



**VILLAGE OF CRAINVILLE**

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**ORDINANCE NO. 2018-12-01**

**Ordinance Amending Ordinance 2005-09-02 Regulating Weed Growth**

**For The Village Of Crainville,**

**ADOPTED BY THE**

**VILLAGE BOARD OF THE VILLAGE OF CRAINVILLE**

**THIS 11th DAY OF December 2018**

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**Published in pamphlet form by authority of the Village Board of the Village of Crainville,  
Williamson County, Illinois, this 11th day of December, 2018.**

AN ORDINANCE REGULATING WEED GROWTH FOR  
THE VILLAGE OF CRAINVILLE, ILLINOIS

WHEREAS, the President and Board of Trustees of the Village of Crainville, find it is in the best interests of the Village of Crainville to regulate weed growth within the Village limits.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF CRAINVILLE AS FOLLOWS:

SECTION 1. DEFINITION. "Weeds" as used in this Ordinance shall include, but not be limited to the following:

Burdock Ragweed (giant), Thistle, Ragweed (common), cockle-bur, Jimson, Blue Vervain, Common Milk Weed, Wild Carrot, Poison Ivy, Wild Mustard, Rough Pigweed, Lambsquarter, Wild Lettuce, Curled Dock, Smartweeds (all variations), Poison Hemlock, Wild Hemp and Johnson Grass and all other noxious weeds as defined by the statute of the State of Illinois.

SECTION 2. HEIGHT. It shall be unlawful for anyone to permit any weeds, grass, or plants, other than trees, bushes, flowers or other ornamental plants to grow to a height exceeding eight inches (8") anywhere in the City. Any such plants or weeds exceeding such height are hereby declared to be a nuisance.

SECTION 3. NOTICE. Any member of the Police Department, Street Superintendent, Codes Inspector, Mayor, or any other person so designated by the Mayor, may issue a written notice for removal of weeds or grass. Such weeds or grass shall be

cut by the owner or the occupants within five days after such notice has been duly served.

SECTION 4. SERVICE OF NOTICE. Service of the notice provided for Herein may be affected by handing the same to the owner, occupant, or lessee of the premises, or to any member of his household of the age of 15 years or older found on the premises or by mailing such notice to the last known residence address of the owner; provided that if the premises are unoccupied and the owner's address cannot be obtained, or the occupant or owner refuses service of the notice, then the notice may be served by posting the same upon the premises.

SECTION 5. PENALTY. Failure to abate a weed nuisance under provisions of this Section after notice shall be punishable by a fine of two hundred fifty dollars (\$250.00) for each offence. The fine shall be \$250.00 for each one-half acre mowed. Each day that the nuisance of excessive weed growth continues unabated after notice, shall constitute a separate offence. In addition to the fine assessed hereunder, the violator will be liable for any costs the Village incurs in abating the nuisance. The minimum cost for abatement will be two hundred fifty dollars (\$250.00) in addition to the fine. The violator shall also be liable for reasonable attorney's fees incurred in prosecuting the Code violation.

SECTION 6. LIEN. Charges for such weed removal shall be a lien upon the premises. A bill representing the cost and expense incurred or payable for the service shall be presented to the owner. If this bill is not paid within 30 days of submission of the bill, a notice of lien of the cost and expense thereof incurred by the Village shall

be recorded in the following manner:

(A) A description of the real estate sufficient for identification therefore.

(B) The amount of money representing the cost and expense incurred or payable for the service.

(C) The date or dates when said cost and expense was incurred by the Village, and shall be filed within 60 days after the cost and expense is incurred.

SECTION 7. PAYMENT. Notice of such lien claim shall be mailed to the owner of the premises if his address is known. Upon payment of the cost and expense after notice of lien has been filed, the lien shall be released by the Village or person in whose name the lien has been filed and the release shall be filed of record in the same manner as filing notice of the lien. All lien and release filing fees shall be paid by the owner of the property.

SECTION 8. FORECLOSURE OF LIEN. Property subject to a lien for unpaid weed cutting charges shall be sold for non-payment of the same and the proceeds of such sale shall be applied to pay the charges after deducting costs, as is the case in the foreclosure of statutory liens. Such foreclosure shall be in the name of the Village after lien is in effect for sixty (60) days.

SECTION 9. EXEMPTION. Areas zoned for agricultural use shall be exempt from the provisions of this Ordinance.

SECTION 10. EFFECTIVE.

(A) It is the intention of the Board of Trustees of the Village of Crainville that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any

section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

(B) This Ordinance shall be known as Ordinance No. 2018-12-01, which replaces Ordinance No. 2005-09-02, shall be in full force and effect from and after its passage, approval, recording, and publication in accordance with law.

(C) Passed by the Village Board of the Village of Crainville, Illinois, on this 11<sup>th</sup> day of December 2018 by the following vote:

AYES: 4      NAYS: 0      ABSENT: 2

APPROVED: *Jacquelyn A. Chapman*

ATTEST: \_\_\_\_\_

FOR: 4

AGAINST: 0

PASSED: 12-11-18

APPROVED: 12-11-18

RECORDED: 12-11-18

PUBLISHED: 12-11-18



STATE OF ILLINOIS )  
COUNTY OF WILLIAMSON )

SS. CERTIFICATE

I, Jacquelyn A. Chapman certify that I am the  
duly elected acting Village Clerk of the Village of Crainville,  
Williamson County, Illinois.

I further certify that on December 11, 2018, the Corporate  
Authorities of such municipality passed and approved Ordinance  
No. 2018-12-11, entitle ("An Ordinance Regulating Weed Growth  
For The Village Of Crainville, Illinois")which provided by its  
terms that it should be published in pamphlet form. A draft copy  
of said ordinance was on file for public inspection at least  
once a week before passage.

The pamphlet form of Ordinance No. 2018-12-11, including the  
Ordinance and cover sheet thereof, was prepared and posted in  
the Village Hall commencing on December 11<sup>th</sup>, 2018, and continuing  
for at least ten (10) days thereafter. Copies of such Ordinance  
were also available for public inspection upon request to the  
Village Clerk.

Dated at Crainville, Illinois, this 11<sup>th</sup> day of December,  
2018.



Jacquelyn A. Chapman  
Village Clerk