

CHAPTER 10 STREETS, SIDEWALKS, DRIVEWAYS AND PARKING LOTS^{1,2}

Art. I. In General, §§ 10-1--10-50

Art. II. Driveway Construction Generally, §§ 10-51--10-75

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¹ Chapter 2, Administration; chapter 3, Business Regulations; chapter 6, Motor Vehicles and Traffic; chapter 8, Planning and Development; and chapter 11, utilities

² 65 ILCS 5/9, 5/11-80-1 et seq.; 605 ILCS 5/7, 512-104.

ARTICLE I. IN GENERAL

Sec. 10-1. Control And Management By Village Board:

All public streets, alleys and ways in the Village shall be under the control and management of the President and Board of Trustees.

(Code 1972, § 8-1-1; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-1.1. Penalties:

Except as otherwise provided in this Chapter, any person found in violation of any provision of this Chapter shall be fined in a sum not less than one hundred (\$100.00) dollars and not more than seven hundred fifty dollars (\$750.00). A separate and distinct offense shall be held to have been committed each day any person continues to violate any of the provisions herein.

(Ord. 2019-43, §1, 12-26-2019)

Sec. 10-2—10-3. Reserved.

Sec. 10-4. Permission To Beautify:

Landowners may beautify the parkway between his premises and the adjoining curb line; provided, however, that no encumbrance other than bushes, grass, flowers, trees and decorative rocks be established thereon. Further, such encumbrance(s) shall not be more than two (2) feet high with the exception of trees, and not within fifteen (15) feet of the corner.

Fences, fence posts, wires and any other type of encumbrance are strictly prohibited. No person residing on property abutting on the Village streets shall construct or erect any mailbox, gateposts, fences, columns or any other structure above grade level within the parkway. A mailbox erected pursuant to U.S. postal service regulations and supported by a hollow steel post no larger than two inches (2") in diameter or by a wooden post no larger than four inches by four inches (4" x 4") may be placed on the parkway. The Village shall not be responsible for any damage caused by Village snowplows or other road maintenance equipment to any structure or appurtenance within

the parkway area, except for the replacement of damaged mailboxes, which shall be replaced only with an authorized mailbox. The penalty provisions of sections 1-7 and 1-9 of this code shall apply to any violation of this section.

All parkways that the Village has beautified shall be replaced as beautified after construction work impacts the parkway. Paving of parkways by adjoining property owner is prohibited. Any pavement, whether concrete, asphalt, block or gravel, installed in any parkway for parking or storage purposes shall be torn out at the property owner's expense and the property owner subject to a fine..

For the purpose of this section "parkway" shall mean a landscaped strip of land paralleling or running in the center thoroughfare.

(Code 1972, § 8-1-4; Ord. 1999-2, § 1, 2-8-1999; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-5. Maintenance Of Parkway:

It shall be the duty of each person residing on property abutting on the Village streets to maintain the area between his lot line and the curb line free from weeds and other noxious herbage or matter.

(Code 1972, § 8-1-5; Ord. 98-6, § 2, 2-9-1998; Ord. 98-12, § 2, 3-23-1998; Ord. 1999-2, § 2, 2-8-1999; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-6. Grade:

Grade levels prevailing on the effective date of this code shall be the official grades for all thoroughfares flanked by one or more houses; provided, however, that in any block where no houses are located, no grade level will be deemed to exist. Prior to the erection of any edifice in any block where no grade level is established, the owner or contractor creating such edifice shall make application to the Village Board for the establishment of a grade level. The term "grade level" with regard to existing levels shall be understood to mean the crown of any thoroughfare currently maintained by the village, county or state.

(Code 1972, § 8-1-6; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-7. Address Numbering:

Each residence and commercial establishment in the Village shall be designated by an address number, and such number shall be an approved address number placed on the front of the residence and/or commercial establishment to be plainly visible from the street or road fronting the property and the curb line of the street. These numbers shall contrast with their background. Address numbers shall be Arabic numerals or alphabet letters. Numbers shall be a minimum of 4 inches in height with a minimum stroke width of 0.5 inch. A number shall be assigned to each residence and commercial establishment by the Building Commissioner as an extension of the numbering system in the city of Chicago.

