

CITY OF ST. CHARLES

ORDINANCE NO. 1989-M-80

AN ORDINANCE AMENDING TITLE 12 ENTITLED,
"STREETS, SIDEWALKS AND PUBLIC PLACES,"
CHAPTER 12.04 ENTITLED, "GENERAL PROVISIONS"
OF THE ST. CHARLES MUNICIPAL CODE

ADOPTED BY THE

CITY COUNCIL

OF THE

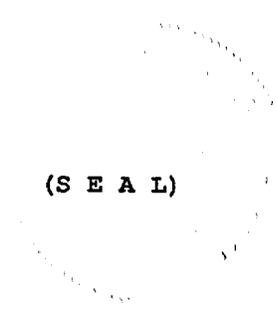
CITY OF ST. CHARLES

THIS 5TH DAY OF SEPTEMBER, 1989

PUBLISHED IN PAMPHLET FORM BY
AUTHORITY OF THE CITY COUNCIL
OF THE CITY OF ST. CHARLES,
KANE AND DU PAGE COUNTIES,
ILLINOIS, THIS 8TH DAY OF
AUGUST, 1989


CITY CLERK

(S E A L)



DATE OF PUBLICATION 9/8/89
NEWSPAPER Amphlet

**AN ORDINANCE AMENDING TITLE 12 ENTITLED,
"STREETS, SIDEWALKS AND PUBLIC PLACES",
CHAPTER 12.04 ENTITLED, "GENERAL PROVISIONS"
OF THE ST. CHARLES MUNICIPAL CODE**

REFER TO:
MINUTES 9-5-89
PAGE 2764

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST.
CHARLES, KANE AND DU PAGE COUNTIES, ILLINOIS, AS FOLLOWS:

1. That Title 12, "Streets, Sidewalks and Public Places", Chapter 12.04 entitled, "General Provisions", Section 12.04.170, entitled, "Deposit on Streets" of the St. Charles Municipal Code, be and is hereby amended by deleting the same and substituting the following therefor:

"12.04.170 Deposit on Streets.

(a) It shall be unlawful to deposit on any street any material which may make said street slippery including but not limited to leaves and grass or which may be harmful to the pavement or storm drain thereof, or any waste material, or any glass, or other articles which may do injury to any person, animal or property.

(b) Where no other place is available, materials may be deposited in the street preparatory to delivery or use, with the permission of the Public Works Services Manager, and notice to the City Police Department; provided, that such deposit does not reduce the usable width of the roadway at the point to less than eighteen feet; and provided, that such material, other than material to be used in actual building construction, shall not be permitted to remain on such street for more than three hours. Any such material shall be guarded by such lights and barricades as the Public Works Services Manager shall deem necessary.

(c) It shall be unlawful to remove any snow or ice from any private property and deposit the same upon any public street or alley or any part thereof.

(d), It shall be unlawful to operate any vehicle on any street, alley or other improved roadway when the condition of said vehicle is such that soil, clay, mud, stone, gravel or other material drops or falls from the tires or any other part of said vehicle.

(e) The City may, at its election, remove any materials deposited or dropped on any street, alley or other improved roadway within the City in violation of this section, and may charge the cost of said removal to the person responsible for said violation. In addition to the operator of the offending vehicle, both the owner of the vehicle and the owner of the property from which the offending vehicle has proceeded shall be considered responsible for said violation. Muddy tire tracks or other deposit trails leading from a parcel of property shall be considered prima facie evidence of violation of this section by the owner of said property. Even if the City removes said material and charges for said removal, the violator shall not be deemed to have avoided the violation of this section and shall remain liable for the fine provided for violation of this section in addition to the removal charge."

2. That Title 12 entitled "Streets, Sidewalks and Public Places", Chapter 12.04 entitled "General Provisions", of the St. Charles Municipal Code, be and is hereby amended by adding Section 12.04.175 entitled "Spills from Vehicles", as follows:

"12.04.175 Spills from Vehicles.

(a) No vehicle shall be so loaded that any part of its load spills or drops onto any street, alley or other improved roadway within the City.

(b) No vehicle shall be operated on any street, alley or other improved roadway within the City, when the condition of said vehicle is such that soil, clay, mud, stone, gravel or other material drops or falls from the tires or any other part of said vehicle.

(c) The driver or operator or person in charge or control of any vehicle propelled or moved upon any street, alley or other improved roadway within the City, from any part of which vehicle there has or is being dropped, expelled, ejected or detached upon or to said improved street, alley, or roadway, any soil, clay, mud, stone, gravel, concrete, concrete mix, wood, ashes, glass, or any kind of waste or refuse material, shall take or cause to be taken, all steps required to immediately remove such material from said improved street, alley or roadway."

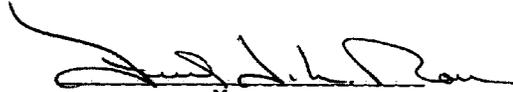
3. Any person firm, or corporation violating this Ordinance, upon conviction, shall be fined not less than \$1.00 nor more than \$500.00 for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

4. That after the adoption and approval hereof, this Ordinance shall (a) be printed or published in book or pamphlet form, published by the authority of the City Council, or (b) within thrity (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

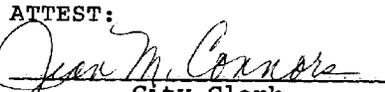
PRESENTED to the City Council of the City of St. Charles, Illinois this 5th day of September, 1989.

PASSED by the City Council of the City of St. Charles, Illinois this 5th day of September, 1989.

APPROVED by the Mayor of the City of St. Charles
Illinois, this 5th day of September, 1989.



Mayor

ATTEST:


City Clerk

COUNCIL VOTE:

Ayes: 10

Nays: 0

Absent: 0

