

CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS

**ORDINANCE NO. 20-06-02-40**

**AN ORDINANCE AMENDING TITLE 4; CHAPTER 2 OF THE MUNICIPAL  
CODE OF LE ROY, ILLINOIS,**

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS

**15<sup>th</sup> Day of June, 2020**

PRESENTED: **June 15, 2020**

PASSED: **June 15, 2020**

APPROVED: **June 15, 2020**

RECORDED: **June 15, 2020**

PUBLISHED: **June 15, 2020**

In Pamphlet Form

Voting "Aye" 5

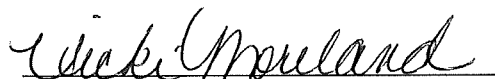
Voting "Nay" 0

Voting "Abstain" 2

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The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)



Vicki Moreland  
City Clerk of the City of  
Le Roy, McLean County, Illinois

Dated: **June 15, 2020**

**ORDINANCE NO. 20-06-02-40**

**AN ORDINANCE AMENDING TITLE 4; CHAPTER 2 OF THE MUNICIPAL CODE OF LE ROY, ILLINOIS,**

**WHEREAS**, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation, has enacted Municipal Code Regulations for the purpose of improving and protecting the public health, safety, comfort, convenience, and general welfare of the people; and

**WHEREAS**, the Mayor and the City Council have previously permitted the disposal of certain materials at the City of LeRoy Street Department shed; and

**WHEREAS**, the current ordinance regarding refuse and disposal does not adequately provide guidance for such disposal; and

**WHEREAS**, the current ordinance also contains outdated information that is inconsistent with current refuse collection practices; and

**WHEREAS**, the Mayor and the City Council have determined that it is necessary and in the best interest of the City and its resident that the City provide the necessary guidance and regulations so that disposal at the Street Department shed can continue; and

**WHEREAS**, the Mayor and the City Council have determined that it is necessary and in the best interest of the City and its resident that the City amend and update the provisions of the current ordinance; and

**NOW, THEREFORE BE IT ORDAINED**, by the City Council of the City of Le Roy, Illinois in lawful meeting assembled on Monday, June 15, 2020, as follows:

**SECTION 1.** Title 4 – Public Health and Safety, Chapter 2 – Garbage and Refuse, shall be amended with added language underlined and ~~omitted language stricken~~ as follows:

**§ 4-2-1 Accumulations, Deposits On Property Of Others Prohibited.**

- A. No person shall permit rubbish, trash, garbage or other debris to remain on his property when, by so doing, same becomes a nuisance, or hazard to the enjoyment of other citizens of the City of their property or their life.
- B. No person shall deposit any garbage or other debris on the property of others.

**§ 4-2-2 Refuse Collection And Disposal.**

**§ 4-2-2-1 Definitions.**

For the purposes of this Section 4-2-2, the following terms, phrases, words and their derivations, shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory.

#### **APPROVED REFUSE CONTAINER**

- A. A container or receptacle provided by the third party vendor for residential or smaller commercial business refuse collection, commonly referred to as "totes" or "toters". ~~A can made of galvanized metal, aluminum, plastic or other waterproof and weatherproof material. The receptacle shall taper from top to bottom, be fitted with handles or bales and be equipped with a tight-fitting cover or lid. Total capacity of any receptacle shall not exceed 30 gallons, and total weight of receptacle and contents thereof shall not exceed 50 pounds; or~~**
- B. ~~Plastic bags of at least 3.0 mils' thickness, tied at the top, total weight not in excess of 25 pounds.~~**

#### **ASHES**

Residue from fires used for cooking or heating buildings.

#### **BRUSH**

Trimmings from shrubs, trees or other woody plants not less than two feet nor more than six feet in length and not in excess of two inches in diameter.

#### **BUILDING**

Any structure, whether public or private, whether or not in use for any purpose whatsoever.

#### **BUILDING WASTE**

Any and all refuse or residue resulting directly from building construction, reconstruction, repair, demolition or replacement.

#### **BULK REFUSE WASTE**

- A. Discarded household furniture.
- B. ~~Discarded household appliances.~~**
- C. Tree branches in excess of two inches in diameter.
- D. Brush and shrubbery not prepared according to Section 4-2-2-5 of this

chapter.

