the general purpose of public understanding.
- 104.3-5g To cooperate with municipal or regional planning commissions and other agencies or groups to further the local planning program and to ensure harmonious and integrated planning for the area.
- 104.3-5h To exercise such other powers germane to the powers granted under authority of an Act of the General Assembly of the State of Illinois entitled "Illinois Municipal Code" approved May 29, 1961, and effective July 1, 1961, and as amended, as may be conferred by the Village Board of Trustees of Jerome.
- 104.3-6 Land Subdivision or Re-subdivision and the Official Map.
- 104.3-6a At any time or times, before or after the formal adoption of the official comprehensive plan by the corporate authorities, an official map may be designated by ordinance, which map may consist of the whole area included within the official comprehensive plan or one or more separate geographical or functional parts, and may include all or any part of the contiguous unincorporated area within one and one-half miles from the corporate limits of the Village of Jerome. All requirements for public hearing, filing of notice of adoption with the County Recorder of Deeds, and filing of said plan and ordinances including the official map with the Municipal Clerk shall be complied with as provided for by law.
- 104.3-6b No map or plat of any subdivision or re-subdivision presented for record, affecting land within the corporate limits of the Village of Jerome, or within contiguous territory which is not more than one and one-half miles beyond the corporate limits, shall be entitled to record or shall be valid unless the subdivision shown thereon provides for standards of design, and standards governing streets, alleys, public ways, ways for public service facilities, street lights, public grounds, size of lots to be used for residential purposes,

storm and flood water run-off channels and basins, water supply and distribution, sanitary sewers, and sewage collection and treatment, in conformity with the applicable requirements of the ordinances including the official map.

- 104.3-6c This section is subject to the provisions of Par. 11-12-9 of the Illinois Municipal Code of 1961 (Chap. 24, par. 11-12-9, Ill. Re. Stat. 1961) and shall not preclude any agreement concerning unincorporated areas which lie within one and one-half miles of the boundaries of both the Village of Jerome and of any other municipality which has adopted an official plan. The Village of Jerome and any other municipality which has adopted an official plan may agree upon a line which shall mark the boundaries of the jurisdiction of each of the corporate authorities who adopt such agreement and in the absence of such agreement, the jurisdiction of the Village of Jerome shall extend to a median line equidistant from the boundaries of the Village of Jerome and the boundaries of such other corporate authority or authorities nearest to the boundaries of the Village of Jerome at any given point on the line.
- 104.3-7 Improvements. The Village Clerk shall furnish the Plan Commission for its consideration a copy of all ordinances, plans and data relative to public improvements of any nature. The Plan Commission may report in relation thereto if it deems a report necessary or advisable, for the consideration of the Village Board of Trustees.
- 104.3-8 Expenditures: Planning Commission.
- 104.3-8a The Commission may at the discretion of the Village Board of Trustees employ a paid secretary, or staff, or both, whose salaries, wages, and other necessary expenses shall be provided for by adequate appropriation made by the Village Board of Trustees from the public funds.
- 104.3-8b If said Plan Commission shall deem it advisable to secure technical advice or services, it may be done upon authority from the Village Board of Trustees and appropriations by the Village Board of Trustees therefore.
- 104.3-9 Repeal. All ordinances and parts of ordinances previously enacted by the Board of Trustees of the Village of Jerome which are in conflict herewith are hereby repealed.
- 104.3-10 Effective Date. This ordinance shall be in full force and effect from and after its passage and approval according to law. (2-15-62)

## CHAPTER TWO

### Topic Code 200- Penalty

200.1 Penalty Provisions of all Ordinances

**200.1 AN ORDINANCE AMENDING THE PENALTY PROVISIONS OF ALL VILLAGE ORDINANCES.**

Be It Ordained by the President and Board of Trustees of the Village of Jerome, Illinois:

200.1 Whenever an ordinance of the Village of Jerome provides for the imposition of a fine as a penalty for violation thereof, the fine shall be in an amount not to exceed \$500.00.

200.2 Any ordinance or portion of ordinance in conflict with this ordinance is hereby repealed.

200.3 This ordinance shall be published in pamphlet form by the village clerk and shall be effective immediately upon such publication. (7-16-87)

### CHAPTER THREE

Subject Code 300--ALCOHOLIC LIQUOR CONTROL

Topic Code 300--Relating to or Regulating the Sale of Alcoholic Liquor Control

300.7      Regulating the Sale of Alcoholic Liquors

300.8      Providing for the Sale of Alcoholic Liquors on Sunday Commencing at Noon

300.9-3    An ordinance establishing requirements for certain sales of beer.

**300.7      AN ORDINANCE REGULATING THE SALE OF ALCOHOLIC LIQUORS IN THE VILLAGE OF JEROME.**

Be It Ordained by the President and Board of Trustees of the Village of Jerome, Illinois:

300.7-1    Definitions. The words "alcoholic liquors" and all other words and phrases used herein which are not otherwise defined, shall mean as they are defined in the Illinois Liquor Control Act. (11-15-01)

"Restaurant" means any public place kept, used, maintained, advertised and held out to the public as a place where meals are served, and where meals are actually and regularly served, without sleeping accommodations, such space being provided with adequate and sanitary kitchen and dining room equipment and capacity and having employed therein a sufficient number and kind of employees to prepare, cook and serve suitable food for its guests. (7-5-18)

300.7-2    Licenses required: Alcoholic Liquors. No person shall, either by itself or through an agent or any person acting as a n agent or employ a person to dispense, sell or offer for sale at retail, any alcoholic liquor or engage in any sale as provided in this Ordinance within the Village of Jerome without first having obtained a license or temporary permit to do so as provided in this Ordinance. It shall be unlawful for any such person to sell or offer for sale any alcoholic liquor or engage in any sale as provided in this Ordinance in violation of the terms and conditions of such license or temporary permit. (11-15-01, 1-16-20)

300.7-2a   Term of License; Alcoholic Liquors. Each license issued under this Ordinance shall be for a period of one (1) year commencing on January 1 of each year and terminating on December 31 of each year. (11-15-01)

300.7-3    Classification of licenses; Alcoholic Liquors. Licenses to sell alcoholic liquors at retail shall be of the following classifications:

- 300.7-3a      Tavern License. A tavern license shall entitle the licensee to sell all alcoholic liquors at retail during the hours prescribed in Code 300.7-6d and Code 300.7-a1 of this ordinance. (11-15-01)
- 300.7-3b      Package Liquor License. A package liquor license shall entitle the licensee to sell at retail alcoholic liquors in the original package only for consumption of the premises during the hours prescribed in Code 300.7-6d and Code 300.7-6a3 of this ordinance; provided, however, that no such original package containing less than one-half pint shall be permitted to be sold by such licensee. (11-15-01)
- 300.7-3c      Limited Wine and Beer License. A limited wine and beer license shall entitle a licensee to sell beer and wine only by the drink or pitcher as part of a restaurant business for consumption on the premises. (11-15-01)
- 300.7-3d      Restaurant. A Restaurant license shall entitle the licensee to sell alcoholic liquor, by the drink, pitcher, or, in the case of beer or wine, bottle, as part of a restaurant, for consumption on the premises only, provided that the restaurant must derive at least 60% or more of its gross annual revenues from food and beverage sales in order to be eligible to renew its license, permit or certificate. (7-5-18)
- 300.7-4      Application for Liquor License and Application Fee. Any person desiring a license to sell alcoholic liquors at retail shall make application therefore to the Village Clerk. A separate application shall be made for each location desired by the applicant. Such application shall be in writing upon forms prepared and furnished by the Village Clerk. Each application for a license shall be signed by the applicant and verified under oath, and shall be filed with the Village Clerk. In case the applicant is a partnership, all partners must sign and verify the application. If the applicant is a corporation all officers and stockholders owning more than five percent of the stock of such corporation must sign and verify the application and indicate their position. In case any other person is to conduct the place of business as manager or agent of the licensee, such person must also sign and verify the application and in the event any licensee, after obtaining a license under this ordinance, employs or otherwise obtains the services of a manager or agent to conduct the business authorized by such license, such manager or agent must furnish all the information required by this Ordinance in the same manner and form as required by an initial licensee. All of the information requested in the application form must be furnished as to each person signing the application. Each application for a license shall be submitted with an application fee of \$50.00. The application fee is in addition to any license fee. Each application shall contain the following: (4-15-04)
- 300.7-4a      Name, age and address. The name, age and address of the applicant in the case of an individual; in the case of a partnership, the names and addresses of the persons entitled to a share in the profits thereof; in the case of a corporation or club, the objects for which organized, and the names and addresses of the officers, directors, and any stockholder owning more than five per cent of the stock of such corporation; and in any case, the name and address of the manager or agent who is to conduct the place of business for which the license is sought. (11-15-01)

- 300.7-4b Citizenship. The citizenship of the applicant, and if a naturalized citizen, the time and place of his naturalization.
- 300.7-4c Location. The location where the applicant proposes to engage in the business for which the application was submitted, and whether or not the proposed location is within one hundred feet of any church, school, hospital, home for aged or indigent persons or for war veterans, their wives or children, or of any military or naval station. (11-15-01)
- 300.7-4d Sale of food. Whether food for human consumption is to be sold in such place of business if the application is allowed.
- 300.7-4e Ownership of premises; name of landlord. Whether the applicant owns the premises for which a license is sought, and if the applicant does not, the name and address of the landlord and the term of the lease. (11-15-01)
- 300.7-4f Disposition of other applications. Whether the applicant has made application for a similar or other license other than those described in this application, and the disposition of such other application.
- 300.7-4g Suspension or revocation alcoholic liquor of previous licenses. Whether or not any license issued to the applicant or any person required to sign the application under this Ordinance, previous Ordinance or any law or Ordinance of any state, municipal or governmental entity relating to alcoholic liquor has ever been suspended or revoked. (11-15-01)
- 300.7-4h Former convictions relative to decency or morality. Whether or not applicant has ever been convicted of being the keeper or an inmate of a house of ill fame, of pandering or of any other crime or misdemeanor opposed to decency or morality.
- 300.7-4i Connection with houses of ill fame. A statement that the applicant or any person signing the application is not, at the time of making the application, connected with a house of ill fame. (11-15-01)
- 300.7-4j Former conviction of felony, etc. Whether or not the applicant or any person signing the application has even been convicted of a felony, or disqualified to receive the license a license to sell alcoholic liquor by reason of any manner or thing contained in the laws of the State or this Ordinance. (11-15-01)
- 300.7-4k Agreement not to violate ordinances, etc. A statement that the applicant agrees not to violate any provisions of this ordinance of this village or any law of the United States or of the state in the conduct of its business, and that in the event of such violation or if any statement contained in the application is not true, that the license applied for may be immediately suspended or revoked. (11-15-01)

- 300.7-4l Residence alcoholic liquor in County. Whether or not the applicant, if an individual, or whether each partner, in the case of a partnership, is a bona fide resident of the County and has actually maintained a residence in the County for at least six months prior to the date of his application.
- 300.7-4m Agreement to testify under oath and, as required, allow record of fingerprints. A statement that the applicant and all persons signing the application will testify under oath to all relevant and material questions propounded to him or her in any hearing conducted by the Local Liquor Control Commission, either before or after the issuance of a license to and that any failure to so testify shall be sufficient reason for the refusal to issue any such license, or the renewal thereof, or for the suspension or revocation of any license which has been issued; and a statement that the applicant or any person signing the application, if requested by the Local Liquor Control Commissioner, will permit a record of his or her fingerprints to be made by the Sheriff of the County for the purpose of additional investigation to determine whether the application should be granted. (11-15-01)
- 300.7-4n Statement as to receipt of money or credit from manufacturers or distributors. A statement that the applicant has not accepted, received or borrowed money, or anything else of value, or accepted or received credit (other than merchandising credit in the ordinary course of business for a period not to exceed thirty days) directly or indirectly from any manufacturer, importing distributor of distributor alcoholic liquor, or from any stockholder or officer of any corporation engaged in, or any other person connected with any such business. (11-15-01)
- 300.7-4o Continuing Requirement. The requirement for supplying the information in the application for license provided in Code Section 300.7-4 through 300.7-4n is a continuing one. If any supplied information or statements become invalid it is the duty of the licensee to provide updated information to the Local liquor Control Commissioner. This includes changes in control of partnerships or corporations. (11-15-01)
- 300.7-4o.1 Partnerships alcoholic liquor. In the event of a partnership, the Local liquor Control Commissioner must be informed within thirty (30) days of the sale or acquisition of a five (5%) percent interest in the partnership by any one partner or upon any partner thereof acquiring a fifty (50%) percent or greater interest in the partnership if such partner or combination was not shown to own a fifty (50%) percent or greater interest on the prior application or renewals. (11-15-01)
- 300.7-4o.2 Corporations alcoholic liquor. In the case of corporations, the Local Liquor Control Commissioner must be informed within thirty (30) days of the resignation or replacement of any officer or the sale or acquisition of five (5%) percent of the corporate stock by any one stockholder or any stockholder or combination of stockholders acquiring fifty (50%) percent or more of the stock if such stockholder or combination of stockholders was not shown to own fifty (50%) percent or more of the stock on the prior application or subsequent renewals. (11-15-01)

300.7-5 Bond alcoholic liquor. With each application for a license or application for renewal of a license there shall be filed in the office of the Village Clerk a bond executed by a surety licensed to do business within the State of Illinois, to the Local Liquor Control Commissioner of the Village of Jerome, Illinois, in the penal sum of One Thousand Dollars (\$1,000.00), conditioned upon the true and faithful compliance of the licensee with this and all subsequent ordinances relating to the sale of alcoholic liquors within the Village of Jerome. (11-15-01)

300.7-6 License fees alcoholic liquor; classification of licenses; restrictions. The license fees required for any license authorization by this ordinance shall be in the amounts set forth below, and shall entitle the licensee to sell and serve alcoholic liquors at retail during the hours set forth below:

			Hours
<u>Classification</u>	<u>License Fee</u>	<u>Alcoholic Liquors Served or Sold To</u>	<u>Premises Cleared By</u>
(1) Tavern	\$1,000.00	1:00 A.M.	1:30 A.M.
(1) Restaurant	\$800.00	1:00 A.M.	1:30 A.M.
(2) Package Liquors	\$800.00	1:00 A.M.	N/A
(3) Limited Wine & Beer	\$800.00	1:00 A.M.	1:30 A.M.

The license fee shall be reduced by 50% for any liquor license renewal issued for the periods between:

- A. January 1, 2021 and December 31, 2021; and
  - B. January 1, 2022 and December 31, 2022.
- (09-21-06, 11-2-17, 7-5-18, 9-17-20, 10-21-21)

300.7-6b Any licensee who voluntarily surrenders its license shall be entitled to receive a refund from the Village Clerk in proportion to the number of months remaining in the year at the time such license is surrendered provided, however, that not more than half of the fee paid for the license may be refunded. (11-15-01)

300.7-6c The license fee to be paid shall be reduced in proportion to the number of calendar months which have fully expired in the year prior to the issuance of the license, but no license fee shall be reduced by more than one-half of the annual fee.

300.7-6d No licensee shall commence selling alcoholic liquors before 7:00 a.m. on any day. (11-15-01, 8-17-06)

300.7-6d.1 No licensee shall sell, give or deliver alcoholic liquors to any person under the age of 21 years. (11-15-01)

300.7-6e A separate license must be obtained for each location desired by the applicant for a license under the provisions of this ordinance. Any license issued shall be for a single and particular

location. On application being filed with the Village Clerk for a change of location, the liquor control commissioner may allow the location authorized by the particular license to be changed. In case the applicant has not personally operated his business at the particular location for at least 90 days prior to the application for change of location, such application shall be rejected. After investigation and payment of \$100.00 investigation fee, the change of location may be approved or rejected, as in the case of original license applications. Nothing herein contained shall be construed to permit any licensee to change the location of his business to, or operate his business, or a portion thereof, as a subtenant or otherwise at a site or place of business which under these sections would be prohibited or denied to an original applicant. (4-1-21)

300.7-7      License to purchaser of an established licensed business. Upon application being filed with the Village Clerk, the Local Liquor Control Commissioner may issue a license to the purchaser of an established licensed business as a going concern. Any such sale shall include all furniture, fixtures and equipment used in such business or on such premises or place of business for sale, offering for sale or dispensing of alcoholic liquor. Any such purchaser shall make application for the issuance of a new license and in such application the application shall state terms in respect to the purchase of said business. The applicant shall also submit an application and furnish the required information and make the statements similar to that required of any other licensee under Code 300.7-4 of this ordinance, and he or she shall affirm that it will continue to operate said business in the same location. Such application may be approved or rejected as in the case of applications for an original license, and if approved, a license shall be issued to such purchaser upon payment to the Village Clerk of the license fee prescribed in this ordinance, reduced in proportion to the number of full calendar months which have expired in the year prior to the issuance of the license. No purchaser of a licensed business shall operate said business until a license has been granted by the Local Liquor Control Commissioner as provided herein, and until the seller of such business shall have surrendered its license to the Village Clerk for cancellation. (11-15-01)

300.7-8      Duties of Village Clerk and fees. The Village Clerk shall perform the following duties:

300.7-8a1      Prepare and distribute appropriate application forms to applicants;

300.7-8a2      Receive applications for licenses, together with the bond for each application;

300.7-8a3      Docket such applications in a suitable record book;

300.7-8a4      Deliver said applications, together with bonds of the applicants, to the Local Liquor Control Commissioner for action upon the same;

300.7-8a5      Issue licenses signed by the Local Liquor Control Commissioner upon the same being duly authorized;

- 300.7-8a6 Deliver to the Village Treasurer at the end of each month all funds received from the issuance of licenses.
- 300.7-9 Local Liquor Control Commissioner; powers and duties. The Local Liquor Control Commissioner shall have the following powers and duties:
- 300.7-9a Granting, etc. of licenses. To grant, to suspend and to revoke for cause, all license issued under this ordinance. (11-15-01)
- 300.7-9b Right of entry. To enter into and to authorize any law enforcing officer to enter at any time upon any premises licensed hereunder to determine whether any of the provisions of the Illinois Liquor Control Act, of this Ordinance, or any rules and regulations adopted by the Village of Jerome or by the State Commission have been or are being violated. (11-15-01)
- 300.7-9c Exercise powers, etc. granted under state law, etc. To exercise all the powers, functions and duties which now or hereafter may be granted to him by the Illinois Liquor Control Act or by this chapter.
- 300.7-9d Suspension and revocation of alcoholic liquor license. To suspend and to revoke any license issued under this Ordinance for any of the following reasons:
- 300.7-9d1 That the licensee has violated any of the laws of the United States relating to the sale of alcoholic liquor, or any of the provisions of the Illinois Liquor Control Act, or any Ordinance enacted by the Village of Jerome, or any applicable rules and regulations adopted by the Local Liquor Control Commissioner, the Village of Jerome or by the State Commission. (11-15-01)
- 300.7-9d2 The willful making of any false statement as to material fact in the application for such license.
- 300.7-9d3 The permitting of an unlawful, disorderly or immoral practice upon the licensed premises.
- 300.7-9d4 The refusal of any licensee or any person signing the application to testify under oath to all relevant and material questions at any hearing conducted by the Local Liquor Control Commissioner. (11-15-01)
- 300.7-9d5 That the state commission has suspended or revoked the license of the licensee.
- 300.7-9e Examination of applicants. To examine or cause to be examined under oath any applicant for a local license or for a renewal thereof, or any licensee upon whom notice of hearing has been served, to hear testimony and receive such evidence in connection therewith, and for such purposes to issue subpoenas which shall be effective in any part of the State. (11-15-01)

- 300.7-9f      Investigation of complaints, alcoholic liquor.      To receive the written and signed complaint of any resident of the village and to investigate upon such complaint, or to investigate any alleged violation of any law of the United States relating to the sale of alcoholic liquor, or any of the provisions of the Illinois Liquor Control Act, or any Ordinance of the Village of Jerome, or any applicable rules and regulations adopted by the Local Liquor Control Commissioner, the Village of Jerome or by the State Commission. (11-15-01)
- 300.7-10      Local Liquor Control Commissioner.
- 300.7-10a      The President of the Board of Trustees of the Village of Jerome shall be the Local Liquor Control Commissioner, and shall be charged with the administration of the appropriate provisions of the Illinois Liquor Control Act, this ordinance, and of such ordinances, resolutions, rules and regulations relating to alcoholic liquor as may hereafter be adopted. Whenever in this ordinance the Local Liquor Control Commissioner shall be referred to, it shall include the Local Liquor Control Commission and such other persons as may be appointed by the Local Liquor Control Commissioner to assist in the performance of the duties herein provided. (11-15-01)
- 300.7-10b      The President of the Board of Trustees shall appoint five persons as Deputy Liquor Control Commissioners to assist him or her in the exercise of the powers and the performance of the duties herein assigned as Local Liquor Control Commissioner, but all final decisions shall be those of the Local Liquor Control Commissioner. Such five Deputy Liquor Control Commissioners, collectively, shall be known as the Jerome Liquor Control Commission and shall elect among themselves a chairman and a secretary. Each Deputy Liquor Control Commissioner shall, upon appointment, take the customary oath of office. Any applications for licenses of every kind and character authorized by this ordinance may be referred to the Jerome Liquor Control Commission by the Local Liquor Control Commissioner to investigate the information and statements contained therein, the location of the premise for which the license is applied, and the character of the applicant. Within 30 days after any such application has been referred to it, the Jerome Liquor Control Commission shall report in writing the result of their investigation and recommend the approval or rejection of the application involved. The report and recommendation of the Jerome Liquor Control Commission shall be filed in duplicate with the Village Clerk, who shall deliver the original thereof to the Local Liquor Control Commissioner and retain the copy for the files of the Village Clerk. Within 15 days after receiving any report or recommendation of the Jerome Liquor Control Commission, the Local Liquor Control Commissioner shall act thereon, and shall direct either that the license applied for be granted or refused or that further investigation be made. Each Deputy Liquor Control Commissioner shall hold office at the pleasure of the President of the Board of Trustees. Both the Local Liquor Control Commissioner and the Jerome Liquor Control Commission are authorized to employ, when necessary or advisable, a stenographer or court reporter to take and preserve testimony or evidence at any hearing conducted pursuant to this Chapter. The President and Board of Trustees of the Village of Jerome are authorized to fix and pay

compensation to the Local Liquor Control Commissioner and such Deputy Liquor Control Commissioners, their assistants, or employees, as may be deemed necessary for the proper performance of the duties vested in them. (11-15-01) (08-06-20) (08-20-20)

300.7-11 License to be posted. Every licensee under the provisions of this ordinance shall cause his license to be framed and hung in plain view in a conspicuous place on the licensed premises.

300.7-12 Renewal of License. Any licensee may renew its license at the expiration thereof, provided, that the licensee is then qualified to receive a license, and the premises for which such renewal license is sought are suitable for the purpose; provided further, that the renewal privilege herein contained shall not be construed as a vested right which shall in any case prevent the Board of Trustees from decreasing the number of licenses to be issued within the Village of Jerome; provided further that the licensee is currently operating a place of business in the village for the sale of alcoholic liquors, and has been so operating for the last 90 days prior to the expiration date of the license. The requirements for and the procedure of obtaining a renewal of a license shall be the same as that provided for in case of an original application for a license. (11-15-01)

300.7-13 Limitation upon number of licenses issued. Not more than the following licenses for the following-described classes shall be issued and outstanding at any one time, which limitation shall be as follows:

A.Tavern or beer and wine licenses: 12

B.Package: 2

C.Restaurant: 6

However, the above limitations upon the number of licenses shall not limit the right to renewal of any existing license nor to the issuance of a license to the purchaser of an established licensed business as a going concern, but as licenses are revoked, expire without renewal, or for any other reason cease to exist; then the total number of licenses shall be reduced until the total of each such class shall not exceed the number authorized by this section. (11-15-01) (2-1-07) (06-05-14) (2-8-18) (7-5-18) (4-4-19) (5-2-19) (5-21-2020) (6-18-20) (9-3-20) (10-15-20, 10-7-21)

300.7-14 Privilege granted by license. A license shall be purely a personal privilege, good for not to exceed one year after issuance, unless sooner revoked as provided in this Ordinance. It shall not constitute property, nor shall it be subject to attachment, garnishment or execution, voluntarily or involuntarily, or subject to being encumbered or hypothecated. Such license shall not descend by the laws of testate or intestate devolution, but it shall cease upon the death of the licensee; provided, that the executor of the will or the administrator of the estate of any deceased licensee, and the trustee of any insolvent or bankrupt licensee, when such estate consists in part of alcoholic liquor, may continue the business of the sale at retail of alcoholic liquor under the order of the appropriate court, and may exercise the privileges of the deceased or insolvent or bankrupt licensee until the expiration of such license or until six months after the death, insolvency or bankruptcy of such licensee, whichever is the shorter period of time. (11-15-01)

- 300.7-15      Employment of Minors.
- 300.7-15a     No licensee, agent or employee shall permit any person under the age of 21 years to draw, pour, mix, furnish or make sales of any alcoholic liquor in said premises. (11-15-01)
- 300.7-15b     No licensee, agent or employee of a business holding a package liquor license shall permit any person under the age of 21 years to sell alcoholic liquor on the licensed premises. (11-15-01)
- 300.7-15c     No licensee, agent or employee of a business holding a tavern liquor or limited wine and beer license shall permit any person under the age of 19 to serve, dispense or in any other way to handle alcoholic liquor, on the licensed premises. (12-20-79, 7-1-99,11-15-01)
- 300.7-16      Persons ineligible to license, alcoholic liquor. No license of any kind shall be issued to any person who is not eligible to receive a license issued by the State of Illinois Liquor Control Commission.
- 300.7-17      Sales prohibited to persons under age. No licensee, his agent or employee, shall sell, give or deliver alcoholic liquor to any person under the age of 21 years. No person, after purchasing or otherwise obtaining alcoholic liquor, shall sell, give or deliver such alcoholic liquor to another person under the age of 21 years, except in the performance of a religious ceremony or service.
- For the purpose of preventing violation of this ordinance, any licensee, or his agent or employee, may refuse to sell or serve alcoholic beverages to any person who is unable to produce adequate written evidence of identity and of the fact that he or she is over the age of 21 years.
- Adequate written evidence of age and identity of the person is a document issued by a federal, state, county, or municipal government, including, but not limited to, a motor vehicle operator's license, a registration certificate issued under the Federal Selective Service Act, or an identification card issued to a member of the armed forces. Proof that the defendant-licensee, or his employee or agent, demanded, was shown and reasonably relied upon such written evidence in any transaction forbidden by this section is competent evidence and may be considered in any prosecution or any proceeding for suspension or revocation of any license based thereon. (12-20-79)
- 300.7-18      Provisions of State Statute incorporated herein. All of the provisions of the Illinois Liquor Control Act, and all revisions thereto, and of the rules and regulations issued by the Illinois Liquor Control Commission, which are or may hereafter be in force, which

are applicable to the Village of Jerome, are hereby incorporated into and declared to be part of this ordinance the same as if they were expressly set forth therein. (11-15-01)

- 300.7-20 Penalty. Whoever violates any of the provisions of this Ordinance shall upon conviction be punished by a fine of not less than \$250.00 no more than \$500.00. Every act or omission of whatsoever nature constituting a violation of any of the provisions of this ordinance by any officer, director, manager or other agent or employee of any licensee, shall be deemed and held to be the act of such employer or licensee, and the employer or licensee shall be punishable in the same manner as if the act or omission had been done or omitted by such person, employee or licensee personally. (12-19-68, 11-15-01)
- 300.8-1 All of that portion of Code 300-7-6d, of "An Ordinance Regulating the Sale of Alcoholic Liquors in the Village of Jerome", passed by the President and Trustees of the Village of Jerome on December 19, 1968, which provides that no licensee shall commence selling alcoholic liquors before 1:00 P.M. on Sunday is hereby repealed.
- 300.8-2 Sale of alcoholic liquors by any licensee in the village on Sunday may be commenced at noon. (Repealed 8-17-06)
- 300.8-3 This ordinance shall become effective immediately upon its passage by the Board of Trustees and the approval of the president. (1-16-69)
- 300.9-3 Containers for the sale of beer with volumes in excess of 64 fluid ounces, including but not limited to containers commonly known as kegs and pony kegs, shall each bear an indelible number and an indelible name or mark that shall serve as a means of identification of the container and the seller. The seller shall require proof of, and shall make and keep a record of each buyer's identity, age and address, along with the identification number of the container so purchased. It shall be unlawful for any person to sell or purchase containers of beer not so marked, or for a seller to fail to make or keep such record of any purchase. It shall also be unlawful for any person to pay or receive a refund of a deposit on any beer container where the identification number has been removed or obliterated, or where the number on the container does not match the number on the sales record. Such sales records shall be retained by the seller for a period of no less than six months after each sale. (11-18-93)
- 300.10-1 Temporary Permits to Sell or Dispense Alcoholic Liquor. Temporary permits may be granted on written application, and investigation by the Local Liquor Control Commissioner to individuals, corporations, or civil, educational, benevolent, fraternal, political, religious or patriotic organizations for special events or catered functions. A separate temporary permit must be obtained for each location desired by an applicant for a temporary permit. No more than one temporary permit may be issued for any one permitted premises. Proof of dram shop insurance coverage must be submitted with completed applications. No applicant may obtain a temporary permit I or II more than six times in one calendar year. No temporary permit authorized pursuant to this Chapter shall be issued consecutively with any other temporary permit authorized by this Chapter. Applications for all permits must be made fourteen (14) days before the first date of the

permit. This 14-day deadline may be waived by the Local Liquor Control Commissioner if the applicant shows good cause for the late filing; however, all applicants filing late shall be assessed a \$10 late filing fee. (1-16-20)

- 300.10-2      Temporary Permit I. A temporary permit I shall authorize the retail sale, on the premises, for consumption on the premises, of alcoholic liquor for a period of three days or less. Notwithstanding any other section of this Code, a temporary permit I may be issued to allow sales and consumption of alcoholic beverages out-of-doors on the public right-of-way. However, such outdoor sales will only be allowed upon specific approval of the commissioner and under guidelines specifically approved by the commissioner in advance of the date of the permit. An application shall have attached a written agreement between the permit applicant and the owner of the property within or upon which the permitted event is taking place. The fee for such permit shall be \$50, plus, \$25 for each day for which the permit is to be used. (1-16-20)
- 300.10-3      Temporary Permit II. A temporary permit II shall authorize the retail sale, on the premises, for consumption on the premises, of beer and wine only for a period of three days or less. Notwithstanding any other section of this Code, a temporary permit II may be issued to allow sales and consumption of alcoholic beverages out-of-doors on the public right-of-way. However, such outdoor sales will only be allowed upon specific approval of the commissioner and under guidelines specifically approved by the commissioner in advance of the date of the permit. An application shall have attached a written agreement between the permit applicant and the owner of the property within or upon which the permitted event is taking place. The fee for such permit shall be \$30, plus, \$15 for each day for which the permit is to be used. (1-16-20)
- 300.10-4      Special Temporary Permit. A special temporary permit shall authorize the sale of alcoholic beverages by any recognized nonpolitical civic or not-for-profit organization on an intermittent basis under such conditions as the commissioner shall prescribe in the public interest. This permit shall not be issued in lieu of a regular license nor where a temporary permit I or II will apply. Such permits shall not authorize the sale of alcoholic liquors on more than 45 dates per year. The fee for such permit shall be \$15 for each day the permit is to be used. Notwithstanding any other section of this Code, a special temporary permit may be issued to allow sales and consumption of alcoholic beverages out-of-doors on the public right-of-way. However, such outdoor sales will only be allowed upon specific approval of the commissioner and under guidelines specifically approved by the commissioner in advance of the date of the permit. (1-16-20)

**350.0 VIDEO GAMING TERMINALS**

- 350.1. Definitions. For the purpose of this Ordinance, the definition of “Video Gaming Terminal” is as defined in the Video Gaming Act of the State of Illinois (230 ILCS 40/1 et seq.).
- 350.2. Video gaming permit. Any person who owns a Video Gaming Terminal for use in the Village shall obtain a Video Gaming Permit.
- 350.3. Permit requirements. No person shall be issued a Video Gaming Permit unless such person meets the requirement for holding a liquor license pursuant to Sections 306.7-3a or 300.7-3c and is authorized by the State of Illinois to operate or have in place Video Gaming Terminals.
- 350.4. Application for permit. Upon application and payment of a Video Gaming Terminal fee as set forth in Section 350.5 by a person holding a license issued pursuant to Sections 306.7-3a or 300.7-3c and who has received authorization from the State of Illinois to operate or have in place a Video Gaming Terminal will be issued a Video Gaming Permit.
- 350.5. Terminal fee. The annual fee for each Video Gaming Terminal located in the licensed premises shall be \$25.00 per terminal per annum. All terminal fees are due and payable at the time of the application or renewal of the alcoholic liquor license.
- 350.6. State of Illinois rules and regulations. All State of Illinois rules and regulations regarding Video Gaming Terminals which are or may hereafter be in force and in effect and applicable to the Village are incorporated and declared to be part of this Ordinance, the same as if they were expressly set forth in this Ordinance. (03-6-14)

## CHAPTER FOUR - PUBLIC HEALTH AND SAFETY

### Topic Code 400 Waste

- 400.2           Regulating Composting of Wastes
- 400.3           Regulating Disposal of Garbage, Landscape Waste and Rubbish
- 400.3-14.1    Fee for Annual Large Item Pickup
- 403.3-14.2    Fee for Branch and Limb Pickup (Repealed 11-18-04)

### Topic Code 401 - Building Codes

- 401.2           Providing for Fire Limits, and Regulations Governing the Construction, Alteration, Removal, Demolition, Equipment, Use and Occupancy, Location and Maintenance of Buildings and Structures.

### Topic Code 402 - Obstructing Public Passageways

- 402.1           Regulating the Opening of Streets, Alleys, Sidewalks or Other Public Grounds in the Village

### Topic Code 403 - Civil Defense

- 403.1           Denoting Penalty for Violation of Black Out Warning Signal Relating to Local Civil Defense (Repealed 8/1/02)

### Topic Code 404 - Open Burning

- 404.1           Prohibiting Bonfires after Nightfall
- 404.2           Regulating Fires & Banning Fires on Public Streets

### Topic Code 405 - Miscellaneous

- 405.2           Regulating Private Residential Swimming Pools

### Topic Code 406 - Garbage Pickup

- 406.1           Transportation of Garbage, Rubbish or Landscape Waste

### Topic Code 407 - Animals

- 407.1           Regulating Animals in the Village of Jerome

### Topic Code 408 - Sanitation

408.1 Prohibiting the Discharge of Sanitary Sewage and Industrial Waste Waters into Storm Sewers

408.2 An Amendment to the Contract Between the Springfield Sanitary District and the Village.

Topic Code 410 - Trespass

410.1 Prohibiting Trespasses (Repealed 8/1/02)

Topic Code 411 - Minimum Housing

411.1 Establishing Minimum Housing Standards Governing the Condition and Maintenance of Dwellings, Supplied Utilities and Facilities, and Other Physical Things and Conditions Essential to Make Dwellings Safe, Sanitary and Fit for Human Habitation; Fixing Responsibility of Owners and Occupants of Dwellings; and Providing Penalties for the Violation of its Provisions.

Topic Code 412 - Gun Control

412.1 Prohibiting the Use of Firearms and Air guns

412.2 Prohibiting the Operation of Businesses Involving Firearms Within Any Residential Areas

Topic Code 413 - Culvert Installation

413.1 Requirements for Installation of Driveway Culverts

Topic Code 414 - Fireworks

414.1 Prohibiting the Sale and Use of Fireworks.

Topic Code 415 - Food Service Establishments.

415.1 Providing for Inspection of Food Service Establishments by Sangamon County Department of Public Health.

Topic Code 416.1 – Park Regulations

416.1 Park Regulations for the Village of Jerome

Topic Code 417.1 – Sound or Noise Disturbances

417.1 Restricting Sound or Noise

Topic Code 418.1 – Political Signs

418.1 Political Signs

Topic Code 419.1 -Peddlers & Transient Merchants

419.1 Peddlers & Transient Merchants

**400.2 AN ORDINANCE REGULATING THE COMPOSTING OF WASTES.**

400.2-1 Definitions. The following terms for the purpose of this ordinance shall have the meanings respectively ascribed to them in this section:

400.2-1a **COMPOSTING.** Composting is the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost.

400.2-1b **COMPOST.** Compost is a humus-like product of the process of composting waste, which may be used as a soil conditioner.

400.2-1c **LANDSCAPE WASTE.** Landscape waste means all accumulations of grass, plant or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the case of lawns, gardens, shrubbery, vines and trees.

400.2-2 The following rules shall apply to composting:

400.2-2a All composting shall be enclosed in a free-standing bin not more than five (5) feet in height.

400.2-2b Each composting bin shall be constructed to provide adequate ventilation and allow penetration of moisture. Wood, brick, cement or concrete blocks, woven wire, and snow fencing are all satisfactory materials from which to construct such bins.

400.2-2c Each composting bin shall be properly maintained to prevent the attraction of rodents and the emission of odors.

400.2-2d No composting bins shall be located in front yards or side yards, and each such bin shall be no less than three (3) Feet from any property line. No composting bin shall be placed in any utility or drainage easement.

400.2-2e No wastes from a source away from the lot of the owner or occupant engaged in composting shall be used in such composting.

400.2-2f The following ingredients are prohibited and shall not be added to composting materials: meat, fat, oils, grease, dairy products, human waste, or pet waste. (10-6-16)

- 400.2-2g The following ingredients are permitted and may be added to composting materials: commercial compost additives designed to speed the composting process, landscape waste, fruit and vegetable scraps, eggshells, coffee grounds, and tea bags. (10-6-16)
- 400.2-2h No owner or occupant may have a composting bin or bins exceeding 100 cubic feet in volume on any lot.
- 400.2-3 Every owner and occupant shall be responsible for maintaining all property under his or her control in accordance with the requirements of this ordinance. Any person who violates this ordinance shall be fined \$100.00 for the first offense, \$200.00 for the second offense and \$300.00 for the third and any subsequent offense thereafter, and may be ordered to take such actions as are necessary to comply with the terms of this Ordinance. Each day such violation continues shall be considered a separate offense. (10-5-90, 8-1-02, 10-6-16).
- 400.3 AN ORDINANCE OF THE VILLAGE OF JEROME REGULATING DISPOSAL OF GARBAGE, LANDSCAPE WASTE, AND RUBBISH; AND FOR THE REGULATION OF SIGHT OBSTRUCTIONS.**
- 400.3-1 Definitions. The following words and phrases for the purpose of the ordinance shall have the meanings respectively ascribed to them in this section:
- 400.3-1a GARBAGE means all organic household or kitchen wastes, such as rejected or unused food and food residue, and paper necessarily used for wrapping.
- 400.3-1b ASHES means the residue from the combustion of fuel used for heating.
- 400.3-1c RUBBISH means inorganic, incombustible household waste such as tin cans, metal ware, bottles, glass, crockery, stoneware and similar refuse resulting from the regular operation of a household; combustible material such as papers and boxes; and any other waste resulting from the operation of a domestic or business establishment; debris from building construction, repair or remodeling; discarded appliances or equipment; and similar waste. (12-21-17)
- 400.3-1d LANDSCAPE WASTE means all accumulations of grass, plant or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the care of lawns, gardens, shrubbery, vines and trees. (12-21-17)
- 400.3-1e REMOVAL OF NUISNCE GREENERY or REMOVAL ACTIVITIES means the cutting of weeds or grass, the trimming of trees or bushes, and the removal of nuisance bushes or trees. (12-21-17)
- 400.3-1f REMOVAL COST means the total cost of the removal activities. (12-21-17)
- 400.3-1g LIEN COST means the removal cost and the filing costs for any notice of lien pursuant to this Ordinance (400.3). (12-21-17)

- 400.3-1h      UNDERLYING PARCEL means a parcel of private property upon which a removal activity was performed. (12-21-17)
- 400.3-2      Removal required. The owner, occupant or lessee of any premises in the Village shall remove from such premises or otherwise dispose of all garbage and rubbish of every description whatsoever at least once every week and shall keep such premises at all times free and clear of any accumulation of garbage, and rubbish of every description whatsoever.
- 400.3-2.1      No person shall bring rubbish, garbage, or landscape waste into the Village for the purpose of disposal, either in conjunction with a Village clean-up program or some other means of disposal. (6-2-94, 12-21-17)
- 400.3-3      Burning of garbage. It shall be unlawful for any person, firm or corporation to burn, set fire to, or cause to be burned, or cause to be set fire to, any rubbish, garbage, combustible material, or landscape waste. (12-21-17)
- 400.3-4      Garbage receptacles required. It shall be the duty of every property owner or the owner's agent, or the occupant of any house, building, store, or apartment, where persons reside, board, lodge, or conduct business of any kind whatsoever to maintain in good order and repair, one or more receptacles with caps or covers of a capacity sufficient to contain the accumulations of such rubbish and garbage for a period of at least seven (7) days. (12-21-17)
- 400.3-5      Location of garbage receptacles. All receptacles for garbage, rubbish, and landscape waste shall be placed inside a garage or outbuilding or outside and behind the residence or other main building. Such receptacles may be moved adjacent to the street on days scheduled for collection of refuse but must be removed to the rear of such residence or other main building as soon as possible on the same day as such collection is made. (12-21-17)
- 400.3-6      Diffusion of waste material. It shall be unlawful for any person to cast, place, sweep or deposit anywhere within the corporate limits of the Village any garbage, rubbish, landscape waste or waste material upon any street, or into any sewer, or in such a manner that it may be carried or deposited by the action of the sun, wind, rain, or snow, into or upon any street, sidewalk, alley, sewer, parkway, stream or other public place, or into any occupied premises. (8-1-02)
- 400.3-7      Deposit of offensive matter prohibited. No pile or deposit of manure, garbage, rubbish, or waste of any kind whatsoever, nor accumulation of any offensive or nauseous substance, shall be made within the corporate limits of the Village, nor shall any person or corporation unload, discharge or put upon or along the line of any railroad, street or highway or public place within the village, any manure, garbage, rubbish, or waste of any kind whatsoever, or other offensive or nauseous substance, nor shall any cars or trucks loaded with or having in or upon them any such substance or substances, be allowed to

remain or stand on or along any railroad, street or highway within the corporate limits of the village.

- 400.3-8 Burning combustible material regulated. No person, firm or corporation shall hereafter burn or ignite any combustible material within the corporate limits of the Village, except as provided in this Code. (8-1-02, 2-21-08)
- 400.3-9 Removal of garbage prior to collection. The removal of garbage, rubbish, or waste material from any can, container or other receptacle in which same is placed by any resident or business of the Village or by a public official or employee pending or awaiting its collection and disposal is hereby forbidden and declared to be a public nuisance. (12-21-17)
- 400.3-10 Tipping or removing garbage receptacle covers. The tipping over of any can, container or receptacle provided by any resident or business of the Village, or by any public official or employee, for the placement or storage of garbage, rubbish, or waste material, or the removal of any cap or cover therefrom is hereby declared to be a public nuisance. (12-21-17)
- 400.3-11 Brush and weeds a public nuisance. The presence upon land within the corporate limits of the Village of grass or weeds in excess of ten (10) inches in height, brush, dead and dying trees or bushes, stumps, roots, limbs, obnoxious growth, filth, garbage, rubbish and debris is hereby declared to be detrimental to public health, and is hereby declared to be a public nuisance. (6-6-96, 9-20-07, 12-21-17)
- 400.3-12 Removal of brush and weeds required. The owner or tenant of land within the corporate limits of the Village is hereby required to remove or cause to be removed from such land any grass, brush, weeds, dead and dying trees or bushes, stumps, roots, limbs, obnoxious growth, filth, garbage, rubbish, and debris identified as a public nuisance per 400.3-11 within five (5) days after receipt by such owner or tenant of written notice from the Board of Trustees. (6-6-96, 6-7-07, 9-20-07, 11-3-11, 12-21-17)
- 400.3-12a Trees, limbs, shrubs, vines, plants, fencing and sight obstructions. All trees, limbs, shrubs, vines, plants, fencing and sight obstructions within the scope of this section, grown or maintained in the Village shall conform to the following specifications.
1. Height above streets. The presence of any tree, limb, shrub, vine, plant, fencing or sight obstruction which is grown, cultivated or maintained in such a manner so that any portion of such tree, limb, shrub, vine, plant, fencing or sight obstruction overhangs or obtrudes upon or over any dedicated alleyway, street or highway in the Village is hereby declared to be detrimental to public health and is hereby declared to be a public nuisance, unless there is a full twelve (12)-foot clearance between the surface of all portions of such alleyway, street or highway and the overhanging tree, limb, shrub, vine, plant, fencing or sight obstruction of any description or kind.
  2. Street intersection clearance in corner triangle. The presence of any tree, limb, shrub, vine, plant, fencing or sight obstruction of any kind within the restricted area

hereinafter described that is less than thirty (30) inches above the street gutter flow line is hereby declared to be detrimental to public health and is hereby declared to be a public nuisance. Any tree, shrub, vine or plant planted, grown or maintained in such restricted areas which have branches or foliage extending from the trunk thereof at a height lower than eight (8) feet from the street gutter flow line is hereby declared to be detrimental to public health and is hereby declared to be a public nuisance. The areas in the Village restricted by this subsection are as follows: (12-21-17)

- a. All of that portion of land lying within a triangular-shaped area at each intersection of a public right-of-way or curb cut within the Village described as follows:  
Beginning at the precise corner of the intersection point of the curb of the street with the curb of a driveway or curb of another public right-of-way intersection forming each corner and extending twenty-five (25) feet along each such curb line from said curb intersection point, the third side being determined by the drawing of a straight line from the ends of each such twenty-five (25)-foot extension (whether said land be privately owned or unpaved or untraveled street right-of-way property). Where no curbs are in existence at such intersections, said twenty-five (25)-foot lines shall coincide with the central flow line of the ditch paralleling such uncurbed street.
- b. "Street gutter flow line" means the street gutter flow line of the curb adjacent to and bordering upon each such restricted area. In the event that there is no such curb as aforesaid, the aforesaid height restrictions shall be based upon the actual level of the paved or used portion of the public street adjacent to and bordering upon each such restricted area

400.3-12b     Removal of trees, limbs, shrubs, vines, plants, fencing and sight obstructions required.  
The owner or tenant of land within the corporate limits of the Village is hereby required to remove or cause to be removed from such land any tree, limb, shrub, vine, plant, fencing or sight obstruction that does not conform to the specifications of 400.3-12a within five (5) days after receipt by such owner or tenant of written notice from the Board of Trustees. (12-21-17)

400.3-13     Method of giving notice. The Board of Trustees, or its designee, shall investigate the premises on which any violation of this ordinance (400.3) is alleged to have occurred, and a notice to the owner or tenant to cause abatement of such violation shall be given by the Board of Trustees, or its designee, and may be served upon such owner or tenant either personally or by certified mail, and if by the latter method, the five (5)-day period from which such removal shall be accomplished shall be deemed to run from the date of the return receipt of such certified mail obtained by the postal authority for the delivery of such mail. Every such notice shall (i) state the substance of 65 ILCS 11-20-115 and the substance of this ordinance (400.3); (ii) identify the underlying parcel, by common description; and (iii) describe the removal activity required by the Board of Trustees or its designee. (6-6-96, 9-20-07, 12-21-17)

400.3-14     Owner or tenant to pay costs. If an owner or tenant, after notice pursuant to

Section 400.3-13, refuses or neglects to remove the nuisance greenery declared to be a public nuisance in this Ordinance (400.3), the Public Health Trustee may cause the removal of such nuisance greenery and collect from the owners or tenants of the underlying parcel the reasonable removal cost. The Village's removal cost under this Section is a lien upon the underlying parcel in accordance with Section 11-20-15 of the Illinois Municipal Code (64 ILCS 5/11-20-15).

