

CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS

**ORDINANCE NO. 18-05-02-41**

**AN ORDINANCE PROHIBITING CONNECTION TO A CITY SANITARY SEWER**

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS  
7<sup>th</sup> Day of May, 2018

PRESENTED:           **May 7, 2018**

PASSED:              **May 7, 2018**

APPROVED:           **May 7, 2018**

RECORDED:           **May 7, 2018**

PUBLISHED:           **May 7, 2018**

In Pamphlet Form

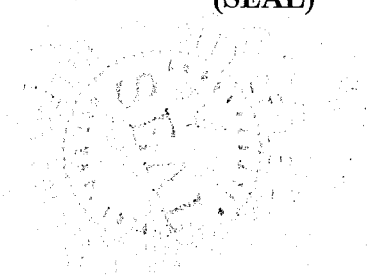
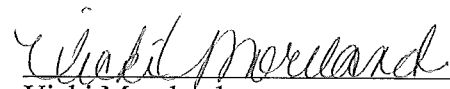
Voting "Aye" 6

Voting "Nay" 0

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

(SEAL)

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

Dated: May 7, 2018

**CITY OF LE ROY  
McLEAN COUNTY, ILLINOIS**

**ORDINANCE NO. 18-05-02-41**

**AN ORDINANCE PROHIBITING CONNECTION  
TO A CITY SANITARY SEWER**

**WHEREAS**, the City of Le Roy owns and operates a sanitary sewer system within the corporate limits of Le Roy; and

**WHEREAS**, the City of Le Roy municipal Code, Title 8; Chapter 4; Subsection 8-4-2 – Article D requires that properties located within 75 feet of a public sanitary sewer must connect to said sewer; and

**WHEREAS**, the property located within the 5<sup>th</sup> Addition to Falcon Ridge Subdivision is more than 140 feet from a Le Roy sanitary sewer main and is therefore, not required at this time to connect to said sewer; and

**WHEREAS**, due to the shallow depth of the Le Roy Sanitary Sewer located within 140 feet of said Subdivision and the distance from the property line to the residence to be constructed on the property (approximately 400 feet), engineers have recommended that service connections to serve the property not be made to the Le Roy Sanitary Sewer; and

**WHEREAS**, due to the distance of service connections and the shallow nature of the public sanitary sewer main, it is in the best interests of the health, safety and welfare of the citizens of Le Roy to prohibit the connection of sanitary sewer service lines from the lots in the 5<sup>th</sup> Addition to Falcon Ridge Subdivision to the Le Roy sanitary sewer main located approximately 140 feet from the nearest property line of said Subdivision

**NOW, THEREFORE, BE IT ORDAINED** by the City Council for the City of Le Roy, McLean County, Illinois, as follows:

**Section 1:** That the three lots in the 5<sup>th</sup> Addition to Falcon Ridge Subdivision to the City of Le Roy are hereby prohibited from connecting to the Le Roy sanitary sewer main located approximately 140 feet from the nearest property line in said subdivision due to the shallow

nature of the sanitary sewer main and the length of the sanitary sewer service connection to serve said lots.

**Section 2:** That said lots within the 5<sup>th</sup> Addition to Falcon Ridge Subdivision to the City of Le Roy may utilize sanitary septic systems on said lots in accordance with applicable Illinois Law.

**Section 3: Severability.** In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this Ordinance is found to be invalid in any one or more of its several applications, all valid applications shall remain in effect.

**Section 4: Repeal and Savings Clause.** All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the City of Le Roy prior to the effective date of this Ordinance.

**Section 5: Effective Date.** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form in the manner provided by law, and receipt of payment as provided in Section 3 above.

**PASSED** by the City Council of the City of Le Roy, Illinois, upon the motion made by Kyle Merkle, and seconded by Glenn Reinhart by roll call vote on the 7<sup>th</sup> day of May, 2018 as follows

Aldermen elected 8

Aldermen Present 6

Voting Aye:

Glenn Reinhart, Ron Legner, Hilary Neal, Greg Steffen, Brad Poindexter, Kyle Merkle

Voting Nay:

None

Absent: Dawn Hanafin, Rick Kline

None


Abstain:

None


Other:

None

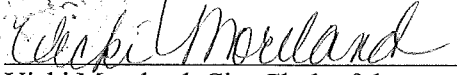
And deposited and filed in the office of the City Clerk in said municipality on the 7<sup>th</sup> day of May, 2018.

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

**APPROVED BY** the Mayor of the City of Le Roy, Illinois, this 7<sup>th</sup> day of May, 2018

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

ATTEST: (SEAL)

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

**CERTIFICATE**

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

I further certify that on **May 7, 2018** the Corporate Authorities of such municipality passed and approved **Ordinance No. 18-05-02-41** entitled:

**AN ORDINANCE PROHIBITING CONNECTION TO A CITY SANITARY SEWER**

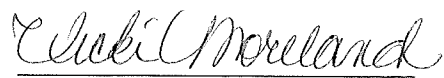
Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **18-05-02-41**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **May 7, 2018** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 7<sup>th</sup> day of May, 2018 .

(SEAL)





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

STATE OF ILLINOIS        )  
                                      ) SS:  
COUNTY OF MCLEAN     )

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

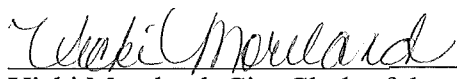
I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE PROHIBITING CONNECTION TO A CITY SANITARY SEWER**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 7<sup>th</sup> day of May, 2018 and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

**Dated this 7<sup>th</sup> day of May, 2018**

(SEAL)

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

