

COPY

VILLAGE OF WILLIAMSFIELD

ORDINANCE NO. 2015-7

**AN ORDINANCE OF THE VILLAGE OF WILLIAMSFIELD,
KNOX COUNTY, ILLINOIS
PROVIDING FOR NUISANCES**

WHEREAS, 65 ILCS 5/2-3-8 provides that the Village of Williamsfield ("Village") shall have all the powers conferred in this Code upon cities not exceeding 5,000 inhabitants, except as otherwise provided in this Code;

WHEREAS, pursuant to the general corporate powers and police powers of the Village, the Village may enact rules and regulations that are in the best interest of the health and safety of the residents of the Village;

WHEREAS, the Board of Trustees of the Village of Williamsfield finds and hereby declares that it is necessary and in the best interests of the health and safety of the residents of the Village to set forth rules and regulations as set forth below;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSFIELD, ILLINOIS:

SECTION 1: NUISANCES DECLARED

Any thing, condition, or activity which endangers health, or offends the senses, or obstructs or interferes with free use and comfortable enjoyment of life or property and the following acts or omissions thereof are hereby declared to be nuisances and the creation or maintenance of same anywhere within this Municipality is hereby prohibited.

SECTION 2: ABATEMENT; PENALTIES

- A. Notice to Abate: When any nuisance or anything likely to become a nuisance may be or may be found to be upon any premises, the owner, occupant, or agent of such premises, shall be notified in writing by the Village Police Chief or any policeman, or any member of the Board of Health or Board of Trustees to abate the same; and every such owner of his agent or occupant shall abate said nuisance within ten (10) days after service of such notice.
- B. Abatement by Village: Whenever any person shall fail to abate or remove a nuisance, such nuisance shall be abated by the Village Police Chief.
- C. Immediate Abatement: Whenever any nuisance is of such a nature or character that the continuance thereof is liable to result in injury to any person, or any expense to the Village, it shall be the duty of the Village Policy Chief to abate and remove the same summarily without waiting for the conviction of the author thereof.

- D. **Methods of Abatement:** In any case where a nuisance is abated by the Village Police Chief or any Village officer, it shall be the duty of the Police Chief or such officer to proceed with due care and without unnecessary destruction of property, and he shall in all cases be authorized to employ such assistance and adopt such measures as may be necessary to abate such nuisance.

- E. **Costs of Abatement:** Any person creating, keeping or maintaining any nuisance, shall be liable, in addition to the penalties provided, for all costs and expenses of abating the same when done by the authority of the Village, and in all cases where any Village officer shall abate any nuisance, he shall keep an account of all costs and expenses attending such abatement, and shall forthwith report the same to the President, who shall thereupon demand payment from, and in default of payment bring suit in the name of the Village against the persons creating, keeping or maintaining such nuisance.

SECTION 3: NUISANCES ENUMERATED

- A. **Offensive Premises:** Allowing premises to become nauseous or offensive to persons in the vicinity therein, including dilapidation.

- B. **Offensive Substances:** Causing to be discharged, placed, thrown, or causing to flow any nauseous, foul, offensive, or putrid liquid or substance from any premises to any street, alley, or adjacent premises.

- C. **Weeds:** Allowing the dense growth of any weeds, vines, brush or other vegetation so as to constitute a health, safety or fire hazard; or permitting to remain any plant that is infested with injurious insects, pests, or plant disease.
 - 1. In the event weeds or plants are allowed to exist on premises in violation of the foregoing provision, the Village shall give written notice to cut the same to the owner, tenant, agent or other person having control of said premises.
 - 2. If said weeds are not cut within ten (10) days after service of such notice, the Village shall have the power to enter upon said premises, or to authorize its agent or agents to do so, and to cut such weeds.
 - 3. The expense of cutting the weeds as aforementioned by the Village or its agent or agents shall be paid by the owner, tenants, agent or other person in control of said premises. If such expense is not so paid within twenty (20) days after notice of such expense has been given to such person, the Village may proceed to perfect and enforce its statutory lien on said premises for such expense, all as is provided in Chapter 24, Section 11-20-7, Illinois Revised Statutes, as the same now is or may hereafter be by amendment.
 - 4. The notices hereinbefore called for may be served personally by any official, officer or employee of the Village, upon the owner, tenant, agent or other person in control of said premises, or may be sent by registered or certified mail to the last known address of such person.

