



# Maine Township Ordinance Book

Revised October, 2016

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**ORDINANCE OF THE HIGHWAY COMMISSIONER MAINE TOWNSHIP ROAD DISTRICT  
REQUIRING CONSTRUCTION PERMITS FOR WORK DONE ON OR IN TOWNSHIP ROAD DISTRICT  
RIGHTS-OF-WAY**

Whereas, the proper preservation and maintenance of Township Roads requires the careful monitoring of construction and improvement projects done directly to or which indirectly affect Township Roads; and

NOW THEREFORE, BE IT ORDAINED BY THE HIGHWAY COMMISSIONER OF THE MAINE TOWNSHIP ROAD DISTRICT, COOK COUNTY, ILLINOIS, AS FOLLOWS:

**SECTION 1. PERMIT REQUIRED**

A. No person, firm, association or corporation shall construct, alter, remove, add to, diminish or demolish any part or portion of any Township Road District road or right-of way or commence to construct, alter, remove, add to, diminish, or demolish any part of or portion of any Township Road District road or right-of-way without first having obtained a construction permit therefore, issued and signed by the Road Commissioner or his authorized representative.

B. No person, firm, association or corporation that performs construction or other work on private property which connects, touches or enters onto or off of Township Road District roads or rights-of-way shall connect, touch, or enter onto or off of any part or portion of any Township Road District road or right-of-way without first having obtained a construction permit therefor, issued and signed by the Highway Commissioner or his authorized representative.

C. Application for a permit shall be in writing on the form prescribed by the Highway Commissioner. Such application shall briefly describe the proposed work and shall contain such information, drawings, plans and specifications as may be reasonably required by the Highway Commissioner to assess such proposed work. Application shall be made by the owner or lessee or agent of either, or the architect, engineer, or builder employed in connection with the proposed work. Such application shall contain the full names and addresses of the applicant and of the owner or lessee or agent of either and if the applicant is a corporate body, of its responsible officers. Such application shall be substantially in the same form as that attached hereto as Exhibit "A" and, when signed by the Highway Commissioner, may serve as permit hereunder.

**SECTION 2. Authority to Inspect**

A. The Highway Commissioner shall have authority to inspect any work performed on or to any Township Road or right-of-way or any portion thereof.



B. If he finds, after inspection, that the work performed does not meet the construction standards applicable to Township Roads, he may order the work stopped and re-performed in accordance with such standards.

SECTION 3. Permit Fees

There shall be no fee for permits required by this Ordinance.

Section 4. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby, repealed.

Section 5. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 6. This Ordinance shall be in full force and effect upon its passage and publication as provided by the law.

Passed this 11<sup>th</sup> day of December 1984.

## **AMENDMENT TO ORDINANCE 84-1**

SECTION 4. INSURANCE: Before a permit is issued, the applicant shall deposit with the Highway Commissioner a Certificate of Insurance naming the Township as an additional insured providing comprehensive general liability insurance for all risks with a single limit liability per person and per occurrence of not less than \$3,000,000. The insurance company providing the coverage shall have an "A" rating in the Best Rating Guide and shall be authorized to transact business under the laws of the State of Illinois. The insurance shall remain in effect during the entire period of the construction for which the permit is to be issued and it shall provide for "occurrence" and not "claims made" coverage.

SECTION 5. PERFORMANCE BOND: Before a permit is issued, the applicant shall deposit with the Highway Commissioner a bond in the amount of One Hundred Twenty-five (125%) percent of the estimated cost of construction or restoration of the Township public improvement which is part of the construction for which the permit is to be issued. The required bond shall be posted either in case of through surety in the form of a letter of credit of surety bond issued by a company reasonably acceptable to the Highway Commissioner. Upon approval by the Highway Commissioner of the installation and/or restoration of the public improvement, the bond shall be released to the applicant.

Adopted this 1<sup>st</sup> day of April, 1998.

## **SECOND AMENDMENT TO ORDINANCE 84-1**

Ordinance 84-1 heretofore adopted on December 11, 1984, and as amended on April 1, 1998, is hereby amended again as follows:

SECTION 3. Permit Fees. One Hundred and no/100 Dollars (\$100.00) shall be assessed for each permit issued that requires plan review, Fifty and no/100 Dollars (\$50.00) shall be assessed for any permit application that does not require plan review and Twenty-Five and no/100 Dollars (\$25.00) shall be assessed where only a waiver letter is required.

SECTION 4-1. Certificate of Insurance. Before a permit is issued, the Highway Commissioner shall require the applicant to deposit with it a Certificate of Insurance either naming the Township as an additional insured providing comprehensive general liability insurance for all risks with single limit liability per person and per occurrence of not less than Three Million and no/100 Dollars (\$3,000,000) or naming the Township as a party entitled to thirty (30) days advance written notice before cancellation of the insurance coverage. The insurance company providing the coverage shall have an "A" rating in the Best Rating Guide and shall be authorized to transact business under the laws of the State of Illinois. The insurance shall remain in effect during the entire period for the construction for which the permit is to be issued and it shall provide for "occurrence" and not "claims made" coverage.

SECTION 5. Bond. The Highway Commissioner may, in his discretion, determine whether a Performance Bond, License Bond, Permit Bond, or Cash Bond ("Bond") is required to be posted a condition of the issuance of the Permit. If a Cash Bond is required by the Highway Commissioner, then the applicant shall deposit a cashier's or certified check payable to the Highway Commissioner in an amount equal to One Hundred Twenty Five percent (125%) of the estimated cost of the construction or restoration of the Township public improvement which is part of the construction for which the permit is to be issued. The amount of the bond shall be determined by the Highway Commissioner. The required bond shall be posted with surety in the form of a letter of credit or surety bond issued by a company reasonable acceptable to the Highway Commissioner. Upon approval by the Highway Commissioner of the installation and/or restoration of the public improvement, the bond in whatever form posted shall be released to the applicant.

SECTION 8. Fine for Violation of the Ordinance. A violation of this ordinance shall be subject to a fine of not less than One Hundred and no/100 Dollars (\$100.00) nor more than Five Hundred and no/500 Dollars (\$500.00) for each offense. Every day that a violation continues shall constitute a separate offense. The owner of the property and the contractor doing the work shall be jointly and severally liable for payment of any fine imposed for violation of this ordinance.

SECTION 9. Stop Work Order. The Highway Commissioner shall be authorized to issue a Stop Work Order in the event of a violation of this Ordinance. The Stop Work Order shall remain

in force and effect until such time as the Contractor and Owner shall secure the necessary permit and shall have paid any fine imposed by reason of the violation.

Passed this 26<sup>th</sup> day of June, 2007.

**ORDINANCE 84-2**

**AN ORDINANCE REGULATING PARKING ON ROADS UNDER THE JURISDICTION OF THE  
HIGHWAY COMMISSIONER OF MAINE TOWNSHIP**

WHEREAS, the Highway Commissioner of Maine Township is charged with the maintenance of roads within unincorporated areas in Maine Township; and

WHEREAS, the Highway Commissioner has authority as permitted to regulate traffic upon roads within the unincorporated areas of Maine Township; and

WHEREAS, regulation of traffic and the use of the roads, streets and highways within the Highway Commissioner's jurisdiction is necessary in order to provide for the safety of those persons using such roads, streets or highways and for the orderly flow of traffic;

NOW, THEREFORE, BE IT ORDAINED by the Highway Commissioner and by the Trustees of Maine Township that the following provisions shall govern the use of all roads within the jurisdiction of the Highway Commissioner of Maine Township:

ARTICLE I. NO vehicle with Second Division Plates, pursuant to 1-146 Chapter 95 ½ Illinois Revised Statutes, except for vehicles displaying "RV" or recreational vehicle, shall be parked on the public roadways other than for the purposes of loading and unloading.

Article II. Under no circumstances shall said vehicles be parked overnight on said roadways.

Article III. The Township may contract with any governmental or any non-governmental agency for the purposes of enforcing this ordinance.

Article IV. The Township shall issue citations for violations of the ordinance providing for fines of Twenty Dollars (\$20.00) per violation.

Passed and adopted this 14<sup>th</sup> day of February, 1984.

**ORDINANCE 85-1**

**AN ORDINANCE REGULATING TRAFFIC ON ROADS UNDER THE JURISDICTION OF THE HIGHWAY  
COMMISSIONER OF MAINE TOWNSHIP**

WHEREAS, the Highway Commissioner of Maine Township is charged with the maintenance of roads within unincorporated areas in Maine Township; and

WHEREAS, the Highway Commissioner has authority as permitted by law to regulate traffic upon roads within the unincorporated areas of Maine Township; and

WHEREAS, regulation of traffic and the use of the roads, streets and highways within the Highway Commissioner’s jurisdiction is necessary in order to provide for the safety of those persons using such roads, streets or highways and for the orderly flow of traffic;

NOW, THEREFORE, BE IT ORDAINED by the Highway Commissioner and by the Trustees of Maine Township, that the following provisions shall govern the use of all roads within the jurisdiction of the Highway Commissioner of Maine Township:

ARTICLE I. STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED SPACES

SECTION 1. Parking Limited During Snow Removal

(A) It is unlawful to park any vehicle at any time after snow begins to fall and for a period of twelve (12) hours after snow stops falling, if the snow is on the street exceeds two (2) inches in depth, provided that said twelve-hour parking restriction shall continue during snow removal operation.

(B) Signs indicating that a street is to have snow removal shall be posted.

(C) Any car parked in a “Snow Route” zone, marked by a posted sign, after two inches or more of snow have fallen, and before snow removal operations are completed, shall be ticketed and towed, at car owner’s expense.

SECTION II. Snow Route Streets

(A) The following residential streets are hereinafter designated snow route streets, and parking thereon shall hereafter be prohibited after a two (2) inch snowfall, until such time that snow removal operations shall have been completed:

1. Dee Road, east side of street from Dempster Street to Golf Road;
2. Hamlin Avenue, east side of street from Church Street to West Terrace Place;
3. Church Street, south side of street from Potter Road to Stevenson Drive, north side of street from Stevenson Drive to Hamlin Avenue;
4. Emerson Street, north side of street from Meadow Lane to Potter Road, south side of street from Potter Road to Parkside Drive;
5. Meadow Lane, east side of street from Emerson Street to Noel Avenue;
6. Gregory Street, southwest side of street from Greenwood to North End;
7. Josephine Street, north side of street from Gregory Lane to Lois Drive
8. Lois Drive, east side – Gregory Lane to south end;
9. Clancy Drive, west side – Western Avenue to Kathy Street;
10. Parkside Drive, east side – Church Street to Kathy Street;
11. Home Avenue, west side – Lyons Street to Emerson Street;
12. Barberry Lane, south side – Twin Oaks to Cedar Lane;
13. Hollyberry Avenue, south side – Twin Oaks Lane to Cedar Lane
14. Cedar Lane, west side – Church Street to Barberry Lane, west side – West Oaks Avenue to Hollyberry Avenue;
15. Fern Lane, west side – Church Street to Barberry Lane, west side – West Oaks Avenue to Hollyberry Avenue;
16. Maple Lane, west side – West Oaks Avenue to Hollyberry Avenue, west side – Church Street to Barberry Lane;
17. Twin Oaks Lane, east side – Church Street to Barberry Lane, east side West Oaks Avenue to Hollyberry Ave;

- 18. Noel Avenue, south side – Meadow Lane to Sumac Road;
- 19. Ironwood Lane, west side – Emerson Street to Noel Avenue;
- 20. Robin Drive, east side – Dempster Street to Ballard Road;
- 21. Aspen Drive, east side – Church Street to Barberry Lane;
- 22. Aspen Lane, west side – Church Street to Barberry Lane;
- 23. Barberry Lane, south side – Aspen Drive to Aspen Lane;
- 24. Lyons Street, north side – Hamlin Avenue to Parkside Drive;
- 25. The following cul-de-sac streets:  
 Stacy, James, Cayle, Allison, Donald, Linda, William, Valerie,  
 Nellie, Warren, Warren Oval, Greenbriar, Roder, Wald, Ronald,  
 Glendale, Kathy, Home Circle, Home Court, Home Terrace.

(B) The Highway Commissioner of Maine Township is hereby authorized and directed to emplace the following signs at reasonable intervals on the streets hereinabove set forth:

SNOW ROUTE

No parking after 2” Snowfall  
 until Snow Removal Operations  
 are Completed – Violators will  
 be ticketed and towed

SECTION III. Parking on Certain Designated Streets Restricted

- 1. No person shall stop, park or leave standing, at any time, any vehicle, whether attended or unattended, upon improved (paved) or unimproved part of the following streets:

(A) Lyman Avenue;

(B) Meadow Lane from Harrison Street to Central Road



(C) North Terrace Place, south side of street from Oak Avenue to Golf Road;

(D) Sherry Lane, north and east side of street from Hamlin Avenue to Golf Road;

(E) Oak Avenue, west side of street, from Emerson Street to North Terrace Place;

(F) Elm Drive.

#### SECTION IV. Fines and Penalties

A person convicted of a violation of any provision of this Ordinance for which another fine or penalty is not expressly provided shall be guilty of a Class C misdemeanor and be punished by a fine of not less than twenty-five dollars (\$25.00) and not more than two hundred dollars (\$200.00) for each offense.

#### SECTION V. Severability

The sections and paragraphs of this Ordinance shall be deemed severable, and the invalidity of a section or paragraph shall not affect the validity of the remainder.

#### SECTION VI. Effective Date

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

This Ordinance supersedes and replaces Ordinance 79-1.

PASSED AND ADOPTED this 12<sup>th</sup> day of March, 1985.

ORDINANCE 85-2

Front and Side Driveway Construction Regulations

WHEREAS, it is in the best interests of the township to promote the health and safety of said community by the passage of uniform driveway construction regulations;

WHEREAS, it is in the best interests of the township to have uniform setback requirements for all structures and improvements placed in the front and side yards of all property adjacent to Township roads;

WHEREAS, it is in the best interests of the township to promote on-street parking to alleviate overcrowding and congestion;

BE IT THEREFORE ENACTED:

1. That it should be unlawful to construct or cause the construction of any driveway from the street to the front or side of any building in Maine Township, without contemporaneously constructing a car-port or garage to accommodate whatever vehicles will utilize said driveway.
2. That in no event shall the garage or car-port project beyond front line of the building as defined on the plat of survey.
3. That each applicant for said driveway shall make application with the Highway Commissioner on a form provided by the Township.
4. That the Highway Commissioner may require plats of survey, architectural plans, and other documents along with the aforesaid application.
5. That the Highway Commissioner shall determine whether applicant properly completed application, and whether a permit may be issued.
6. That this ordinance shall become effective upon passage.
7. That violators of said ordinance may be fined \$50.00 per day for each day said violation is in existence.

Dated: May 14, 1985

ORDINANCE 86-RB3

STATE OF ILLINOIS)  
TOWN OF MAINE)  
COUNTY OF COOK)

BE IT ORDAINED by the Highway Commissioner of Maine Township as follows:

SECTION ONE: It shall be unlawful to park any motor vehicle on the east side of the 8800 block of Dee Road on Tuesday between the hours of 9:30 a.m. and 3:30 p.m. and on the west side of the 8800 block of Dee Road on Thursday between the hours of 9:30 a.m. and 3:30 p.m.

No person shall park or permit to be parked any motor vehicle on either side of said block on any other day other than diagonal to the edge of the roadway headed in the direction of lawful traffic movement, with the exception of the southernmost two spaces on the east side where parking will be parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of said vehicle within twelve (12) inches of the edge of the roadway. Double parking is prohibited.

SECTION TWO: Any person or entity found guilty of a violation of this Ordinance shall be fined \$50.00 for each violation of this Ordinance.

SECTION THREE: Any vehicle parked in violation of this Ordinance may be towed to a safe storage place where it shall be held until it is claimed by the owner. The owner or other person lawfully entitled to possession of any vehicle towed pursuant to this Ordinance shall be given possession of such vehicle upon request thereof unless it is determined at a hearing held promptly upon the owner's request therefor that such owner or person otherwise entitled to possession is responsible for the illegal parking of such vehicle in violation of this Ordinance and is required to pay towing and storage charges therefor.

SECTION FOUR: The Highway Commissioner of Maine Township authorized to contact with any municipality to ticket, tow, or private towing company to otherwise enforce this Ordinance.

SECTION FIVE: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION SIX: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly.

SECTION SEVEN: EFFECTIVE DATE. This Ordinance shall be in full force and effect ten days after its passage, approval and publication.

STATE OF ILLINOIS    )  
COUNTY OF COOK     )  
TOWN OF MAINE        )

ORDINANCE 88-1

WHEREAS, the residential areas in the unincorporated sections of Maine Township are composed of various vacant and unimproved or improved parcels of land, and,

WHEREAS, certain fee owners of said parcels and real estate fail, refuse or negligently suffer such parcels to allow weed and growth of same, and,

WHEREAS, the Illinois Revised Statutes, Chapter 139, Section 126.16 allows the Town Board of Trustees of the Town of Maine to provide, after notice in such statute made and provided for, for the cutting of such weeds and growth, and,

WHEREAS, such Statute, provides further that the reasonable cost of same may be charged and collected from the fee owners of such property for the cutting of such weeds and control of weed growth, and,

WHEREAS, such Statute, in such case made and provided, further provides for such cost to be a lien upon the real estate affected, superior to all other liens and encumbrances except tax liens, and

WHEREAS, within sixty (60) days, to perfect such lien, after such cost and expense is incurred, the Township may file notice of such lien in the Office of the Recorder of Deeds of Cook County or in the Office of the Registrar of Titles of Cook County, and

WHEREAS, within the said sixty (60) day period, such notice may be filed by any person performing the service by authorization of the Town Board of Trustees in his or its own name or by the Town Attorney, and,

NOW, THEREFORE, BE IT ORDAINED and resolved by the Town Board of Trustees of the Town of Maine, duly assembled, at open and regular meeting this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, as follows:

1. The preamble of this Ordinance is hereby incorporated and made a part hereof as though fully set forth herein.
2. The Supervisor of this Township, or in his absence, the Town Clerk, be and he is hereby authorized to:
  - (A) Decide and declare what parcels of realty may be and are subject to the Statute hereinabove set forth and eligible for weed cutting pursuant to same.
  - (B) Provide the Statutory notice of seven (7) days, by certified mail or personal service upon the fee owner or some occupant of the household upon such land over the age of 10 years relative to the unattended weed growth or weeds.
  - (C) Upon the failure to cut each weed growth or weed, to hire, let, or authorize persons or person, corporate or otherwise, including Township personnel, to cut such weeds.

- (D) Decide and declare the reasonable cost of such weed cutting and to cause and direct Town Counsel to file such lien as called for and allowed by such Statute in such case made and provided.
  - (E) To sue and foreclose on such lien if not paid and retired within thirty (30) days after the filing of same.
3. The Town Clerk be and he is hereby authorized to publish this action which is effective on passage on January 1, 1988 whichever is later.

PASSED, by the Town Board of Trustees of the Town of Maine assembled on the 12<sup>th</sup> day of January, 1989.

ORDINANCE 89-RB-3

STATE OF ILLINOIS    )  
TOWN OF MAINE        )  
COUNTY OF COOK     )

BE IT ORDAINED by the Highway Commissioner of Maine Township as follows:

SECTION ONE: It shall be unlawful to park any motor vehicle on the east side of Robin Drive between Dempster Street and Ballard Road on Tuesday between the hours of 9:30 a.m. and 3:30 p.m. and on the west side of Robin Drive between Dempster Street and Ballard Road on Thursday between the hours of 9:30 a.m. and 3:30 p.m.

No person shall park or permit to be parked any motor vehicle on either side of said block on any other day other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of said vehicle within twelve (12) inches of the edge of the roadway. Double parking is prohibited.

SECTION TWO: Any person or entity found guilty of a violation of this Ordinance shall be fined \$50.00 for each violation of this Ordinance.

SECTION THREE: Any vehicle parked in violation of this Ordinance may be towed to a safe storage place where it shall be held until claimed by the owner. The owner or other person lawfully entitled to possession of any vehicle towed pursuant to this Ordinance shall be given possession of such vehicle upon request thereof unless it is determined at a hearing held promptly upon the owner's request therefor that such owner or person otherwise entitled to possession is responsible for the illegal parking of such vehicle in violation of this Ordinance and is required to pay towing and storage charges therefor.

