

**OSWEGO TOWNSHIP  
KENDALL COUNTY, ILLINOIS**

**ORDINANCE No. 2022-05**

**AN ORDINANCE ADOPTING GARBAGE DUMPING RESTRICTIONS WITHIN  
OSWEGO TOWNSHIP, KENDALL COUNTY, ILLINOIS**

**ANNUAL TOWN MEETING OF ELECTORS  
April 12, 2022**

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**AN ORDINANCE ADOPTING GARBAGE DUMPING RESTRICTIONS WITHIN  
OSWEGO TOWNSHIP, KENDALL COUNTY, ILLINOIS**

**WHEREAS**, Oswego Township is a unit of local government operating under the laws of the State of Illinois (“Township”); and

**WHEREAS**, Section 30-120 of the Illinois Township Code, 60 ILCS 1/30-120, authorizes the electors of Oswego Township to adopt ordinances preventing the deposit of night soil, garbage or other offensive substances within the limits of Oswego Township; and

**WHEREAS**, the Highway Commissioner of Oswego Township has general charge of the roads and maintenance thereof within the Oswego Township Road District as provided by Section 6-201.8 of the Illinois Highway Code, 605 ILCS 5/6-201.8, and

**WHEREAS**, the Township, by its electors, hereby finds that the proper preservation and maintenance of Oswego Township Road District roads, streets, alleys, highways and rights-of-way (cumulatively, “Roads”) requires that they be kept free and clear of any and all obstructions, including garbage, offal, fecal matter, night soil, junk, trash, refuse, rubbish, debris, discarded personal property, manure (except the normal storage on a farm of manure for agricultural purposes), garbage cans, receptacles, storage containers, or other offensive substances upon public or private property (cumulatively, “Garbage”), or to permit such objects to remain upon such property, within the Township or upon Roads within the Township; and

**WHEREAS**, the Township, by its electors, hereby finds and determines that the regulation of the aforesaid Garbage on Township Roads is necessary in order to provide for the safety of those motorists and pedestrians using such Roads, and that the prohibition of depositing Garbage within the Township, excepting refuse disposal facilities regulated by the Illinois Department of Public Health and Kendall County, is in the best interests of the public health,

safety and welfare; and

**NOW, THEREFORE, BE IT ORDAINED** by the electors of Oswego Township, Kendall County, Illinois (the “Electors”) at their annual meeting held on April 12, 2022, as follows:

**Section 1. Definitions.** For the purpose of this Ordinance, the following terms shall have the meanings set forth hereinbelow:

- A. Without limiting the generality of this Ordinance, “Garbage” shall mean any and all waste matter, whether reusable or not, which is offensive to the public health, safety and welfare and is specifically intended to include, without limitation, household waste, offal, fecal matter, night soil, junk, trash, refuse, rubbish, debris, discarded personal property, manure (except the normal storage on a farm of manure for agricultural purposes), abandoned or unsecured garbage cans, receptacles, storage containers, discarded furniture, lawn furniture, appliances, household fixtures, countertops, vanities, toilets, sinks, motor vehicle parts, machinery of any kind or parts thereof, metal drums or other containers, construction debris, rubbish, ashes, unnatural accumulations of dirt, paper, raw garbage, abandoned or inoperable vehicles, noxious or offensive waste, or any other offensive substances upon public or private property or Roads.
- B. “Roads” shall mean Oswego Township Road District roads, streets, alleys, highways and rights-of-way.

**Section 2. Prohibition on Depositing Garbage on Township Roads.**

No person shall place, put, maintain or allow the placement of Garbage on Roads or other

property belonging to, or located upon, any property belonging to or under the jurisdiction of the Oswego Township Road District.

**Section 3. Prohibition on Depositing Garbage Within the Township.**

- A. No person shall deposit, allow to be deposited, or permit Garbage to accumulate or remain on public or private property within Oswego Township.
- B. No person shall place household Garbage in any outside container so that the Garbage is accessible to animals.
- C. No person shall deposit, allow to be deposited or permit outdoor storage of lumber or other building materials, construction vehicles, or construction equipment, not in connection with a permitted, ongoing building project in progress on the immediate premises.
- D. It shall not be a violation of this Section 3 to deposit Garbage in sealed containers in locations and at times authorized by a unit of local government, or when acting under the direction of public officials during specially designated cleanup days.
- E. Each day on which the Garbage remains in violation of this Ordinance following the Removal Deadline, as set forth below, shall be considered a separate and distinct violation.

**Section 4. Enforcement.**

- A. The Highway Commissioner and Oswego Township Ordinance Enforcement Officer are authorized to enforce this Ordinance.
- B. When Garbage, building materials, or other offensive matter are deposited or permitted to remain in a location in violation of this Ordinance, the Highway