

GENERAL PROVISIONS

Title 1

GENERAL PROVISIONS

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Chapter 1.01

CODE ADOPTION¹

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1.01.010 Adoption.

This code, consisting of Titles 1 through 18, inclusive, is adopted and enacted as the "Municipal Code," city of St. Charles, Illinois, and shall be treated and considered as a new and original comprehensive code, which shall supersede all other general and permanent ordinances passed by the City Council on or before January 2, 1979, except such as by reference thereto are expressly saved from repeal or continued in force and effect for any purpose. (Ord. 1980-M-6 § 1.)

1.01.020 Repeal - Previous provisions - Generally.

All provisions of such code shall be in full force and effect from and after January 22, 1980, and all ordinances of general and permanent nature of the city of St. Charles enacted on or before January 1, 1979, and not in such code or recognized and continued in force by reference therein are repealed from and after the effective date of such code, except as provided in this chapter. (Ord. 1980-M-6 § 2.)

1.01.030 Repeal - Previous provisions - Exemptions.

The repeal provided for in Section 1.01.020 shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of such code; not shall such repeal affect any of the following:

- A. Any ordinance or resolution promising or guaranteeing the payment of money for the city, or authorizing the issuance of any bonds of the city or any contract or obligation assumed by the city;
- B. Any administrative ordinances or resolutions of the City Council not in conflict or inconsistent with the provisions of such code;
- C. Any right or franchise granted by any ordinances of the city;
- D. Any ordinance dedicating, naming, establishing, locating, relocating, opening, paving, widening, vacating, etc., any street or public way in the city;
- E. Any budget or appropriation ordinances;
- F. Any ordinances levying or imposing taxes;
- G. Any zoning ordinance or any amendment thereto;
- H. Any ordinance establishing or prescribing grades in the city;
- I. Any ordinance providing for local improvements and making assessments therefor;

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- J. Any subdivision ordinance or amendment thereto;
 - K. Any ordinance extending or contracting the boundaries of the city;
 - L. Any building ordinance and amendments thereto;
 - M. Any electrical ordinances, and any amendments thereto;
 - N. Any plumbing ordinance and any amendments thereto;
 - O. Any ordinance establishing the boundaries of any wards in the city;
 - P. Any ordinance regulating or restricting traffic or parking on particular streets or in particular places;
 - Q. Such repeal shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance which is repealed by the ordinance codified in this chapter.
- (Ord. 1980-M-6 § 3.)

1.01.040 Repeal - Conflicting provisions.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed. (Ord. 1980-M-6 § 9.)

1.01.050 Copies - Filing - Updating - Public inspection.

A copy of such code shall be kept on file in the office of the city clerk, preserved in loose-leaf form. It shall be the express duty of the city clerk or someone authorized by him to insert in their designated places all amendments or ordinances which indicated the intention of the city council to make the same a part of such code when the same have been printed or reprinted in page form, and to extract from such code all provisions which may from time to time be repealed by the city council. This copy of such code shall be available for all persons desiring to examine the same and shall be considered the official code of ordinances of St. Charles, Illinois. (Ord. 1980-M-6 § 5.)

1.01.060 Additions and amendments.

Any and all additions or amendments to such code, when passed in such form as to indicate the intention of the city council to make the same a part thereof shall be deemed to be incorporated in such code so that reference to the "St. Charles Municipal Code" shall be understood and intended to include such additions and amendments. (Ord. 1980-M-5 § 4.)

1.01.070 Publication.

This chapter shall be in full force and effect from and after its passage, approval and publication according to law. Publication in book or pamphlet form is authorized. (Ord. 1980-M-6 § 10.)

1.01.080 Constitutionality.

If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code. The council declares that it would have passed this code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional, and if for any reason this code should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect. (Ord. 1980-M-6 § 11.)

1.01.090 Violation - Penalty.

Whenever in said code, or in any ordinance of the city, any act is prohibited or is made or declared to be unlawful or a misdemeanor, or whenever in such code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful or a misdemeanor, where no specific penalty is provided therefor, the

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violation of any such provision of this code or any ordinance shall be punished by a fine of not more than five hundred dollars. Each day any violation of any provision of this code or of any ordinance shall continue shall constitute a separate offense. (Ord. 1980-M-6 § 6.)

