

VILLAGE OF WARRENSBURG, ILLINOIS

ORDINANCE NO. 764

**AN ORDINANCE APPROVING AND ADOPTING
THE 2021 CODE OF THE VILLAGE OF
WARRENSBURG, ILLINOIS
DATED JUNE, 2021**

**ADOPTED BY
THE BOARD OF TRUSTEES OF
THE VILLAGE OF WARRENSBURG
THIS 7th DAY OF JUNE, 2021**

Published in pamphlet form by authority of
the Board of Trustees of
the Village of Warrensburg, Macon County, Illinois,
this 7th day of June, 2021

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DATED JUNE, 2021**

WHEREAS, the Village of Warrensburg, Illinois (“VILLAGE”) has reviewed the 1978 Code of the Village of Warrensburg, Illinois, as amended and supplemented; and

WHEREAS, it has been deemed necessary to update, revise, and amend the existing Code, with the assistance of General Code, LLC; and

WHEREAS, the Board of Trustees wishes to take formal action to adopt the new code and put into effect the change made during the review.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE PRESIDENT AND THE TRUSTEES OF THE VILLAGE OF WARRENSBURG, ILLINOIS:

Section I: Legislative intent.

The ordinances and certain resolutions of the Village of Warrensburg, as codified by General Code, LLC, and consisting of the Chapters 100 through 1388, shall be known collectively as the “Code of the Village of Warrensburg,” hereafter termed the “Code.” Wherever reference is made in any of the ordinances and resolutions contained in the Code of the Village of Warrensburg to any other ordinance or resolution appearing in said Code, such reference shall be changed to the appropriate chapter title, chapter number, article number or section number where such legislation appears in the Code, as if such ordinance or resolution had been formally amended to so read. This ordinance and the Code adopted hereby shall supersede and replace the 1978 Code of the Village of Warrensburg, as amended and supplemented.

Section II: Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those of the 1978 Code and ordinances and resolutions in force immediately prior to the enactment of the Code by this ordinance, are intended as a continuation of such ordinances and resolutions and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior provisions. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as

to their adoption by the Board of Trustees, and it is the intention of said Board that each such provision contained within the Code is hereby reaffirmed as it appears in said Code. Only such provisions of former ordinances as are omitted from this Code shall be deemed repealed or abrogated by the provisions of Section III below.

Section III: Repeal of enactments not included in Code.

All Ordinances of a general and permanent nature of the Village in force on the date of the adoption of this ordinance, inconsistent with the provisions contained therein, and not contained in such Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this ordinance.

Section IV: Enactments saved from repeal; matters not affected.

The repeal of ordinances provided for in Section III of this ordinance shall not affect the following classes of ordinances, rights and obligations, which are hereby expressly saved from repeal:

- A. Any right or liability established, accrued or incurred under any legislative provision of the Village prior to the effective date of this ordinance or any action or proceeding brought for the enforcement of such right or liability.
- B. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision of the Village or any penalty, punishment, or forfeiture which may result therefrom.
- C. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered prior to the effective date of this ordinance brought pursuant to any legislative provision of the Village.
- D. Any agreement entered into or any franchise, license, right, easement or privilege heretofore granted or conferred by the Village.
- E. Any ordinance of the Village providing for the laying out, opening, altering, widening, relocating, straightening, establishing grade, changing name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or any other public place within the Village or any portion thereof.
- F. Any ordinance of the Village appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond of the Village or other instruments or evidence of the Village's indebtedness.
- G. Ordinances authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.
- H. The levy or imposition of special assessments or charges.
- I. The annexation or dedication of property.

- J. Any ordinance relating to salaries and compensation.
- K. Any ordinance amending the Zoning Map or providing for variations of PUD approval in accordance with the Village Zoning Ordinance.
- L. The provisions of Village land use legislation in effect prior to the adoption of this ordinance for the purposes of approvals and developments in existence as of the adoption of this ordinance.
- M. Any ordinance adopted subsequent to May 2020.

Section V: Severability.

If any clause, sentence, paragraph, section, article, chapter or part of this ordinance or of any ordinance or resolution included in this Code now or through supplementation shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article, chapter or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section VI: Copy of Code on file.