(Code 1972, § 8-1-7; Ord. 98-6, § 2, 2-9-1998; Ord. 98-12, § 2, 3-23-1998; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-8. Supervision:

All public streets, alleys, sidewalks and other public ways in the Village shall be under the supervision of the Public Works director or Building Commissioner and/or his duly authorized designee, who shall enforce all provisions of this code relating to such public places, except traffic regulations.

(Code 1972, § 8-1-8; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-9. Construction-Permit Required; Application:

It shall be unlawful to construct or lay any pavement or any public street, sidewalk, alley or other public way, or to repair the same, without first having secured a permit therefor. Application for such permit shall be made to the Building Department and shall state the location of the intended pavement or repair, the extent thereof and the person or firm who is to do the actual construction work. No such permit shall be issued except on order of the Building Commissioner.

Code 1972, § 8-1-9; Ord. 2009-15, § 44, 6-22-2009; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-10. Construction-Bond:

Each applicant for a construction permit under this chapter shall file a bond in the amount of twenty thousand dollars (\$20,000.00) with surety to be approved by the Building Commissioner, conditioned to indemnify the Village for any loss or damage resulting from the work undertaken or the manner of doing the same.

(Code 1972, § 8-1-10; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-11. Construction-Specifications:

All streets and sidewalk pavements shall be made in conformity with specifications approved from time to time by the Village Board.

(Code 1972, § 8-1-11; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-12. Injury To New Pavement:

It shall be unlawful to walk upon or drive any vehicle upon or injure any newly laid street or sidewalk pavement while the same is guarded by a warning sign or barricade, or to knowingly injure any soft, newly laid pavement.

(Code 1972, § 8-1-12; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-13. Repairs:

All public streets, alley and sidewalk pavement shall be kept in good repair. Such repair work, whether done by the Village or by the abutting owner, shall be under the supervision of the Public Works Director and/or Building Commissioner.

(Code 1972, § 8-1-13; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-14. Reserved.

📖 Sec. 10-15. Obstruction:

(a) It shall be unlawful for any person to cause, create or maintain any obstruction of any street, alley, sidewalk or other public way, except as may be specifically authorized by this code.

(b) No area of a right of way between the street and the adjoining owner's property shall be used for parking of any vehicle, storage or any other purpose without a permit from the Building Department.

(c) It shall be unlawful for any person, in any manner, to deposit snow on any street within the village. If any plowing of driveways or parking lots is undertaken, any snow plowed from these areas shall be piled on the private property of the owner of these areas.

(Code 1972, § 8-1-15; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-16. Barricades:

Any person laying or repairing any pavement on a street, sidewalk or other public place, or making an excavation in any such place, shall maintain suitable barricades to prevent injury to any person or vehicle by reason of the work. Such barricade shall be protected by lights at nighttime. Any defects in any such pavement shall be barricaded to prevent any such injury, and any person properly maintaining any opening or excavation in any such place shall guard such opening or excavation while the same remains open by proper barricades and lights.

(Code 1972, § 8-1-16; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-17. Display Of Merchandise; Writing On Pavement¹:

It shall be unlawful for any person to use any street, sidewalk or other public place as space for the display or sale of goods or merchandise, or to write or mark any signs or advertisements on any such pavement unless authorized to do so through an approved special events permit.

(Code 1972, § 8-1-17; Ord. 2019-43, §1, 12-26-2019)

¹ 625 ILCS 5/11-311.

📖 Sec. 10-18. Encroachment:

It shall be unlawful for any person to erect, install, place or maintain any building or structure which encroaches upon any public street or property.