1.01.100 Violation - Application of general penalty.

In case of the amendment of any section of such code for which a penalty is not provided, the general penalty as provided in Chapter 1.08 of such code shall apply to the section as amended, or in case such amendment contains provisions for which a penalty other than the general penalty is provided in another section in the same chapter, the penalty so provided in such other section shall be held to relate to the section so amended, unless such penalty is specifically repealed therein. (Ord. 1980-M-6 § 7.)

1.01.110 Violation - Unauthorized revisions of code.

It is unlawful for any person, firm or corporation in the city to change or amend by additions or deletions any part or portion of such code, or to insert or delete pages or portions thereof, or to alter or temper with such code in any manner whatsoever which will cause the law of the city of St. Charles to be misrepresented thereby. Any person, firm or corporation violating this section shall be punished as provided in Section 1.01.080 and Chapter 1.08. (Ord. 1980-M-6 § 8.)

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Chapter 1.04

GENERAL PROVISIONS

Sections:

1.04.010	Definitions.
1.04.020	Distinction between wholesaler and retailer.
1.04.030	Title of office.
1.04.040	Officers and employees - References - Liability for fines and penalties.
1.04.050	Interpretation of language.
1.04.060	Grammatical interpretation.
1.04.070	Acts by agents.
1.04.080	Prohibited acts include causing and permitting.
1.04.090	Computation of time.
1.04.100	Construction.
1.04.110	Intent.
1.04.120	Reference to code.
1.04.130	Recording amendments.
1.04.140	Repeal shall not revive any ordinances.

1.04.010 Definitions.

The following words and phrases, whenever used in the ordinances of the city of St. Charles, Kane and DuPage Counties, Illinois, shall be construed as defined in this section unless from the context a different meaning is intended or unless a different meaning is specifically defined and, more particularly, directed to the use of such words or phrases:

- A. "City" and "town" each mean the city of St. Charles, Kane and DuPage Counties, Illinois, or the area within the territorial limits of the city of St. Charles, Kane and DuPage Counties, Illinois, and such territory outside of the city over which the city has jurisdiction or control by virtue of any constitutional or statutory provision.
- B. "Council" means the city council of the city of St. Charles. "All its members" or "all councilmen" means the total number of councilmen holding office.
- C. "Law" denotes applicable federal law, the Constitution and statutes of the state of Illinois, the ordinances of the city of St. Charles and, when appropriate, any and all rules and regulations which may be promulgated thereunder.
- D. "May" is permissive.
- E. "Month" means a calendar month.
- F. "Must" and "shall" are each mandatory.
- G. "Oath" includes an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "Swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."
- H. "Owner" applied to a building or land includes any part owner, joint owner, tenant in common, joint tenant, tenant by the entirety, of the whole or a part of such building or land.
- I. "Person" includes a natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trustee, land trustee or the beneficiary of said land trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them.
- J. "Personal property" includes money, goods, chattels, things in action, evidences of debt, and every species of property except real property as herein described.

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- K. "Property" includes real and personal property.
- L. "Real property" includes lands, tenements and hereditaments.
- M. "Sidewalk" means that portion of a street between the curblin and the adjacent property line intended for the use of pedestrians.
- N. "State" means the state of Illinois.
- O. "Street" includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs, or other public ways in this city which have been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state.
- P. "Tenant" and "occupant," applied to a building or land, include any person who occupies the whole or a part of such building or land, whether alone or with others.
- Q. "Written" includes printed, typewritten, mimeographed, multigraphed, or otherwise reproduced in permanent visible form.
- R. "Year" means a calendar year.
(Added during 1979 codification.)

1.04.020 Distinction between wholesaler and retailer.

In all cases where the words "wholesaler" or "wholesale dealer" are used in this code, unless otherwise specifically defined, they shall be understood to relate to the sale of goods, merchandise, articles or things in quantity to persons who purchase for the purpose of resale, as distinguished from a retail dealer who sells in smaller quantities direct to the consumer. (Prior code § 29.103.)

