
ORDINANCE NO. 04-119

AN ORDINANCE AMENDING ORDINANCE NO. 00-104 PROHIBITING THE DISCHARGE OF SEWAGE BY BOATS INTO THE WATERS OF LAKE KINKAID AND ESTABLISHING PROCEDURES FOR INSPECTION OF BOATS AND PENALTIES FOR VIOLATION.

WHEREAS, pursuant to 70 ILCS 2105/20 the Board of Trustees has the power, authority and the legal obligation and duty to prevent the pollution of the waters from which the District's water supply is obtained; and

WHEREAS, pursuant to existing Ordinance of the District the discharge of sewage into the waters of Lake Kinkaid from any boat or vessel is prohibited and all boats with sewage facilities are required to have sealed sewage reservoirs or the heads permanently sealed so as to be unusable; and

WHEREAS, there has been an ongoing problem with boats with toilet facilities discharging sewage directly into the Lake; and

WHEREAS, it will serve the best interest of the District and the public good and welfare to amend existing Ordinance No. 00-104 to allow boats in violation to be impounded on the water surface.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE KINKAID-REED'S CREEK CONSERVANCY DISTRICT, JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: Ordinance No. 00-104, Section Four, BE AND IS HEREBY AMENDED to read as follows:

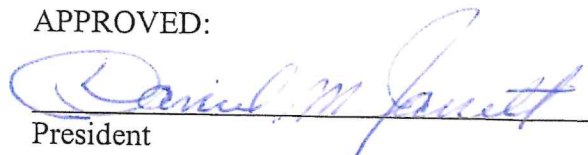
SECTION FOUR: If the owner of a boat or a person in control of a boat refuses to allow inspection, or if a boat is found on the lake without a valid inspection sticker or with toilet facilities not in compliance with Section Two, at the direction of any federal, state or Jackson County law enforcement authority or the District Manager, the boat may be immediately removed from the lake and impounded or may be immediately impounded on the lake surface. In such event the owner of the boat shall be liable for all towing and storage costs which must be paid in full before the boat will be released from impoundment."

SECTION TWO: This Amendment shall take effect and be in full force from and after its passage, recording and publication as provided by law.

ADOPTED THIS 14th DAY OF APRIL, 2004.

(S E A L)

APPROVED:



President

ATTEST:



Secretary