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1996

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ORDINANCE NO. 96-1

AN ORDINANCE TO ADD TERRITORY  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by deleting Section III thereof and inserting in lieu thereof, a new Section III as follows:

Section III

As amended by the units of government and approved by the Illinois Department of Commerce and Community Affairs, the area of the Enterprise Zone shall be as described in Exhibits A-1, A-2, A-3, A-4, A-5, and A-6 and as outlined in the maps in Exhibits B, B-1, B-2, B-3, B-4, B-5, and B-6 which exhibits are attached to this Ordinance and made a part hereof.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 6. That this Ordinance shall be known as Ordinance No. 96-1 of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

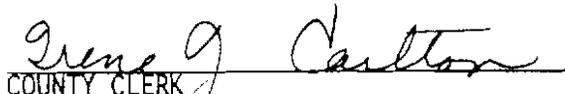
PASSED this 14 day of February, 1995.

APPROVED this 14 day of February, 1995.

JACKSON COUNTY BOARD

  
COUNTY BOARD CHAIRMAN

ATTESTED:

  
COUNTY CLERK

business of collecting or hauling garbage, solid waste recyclables, or other refuse from sites within the County, shall be accompanied by a material separation plan in accordance with Section 7 of this ordinance.

4. Section 7. Material Separation Plan As a condition of licensing and on a form supplied by the County, each applicant or licensee engaged in the business of collecting or hauling garbage, solid waste recyclables, or other refuse from sites within the County, shall submit a material separation plan with the license application/renewal form. et. al.
5. Section 8. Reporting On or before January 1 and July 1 of each year, each licensee engaged in the business of collecting or hauling garbage, solid waste recyclables, or other refuse from sites within the County, shall submit a written report, on forms provided by the County, on its recycling service operation during the previous six months. et. al.
6. The Jackson County Board is authorized to insert and incorporate the amendments made by this ordinance into the existing Jackson County Recycling Ordinance; further
7. The Jackson County Board Chairman shall be authorized to sign this present ordinance; further
8. The amendments in this present ordinance shall be effective the first day of the month following the adoption of this ordinance by the Jackson County Board; further
9. The Jackson County Recycling Ordinance shall not be altered or repealed in any way by this present ordinance except as specifically stated in this ordinance.

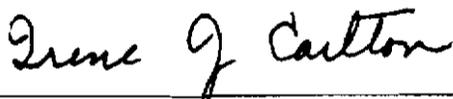
ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1996.

By its Chairman



William W. Alstat, Chairman

ATTEST:



Irene J. Carlton, County Clerk  
Jackson County, IL.

ORDINANCE 96 - 32

**AN ORDINANCE AMENDING THE JACKSON COUNTY RECYCLING ORDINANCE**

**WHEREAS**, there exists an ordinance regulating the disposal and reduction of solid waste generated in Jackson County, IL (herein after referred to as "Recycling Ordinance"); and

**WHEREAS**, the present ordinance is intended to amend the Recycling Ordinance; and

**WHEREAS**, the present amending ordinance is adopted by virtue of the authority of the Jackson County Board, Jackson County, IL; and

**WHEREAS**, the purpose of this present ordinance is to make the existing ordinance comport better with constitutional standards governing recycling; and

**WHEREAS**, the present ordinance has been duly approved by the Jackson County Board of Health.

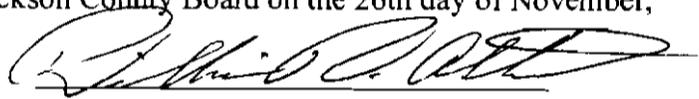
**THEREFORE**, the Jackson County Board ordains and adopts the following:

1. The amendments made and adopted by this present amending ordinance shall be incorporated into the existing Jackson County Recycling Ordinance as if originally part of it; further
2. Section 4. Separation of Recyclables  
Each person in Jackson County shall comply with one of the following:
  - A) Reside within the corporate limits of a municipality which has entered into a written agreement with the County, and is participating in that municipality's solid waste and recycling program, wherein responsibility has been assumed for meeting the State-mandated recycling goal; and can demonstrate annually it has complied with the recycling requirement;
  - B) Reside within the unincorporated area of a township which has entered into a written agreement with the County, and is participating in that township's solid waste and recycling program, wherein responsibility has been assumed for meeting the State-mandated recycling goal; and can demonstrate annually it has complied with the recycling requirement;
  - C) Shall separate recyclable materials from all other refuse, garbage and solid waste, and store these recyclables separately in containers designed for recycling. As an alternative, persons may separate recyclable materials and take them to an established recycling center.
3. Section 6. Licensing of Haulers D. Each application from a hauler engaged in the

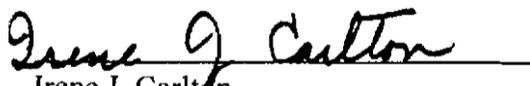
9. The sum of \$50,000 is levied pursuant to 55 ILCS 5/5 - 23029, 23030, 23039, 23040, for the purpose of treating and caring for those affected with Tuberculosis;
10. The sum of \$310,645 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;
11. The sum of \$330,000 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;
12. The sum of \$165,000 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;
13. The sum of \$165,000 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;
14. The sum of \$828,805 is levied pursuant to 50 ILCS 20/18, to pay the annual rent payable to the Public Building Commission for the Jackson County Jail;
15. The sum of \$66,000 is levied pursuant to 55 ILCS 5/5 - 1034, for the purpose of social services for senior citizens;
16. The sum of \$123,337 is levied pursuant to 505 ILCS 45/8, for support of the Jackson county Cooperative Extension Service.
17. The sum of \$7,000 is levied pursuant to 35 ILCS 5/5-10I2, for the purpose of debt service payments on an indebtedness owed the county on general obligation bonds issued for the purpose of river levee improvements.

The Jackson County Clerk of Jackson County is directed to extend and the Ex-Officio Collector of taxes for Jackson County is directed to collect the foregoing amounts pursuant to law.

Approved at this special meeting of the Jackson County Board on the 26th day of November, 1996.

  
William W. Alstat, Chairman  
Jackson County Board

ATTEST:

  
Irene J. Carlton  
Jackson County Clerk & Recorder

**TRUTH IN TAXATION  
CERTIFICATE OF COMPLIANCE**

I, the undersigned, hereby certify that I am the presiding officer of the Jackson County Board, and as such presiding officer I certify that the levy ordinance, a copy of which is attached, was adopted pursuant to, and in all respects in compliance with the provisions of 18-55 through 18-100 of the "Truth in Taxation Act."

Notice and hearing requirements of Sections 18-70 through 18-85 of the Truth in Taxation Act are not applicable.

This certificate applies to the 1997 levy.

Date: November 26, 1996.

**FILED**  
NOV 26 1996

*Diane J. Carlton*  
COUNTY CLERK  
JACKSON COUNTY CLERK'S OFFICE

Presiding Officer: \_\_\_\_\_

*William W. Alstat*  
William W. Alstat, Chairman  
Jackson County Board

46-31  
AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE

**IT IS HEREBY DECLARED** by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section G25 ILCS 5/11-604 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Jackson County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

**BE IT FURTHER DECLARED** that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

**BE IT FURTHER DECLARED** that, by virtue of Section 11-604 of the above Code and subject to approval by the Department, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of C.H. 12 (Giant City Road) as listed below shall be 45 m.p.h.

A 45 miles per hour speed limit beginning at No Name Road south to the intersection of Boskeydell Road for a total distance of 1 mile.

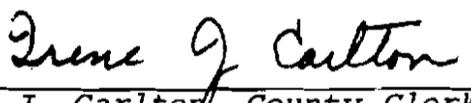
**BE IT FURTHER DECLARED** that this Board shall erect signs giving notice thereof in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

**BE IT FURTHER DECLARED** that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Irene J. Carlton, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on December 11, 1996.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seal of said County this \_\_\_\_\_ day of \_\_\_\_\_, 1992.

  
\_\_\_\_\_  
Irene J. Carlton, County Clerk

**S E A L**

AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR  
 JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 1996  
 THROUGH NOVEMBER 30, 1997

NOV 26 1996  
*Quana J. Culton*  
 COUNTY CLERK  
 JACKSON COUNTY CLERK'S OFFICE

WHEREAS, the Jackson County Board is authorized and required by law to levy taxes annually for various purposes; and

WHEREAS, the Jackson County Board has heretofore adopted a budget for the fiscal year beginning December 1, 1996 and ending November 30, 1997;

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$5,253,136 is hereby levied upon all taxable property in Jackson County, Illinois, as equalized or assessed by the Department of Revenue, for the purpose of meeting and defraying the necessary expenses and liabilities as set forth in the aforesaid annual budget and the budgets of the County agencies referred to herein. The following levies are hereby made and adopted:

1. The sum of \$845,622 is levied pursuant to 55 ILCS 5/5 - 1024 , for general corporate purposes;
2. The sum of \$301,132 is levied pursuant to 55 ILCS 5/5 - 1028, for Ambulance purposes;
3. The sum of \$237,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;
4. The sum of \$149,000 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;
5. The sum of \$65,000 is levied pursuant to 745 ILCS 10/9 -107, to provide for the County's payment and contribution for unemployment insurance;
6. The sum of \$682,595 is levied pursuant to 40 ILCS 5/7 - 171 & 5/7 - 132 , for the County's payment and contribution to the Illinois Municipal Retirement Fund (I.M.R.F.);
7. The sum of \$607,000 is levied pursuant to 40 ILCS 5/21 - 110, 5/21 -110.1 , for the County's payment and contribution to the Social Security System;
8. The sum of \$320,000 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;

AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE

96-29

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Makanda Township has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

BE IT FURTHER DECLARED that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

BE IT FURTHER DECLARED that, by virtue of Section 11-604 of the above Code, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of Racoon Valley Rd. as listed below shall be 40 m.p.h.