SECTION FOUR: The Highway Commissioner of Maine Township is authorized to contract with any municipality or private towing company to ticket, tow, or otherwise enforce this Ordinance.

SECTION FIVE: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of the competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION SIX: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION SEVEN: EFFECTIVE DATE. This Ordinance shall be in full force and effect ten days after its passage, approval and publication.

PASSED by the Highway Commissioner of the Town of Maine, Cook County, Illinois on this 27<sup>th</sup> day of June, 1989.

STATE OF ILLINOIS    )  
COUNTY OF COOK     )  
TOWN OF MAINE        )

ORDINANCE 89-5

WHEREAS, there are both commercial and residential areas in the unincorporated sections of Maine Township; and

WHEREAS, certain fee owners and users of said commercial and residential real estate fail, refuse or negligently suffer garbage and other refuse to be improperly disposed; and,

WHEREAS, the Illinois Revised Statutes, Chapter 139, Article IV, Section 39.15 (4-16) and Section 39.16 (4-17) allow the Town Board of Trustees of the Town of Maine to provide, after notice in such statute made and provided for the collection and disposal of garbage and other refuse; and

WHEREAS, such Statute, in such case made and provided, further provides for the imposition of penalties in regard to the collection and disposal of garbage and other refuse.

NOW, THEREFORE, BE IT ORDAINED and resolved by the Town Board of Trustees of the Town of Maine duly assembled at open and regular meeting this 25<sup>th</sup> day of July, 1989, as follows:

1. The preamble of this Ordinance is hereby incorporated and made a part hereof as though fully set forth herein.
2. The owner or occupant of a dwelling unit and or of a store or stores, restaurants or other commercial premise or premises shall provide refuse collection and disposal service for their dwelling unit and/or store or stores, restaurant or restaurants, and premise or premises and provide written proof of same to the Township Board of Trustees within (14) days of a written request by the Township Supervisor. Said written request shall be deemed to have been served upon the party from whom written proof is requested on the date it is deposited in a United States post office mail depository by mailing of the notice certified mail, return receipt requested.
3. Refuse must be collected from such premises and disposed by a contractor at least once each week between the hours of 7:00 A.M. and 6:00 P.M.
4. All garbage and refuse shall be properly disposed and kept in a suitable receptacle in such manner as not to become a public nuisance.
5. No container used for the storage, collection and removal of garbage or other refuse, and no litter shall be placed so as to be unsightly, odorous, or to constitute a nuisance to adjacent property or the occupants thereof.
6. It shall be unlawful and it is hereby declared to be a nuisance for any person to deposit refuse, garbage, litter, or any can, container or other receptacle containing same upon the Township streets or parkways prior to 7:00 P.M. the before collection of garbage and refuse by refuse vehicles except for branches and grass clippings on special clean-up days.
7. It shall be unlawful and it is hereby declared to be a nuisance for any person to allow or to permit any refuse container or other receptacle to remain upon the Township



streets or parkways after the collection of refuse by the refuse vehicle for a period longer than twenty-four (24) hours.

8. Any person violating the provisions of this Ordinance is guilty of a petty offense and shall be subject to a fine which shall not exceed Five Hundred Dollars (\$500.00) and no less than One Hundred Dollars (\$100.00) plus court costs and costs of enforcement.
9. The Town Clerk is hereby authorized to publish this action which is to be effective ten (10) days after passage, appraisal and publication.

PASSED, by the Town Board of Trustees of the Town of Maine assembled on the 25<sup>th</sup> day of July, 1989.

ORDINANCE 91-RB-3

AN ORDINANCE REGULATING TRAFFIC ON ROADS UNDER THE JURISDICTION OF THE HIGHWAY  
COMMISSIONER OF MAINE TOWNSHIP

WHEREAS, the Highway Commissioner of Maine Township is charged with the maintenance of roads within unincorporated areas in Maine Township, and

WHEREAS, The Highway Commissioner has authority as permitted by law to regulate traffic upon roads within the unincorporated areas of Maine Township pursuant to Illinois Revised Statutes, 95 ½, paragraph 11-304 and chapter 121, paragraph 6-201.11.

WHEREAS, Regulation of traffic and the use of the roads, streets, and highways within the Highway Commissioner's jurisdiction is necessary in order to provide for the safety of those persons using such roads, streets or highways, and for the orderly flow of traffic.

NOW, THEREFORE BE IT ORDAINED by the Highway Commissioner that the following provision shall govern the use of traffic east bound on Harrison at Potter which is within jurisdiction of the Highway Commissioner of Maine Township.

1. Traffic traveling eastbound on Harrison is hereby prohibited from making left turn onto Potter Road and proceeding northbound on Potter Road.
2. The Highway Commissioner of Maine Township is authorized and directed to emplace signs indicting the direction of lawful traffic movement and said signs shall be placed indicating the prohibition of traffic traveling eastbound on Harrison from making a left turn and proceeding northbound on Potter Road.

PASSED by the Highway Commissioner of Maine Township, Cook County, Illinois on the 12<sup>th</sup> day of August, 1991.

92-RB-3  
ORDINANCE OF THE HIGHWAY COMMISSIONER  
MAINE TOWNSHIP ROAD DISTRICT  
PROHIBITING THE PLACEMENT OF GARBAGE CANS, RECEPTACLES, DEBRIS AND PICKUP  
THEREOF UPON ANY TOWNSHIP ROAD DISTRICT PROPERTY OR RIGHT-OF-WAY

WHEREAS, the proper preservation and maintenance of Maine Township Road District roads, right-of-way, and other property, requires they be kept free and clear of any and all obstructions, including debris, garbage cans, receptacles, storage containers with the exceptions of directional signs or traffic control devices placed thereon by the Highway Commissioner, or under his authority; and

WHEREAS, the Maine Township Highway Commissioner has jurisdiction over all Maine Township roads and rights-of-way, including the authority to place signs thereon and to remove obstructions therefrom; and

WHEREAS, it is necessary to maintain the proper flow of traffic on Township roads in order to avoid traffic back-up and accidents cause by vehicles which may stop along the road or right of way to pick up debris, and garbage, empty garbage cans, receptacles, and containers.

NOW THEREFORE BE IT ORDAINED BY THE HIGHWAY COMMISSIONER OF MAINE TOWNSHIP ROAD DISTRICT, COOK COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: No person, firm, association, corporation or other entity shall place, put, maintain or allow the placement of debris, garbage cans, receptacles, or containers on, rights-of-way, or other property, belonging to, or located upon, any property belonging to or under the jurisdiction of the Maine Township Road District.

SECTION 2: No person, firm, association, corporation, or other entity shall pick up debris, garbage cans, receptacles, or containers from any roads, rights-of-way, and other property unless there shall be front driveway upon which they may turn so as not to obstruct any roads, rights-of-way, and other property.

SECTION 3: Violation of this ordinance shall be deemed a nuisance which may be abated by the Maine Township Highway Commissioner, and the Highway Commissioner may enforce this ordinance through injunctive or other relief, including prosecution for a fine not to exceed \$500.00 and court costs for each violation. Each day any violation hereof continues shall be considered a separate violation.

SECTION 4: All Ordinances, resolutions or orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 5: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not effect any other provisions of this ordinance.

SECTION 6: This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed this 13 Day of October, 1992

ORDINANCE 92-RB-4

STATE OF ILLINOIS    )  
TOWN OF MAINE        )  
COUNTY OF COOK     )

BE IT ORDAINED by the Maine Township Highway Commissioner as follows:

SECTION ONE: It shall be unlawful to park any motor vehicle on the east side of Sumac Road between Emerson Street and Noel Avenue on Tuesday between the hours of 9:30 a.m. and 3:30 p.m. and on the west side of Sumac Road between Emerson Street and Noel Avenue on Thursday between the hours of 9:30 a.m. and 3:30 p.m.

No person shall park or permit to be parked any motor vehicle on either side of said block on any other day other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of said vehicle with twelve (12) inches of the edge of the roadway. Double parking is prohibited.

SECTION TWO: Any person or entity found guilty of a violation of this Ordinance shall be fined \$50.00 for each violation of this Ordinance.

SECTION THREE: Any vehicle parked in violation of this Ordinance may be towed to a safe storage place where it shall be held until it is claimed by the owner. The owner or other person lawfully entitled to possession of any vehicle towed pursuant to this Ordinance shall be given possession of such vehicle upon request thereof unless it is determined at a hearing held promptly upon the owner's request therefor that such owner or person otherwise entitled to possession is responsible for the illegal parking of such vehicle in violation of this Ordinance and required to pay towing and storage charges therefor.

SECTION FOUR: The Highway Commissioner of Maine Township is authorized to contract with any municipality or private towing company to ticket, tow or otherwise enforce this Ordinance.

SECTION FIVE: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION SIX: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION SEVEN: EFFECTIVE DATE. This Ordinance shall be in full force and effect ten days after its adoption and publication.

Adopted by the Maine Township Highway Commissioner, Cook County, Illinois this 27<sup>th</sup> day of October 1992

ORDINANCE 93-RB-1

STATE OF ILLINOIS    )  
TOWN OF MAINE        )  
COUNTY OF COOK     )

BE IT ORDAINED by the Highway Commissioner of Maine Township as follows:

SECTION ONE: It shall be unlawful to park any motor vehicle on the east side of North Terrace or Park Lane or on the north side of West Terrace or Sherry Lane between the hours of 9:30 a.m. and 3:30 p.m. on Tuesdays or on the west side of North Terrace or Park Lane or on the south side of West Terrace or Sherry Lane on Thursdays between the hours of 9:30 a.m. and 3:30 p.m.

No person shall park or permit to be parked any motor vehicle on either side of said block on any other day other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of said vehicle within twelve (12) inches of the edge of the roadway. Double parking is prohibited.

SECTION TWO: Any person or entity found guilty of a violation of this Ordinance shall be fined \$50.00 for each violation of this Ordinance.

SECTION THREE: Any vehicle parked in violation of this Ordinance may be towed to a safe storage place where it shall be held until it is claimed by the owner. The owner or other person lawfully entitled to possession of any vehicle towed pursuant to this Ordinance shall be given possession of such vehicle upon request thereof unless it is determined at a hearing held promptly upon the owner's request therefor that such owner or person otherwise entitled to possession is responsible for the illegal parking of such vehicle in violation of this Ordinance and is required to pay towing and storage charges therefor.

SECTION FOUR: The Highway Commissioner of Maine Township is authorized to contract with any municipality or private towing company to ticket, tow, or otherwise enforce this Ordinance.

SECTION FIVE: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION SIX: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION SEVEN: EFFECTIVE DATE. This Ordinance shall be in full force and effect ten days after its passage, approval and publication.

PASSED by the Highway Commissioner of the Town of Maine, Cook County, Illinois on this 26<sup>th</sup> day of April, 1993.

ORDINANCE NO. 97-RB-4

MAINE TOWNSHIP STOPPING, STANDING OR PARKING IN SPECIFIED PLACES

- A. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police or official traffic-control device, no person shall:
1. Stop, stand or park a vehicle:
    - a. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
    - b. On a sidewalk;
    - c. Within an intersection;
    - d. On a crosswalk;
    - e. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
    - f. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
    - g. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
    - h. On any railroad tracks;
    - i. At any place where official signs prohibit stopping;
    - j. On any controlled-access highway;
    - k. In the area between roadways of a divided highway, including crossovers;
    - l. In a public area if the vehicle does not display a current annual registration sticker or current temporary permit pending registration.
  2. Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge passengers;
    - a. In front of a public or private driveway;
    - b. Within 15 feet of a fire hydrant;
    - c. Within 20 feet of a crosswalk at an intersection;
    - d. Within 30 feet upon the approach to any flashing signal, stop sign, yield sign, or traffic control signal located at the side of a roadway;
    - e. Within 20 feet of the driveway entrance to any fire station on the side of a street opposite the entrance to any fire station within 75 feet of such entrance (when properly sign-posted);
    - f. At any place where official signs prohibit standing.



3. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers;
  - a. Within 50 feet of the nearest rail of a railroad crossing;
  - b. At any place where official signs prohibit parking.
  
- B. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.
- C. The Township, by its duly authorized enforcement officer shall have the power to enforce the provisions of the Ordinance. If any violation is discovered by the enforcement officer, a citation shall be issued to the party responsible for the violation setting forth the provision or the provisions of this ordinance deemed to be violated. A violation shall be subject to a fine of \$50 for each offense.  
Everyday that a violation continues shall constitute a separate offense. Any fine paid to the township within (10) days of the issuance of the citation shall be reduced by one-half (1/2) of the amount of the fine set forth on the citation.
  
- D. Severability. The unenforceability or invalidity of any provision of this ordinance shall not affect the enforceability or validity of the remaining provisions of this ordinance.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 26<sup>th</sup> day of August, 1997.

STATE OF ILLINOIS)  
COUNTY OF COOK)  
TOWN OF MAINE)

ORDINANCE 97-4

Amendment to Property Maintenance Code

Section 14. Duty To Maintain Parkways. Every owner and/or occupant shall be required to cut the grass or weeds or similar vegetation in the parkway immediately adjacent the front or side yard of said real property, as necessary, so that the grass or weeds or similar vegetation on an such parkway does not exceed (6") in height.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 12<sup>th</sup> day of August, 1997

STATE OF ILLINOIS)  
COUNTY OF COOK)  
TOWN OF MAINE)

AMENDMENT TO ORDINANCE 97-3

Ordinance 97-3 is amended in the following ways by the Maine Township Board on May 11, 1999:

Section 2. **GRAFFITI:** Any permanent display of any letter, numeral, figure, emblem, insignia, picture, outline, character, spectacle, delineation, announcement or any combination thereof which is/are painted or otherwise applied of a color different from the color of the exterior of the structure on which it is painted or otherwise applied and which size is/are visible beyond the property line boundaries of the property on which it is painted or otherwise applied and placed thereon without the permission of the owner.

Section 14. Graffiti: It shall be unlawful for the owner or occupant of any property to allow any graffiti sign (as defined herein) painted or otherwise applied on an exterior wall of a building or on any structure upon that property to remain thereon for more than fourteen (14) days.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 11<sup>th</sup> day of May, 1999.

STATE OF ILLINOIS )  
COUNTY OF COOK )  
TOWN OF MAINE )

ORDINANCE 2000-5

Amendment to Ordinance No. 97-3

Property Maintenance Code

BE IT ORDAINED by the Maine Township Board of Trustees:

The first sentence of Section 5 of Ordinance No. 97-3 shall be deleted and the following two sentences inserted in its place:

No person shall park, store, leave, or permit the parking, storing, or leaving of any motor vehicle, trailer, or other method of conveyance of any kind which is abandoned, wrecked, dismantled, inoperative, junked, partially dismantled, or otherwise in a condition that constitutes a hazard to public health or safety, whether attended or not, upon any private property within the township for a period of time in excess of twenty-four (24) hours or upon any public property at any time. The failure of any motor vehicle to display an annual registration sticker or plate or a current temporary permit pending registration or the display by a motor vehicle of an annual registration sticker which has been expired for more than two (2) months shall cause the motor vehicle to be considered inoperative for the purpose of this Ordinance.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 22<sup>nd</sup> day of August, 2000.

State of Illinois        )  
County of Cook         )  
Township of Maine    )

AMENDMENT TO ORDINANCE NO. 97-3

Section 15.    Collection and payment of fees. Any fines collected by the township for offenses committed upon any highway or right-of-way maintained by or under the supervision of the township Highway Commissioner shall be paid to and deposited in the township road and bridge fund.

Passed by the Maine Township Board assembled on this 22<sup>nd</sup> day of May, 2001.

STATE OF ILLINOIS)  
COUNTY OF COOK)  
TOWN OF MAINE)

ORDINANCE 97-3

Section 1. Purpose. The purpose of this Property Maintenance Code is to protect within the unincorporated area of Maine Township the public health, safety and welfare and to prevent and control blight by establishing regulations and enforcement procedures to the end that real estate within the Township is maintained in a safe and sanitary condition, free of health, fire and safety hazards.

Section 2. Definitions. For purpose of this Ordinance, the following words and terms shall have the following meaning:

**ACCESSORY BUILDING:** A structure the use of which is incidental to that of the principal building and which is located on the same lot.

**ENFORCEMENT OFFICER:** The person designated by the Maine Township Board of Trustees as the code enforcement officer empowered to enforce the provisions of this Ordinance.

**EXTERMINATION:** The control and elimination of insects, rodents, and or other pests by eliminating their harborage places; by removing or making inaccessible materials that may serve as their food; by poisoning, spraying, fumigating or trapping; or by any other recognized legal pest elimination methods.

**GARBAGE:** Any rejected or waste household food, offal, swill, or carrion, and every accumulation of animal, fruit, or vegetable matter that attends the preparation, use, cooking and dealing in, or storage of, meats, fish, fowl, fruits or vegetables, and any other matter of any nature which are subject to decay, putrefaction and the generation of noxious or offensive gases or odor, or which during or after decay may serve as breeding or deeding material for flies or other germ-carrying insects.

**INFESTATION:** The presence within or around a dwelling or dwelling unit of any insects, rodents, or other pests.

**LITTER:** Any discarded, used or consumed substance or waste. Litter includes, but is not limited to any garbage, trash, refuse, debris, rubbish, grass clippings, or other lawn or garden waste, newspaper, magazine, glass, metal, plastic, or paper containers, wood, motor vehicle parts, furniture, oil, carcass of dead animal, animal or human excrete, any nauseous or offensive material or liquid of any kind, any object which creates a public health or safety hazard, public nuisance or fire hazard or anything else of unsightly or unsanitary nature which has been discarded, abandoned or otherwise disposed of improperly.

OCCUPANT: Any person living in, sleeping in or having actual possession of a building or portion thereof.

OPERATOR: Any person having charge, care, management or control of any building or part thereof.

OWNER: Any person who alone or jointly or severally with other shall have legal or equitable title to any building, the agent of said person or any person having management or control of the building or the portion thereof, including, but not limited to, a purchaser, mortgagee, receiver, or lessee in possession of any building or portion thereof.

PERSON: Any natural person, partnership, trust, corporation or association. Whenever used with respect to any penalty, the term "person" as applied to partnerships or associations shall mean the partners or members thereof, and as applied to trusts or corporations shall mean the trustees or officers thereof.

PREMISES: A lot, plot or parcel of land, including the buildings and structures thereon.

RUBBISH: Combustible and noncombustible waste materials, except garbage; and the term shall include the residue from the burning of wood, coal, coke, and other combustible material, paper, rags, cartons, boxes, wood excelsior, rubber, leather, tree branches, yard trimming, tin cans, metals, mineral matter, glass crockery, dust, or any object this is removed from the things that are presently worthless or unsuitable for immediate purpose.

Section 3. Maintenance Required. It shall be unlawful for the owner and/or occupant of any building to fail, refuse or neglect to maintain the real estate or building in accordance with the provisions of this Property Maintenance Code.

Section 4. Enforcement. The Township, by its duly authorized enforcement office shall have the power to enforce the provisions of this Property Maintenance Code. If any violation is discovered by the enforcement officer, a citation shall be issued to the party responsible for the abatement of the violation setting forth the provision or the provisions of this ordinance deemed to be violated. A violation shall be subject to a fine of not less than \$100 no more than \$500 for each offense. Every day that a violation continues shall constitute a separate offense. The fine for the first violation shall be \$200. The fine for the second violation shall be \$400. The fine for the third or greater number of violations shall be \$500. Any citation issued for the same violation within (3) months of the issuance or disposition of a prior violation shall be deemed to be the second, third, or greater number of consecutive violations as to the same condition for the purpose of determining the amount of the fine. Any fine paid to the township within ten (10) days of the issuance of the citation shall be reduced by one-half (1/2) of the amount of the fine set forth on the citation.

Section 5. Vehicle Storage. No person shall park, store, leave or permit the parking, storing or leaving of any motor vehicle, trailer, or other method of conveyance of any kind which is in

abandoned, wrecked, dismantled, inoperative, junked or partially dismantled condition whether attend or not, upon any public or private property within the Township for a period of time in excess of twenty-four (24) hours. This section shall not apply to any vehicle entirely enclosed within a building on private property or to any vehicle held in connection with a business enterprise, lawfully licensed and properly operated in the appropriate business zone, pursuant to the zoning laws of Cook County. Any operable and/or licensed vehicles shall be parked only on areas of hard surface pavement and/or gravel driveways legally installed.

