



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

SB1300

Introduced 2/9/2007, by Sen. Dale A. Righter

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-12020 new  
65 ILCS 5/11-13-26 new

Amends the Counties Code. Provides that a county may establish standards for wind farms and electric-generating wind devices in unincorporated areas of the county outside of the zoning jurisdiction of a municipality. Provides that a county may regulate the siting of wind farms and electric-generating wind devices. Provides that a municipality may not regulate zoning with respect to wind farms and electric-generating wind devices except within its zoning jurisdiction. Authorizes test wind towers for up to 3 years. Effective immediately.

LRB095 09433 HLH 29630 b

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 Counties Code is amended by adding Section  
5 5-12020 as follows:

6 (55 ILCS 5/5-12020 new)

7 Sec. 5-12020. Wind farms. A county may establish standards  
8 for wind farms and electric-generating wind devices. The  
9 standards may include, without limitation, the height of the  
10 devices and the number of devices that may be located within a  
11 geographic area. A county may also regulate the siting of wind  
12 farms and electric-generating wind devices. There shall be at  
13 least one public hearing not more than 30 days prior to a  
14 siting decision by the county board. Notice of the hearing  
15 shall be published in a newspaper of general circulation in the  
16 county. Counties may allow test wind towers to be sited without  
17 formal approval by the county board. Test wind towers must be  
18 dismantled within 3 years of installation. For the purposes of  
19 this Section, "test wind towers" are wind towers that are  
20 designed solely to collect wind generation data.

21 Section 10. The Illinois Municipal Code is amended by  
22 adding Section 11-13-26 as follows:

1 (65 ILCS 5/11-13-26 new)

2 Sec. 11-13-26. Wind farms. A municipality may not regulate  
3 wind farms and electric-generating wind devices except within  
4 its zoning jurisdiction. There shall be at least one public  
5 hearing not more than 30 days prior to a siting decision by the  
6 corporate authorities of a municipality. Notice of the hearing  
7 shall be published in a newspaper of general circulation in the  
8 municipality. A municipality may allow test wind towers to be  
9 sited without formal approval by the corporate authorities of  
10 the municipality. Test wind towers must be dismantled within 3  
11 years of installation. For the purposes of this Section, "test  
12 wind towers" are wind towers that are designed solely to  
13 collect wind generation data.

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.