
THE VILLAGE OF OAK LAWN
Cook County, Illinois

ORDINANCE
NO. 21-20-91

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE OAK LAWN
VILLAGE CODE PERTAINING TO RODENT CONTROL

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Oak Lawn

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WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that any municipality which has a population of more than 25,000 is a home rule unit, and the Village of Oak Lawn, Cook County, Illinois, with a population in excess of 25,000 is, therefore, a home rule unit and, pursuant to the provisions of said Section 6(a) of Article VII, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt; and

WHEREAS, the President and Board of Trustees have determined that it is in the best interests of the residents of the Village of Oak Lawn to amend several portions of the Oak Lawn Village Code related to rodent control, in order to better protect the public's health, safety and welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK LAWN, COOK COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, AS FOLLOWS:

SECTION 1: That the foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

SECTION 2: That Title 8, Chapter 9, of the Oak Lawn Village Code, entitled "Rodent Control," is hereby amended as follows, with deletions struck through and additions underlined:

8-9-1: RODENT CONTROL REQUIREMENTS:

A. All structures and properties shall be kept free from insect infestation and rodent infestations. All garbage, debris and refuse shall be so stored in a garbage can and / or dumpster free of holes with lids completely closed as not to invite insects or rodents or be unsightly or a nuisance. Exterior storage of items not manufactured and intended for outdoor recreational yard use are not permitted. Acceptable items are items such as patio furniture, grill, and play yard equipment. All non-conforming items must be stored inside an enclosed structure, or removed.

B. All structures and/or properties in which insect infestation or rodent harborage is found or suspected shall be promptly exterminated at the property owner's expense by a village-approved rodent abatement/control company.

C. All residential rental properties and multi-family properties, including, but not limited to, condominiums, apartments, modular or manufactured housing, shall be treated not less than on a monthly basis by a licensed rodent control company. Activity result reports and / or receipts shall be made available to the village upon request of a village inspector. If, upon inspection of any residential property, there is found or suspected to be insect and / or rodent infestation in more than one (1) dwelling unit, the landlord / owner shall contract with a licensed rodent control company to treat all common areas and infested dwelling units on no less than a monthly basis for twelve (12) consecutive months. Tenants shall cooperate with the landlord / property owner in the control, treatment and eradication of all rodent and / or insect infestation found, or reasonably suspected to be, in the tenant's rental unit. A tenant's cooperation may include making any necessary preparations, such as cleaning, vacuuming or removing personal property for proper treatment recommended by the licensed rodent control company.

8-9-4 2: NOTICE REQUIRING ABATEMENT OF INFESTATION:

It shall be the duty of the health and sanitation officer or chief building inspector of the village to give notice in writing, by personal service thereof or by certified mail to the owner, agent, or occupant in charge of any building, structure, premises or vacant parcel of land, and persons interested therein, requiring them to take immediate measures for preventing ingress or the harborage of rats, rodents or vermin to or on their property, building, structure, premises or vacant parcel of land and the extermination thereof. The health and sanitation officer or chief building inspector shall provide technical advice and assistance upon request, but it shall be the responsibility of the owner, agent, or occupant so notified to bear the responsibility and expense of the extermination of the rodents.

8-9-2 3: FAILURE TO ABATE; ABATEMENT BY VILLAGE:

A. When measures for the prevention of ingress of rats, rodents or vermin and the extermination thereof are not complied with within forty-eight (48) hours after receipt of notice from the health and sanitation officer or chief building inspector, and if the health officer or chief building inspector deems the situation to be of sufficient danger to the residents of the area, whereby the health officer or chief building inspector declares a health and sanitation emergency, then the village, through its agents, servants or employees may go upon the premises and take such measures as are necessary for the extermination of rats, rodents or vermin therein, and the prevention of ingress.

B. The cost and expenses incurred by the village for work and materials under this chapter shall be charged to and collected from the owners of and persons interested in the property, premises, building or structure or vacant parcel of land, and the village or persons performing work or furnishing necessary materials on its behalf shall have payment within thirty (30) days of billing.

Failure to provide payment within the prescribed time period will result in a lien being filed on behalf of the village, in addition to payment of interest at the rate of one percent (1%) per month, or twelve percent (12%) annual rate, until satisfaction of the lien.

C. When rats, rodents or vermin are discovered in a public way i.e. Village of Oak Lawn alley or public road, the Village of Oak Lawn shall be responsible for the abatement program. Should it be discovered that the origin of those rats, rodents or vermin found in public way are from a property, premises, building or structure or vacant parcel of land, then said owners of and persons interested in the originating property shall be responsible for the cost and expenses incurred by the village for work and materials under this chapter shall be charged to and collected from the owners of and persons interested in the property, premises, building or structure or vacant parcel of land.

