

ORDINANCE NO. 814

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

WHEREAS, certain properties in the City of Assumption, Illinois 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 City of Assumption 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 CITY COUNCIL OF THE CITY OF ASSUMPTION, CHRISTIAN COUNTY, ILLINOIS, as follows:

SECTION 1: Use of groundwater as a potable water supply prohibited. Except for such uses or methods in existence before the effective date of this ordinance, the use or attempt to use as a potable water supply groundwater from the area within the corporate limits of the City of Assumption shown on Exhibit A and described in Exhibit B attached hereto and made a part hereof, (hereinafter referred to as the "Groundwater Limitation Area"), as a potable water supply, by the installation or drilling of wells or by any other method is hereby prohibited. This prohibition expressly includes the City of Assumption.

SECTION 2: Penalties. Any person violating the provisions of this ordinance shall be subject to a fine of up to \$250.00 for each violation.

SECTION 3: Definitions.

"Person" is 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 legal representatives, agents or assigns.

"Potable water" is 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 4: Repealer. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed insofar as they are in conflict with this ordinance.


SECTION 5: Severability. If any provision of this ordinance or its application to any person or under any circumstances is adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or of any portion not adjudged invalid.

SECTION 6: Effective date. This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF ASSUMPTION, ILLINOIS, AT A REGULAR MEETING THIS 3 DAY OF April, 2024.

Yeas: 5
Nays: 0
Absent: 1

APPROVED:



Derek Page, Mayor

ATTEST:



Janet Waller, City Clerk

Officially published this 4 day of April, 2024.

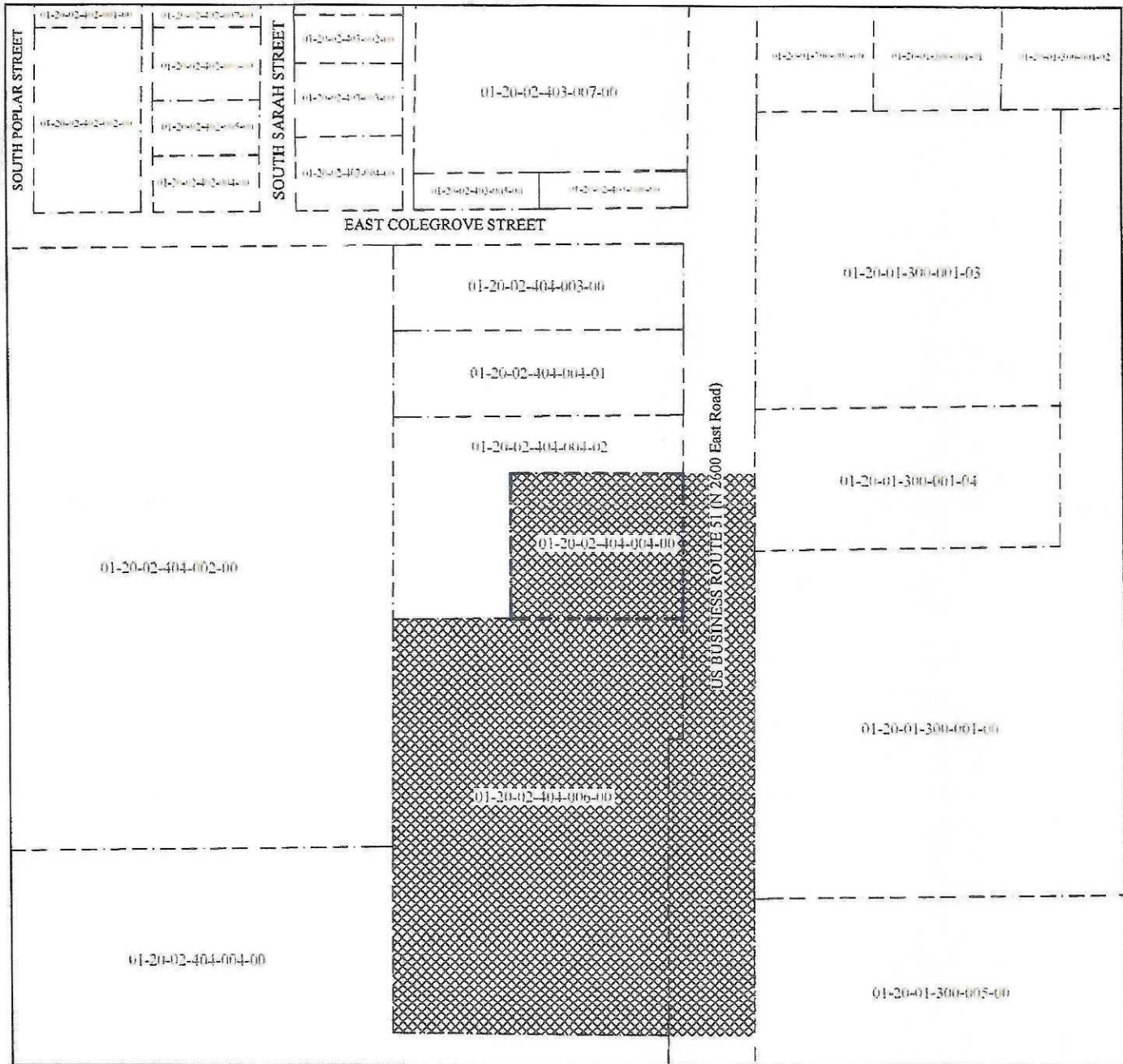
CERTIFICATION

I, JANET WALLER, do hereby certify that I am the duly elected, qualified and acting Clerk of the City of Assumption. I do further certify that the above and foregoing, identified as Ordinance Number 814, is a true, complete and correct copy of an ordinance otherwise identified as prohibiting the use of groundwater as potable water supply by the installation or use of potable water supply wells or by any other method in the City of Assumption, Christian County, Illinois, passed by the City Council on the 3 day of April, 2024, and approved by the Mayor on the same said date, the original of which is part of the books and records within my control as Clerk of the City of Assumption.


Dated this 3 day of April, 2024.

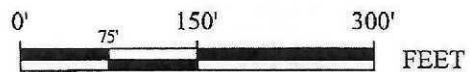


Janet Waller
Clerk, City of Assumption
Christian County, Illinois



LEGEND

- PROJECT PROPERTY LINE
- ==== PROPERTY/PARCEL LINE
- ##-##-###-### PROPERTY INDEX NUMBER
-  GROUNDWATER LIMITATION AREA



Approximate Scale: 1" = 150'


 GREEN WAVE CONSULTING, LLC 4440 ASH GROVE DRIVE, Suite A Springfield, IL 62711 (217-726-7569)	GROUNDWATER ORDINANCE AREA MAP		PREPARED WOLFE	DATE 08/2023
	SUBJECT SITE ADDRESS: 407 SOUTH BUSINESS ROUTE 51 ASSUMPTION, ILLINOIS 62510		DRAWN WOLFE	DATE 08/2023
INCIDENT NO. 2015-0036	FILE NAME ASSUMPTION COOP GRAIN - SAF	APPROVED WIENHOFF	DATE 08/2023	
		PROJECT NO. 340	EXHIBIT A	

EXHIBIT B

That area bound by the following:

All of parcels 01-20-02-404-004-00 and 01-20-02-404-006-00, together with all of the public street right of way of 2600 East Road (South US Business Route 51) extending its entire width adjoining the above described subject premises as depicted on Exhibit A.