

ORDINANCE COMMITTEE MEETING

June 2, 2008

Chairman James Coppernoll called the meeting to order at 7:00 P.M.

Trustee members present: Tad Whitchurch, Sally Hollembeak

Also, present: Attorney Jim Stevens; Administrator, David Nord; Village Clerk, Nancy L. Belt; Trustee, Linda Melton; Trustee, Stephen Appell; President Jim Claeysen; Trustee, Scott Kramer, Sergeant Houde, PWD Joe Caveny

Tad Whitchurch moved to adopt the agenda:

Cherry Valley Crossing Lighting Variance

Zoning/Fences

Delete: Adopting Developer's Deposit Guidelines

Sally Hollembeak seconded. Motion was carried by voice vote.

James Coppernoll moved to approve the May 5, 2008 ordinance committee minutes. Sally Hollembeak seconded. Motion carried by voice vote.

VARIANCE SITE LIGHTING

James Coppernoll asked Mr. Zarembski to please come forward and address the committee. Mr. Zarembski said that he is requesting a variance for site lighting along the east property line adjacent to the building on lot 1 of Cherry Valley Crossing development. The three lights are located near a residential area and are required to be within .7 foot candles of the lot line according to the village ordinances. The proposed lighting does not reach .7 foot candles until 15 feet past the property line. **Sally Hollembeak moved to send this to the village board a *letter of approval* for Cherry Valley Crossing development granting site lighting on three light posts located along the east property line and requiring 100 wattage light bulbs on the three light poles. Tad Whitchurch seconded. Motion carried by voice vote.**

Attorney Jim Stevens noted that he letter of approval must be attached to Mr. Zarembski's building permit.

IMMOVABLE OBJECTS IN THE RIGHT-OF-WAYS

James Coppernoll presented the committee with, "An Ordinance Amending the Code of Ordinances for the Village of Cherry Valley, Illinois, Section 58-2 and 58-3 (Obstruction to Public Right-of-Ways and Repair to Damage Private Property)." **Sally Hollembeak moved to send this ordinance to the June 17, 2008 village board meeting for first reading. Tad Whitchurch seconded. Motion carried by voice vote.** Attorney Stevens asked that this ordinance be reviewed at the July Ordinance committee meeting.

SECTION 62-127 (c) SIDEWALKS

James Coppernoll presented the committee with, "An Ordinance Amending the Code of Ordinances for the Village of Cherry Valley, Illinois, Section 62-127 (c) Sidewalks." **Sally Hollembeak moved**

to send this ordinance to the June 3, 2008 village board for first reading. Tad Whitchurch seconded. Motion carried by voice vote.

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SECTION 62-163 (k) CUL-DE-SAC DIAMETERS/DEAD-END STREETS

James Coppernoll presented the committee with, "An Ordinance Amending Section 62-163 (k) Cul-de-Sac Diameters/Dead-End Streets." Sally Hollembeak moved to send this ordinance to the village board on June 3, 2008 for first reading. Tad Whitchurch seconded. Motion carried by voice vote.

SECTION 2-71 TRUSTEE REIMBURSEMENT

Stephen Appell recommended not increasing the trustee reimbursement and recommended passing an ordinance increasing the trustee pay under Section 2-32 Trustee Compensation setting the salary for 2011. The committee agreed. Attorney Jim Stevens recommended voiding Ordinance Section 2-71 Trustee Reimbursement.

Tad Whitchurch moved to amend Section 2-32 Trustee Compensation at \$225.00 effective 2011. Sally Hollembeak seconded. Motion carried by voice vote. Attorney Jim Stevens was asked to put this information into ordinance form and present the ordinance at the July meeting.

ASCERTAINING THE PREVAILING RATE OF WAGES

James Coppernoll presented the committee with, "An Ordinance Ascertainning the Prevailing Rate of Wages for Construction Work in Village of Cherry Valley, Illinois." Sally Hollembeak moved to send this ordinance to the village board for final passage on June 3, 2008. Tad Whitchurch seconded. Motion carried by voice vote.

ANIMAL CONTROL

James Coppernoll presented the committee with two ordinances from local communities regarding setting the number of dogs per household. After further discussion it was decided to leave the current village ordinance as written.

NUISANCES; CREATING; MAINTAINING

James Coppernoll presented the committee with an ordinance that would amend Section 42-124 Nuisances requiring property owners to remove such items as; lumber, junk trash, debris, building supplies, household good, unused equipment but not limited to furniture, stoves, refrigerator, freezers, cans, containers, junked motor vehicles and vehicles, etc. It was the consensus of the committee to have Attorney Jim Stevens draft this into ordinance form. Discussion followed to have

the Village Clerk contact other municipalities requesting ordinances on controlling condemned/disrepair homes.

Joe Caveny informed the committee that the village has researched hiring an independent building inspector. This will be discussed at the next ordinance committee meeting.

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FENCES

David Nord stated that the villages' current fence ordinance does not have a provision that would enforce property owners to erect their fences with the good side facing towards adjoining properties. After further discussion it was the consensus to have Attorney Jim Stevens draft an ordinance that would enforce property owners to erect their fences with the good side facing towards adjoining properties. This will be reviewed at the July ordinance committee meeting.

Sally Hollebeak so moved to adjourn at 7:57 pm. Tad Whitchurch seconded. Motion carried by voice vote.

Recorded by: Village Clerk, Nancy L. Belt

Ordinance minutes approved by Chairman, James Coppernoll on June 3, 2008