

CHAPTER 1
STREETS AND PUBLIC WAYS

Section

- 6-1-1 Driveways and Culverts
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§6-1-1: DRIVEWAYS AND CULVERTS:

(A) Compliance Required:

Any person who installs or makes any repair to, or causes to be installed or repaired any driveway, culvert or means of ingress and egress within that portion of the right-of-way of any road, street or highway within the Village which lies between the traveled portion thereof and the right-of-way line shall comply with all the provisions of this Section. For the purposes of this Section, a “driveway” shall mean a private improvement for ingress and egress within that portion of the right-of-way of any road, street or highway within the Village which lies between the traveled portion thereof and the right-of-way line.

(B) Permit Required:

Prior to any installation of a new driveway, culvert or new means of ingress and egress within the right-of-way of any road, street or highway within the Village, and except as provided herein, prior to any repair of a driveway, a driveway permit shall be secured from the Building Officer.

(C) Application for Permit:

An application for a driveway or culvert permit shall be submitted in writing to the Building Officer on such form as provided by the Village, and shall include or be accompanied by the following information:

1. Sketch, plat, drawing or other data showing the location of said driveway, culvert or other means of ingress and egress.
2. The relation between the elevation of the traveled portion of the road, street or highway, the portion thereof lying between such traveled portion and the edge thereof, and the driveway or culvert to be installed.
3. The location of the driveway with reference to the nearest existing intersecting road, street or highway.
4. Provision for drainage under or over said driveway.

(D) Exception to Permit Requirement:

Any driveway repair which is limited to crack sealing and/or sealcoating of a driveway or portion thereof, or any repair of a driveway affecting less than fifty (50) square feet of surface area shall not require a permit.

(E) Issuance of Permit:

The Building Officer shall issue a driveway permit if he finds that the provisions of this Section have been complied with and that no unusual safety hazards will result from said driveway location which could be avoided or reduced by relocating the driveway to serve the same property. The Building Officer may order that construction of any driveway or culvert or the repair of any driveway or culvert within the right-of-way of any road, street or highway within the Village cease and desist if he finds that the provisions of this Section are not being complied with.

(F) Elevation:

Every driveway within the right-of-way of any road, street or highway under the jurisdiction of the Village shall be installed and maintained at the same elevation as the existing land immediately adjacent to said driveway for a distance of three feet (3') from the traveled portion of said road, street or highway.

(G) Drainage; Culvert Required:

No driveway or culvert installed or maintained within the right-of-way of any road, street or highway shall significantly interfere with or impede existing drainage. Every driveway hereafter installed or maintained within any right-of-way, if any, shall be provided with a culvert which shall be of such a diameter as determined by the Building Officer and shall be not less than twenty feet (20') in length. (Ord. 2010-004, 8-16-2010)

§6-1-2: STREET ENCROACHMENTS, OBSTRUCTIONS:

No obstruction or encroachment upon any street or highway under the jurisdiction of the State of Illinois shall be permitted except as specifically authorized by the State of Illinois and the Board of Trustees. The Board of Trustees will cooperate in a reasonable manner with the State of Illinois in disposing of any existing encroachments within the Village. Any person violating the provisions of this Section shall be fined not less than two hundred fifty dollars (\$250.00) nor more than seven hundred fifty dollars (\$750.00) and a separate offense shall be deemed committed upon each day during which a violation occurs. (Ord. 2003-007, 5-19-2003)

§6-1-3: DEPOSITING OF SOIL AND DEBRIS:

Any soil, aggregate, mud, dirt, dust, plowed snow, debris and/or any other substance deposited on any street, road, highway, or right-of-way by any vehicle shall be immediately and substantially removed from any such street, road, highway, or right-of-way by the owner and/or operator of the vehicle depositing such soil, aggregate, mud, dirt, dust, plowed snow, debris and/or any other substance and/or by the building permittee, and/or owner of the site or property within the Village when such soil, aggregate, mud, dirt, dust, plowed snow, debris and/or any other substance originates, and such parties shall be jointly and severally liable and culpable for such violation if such immediate and substantial removal of any soil, aggregate, mud, dirt, dust, plowed snow, debris and/or any other substance does not occur. (Ord. 00-463, 11-20-2000)

§6-1-4: REPAIRS FOLLOWING WORK PERFORMED BY VILLAGE:

The Village shall have no obligation to restore any driveway, or driveway apron, or other private improvement which is located within any village street, cul-de-sac, alley, or other right-of-way or easement and which may be damaged by any work performed by the Village, its employees or agents (i.e., this does not include entities operating pursuant to a franchise granted by the Village), but the Village may, at the Village's sole discretion, take any of the following actions:

- (A) Repairing or causing to be repaired any such area of any such driveway or driveway apron by the use of gravel and/or asphalt, but not by the use of any other or more expensive material; or
- (B) Reimbursing the property owner served by such driveway or driveway apron for the actual cost of repair of the driveway or driveway apron, but such reimbursement shall not exceed the estimated cost of repairing such damage if gravel and/or asphalt had been utilized; or
- (C) Requiring the owner(s) of the property served by such driveway, and/or driveway apron to repair any such damage within a reasonable time at the sole expense of such owner(s). (Ord. 00-469, 12-18-2000)

§6-1-5: UNDERGROUND UTILITIES:

- (A) Underground Utility Installation Required:

The customer portion of utility service hereafter provided to any building or structure hereafter erected, whether extended from an easement or from a public street, road, and/or alley, shall be installed underground from existing utility owned distribution poles or existing underground installation, except as may be otherwise provided from time to time by the building regulations of the Village. In case of conflict between the building regulations and this Chapter, the building regulations shall govern.

- (B) Replacement of Poles; Extension of Service:

Existing utility owned distribution poles and existing privately owned service poles shall not be replaced without permission of the Corporate Authorities. Any new extension of utility service whether in easements or in public streets, roads, and/or alleys shall be installed underground, including, without limitation, extension to service a previously subdivided area, to service an unsubdivided area or to service an area hereafter subdivided, unless otherwise authorized by the Corporate Authorities. (Ord. 2007-019, 10-15-2007)