1.04.030 Title of office.

Use of the title of any officer, employee, department, board or commission means that officer, employee, department, board or commission of the city. (Added during 1979 codification.)

1.04.040 officers and employees - References - Liability for fines and penalties.

- A. Whenever reference is made in this code to a city officer or employee by title only, this shall be construed as though followed by the words "of the city of St. Charles," and shall be taken to mean the officer or employee of this city having the title mentioned or performing the duties indicated.
- B. No provision of this code designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided in this code for a failure to perform such duty unless the intention of the city council to impose such a fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty.

(Prior code § 29.105.)

1.04.050 Interpretation of language.

All words and phrases shall be construed according to the common and approved usage of the language, but technical words and phrases and such other as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning. (Added during 1979 codification.)

1.04.060 Grammatical interpretation.

The following grammatical rules shall apply in the ordinances of the city unless it is apparent from the context that a different construction is intended:

- A. Gender. Each gender includes the masculine, feminine and neuter genders.

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- B. Singular and Plural. The singular number includes the plural and the plural includes the singular.
 - C. Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable.
- (Added during 1979 codification.)

1.04.070 Acts by agents.

When an act is required by an ordinance, the same being such that it may be done as well by an agent as by the principal, such requirement shall be construed to include all such acts performed by an authorized agent. (Added during 1979 codification.)

1.04.080 Prohibited acts include causing and permitting.

Whenever in the ordinances of the city any act or omission is made unlawful, it shall include causing, allowing, permitting, aiding, abetting, suffering, or concealing the fact of such act or omission. (Added during 1979 codification.)

1.04.090 Computation of time.

Except when otherwise provided, the time within an act is required to be done shall be computed by excluding the first day and including the last day, unless the last day is Sunday or a holiday, in which case it shall also be excluded. (Added during 1979 codification.)

1.04.100 Construction.

The provision of the ordinances of the city and all proceedings under them are to be construed with a view to effect their objects and to promote justice. (Added during 1979 codification.)

1.04.110 Intent.

All general provisions, terms, phrases, and expressions contained in this code shall be liberally construed in order that the true intent of the mayor and city council may be fully carried out. (Prior code § 29.106.)

1.04.120 Reference to code.

Any addition or amendments to this code, when passed in such form as to indicate the intention of the mayor and city council to make the same a part of this code shall be deemed to be incorporated in this code so that a reference to the municipal code of St. Charles shall be understood to include them. (Prior code § 29.201.)

1.04.130 Recording amendments.

It shall be the duty of the city clerk to keep at least one copy of the municipal code of St. Charles which he shall mark in the following manner: Whenever any ordinance which amends or makes an addition to the code is passed and approved, he shall note on the margin of the section or sections amended that such amendment has been made, with a reference to the amendment, hereinafter described where the amendment may be found, and in the case of an addition, he shall mark in the appropriate place a notation that such addition has been made, with a similar reference to the aforementioned amendment book. (Prior code § 29.203.)

1.04.140 Repeal shall not revive any ordinances.

The repeal of an ordinance shall not repeal the repealing clause of an ordinance or revive any ordinance which has been repealed thereby. (Added during 1979 codification.)

Chapter 1.08

GENERAL PENALTY²

Sections:

- 1.08.010 Penalty - Generally.
- 1.08.020 Penalty - Amending ordinances.

1.08.010 Penalty - Generally.

- A. In all cases where the same offense is made punishable or is created by different clauses or sections of this code, the prosecuting officer may elect under which to proceed; but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.
- B. Whenever in this code a minimum but not maximum fine or penalty is imposed, the court may in its discretion fine the offender any sum exceeding the minimum fine or penalty but not exceeding five hundred dollars.
- C. Whenever in this code the doing of any act or the omission to do any act constitutes a breach of any section or provision of this code, and there shall be no fine or penalty declared for such breach, any person who shall be convicted of any such breach shall be fined not less than five dollars nor more than one hundred dollars for each offense.

(Prior code § 28.104.)