- E. Any other individual item of furniture, furnishings, ~~equipment, machinery or~~ land or brush, shrubbery or tree trimmings ~~weighing more than 50 pounds~~, including, as examples, the following: ~~auto parts, tires and wheels, mechanical equipment, TV sets, stoves, refrigerators~~, furniture pieces, individual items which, but for their weight, would constitute rubbish, ~~individual items of construction and demolition waste, freezers, clothes washers, clothes dryers, dishwashers, trash compactors, water heaters, furnaces and duct work~~, carpeting, bed mattresses, bed box springs, ~~power lawn mowers, etc.~~

#### **CITY**

The City of Le Roy, McLean County, Illinois.

#### **COMMERCIAL BUILDING**

A building which is used for any commercial or industrial purpose whatever, and shall include hotels and motels.

#### **DEPARTMENT**

The street department of the City of Le Roy, Illinois.

#### **ELECTRONIC WASTE**

Electronic ~~items waste~~ banned from Illinois landfills, including, but not limited to, such items as: TVs, DVD and MP3 players, cellphones, computers, monitors, printers, scanners, laptops, fax machines, game consoles, etc.

#### **GARBAGE**

Putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food.

#### **~~INSPECTOR~~**

~~The person assigned the duties of refuse violation inspector of the City of Le Roy, Illinois.~~

#### **LARGE CONTAINERS**

Receptacles ~~having a minimum capacity of 3/4 cubic yard and a maximum of two cubic yards~~, with wheels, and designed to be capable of being picked up by the **City's refuse collection** equipment. Said receptacles commonly being known as "dumpsters".

#### **~~LICENSED WASTE COLLECTOR~~**

~~Any person who obtains a license from the City of Le Roy to collect or~~

~~transport public or private refuse over the streets of the City.~~

#### **MOBILE HOME**

Any vehicle or similar portable structure constructed so as to permit its being used as a conveyance on a public street and so as to permit the occupancy thereof as a dwelling by one or more persons.

#### **MULTI-FAMILY DWELLING**

A building or portion thereof, or group of buildings, under common ownership, constituting a complex under common ownership.

#### **OTHER WASTES**

Any item of the nature of trash ~~or refuse~~ not specifically enumerated in this section.

#### **OWNER**

Any person or group of persons having legal or equitable title to property, or the agent of said person, lessee or agent of a lessee, or any person having care, custody, management or control of property.

#### **REFUSE**

All putrescible and nonputrescible garbage, rubbish, ashes, bulky waste, brush, ~~construction and demolition wastes~~, building waste and other wastes.

#### **RESIDENTIAL BUILDING**

Any building, except a mobile home, which is used exclusively for permanent dwelling purposes and such accessory uses as are permitted under Title 10 of this Code.

#### **RESIDENTIAL UNIT**

Any apartment, separate single-family dwelling or single person dwelling in an apartment building, or a duplex apartment building, or any other similar residential space set aside for the separate and complete use of a single person, single family, or the like. Such unit may also be referred to as a "dwelling unit" or "residential unit". Mobile homes, single-family dwellings and house trailers will also be considered as "residential units" or "dwelling units".

#### **RUBBISH**

Combustibles such as paper, cardboard, cartons, wood, boxes, excelsior, plastic, rags, cloth, bedding, leather, rubber, grass, leaves, yard trimmings and garden wastes, or non-combustibles, such as metal, tin cans, metal foil, dirt, stone, bricks, ceramics, crockery, glass, bottles or combinations thereof

~~weighing 50 pounds or less as~~ left for pick up in containers.

## **STREET**

All publicly dedicated streets in the City of Le Roy. Where refuse collection authorized by Subsections 4-2-2-3A and B of this chapter may not be conveniently conducted from publicly dedicated streets, "street" shall also include streets in a mobile home park or apartment building complex which possess the following characteristics: a) pavement of not less than 10 feet in width; b) freedom from all obstruction not less than two feet on each side of the pavement; c) absence of overhanging tree limbs which could interfere with any City refuse collection vehicle; d) configuration which allows City refuse collection vehicles convenient ingress and egress; e) surface maintained in a condition so as not to impede or hamper City refuse collection vehicles. The determination of whether a "street" meets the aforesaid standards shall be made by the City street superintendent.

