

**ORDINANCE 7738**

**PAMPHLET**

**AN ORDINANCE AMENDING SECTION 50.0999  
OF THE LOMBARD VILLAGE CODE**



PUBLISHED IN PAMPHLET FORM THIS 18<sup>th</sup> DAY OF OCTOBER 2019, BY ORDER  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE  
COUNTY, ILLINOIS.

*Sharon Kuderna*

Sharon Kuderna  
Village Clerk

**ORDINANCE NO. 7738**

**AN ORDINANCE AMENDING  
TITLE 5, CHAPTER 50, SECTION 50.999 OF  
THE LOMBARD VILLAGE CODE IN REGARD TO THE PENALTIES  
FOR VIOLATIONS OF CHAPTER 50 OF THE LOMBARD VILLAGE CODE,  
RELATIVE TO THE VILLAGE'S COMBINED WATER AND SEWER SYSTEM**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

**SECTION 1:** That Title 5, Chapter 50, Section 50.999 of the Lombard Village Code is hereby amended to read in its entirety as set forth on Exhibit A attached hereto and made part hereof.

**SECTION 2:** 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.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2019.

First reading waived by action of the Board of Trustees this 17<sup>th</sup> day of October, 2019.

Passed on second reading this 17<sup>th</sup> day of October, 2019, pursuant to a roll call vote as follows:

AYES: Trustee Whittington, Puccio, Foltyniewicz, Honig, Militello and Ware

NAYS: None

ABSENT: None

**APPROVED** by me this 17<sup>th</sup> day of October, 2019.

  
Keith Giagnorio, Village President

**ATTEST:**

  
Sharon Kuderna, Village Clerk

Published by me in pamphlet form this 18<sup>th</sup> day of October, 2019.

  
Sharon Kuderna, Village Clerk

## Exhibit A

### § 50.999 - Penalty.

Any user who is found to have violated an order of the Director or who has failed to comply with any provision of this Chapter and the orders, rules, and regulations herein, shall be subject to a local fine of not less than \$100.00 nor more than \$750.00. Pursuant to the requirements of, and authority granted by, 40 CFR 403.8(f)(1)(vi)(A) and 35 Ill. Adm. Code 310.510(a)(6)(A), all POTWs shall be able to seek injunctive relief for noncompliance by Industrial Users with Pretreatment Standards and Requirements, and all POTWs shall have authority to seek or assess civil or criminal penalties in at least the amount of \$1,000 a day for each violation by Industrial Users of Pretreatment Standards and Requirements. As such, any Industrial User who has been found to have violated any of the wastewater Pretreatment Standards and Requirements, as set forth in Sections 50.040, 50.055, 50.056, 50.057 or 50.058 of this Code, shall be fined \$1,000.00 for each violation. Each day on which any such violation shall occur, shall be deemed a separate violation, and a separate violation shall be deemed to have occurred for each constituent which has limitations listed in § 50.040 found to exceed the limits established in this Chapter during any such day. In addition to the penalties provided herein, the Village may recover reasonable attorney's fees, court costs, court reporter fees, and other expenses of litigation by appropriate suit at law against the person found to have violated this Chapter or the orders, rules, regulations, and permits issued hereunder.