

COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 14-11-02-51

**AN ORDINANCE AMENDING TITLE 10 OF THE LE ROY CITY CODE-
ZONING REGULATIONS REGARDING KENNELS AND SPECIAL USES**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
17th Day of November 2014

PRESENTED: **November 17, 2014**

PASSED: **November 17, 2014**

APPROVED: **November 17, 2014**

RECORDED: **November 17, 2014**

PUBLISHED: **November 17, 2014**


In Pamphlet Form

Voting "Aye" 7

Voting "Nay" 0

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)



Vicki Moreland, City Clerk of City
of Le Roy, McLean County, Illinois

Dated: November 17, 2014

**CITY OF LE ROY
McLEAN COUNTY, ILLINOIS**

ORDINANCE NO. 14-11-02-51

**AN ORDINANCE AMENDING TITLE 10 OF THE LEROY CITY CODE-ZONING
REGULATIONS REGARDING KENNELS AND SPECIAL USES**

WHEREAS, the City of LeRoy has authority pursuant to the Illinois Municipal Code to enact zoning ordinances regulating the use of property within the City of LeRoy; and

WHEREAS, the City of LeRoy has enacted a comprehensive zoning code incorporated as Title 10 of the LeRoy City Code; and

WHEREAS, said zoning code currently defines and regulates kennels and also contains a process for approval of special uses; and

WHEREAS, the LeRoy City Council desires to modify the definition of kennels, establish kennels as a special use in the (I-2) Heavy Industrial and (A) Agricultural Districts, and authorize the imposition of conditions in connection with the special use approval process; and

WHEREAS, the LeRoy Zoning Board did, after notice and hearing as required by law, recommend approval of the proposed changes to the LeRoy City Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of LeRoy, McLean County, Illinois, as follows:

Section 1. The definition of kennel in Section 10-1-3 of the LeRoy City Code is amended to read as follows: Kennel: Any lot or premises on which are kept four (4) or more dogs more than six (6) months of age excluding, however, a veterinarian hospital licensed by the state of Illinois and an animal control facility operated by a governmental entity.

Section 2. Section 10-2-4 of the LeRoy City Code is amended by adding a new subsection (E) to read as follows: E. Conditional Approval: The Zoning Board of Appeals may recommend and the City Council may require such conditions and restrictions upon the location, construction, maintenance and operation of a special use as deemed necessary to protect public health, safety, comfort and welfare, to minimize the impact of the special use on the use and enjoyment of property in the immediate vicinity, to provide for the normal and orderly development, use and improvement of surrounding property for uses permitted in the zoning district and to meet the standards set forth in Section 10-2-4 (D) above.

Section 3. Section 10-5-3 of the LeRoy City Code is amended by adding the following to said section: A kennel may be allowed as a special use, but only upon the following conditions and only upon review and approval in accordance with the provisions of Section 10-2-4 of this title and approval of the city council:

1. Fencing/screening: a six foot high wire mesh fence shall be required to enclose outdoor animal areas. Deciduous and evergreen landscaping, which may include trees, bushes and ornamental grasses shall be provided to screen outdoor animal areas from view beyond the property line of the special use.

2. Minimum lot area: one-half acre.
3. Minimum lot width: 100 feet.
4. Minimum yard requirements: the same as the underlying zoning district.
5. Maximum height: the same as the underlying zoning district.
6. Minimum parking: one space for every 400 square feet of gross floor area designated for the special use.
7. Additional requirements: outdoor animal areas shall be no closer than 300 feet to a residential zoning district (R-1, R-2 and R-3) and no closer than 300 feet to a residential dwelling.

Section 4: Section 10-8B-3 of the LeRoy City Code is amended by deleting the permitted use petroleum storage and kennels and inserting in lieu therefore the permitted use petroleum storage.

Section 5: Section 10-8B-4 of the LeRoy City Code is amended by adding the following to said section: A kennel may be allowed as a special use, but only upon the following conditions and only upon review and approval in accordance with the provisions of Section 10-2-4 of this title and approval of the city council:

1. Fencing/screening: a six foot high wire mesh fence shall be required to enclose outdoor animal areas. Deciduous and evergreen landscaping, which may include trees, bushes and ornamental grasses shall be provided to screen outdoor animal areas from view beyond the property line of the special use.
2. Minimum lot area: one-half acre.
3. Minimum lot width: 100 feet.
4. Minimum yard requirements: the same as the underlying zoning district.
5. Maximum height: the same as the underlying zoning district.
6. Minimum parking: one space for every 400 square feet of gross floor area designated for the special use.
7. Additional requirements: outdoor animal areas shall be no closer than 300 feet to a residential zoning district (R-1, R-2 and R-3) and no closer than 300 feet to a residential dwelling.

Section 6: The LeRoy City Code shall remain in full force and effect as amended by this ordinance.

Section 7: The City Clerk be and she is hereby authorized and directed to publish this ordinance in pamphlet form as required by law.

Section 8: This Ordinance shall take effect ten (10) days from and after the date of its publication.

Section 9: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion
Made by Judy Marshall, and seconded by Greg Steffen by roll call vote on the 17th day
of November, 2014, as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye: Rae Ann Ahlers, Mike Bailey, Glenn Reinhart, Brad Poindexter, Anne
Anderson, Judy Marshall, Greg Steffen


Voting Nay: None

Absent: Dawn Hanafin

Abstain: None

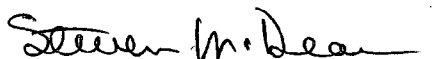
Other: None

and deposited and filed in the office of the City Clerk in said municipality on the 17th
day of November 2014



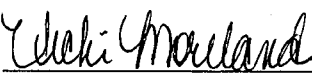
Vicki Moreland, City Clerk of the City of
LeRoy, Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 17th day of
November 2014.



Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Vicki Moreland, City Clerk of the City of Le Roy,
Mc Lean County, Illinois

CERTIFICATE

I, Vicki Moreland, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on November 17, 2014 the Corporate Authorities of such municipality passed and approved **Ordinance No. 14-11-02-51** entitled:

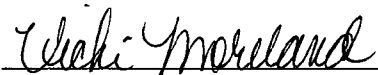
**AN ORDINANCE AMENDING TITLE 10 OF THE LE ROY CITY CODE-
ZONING REGULATIONS REGARDING KENNELS AND SPECIAL USES**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **14-11-02 -51**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **November 17, 2014** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 17th day of November 2014.

(SEAL)


Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Vicki Moreland, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

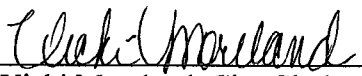
I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE AMENDING TITLE 10 OF THE LE ROY CITY CODE-
ZONING REGULATIONS REGARDING KENNELS AND SPECIAL USES**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 17th day of November 2014, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 17th day of November 2014

(SEAL)


Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois