

ORIGINAL

ORDINANCE NO. CO-2015-25

AN ORDINANCE AMENDING TITLE V (PUBLIC WORKS), CHAPTER 51 (WATER AND SEWER SERVICE) TO UPDATE SECTION 51.11 (WATER SUPPLY EMERGENCY) AND SECTION 51.72 (LAWN SPRINKLING) AND TO ADD A NEW SECTION 51.75 (WATER CONSERVATION PLUMBING PRODUCTS (WATERSENSE PRODUCTS)) OF THE MAYWOOD VILLAGE CODE RELATIVE TO WATER USAGE, LAWN SPRINKLING AND WATER CONSERVATION PLUMBING PRODUCT REGULATIONS

WHEREAS, the Village of Maywood (the "Village") is a home rule municipality, having all of the powers and authority granted to such municipalities pursuant to Article VII, Section 6 of the Illinois Constitution of 1970, including the right to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, on November 18, 2014, the Illinois Department of Natural Resources ("IDNR") adopted amendments to the Lake Michigan Allocation Rules and Regulations that require all units of local government that are Lake Michigan water allocation permittees to comply with the new regulations pertaining to water usage and water conservation plumbing product requirements, and further obligate the units of local government to submit revised local water regulation ordinances to the IDNR by September 30, 2015; and

WHEREAS, the amendments to the Maywood Village Code, as set forth below in this Ordinance, conform to the new IDNR regulations by adding restrictions to the Village's current lawn sprinkling regulations and requiring the use of Watersense water conservation plumbing products as specified by the IDNR; and

WHEREAS, the President and Board of Trustees of the Village of Maywood have determined that it is in the best interests of the Village to adopt the below Code amendments to the Maywood Municipal Code in order to conform with these IDNR regulations.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The above recitals are incorporated as if fully set forth in this Section 1 as material terms and provisions.

SECTION 2: Section 51.11 (Water Supply Emergency), Chapter 51 (Water and Sewer Service), Title V (Public Works) of the Maywood Village Code is amended to read in its entirety as follows:

SECTION 51.11 WATER SUPPLY EMERGENCY.

(A) The Village President is authorized and empowered from time to time as he, in his discretion, may see fit, should he find and determine that a water supply shortage exists in the Village, to meet the health, sanitary, safety, fire protection and public welfare needs of the people of the Village, to declare that a water supply emergency exists and to prohibit the drawing of water from the water supply lines of the Village or use of such water for any of the following purposes during such emergency period:

- (1) Sprinkling;
- (2) Car washing;

- (3) Air conditioning or cooling;
- (4) Commercial or industrial uses beyond requirements for sanitation or preserving health;
- (5) Any other use that is not directly connected with the preservation of health, sanitation, safety or public welfare.

(B) The Village President is further authorized during such emergency period to prohibit the burning of any combustible material in any public way or public space or upon any private property within the Village, except in an incinerator, stove or furnace installed within a building so constructed as to prevent the escape of burning material or sparks which might endanger surrounding property.

(C) Cross-Reference: See also, Section 51.72 (Lawn Sprinkling) and Section 51.75 (Water Conservation Plumbing Products).

SECTION 3: Section 51.72 (Lawn Sprinkling), Chapter 51 (Water and Sewer Service), Title V (Public Works) of the Maywood Village Code is amended to read in its entirety as follows:

SECTION 51.72 LAWN SPRINKLING.

Lawn sprinkling shall not be permitted between the hours of 9:00 a.m. and 9:00 p.m. daily during the period of May 15 to September 15. Lawn sprinkling shall not occur on consecutive days. New lawns, which are less than three (3) months old, shall be exempt from the foregoing restrictions. All new and replacement sprinkler systems shall be equipped with a WaterSense labeled irrigation controller and be in compliance with Section 2.5(g) of the Illinois Plumbing License Law [225 ILCS 320]. Cross-Reference: See also, Section 51.11 (Water Supply Emergency) and Section 51.75 (Water Conservation Plumbing Products).

