VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-1-18-1-9

SOLITATION ORDINANCE

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET, BUREAU COUNTY, ILLINOIS:

PERMIT REQUIRED:

A) It shall be unlawful for any person to enter upon any privately – owned premise or business without permission or invitation of the owner or occupant of such premise or business for the purpose of soliciting orders for immediate or future delivery of goods, wares, merchandise, or service, including the taking of subscription for magazines and the procuring of applications and contracts without first receiving a permit issued by the village.

B) It shall be unlawful to conduct any business as listed in division (A) before the hour of 9:00 a.m. nor after Sunset.

APPLICATION:

Applicants for permit under this ordinance must file with the Village Clerk a sworn application in writing (in duplicate) on a form to be furnished by the Village Clerk, which shall give the following information:

A. Name and description of the applicant;

B. Address (legal and local) ;

C. A brief description of the nature of the business and the goods to be sold;

D. If employed, the name and address of the employer, together with credentials establishing that the applicant is employed by the named employer;

E. The length of time for which the right to do business is desired;

F. If a vehicle is to be used, a description of the same, together with license number or other means of identification;

G. A statement as to whether or not the applicant has been convicted of any felony crime, or business offense, and if so, the nature of the offense and the punishment or penalty assessed therefore.

H. There shall be two separate applications available, one which shall be for a period of six months and specified as a Class A permit, and the other for a period of one month and specified as a Class B permit.

INVESTIGATION AND ISSUANCE:

A. Upon receipt of such application, the original shall be referred to the Chief of Police, who shall cause an investigation of the applicant's background to be made to determine whether the applicant has ever been convicted of any felony or business offense.

B. The Chief of Police shall return the said application with the results of this investigation endorsed thereon to the Village Clerk.

C. Upon the return of the application with the results of the Chief of Police's investigation endorsed there on, the Village Clerk shall execute a permit addressed to the applicant for the carrying on of the business applied for and shall, upon payment of the prescribed permit fee, deliver to the applicant his permit. Such permit shall contain the signature and seal of the issuing officer and shall show the name and address of said permittee, and the kind of goods to be sold there under, the amount of fee paid, the date of issuance and the length of time the same shall be operative, as well as the license number and other identifying description of any vehicle used in such activity. The Clerk shall keep a permanent record of all permits issued. In no event shall the time period between receipt of a properly completed application form with application fee and the date of issuance of a permit exceed fourteen (14) days.

FEES:

Each applicant shall pay a permit fee of $20.00 for a Class A permit and $15.00 for a Class B permit at the time of filing of said application.

TRANSFER:

No permit issued under the provisions of this ordinance shall be used at any time by any person other than the one to whom it was issued.

EXHIBITION OF PERMIT:

Persons authorized to work for permit-holders are required to exhibit their permit at the request of any citizen.

RECORDS:

The Chief of Police shall report to the Village Clerk all convictions for violation of this ordinance, and the Village Clerk shall maintain a record for each permit issued and record the reports of violation therein.

REVOCATION OF PERMIT:

A. Permits issued under the provisions of this ordinance may be revoked by the Chief of Police of the Village after notice and hearing, for any of the following causes:

(1) Fraud, misrepresentation, or false statement contained in the application for permit;

(2) Fraud, misrepresentation, or false statement made in the course of carrying on his business as person authorized to work for the permit-holder or solicitor;

(3) Any violation of this ordinance;

(4) Conviction of any crime or misdemeanor involving moral turpitude;

(5) Conducting the business of soliciting in an unlawful manner or in such a manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.

B. Notice of the hearing for revocation of a permit shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the permittee at his last known address at least five days prior to the date set for hearing.

APPEAL:

Any person aggrieved by the action of the Chief of Police or the Village Clerk in the revocation of a permit as provided herein shall have the right of appeal to the Village Board. Such appeal shall be taken by filing with the Village Board, within fourteen (14) days after notice of the action complained of has been mailed to such person's last known address, a written statement setting forth fully the grounds for the appeal. The Village Board shall set a time and place for a hearing on such appeal, and notice of such hearing shall be given to the appellant in the same manner as provided in Section B of "Revocation of Permit" of this ordinance for notice of hearing on revocation. The decision and order of the Village Board on such appeal shall be final and conclusive.

EXECEPTIONS OR EXEMPTION FOR PERMITS:

Recognized charitable organizations, churches, schools, civic organizations and similar neighborhood associations performing fund raising activities for their organizations are exempt from the requirements of this chapter.

PENALTY:

A violation of this chapter shall subject the violator to issuance of a citation in the amount of $100.00 dollars for each such citation. A citation remaining unpaid to the Village after fifteen (15) days shall subject the violator to a civil penalty which may be recovered by the Village in a civil action. A violation which is a continuing violation shall subject the violator to a separate citation for each day the violation continues.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

ORDINANCE REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. Upon becoming in full force and effect this ordinance shall replace any previous ordinances including O-5-87-6-9 and O-2-95-5-16.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

Presented, passed and approved on a roll call vote this 12th day of December, 2017.

	AYE	NAY	ABSENT
Board of Trustees:			
Dave Bickett	X		
Jim Etheridge			X
Joe Law			X
Cory Peterson	X		
Jeramie Spears	X		

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET
P.O. Box 373 - 116 N. Locust St.
Wyanet, Il. 61379
815-699-2631

SOLICITATION PERMIT

_____ having submitted an
(name of business)

application for soliciting permit to the Village President and Clerk of the Village, is hereby authorized to solicit his/her business in the Village of Wyanet from 9:00 a.m. until Sunset.

The permit for the above business is for the purpose of _____

_____

_____ .

_____ _____
Name of Solicitor Village President

(Village Seal)

_____
Clerk

Class A - $20.00 (good for 6 months)	$ _____
Class B - $15.00 (good for 1 month)	$ _____
* Businesses only	$ NC
* Non-For-Profit Organizations or just to talk	$ NC

* Cannot go after Sunset

SOLICITATION APPLICATION

Class _____ Permit

Applicant's Name: _____ D.O.B. _____

Height: _____ Weight: _____ Hair Color: _____

Eye Color: _____ Other Distinguishing Features: _____

_____

Applicant's Address: _____

Description of Business to be sold: _____

_____

_____

Employer (if applicable): _____

Employer's Address: _____

Employer's Phone #: _____

(attach proof of employment, if applicable)

Length of time for which permit will be needed: _____

All vehicles to be used in sale of goods:

Make: _____ Model: _____ Color: _____

Serial No: _____ License Plate No.: _____

Have you ever been convicted of a felony: _____

If so, give nature of offense and punishment or penalty assessed: _____

_____

_____

Dated: _____ Signature of Applicant _____

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-1-19-6-11

SNOW REMOVAL
AND REMOVAL OF VEHICLES FROM PUBLIC STREETS

WHERE AS, the Village President and Board of Trustees find it necessary to implement an ordinance pertaining to snow removal:

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Wyanet, Illinois, as follows:

SECTION 1: There shall be no parking within eight (8) hours after a snowfall of two inches (2") or more has occurred unless the snow has been plowed off or otherwise removed from village streets.

SECTION 2: It shall be the duty of the owner and the occupant of premises abutting any sidewalk in the village to keep the sidewalk, in front of or along the same, free from snow or other obstruction. This duty shall include all owners and occupants of business premises, regardless of hours of operation.

SECTION 3: It shall be unlawful for the owner or occupant of any premises to cause snow from that premises to be placed onto any village street, alley or other right of way which has been plowed.

SECTION 4: The police department, Village President, Village Superintendent or persons designated to act on behalf of the Village are hereby authorized to removed and towed away by the discretion of authority having jurisdiction any vehicle that interferes with snow removal. Vehicles so towed away shall be restored to the owner or operator thereof after payment of fines and expenses.

SECTION 5: Owners, occupant, agent or trustee of any premises in violation of this ordinance shall be fined and penalized in an amount of $25.00 for the first offense, $50.00 for the second offense and $150.00 for the third offense, plus all court costs. A separate offense shall be deemed to have been committed for each day during or on which such violation is permitted to exist.

ORDINANCES REPEALED: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEPARABILITY: It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

Presented, passed and approved on a roll call vote this 11th day of June, 2019.

Board of Trustees:	AYE	NAY	ABSENT
Amanda Johnson	X		
Lynnette Thompson	X		
Joe Law	X		
Dave Bickett			A
Cory Peterson	X		

APPROVED:

By: Bruce Hand
Bruce Hand, Village President

ATTEST:

By: Shelly Teske
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-1-21-3-9

AN ORDNANCE AMENDING DEFINING AND ABATING NUISANCES

WHEREAS, the Village of Wyanet, Bureau County, Illinois, has heretofore by Ordinance duly passed and adopted an Ordinance #O-2-19-6-11 entitled: An Ordinance Defining and Abating Nuisances.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET have deemed it necessary to amend said ordinance to read as follows:

Nuisance means:

(5) All articles or things whatsoever, and any holes, pits and excavation sites caused, kept, maintained or permitted by any person to the injury, inconvenience, danger, detriment or annoyance of the public health, safety or welfare as deemed by the Police/Village President.

Section 2: Penalty for violation

Every person, firm or corporation who creates or maintains or permits to be created or maintained such a nuisance, and every owner, occupant, agent or trustee of any premises where such nuisance exists, who fails or refuses to abate the same as provided by notice in accordance with this ordinance shall be deemed guilt of violation this ordinance. Any person, firm or corporation violating the provisions of this article shall be fined and penalized in an amount ranging from a minimum of $100.00 to a maximum of $250.00 in addition to compensation to the village for all court costs and reasonable attorney's fees incurred by the Village in prosecution for the first offense, a minimum of $250.00 to a maximum of $500.00 in addition to compensation to the village for all court costs and reasonable attorney's fees incurred by the Village in prosecution fees for the second offense and a minimum of $500.00 to a maximum of $700.00 in addition to compensation to the village for all court costs and reasonable attorney's fees incurred by the Village in prosecution for the third offense. A separate offense shall be deemed to have been committed for each day during or on which such nuisance is permitted to exist. In addition to monetary penalties, the village may maintain an action for equitable relief to abate or enjoin the continuation of the nuisance.

REPEALED:

Any ordinance or parts of ordinances in conflict herewith are hereby repealed.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of this amendment shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this amendment be declared invalid, all other provisions thereof shall remain valid and enforceable.

EFFECT OF EMENDMENT:

Except as to the amendment as hereinabove provided, all provisions of the aforesaid ordinance shall remain in full force and effect.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

Presented, passed and approved on a roll call vote this 9th day of March, 2021.

	AYE	NAY	ABSTAIN	ABSENT
Board of Trustees:				
Dave Bickett				X
Ray Carrington	X			
Amanda Johnson	X			
Adam Kurzac	X			
Joe Law	X			
Cory Peterson	X			

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-2-15-3-10

AN ORDINANCE REGARDING RULES AND REGULATIONS
FOR BURNING WITHIN THE VILLAGE LIMITS

WHEREAS, it is necessary for the President and Board of Trustees of the Village of Wyanet, Illinois, to pass an ordinance regarding rules and regulations for burning within the village limits.

NOW, THEREFORE, BE IT ORDAINED by the Village of Wyanet Board of Trustees as follows:

1. That the location of all burn barrels shall be placed fifteen (15) feet inside of the property lines.
2. That all burning must be done from sunrise until sunset.
3. All burning shall be done in containers, except yard waste generated on site.
4. All items allowed to be burned are non-recyclable items, including organic materials grown on the subject property.
5. No burning of petroleum based products, bio-hazard products, products that are chemically resistant or recyclable materials will be allowed.

PENALTY:

Anyone found in violation of this ordinance shall be charged the sum of $350.00 for each offense.

ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this Ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

EFFECTIVE DATE:

This ordinance shall take effect after its passage and publication as required by law.

Presented, passed, and approved on a roll call vote this 10th day of March, 2015.

	AYE	NAY	ABSENT
Board of Trustees:			
Dave Bickett	X		
Jim Etheridge, Jr.	X		
Marilyn Johnson	X		
Joe Law	X		
Jeramie Spears	X		
John Swarczewski	X		

APPROVED:

By: Bruce Hand
Bruce Hand, Village President

ATTEST:

By: Shelly Teske
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-2-19-6-11

AN ORDINANCE DEFINING AND ABATING NUISANCES

WHEREAS, it is necessary for the Village of Wyanet to define and abate nuisances as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Wyanet, Illinois, as follows:

SECTION 1: Definitions

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicated a different meaning; provided, however, that the list shall not be deemed to be exclusive:

Garbage, refuse and ashes have the following meanings:

(1) Garbage means wastes resulting from the handling, preparation, cooking and consumption of food; wastes from the handling, storage and sale of produce.

