

ORDINANCE 2014-037 PASSED: NOVEMBER 10, 2014

AMENDING THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS, CHAPTER 12 "NUISANCES", SECTION 12.03 "ABATEMENT OF NUISANCES".

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et. seq.*; and,

WHEREAS, the City of DeKalb currently maintains Section 12.03 of the City Code of Ordinances which pertains to the abatement of nuisances within the City of DeKalb; and,

WHEREAS, the City Council finds that certain updates to this section is required to properly promote the public health, safety, welfare and morals; and,

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. Ordinance Amended.

Subsection (d) of Section 12.03 of the City Code of Ordinances shall be amended with the addition of subsection (d)(4) as follows:

- 4) Separate from or in addition to taking independent action to abate a nuisance, the City shall be authorized to seek a Court Order or Administrative Hearing Order directing that a nuisance or other similar violation of applicable City Codes and Ordinances be abated, cleaned up or otherwise remediated, and the City shall be authorized to impose a lien for the costs associated with such remediation action.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: November 12, 2014. Effective date: November 22, 2014.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 10th day of November, 2014 and approved by me as Mayor on the same day. First reading on October 27, 2014. Second reading November 10, 2014. Passed by Omnibus roll call vote of 7-0-1 on the Consent Agenda. Aye: Jacobson, Finucane, Snow, Naylor, Baker, O'Leary, Rey. Absent: Lash.

ATTEST:


RUTH A. SCOTT, Deputy City Clerk


JOHN REY, Mayor