(Code 1972, § 8-1-18; Ord. 87-25, § 1, 9-14-1987; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-19. Injuring Surfaces:

No tractor, traction engine, motor truck or other similar vehicle shall be operated across, over or along any street in the Village, if any such vehicle has on the periphery of any of the road wheels any block, stud, flange, cleat, ridge, lug or any projection of metal or wood which projects radically beyond the tread of traffic surface of the tire; except that, this prohibition shall not apply to tractors, or traction engines equipped with what is known as crawler type tractors, when the same does not contain any projections of any kind likely to injure the surface of the road, nor to tractors, traction engines and similar vehicles which have upon their road wheels V-shaped, diagonal or other cleats arranged in such a manner as to be continuously in contact with the road surface. In no event shall

the surface of any street be used as an area or space for turning any tractor or other farm machinery in carrying on or performing any farming operations upon the adjacent land; provided, that nothing contained in this section shall prohibit the operation of tractors, traction engines or motor trucks across any street in order to reach adjacent lands if the street is protected by putting down solid planks or other suitable devices to prevent such vehicle from injuring the surface of the street.

(Code 1972, § 8-1-19; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-20. Deposits On Streets:

(a) It shall be unlawful to deposit on any street any material which may be harmful to the pavement thereof, or any waste material or any glass or any articles which may do injury to any person, animal or property.

(b) Dirt or other materials may be deposited on streets preparatory to delivery or use, provided such deposit does not reduce the usable width of the roadway at the point to less than eighteen feet (18'). Such material, equipment or dirt, other than material or equipment to be used in actual building construction, shall not be permitted to remain on such street for more than three (3) hours or during the period from dusk until dawn.

Also see, Chapter 11, Article III - Wastewater Generally, Division 4 – Use of Public Sewers in this code.

(Code 1972, § 8-1-20; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-21. Deposits On Sidewalks:

(a) It shall be unlawful to deposit on any public sidewalk any material which may be harmful to the pavement thereof, or any waste material or any glass or other articles which might cause injury to persons, animals or property.

(b) Merchandise or other articles may be deposited on sidewalks preparatory to delivery. No such article shall remain on such walk for more than one-half (1/2) hour.

(Code 1972, § 8-1-21; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-22. Obstructing Drains:

It shall be unlawful to obstruct any drain in any public street or alley.

(Code 1972, § 8-1-22; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-23. Poles And Wires:

It shall be unlawful to erect or maintain any poles or wires on or over any public street, alley or other public way without having first secured permission from the Public Works Director and/or Building Commissioner.

(Code 1972, § 8-1-23; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-24. Reserved.

📖 Sec. 10-25. Playing Games:

It shall be unlawful to play any games upon any street, alley or sidewalk where such games cause unnecessary noise or interfere with traffic or pedestrians.

(Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-26. Openings, Stairways:

It shall be unlawful to construct or maintain any opening or stairway in any public street or sidewalk or alley without a permit from the Building Commissioner. All such lawfully maintained openings shall be guarded by a suitable strong cover or a railing, to the approval of the Public Works Director and/or Building Commissioner.

(Code 1972, § 8-1-27; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-27—10-29. Reserved.

📖 Sec. 10-30. Indemnification-State Rights Of Way:

(a) The Village shall indemnify, keep and save harmless the state, its agents, officials and employees, against all injuries, deaths, losses, damages, patent claims, judgments, costs and expenses, liabilities which may in anywise accrue against the state in consequence of the granting of the contract ordinance from which this section derives or which may in anywise result therefrom, whether or not it shall be alleged or determined that the act was caused through negligence or omission of the Village or its employees, of the subcontractor or his or her employees, if any, or of the state or its employees, and the village shall, at its own expense, appear, defend and pay all charges of attorneys and all costs and other expenses arising therefrom or incurred in connection therewith and, if any judgment shall be rendered against the state in any such action, the Village shall, at its own expense, satisfy and discharge the same. The Village expressly understands and agrees that any performance bond or insurance protection required by such contract ordinance, or otherwise provided by the Village, shall in no way limit the responsibility to indemnify, keep and save harmless and defend the state as provided in this section.

(b) The provisions of this section shall not be changed or canceled without thirty (30) days written notice by registered mail to the Director of the State Department of Highways.