### **§ 4-2-2-2 Scope Of Service.**

The City shall provide refuse collection service by way of third party contractor for all residential buildings, commercial buildings and mobile home parks on the conditions and under the provisions as hereinafter set forth.

- A. Mobile Homes: As to any mobile home not located in a mobile home park, those mobile homes present within the limits of the City and in conformance with this Code regarding legal nonconformance with the City zoning ordinances and mobile home park ordinances shall be provided refuse collection service the same as any other residential building. Refuse collection service may not be provided to any other mobile homes unless located within a mobile home park.
- B. Mobile Home Parks: Refuse collection service shall be provided to the occupants of mobile home parks by agreement between the City and owner of the mobile home park, which agreement shall provide for the placement and location of one or more common refuse collection receptacles at convenient points within or about the mobile home park, such convenience being not only for the occupants of the mobile home park but also for the ingress and egress of **City** refuse collection vehicles. ~~Said agreement shall include a provision holding the City harmless from any liability for damages to private streets, roadways, or parking areas which might arise due to the size and weight of City refuse collection vehicles. The owner of the mobile home part shall hold the City harmless from any liability for damages to private streets, roadways, or parking lots which~~

**might arise due to the size and weight of refuse collection vehicles.**

- C. Commercial Buildings: Commercial buildings deemed ~~by the City Council~~ to require no more than five approved refuse containers, ~~none being in excess of 30 gallons~~, shall be treated in the same manner as residential buildings for refuse collection purposes, including fees and pick up schedules. All other commercial buildings shall be provided refuse collection service at convenient points within or about the commercial building, such convenience being not only for the building itself but also for the ingress and egress of **City** refuse collection vehicles. The owners of the commercial building shall hold the City harmless from any liability for damages to private streets, roadways, or parking lots which might arise due to the size and weight of **City** refuse collection vehicles.
- D. Multi-Family Dwelling Buildings: Multi-family dwelling buildings and apartment complexes shall be provided refuse collection service in the same manner as residential buildings but, by agreement between the landlord and the City, may be provided special billing rates as set forth herein.

**§ 4-2-2-3 Collection Of Refuse.**

- A. Collection From Residential Buildings And Commercial Buildings Qualifying As Residential Buildings:
1. Street Frontage Collection: Except as hereinafter provided, all **City** refuse collection shall be made from the street in front of residential buildings and commercial buildings qualifying for treatment as residential buildings.
  2. Alley Collection: No refuse shall be collected from alleys other than alleys that conform to the following standards: a) alley shall have a public right of way not less than 16.5 feet in width; b) alleys shall contain a gravel base not less than 10 feet wide the entire length of the alley; c) on each side of the graveled portion of the alley, there shall be a strip not less than two feet in width which is free of any and all obstructions including, without limitation: 1) plants and shrubs; 2) trees; 3) garages, including overhangs; and 4) utility poles.
  3. Collection Schedule And Limitations:
    - a. Refuse shall be collected once a week according to a collection schedule established by the contractor, which schedule shall provide for routine pick up as well as holiday schedules.

b. ~~No more than five approved refuse containers, the contents of each meeting all requirements herein set forth, the contents of which do not contain bulk refuse or building waste (as to collection services rendered under this Subsection A only), shall be picked up in each weekly collection.~~

c. Bulk refuse shall be collected ~~according to the collection schedule established by the contractor, which schedule shall provide for regular pick ups, or~~ through the City's bulk item drop off/curbside pick up program. Bulk refuse shall not be placed along the streets or alleys unless the customer **has notified the City and** scheduled curbside pick up.

B. Collection From Nonresidential Customers:

1. School Districts And Other Governmental Entities: All school districts located within the City or having school sites within the City requiring refuse collection as well as any other governmental entities having property locations within the City municipal boundaries and requiring refuse collection services shall be provided refuse collection services by the City under such special arrangements as may be made by contract between the City and the school district or other governmental entity, said contract to be approved by the Mayor and City Council.

