

ORDINANCE NO. M- 2282

**LIMITED AREA GROUNDWATER 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 IN A DESIGNATED AREA
OF THE VILLAGE OF HOMEWOOD, ILLINOIS
(Royal Road & 187th)**

WHEREAS, the Illinois Municipal Code authorizes the President and Board of Trustees of the Village of Homewood to regulate by ordinance the use and development of land within the Village to promote public health, safety, comfort, and welfare; and

WHEREAS, certain properties in the Village of Glenwood, 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 of Homewood which is adjacent to the Village of Glenwood's commercial/industrial use located at 187th & Halsted 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, after completing site remediation, the Village of Homewood has been requested to approve an ordinance prohibiting the use of groundwater as a potable water supply for property located in Homewood near the spill site; and

WHEREAS, the Village of Homewood desires to limit potential threats to human health from groundwater contamination while facilitating the productive use of property at 18659 Halsted, in the Village of Glenwood that is the source of said chemical constituents, which property is legally described in **Exhibit A**, attached hereto and made a part hereof.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Homewood, Cook County, Illinois, that:

SECTION ONE - USE OF GROUNDWATER AS A POTABLE WATER SUPPLY PROHIBITED:

The use or attempt to use groundwater as a potable water supply within the corporate limits of the Village of Homewood within the area delineated on **Exhibit B** (attached hereto and made a part hereof) by the installation or drilling of wells or by any other method is hereby prohibited. This prohibition expressly includes the Village of Homewood. The parcels and rights-of-way

which comprise this area are described on **Exhibit C**, attached hereto and made a part hereof.

SECTION TWO - PENALTIES:

Any person violating the provisions of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

SECTION THREE - 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 FOUR - REPEALER:

All ordinances or parts of ordinances in conflict with this ordinance are here repealed insofar as they are in conflict with this ordinance.

SECTION FIVE - 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 adjudicated invalid.

SECTION SIX - EFFECTIVE DATE:

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

SECTION SEVEN - PAMPHLET:

The Village Clerk is hereby authorized and directed to publish said ordinance in pamphlet form according to law.

PASSED and APPROVED this 12th day of March, 2024.

Village President

ATTEST:

Village Clerk

AYES: _____ NAYS: _____ ABSTENTIONS: _____ ABSENCES: _____

Exhibit A

LEGAL DESCRIPTION

That part of Lot B in Glenwood Estates Unit 1, being a subdivision of part of the Northeast Quarter of Section 5, Township 35 North, Range 14 East of the Third Principal Meridian, except from said parcel above all that Lot B in Glenwood Estates, Unit Number 1, a subdivision of part of the Northeast Quarter of Section 5, Township 35 North, Range 14, East of the Third Principal Meridian, lying southeasterly of the following described line: Beginning at a point in the east line of Lot B said point being 35.00 feet north of the southeast corner of said Lot B; thence southwesterly along a straight line to a point lying in the South line of Lot B said point being 35 feet West of the Southeast corner of said Lot B, all in Cook County, Illinois.

Commonly known as: 18659 Halsted Street, Glenwood, Illinois 60429

PIN: 32-05-220-027-0000

Exhibit B

DEPICTION OF GROUNDWATER LIMITATION AREA

Exhibit C

LEGAL DESCRIPTION OF GROUNDWATER LIMITATION AREA

1. Rights-of-Way

The rights-of-way and sections of west. 187th Street, Royal Road, and South Halsted Street, within the groundwater ordinance area depicted on Exhibit B.

2. PIN No 32-05-404-014 823 187th

Lot 14 in Block 4 in Homewood Terrace Unit Number 1, being a Subdivision of part of Southeast ¼ Section 5, Township 35 North, Range 14, East of the Third Principal Meridian, according to Plat thereof registered in the Office of the Registrar of Titles of Cook County, Illinois, on January 18, 1961, as Document Number 1960782, in Cook County, Illinois.

3. PIN No. 32-05-409-001 18709 Royal Road

Lot 1 in Block 1 in Homewood Terrace Unit No. 1, being a Subdivision of part of the Southeast ¼ of Section 5, Township 35 North, Range 14, East of the Third Principal Meridian, according to the Plat thereof registered in the Office of the Registrar of Titles of Cook County, Illinois, on January 18, 1961 as Document Number LR1960782, in Cook County, Illinois.

4. PIN No. 32-05-409-002 18715 Royal Road

Lot 2 of Block 1, in Homewood Terrace Unit Number 1, being a Subdivision of part of the Southeast ¼ of Section 5, Township 35 North, Range 14, East of the Third Principal Meridian, according to Plat thereof registered in the Office of the Registrar of Titles of Cook County, Illinois, on January 18, 1961 as Document Number 1960782.

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

I, Marilyn Thomas, do hereby certify that I am the duly qualified Village Clerk of the Village of Homewood, in the County and State aforesaid, and as such Village Clerk I am the assistant keeper of the records and files of the Village Board of Trustees of said Village.

I do further certify that the foregoing and attached Ordinance M-____ is a full, true and correct copy of the Ordinance entitled:

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duly adopted by the Village Board of Trustees of the Village of Homewood, Cook County, Illinois, at its regularly convened meeting held on the 12th day of March, 2024 as the same appears in the official records in my care and custody.

I do further certify that the foregoing and attached ordinance was published in pamphlet form and made publicly available for review and inspection on the 12th day of March, 2024.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the corporate seal of said Village of Homewood, Illinois, this 12th day of March, 2024.

Marilyn Thomas, Clerk
Village of Homewood