(11)

1-3-77

ORDINANCE NO. 1976-M-54

AN ORDINANCE PROHIBITING THE LANDING OF CIVIL AIRCRAFT IN NAVIGABLE WATERS WITHIN 3 MILES OF THE CITY OF ST. CHARLES, ILLINOIS AND NOT WITHIN THE CORPORATE LIMITS OF ANOTHER MUNICIPALITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE COUNTY, ILLINOIS that Chapter 28 entitled "Misdemeanors and Other Offenses" is amended to add Section 28.017a which shall read as follows:

"Section 28.017a

I.

Definitions:

1. 'Aircraft' means any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air.

2. 'Civil Aircraft' means any aircraft other than public aircraft.

3. 'Navigable Waters' means any stream, creek or river within three miles of the corporate limits of the City of St. Charles but not within the corporate limits of another municipality.

4. 'Operator' means a person who causes or authorizes the operation of an aircraft whether with or without the right of legal control of the aircraft.

5. 'Person' means any individual, firm, partnership, corporation, company, association, joint stock association, public service corporation or body politic.

6. 'Public Aircraft' means an aircraft used exclusively in the service of any government or of any political subservice thereof, including the government of any state, territory, or possession of the United States, or the District of Columbia, but not including any government-owned aircraft engaged in carrying persons or property for commercial purposes.

II.

It shall be unlawful for the operator of any civil aircraft to cause or permit said civil aircraft to land or otherwise make any physical touching at any time on or upon any navigable water within 3 miles of the corporate limits of the City of St. Charles, Illinois and not within the corporate limits of another municipality.

III.

This ordinance shall not apply to any valid permit issued pursuant to the Illinois Aeronautics Act prior to the effective date of this ordinance.

IV.

The Superintendent of Public Works shall cause to be erected and maintained suitable signs bearing the inscription "No Landing of Civil Aircraft at Any Time" or words of similar import.

V.

Any person who violates this ordinance shall be fined not less than $5.00 nor more than $500.00 for each offense.

VI.

Should any part or provision of this ordinance be declared invalid such invalidity shall not effect any other part or provision of this ordinance."

This ordinance shall become effective upon its passage, approval and publication pursuant to statute.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 3 day of January, 1977.

PASSED by the City Council of the City of St. Charles, Illinois, this 3 day of January, 1977.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 3 day of January, 1977.

Edward A. Spriet
MAYOR

ATTEST:

Deputy J. Craig Blomquist
CITY CLERK

Council Vote: Aye 8
Nay 1