

CITY OF LEROY
COUNTY OF MC LEAN
STATE OF ILLINOIS

ORDINANCE NO. 482

**AN ORDINANCE AMENDING CHAPTER 4-STREETS, DITCHES AND TREES,
MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (AS AMENDED)
BY ADDITION OF NEW SECTION 4.30-DRIVEWAY PERMITS.**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LEROY THIS 15th DAY OF
February, 1993.

PRESENTED: February 15, 1993

PASSED: February 15, 1993

APPROVED: February 15, 1993

RECORDED: February 15, 1993

PUBLISHED: February 15, 1993

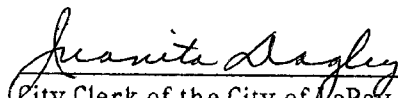
In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

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)


City Clerk of the City of LeRoy,
McLean County, Illinois

Dated: February 15, 1993.

ORDINANCE NO. 482

**AN ORDINANCE AMENDING CHAPTER 4-STREETS, DITCHES AND TREES,
MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (AS AMENDED),
BY ADDITION OF NEW SECTION 4.30-DRIVEWAY PERMITS.**

WHEREAS, in order to provide for the health, safety and welfare of the residents of the City of LeRoy, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have determined that traffic safety and health concerns will be enhanced by requiring persons desiring new access to a public street, alley, or other public way, or modification of an existing access to any public street, alley, or other public way, to obtain a driveway permit,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of LeRoy, McLean County, Illinois, in lawful meeting assembled as follows:

Section 1. Chapter 4, "STREETS, DITCHES AND TREES," Municipal Code of LeRoy, Illinois, 1975 (as amended), is hereby further amended by addition of new section 4.30 (Sections 4.21 thru 4.29 are hereby reserved for future use) in words and figures as follows:

4.30 - DRIVEWAY PERMIT

(a) All property owners within the City of LeRoy, McLean County, Illinois, desiring a new access to a public street, alley or other public way, or desiring to modify an existing access to any public street, alley or other public way, are hereby required to obtain a "Driveway Permit." Driveway Permits shall be on forms prepared by the city clerk and shall be issued by the Director of Public Works or the city engineer, whichever the city council shall designate from time to time. An application form for a Driveway Permit shall also be prepared by the city clerk and shall be made available to members of the public as necessary from time to time to apply for a Driveway Permit.

(b) The city representative granting the Driveway Permit shall consider the necessity of the new or modified access to the use, both current and anticipated future use, of the property to be served by the new or modified access, as well as considering the traffic patterns and uses of the public way, in determining whether or not the new access or proposed modification of the existing access is in the best interests of the public. The city representative granting the driveway permit shall also consider 1) the type of construction materials to be used; 2) safety precautions, stated by the applicant, to be utilized during the period of construction in order to protect passers by, vehicular traffic in the vicinity; and the public. The city representative granting the driveway permit shall also determine whether or not the new access or proposed modification of an existing access will be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property to be served by the new or modified access is located, and whether or not the particular physical surroundings and other pertinent conditions of the property to be served by the new or modified access indicate a particular hardship upon the owner if the application for the new or modified access is not approved as distinguished from a mere inconvenience if the new or modified access is not approved.

(c) All entrances to any private premises which require a ditch along a public right-of-way be crossed, including those for which Driveway Permits are required, shall have a corrugated, metal pipe culvert of a diameter and length as specified by the city engineer, said pipe culvert to be installed at a depth and grade as directed by the city engineer, and to be installed in accordance with any other directions or requirements of the city engineer.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by William Swindle seconded by Gary Bulta, by roll call vote, on the 15th day of February, 1993, as follows:

Aldermen elected 6
Aldermen present 5

VOTING AYE:

William Swindle, Gary Builta, Robert D. Johnson, David Spratt, Jerry Davis
(names)

VOTING NAY:

None

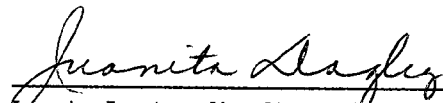
(names)

ABSENT, ABSTAIN, OTHER:

Randy Zimmerman absent


(names)

and deposited and filed in the office of the city clerk in said municipality on the 15th day of February, 1993.



