



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

SB2555

Introduced 1/18/2006, by Sen. Kirk W. Dillard

#### SYNOPSIS AS INTRODUCED:

70 ILCS 1005/10

from Ch. 111 1/2, par. 83

Amends the Mosquito Abatement District Act. Provides that a mosquito abatement district may, by ordinance, annex additional contiguous territory within a city or village if the district contains over 90% of the territory of the city or village and the territory is not incorporated within a mosquito abatement district. Provides that no contiguous territory may be annexed by a mosquito abatement district more than one year after it has been included in the city or village. Provides that no contiguous territory may be annexed by a mosquito abatement district if it expands the mosquito abatement district's boundaries outside of a county unless the district already contains territory in that county.

LRB094 18706 HLH 54072 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 Mosquito Abatement District Act is amended  
5 by changing Section 10 as follows:

6 (70 ILCS 1005/10) (from Ch. 111 1/2, par. 83)

7 Sec. 10. Any territory lying adjacent and contiguous to a  
8 mosquito abatement district, and not part of another mosquito  
9 abatement district, may be annexed to such district in the  
10 following manner:

11 (a) Upon petition in writing, describing the territory  
12 proposed to be annexed and signed by a majority of the legal  
13 voters in such territory and by the owners of more than half of  
14 the taxable property in such territory as shown by the last  
15 ascertained equalized value of the taxable property in such  
16 territory, being filed with the trustees of such mosquito  
17 abatement district, such trustees may annex such territory by a  
18 resolution which shall be published at least once in a  
19 newspaper having a general circulation in the territory and  
20 shall include a notice of (1) the specific number of voters  
21 required to sign a petition requesting that the question of the  
22 adoption of the resolution be submitted to the electors of the  
23 territory; (2) the time in which the petition must be filed;  
24 and (3) the date of the prospective referendum. The county  
25 clerk of the county in which the territory is situated shall  
26 provide a petition form to any individual requesting one. The  
27 resolution shall be effective 30 days from the date of  
28 publication and is subject to a referendum, if such referendum  
29 is requested, prior to the effective date of the resolution, by  
30 the voters in the district equal to 10% or more of the  
31 registered voters in the district. Such trustees may also order  
32 the question of the annexation of such territory to be

1 submitted to the legal voters of such district at a regular  
2 election therein by certifying the question to the proper  
3 election officials. Notice of such election shall be given and  
4 the election conducted in the manner provided by the general  
5 election law. The proposition shall be stated, "Shall the  
6 territory (describing it) be annexed to The.... Mosquito  
7 Abatement District?" If the majority of all the votes cast on  
8 the question is in favor of such annexation, the board of  
9 trustees shall so certify to the county clerk, and within ten  
10 days of such election the trustees by an order duly entered  
11 upon their records shall annex such territory to the district  
12 and shall file a map of the annexed territory in the office of  
13 the county clerk of the county where the annexed territory is  
14 situated. Thereupon such territory shall be deemed annexed to  
15 and shall be a part of such mosquito abatement district.

16 (b) Whenever a mosquito abatement district contains over  
17 90% of territory of a specific city or village, the mosquito  
18 abatement district may annex additional adjacent and  
19 contiguous territory within that city or village, but not  
20 incorporated within a mosquito abatement district, by the  
21 passage of an ordinance to that effect. However, no territory  
22 may be annexed under this Section (i) more than one year after  
23 it has first been included in that city or village unless the  
24 territory so annexed is 50 acres or less or (ii) if the  
25 annexation would expand the mosquito abatement district's  
26 boundaries outside of a county unless the district already  
27 contains territory in that county.

28 The ordinance shall describe the territory annexed and a  
29 certified copy thereof together with an accurate map of the  
30 annexed territory shall be filed in the offices of the county  
31 clerk and recorder of each county in which the annexation takes  
32 place.

33 (Source: P.A. 87-767.)