

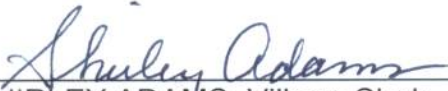
VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O-01

AN ORDINANCE TO AMEND CHAPTER 42, OFFENSES AGAINST
PUBLIC PEACE, SAFETY AND MORALS, OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE VILLAGE BOARD
OF THE VILLAGE OF PALESTINE, ILLINOIS
THIS 2nd DAY OF JANUARY, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE VILLAGE BOARD OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 2nd DAY OF JANUARY, 2014


SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O-01

AN ORDINANCE TO AMEND CHAPTER 42, OFFENSES AGAINST
PUBLIC PEACE, SAFETY AND MORALS, OF THE PALESTINE VILLAGE CODE

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois, that Chapter 42, Section 42.03 WEAPONS, of the Palestine Village Code be, and it is hereby amended so that it shall be, in its entirety, as follows:

42.03 WEAPONS.

(a) A person who is not a Village officer shall not carry about his person any concealed pistol, switchblade, razor, slingshot, metal knuckles or any other weapon or thing of deadly character; PROVIDED, HOWEVER, that such provision shall not apply insofar as it relates to the carrying of a concealed pistol by those persons who have secured a valid concealed weapons carry permit issued by the State of Illinois.

(b) No person shall sell, give or transfer any such weapon described to any minor person.

(c) No person shall carry or discharge a BB gun or pellet gun.

This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

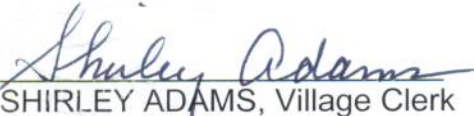
Upon roll call vote the following Trustees voted yea: Greta Dennison, George Harrison, J. D. Kim Berlin, Ricky Stork, Harry Gene Purcell. J.R. Dunlap Absent.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 2nd day of January, 2014.


PATRICIA J. SCHOFIELD, Village President

ATTEST:


SHIRLEY ADAMS, Village Clerk



* 2 0 1 4 - 0 0 8 7 1 4 *

2014-00871

PATRICIA 'PATTY' LYCAN
CRAWFORD COUNTY
CLERK & RECORDER

RECORDED ON

04/08/2014 11:41:52AM

REC FEE: 30.00

PAGES: 4

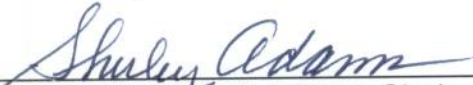
VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 02

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS,
SECTION 1.06 PENALTIES OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 3rd DAY OF April, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE VILLAGE BOARD OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 3rd DAY OF April, 2014


SHIRLEY ADAMS, Village Clerk

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 02

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS,
SECTION 1.06 PENALTIES OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 3rd DAY OF April, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE VILLAGE BOARD OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 3rd DAY OF April, 2014

Certification

I hereby certify that this is a true and correct
copy of the Ordinance to amend Chapter 1,
Section 1.06 Penalties of the Palestine Village
Code.

Certified on this 3rd day of April, 2014.

Certified by:

Patricia J. Schofield
Patricia J Schofield, Mayor
Village of Palestine, Illinois

Shirley Adams
SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 02

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS,
SECTION 1.06 PENALTIES OF THE PALESTINE VILLAGE CODE

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois, that CHAPTER 1, GENERAL PROVISIONS, SECTION 1.06 PENALTIES of the Palestine Village Code be, and the same is hereby amended to be, in its entirety, as follows:

1.06 PENALTIES.

(a) Standard Penalty. Unless another penalty is specifically provided by this code for violation of any particular provision, section or chapter, any person violating any provision of this code, or any rule or regulation adopted or issued in pursuant thereof, or any provision of any Code adopted herein by reference shall upon conviction be subject to a fine of not less than \$100 nor more than \$750, and the costs of prosecution and the attorney's fees of the Village in a minimum amount of \$175 per hour.

In addition to the fine as provided herein, if the conviction involves the damaging, defacing, or destruction of municipal property, then there shall also be assessed against the offender an amount equal to the cost of repair, or, in the event of destruction, the replacement cost thereof.

(b) Incarceration, Bailable Offense. Any person incarcerated on a charge of violating a bailable provision of this code or any ordinance, who does not supply bail and against whom a fine is levied upon conviction of such offense, shall be allowed a credit of the amount provided by statute for each day so incarcerated prior to conviction, but such credit shall not exceed the amount of the fine levied. Any person who does supply bail may enter a plea of guilty without being required to appear in court in person, provided, however, that the fine imposed in such instances shall not be less than the amount of bail supplied, less costs assessed by the court.

(c) Each Day of Violation. Each act of violation and each day upon which a violation occurs constitutes a separate offense.

(d) Applicability. The penalty provided by this section applies to the amendment of any section of this code or a code adopted herein by reference whether or not such penalty is reenacted in the amendatory ordinance.

(e) Reference to Sections. Reference to a section of this code shall be understood also to refer to and include the penalty section relating thereto, unless otherwise expressly provided.

(f) Failure of Officers to Perform Duties. The failure of an officer or employee of the Village to perform an official duty imposed by this code shall not subject such officer or employee to the penalty imposed for violation of this code, unless a penalty is specifically provided in the section creating the duty.

This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Trustees voted yea:

*HARRY Gene Purcell, Gaeta DENNISON, George HARRISON,
J. R. Dunlap, Ricky STORK.*

J. D. Kimberlin was Absent.


Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 3rd day of
April, 2014.



PATRICIA J. SCHOFIELD,
Village President

ATTEST:



SHIRLEY ADAMS, Village Clerk



* 2 0 1 4 - 0 0 8 7 1 4 *

2014-00871

PATRICIA 'PATTY' LYCAN
CRAWFORD COUNTY
CLERK & RECORDER

RECORDED ON
04/08/2014 11:41:52AM

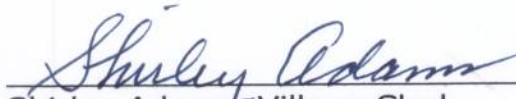
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DOCUMENT RECORDING

DOCUMENT: Village of Palestine, Illinois
Ordinance No. 2014-O-02

An Ordinance to Amend Chapter 1, General Provisions,
Section 1.06 Penalties of the Palestine Village Code

Adopted by the Board of Trustees of the
Village of Palestine, Crawford County, Illinois
This 3rd Day of April 2014.


Shirley Adams, Village Clerk

FILED

MAY 12 2014


COUNTY CLERK

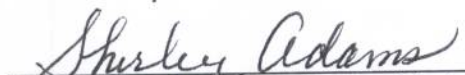
VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 03

ANNUAL APPROPRIATION ORDINANCE

ADOPTED BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF PALESTINE, ILLINOIS
THIS 1st DAY OF MAY, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 1st DAY OF MAY, 2014


SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 03

ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois that the following sums of money, or so much thereof as may be authorized by law, as may be needed or deemed necessary to defray all expenses and liabilities of the municipality be, and the same are hereby appropriated, for the corporate purposes and objects of said Village, hereinafter specified for the fiscal year commencing on 1st day of May, 2014, and ending on the 30th day of April, 2015.

A. FROM GENERAL CORPORATE TAXES AND REVENUES

1. Contractural Services

Capital Improvements - Buildings	12,500.00
New Equipment & Improvements - Buildings	3,000.00
Crawford County Development	5,000.00
Vehicle - Police	1,500.00
Vehicle - Street	2,500.00
Internet and Telephone Fees	3,600.00
Radio Dispatcher - Police	3,000.00
Educational - Police	6,000.00
Maintenance and Repairs - Buildings	4,500.00
Maintenance and Repairs - Streets and Sidewalks	5,000.00
Tree Removal/Replacement	2,000.00
Maintenance and Repairs - Machinery and Tools	500.00
Maintenance and Repairs - Miscellaneous	500.00
Insurance - Property and Liability	21,000.00
Insurance - Bond Premium	1,100.00
Utilities	18,000.00
Dues and Publications	650.00

2. Commodities

Supplies - Office	1,500.00
Supplies - Police Department	1,000.00
Supplies - Street Department Office	150.00
Clothing - Police Department	2,000.00
Clothing - Street	750.00
Educational and Training Materials	1,000.00
Gas and Oil	16,000.00
Miscellaneous	6,500.00

3. Equipment

Police - Vehicle	50,000.00
Equipment - Police	5,000.00
Office Equipment	3,000.00
Street Department Equipment	10,000.00

4. Permanent Improvements

Street Signs	8,000.00
Addition to Maintenance Building/new floor	16,000.00
Construction of New Streets	20,000.00
Storm Sewer Improvements	10,000.00
Municipal Building Addition	100,000.00

5. Land

Purchase and Razing Expense of Condemned Property	10,000.00
Purchase of Land for Economic Development	200,000.00

6. Contingencies

Miscellaneous	1,000.00
Contingency	5,000.00

7. Expenditures

Wages	230,000.00
Compensation of Trustees	7,200.00
Professional Services - Legal	6,000.00
Professional Services - Engineer	3,000.00
Professional Services - Auditor	6,500.00
Professional Services - Miscellaneous	2,000.00
Insurance - Health	60,000.00

TOTAL GENERAL FUND APPROPRIATIONS:

871,950.00

B.

