



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB0242

Introduced 01/25/11, by Rep. David R. Leitch

#### SYNOPSIS AS INTRODUCED:

60 ILCS 1/85-53 new

Amends the Township Code. Provides that in townships of less than 200,000, a township board may file suit with respect to a nuisance occurring within the unincorporated area of the township if a township requests that the county board of the county in which the township is located commence specified proceedings and the county board does not commence proceedings to demolish, repair, or enclose the nuisance within 60 days after receiving the request. Sets forth the types of relief a township may seek. Provides that the defendants shall be the owner or owners of the property, and that any legal fees or costs incurred by the township may be assessed by the court against any or all of the defendants. Effective immediately.

LRB097 06393 KMW 46475 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 Township Code is amended by adding Section  
5 85-53 as follows:

6 (60 ILCS 1/85-53 new)

7 Sec. 85-53. Nuisances; relief available to townships. In  
8 townships of less than 200,000, a township board may file suit  
9 in the township's name with respect to any nuisance occurring  
10 within the unincorporated area of the township and may seek  
11 appropriate relief, including but not limited to, abatement,  
12 injunctive relief, removal or termination of the nuisance,  
13 razing of nuisance structures of any description or type, and  
14 damages for injury to the public. The defendants shall be the  
15 owner or owners of the property where the nuisance exists.  
16 Following judgment, any legal fees or costs incurred by the  
17 township in obtaining any non-monetary relief ordered by the  
18 court may be assessed by the court against any or all of the  
19 defendants upon petition of the township. Townships are  
20 authorized to take action under this Section if, after a  
21 township requests that the county board commence specified  
22 proceedings as required by Section 85-50, the county board does  
23 not commence proceedings specified in Section 5-1121 of the

1 Counties Code or other appropriate laws within 60 days after  
2 receiving the request.

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.