

VILLAGE OF BRADLEY

ORDINANCE NO. O-7-14-3

AN ORDINANCE AMENDING  
CHAPTER 22, ARTICLE 1 OF THE VILLAGE CODE PROHIBITING  
THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY  
THROUGHOUT THE VILLAGE OF BRADLEY

ADOPTED BY THE  
BOARD OF TRUSTEES  
VILLAGE OF BRADLEY

This 25<sup>th</sup> day of August, 2014

Published in pamphlet form by authority of the Board of Trustees of the Village of  
Bradley, Kankakee County, Illinois, this 25<sup>th</sup> day of August, 2014.

CERTIFICATE:

Terese M. Riccardi, deputy clerk  
Michael J. LaGesse, Village Clerk

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CHAPTER 22, ARTICLE 1 OF THE VILLAGE CODE PROHIBITING  
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THROUGHOUT THE VILLAGE OF BRADLEY**

**WHEREAS**, certain properties in or near the Village of Bradley, Illinois (“Village”) have been used over a period of time for commercial/industrial purposes; and

**WHEREAS**, because of said use, concentrations of certain chemical constituents in the groundwater beneath the Village may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 620 or Tier 1 remediation objectives as set forth in 35 Illinois Administrative Code 742; and

**WHEREAS**, the Village desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

**NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, Kankakee County, Illinois, as follows:**

**Section 1. Village Code Amended.** Chapter 22 (“Health and Sanitation”), Article I (“In General”), Section 22-1 (“Use of Groundwater Prohibited”) of the Code of Ordinances of the Village of Bradley is hereby amended to read as follows:

**Sec. 9-3. Use of groundwater prohibited.**

(a) The use or attempt to use groundwater as a potable water supply from within the ~~corporate limits of the Village of Bradley area bounded on the north by North Street, on the east by the CN Railroad, and to the west and south by village boundaries as depicted on Exhibit A, attached hereto and made a part hereof,~~ by the installation or drilling of wells or by any other method is hereby prohibited, including at points of withdrawal by the village.

(b) *Penalties.* Any person violating the provisions of this section shall be subject to a fine of up to \$750 for each violation.

(c) *Definitions.* For the purpose of this section, the following terms shall have the following meanings:

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

*Potable water* means any water used for human or domestic consumption, including but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing foods.

**Section 2. Severability and Repeal of Inconsistent Ordinances.** 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. All existing ordinances of the Village of Bradley are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

**Section 3. Effective Date.** The Clerk of the Village of Bradley shall certify to the adoption of this Ordinance and shall cause it to be published in pamphlet form, and this Ordinance shall take effect upon its approval and publication in pamphlet form as so certified.

PASSED this 25<sup>th</sup> day of August, 2014.

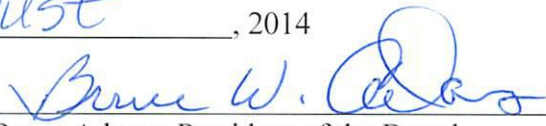
TRUSTEES:

Jerry Balthazor:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Robert Redmond:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Lori Gadbois:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
George Golwitzer:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Melissa Carrico:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Eric Cyr:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

Bruce Adams: Aye -  Nay -  Absent -

TOTALS: AYE - 6 NAY - 0 ABSENT -    

APPROVED this 25<sup>th</sup> day of August, 2014

  
Bruce Adams, President of the Board  
of Trustees of the Village of Bradley

ATTEST:

  
Michael J. LaGesse, Village Clerk

STATE OF ILLINOIS            )  
  ) ss.  
COUNTY OF KANKAKEE )

**CERTIFICATE**

I, MICHAEL J. LAGESSE, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. O-7-14-3, “AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD,” which was adopted by the corporate authorities of the Village of Bradley, on August 25, 2014.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Bradley, Illinois aforesaid, at the said Village, in the County of Kankakee and State of Illinois, on August 25, 2014.

*Soreca M. Richert, Deputy Clerk*  
MICHAEL J. LAGESSE, VILLAGE CLERK

(SEAL)