

# SB1231



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB1231

Introduced 2/6/2019, by Sen. Julie A. Morrison

#### SYNOPSIS AS INTRODUCED:

New Act

Creates the Vegetative Buffer Act. Provides that all State property adjacent to a body of water must contain a vegetative buffer that at a minimum meets a 30-foot minimum width. Exempts State land if certain conditions are present. Defines "vegetative buffer". Effective January 1, 2020.

LRB101 09079 SLF 54172 b

A BILL FOR

1 AN ACT concerning vegetation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Vegetative Buffer Act.

6 Section 5. Vegetative buffer protection; requirements.

7 (a) In this Section, "vegetative buffer" means an area  
8 consisting of perennial vegetation, excluding invasive plants  
9 and noxious weeds adjacent to all bodies of water within this  
10 State that protects the water resources from runoff pollution,  
11 stabilizes soils, shores, and banks to protect or provide  
12 riparian corridors.

13 (b) All State property adjacent to a body of water must  
14 contain a vegetative buffer that at a minimum meets a 30-foot  
15 minimum width.

16 (c) State land subject to this Act shall be exempt if the  
17 land is:

18 (1) used as a public or private water access or  
19 recreational use area including stairways, landings,  
20 picnic areas, access paths, beach and watercraft access  
21 areas, and permitted water-oriented structures;

22 (2) covered by a road, trail, building, or other  
23 structure, whether or not it exists before or after the

1 effective date of this Act;

2 (3) regulated by a national pollutant discharge  
3 elimination system or State disposal system permit under 35  
4 Ill. Adm. Code Section 309 and provides water resources for  
5 riparian protection in any of the following categories:

6 (A) municipal separate storm sewer system;

7 (B) construction stormwater;

8 (C) industrial storm water; or

9 (D) part of a water-inundation cropping system; or

10 (4) in a temporary non-vegetated condition due to  
11 drainage tile installation and maintenance, alfalfa, or  
12 other perennial crop or plant seeding, or construction or  
13 conservation projects authorized by a federal, State, or  
14 local government unit.

15 Section 99. Effective date. This Act takes effect January  
16 1, 2020.