

**VILLAGE OF GRANDVIEW, ILLINOIS**

---

ORDINANCE NO. 11-01

**AN ORDINANCE RELATING TO FLY-DUMPING**

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ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF GRANDVIEW, ILLINOIS  
THIS 4<sup>th</sup> DAY OF January, 2011

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Published in pamphlet form by the authority of the President and  
Board of Trustees of the Village of Grandview, Illinois  
Illinois, this 4<sup>th</sup> day of January, 2011.

ORDINANCE NO. 11- 01

**AN ORDINANCE RELATING TO FLY-DUMPING**

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

**SECTION 1:            DEFINITIONS**

As used in this Ordinance, the following words have the following meanings:

"Garbage" means wastes resulting from the handling, preparation, cooking and consumption of food and wastes from the handling, storage and sale of produce.

"Refuse" means combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood, excelsior, tree branches, yard trimmings, wood furniture, bedding; noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste, and street rubbish, including, but not limited to, street sweepings, dirt, leaves, catch-basin dirt, contents of litter receptacles, but refuse does not mean earth and wastes from building operations, nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boilerhouse cinders, lumber, scraps and shavings.

"Ashes" means residue from fires used for cooking and for heating buildings.

"Construction and demolition debris" means any construction or demolition materials, scraps, or matter usually discarded during or after construction or demolition of buildings, roads and other structures.

"Litter" means any discarded, used or unconsumed substance or waste. "Litter" may include, but is not limited to, any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging construction material, abandoned vehicles (as defined in the Illinois Vehicle Code),

motor vehicle parts, furniture, oil, carcass of a dead animal, any nauseous or offensive matter of any kind, any object likely to injure any person or create a traffic hazard, potentially infectious medical waste as defined in Section 3.360 of the Environmental Protection Act, or anything else of an unsightly or unsanitary nature, which has been discarded, abandoned or otherwise disposed of improperly.

“Fly-dumping” means dumping, depositing, dropping, throwing, discarding, leaving, or causing or permitting the dumping, depositing, dropping, throwing, discarding, or leaving, of garbage, refuse, ashes, construction and demolition debris, on any public lands or thoroughfare or at sites or locations which are not authorized to accept such wastes, debris or other materials, except by the owner or lessee of such site or location.

**SECTION 2: FLY-DUMPING PROHIBITED**

Fly-dumping is prohibited within the corporate limits of the Village of Grandview.

**SECTION 3: PUBLIC NUISANCE DECLARED**

Fly-dumping is hereby declared a public nuisance.

**SECTION 4: PENALTIES** Any person, firm or corporation who

engages in any act of fly-dumping shall be fined \$750.00 upon conviction for each offense, and shall in addition be liable to the Village for the actual cost of cleanup relating to each separate offense.

**SECTION 5: NON-EXCLUSIVITY** Prosecution for violation of this

ordinance shall not be the exclusive means by which the Village may address an offense of fly-dumping. The Village may in its discretion bring a proper action to abate or restrain a public nuisance, and may pursue all other remedies available under law.

**SECTION 6: PUBLICATION, EFFECTIVE DATE AND REPEALER**

This Ordinance is effective upon its passage, approval and publication as required by law. The Clerk shall forthwith publish this Ordinance in pamphlet form. Ordinance No. 270, adopted August 9, 1988, relating to Fly-Dumping, is hereby repealed. The provisions of this Ordinance are severable, and in the event any provision hereof is unenforceable, the remainder of the Ordinance shall be enforced.

PASSED this 4<sup>th</sup> day of January, 2011.

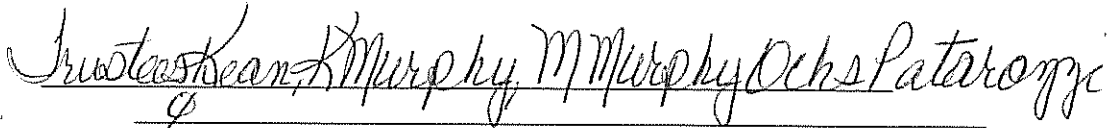
  
VILLAGE PRESIDENT

ATTEST:

  
Village Clerk

AYES:

NAYS:

  
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PASSED:

APPROVED:

ABSENT:

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**ORDINANCE CERTIFICATE**

STATE OF ILLINOIS                    )  
  ) SS.  
COUNTY OF SANGAMON )

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Grandview, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 11-01 adopted by the President and Board of Trustees of said Village on the 4<sup>th</sup> day of January, 2011, said Ordinance being entitled:

**AN ORDINANCE RELATING TO FLY-DUMPING**

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 4<sup>th</sup> day of January, 2011.

Jami Royer  
Village Clerk

STATE OF ILLINOIS            )  
  ) ss.  
COUNTY OF SANGAMON        )

**CERTIFICATE**

I certify that I am the duly elected and acting Village Clerk of the Village of Grandview, Sangamon County, Illinois.

I further certify that on January 4<sup>th</sup>, 2011, the corporate authorities of such Village passed and approved Ordinance No. 11-01 entitled:

**AN ORDINANCE RELATING TO FLY-DUMPING**

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

The pamphlet form of Ordinance No. 11-01 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on January 4, 2011, to continue for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

DATED at Grandview, Illinois, this 4<sup>th</sup> day of January, 2011.

(SEAL)

Jami Royer  
Village Clerk