If the violation is for uncontrolled weeds or grass on any premises or for the presence of nuisance trees or bushes, there will be a minimum charge, in addition to any penalty set forth in the ordinance, of \$75.00 per hour, with a two (2)-hour minimum, for the cutting of such weeds or grass, the trimming of trees or bushes, or the removal of nuisance trees or bushes. (8-1-02, 12-21-17)

400.3-14.1 The Village shall vote on an annual basis whether to provide for the curbside pickup of large or bulky items no less than once per year. Notice of the date of said pickups shall be published on the Village website. Items eligible for pickup include, but are not limited to, furniture, appliances and mattresses. Village employees may refuse the pickup of certain items, such as hazardous materials and construction waste. (4-15-04, 12-21-17)

400.3-14.2 The corporate authorities of the Village shall vote on an annual basis whether to provide for the curbside pickup of branches, tree limbs, and tree or shrubbery trimmings. If, by majority vote, the corporate authorities vote in favor of providing curbside pickup of branches in a given year, then they shall set the number of times per year and in what month(s) curbside pickup will occur. The Public Works Supervisor shall, subject to staffing, schedule the date(s) within the selected month(s) and the time(s) of the day when the curbside pickup will occur. Notice of the date(s) of said curbside pickups shall be published on the Village website. If curbside pickup is approved, the following rules shall apply:

- a. Anything cut by anyone other than the property owner or tenant will not be picked up by the Village.
- b. At each address, the Village will pick up a single pile no larger than six feet wide by eight feet long by four feet tall, which shall be considered a "standard pile". Any pile larger than a standard pile shall be considered an "oversized pile" and a fee of \$75.00 shall be assessed against the property owner and/or occupant.
- c. A fee of \$25.00 shall be assessed against the property owner and/or occupant where, in the discretion of the Department of Public Works, any branches, limbs, or trimmings are so large that they must be cut in order to reduce branches, limbs, or trimmings to a size that can be picked up. This fee shall be in addition to any fee for an oversized pile or multiple loads.
- d. Where an oversized pile will result in the Village being required to haul more than one load to pick up the pile present at an address, a fee of \$25.00 per additional load shall be assessed against the property owner and/or occupant

for each additional load. This fee shall be in addition to any fee for an oversized pile or cutting.

- e. The fees for oversized piles, cutting, and multiple loads shall be paid before the Village will pick up any pile at an address.
- f. All large branches and limbs must be parallel or running one direction.
- g. Items for pickup must be at the curb at or before 7:00 a.m. on the first scheduled day of curbside pickup.
- h. Items for pickup must NOT be placed at the curb earlier than one (1) week in advance of the first scheduled day of curbside pickup.

(4-15-04, 11-18-04, 2-21-19)

400.3-15 Penalty. Any person who violates any of the provisions of this ordinance (400.3) shall be liable for a fine of \$100.00 for the first offense. Any person, who commits a second violation of any of the provisions of this ordinance (400.3) within sixty (60) days of the first violation, shall be liable for a fine of \$300.00. Any person, who commits a third or subsequent separate violation, within sixty (60) days of any previous violation of this ordinance (400.3), shall be punished by a fine of \$500.00.

Any such penalty shall be in addition to the lien or removal costs incurred by the Village to conduct removal activities upon the underlying parcel. Each day a person refuses to comply with any notice provided in this ordinance (400.3) shall constitute a separate offense. (6-6-96, 6-7-07, 12-21-17)

400.3-16 Conflicting ordinances. Any ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby expressly superseded to conform to this ordinance. (12-21-17)

400.3-17 Partial invalidity. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in full force and effect; and to this end the provisions of this ordinance are hereby declared to be severable. (10-1-70, 6-6-96, 6-19-14)

**401.2 AN ORDINANCE PROVIDING FOR FIRE LIMITS, AND REGULATIONS GOVERNING THE CONSTRUCTION, ALTERATION, REMOVAL, DEMOLITION, EQUIPMENT, USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES.**

401. 2-1 Adoption of Building Code; permits required.

401.2-1a There is hereby adopted by the Village of Jerome for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use and occupancy, location and maintenance of buildings and structures, including permits and penalties that certain building code known as the National Building Code recommended

by the National Board of Fire Underwriters, being particularly the 2006 International Building Code, 2006 International Fire Code, 2006 International Mechanical Code, 2006 International Fuel Gas Code, National Electrical Code 2005 Edition, current edition of the Illinois Accessibility Code and the 2004 Edition of the Illinois State Plumbing Code for Business Districts for Business Districts, save and except such portions as are hereinafter deleted, modified or amended of which not less than three (3) copies have been and now are filed in the office of the village clerk and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling in the construction of all buildings and structures therein contained within the corporate limits of the Village of Jerome. (5-15-08; (10-7-10)

401.2-1b Prior to any construction or alteration of any building or structure, demolition or removal of any building or structure, or relocation of any building or structure to a different lot or to a different location within a lot, a building permit must be obtained in accordance with the requirements of this Ordinance. (5-15-08)

401.2-2 Establishment of Office of Building Official.

401.2-2a The office of building official is hereby created and the Trustee in charge of the Building and Zoning Department shall be known as the building official. (8-1-02)

401.2-2b During temporary absence or disability of the building official the President shall designate an acting building official. (8-1-02)

401.2-3 Duties of Building Official.

401.2-3a The building official shall receive applications required by this code issue permits and furnish the prescribed certificates; examine premises for which permits have been issued and shall make necessary inspections to see that the provisions of law are complied with and that construction is prosecuted safely; enforce all provisions of the building code; when requested by another authority, or when the public interest so requires, make investigations in connection with matters referred to in the building code and render written reports on the same; to enforce compliance with law, to remove illegal or unsafe conditions or to secure the necessary safeguards during construction or to require adequate exit facilities in buildings and structures, shall issue such notices or orders as may be necessary. (8-1-02)

401.2-3b Inspections required under the provisions of the building code shall be made by the building official, a duly appointed assistant or through a contractual or independent contractor relationship. The building official may accept reports of inspectors of recognized inspection services, after investigation of their qualifications and reliability. No certificate called for by any provisions of the building code shall be issued on such reports unless the same are in writing and certified to by a responsible officer of such service.  
(8-1-02)

- 401.2-3c The building official shall keep comprehensive records of applications, of permits issued, of certificates issued, of inspections made, of reports rendered, and of notices or orders issued and shall retain copies of required plans and all documents relating to building work so long as any part of the building or structure to which they relate may be in existence. (8-1-02)
- 401.2-3d All such records shall be open to public inspection for good and sufficient reasons at the stated office hours but shall not be removed from the office of the building official without his written consent.
- 401.2-3e The building official shall make written reports including statements of permits and certificates issued, and orders promulgated. (8-1-02)
- 401.2-3f Building addresses. Building addresses in the Village of Jerome shall be assigned by the E911 Sangamon County Emergency Telephone System Department. (8-6-09, 3-1-18)
- 401.2-3g Duty of owner or occupant to number. All owners or occupants of buildings now erected, or which may be erected, within the Village are required to number their buildings in conformity with the provisions of this article, and the regulations of the building official in pursuance thereof. No owner or occupant of any building now erected, or hereafter to be erected, shall fail to number such building, as required in this article, within 30 days after the same shall be built, and no one shall number any building otherwise than in conformity with the provisions hereof, and the regulations of the building official. (8-6-09)
- 401.2-3h Powers and duties of Building Official. Without limiting the powers and duties prescribed by law and ordinance, the building official shall enforce the numbering of buildings and require that approved numbers or addresses be placed on all new and existing buildings in such a position as to be at all times of the day plainly visible and legible from the street or road fronting the property and as to be in block form and not script. The building official or his authorized representative may require the address to be posted on other designated locations to assist responders in locating emergency situations. These numbers or addresses shall contrast with their background. (8-6-09)
- 401.2-4 Cooperation of other officials. The building official may request and shall receive so far as may be necessary, in the discharge of its duties, the assistance and cooperation of other officials of the Village of Jerome. (8-1-02)
- 401.2-5 Right of entry. The building official, in the discharge of his official duties, and upon proper identification, shall have authority to enter any building, structure or premises at any reasonable hour.
- 401.2-6 Definitions.
- 401.2-6a Wherever the word MUNICIPALITY is used in the building code, it shall be held to mean the Village of Jerome.

- 401.2-6b      Wherever the term CORPORATION COUNSEL is used in the building code, it shall be held to mean the Attorney for the Village of Jerome. (8-1-02)
- 401.2-7      Fire limits established. The fire limits of the Village of Jerome are hereby established as follows:
- A strip of land 180 feet wide, north of the north boundary of Wabash Avenue and 400 feet wide south of the south boundary of Wabash Avenue and extending along both north and south boundaries of Wabash Avenue from the east to the west corporate limits of the village of Jerome.
- 401.2-8      Fees, building.
- 401.2-8a      No permit as required by the building code shall be issued until the fee prescribed in this ordinance shall have been paid. Nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure, shall have been paid.
- 401.2-8b      For a permit for the construction or alteration of a building or structure, the fee shall be at the rate of twenty-five (\$25.00) dollars for the first thousand dollars of the estimated cost; plus five (\$5.00) dollars per thousand dollars of the estimated cost in excess of one thousand dollars or fraction thereof; provided that no fee shall be required when the estimated cost does not exceed two hundred dollars. The term “alteration” as used in this Section does not include the replacement of an existing roof, window or siding of a building or structure.  
(8-1-02, 4-15-04, 5-21-09)
- 401.2-8c      For a permit for the removal of a building or structure from one lot to another, the fee shall be at the same rate as in Code 401.2-8b above based on the estimated value of the building or structure in its completed condition after removal.
- 401.2-8d      For a permit for the removal of a building or structure to a new location within the same lot, the fee shall be it the same rate as in Code 401.2-8b above based on the estimate cost of moving, of new foundations and of work necessary to put the building or structure in usable condition in its new location.
- 401.2-8e      For a permit for the demolition of a building or structure the fee shall be twenty-five (\$25.00) dollars. (8-1-02)
- 401.2-8f      The term ESTIMATED COST as used in this section, means the reasonable value of all services, labor, materials, and use of scaffolding and other appliances or devices entering into and necessary to the prosecution and completion of the work ready for occupancy; provided that the cost of excavation or grading, and of painting, decorating or other work that is merely for embellishment or not necessary for the safe and lawful use of the building or structure, is not deemed a part of such estimated cost.

- 401.2-8g All construction covered by the provisions of this ordinance shall be commenced within six months after the date of issuance of the building permit and such construction shall be completed within one (1) year after issuance of the building permit. In those cases in which construction has not been commenced in accordance with this paragraph such permit shall be void and a new permit shall be required.
- 401.2-9 Plans and drawings required; conditions.
- 401.2-9a No building permits shall be issued unless the application for building permit shall be accompanied by a complete set of working drawings of the proposed construction and a plot plan of the lot and proposed construction showing front, rear, and side lot lines and the distance from any existing structures and the proposed construction to the nearest lot line.
- 401.2-9b Such working drawings and plot plan shall be submitted to the building official, and no application shall be approved unless accompanied by such drawings and plan.
- 401.2-9c The application, drawings and plan shall remain on file with the building official until construction has been completed.
- 401.2-9d Any construction, alteration, removal, relocation or demolition of any building or structure must be performed in conformity with the drawings and plans approved by the Building Official. Any alteration or amendment to such drawings or plans must be approved by the Building Official and are subject to additional fees as required by this Ordinance. Any construction, alteration, removal, relocation, or demolition that is not in compliance with approved drawings or plans constitutes a violation of this Ordinance. (5-15-08)
- 401.2-9e In furtherance of the Building Officials' duty to ensure that construction is prosecuted safely, enforce the provisions of the building code, and to remove illegal and unsafe conditions, the Building Official may impose specific conditions upon the issuance of any permit under the provisions of this Ordinance. In all cases involving the removal, relocation or demolition of any building or structure, the permit conditions shall require that any resulting hole or excavation be surrounded with protective fencing, that at least one sign warning of the presence of such hole or excavation be posted within plain view, and that such hole or excavation be filled within 5 days after the completion of the removal, relocation or demolition. Failure to comply with any conditions imposed upon the issuance of a building permit shall constitute a violation of this Ordinance. (5-15-08)
- 401.2-9f Upon notice that construction, removal or demolition has been completed, the building official shall cause an inspection to be made, to determine whether construction, removal or demolition has been completed in accordance with the application, drawings and plan, and conditions. If the construction, removal, or demolition satisfies all of the requirements of the application, drawings and plans, and permit conditions, the drawings

and plan may be returned at the request of the person to whom the building permit was issued. (5-15-08)

- 401.2-10 Saving clause. Nothing in this ordinance or in the building code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.
- 401.2-11 Validity. The invalidity of any section or provision of this ordinance or of the building code hereby adopted shall not invalidate other sections or provisions thereof.
- 401.2-12 Inconsistent ordinances repealed. Ordinances or parts thereof in force at the time that this ordinance shall take effect and inconsistent herewith, are hereby repealed. (8-1-02)
- 401.2-13 Penalties. Violation of this Ordinance shall be punishable by a fine \$50.00 for the first offense and \$100.00 for each subsequent offense. Each day that violation continues shall be deemed to constitute a separate offense. (8-1-02, 5-15-08)
- 401.2-14 Date of effect. This ordinance shall be effective immediately upon publication in pamphlet form. (3-5-64, 8-1-02)
- 401.3 (A) All building, electrical, plumbing and mechanical and fire suppression contractors performing work in their respective trades in the village must be registered with the village, with the following exception:
- (1) Homeowners who are performing work on their own dwellings.
  - (2) Licensed plumbers and irrigation contractors, consistent with 225 ILCS 320/42.
- (B) Persons registering as contractors or having a registration renewed shall fill out an application form furnished by the Trustee in charge of Building and Zoning, supply proof of contractors' general liability and workers compensation insurance, supply, if applicable, proof of registration in another municipality, and pay the Village Treasurer an application fee of \$50.00. All registrations and exemptions shall expire on the last day of December of each year; renewals may be made at any time between November 1 and the last day of December in any year. (11-4-10)
- (C) Any contractor may have his, her or its registration suspended or revoked by the Trustee in charge of Building and Zoning for any misrepresentation in obtaining the registration, for failure to comply with the provisions of the Building Code, or for failure to comply with Village ordinances. A notice of revocation shall be served personally or by certified mail upon the holder. The notice shall state the time and place of a hearing before the Village Board of Trustees and the reason for the contemplated suspension or revocation. The notice shall advise the holder of his, her or its

rights to appear at the hearing in person, or in the case of a corporation, by its agent, and to be represented by counsel. The notice shall be served upon the holder at least 15 days prior to the hearing before the Village Board of Trustees. Upon finding of due cause, the Village Board of Trustees may suspend or revoke the registration. A person whose registration has been revoked may not reapply for a new registration within one year after the revocation. Thereafter, an application to be registered shall be processed in the same manner as an original application. The suspension or revocation of a registration shall entitle the holder to a refund of any part of the fee which has been paid. (5-21-09; 8-16-12)

**402.1      AN ORDINANCE REGULATING THE OPENING OF STREETS ALLEYS, SIDEWALKS OR OTHER PUBLIC GROUNDS IN THE VILLAGE OF JEROME.**

- 402.1-1      Excavations. No person shall injure, tear up, or make any excavation in, or bore under any street, alleys public sidewalks or other public ground within the Village of Jerome without a contract with the Village, or without first obtaining a written permit from the Village Clerk. (8-1-02)
- 402.1-2      Permits. A permit shall be issued by the Village Clerk only upon written application filed in duplicate therefore stating the nature and extent of the work sought to be done and accompanied by a plat, tracing, sketch or drawing showing the locations character and dimensions of the proposed opening for the installation of new work, or the location and character of the alterations involving changes in the location of pipes, conduits, wires or conductors.
- 402.1-3      Estimates. Before a permit shall granted to any person, an estimate of the cost of restoring such street, alley, a public sidewalk or other public ground to a condition equally as good as before it shall have been so opened, with a fair additional sum as margin for contingent damages, shall be made by the city engineer, and he shall advise the Village Clerk of the amount of such estimate.
- 402.1-4      Fees. Prior to issuing a permit, the Village Clerk shall collect and hold as a deposit the amount of the estimate made by the engineer, and at the time the application is filed receive a non-refundable fee from the applicant for such opening in the amount of \$250.00. (8-1-02, 4-15-04)
- 402.1-4-a      Fees for excavations parallel to or along any streets or alley, extending diagonally into, throughout or across any street or alley shall be as provided by the Board of Trustees by resolution or ordinance. (8-1-02)
- 402.1-5      Restoration. The person to whom a permit is issued shall promptly restore such street, alley, public sidewalk or other public ground to a condition equally as good as before it shall have been so opened. Upon completion of such restoration, the permit holder shall notify the Village Clerk, and the Village Clerk shall immediately notify the Village engineer and within twenty-four hours the Village engineer shall inspect the work

of restoration and shall report to the Village Clerk whether or not the restoration is satisfactory. (8-1-02)

402.1-6 Trench backfill. Any person making an excavation in streets, avenues, alleys, public sidewalks or other public ground shall replace the earth removed from the surfaced roadway and for a distance of two feet on each side of the surfaced roadway or sidewalk with trench backfill. Trench backfill shall consist of filling such excavation, within the limits prescribed with fine aggregate consisting of sand, stone sand, stone screenings or chats conforming to the following requirements:

402.1-6-a Graduation of fine aggregate shall be uniformly graded, and when tested by laboratory sieves, shall conform to the following limits:

Passing 3/8 inch sieve	100%
Passing No. 4 sieve	85-100%
Passing No. 100 sieve	0-30%
Amount of material passing through No. 200 sieve shall not exceed	10%

402.1-6-b Surplus earth removed from such excavation and replaced with trench backfill shall not be allowed to remain in the street after completion of trench backfilling.

402.1-6-c Placement and compaction of the trench backfill shall be in conformance with the "Standard Specifications for Road and Bridge Construction" adopted by the Illinois Department of Transportation, and the latest revision thereof.

402.1-7 Liability insurance or bond. Prior to issuance of any permits the Village Clerk shall require the applicant for a permit to file a policy of liability insurance or certificate of insurance issued by a company authorized to do business in Illinois, with limits of not less than \$200,000.00 for injury to each person and \$500,000.00 injury to all persons in each accident, and \$25,000.00 for property damage claims, and specifically naming the Village of Jerome an additional named insurance on such insurance policy or certificate. Such policy of insurance shall guarantee to defend the Village against all claims arising out of the excavation or other work done by the permittee, In lieu thereof the applicant may file a surety bond with the Village Clerk for the amounts specified above and with surety approved by the Village Clerk conditioned that the applicant will pay all damages that may be recovered against the Village by any person on account of any injuries to persons or property occasioned by, or in any manner resulting from, the excavation of the applicant or by any person in his employ, and also to save and keep the Village free from all damages and costs as may be incurred in defending such claims.

402.1-8 Emergencies. In the event of an emergency causing the breakage or malfunction of a water or gas main or pipes sewer, or electrical or communication wires or conductors which requires the immediate opening of any street, alley, sidewalk or other public ground in the Village, any utility company responsible for such service may proceed to make necessary repairs without first securing the written permit required in Section 2, but

such company shall give written notice to the Village Clerk within, four days after commencement of such work and shall comply with all other provisions of this ordinance.

- 402.1-8a Any utility bound by franchise with the Village of Jerome to restore any street they open to its condition before opening are exempt from the provisions of this Ordinance. (12-7-78, 8-1-02)
- 402.1-8b If a contract is awarded by a utility bound by franchise with the Village of Jerome for work to be performed by other than utility personnel, the contractor for such work must comply with all provisions of this Ordinance. (12-7-78, 8-1-02)
- 402.1-8c In the event of an emergency causing the breakage or malfunction of a sewer or communications wires or conductors requiring the immediate opening of any street, alley, sidewalk or other public ground in the Village, any utility company responsible for such service may proceed to make necessary repairs without first securing the written permit required in Section 402.1-2, but such company shall give written notice to the Village Clerk within 24 hours after commencement of such work and shall comply with all other provisions of this Ordinance. (12-7-78, 8-1-02)
- 402.1-9 Deposits. The deposits collected by the Village Clerk shall be kept separate from other city funds, and when the Village Clerk has been informed that the restoration has been inspected and found satisfactory by the Village Engineer, the deposit shall be refunded to the depositor. If the restoration is found to be unsatisfactory or is not completed by the applicant in three days after written notice from the Village Clerk, the entire deposit or so much thereof as may be necessary shall be used to complete the restoration, and such portion of the deposit, if any, as is unnecessary to complete the restoration shall be refunded to the depositor. (8-1-02)
- 402.1-10 Penalty. A violation of any provision of this Ordinance shall be punishable by a fine of \$100.00 for each offense. Each day the violation remains uncorrected shall constitute a separate offense. (8-1-02)

**404. 1 AN ORDINANCE PROHIBITING FIRES AFTER NIGHTFALL IN THE VILLAGE OF JEROME**

- 404.1-1 All fires of any kind or nature are hereby prohibited in the Village of Jerome during the period from nightfall to dawn except as specifically provided for herein.
- 404.1-2 During the months of September, October, and November, certain fires are permitted subject to the following restrictions: The fires must be only of wood logs and extinguished by 11:00 p.m. on weeknights and by 11:59 p.m. on Friday and Saturday nights. An adult must be present at all times, a water hose must be near fire and ready to extinguish the fire in an emergency and a written permit must be obtained from the Trustee in charge of the Public Health Department at least one week in advance. Prior to

the issuance of a written permit, the Village Clerk shall receive a fee of \$5.00 from the applicant. (8-1-02, 10-16-03, 4-15-04; 3-7-13)

404.1-3 The enforcement of this Ordinance being necessary to the safety of the residents of said Village of Jerome, anyone violating this Ordinance shall be subject to a fine of \$50.00 for the first offense, \$150.00 for the second offense, and \$300.00 for the third and any subsequent offense thereafter (4-7-43, 10-3-96, 8-1-02)

**404.2 AN ORDINANCE REGULATING FIRES IN THE VILLAGE OF JEROME, ILLINOIS.**

404.2-1 No person shall burn trash, rubbish, papers or garbage, or general household waste or commercial waste, or construction or demolition debris within the corporate limits of the Village of Jerome. This ordinance does not prohibit or regulate the use of outdoor grills, whether fueled by charcoal, natural gas or propane. (6-2-94, 1-18-01, 7-21-05, 2-21-08)

404.2-2 Recreational fires are prohibited within the corporate limits of the Village except as provided in this section.

- a) During the months of April 1st through November 30th, recreational fires built in a fire pit or fire ring are permitted subject to the restrictions contained in this section. A fire ring shall be constructed of rocks or other similar non-combustible materials.
- b) During all times of the year, recreational fires built in a commercially manufactured or homemade wood-burning appliance or portable fireplace unit are permitted subject to the restrictions contained in this section.
- c) Every recreational fire must be only of dry, seasoned wood logs and be extinguished by 11:00 p.m. on weeknights or 11:59 p.m. on Friday and Saturday night.
- d) A person at least 18 years of age must be present at all times.
- e) A charged water hose must be placed within 15 feet of the fire and all coals and ashes must be completely extinguished before leaving the area.
- f) A written permit for fires built in a fire pit, fire ring or homemade wood-burning unit must be obtained from the Trustee for Public Health at least one week in advance of any recreational fire. The owner of the property must sign the permit. In the case of rental properties, the owner must give permission before the application can be approved.
- g) The Trustee shall inspect the area prior to the issuance of a permit. The permit is good for the period of times identified in subsections (a). For each subsequent fire after the first, the resident shall call the Village office or Public Health Trustee to report any additional dates that they will be having a fire.

- h) Fuel for all recreational fire shall consist of seasoned, dry firewood and shall be ignited with paper or kindling. No flammable or combustible liquids shall be used to kindle or rekindle a fire. The fire must be completely extinguished prior to leaving the area unattended.
  - i) No fire shall be ignited when winds are in excess of 15 miles per hour. (6-2-94, 8-1-02, 7-21-05)
- 404.2-3      The burning of landscape waste is prohibited within the corporate limits of the Village. "Landscape waste" is defined as all accumulations of grass or shrubbery cuttings, leaves, and tree limbs. (2-21-08)
- 404.2-4      The village officials shall have authority to enter unto the property of any person or firm and take such steps, as they deem necessary to extinguish any fire, which exists in violation of this ordinance. The Jerome Police Department is charged with the responsibility of monitoring and enforcing this Ordinance. The Police Department may order the extinguishment of any fire, which, in the opinion of the officer on duty, violates this Ordinance. (7-21-05)
- 404.2-5      In the absence of any evidence to the contrary, the owner of the property on which a fire is located in violation of this ordinance shall be presumed to be responsible for such fire.
- 404.2-6      Any violator of this ordinance shall be subject to fine or penalty in the sum of \$50.00 for the first violation hereof, \$150.00 for the second violation hereof, and \$300.00 for the third and any subsequent violation hereof. In addition to such fine or penalty, any person violating the provisions of this ordinance shall also be required to pay the cost of any other expenses incurred by the Village of Jerome. The Trustee for Public Health shall be authorized to issue a warning notice to a person in violation of this Ordinance if, in the discretion of the Trustee, the offense in question was a first time violation of the Ordinance, there was no injury to person, there was no damage to property, and the safety of others was not jeopardized. (1-18-01, 7-21-05)
- 404.2-7      This ordinance shall be in effect from and after its adoption, approval and publication according to law. (8-18-55, 8-1-02, 7-21-05)
- 405.1      AN ORDINANCE REGULATING THE STORAGE OF GASOLINE AND HANDLING OF GASOLINE IN THE VILLAGE OF JEROME, ILLINOIS.**
- 405.1-1      No person, firm or corporation engaged in the business of selling, storing or delivering gasoline shall maintain in fixed storage tanks above the level of the ground, but such tanks shall be buried in such a manner as to afford protection to the persons and property at or near such tanks.
- 405.1-2      No person, firm or corporation shall store in unfixed tanks, gasoline in an amount in excess of 100 gallons.

- 405.1-3 No buried and fixed tanks used for the storage of gasoline in the village of Jerome, Illinois, shall exceed the following sizes:
- 405.1-3a In stations selling two types of gasoline (usually referred to as "regular" and "ethyl") from two pumps, the size of tank used to store each type of gasoline shall not exceed the amount of one thousand (1000) gallon capacity.
- 405.1-3b In stations selling two types of gasoline from more than two pumps, the size of the tank used to store each type of gasoline shall not exceed the amount of one thousand five hundred (1,500) gallon capacity.
- 405.1-3c In stations selling one type of gasoline from one pump) the size of the tank used to store such gasoline shall not exceed the amount of one thousand (1,000) gallon capacity.
- 405.1-3d In stations selling one type of gasoline from two or more pumps, the size of the tank used to store such gasoline shall not exceed the amount of one thousand five hundred (1,500) gallon capacity,
- 405.1-4 In no event shall any delivery be made to any station selling gasoline, in excess of one thousand (1,000) gallons at any one time of each type of gasoline stored on the premises.
- 405.1-5 For each offense of this ordinance, the person firm, or corporation shall be fined a sum of not less than Five Dollars (\$5.00) nor more than Two Hundred Dollars (\$200.00) for such offense, and each days violation of this ordinance shall constitute a separate offense.
- 405.1-6 This ordinance shall be effective from and after its passage, approval and publication according to law. (7-7-55)

**405.2 AN ORDINANCE REGULATING PRIVATE RESIDENTIAL SWIMMING POOLS**

- 405.2-1 Residential swimming pools must conform with provisions of the 2012 International Building Code Section 3109 as adopted by the Village of Jerome in Section 401.2-1a of the Village of Jerome Code of Ordinances. (12-21-17)
- 405.2-2 Repealed (12-21-17)
- 405.2-3 Repealed (12-21-17)
- 405.2-4 (a) Chlorine disinfection of residential swimming pools, in the form of sodium or calcium hypochlorite or other disinfectant referenced in the regulations promulgated by the Illinois Department of Public Health, shall be applied either by hand or by a mechanical feeder as frequently as needed to maintain a definite residual throughout the pool volume while the pool contains water, except that gaseous disinfection equipment shall not be permitted.

(b) The water in private residential swimming pools shall show an alkaline reaction at all times when the swimming pool is in use. At all times when the pool contains water, the water shall be sufficiently clear to permit the entire bottom of the pool to be clearly visible from the abutting walkways. (6-21-07)

405.2-5 Private swimming pools shall be designed and installed with a filtration system sufficient to cause pool water turnover at least once every twenty-four (24) hours. (6-21-79, 7-18-85, 8-1-02, 6-21-07)

405.2-6 (a) All private residential swimming pools shall be maintained in a clean and sanitary condition, and all equipment shall be maintained in a satisfactory operating condition during periods the pool is in use.

(b) No private residential swimming pool shall be used, kept, maintained or operated in the village, if such use, keeping, maintaining or operating shall be the occasion of any nuisance or shall be dangerous to life or detrimental to the health of the public or of the users thereof.

(c) All private residential swimming pools, when not in use, shall be securely covered and shall be maintained in accordance with the requirements of this Ordinance. (6-21-07)

405.2-7 If the Public Health Trustee has reasonable cause to believe that any private residential swimming pools does not meet the sanitary and safety requirements of this division, said Trustee shall be authorized or shall authorize a qualified Village employee or official to inspect such swimming pools. If the inspection shows that the operation of the pool does not meet the sanitary and safety requirements of this Ordinance or that the health or safety of the bathers or water system is endangered, the Public Health Trustee may direct that the pool be closed until such time as the requirements of this Ordinance are met. It shall be a violation of this division to deny access to Village personnel or agents for the purpose of inspection of any private residential pool between the hours of 9:00 a.m. and 5:00 p.m. (6-21-07)

405.2-8 It shall be unlawful to construct maintain, install or enlarge any private residential swimming pool in the village except in compliance with the provisions of this ordinances. (6-21-07)

405.2-9 Any person violating any provision of this Ordinance shall be subject to fine or penalty in the sum of \$250.00 dollars for each violation. Each day that a violation of this ordinance continues shall constitute a separate and distinct violation. (6-21-07, 12-21-17)

#### **406.1 TRANSPORTATION OF GARBAGE, RUBBISH OR LANDSCAPE WASTE**

406.1-1 No garbage or rubbish or landscape waste shall be transported over any of the streets or alleys in the Village except in vehicles so constructed so as to prevent the dropping or falling of any part of the contents therefrom during transportation. All vehicles used in the collection of garbage, rubbish or landscape waste shall have a tight cover for that

portion of the vehicle in which the load is contained. Such cover may be of metal or canvas or similar material and shall be so designed and constructed as to prevent odor from escaping from the garbage, and flies from entering that portion of the truck where the garbage is contained. Such cover shall be closed at all times while the vehicle is in transit anywhere within the limits of the village. (12-21-17)

- 406.1-2 No vehicle used for the purpose of collection of garbage, rubbish or landscape waste shall be parked or operated upon any of the streets or alleys in the Village during the period from 6:00 P.M. to 6:30 A.M. (8-6-09, 12-21-17)
- 406.1-3 No vehicle used for the purpose of collection of garbage, rubbish or refuse of any kind shall be parked or operated upon any of the streets or alleys in the village in such manner as to obstruct or impede vehicular or pedestrian traffic.
- 406.1-4 No person, firm or corporation shall operate any vehicle for the purpose of collecting or transporting garbage, rubbish or landscape waste upon any of the streets or alleys in the Village without first obtaining an annual license from the Village Clerk and paying the requisite fee. (12-21-17)
- 406.1-5 Any person desiring a license to operate any vehicle for the purpose of collecting garbage, rubbish, or landscape waste shall make written application therefore upon a form provided by the Village Clerk, and the application shall be accompanied by a license fee in the amount of \$250.00. All licenses shall be issued on forms provided by the Village Clerk and shall be effective for a period of one year from July 1 to June 30. All licenses shall be kept in the vehicle for which they are issued and shall be affixed to the windshield and shall be available for inspection at all times when the vehicle is in use in the village. (4-14-64, 5-16-68, 3-19-98, 8-1-02, 08-06-09, 12-21-17)
- 406.1-6 Any person violating or failing to comply with any of the provisions of this Ordinance shall upon conviction be punished by a fine of \$500.00. Each day that the violation remains uncorrected shall constitute a separate violation. (4-14-63, 8-1-02)

**407.1 AN ORDINANCE REGULATING ANIMALS IN THE VILLAGE OF JEROME, ILLINOIS**

**407.1-1 Definitions**

- a. ANIMAL All domesticated animals, including but not limited to dogs and cats.
- b. CAT All domesticated members of the feline species.
- c. DOG All domesticated members of the canine species.
- d. AT LARGE Any animal shall be deemed to be at large when it is off the property of its owner and not under the control of a responsible person, nor under restraint, or on

the property of its owner and neither under the control of a responsible person nor under restraint.

- e. **POUND** Any facility approved for use as a shelter for seized, stray, at large, homeless, abandoned, or unwanted animals, including but not limited to, the Sangamon County Animal Control Center.
- f. **EXCREMENT** Waste matter, discharged from the body of an animal, including but not limited to animal feces and excluding urination.
- g. **RESTRAINT** An animal is under restraint if it is:
  - 1. Attached to a leash held by a responsible person;
  - 2. Attached to a structure or fixture in such a manner that it is unable to reach beyond the limits of the owner's or keeper's property and is unable to reach or molest service persons or casual visitors to the owner's or keeper's property using the public entrance or persons placing mail in the mailbox or delivering newspapers at the request of the owners; or
  - 3. Enclosed in a yard with a fence, of sufficient height and security to prevent the animal from escaping or in the case of non-vicious animals, confined by an electronic or "invisible" fence. (12-21-17)
- h. **STRAY ANIMAL** An animal which does not have a collar with a license or owner's identification tag affixed thereto, or a microchip placed in its body. (12-21-17)
- i. **OWNER** Any person or persons having right of property in an animal, or who keeps or harbors an animal, or who has it in his or her care, or acts as its custodian, or who knowingly permits an animal to remain on or about any premises occupied by him or her. Owner shall also mean keeper and may be used interchangeably herein. Owner shall also mean the owner of the property on which the animal is housed or resides for purposes of Sections 407.1-5 and 407.1-7 along with enforcement and penalty provisions.
- j. **LIVESTOCK.** Cattle, cows, horses, sheep, swine, goats, chickens, ducks, turkeys, geese, and any other animals commonly recognized as livestock. All ordinances and parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby superseded to the extent that they may conflict. (7-5-18)

407.1-2 Inoculation of dogs and other animals.

- a. Any dog four (4) months or more of age kept in the Village which is not solely confined to an enclosed area, shall be inoculated in accordance with the Illinois Animal Control Act, 510 ILCS 5/1 et. seq. by a veterinarian duly licensed in the

State of Illinois. Further, any and all other animals, as defined herein, shall have all appropriate shots and/or vaccinations.

- b. Owners shall submit inoculation certificates to the Sangamon County Public Health Department for the issuance of a metallic or other suitable tag to be attached to the collar of such dog. The vaccination performed under the provisions of this ordinance shall be effective for the particular number of years covered by the vaccination from the date the vaccination was performed.
- c. At any reasonable time upon request of a Village of Jerome Police Officer, the Trustee in charge of the Public Health Department or Alternate Trustee, or other authorized officials of the Village of Jerome, the owner or keeper of any dog shall exhibit his or her certificate, issued under the provisions of this ordinance showing the vaccination of any dog owned or controlled by him or her.
- d. Any dog which shall have bitten or otherwise injured any person so as to cause an abrasion of the skin shall be detained and monitored in accordance with the Illinois Animal Control Act, 510 ILCS 5/1 et seq. Any dog impounded for monitoring of rabies, at the expiration of the waiting period, and when no symptoms of rabies have developed in such dog so impounded, may be redeemed by the owner upon payment of the redemption fees and charges established by the place impounding the dog, whether that fee is charged to the Village or the owner, as well as any other fees assessed by the Village. (11-2-00)
- e. Repealed (12-21-17)

407.1-3

Restraint of animals.

- a. The owner or keeper of any animal shall keep his or her animal under restraint as defined in this chapter, at all times.
- b. The keeper of an animal shall keep the animal under control at all times and shall not permit the animal to be at large, off the premises of the property of the owner or keeper, unless the animal is completely restrained as defined in Section 407.1-1.
- c. Any animal found running at large in the Village, or upon any property in the Village shall be apprehended and ownership shall be determined of such animal at that time. If ownership of such animal can be determined, such animal shall be returned to its owner and a warning ticket issued for the first offense. If the animal is a stray or the animal cannot be returned to its owner for whatever reason, it shall be impounded at the pound. If ownership of the animal can be established, the owner or keeper of such animal shall be given notice by mail and/or other expeditious means, of such impounding. Any animal apprehended and impounded at the pound shall be held at the pound pursuant to the regulations

established by Sangamon County. Any animal not redeemed by its owner shall be disposed of as provided by regulations established by the pound.

- d. Any owner desiring to redeem an impounded animal which was apprehended in the Village of Jerome shall first pay to the Village Clerk a fee of Fifty Dollars (\$50.00), in addition to any charges assessed by the Sangamon County Department of Public Health for the cost to the Village for the collection and impoundment of the animal. The owner of the animal shall obtain a receipt from the Village Clerk for such payment, which shall be presented to the officials at the pound. The owner may then redeem the impounded animal by paying such other charges as may be imposed by the pound. (11-2-00)
- e. Any resident who finds an animal to be in violation of the Ordinance shall notify the Jerome Police Department. A Police Officer shall investigate the allegation and determine the validity of the complaint and proceed with discretion for a first offense. (12-21-17)
- f. Repealed (12-21-17)

407.1-4 Ownership abuse and neglect

- a. Each owner shall provide for each of his or her animals:
  - 1. sufficient quantity of good quality, wholesome food and water;
  - 2. adequate shelter and protection from the weather;
  - 3. veterinary care when needed to prevent suffering; and
  - 4. humane care and treatment.
- b. No person or owner may beat, cruelly treat, torment, starve, overwork or otherwise abuse any animal.
- c. No owner may abandon any animal in the Village of Jerome where it may become a public charge or may suffer injury, hunger or exposure.
- d. Aggravated cruelty. No person may intentionally commit an act that causes a companion animal to suffer serious injury or death. COMPANION ANIMAL means an animal commonly considered to be, or to be used as, a pet.
- e. Anyone found to be in violation of these provisions may be subject to prosecution as well as fines and penalties as provided under the Illinois Humane Care for Animals Act.

407.1-5 Animal nuisances.

- a. The owner or keeper of an animal or the owner of the residence at which the animal resides, shall not permit any animal to bark, howl, cry, or make other distressing or loud or unusual noise(s) or to disturb the peace or quiet of any place, neighborhood, family, or person in the Village for a continuous period of time of fifteen (15) minutes or more, or to destroy or in any manner injure any animal, or to destroy or in any manner injure any plant, shrub or property not on the premises of its owner or keeper. The disturbing of any neighborhood or persons, or the destruction of such property by such animal is declared to be a nuisance, and no person shall permit any such nuisance to exist, and such owner shall be subject to the fines and penalties set forth herein. (12-21-17)
- b. In addition to the general restrictions of subsection (a), for the purpose of this section, an owner or keeper is in violation of this section if he or she permits an animal to bark, howl, cry, or make other distressing or loud or unusual noise(s) in a substantially continuous manner between the hours of 10:00 p.m. and 7:00 a.m. The owner or keeper is in violation of this section if he or she allows such animal to bark repeatedly, regardless of duration, so as to disturb the quiet of the neighborhood or of particular neighbors. (4-21-05)
- c. In the case of an animal repeatedly disturbing the peace or quiet of any place or neighborhood or when such animal becomes a nuisance as defined in this ordinance, the Village may issue a citation, as well as fines and penalties as set forth in this ordinance.
- d. Repealed (12-21-17)

407.1-6 Collar and tag. In accordance with the Illinois Animal Control Act, 510 ILCS 5/1 et. seq., every owner or keeper of a dog, cat or other animal, regardless of the age of the dog, cat or other animal, shall cause said dog or cat or other animal to wear a collar or harness and shall affix thereto a metallic or other suitable tag inscribed with the name and phone number, if any, of the owner or keeper of the dog or cat. This section shall not apply to any dog or cat that is solely confined to the interior of the owner's residence. (12-21-17)

407.1-7 Keeping animals.

(A) Any place in which animals are housed or kept which is unreasonably offensive to persons residing in the vicinity of the same by its appearance, associated debris, accumulation of excrement, or offensive odors, or to persons passing along any street or alley near the same, or which in the discretion of the Trustee in charge of the Public Health Department constitutes a hazard to the health of persons residing nearby, or is in violation of this Section, is declared to be a nuisance and subject to the fines and penalties stated herein. Upon the issuance of a warning ticket or other citation, as provided in this Ordinance, the owner of the animal and/or owner of the property shall within five (5) days of the receipt of such ticket or citation, correct the violation, including but not limited to, removing debris and excrement, correcting the offensive

appearance of the property, or eradicating the offensive odors. If such violation is not corrected within that period of time, the owner of the animal(s) or owner of the property shall be subject to the fines and penalties set forth herein, with each day such violation is not corrected, an additional and separate fine and penalty shall be imposed. (12-21-17)

(B) The keeping of livestock within the corporate limits of the Village is declared to be a nuisance. No person shall permit any such nuisance to exist, and such person shall be subject to the fines and penalties set forth herein. This paragraph shall not apply to a licensed veterinarian business in a properly zoned district. (7-5-18)

(C) The keeping of undomesticated animals within the Village is declared to be a nuisance. No person shall permit any such nuisance to exist, and such person shall be subject to the fines and penalties set forth herein. This paragraph shall not apply to a licensed veterinarian business in a properly zoned district. (7-5-18)

407.1-8 Excrement.

- a. No person shall appear with an animal upon the public ways or within public places or upon the property of another, without such animal being restrained and without some means for the removal of excrement;
- b. A person shall remove any excrement deposited by such an animal upon public ways, public places or upon the property of another. A repetitive violation of this section on one day shall constitute a single offense for purposes of enforcement;
- c. Accumulation of excrement on the premises of a resident of the Village of Jerome which is unreasonably offensive to persons residing in the vicinity of the same, or to persons passing along any street or alley near the same, or which constitutes, in the discretion of the Trustee in charge of Public Health Department, a hazard to the health of persons residing nearby, or the community as a whole is declared to be a public nuisance, and is subject to the fines and penalties set forth herein.
- d. A person dependent on the assistance of an animal shall still be responsible for having a means by which to remove the excrement of their animals. Individuals, who are blind, visually impaired, or who have a physical disability that may prevent them from complying with this section as stated, must have an alternative system in place to remove the excrement of their animals. (12-21-17)

407.1-9 Vicious animals; dangerous animals.

- a. No person shall keep or maintain any animal which has been found to be a vicious animal unless such animal is at all times kept inside the residence of the owner or keeper or within a locked enclosure consisting of a fence at least six (6) feet high, or other structure, designed to prevent the escape of such animal and to prevent young children from entering or contacting such animal.

- b. Any animal that when unprovoked, attacks or bites a human being or another animal, either while on private or public property, is declared to be a vicious animal, except that no dog shall be deemed vicious (a) if it attacks, bites or menaces a trespasser on the property of its owner or keeper, or (b) harms or menaces any person who has tormented or abused it. Any police dog, used by a law enforcement officer, in furtherance of lawful police functions, shall not be considered a vicious dog.
- c. All owners and/or keepers of any animal found to be vicious or dangerous, shall display in a prominent place on their premises where the vicious animal is confined a clearly visible sign with the words, "Beware of Vicious Animal", large enough to read from a distance of ten (10) feet.
- d. The owner or keeper of a vicious or dangerous dog shall not permit such dog to leave the residence of the owner or keeper or the locked enclosure, unless the dog is securely muzzled and restrained by a chain of no more than three (3) feet in length, having a tensile strength of 300 pounds, held by the owner or keeper, and only when:
  - 1. It is necessary for the owner or keeper to obtain veterinary care for the vicious or dangerous dog; or
  - 2. To comply with the order of a court of competent jurisdiction. (12-21-17)
- e. Any animal which has been found to be a vicious or dangerous animal and which is not confined in accordance with the Ordinance shall be impounded by the law enforcement authority having jurisdiction in such area.

407.1-10 Number of animals. No person may own or keep at any residence located in the Village of Jerome, more than three (3) dogs and cats at any one time, unless such dogs or cats are primarily confined to the interior of the owner's residence. Any resident who, upon the effective date of this Ordinance, who shall be in violation of this section, shall be permitted to retain such animal, if such owner registers such animal at the Village offices during regular business hours, within sixty (60) days from the enactment of this Ordinance, or publication of this requirement, whichever is later. Such owner may continue to own such number of dogs or cats in excess of this ordinance, as long as it is in the owner's possession, but upon the death of the animal or lack of ownership, such animal shall not be replaced.

407.1-11 Breeding and training. No person may operate a business in which animals are raised, bred, trained, housed or maintained for income or other thing of value, including for the purpose of operating a kennel, unless such action is taken by a licensed veterinarian clinic or at a location licensed and zoned for such activity.

