
THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-L0- 10

**AN ORDINANCE AUTHORIZING THE SALE OF REAL PROPERTY
OWNED BY THE VILLAGE OF DIXMOOR, COOK COUNTY, ILLINOIS
TO KONSTANTINOS KOKKINIS**

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on _____, 2002

Angela R. Hall - Robbins, Schwartz, Nicholas, Lifton & Taylor - acting Interim Village Attorney - 20 North Clark Street - Chicago, Illinois 60602

ORDINANCE NO. 02-L0-10

**AN AMENDED ORDINANCE AUTHORIZING THE SALE OF REAL PROPERTY
OWNED BY THE VILLAGE OF DIXMOOR, COOK COUNTY, ILLINOIS
TO KONSTANTINOS KOKKINIS**

WHEREAS, the Village of Dixmoor has agreed to convey to Konstantinos Kokkinis the real estate described as:

Vacant lots 29 and 31 in Block 8 in Chase and Dyers Subdivision, Section 7, Township 36 North, Range 14 on 147th Street, Dixmoor, Illinois; and

WHEREAS, Section 11-76-1 of the Illinois Municipal Code states that the Corporate Authorities of a municipality may pass an ordinance regarding the sale of real property if the real estate is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of the municipality; and

WHEREAS, it is in the best interests of the Village of Dixmoor to sell the above-described real estate to Konstantinos Kokkinis in its endeavor to further economic development.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, as follows:

1. That the Real Estate Contract (the "Contract"), a copy of which is attached to this ordinance, to convey certain real estate identified therein by and between the Village of Dixmoor and Konstantinos Kokkinis, is hereby approved.
2. That the President and Village Clerk are hereby authorized to execute the Contract and any other document necessary to implement the provisions thereof.
3. That the President and Village Clerk are hereby authorized to execute any and all documents required in order to implement the Contract under the terms and conditions as stated therein.

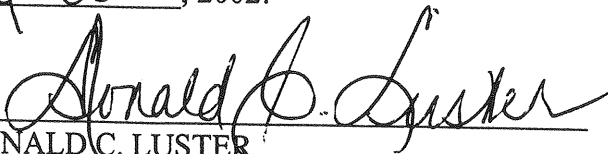
4. That Special Counsel to the Village of Dixmoor is hereby authorized to undertake any and all actions on the part of the Village as contained in said Contract to complete satisfaction of any and all conditions stated therein.

ADOPTED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, on May 08, 2002 by the following roll call vote:

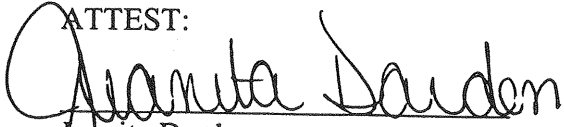
	YES	NO	ABSENT	PRESENT
Alice Green	✓			
Martha Loggins	✓			
Jerry Smith			✓	
Robert A. Warren	✓			
Yolanda Corner-Williams	✓			
Bonnie Rateree	✓			
President Donald Luster				
TOTAL	5	—	1	5

NOTE: Per 65 ILCS 5/11-76-1, a 3/4 vote of the corporate authorities is required to pass this Ordinance.

APPROVED by the Village President on May 08, 2002:


 DONALD C. LUSTER
 VILLAGE PRESIDENT

ATTEST:


 Juanita Darden
 Village Clerk

ORDINANCE No. 02-L0- 11

ORDINANCE REGARDING THE VILLAGE OF DIXMOOR 9-1-1 EMERGENCY
TELEPHONE SYSTEM

WHEREAS, the State of Illinois has enacted into law the Emergency Telephone System Act (the "Act"), 50 ILCS 750/1 *et seq.*; and,

WHEREAS, the Act enables municipalities to impose a surcharge on telecommunications carriers at a rate per network connection in order to maintain and/or upgrade a 9-1-1 emergency telephone system; and,

WHEREAS, the Act allows the telecommunications carrier collecting the surcharge to deduct 3% of the gross amount of the surcharge collected; and,

WHEREAS, a referendum was previously passed by a majority of voters of the Village of Dixmoor to allow and impose a surcharge on subscribers collected by the telecommunications carrier to pay for the costs associated with an enhanced 9-1-1 system; and,

WHEREAS, the surcharge voted upon by a majority of the voters was "up to \$1.25 per month."

NOW THEREFORE BE IT ORDAINED by the Village President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois ("*Village*"), as follows:

1. A surcharge is hereby imposed at a rate of \$1.25 per month in service network connections.
2. All Ordinances and/or resolutions or parts thereof in conflict with herein are hereby repealed to the extent of any such conflict.

3. This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in the manner prescribed by law.

PASSED this 27th day of February, 2002.

AYES: 4

NAYS: —

ABSENT: 1

APPROVED:

Ronald C. Lister
Mayor

Attest:

Janita Sarden
Village Clerk

THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER 02-LO- 1a

AN ORDINANCE REGARDING PUBLIC INDECENCY

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on MARCH 13, 2002
Angela R. Hall - Robbins, Schwartz, Nicholas, Lifton & Taylor - acting Interim Village Attorney - 20 North Clark Street - Chicago, Illinois 60602

ORDINANCE NO. 02-LO- 12
AN ORDINANCE REGARDING PUBLIC INDECENCY

WHEREAS, the President and Board of Trustees of the Village of Dixmoor may enact regulatory ordinances protecting and promoting the welfare and health of the citizens of the Village; and

WHEREAS, the President and Board of Trustees of the Village of Dixmoor believe that public indecency as prohibited in this ordinance encourages prostitution, increased sexual assaults and other criminal activity; and

WHEREAS, the President and Board of Trustees of the Village of Dixmoor wish to regulate public indecency in a fashion which will not impermissibly infringe on the constitutional rights of any person.

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

Section 1: Village Code Amended. Section 19-40 of the Village Code is repealed. New section 19-40 is enacted, to read as follows:

19.40. PUBLIC INDECENCY:

(A) A person who knowingly or intentionally, in a public place, (i) engages in sexual intercourse; (ii) engages in deviate sexual conduct; (iii) appears in a state of nudity; or (iv) fondles the genitals of himself or another person; commits the offense of public indecency.