8-9-3 4: PENALTY:

If, after proper notification as stated in ~~section 8-9-1~~ of this chapter, the owner, agent, occupant or persons interested therein fail to comply with the abatement notice in forty- eight (48) hours or if the village shall take direct action to safeguard the health and safety of the residents of the area, then the owner, agent, occupant or persons interested therein so failing to abate shall be further fined as provided in section 1-4-1 of this code.

SECTION 3: That Section 8-2B-8 of the Oak Lawn Village Code, entitled “Premises Requirements,” is hereby amended as follows, with deletions struck through and additions underlined:

A. Toilet and lavatory facilities notwithstanding any other provision of this code, the following requirements shall be enforced:

1. Every food service facility shall provide at least one adequate unisex toilet facility, which is both conveniently located and handicap accessible, for its employees, conforming with this code and village ordinances.

2. Every restaurant with any seating for thirty (30) or fewer patrons shall be provided with at least one adequate unisex toilet facility, which is both conveniently located and handicap accessible, for use by its patrons conforming with this code and the ordinances of the village. Said toilet facility may serve as the toilet for both employees and patrons but must not require access through food preparation, storage or ware washing areas.

3. Every restaurant with any seating for more than thirty (30) patrons shall be provided with separate toilet facilities for each sex, which

is both conveniently located and handicap accessible, for use by its patrons conforming to this code and the ordinances of the village. Said toilet facility may serve as the toilet for both employees and patrons but must not require access through food preparation, storage or ware washing areas.

4. Toilet facilities shall not open directly into any room in which food, or drink is prepared or stored or utensils are handled or stored.

5. Doors of the toilet facilities shall be self-closing and have proper hardware.

6. Toilet facilities shall be kept in a clean condition, in good repair, well-lit and ventilated.

7. Adequate and convenient hand washing facilities shall be provided, including hot and cold potable running water under pressure, pump style soap and approved towels or drying devices. The common use of towels or bar soap is prohibited. No employee shall resume work after using the toilet facility without first washing their hands.

8. Toilet rooms shall be equipped with a clean and covered refuse container.

B. All food service facilities shall have monthly pest control conducted by a licensed ~~service~~ rodent and pest control company. Activity result reports and / or receipts shall be made available to the village upon request of a village inspector.

C. Grease interceptors shall be cleaned quarterly by a licensed grease hauler and the manifest kept on premises.

SECTION 4: That Section 3-1-1-5.D. of the Oak Lawn Village Code is hereby created and shall read as follows:

As a prerequisite to the issuance of any new or renewed business license, each applicant shall submit to the business license department a certificate of rodent and pest abatement issued by a licensed rodent and pest control company. A copy of the current rodent and pest abatement certificate shall be kept on file with the business license department at all times during the effectiveness of any license. All licensed businesses shall be treated not less than on a monthly basis by a licensed rodent and pest control company. Monthly activity result reports and / or receipts shall be made available to the village upon request of a village inspector.

SECTION 5: That Section 6-5B-7.C.4. of the Oak Lawn Village Code is hereby created and shall read as follows:

Proof of ongoing rodent abatement services and monthly rodent activity reports are required to register all residential rental properties.

SECTION 6: Any policy, resolution, or ordinance of the Village that conflicts with the provisions of this Ordinance shall be and is hereby repealed to the extent of such conflict.

SECTION 7: This Ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

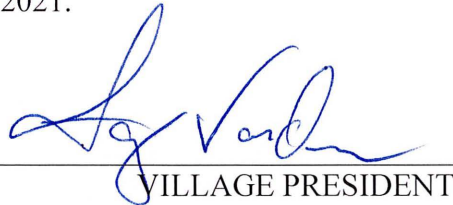
PASSED THIS 9th day of November, 2021.

AYES: Trustees Soch, Pembroke, Mallo, Olejniczak, Stalker and Desmond

NAYS: _____

ABSENT: _____

APPROVED THIS 9th day of November, 2021.



VILLAGE PRESIDENT

ATTEST:



VILLAGE CLERK

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS.

CERTIFICATE

I, CLAIRE HENNING, Village Clerk of the Village of Oak Lawn, County of Cook and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 21-20-91, “AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE OAK LAWN VILLAGE CODE PERTAINING TO RODENT CONTROL,” which was adopted by the President and Board of Trustees of the Village of Oak Lawn on November 9, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Oak Lawn this 9th day of November, 2021.





CLAIRE HENNING, VILLAGE CLERK