

CITY OF COLUMBIA, ILLINOIS

ORDINANCE NO. 2583

**AN ORDINANCE TO AMEND THE SUBDIVISION CODE
OF THE CITY OF COLUMBIA, ILLINOIS TO REINSTATE
THE PENALTY PROVISION FOR THE CITY'S
SUBDIVISION CODE**

**Adopted by the
City Council
of the
City of Columbia, Illinois
this 6th day of August, 2007**

**Published in pamphlet form by
authority of the City Council
of the City of Columbia,
Illinois, this 7th day
of August, 2007.**

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Wiley J. Jaffee
City Clerk

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WHEREAS, this ordinance of the City of Columbia, Illinois (the "City") is enacted to reinstate the penalty provision to be contained in the Subdivision Code of the City which penalty provision was inadvertently deleted by the numbering of the Sections of Article VII (DEVELOPMENT AGREEMENTS), created by City Ordinance No. 2467, enacted May 1, 2006.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. Article VIII to be entitled "VIOLATION AND PENALTY" is hereby added to the Subdivision Code of the City, to read as follows:

"Article VIII – VIOLATION AND PENALTY

34-8-1 **PENALTY.** Any person, group, organization, corporation or other entity who shall violate any provision of this Code shall, upon conviction, be punished by a fine of not less than One Hundred Dollars (\$100.00) nor more than Seven Hundred and Fifty Dollars (\$750.00) for each offense. Each day a violation occurs or persists shall be deemed a separate offense for which a separate fine may be assessed.

34-8-2 **INJUNCTIVE RELIEF.** A violation of this Code may be enjoined by the City Attorney instituting an action in a court of competent jurisdiction to enjoin the violation and for such other relief as the law shall allow."

Section 3. This Ordinance shall be in full force and effect retroactive to May 1, 2006 when Ordinance No. 2467 was enacted do to the emergency need to continue to provide a penalty for City Subdivision Code violations after the enactment of said Ordinance No. 2467, upon its passage, approval and publication in pamphlet form, as provided by law.

Alderman Row moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Oberkfell, and the roll call vote was as follows:

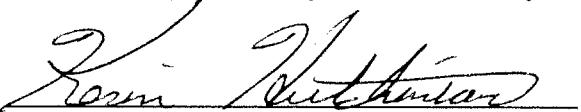
YEAS: Aldermen Ebersohl, Agne, Niemietz, Unnerstall, Row, Hejna, Oberfell, Stumpf
and Mayor Hutchinson.

NAYS: None.

ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 6th day of August, 2007.



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFKEN, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF PUBLICATION

I, Wesley J. Hoeffken, certify that I am the duly elected and acting Municipal Clerk of the City of Columbia, Illinois.

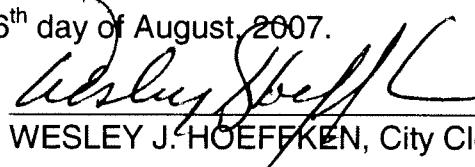
I further certify that on the 6th day of August, 2007, the Corporate Authorities of the City of Columbia, Illinois passed and approved Ordinance No. 2583, entitled:

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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2583, including the ordinance and a cover sheet thereof, was prepared and a copy of such ordinance will be posted in the Columbia City Hall, commencing on the 7th day of August, 2007 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also available for public inspection upon request at the office of the City Clerk.

DATED at Columbia, Illinois this 6th day of August, 2007.



WESLEY J. HOEFFKEN, City Clerk

(SEAL)