2. Commercial Buildings And Other Nonresidential Customers: Business, commercial and other nonresidential buildings, institutions and refuse collection customers are hereby divided into fair and reasonable types for the purpose of collection of ~~garbage and trash accumulation and~~ refuse. Collections will not be made from inside structures or **enclosures containers enclosed on all sides. Collection fees for a calendar month for each classification shall be as set forth herein.** Each business or commercial establishment and all other nonresidential institutions and refuse collection customers shall provide suitable concrete or paved platform areas upon which the containers shall be kept and provide reasonable access routes for the equipment at all times and in all weather conditions. City shall not be liable for damages to private streets, roadways or private parking areas which might arise due to the size and weight of refuse collection vehicles.

§ 4-2-2-4 Rates.

A. Rates Established: Refuse rates for a calendar month for each classification



of refuse collection customers shall be as follows:

1. Multi-Family Dwellings: Multi-family dwellings, being a residential building, complex of residential building, or a mobile home park, containing two or more separate dwelling units, shall be billed per unit even if one or more dumpsters are used for the convenience of the landlord, tenants, or both.

**2. ~~Schedule Of Rates:-~~**

Rate Description	Per Week	Rate 11/2012 - 10/2015
Single residence	Once	\$15.00
Commercial can/bags	Once	\$15.00
1 yard	Once	\$54.44
1 1/2 yards	Once	\$68.55
1 1/2 yards	Twice	\$106.85
1 1/2 yards	Four	\$188.96
2 yards (1)	Once	\$72.26
2 yards (1)	Twice	\$112.58
2 yards (1)	Three	\$188.96
2 yards (2)	Once	\$125.31
2 yards (3)	Twice	\$341.73
2 yards (3)	Three	\$481.77
2 yards (4)	Once	\$284.44
3 yards (1)	Twice	\$167.74
3 yards (1)	Four	\$307.78
4 yards (1)	Once	\$102.82
4 yards (1)	Twice	\$201.69
4 yards (1)	Three	\$299.30
6 yards (2)	Once	\$249.96
6 yards (1)	Twice	\$249.96
6 yards (1)	Three	\$365.07
6 yards (1)	Four	\$473.28

3. ~~Branches, Brush And Shrubby: Tree branches, brush and shrubby, although the same may qualify as "bulk refuse" as defined herein, shall be removed for a fee in addition to the normal refuse collection fee set forth in this section, including a chipping fee to be charged as set forth in Title 7, Chapter 7-3, of this Code.~~

4. Service Fee: All refuse collection customers will be required to pay a service fee of \$5 per month beginning with the first bill payable in May, 2017.

- B. Bills For Service: Refuse collection fees shall be included with the City water and sewer use bill to each water user monthly at the same time as the City water and sewer use bills are sent out. ~~Owners or occupants of premises who do not use City water shall be billed monthly by separate billing~~

~~for the appropriate refuse fee for their premises.~~ A penalty of 10% will be added to statements if not paid by the due date. Nonpayment of the bill may result in termination of refuse collection services.

C. Delinquent Payments; Lien Provisions:

1. Determination Of Delinquency: The City may refuse to continue refuse collection service to any customer when the payment for the bill for such service is two months delinquent. As provided under the laws of the State, the City may remove garbage or debris from the premises of any owner, occupant, or refuse collection customer within the City, even when the aforesaid is delinquent, and City may collect from such owner of the real estate from which the garbage and debris was removed the reasonable cost thereof.
2. Costs A Lien: In the event charges for refuse collection and disposal service become delinquent and are not paid in accordance with the provisions of this Section 4-2-2, delinquent charge for refuse collection and disposal services to any premises served by the City refuse collection and disposal service (whether the same is operated by the City or by an independent contractor) shall constitute a lien upon the premises to which such refuse collection and disposal services were supplied.
3. Notice Of Lien: This cost shall be a lien upon the real estate affected if, within 60 days after such expense is incurred, the City shall cause notice of lien to be filed in the Office of the County Recorder of Deeds. In order to establish a lien upon the premises, as aforesaid, the City Clerk shall send to the owners of record, as referenced by the taxpayer's identification number, of the real estate served by the City refuse collection system: a) a copy of each delinquency notice sent to the persons delinquent in paying the charges or rates, or other notice sufficient to inform the owners of record, as referenced by the taxpayer's identification number, that the charges or rates have become delinquent; and b) a notice that unpaid charges or rates may create a lien on the real estate served by the City refuse collection system.
4. Statement Of Lien Claim: After sending the required notices, as aforesaid, the City Clerk is hereby authorized and directed to cause sworn statements showing such delinquencies to be filed in the Office of the County Recorder of Deeds establishing, as a matter of record as to such real estate, the delinquency of the payment for refuse collection and disposal services. Said statement may also be signed and filed by the City Clerk or by the City Attorney at the direction of the City Clerk. Such statement shall contain the

