
**THE CITY OF BLUE ISLAND
COOK COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 2015-033**

**AN ORDINANCE AMENDING CERTAIN CHAPTERS AND
SECTIONS OF TITLE I, TITLE III AND TITLE V OF THE CODE OF
ORDINANCES FOR THE CITY OF BLUE ISLAND,
COOK COUNTY, ILLINOIS.**

**DOMINGO F. VARGAS, Mayor
Randy Heuser, City Clerk**

1st Ward	TOM HAWLEY	GEORGE POULOS
2nd Ward	LETICIA VIEYRA	FRED BILOTTO
3rd Ward	NANCY RITA	KEVIN DONAHUE
4th Ward	CANDACE CARR	ALECIA SLATTERY
5th Ward	JANICE OSTLING	KENNETH PITTMAN
6th Ward	DEXTER JOHNSON	JAIRO FRAUSTO
7th Ward	NANCY THOMPSON	JAMES JOHANSON

Aldermen

AN ORDINANCE AMENDING CERTAIN CHAPTERS AND SECTIONS OF TITLE I, TITLE III AND TITLE V THE CODE OF ORDINANCES FOR THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS

BE IT ORDAINED by the Mayor and City Council of the City of Blue Island, Cook County, Illinois (the "*City*"), as follows:

SECTION ONE

The following amendments are to be made to Title I, Chapter 10 of the Blue Island Code of Ordinances with insertions as indicated by underlined text and deletions as indicated by striken text.

Section 10.12 (A) is amended to read as follows:

10.12 REASONABLE TIME.

(A) In all cases where an ordinance requires an act to be done in a reasonable time or requires reasonable notice to be given, ***REASONABLE TIME OR NOTICE*** shall be deemed to mean the time which is necessary for a prompt performance of such act or the giving of such notice, unless otherwise indicated.

Section 10.99 is amended to read as follows:

10.99 PENALTY.

Any person, firm or corporation who violates any provision of this code for which another penalty is not specifically provided shall, upon conviction, be subject to a fine not exceeding \$750, or not exceeding the maximum fine allowable by State law at the time of the violation. A separate offense shall be deemed committed upon each day during which a violation occurs or continues.

SECTION TWO

The following amendments are to be made to Title III of the Blue Island Code of Ordinances with insertions as indicated by underlined text and deletions as indicated by striken text.

30.01 MEETINGS OF CITY COUNCIL.

The regular meeting of the City Council shall be held on the second and fourth Tuesdays of each calendar month, ~~except that during December, the City Council shall meet on the second and third Tuesdays~~ or as duly noticed pursuant to

applicable laws.

30.15 STANDING COMMITTEES OF CITY COUNCIL.

(C) *Public Health and Safety Committee.* The Public Health and Safety Committee shall have jurisdiction over all matters relating to the Police Department, Fire Department, the Blue Island Homeland Security and Emergency Management Agency (BIHSEMA) ~~Emergency Services and Disaster Agency (E.S.D.A.)~~ and the City's Health Department.

(E) *Community Development and Human Services Committee.* The Community Development and Human Services Committee shall have jurisdiction over all matters relating to planning, zoning, land use and open space, the Building Department, youth services, senior citizens services, human relations and all matters relating to economic development, ~~and shall work in cooperation with the city's Chamber of Commerce to achieve the goals herein established.~~ The Committee shall also exercise the same powers and duties as the former Community Development Commission including the following:

(1) Work in coordination with the city administration to implement the Blue Island Economic Development Plan (the Plan). The Commission will formulate and carry out specific strategies to achieve the objectives and broadly defined strategies of the plan. To this end, the Commission will conduct the activities summarized in the following divisions.

(2) Work with staff to realize some projects of the Plan. Standing committees are responsible for major projects of the Plan, currently:

(a) Outreach (public participation in the planning process);

(b) South Station Residential District (re: the Vermont Street Station area, including the nature trail development);

(c) Main Street District (both north and south areas of the Main Street (Western Avenue) area);

(d) Industrial Development Districts (including all three industrial or COD areas);

(e) Zoning and design (re: revision of the city's zoning code and the creation of design guidelines for new development and renovation);

(f) Training and employment (re: coordination with and as necessary creation of effective programs to train city residents for and place them in local jobs); and

(g) Intra-city transportation (re: the development of public transportation, car pool, bike and pedestrian transportation within the city and nearby areas).

(3) Direct the standing committees as they work with city staff, performing such actions as:

(a) Conducting further research as needed to identify resources and models for carrying out projects of the Plan;

(b) Developing proposals for public and philanthropic resources to carry out projects, and meeting with public officials to discuss various types of public agency support for the Plan;

(c) Reviewing requests for proposals for private investments to implement projects and meeting developers/investors to discuss their proposals;

(d) Considering development alternatives and potential agreements with prospective public or private partners to achieve projects of the Plan and making recommendations to the city administration and City Council;

(e) Organizing, as needed, such volunteer activities as surveys of businesses or individuals, public meetings to discuss development issues, workdays to supplement the planting or maintenance of enhanced public areas; and

(f) Studying existing city zoning, land use and building design ordinances, along with model ordinances from other locations, and recommending revised or new ordinances to the City Council.

(Ord. 05-566, passed 9-13-2005)

(Ord. 11-128, passed 4-12-2011)

31.02 CITY ATTORNEY.

(E) Upon request of the City Council or Mayor, tThe City Attorney shall, on or before May 1 in each year, report in writing to the City Council the transactions of the Attorney's office during the preceding year together with such other information as the Attorney may deem necessary and proper.

(G) The City Attorney may discontinue any action brought for the violation of any city ordinance upon such terms as to the Attorney may seem deem equitable, and he or she shall, as to such actions, have like powers as state's attorneys in state cases. Such actions shall be discontinued with the advice and consent of the Mayor or City Council.

31.09 PLUMBING INSPECTOR.

The Plumbing Inspector is appointed by the Mayor with the advice and consent of the City Council. This person must be a licensed plumber. The primary function is to inspect plumbing installations and connections which are made in structures located within the city to assure their installation in accordance with local building codes. He or she works under the direct supervision and control of the Building Department's Commissioner.

(1991 Code, §31.80)

31.10 DIRECTOR OF CONSTITUENT SERVICESFINANCE AND

ADMINISTRATION.

The office of Director of ~~Constituent Services~~Finance and Administration is created and established with the duties and responsibilities as set forth below.

(A) *Duties and responsibilities.* The Director of ~~Constituent Services~~Finance and Administration shall assist and advise the Mayor as to the efficacy of, as well as have primary control, management of and operation of, the Departments of Finance, Risk Management, Senior Citizens, Golf Course, Planning and Marketing. The Director shall further evaluate, assist and advise the Mayor on what form these Departments will continue to operate, including whether any efficiencies and/or consolidations can be made within the Departments for the benefit of the city. The Director shall have such further duties of office and responsibilities concerning city services as may further be given by the Mayor. _

The Director shall be charged with management of the day to day financial transactions of the city. He or she oversees accounts receivable, accounts payable, payroll, and the related functions. He or she also assists the Mayor, Treasurer, City Clerk, City Council and department heads in the preparation and maintenance of appropriations, the tax levy and the budget of the city.

(B) *Salary and compensation.* The Director of ~~Constituent Services~~Finance and Administration shall receive such salary and compensation as the City Council from time to time may allow; payable in equal bi-weekly installments.
(Ord. 2013-234, passed 7-9-2013)

31.11 DIRECTOR OF MUNICIPAL SERVICES.

(A) *Duties and responsibilities.*

(1) The Director of Municipal Services shall assist and advise the Mayor as to the efficacy of, as well as have primary control, management of and operation of, the Departments of Water, Public Works, ~~Buildings and the Golf Course.~~

(B) *Salary and compensation.* The Director of Municipal Services shall receive such salary and compensation as the City Council from time to time may allow; payable in equal bi-weekly installments.

31.12 DIRECTOR OF PUBLIC HEALTH AND SAFETY.

(A) *Duties and responsibilities.* ~~The Director of Public Safety shall assist and advise the Mayor as to the efficacy of, as well as have primary control, management of and operation of, the Departments of Police, Fire/BIHSEMAB-I.E.M.A., 911, Inspections~~Building, Housing Courts and Parking Courts. The Director shall further evaluate, assist and advise the Mayor on what form these departments will continue to operate, including whether any efficiencies and/or consolidations can be made within the departments for the benefit of the city. The Director shall have such further duties of office and responsibilities concerning public safety as may further be given by the Mayor.

31.13 CITY MARSHAL; DEPUTIES. RESERVED

~~(A) The offices of City Marshal and Deputy City Marshal are hereby established. The City Marshal and all Deputy City Marshals shall be appointed by the Mayor with the advice and consent of the City Council. The Chief of Police shall serve as City Marshal.~~

~~(B) (1) The Deputy City Marshals will serve under the City Marshal and be subject to the following chain of command:~~

~~(a) The City Marshal;~~

~~(b) Chief Deputy Marshal;~~

~~(c) Supervisor; and~~

~~(d) Deputy Marshal.~~

~~(2) The Deputy City Marshals are not members of the classified service of the city and will not be subject to the jurisdiction, control and rules or regulations of the Civil Service Commission. All Deputy City Marshals shall serve at the discretion of the City Marshal. Deputy City Marshals shall receive an hourly compensation for the services performed for the city in an amount which shall be set by the Mayor and City Council. Deputy City Marshals shall be part time employees of the city and shall not be eligible for pension benefits, health care or health insurance benefits or any other employee benefit programs made available to full time employees of the city.~~

~~(3) The number of Deputy Marshals will be determined on the basis of a needs assessment performed by the City Marshal not less than annually. The City Marshal will present this needs assessment to the Mayor and City Council for its consideration.~~

~~(C) To be appointed as a Deputy City Marshal, the applicant must be at least 21 years of age; possess excellent physical health and stamina; be a citizen of the United States; and shall not have a felony conviction or other conviction involving moral turpitude. The applicant must successfully complete a basic training course through the Blue Island Police Academy and a firearms course certified by the state and Standard Board. A background check Law Enforcement Training on each applicant shall be conducted by the City Marshal or his or her designee.~~

~~(D) The City Marshal shall be responsible for establishing training in police procedures and the use of force for Deputy City Marshals.~~

~~(E) The uniform of the Deputy City Marshal shall be prescribed by the City Marshal. Deputy City Marshals are responsible to pay for and provide their own prescribed uniforms, equipment and duty weapon. The Department will provide a badge, identification card and uniform patches.~~

~~(F) Deputy City Marshals shall be conservators of the peace and shall have the following powers and duties, pursuant to 65 ILCS 5/3.1-15-25, when on duty and working for the city:~~

~~(1) To arrest or cause to be arrested, with or without process, all persons who break the peace, or are found violating any municipal ordinance or state statute;~~

- (2) To direct and assist in traffic control;
- (3) To assist in parade and crowd control;
- (4) To aid in matters of civil defense;
- (5) To assist in cases of civil disturbance, riots or disasters;
- (6) To assist in support assignments as determined by the City Marshal;
- (7) To work with the community "Walk and Talk" program in which the main emphasis is on crime prevention, public relations and crime deterrence; and
- (8) To perform such other related duties as directed by the City Marshal.
(Ord. 97-176, passed 10-28-1997)

31.06 BUDGET DIRECTOR. RESERVED

~~The Budget Director is the person who is charged with management of the day to day financial transactions of the city. He or she oversees accounts receivable, accounts payable, payroll, and the related functions. He or she also assists the Mayor, Treasurer, City Clerk, City Council and department heads in the preparation and maintenance of appropriations, the tax levy and the budget of the city.~~

~~(1991 Code, § 31.50)~~

31.07 RECREATIONAL DIRECTOR. RESERVED

~~(A) — *Office created.* There is hereby created and established the office of Recreational Director for the city.~~

~~(1991 Code, § 31.60)~~

~~(B) — *Term of office.* The term of office of the Recreational Director shall be for one year.~~

~~(1991 Code, § 31.61)~~

~~(C) — *Compensation.* The Recreational Director shall be a department head within the administrative structure of the city and shall receive for the Director's services such salary and compensation as the City Council from time to time may allow and payable at such times as may be set forth in the city's annual appropriation ordinance.~~

~~(1991 Code, § 31.62)~~

~~(D) — *Duties.*~~

~~(1) The Recreational Director shall be responsible for the administration of the California Gardens Community Center Building and shall supervise the day to day operations conducted in said building, and shall further be responsible for the administration of the recreational program of the city to the end that the recreational needs of the citizens of the city may best be served.~~

~~(2) The Recreational Director shall be an ex-officio member of the California Gardens Community Center Commission.
(1991 Code, □ 31.63)~~

31.08 LICENSE INSPECTOR. RESERVED

~~(A) — *Office created.* There is hereby created the office of License Inspector for the city.
(1991 Code, □ 31.70)~~

~~(B) — *Appointment.* The License Inspector shall be appointed by the Mayor with the advice and consent of City Council.
(1991 Code, □ 31.71)~~

~~(C) — *Compensation.* The License Inspector shall receive such compensation as shall be established from time to time by City Council in the annual appropriation ordinance.
(1991 Code, □ 31.72)~~

~~(D) — *Duties.*~~

~~(1) The License Inspector shall be responsible for the inspection of all premises wherein there is operated or permitted mechanical amusement devices, billiard and pool tables, bowling alleys and shooting galleries, theatres, carnivals, miniature golf courses, public dances, sparring, boxing or wrestling matches or exhibitions, bakeries, food dispensers, vending machines, retail food stores, or any other activity which by city ordinance requires the issuance of a license to verify that the owner or operator of any of the foregoing shall have obtained a license for the operation thereof.~~

~~(2) The License Inspector of the city shall make all investigations reasonably necessary to the enforcement of any licensing ordinance; shall have the authority to enter, with or without search warrant, at all reasonable times, the following premises:~~

~~(a) Those for which a license is required;~~

~~(b) — Those for which a license was issued and which, at the time of inspection, are operating under such license;~~

~~(c) Those for which the license has been revoked or suspended; shall issue citations within the limits of the city to any person or persons whom the License Inspector reasonably feels has violated any of the ordinances of the municipality; and shall exercise all other powers that the corporate authority of the city may prescribe by ordinance.~~

~~(3) The License Inspector shall report all violations of the licensing ordinance or any other laws or ordinances to the City Clerk for appropriate action by the City Clerk.~~

~~(1991 Code, □ 31.73)
(Ord. 2649, passed 3-28-1984)~~

32.02 ARTS AND CULTURE COMMITTEE.

(A) *Short title.* This section shall be known and may be cited as The Blue Island Arts and Culture Committee Ordinance.

(B) *Creation.* An Arts and Culture Committee is hereby created for the city.

(C) *Membership, appointment, tenure and compensation.*

(1) The ~~Development~~ Committee shall consist of seven to nine members to be appointed by the Mayor subject to the confirmation of the City Council.

(2) The members of the Committee shall be appointed for three-year terms.

(3) Appointments to fill a vacancy shall be for the remainder of the unexpired terms only.

(4) All members of the Committee shall serve without compensation for their services as members of the Committee.

(5) The Secretary of the Committee may be a non-member thereof and if so, shall have no vote.

(D) *Organization, bylaws and meetings.*

(1) The Committee shall organize by the election of a Chairperson and such other officers as it deems necessary. Such officers shall hold office for a term of three years and may succeed themselves.

(2) The Committee shall adopt such bylaws governing its procedures and regulating its business as it, from time to time, deems proper and necessary, consistent with city ordinances or state laws heretofore or hereafter in force and effect. The adoption and amendment of the bylaws shall be by a majority vote of the members of the Committee. Every member of the Committee shall be furnished with a copy of proposed bylaws or amendments thereto at least ten days prior to any action taken thereon by the Committee. The Committee shall keep written records of its proceedings which shall be open to public inspection.

(E) *Powers and duties.* The Committee shall work in coordination with the city administration to strengthen the arts and culture the city. The Committee will formulate and carry out specific strategies to achieve this objective.

(F) *Annual report.* The Committee shall submit an annual written report to the City Council not later than June 1 of each year.