407.1-12 Enforcement

- a. The Trustee of Public Health or Alternate Trustee and the Village of Jerome Police shall have powers of enforcement of this Ordinance.
- b. No person shall, in any way, interfere with any person who is known to such person to be or who identifies himself to be an Officer of the Village or Police Officer, investigating for violations of this Ordinance, enforcing the provisions of this Ordinance or engaged in catching or impounding any animal under the authority of this Ordinance.
- c. The Village of Jerome Police Officers, Trustee and Alternate Trustee of Public Health of the Village of Jerome, or any other Village of Jerome official designated by the Board of Trustees, are authorized to issue citations on a reasonable belief that any person has violated any provisions of this Ordinance. Citations shall be issued on forms approved by the Village of Jerome. Citations shall be issued personally to the owner or keeper, left with a responsible family member of at least thirteen (13) years of age at the home of the owner or keeper, or mailed to the residence of the owner or keeper by certified mail, return receipt requested. (12-21-17)
- d. Persons issuing citations shall ensure that a copy of the citation is filed with the Trustee in charge of Public Health, the Chief of Police, and the Village Clerk, on the same day that the citation is issued or as soon as practicable after issuance of such citation.
- e. The Trustee in charge of Public Health shall be ex-officio pound keeper of the Village. The Village Clerk shall collect all fees herein provided for and shall properly account for the same to the Village Treasurer. (8-1-02)
- f. In the case of a repeat offense of Section 407.1-9, the Village of Jerome may petition the Circuit Court for an order to destroy the animal.

407.1-13 Fines, penalties, and prosecution of violations.

- a. For violations of any section of this Ordinance (407.1), the owner of the animal, or the owner of the property where the animal resides shall pay a fine of \$50.00, with a fine of \$150.00 for a second violation, and a fine of \$300.00 imposed for a third violation and each subsequent violation thereafter. (8-4-05)
- b. In addition to the fines and penalties set forth in subparagraph (a), the owner of an animal that is collected by Sangamon County Animal Control, and impounded by them, shall pay to the Village Clerk prior to the release of the animal, the cost to the Village for the collection and impoundment of that animal which may be imposed by the Sangamon County Department of Public Health and assessed against the Village. Animals impounded shall be so impounded in accordance with the standard policies and procedures of Sangamon County Department of

Public Health and/or Sangamon County Animal Control. Upon an owner requesting the opportunity to pay the fines and penalties assessed against an animal caught within The Village and impounded, Sangamon County Animal Control shall be contacted, and the total fees for the collection and impoundment of that animal shall be calculated and added to the amount of the fine assessed by the Village. (11-2-00, 12-21-17)

- c. All fines and penalties imposed under this Ordinance or assessed by the Sangamon County Department of Public Health against the Village which is to be paid by the owner, shall be paid, within ten (10) working days of the issuance of a citation or prior to the release of any impounded animal, by making payment to the Village Clerk. (11-2-00)
- d. After ten (10) working days have elapsed from the date of the issuance of a citation authorized by this Ordinance, action may be taken by the Village attorney, upon authorization by the Board of Trustees, to file a complaint and prosecute the alleged violation in the Circuit Court. In prosecuting such violations, the Village may recover its costs and attorney's fees in the enforcement of this Ordinance. (11-2-00)
- e. Nothing herein shall prevent any individual who has suffered injuries or damages by an animal, in violation of this Ordinance from seeking or maintaining a claim for such injuries or damages against the owner or keeper of the animal or the owner of the property at which the animal(s) resides. (11-2-00)

407.1-14. Repeal and severability.

- a. All other ordinances of the Village of Jerome that are in conflict with this ordinance are hereby repealed.
- b. If any part of this ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.
- c. The Illinois Animal Control Act and as hereafter amended is specifically incorporated by reference into this Ordinance, and where the provisions of this Ordinance conflict or are silent as to matters covered in that statute, the Animal Control Act shall govern. (8-6-98, 8-1-02)

**408.1 AN ORDINANCE PROHIBITING THE DISCHARGE OF SANITARY SEWAGE AND INDUSTRIAL WASTE WATERS.**

408.1-1 The discharge of sanitary sewage and industrial waste waters within the Village of Jerome, Illinois, be, and the same is hereby prohibited.

408.1-2 Violation of this Ordinance shall be punishable by a fine of \$500.00 and each day that such offense continues shall be a separate violation. (5-18-67, 8-1-02)

**408.2 AN AMENDMENT TO THE CONTRACT BETWEEN THE SPRINGFIELD SANITARY DISTRICT AND THE VILLAGE OF JEROME.**

408.2-1 The Village of Jerome hereby adopts the schedule of rates and charges for sewerage service heretofore or hereafter imposed by the Springfield Sanitary District under the rate Ordinance of the Springfield Sanitary District, and the Village of Jerome hereby agrees to collect, both in its own behalf and as agent on behalf of the Springfield Sanitary District, said rates and charges on all of the inhabitants, lots, buildings, and premises within the boundaries of the Village of Jerome, and also, from all the customers, lots, buildings, and premises purchasing water from the Village of Jerome; and the Springfield Sanitary District hereby authorizes the Village of Jerome to make said rates and charges in its behalf on all of said inhabitants, customers, lots, buildings, and premises, and further authorizes the Village of Jerome to bill and collect such rates and charges on the same terms and conditions as the Village of Jerome bills its water customers, measuring water usage in terms of gallons rather than cubic feet, and otherwise conforming to the billing practices of the Village of Jerome. (8-1-02)

408.2-2 The Village of Jerome agrees to deposit said rates and charges so collected in a separate bank account, and to pay same over to the Springfield Sanitary District, at regular intervals but not less often than quarter-annually, less the costs of collecting said rates and charges, which costs shall be 50 cents per bill per month, to be retained by the Village of Jerome. (8-16-84)

408.2-3 The Village of Jerome is hereby authorized to establish rules and regulations for the imposition and collection of said rates and charges, provided, however, that such rules and regulations shall not be in connection with any rate Ordinance heretofore or hereafter adopted by the Springfield Sanitary District, and such rules and regulations, whether adopted by Ordinance of the Springfield Sanitary District or by Ordinance of the Village of Jerome, shall be considered as being adopted by, and as being the rules and regulations of the Springfield Sanitary District and the Village of Jerome. (8-1-02)

408.2-4 The Village of Jerome is hereby authorized, either in its own behalf or as agent for the Springfield Sanitary District, to take any and all steps it may deem necessary or proper to collect such rates and charges, and to enforce collection thereof by suit, lien, foreclosure of lien, or any other method authorized by law, provided, however, that where Jerome does not desire to act, or for any reason fails to act, in the enforcement of the collection of said rates and charges, the Springfield Sanitary District is hereby authorized, either in its own behalf or on behalf of the Village of Jerome, and either in its own name or in the name of Village of Jerome to enforce the collection of said rates and charges by suit, lien, foreclosure of lien, or any other method authorized by law. (8-1-02)

408.2-5 This contract is entered into under the provisions of Section 11.a. of "An Act Authorizing Sanitary Districts Having a Population of Less Than 500,000 to Construct or Acquire,

Improve or Extend, a Sewerage System," etc., as amended, being 70 ILCS 3010/11(a). This contract shall become effective as of the 5th day of June, 1980, and the collections and payments to be made by the Village of Jerome hereunder shall, during the existence of this contract, stand in lieu of the rates and charges imposed by the Springfield Sanitary District under its rate ordinances, on the inhabitants and properties within the Village of Jerome and the persons and properties against whom the Village of Jerome makes said collections under the terms hereof. (8-21-69, 6-5-80, 8-16-84, 8-1-02).

**411.1      AN ORDINANCE TO ESTABLISH MINIMUM HOUSING STANDARDS GOVERNING THE CONDITION AND MAINTENANCE OF DWELLINGS, SUPPLIED UTILITIES AND FACILITIES) AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO MAKE DWELLINGS SAFE, SANITARY AND FIT FOR HUMAN HABITATION: FIXING RESPONSIBILITY OF OWNERS AND OCCUPANTS OF DWELLINGS; AND PROVIDING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.**

- 411.1-1      Definitions. The following words or phrases for the purpose of this ordinance shall have the meaning respectively ascribed to them in this section.
- 411.1-1a      BASEMENT OR CELLAR means the portion of any building located partly or wholly below grade. (12-21-17)
- 411.1-1b      DWELLING means any residential building or portion thereof, but not including hotels, motels, rest homes, rooming houses, tourist homes, or trailers. (12-21-17)
- 411.1-1c      DWELLING UNIT means a group of rooms constituting all or part of a dwelling, which are arranged, designed, used, or intended for use exclusively as living quarters for one family and not more than an aggregate of two roomers, and which includes complete kitchen facilities permanently installed. (12-21-17)
- 411.1-1d      EXTERMINATION means the control and elimination of insects, rodents or other pests by eliminating their harboring places; by removing or making inaccessible materials that may serve as their food; by poisoning, spraying, fumigating, trapping; or by any other recognized and legal elimination methods approved by the Housing Commissioner.
- 411.1-1e      HABITABLE ROOM means a room or enclosed floor space used or intended to be used for living, sleeping, cooking or eating purposes, excluding bathrooms, water closet compartments, laundries, foyers, or communicating corridors, closets and storage spaces.
- 411.1-1f      HOUSING COMMISSIONER means the Trustee in charge of Building and Zoning or a designated representative. (8-1-02, 12-21-17)
- 411.1-1g      INFESTATION means the presence, within or around a dwelling, of any insects, rodents or other pests.
- 411.1-1h      MULTIPLE DWELLING means any dwelling containing more than two dwelling units.

- 411.1-1i OCCUPANT means any person living, sleeping, cooking or eating in, or having actual possession of, a dwelling unit or rooming unit. (12-21-17)
- 411.1-1j OPERATOR, means any person who has charge, care or control of a building, or part thereof, in which dwelling units or rooming units are let.
- 411.1-1k OWNER means and includes any person who alone or jointly or severally with others:
1. Has legal or equitable title to any dwelling or dwelling unit;
  2. Is the owner's agent for the purpose of managing, maintaining or controlling a dwelling or dwelling unit or collecting the rents therefrom;
  3. Manages, maintains or controls a dwelling or dwelling unit or any part thereof.
- 411.1-1l PERSON means and includes any individual, firm, corporation, association or partnership.
- 411.1-1m PLUMBING means and includes all of the following supplied facilities and equipment: gas pipes, gas-burning equipment, water pipes, garbage disposal units, waste pipes, water closets, sinks, installed dishwashers, lavatories, bathtubs, shower baths, installed clothes-washing machines" catch basins, drains, vents, and any other similar supplied fixtures, together with all connections to water, sewer or gas lines.
- 411.1-1n ROOMING UNIT means any room or group of rooms forming a single habitable unit used or intended to be used for living and sleeping, but not for cooking or eating purposes.
- 411.1-1o ROOMING HOUSE OR LODGING HOUSE means a building, or portion thereof, that contains lodging rooms which accommodate three or more persons who are not members of the keeper's family, and where lodging rooms, or meals, or both, are provided for compensation. (12-21-17)
- 411.1-1p SUPPLIED means paid for, furnished, or provided by or under the control of the owner or operator.
- 411.1-1q MEANING OF CERTAIN WORDS. Whenever the words "dwelling", "dwelling unit," "rooming house", "rooming unit," "premises," are used in this ordinance, they shall be construed as though they were followed by the words "or any part thereof."
- 411.1-2 Inspection and right of entry.
- 411.1-2a The Housing Commissioner is hereby authorized and directed to make inspections to determine the condition of dwellings, dwelling units, rooming units, and premises located within the corporate limits of the Village in order to perform the duty of safeguarding the health and safety of the occupants of dwellings and the general public. For the purpose of making such inspections the Housing Commissioner or any other person designated by

him or her, or for whom the Village has contracted to provide such service, is hereby authorized to enter, examine, and survey at all reasonable times all dwellings, dwelling units, rooming units, and premises. An order of court, warrant, writ, or other legal process shall not be necessary to make such entry. (8-1-02)

411.1-2a(l) The Housing Commissioner is hereby authorized to delegate the duties of inspection imposed upon him or her by ordinance to an inspector employed by the County of Sangamon, and any inspector employed by the County of Sangamon when making an inspection of any dwelling, dwelling unit, rooming house, rooming unit, and premises in the Village of Jerome shall have all of the powers granted by ordinance to the Housing Commissioner.

(6-2-88, 12-21-17).

411.1-2b The owner or occupant of every dwelling, dwelling unit and rooming unit, or the person in charge thereof, shall give the Housing Commissioner free access to such dwelling, dwelling unit or rooming unit and premises at all reasonable times for the purpose of inspection, examination and survey.

411.1-2c Every occupant of a dwelling or dwelling unit shall give the owner thereof, or his employee, access to any part of such dwelling or dwelling unit, or its premises, at all reasonable times for the purpose of inspection, examination, and survey of making, such repairs or alterations as are necessary to effect compliance with the provisions of this Ordinance or with any lawful rule or regulation adopted or any lawful order issued pursuant to the provisions of this Ordinance.

411.1-3 Notices and orders; hearings.

411.1-3a Whenever the Housing Commissioner determines that there are reasonable grounds to believe that there has been a violation of any provision of this Ordinance or of any rule or regulation adopted pursuant thereto, the Housing Commissioner shall give notice of such alleged violation to the person or persons responsible therefore, as hereinafter provided. Such notice shall:

1. Be in writing;
2. Include a statement of any alleged violation;
3. Allow a reasonable time, but not less than thirty (30) days, for the correction of any violation or the performance of any acts it requires, except in a case of emergency as provided in Code 411.1-3e of this section, in which case the person to whom an order is directed shall comply therewith immediately;
4. Be served upon the owner or the occupant, as the case may require: provided that such notice shall be deemed to be properly served upon such owner, or upon such occupant, if a copy thereof: (a) is served upon him or her personally; (b) is sent by certified mail to his or her last known address; (c) is posted in a conspicuous place in or about the dwelling affected by the notice. Such notice may contain an outline of remedial

action which, if taken, will effect compliance with the provisions of this Ordinance and with rules and regulations adopted pursuant thereto.

- 411.1-3b Any person affected by any such notice which has been issued in connection with the enforcement of any provision of this Ordinance, or of any rule or regulation adopted pursuant thereto, may request and shall be granted a hearing on the matter before the Housing Commissioner: Provided that such person shall file in the office of the Village Clerk a written petition requesting such hearing and setting forth a brief statement of the grounds therefore within ten (10) days after the day the notice was served. Upon receipt of such petition the Village Clerk shall notify the Housing Commissioner, and the Housing Commissioner shall set a time and place for such hearing, and shall give the petitioner written notice thereof. At such hearing, the petitioner shall be given an opportunity to be heard and to show why such notice should be modified or withdrawn. The hearing shall be commenced not later than ten (10) days after the day on which the petition was filed; Provided that upon such application of the petitioner the Housing Commissioner may postpone the date of the hearing for a reasonable time beyond such ten (10) day period, if in the judgment of the Housing Commissioner the petitioner has submitted a good and sufficient reason for such postponement. (8-1-02)
- 411.1-3c After such hearing the Housing Commissioner shall sustain, modify, or withdraw the notice, depending upon the Housing Commissioner's finding as to whether the provisions of this Ordinance and the rules and regulations adopted pursuant thereto have been complied with. If the Housing Commissioner sustains or modifies such notice it shall be deemed to be an order. Any notice served pursuant to the subsection coded 411.1-3a of this section of this Ordinance shall automatically become an order if a written petition for a hearing is not filed in the office of the Village Clerk within ten (10) days after such notice is served. (8-1-02)
- 411.1-3d The proceedings at such hearing, including the findings and decision of the Housing Commissioner shall be summarized, reduced to writing, and entered as a matter of public record in the office of the Village Clerk. Such record shall also include a copy of every notice or order issued in connection with the matter. Any person affected by the decision of the Housing Commissioner may request a review of such decision by the Board of Trustees. Any person adversely affected by the decision of the Board of Trustees may seek judicial review of such action in accordance with the laws of the State of Illinois. (8-1-02)
- 411.1-3e Whenever the Housing Commissioner, at any stage of proceedings instituted under the provisions of this Ordinance, finds a violation of this Ordinance exists which requires immediate action to abate a direct hazard, or immediate danger to the health, safety, or welfare of the occupants of a building or of the public, said Commissioner may, without notice or hearing, issue an order citing the violations and existence of an emergency and directing that such action be taken as deemed necessary to remove or abate the hazard or danger and meet the emergency. Notwithstanding any other provision of this Ordinance, such order shall be effective immediately upon service. Any person to whom such order is directed shall comply therewith immediately, but upon petition to the Housing

Commissioner shall be afforded a hearing within ten (10) days. After such hearing, depending upon his finding as to whether the provisions of the Ordinance and the rules and regulations adopted pursuant thereto have been complied with, the Housing Commissioner shall affirm, modify or revoke such order. (8-1-02, 12-21-17)

- 411.1-3f The Housing Commissioner shall have the power to vary or modify any of the provisions of this Ordinance or any rules and regulations adopted pursuant thereto upon an application in writing by the owner or occupant of a dwelling or dwelling unit where there are practical difficulties in the way of carrying out the strict letter of this Ordinance, so that the spirit and intent of this Ordinance shall be observed and the public safety be secured and substantial justice be done; but no such variations or modifications shall be granted or allowed unless the particulars of each application and the decision of the Housing Commissioner therein shall be entered upon the records of the Housing Commissioner's office. (8-1-02)
- 411.1-4 Rules and regulations. The Village Board of Trustees may make and adopt such written rules and regulations as may be necessary for the proper enforcement of the provisions of this Ordinance; Provided that such rules and regulations shall not be in conflict with the provisions of this Ordinance. The Board of Trustees shall file a certified copy of all rules and regulations which it may adopt with the Village Clerk. Such rules and regulations shall have the same force and effect as the provisions of this Ordinance, and the penalty for violation thereof shall be the same as the penalty for violation of the provisions of this Ordinance.
- 411.1-5 Minimum standards for basic equipment. No person shall occupy as owner-occupant or let to another for occupancy any dwelling unit, for the purpose of living, sleeping, cooking or eating therein, which does not comply with the following requirements:
- 411.1-5a All fixtures in such dwelling or dwelling unit required by the provisions of subsections coded (b), (c), (d), and (e) of this section coded 411.1-5 shall be properly installed and connected to an approved sanitary sewer and water system.
- 411.1-5b Every dwelling unit shall contain a kitchen sink in good working condition and properly connected to an approved water and sewer system.
- 411.1-5c Every dwelling unit shall contain a room which affords privacy to a person within such room and which is equipped with a flush water closet and a lavatory basin in good working condition, and properly connected to an approved water and sewer system.
- 411.1-5d Every dwelling shall contain, within a room which affords privacy to a person within such room, a bathtub or shower in good working condition, and properly connected to an approved water and sewer system.
- 411.1-5e Every kitchen sink, lavatory basin, and bathtub or shower required under subsections coded (b), (c), and (d) of this section code 411.1-5 shall be properly connected with cold

water lines. Every dwelling shall have supplied water heating facilities, which are properly installed, are maintained in safe and good working condition, and are capable of heating water to such temperature as to permit an adequate amount of water to be drawn at every required kitchen sink, lavatory basin, bathtub or shower at a temperature of not less than 120 degrees Fahrenheit.

- 411.1-5f Every dwelling shall have safe, unobstructed means of egress leading to safe and open space at ground level, as required by the laws of this State. There shall be provided at least two means of egress leading to safe and open space at ground level, and from each story containing one or more dwelling units above the first story of every dwelling containing two or more dwelling units.
- 411.1-5g Every habitable room shall have at least one window or skylight facing directly to the outdoors, which can be easily opened, or such other device as will adequately ventilate the room.
- 411.1-5h Every bathroom and water closet compartment shall comply with the light and ventilation requirements for habitable rooms contained in subsection 411.1-5g of this section except that no windows or skylight shall be required in adequately ventilated bathrooms and water closet compartments equipped with a mechanical ventilation system capable of exhausting twenty-five (25) cubic feet of air per minute, which is kept in operating condition.
- 411.1-5i Every dwelling shall be connected to an approved electrical power system; every habitable room of such dwelling shall contain at least two separate floor or wall-type electric convenience outlets, or one such convenience outlet and one supplied ceiling-type electric light fixture; and every water closet compartment, bathroom, laundry room, furnace room, public hall and stairway shall contain at least one supplied ceiling or wall type electric light fixture. Every such outlet and fixture shall be properly installed and shall be maintained in good and safe working condition.
- 411.1-5j Every dwelling shall have heating facilities which are properly installed, are maintained in safe and good working condition, and are capable of safely and adequately heating all habitable rooms, bathrooms and water closet compartments in every dwelling unit located therein to a temperature of at least seventy (70) degrees Fahrenheit, at a distance of three feet above floor level, when the temperature outside is zero (0) degrees Fahrenheit.
- 411.1-5k From May 1 to November 1, every door opening directly from a dwelling unit to outdoor space shall have supplied screens and a self-closing device, and every window or other device with openings to outdoor space used or intended to be used for ventilation, shall likewise be supplied with screens as a protection against insects. (8-1-02)
- 411.1-5l Every basement or cellar window used or intended to be used for ventilation and every other opening to a basement which might provide an entry for rodents, shall be supplied with a screen or such other device as will effectively prevent their entrance.

- 411.1-5m Every foundation floor wall ceiling and roof shall be reasonably weather tight, watertight, and rodent-proof; shall be capable of affording privacy; and shall be kept in sound condition and good repair.
- 411.1-5n Every window, exterior door, and basement hatchway shall be reasonably weather tight, watertight, and rodent-proof; and shall be kept in sound working condition and good repair.
- 411.1-5o Every inside and outside stair, every porch, and every appurtenance thereto shall be constructed so as to be safe and capable of supporting the load that normal use may cause to be placed thereon, and shall be kept in sound condition and good repair.
- 411.1-5p Every plumbing fixture and water and waste pipe shall be properly installed and maintained in good sanitary working condition, free from defects, leaks and obstructions.
- 411.1-5q Every water closet compartment floor surface and bathroom floor service shall be constructed and maintained so as to be reasonable impervious to water and so as to permit such floor to be easily kept in a clean and sanitary condition.
- 411.1-5r Every supplied facility, piece of equipment, or utility which is required under this ordinance shall be so constructed or installed so that it will function safely and effectively, and shall be maintained in satisfactory working condition.
- 411.1-5s No owner, operator or occupant shall cause any service, facility, equipment, or utility which is required under this Ordinance to be removed or shut off from, or discontinued for any occupied dwelling, except for such temporary interruption as may be necessary while actual repairs or alterations are in progress.
- 411.1-5t No owner shall occupy or let to any other occupant any dwelling unless it is clean, sanitary and fit for human occupancy.
- 411.1-6 Responsibilities of owners and occupants. The responsibilities of owners and occupants of a dwelling or dwelling unit are:
- 411.1-6a Every owner of a dwelling containing two or more dwelling units shall be responsible for maintaining in a clean and sanitary condition the shared or public areas of the dwelling and premises thereof.
- 411.1-6b Every occupant of a dwelling or dwelling unit shall keep in a clean and sanitary condition that part of the dwelling, dwelling unit and premises thereof which the occupant occupies and controls.
- 411.1-6c Every owner, occupant, or lessee of a dwelling or dwelling unit shall dispose of all the occupant's rubbish as required by Ordinance of the Village of Jerome. (12-21-17)

- 411.1-6d Every owner, occupant, or lessee of a dwelling or dwelling unit shall dispose of all the occupant's garbage, landscape waste, and other organic waste as required by Ordinance of the Village of Jerome. (12-21-17)
- 411.1-6e Every occupant of a dwelling or dwelling unit shall be responsible for hanging all screens whenever the same are required under the provisions of this Ordinance and of any rule or regulation adopted pursuant thereto, except where the owner has agreed to supply such service.
- 411.1-6f Every occupant of a dwelling containing a single dwelling unit shall be responsible for the extermination of any insects, rodents or other pests therein or on the premises; and every occupant of a dwelling unit containing more than one dwelling unit shall be responsible for such extermination whenever the occupant's dwelling unit is the only one infested. Notwithstanding the foregoing provisions of this subsection, whenever infestation is caused by the failure of the owner to maintain a dwelling in a rodent proof, wildlife proof, or reasonably insect proof condition, extermination shall be the responsibility of the owner. Whenever infestation exists in two (2) or more of the dwelling units in any dwelling, or in the shared or public parts of any dwelling containing two (2) or more dwelling units, extermination thereof shall be the responsibility of the owner. (12-21-17)
- 411.1-6g Every occupant of a dwelling unit shall keep all plumbing fixtures therein in a clean and sanitary condition and shall be responsible for the exercise of reasonable care in the proper use and operation thereof.
- 411.1-7 Requirements for rented rooms. No person shall operate a rooming, boarding, or lodging house, hotel or motel, or shall occupy or let to another for occupancy any rooming unit in any rooming, boarding, or lodging house, hotel or motel, except in compliance with the provisions of the Zoning Ordinance and of every section of this Ordinance. (8-1-02, 12-21-17)
- 411.1-7a Repealed (12-21-17)
- 411.1-7b Repealed (12-21-17)
- 411.1-7c Every rooming unit shall have safe, unobstructed means of egress leading to safe and open space at ground level as required by the laws of the State of Illinois.
- 411.1-7d Repealed (12-21-17)
- 411.1-8 Dwellings unfit for human habitation. The designation of dwellings or dwelling units as unfit for human habitation and the procedure for the determination and placarding of such unfit dwellings or dwelling units shall be carried out in compliance with the following requirements:

- 411.1-8a Any dwelling or dwelling unit which shall be found to have any of the following defects shall be declared as unfit for human habitation and shall be so designated and placarded by the Housing Commissioner.
1. One which is so damaged, decayed, dilapidated, unsanitary, unsafe, or vermin-infested that it creates a serious hazard to the health or safety of the occupants or of the public.
  2. One which lacks illumination, ventilation, or sanitation facilities adequate to protect the health or safety of the occupants or the public.
  3. One which, because of its general condition or location, is unsanitary, or otherwise dangerous, to the health or safety of the occupants or of the public.
- 411.1-8b Any dwelling or dwelling unit determined as unfit for human habitation, and so designated and placarded by the Housing Commissioner, shall be vacated within a reasonable time as ordered by the Housing Commissioner.
- 411.1-8c No dwelling or dwelling unit which has been determined and placarded as unfit for human habitation shall again be used for human habitation until written approval is secured from and such placard is removed by, the Housing Commissioner. The Housing Commissioner shall remove such placard only when the defects upon which the determination and placarding action were based have been eliminated, and after the dwelling or dwelling unit has been inspected and been found to comply in all respects with the requirements of this Ordinance.
- 411.1-8d No person shall deface or remove the placard from any dwelling or dwelling unit which has been determined as unfit for human habitation and placarded as such, except as provided in subsection coded 411.1-8c.
- 411.1-8e Any person affected by any notice or order relating to the determination and placarding of a dwelling or dwelling unit as unfit for human habitation may request and shall be granted a hearing on the matter before the Housing Commissioner under the procedure set forth in subsection 411.1-3b of this Ordinance.
- 411.1-9 Penalties. Any person, firm or corporation violating or failing to comply with any of the provisions of this Ordinance shall, upon conviction, be punished by a fine of \$100.00 dollars for the first day and \$200.00 for each day thereafter. (8-1-02, 12-21-17)
- 411.10 Repeal or amendment. Any ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby expressly repealed, or amended to conform to this ordinance.
- 411.1-11 Partial invalidity. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in

full force and effect; and to this end the provisions of this ordinance are hereby declared to be severable (10-15-70, 8-1-02)

**412.1      AN ORDINANCE PROHIBITING THE USE OF FIREARMS AND AIRGUNS AND OTHER PROJECTILES**

412.1-1      It shall be unlawful to engage in the following acts within the corporate limits of the Village of Jerome:

- (1)      To use, cock, aim or discharge any firearm, B-B Gun, pellet gun, paint ball gun, or air gun; provided, however, that this section shall not apply to police officers or the dog control officer in the actual performance of their lawful duties.
- (2)      To use, draw, or discharge any archery equipment, including but not limited to bows, longbows, crossbows, arrows, darts, and bolts capable of inflicting injury to persons or damage to property within the Village limits.
- (3)      To golf or hit balls within the Village, except in designated areas when authorized in writing by the Village.
- (4)      To use or discharge any device capable of discharging any projectile by any means whatsoever, including but not limited to slingshots and wrist rockets. (1-2-03; 1-20-11)

412.1-2      Any person found guilty of violating any provision of this Ordinance shall be punished by a fine of \$250.00 per offense. Each day that a violation is permitted to exist shall constitute a separate offense. (5-4-72, 8-1-02)

**412.2      AN ORDINANCE PROHIBITING THE OPERATION OF BUSINESSES INVOLVING FIREARMS WITHIN ANY RESIDENTIAL AREAS**

412.2-1      It shall be unlawful for any person to operate or engage in any occupation, employment or enterprise wherein merchandise is exhibited or sold, or which occupies time, attention, labor and materials or where services are offered for compensation involving the manufacture, sale or repair of firearms from any property which is classified in any zoning classification which includes as permitted uses single-family and other residential uses, presently including the zoning classifications or R-1, R-2, and S-1 in the Village's Zoning Ordinance.

412.2-2      Any person who violates any provision of this ordinance shall be punished by a fine of \$100.00 for the first offense, \$250.00 for the second offense, and \$500.00 for each offense thereafter. Each day that a violation is permitted to exist shall constitute a separate offense. (2-4-99)

**413.1            AN ORDINANCE REQUIRING INSTALLATION OF DRIVEWAY CULVERTS**

- 413.1-1            On any street which does not have concrete curbs and gutters, a culvert must be installed beneath the driveway surface wherever deemed necessary by the Trustee in charge of streets or the Village superintendent of streets to allow drainage of water along the side of the road under the driveway. However, any serviceable culvert in place and in good repair need not be replaced.
- 413.1-2            Any person desiring to build, repair, or maintain a driveway entrance onto their property from a public street must provide for the installation of a culvert to allow drainage of water along the side of the road beneath the driveway surface.
- 413.1-3            No person shall build or construct a driveway from private property connecting to a public street within the Village of Jerome or construct a parking area at the side of the street without first making application for a permit to do so. (8-1-02)
- 413.1-4            Any culvert pipe used in the Village of Jerome shall be made of either corrugated metal pipe or reinforced concrete pipe, and the location and size of the culvert pipe shall be determined and prescribed by the Village Engineer. (8-1-02)
- 413.1-5            The length of the culvert pipe shall equal the width of the driveway plus eight (8) feet, and the pipe shall be installed so as to protrude for a distance of four (4) feet on each side of the driveway in order to provide a flared connection on each side of the driveway with the street surface. (8-1-02)
- 413.1-6            Permits for construction of driveways and installation of culverts shall be issued by the Village of Jerome after approval of the application by the Trustee in charge of streets and the fee for such permit shall be Ten Dollars (\$10.00). (8-1-02)
- 413.1-7            Persons desiring to install culvert pipes to the specifications and requirements of this Ordinance may do so for no further charge than the payment of the permit fee. Persons desiring to make arrangements with the Village of Jerome for installation of culvert pipes by employees of the Village of Jerome shall be required to make payment in advance of the estimated cost of the culvert pipe, additional materials required, and labor costs associated with the culvert pipe's installation. If the actual cost of installation exceeds the estimated cost, such amount will constitute a balance due and owing the Village of Jerome. (8-1-02, 7-17-03)
- 413.1-8            Any person desiring to construct a parking area along the side, or in the ditch area of a street adjacent to his property, must install a culvert of sufficient length as deemed necessary by the Trustee in charge of streets to provide proper drainage for such parking area and the culvert and installation must otherwise conform to the provisions of this Ordinance. (10-18-73, 7-1-99, 8-1-02)

**414.1            AN ORDINANCE PROHIBITING THE SALE AND USE OF FIREWORKS**

- 414.1-1 The term FIREWORKS shall mean and include any explosive composition, or any substance or combination of substances, or article prepared for the purpose of producing a visible or audible effect of a temporary exhibitional nature by explosion, combustion, deflation or detonation, and shall include blank cartridges, toy cannons, in which explosives are used, the type of balloons which require fire underneath to propel the same, fire crackers, torpedoes, skyrockets, Roman candles, sparklers, bombs, or other fireworks of like construction and any fireworks containing any explosive compound, or any tablets or other device containing any explosive substance, or containing combustible substances producing visual effects provided, however, that the term "fireworks" shall not include toy pistols, toy canes, toy guns, or other devices in which paper or plastic caps containing twenty-five hundredths grains or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion, and toy pistol paper or plastic caps which contain less than twenty hundredths grains of explosive mixture.
- 414.1-2 It shall be unlawful for any person, firm co-partnership, or corporation to offer for sale, expose for sale, sell, or use or explode any fireworks within the corporate limits of the Village of Jerome.
- 414.1-3 Any person, firm, co-partnership, or corporation found guilty of a violation of this Ordinance shall be punished by a fine of \$50.00 for each offense. (8-1-02)
- 414.1-4 This ordinance is urgently needed for the protection of the public health and safety and shall be effective immediately upon its passage and publication in pamphlet form. (5-19-77, 8-1-02)

**415.1 AN ORDINANCE PROVIDING FOR INSPECTION AND LICENSING OF FOOD SERVICE ESTABLISHMENTS**

It shall be unlawful for any person to operate a restaurant or a retail food store or to provide food service to the public, either for free or at a cost, within the Village of Jerome unless a valid license has been issued to such person by the Sangamon County Department of Public Health and is displayed in a conspicuous place in the establishment where food is being served. Permanent food service establishments must have their license renewed annually. All food service provided to the public is subject to inspection by the Sangamon County Department of Public Health. (12-21-17)

415.1-1 – 415.1-18 Repealed (12-21-17)

**416.1 AN ORDINANCE TO ADOPT PARK REGULATIONS FOR THE VILLAGE OF JEROME, ILLINOIS**

416.1-1 Definitions. The following terms shall have the meaning prescribed herein:

- 416.1-1a      **PARK** A park, playground, recreation center or any other area in the Village, owner or used by the Village and devoted to active or passive recreation.
- 416.1-1b      **PERSON** Any person, firm, partnership, association, corporation, company or organization of any kind.
- 416.1-2      Regulations and restrictions.
- 416.1-2a      Hours. No person shall use a park during the period beginning after sunset until 8:00 a.m., except as otherwise approved in advance, but in no event later than 11:00 p.m. Any child under the age of eight (8) years must be accompanied and supervised by an adult.
- 416.1-2b      Reservations. No person shall interfere with access to areas of a park that have been formally reserved through the Village office. Reservations may be made for a calendar year beginning on the first business day of each year on the first come first served basis. The reservation procedure may include payment of a required fee and issuance of permit by the Village.
- 416.1-2c      Damage to park property. No person shall remove, cut, break, climb on, or in any way injure or deface any tree, shrub or plant within a park. No person shall willfully mark, deface, disfigure, injure, tamper with or displace or remove, any building, bridges, tables, benches, fireplaces, railings, paving or paving material, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards whether temporary or permanent, monuments, stakes, posts, barricades or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- 416.1-2d      Vehicles, park. No person, other than Village personnel performing duties for the Village, shall bring or use any vehicle upon any portion of a park where such vehicles are prohibited from being brought or used. Vehicles shall include, but not be limited to, cars, trucks, motorcycles, snowmobiles, go-carts, mopeds, or any other motorized transportation. In addition, no bicycles, skateboards, roller blades or roller skates shall be used in a park.
- 416.1-2e      Animals, park. No person shall bring any animal into a park, unless that animal is trained to assist a person with a disability.
- 416.1-2f      Restricted areas of parks. No person shall enter upon any portion of a park where persons are prohibited from going by direction of the Board of Trustees, as indicated by sign or notice.
- 416.1-2g      Obstructing access, park. No person shall place objects or property of any kind so as to obstruct travel in or use of any portion of a park. No person shall construct or erect any building or structure of any kind, whether permanent or temporary in character, or run or string any public service utility into, upon, or across a park without permission of the Board of Trustees.

- 416.1-2h Fires, park. No person shall light or make use of any fire in a park, except such portions thereof as may be constructed for such purpose and then only under such regulation; as are prescribed.
- 416.1-2i Firearms, fireworks and dangerous missiles, park. No person shall carry or discharge firearms in a park, or discharge or set off fireworks or things containing any substance of any explosive nature in a park. No person shall cast any stones or other missiles within a park so as to create a hazard to people or property.
- 416.1-2j No smoking. No person shall use any tobacco product, including cigars, cigarettes or smokeless tobacco products in the area of a park unless there is a specific area designated for use of tobacco products by the Board of Trustees.
- 416.1-2k Use of water. No person will waste water purposely by allowing spigots to run, by flushing toilets needlessly or by any other wasteful means.
- 416.1-2l Swimming. No person shall swim, bathe, or wade in a park.
- 416.1-2m Washing clothes. No person in a park shall wash any clothes, bedding, utensil or thing in any fountain located in any park.
- 416.1-2n Littering. The discarding of any trash or refuse in any park other than in designated receptacles is prohibited.
- 416.1-2o Dumping articles. No person shall deposit, dump, throw or place any yard waste, bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, garbage or other refuse in any part of a park, except in receptacles provided for that purpose. Such discarded material can only be a by-product of recreational activity.
- 416.1-2p Plants, shrubs or trees. No person shall bring into a park any tree, shrub, plant or portion of such plants, or injure the bark, or pick the flowers or seeds, of any tree or plant, without permission of the Board of Trustees. No person shall dig, disturb or remove any soil, rock, stones, grass areas, trees, shrubs or plants, or make any excavation by tool, equipment, blasting or other means or agency, or in any other way injure or impair the natural beauty or usefulness of any area without the permission of the Board of Trustees.
- 416.1-2q Games and gambling. No person shall engage at games of chance or use gambling devices in a park.
- 416.1-2r Offering articles for sale or services for hire. No person shall offer or exchange for sale any article or offer services for hire, or do any soliciting for sale of articles or services in a park, except where authorized to do so by permit.

- 416.1-2s      Soliciting to buy. No person shall buy or offer to buy an article or services for hire in a park, or solicit for such articles or services, except where authorized to do so by the Board of Trustees.
- 416.1-2t      Soliciting for contributions. No person shall take up any collection for charity, beg or solicit alms or handouts or accept contributions of money or anything of value in a park, except where authorized to do so by the Board of Trustees.
- 416.1-2u      Advertisement, park. No person shall display any advertisement of any kind, nor shall any person distribute such advertisement or notice in a park except where authorized to do so by the Board of Trustees. No person shall post, stencil or otherwise affix an advertisement or other papers upon any structure or thing in any park except where it is specifically allowed by appropriate sign or notice. (8-1-02)
- 416.1-2v      Breach of peace:
- (1)      Unlawful Assembly. No person shall collect with other persons, in bodies or in crowds, for unlawful purposes or for any purpose to the annoyance or obstruction or disturbance of other persons.
  - (2)      Substance Abuse. No intoxicated person shall enter, be or remain in a park, nor shall any person bring within a park intoxicating or alcoholic beverages, or other controlled substances.
  - (3)      Restrictions on Behavior. No person shall sleep or protractedly lounge on the seats, benches, or other areas of a park, or engage in loud, boisterous, threatening, abusive, insulting or indecent language, including loud and boisterous music, or engage in any disorderly conduct or behavior tending to a breach of the public peace.
- 416.1-2w      Resisting or interfering with a Village Official. No person in a park shall interfere with any police officer, employee or elected official of the Village in the discharge of his or her duty, or fail or refuse to obey any lawful command or directive of any such police officer, employee or elected official.
- 416.1-2x      Impersonating a Village Official. No person shall falsely represent himself or herself as a Village official.
- 416.1-2y      Hindering employees or contractors. No person shall interfere with any employee or contractor of the Village while they are engaged in constructing, repairing or caring for park property as authorized by the Board of Trustees.
- 416.1-2z      Other rules and regulations. The Trustee for Public Property shall have the power to establish general rules and regulations in accordance with this Ordinance in giving full force and effect to the carrying out of the provisions of this Ordinance, and may amend and repeal any such rules and regulations.

- 416.1-3 Penalty for violation of ordinance. Any person who shall violate any provision of this Ordinance, for which another penalty is not already provided, shall be fined \$50.00 for the first offense, \$150.00 for the second offense, and \$300.00 for the third and any subsequent offense thereafter, plus the costs of any repair or replacement of any damaged property in the park, per each occurrence. A separate offense shall be deemed committed on each day during or on which a violation occurs or continue. (8-1-02)

**417.1 AN ORDINANCE RESTRICTING SOUND OR NOISE**

- 417.1-1 That the presence of the following within the Village shall be deemed detrimental to the public health, safety and welfare and constitutes a nuisance and a violation of this Ordinance:
- a. Sound or noise, which interferes with the peace or comfort or disturbs the quiet enjoyment of any person in the Village.
  - b. The use, playing or operating within the Village of any radio, tape recorder, cassette player or other device receiving broadcast sound or reproducing recorded sound if the sound generated by the device is clearly audible to a person with normal hearing at a distance greater than 75 feet.
- 417.1-2 Unless any person is participating in an event for which authorization has been obtained from the Village or is operating an authorized emergency vehicle, a person causing a nuisance or violating the provisions of this Ordinance shall be in violation of this Ordinance. (11-3-11)
- 417.1-3 Any person who violates this Section shall be subject to a fine of not less than Two Hundred Fifty (\$250.00) Dollars for a first offense. For a second violation of this Section within a 24-month period, the mandatory minimum fine shall be Five Hundred (\$500.00) Dollars. For a third or subsequent violation of this Section, the mandatory minimum fine shall be Seven Hundred Fifty (\$750.00) Dollars Each day during which a violation continues shall constitute a separate punishable offense.
- 417.1-4 The provisions of this Ordinance are effective as of the date of passage and approval of this Ordinance.

**418.1 AN ORDINANCE REGARDING POLITICAL SIGNS**

- 418.1-1 Temporary signs announcing political candidates seeking public office, political parties, and/or political and public issues contained on a ballot shall be subject to the following:

1. Political signs may be erected no earlier than sixty (60) days before the date of the election for which the sign is designated. All political signs shall be removed within seven (7) days after the election has been held to which the signs refer.
2. Political signs shall not exceed eight (8) square feet aggregate total for all lots.
3. Any signs not conforming to the regulations herein stated may be removed after twenty-four (24) hours notice to the owner of the sign.
4. Political signs may be destroyed if not claimed by the owners within seven (7) days after the election to which the sign relates.
5. Political signs shall not be located in, project into or overhang any public right-of-way or be attached to any utility pole.
6. Political signs shall be constructed of durable materials and erected in a manner to avoid collapse from inadvertent contact, wind or weather.
7. Political signs shall be placed to not pose a danger to the public health, safety or general welfare. This includes, but is not limited to, a prohibition against the posting of a political sign such that the sign obstructs the view of vehicular or pedestrian traffic areas, thereby creating a risk of harm to the public. (2-7-02)

#### **419.1      AN ORDINANCE REGARDING PEDDLERS AND TRANSIENT MERCHANTS**

##### **419.1-1      Definitions.**

- 419.1-1(a)      The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:
- 419.1-1(b)      PEDDLER means any person who goes from house to house, from place to place or from street to street conveying or transporting for sale goods, wares or merchandise, offering or exposing the goods, wares or merchandise for sale, or making sales and delivering articles to purchasers; or any person who, for himself or another, hires, leases, uses or occupies any vehicle or other place or facility within the Village for the purpose of selling or offering for sale any goods, wares or merchandise.
- 419.1-1(c)      TRANSIENT MERCHANT means any person engaging temporarily in retail or wholesale sale of goods, wares or merchandise in any place in the Village, and who, for the purpose of conducting such business, occupies any lot, building, room or structure of any kind; or any person engaging temporarily in business in the Village as a photographer or the operator of a photographic studio or gallery.

- 419.1-2      Penalty for violation of article. Any person violating any provision of this article shall be subject to a fine in an amount up to \$250.00 for each offense. Each day in which a violation continues shall be deemed to be a separate offense. In determining the amount of the fine to be imposed, the court shall consider the nature of the violation, whether the violation occurred on an isolated or ongoing basis, whether the health, safety or welfare of the public was endangered by the violation and any prior violations.
- 419.1-3      Peddler's license.
- 419.1-3(a)    Required. Except as provided in this section, no person shall peddle any goods, wares, merchandise or other article or thing whatsoever, or otherwise act as a peddler, within the corporate limits of the Village, without first having obtained a license to do so as provided in this section.
- 419.1-3(b)    Peddling of certain items prohibited. No license shall be issued to peddle any game, drugs or medicines, and the peddling of such articles within the Village is hereby prohibited and made unlawful for the protection of the public health and welfare, and no license shall be issued to peddle any meats, fish or poultry to any person who does not possess the necessary licenses or permits therefore from all regulatory agencies having jurisdiction over the handling and sale of such items, and the peddling of such articles within the Village without the necessary licenses or permits is hereby prohibited and made unlawful for the protection of the public health and welfare.
- 419.1-3(c)    Application fee. Application for a peddler's license shall be made in writing to the Village Clerk at least seven days prior to the next regular Village Board of Trustees meeting, at which time the application will be considered. The application shall set forth:
- (1) The names and addresses of all persons who will engage in peddling pursuant to the license to be granted.
  - (2) A description of the goods, merchandise or services to be peddled.
  - (3) The dates and times during which such peddling will occur pursuant to the license applied for.
  - (4) The applicant's state business registration number issued by the state department of revenue, and other satisfactory evidence that sales made within the Village will be reported as taxable sales within the Village by the applicant.
- In addition, the application shall be accompanied by a fee of \$25.00 per person peddling, per day or part thereof on which peddling pursuant to the license applied for will be conducted, with such fee to be returned in the event of the denial of the peddler's license for any reason.
- 419.1-3(d)    Issuance; term. All peddler's licenses shall be issued by the Village Board of Trustees, upon application made as provided in this section, for the term stated in the license and to the persons named in the application.

- 419.1-3(e) License privileges; hours of operation. The holder of a peddler's license shall be entitled to engage in peddling in accordance with the license so issued, provided that no peddling activity shall be conducted prior to 10:00 a.m. or after 8:00 p.m. on any day, or at any time on Sunday.
- 419.1-3(f) Identification card. The Village will issue to all licensed peddlers a visible identification card which shall be worn by each person authorized to peddle pursuant to the license issued, which shall be worn visibly by all licensed peddlers at all times while peddling.
- 419.1-3(g) Exceptions. No peddler's license pursuant to this section shall be required for any peddler who solicits only at businesses within the Village, who solicits at residences within the Village only upon the express invitation of the occupant thereof or who is engaged in peddling for the purpose of fundraising for a governmental entity or for a church, charitable institution or other not-for-profit organization, provided that any such entity or organization relying upon this exemption shall notify the chief of police at least one week prior to any scheduled peddling activities of its reliance upon this exception and shall provide such information and substantiation thereof as he shall request.
- 419.1-3(h) Compliance with state law. The regulations of this section shall be in addition to all laws and regulations applicable to peddlers under the laws of the state, and any application for a license to be issued pursuant to this section must contain evidence of full compliance with all the laws of the state relating to such licensing and regulation.
- 419.1-4 Transient merchant's license.
- 419.1-4(a) Required. Except as provided in this section, no person shall engage in business as a transient merchant in the Village without first having obtained a license in the manner provided in this section.
- 419.1-4(b) Application fee. Application for a transient merchant's license shall be made in writing to the Village Clerk at least seven days prior to the next regular Village Board of Trustees meeting, at which time the application will be considered. The application shall set forth:
- (1) The name and address of the applicant and all persons who will be employed by him or his business during the period of the license applied for.
  - (2) A description of the goods, merchandise or services to be offered for sale.
  - (3) The location in the Village from which the business will be conducted during the license period.
  - (4) The applicant's state business registration number issued by the state department of revenue, and other satisfactory evidence that sales made within the Village will be reported as taxable sales within the Village by the applicant.