Section 6. Garbage Storage and Disposal. Every owner and/or occupant of a dwelling unit shall store and dispose of garbage, refuse, and any other matter of any nature which are subject to decay, putrefaction and the generation of noxious or offensive gases or flies or other insects, rodents, or other pests in a clean, sanitary and safe manner. All garbage cans and refuse containers used for outside storage of garbage shall be rat-proof, insect-proof, water tight, structurally sound to withstand handling stress, easily closures and shall be maintained at all times in a clean, sanitary condition. The owner or occupant shall not permit the accumulation of garbage and shall provide for its collection not less than once weekly by contract with a generally recognized operator of garbage collection and removal within Maine Township.

Section 7. Exterior Maintenance. All exterior property areas shall be maintained in a clean and sanitary condition free of any accumulation of rubbish, litter or garbage.

Section 8. Accessory Buildings and Materials. All garages, tool sheds and all other out-buildings shall be kept in good repair and secured through working doors so as not to be unsafe or harborage for insects, rodents, and other pests. Fences shall be maintained in a good state of repair free from loose or deteriorating members.

Section 9. Vegetation. No grass or weeds or other similar vegetation shall be allowed to grow uncontrolled, which for purposes of this ordinance shall mean more than six (6") inches on occupied property and more than twelve (12") on vacant property. No dead vegetation, including bushes and trees, shall be allowed to remain on any property within the Township for more than three (3) months.

Section 10. Driveways and Walkways. Driveways, parking areas and walkways shall be maintained free of loose or broken material and cracks which are safety hazards. All means of ingress to and egress from any building shall be maintained in a good repair and free from any obstructions, including vegetation.

Section 11. Infestation and Extermination. Every owner and/or occupant shall keep their premises free from infestation. The existence of any infestation shall immediately require that the owner/occupant provide for its extermination.

Section 12. Remedies Cumulative. The provisions of this ordinance shall not in any way be deemed to prevent Maine Township from exercising any and all remedies available to it under



statue to enforce or obtain compliance with any statute as it relates to property maintenance within the unincorporated area of Maine Township.

Section 13. Severability. The unenforceability or invalidity of any provision of this ordinance shall not affect the enforceability or validity of the remaining provisions of this ordinance.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 22<sup>nd</sup> day of July, 1997.

STATE OF ILLINOIS    )  
COUNTY OF COOK     )  
TOWN OF MAINE        )

ORDINANCE 98-1  
(AMENDMENT TO ORDINANCE NO. 97-5)

MAINE TOWNSHIP STOPPING, STANDING OR PARKING IN SPECIFIED PLACES

PARKING PROHIBITED IN CERTAIN PLACES:

- A. **HANDICAPPED PARKING ZONE RESTRICTIONS:** It shall be unlawful for any person except a handicapped person or a person transporting a handicapped person with limited mobility to park a motor vehicle in any public parking lot area posted “No Parking Except Handicapped Persons” or bearing the international symbol indicating a handicapped parking restriction, without displaying a valid handicapped registration identification card or handicapped license plate.
  
- B. **RESTRICTED PARKING OF ATTACHED OR UNATTACHED TRAILERS:** It shall be unlawful to park an unattached trailer on any public right of way, street, parkway or sidewalk within the Township. No attached trailer shall park overnight on any public right of way, street, parkway or sidewalk within the township.
  
- C. **STANDING OR PARKING CLOSE TO CURB:** No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway or curb, headed in the direction of traffic, and with the two (2) curbside or roadway edge side wheels of the vehicle within twelve (12”) inches of the edge of the roadway or curb, except upon these streets which have been marked or indicated by signs for angle parking, chicle shall be parked at the angle to the curb indicated by such mark or signs.
  
- D. **BLOCKING DRIVEWAYS:** No person shall stand or park any vehicle in such manner as to block ingress or egress from any public or private driveway.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 27<sup>th</sup> day of January, 1998.

STATE OF ILLINOIS    )  
COUNTY OF COOK     )  
TOWN OF MAINE        )

ORDINANCE NO. 98-2

MAINE TOWNSHIP SNOW REMOVAL AND WATER DRAINAGE

- A. SNOW REMOVAL: It shall be unlawful for any person to remove snow from private property onto property belonging to the Township, including but not limited to parkways, streets, sidewalks, easements and right of ways under the jurisdiction of Maine Township.
  
- B. NO WATER DRAINAGE ONTO TOWNSHIP PROPERTY: It shall be unlawful for any person to cause or allow water to drain or discharge unnaturally from private property onto property belonging to the Township, including but not limited to parkways, streets, sidewalks, easements and right of ways under the jurisdiction of Maine Township.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 27<sup>th</sup> day of January 1998.

ORDINANCE 98-RB-3

An Ordinance Authorizing The Sale By Public Auction of Personal Property Owned by the  
Township of Maine

WHEREAS, Article VII, Section 10 of the Constitution of the State of Illinois, and Chapter 127, paragraphs 741-748 of the Illinois Revised Statutes, authorize and encourage intergovernmental cooperation; and

WHEREAS, the Northwest Municipal Conference, a corporate organization representing municipalities and townships chartered within the State of Illinois and Counties of Cook, Lake and DuPage organizes joint municipal auction of surplus vehicles; and

WHEREAS, in the opinion of at least three-fourth of the corporate authorities of the Township of Maine, it is no longer necessary, useful, or in the best interest of said jurisdiction to retain ownership of the person property hereinafter described; and

WHEREAS, it has been determined by the Supervisor, Highway Commissioner, and the Board of Trustees of the Township of Maine:

NOW, THEREFORE, BE IT ORDAINED BY THE SUPERVISOR, HIGHWAY COMMISSIONER, AND BOARD OF TRUSTEES OF THE TOWNSHIP OF MAINE:

SECTION ONE: Pursuant to (chapter 65, section 5/11-76-4 of the Illinois Compiled Statute for municipalities), the Supervisor, Highway Commissioner, and Board of Trustees for the Township of Maine find that the following described personal property (see attached inventory form) now owned by said jurisdiction is no longer necessary or useful to said jurisdiction and said jurisdiction would be best served by the properties sale.

SECTION TWO: The Highway Commissioner for the Township of Maine is hereby authorized to direct the sale of the aforementioned person property at the following Northwest Municipal Conference auction scheduled for:

11:00 A.M.  
Saturday, October 24, 1998  
Mt. Prospect Public Works Facility  
1700 W. Central Road  
Mt. Prospect, IL

SECTION THREE: The Highway Commissioner is hereby authorized to direct the Northwest Municipal Conference to advertise the sale of the aforementioned personal property through area newspapers, direct mailings, and other channels deemed appropriate prior to the date of said auction.

SECTION FOUR: The Highway Commissioner is authorized to direct the Northwest Municipal Conference to enter into an agreement for the sale of said property whereby said property is sold at the auction according to the terms set forth in Specifications for the Sale of Vehicles and Equipment at Northwest Municipal Conference Auctions attached hereto and made part of this ordinance.

SECTION FIVE: No bid shall be accepted for the sale of an item which is less than the minimum value set forth herein, unless the Highway Commissioner, or the designee of the Supervisor so authorizes at the time of the auction.

SECTION SIX: Upon payment in full of the auction price for the aforesaid items of personal property by the highest bidder, the Highway Commissioner is authorized to direct the Northwest Municipal Conference to convey and transfer the title and ownership of said personal property to the bidder.

SECTION SEVEN: This ordinance shall be in full force and effect from and after its passage, by vote of at least three-fourths of the corporate authorities, and approval in the manner provided by law.

MAINE TOWNSHIP ORDINANCE 99-RB-3

AN ORDINANCE PROHIBITING THE SOLICITATION AND ACCEPTANCE OF GIFTS AND ADOPTING  
THE STATE GIFT BAN ACT (5ILCS 425/1 ET SEQ, P.A. 90-737)

WHEREAS, the General Assembly has enacted the State Gift Ban Act (P.A. 90-737); House Bill 672; (5 ILCS 425/1 et seq), which became effective on January 1, 1999; and

WHEREAS, Section 83 of the Act (5 ILCS 425/83) provides in pertinent part:

Within six (6) months after the effective date of this Act, units of local government, home rule units, and school districts shall prohibit the solicitation and acceptance of gifts, and shall enforce those prohibitions, in a manner substantially in accordance with the requirements of this Act and shall adopt provisions no less restrictive than the provisions of this Act.

WHEREAS, IN PREPARING TO MEET THE MANDATORY July 1, 1999, deadline, imposed by the Act, the Maine Township Highway Commissioner has determined that the Act contains several procedural and substantive defects and several ambiguities and inconsistencies which make compliance with the dictates of Section 83 of the Act difficult and perhaps impossible; and

WHEREAS, while the Illinois Municipal League has requested the General Assembly to amend and clarify the Act to provide clear guidance in bringing local governments into compliance with the Act, it has become apparent that a legislative response will not be provided prior to the deadline imposed by Section 83; and

WHEREAS, THE Maine Township Highway Commissioner, in an effort to comply with the action required by Section 83, hereby pass and approve this ordinance to bring the Town of Maine Road District in compliance with the dictates of the Act; and

WHEREAS, the Maine Township Highway Commissioner strongly encourages the General Assembly to take immediate action to clarify the procedural and substantive provisions of the Act so that elected officials and employees of Illinois local governments will have clear and unequivocal ethical procedures and rules to control their conduct.

NOW, THEREFORE, BE IT ORDAINED by the Maine Township Highway Commissioner, as follows:

- Section 1:
- a) The State Gift Ban Act (5 ILCS 425 et seq) is hereby adopted as required by Section 83 of the Act (5 ILCS 425/83).
  - b) The solicitation or the acceptance of gifts prohibited to be solicited or accepted under the Act is prohibited by any elected official or any employee of the Township.

Section 2: Ethics Officer To the extent authorized by law and to the extent required by Section 35 of the Act (5 ILCS 425/35), the Township Attorney is appointed to serve as the “Ethics Officer” of the Township. The Ethics Officer’s duties shall be provided be as provided in Section 35.

Section 3: Ethics Commission All complaints for violations of the Act and this Ordinance shall be filed with the State Legislative Ethics Commission (created by Section 45(a)(6) of the Act.)

In the event the above section is found unconstitutional or subsequent action of the legislature allows the creation of local ethics commissions, then the following language shall be operative: Nothing contained herein shall prohibit the Maine Township Road District from associating with other townships in Cook County, Illinois by intergovernmental agreement to form one commission for townships within Cook County. In the event that the Maine Township Road District determines not to associate with other townships, an ethics commission of three (3) township officials is created for the Township Road District. The three township officials initially appointed to serve on the Ethics Commission shall be the Township Collector, Township Clerk and Township Supervisor. The Commission shall operate under procedures set forth at 5 ILCS 524/45, 50, 55, 60, 65, and 70. All complaints for violations of the Act shall be filed with the Ethics Commission.

Section 4: Existing Ordinances This ordinance does not repeal or otherwise amend any existing Township Road District ordinance which regulates the conduct of Township Road District officials and employees. To the extent that any existing Township Road District ordinance is less restrictive than the State Gift Ban Act, then the provisions of this Ordinance shall prevail in accordance with provisions of Section 95 of the Act (5 ILCS 425/95).

Section 5: Future Amendments to State Gift Ban Act Any amendment to the State Gift Ban Act (5ILCS 425/1 et seq) that becomes effective after the passage of this Ordinance shall be incorporated into this Ordinance by reference and shall be applicable to the solicitation and acceptance of gifts. However, any amendment that makes its provisions optional for adoption by local governments shall not be incorporated into this Ordinance by reference without formal action by the Maine Township Highway Commissioner.

Section 6: Future Declaration of Unconstitutionality of State Gift Ban Act

a) If the Illinois Supreme Court declares the State Gift Ban Act (5 ILCS 425/1 et seq) unconstitutional in its entirety, then this Ordinance shall

be repealed as of the date that Supreme Court's decision becomes final and not subject to any further appeals or rehearings. This Ordinance shall be deemed repealed without further action by the Maine Township Highway Commissioner if the Act is found unconstitutional by the Illinois Supreme Court,

- b) If the Illinois Supreme Court declares part of the State Gift Ban Act (5 ILCS 425/1 et seq) Unconstitutional but upholds the constitutional of the remainder of the Act or does not address the remainder of the Act, then the remainder of the Act as adopted by this Ordinance shall remain in full force and effect; however, that part of this Ordinance relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the Maine Township Highway Commissioner.

Section 7: That this Ordinance shall be in full force and effect from and after its approval by the Maine Township Highway Commissioner.

Adopted by the Maine Township Highway Commissioner on the 22<sup>nd</sup> day of June 1999.



ORDINANCE 99-RB-4

AN ORDINANCE REGULATING TRAFFIC ON ROADS UNDER THE JURISDICTION OF THE HIGHWAY  
COMMISSIONER OF MAINE TOWNSHIP

WHEREAS, The Highway Commissioner of Maine Township is charged with the maintenance of roads within unincorporated areas in Maine Township; and

WHEREAS, The Highway Commissioner has authority as permitted by law to regulate traffic upon roads within the unincorporated areas of Maine Township; and

WHEREAS, regulation of traffic and the use of the roads, streets and highways within the Highway Commissioner's jurisdiction is necessary in order to provide for the safety of those persons using such roads, streets or highways, and for the orderly flow of traffic;

NOW, THEREFORE, BE IT ORDAINED by the Highway Commissioner that the following provisions shall govern the use of all roads within the jurisdiction of the Highway Commissioner of Maine Township:

ARTICLE 1. STOPPING, STANDING, OR PARKING PROHIBITED IN SPECIFIED PLACES

SECTION 1. Parking Limited During Snow Removal

- a) It is unlawful to park any vehicle at any time after snow begins to fall and for a period of twelve (12) hours after snow stops falling, if the snow on the street exceeds two (2) inches in depth provided that said twelve-hour parking restriction shall continue during snow removal operation
- b) Signs indicating that a street is to have snow removal shall be posted.
- c) Any car parked in a "Snow Route" zone, marked by a posted sign, after two inches or more of snow has fallen, and before snow removal operations are completed, shall be ticketed and towed, at car owner's expense.

SECTION 2. Snow Route Streets

- a) The following residential streets are hereinafter designated snow route streets, and parking thereon shall hereafter be prohibited after a two (2) inch snowfall, until such time that snow removal operations shall have been completed:
  1. Dee Road, east side of street from Church Street to Golf Road;
  2. Hamlin Avenue, east side of street from Church Street to West Terrace Place;
  3. Church Street, south side of street from Potter Road to Hamlin Avenue;
  4. Emerson Street, south side of street from Potter Road to Parkside Drive;
  5. Meadow Lane, east side of street from Emerson Street to Noel Avenue;
  6. Gregory Lane, southwest side of street from Greenwood to north end;
  7. Josephine, north side of street from Gregory Lane to Lois Drive;
  8. Lois Drive, east side – Gregory Lane to south end;
  9. Clancy Drive, west side – Western Avenue to Kathy Street;

10. Parkside Drive, east side – Church Street to Kathy Street;
  11. Home Avenue, west side – Lyons Street to Emerson Street;
  12. Barberry Lane, south side – Twin Oaks Lane to Cedar Lane;
  13. Hollyberry Lane, south side – Twin Oaks Lane to Cedar Lane;
  14. Cedar Lane, west side – Church Street to Barberry Lane, west side – West Oaks Avenue to Hollyberry Avenue
  15. Fern Lane, west side – Church Street to Barberry Lane, west side – West Oaks Avenue to Hollyberry Avenue;
  16. Maple Lane, west side – West Oaks Avenue to Hollyberry Avenue, west side Church Street to Barberry Lane;
  17. Twin Oaks Lane, east side – Church Street to Barberry Lane, east side West Oaks Avenue to Hollyberry Avenue;
  18. Noel Avenue, south side – Meadow Lane to Sumac Road;
  19. Ironwood Lane, west side – Emerson Street to Noel Avenue;
  20. Robin Drive, east side Dempster Street to Ballard Road;
  21. Aspen Drive, east side – Church Street to Barberry Lane;
  22. Aspen Lane, west side – Church Street to Barberry Lane;
  23. Barberry Lane, south side – Aspen Drive to Aspen Lane;
  24. Lyons Street, north side – Hamlin Avenue to Parkside Drive;
  25. Thornberry, north side – Cherry lane to Greenwood Avenue;
  26. Hazelwood, west side – Thornberry to Ashley Drive;
  27. Fairlawn Drive, north side – Hazelwood to Cherry Lane;
  28. Greenbriar Drive, south side – Hazelwood to Cherry Lane;
  29. Ashley Drive, north side – Cherry Lane to Hazelwood Drive;
  30. Poplar, west side – Ashely Drive to Greenbriar Drive;
  31. Elder Lane, west side – Cherry Lane to Ashley Drive;
  32. Cherry Lane, east side – Central Avenue to Thornberry Lane;
  33. The following cul-de-sac streets: Elder Ct., Cherry Ct., Cherry Circle, Hazelwood Ct., Stacy Ct., James Ct., Gayle Ct., Allison Ct., Donald Ct., Linda Ct., William Ave., Valerie Ct., Nellie Ct., Greenbriar Dr, Roder Street, Wald Street, Kathy Ct., Home Circle, Home Ct., Home Terrace, Margail Ct., Briarwood Ct.
- b) The Highway Commissioner of Maine Township is hereby authorize and directed to emplace the following signs at reasonable intervals on streets hereinabove set forth:

SNOW ROUTE

No parking after 2" Snowfall  
until Snow Removal Operations are completed  
violators will be ticketed and towed

SECTION 3. Restricted Parking on Certain Designated Streets

c) No person shall stop, park or leave standing, at any time, any vehicle, whether attend or unattended, upon the improved (paved) or unimproved part of the following streets:

1. Lyman Avenue, from Harrison to Central Road;
2. Meadow Lane, from Harrison Street to Central Road;
3. North Terrace Place, south side of street from Oak Avenue to Golf Road;
4. Sherry Lane, north and east side of street from Hamline Avenue to Golf Road;
5. Oak Avenue, west side of street, from Emerson Street to North Terrace Place;

#### SECTION 4. Fines and Penalties

A person convicted of a violation of any provision of this ordinance for which another fine or penalty is not expressly provided shall be guilty of a Class C misdemeanor and be punished by a fine of not less than twenty-five dollars (\$25.00) and not more than two hundred dollars (\$200.00) for each offense.

#### SECTION 5. Severability

The sections and paragraphs of this Ordinance shall be deemed severable, and the invalidity of a section or paragraph shall not affect the validity of the remainder.

#### SECTION 6. Effective Date

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law. This Ordinance supersedes and replaces Ordinance 1985-1.

Passed and adopted this 23<sup>rd</sup> day of November, 1999.

ORDINANCE 99-RB-5

AN ORDINANCE REGULATING PARKING ON ROADS UNDER THE JURISDICTION OF THE HIGHWAY  
COMMISSIONER OF MAINE TOWNSHIP

WHEREAS, the Highway Commissioner of Maine Township is charged with the maintenance of roads within unincorporated areas in Maine Township; and

WHEREAS, the Highway Commissioner has authority as permitted by law to regulate traffic upon roads within the unincorporated areas of Maine Township; and

WHEREAS, regulation of traffic and the use of the roads, streets and highways within the Highway Commissioner's jurisdiction is necessary in order to provide for the safety of those persons using such roads, streets or highways and for the orderly flow of traffic;

NOW, THEREFORE, BE IT ORDAINED by the Highway Commissioner and by the Trustees of Maine Township that the following provisions shall govern the use of all road within the jurisdiction of the Highway Commissioner of Maine Township:

ARTICLE 1. NO vehicle with Second Division Plates, pursuant to 1-146 Chapter 951/2 Illinois Revised Statutes, except for vehicles displaying "RV" or recreational vehicle, shall be parked on the public roadways other than for the purposes of loading or unloading

ARTICLE 2. Under no circumstances shall said vehicles be parked overnight on said roadways.

ARTICLE 3. The Township may contract with any governmental or any nongovernmental agency for the purposes of enforcing this ordinance.

ARTICLE 4. The Township shall issue citations for violations of the ordinance providing for fines of twenty five dollars (\$25.00) per violation.

This Ordinance supersedes and replaces Ordinance 1984-2.

Passed and adopted this 23<sup>rd</sup> day of November, 1999.