A 40 miles per hour speed limit beginning at Old U.S. 51 and extending westerly to a point 0.4 mile west of Church Camp Rd. for a total distance of 0.9 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Irene Carlton, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on 13 NOV., 1996.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 13 day of NOV., 1996.

*Irene J. Carlton*  
Irene Carlton, County Clerk

S E A L

5. As necessary, organize, direct, educate and promote the recycling program throughout the county.
- C. Both parties shall have the right to terminate this agreement upon thirty (30) days advance written notice to the other party. Any unused recycling program funds remaining with the Department shall be returned to the County within thirty (30) days after the use of the funds are no longer needed by the Department in its implementation and management of the recycling program.
- D. The Jackson County Solid Waste Committee shall be the County's designate as the Department's oversight committee, subject to the County Board's discretion to require otherwise at any time.
- E. This agreement shall be in full force and effect from October 1, 1996 through November 30, 1997.
- F. By signing below, the parties acknowledge this agreement has been adopted and agreed by the parties' respective governing bodies.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 1996, by the parties' chief executive officers.



William W. Alstat, Chairman  
Jackson County Board  
County of Jackson, Illinois

\_\_\_\_\_  
Virginia Scott, Administrator  
Jackson County Health Department  
County of Jackson, Illinois

## RECYCLING AGREEMENT

The County of Jackson, Illinois (County) and the Jackson County Health Department (Department) desire to enter into this agreement for the purpose of implementing and managing the county-wide recycling program, in accordance with the Illinois Solid Waste Planning and Recycling Act, 415 ILCS 15/1 *et. seq.* (the Act), and the Jackson County Recycling Ordinance (the Ordinance). To that purpose, the parties agree as follows:

- A. The County shall have the following rights, duties and authority:
1. To set general recycling policy consistent with the Act and the Ordinance; and
  2. To alter, amend, or repeal the Ordinance at the County's discretion, at any time, and as long as such alteration, amendment and repeal is consistent with the Act and Ordinance; and
  3. To have general oversight, but not to interfere on the day to day management, of the Department's implementation and management of the recycling program; and
  4. To require the Department to prepare, submit or present reports, audits or any records kept in accordance with this agreement or in furtherance of the recycling program, Act or Ordinance; and
  5. To approve and provide adequate funding for the recycling program based on the Department's budget request. Such funding shall come from the County's solid waste fund, and be transferred to the Department by December 15 of each year.
- B. The Department shall have the following rights, duties and authority:
1. Day to day operation and management of the recycling program shall be the Department's responsibility; and
  2. To establish rules, consistent with the Act and the Ordinance, which will aid in the implementation and management of the recycling program; and
  3. To make, keep and make available any reports, audits or records material to this agreement, Act, Ordinance or recycling program; and
  4. To set, control and determine, solely at the Department's discretion, all job qualifications, the number of employees or contractors needed, hiring decisions, job training, job supervision, job performance evaluations, and all employment or manpower related decisions made for the purpose of implementing and managing the recycling program; and

**Jackson County Recycling Program Proposal**  
**Jackson County Health Department**  
**October 1, 1996 – November 30, 1997**  
**(first 14 months of grant)**

<b>Personnel</b>			
Recycling Coord./	1630 x 6	9,780	
Assoc. Environ.	1690 x 8	13,520	23,300
Dir., Env. Health	25%		11,850
Administrator	5%		3,000
Secretary	50% (Step 2)		10,920
Bus. Mgr.	10% (Step 4)		2,860
Health Ins.	\$100/month		1,400
<b>Personnel Total</b>			<b>\$ 53,330</b>
<b>Contractual</b>			
Space	\$10.50 @ 2500		3,065
Postage			600
Phone			600
Photocopies			875
<b>Contractual Total</b>			<b>\$ 5,140</b>
<b>Supplies</b>			
Office Supplies			600
Advertising			1,000
Printing			4,000
Educ. Materials			3,000
<b>Supplies Total</b>			<b>\$ 8,600</b>
<b>Travel</b>			
Mileage			1,500
Conf. Fees/Per			1,000
Diem/Lodging			
<b>Travel Total</b>			<b>\$ 2,500</b>
<b>Equipment</b>			
Computer	3,000		
Printer	1,500		
<b>Equipment Total</b>			<b>\$ 4,500</b>
<b>GRAND TOTAL</b>			<b>\$ 74,070</b>

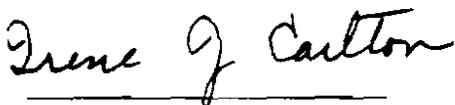
ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD  
AT ITS REGULAR MONTHLY MEETING THIS \_\_\_\_ DAY OF \_\_\_\_\_,  
199\_.

By its Chairman



William W. Alstat, Chairman

ATTEST:



Irene J. Carlton, County Clerk

d. All hearings shall be conducted in accordance with PART 3 of this Sub-Section.  
**PART 3. HEARINGS**

a. All hearings shall be conducted by the County at a time and place designated by it. Based upon the record of such hearing, the County shall make a finding and shall sustain, modify, or rescind any official notice or order considered in the hearing. A written report of the decision shall be furnished to the license holder by the County within ten (10) working days of the conclusion of the hearing, or such other time as the parties may agree to. All final decisions resulting from the hearing shall be subject to the Illinois Administrative Review Act, as now or hereinafter amended.

b. All hearings shall be public and shall be recorded.

c. The cost of preparing a record shall be borne by the applicant or license holder.

### **SECTION 11. Effective Date**

The provisions of this ordinance shall be effective on July 1, 1997.

### **SECTION 12. Other Ordinances or Agreements**

A. This ordinance is not intended to abrogate any existing covenant or any other private agreement, provided that where the provisions of this ordinance are more restrictive or impose higher standards or requirements than such covenant or other private agreement, this ordinance's requirements shall govern.

B. Where the requirements of any municipality's or township's ordinances or programs are more stringent than the provisions of this ordinance, the more restrictive program and/or ordinance requirements shall govern.

### **SECTION 13. Severability**

If any section, subsection, sentence, clause, phrase, or any portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such offending portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

### **SECTION 14. Provisions Cumulative**

The provisions of this ordinance are cumulative and are additional limitations upon all other laws and ordinances covering any subject matter within this ordinance.

### **SECTION 15. Amendments**

This ordinance may be amended from time to time by amendatory ordinances.

### **SECTION 16. Chairman's Signature**

The Chairman of the Jackson County Board is authorized to affix his signature on this ordinance on behalf of the Jackson County Board.

notice to the license holder. The County, before imposing the suspension, shall allow for reasonable advance notice to the license holder of the suspension before it is imposed. If, however, the County finds that the public health, safety, or welfare requires immediate action, summary suspension of a license may be ordered. Requesting a hearing shall not delay or stay the imposition of the temporary or summary suspension.

c. Upon suspension of the license, the license shall be removed from the vehicle and immediately returned to the County.

d. Any person whose license has been suspended may, at any time, make application for the reinstatement of the license. Upon receipt by the County of this request, the County may cause a reinspection or resubmission of corrected information or whatever corrective actions the County may require in order to reinstate the license. An application for reinstatement shall not delay or stay the imposition of the temporary or summary suspension.

e. All notices for suspensions shall be by certified mail to or by personal service on the license holder.

f. In addition to the above, the written notice shall state the effective date of the suspension; the facts constituting the conclusion that a violation or violations have occurred; a statement that if the licensee desires to appeal, a written request for a hearing must be received by the County; and the consequences to the license holder if the holder fails to contest the suspension.

g. All hearings shall be conducted in accordance with PART 3 of this Sub-Section.

#### PART 2. REVOCATION OF LICENSE

a. For serious and repeated violations of any provision of this ordinance, or for interference with the County in the performance of its duties under this ordinance, the license may be permanently revoked after an opportunity for a hearing, as set forth in PART 3 of this Section, has been given the license holder. No license shall be revoked until the license holder has been notified in writing, as provided below. If the license holder fails to request a hearing, after being sent notice, by the date indicated in the notice, the license shall be permanently revoked. If the license holder requests a hearing within the time stated in the notice, then, the County, at its discretion, may suspend the license for the duration of the revocation proceedings. Provided further, nothing herein shall prevent the County from suspending a license, either summarily or temporarily, concurrently with the license revocation proceedings.

b. The date of revocation to be inserted in the notice of revocation shall be at least five (5) days from the date the notice is served on the license holder. In addition to the above, the notice shall also state whether or not the license is suspended during the pendency of the revocation proceedings. Further, the notice must also state the reasons for the revocation; and that the license holder has the right to a hearing before the license revocation is imposed. Furthermore, the notice shall state the consequences to the license holder should the holder fail to request a hearing.

c. All notices for suspensions shall be by certified mail to or by personal service on the license holder.

1. The total tonnage of solid waste collected in the County.
2. The total tonnage of recyclable materials collected in the County, by commodity, in each sector - dwelling units and commercial establishment units.
3. The total tonnage of landscape waste collected for land application and/or composting.

## **SECTION 9. Collection of Recyclables**

Collection of recyclables from all persons shall be by a hauler licensed by the County under this ordinance, and selected by the occupant of the unit, or by a manager of such unit, or by an association governing those units, or by a municipality or township, or by franchise awarded by a municipality or township.

## **SECTION 10. Administration and Enforcement**

### **A. Enforcement - VIOLATIONS AND PENALTIES**

1. Within any twelve month period of time, any licensed hauler who violates any provision of this ordinance may be subject to a fine of fifty dollars (\$50) for the first violation; one hundred dollars (\$100) for the second violation; and two hundred fifty dollars (\$250) for the third violation. In the case of a fourth violation within a twelve month period of time, a fourteen (14) day suspension of a license may be imposed. A fifth violation within a twelve month period of time may result in a two (2) month license suspension. For further subsequent violation(s), the license may be revoked for the remainder of the license term plus an additional year. Notwithstanding these provisions, any violation of this ordinance may result in suspension or revocation proceedings in accordance with Sub-Section B of this Section.