(B) For purposes of this section, "nudity" means the exposure of male or female genitals, pubic area, female breasts with less than a full opaque covering the nipples thereof, human male genitals in a

discernibly turgid state even if completely and opaquely covered, or that portion of the buttocks which would be covered by a properly worn "thong" type bikini bottom.

(C) For purposes of this section, "public place" means any location frequented by the public, or where the public is present or likely to be present, or where a person may reasonably be expected to be observed by members of the public. Public places include, but are not limited to, streets, sidewalks, pools, business and commercial establishments (whether for-profit or not-for-profit and whether open to the public at large or where entrance is limited by a coverage charge or membership requirement), hotels, motels, restaurants, nightclubs, country clubs, cabarets and meeting facilities utilized by social, fraternal or similar organizations. Premises used solely as a private residence, whether permanent or temporary in routine, shall not be deemed a public place. Public places shall not include enclosed single sex public restrooms, enclosed single sex functional showers, locker and/or dressing room facilities, enclosed motel rooms and hotel rooms designed and intended for sleeping accommodations, doctors' offices, churches, synagogues or similar places when used for circumcisions, baptisms or similar religious ceremonies, portions of hospitals or similar places in which nudity or exposure is necessarily and customarily expected outside of the home; nor shall it include a person appearing in a state of nudity in a modeling class operated by (1) a proprietary school licensed by the state; a college, junior college or university supported entirely or partly by taxation; or (2) a private college or university which maintains and operates educational programs in which credits are transferrable to a college, junior college or a university supported entirely or partly by taxation or an accredited private college.

(D) This section is patterned after and shall be interpreted in the same manner as the Indiana Public Indecency Statute held constitutional by the United States Supreme Court in Barnes v. Glen Theatre, Inc., 501 U.S. 560, 111 S.Ct. 2456 (1991).

(E) The definition of "public place" set forth above shall be interpreted to be no more broad than the definition of "public place" set forth in 720 ILCS 5/11-9 (formerly Ill.Rev. Stat., Ch. 38, ¶11-9) as upheld by the Illinois Supreme Court in People v. Garrison, 82 Ill.2d 444, 412 N.E.2d 483 (1980).

(F) A person convicted of the offense of public indecency shall be fined not more than \$750.00 for each offense and may be enjoined from continuing the conduct determined to be public indecency.

(G) A person who knowingly or intentionally encourages or facilitates another person's commission of the offense of public indecency shall be deemed to have committed a public nuisance.


Section 2. **Severability.** If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

Section 3. **Effective Date.** This ordinance shall be in full force and effect immediately after its passage and publication as provided by law.

ADOPTED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, on MARCH 13, 2002 by the following roll call:

AYES: 4
NAYES: -
ABSENT: 1
ABSTAIN: -

APPROVED:


Donald C. Luster
Village President

ATTEST:


Juanita Darden
Village Clerk

THE VILLAGE OF DIXMOOR

COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-L0- 13

AN ORDINANCE REGARDING THE RELEASE OF HAZARDOUS MATERIALS

Donald C. Luster, Village President

Juanita Darden, Village Clerk

Alice Green

Martha Loggins

Jerry Smith

Robert A. Warren

Yolanda Corner-Williams

Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on March 13 2002

Angela R. Hall - Robbins, Schwartz, Nicholas, Lifton & Taylor - acting Interim Village Attorney - 20 North Clark Street - Chicago, Illinois 60602

ORDINANCE NO. 02-L0-13

ORDINANCE REGARDING THE RELEASE OF HAZARDOUS MATERIALS

BE IT ORDAINED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, as follows:

SECTION 1. DEFINITIONS:

As used in this Ordinance, the following terms shall have the following meanings:

Costs: All expenses incurred by the Village of Dixmoor or any other agency assisting the Village as a result of any removal of remedial action.

Facility: Any building, structure, installation, equipment, pipe or pipeline including but not limited to any pipe into a sewer or publicly owned treatment works, well, pond, lagoon, impoundment, ditch, landfill, storage container, tank, motor vehicle, truck trailer, rolling stock or aircraft. Also, any site or area where a hazardous material has been deposited, stored, disposed of, abandoned, placed, or otherwise come to be located.

Hazardous Materials: Any material, substance or mixture of materials or substances which are toxic, flammable, corrosive, explosive, carcinogenic or radioactive including, but not limited to, any substance or material which is designated a hazardous material pursuant to the "Hazardous Materials Transportation Act" (49 U.S.C.A., sections 1801, *et seq.*) in a quantity and form which may pose a substantial present or

potential hazard to human health, property or the environment when improperly released, treated, stored, transported, disposed of, or otherwise managed.

Mutual Aid: Any action taken by the Village of Dixmoor or any other public agency pursuant to an intergovernmental agreement, including but not limited to the District II Mutual Aid Agreement.

Person: Any individual, business, firm, partnership, corporation, association, trust, estate, joint venture or other legal entity, or their legal representative, agent or assign.

Release: Any spilling, leaking, pumping, pouring, emitting, escaping, emptying, discharging, injecting, leaching, dumping or disposing of a hazardous material into or on any land, air, water, well, stream, sewer or pipe so that such hazardous material or any constituent thereof may enter the environment.

Remedial Action: Any action consistent with permanent, remedy taken instead of, or in addition to, removal actions in the event of a release or threatened release of a hazardous material into the environment, to prevent or minimize the release of hazardous materials so that they do not migrate to cause a substantial present or potential hazard to human health, property or the environment. The term includes, but is not limited to, such actions at the location of the release as storage, confinement, perimeter protection using dikes, trenches, or ditches, clay cover, neutralization, cleanup of released hazardous materials or contaminated materials, recycling or reuse, diversion, destruction, segregation of reactive wastes, repair or replacement of leaking containers, collection of leachate and runoff, onsite treatment or incineration,

provision of alternate water supplies, and nay monitoring reasonably required to assure that such actions protect the public health and welfare and the environment.

Removal: The cleanup or removal of released hazardous materials from the environment, such actions as may be necessary or appropriate to monitor, assess, and evaluate the release or threat of release of hazardous materials, the disposal of removed material, or the taking of such action as may be necessary to prevent, minimize, or mitigate damage to the public health or welfare of the environment. The term includes, but is not limited to, security fencing, provision of alternative water supplies, and temporary evacuation of threatened individuals.