The application shall be accompanied by a fee of \$25.00 per day of proposed operation, per location specified, with such fee being returned in the event of the denial of the transient merchant's license for any reason. In addition, the application shall identify the owner of the location from which the transient merchant business will be conducted, and

the application shall be executed by such owner of the location as evidence of the applicant's authorization to utilize the property, or, in lieu thereof, the applicant may submit a written lease or other written evidence of his authorization to conduct business upon the property.

- 419.1-4(c) Issuance; term. All transient merchant's licenses shall be issued by the Village Board of Trustees upon application made as provided in this section, for the term stated in the license.
- 419.1-4(d) License privileges; location of sales. The holder of a transient merchant's license shall be entitled to sell the goods, merchandise or services identified in the license from the location for which the license is issued. In no event shall a transient merchant be authorized or licensed to conduct his business on any public right-of-way in the Village.
- 419.1-4(e) Display. The transient merchant's license issued under this section shall be prominently and visibly displayed at the location for which the license is issued.
- 419.1-4(f) Exceptions. Transient merchants participating in a special event approved by the Village Board of Trustees shall not be required to have a transient merchant's license.
- 419.1-4(g) Compliance with state law. The regulations of this section shall be in addition to all laws and regulations applicable to transient merchants under the laws of the state, and any application for a license to be issued pursuant to this section must contain evidence of full compliance with all the laws of the state relating to such licensing and regulation.
- 419.1-5 Fraud generally. Any licensee under this article who shall be guilty of any fraud, cheating or misrepresentation, whether by himself or through any employee, or who shall hawk or peddle any goods, wares, merchandise or articles other than those specified in his application for a license, shall be fined as provided in this article, and the Village President may revoke his license for such offense.
- 419.1-6 Conduct of peddlers. Whoever, as a peddler, shall enter any private dwelling without being admitted into the dwelling, shall insist upon the showing or sale of his goods or wares to any person after being requested not to do so, shall annoy any person by invitations to purchase, or shall obstruct any sidewalk or street by the opening of his goods or wares, drugs or other things shall be subject to a penalty as provided.
- 419.1-7 Effective date. This Ordinance shall be effective upon the date of its passage, approval and publication by the President and Board of Trustees of the Village of Jerome, Illinois.
- 419.1-8 This Ordinance shall be effective upon the date of its passage, approval and publication by the President and Board of Trustees of the Village of Jerome, Illinois. (1-16-03)

**420.1**            **AN ORDINANCE REGULATING THE ABATEMENT OF NUISANCES IN THE VILLAGE OF JEROME.**

420.1-1        Nuisances defined. The presence of the following within the Village is declared to be detrimental to the public health, safety and welfare and constitutes a nuisance:

- (a)     Anything which is made, permitted, used, kept, maintained; operated, or any building or lot, or any animal that is kept in a manner which is offensive, nauseous, dangerous to life, limb, or property, or detrimental to the health and/or safety of the persons residing in or traveling through that area; and
- (b)     Any object, conduct or activity otherwise identified as a nuisance within the provisions of the Village Code of Ordinances.

420.1-2        Nuisances to be removed. Any person causing a nuisance as defined in this Code or recognized by the common law, and the owner, occupant or lessee of land on which any nuisance exists or occurs, are required to correct the nuisance. The correction shall be made within 5 days after receipt of notice of violation from the Village, unless a longer time period is enumerated in such notice. In all cases, it shall be the ultimate responsibility of the owner of the premises on which a nuisance exists to correct the nuisance. Failure to correct any nuisance within the time period enumerated shall constitute a violation of this ordinance.

420.1-3        Penalty; lien.

- (a) Any person who shall violate any provision of this chapter shall be punished by a fine not to exceed \$750 for each violation. Each day during which a violation continues shall constitute a separate punishable offense.
- (b) If the Village corrects the violation itself or causes the violation to be corrected on its behalf, a lien for the amount of time, labor and expense involved in correcting the violation shall be imposed against the land where the violation occurred. A minimum charge of \$100 for each hour, or part of an hour, shall be imposed for any work done by the Village, or on behalf of the Village, in correcting a violation. This lien shall be recorded with the county recorder of deeds within 60 days after the work is done by the Village or on behalf of the Village.
- (c) Where the Village itself corrects the violation or causes the violation to be corrected on its behalf, the violated shall be subject to both subsections (a) and (b) of this section. (5-15-08)

## CHAPTER FIVE

### Subject Codes 500--Disconnection

#### Topic Code - 500 Disconnection

500.1 Disconnecting Certain Territory

500.2 Disconnection of Certain Territory: Lots 5, and 7 of Owen's Subdivision

#### **500.1 AN ORDINANCE DISCONNECTING CERTAIN TERRITORY FROM THE VILLAGE OF JEROME.**

500.1-0 Whereas in pursuance of an Act of the General Assembly of the State of Illinois entitled "An Act in relation to .the disconnection of territory from cities and villages and to repeal an act therein named," Approved May 10, 1901 (L. 1901 P.96) as amended (Ch. 24, pars. 382-385 Ill.Rev.Stats, 1939), John R. Dexheimer and Anna C. Dexheimer, his wife, Ethel Mae Dexheimer and Roy C. Dexheimer, her husband, and Wilson E. Coleman and Louise Coleman) his wife, being the owners representing the majority of the area of land within the Village of Jerome upon the border and within the boundary thereof, not laid out into village lots or blocks and described as beginning at the Northeast (NE) corner of Lot Forty-two (42) in Block Three (3) of Leland High Point Addition to the City of Springfield as platted by the plat recorded in the Recorder's office of Sangamon County, Illinois, in Book Four (4) of Plats at Page Sixty-five (65) thereof, running thence North along the West line of Corbin Avenue, being the East line of said Lot Forty-two (42) produced North, One Hundred Eighty (180) feet to the South line of Jerome Avenue thence West along the South line of Jerome Avenue Eight Hundred Eighty-two and 60/100 (882.60) feet to the West line of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian, thence South along the West line of said Section Eight (8) Three Hundred Sixty (360) feet to a point Thirty (30) feet North of the Southwest (SW) corner of the Northwest Quarter (NW) of said Section Eight (8), thence East along the South line of said Lot Forty-two (42) produced West Six Hundred Forty-two and 90/100 (642.90) feet to the Southwest (SW) corner of Lot Thirty-seven (37) in said Block Three (3) of said Addition, thence North along the West line of said Lot Thirty-seven (37) One Hundred Eighty (180) feet to the North line of said Lot Thirty-seven (37) and thence East along the North line of Lots Thirty-seven (37) to Forty-two (42), both inclusive, in said Block Three (3) of said Addition Two Hundred Forty (240) feet to the place of beginning and being the real estate formerly known and described as Lots One (1) to Thirty-six (36), both inclusive, in said Block Three (3) of said Addition and a strip Thirty (30) feet in width adjacent to the West line of said former Lots Twenty-one (21) and Twenty-two (22), did on September 12, 1939 present to and file with William R. Schaffner, President of the Board of Trustees of the Village of Jerome, their petition in writing for the disconnection of the said real estate from the Village of Jerome, accompanied by the certificate of M.B. Overaker, County Clerk of Sangamon County, Illinois, showing that all city or village taxes or assessments due up to and including that date were fully paid; and

Whereas more than thirty (30) days have elapsed since the filing of the said petition; and

Whereas the President and Board of Trustees of the Village of Jerome are of the opinion that the prayer of the said petition ought to be granted; now therefore the premises considered;

Be it ordained by the President and Board of Trustees of the Village of Jerome as follows:

500.1-1 The prayer of the said petition be and hereby the same is granted and allowed.

500.1-2 The real estate described in the said Petition and above described in this ordinance as beginning at the Northeast (NE) corner of Lot Forty-two (42) in Block Three (3) of Leland High Point Addition to the City of Springfield as platted by the plat recorded in the Recorder's office of Sangamon County, Illinois, in Book Four (4) of Plats at Page Sixty-five (65) thereof, running thence North along the West line of Corbin Avenue, being the East line of said Lot Forty-two (42) produced North, One Hundred Eighty (180) feet to the South line of Jerome Avenue, thence West along the South line of Jerome Avenue Eight Hundred Eighty-two and 60/100 (882.60) feet to the West line of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian, thence South along the West line of said Section Eight (8) to a point Thirty (30) feet North of the Southwest (SW) corner of the Northwest Quarter (NW1/4) of said Section Eight (8), thence East along the South line of said Lot Forty-two (42) produced West Six Hundred Forty-two and 90/100 (642.90) feet to the Southwest (SW) corner of Lot Thirty-seven (37) in said Block Three (3) of said Addition, thence North along the West line of said Lot Thirty-seven (37) One Hundred Eighty (180) feet to the North line of said Lot Thirty-seven (37) and thence East along the North line of Lots Thirty-seven (37) to Forty-two (42), both inclusive, in said Block Three (3) of said Addition Two Hundred Forty (240) feet to the place of beginning, and being the real estate formerly known and described as Lots One (1) to Thirty-six (36), both inclusive, in said Block Three (3), of said Addition and a strip Thirty (30) feet in width adjacent to the West line of said former Lots Twenty-one (21) and Twenty-two (22), be and hereby the same is disconnected from the Village of Jerome.

500.1-3 All ordinances and resolutions or parts of ordinances or resolutions in conflict herewith be and hereby the same are and each of them is repealed. (10-13-39)

**500.2 AN ORDINANCE PROVIDING FOR THE DISCONNECTION OF CERTAIN TERRITORY FROM THE VILLAGE OF JEROME, STATE OF ILLINOIS, SAID LAND BEING KNOWN AS THOSE PARTS OF LOTS FIVE (5), SIX (6) AND SEVEN (7) OF OWEN'S SUBDIVISION LYING WITHIN THE CORPORATE LIMITS OF SAID VILLAGE.**

500.2-1 Part of Lots Five (5), Six (6) and Seven (7) of Owen's Subdivision now lie within the corporate limits of the Village of Jerome.

- 500.2-2      A written petition in compliance with the Statutes signed by all the owners of record of said area of land, and requesting that said area be disconnected from said Village, has been filed with the Clerk of said Village for more than thirty days previous to this date.
- 500.2-3      The said area, namely those parts of Lots Five (5), Six (6) and Seven (7) of Owen's Subdivision which lie within the corporate limits of said Village shall be, and they are hereby, disconnected from said Village of Jerome. (4-1-41)

## CHAPTER SIX

### Subject Codes 600 and 601--Waterworks Ordinances

#### Topic Code 600--Regulations, Rates and Charges

600.1 Providing for the Regulations and Operation of the Municipal Waterworks System and Fixing Rates and Charges for Water and Water Services

600.2 An Amendment to the Above

600.4 Increasing Charges for Water Service Furnished Residents and Non-residents

#### Topic Code 601--Extension of Water Mains

601.1 Regulating Extension of Water Mains Outside the Corporate Limits

#### Topic Code 602--Public Water Supply System-

602.1 Regulating Connections with the Public Water Supply System

**600.1 AN ORDINANCE ESTABLISHING THE WATER DEPARTMENT AND PRESCRIBING ITS OPERATING PROCEDURES.**

600.1-2 The Water Department shall have supervision, management, and control, subject to the supervision of the President and Board of Trustees, of the maintenance, enlargement, and operation of the municipal waterworks system of the Village; the securing and selling of water, and all matters and things connected with the operation, maintenance, and extension of the waterworks system and the selling of water therefrom, and preserving the property belonging thereto.

600.1-3 The Trustee in charge of the Water Department, subject to the general direction of the President and Board of Trustees, shall have the general direction and control of the Water Department and shall see that the object and purposes thereof are carried out, and that the waterworks system is conducted on an economical, business-like basis, and for this purpose it shall be the duty of the Trustee in charge, and all of the employees of said department, to enforce all the provisions of this ordinance, and to observe, and obey and carry out the orders and directions of the President and Board of Trustees. The Trustee in charge shall, when requested by the President and Board of Trustees, report upon the condition of the department and the affairs and matters relating thereto.

600.1-4 The Trustee in charge shall cause to be kept a system of bookkeeping which shall be sufficiently comprehensive to accurately reflect all business transactions of the department, its property, and accounts. The Trustee in charge shall also cause to be made a complete and correct map or profile of all water mains now or hereafter laid,

showing their location, connections, valves, hydrants, shut-offs, and other necessary physical features.

- 600.1-5 The office of the Water Department shall be open to the public from 10:00 a.m. to 3:00 p.m. Monday through Thursday and 10:00 a.m. to 1:00 p.m. on Friday, except legal holidays, unless otherwise posted. (3-1-18, 1-17-19, 9-5-19)
- 600.1-6 Any person desiring to make any connection with the water system or plant, or to use water therefrom, shall first make application to the Trustee in charge upon a blank form to be furnished by the department. Every such application shall state specifically and in detail the place, location, and kind of connection and appendages sought, the purpose for which the water is to be used, and all the plumbing work in any way connected therewith. Every such person making the connection with the system or plant, or using water therefrom, shall make such connection, and use such water, and maintain the same subject at all times to the provisions and conditions of all ordinances of the Village during the period such connections are maintained, or such water is used, and shall comply with the provisions and conditions of this ordinances
- 600.1-7 All employees of the Water Department shall have ready access to the premises, place or buildings where such water meters are located for the purpose of reading, examining, testing, and repairing the same, and examining and testing the consumption, use, and flow of water; and it shall be unlawful for any person, or corporation to interfere with, prevent, or obstruct such employees in their work hereunder. Every consumer of Village water shall take same upon the conditions prescribed in this section.
- 600.1-8 All service pipes and meters shall be inspected and approved by a representative of the Water Department, and no such service pipes shall be covered until they have been inspected. The Village shall have the right to test or replace any meter at any time; however, if the test is made at the request of the consumer, such consumer shall pay the sum of Thirty Dollars (\$30.00) for such test only if the meter is found to be in good working order. (6-2-88)
- 600.1-9 Water supplied through meters to consumers who reside within the corporate limits of the Village of Jerome shall be at the rate of .01008 per gallon or \$6.753984 per unit of 748 gallons, and water supplied through meters to consumers who reside outside the corporate limits of the Village of Jerome shall be at the rate of .01310 per gallon or \$9.80075 per unit of 748 gallons. There shall be a monthly minimum charge, also known as a meter charge, for residential dwellings located in the Village of Jerome in the amount of \$7.00, the monthly minimum charge for commercial locations in the Village of Jerome in the amount of \$12.00 and the monthly minimum charge, or meter charge, for consumers living outside the corporate limits of the Village of Jerome shall be \$6.50.

Commercial monthly meter rates shall be as follows:

\$12.00	5/8 inch	Business Rate	BU1
\$18.06	3/4 inch	Business Rate	BU2
\$37.02	1 inch	Business Rate	BU3
\$63.97	1½ inch	Business Rate	BU4
\$96.28	2 inch	Business Rate	BU5

No water service for any real estate connected to the water system shall be provided until a security deposit in the amount of \$75.00 is paid to the Water Department. Upon the termination of water service, any outstanding balance owed the Water Department shall be deducted from the security deposit prior to its being refunded. (9-5-96, 9-19-02, 7-17-03, 9-18-03, 9-2-04, 10-21-04, 10-20-05, 8-17-06, 9-6-07, 10-1-09, 8-19-10, 10-7-10, 7-11-13, 05-15-14, 6-6-19, 5-6-21)

600.1-10 Both any owner and any occupant of real estate that is connected with the waterworks system shall be jointly and severally responsible for such water service rates and charges incurred during their periods of ownership or occupancy, notwithstanding a subsequent sale or lease of the premises connected with said waterworks system. The charges or rates for water service are liens on the real estate on or for which service is supplied, when the charges or rates become delinquent pursuant to the regulations promulgated under Section 600.1-12 fixing such a delinquency date. (11-2-17)

600.1-11 All water bills shall be due and payable twenty-one (21) days after the billing date appearing on the face of the water bills, except where the twenty-first day falls upon the weekend or a legal holiday then the water bills shall be due and payable on the next business day of the Village. The Corporate Authorities of the Village may approve, by majority vote, to change the date on which all water bills become due and payable for a particular month. Any bill which is not paid on or before the twenty-first day after the billing date shall be increased in the amount of 10%, which penalty shall be added to the amount due for water upon the basis of the current rates. Failure of a customer to receive a bill for any month shall not constitute an excuse for failure to pay on or before the twenty-first day after the billing date. Upon the written request of a customer who has not had a late payment for the prior twenty-four (24) months, the Village President or the President's designee may waive the late payment penalty. Such waiver shall not be granted more than once in any twenty-four (24) month period and shall not be mandatory in any case. In the event of a disaster declaration by of the Village President, Sangamon County, Governor of Illinois, or President of the United States of America a moratorium on water shutoffs and waiving of penalty fees can be instituted by the Village President. Where such a moratorium and/or waiver is instituted, the Corporate Authorities may subsequently authorize payment arrangements with water customers affected by the disaster on terms provided that the terms for these arrangements are the same for all water customers impacted by the same declaration. No penalty shall be waived by any employee of the Water Department or by any officer or representative of the Village for any other circumstances other than those contained in this Section. No Village official or employee shall make any adjustment to the amount owed or usage on any water account

without approval, by majority vote, of the Corporate Authorities of the Village. (2-21-19, 5-21-2020)

- 600.1-12 All water customers who do not pay their water bill on or before the 17th day of the second succeeding month for which water is supplied, shall be deemed and are hereby declared to be delinquent, and in case of such delinquency, or for violation of any provision of this ordinance, it shall be the duty of the Trustee in charge to cause the shut off of the supply of water from such delinquent or violator and to keep the same shut off until such delinquent or violator complies with the provisions of this ordinance. Water service will not be shut off because of delinquent payment on Fridays, Saturdays or Sundays. Water service shall only be restored between 7:30 a.m. and 3:30 p.m., Mondays through Fridays, and only after payment of all delinquent charges, late payment fees and a \$50.00 reconnection fee. Once an employee of the Village has been dispatched for the purpose of shutting off the water supply, the reconnection fee of \$50.00 goes into effect against the delinquent or violator. (1-18-96, 9-19-02, 7-17-03, 9-18-03, 11-17-05)
- No person shall work on or tamper with a water supply line owned by the village or with a water meter without authorization. If there is any indication or evidence that a village water supply line or water meter has been worked on or tampered with, service shall be shut off and the meter shall be removed from the meter pit. A \$50.00 fee shall be paid before reinstallation of the meter, in addition to any bills or charges due for prior water service. (11-15-90, 9-19-02)
- 600.1-13 No person not duly authorized shall turn the water on at any fire hydrant or service cock, or use water there from when so turned on, under penalty of Two Hundred Dollars (\$200.00) for each offense, and the person so using or wasting water in such unlawful manner shall be liable to pay therefore at the regular water rates. (9-19-02)
- 600.1-14 No water meter shall be used by any customer unless and until such meter is sealed by a representative of the Water Department. After the meter is placed only members or employees of the Water Department shall be allowed to repair, remove, or in any manner interfere with the same. The user of any meter shall at all times be responsible for any damage done to such meter.
- 600.1-15 It shall be unlawful for any person to obtain, secure, take or receive, for himself or for any other person or for the purpose of wasting the same, any water being transported or distributed through, or located within, any water main, hydrant, service, pipe, water meter, faucet, or other appurtenance or appliance connected with the municipal water works system, except through any by means of an authorized water service connection with the municipal waterworks system, and after such water has passed through a meter installed by the Village and sealed by an employee of the Water Department. Any person who shall perform any act in violation of this section shall be liable for any actual damage done or caused to the waterworks system, or part thereof, and shall pay the Village for the water so used or wasted at the regular Village water rates. Such sums due the Village shall be determined by the Trustee in charge, and no person who shall be

responsible for the payment thereof and who shall fail to pay the same after such determination, shall be furnished or supplied water by the Water Department.

- 600.1-16 Whenever any meter cannot be read for any reason or by reason of its being out of repair, or for any cause fails to register the water passing through the same, the consumer shall be charged for the quantity shown for the corresponding time of the previous year. If no record of the previous year exists, then it shall be the duty of the Trustee in charge to estimate or determine so far as he can the amount of water consumed during the time such meter fails to operate, and the consumer shall pay the amount so estimated.
- 600.1-17 All service connections made or applied for hereunder, and all the water used hereunder shall be upon the express condition that the Village of Jerome shall not be liable, nor shall any claim be made against it for damages or injury caused by reason of the braking of any main, branches, service pipes, apparatus or appurtenances connected with the system or plant, or any part or portion of said plant, or for any interruption of the supply by reason of the breakage of machinery or by reason of stoppage, alterations, extensions, or renewals.
- 600.1-18 When the applicant has complied with all Village ordinances, a permit shall then be issued by the Trustee in charge authorizing the connection to be made and specifying the size thereof. A permit must be obtained for each connection, and such connection shall serve only a single building, residence, premises, or place.
- 600.1-19 Upon the issuance of a permit, the Village shall make and establish or install a tap and service connection and service assembly, including a service meter. The meter, which shall remain the property of the Village, shall not be installed for any premises until water service is to be furnished or about to be furnished, and when installed, shall be located at a point adjacent to, but outside the property line of the premises to be connected with the water works system. The charge for installation of a meter, in addition to all other charges, shall be \$100.00 for residences and \$200.00 for non-residences. (11-15-90, 2-6-20)
- 600.1-20 An applicant for a  $\frac{3}{4}$  inch tap and connection shall pay an advance deposit fee in the amount of \$300.00; an applicant for a 1 inch tap and connection shall pay an advance deposit fee in the amount of \$400.00; an applicant for a 1.5 inch tap and connection shall pay an advance deposit fee in the amount of \$700.00; and an applicant for a 2 inch tap and connection shall pay an advance deposit fee in the amount of current pricing. In addition to the advance deposit fees, all applicants shall pay such additional amounts for the water tap and connection ordered as the Village is required to pay the City of Springfield or any other party reasonably necessary for the installation of that water tap and connection. (11-17-88, 9-19-02, 2-6-20)
- 600.1-21 No person shall in any manner obstruct the access to any stopcock, hydrant, or valve, or any public faucet or opening for taking water in any street, alley, public ground, or place connected with or part of the water system or plant, nor place any lumber, brick, building material, or other article, or hindrance within twelve feet of the same, or so as to in any

manner hinder, delay, or obstruct any person lawfully attempting to use, repair, or maintain the same.

- 600.1-22 It shall be unlawful for any person in any manner to interfere with or obstruct the flow, retention, storage or authorized use of water in the water system or plant or to injure, deface, remove, or displace any water main, hydrant, service pipe, water meter, shutoff box, public fountain, valve, engine or building connected with the water system or plant, or to cause, suffer, or permit any of said things to be done.
- 600.1-23 No water main connected to the water system of the Village of Jerome shall be extended beyond the corporate limits of the Village without the prior approval of the President and Board of Trustees of the Village. No service tap from an existing water main or extension of water main connected to the water system of the Village shall be made outside the corporate limits of the Village without the prior approval of the President of the Board of Trustees of the Village.
- 600.1-24 Fire protection service connection. Where a service is connected to a premises for supplying water to a sprinkler or other system of protection against fire, a readiness-to-serve fee of \$5.56 per inch diameter of fire service per month shall be made. (9-7-17)
- 600.1-25 No person using an unmetered fire protection service connection shall tap the service pipe or system for any other purpose whatever, and the mere fact that a tap or connection has been made to the system shall be deemed a violation of this provision. (9-7-17)
- 600.1-26 Any person convicted of a violation of this ordinance shall be fined not more than \$500.00, and in addition such person shall be required to reimburse the Village for all costs and damages incurred by the Village. (3-27-75)
- 602.1 AN ORDINANCE REGULATING CONNECTIONS WITH THE PUBLIC WATER SUPPLY SYSTEM.**
- 602.1-1 All new plumbing systems and all additions, repairs, or modifications to existing plumbing systems in the Village of Jerome, Illinois, shall conform in all respects to the Illinois Plumbing Code, 77 ILL. Adm. Code 890 et seq.
- 602.1-2 No person or corporation shall make or maintain any connection whereby a private, auxiliary or emergency water supply, other than the regular public water supply, enters the supply or distribution system of the Village of Jerome, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by a licensed cross-connection control device inspector.
- 602.1-3 No person or corporation shall make or maintain a piping or plumbing system, which allows for backflow or backsiphonage of water or other matter into the public water supply of the Village of Jerome.

- 602.1-4 A cross-connection control and backflow protection survey of the water distribution system shall be conducted in 1989 and at least once every two years thereafter by the Village of Jerome or its authorized delegate. Such surveys shall be conducted by telephone, mail, or on-site visit, but piping or plumbing systems within a structure may only be visually inspected with the prior oral or written consent of the owner or lessee.
- 602.1-5 Any person or corporation who makes or maintains a cross-connection or allows back-flow or backsiphonage, in violation of this ordinance, shall be punished by a fine not to exceed \$500.00 per day for each day upon which such violation occurs. In addition, the owner and lessee of any private piping or plumbing system which causes contamination of the public water supply of the Village of Jerome through cross-connection or backsiphonage, shall be jointly and severally liable for all civil damages stemming therefrom, including consequential damages. (1-5-89)

## CHAPTER SEVEN

### Subject Codes 700 to 702--Occupations Taxes

#### Topic Code 700 -- Municipal Retailers' Occupation Tax

700.3 Providing for a Municipal Retailers' Occupation Tax

701.1 Repealed (10-3-02)

#### Topic Code 702--Municipal Service Occupation Tax

702.3 Providing for a Municipal Service Occupation Tax

703.0 Municipal Cannabis Retailers' Occupation Tax

#### **700.3 AN ORDINANCE PROVIDING FOR A MUNICIPAL RETAILERS' OCCUPATION TAX**

700.3-1 A tax is hereby imposed upon all persons engaged in the business of selling tangible personal property at retail in this village at the rate of one percent of the gross receipts from such sales made in the course of such business while this ordinance is in effect, in accordance with the provisions of Section 8-11-1 of the Illinois Municipal Code.

700.3-2 Every such person engaged in such business in the village shall file on or before the last day of each calendar month, the report to the State Department of Revenue required by Section Three of "An Act in Relation to a Tax upon Persons Engaged in the Business of Selling Tangible Personal Property" approved June 28, 1933, as amended. (10-3-02)

700.3-3 At the time such report is filed, there shall be paid to the State Department of Revenue the amount of tax hereby imposed on account of the receipts from sales of tangible Personal Property during the preceding month.

700.3-4 The village clerk is hereby directed to transmit to the State Department of Revenue a certified copy of this ordinance not later than five days after the effective date of this ordinance.

700.3-5 This ordinance shall be published within ten days of its enactment as provided in Section 1-2-4 of the Illinois Municipal Code and shall be effective from and after the first day of October, 1969.

700.3-6 Ordinance No. 700.2 entitled "Municipal Retailers' Occupation Tax" passed July 20, 1967, is hereby repealed. (9-4-69, 10-1-69)

701.1 – 701.1-5 Repealed (10-3-02)

**702.3            AN ORDINANCE PROVIDING FOR A MUNICIPAL SERVICE OCCUPATION TAX**

- 702.3-1            A tax is hereby imposed upon all persons engaged in this municipality in the business of making sales of service at the rate of one per-cent of the cost price of all tangible personal property transferred by said servicemen either in the form of tangible personal property or in the form of real estate as an incident to a sale of service, in accordance with the provisions of Section 8-11-5 of the Illinois Municipal Code.
- 702.3-2            Every supplier or serviceman required to account for Municipal Service Occupation Tax for the benefit of this municipality shall file on or before the last day of each calendar month, the report to the State Department of Revenue required by Section Nine of the "Service Occupation Tax Act," approved July 10, 1961, as amended.
- 702.3-3            At the time such report is filed, there shall be paid to the State Department of Revenue the amount of tax hereby imposed.
- 702.3-4            The Village Clerk is hereby directed to transmit to the State Department of Revenue a certified copy of this ordinance not later than five days after the effective date of this ordinance.
- 702.3-5            This ordinance shall be published within ten days of its enactment as provided in Section 1-2-4 of the Illinois Municipal Code and shall be effective from and after the first day of October, 1969.
- 702.3-6            Ordinance No. 702.1 entitled "Municipal Service Occupation Tax" passed July 20, 1967, is hereby repealed effective October 1, 1969. (9-4-69)

**703.0            MUNICIPAL CANNABIS RETAILERS' OCCUPATION TAX**

- 703.1            Municipal Retailers' Occupation Tax Imposed; Rate. A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the Village at the rate of two and seventy-five hundredths percent (2.75%) of the gross receipts from these sales made in the course of that business. The imposition of this tax is in accordance with the provisions of Sections 8-11-22, of the Illinois Municipal Code (65 ILCS 5/8-11-22).
- 703.2            Collection of tax by retailers. The tax imposed by this Article shall be remitted by such retailer to the Department. Any tax required to be collected pursuant to or as authorized by this Article and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the State. Retailers may reimburse themselves for their seller's tax liability hereunder by separately stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

- 703.3 The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Department. The Department shall have full power to administer and enforce the provisions of this article.
- 703.4 For the purposes of this Article, "Department" shall mean the Illinois Department of Revenue. (9/19/19)

## CHAPTER EIGHT

### Subject Codes 800 to 803--Traffic

#### Topic Code 800--Speed Restrictions

- 800.1 Providing for Speed Restriction of Motor Vehicles and Enforcement

#### Topic Code 801--Stop Sign Ordinances

- 801.1 Providing for the Designation of Certain Intersections Where Traffic Stop Signs Shall be Erected and Providing a Penalty for Failure to Comply
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- 801.6 An Amendment to the Above

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- 803.3 An Ordinance Regulating the Keeping of Commercial Vehicles, Motorhomes, Trailers, Boats and Other Recreational or Utility Vehicles.

#### Topic Code 804--Removal, Abandoned Motor Vehicles

- 804.1 An Ordinance Providing for the Removal of Abandoned Motor Vehicles or Inoperable Motor Vehicles

#### Topic Code 805 – Weight Restrictions of Motor Vehicles

- 805.1 An Ordinance Providing for Weight Restrictions of Motor Vehicles and for the Enforcement

**800.1            AN ORDINANCE PROVIDING FOR SPEED RESTRICTION OF MOTOR VEHICLES IN THE VILLAGE OF JEROME, ILLINOIS AND FOR THE ENFORCEMENT THEREOF**

- 800.1-1            Whenever the term MOTOR VEHICLE is used in this ordinance it shall be construed to mean and include all motor driven vehicles of every kind by which any person or property is or may be transported or drawn upon a highway or road.
- 800.1-2a            No person shall drive any motor vehicle upon any street or public highway at a speed greater than is reasonable and proper having regard to the traffic and the use of the way or so as to endanger the life or limb or injure the property of any person. If the rate of speed of any motor vehicle upon any public highway or road in the village exceeds the rate of 25 miles per hour such rate of speed shall be prima facie evidence that the person operating such motor vehicle is running at a rate of speed greater than is reasonable and proper having regard to the traffic and use of the way or so as to endanger life or limb or injure the property of any person.
- 800.1-2b            The fact that the speed of a motor vehicle is lower than the foregoing prima facie limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around a curve, when approaching a hill crest, when traveling upon a narrow or winding roadway, or when special hazards exist with respect to pedestrians or other traffic or by reason of weather or highway conditions, and speed shall be decreased as may be necessary to avoid colliding with any person or motor vehicle, or on entering the highway in compliance with legal requirements and the duty of all persons to use due care.
- 800.1-3            Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00) for each offense; and a separate offense shall be deemed committed on each and every day during or on which a violation occurs or continues. (3-6-47)

**801.1            AN ORDINANCE PROVIDING FOR THE DESIGNATION OF CERTAIN INTERSECTIONS WHERE TRAFFIC STOP SIGNS SHALL BE ERECTED AND PROVIDING A PENALTY FOR FAILURE TO COMPLY**

- 801.1-1            Traffic stop signs shall be erected at the following intersections and places within the Village of Jerome:
- 801.1-1a            At the southwest and northeast corners of Leonard Street and Jerome Avenue so that east and west traffic on Jerome Avenue shall stop before entering Leonard Street
- 801.1-1b            At the southwest and northeast corners of Leonard Street and Vernon Avenue so that east and west traffic on Vernon Avenue shall stop before entering Leonard Street

- 801.1-1c Traffic stop signs shall be erected at all four corners of Leonard Street and Homewood Avenue so that it becomes a four-way stop intersection. (2-21-19)
- 801.1-1d At the southwest and northeast corners of Leonard Street and Glenn Avenue so that east and west traffic on Glenn Avenue shall stop before entering Leonard Street
- 801.1-1e Traffic stop signs shall be erected at all four corners of the intersection of Leonard Street and Reed Avenue so that it becomes a four-way stop intersection.
- 801.1-1f Traffic stop signs shall be erected at all four corners of the intersection of Reed Avenue Reed Court and Fillmore Street so that it becomes a four-way stop intersection
- 801.1-1g Traffic stop signs shall be erected on the east side of Fillmore Street at each location where West Grand Court, Barbara Court and Homewood Court connects with said Fillmore Street so that all motor vehicle traffic entering Fillmore Street from all of said courts must stop before entering said Fillmore Street
- 801.1-1h At the southwest and northeast corners of Corbin Street and Jerome Avenue so that east and west traffic on Jerome Avenue shall stop before entering Corbin Street. (4-1-54)
- 801.1-1i At the southwest and northeast corners of Vernon Avenue and Corbin Street so that east and west traffic on Vernon Avenue shall stop before entering Corbin Street. (4-1-54)
- 801.1-1j At the southeast corner of Reed Avenue and Corbin Street so that northbound traffic on Corbin Street shall stop before entering Reed Avenue. (4-1-54)
- 801.1-1k At the southeast corner of Iles Avenue and Fillmore Street so that northbound traffic on Fillmore Street shall stop before entering Iles Avenue. (4-1-54)
- 801.1-1l At the northeast and southwest corners of Iles Avenue and Leonard Street so that east and west traffic on Iles Avenue shall stop before entering Leonard Street. At the southeast corners of Iles Avenue and Leonard Street so that north traffic on Leonard Street shall stop before entering Iles Avenue. (4-1-54, 2-21-19)
- 801.1-1m At the southwest and northeast corners of Glenn Avenue and Fillmore Avenue so that east and west traffic on Glenn Avenue shall stop before entering Fillmore Avenue. (12-5-57)
- 801.1-1n At the northwest and southeast corners of Glenn Avenue and Fillmore Avenue so that north and south traffic on Fillmore Avenue shall stop before entering Glenn Avenue. (12-5-57)
- 801.1-1o At the northeast corner of the intersection of Fillmore Avenue and the first drive south of Calland Avenue so that westbound traffic on said drive shall stop before entering Fillmore Avenue. (4-7-61)

- 801.1-1p At the Southwest corner of the intersection of Calland Avenue and Park Avenue so that traffic proceeding East on Calland Avenue shall stop before entering Park Avenue. (5-18-61)
- 801.1-1q At the Northeast corner of the intersection of Calland Avenue and Fillmore Street so that traffic proceeding West on Calland Avenue shall stop before entering Fillmore Avenue. (5-18-61)
- 801.1-1r At the Northeast corner of the intersection of Jerome Avenue and Old Chatham Road so that traffic proceeding West on Jerome Avenue shall stop before entering Old Chatham Road. (5-18-61)
- 801.1-1s At the Northeast corner of the intersection of Vernon Avenue and Old Chatham Road so that traffic proceeding West on Vernon Avenue shall stop before entering Old Chatham Road. (5-18-61)
- 801.1-1t At the Northeast corner of the intersection of Reed Avenue and Old Chatham Road so that traffic proceeding West on Reed Avenue shall stop before entering Old Chatham Road. (5-18-61)
- 801.1-1u At the Northeast corner of Reed Avenue and Corbin Avenue so that traffic proceeding West on Reed Avenue shall stop before entering the intersection of Reed Avenue and Corbin Avenue. (7-20-61)
- 801.1-1v At the Southwest corner of Reed Avenue and Corbin Avenue so that traffic proceeding East on Reed Avenue shall stop before entering the intersection of Reed Avenue and Corbin Avenue. (7-20-61)
- 801.1-1w At the northwest corner of the intersections of Jerome Avenue and Fillmore so that traffic proceeding south on Fillmore Avenue shall stop before entering said intersection. (11-15-98)
- 801.1-1x At all corners of the intersection of Maple Avenue and Park Avenue so that traffic proceeding in all directions shall stop before entering said intersection. (11-15-98)
- 801.1-1y At all corners of the intersection of Iles Avenue and Park Avenue so that traffic proceeding in all directions shall stop before entering said intersection. (11-15-98)
- 801.1-1z At the northeast corners of Iles Avenue and Chatham Road so that west traffic on Iles Avenue shall stop before entering Chatham Road. (2-21-19)
- 801.1-1aa At the southeast corners of Iles Avenue and Welch Avenue so that north traffic on Welch Avenue shall stop before entering Iles Avenue.
- 801.1-1bb At the northeast and southwest corners of Iles Avenue and Fillmore Street so that east and west traffic on Iles Avenue shall stop before entering Fillmore Street.

- 801.1-1cc At the southeast corners of Iles Avenue and Owens Lane so that north traffic on Owens Lane shall stop before entering Iles Avenue.
- 801.1-1dd At the southeast corners of Iles Avenue and Lincoln Avenue so that north traffic on Lincoln Avenue shall stop before entering Iles Avenue.
- 801.1-1ee At the northeast corners of Glenn Avenue and Welch Avenue so that west traffic on Glenn Avenue shall stop before entering Welch Avenue.
- 801.1-1ff At the northwest corners of Glenn Avenue and Owens Lane so that south traffic on Owens Lane shall stop before entering Glenn Avenue.
- 801.1-1gg At the southwest corners of Glenn Avenue and Park Avenue so that east traffic on Glenn Avenue shall stop before entering Park Avenue.
- 801.1-1hh At the northeast corners of Homewood Avenue and Welch Avenue so that west traffic on Homewood Avenue shall stop before entering Welch Avenue.
- 801.1-1ii At the southwest corners of Homewood Avenue and Fillmore Street so that east traffic on Homewood Avenue shall stop before entering Fillmore Street.
- 801.1-1jj At the northeast corners of Alberta Lane and Fillmore Street so that west traffic on Alberta Lane shall stop before entering Fillmore Street.
- 801.1-1kk At the southwest corners of Alberta Lane and Park Avenue so that east traffic on Alberta Lane shall stop before entering Park Avenue.
- 801.1-1ll At the southwest corners of Vernon Avenue and Fillmore Street so that east traffic on Vernon Avenue shall stop before entering Fillmore Street.
- 801.1-1mm At the northwest corners of Maple Avenue and Lincoln Avenue so that south traffic on Lincoln Avenue shall stop before entering Maple Avenue.
- 801.1-1nn At the southeast corners of Maple Avenue and Douglas Avenue so that north traffic on Douglas Avenue shall stop before entering Maple Avenue.
- 801.1-1oo At the northwest corners of western intersection of Maple Avenue and Evergreen Court so that south traffic on Evergreen Court shall stop before entering Maple Avenue.
- 801.1-1pp At the northwest corners of eastern intersection of Maple Avenue and Evergreen Court so that south traffic on Evergreen Court shall stop before entering Maple Avenue.
- 801.1-1qq At the southwest corners of Maple Avenue and MacArthur Blvd. so that east traffic on Maple Avenue shall stop before entering MacArthur Blvd.

- 801.1-1rr At the northeast corners of Urban Avenue and Park Avenue so that west traffic on Urban Avenue shall stop before entering Park Avenue.
- 801.1-1ss At the southeast corners of Urban Avenue and Lincoln Avenue so that north traffic on Lincoln Avenue shall stop before entering Urban Avenue.
- 801.1-1tt At the southeast corners of Urban Avenue and Thayer Avenue so that north traffic on Thayer Avenue shall stop before entering Urban Avenue.
- 801.1-1uu At the northwest corners of Urban Avenue and Douglas Avenue so that south traffic on Douglas Avenue shall stop before entering Urban Avenue.
- 801.1-1vv At the northwest corners of Wabash Avenue and Corbin Street so that south traffic on Corbin Street shall stop before entering Wabash Avenue.
- 801.1-1ww At the northwest corners of Wabash Avenue and Fillmore Street so that south traffic on Fillmore Street shall stop before entering Wabash Avenue.
- 801.1-1xx At the northwest corners of Wabash Avenue and Lincoln Street so that south traffic on Lincoln Street shall stop before entering Wabash Avenue.
- 801.1-1yy At the northwest corners of Wabash Avenue and Thayer Street so that south traffic on Thayer Street shall stop before entering Wabash Avenue.
- 801.1-1zz At the northeast corner of Wabash Frontage Road and Thayer Street so that west traffic on Wabash Frontage Road shall stop before entering Thayer Street.
- 801.1-2 It shall be unlawful for any person driving a motor vehicle to enter any street where a stop sign has been erected requiring a stop without bringing such motor vehicle to a full and complete stop before entering said street.
- 801.1-3 For the purpose of this ordinance the term "Motor Vehicle" shall mean and include every self-propelled device, in, upon, or by which any person or property is or may be transported or drawn upon a public highway.

**802.1 AN ORDINANCE REGULATING TRAFFIC ON THE STREETS OF THE VILLAGE OF JEROME, ILLINOIS**

802.1-1Definitions. For the purpose of this ordinance, the following words shall have the meanings ascribed to them as following:

DRAG RACING means the act of two or more individuals competing or racing on any street or highway in this city in a situation in which one of the motor vehicles is beside or to the rear of a motor vehicle operated by a competing driver and the one driver attempts to prevent the competing driver from passing or

overtaking him, either by acceleration or maneuver, or one or more individuals competing in a race against time on any highway in this Village.

HIGHWAY means any street, alley, or public way within the village.

NEIGHBORHOOD VEHICLE means a self-propelled, electric-powered, four-wheeled motor vehicle (or a self-propelled, gasoline-powered, four-wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters) that is capable of attaining in one mile a speed of more than 20 miles per hour, but not more than 25 miles per hour, and which conforms to federal regulations under Title 49 C.F.R. Part 571.500. (9-17-09)

- 802.1-2 No vehicle or equipment mounted on steel crawler tracks shall be operated on the highway of the Village of Jerome, Illinois. (9-17-09)
- 802.1-3 In unloading or loading vehicles or equipment mounted on steel crawler tracks from trucks or trailers used to carry such vehicle or equipment to the place of operation, such vehicle or equipment may travel from such truck or trailer to the place of operation on the highways of the Village of Jerome, Illinois, but in no event shall the distance traveled over the village highways exceed seventy-five feet. (9-17-09)
- 802.1-4 Prohibited vehicles. All motorized vehicles operated on the Village highways shall be registered and titled with the State of Illinois, in compliance with the Illinois Vehicle Code. Therefore, all vehicles that are not registered and titled are prohibited from operating on Village highways, including but not limited to: golf carts, go-karts, four wheelers, all-terrain vehicles, off-road bikes, snow-mobiles, off-road vehicles, neighborhood vehicles, etc. All vehicles shall at all times of operation be capable of performing in accordance with the standards fixed by the Motor Vehicle Laws of the State of Illinois and by ordinances of the Village. This prohibition excludes lawnmowers, bicycles, motorized wheelchairs, roller skates, skateboards, sleds, other human powered devices, motorcycles, motor-driven cycles, motorized pedal cycles, emergency vehicles, and vehicles and equipment used for the purpose of construction, lawn, highway, or property maintenance. (9-17-09)
- 802.1-5 Drag Racing. Any person who, as an operator of a motor vehicle is convicted of being a participant in drag racing shall be fined not less than \$250 nor more than \$1,000 and the driver's license of that person shall be revoked in the manner provided by the Illinois Vehicle Code. (9-17-09)
- 802.1-6 Vehicles not to be driven on sidewalks or safety zones. No driver of a vehicle shall drive within any sidewalk area except at a permanent or temporary driveway, not at any time into or upon any portion of highway marked as a safety zone. (9-17-09)
- 802.1-7 Dropping glass or other materials on highways.

- (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, mud, dirt, or any other substance likely to injure any person, animal or vehicle upon such highway.
- (b) Any person who drops or permits to be dropped or thrown, upon any highway any destructive, dangerous, hazardous, or injurious material shall immediately remove the material or cause it to be removed.
- (c) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance deposited upon the highway by or from the vehicle.
- (d) No vehicle shall be so loaded that any part of its load spills, drips, or drops on any highway in the Village.
- (e) Any person who drops, throws, or leaves or permits to be dropped, thrown, or left any material upon a highway and who fails to remove the material promptly shall reimburse the Village for all costs incurred in the removal by the Village. (9-17-09)

802.1-8 Riding on running boards. No person shall ride or a driver permit any person to ride upon the fenders, running board, step, or other outside part of any vehicle, unless that part has a seat or other similar equipment specifically provided for riding thereupon or is an authorized emergency vehicle or is a vehicle used in a permitted parade, motorcade or other lawful assembly. (9-17-09)

802.1-9 Clinging to vehicles.

- (a) No person riding upon any bicycle, roller skates, skateboard, sled or other human powered device or motorcycle, motor driven cycle, or motorized pedal cycle, or any other toy vehicle shall attach the same or himself to any vehicle operating upon highways within the Village.
- (b) The driver of any vehicle to which a person has attached himself or is clinging to is required to stop at the first possible opportunity without endangering the person clinging or attached or other vehicles or property. (9-17-09)

802.1-10 Pushing of vehicles. No driver shall use a vehicle to push any other vehicle upon a Village highway, except in an emergency, and then the vehicle shall not be pushed farther than is reasonably necessary to remove it from the traveled portion of the highway or from the immediate hazard that exists. (9-17-09)

802.1-11 Penalty for violations. Any person who violates this ordinance shall be punished by a fine of no less than \$150.00 and no more than \$500.00 for each violation, unless otherwise state in this Ordinance. Each day upon which a violation occurs or continues shall be viewed as a separate violation. (9-17-09)

802.2 Administrative towing fee. If an individual tried for a violation of a state or federal law resulting in a motor vehicle's impoundment receives a judgment of "not guilty" in a court of competent jurisdiction, said administrative fee shall be refunded to the owner of record. A disposition of court supervision is not a judgment of "not guilty."