(Ord. 10-099, passed 4-27-2010)

32.03 ~~DEVELOPMENT COMMISSION. RESERVED.~~

~~(A) *Short title.* This section shall be known and may be cited as The Blue Island Development Commission Ordinance.~~

~~(B) *Creation.* A Development Commission is hereby created for the city.~~

~~(C) *Membership, appointment, tenure and compensation.*~~

~~(1) — The Development Commission shall consist of seven to nine members to be appointed by the Mayor subject to the confirmation of the City Council.~~

~~(2) — The members of the Commission shall be appointed for two-year terms.~~

~~(3) — Appointments to fill a vacancy shall be for the remainder of the unexpired terms only.~~

~~(4) — All members of the Commission shall serve without compensation for their services as members of the Commission.~~

~~(5) — The secretary of the Commission may be a non-member thereof and if so, shall have no vote.~~

~~(D) — *Organization, bylaws and meetings.*~~

~~(1) — The Commission shall organize by the election of a Chairperson and such other officers as it deems necessary. Such officers shall hold office for a term of two years and may succeed themselves.~~

~~(2) — The Commission shall adopt such bylaws governing its procedures and regulating its business as it, from time to time, deems proper and necessary, consistent with city ordinances or state laws heretofore or hereafter in force and effect. The adoption and amendment of the bylaws shall be by a majority vote of the members of the Commission. Every member of the Commission shall be furnished with a copy of proposed bylaws or amendments thereto at least ten days prior to any action taken thereon by the Commission. The Commission shall keep written records of its proceedings which shall be open to public inspection.~~

~~(E) — *Powers and duties.*~~

~~(1) — The Commission shall work in coordination with the city administration to implement the Blue Island Economic Development Plan (the Plan). The Commission will formulate and carry out specific strategies to achieve the objectives and broadly defined strategies of the plan. To this end, the Commission will conduct the activities summarized in the following divisions.~~

~~(2) — The Development Commission will establish a number of standing committees that will include members other than the Commissioners. Each committee will work with staff to realize some projects of the Plan. Standing committees are responsible for major projects of the Plan, currently:~~

~~(a) — Outreach (public participation in the planning process);~~

~~(b) — South Station Residential District (re: the Vermont Street Station area, including the nature trail development);~~

~~(c) — Main Street District (both north and south areas of the Main Street (Western Avenue) area);~~

~~(d) — Industrial Development Districts (including all three industrial or COD areas);~~

~~(e) — Zoning and design (re: revision of the city's zoning code and the creation of design guidelines for new development and renovation);~~

~~(f) — Training and employment (re: coordination with and as necessary creation of effective programs to train city residents for and place them in local jobs); and~~

~~(g) — Intra city transportation (re: the development of public transportation, car pool, bike and pedestrian transportation within the city and nearby areas).~~

~~(3) — The Development Commission will direct the standing committees as they work with city staff, performing such actions as:~~

~~(a) — Conducting further research as needed to identify resources and models for carrying out projects of the Plan;~~

~~(b) — Developing proposals for public and philanthropic resources to carry out projects, and meeting with public officials to discuss various types of public agency support for the Plan;~~

~~(c) — Reviewing requests for proposals for private investments to implement projects and meeting developers/investors to discuss their proposals;~~

~~(d) — Considering development alternatives and potential agreements with prospective public or private partners to achieve projects of the Plan and making recommendations to the city administration and City Council;~~

~~(e) — Organizing, as needed, such volunteer activities as surveys of businesses or individuals, public meetings to discuss development issues, workdays to supplement the planting or maintenance of enhanced public areas; and~~

~~(f) — Studying existing city zoning, land use and building design ordinances, along with model ordinances from other locations, and recommending revised or new ordinances to the City Council.~~

~~(4) — Membership on the standing committees of the Development Commission will be open to all city residents and other stakeholders. Broad participation will be actively encouraged.~~

~~(5) — Individual members will be asked to develop expertise on particular subjects, such as, individual public agencies that will be partners in executing the plan, individual laws and programs that govern public agencies acting in development roles, comparable developments in other locations. Some individual members will serve on multiple standing committees, especially as their expertise is required on different committees. Individual members will typically meet with the staff, with commissioners and with outside partners regarding issues and projects that involve their expertise.~~

~~(6) — Activities of the Development Commission committees will be coordinated by the Development Commission, which will include the Chair of each standing committee and possibly other members. Members of the Development Commission will be appointed by the City Council.~~

~~(7) — Commissioners will consult with the City Plan Commission and with municipal, county regional and state and development planning commissions and~~

agencies to the end that coordinated planning for the city will be encouraged.

(8) ~~Such other powers or duties as is now or hereafter may be conferred by an act commonly called "The Illinois Municipal Planning Act" (65 ILCS 5/11-12.4) or any amendment thereto or as conferred by this section or any amendment hereto, or any powers or duties germane to powers hereinabove set forth.~~

(F) ~~Annual report.~~ The Commission shall submit an annual written report to the City Council not later than June 1 of each year.
(Ord. 05-566, passed 9-13-2005)

32.04 COMMISSION ON AGING. RESERVED

(A) ~~Rationale.~~ It is hereby found and declared by the City Council that, in order to:

(1) ~~Ensure that the aging population will continue to be regarded as productive, responsible, contributing members of society;~~

(2) ~~Assist senior citizens in the maintenance of their dignity, self-respect and independence;~~

(3) ~~Facilitate the understanding between generation; and~~

(4) ~~Provide the opportunity for senior citizens to express their desires and advance their causes.~~

(B) ~~Establishment; appointments and qualifications.~~ There is hereby created a Commission on Aging. The Commission shall consist of 13 members appointed by the Mayor, with the advice and consent of the City Council.

(C) ~~Terms of office; vacancies.~~ All appointees to the Commission on Aging shall serve terms of three years or until their successors are appointed and confirmed; provided, however, that, initially five members shall be appointed for terms of two years; five members for term of one year; and three members shall be appointed for term of three years.

(D) ~~Administration.~~ The Commission on Aging shall have a Director and other suitable staff. The Commission shall maintain an office properly equipped to discharge its function. It shall present to the City Council an annual report of its objectives and accomplishments, and shall adopt rules for meetings, the transaction of its business, and keep a record of its transactions, findings and determinations.

(E) ~~Powers and duties.~~

(1) ~~In addition to providing professional services to carry out their powers and duties, the Commission is encouraged, where appropriate, to utilize and involve the families, friends and neighbors of the people being served.~~

(2) ~~The Commission on Aging shall be vested with the following powers and duties:~~

(a) ~~Information and referral.~~

- ~~1. To develop a resource file of services available to senior citizens;~~
- ~~2. To answer all inquiries from or on behalf of senior citizens;~~
- ~~3. To make referrals and to follow up on referrals; and~~
- ~~4. To publicize senior citizens programs or specialized services available to senior citizens.~~

~~(b) Study, evaluation, planning and recommendation.~~

- ~~1. To study and evaluate the needs of all senior citizens, including the isolated elderly;~~
- ~~2. To analyze existing services in relationship to these needs;~~
- ~~3. To recommend to service providers additions, changes or deletions in services; and~~
- ~~4. To develop a professional advisory group to advise the Commission and its staff regarding programming, planning, staff qualifications, performance and research related to the elderly.~~

~~(c) Coordination and consultation.~~

- ~~1. To coordinate services for senior citizens provided by federal, state, regional, local agencies and, in addition, to cooperate with city departments; and~~
- ~~2. To provide consultation and assistance to community groups developing or delivering services for senior citizens.~~

~~(d) Education. To promote community education and disseminate information regarding the problems, needs and status of senior citizens.~~

~~(f) Funding provisions. The City Council shall determine the annual level of funding of the Commission on Aging. None of the above sections, without prior approval by the City Council, shall include the power to obligate the city for compensation to any person, organization or agency.~~

~~(Ord. 04 497, passed 6 22 2004)~~

**32.09 CALIFORNIA GARDENS COMMUNITY
CENTER COMMISSION RESERVED.**

~~(A) Commission created. There is created for the city a commission to be known as the California Gardens Community Center Commission. The Commission shall be composed of nine members, one of whom shall serve as Chairperson.~~

~~(1991 Code, § 32.10)~~

~~(B) — Purpose. The purpose of the California Gardens Community Center Commission shall be to establish rules and regulations for the use of the California Gardens Community Center to the end that the recreational needs of the citizens of the city may best be served.~~

~~(1991 Code, § 32.11)~~

~~(C) — Composition; term of office. The members and chairperson of the California Gardens Community Center Commission shall be appointed by the Mayor with the advice and consent of the City Council. In every year, the Mayor shall appoint three persons as the successors of the commissioners whose term shall have expired in that year. Each shall serve as Commissioner for three years and until his or her successor is appointed and qualified.~~

~~(1991 Code, § 32.12)~~

~~(D) — Residency requirement. Each member of the California Gardens Community Center Commission shall have resided in the city for at least 90 days prior to his or her appointment.~~

~~(1991 Code, § 32.13)~~

~~(E) Meetings; rules and regulations.~~

~~(1) The California Gardens Community Center Commission shall meet and elect a Secretary from its members as soon as possible after its establishment. The Commission shall hold meetings as may be necessary. The meetings shall be held in the Center or in some other suitable place.~~

~~(2) The Commission shall promulgate the rules and regulations for the management of the Center as soon as the rules have been established by the Commission and approved by the City Council.~~

~~(1991 Code, § 32.14)~~

~~(Ord. 2347, passed 7 27 1976; Ord. 97 144, passed 5 27 1997)~~

32.10 ELECTRICAL COMMISSION:RESERVED

~~(A) — Establishment. There is hereby established a commission which shall be known as the Electrical Commission of the city.~~

~~(1991 Code, § 32.35)~~

~~(B) — Appointments. The Electrical Commission shall consist of two members and one Chairperson appointed by the Mayor with the advice and consent of the City Council.~~

~~(1991 Code, § 32.36)~~

~~(C) — Terms. The chairperson of the Electrical Commission shall be appointed for a term of three years; one member for two years, and one member for one year. An appointment to fill a vacancy shall be only for the unexpired portion of the term. Thereafter the term for each appointment shall be for three years.~~

~~(1991 Code, § 32.37)~~

~~(D) — Duties. It shall be the duty of the Electrical Commission to formulate and~~

~~recommend safe and practical standards and specifications for the installation, alteration and use of electrical equipment designed to meet the necessities and conditions that prevail in the city, and to recommend reasonable rules and regulations governing the issuance of permits by the Electrical Inspection Department. The standards, specifications, rules and regulations governing the issuance of permits and fees so recommended, shall become effective upon the passage of an ordinance adopting the same by the City Council.~~
 (1991 Code, § 32.28)
 (Ord. 90-238, passed 8-28-1990; Ord. 91-251, passed 1-8-1991)

33.002 ORGANIZATION.

The Fire Department shall be composed of a Chief of the Fire Department, ~~one~~ Fire Prevention Officers of the Fire Department, ~~three~~ Lieutenants of the Fire Department and ~~15~~ firefighters who shall be the officers and members of the Fire Department and such paid-on-call firefighters as is hereinafter set forth ~~determined~~ necessary by the Fire Chief or as otherwise provided in applicable collective bargaining agreements, and shall consist of two fire companies to be located and have headquarters as follows:

~~§ 33.048 FEES AND CHARGES FOR SERVICES.~~

(A) ~~The following charges shall be assessed by the city through the Police Department for preparing, reproducing and locating documents and providing the services listed below in this section.~~

Copies of police reports	
Criminal records	
Fingerprinting (non-residents)	
Fingerprinting (residents)	

First- time- regis- tered sex- offe nder-	
Revi ew- finge rprin ts- with inve stiga tor-	
Sex- offe nder- rene wal-	
Tow- relea se- fee-	

(B) The Chief of Police or his or her designee is authorized to collect the fees listed under the police department in Chapter 39 of this Code in division (A) and to remit the same to the office of the City Clerk in the ordinary course of business for deposit into the city's Corporate General Fund.
(Ord. 06-015, passed 3-14-2006)

33.999 PENALTY.

(A) Any person violating any provision of this chapter shall be subject to penalties provided for in the City's fee and fine schedule, as exists currently and as may be amended by City Council, for which no specific penalty is required shall be subject to ~~□ 10.99~~ of this code of ordinances.

(B) Any person who violates the provisions of ~~□□~~ 33.011 through 33.014 of this chapter or any one or more of them shall be guilty of a misdemeanor and shall upon conviction by court be punished by a fine of ~~not less than \$25, nor more than \$750~~ as set forth in the City's fee and fine schedule, for each offense.
(1991 Code, § 33.99) (Ord. 88-144, passed 10-25-1988)

35.03 PUBLIC TELEPHONES ON PUBLIC AND PRIVATE PROPERTY.

(A) *Public property.*

~~(8) Any person who violating any provision of this Chapter shall be subject to fines pursuant to the City's fee and fine schedule. installs or maintains a pay telephone in violation of this section shall be subject to a fine of not less than \$50, and not more than \$200, for each offense. Each day that the violation continues shall constitute a separate offense.~~

35.04 FEES FOR PHOTOCOPIES OF CITY RECORDS.

For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

RECORD.

(1) All writings or documents required by law to be kept in the custody and control of the City Clerk.

(2) Any person ordering a photo-copy of any record, physically capable of being photo-copied on the machine in the Clerk's office, shall pay the following fees as set forth in the city's fee and fine schedule. :

~~(a) 1. For vital statistics records, the amount of \$10 for a search of such records and one certified copy of any such record; and~~

~~2. \$2 for each additional certified copy of such record ordered at the time of the order for the search.~~

~~(b) For one copy of a record, \$.50 per page.~~

~~(c) For additional copies of same record, \$.25 per page.~~

(3) The fees provided for in division (B) shall not apply to elected or appointed officials of the city.

(4) The City Clerk shall make monthly reports of such fees collected and shall transmit the same to the City Treasurer who shall deposit such fees so transmitted in the general corporate fund.

(1991 Code, § 35.01) (Ord. 2051, passed 10-9-1967; Ord. 87-100, passed 11-24-1987)

35.09 DISHONORED CHECKS RECEIVED BY CITY.

In addition to all other charges, costs and fees which are due the city from any person, firm or corporation, a processing fee of \$25 as set forth in the City's fee and fine schedule shall be charged to the account of any person, firm or corporation on whose behalf a check is tendered to the city in payment of any charge, cost or fee in the event such check is dishonored.

(1991 Code, § 35.06) (Ord. 2587, passed 7-29-1982)

36.01 WARD BOUNDARIES.

(D) *Ward maps.* The City Clerk shall cause maps showing the boundaries of

the wards established by this section to be printed in sufficient quantity to meet demand. A copy of the map shall be available for public inspection during regular office hours and be available for sale to the general public for the amount indicated on the City's fee and fine schedule. ~~\$3 per copy.~~ The City Clerk shall furnish free copies of the map to the County Clerk and the public library. If there is any discrepancy between the map and this section, this section shall govern.
(1991 Code, § 36.01) (Ord. 96-394, passed 5-28-1996)

SECTION THREE

Title V of the Blue Island Code of Ordinances shall be amended with insertions as indicated by underlined text and deletions as indicated by striken text as set forth in the attached exhibit A.

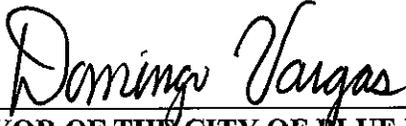
SECTION FOUR

This ordinance shall be in full force and effect upon the date of passage or as otherwise required by law and shall supersede all ordinances, or parts thereof, in conflict herewith. All other provisions of Title I, Title III and Title V shall remain unchanged and in full force and effect except for the provisions amended herein.

ADOPTED this 10th day of November, 2015, pursuant to a roll call vote as follows:

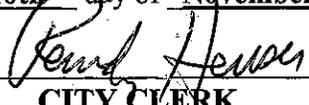
	YES	NO	ABSENT	PRESENT	ABSTAIN
Alderman Hawley	X				
Alderman Poulos			X		
Alderman Vieyra	X				
Alderman Bilotto			X		
Alderman Rita			X		
Alderman Donahue	X				
Alderman Carr	X				
Alderman Slattery	X				
Alderman Ostling			X		
Alderman Pittman	X				
Alderman Johnson			X		
Alderman Frausto	X				
Alderman Thompson	X				
Alderman Johanson	X				
Mayor Vargas					
TOTAL	9		5		

APPROVED by the Mayor on November 10, 2015.


MAYOR OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this

10th day of November, 2015.


CITY CLERK

PUBLISHED in pamphlet form this

10th day of November, 2015


CITY CLERK

Ordinance No. 2015-033
Exhibit A

CHAPTER 50: GARBAGE

Section

Garbage Collection

- 50.01 Definitions
- 50.02 Receptacles; specifications
- 50.03 Preparation of garbage for collection
- 50.04 Special service
- 50.05 Disposal by owner
- 50.06 Burning combustible materials
- 50.07 Allowing garbage or the like to blow or become scattered
- 50.08 Deposits on streets or alleys prohibited; exception
- 50.09 Administration by city
- 50.10 Fees and charges

MANURE. All excrement of domestic animals and fowls, hay, straw or other substance which has been used for stable bedding.

RECYCLABLE MATERIALS. All glass, plastic, paper, cardboard, metal and/or other materials deemed recyclable pursuant to the City's recycling program.

WASTE. All refuse of every sort, except garbage, ashes and human excrement including, but not limited to, leaves, grass, straw, trimmings from trees or plants or other vegetation and manure.

(1991 Code, ' 50.01) (Ord. 1889, passed 9-11-1961)

Mechanical Garbage Disposals

- 50.25 Food waste disposal units
- 50.26 Food waste grinder units
- 50.27 Commercial grinder units
- 50.28 Grease interceptors
- 50.29 Plumbing Inspector to enforce; inspections

' 50.02 RECEPTACLES; SPECIFICATIONS.

(A) The owner or his or her agent, or the occupant of every house, building, store or apartment where persons live or conduct business of any kind, or where food of any kind is handled, prepared or consumed, shall provide for the house, building, store or apartment and at all times maintain in good order and repair separate receptacles for garbage and waste and for ashes and non-combustible materials. Each house, building or store, other than an apartment building, shall have one or more receptacles for garbage and waste, and one or more for ashes and non-combustible materials, of an aggregate capacity sufficient to contain accumulations for at least seven days. ~~Each apartment in an apartment building shall have one of each such receptacles for each apartment of the building.~~

GARBAGE COLLECTION

' 50.01 DEFINITIONS.

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

ASHES. All solid residue resulting from the combustion of coal, coke, wood or other substances, including soot, cinders, slag and charcoal.

GARBAGE. All discarded or waste household food, offal and carrion including discarded animal and vegetable matter, trash, and any matter no longer wanted or needed or otherwise desired to be disposed of.

(B) Each apartment or dwelling unit in an apartment building or multi-family dwelling shall have one of each such receptacles for each apartment or dwelling unit of the building.

Garbage

(BC) Receptacles for garbage, ashes and waste shall be water-tight and made of metal, rubber or plastic with close-fitted covers made of the same materials. Each receptacle shall not exceed 40 gallons in capacity and a sufficient number shall be provided to contain at least a seven-day accumulation of garbage, ashes and waste for the premises in question. The receptacles shall be placed in a convenient place on said premises for the removal of their contents at such times and in such manner as the Superintendent of Streets Department of Municipal Services may direct.

