

CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS

**ORDINANCE NO. 19-09-03-51**

**AN ORDINANCE AMENDING TITLE 10; CHAPTER 5 OF THE MUNICIPAL CODE  
OF LE ROY, ILLINOIS, 2006**

---

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS

**16<sup>th</sup> Day of September, 2019**

PRESENTED: **September 16, 2019**

PASSED: **September 16, 2019**

APPROVED: **September 16, 2019**

RECORDED: **September 16, 2019**

PUBLISHED: **September 16, 2019**

In Pamphlet Form

Voting "Aye" 6

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*

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

Dated: **September 16, 2019**

ORDINANCE NO. 19-09-03-51

AN ORDINANCE AMENDING TITLE 10; CHAPTER 5 OF THE MUNICIPAL CODE OF LE ROY, ILLINOIS, 2006

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation, has enacted Municipal Code Regulations for the purpose of improving and protecting the public health, safety, comfort, convenience, and general welfare of the people; and

WHEREAS, the State of Illinois enacted the Cannabis Regulation and Tax Act (410 ILCs 705/1 *et seq.*, “the Act”), which pertains to the possession, use, cultivation, transportation, and dispensing of adult-use cannabis, which became effective June 25, 2019; and

WHEREAS, pursuant to the Act, the Mayor and City Council may enact reasonable zoning ordinances or resolutions not in conflict with the Act, regulating cannabis business establishments, including rules adopted governing the time, place, manner, and number of cannabis business establishments, and minimum distance limitations between cannabis business establishments and locations the City deems sensitive; and

WHEREAS, on August 19, 2019, the Mayor and City Council initiated an amendment to Title 10 of the LeRoy Municipal Code to review and consider additional amendments to further regulate adult-use cannabis facilities within the City of LeRoy; and

WHEREAS, the Zoning Board of Appeals conducted public hearings, as required by law, on Friday, September 13, 2019, in regards to the proposed amendments to Title 10 of the LeRoy Municipal Code pertaining to the adult-use cannabis; and

WHEREAS, the Zoning Board of Appeals recommended approval of the proposed amendments to Title 10 on Friday, September 13, 2019; and

**NOW, THEREFORE BE IT ORDAINED**, by the City Council of the City of Le Roy, Illinois in lawful meeting assembled on Monday, September 16, 2019, as follows:

**SECTION 1.** Title 10 – Zoning Regulations, Chapter 5: A Agricultural District, of the Municipal Code of the City of Leroy shall be amended and will read as follows by ~~strike~~through for omitted language and **bold** for added language:

**10-5-2: Permitted Uses:** The following uses are permitted in the A agricultural district:

1. Agricultural uses.
2. ~~Cannabis cultivation centers.~~
3. Greenhouses.
4. Parks and recreation areas.
5. Single-family residences accessory to agricultural operations.

**10-5-3: Special Permitted Uses:** The following are specially permitted in the A agricultural district:

1. 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:
  - a. Fencing/Screening: A six (6) 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.
  - b. Minimum Lot Area: One-half (1/2) acre.
  - c. Minimum Lot Width: One hundred (100) feet.
  - d. Minimum Yard Requirements: The same as the underlying zoning district.
  - e. Minimum Parking: One (1) space for every four hundred (400) square feet of gross floor area designated for the special use.
  - f. Additional Requirements: Outdoor animal areas shall be no closer than three hundred (300) feet to a residential zoning district (R-1, R-2, and R-3) and no closer than three hundred (300) feet to a residential dwelling.
2. **Adult-Use Cannabis Business Establishments may be allowed as a special use, but only upon review and approval in accordance with the provisions of Section 10-3-13 of this title and approval of the City Council:**
  - a. **Adult- Use Cannabis Craft Grower; and**
  - b. **Adult-Use Cannabis Cultivation Center.**
3. Other uses of the same general character as those listed in Section 10-5-2 of this chapter may be permitted upon review of the Zoning Board of Appeals in accordance with the provisions of Section 10-2-4 of this title.

**PASSED** by the City Council of the City of Le Roy, Illinois, upon the motion made by Kelly Lay and seconded by Matt Steffen by roll call vote on the 16<sup>th</sup> day of September, 2019 as follows

Aldermen elected 8

Aldermen Present 6

Voting Aye:

Rick Kline, Kyle Merkle, Brad Poindexter, Kelly Lay, Ron Legner, Matt Steffen.

Voting Nay:

None

Absent:

Dawn Hanafin, Greg Steffen

Abstain:

None

Other:

None

And deposited and filed in the office of the City Clerk in said municipality on the 16<sup>th</sup> day of September, 2019.



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

**APPROVED BY** the Mayor of the City of Le Roy, Illinois, this 16<sup>th</sup> day of September, 2019



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 September 16, 2019 the Corporate Authorities of such municipality passed and approved **ORDINANCE NO. 19-09-03-51**

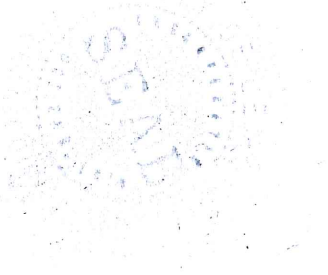

**AN ORDINANCE AMENDING TITLE 10; CHAPTER 5 OF THE MUNICIPAL CODE OF LE ROY, ILLINOIS, 2006**

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

The pamphlet form of **Ordinance No. 19-09-03-51**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **September 16, 2019** 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 16<sup>th</sup> day of September, 2019.

(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; CHAPTER 5 OF THE MUNICIPAL CODE OF LE ROY, ILLINOIS, 2006**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 16<sup>th</sup> day of September, 2019 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 16<sup>th</sup> day of September, 2019

\_\_\_\_\_  
(SEAL)

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