

SB0972



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB0972

Introduced 2/6/2009, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

615 ILCS 90/7.1

from Ch. 19, par. 1208

Amends the Fox Waterway Agency Act. Makes a technical change concerning the Agency's programs.

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A BILL FOR

1 AN ACT concerning transportation.

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

4 Section 5. The Fox Waterway Agency Act is amended by
5 changing Section 7.1 as follows:

6 (615 ILCS 90/7.1) (from Ch. 19, par. 1208)

7 Sec. 7.1. The ~~The~~ Agency shall implement reasonable
8 programs and adopt necessary and reasonable ordinances and
9 rules to improve and maintain the Chain O Lakes - Fox River
10 recreational waterway from the Wisconsin State line to the
11 Algonquin Dam for the purposes of boating, sailing, canoeing,
12 swimming, water skiing, rowing, iceboating, fishing, hunting
13 and other recreational uses, to help prevent or control
14 flooding of the waterway, to improve recreational uses of the
15 waterway, to prevent pollution and otherwise improve the
16 quality of the waterway, to promote tourism, and to create and
17 administer a procedure for establishing restricted areas. In
18 the case of a local ordinance relating to the establishment of
19 restricted areas, speed limits, or other boating restrictions
20 that is adopted by another unit of local government and
21 conflicts with an Agency ordinance or rule, the Agency
22 ordinance or rule shall control even if the conflicting
23 ordinance is more restrictive, except that municipalities with

1 corporate boundaries that are both adjacent to and at the
2 southern terminus of the Agency's jurisdiction over the Fox
3 River shall retain the right to establish reasonable no-wake
4 zones within their corporate boundaries. The Agency may develop
5 programs and build projects to minimize pollution in the
6 watershed from otherwise entering the waterway. Prior to
7 establishing any restricted area, the Agency shall provide 21
8 days notice to any municipality in which the proposed area
9 borders upon or is located. Notice shall be filed with the
10 Clerk of the municipality. If such a municipality, by
11 resolution of the corporate authority of the municipality,
12 files an objection to the establishing of the proposed
13 restricted area, then that restricted area shall not be
14 approved except by a favorable vote of two-thirds of the
15 Chairman and Board of Directors. All Agency programs,
16 ordinances and rules shall be in conformance with the Rivers,
17 Lakes, and Streams Act. The Agency shall coordinate efforts of
18 State, federal and local governments to improve and maintain
19 the waterway.

20 (Source: P.A. 89-162, eff. 7-19-95.)