Unless stayed by a court of competent jurisdiction, any fine, penalty, or administrative fee imposed under this Section which remains unpaid in whole or in part after the expiration of the deadline for seeking judicial review under the Administrative Review Law may be enforced in the same manner as a judgment entered by a court of competent jurisdiction.

802.3 Vehicles subject to seizure and impoundment. A vehicle may be seized and impounded by the Village when an arrest of a person is made by a member of the Police Department and the motor vehicle was used at the time of the arrest for the commission of any of the following violations or offenses:

- (a) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense for which a motor vehicle may be seized and forfeited pursuant to Section 36-1 of the Criminal Code of 2012; or
- (b) Driving under the influence of alcohol, another drug or drugs, an intoxicating compound or compounds, or any combination thereof, in violation of Section 11-501 of the Illinois Vehicle Code ; or
- (c) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, a felony or in violation of the Cannabis Control Act; or
- (d) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of the Illinois Controlled Substances Act; or
- (e) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Section 24-1, 24-1.5, or 24-3.1 of the Criminal Code of 1961 or the Criminal Code of 2012; or
- (f) Driving while a driver's license, permit, or privilege to operate a motor vehicle is suspended or revoked pursuant to Section 6-303 of the Illinois Vehicle Code; except that vehicles shall not be subjected to seizure or impoundment if the suspension is for an unpaid citation (parking or moving) or due to failure to comply with emission testing; or
- (g) Operation or use of a motor vehicle while soliciting, possessing, or attempting to solicit or possess cannabis or a controlled substance, as defined by the Cannabis Control Act or the Illinois Controlled Substances Act; or
- (h) Operation or use of a motor vehicle with an expired driver's license, in violation of Section 6-101 of the Illinois Vehicle Code, if the period of expiration is greater than one year; or
- (i) Operation or use of a motor vehicle without ever having been issued a driver's license or permit, in violation of Section 6-101 of the Illinois Vehicle Code, or operating a motor vehicle without ever having been issued a driver's license or permit due to a person's age; or
- (j) Operation or use of a motor vehicle by a person against whom a warrant has been issued by a circuit clerk in Illinois for failing to answer charges that the driver

- violated Section 6-101, 6-303, or 11-501 of the Illinois Vehicle Code; or
- (k) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Article 16 or 16A of the Criminal Code of 1961 or the Criminal Code of 2012; or
- (l) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, any other misdemeanor or felony offense in violation of the Criminal Code of 1961 or the Criminal Code of 2012; or
- (m) Operation or use of a motor vehicle in violation of Section 11-503 of the Illinois Vehicle Code:
  - (1) while the vehicle is part of a funeral procession; or
  - (2) in a manner that interferes with a funeral procession.

802.4 Towing and storage fees. When a vehicle has been seized and/or impounded pursuant to the preceding section or any other law or statute, the owner thereof or the agent of the owner shall be liable to and shall pay and reimburse the Village or other person who shall have towed said vehicle for the reasonable fees for such towing, and shall be liable to and pay and reimburse the Village or other person for all storage fees for the period of time that said vehicle remains in storage following the seizure and impoundment.

802.5 Procedure for seizure and impoundment of vehicles. Whenever a Village police officer has cause to believe that a motor vehicle is subject to impoundment pursuant to section 802.3, the officer may provide for the towing of the motor vehicle to a facility authorized by the Village.

Vehicles not retrieved from the towing facility or storage facility within 35 days after the administrative hearing officer issues a written decision, as provided in section 802.7, shall be deemed abandoned and disposed of in accordance with the provisions of Article II of Chapter 4 of the Illinois Vehicle Code, or as elsewhere provided for in the Village of Jerome Code of Ordinances.

802.6 Notice and opportunity for hearing.

- (a) At the time the vehicle is towed, the municipality shall notify or make a reasonable attempt to notify the owner, lessee, or person identifying himself of herself as the owner or lessee of the vehicle, or any person who is found to be in control of the vehicle at the time of the alleged offense, of the following:
  - (1) The fact of the seizure and of the right of the vehicle owner or the lessee to an administrative hearing, and
  - (2) That the seized motor vehicle will remain impounded pending the completion of an administrative hearing, unless the owner or lessee of the vehicle, or a lienholder, posts with the Village a bond equal to the

administrative fee as set forth in this article and pays all towing and storage charges.

- (b) The registered owner or lessee of the vehicle and any lienholder of record shall also be provided with a written notice of administrative hearing. The notice shall:
  - (1) Be served upon the owner, lessee, and any lienholder of record either by personal service or by first class mail to the interested party's address as registered with the Secretary of State;
  - (2) Be served upon such interested parties within ten (10) days after impoundment of a vehicle by the Village; and
  - (3) Contain a date, time and location of the administrative hearing
- (c) An initial hearing shall be scheduled and convened no later than 45 days after the date of the mailing of the notice of hearing.

802.7

Administrative hearings for impoundment and release of vehicles. In addition to the requirements for administrative hearings contained in subdivision (b)(4) of Section 11-208.3 of the Illinois Vehicle Code relating to administrative hearings, the following are required:

- (a) Administrative hearings shall be conducted by a hearing officer who is an attorney licensed to practice law in this state for a minimum of 3 years;
- (b) At the conclusion of the administrative hearing, the hearing officer shall issue a written decision either sustaining or overruling the vehicle impoundment;
- (c) If the basis for the vehicle impoundment is sustained by the administrative hearing officer, any administrative fee posted to secure the release of the vehicle shall be forfeited to the municipality;
- (d) All final decisions of the administrative hearing officer shall be subject to review under the provisions of the Administrative Review Law; and
- (e) Unless the administrative hearing officer overturns the basis for the vehicle impoundment no vehicle shall be released to the owner, lessee, or lienholder of record until all administrative fees and towing and storage charges are paid.

The owner of record of a motor vehicle impounded by the Village of Jerome Police Department pursuant to any state or federal law shall be liable to the Village of Jerome for such administrative tow fees as provided herein.

Any motor vehicle seized by the Village of Jerome Police Department pursuant to any State or Federal law shall not be released to the owner of record, or the owner's authorized agent, without an administrative towing fee of \$250.00 being paid to the Village of Jerome. Said administrative fee is in addition to all applicable towing and storage fees.

If an individual tried for a violation of a state or federal law resulting in a motor vehicle's impoundment receives a judgment of "not guilty" in a court of competent jurisdiction, said administrative fee shall be refunded to the owner of record. A disposition of court supervision is not a judgment of "not guilty." (2-16-12, 6-19-14)

**803.1            AN ORDINANCE PROHIBITING PARKING OF MOTOR VEHICLES ON CERTAIN VILLAGE STREETS.**

- 803.1-1            That the parking of motor vehicles upon and along Wabash Avenue be, and the same is hereby prohibited.
- 803.1-2            Parking of motor vehicles upon and along Homewood Court, Barbara Court, Reed Court, Scott Court, West Grand Court and the west side of South Lincoln Avenue between West Iles Avenue and West Maple Avenue South is prohibited during any period where snow has accumulated on the roadway or where the President of the Village of Jerome has declared an emergency necessitating the temporary prohibition of parking on said Streets. If any vehicle is parked, abandoned, or left standing in violation of the terms of this section, the same shall be considered a hazard and may be impounded and issued a citation. The owners of vehicles parked in violation of a snow emergency declaration shall be responsible for all towing and storage charges and administrative fees without regard to whether or not actual notice of any declaration, where applicable, was received by the owner. (5-1-03, 2-7-19)

**803.2            AN ORDINANCE REGULATING PARKING OF MOTOR VEHICLES.**

- 803.2-1            It shall be unlawful to permit any motor vehicle to park or stand at any time in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a policeman or traffic control device: (7-20-06)
- 803.2-1a           In any intersection.
- 803.2-1b           In a crosswalk.
- 803.2-1c           Within thirty feet of a traffic signal or sign on the approaching side.
- 803.2-1d           Within twenty feet of any intersection or crosswalk.
- 803.2-1e           Within fifteen of a fire hydrant.
- 803.2-1f           At any place where the vehicle would block the use of the driveway.
- 803.2-1g           On any sidewalk or parkway.
- 803.2-1h           At any place where official signs prohibit parking.
- 803.2-1i           At any place where the vehicle would block a lane of traffic in a manner that impedes the free flow of traffic on the roadway. (7-20-06)
- 803.2-2            Either or both sides, or any portion of either side of any street may be designated as a restricted parking district, and any such restrictions shall be effective for such time as

may be designated by appropriate signs designating the effective time of day of such parking restriction, as well as the duration of time that parking is allowed. Such designation shall be evidenced by signs or legends or notices on or near the parking of the streets or portions thereof where restriction is to be effective.

- 803.2-3 No vehicle shall be parked for any period of time in excess of the time posted on the officially erected sign or legend or notice effective for the parking space for which it is erected during the effective time thereof.
- 803.2-4 The police department is hereby authorized to remove and tow away or have removed and towed away by commercial towing service, any motor vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant, obstructs the movement of any emergency vehicle or which has been parked in violation of any provisions of this ordinance.
- 803.2-5 The driver of a motor vehicle shall not park such vehicle in a roadway other than parallel with the street or curb and headed in the direction of traffic, with the curbside wheels of the vehicle within six inches of the edge of the roadway; provided, that upon streets which have been marked for diagonal or angle parking, vehicles shall be parked at the angle indicated by such marks or signs.
- 803.2-6 It shall be unlawful to park any motor vehicle upon any street for the purpose of displaying it for sale, or to park any vehicle upon any street from which vehicle merchandise is peddled.
- 803.2-7 The parking of motor vehicles may be prohibited at all times, or between certain hours, on any street or portion of street when such parking may impede the free flow of traffic on such street or create a hazardous condition. Appropriate signs shall be erected and maintained giving notice of such parking prohibition. No person shall park a vehicle during the time prohibited at places so indicated by official.

**803.3 AN ORDINANCE REGULATING THE KEEPING OF COMMERCIAL VEHICLES, MOTORHOMES, TRAILERS, BOATS AND OTHER RECREATIONAL OR UTILITY VEHICLES.**

803.3-1 Definitions

For purposes of this ordinance, the following definitions shall apply:

- 803.3-1a AIRCRAFT Any contrivance now known, or hereafter invented, used or designed for navigation of or flight in the air.
- 803.3-1b BOAT Any watercraft, capable of being used as a means of human transportation on water, but not including intertubes, air mattresses or similar devices.

- 803.3-1c **CAMPING TRAILER** A trailer, not used commercially, constructed with partial side walls which fold for towing and unfold to provide temporary living quarters for recreational camping or travel use and of a size or weight not requiring an overdimension permit when towed upon an Illinois highway.
- 803.3-1d **COMMERCIAL VEHICLE** Any vehicle, trailer, or other unit defined in this ordinance, which is used for hire, or with the motive or intent to generate profit or income, or which actually generates profit or income. Any vehicle, trailer or other unit defined in this ordinance, which bears any advertisement or lettering which is more than the make or model name of such unit, or the name and location of the dealer, shall be presumed to be a commercial vehicle. Semi-trailer cabs and semi trailers shall also be presumed to be commercial vehicles. (5-16-02)
- 803.3-1e **HOUSE TRAILER** A trailer or semi trailer, not used commercially, equipped and used for living quarters or for human habitation temporarily or permanently rather than for the transportation of freight, goods, wares and merchandise.
- 803.3-1f **MOTOR HOME** A self-contained motor vehicle, not used commercially, designed or permanently converted to provide living quarters for recreational, camping or travel use, with direct walk through access to the living quarters from the driver's seat. Such vehicles must include at least four of the following:
- a) a cooking facility with an on-board fuel source.
  - b) a gas or electric refrigerator,
  - c) a toilet with exterior evacuation,
  - d) a heating or air conditioning system with an on-board power or fuel source separate from the vehicle engine,
  - e) a potable water supply system that includes at least a sink, a faucet, and a water tank with an exterior service supply connection,
  - f) a 110-125 volt electric power supply.
- The term "motor home" shall also include mini motor homes and van campers. (5-16-02)
- 803.3-1g **MOTOR VEHICLE** Motor vehicle as defined in Section 1-146 of the Illinois Vehicle Code (625 ILCS 5/1-146). (5-16-02)
- 803.3-1h **NON-COMMERCIAL VEHICLE** Any vehicle, trailer, or other unit defined in this Ordinance not meeting the definition provided for in Section 803.3-1d, "Commercial Vehicle".(5-16-02, 3-20-03)
- 803.3-1i **RECREATIONAL VEHICLE** Every camping trailer, motor home, mini motor home, travel trailer, truck camper or van camper used primarily for recreational purposes and not used commercially. (5-16-02)

- 803.3-1j SEMI TRAILER A vehicle without motive power not used commercially designed to be drawn by a vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle. (5-16-02)
- 803.3-1k SEMI TRAILER CAB A vehicle not used commercially designed and used for drawing a semi-trailer. (5-16-02)
- 803.3-1l TRAILER Every vehicle without motive power in operation, not used commercially designed for carrying boats, motorcycles, animals, fowl, freight, goods, wares or other personal property. The term “trailer” shall also include boat trailers, horse trailers, and utility trailers. (5-16-02)
- 803.3-1m TRAVEL TRAILER A trailer, not used commercially, designed to provide living quarters for recreational, camping or travel use, and of a size or weight not requiring an over dimension permit when towed on an Illinois highway.
- 803.3-1n TRUCK CAMPER A truck, not used commercially, when equipped with a portable unit designed to be loaded onto the bed which is designed or permanently converted to provide temporary living quarters for recreational, travel or camping use, or such portable unit alone.
- 803.3-1o VEHICLE Any unit defined in this ordinance.
- 803.3-1p YARD TRACTOR A vehicle not used commercially designed primarily to provide motive power for yard and landscaping work. (5-16-02)
- 803.3-2 Parking of commercial vehicles. No person shall keep, store or park a commercial vehicle within those parts of the village not zoned for commercial use, unless such commercial vehicle is temporarily removed from the village on at least four days out of every consecutive seven days. No person shall keep, store or park a semi trailer cab or semi trailer within those parts of the village not zoned for commercial use.
- 803.3-3 Reserved. (5-1-03)
- 803.3-4 Parking vehicles in front, side or rear yards. Except for the temporary purpose of loading, unloading, testing or servicing a vehicle in conformity with Section 803.3-7 and within those parts of the village zoned for residential use, no person shall keep, store or park any vehicle, trailer or other unit on any front, side or rear yard other than on a driveway. No vehicle, trailer or other unit shall be kept, stored or parked in such a manner as to extend over a public sidewalk or public right-of-way. No person shall keep, store or park any aircraft, boat, camping trailer, motor home, recreational vehicle, travel trailer, truck camper, or yard tractor in the area between the front load-bearing wall of a residence and the front lot line of the property. No person shall keep, store or park any aircraft, boat, camping trailer, motor home, recreational vehicle, travel trailer, truck camper, or yard tractor any closer than 3 feet from a side or rear lot line.

(5-1-03, 1-5-04)

- 803.3-5 Inside storage. Notwithstanding the requirements of Sections Two, Three and Four of this ordinance, a person may keep, store or park any commercial vehicle or non-commercial vehicle inside a fully enclosed building or structure, so long as that building or structure otherwise complies with the zoning requirements for the zoning district in which it stands.
- 803.3-6 Limitations on use. No person shall use any commercial vehicle or non-commercial vehicle as sleeping or living quarters, even on a temporary basis, except with a permit issued by the village police department. Before issuing a permit, the village police department shall receive an application, showing the name(s) of the persons the permanent address(es) of such person(s), the side or location of the intended use, and the duration of the use, which shall not exceed 72 hours. Also before issuing a permit, the village police department shall investigate the site to determine whether the intended use will interfere with access by Fire trucks, ambulances or other emergency vehicles. No more than 9 permits may be issued for the same site during any 12-month period.
- 803.3-7 Loading and unloading. A person may keep, store or park a non-commercial vehicle upon village right-of-way in front of a residence, or in the front yard of a residence, for a period of no more than 48 consecutive hours at any one time, for the purpose of loading, unloading, testing, or servicing such unit.
- 803.3-8 Existing non-conformity. The keeping, storage or parking of a commercial or non-commercial vehicle, except a semi-trailer, existing at the time of the passage of this Ordinance, although not conforming with the provisions hereof, may be continued, subject to the provisions of this ordinance. Keeping, storage or parking in a different non-conforming position may not be substituted for keeping, storage or parking in an existing non-conforming position.
- Whenever an existing non-conformity under this ordinance has been brought into conformity, such shall not be changed back to non-conformity. In the event that a non-conformity is discontinued for a period of nine months or more, the use shall thereafter conform to the requirements of this ordinance. Any non-conformity existing at the time of the passage of this ordinance may not be transferred to a new owner. All non-conformities must be registered with the village clerk within 3 months of passage of this ordinance. This section shall not allow any person to keep, store or park a vehicle over or upon a public sidewalk or village right-of-way.
- 803.3-9 Reserved. (5-16-02, 8-1-02, 5-1-03)
- 803.3-10 Penalty for violations: Any person who violates this ordinance shall be punished by a fine of no less than \$150.00 and no more than \$500.00 for each violation, and may be ordered to take such actions as are necessary to comply with the terms of this ordinance. Each day upon which a violation occurs or continues shall be viewed as a separate violation.

803.3-11 Repeal. Any prior ordinance or part thereof in conflict with this ordinance is hereby repealed.

803.3-12 Publication and Effect. This Ordinance shall be published in pamphlet form, and shall be effective from and after publication. (4-4-91, 5-16-02)

**804.1 AN ORDINANCE PROVIDING FOR THE REMOVAL OF ABANDONED MOTOR VEHICLES OR INOPERABLE MOTOR VEHICLES.**

804.1-1 Definitions. For the purpose of this ordinance, the following words shall have the meanings ascribed to them as following:

HIGHWAY means any street, alley, or public way within the village.

ABANDONED VEHICLE means all motor vehicles or other vehicles in a state of disrepair rendering the vehicle incapable of being driven in its condition; or any motor vehicle or other vehicle that has not been moved or used for seven (7) consecutive days or more and is apparently deserted.

ANTIQUE VEHICLE means any motor vehicle twenty-five (25) years of age or older.

INOPERABLE MOTOR VEHICLE means any motor vehicle from which, for a period of at least 7 days the engine, wheels, or other parts have been removed, or on which the engine, wheels, or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own motor power, but shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repair operations.

HISTORIC VEHICLE means any motor vehicle over twenty-five (25) years of age or older. (2-3-05)

804.1-2 Inoperable motor vehicles. All inoperable motor vehicles, whether on public property or private property in view of the general public are hereby declared to be a nuisance, and any person having control of such inoperable motor vehicle must dispose of such vehicle within seven (7) days after written notice has been given by the village as hereinafter provided.

However, nothing in this section shall apply to any inoperable motor vehicle that is kept within an enclosed building when not in use, or to operable historic vehicles, or to operable antique vehicles.”

The notice provided for in this section may be sent by certified mail to the registered owner of such vehicle or other person known by the police department or towing service to be legally entitled to the possession of the vehicle. Notice may also be given by the police department by posting a copy of such notice on the inoperable motor vehicle, and

at one or more entryways or doorways to any dwelling house on the premises on which the inoperable motor vehicle is located.

Any person owning or having control of any inoperable motor vehicle who fails to remove and dispose of such inoperable motor vehicle under his or her control after notice has been given as herein provided shall be, upon conviction thereof, fined as provided by Section 804.1-14.

If the owner or person having control of any inoperable motor vehicle fails to remove or dispose of any such vehicle under his or her control within the time specified by the notice provided for herein, then the police department of the Village of Jerome, after seven (7) days from the issuance of the notice provided for herein, may remove such motor vehicle or parts thereof. Any costs incurred by the Village to correct the violation shall become a debt due and owing to the Village as provided by the Illinois Municipal Code. All costs so incurred by the Village may be collected in any manner authorized by the Illinois Municipal Code (2-3-05)

804.1-3        Reserved. (2-3-05)

804.1-4a        Abandoned motor vehicles. The abandonment of a motor vehicle or other vehicle or any part thereof on any highway in this municipality is unlawful and subject to penalties as set forth herein.

When a motor vehicle or other vehicle is abandoned on a highway in this municipality for ten (10) hours or more, its removal by a towing service may be authorized by order of the police department of this municipality.

The abandonment of a motor vehicle or other vehicle or any part thereof on private or public property, other than a highway, in view of the general public, anywhere in this municipality is unlawful except on property of the owner or bailee of such abandoned vehicle. A motor vehicle or other vehicle or any part thereof so abandoned on private property may be authorized for removal by or upon the order of the police department of the municipality, after a waiting period of seven (7) days or more has expired. (2-3-05)

804.1-4b        When an abandoned, unattended, wrecked, burned or partially dismantled motor vehicle or other vehicle is creating a traffic hazard because of its position in relation to the highway or because its physical appearance is causing the impediment of traffic its immediate removal from the highway by a towing service may be authorized by order of the police department of this municipality.

804.1-4c        When a vehicle removal from either public or private property is authorized by order of the police department of this municipality, the owner of the vehicle will be responsible for all towing costs.

804.1-5        Record keeping. When a motor vehicle or other vehicle is authorized to be towed

away, the police department shall keep and maintain a record of the vehicle towed, listing the color, year of manufacture, manufacturer's trade name, manufacturer's series name, body style, vehicle identification number, and license plate year and number displayed on the vehicle. The record shall also include the date and hour of tow location towed from, location towed to, reason for towing and the name of the officer authorizing the tow. (2-3-05)

- 804.1-6      Identity of owner. When the police department does not know the identity of the registered owner or other legally entitled person, it will cause the motor vehicle registration records of the State of Illinois to be searched by a directed communication to the Secretary of State for the purpose of obtaining the required ownership information.

The Police Department will cause the stolen motor vehicle files of the Illinois State Police to be searched by a directed communication to the Illinois State Police for stolen or wanted information on the vehicle. When the Illinois State Police files are searched with negative results, the information contained in the National Crime Information Center (NCIC) files will be searched by the Illinois State Police. The information determined from these record searches will be used by the police department in sending a notification by certified mail to the owner or legally entitled person, advising where the vehicle is held, requesting a disposition be made and setting forth public sale information. (2-3-05)

- 804.1-7      Notification of Illinois State Police. When the registered owner or other person legally entitled to the possession of a motor vehicle or other vehicle cannot be identified from the registration files of this state or from the registration files of a foreign state, if applicable, the police department shall notify the Illinois State Police for the purpose of identifying the vehicle's owner or other person legally entitled to the possession of the vehicle. The information obtained by the Illinois State Police will be immediately forwarded to the law enforcement agency having custody of the vehicle for notification of the owner. (2-3-05)

- 804.1-8      Reclamation by owner. Any time before a motor vehicle or other vehicle is sold at public sale or disposed of as provided herein, the owner of the vehicle or other person legally entitled to its possession may reclaim the vehicle by presenting to the police department proof of ownership or proof of the right to possession of the vehicle. No vehicle shall be released to the owner or other person legally entitled to possession under this section until all towing and storage charges have been paid. (2-3-05)

- 804.1-9      Public Sale. Whenever an abandoned, lost, stolen or unclaimed motor vehicle or other vehicle seven (7) years of age or newer remains unclaimed by the registered owner or other person legally entitled to its possession for a period of 30 days after notice has been given as provided herein, the police department having possession of the vehicle shall cause it to be sold at public sale to the highest bidder. Notice of time and place of the sale shall be posted in a conspicuous place for at least ten (10) days prior to the sale on the premises where the vehicle has been impounded. At least ten (10) days prior to the sale, the police department shall cause a notice of the time and place of the sale to be

sent by certified mail to the registered owner or other person known by the police department or towing service to be legally entitled to the possession of the vehicle. Such notice shall contain a complete description of the vehicle to be sold and what steps must be taken by any legally entitled person to reclaim the vehicle.

In those instances where the certified notification specified herein has been returned by the postal authorities to the police department due to the addressee having moved, or being unknown at the address obtained from the registration records of this state, it will not be necessary to mail a second certified notice. (2-3-05)

- 804.1-10     Unidentified owner. When the identity of the registered owner or other person legally entitled to the possession of an abandoned, lost or unclaimed vehicle of seven (7) years of age or newer cannot be determined by any means provided for in this ordinance, the vehicle may be sold as provided herein or disposed of in the manner authorized by the ordinance without notice to the registered owner or other person legally entitled to the possession of the vehicle.

When an abandoned vehicle of more than seven (7) years of age is impounded as specified by this ordinance, it will be kept in custody for a minimum of ten (10) days for the purpose of determining ownership, contacting the registered owner by U.S. Mail, public service or in person for a determination of disposition; and, an examination of the Illinois State Police stolen motor vehicle files for theft and wanted information. At the expiration of the ten (10) day period, without the benefit of disposition information being received from the registered owner, the police department will authorize the disposal of the vehicle as junk.

A motor vehicle or other vehicle classified as an antique vehicle or historic vehicle is excluded from this section. (2-3-05)

- 804.1-11     Records of disposal. When a motor vehicle or other vehicle in the custody of the Police Department is reclaimed by the registered owner or other legally entitled person, or when the vehicle is sold at public sale or otherwise disposed of as provided in this ordinance, a report of the transaction will be maintained by the police department for a period of one year from the date of the sale or disposal. (2-3-05)

- 804.1-12     Proceeds. When a vehicle located within the corporate limits of this municipality is authorized to be towed away by the police department and disposed of as set forth in this ordinance, the proceeds of the public sale or disposition after the deduction of towing, storage and processing charges, shall be deposited in the municipal treasury. (2-3-05)

- 804.1-13     Indemnity. Any police officer, towing service owner, operator or employee shall not be held liable for damages in any action brought by the registered owner, former registered owner, legal representative or any other person legally entitled to the possession of a motor vehicle or any other vehicle when the vehicle was processed, sold or disposed of as provided by this ordinance. (2-3-05)

804.1-14      Penalty. Any person violating any provision of this ordinance shall, upon conviction thereof, be fined not exceeding \$500.00. Each day such violation is committed or permitted to continue shall constitute a separate offense. (2-21-74, 2-4-88, 2-3-05)

**805.1      AN ORDINANCE PROVIDING FOR WEIGHT RESTRICTIONS OF MOTOR VEHICLES IN THE VILLAGE OF JEROME, ILLINOIS AND FOR THE ENFORCEMENT THEREOF**

WHEREAS, Section 11-1-1 of the Illinois Municipal Code grants to municipalities the authority to pass and enforce all necessary police ordinances; and

WHEREAS, Section 11-80-2 of the Illinois Municipal Code grants municipalities the authority to regulate the use of the streets; and

WHEREAS, Section 15 of the Illinois Vehicle Code grants municipalities the authority to prohibit trucks or other commercial vehicles on designated streets.  
(6-5-08)

**805.2      VEHICLES PROHIBITED ON CERTAIN STREETS**

- (A) As provided under the authority of ILCS Ch. 625, Act 5, § 15-111 & 15-316, it shall be unlawful to operate any vehicle upon any street where the operation of that vehicle is prohibited by ordinance and where signs of such prohibition are posted.
- (B) As provided under the authority of ILCS Ch. 625, Act 5, § 15-316(c), the Village hereby designates all streets and/or highways within the jurisdiction of the Village of Jerome as having a Maximum Gross Weight in pounds limitation of 20,000 lbs, except as otherwise provided by this ordinance.
- (C) As provided under the authority of ILCS Ch. 625, Act 5, § 15-316 (c), it shall be unlawful to operate trucks or other commercial vehicles on all streets and/or highways in the jurisdiction of the Village of Jerome for the purpose of solely traveling through the Village. It is the intent of this subsection to prohibit thru-truck traffic on all streets and/or highways within the jurisdiction of the Village.
- (D) The Trustee for Public Works is authorized and directed to post or cause to be posted, streets designated with such weight limitations.
- (E) The following portions of streets and/or highways are exempt from the weight limitation of above Paragraph (B) established by this Ordinance:
  - (1) That portion of Jerome Avenue extending from Chatham Road 480 feet to the East.

- (2) Any portion of any street or highway not under the exclusive control and jurisdiction of the Village of Jerome.
- (F) The weight limitation and the trucks or other commercial vehicle traffic prohibition hereby imposed shall not apply to or prohibit local travel upon Village streets and/or highways by emergency vehicles, waste collection vehicles, buses, municipal other governmental vehicles or trucks or commercial vehicles making delivery to locations within the Village; provided that such local delivery vehicles are required to avoid travel on designated weight restricted Village streets as far as possible. (10-18-07, 6-5-08, 1-8-09; 7-21-11)

#### 805.3 PENALTY

Any person, firm or corporation who or which violates, disobeys, neglects, fails to comply with or resists enforcement of the provisions of this Ordinance shall be fined not less than fifty (\$50.00) nor more than seven hundred fifty dollars (\$750.00) for each offense in accordance with the provisions of section 15-316(e) of the Illinois Vehicle Code. (1-6-05 10-18-07 6-5-08)

## CHAPTER NINE

Subject Code 900--

Topic Code 900--

900.1	Annexing Certain Territory July 7, 1948
900.2	Annexing Certain Territory July 9, 1951
900.3	Annexing Certain Territory March 17, 1952
900.4	Annexing Certain Territory October 15, 1951
900.5	Annexing Certain Territory June 30, 1952
900.6	Annexing Certain Territory May 6, 1954
900.7	Annexing Certain Territory May 20, 1954
900.8	Annexing Certain Territory September 2, 1954
900.9	Annexing Certain Territory October 7, 1954
900.10	Annexing Certain Territory March 3, 1955
900.11	Annexing Certain Territory July 7, 1955
900.12	Annexing Certain Territory April 5, 1956
900.13	Annexing Certain Territory April 3, 1958
900.14	Annexing Certain Territory September 3, 1959
900.15	Annexing Certain Territory September 3, 1959
900.16	Annexing Certain Territory January 21, 1960
900.17	Annexing Certain Territory June 30, 1960
900.17A	Annexing Certain Territory February 1, 1962
900.18	Annexing Certain Territory November 19, 1964
900.19	Annexing Certain Territory November 19, 1964
900.20	Annexing Certain Territory May 20, 1965
900.21	Annexing Certain Territory March 2, 1967
900.22	Annexing Certain Territory May 18, 1967
900.23	Annexing Certain Territory September 28, 1967
900.24	Annexing Certain Territory January 18, 1968
900.25	Annexing Certain Territory September 20, 1973
900.26	Annexing Certain Territory October 17, 1968

- 900.27      Annexing Certain Territory December 5, 1968
- 900.28      Annexing Certain Territory June 5, 1969
- 900.29      Annexing Certain Territory June 5, 1969
- 900.30      Annexing Certain Territory June 19, 1969
- 900.31      Annexing Certain Territory August 7, 1969
- 900.32      Annexing Certain Territory November 6, 1969
- 900.33      Annexing Certain Territory February 5, 1970
- 900.34      Annexing Certain Territory January 17, 1974
- 900.35      Annexing Certain Territory May 18, 1978
- 900.36      Annexing Certain Territory May 15, 1980
- 900.37      Annexing Certain Territory April 7, 1988
- 900.38      Annexing Certain Territory November 15, 1990
- 900.39      Annexing Certain Territory March 7, 1996
- 900.40      Annexing Certain Territory May 2, 1996
- 900.41      Annexing Certain Territory June 6, 1996
- 900.42      Annexing Certain Territory July 2, 2003

**900.1      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOIS.**

- 900.1-1      The following described territory which is not now within the corporate limits of this Village of Jerome or any other city, village or incorporated town but which is contiguous to the said Village of Jerome and which said territory is known and described as follows, to-wit:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30) 31, 32, 33, 34, 35, 36, 37, 38, 39, 40; 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, and 54 of Leland Addition to the City of Springfield; situated in the Northwest Quarter of Section 8, Township 15 North, Range 5, West of the Third Principal Meridian; all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome, Sangamon County, Illinois.

- 900.1-2      That the President of the Board of Trustees shall be and he hereby is authorized and directed to file in the Office of the Recorder of Deeds of Sangamon County, Illinois a certified copy of this ordinance, a certified copy of the court decree together with an accurate map of the territory annexed pursuant to the statute in such case made and provided.

900.1-3 All ordinances and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

900.1-4 This ordinance shall be in force and effect thirty days after its passage and approval as provided by law. (7-7-48)

**900.2 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOIS.**

900.2-1 The following described territory which is not now within the corporate limits of this Village of Jerome, or any other city, village or incorporated town, but which is contiguous to the said Village of Jerome, and which said territory is known and described as follows, to-wit:

Lots 1, 2; 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, together with the land dedicate for street purposes as set forth in the plat recorded in Book 425, Page 70, in the office of the Recorder of Deeds of Sangamon County, being all of Reed Court Subdivision, a subdivision of the West one-half (1/2) of the North one-half (1/2) of Lot 39, in West Grand Place, located in the Northeast Quarter of Section 8, Township 15 North, Range 5 West Of the Third Principal Meridian; all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome, Sangamon County, Illinois.

900.2-2 That the President of the Board of Trustees shall be and he is hereby authorized and directed to file in the office of the Recorder of Deeds of Sangamon County, Illinois, a certified copy of this Ordinance, together with an accurate map of the territory annexed pursuant to the statute in such case made and provided.

900.2-3 All ordinances and resolutions, and parts thereof, in conflict herewith are to the extent of such conflict hereby repealed.

900.2-4 This ordinance shall be in force and effect thirty days after its passage and approval as provided by law. (7-9-51)

**900.3 AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.3-1 The territory described in the petition of John Hasara and Mary Hasara, husband and wife, to-wit:

The West One Hundred Fifty-three (153) Feet of the North One Hundred Seventy-five (175) Feet of Lot Thirty-seven (37) of "West Grand Place" being a Subdivision of all that part of the Northeast Quarter of Section 8. Township 15 North, Range 5 West of the Third Principal Meridian, that lies North of the Right of Way of the W. St. L. and P.

R.R.; situated in the County of Sangamon in the State of Illinois; be and it is hereby annexed to the Village of Jerome, Illinois.

900.3-2 The vote upon this ordinance by ayes and nays shall be recorded by the Village Clerk.

900.3-3 A copy of an accurate map of the territory annexed is attached hereto, marked Exhibit "A", and made a part of this ordinance.

900.3-4 A copy of this ordinance, including the map of the annexed territory, shall be recorded with the Recorder of Deeds of Sangamon County, Illinois.

900.3-5 This ordinance shall be effective upon its passage and upon being approved and signed by the President of the Village Board. (10-15-51)

**900.4 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOS.**

900.4-1 The following described territory which is not now within the corporate limits of this Village of Jerome, or any other city, village or incorporated town, but which is contiguous to the said Village of Jerome, and which said territory is known and described as follows, to-wit:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, together with the land dedicated for street purposes as set forth in the plat recorded in Book 15 of Plats, page 95, in the office of the Recorder of Deeds of Sangamon County, being all of Barbara Court Subdivision, a subdivision of the South one half (1/2) of Lot 40, West Grand Place, located in Northeast Quarter Section 8, Township 15 North, Range 5 West of the Third Principal Meridian; all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome, Sangamon County, Illinois.

900.4-2 That the President of the Board of Trustees shall be and he is hereby authorized and directed to file in the office of the Recorder of Deeds of Sangamon County, Illinois, a certified copy of this Ordinance, together with an accurate map of the territory annexed pursuant to the statute in such as made and provided.

900.4-3 All ordinances and resolutions, and parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

900.4-3 This ordinance shall be in force and effect thirty days after its passage and approval as provided by law. (3-17-52)

**900.5 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOIS.**

- 900.5-1 The following described territory, which is not now within the corporate limits of this Village of Jerome or any other city, village or incorporated town but which is contiguous to the said Village of Jerome and which said territory is known and described as follows, to-wit:
- Lots 56 to 89 inclusive and Lots 92 to 136 inclusive, all in Leland Addition, Second Plat, a Subdivision of Part of the Northwest Quarter of the Northwest Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian; and
- The real estate described as beginning as a point in the Southeast corner of Lot 89 in said Leland Addition, Second Plat and thence East 119-15 feet, thence North 180 feet, thence West 119-15 feet and thence South 180 feet to the place of beginning; and
- The real estate described as beginning at a point in the Southeast corner of Lot 92 in said Leland Addition, Second Plat and thence East 360 feet, thence North 180 feet, thence West 360 feet and thence South 180 feet to the place of beginning;
- All of which real estate is located in Sangamon County, Illinois; shall be and the same is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome Sangamon County, Illinois.
- 900.5-2 The President of the Board of Trustees shall be and he hereby is authorized and directed to file in the Office of the Recorder of Deeds of Sangamon County, Illinois a certified copy of this ordinance, a certified copy of the court decree together with an accurate map of the territory annexed pursuant to the statute in such case made and provided.
- 900.5-3 All ordinances and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed.
- 900.5-4 This ordinance shall be in force and effect thirty days after its passage and approval as provided by law. (6-30-52)
- 900.6 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**
- 900.6-1 The territory described as
- A part of the Northwest Quarter of the Northwest Quarter of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian bounded as follows:
- Beginning at a point on the North line of said Section 8, two hundred twenty-two (222) feet East of the Northwest corner of the said Section 8; and running thence South one hundred eighty (180) feet on a line parallel to the West line of said Section 8, thence East fifty (50) feet on a line parallel to the North line of said Section 3; thence South two hundred thirty (230) feet on a line parallel to the West line of said Section 8; thence East

on a line parallel to the North line of said Section 8 a distance of nine hundred twenty-three and eight-tenths (923.8) feet, more or less, to a point one hundred twenty (120) feet West of the East line of the said Northwest Quarter of the Northwest Quarter of Section 8; thence North on a line parallel to the East line of the said Northwest Quarter of the Northwest Quarter of Section 8 a distance of one hundred ninety (190) feet, thence Northeasterly on a straight line to a point on the East line of said Northwest Quarter of the Northwest Quarter of Section 8, two hundred ten (210) feet South of the Northeast corner of the said Northwest Quarter of the Northwest Quarter of Section 8; thence North on the last mentioned line to the said Northeast corner of the Northwest Quarter of the Northwest Quarter of Section 8; thence West on the North line of said Section 8 a distance of one thousand ninety-three and sixty-three hundredths (1,093.63') feet to the place of beginning, said land being situated in the County of Sangamon and State of Illinois; is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome in the County of Sangamon and State of Illinois.

- 900.6-2 The Clerk of this Village is hereby authorized and directed to file a certified copy of this Ordinance with the Recorder of Deeds in Sangamon County, Illinois, together with an accurate map of the territory annexed, pursuant to the statute in such cases made and provided. (5-6-54)

**900.7 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

- 900.7-1 That the territory described as:

A part of the Northwest Quarter of the Northwest Quarter of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian bounded as follows:

Beginning at a point one thousand three hundred fifteen and sixty-three hundredths (1,315.63) feet East of the West line of said Section 8, and two hundred ten (210) feet South of the North line of said Section 8; and thence running South along the East line of the Northwest Quarter of the Northwest Quarter of said Section 8 a distance of two hundred (200) feet, thence West on a line parallel to the North line of said Section 8 one hundred twenty (120) feet, thence North on a line parallel to the East line of said Northwest Quarter of the Northwest Quarter of Section 8 a distance of one hundred ninety (190) feet, thence Northeasterly on a straight line to the point of beginning, said land being situated in the County of Sangamon and State of Illinois.

- 900.7-2 The Clerk of this Village is hereby authorized and directed to file a certified copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, to ether with an accurate map of the territory annexed pursuant to the statute in such case made and provided. (5-20-54)

**900.8 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.8-1 The tract of land more particularly as:

"Lot Fifty-Five (55) of Leland Addition to the City of Springfield, situated in the Northwest Quarter (1/4) of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian, in Sangamon County, State of Illinois," be annexed to the Village of Jerome, Illinois.

900.8-2 The Clerk of the Village of Jerome, Illinois, file a copy of this ordinance with the recorder of deeds of Sangamon County, Illinois, as provided by law.

900.8-3 This ordinance shall be in full force and effect from and after its passage and approval according to law. (9-2-54)

**900.9 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.9-1 The tract of land more particularly described as:

"Lots 1, 2, 31 4; 5,7 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18 of Kline Court Subdivision including all lands dedicated for street purposes, being a subdivision of Lots 38 and 39 of West Grand Place, a Subdivision of the Northeast Quarter (1/4) of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principle Meridian, located in Sangamon County, State of Illinois, be annexed to the Village of Jerome, Illinois.

900.9-2 The Clerk of the Village of Jerome, Illinois, file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.

900.9-3 This ordinance be in full force and effect from and after its passage and approval according to law. (10-7-54)

**900.10 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.10-1 The tract of land more particularly described

"The West Sixty (60) feet of the East Two Hundred Forty Eight and Eight Hundredths (248.08) feet of the North One Hundred Nine and Twenty-Nine Hundredths (109.29) feet, more or less, except the North Thirty (30) feet of Lot Thirty Eight (38) of West Grand Place, a subdivision of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE1/4) @f Section Eight (8), Township Fifteen (15) North, Range Five (.5) West of the Third Principal Meridian, located in Sangamon County, State of Illinois," be annexed to the Village of Jerome, Illinois.

- 900.10-2 The Clerk of the Village of Jerome, Illinois, file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.
- 900.10-3 This ordinance be in full force and effect from and after its passage and approval according to law. (3-3-55)
- 900.11 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**
- 900.11-1 The tract of land described as:
- "The West 60 feet of the South Half of the East Half of the South Half of Lot 39 in "West Grand Place", except the West 232.71 feet thereof, more particularly described as: Beginning at a point at the Southeast Corner of Lot 9 of Kline Addition; thence East along the North line of Kline Lane 60 feet to a point; thence North, parallel with the East line of said Lot 9 a distance of 109.59 feet to a point; thence West 60 feet to a point at the Northeast corner of said Lot 9 and thence South along the East line of said Lot 9 a distance of 109.57 feet to the place of beginning," be annexed to the Village of Jerome, Illinois.
- 900.11-2 The Clerk of the Village of Jerome, Illinois, file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.
- 900.11-3 This ordinance be in full force and effect from and after its passage and approval according to law. (7-7-55)
- 900.12 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**
- 900.12-1 The tract of land more particularly described as:
- Beginning at the Southwest corner of Lot 1 of Kline Court, a subdivision of part of Lots 38 and 39 of West Grand Place, in the Southwest Quarter of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian; thence West along the North line of Alberta Lane, a dedicated street in Kline Court, to the center line of Section 8; thence North along the center line of Section 8 a distance of 92-70 feet; thence easterly a distance of 200 feet, more or less, to a point on the West line of Lot 1 of Kline Court, 75-00 feet South of the Northwest corner of Lot 1 of Kline Court; thence South along the West line of Lot 1 of Kline Court, to the point of beginning, all in the County of Sangamon and State of Illinois, be annexed to the Village of Jerome, Illinois.
- 900.12-2 The Clerk of the Village of Jerome, Illinois file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.
- 900.12-3 This ordinance be in full force and effect from and after its passage and approval according to law. (4-5-56)

**900.13      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.13-1      The tract of land described as:

The North 109-53 feet of the West 200 feet of Lot 38 of West Grand Place, a subdivision in the Southwest Quarter of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian, in Sangamon County, State of Illinois, be annexed to the Village of Jerome, Illinois.

900.13-2      The Clerk of the Village of Jerome, Illinois file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.

900.13-3      This ordinance shall be in full force and effect from and after its passage and approval according to law. (4-3-58)

**900.14      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.14-1      The territory described as

The North 175 feet of Lot 37 of West Grand Place, being a subdivision of all that part of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian that lies North of the right-of-way of the Wabash, St. L. and P. Railroad;

Excepting the following portions of said Lot 37 described as follows:

Beginning at the Northwest Corner of said Lot 37; thence East on the North line of said Lot 153 feet; thence South 70 feet; thence West 153 feet on a line parallel to the North line of said Lot; and thence North 70 feet to the place of beginning;

Beginning at an iron pin, 42.0 feet North of a concrete monument on the East line of Lot 37, said concrete monument being 175-0 feet South of the Northeast corner of Lot 37, thence westerly 143-90 feet parallel to and 133-0 feet southerly from the North line of said Lot 37 to an iron pin; thence northerly 63.0 feet to an iron pin 70.0 feet South of the North line of Lot 37; thence easterly 143-80 feet to an iron pin on the East line of Lot 37; thence southerly 63.0 feet along said east line of Lot 37 to the point of beginning, containing 0.21 acres, more or less;

Beginning at an iron pin, 105.0 feet North of a concrete monument on the East line of Lot 37, said concrete monument being 175.0 feet South of the Northeast corner of Lot 37; thence westerly 143.80 feet parallel to and 70.0 feet southerly from the North line of Lot 37 to an iron pin; thence northerly 70.0 feet to an iron

pin on said North line of Lot 37; thence easterly 143-70 feet along said North line of Lot 37 to an iron pin at the Northeast corner of Lot 37; thence southerly 70.0 feet along the East line of Lot 37 to the point of beginning, containing 0.23 acres, more or less:

is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome in the County of Sangamon and State of Illinois.

- 900.14 - 2      The Clerk of this Village is hereby authorized and directed to file a certified copy of this Ordinance with the Recorder of Deeds in Sangamon County, Illinois, together with an accurate map of the territory annexed, pursuant to the statute in such cases made and provided. (9-3-59)

**900.15      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

- 900.15-1      The tract of land described as:

The West 50 feet of the East 188.08 feet of the South 79-71 feet of the North 109-71 feet of the East 248.08 feet of Lot 38 in West Grand Place, a Subdivision of all of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian, excepting that portion of said Quarter Section lying South of the North line of the Wabash Railway Company's right of way be annexed to the Village of Jerome, Illinois.

- 900-15-2      The Clerk of the Village of Jerome, Illinois, file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.

- 900-15-3      This ordinance be in full force and effect from and after its passage and approval according to law. (9-3-59)

**900.16      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

- 900.16-1      The dedicated portion of Jerome Avenue from the west Village limits west to the east line of Old Chatham Road be annexed to the Village of Jerome, Illinois.

- 900.16-2      This ordinance be in full force and effect from and after its passage and approval as provided by law. (1-21-60)

**900.17      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME ILLINOIS.**

900.17-1 The territory described as;

The East One Hundred Seventy (170) feet of the West Two Hundred Ninety (290) feet of the South One Hundred Eighty (180) feet and the North Eighty Three and One Tenth (83.1) feet of the South Two Hundred Sixty Three and One Tenth (263.1) feet of the West Two Hundred Ninety (290) feet of Lot Thirty Seven (37) of West Grand Place, a Subdivision in Sangamon County, Illinois, be annexed to the Village of Jerome, Illinois.

