

ORDINANCE 7064

PAMPHLET

**GROUNDWATER USE PROHIBITION ORDINANCE
435 W. ROOSEVELT ROAD**



PUBLISHED IN PAMPHLET FORM THIS 17TH DAY OF APRIL, 2015, BY
ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,
DUPAGE COUNTY, ILLINOIS.

Sharon Kuderna

Sharon Kuderna
Village Clerk

ORDINANCE NO. 7064

AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD

WHEREAS, a certain property located within the Village of Lombard, Illinois, located at 435 W. Roosevelt Road, has been used over a period of time as a gasoline service station; and

WHEREAS, because of said use, concentrations of certain chemical constituents in the groundwater beneath the Village of Lombard may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 620 or Tier 1 remediation objectives as set forth in 35 Illinois Administrative Code 742; and

WHEREAS, the Village of Lombard desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents;

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: Use of groundwater as a potable water supply prohibited.

The use of, or attempted use of, groundwater, as a potable water supply, from within the property boundaries of the property located at 435 W. Roosevelt Road, Lombard, Illinois, and the properties identified in the attached map (Exhibit A) by the installation or drilling of wells or by any other method is hereby prohibited. This prohibition applies to governmental bodies, including the Village of Lombard.

SECTION 2: Penalties.

Any person violating the provisions of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

SECTION 3: Definitions.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing foods.

SECTION 4: Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed insofar as they are in conflict with this ordinance.

SECTION 5: Severability.

If any provision of this ordinance or its application to any person or under any circumstances is adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or of any portion not adjudged invalid.

SECTION 6: Effective date.

This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

SECTION 7: 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 _____, 2015.

First reading waived by action of the Board of Trustees this 16th day of April, 2015.

Passed on second reading this 16th day of April, 2015.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Johnston, Pike and Ware

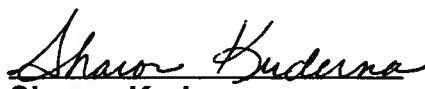
Nays: None

Absent: None


Approved this 16th day of April, 2015.

