

ORDINANCE 1966-21

AN ORDINANCE AMENDING CHAPTER 27, ARTICLE X,
MISCELLANEOUS REGULATIONS, OF THE MUNICIPAL CODE OF ST.
CHARLES, ILLINOIS, 1965.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,
ILLINOIS, that to Chapter 27, Miscellaneous Regulations, shall be added
Article X as follows:

ARTICLE X: DECLARING THE STORING OF JUNK AND OTHER WASTE MATTER
TO BE A NUISANCE:

27.1001. The storing of junk, trash and refuse on private property
within the City of St. Charles, Illinois, where such storage is not authorized
under the terms of Ordinance No. 1960-16 being the St. Charles Zoning Ordinance,
and in any manner not permitted by said Zoning Ordinance, is hereby declared
a nuisance.

27.1002. Junk, trash and refuse are defined herein to include any
and all waste matter, whether reuseable or not, which is offensive to the public
health, safety or to the esthetics of the neighborhood, and is specifically
intended to include, but not be limited to, worn out, wrecked and/or abandoned
automobiles, trucks, tractors, machinery of any kind, any parts thereof, old
ice boxes, refrigerators and stoves.

27.1003. Any property owner or any occupant of property who allows
such storage on the property owned or occupied by him shall be guilty of a
misdemeanor punishable by a fine of not less than Ten Dollars (\$10.00) nor
more than Five Hundred Dollars (\$500.00); and any person who shall neglect to
abate and remove such nuisance after notice thereof, shall for each 24 hours
thereafter during which said nuisance continues, be subject to a like penalty
as that originally incurred.

27.1004. Any policeman or inspector of the Building Department or
Health Department of the City of St. Charles upon observing any violation of
this Ordinance shall issue a notice directed to the owner of record of the
property on which said nuisance occurs, as shown in the records of the Recorder
of Deeds of Kane County, or to the occupant of said property, or to both, which
said notice shall describe the violation and shall establish a reasonable time
limit for the abatement thereof by such owner or occupant which time shall be
not less than two (2) days nor more than ten (10) days after service of such
notice.

27.1005. Any citizen of St. Charles who observes a violation of this Ordinance may file his affidavit setting forth in detail the violation, its location and the name of the owner and occupant of the property on which such nuisance is alleged, and may file said affidavit with the City Sanitarian of the City of St. Charles, who shall assign to an inspector of the Health Department the duty to investigate such charge, and if such nuisance exists, to issue a notice to the owner or occupant of the property as provided in Section 27.1004 of this Ordinance.

27.1006. Any policeman or inspector of the Building Department or Health Department of the City of St. Charles shall serve the notice herein provided for upon the owner or occupant of the property which such nuisance exists, or upon both of them, and shall upon his return make a copy of such notice, showing the time of service, the person upon whom it was served, or the manner in which it was served.

27.1007. Immediately upon the termination of the time allowed in any such notice for the abatement of such nuisance, the policeman or inspector of the Building Department or Health Department of the City of St. Charles who served such notice or any other policeman or inspector who shall be assigned by the City Sanitarian, shall investigate to determine whether or not such nuisance has been abated.

27.1008. In the event the owner or occupant of the property where such nuisance exists has failed within the prescribed time to abate such nuisance, then the policeman or inspector of the Building Department or of the Health Department of the City of St. Charles, who filed an affidavit with the City Sanitarian, or the inspector of the Health Department who investigated whether such nuisance has been abated, shall file a complaint charging violation of this Ordinance with the Circuit Court for the Sixteenth Judicial Circuit, charging violation of this Ordinance and demanding that the owner of the property or the occupant thereof, or both, be punished as herein provided.

27.1009. The City of St. Charles shall prosecute all complaints of violation of this Ordinance.

27.1010. All Ordinances or parts of Ordinances in conflict herewith shall be and the same are hereby repealed.

27.1011. This Ordinance shall take effect and be in full force and effect from and after the date of its passage, approval and publication as provided by law.

Presented to the City Council of the City of St. Charles, Illinois, this first day of August, A. D. 1966.

Passed by the City Council of the City of St. Charles, Illinois, this first day of August, A.D. 1966.

Approved by the Mayor of the City of St. Charles, Illinois, this first day of August, A. D. 1966.

George Neumann
MAYOR

ATTEST: Jamie B. Luffen
CITY CLERK