(Code 1972, § 8-1-33; Ord. 80-3, 1-3-1980; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-31. Indemnification-County Rights Of Way:

(a) For and in consideration of waiver by the county of the insurance and surety bond requirements for projects which may be undertaken by the Village, involving a disturbance of any right of way of the county within the corporate limits of the Village, the Village does hereby agree that it shall indemnify, keep and save harmless the county, its agents, officials and employees, against all injuries, deaths, losses, damages, claims, patent claims, suits, liabilities, judgments, costs and expense, which may in anywise accrue against the county in consequence of the granting of the agreement from which this section derives or which may in anywise result therefrom, whether or not it shall be alleged or determined that the act was caused through negligence or omission of the Village or its employees, or of a subcontractor or his or her employees, if any, and

the Village shall, at its own expense, appear, defend and pay all charges of attorneys and costs and other expenses arising therefrom or incurred in connection therewith, and if any judgment shall be rendered against the county in any such action, the village shall, at its own expense, satisfy and discharge the same. The Village expressly understands and agrees that any performance bond or insurance protection required by such agreement, or otherwise provided by the Village, shall in no way limit the responsibility to indemnify, keep and save harmless and defend the county as provided in this section.

(b) No amendment or repealer of this section shall become effective until thirty (30) days next following notice to the county of such proposed modification or repealer. Such notice shall be served upon the County at the Office of the Superintendent of Highways.

(Code 1972, § 8-1-34; Ord. 83-6, 2-3-1983; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-32. Reimbursement Of Village Expenditures By Developers:

All developers and builders who construct residential units, both single-family and multiple or commercial units, on any streets which the Village shall construct, pave and develop in any way, including pavement, curbs, gutters, sewer lines, water lines and sidewalks, shall reimburse the Village for all expenditures made by the Village before any building permit shall be issued.

(Code 1972, § 8-1-35; Ord. 83-36, 10-20-1983; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-33. Reserved.

Sec. 10-34. Cash Contributions In Lieu Of Public Improvements:

No person shall receive a variance from the provisions of [Chapter 8, Planning and Development, Article VIII](#), Subdivisions, which mandate the construction of public improvements as a condition for the approval of a plat of subdivision, unless the developer agrees to make a cash contribution to the Village in lieu thereof to mitigate the loss of such public improvement, in an amount deemed necessary by the village engineer.

(Ord. 93-44, § 1, 12-13-1993; Ord. 96-5, § 1, 2-12-1996; Ord. 2014-16, § 1, 10-13-2014; Ord. 2019-43, §1, 12-26-2019)

Secs. 10-35-10-50. Reserved:

ARTICLE II. DRIVEWAY CONSTRUCTION GENERALLY^{1,2}

¹ 65 ILCS 5/11-30-8.

² 65 ILCS 5/11-84-4, 5/11-84-5.

Sec. 10-51. Permit-Required; Application:

(a) No person shall construct a driveway across any sidewalk, parkway or street in the Village for commercial use or the habitual use of the public or any use by the owner or occupant of the premises served without having obtained a permit therefor. No driveway over twenty feet (20') in width shall be constructed or maintained without the approval of the Building Commissioner.

(b) As a matter of beautification, a property owner may add a maximum of two (2) feet of decorative pavers on each side of a driveway with the approval of the Building Commissioner.

(Code 1972, § 8-2-1; Ord. 2006-02, § 5, 1-9-2006; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-52. Permit Fee:

The fee for all single family residential driveway construction permits shall be as set forth in section 13-1 of this code. All such new installations shall also pay an inspection fee as set forth in section 13-1 of this code.

(Code 1972, § 8-2-2; Ord. 91-28, § 1, 9-9-1991; Ord. 98-6, § 2, 2-9-1998; Ord. 98-12, § 2, 3-23-1998; Ord. 2006-02, §§ 5, 7, 1-9-2006; Ord. 2014-20, § 2, 10-13-2014; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-53. Grade Surface:

Where driveways are to be built across the sidewalk space, unless otherwise expressly authorized, they shall conform to the sidewalk grade, as established by the village engineer.

