



12 South Center Street
Bensenville, IL 60106

Office: 630.350.3404
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VILLAGE BOARD

January 14, 2025

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Frank DeSimone

Ms. Ana Zamudio

8918 South Green Street
Chicago, Illinois 60620

Board of Trustees

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Re: January 9, 2025 FOIA Request

Village Clerk

Nancy Quinn

Dear Ms. Zamudio:

I am pleased to help you with your January 9, 2025 Freedom of Information Act ("FOIA"). The Village of Bensenville received your request on January 9, 2025. You requested copies of the items indicated below:

Village Manager

Daniel Schulze

"Could you please provide information for the permitting process of placing used clothing/shoes donation bins at business within your Village, what ordinances and/or specific requirements are involved?"

After a search of Village files, the following information was found responsive to your request:

- 1) Village of Bensenville Ordinance No. 22-2016. (6 pgs.)

Do not hesitate to contact me if you have any questions or concerns in connection with this response.

Very truly yours,

Corey Williamsen
Freedom of Information Officer
Village of Bensenville



VILLAGE OF BENSENVILLE FREEDOM OF INFORMATION ACT REQUEST FORM

TO: COREY WILLIAMSEN

Freedom of Information Officer

Village of Bensenville

12 S. Center Street

Bensenville, IL 60106

FROM:

Name ANA ZAMUDIO

Address 8918 S GREEN ST

Phone 8729041139

E-Mail ana2@gaid-movement.org

17573

TITLES OR DESCRIPTION OF RECORDS REQUESTED (Please Include Date of Birth and Case Number for Police Records):

COULD YOU PLEASE PROVIDE INFORMATION FOR THE PERMITTING PROCESS OF PLACING USED CLOTHING / SHOES DONATION BINS AT BUSINESSES WITHIN YOUR VILLAGE, WHAT ORDINANCES AND/OR SPECIFIC REQUIREMENT ARE INVOLVED?

☐ THIS REQUEST IS FOR A COMMERCIAL PURPOSE (You must state whether your request is for a commercial purpose. A request is for a "commercial purpose" if all or any part of the information will be used in any form for sale, resale, or solicitation or advertisement for sales or services. Failure to disclose whether a request is for a commercial purpose is a prosecutable violation of FOIA.)

Would like your request delivered via: ☒ E-Mail ☐ U.S. Mail ☐ Pick-Up*

*Pick-Up is available by appointment at Village Hall Monday thru Friday; between 8:00 a.m. - 5:00 p.m.

I understand that any payment need be received before any documents are copied and/or mailed.

01/09/2025
Date

Signature

All FOIA responses are posted on the Village's website. Name and address of the requestor will be made public.

The first fifty (50) pages of the request are free. The fee charge is fifteen (15) cents after the first fifty (50) pages.

Unless otherwise notified, your request for public records will be compiled within five (5) working days.

Unless otherwise notified, any request for commercial purposes will be compiled within twenty-one (21) days working days.

.....
COREY WILLIAMSEN, FREEDOM OF INFORMATION OFFICER

Telephone: (630) 350-3404 Facsimile: (630) 350-3438

E-mail Address: FOIArequest@bensenville.il.us

For Freedom of Information Officer Use Only

1/9/25
Date Request
Received

1/16/25
Date Response
Due

1/24/25
Date Extended
Response Due

00 -
Total Charges

1/14/25
Date Documents
Copied or Inspected

Received by Employee: _____

**VILLAGE OF BENSENVILLE
12 S. CENTER STREET
BENSENVILLE, ILLINOIS 60106**

Ordinance No. 22-2016

**An Ordinance Amending Title 3 Business Regulations to Add
Regulations for Clothing Donation Boxes in the Village of Bensenville**

**ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF BENSENVILLE
THIS 24th DAY OF MAY, 2016**


Published in pamphlet form by authority of the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois this 25th day of May 2016

STATE OF ILLINOIS)
COUNTIES OF COOK)
SS AND DUPAGE)

I, Corey Williamsen, do hereby certify that I am the duly appointed Deputy Village Clerk of the Village of Bensenville, DuPage and Cook Counties, Illinois, and as such officer, I am the keeper of the records and files of said Village; I do further certify that the foregoing constitutes a full, true and correct copy of Ordinance No. 22-2016 entitled an Ordinance Amending Title 3 Business Regulations to Add Regulations for Clothing Donation Boxes in the Village of Bensenville.

INWITNESS WHEREOF, I have hereunto affixed my official hand and seal on this 25th day of May, 2016.