STATE OF ILLINOIS )  
COUNTY OF COOK )  
TOWN OF MAINE )

ORDINANCE NO. 99-RB-6

Maine Township Snow Removal, Water Drainage and Debris

BE IT ORDAINED by the Maine Township Highway Commissioner as follows:

- A. **SNOW REMOVAL:** It shall be unlawful for any person or entity to remove snow from private property onto property belonging to the Township, including but not limited to parkways, streets, sidewalks, easements and right-of-way under the jurisdiction of Maine Township Highway Department.
- B. **NO WATER DRAINAGE ONTO TOWNSHIP PROPERTY:** It shall be unlawful for any person or entity to cause or allow water to drain or discharge unnaturally from private property onto property belonging to the Township, including but not limited to parkways, streets, sidewalks, easements and rights-of-way under the jurisdiction of Maine Township Highway Department.
- C. **DEBRIS AND VEGETATION:** It shall be unlawful for any person or entity to cause or allow any debris, refuse, tree limbs, tree trunks, leaves, grass clippings and/or other types of vegetation to be placed upon any property belonging to the Township, including but not limited to parkways, streets, sidewalks, easements and rights-of-way under the jurisdiction of Maine Township Highway Department.
- D. **ENFORCEMENT:** Any person or entity that shall violate the terms of this Ordinance shall be subject to a fine of not less than \$100 nor more than \$500 for each offense. Every day that a violation continues shall constitute a separate offense.
- E. **MISCELLANEOUS:** All ordinances, resolutions or orders, or parts thereof in conflict herewith are to the extent of such conflict hereby released. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provisions of this Ordinance. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Adopted by the Maine Township Highway Commissioner, Cook County, Illinois this 6<sup>th</sup> day of December, 1999.

STATE OF ILLINOIS     )  
COUNTY OF COOK       )  
TOWN OF MAINE         )

ORDINANCE 2000-3

Amendment to Ordinance No. 99-RB-6 and Repeal of Ordinance No. 92-RB-3

Maine Township Snow Removal, Water Drainage, and Debris

BE IT ORDAINED by the Maine Township Board of Trustees as follows:

- A. Section C of ordinance No. 99-RB-6 (Debris and Vegetation) shall be amended by adding the following provision:  
This section shall not apply to scheduled garbage pickup in compliance with township ordinances regulating garbage collection, to branch pickup as scheduled by the Highway Commissioner, or to any other refuse collection sponsored or authorized by the township.  
However, placement of said items on sidewalks, walkways, or streets under the jurisdiction of the Highway Commissioner is prohibited without the express approval of the Highway Commissioner.
  
- B. Ordinance No. 92-RB-3 (Ordinance of the Highway Commissioner Maine Township Road District Prohibiting the Placement of Garbage, Garbage Cans, Receptacles, Debris and Pickup Thereof Upon Any Township Road District Property or Right-of-Way) is hereby repealed as inconsistent with Ordinance No.89-5 and superceded by Ordinance No. 99-RB-6.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 22<sup>nd</sup> day of August, 2000

STATE OF ILLINOIS    )  
COUNTY OF COOK     )  
TOWN OF MAINE        )

ORDINANCE 2000-4

Amendment to Ordinance No. 97-RB-4 and 97-5

**Maine Township Stopping, Standing, or Parking in Specified Places**

BE IT ORDAINED by the Maine Township Board of Trustees:

Paragraph (1) of Subsection 1 of Section A is hereby deleted and the following provision inserted:

In a public parking area if the vehicle does not display an annual registration sticker or plate or a current temporary permit pending registration or if the vehicle displays an annual registration sticker which has been expired for more than two (2) months and/or the condition of the vehicle is such that it constitutes a hazard to the public health and/or safety. Any such vehicle, after due notice, may be towed by order of the Highway Commissioner at the owner's expense.

Passed, by the Town Board of Trustees of the Town of Maine assembled on the 22<sup>nd</sup> day of August

MAINE TOWNSHIP ORDINANCE 2001-2

AN ORDINANCE ESTABLISHING MAINE TOWNSHIP PLAN COMMISSION  
(60ILCS 1/105-35)

WHEREAS, the Township is empowered by State Statute 60ILCS 1/105-35 to create a Township Plan Commission; and

WHEREAS, the Maine Township Supervisor and Board of Trustees have determined that it is necessary and convenient for Maine Township to create a Township Plan Commission in accordance with the power granted to the Township Supervisor and Township Board under the aforementioned statute;

NOW, THEREFORE, BE IT ORDAINED by the Maine Township Supervisor and Board of Trustees, as follows:

Section 1:     **Creation and Commission Membership.** There is hereby created a Township Plan Commission to consist of five (5) members to be appointed by the Township Supervisor with the advice and consent of the Township Board of Trustees. The member shall be known as Commissioners and shall each serve for a term of two (2) years or until their successor has been legally appointed in accordance with this Ordinance. The members should have relevant professional experience or education, shall not have a vested financial or professional interest in Township land use or zoning decisions, shall not be current Township elected officials, and a majority should be residents of unincorporated Maine Township. Among the Commissioners, the Township Supervisor shall designate a Chairman. Once constituted, the Plan Commission may appoint other officers among its members that it deems necessary and appropriate. The Chairman of the Commission shall designate one of its members as Secretary who shall be charged with the responsibility to take and keep minutes of all official proceedings of the Plan Commission and to file with the Maine Township Clerk the official minutes of any official proceedings within fourteen (14) days of the approval of such official minutes by the Plan Commission. The Plan Commission may request and the Township Board of Trustees and Supervisor may authorize other staff as shall be deemed necessary and in such case, the Township shall pay for the expenses of that staff, The Maine Township Board reserves the right to remove any township plan commissioner for good cause as determined by a majority vote of the Maine Township Board.

Section 2:     **Powers.** The Township Plan Commissions shall have the following powers and duties:

- (1) The Commission may prepare and recommend the Township Board a comprehensive plan for the present and future development or redevelopment of the unincorporated areas of the Township. The plan may adopted in whole or in separate geographical or functional parts, each of which, when adopted, shall be the official plan or part of the official plan of that township. The plan may include reasonable



requirements with reference to streets, alley's, public grounds, and other improvements specified in this Section. The plan may recommend (I) establishing reasonable standards of design for subdivisions and for resubdivisions of unimproved land and of areas subject to redevelopment with respect to public improvements as defined in this Section and (II) establishing reasonable requirements governing the location, width, course and surfacing of public streets and highways, alleys, ways for public service facilities, curbs, gutters, sidewalks, street lights, parks, playgrounds, school grounds, size of lots to be used for residential purposes, storm water drainage, water supply and distribution, sanitary sewers and sewage collection and treatment.

- (2) The Commission may from time to time recommend changes in the official comprehensive plan.
- (3) The Commission may from time to time prepare and recommend to the township authorities plans for specific improvements in pursuance of the official comprehensive plan.
- (4) The Commission may give aid to the officials charged with the direction of projects for improvements embraced within the official plan to further the making of these projects and, generally, may promote the realization of the official comprehensive plan.
- (5) The Commission may prepare and recommend to the township board schemes for regulating or forbidding structures or activities in unincorporated areas that may hinder access to solar energy necessary for the proper functioning of solar energy systems, as defined in Section 1.2 of the Comprehensive Solar Energy Act of 1977, or may recommend changed in those schemes.
- (6) The Commission may exercise other powers germane to the powers granted by this Section that are conferred by the township board.

Section 3: **Miscellaneous**

- (1) The Plan Commission shall be responsible for filing comments or objects on behalf of the Township with the Cook County Zoning Board of Appeals, the Cook County Board or any other county or governmental agency having jurisdiction over zoning and/or building issues in the unincorporated area.
- (2) The Plan Commission shall report at least quarterly to the Town Board.

- (3) The Commissioners shall be reimbursed for the ordinary and necessary expenses incurred by them in the conduct of their official duties hereunder, in accordance with the Township's policy on reimbursement in effect at the time.
  
- (4) All meetings of the Plan Commission shall be conducted following public notice and in accordance with the Illinois Open Meetings Act.

Passed by the Maine Township Board of Trustees assembled on the 22<sup>nd</sup> day of May, 2001.

STATE OF ILLINOIS )  
COUNTY OF COOK )  
TOWN OF MAINE )

Amendment to Ordinance No. 2001-2

An Ordinance Establishing Maine Township Plan Commission

NOW, THEREFORE, BE IT ORDAINED by the Maine Township Supervisor and Board of Trustees, as follows:

- Section 1: Creation and Commission Membership.  
The members shall be known as Commissioners and shall each serve for a term of four (4) years or until their successor has been legally appointed in accordance with this Ordinance.
- Section 3: Miscellaneous.
- (1) The plan Commission shall review and make recommendations to the Board on any issues regarding the rezoning of property in unincorporated Maine Township.
  - (2) The Plan Commission shall be responsible for filing comments or objections on behalf of the Township with the Cook County Zoning Board of Appeals, the Cook County Board or any other county or governmental agency having jurisdiction over zoning and/or building issues in the unincorporated area.
  - (3) The Plan Commission shall report at least quarterly to the Town Board.
  - (4) The Commissioners shall be reimbursed for the ordinary and necessary expenses incurred by them in the conduct of their official duties hereunder, in accordance with the Township's policy on reimbursement in effect at the time.
  - (5) All meetings of the Plan Commission shall be conducted following public notice and in accordance with the Illinois Open Meetings Act.
- Section 4: The Plan Commission shall meet at least quarterly or as rezoning issues are presented to the township. The Plan Commission shall report at least quarterly to the Town Board.

Passed by the Maine Township Board of Trustees assembled on the 26<sup>th</sup> day of July, 2005.

MAINE TOWNSHIP

ORDINANCE 2004-2

MODELS ETHICS ORDINANCE

PREAMBLE

WHEREAS, the Illinois General Assembly has enacted the State Officials and Employees Ethics Act (Public Act 93-615, effective November 19, 2003, as amended by Public Act 93-617, effective December 9, 2003), which is a comprehensive revision of State statutes regulating ethical conduct, political activities and the solicitation and acceptance of gifts by State officials and employees; and

WHEREAS, the Act requires all units of local government and school districted, within six months after the effective date of Public Act 93-615, to adopt ordinances or resolutions regulating the political activities of, and the solicitation and acceptance of gifts by, the officers and employees of such units “in a manner no less restrictive” than the provisions of the Act; and

WHEREAS, it is the clear intention of the Act to require units of local government and school districts to implement regulations that are at least as restrictive as those contained in the Act, and to impose penalties for violations of those regulations that are equivalent to those imposed by the Act, notwithstanding that such penalties may exceed the general authority granted to units of local government to penalize ordinance violations; and

WHEREAS, it is the clear intention of the Act to provide units of local government with all authority necessary to implement its requirements on the local level regardless of any general limitations on the power to define and punish ordinance violations that might otherwise be applicable; and

WHEREAS, because the Act provides for the imposition of significant penalties for violations of said local regulations, it is necessary to adopt the required regulations by Ordinance rather than by Resolution;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MAINE, AS FOLLOWS:

SECTION 1: The Code of Ordinances of Maine Township is hereby amended by the addition of the following provisions:

**ARTICLE 1**  
**DEFINITIONS**

Section 1-1. For purposes of this ordinance, the following terms shall be given these definitions:

“Campaign for elective office” means any activity in furtherance of an effort to influence the selection, nomination, election, or appointment of any individual to any federal, State, or local public office or office in a political organization, or the selection, nomination, or election of Presidential or Vice-Presidential electors, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person’s official duties.

“Candidate” means a person who has filed nominating papers or petitions for nomination or election to an elected office, or who has been appointed to fill a vacancy in nomination, and who has been appointed to fill a vacancy in nomination, and who remains eligible for placement on the ballot at a regular election, as defined in section 1-3 of the Election Code (10 ILCS 5/1-3).

“Collective bargaining” has the same meaning as the term is defined in Section 3 of the Illinois Public Labor Relations Act (5 ILCS 315/3).

“Compensated time” means, with respect to an employee, any time worked or credited to the employee that counts toward any minimum work time requirement imposed as a condition of his or her employment, but for purposes of this Ordinance, does not include any designated holidays, vacation periods, personal time, compensatory time off or any period when the employee is on a leave of absence. With respect to officers or employees whose hours are not fixed, “compensated time” includes any period of time when the officer is on premises under the control of the employer and any other time when the officer or employee is executing his or her official duties, regardless of location.

“Compensatory time off” means authorized time off earned by or awarded to an employee to compensate in whole or in part for time worked in excess of the minimum work time required of that employee as a condition of his or her employment.

“Contribution” has the same meaning as that term defined in section 9-1.4 of the Election Code (10 ILCS 5/9-1.4).

“Employee” means a person employed by Maine Township, whether in a full-time or part-time basis or pursuant to a contract, whose duties are subject to the direction and control of an employer with regard to the material details of how the work is to be performed, but does not include an independent contractor.

“Employer” means Maine Township.

“Gift” means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value, including, but not limited to, cash, food and

drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of an officer or employee.

“Leave of absence” means any period during which an employee does not receive (i) compensation for employment, (ii) service credit toward pension benefits, and (iii) health insurance benefits paid for by the employer.

“Officer” means a person who holds, by election or appointment, an office created by statute or ordinance, regardless of whether the officer is compensated for service in his or her official capacity.

“Political activity” means any activity in support of or in connection with any campaign for elective office or an political organization, but does not include activities (i) relating to the support or opposition of any executive, legislative, or administrative action, (ii) relating to collective bargaining, or (iii) that are otherwise in furtherance of the person’s official duties.

“Political organization” means a party, committee, association, fund or other organization (whether or not incorporated) that is required to file a statement of organization with the State Board of Elections or a county clerk under Section 9-3 of the Election Code (10 ILCS 5/9-3), but only with regard to those activities that require filing with the State Board of Elections or a county clerk.

“Prohibited political activity” means”

- (1) Preparing for, organizing, or participating in any political meeting, political rally, political demonstrations, or other political event.
- (2) Soliciting contributions, including but not limited to the purchase of, selling, distributing, or receiving payment for tickets for any political fundraiser, political meeting, or other political event.
- (3) Soliciting, planning the solicitation of, or preparing any document or report regarding anything of value intended as a campaign contribution.
- (4) Planning, conducting or participating in any public opinion poll in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
- (5) Surveying or gathering information from potential or actual voters in an election to determine probable vote outcome in connection with a campaign for elective office or on behalf of a political organization for political purposes or for or against any referendum question.
- (6) Assisting at the polls on Election Day on behalf of any political organization or candidate for elective office or for or against any referendum question.
- (7) Soliciting votes on behalf of a candidate for elective office or a political organization or for or against any referendum question or helping in an effort to get voters to the polls.
- (8) Initiating for circulation, preparing, circulating, reviewing, or filing any petition on behalf of a candidate for elective office or for or against any referendum question.

- (9) Making contributions of behalf of any candidate for elective office in that capacity or in connection with a campaign for elective office.
- (10) Preparing or reviewing responses to candidate questionnaires.
- (11) Distributing, preparing for distribution, or mailing campaign literature, campaign signs, or other campaign material on behalf of any candidate for elective office or for or against any referendum question.
- (12) Campaigning for any elective office or for or against any referendum question.
- (13) Managing or working on a campaign for elective office or for or against any referendum question.
- (14) Serving as a delegate, alternate, or proxy to a political party convention.
- (15) Participating in any recent or challenge to the outcome of any election.

“Prohibited source” means any person or entity who:

- (1) Is seeking official action (i) by an officer or (ii) by an employee or by the officer or another employee directing that employee;
- (2) Does business or seeks to do business (i) with the officer or (ii) with an employee, or with the officer or another employee directing that employee;
- (3) Conducts activities related (i) by the officer or (ii) by an employee, or by the officer or another employee directing that employee; or
- (4) Has interests that may be substantially affected by the performance or non-performance of the official duties of the officer or employee.

## **ARTICLE 5**

### **PROHIBITED POLITICAL ACTIVITIES**

Section 5-1. Prohibited political activities.

(a) No officer or employee shall intentionally perform any prohibited political activity during any compensated time, as define herein. No officer or employee shall intentionally use any property or resource of Maine Township in connection with any prohibited political activity.

(b) At no time shall any officer or employee intentionally require other officer or employee to perform any prohibited political activity (i) as part of that officer or employee’s duties, (ii) as condition of employment, or (iii) during any compensated time off (such as holidays, vacation or personal time off).

(c) No officer or employee shall be required at any time to participate in any prohibited political activity in consideration for that officer or employee being awarded additional compensation or any benefit, whether in the form of a salary adjustment, bonus, compensatory time off, continued employment or otherwise, not shall any officer or employee be awarded additional compensation or any

benefit in consideration for his or her participation in any prohibited political activity.

(d) Nothing in this Section prohibits activities that are permissible for an officer or employee to engage in as part of his or her official duties, or activities that are undertaken by an officer or employee on a voluntary basis which are not prohibited by this Ordinance.

(e) No person either (i) in a position that is subject to recognized merit principles of public employment or (ii) in a position the salary for which is paid in whole or in part by federal funds and that is subject to the Federal Standards for a Merit System of Personnel Administration applicable to grant-in-aid programs, shall be denied or deprived of employment or tenure solely because he or she is a member or an officer of a political committee, of a political party, or of a political organization or club.

## **ARTICLE 10**

### **GIFT BAN**

Section 10-1. Gift ban. Except as permitted by this Article, no officer or employee and no spouse of or immediate family member living with any officer or employee (collectively referred to herein as “recipients”), shall intentionally solicit or accept any gift from any prohibited source, as defined herein, or which is otherwise prohibited by law or ordinance. No prohibited source shall intentionally offer or make a gift that violates this Section.

Section 10-2. Exceptions, Section 10- is not applicable to the following:

- (1) Opportunities, benefits, and services that are available on the same conditions as for the general public.
- (2) Anything for which the officer or employee, or his or her spouse or immediate family member, pays the fair market value.
- (3) Any (i) contribution that is lawfully made under the Election Code or (ii) activities associated with a fundraising event in support of a political organization or candidate.
- (4) Educational materials and missions.
- (5) Travel expenses for a meeting to discuss business.
- (6) A gift from a relative, meaning those people related to the individual as father, mother, son, daughter, brother, sister, uncle, aunt, great aunt, great uncle, first cousin, nephew, niece, husband, wife, grandfather, grandmother, grandson, granddaughter, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, and including the father, mother, grandfather or grandmother of the individuals spouse and the individual’s fiancé or fiancée.



- (7) Anything provided by an individual on the basis of a personal friendship unless the recipient has reason to believe that, under the circumstances, the gift was provided because of the official position or employment of the recipient or his or her spouse or immediate family member and not because of personal friendship. In determining whether a gift is provided on the basis of personal friendship, the recipient shall consider the circumstances under which the gift was offered, such as: (i) the history of the relationship between the individual giving the gift and the recipient of the gift, including any previous exchange of gifts between those individuals; (ii) whether to the actual knowledge of the recipient the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and (iii) whether to the actual knowledge of the recipient the individual who gave the gift also at the same time gave the same or similar gifts to other officers or employees or their spouses or immediate family members.
- (8) Food or refreshments not exceeding \$75 per person in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared or (ii) catered. For the purposes of this Section, “catered” means food or refreshments that are purchased ready to consume which are delivered by any means.
- (9) Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the official duties of an officer or employee), if the benefits have not been offered or enhanced because of the official position or employment of the officer or employee, and are customarily provided to others in similar circumstances.
- (10) Intra-governmental and inter-governmental gifts, For the purpose of this Act, “intra-governmental gift” means any gift given to an officer or employee from another officer or employee, and “inter-governmental gift” means any gift given to an officer or employee by an officer or employee of another governmental entity.
- (11) Bequests, inheritances, and other transfers of death.
- (12) Any item or items from any one prohibited source during any calendar year having a cumulative total value of less than \$100.

Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

Section 10-3. Disposition of gifts. An officer or employee his or her spouse or an immediate family member living with the officer or employee, does not violate this Ordinance if the recipient promptly takes reasonable action to return a gift from a prohibited source to source or gives the gift or amount equal to its value to an appropriate charity that is exempt from income taxation under Section 501 (c)(3) if the Internal Revenue Code of 1986, as now or hereafter amended, renumbered, or succeeded.

## **ARTICLE 15**

## **ETHICS ADVISOR**

Section 15-1. The Maine Township Supervisor, with the advice and consent of the Board of Trustees shall designate an Ethics Advisor for Maine Township. The duties of the Ethics Advisor may be delegated to an officer or employee of Maine Township unless the position has been created as an office by Maine Township.

