

CITY OF WAUKEGAN

ORDINANCE NO. 25—O—06

**AN ORDINANCE AMENDING SECTION 22-9
OF THE WAUKEGAN CODE OF ORDINANCES
REGARDING DEAD TREES**

**ADOPTED AND PASSED BY THE CITY COUNCIL
OF THE CITY OF WAUKEGAN**

**ON THE 06th
DAY OF JANUARY, 2025**

**Published in pamphlet form by authority of the City Council, of the City of
Waukegan, Lake County, Illinois, on the 07th day of JANUARY, 2025**



CITY CLERK JANET E. KILKELLY

ORDINANCE NO. 25—O—06

**AN ORDINANCE AMENDING SECTION 22-9
OF THE WAUKEGAN CODE OF ORDINANCES
REGARDING DEAD TREES**

WHEREAS, the City of Waukegan is a home rule municipal corporation pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, Chapter 22 of Article I of the Code of Ordinances, City of Waukegan, Illinois, as amended (“*City Code*”), sets for regulations for trees and shrubbery; and

WHEREAS, Section 22-9 of the City Code is currently reserved; and

WHEREAS, the City desires to add a new regulation under Section 22-9 pertaining to dead trees; and

WHEREAS, under certain circumstances, dead trees pose a threat to the public health and safety; and

WHEREAS, the proposed regulations set forth under 22-9 will provide protection to the public health and safety by ensuring that dangerous, dead trees are removed; and

WHEREAS, the City Council has determined it would be in the best interest of the City and its residents to so amend the City Code to add regulations pertaining to dead trees;

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

SECTION 1. RECITALS. The recitals set forth above are incorporated into this Section 1 by this reference as findings of the City Council.

SECTION 2. AMENDMENTS. Article I, entitled “In General,” of Chapter 22, entitled “Trees and Shrubby,” of the City Code is hereby amended as set forth in **Exhibit A**, attached to and, by this reference, made a part of this Ordinance.

SECTION 3. REPEALER. All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith, to the extent of such conflict, are hereby changed and amended to be in compliance with this Ordinance; and to the extent the same cannot be so amended, are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect 10 days after its passage, approval, and publication in the manner provided by law.

PASSED THIS 06th DAY OF JANUARY, 2025.

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CITY OF WAUKEGAN


MAYOR ANN B. TAYLOR

ATTEST:


CITY CLERK JANET E. KILKELLY

ROLL CALL: Ald Florian, Ald Hayes, Ald Bolton, Ald Guzman, Ald Martinez, Ald Felix, Ald Newsome, Ald Turner, Ald Donnenwirth(*virtually*).

AYE: Ald Florian, Ald Hayes, Ald Bolton, Ald Martinez, Ald Felix, Ald Newsome, Ald Turner, Ald Donnenwirth(*virtually*).

NAY: Ald Guzman.

ABSENT: None.

ABSTAIN: None.

EXHIBIT A

**AMENDMENT TO ARTICLE I CHAPTER 22 OF THE
WAUKEGAN CODE OF ORDINANCES**

(additions are **bold and double underlined**, deletions are ~~stricken through~~)

Sec 22-9. – Dead Trees

(a) Removal required after notice. The director of public works or the ex officio city forester of the city is hereby authorized to inspect and examine from the public way any tree in the city to determine whether or not it is dead and poses a significant risk to other private or public property in the city. Written notice may be given to the owner of the premises by the director of public works or ex officio city forester if any tree is dead and meets one or more of the following criteria:

- 1. The tree is a threat to public health or safety;**
- 2. The tree interferes with the provision of public services; or**
- 3. The tree is a hazard to vehicular or pedestrian traffic on any public way.**

(b) Upon written notice sent to the owner of the premises, the owner must remove the tree within 30 days of receipt of such notice. Notice shall be deemed received on the date that it was placed in the United States First Class Mail. Failure of an owner to comply with this Section will result in a fine ranging from \$200 to \$750. Each day an owner fails to comply with this Section is a separate offense.