2. Any person who scavenges solid waste and/or recyclable materials that have been set out specifically for collection by persons or the County may be subject to a fine of up to five hundred (\$500) dollars for each occurrence. Each day of any violation of this ordinance which continues constitutes a separate offense for each day in violation.

3. A violation of this ordinance shall be initiated by either a citation to the offender or by separate complaint. The violation shall be prosecuted by the State's Attorney's office.

4. In addition to the fines, the County may institute an injunctive action against the offender, separate from or in conjunction with the ordinance violation proceeding, seeking any appropriate relief to prevent, abate, correct any violation of this ordinance or a threatened violation of this ordinance.

5. The County may issue a warning notice to any person suspected of not being in compliance with any provision of this ordinance.

### **B. Administrative Procedures - NOTICE**

#### **PART 1. SUSPENSION OF LICENSE**

a. Any license required under this ordinance may be temporarily suspended for a violation of any provision of this ordinance.

b. Whenever a license holder or operator has failed to comply with any provision of this ordinance, the license holder shall be notified in writing that the license shall be suspended as set forth in this ordinance. The notice shall state that the license holder shall have an opportunity for a hearing, and the procedures for requesting such shall be indicated in the

H. The past history of the applicant, in terms of compliance with this ordinance, will be considered for purposes of issuance or denial of the license. The County shall notify the applicant in writing of its decision. If issued, the license shall be mailed by first class mail to the address provided in the application. If denied, a written decision shall be served by certified mail upon the applicant at the address provided in the application.

I. A license denial shall provide written notice stating the basis for the denial and shall provide notice to the applicant that if an appeal is desired, a written request for a hearing must be received by the County within fifteen days following service of the denial. Upon receipt of a hearing request, the County shall set a time and place for the hearing. The hearing shall be conducted in accordance with the procedures in Section 10, Part 2 of this ordinance.

J. The annual license fee for each vehicle shall be \$50.00. The annual license fee shall be prorated in the event the licensing period is less than one year's duration. Payment of all fees must accompany the license application/renewal and material separation plan.

K. A copy of the license shall be carried at all times in the vehicle; and the sticker shall be conspicuously displayed in the upper right hand corner of the windshield.

### **SECTION 7. Material Separation Plan**

As a condition of licensing and on a form supplied by the County, each applicant or licensee shall submit a material separation plan with the license application/renewal form. The plan shall demonstrate the means, methods, procedures to separate recyclables from the solid waste stream. Each material separation plan shall contain the following:

- 1) The means, methods and procedures used to collect, process and market those separated materials from persons as required under Section 4 of this ordinance.
- 2) The identification of specific recycling services to be employed(e.g. curbside services, etc.).
- 3) The total number of persons proposed to be served during the license year by each collection method used in sub-section 2 above, and the frequency of collection for each method. In addition, the total is to be broken down into the categories of residential dwelling units, dwelling units and commercial establishment units, showing the total number of each.
- 4) Identification of the types of recyclable material to be collected in accordance with, or beyond that required for separation under Section 4 of this ordinance.
- 5) A description of the method and materials which will be used to explain to each customer the type of materials to be collected, material preparation instructions and frequency of service.

### **SECTION 8. Reporting**

On or before January 1 and July 1 of each year, each licensee shall submit a written report, on forms provided by the County, on its recycling service operation during the previous six months. Failure to submit a report shall constitute a violation of this ordinance and will result in suspension or revocation of the license. This report shall contain:

## **SECTION 5. Disposal of Solid Waste**

No person shall knowingly dispose or discard waste, collected from persons in Jackson County, without recyclables first being removed and separated. Waste collected from persons within a municipality or township that has entered into a written agreement with the County, in accordance with § 4(A) or (B), shall be exempt from this Section.

## **SECTION 6. Licensing of Haulers**

A. No person shall engage in the business of collecting or hauling garbage, solid waste recyclables, or other refuse from sites within the County, or to a disposal site within the County, without first procuring a license to do so from the County. Such license shall be valid for one year beginning July 1 of each year through June 30 of the following year.

B. The County shall prepare and make available to haulers an application form for vehicle licenses. The application shall include the following information:

1. Name of business operating vehicles;
2. Name of business manager;
3. Name and address of the person designated as the legal representative of the business (such as president or owner);
4. Address and telephone number of business;
5. Year, make and model of each hauling vehicle;
6. Type of each vehicle (such as dump truck, pickup, etc.);
7. For each vehicle, its vehicle identification number, license plate number and fleet number;
8. Weight of each vehicle;
9. Capacity of each vehicle in tons or cubic yards;
10. Such other information as the County shall deem appropriate and necessary.

C. The licensee shall notify the County in writing within thirty days following a change in any application information.

D. Each application shall be accompanied by a material separation plan in accordance with Section 7 of this ordinance.

E. The County shall provide license renewal forms to each hauler within sixty days prior to the expiration of the licensee's current license. License renewal forms shall be completed and received by the County thirty days prior to the expiration of the licensee's current license.

F. The County may grant a conditional license where an application and/or material separation plan is incomplete. The conditional license shall specify the conditions upon which a permanent license will be granted and the time requirement within which the conditions must be met. Failure to comply with the conditions specified, shall result in a conditional license revocation and denial of a permanent license.

G. The County shall have thirty days from the receipt of the license or renewal application to issue or deny the license, license renewal, or conditional license. The County will issue a temporary license valid for thirty days upon the County's failure to act upon the application within thirty days.

**Recycling, Reclamation or Reuse** means a method, technique or process designed to remove any contaminant from waste so as to render the waste reusable, or any process by which materials that would otherwise be disposed of or discarded are collected, separated or processed and returned to the economic mainstream in the form of raw materials or products; but does not include the combustion of waste for energy recovery or volume reduction.

**Refuse** means waste. Refuse shall be synonymous with the terms "garbage", "refuse", "rubbish", "solid waste" and "trash".

**Residential Dwelling Unit** means single, and multi-family dwelling units of habitation.

**Scavenging** means the unauthorized collection or removal of, in a manner not in conformity with the law governing scavenging, materials, solid waste, and recyclable materials from a solid waste management facility, or that has been set out or discarded by persons specifically for authorized collection.

**Solid Waste** means any garbage, general residential dwelling unit and dwelling, commercial establishment unit waste, industrial lunchroom or office waste, landscape waste, and construction and demolition debris.

**Solid Waste Stream** means garbage, refuse or waste generated by residential dwelling units, dwelling units, and commercial establishment units.

**Volume Based User Fees** means refuse collection fees established on a volume or weight basis, or base rate volume structure.

#### **SECTION 4. Separation of Recyclables**

Each person in Jackson County shall comply with one of the following:

A) Reside within the corporate limits of a municipality which has entered into a written agreement with the County wherein responsibility has been assumed for meeting the State-mandated recycling goal; and can demonstrate annually it has complied with the recycling requirement;

or

B) Reside within the unincorporated area of a township which has entered into a written agreement with the County wherein responsibility has been assumed for meeting the State-mandated recycling goal; and can demonstrate annually it has complied with the recycling requirement;

or

C) Shall separate recyclable materials from all other refuse, garbage and solid waste, and store these recyclables separately in containers designed for recycling. As an alternative, persons may separate recyclable materials and take them to an established recycling center.

### **SECTION 3. Definitions**

**Commercial Establishment Unit** means any building or any part of any building wherein commerce or business is conducted, both profit and not-for-profit, including but not limited to, stores, markets, offices, restaurants, shopping centers, theaters, schools, churches, government offices and manufacturing facilities.

**Composting** means the biological process by which microorganisms decompose the organic fraction of waste, producing a humus-like material that may be used as a soil conditioner.

**County** means the County of Jackson or its designated agent to administer this ordinance.

**Curbside Collection** means a mixed municipal solid waste or recyclable materials collection system whereby the waste generator sets out waste containers for collection. Such collection may include specially established collection programs, including, but not limited to, "back door" collection programs.

**Day** means one calendar day.

**Dwelling Unit** means a building, including hotels or motels, exclusive of recreational vehicles, containing as its principle use one (1) or more dwelling units of habitation.

**Garbage** means any refuse products or materials including, but not limited to, the following: putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, sale or consumption of food; animal excretion; glass or metal containers, products or objects discarded as no longer usable; paper, wood, and cardboard waste; uprooted weeds, grass clippings, leaves and the like; ashes and cinders; discarded furniture or clothing; and dead animals. The term "garbage" does not include human excretion in the form of body waste.

**Hauler** means any person who engages in the business of collecting or hauling garbage, solid waste, recyclables, landscape waste, trash, brush or other refuse on a continuous and regular basis; and makes multiple scheduled collections each month within the County.

**Municipality** means any city, village or incorporated town.

**Person** means any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representatives, agents or assigns.

**Recyclable Materials** means materials that are separated from garbage, solid waste, trash, or refuse for the purpose of recycling, such as, but not limited to, aluminum and tin cans, newspapers, corrugated cardboard, high grade printing and writing papers, magazines, landscape waste, plastic and glass containers, motor oil and vehicle fluids; and for which an economic and practical recycling market exists for the particular material.

