

ORDINANCE NUMBER 12 - 28

**ORDINANCE PROHIBITING THE DISCHARGE OF SANITARY
AND INDUSTRIAL WASTE
INTO ANY STORM SEWER OR DRAINAGE FACILITY
CONSTRUCTED AS PART OF THE ROUTE 72 IMPROVEMENT
WITHIN THE VILLAGE OF EAST DUNDEE**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the State of Illinois acting by and through its Department of Transportation is desirous of improving Route 72 between Rock Road and Beverly Road in the Village of East Dundee; and

WHEREAS, said project includes the installation of storm sewers and drainage facilities; and

WHEREAS, a portion of the project runs through the Village of East Dundee including the installation of storm drains and drainage facilities; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. No person, firm, corporation or other entity shall discharge any sanitary waste or industrial waste water into any storm sewer or drainage facility constructed as part of the Route 72 improvement, said limits of improvement being between Rock Road and Beverly Road, and a portion of which passes through the Village of East Dundee.

Section Two. The Village Clerk of the Village of East Dundee is authorized and directed to attach a copy of this Ordinance to the Agreement dated June 18th, 2012,

by and between the State of Illinois and the Village of East Dundee relative to the improvement.

Section Four. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Five. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Six. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Section Seven. Effective Date. Passed on the 18th day of June, 2012, according to the following roll call vote.

AYES: 4 - Trustees Gorman, Lynam, Miller & VanOstenbridge

NAYES: 0

ABSENT: 3 - Trustees Ruffalo, Skillicorn & President Bartels

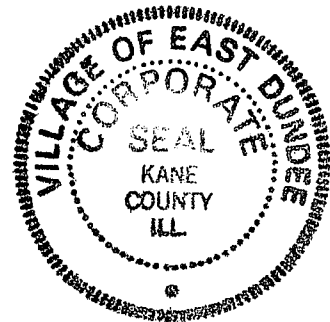
Approved by me this 18th day of June, 2012.

[Signature]
Jerald Bartels, President
Paul VanOstenbridge, President Pro Tem

Published in pamphlet form this 22nd day of June, 2012, under the authority of the President and Board of Trustees.

ATTEST:

[Signature]
Jennifer Rehberg, Village Clerk



Recorded in the Village Records on June 22nd, 2012.