Juanita Dagley, City Clerk of the City of
LeRoy, McLean County, Illinois

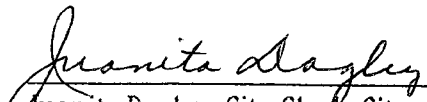
APPROVED by the Mayor of the City of LeRoy, Illinois, this 15th day of
February, 1993.



Jerry C. Davis, Mayor of the City of LeRoy,
McLean County, Illinois

ATTEST:

(SEAL)



Juanita Dagley, City Clerk, City of LeRoy,
McLean County, Illinois.

CERTIFICATE

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

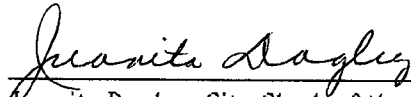
I further certify that on February 15, 1993, the corporate authorities of such municipality passed and approved Ordinance No. 482, entitled:

**AN ORDINANCE AMENDING CHAPTER 4-STREETS, DITCHES AND TREES,
MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (AS AMENDED),
BY ADDITION OF NEW SECTION 4.30-DRIVEWAY PERMITS,**

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

The pamphlet form of Ordinance No. 482, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance No. 482 was posted at the municipal building, commencing on February 15, 1993, and continuing for at least ten days thereafter. Copies of such Ordinance No. 482 were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 15th day of February, 1993.



Juanita Dagley, City Clerk of the
City of LeRoy, Illinois

STATE OF ILLINOIS)
) SS.
COUNTY OF MCLEAN)

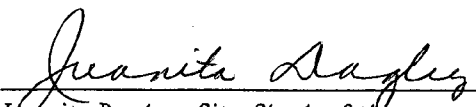
I, Juanita Dagley, do hereby certify that I am the duty qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

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

**AN ORDINANCE AMENDING CHAPTER 4-STREETS, DITCHES AND TREES,
MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (AS AMENDED),
BY ADDITION OF NEW SECTION 4.30-DRIVEWAY PERMITS.**

Said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 15th day of February, 1993, and a faithful record of said Ordinance has been made in the record books.

Dated this 15th day of February, 1993.



Juanita Dagley, City Clerk of the
City of LeRoy, Illinois

(SEAL)

CERTIFICATE

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

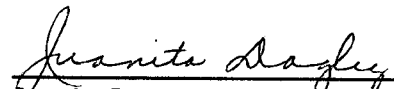
I further certify that on February 15, 1993, the corporate authorities of such municipality passed and approved Ordinance No. 482, entitled:

**ORDER APPROVING ACCEPTANCE OF BID
OF AL WIEGAND, INC., AND
EXECUTION OF CONTRACT BY APPROPRIATE CITY OFFICIALS,**

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

The pamphlet form of Ordinance No. 482, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance No. 482 was posted at the municipal building, commencing on February 15, 1993, and continuing for at least ten days thereafter. Copies of such Ordinance No. 483 were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 25th day of February, 1993.



Juanita Dagley, City Clerk of the
City of LeRoy, Illinois

STATE OF ILLINOIS)
) SS.
COUNTY OF MCLEAN)

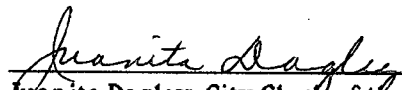
I, Juanita Dagley, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

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

**ORDER APPROVING ACCEPTANCE OF BID
OF AL WIEGAND, INC., AND
EXECUTION OF CONTRACT BY APPROPRIATE CITY OFFICIALS ,**

Said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 15th day of February, 1993, and a faithful record of said Ordinance has been made in the record books.

Dated this 15th day of February, 1993.



Juanita Dagley, City Clerk of the
City of LeRoy, Illinois

(SEAL)