

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 16-04-04-90

**AN ORDINANCE AMENDING REGULATIONS FOR
OBSTRUCTING AND ENCROACHING ON PUBLIC WAYS**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
18TH Day of April, 2016

PRESENTED: April 18, 2016

PASSED: April 18, 2016

APPROVED: April 18, 2016

RECORDED: April 18, 2016

PUBLISHED: April 18, 2016

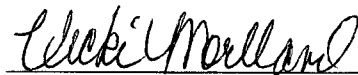
In Pamphlet Form

Voting "Aye" 7

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)



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

Dated: April 18, 2016

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

ORDINANCE NO. 16-04-04-90

**AN ORDINANCE AMENDING REGULATIONS FOR
OBSTRUCTING AND ENCROACHING ON PUBLIC WAYS**

WHEREAS, the City of Le Roy is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, and Illinois municipal corporation, deem it to be in the best interest of the City and its residents that the Obstructing and Encroaching on Public Ways ordinance amendment hereinafter set forth be approved; and

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

Section 1. Recitals. The Council hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Amendment to Section 7-1-2. Subsection E and F, entitled "Restaurant Use of Public Sidewalks," to Section 7-1-2 of the City of Le Roy Code of Ordinances, entitled "Obstructing and Encroaching on Public Ways," is hereby repealed and replaced with the following:

"E. Business Use Of Public Sidewalks. The Code Enforcement Officer or his or her designee is authorized to promulgate and enforce rules pertaining to business use of sidewalks. The Officer or his or her designee is authorized to recommend approval or denial of permits for business use of sidewalks to the City Council. The City Council, upon finding that the proposed use will not unduly interfere with the public way, may approve the requested permit. The City Council may impose any permit conditions necessary to maintain the public way. The permit will be issued by the City Clerk upon payment of an annual permit fee of \$25. Applicants may appeal any permit conditions or application denials to the City Council. Violation of the applicable rules will be grounds for revocation of permit, after reasonable notice and opportunity for hearing before the City Council."

Section 4. Conflict. All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 5. Effective Date. This Ordinance shall be in full force and effect following its passage and approval as required by law.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Glenn Reinhart, and seconded by Hilary Neal by roll call vote on the 18th day of April, 2016 as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye:

Judy Marshall, Anne Anderson, Brad Poindexter, Glenn Reinhart, Ron Legner, Hilary Neal, Greg Steffen.

Voting Nay:

None

Absent:

Dawn Hanafin


Abstain:

None

Other:

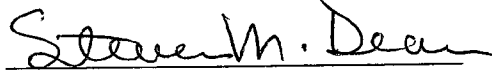
None

And deposited and filed in the office of the City Clerk in said municipality on the 18th day of April, 2016.



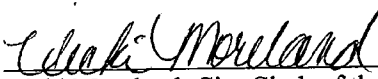
Vicki Moreland, City Clerk of the
City of LeRoy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 18th day of April, 2016



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 **April 18, 2016** the Corporate Authorities of such municipality passed and approved **Ordinance No. 16-04-04-90** entitled:


**AN ORDINANCE AMENDING REGULATIONS FOR
OBSTRUCTING AND ENCROACHING ON PUBLIC WAYS**

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

The pamphlet form of Ordinance No. **16-04-04-90**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **April 18, 2016** 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 18th day of April, 2016.

(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 AMENDING REGULATIONS FOR
OBSTRUCTING AND ENCROACHING ON PUBLIC WAYS**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 18th day of April, 2016 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 18th day of April, 2016

(SEAL)


VickMoreland
City Clerk of the City of Le Roy
McLean County, Illinois