

CITY OF BELVIDERE, ILLINOIS

ORDINANCE #528H

AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY IN THE
VICINITY OF 1001 N. STATE STREET OF THE CITY OF BELVIDERE, ILLINOIS

PASSED AND ADOPTED

BY THE CITY COUNCIL

OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 1ST DAY OF MARCH 2021.

APPROVED BY THE

MAYOR OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 2ND DAY OF MARCH, 2021.

Published in Pamphlet Form this 2nd day of March 2021.

ORDINANCE # 528H
AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A
POTABLE WATER SUPPLY IN THE VICINITY OF
1001 N. STATE STREET
OF THE CITY OF BELVIDERE, ILLINOIS

WHEREAS, site investigation activities have identified the presence of benzene, toluene, ethylbenzene, total xylenes, and methyl tert-butyl ether in the vicinity of 1001 N. State Street; and

WHEREAS, concentrations of benzene, toluene, ethylbenzene, total xylenes, and methyl tert-butyl ether in the groundwater beneath this property may exceed Class I standards for potable resource groundwater as set forth in 35 Ill Adm. Code 620; and

WHEREAS, the modeled extent of contamination for Tier 1 Groundwater Objectives shown on Exhibit A attached hereto and made part hereof; and

WHEREAS, the City wishes to limit potential threats to human from groundwater contamination while facilitating the redevelopment and productive use of properties that are the potential sources of said chemical constituents.

NOW, THEREFORE, BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELVIDERE, ILLINOIS, AS FOLLOWS:

Section 1. The recitals set forth above are incorporated herein and made part hereof.

Section 2. The use or attempted use of groundwater as a potable water supply by installation of wells, by the use of existing wells as potable water supply wells, or by any other method is hereby prohibited within the area as described in Exhibit A and depicted in Exhibit B., both of which are incorporate herein and made part hereof.

Section 3. The prohibition contained in Section 2 shall also apply to the City, including the operation of its water utility.

Section 4. Any person violating the provisions of this Ordinance shall be subject to a fine of not less than \$500 and not more than \$5,000 for each offense. Each day that a violation continues shall be a distinct and separate offense

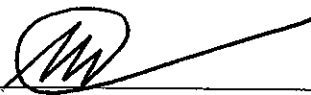
Section 5. The Mayor and the City Clerk shall have the power and duty to enter into Memorandum of Understanding with the Illinois Environmental Protection Agency and other agreements or contracts with other government entities, as may be or as becomes necessary to implement the spirit and intent of this Ordinance.

Section 6. This Ordinance shall take effect immediately upon its passage, approval and publication, as required by law.

Section 7. A full, true and complete copy of this Ordinance shall be published within ten (10) days after passage in pamphlet from by and under the authority of the Corporate Authorities

Ayes: Frank, Freeman, McGee, Porter, Ratcliffe, Snow, Stevens, Arevalo, Brereton and Fleury.
Nays: None.
Absent: None.

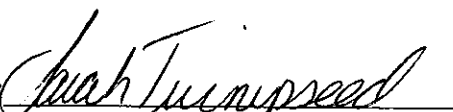
APPROVED:



Mayor Michael W. Chamberlain

(SEAL)

ATTEST:



Clerk Sarah Turnipseed

Passed: March 1, 2021
Approved: March 2, 2021
Published: March 2, 2021

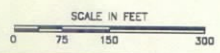
EXHIBIT A

Commencing at the intersection of East Harrison Street and Van Buren Street. Then southwest along East Harrison Street (becomes West Harrison Street at North State Street) to Ruby Street. Then southeast along Ruby Street to West Marshall Street. Then southwest on Marshall Street to Strawberry Lane. Then southeast along Strawberry Lane to West Jackson Street. Then northeast along West Jackson Street to Van Buren Street. Then northwest along Van Buren Street to East Harrison Street, the point of beginning.

EXHIBIT B



- LEGEND**
- LIMITS OF GROUNDWATER ORDINANCE
 - - - TOLUENE AND ETHYLBENZENE (UNCONSOLIDATED UNIT)
 - - - BENZENE ONLY (BEDROCK UNIT)



CHECK BY	SRS
DRAWN BY	OS
DATE	12-4-20
SCALE	AS SHOWN
CAD NO.	17005.01B[1]4
PRJ NO.	15-17005

GROUNDWATER ORDINANCE AREA
 FORMER ROCKFORD OIL
 1001 NORTH STATE STREET
 BELVIDERE, ILLINOIS 61008



FIGURE

AFFIDVAIT

STATE OF ILLINOIS)
)
COUNTY OF BOONE)

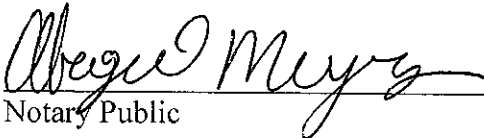
Sarah Turnipseed, first being duly sworn on oath deposes and says as follows:

By authority of the City Council of the City of Belvidere, Illinois, I published Ordinance #528H of the City of Belvidere, Illinois, in pamphlet form on March 2, 2021, and as a convenience for the public; I posted the pamphlet form of Ordinance #528H on the bulletin board in the lobby at 401 Whitney Blvd., Belvidere, Illinois; said location being readily accessible to the public during business hours of the City Clerk's Office.



Sarah Turnipseed
City Clerk

SUBSCRIBED AND SWORN TO BEFORE ME
this 2nd day of March, 2021.


Notary Public