



Angelo "Skip" Saviano
Village President
Gina Pesko
Village Clerk
Paul A. Volpe
Village Manager
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Trustees
Alan T. Kaminski
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Angela Stranges
Anthony Del Santo
Angelo J. Lollino
Jonathan L. Zivojnovic

Mr. Ronald Anderson
3134 N. 78th Ct
Elmwood Park, IL 60707

April 17, 2018

RE: Freedom of Information Act Request

Dear Mr. Anderson,

The Village of Elmwood Park is in receipt of your April 13, 2018, Freedom of Information Act (5 ILCS 140/1 et seq.) ("FOIA") for the following records:

"Copy of Village Ordinance regulating downspout discharge: sump pump also. Year adopted?"

Enclosed are copies of records responsive to your request.

Should you have any questions, please do not hesitate to contact my office.

Sincerely,

Gina Pesko, Village Clerk
Freedom of Information Officer
Village of Elmwood Park
708-452-3948

President Peter Silvestri declared a recess at 7:52 p.m.

During recess, Gene Oggerino was sworn-in as a member of the Traffic and Safety Commission.

Meeting reconvened at 8:07 p.m.

NEW BUSINESS

The proposed cul-de-sac at Belden and Harlem was discussed.

A motion was made by trustee Sam LaBarbera and seconded by trustee Alan Bennett that the existing Resolution be amended to allow the Cul-de-sac to be built at Belden and Harlem.

On roll call the following trustees voted "Aye": Jeanne Ohr, Sam LaBarbera, Donald Parenti, Alan Bennett, Jo Ann Serpico and President Peter Silvestri. "Nays": None. Absent: Raymond Roehri. Motion carried.

BILLS AND VOUCHERS

None

RESOLUTIONS

The Clerk read the following Resolution aloud and in full.

A RESOLUTION
DESIGNATING AN IMRF AGENT

WHEREAS, the Village of Elmwood Park's designated agent to the Illinois Municipal Retirement Fund has asked to be replaced from this position, and

WHEREAS, it is therefore necessary to appoint an authorized agent.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELMWOOD PARK that Carmela M. Bartucci be and is hereby appointed to serve as the authorized agent of the Village of Elmwood Park to the Illinois Municipal Retirement Fund. This appointment shall be effective as of the date hereof, and shall continue to and until the Village shall designate another authorized agent.

A motion was made by trustee Alan Bennett and seconded by trustee Jo Ann Serpico that the Resolution be adopted. Motion carried.

ORDINANCES

The Village Attorney summarized the following Ordinance.

AN ORDINANCE
AMENDING SECTION 43-17B OF
THE MUNICIPAL CODE REGARDING
DISCONNECTION OF DOWNPOUTS

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELMWOOD PARK, COOK COUNTY, ILLINOIS AS FOLLOWS:

Section 1. Chapter 43-17B of the Code of the Village of Elmwood Park is hereby amended as follows:

Section 43-17. Downspouts

Sec. 43-17B. Disconnection of Existing Downspouts

ORDINANCES (Cont'd)

Effective September 1, 1991 no buildings used for residential purposes in any zoning district, including single family or multi-family residential buildings, and which are equipped with exterior downspouts which direct water from gutters or scuppers to the sewer system, shall be allowed to discharge storm water from such gutters directly into the combined sewer system. Such buildings shall have all downspouts splash with port discharge to the front or rear of the building in a manner so that the downspout is directed to drain generally toward the center of either the front or rear yard into which it is draining. No such downspout shall drain into the side yard of such residence or directly onto adjoining property. The pipe that carries roof water into the combined sewer system shall be terminated at grade or at the nearest hub to grade and sealed with cement to provide a positive disconnection of the downspout from the sewer. All downspouts shall be located in such manner that said roof water shall not damage the same or adjoining properties or become a nuisance to occupants of the same.

For the purposes of this Section 43-17B, the use of a building for residential purposes shall be determined consistent with the application of the Zoning Ordinance of the Village of Elmwood Park as amended.

Section 2. This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

A motion was made by trustee Jo Ann Serpico and seconded by trustee Sam LaBarbera that the Ordinance be adopted.

On roll call the following trustees voted "Aye": Jeanne Ohr, Sam LaBarbera, Donald Parenti, Alan Bennett, Jo Ann Serpico and President Peter Silvestri. "Nays": None. Absent: Raymond Roehri. Motion carried.

The Clerk read the following Ordinance aloud and in full.