(Code 1972, § 8-2-3; Ord. 91-28, § 1, 9-9-1991; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-54. Construction:

(a) No driveway shall be so constructed as to prevent free and unobstructed passage on, over or across the same or in such manner as to interfere with the proper drainage and safe grading of the streets. Gradual approaches to the regular sidewalk grade shall be made from the grade of the driveway. The slope of any driveway and the approaches thereto shall not exceed one inch (1") vertical to one foot (1') horizontal in any direction.

(b) If more than one driveway is to be constructed on one lot, each driveway shall maintain a minimum distance of seventy feet (70') between the driveways measuring from the innermost edges of each driveway.

(c) No driveway or parking area shall be overlaid without the permission of the Building Commissioner and/or the Village engineer.

(Code 1972, § 8-2-4; Ord. 2001-15, § 1, 4-23-2001; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-55. Repair:

It shall be the duty of every person maintaining a driveway to keep the same in good repair and free from obstruction and openings.

(Code 1972, § 8-2-5; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-56--10-75. Reserved.

📖 ARTICLE III. SIDEWALK CONSTRUCTION¹

¹ 65 ILCS 5/11-80-13, 5/11-84-1 et seq.

Sec. 10-76. Permit Required:

No person shall build, rebuild, remove, repair or in any manner disturb any sidewalk without first having obtained a permit from the Building Department specifying the work to be done; and violation of the terms of such permit shall render the same null and void. The permit fee shall be as set forth in section 13-1 of this code and all permit fees shall be paid, provided, filed and approved before any permit shall be issued. All such new installation shall also pay an inspection fee as set forth in section 13-1 of this code.

(Code 1972, § 8-3-1; Ord. 91-28, § 2, 9-9-1991; Ord. 98-6, § 2, 2-9-1998; Ord. 98-12, § 2, 3-23-1998; Ord. 2001-05, § 2, 2-26-2001; Ord. 2009-15, § 46, 6-22-2009; Ord. 2014-20, § 3, 10-13-2014; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-77. Compliance With Specifications:

Except where sidewalks are to be laid in accordance with the provisions of special assessment or special taxation ordinances, it shall be unlawful for any person to construct, lay or rebuild any sidewalk on any portion of the public ways of the Village, otherwise than in compliance with the specifications hereinafter prescribed. Each day that such sidewalk shall remain so constructed, laid or rebuilt in violation of such specifications shall constitute a separate and distinct offense.

(Code 1972, § 8-3-2; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-78. Grade Surface:

The grade for sidewalks shall be established by the village engineer.

(Code 1972, § 8-3-3; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-79. Reserved.

Sec. 10-80. Preparation Of Concrete:

(a) Concrete shall be designed and constructed in accordance with the provisions set forth in ACI 318. Three hundred (300) revolutions of the truck counter will not be allowed to pour. Delivery tickets will specify the amount of water to be added. If not in compliance, the concrete load will be rejected and will not be used in the Village of Justice.

(b) The minimum compressive strength of concrete at twenty eight (28) days shall be 3,500 psi with 5-1/2 bag mix.

(c) Once started, concreting shall be carried on as a continuous operation until the placement is complete.

(d) Concrete shall be conveyed from the mixer to the place of final deposit, by methods that will prevent separation or loss of materials.

(e) Concrete, other than high-early strength, shall be maintained at 50 degrees and in moist condition for at least the first seven (7) days after placement.

(f) Concrete shall be deposited as nearly as practicable in its final position to avoid segregation caused by re-handling or flowing.

(g) High early strength concrete shall be maintained at about 50 degrees and in a moist condition for at least the first three (3) days after placement.

(h) Concrete that has been remixed after the initial set shall not be used unless approved in writing by a registered design professional.

(i) Concrete which has partially hardened or has been contaminated by foreign materials shall not be utilized.

(j) All debris, water, frost, and ice shall be removed from spaces to be occupied by concrete before the concrete is placed.

(k) All mixing and transporting equipment for concrete shall be clean.

(Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-81. Subgrade:

(a) In the construction of sidewalks, a subgrade shall be first prepared by cutting down or filling up the surface of the ground to a grade which shall be ten inches (10") below final sidewalk grade.