(2) Refuse.

a. The term "refuse" means:

1. Combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood excelsior, tree branches, yard trimmings, wood furniture, bedding;
2. Noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities or rock and pieces of concrete, glass, crockery, other mineral waste;
3. Street rubbish, including, but not limited to, street sweepings, dirt, catch basin dirt, contents of litter receptacles.

b. The term "refuse" does not mean earth and wastes from building operations, nor does it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boiler house cinders, lumber, scraps and shavings.

(2) Ashes means residue from fires used for cooking and for heating buildings.

Nuisance means:

(1) All substances which emit or cause foul, obnoxious, unhealthful, putrid, noisome or disagreeable odor or effluvia, and which are objectionable or offensive to any person or persons residing near the same or to any person passing along any street, sidewalk or alley near the same;

(2) All carcasses of animals remaining exposed for 12 hours after death;

(3) Any growth of weeds, grasses or bushes to a height greater than eight inches; provided, however, that this subsection of the definition shall not apply to planted and cultivated flowers, shrubbery or other landscaping;

(4) All slop, foul or dirty, filth, refuse or offal, discharged in or upon any street, avenue, sidewalk, alley, park, public square or public or private enclosure, or allowed to accumulate there, or in a pond or pool;

(5) All articles or things whatsoever, and any holes, pits and excavation sites caused, kept, maintained or permitted by any person to the injury, inconvenience, danger, detriment or annoyance of the public health, safety or welfare;

(6) The keeping or allowing to remain on any premises of any trees, scrubs or other vegetation infected with fungus or other diseases that will or might spread to other noninfected trees, shrubs or other vegetation;

(7) All buildings or structures, the condition of which, through neglect or otherwise has caused the building to become dangerous or detrimental to the public health, safety or welfare of the inhabitants of the village;

(8) Abandoned, unlicensed, wrecked, dismantled, inoperative, rusted, junked or partially dismantled vehicle or parts thereof on private or public property;

(9) Suffering any premises where any animal is kept to become nauseous, foul or offensive to any neighborhood, family or person;

(10) Throwing or depositing any offal or other offensive matter or the carcass of any animal or offensive liquid in any watercourse, lake, pond, sewer, lagoon, spring, well or street, alley, public highway or park;

(11) Any tree or shrub which overhangs any sidewalk, street or other public place in the village in such a way as to impede or interfere with traffic or travel;

(12) Any tree or limb of a tree which has become likely to fall on or across any public way;

(13) Any uncovered pile of refuse, garbage, offal or carcasses of dead animals. Any accumulations of decayed animal or vegetable mater, trash, rubbish, rotting lumber,

bedding, packing material, scrap metal or any material whatsoever in which flies, mosquitoes, disease-carrying insects, rats or vermin may breed;

(14) Any weeds, such as jimson, burdock, giant and/or common ragweed, thistle, cocklebur, blue vervain, common milkweed, wild carrot, poison ivy, wild mustard, hemp or other weeds of a like kind found growing in any lot or tract of land in the village in excess of eight inches;

(15) No vehicle weighing in excess of 12,000 pounds gross weight shall park on any street in the village; however, any such vehicle may so park for not longer than one hour for delivery and pickup purposes;

(16) Do not blow or rake or cause grass clippings or leaves to be deposited in the street. The grass clippings and leaves will plug up the storm and sewer systems. No burning on public ways, streets, sidewalks or alleys. Clean up all clippings and leaves off the streets and along the curbing;

(17) All animals running at large or the keeping or harboring of any animal or fowl which, by frequent or habitual howling, yelping, barking, crowing or making of other noises, shall greatly annoy or disturb a neighborhood or any considerable number of persons within the village;

(18) All trees, hedges, billboards or other obstructions which prevent persons driving vehicles on public streets, alleys or highways from obtaining a clear view of traffic when approaching an intersection or pedestrian crosswalk;

(19) Any worn out or discarded material of little or no value including, but not limited to, household appliances or parts thereof, machinery and equipment or parts thereof, vehicles or parts thereof, tools, discarded building materials or any other unsightly debris, the accumulation of which has adverse effect upon the neighborhood or village property values, health, safety or general welfare;

(20) Any animal, including dogs and cats, doing an of the following:
- (a) Biting or attacking any person without provocation;
- (b) Chasing vehicles, including bicycles and other similar, nonmotorized devices;
- (c) Habitually attacking other domestic animals; or
- (d) Trespassing upon public property, school grounds or private property in such a manner as to damage property.

SECTION 2: Penalty for violation

Every person, firm or corporation who creates or maintains or permits to be created or maintained such a nuisance, and every owner, occupant, agent or trustee of any premises where such nuisance exists, who fails or refuses to abate the same as provided by notice in accordance with this ordinance shall be deemed guilt of violation this ordinance. Any person, firm or corporation violation the provisions of this article shall be fined and penalized in an amount of $25.00 for the first offense,

$75.00 for the second offense and $150.00 for the third offense plus all court costs. A separate offense shall be deemed to have been committed for each day during or on which such nuisance is permitted to exist. In addition to monetary penalties, the village may maintain an action for equitable relief to abate or enjoin the continuation of the nuisance.

SECTION 3: Repeat offenders

When the same person, firm or corporation is in violation of this article for the same nuisance twice within any 12-month period, the police department, Village President or other designated village official may remove such nuisance without notifying the offending person, firm or corporation of their action. The village may continue to charge the offending person, firm or corporation all the costs it incurs in removal of the nuisance.

SECTION 4: Prohibited

It is unlawful for any person, firm or corporation to create, cause or permit a nuisance to exist or be maintained within the village.

SECTION 5: Removal notice

Whenever it comes to the attention of the Village President, Village Superintendent or Police Department that there exists in the village any condition enumerated in this ordinance and based on the inspecting officer, that there exists on private or public property a great and immediate danger to the public health, safety, peace, morals or decency, the Village President may direct the police or Deputy Sheriff to serve a notice on the person, firm or corporation in charge or control of the property thereof, or by mailing such notice to the last known address, by certified mail, return receipt requested, that such condition exists, and that four days are given from the date of service f the notice in which to remedy the condition or the village shall cause the condition to be remedied.

SECTION 6: Failure to remedy

If a person, firm or corporation fails, refuses or neglects to remedy a nuisance within the time allowed after having been served a notice to abate such nuisance, the village policy or any police authority acting n behalf of the village may cause the condition to be remedied. Such action shall not provide a defense for failure to comply with this ordinance. In the alternative, the village may, immediately after the expiration of the time specified in the notice, bring suit for violation of this ordinance.

SECTION 7: Removal costs a lien on the property

In the event that payment of the actual costs of the abatement of any nuisance by the village under the provisions of this ordinance is not made on demand, such costs shall become a lien upon the property from which such nuisance was abated. Any such lien may be foreclosed in the manner provided by law for the foreclosure of liens. In the alternative, the village may sue to recover the actual costs expended, including, but not limited to, court costs and attorney fees, by the village in the abatement of any nuisance under the provisions of the ordinance.

ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

Presented, passed and approved on a roll call vote this 11th day of June, 2019.

	AYE	NAY	ABSENT
Board of Trustees:			
Amanda Johnson	X		
Lynnette Thompson	X		
Joe Law	X		
Dave Bickett			X
Cory Peterson	X		

APPROVED:

By: Bruce Hand

Bruce Hand, Village President

ATTEST:

By: Shelly Teske

Shelly Teske, Village Clerk

VILLAGE OF WYANET
COUNTY OF BUREAU
STATE OF ILLINOIS

ORDINANCE NO. O-3-21-8-10

AN ORDINANCE ESTABLISHING AN OPPORTUNITY TO SETTLE WYANET VILLAGE CODE ORDINANCE VIOLATION COMPLAINTS PURSUANT TO THE PROVISIONS OF ILLINOIS SUPREME COURT RULE 574

Date Passed: Aug 10, 2021

Date Posted: Aug 11, 2021

DO NOT REMOVE FOR 10 DAYS
FROM DATE OF POSTING

ORDINANCE NO. O-3-21-8-10

AN ORDINANCE ESTABLISHING AN OPPORTUNITY TO SETTLE WYANET VILLAGE CODE ORDINANCE VIOLATION COMPLAINTS PURSUANT TO THE PROVISIONS OF ILLINOIS SUPREME COURT RULE 574

WHEREAS, the Illinois Supreme Court adopted Rule 574 which provides that a municipality can offer to settle a village ordinance violation complaint dispute with a defendant without necessity of a court appearance by the defendant; and

WHEREAS, Illinois Supreme Court Rule 574 requires a municipality to adopt an ordinance authorizing the municipality to settle village ordinance violation complaints; and

WHEREAS, the President and Village Board of Trustees of the Village of Wyanet desire to implement Rule 574 and offer individuals charged with certain Village ordinance violations an opportunity to settle the dispute without necessity of a court appearance; and

WHEREAS, the Village of Wyanet has authority to provide for this legislation pursuant to the police powers granted to the Village of Wyanet pursuant to Section 11-1-1 of the Illinois Municipal Code (65 ILCS 5/11-1-1) and Illinois Supreme Court Rule 574.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Wyanet, Bureau County, Illinois, as follows:

1. The recitals contained in the preamble to this ordinance are incorporated by reference herein.

2. For any individual charged with violation of an ordinance or code of the Village of Wyanet, the Village Attorney or charging officer may, in his discretion, elect to offer on behalf of the Village of Wyanet an opportunity for the defendant to avoid a court appearance and settle the dispute by paying the Village of Wyanet the sum of Seventy-Five and 00/100th ($75.00) Dollars and satisfying any other terms or conditions as may be set forth in such offer..

3. If a defendant does not exercise the opportunity to settle a dispute pursuant to Illinois Supreme Court Rule 574 and the terms of this ordinance, the fine provisions set forth in the Wyanet Village Code for the offenses enumerated herein shall remain in full force and effect.

4. This ordinance will be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.

PASSED AND ADOPTED at a regular meeting of the Village Board of Trustees of the Village of Wyanet, Bureau County, Illinois this 10th day of August, 2021, by a roll call vote as follows:

Jim Blanford	Aye: ✓	Nay:_____	Absent:_____	Pass:_____
Amanda Johnson	Aye: ✓	Nay:_____	Absent:_____	Pass:_____
Joe Law	Aye:_____	Nay:_____	Absent: ✓	Pass:_____
Adam Kurzac	Aye: ✓	Nay:_____	Absent:_____	Pass:_____
Cory Peterson	Aye: ✓	Nay:_____	Absent:_____	Pass:_____
Ray Carrington	Aye: ✓	Nay:_____	Absent:_____	Pass:_____

ADOPTED AND APPROVED by the Village President and Board of Trustees of the Village of Wyanet, Illinois, this 10th day of August, 2021.

Bruce Hand

Bruce Hand, Village President

Attest:

Shelly Teske

Shelly Teske, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF BUREAU)

I, Shelly Teske, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Wyanet, of the County and State aforesaid, and, as such Clerk, I am the keeper of the records and files of the Village President and Board of Trustees of the Village.

I do further certify that the attached and foregoing is a true and current copy of:

AN ORDINANCE ESTABLISHING AN OPPORTUNITY TO SETTLE WYANET VILLAGE CODE ORDINANCE VIOLATION COMPLAINTS PURSUANT TO THE PROVISIONS OF ILLINOIS SUPREME COURT RULE 574

as passed by the Board of Trustees of the said Village of Wyanett, Illinois, at its regular meeting held on 8-10, 2021, and as approved by the Village President of said Village on 8-10, 2021.

IN WITNESS WHEREOF, I have hereto affixed my official signature and the corporate seal of said Village of Wyanet, Illinois.

(SEAL)

Shelly Teske

Shelly Teske, Village Clerk

STATE OF ILLINOIS)
) SS **Certificate of Pamphlet Publication**
COUNTY OF BUREAU)

I, Shelly Teske, certify that I am the duly elected and acting municipal clerk of the Village of Wyanet, Bureau County, Illinois. I further certify that on Aug 10, 2021, the Corporate Authorities of the above municipality passed and approved Ordinance No. O-3-21-8-10 entitled:

AN ORDINANCE ESTABLISHING AN OPPORTUNITY TO SETTLE WYANET VILLAGE CODE ORDINANCE VIOLATION COMPLAINTS PURSUANT TO THE PROVISIONS OF ILLINOIS SUPREME COURT RULE 574

which provided by its terms that it should be published in pamphlet form. The pamphlet form of Ordinance No. 3 and a cover sheet thereof was prepared, and a copy of the Ordinance was posted in three prominent places within the Village, commencing on Aug 11 2021, 20201and continuing for at least 10 days thereafter. Copies of the Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated this 10th day of Aug, 2021.