1.08.020 Penalty - Amending ordinances.

In case of amendment of any section of this code containing the provisions for which a penalty is provided in another section, the penalty so provided in such other section shall be held to relate to the amended section or the amending section, whether reenacted in the amendatory ordinance or not, unless such penalty is specifically repealed therein. (Prior code § 29.202.)

Chapter 1.12

CORPORATE SEAL³

Sections:

1.12.010 Established.

1.12.010 Established.

The corporate seal of the city shall be as follows: the seal heretofore provided and used by and for the city, the impression on which is a representation of a figure in the center with a white robe thrown across the left shoulder; in the left hand an evenly balanced scale, in the extended right hand a short sword, with the inscription "City of St. Charles, Incorporated October 17, 1874" around the outer edge of said seal; said seal is established to be the seal of the city. (Prior code § 10.701.)

Chapter 1.16

CITY DATUM

Sections:

1.16.010 Datum plane and bench marks established.

1.16.010 Datum plane and bench marks established.

- A. There is fixed and established a base or datum plane in and for the city for determining, measuring and fixing elevations and grades in the city which base or datum plane shall be known under the name and title of "Saint Charles city datum." The St. Charles city datum shall and does coincide with the base or datum plane lying and being seven hundred thirty-three and two-tenths feet below St. Charles bench mark number 1, described in subdivision 1 of subsection B of this section.
- B. For the purpose of facilitating grade and elevation measurements in the city and for the purpose of determining the location of the St. Charles city datum, bench marks are established, fixed and located in the city. Each bench mark is the top of a copper rod leaded vertically within and near the top of a hollow cast iron pipe six inches in internal diameter and five feet in length. The cast iron pipe is imbedded vertically in the ground at the places mentioned in subdivisions 1 and 2 of this subsection and is set in and filled below the leading with cement concrete. The top of each cast iron pipe is closed by a cast iron cap and screw plug, upon the removal of which access is afforded to said bench marks, being the top of the copper rod therein; the bench marks established in the city shall be known and located as follows:
 - 1. St. Charles bench mark number 1 is located on the east side of Fox River in the city, one foot north of the north line of East Main Street and one hundred feet east of the east line of Fourth Avenue.
 - 2. St. Charles bench mark number 2 is located on the west side of Fox River in the city, one foot north of the north line of West Main Street and one hundred feet west of the west line of Fourth Street.

(Prior code § 10.703.)

Chapter 1.20

CITY JAIL

Sections:

1.20.010	Established.
1.20.020	Keeper.
1.20.030	Prisoners.
1.20.040	Escape prohibited.
1.20.050	Communication with prisoners.
1.20.060	Violation - Penalty.

1.20.010 Established.

The place in the city heretofore established and used as the jail, or any other place which may be hereafter used for that purpose is declared to be the city jail. (Prior code § 10.601.)

1.20.020 Keeper.

The chief of police shall be the keeper of the keeper of the jail and shall have custody over all persons confined therein and of all property pertaining thereto. (Prior code § 10.602.)

1.20.030 Prisoners.

The jail shall be used for the incarceration of all persons arrested for violating any laws of the state, the United States, or for violating any city ordinance, until such person shall be lawfully brought before a judge for a hearing, or until such person shall be lawfully transferred to some other place of incarceration or otherwise lawfully released. (Ord. 1978-M-29 § 1; prior code § 10.603.)

1.20.040 Escape prohibited.

It is unlawful for any person to escape or attempt to escape or to assist any prisoner to escape or attempt to escape from jail. (Prior code § 10.604.)

1.20.050 Communication with prisoners.

It is unlawful for any person, other than employees of the St. Charles Police Department, to communicate with any prisoner held in the jail without the permission of the Chief of Police or the police officer in charge. (Ord. 2005-M-22 § 1; Prior code § 10.605.)

1.20.060 Violation - Penalty.

Any person, firm or corporation violating any provision of this chapter shall be fined not less than twenty-five (\$25.00) dollars nor more than seven hundred fifty (\$750.00) dollars for each offense. (Ord. 2005-M-22 § 2; Prior code § 10.606.)