FOR SEWER AND WASTEWATER TREATMENT

	Appropriation
1. Personal Services	
Wages	43,000.00
Professional Services - Legal	1,000.00
Professional Services - Engineer	3,000.00
Professional Services - Lab	1,700.00
Professional Services - Miscellaneous	150.00
2. Contractual Services	
Bad Debts	50.00
Maintenance and Repairs	2,000.00
Repairs and Maintenance - Man Hours	2,000.00
Maintenance and Repairs - Equipment Hours	2,000.00
Maintenance and Repairs - Plant	25,000.00
Utilities	6,100.00
Postage	1,100.00
IL EPA - NDES Permit Fee	2,500.00
Telephone and Internet Fees	1,200.00
3. Commodities	
Supplies - Office	850.00
Supplies - Operating	500.00
Educational Materials	150.00
4. Equipment	
Office Equipment - Expensed	750.00
Sewer Department Equipment - Expensed	10,000.00
5. Permanent Improvements	
Sewer Expansion	100,000.00
Sewer Lagoon Fence	130,000.00
6. Contingencies	
Miscellaneous	1,500.00
Contingency	2,000.00
TOTAL SEWER AND WASTEWATER TREATMENT APPROPRIATION	336,550.00

C.

FROM SPECIAL TAX LEVIES

Appropriation

1. Unemployment Insurance	6,500.00
2. Workmen's Compensation and Occupational Disease Insurance	40,000.00
3. Payment of Social Security Taxes on Employees	15,000.00
4. Auditing	6,500.00
5. Illinois Municipal Retirement Fund	25,000.00
6. Motor Fuel Tax Expenditures	25,000.00

TOTAL APPROPRIATION FOR SPECIAL PURPOSES

118,000.00

BE IT FURTHER ORDAINED that the said several sums of money are hereby appropriated from the monies received, and to be received, by the Village of Palestine, Illinois, from all sources.

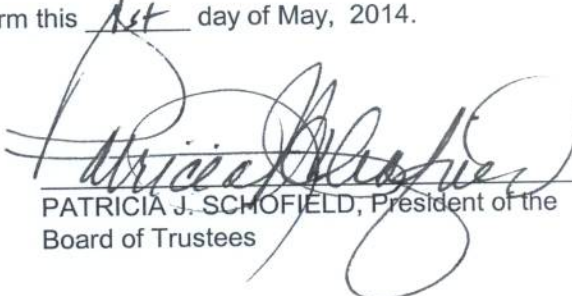
BE IT FURTHER ORDAINED that this Ordinance shall take effect and be in force from and after its passage, approval and publication as required by law.

Upon roll call vote the following Trustees voted yea:

Greta DENNISON, Harry Gere Purcell, George HARRISON,
Ricky STORK, J.R. DUNLAP, LARRY MILLER.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 1st day of May, 2014.


PATRICIA J. SCHOFIELD, President of the
Board of Trustees

ATTEST:


SHIRLEY ADAMS, Village Clerk

**CERTIFICATION OF
ANNUAL APPROPRIATION ORDINANCE**

The undersigned, Presiding Officer of the **VILLAGE OF PALESTINE** does hereby certify that the **ANNUAL APPROPRIATION ORDINANCE**, a copy of which is attached hereto, is a **TRUE AND CORRECT COPY** of said Ordinance and was adopted by the **BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE, ILLINOIS** on the 1ST day of May, 2014.

DATE: May 1, 2014


PATRICIA J. SCHOFIELD, MAYOR

FILED

JUN 16 2014

Shirley Adams
COUNTY CLERK

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O-04

TAX LEVY ORDINANCE

ADOPTED BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF PALESTINE, ILLINOIS
THIS 5th DAY OF June, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 5th DAY OF June, 2014

Shirley Adams
SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 04

TAX LEVY ORDINANCE

WHEREAS, the Board of Trustees of the Village of Palestine, Crawford County, Illinois, did on the 1st day of May, 2014 adopt the Annual Appropriation Ordinance for said Village for the fiscal year beginning on the 1st day of May, 2014 the amount of which is ascertained to be in the aggregate the sum of \$1,326,500.00 which said Appropriation Ordinance was duly published on the 1st day of May, 2014, and is hereby incorporated by reference.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of Palestine, Crawford County, Illinois, as follows:

Section 1. That there be and is hereby levied upon all taxable property within the corporate limits of the Village of Palestine, Illinois, for general corporate purposes of said Village for the fiscal year beginning the 1st day of May, 2014, the sum of \$25,000.00 as follows.

Items of Appropriation and Levy

Amount Appropriated

Levied

A. FROM GENERAL CORPORATE TAXES AND REVENUES

1. Contractual Services

Capital Improvements - Buildings	12,500.00
New Equipment & Improvements - Buildings	3,000.00
Crawford County Development	5,000.00
Vehicle - Police	1,500.00
Vehicle - Street	2,500.00
Internet and Telephone Fees	3,600.00
Radio Dispatcher - Police	3,000.00
Educational - Police	6,000.00
Maintenance and Repairs - Buildings	4,500.00
Maintenance and Repairs - Streets and Sidewalks	5,000.00
Tree Removal/Replacement	2,000.00
Maintenance and Repairs - Machinery and Tools	500.00
Maintenance and Repairs - Miscellaneous	500.00
Insurance - Property and Liability	21,000.00
Insurance - Bond Premium	1,100.00
Utilities	18,000.00
Dues and Publications	650.00

Items of Appropriation and LevyAmount AppropriatedLevied**2. Commodities**

Supplies - Office	1,500.00	
Supplies - Police Department	1,000.00	
Supplies - Street Department Office	150.00	
Clothing - Police Department	2,000.00	
Clothing - Street	750.00	
Educational and Training Materials	1,000.00	
Gas and Oil	16,000.00	
Miscellaneous	6,500.00	

3. Equipment

Police - Vehicle	50,000.00	
Equipment - Police	5,000.00	
Office Equipment	3,000.00	
Street Department Equipment	10,000.00	

4. Permanent Improvements

Street Signs	8,000.00	
Addition to Maintenance Building/new floor	16,000.00	
Construction of New Streets	20,000.00	
Storm Sewer Improvements	10,000.00	
Municipal Building Addition	100,000.00	

5. Land

Purchase and Razing Expense of Condemned Property	10,000.00	
Purchase of Land for Economic Development	200,000.00	

6. Contingencies

Miscellaneous	1,000.00	
Contingency	5,000.00	

7. Expenditures

Wages	230,000.00	10,000.00
Compensation of Trustees	7,200.00	
Professional Services - Legal	6,000.00	
Professional Services - Engineer	3,000.00	
Professional Services - Auditor	6,500.00	
Professional Services - Miscellaneous	2,000.00	
Insurance - Health	60,000.00	15,000.00

TOTAL GENERAL FUND APPROPRIATIONS:	871,950.00	25,000.00
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Items of Appropriation and LevyAmount Appropriated Levied**B. FOR SEWER AND WASTEWATER TREATMENT****1. Personal Services****Appropriation**

Wages	43,000.00
Professional Services - Legal	1,000.00
Professional Services - Engineer	3,000.00
Professional Services - Lab	1,700.00
Professional Services - Miscellaneous	150.00

2. Contractual Services

Bad Debts	50.00
Maintenance and Repairs	2,000.00
Repairs and Maintenance - Man Hours	2,000.00
Maintenance and Repairs - Equipment Hours	2,000.00
Maintenance and Repairs - Plant	25,000.00
Utilities	6,100.00
Postage	1,100.00
IL EPA - NDES Permit Fee	2,500.00
Telephone and Internet Fees	1,200.00

3. Commodities

Supplies - Office	850.00
Supplies - Operating	500.00
Educational Materials	150.00

4. Equipment

Office Equipment - Expensed	750.00
Sewer Department Equipment - Expensed	10,000.00

5. Permanent Improvements

Sewer Expansion	100,000.00
Sewer Lagoon Fence	130,000.00

6. Contingencies

Miscellaneous	1,500.00
Contingency	2,000.00

TOTAL SEWER AND WASTEWATER TREATMENT APPROPRIATION

336,550.00

Section 2. That there be and is hereby levied upon all taxable property within the corporate limits of the Village of

Palestine, Illinois, for special corporate purposes of said Village for the fiscal year beginning the first day of May,

2014, the sum of \$93,000.00 as follows:

Items of Appropriation and Levy

Amount Appropriated Levied

C. FROM SPECIAL TAX LEVIES

1. Unemployment Insurance	6,500.00	6,500.00
2. Workmen's Compensation and Occupational Disease Insurance	40,000.00	40,000.00
3. Payment of Social Security Taxes on Employees	15,000.00	15,000.00
4. Auditing	6,500.00	6,500.00
5. Illinois Municipal Retirement Fund	25,000.00	25,000.00
6. Motor Fuel Tax Expenditures	25,000.00	0.00

TOTAL APPROPRIATION FOR SPECIAL PURPOSES

118,000.00 93,000.00

Section 3. The Clerk of said Village is hereby directed to file with the County Clerk of said County a duly certified copy of this Ordinance.

Section 4. This Ordinance shall take effect and be in force from and after its passage, approval and publication as required by law.