Response: Any removal or remedial action.

SECTION II. PROHIBITED ACTS

No person shall cause, threaten or allow the release of hazardous materials into the environment unless such release is in accordance with an appropriate permit granted by the Illinois Environmental Protection Agency or other State or Federal agency having primary jurisdiction over the release and such release is in such place and manner as will not create a substantial present or potential hazard to human health, property or the environment.

SECTION III. RESPONSE AUTHORITY

A. The Fire Chief or his authorized representative shall have authority to respond to any release or threatened release of hazardous materials within the territory of the Village of Dixmoor or affecting the public water supply, wells or sewage treatment works located within the Village of

Dixmoor or pursuant to any lawful intergovernmental agreement of which the Village of Dixmoor is a party. This authority includes, but is not limited to, remedial action and removal.

B. The Fire Chief shall have primary authority to respond to any release or threatened release of hazardous materials as described above. The Fire Chief shall report any release or threatened release of hazardous materials to all appropriate Federal, State and local public health, safety and emergency agencies within twenty-four (24) hours of any substantial release of hazardous materials. The Fire Chief shall relinquish his response authority at such time, if any, as the Federal, State or local public health, safety or emergency agency having primary jurisdiction over the release or threatened release has assumed responsibility for response to the release or threatened release.

C. The Fire Chief, during such time as response authority is vested in him, shall be authorized to utilize all Village of Dixmoor personnel and equipment and he may, in his sole discretion, take such remedial or removal action as he may deem necessary or appropriate to respond to the release or threatened release of hazardous material.

D. All responding personnel shall cooperate with and operate under the direction of the Fire Chief or other person then exercising response authority under this ordinance until such time as the person exercising such response authority has determined that the response is complete or responsibility for response is assumed by the Federal, State or local public health, safety or emergency agency having primary jurisdiction over the release or threatened release.

E. The person exercising response authority under this ordinance shall coordinate and/or cooperate with other Federal, State or local public health, safety or emergency agencies involved in response to the release or threatened release of hazardous materials.

SECTION IV. LIABILITY FOR COSTS

Notwithstanding any other provision or rule of law, and subject only to the defense set forth in Section Six hereof, the following persons shall be jointly and severally liable for all costs of removal and remedial action incurred by the Village of Dixmoor as a result of a release or threatened release of a hazardous material:

- A. The owner and operator of a facility or vessel from which there is a release or substantial threat of release of a hazardous material.
- B. Any person who, at the time of disposal, transport, storage or treatment of a hazardous material, owned or operated the facility or vessel used for such disposal, transport, treatment, or storage from which there was a release or substantial threat of a release of any such hazardous material.
- C. Any person who by contract, agreement, or otherwise has arranged with another party or entity for transport, storage, disposal or treatment of hazardous materials owed, controlled or possessed by such person at a facility owned or operated by another party or entity from which facility there is a release or substantial treat of a release of such hazardous materials.
- D. Any person who accepts or accepted any hazardous materials for transport to disposal, storage or treatment facilities from which there is a release or a substantial threat of release of such hazardous substances.

SECTION V. DEFENSES

There shall be no liability under Section Five hereof for a person otherwise liable who can establish by a preponderance of the evidence that the release or substantial threat of release of a hazardous material and the damages resulting therefrom were caused solely by:

- A. An act of nature over which he or she had no control;
- B. An act of war; or
- C. Any combination of the foregoing.

SECTION VI. COSTS AND PENALTIES

A. Any person who is liable for the release or threatened release of a hazardous material who fails without sufficient cause to pay for or provide removal or remedial action upon or in accordance with a notice and request of the Village of Dixmoor, or in accordance with any order of any court having jurisdiction on the matter, shall be liable to the Village of Dixmoor for any costs incurred by the Village of Dixmoor as a result of such failure to provide or take such removal or remedial action, together with the cost of any removal or remedial action taken by the Village of Dixmoor in accordance with the ordinance, and all attorneys' fees and related legal costs incurred in connection therewith.

B. In addition, any such person shall be guilty of a violation of this ordinance and shall be fined not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) for each offense. A separate offense shall be deemed committed for each day on which a violation occurs or continues. Where such violation is found to be the result of willful and/or wanton conduct or gross negligence, or the person committing such violation attempts to evade responsibility hereunder by leaving the scene of the occurrence or by other means, that person shall

be subject to a fine as provided for above or a fine in an amount equal to three times the costs, including attorneys' fees and legal costs, for which it is liable under Paragraph A, whichever is greater.

C. Charges for removal or remedial action when rendered by the Village of Dixmoor or any other agency rendering mutual aid shall be as follows:

- 1) The reasonable cost of each vehicle responding as determined by the responding agency, but in no case less than \$75.00 per hour per vehicle, and
- 2) The cost of all personnel including any overtime cost to the Village of Dixmoor or to any responding agency, incurred as a result of the removal or remedial action, and
- 3) The cost of all materials and equipment used, expended, depleted, destroyed or removed from service in accordance with federal, state or local ordinance as a result of the mitigation or containment operations if or at the request of the Village of Dixmoor or any responding agency, and
- 4) The cost of services and/or goods provided by a private or public entity which are used, expired, depleted, or destroyed as a result of the response at the request of the Village of Dixmoor or any responding agency.

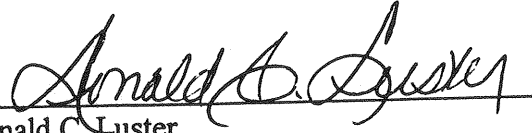
PASSED by the Village Board of the Village of Dixmoor, Cook County, Illinois, this 13th day of MARCH, 2002.

