

# HB4074



## 96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

**HB4074**

Introduced 2/27/2009, by Rep. Chapin Rose

### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-12020

Amends the Counties Code. Deletes the requirement that test wind towers be dismantled within 3 years of installation. Effective immediately.

LRB096 09842 RLJ 20005 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 Counties Code is amended by changing Section  
5 5-12020 as follows:

6 (55 ILCS 5/5-12020)

7 Sec. 5-12020. Wind farms. A county may establish standards  
8 for wind farms and electric-generating wind devices. The  
9 standards may include, without limitation, the height of the  
10 devices and the number of devices that may be located within a  
11 geographic area. A county may also regulate the siting of wind  
12 farms and electric-generating wind devices in unincorporated  
13 areas of the county outside of the zoning jurisdiction of a  
14 municipality and the 1.5 mile radius surrounding the zoning  
15 jurisdiction of a municipality. There shall be at least one  
16 public hearing not more than 30 days prior to a siting decision  
17 by the county board. Notice of the hearing shall be published  
18 in a newspaper of general circulation in the county. Counties  
19 may allow test wind towers to be sited without formal approval  
20 by the county board. ~~Test wind towers must be dismantled within~~  
21 ~~3 years of installation. For the purposes of this Section,~~  
22 ~~"test wind towers" are wind towers that are designed solely to~~  
23 ~~collect wind generation data.~~ Any provision of a county zoning

1 ordinance pertaining to wind farms that is in effect before the  
2 effective date of this amendatory Act of the 95th General  
3 Assembly may continue in effect notwithstanding any  
4 requirements of this Section.

5 (Source: P.A. 95-203, eff. 8-16-07.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.