Shelly Teske

Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-4-09-12-8

AN AMENDMENT TO
AN ORDINANCE AMENDING SIDEWALK AGREEMENTS

WHEREAS, the President and Board of Trustees of the Village of Wyanet, did pass an ordinance amending sidewalk agreements, being Ordinance No. O-2-08-3-11.

WHEREAS, the President and Board of Trustees of the Village of Wyanet have now determined it necessary to amend said ordinance by changing the following:

SIDEWALK AGREEMENT

All gravel, concrete and fiber mesh used to repair or replace existing sidewalks, or establish new sidewalks located within the Village of Wyanet, and approved by the Sidewalk Committee of the Village of Wyanet prior to work being done shall be borne by the Village of Wyanet

All labor, removal and disposal of old sidewalk and/or other materials forming or otherwise for the repair and/or replacement of existing sidewalks, and/or establishing new sidewalks which are used by the public shall be borne

by the property owner.

The contractor which the property owner hires to repair and/or replace existing sidewalks, and/or establish new sidewalks, shall be responsible to contact the Village of Wyanet Supervisor to make prior arrangements for the delivery of gravel and cement during normal business hours of 7:30 a.m. to 4:30 p.m. Any Saturday, Sunday or holiday delivery charges shall be borne by the property owner.

All charges for the concrete shall be sent directly to: Wyanet Village Hall, Wyanet Sidewalk Committee, 116 N. Locust St., Wyanet, IL 61379.

EFFECT OF AMENDMENT:

Except as to the amendment as hereinabove provided, all provisions of the aforesaid ordinance and any other amendment thereto shall remain in full force and effect.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of the amendment shall be deemed independent of all other provisions herein, and it

is further the intention of the Village Board that if any provisions of this amendment be declared invalid, all other provisions thereof shall remain valid and enforceable.

Presented, passed and approved on a roll call vote this-8th day of December, 2009.

	AYE	NAY	ABSENT
Board of Trustees:			
Timothy Catton	X		
Marilyn Johnson	X		
Rick Rediger	X		
Kimberly Rich	X		
Tom Smith	X		
Raymond Travis	X		

APPROVED:

By: Bruce Hand
BRUCE HAND
President

ATTEST:

By: Sheila Yourek
SHEILA YOUREK
Village Clerk

Village of Wyanet

116 N. LOCUST STREET - WYANET, IL 61379 - 815-699-2631
John M. Gordon, Mayor

Sidewalk Specifications as of 2007

The Village of Wyanet is seeking bids for the construction of concrete sidewalks. Specifications for the construction are as follows:

1. Concrete to be a (6) bag mix.
2. Sidewalks shall be a minimum depth of 4 inch concrete with a minimum depth of 5 inch where sidewalk is used as part of a driveway.
3. Sidewalks shall be replaced back to its original condition as nearly as possible.
4. Walks shall be reinforced with 6 x 6 x 10 fiber mesh.
5. A minimum of 3/8 inch rod shall be installed along perimeter of walks.
6. Joints shall be hand tooled or saw cut.
7. Finished surface will be broomed.
8. Finished surface will be sealed with curing compound (if located in front of a business).
9. Minimum three (3) inch gravel base below new walk.

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-4-17-9-12

AN ORDINANCE FOR THE ELIMINATION OF
WEEDS IN THE VILLAGE OF WYANET

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET, BUREAU COUNTY, ILLINOIS:

WHEREAS, the Village Board has determined that it is in the best interest of the Village and its residents to eliminate tall weeds which contribute to rodents and thereby creating a hazard affecting the health of the residents of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES:

No. 1: DEFINITION:

As used in this ordinance, the word "weeds" includes but is not limited to burdock, ragweed (giant), ragweed (common), thistle, cocklebur, jimson, blue vervain, common milkweed, wild carrot, poison ivy, wild mustard, rough pigweed, lamb's quarter, wild lettuce, curled dock, smartweeds (all varieties), poison hemlock, wild hemp, grass over Eight (8) inches in height, and horseweed.

No 2. DUTY TO CUT:

(a) Every owner of real estate within the Village shall cut weeds on his property at all such times as may be necessary so that such weeds shall not exceed Eight (8) inches in height. If such owner neglects or refuses to cut weeds so that such weeds

shall exceed Eight (8) inches in height, the Village may cut the weeds or authorize some person to cut the weeds on behalf of the Village.

(b) It shall be unlawful for the owner of real estate to refuse or neglect to cut weeds as required in subsection (a).

No. 3 NOTICE OF LIEN:

If weeds are cut by the Village or by a person directed to cut them on behalf of the Village, a notice of lien of the cost and expense thereof incurred by the Village shall be recorded in the following manner: The Village or the person performing the service by authority of the Village, in its name, may file notice of lien in the Office of the Recorder of Deeds in the County in which such real estate is located. The notice of lien shall consist of a sworn statement setting out:

(1) A description of the real estate sufficient for identification thereof;

(2) The amount of money representing the cost and expense incurred or payable for the service; and

(3) The date or dates when such cost and expense was incurred by the Village; and shall be filed within Sixty (60) days after the cost and expense was incurred.

No 4 RELEASE OF LIEN:

Upon the payment of the cost and expense after notice of lien has been filed, the lien shall be released by the Village or person in whose name the lien has been filed and the release shall be filed of record as in the case of filing notice of lien.

No 5 NOTICE TO ABATE:

(a) Whenever any health or building official or inspector, or any police or fire officer, determines that a nuisance exists on any private property or premises, except as

otherwise provided in this ordinance, the proper Village official shall cause a written notice to be served personally upon the owner or, if the owner cannot be found, upon the occupant or person in control of the property or premises who is causing, permitting, or maintaining such nuisance, and shall cause a copy of such notice to be conspicuously posted within or upon such property or premises.

(b) Such notice shall fairly apprise such person of the nature of the nuisance, his duty to abate or remove the nuisance within the time provided therein, the penalty for failure to abate the same, and shall state that, if such nuisance is abated by the Village, liability for necessary expenses so incurred shall accrue as provided for in No. 8 of this ordinance.

No. 6 TIME LIMIT TO ABATE; SEPARATE OFFENSES; PENALTY:

(a) Any person determined to have created, caused, erected, maintained, or permitted a nuisance to exist within the Village shall discontinue and abate such nuisance within Forty-Eight (48) hours or such other time period as may be specified therein, from the time he receives written notice thereof. It shall be unlawful for any person to neglect, refuse, or otherwise fail to comply with the provisions of this subsection shall result in a penalty of $150.00.

(b) It shall be unlawful for any person to neglect, refuse, or otherwise fail to comply with the provisions of subsection (a), and each Twenty-Four (24) hours, or fraction thereof, during which the nuisance continues or exists shall be deemed a separate offense. Each separate offense shall result in a penalty of $350.00.

No. 7: ABATEMENT BY VILLAGE:

(a) Whenever any nuisance is not abated by the owner, lessee, or person in control of the premises or property affected within the time provided by notice, the proper Village officer shall cause the abatement or removal of such nuisance.

(b) Whenever any nuisance:

(1) Constitutes or is deemed to be an imminent or immediate danger to the public health or safety; or

(2) Exists on public property; the proper Village officer shall cause such nuisance to be summarily and immediately abated and removed, regardless of any Forty-Eight (48) hour or other time period specified by notice to the person responsible therefore; however, in situation (1) above, such officer shall have first applied for and obtained the written permission of the President for such summary abatement.

No 8: COSTS OF ABATEMENT; DEBT OF OWNER; CIVIL ACTION;

(a) Any costs or expenses of abatement reasonably incurred by the Village pursuant to the provisions of No. 7 of this ordinance shall be deemed a debt to the Village by the owner, lessee, or person in control of the premises upon which such nuisance existed; provided, that where specifically provided in this ordinance or by statute, such costs and expenses shall become a lien upon the real estate or personal property affected, superior to all other liens and encumbrances, except tax liens.

(b) The Village attorney shall enforce by civil action any and all such debts or liens as provided in subsection (a).

No. 9 ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

No.10: SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village board that if any provision of this Ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

No.11: EFFECTIVE DATE:

This ordinance shall take effect after its passage and publication as required by law.

Presented, passed, and approved on a roll call vote this 12th day of September, 2017.

	AYE	NAY	ABSENT
Board of Trustees:			
Dave Bickett	X		
Jim Etheridge, Jr.	X		
Marilyn Johnson	X		
Joe Law	X		
Cory Peterson	X		
Jeramie Spears	X		

APPROVED:

By: _____
BRUCE HAND
President

ATTEST:

By : _____ Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-4-19-10-8

ORDINANCE REGULATING AND CONTROLLING
ANIMALS WITHIN THE MUNICIPALITY

BE IT ORDAINED BY THE PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WYANET, ILLINOIS:

6-3-1: AUTHORITY:

This Chapter is promulgated pursuant to statutory authority contained in Chapter 24, Section 11-20-9 of the Illinois Revised Statutes.

6-3-2: DEFINITION OF TERMS:

As used in this Chapter, unless the context otherwise indicates:

- "Animal" shall be intended to mean dog, cat or any other creature, be it reptile, rodent, fish, that is harbored within the municipality.
- "Harbor" shall be intended to mean to give shelter to; protect; keep; feed.
- "Owner" shall be intended to mean any person or persons, firm, association or corporation owning, keeping or harboring an animal.
- "At Large" shall be intended to mean not under control by leash, tether or enclosed area. Cats will be cited upon written complaint only.
- "Kennel" shall be a business which must comply with the business zoning regulations of the Bureau County Zoning Ordinance. Four or more breedable females constitutes a kennel.

6-3-3: LICENSE AND REGISTRATION REQUIRED:

All dogs kept, harbored, or maintained by their owners in the Village of Wyanet shall be annually licensed and registered by the County of Bureau. The provisions of this section shall not be intended to apply to dogs whose owners are nonresidents temporarily within the Village, nor to dogs brought into the Village for the purpose of participating in any dog show, not to

"seeing-eye" dogs properly trained to assist blind persons when such dogs are actually being used by blind persons for the purpose of aiding them in going from place to place.

6-3-5: RUNNING AT LARGE:

No owner or keeper of any animal shall permit such animal to run at large.

6-3-6: DOGS MENACING PERSONS ON ADJACENT PROPERTY

It shall be unlawful for any owner or keeper of any dog to permit said dog to come within five feet of the yard lot lines, thereby placing persons lawfully upon adjacent public rights-of-way or property in fear of their personal safety by reason of the menacing manner of the dog, whether or not the danger was real or merely perceived.

6-3-7: NOTICE TO OWNER AND REDEMPTION:

Upon the impounding of any animal, the owner shall be notified, or, if the owner of the animal in unknown, written notice shall be posted for seven (7) days at three (3) or more conspicuous places in the Village describing the animal and the time and place of taking. The owner of any animal so impounded may reclaim such animal upon payment of all costs and charges incurred by the Village for impounding and maintenance of said animal and payment of the license fee, if applicable. The following charges shall be paid to the Village Clerk: For impounding any animal, for keeping any animal, and for giving notice.

6-3-8: DISPOSITION OF UNCLAIMED OR INFECTED ANIMALS:

It shall be the duty of the veterinarian to keep all animals so impounded for a period of seven (7) days. If at the expiration of seven (7) days from the date of notice to the owner or the posting of notice, such animal shall not have been redeemed and the charges for its keep paid at the rate per day charged by the veterinarian. Any unlicensed animal required by law to be licensed, or any animal which appears to be suffering from rabies or affected with Hydrophobia, mange or other infectious or dangerous disease shall not be released unless cured.

6-3-9: CONFINEMENT OF CERTAIN ANIMALS:

No animal of fierce, dangerous or vicious propensities and no female animal in heat, whether licensed or not, shall be allowed to run at large or upon the premises of one other than the owner. If any such animal is found running at large in violation of this provision it shall be taken up and impounded and shall not be released except upon approval of the Village of Wyanet based upon payment of the fees provided in Section 6-3-7.

6-3-10:RABIES—NOTICE:

If an animal is believed to have rabies or has been bitten by an animal suspected of having rabies, such animal shall be confined by a leash or chain on the owner's premises and shall be placed under the observation of a veterinarian at the expense of the owner for a period of two (2) weeks. The owner shall notify the veterinarian of the fact that his animal has been exposed to rabies and at his discretion the veterinarian is empowered to have such animal removed from the owner's premises to a veterinary hospital and there placed under observation for a period of two (2) weeks at the expense of the owner.

