



Rep. Thaddeus Jones

Filed: 2/22/2019

10100HB2157ham001

LRB101 06064 AWJ 56755 a

1 AMENDMENT TO HOUSE BILL 2157

2 AMENDMENT NO. _____. Amend House Bill 2157 by replacing
3 line 12 on page 2 through line 26 on page 5 with the following:

4 "(65 ILCS 5/7-1-13) (from Ch. 24, par. 7-1-13)
5 Sec. 7-1-13. Annexation.

6 (a) Whenever any unincorporated territory containing 60
7 acres or less, is wholly bounded by (a) one or more
8 municipalities, (b) one or more municipalities and a creek in a
9 county with a population of 400,000 or more, or one or more
10 municipalities and a river or lake in any county, (c) one or
11 more municipalities and the Illinois State boundary, (d) except
12 as provided in item (h) of this subsection (a), one or more
13 municipalities and property owned by the State of Illinois,
14 except highway right-of-way owned in fee by the State, (e) one
15 or more municipalities and a forest preserve district or park
16 district, (f) if the territory is a triangular parcel of less
17 than 10 acres, one or more municipalities and an interstate

1 highway owned in fee by the State and bounded by a frontage
2 road, (g) one or more municipalities in a county with a
3 population of more than 800,000 inhabitants and less than
4 2,000,000 inhabitants and either a railroad or operating
5 property, as defined in the Property Tax Code (35 ILCS
6 200/11-70), being immediately adjacent to, but exclusive of
7 that railroad property, (h) one or more municipalities located
8 within a county with a population of more than 800,000
9 inhabitants and less than 2,000,000 inhabitants and property
10 owned by the State, including without limitation a highway
11 right-of-way owned in fee by the State, or (i) one or more
12 municipalities and property on which a federally funded
13 research facility in excess of 2,000 acres is located, that
14 territory may be annexed by any municipality by which it is
15 bounded in whole or in part, by the passage of an ordinance to
16 that effect after notice is given as provided in subsection (b)
17 of this Section. Land or property that is used for agricultural
18 purposes or to produce agricultural goods shall not be annexed
19 pursuant to item (g). Nothing in this Section shall subject any
20 railroad property to the zoning or jurisdiction of any
21 municipality annexing the property under this Section. The
22 ordinance shall describe the territory annexed and a copy
23 thereof together with an accurate map of the annexed territory
24 shall be recorded in the office of the recorder of the county
25 wherein the annexed territory is situated and a document of
26 annexation shall be filed with the county clerk and County

1 Election Authority. Nothing in this Section shall be construed
2 as permitting a municipality to annex territory of a forest
3 preserve district in a county with a population of 3,000,000 or
4 more without obtaining the consent of the district pursuant to
5 Section 8.3 of the Cook County Forest Preserve District Act nor
6 shall anything in this Section be construed as permitting a
7 municipality to annex territory owned by a park district
8 without obtaining the consent of the district pursuant to
9 Section 8-1.1 of the Park District Code. A municipality shall
10 not annex any territory pursuant to this Section that could not
11 be annexed to the municipality pursuant to this Section but for
12 the prior annexation of other territory pursuant to Section
13 7-1-8 unless the prior annexation pursuant to Section 7-1-8 was
14 made solely for the benefit of the owners of record of the land
15 and was not made for the purpose of assisting the municipality
16 in annexing territory pursuant to this Section.

17 (b) The corporate authorities shall cause notice, stating
18 that annexation of the territory described in the notice is
19 contemplated under this Section, to be published once, in a
20 newspaper of general circulation within the territory to be
21 annexed, not less than 10 days before the passage of the
22 annexation ordinance, and for land annexed pursuant to item (g)
23 of subsection (a) of this Section, notice shall be given to the
24 impacted land owners. The corporate authorities shall also, not
25 less than 15 days before the passage of the annexation
26 ordinance, serve written notice, either in person or, at a

1 minimum, by certified mail, on the taxpayer of record of the
2 proposed annexed territory as appears from the authentic tax
3 records of the county. When the territory to be annexed lies
4 wholly or partially within a township other than the township
5 where the municipality is situated, the annexing municipality
6 shall give at least 10 days prior written notice of the time
7 and place of the passage of the annexation ordinance to the
8 township supervisor of the township where the territory to be
9 annexed lies. If the territory to be annexed lies within the
10 unincorporated area of a county, then the annexing municipality
11 shall give at least 10 days' prior written notice of the time
12 and place of the passage of the annexation ordinance to the
13 corporate authorities of the county where the territory to be
14 annexed lies.

15 (c) When notice is given as described in subsection (b) of
16 this Section, no other municipality may annex the proposed
17 territory for a period of 60 days from the date the notice is
18 mailed or delivered to the taxpayer of record unless that other
19 municipality has initiated annexation proceedings or a valid
20 petition as described in Section 7-1-2, 7-1-8, 7-1-11 or 7-1-12
21 of this Code has been received by the municipality prior to the
22 publication and mailing of the notices required in subsection
23 (b).

24 (Source: P.A. 96-1000, eff. 7-2-10; 96-1048, eff. 7-14-10;
25 96-1049, eff. 7-14-10; 97-333, eff. 8-12-11; 97-446, eff.
26 8-19-11.)".