legal description of the premises served, the amount of the unpaid bill, and a notice that the City claims a lien for this amount, as well as for all charges for refuse collection and disposal service subsequent to the period covered by the bill. The filing of such statement shall be deemed notice for the payment of such charges and for refuse collection and disposal service and penalties for late payment. ~~The City Clerk shall cause a copy of the notice of the lien to be sent to the owners of record of the real estate, as referenced by the tax-payer's identification number.~~

5. Release Of Lien: Upon payment of the costs and expenses by the owner or person interested in such property, and upon payment of the recording fee paid to the recorder of deeds to record the notice of lien, the lien shall be released by the City, in writing, which release shall be forwarded to the owner or occupant against whose name the lien was filed, and who shall be responsible for bearing the recording fee to record the release of the lien.

#### § 4-2-2-5 Preparation And Placement Of Refuse.

##### A. Refuse Containers:

1. Containers Required; Condition Generally: All garbage, rubbish, and other refuse, except bulk refuse and brush, shall be placed in approved refuse containers which containers shall be tightly covered at all times. All refuse receptacles shall be kept in a safe, clean and sanitary condition and in compliance with this Subsection and Subsection **B** of this section.
2. Specifications: All garbage and rubbish shall be placed in approved refuse containers. ~~and amounts in each container shall not exceed 50 pounds (as to collection under Subsection 4-2-2-3A of this chapter).~~ All other containers are prohibited and will not be picked up as part of the regularly scheduled route by the third party contractor.
3. ~~Prohibited Containers: Prohibited containers shall be deemed to include, but not to be limited to, metal drums, fiberboard or paperboard drums, wire trash burners, barrels, paper shopping bags, cardboard boxes, receptacles without lids, open plastic bags or containers having sharp or jagged edges or other exposures.~~
4. Maintenance Required: It is the obligation of the owner and occupant of any dwelling unit, commercial building, or other refuse collection customer to provide approved refuse containers and maintain the same in good repair and sanitary condition. Whenever any receptacle shall become defective, it is the **joint** responsibility of the owner and occupant or other refuse

collection customer to ~~repair or replace the same and to restore it to a sanitary condition.~~ notify City Hall or the third party contractor for repair or replacement of said approved refuse containers.

5. Storage And Screening: All refuse containers for a commercial owner or occupant shall be stored on the premises of the owner or other persons utilizing the City refuse collection service and shall be screened so as to prevent their being viewed from the street.
- B. Preparation Of Garbage And Refuse:
1. ~~Garbage To Be Drained: All garbage shall be thoroughly drained of all liquids.~~ All refuse is to be prepared in accordance with the requirements of the current third party contractor.
  2. ~~Newspapers And Empty Boxes: All newspapers and empty boxes not placed in approved refuse containers shall be tied securely into bundles not weighing more than 50 pounds.~~
  3. ~~Bulk Refuse: Bulk refuse shall be prepared so as not to be a hazard. Doors must be removed from refrigerators and other large appliances.~~
  4. ~~Sharp Objects: All sharp objects constituting rubbish or construction or demolition waste shall be blunted as much as may be reasonably possible.~~
  5. ~~Ashes: Ashes shall be extinguished so that no hot coal or fire remains. No ashes shall be mixed with garbage, rubbish, construction or demolition waste or brush.~~
  6. Electronic Waste: Electronic waste shall not be placed for pick up in any refuse container or along streets or alleys for regular or bulk refuse collection, and must be disposed of at ~~the City's e-waste recycling event or other an~~ appropriate disposal site or event approved for electronic waste disposal.
- C. Placement Of Refuse For Collection: Not earlier than 2:00 p.m. on the day prior to the scheduled collection day, nor later than 5:00 a.m. on the day of collection, all refuse to be collected shall be placed so as not to present a hazard to pedestrians or vehicular traffic along the streets or alleys from which collection shall be made. Placement of refuse on the owner's property shall constitute authorization for refuse collectors to enter on said property for the purpose of collecting refuse deposited thereon. Owners shall return

all receptacles to the place of storage upon the premises within 12 hours after having been emptied.

