

MILTON TOWNSHIP

RESOLUTION
AUTHORIZING CERTAIN POWERS TO THE TOWNSHIP BOARD

April 9, 2024

WHEREAS, Illinois law grants certain powers to the electors at the Annual Township Meeting; and

WHEREAS, the electors by law may take all necessary measures and give directions for the exercise of their corporate powers (60 ILCS 1/30-25), and

WHEREAS, the Township Board is familiar with the day-to-day operations of the Township; and

WHEREAS, the Township Board meets monthly, or more often; and

WHEREAS, necessary actions are required throughout the year;

THEREFORE, BE IT RESOLVED by the electors present at this Milton Township Annual Meeting that the Milton Township Board be granted authority to act for the residents of Milton Township in the following instances.

(1) To expend monies for the preparation, establishment, and maintenance of a detailed property record system to provide information useful to assessment officials. Such record system shall be available to all assessing officials. The property record system shall include up-to-date and complete tax maps except where those maps are otherwise already available or ordered, ownership lists, valuation standards, and property record cards, including appraisals, for all or any part of the property in the township in accordance with and shall not limit the powers and duties of assessing officials (60 ILCS 1/30-45), reasonable rules and procedures prescribed by the Department of Revenue. The system and records shall not be considered to be assessments

(2) To purchase real estate or personal property for public purposes; and to sell, dispose of, convey, regulate, or use of the township's real and personal property that may be deemed conducive to the best interests of the Township (60 ILCS 1/30-50).

(3) To appropriate monies, in excess of the sum provided in the Public Graveyards Act, for the purpose of putting any old, neglected graves and cemeteries in the township in a cleaner and more respectable condition (60 ILCS 1/30-60).

(4) To provide space in any township building for courtroom and office use by the Circuit Court (60 ILCS 1/30-70).

(5) To provide for the decoration and maintenance of graves of persons who at any time served in the armed forces of the United States that are within the township (60 ILCS 1/30-65).

(6) To exercise the powers conferred by the "Township Zoning Act" except or otherwise provided by law (60 ILCS 1/30-75).

(7) To offer premiums and take actions to induce the planting and cultivating of trees along the highways in the township, and to preserve trees standing along or on highways, and to purchase, plant, and cultivate trees along the streets and highways in the township (60 ILCS 1/30-85).

(8) To make rules and regulations for ascertaining the sufficiency of all fences in the township and to determine what is a lawful fence within the township except as otherwise provided by law (60 ILCS 1/30-90).

(9) To restrain, regulate, or prohibit the running at large of cattle, horses, mules, asses, swine, sheep, or goats and to determine the time and manner in which those animals may go at large, unless they are restrained from running at large in some manner provided by law (60 ILCS 1/30-95).

(10) To establish and maintain pounds at places within the township that are deemed necessary and convenient and to discontinue any pounds within the township. When a pound is erected, it shall be under the care and direction of a pound master (60 ILCS 1/30-100). The Township Board may appoint pound masters (60 ILCS 1/30-105).

(11) To authorize the distraining, impounding, and sale of cattle, horses, mules, asses, swine, sheep, and goats for penalties incurred and the costs of the proceeding, and to authorize the impounding of dogs found running at large and provide for their destruction at the end of a reasonable period of time if they are not claimed and the cost of impounding paid. (60 ILCS 1/30-110).

(12) To construct and keep in repair public wells or other watering places and to regulate the use of those wells and watering places (60 ILCS 1/30-115).

(13) To prevent the deposit of night soil, garbage, or other offensive substances within the limits of the township. This does not apply to refuse disposal facilities regulated by the Illinois Department of Public Health and DuPage County (60 ILCS 1/30-120).

(14) To adopt ordinances regulating the standing or parking of vehicles on township roads within the township (60 ILCS 1/30-125).

(15) To declare by ordinance inoperable motor vehicles, whether on public or private property, to be a nuisance and to authorize fines to be levied for the failure of any person to obey a notice from the township stating that the person is to dispose of any inoperable motor vehicles under his or her control. To authorize a law enforcement agency with applicable jurisdiction to remove, after 7 days from the issuance of the township notice, any inoperable motor vehicle or parts of such a vehicle (60 ILCS 1/30-130). 60 ILCS 1/30-130 (b) and (c) define an "inoperable motor vehicle."

(16) To authorize the licensing and regulation and direct the location of all places of business of purchasers, traders, and dealers in junk, rags, and any second hand article, including motor vehicles, except in cities, villages, and incorporated towns in the township that by ordinance provide for the licensing, regulation, or location of places of business of those purchasers, traders, and dealers (60 ILCS 1/30-135).

(17) To regulate hawkers, peddlers, pawnbrokers, itinerant merchants, and transient vendors of merchandise. The township board may require that any such person register his or her name and the name of any firm he or she represents with the township clerk and may make reasonable restrictions of the hours during which he or she may engage in door-to-door solicitation. The township board may prohibit the activities of any categories of persons as it determines to be in the best interest of township residents. Any regulation under this Section shall not apply within the boundaries of a city, village, or incorporated town (60 ILCS 1/30-140).

(18) To provide mental health services, including services for the alcoholic, the drug addicted, and the intellectually disabled, for residents of the township by disbursing existing funds if available by contracting with mental health agencies approved by the Department of Human Services, alcoholism treatment programs licensed by the Department of Public Health, and drug abuse facilities and other alcohol and drug abuse services approved by the Department of Human Services except or otherwise provided by law (60 ILCS 1/30-145). To be eligible to receive township funds, an agency, program, facility, or other service provider must have been in existence for more than one year and must serve the township area.

(19) To contract with the DuPage County Sheriff to furnish police protection in the unincorporated areas (60 ILCS 1/30-155).

(20) To provide for fire protection in unincorporated areas except or otherwise provided by law (60 ILCS 1/30-165).

(21) To make all by-laws, rules, and regulations deemed necessary to carry into effect the powers granted above and to impose fines deemed proper, except when a fine or penalty is already allowed by law. No offense shall be classified in excess of a petty offense (60 ILCS 1/30-190).

(22) To apply all penalties, when collected, in the manner deemed most to the interest of the township (60 ILCS 1/30-195).

(23) To use general road and bridge funds for the purpose of collecting, transporting and disposing of brush and leaves generated from those properties contiguous to roads as defined by Section 2-103 of the Illinois Highway Code (605 ILCS 5/2-103).

(24) To use general road and bridge funds and town funds to be used for the purpose of providing disaster relief and support services approved by the Township Board of Trustees at a regularly scheduled or special meeting.

BE IT FURTHER RESOLVED that such actions by the Township Board will be implemented only after the Township Board determines that such action is in the best interest of Milton Township residents.

BE IT FURTHER RESOLVED that this Resolution will remain in effect until rescinded or modified by the electors at an Annual or Special Township Meeting.

APPROVED and ADOPTED this 9th day of April, 2023.

Moderator

ATTEST:

Yadav Nathwani, Town Clerk

(SEAL)