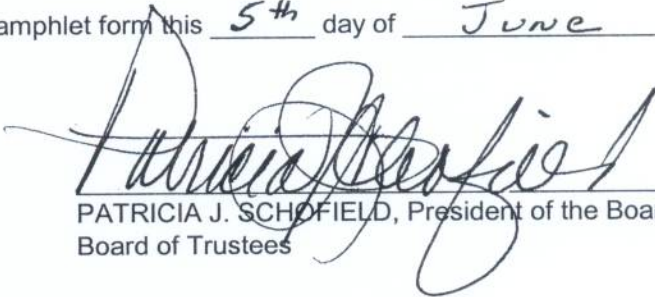
Upon roll call vote the following Trustees voted yea:

HARRY Gene Pukcell, LARRY Miller, RICKY STORK,
George HARRISON.

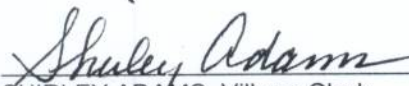
J.R. DUNLAP WAS Absent.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 5th day of June, 2014.


PATRICIA J. SCHOFIELD, President of the Board of Trustees
Board of Trustees

ATTEST:


SHIRLEY ADAMS, Village Clerk

**CERTIFICATION OF
TAX LEVY ORDINANCE**

The undersigned, Presiding Officer of the **VILLAGE OF PALESTINE** does hereby certify that the **TAX LEVY ORDINANCE**, a copy of which is attached hereto, is a **TRUE AND CORRECT COPY** of said Ordinance and was adopted by the **BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE, ILLINOIS** on the 5th day of June, 2014.

DATE: June 5, 2014


PATRICIA J. SCHOFIELD, MAYOR

FILED

JUL 29 2014

Shirley Adams
COUNTY CLERK

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 05

AN ORDINANCE TO ESTABLISH THE PREVAILING RATE
OF WAGES WITHIN THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS, FOR 2014

ADOPTED BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF PALESTINE, ILLINOIS
THIS 3rd DAY OF July, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 3rd DAY OF July, 2014

Shirley Adams
SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 05

AN ORDINANCE TO ESTABLISH THE PREVAILING RATE
OF WAGES WITHIN THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS, FOR 2014

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workmen employed in any public body or any political subdivision or by anyone under contract for public works", approved June 26, 1941, as amended, Illinois Compiled Statutes 820 ILCS 130/1 through 130/12.

WHEREAS, the aforesaid Act requires that the Village of Palestine investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics, and other workmen in the locality of said Village employed in performing construction of public works for said Village.

NOW, THEREFORE, BE IT ORDAINED by the Village of Palestine, Crawford County, Illinois, as follows:

Section 1. To the extent and as required by "An Act regulating wages of laborers, mechanics and other workmen employed in any public works by the State, County, City or any public body or any political subdivision, or by anyone under contract for public work", approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workmen engaged in the construction of public works coming under the jurisdiction of the Village of Palestine is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Crawford County area as determined by the Department of Labor of the State of Illinois as of May 2014, a copy of that determination being attached hereto and incorporated herein by reference. The definition of any terms appearing in this Ordinance which are also used in the aforesaid Act shall be the same as in said act.

Section 2. Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the Village to the extent required by the aforesaid Act.

Section 3. The Village Clerk shall publicly post or keep available for inspection by any interested party in the Village of Palestine, Village Hall, Palestine, Illinois, this determination of such prevailing rate of wage.

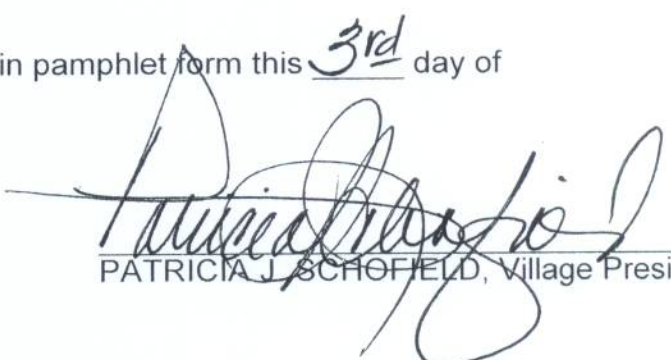
Section 4. The Village Clerk shall mail a copy of this determination to any employer and to any association of employers and to any person or association of employees who have filed their names and addresses requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

Section 5. The Village Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State and the Department of Labor of the State of Illinois.


Upon roll call vote the following Trustees voted yea:
George HARRISON, HARRY Gene Purcell, J.K. Dunlap,
Ricky Stork, LARRY Miller, Rob Byrley.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 3rd day of July, 2014.


PATRICIA J. SCHOFIELD, Village President

ATTEST:


SHIRLEY ADAMS, Village Clerk

Crawford County Prevailing Wage for May 2014

(See explanation of column headings at bottom of wages)

Trade Name	RG	TYP	C	Base	FRMAN	M-F>8	OSA	OSH	H/W	Pensn	Vac	Trng
=====	==	===	=	=====	=====	=====	=====	=====	=====	=====	=====	=====
ASBESTOS ABT-GEN		ALL		27.030	27.480	1.5	1.5	2.0	6.350	11.57	0.000	0.900
ASBESTOS ABT-MEC		BLD		21.500	22.500	1.5	1.5	2.0	6.500	5.700	0.000	0.650
BOILERMAKER		BLD		32.060	34.560	1.5	1.5	2.0	7.070	21.27	1.000	0.350
BRICK MASON		BLD		29.650	31.150	2.0	2.0	2.0	7.100	10.38	0.000	0.630
CARPENTER		BLD		29.600	31.850	1.5	1.5	2.0	7.700	13.65	0.000	0.520
CARPENTER		HWY		28.390	30.140	1.5	1.5	2.0	7.700	13.65	0.000	0.520
CEMENT MASON		BLD		30.410	32.160	1.5	1.5	2.0	7.100	8.500	0.000	0.500
CEMENT MASON		HWY		28.150	29.650	1.5	1.5	2.0	7.200	6.430	0.000	0.300
CERAMIC TILE FNSHER		BLD		28.830	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
COMM SYSTEMS TECH		BLD		26.350	29.000	1.5	1.5	2.0	5.600	5.690	0.000	0.290
ELECTRIC PWR EQMT OP		ALL	1	36.770	0.000	1.5	1.5	2.0	5.760	10.29	0.000	0.370
ELECTRIC PWR EQMT OP		ALL	2	32.820	0.000	1.5	1.5	2.0	5.760	9.190	0.000	0.330
ELECTRIC PWR GRNDMAN		ALL		27.020	0.000	1.5	1.5	2.0	5.760	7.570	0.000	0.270
ELECTRIC PWR LINEMAN		ALL		46.100	49.220	1.5	1.5	2.0	5.760	12.91	0.000	0.460
ELECTRICIAN		BLD		34.920	37.360	1.5	1.5	2.0	5.790	9.510	0.000	0.290
ELEVATOR CONSTRUCTOR		BLD		41.070	46.200	2.0	2.0	2.0	12.73	13.46	3.290	0.600
GLAZIER		BLD		26.780	28.030	1.5	1.5	2.0	6.120	5.900	0.000	0.300
HT/FROST INSULATOR		BLD		29.990	30.990	1.5	1.5	2.0	5.050	10.09	0.000	0.280
IRON WORKER		ALL		29.290	32.220	1.5	1.5	2.0	6.450	11.60	0.000	0.300
LABORER		BLD		26.030	26.480	1.5	1.5	2.0	6.350	11.57	0.000	0.800
LABORER		HWY		26.030	26.480	1.5	1.5	2.0	6.350	11.57	0.000	0.800
LATHER		BLD		29.600	31.850	1.5	1.5	2.0	7.700	13.65	0.000	0.520
MACHINIST		BLD		43.920	46.420	1.5	1.5	2.0	6.760	8.950	1.850	0.000
MARBLE FINISHERS		BLD		28.830	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
MARBLE MASON		BLD		30.330	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
MILLWRIGHT		BLD		29.620	31.870	1.5	1.5	2.0	7.700	14.09	0.000	0.520
MILLWRIGHT		HWY		31.980	33.730	1.5	1.5	2.0	7.700	14.50	0.000	0.520
OPERATING ENGINEER		ALL	1	37.750	0.000	1.5	1.5	2.0	7.600	9.100	0.000	0.850
OPERATING ENGINEER		ALL	2	24.300	0.000	1.5	1.5	2.0	7.600	9.100	0.000	0.850
PAINTER		ALL		26.000	27.500	1.5	1.5	2.0	7.820	9.000	0.000	0.500
PILEDRIIVER		BLD		30.100	32.350	1.5	1.5	2.0	7.700	13.65	0.000	0.520
PILEDRIIVER		HWY		29.390	31.140	1.5	1.5	2.0	7.700	13.65	0.000	0.520
PIPEFITTER		ALL		36.020	38.720	1.5	1.5	2.0	6.400	6.630	0.000	0.610
PLASTERER		BLD		30.500	32.500	1.5	1.5	2.0	7.100	10.27	0.000	0.500
PLUMBER		ALL		36.020	38.720	1.5	1.5	2.0	6.400	6.630	0.000	0.610
ROOFER		BLD		26.500	29.500	1.5	1.5	2.0	4.600	5.100	0.000	0.350
SHEETMETAL WORKER		BLD		31.390	32.960	1.5	1.5	2.0	7.350	7.690	0.000	1.090
SPRINKLER FITTER		BLD		37.120	39.870	1.5	1.5	2.0	8.420	8.500	0.000	0.350
STONE MASON		BLD		29.650	31.150	2.0	2.0	2.0	7.100	10.38	0.000	0.630
SURVEY WORKER		ALL		25.850	26.300	1.5	1.5	2.0	5.850	10.95	0.000	0.800
TERRAZZO FINISHER		BLD		28.830	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
TERRAZZO MASON		BLD		30.330	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
TILE LAYER		BLD		29.600	31.850	1.5	1.5	2.0	7.700	13.65	0.000	0.520
TILE MASON		BLD		30.330	0.000	1.5	1.5	2.0	7.100	8.200	0.000	0.000
TRUCK DRIVER		ALL	1	28.955	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		ALL	2	29.355	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		ALL	3	29.555	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		ALL	4	29.805	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		ALL	5	30.555	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		O&C	1	23.160	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		O&C	2	23.480	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER		O&C	3	23.640	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250

