

CITY OF LEROY
COUNTY OF MC LEAN
STATE OF ILLINOIS

ORDINANCE NO. 841

AN ORDINANCE AMENDING CHAPTER 4 STREETS, OF THE MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 4.04-1/2 LOCATION OF DITCHES, DRAINS, POLES, WIRES, ETC., IN MUNICIPAL RIGHT-OF-WAY WITHOUT CONSENT.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS 17th
DAY OF May, 1999.

PRESENTED: May 17, 1999

PASSED: May 17, 1999

APPROVED: May 17, 1999

RECORDED: May 17, 1999

PUBLISHED: May 17, 1999


In Pamphlet Form

Voting "Aye" 6

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: May 17, 1999.

ORDINANCE NO. 841

AN ORDINANCE AMENDING CHAPTER 4 STREETS, OF THE MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 4.04-1/2 LOCATION OF DITCHES, DRAINS, POLES, WIRES, ETC., IN MUNICIPAL RIGHT-OF-WAY WITHOUT CONSENT.

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, hereinafter referred to as "CITY", have determined that it is in the best interest of the CITY and of its residents that Chapter 4 STREETS, of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), be hereby amended to provide for the regulation of the placement of ditches, drains, poles, wires, and other equipment and appurtenances under or along any street or highway in the CITY without the written consent of the appropriate officer on behalf of the CITY; and

WHEREAS, the corporate authorities of municipalities in the State of Illinois may regulate the use of streets and other municipal property within the limits of their municipality, as provided in accordance with 65 ILCS 5/11-80-2 (as amended),

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

Section 1. Chapter 4 STREETS, Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), is hereby amended by addition of new Section 4.04-1/2, in words and figures as follows:

4.04-1/2 LOCATION OF DITCHES, DRAINS, POLES, WIRES, ETC., IN MUNICIPAL RIGHT-OF-WAY WITHOUT PERMISSION. No ditches, drains, track, rails, poles, wires, pipeline or other equipment of any public utility company, municipal corporation, or other public or private corporation, association, or person shall be located, placed or constructed upon, under or along any highway or street in the City of LeRoy without first obtaining the written consent of the Superintendent of Streets for the City of LeRoy, or other appropriate official designated from time to time by the Mayor and City Council.

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
Ron Litherland, seconded by Dick Oliver

_____ by roll call vote on the 17th day of May, 1999, as follows:

Aldermen elected 6 Aldermen present 6

VOTING AYE:

Ryan Miles, Dawn Thompson, Dave McClelland, Dick Oliver, Steve Dean, Ron Litherland
(full names)

VOTING NAY:

none
(full names)

ABSENT:

none
(full names)

ABSTAIN:

none
(full names)

OTHER:

none
(full names)

and deposited and filed in the office of the acting City Clerk in said municipality on the 17th day of
May, 1999.

X Sue Marcum
Sue Marcum, City Clerk of the City of LeRoy,
McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 17th day of
May, 1999.

X Robert Rice
Robert Rice, Mayor of the City of LeRoy,
McLean County, Illinois

ATTEST: (SEAL)

X Sue Marcum
Sue Marcum, City Clerk, City of LeRoy,
McLean County, Illinois

CERTIFICATE

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on May 17, 1999, the Corporate Authorities of such municipality passed and approved Ordinance No. 841, entitled:

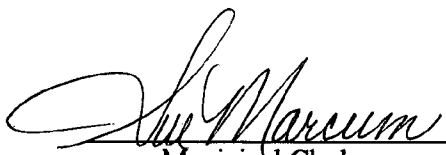
AN ORDINANCE AMENDING CHAPTER 4 STREETS, OF THE MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 4.04-1/2 LOCATION OF DITCHES, DRAINS, POLES, WIRES, ETC., IN MUNICIPAL RIGHT-OF-WAY WITHOUT CONSENT,

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

The pamphlet form of Ordinance No. 841, 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 17, 1999, 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 LeRoy, Illinois, this 17th day of May, 1999

(SEAL)


Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF McLEAN)

I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such acting 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, OF THE MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (as amended), BY ADDITION OF NEW SECTION 4.04-1/2 LOCATION OF DITCHES, DRAINS, POLES, WIRES, ETC., IN MUNICIPAL RIGHT-OF-WAY WITHOUT CONSENT.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 17th day of May, 1999, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 17th day of May, 1999.

X *Sue Marcum*
City Clerk

(SEAL)