AYES: 4

NAYES: —

ABSENT: 1

APPROVED:



Donald C. Luster
Village President

ATTEST:



Juanita Darden
Village Clerk

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THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-L0- 14

**AN ORDINANCE APPROVING AN AMENDED INTERGOVERNMENTAL
AGREEMENT FOR PARTICIPATION IN THE SOUTHWEST HAZARDOUS
MATERIALS RESPONSE TEAM**

Donald C. Luster, Village President
Juanita Darden, Village Clerk

**Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Board of Trustees**

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on MARCH 13, 2002

Angela R. Hall - Robbins, Schwartz, Nicholas, Lifton & Taylor - acting Interim Village Attorney - 20 North Clark Street - Chicago, Illinois 60602

ORDINANCE NO. 02-L0-14

AN ORDINANCE APPROVING AN AMENDED INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE SOUTHWEST HAZARDOUS MATERIALS RESPONSE TEAM

WHEREAS, Article VII, Section 10, of the Constitution of the State of Illinois authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act, 5 ILC§ 220/1 *et seq.*, provides that any powers, functions, privileges or authority exercised or which may be transferred, combined and exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and

WHEREAS, Section 5 of the Intergovernmental Cooperation Act, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and

WHEREAS, the Village President and Board of Trustees (the "Corporate Authorities") previously approved the Southwest Hazardous Materials Response Team Intergovernmental Agreement in 1991; and

WHEREAS, the Corporate Authorities of the Village of Dixmoor at that time determined that it was in the best interests of the Village and its residents to enter into an intergovernmental

agreement to secure to each the benefits of mutual aid in hazardous materials handling or other related services dealing with the protection of life or property in an emergency; and

WHEREAS, the need has arisen to amend the existing Southwest Hazardous Materials Response Team Intergovernmental Agreement to reflect the current membership of the organization, to permit the organization to assist in emergencies to third parties through the MABAS System, and to further clarify the relationship of the parties within the organization; and

WHEREAS, the members of the Southwest Hazardous Materials Response Team are requested to provide their written consent to Amend the Intergovernmental Agreement.

BE IT ORDAINED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, as follows:

Section 1. That the Village President and the Village Board hereby consent to the Amendments to the Southwest Hazardous Materials Response Team Intergovernmental Agreement, a copy of said Amended Agreement being attached hereto as Exhibit A and made a part hereof.

Section 2. That the Southwest Hazardous Materials Response Team Intergovernmental Agreement attached hereto is approved as amended.

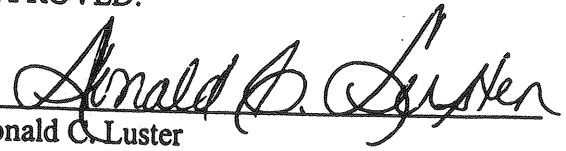
PASSED by the Village Board of the Village of Dixmoor, Cook County, Illinois, this 13th day of MARCH, 2002.

AYES: 4

NAYES: -

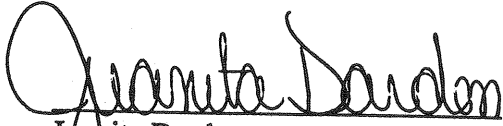
ABSENT: 1

APPROVED:



Donald C. Luster
Village President

ATTEST:



Juanita Darden
Village Clerk

THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-10 15

**AN ORDINANCE ESTABLISHING
THE VILLAGE OF DIXMOOR 9-1-1
EMERGENCY TELEPHONE SYSTEM BOARD**

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Bonnie Rataree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on MARCH 27, 2002

Angela R. Hall
Village Attorney
Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd.
20 North Clark Street - Suite 900
Chicago, Illinois 60602

ORDINANCE No. 02-L 15

**ORDINANCE ESTABLISHING
THE VILLAGE OF DIXMOOR 9-1-1
EMERGENCY TELEPHONE SYSTEM BOARD**

WHEREAS, the State of Illinois has enacted into law the Emergency Telephone System Act (the "Act"), 50 ILCS 750/1 *et seq.*; and,

WHEREAS, on January 10, 1990, Ordinance No. 90-001 was passed by the Corporate Authorities of the Village of Dixmoor (the "Village") which authorized the Village to participate in a Joint Emergency Telephone System Board pursuant to an intergovernmental agreement with Southwest Central 9-1-1 System; and,

WHEREAS, as of April 1, 2002, the Village will no longer participate in the Joint Emergency Telephone System Board of Southwest Central 9-1-1 System; and

WHEREAS, Section 15.4 of the Act states that any municipality or county that imposes a surcharge shall establish an Emergency Telephone System Board; and,

WHEREAS, it is necessary and in the best interest of the Village of Dixmoor to establish the Village of Dixmoor Emergency Telephone System Board.

NOW THEREFORE BE IT ORDAINED by the Village President and Board of Trustees (the "Corporate Authorities") of the Village of Dixmoor, Cook County, Illinois, as follows:

1. The Village shall establish an Emergency Telephone System Board in compliance with Section 15.4 of the Act.
2. The Village Emergency Telephone System Board members shall be appointed by the Corporate Authorities of the Village and shall consist of at least five members.

3. The powers and duties of the Village Emergency Telephone System Board shall include, but are not limited to:

- (A) Planning a 9-1-1 system;
- (B) Coordinating and supervising the implementation, upgrading, or maintenance of the system, including the establishment of equipment specifications and coding systems;
- (C) Receiving monies from the surcharge imposed under Section 15.3 of the Act, and from any other source, for deposit into the Emergency Telephone System Fund;
- (D) Authorizing all disbursements from the fund; and
- (E) Hiring any staff necessary for the implementation or upgrade of the system.

4. All Ordinances and/or resolutions or parts thereof in conflict with herein are hereby repealed to the extent of any such conflict.

5. This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in the manner prescribed by law.


PASSED this 27th day of MARCH, 2002.

AYES: 5

NAYS: —

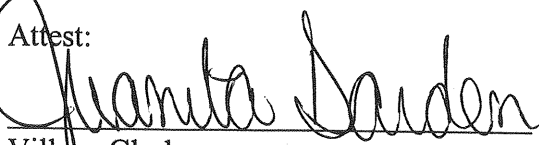
ABSENT: 1

APPROVED:



Mayor

Attest:



Village Clerk

THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-LO- 16

**AN ORDINANCE REGULATING GAMES IN STREETS AND PROHIBITING
OBSTRUCTIONS TO STREETS, ALLEYS AND SIDEWALKS**

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Bonnie Rateree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on May 08, 2002

Angela R. Hall
Village Attorney
Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd.
20 North Clark Street - Suite 900
Chicago, Illinois 60602

ORDINANCE No. 02-L0- 16

AN ORDINANCE REGULATING GAMES IN STREETS AND PROHIBITING OBSTRUCTIONS TO STREETS, ALLEYS AND SIDEWALKS

NOW THEREFORE BE IT ORDAINED by the Village President and Board of Trustees (the "Corporate Authorities") of the Village of Dixmoor, Cook County, Illinois, as follows:

Section 1. Village Code Amended. New Section _____ is added to the Village Code as follows:

_____: **STREETS, ALLEYS AND SIDEWALKS:**

1. It shall be unlawful to play any game on any street, alley or sidewalk, where the game causes unnecessary noise, or interferes with traffic or pedestrians.
2. It shall be unlawful for any person, firm or corporation to cause, create, or maintain any obstruction of any street, alley, sidewalk, or other public way, except as may be specifically authorized by ordinance or by the Village of Dixmoor Code Enforcement Office.