# ORDINANCE 96 - 28

## JACKSON COUNTY RECYCLING ORDINANCE

**WHEREAS**, the Illinois Solid Waste Planning and Recycling Act, 415 ILCS 15/1 *et. seq.* (1994) (hereinafter referred to as the Act), mandates Counties to adopt and implement a plan for the management, disposal and reduction of solid wastes generated in their County; and

**WHEREAS**, in accordance with the Act, the County of Jackson, Illinois (hereinafter referred to as the County), through its County Board, has adopted a waste management plan; which plan must also include a County-wide recycling program; and

**WHEREAS**, the County recognizes recycling as a valuable, practical and essential method of waste stream reduction; and

**WHEREAS**, the present ordinance is intended to implement the County's waste management plan; and

**WHEREAS**, the Jackson County Board finds that:

- A) Sanitary landfill capacity is rapidly diminishing; and
- B) Alternatives to and reduction in the reliance on sanitary landfills is vital to the needs of the County's residents, businesses and environment; and
- C) Recycling of certain solid wastes is preferable to the disposal of these solid wastes; and
- D) Mandated recycling of certain solid wastes along with other related measures and incentives are needed in order to accomplish the County's goals in reducing the solid waste stream in this County;

**NOW, THEREFORE, THE JACKSON COUNTY BOARD ORDAINS, AS FOLLOWS:**

### **SECTION 1. Short Title**

The present ordinance is adopted; and shall hereinafter be known and cited as the "Jackson County Recycling Ordinance".

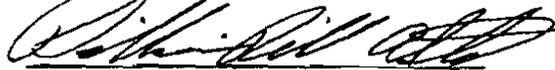
### **SECTION 2. Savings Clause**

All ordinances or parts of other ordinances in conflict with the provisions of this ordinance shall to the extent of the conflict be, and are, repealed; provided that nothing herein shall in any way excuse or prevent the prosecution of any provisions or existing violations of any ordinance, or parts thereof, superseded by this present ordinance.

depicted on the attached Jackson County, Illinois Road Atlas, First Edition. Said maps are incorporated herein and made a part of this ordinance as if fully set out.

C. This present Ordinance shall be effective upon the date of its adoption.

APPROVED AND ENACTED at the regular meeting of the Jackson County Board on this 11 day of Sept., 1996.



William "Bill" Alstat  
Chairman

ATTEST:



Irene J. Carlton, County Clerk

Ordinance Number 96-17

**AN ORDINANCE TO ESTABLISH THE NAMES OF ALL STREETS, LANES,  
ROADS OR HIGHWAYS IN THE UNINCORPORATED AREA OF  
JACKSON COUNTY, ILLINOIS.**

**WHEREAS**, the Counties Code, 55 ILCS 5/5-1067 (West 1994) provides that county boards may name or may change the name of any street, lane, road or highway in the unincorporated area of the county; and

**WHEREAS**, the County Board of Jackson County had previously approved and enacted Ordinance number 95-1, which Ordinance incorporated certain maps attached to the Ordinance. The maps named or renamed various streets, lanes, roads or highways situated in the unincorporated areas of the county; and

**WHEREAS**, in conjunction with implementing and maintaining the emergency telephone system (911) in the county various streets, roads, lanes, and highways situated in the unincorporated areas of the county have been named or renamed since the enactment of the previously mentioned County Ordinance number 95-1; and

**WHEREAS**, the Jackson County Board deems it to be in the best interest of the residents of the unincorporated areas that these named and renamed streets, roads, lanes, and highways be adopted as provided in this present Ordinance; and

**WHEREAS**, the Jackson County Board believes such naming and renaming of thoroughfares in the unincorporated areas of the county is essential to sufficiently provide emergency services and emergency response to the residents of the unincorporated areas of the county;

**THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:**

A. Jackson County Ordinance 95-1 is hereby repealed effective upon the passage of this present Ordinance.

B. All streets, lanes, roads, highways and public ways in the unincorporated area of Jackson County, Illinois are hereby named or renamed, as shown and

suspicion, or other standard consistent with constitutional limitations, that a violation of this Ordinance is occurring or has occurred.; further

4. Sections 4.6, 7.2 and 7.5 shall be amended by adding to the beginning of each Section the following language with punctuation:

Subject to Section 7.3 of this Ordinance,; further

5. A new Section 7.8 shall be added to the existing Ordinance as follows:

Any permit issued in accordance with this Ordinance, may be suspended and no longer considered to be valid when the Health Authority is refused access to the property for the purpose of conducting inspections for compliance with this Ordinance.; further

6. The Jackson County Health Department is authorized to insert and incorporate the amendments made by this present ordinance into the existing Jackson County Private Sewage Disposal System Ordinance, as amended; further

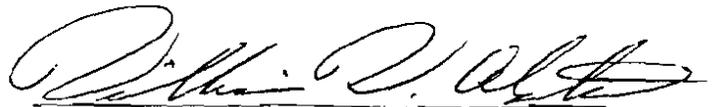
7. The Jackson County Board Chairman shall be authorized to sign this present ordinance; further

8. The amendments in this present ordinance shall be effective the first day of the month following the adoption of this ordinance by the Jackson County Board; further

9. The Jackson County Private Sewage Disposal System Ordinance shall not be altered or repealed in any way by this present ordinance except as specifically stated in this ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 10 DAY OF July, 1996.

BY ITS CHAIRMAN

  
William W. Alstat

ATTEST:

  
Irene J. Carlton, County Clerk  
Jackson County, Illinois

ORDINANCE 96 - 26

AN ORDINANCE AMENDING THE JACKSON COUNTY PRIVATE  
SEWAGE DISPOSAL SYSTEM ORDINANCE

WHEREAS, there exists a Jackson County Private Sewage Disposal System Ordinance, as amended, regulating and permitting the construction, repair and installation of private sewage disposal systems in Jackson County, Illinois; and

WHEREAS, the present ordinance is intended to amend the existing private sewage disposal system ordinance; and

WHEREAS, the present amending ordinance is adopted by virtue of the authority of the Jackson County Board, Jackson County, Illinois; and

WHEREAS, the purpose of this present ordinance is to make the existing ordinance comport better with constitutional standards governing the inspections of private sewage systems and to increase the fee for point of sale inspections; and

WHEREAS, the present ordinance has been duly approved by the Jackson County Board of Health and the Illinois Department of Public Health.

THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS THE FOLLOWING:

1. The amendments made and adopted by this present amending ordinance shall be incorporated into the existing Jackson County Private Sewage Disposal System Ordinance, as amended, as if originally part of it; further

2. Section 2.7.2 shall be amended as follows (deletions are struck-out and new language is underlined):

There shall be a ~~\$50.00~~ \$100.00 fee for the purpose of assessing a private sewage disposal system or water supply system, or both during one site visit to a private residence when requested by a prospective buyer, real estate agent, mortgage or loan institution, bank, etc. Additional fees may be charged to offset the cost of any additional site visit; further

3. Section 7.3 shall be deleted and the following inserted in its place as new Section 7.3:

*Except in emergency health and safety situations, a property owner or authorized occupant of the property has the right to refuse access to their property for inspections by the Health Authority. Upon such refusal, the Health Authority may apply for and obtain an administrative search warrant, based upon a reasonable*

the provisions of this Ordinance and the permit. If such changes are not made within a period of time specified by the Health Authority, the permit shall be suspended, and it shall be unlawful to place the water well into operation.

B. In addition to sub-section A., a permit may be suspended, and no longer be considered valid, if the Health Authority is denied access to the permitted water system for the purpose of conducting inspections for checking compliance with this Ordinance.; further

5. The Jackson County Health Department is authorized to insert and incorporate the amendments made by this present ordinance into the existing Jackson County water well ordinance; further

6. The Jackson County Board Chairman shall be authorized to sign this present ordinance; further

7. The amendments in this present ordinance shall be effective the first day of the month following the adoption of this ordinance by the Jackson County Board; further

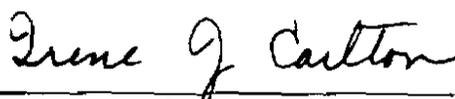
8. The Jackson County water well ordinance shall not be altered or repealed in any way by this present ordinance except as specifically stated in this ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 10 DAY OF July, 1996.

BY ITS CHAIRMAN

  
William W. Alstat

ATTEST:

  
Irene J. Carlton, County Clerk  
Jackson County, Illinois

AN ORDINANCE AMENDING THE JACKSON COUNTY WATER  
SUPPLY WATER WELLS AND ABANDONED WELL ORDINANCE

WHEREAS, there exists an ordinance regulating and permitting the construction, repair and installation of water wells, water supplies and the sealing of abandoned wells in Jackson County, Illinois (hereinafter referred to as 'water well ordinance'); and

WHEREAS, the present ordinance is intended to amend the existing water well ordinance; and

WHEREAS, the present amending ordinance is adopted by virtue of the authority of the Jackson County Board, Jackson County, Illinois; and

WHEREAS, the purpose of this present ordinance is to make the existing ordinance comport better with constitutional standards governing the inspections of private water supply systems; and

WHEREAS, the present ordinance has been duly approved by the Jackson County Board of Health and the Illinois Department of Public Health.

THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS THE FOLLOWING:

1. The amendments made and adopted by this present amending ordinance shall be incorporated into the existing Jackson County water well ordinance as if originally part of it; further

2. Section 13 of the water well ordinance shall be deleted and the following inserted in its place as new Section 13:

*Except in emergency health and safety situations, a property owner or authorized occupant of the property has the right to refuse the Health Authority access to their property to conduct inspections. Upon such refusal, the Health Authority may apply for and obtain an administrative search warrant, based upon a reasonable suspicion, or other standard consistent with existing constitutional limitations, that a violation of this ordinance is occurring or has occurred.; further*

3. Section 16 of the water well ordinance is amended as follows (deletions are struck-out - additions are underlined): follows:

A. Upon inspection by the Health Authority, if it is found that any provision of this Ordinance or any permit specifications for a stated property have been violated, the Health Authority shall notify the installer to make specified changes in the work to allow compliance with

3. Section H 1. a. is amended as follows (additions are underlined - deletions are struck-out):

Upon receipt of such an application, the Health Authority shall make an inspection of the establishment to determine compliance with the provisions of this ordinance. Except when the application is for a temporary permit, a probationary permit shall first be issued in accordance with this sub-section. Before the expiration of the probationary permit, the establishment shall be inspected during the establishment's regular business hours by the Health Authority to determine compliance with this ordinance. If at the end of the probationary permit the Health Authority is satisfied the establishment is in compliance with this ordinance, an annual permit, in accordance with this ordinance, shall be issued. Alternatively, notwithstanding the preceding sentence, the probationary period may be extended at the discretion of the Health Authority. When inspection reveals that the applicable requirements of this ordinance have been met, a permit shall be issued to the applicant by the Health Authority; further

4. The present amending ordinance shall be inserted and incorporated into the existing Jackson Food Service Ordinance and its amendments; further

5. The present amending ordinance shall be effective on the first day of the month following its adoption by the Jackson County Board; further

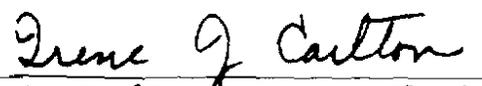
6. The Chairman of the County Board shall be authorized to sign this present ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 10 DAY OF July, 1996.