- D. Rats, Rat Harborage: Allowing rats or a rat harborage to exist on the premises in such numbers as to constitute an infestation.
1. In the event any such condition exists, the Village shall give a written notice to the owner, occupant, agent or other person having control of the premises to prevent the ingress of rats to said property and to exterminate the rats therein.
 2. If the ingress of rats to said property is not blocked, or the rats therein not exterminated, within a period of ten (10) days after such notice is served as hereinafter provided, the Village, or its agent, shall have the power to take steps necessary to prevent such ingress and to exterminate the rats therein.
 3. The expenses incurred by the Village in preventing ingress and exterminating rats as aforesaid shall be billed to and paid by the owner, occupant, agent or other person having control of the property. If such expense is not paid within twenty (20) days after billing, the Village may proceed to perfect its statutory lien on such premises in accordance with Chapter 24, Section 11-20-8, Illinois Revised Statutes, as the same now is or may hereafter be by amendment.
 4. The notices hereinbefore called for and the bill for expenses incurred may be served by any official, officer or employee of the Village personally upon the owner, occupant, agent or other person having control of the premises or may be sent by registered or certified mail to the last known address of such person.
- E. Garbage Accumulations: Permitting or allowing garbage, junk, trash, debris or discarded material or property to exist upon the premises other than in a proper container.
1. In the event that such condition is found to exist, the Village shall give a written notice to the owner or occupant of the premises to remove such materials from said premises, such notice to be reasonably specific in describing the material or property to be removed.
 2. If such materials are not removed from the premises within ten (10) days after such notice is served as hereinafter provided, the Village, or its agent, shall have the power to remove all such material from said premises.
 3. The expense incurred by the Village in removing such material shall be billed to and paid by the owner, occupant, agent or other person having control of the property. If such expense is not paid within twenty (20) days after billing, the Village may proceed to perfect and enforce a lien on said premises in the manner and to the extent set forth in Chapter 24, Paragraph 11-20-13, Illinois Revised Statutes, as amended.
 4. The notices hereinbefore called for and the bill for expenses incurred may be served personally by any official, officer or employee of the Village, and the bill for expenses incurred may be served personally upon the owner, occupant, agent or other person having control of the property, or may be sent to such owner by registered or certified mail to the last known address of such person.
- F. Storing Materials: Placing, depositing or storing dirt, rock, brick, rubble or other similar used building materials on a residential lot.

- G. Abandoned, Junk Vehicles:
- H. Dilapidated, Wooden Buildings: Any wooden building or wooden part of any building which may be situated within thirty feet (30') of any contiguous building, and which may be so dilapidated and out of repairs to be untenable, is hereby declared to be a nuisance.
- I. Dangerous Buildings: Any building or erection, or part thereof, which shall be in danger of falling, or otherwise in such a condition as to endanger the safety of persons passing under or near the same, or residing adjacent thereto, or to endanger any property contiguous thereto, is hereby declared to be a nuisance.
- J. Animal, Animal Matter Premises: All slaughterhouses, cattle pens, stock lots, stock yards, chutes, and places used for receiving or loading or unloading, or quartering, or shipping any horses, mules, cattle, hogs, or sheep, which are detrimental and obnoxious to the health and comfort of persons residing in the neighborhood of the same, by reason of the filthy condition thereof.
- K. Businesses: Houses of ill fame, gambling house, rendering factories.
- L. Offensive Matter, Poison: The disposition of any rotten, offensive or poisonous matter of any kind, in any street, alley, public park, ground or occupied lot or other place where it will annoy any person.
- M. Dead Animals: The exposing of any dead animals, or the offal of any dead animals.
- N. Manure Heaps: The accumulation of manure heaps.
- O. Polluting Waters: The maintaining of any trade, building or outhouse built so as to pollute any stream of water that may flow thereby.
- P. Offensive Businesses: No person or persons shall, within the corporate limits of the Village of Williamsfield, keep or maintain any slaughterhouse, rendering establishment or similar place, nor shall any person or person erect, keep or maintain any warehouse, where any bought bone fertilizer, or other offensive matter may be stored or kept to the annoyance of any person.
- Q. Open Burning: No person shall cause serious inconvenience or discomfort to any person by the burning of refuse, rubbish or other similar matter in an outdoor fire.
- R. Annoying Lighting: No person shall cause lights used for the illumination of any property, except emergency lights used by authorized personnel, to shine so as to impair the judgment of motorists or the privacy of the occupants of any dwelling, nor any other purpose construed to constitute a nuisance or hazard.

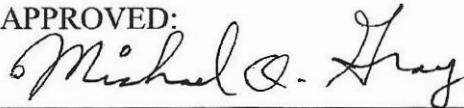
SECTION 4: When interpreting this ordinance, the singular shall include the plural.

SECTION 5: This ordinance shall be in full force and effect from and after its passage in the manner provided by law.

SECTION 6: This ordinance shall control over any prior, conflicting ordinance.

PASSED THIS 2nd day of March, 2015.

APPROVED:



President of the Board of Trustees
Village of Williamsfield
Knox County, Illinois

ATTEST:



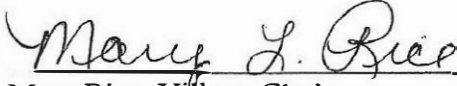
Village Clerk
Village of Williamsfield, Illinois

STATE OF ILLINOIS)
COUNTY OF KNOX) SS.
VILLAGE OF WILLIAMSFIELD)

CERTIFICATE

I, Mary Rice, DO HEREBY CERTIFY THAT I am the Village Clerk in and for the Village of Williamsfield; that the foregoing is a true and correct copy of an Ordinance duly passed by the President and Board of Trustees of the Village of Williamsfield being entitled: "AN ORDINANCE OF THE VILLAGE OF WILLIAMSFIELD, KNOX COUNTY, ILLINOIS, PROVIDING FOR NUISANCES," at a regular meeting held on the 2nd day of March, 2015, the ordinance being a part of the official records of said village.

DATED: This 2nd day of March, 2015.



Mary Rice, Village Clerk
Village of Williamsfield
Knox County, Illinois

(SEAL)