- D. **Restrictions On Building Waste:** No building waste shall be collected which is created by any person, firm or corporation doing work as a contractor for any other person. Building waste in excess of the amounts set forth in this subsection, or created by any person, firm or corporation doing work as a contractor for any other person, will only be collected after special arrangements shall have been made with the refuse collector for pick up of such refuse. The refuse collector shall have final authority to determine whether or not the capability of the City refuse collection system will permit such refuse collection. Special arrangements shall also be made with the refuse collector for pick up of bulk refuse for times other than those regularly scheduled and for building waste. Charges for all special arrangements and special pick-ups shall be made by the refuse collector.

#### **§ 4-2-2-5.5 Disposal at City Shed.**

**A. The City shall provide, as included in the \$5 service fee charged to refuse collection customers, a dumpster for bulk materials. The dumpster shall be available for disposal from 7:00am-4:00pm Monday through Friday, and by appointment on weekends and holidays. A refuse collection customer wishing to make such a special appointment shall contact the LeRoy Police Department on the non-emergency number or the Mayor to have the dumpster unlocked.**

**B. The following materials are not accepted by the City for disposal in the dumpster: tires, batteries, chemicals, appliances, electronics, machinery, commercial construction or demolition materials, recyclable materials, or putrescible items.**

**C. The City shall provide and hang signage on or around the location of the dumpster identifying the acceptable hours and materials for disposal. The City shall also hang signage providing warning for failure to abide by this Section.**

#### **§ 4-2-2-6 Violations.**

**~~A. Improper Refuse Preparation: A person commits the offense of improper refuse preparation if he prepares refuse other than in compliance with Section 4-2-2-5 of this chapter.~~**

**~~B. Improper Refuse Packaging: A person commits the offense of~~**

~~improper refuse packaging if he deposits refuse in containers or leaves refuse or containers thereof in a condition other than allowed in this Section 4-2-2.~~

~~C. Improper Storage Or Placement Of Refuse: A person commits the offense of improper refuse storage or placement for collection if he stores, deposits or leaves refuse containers in a place other than in compliance with Sections 4-2-2-2 and 4-2-2-5 and Subsection 4-2-2-3A of this chapter.~~

~~D. Interference With Refuse Collection: A person commits the offense of interference with refuse collection if he obstructs, interferes with or hampers any refuse collector in the process of collecting refuse.~~

~~E. Disturbing Refuse Of Another: It shall be unlawful for any person, other than a refuse collector employed or licensed by the City, to remove, disturb or damage any refuse or refuse receptacle properly set out for collection; provided, however, any person may remove refuse set out for collection on the property owned, rented, leased or on which the person otherwise has a legal interest.~~

~~F. A. Damage To Refuse Containers: A person commits the offense of damage to refuse containers if he: 1) damages, defaces or renders fit for condemnation any refuse container other than his own; 2) allows any animal he owns to render fit for condemnation, tear or rip any collectible refuse container not his own.~~

~~G. B. Abuse To Refuse Receptacles: Refuse collectors shall not damage, deface or physically abuse any refuse receptacle.~~

~~H. C. Accumulation Of Refuse: A person commits the offense of accumulation of refuse if he permits to remain longer than one week on the exterior of his property, including along any streets or alleys, any item which: 1) constitutes "refuse", "bulk refuse", "electronic waste", or "building waste" as defined in this Section 4-2-2; 2) is nonfunctional; or 3) has no apparent value. A separate offense shall be deemed to be committed each day the violation continues.~~

~~I. D. Accumulation Or Burning Of Leaves, Brush, Tree Limbs Or Other Refuse: No person shall rake or store leaves on any street pavement, including any gutter, nor shall any person burn or cause to be burned leaves, brush, tree limbs or any other refuse upon the paved portion of any City street or public~~

parking area, City parking area or alley.