SECTION 4: Chapter 51 (Water and Sewer Service), Title V (Public Works) of the Maywood Village Code is amended to add a new Section 51.75 (Water Conservation Plumbing Products (Watersense Products)), which shall read in its entirety as follows:

SECTION 51.75 WATER CONSERVATION PLUMBING PRODUCTS (WATERSENSE PRODUCTS.) All new and replacement plumbing fixtures shall be labeled "Watersense" products, as specified by the United States Environmental Protection Agency and pursuant to amendments to the Lake Michigan Allocation Rules and Regulations adopted on November 18, 2014 by the Illinois Department of Natural Resources ("IDNR"), as amended. Cross-Reference: See also, Section 51.11 (Water Supply Emergency) and Section 51.72 (Lawn Sprinkling).

SECTION 5: To the extent necessary, all table of contents, indexes, headings and internal references or cross-references to sections contained in the Maywood Village Code, as amended, that have been deleted or amended by the Code Amendments set forth above shall be amended by the Village's codifier so as to be consistent with the Code Amendments of this Ordinance.

SECTION 6: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 7: Each section, paragraph, clause and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 8: Except as to the Code amendments set forth above in this Ordinance, all Chapters and Sections of the Maywood Village Code, as amended, shall remain in full force and effect.

SECTION 9: This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

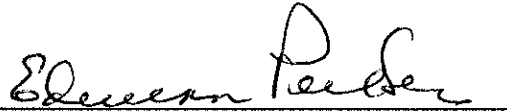
ADOPTED this 15th day of September, 2015, pursuant to a roll call vote as follows:

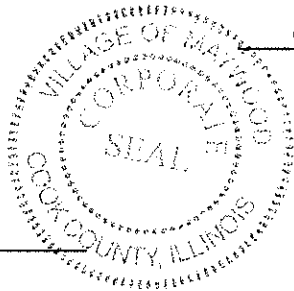
AYES: Mayor Edwenna Perkins, Trustee(s) H. Yarbrough, Sr., I Brandon,
A. Dorris, M. Rogers, M. Lightford, and R. Rivers

NAYS: None

ABSENT: None

APPROVED by me as President this 16th day of September, 2015, and attested to by the Village Clerk this same day.

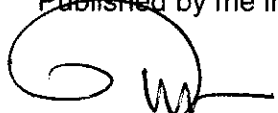

VILLAGE PRESIDENT



ATTEST:

VILLAGE CLERK

Published by me in pamphlet form this 16th day of September, 2015.


VILLAGE CLERK

STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Viola Mims, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, do hereby certify that the attached and foregoing is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

ORDINANCE NO. CO-2015-25

AN ORDINANCE AMENDING TITLE V (PUBLIC WORKS), CHAPTER 51 (WATER AND SEWER SERVICE) TO UPDATE SECTION 51.11 (WATER SUPPLY EMERGENCY) AND SECTION 51.72 (LAWN SPRINKLING) AND TO ADD A NEW SECTION 51.75 (WATER CONSERVATION PLUMBING PRODUCTS (WATERSENSE PRODUCTS)) OF THE MAYWOOD VILLAGE CODE RELATIVE TO WATER USAGE, LAWN SPRINKLING AND WATER CONSERVATION PLUMBING PRODUCT REGULATIONS

which Ordinance was passed by the Board of Trustees of the Village of Maywood at a Regular Village Board Meeting on the 15th day of September, 2015, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 16th day of September, 2015.

I further certify that the vote on the question of the passage of said Ordinance by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

AYES: Mayor Edwenna Perkins, Trustee(s) H. Yarbrough, Sr., I Brandon, A. Dorris, M. Rogers, M. Lightford, and R. Rivers

NAYS: None

ABSENT: None

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 16th day of September, 2015.




 Village Clerk