Chapter 1.24

SURETY BONDS⁴

Sections:

1.24.010 Requirements generally.

1.24.010 Requirements generally.

- A. Whenever a surety bond to indemnify the city is required as a prerequisite to exercising the duties of any position or office, or to the issuance of a license or permit or for the exercise of any special privilege, the surety on such bond shall be a corporation licensed and authorized to do business in this state as a surety company, in the absence of specific provision to the contrary by ordinance.
- B. Whenever in its opinion additional sureties or an additional surety may be needed on any bond to indemnify the city against loss or liability because of the insolvency of the existing surety or sureties or for any other reason, the mayor and city council may order a new surety or sureties to be secured for such bond. If such new surety or sureties are not procured within ten days from the time such order is transmitted to the principal on the bond, or his assignee, the mayor and city council shall declare the bond to be void, and thereupon such principal or assignee shall be deemed to have surrendered the privilege or position as condition to which the bond was required.

(Prior code § 10.707.)

Chapter 1.28

WARDS⁵

Sections:

- 1.28.010 Generally.
- 1.28.020 First ward - Established.
- 1.28.030 Second ward - Established.
- 1.28.040 Third ward - Established.
- 1.28.050 Fourth ward - Established.
- 1.28.060 Fifth ward - Established.
- 1.28.070 (Deleted)
- 1.28.080 (Deleted)

1.28.010 Generally.

The aldermanic wards for the City are redistricted as set out in this chapter and as shown in the attached map. (Ord. 2002-M-7 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 1.)

1.28.020 First Ward - Established.

The first ward is all that portion of the City lying within and easterly and southerly of a line commencing at the intersection of the southerly corporate limits of the City and the westerly right of way line of Kautz Road; thence proceeding northerly along the westerly right of way of Kautz Road and the westerly right of way of Kautz Road extended to the centerline of East Main Street (Illinois Route 64); thence westerly along the centerline of East Main Street to the centerline of Seventh Avenue; thence southerly along the centerline of Seventh Avenue to the centerline of Madison Avenue; thence easterly along the centerline of Madison Avenue to the centerline of Banbury Avenue; thence southerly and easterly along the centerline of Banbury Avenue to the centerline of Independence Avenue; thence southerly and easterly along the centerline of Independence Avenue to the centerline of South Tyler Road; thence southerly along the centerline of South Tyler Road to the centerline of Ronzheimer Avenue; thence westerly along the centerline of Ronzheimer Avenue to the centerline of Mildred Avenue; thence southerly along the centerline of Mildred Avenue to the centerline of Jewel Avenue; thence westerly along the centerline of Jewel Avenue to the centerline of South 13th Avenue; thence northerly along the centerline of South 13th Avenue to the centerline of Ronzheimer Avenue; thence westerly along the centerline of Ronzheimer Avenue to the centerline of 7th Avenue; thence southerly along the centerline of 7th Avenue to the southerly corporate limits of the City. (Ord. 2002-M-7 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 2(part).)

1.28.030 Second Ward - Established.

The second ward is all that portion of the City lying within and easterly of a line commencing at the intersection of the southerly corporate limits of the City and the westerly right of way line of Kautz Road; thence proceeding northerly along the westerly right of way of Kautz Road and the westerly right of way of Kautz Road extended to the centerline of East Main Street (Illinois Route 64); thence westerly along the centerline of East Main Street to the centerline of 13th Avenue; thence northerly along the centerline of 13th Avenue to the centerline of Wing Avenue; thence easterly and northerly along the centerline of Wing Avenue to the centerline of Persimmon Drive; thence westerly and northerly along the centerline of Persimmon Drive to the centerline of Fairway Court, extended; thence easterly and northerly along the centerline of Persimmon Drive to the centerline of Hampton Course, thence easterly along the centerline of Hampton Course to the northerly line extended of Lot 8 of Persimmon Woods; thence easterly along the northerly lot line extended, the northerly lot line, and the northerly lot line extended of said Lot 8, to a point on Line "A" (Line "A" being a line extended due north from a