Section 2. All Ordinances and/or resolutions or parts thereof in conflict with herein are hereby repealed to the extent of any such conflict.

Section 3. This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in the manner prescribed by law.

PASSED this 08th day of May, 2002.

AYES: 5

NAYS: —

ABSENT: 1

APPROVED:

Ronald B. Lyster
Mayor

Attest:

Janita Gordon
Village Clerk

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THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-LO- 17

AN ORDINANCE REGULATING ADULT USES

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Bonnie Rateree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on May 22, 2002

Angela R. Hall, Village Attorney
Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd.
20 North Clark Street - Suite 900
Chicago, Illinois 60602

ORDINANCE NO. 02-L0- 17
AN ORDINANCE REGULATING ADULT USES

WHEREAS, the Village of Dixmoor Planning and Zoning Commission held a public hearing, pursuant to notice duly published in accordance with law, in connection with the zoning amendments set forth below; and

WHEREAS, the Village of Dixmoor Planning and Zoning Commission recommended the zoning amendments hereinafter set forth to the President and Board of Trustees; and

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of the Village of Dixmoor Planning and Zoning Commission and incorporate such findings and recommendations of the Commission herein by reference as if they were fully set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Dixmoor as follows:

Section 1. Village Code Amended. New Section _____ is added to the Village Code as follows:

_____: **ADULT USES:**

A. FINDINGS: The President and Board of Trustees make the following findings:

1. It is uncontested that the Village may regulate, through its zoning power, the location of sexually explicit businesses;
2. Zoning, when used to preserve the character of the residential and commercial areas of the Village, is perhaps the most essential function performed by the Village;
3. The Village is predominately a single-family residential community with

approximately 90% of the total land area of the Village zoned and used for residential, school, park, cemetery and governmental purposes;

4. The Planning Commission held a public hearing, reviewed the experiences of other municipalities, counties and units of local government relative to Adult Uses;
5. The Village of Dixmoor approximately 1.2 square miles in size and there are many locations available for Adult Uses in the larger, immediately surrounding communities, such as the City of Chicago, unincorporated Cook County and other municipalities;
6. The proposed regulation of Adult Uses serves a substantial governmental interest, while allowing for reasonable alternative avenues of communication;
7. The Illinois Supreme Court has judicially confirmed that the regulation of Adult Uses serves a valid governmental interest;
8. The proposed regulations are not aimed at the content of adult entertainment, but at the secondary effects associated with it including, but not limited to:
 - a. an increase in crime rates, particularly those that are sex-related;
 - b. a negative impact on the real estate market where adult entertainment is offered; and
 - c. urban blight as a result of the decrease in property values.

In attempting to curb these secondary effects, the regulations serve the Village's substantial interest in the health, safety and welfare of the people of the Village.

9. The detailed findings summarized in the U.S. Supreme Court opinion in *City of Renton v. Playtime Theatres, Inc.*, 475 U.S. 41, 106 S.Ct. 925 (1986), the Illinois Supreme Court opinion in *County of Cook v. Renaissance Arcade and Bookstore*, 122 Ill.2d 123 (1988), and the United States District Court, Eastern Division of Michigan opinion in *S & G News, Inc. v. City of Southgate*, 638 F.Supp. 1060 (E.D. Mich. 1986) aff'd 819 F.2d 1142 (6th Cir. 1987), were before the Planning Commission when it recommended the adoption of these regulations.

- B. PURPOSE OF REGULATIONS:** These regulations are aimed at the secondary effects of adult uses, and not at the content of the activities performed at such uses.

In addition, these regulations are based on the Village's substantial interest in preventing crime, protecting retail trade, maintaining property values, and generally to protect and preserve the quality of the Village's neighborhoods, commercial districts, and the quality of urban life. Furthermore, it is not the purpose of these regulations to deny anyone a reasonable opportunity to open and operate adult uses within the Village. The predominate purpose of these regulations is the amelioration of socially adverse secondary effects of adult uses. Finally, the Illinois Supreme Court has judicially confirmed that the purpose of these regulations as hereinafter provided serves a valid governmental interest.

C. DEFINITIONS:

1. **Adult Bookstore:** An establishment having, as a substantial or significant portion of its sales or stock in trade, books, magazines, films for rent, sale or for viewing on premises by use of motion picture devices or by coin operated means, and periodicals, which are distinguished or characterized by their emphasis on matter depicting, describing or relating to Specified Sexual Activities, or Specified Anatomical Areas, or an establishment with a substantial or significant segment or section devoted to the sale or display of such materials; or an establishment that holds itself out to the public as a purveyor of such materials based upon its signage, advertising, displays, actual sales, presence of video preview or coin operated booths, exclusion of minors from the establishment's premises or any other factors showing the establishment's primary purpose is to survey such materials.
2. **Adult Entertainment Cabaret:** A public or private establishment which:
 - a. features topless dancers, strippers, or male or female impersonators;
or
 - b. not infrequently features entertainers who display Specified Anatomical Areas; or
 - c. features entertainers who by reason of their appearance or conduct perform in a manner which is designed primarily to appeal to the prurient interest of the patron; or
 - d. features entertainers who engage in or are engaged in explicit simulation of Specified Sexual Activities.
3. **Adult Motion Picture Theater:** A building or area used for presenting materials distinguished or characterized by an emphasis on matter depicting, describing or relating to Specified Activities or Specified Anatomical Areas

for observation by patrons therein.