(b) Wherever filling is necessary to bring the foundation to subgrade, such filling shall be composed of earth or other material equally good for filling purposes, free from animal or vegetable matter, placed in such a manner as to leave a berm of one foot (1') on each side of and flush with the top of the completed walk (except where the walks are laid full width of the sidewalk space), and shall slope to the natural surface of the ground at the rate of one and one-half feet (1 1/2') horizontal to one foot (1') of vertical.

(c) Where necessary, the foundation shall be compacted by wetting, rolling or ramming until solid and unyielding.

(d) Soft and spongy places not affording a firm foundation shall be dug out and filled with earth, or other material equally good for filling purposes, free from animal or vegetable matter and thoroughly compacted.

(Code 1972, § 8-3-6; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-82. Reserved.

📖 Sec. 10-83. Expansion Joints:

Expansion joints shall be provided for by leaving a space one-half inch (1/2") wide between the walks and the curbs at street and alley returns and spaces one-half inch (1/2") wide at intervals of thirty feet (30') in the sidewalk proper.

(Code 1972, § 8-3-8; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-84. Markings On Sidewalks:

(a) Before the top or finishing of concrete walks has set, the contractor or person building the walk shall place in such walk in front of each lot or parcel of property a stamp or plat giving the name and address of the contractor or person building the walk and the year in which the work was done. The top of the plate or stamp which must not cover more than fifty four (54) square inches of surface, shall be flush and even with the top of the finished walk, and must be of a permanent character plainly stamped or firmly bedded in the concrete in such manner that it cannot become loose or be easily removed or defaced.

(b) Wherever a contractor or person has laid walks in front of three (3) or more adjoining lots or parcels of property in one continuous stretch, one of the name stamps placed in the walk at each end of the stretch of walk will be sufficient.

(Code 1972, § 8-3-9; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-85. Construction:

(a) Upon the subgrade there shall be placed a layer of compacted CA-10 or CA-6 gravel fill, which shall be four inches (4") in depth after being thoroughly compacted.

(b) Public walks shall be constructed with a depth of five inches (5") of concrete, except along a driveway where there shall be a six (6") inch thickness of concrete with welded wire fabric.

(c) All public walks shall be constructed at a minimum width of five (5) feet, within 2"x 6" properly coated form boards, with wire mesh throughout the walkway. ADA access ramps shall be required at all corner lot intersections.

(d) Construction joints shall be five foot (5') on center with ½ inch thick minimum expansion joints thirty feet (30') on center.

(e) Public walks shall slope ¼" per foot toward the curb.

(f) There shall be a minimum seventy two (72) hours notice for inspection of concrete preparation, subgrade, fill, and reinforcement mesh before pouring. The Building Department will notify the contractor of acceptance or rejection of the pre-pour inspection as soon as possible after inspection.

(g) The concrete driver may not wash-out in the Village, or on any other property, except where this work is being performed.

(h) Upon completion of the concrete pour, a final inspection request shall be submitted by the contractor to the Building Department. If all of the minimum standards are not met at the time of the final inspection, the work will be rejected and will be removed and done over in order to comply.

(Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-86. Reserved.

📖 Sec. 10-87. Repairs To Walkways:

When any walkway shall require repair, the property owner shall reconstruct the same of concrete in accordance with the specifications cited in this Article and in accordance with the grade or levels established therefor by the village engineer. A building permit shall be required and the Building Commissioner shall review and approve plans before a permit is issued.

(Ord. 87-31, § 1, 11-9-1987; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-88. Duty To Reconstruct:

The Building Commissioner and Director of Public Works may declare as unsafe a walkway on the landowner's property when after an inspection a life safety issue exists. It shall then be the duty of the landowner to immediately repair or construct a concrete walkway to alleviate such life safety issue in compliance with the provisions of this article, and upon plans being approved by the Building Commissioner and the village engineer.

Sec. 10-89--10-105. Reserved.

ARTICLE IV. COMMERCIAL DRIVEWAYS AND PARKING AREAS

Sec. 10-106. Reserved.