It shall be unlawful for any person knowing or suspecting an animal has rabies to allow such animal to be taken off his premises or beyond the limits of the Village without the written permission of a veterinarian. Every owner, or other person, upon ascertaining an animal is rabid shall immediately notify a veterinarian or a policeman who shall remove the animal to veterinary hospital.

6-3-11:VACCINATION:

It shall be unlawful for the owner of any animal to keep or maintain such animal unless it shall have been vaccinated by a licensed veterinarian with anti-rabies vaccine, within one year preceding the date on which such animal is kept or maintained.

6-3-12:PENALTIES:

Any owner found violating any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a find of One hundred dollars ($100.00) plus court costs for the first offense, One hundred fifty dollars ($150.00) plus court costs for the second offense and Two hundred dollars ($200.00) plus court costs for the third and each successive offense.

6-3-13:SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

6-3-14:ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

This ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

Presented, passed, and approved on a roll call vote on this 8th day of October 2019.

	AYE	NAY	ABSENT	ABSTAIN
Board of Trustees:				
Dave Bickett	X			
Joe Law	X			
Amanda Johnson	X			
Adam Kurzac	X			
Cory Peterson	X			
Lynette Thompson	X			

APPROVED:

Bruce Hand
Village President

ATTEST:

Shelly Teske
Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-4-20-8-11

AN ORDINANCE PROHIBITING FIREWORKS WITHIN
THE VILLAGE LIMITS

WHEREAS, the Village President and Board of Trustees of the Village of Wyanet, Bureau County, Illinois have heretofore determined that it is necessary to adopt an ordinance to prohibit fireworks within the Village Limits;

WHEREAS, it is in the best interests of the health, safety and welfare of the residents of the Village of Wyanet, Bureau County, Illinois to authorize the Police and or it's designees to seize fireworks and/or issue penalties for violations.

WHEREAS, residents shall have the ability to sign a complaint against persons they know have violated this ordinance.

WHEREAS, it shall be unlawful for any person to possess, offer for sale, display for sale, sell at retail, use or ignite any fireworks as hereinafter defined.

"Fireworks" shall be defined as "a device containing gunpowder and/or other combustible chemicals that cause a spectacular explosion when ignited".

PENALTY, Anyone found in violation of this ordinance shall be charged the sum of Two hundred fifty dollars ($250.00) for the first offense, Five hundred dollars ($500.00) for the second offense and Seven hundred fifty ($750.00) for the third offense and each subsequent violation. All court costs shall be added to each penalty. Each occurrence of a violation of this ordinance constitutes a separate offense and shall be punished separately.

EFFECTIVE, this ordinance shall take effect after its passage and publication as required by law.

Presented, passed, and approved on a roll call vote this 11th day of August, 2020.

Board of Trustees:	AYE	NAY	ABSENT	ABSTAIN
Dave Bickett	X			
Amanda Johnson	X			
Joe Law			X	
Adam Kurzac			X	
Cory Peterson		X		
Lynnette Thompson	X			

APPROVED:

BY: _____
Bruce Hand, Village President

ATTEST:

BY: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE #O-5-17-11-14

AN ORDINANCE PROVIDING FOR THE VACATION, REMOVAL, REPAIR, OR DEMOLITION OF ANY OPEN OR VACANT BUILDING OR STRUCTURE THAT IS AN IMMEDIATE AND CONTINUING HAZARD TO THE VILLAGE OF WYANET

Ordinance #O-5-17-11-14

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Wyanet, Illinois.

November 14, 2017

VILLAGE OF WYANET

ILLINOIS

ORDINANCE #O-5-17-11-14

AN ORDINANCE PROVIDING FOR THE VACATION, REMOVAL, REPAIR, OR DEMOLITION OF ANY OPEN OR VACANT BUILDING OR STRUCTURE THAT IS AN IMMEDIATE AND CONTINUING HAZARD TO THE VILLAGE OF WYANET

WHEREAS, in the Village of Wyanet, there are or may in the future be buildings or structures which are dilapidated, unsafe, dangerous, unsanitary, a menace to the health, morals, safety, and general welfare of the people of this Village, and which might tend to constitute a fire menace, and which are a public nuisance.

BE IT THEREFORE ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET:

A. If a residential or commercial building is 3 stories or less in height and determined by the Village President that the building is open and vacant and an immediate and continuing hazard to the Village of Wyanet, then the Village President shall be authorized to post a notice not less than 2 feet by 2 feet in size on the front of the building. The notice shall be dated as of the date of the posting and shall state that unless the building is demolished, repaired, or enclosed, and unless any garbage, debris, and other hazardous, noxious, or unhealthy substances or material are removed so the an immediate and continuing hazard to the community no longer exists, then the building may be demolished, repaired, or enclosed, or any garbage, debris, and other hazardous, noxious, or unhealthy substances or materials may be removed by the Village.

Not later than 30 days following the posting of the notice, the Village shall do all of the following:

(1) Cause to be sent, by certified mail, return receipt requested, a Notice to Remediate to all owners of record of the property, the beneficial owners of any Illinois land trust having title to the property, and all lienholders of record in the property, stating the intent of the municipality to demolish, repair, or enclose the building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials if that action is not taken by the owner or owners.

(2) Cause to be published, in a newspaper published or circulated in the Village of Wyanet, a notice setting forth (i) the permanent tax index number and the address of the building, (ii) a statement that the property is open and vacant and constitutes an immediate and continuing hazard to the community, and (iii) a statement that the municipality intends to demolish, repair, or enclose the building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials if the owner or owners or lienholders of record fail to do so. This notice shall be published for 3 consecutive days.

(3) Cause to be recorded the Notice to Remediate mailed under paragraph (1) in the office of the Bureau County recorders office or in the office of the registrar of titles of the county if the real estate is registered under the Registered Title (Torrens) Act.

B. Any person or persons with a current legal or equitable interest in the property objecting to the proposed actions of the Village Board of Trustees may file his or her objection in an appropriate form in a court of competent jurisdiction.

C. If the building is not demolished, repaired or enclosed, or the garbage, debris, or other hazardous, noxious, or unhealthy substances or materials are not removed, within 30 days of mailing the notice to the owners of record, the beneficial owners of any Illinois land trust having title to the property, and all lienholders of record in the property, or within 30 days of the last day of publication of the notice, whichever is later, the corporate authorities shall have the power to demolish, repair, or enclose the building or to remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials.

D. The Village of Wyanet may proceed to demolish, repair, or enclose a building or remove any garbage, debris, or other hazardous, noxious, or unhealthy substances or materials under this subsection within a 120 – day period following the date of the mailing of the notice if the appropriate official determines that the demolition, repair, enclosure, or removal of any garbage, debris, or other hazardous, noxious or unhealthy substances or materials is necessary to remedy the immediate and continuing hazard. If, however, before the Village of Wyanet proceeds with any of the actions authorized by this subsection, any person with a legal or equitable interest in the property has sought a hearing under this subsection before a court and has served a copy of the complaint on the Village President of the Village of Wyanet, then the Village of Wyanet shall not proceed with the demolition, repair, enclosure, or removal of garbage, debris, or other substances until the court determines that that action is necessary to remedy the hazard and issues an order authorizing the Village of Wyanet to do so. If the court dismisses the action for want of prosecution, the Village of Wyanet must send the objector a copy of the dismissal order and a letter stating that the demolition, repair, enclosure, or removal of garbage, debris, or other substances will proceed unless, within 30 days after the copy of the order and the letter are mailed, the objector moves to vacate the dismissal and serves a copy of motion on the Village President of the Village of Wyanet. Notwithstanding any other law to the contrary, if the objector does not file a motion and give the required notice, if the motion is denied by the court, or if the action is again dismissed for want of prosecution, then the dismissal is with prejudice and the demolition, repair, enclosure, or removal may proceed forthwith.

E. Following the demolition, repair, or enclosure of a building, or the removal of garbage, debris, or other hazardous, noxious, or unhealthy substances or materials under this subsection, the Village of Wyanet may file a notice of lien against the real estate for the cost of the demolition, repair, enclosure, or removal within 180 days after the repair, demolition enclosure, or removal occurred, for the cost and expense incurred, in the office of the Bureau County recorder in which the real estate is located or in the office of the registrar of titles of the county if the real estate affected is registered under the Registered Titles (Torrens) Act; this lien has priority over the interests of those parties named in the Notice to Remediate mailed under paragraph (1), but not over the interests of third party purchasers or encumbrancers for value who obtained their interests in the property before obtaining actual or constructive notice of the lien. The notice of lien shall consist of a sworn statement setting forth (i) a description of the real estate, such as the address or other description of the property, sufficient for its identification; (ii) the expenses incurred by the Village of Wyanet in undertaking the remedial actions authorized under this subsection; (iii) the date or dates the expenses were incurred by the Village of Wyanet; (iv) a statement by the Village President that the building was open and vacant

and constituted an immediate and continuing hazard to the community; (v) a statement by the Village President that the required sign was posted on the building, that notice be sent by certified mail to the owners of record, and that notice was published in accordance with this subsection; and (vi) a statement as to when and where the notice was published. The lien authorized by this subsection may hereafter be released or enforced by the Village of Wyanet as provided in subsection (a).

F. ORDINANCES REPEALED: All ordinances or parts of ordinances conflict with the provisions of this ordinance are hereby repealed.

G. SEPARABILTIY: It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village board that if any provision of this Ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

H. EFFECTIVE DATE: This ordinance shall take effect after its passage and publication as required by law.

Presented. Passed, and approved on a roll call vote this 14th day of November, 2017.

	AYE	NAY	ABSENT
Board of Trustees:			
Dave Bickett			
Jim Etheridge, Jr.			
Marilyn Johnson			
Joe Law			
Cory Peterson			
Jeramie Spears			

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By : _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-5-19-9-10

AN ORDINANCE DEFINING AND ABATING NUISANCES

WHEREAS, it is necessary for the Village of Wyanet to update defining and abating nuisances as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Wyanet, Illinois, as follows:

SECTION 1: Definitions

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicated a different meaning; provided, however, that the list shall not be deemed to be exclusive:

Garbage, refuse and ashes have the following meanings:

(1) Garbage means wastes resulting from the handling, preparation, cooking and consumption of food; wastes from the handling, storage and sale of produce.

(2) Refuse.

a. The term "refuse" means:

1. Combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood excelsior, tree branches, yard trimmings, wood furniture, bedding;
2. Noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities or rock and pieces of concrete, glass, crockery, other mineral waste;
3. Street rubbish, including, but not limited to, street sweepings, dirt, catch basin dirt, contents of litter receptacles.

b. The term "refuse" does not mean earth and wastes from building operations, nor does it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boiler house cinders, lumber, scraps and shavings.

(2) Ashes means residue from fires used for cooking and for heating buildings.