BY ITS CHAIRMAN

  
William W. Alstat

ATTEST:

  
Irene J. Carlton County Clerk

# ORDINANCE 96 - 24

## AN ORDINANCE AMENDING THE JACKSON COUNTY FOOD SERVICE ORDINANCE

WHEREAS, there exists a Jackson County Food Service Ordinance, as amended, regulating and licensing certain food establishments located in Jackson County, Illinois; and

WHEREAS, commensurate with the authority of the Jackson County Board to adopt certain ordinances regulating and licensing such establishments, from time to time, amendments to the existing ordinance are necessary; and

WHEREAS, in the interests of the citizens of Jackson County best interests, the present amending ordinance is intended to amend, and not repeal, the Jackson County Food Service Ordinance, and all its amendments; and

WHEREAS, the amendments made by this present amending ordinance are for the purpose of making the Jackson County Food Service Ordinance consistent with current Jackson County Health Department practices and policies; and

WHEREAS, the present amending ordinance has been duly approved by the Jackson County Board of Health.

THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS THE FOLLOWING:

1. The present amending ordinance shall be incorporated into the existing Jackson County Food Service Ordinance, as amended, as if originally part of the Food Service Ordinance; further

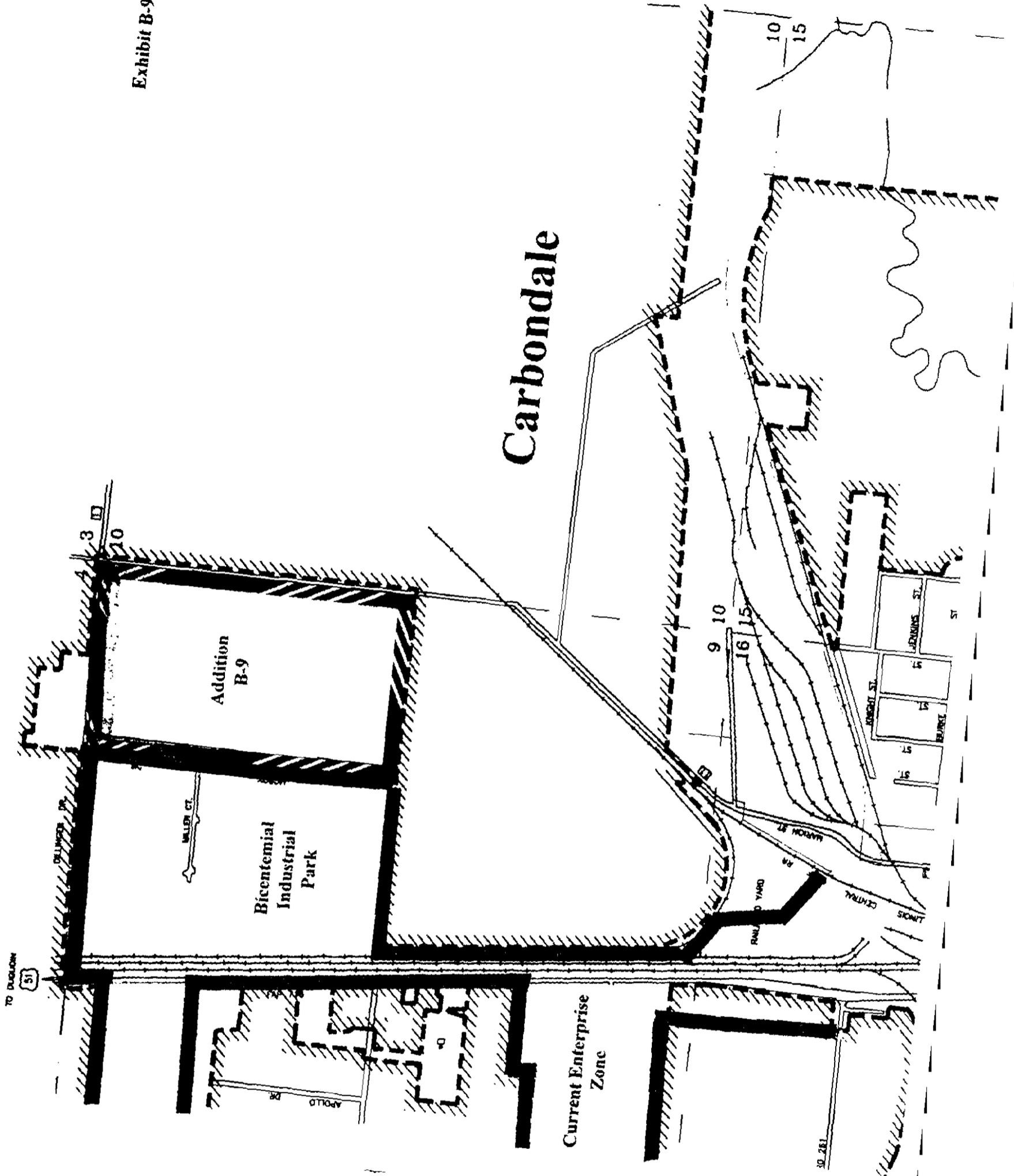
2. Section H 1. is amended as follows (additions are underlined - deletions are struck-out):

Permits for permanent food-service establishments and retail food stores shall ~~expire one year following the date of issuance~~ be issued according to the following schedule:

● for taverns, restaurants serving liquor, and retail food stores - July 1 and expire June 30 of the following year.

● for all remaining food establishments not fitting into the preceding category and schools - January 1 and expire December 31 of the same year.

In either case above, if the permit is issued after July 1 or January 1 respectively, the permit shall expire as the same date as other establishments in its category. The permit fees shall be accordingly prorated.



# Carbondale

LEGAL DESCRIPTION

Beginning at the intersection of the south line of Dillinger Road with the east line of McRoy Drive, this being the point of beginning.

Thence eastward along the south right-of-way line of Dillinger Road to its intersection to the westerly line of Marion Street;

Thence southerly a distance of 2,652 feet along the west right-of-way of Marion Street to its intersection with the south line of the Northeast Quarter of Section 9, Township 9 South, Range 1 West, 3rd P.M.;

Thence westerly a distance of 1,688 feet to a point marking the intersection of the south line of the Northeast Quarter of Section 9, Township 9, south, Range 1 West, 3rd P.M. with the south extension of the east line of McRoy Drive;

Thence northerly along the east side of McRoy Drive to the intersection of the east side of McRoy Drive with the south right-of-way of Dillinger Road, this being the point of beginning.

Legal description of the property to be added is described as follows:

The East One-Half (E-1/2) of the Northeast Quarter (NE 1/4) of Section 9, and the East 13.5 rods of the West Half (W-1/2) of the Northeast Quarter (NE-1/4) of Section 9, all in Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

PASSED this 12th day of June, 1996.

APPROVED this 12th day of June, 1996.

JACKSON COUNTY BOARD



COUNTY BOARD CHAIRMAN

ATTESTED:

COUNTY CLERK \_\_\_\_\_

ORDINANCE NO. 96-23

AN ORDINANCE TO ADD TERRITORY  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-10 and B-10 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.



LEGAL DESCRIPTION

## GENERAL DESCRIPTION

Part of the South half of the Southeast Quarter of Section 33, Township 8 South, Range 2 West of the Third Principal Meridian, Jackson County, Illinois.

## DETAIL DESCRIPTION

Commencing at the intersection of the South line of the said Section 33 with the West right-of-way line of F.A. Route 14 (IL Hwy Route 13/127) thence North along the said West right-of-way line a distance of 767.29 feet to the point of beginning for this description; from said point of beginning thence continuing North along the said West right-of-way line a distance of 202.31 feet to a point; thence Westerly along a line with a deflection angle of  $90^{\circ} 57'$  a distance of 130.20 feet to a point in the most Easterly right-of-way line F.A. Route 101; thence Southwesterly along the said Easterly right-of-way line, said line being the arc of a circular curve concave to the Southeast, with a deflection angle of  $47^{\circ} 00' 33''$  to the chord thereof, said arc having a radius of 2509.70 feet and a central angle of  $2^{\circ} 44'$  a distance of 119.73 feet to a point; thence Southeasterly along a line with a deflection angle of  $109^{\circ} 02' 27''$  from the aforesaid chord projected, a distance of 137.23 feet to a point; thence Southeasterly along a line with a deflection angle of  $11^{\circ} 26' 20''$  to the right, a distance of 101.89 feet to the point of beginning, containing 0.589 acres, more or less.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

PASSED this 12<sup>th</sup> day of June, 1996.

APPROVED this 12<sup>th</sup> day of June, 1996.