TRUCK DRIVER	O&C 4	23.840	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TRUCK DRIVER	O&C 5	24.440	0.000	1.5	1.5	2.0	9.300	2.900	0.000	0.250
TUCKPOINTER	BLD	29.650	31.150	2.0	2.0	2.0	7.100	10.38	0.000	0.630

Legend:

RG (Region)
 TYP (Trade Type - All, Highway, Building, Floating, Oil & Chip, Rivers)
 C (Class)
 Base (Base Wage Rate)
 FRMAN (Foreman Rate)
 M-F>8 (OT required for any hour greater than 8 worked each day, Mon through Fri.)
 OSA (Overtime (OT) is required for every hour worked on Saturday)
 OSH (Overtime is required for every hour worked on Sunday and Holidays)
 H/W (Health & Welfare Insurance)
 Pensn (Pension)
 Vac (Vacation)
 Trng (Training)

Explanations**CRAWFORD COUNTY**

The following list is considered as those days for which holiday rates of wages for work performed apply: New Years Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Day and Veterans Day in some classifications/counties. Generally, any of these holidays which fall on a Sunday is celebrated on the following Monday. This then makes work performed on that Monday payable at the appropriate overtime rate for holiday pay. Common practice in a given local may alter certain days of celebration. If in doubt, please check with IDOL.

Oil and chip resealing (O&C) means the application of road oils and liquid asphalt to coat an existing road surface, followed by application of aggregate chips or gravel to coated surface, and subsequent rolling of material to seal the surface.

EXPLANATION OF CLASSES

ASBESTOS - GENERAL - removal of asbestos material/mold and hazardous materials from any place in a building, including mechanical systems where those mechanical systems are to be removed. This includes the removal of asbestos materials/mold and hazardous materials from ductwork or pipes in a building when the building is to be demolished at the time or at some close future date.

ASBESTOS - MECHANICAL - removal of asbestos material from mechanical systems, such as pipes, ducts, and boilers, where the mechanical systems are to remain.

CERAMIC TILE FINISHER, MARBLE FINISHER, TERRAZZO FINISHER

Assisting, helping or supporting the tile, marble and terrazzo mechanic by performing their historic and traditional work assignments required to complete the proper installation of the work covered by said crafts. The term "Ceramic" is used for naming the classification only and is in no way a limitation of the product handled. Ceramic takes into consideration most hard tiles.

COMMUNICATION SYSTEMS TECHNICIAN

Installation, operation, inspection, maintenance, repair, and service of radio, television, recording, voice sound and vision production and reproduction apparatus, equipment and appliances used for domestic, commercial, education, entertainment and private telephone systems.

ELECTRIC POWER LINEMAN

Construction, maintenance and dismantling of overhead and underground electric power lines, including high voltage pipe type cable work, and associated structures and equipment.

ELECTRIC POWER EQUIPMENT OPERATOR - CLASS 1

Operation of all crawler type equipment D-4 and larger from the ground to assist the Electric Power Linemen in performing their duties.

ELECTRIC POWER EQUIPMENT OPERATORS - CLASS 2

Operation of all other equipment from the ground to assist the Electric Power Linemen in performing their duties.

ELECTRIC POWER GROUNDMAN

Applies to workers who assist the Electric Power Lineman from the ground.

TRUCK DRIVER - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

Class 1. Drivers on 2 axle trucks hauling less than 9 ton. Air compressor and welding machines and brooms, including those pulled by separate units, truck driver helpers, warehouse employees, mechanic helpers, greasers and tiremen, pickup trucks when hauling materials, tools, or workers to and from and on-the-job site, and fork lifts up to 6,000 lb. capacity.

Class 2. Two or three axle trucks hauling more than 9 ton but hauling less than 16 ton. A-frame winch trucks, hydrolift trucks, vactor trucks or similar equipment when used for transportation purposes. Fork lifts over 6,000 lb. capacity, winch trucks, four axle combination units, and ticket writers.

Class 3. Two, three or four axle trucks hauling 16 ton or more. Drivers on water pulls, articulated dump trucks, mechanics and working forepersons, and dispatchers. Five axle or more combination units.

Class 4. Low Boy and Oil Distributors.

Class 5. Drivers who require special protective clothing while employed on hazardous waste work.

SURVEY WORKER - Operated survey equipment including data collectors, G.P.S. and robotic instruments, as well as conventional levels and transits.

TRUCK DRIVER - OIL AND CHIP RESEALING ONLY.

This shall encompass laborers, workers and mechanics who drive contractor or subcontractor owned, leased, or hired pickup, dump, service, or oil distributor trucks. The work includes transporting materials and equipment (including but not limited to, oils, aggregate

supplies, parts, machinery and tools) to or from the job site; distributing oil or liquid asphalt and aggregate; stock piling material when in connection with the actual oil and chip contract. The Truck Driver (Oil & Chip Resealing) wage classification does not include supplier delivered materials.

OPERATING ENGINEERS - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

Class 1. Power Cranes, Draglines, Derricks, Shovels, Gradalls, Mechanics, Tractor Highlift, Tournadozer, Concrete Mixers with Skip, Tournamixer, Two Drum Machine, One Drum Hoist with Tower or Boom, Cableways, Tower Machines, Motor Patrol, Boom Tractor, Boom or Winch Truck, Winch or Hydraulic Boom Truck, Truck Crane, Tournapull, Tractor Operating Scoops, Bulldozer, Push Tractor, Asphalt Planer, Finishing Machine on Asphalt, Large Rollers on Earth, Rollers on Asphalt Mix, Ross Carrier or similar Machine, Gravel Processing Machine, Asphalt Plant Engineer, Paver Operator, Dredging Equipment, or Dredge Engineer, or Dredge Operator, Central Mix Plant Engineer, CMI or similar type machine, Concrete Pump, Truck or Skid Mounted, Tower Crane, Engineer or Rock Crusher Plant, Concrete Plant Engineer, Ditching Machine with dual attachment, Tractor Mounted Loaders, Cherry Picker, Hydro Crane, Standard or Dinkey Locomotives, Scoopmobiles, Euclid Loader, Soil Cement Machine, Back Filler, Elevating Machine, Power Blade, Drilling Machine, including Well Testing, Caissons, Shaft or any similar type drilling machines, Motor Driven Paint Machine, Pipe Cleaning Machine, Pipe Wrapping Machine, Pipe Bending Machine, Apsco Paver, Boring Machine, (Head Equipment Greaser), Barber-Greene Loaders, Formless Paver, (Well Point System), Concrete Spreader, Hydra Ax, Span Saw, Marine Scoops, Brush Mulcher, Brush Burner, Mesh Placer, Tree Mover, Helicopter Crew (3), Piledriver-Skid or Crawler, Stump Remover, Root Rake, Tug Boat Operator, Refrigerating Machine, Freezing Operator, Chair Cart-Self-Propelled, Hydra Seeder, Straw Blower, Power Sub Grader, Bull Float, Finishing Machine, Self-Propelled Pavement Breaker, Lull (or similar type Machine), Two Air Compressors, Compressors hooked in Manifold, Overhead Crane, Chip Spreader, Mud Cat, Sull-Air, Fork Lifts (except when used for landscaping work), Soil Stabilizer (Seaman Tiller, Bo Mag, Rago Gator, and similar types of equipment), Tube Float, Spray Machine, Curing Machine, Concrete or Asphalt Milling Machine, Snooper Truck-Operator, Backhoe, Farm Tractors (with attachments), 4 Point Lift System (Power Lift or similar type), Skid-Steer (Bob Cat or similar type), Wrecking Shears, Water Blaster.