Section -15.2. The Ethics Advisor shall provide guidance to the officers and employees of Maine Township concerning the interpretation and compliance with the provisions of this Ordinance and State ethics laws. The Ethics Advisor shall perform such other duties as may be delegated by the Maine Township Supervisor and Board of Trustees.

## **ARTICLE 20**

### **ETHICS COMMISSION**

Section 20.1. There is hereby created a commission to be known as the Ethics Commission of Maine Township. The Commission shall be comprised of three members appointed by the Supervisor with the advice and consent of the Board of Trustees. No person shall be appointed as a member of the Commission who is related, either by blood or by marriage up to the degree of first cousin, to any elected officer of Maine Township. No more than two members of the Commission shall belong to the same political party at the time such appointments are made, Party affiliation shall be determined by affidavit of the person appointed.

Section 20-2. At the first meeting of the Commission, the initial appointees shall draw lots to determine their initial terms. Two commissioners shall serve 2-year terms, and the third commissioner shall serve a one-year term. Thereafter, all commissioners shall be appointed to 2-year terms. Commissioners may be appointed to serve subsequent terms.

At the first meeting of the Commission, the commissioners shall choose a chairperson from their number, Meetings shall be held at the call of the chairperson or any 2 commissioners. A quorum shall consist of two commissioners, and official action by the commission shall require the affirmative vote of two members.

Section 20-3. The Maine Township Supervisor, with the advice and consent of the Board of Trustees, may remove a commissioner in case of incompetency, neglect of duty or malfeasance in office after service in the commissioner by certified mail, return receipt requested, of copy a of the written charges against the commissioner and after providing an opportunity to be heard in person or by counsel upon not less than 10 days' notice. Vacancies shall be filled in the same manner as original appointments.

Section 20-4. The Commission shall have the following powers and duties:

- (1) To promulgate procedures and rules governing the performance of its duties and the exercise of its powers.
- (2) Upon receipt of a signed, notarized, written complaint, to investigate, conduct hearings and deliberations, issue recommendations for disciplinary actions, impose fines in accordance with Section 25-1 (c) if this Ordinance and refer

violations of Article 5 or Article 10 of this Ordinance to the appropriate attorney for prosecution. The Commission shall, however act only upon the receipt of a written complaint alleging a violation of this Ordinance and not upon its own prerogative.

- (3) To receive information from the public pertaining to its investigations and to require additional information and documents from persons who may have violated the provisions of this Ordinance.
- (4) To compel the attendance of witnesses and to compel the production of books and papers pertinent to an investigation. It is the obligation of all officers and employees of Maine Township to cooperate with the Commission during the course of its investigations. Failure or refusal to cooperate with requests by the Commission shall constitute grounds for discipline or discharge.
- (5) The powers and duties of the Commission are limited to matters clearly within the purview of this ordinance.

Section 20-5. (a) Complaints alleging a violation of this Ordinance shall be filed with the Ethics Commission.

(b) Within 3 business days after the receipt of a complaint, the Commission shall send by certified mail, return receipt requested, a notice to the respondent that a complaint has been filed against him or her and a copy of the complaint. The Commission shall send by certified mail, return receipt requested, a confirmation of the complaint to the complainant within 3 business days after receipt by the commission. The notices to the respondent and the complainant shall also advise them of the date, time, and place of the meeting to determine the sufficiency of the complaint and to establish whether probable cause exists to proceed.

(c) Upon not less than 48 hours' public notice, the Commission shall meet to review the sufficiency of the complaint and, if the complaint is deemed sufficient to allege a violation of this Ordinance, to determine whether there is probable cause, based on the evidence presented by the complainant, to proceed. The meeting may be closed to the public to the extent authorized by the Open Meetings Act. The Commission shall issue notice to the complainant and the respondent of the Commission's ruling on the sufficiency of its complaint, and, if necessary, on probable cause to proceed within 7 business days after receiving the complaint.

If the complaint is deemed sufficient to allege a violation of Article 10 of this Ordinance then the Commission shall notify in writing the attorney designated by the corporate authorities to prosecute such actions and shall transmit to the attorney the complaint and all additional documents in the custody of the Commission concerning the alleged violation.

(d) On the scheduled date and upon at least 48 hours' public notice of the meeting, the Commission shall conduct a hearing on the complaint and shall allow both parties the

opportunity to present testimony and evidence. The hearing may be closed to the public only if authorized by the Open Meetings Act.

(e) Within 30 days after the date the hearing or any recessed hearing is concluded, the Commission shall either (i) dismiss the complaint or (ii) issue a recommendation for discipline to the alleged violator and to the Supervisor and Board of Trustees of the Town of Maine, or impose a fine upon the violator, or both. The particular findings in the case, any recommendation for discipline, and any fine imposed shall be a matter of public information.

(f) If the hearing was closed to the public, the respondent may file a written demand for a public hearing on the complaint within 7 business days after the issuance of the recommendation for discipline or imposition of a fine, or both. The filing of the demand shall stay the enforcement of the recommendation or fine, within 14 days after receiving the demand, the Commission shall conduct a public hearing on the complaint upon at least 48 hours' public notice of the hearing and allow both parties the opportunity to present testimony and evidence. Within 7 days thereafter, the Commission shall publicly issue a final recommendation to the alleged violator and to the Supervisor and Board of Trustees of the Town of Maine or impose a fine upon the violator, or both.

(g) If a complaint is filed during the 60 days preceding the date of any election at which the respondent is a candidate, the Commission shall render its decisions as required under subsection (e) within 7 days after the complaint is filed, and during the 7 days preceding that election, the Commission shall render such decision before the date of that election, if possible.

(h) The Commission may fine any person who intentionally violates any provision of Article 10 of this Ordinance in the amount of not less than \$1,001 and not more than \$5,000. The Commission may fine any person who knowingly files a frivolous complaint alleging a violation of this Ordinance in an amount of not less than \$1,001 and not more than \$5,000. The Commission may recommend any appropriate discipline up to and including discharge.

(i) A complaint alleging the violation of this Act must be filed within one year after the alleged violation.

## **ARTICLE 25**

### **PENALTIES**

Section 25.1. Penalties. (a) A person who intentionally violates any provision of Article 5 of this Ordinance may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days, and may be fined in an amount not to exceed \$2,500.

(b) A person who intentionally violates any provision of Article 10 of this Ordinance is subject to a fine in an amount of not less than \$1,001 and not more than \$5,000.

(c) Any person who intentionally makes a false report alleging a violation of any provision of this Ordinance to the local enforcement authorities, the State's Attorney or any other law enforcement official may be punished by a term of incarceration in a penal institution other than a penitentiary for a period of not more than 364 days, and may be fined in an amount not to exceed \$2,500.

(d) A violation of Article 5 of this Ordinance shall be prosecuted as a criminal offense by an attorney for Maine Township by filing in the circuit court an information, or sworn complaint, charging such offense. The prosecution shall be under and conform to the rules of criminal procedure. Conviction shall require the establishment of the guilt of the defendant beyond a reasonable doubt.

A violation of Article 10 of this Ordinance may be prosecuted as a quasi-criminal offense by an attorney for Maine Township, or, if an Ethics Commission has been created, by the Commission through the designated administrative procedure.

(e) In addition to any other penalty that may be applicable, whether criminal or civil, an officer or employee who intentionally violates any provisions of Article 5 or Article 10 of this Ordinance is subject to discipline or discharge,

**SECTION 2:** The Ordinance shall be in effect upon its passage, approval and publication as provided by law.

Adopted in meeting assembled on April 27, 2004 by the Board of Trustees of the Town of Maine in the County of Cook, State of Illinois.

MAINE TOWNSHIP ORDINANCE 2004-4

AN ORDINANCE GRANTING AN EXCLUSIVE SOLID WASTE AND RECYCLING FRANCHISE IN THE UNINCORPORATED AREAS OF MAINE TOWNSHIP

WHEREAS, the Supervisor and Board of Trustees of Maine Township (“Township”) have determined that an Exclusive Solid Waste and Recycling Franchise for single-family and multi-family buildings of eight (8) or less units in the unincorporated area of Maine Township (“Service Area”) would be in the best interests of both the Township and the User; and

WHEREAS, the Exclusive Solid Waste Franchise would lower and standardize collection and disposal costs; and

WHEREAS, an Exclusive Solid Waste Franchise would stabilize yearly cost increases to the User; and

WHEREAS, Township Enforcement of current public safety and health laws would be greatly enhanced through an Exclusive Solid Waste Franchise; and

WHEREAS, an Exclusive Solid Waste Franchise would minimize and more effectively control the flow of heavy equipment on highways and streets within the Service Area and provide for efficient routing of collection vehicles; and

WHEREAS, the Township has been heretofore authorized by referendum to exercise the powers granted to it in Chapter 60 of the Illinois Compiled Statutes, Act 1, Article 210-Section 5, et. Seq.;

NOW, THEREFORE, BE IT ORDAINED, by the Supervisor and the Board of Trustees of Maine Township, Cook County, Illinois, as follows:

Section 1:       **Award of Franchise.** The Township hereby awards to ARC Disposal Company, Inc. (“ARC”), for five (5) years, an Exclusive Solid Waste and Recycling Franchise within the unincorporated area of Maine Township for all residential single-family and multi-family buildings of eight (8) or fewer units commencing October 4, 2004 and continuing until October 3, 2009, unless otherwise terminated or extended pursuant to agreement between the Township and ARC.

Section 2:       **Single-Family or Multi-Family Buildings of Eight (8) or Fewer Units.** All detached single-family residential and multi-family dwelling units of eight (8) or fewer units shall be serviced by the Exclusive Solid Waste Franchise designated by the Township (“Covered Units”). No person or entity occupying a Covered Unit shall enter into or extend a current contract for solid waste collection after notification by first-class mail to the occupant of the property. Existing contracts shall be deemed invalid after October 3, 2004.

Section 3:       **Waste Disposal Licensing.** No person or entity shall remove garbage and refuse from any of the Covered Units in the unincorporated area of Maine Township or transport garbage or refuse through the streets, alleys, or public ways of the unincorporated area of the Township or in any other manner dispose of garbage or refuse originating in the unincorporated limits of the Township as to the

Covered Units without first having secured a license for performing such garbage and refuse disposal service from the Township.

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law and that all other ordinance or parts of ordinances in conflict with this Ordinance are hereby repealed.

As passed by the Maine Township Board on September 28<sup>th</sup>, 2004.

STATE OF ILLINOIS     )  
COUNTY OF COOK       )  
TOWN OF MAINE         )

ORDINANCE 2009-3

SECOND AMENDMENT TO ORDINANCE NO. 97-RB-4 AND 97-5  
**MAINE TOWNSHIP STOPPING, STANDING OR PARKING IN SPECIFIED PLACES**

BE IT ORDAINED by the Maine Township Board of Trustees:

Paragraph (1) of Subsection 1 of Section A is hereby deleted and the following provision inserted:

In a public parking area if the vehicle does not display an annual registration sticker or plate or a current temporary permit pending registration or if the vehicle displays an annual registration sticker which is expired and/or the condition of the vehicle is such that it constitutes a hazard to the public health and/or safety, then any such vehicle shall be subject to being tickets by the Highway Commissioner or Township Code Enforcement Officer, and subject to a fine set forth in the Township Property Maintenance Code (Ordinance 97-3) and following the expiration of ten days if the condition for which the ticket was issued is not remedied, the Highway Commissioner or Township Code Enforcement Officer shall be authorized to tow such vehicle at the owner's expense.

Passed by the Town Board of Trustees of the Town of Maine assembled on the 28<sup>th</sup> day of July, 2009.



STATE OF ILLINOIS     )  
COUNTY OF COOK     )  
TOWNSHIP OF MAINE    )

**ORDINANCE NO 2011-3**

WHEREAS, the Town of Maine (the “Township”) and the Maine Township Highway Commissioner (the “Commissioner”) entered into an Intergovernmental Agreement (the “IGA”) with the County of Cook on or about June 28, 2011, by the terms of which, among other things, the Sheriff of Cook County (the “Sheriff”) will provide enforcement of County ordinances governing the regulation of traffic, standing, parking and the condition of vehicles in the unincorporated area of Maine Township and on the roads and highways under the jurisdiction of the Commissioner:

WHEREAS, the IGA requires the Township to adopt those sections of the Cook County Vehicle Code which are to be enforced by the Sheriff and administered through an administrative adjudication proceeding for violations occurring in unincorporated Maine Township and on the roads under jurisdiction of the Commissioner;

NOW, THEREFORE, IT IS RESOLVED AND ORDAINED AS FOLLOWS:

1. Preamble. The preamble above is incorporated herein by this reference.
2. Adoption of County Vehicle Code Provisions. The Township and the Commissioner hereby adopt all pertinent County Ordinance sections governing the regulation of traffic, including standing, parking and the condition of vehicles consisting of Chapter 82 of the Cook County Vehicle Code, Sections 82-86 through 82-100 through 82-133, as the Ordinances of the Town of Maine and the Maine Township Highway Commissioner, as if fully set forth herein word for word, governing all of the roads and highways under the jurisdiction of the Maine Township Highway Commissioner. The pertinent sections of the Cook County Vehicle Code, Chapter 82, Sections 82-86 through 82-100 and Sections 82-100 through 82-133, are attached hereto as “Exhibit A” and incorporated fully herein by this reference.

THEREFORE, be it Resolved and Ordained, that this resolution be and the same is hereby adopted by the Town Board of Trustees of the Town of Maine, Cook County, Illinois, on this 26<sup>th</sup> day of July, 2011

**Exhibit A**

**Sec. 82-86. – Stopping, standing and parking, prohibited in various locations.**

Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic-control device, no person shall:

- (1) Stop, stand or park a vehicle:
  - A. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
  - B. On a sidewalk;
  - C. Within an intersection;
  - D. On a crosswalk;
  - E. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
  - F. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
  - G. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
  - H. On any railroad tracks or within a distance of ten feet from the outer rails thereof;
  - I. At any place where official signs prohibit stopping;
  - J. On a controlled-access highway;
  - K. In the area between roadways of a divided highway, including crossovers.
- (2) Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge passengers:
  - A. In front of a public or private driveway;
  - B. Within 15 feet of a fire hydrant;
  - C. Within 20 feet of a crosswalk at an intersection;

- D. Within 30 feet upon the approach to any flashing signal, yield sign, or traffic-control signaled located at the side of a roadway;
- E. Within 20 feet of the driveway entrance to any fire station and on the side a street opposite the entrance to any fire station within 75 feet of such entrance (when properly sign-posted);
- F. At any place where official signs prohibit standing;
- G. In a fire lane or within eight feet of the entrance to a fire lane.

(3) Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers:

- A. Within 50 feet of the nearest rail of a railroad crossing;
- B. At any place where official signs prohibit parking.

(4) Any person who shall violate or fail to comply with any provision of the above section with the exception of Subsections (1)H., (2)E. and (3)A., shall be fined \$50.00 for each offense.

(5) Any person who shall violate or fail to comply with any provision of Subsections (2)E. and (3)A. shall be fined \$75.00 for each offense.

(6) Any person who shall violate or fail to comply with any provision of Subsection (1)H. shall be fined \$100.00 for each offense.

**Sec. 82-87. – Distance from the curb.**

(A) Except as otherwise provided in this section, every vehicle stopped or parked upon a two-way roadway shall be so stopped or parked with right-hand wheels parallel to and within 12 inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder.

(B) No person shall move a vehicle not lawfully under such person's control into any prohibited area or away from a curb such distance as is unlawful.

(C) Except when otherwise provided by local ordinance, every vehicle stopped or parked upon a one-way roadway shall be stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with its right-hand wheels within 12 inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder, or with its left-wheels within 12 inches of the left-hand curb or as close as practicable to the left

side of the left-hand shoulder. Any person found in violation of any provision in this section will be fined \$50.00

**Sec. 82-88. – Violation of posted signs; penalty.**

(A) No person shall stop, park or leave standing at any time any vehicle, whether attended or unattended, within the right-of-way of any roadway under the jurisdiction of the County where necessary signs are posted prohibiting parking, which such signs shall be posted at the discretion of the Cook County Superintendent of Highways.

(B) Every person found guilty of violating this shall be guilty of a misdemeanor and be punished by a fine of not less than \$5.00 and not more than \$100.00 for each offense.

**Sec. 82-89. - Stopping, standing or parking outside of business or residential district.**

(a) *Unobstructed width opposite a standing vehicle.* Outside a business or residential district, no person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the roadway when it is practical to stop, park or so leave such vehicle off the roadway, but in every event an unobstructed width of the highway opposite a standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicle shall be available from a distance of 200 feet in each direction upon such highway.

(b) *Posting signs.* The Cook County Department of Highways with respect to highways under its jurisdiction or for the maintenance of which it is responsible may place signs prohibiting or restricting the stopping, standing or parking of vehicles on any highway where in its opinion such stopping, standing or parking is dangerous to those using the highway or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic thereon. Any such regulations adopted by the Department regarding the stopping, standing or parking of vehicles upon any specific street, streets or highways become effective at the time of the erection of appropriate signs indicating such regulations. Any such signs may be erected by the Department or by a local authority with the approval of the State Department of Transportation.

(c) *Exception.* This section and Sections 82-93 and 82-94 shall not apply to the driver of any vehicle which is disabled in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the vehicle in such position.

**Sec. 82-90.- Parking on county property.**

It shall be unlawful to park any vehicle upon any property owned by the County and used for the transaction of public business where such parking is prohibited by order of the custodian of the property; provided, this section shall not apply to County-owned vehicles or to other vehicles whose operation is useful or essential to the proper functioning of the department, board or commission occupying the property. The custodian of the property shall post "No Parking" signs indicating the foregoing prohibition. Any person found in violation of any provision of this section will be fined \$50.00.

**Sec. 82-91. - Parking in alleys.**

(a) It shall be unlawful to park any vehicle in any alley for a period of time longer than is necessary for the expeditious loading, unloading, pick-up or delivery of materials from such vehicle.

(b) It shall be unlawful to park a vehicle in an alley in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic or to block the entrance to any abutting property. Any person found in violation of any provision of this section will be fined \$50.00.

**Sec. 82-92. - Parking of trucks restricted.**

(a) No person shall stand or park any truck, tractor, semi-trailer, recreational vehicle more than 22 feet in length, self-contained motor home, or bus on any residential street for a longer period than is necessary for the reasonably or expeditious loading or unloading of such vehicle.

(b) No person shall stand or park any truck, tractor, semitrailer, trailer or self-contained motor home, or bus on any business street for a longer period than is necessitated for the reasonably expeditious loading or unloading of such vehicle. Any person found in violation of this section will be fined \$50.00.

**Sec. 82-93. - Parking privileges for persons with disabilities.**

(a) A motor vehicle bearing registration plates issued to a person with disabilities, as defined by 625 ILCS 5/1-159.1 (person with disabilities defined), pursuant to 625 ILCS 5/3-616 (person with disabilities license plates), or to a disabled veteran pursuant to 625 ILCS 5/3-609 (disabled veterans' plates), or a special decal or device issued pursuant to 625 ILCS 5/3-616 (person with disabilities license plates) or pursuant to 625 ILCS 5/11-1301.2 (special decals for a person with disabilities parking) or a motor vehicle registered in another jurisdiction, State territory or foreign country upon which is displayed a registration plate, special decal or device issued by the other jurisdiction designating the vehicle is operated by or for a handicapped person shall be exempt from the payment of parking meter fees and exempt from ordinances imposing time limitations on parking, except limitations of one-half hour or less, on any street or highway zone, or any parking lot or parking place which are owned, leased or owned and leased by a municipality or a municipal parking utility; but, such vehicle shall be subject to the laws which prohibit parking in "no stopping" and "no standing" zones in front of or near fire hydrants, driveways, public building entrances and exits, crosswalks, bus stops and loading areas, and is prohibited from parking where the motor vehicle constitutes a traffic hazard, whereby such motor vehicle shall be moved at the instruction and request of a law enforcement officer to a location designated by the officer. Any motor vehicle bearing registration plates or a special decal or device specified in this section or in 625 ILCS 5/3-616 (person with disabilities license plates) or such as specifically authorized in 625 ILCS 5/11-1301.2 (special decals for a person with disabilities parking) as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran may park, in

addition to any other lawful place, in any parking place specifically reserved for such vehicles by the posting of an official sign.