Corey Williamsen
Deputy Village Clerk

ORDINANCE NO. 22-2016

**AN ORDINANCE AMENDING TITLE 3 BUSINESS REGULATIONS
TO ADD REGULATIONS FOR CLOTHING DONATION BOXES
IN THE VILLAGE OF BENSENVILLE**

WHEREAS, the Village of Bensenville is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the Village of Bensenville is authorized and empowered, under the Municipal Code and the Code of Ordinances of the Village of Bensenville, to regulate the use of properties located within the municipal boundaries of the Village; and

WHEREAS, in furtherance of this authorization, the Village of Bensenville has adopted certain business regulations, which have been codified as Title 3 in the Village's Municipal Code; and

WHEREAS, Village Staff has recently undertaken a review of the donation boxes existing within the Village, and from this review has recommended that the Village adopt regulations to ensure that such donations boxes which are used to donate clothing and household items are of such size and condition to allow for donation without creating a condition creating a health, safety and welfare issue, or otherwise unsightly condition; and

WHEREAS, Village Staff proposed such regulations be set forth as a new Chapter 20 in Title 3, captioned "Clothing Donation Container Requirements," with regulations as more fully set forth herein; and

WHEREAS, the President and the Village Board of Trustees has reviewed the regulations proposed and deems it necessary and proper to adopt the regulations proposed and to have them codified as a new Chapter 20 set forth in the Village's Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF BENSENVILLE, COOK AND DUPAGE COUNTIES, ILLINOIS, as follows:

SECTION ONE: The recitals set forth above are incorporated herein and made a part hereof.

SECTION TWO: That the following regulations are hereby adopted, and shall be set forth as a new Chapter 20 set forth in Title 3 Business Regulations of the Village's Municipal Code:

**CHAPTER 20. CLOTHING DONATION CONTAINER
REQUIREMENTS**

3-20-1 DEFINITION

3-20-2 REQUIREMENTS, MAINTENANCE

3-20-3 PERMIT REQUIREMENT

3-20-4 ENFORCEMENT

3-20-5 RELATIONSHIP TO OTHER LAWS

3-20-6 PENALTY

3-20-1 DEFINITION

For the purposes of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

CLOTHING DONATION CONTAINER: Any box, bin, trailer, vehicle, structure or other receptacle that is intended for use as a collection point for donated clothing or other household materials at times when no employee or representative of the sponsoring company or organization is present to accept donations.

3-20-2 REQUIREMENTS; MAINTENANCE

Every requirement herein contained shall apply to any clothing donation container current situated or to be places within the corporate boundaries of the village.

(A) The organization or company benefitting from a clothing donation container or the host site on whose property a clothing donation container is situated, shall indicate the following information on a clothing donation container: name of organization or company, address and contact telephone number.

(B) All signage on a clothing donation container shall be in compliance with all requirements contained in the village's codified ordinances.

(C) A clothing donation container shall be painted and in good condition and appearance, with no structural damage, no holes in the receptacle that would allow leaks, no visible rust, and free of graffiti or advertising other than the name of the host site or organization or company benefitting from the donations.

(D) A clothing donation container shall only be used as a collection receptacle for clothing **and small household items which can fit within the clothing donation container.** The collection or storage of clothing **or other items** outside a clothing donation container, and the collection or storage around a clothing donation container of bulk materials, including appliances, mattresses or furniture is prohibited **and shall be removed by the organization or company hosting the clothing donation**

center within twenty four hours of notice of such circumstance made by the Village to the contact number located on the clothing donation container, or to the host of the clothing donation container.

(E) No clothing donation container shall be located anywhere outside of a building. A clothing donation container shall only be located within a fully enclosed and principal building situated on a lot. No clothing donation container shall be situated in a fully enclosed principal building in violation of any requirements contained in these Codified Ordinances of the village. No accessory building or secondary structure on a lot shall contain a clothing donation container.

3-20-3 PERMIT REQUIREMENT

Before placement of a clothing donation container occurs as permitted in this chapter, a permit shall first be obtained from the village. Any applicant for a permit pursuant to this section shall complete an application on a form to be provided by the village and shall provide a certificate of insurance and a statement of permission to locate the clothing donation container signed by the owner of the property where the clothing donation container will be placed. The fee for the permit shall be \$100.00. The permit shall be renewed on an annual basis, to be valid from January 1 through December 31. At each renewal, the applicant shall provide a current certificate of insurance and a current statement of permission to locate the clothing donation container signed by the owner of the property where the clothing donation container shall be located.

3-20-4 ENFORCEMENT

(A) The organization or company benefitting from the clothing donation container will be held primarily responsible for the maintenance, upkeep and servicing of the clothing donation container. However, in the event the organization fails to adequately maintain and service a clothing donation container, the business owner or host site on whose property a clothing donation container is placed shall also be responsible.

(B) Failure to properly maintain, upkeep or service a clothing donation container shall result in a fine pursuant to the penalty provisions set forth in this Title.

3-20-5 RELATION TO OTHER LAWS

Nothing in this chapter shall be deemed to limit the village in any way to use any or all other means available to remove the nuisance or to summarily eliminate immediate hazards to the public health, safety or welfare as granted in any ordinances of the village or other laws or constitution of the State of Illinois.

3-20-6 PENALTY

Unless otherwise provided in this chapter, any person, firm or corporation violating any section of this chapter shall be fined no more than \$75.00 per day (comparable to the penalty for failure to secure a business license) for each offense. Each day that a violation continues shall be considered a separate offense.

SECTION THREE: In all other respects the provisions of the Title 3 Business Regulations shall remain in full force and effect.

SECTION FOUR: All other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Village Trustees of the Village of Bensenville this 24 day of May 2016.



Frank Soto, Village President

ATTEST:


Village Clerk

AYES: Carmona, DeSimone, Jaworska, O'Connell, Wesseler

NAYS: None

ABSENT: None