

ORDINANCE NO. 2010-10-097

AN ORDINANCE AMENDING CHAPTER ONE, SECTION 1-10 OF THE URBANA CITY CODE
(Injunctive Relief)

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, the Mayor and City Council find that expressly authorizing the city attorney to seek injunctive relief against Urbana City Code violations will protect the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. Urbana City Code Chapter One, "General Provisions," Section 1-10, "General penalty; continuing violations," is hereby amended by adding the following subsection thereto:

(1) In addition to any other remedy or penalty provided by this code, the city attorney may apply to a court of competent jurisdiction to enjoin any violation of any provision of this code, to compel compliance with the provisions of this code, or to seek any other relief or remedy available at law or equity. Such application for relief may include a request for a temporary restraining order, temporary injunction, and permanent injunction.

Section 2. Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The

invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 3. This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 4. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage.

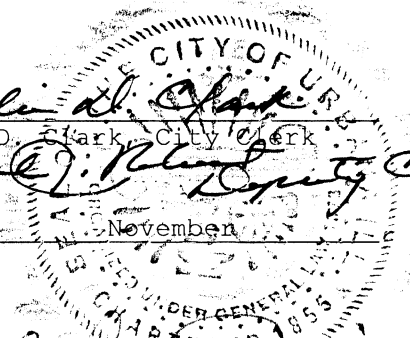
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED by the City Council this 15th day of November, 2010.

AYES: Bowersox, Lewis, Marlin, Roberts, Smyth, Stevenson

NAYS:

ABSTAINS:



Phyllis D. Clark
 Phyllis D. Clark, City Clerk
by Robert J. Prussing
 Robert J. Prussing, Deputy Clerk

APPROVED by the Mayor this 16th day of November,
2010.
Laurel Lunt Prussing
 Laurel Lunt Prussing, Mayor



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, PHYLLIS D. CLARK, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the 15th day of November, 2010, the Corporate Authorities of the City of Urbana passed and approved Ordinance No. 2010-10-097, entitled:

**"AN ORDINANCE AMENDING CHAPTER ONE, SECTION 1-10 OF
THE URBANA CITY CODE (INJUNCTIVE RELIEF)"**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2010-10-097 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 18th day of November, 2010, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 18th day of November, 2010.



Phyllis D. Clark
Phyllis D. Clark, City Clerk
Deputy Clerk