

# HB5428



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB5428**

by Rep. Michael J. Madigan - Barbara Flynn Currie - Linda Chapa LaVia

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/7-1-13

from Ch. 24, par. 7-1-13

Amends the Illinois Municipal Code. Makes a technical change in a Section concerning annexation of unincorporated territory.

LRB095 19407 HLH 45702 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by  
5 changing Section 7-1-13 as follows:

6 (65 ILCS 5/7-1-13) (from Ch. 24, par. 7-1-13)

7 Sec. 7-1-13. Whenever any unincorporated territory  
8 containing 60 acres or less, is wholly bounded by (a) one or  
9 more municipalities, (b) one or more municipalities and ~~and~~ a  
10 creek in a county with a population of 400,000 or more, or one  
11 or more municipalities and a river or lake in any county, (c)  
12 one or more municipalities and the Illinois State boundary, (d)  
13 one or more municipalities and property owned by the State of  
14 Illinois, except highway right-of-way owned in fee by the  
15 State, (e) one or more municipalities and a forest preserve  
16 district or park district, or (f) if the territory is a  
17 triangular parcel of less than 10 acres, one or more  
18 municipalities and an interstate highway owned in fee by the  
19 State and bounded by a frontage road, that territory may be  
20 annexed by any municipality by which it is bounded in whole or  
21 in part, by the passage of an ordinance to that effect after  
22 notice is given as provided in this Section. The corporate  
23 authorities shall cause notice, stating that annexation of the

1 territory described in the notice is contemplated under this  
2 Section, to be published once, in a newspaper of general  
3 circulation within the territory to be annexed, not less than  
4 10 days before the passage of the annexation ordinance. When  
5 the territory to be annexed lies wholly or partially within a  
6 township other than that township where the municipality is  
7 situated, the annexing municipality shall give at least 10 days  
8 prior written notice of the time and place of the passage of  
9 the annexation ordinance to the township supervisor of the  
10 township where the territory to be annexed lies. The ordinance  
11 shall describe the territory annexed and a copy thereof  
12 together with an accurate map of the annexed territory shall be  
13 recorded in the office of the recorder of the county wherein  
14 the annexed territory is situated and a document of annexation  
15 shall be filed with the county clerk and County Election  
16 Authority. Nothing in this Section shall be construed as  
17 permitting a municipality to annex territory of a forest  
18 preserve district in a county with a population of 3,000,000 or  
19 more without obtaining the consent of the district pursuant to  
20 Section 8.3 of the Cook County Forest Preserve District Act nor  
21 shall anything in this Section be construed as permitting a  
22 municipality to annex territory owned by a park district  
23 without obtaining the consent of the district pursuant to  
24 Section 8-1.1 of the Park District Code.

25 (Source: P.A. 94-396, eff. 8-1-05.)