(D) All multi-family dwellings, apartment buildings, and non-residential properties shall have adequate dumpsters or receptacles to completely contain and secure any garbage, waste or recyclable materials in accordance with this Section. At no time shall such receptacles overflow with garbage, waste or recyclable materials, or otherwise allow the same to be blown or scattered by any means. The owners of such properties shall be responsible for insuring the prompt removal of such garbage, waste or recyclable materials to comply with the provisions of this Chapter.

(1991 Code, ' 50.02) (Ord. 1889, passed 9-11-1961; Ord. 86-21, passed 5-13-1986) Penalty, see ' 50.99

' 50.03 PREPARATION OF GARBAGE FOR COLLECTION.

Each occupant, tenant or person in possession of any house, building, store or apartment shall cause all garbage, ashes and waste brought into or produced therein to be deposited in appropriate receptacles as follows as provided by the City or waste management company responsible for collecting the same.

~~(A) Garbage shall be thoroughly drained of all surplus liquid and securely wrapped in paper or packed in a covered box or carton of combustible material of such size that it will pass through a circular opening 24 inches in diameter. The garbage shall be deposited in the receptacle as soon as possible.~~

~~(B) Ashes and non-combustible waste shall be placed in an appropriate receptacle.~~

~~(C) Combustible waste shall be securely wrapped in a manner to prevent scattering or blowing by the wind and shall be deposited in an appropriate receptacle.~~

(A) All garbage, waste or recyclable materials shall be securely contained in the appropriate receptacles or otherwise wrapped in a manner to prevent scattering or blowing by the wind and to prevent access by animals or other vermin.

(DB) Trimmings from trees, plants, weeds, grass and similar waste which cannot conveniently be placed in the receptacle or receptacles referred to in ' 50.02 of this chapter, and all trees, large branches, logs and similar bulky articles may be collected and disposed of by the city upon request, but only if such collection will, in the judgment of the Superintendent, not unduly interfere with the normal routine of the City Garbage Collection Department. In the event such articles, in the judgment of the Department of Municipal Services Superintendent of Streets, are too large, too bulky or so difficult to handle that the collection and disposal thereof would constitute an unreasonable burden on or interference with the normal routine of the operation of the city=s garbage and waste collection system, such articles shall be disposed of by and shall be at the cost and expense of the owner or occupant of the premises where the same are located.

(C) In accordance with the City's desire to facilitate and encourage recycling by all residents, receptacles shall be provided for said purpose.

(D) All commercial properties and multiple dwelling properties shall comply with the requirements of this section in addition to the following:

(1) All multiple dwelling properties with four or more units not serviced under the residential unit collection process must provide on-site garbage disposal and recycling services.

(2) All dumpsters or large garbage containers shall be of sufficient size to securely contain all garbage or waste and shall not remain overfilled or overflowing at any time.

(3) All dumpsters or large garbage containers provided for such properties shall be maintained in a manner which eliminates the dissipation of foul

Blue Island – Municipal Services

odors.

(4) All commercial or restaurant establishments shall obtain appropriate containers of sufficient size to dispose of grease and eliminate dissipation of foul odors.

(1991 Code, ' 50.03) (Ord. 1889, passed 9-11-1961)
Penalty, see ' 50.99

' 50.04 SPECIAL SERVICE.

No garbage, ashes or waste shall be allowed to accumulate on any property or premises within the city for a period longer than the time between calls by the city at the property or premises for the purpose of collecting the same. If the waste is of such character or quantity that the regular collectors making the regular trips do not collect it, then the occupant of such premises shall make a request for the service within one week after the accumulation thereof; for such special service, the Department of Municipal Services Superintendent of Streets shall make a reasonable charge. Ashes shall not be collected by the city from June 1 through September 30 each year, except on special request; in such case a reasonable charge shall be made for the service.

(1991 Code, ' 50.04) (Ord. 1889, passed 9-11-1961)
Penalty, see ' 50.99

' 50.05 DISPOSAL BY OWNER.

Any owner or occupant of property in the city may, if he or she so elects, dispose of the garbage, ashes or waste from the premises owned or occupied by him or her; provided, he or she does so in a manner approved by the Department of Municipal Services Superintendent of Streets or by the agency of a private scavenger duly licensed to operate in the city under the appropriate ordinances of the city relating to private scavengers. In such case, the owner or occupant shall remain subject to all penalties provided herein for failure to remove such garbage, ashes or waste or for other violations of the provisions of this subchapter.

(1991 Code, ' 50.05) (Ord. 1889, passed 9-11-1961)

' 50.06 BURNING COMBUSTIBLE

MATERIALS.

(A) No person shall burn any combustible waste material or materials within the city, or cause the same to be done, except in an incinerator approved by the Department of Municipal Services Superintendent of Streets ~~Department of Municipal Services~~. ~~However, this section shall not apply to the burning of leaves, which may be burned upon the premises of the person burning the same; provided that, such fires are carefully supervised and watched at all times by the person or persons lighting the same so as to prevent the spread of fire or injuries to persons or property, in accordance with the ordinances and fire regulations of the city.~~

~~(B) The outdoor burning of leaves shall be permitted during the period commencing the third Saturday of October to and including the last Sunday of November of each year, and shall only be permitted on Saturdays and Sundays; within said period, such fires shall be permitted only between the hours of 11:00 a.m. and 5:00 p.m. on each such day.~~

~~(C) The outdoor burning of leaves shall be carefully supervised and watched at all times by an adult person lighting such fires, so as to prevent the spread of fires or injuries to persons or property..~~

(B) The outdoor burning of leaves shall be prohibited at all times.

(1991 Code, ' 50.06) (Ord. 1889, passed 9-11-1961; Ord. 2569, passed 10-20-1981; Ord. 2572, passed 12-29-1981) Penalty, see ' 50.99

' 50.07 ALLOWING GARBAGE OR THE LIKE TO BLOW OR BECOME SCATTERED.

(A) No person shall cast, place, sweep or deposit anywhere within the city any substance, article or thing defined in ' 50.01 of this chapter in such manner that it or any of them may be carried or deposited by the action of the sun, wind, rain or snow, into or upon any street, sidewalk, alley, sewer, parkway or other public place, or upon any private premises.

(B) No ashes, coal, lime or other substance that

Garbage

is in a similar manner liable to be blown by the wind shall be sifted or exposed over or in any street or public place, or in any place within the city where particles therefrom set in motion thereby will pass into any such street or public place or upon any private premises.

(1991 Code, ' 50.07) (Ord. 1889, passed 9-11-1961)
Penalty, see ' 50.99

' 50.08 DEPOSITS ON STREETS OR ALLEYS PROHIBITED; EXCEPTION.

No person shall deposit or place in or upon any sidewalk, street, alley, parkway or public place in the city, any refuse of any kind. However, this section shall not apply to the deposit of material under a permit authorized by an ordinance of the city; nor to goods, wares or merchandise deposited upon any street, sidewalk, alley or other public place temporarily in the necessary course of trade and removed therefrom within two hours after being deposited; nor to articles or things deposited in or conducted into the city sewerage system through lawful drains, in accordance with the ordinances of the city relating thereto.

(1991 Code, ' 50.08) (Ord. 1889, passed 9-11-1961)
Penalty, see ' 50.99

' 50.09 ADMINISTRATION BY CITY.

The Department of Municipal Services~~Superintendent of Streets~~ shall have full charge and control of the collection, removal and disposal of all garbage, ashes and waste, ~~except in matters specifically placed under the control of the Board of Health~~

(1991 Code, ' 50.09) (Ord. 1889, passed 9-11-1961)

' 50.10 FEES AND CHARGES; EXCEPTION.

(A) *Sanitation user fee.*

(1) There are hereby established charges and rates to be known as the sanitation user fee for the purpose of maintaining, improving, operating and caring for the city's sanitation system and for the purpose of developing, implementing, operating and maintaining a program of waste and refuse recycling in the city.

Such fees shall be as set forth in the City's fee and fine schedule.

~~(a) The sanitation user fee shall be billed as follows:~~

~~1. Single family dwelling units, per month: \$5;~~

~~2. Two family dwelling units, per month: \$10; and~~

~~3. Three family dwelling units, per month: \$15.~~

~~(b) The fees collected pursuant to the provisions of this section, with the exception of \$0.25 per dwelling unit per month, and any funds collected under the provisions of AA Agreement Granting a Franchise for a Pipeline~~@~~ and the AS Services Agreement~~@~~ thereunder between the city and Getty Synthetic Fuels, Inc., dated 6-6-1983, and commencing on 6-1-1983, shall be deposited in the Sanitation Fund.~~

~~(c) A sum equal to \$0.25 per dwelling unit per month, collected pursuant to the provisions of this section, shall be deposited into a fund to be known as the Recycling Fund. All money deposited in this Recycling Fund shall be utilized to develop, implement, operate and maintain a program of waste and refuse recycling within the city.~~

(2) The sanitation user fee shall be billed as a separate charge on every single-family, two-family and three-family dwelling unit water bill. The sanitation user fee is due when water bills are rendered and no discounts whatsoever shall be allowed. Each and every bill rendered shall be plainly marked with a date after which a penalty of 10%~~as provided in the City's fee and fine schedule~~ shall be added, and each bill shall be mailed or otherwise rendered to the consumer not less than ten days prior to such penalty date. If the bill is not paid on or prior to such penalty date, ~~the~~ a penalty of 10% of the amount of such bill shall be added and, thereafter, such bill shall not be considered paid unless and until the original amount, plus the penalty is fully paid.

Blue Island – Municipal Services

(3) Payments received for charges billed in accordance with ~~division (A)(1) above~~ this section and charges for the use of the city's water and sewer services shall first be applied to the payment of the sanitation user fee herein established.

(1991 Code, ' 50.10)

(B) Bulk items disposal and collection fee.

(1) There is hereby established a monthly assessment of ~~\$3~~ as set forth in the City's fee and fine schedule for each residential building that receives garbage collection services provided or contracted for by the city. This assessment shall be collected and used to defray the cost of collection and disposal of bulk items of refuse. This assessment shall be assessed on the water billing statements provided to the building owner and shall be collected from and paid by the building owner as part of his or her bill for water service and other refuse collection service provided by the city.

(2) The charges set forth in division (B)(1) above shall be included on the first water billing statements issued by the city subsequent to the date of passage and approval of this division (B).

(3) This division (B) shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law. A full, true and complete copy of this division (B) shall be published in pamphlet form, by authority of the City Council as corporate authorities.

(Ord. 2636, passed 10-11-1983; Ord. 87-104, passed 12-8-1987; Ord. 2001-370, passed 10-9-2001)

(C) Senior rate exemption for primary residence.

(1) Qualified residents over 65 years of age may be eligible for discounted sanitation user fees if:

(a) the resident completes and submits an annual application for the reduced senior rate on forms supplied by the water department; and

(b) the property address for which the reduced rate applies is the primary residence of the applicant;

(c) the resident provides proof of residency and identification showing age, including but not limited

to driver license, state identification card, property tax bill, social security card, or other forms of proof acceptable to the city' clerk.

(2) The senior may only submit one application per property and will only be granted the senior rate exemption for one property, regardless if the senior owns multiple properties within the city. The rate shall apply on the following bill subsequent to approval of the application and shall not apply retroactively.

(3) The reduced rate shall not apply to multi-family dwellings.

(4) Any person receiving the reduced sanitation rate that does not meet the requirements set forth herein shall be deemed to have violated this section and shall be subject to fines and penalties provided for violation of local ordinances.

MECHANICAL GARBAGE DISPOSALS

' 50.25 FOOD WASTE DISPOSAL UNITS.

(A) No food waste disposal unit intended to be used for purposes which cause, result in, produce or develop food wastes in the direct preparation of food in any dwelling, restaurant, hotel, boarding house, hospital, grocery store or any other similar occupancy shall be installed, operated or maintained unless it complies with the provisions hereinafter set forth.

(B) The installation, operation and maintenance of any equipment or method to be used for food waste disposal units shall comply with the applicable provisions and regulations of the building, housing, electrical, health, sanitation and fire prevention ordinances of the city.

(1991 Code, ' 50.25) (Ord. 2054, passed 10-23-1967) Penalty, see ' 50.99

' 50.26 FOOD WASTE GRINDER UNITS.

(A) Separate connections for domestic and commercial food waste disposal units shall be connected and trapped separately from any other

Garbage

fixture or compartment; except that, a continuous waste with a flow directing partition will be acceptable for domestic units. All units may have either automatic or hand operated water supply control. However, domestic units shall be provided with an approved inlet cover having waterway passages for use during grinding operation.

(B) (1) All food waste grinder equipment shall be designed to meet the following requirements:

(a) Particle size:

1. One hundred percent shall pass a No. 2 screen (2-mesh); and

2. Ninety-five percent shall pass a No. 4 screen (4-mesh).

(b) Fibers shall not exceed two and one-half inches in length. Vegetable stems shall not exceed one inch in length. Leaf sections shall not exceed one-half inch in the largest dimension.

(2) In addition, the ~~Plumbing Inspector~~Building Department shall approve only that equipment which is self-scouring with no fouling surfaces to cause objectionable odors, which is free from electrical or mechanical hazards and which is of durable construction.

(C) All food waste grinders shall be installed under and in direct connection with a sink or other approved receptacle, supplied with water and discharged through a trap to a sanitary drainage system.

(D) Waste grinders and their installation in food processing or storage plants and similar operations shall, if they meet the requirements of this subchapter, also be approved by the ~~Plumbing Inspector~~Building Department; provided that, the ~~Superintendent of~~Department of Municipal Services determines, prior to installation, that the city sewerage system can properly handle the waste.

(1991 Code, ' 50.26) (Ord. 2054, passed 10-23-1967) Penalty, see ' 50.99

' 50.27 COMMERCIAL GRINDER UNITS.

Commercial type food grinders shall be provided with not less than a two-inch waste line. Each waste line shall be trapped and vented as provided in the Plumbing Code.

(1991 Code, ' 50.27) (Ord. 2054, passed 10-23-1967) Penalty, see ' 50.99

' 50.28 GREASE INTERCEPTORS.

All waste from a food waste grinder shall be discharged into or through a grease interceptor or catch basin.

(1991 Code, ' 50.28) (Ord. 2054, passed 10-23-1967) Penalty, see ' 50.99

' 50.29 PLUMBING INSPECTOR TO ENFORCE; INSPECTIONS.

(A) The Plumbing Inspector shall enforce the provisions of this subchapter.

(B) The Plumbing Inspector shall have the same rights of entry for inspection of the premises as are provided for in the Plumbing Code.

(1991 Code, ' 50.29) (Ord. 2054, passed 10-23-1967)

~~' 50.99 PENALTY.~~

~~Whoever violates any of the provisions of this chapter shall, upon conviction, be punished by a fine of not less than \$25, nor more than \$750, for each offense.~~

~~(1991 Code, ' 50.99)~~

Blue Island – Municipal Services

CHAPTER 51: STREETS AND SIDEWALKS

Section

<i>General Provisions</i>	<i>Street Obstructions</i>
51.001 Railroad crossings; maintenance	51.085 Width of streets
51.002 Littering prohibited	51.086 Permit required to obstruct streets
51.003 <u>Public parkway</u>	51.087 Issuance of permit; deposit
	51.088 Removal of obstruction
	51.089 Refund of deposit
	51.090 Signs and obstructions prohibited; exceptions
	51.091 Political signs prohibited
<i>Complete Streets Policy</i>	<i>Removal of Snow and Ice</i>
51.015 Transportation system; principles	51.105 Removal of snow and ice required
51.016 Exceptions	51.106 Width of sidewalk to be cleared
51.017 Partnerships	51.107 Time limits for removal
51.018 Map; coordination and implementation	51.108 Removal of ice on sidewalk; temporary measures
51.019 Future development	51.109 Compliance; forfeiture
51.020 Plan Commission	
51.021 Grades; success of policy	
51.022 Implementation responsibility	
<i>Street Excavations</i>	<i>GENERAL PROVISIONS</i>
51.035 Permit required	
51.036 Permits; validation by Superintendent of Streets	
51.037 Application; deposit and inspection fee; backfilling	
51.038 Disposition of deposit	
51.039 Barricades; warning lights	
<i>Construction and Repair of Sidewalks</i>	
51.050 Land owner to construct sidewalk	
51.051 Sidewalks required at new or altered buildings; deposit	
51.052 Specifications and regulations	
51.053 Walkways as access to vehicles	
51.054 Construction for private use prohibited	
51.055 Barricades; warning lights	
<i>Driveways</i>	
51.070 Permit required	
51.071 Application; bond	
51.072 Grading; obstruction	
51.073 Revocation of permit	
51.074 Bond required before permit issued	

51.001 RAILROAD CROSSINGS; MAINTENANCE.

(A) The railroad corporation in the city shall construct and maintain railroad crossings at all highways, streets, public walks and approaches, within their respective rights-of-way, so that, at all times, the crossing shall be safe for persons and property.

(B) (1) The railroad corporation responsible for crossings needing repair shall make necessary repairs to protect the crossings and make them safe for persons and property.

(2) The railroad corporation authorities shall maintain their crossings so that there are no openings larger than four inches square and two inches deep in the pavements of the crossings or between tracks and surrounding roadway or crossway. It shall be the duty and obligation of the respective railroads

Streets and Sidewalks

in the city to inspect and maintain their crossings.

(C) It shall be considered a violation of this section if the openings exist for more than 72 hours. (1991 Code, ' 100.55) (Ord. 2395, passed 3-28-1978) Penalty, see ' 10.99

' 51.002 LITTERING PROHIBITED.

No person shall throw, sweep or deposit, or cause to be thrown, swept or deposited, any papers, wrappers, containers, food stuffs, vegetables, dirt, waste, filth or any other litter or refuse in or upon any street, avenue, alley, sidewalk, gutter or other public place in the city.