JACKSON COUNTY BOARD

  
COUNTY BOARD CHAIRMAN

ATTESTED:

  
COUNTY CLERK

ORDINANCE NO. 96-22

AN ORDINANCE TO ADD TERRITORY  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

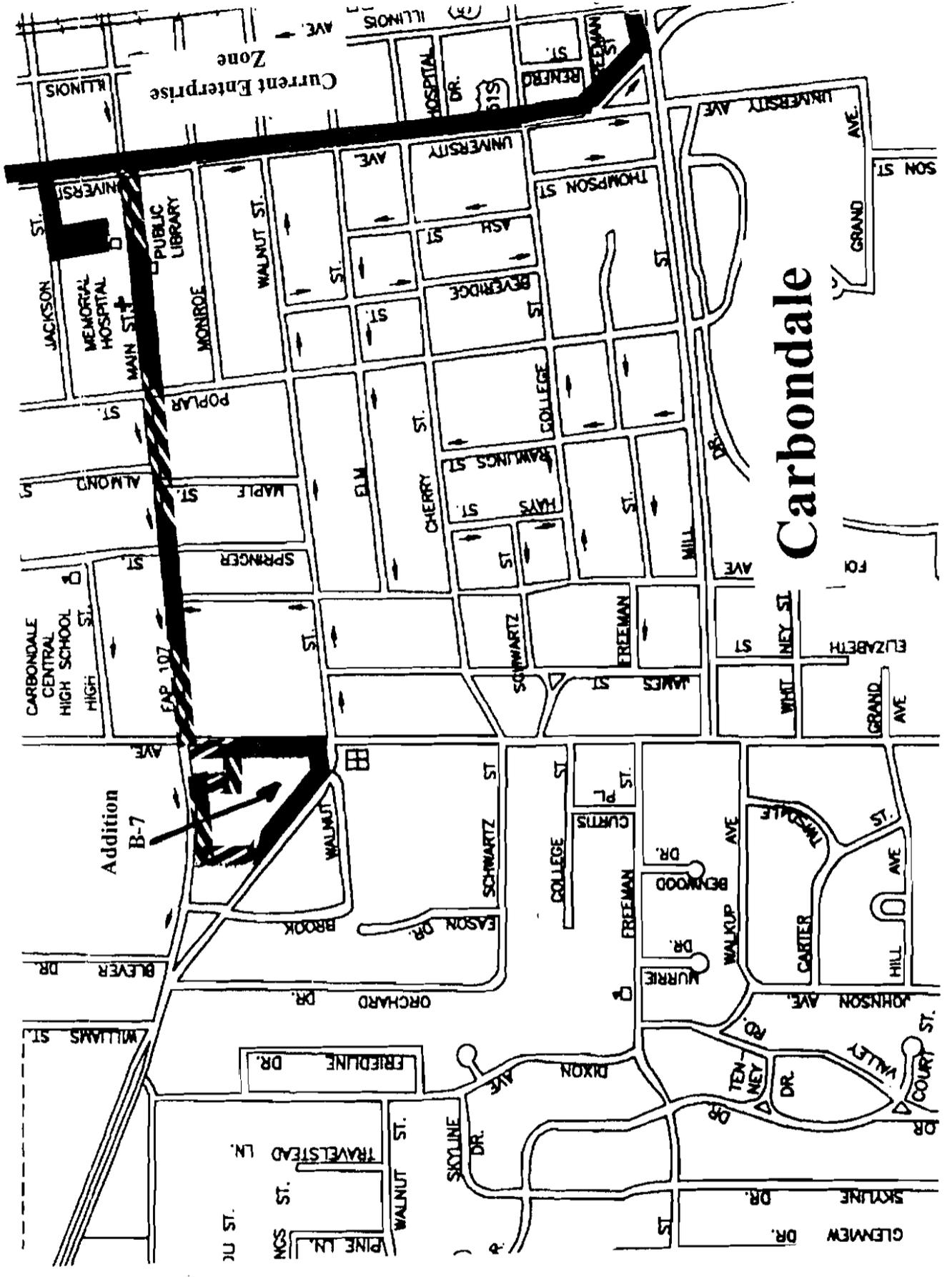
SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-9 and B-9 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.



LEGAL DESCRIPTION

STRIP LINKING OAKLAND AVENUE/WEST MAIN STREET - WALNUT STREET AREA

GENERAL DESCRIPTION

Strip within Section 21, Township 9 South, Range 1 West, 3rd P.M., Jackson County, Illinois.

DETAILED DESCRIPTION

Beginning at the intersection of the East Right-of-Way line of U.S. Route 51 Southbound also known as University Avenue with the South Right-of-Way line of IL Hwy. Route 13 Westbound, also known as Main Street.

Thence Westerly along the said South Right-of-Way line of West Main Street and its Westerly extension, to its intersection with the Northerly extension of the West Right-of-Way line of Oakland Avenue.

Thence Southerly along the said West Right-of-Way line of Oakland Avenue and its Northerly extension a distance of 160 feet to the end of the strip herein described.

OAKLAND AVENUE/WEST MAIN STREET - WEST WALNUT STREET AREA

GENERAL DESCRIPTION

Part of Section 21, Township 9 South, Range 1 West, of the 3rd P.M., Jackson County, Illinois.

DETAILED DESCRIPTION

Commencing at the intersection of the Westerly extension of the South Right-of-Way line of West Main Street with Northerly extension of the Westerly Right-of-Way line of Oakland Avenue.

Thence South along the said Westerly Right-of-Way line of Oakland Avenue and its Northerly extension a distance of 160.00 feet to the point of beginning for this description.

Thence Westerly with a deflection angle of 83°-49'-00" a distance of 147.93 feet to a point.

Thence Northerly with a deflection angle of 96°-10'-30" a distance of 160.00 feet to a point in the South Right-of-Way of West Main Street.

Thence Westerly along the said South Right-of-Way line of West Main Street to its intersection with the West line of Lot 1 in Clyde M. Brooks Subdivision.

Thence Southerly along the said West line of Lot 1 in Clyde M. Brooks Subdivision to a point in a line lying 45 feet Northeasterly of and parallel with the centerline of Illinois Route 13/West Diagonal Connector.

Thence Southeasterly and Easterly along the said parallel line to its intersection with the West Right-of-Way line of Oakland Avenue.

Thence Northerly along the said West Right-of-Way line of Oakland Avenue to the point of beginning containing 6.67 acres more or less.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

PASSED this 12<sup>th</sup> day of June, 1996.

APPROVED this 12<sup>th</sup> day of June, 1996.

JACKSON COUNTY BOARD



COUNTY BOARD CHAIRMAN

ATTESTED:

Gene J Carlton  
COUNTY CLERK

ORDINANCE NO. 96-21

AN ORDINANCE TO ADD TERRITORY  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

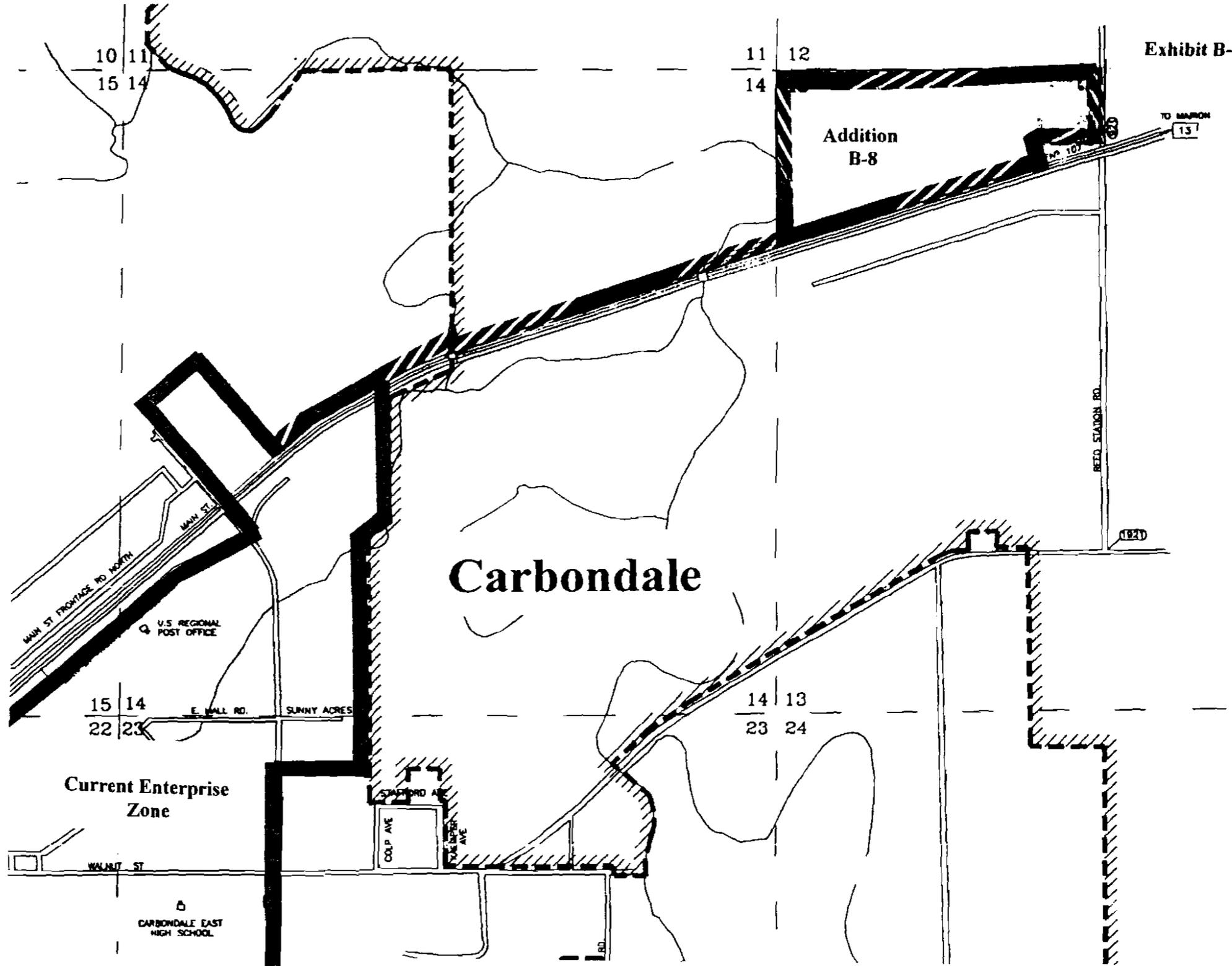
SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-8 and B-8 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.