(b) Parking privileges granted by this section are strictly limited to the person to whom the special registration plates, special decal or device were issued and to qualified operators acting under his express direction while the person with disabilities is present.

(c) Such parking privileges granted by this section are also extended to motor vehicles of not-for-profit organizations used for the transportation of persons with disabilities when such motor vehicles display the decal or device issued pursuant to 625 ILCS 5111-1301.2 (special decals for a person with disabilities parking).

**Sec. 82-94. - Unauthorized use of parking places reserved for persons with disabilities.**

(a) *Registration plates or decals.* It shall be prohibited to park any motor vehicle which is not bearing registration plates or decals issued to a person with disabilities, as defined in 625 ILCS 511-159.1 (person with disabilities defined) pursuant to 625 ILCS 5/3-616 (person with disabilities license plates) or 625 ILCS 5111-1301.2 (special decals for a person with disabilities parking), or to a disabled veteran pursuant to 625 ILCS 5/3-609 (disabled veterans' plates), as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran, in any parking place, including any private or public off-street facility, specifically reserved, by the posting of an official sign.

(b) *Removal of authorized vehicles.* Any person or local authority owning or operating any public or private off-street parking facility may, after notifying the Sheriff's Police Department, remove or cause to be removed to the nearest garage or other place of safety any vehicle parked within a stall or space reserved for use by the handicapped which does not display handicapped registration plates or a special decal or device as required under this section.

(c) *Fine.* Any person found guilty of violating the provisions of this section shall be fined \$250.00, in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under this section.

**Sec. 82-95. - Parking meters.**

It shall be unlawful to park any vehicle in a designated parking meter zone or space without depositing a United States coin or other acceptable form of payment of the denomination indicated on the meter and putting the meter in operation or to park any vehicle in such zone or space for a period longer than is designated on the meter for the value of the coin or coins deposited in the meter; provided, however, these provisions shall not apply during such hours of the day as designated from time to time by order of the County Board. Any person found in violation of this section will be fined \$50.00.

**Sec. 82-96.- Repairs to vehicles on public way.**

No person shall change any parts, repair, wash, grease, wax, polish or clean a vehicle on any public way, under jurisdiction of the County, except such repairing, cleaning or

polishing as is necessary to insure good vision, or such emergency repairs as are necessary to remove such vehicle from the public way. Such emergency repairs shall be made only as close as possible to the right-hand edge of the roadway, with the vehicle facing in the direction of the traffic flow. Every person found to be in violation of this section shall be fined \$50.00.

**Sec. 82-97. - Parking for certain purposes prohibited.**

No person shall park a vehicle upon any roadway, under jurisdiction of the County or in any public off-street parking facility for any of the following purposes:

- (a) To display such vehicle for sale.
- (b) To perform maintenance or repair such vehicle, except for repairs necessitated by an emergency.
- (c) To sell merchandise from such vehicle.
- (d) Any person who violates any provision of this section shall be fined \$50.00 for each offense.

**Sec. 82-98. - Unattended motor vehicles.**

(a) No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the brake thereon and, when standing upon any perceptible grade, turning the front wheels to the curb or side of the highway.

(b) Nothing in this section prohibits the use of a remote ignition start device which is capable of starting a vehicle's ignition without the vehicle's ignition key, if (a) the vehicle is equipped with an anti-theft feature which prevents the vehicle from being driven without the ignition key being properly inserted; and (b) the owner of the vehicle displays on the vehicle a decal or sticker indicating the presence of such a remote ignition start device. Every person found in violation of this section shall be fined \$50.00.

**Sec. 82-99. -Parking in parking lots.**

- (a) It shall be unlawful for any person not so entitled to park a vehicle in a public parking lot.
- (b) It shall be unlawful for any person not so entitled to park a vehicle in a private parking lot established voluntarily or pursuant to the County Zoning Ordinance to provide off-street parking facilities for tenants or employees of the owner.
- (c) Whenever any vehicle is parked in violation of this section, any police officer or other person authorized to issue parking violation notices. Upon a written complaint signed by the owner of the parking lot or by his authorized agent that the vehicle is not entitled to the privileges of the parking lot, may attach a parking violation notice to the vehicle.

- (d) Any person who violates Subsection (a) or (b) of this section shall be fined \$50.00 for each offense.

**Sec. 82-100.- Removal of parking permit or notice of violation.**

- (a) It shall be unlawful for any person, other than the driver of the vehicle, to remove from a vehicle a notice of violation affixed pursuant to the vehicle code.
- (b) Every person found in violation of this section shall be fined not less than \$100.00.

**Sec. 82-110.- Brakes-Required.**

(a) Every motor vehicle, other than a motorcycle, when operated on any roadway under the County's jurisdiction shall be equipped with brakes adequate to control the movement of and to stop and hold such vehicle. The brake system shall include two separate means of applying the brake, each of which means shall operate to apply the brakes to at least two wheels. If the two separate means of applying the brakes are connected in any way, they shall be so constructed that failure of any one part of the operating mechanism shall not leave the motor vehicle without brakes on at least two wheels.

(b) Every motorcycle and motor-driven cycle when operated on any roadway under the County's jurisdiction shall be equipped with at least one brake, which may be operated by hand or foot.

(c) Every trailer or semi-trailer of a gross weight of 3,000 pounds or more when operated on any roadway under the County's jurisdiction shall be equipped with brakes adequate to control the movement of and to stop and to hold such vehicle and so designed as to be applied by the driver of the towing motor vehicle from its cab. Such brakes shall be so designed and connected that in case of an accidental breakaway of the towed vehicle the brakes are automatically applied. Any person found in violation of any provision of this section will be fined \$25.00.

**Sec. 82-111.- Brakes-Stopping Capability-Maintenance.**

(a) The service brakes upon any motor vehicle or combination of vehicles operating on a level surface shall be adequate to stop such vehicle or vehicles within a distance of 30 feet when traveling 20 miles per hour upon dry asphalt or concrete pavement surface free from loose material.

(b) Under the above conditions the hand brake shall be adequate to stop such vehicle or vehicles within a distance of 55 feet and the hand brake shall be adequate to hold such vehicle or vehicles stationary on any grade upon which operated.

(c) Under the above conditions the service brakes upon an antique vehicle, as defined in the Illinois Vehicle Code, shall be adequate to stop the vehicle within a distance of 40 feet and the hand brake adequate to stop the vehicle within a distance of 55 feet.



(d) All braking distances specified in this section shall apply to all vehicles mentioned, whether such vehicles are not loaded or are loaded to the maximum capacity permitted by law.

(e) All brakes shall be maintained in good working order and shall be so adjusted as to operate evenly with respect to the wheels on opposite sides of the vehicle. Any person found in violation of any provision of this section will be fined \$25.00

**Sec. 82-112. - Windshield wipers.**

Every motor vehicle, except motorcycles and motor-driven cycles, operating or parked on any roadway under the County's jurisdiction and equipped with a windshield shall also be equipped with a self-operating windshield wiper which shall be maintained in good operating condition. The windshield wiper shall provide clear vision through the windshield for the driver and shall be operated under conditions of fog, snow or rain. This section shall not apply to snow removal equipment equipped with adequate manually operated windshield wipers. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-113.- Horns and warning devices.**

(a) Every motor vehicle when operated upon any roadway shall be equipped with a horn in good working order and capable of emitting sound audible under normal conditions from a distance not less than 200 feet, but no horn or other warning device shall emit an unreasonably loud or harsh sound or a whistle.

(b) No vehicle shall be equipped with nor shall any person use upon a vehicle any siren, whistle or bell, except that this shall not apply to an authorized emergency vehicle as otherwise permitted in the traffic code. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-114.- Required lighting.**

When upon any roadway, subject to exceptions with respect to parked vehicles:

(a) Every motorcycle shall exhibit at all times at least one lighted lamp showing a white light visible at a distance of 500 feet in the direction of travel;

(b) All motor vehicles other than motorcycles shall exhibit at least two lighted head lamps showing white lights or lights with a yellow or amber tint, during the period of sunset to sunrise, and at any other times when due to insufficient natural light or unfavorable atmospheric conditions (fog, snow or rain), person and vehicles are not clearly discernible for a distance of 1,000 feet in the direction of travel;

(c) Each motor vehicle, trailer or semi-trailer shall also exhibit at least one lighted lamp which shall be so situated as to throw a red light visible for at least 500 feet in the reverse direction;

(d) The registration plate at the back of every motorcycle and every motor vehicle shall be so lighted that the numbers on said plate shall be plainly legible and intelligible at a distance of 50 feet; and

(e) Every trailer having a gross weight of 3,000 pounds or less including the weight of the trailer and maximum load shall be equipped with two lighted lamps, one on each side of the rear of such trailer which shall be so situated as to throw a red light visible for at least 500 feet in the reverse direction. Any person found in violation of any provision of this section shall be fined \$25.00.

**Sec. 82-115.- Spot lamps and auxiliary driving lamps.**

(a) Any motor vehicle may be equipped with not to exceed one spot lamp, except authorized emergency vehicles, and every lighted spot lamp shall be so aimed and used upon approaching another vehicle that no part of the high intensity portion of the beam will be directed to the left of the prolongation of the extreme left side of the vehicle nor more than 100 feet ahead of the vehicle.

(b) Any motor vehicle may be equipped with not to exceed three auxiliary driving lamps mounted on the front at a height not less than 12 inches nor more than 42 inches above the level surface upon which the vehicle stands. Any person found in violation of this section shall be fined \$25.00.

**Sec. 82-116.- Side cowl, fender, running board courtesy and back-up lamps.**

(a) Any motor vehicle may be equipped with not more than two side cowl or fender lamps which shall emit an amber or white light without glare.

(b) Any motor vehicle may be equipped with not more than one running board courtesy lamp on each side thereof which shall emit a white or amber light without glare.

(c) Any motor vehicle may be equipped with a back-up lamp either separately or in combination with another lamp; except that no such back-up lamp shall be continuously lighted when the motor vehicle is in forward motion.

(d) Whenever a motor vehicle equipped with head lamps as herein required is also equipped with any auxiliary lamps or a spot lamp or any other lamp on the front thereof projecting a beam of an intensity greater than 300 candle-power, not more than a total of four of any such lamps on the front of a vehicle shall be lighted at any one time when upon a highway. Any person found in violation of any provision of this section shall be fined \$25.00.

**Sec. 82-117.- Non-motor-driven vehicles-Lighting requirements.**

All non-motor-driven vehicles including animal-drawn vehicles while being operated or parked on any roadway under the jurisdiction of the County between the period of sunset to sunrise shall at all times be equipped with at least one lighted lamp or lantern exhibiting

a white light visible from a distance of 500 feet to the front of such vehicle and with a lamp or lantern exhibiting a red light visible from a distance of 500 feet to the rear. Any person found in violation of this section shall be fined \$25.00.

**Sec. 82-118. - Parked vehicles-Lighting regulations.**

(a) Whenever a vehicle is lawfully parked at nighttime upon any lighted street within a business or residence district, no lights need be displayed upon such parked vehicle.

(b) Whenever a vehicle is parked upon an unlighted street or highway during the hours between one-half hour after sunset and one-half hour before sunrise, such vehicle shall be equipped with one or more lamps which shall exhibit a white light on the roadway side visible from a distance of 500 feet to the front of the vehicle and a red light visible from a distance of 500 feet to the rear.

(c) Any lighted head lamps upon a parked vehicle shall be depressed or dimmed. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-119.- Suspension system.**

(a) It shall be unlawful to operate or park a motor vehicle on any roadway, that is under jurisdiction of the County, when the suspension system has been modified from the original manufactured design by lifting the body from the chassis in excess of three inches or to cause the horizontal line from the front to the rear bumper to vary over the three inches in height when measured from a level surface of the highway to the lower edge of the bumper.

(b) Nothing in this section shall prevent the installation of manufactured heavy duty equipment to include shock absorbers and overload springs, nor shall anything contained in this section prevent a person to operate a motor vehicle with normal wear of the suspension system if such condition does not affect the control or safe operation of the vehicle. This section shall not apply to motor vehicles designed or modified primarily for off-highway racing purposes while such vehicles are in tow or to motorcycles or motor-driven cycles. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-120.- Bumpers.**

(a) Every motor vehicle of the first division and recreational vehicles must be equipped with both front and rear bumpers while being operated or parked on any roadway within the County's jurisdiction. The bumper height shall not be modified to vary more than three inches from the original manufactured bumper height for that vehicle when measured from a level surface of the highway to the lower edge of the bumper. Nothing in this section shall prevent the installation of manufactured bumper guards.

(b) This section shall not apply to any motor vehicle designed or modified primarily for off-highway racing purposes while such vehicle is in tow or to motorcycles or motor-driven cycles or to an antique vehicle when registered as such and where the original

design did not include bumpers. Any person found in violation of subsection (a) of this section will be fined \$25.00.

**Sec. 82-121. - Rear view mirrors.**

Every motor vehicle, whether parked, operated singly or when towing another vehicle shall be equipped with a mirror so located as to reflect to the driver a view of the roadway for a distance of at least 200 feet to the rear of such vehicle. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-122.- Rear reflectors on trailers.**

Every trailer having a gross weight of 3,000 pounds or less including the weight of the trailer and maximum load, towed either by a motor vehicle of the first division or a motor vehicle of the second division shall be equipped with two red reflectors, which will be visible when hit by headlight beams 300 feet away at night, located on the rear of the body of such trailer, not more than 12 inches from the lower left hand and right hand comers. Any person in violation of this section will be fined \$25.00.

**Sec. 82-123.- Exhaust system.**

(a) (1) Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke.

(2) No person shall use a muffler cutout, by-pass, straight pipe or similar device upon a motor vehicle on a public way.

For purposes of this subsection (a), the term "straight pipe" shall mean a muffler without baffles or any other noise inhibiting device.

(b) The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke. Any person in violation of any provision of this section will be fined \$25.00.

**Sec. 82-124. - Burglar alarms.**

(a) In any vehicle equipped with a continuous or intermittent audible signal device which acts as a burglar alarm, such device shall be limited in operation to four minutes after activation and shall be incapable of further operation until reset to become active again.

(b) No person shall install or maintain in any vehicle registered in the County any continuous or intermittent audible signal device for use as a burglar alarm unless the device is equipped with an automatic shut-off mechanism to terminate the alarm sound after four minutes and an automatic reset mechanism to reengage the alarm for further operation. No person shall operate or park on any roadway any vehicle equipped with any continuous or intermittent audible signal device for use as a burglar alarm unless the device is equipped

with an automatic shut-off mechanism to terminate the alarm sound after four minutes and an automatic reset mechanism to reengage the alarm for further operation.

(c) Any person who violates this section shall be subject to a fine of \$50.00 for each offense. Any person who violates this section a second time shall be subject to a fine of \$75.00, any person who violates this section a third or subsequent time shall be subject to a fine of \$100.00. Each installation and each use of an alarm in violation of this section shall constitute a separate and distinct offense; provided, however, it shall not be a violation of this section to operate a device for a period of time in excess of four minutes if the device is designed to be triggered by the unauthorized opening of the hood, trunk or door of the vehicle, or by the breaking of a window, and the operation of the device in excess of four minutes was so caused.

**Sec. 82-125. - Registration plates.**

(a) Registration plates issued for a motor vehicle other than a motorcycle, trailer, semi-trailer or truck-tractor shall be attached to the front and rear of the vehicle.

(b) The registration plate issued for a motorcycle, trailer or semi-trailer shall be attached to the rear thereof.

(c) The registration plate issued for a truck-tractor shall be attached to the front thereof. (d)

Every registration plate shall at all times be securely fastened in a horizontal position to the vehicle for which it is issued so as to prevent the plate from swinging and at a height of not less than 12 inches from the ground, measuring from the bottom of such plate, in a place and position to be clearly visible and shall be maintained free from foreign materials and in a condition to be clearly legible. No registration plate shall be covered by any tinted or colored screen.

(e) It is illegal to park a vehicle on any roadway under the County's jurisdiction if the registration plate or other registration material fails to comply with subsections (a) through (d) or subsection (f) of this section.

(f) Every registration plate, temporary permit or evidence of temporary registration must bear evidence of proper registration for the current period and be displayed in the manner required by the secretary of state. Any person in violation of any provision of this section will be fined \$50.00.

**Sec. 82-126.- County wheel tax sticker.**

The County wheel tax sticker shall be purchased and displayed in accordance with the provisions of Chapter 74, Article XIV, of the County Code. Any person who violates this section shall be fined pursuant to Chapter 74, XIV, of the County Code.

**Sec. 82-127.- Safety belts.**

(a) Each driver and front seat passenger of a passenger motor vehicle shall wear properly adjusted and fastened seat safety belts, except that a child less than six years of age shall be protected as required by the Child Passenger Protection Act of the State of Illinois. Each driver of a passenger motor vehicle transporting a child six years of age or more, but less than 16 years of age, in the front seat of a passenger motor vehicle shall be responsible for securing such child in a properly adjusted and fastened seat safety belt. For the purposes of this section, use of seat safety belts shall include the use of shoulder harnesses where such harness is a standard part of the equipment of the passenger motor vehicle.

(b) All school buses, as defined in Section 1-182 of the Illinois Vehicle Code, codified as 625 ILCS 511-182, as amended, that meet the minimum Federal Motor Vehicle Safety Standards 222 for the purposes of transporting children 18 and under shall be equipped with an individual set of seat safety belts meeting Federal Motor Vehicle Safety Standards 208 and 209 as they apply to a multi-passenger vehicle with a gross weight at or under 10,000 pounds, in good operating condition for each passenger. No school bus shall be operated unless all passengers' safety belts are fastened.

(c) The provisions of this section shall not apply to:

- (1) A driver or passenger frequently stopping and leaving the vehicle or delivering property from the vehicle, if the speed of the vehicle between stops does not exceed 15 miles per hour;
- (2) A driver or passenger possessing a written statement from a physician that he or she is unable for medical or physical reasons to wear a seat safety belt;
- (3) A driver or passenger possessing a certificate or license endorsement issued by the Motor Vehicle Division of the state or a similar agency in another state or county indicating that the driver or passenger is unable for medical, physical or other valid reasons to wear a seat safety belt;
- (4) A driver operating a motor vehicle in reverse;
- (5) A passenger motor vehicle manufactured before January 1, 1965;
- (6) A motorcycle, motortricycle or moped;
- (7) Any passenger motor vehicle which is not required to be equipped with seat safety belts under state or federal law, except school buses;
- (8) A passenger motor vehicle operated by a postal carrier of the United States Postal Service while such carrier is performing his or her duties as a postal carrier; or
- (9) A school bus transporting students who reside and attend schools situated outside of the city.

(d) Any person who shall violate the provisions of this section shall be fined \$75.00.

**Sec. 82-128.- Broken or inoperable lamps; broken or cracked glass.**

(a) No person shall operate or park any vehicle on any roadway under the County's jurisdiction if any lamp or light required for the vehicle by this Code is broken or inoperable.

(b) No person shall operate or park any vehicle on any roadway under the County's jurisdiction, if any window of the vehicle is missing, broken, or cracked and the crack exceeds six inches in length. Any person found in violation of this section will be fined \$25.00.

**Sec. 82-129.- Obstruction of driver's vision; tinted and nonreflective windows.**

(a) No person shall operate or park a motor vehicle on any roadway under the County's jurisdiction, with any sign, poster, window application, reflective material, nonreflective material or tinted film on the front windshield, side-wings or side windows immediately adjacent to either side of the operator. A nonreflective tint screen may be used along the uppermost portion of the front windshield if the material does not extend more than six inches down from the top of the windshield.

(b) It is unlawful to park or stand a vehicle on any portion of the public way under the County's jurisdiction if the vehicle is equipped with nonreflective, smoked or tinted glass or nonreflective film on the front windshield, side-wings or side windows immediately adjacent to either side of the driver's seat.

(c) It is a defense to a charged violation of subsection (a) or subsection (b) of this section that the motor vehicle complies with the use, medical prescription and documentation provisions of Paragraph (g) of Section 12-503 of the Illinois Vehicle Code, as amended. Any person found in violation of subsection (a) and (b) of this section will be fined \$25.00.

**Sec. 82-130.- Blue lights and flashing, rotating or oscillating blue beams.**

No person shall drive, move, or park any vehicle or equipment upon any roadway under the County's jurisdiction with any device thereon displaying a blue [light] thereof, except a vehicle owned and operated by a police department, law enforcement agency or an emergency vehicle, or place, maintain, or display upon or in view of any public or oscillating blue beam. Any person found in violation of this section will be fined \$100.00.