(1991 Code, ' 100.60) (Ord. 1763, passed 7-23-1956) Penalty, see ' 10.99

' 51.003 PUBLIC PARKWAY.

(A) The parkway shall be planted with grass or other decorative material in all residential districts. There shall be no parking, standing or stopping of vehicles, except in an emergency, or in compliance with the directions of a police officer (or other designated traffic safety official) on or over a parkway. Violators shall be subject to fine and shall also be responsible for any damage to city property caused by driving over or parking on a parkway. Blacktop or concerting a parkway for any reason must first be approved by the City Building Department with proper permits issued.

(B) Parkways in residential districts shall not be asphalted, black-topped, stoned or concreted, except to provide a walkway to the residence. No such asphalt, black-top, stone or concrete shall be installed until an appropriate permit is obtained from the Building Department.

(C) No person, firm or business entity shall install any type of irrigation system or sprinkling system in the parkway on property unless approved by the Building Department with the proper permit issued.

(D) It shall be the duty of each person residing on property abutting on city streets to maintain the area

between the lot line of the residence and the curb (or street line where no curb exists) and to keep the area free from weeds and other noxious herbage or matter. Any person notified by the Public Works Department or Building Department to remove such offensive matter from the area fronting upon his place of residence shall comply within seven days, or shall be subject to a fine not to exceed \$250.00 per day, unless otherwise provided in the city's fee and fine schedule, for each day that the offense exists and is not abated.

(E) While the city recognizes the desire of citizens to beautify the portion of land owned by the city, and located between the residence and the adjoining curb (or street line where no curb exists), no encumbrance other than grass, bushes, shrubs, flowers, trees and decorative rock shall be allowed therein. No shrubs, trees or bushes may be planted within 30 feet of any intersection.

(F) No driveway over or through a parkway shall be installed by anyone unless a permit is first obtained from the Building Department allowing construction and installation of the driveway. Any person, firm, or business entity who installs a driveway over or through a parkway without first obtaining a permit, shall be subject to fine and shall be responsible to remove the driveway within seven (7) days of being notified to do so by the Department of Municipal Services or Building Department.

(G) Any city sidewalk that is removed pursuant to a permit allowing constructions of a driveway over or through a parkway shall be replaced by the permittee with concrete in accordance with the specifications of the Building Department which shall be provide at the time the permit is issued.

(H) In the event that it becomes necessary for the city to excavate any portions of the public parkway, the parkway shall be returned to grade and seeded by the city after said excavation. The city shall not be responsible to repair or replace any bushes, shrubs, flowers, trees, other decorative matter or any irrigation or sprinkling system installed in the parkway by any person or entity which may have been damaged, destroyed or removed during the work performed in the parkway by the city or other utilities.

Blue Island – Municipal Services

COMPLETE STREETS POLICY

' 51.015 TRANSPORTATION SYSTEM; PRINCIPLES.

(A) The city will strive to create a safe and efficient transportation system for users of all ages and abilities.

(B) The city will ensure that the safety and convenience of all users of the transportation system are accommodated in all future roadway projects, including pedestrians, bicyclists, mass transit users, people with disabilities, the youth, the elderly, scooterists, motorcyclists, private motorists, commercial vehicle drivers, freight providers, emergency responders and adjacent land users.

(C) (1) Divisions (A) and (B) above constitute the principles of this subchapter and shall be applied to all public right-of-way projects, including new construction, reconstruction, rehabilitation, maintenance and planning of roadways, intersections or other transportation facilities.

(2) Routes providing access to key destinations, historic districts, sites and significant travelways, as indicated in the city's Complete Streets Map (~~refer to ' 51.018 of this chapter~~) shall be prioritized.

(3) Through on-going operations and maintenance, the city shall identify cost-effective opportunities to include complete streets practices.

(4) Planning, design, reconstruction, rehabilitation and maintenance shall be executed in a balanced, transparent, responsible and equitable manner. Complete streets principles will be integral when developing, modifying and updating city plans, manuals, programs, rules and zoning regulations.
(Ord. 11-134, passed 7-12-2011)

' 51.016 EXCEPTIONS.

(A) Any exception to applying the provision of this subchapter must be approved by the City Council,

accompanied by documentation that indicates:

(1) The cost of establishing bicycle or pedestrian facilities would be excessively disproportionate to the need or probable use;

(2) Existing level of service grade of AB@ or better following the measurement standards adopted in ' 51.021 of this chapter;

(3) The absence of use by all except motorized users or other factors that indicate an absence of need, with consideration given to future users; or

(4) Non-motorized uses are prohibited by law.

(B) Ordinary maintenance activities designed to keep the public right-of-way in serviceable condition (e.g., mowing, cleaning, sweeping, patching, basic repair and other interim surface treatments) may be exempt from this policy.

(C) Exceptions to this policy shall not be allowed for roadways functionally classified as arterials.
(Ord. 11-134, passed 7-12-2011)

' 51.017 PARTNERSHIPS.

(A) It shall be the goal of the city to foster partnerships with the state, the county, the Regional Transportation Authority, Metra, Pace, the Metropolitan Water Reclamation District, local townships, local school districts, the city park district, the Blue Island Public Library, the Blue Island Chamber of Commerce and Industry and other city stakeholders to enhance local connectivity.

(B) The city shall coordinate with neighboring municipalities and jurisdictions to enhance regional connectivity in furtherance of the provisions of this subchapter, promoting the continuation of such facilities and accommodations beyond the city's borders.
(Ord. 11-134, passed 7-12-2011)

Streets and Sidewalks

' 51.018 MAP; COORDINATION AND IMPLEMENTATION.

(A) ~~See ACOBI Complete Streets Map.pdf@.~~ In furtherance of the complete streets policy adopted by the city, there shall be established a City of Blue Island Complete Streets map which may be amended from time to time by the city council upon recommendation by the Plan Commission or other designated committee.

(B) The city shall identify county, state and federal transportation projects and coordinate implementation of this subchapter with the relevant agencies.
(Ord. 11-134, passed 7-12-2011)

' 51.019 FUTURE DEVELOPMENT.

(A) The city shall call on its heritage to guide future development in a manner that is sensitive to local context and character by providing an interconnected network of streets, sidewalks and trails that supports walking, bicycling and transit use.

(B) The city shall refer to the most current recommendations, requirements and standards provided by the Federal Highway Administration (FHWA) to ensure safe and accessible travel for all. In recognition of various jurisdictions and the needs of many users, a flexible and balanced approach that follows other appropriate design standards may be considered; provided, there is an emphasis on innovative design options where a comparable level of safety for all users is present.

(C) Accepted design standards and best practices shall be followed in conjunction with the construction, reconstruction, rehabilitation or maintenance of the public right-of-way. The planning, design and implementation for all corridors shall:

- (1) Include the local community and stakeholders;
- (2) Consider the function of the roadway;
- (3) Consider transit-way alignment and

station areas; and

(4) Assess the current and future needs of the corridor users.
(Ord. 11-134, passed 7-12-2011)

~~' 51.020 PLAN COMMISSION.~~

~~(A) The City Plan Commission shall serve as a resource on active transportation and complete streets. The Plan Commission shall indicate opportunities to advance the provisions of this subchapter by providing recommendations to City Council. The Plan Commission may consider the testimony of local non-profits and civic groups, organizations and city committees.~~

~~(B) Adjoining land use and context will be prioritized by the Plan Commission in accordance with the city's Complete Streets Map, attached to the ordinance codified herein. This map may be periodically updated and amended by City Council following the recommendations of the Plan Commission, with consideration of the priorities and goals of the city, its comprehensive plan.
(Ord. 11-134, passed 7-12-2011)~~

' 51.021 GRADES; SUCCESS OF POLICY.

(A) Bicycle level of service (BLOS), pedestrian level of service (PLOS) and bicycle compatibility index (BCI) grades shall be used as a measure of success of this subchapter. The Plan Commission shall adopt an official calculator to be used for a minimum of four years. The BLOS, PLOS and BCI calculators developed by the League of Illinois Bicyclists may be used to evaluate these measures. Projects that score a grade of AB@ or better shall be considered a successful implementation of this subchapter.

(B) The Plan Commission shall report annually to the City Council the success of the city's Complete Streets Policy. This report shall include BLOS/BCI grades before and after Plan Commission review, additional measures noted above when applicable, and any exceptions granted to the Complete Streets Policy.

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(C) The Public Works Department and the Urban Forestry Board shall partner with the Plan Commission to report annually on the installation of new facilities, including but not limited to:

(1) Total miles of on-street bicycle routes defined by streets with clearly marked or signed bicycle accommodations;

(2) Linear feet of new pedestrian accommodations;

(3) Number of curb ramps installed along city streets; and

(4) Number of new street trees provided in the public right-of-way.
(Ord. 11-134, passed 7-12-2011)

' 51.022 IMPLEMENTATION RESPONSIBILITY.

(A) Implementation of this subchapter shall be the responsibility of all elected and appointed officials and city departments. Training on complete streets, active transportation policies and non-motorized transportation options will be the responsibility of each city department, as guided by the Community Development Department.

(B) For all proposed improvements to the public right-of-way, the Mayor=s Office shall notify department heads from the city=s Public Works, Engineering, Building and Zoning, Community Development, Police, Fire and Finance Departments of a required pre-planning meeting with the appropriate agents or jurisdictions. Each department may choose to attend or send a representative to provide input.

(C) The City Public Works shall have the authority to implement any improvement to the public right-of-way that conforms to this Complete Streets Policy.

(D) (1) Improvements to corridors, routes and sites prioritized by the Complete Streets Map shall be

subject to review by the Plan Commission to ensure that all users are accommodated.

(2) Following its review, the Plan Commission shall make a recommendation to City Council, which shall have final authority to implement this subchapter.
(Ord. 11-134, passed 7-12-2011)

STREET EXCAVATIONS

' 51.035 PERMIT REQUIRED.

No person, firm or corporation shall make an opening or excavation in any street or alley of the city, including the parkway and sidewalk portion thereof, if any, or tunnel thereunder, for any purpose whatsoever, without first having applied for and received a permit so to do from the ~~City Clerk~~Building Department.
(1991 Code, ' 100.01) (Ord. 2333, passed 4-27-1976) Penalty, see ' 10.99

' 51.036 PERMITS; VALIDATION BY SUPERINTENDENT OF STREETS DEPARTMENT OF PUBLIC WORKS.

Permits shall be issued only to employees of the city, to public utility companies, to plumbers, when such plumbers are licensed and bonded as required by ~~the city state law~~, and to others, when such others are bonded as is required for plumbers, and to them only after their compliance with the provisions as hereinafter set forth. No work shall be commenced under a permit until it has been presented to and validated by the ~~Superintendent of Streets~~Department of Municipal Services.
(1991 Code, ' 100.02) (Ord. 1782, passed 4-22-1957) Penalty, see ' 10.99

' 51.037 APPLICATION; DEPOSIT AND INSPECTION FEE; BACKFILLING.

(A) Those proposing to make street openings

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shall make application to do so, in writing, to the ~~City Clerk~~Building Department. The applicant shall state the location and size of the proposed opening, the material of which the street or alley, including the parkway and sidewalk portion thereof, if any, is composed, and such other information as may be required by the ~~City Clerk~~Building Department. Before granting a permit, the ~~City Clerk~~Building Department shall require, except in case of authorized city employees and in case of public utilities, a deposit in the form of cash or certified check and an inspection fee as established by the city's fee and fine schedule, based upon the following:

(1) ~~Opening in street, alley, parkway or sidewalk of the following materials:~~

	<i>25-Square Feet</i>	<i>Per-Square Foot</i>
Brick, asphaltic or similar material	\$75	\$4
Concrete	\$150	\$6
Dirt, grass, loose stone and similar material	\$50	\$2

(2) ~~Fee for inspection of restoration of street or alley, including parkway and sidewalk portion thereof, 10% of rate schedule stated above as a deposit, but in no case less than \$5.~~

(B) All dirt, other than sand or gravel, taken from a street opening shall be removed from the location and the opening back-filled with sand or gravel tamped or flushed before the paving is replaced. Unless permission is given by the ~~Superintendent of~~Department of Municipal Services, no opening shall be made within four and one-half feet of any city water pipe while the ground is frozen to a depth of 12 or more inches or the ground is subject to a freeze or this severity before refill.

(C) The application required by this section shall also show that the applicant has contacted all operators of gas, electric, telephone, water, sewer, or any other public utility service in the area to receive from them information concerning the existence and location of any underground facilities, so that the proper precautions can be taken to avoid accidents through

damage to the underground structures.

(1991 Code, ' 100.03) (Ord. 1782, passed 4-22-1957; Ord. 2333, passed 4-27-1976) Penalty, see ' 10.99

' 51.038 DISPOSITION OF DEPOSIT.

(A) The deposit provided in ' 51.037 shall be held by the City Clerk for a period of 60 days after the restoration. If after 60 days, and after inspection by the ~~Superintendent of Streets~~Department of Municipal Services, the street or alley is in a condition acceptable to the city, the deposit shall be returned to the depositor.

(B) (1) If the ~~Superintendent of~~Streets Department of Municipal Services deems that further work is necessary to restore the street or alley, and upon refusal or failure of the depositor to make the required corrections, the city may do the necessary work with the costs thereof being deducted from the deposit.

(2) The balance of the deposit, if any, shall be returned to the depositor, if the costs of proper restoration exceed the deposit, then the depositor shall pay to the city the amount of the excess.

(1991 Code, ' 100.04) (Ord. 1782, passed 4-22-1957)

' 51.039 BARRICADES; WARNING LIGHTS.

(A) At all times, from the commencement of the work until the completion thereof and the restoration of the street or alley to its original condition, the person making the opening shall erect and maintain suitable barricades around the work to prevent pedestrians and other persons and vehicles from entering the area immediately adjacent to and surrounding the opening.

(B) (1) If entrance to the area is allowed, the opening shall be covered to protect persons and vehicles from injury or damage and shall, at all times, during the hours of darkness, have suitable warning lights.

(2) The barricades and warning lights shall be of such type and character and shall be so located

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as to reasonably protect persons and property from injury or damage as a result of the existence of the opening and shall be placed and maintained in a manner reasonably acceptable to the ~~Superintendent of Streets~~ Department of Municipal Services.

(1991 Code, ' 100.05) (Ord. 1782, passed 4-22-1957) Penalty, see ' 10.99

CONSTRUCTION AND REPAIR OF SIDEWALKS

' 51.050 LAND OWNER TO CONSTRUCT SIDEWALK.

(A) Except where sidewalks are to be laid, in accordance with the provisions of special assessment or taxation ordinances, it shall be the duty of each owner of a lot or plot of ground abutting upon any street or streets in the city, to construct a sidewalk, if non-existent, and to maintain it in good repair, if existent, as hereinafter specified, along the border or borders of the lot or plot which abuts the owner's property.

(B) This provision may be waived at the discretion of the City Council for locations where the Council deems sidewalks unnecessary. No person shall construct, reconstruct or repair any sidewalk in the city without having obtained a permit from the ~~City Clerk~~ Building Department. No permit fee will be charged. The permit shall be validated by the ~~Superintendent of Streets~~ Department of Municipal Services before work is begun.

(C) No sidewalk shall be constructed, reconstructed or repaired other than in conformity with the specifications and regulations as set forth in this subchapter.

(1991 Code, ' 100.10) (Ord. 1781, passed 4-22-1957) Penalty, see ' 10.99

' 51.051 SIDEWALKS REQUIRED AT NEW OR ALTERED BUILDINGS; DEPOSIT.

(A) Persons proposing to erect, alter or repair any building which is situated on a lot or plot of ground, which abuts upon any street within the city bordering which there is no sidewalk or sidewalks,

shall construct a concrete sidewalk five feet in width, conforming to specifications, along the border or borders of that portion or portions of the lot or plot of ground which abut upon any city street or streets.

(B) (1) No building permit shall be issued for the erection, alteration or repair of such building until and unless the sidewalk or sidewalks are first constructed or, in lieu thereof, the applicant for the building permit has deposited with the City Clerk a sum of money in the amount of \$3.50 per lineal foot of five feet wide sidewalk, to be constructed as in ' 51.052(B) and (C) of this chapter. That sum of money shall be held by the City Clerk until the sidewalk has been constructed and completed in accordance with the requirements above.

(2) When the sidewalk has been constructed and completed, the ~~Superintendent of Streets~~ Department of Municipal Services shall make an inspection. If the Superintendent finds that the sidewalk has been properly constructed, the Superintendent shall inform the City Clerk, in writing, to that effect and the City Clerk shall return to the person the deposit.

(C) (1) In the event the sidewalk is not satisfactorily completed within one year from the date of making the deposit, the ~~Superintendent of Streets~~ Department of Municipal Services may, but shall not be required to, cause the sidewalk to be constructed or to be satisfactorily completed if the sidewalk has been commenced, but not completed, and the amount of the deposit, or as much of the deposit as necessary for that purpose, shall be applied toward the payment of the cost of the construction or completion.

(2) The balance, if any, shall be returned to the person who made the deposit. A surety bond with sureties to be approved by the City Clerk, in double the amount that would be required for a cash deposit, may be posted in lieu of the cash deposit.

(1991 Code, ' 100.11) (Ord. 1781, passed 4-22-1957) Penalty, see ' 10.99

' 51.052 SPECIFICATIONS AND REGULATIONS.

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(A) Specifications and regulations for sidewalks are established to safeguard the public welfare, to insure the maximum life of sidewalks, to provide uniformity in appearance and to provide for varying conditions and changing practices.

