

agenda item # **38**
amended

County Clerk
County Board
Finance
Treasurer

681920

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

SEE PAGES 3-6 & A-2
and Attachment "A"

Transportation (4) cert.
Certified to be a true copy of
Records of the Lake County
Board Meeting of

COUNTY BOARD, COUNTY OF LAKE, ILLINOIS
REGULAR JUNE MEETING, A.D. 1992
MONDAY, JUNE 8, 1992

JUN 8 1992 APPROVED

Certification not valid unless seal
of Lake County, Illinois is affixed

Janice Lange Hess
County Clerk

ROLL CALL VOTE
Ave 22 May 1

MR. CHAIRMAN AND MEMBERS OF THE COUNTY BOARD:

Your Public Service Committee and Intergovernmental Relations Committee present herewith a resolution providing for the adoption of the Comprehensive Road Improvement Plan for Impact Fees, the adoption of a resolution for curing existing deficiencies, the approval of the State agreement for the proportionate use of road improvement impact fees on State roads, the adoption of the Fair Share Road Improvement Impact Fee Ordinance and the empowerment of the Lake County Affordable Housing Commission to process the exemptions for affordable housing.

We RECOMMEND adoption of this Resolution.

Respectfully submitted,

Don Strenow

Chairman
Ray B. McBee

Vice-Chairman
Jim Guelit

Robert P. Neal

Public Service Committee

Robert P. Neal

Chairman
Ray B. McBee

Vice-Chairman
Robert M. Burkai

Jim Guelit

Intergovernmental Relations Committee

RESOLUTION

WHEREAS, Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended, establishes procedures for the imposition of road improvement impact fees; and

WHEREAS, Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended, requires a unit of local government intending to impose road improvement impact fees to adopt by ordinance or resolution, land use assumptions that will be used to develop the comprehensive road improvement plan, after giving due legal public notice, conducting a public hearing, and receiving a recommendation from the Lake County Road Improvement Impact Fee Advisory Committee; and

WHEREAS, Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended, requires a unit of local government intending to impose road improvement impact fees to adopt by ordinance or resolution the proposed Comprehensive Road Improvement Plan and imposition of impact fees related thereto, after giving due legal public notice, conducting a public hearing, and receiving a recommendation from the Lake County Road Improvement Impact Fee Advisory Committee; and

WHEREAS, the County Board of Lake County has complied with the following prescribed procedural requirements of Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended, by performing the following acts:

1. Appointing a Road Improvement Impact Fee Advisory Committee by resolution, on October 10, 1989, in accordance with the membership requirements of Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended; and
2. Adopting a resolution on March 13, 1990, establishing a public hearing date to consider land use assumptions to be used to develop the County's Comprehensive Road Improvement Plan; and
3. Providing due legal public notice of the hearing date to consider the land use assumptions; and
4. Publishing notice of the hearing date once each week for three (3) consecutive weeks, not less than thirty (30), nor more than sixty (60) days before the scheduled date of the hearing, in a newspaper of general circulation within the County, in the format as set forth in Chapter 121, Section 905 of the Illinois Revised Statutes, as amended; and
5. Sending notice of the intent to hold a public hearing by certified mail to any person who has requested such notice, at least thirty (30) days before the date of the adoption of the public hearing date to consider the land use assumptions; and
6. Conducting a public hearing on June 13, 1990, for the consideration of the proposed land use assumptions; and
7. Adopting the land use assumptions report at its regular meeting of August 14, 1990; and
8. Adopting a resolution on February 11, 1992, establishing a public hearing date to consider the adoption of the County's comprehensive Road Improvement Plan and the imposition of impact fees related thereto; and

9. Providing due legal public notice of the hearing date to consider the adoption of the County's Comprehensive Road Improvement Plan and imposition of impact fees; and
10. Publishing notice of the hearing date once each week for three (3) consecutive weeks, not less than thirty (30), nor more than sixty (60) days before the scheduled date of the hearing, in a newspaper of general circulation within the County, in the format set forth in Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended; and
11. Sending notice of the intent to hold a public hearing by certified mail to any person who has requested such notice, at least thirty (30) days before the date of the adoption of the public hearing date to consider the Comprehensive Road Improvement Plan and the imposition of impact fees; and
12. Conducting a public hearing on April 9, 1992, to consider the adoption of the Comprehensive Road Improvement Plan and imposition of impact fees; and

WHEREAS, the Lake County Road Improvement Impact Fee Advisory Committee at its regular meeting of June 27, 1990, reviewed and endorsed said land use assumptions report and authorized the Committee Co-Chairs to sign a resolution on behalf of the Committee which resolution was received; and

WHEREAS, the Lake County Road Improvement Impact Fee Advisory Committee at its regular meeting of April 29, 1992, reviewed the proposed Comprehensive Road Improvement Plan and Impact Fee Ordinance as presented at the public hearing and with the suggested changes thereto endorsed said Comprehensive Road Improvement Plan and Impact Fee Ordinance and authorized the Committee Co-Chairs to sign a resolution on behalf of the Committee and which resolution has been received; and

WHEREAS, Section 5-910 of the Illinois Revised Statutes, as amended, requires an agreement with the State of Illinois regarding the proportionate use of road improvement impact fees on State roads as contained in the Comprehensive Road Improvement Plan; and

WHEREAS, the Public Service Committee and the Intergovernmental Relations Committee need to present a resolution for the consideration of the full County Board at its June 1992 meeting as per the procedural requirements of Chapter 121, Section 5-905 of the Illinois Revised Statutes, as amended.

NOW, THEREFORE BE IT RESOLVED that the County Board of Lake County hereby adopts the Lake Comprehensive Road Improvement Plan for Impact Fees dated June 8, 1992, attached hereto and hereby made a part hereof.

BE IT FURTHER RESOLVED that as contained in Appendix C of said Comprehensive Road Improvement Plan for Impact Fees it is the intention of the County Board to cure existing roadway capacity deficiencies, where practicable, by the Year 2005.

BE IT FURTHER RESOLVED that as contained in Appendix A of said Comprehensive Road Improvement Plan for Impact Fees the Chairman of the County Board, the County Clerk and the County Engineer of the County of Lake, Illinois, be authorized, and they are hereby directed, to execute an agreement pertaining to the proportionate use of road improvement impact fees on State roads.

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BE IT FURTHER RESOLVED that the County Board of Lake County, Illinois, hereby adopts the Lake County Fair Share Road Improvement Impact Fee Ordinance dated June 8, 1992, attached hereto and hereby made a part hereof.

BE IT FURTHER RESOLVED that the Lake County Affordable Housing Commission, created on November 12, 1991, by this Lake County Board, shall have the authority to recommend to this County Board standards for the certification of affordable housing developments, or parts thereof, in Lake County; and pursuant to approval of the final said standards by the County Board the Commission shall perform the duties of Section 18, paragraph h of the said Fair Share Road Improvement Impact Fee Ordinance. The Department of Planning, Zoning and Environmental Quality shall assist the Affordable Housing Commission in this task.

Dated at Waukegan, Illinois,

this 8th day of June 1992.