LEGAL DESCRIPTION

Beginning at a point 653.4 feet northeast of the intersection of Giant City Road extension and the northwesterly right-of-way line of IL Hwy. Route 13,

Thence east along the Northwesterly right-of-way line of IL Hwy. Route 13 to the intersection of the west line of the NW 1/4 of Sec. 13, T9S, R1W of the 3rd P.M., this being the point of beginning for the following description.

All that part of the NE 1/4 of NW 1/4 and the NW 1/4 of the NW 1/4 of Sec. 13, T.9S. R1W of the 3rd P.M. lying north of SBI Route 13 (IL Hwy Route 13) Except a strip of land described as beginning at a point 90' northwardly of the located centerline of SBI Route 13 and 458.75' westwardly of the centerline of Reed Station Road; thence northwardly 200' on a line perpendicular to said Route 13; thence on a line 200' northerly of and parallel to the centerline of said Route 13 eastwardly 540' more or less to the west right-of-way line of Reed Station Road; thence south along said right-of-way line 115' more or less to the right-of-way of said Route 13; thence southwardly to a point 70' west of the Reed Station Road right-of-way and 90' northwardly of said Route 13 centerline; thence westwardly 390' more or less along a line 90' northwardly of and parallel to said Route 13 centerline to the point of beginning.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

PASSED this 12<sup>th</sup> day of June, 1996.

APPROVED this 12<sup>th</sup> day of June, 1996.

JACKSON COUNTY BOARD

  
COUNTY BOARD CHAIRMAN

ATTESTED:

Gene J. Carlton  
COUNTY CLERK

ORDINANCE NO. 96-20

AN ORDINANCE TO ADD TERRITORY  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-7 and B-7 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

ORDINANCE NUMBERS 5 THROUGH 19 WERE INADVERTENTLY  
SKIPPED



# ILLINOIS

TERM CONTRACT

NUMBER: 06578A3  
 DATE: 09/29/95  
 PAGE: 23

THE FOLLOWING ITEMS ARE AWARDED TO YOUR FIRM: New Holland North America, Inc. V#13820

LINE NO	ILLINOIS COMMODITY NUMBER/ DESCRIPTION	UNIT	UNIT PRICE
	<p>CONSIDERED FOR FUTURE BIDS.</p> <p>17. ROTATING WARNING LIGHT - FEDERAL SIGNAL MODEL 100F-012A.175 FLASH-PER-MINUTE ROTATING LIGHT WITH AMBER FRONT-SEILED LENS SHALL BE MOUNTED ON A BRACKET SUSPENDED FROM THE CENTER OF THE REAR ROPS CROSS MEMBER. BRACKET AND MOUNTING METHOD SHALL BE APPROVED BY THE ILLINOIS DEPT. OF TRANSPORTATION PRIOR TO DELIVERY.</p> <p style="text-align: center;">CONTROLS AND INSTRUMENTS:</p> <p>18. ENGINE RPM INDICATOR                      19. TEMPERATURE GAUGE OR WARNING LIGHT                      20. KEY-OPERATED IGNITION                      21. ENGINE OIL PRESSURE                      22. WATER AND WEATHERPROOF STARTER SWITCH W NEUTRAL START SAFETY SWITCH                      23. HOURMETER - ELECTRIC DIRECT READING                      24. FUEL LEVEL                      25. AIR FILTER RESTRICTION                      26. EITHER STARTING KIT OR THERMO START AID.                      27. THROTTLE                      28. TIRES: FRONT (2) AGRICULTURAL TYPE                          SIZE: 7.5-16, 6 PLY (F2)                          REAR: (2) AGRICULTURAL TYPE                          SIZE: 14.9-24, 6 PLY (R1)</p> <p>FRONT TIRES SHALL BE FILLED WITH TYRFILL/LP, PRODUCED BY SYNAIR CORPORATION.                      POSSIBLE SOURCE: MID-AMERICA TIRE ASSOCIATION, (312) 581-6005</p> <p>29. REAR COUNTERWEIGHT - 1500 LBS. (630KG) MINIMUM REQUIRED, UTILIZING HYDRO-INFLATION OF REAR TIRES.</p> <p>30. TOOL BOX                      31. FRONT GRILLE GUARD                      32. SLOW MOVING VEHICLE EMBLEM.                      33. REARVIEW MIRROR - LOW DISTORTION, WIDE-ANGLE VISION 16" X 6" (41 X 15 CM) AS MANUFACTURED BY PNEW-CON CORP., PALATINE, IL, (708) 438-8127.                      34. WARRANTY - STANDARD 12 MONTH WARRANTY, MINIMUM                      35. PARTS AND SERVICE SHALL BE READILY AVAILABLE AND LOCATED WITHIN THE STATE OF ILLINOIS.                      36. THREE (3) COPIES OF ALL OPERATOR'S MANUALS, PARTS LISTS, SERVICE MANUALS, AND WARRANTY INFORMATION SHALL BE PROVIDED WITH DELIVERY.</p> <p>FORD MODEL 4630</p>		

TERMS: NET  
 FOB: DESTINATION  
 DELIVERY: 120 CAL. DAYS ARO

BY: \_\_\_\_\_  
 DIRECTOR, DEPT. OF CENTRAL MANAGEMENT SERVICES



**ILLINOIS**  
TERM CONTRACT  
**ILLINOIS**

NUMBER: 06572AB  
DATE: 09/29/95  
PAGE: 22

THE FOLLOWING ITEMS ARE AWARDED TO YOUR FIRM: New Holland North America, Inc. V#13820

LINE NO	ILLINOIS COMMODITY NUMBER/ DESCRIPTION	UNIT	UNIT PRICE
	<p>MANUALS, PARTS LISTS, SERVICE MANUALS, AND WARRANTY INFORMATION SHALL BE PROVIDED WITH DELIVERY.</p> <p>36. MOWER - RIGHT-SIDE, HYDRAULIC-DRIVE, SICKLE BAR MOWER, TRIUMPH MODEL 2500 COMPLETE WITH 7-FOOT BAR. TWO ADDITIONAL KNIFE ASSEMBLIES SHALL BE INCLUDED.</p> <p>THE OPERATION OF THE MOWER MUST NOT INTERFERE WITH THE OTHER HYDRAULIC FUNCTIONS OF THE TRACTOR OR ATTACHMENTS.</p> <p>A SEPARATE HYDRAULIC SYSTEM FOR MOWER OPERATION SHALL BE PROVIDED USING A CRANKSHAFT DRIVEN, FRONT MOUNT HYDRAULIC PUMP.</p> <p>FRONT WEIGHTS SHALL INCLUDE TWO (2) 100 POUND (45.4KG), ONE MOUNTED TO EACH SIDE OF THE FRONT OF THE FRAME.</p> <p>FORD MODEL 4630</p>		
00084	<p>COMMODITY NO. 3524-177-1011 TRACTOR, 50 H.P. DIESEL ENGINE LOW PROFILE TYPE</p> <p>SPECIFICATIONS</p> <ol style="list-style-type: none"> <li>1. ALL STANDARD EQUIPMENT</li> <li>2. ENGINE: POWER AT PTO 48 H.P. NET FLYWHEEL H.P. - 50 (MIN) WATER COOLED DIESEL ENGINE.</li> <li>3. TRANSMISSION: TOP SHAFT SYNCHRONIZED MIN. 8 SPEEDS FORWARD AND 2 REVERSE, HIGHWAY TRAVEL SPEED NO LESS THAN 15 MILES PER HOUR (24KM/HR).</li> <li>4. P.T.O.: LIVE, INDEPENDENT, 540 RPM</li> <li>5. OPERATOR-CONTROLLED DIFFERENTIAL LOCK</li> <li>6. MANUFACTURER'S STANDARD HYDRAULIC SYSTEM WITH ONE REAR MOUNTED REMOTE CYLINDER CONTROL.</li> <li>7. MANUFACTURER'S STRAIGHT LOW PROFILE AXLE WELDED INVERTED "U". MINIMUM 9,000 LB CAPACITY.</li> <li>8. STEERING: POWER</li> <li>9. HITCH: THREE POINT CATEGORY II - HITCH SHALL BE PROVIDED WITH RIGID ANTI-SWAY BRACES OR CONTROL BLOCK SHIMS DESIGNED TO REDUCE HITCH SWAY.</li> <li>10. FUEL: DIESEL (TANK CLEARLY LABELED)</li> <li>11. SWINGING DRAWBAR</li> <li>12. OSHA APPROVED 2 OR 4 POST ROPS WITH CANOPY</li> <li>13. PADDED SUSPENSION TYPE OPERATOR'S SEAT WITH SEAT BELT.</li> <li>14. STANDARD LIGHT PACKAGE WITH MINIMUM OF TWO HEADLIGHTS AND ONE TAILLIGHT.</li> <li>15. VERTICAL EXHAUST WITH RAIN CAP.</li> <li>16. TRACTOR TESTING - MUST BE TESTED AND PERMIT ISSUED BY THE UNIVERSITY OF NEBRASKA AT LINCOLN, TRACTOR TEST LABORATORY OR PERMIT OBTAINED. (COMPLETE TEST RESULTS AND PERMIT NUMBER MUST ACCOMPANY BID.)</li> </ol> <p>*NOTE* IF A NEW, UNTESTED MODEL IS TO BE QUOTED, A STATEMENT OF EXPECTED COMPLIANCE WILL BE ACCEPTABLE FROM THE MANUFACTURER, PENDING TEST RESULTS. IF, AFTER TESTING, THE TRACTOR FAILS TO COMPLY WITH THE SPECIFICATIONS, MANUFACTURER'S PRODUCTS MAY NOT BE</p>	EA	15,124.0000

AN ORDINANCE FOR THE ESTABLISHMENT  
OF AN ALTERED SPEED ZONE

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-601 of the Illinois Vehicle Code are less than that considered reasonable and proper on the highway listed below for which Jackson County has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

BE IT FURTHER DECLARED that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

BE IT FURTHER DECLARED that, by virtue of Section 11-604 of the above Code, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a portion of C.H. 7 (Ava Rd) as listed below shall be 45 m.p.h.

