
**THE VILLAGE OF HOMER GLEN
WILL COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 08-058**

**AN ORDINANCE REGULATING ANIMAL NUISANCES
IN THE VILLAGE OF HOMER GLEN,
WILL COUNTY, ILLINOIS**

**JAMES P. DALEY, Village President
GALE SKROBUTON, Village Clerk**

**MARCIA DE VIVO
RUSSELL KNAACK
CHRISTOPHER LOCACIUS
MARY NIEMIEC
MARGARET SABO
LAUREL WARD**

Trustees

**AN ORDINANCE REGULATING ANIMAL NUISANCES IN THE
VILLAGE OF HOMER GLEN, WILL COUNTY ILLINOIS**

WHEREAS, pursuant to the provisions of the Illinois Municipal Code, the corporate authorities of each municipality may define, prevent, and abate nuisances (ILCS 5/11-60-2); and

WHEREAS, the President and Board of Trustees of the Village of Homer Glen have determined that it is necessary and in the best interests of the Village to regulate animals within the Village under and pursuant to the provisions of the Illinois Municipal Code and the general police powers of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF HOMER GLEN, WILL COUNTY, ILLINOIS, THAT:

Section 1: Recitals - The foregoing recitals are hereby incorporated into this Ordinance as if fully set forth herein.

Section 2: Definitions - For the purposes of this ordinance, the following words, terms and phrases, when used herein, shall have the meanings ascribed to them in this ordinance:

- ANIMAL:** Any living, vertebrate creature, domestic or wild, not including man.
- OWNER:** Any person having a right of property in an animal, or who keeps or harbors an animal, or who has in his/her care, or acts as its custodian, or who knowingly permits an animal to remain on or about any premises occupied by him/her.
- PUBLIC NUISANCE:** Includes any unattended animal that barks, howls, cries, or makes any other loud or unusual noises for a period of time in excess of fifteen (15) minutes.

Section 3: Animals Disturbing the Peace - Prohibited - It is unlawful for owners to allow their animals to become public nuisances at any time during the day or night. In the event an animal is deemed a public nuisance, the owner of the animal shall be issued a citation by the Code Enforcement Officer or an authorized agent of the Village and be subject to the penalties described in Section 4.

Section 4: Penalty - Any person found liable for violating any provision of this Ordinance shall be subject to a fine in accordance with the following schedule:

- a. First violation shall result in an issuance of a warning;
- b. A fine of not less than \$50.00 nor more than \$100.00 for the second violation;
- c. A fine of not less than \$100.00 nor more than \$750.00 for any subsequent violation within one year after the first violation.

Each occurrence of a violation shall constitute a separate and distinct offense.

Section 5: Enforcement - Proceedings to enforce violations of this ordinance may be initiated and conducted in accordance with and pursuant to the provisions of the Village Ordinances providing for Administrative Adjudication of Code Violations or by any other means provided by law.

Section 6: Severability - The various portions of this Ordinance are hereby expressly declared to be severable, and the invalidity of any such portion of this Ordinance shall not affect the validity of any other portions of this Ordinance, which shall be enforced to the fullest extent possible.

Section 7: Repealer - All ordinances or portions of ordinances previously passed or adopted by the Village of Homer Glen that conflict with or are inconsistent with the provisions of this Ordinance are hereby repealed.

Section 8: Effective Date - This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

[INTENTIONALLY LEFT BLANK]

Adopted this 28th day of October, 2008 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
De Vivo	X			
Knaack	X			
Locacius	X			
Niemiec	X			
Sabo	X			
Ward	X			
Daley (Village President)	-			
TOTAL	6	0	0	-

APPROVED by the Village President on October 28, 2008.

James P. Daley
Village President

ATTEST:

Gale Skroboton
Village Clerk