

ORDINANCE NO. 2022-OR-01
BELLWOOD PUBLIC LIBRARY

ORDINANCE RELATIVE TO
NON-RESIDENT LIBRARY CARD PROGRAM PARTICIPATION

WHEREAS, the Bellwood Public Library is a tax-supported public library operating pursuant to the Illinois Local Library Act, 75 ILCS 5/1-1, *et. seq.*; and

WHEREAS, 75 ILCS 5/4-7(12) of the Illinois Local Library Act and administrative rules promulgated thereunder (23 Ill. Adm. Code 3050.10, *et. seq.*) provide that the Board of Library Trustees of the Bellwood Public Library (“the Board”) shall have the power to extend the privileges and use of the library, including the borrowing of materials on an individual basis by persons residing outside the Library service area and that if the Board exercises this power, the privilege of library use shall be upon such terms and conditions as the Board shall from time to time prescribe; and

WHEREAS, 23 Ill. Adm. Code 3050.20 requires the Board to annually take action to decide whether to issue non-resident library cards during the ensuing 12 months, and if it approves the issuance of such cards, to determine and adopt at that time and if applicable, the non-resident library card fee formula and fee to be used relative to the sale of non-resident library cards, which shall be at least equal to the cost paid by its residents, with the cost to be determined according to the formula established by the Illinois State Library; and

WHEREAS, pursuant to 75 ILCS 5/4-7(12) and administrative rules promulgated thereunder, no public library is required to participate in the non-resident library program card program, and that non-participation in the non-resident library card program does not preclude a public library from applying for and receiving grant funds from the Illinois State Library as long as the public library complies with the requirements of the specific grant program; and

WHEREAS, 23 Ill. Adm. Code 3050.25(a) provides that “A non-resident shall apply for a non-resident library card at the closest public library. The factor for determining the closest public library shall be the residence of the non-resident. Non-residents shall apply at the participating public library in the school district in which the non-resident has his or her principal residence unless, due to the commonality of community interests, library services at another library that is physically closer may better serve the needs of the non-resident;” and

WHEREAS, given that there are no unserved areas adjacent to the Library taxing area, the Board has determined that no need exists for the Library to determine a non-resident library card fee method or formula and fee relative to the sale of non-resident library cards for the ensuing 12 months, *to wit*, **from June 1, 2022 through May 31, 2023**; and

WHEREAS, 75 ILCS 5/4-7(12) and administrative rules promulgated thereunder provide that the non-resident fee shall not apply to, and non-resident library cards may be issued to “a nonresident who, as an individual or as a partner, principal stockholder, or other joint owner, owns or leases property that is taxed for library service or is a senior administrative officer of a firm, business, or other corporation owning taxable property within the city, incorporated town, village or township upon the presentation of the most recent tax bill upon that taxable property or a copy of the commercial lease of that taxable property.”

WHEREAS, in accordance with 75 ILCS 5/4-7(12), administrative rules promulgated thereunder and its regional library system membership requirements with Reaching Across Illinois Library System (“RAILS”), the Library is committed to extending the use of the Library to non-residents holding valid non-resident library cards issued by other public libraries within the RAILS regional library system service area.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF LIBRARY TRUSTEES OF THE BELLWOOD PUBLIC LIBRARY, COOK COUNTY, ILLINOIS:

SECTION 1. Incorporation of Recitals. The above recitals are expressly incorporated in and made a part of this Ordinance as though fully set forth herein.

SECTION 2. No Participation in the Non-Resident Library Card Program. For the ensuing 12 months, *to wit*, **from June 1, 2022 through May 31, 2023**, given that no unserved areas are adjacent to the Library taxing area, the Library shall not participate in the non-resident library card program by way of the sale of such library cards.

SECTION 3. Non-Resident Library Card Fee Inapplicable. In accordance with 75 ILCS 5/4-7(12) and administrative rules promulgated thereunder, for said ensuing 12 months, the Library will issue non-resident library cards, which shall be valid for one (1) year from the date of its issuance and accord all the services, privileges and uses that the Library provides to its residents, including reciprocal borrowing privileges, to a non-resident who as an individual or as a partner, principal stockholder, or other joint owner owns or leases property that is taxed for library service or is a senior administrative officer of a firm, business, or other corporation owning taxable property within the Library’s service area upon the presentation of the most recent tax bill upon that taxable property or a copy of the commercial lease of that taxable property.

SECTION 4. Use of Library by Non-Residents. In accordance with 75 ILCS 5/4-7(12), administrative rules promulgated thereunder, and its regional library system membership requirements with RAILS, the Library shall extend the use of the Library to non-residents holding valid non-resident library cards issued by other public libraries within the RAILS regional library system service area, including reciprocal borrowing privileges.

SECTION 5. Notice to Library Regional System. The Library Director, or her designee, shall notify the Library’s regional library system within thirty (30) days after the adoption of this Ordinance of the action taken herein.

SECTION 6. Effective Date. This Ordinance shall be in full force and effect from and after its passage.

ADOPTED by the Board of Trustees on this **14th day of June, 2022**, by the following roll call vote:

AYES: _____

NAYES: _____

ABSTAIN: _____

ABSENT: _____

BELLWOD PUBLIC LIBRARY:

Dorothy Clark-Smith, *President*

Board of Library Trustees, Bellwood Public Library

ATTEST:

Reginald Stewart, *Secretary*

Board of Library Trustees, Bellwood Public Library

CERTIFICATE

I, **REGINALD STEWART**, do hereby certify that I am the duly qualified and now acting Secretary of the Board of Library Trustees of Bellwood Public Library, Cook County, Illinois, and as such Secretary, I am the keeper of the records and files of the Board of Library Trustees of said Public Library.

I do further certify that the foregoing is a full, true and complete copy of an **Ordinance** entitled:

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and as duly adopted by the Board of Library Trustees of said Public Library at a lawful meeting held on the **14th day of June, 2022**, and with at least a majority of all of the Board of Library Trustees having voted yea on the adoption and passage thereof, and in accordance with the laws of the State of Illinois.

I do further certify that said **Ordinance** has not been amended or repealed but remains in full force and effect at this time.

IN WITNESS WHEREOF, I hereunto affix my official signature at Bellwood, Illinois, this **14th day of June, 2022**.

Reginald Stewart, Secretary
Board of Library Trustees,
Bellwood Public Library