(B) Sidewalks shall be five feet wide and constructed of concrete. In commercial districts, defined in the Zoning Code, they shall be of sufficient width to extend from property line to curb line and shall be five inches thick of aggregate, as follows, or as may be from time to time specified by the ~~Superintendent of Streets~~ Department of Municipal Services, one part dry Portland cement or equal, two parts clean torpedo sand, four parts stone or of approved size, properly mixed dry and with water as per accepted concrete practice.

(C) The sidewalk shall be one foot from and parallel to the left line except as hereinabove otherwise provided in commercial districts. The sidewalk finished grade shall be as established by the city or conform to established grades of existing adjoining sidewalks, or as established by the ~~Superintendent of Streets~~ Department of Municipal Services, normally coinciding uniformly with the grade of the curb at an elevation above the top of the curb of one-fourth inch per foot distance from curb to lot line. From and to those points the sidewalk of above concrete aggregate shall be laid as follows:

(1) Upon sound and compacted cutout or filled subgrade foundation as approved by the ~~Superintendent of Streets~~ Department of Municipal Services, subject to the contour of the sidewalk space and to the nature of the existing soil;

(2) The wet concrete to be thoroughly compacted and trowelled or floated to a smooth but unslippery finished surface, properly drain pitched to street;

(3) With acceptable expansion joints at approximately 40-foot intervals; and

(4) With such other specifications in harmony with the regulation herein established as the ~~Superintendent of Streets~~ Department of Municipal Services may from time to time direct.

(1991 Code, ' 100.12) (Ord. 1781, passed 4-22-1957) Penalty, see ' 10.99

' 51.053 WALKWAYS AS ACCESS TO VEHICLES.

Concrete walkways not to exceed two feet in width may be constructed from main sidewalk to curb for access to vehicles without further regard to this subchapter.

(1991 Code, ' 100.13) (Ord. 1781, passed 4-22-1957) Penalty, see ' 10.99

' 51.054 CONSTRUCTION FOR PRIVATE USE PROHIBITED.

No part of any sidewalk or sidewalk space shall be so constructed or used, except as in ' 51.053 of this chapter herein, for private purposes, with raising or lowering thereof, with steps up or down, or in any other manner interfering with the public use thereof, provided, vault openings with proper covers may be allowed at business establishments with the consent of the City Council.

(1991 Code, ' 100.14) (Ord. 1781, passed 4-22-1987) Penalty, see ' 10.99

' 51.055 BARRICADES; WARNING LIGHTS.

(A) During the construction, reconstruction, repair or removal of any sidewalk, those doing so shall erect and maintain suitable barricades at all times, with warning lights during darkness hours, in such manner as to prevent and warn pedestrians and others from ordinarily entering the area to avoid personal injury, damage to property and damage to unset concrete or to other parts of the sidewalk.

(B) No person shall willfully enter an area and damage a sidewalk under construction when such area is properly barricaded and with warnings and no unauthorized person shall tear down or otherwise displace any part of the barricade of warning.

(1991 Code, ' 100.15) (Ord. 1781, passed 4-22-1957) Penalty, see ' 10.99

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DRIVEWAYS**' 51.070 PERMIT REQUIRED.**

No person owning, leasing, operating or maintaining any industrial or commercial establishment in the city shall hereafter construct, build, establish or maintain driveways over, across, or upon public sidewalks without first securing an order so to do from the City Council and a permit so to do. (1991 Code, ' 100.20) (Ord. 1699, passed 12-28-1953) Penalty, see ' 10.99

' 51.071 DRIVEWAY INSTALLATION APPLICATION; BOND.

(A) (1) Application for a permit shall be made to the City-ClerkBuilding Department and shall contain the name and address of the person, firm, or corporation making application and the proposed location and dimensions of such driveway.

(2) Plans and specifications of the driveway shall be filed with the City-ClerkBuilding Department, which plans and specifications shall be accompanied by a good and sufficient bond executed by the applicant in favor of the city in the penal sum of \$5,000 for each such driveway.

(B) The bond shall have, as security thereon, ~~not less than two individual sureties approved by the Judiciary Committee of the City Council or one surety company qualified to do business in the state and acceptable to the City-ClerkBuilding Department.~~

(C) (1) The bond shall be continued upon the faithful observance of each and all the conditions and provisions of such permit and conditioned further to indemnify, keep and save harmless the city against all liabilities, judgments, costs, damages and expenses which may in any wise come against the city in consequence of the granting of the permit or which may accrue against, be charged to or recovered from the city by reason of or on account of any act or thing done by the applicant by virtue of the authority given in the permit.

(2) Provided, however, that, in lieu of such

surety bond the applicant may file with the City ClerkBuilding Department and keep in force a good and sufficient policy of insurance issued by an insurance company qualified to do business in the state and acceptable to the City-ClerkBuilding Department (or a properly executed certificate showing that such a policy of insurance has been issued) and written so as to name the city as one of the insureds in an amount of not less than \$5,000 and conditioned to protect the city in the same manner as required by the surety bond. (1991 Code, ' 100.21) (Ord. 1699, passed 12-28-1953)

(D) Any person, firm or business entity who installs a driveway, or portions thereof, over or through a parkway without first obtaining a permit, in addition to being subject to fines pursuant to the City's fee and fine schedule, shall be responsible to remove the driveway upon request by the Department of Municipal Services or Building Department.

' 51.072 GRADING; OBSTRUCTION.

(A) No driveway for which a permit is granted shall be so constructed as to prevent free and unobstructed passage on, over or across the same or in any such manner as to interfere with the proper drainage and safe grading of the streets.

(B) (1) Gradual approaches to the regular sidewalk grade shall be made from the grade of the driveway.

(2) The slope of any driveway and the approaches thereto shall exceed one inch vertical to one foot horizontal in any direction.

(C) The location, construction and maintenance of the driveways shall be under the direction and supervision of the ~~Superintendent~~ of StreetsDepartment of Municipal Services and the location and construction of same shall be in accordance with the plans and specifications which shall first be approved by the ~~Superintendent of StreetsDepartment of Municipal Services~~, a copy of which plans and specifications shall at all times be kept on file in the office of the City Clerk.

(1991 Code, ' 100.22) Penalty, see ' 10.99

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' 51.073 REVOCATION OF PERMIT.

(A) All permits granted under the provisions of this subchapter may be revoked by the City Council at any time without the consent of the holder of the permit.

(B) Upon the termination, by revocation or otherwise of the authority, rights and provisions herein granted, the driveway herein authorized shall be removed and the sidewalk space where the same was located shall be restored to its proper condition to the satisfaction of the ~~Superintendent~~ of ~~Streets~~ Department of Municipal Services.

(C) The restoration shall be at the sole expense of the holder of the permit without cost or expense of any kind whatsoever to the city.
(1991 Code, ' 100.23)

' 51.074 BOND REQUIRED BEFORE PERMIT ISSUED.

No permit shall be issued under the provisions of this subchapter until application therefor has been made and the bond or the insurance policy above required has been filed as herein required.
(1991 Code, ' 100.24)

STREET OBSTRUCTIONS

' 51.085 WIDTH OF STREETS.

(A) No plat of land shall be approved by the City Council unless the streets dedicated thereby shall have a width of at least 50 feet, providing a strip of land bordering on the plat of land is being dedicated by the plat for a street, the strip shall be at least 23 feet in width.

(B) Nothing in this section contained shall be so construed as to preclude the City Council from making other requirements as to width of streets as it may deem advisable for the best interests of the public.
(1991 Code, ' 100.30)

' 51.086 PERMIT REQUIRED TO OBSTRUCT

STREETS.

Whenever any person or corporation obstructs any portion of any public street or alley in connection with the erection, repair or alteration of any building, a permit for the obstruction shall be obtained from the City Clerk at the time when a permit for the erection, repair or alteration of the building is granted.
(1991 Code, ' 100.31)

' 51.087 ISSUANCE OF PERMIT; DEPOSIT.

Such permit to obstruct or occupy any portion of any public street or alley shall be issued by the City Clerk, only upon the deposit with the Clerk of a sum of money equal to 1% of the amount set forth as the cost in the permit for the erection, repair or alteration of the building; provided that, no deposit shall be less than \$10.
(1991 Code, ' 100.32)

' 51.088 REMOVAL OF OBSTRUCTION.

(A) It shall be the duty of the person to whom such permit for the erection, repair or alteration of the building is issued within seven days after such erection, repair or alteration is completed to remove all obstructions from the public street or alley and to restore the public street or alley to as good condition as it was before it was obstructed.

(B) In case the obstruction is not removed, and in case the street is not restored to as good condition as it was previous to the obstruction, the obstruction shall be removed and the street restored to its former condition by the ~~Superintendent of Streets~~ Department of Municipal Services and the expense therefor shall be deducted from the deposit and, upon written authorization of the ~~Superintendent~~ of ~~Streets~~ Department of Municipal Services, the balance of the deposit shall be returned to the depositor.
(1991 Code, ' 100.33)

' 51.089 REFUND OF DEPOSIT.

In case the obstruction is removed and such street

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restored to its former condition within the time set forth above and to the satisfaction of the ~~Superintendent of Streets~~ Department of Municipal Services, the depositing shall, upon written authorization of the ~~Superintendent of Streets~~ Department of Municipal Services, be refunded to the depositor.

(1991 Code, ' 100.34)

' 51.090 SIGNS AND OBSTRUCTIONS PROHIBITED; EXCEPTIONS.

No person shall erect, permit, maintain or cause to be erected or maintained, any sign, billboard, post or structure of any kind, upon any portion of any public street or alley, including those portions of the street commonly known as the parkway or sidewalk, within the city; provided, however, that, this prohibition shall not apply to any overhead sign, canopy marquee, or similar device, the lowest portion of which shall be not less than nine feet above the surface of the street, sidewalk or parkway, as the case may be; and, provided further that, this prohibition shall not apply to any poles or other equipment owned or operated by any public utility or to traffic-control devices or signs erected by the order of the state, the county or the city. (1991 Code, ' 100.35) (Ord, 1604, passed 7-12-1948) Penalty, see ' 10.99

' 51.091 POLITICAL SIGNS PROHIBITED.

It shall be unlawful for any person, firm, corporation or association to erect or install candidate posters, or political or any other signs on any posts, trees, utility poles or any other structures which are located within parkways, sidewalks, public easements or other public property or rights-of-way belonging to the city.

(1991 Code, ' 100.36) (Ord. 2343, passed 6-24-1974) Penalty, see ' 10.99

REMOVAL OF SNOW AND ICE

' 51.105 REMOVAL OF SNOW AND ICE REQUIRED.

Every owner, lessee, tenant, occupant or other persons having charge of any building in the city abutting upon any street, avenue or public place shall remove the snow and ice from the sidewalk in front of the building or lot of ground.

(1991 Code, ' 100.45) Penalty, see 10.99

' 51.106 WIDTH OF SIDEWALK TO BE CLEARED.

If the sidewalk is of greater width than five feet it shall not be necessary for the owner, lessee, tenant, occupant or other person having charge of any building or lot of ground in the city to remove snow and ice from the sidewalk for a space wider than five feet.

(1991 Code, ' 100.46) Penalty, see ' 10.99

' 51.107 TIME LIMITS FOR REMOVAL.

Snow which falls or accumulates during the day, except on Sunday, before 4:00 p.m., shall be removed from such sidewalks within three hours after it has fallen or accumulated. Snow which falls or accumulates on Sunday, and after 4:00 p.m. on other days, shall be removed from such sidewalks before 10:00 a.m. the following morning.

(1991 Code, ' 100.47) Penalty, see ' 10.99

' 51.108 REMOVAL OF ICE ON SIDEWALK; TEMPORARY MEASURES.

If snow and ice on the sidewalk is frozen so hard that it cannot be removed without injury to the pavement, the owner, lessee, tenant, occupant or other person having charge of any building or lot of ground shall, within the time specified in ' 51.107 of this chapter, strew the abutting sidewalk with ashes, sand, sawdust or some similar suitable material and shall, as soon thereafter as the weather shall permit, thoroughly clean the sidewalk.

(1991 Code, ' 100.48) Penalty, see ' 10.99

' 51.109 OCCUPANT COMPLIANCE,[§] FORFEITURE.

Streets and Sidewalks

~~Any person who shall fail to comply with the provisions of this subchapter shall forfeit an amount for each and every day the violation is continued. In~~ construing the provisions of these sections, where the premises are occupied, the occupant or person in charge of the premises shall be deemed the proper person whose duty it shall be to comply with the provisions.

(1991 Code, ' 100.49) Penalty, see ' 10.99

Blue Island – Municipal Services

CHAPTER 52: WATER AND SEWERS

Section

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WATER AND SEWERS GENERALLY

52.01 ADMINISTRATION GENERALLY.

Water and Sewers

(A) The administration of the Water and Sewer Department of the city shall be with the Department of Municipal Services and also subject to the Mayor and City Council of said city and their authorized officers and committees. Work in connection with or affecting the water system proper, and the reading of water meters, shall be under the subordinate supervision of the Water and Sewer Department/Department of Municipal Services. Work affecting streets or alleys due to causes pertaining to the water system shall be under the supervision of the Superintendent/Department of Municipal Services. The Building and Zoning Department shall issue all required permits, receive fees and deposits and keep records thereof.

(B) All details of a plumbing installation as to materials, workmanship, methods, supervision, inspection and other regulations pertaining to any and all appurtenances connected to the water system of the city, shall be in compliance with this subchapter and with Ch. 152 of this code of ordinances and with any other ordinance or ordinances now or hereafter in effect relating to plumbers or plumbing within this city.

(C) The City Clerk shall supervise the issuance and records of water bills, such bills being prepared from meter readings delivered to the Clerk=s office by the Department of Municipal Services. The City Clerk shall keep a record of all such notices of lien as may be filed pursuant to the provisions of this chapter. Upon the full payment of any delinquent sewer maintenance account in connection with which any notice of lien has been filed, the City Clerk or designee shall execute a release evidencing the satisfaction and discharge of such lien and deliver the same to the person so paying such delinquent account.

(D) The following definitions shall apply in this chapter unless the context indicates otherwise:

(1) "City water main" and "City main sewer" are the main lines of the city in the street which, in the case of water, furnish water supply to properties, and in the case of sewer, collects sewage and drain from properties;

(2) "Waste pipe" is any pipe receiving the discharge from any fixture or fixtures other than toilets;

(3) "House drain" is the pipe within a building which receives the total discharge from all fixtures,

and which conducts the same to the house sewer;

(4) "House sewer" is the tile or cast iron sewer which begins outside the wall of a building and connects the house drain with the city sewer main in the street;

(5) "Fixture" is a fixed plumbing appurtenances, usually within the building in or thru which water is used, and which usually is connected to both water and sewer systems;

(6) "Trap" is a fitting or device so constructed as to prevent the passage of air or gas through a pipe or fixture by means of a water seal;

(7) "Catch basin" is a receptacle which separates and removes greases, dirt, gravel, etc., to prevent their entrance into the house sewer. The liquid waste entering the catch basin shall not contain fecal matter.

(8) "Water service pipe" is the pipe connected to the city water main and extended to the water meter at the premises, through which a property is served with water supply;

(9) "Stop cock," "valve," or "shut off" are controls of water or other matter in a pipe line, used principally herein in connection with service pipe;

(10) "Water meter" is a device for registering, in gallons or cubic feet, the flow and consumption of water to a premises."

(1991 Code, ' 51.25) (Ord. 2344, passed 6-22-1976; Ord. 2558, passed 7-28-1981;(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

' 52.02 QUANTITY; QUALITY; ALLOCATION; LIABILITY.

(A) The quantity, quality and pressure of water delivered by the city to the premises of consumers hereunder at any given time shall be only such as is within the ability of the city to provide at that time, subject to the limitations and conditions of the water supply furnished to the city, to the operation of the distribution system of the city, to any other physical reason and to Acts of God.

(B) During, and for the reason of, an

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emergency in which it may, in the opinion of the Superintendent of Water Department of Municipal Services, be inadvisable or impossible to supply water to users hereunder in sufficient quantities as might be desired by all users for all purposes, such Superintendent-Supervisor of Water and Sewer shall have the right to curtail and to allocate the use of water from the system to all users for all purposes, or to curtail or prohibit entirely the use of water from its system for specific purposes, such action to be reported promptly to the City Council, and the normal supply of water restored as soon as conditions permit.

(C) It is herewith specified, and shall be understood by any and all hereafter served with water, that such water service is subject to the express conditions and provisions of this subchapter and that such persons, firms or corporations take such water subject to the risks thereof, and that the city shall in no manner be liable or responsible for any degree of loss or damage whatsoever to any product or thing whatsoever, including life and health, which may at any time be claimed to have been incurred by the act of the city serving water hereunder and/or by the exercise by said city of the provisions of this subchapter.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

' 52.03 ALL WATER TO BE METERED; METER VAULTS.

(A) All water taken from the water mains of the city shall be metered through meters furnished and approved by the city, as hereinafter provided, including water taken from a public fire hydrant, and then only as authorized by an officer of the City Fire or Water and Departments.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

(B) Where meter vaults are permitted by the Water Department, such vaults shall be maintained by the owner. Where water meter of 2 inches and over in size is installed in outside meter vault, such vault shall be not less than 5 feet by 7 feet in area, of

watertight construction, and provided with bottom drain.

' 52.04 DAMAGING WATER SYSTEM; DISCHARGE INTO STORM SEWERS.

(A) No person shall willfully or carelessly break, injure, mar, deface, interfere with or disturb any apparatus, attachment or appurtenance of the City Water and Sewer Department and water distribution system or commit any act tending to obstruct or impair the intended use of such equipment. The perpetrators of such act or acts, whether done willfully, carelessly or accidentally, shall be liable to the city for the costs and results thereof.