Sec. 10-107. Paving Required:

(a) All driveways and parking areas in multiple-dwelling or commercial areas must be paved with a blacktop of a grade to be approved by the village engineer, which when compacted shall have a minimum depth of two and one-half inches (2 ½"). Curbs and gutters shall be constructed and made of concrete, upon each side of the driveway and parking areas excepting at entrance or exit thereto.

(b) No driveway or parking area shall be overlaid without permission of the Building Commissioner and/or the Village engineer.

(Code 1972, § 8-9-2; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-108. Depth Of Concrete:

Commercial driveways and parking areas may be paved with concrete not less than five inches (5") in depth. However, driveway aprons shall be concrete not less than six inches (6") in depth.

(Code 1972, § 8-9-3; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-109. Industrial Areas:

In all industrial areas all driveways and parking areas shall be paved with blacktop of a grade to be approved by the village engineer, which when compacted shall have a minimum depth of three and one-half inches (3 ½"). Curbs and gutters shall be installed made of concrete on each side of the driveways and parking areas excepting at entrance or exit thereto.

(Code 1972, § 8-9-4)

📖 Sec. 10-110. Reserved.

📖 Sec. 10-111. Application, Plat of Survey Required:

Before installing any pavements, an application for a permit shall be made to the Building Department with a plat of survey showing the areas to be paved and the nature of the pavement to be used.

(Code 1972, § 8-9-6; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-112. Permit; Fee:

(a) If an application under this article is satisfactory, the Building Commissioner shall issue a permit for all driveways and parking areas in multi-family dwellings or commercial areas for which there shall be a fee charged, covering the paving of such areas. However, in new construction the cost of the permit shall be included with the cost of the permit for the erection of the building.

(b) The fee for such permit shall be as set forth in section 13-1 of this code for driveway and parking areas to be constructed plus a pre-pour inspection fee as set forth in section 13-1 of this code.

(Code 1972, § 8-9-7; Ord. 91-28, § 3, 9-9-1991; Ord. 98-6, § 2, 2-9-1998; Ord. 98-12, § 2, 3-23-1998; Ord. 2014-20, § 4, 10-13-2014; Ord. 2019-43, §1, 12-26-2019)

📖 Sec. 10-113. Reserved.

📖 Sec. 10-114. Snow Removal From Parking Lots:

(a) All owners of commercial and multi-family residential property shall clear their parking lots of all snow and ice following any snowfall of two inches (2") or more within twenty four (24) hours of such snowfall.

(b) It shall be unlawful for any person to deposit, place or allow to remain in or upon any public right-of-way including, but not limited to, sidewalks, aprons and other paved areas, any material or substance injurious to persons or property.

(c) It shall be unlawful for any person, firm or corporation or for any agent thereof to plow or otherwise remove accumulated snow from a private parking lot or drive and deposit same on a public right-of-way, including, but not limited to, sidewalks, aprons, and other paved areas.

(d) For purposes of this section, "deposit" shall include any action to remove snow from a private lot or drive which results in the leaving of more than a negligible amount of snow upon the public right-of-way including, but not limited to, sidewalks, aprons and other paved areas.

(e) It shall be unlawful for any person, firm or corporation or for any agent thereof to plow snow from a private driveway or parking lot and deposit same on the property of another without written permission of the other property owner.

(f) It shall be unlawful for any person, firm or corporation or for any agent thereof to obstruct, harass, prevent or otherwise interfere with any employee of the village engaged in snow removal service or to obstruct, cause damage to or otherwise interfere with any village-owned or leased vehicle used in conjunction with snow removal services.

(Ord. 99-7, § 1, 3-22-1999; Ord. 2019-43, §1, 12-26-2019)

Secs. 10-115--10-130. Reserved.

ARTICLE V. EXCAVATIONS¹

¹ 65 ILCS 5/11-80-7, 5/11-80-13.

Sec. 10-131. Permit; Required:

Any person who for any reason shall tunnel under a public street within the corporate limits of the Village, including the parkway and sidewalk, or an easement granted for public purposes, shall first obtain a permit from the Building Department.