A copy of the Code, in loose-leaf form, has been filed in the office of the Village Administrative Clerk of the Village and shall remain there for use and examination by the public until final action is taken on this ordinance; and, if this ordinance shall be adopted, such copy shall be certified to by the Village Administrative Clerk by impressing thereon the Seal of the Village, and such certified copy shall remain on file in the office of said Village Administrative Clerk to be made available to persons desiring to examine the same during all times while said Code is in effect. The enactment and publication of this ordinance, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code and for all purposes.

Section VII: Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the ordinances and resolutions known collectively as the "Code of the Village of Warrensburg" or any new ordinances or resolutions, when enacted or adopted in such form as to indicate the intention of the Village Board to be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements. Whenever such additions, deletions, amendments or supplements to the Code shall be enacted or adopted, they shall thereafter be published as amendments and supplements thereto. Nothing contained in this ordinance shall affect the status of any ordinance or resolution contained herein, and such ordinances or resolutions may be amended, deleted or changed from time to time as the Village Board deems desirable.

Section VIII: Penalties for tampering with Code.

Any person who, without authorization from the Village Administrative Clerk, changes or amends, by additions or deletions, any part or portion of the Code of the Village or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of the Village to be misrepresented thereby or who violates any other provision of this ordinance shall be guilty of an offense and shall, upon conviction thereof, be fined not more than \$750 for each offense. The court may, in addition to assessing a fine, impose a requirement that the defendant perform such reasonable public service work such as, but not limited to, the picking up of litter in public parks or along public streets or highways or the maintenance of public facilities.

Section IX: Changes to previously adopted legislation; new provisions.

In compiling and preparing the ordinances and resolutions for publication as the Code of the Village of Warrensburg, no changes in the meaning or intent of such ordinances and resolutions have been made. In addition, certain grammatical changes, administrative changes and other minor nonsubstantive changes were made in one or more of said pieces of legislation. It is the intention of the Village Board that all such changes to be adopted as part of the Code as if the ordinances and resolutions had been previously formally amended to read as such.

Section X: Titles and headings; editor's notes.

- A. Chapter and article titles, headings and titles of sections and other divisions of the Code are inserted in the Code and may be inserted in supplements to the Code for the convenience of persons using the Code and are not part of the legislation.
- B. Editors' notes indicating sources of sections, giving other information or referring to the statutes or to other parts of the Code are inserted in the Code and may be inserted in supplements to the Code for the convenience of persons using the Code and are not part of the legislation.

Section XI: When effective

This ordinance shall be in full force and effect 10 days following publication as provided by law.

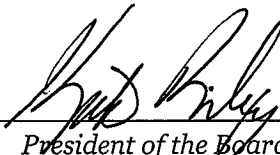
TRUSTEES:

Douglas Fisher	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Shaquill Freeman	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Leland Hackl	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Kerry Hood	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
John Oakley	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Kirk Riley	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___

PRESENTED, PASSED and APPROVED this 7th day of June, 2021.

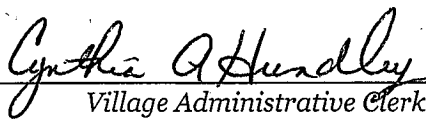
RECORDED THIS 7th day of June, 2021.

Approved:



President of the Board of Trustees of the
Village of Warrensburg, Illinois

ATTEST:



Village Administrative Clerk of the
Village of Warrensburg, Illinois

STATE OF ILLINOIS)
) ss
COUNTY OF MACON)

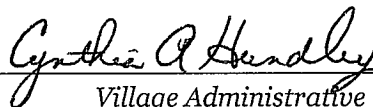
CERTIFICATE

I, CYNTHIA A. HUNDLEY, certify that I am the duly appointed Village Administrative Clerk of the Village of Warrensburg, Macon County, Illinois.

I further certify that on the 7th day of June, 2021, the President and Board of Trustees of the Village of Warrensburg passed and approved Ordinance No. 764, entitled "AN ORDINANCE APPROVING AND ADOPTING THE 2021 CODE OF THE VILLAGE OF WARRENSBURG, ILLINOIS", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 764, including Ordinance and cover sheet thereof was prepared, a copy of such Ordinance was posted in the Warrensburg Village Hall, the Barclay Public Library, and Warrensburg Post Office, commencing June 8th, 2021, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Administrative Clerk.

DATED at Warrensburg, Illinois this 8th day of June, 2021.



*Village Administrative Clerk of the
Village of Warrensburg, Illinois*