**Sec. 82-131. - Red lights and flashing lights.**

(a) No person shall drive, move or park any vehicle or equipment upon any roadway, under the County's jurisdiction, with any lamp or device thereon displaying a red light visible from directly in front thereof.

(b) Flashing lights are prohibited on motor vehicles, except as a means for indicating a right or left turn or an emergency stop.

(c) The provisions of this section shall not apply to authorized emergency vehicles. Any person found in violation of subsection (a) or (b) of this section will be fined \$100.00.

**Sec. 82-132.- Destructive substances on public way.**

(a) No person shall throw or deposit upon any public way any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal or vehicle upon such public way.

(b) Any person who drops, or permits to be dropped or thrown, upon any public way any destructive or injurious material shall immediately remove the same or cause it to be removed.

(c) Any person removing wrecked or damaged vehicle from a public way shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

(d) No person shall cast, throw or deposit any litter, upon any public way.

(e) Any police officer or law enforcement officer observing a violation of this section may issue a notice of violation or other appropriate citation to any person violating any of the provisions of this section. Any person found violating any provision of this section will be fined \$100.00.

**Sec. 82-133.- Metal-tired vehicles or equipment.**

No person shall drive, move, or park on any public way, under the County's jurisdiction any metal-tired vehicle or equipment having on the periphery of any wheel a block stud, flange, cleat, or spike or any other protuberance of any metal other than rubber which projects beyond the tread of the traction surface of the tire; provided, however, it shall be permissible to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, mud or other conditions tending to cause a vehicle to skid. Every person found in violation of this section will be fined \$50.00.



STATE OF ILLINOIS     )  
COUNTY OF COOK     )  
TOWNSHIP OF MAINE    )

**ORDINANCE NO. 2014-3**

**ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF UNINCORPORATED MAINE TOWNSHIP, COOK COUNTY, ILLINOIS, THE QUESTION WHETHER THE TOWNSHIP SHOULD HAVE THE AUTHORITY UNDER PUBLIC ACT 097-0823 TO ARRANGE FOR THE SUPPLY OF ELECTRICITY FOR ITS RESIDENTIAL AND SMALL COMMERCIAL RETAIL CUSTOMERS WHO HAVE NOT OPTED OUT OF SUCH PROGRAM**

**RECITALS**

1. Recently the Illinois General Assembly amended the Illinois Power Agency Act, Chapter 20, Illinois Compiled Statutes, Act 3855, by adding Section 1-92 entitled “Aggregation of Electrical Load by Municipalities, Township and Counties” (hereinafter referred to as the “Act”).

2. Under the Act, if Maine Township (“Township”) seeks to operate the aggregation program under the Act as an opt-out program for residential and small commercial retail customers, then prior to an adoption of an Ordinance to establish a program, the Township must first submit a referendum to its residents to determine whether or not the aggregation program shall operate as an opt-out program for residential and small commercial retail customers. If the majority of the electors voting on the question vote in the affirmative than the Township Board may implement an opt-out aggregation program for the residential and small commercial retail customers.

3. The Township Board hereby finds that it is in the best interest of Maine Township to operate the aggregation program under the Act as an opt-out program and to submit the question to the electors in a referendum pursuant to the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE SUPERVISOR AND THE BOARD OF TRUSTEES OF MAINE TOWNSHIP, COOK COUNTY, ILLINOIS, AS FOLLOWS:

Section One: The Township Board of Maine Township finds that the recitals set forth above are true and correct and includes the recitals in this Ordinance.

Section Two: The Township Board finds and determines that it is in the best interests of Maine Township to operate the aggregation program under the Act as an opt-out program

Section Three: In the event such question is approved by a majority of the electors voting on the question at the General Election on November 4, 2014, the Township Board may implement an opt-out aggregation program and if the Township Boards adopts the program, the Township shall comply with all the terms and provisions of the Act.

Section Four: The Township Clerk is directed to immediately certify and submit the following question to the Cook County Clerk to be placed on the ballot for the General Election to be held on November 4, 2014, in the following form:

Shall Maine Township have the authority to arrange for the supply of electricity for its residential and small commercial retail customers who have not opted out of such program?	YES
	NO

Section Five: In the event the State of Illinois amends the Act to revise the form of the question to be placed on the ballot, the Supervisor is authorized to direct the County Clerk to change the form of the question to conform with the amended Act, if required.

Section Six: The Township has elected to work in collaboration with NIMEC (The Northern Illinois Municipal Electric Collaborative) who will use their professional expertise to develop a Plan of Operation and Governance, conduct the RFP process and coordinate with Illinois Commerce Commission, Illinois Power Authority, Attorney General’s Office and Commonwealth Edison.

Section Seven: This Ordinance shall be in full force and effect from and after its passage and approval as required by the Law.

ADOPTED by the Supervisor and the Board of Trustees of Maine Township, Cook County, Illinois, on the 22<sup>nd</sup> day of July, 2014, and deposited and filed in the Office of the Township Clerk.

STATE OF ILLINOIS     )  
COUNTY OF COOK     )  
TOWNSHIP OF MAINE    )

**ORDINANCE NO. 2014-5**

**ORDINANCE AUTHORIZING AGGREGATION  
OF ELECTRICAL LOAD AND ADOPTING  
AN ELECTRICAL AGGREGATION  
PLAN OF OPERATION AND GOVERNANCE**

**RECITALS**

1. Recently the Illinois Power Agency Act, Chapter 20, Illinois Compiled Statutes, Act 3855, added Section 1-92 entitled Aggregation of Electrical Load by Municipalities, Townships and Counties (hereinafter referred to as the “Act”).

2. Under the act, the Township may operate the Aggregation Program under the act as an opt-out program for residential and small commercial retail customers, if a referendum is passed by a majority vote of the residents pursuant to the requirements under the Act

3. The Township submitted the question in a Referendum on November 4, 2014, and a majority of the electors voting on the question voted in the affirmative.

4. The Township Board hereby finds that it is in the best interest of the Township to operate the Aggregation Program under the Act as an opt-out program and to implement the program according to the terms of the Act.

5. The Act requires that prior to the implementation of an opt-out Electric Aggregation Program by the Township, the Township Board must adopt an Electric Power Aggregation Plan of Operation and Governance and hold not less than two (2) public hearings.

6. The Township held the required Public Hearings for the Electric Power Aggregation Plan of Operation and Governance on September 30, 2014 at 7:00 p.m. and October 23, 2014 at 7:00 p.m. and provided public notice

BE IT ORDAINED BY THE SUPERVISOR AND BOARD OF TRUSTEES OF THE TOWNSHIP OF MAINE, COOK COUNTY, ILLINOIS, AS FOLLOWS:

Section One: The Township Board finds that the recitals set forth above are true and correct.

Section Two: The Township Board finds and determines that it is in the best interests of the Township to operate the Electric Aggregation Program under that Act as an opt-out program.

Section Three:

A. The Township Board is hereby authorized to aggregate, in accordance with the terms of the Act, residential and small commercial retail electrical loads located within the corporate limits of the Township, and for that purpose may solicit bids and enter into service agreements to facilitate for those loads the sale and purchase of electricity and related services and equipment.

B. The Township Board is granted the authority to exercise such authority jointly with any other municipality, county or township and in combination with two or more municipalities, counties or townships, may initiate a process jointly to authorize aggregation by a majority vote of each particular municipality, county or township required by the Act.

C. The Aggregation Program for the Township shall operate as an opt-out program for residential and small commercial retail customers.

D. The Aggregation Program shall be approved by a majority of the members of the Township Board.

E. The Township Board, with the assistance from the Illinois Power Agency, shall develop a Plan of Operation and Governance for the Aggregation Program and shall conduct such public hearings and provide such public notice as required under the Act. The Load Aggregation Plan shall provide for universal access to all applicable residential customers and equitable treatment of applicable residential customers, shall describe demand management and energy efficiency services to be provided to each class of customers and shall meet any requirements established by law concerning aggregated service offered pursuant to the Act.

F. As an opt-out program, the Township Board, by and through its authorized agents, shall fully inform residential and small commercial retail customers, in advance, that they have the right to opt-out of the Aggregation Program. The disclosure and information provided to the customers shall comply with the requirements of the Act.

G. The electric aggregation shall occur automatically for each person owning, occupying, controlling, or using an electrical load center proposed to be aggregated in the corporate limits of the Township, subject to a right to opt-out of the program as described under this Ordinance and the Act.

H. The Township Board hereby grants the Supervisor, or his/her designee, in writing, the specific authority to execute a contract without further action by the Township Board and with the authority to bind the Township.

Section Four: The Township Board hereby adopts the Electrical Power Aggregation Plan of Operation and Governance as set forth in Exhibit "A" attached hereto and made a part hereof as if fully set forth by this reference.

Section Five: This ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by the law.

ADOPTED by the Supervisor and the Board of Trustees of Maine Township, Cook County, Illinois, on the 22<sup>nd</sup> day of December, 2014, and deposited and filed in the Office of the Township Clerk in said Township on that date pursuant to roll vote as follows:

# **MAINE TOWNSHIP**

## **ELECTRIC POWER AGGREGATION PLAN OF OPERATION AND GOVERNANCE**

**December 22, 2014**

**EXHIBIT “A”**

# **MAINE TOWNSHIP**

## **Electric Power Aggregation**

### **Plan of Operation and Governance**

#### **I. INTRODUCTION**

Public Act 97-0823 amended the Illinois Power Agreement Act by changing Section 1-92 to Chapter 20, Act 3855 of the Illinois Compiled Statutes (“the Act”) and allowed the Corporate Authorities of a township to adopt an ordinance in accordance with the Act to aggregate electrical loads for residential and small commercial retail customers within the corporate limits of the Township on an opt-out or opt-in program. The Act further authorized a township to select suppliers of retail electric supply, solicit bids and enter into service agreements to facilitate the sale and purchase of electricity and related services. The legislation authorized the Illinois Power Agency (“IPA”) to assist a township in developing a plan of operation and governance.

Large industrial and commercial consumers with sophisticated electric operations use their size and expertise to obtain lower electric power rates. Individual residential and small commercial retail consumers are typically unable to obtain significant price reductions since they lack the same bargaining power, expertise and the economies of scale enjoyed by larger consumers. Aggregation, the combining of multiple electric loads, provides the benefits of retail electric competition for consumers with lower electric usage.

Municipal aggregation, the combining of multiple retail electric loads of customers by a township, provides the means through which municipal residential and small commercial retail customers may obtain economic benefits of Illinois’ competitive retail electric market. The Maine Township Aggregation Program combines the electric loads of residential and small commercial retail customers to form a buying group (“Aggregation Group”). Maine Township (“Township”) will act as purchasing agent for the Aggregation Group. Therefore, Maine Township will be a Municipal or Governmental Aggregator, as described by Illinois law and the rules established by authorized agencies, and shall act on behalf of Commonwealth Edison Company, an affiliate of Exelon Corporation (herein referred to as “ComEd” or “Commonwealth Edison”) in the Township to obtain the best Aggregation Program for the Members of the Aggregation Group.

#### **II. PROCESS**

On November 4, 2014, in accordance with the requirements of the Act, Maine Township voters approved a referendum to operate an Aggregation Program as an "opt-out" program. Under an opt-out program, all ComEd residential and small commercial retail customers in the Township are automatically included as participants in the Program unless they opt-out of the Program by providing written notice of their intention not to participate as a part of the Aggregation Group. As required by State law, the Corporate Authorities of the Township duly passed an Ordinance which authorized submitting to the Township's electorate the determination whether or not the Aggregation Program shall operate as an opt-out program. Following approval of the referendum by the electorate, the Township passed

Ordinance Number 2014-5 on December 22, 2014 authorizing the Township to aggregate electric loads for residential and small commercial retail customers in the Township and implement an opt-out program.

In addition to passing the required ordinances by the Corporate Authorities, the Township may also be required to comply with various rules and regulations established by authorized agencies of the State of Illinois. The Township will promptly file any application and comply with any applicable rules and regulations that may be required by Illinois law for certification as a Municipal Aggregator and to operate the Aggregation Program under the Act. As required by the Act, the Corporate Authorities developed and approved this Aggregation Plan of Operation and Governance ("Plan"). Before adopting this Plan and as required by the Act, the Corporate Authorities duly published a notice in the Journal & Topics, a newspaper of general circulation in the Township, of public hearings to be held on September 30, 2014 at 7:00 o'clock P.M. and on October 23, 2014 at 7:00 o'clock P.M. The public hearings were held by the Corporate Authorities at Township Hall and provided the residents of the Township a meaningful opportunity to be heard regarding the Aggregation Program and this Plan. The Corporate Authorities considered the concerns of the residents and information disclosed at the hearings in the development of this Plan. The opt-out notice for the Aggregation Program shall be provided in advance to all eligible electric customers in the Township upon approval of this Plan according to the opt-out disclosure program developed by the Township. The opt-out notice and disclosures shall comply with the Act and all applicable rules and regulations of any authorized agency in the State of Illinois and shall fully inform such customers in advance that they have the right to opt-out of the Aggregation Program. The opt-out notice shall disclose all required information including but not limited to the rates, terms and conditions of the Program and the specific method to opt-out of the Program.

By majority vote of the Corporate Authorities, the Township may select a Retail Electric Supplier ("RES" or "Provider") to provide the electric power for the Maine Township Aggregation Program according to the terms of a written service agreement entered into by and between the Provider and the Township. By majority vote of the Corporate Authorities, the Township may determine not to enter into a service agreement with any Provider and in such event the Aggregation Group shall continue to purchase electric power through Commonwealth Edison. If the Corporate Authorities enter into a service agreement with a Provider, Commonwealth Edison will continue to provide and service delivery of the electricity purchased from the Provider, and metering, repairs and emergency service will continue to be provided by Commonwealth Edison. The Corporate Authorities have determined that each participant in the Aggregation Group shall receive a single monthly bill from Commonwealth Edison under applicable tariffs.

III. DEFINITIONS

In order to clarify certain terminology, the following terms as used in this Plan shall have the meanings set forth below:



“Aggregation Group” shall mean all the residential and small commercial retail customers of ComEd in the corporate limits of the Township that have not opted out of the Program and are permitted under the terms of the Act to participate in the Program.

"Aggregation Program" or "Program" means the program developed and implemented by Maine Township as a Municipal Aggregator under the Act, to provide ComEd residential and small commercial retail customers in the Township with retail electric generation services.

"Municipal Aggregator" means the Township operating an Aggregation Program under the legislative authority granted the Township to act as an aggregator to provide a competitive retail electric service to residential and small commercial retail customers of ComEd in the Township. Pursuant to the Act, an Aggregator is not a public utility or an alternative retail electric supplier.

"Member" means a person or legal entity enrolled in the Maine Township Municipal Aggregation Program for competitive retail electric services and a member of the Aggregation Group.

"Retail Electric Supplier" ("RES" or "Provider") means an entity certified by all required authorities of the State of Illinois to provide competitive retail electric supply service(s), and which is duly selected by the Township to be the entity responsible to provide the required retail electrical supply service related to an Aggregation Program as defined in the Act, Township Ordinances and applicable rules and regulations of any authorized agency of the State of Illinois and has duly executed a Power Supply Agreement with the Township.

#### IV. OPERATIONAL PLAN:

##### A. Aggregation Services

1. Provider: The Township will use a competent entity as a Provider to perform and manage aggregation services for Members of the Aggregation Program. The Provider shall provide adequate, accurate, and understandable pricing, terms and conditions of service, including but not limited to no switching fees and the conditions under which a Member may opt-out without penalty. The Provider must provide the Township, upon request, an electronic file containing the Members usage, charges for retail supply service and such other information reasonably requested by the Township.

2. Database: The Retail Electric Supplier shall create and maintain a secure database of all Members. The database will include the name, address, Commonwealth Edison account number, and Retail Electric Suppliers' account number of each active Member, and other pertinent information such as rate code, rider code (if applicable), most recent 12 months of usage and demand, and meter reading cycle. The database will be updated at least quarterly. Accordingly, the Provider will develop and implement a program to accommodate Members who (i) leave the Aggregation Group due to relocation, opting out, etc. (ii) decide to join the Aggregation Group; (iii) relocate anywhere within the corporate limits

of the Township, or (iv) move into the Township and elect to join the Aggregation Group. This database shall also be capable of removing a Member from the Aggregation Group who has duly opted out of the Program. The Provider will use this database to perform audits for clerical and mathematical accuracy of Member electric supply bills. The Provider will make the database available to the Township at any time the Township requests it.

3. Member Education: The Provider shall develop and implement, with the assistance of the Township, as the Township may determine in its sole discretion, an educational program that generally explains the Aggregation Program to all residential and small commercial retail customers in the Township and the Aggregation Group, provides updates and disclosures mandated by Illinois law and applicable rules and regulations, and implements a process to allow any Member the opportunity to opt out of the Aggregation Program according to the terms of the Power Supply Agreement. See Appendix A for further details.

4. Customer Service: Provider shall hire and maintain an adequate customer service staff and develop and administer a written customer service process that will accommodate Member inquiries and complaints about billing and answer questions regarding the Aggregation Program in general. This process will include a description of how telephone inquiries will be handled, either internally or externally, how invoices will be prepared, how Members may remit remittance payment, and how collection of delinquent accounts will be addressed. The Provider and the Township will enter into a separate customer service plan agreement or the terms shall be included in the Power Supply Agreement.

5. Billing: Commonwealth Edison will provide a monthly billing statement to each Member which shall include the charges of the Provider, and the Provider will not charge any additional administrative fee.

6. Compliance Process: The Provider shall develop internal controls and processes to ensure that the Township remains in good standing as a Municipal Aggregator and ensure that the Township and the Program complies with the Act and all applicable laws, rules and regulations, as they may be amended from time to time. It will be the Provider's responsibility to timely deliver reports at the request of the Township that will include (i) the number of Members participating in the Program; (ii) a savings estimate or increase from the previous year's baseline; (iii) such other information reasonably requested by the Township; (iv) comparison of the Members' charge for the supply of electricity from one designated period to another identified by the Township. The Provider shall also develop a process to monitor and shall promptly notify the Township in writing of any changes or amendments to the Act or any laws, rules or regulations applicable to the Aggregation Program.

7. Notification to Commonwealth Edison: The residential and small commercial retail customers of ComEd in the Township that do not opt-out of the Aggregation Program will be enrolled automatically in the Aggregation Program by a Provider. Members of the Aggregation Group will not be asked to take affirmative steps to be included in the Aggregation Group. To the extent that ComEd requires notification of participation; the Provider shall provide such notice to ComEd. The Provider will inform ComEd from time to time through electronic means any new members that it is enrolling into the Aggregation Group.

8. Plan Requirements: Pursuant to the Act, the Provider selected by the Township and the Township shall:

a. Provide for universal access to all applicable residential customers and equitable treatment of applicable residential customers;

b. Describe demand management and energy efficiency services to be provided to each class of customers;

c. Meet any requirements established by law concerning aggregated service offered pursuant to the Act.

9. Solicitation of Bids: Pursuant to the requirements of the Act, the process of soliciting bids for electricity and related services and awarding power supply agreements for the purchase of electricity and other related services by the Township, shall be conducted in the following manner:

a. The Corporate Authorities of the Township may solicit bids for electricity and other related services.

b. Notwithstanding Section 16-122 of the Public Utilities Act and Section 2HH of the Consumer Fraud and Deceptive Business Practices Act, an electric utility that provides residential and small commercial retail electric service in the Township must, upon request of the Corporate Authorities of the Township, submit to the requesting party, in an electronic format, those names and addresses of residential and small commercial retail electrical retail customers in the Township that are reflected in the electrical utilities records at the time of the request and such other information required by the Act or any applicable rule or regulation of an authorized Illinois agency.

c. The Township, upon receiving customer information from an electric utility shall be subject to the limitations on the disclosure of that information described in Section 16-122 of the Public Utilities Act and Section 2HH of the Consumer Fraud and Deceptive Practices Act, and an electric utility providing such information shall not be held liable for any claims arising out of the provision of information pursuant to this Section and the Act.

**B. Power Supply Agreement**

The Corporate Authorities of the Township and the Provider shall duly execute and enter into a Power Supply Agreement to serve the Aggregation Group.

**C. Maine Township's Retail Electric Supplier**

The Township may require the Provider to satisfy each of the following requirements in the Power Supply Agreement:

- Have sufficient sources of power to provide retail firm power to the Aggregation Group.
- Maintain a license as a Federal Power Marketer with the Federal Energy Regulatory Commission.