900.17-2 A plat of such annexed territory is attached hereto.

900.17-3 A copy of this ordinance shall be filed with the Recorder of Deeds of Sangamon County, Illinois, after its adoption. (6-30-60)

**900.17A AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.17A-1 The tract of land described as:

Lot Thirty Seven (37), except the East five hundred thirty five (1535) feet, also except the West two hundred ninety (290) feet and also except the North one hundred seventy five (175) feet thereof, in West Grand Place, a subdivision of all that part of the Northeast quarter of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian, lying North of the right of way of the Wabash, St. Louis and Pacific Railroad, situated in the County of Sangamon in the State of Illinois, be annexed to the Village of Jerome, Illinois.

900.17A-2 The Clerk of the Village of Jerome, Illinois file a copy of this ordinance with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.

900.17A-3 This ordinance shall be in full force and effect from and after its passage and approval according to law. (2-1-62)

**900.18 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.18-1 The tract of land described as:

That part of the northwest quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian situated in Sangamon County, Illinois, beginning at the point of intersection of the North line of Wabash Avenue extended westerly with the West Line of said Section 8, said point being 30 feet, more or less, Northerly of the Southwest corner of the Northwest Quarter of said Section 8; Thence Easterly along the North Line of Wabash Avenue extended Westerly and the North Line of Wabash Avenue a distance of 482.9 feet; thence Northerly a distance 360 feet, more or less, to a point in the South Line of Jerome Avenue; thence westerly along the South Line of Jerome Avenue and the

South Line of Jerome Avenue extended Westerly a distance of 482.6 feet to a point on the West Line of said Section 8; thence, Southerly along the West Line of said Section 8 a distance of 360 feet, more or less, to the Point of Beginning, and containing 3.99 acres, more or less, be annexed to the Village of Jerome, Illinois.

900.18-2 The Village clerk file a copy of this ordinance together with an accurate map of the annexed territory described in this ordinance with the Recorder of Deeds of Sangamon County, Illinois.

900.18-3 This ordinance shall be in full force and effect immediately upon passage thereof. (11-19-64)

**900.19 AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME, ILLINOIS.**

900.19-1 That the tract of land described as:

That part of the northwest quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian situated in Sangamon County, Illinois, described as: Beginning at the Southwest corner of the Northwest Quarter of Section 8 aforesaid; thence Easterly along the South Line of the Northwest Quarter of said Section 8 a distance of 642.9 feet, more or less, to the Southerly extension of the West Line of Lot 37 in Block 3 of Leland High Point Addition as shown at page 65 in Book 4 of Plats at the Recorder's Office of Sangamon County; thence, Northerly along the Southerly extension of the West Line of said Lot 37, a distance of 30 feet, more or less, to the North Line of Wabash Avenue; thence Westerly along the North Line of Wabash Avenue and the North Line of Wabash Avenue extended westerly, a distance of 642.9 feet, more or less, to the West Line of said Section 8; thence, Southerly along the West Line of said Section 8 a distance of 30 feet, more or less, to the Point of Beginning and containing 0.443 acres, more or less, be annexed to the Village of Jerome, Illinois.

900.19-2 The Village Clerk shall file a copy of this ordinance together with an accurate map of the territory annexed certified as correct, with the Recorder of Deeds of Sangamon County, Illinois, as provided by law.

900.19-3 This ordinance shall be in full force and effect immediately upon its passage. (11-19-64)

**900.20 AN ORDINANCE ANNEXING LOTS FOUR, FIVE AND SIX OF BLOCK THREE OF LELAND HIGH POINT ADDITION TO THE VILLAGE OF JEROME.**

900.20-1 The following described territory be, and the same is hereby annexed to the Village of Jerome, Illinois:

Lots Four, Five and Six, in Block Three, of Leland High Point Addition, situated in Sangamon County, Illinois.

900.20-2 This ordinance shall be effective immediately upon its passage and recording as provided by law. (5-20-65)

**900.21 AN ORDINANCE ANNEXING PORTIONS OF ILES, GLENN, HOMEWOOD, REED, AND VERNON AVENUES, AND WELCH STREET TO THE VILLAGE OF JEROME.**

900.21-1 The following described territory consisting of avenues and streets used for public highway purposes which is located entirely within the corporate limits of the Village of Jerome, Illinois, and which is not within the corporate limits of any other municipality, and which is contiguous to the Village of Jerome:

Iles Avenue from the west corporate limits of the Village of Jerome to the east line of Welch Street or Welch Street extended; Glenn Avenue from the east line of Welch Street, easterly to the east lines of Lots 119 and 120 extended to their intersection of Leland Addition, Second Plat; Homewood Avenue from the east line of Welch Street to the west lines of Lots 5 and 6 extended to their intersection of Alta Sita Gardens Addition; Reed Avenue from the west corporate limits of the Village of Jerome to the west line of Corbin Street extended; Vernon Avenue from the west corporate limits of the Village of Jerome to the west line of Corbin Street extended; and Welch Street from the south line of Iles Avenue to the south lines of Lots 74 and 75 of Leland Addition, Second Plat, extended to their intersection, all of which subdivisions are located in Sangamon County, Illinois; be, and they are hereby, annexed to the Village of Jerome, Illinois.

900.21-2 This ordinance shall take effect immediately upon its passage.

900.21-3 The Village Clerk is hereby directed to record a copy of this ordinance together with an accurate map showing the annexed territory. (3-2-67)

**900.22 AN ORDINANCE ANNEXING PART OF LOT 37 IN WEST GRAND PLACE, OWNED BY JAMES AND HELEN CALL, AND ALSO KNOWN AS 3029 SOUTH PARK, TO THE VILLAGE OF JEROME.**

900.22-1 The territory described as follows:

Part of Lot 37 in West Grand Place in the Southwest Quarter of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian, in Sangamon County, Illinois, more particularly described as follows:

Beginning at an iron pin 42.0 feet North of a concrete monument on the East line of Lot 37, said concrete monument being 175.0 feet South of the Northeast corner of Lot 37; thence Westerly 143-90 feet parallel to and 133.0 feet Southerly from the North line of said Lot 37 to an iron pin; thence Northerly 63.0 feet to an iron

pin 70.0 feet South of the North line of Lot 37; thence Easterly 143-80 feet to an iron pin on the East line of Lot 37; thence Southerly 63-0 feet along said East Line of Lot 37 to the point of beginning, containing 0.21 acres, more or less, be, and it is hereby annexed to the Village of Jerome, Illinois.

900.22-2 This ordinance shall become effective immediately upon its passage, and the Village Clerk is directed to record a copy of this ordinance in the office of the Recorder of Deeds for Sangamon County, Illinois. (5-18-67)

**900.23 AN ORDINANCE ANNEXING LOTS 9 AND 10 OF JOHN B. CROSBY'S GLENN AVENUE SUBDIVISION TO THE VILLAGE OF JEROME.**

900.23-1 The territory described as follows:

Lot 10 of John B. Crosby's Glenn Avenue Subdivision.

Lot 9 and the East 19 1/2 feet of Lot 10 of John B. Crosby's Glenn Avenue Subdivision, both located in Sangamon County, Illinois be and it is hereby annexed to the Village of Jerome, Illinois.

900.23-2 This ordinance shall become effective immediately upon its passage, and the Village clerk is directed to record a copy of this ordinance in the office of the Recorder of Deeds for Sangamon County, Illinois. (9-28-67)

**900.24 AN ORDINANCE ANNEXING CERTAIN TERRITORY LYING WHOLLY WITHIN THE VILLAGE OF JEROME TO THE VILLAGE OF JEROME.**

900.24-1 Pursuant to the provisions of Section 7-1-13, Chapter 24, Illinois Revised Statutes, 1967, the following described territory which is wholly bounded by the corporate limits of the Village of Jerome is hereby annexed to the Village of Jerome, Illinois:

**AREA "A"**

The West 120 feet of the South 180 feet of Lot 37 West Grand Place Subdivision in the SW 1/4 of the NE 1/4 of Section 8, T. 15 N., R. 5 W., 3rd P.M., in Sangamon County, Illinois.

**"AREA B"**

Former Lots 1, 2, and 3 of Block 3 of Leland High Point Addition, said lots being in a portion of said Addition plat now vacated, located in the SW 1/4 of the NW 1/4 of Section 8, T. 15 N., R. 5 W., 3rd P.M., Sangamon County, Illinois.

**"AREA C"**

Former Lots 7, 8, 9, 10, 33, 34, 35 and 36 of Block 3 of Leland High Point Addition, said lots being in a portion of said Addition plat now vacated, located in the SW 1/4 of the NW 1/4 of Section 8, T. 15 N., R. 5 W., 3rd P.M., Sangamon County, Illinois.

“AREA D”

A tract of land in the Southeast corner of the NW 1/4 of the NW 1/4 Section 8, T. 15 N., R. 5 W., 3rd P.M. Sangamon County, Illinois, lying North of Lot 6 and West of Lot 7 of Block 6, of Alta Sita Gardens Subdivision, South of Leland Addition, Second Plat, and East of Lot I of Leland Addition, First Plat;

More specifically described as a tract of land enclosed by a line beginning at the center of the NW 1/4 of Section 8 aforesaid which center is on the West Lot Line of Lot 7, Block 6, Alta Sita Gardens Subdivision, 80.781 North of the North line of Reed Ave.; thence North along the East line of the NW 1/4 of the NW 1/4 of said Section 8, which is the West Line of said Lot 7 for a distance of 99.22 feet, to the Northwest Corner of said Lot 7; thence Westerly along a line which is the Easterly projection of the South lines of Lots 84 thru 89 of Leland Addition, Second Plat, a distance of 434 feet to a point on the South Line of Lot 84 of Leland Addition, Second Plat, which point is common to the Northeast Corner of Lot 1 of Leland Addition, First Plat; thence Southerly along the East line of said Lot 1 of Leland Addition, First Plat for a distance of 99.13 feet, to a point 80.87 feet North of the North line of Reed Ave, which point is on the South line of the NW 1/4 of the NW 1/4 of said Section 8; thence Easterly along the said South line of the NW 1/4 of the NW 1/4 of said Section 8 a distance of 434 feet to the point of beginning.

“AREA E”

That portion of Homewood Ave., being 50 feet wide North to South, which is West of the West line of Welch St., and extending 200 feet Westerly to a line 30 feet East of the West line of the NW 1/4 of Section 8, T. 15 N., R. 5 W., 3rd P.M., Sangamon County, Illinois.

900.24-2      The Village clerk is hereby directed to cause a copy of this ordinance together with a map of the annexed territory to be recorded in the office of the Recorder of Deeds of Sangamon County, Illinois. (1-18-68)

**900.25      ORDINANCE ANNEXING TO THE VILLAGE OF JEROME, ILLINOIS,  
CERTAIN PROPERTY LOCATED ON THE NORTH SIDE OF WABASH  
AVENUE NEAR ITS INTERSECTION WITH PARK AVENUE**

900.25-1      The territory described as follows:

The South 263.30 feet of the East 400 feet of Lot 37 in “West Grand Place”, a subdivision of all that part of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian that lies North of the right of way of Wabash, St. Louis and Pacific Railroad, except the South 89 feet of the East 150 feet thereof, located in Sangamon County, Illinois;

be and is hereby annexed to the Village of Jerome, Illinois, subject to and conditioned upon the Village of Jerome, Illinois, amending, in accordance with applicable statute and

ordinance, the Zoning Ordinance of the Village of Jerome, Illinois, so as to classify the above described territory as B-2, Service Business District. (9-20-73)

**900.26      AN ORDINANCE ANNEXING CERTAIN TERRITORY OWNED BY GEORGE AND MARY LOU HARNESS.**

900.26-1      The territory described as follows:

The South 263-30 feet of the East 400 feet of Lot 37 in West Grand Place, a subdivision of all that part of the Northeast quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian that lies North of the right of way of the Wabash, St. Louis and Pacific Railroad, except the South 89 feet of the East 150 feet thereof, located in Sangamon County, Illinois, be, and it is, hereby annexed to the Village of Jerome, Illinois.

900.26-2      The new corporate boundary of the Village of Jerome, Illinois, shall extend to the far side of any highway adjacent to the annexed territory. (10-17-68)

**900.27      AN ORDINANCE ANNEXING CERTAIN TERRITORY OWNED BY DONALD L. HENRY AND EMMA F. HENRY.**

900.27-1      The territory described as follows:

The West 135 feet of the East 535 feet of the South 263-10 feet of Lot 37 in West Grand Place, a subdivision of part of the Northeast Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian, in Sangamon County, Illinois; be, and it is, hereby annexed to the Village of Jerome, Illinois.

900.27-2      The new corporate boundary of the Village of Jerome, Illinois, shall extend to the far side of any highway adjacent to the annexed territory. (12-5-68)

**900.28      AN ORDINANCE ANNEXING LOTS 13 AND 16 OF WEST GRAND COURT.**

900.28-1      The territory described as follows:

Lots 13 and 16 in West Grand Court, a subdivision, as platted by the plat recorded in Book 15 of Plats, page 29, in the Office of the Recorder of Deeds for Sangamon County, Illinois; be and it is, hereby annexed to the Village of Jerome, Illinois.

900.28-2      The new corporate boundary of the Village of Jerome Illinois shall extend to the far side of any highway adjacent to the annexed territory. (6- 5-69)

**900.29      AN ORDINANCE ANNEXING LOTS 14 AND 15 OF WEST GRAND COURT.**

900.29-1      The territory described as follows:

Lots 14 and 15 in West Grand Court, a subdivision, as platted by the plat recorded in Book 15 of Flats, page 26, in the Office of the Recorder of Deeds for Sangamon County, Illinois be and it is, hereby annexed to the village of Jerome, Illinois.

900.29-2 The new corporate boundary of the village of Jerome, Illinois, shall extend to the far side of any highway adjacent to the annexed territory. (6-5-69)

**900.30 AN ORDINANCE ANNEXING LOTS 1 THROUGH 12 AND LOTS 17 THROUGH 28 IN WEST GRAND COURT.**

900.30-1 The territory described as follows:

All of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, and 28 in West Grand Court, a Subdivision, as platted by the plat recorded in Book 15 of Plats, Page 26., in the Office of the Recorder of Deeds for Sangamon County, Illinois; be, and it is, hereby annexed to the village of Jerome, Illinois.

900.30-2 The new corporate boundary of the village of Jerome Illinois shall extend to the far side of any highway adjacent to or surrounded by the annexed territory above described. (6-19-69)

**900.31 AN ORDINANCE ANNEXING TERRITORY SOUTH OF WABASH AVENUE, OWNED BY RAYMOND L. GIETL AND ROSE ELIZABETH GIETL TO THE VILLAGE OF JEROME.**

900.31-1 The territory described as follows:

Part of the Southwest Quarter of Section 8, Township 15 North, Range 5 West of the Third Principal Meridian, described as follows: Beginning at a point 35 feet South of the Northeast Corner of the Southwest Quarter of said Section" thence West 60 feet, thence South parallel to the Quarter Section line 299-35 feet to the Northerly right of way line of the Wabash Railroad, thence Northeasterly along the Northerly right of way line of the Wabash Railroad 62.57 feet to the Quarter Section line, thence North along the Quarter Section line 281-54 feet to the point of beginning: in Sangamon County, Illinois; be, and it is, hereby annexed to the Village of Jerome, Illinois.

900.31-2 The new corporate boundary of the Village of Jerome, Illinois, shall extend to the far side of any highway adjacent to the annexed territory. (8-7-69)

**900.32 AN ORDINANCE ANNEXING TERRITORY SOUTH OF WABASH AVENUE OWNED BY ILLINOIS BELL TELEPHONE, COMPANY TO THE VILLAGE OF JEROME.**

900.32-1 The territory described as follows:

Part of the N.E. 1/4, S.W. 1/4 of Section 8, T. 15 N., R. 5 W. of the Third Principal Meridian in Sangamon County, Illinois. Said part being further described as follows: Commencing at a "PK" nail at the center of said Section 8; thence S. 85'45" W. along the north line of the S.W. 1/4 of said Section, 300.00 feet; thence S. 4'22" E. parallel to the east line of said S.W. 1/4, 35 feet to a 3/4" pipe on the south right of way line of Wabash Avenue (U.S. Route 36 and 54-iii. Route 4) being the point of beginning; thence continuing S. 4'22" E. 160.00 feet to a 3/4" pipe; thence N. 85'45" E. parallel to the north line of said S.W. 1/4, 240.00 feet to a 3/4" pipe; thence S. 4'22" E. parallel to and 60.00 feet west of when measured at right angles to the east line of said S.W. 1/4, 139.16 feet to a 3/4" pipe on the north right of way line of the Wabash Railroad; thence S. 69° 28' 30" W. along said right of way line, 312.21 feet to a 3/4" pipe; thence N. 40° 22' W., parallel to the east line of said S.W. 1/4, 226.62 feet to a 3/4" pipe; thence S. 85'45" W. parallel to the north line of said S.W. 1/4, 100.00 feet to a 3/4" pipe; thence N. 4'22" W., parallel to the east line of said S.W. 1/4, 160.00 feet to a 3/4" pipe on the south right of way line of Wabash Avenue; thence N. 85'45" E. along said south right of way line, 160.00 feet to the point of beginning, containing (80,467 Sq. Ft. plus or minus) 1.85 acres, more or less, be, and it is, hereby annexed to the Village of Jerome, Illinois.

900-32-2 The new corporate boundary of the Village of Jerome, Illinois, shall extend to the far side of any highway adjacent to the above described territory. (11-6-69)

**900.33 AN ORDINANCE ANNEXING TERRITORY OCCUPIED BY THE BONAFIDE SERVICE STATION.**

900.33-1 The territory described as follows

Beginning at a point in the North line of the Southwest Quarter of Section Eight (8), Township Fifteen (15) North, Range Five (5) West of the Third Principal Meridian in Sangamon County, Illinois, Sixty (60) feet West of the Northeast corner thereof, and running thence West along the North line of said Quarter Section Two Hundred Forty (240) feet, thence South parallel with the East line of said Quarter Section, One Hundred Ninety-five (195) feet to an iron pin, thence East parallel with the North line of said Quarter Section Two Hundred Forty (240) feet to an iron pin, thence North, One Hundred Ninety-five (195) feet to the place of beginning. be, and it is hereby annexed to the Village of Jerome, Illinois.

900.33-2 The new corporate boundary of the Village of Jerome, Illinois, shall extend to the far side of any highway adjacent to or surrounded by the annexed territory above described. (2-5-70)

**900-34 AN ORDINANCE ANNEXING TERRITORY AT 23 ALBERTA LANE OWNED BY LARRY G. CHANEY AND NANCY E. CHANEY TO THE VILLAGE OF JEROME**

900.34-1 The territory described as follows:

The West 50 feet of the East 188.03 feet of the South Half, of the East Half, of the South Half of Lot 39 in West Grand Place, a subdivision in Sangamon County, Illinois; be, and it is hereby annexed to the Village of Jerome, Illinois. (3-17-74)

**900.35 AN ORDINANCE ANNEXING PART OF LOT 42 OF West Grand Place known as 1407, 1401 and 1345 WEST ILES TO THE VILLAGE OF JEROME.**

900.35-1 The territory described as follows:

The West 60 feet of the West 120 feet of the North 160 feet of Lot 42 of West Grand Place, a subdivision in Sangamon County, Illinois.

The East 60 feet of the West 120 feet of the North 160 feet of Lot 42 in West Grand Place, a subdivision in Sangamon County, Illinois.

The East 100 feet of the West 220 feet of the North 160 feet of Lot 42 in West Grand Place, a subdivision in Sangamon County, Illinois. be, and it is hereby annexed to the Village of Jerome, Illinois.

900.35-2 The Village Clerk is hereby directed to cause a copy of this ordinance together with a map of the annexed territory to be recorded in the office of the Recorder of Deeds of Sangamon County, Illinois, and a copy of this ordinance together with an accurate map shall be filed with the County Clerk of Sangamon County, Illinois. (5-18-78)

**900.36 AN ORDINANCE ANNEXING TERRITORY AT 1301 WABASH AVENUE OWNED BY RAY F. TRIPPEL AND MARCELLA TRIPPEL TO THE VILLAGE OF JEROME.**

900.36-1 The territory described as follows:

The South 89 feet of the East 150 feet of Lot 37 in West Grand Place, a subdivision in Sangamon County, Illinois, be and it is hereby annexed to the Village of Jerome, Illinois.

900.36-2 The new corporate boundary of the Village of Jerome, Illinois, shall include all of the above described territory and shall also extend to and include all that part of the public highway known as Wabash Avenue included within the west and east boundaries of the above-described territory extended south to the south boundary of Wabash Avenue. (5-15-80)

**900.37 AN ORDINANCE ANNEXING LOT 2 OF OWENS SUBDIVISION OWNED BY KENT W. KIRKHAM AND JANETT B. KIRKHAM TO THE VILLAGE OF JEROME.**

900.37-1 The territory described as follows:

The West 1/2 Northeast 1/4 Section 8 T-15 R5W Lot 41 and part of Lot 42 of West Grand Place, Owens subdivision in Sangamon County, Illinois, be, and it is hereby annexed to the Village of Jerome, Illinois.

900.37-2 The Village Clerk is hereby directed to cause a copy of this ordinance together with a map of the annexed territory to be recorded in the office of the Recorder of Deeds of Sangamon County, Illinois, and a copy of this ordinance together with an accurate map shall be filed with the County Clerk of Sangamon County, Illinois. (4-7-88)

**900.38 AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS TERRITORY AT 2938 FILLMORE STREET IN THE VILLAGE OF JEROME.**

900.38-1 The territory described as follows:

The North 44.12 feet of the South 55 feet of the North 110 feet of the West 200 feet of the South half of Lot 39 of West Grand Place, a subdivision in Sangamon County, Illinois, be and it is hereby annexed to the Village of Jerome, Illinois.

900.38-2 The Village Clerk is hereby directed to cause a copy of this ordinance together with a map of the annexed territory to be recorded in the office of the Recorder of Deeds of Sangamon County, Illinois, and a copy of this ordinance together with an accurate map shall be filed with the County Clerk of Sangamon County, Illinois. (11-15-90)

**900.39 AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS TERRITORY ALONG AND NEAR SOUTH PARK AVENUE.**

900.39-1 The territory described as follows:

1205 West Iles; 22-08-226-002 The East 60 feet of the West 130 feet of Lot 5 in Block 1 of West Grand Place

1215 West Iles; 22-08-226-001 The West 70 feet of Lot 5 in Block 1 of West Grand Place.

1220 West Iles; 22-08-227-001 Lot 18 in Henry G. Poos' Subdivision of Lot 8 in Block 1 of West Grand Place.

1225 West Iles; 22-08-201-016 The East 70 feet of Lot 6 of West Grand Place.

1229 West Iles; 22-08-201-015 The West 50 feet of the East 120 feet of Lot 6 in Block 1 of West Grand Place.

1230 West Iles; 22-08-207-012 The West 60 feet of the East 127 feet of the North 150 feet of Lot 7 and the West 93 feet of the East 160 feet of the North 70 feet of the South 425 feet of Lot 7, in Block 1 of West Grand Place.

1233 West Iles; 22-08-201-014 The West 60 feet of the East 180 feet of Lot 6 in Block I of West Grand Place.

1244 West Iles; 22-08-207-002 The East 105 feet of the West 183 feet of the North 150 feet of Lot 7 in Block 1 of West Grand Place.

3029 South Lincoln 22-08-256-015 The South 52 feet of Lot 38 of Elmwood Subdivision.

1209 West Maple South; 22-08-208-015 The South 425 feet of the East 160 feet of Lot 21 in Block 1 of West Grand Place.

1220 West Maple South; 22-08-255-004 The East 70 feet of the North Half of Lot 22 in Block 1 of West Grand Place.

1224 West Maple South; 22-08-255-003 The East 100 feet of the West 240 feet of the North 150 feet of the North Half of Lot 22 in Block 1 of West Grand Place.

2600 South Park; 22-08-207-001 The West 78 feet of the North 150 feet of Lot 7 in Block 1 of West Grand Place.

2612 South Park; 22-08-207-005 The South 70 feet of the North 220 feet of the West 150 feet of Lot 7 in Block 1 of West Grand Place.

2620 South Park; 22-08-207-006 The South 70 feet of the North 290 feet of the West 150 feet of Lot 7 in Block 1 of West Grand Place.

2642 South Park; 22-08-208-001 The North 60 feet of the West 150 feet of the South 175 feet of Lot 7 in Block 1 of West Grand Place.

2700 South Park; 22-08-208-002 The North 60 feet of the South 115 feet of the West 150 feet of Lot 7 in Block 1 of West Grand Place.

2704 South Park; 22-08-208-003 The South 55 feet of the West 150 feet of Lot 7 in Block 1 of West Grand Place.

2708 South Park; 22-08-208-007 The North 50 feet of Lot 21 in Block 1 of West Grand Place, except the East 122 feet thereof.

2720 South Park; 22-08-208-009 The South 50 feet of the North 100 feet of Lot 21 in Block 1 of West Grand Place.

2724 South Park; 22-08-208-010 The South 50 feet of the North 150 feet of Lot 21 in Block 1 of West Grand Place.

2728 South Park; 22-08-208-011 The South 75 feet of the North 225 feet of the West 150 feet of Lot 21 in Block 1 of West Grand Place.

2732 South Park; 22-08-208-012 The South 50 feet of the North 275 feet of the West 150 feet of Lot 21 in Block 1 of West Grand Place.

2733 South Park; 22-08-205-018 The South 80 feet of the East 244 feet of the North Half of Lot 40 in Block 1 of West Grand Place.

2803 South Park; 22-08-206-011 The North 50 feet of the South Half of of-the East Half of Lot 40 in Block 1 of West Grand Place, except the West 158 feet thereof.

2804 South Park; 22-08-208-016-017 The North 100 feet of the South 300 feet of the West 150 feet of Lot 21 in Block 1 of West Grand Place.

2914 South Park; 22-08-255-005 The North 50 feet of the South 100 feet of the West 240 feet of the North Half of Lot 22 in Block 1 of West Grand Place.

2916 South Park; 22-08-255-006 The South 50 feet of the West 240 feet of the North Half of Lot 22 in Block 1 of West Grand Place.

2920 South Park; 22-08-255-007 The North 50 feet of the West 200 feet of the South Half of Lot 22 in Block 1 of West Grand Place, except the South 5 feet of the East 40 feet thereof.

2930 South Park; 22-08-255-008 The North 50 feet of the South 200 feet of the West 137 feet of Lot 22 in Block 1 of West Grand Place.

2940 South Park; 22-08-255-009 The West 80 feet of the South 150 feet of Lot 22 in Block 1 of West Grand Place.

3000 South Park; 22-08-256-017 Lots 44 and 45 of Elmwood Subdivision.

3008 South Park; 22-08-256-003 Lot 43 of Elmwood Subdivision.

3012 South Park; 22-08-256-004 Lot 42 of Elmwood Subdivision.

3016 South Park; 22-08-256-005 41 of Elmwood Subdivision.

10 Scott Court; 22-08-208-006 Lot 4 of Scott Court.

2 Scott Court; 22-08-208-004 Lot 6 of Scott Court.

3 Scott Court; 22-08-207-008 Lot 3 of Scott Court.

5 Scott Court; 22-08-207-009 Lot 2 of Scott Court.

6 Scott Court; 22-08-208-005-008 Lot 5 of Scott Court and the East 122 feet of the North 50 feet of Lot 21 in Block 1 of West Grand Place.

9 Scott Court; 22-08-207-010 Lot 1 of Scott Court

1249 Urban; 22-08-255-010 The East 80 feet of the West 160 feet of the South 150 feet and the East 23 feet of the North 50 feet of the South 200 feet of the West 160 feet of Lot 22 in Block 1 of West Grand Place.

1287 Wabash; 08-256-019 Lots 39 and 40 of Elmwood Subdivision and the South part of Lot 36 of West Grand Place, except that part used for street purposes, as more particularly described in a document dated and recorded on December 15, 1980, with the Sangamon County Recorder of Deeds as Document 867362; together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described.

All parcels annexed in 900.39-1 are located in Sangamon County, Illinois be, and it is hereby annexed to the Village of Jerome, Illinois. (3-7-96)

**900.40      AN ORDINANCE ANNEXING CERTAIN WHOLLY SURROUNDED  
TERRITORY ALONG HOMEWOOD COURT, GLENN AVENUE, OWENS  
LANE, PARK AVENUE AND ILES AVENUE.**

900.40-1      The following-described unincorporated territory, which is wholly surrounded by the Village of Jerome, and which is situated in Woodside Township, Sangamon County, Illinois, shall be and hereby is annexed to the Village of Jerome.

2724 Fillmore St. 22-08-204-003 Lot 1 of John B. Crosby's Homewood Court

2 Homewood Court 22-08-204-015 Lot 2 of John B. Crosby's Homewood Court

3 Homewood Court 22-08-204-016 Lot 3 of John B. Crosby's Homewood Court

4 Homewood Court 22-08-204-017 Lot 4 of John B. Crosby's Homewood Court

5 Homewood Court 22-08-204-018 Lot 5 of John B. Crosby's Homewood Court

6 Homewood Court 22-08-204-019 Lot 6 of John B. Crosby's Homewood Court

7 Homewood Court 22-08-204-020 Lot 7 of John B. Crosby's Homewood Court

8 Homewood Court 22-08-204-021 Lot 8 of John B. Crosby's Homewood Court

9 Homewood Court 22-08-204-022 Lot 9 of John B. Crosby's Homewood Court

10 Homewood Court 22-08-204-023 Lot 10 of John B. Crosby's Homewood Court

11 Homewood Court 22-08-204-024 Lot 11 of John B. Crosby's Homewood Court

12 Homewood Court 22-08-204-025 Lot 12 of John B. Crosby's Homewood Court

13 Homewood Court 22-08-204-026 Lot 13 of John B. Crosby's Homewood Court

14 Homewood Court 22-08-204-027 Lot 14 of John B. Crosby's Homewood Court

15 Homewood Court 22-08-204-028 Lot 15 of John B. Crosby's Homewood Court

16 Homewood Court 22-08-204-029 Lot 16 of John B. Crosby's Homewood Court

17 Homewood Court 22-08-204-029 Lot 17 of John B. Crosby's Homewood Court

18 Homewood Court 22-08-204-030 Lot 18 of John B. Crosby's Homewood Court

19 Homewood Court 22-08-204-031 Lot 19 of John B. Crosby's Homewood Court

20 Homewood Court 22-08-205-009 Lot 20 of John B. Crosby's Homewood Court

21 Homewood Court 22-08-205-008 Lot 21 of John B. Crosby's Homewood Court

22 Homewood Court 22-08-205-007 Lot 22 of John B. Crosby's Homewood Court

Homewood Court 22-08-205-006 Lot 23 of John B. Crosby's Homewood Court

24 Homewood Court 22-08-205-005 Lot 24 of John B. Crosby's Homewood Court

25 Homewood Court 22-08-205-004 Lot 25 of John B. Crosby's Homewood Court

26 Homewood Court 22-08-205-003 Lot 26 of John B. Crosby's Homewood Court

2804 Fillmore St. 22-08-205-002 Lot 27 of John B. Crosby's Homewood Court

2800 Fillmore St. 22-08-205-001 Lot 28 of John B. Crosby's Homewood Court

1310 W. Glenn Avenue 22-08-204-013 Lot 1 of John B. Crosby's Glenn Avenue Subdivision

1314 W. Glenn Avenue 22-08-204-012 Lot 2 of John B. Crosby's Glenn Avenue Subdivision

1318 W. Glenn Avenue 22-08-204-011 Lot 3 of John B. Crosby's Glenn Avenue Subdivision

1322 W. Glenn Avenue 22-08-204-010 Lot 4 of John B. Crosby's Glenn Avenue Subdivision

1326 W. Glenn Avenue 22-08-204-009 Lot 5 of John B. Crosby's Glenn Avenue Subdivision

1330 W. Glenn Avenue 22-08-204-008 Lot 6 of John B. Crosby's Glenn Avenue Subdivision

1334 W. Glenn Avenue 22-08-204-007 Lot 7 of John B. Crosby's Glenn Avenue Subdivision

1338 W. Glenn Avenue 22-08-204-006 Lot 8 of John B. Crosby's Glenn Avenue Subdivision

Right of way used as part of Iles Avenue 22-08-202-001 Lot 1 of Owens Subdivision

3 Owens Lane 22-08-202-003 Lot 3 of Owens Subdivision

4 Owens Lane 22-08-202-004 Lot 4 of Owens Subdivision

5 Owens Lane 22-08-202-005 Lot 5 Owens Subdivision

6 Owens Lane 22-08-202-006 Lot 6 of Owens Subdivision

7 Owens Lane 22-08-202-009 Lot 7 of Owens Subdivision

1336 W. Iles Avenue 22-08-203-001 The North 90 feet of Lot 12 of Owens Subdivision

12 Owens Lane 22-08-203-002 The South 31 feet of Lot 12 and the North 29 feet of Lot 11 of Owens Subdivision

11 Owens Lane 22-08-203-003 The South 31 feet of Lot 11 and the North 29 feet of Lot 10 of Owens Subdivision

10 Owens Lane 22-08-203-004 The South 31 feet of Lot 10 and the North 29 feet of Lot of 9 Owens Subdivision

9 Owens Lane 22-08-203-005 The South 31 feet of Lot 9 and the North 29 feet of Lot 8 of Owens Subdivision

1339 W. Glenn Avenue 22-08-203-006 The South 92 feet of Lot 8 of Owens Subdivision

1305 W. Glenn Avenue 22-08-203-021 Lot 24 of Owens Subdivision

1309 W. Glenn Avenue 22-08-203-020 Lot 25 of Owens Subdivision

1313 W. Glenn Avenue 22-08-203-019 Lot 26 of Owens Subdivision

1317 W. Glenn Avenue 22-08-203-018 Lot 27 of Owens Subdivision

1321 W. Glenn Avenue 22-08-203-017 Lot 28 of Owens Subdivision

1327 W. Glenn Avenue 22-08-203-016 Lot 29 of Owens Subdivision

1331 W. Glenn Avenue 22-08-203-015 Lot 30 of Owens Subdivision

1335 W. Glenn Avenue 22-08-203-014 Lot 31 of Owens Subdivision

2717 S. Park Avenue 22-08-205-016 The North 77.05 feet of the East 244 feet of the North Half of Lot 40 of West Grand Place

2727 S. Park Avenue 22-08-205-017 The North 62 feet of the South 142 feet of the East 244 feet of the North Half of Lot 40 of West Grand Place

2711 S. Park Avenue 22-08-204-029 The South 50 feet of the East 223.73 feet of Lot 41 of West Grand Place

2709 S. Park Avenue 22-08-204-028 The North 59 feet of the South 109 feet of the East 223.73 feet of Lot 41 of West Grand Place

1302 W. Glenn Avenue 22-08-204-027 The North 85 feet of the East 148.64 feet of Lot 41 of West Grand Place

1306 W. Glenn Avenue 22-08-204-014 The West 75 feet of the North 85 feet of the East 233.73 feet of Lot 41 of West Grand Place

2726 S. Park Avenue 22-08-207-007 The South 70 feet of the North 360 feet of the West 150 feet of Lot 7 in Block 1 of West Grand Place

2619 S. Park Avenue 22-08-203-026 Lot 23 of Owens Subdivision

2619 S. Park Avenue 22-08-203-025 The South 20 feet of Lot 21 and all of Lot 22 of Owens Subdivision

2615 S. Park Avenue 22-08-203-024 The South 25 feet of Lot 20 and the North 55 feet of Lot 21 of Owens Subdivision

2609 S. Park Avenue 22-08-203-023 The South 10 feet of Lot 19 and the North 50 feet of Lot 20 of Owens Subdivision

1300 W. Iles Avenue 22-08-203-022 The North 90 feet of Lot 19 of Owens Subdivision

1332 W. Iles Avenue 22-08-203-007 Lot 13 of Owens Subdivision

1328 W. Iles Avenue 22-08-203-008 Lot 14 of Owens Subdivision

1324 W. Iles Avenue 22-08-203-009 Lot 15 of Owens Subdivision

1320 W. Iles Avenue 22-08-203-010 Lot 16 of Owens Subdivision

1314 W. Iles Avenue 22-08-203-011 Lot 17 of Owens Subdivision

1310 W. Iles Avenue 22-08-203-012, -013 Lot 18 of Owens Subdivision

1337 W. Iles Avenue 22-08-201-004 The East 80 feet of the West 300 feet of the North 160 feet of Lot 42 of West Grand Place

1333 W. Iles Avenue 22-08-201-005 The West 40 feet of the East 80 feet of the West 380 feet of Lot 42 of West Grand Place

1331 W. Iles Avenue 22-08-201-006 The East 40 feet of the East 80 feet of the West 380 feet of Lot 42 of West Grand Place

1329 W. Iles Avenue 22-08-201-007 The West 100 feet of the East 580 feet of the North 160 feet of Lot 42 of West Grand Place

1321 W. Iles Avenue 22-08-201-008 The West 120 feet of the East 480 feet of the North 160 feet of Lot 42 of West Grand Place

1313 W. Iles Avenue 22-08-201-009 The North 160 feet of the West 80 feet of the East 360 feet of Lot 42 of West Grand Place

1303 W. Iles Avenue 22-08-201-011 The East 120 feet of the North 160 feet of Lot 42 of West Grand Place

1245 W. Iles Avenue 22-08-201-012 The West 90 feet of Lot 6 in Block 1 of West Grand Place

1241 W. Iles Avenue 22-08-201-013 The East 90 feet of the West 180 feet of Lot 6 in Block 1 of West Grand Place

Together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described.

All parcels annexed in 900.40-1 are located in Sangamon County, Illinois, and it is hereby annexed to the Village of Jerome.

900-40-2 A certified copy of this ordinance, together with an accurate map of the territory annexed by this ordinance, shall be recorded with the Sangamon County Recorder of Deeds, and with the Sangamon County Clerk, within 90 days of the passage of this ordinance. (5-2-96)

**900.41 AN ORDINANCE ANNEXING CERTAIN WHOLLY SURROUNDED TERRITORY ALONG AND NEAR SOUTH PARK AVENUE.**

900.41-1 The Following described unincorporated territory, which is wholly surrounded by the Village of Jerome, and which is situated in Woodside Township, Sangamon County, Illinois, shall be and hereby is annexed to the Village of Jerome:

2815 S. Park; 22-08-206-023 The North 67 Feet of the South 169.15 feet of the East 323 Feet of Lot 40 in Block I of West Grand Place.

2817 S. Park; 22-08-206-022 The South 102.15 Feet of the East 323 Feet of Lot 40 in Block 1 of West Grand Place.

2829 S. Park; 22-08-251-030 The East Half of the East Half of the North Half of the North Half of Lot 39 in Block 1 of West Grand Place.

2812 S. Park; 22-08-208-014 The South 200 Feet of the West 150 Feet of Lot 21 in Block 1 of West Grand Place.

2900 S. Park; 22-08-255-001 The North 150 Feet of the West 78.17 feet of Lot 22 in Block 1 of West Grand Place.

1232 W. Maple So. 22-08-255-002 The East 61.83 Feet of the West 140 Feet of the North 150 Feet of Lot 22 in Block 1 of West Grand Place.

2901 S. Park; 22-08-251-031 The East Half of the East half of the South Half of the North Half of Lot 39 in Block 1 of West Grand Place, except the East 240 Feet of the South 64.5 Feet of the North Half thereof.

2905 S. Park; 22-08-251-032 The East 240 Feet of the South 64.5 Feet of the North Half of Lot 39 in Block 1 of West Grand Place.

2913 S. Park; 22-08-251-033 The East Half of the North Half of Lot 39 in Block 1 of West Grand Place, except the West 240 Feet thereof.

2907 S. Park; 22-08-251-014 The West 240 Feet of the East 480 feet of the North 3/4 of Lot 39 in Block 1 of West Grand Place.

10 Reed Court; (part) 22-08-251-013 The North 25 Feet of the East 52 Feet of the West Half of the South Half of Lot 39 in Block 1 of West Grand Place.

11 Reed Court; (part); 22-08-251-038 (part), formerly -011 The North 25 Feet of the East 4 Feet of the West 228 feet of the East 280 feet of the West Half of the South Half of Lot 39 in Block 1 of West Grand Place.

12 Reed Court; (part) 22-08-251-009 The North 25 feet of the East 50 feet of the West 144 feet of the East 280 feet of the West Half of the South Half of Lot 39 in Block 1 of West Grand Place.

13 Reed Court;(part) 22-08-251-007 The North 25 Feet of the East 50 Feet of the West 94 Feet of the East 280 Feet of the West Half of the South Half of Lot 39 in Block 1 of West Grand Place.

14 Reed Court; (part) 22-08-251-005 The North 25 Feet of the West 44 feet of the East 280 feet of the West Half of the South Half of Lot 39 in Block 1 of West Grand Place.

2936 Fillmore St.; 22-08-251-015 The North 55 Feet of the West 200 Feet of the South Half of Lot 39 in Block 1 of West Grand Place.

2917 S. Park; 22-08-251-034 The North 39 Feet of the South Half of the East Half of the South Half of Lot 39 in Block 1 of West Grand Place, except the West 342.71 feet thereof.

2921 S. Park; 22-08-251-035 The East 138.08 feet of the South 70.59 feet of the East Half of the South Half of Lot 39 in Block 1 of West Grand Place.

2933 S. Park 22-08-252-018 The East 188.08 feet of the South 80 Feet of the North 110 feet of Lot 38 in Block 1 of West Grand Place, except the West 50 feet thereof.

2939 S. Park; 22-08-252-030 The North 60 Feet of the South 3/4 of Lot 38 in Block 1 of West Grand Place.

2943 S. Park; 22-08-252-031 The South 55.72 feet of the North 115.72 feet of the South 3/4 of Lot 38 in Block 1 of West Grand Place.

3005 S. Park; 22-08-253-037 The North 67 feet of the North 93 feet of the South 213 feet of the East 157 feet of the East 213 feet of Lot 38 in Block 1 of West Grand Place.

3007 S. Park; 22-08-251-038 (part) The North 93 feet of the South 213 feet of the East 311.84 feet of Lot 38 in Block 1 of West Grand Place, except the North 67 feet of the East 157 feet thereof.

3007-1/2 S. Park; 22-08-253-039 The West 90 feet of the South 60 feet of the North 152 feet of the South 213 Feet of the East 311.84 feet of Lot 38 in Block 1 of West Grand Place.

3009 S. Park; 22-08-253-030 The North 60 feet of the South 120 feet of the East 223.58 feet of Lot 38 in Block 1 of West Grand Place.

3013 S. Park; 22-08-253-031 The South 60 feet of the East 313.58 feet of Lot 38 in Block 1 of West Grand Place.

3021 S. Park; 22-08-253-040 The North 70 feet of the East 5 feet of Lot 12 of Call & Landgrebe Subdivision and the North 70 feet of the East 143.7 feet of Lot 37 in Block 1 of West Grand Place.

together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described.

900.41-2 A certified copy of this ordinance, together with an accurate map of the territory annexed by this ordinance, shall be recorded with the Sangamon County Recorder of Deeds, and with the Sangamon County Clerk, within 90 days of the passage of this ordinance.

(6-6-96)

**900.42      AN ORDINANCE ANNEXING & ZONING CERTAIN TERRITORY  
CONTIGUOUS TO THE VILLAGE OF JEROME UPON VOLUNTARY  
PETITION**

900.42-1      The following described unincorporated territory which is contiguous to the Village of Jerome and which is situated in Sangamon County, Illinois upon voluntary petition of the owners of the territory shall be and hereby annexed to the Village of Jerome

1228 West Iles Avenue 22-08.0-207-011

The East 67 feet of the North 220 feet of Lot 7 in West Grand Place, a Subdivision of all the northeast quarter of Section 8, Township 15, Range 5 West of the Third Principal Meridian, excepting that portion of said Quarter Section lying South of the North Line of the Wabash Railroad's company right of way.

900.42-2      The above described annexed territory shall be and hereby is zoned category R-1, as described in the Zoning Ordinance of Jerome, Illinois adopted November 1963 (revised March 1977).

