

1 AN ACT concerning river conservancy districts.

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

4 Section 5. The River Conservancy Districts Act is  
5 amended by changing Section 21 as follows:

6 (70 ILCS 2105/21) (from Ch. 42, par. 404)

7 Sec. 21. (a) The board of trustees of any conservancy  
8 district incorporated under this Act shall have the power to  
9 build and construct and to defray the costs and expenses of  
10 the construction of drains, sewers, or laterals, septic tanks  
11 and other works for the disposal of sewage, water pipes,  
12 streets and roads, or local shore improvements, together with  
13 other necessary adjuncts thereto, including pumps and pumping  
14 stations and also may construct dams, deepen or improve the  
15 channel, bed, banks or shore or shores or any part thereof of  
16 any stream, water course or other body of water in such  
17 district, and acquire both real and personal property, in the  
18 execution or in furtherance of the powers granted to such  
19 conservancy district, by special assessment or by general  
20 taxation, or by special service area taxation if authorized  
21 as provided under this Section, as they by ordinance shall  
22 prescribe. The board of trustees of any conservancy district  
23 shall have power to contract with any sanitary district now  
24 or hereafter organized or with any municipality having sewage  
25 disposal works for the disposal of any sewage within the  
26 conservancy district. It shall constitute no objection to any  
27 special assessment that the improvement for which the same is  
28 levied is partly outside the limits of such conservancy  
29 district, but no special assessments shall be levied upon  
30 property situated outside of such conservancy district, and  
31 in no case shall any property be assessed more than it will

1 be benefited by the improvement for which the assessment is  
2 levied.

3 (b) The proceedings for making, levying, collecting and  
4 enforcing of any special assessment levied hereunder, the  
5 letting of contracts, performance of the work and all other  
6 matters pertaining to the construction and making of the  
7 improvement shall be the same as nearly as may be as is  
8 prescribed in Article 5 of the "Illinois Drainage Code",  
9 approved June 29, 1955, as heretofore and hereafter amended.  
10 Whenever in said Article the word "Commissioner" is used,  
11 the same shall apply to the board of trustees constituted by  
12 this Act.

13 (c) The proceedings for making, levying, collecting and  
14 enforcement of any special service area taxation levied  
15 hereunder shall be the same as nearly as may be as is  
16 prescribed in "An Act to provide the manner of levying or  
17 imposing taxes for the provision of special services to areas  
18 with the boundaries of home rule units and non-home rule  
19 municipalities and counties", approved September 21, 1973, as  
20 now or hereafter amended. Whenever in such Act the words  
21 "municipality" or "county" or "municipal clerk" or "county  
22 clerk" are used, with the exception of the provisions of  
23 Section 10 providing for the extension of the tax by the  
24 county clerk, the same shall be construed in relation to the  
25 board of trustees constituted by this Act, and the words  
26 applying to the municipality or county in that Act shall be  
27 held to apply to the district created under this Act and its  
28 officers, and the words "municipal clerk" or "county clerk"  
29 shall be held to apply to the secretary of the district  
30 created under this Act.

31 However, no special service area taxation shall be  
32 imposed hereunder unless a petition has been filed with the  
33 board of trustees by either the owners of a majority of the  
34 acreage or a majority of the owners of the acreage of the

1 conservancy district which lies in the proposed special  
2 service area. The petition shall be accompanied by a  
3 description of the proposed special service area, an  
4 explanation of the proposed program, and a notation of the  
5 proposed tax rate. A hearing, open to the general public,  
6 shall be held on the special assessment before any special  
7 assessment is imposed. The board of trustees of the district  
8 shall publish the petition and certify the results.

9 (Source: P.A. 81-862.)