

ORDINANCE 891

**AN ORDINANCE ESTABLISHING WATER CONSERVATION REQUIREMENTS WITHIN
THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

**PASSED AND APPROVED BY
THE PRESIDENT AND BOARD OF TRUSTEES
THE 16 DAY OF January, 2008**

**Published in pamphlet form by
authority of the corporate authorities
of the Village of Elwood, Illinois,
the 23 day of January, 2008.**

ORDINANCE NO. 891

AN ORDINANCE ESTABLISHING WATER CONSERVATION REQUIREMENTS WITHIN THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS

WHEREAS, the Village of Elwood, Will County, Illinois (hereinafter the "Village") is a duly constituted and existing municipality and a home rule unit pursuant to Section 6 of Article VII of the Constitution of the State of Illinois; and

WHEREAS, a Home Rule Unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, the Village President and Board of Trustees of the Village ("Corporate Authorities") desire to maintain a sufficient water level to provide for the efficient and effective delivery of water by its water delivery system to maintain the public health and protect against loss of life and property in the event of fire or other peril within the community; and

WHEREAS, the Corporate Authorities believe it is in the best interest of the residents to establish water conservation requirements within its boundaries.

NOW THEREFORE, BE IT ORDAINED BY THE ACTING VILLAGE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AND HOME RULE AUTHORITY, AS FOLLOWS:

SECTION 1. INCORPORATION That the preambles to this Ordinance be and the same are hereby incorporated herein by this reference as if set out in full at this place.

SECTION 2. SHORT TITLE This Ordinance shall be known as the "WATER CONSERVATION ORDINANCE FOR THE VILLAGE OF ELWOOD".

SECTION 3. WATER USE RESTRICTIONS The following water use restrictions shall be in effect for all residential property uses within the Village between May 15 and September 15 each year:

Activity	Permitted
Watering Lawns (with or without permanent automatic irrigation system)	All properties with street addresses ending in 0, 2, 4, 6, or 8 may use municipal water on even-numbered calendar dates between the hours of 5:00 a.m. to 10:00 a.m. and 6:00 p.m. to 10:00 p.m. prevailing time.

Activity	Permitted
	<p>All properties with street addresses ending in 1, 3, 5, 7, or 9 may use municipal water on odd-numbered calendar dates between the hours of 5:00 a.m. to 10:00 a.m. and 6:00 p.m. to 10:00 p.m. prevailing time.</p> <p>All properties which cannot be readily identified as having even-or odd-numbered street addresses are hereby designated as even-numbered for the purposes of this Ordinance.</p>
Watering Plants, Trees and Gardens	At all times provided a hand-held hose, 1-inch in diameter or less or a drip-type irrigation device is used
Filling Swimming Pools (volume less than fifty [50] gallons)	<p>All properties with street addresses ending in 0, 2, 4, 6, or 8 may use municipal water on even-numbered calendar dates between the hours of 5:00 a.m. to 9:00 a.m. and 6:00 p.m. to 10:00 p.m. prevailing time.</p> <p>All properties with street addresses ending in 1, 3, 5, 7, or 9 may use municipal water on odd-numbered calendar dates between the hours of 5:00 a.m. to 9:00 a.m. and 6:00 p.m. and 10:00 p.m. prevailing time.</p> <p>All properties which cannot be readily identified as having even-or odd-numbered street addresses are hereby designated as even-numbered for the purposes of this Ordinance.</p>
Washing Vehicles	At all times provided a hand-held hose, 1-inch in diameter or less or a drip-type irrigation device is used

SECTION 4. SPECIAL WATER USE PERMITS

4.01 Special water use permits allowing for exemptions from the restrictions outlined above for newly sodded or seeded residential lots are available by application with the Village Clerk. Each special use permit shall be limited to the first ten (10) days after placement of new sod, seed or slit-seed and shall be non-renewable.

4.02 Special water use permits allowing for exemptions from the restrictions outlined above for commercial purposes (i.e. commercial watering services) are available by application from the Village Clerk.

SECTION 5. DECLARATION OF WATER EMERGENCY

Whenever in the judgment of the Village President ("President"), the public exigency as to the water supply justifies the need for emergency action, then the President by appropriate public proclamation shall so limit such use as the President deems proper. The proclamation shall set forth the limitations for use of municipal distributed water. Upon issuing said proclamation, the President shall immediately notify all members of the Board of Trustees of the nature of the emergency and the regulations that have been imposed. The emergency proclamation of the President and the

regulations imposed thereby shall remain in full force and effect until either the President determines the emergency no longer exists, or the Board of Trustees modifies, repeals or makes permanent the emergency proclamation and the regulations imposed thereby by means of a properly adopted ordinance.

SECTION 6. PENALTIES Upon the first violation of the provisions of this Ordinance, unless otherwise specifically set forth herein, an initial warning will be given to the Owner of the property. Upon the second violation, a fine in the sum of SEVENTY FIVE DOLLARS (\$75.00) shall be imposed upon the Owner of the property. Each subsequent offense shall result in a fine that increases by increments of SEVENTY FIVE DOLLARS (\$75.00) up to a maximum fine amount of ONE THOUSAND DOLLARS (\$1,000.00) per violation. Each day upon which a violation exists shall be deemed a new offense.

SECTION 7. REPEALER. Any Ordinance of the Village inconsistent herewith, to the extent of such inconsistency and no further, are hereby repealed upon the effective date hereof.

SECTION 8. SEVERABILITY. Should any section, subsection or other provision of this Ordinance for any reason be held invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not effect the validity of the Ordinance as a whole or any part not declared invalid.

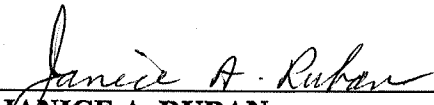
SECTION 9. PUBLICATION. The Village Clerk is hereby authorized and directed to publish this Ordinance, by publication in pamphlet form for general distribution in the manner provided by law.

SECTION 10. EFFECTIVE DATE. That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

AYES: _____ 5 _____
NAYS: _____ 0 _____
ABSENT: _____ 1 _____

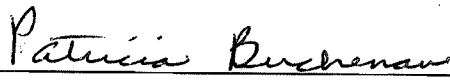
Trustee	Aye	Nay	Absent	Trustee	Aye	Nay	Absent
Charles Bernhard	X			Donald LaPaglia	X		
Francis "Bud" Jones	X			Mary Matichak			X
Jason Kucera	X			Walter Strawn	X		

PASSED and APPROVED this 16 day of January, 2008.



JANICE A. RUBAN,
ACTING VILLAGE PRESIDENT

ATTEST:



PATRICIA BUCHENAU, VILLAGE CLERK

PASSED: This 16 day of January, 2008.

APPROVED: This 16 day of January, 2008.

PUBLISHED: This 23 day of January, 2008.