



Sen. M. Maggie Crotty

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LRB095 17406 RLJ 48517 a

1 AMENDMENT TO SENATE BILL 2356

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2356 by replacing  
3 everything after the enacting clause with the following:

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. Annexation.

8 (a) Whenever any unincorporated territory containing 60  
9 acres or less, is wholly bounded by (a) one or more  
10 municipalities, (b) one or more municipalities and a creek in a  
11 county with a population of 400,000 or more, or one or more  
12 municipalities and a river or lake in any county, (c) one or  
13 more municipalities and the Illinois State boundary, (d) one or  
14 more municipalities and property owned by the State of  
15 Illinois, except highway right-of-way owned in fee by the  
16 State, (e) one or more municipalities and a forest preserve

1 district or park district, ~~or~~ (f) if the territory is a  
2 triangular parcel of less than 10 acres, one or more  
3 municipalities and an interstate highway owned in fee by the  
4 State and bounded by a frontage road, (g) one or more  
5 municipalities in a county with a population of more than  
6 800,000 inhabitants and less than 2,000,000 inhabitants and  
7 either a railroad or operating property, as defined in the  
8 Property Tax Code (35 ILCS 200/11-70), being immediately  
9 adjacent to, but exclusive of that railroad property, or (h)  
10 one or more municipalities and property on which a federally  
11 funded research facility is located, that territory may be  
12 annexed by any municipality by which it is bounded in whole or  
13 in part, by the passage of an ordinance to that effect after  
14 notice is given as provided in subsection (b) of this Section.  
15 Land or property that is used for agricultural purposes or to  
16 produce agricultural goods shall not be annexed pursuant to  
17 item (g). Nothing in this Section shall subject any railroad  
18 property to the zoning or jurisdiction of any municipality  
19 annexing the property under this Section. ~~The corporate~~  
20 ~~authorities shall cause notice, stating that annexation of the~~  
21 ~~territory described in the notice is contemplated under this~~  
22 ~~Section, to be published once, in a newspaper of general~~  
23 ~~circulation within the territory to be annexed, not less than~~  
24 ~~10 days before the passage of the annexation ordinance. When~~  
25 ~~the territory to be annexed lies wholly or partially within a~~  
26 ~~township other than that township where the municipality is~~

1 ~~situated, the annexing municipality shall give at least 10 days~~  
2 ~~prior written notice of the time and place of the passage of~~  
3 ~~the annexation ordinance to the township supervisor of the~~  
4 ~~township where the territory to be annexed lies.~~ The ordinance  
5 shall describe the territory annexed and a copy thereof  
6 together with an accurate map of the annexed territory shall be  
7 recorded in the office of the recorder of the county wherein  
8 the annexed territory is situated and a document of annexation  
9 shall be filed with the county clerk and County Election  
10 Authority. Nothing in this Section shall be construed as  
11 permitting a municipality to annex territory of a forest  
12 preserve district in a county with a population of 3,000,000 or  
13 more without obtaining the consent of the district pursuant to  
14 Section 8.3 of the Cook County Forest Preserve District Act nor  
15 shall anything in this Section be construed as permitting a  
16 municipality to annex territory owned by a park district  
17 without obtaining the consent of the district pursuant to  
18 Section 8-1.1 of the Park District Code.

19 (b) The corporate authorities shall cause notice, stating  
20 that annexation of the territory described in the notice is  
21 contemplated under this Section, to be published once, in a  
22 newspaper of general circulation within the territory to be  
23 annexed, not less than 10 days before the passage of the  
24 annexation ordinance. The corporate authorities shall also,  
25 not 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.

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

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

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law."