Class 2. Concrete Mixers without Skips, Rock Crusher, Ditching Machine under 6', Curbing Machine, One Drum Machines without Tower or Boom, Air Tugger, Self-Propelled Concrete Saw, Machine Mounted Post Hole Digger, two to four Generators, Water Pumps or Welding Machines, within 400 feet, Air Compressor 600 cu. ft. and under, Rollers on Aggregate and Seal Coat Surfaces, Fork Lift (when used for landscaping work), Concrete and Blacktop Curb Machine, One Water Pump, Oilers, Air Valves or Steam Valves, One Welding Machine, Truck Jack, Mud Jack, Gunnite Machine, House Elevators when used for hoisting material, Engine Tenders, Fireman, Wagon Drill, Flex Plane, Conveyor, Siphons and Pulsometer, Switchman, Fireman on Paint Pots, Fireman on Asphalt Plants, Distributor Operator on Trucks, Tampers, Self-Propelled Power Broom, Striping Machine (motor driven), Form Tamper, Bulk Cement Plant, Equipment Greaser, Deck Hands, Truck Crane Oiler-Driver, Cement Blimps, Form Grader, Temporary Heat, Throttle Valve, Super Sucker (and similar type of equipment).

Other Classifications of Work:

For definitions of classifications not otherwise set out, the Department generally has on file such definitions which are available. If a task to be performed is not subject to one of the classifications of pay set out, the Department will upon being contacted state which neighboring county has such a classification and provide such rate, such rate being deemed to exist by reference in this document. If no neighboring county rate applies to the task, the Department shall undertake a special determination, such special determination being then deemed to have existed under this determination. If a project requires these, or any classification not listed, please contact IDOL at 217-782-1710 for wage rates or clarifications.

LANDSCAPING

Landscaping work falls under the existing classifications for laborer, operating engineer and truck driver. The work performed by landscape plantsman and landscape laborer is covered by the existing classification of laborer. The work performed by landscape operators (regardless of equipment used or its size) is covered by the classifications of operating engineer. The work performed by landscape truck drivers (regardless of size of truck driven) is covered by the classifications of truck driver.

CERTIFICATION OF ANNUAL APPROPRIATION ORDINANCE

The undersigned, Presiding Officer of the **VILLAGE OF PALESTINE** does hereby certify that the **ANNUAL APPROPRIATION ORDINANCE**, a copy of which is attached hereto, is a **TRUE AND CORRECT COPY** of said ordinance, and was adopted by the **VILLAGE BOARD OF THE VILLAGE OF PALESTINE, ILLINOIS** on the 3rd day of JULY, 2014.

DATE

July 3, 2014



PATRICIA J. SCHOFIELD, Mayor

RE: Ordinance No. 2014-O-05

FILED

AUG 11 2014

Shirley Adams
COUNTY CLERK

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 06

AN ORDINANCE TO AMEND CHAPTER 41, TRAFFIC, SECTION 41.19,
USE OF COASTERS, ROLLER SKATES, AND SIMILAR DEVICES
OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 7th DAY OF August, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE VILLAGE BOARD OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 7th DAY OF August, 2014

Shirley Adams
SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 06

AN ORDINANCE TO AMEND CHAPTER 41, TRAFFIC, SECTION 41.19,
USE OF COASTERS, ROLLER SKATES, AND SIMILAR DEVICES
OF THE PALESTINE VILLAGE CODE

WHEREAS, the Board of Trustees of the Village of Palestine, Illinois, has the power and authority to regulate traffic within the Palestine Village limits; and

WHEREAS, the Board of Trustees of the Village of Palestine, Illinois, has determined to amend Chapter 41, Traffic, Section 41.19, USE OF COASTERS, ROLLER SKATES, AND SIMILAR DEVICES, such that said Section shall be, in its entirety, as follows:

41.19 USE OF SCOOTERS (COASTERS), ROLLER
SKATES AND SIMILAR DEVICES

It shall be unlawful for any person upon roller skates, roller blades, skateboards, or riding on or by means of any scooter, coaster, toy vehicle or similar device, to ride upon the sidewalk adjacent to Main Street, nor shall such person go upon Main Street from Franklin Street to LaMotte Street, in the Village.

Any person violating any provision of this Ordinance shall, upon conviction, be subject to a fine of not less than \$50.00 nor more than \$750.00, and the costs of prosecution and attorney's fees of the Village in a minimum amount of \$175.00 per hour.

This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Trustees voted yea:

George Harrison, Larry Miller, Gene Purcell,
J.R. Dunlap, Bob Bryley, and Ricky Storke.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 7th day of

August, 2014.


PATRICIA J. SCHOFIELD,
Village President

ATTEST:


SHIRLEY ADAMS, Village Clerk



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2014-03342

VILLAGE OF PALESTINE, ILLINOIS

CRAWFORD COUNTY
CLERK & RECORDER

RECORDED ON

11/12/2014

10:14:35AM

ORDINANCE NO. 2014-O-07

REC FEE:

30.00

PAGES: 3

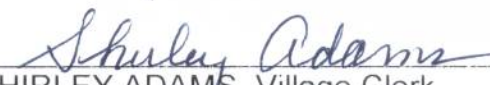
AN ORDINANCE TO AMEND CHAPTER 12, NUISANCES, SECTION 12.02(b)
PUBLIC NUISANCES EFFECTING HEALTH, SUBPARAGRAPH 12
OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 6th DAY OF November, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 6th DAY OF November, 2014

CERTIFICATE OF PUBLICATION

I, SHIRLEY ADAMS, the duly qualified Village Clerk of the Village of Palestine, Illinois,
and the official custodian of records of said Village do hereby certify that this Ordinance
was published in pamphlet form by authority of the Board of Trustees on the 6th
day of November, 2014.


SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2014-O- 07

AN ORDINANCE TO AMEND CHAPTER 12, NUISANCES, SECTION 12.02(b)
PUBLIC NUISANCES EFFECTING HEALTH, SUBPARAGRAPH 12
OF THE PALESTINE VILLAGE CODE

WHEREAS, the Board of Trustees of Palestine, Illinois, has the power to regulate the Code pertaining to the PUBLIC NUISANCES, CHAPTER 12, of the Palestine Code Book.

WHEREAS, the Board of Trustees of Palestine, Illinois, has determined certain regulations regarding the Palestine Village Code are necessary and proper for the welfare of the Village and its inhabitants.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois, that CHAPTER 12, NUISANCES, Subparagraph (b) Public Nuisances Effecting Health, subparagraph 12 be, and it is hereby amended such that it shall be as follows:

12. It shall be unlawful for the deposit of garbage, rubbish or any offensive substance on any street, sidewalk, or public place, or on any private property, except as may be permitted by ordinance. All garbage, rubbish and offensive substances shall be placed inside of properly identified and approved trash containers as provided by the Waste Contractor of the Village. Such containers shall be placed at curbside no sooner than 24 hours prior to the scheduled pickup, and shall be removed from the curbside within 24 hours of the scheduled pickup.

BE IT FURTHER ORDAINED that any person violating any provision of this ordinance shall, upon conviction, be subject to a fine of not less than \$50.00 nor more than \$750.00 and the cost of prosecution and attorney's fees of the Village in a minimum amount of \$175.00 per hour.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Trustees voted yea:

HARRY Gene Purcell, LARRY Miller, George HARRISON,
Rob Byrley, Ricky Stork.

Upon roll call the following Trustees voted nay:


J. R. Dunlap

Passed, approved and published in pamphlet form this 6th day of

November, 2014.


PATRICIA J. SCHOFIELD,
Village President

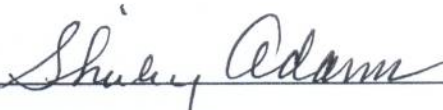
ATTEST:


SHIRLEY ADAMS, Village Clerk

CERTIFICATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GRETTING:

I, Shirley Adams, Clerk of the Village, do hereby certify that the attached is a true and correct copy of Ordinance No. 2014-O-07, adopted by said VILLAGE OF PALESTINE on the 6th Day of November, 2014.



Shirley Adams, Clerk
Village of Palestine

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O-08

AN ORDINANCE TO AMEND THE PALESTINE VILLAGE CODE TO ADD
CHAPTER 12A, SYNTHETIC ALTERNATIVE DRUGS

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 6th DAY OF November, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 6th DAY OF November, 2014


SHIRLEY ADAMS, Village Clerk

FILED

NOV 20 2014

COUNTY CLERK

C: FRANK

ORDINANCE NO. 2014-O-8

AN ORDINANCE TO AMEND THE PALESTINE VILLAGE CODE
TO ADD CHAPTER 12A, SYNTHETIC ALTERNATIVE DRUGS

WHEREAS, the municipal boundaries of the Village of Palestine have seen the use of synthetic cannabinoids and synthetic stimulants; and

WHEREAS, many of the types of synthetic cannabinoids and synthetic stimulants are not banned by the federal government; and

WHEREAS, law enforcement of the Village of Palestine has seen detrimental effects caused by the use of synthetic cannabinoids and synthetic stimulants; and

WHEREAS, the Village of Palestine finds that products containing synthetic cannabinoids and synthetic stimulants are attractive to children and young adults due to their availability in small packages at minimal costs, as well as due to the names being given to these substances which are intended to appeal to children and young adults, as set forth on Exhibit A attached hereto; and

WHEREAS, citizens in the Village of Palestine have reported use of synthetic cannabinoids and synthetic stimulants by others; and

WHEREAS, the Village of Palestine deems it necessary and desirable to prohibit the sale, delivery, possession and use of products containing synthetic cannabinoids and synthetic stimulants; therefore

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Illinois, as follows:

1.01 Definitions

As used in this Section, "Synthetic cannabinoid" means any laboratory-created compound that functions similar to the active ingredient in marijuana, tetrahydrocannabinol (THC), including but not limited to, any quantity of a natural or synthetic material,

compound, mixture, preparation, substance and their analog containing a cannabinoid receptor agonist, such as:

JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole);

JWH-015;

((2-Methyl-1-propyl-1H-indol-3-yl)-1-naphthalenylmethanone);

JWH-018 (1-pentyl-3-(1-naphthoyl)indole);

JWH-019 (1-hexyl-3-(naphthalen-1-oyl)indole);

JWH-073;

(naphthalene-1-yl-(1-butyldol-3-yl)methanone);

JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-yl)methanone);

JWH-098 (4-methoxynaphthalen-1-yl-(1-pentyl-2-methylindol-3-yl)methanone);

JWH-122 (1-Pentyl-3-(4-methyl-1-naphthoyl)indole);

JWH-164 (7-methoxynaphthalen-1-yl-(1-pentylindol-3-yl)methanone);

JWH-200

(1-(2-morpholin-4-ylethyl)indol-3-yl)-naphthalen-1-ylmethanone);

JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-yl)ethanone);

JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-yl)methanone);

JWH-250 (1-pentyl-3-(2-methoxyphenylacetyl)indole);

JWH-251

(1-pentyl-3-(2-methylphenylacetyl)indole);

JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole);

HU-210

((6aR, 10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a, 7, 10, 10a-tetrahydrobenzo [c]chromen-1-ol);

HU-211

((6aS, 10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a, 7, 10, 10a-tetrahydrobenzo [c]chromen-1-ol);

HU-308

([(1R,2R,5R)-2-[2,6-dimethoxy-4-(2-methyloctan-2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-enyl]methanol);

HU-331

((3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-1,4-dione);

CP 55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-hydroxypropyl) cyclohexyl]-5-(2-methyloctan-2-yl)phenol);

CP 47,497 (2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol) and its homologues;

WIN 55,212-2((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo [1,2,3-de)-1,4-benzoxazin-6-yl]-1-nepthalenylmethanone);

RCS-4 ((4-methoxyphenyl)(1-pentyl-1H-indol-3-yl)methanone);

RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-methoxyphenyl)ethanone).

"Synthetic stimulant" means any compound which is a federally controlled Schedule I substance such as cathinone, methcathinone, MDMA and MDEA, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance which has a stimulant effect on the central nervous system. Upon banning, any of the following substances or substances which contain the described characteristics shall be considered a "synthetic stimulant":

3-Fluoromethcathinone;

4-Fluoromethcathinone (other name: flephedrone);

3,4-Methylenedioxymethcathinone (other name: methylone, MDMC);

3,4-Methylenedioxypyrovalerone (other name: MDPV);

4-Methylmethcathinon (other names: mephedrone, 4-MMC);

4-Methoxymethcathinone (other names: methedrone, bk-PMMA, PMMC);

4-Ethylmethcathinone (other name: 4-EMC);

Ethcathinone;

Beta-keto-N-methylbenzodioxylpropylamine (other names: butylone, bk-MBDB);

Naphthylpyrovalerone (other names: naphyrone, NRG-1);

N,N-dimethylcathinone (other name: metamfepramone);

Alpha-pyrrolidinopropiophenone (other name: alpha-PPP);

4-methoxy-alpha-pyrrolidinopropiophenone (other name: MOPPP);

3,4-methylenedioxy-alpha-pyrrolidinopropiophenone (other name: MDPPP);

Alpha-pyrrolidinovalerophenone (other name: alpha-PVP);

6,7-dihydro-5H-indeno(5,6-d)-1,3-dioxal-6-amine) (other name: MDAl)

Any compound that is structurally derived from 2-amino-1-phenyl-1propanone by modification or substitution in any of the following ways:

In the phenyl ring to any extent with alkyl, alkoxy, alkylendioxy, haloalkyl or halide substituents, whether or not further substituted in the phenyl ring by one or more other univalent substituents, at the 3-position with an alkyl substituent;

at the nitrogen atom with alkyl, dialkyl, benzyl or methoxybenzyl groups;

or by inclusion of the nitrogen atom in a cyclic structure.

1.02 Unlawful Sale or Delivery Synthetic Substances

It shall be unlawful for any person to sell, offer for sale or deliver any product containing a synthetic cannabinoid or synthetic stimulant.

1.03 Unlawful Possession of Synthetic Substances

It shall be unlawful for any person to knowingly possess a product containing a synthetic cannabinoid or synthetic stimulant.

1.04 Penalties for Violation of Section 1.02 and/or 1.03

(a) Individuals 17 Years of Age or Older:

(1) Any person 17 years of age or older found to be in violation of Section 1.02 and/or 1.03 shall be subject to a fine of not less than \$250.00 nor more than \$750.00 for each violation thereof.

(2) Notwithstanding age, any individual found in violation of Section 1.02 and/or 1.03 must complete drug counseling.

(b) Individuals under the Age of 17:

(1) Any person under the age of 17 who violates Section 1.02 and/or 1.03 shall pay court costs, and in addition to paying said costs, shall complete no less than 100 hours of community service.

(2) Notwithstanding age, any individual found in violation of Section 1.02 and/or 1.03 must complete drug counseling.

(c) Separate Violations: Each violation of this Ordinance, or every day a violation continues to exist, shall constitute a new and separate violation.

1.05 Repeal

Any Ordinance inconsistent with the provisions hereof is hereby repealed.

1.06 Severability

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or application, and to this end the provisions of the Ordinance are severable.

1.07 Effective Date

This Ordinance shall become effective upon its passage, approval and publication in pamphlet form as provided by law.


Upon roll call vote the following Trustees voted yea:

*HARRY Gene Purcell, LARRY Miller, J.R. DUNLAP,
Ricky Stork, Rob Byrley, George HARRISON.*

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 6th day of

November, 2014.


PATRICIA J. SCHOFIELD
Village President

ATTEST:

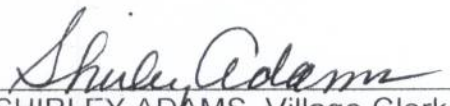

SHIRLEY ADAMS, Village Clerk

EXHIBIT A

POW	Spice Gold	Swagger Grape
Pulse	Black Mamba	Naughty Nights
K2 Watermelon	Green Monkey Chronic	Voodoo Remix
	Salvia	
G Greenies Caramel Crunch	Black Diamond	Blueberry Hayze
Eruption Spice	Love Strawberry	Voodoo Child
Mid-Atlantic Exemplar	K2 Summit	Magic Dragon
		Platinum
Fire Bird Ultimate Strength	Nitro	Black Magic Salvia
Cinnamon		
K2 Strawberry	K2 Blueberry	Wicked X
Love Strawberry	Shanti Spice Blueberry	Azteo Midnight Wind
		Tezeatlipoa
Sativah	Mid-Atlantic Exemplar	Aztec Gold
	(K2 Summit)	
Ultra Cloud 10	Colorado Chronic	K3 Kryptonite
Funky Monkey XXXX	K2 Blue	K2 Blonde
K2 Pink	K2 Citron	K2 Mellon
K2 Pineapple	K2 Standard	S1. S. Werve
Chronic Spice	K3 Mango	K3 Original
XTREME Spice	Stinger	Mystery
Bad 2 the Bone	Dragon Spice	Samurai Spirit
Buzz	Midnight Chill	K Royal
Spicylicious	Shanti Spice	K3 Grape
K3 Strawberry	K3 Blueberry	Earthquak
Ocean Blue	G Four	Wood Stock
K3 Legal	Who Dat	Dark Night II
Spike 99 Ultra	2010	Zombie World
SYN Swagg	SYN Smooth	Spike Maxx
Spike Diamond	Spike Silver	K2 Pineapple Express
K2 Blueberry	K2 Pink	MNGB Tropical Thunder
MNGB Pinata Colada	MNGB Almond Vanilla	MNGB Peppermint
MNGB Spear Mint	p.e.p. pourri Twisted	p.e.p. pourri Original
	Vanilla	Spearmint
p.e.p. pourri Love Strawberry	p.e.p. pourri X Blueberry	Voo Doo Remix (orange package)
Voo Doo Remix (black package)	Banana Cream Nuke	K4 Silver
K4 Gold	K3 Heaven Improved	K3 Heaven Legal
K3 Sun Legal	K3 Sun Improved	K3 XXX
K3 Cosmic Blend	C4	K1 Gravity
K1 Orbit	K2 Pina Colada	Rasta Citrus Spice
Kind Spice	Time Warp	Pink Tiger
Humboldt Gold	K2 Orisha Regular	K2 Orisha Max
K2 Orisha Super	K2 Amazonian Shelter	K2 Solid Sex on the Mountain
Midnight Chill	Unknown Cigarette	Freedom
K2 Sex	K2 Orisha White Magic	K2 Orisha Black Magic Max
	Super	
K2 Thai Dream	K 4 Bubble Bubble	MTN-787

K2 Kryptonite
 K4 Summit Remix
 Tribal Warrior
 Spice Silver
 SYN Spearmint
 SYN Suave
 SYN Vanilla #2
 New K3 Improved
 Blend
 New Improved K3 Dynamite