Nuisance means:

(1) All substances which emit or cause foul, obnoxious, unhealthful, putrid, noisome or disagreeable odor or effluvia, and which are objectionable or offensive to any person or persons residing near the same or to any person passing along any street, sidewalk or alley near the same;

(2) All carcasses of animals remaining exposed for 12 hours after death;

(3) All slop, foul or dirty, filth, refuse or offal, discharged in or upon any street, avenue, sidewalk, alley, park, public square or public or private enclosure, or allowed to accumulate there, or in a pond or pool;

(4) All articles or things whatsoever, and any holes, pits and excavation sites caused, kept, maintained or permitted by any person to the injury, inconvenience, danger, detriment or annoyance of the public health, safety or welfare;

(5) The keeping or allowing to remain on any premises of any trees, scrubs or other vegetation infected with fungus or other diseases that will or might spread to other non-infected trees, shrubs or other vegetation;

(6) All buildings or structures, the condition of which, through neglect or otherwise has caused the building to become dangerous or detrimental to the public health, safety or welfare of the inhabitants of the village;

(7) Abandoned, unlicensed, wrecked, dismantled, inoperative, rusted, junked or partially dismantled vehicle or parts thereof on private or public property;

(8) Suffering any premises where any animal is kept to become nauseous, foul or offensive to any neighborhood, family or person;

(9) Throwing or depositing any offal or other offensive matter or the carcass of any animal or offensive liquid in any watercourse, lake, pond, sewer, lagoon, spring, well or street, alley, public highway or park;

(10) Any tree or shrub which overhangs any sidewalk, street or other public place in the village in such a way as to impede or interfere with traffic or travel;

(11) Any tree or limb of a tree which has become likely to fall on or across any public way;

(12) Any uncovered pile of refuse, garbage, offal or carcasses of dead animals. Any accumulations of decayed animal or vegetable mater, trash, rubbish, rotting lumber, bedding, packing material, scrap metal or any material whatsoever in which flies, mosquitoes, disease-carrying insects, rats or vermin may breed;

(13) No vehicle weighing in excess of 12,000 pounds gross weight shall park on any street in the village; however, any such vehicle may so park for not longer than one hour for delivery and pickup purposes;

(14) Do not blow or rake or cause grass clippings or leaves to be deposited in the street. The grass clippings and leaves will plug up the storm and sewer systems. No burning on public ways, streets, sidewalks or alleys. Clean up all clippings and leaves off the streets and along the curbing;

(15) The keeping or harboring of any animal or fowl which, by frequent or habitual howling, yelping, barking, crowing or making of other noises, shall greatly annoy or disturb a neighborhood or any considerable number of persons within the village;

(16) All trees, hedges, billboards or other obstructions which prevent persons driving vehicles on public streets, alleys or highways from obtaining a clear view of traffic when approaching an intersection or pedestrian crosswalk;

(17) Any worn out or discarded material of little or no value including, but not limited to, household appliances or parts thereof, machinery and equipment or parts thereof, vehicles or parts thereof, tools, discarded building materials or any other unsightly debris, the accumulation of which has adverse effect upon the neighborhood or village property values, health, safety or general welfare;

SECTION 2: Penalty for violation

Every person, firm or corporation who creates or maintains or permits to be created or maintained such a nuisance, and every owner, occupant, agent or trustee of any premises where such nuisance exists, who fails or refuses to abate the same as provided by notice in accordance with this ordinance shall be deemed guilt of violation this ordinance. Any person, firm or corporation violation the provisions of this article shall be fined and penalized in an amount of $25.00 for the first offense, $75.00 for the second offense and $150.00 for the third offense plus all court costs. A separate offense shall be deemed to have been committed for each day during or on which such nuisance is permitted to exist. In addition to monetary penalties, the village may maintain an action for equitable relief to abate or enjoin the continuation of the nuisance.

SECTION 3: Repeat offenders

When the same person, firm or corporation is in violation of this article for the same nuisance twice within any 12-month period, the police department, Village President or other designated village official may remove such nuisance without notifying the offending person, firm or corporation of their action. The village may continue to charge the offending person, firm or corporation all the costs it incurs in removal of the nuisance.

SECTION 4: Prohibited

It is unlawful for any person, firm or corporation to create, cause or permit a nuisance to exist or be maintained within the village.

SECTION 5: Removal notice

Whenever it comes to the attention of the Village President, Village Superintendent or Police Department that there exists in the village any condition enumerated in this ordinance and based on the inspecting officer, that there exists on private or public property a great and immediate danger to the public health, safety, peace, morals or decency, the Village President may direct the police or Deputy Sheriff to serve a notice on the person, firm or corporation in charge or control of the property thereof, or by mailing such notice to the last known address, by certified mail, return receipt requested, that such condition exists, and that four days are given from the date of service f the notice in which to remedy the condition or the village shall cause the condition to be remedied.

SECTION 6: Failure to remedy

If a person, firm or corporation fails, refuses or neglects to remedy a nuisance within the time allowed after having been served a notice to abate such nuisance, the village policy or any police authority acting n behalf of the village may cause the condition to be remedied. Such action shall not provide a defense for failure to comply with this ordinance. In the alternative, the village may, immediately after the expiration of the time specified in the notice, bring suit for violation of this ordinance.

SECTION 7: Removal costs a lien on the property

In the event that payment of the actual costs of the abatement of any nuisance by the village under the provisions of this ordinance is not made on demand, such costs shall become a lien upon the property from which such nuisance was abated. Any such lien may be foreclosed in the manner provided by law for the foreclosure of liens. In the alternative, the village may sue to recover the actual costs expended, including, but not limited to, court costs and attorney fees, by the village in the abatement of any nuisance under the provisions of the ordinance.

ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

Presented, passed and approved on a roll call vote this 10th day of September, 2019.

	AYE	NAY	ABSENT
Board of Trustees:			
Dave Bickett	X		
Amanda Johnson	X		
Adam Kurzac	X		
Joe Law	X		
Cory Peterson	X		
Lynnette Thompson	X		

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

COUNTY OF BUREAU

STATE OF ILLINOIS

ORDINANCE #O-6-21-12-14

AN ORDINANCE REGULATING FARMERS' MARKETS HELD ON VILLAGE PROPERTY IN THE VILLAGE OF WYANET, COUNTY OF BUREAU AND STATE OF ILLINOIS

Date Passed: 12-14, 2021

Date Posted: 12-14, 2021

DO NOT REMOVE FOR 10 DAYS

FROM DATE OF POSTING

AN ORDINANCE REGULATING FARMERS' MARKETS HELD ON VILLAGE PROPERTY IN THE VILLAGE OF WYANET, COUNTY OF BUREAU AND STATE OF ILLINOIS

WHEREAS, the Village of Wyanet has determined it to be in the best interests of the Village to permit and regulate the operation of Farmers' Markets in the Village as provided herein.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Wyanet, Bureau County, Illinois, as follows:

SECTION 1. DEFINITIONS.

COOPERATIVE FARMER.
A farmer that shares land, or farm as neighbors, or farm together in a community or a region.

COTTAGE FOOD OPERATION.
A person who produces or packages non-potentially hazardous food in a kitchen of that person's primary domestic residence for direct sale by the owner or a family member, stored in the residence where the food is made.

EDUCATIONAL DEMONSTRATION.
Exhibits featuring food preparation by local chefs and nutritional educators, who reside in or have a place of business in Wyanet and non-for-profit organizations.

FARMERS' MARKET.
A designated space within the Village of Wyanet in which at regularly prescribed intervals, approved vendors may sell agricultural products and other goods directly to the public in accordance with this Ordinance.

HOME GROWN ARTIST.
An artist or artisan with a residence, studio, or place of business in Wyanet or who works as an artist or artisan in Wyanet.

IMMINENT HEALTH HAZARD.
A product, practice, circumstance, or event that poses a significant threat or danger of injury to the health and safety of persons without immediate correction or cessation.

LOCAL/LOCALLY. Of a Midwest state as defined by the United States Census Bureau; specifically, the States of Illinois, Indiana, Iowa, Kansas, Michigan, Missouri, Nebraska, North Dakota, Ohio, South Dakota and Wisconsin.

MARKET MASTER. The Village President, or his/her designee to organize and regulate the farmers' markets.

NOT-FOR-PROFIT ORGANIZATIONS.
Any organization defined under applicable Illinois and Federal Tax Code provisions as a not-for profit corporation.

VALUE-ADDED PRODUCT.
A change in the physical state or form of the product (such as milling wheat into flour or making strawberries into jam) or the production of a product in a manner that enhances its value, as demonstrated through a business plan (such as organically produced products).

VENDOR.
An approved individual, farm, business, or organization selling or offering for sale at Wyanet farmers' markets items deemed saleable under this Ordinance.

SECTION 2. SUPERVISION AND CONTROL OF MARKET.

(A) This Ordinance applies to all farmers' markets within the Village of Wyanet (the "Village") at which vendors need Village approval to operate.
(B) The Village, at all times, shall have the right to relocate or discontinue a market, to specify the days and times of its use, to regulate what goods may be sold, and to stipulate which vendors may sell within the market.
(C) The Market Master or his/her designee shall review the application of any vendor wishing to offer items for sale at the markets, issue permits and collect fees therefore, assign spaces to vendors, maintain a system of bookkeeping for the markets, maintain the markets' cleanliness, and enforce the market regulations and issue penalties as necessary.

SECTION 3. YEARLY AND DAILY SPACE RENTAL FEES.

(A) *Rental of Space Required.* No vendor shall sell or offer for sale any product without having first applied for a space at the market and paid the applicable fees. Fees shall be paid in advance of space occupancy.
(B) *Yearly Rentals.* An approved application and payment of the yearly space rental fee shall entitle a vendor to its designated market space for one (1) market season, starting the first day of the market season, unless its vending space is closed or the space is revoked for a violation of this Ordinance or other law.
(C) *Daily Rentals.* A vendor may obtain a daily permit, entitling the vendor to occupy space in the market for one (1) day, and sell goods in accordance with all the provisions of this

Ordinance, unless its vending space is closed or the space is revoked for a violation of this Ordinance or other law.
(D) *Amount of Fees.* The applicable yearly or daily space rental fees shall be determined annually by the Village of Wyanet and collected by the Market Master.

SECTION 4. APPLICATION REQUIREMENTS.

(A) An applicant for a vending space at a farmers' market shall submit to the Market Master, along with the required fee, an application containing all of the following information:

1. Name and address of applicant;
2. Products for which vending space is sought;
8. Proof of insurance in an amount of one million dollars ($1,000,000.00) coverage and form approved by the Village. Under no circumstances shall the Village insure or indemnify any vendor, nor shall the Village be liable in contribution for any damages for which a vendor is deemed liable.

(B) Applications shall be approved in the sole and exclusive discretion of the Market Master or his/her designee, but under no circumstances shall an application be approved unless all of the information and documentation required by Subsection (A) is provided.

SECTION 5. SPACE ALLOCATION.
Once a vendor's application is approved and its fee paid, the vendor shall be assigned a vending space. Assignment of spaces is within the Market Master or his/her designee exclusive discretion, and shall be generally, but not necessarily, in accordance with the order in which applications are submitted and fees are paid.

SECTION 6. ADDITIONAL REQUIREMENTS FOR VENDORS.

(A) No vendor shall sell at a farmers' market within the Village unless it:
1. Resides or operates locally; and
2. Sells items:
(a) Of the vendor's own growing, cultivation, creation, production, or preparation; or
(b) Originating from cooperative farmer, cultivator, creator, producer, or preparer that gives its explicit written permission to the vendor to sell its items on its behalf.
(B) Each vendor shall post within its allocated market space signs approved by the Market Master or his/her designee stating:
1. Vendor's legal name;
2. Vendor's home location;
3. The name of each item offered for sale must be labeled in the vendor's rental space; and
4. The name of the cooperative farmer and location of their source must be labeled.
(C) Vendors shall be financially self-sufficient and operate at no cost to the Village.
(D) No vendor shall solicit business by hawking or crying out.

SECTION 7. SALEABLE ITEMS.

(A) Items allowable for sale at the markets:

1. Must be locally grown, cultivated, created, produced or prepared;
2. Must conform to all federal, state and local public health and food safety regulations; and
3. May include any or all of the following items:
   (a) Produce such as fruits or their juices and vegetables;
   (b) Edible grains, nuts and berries;
   (c) Apiary products, maple sugar and syrups, only if properly labeled in accordance with State standards for labeling;
   (d) Baked goods as specified in Subsection (D) of this Section;
   (e) Meat, fish, poultry, eggs, and dairy products including natural cheeses; provided that vendors may sell only USDA prepackaged meat from animals from their own farms, or from a cooperative farmer and that the sale of such meat must conform to the Illinois Retail Food Store Sanitation Rules and Regulations and the County of Bureau Health and Sanitation Code;
   (f) Cut or potted flowers and plants;
   (g) Artwork and hand-crafted items, if sold during "Home Grown Artists" events; and
   (h) Prepared foods, either as part of food demonstrations or with the approval of the Market Master or his/her designee; and
   (i) Value-added products.

(B) Items not allowable for sale at the markets shall include those that are:

1. Unwholesome or spoiled; or
2. Prohibited by the Bureau County Department of Public Health.

(C) Items sold according to weight must be sold in accordance with the established standards for weight of the State of Illinois.

(D) The sale of baked goods shall be allowed by Wyanet based and non-Wyanet based food establishments issued a license or permit by the Bureau County Department of Public Health under the following conditions:

1. Baked goods must have been made from all fresh ingredients and processed on-site at the licensed or permitted food establishment, including all mixing, shaping, final proofing, and baking. No baked goods can be sold if the dough has been prepared off-site, even if it is baked on the premises of the licensed or permitted food establishment;
2. Eligible vendors shall be those licensed or permitted food establishments where baked goods and pastries are the primary items for sale, such as bakeries; and
3. Not-for-profit organizations that are not licensed food establishments may not sell baked goods as vendors at the farmers' markets, but shall be occasionally permitted to sell baked goods, in the discretion of the Market Master or his/her designee, at "special events" as defined in this Ordinance and subject to the limitations prescribed.
4. Cottage food vendors must be registered with the Bureau County Department of Public Health as a cottage food vendor and must adhere to all regulations and standards set forth in the Illinois Food Handling Regulation Enforcement Act, 410 ILCS

625/4, which permits certain foods to be sold at the market at the discretion of the Market Master or his/her designee.