- Maintain a certification from the State of Illinois as a certified retail electric supplier and any and all other licenses or certifications required by Illinois law.
- Register as a retail electric supplier with ComEd.
- Maintain a Service Agreement for Network Integration Transmission Service under Open Access Transmission Tariff.
- Maintain a Service Agreement under Illinois Market-based Rate Tariff.
- Maintain the necessary corporate structure to sell retail firm power to the ComEd residential and small commercial retail customers in the Township and the Aggregation Group.
- Maintain an Electronic Data Interchange computer network that is fully functional at all times and capable of handling the ComEd residential and small commercial retail electric customers in the Township and the Aggregation Group.
- Maintain the marketing ability to reach all ComEd residential and small commercial retail customers in the Township to educate them on the terms of the Aggregation Program and the Act.
- Maintain a call center capable of handling calls from Members of the Aggregation Group.
- Maintain a local or toll-free telephone number for customer service and complaints related to the Township's Aggregation Program.
- Agree in a binding written agreement between the Township and the Provider to hold the Township financially harmless and fully indemnifying the Township from any and all financial obligations arising from supplying power to the Aggregation Group.
- Satisfy the credit requirements of the State of Illinois and the Township.
- Have the binding authority (to the satisfaction of legal counsel for the Township) to execute the Power Supply Agreement with the Township and be fully bound by all of its terms and conditions.
- Assist the Township in filing all reports required by the Act and any applicable law, rule or regulation, as may be amended from time to time.
- Assist the Township in developing a Consumer Education Plan.
- Assist the Township in developing a smart-meter program.

D. Activation of Service

After a notice is mailed to all residential and small commercial retail electric customers in the Township providing an opportunity to opt out of the Program within a specific period of time, all customers who do not opt out in writing will be automatically enrolled in the Program. Customer enrollment with the Provider will occur thereafter without further action by the customer on terms set forth in the Power Supply Agreement and according to the retail tariffs of Commonwealth Edison.

E. Changes, Extension or Renewal of Service

The Power Supply Agreement with the Provider will provide when service shall begin and end. If the Power Supply Agreement is extended or renewed, Members will be notified as to any change in rates or service conditions and other information required by law. The Power Supply Agreement shall describe the terms upon which a Member or non-member will be given an opportunity to opt into or out of the Program, and reasonable notice will be provided as required by the Act or any applicable law. Members who opt-out will also be notified of their right to select an alternate retail electric supplier and of their ability to return

to ComEd provided supply service.

F. Termination of Service

In the event that any Power Supply Agreement is terminated for any reason prior to the end of the scheduled term, each Member of the Aggregation Group will receive prompt written notification of termination of the Program at least sixty (60) days prior to termination of service under the Agreement. If the Agreement is not extended or renewed, Members will be notified in a manner determined by the Township and any applicable law, prior to the end of any service. Members will also be notified of their right to select an alternate retail electric supplier and of their ability to return to ComEd provided supply service upon termination of the Agreement.

G. Opt-In Procedures

ComEd residential and small commercial retail customers will be automatically enrolled in the Aggregation Program after any opt-out period has expired, unless they timely call the Provider's 800 number and/or return in writing a form to be provided notifying the Provider that they do not want to participate in the Aggregation Program. The Provider may provide special notice directly to categories of ComEd customers as the Township may direct, and inform such customers of specific potential consequences of their change from existing service from ComEd to the Program, including but not limited to (i) space heating customers, (ii) Real Time (Hourly) pricing customers, (iii) customers using an electrical supplier other than ComEd or the Provider. ComEd residential and small commercial retail customers in the Township may request to join the Aggregation Group after the expiration of any enrollment period by contacting the Provider, who shall accept them into the Aggregation Program, subject to written policies mutually agreed upon between the Township and the Provider in the Power Supply Agreement. The agreed upon policy shall be consistent with ComEd's supplier enrollment requirements. Members of the Aggregation Group who move from one location to another within the corporate limits of the Township shall continue as a Member of the Aggregation Group.

H. Opt-out Procedures

ComEd residential and small commercial retail customers in the Township may opt-out of the Aggregation Program at any time during the opt-out period. The Provider may or may not charge an early termination fee. Members of the Aggregation Group will be allowed to switch to a different electric supplier after the expiration of the opt-out period on the terms set forth in the Power Supply Agreement but at least shall be allowed to opt-out every three years. Requirements for notification of intent to opt-out of the Aggregation Group shall be set forth in the Power Supply Agreement. As required by the Act, it shall be the duty of the Township or the Provider if so provided in the Power Supply Agreement, to fully inform residential and small commercial retail customers in the Township in advance that they have the right to opt-out of the Aggregation Program. Such disclosure shall prominently state any charges to be made and shall include full disclosure of the cost to obtain service pursuant to Section 16-103 of the Public Utilities Act, how to access it, and the fact that it is available to

them without penalty, if they are currently receiving services under that section. As further required by the Act, the IPA shall furnish, without charge, to any resident of the Township, a list of all supply options available to them in a format that allows comparison of prices and products.

I. Bid Process

The Township may elect to hold an individual bid or participate in a group bid. If the Township elects to participate in a group bid, the Township may use the northern Illinois Municipal Electric Collaborative Inc. (“NIMEC”) to assist with the group bid. The Township will not delegate any signing authority to NIMEC or other entity, but will make its own decision to accept or reject their individual bid resulting from the group bid. Suppliers will present individual bids to each community participating in the bid group. NIMEC will create an advisory group, representing and consisting of those communities participating in the bid, to determine the bid winner(s) on the day of the bid. NIMEC will then recommend that each Township accept the bid winner’s individual bid for the Township. The Township will then decide to accept or reject their individual bid. Whether or not each community participating in the bid accepts or rejects their individual bid will have no impact upon the individual bids of the other communities.

V. MISCELLANEOUS GOVERNANCE GUIDELINES

- A. The Corporate Authorities of the Township shall approve by an Ordinance passed by majority vote of the Corporate Authorities this Plan of Operation and Governance for the Aggregation program and any Amendments thereto.
- B. The Corporate Authorities of the Township shall contract with a Provider certified by the Illinois Commerce Commission for the provision of Competitive Retail Electric Service to the Aggregation Group.
- C. The Corporate Authorities of the Township will require any Provider to disclose any subcontractors that it uses in fulfillment of the services described above in the Power Supply Agreement.
- D. The Corporate Authorities of the Township will require the Provider to maintain either a toll-free telephone number, or a telephone number that is local to the Members.

VI. LIABILITY

THE TOWNSHIP SHALL NOT BE LIABLE TO PARTICIPANTS IN OR MEMBERS OF

THE AGGREGATION GROUP FOR ANY CLAIMS, HOWEVER STYLED, ARISING OUT OF THE AGGREGATION PROGRAM OR THE PROVISION OF AGGREGATION SERVICES BY THE TOWNSHIP OR THE PROVIDER. PARTICIPANTS OR MEMBERS IN THE AGGREGATION GROUP SHALL ASSERT ANY SUCH CLAIMS SOLELY AGAINST THE PROVIDER PURSUANT TO THE POWER SUPPLY AGREEMENT, UNDER WHICH SUCH PARTICIPANTS ARE EXPRESS THIRD-PARTY BENEFICIARIES.

VII. INFORMATION AND COMPLAINT NUMBERS

Copies of this Plan shall be available from Maine Township free of charge. Members and residential and small commercial retail customers of ComEd may call Maine Township Hall at 847-297- 2510 for a copy of the Plan or for more information.

PASSED by the Supervisor and the Board of Trustees of Maine Township, Cook County, Illinois, on the 22nd day of December, 2014, and deposited and filed in the office of the Township Clerk in said Township on that date pursuant to roll call vote as follows:

**ROLL CALL VOTE:**

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

\_\_\_\_\_  
CAROL A. TESCHKY, Supervisor

\_\_\_\_\_  
LAURA J. MORASK, Trustee

\_\_\_\_\_  
WALTER KAZMIERCZAK, Trustee

\_\_\_\_\_  
PETER GIALAMAS, Trustee

\_\_\_\_\_  
KIMBERLY JONES, Trustee

ATTEST:

\_\_\_\_\_  
GARY K. WARNER, Township Clerk

## **Appendix A -- Education Process**

The Provider shall develop the educational program in conjunction with the Township. Its purpose will be to explain the Aggregation Program to its members, provide updates and disclosures as mandated by State law and the rules and regulations of any applicable Illinois agency, and provide the opportunity for the Members to Opt-out of the Aggregation Program. The following are components of the education program:

1. Each residential and small commercial retail customer of ComEd within the corporate limits of the Township will receive notification by U.S. Mail stating: what the municipal Aggregation Program means, the procedure which must be followed to Opt-out of the Aggregation Program, the estimated price of electricity for Member of the Aggregation Program, and the deadline for returning the Opt-out form. See sample letter attached.
2. The Provider shall cooperate with the Township to provide opportunities for educating residential and small commercial retail CE customers in the Township about the Program and their rights under the applicable law and rules and regulations. In addition, the Provider and Township will cooperate to provide education about opportunities for energy efficiency measures to help Members reduce energy consumption.
3. The Provider will provide updates and disclosures to the Township and Members as mandated by State law and applicable rules and regulations as amended from time to time.



[Illustrative opt out notice]

Dear Maine Township Resident,

Maine Township is providing you the opportunity to join other residents to save money on the electricity you use. Savings are possible through governmental aggregation, where Township officials bring together citizens to gain group buying power for the purchase of electricity from a retail electric generation provider certified by the Public Illinois Utilities Commission. Maine Township voters approved this program by a majority vote in November 2014.

After researching competitive electricity pricing options for you, we have chosen \_\_\_\_\_, to provide you with savings on your electric generation through [month, year]. There is no cost for enrollment and you will not be charged a switching fee. You do not need to do anything to participate.

To estimate what your savings per kilowatt-hour (KWH) will be through this program, locate your Price to Compare on your electric bill. Divide your Price to Compare by 100, then multiply by 0.0\_\_\_\_ (\_\_\_\_%) to determine your savings per kWh. Multiply that number by your total monthly usage. The final number is how much you can expect to save each month you use the same amount of electricity.

You will see your electric savings from \_\_\_\_\_ after your enrollment has been completed and your switch has been finalized - approximately 30 - 45 days, depending upon your meter read date. Of course, you are not obligated to participate in Maine Township's electric governmental aggregation program. If you wish to be excluded from the program and remain a full-service customer of your local electric utility - Commonwealth Edison- you have until \_\_\_\_\_, 2014 to return the attached "opt-out" form. If you do not opt out at this time, you will receive a notice at least every \_\_\_\_\_ asking if you wish to remain in the program. If you leave the program at any other time, you could be subject to a cancellation fee from \_\_\_\_\_ - and you might not be served under the same rates, terms and conditions that apply to other customers served by Commonwealth Edison.

After you become a participant in this governmental aggregation program, Commonwealth Edison will send you a letter confirming your selection of \_\_\_\_\_ as your electric generation provider. As required by law, this letter will inform you of your option to rescind your enrollment with \_\_\_\_\_ with adequate notice prior to the scheduled switch. To remain in the Township's governmental aggregation program, you don't need to take any action when this letter arrives.

Commonwealth Edison will continue to maintain the system that delivers power to your home. You will continue to receive a single, easy-to-read bill from your local electric utility with your \_\_\_\_\_ charges included. The only thing you'll notice is savings.

If you have any questions, please call \_\_\_\_\_ toll-free at \_\_\_\_\_, Monday through Friday, \_\_\_\_ a.m. to \_\_\_\_ p.m. Please do not call the Township of \_\_\_\_\_ with aggregation program questions.

Sincerely,

Maine Township

To receive these savings, you should not respond. Return the opt-out form only if you *do not want* to participate in the Township's electric governmental aggregation program.

Option 1: Do nothing and save.  
If you want to participate in this program and save, you do not need to return this form. Your enrollment is automatic.



Option 2: Opt out by returning this form.  
If you do not want to participate in this program, you must return this form before the due date.

Service address (City, state and zip): \_\_\_\_\_

Phone \_\_\_\_\_

number: \_\_\_\_\_

\_\_\_\_\_  
Account holder's signature:      Date: \_\_\_\_\_

TOWNSHIP OF MAINE )  
COUNTY OF COOK )  
STATE OF ILLINOIS )

**MAINE TOWNSHIP ORDINANCE NO. 2016-1**

**AN ORDINANCE GRANTING EXCLUSIVE  
SOLID WASTE & RECYCLING FRANCHISE IN THE  
UNINCORPORATED AREAS OF MAINE TOWNSHIP**

**WHEREAS**, the Supervisor and Board of Trustees of Maine Township (“Township”) determined on September 28, 2004, that an Exclusive Solid Waste and Recycling Franchise for single-family residential buildings and multi-family residential buildings of eight (8) or less units in the unincorporated area of Maine Township (“Service Area”) would be in the best interest of both the Township and the User; and

**WHEREAS**, the present Service Agreement with Arc Disposal Company, Inc., now known as Republic Services, terminates on March 31, 2016; and

**WHEREAS**, the Township went out to bid by way of a Request for Proposals; and

**WHEREAS**, the Township has chosen Allied Waste Services of North America, Inc., d/b/a Republic Services, to maintain the Service Area.

**NOW, THEREFORE, BE IT ORDAINED**, by the Supervisor and the Board of Trustees of Maine Township, Cook County, Illinois as follows:

**Section 1: Award of Franchise.** The Township hereby awards to Allied Waste Services of North America, Inc., d/b/a Republic Services, for five years, an Exclusive Waste and Recycling Franchise within the unincorporated area of Maine Township for all single-family residential buildings and multi-family residential buildings of eight (8) or less units commencing on April 1, 2016, and continuing until March 31, 2021, unless otherwise terminated or extended pursuant to an agreement between the Township and Republic Services.

**Section 2: Single-Family Buildings or Multi-Family Buildings of Eight (8) or Less Units.** All detached single-family residential buildings and all multi-family residential buildings of eight (8) or less units (“Covered Units”) shall be serviced by the Exclusive Solid Waste Franchise designated by the Township. No person or entity occupying a Covered Unit shall enter into a contract for solid waste collection with any other company.

**Section 3: Account in Owner’s Name.** All legal owners of the Covered Units in the unincorporated area are now required to maintain an account in his or her own name with Republic Services, regardless of whether or not they lease out their Covered Unit. Each month for which an owner shall fail to maintain an account, as required herein, shall be deemed a separate offense.

**Section 4: Waste Disposal Licensing.** No person or entity shall remove garbage and refuse from

any of the Covered Units in the unincorporated area of Maine Township or transport garbage or refuse through the streets, alleys or public ways of the unincorporated area of the Township or in any other manner dispose of garbage refuse originating in the unincorporated limits of the Township as to the Covered Units without first having secured a license for performing such garbage and refuse disposal service from the Township.

Any person or entity violating any of the provisions of this Ordinance is guilty of a petty offense and shall be subject to a fine of no less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars plus attorney fees and court costs.

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by Law, and that all other Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

PASSED by the Maine Township Supervisor and Board of Trustees this 22nd day of March, 2016.

TOWNSHIP OF MAINE )  
COUNTY OF COOK ) SS.  
STATE OF ILLINOIS )

**ORDINANCE NO. 2016 RB-3**

**ORDINANCE OF THE HIGHWAY COMMISSIONER  
MAINE TOWNSHIP ROAD DISTRICT**

**PRESERVATION OF PUBLIC STREETS, ROADS, ALLEYS & RIGHTS-OF-WAY**

**BE IT ORDAINED** by the Maine Township Highway Commissioner as follows:

**Section 1:** It shall be unlawful to drive a motor vehicle weighing five (5) tons or more on the public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner.

**Section 2:** It shall be unlawful to place or erect any obstruction, including, but not limited to rocks, boulders, fences and custom-made mailboxes, onto the public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner. Rights-of-way is defined as thirty-three (33) feet from the center of the road to a resident's private property.

**Section 3:** It shall be unlawful to install a fence in unincorporated Maine Township without first obtaining a permit or waiver from the Highway Commissioner.

**Section 4:** The person designated by the Maine Township Supervisor and Board of Trustees as the Code Enforcement Officer is empowered to enforce the provisions of this Ordinance.

**Section 5:** Any person or entity violating any of the provisions of this Ordinance shall be subject to a fine of no less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars for each offense, plus attorney fees and court costs.

**Section 6:** This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by Law.

**PASSED** by the Maine Township Supervisor and Board of Trustees this 25<sup>th</sup> day of October, 2016.

TOWNSHIP OF MAINE )  
COUNTY OF COOK ) SS.  
STATE OF ILLINOIS )

**ORDINANCE NO. 2016-RB-4**

**ORDINANCE OF THE HIGHWAY COMMISSIONER  
MAINE TOWNSHIP ROAD DISTRICT**

**PARKING OF MOTOR VEHICLES**

**BE IT ORDAINED** by the Maine Township Highway Commissioner as follows:

**Section 1:** It shall be unlawful for any motor vehicle to remain parked in the same spot on any public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner for more than 72 hours.

**Section 2:** It shall be unlawful for any driver of a taxicab or passenger bus to stop, stand or park such vehicle on any public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner except for the purpose of loading and unloading passengers or in compliance with the directions of a Police Officer, traffic sign or traffic signal.

**Section 3:** It shall be unlawful for any driver of a commercial vehicle to stop, stand or park such vehicle on any public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner except for the purpose of loading and unloading passengers, property, supplies or equipment or in compliance with the directions of a Police Officer, traffic sign or traffic signal. Commercial vehicles shall include, but not be limited to, trucks, camping trailers, recreational vehicles, motor homes, boats, boat trailers and miscellaneous trailers.

**Section 4:** The person designated by the Maine Township Supervisor and Board of Trustees as the Code Enforcement Officer is empowered to enforce the provisions of this Ordinance.

**Section 5:** Any vehicle parked in violation of this ordinance may be towed to a safe storage place where it shall be held until it is claimed by the owner. The owner is required to pay towing and storage charges.

**Section 6:** The Highway Commissioner of Maine Township is authorized to contract with any municipality or private towing company to ticket, tow or otherwise enforce this Ordinance.

**Section 7:** Any person or entity violating any of the provisions of this Ordinance shall be subject to a fine of no less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars for each offense, plus attorney fees and court costs.

**Section 8:** This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by Law.

**PASSED** by the Maine Township Supervisor and Board of Trustees this 25<sup>th</sup> day of November, 2016.



TOWNSHIP OF MAINE )  
COUNTY OF COOK ) SS.  
STATE OF ILLINOIS )

**ORDINANCE NO. 2016-RB-5**

**ORDINANCE OF THE HIGHWAY COMMISSIONER  
MAINE TOWNSHIP ROAD DISTRICT**

**REPAIRS TO MOTOR VEHICLES ON PUBLIC WAY**

**BE IT ORDAINED** by the Maine Township Highway Commissioner as follows:

**Section 1:** It shall be unlawful for anyone to change any parts, repair, wash, grease, wax, polish or clean a motor vehicle on any public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner except such repairing, cleaning or polishing as is necessary to insure good vision, or such emergency repairs as are necessary to remove such motor vehicle from the public way. Such emergency repairs shall be made only as close as possible to the right-hand edge of the roadway, with the vehicle facing in the direction of the traffic flow.

**Section 2:** It shall be unlawful for any motor vehicle with a broken window to remain on any public streets, roads, alleys and rights-of-way under the jurisdiction of the Highway Commissioner for more than 24 hours. After 24 hours, the vehicle will be towed at the owner's expense.

**Section 3:** The person designated by the Maine Township Supervisor and Board of Trustees as the Code Enforcement Officer is empowered to enforce the provisions of this Ordinance.

**Section 4:** Any motor vehicle in violation of this ordinance may be towed to a safe storage place where it shall be held until it is claimed by the owner. The owner is required to pay towing and storage charges.

**Section 5:** The Highway Commission of Maine Township is authorized to contract with any municipality or private towing company to ticket, tow or otherwise enforce this Ordinance.

**Section 6:** Any person or entity violating any of the provisions of this Ordinance shall be subject to a fine of no less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars for each offense, plus attorney fees and court costs.

**Section 7:** This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by Law.

**PASSED** by the Maine Township Supervisor and Board of Trustees this 25<sup>th</sup> day of October, 2016.