

# HB2346



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB2346**

Introduced 2/26/2007, by Rep. Michael J. Madigan - Barbara Flynn Currie - Linda Chapa LaVia

#### 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.

LRB095 01492 HLH 21494 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. A special use shall be  
20 permitted only upon evidence that such use meets standards  
21 established for such classification in the ordinances, and the  
22 granting of permission therefor may be subject to conditions  
23 reasonably necessary to meet such standards. In addition, any

1 proposed special use which fails to receive the approval of the  
2 commission or committee designated by the corporate  
3 authorities to hold the public hearing shall not be approved by  
4 the corporate authorities except by a favorable majority vote  
5 of all aldermen, commissioners or trustees of the municipality  
6 then holding office; however, the corporate authorities may by  
7 ordinance increase the vote requirement to two-thirds of all  
8 aldermen, commissioners or trustees of the municipality then  
9 holding office.

10 (Source: P.A. 86-330.)