point located at the northernmost point on the right of way of Tyler Road); thence southerly along Line "A" to the northerly line of Section 26N; thence easterly along the northerly line of Section 26N and the northerly line of Section 25N to the centerline of Kirk Road; thence northerly along the centerline of Kirk Road to the southerly line extended of Lot 191 in the Royal Fox; thence westerly along the southerly line extended and the southerly line of said Lot 191, the southerly line of Royal St. Georges Court, the southerly line of Lots 8, 7, and 6 in Royal St. James, the southerly line of Lots 196, 197, 198 and 199 in The Royal Fox, and the southerly line of said Lot 199 extended, to the centerline of Dunham Road; thence northerly along the centerline of Dunham Road to the northerly corporate limits of the City. (Ord. 2002-M-7 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 2(part).)

1.28.040 Third Ward - Established.

The third ward is all that portion of the City lying westerly and northerly of a line commencing at the intersection of the westerly corporate limits and the centerline of Campton Hills Road; thence easterly along the centerline of Campton Hills Road to the centerline of West Main Street (Illinois State Route 64); thence easterly along the centerline of West Main Street to the centerline of Randall Road; thence southerly along the centerline of Randall Road to the centerline of Oak Street; thence easterly along the centerline of Oak Street to the centerline of 19th Street; thence southerly along the centerline of 19th Street to the centerline of Howard Street; thence easterly along the centerline of Howard Street to the centerline of 15th Street; thence northerly along the centerline of 15th Street to the centerline of Oak Street; thence easterly along the centerline of Oak Street to the centerline of 7th Street; thence northerly along the centerline of 7th Street to the centerline of West Main Street; thence east along the centerline of West Main Street to the center thread of the Fox River; thence northerly along the center thread of the Fox River to a point which is due east of the northernmost corporate limits of the City. (Ord. 2002-M-7 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 2 (part).)

1.28.050 Fourth Ward - Established.

The fourth ward is all that portion of the City lying within a line commencing on the center thread of the Fox River at a point which is due east of the northernmost corporate limits of the City, thence southerly along the center thread of the Fox River to the centerline of Main Street (Illinois State Route 64); thence westerly along the centerline of West Main Street to the centerline of 2nd Street (Illinois State Route 31); thence southerly along the centerline of 2nd Street to the centerline of Prairie Street; thence westerly along the centerline of Prairie Street to the centerline of 2nd Street (south of Prairie Street); thence southerly along the centerline of 2nd Street to the centerline of Horne Street; thence easterly along the centerline of Horne Street to the centerline of Ash Street; thence southerly along the centerline of Ash Street and the centerline of Ash Street extended to the southerly corporate limits of the City, being Gray Street and Gray Street extended; thence easterly along the southerly corporate limits of the City across the Fox River, continuing easterly along the southerly corporate limits of the City, being Division Street and Division Street extended, to the centerline of 7th Avenue; thence northerly along the centerline of 7th Avenue to the centerline of Ronzheimer Avenue; thence easterly along the centerline of Ronzheimer Avenue to the centerline of 13th Avenue; thence southerly along the centerline of 13th Avenue to the centerline of Jewel Avenue; thence easterly along the centerline of Jewel Avenue to the centerline of Mildred Avenue; thence northerly along the centerline of Mildred Avenue to the centerline of Ronzheimer Avenue; thence easterly along the centerline of Ronzheimer Avenue to the centerline of South Tyler Road; thence northerly along the centerline of South Tyler Road to the centerline of Independence Avenue; thence westerly and northerly along the centerline of Independence Avenue to the centerline of Banbury Avenue; thence westerly and northerly along the centerline of Banbury Avenue to the centerline of Madison Avenue; thence westerly along the centerline of Madison Avenue to the centerline of 7th Avenue; thence northerly along the centerline of 7th Avenue to the centerline of East Main Street (Illinois State Route 64); thence easterly along the centerline of East Main Street to the extended centerline of 13th Avenue north of East Main Street; thence northerly along the centerline of 13th Avenue to the centerline of Wing Avenue; thence easterly and northerly along the centerline of

