

**VILLAGE OF CHERRY VALLEY, IL
"SPECIAL" ORDINANCE COMMITTEE MINUTES
MONDAY, AUGUST 31, 2015**

CHAIRMAN: NANCY BELT
MEMBERS: SALLY HOLLEMBEAK
GARY MAITLAND

Chairman Nancy Belt called the Ordinance Committee meeting to order at 6:30PM. A Roll Call was taken:

NANCY BELT	PRESENT
SALLY HOLLEMBEAK	ABSENT
GARY MAITLAND	PRESENT

Others present: President Jim E. Claeysen, Chief Larry Neville, Attorney Jim Stevens, Attorney Darron Burke, Trustee Steve Appell, and Trustee Jeff Fustin.

ADOPT THE AGENDA: Chairman Belt moved to adopt and amend the agenda, to change the order of business, NEW BUSINESS will go before UNFINISHED BUSINESS. Trustee Maitland seconded. All "Aye". Motion carried.

APPROVE THE MINUTES: August 17, 2015.

Chairman Belt moved to approve the minutes for August 17, 2015. Trustee Maitland seconded. All "Aye". Motion carried.

PUBLIC COMMENT: None.

NEW BUSINESS:

1. **Fence Variance to Sections 82-7 (f) (2) and (3) of the village's Code of Ordinance (Four foot fence around the Church Property located at 125 South Lawrence Street, Cherry Valley, Illinois) -** Chairman Belt opened the floor to public comment.

PUBLIC COMMENT:

Karin Allton: Spoke against the fence and explained that she would like to reinforce her statement at the Planning and Zoning meeting that she would like the law upheld, that Pastor Holland variance request should comply with the rules of the village ordinance.

Pastor Holland: Spoke in favor of the fence, he expressed that if the variance does not pass in favor by the board, then the Church will go ahead and put up a fence that complies with the Village Ordinances.

Michael Bartels: Spoke in favor of the fence and explained that Pastor Holland is not asking for a 4 foot privacy fence, just a chain link fence. Michael Bartels stated that if he walks the business district downtown he noticed that other businesses are allowed to have fences like the one that Pastor Holland is asking for and doesn't understand why some businesses can have fences and others cannot.

MaryAnn Knighton: Spoke against the fence and thinks that the ways the rules and regulations are set up are fine. MaryAnn Knighton believes that it will not look decent in the neighborhood and she would like the Village to stay looking nice.

Chairman Belt moved to forward the ordinance granting this variance in regards to the four foot chain link fence at 125 South Lawrence Street, Cherry Valley, Illinois to the September 15, 2015 Village Board meeting for first reading. Trustee Maitland seconded. All "Aye". Motion carried.

UNFINISHED BUSINESS:

1. **Chapter 18, Sections 18-3, 18-6, 18-43 and 18-44 (Animals - Referencing Cats)** - Attorney Jim Stevens presented a draft ordinance because our current ordinance does not reference cats. The drafted ordinance also increased the fine from \$50.00 to \$75.00. Chairman Belt moved to forward this ordinance on to the September 1, 2015 Village Board meeting for a first reading. Trustee Maitland seconded. All "Aye". Motion carried.
2. **Chapter 42 Nuisances (Discussion on Swimming Pools)** - Chairman Belt asked Attorney Stevens to implement some sort of language that would reference Winnebago/Boone Counties would be listed as the entity that would enforce swimming pool regulations. The Village of Cherry Valley does not regulate the maintenance of swimming pools. Chairman Belt moved to forward this ordinance on to the September 1, 2015 Village Board meeting for a first reading. Trustee Maitland seconded. All "Aye". Motion carried.
3. **Salvation Army Store (Sign does not comply with Village Code Ordinances)** - Chairman Belt is holding this topic for further review.
4. **Proposed Restructuring Administration Office** - Chairman Belt is holding this topic for further review on the following:
 - a. **2-291 Treasurer-**
 - b. **2-174 Full Time Administrative Assistant-**
 - c. **2-201 Clerk-**
5. **82-482. Communication antenna support structure regulations (Report from Attorney Stevens and Attorney Burke.)** - Attorney Jim Stevens and Attorney Darron Burke will have a draft ordinance prepared for the October ordinance meeting. It was asked that they also draft a moratorium resolution.
6. **Continue reviewing Chapter 2 section 2-145-** Starting with Section 2-561 - 2-564 no changes needed.

Section 2-543- \$1,000 preauthorized expenditure is an internal rule, not a state statute. In Section 2-543 (b) "Village Administrator" needs to be removed. Chairman Belt moved to forward Section 2-543 for further discussion to the September 15, 2015 Village Board meeting. Trustee Maitland seconded. All "Aye". Motion carried.

Section 2-565- Chairman Belt moved to forward Section 2-565 for further discussion to the September 14, 2015 Public Works committee meeting. Trustee Maitland seconded. All "Aye". Motion carried.

Section 2-601 - 2-602- Attorney Jim Stevens will review these two sections and will report back to the Ordinance committee for the October meeting.

PUBLIC COMMENT: None.

ADJOURNMENT: Chairman Belt moved to adjourn at 7:10 PM. Trustee Maitland seconded. Motion carried.

Recorded by Heather Church.

Minutes reviewed by Chairman Nancy Belt on September 16, 2015.

AGENDA
VILLAGE OF CHERRY VALLEY, ILLINOIS
“SPECIAL” ORDINANCE COMMITTEE MEETING
MONDAY, AUGUST 31, 2015
6:30PM

CHAIRMAN: NANCY BELT
MEMBERS: SALLY HOLLEMBEAK
GARY MAITLAND

CALL THE MEETING TO ORDER:

ROLL CALL:

ADOPT THE AGENDA:

APPROVE THE MINUTES: August 17, 2015

PUBLIC COMMENT:

UNFINISHED BUSINESS:

1. Chapter 18, Sections 18-3, 18-6, 18-43 and 18-44 (Animals - referencing cats).
2. Chapter 42 Nuisances (Discussion on Swimming Pools).
3. Salvation Army Store (Sign does not comply with Village Code Ordinances)
4. Proposed Restructuring Administration Office
 - a. 2-291 Treasurer
 - b. 2-174 Full Time Administrative Assistant
 - c. 2-201 Clerk
5. 82-482. Communication antenna support structure regulations (Report from Attorney Stevens and Attorney Burke.)
6. Continue reviewing Chapter 2 section 2-145

NEW BUSINESS:

1. Discussion and possible committee action in regards to a request for a fence variance to Sections 82-7 (f) (2) and (3) of the village’s Code of Ordinances which would allow for the construction of a four foot fence along the southern property line of 125 South Lawrence Street, Cherry Valley Illinois, which would be constructed ten feet west of the sidewalk along the entire southern property line.

PUBLIC COMMENT:

ADJOURNMENT:

NLB (08-28-2015)