**J. E.** Improper Disposal Of Electronic Waste: A person commits the offense of improper disposal of electronic waste if he places electronic waste ~~in any refuse container~~ or along streets or alleys for regular refuse collection. Electronic waste must be disposed of through an approved electronic waste disposal site or event, ~~such as the City's e-waste recycling event.~~

**F.** Improper Disposal in City Shed Dumpster: A person commits the offense of improper disposal at the City Shed Dumpster if s/he places prohibited materials inside the dumpster (see §4-2-2-5.5(B)) or places acceptable materials anywhere on City of LeRoy property other than inside the dumpster.

**§ 4-2-2-7 Remedies And Penalties.**

- A. Upon discovery of a violation outlined in Section 4-2-2-6 of this chapter, the City, by any duly authorized agent, shall serve or cause to be served a notice of violation upon the owner or occupant of any premises on which there is a violation and shall demand that the violation be remedied, including removal of any refuse collected, disposed of, or stored in violation of this section, within 72 hours of the notice.
- B. In the event any violation is not completely abated within 72 hours, the City may proceed to abate the violation, including removal of the refuse. The owner or occupant shall be responsible for all costs of such abatement including all legal and administrative fees. The minimum charge for such abatement shall be \$200. Neither the City or any of its agents shall be liable for any damage to property that results in the enforcement of this section.
- C. In addition to the above remedies, any person found to have committed a violation shall be fined not less than \$50 nor more than \$750. Each day a violation continues shall be considered a separate violation.
- D. The remedies and penalties provided for in this section are in addition to and are not exclusive of any other remedies or penalties available under law or equity.

**SECTION 2.** Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

**PASSED** by the City Council of the City of Le Roy, Illinois, upon the motion made by Kelly Lay and seconded by Ron Legner by roll call vote on the 15<sup>th</sup> day of June, 2020 as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye:

Dawn Hanafin, Brad Poindexter, Kelly Lay, Ron Legner, Matt Steffen.

Voting Nay:

None

Absent:

Rick Kline

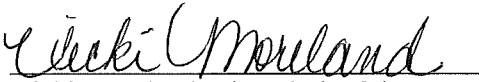
Abstain:

Kyle Merkle, Greg Steffen

Other:

None

And deposited and filed in the office of the City Clerk in said municipality on the 15<sup>th</sup> day of June, 2020.



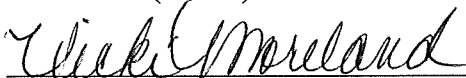
Vicki Moreland, City Clerk of the  
City of Le Roy  
Mc Lean County, Illinois

**APPROVED BY** the Mayor of the City of Le Roy, Illinois, this 15<sup>th</sup> day of June, 2020



Steven M. Dean, Mayor of the City of Le Roy,  
Mc Lean County, Illinois

ATTEST: (SEAL)



Vicki Moreland, City Clerk of the City of Le Roy  
Mc Lean County, Illinois



**CERTIFICATE**

I, Vicki Moreland, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **June 15, 2020** the Corporate Authorities of such municipality passed and approved **ORDINANCE NO. 20-06-02-40**

**AN ORDINANCE AMENDING TITLE 4; CHAPTER 2 OF THE MUNICIPAL  
CODE OF LE ROY, ILLINOIS,**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 20-06-02-40**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **June 15, 2020** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 15<sup>th</sup> day of June, 2020.

(SEAL)



Vicki Moreland  
City Clerk of the City of  
Le Roy, McLean County, Illinois

STATE OF ILLINOIS        )  
  ) SS:  
COUNTY OF MCLEAN     )

I, Vicki Moreland, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE AMENDING TITLE 4; CHAPTER 2 OF THE MUNICIPAL CODE OF LE ROY, ILLINOIS,**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 15<sup>th</sup> day of June, 2020 and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 15<sup>th</sup> day of June, 2020

\_\_\_\_\_  
(SEAL)

*Vicki Moreland*  
Vicki Moreland, City Clerk of the  
City of Le Roy,  
McLean County, Illinois