(B) It shall be unlawful for any person to interfere with or damage any part of the water or sewer system of the city. Any person who so interferes with the city's water or sewer system shall be subject to the penal provisions of this ordinance and shall also be liable for damages including reasonable attorney fees for any such conduct.

(C) It shall be unlawful for any person, firm or corporation to discharge or permit or cause to be discharged any sanitary or industrial wastewater into any storm sewers constructed as set out by the City Council from time to time.

((Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014; 1991 Code, ' 51.01) (Ord. 2413, passed 8-8-1978; Ord. 2452, passed 4-10-1979; Ord. 2531, passed 11-11-1980; Ord. 93-204, passed 1-26-1993; Ord. 96-408, passed 9-10-1996; Ord. 98-218, passed 9-8-1998; Ord. 99-239, passed 1-26-1999; Ord. 03-455, passed 10-14-2003; Ord. 07-074, passed 4-24-2007; Ord. 12-162, passed 2-28-2012) Penalty, see ' 51.99

' 52.05 TAPPING CITY WATER MAINS; CONNECTION TO CITY WATER SYSTEM.

All mains shall be tapped by the contractor responsible for the installation.

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All details of a plumbing installation as to materials, workmanship, methods, supervision, inspection and other regulations pertaining to any and all appurtenances connected to the water system of the city, shall be in compliance with State law, this code of ordinances and with any other ordinance or ordinances now or hereafter in effect relating to plumbers or plumbing within this city.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

' 52.06 PERSONS AUTHORIZED TO DO PLUMBING.

No person, except a plumber licensed and bonded ~~as required by the city as provided in the Plumbing Code of the city pursuant to State law~~, or authorized city or state employees, shall do plumbing work within the city in connection with or connected to the water system of the city.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

' 52.07 OPENING, EXCAVATING IN STREET, PARKWAY OR ALLEY.

(A) An opening or excavation in any street, parkway or alley of the city for any purpose whatsoever related to the water system of the city shall only be performed by authorized city employees and plumbers licensed and bonded as required by the city.

(B) Any such opening or excavation shall also be subject to and performed in accordance with the provisions of ~~' 97.035 through 97.039~~ of this code of ordinances and to the provisions of any other ordinance or ordinances now or hereafter in effect relating to street, parkway or alley openings.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

' 52.08 OWNERSHIP AND MAINTENANCE OF WATER SYSTEM COMPONENTS.

(A) All water pipes and fittings connected with the water system of the city which are placed under any highway, street or alley of the city, are the property of the city, although the cost of same may have been paid for by others.

The normal maintenance of the water pipes and fittings connected to the water system and located between the city main and the roadway in the parkway shall be provided and paid for by the city. The maintenance of water pipes, fittings and any other fixtures and appurtenances between the roadway and the water meter shall be provided and paid for by the owner of the property to which water is supplied.

Maintenance, repair or replacement of a house water service at any point between the stop-cock and the building shall be by the owner. The maintenance, repair or replacement of a house sewer at any point between the city's sewer main and a building shall be by the owner.

(B) All water meters shall be furnished by the city and will remain its property.

(C) The city will furnish and maintain all meters Aone inch@ and smaller in diameter. These meters will be paid for by the user and may be installed by licensed plumbers. If this type and size of meter is damaged by neglect or otherwise, the cost of repairs to the meter shall be paid for by the user.

(D) The user of any meter which is more than Aone inch@ in diameter will pay the city for the cost of the meter. The user of a meter of this size shall also be responsible to maintain the meter in proper working order and pay for the costs of any repairs to the meter to keep it in proper working order. This responsibility of maintenance of meters of this size shall include, but not be limited to, calibration of the meter every five years to assure the accuracy of the meter. This calibration shall be performed by a duly licensed meter company. The company performing the calibration shall submit a certified report of its findings to the ~~City Water and Sewer Department~~ Department of Municipal Services within seven working days of

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the date of the calibration. The cost and expense of all maintenance and repairs to a meter of this size including, but not limited to, the cost and expense of the calibration shall be paid for by the user of the meter.

(E) ~~If the City Water and Sewer Department~~ Department of Municipal Services determines, after its own inspection or receipt of a report from a licensed meter company, that the meter is not functioning accurately, is not properly calibrated or is otherwise not in proper working order, it shall submit written notice to the user of the meter of this determination. The user of the meter shall make all necessary repairs, perform all necessary maintenance or perform the required calibration to the meter to bring it into proper working order within seven working days after receipt of this notice. If the user of the meter fails or refuses to make said repairs, perform necessary maintenance or perform the required calibration within said seven-day period, the city may order the repairs, maintenance and/or calibration to be performed by its own water department or a licensed company and charge the user for all costs and expenses for the repair, maintenance and/or calibration on the user's next water bill or in any other appropriate manner. If access is not given to repair or replace the meter, water service will be terminated until repairs to meter have been completed.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

52.09 SEPARATE WATER AND SEWER CONNECTIONS TO PROPERTIES.

(A) From and after passage of this subchapter, each distinct main building to which water is supplied shall be so supplied through a separate and independent water service pipe, with separate tap to the water main, and with separate meter to each such main building. Each separate service pipe shall be equipped with a roundway or valve in the supply line, just ahead of meter, controlled from within the building or in the meter vault.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

(B) Each distinct main building shall have a separate and independent house sewer extending from the building to the main sewer. Such house sewer shall be of tile or cast iron and shall be not less than 6 inches internal diameter.

52.10 SERVICE PIPE; LEAKS AND BREAKAGE.

(A) (1) The water service pipe shall run in as direct a line as possible between water main to parkway roundway to meter, and shall be approximately five feet below ground level, with no branch service installed between main and meter. Such service pipe must be no less than one-inch internal diameter in size and shall consist of the materials and be constructed in accordance with the requirements of the City of Blue Island Plumbing Code (hereinafter Plumbing Code) as amended from time to time. It shall be equipped with a shut off both at the parkway and at the meter as aforesaid.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

(2) Water service pipe shall extend above the basement floor if meter is in basement, above the building floor if meter is in building, or above vault floor if meter is in outside vault. Such water service pipe, if 2 inches or less internal diameter, shall be cooper pipe, type K, with flared joints.

(3) Water service pipes over 2 inches internal diameter shall be of ductile iron pipe, asphaltum coated exterior with joints of mechanical or push type fitted to withstand hydrostatic pressure of 100 pounds per square inch.

(4) All such water service pipe shall be laid and be of such surplus length as to prevent breakage and rupture by settlement.

(5) Between the water main and the stop-cock in the parkway, such service pipe must be laid on a shelf cut in the sewer ditch or in a separate ditch for same, as no service pipe will be permitted to be laid on top of sewer. Where there is an existing stub in the parkway, with a lead service pipe terminating at the

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round way, and with the round way (or shut-off valve) having a threaded end for connection, such connection shall be made with a brass solder nipple (for lead) or with a suitable fitting for a flared copper service. No repairs shall be made to an existing water service pipe of material other than lead or type K cooper pipe in a size of 2 inch internal diameter or less, and any such water service pipe requiring repairs shall instead be replaced in its entirety from the water main to the meter with a water service pipe of material conforming to the materials and construction as hereinbefore specified in this section.

(B) In the event a leak or break occurs in a water or sewer service line, the following procedure shall be followed:

(1) All such leaks shall be properly repaired by such water owner.

(2) A permit shall be required for such repair work. In the event the owner fails to properly repair such break or leak, a register letter shall be sent to such owner at his last known address advising such owner to repair such situation immediately. A copy of the same shall be delivered to the premises and posted on the premises in a conspicuous place.

(3) If within five days of mailing such letter the owner shall not have made the repair necessary to secure the system, the city shall make such repair and charge such repair to the owner.

(4) Any charges, including reasonable attorney fees, shall become and constitute a lien against the real estate.

52.11 INSTALLATION OF WATER METERS.

(A) All water meters shall be furnished by the city, but with installation charge to be paid by the plumber as provided in the Plumbing Code, and shall be of such type, size and construction as the city may specify, and shall at all times remain the property of the city; provided, however, that, additional or auxiliary meter or meters desired by the owner or consumer being supplied for the purposes of subdividing the total water used, shall be at the entire expense of such owner or consumer, and shall be his, her or their property. The reading of such additional meters and the maintenance thereof shall be by the

owner or users.

(B) All meters shall be installed as close as possible to the entry point of the service pipe. The location shall be in accordance with the directions and requirements of the City ~~Water and Sewer Department~~ Department of Municipal Services. No person, other than licensed and bonded plumbers or employees of the City ~~Water and Sewer Department~~ Department of Municipal Services, shall be permitted to install, remove or change the location of any meter. Meters must be at all times readily accessible for reading and examination by the designated employees or designees of the ~~Water and Sewer Department~~ Department of Municipal Services. Meters must not be exposed to danger of damage by frost or freezing. If the meter becomes damaged by frost or freezing, by hot water or in any other manner due to the carelessness or neglect of the owner or occupant of the premises, or their agent, such owner or occupant must pay for such damage.

(C) Meters shall be installed by a licensed and bonded plumber and shall be so installed and operating before completion of the installation and before water is first supplied to the premises; provided, the plumber may use a temporary water connection without meter for testing purposes only.

(D) When the water distribution system pipes in any building or structure are used as the ground for the electric system serving said building or structure, a jumper wire being a minimum size #6 wire conductor shall be connected to the pipe on each side of the water meter so as to form a by-pass and continuous circuit around said water meter.

(E) Remote meters shall be installed in all residences served by the city's waterworks system. Installation of the remote meters shall be performed by the City ~~Water and Sewer Department~~ Department of Municipal Services. Only meters approved by the City ~~Water and Sewer Department~~ Department of Municipal Services shall be installed. The cost of installation for these meters shall be \$50 as set forth in the city's fee and fine schedule and shall be included on the first billing statement issued to the owner of the residence after installation of the meter. Owners have

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six months from the date of notification by the city to install a remote meter. If compliance is not met during that period of time, water service will be turned off and not turned on until the remote meter has been installed. (Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

' 52.12 SPRINKLING AND IRRIGATION.

(A) Unrestricted lawn sprinkling shall not be allowed from May 15 through September 15 of each year. During such timeframe, lawn sprinkling shall not occur on consecutive days. Sprinkling and watering of lawns during the hours of 12:00 noon through and including 6:00 p.m. shall be completely prohibited during the period of time beginning on May 15 of each year and continuing through September 15 of each year. During this period beginning May 15 of each year, lawn sprinkling shall only be permitted at other hours of the day, unless it is determined by the ~~Superintendent of the Water and Sewer Department~~ that storage requirements or other water system demands require additional restrictions and preclude sprinkling even during these times.

(B) Sprinkling and watering of lawns by residents for periods of time in excess of two hours during the period beginning May 15 through and including September 15 of each year is completely prohibited.

(C) Sprinkling and watering of lawns by residents for periods of time in excess of three hours during the period of the year from September 16 of each year through and including May 15 of each succeeding year is completely prohibited.

(D) ~~The Superintendent of the Water and Sewer Department~~ Department of Municipal Services is authorized to impose and implement such other restrictions on non-essential outside water uses as may be necessary in the event of an emergency water shortage or when storage requirements and other system demands preclude sprinkling and other non-essential outside water uses. These restrictions may include a complete temporary ban on all outside water uses in the event of an emergency water shortage or a

further restriction on the hours of the day when lawn sprinkling and other non-essential outside water usage may be conducted. Prior to imposing and implementing these restrictions the ~~Superintendent Department~~ will notify the Mayor and, at a minimum, the City Council members who serve on the Municipal Services Committee of the City Council and shall provide them with ~~his or her~~ reasons for implementing and imposing additional restrictions on non-essential outside water usage and lawn sprinkling.

(E) Residents of the city are expressly encouraged to restrict lawn sprinkling to the hours of the day between 3:00 a.m. and 7:00 a.m. during the period of each year beginning on May 15 through and including September 15, and at all other times of the year if possible.

(F) New lawns less than three (3) months old are exempted from the sprinkling provisions set forth in this section. (Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

' 52.13 WATER SUPPLIED FOR AIR-CONDITIONING AND/OR REFRIGERATION.

From and after passage of this subchapter, water will be supplied to air-conditioning and/or refrigeration systems subject to the following provisions.

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(A) The terms **AIR-CONDITIONING SYSTEM** and **REFRIGERATION SYSTEM**, for the purposes hereof, shall mean those systems using water from the city water mains for the dissipation of the heat of compression and for condensation of refrigerant, as differentiated from those systems using air as a cooling medium for those purposes.

(B) A **WATER CONSERVING DEVICE** shall mean a water cooling tower, spray pond, evaporative condenser or other equipment, by which city water after use is cooled through contact with the air and by evaporation, and is recirculated and re-used, thereby limiting the use of fresh water from the water mains to replace that water lost by evaporation and windage.

(C) (1) All water cooled air-conditioning and/or refrigeration systems, regardless of horsepower size, and whether in single or multiple units, using the city water supply, shall be equipped with and have in operation a water conserving device.

(2) The city water to be supplied to each such system shall not exceed two-tenths gallons per minute per compressor horsepower of the system.

(3) If an incident of short duration occurs when the condensing pressure in the system becomes sufficiently high as to endanger life or property, additional water may be used for the duration of the incident upon receipt of permission to so do from the Superintendent Department of Municipal Services.

(4) During the off-peak season of the demand upon the city's water system, between November 1 and May 1 of the succeeding year, a greater volume of water than that specified herein may be used in air-conditioning or refrigeration systems provided the city in the exercise of discretion by the Superintendent of Department of Municipal Services, grants permission for the use of the greater volume of water.

(D) The taking of city water as a prime cooling medium for any space, product or similar use, or through a mechanical system as described in divisions (A) through (C) above without installation of a water conserving device which recirculates and reuses the

water used is prohibited.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

~~' 52.14 PLUMBING CODE, RESERVED~~

~~All details of a plumbing installation as to materials, workmanship, methods, supervision, inspection and other regulations pertaining to any and all appurtenances connected to the water system of the city, shall be in compliance with this subchapter and with Ch. 152 of this code of ordinances and with any other ordinance or ordinances now or hereafter in effect relating to plumbers or plumbing within this city.~~

~~(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)~~

~~' 52.15 APPLICATIONS AND PERMITS.~~

~~(A) Inasmuch as plumbing is permitted to be done only by a licensed and bonded plumber as aforesaid, the application to begin proposed plumbing work shall be made to the Building and Zoning Department by such plumber as agent of the property owner. The applicant shall supply such information as required by the Building and Zoning Department, and from which the permit fee and deposit, if any, can be computed as provided in the provisions of the Plumbing Code and City's fee and fine schedule.~~

~~(B) Upon payment of the computed fee and deposit, if any, the Building and Zoning Department will issue a permit, which will be presented to the Superintendent of the Water and Sewer Department or his or her designee as notice of the plumber's authority to begin work. No such work whatsoever shall begin until such issuance and presentation of the authorizing permit.~~

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(C) Upon completion of any plumbing work, and before covering the plumbing work in any manner as to hinder inspection, the Plumbing Inspector shall be notified by the plumbing contractor. The Plumbing Inspector shall inspect the installation to determine if it is in compliance with the Plumbing Code, with this subchapter and with the details of the permit by which the fee and deposit, if any, were computed.

(D) If the plumbing work is found to be in compliance, the Water and Sewer Department or the plumbing contractor, depending on the size of the service pipe, shall make a final tap to the city main and begin the supply of water. If the plumbing work is not in compliance, such tap to main shall not be made, or if made for testing, shall be disconnected until compliance is reached. (Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

52.16 APPLICATION FOR WATER USERS OUTSIDE CITY LIMITS.

(A) When any person, firm or corporation outside the city limits desires to receive a water supply from the water mains of the city, he or she shall make application to the City Council in substantially the following form:

APPLICATION TO THE CITY OF BLUE ISLAND, ILLINOIS FOR WATER SERVICE OUTSIDE THE CITY LIMITS

The undersigned, hereinafter called the applicant, hereby applies to the City of Blue Island, Illinois, for water service to the following described place or places outside the city limits of said City, and for permission to make connection to the water system of said City for that purpose, and in support of such application represents:

- 1) The street address or location of the property to be served is ... which is legally described as ...
2) Size of service pipe connection is ...
3) Estimated volume of water to be used per annum is ... gallons.

- 4) Character of property, residential, commercial, industrial (strike out inapplicable);
5) Number and character of independent buildings to be served:
6) Other information or remarks:

The applicant further states that he has read and is familiar with the provisions of the Ordinance entitled and known as the Blue Island Water and Sewer Rate Ordinance, and particularly those provisions thereof relating to the furnishing of water to users outside the City limits, and agrees that if this application is approved and the water connection made, he will abide by and be governed by the provisions of said Ordinance and all amendments which may hereafter be made thereto, and by all other laws and regulations thereto appertaining now or hereafter in force.

This application, if and when approved by the City Council, shall, together with the applicable provisions of the appropriate Ordinances and laws, constitute the Agreement between the applicant and the City.

The City may, in its discretion, require that this application, following its approval, be recorded in the office of the recorder of Deeds, Cook County, Illinois.

Applicant
Approval recommended 20

Municipal Services Committee

Approved by City Council at meeting held , 20

City Clerk

(A) When any person, firm or corporation

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outside the city limits desires to receive a water supply from the water mains of the city, he or she shall make application to the City Council utilizing the form as provided by the City and as may be amended from time to time.

(B) Said application shall be referred by the City Council to the Municipal Services Committee of said Council, who shall consider same and make recommendation thereon to the City Council. No connection for water service outside the city shall be made unless and until the application is approved by the City Council.

(C) The making of such water connection and the furnishing of water by the city to every user outside the city, shall be subject to the following conditions.

(1) Said water connection and furnishing of water shall conform in its entirety with the provisions of this subchapter and the Plumbing Code of the city, as either or both may now exist or hereafter be amended.