5. Value-added products can be sold at the market at the discretion of the Market Master or his/her designee.

SECTION 8. PUBLIC HEALTH AND SAFETY.

At all times, all vendors and participants at the farmers' markets shall comply with all applicable local, state and federal laws pertaining to public health and food safety, including, but not limited to: Hand-washing, food protection and storage, food labeling, food service (including temperature regulation), and vector control.

(A) General Provisions. At all times vendors shall transport and display food with adequate protection against contamination. Delivery trucks and other equipment for transportation and display shall be kept clean. Vendors shall not allow any waste, garbage or refuse to remain on or near the vending space after the close of market hours on any market day. No vendor shall sell, serve or offer for sale any food items for human consumption without prior approval and permits issued by the Bureau County Department of Public Health Director or his/her designee.

(B) Incorporation of Local Law. Vendors and other sellers or preparers of food at the farmers' markets shall comply at all times with all local laws and regulations pertaining to public health, sanitation, food preparation and food safety. Failure to comply with all such local laws may result in the revocation of vending space, in the discretion of the Village President or his/her designee.

(C) Incorporation of State and Federal Law. Vendors and other sellers or preparers of food at the farmers' markets shall comply at all times with all State and federal laws and regulations pertaining to public health, sanitation, food preparation and food safety. Failure to comply with all such laws may result in the revocation of vending space, in the discretion of the Village President or his/her designee.

(D) Access. The Village President or his/her designee, upon the presentation of identification, shall be permitted to enter any vending space, food demonstration space, or special event space in a farmers' market for the purposes of making inspections to determine compliance with this Ordinance and other applicable law. The Village President and his/her designees shall be permitted to examine records of the vendor or other seller or preparer of food, to obtain information pertaining to the food and supplies purchased, sold, received or used.

(E) Closure. At any time, the Village President or his/her designee may, in his/her or her exclusive discretion, require the immediate closure of any booth, stand, or other vending space presenting an imminent health hazard. In the event of such closure, all vending, marketing, and associated activity must cease until approval to operate is granted after inspection.

(F) Except as otherwise provided by law, the following shall be prohibited within any farmers' market:

1. Live animals and pets, other than service animals; and

2. Riding of bicycles, scooters, skateboards, and the like, including motorized versions of the same, except as required to accommodate a physical disability.

SECTION 9. SPECIAL EVENTS.

Any activity that takes place on the grounds of a farmers' market but is not the sale of food items that are locally grown, cultivated, created, produced, or prepared, and sold by an approved vendor under this Ordinance shall be designated a "special event" and shall be subject to the limitations in this Section.

(A) Home-Grown Artists Events.

1. Shall be approved by and held on dates designated by the Market Master or his/her designee;

2. Shall be limited to the number of artists' tents designated by the Market Master or his/her designee; and

3. Shall be held in a contained area of the market as designated by the Market Master or his/her designee.

(B) Food Demonstrations.

1. Shall be approved by and held on dates designated by the Market Master or his/her designee;
2. Shall be limited to the number of demonstration stations designated by the Market Master or his/her designee;
3. Shall be held in a contained area of the market as designated by the Market Master or his/her designee; and
4. Shall be pre-approved by the Village President or his/her designee and shall at all times comply with all applicable public health and sanitation laws and regulations.

(C) Fundraising Bake Sales.

1. Not-for-profit organizations shall be permitted occasionally to sell or distribute baked goods at farmers' markets to raise funds or awareness, but not as a routine business. Nothing in this Section entitles not-for-profit organizations to operate as a vendor within the meaning of this Ordinance;

2. Fundraising bake sales shall be held only with the prior approval of the Market Master or his/her designee, who shall reasonably limit the number of vending spaces designated for such use on any given market day; and

3. A fundraising bake sale may consist of the sale of only home-baked goods not requiring refrigeration. The items may be prepared in non-inspected kitchens; however, it is strongly recommended that the preparation of food items for sale take place in a licensed or permitted food establishment or controlled environment such as a club or church kitchen.

(D) Additional special events to be held in conjunction with the farmers' markets shall be conducted and regulated under the sole discretion and authority of the Market Master or

his/her designee.

SECTION 10. ENFORCEMENT AND PENALTIES.
Any person violating any of the provisions of the Ordinance shall be subject to a fine not to exceed Seven-Hundred-Fifty dollars ($750.00), or, alternatively, the penalty prescribed in any applicable provision of the Wyanet Village Code. A separate offense shall be deemed committed each day such violation shall continue. The Market Master or his/her designee may, in his/her sole discretion, revoke the vending space of any vendor or special-event space holder for violations of this Ordinance, irrespective of the severity, number, or duration of said violations.

SECTION 11. SEVERABILITY.
That if any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 12. REPEALER.
That all ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 13. INCORPORATION.
All other provisions of the Village Code are hereby restated, adopted and made a part hereof by reference herein.

SECTION 14. SAVINGS CLAUSE.
Nothing in this Ordinance or as hereby adopted shall be construed to affect any suit or proceedings now pending in any Court, or any rights acquired, or liability incurred, for any cause or causes of actions occurred or existing, under any act or ordinance or part thereof repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 15. EFFECTIVE DATE.
That this Ordinance shall be in full force and effect immediately upon its passage, approval and due publication according to law.

PASSED AND ADOPTED at a regular meeting of the Village Board of Trustees of the Village of Wyanet, Bureau County, Illinois this 14th day of December, 2021, by a roll call vote as follows:

	AYE	NAY	ABSENT	ABSTAIN
Jim Blanford	X			
Ray Carrington	X			
Mandi Johnson	X			
Adam Kurzac			X	
Joe Law	X			
Cory Peterson	X			

ADOPTED AND APPROVED by the Village President and Board of Trustees of the Village of Wyanet, Illinois, this 14 day of December, 2021.

Bruce Hand, Village President

Attest: _____ (SEAL)
Shelly Teske, Village Clerk

STATE OF ILLINOIS)

) SS

COUNTY OF BUREAU)

I, Shelly Teske, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Wyanet, of the County and State aforesaid, and, as such Clerk, I am the keeper of the records and files of the Village President and Board of Trustees of the Village.

I do further certify that the attached and foregoing is a true and current copy of:

AN ORDINANCE REGULATING FARMERS' MARKETS HELD ON VILLAGE PROPERTY IN THE VILLAGE OF WYANET, COUNTY OF BUREAU AND STATE OF ILLINOIS

as passed by the Board of Trustees of the said Village of Wyanet, Illinois, at its regular meeting held on 12-14, 2021, and as approved by the Village President of said

Village on 12-14, 2021.

IN WITNESS WHEREOF, I have hereto affixed my official signature and the corporate seal of said Village of Wyanet, Illinois.

(SEAL) Shelly Teske

Shelly Teske, Village Clerk

STATE OF ILLINOIS)

) SS **Certificate of Pamphlet Publication**

COUNTY OF BUREAU)

I, **Shelly Teske**, certify that I am the duly elected and acting municipal clerk of the Village of Wyanet, Bureau County, Illinois. I further certify that on 12-14, 2021, the Corporate Authorities of the above municipality passed and approved Ordinance No. 2021-6-21-12-14 entitled:

AN ORDINANCE REGULATING FARMERS' MARKETS HELD ON VILLAGE PROPERTY IN THE VILLAGE OF WYANET, COUNTY OF BUREAU AND STATE OF ILLINOIS

which provided by its terms that it should be published in pamphlet form. The pamphlet form of Ordinance No. 2021-6-21-12-14 and a cover sheet thereof was prepared, and a copy of the Ordinance was posted in the Village Hall, commencing on 12-14, 2021 and continuing for at least 10 days thereafter. Copies of the Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated this 14 day of December 2021.

Shelly Teske

Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. 6-76-4-5

AN ORDINANCE REGULATING THE PLANTING AND MAINTENANCE OF STREET TREES; ESTABLISHING THE OFFICE OF VILLAGE FORESTER AND PRESCRIBING HIS AUTHORITY; REQUIRING PERMITS FOR PLANTING, PRESERVATION AND REMOVAL IN PUBLIC PLACES; PLACING DUTIES ON THE OWNERS OF PRIVATE PROPERTY IN ORDER TO PROTECT GROWTH IN PUBLIC PLACES; PROVIDING FOR ABATEMENT OF HAZARDOUS CONDITIONS BY THE VILLAGE; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET, ILLINOIS:

14-1-1: SHORT TITLE:

This Ordinance shall be known and may be cited as the "Street Tree Ordinance of the Village".

14-1-2: DEFINITIONS:

For the purposes of this Ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein.

A. Forester is the Village Forester of the Village of Wyanet.

B. "Street Tree" or "Tree" is a tree in a public place, except where otherwise indicated.

14-1-3: VILLAGE FORESTER:

There is hereby established the office of Village Forester. The Chairman of the Reforestation Committee shall also hold the office of Village Forester.

14-1-4: AUTHORITY OF VILLAGE FORESTER:

The Village Forester shall have exclusive jurisdiction and supervision over all trees, other plants, and grassy areas planted or growing in public places.

A. Preserve or Remove. The Village Forester shall have the authority and it shall be his duty to plant, trim, spray,

KARL G. LA PINSKA
ATTORNEY AT LAW
CASTLE HALL
2 PARK AVENUE WEST
PRINCETON, ILLINOIS
61356
(815) 875-2341

preserve and remove trees, other plants and grassy areas in public places to insure safety or preserve the symmetry and beauty of such public places.

B. Order to Preserve or Remove. The Village Forester shall have the authority and it shall be his duty to order the trimming, preservation or removal of trees or plants upon private property when he shall find such action necessary to public safety or to prevent the spread of disease or insects to public trees and places.

C. Supervision. The Village Forester shall have the authority and it shall be his duty to supervise all work done under a permit issued in accordance with the terms of this Ordinance.

D. Issue Conditional Permit. The Village Forester shall have the authority to affix reasonable conditions to the grant of a permit hereunder.

14-1-5: PERMITS REQUIRED:

A. Removal. No person shall trim, or remove trees, other plants and grassy areas in public places without first filing an application and procuring a permit from the Village Forester.

(1) Application Data. The application required herein shall state the number and kind of trees to be trimmed, sprayed, preserved or removed; the kind of treatment to be administered; the kind and condition of nearest trees upon the adjoining property; and such other information as the Village Forester shall find reasonably necessary to a fair determination of whether a permit should issue hereunder.

(2) Standards for Issuance. The Village Forester shall issue the permit provided for herein when he finds that the desired action or treatment is necessary and that the proposed method and workmanship are satisfactory.

B. Plant. No person shall plant or set out any tree or plant in a public place without first filing an application and

procuring a permit from the Village Forester.

(1) Application Data. The application required herein shall state the number of trees or plants to be planted or set out; the location, grade and variety of each tree or plant; the method of planting, including the supplying of suitable soil; and such other information as the Village Forester shall find reasonably necessary to a fair determination of whether a permit should issue hereunder.

(2) Standards for Issuance. The Village Forester shall issue the permit provided for herein when he finds that the proposed plantings conform as to species and location to the Street Tree Plan, now on file in the office of the Village Clerk.

(3) Large-Scale Planting Procedure. Upon receipt of an application for a permit to plant or set out in excess of five (5) trees or plants the Village Forester shall have the authority to require from the applicant a detailed declaration of intentions either in form of a planting plan or written statement in duplicate. All planting plans shall be drawn on tracing cloth in ink. One copy of each plan or statement of intention shall when approved by the Forester be returned to the applicant and the other copy shall be kept on file by the Village Forester. All statements filed in lieu of a planting plan shall contain the same information as required on the plan. All planting plans shall accurately show:

a. The proposed street together with its subdivision of pavement, curb, gutter, parking strip and sidewalk areas to a definite indicated scale.

b. The variety of each and every tree proposed to be planted and of those already existing within the proposed street lines, either indicated on the plans or referenced with a number to key list.

c. The proposed location of each and every proposed tree together with the location of each existing tree within the proposed street line in scaled relation to the other features of the plan.

d. The distance between trees in any one row in feet.

e. The nature of the soil in the planting space, to a depth of three (3) feet, and all existing and proposed surface or sub-soil drainage system.

