

Memo

To: Trustee Konicek Hannigan
From: Robert Kosin
Board of Trustees
cc: Village President
Date: January 25, 2016
Re: Lake County Watershed Development Ordinance

There is presented for consideration of the Board of Trustees the amendment of the Lake County Watershed Development Ordinance as the Village adopted (Ord 13-14) on August 26, 2013.

As a historical reference, the Village adopted pursuant to state statute the Lake County standard of the regulation of storm water management and by intergovernmental agreement was permitted to apply it in all four counties of the Village.

From time to time Lake County undertakes administrative amendments to the Ordinance and in turn the Village then amends the adoption date of the ordinance as it is found in Section 4-2-10 of the Village Code.

In terms of the actual changes by Lake County to its Ordinance, the Village Engineer described them as “very minimal, but the entire ordinance has been reformatted to be much more user friendly. Better organized and topics are more reasonably grouped.”

“The most significant technical change relates to wetland permitting. The ordinance has always included certain types of wetland areas that are excluded from requiring a permit (roadside ditches, manmade detention ponds, etc.), but now allows the municipality to make the determination of wetlands that are excluded from requiring a permit (previously this was done at the County for standard certified communities). The effect [of the Amendment] will be to streamline the permit process for projects that may otherwise require isolated wetland permitting through the County.”

Therefore the Village Code upon adoption of the attached would reference the October 13, 2015 edition of the Lake County Watershed Development Ordinance and a physical copy of that ordinance will be available in the office of the Village Clerk as well as the Building Department.

**AN ORDINANCE ADOPTING BY REFERENCE OF THE LAKE COUNTY
WATERSHED DEVELOPMENT ORDINANCE**

WHEREAS, the County of Lake, pursuant to the powers granted to it by 55 ILCS 5/5- 1062, adopted the Lake County Watershed Development Ordinance on or about October 13, 2015, effective October 13, 2015, establishing rules and regulations for floodplain and stormwater management throughout the County of Lake and superseding any less restrictive municipal rules and regulations therein; and,

WHEREAS, the President and Board of Trustees of the Village of Barrington Hills have previously adopted Ordinances No. 13-14, of Sec 4-2-10 of the Village Code, which adopted by reference the Lake County Watershed Development Ordinances; and,

WHEREAS, the County of Lake, pursuant to the powers granted to it by 55 ILCS 5/5-1062, adopted a resolution approving amendments to the Lake County Watershed Development Ordinance on or about October 13, 2015, effective immediately; and,

WHEREAS, the President and Board of Trustees of the Village of Barrington Hills find it to be in the best interests of the Village of Barrington Hills to require all development to meet, at least, the minimum standards prescribed by the WDO to the fullest extent practicable; and,

WHEREAS, three copies of the Lake County Watershed Development Ordinance have been on file in the Office of the Village Clerk of the Village of Barrington Hills, and available for inspection, for not less than ten (10) days.

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village, located in the Counties of Cook, Kane, Lake and McHenry in the State of Illinois, a home rule municipality as follows:

SECTION I: That there is hereby adopted by reference, as if fully set out herein, that certain ordinance known as the Lake County Watershed Development Ordinance, approved as amended by the County of Lake, State of Illinois, three copies of which have been, for a period of not less than ten (10) days prior to the effective date hereof, and now are on file in the office of the Village Clerk.

SECTION II: That in the event that the rules, regulations, terms or conditions imposed pursuant to the Lake County Watershed Development Ordinance are either more restrictive or less restrictive than comparable rules, regulations, terms or conditions imposed by any other applicable rule, regulation, resolution, ordinance, statute or law, then the most restrictive rules, regulations, terms or conditions shall govern.

SECTION III: That Section Two of the Village Code of the Village of Barrington Hills is amended by deleting existing Section Two and replacing it with the following:

4-2-10 (A)

STORMWATER MANAGEMENT REGULATIONS:

The Lake County Watershed Development Ordinance, as most recently amended by the County of Lake on October 13, 2015, is hereby adopted by reference and is in full force and effect within the Village of Barrington Hills and is found in its own compilation.

SECTION IV: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

SECTION V: That this Ordinance shall be in full force and effect ten (10) days after its passage, approval and publication in pamphlet form, as provided by law.

Ayes: Nays: Absent:

PASSED AND APPROVED by the President and Board of Trustees of the Village of Barrington Hills, Illinois, this 25th day of January, 2016.

APPROVED:

ATTEST:

Village President

Village Clerk