WARDS

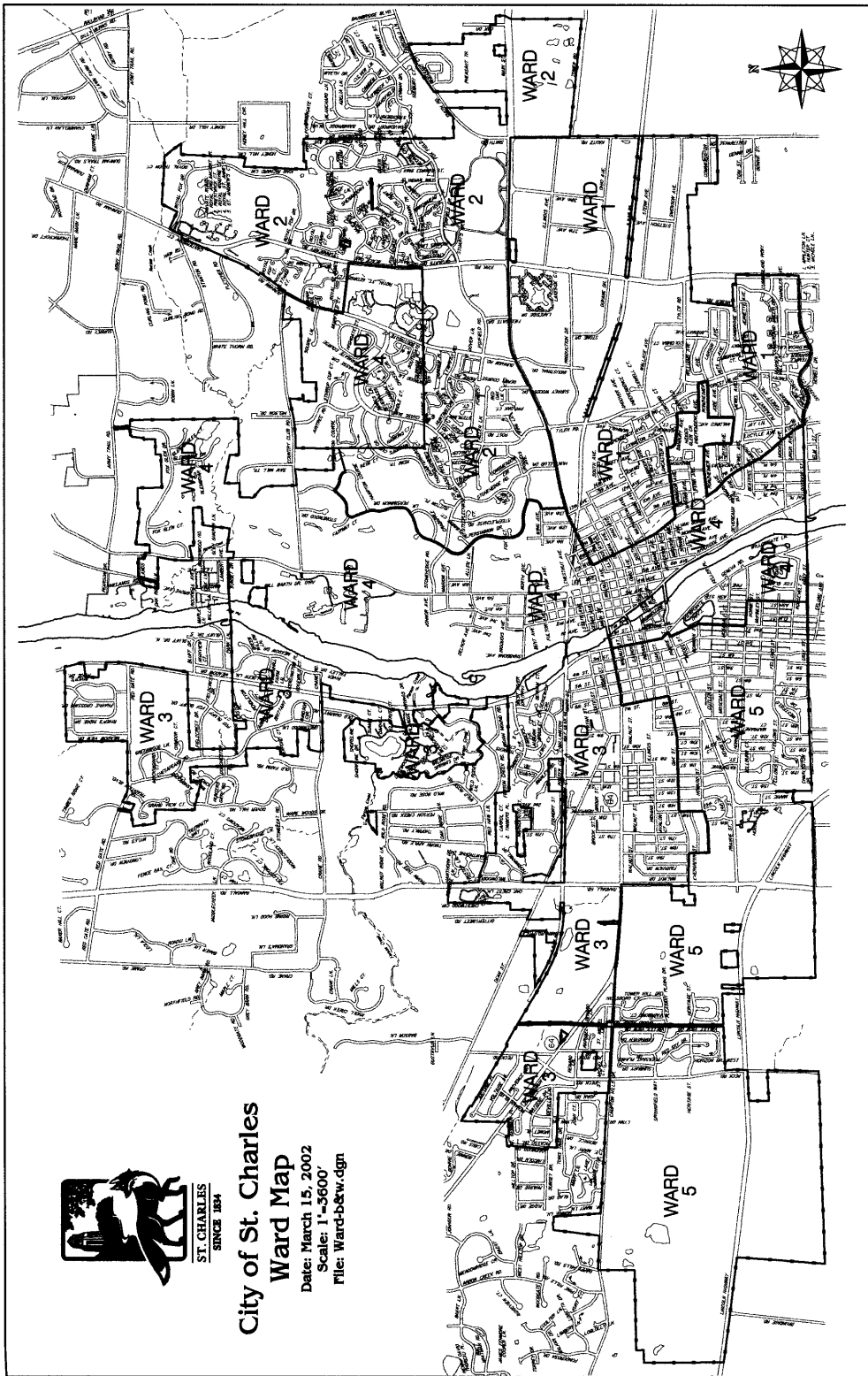
Wing Avenue to the centerline of Persimmon Drive; thence westerly and northerly along the centerline of Persimmon Drive to the centerline of Fairway Court, extended; thence easterly and northerly along the centerline of Persimmon Drive to the centerline of Hampton Course, thence easterly along the centerline of Hampton Course to the northerly line extended of Lot 8 of Persimmon Woods; thence easterly along the northerly lot line extended, the northerly lot line, and the northerly lot line extended of said Lot 8, to a point on Line "A" (Line "A" being a line extended due north from a point located at the northernmost point on the right of way of Tyler Road); thence southerly along Line "A" to the northerly line of Section 26N; thence easterly along the northerly line of Section 26N and the northerly line of Section 25N to the centerline of Kirk Road; thence northerly along the centerline of Kirk Road to the southerly line extended of Lot 191 in the Royal Fox; thence westerly along the southerly line extended and the southerly line of said Lot 191, the southerly line of Royal St. Georges Court, the southerly line of Lots 8, 7, and 6 in Royal St. James, the southerly line of Lots 196, 197, 198 and 199 in The Royal Fox, and the southerly line of said Lot 199 extended, to the centerline of Dunham Road; thence northerly along the centerline of Dunham Road to the northerly corporate limits of the City. (Ord. 2002-M-7 § 1; Ord. 1996-M-45 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 2(part).)

