

VILLAGE OF MT. AUBURN

ORDINANCE NO. 183

**ABANDONED SIDEWALK ORDINANCE**

(Amending Chapter 13, Article IV of the Village Code)

ADOPTED BY THE BOARD OF TRUSTEES

OF THE

VILLAGE OF MT. AUBURN

ON the 3<sup>rd</sup> DAY OF September, 2019

**FILED**

DEC 30 2019

COUNTY  
CLERK

VILLAGE OF MT. AUBURN  
ORDINANCE NO. 183

ABANDONED SIDEWALK ORDINANCE

(Amending Chapter 13, Article IV of the Village Code)

PREAMBLE

WHEREAS, the Village has previously enacted a sidewalk Code formerly cited as Chapter 13, Article IV *et seq.*; and

WHEREAS, said code does not provide a provision for the abandonment of a sidewalk;

WHEREAS, the Board believes that it is in the best interest to obtain the best property use of the Village to be able to abandon a sidewalk when necessary and/or reasonable;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF THE VILLAGE OF MT. AUBURN, AS FOLLOWS:

1. Amends Chapter 13, Article IV of the Village Code to include a sub-paragraph "E" under 13-4-1 which provides as follows:

(E) The Village Board may approve the abandonment of a sidewalk if:

- (i) it is deemed by the Board to be in the best interest of the Village;
- (ii) due notice has been given by placing notice on a public Board member with at least 48 hour notice; and
- (iii) the board determines who will bear the burden of removing said sidewalk.

EFFECTIVE DATE: This Ordinance shall be in effect upon its passage, approval and publication as provided by law.

ADOPTED this 3<sup>rd</sup> Day of September, 2019 pursuant to roll call vote as follows:

AYES: Denise Carey, Rick Clayton, Sandra Gooder  
Bridget Willard

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

APPROVED this 3<sup>rd</sup> day of September, 2019.

Amber Dooley  
Amber Dooley, Village Mayor  
Village of Mt. Auburn, Illinois

ATTEST:

Sheri Clayton

(MUNICIPAL SEAL)

CERTIFICATE

STATE OF ILLINOIS                     )  
   )  
COUNTY OF CHRISTIAN                )

I, Sheri Clayton, certify that I am the Village Clerk of the Village of Mt. Auburn, Christian County, Illinois.

I further certify that on <sup>Sept</sup> ~~April~~ 3, 2019, the Board of Trustees of said Village passed and approved Ordinance No. 183, entitled "**Abandoned Sidewalk Ordinance**"

The pamphlet form of Ordinance No. 183 including the Ordinance and the cover sheet thereof was prepared, and a copy of such Ordinance was posted in the Village Hall, Commencing on Sept 3, 2019, and continuing for at least ten day thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

DATED at Mt. Auburn, Illinois this 3 day of Sept, 2019.

Sheri Clayton  
Sheri Clayton, Village Clerk

(SEAL)