(Code 1972, § 8-10-1; Ord. 94-9, § 1, 6-14-1994; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-132. Permit; Application:

Applications for permits to tunnel under a public street, or parkway, sidewalk or easement shall be made to the Building Department. Such application shall specify the intended location and purpose of the tunneling and the anticipated length of time required to complete the work. The fee for such permit shall be as set forth in Section 13-1 of this code. All such installations shall also pay an inspection and engineering fees as needed, and as set forth in Section 13-1 of this code. An engineering inspection may be necessary. If required, the fee shall be set forth at the village engineer's current hourly rate for such inspections.

(Code 1972, § 8-10-2; Ord. 91-28, § 4, 9-9-1991; Ord. 94-9, § 2, 6-14-1994; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-133. Bond:

All persons who for any reason shall tunnel under a public street within the corporate limits of the Village, including a parkway, sidewalk or easement shall deposit with the Village a cash street cut bond in the amount of two thousand five hundred dollars (\$2,500.00). The contractor shall be required to prove to the Public Works Director and Building Commissioner the need to excavate. Excavation shall only be done as a last resort and with the express consent of the Public Works Director and Building Commissioner.

(Code 1972, § 8-10-3; Ord. 94-9, § 3, 6-14-1994; Ord. 2001-05, § 2, 2-26-2001; Ord. 2009-15, § 47, 6-22-2009; Ord. 2019-43, §1, 12-26-2019)

Sec. 10-134. Backfilling:

(a) In the event tunneling cannot be accomplished, all excavations or openings under existing or proposed streets shall be backfilled to the subgrade of the roadway with trench backfill, as defined by the standard specifications for road and bridge construction of the state. Surfacing shall be placed over the backfilled area in such a manner that the existing grade is preserved. Any depression or ridges in the new surface shall be removed and replaced to the proper grade. Surfacing to be placed over the backfilled area shall be of the same type as the existing roadway or of a higher grade. Six inches (6") of concrete and four inches (4") of asphalt shall be installed.

(b) In the case of openings which may pose special problems of backfill and surfacing, the contractor shall file with the village engineer a written report as to why the project should be specially considered and how these special considerations should be solved.

(c) In no event shall excavations or openings be allowed, without the express written consent of the Public Works Director and Building Commissioner, after consultation with the village engineer.

(d) In the event the backfilling or surfacing is defective, the contractor shall be fined five hundred dollars (\$500.00) per day for each day that the defective condition exists. The Public Works Director shall issue an inspection report as to the condition of the repair work.

(e) In addition to the aforesaid fines, the street must be restored to its original condition.

(Code 1972, § 8-10-4; Ord. 94-9, § 4, 6-14-1994; Ord. 94-24, § 1, 10-24-1994; Ord. 2001-05, § 2, 2-26-2001; Ord. 2019-43, §1, 12-26-2019)

 **Sec. 10-135. Surface Deterioration:**

The cash street cut bond shall be posted in order to ensure compliance with the provisions of section 10-134 of this article. Such bond shall remain on deposit with the Village for a period of twelve (12) months after the completion of the work. If after twelve (12) months the surface shall remain in the condition as before the excavation was made, the bond shall be returned. If the surface shall deteriorate within the twelve (12) month period, the person posting the bond shall be notified immediately of this fact and shall, within eight (8) hours, post barriers and warning lights. If the surface is not so restored within forty eight (48) hours, the Department of Public Works shall undertake the repair work and shall submit to the Village Treasurer a bill for such work. The Village shall subtract the amount of such bill from the cash street cut bond and shall then return any sum remaining to the person posting the bond in the same manner as a bond from which no sum is subtracted. If the amount of such bond shall be insufficient to cover the cost of such repairs, the person posting such bond shall be liable for the difference.

(Code 1972, § 8-10-5; Ord. 2009-15, § 47, 6-22-2009; Ord. 2019-43, §1, 12-26-2019)

Secs. 10-136--10-145. Reserved: