

# SB2074



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

SB2074

Introduced 2/15/2013, by Sen. Christine Radogno

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-13-1.1

from Ch. 24, par. 11-13-1.1

Amends the Illinois Municipal Code. Makes a technical change in a Section concerning zoning and special uses.

LRB098 06453 OMW 36496 b

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 11-13-1.1 as follows:

6 (65 ILCS 5/11-13-1.1) (from Ch. 24, par. 11-13-1.1)

7 Sec. 11-13-1.1. The ~~The~~ corporate authorities of any  
8 municipality may in its ordinances passed under the authority  
9 of this Division 13 provide for the classification of special  
10 uses. Such uses may include but are not limited to public and  
11 quasi-public uses affected with the public interest, uses which  
12 may have a unique, special or unusual impact upon the use or  
13 enjoyment of neighboring property, and planned developments. A  
14 use may be a permitted use in one or more zoning districts, and  
15 a special use in one or more other zoning districts. A special  
16 use shall be permitted only after a public hearing before some  
17 commission or committee designated by the corporate  
18 authorities, with prior notice thereof given in the manner as  
19 provided in Section 11-13-6 and 11-13-7. Any notice required by  
20 this Section need not include a metes and bounds legal  
21 description of the area classified for special uses, provided  
22 that the notice includes: (i) the common street address or  
23 addresses and (ii) the property index number ("PIN") or numbers

1 of all the parcels of real property contained in the area  
2 classified for special uses. A special use shall be permitted  
3 only upon evidence that such use meets standards established  
4 for such classification in the ordinances, and the granting of  
5 permission therefor may be subject to conditions reasonably  
6 necessary to meet such standards. In addition, any proposed  
7 special use which fails to receive the approval of the  
8 commission or committee designated by the corporate  
9 authorities to hold the public hearing shall not be approved by  
10 the corporate authorities except by a favorable majority vote  
11 of all aldermen, commissioners or trustees of the municipality  
12 then holding office; however, the corporate authorities may by  
13 ordinance increase the vote requirement to two-thirds of all  
14 aldermen, commissioners or trustees of the municipality then  
15 holding office.

16 (Source: P.A. 97-336, eff. 8-12-11.)