

O R D I N A N C E

ODT-017A-07

AMENDMENT TO ORDINANCE ODT-017-07
AN ORDINANCE ESTABLISHING PENALTIES FOR REMOVAL OF VEGETATION
ALONG THE ILLINOIS PRAIRIE PATH AND THE GREAT WESTERN TRAIL
(DISTRIBUTION CLARIFICATION)

WHEREAS, the DuPage County Board has heretofore adopted ODT-017-07 on November 27, 2007 establishing penalties for removal of vegetation along the Illinois Prairie Path and the Great Western Trail; and

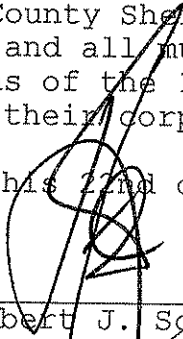
WHEREAS, it is necessary to clarify distribution of ODT-017-07 to ensure the provision of ODT-017-07 are enforced by the agencies responsible for said enforcement.

NOW, THEREFORE, BE IT ORDAINED that ODT-017-07 be amended by adding the following two paragraphs to clarify distribution of ODT-017-07; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within DuPage County; and

BE IT FURTHER ORDAINED that the DuPage County Clerk transmit copies of the Ordinance ODT-017-07 and the Amending Ordinance ODT-017A-07 to the DuPage County Sheriff's Department, the Division of Transportation and all municipalities within DuPage County that contain portions of the Illinois Prairie Path or Great Western Trail within their corporate limits.

Enacted and approved this 22nd day of January, 2008 at Wheaton, Illinois.



Robert J. Schillerstrom, Chairman
DuPage County Board

ATTEST:



Gary A. King, County Clerk

Ayes: 16
Absent: 2

O R D I N A N C E

ODT-017-07

AN ORDINANCE ESTABLISHING PENALTIES FOR REMOVAL OF VEGETATION
ALONG THE ILLINOIS PRAIRIE PATH AND THE GREAT WESTERN TRAIL

WHEREAS, DuPage County has under its maintenance responsibility and jurisdiction over 50 miles of trail right-of-way comprised of the Illinois Prairie Path and the Great Western Trail; and

WHEREAS, Pursuant to 55 ILCS 5/5-1005(8) the County is authorized to purchase and hold real estate for the preservation of forests, prairies and other natural areas and to maintain and regulate the use thereof; and

WHEREAS, DuPage County desires to maintain the natural areas of the trail system and all vegetation and plantings which are associated with the trails for the enjoyment of trail users and the general public; and

WHEREAS, pursuant to 55 ILCS 5/5-1113, the County is authorized to pass ordinances in furtherance of the powers granted it and to levy fines for violations of said ordinances.

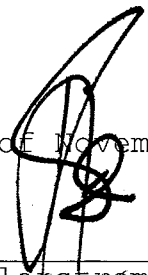
NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that no person, business or other entity shall remove vegetation of any type from the Illinois Prairie Path and the Great Western Trail right-of-way without authority granted by the County. Any person, business or other entity, which shall violate this ordinance, shall be subject to a fine of up to one thousand dollars (\$1,000.00) for the removal of such vegetation; and

BE IT FURTHER ORDAINED that the County may, in addition to any fines levied hereunder, recoup the actual cost of replacement of any lost vegetation with said cost to cover landscape design services, replacement plantings, seeding, installation and any other required costs; and

BE IT FURTHER ORDAINED that the forgoing provisions of this Ordinance are hereby approved and adopted as Chapter 23, Article VIII of the DuPage County Code; and

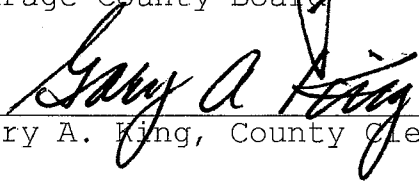
BE IT FURTHER ORDAINED that the County Clerk is hereby directed to transmit a copy of the Ordinance titled An Ordinance Establishing Penalties For Removal Of Vegetation Along The Illinois Prairie Path And The Great Western Trail to Sterling Codifiers for electronic codification, with permission granted to the codifier to make numbering and other non-substantive changes necessary for the conversion.

Enacted and approved this 27th day of November, 2007 at
Wheaton, Illinois.



Robert J. Schillerstrom, Chairman
DuPage County Board

ATTEST:



Gary A. King, County Clerk

Ayes: 18