

CITY OF GENESEO

ORDINANCE NO. O-23-06

**AN ORDINANCE AMENDING CHAPTER 38, TITLE III,
TO ADD SECTION 38.238
WATER CONSERVATION PROGRAM**

**PASSED BY THE
CITY COUNCIL OF THE
CITY OF GENESEO**

THIS 27th DAY OF JUNE, 2023.

Published in pamphlet form
by authority of the City Council
of the City of Geneseo,
Henry County, Illinois,
this 28th day of June, 2023.

Ordinance No. O-23-06

**AN ORDINANCE AMENDING CHAPTER 38, TITLE III,
TO ADD SECTION 38.238
WATER CONSERVATION PROGRAM**

WHEREAS, the City of Geneseo (“City”) is an Illinois Municipal Corporation organized and operating pursuant to the laws and constitution of the State of Illinois; and

WHEREAS, the City of Geneseo operates a municipal waterworks system that supplies potable water to its residents; and

WHEREAS, the City of Geneseo has the authority, pursuant to the Illinois Municipal Code, 65 ILCS 5/11-125-3, to make all needful rules and regulations concerning the use of the water it supplies; and

WHEREAS, Chapter 38, Title III of the City Code codifies the rules and regulations now in place; and

WHEREAS, from time to time, weather groundwater conditions create challenges and risks to the potable water supply that may require the imposition of additional restrictions on the use of the water supplied by the City; and

WHEREAS, the City desires to promote a conservation program to help protect the water supply by adding Section 38.238, as set forth below, to Chapter 38 of the City Code.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Geneseo, Henry County, Illinois as follows:

Section 1. The foregoing recitals are incorporated as though fully set forth herein.

Section 2. Section 38.238, as set forth below, is hereby adopted:

38.238 Water Conservation Program Guidelines

A. The following Guidelines apply from May 1st through September 30th. Residents are encouraged to adhere to these guidelines for watering in order to conserve the water supply.

1. Watering hours are daily, between 4am – 9am only.

2. Restrictions may be waived for new planting that requires more watering after initial installation (such as sod, trees, and bushes). Please contact the Water Department for

a variance application. Variance applications shall include:

- a. Name and address of the petitioner(s)
- b. Purpose of water use
- c. Specific provisions from which the petitioner is requesting relief.
- d. Detailed statement as to how the conservation program adversely affects the petitioner.
- e. Description of the relief desired.
- f. Period of time for which the variance is sought.
- g. Damage or harm to the petitioner or others if petitioner complies with Ordinance.
- h. Other pertinent information.

3. The City of Geneseo Chief Water Operator shall approve or deny any such variance from the conservation program. Any such variance so ratified may be revoked by later action of the City of Geneseo Chief Water Operator. Any such variance denied by the City of Geneseo Chief Water Operator can be appealed to the City of Geneseo Public Works Director. No such variance shall be retroactive or otherwise justify any violation of this Ordinance occurring prior to the issuance of the variance.

B. Whenever a failure to follow the guidelines is observed, the Chief Water Operator, or their designee, shall communicate with the resident failing to observe the guidelines concerning the terms of this Section and the need for the compliance.

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. All prior Ordinances and Resolutions in conflict herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

Section 5. The City Clerk be and is hereby authorized and directed to publish this Ordinance in pamphlet form as provided by law.

Section 6. This Ordinance shall take effect immediately upon its passage and approval, in accordance with law.

Passed and approved by the City Council of the City of Geneseo, Henry County, Illinois on this 27th day of June, 2023.

APPROVED BY THE MAYOR THIS 28TH DAY OF JUNE, 2023.

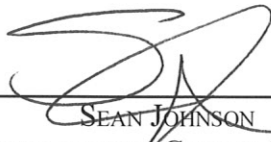
Ayes: Rothschild, Kennett, Swanson, Barnhart, Roohouse,
James, Simosky, Arnold

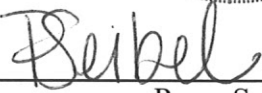
Nays:

Abstain:

Absent:




SEAN JOHNSON
MAYOR FOR THE CITY OF GENESEO


PAIGE SEIBEL
CITY CLERK

CERTIFICATION

I, Paige Seibel, do hereby certify that I am the duly appointed, qualified and acting Clerk of the City of Geneseo of Henry County, Illinois. I do further certify that the above and foregoing, identified as Ordinance Number 0-23-06, is a true, complete and correct copy of an Ordinance otherwise identified as, "Ordinance No. 0-23-06 of the City of Geneseo, Illinois, An Ordinance Amending Chapter 38, Title III, To Add Section 38.238, Water Conservation Program."

Dated the 28th day of June, 2023.