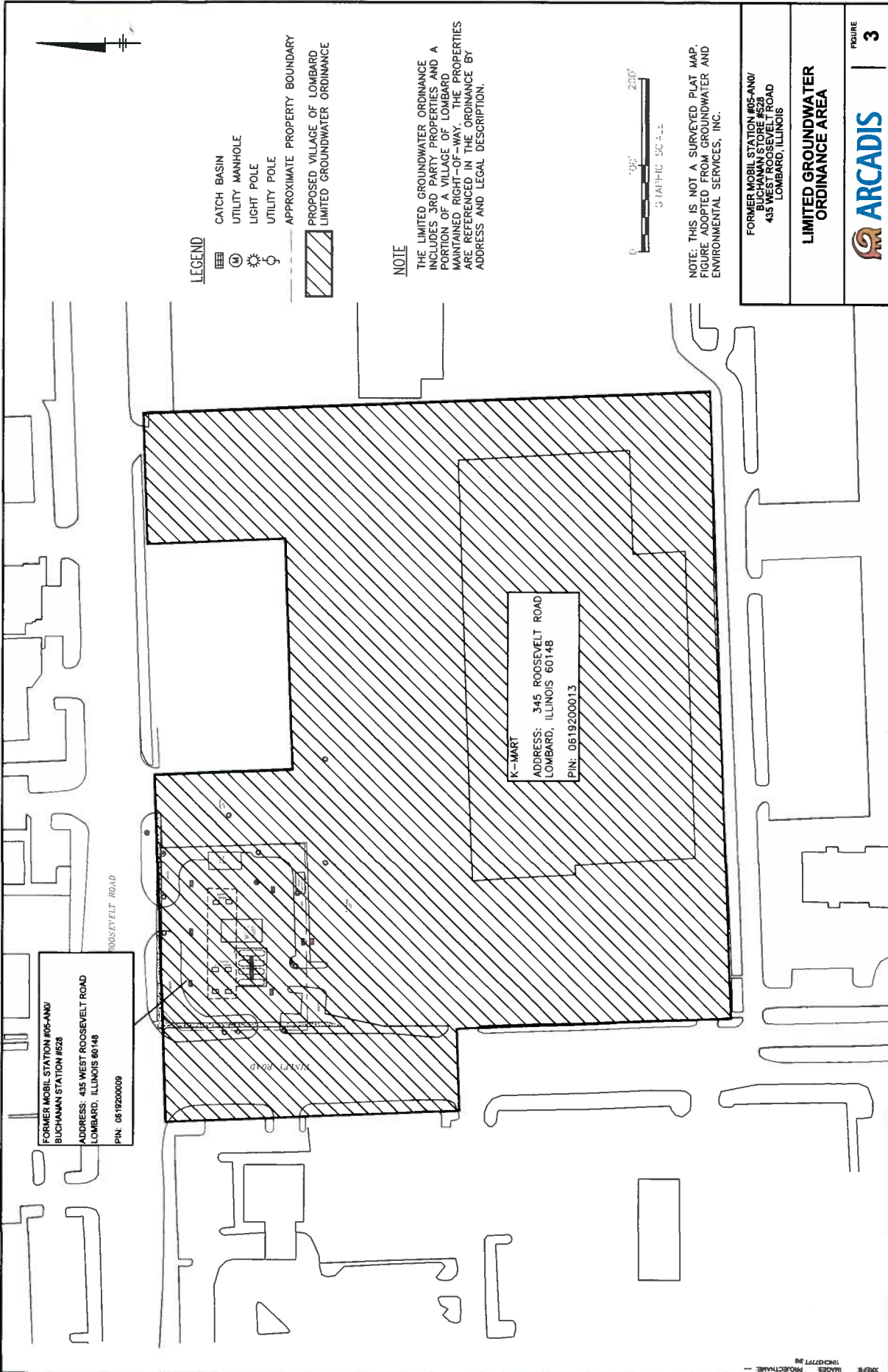

Keith T. Giagnorio
Village President

ATTEST:


Sharon Kuderna
Village Clerk

Published by me in pamphlet form on this 17th day of April, 2015.


Sharon Kuderna
Village Clerk



FORMER MOBIL STATION #05-ANU/
BUCHANAN STATION #528
ADDRESS: 435 WEST ROOSEVELT ROAD
LOMBARD, ILLINOIS 60148
PIN: 0619220009

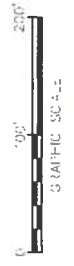
K-MART
ADDRESS: 345 ROOSEVELT ROAD
LOMBARD, ILLINOIS 60148
PIN: 06192200013

LEGEND

- CATCH BASIN
- UTILITY MANHOLE
- LIGHT POLE
- UTILITY POLE
- APPROXIMATE PROPERTY BOUNDARY
- PROPOSED VILLAGE OF LOMBARD LIMITED GROUNDWATER ORDINANCE

NOTE

THE LIMITED GROUNDWATER ORDINANCE INCLUDES 3RD PARTY PROPERTIES AND A PORTION OF A VILLAGE OF LOMBARD MAINTAINED RIGHT-OF-WAY. THE PROPERTIES ARE REFERENCED IN THE ORDINANCE BY ADDRESS AND LEGAL DESCRIPTION.



NOTE: THIS IS NOT A SURVEYED PLAT MAP. FIGURE ADOPTED FROM GROUNDWATER AND ENVIRONMENTAL SERVICES, INC.

FORMER MOBIL STATION #05-ANU/
BUCHANAN STATION #528
435 WEST ROOSEVELT ROAD
LOMBARD, ILLINOIS

LIMITED GROUNDWATER ORDINANCE AREA

FIGURE 3

Exhibit A