AN ORDINANCE APPROVING A
REDEVELOPMENT AGREEMENT

WHEREAS, the Village has undertaken a program for the redevelopment of certain property within the Village, pursuant to Illinois Revised Statutes Ch. 24, Sec. 11-74.4-1 et seq., known as the "Tax Increment Allocation Redevelopment Act", (hereinafter referred to as the "Act"); and

WHEREAS, Harlem-Grand Plaza Partners Limited Partnership, (hereinafter referred to as "Developer") has expressed an interest in developing certain portions of the Redevelopment Project Area previously designated by Ordinance No. 86-16, passed and approved on December 15, 1986, and Developers are desirous of developing, constructing and managing a commercial project (hereinafter "Project") in the Redevelopment Project Area; and

WHEREAS, the Village believes that the construction of this Project is in the vital and best interests of the Village and promotes the general health, safety and welfare of its citizens, and is in accordance with public purposes and the provisions of all applicable laws; and

WHEREAS, a public hearing was held on August 8, 1990 by the Economic Development Commission of the Village of Elmwood Park, pursuant to proper notice as provided by law, at which the proposed Redevelopment Agreement was considered; and

Sec. 43-17: Downspouts.

The installation of downspouts of gutter systems on all new residences and the replacement of downspouts of gutter systems on all existing residences shall be made in a manner so as to provide that such downspouts do not connect with, or directly drain into, the sanitary sewer system. Such downspouts shall be installed or replaced so as to drain directly into the front or rear yard of the residence, and no such downspouts shall drain into either the side yard of such residence, or directly onto adjoining property. The installation or replacement of such downspouts shall further be made in a manner so that the downspout is directed to drain generally toward the center of either the front or rear yard into which it is draining. (12-7-87, § 1.) 12-7-87

Sec. 43-17A: New residences and replacement of downspouts.



The installation of downspouts of gutter systems on all new residences and the replacement of downspouts of gutter systems on all existing residences shall be made in a manner so as to provide that such downspouts do not connect with, or directly drain into, the sanitary sewer system. Such downspouts shall be installed so as to drain directly into the front or rear yard of the residence, and no such downspouts shall drain into the side yard of such residence, or directly onto adjoining property. The installation of such downspouts shall further be made in a manner so that the downspout is directed to drain generally toward the center of either the front or rear yard into which it is draining. (11-21-88, § 1.)

Sec. 43-17B: Disconnection of existing downspouts.

Effective September 1, 1991, no buildings used for residential purposes in any zoning district, including single-family or multi-family residential buildings, and which are equipped with exterior downspouts which direct water from gutters or scuppers to the sewer system, shall be allowed to discharge storm water from such gutters directly into the combined sewer system. Such buildings shall have all downspouts splash with port discharge to the front or rear of the building in a manner so that the downspout is directed to drain generally toward the center of either the front or rear yard into which it is draining. No such downspout shall drain into the side yard of such residence or directly onto adjoining property. The pipe that carries roof water into the combined sewer system shall be terminated at grade or at the nearest hub to grade and sealed with cement to provide a positive disconnection of the downspout from the sewer. All downspouts shall be located in such manner that said roof water shall not damage the same or adjoining properties or become a nuisance to occupants of the same.

For the purposes of this section 43-17B, the use of a building for residential purposes shall be determined consistent with the application of the zoning ordinance of the village as amended. (11-21-88, § 1; Ord. 90-17, 8-21-90, 1.)

Sec. 43-17C: Exceptions.

Exceptions to the requirements of section 43-17B shall be made for those buildings that have a mixed use (residential plus another type use). Exceptions to the requirements of section 43-17B shall also be made in those cases where, in the opinion of the plumbing inspector or his authorized agent, such disconnection will create an associated storm water hazard to the building or part thereof or to a neighboring building or the design of the gutter system makes

such disconnection impracticable. The village manager shall have the authority to promulgate rules and regulations prescribing the procedure which is to be followed by an individual seeking such an exception. (11-21-88, § 1.)

Sec. 43-17D: Penalty.  

Any person who violates any provision of this ordinance shall be subject to a maximum penalty of five hundred dollars as provided in section 13-3 of the village Code. (11-21-88, § 1.)

Footnote 1: As to drainage facilities in connection with bakeries, see § 21-93 of this Code. For probations concerning the Plumbing Code, see ch. 37.

Footnote 2: For regulations concerning vehicles used by scavengers, see § 23-12 of this Code.

i) Sump pump installations. Sump pump installations shall be accomplished in such manner so as to prevent the discharge or overflow of storm water onto adjoining property or upon any street or public way. No sump pump shall be installed and connected to a sanitary sewer. Building construction on parcels that are proximate to a storm sewer shall cause footing drains from such structure to be connected to the storm sewer system. Building construction on parcels that are proximate to a retention pond may be required to have footing drains from such structure discharged into a retention pond. Where footing drain tile expels into a sump, the sump shall be equipped with a pump that shall be so installed and connected so as to discharge either into a storm sewer or a retention pond. (Ord. 90-4, 5-21-90, § 1.)