(2) The furnishing of such water by the city, and the use hereof by the consumer, shall at all times be subject to all rules and regulations affecting water users within the city, unless otherwise specified, and shall be subject to any special regulations governing water users outside the city.

(3) In case any territory is annexed to the city in which territory any water pipes are laid in accordance with these provisions, all such pipes which are placed in or under any highway, street or alley shall, upon annexation, become the property of the city.

(4) In the event of the annexation to the city of territory which shall include the premises of the owners, the said owners agree that they will not hinder by legal or other means any local improvements for which they may in the future be assessed or which may be levied against said premises, and further agree that they will not sign any petition opposing the annexation to the city of the territory in which said premises are located.

(5) The location of the water meter shall be at the discretion of the city.

(6) It shall be the responsibility of the owner of the property outside the city to which water is furnished by the city to keep in good repair all water pipes and fittings between the city main and the meter, and to promptly report leaks therein or damage thereto.

(7) A connection fee shall be paid to the city before the connection is made for any connection. For larger connections, the fee shall be such amount as the City Council shall fix at the time it approves the making of such connection.

(8) No additional connection for the furnishing of a water supply to any other building or place than that specified in the application shall be made or permitted unless and until a new application therefore in the form set forth by the Council is made and approved in the manner required in this section and the connection fee paid.
(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

52.17 SPECIAL WATER AND SEWER INSTALLATION WITHIN THE CITY.

(A) A special private sewer or water installation within the city to be served by water from the city water mains is defined as that installation connection to and extending from a water main of the city, or facilities of the city, to a location within the city where such extension would not ordinarily be made, and/or for reason of city water mains not being laid in the street or alley bounding such premises, the connections being made at the special request of the property owner and at his or her entire expense.

(B) Application for a special sewer or water permit shall be made to the Superintendent Department of Municipal Services. Fees and deposits required to be made for such special water installations permits shall be as provided in the Plumbing Code, ~~as said ordinance or other ordinances relating to plumbers and plumbing may now or hereafter be in effect~~ city's fee and fine schedule.

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(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

(C) If the application for special installation is approved and permission is granted, the following provisions, and other regulations pertaining to such installation which may now or hereafter be in effect, shall apply:

(1) Said water and/or sewer connection and the furnishing of water or the use of the sewer shall conform in its entirety with the provisions of this chapter and all other applicable ordinances.

(2) The furnishing of water to such special installations, and the use thereof of such water, shall at all times be subject to any special regulations governing outside the city water users, if such special private installation is located outside of the city limits of Blue Island.

(3) Whether or not such special sewer and/or water installation is located within or without city limits, all such pipe which are placed in or under any street, parkway or alley of the city shall become the property of the city.

(4) If such special installation is located outside the city limits, in case any territory is annexed to this city in which territory any water or sewer pipes are laid in accordance with these provisions, all such pipe which are place in our under any highway, street, alley or parkway shall upon annexation become the property of the city.

(5) The applicant will maintain all such special sewer and water pipe connection with the city mains to the premises, and the he or she will promptly report and repair any damage thereto or leaks therein.

' 52.18 PRIVATE SOURCE OF WATER; REUSE OF CITY WATER.

(A) Water used in or about any private premises or public place, including use for fire protection, from a source such as wells, cisterns, rivers or from any other source, except the city water supply system, shall be kept entirely separate from and with no direct or indirect connections to the city water supply system.

(B) No water from the supply mains of the city, which water has been once used for any purpose, shall be piped or conveyed in any manner into the city water supply system so as to become mixed with or form a part thereof; nor shall any such once used water from the city mains, or water from any private source, be used in any processing of foods or other things for human or animal consumption.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

' 52.19 APPLICATION BY OWNER FOR WATER SERVICE.

In all cases where water is to be supplied to any premises for use by a tenant, an application shall first be made therefore in writing by the fee title holder of the premises or beneficiary of a land trust having power of direction, if title to the premises is held in a land trust. The application shall be made upon forms to be supplied by the Water Department. The applicant shall, by the terms of the application, agree to pay any charges for the water supplied to the premises for use by any occupant or tenant and shall be liable to pay for all water supplied to the premises for use by any occupant or tenant. Payment of water billing is the responsibility of the property owner.

(Ord. 2014-007, passed 2-11-2014)

' 52.20 DEPOSIT AND FEES FOR USE OF CITY WATER HYDRANT.

(A) Use of a city water hydrant to obtain water for any purpose must first be approved in writing by the ~~Superintendent of Water~~ Department of Municipal Services. Prior to using a city water hydrant for any purpose the user must make a written application describing the proposed use. The user must also make a \$400 deposit in the amount set forth in the city's fee and fine schedule and provide a certificate of insurance insuring the city for any damage caused to the water hydrant, water main, water meter or any other component of the city's water system. Water used shall not be wasted and shall be used only for the purpose specified in the application, and such use may be suspended or terminated at any time when in the

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discretion of the ~~Superintendent of Water~~Department of Municipal Services the best interests of the city require suspension or termination.

(B) After the use of the water hydrant is completed, the ~~Superintendent of Water~~Department of Municipal Services will inspect the hydrant, meter and water system for damages. If the water hydrant is found undamaged, the deposit shall be returned to the depositor after payment in full is made for water usage. If the hydrant is found damaged, the deposit shall be applied to the costs of necessary repairs or replacement. If the cost of necessary repairs or replacement exceeds the amount of the deposit, then the user shall pay the city the amount of the excess cost.

(C) The user shall also be responsible to pay the city the cost of the water used in accordance with the rates set forth in ~~1 52.24~~ for minimum usage for a three-inch meter plus the then prevailing per 1,000 gallon or fraction thereof cost for all water used in excess of the minimum usage.

(Ord. 2014-007, passed 2-11-2014)

~~1 52.21 FEES AND DEPOSITS AS REQUIRED OF PLUMBERS BY THE PLUMBING CODE~~RESERVED.

~~Except as provided herein, the fees and deposits for plumbing work in connection with the water system of this city, shall be as provided in the Plumbing Code or other applicable ordinances now or hereafter in effect.~~

(Ord. 2014-007, passed 2-11-2014)

1 52.22 READING OF WATER METERS.

(A) The supply of city water through each separate service pipe must be recorded by one meter, for which only one account will be rendered by the City Collector.

(B) Meters of all residential consumers shall be read every other month and billing will be monthly. Commercial accounts will be read monthly and billed

monthly.

(C) Any decision of the ~~Superintendent of Water~~Department of Municipal Services made under the provisions of this section concerning billing and charges for water services may be appealed to the city's Municipal Services Committee by submitting an appeal form provided by the city.

(Ord. 2014-007, passed 2-11-2014)

1 52.23 METER TESTING; CHANGES; CHARGES.

(A) In case of breakage, stoppage or any other irregularity in the meter, the owner or consumer is to notify the ~~Superintendent of Water~~Department of Municipal Services immediately and all necessary repairs will be made by the city, except as provided in

1 52.08(B).

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(B) Upon the written request of the owner or consumer, the proper official will test the meter servicing the premises. A deposit of money in an amount which is equal to the current rate charged to the city to calibrate the water meter, as such amount is determined by the Superintendent of ~~Water~~ Department of Municipal Services or his or her designee from time to time, will be required before the meter is tested. The deposit will be returned after the meter is tested if it is found to be registering incorrectly, that is greater than 2% of accurate, such condition being to the disadvantage of the consumer. Otherwise, the deposit shall be retained by the city to cover the costs of the test. The owner or consumer may be present at the time of the test, and the results of the test shall be reported to the owner or consumer as the case may be. If the testing of a meter indicates that it was registering incorrectly, the charge to the consumer for water used shall be on the basis of the consumption for the corresponding period of the previous year. If the meter had not been in service for a year, or in the corresponding period of the previous year, or if for any other reason the charge for the corresponding period cannot be properly determined, the charge shall be equitably adjusted by the Municipal Services Committee. The minimum metered rate as hereinafter specified will be charged for as long as the meter remains on the service.

(C) In response to the written request of the owner or the owner's authorized agent asking that the water be shut off and the meter removed, the city will proceed to comply with such request, and the minimum rate as hereinafter specified will cease on the date when the meter is removed. No charge will be made for the removal of a meter, but a charge as set forth in the City's fee and fine schedule will be imposed for reinstallation of a meter. After the water supply has been shut off for any reason except for repairs, the service will not be reestablished unless a written order is given to the ~~Water and Sewer Department~~ Department of Municipal Services by the owner or authorized agent and any arrearage in payments are paid in full.

(D) Where a meter reading must be estimated because of inaccessibility of the meter, the charge to the consumer will be a weighted average of previous

use. The consumer shall pay all additional charges when the meter is read and shall not be entitled to a cash refund should the charge be higher than the reading, unless authorized by the Municipal Services Committee after appeal thereto. A consumer shall always be charged at least a minimum charge as provided for in ' 52.24, even if a gallonage credit exists. A card returned by the consumer showing an actual reading of the meter shall not be considered an estimate.

(Ord. 2014-007, passed 2-11-2014) Penalty, see ' 52.99

' 52.24 MONTHLY BILLING; METER WATER RATES.

(A) All city water supplied to consumers shall be metered and all such water shall be charged at the regular classified rates in effect at the same time the water is consumed with no allowance being made for excessive consumption due to leaks or waste. The charge for water supplied through meters shall be as provided for in the City's fee and fine schedule. is hereby established at the following rates:

(A) Monthly billing rate for water usage in excess of the minimum usage.

(1) For users located within the corporate limits, the rate shall be \$6.31 per 1,000 gallons or fraction thereof used in excess of the minimum gallons as set forth in division (B).

(2) For users located wholly or partly outside the corporate limits, the rate shall be \$8.03 per 1,000 gallons or fraction thereof used in excess of the minimum gallons as set forth in division (B).

(B) Minimum usage and billing. The minimum bills for water supplied through a meter shall be as follows:

<i>Meter Size</i>	<i>Minim um Numb er of</i>	<i>Minim um Month ly Billin</i>	<i>Minim um Month ly for</i>
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	<i>Gallo ns- Used</i>	<i>g_For Users- Inside Corpo rate- Limits</i>	<i>Users- outsid e Corpo rate- Limits</i>
5/8" and 3/4"	2,000 or less	\$12.62	\$16.06
1"	7,000 or less	44.17	56.21
1-1/2"	11,000 or less	69.41	88.33
2"	15,000 or less	94.65	120.45
3"	26,000 or less	164.06	208.78
4"	35,000 or less	220.85	281.05
6"	52,000 or less	328.12	417.56
Over- 6"	100,00 0 or less	631.00	803.00

(1) For every building, structure, establishment, or institution served by the city, a percentage of the net water bill for every dwelling or building unit shall be charged as set forth in the City's fee and fine schedule. Sewer maintenance charges shall be contained in said monthly bill as provided for in this Code.

(2) All city water supplied to consumers shall be metered and all such water shall be charged at the regular classified rates in effect at the same time the water is consumed with no allowance being made for excessive consumption due to leaks or waste. The charge for water supplied through meters shall be as provided for in the City's fee and fine schedule.

one building which contains more than one dwelling unit, commercial or store unit, office unit or any combination thereof, the consumer in whose name the water account is registered shall be charged an additional amount of \$2 per month, or fraction of a month, for each additional unit supplied through such meter as established by the City's fee and fine schedule. The Such charges set forth in this division shall be in addition to the rates charged for water usage.

(D4) Minimum usage and billing for fire service lines. The minimum bills for water supplied through a meter for fire service lines shall be as established by the City's fee and fine schedule.

The minimum bills for water supplied through a meter for fire service lines shall be as established by the City's fee and fine schedule. follows:

<i>Meter- Size</i>	<i>Minim um Number of Gallons- Used</i>	<i>Minim um Monthly Billing- for Users Inside Corporate Limits</i>
1"	3,000- or less-	\$18.93
1-1/2"	5,000- or less-	31.55
2"	7,000- or less-	44.17
3"	13,000- or less-	82.03
4"	17,000- or less-	107.27

(E3) When water is supplied through one meter to

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6"	26,000 or less	164.06
Over 6"	50,000 or less	315.50

~~(E5)~~ Rates for trailer parks.

(1a) Where water is supplied through one meter to a trailer park, whether located within or outside the corporate limits of the city, the person, firm or corporation in whose name the water account is registered shall be charged an additional amount of \$2 per month or fraction of a month for each trailer, or other person, firm or corporation supplied through such meter as set forth in the City's fee and fine schedule. The charges set forth in this paragraph shall be in addition to the rates charged for water usage.

(2b) Each owner or operator of a trailer park as hereinabove set forth shall at the end of each month furnish the ~~Superintendent of Water~~ Department of Municipal Services a list showing the number of trailers located in such park at the end of the month. The Superintendent may require that the list be sworn to under oath by the owner or operator.

~~(FB)~~ Rate for users located wholly or partly outside of corporate limits.

(1) When water is supplied through one meter to more than one person, firm or corporation, whether it be for residential, commercial or industrial uses or otherwise, the consumer in whose name the water account is registered shall be charged an additional amount of \$2 per month or fraction of a month for each person, firm or corporation supplied through such meter as set forth in the City's fee and fine schedule. The charges set forth in this subsection shall be in addition to the rates charged for water usage.

(2) All persons, firms or corporations located wholly or partly outside of the corporate limits of the city in whose name the water account is registered shall furnish to the ~~Water and Sewer~~

~~Department~~ Department of Municipal Services of the city on or before April 30 of each year, or sooner if requested by the ~~Superintendent of Water~~ Department of Municipal Services, a list in writing showing the name, address, description and character of use of property, indicating whether the use is residential, commercial, industrial or otherwise. The list shall also identify every additional user of water being served, if any. Such list shall be sworn under oath if requested by the ~~Superintendent of Water~~ Department of Municipal Services.

(GC) *Chicago rate increase.* If a change is made by the city of Chicago increasing the rates charged for water it sells to the city, such change increasing the rates shall be reflected immediately in the computation of water rates charged by the city to all water consumers.

(HD) *Charges and rates.* The charges and rates for all water supplied to users by the city shall be evaluated annually by the City Council and are subject to change. Any and all future such charges and rates, including but not limited to those identified in this section, will be adopted and established by the City Council, ~~in an annual fee schedule.~~
(Ord. 2014-007, passed 2-11-2014)

(E) *Senior reduced minimum charge*

(1) Qualified residents over 65 years of age may be eligible for a reduced minimum charge for water if:

(a) the resident completes and submits an annual application for the reduced minimum charge on forms supplied by the water department; and

(b) the property address for which the reduced minimum charge applies is the primary residence of the applicant;

(c) the resident provides proof of residency and identification showing age, including but not limited to driver license, state identification card, property tax bill, social security card, or other forms of proof acceptable to the city' clerk.

(2) The senior may only submit one application per property and will only be granted the reduced minimum charge for one property, regardless if the

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senior owns multiple properties within the city. The reduced minimum charge shall apply on the following bill subsequent to approval of the application and shall not apply retroactively.

(3) The reduced minimum charge shall not apply to multi-family dwellings.

(4) Any person receiving the reduced minimum charge that does not meet the requirements set forth herein shall be deemed to have violated this section and shall be subject to fines and penalties provided for violation of local ordinances.

' 52.25 PAYMENT AND DELINQUENCY OF WATER BILLS; NOTICE OF LIEN.

(A) *Payment of water bills.* Water accounts are due when bills are rendered and no discounts shall be allowed. Each and every bill rendered shall be plainly marked with a date after which a penalty as set forth in the City's fee and fine schedule of 10% shall be added, and each bill shall be mailed or otherwise rendered to the consumer not less than ten days prior to such penalty date. If such bill has been not paid on or prior to such penalty date, said ~~penalty of 10% of the amount of such bill~~ shall be added and, thereafter, such bill shall not be considered paid unless and until the original amount plus the penalty is fully paid.

(B) *Delinquency of water bills.* When the water bill for any premises remains unpaid for ten days after the due date such water account shall be deemed delinquent.

(C) *Notice of delinquency.* When a delinquency occurs, the city shall give written notice to the person, firm or corporation in whose name the account is registered in the records of the ~~City Water and Sewer Department~~ Department of Municipal Services, and like notice shall be given by the city to the owner of the premises in connection with which such water was used, if such owner is other than the user and if his name and address is registered in the city=s records in the ~~Water and Sewer Department~~ Department of Municipal Services. No notice to the owner is required if the owner=s name and address is not registered in the city=s records in the ~~Water and Sewer Department~~ Department of Municipal Services.

(D) *Form of notice of delinquency.* The form of notice of delinquency as aforesaid shall be in such form as the ~~Water and Sewer Department~~ Department of Municipal Services may from time to time prescribe and shall inform the person notified of the amount of the delinquency, and shall also inform such person that the water service shall be discontinued if the delinquency continues to exist at the end of five days from the date of mailing of said notice.

(E) *Right of appeal.*

(1) Any water consumer whose account is delinquent as aforesaid, or any tenant whose water service is to be discontinued because of the delinquency of the owner of the premises wherein such tenant resides, may appeal the question of delinquency or make a request for independent service to the Municipal Services Committee.

(2) The Municipal Services Committee shall have the authority to make such decisions and to enter such orders as may be appropriate to resolve the appeal or request for independent service.

(F) *Water to be shut off.*

(1) In each case where delinquent water bills are not paid within the five-day period established above and the Municipal Services Committee has not entered an order to the contrary, the water being furnished to such premises shall be shut off by the city and shall not thereafter be restored until such time as

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the delinquent bill is fully paid or a statement of understanding of term payment is executed by the party responsible for payment of the bill and is accompanied by a minimum down payment of one-half of the delinquency and a turn-on-fee as set forth in the City's fee and fine schedule.

