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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 943

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF
ORDINANCE NO. 193, FOR THE VILLAGE OF MELROSE PARK,
COUNTY OF COOK, STATE OF ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 11TH DAY OF OCTOBER 2005

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
RUBEN LOMELI
ARTURO J. MOTA
ANTHONY J. PRIGNANO**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 12TH day of OCTOBER 2005**

ORDINANCE NO. 943

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF
ORDINANCE NO. 193, FOR THE VILLAGE OF MELROSE PARK,
COUNTY OF COOK, STATE OF ILLINOIS.**

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WHEREAS, the Village of Melrose Park, Cook County, State of Illinois (“the Village”) is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village; and

WHEREAS, the Village President, the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005 and the Village Board of Trustees, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Trustee Arturo J. Mota and Anthony J. Prignano, having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, on May 12, 1980, the Board of Trustees of the Village adopted Ordinance No. 193, entitled, "An Ordinance Covering the Construction and Maintenance of Storage Sheds"; and

WHEREAS, said Ordinance, numbered 193, provided for the building requirements for storage sheds; and

WHEREAS, since the adoption of Ordinance No. 193, the Village of Melrose Park has reviewed the building requirements for storage sheds and concluded, based upon

such review, that it is both necessary and prudent for the Village of Melrose Park to amend Ordinance No. 193; and

WHEREAS, the Board of Trustees have determined and do hereby determine that it is necessary, advisable and in the best interest of the Village and its citizens to make certain amendments to Ordinance No. 193, as provided herein;

NOW THEREFORE, BE IT ORDAINED by the Village President and the Board of Trustees of the Village of Melrose Park, Cook County Illinois, as follows:

ARTICLE I. IN GENERAL

Section 01. Incorporation Clause.

The President and Board of Trustees of the Village (the "Village Board") hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

Section 02. Purpose.

The purpose of this Ordinance is to amend Ordinance No. 193.

Section 03. Invocation of Authority.

This ordinance is enacted pursuant to the police powers and authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this ordinance are hereby incorporated herein by reference.

Sections 05-09. Reserved.

**ARTICLE II.
AMENDMENTS.**

Section 10.00 Amendment to Ordinance No. 193

That the provision regarding building requirements contained in Ordinance Number 193, is hereby REPEALED and replaced by the following provision, words, numbers and phrases: Said amended provision shall be entitled "Construction of Storage Sheds" and shall read as follows:

Construction of Storage Sheds

That no person, or persons, corporation or corporations firm or firms organization, or organizations, shall maintain, erect or construct, or caused to be maintained, erected or constructed, any storage shed unless it complies with the following provisions:

- A. Height: Height of a storage shed shall not exceed ten (10) feet. Height of the storage shed shall be measured from the highest point of the roof to grade.
- B. Size: The size of a storage shed shall not exceed one hundred seventy five square feet (175 sq. ft.).
- C. The Village of Melrose Park Building Department and the Director of Public Works must approve the location of any storage shed.
- D. In order to construct a storage shed, a Village of Melrose Park Building Permit must be obtained from the Village of Melrose Park Building Department. Applicants for a Village of Melrose Park Building Permit to construct a storage shed must submit plans and documents indicating the size and location of the proposed storage shed prior to construction of said storage shed.

Any person, corporation, firm, or organization violating any provision of This Ordinance, shall upon conviction thereof, be punished by a fine of Seven Hundred Fifty Dollars (\$750.00) and a separate offense shall be deemed committed on each day during, or on which a violation occurs, or continues.

Section 12.00 Other Actions Authorized.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated by this Ordinance and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any documents required to be delivered in connection with the amendment to Ordinance No. 193.

**SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 13.00 Headings.

The headings for the articles, sections, paragraphs, and sub-paragraphs of this ordinance are inserted solely for the convenience of reference and form no substantive part of this ordinance nor should they be used in any interpretation or construction of any substantive provisions of this ordinance.

Section 14.00 Severability.

The provisions of this ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Board of Trustees that this ordinance would have been

adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

Section 15.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

Section 16.00 Publication.

A full, true and complete copy of this ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

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Section 17.00 Effective date

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Klein, Trustee Lomeli,
Trustee Mota, Trustee Prignano

NAY VOTES:

ABSTAIN:

ABSENT: Trustee Italia

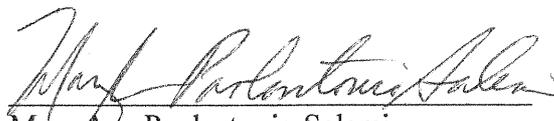
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
ELEVENTH DAY OF OCTOBER, 2005 A.D.

APPROVED:



RONALD M. SERPICO,
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: October 11, 2005
Published in pamphlet form: October 12, 2005