

VILLAGE OF GILBERTS

AN ORDINANCE AMENDING THE VILLAGE CODE REGARDING THE
KEEPING OF HORSES AND FARM ANIMALS IN THE A-1 DISTRICT

WHEREAS, the Village of Gilberts is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, Section 5-2-3(B) of the Village Code of the Village of Gilberts prohibits the keeping horses and farm animals on any property within the Village; and

WHEREAS, the Village President and Trustees of the Village of Gilberts have determined that it is in the best interests of the Village and its residents to amend Section 5-2-3(B) regarding the keeping of horses and farm animals as allowed in the A-1 District to be consistent with the Village's Unified Development Ordinance; and

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GILBERTS, KANE COUNTY, ILLINOIS, as follows:

SECTION 1. RECITALS. The recitals listed above are incorporated into this Ordinance as if fully set forth in this Section 1.

SECTION 2. AMENDMENT. Title 5, Chapter 2, subsection B of the Village Code of the Village of Gilberts, entitled "Livestock," is hereby amended as follows (deletions in ~~strikethrough~~, additions in **bold** and underline)::

B. Livestock: No person shall keep any livestock, including cows, horses, pigs, goats or other domesticated animals kept for use on a farm, on any property within the village, **except as otherwise allowed in the A-1 District pursuant to the Village's Unified Development Ordinance.** Any livestock running loose within the village shall be deemed a public nuisance and shall be promptly impounded.

SECTION 3. SEVERABILITY. In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this Ordinance is found to be invalid in any one or more of its several applications, all valid applications shall remain in effect.

SECTION 4. REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however that nothing in this Ordinance shall affect any rights, actions, or causes of action which shall have accrued to the Village of Gilberts prior to the effective date of this Ordinance.

SECTION 5. EFFECTIVE DATE. This Ordinance shall only be effective upon the passage, approval, and publication in the manner required by law.

PASSED BY THE BOARD OF TRUSTEES this 21 day of Aug, 2018 by roll call vote as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Dan Corbett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Elissa Kojzarek	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Nancy Farrell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Jeanne Allen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Lou Hacker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Guy Zambetti	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Rick Zirk	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPROVED THIS 21 DAY OF Aug, 2018



Village President, Rick Zirk



ATTEST:



Village Clerk, Courtney Nicholas