


**ORDINANCE 8249
PAMPHLET**

**TEXT AMENDMENTS TO CHAPTER 115
FILLING STATIONS**



PUBLISHED IN PAMPHLET FORM THIS 5TH DAY OF APRIL, 2024, BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS.


Elizabeth Brezinski
Village Clerk

ORDINANCE NO. 8249

**AN ORDINANCE GRANTING APPROVAL OF TEXT AMENDMENTS
TO TITLE XI, CHAPTER 115 OF THE LOMBARD VILLAGE CODE**

(Filling Stations)

WHEREAS, the Village of Lombard established Nuisance Code provisions which is found in Title XI, Chapter 115 of the Lombard Code of Ordinances; and,

WHEREAS, the Board of Trustees deem it reasonable to periodically review said Code and make necessary changes; and,

WHEREAS, a review of the Code provisions has been conducted by the Village of Lombard Economic & Community Development Committee (ECDC) on February 12, 2024; and,

WHEREAS, the ECDC has filed its recommendations with the President and Board of Trustees recommending approval of the text amendments described herein and as set forth below; and,

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 XI, Chapter 115.01 through 115.99 of the Lombard Village Code shall be amended to read as follows:

CHAPTER 115: - FILLING STATIONS

§ 115.01 - Definitions.

For the purpose of this Chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Filling station. Any building, structure, premises, enclosure, or other place within the village where a container or tank, either portable or stationary, and containing ether, carbon, bisulphate, gasoline, naphtha, benzol, hydrocarbon (gas drips), liquified petroleum gas, acetone, kerosene, turpentine, or other inflammable liquids, having a flash point below 187 degrees Fahrenheit are kept or located for the purpose of selling, offering for sale or distributing any such liquids from such containers or tanks; provided, however, that the provisions of this Chapter shall not apply to any place where such flammable liquids are kept or sold for medicinal purposes only.

('70 Code, § 5.36.010) (Ord. 728, passed 12-17-56)

§ 115.02 - Licenses; fees.

(A) No person shall manage, conduct, operate, or carry on the business of a filling station without first having obtained a license, as provided in this Chapter.

(B) The application for the license required by this Chapter for the business of managing, conducting, operating, or carrying on a filling station shall specify the location of the building, structure, premises, enclosure, or other place in which it is proposed to keep such filling station, and the capacity in gallons of the containers or tanks. Every such application shall be reviewed and approved by the Village before a license shall be issued.

(C) The license fee for each filling station shall be \$250.00 per year.

(D) Licenses shall be solely applicable to the premises in which an application is made. If in the event a license is sought for a property other than the location in which a license was granted, a new license shall be required.

('70 Code, § 5.36.020) (Ord. 728, passed 12-17-56; Am. Ord. 968, passed 4-16-62; Am. Ord. 1574, passed 6-22-70; Am. Ord. 2399, passed 7-17-80; Ord. 5628, passed 4/21/05)

§ 115.03 - Reserved

('70 Code, § 5.36.030) (Ord. 728, passed 12-17-56)

§ 115.04 - Conformity to Village Code.

It is unlawful to maintain or operate any filling station at any site which does not conform to Village Code as well as any companion zoning ordinances for any such facilities approved by the Village Board.

('70 Code, § 5.36.040) (Ord. 728, passed 12-17-56)

§ 115.05 - Parking vehicles for sale prohibited.

The parking of vehicles displayed as "For Sale" at any filling station shall be deemed a nuisance as set forth with Section 94.05(M) of Village Code.

('70 Code, § 5.36.050) (Ord. 728, passed 12-17-56)

§ 115.06 - Parking time for trucks limited.

It is unlawful for any person to store or park any motor vehicle used for pulling or carrying freight or designed for the carrying of more than nine persons on the premises of any filling station for a period of time longer than two hours unless such motor vehicle is stored or parked completely within the confines of a building or structure on such premises.

('70 Code, § 5.36.060) (Ord. 728, passed 12-17-56)

§ 115.07 - Repair or service of motor vehicles.

It is unlawful for any person to carry on the business of a motor vehicle repair shop or a motor vehicle service establishment on the premises of any filling station unless such motor vehicle repair or service work is done within the confines of a completely enclosed building or structure on such premises, and consistent with Chapter 155 of Village Code.

('70 Code, § 5.36.070) (Ord. 728, passed 12-17-56)

§ 115.08 - Video gaming prohibition.

Video gaming, as provided for by the Illinois Video Gaming Act, 230 ILCS 40/1 et seq., and defined in § 112.02 of this Code, is prohibited at those business establishments, licensed under this

Chapter 115, which constitute licensed truck stop establishments, as defined in the Illinois Video Gaming Act.

(Ord. No. 7647, § 13, passed 4-4-19)

§ 115.99 - Penalty.

Any person, firm, or corporation violating any provision of this Chapter shall be fined not less than \$25.00 nor more than \$750.00 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

('70 Code, § 5.36.090) (Ord. 728, passed 12-17-56)

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

Passed on first reading this 21st day of March 2024.

First reading waived by action of the Board of Trustees this ____ day of _____, 2024.


Passed on second reading this 4th day of April 2024.

Ayes: Trustee LaVaque, Puccio, Dudek, Honig, Militello and Bachner

Nays: None


Absent: None

Approved by me this 4th day of April 2024.




Keith T. Giagnorio, Village President

ATTEST:



Elizabeth Brezinski, Village Clerk

Published by me in pamphlet form this 5th day of April 2024.



Elizabeth Brezinski, Village Clerk