4. **Adult Use:** Adult Bookstores, Adult Motion Picture Theaters, Adult Entertainment Cabarets, and/or other similar uses.
 5. **Specified Sexual Activities:** For the purpose of this Chapter, Specified Sexual Activities means:
 - a. human genitals in the state of sexual stimulation or arousal;
 - b. acts of human masturbation, sexual intercourse or sodomy; and/or
 - c. fondling or other erotic touching of human genitals, pubic region, buttock or female breasts.
 6. **Specified Anatomical Areas:** For the purpose of this Chapter, Specified Anatomical Areas means:
 - a. less than completely and opaquely covered human genitals, pubic region, buttock, or female breasts below a point immediately above the top of the areola; and/or
 - b. human male genitals in a discernibly turgid state, even if completely and opaquely covered.
- D. **LOCATION:** Adult Uses are prohibited within 1,000 feet of the property boundaries of any school, day care center, cemetery, public park, forest preserve, public housing and place of religious worship. Adult Uses are permitted only in areas zoned as light or heavy industrial (I-1) or (I-2) districts.
- E. **REGISTRATION:** The owner of any building or premises, said owner's agent for the purposes of managing, controlling or collecting rents, or any other person managing or controlling any building or premises used in whole or in part for an Adult Use, shall register the following information with the Village Clerk:
1. The address of the premises;
 2. The name(s), age(s) and address(es) of the owner(s) of the premises and the beneficial owner(s) if the property is in a land trust;
 3. The name of the business or establishment;
 4. The name(s), age(s) and address(es) of the owner(s), beneficial owner(s)

and/or the major stockholder(s) of the business or establishment;

5. The date of the initiation of the Adult Use;
6. The nature of the Adult Use;
7. If the premises or building is leased, a copy of said lease must be attached to the registration form.

F. **EXTERIOR DISPLAY:** No Adult Use shall be conducted in any manner that permits the observation of any material depicting, describing or relating to Specified Sexual Activities or Specified Anatomical Areas from any public way or from any property not registered as a Adult Use. This provision shall apply to any display, decoration, sign, show window or other opening.

G. **LICENSE REQUIRED; FEES:** No person shall operate Adult Uses within the Village without first applying for an Adult Uses license. The fee for an Adult Uses license and related procedures governing the licenses shall be as set forth in the business license ordinance. An Adult Uses license shall be nontransferable and shall be issued only for one specific business location.

× × H. **HOURS OF OPERATION:** Adult Uses shall be permitted to operate Sunday through Saturday between the hours of 10 a.m. to midnight.

Section 2. Business License Ordinance Code Amended. Section _____ of the Dixmoor Village Code is amended by adding the following to the list therein in its proper sequence:

ADULT USES as regulated by § _____ - \$1,000.00

Section 3. Zoning Ordinance Amended. New section _____ of the Dixmoor Village Code is added, to read as follows:

_____ Adult Uses as regulated by § _____ - Adult Uses are prohibited within 1,000 feet of the property boundaries of any school, day care center, cemetery, public park, forest preserve, public housing and place of religious worship. Adult Uses are permitted only in areas zoned as light or heavy industrial (I-1) or (I-2) districts.

Section 4. Amortization Clause. All non-conforming businesses located within the Village of Dixmoor shall be removed or converted to a permitted use on or before November 25, 2002.

Section 4. Severability. The provisions of this Ordinance are severable.

Section 5. Effective Date. This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

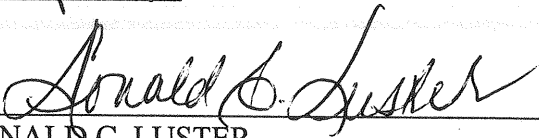
ADOPTED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, on May 22, 2002 by the following roll call:

ADOPTED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, on May 22, 2002 by the following roll call vote:

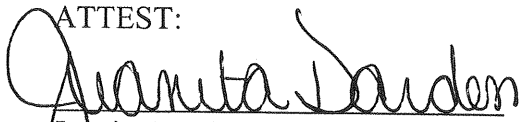
	YES	NO	ABSENT	PRESENT
Alice Green		✓		
Martha Loggins	✓			
Jerry Smith			✓	
Robert A. Warren	✓			
Yolanda Corner-Williams	✓			
Bonnie Rateree	✓			
TOTAL	4	1	1	

NOTE: Per 65 ILCS 5/11-13-14, a 2/3 vote of the corporate authorities is required to pass this Ordinance.

APPROVED by the Village President on May 22, 2002:


DONALD C. LUSTER
VILLAGE PRESIDENT

ATTEST:


Juanita Darden
Village Clerk

ORDINANCE NO. 02-LO-18

AN ORDINANCE ADOPTING PREVAILING WAGE STANDARDS

WHEREAS, the State of Illinois has enacted the "Prevailing Wage Act", 820 ILCS 130/1 *et seq.* (the "Act"); and

WHEREAS, the Act requires that the Village of Dixmoor investigate and ascertain the prevailing rate of wages as defined in the Act for laborers, mechanics and other workers in the locality of said Village of Dixmoor employed in performing construction of public works, for said Village of Dixmoor;

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

SECTION 1. To the extent and as required by the Prevailing Wage Act, the general prevailing rates of wages in this locality for laborers, mechanics and other worker engaged in construction of public works coming under the jurisdiction of the Village of Dixmoor is hereby ascertained to be the same as the prevailing rates of wages for construction working the Cook County area, as determined by the Department of Labor of the State of Illinois as of June of the current year (See Exhibit A). The definition of any terms appearing in this ordinance which are also used in the Act shall be the same as in the Act.

SECTION 2. Nothing herein contained shall be construed to apply said general prevailing rates of wages as herein ascertained to any work or employment except public works constructions of Dixmoor to the extent required by the Act.

SECTION 3. The Village Clerk shall publicly post this determination or any revisions of such prevailing rate of wages, and keep it available for inspection in the Village Hall by any interested party. A copy of the currently revised determination of the prevailing rates of wages then in effect shall be attached to all contract specifications.

