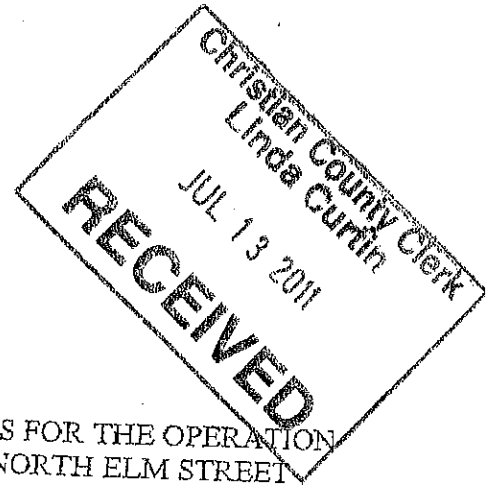


VILLAGE OF MT. AUBURN
CHRISTIAN COUNTY, ILLINOIS



ORDINANCE NO. 129

AN ORDINANCE TO ESTABLISH RULES AND REGULATIONS FOR THE OPERATION
OF THE WATER SYSTEM DISPENSER LOCATED AT 300 NORTH ELM STREET
IN THE VILLAGE OF MT. AUBURN.

ADOPTED BY THE
BOARD OF TRUSTEES
OF THE
VILLAGE OF MT. AUBURN

THIS 5th DAY OF JULY, 2011

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE VILLAGE BOARD OF
THE VILLAGE OF MT. AUBURN, CHRISTIAN COUNTY, ILLINOIS
THIS 5TH DAY OF JULY, 2011.

ORDINANCE NO. 129

AN ORDINANCE TO ESTABLISH RULES AND REGULATIONS FOR THE OPERATION
OF THE WATER SYSTEM DISPENSER LOCATED AT 300 NORTH ELM STREET
IN THE VILLAGE OF MT. AUBURN.

WHEREAS, the village of Mt. Auburn has noticed a substantial increase of vandalism and misuse of the public water system dispenser located at 300 North Elm Street in the Village of Mt. Auburn by children under the age of 16; and

WHEREAS the Village of Mt. Auburn, Illinois has the authority to pass ordinances to protect the public safety and welfare; and

WHEREAS, the Village of Mt. Auburn, Illinois has the authority, pursuant to 65 ILCS 5/1-2-1 et al to pass all ordinances and make all rules and regulations proper and necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper;

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MT. AUBURN, as follows:

SECTION ONE. Use of Water System Dispenser: No person under the age of sixteen (16) shall operate, use, tamper, adjust, damage, or in any manner, interfere with the components or operation of the water system dispenser owned by the Village and located at 300 North Elm Street.

SECTION TWO: Any person violating any provisions of this Chapter shall, upon conviction thereof, be fined the following: \$25.00 for the first offense; \$50.00 for the second offense; \$75.00 for the third offense; a sum not less than \$150.00 nor more than \$500.00 for the fourth similar offense and each similar offense thereafter.

In addition to the penalty the person(s) responsible shall reimburse the Village for actual costs of repairing any damage arising from the users or persons act. Users shall report any known evidence of tampering, adjusting, damaging or interference with operation of the system, owned by the Village, to the President of the Board of Trustees. Any malicious act of damage to the system that is not appropriately punishable by the foregoing shall be prosecuted through a court of law.

SECTION THREE: A separate violation shall be deemed committed on each day which a violation for the same offense occurs or continues.

SECTION FOUR: Liability. All water service supplied by the Village by the water system dispenser located at 300 North Elm Street in the Village of Mt. Auburn shall be upon the express condition that the Village shall not be liable nor shall any claim be made against it for damages or injury caused by reason of misuse by any person, use by persons under the age of sixteen (16), shutting off of water for repair, relocation, or expansion of any part of the system, or for failure of any part of the system or for concentration of water for such purposes as firefighting or restricted water use.

SECTION FIVE: That if any section, clause, provision, or portion of this ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect or otherwise impair any other section, clause, provision or portions of this ordinance which are not themselves invalid or unconstitutional.

SECTION SIX: This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Passed by the Board of Trustees this 5TH day of July, 2011.

Bette Rankins
President.

Linda M. Reetz
Village Clerk.

STATE OF ILLINOIS)
) ss
COUNTY OF CHRISTIAN)

CERTIFICATE

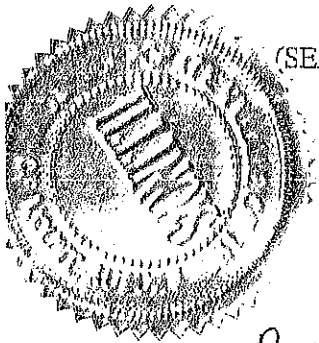
I, BETTE RANKINS, certify that I am the duly appointed MAYOR of the Village of Mt. Auburn, Christian County, Illinois.

I further certify that on July 5, 2011, the Board of Trustees of such Village passed and approved Ordinance No. 129, entitled "ORDINANCE TO ESTABLISH RULES AND REGULATIONS FOR THE OPERATION OF THE WATER SYSTEM DISPENSER LOCATED AT 300 NORTH ELM STREET IN THE VILLAGE OF MT. AUBURN", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 129, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the village hall, commencing on July 5, 2011, and continuing for at least ten days thereafter. Copies of such ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at, Mt. Auburn, Illinois, this 10th day of July, 2011.

(SEAL)



Bette Rankins
BETTE RANKINS, Mayor.

Ayes: Dan Anderson, Joe Gillock, Glen Goodrich, Jr., Gerry Mahr, Dixie Vincent

Nays: 1 Bonnie Clayton

Absent: 0