



# Lake County Illinois

## Legislation Text

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**File #:** 15-0701, **Version:** 1

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Ordinance amending Chapter 151: Unified Development Ordinance of the Lake County Code relating to the regulation of dredge-material staging, stockpiling and processing.

- The Planning, Building and Development Department has been in discussion with the Fox Waterway Agency (FWA) with the goal to identify a reasonable regulatory process for the FWA's use of unincorporated properties for waterway dredge-material *staging* activities (off-loading of materials from channels/lakes for shipment to processing sites) and *processing* activities (drying, pulverizing of materials).
- As a result of these discussions, staff has drafted a set of proposed amendments, attached as "Exhibit A", that would provide the FWA and other dredging entities a regulatory mechanism to obtain both temporary and long-term permits for such activities, subject to various mitigation-related conditions (addressing impacts on neighboring properties, natural resources, and local road infrastructure).
- On June 11, 2015 the Lake County Zoning Board of Appeals unanimously recommended approval of the amendments as indicated in Exhibit A which identifies the modifications made by that body. Following Committee action on July 7, 2015, final action will be taken at the July 14, 2015 County Board meeting.

### ORDINANCE

**WHEREAS**, the Lake County Board adopted the Lake County Unified Development Ordinance on April 11, 2000; and

**WHEREAS**, The Lake County Board incorporated the Lake County Unified Development Ordinance into the Lake County, Illinois Code of Ordinances as Chapter 151 of the Lake County, Illinois Code of Ordinances on February 10, 2015; and

**WHEREAS**, the regulations specified in Chapter 151 of the Lake County Code are being implemented and require a periodic review, and revisions may be necessary to these regulations; and

**WHEREAS**, the Planning, Building and Development Department has determined the need to provide reasonable regulatory standards for the staging, stockpiling and processing of dredging material in order to mitigate potential land use impacts of such uses on surrounding property; and

**WHEREAS**, your Planning, Building and Development Department has reviewed the proposed amendments and recommends that the text of Chapter 151 of the Lake County Code be amended in accordance with Exhibit A attached hereto; and

**WHEREAS**, your Zoning Board of Appeals, after reviewing the testimony presented at the public hearing on the aforesaid petition, has submitted its report thereon to the County Board and its report recommends by a vote of 5 - 0 that the proposed text amendment be approved as specified in Exhibit A; and

**WHEREAS**, a public hearing has been held by the Lake County Zoning Board of Appeals pursuant to the Statutes of the State of Illinois on the petition of the County of Lake, which seeks to amend the text of Chapter 151 of the Lake County, Illinois Code of Ordinances; and

**WHEREAS**, your Planning, Building and Zoning Committee duly considered the proposed text amendment aforescribed and recommends by a vote of six to zero that the text amendments be approved as specified in Exhibit A. Motion made by Member Pedersen, with a second by Member Wilke, to grant the petition. Voting "Aye": Vice Chair Wilke and Members Bartels, Carlson, Hart, Pedersen, Sauer; Voting "Nay" None.

**NOW, THEREFORE, BE IT ORDAINED** by the Lake County Board that the text amendments to Chapter 151 of the Lake County, Illinois Code of Ordinances are approved as specified in Exhibit A; and

**BE IT FURTHER ORDAINED** that the Clerk of the County Board shall keep a record of this action.

**DATED AT WAUKEGAN, LAKE COUNTY, ILLINOIS**, this 14<sup>th</sup> day of July, 2015.