(4) Regulations for Planting in a Public Place. Work done under a permit issued hereunder shall be performed in strict accordance with the terms thereof and with the following regulations established for the planting, trimming and care of trees in public places:

a. Trees must not be less than two (2) inches in diameter of trunk six (6) inches above the ground.

b. All trees planted shall be properly wrapped and staked.

c. No tree shall be placed so as, in the opinion of the Village Forester, to cause a traffic hazard.

d. In felling trees, the same must be removed with the root stump grubbed out when so required by the Village Forester.

e. All cuts above one (1) inch in diameter must be properly sealed.

f. Trees shall be planted at least forty-five (45) feet apart except where a special permit is obtained from the Village Forester.

g. No tree shall be planted where the clear space between the curb and the sidewalk is less than ten (10) feet.

h. No tree shall be planted where the soil is too poor to insure the growth of such tree unless the owner excavates a suitable hole of not less than thirty-six (36) cubic feet and replaces the material removed with suitable loam, or soil stripped from pasture land.

i. No tree shall be planted nearer than ten (10) feet from the curb line unless a special permit is granted by the Village Forester.

j. No tree shall be planted on any street except of the variety selected by the Village Forester for that street.

k. No tree shall be planted between the sidewalk and the curb except by special permit of the Village Forester.

l. State Specifications. To refrain from planting any tree deemed not suitable for public planting by the State of Illinois.

m. Timber Trees. To refrain from planting any timber trees subject to infection and disease unless inspected and approved by the Village Forester.

n. Intersections: Trees and Shrubs. To refrain from planting any tree within twenty-five (25) feet of any street intersection except by special permit of the Village Forester.

To refrain from planting any shrub whose mature height is in excess of three (3) feet within twenty-five (25) feet of any street intersection except by special permit of the Village Forester.

o. Terraces. To refrain from planting any tree or shrub on any terrace which is less than twenty (20) feet in width. This measurement shall be taken between the inside of the curb and the outer edge of the sidewalk.

On wider terraces, trees shall be centered within a strip bounded by the sidewalk and a line which is 1/3 of the distance between the sidewalk and the curb, but in any event no closer than ten (10) feet from any sidewalk.

p. Utility Lines. To refrain from planting any tree whose mature height is in excess of thirty (30) feet under any existing overhead utility lines.

q. Spacing. To refrain from planting any tree closer than forty-five (45) feet from an adjacent live tree on the same terrace.

(i) Variances. Variances in spacing shall be allowed:

(a) Where adjacent lots are narrow and the owner would be without any trees under the regulation.

(b) Where the location of driveways would prevent the spacing required.

Wherever one or both of the above conditions exist, spacing may be reduced to thirty (30) feet.

14-1-6: DUTIES OF PRIVATE OWNERS:

It shall be the duty of any person growing a tree within a public highway or responsible for trees growing on property abutting on public places supporting trees or plants:

A. Trim. To trim his trees so as not to cause a hazard to public places or interfere with the proper lighting of public highways by the street lights, and so that the minimum clearance of any overhanging portion thereof shall be nine (9) feet.

B. Treat or Remove. To treat or remove any tree or plant so diseased or insect-ridden as to constitute a hazard to trees or plants in public places.

C. Prohibited Species. To remove and refrain from planting any of the following species:

Populars (Populus sp.), willows (Salix sp.), boxelder

(Acer negundo), silver maple (Acer saccharinum), tree-of-heaven (Ailanthus altissima), American elm (Ulmus sp.), honey locust (Gleditsia triaconthras imermis), European mountain ash (Sorbus aucuporia), American sycamore (Plotanus acerifalia), or any evergreens (Coniferous species).

14-1-7: PROCEDURE UPON ORDER TO PRESERVE OR REMOVE:

When the Village Forester shall find it necessary to order the trimming, preservation or removal of trees or plants upon private property as authorized in Section 14-1-4 herein he shall serve a written order to correct the dangerous condition upon the owner, operator, occupant or other person responsible for its existence.

A. Method of Service. The order required herein shall be served in one of the following ways:

(1) By making personal delivery of the order to the person responsible.

(2) By leaving the order with some person of suitable age and discretion upon the premises.

(3) By affixing a copy of the order to the door at the entrance of the premises in violation.

(4) By mailing a copy of the order to the last known address of the owner of the premises, by registered mail.

(5) By publishing a copy of the order in a local paper once a week, for three successive weeks.

B. Time for Compliance. The order required herein shall set forth a time limit for compliance, dependent upon the hazard and danger created by the violation. In cases of extreme danger to persons or public property, the Village Forester shall have the authority to require compliance immediately upon service of the order.

C. Appeal from Order. A person to whom an order hereunder is directed shall have the right, within twenty-four hours of the service of such order, to appeal to the President of the

Village Board of Trustees, who shall review such order within thirty (30) days and file his decision thereon. Unless the order is revoked or modified it shall remain in full force and be obeyed by the person to whom directed. No person to whom an order is directed shall fail to comply with such order within thirty (30) days after an appeal shall have been determined.

D. Failure to Comply. When a person to whom an order is directed shall fail to comply within the specified time, the Village Forester shall remedy the condition or contract with others for such purpose and charge the cost thereof to the person to whom the order is directed. The person remedying a condition under a contract made hereunder shall be authorized to enter premises for that purpose.

E. Special Assessment. If the cost of remedying a condition is not paid within thirty (30) days after receipt of a statement therefor from the Village Forester such cost shall thereupon become and be a lien upon such property, and shall be collected by the Village attorney as in cases of other liens or by suit filed.

14-1-8: ABUSE OR MUTILATION OF TREES:

No person shall (a) damage, cut, carve, transplant or remove any tree or plant or injure the bark, (b) pick the flowers or seeds, of any tree or plant, (c) attach any rope, wire, or other contrivance to any tree or plant, (d) dig in or otherwise disturb grass areas, or in any other way injure or impair the natural beauty or usefulness of any area, (e) cause or permit any wire charged with electricity to come in contact with any tree or plant or allow any gaseous, liquid, or solid substance which is harmful to such trees or plants to come in contact with them.

14-1-9: PENALTY:

Any person, firm or corporation, who shall violate any provision or section of this ordinance shall, upon conviction,

be fined in an amount not less than Ten Dollars ($10.00) nor more than Five Hundred Dollars ($500.00).

14-1-10: SEPARABILITY:

It is the intention of the Village Board that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

14-1-11: ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

14-1-12: EFFECTIVE DATE:

This ordinance shall take effect upon its passage and publication as provided by Statute.

Presented, passed, and approved on a roll call vote this 5th day of April, 1976.

Board of Trustees:	Aye	Nay	Absent
Eleanor L. Church	x		
Jimmie D. Cruse	x		
Eugene F. Eccker	x		
Donald Lorenzen	x		
Lyle A. Summers	x		
Kenneth R. Towne	x		

APPROVED:

JOHN GORDON, President

ATTEST:

MARILYN RETTKE, Village Clerk

STATE OF ILLINOIS)
COUNTY OF BUREAU)

I, Marilyn Rettke, do hereby certify that I am the Village Clerk of the Village of Wyanet, Illinois, and that a true and correct copy of the within Ordinance No. 6-76-4-5 was posted in pamphlet form in the Village Hall of the Village of Wyanet, Illinois, for a period of 15 days from the date of its passage.

Marilyn Rettke
VILLAGE CLERK

Subscribed and sworn to before me

this _____ day of _____,

1976.

_____
Notary Public

STATE OF ILLINOIS)
)ss
COUNTY OF BUREAU)

I, the undersigned, do hereby certify that I am the duly qualified and acting Clerk of the Village of Wyanet, the County and State aforesaid, and as such Clerk I am the keeper of the records and files of the President and Board of Trustees of the Village.

I do further certify that the attached and foregoing is a true and correct copy of the ~~Resolution~~/Ordinance entitled:

AN ORDINANCE REGULATING THE PLANTING AND MAINTENANCE OF STREET TREES; ESTABLISHING THE OFFICE OF VILLAGE FORESTER AND PRESCRIBING HIS AUTHORITY; REQUIRING PERMITS FOR PLANTING, PRESERVATION AND REMOVAL IN PUBLIC PLACES; PLACING DUTIES ON THE OWNERS OF PRIVATE PROPERTY IN ORDER TO PROTECT GROWTH IN PUBLIC PLACES; PROVIDING FOR ABATEMENT OF HAZARDOUS CONDITIONS BY THE VILLAGE; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS

as adopted by the President and Board of Trustees of the said Village of Wyanet at its regular meeting held on Monday, April 5th, 1976, and as approved by the President of said Village of the 5th day of April, 1976, all as it appears from the official records of said Village, in my care and custody.

IN WITNESS WHEREOF I have hereunto affixed my official signature and the corporate seal of said Village of Wyanet, Illinois the 5th day of April, 1976.

MARILYN RETTKE
Village Clerk

(VILLAGE SEAL)

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-6-19-9-10

AN ORDNANCE AMENDING WATERWORKS AND
SEWAGE SYSTEM OF THE VILLAGE OF WYANET, ILLINOIS

WHEREAS, the Village of Wyanet, Bureau County, Illinois, has heretofore by Ordinance duly passed and adopted an Ordinance entitled: Waterworks and Sewerage System of the Village of Wyanet, Illinois.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WYANET have deemed it necessary to amend said ordinance to read as follows:

DIVISION 8

17-8-1:UNLAWFUL DISCHARGES:

No person shall discharge, or cause to be discharged, any storm water surface water, groundwater roof run off, sub-surface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

17-8-2:STORM WATER DRAINAGE:

Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewer, or to a natural outlet approved by the Superintendent. Industrial cooling water or unpolluted process waters may be discharged on approval of the Superintendent to a storm sewer, combined sewer, or natural outlet.

17-8-3:UNLAWFUL WASTE/WATERS:

No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

(a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas;

(b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant;

(c) Any waters or wastes having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works;

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to ashes, cinders, sand, mud straw, shavings, metal, glass, rags feathers, tar plastic, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.

17-8-4: PROHIBITED SUBSTANCES:

No person shall discharge or cause to be discharged the following described substances, materials, water or wastes, if it appears likely in the opinion of the Superintendent that such wastes can harm either the sewers sewage treatment process or equipment; have adverse effect on the receiving stream; or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Superintendent will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatabilty of wastes in the sewage treatment plant and maximum limits established by regulatory agencies. The substances prohibited are:

(a) Any liquid or vapor having a temperature higher than one hundred fifty degrees Fahrenheit (150 F) or (65 C).

(b) Any waters or wastes containing toxic or poisonous materials; or oils, whether emulsified or not, in excess of one hundred (100)mg/l or containing substances which may solidity or become viscous at temperatures between thirty-two (32) and one hundred fifty degrees Fahrenheit (150F) or (0 and 65 C).

(c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower (.76hp metric) or greater shall be subject to the review and approval of the Superintendent.

(d) Any waters or wastes containing strong acid, iron pickling wastes, or concentrated plating solution whether neutralized or not.

(e) Any waters or wastes containing iron, chromium, copper, zinc, or similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Superintendent for such materials.

(f) Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the Superintendent as necessary after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Superintendent in compliance with applicable State of Federal regulations.

(h) Any wastes or waters having a pH in excess of 9.5.

(i) Any mercury or any of its compounds in excess of 0.0005 mg/l as Hg t any time except as permitted by the Superintendent in compliance with applicable State and Federal regulations.

(j) Any cyanide in excess of 0.1 mg/l at any time except as permitted by the Superintendent n compliance with applicable State and Federal regulations.

(k) Materials which exert or cause:

(1) unusual concentrations of inert suspended solid (such as, but not limited to, Fullers earth, lime slurries and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate);
(2) excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions);
(3) unusual BOD chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works;
(4) unusual volume of flow or concentrations of wastes constituting "slugs" as defined herein.

(l) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of agencies having jurisdiction over discharge to the receiving waters.

17-8-5:SPECIAL TREATMENT PROCESSES:

If the waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters contain the substances of possess the characteristics enumerated in Section `7-8-4 of this Division, and/or which are in violation of the standards for pretreatment provided in 40 CFR 403, June 26- 1978, and any amendments thereto and which in the judgment of the Superintendent may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which other wise create a hazard to life or constitute a public nuisance, the Superintendent may:

(a) reject the wastes;
(b) require pretreatment to an acceptable condition for discharge to the public sewers;
(c) require control over the quantities and rates of discharge; and/or
(d) require payment to cover the added costs of handling and treating the wastes not covered by existing taxes or sewer charges, under the provision of Section 17-8-11 of this Division.

If the Superintendent permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Superintendent and subject to the requirements of all applicable codes, ordinances and laws.

17-8-6:INTERCEPTORS PROVIDED:

Grease, oil and sand interceptors shall be provided when, in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Superintendent and shall be located as to be readily and easily accessible for cleaning and inspection.