SECTION 4. The Village Clerk shall mail a copy of this determination to any employer and to any association of employers and to any person or association of employees who have filed their names and addresses and have requested copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5. The Village Clerk shall promptly file a certified copy of this Ordinance with the Honorable Jesse White, Secretary of State of Illinois, Index Department, 111 East Monroe Street, Springfield, IL 62706 and with the Illinois Department of Labor, Fair Labor Standards Division, One West Old State Capitol Plaza, Room 300, Springfield, IL 62701.

SECTION 6. Within thirty days after the filing with the Secretary of State, the Village Clerk shall cause a notice to be published in a newspaper of general circulation within the area, stating:

**VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS**

PUBLIC NOTICE OF ADOPTION OF PREVAILING WAGE STANDARDS

PLEASE TAKE NOTICE that on June 26, 2002, the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, adopted Ordinance No. 02-LO-18, determining prevailing wages pursuant to 820 ILCS 130/1 *et seq.*, the Illinois "Prevailing Wage Act", which determination is now effective.

(Date of Publication)

Published by Order of the President and Board of Trustees of the Village of Dixmoor:

**Juanita Darden
Village Clerk**

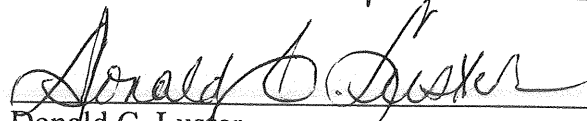
and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

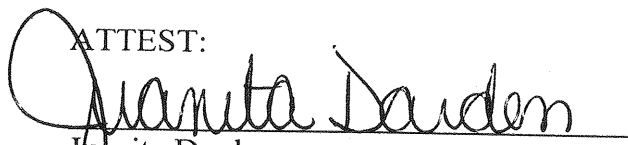
ADOPTED by the President and Board of Trustees of the Village of Dixmoor, Cook County, Illinois, on June 26, 2002 by the following roll call vote:

	YES	NO	ABSENT	PRESENT
Alice Green	✓			
Martha Loggins	✓			
Jerry Smith	✓			
Robert A. Warren	✓			
Yolanda Corner-Williams	✓			
Bonnie Rateree	✓			
President Donald Luster				✓
TOTAL	6	—	—	7

NOTE: FIVE AFFIRMATIVE VOTES ARE REQUIRED FOR THIS ORDINANCE AND THE VILLAGE PRESIDENT MUST VOTE ON THIS ORDINANCE.

APPROVED by the Village President on June 26, 2002.


 Donald C. Luster
 VILLAGE PRESIDENT

ATTEST:

 Juanita Darden
 Village Clerk
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THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 02-LO- 21

**AN ORDINANCE REGARDING
THE EXPENDITURE OF MUNICIPAL FUNDS**

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Corner-Williams
Bonnie Rataree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on Aug. 28, 2002

Angela R. Hall
Village Attorney
Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd.
20 North Clark Street - Suite 900
Chicago, Illinois 60602

ORDINANCE No. 02-L0- 21

ORDINANCE REGARDING
THE EXPENDITURE OF MUNICIPAL FUNDS

NOW THEREFORE BE IT ORDAINED by the Village President and Board of Trustees (the "Corporate Authorities") of the Village of Dixmoor, Cook County, Illinois, as follows:

1. All bills payable by the Village of Dixmoor in excess of \$250.00, other than for the payment of necessary purchases of supplies and equipment and salaries of municipal employees, shall be subject to approval by the Board of Trustees prior to payment.

2. All Ordinances and/or Resolutions or parts thereof in conflict with herein are hereby repealed to the extent of any such conflict.

3. This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in the manner prescribed by law.

PASSED this 28th day of August, 2002.

AYES: 6

NAYS: 0

ABSENT: 0

APPROVED:

Arnold C. Luster
Mayor

Attest:

Janeta Sarden
Village Clerk

THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER 02-LO-22

MUNICIPAL TELECOMMUNICATIONS TAX ORDINANCE

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Williams-Corner
Bonnie Rateree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on Aug. 28, 2002

Angela R. Hall, Village Attorney, Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd. 20 North Clark Street - Suite 900, Chicago, Illinois 60602

**MUNICIPAL TELECOMMUNICATIONS TAX ORDINANCE OF THE
VILLAGE OF DIXMOOR, COOK COUNTY, ILLINOIS
ORDINANCE NO. 02-LO-_____**

WHEREAS, the Village of Dixmoor has the authority to adopt ordinances and to promulgate rules and regulations [that pertain to its government and affairs and] that protect the public health, safety, and welfare of its citizens; and

WHEREAS, this Ordinance is adopted pursuant to the provisions of the Illinois Simplified Municipal Telecommunications Tax Act, Public Act 92-526 (the "Act"); and

WHEREAS, this Ordinance is intended to impose the tax authorized by the Act providing for a single municipal imposed telecommunications tax which will be collected by the Illinois Department of Revenue;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Dixmoor as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption of Tax. Chapter _____ of the Municipal Code of the Village of Dixmoor shall be amended by the addition of Chapter _____ that will read as follows:

CHAPTER]_____ Simplified Municipal Telecommunications Tax.

____.1 Definitions.

As used in this Chapter, the following terms shall have the following meanings:

(a) "Amount paid" means the amount charged to the taxpayer's service address in this municipality regardless of where such amount is billed or paid.

(b) "Department" means the Illinois Department of Revenue.

(c) "Gross charge" means the amount paid for the act or privilege of originating or receiving telecommunications in this municipality and for all services and equipment provided in connection therewith by a retailer, valued in money whether paid in money or otherwise, including cash, credits, services and property of every kind or nature, and shall be determined without any deduction on account of the cost of such telecommunications, the cost of the materials used, labor or service costs or any other expense whatsoever. In case credit is extended, the amount thereof shall be included only as and when paid. "Gross charges" for private line service shall include charges imposed at each channel point within this municipality, charges for the channel mileage between each channel point within this municipality, and charges for that portion of the interstate inter-office channel provided within Illinois. However, "gross charge" shall not include:

