

ORDINANCE NO. 9139-2023

AN ORDINANCE AMENDING TITLE XV (LAND USAGE), CHAPTER 158 (STREETS AND SIDEWALKS; TREES), BY ADDING SECTIONS 158.129 (SNOW FENCES), 158.130 (MATERIAL) AND 158.131 (FENCE MAINTENANCE) OF THE REVISED CODE OF ORDINANCES OF THE CITY OF BELLEVILLE, AS AMENDED

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS, AS FOLLOWS:

Section 1. Section 150.129 (Fences) is hereby renumbered from Section 150.129 to Section 150.132.

Section 2. Title XV (Land Usage), Chapter 158 (Streets and Sidewalks; Trees) is hereby amended by adding Sections 158.129 (Snow Fences), 158.130 (Material) and 158.131 (Fence Maintenance), as follows:

§ 158.129 SNOW FENCES.

No person shall erect or maintain snow fencing on private property as a permanent fence to prevent intrusion from without or straying from within, except for the use of snow fencing to protect general public from any drifting that may occur on county, state, township or village owned right-of-way. This section shall not be construed to prohibit temporary fencing as required for tree protection or construction projects, or as needed by the Parks Department, the City of Belleville or other governmental agencies.

§ 158.130 MATERIAL.

All fences shall be constructed from materials which are commonly used for fencing and shall not be constructed of railroad ties, wood pallets, tires, rubber or salvaged material. Commonly used fence materials include wood, brick, stone, split railing, vinyl and ornamental iron work.

§ 158.131 FENCE MAINTENANCE.

All fences must be maintained in good, sound condition, free of damage, breaks or missing structural members. Areas that are leaning, buckling, sagging or deteriorating must be repaired or replaced with compatible material.

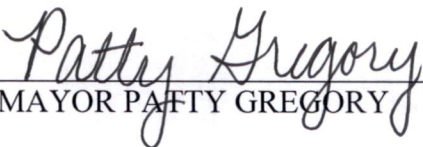
Section 3. That conflicting Ordinances or pertinent portions thereof in force the time this takes effect are hereby repealed.

Section 4. This Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, all as provided by law.

PASSED by the City Council of the City of Belleville, Illinois, on this 3rd day of April, 2023 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Joe Hazel	<u>X</u>	_____
Brian Whitaker	<u>X</u>	_____
Carmen Duco	<u>X</u>	_____
Jamie Eros	<u>X</u>	_____
Kent Randle	<u>X</u>	_____
Scott Ferguson	<u>X</u>	_____
Johnnie Anthony	<u>X</u>	_____
Raffi Ovian	<u>X</u>	_____
Ed Dintelman	EXCUSED	_____
Michelle Schaefer	<u>X</u>	_____
Chris Rothweiler	<u>X</u>	_____
Dr. Mary G. Stiehl	<u>X</u>	_____
Dennis C. Weygandt	<u>X</u>	_____
Phil Elmore	<u>X</u>	_____
Nora Sullivan	<u>X</u>	_____
Kara Osthoff	<u>X</u>	_____

APPROVED by the Mayor of the City of Belleville, Illinois this 4th day of April, 2023.


MAYOR PATTY GREGORY

ATTEST:


CITY CLERK JENNIFER GAIN MEYER