

**CITY OF ASSUMPTION  
CHRISTIAN COUNTY, ILLINOIS**

ORDINANCE NO. 79a

**AN ORDINANCE AMENDING TITLE 4, CHAPTER 1, SECTION 1  
AND TITLE 3, CHAPTER 5, SECTION 1  
REGARDING LITTERING ON STREETS**

DEREK PAGE, Mayor  
JANET WALLER, City Clerk

SUE BURGESS  
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TRAVIS SULIVAN  
DONNY WALDEN  
City Aldermen

PASSED BY THE CITY COUNCIL  
OF THE CITY OF ASSUMPTION, ILLINOIS  
ON THE 5 DAY OF APRIL, 2023

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on April 6, 2023

Sorling Northrup – One North Old State Capitol Plaza, Suite 200, Springfield, IL 62701

ORDINANCE NO. 792

AN ORDINANCE AMENDING TITLE 4, CHAPTER 1, SECTION 1  
AND TITLE 3, CHAPTER 5, SECTION 1  
REGARDING LITTERING ON STREETS

**WHEREAS**, the City of Assumption has received complaints by City employees and concerned residents that grass clippings being deposited on roadways are clogging drains and causing hazards for motorcycle and bicycle riders and other users of the roadways; and

**WHEREAS**, grass clippings are defined by Section 3 of the Illinois Litter Control Act, 415 ILCS 105/3, as a type of litter, and section 4 of that statute, 415 ILCS 105/4, prohibits the depositing of grass clippings onto any public property within the State of Illinois; and

**WHEREAS**, the City Council has determined that the current City Code should be amended to better conform with the Illinois Litter Control Act (415 ILCS 105/1, *et seq.*), as may be amended from time to time.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASSUMPTION, CHRISTIAN COUNTY, ILLINOIS:**

**Section 1:** The above recitals are incorporated into this Section 1 and made a part hereof by this reference.

**Section 2:** Title 4, Chapter 1, Section 1, Subsections Q and BB of the City Code of the City of Assumption are hereby amended as follows (language replaced shown by ~~strikeout~~; language added shown by underscoring):

4-1-1: SPECIFIC NUISANCES ENUMERATED

...

Q. ~~Litter On Streets: It shall be unlawful for any person to allow trash, paper, cardboard, wire, dirt, rock, stone, glass, brick, lumber, wood or litter of material objects of any size or description to fall upon streets from any moving vehicle, or to be thrown from a~~

moving vehicle, and to remain thereon. To allow, permit, or cause any waste to fall upon or remain upon streets, including any garbage, trash, refuse, cigarettes, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging construction material, abandoned vehicle (as defined in the Illinois Vehicle Code), motor vehicle parts, furniture, oil, carcass of a dead animal, any nauseous or offensive matter of any kind, any object likely to injure any person or create a traffic hazard, potentially infectious medical waste as defined in Section 3.360 of the Environmental Protection Act, or anything else of an unsightly or unsanitary nature, which has been discarded, abandoned or otherwise disposed of improperly.

...

- BB. Deposit of Leaves Or Grass Clippings On ~~Curbed~~ City Streets: To allow, permit, or cause grass clippings ~~or leaves to be located on curbed city streets without immediately destroying the same,~~ lawn or garden waste, or leaves to fall upon or remain on streets.

**Section 3:** Title 3, Chapter 5, Section 1 of the City Code of the City of Assumption is amended as follows (language replaced shown by ~~strikeout~~; language added shown by underscoring):

3-5-1: DEFINITIONS:

...

RUBBISH: Combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood, excelsior, tree branches, ~~grass, yard trimmings or garden waste,~~ wood furniture, bedding; noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste; street rubbish, including, but not limited to, street sweepings, dirt, leaves, catch basin dirt, contents of litter receptacles; provided, however, that refuse shall not include earth and wastes from building operations, nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing, wastes, boiler house cinders, lumber, scraps and shavings.

**Section 4:** **Severability.** Each section and part hereof of this ordinance is deemed to be severable, and should any section or part hereof be held invalid or unconstitutional by any court

of competent jurisdiction, such ruling shall not affect the validity of constitutionality of the remaining portion(s) of this ordinance.

**Section 5: Repeal of Inconsistent Ordinances.** All ordinances or parts thereof in conflict with the terms of this ordinance are hereby repealed and of no further force and effect to the extent of any such conflict.

**Section 6: Effective Date.** This ordinance shall be in full force and effect immediately upon its adoption.


PASSED BY THE CITY COUNCIL OF THE CITY OF ASSUMPTION, ILLINOIS, AT A REGULAR MEETING THIS 5 DAY OF APRIL 2023.

AYES: 6

NAYES: Ø

ABSENT: Ø

APPROVED:

  
\_\_\_\_\_  
Derek Page, Mayor

ATTEST:

  
\_\_\_\_\_  
Janet Waller, City Clerk

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