

## ASSOCIATION POLICIES

The following policies have been approved by the Board of Directors in accordance with power granted to the Board by the "Amended, Restated and Supplementary Declaration of Covenants, Conditions and Restrictions for Heritage Oaks, Oak Brook, Illinois".

### **1. Fireworks prohibited:**

Illinois State Law and the Oak Brook Ordinance prohibiting possession or use of fireworks will be strictly observed within the Heritage Oaks Subdivision.

No licenses or permits issued by local or state authorities for the lawful use of fireworks within the Heritage Oaks Subdivision will be allowed.

A summary of the Illinois State Law and the Oak Brook Ordinance governing fireworks is attached. (see "FIREWORKS and THE LAW" below)

This rule is legislated for the safety of the membership and to protect the homes and property within Heritage Oaks from the hazards of fire.

Members are requested to call the Oak Brook Police Department at 990-3030 immediately when fireworks are seen or heard within Heritage Oaks or on nearby properties. A specific location should be given. Prompt action will help the Police Department to catch the offenders in the act and to issue a ticket.

If the member requires help in contacting the Oak Brook Police Department, call any Director for assistance.

Approved August 20, 2001.

### **2. No garage sales, yard sales, "estate sales", etc.:**

Garage sales, yard sales, estate sales, and other sales of this type are prohibited within the Heritage Oaks Subdivision.

Such sales present a safety hazard and nuisance due to increased traffic and parking on the private roadway, and a potential security risk for Association members.

Approved January 8, 2002.

### **3. Motorized vehicles, prohibited uses:**

The following uses of motorized vehicles, including those powered by electric battery, are prohibited:

1) operation or use of unlicensed motorized vehicles including, but not limited to, scooters, go carts, mopeds, mini bikes, all terrain vehicles (ATV's), dune buggies, dirt bikes and motorcycles, within the Heritage Oaks Subdivision.

2) recreational use of motorized vehicles, whether licensed or not, on the private roadway within the Heritage Oaks Subdivision.

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Such vehicular operation and uses are a nuisance and present potential financial liability for the Association and its members.

Approved August 12, 2002.

### 4. Pets, owner's responsibilities:

Members are responsible for their pets and those owned by family members, guests and tenants.

Pets kept on a member's property within the Heritage Oaks Subdivision will not be vicious or destructive, and will not unreasonably disturb other members.

Dogs, cats and other pets must be on a leash and under control when off the member's property. It is the member's responsibility for cleaning up any litter left by pets on the property of other members and on common property such as the private roadways, cul de sacs, detention areas and easements.

Approved August 12, 2005.

## FIREWORKS and THE LAW

**Illinois State Code makes it illegal to explode fireworks without a license.**

The following is an excerpt from "Fireworks Use Act", Section 35:

***...it shall be unlawful for any person, firm, co-partnership or corporation to knowingly possess, offer for sale, sell at retail, or use or explode any fireworks...without a permit (issued by local authorities).***

The governing body shall require a bond from the licensee in a sum not less than \$1,000 conditioned on compliance with the provisions of this law and the regulations of the State Fire Marshal...

***Any person, firm, co-partnership, or corporation violating the provisions of this act...(by exploding fireworks)...shall be guilty of a Class B misdemeanor (penalties for possession or sale vary, based upon the amount of fireworks).***

A search warrant can be requested by the police or local governing body when an officer or employee have reason to believe there is possession of fireworks in violation of this law, and the illegal property can be seized.

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The term fireworks shall mean and include any explosive composition or any substance or combination of substances, or article prepared for the purpose of producing a visible or audible effect of a temporary exhibitional nature by explosion, combustion, deflagration or detonation, and shall include blank cartridges, toy cannons in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, skyrockets, roman candles, bombs, or other fireworks of like construction, and any fireworks containing any explosive compound, or any tablets or other device containing any explosive substance or containing combustible substances providing visual effects...(excluded are minor fireworks such as sparklers, snake pellets, smoke bombs, poppers and cap pistols).

### **Village Ordinance 6-1-18, "FIREWORKS":**

**The Village Ordinance follows state law. Violators can be ticketed and fined \$100.**