Utopia Blueberry
 IncenseLove Potion 69
 Bayou Blaster
 Magic Spice
 Demon
 Heaven Improved
 K3 Original Improved
 New K3 Sea Improved
 Rebel Spice
 Summer Skyy
 Da Block
 K1 Gravity
 SYN Incense Spearmint
 D-Rail
 K2 Summit Coffee Wonk

K3 Legal – Sea (silver)
 Greenies Strawberry
 K2 Latte
 Spike Gold
 Skunk
 Blueberry
 EX-SES Platinum Cherry

Spice Artic Synergy

Spicey Regular XXX
 Strawberry
 Spike 99 Ultra Blueberry
 Chill Out
 Scope Wildberry
 Caneff
 Bombay Blue
 Diamond Spirit
 Potpourri Gold
 Winter Boost
 Ex-SES Platinum

Legal Eagle Apple Pie
 8-Ball
 Spike 99
 Spice Gold
 SYN Spearmint #2
 Heavenscent Suave
 SYN Lemon Lime
 C4 Herbal Incense

New Improved K3
 Kryptonite
 Euphoria
 Legal Eagle
 Paradise
 Voodoo Magic
 K3
 K3 Sun
 New K3 Heaven
 New-Kron Bomb
 Mega Bomb
 Moe Joe Fire
 Back Draft
 C3
 SYN Incense Lemon Lime
 K2 Peach
 K3 Legal – Original
 (Black)
 K3 Legal – Earth (silver)
 K2 (unknown variety)
 K2 Mint
 Yucutan Fire
 Sence

EX-SES Platinum
 Strawberry
 Spice Tropical Synergy

Spicey Ultra Strong XXX
 Vanilla
 Spike 99 Ultra Cherry
 Forest Humus
 Chill X
 Gold Spirit Spice
 Dream
 Mojo
 Jamaican Gold
 Citrus

K4 Purple Haze
 C4 K2
 exSES
 Spice Diamond
 SYN Chill
 SYN Vanilla
 SYN Lemon Lime #2
 New Improved K3 Cosmic

Utopia

Who Dat Herbal
 Super Kush
 Red Bird
 Texas Gold
 K2 Pink Panties
 K3 Dusk
 New K3 Earth
 Cherry Bomb
 Mr. Smiley's
 Fully Loaded
 K1 Orbit
 SYN Incense Smooth
 Super Summit
 Funky Monkey
 K-3 Legal – Sun (Black)

K2 Cloud 9
 Space
 K2 Silver
 Smoke
 EK-SES Platinum

EX-SES Platinum Vanilla
 Magic Silver
 Spicey Regular XXX
 Blueberry
 Spicey Ultray Strong XXX
 Strawberry
 Spike 99 Ultra Strawberry
 Scope Vanilla
 Silent Black
 Magic Gold
 Smoke Plus
 Genie
 Potpourri
 Spicey XXX

CERTIFICATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GRETTING:

I, Shirley Adams, Clerk of the Village, do hereby certify that the attached is a true and correct copy of Ordinance No. 2014-O-08, adopted by said VILLAGE OF PALESTINE on the 6th Day of November, 2014.

A handwritten signature in cursive script, reading "Shirley Adams", is written over a horizontal line.

Shirley Adams, Clerk
Village of Palestine

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2014-O- 09

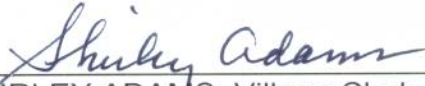
AN ORDINANCE TO AMEND CHAPTER 42, OFFENSES AGAINST PUBLIC PEACE,
SAFETY AND MORALS, BY ADDITION SECTION 42.14, PROHIBITION OF SMOKING
IN PUBLIC PLACES, OF THE PALESTINE VILLAGE CODE, AS AMENDED

ADOPTED BY THE BOARD OF TRUSTEES OF THE
VILLAGE OF PALESTINE, CRAWFORD COUNTY, ILLINOIS
THIS 4th DAY OF December, 2014

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 4th DAY OF December, 2014

CERTIFICATE OF PUBLICATION

I, SHIRLEY ADAMS, the duly qualified Village Clerk of the Village of Palestine, Illinois,
and the official custodian of records of said Village do hereby certify that this Ordinance
was published in pamphlet form by authority of the Board of Trustees on the 4th
day of December, 2014.



SHIRLEY ADAMS, Village Clerk

C. F. FAWK

ORDINANCE NO. 2014-O- 09

AN ORDINANCE TO AMEND CHAPTER 42, OFFENSES AGAINST PUBLIC PEACE, SAFETY AND MORALS, BY ADDITION SECTION 42.14, PROHIBITION OF SMOKING IN PUBLIC PLACES, OF THE PALESTINE VILLAGE CODE, AS AMENDED

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois, that CHAPTER 42, OFFENSES AGAINST PUBLIC PEACE, SAFETY AND MORALS is hereby amended to add SECTION 42.14 PROHIBITION OF SMOKING IN PUBLIC PLACES of the PALESTINE VILLAGE CODE be, and the same is hereby amended to be in its entirety, as follows:

42.14 PROHIBITION OF SMOKING IN PUBLIC PLACES

- (a) All terms used in this Chapter shall be defined as defined in the Smoke Free Illinois Act (410 ILCS 82/1 et seq.), which shall including the following definitions:

“Bar” means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises and that derives no more than 10% of its gross revenue from the sale of food consumed on the premises. “Bar” includes, but is not limited to, taverns, nightclubs, cocktail lounges, adult entertainment facilities, and cabarets.

“Department” means the Department of Public Health.

“Employee” means a person who is employed by an employer in consideration for direct or indirect monetary wages or profits or a person who volunteers his or her services for a non-profit entity.

“Employer” means a person, business, partnership, association or corporation, including a municipal corporation, trust or non-profit entity, that employs the services of one or more individual persons.

“Enclosed area” means all space between a floor and a ceiling that is enclosed or partially enclosed with (i) solid walls or windows, exclusive of doorways, or (ii) solid walls with partitions and no windows, exclusive of doorways, that extend from the floor to the ceiling, including, without limitation, lobbies and corridors.

"Enclosed or partially enclosed sports arena" means any sports pavilion, stadium, gymnasium, health spa, boxing arena, swimming pool, roller rink, ice rink, bowling alley, or other similar place where members of the general public assemble to engage in physical exercise or participate in athletic competitions or recreational activities or to witness sports, cultural, recreational, or other events.

"Gaming equipment or supplies" means gaming equipment/supplies as defined in the Illinois Gaming Board Rules of the Illinois Administrative Code.

"Gaming facility" means an establishment utilized primarily for the purpose of gaming and where gaming equipment or supplies are operated for the purposes of accruing business revenue.

"Healthcare facility" means an office or institution providing care or treatment of diseases, whether physical, mental or emotional, or other medical, physiological or psychological conditions, including, but not limited to, hospitals, rehabilitation hospitals, weight control clinics, nursing homes, homes for the aging or chronically ill, laboratories, and offices of surgeons, chiropractors, physical therapists, physicians, dentists and all specialists within these professions. "Healthcare facility" includes all waiting rooms, hallways, private rooms, semiprivate rooms, and wards within healthcare facilities.

"Place of employment" means any area under the control of a public or private employer that employees are required to enter, leave, or pass through during the course of employment, including, but not limited to entrances and exits to places of employment, including a minimum distance, as set forth in Section 70 of this Act, of 15 feet from entrances, exits, windows that open, and ventilation intakes that serve an enclosed area where smoking is prohibited; offices and work areas; restrooms; conference and classrooms; break rooms and cafeterias; and other common areas. A private residence or home-based business, unless used to provide licensed child care, foster care, adult care or other similar social services care on the premises, is not a "place of employment", nor are enclosed laboratories, not open to the public, in an accredited university or government facility where the activity of smoking is exclusively conducted for the purpose of medical or scientific health-related research. Rulemaking authority to implement this amendatory Act of the 95th' General Assembly, if any, is conditioned on the rules being adopted in accordance with all provisions of the Illinois Administrative Procedure Act and all rules and procedures of the Joint Committee on Administrative Rules; any purported rule not so adopted, for whatever reason, is unauthorized.

"Private club" means a not-for-profit association that (1) has been in active and continuous existence for at least three years prior to the effective date of this amendatory Act of the 95th General Assembly, whether incorporated or not, (2) is the owner; lessee, or occupant of a building or portion thereof used exclusively for club purposes at all times, (3) is operated solely for a recreational, fraternal, social, patriotic, political, benevolent, or athletic purpose, but not for pecuniary gain and (4) only sells alcoholic beverages incidental to its operation. For purposes of this definition, "private club" means an organization that is managed by a board of directors, executive committee, or similar body chosen by the members at an annual meeting, has established bylaws, a constitution, or both to govern its activities, and has been granted an exemption from the payment of federal income tax for a club under 26 U.S.C. 501.

"Private residence" means the part of a structure used as a dwelling, including, without limitation: a private home, townhouse, condominium, apartment, mobile home, vacation home, cabin or cottage. For the purposes of this definition, a hotel, motel, inn, resort, lodge, bed and breakfast or other similar public accommodation, hospital, nursing home, or assisted living facility shall not be considered a private residence.

