

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

Resolution or Ordinance (Blue) X _____
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink) _____

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: May 10, 2006 (BOT) Date: May 18, 2006

TITLE: Amendment to Title 9, Chapter 94 of the Lombard Village Code (Litter/Debris)

SUBMITTED BY: Department of Community Development *WTL*

BACKGROUND/POLICY IMPLICATIONS:

The Economic and Community Development Committee transmits for your consideration its recommendation relative to the above petition. The Village of Lombard requests amending Title 9, Chapter 94 of the Lombard Village Code with regard to Nuisance Regulations (Litter/Debris). (ALL DISTRICTS)

The Economic and Community Development Committee recommended approval of this amendment.

Staff is requesting a waiver of first reading.

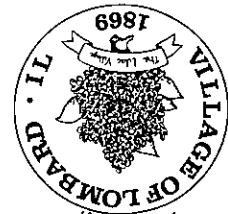
Please place this item on the May 18, 2006 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____
Date _____
Finance Director X _____
Date _____
Village Manager X _____
Date _____
W. T. Lichter
5/10/06

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: William T. Lichter, Village Manager

FROM: David A. Hulseberg, AICP *DH*
Director of Community Development

DATE: May 18, 2006

SUBJECT: Amendments to the Nuisance Ordinance – Landscape Waste

At the March 16, 2006 Village Board meeting, staff presented a number of text amendments to the Village Board for consideration. These amendments pertain to selected sections of the Health and Sanitation and Nuisance Ordinances. After discussion of these amendments, the Village Board referred this matter to the Economic and Community Development Committee (E CDC) for further review and a recommendation. One of these amendments pertains to Section 94.04(I) regulating litter and debris on a property. The proposed amendment is intended to specifically name landscape waste as a type of material that can be considered litter/debris.

The E CDC considered the proposed amendments set forth within this Ordinance at its May 2, 2006 meeting. The E CDC unanimously recommended that the Village Board approve the attached Ordinance as presented by staff.

ACTION REQUESTED

Please place this item on the May 18, 2006 Village Board consideration with a recommendation from the E CDC to approve an Ordinance amending Sections 94.04(I) of the Village Code. As staff has received requests to address code deficiencies for selected properties pertaining to this Ordinance amendment, staff recommends the a waiver of first reading of the attached Ordinance.

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9, CHAPTER 94
OF THE LOMBARD VILLAGE CODE
IN REGARD TO NUISANCE REGULATIONS
(LITTER/DEBRIS)

WHEREAS, the Village of Lombard has established and maintains nuisance regulations, which are found in Title 9, Chapter 94 of the Lombard Village Code; and,

WHEREAS, the Village finds that Section 94.04(I) of the Lombard Village Code should be amended to clarify and include various types of landscape waste, such as cut branches and tree stumps, as a type of litter within the Village; and

WHEREAS, the President and Board of Trustees deems it reasonable to periodically review the Lombard Village Code to ensure that the regulations adequately meet the health, safety, and welfare needs of the Village, and make necessary changes when warranted;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: That Title 9, Chapter 94, Section 94.04(I) of the Lombard Village Code is hereby amended to read in its entirety as follows (the underlined or strikethrough language representing the amendments thereto):

“(I) To cause or permit any premises within the Village to become or remain littered with tin cans, glass jars, bottles, scrap glass, paper cartons, scraps of paper, boxes, ashes, iron, old hot water tanks, oil storage tanks, tin or other metal materials, refuse, rubbish, junk, waste, manure, straw, piles of ~~grass clippings~~, landscape waste as defined by Section 92.41(B) of this Code, lumber, old bricks, concrete blocks, chunks of broken concrete, plaster board, discarded furniture, household appliances, mattresses, bed springs, portable swimming pools in disrepair, tires, or other like matter of things;”

SECTION 2: That this ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this _____ day of _____, 2006.

First reading waived by action of the Board of Trustees this _____ day of _____, 2006.

Ordinance No. _____

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Passed on second reading this _____ day of _____, 2006, pursuant to a roll call vote as follows:

Ayes: _____

Nays: _____

Absent: _____

Approved by me this _____ day of _____, 2006.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2006.

Brigitte O'Brien, Village Clerk