17-8-7:PRE-TREATMENT FACILITIES/OWNERS'S EXPENSE:

Where preliminary treatment or flow-equalizing facilities are provided, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

17-8-8:CONTROL MANHOLE REQUIRED:

Each industry shall be required to install a control manhole and, when required by the Superintendent, the owner of any property serviced by a building sewer carrying industrial wastes

shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessible and safely located and shall be constructed in accordance with plans approved by the Superintendent. The manhole shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times.

17-8-9:LABORATORY ANALYSIS REQUIRED:

The owner of any property serviced by a building sewer carrying industrial wastes shall provide laboratory measurements, tests and analysis of waters and wastes to illustrate compliance with this Ordinance and any special conditions for discharge established by the Village of regulatory agencies having jurisdiction over the discharge.

The number, type and frequency of laboratory analysis to be performed by the owner shall be as stipulated by the Village, but no less than once per year the industry must supply a complete analysis of the constituents of the waste water discharge to assure that compliance with the Federal, State and local standards are being met. The owner shall report the results of measurements and laboratory analysis to the Village at such times and in such a manner as prescribed by the Village. The owner shall bear the expense of all measurements, analysis and reporting required by the Village. At such times as deemed necessary, the Village reserves the right to take measurements and samples for analysis by an outside laboratory service.

17-8-10: TESTS AND ANALYSIS / IEPA STANDARDS:

All measurements, tests and analysis of the characteristics of waters and wastes, to which reference is made in this Ordinance, shall be determined in accordance with the latest edition of IEPA Division of Laboratories Manual of Laboratory Methods or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb and property. The particular analysis involved will determine whether a twenty-four (24) hour composite of all out falls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analysis are obtained from 24-hour composites of fallout falls, whereas pH's are determined from periodic grab samples.

17-8-11: SPECIAL AGREEMENTS:

No statement contained in this Division shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment, subject to payment therefore, in accordance with Division 16, hereof, by the industrial concern provided such payments are in accordance with Federal and State guidelines for User Charge System.

DIVISION 9

17-9-1: PROTECTION FROM DAMAGE:

No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, or tamper with any structure, appurtenance, or equipment which is a part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

DIVISION 10

17-10-1: INSPECTION:

The superintendent and other duly authorized employees of the Village, the Illinois Environmental Protection Agency and the U.S. Environmental Protection Agency, bearing proper credentials and identification, shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling and testing in accordance with the provisions of this Ordinance.

The Superintendent of his representative shall have no authority to inquire into any processes, including metallurgical, chemical, oil refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterway or facilities for waste treatment.

17-10-2: MUST OBSRVE SAFETY RULES:

While performing he necessary work n private properties referred to in Section 17-10-1 above, the Superintendent of duly authorized employees of the Village, the Illinois Environmental Protection Agency and the U.S. Environmental Protection Agency shall observe all safety rules application to the premises established by the company and the company shall be held harmless for injury or death to the Village employees and the Village shall indemnify the company against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operations, except as such may be caused by negligence or failure of the company to maintain conditions as required in 17-8-9.

17-10-3: PRIVATE PROPERTY:

The Superintendent and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter all private properties through which the Village holds a duly negotiated easement for the purposes of, but no limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private properly involved.

DIVISION 11

17-11-1: DETERMINATION OF WHO PAYS EXPENSE OF EXTENSION:

The Board of Trusteees shall first determine if an extension of a sewer main is economically feasible based on the estimated cost of the extension and the number of existing potential users that will be served by the extension. If the extension is economically feasible, then the Village may install and pay the cost of the extension at the discretion of the Board of Trustees. If the Village elects not to pay the cost of extending the sewer main, then the person or persons desiring sewer service shall install the extension at their own personal expense upon written consent by the Board of Trustees. The Village shall not pay for any extensions to an undeveloped area, such as a subdivision being developed, unless there are sufficient existing residents or businesses to make the extension economically feasible.

17-12-2: REQUIREMENTS:

Requirements if extension is installed by someone other than the Village:

(a) The Village must approve all plans and specifications for any extensions;

(b) Before any extensions are installed, the plans and specifications must be reviewed and approved by the State of Illinois Environmental Protection Agency;

(c) Ownership, rights-of-way and title must be conveyed to the Village for all extensions installed by anyone other than the Village. The Village will maintain the mains thereafter;

(d) No extension will be permitted if, in the opinion of the Board of Trustees, the system does not have the necessary capacity to serve the proposed extension.

DIVISION 12

17-12-1: NOTICE TO VILLAGE:

Any user requesting a termination of service shall give written notice to the village ten (10) days before the time such termination of service is desired.

17-12-2: RESPONSIBILITY FOR PAYMENT OF SERVICES ALREADY CONSUMED:

Responsibility for payment for sewer service before the date of termination shall be with the property owners as well as the user.

17-12-3: CHRGES FOR CHANGE

There shall be no charge for transferring the sewer service to the subsequent user.

DIVISION 13

17-13-1 VIOLATIONS:

Any person found to be violating any provision of this Ordinance, except Division 17-9, shall be served by the Village with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations. The Village may revoke any permit for sewage disposal as a result of any violation of any provision of this Ordinance.

17-13-2: FINES FOR VIOLATIONS:

Any person who shall continue any violation beyond the time limit provided for in Section 17-13-1, shall be guilty of a misdemeanor and on conviction thereof shall be fined in the amount not exceeding five hundred ($500.00) dollars for each violation plus court costs. Each day in which any such violation shall continue, shall be deemed a separate offense.

17-13-3: VIOLATORS LIABLE TO VILLAGE:

Any person violating any of the provisions of this Ordinance shall become liable to the Village by reasons of such violation.

DIVISION 14

17-14-1: REPEALER:

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

17-14-1: SEPARABILITY:

The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

DIVISION 15

17-15-1: FORCE AND EFFECT:

This Ordinance shall be in full force and effect from and after its passage, approval recording and publication as provided by law.

Presented, passed and approved on a roll call vote this 10th day of September, 2019.

	AYE	NAY	ABSTAIN	ABSENT
Board of Trustees:				
Dave Bickett	X			
Amanda Johnson	X			
Adam Kurzac	X			
Joe Law	X			
Cory Peterson	X			
Lynnette Thompson	X			

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-7-19-10-8

AMENDMENT TO CEMETERY ORDINANCE O-2-94-5-17

The Village President and Board of Trustees have decided to uphold and clarify the original rules adopted on July 1, 1968 concerning flowers and head stones for the **New Addition** in Forest Hill Cemetery.

THERFORE, BE IT ORDAINED AS FOLLOWS: Rules for New Addition

1. Only markers flushed with ground level and no headstones may be installed.
2. Only one item per grave-a 3" PVC pipe will be provided and installed by the Village of Wyanet for each grave.
3. Any item placed on the grave must fit into the 3" pipe (ex. Shepherd's hook must fit into the 3" pipe"
4. Any small statutes must set on the marker.
5. During the months beginning November 1 thru March 1 wreaths and grave blankets will be acceptable.

The Village President and Board of Trustees hereby **remove the requirement for the use of vaults in either the New Addition or Old Sections** of cemetery.

EFFECT OF AMENDMENT:

Except as to the amendment as hereinabove provided, all provisions of the aforesaid ordinance and any other amendment thereto shall remain in full force and effect.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

ORDINANCES REPEALED:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of the amendment shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provisions of this amendment de declared invalid, all other provisions thereof shall remain valid and enforceable.

Presented, passed and approved on a roll call vote this 8th day of October, 2019.

	AYE	NAY	ABSTAIN	ABSENT
Board of Trustees:				
Dave Bickett	X			
Joe Law	X			
Amanda Johnson	X			
Adam Kurzac	X			
Cory Peterson	X			
Lynette Thompson	X			

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

By: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. O-12-12-12-11

AN ORDINANCE AMENDING REGARDING MOTORIZED VEHICLES ON VILLAGE STREETS

WHEREAS, the Village President and Board of Trustees of the Village of Wyanet, Illinois Have heretofore passed an ordinance entitled "An Ordinance Regarding Motorized Vehicles on Village Streets", and

WHEREAS, it is necessary to amend said ordinance by adding item IV:

IV. All operators/owners of recreational vehicles must abide by the attached Village of Wyanet ATV rules and Village of Wyanet ATV Registration requirements.

EFFECT OF AMENDMENT:

Except as to the amendment as hereinabove provided, all provisions of the aforesaid ordinance and any other amendment thereto shall remain in full force and effect.

EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage and publication according to law.

SEPARABILITY:

It is the intention of the Village Board that each separate provision of the amendment shall be deemed independent of all other provisions herein, and it is further the intention of the Village Board that if any provisions of this amendment declared invalid, all other provisions thereof shall remain valid and enforceable.

Presented, approved and passed on a roll call vote this 11th day of December, 2012.

	AYE	NAY	ABSENT
Board of Trustees:			
Joe Law		X	
Marilyn Johnson			
Tom Odell			
Kim Rich	X		
Tom Smith	X		
John Swarczewski	X		

APPROVED:

By: _____
Bruce Hand, Village President

ATTEST:

BY: _____
Shelly Teske, Village Clerk

VILLAGE OF WYANET

ATV REGISTRATION

NAME: _____

ADDRESS: _____

PHONE #'S:

Home: _____ Cell: _____

VEHICLE #1:

MAKE & MODEL OF VEHICLE TO BE REGISTERED: _____

YEAR: _____ COLOR: _____

VIN/SERIAL NUMBER: _____

VEHICLE #2:

MAKE & MODEL OF VEHICLE TO BE REGISTERED: _____

YEAR: _____ COLOR: _____

VIN/SERIAL NUMBER: _____

I have received a copy of the ATV rules and agree to follow these rules. I agree that if I do not follow these rules the following may apply:

1st offense	Warning and/or $20 citation
2nd offense	$50.00 citation
3rd offense	Loss of ATV permit

Signature of owner(s): _____

Signature of Chief of Police/Village Secretary: _____

ATV PERMIT #: _____

VILLAGE OF WYANET ATV RULES

- Driver must be at least 16 years old AND have a valid driver's license

  *A special permit will be granted by the Chief of Police & the Village Board or Village President

- No child under the age of 16 shall ride in front of the driver
- Driver must follow all traffic laws and traffic signs
- Must obey a 20mph speed limit at all times
- All 4 wheelers are limited to 2 riders (front & back)
- All vehicles must have a head light and tail/brake light
- All owners must register all ATV's, golf carts, side by side, two, three or tracked vehicles.
- All owners must purchase AND display on the vehicle a Wyanet Village ATV permit, $15.00 per unit per year.
- No riding on sidewalks, except for the use in plowing snow.

*Any owner of an ATV, two, three wheeling or tracked vehicle is responsible to advice persons borrowing unit of the ATV rules

VILLAGE OF WYANET

ILLINOIS

ORDINANCE NO. 0-10-10-12-14

AN ORDINANCE REGARDING MOTORIZED VEHICLES ON VILLAGE STREETS

WHEREAS, the Village President and Board of Trustees, along with the Wyanet Police Department, have determined that an ordinance needs to be passed regarding use of non-licensed motor vehicles on village streets.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

I. All recreational vehicles operated on the village streets must be operated only by persons with a valid driver's license.

II. Stop signs and traffic laws must be complied with . Speed limit not to exceed 20 miles per hour.

III. Anyone found to be in violation of this ordinance shall be subject of a fine not to exceed $100.00.

Presented, approved and passed on a roll call vote this 14th day of December, 2010.

	AYE	NAY	ABSENT
Board of Trustees:			
Timothy Catton		X	
Marilyn Johnson	X		
Rick Rediger	X		
Kimberly Rich	X		
Tom Smith	X		
Raymond Travis	X		

APPROVED:

By : _____
BRUCE HAND
President

ATTEST:

By : _____
SHELLY J. TESKE
Village Clerk

VILLAGE OF WYANET

GARBAGE REGULATIONS

TUESDAY MORNING PICKUP

Garbage must be out by 7:00 a.m.

ONLY garbage placed in the blue can will be picked up. PLEASE place the can within 5 feet of the street with at least 5 feet clearance on all sides. WITH THE LID CLOSED. The handle and wheels should be facing your home.

Larger items or truck loads can be taken to the Princeton Transfer Station located Northwest of Princeton at 101 Peggy Lane. Follow Backbone Road West from Rt. 26N. to first intersection, turn South, cross tracks, turn East on Peggy Lane to the Princeton Transfer Station. There is a charge for all material and items taken there for disposal. Their hours are Mon. thru Fri. 7am to 4pm, Sat. 7am to noon. If any questions their phone number is 815-875-1682.