(2) The statement of understanding of term payment shall require minimum monthly payments in an amount of not less than one-half of the average monthly billing to be applied to reduce the delinquency, plus an agreement to pay all future billings on a current basis. The statement of understanding shall also provide for immediate shut off and disconnection of water services to the premises without notice if the responsible party fails to comply with its term and provisions.

(3) If a default by the responsible party in performing pursuant to the terms of the statement of understanding of term payment occurs, water service will be terminated and shall not be restored until all outstanding amounts for water service are paid in full, a \$30 the turn-on fee is paid established by the city's fee and fine schedule and an acceptable security deposit in an amount determined by the Municipal Services Committee is made.

(4) The Municipal Services Committee is authorized to establish guidelines for implementing the terms of this section.
(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

52.26 SEWER MAINTENANCE CHARGE.

(A) *Establishment.* There shall be, and there is, hereby established, charges and rates ~~to be known as Sewer Maintenance Fund,~~ for the purpose of improving, caring for and protecting the city's sewerage system. The sewer maintenance charge shall be based upon the amount of water consumed by each water user as shown by water meters as follows.

(B) *Monthly billing.* ~~At~~ The amount as set forth in the City's fee and fine schedule equal to 20% of the total amount billed for water usage shall be charged

and billed monthly to every consumer billed for water by the city as a sewer maintenance charge.

(C) *Payment and delinquency of sewer maintenance charge; notice of lien.*

(1) *Payment of sewer maintenance charge.* The sewer maintenance charge shall be billed as a separate charge on every water user's water bill. The sewer maintenance charge is due when water bills are rendered and no discounts shall be allowed. Each and every bill rendered shall be plainly marked with a date after which a penalty as set forth in the City's fee and fine schedule of 10% shall be added, and each bill shall be mailed or otherwise rendered to the consumer not less than ten days prior to such penalty date. If such bill is not paid on or prior to such penalty date, ~~such a~~ penalty of 10% of the amount of such bill shall be added and, thereafter, such bill shall not be considered paid unless and until the original amount, plus the penalty is fully paid.

(2) *Delinquency of sewer maintenance charge.* When the sewer maintenance bill for any premises remains unpaid for ten days after the due date, the account shall be delinquent.

(3) *Notice of delinquency.* When a delinquency occurs, the city shall give written notice to the person, firm or corporation in whose name the account is registered in the records of the City ~~Water and Sewer Department~~ Department of Municipal Services, and like notice shall be given by the city to the owner of the premises in connection with which water is used, if such owner is other than the user and if his or her name and address is registered in the city's records in the ~~Water and Sewer Department~~ Department of Municipal Services. No notice to the owner is required if the owner's name and address is not registered in the city's records in the ~~Water and Sewer Department~~ Department of Municipal Services.

(4) *Form of notice of delinquency.* The form of notice of delinquency as aforesaid shall be in such form as the ~~Water and Sewer Department~~ Department of Municipal Services may from time to time prescribe and shall inform the person

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notified of the amount of the delinquency, and shall also inform such person that water service to the premises shall be discontinued if the delinquency continues to exist at the end of five days from the date of mailing of said notice.

(5) *Right of appeal.* Any water consumer whose account is delinquent as aforesaid, or any tenant whose water service is to be discontinued because of the delinquency of the owner of the premises wherein such tenant resides, may appeal the question of delinquency or make a request for independent service to the Municipal Services Committee. The Municipal Services Committee shall have the authority to make such decisions and to enter such orders as may be appropriate to resolve the appeal or request for independent service.

(Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

(6) *Disconnection.* In each case where delinquent sewer maintenance bills are not paid within the five day period above established and the Municipal Services Committee has not entered an order to the contrary, the water being furnished to such premises shall be shut off by the city. Service shall not thereafter be restored until such time as the delinquent bill is fully paid, and a deposit in an amount equal to two and one-half times the average monthly or quarterly bill, as the case may be, is deposited with the City Collector, and the turn on fee set forth in the City's fee and fine schedule is paid.

(7) *Imposition of lien.* Further, in each case where a delinquent sewer maintenance account shall not have been paid within the five day period established and the Municipal Service Committee has not entered an order to the contrary, the Superintendent of Public Works shall cause a notice of lien to be prepared and filed in the Office of the Recorder of Deeds of the county. Such notice of lien shall comply with applicable state law.

WELLS

' 52.35 FINDINGS AND DETERMINATIONS.

(A) Well water in the city has also been used over a period of time for commercial and industrial purposes.

(B) The city desires to further limit the threat to human health from ground water contamination to the city waterworks system because of the installation of wells to supply ground water for commercial, industrial, agricultural, residential and other purposes.

(C) The attempt to install or drill wells to supply ground water for commercial, industrial, agricultural, residential and other purposes within the corporate limits of the city may have a deleterious effect on the city water supply due to the potential for backsiphonage into the city waterworks system and contamination of the city water supply.

(D) The potential risk of backsiphonage and contamination of the city waterworks system and the ramifications of this to the public health, safety and welfare far outweighs the benefit of allowing the use of wells to supply ground water for commercial, industrial, agricultural, residential and other purposes. (Ord. 2000-295, passed 2-8-2000)

' 52.36 USE, INSTALLATION AND DRILLING; REGULATIONS.

It shall be unlawful for any person, firm, partnership, limited liability company, corporation or other entity of any kind to use, continue to use, install, drill or attempt to install or drill a well to supply ground water for commercial, industrial, agricultural, residential or any other purpose or use within the corporate limits of the city. All persons, firms, partnerships, limited liability companies, corporations or any other entities presently using a well to supply ground water for commercial, industrial, agricultural, residential or any other purpose shall immediately cease and desist from continuing to do so and shall also immediately cap the well to prevent further use.

(Ord. 2000-295, passed 2-8-2000) Penalty, see ' 52.99

' 52.37 EFFECTIVE DATE.

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This subchapter shall be in full force and effect from and after its passage, approval and publication as provided by law. A full, true and complete copy of this subchapter shall be published in pamphlet form, by authority of the City Council as corporate authorities. (Ord. 2000-295, passed 2-8-2000)

CROSS-CONNECTION CONTROL

' 52.50 PLUMBING TO CONFORM TO STATE PLUMBING CODE. RESERVED

~~(A) All new or existing plumbing installed within the city shall be installed in accordance with the State Plumbing Code. If, in accordance with the State Plumbing Code or in the judgment of the Superintendent of Public Works, an approved backflow prevention device is necessary for the safety of the public water supply system, the Superintendent of Public Works will give notice to the water customer to install such an approved device immediately. The water customer shall, at his or her own expense, install such an approved device at a location and in a manner in accordance with the Illinois Plumbing Code, Illinois Environmental Protection Agency and all applicable local regulations, and shall have inspections and tests made of such approved devices upon installation and as required by the Illinois Plumbing Code, Illinois Environmental Protection Agency and local regulations.~~

~~(B) The Superintendent of Public Works shall maintain a list of approved backflow prevention devices that may be installed within the city. Only these approved backflow prevention devices may be installed within the city.~~

~~(Ord. 95-366, passed 11-28-1995)~~

' 52.51 CONNECTION METHOD APPROVAL.

No person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply other than the

regular public water supply of the city may enter the supply or distribution system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the ~~Superintendent of Public Works~~ Department of Municipal Services and the Illinois Environmental Protection Agency.

(Ord. 95-366, passed 11-28-1995) Penalty, see ' 52.99

' 52.52 SURVEYS AND INVESTIGATIONS; AUTHORITY.

(A) It shall be the duty of the ~~Superintendent of Public Works~~ Department of Municipal Services to cause surveys and investigations to be made of commercial, residential and other properties served by the public water supply to determine whether actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated at least every two years, or as often as the ~~Superintendent of Public Works~~ Department of Municipal Services shall deem necessary. Records of such surveys shall be maintained and available for review for a period of at least five years.

(B) The approved cross-connection control device inspector shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the city for the purpose of verifying the presence or absence of cross-connection. The ~~Superintendent of Public Works~~ Department of Municipal Services or his or her authorized agent shall also have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the city for the purpose of verifying information submitted by the customer regarding the required cross-connection control inspection. On demand, the owner, lessees or occupants of any property so served shall furnish to the ~~Superintendent of Public Works~~ Department of Municipal Services any information which he or she may request regarding the piping system or systems or water use on such property. The refusal of such

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information, when demanded, shall, within the discretion of the ~~Superintendent of Public Works~~ Department of Municipal Services, be deemed evidence of the presence of improper connections as provided in this subchapter.

(Ord. 95-366, passed 11-28-1995)

' 52.53 DISCONTINUANCE OF WATER SERVICE; DISCONNECTION.

The ~~Superintendent of Public Works~~ Department of Municipal Services of the city is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this subchapter is known to exist, and to take such other precautionary measures as he or she may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this subchapter, and until a reconnection fee of ~~\$500~~ as set forth in the City's fee and fine schedule is paid to the city. Immediate disconnection with verbal notice can be effected when the ~~Superintendent of Public Works~~ Department of Municipal Services is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection. Immediate disconnection without notice to any party can be effected to prevent actual or anticipated contamination or pollution of the public water supply; provided that, in the reasonable opinion of the ~~Superintendent of Public Works~~ Department of Municipal Services or the Illinois Environmental Protection Agency, such action is required to prevent actual or potential contamination or pollution of the public water supply. Neither the city, the ~~Superintendent of Public Works~~ Department of Municipal Services, nor its agents or assigns shall be liable to any customer for any injury, damages or lost revenues which may result from termination of said customer's water supply in accordance with the terms of this ordinance, whether or not said termination was with or without notice.

(Ord. 95-366, passed 11-28-1995)

' 52.54 CONSUMER RESPONSIBILITY; COSTS.

The consumer responsible for backsiphoned or back pressured material or contamination through backflow, must bear the cost of cleanup of the potable water supply system if contamination of the potable water supply system occurs through an illegal cross-connection, an improperly installed, maintained or repaired device or a device which has been bypassed.

(Ord. 95-366, passed 11-28-1995)

' 52.55 ~~RULES AND REGULATIONS RESERVED~~

~~The rules and regulations attached to the ordinance codified herein as Exhibit AAC are incorporated herein by reference the same as though they were set forth herein verbatim. These rules and regulations shall apply to all premises served by the public potable water supply system of the city.~~

' 52.56 EFFECTIVE DATE.

This subchapter shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law. A full, true and complete copy of this subchapter shall be published in pamphlet form, by authority of the City Council as corporate authorities.

(Ord. 95-366, passed 11-28-1995)

' 52.99 PENALTY.

~~(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to ' 10.99 of this code of ordinances.~~

~~(B) (1) Any persons, firm, corporation or other entity violating or failing to comply with any of the provisions of ' 52.01 through 52.23 of this chapter shall, upon conviction, be fined not less than \$50, nor more than \$750, for each offense.~~

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~~(2) Any person or entity violating or failing to comply with any provision of ' 52.12 of this chapter shall, upon conviction thereof, be fined not less than \$50, nor more than \$750, for each offense.~~

~~(3) (a) Violators of the provisions of ' 52.22(A) shall be subject to a fine up to \$750 per occurrence and shall also be responsible for any damage to city property caused by driving over, or parking on a parkway.~~

~~(b) Any person notified by the Public Works Department or Building Department to remove such offensive matter from the area fronting upon his or her place of residence, per ' 52.22(D) of this chapter, shall comply within seven days, or shall be subject to a fine not to exceed \$250 per day for each day that the offense exists and is not abated.~~

~~(c) Any person, firm or business entity who installs a driveway over or through a parkway without first obtaining a permit, per ' 52.22(F) of this chapter, shall be subject to a fine not to exceed \$750 and shall be responsible to remove the driveway within seven days of being notified to do so by the Department of Public Works or Building Department.~~

~~(C) (1) Any person, firm, partnership, limited liability company, corporation or other entity, who shall violate any provision of ' 52.35 through 52.37 of this chapter shall, upon conviction by a court, be subject to a fine of \$750 for each violation. (A) Each day that a violation of any provision of Section 52.35 through 52.36 continues after due notice has been served in writing by the City Water Department to cease and desist drilling, installation or use of a well to supply ground water shall be deemed a separate offense.~~

(2B) In case any violation of ' 52.35 through 52.37 of this chapter is not corrected within three days after notice has been served to cease and desist drilling, installation or use of the well, the jurisdiction=s legal representative may institute an appropriate action or proceeding at law to exact the penalty provided in division (C)(1) above and, in addition thereto, may proceed at law or in equity against the party responsible for the violation for the purpose of ordering the person or entity:

(a1) To restrain, correct or remove the violation or refrain from any further use of the well;

(b2) To restrain or correct the installation, drilling or use of the well;

(e3) To require the removal of the well; or

(d4) To prevent the occupation or use of the premises where the well has been installed or drilled.

~~(D) (1) Any water customer, person or entity violating or failing to comply with the provisions of ' 52.50 through 52.56 of this chapter shall, upon conviction thereof, be fined not less than \$250, nor more than \$750, for each offense.~~

~~(2C) Proceedings to enforce ' 52.50 through 52.56 of this chapter may be instituted and carried out pursuant to the terms of ' 32.06 of this code of ordinances.~~

~~(C) Any person, firm or business entity who installs a driveway over or through a parkway without first obtaining a permit, per ' 52.22(F) of this chapter, in addition to being subject to fines pursuant to the City's fee and fine schedule, shall be responsible to remove the driveway within seven days of being notified to do so by the Department of Public Works or Building Department.~~

~~(D) Each day that a violation of any provision of Section 52.35 through 52.37 continues after due notice has been served in writing by the City Water~~

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~~Department to cease and desist drilling, installation or use of a well to supply ground water shall be deemed a separate offense.~~

(E) In case any violation of ' ' 52.35 through 52.37 of this chapter, if said violation is not corrected within three days after notice has been served to cease and desist drilling, installation or use of the well, the jurisdiction=s legal representative may institute an appropriate action or proceeding at law to exact the penalty provided herein and, in addition thereto, may proceed at law or in equity against the party responsible for the violation for the purpose of ordering the person or entity:

- (1) To restrain, correct or remove the violation or refrain from any further use of the well;
- (2) To restrain or correct the installation, drilling or use of the well;
- (3) To require the removal of the well; or
- (4) To prevent the occupation or use of the premises where the well has been installed or drilled.

~~(F) Proceedings to enforce ' ' 52.50 through 52.56 of this chapter may be instituted and carried out pursuant to the terms of ' 32.06 of this code of ordinances.~~

(Ord. 95-366, passed 11-28-1995; Ord. 2000-295, passed 2-8-2000; Ord. 06-007, passed 1-24-2006; Ord. 2014-007, passed 2-11-2014)

52.60 GENERAL REQUIREMENTS

No permit shall be issued for the construction of any building wherein plumbing fixtures are to be installed for either residential, commercial or industrial purposes or use, nor shall any plumbing permit be issued unless the plans and specifications comply with the following sewer and drain specifications in addition to such other specifications as is provided by ordinance or by the statutes in such cases made and provided.

52.61 SEPARATE SEWER CONNECTIONS

Every building shall be independently and separately connected by a house sewer service pipe

extending from the building to the main sewer. Such pipe shall be constructed of vitrified clay tile with joints meeting the requirement of the Metropolitan Sanitary District of Greater Chicago Specification Number C-425, or shall be constructed of cast iron. The internal diameter of such pipe shall not be less than six (6) inches.

52.62 HOUSE DRAINS

Only cast iron house drain service pipe shall be used. Said pipes shall not be less than four (4) inches in diameter and shall extend for a distance not less than 18 inches beyond the outside of the building wall. House drain service pipe shall run in as direct a line as possible, with not less than 1/4 inch pitch per foot. A clean out shall be constructed at the end of each branch off, at each 90 degree bend, and at every 40 feet of such pipe.

52.63 DRAINS IN COMMERCIAL GARAGES

Drains in commercial garages where motor vehicles are serviced and cleaned must be constructed so as to drain into 3 cast iron in line basins, called garage basins, before entering into the house sewer service pipe, and shall be vented by a two (2) inch pipe through the roof.

52.64 BASEMENT DRAINS

Basement drains shall be kept free of ground and surface water, and where the same is too low to be normally drained into the sewer, the water therefrom must be pumped or otherwise removed to the sewer.

52.65 SURFACED AREA DRAINAGE

Any surfaced unenclosed area, including without limitation, parking lots, used car lots or other sales lots which is improved by paving or other impervious material shall be graded and drained so that no water will flow on adjacent property.

52.66 RAIN WATER DRAIN

No rain water drain shall connect with a house drain, catch basin or house sewer pipe which is used

for the purpose of collecting, conducting or carrying sewage from said building into a main sanitary sewer.

In the event a main storm sewer is located in a street adjoining a building, the rain drains must be connected directly into the storm sewer by means of cast iron pipe or C-425 sewage tile.

Where no main storm sewer is located in a street adjoining said premises, all water from the roof of a building shall be carried by means of gutters and outside leaders to a splash block. The ground shall be graded and drained so as to accommodate as much seepage as possible and to prevent drainage upon adjacent property.

Inside rain water leaders are prohibited except where a rain water drain is connected to a main storm sewer. Inside rain water leaders shall be constructed of extra heavy cast iron, galvanized wrought iron, galvanized steel, copper or plastic Schedule 40 P.V.C.

Outside rain water leaders shall be constructed of metal including galvanized steel or aluminum.

52.67 OVERHEAD SEWERS

All buildings with basement rooms, or occupancy areas below ground level and served by the public or private sewer systems shall have overhead plumbing. No building or plumbing permit application will be accepted nor any building or plumbing permit shall be issued for construction of any such structure unless an overhead plumbing system as herein provided for is to be installed.