

THE VILLAGE OF COAL CITY
GRUNDY & WILL COUNTIES, ILLINOIS

RESOLUTION
NUMBER 14-02

**A RESOLUTION AUTHORIZING ENFORCEMENT ACTIONS REGARDING
CERTAIN DANGEROUS STRUCTURES**

TERRY HALLIDAY, Village President
PAMELA M. NOFFSINGER, Village Clerk

ROSS BRADLEY
TIMOTHY BRADLEY
DANIEL GREGGAIN
NEAL NELSON
DAVID TOGLIATTI
JUSTIN WREN
Village Trustees

RESOLUTION NO. 16-02

**A RESOLUTION AUTHORIZING ENFORCEMENT ACTIONS REGARDING
CERTAIN DANGEROUS STRUCTURES**

WHEREAS, the Village of Coal City, Grundy and Will Counties, Illinois (the "Village"), is a non-home rule municipal corporation and body politic of the State of Illinois, duly created, organized and existing under the Constitution of the State of Illinois, the Illinois Municipal Code and other laws of the State of Illinois, as amended from time to time, and having the powers, objects and purposes provided thereby; and

WHEREAS, the Village is authorized to demolish, repair or enclose (i) dangerous and unsafe buildings and (ii) qualifying open and vacant buildings presenting an immediate and continuing hazard to the community, and to remove garbage, debris and other hazardous, noxious or unhealthy substances or materials from such buildings in accordance with 65 ILCS 5/11-31-1(a) and (e), respectively; and

WHEREAS, the Village suffered extensive damage as a result of an EF-3 tornado and related severe weather striking the community on June 22, 2015 (the "Storm"); and

WHEREAS, the Storm severely damaged many residential and commercial structures throughout the Village; and

WHEREAS, the vast majority of Village residents and property owners have responded to the Storm damage resiliently and expeditiously by demolishing, repairing or securing damaged buildings; and

WHEREAS, Village officials and staff have identified a small number of houses in the Village that are open and vacant and present an immediate and continuing hazard to the Village but have not received timely or appropriate attention by responsible parties; and

WHEREAS, the President and Board of Trustees of the Village (collectively, the "Corporate

Authorities") hereby find and determine that it is necessary and in the interest of the public health, safety and welfare to exercise such powers as authorized by law to ensure that certain Storm-damaged houses remaining in a dangerous condition as described herein be demolished or fully remediated in a timely fashion in order to eliminate the ongoing threat to the public health and safety.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Coal City, Grundy and Will Counties, as follows:

SECTION 1. RECITALS. That the foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

SECTION 2. APPROVAL AND RATIFICATION.

A. The Corporate Authorities hereby authorize and direct the Village Attorney, Administrator, Director of Building and Zoning, administrative staff, and Public Works Department employees to initiate and take such actions as may be necessary or convenient to abate the nuisances and eliminate the dangerous conditions presented by the Storm-damaged structures located on certain real property commonly described as: 170 W. Walnut (cumulatively, the “Dangerous Properties”), including, without limitation:

- a. Securing title commitments to identify parties with an interest in the Dangerous Properties;
- b. Applying for administrative search warrants to enable the gathering of additional information and evidence concerning the dangerous conditions presented by the Dangerous Properties;

- c. Executing demolition procedures in accordance with the terms of 65 ILCS 5/11-31-1(e);
- d. Prosecuting demolition procedures in accordance with the terms of 65 ILCS 5/11-31-1(a);
- e. Taking such other and further action as may be legally authorized and necessary or convenient to eliminate in a timely and cost-effective manner ongoing threats to the public health, safety and welfare presented by the Dangerous Properties.

B. The Village President, Village Clerk, Village Administrator, Village Attorney, and Director of Building and Zoning are further authorized and directed to prepare, execute and attest any and all other documents and to take such other or further action as may be necessary to carry out and give effect to the purpose and intent of this Resolution.

C. The Corporate Authorities shall be kept informed as to the strategies, actions and status of any proceedings or actions undertaken with respect to the Dangerous Properties via the provision of oral or written updates at each regularly-scheduled meeting of the Corporate Authorities.

SECTION 3. RESOLUTION OF CONFLICTS. All resolutions or ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. SAVING CLAUSE. If any section, paragraph, clause, or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution, which are hereby declared to be separable.

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STRUCTURES**

SECTION 5. EFFECTIVE DATE. This Resolution shall be in full force and effect immediately from and after its passage and approval as provided by law.

SO RESOLVED this 13 day of January, 2016, at Coal City,
Grundy and Will Counties, Illinois.

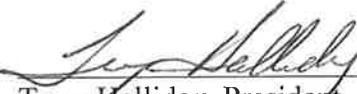
AYES: 4

ABSENT: 2

NAYS: 0

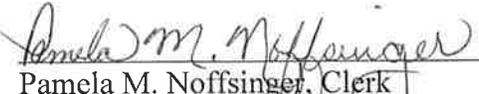
ABSTAIN: 0

VILLAGE OF COAL CITY



Terry Halliday, President

Attest:



Pamela M. Noffsinger, Clerk