1.28.060 Fifth Ward - Established.

The fifth ward is all that portion of the City lying southerly of a line commencing at the intersection of the westernmost corporate limits of the City and the centerline of Campton Hills Road; thence easterly along the centerline of Campton Hills Road to the centerline of West Main Street (Illinois State Route 64); thence easterly along the centerline of West Main Street to the centerline of Randall Road; thence southerly along the centerline of Randall Road to the centerline of Oak Street; thence easterly along the centerline of Oak Street to the centerline of 19th Street; thence southerly along the centerline of 19th Street to the centerline of Howard Street; thence easterly along the centerline of Howard Street to the centerline of 15th Street; thence northerly along the centerline of 15th Street to the centerline of Oak Street; thence easterly along the centerline of Oak Street to the centerline of 7th Street; thence northerly along the centerline of 7th Street to the centerline of West Main Street; thence east along the centerline of West Main Street to the centerline of 2nd Street (Illinois State Route 31); thence southerly along the centerline of 2nd Street to the centerline of Prairie Street; thence westerly along the centerline of Prairie Street to the centerline of 2nd Street (south of Prairie Street); thence southerly along the centerline of 2nd Street to the centerline of Horne Street; thence easterly along the centerline of Horne Street to the centerline of Ash Street; thence southerly along the centerline of Ash Street and the centerline of Ash Street extended to the southerly corporate limits of the City. (Ord. 2002-M-7 § 1; Ord. 1996-M-45 § 1; Ord. 1996-M-33 § 1; Ord. 1992-M-18 § 1; Ord. 1982-M-55 § 2(part).)

1.28.070 Sixth Ward – Established (Removed per Ord. 2001-M-36 § 1; Ord. 1992-M-18 § 1.)

1.28.080 Seventh Ward – Established (Removed per Ord. 2001-M-36 § 1; Ord. 1992-M-18 § 1.)



(Ord. 2002-M-7 § 1; Ord. 1996-M-46 § 1; Ord. 1996-M-33 § 1.)

TITLE 1 FOOTNOTES

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1. For statutory provisions authorizing cities to adopt codes for reference, see 65 ILCS 5/1-3-2; for provisions concerning the revision and publication of ordinances in book form, see 65 ILCS 5/1-2-3 et. seq.; for provisions concerning adoption of penalty clauses, see 65 ILCS 5/1-3-4. (Ord. 1996-M-53 § 1.)
2. For statutory provisions authorizing municipalities to punish violators by a fine not to exceed \$500.00, see 65 ILCS 5/1-2-1; for provisions authorizing imprisonment not to exceed six months for violations made misdemeanors, see 65 ILCS 5/1-2-1.1. (Ord. 1996-M-53 § 1.)
3. For statutory provisions authorizing a city to have a corporate seal, see 65 ILCS 5/2-2-12. (Ord. 1996-M-53 § 1.)
4. For statutory provisions on bonds for municipal officers, see 65 ILCS 5/3.1-10-30. (Ord. 1996-M-53 § 1.)
5. For statutory provisions authorizing the division of cities into wards, see 65 ILCS 5/3.1-20-15. (Ord. 1996-M-53 § 1.)