- (1) any amounts added to a purchaser's bill because of a charge made pursuant to: (i) the tax imposed by this Ordinance, (ii) the tax imposed by the Telecommunications Excise Tax Act, (iii) the tax imposed by Section 4251 of the Internal Revenue Code, (iv) 911 surcharges, or (v) charges added to customers' bills pursuant to the provisions of Section 9-221 or 9-222 of the Public Utilities Act, as amended, or any similar charges added to customers' bills by retailers who are not subject to rate regulation by the Illinois Commerce Commission for the purpose of recovering any of the tax liabilities or other amounts specified in those provisions of the Public Utilities Act;
- (2) charges for a sent collect telecommunication received outside of such municipality;
- (3) charges for leased time on equipment or charges for the storage of data or information for subsequent retrieval or the processing of data or information intended to change its form or content. Such equipment includes, but is not limited to, the use of calculators, computers, data processing equipment, tabulating equipment or accounting equipment and also includes the usage of computers under a time-sharing agreement;
- (4) charges for customer equipment, including such equipment that is leased or rented by the customer from any source, wherein such charges are disaggregated and separately identified from other charges;
- (5) charges to business enterprises certified as exempt under Section 9-222.1 of the Public Utilities Act to the extent of such exemption and during the period of time specified by the Department of Commerce and Community Affairs;
- (6) charges for telecommunications and all services and equipment provided in connection therewith between a parent corporation and its wholly owned subsidiaries or between wholly owned subsidiaries when the tax imposed under this Ordinance has already been paid to a retailer and only to the extent that the charges between the parent corporation and wholly owned subsidiaries or between wholly owned subsidiaries represent expense allocation between the corporations and not the generation of profit for the corporation rendering such service;
- (7) bad debts ("bad debt" means any portion of a debt that is related to a sale at retail for which gross charges are not otherwise deductible or excludable that has become worthless or uncollectible, as determined under applicable federal income tax standards; if the portion of the debt deemed to be bad is subsequently paid, the retailer shall report and pay the tax on that portion during the reporting period in which the payment is made);
- (8) charges paid by inserting coins in coin-operated telecommunication devices;
or
- (9) amounts paid by telecommunications retailers under the Telecommunications Infrastructure Maintenance Fee Act.

(d) "Interstate telecommunications" means all telecommunications that either originate or terminate outside this State.

(e) "Intrastate telecommunications" means all telecommunications that originate and terminate within this State.

(f) "Person" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint venture, corporation, limited liability company, or a receiver, trustee, guardian, or other representative appointed by order of any court, the Federal and State governments, including State universities created by statute, or any city, town, county, or other political subdivision of this State.

(g) "Purchase at retail" means the acquisition, consumption or use of telecommunications through a sale at retail.

(h) "Retailer" means and includes every person engaged in the business of making sales at retail as defined in this Section. The Department may, in its discretion, upon application, authorize the collection of the tax hereby imposed by any retailer not maintaining a place of business within this State, who, to the satisfaction of the Department, furnishes adequate security to insure collection and payment of the tax. Such retailer shall be issued, without charge, a permit to collect such tax. When so authorized, it shall be the duty of such retailer to collect the tax upon all of the gross charges for telecommunications in this State in the same manner and subject to the same requirements as a retailer maintaining a place of business within this State. The permit may be revoked by the Department at its discretion.

(i) "Retailer maintaining a place of business in this State," or any like term, means and includes any retailer having or maintaining within this State, directly or by a subsidiary, an office, distribution facilities, transmission facilities, sales office, warehouse or other place of business, or any agent or other representative operating within this State under the authority of the retailer or its subsidiary, irrespective of whether such place of business or agent or other representative is located here permanently or temporarily, or whether such retailer or subsidiary is licensed to do business in this State.

(j) "Sale at retail" means the transmitting, supplying or furnishing of telecommunications and all services and equipment provided in connection therewith for a consideration, to persons other than the Federal and State governments, and State universities created by statute and other than between a parent corporation and its wholly owned subsidiaries or between wholly owned subsidiaries for their use or consumption and not for resale.

(k) "Service address" means the location of telecommunications equipment from which telecommunications services are originated or at which telecommunications services are received by a taxpayer. In the event this may not be a defined location, as in the case of mobile phones, paging systems, and maritime systems, service address means the customer's place of primary use as defined in the Mobile Telecommunications Sourcing Conformity Act. For air-to-ground systems and the like, "service address" shall mean the location of a taxpayer's primary use of the telecommunications equipment as defined by telephone number, authorization code, or location in Illinois where bills are sent.

THE VILLAGE OF DIXMOOR
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER 02-LO- 23

AN ORDINANCE AMENDING THE TRAILER LICENSE FEE

Donald C. Luster, Village President
Juanita Darden, Village Clerk

Alice Green
Martha Loggins
Jerry Smith
Robert A. Warren
Yolanda Williams-Corner
Bonnie Rataree
Board of Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Dixmoor on Sept. 25, 2002

Angela R. Hall - Robbins, Schwartz, Nicholas, Lifton & Taylor - Village Attorney - 20 North Clark Street - Chicago, Illinois 60602

ORDINANCE NO. 02-LO- 23

AN ORDINANCE AMENDING THE TRAILER LICENSE FEE

BE IT ORDAINED by the President and the Board of Trustees of the Village of Dixmoor, Cook County, Illinois, as follows:

Section 1. Section _____, Chapter _____ of the Dixmoor Village Code of Ordinances is hereby amended as follows:

The annual fee for such license shall be due and payable on May/October 1 of each year and shall be determined on the basis of the maximum number of trailer coaches in the trailer coach park at any one time during the license year, in accordance with the following schedule:

TWELVE DOLLARS (\$12.00) license fee for each trailer.

The applicant for a license shall at the time of making application make a sworn statement as to the maximum number of trailer coaches which he expects to accommodate in such trailer coach park during the license year for which application is being made, and pay the fees therefor based upon the schedule above set forth. In the event such maximum number be exceeded at any time during such license year, the applicant shall, within three (3) days, report such increase and pay the additional license fee based upon the above schedule.

Section 2. This Ordinance shall be in full force and effect and the same shall so remain from and after its passage and approval and all ordinances or parts of ordinances in any manner in conflict herewith be and the same are hereby repealed.

PASSED this 25th day of September, 2002.

AYES: 6

NAYS: —

ABSENT: —

APPROVED:

Ronald B. Lusker
Mayor

Attest:

Juanita Darden
Village Clerk

G:\Arh\Dixmoor\ORDINANCES\Trailer Park.ord.wpd