900.42-3      A certified copy of this Ordinance, together with an accurate map of the territory annexed by this Ordinance, shall be recorded with the Sangamon County Recorder of Deeds and with the Sangamon County Clerk within 90 days of the passage of this Ordinance. (7-2-03)

**900.43      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF  
JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOIS.**

900.43-1      The following described unincorporated territory which is contiguous to the Village of Jerome upon voluntary petition of the owners of the territories shall be and hereby annexed to the Village of Jerome:

2607 S. Lincoln; 22-08.0-227-002 Henry G. Poos Sub L 8 W Grand Place L 17

2613 S. Lincoln; 22-08.0-227-003 Henry G. Poos Sub L 8 W Grand Place L 16

2612 S. Lincoln; 22-08.0-228-003 Henry G. Poos Sub L 8 W Grand Place L 3

2606 S. Lincoln; 22-08.0-228-002 Henry G. Poos Sub L 8 W Grand Place L 2

2600 S. Lincoln; 22-08.0-228-001 Henry G. Poos Sub L 8 W Grand Place L 1

1145 W. Iles Avenue; 22-08.0-226-004 E 60' W 130' L 5 B 1 West Grand Place

1135 W. Iles Avenue; 22-08.0-226-007 E 45' W 80' L 4 B 1 West Grand Place

1132 W. Iles; 22-08.0-228-017 W 100' N 160' L 9 B 1 West Grand Place

1124 W. Iles Avenue; 22-08.0-228-018 E 50' W 150' N 160' L 9 B 1 West Grand Place

1120 S. Iles Avenue; 22-08.0-228-019 W 50' E 160' N 160' L 9 B 1 West Grand Place

2625 S. Lincoln; 22-08.0-227-005 Henry G. Poos Sub L 8 W Grand Place L 14

2719 S. Lincoln; 22-08.0-227-009 Henry G. Poos Sub L 8 W Grand Place L 10

2718 S. Lincoln; 22-08.0-228-009 Henry G. Poos Sub L 8 W Grand Place L 9

2712 S. Lincoln; 22-08.0-228-008 Henry G. Poos Sub L 8 W Grand Place L 8

2706 S. Lincoln; 22-08.0-228-007 Henry G. Poos Sub L 8 W Grand Place L 7

2801 S. Lincoln; 22-08.0-227-011 N Brancatos Sub L 20 W Grand Place L 2

2800 S. Lincoln Avenue; 22-08.0-228-011 N Brancatos Sub L 20 W Grand Place L 14

2807 S. Lincoln; 22-08.0-227-012 N Brancatos Sub L 20 W Grand Place L 3

2806 W. Lincoln; 22-08.0-228-012 N Brancatos Sub L 20 W Grand Place L 13

2813 S. Lincoln; 22-08.0-227-013 N Brancatos Sub L 20 W Grand Place L 4

2812 S. Lincoln; 22-08.0-228-013 N Brancatos Sub L 20 W Grand Place L 12

2819 S. Lincoln; 22-08.0-227-014 N Brancatos Sub L 20 W Grand Place L 5

2818 S. Lincoln; 22-08.0-228-014 N Brancatos Sub L 20 W Grand Place L 11

2825 S. Lincoln; 22-08.0-227-015 N Brancatos Sub L 20 W Grand Place L 6

2831 S. Lincoln; 22-08.0-227-016 N Brancatos Sub L 20 W Grand Place L 7

2824 S. Lincoln; 22-08.0-228-061 N Brancatos Sub L 20 W Grand Place N 125' L 10

2835 S. Lincoln Avenue; 22-08.0-227-018 N Brancatos Sub L 20 W Grand Place L 9

1201 W. Maple Avenue South; 22-08.0-228-068 N Brancato Sub of Lot 20 West Grand Place W. 110' of S. 150' Lot 10

1115 W. Maple Avenue South; 22-08.0-228-097 W 60' S 287.5' L 19 B 1 West Grand Pl  
& E 55' S 150' L 10 N Brancato Sub of L 20 West Grand PL (25,489 SQ FT)

1113 West Maple Avenue South; 22-08.0-228-040 E 60' W 120' S 160' L 19 B 1 West  
Grand Place

1107 West Maple; 22-08.0-228-039 E 60' W 120' N 127.50' S 287.50' L 19 B 1 West  
Grand Place

1113 West Maple Avenue; 22-08.0-228-040 E 60' W 120' S 160' L 19 B 1 West Grand  
Place

1109 West Maple Avenue South; 22-08.0-228-041 W 67' E 190' S 160' L 19 B 1 West  
Grand Place

1107 West Maple; 22-08.0-228-042 EX W 120' & EX W 67' E 190' S 160' & EX E 64' S  
152' B 1

1101 West Maple Avenue South; 22-08.0-228-043 West Grand Place E 64' S 152' L 19  
B 1

13 Evergreen Court; 22-08.0-228-044 L 13 Evergreen Court

12 Evergreen Court; 22-08.0-228-045 Evergreen Court L 12

14 Evergreen Court; 22-08.0-229-001 Evergreen Court L 14 & S 25' L 15

16 Evergreen Court; 22-08.0-229-002 Evergreen Court N 40' L 15 & All L 16

10 Evergreen Court; 22-08.0-228-047 Evergreen Court L 10 49' x 158'

9 Evergreen Court; 22-08.0-228-048 Evergreen Court L 9

8 Evergreen Court; 22-08.0-228-049 Evergreen Court L 8

17 Evergreen Court; 22-08.0-229-003 Evergreen Court L 17 & L 18 EX S 25'

19 Evergreen Court; 22-08.0-229-005 Evergreen Court S 25' L 18 & All L 19

6 Evergreen Court; 22-08.0-228-051 Evergreen Court L 6

5 Evergreen Court; 22-08.0-228-052 Evergreen Court L 5

4 Evergreen Court; 22-08.0-228-053 Evergreen Court L 4

3 Evergreen Court; 22-08.0-228-054 Evergreen Court L 3

1 Evergreen Court; 22-08.0-228-055 Evergreen Court L 2

2825 S. MacArthur Blvd; 22-08.0-228-081 Lot 1 Evergreen Ct E 3' x EX S 50'

2829 S. MacArthur Blvd.; 22-08.0-228-093 S 50' Of Lot 1 Evergreen Court 50 X 127

2833 S. MacArthur Blvd; 22-08.0-228-083 S 140' E 130 Lot 17 West Grand Place  
Except for Street

1214 W. Maple Avenue South; 22-08.0-276-002 L 6 B 1 West Grand Place Spauldings  
Sub L 23 & 33

1214 West Maple Avenue South; 22-08.0-276-003 L 5 B 1 W. Grand Place Spauldings  
Sub L 23 & 33

1214 West Maple Avenue South; 22-08.0-276-004 L 4 B 1 West Grand Place Spauldings  
Sub L 23&33

1204 West Maple Avenue South; 22-08.0-276-006, 22-08.0-276-005 L 2 B 1 West Grand  
Place Spauldings Sub L 23&33 L 3 B 1 West Grand Place Spauldings Sub L 23&33

1124 West Maple Avenue South; 22-08.0-276-007 W 54' L 1 B 1 West Grand Place  
Spauldings Sub L 23&33

1120 West Maple Avenue South; 22-08.0-276-008 W 40' N 250' L 24 B 1 W Grand  
Place & E 16' L 1 Spauldings Sub L 23-33 West Grand Place

1112 West Maple Avenue South; 22-08.0-276-009 E 80' W 120' N 225' L 24 B 1 West  
Grand Place

1108 West Maple Avenue South; 22-08.0-276-010 E 165' N 135' L 24 EX E 65' N 135'  
B 1 West Grand Place

1104 West Maple Avenue South; 22-08.0-276-011 E 65' N 135' L 24 B 1 West Grand  
Place

2929 S. Douglas; 22-08.0-276-021 S 90' N 225' E 165' L 24 B 1 West Grand Place

2904 S. Douglas; 22-08.0-278-009 S 42' of W 125' L 27 B 1 West Grand Place 8-15-5  
(42x125)

1036 West Maple Avenue South; 22-08.0-278-003 W 60' E 180' L 27 B 1 West Grand  
Place

1034 West Maple Avenue South; 22-08.0-278-004 W 60' E 120' L 27 B 1 West Grand Place

1030 West Maple Avenue South; 22-08.0-278-005, 22-08.0-278-006 E 60' L 27 B 1 West Grand Place W 45' L 28 B 1 West Grand Place

1020 West Maple Avenue South; 22-08.0-278-007 E 75' W 120' L 28 B 1 West Grand Place

1016 West Maple Avenue South; 22-08.0-278-008 E 60' W 180' L 28 B 1 West Grand Place

1014 West Maple Avenue South; 22-08.0-278-030 PT N 80' E 150' Lot 28 West Grand Place

2909 W. Macarthur Blvd; 22-08.0-278-028 S 86.67' E 150' Lot 28 West Grand Place EX E 3'

2919 S. Macarthur Blvd; 22-08.0-278-034 E 130' N 133.33' Lot 29 West Grand Place EX E 3'

1237 Urban Avenue; 22-08.0-255-012 W 50' E 100' S ½ L 22 B 1 West Grand Place

1233 West Urban Street; 22-08.0-255-013 E 50' S 1/2 L 22 B 1 West Grand Place

1215 Urban Avenue; 22-08.0-276-026 L 12 & 13 & E 10' L 11

1125 Urban Avenue; 22-08.0-276-027 PT L 24 Block 1 West Grand Place

2935 S. Douglas; 22-08.0-276-022 N 40' E 165' S 1/2 L 24 S 25' E 165' N 1/2 L 24 & A 10'  
Strip S 185' W & L Shaped PCE W 65' TR L 24 B 1

2939 S. Douglas; 22-08.0-276-023 N 50' S 200' E 185' L 24 B 1 West Grand Place

2941 S. Douglas; 22-08.0-276-024 S 50' N 100' S 200' E 185' L 24 B 1

2945 S. Douglas Avenue; 22-08.0-276-025 S 100' E 177' L 24 B 1 West Grand Place

2924 S. Douglas; 22-08.0-278-026 West Grand Place Sub W 150' S 50' L 26 B 1

2944 S. Douglas Avenue; 22-08.0-278-038 TR 1, 2, & 3 George W Wrights Survey L 25 W Grand PL & L A Of L 24 W GRD PL & VAC PT Douglas & Urban Ave 8-15-5

1025 West Urban; 22-08.0-278-015 TR 4 GEO W Wrights Survey L 25 West Grand Place

3009 S. Lincoln Avenue; 22-08.0-256-010 Elmwood Sub S 18' L 33 & N 28' L 34  
3013 S. Lincoln Avenue; 22-08.0-256-011 Elmwood Sub S 22' L 34 & N 24' L 35  
3017 S. Lincoln Avenue; 22-08.0-256-012 Elmwood Sub S 26' L 35 & N 20' L 36  
3021 S. Lincoln Avenue; 22-08.0-256-013 Elmwood Sub S 30' L 36 & N 16' L 37  
3025 S. Lincoln Avenue; 22-08.0-256-014 Elmwood Sub S 34' L 37 & N 12' L 38  
3008 S. Lincoln Avenue; 22-08.0-279-003 Elmwood Sub N 34' L 29 & S 14' L 30  
3004 S. Lincoln Avenue; 22-08.0-279-002 Elmwood Sub N 36' L 30 & S 12' L 31  
3000 S. Lincoln Avenue; 22-08.0-279-001 Elmwood Sub N 48' L 31  
3012 S. Lincoln Avenue; 22-08.0-279-004 Elmwood Sub N 32' L 28 & S 16' L 29  
3016 S. Lincoln Avenue; 22-08.0-279-005 Elmwood Sub N 30' L 27 & S 18' L 28  
3020 S. Lincoln Avenue; 22-08.0-279-006 Elmwood Sub N 28' L 26 & S 20' L 27  
3024 S. Lincoln Avenue; 22-08.0-279-007 Elmwood Sub N 26' L 25 & S 22' L 26  
3028 S. Lincoln; 22-08.0-279-008 Elmwood Sub N 24' L 24 & S 24' L 25  
3032 S. Lincoln Avenue; 22-08.0-279-009 Elmwood Sub N 22' L 23 & S 26' L 24  
3036 S. Lincoln Avenue; 22-08.0-279-010 Elmwood Sub N 20' L 22 & S 28' L 23  
3040 S. Lincoln Avenue; 22-08.0-279-011 Elmwood Sub Ex N 20' & S 10' L 22  
3005 Thayer Avenue; 22-08.0-279-013 Elmwood Subdn L 14  
3007 Thayer Avenue; 22-08.0-279-014 Elmwood Sub N 47' L 15  
3011 Thayer Avenue; 22-08.0-279-015 Elmwood Sub S 3' L 15 & N 44' L 16  
3015 Thayer Avenue; 22-08.0-279-016 Elmwood Sub S 6' L 16 & N 41' L 17  
3021 Thayer Avenue; 22-08.0-279-017 Elmwood sub S 9' L 17 & N 38' L 18  
3027 Thayer Avenue; 22-08.0-279-019 Elmwood Sub S 15' L 19 & N 32' L 20  
3031 Thayer Avenue; 22-08.0-279-020 Elmwood Sub S 18' L 20 & N 29' L 21

3035 Thayer Avenue; 22-08.0-279-021 Elmwood Sub N 75.25' S 85.25 L 21

3004 Thayer Avenue; 22-08.0-280-002 Elmwood Subdn L 11

3000 Thayer Avenue; 22-08.0-280-001 Elmwood Subdn L 12

3008 Thayer Avenue; 22-08.0-280-003 Elmwood Subdn L 10

3012 Thayer Avenue; 22-08.0-280-004 Elmwood Subdn N 47' L 9

3028 Thayer Avenue; 22-08.0-280-031 Pt Lots 5 & 6 Elmwood Sub (5659 Sq Ft) 8-15-5

1101 Wabash Avenue; 22-08.0-280-019 Pt Lots 4, 5, & 6 Elmwood Sub (road row) 8-15-5  
(28,669 Sq Ft)

1104 Urban Avenue; 22-08.0-280-011 Elmwood Subdn L 2

1100 Urban Avenue; 22-08.0-280-012 Elmwood Subdn L 34 & 35 & N 72' L 36 W  
Grand Place L 1

1028 Urban Avenue; 22-08.0-280-013 L 15 B 1 West Grand Place Spauldings Sub L  
23&33

1024 Urban Avenue; 22-08.0-280-014

1022 Urban Avenue; 22-08.0-280-015 L 17 B 1 West Grand Place Spauldings Sub L  
23&33

1020 Urban Avenue; 22-08.0-280-016 L 18 B 1 West Grand Place Spauldings Sub L  
23&33

1016 Urban Avenue; 22-08.0-280-017 L 19 B 1 West Grand Place Spauldings Sub L  
23&33

1012 Urban Avenue; 22-08.0-280-018 L 20 B 1 West Grand Place Spauldings Sub L  
23&33

1013 Wabash Avenue; 22-08.0-280-028 PT Lot 32 West Grand Place

1015 Urban Avenue; 22-08.0-278-017 W 60' L 31 B 1 West Grand Place

1039 W. Wabash Avenue; 22-08.0-280-030 Lot 23 – 26 of Spaulding Sub of Lot 33 of  
West Grand Place

1033 Wabash Avenue; 22-08.0-280-025 L 22 B 1 West Grand Place Spauldings Sub L 23&33

1031 Wabash Avenue; 22-08.0-280-026 L 21 B 1 West Grand Place Spauldings Sub L 23&33

all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included within the corporate limits of the Village of Jerome, Sangamon County, Illinois, together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described. (6-2-09)

**900.44      AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE VILLAGE OF JEROME IN THE COUNTY OF SANGAMON IN THE STATE OF ILLINOIS**

900.44-1      The following described unincorporated territory which is contiguous to the Village of Jerome upon voluntary petition of the owners of the territories shall be and hereby annexed to the Village of Jerome:

7 Evergreen Court; 22-08.0-228-050 Evergreen Court L7

2619 S. Lincoln Avenue; 22-08.0-227-004 Lot 15 Henry G. Poos Sub of Lot 8 West Grand Place

2624 S. Lincoln Avenue; 22-08.0-228-005 Henry G. Poos Sub L 8 West Grand Place L 5

2701 S. Lincoln Avenue; 22-08.0-227-006 Henry G. Poos Sub L 8 West Grand Place L 13

2707 S. Lincoln Avenue; 22-08.0-227-007 Henry G. Poos Sub L 8 West Grand Place L 12

2713 S. Lincoln Avenue; 22-08.0-227-008 Henry G. Poos Sub L 8 West Grand Place L 11

2724 S. Lincoln Avenue; 22-08.0-228-010 N. Brancatos Sub L 20 West Grand Place L 15

2725 S. Lincoln Avenue; 22-08.0-227-010 N Brancatos Sub L 20 West Grand Place L 1

3005 S. Lincoln Avenue; 22-08.0-256-009 Elmwood Sub S 14' L 32 & N 32' L 33

1038 W. Maple Avenue South; 22-08.0-278-002 E 62 ½ W 125' L 27 Ex S 42' West Grand Place B 1

1040 W. Maple Avenue South; 22-08.0-278-001 W 62 ½' L 27 Ex S 42' West Grand Place B 1

1218 W. Maple Avenue South; 22-08.0-276-001 L 7 B 1 West Grand Place Spauldings Sub L 23 & 33

3001 S. Thayer Street; 22-08.0-279-012 Elmwood Subdn L 13

3016 S. Thayer Street; 22-08.0-280-005 Elmwood Subdn N 44' L 8 & S 3' L 9

3020 S. Thayer Street; 22-08.0-280-006 Elmwood Subdn N 41' L 7 & S 6' L 8

3025 S. Thayer Street; 22-08.0-279-018 Elmwood Sub S 12' L 18 & N 35' L 19

1108 W. Urban Avenue; 22-08.0-280-010 Elmwood Subdn L 3

1127 W. Urban Avenue; 22-08.0-276-018 W 60' S ½ L 24 B 1 West Grand Place

1129 W. Urban Avenue; 22-08.0-276-017 L 14 B 1 West Grand Place Spauldings Sub L 23 & 33

1217 W. Urban Avenue; 22-08.0-276-014 E 10' Lot 9 All Lot 10 & W. 20' Lot 11 & W. 10' of E. 20' Lot 11 Spauldings Sub Lot 23 & 33 West Grand Place Sub

1229 W. Urban Avenue; 22-08.0-276-012 L 8 B 1 West Grand Place Spaulding Sub L 23 & 33

1229 W. Urban Avenue; 22-08.0-276-013 W 30' L 9 B 1 West Grand Place Spaulding Sub L 23 & 33

1201 W. Iles Avenue; 22-08.0-226-003 E 60' W 190' L 5 B 1 West Grand Place

1141 W. Iles Avenue; 22-08.0-226-005 W 50' E 60' L 5 B 1 West Grand Place

1139 W. Iles Avenue; 22-08.0-226-006 W 35' L 4 & E 10' L 5 B 1 West Grand Place

1131 W. Iles Avenue; 22-08.0-226-008 W 40' E 230' L 4 B 1 West Grand Place

1116 W. Iles Avenue; 22-08.0-228-020 W 60' E 110' N 160' L 9 B 1 West Grand Place

1117 W. Iles Avenue; 22-08.0-226-011 E 76' L 4 B 1 West Grand Place

1105 W. Iles Avenue; 22-08.0-226-012 W 40' W 80' L 3 B 1 West Grand Place

1101 W. Iles Avenue; 22-08.0-226-013 E 40' W 80' L 3 B 1 West Grand Place

1104 W. Iles Avenue; 22-08.0-228-021 W 40' L 10 B 1 West Grand Place

1100 W. Iles Avenue; 22-08.0-228-022 E 50' W 90' L 10 B 1 West Grand Place

1041 W. Iles Avenue; 22-08.0-226-014 W 50' E 140' L 3 B 1 West Grand Place

1036/1038/1040 W. Iles Avenue; 22-08.0-228-024 W 55' E 80' L 10 B 1 West Grand Place

1030/1032/1034 W. Iles Avenue; 22-08.0-228-023 W 55' E 130' L 10 B 1 West Grand Place

1026 W. Iles Avenue; 22-08.0-228-063 S 65' W 50' L 11 West Grand Place

1028 W. Iles Avenue; 22-08.0-228-072 E 20' Lot 10 E E 2' S 65' & W 50' Lot 11 Ex S65' West Grand Place

1029 W. Iles Avenue; 22-08.0-226-025 E 30' L 3 & W 54' L 2 West Grand Place

1024 W. Iles Avenue; 22-08.0-228-026 E 50' W 100' L 11 B 1 West Grand Place

1020 W. Iles Avenue; 22-08.0-228-027 W 50' E 120' L 11 B 1 West Grand Place

1021 W. Iles Avenue; 22-08.0-226-018 W ½ & E ½ L 2 B 1 West Grand Place

1016 W. Iles Avenue; 22-08.0-228-028 W 50' E 70' L 11 B 1 West Grand Place

1017 W. Iles Avenue; 22-08.0-226-019 E ½ E ½ L 2 B 1 West Grand Place

1012 W. Iles Avenue; 22-08.0-228-029 E 20' L 11 & W 30' L 12 B 1 West Grand Place

1013 W. Iles Avenue; 22-08.0-226-020 Scaife Sub L 1 West Grand Place L 4

1009 W. Iles Avenue; 22-08.0-226-021 Scaife Sub L 1 West Grand Place L 3

2625 S. MacArthur Boulevard; 22-08.0-228-075 PT E 190' Lot 12 West Grand Place

all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included with the corporate limits of the Village of Jerome, Sangamon County, Illinois, together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described. (8-20-09)

900.44-1 The following described unincorporated territory which is contiguous to the Village of Jerome upon voluntary petition of the owners of the territories shall be and hereby annexed to the Village of Jerome:

1037 W. Iles Avenue; 22-08.0-226-015 3024 S. Thayer Street; 22-08.0-280-007  
W 60' E 90' L 3 B 1 West Grand Place Elmwood Subdn N 38' L 6 & S 9' L 7

2700 S. Lincoln Avenue; 22-08.0-228-0061207 W. Maple Avenue South; 22-08.0-227-  
Henry G. Poos Sub L 8 W Grand Place L 6017 N Brancatos Sub L 20 W Grand Place L 8

all situated in the County of Sangamon and State of Illinois shall be and the same is hereby annexed to and made a part of and included with the corporate limits of the Village of Jerome, Sangamon County, Illinois, together with territory to the far side of any adjacent road or highway not already in a municipality, and all territory in every road or highway wholly within the area described. (11-5-09)

#### Procedure for Annexation:

901.1 In order for a proposed annexation of property to the Village of Jerome, Illinois to be considered by the Board of Trustees, all of the property owners of the subject property shall file a petition on the prescribed form with the Clerk. The petition must conform with the following requirements:

1. The petition must be signed by all property owners;
2. The petition must be signed by at least 51% of the electors residing therein;
3. The petition must include a legal description of the property that is adequate for publication and recording purposes;
4. The subject property contained in the petition must be unincorporated and not incorporated into another municipality;
5. The subject property contained in the petition must be contiguous to the Village of Jerome, Illinois,
6. The petition must contain a statement that notice will be given to the appropriate for protection and library district as necessary; and
7. The annexation of the property contained in the petition must extend to the far side of any adjacent roadway, which is not annexed to a municipality.

#### 901.1-1 Annexation Policy

In order to provide for territorial growth of the Village of Jerome that is in accord with recognized planning principles, all proposed annexations to the Village of Jerome shall undergo review in accordance with the annexation review process set forth herein. (1-16-03)

#### 901.1-2 Annexation Review Process

Before any vote is taken by the Village of Jerome Planning and Zoning Commission or the Village of Jerome Board of Trustees on a proposed

annexation, the Annexation Review Process provided for in Appendix A shall be completed; provided, however, the validity of the annexation ordinance passed by the Village of Jerome Board of Trustees shall not be affected by a failure to follow or any deviations from the provisions thereof. (1-16-03)

- 901.1 Upon receipt of a petition for annexation of property, the President, the trustee for Building & Zoning and the Clerk will review the petition to determine if said petition meets all the requirements enumerated in Section 1. If the petition does not meet the requirements enumerated in Section 1, the Clerk will notify the property owner that the submitted petition is not valid and set forth the reasons explaining the petition's invalidity. If the petition meets the requirements enumerated in Section 1, the Clerk will notify the property owner and present the petition to the Trustee for Building and Zoning.
- 901.2 The Trustee for Building and Zoning shall forward the petition to the Village of Jerome Planning and Zoning Commission for public hearing at its next scheduled meeting. The Clerk shall give the proper notice and make the required publication for the public hearing as required by law. The Planning and Zoning Commission shall conduct a public hearing and make a recommendation to the Board of Trustees to adopt or reject the proposed annexation within five (5) business days following the public hearing.
- 901.3 After receiving the recommendation from the Planning and Zoning Commission, the Board of Trustees shall vote to accept or reject the Commission's recommendation regarding the petition at the next regularly scheduled meeting of the Board of Trustees after receipt of the recommendation. A majority vote of the Trustees then holding office is required to approve any petition for annexation.
- 901.4 If the Board of Trustees approves the annexation of the property, the Clerk shall record a copy of the ordinance annexing the territory together with an accurate map of the annexed territory with the Recorder of Deeds of Sangamon County, Illinois, and make all such other filings and perform all other actions as required by law.

## CHAPTER ELEVEN

Subject Codes 1100 to 1103--Franchises

Topic Code 1100 --CILCO Franchises

- (Rescinded 3-15-84)

1100.2 Granting a Franchise to Central Illinois Light Company

Topic Code 1101--Illinois Bell Telephone Franchise

1101.1 Granting to the Illinois Bell Telephone Company, Its Lessees, Successors and Assigns, Certain Rights

Topic Code 1102--TV Franchise

1102.1 Granting a Franchise to Operate and Maintain a Community Antenna Television System

Topic Code 1103--Street Light Franchise

1103.1 Granting a Franchise to the City of Springfield, Illinois

**1100.2      AN ORDINANCE GRANTING A FRANCHISE TO CENTRAL ILLINOIS LIGHT COMPANY.**

1100.2-1      Grant.

1100.2-la      That the right, privilege and authority be and the same is hereby granted to Central Illinois Light Company, (hereinafter called Grantee), a corporation organized under the laws of the State of Illinois and to its successors and assigns, for the term hereinafter specified to construct, maintain and operate within the Village of Jerome, Sangamon County, Illinois, a system or systems and connections with other plants or systems to furnish, sell, distribute, deliver and dispose of gas for light, heat, and for any other purposes for which said gas may prove to be adaptable to the Village of Jerome, and to the residents and others in and adjacent to said Village of Jerome, and to the public generally and to that end there is hereby granted to said Grantee, its successors and assigns, the right to enter into and upon and use the streets, avenues, alleys and public grounds to construct, lay, establish, erect, maintain and operate underground pipes, regulator pits and all necessary appliances or devices that may prove adaptable for containing, carrying, distributing and operating gas through, in, along, under and across the streets, avenues, lanes, alleys and public places within the present as well as the future corporate limits of the Village for the purpose of furnishing light and heat to said Village and to the residents and others in said Village and the surrounding and other territory and to the public generally, with the right and privilege to re-enter from time to time for the making of such addition, extensions, connections repairs, renewals and alterations as may be necessary for the proper maintenance and operation of said system or systems and

provided always that such powers are exercises subject to all restrictions in this ordinance contained. (5-21-98)

- 1100.2-1b It is expressly understood and agreed that the power and authority hereby granted shall not authorize or permit said Grantee, its successors and assigns, at any time to enter upon, molest or interfere with any private property or to mutilate, remove or destroy any tree, shrub or bush on private property without express authority from the owner thereof.
- 1100.2-2 Rates, special tax, etc.
- 1100.2-2a The rates to be charged for the supplying of gas for light, heat, or other purposes as herein contemplated shall be such as may be established from time to time by the Illinois Commerce Commission. In the event that the Illinois Commerce Commission, the Federal Energy Regulatory Commission, or other governmental entities of competent jurisdiction. In the event that the Illinois Commerce Commission is abolished or has no authority to establish or determine rates, the rates shall be such as the law may thereupon or thereafter provide. (5-21-98)
- 1100.2-2b If, at any time, the Village shall, by ordinance or otherwise impose any occupation tax license, inspection fee, rental or occupation charge or any other charge or imposition against the said Grantee on account of the use by it of any space in any street, alley or public place, for its mains, services, regulators or other appliances in connections with the gas distribution system, then and in such event, the rates for gas service to the Village of Jerome and individual customers shall be proportionately increased by an amount equal to the sum total of any such tax, license, inspection fee, rental or occupation charge or any other charge or imposition made against said Grantee and by it paid in any year; the sum total of such tax, license, inspection fee, rental or occupation charge or any other charge or imposition to be divided by the total sales of gas thereunder in any year in determining such increase in rate. If and when such occupation tax, license, inspection fee, rental or occupation charge or any other charge or imposition is levied, Grantee shall file with the Illinois Commerce Commission its proposed increase in rate or rates.
- 1100.2-3 Obstruction of streets. In laying, establishing and maintaining the said system there shall be the minimum feasible obstruction to the use of the highways for travel, and excavations shall remain open for the minimum feasible time commensurate with good and efficient work, and the Grantee shall restore said highways as nearly as possible to the condition in which it found the same and any loss or damage which may arise or be caused to any person or property by reason of the Grantee's want of care shall be borne by the Grantee, and the Grantee shall hold the Village of Jerome harmless in every and all respects from any damage, loss or liability resulting from any act of the Company or its agents or from the conduct of the business. The location of the pipes, mains and other appliances in the streets or other public places of this Village shall be subject to the approval of the Superintendent of Streets or other duly authorized agent of the Board of Trustees designated for that purpose from time to time. Said pipes, mains And other appliances in the streets of said Village shall be so located as not to injure drains, sewers, catch basins or other property of the Village, and if any such are damaged, they shall be

repaired by the Grantee, such repair to be subject to the approval of the Superintendent of Streets, or other duly authorized agent of the Village.

- 1100.2-4     Installation and location of mains. The Grantee shall install its underground pipes and other necessary appliances or devices for containing, carrying and distributing the -as through the streets, alleys and public places or highways of said Village in the usual manner and so as to give efficient service to its customers, and the manner in which such underground pipes and appliances or devices are laid shall be under the direction of the Superintendent of Streets. Grantee agrees that it will furnish the Village Board of Trustees complete and up-to-date maps showing size and location of all mains laid in public streets and alleys, and that after the completion of the original proposed system, Grantee will from time to time revise said maps showing such locations as the main system is extended or changed.
- 1100.2-5     Rules and regulations. The Grantee, its successors and assigns, may, at any time, make and enforce, as a part of the conditions upon which it will furnish gas for light, heat and power or for any other purposes for which said service may prove to be adaptable in said Village of Jerome, such lawful rules and regulations as are not inconsistent with the terms and provisions of this ordinance or any other ordinance or ordinances in the Village of Jerome.
- 1100.2-6     Village police power reserved. The Village of Jerome expressly reserves all of its police power to adopt general ordinances necessary to protect the safety and welfare of the general public in relation to the rights hereby granted not inconsistent with the provisions of this ordinance and the laws of this state.
- 1100.2-7     Free gas furnished for Village buildings. The Grantee, its successors and assigns, by acceptance of this franchise, agrees to furnish gas free of cost to the Village of Jerome, as long as this franchise shall be in full force and effect, for the sole purpose of heating the existing Village Hall and/or any other building used by the Village of Jerome for municipal purposes only. The above-mentioned heating costs, when computed at the established applicable rate then in effect, should not exceed one hundred forty dollars (\$140.00) per year.
- 1100.2-8     Operation of system. Grantee agrees to operate said gas system in conformity with the regulations, requirements and specifications of the Illinois Commerce Commission as the same may be hereafter amended or modified, and shall comply with all the lawful regulations and orders of said Illinois Commerce Commission or any successor of said Commission that may be vested by law with the regulation of utilities, pertaining to gas service in said Village. (5-21-98)
- 1100.2-9     Grant binding. This Ordinance is hereby granted, and the terms and provisions thereof, shall extend to and be binding upon the Grantee, its successors and assigns. (5-21-98)
- 1100.2-10    Term. This ordinance will remain in full force and effect for ten (10) years from

the date of its final passage by the President and Board of Trustees of the Village of Jerome, Sangamon County, Illinois, provided that the Grantee accepts such franchise ordinance in writing within thirty (30) days after its passage. (5-21-98)

- 1100.2-11 Repeal. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed as of the effective date of this Ordinance. Invalidity of any part of this Ordinance shall not invalidate the whole, but each provision thereof shall be considered severable and any provision or portion thereof, which shall not be found to be invalid, shall remain in full force and effect. (8-27-57) (5-21-98)

**1101.1 AN ORDINANCE GRANTING TO THE ILLINOIS BELL TELEPHONE COMPANY, ITS LESSEES, SUCCESSORS AND ASSIGNS, CERTAIN RIGHTS IN THE VILLAGE OF JEROME, SANGAMON COUNTY, ILLINOIS.**

- 1101.1-1 The ILLINOIS BELL TELEPHONE COMPANY, its lessees, successors and assigns, are hereby granted the right to construct, erect, renew, maintain and operate in, upon, along, across, under and over the streets, alleys and public ways of the said Village of Jerome (hereinafter for the convenience called the Municipality), lines of poles, anchors, wires, cables, conduits, vaults, laterals and other fixtures and equipment, and to use the same for the transmission of sounds and signals by means of electricity, and especially for the conduct of a general telephone business, for the period of twenty-five (25) years from and after the effective date of this ordinance and thereafter until terminated by sixty (60) days' notice, either by the Municipality to the Company or by the Company to the Municipality. The term of this ordinance shall be for the period of three (3) years beginning January 1, 1984, and extending to December 31, 1986, and thereafter until terminated by sixty (60) days written notice, either by the Municipality to the Company, or by the Company to the Municipality. (1-3-85).

- 1101.1-2 The location and height above or the depth below the public thoroughfares of the existing lines of poles, anchors, wires, cables, conduits, vaults, laterals and other fixtures and equipment of said Company within the Municipality are hereby approved, and the same shall be maintained and operated under and subject to the provisions of this ordinance. Any change in or extension of any of said poles, anchors, wires, cables, conduits, vaults, laterals or other fixtures and equipment (herein referred to as "structures"), or the construction of any additional structures, in, upon, along, across, under or over the streets, alleys and public ways of the Municipality shall be made under the direction of the Chairman of the Committee on Streets and Alleys of the Municipality, or such officer as may be designated from time to time by the governing body of the Municipality for that purpose, who shall, if the proposed change, extension or construction conforms to the provisions hereof, issue written permits therefor. The height above public thoroughfares of all aerial wires and cables hereafter constructed shall conform to the requirements of the Illinois Commerce Commission or other regulatory body having jurisdiction thereof. All structures hereafter installed shall be so placed, and all work in connection with such installation shall be so performed as to interfere unreasonable with ordinary travel on the highways of the Municipality or with any municipal water or sewer pipes then in place, and in case of bringing, to grade or change of grade, or change or width of any street or

alley, said Company, provided it is notified thereof in writing at least thirty (30) days prior to the commencement thereof, shall change its structures so as to conform thereto, except where such change of grade or the width of any street or alley is made in connection with the rearrangement, separation or alteration of railroad crossings or is incident to any such rearrangement, separation or alteration. The tops of all vaults constructed by said Company within the Municipality shall present an even surface with the pavement at the point where laid, and, subject to the exception contained in the last preceding sentence, shall be lowered or raised by said Company to conform to the top of paving or improvement as required by the governing body of the Municipality whenever the grade of the street or alley in which any such vault is located may be at any time hereafter lowered or raised.

- 1101.1-3 Said Company, after doing any excavating, shall leave the surface of the ground in a neatly graded condition. All sidewalks, parkways or pavements disturbed by said Company shall be restored by it to as good condition as before said sidewalk, parkway or pavement was disturbed by it, and in the event that any such sidewalk, parkway or pavement shall become uneven, unsettled, or otherwise requires repairing, because of such disturbance by the Company, then said Company, as soon as climatic conditions will permit, shall, promptly, upon receipt of notice from the Municipality so to do, cause such sidewalk, parkway or pavement to be repaired or restored to as good condition as before said sidewalk, parkway or pavement was disturbed by said Company. Said Company shall keep all structures which it shall construct by virtue of this ordinance, in a reasonably safe condition at all times, and shall maintain such barriers and danger signals during the construction, repair or renewal work performed there under as will reasonably avoid damage to life, limb and property.
- 1101.1-4 The said Company shall, at its own expense, defend all suits that may be brought against the Municipality on account of or in connection with the violation by the Company of any of the obligations hereby imposed upon or assumed by it, or by reason of or in connection with any damage to life, limb or property as a result of the structures constructed by it under or by virtue of this ordinance, and shall save and keep harmless the Municipality from any and all damages, judgments, costs expenses of every kind, that may arise by reason thereof; provided, that notice in writing shall be immediately given to said Company of any claim or suit against the Municipality which, by the terms hereof, the said Company shall be obligated to defend, or against which the Company has hereby agreed to save and keep harmless the Municipality and provided further that the Municipality shall furnish to said Company all information in its possession relating to said claim or suit, and cooperate with said Company in the defense of said claim or suit. The governing body of the Municipality may, if it so desires, assist in defending any such claim or suit, but solely under the direction of the Company or its attorneys, and the Company shall not be required to reimburse the Municipality for expenses incurred by it in case of the election so to assist.
- 1101.1-5 In consideration of the foregoing grant, while said Company is using any pole or poles erected or maintained here under, it will permit the Municipality the use of sufficient

space for carrying the Municipality's police and fire alarm signal wires by means of one cross arm to be placed, in accordance with the Company's specifications by the Municipality at its expense, at the top of the space available for the use of the Company on any of said poles ' it being understood that the poles upon which space is permitted the Municipality shall be considered, for the purpose of this agreement, as personal property; provided that such wires shall be so placed and maintained by the Municipality that the use of the same will not interfere with the operations and maintenance of the Company's equipment or its use of said poles, and provided further that a thirty (30) inch climbing space shall be maintained between the pole pins on poles jointly used with another public utility. All such police and fire alarm signal wires shall be attached and maintained under the direction and supervision of said Company's authorized representatives, and only upon the following conditions: No such police and fire alarm signal wires shall be attached to any of said poles of said Company if such wires shall carry a voltage of more than four hundred (400) volts, nor if the transmitted power exceeds one hundred fifty (150) watts, nor if, in any part of the circuit of such wire, it is supported upon a pole on which there is any wire carrying a constant potential alternating current exceeding five thousand (5,000) volts between conductors, or twenty-five hundred (2,500) volts normally to ground, or a constant potential direct current exceeding seven hundred fifty (750) volts to ground, or a constant series arc or incandescent light circuit, carrying in excess of seven and five tenths (7.5) amperes. In case any such police and fire alarm signal wire in any part of its circuit is supported upon a pole on which there is any wire used for the supply of electrical energy for lighting, heating or power purposes, carrying a constant potential alternating current of five thousand (5,000) volts or less between conductors, or twenty-five hundred (2,500) volts or less normally to -round, or a direct current circuit of seven hundred fifty (750) volts or less to ground, or a constant current series arc or incandescent light circuit carrying seven and five-tenths (7.5) amperes or less, then such police or fire alarm signal wire shall be attached to such pole at a point not less than four (4) feet below such wire used for the supply of electrical energy. The Municipality shall, at its own expense, defend all claims, demands or suits on account of any injury to life, limb or property that may result by reason of or in connection with the presence, use, maintenance, erection or removal of the Municipality's police and fire alarm signal wires and their appurtenances pursuant hereto, and hereby agrees to save and keep harmless said Company from any and all damages, judgments, costs and expenses of any kind which may arise by reason thereof.

1101.1-6 So long as the Company exercises and enjoys the rights granted to it hereunder, it shall pay to the Municipality for each Access Line that the Company maintains and operates within the Municipality: \$0.256 per Access Line per month for the calendar year 1984, retroactive to January 1, 1984; \$0.288 per Access Line per month for the calendar year 1985; and \$0.320 per Access Line per month for the calendar year 1986 (hereinafter "Access Line Value"); provided, however, that the amount paid in such years shall not be less than the payment that the municipality is entitled to or has received under a prior Interim Agreement dated December 30, 1983 for the period commencing January 1, 1984, nor in any event shall the payments be less than the amounts the Municipality received either in cash or value of services rendered for the calendar year 1983. The Company shall make said payments on a monthly basis, due the last day of the succeeding calendar

month. "Access Line" as used in this Section shall mean "the connecting facility between a customer's premises and the Company's serving central office that provides customer access to the dial network for placing and receiving calls." "Within the Municipality" means within the corporate boundaries of the city, village or incorporated town named in this Ordinance as recorded with the appropriate county recorder and as provided to the Company. Municipality agrees to notify the Company of any ordinances annexing to or disconnecting from such corporate boundaries and agrees to provide to the Company an accurate map of such changes showing. If available, street name and number detail.

- 1101.1-6a The Access Line Values specified in this Section are based upon aggregate franchise payments by the Company to all Illinois municipalities (except Chicago) within the Company's operating area (hereinafter "Illinois Municipalities") of \$8.0 million for the calendar year 1984, \$9 million for the calendar year 1985 and \$10 million for the calendar year 1986 (hereinafter "Agreed Franchise Payments"). If the Company's actual annual franchise payments to all Illinois Municipalities whether paid or accrued, differ from said Agreed Franchise Payments, such difference in amount shall be adjusted in January of the succeeding year. Such difference in amount shall be divided by the number of the Company's Access Lines within all Illinois Municipalities in such month and then either added to or deducted from the Access Line Value for said month of January. Thereafter, the Access Line value specified in the first paragraph of this Section shall be used for each succeeding month in such calendar year.
- 1101.1-6b Company shall, within forty-five (45) days of the effective date of this Ordinance, make an appropriate ' adjustment between payments to which Municipality is entitled under this Ordinance and payment that Municipality is entitled to or has received under a prior or interim Agreement dated December 30, 1983 for the period commencing January 1, 1984.
- 1101.1-6c Company agrees to provide annually, within a reasonable time from Municipality's request, the names, addresses and number of Access Lines for each of its customers within the Municipality, subject to Municipality's agreement not to disclose said information, which Municipality agrees shall be used solely for the purposes of verifying the number of Company's Access Lines within the Municipality. Company further agrees to substantiate upon request the contents of such report and all records and other documents required for such verification shall, upon reasonable advance notice, be subject to inspection by the Municipality.
- 1101.1-6d The Company without charge and when directed by the chief officer of the Municipality, shall move within the same premises the customer premises wire associated with each Access Line provided to the Municipality by the Company, provided that not more than one such change of location in any one year per Access Line shall be made by the Company without expense to the Municipality. "Customer premises wire" is defined as any wire beginning on the customer's side of the network interface or equivalent and ending at the registration jack or connecting block, exclusive of wiring associated with key or PBX systems and their serving terminals or main distribution frames.

- 1101.1-6e The provisions of this Section shall be re-negotiated upon 30 days' written notice from one party to the other at any time on or after June 30, 1986. (Section 6 amended January 3, 1985).
- 1101.1-7 The Company after five (5) days written notice from the governing body of the Municipality to do so, shall remove or raise or lower its structures temporarily to permit the moving of a building or any other object along a highway, provided the benefited party or parties shall agree to pay the Company an amount equal to the actual cost of effecting such temporary changes in its structures; and provided further that, pending the determination of such actual cost, the benefited party or parties shall have deposited with the Company an equal to the cost as estimated by the Company. Should any amount of such deposit remain unexpended, after deducting the actual cost involved, said amount shall be returned to the party making the deposit.
- 1101.1-8 In case said Company shall fail or neglect to comply with any or all of the provisions of this ordinance (unless by order of the Illinois Commerce Commission or of any other body, board, commission or court of competent jurisdiction, said Company is otherwise directed, or unless the compliance by said Company with such provision is prohibited or adjudged unlawful by an order of the Illinois Commerce Commission or by an order of any other body, board, commission or court of competent jurisdiction, the Municipality reserves the right to repeal this ordinance or rescind this contract, and forfeit the rights hereby created or sought to be created I provided that no such repeal, rescission or forfeiture shall exist or be claimed because of such failure or neglect, until written notice of such failure or neglect so claimed shall have been given to said Company and a reasonable opportunity afforded it to comply with the provisions hereof or to prove that such compliance already exists. In the event that said Illinois Commerce Commission or any other body, board, commission or court of competent jurisdiction shall adjudge any provision or provisions hereof invalid or illegal, or direct a change by the Company in any matter or thing herein contained, such invalidity or illegality or change shall in no way effect the remaining provisions of this ordinance, or their validity of legality, and this ordinance in all other respects shall continue in full force and effect, as if said provision or provisions had not been so adjudged invalid or illegal or such change directed.
- 1101.1-9 All grants, franchises, rights, licenses and privileges heretofore made or granted by the Municipality by ordinance or otherwise to said Company and all rights of said Company under grants, franchises, rights, licenses and privileges made by the Municipality to others from which said Company may have purchased any part of its poles, lines, equipment or plant, are hereby revoked and repealed, it being the intention that this ordinance shall contain all grants, franchises, rights, licenses and privileges of said Company, and all obligations of said Company in connection therewith.
- 1101.1-10 Whenever the word "Company" or the words "Illinois Bell Telephone Company" are used in this ordinance, they shall be construed to mean the Illinois Bell Telephone Company, its lessees, successors and assigns, and this ordinance shall be binding upon and inure to the benefit of the said Company, its lessees, successors and assigns.

1101.1-11 This ordinance shall be in full force upon receipt, by the Clerk of the Municipality, of the Company's written and unconditional acceptance of all of the provisions of this ordinance executed by its proper officer's thereunto duly authorized, under the corporate seal of said Company, and attested by its Secretary of Assistant Secretary. (4-4-63)

**1102.1 AN ORDINANCE RENEWING A FRANCHISE TO TIMES MIRROR CABLE TELEVISION OF SPRINGFIELD INC. (FORMERLY FIRST ILLINOIS CABLE TV, INC.) TO OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM.**

1102.1-1 Grant of franchise. In consideration of the faithful performance and observance of the conditions and obligations herein after specified in this ordinance, the Grantor hereby grants to the Grantee a nonexclusive franchise to construct, improve, operate and maintain a cable television system within, above, over and under the Streets, alleys and public ways of the Village of Jerome.

1102.1-2 Effective date of franchise. The effective date of this franchise agreement shall be the date of passage of this ordinance by the Grantor, subject to execution by the Grantee.

1102.1-3 Duration. The term of this franchise agreement shall be seventeen (17) years from the effective date hereof at which time it shall expire and be of no force and effect.

1102.2 Definitions.

1102.2-1 AGREEMENT means this Ordinance and any amendments or renewals thereto.

1102.2-2 BASIC TELEVISION SERVICE means the total of all of the following:

1102.2-2a The provision to all subscribers of all broadcast television station signals (or portions thereof) as provided for in this franchise Agreement.

1102.2-2b The provision to all subscribers of non-broadcast open-channel signals, originating from sources outside the cable television system and provided for in this franchise Agreement.

1102.2-2c The cablecasting to all subscribers of Local Origination programming and Public, Educational and Government Access programming.

1102.2-2d The transmission to all subscribers of all other cablecasting open-channel signals. Basic Television Service may be offered to subscribers in one or more tiers or combination of programs.

1102.2-3 CABLE TELEVISION SYSTEM or SYSTEM means a system of antennas, cables, amplifiers, towers, microwave links, cablecasting studios, and other conductors, converters, equipment or facilities, designed and constructed for the primary purpose of

distributing video programming to subscribers, and the secondary purpose of producing, receiving, amplifying, storing, processing, or distributing audio, video, digital, or other forms of electronic or electrical signals.

- 1102.2-4 CONVERTER means an electronic device, which converts signal carriers from one form to another.
- 1102.2-5 BOARD means the governing body of the Village.
- 1102.2-6 FCC means the Federal Communications Commission and any legally appointed or elected successor.
- 1102.2-7 FRANCHISE means the nonexclusive rights granted pursuant to this Agreement to construct and operate a cable television system along the public way within all or a specified area in the Village.
- 1102.2-8 GRANTEE means Times Mirror Cable Television of Springfield, Inc. or any person or entity who or which succeeds Grantee in accordance with the provisions of this Agreement.
- 1102.2-9 GROSS ANNUAL REVENUES means the annual gross revenues received by the Grantee from all sources of operations of the cable television system in the franchise area, except that any sales, excise or other taxes collected for direct pass-through to local, State or Federal governments shall not be included.
- 1102.2-10 PAY-CABLE or PAY-TELEVISION means the delivery to subscribers of signals for a fee or charge over and above the charge for Basic Service, on a per program, per channel, or other subscription basis.
- 1102.2-11 SERVICE AREA means the entire geographic area within the present Village.
- 1102.2-12 SUBSCRIBER means any person, firm, corporation, or other entity who or which subscribes to, for any purpose, a service provided by the Grantee by means of or in connection with the system.
- 1102.3 GENERAL REQUIREMENTS
- 1102.3-1 Governing requirements. The Grantee shall construct, improve, operate and maintain the System in compliance with all-applicable laws, ordinances, rules and regulations. Nothing in this franchise shall be deemed to waive the requirements of the various codes and ordinances of the Grantor of general application.
- 1102.3-2 Franchise fee. The Grantee shall pay to the Grantor an annual franchise fee of three percent (3%) of Gross Annual Revenues. Payments due the Grantor under this provision shall be computed quarterly, for the preceding quarter, as of March 31, June 30, September 30, and December 31. Each quarterly payment shall be due and payable no

later than forty-five days after the dates listed in the previous sentence. Each payment shall be accompanied by a brief report showing the basis for the computation.