"Public place" means that portion of any building or vehicle used by and open to the public, regardless of whether the building or vehicle is owned in whole or in part by private persons or entities, the State of Illinois, or any other public entity and regardless of whether a fee is charged for admission, including a minimum distance, as set forth in Section 70 of this Act, of 15 feet from entrances, exits, windows that open, and ventilation intakes that serve as an enclosed area where smoke is prohibited. A "public place" does not include a private residence unless the private residence is used to provide licensed child care, foster care or other similar social service care on the premises. A "public place" includes, but is not limited to, hospitals, restaurants, retail stores, offices, commercial establishments, elevators, indoor theaters, libraries, museums, concert halls, public conveyances, educational facilities, nursing homes, auditoriums, enclosed or partially enclosed sports arenas, meeting rooms, schools, exhibition halls, convention facilities, polling places, private clubs, gaming facilities, all government owned vehicles and facilities, including buildings and vehicles owned, leased, or operated by the State or State subcontract, healthcare facilities or clinics, enclosed shopping centers, retail service establishments, financial institutions, educational facilities, ticket areas, public hearing facilities, public restrooms, waiting areas, lobbies, bars, taverns, bowling alleys, skating rinks, reception areas, and no less than 75% of the sleeping quarters within a hotel, motel, resort, inn, lodge, bed and breakfast, or other similar public accommodation that are rented to guests but excludes private residences.

"Restaurant" means (i) an eating establishment, including, but not limited to, coffee shops, cafeterias, sandwich stands and private and public school cafeterias, that give or offer for sale food to the public, guests, or employees, and (ii) a kitchen or catering facility in which food is prepared on the premises for serving elsewhere. "Restaurant" includes a bar area within the restaurant.

"Retail tobacco store" means a retail establishment that derives more than 80% of its gross revenue from the sale of loose tobacco, plants, or herbs and cigars, cigarettes, pipes, and other smoking devices for burning tobacco and related smoking accessories and in which the sale of other products is mere incidental. "Retail tobacco store" includes an enclosed workplace that manufactures, imports, or distributes tobacco or tobacco products, when, as a necessary and integral part of the process of making, manufacturing, importing, or distributing a tobacco product for the eventual retail sale of that tobacco or tobacco product, tobacco is heated, burned, or smoked, or a lighted tobacco product is tested provided that the involved business entity: (1) maintains a specially designated area or areas within the workplace for the purpose of the heating, burning, smoking, or lighting activities, and does not create a facility that permits smoking throughout; (2) satisfies the 80% requirement related to gross sales; and (3) delivers tobacco products to consumers, retail establishments, or other wholesale establishment as part of its business. "Retail tobacco store" does not include a tobacco department or section of a larger commercial establishment or any establishment with any type of liquor, food, or restaurant license. Rulemaking authority to implement this amendatory Act of the 95th General Assembly, if any, is conditioned on the rules being adopted in accordance with all provisions of the Illinois Administrative Procedure Act and all rules and procedures of the Joint Committee on Administrative Rules; any purported rule not so adopted, for whatever reason, is unauthorized.

"Smoke" or "smoking" means the carrying, smoking, burning, inhaling, or exhaling of any kind of lighted pipe, cigar, cigarette, hookah, weed, herbs, or any other lighted smoking equipment. "Smoke" or "smoking" does not include smoking that is associated with a native recognized religious ceremony, ritual, or activity by American Indians that is in accordance with the federal American Indian Religious Freedom Act, 42 U.S.C. 1996 and 1996a.

"State agency" has the meaning formerly ascribed to it in subsection (a) of Section 3 of the Illinois Purchasing Act (now repealed).

"Units of local government" has the meaning ascribed to it in Section 1 of Article VII of the Illinois Constitution of 1970. P.A. 95-17, § 10, eff. Jan. 1,

2008. Amended by P.A. 95-1029, § 5, eff. Feb. 4, 2009; P.A. 96-797, § 5, eff. Jan. 1, 2010.

- (b) Smoking in public places, places of employment and governmental vehicles prohibited.

No person shall smoke in a public place or in any place of employment or within 15 feet of any entrance to a public place or place of employment. No person shall smoke in any vehicle owned, leased or operated by the Village of Palestine. Smoking is prohibited in indoor public places and workplaces unless specifically exempted by subsection (f) of this Chapter. A proprietor shall not permit smoking in a public place, a place of employment or within the distance required in this Chapter, except according to this Chapter and the exceptions listed in subsection (f) of this Chapter.

- (c) Entrances, exits, windows and ventilation intakes.

Smoking is prohibited within a minimum distance of 15 feet from entrances, exits, windows that open and ventilation intakes that serve an enclosed area where smoking is prohibited under this Chapter so as to ensure that tobacco smoke does not enter the area through entrances, exits, open windows or other means.

- (d) Posting of signs; removal of ashtrays.

- (1) "No Smoking" signs or the international "No Smoking" symbol, of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it, shall be clearly and conspicuously posted in each public place and place of employment where smoking prohibited by this Act by the proprietor of that place.
- (2) The proprietor of each public place and place of employment where smoking is prohibited by this Chapter shall have posted at every entrance a conspicuous sign clearly stating that smoking is prohibited.
- (3) All ashtrays shall be removed from any area where smoking is prohibited by this Chapter by the proprietor having control of the area.

- (e) Designation of other nonsmoking areas.

Notwithstanding any other provision of this Act, any employer, owner, occupant, lessee, operator, manager or other person in control of any public place or place of employment may designate a non-enclosed area

of a public place or place of employment, including outdoor areas, as an area where smoking is also prohibited provided that such employer, owner, lessee or occupant shall conspicuously post signs prohibiting smoking in the manner described in this Chapter.

(f) Exemptions.

Notwithstanding any other provisions of this Act, smoking is allowed in the following areas:

- (1) Private residences or dwelling places, except when used as a child care, adult day care or healthcare facility or any other home-based business open to the public
- (2) Retail tobacco stores (as defined in 410 ILCS 82/10) in operation prior to the effective date of the Act. The retail tobacco store shall annually file with the Illinois Department of Public Health by January 31st an Affidavit stating the percentage of its gross income during the prior calendar year that was derived from the sale of loose tobacco, plants, or herbs and cigars, cigarettes, pipes, or other smoking devices for smoking tobacco and related smoking accessories. Any retail tobacco store that begins operation after the effective date of the Act may only qualify for an exemption if located in a freestanding structure occupied solely by the business and smoke from the business does not migrate into an enclosed area where smoking is prohibited.
- (3) Private or semi-private rooms in nursing homes and long-term care facilities that are occupied by one or more persons, all of whom are smokers and have requested in writing to be placed or to remain in a room where smoking is permitted and the smoke shall not infiltrate other areas of the nursing home.
- (4) Hotel and motel sleeping rooms that are rented to guests and are designated as smoking rooms, provided that all smoking rooms on the same floor must be contiguous and smoke from these rooms must not infiltrate into nonsmoking rooms or other area where smoking is prohibited. Not more than 25 percent of the rooms rented to guests in a hotel or motel may be designated as rooms where smoking is allowed. The status of rooms as smoking or nonsmoking may not be changed, except to permanently add additional nonsmoking rooms.

(g) Violations

- (1) A person, corporation, partnership, association or other entity who violates any Section of this Chapter shall be fined pursuant to this Section. Each day that a violation occurs is a separate violation.
- (2) A person who smokes in an area where smoking is prohibited under this Chapter shall be subject to a fine for the first offense of not less than \$100.00 and for the second offense occurring within one year of the first offense, not less than \$500.00, and for subsequent offenses occurring within one year of each other, a fine of not less than \$500.00 nor more than \$750.00 and the costs of prosecution.
- (3) A person who owns, operates or other controls a public place or place of employment that violates this Chapter shall be subject to a fine for the first offense of not less than \$250.00 and for the second offense occurring within one year of the first offense, not less than \$500.00, and for subsequent offenses occurring within one year of each other, a fine of not less than \$500.00 nor more than \$750.00 and the costs of prosecution.
- (4) A fine imposed under this Section shall be allocated as follows:
 - (i) One-half of the fine shall be distributed to the Illinois Department of Public Health; and
 - (ii) One-half of the fine shall be distributed to the Village of Palestine

(h) Discrimination prohibited.

No individual may be discriminated against in any manner because of the exercise of any rights afforded by this Chapter.

(i) Severability.

If any provision, clause or paragraph of this Chapter shall be held invalid by a court of competent jurisdiction, such validity shall not affect the other

(j) Conflict.

In the event there is an amendment to the Act which causes a provision of this Chapter to be less restrictive than the corresponding provision of the Act, the more restrictive provision of the Act shall prevail.

This Ordinance shall be in full force and effect from and after its passage,
approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Trustees voted yea:

George HARRISON, Ricky STORK, J.R. DUNLAP,
HARRY Gene PURCELL, Rob BYRLEY, LARRY MILLER.

Upon roll call vote the following Trustees voted nay:

Passed, approved and published in pamphlet form this 4th day of

December, 2014.


PATRICIA J. SCHOFIELD,
Village President

ATTEST:


SHIRLEY ADAMS, Village Clerk

CERTIFICATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GRETTING:

I, Shirley Adams, Clerk of the Village, do hereby certify that the attached is a true and correct copy of Ordinance No. 2014-O-09, adopted by said VILLAGE OF PALESTINE on the 4th Day of December, 2014.



Shirley Adams, Clerk
Village of Palestine