HB0466

96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0466

Introduced 2/4/2009, by Rep. Naomi D. Jakobsson

SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-15.1-2.1   from Ch. 24, par. 11-15.1-2.1

     Amends the Illinois Municipal Code. Provides that property that is located in Champaign County and is the subject of an annexation agreement is subject to the ordinances, control, and jurisdiction of the annexing municipality if the property is located (i) within 1.5 miles of the corporate boundaries of the municipality or (ii) more than 1.5 miles from the corporate boundaries of the municipality unless the county board retains jurisdiction.

FISCAL NOTE ACT
MAY APPLY

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 11-15.1-2.1 as follows:

6   (65 ILCS 5/11-15.1-2.1) (from Ch. 24, par. 11-15.1-2.1)

7   Sec. 11-15.1-2.1. Annexation agreement; municipal

8   jurisdiction.

9   (a) Except as provided in subsections (b) and (c), property

10   that is the subject of an annexation agreement adopted under

11   this Division is subject to the ordinances, control, and

12   jurisdiction of the annexing municipality in all respects the

13   same as property that lies within the annexing municipality's

14   corporate limits.

15   (b) This Section shall not apply in (i) a county with a

16   population of more than 3,000,000, (ii) a county that borders a

17   county with a population of more than 3,000,000 or (iii) a

18   county with a population of more than 246,000 according to the

19   1990 federal census and bordered by the Mississippi River,

20   unless the parties to the annexation agreement have, at the

21   time the agreement is signed, ownership or control of all

22   property that would make the property that is the subject of

23   the agreement contiguous to the annexing municipality, in which

1 case the property that is the subject of the annexation

2 agreement is subject to the ordinances, control, and

3 jurisdiction of the municipality in all respects the same as

4 property owned by the municipality that lies within its

5 corporate limits.

6   (b-5) The limitations of item (iii) of subsection (b) do

7 not apply to property that is the subject of an annexation

8 agreement adopted under this Division within one year after the

9 effective date of this amendatory Act of the 95th General

10 Assembly with a coterminous home rule municipality, as of June

11 1, 2009, that borders the Mississippi River, in a county with a

12 population in excess of 258,000, according to the 2000 federal

13 census, if all such agreements entered into by the municipality

14 pertain to parcels that comprise a contiguous area of not more

15 than 120 acres in the aggregate.

16   (c) In the case of property that is located in Boone,

17 Champaign, DeKalb, Grundy, Kankakee, Kendall, LaSalle, Ogle,

18 or Winnebago County, if the property that is the subject of an

19 annexation agreement is located within 1.5 miles of the

20 corporate boundaries of the municipality, that property is

21 subject to the ordinances, control, and jurisdiction of the

22 annexing municipality. If the property is located more than 1.5

23 miles from the corporate boundaries of the annexing

24 municipality, that property is subject to the ordinances,

25 control, and jurisdiction of the annexing municipality unless

26 the county board retains jurisdiction by the affirmative vote

1   of two-thirds of its members.

2   (d) If the county board retains jurisdiction under

3   subsection (c) of this Section, the annexing municipality may

4   file a request for jurisdiction with the county board on a case

5   by case basis. If the county board agrees by the affirmative

6   vote of a majority of its members, then the property covered by

7   the annexation agreement shall be subject to the ordinances,

8   control, and jurisdiction of the annexing municipality.

9   (Source: P.A. 95-175, eff. 1-1-08; 95-922, eff. 8-26-08.)