1102.3-3 Insurance.

1102.3-3a Grantee shall maintain in force satisfactory liability insurance policies in the minimum amounts of:

<u>Workers' Compensation</u>	As required by the laws of the State of Illinois.
<u>Employer's Liability Insurance</u>	One Hundred Thousand (\$100,000)
<u>Comprehensive General Liability</u>	Bodily Injury, including One Million (\$1,000,000) death. Each occurrence death.
Property Damage	One Million (\$1,000,000) each occurrence
Personal Injury	One Million (\$1,000,000) Aggregate
<u>Comprehensive Automobile Liability</u>	Bodily Injury, including One million (\$1,000,000) Death each person
Bodily Injury,	including One Million (\$1,000,000) death, and Property each occurrence Damage
Bodily Injury,	including One Million (\$1,000,000) death and Property aggregate Damage

1102.3-3b The Grantee shall have the Grantor and all of its officers and employees included as co-insured on all insurance policies referred to in this Section, which shall be maintained for the duration of this franchise agreement.

1102.3-4 Franchise renewal.

1102.3-4a No later than twelve (12) months prior to the expiration of the term of this Agreement, the Grantee may file an application, in writing, for renewal of the franchise.

1102.3-4b Discussions between the Grantor and the Grantee of the Grantee's renewal request shall include, but not be limited to, all the terms and conditions of this Agreement, such additional requirements or provisions as either party may request and whether the Grantee has complied with the terms and conditions of this Agreement.

- 1102.3-4c The Grantor's consideration of the Grantee's request for renewal may include a public hearing before the Council.
- 1102.3-4d Renewal of the franchise shall be subject to, the mutual agreement of the parties to the terms and conditions of such renewal, but shall not be unreasonably denied.
- 1102.3-5 Forfeiture or revocation.
- 1102.3-5a The Grantor reserves the right to revoke the franchise granted hereunder and rescind all rights and privileges associated with the franchise in the following circumstances, each of which shall represent a default and breach of this Agreement.
- 1102.3-5b If the Grantee should default in the performance of any of its material obligations under this Agreement.
- 1102.3-5c If the Grantee should willfully violate any orders or rulings of any regulatory body having jurisdiction over the Grantee relative to this franchise unless such orders or rulings are being contested by the Grantee in a court of competent jurisdiction.
- 1102.3-5d If the Grantee fails for a substantial time to provide effective transmission and necessary services and capabilities to subscribers subject to force majeure provisions of Section 8.
- 1102.3-6 Procedure prior to revocation.
- 1102.3-6a The Grantor may make written demand that the Grantee complies with any such requirement, rule, or regulation or correct any action deemed cause for revocation. If the failure, refusal or neglect of the Grantee continues for a period of Thirty (30) days following such written demand, the Grantor may place its request for termination of the franchise upon a regular Board meeting agenda. The Grantor shall cause notice to be served upon such Grantee, at least ten (10) days prior to the date of such meeting, a written notice of its intent to request such termination, and the time and place of the meeting, notice of which shall be published at least once, ten (10) days before such meeting in a newspaper of general circulation within the franchise area.
- 1102.3-6b The Grantor shall hear any persons interested therein, and shall determine, in its discretion, whether or not any failure, refusal or neglect by the Grantee was with just cause.
- 1102.3-6c If such failure, refusal or neglect by the Grantee was with just cause, the Grantor shall direct the Grantee to comply within such time and manner and upon such terms and conditions as are reasonable.
- 1102.3-6d If the Grantor shall determine such failure, refusal or neglect by the Grantee was without just cause, then the Grantor may, by resolution, declare that the franchise of such Grantee shall be terminated unless there be compliance by the Grantee within such period as the Grantor may reasonably fix.

- 1102.3-6e The termination and forfeiture of any franchise shall in no way affect any of the rights of the Grantor or Grantee under the franchise or any provision of law.
- 1102.3-7 Assignment or transfer.
- 1102.3-7a The rights and privileges granted under this Agreement and the System facilities shall not be assigned or transferred either in whole or in part or leased, sublet, pledged or mortgaged in any manner, nor shall title thereto either legal or equitable, or any right, interest, or property therein, pass to or vest in any person either by the act of the Grantee or by operation of law such as the sale of stock or merger without the prior express approval of the Grantor. The granting, giving or waiving of any one or more of such approvals shall not render unnecessary any subsequent approval. The Grantor shall not unreasonably withhold such approval and may require reasonable conditions in connection with such assignment or transfer.
- 1102.3-7b Nothing in this Section shall prohibit a mortgage or pledge of System facilities or any part thereof or a leasing by the Grantee of System facilities or part thereof for financing purposes in connection with the rebuild of the System. Any such mortgage, pledge, or lease shall be subject and subordinate to the rights of the Grantor and subscribers under this Agreement.
- 1102.4 CONSTRUCTION AND DESIGN REQUIREMENTS
- 1102.4-1 General. The Grantee shall meet or exceed all the material cable television system construction and service requirements set out in this franchise Agreement.
- 1102.4-2 System upgrade. Upon the effective date of this Agreement, Grantee shall commence an upgrading of the cable television System now serving the Village. The System upgrade shall expand the channel capacity to provide the capability to deliver up to thirty (30) television channels to all subscribers. The upgrade shall be completed no later than twelve (12) months following the effective date of this Agreement.
- 1102.4-3 System rebuild. Grantee shall complete a rebuild of the cable television System no later than July 1, 1990. The rebuilt System shall provide the following:
- 1102.4-3a The capability to deliver up to fifty-two (52) channels of television programming to all subscribers (400 Megahertz operation).
- 1102.4-3b The capacity for interactive home services.
- 1102.4-3c Emergency standby power at all critical elements of the system.
- 1102.4-3d Automatic system status monitoring of signals transmitted back to the headend from various system test points.

- 1102.4-3e Provision to requesting subscribers, at no charge, of a parental control locking device or digital code.
- 1102.4-4 Rights of inspection of construction. Grantor shall have the right to inspect at its own expense all construction or installation work performed subject to the provisions of this franchise Agreement and to make such tests as it shall find necessary to ensure compliance with the terms of the franchise and other pertinent provisions of law.
- 1102.4-5 Technical standards. The Federal Communications Commission (FCC) Rules and Regulations, Part 76, Subpart K (Technical Standards) and any amendments thereto, shall apply.
- 1102.4-6 New development undergrounding. In cases of new construction or property development where utilities are to be placed underground, upon request by the Grantee, the developer or property owner shall give Grantee sixty (60) days' notice of the estimated period of time during which open trenching will be available for Grantee's installation of conduit, pedestals and/or vaults, and laterals to be provided at Grantee's expense. Grantee shall also provide specifications as needed for trenching.
- Costs of trenching and easements required to bring service to the development shall be borne by the developer or property owner; except that if Grantee fails to install its conduit, pedestals and/ or vaults, and laterals within five (5) working days after the date the trenches are available, as designated in the notice given by the developer or property owner, then should the trenches be closed after the five (5) day period, the cost of new trenching is to be borne by Grantee.
- 1102.4-7 Street occupancy.
- 1102.4-7a Grantee shall utilize existing poles, conduits and other facilities whenever possible, and not construct or install any new, different, or additional poles, conduits, or other facilities whether on public property or on privately-owned property until the written approval of the Grantor is obtained.
- 1102.4-7b Grantee shall notify the Grantor at least ten (10) days in advance of its intention to commence any construction in any streets. The Grantor shall cooperate with the Grantee in granting any permits required, providing such grant and subsequent construction by the Grantee shall not unduly interfere with the use of such streets and that proposed construction shall be done in accordance with the pertinent provisions of the ordinances of the Grantor.
- 1102.4-7c Grantee agrees that all transmission lines, equipment and structures shall be so installed and located as to cause minimum interference with the rights and reasonable convenience of property owners and at all times, shall be kept and maintained in a safe, adequate and substantial condition, and in good order and repair.

- 1102.4-7d Grantee agrees that it shall, at its own expense, and in a manner approved by the Grantor, restores to Grantor standards and specifications any damage or disturbance caused to the public way as a result of its operations or construction on its behalf.
- 1102.4-8 Construction standard.
- 1102.4-8a. Compliance with safety codes. All construction practices shall be in accordance with all applicable sections of the Occupational Safety and Health Act of 1970 and any amendments thereto as well as all State and local codes where applicable.
- 1102.4-8b Safety, nuisance, requirements. The Grantee agrees that it shall at all times employ ordinary care and shall install and maintain in use commonly accepted methods and devices preventing failures and accidents which are likely to cause damage, injury or nuisance to the public.
- 1102.5 SERVICES AND PROGRAMMING
- 1102.5-1 Initial services and programming. For the upgrade system as required by Subsection 4.2 above, Grantee shall provide the initial services and programming indicated in Exhibit A. If any listed service shall become unavailable, or the Grantee for valid reasons ceases to provide the listed service, Grantee shall attempt to provide substitute programming considered at least as attractive to cable system subscribers. Grantee may combine programming into composite channels to improve efficiency of channel utilization or to attract a larger viewing audience.
- 1102.5-2 Rebuild services and programming. For the rebuilt System, Grantee shall provide the Services and programming indicated in Exhibit B. If any listed service shall become unavailable, or if Grantee for valid reasons ceases to provide the listed service, Grantee shall provide substitute programming considered at least as attractive to cable system subscribers. Grantee may combine programming into composite channels to improve efficiency of channel utilization or to attract a larger viewing audience.
- 1102.5-3 Leased channel service. Grantee shall offer leased channel service at nondiscriminatory rates and on reasonable terms and conditions.
- 1102.5-4 Availability to handicapped. The Grantee shall take reasonable affirmative steps to insure maximum practicable availability of its services to handicapped persons.
- 1102.6 RATES AND CHARGES.
- 1102.6-1 Rates and charges. Grantee's rates and charges to subscribers within the franchise area shall be the same as those charged to Grantee's subscribers in the City of Springfield. Grantee shall furnish Grantor with a complete description of its current rates and charges for basic television service and pay television service as of the effective date of this franchise agreement and shall thereafter notify Grantor at least thirty (30) days in advance of any changes in said rates and charges.

1102.7 REGULATION OF FRANCHISE

- 1102.7-1a Remedies for franchise violations. For franchise violations, Grantor reserves the right to require Grantee to correct or otherwise remedy the violation prior to any rate increase becoming effective.
- 1102.7-1b In the event the stated violation is not reasonably curable within sixty (60) days, the franchise will not be terminated or revoked if the Grantee provides, within the said sixty (60) days, a plan, satisfactory to the Grantor, to remedy the violation and continues to demonstrate good faith in seeking to correct said violation.
- 1102.7-1c In determining which remedy or remedies for Grantee's violation are appropriate, Grantor shall take into consideration the nature of the violation, the person or persons bearing the impact of the violation, the nature of the remedy required in order to prevent further such violations and such other matters as the Grantor may deem appropriate.
- 1102.7-1d Within ten (10) days after receipt of a written notice of a violation from Grantor, Grantee may request a hearing before a Grantor-designated hearing officer in a full public proceeding affording due process. Such hearing shall be held within twenty (20) days of the receipt of the request therefore.
- 1102.7-2 Open books and records. The Grantor shall have the right to inspect at any time during normal business hours, all books, records, maps, plans, financial statements, service complaint logs, performance test results and other like materials of the Grantee which relate to the operation of the franchise.
- 1102.7-3 Maintenance and complaints.
- 1102.7-3a The Grantee shall render efficient service, make repairs promptly, and interrupt service only for good cause and for the shortest time possible. Such interruptions, insofar as possible, shall be preceded by notice and shall occur during period of minimum use of system.
- 1102.7-3b The Grantee shall maintain a repair force of technicians capable of responding to subscriber repair or service complaints within twenty-four (24) hours after receipt of the complaint or request, including Saturdays, Sundays and holidays.
- 1102.8 FORCE MAJEURE: GRANTEE'S INABILITY TO PERFORM
- 1102.8-1 In the event Grantee's performance of any of the terms, conditions, obligations or requirements of this franchise agreement is prevented or impaired due to any cause beyond its reasonable control or not reasonably foreseeable, such inability to perform shall be deemed to be excused and no penalties or sanctions shall be imposed as a result thereof, provided Grantee has notified Grantor in writing within thirty (30) days of its discovery of the occurrence of such an event. Such causes beyond Grantee's reasonable

control or not reasonably foreseeable shall include, but not be limited to, acts of God, civil emergencies and labor unrest or strikes.

1102.9        HOLD HARMLESS

1102.9-1        The Grantee on behalf of itself, its successors and assigns, shall defend, indemnify and hold harmless the Grantor, its officers, boards, commissions, agents and employees, and each of them, against and from any and all claims, demands, actions, suits, liabilities and judgments of every kind and nature and regardless of the merits of the same, arising out of or related to the exercise or enjoyment of the franchise granted pursuant to this Agreement, including costs of investigations, attorneys' fees and court costs in the defense of any actions, to the extent that such claims or demands are alleged to be the result of any error, omission, intentional act or negligent act of Grantee or any persons employed by Grantee, even if in this subsection shall be deemed to apply to Grantor's use or operation of the access channels that Grantee employee is in error or by misinformation alleged to be a Grantor employee. Nothing in this subsection shall be deemed to apply to Grantor's use or operation of the access channel.

1102.10       NOTICES

1102.10-1       Any notice provided in this Agreement to be given by either party hereto to the other shall be deemed to have been duly given when made in writing and deposited in the United States mail, postage prepaid, addressed as follows:

To Grantee:    General Manager  
Times Mirror Cable Television of Springfield, Inc.  
711 South Dirksen Parkway  
Springfield, Illinois 62703

To Grantor:    Clerk of the Village of Jerome  
2901 South Leonard Street  
Springfield, Illinois 62704

By notice complying with this Section either party shall have the right to change the address to which notice to such party may be sent.

1102.11        SUPERCEDURE

1102.11-1       This Agreement and the Exhibits attached thereto contain the full understanding of the parties with respect to the subject matter hereof and supersede Ordinance No. Sec. 1102.1 et seq. as amended.

1102.12        GOVERNING LAW

This Agreement shall be construed, interpreted and enforced in accordance with the laws of the State of Illinois. (11-1-84)

**1103.1      AN ORDINANCE GRANTING A FRANCHISE TO THE CITY OF  
SPRINGFIELD, ILLINOIS.**

- 1103.1-1      That the right, privilege and authority be and the same is hereby granted to the City of Springfield (herein called the Grantee), a municipal corporation organized and existing under the laws of the State of Illinois for the term hereinafter specified, to construct, maintain and operate within the Village of Jerome an electric transmitting and distributing system for the transmission, sale, delivery or supply of electrical energy for public and private use including street lights in said Village and elsewhere, and to use the streets, avenues, alleys, sidewalks, public grounds and bridges of and in said Village of Jerome, Illinois, for the purpose of erecting, constructing, maintaining, replacing and substituting poles, wires, cables, conduits and other facilities, either above or below the surface thereof for the transmission distribution, sale, delivery or supply of electrical energy for public and private use in said Village or elsewhere; and to that end there is hereby granted to the Grantee, its successors and assigns, the right to enter into and upon and to use the streets, avenues, alleys, sidewalks, public grounds and bridges to construct, lay, establish, erect, maintain and operate aerial poles and other supports, cables, wires and underground conduits with all necessary braces, guys, cross arms, anchors, transformers and other appliances that may prove adaptable for the carrying, transforming distribution or operation of electricity through, in, along, under, over and across the streets, avenues, alleys, sidewalks, public grounds, bridges, and public places within the present, as well as the future, corporate limits. of the Village of Jerome) Illinois, for the purpose of furnishing light, heat and power to the said Village of Jerome, and to residents and others in the said Village of Jerome, and to the surrounding territory, and to the public generally, with the right and privilege to re-enter, from time to time, for the purpose of making such additions, extensions, connections, repairs, installations, renewals, substitutions and alterations as may be necessary for the proper maintenance and operation of said system or systems and connections, or any portion thereof and provided always that such powers are to be exercised subject to all restrictions in this ordinance contained.
- 1103-1-2      The rates to be charged for the supplying of electric current for light, heat and power or other purposes as herein contemplated shall be those as may be established from time to time by the Springfield City Council, for the furnishing of such service to customers of the City of Springfield within the corporate limits of said City, but in the event the Grantee becomes obligated for the payment of any real estate or personal property taxes on its facilities outside the corporate limits of the City of Springfield and within the boundaries of any township within which the Village of Jerome is located, then the rates to be charged for the supply of electric current for light, heat and power shall be increased proportionately in the ratio to which the number of customers in the Village of Jerome bears to the total number of customers in the applicable township, and in the event the Village of Jerome enacts a utility tax, the Grantee may increase its charges proportionately to cover the amount of such tax together with a reasonable service charge to defray the City's cost incurred in the computation, collection and payment of such tax to the Village of Jerome.

- 1103.1-3 Said Grantee, in constructing, extending or operating said system or systems, shall not, at any time, unreasonably obstruct any street, alley or public place in said Village, and whenever in constructing, extending, maintaining or operating said system or systems it shall in anyway use or obstruct any street, alley or public place, it shall, as soon as practicable, comply with all village ordinances relative to filling any excavations made and restore the same to its first and former condition, and shall, at all times, defend, save, hold and keep the Village of Jerome harmless from, and indemnify it against any and all expenses and costs of defense, and damages which may accrue, or be recovered against said Village through the negligence or other wrongful conduct of the Grantee herein, or any of its employees in the construction, operation, extension or maintenance of said system or systems.
- 1103.1-4 The Grantee may, at any time, make and enforce as a part of the conditions upon which it will furnish electricity or electric current for light, heat and power or for any other purposes for which said service may prove to be adapted in said Village of Jerome, such lawful rules and regulations as are not inconsistent with the terms and provisions of this ordinance or any other ordinance or ordinances in the Village of Jerome.
- 1103.1-5 All overhead wires and electrical conductors of the Grantee, its successors and assigns, shall be constructed, operated and maintained in accordance with good engineering practices and applicable safety codes.
- 1103.1-6 The Grantee is hereby granted the right and privilege to trim and remove trees at all times as may be wholly or in part on any Village property and which may interfere with the construction, operation or maintenance of Grantee's system or systems, under the supervision of the Superintendent of Streets of the Village of Jerome; provided, however, that nothing in this section contained shall authorize said Grantee to enter upon any property privately owned in the Village of Jerome for the purpose aforesaid without express authority from the owner thereof.
- 1103.1-7 Whenever any person or persons shall desire to move any building or other structure across, along, or upon any of the streets, alleys or public highways situated within the Village of Jerome, after having obtained proper authority for such purpose from the Village of Jerome, which operation will be interfered with by any of the wires or other electrical conductors of the Grantee the Village Clerk of the Village of Jerome shall give to the Grantee twenty-four (24) hours written notice, specifying the alley or alleys, street or streets, public highways or highways along, upon or across which said building or other structure will be moved, and thereupon the Grantee herein shall temporarily remove or raise its said wires and electrical conductors along the route designated, when and as required, to permit the unobstructed moving of the building or structure aforesaid; provided, however, the person or persons desiring to move any building or structure in accordance with the provisions hereof shall first deposit with the Grantee, an amount sufficient to indemnify the said Grantee against loss for all labor employed and materials used or destroyed in complying with provisions hereof, said amount to be determined from an estimate furnished by Grantee. Where the wires of the Grantee interfere with the trimming or removal of trees by the Village of Jerome or any resident thereof, the

Granted will, on receiving twenty-four (24) hours written notice from the Village Clerk of the Village of Jerome, temporarily remove said wires or assist in the trimming of said trees.

- 1103.1-8      The Grantee, its successors and assigns, by acceptance of this franchise, agrees to furnish a street lighting system as per the rates and conditions prescribed in a separate document entitled, Street Lighting Contract between the Village of Jerome and the City of Springfield, Illinois.
- 1103.1-9      If, at any time, the Village shall, by ordinance otherwise, impose any tax, license, inspection fee, rental or occupation charge or any other charge as against the said Grantee on account of the use by it of any space in any streets, alleys, avenues, sidewalks, public grounds or bridges for its poles, wires, cables, conduits or other facilities in connection with the electric distribution system) and street lighting system, then and in such event the rates for electric service to the Village of Jerome and individual customers shall be proportionately increased by an amount equal to the sum total of any such tax, license, inspection fee, rental or occupation charge or any other charge or imposition made against said Grantee and by it paid in any year; the sum total of such tax, license, inspection fee, rental or occupation charge or any other charge to be decided by the total sales of electricity hereunder in any year in determining such increase in rate.
- 1103.1-10     This ordinance is hereby granted and the terms and provisions thereof shall extend to and be binding upon the Grantee, Its successors and assigns.
- 1103.1-11     This ordinance shall become effective thirty (30) days after its passage, upon its acceptance in writing filed with the Village Clerk of Jerome Illinois, by the Grantee, within thirty (30) days after its passage, and this ordinance shall thereafter remain in full force and effect until April 4, 2020.
- 1103.1-12     All other ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed as of the effective date of this ordinance. Invalidity of any part of this ordinance shall not invalidate the whole, but each provision thereof shall be considered severable and any provision or portion thereof, which shall not be found to be invalid, shall remain in full force and effect. (3-5-70)

## CHAPTER TWELVE

### **1200.1      AN ORDINANCE PROVIDING FOR ADMINISTRATIVE HEARINGS IN THE VILLAGE OF JEROME**

1200.1-1      Purpose. The stated purpose of this article is to provide for fair and efficient enforcement and expeditious prosecution of municipal ordinance violations, as may be allowed by law and directed by this or any other ordinance, through an administrative adjudication of violations of Village ordinances and by establishing a schedule of fines and penalties, and authority and procedures for collection of unpaid fines and penalties.

1200.1-2      Definitions. As used in this article, unless the context requires otherwise:

**BUILDING CODE** Any municipal ordinance, law, housing, or building code or zoning ordinance that establishes construction, plumbing, heating, electrical, fire prevention, sanitation or other health and safety standards that are applicable to structures and property in the Village or any Village ordinance that requires, after notice, the cutting of weeds, the removal of garbage and debris, the removal of inoperable motor vehicles, or the abatement of nuisances from private property.

**BUILDING INSPECTOR** Any state, county or municipal employee or officer whose duties include the inspection or examination of structures in the village to determine if building code violations exist.

**BUILDING OWNER** The legal, equitable, or beneficial owner of a structure.

**CODE** The Village of Jerome Village code of ordinances except for any offense under the Illinois Motor Vehicle Code or a similar offense that is traffic regulating governing the movement of vehicles, but including however the administrative adjudication of violations of traffic regulations concerning the standing, parking or conditions of vehicles as set forth in Section 11-208.3 of the Illinois Motor Vehicle Code.

**CODE VIOLATION** Any infraction or violation of any Village of Jerome municipal ordinance, or violation of the Village code of the Village of Jerome including any building code, law or rule adopted by reference.

**DEFENDANT OR RESPONDENT** Any person, corporation, partnership, building or property owner, whether such ownership is legal or equitable, charged with a violation of any ordinance of the Village of Jerome or its Village code, building code, or any of its adopted codes.

**HEARING OFFICER** A Village employee or officer, agent, or appointee of the Village other than a law enforcement officer or building inspector whose duty it is to:

- A. Preside at an administrative hearing called to determine whether or not a building violation or other code violation exists;
- B. Hear testimony and accept evidence from all interested parties relevant to the existence of a building code violation or other code violation;
- C. Preserve and authenticate the transcript and record of the hearing and all exhibits, and evidence introduced at the hearing; and
- D. Issue and sign a written finding, decision and order stating whether a code violation exists.

1200.1-3 Jurisdiction. The Village of Jerome is hereby authorized to provide for and operate a "system of administrative adjudication", which shall be defined as the adjudication of any code violation or any other municipal ordinance violation of the Village of Jerome, including, but not limited to, those actions brought pursuant to the Village code of the Village of Jerome, as well as the zoning ordinance and adopted codes such as the building code, fire code, plumbing code, electrical code, property maintenance code and health and sanitation codes of the Village of Jerome, standing and parking violations brought pursuant to authority granted the Village by Section 11-208.3 of the Illinois Motor Vehicle Code and adopted as Chapter 5 of this code; excluding only those proceedings not within the statutory authority granted to the Village, pursuant to 65 Illinois Compiled Statutes 5/11-31.1-1 et seq., and 5/1-2.2-1 et seq. as now or hereafter amended; specifically any offense under the Illinois Motor Vehicle Code or similar offense that is a traffic regulation governing the movement of vehicles, and any reportable offense under Section 6-204 of the Illinois Motor Vehicle Code shall not be subject to administrative adjudication pursuant to the provisions of this article.

1200.1-4 Hearing procedures nonexclusive. The provisions of this article shall not preclude the Village from using other methods or proceedings to enforce the ordinances of the Village of Jerome, including the institution of any action in the circuit court of Sangamon County, Illinois, or any other authorized administrative proceeding.

1200.1-5 Instituting and conducting code hearing proceedings.

- A. At such time as any building inspector, police officer, or other individual authorized to issue a code violation citation notice finds the existence of a code violation, he or she shall note the violation on a multiple copy violation notice and report form, indicating the name and address of the structure owner, or other respondent, in cases other than building code violations, the type and nature of the violation, the date and time the violation was observed, the name of the person witnessing the violation and the address of the structure or other location where the violation is observed.
- B. The violation notice form shall be forwarded by the building inspector, police officer or other authorized individual, to the code hearing department where a citation or docket number shall be stamped on all copies of the notice and a

hearing date noted in the blank spaces provided for that purpose on the violation notice form. The hearing date shall not be less than thirty (30) nor more than forty (40) days after the violation is reported to the Village President.

- C. One copy of the violation notice form shall be maintained in the files of the Village and shall be part of the record of hearing, one copy of the notice form shall be returned to the inspector or officer so that he or she may prepare evidence of the code violation for presentation at the hearing on the date indicated, and one copy of the violation notice form shall be served, by first-class mail to the respondent, along with a summons commanding the respondent to appear at the hearing. If, in the case of a building code violation, the name of the owner of the structure or premises cannot be ascertained or if service on the owner cannot be made by mail, service may be made on the owner of the structure or premises by posting or nailing a copy of the violation notice form and summons, on the front door of the structure where the violation is found, not less than twenty (20) days before the hearing is scheduled.

1200.1-6      Subpoenas; defaults. At any time prior to the hearing date the hearing officer assigned to hear the case may, at the request of an inspector, other authorized party on behalf of the Village, or the attorney for the Village, or the owner or his or her attorney, issue subpoenas directing witnesses to appear and give testimony at the hearing. The party requesting a subpoena shall serve, via first-class mail, copies of any and all subpoenas on all parties to the action. If, on the date set for hearing, the respondent, his or her attorney or agent, fails to appear, the hearing officer may, after determining that proper notice of hearing has been given, find the respondent in default and shall proceed with the hearing and accept evidence relevant to the existence of a code violation.

1200.1-7      Continuances; representation at code hearings.

- A. No continuances shall be authorized by the hearing officer except in such cases where a continuance is absolutely necessary to protect the rights of the respondent. Lack of preparation shall not be grounds for a continuance. Any continuance authorized by a hearing officer under this section shall not exceed twenty five (25) days.
- B. At the hearing, the case for the Village may be presented by the building inspector in the case of a building code violation, by another village employee or by an attorney designated by the corporate authorities. The case for the respondent may be presented by the respondent, his or her attorney or other agent or representative designated by the respondent.

1200.1-8      Hearing; evidence. At the hearing, the hearing officer shall preside and      shall hear testimony and accept any evidence relevant to the existence or nonexistence

of a code violation. The strict rules of evidence applicable to judicial proceedings shall not apply to a hearing herein.

1200.1-9 Rights of the occupants.

A. If the violation charged is a building code violation it shall be unlawful for an action for eviction, abatement of a nuisance, forcible entry and detainer or other similar proceeding to be threatened or instituted against an occupant of a dwelling, by the respondent or anyone at his direction, solely because such occupant agrees to testify or testifies at a code violation hearing.

B. Anyone violating the provisions of this section shall be fined not less than twenty five dollars (\$25.00) nor more than seven hundred fifty dollars (\$750.00).

1200.1-10 Defense to code violations. It shall be a defense to a building code violation charged under this section if the owner, attorney on behalf of the owner, or any other agent or representative proves to the hearing officer's satisfaction that:

A. The code violation alleged in the notice did not in fact exist, at the time the violation notice was issued or at the time of the hearing the violation has been remedied or removed provided that if there has been a conviction for a violation within the last 12 months the defense of abatement shall not be available.

1200.1-11 Findings, decision, order. At the conclusion of the hearing, the hearing officer shall make a determination on the basis of the evidence presented at the hearing as to whether or not a code violation exists. The determination shall be in writing and shall be designated as findings, decision and order. The findings, decision and order shall include the hearing officer's findings of fact, a decision as to whether or not a code violation exists based upon the findings of fact, and an order, ordering correction of the violation in the case of a building code violation, stating the sanctions if applicable or dismissing the case, in the event a violation is not proved. If a violation is proved, the order may impose any and all sanctions that are provided by this code of the Village of Jerome, for a violation proved not to exceed the sum of seven hundred fifty dollars (\$750.00) per violation. Each day of violation may be considered a separate violation for purposes of this Code. A copy of the findings, decision and order shall be served on the respondent or his or her attorney within five (5) days after it is issued; service shall be in the same manner as the violation notice form and summons are served pursuant to section 5 of this article. Payment of any penalty or fine imposed shall be to the Village of Jerome and shall be paid within thirty (30) days of the date the order is issued.

1200.1-12 Review under administrative review act. The findings, decision and order of the hearing officer shall be subject to review in the circuit court of Sangamon County and the provisions of the administrative review law, and all amendments and modifications thereto, and the rules adopted pursuant thereto are adopted and shall

apply to and govern every action for the judicial review of the final findings, decision and order of a hearing officer, in hearings under this article.

1200.1-13 Judgment on findings, decision order.

- A. Any fine, other sanction or costs imposed, or part of any fine, other sanction or costs imposed remaining unpaid after the exhaustion of, or the failure to exhaust, judicial review procedures under the administrative review law shall be a debt due and owing the Village of Jerome and, as such, may be collected in accordance with applicable law.
- B. After expiration of the period within which judicial review under the administrative review law may be sought for a final determination of the violation, the Village may commence a proceeding in the circuit court of Sangamon County for purposes of obtaining a judgment on the findings, decision and order. Nothing in this article shall prevent the Village from consolidating multiple findings, decisions and orders against a person in such a proceeding. Upon commencement of the action, the Village shall file a certified copy of the findings, decisions and order, which shall be accompanied by a certification that recites facts sufficient to show that the findings, decision and order was issued in accordance with the provisions of 65 Illinois Compiled Statutes 5/11-31.1-1 et seq., or 5/1-2.2-1 et seq., as the case may be and the applicable Village ordinances. Service of the summons and a copy of the petition may be by any method provided by section 2-203 of the Illinois code of civil procedure or by certified mail, return receipt requested, provided that the total fines or other sanctions and costs imposed by the findings, decision and order do not exceed two thousand five hundred dollars (\$2,500.00).

1200.1-14 Sanctions applicable to owner.

- A. Any order to correct a building code violation and any sanctions imposed as a result of a finding of a building code violation under this section shall attach to the property as well as to the owner of the property, so that a finding of a violation against one owner cannot be avoided by conveying or transferring the property to another owner. Any subsequent transferee or owner of property takes subject to the findings, decision and order of the hearing officer.
- B. After expiration of the period in which judicial review under the Illinois Administrative Review Law may be sought for a final determination of a code violation, unless stayed by a court of competent jurisdiction, the findings, decisions and order of the hearing officer may be enforced in the same manner as a judgment entered by a court of competent jurisdiction.
- C. In any case in which a defendant has failed to comply with a judgment ordering a defendant to correct a code violation or imposing any fine or other

sanction as a result of a code violation, and expenses incurred by a municipality to enforce the judgment, including, but not limited to, attorney's fees, court costs, and costs related to property demolition or foreclosure, after they are fixed by a hearing officer pursuant to this subsection (c), the municipality shall provide notice to the defendant that states that the defendant shall appear at a hearing before the administrative hearing officer to determine whether the defendant has failed to comply with the judgment. The notice shall set the date for such a hearing, which shall not be less than seven days from the date that notice is served. If notice is served by mail, the seven-day period shall begin to run on the date that the notice was deposited in the mail.

- D. Upon being recorded in the manner required by article XII of the Code of Civil Procedure or by the Uniform Commercial Code, a lien shall be imposed on the real estate or personal estate, or both, of the defendant in the amount of any debt due and owing the municipality under this section. The lien may be enforced in the same manner as a judgment lien pursuant to a judgment of a court of competent jurisdiction.

1200.1-15     Qualifications of administrative hearing officers. Prior to conducting proceedings for administrative hearings, hearing officers shall successfully complete a formal training program that includes the following:

- A. Instruction on the rules of procedure of the hearing that they will conduct;
- B. Orientation in each subject area of code violations that they will administer;
- C. Observation of administrative hearing;
- D. Participation in hypothetical cases, including rules on evidence and issuing final orders; and
- E. All hearing officers must be attorneys licensed to practice in the state of Illinois for a minimum period of three (3) years.

(09-17-15)

# **AN ORDINANCE PROVIDING FOR THE REGULATION OF AND APPLICATION FOR SMALL WIRELESS FACILITIES**

## **SECTION 1:**

### **Definitions.**

For purposes of this Ordinance, the following terms will have the following meanings:

ALTERNATIVE ANTENNA STRUCTURE	An existing pole or other structure within the public right-of-way that can be used to support an antenna and is not a utility pole or a Village-owned infrastructure.
ANTENNA	Communications equipment that transmits or receives electromagnetic radio signals used in the provision of any type of wireless communications services.
APPLICANT	Any person or entity submitting an application to install personal wireless telecommunication facilities or structures to support the facilities within a public right-of-way.
CITY-OWNED INFRASTRUCTURE	Infrastructure in public right-of-way within the boundaries of the Village, including, but not limited to, streetlights, traffic signals, towers, structures, or buildings owned, operated or maintained by the Village.
DISTRIBUTED ANTENNA SYSTEM (DAS)	A type of personal wireless telecommunication facility consisting of a network of spatially separated antenna nodes connected to a common source via a transport medium that provides wireless service within a geographic area. Generally serves multiple carriers.
LANDSCAPE SCREENING	The installation at grade of plantings, shrubbery, bushes or other foliage intended to screen the base of a personal wireless telecommunication facility from public view.
MONOPOLE	A structure composed of a single spire, pole or tower designed and used to support antennas or related equipment and that is not a utility pole, an alternative antenna structure, or a Village-owned infrastructure.
PERSONAL WIRELESS TELECOMMUNICATION ANTENNA	An antenna that is part of a personal wireless telecommunications facility.
PERSONAL WIRELESS TELECOMMUNICATION EQUIPMENT	Equipment, exclusive of an antenna, that is part of a personal wireless telecommunications facility.

PERSONAL WIRELESS TELECOMMUNICATIONS FACILITY	An antenna, equipment, and related improvements used, or designed to be used, to provide wireless transmission of voice, data video streams, images, or other information including, but not limited to, cellular phone service, personal communication service, paging, and Wi-Fi antenna service.
SMALL CELL FACILITIES	A Personal Wireless Telecommunications Facility consisting of an antenna and related equipment either installed singly or as part of a network to provide coverage or enhance capacity in a limited defined area. Generally single-service provider installation.
TOWER	Any structure that is designed and constructed primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers, and that is not a utility pole, an alternative antenna structure, or a Village-owned infrastructure. Except as otherwise provided for by this Ordinance, the requirements for a tower and associated antenna facilities shall be those required in this Ordinance.
UTILITY POLE	An upright pole designed and used to support electric cables, telephone cables, telecommunication cables, cable service cables, which are used to provide lighting, traffic control, signage, or a similar function.
VARIANCE or VARIATION	A grant of relief by the Village President or his/her designee.
WI-FI ANTENNA	An antenna used to support Wi-Fi broadband Internet access service based on the IEEE 802.11 standard that typically uses unlicensed spectrum to enable communication between devices.

## SECTION 2:

### Standards and Regulations.

Personal wireless telecommunication facilities will be permitted to be placed in right-of-way within the jurisdiction of the Village as attachments to existing utility poles, alternative antenna structures, or Village-owned infrastructure subject to the following regulations:

- A. *Number Limitation and Co-Location.* The Village President or his/her designee may regulate the number of personal wireless telecommunications facilities allowed on each utility pole or unit of Village-owned infrastructure. No more than two (2) personal wireless telecommunications facilities will be permitted on utility poles or Alternative Antenna Structure of ninety (90) feet or less. No more than three (3) personal wireless telecommunications facilities will be permitted on utility poles or Alternative Antenna Structures in excess of ninety (90) feet and less than one-hundred and twenty (120) feet. This Ordinance does not preclude or prohibit co-location of personal wireless telecommunication facilities on towers or monopoles that meet the requirements as set forth elsewhere in this section or as required by federal law.
- B. *Separation and Clearance Requirements.* Personal wireless telecommunication facilities may be attached to a utility pole, alternative antenna structure, monopole, or Village-owned infrastructure only where such pole, structure or infrastructure is located no closer than a distance equal to one hundred (100) per cent of the height of such facility to any residential building and no closer than three hundred (300) feet from any other personal wireless telecommunication facility. A separation or lesser clearance may be allowed by the Village President or his/her designee as an administrative variance to this Ordinance when the Applicant establishes that the lesser separation or clearance is necessary to close a significant coverage or capacity gap in the Applicant's services or to otherwise provide adequate services to customers, and the proposed antenna or facility is the least intrusive means to do so within the right-of-way.
- C. *Village-Owned Infrastructure.* Personal wireless telecommunication facilities can only be mounted to Village-owned infrastructure including, but not limited to, streetlights, traffic signal, towers or buildings, if authorized by a license or other agreement between the owner and the Village.
- D. *New Towers.* No new monopole or other tower to support personal wireless telecommunication facilities in excess of sixty (60) feet is permitted to be installed on right-of-way within the jurisdiction of the Village unless the Village Board finds, based on clear and convincing evidence provided by the applicant, that locating the personal wireless telecommunications facilities on the right-of-way is necessary to close a significant coverage or capacity gap in the Applicant's services or to otherwise provide adequate services to customers, and the proposed new monopole or other tower within the right-of-way is the least intrusive means to do so.

E. *Attachment Limitations.* No personal wireless telecommunication antenna or facility within the right-of-way will be attached to a utility pole, alternative antenna structure, tower, or Village-owned infrastructure unless all of the following conditions are satisfied:

1. *Surface Area of Antenna:* The personal wireless telecommunication antenna, including antenna panels, whip antennas or dish-shaped antennas, cannot have a surface area of more than seven (7) cubic feet in volume.
2. *Size of Above-Ground Personal Wireless Telecommunication Facility:* The total combined volume of all above-ground equipment and appurtenances comprising a personal wireless telecommunication facility, exclusive of the antenna itself, cannot exceed thirty-two (32) cubic feet.
3. *Personal Wireless Telecommunication Equipment:* The operator of a personal wireless telecommunication facility must, whenever possible, locate the base of the equipment or appurtenances at a height of no lower than eight (8) feet above grade.
4. *Personal Wireless Telecommunication Services Equipment Mounted at Grade:* In the event that the operator of a personal wireless telecommunication facility proposes to install a facility where equipment or appurtenances are to be installed at grade, screening must be installed to minimize the visibility of the facility. Screening must be installed at least three (3) feet from the equipment installed at-grade and eight (8) feet from a roadway.
5. *Height:* The top of the highest point of the antenna cannot extend more than seven (7) feet above the highest point of the utility pole, alternative antenna support structure, tower or Village-owned infrastructure. If necessary, the replacement or new utility pole, alternative support structure or Village-owned infrastructure located within the public right-of-way may be no more than ten to seventy (10 – 70) feet higher than existing poles adjacent to the replacement or new pole or structure, or no more than ninety (90) feet in height overall, whichever is less.
6. *Color:* A personal wireless telecommunication facility, including all related equipment and appurtenances, must be a color that blends with the surroundings of the pole, structure tower or infrastructure on which it is mounted and use non-reflective materials which blend with the materials and colors of the surrounding area and structures. Any wiring must be covered with an appropriate cover.
7. *Antenna Panel Covering:* A personal wireless telecommunication antenna may include a radome, cap or other antenna panel covering or shield, to the extent such covering would not result in a larger or more noticeable facility and, if proposed, such covering must be of a color that blends with the color of the pole, structure, tower or infrastructure on which it is mounted.
8. *Wiring and Cabling:* Wires and cables connecting the antenna to the remainder of the facility must be installed in accordance with the electrical code currently in effect. No

wiring and cabling serving the facility will be allowed to interfere with any wiring or cabling installed by a cable television or video service operator, electric utility or telephone utility.

9. **Grounding:** The personal wireless telecommunication facility must be grounded in accordance with the requirements of the electrical code currently in effect in the Village.
10. **Guy Wires:** No guy or other support wires will be used in connection with a personal wireless telecommunication facility unless the facility is to be attached to an existing utility pole, alternative antenna support structure, tower or Village-owned infrastructure that incorporated guy wires prior to the date that an applicant has applied for a permit.
11. **Pole Extensions:** Extensions to utility poles, alternative support structures, towers and Village-owned infrastructure utilized for the purpose of connecting a personal wireless telecommunications antenna and its related personal wireless telecommunications equipment must have a degree of strength capable of supporting the antenna and any related appurtenances and cabling and capable of withstanding wind forces and ice loads in accordance with the applicable structural integrity standards as set forth in 12 below. An extension must be securely bound to the utility pole, alternative antenna structure, tower or Village-owned infrastructure in accordance with applicable engineering standards for the design and attachment of such extensions.
12. **Structural Integrity:** The personal wireless telecommunication facility, including the antenna, pole extension and all related equipment must be designed to withstand a wind force and ice loads in accordance with applicable standards established in Chapter 25 of the National Electric Safety Code for utility poles, Rule 250-B and 250-C standards governing wind, ice, and loading forces on utility poles, in the American National Standards Institute (ANSI) in TIA/EIA Section 222-G established by the Telecommunications Industry Association (TIA) and the Electronics Industry Association (EIA) for steel wireless support structures and the applicable industry standard for other existing structures. For any facility attached to Village-owned infrastructure or, in the discretion of the Village, for a utility pole, tower, or alternative antenna structure, the operator of the facility must provide the Village with a structural evaluation of each specific location containing a recommendation that the proposed installation passes the standards described above. The evaluation must be prepared by a professional structural engineer licensed in the State of Illinois. This paragraph shall not serve to adopt the codes referenced herein in their entirety.

**F. Signage.** Other than signs required by federal law or regulations or identification and location markings, installation of signs on a personal wireless telecommunication facility is prohibited.

**G. Screening.** If screening is required under Section (c)(4) above, it must be natural landscaping material or a fence subject to the approval of the Village and must comply with all regulations of the Village. Appropriate landscaping must be located and maintained and must provide the maximum achievable screening, as determined by the Village, from view of

adjoining properties and public or private streets. Notwithstanding the foregoing, no such screening is required to extend more than nine (9) feet in height. Landscape screening when permitted in the right-of-way must be provided with a clearance of three (3) feet in all directions from the facility. The color of housing for ground-mounted equipment must blend with the surroundings. For a covered structure, the maximum reasonably achievable screening must be provided between such facility and the view from adjoining properties and public or private streets. In lieu of the operator installing the screening, the Village, at its sole discretion, may accept a fee from the operator of the facility for the acquisition, installation, or maintenance of landscaping material by the Village.

*H. Permission to Use Utility Pole or Alternative Antenna Structure.* The operator of a personal wireless telecommunication facility must submit to the Village written copies of the approval from the owner of a utility pole, monopole, or an alternative antenna structure, to mount the personal wireless telecommunication facility on that specific pole, tower, or structure, prior to issuance of the Village permit.

*I. Licenses and Permits.* The operator of a personal wireless telecommunication facility must verify to the Village that it has received all concurrent licenses and permits required by other agencies and governments with jurisdiction over the design, construction, location and operation of said facility have been obtained and will be maintained within the corporate limits of the Village.

*J. Variance Requirements.* Each location of a personal wireless telecommunication facility within a right-of-way must meet all of the requirements of this Ordinance, unless a variance has been obtained from the Village.

*K. Abandonment and Removal.* Any personal wireless telecommunication facility located within the corporate limits of the Village that is not operated for a continuous period of twelve (12) months, shall be considered abandoned and the owner of the facility must remove same within ninety (90) days of receipt of written notice from the Village notifying the owner of such abandonment. Such notice shall be sent by certified or registered mail, return-receipt-requested, by the Village to such owner at the last known address of such owner. In the case of personal wireless telecommunication facilities attached to Village owned infrastructure, if such facility is not removed within ninety (90) days of such notice, the Village may remove or cause the removal of such facility through the terms of the applicable license agreement or through whatever actions are provided by law for removal and cost recovery.

*L. Permits and Application Fees and Procedures.* Permits for placement of personal wireless telecommunication facilities in right-of-way within the Village are required. Except as otherwise provided for by in this Ordinance, the procedures for the application for, approval of, and revocation of such a permit must be in compliance with Village permit application requirements. Any applications must demonstrate compliance with the requirements of this section. Unless otherwise provided by franchise, license, or similar agreement, or federal, State or local law, all applications for permits pursuant to this section must be accompanied by a fee in the amount of no less than \$500 for an application to collocate a single small wireless facility on an existing utility pole or wireless support structure; \$300 for each small wireless facility addressed in an application to collocate more than one small wireless facility

on existing utility poles or wireless support structures; or \$1,000 for each small wireless facility addressed in an application that includes the installation of a new utility for such collocation. The application fee will reimburse the Village for regulatory and administrative costs with respect to the work being performed.

M.*Conflict of Laws.* Where the conditions imposed by any provisions of this Ordinance regarding the siting and installation of personal wireless telecommunication facilities are more restrictive than comparable conditions imposed elsewhere in any other local law, ordinance, resolution, rule or regulation, the regulations of this Ordinance will govern. (7-19-18)