A 45 miles per hour speed limit beginning at Bus Rt 13 and extending westerly to a point 250 ft. west of McElvain Road for a total distance of 0.7 miles.

BE IT FURTHER DECLARED that the Department is hereby requested to review the supporting data and findings of the engineering and traffic investigation submitted and filed in duplicate for each proposed speed zone of said highway described herein.

BE IT FURTHER DECLARED that when this Board is advised that the Department has approved the proposed maximum speed limits for the zones of said highway described herein, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual of Uniform Traffic Control Devices for Streets and Highways.

BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

\*\*\*

I, Irene Carlton, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on 13 March, 1996.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 13th day of March, 1996.

Irene G. Carlton  
Irene Carlton, County Clerk

S E A L

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

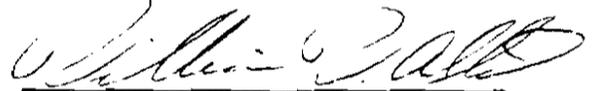
SECTION 6. That this Ordinance shall be known as Ordinance No. 96-3 of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

SECTION 7. The County Board Chairman of Jackson County is hereby authorized to execute an amendment to the Intergovernmental Agreement of February 15, 1990, executed between Jackson County and the Cities of Carbondale and Murphysboro to establish jointly an Enterprise Zone within the jurisdiction of the County and Cities.

PASSED this 14 day of February, 1995.

APPROVED this 14 day of February, 1995.

JACKSON COUNTY BOARD

  
COUNTY BOARD CHAIRMAN

ATTESTED:

  
COUNTY CLERK

ORDINANCE NO. 96-3

AN ORDINANCE TO LIMIT INCENTIVES  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to limit incentives to the current Enterprise Zone ordinance by adopting language that addresses property tax abatements upon the closure of a company in the Enterprise Zone and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding subsection (g) to Section VI as follows:

SECTION VI

(g) If during the term of said property tax abatement, the company ceases operations due to closure of business operations, (i.e., sales of products, laying off personnel which leads to closure), and remains closed for a period of one year, then said property tax abatement is terminated and cancelled for the remainder of the term as stipulated under Section VI (c) in Ordinance No. 90-2, and the Intergovernmental Agreement.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board 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.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 6. That this Ordinance shall be known as Ordinance No. \_\_\_\_\_ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Community Affairs has approved the application for amendment to the Enterprise Zone in Jackson County, Illinois.

SECTION 7. The County Board Chairman of Jackson County is hereby authorized to execute an amendment to the Intergovernmental Agreement of February 15, 1990, executed between Jackson County and the Cities of Carbondale and Murphysboro to establish jointly an Enterprise Zone within the jurisdiction of the County and Cities.

PASSED this 14 day of February, 1995.

APPROVED this 14 day of February, 1995.

JACKSON COUNTY BOARD



COUNTY BOARD CHAIRMAN

ATTESTED:

Gene G. Carlson  
COUNTY CLERK

ORDINANCE NO. 96-2

AN ORDINANCE TO MAKE A TECHNICAL CORRECTION  
TO THE JACKSON COUNTY ENTERPRISE ZONE  
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Community Affairs, effective March 1, 1990; and

WHEREAS, a request has been made to make a technical correction to the current Enterprise Zone ordinance to clarify the definition of the term "commercial" and subject to approval by the Illinois Department of Commerce and Community Affairs, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by deleting Section VI(b) thereof and inserting in lieu thereof, a new Section VI(b) as follows:

SECTION VI

(b) such abatement shall be allowed for commercial, industrial, or manufacturing property, also for residential property improvement through the urban homestead program, located within the zone area. Commercial means the buying and selling of goods and/or services, but does not include the rental or leasing of structures primarily for residential use on a permanent or non-transient basis (including, but not limited to, duplexes, apartments, and condominiums). Hotels, motels, and inns shall be considered commercial for purposes of this Section.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

LEGAL DESCRIPTION

**General Description:** A part of south one-half of Section 4, Township 9 South, Range 2 West of the Third Principal Meridian, City of Murphysboro, County of Jackson, State of Illinois.

**Detailed Description:** Beginning at the intersection of the south right-of-way line of Mulberry Street with the west right-of-way line of Ninth Street, this being the point of beginning;

thence east along the south right-of-way line of Mulberry Street a distance of 180 feet to a point in the south right-of-way line of Mulberry Street:

thence south a distance of 70 feet to a point (this being the southeast corner of Lot 3 in block 20 of the Original Town, now the City of Murphysboro):

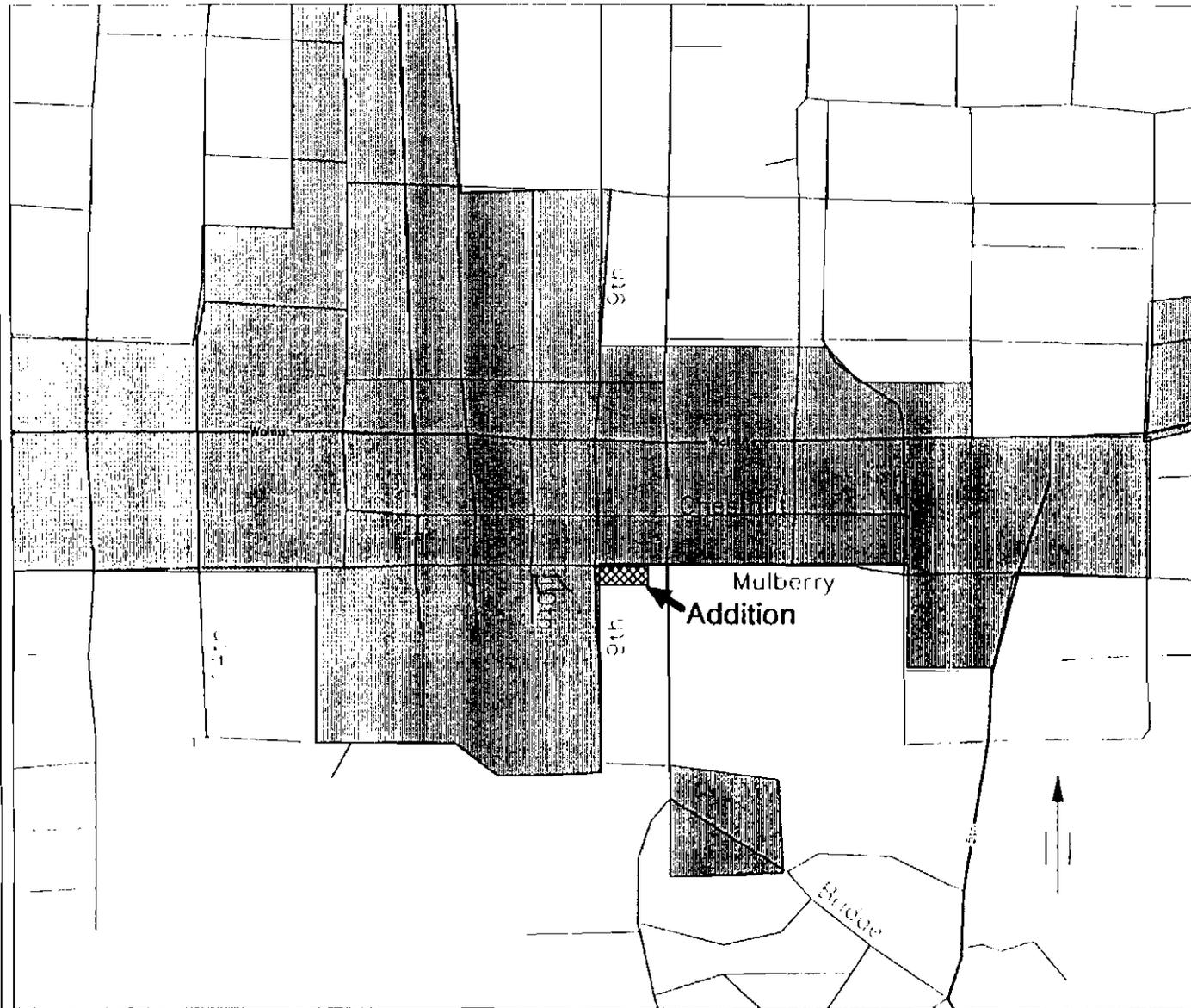
thence west along a line parallel to the south right-of-way line of Mulberry Street a distance of 180 feet to a point in the west right-of-way line of Ninth Street:

thence north along the west right-of-way line of Ninth Street a distance of 70 feet to the point of beginning for this description, containing .29 acres (.0004519 sq. mile) more or less, and encompassing the following:

Lots 1, 2, and 3 in Block 20 in the Original Town, now City of Murphysboro, Illinois.

GREATER EGYPT REGIONAL PLANNING AND DEVELOPMENT COMMISSION

Franklin Jackson Jefferson Perry Williamson



LEGEND

- County
- Highways
- Roads
- ▨ Enterprise Zone

Murphysboro

- ▨ Territory proposed for addition

Miles

