

VILLAGE OF THAYER

ORDINANCE NO. 2022-03

AN ORDINANCE ADDING SECTIONS 33-3-1 THROUGH 33-3-4 OF THE CODE OF ORDINANCES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS, BY ADDING PROVISIONS, DEFINING ALLEYWAYS AND SERVICE ROADS, REGULATING PARKING IN SUCH AREAS OF THE VILLAGE, REQUIRING PROPERTY OWNERS TO MAINTAIN ADJACENT ALLEYWAYS AND PROVIDING PENALTIES FOR VIOLATIONS OF THIS ORDINANCE.

ADOPTED BY THE
VILLAGE BOARD
OF THE
VILLAGE OF THAYER
THIS 14 th DAY OF NOVEMBER, 2022

Published in a pamphlet form by authority of the Village Board of the Village of Thayer, Sangamon County, Illinois, this 15th day of November, 2022.

STATE OF ILLINOIS)
)SS.
COUNTY OF SANGAMON)

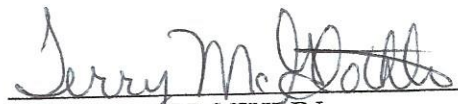
CERTIFICATE

I, TERRY McGLOTHLIN, certify that I am the duly elected and acting Village Clerk of the Village of Thayer, Sangamon County, Illinois.

I further certify that on November 14, 2022 the Corporate Authorities of such municipality passed and approved Ordinance No. 2022-03, entitled "AN ORDINANCE ADDING SECTIONS 33-3-1 THROUGH 33-3-4 OF THE CODE OF ORDINANCES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS, BY ADDING PROVISIONS, DEFINING ALLEYWAYS AND SERVICE ROADS, REGULATING PARKING IN SUCH AREAS OF THE VILLAGE, REQUIRING PROPERTY OWNERS TO MAINTAIN ADJACENT ALLEYWAYS AND PROVIDING PENALTIES FOR VIOLATIONS OF THIS ORDINANCE," which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2022-03 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on November 15, 2022, 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 Village Clerk.

DATED at Thayer, Illinois, this 14th day of November, 2022.


TERRY MCGLOTHLIN
Village Clerk

(SEAL)



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BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF THAYER, ILLINOIS:

WHEREAS, the Village Board of Trustees of the Village of Thayer, Sangamon County, Illinois, an Illinois municipal corporation; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety, and welfare of its citizens; and

WHEREAS, this Ordinance is adopted to add provisions defining alleyways and service roads, regulating parking in such areas of the village, requiring property owners to maintain adjacent alleyways and providing penalties for violations of this ordinance; and

WHEREAS, Village Officials also believe it is in the public interest to impose fines, penalties and other consequences for violation of the aforementioned;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1. That the foregoing recitals be and the same are hereby incorporated herein by this reference and made a part hereof as though fully set forth as findings of fact by the President and Board of Trustees.

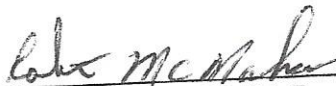
SECTION 2. That the Thayer Village Code be and the same is hereby amended by adding Section 33-3-1 through 33-3-4 of Article IV of the Code of Ordinances of the Village of Thayer as set forth in Exhibit "A" attached hereto and made a part hereof.

SECTION 3. That if any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

SECTION 4. That this Ordinance shall be in full force and effect 10 days after its passage, approval and publication as provided by law.


APPROVED: November 14, 2022

PUBLISHED: November 15, 2022



ROBERT McMAHAN, President
Board of Trustees
Village of Thayer

ATTEST:



TERRY McGLOTHLIN, Village Clerk



Exhibit "A" Ordinance 2022-03
Alleyways/ Service roads

Chapter 33-3-1

- A. Definitions: Alleyway/ Service roads – Are defined as a narrow passage between buildings or houses.
- B. Alleyway/ Service roads shall include graveled or non-graveled alleyways/service roads.
- C. Alleyway/ Service roads are owned by the Village of Thayer and are not to be used as a public way or through streets.

33-3-2 Use of Alleyways

- A. It shall be unlawful to operate or travel in any vehicle on any non-graveled alleyway or service road in any direction within the Village of Thayer for the purposes of driving through.
- B. It shall be unlawful to park or stop a vehicle in an alleyway unless said vehicle is a service vehicle maintaining or performing work to power lines, utility poles, gas lines, water lines, telephone lines and sewer lines or as stated in Chapter 24-6-1 to 24-6-4 page(s) 581- 582 titled "Parking Rules" or if a Thayer resident is having work done to their property and access to their property by alleyway is necessary.
- C. If resident has contracted work to be performed on the property and access through the alleyway is necessary to perform such work, any damage caused by a contractor to alleyway shall be the property owner's responsibility to repair the alleyway.
- D. Parking in any alleyway where official sign(s) prohibit parking shall be unlawful. If no signs prohibit parking and parking in alleyway is necessary, a vehicle may have the maximum time limit of twenty four (24) hours.

33-3-3 Owner to Maintain Alleyways

- A. Any Village of Thayer resident wishing to gravel an alleyway connected to their property shall first get permission from the Village Board.
- B. A resident of the Village of Thayer shall maintain any alleyway connected to their property. If graveled, a resident shall be responsible for maintaining it at their expense.

33-3-4 Enforcement/penalty

Any person who violates the Village of Thayer alleyway and service road ordinance or any part thereof, shall be guilty of a municipal ordinance violation and shall be issued a written warning for the first offense and shall be fined not less than fifty dollars (\$50.00) nor more than two hundred fifty dollars (\$250.00) for a second offense and each subsequent offense, plus costs of enforcement actions incurred by the Village of Thayer, which includes but is not limited to the following: fines, attorneys fees, court cost, police cost and fees, fire department fees, if applicable and any and all additional related costs. In addition, any person

who is found to have violated the terms of the Alleyways/Service Roads ordinance and fails to satisfy any of the aforementioned costs imposed, including the fine, attorneys fees, court cost, police cost and fees, fire department fees, if applicable and any and all additional related costs shall have their Village of Thayer water service terminated until the costs are paid in full.