

CASE # 2005-37  
RESOLUTION NUMBER 211

**TEXT AMENDMENT TO SANGAMON COUNTY ZONING ORDINANCE  
REGARDING TEMPORARY USE PERMITS FOR FIREWORKS STANDS**

**WHEREAS**, the Sangamon County Board, pursuant to AN ACT IN RELATION TO COUNTY ZONING of the State of Illinois (Illinois Revised Statues 1967, Chapter 34, Paragraphs 3151 through 3162) adopted a zoning ordinance in April of 1969; and

**WHEREAS**, in order to make the regulations more effective, it is necessary from time to time to consider amendments that correct deficiencies or that relate to current development circumstances; and

**WHEREAS**, it is desirable to enact new penalties for illegal fireworks sales; and

**WHEREAS**, the Public Health, Safety & Zoning committee of the Sangamon County Board has reviewed the proposed text amendment and recommends approval; and

**WHEREAS**, in accordance with State Statutes, the Sangamon County Zoning Board of Appeals conducted a public hearing on **May 19, 2005** in order to seek public comment on the draft revision of the Zoning Ordinance; and

**WHEREAS**, the Sangamon County Zoning Board of Appeals recommended approval of the proposed text amendments to the Sangamon County Zoning Ordinance as Exhibit A attached hereto and made a part of this resolution.

**FILED**

MAY 19 2005

*Joe C. ...*  
Sangamon County Clerk

**NOW, THEREFORE, BE IT RESOLVED**, by the Members of the Board of Sangamon County, Illinois, in session this **14<sup>th</sup> day of June, 2005** that the request to amend the text of the Sangamon County Zoning Ordinance as proposed in the attached Exhibit A is hereby approved.

Signed and passed by the Sangamon County Board in session on this **14<sup>th</sup> day of June, 2005**.

Respectfully submitted,

PUBLIC HEALTH, SAFETY & ZONING  
COMMITTEE OF THE SANGAMON COUNTY BOARD

  
\_\_\_\_\_  
DAN VAUGHN, CHAIRMAN

\_\_\_\_\_  
BILL MOSS

\_\_\_\_\_  
DON STEPHENS, JR.

\_\_\_\_\_  
ABE FORSYTH

\_\_\_\_\_  
TIM MOORE

\_\_\_\_\_  
TYRONE PACE

**ATTEST:**

  
\_\_\_\_\_  
SANGAMON COUNTY CLERK

  
\_\_\_\_\_  
COUNTY BOARD CHAIRMAN

EXHIBIT A

Amend Section 17.76.030 as follows:

J (a) If the permit holder or his agent violate any provision of the Sangamon County Fireworks Ordinance (Chapter 8.12 of the Sangamon County Code), or any provision of the Illinois Fireworks Use Act, then the permit holder shall not be issued another such permit for ~~one-year~~ 18 months from the date of such ~~conviction~~ violation; nor shall a temporary use permit for a fireworks stand be permitted on the same property for 18 months from the date of such violation.

RECAP  
(FOR COUNTY USE ONLY)

DOCKET NUMBER: 2005-37

ADDRESS: N/A

PETITIONER: Health, Safety & Zoning Committee of the Sangamon County Board

PRESENT ZONING CLASSIFICATION: N/A

REQUESTED ZONING CLASSIFICATION: N/A

AREA: N/A

COMMENTS: None

OBJECTORS: None

PLANNING COMMISSION RECOMMENDATION:

SANGAMON COUNTY BOARD OF APPEALS RECOMMENDATION: Approval

  
\_\_\_\_\_  
RECORDING SECRETARY

SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF:)	DOCKET NO:	2005-37
Health, Safety & Zoning Committee of )	PROPERTY LOCATED AT:	
The Sangamon County Board )	N/A	
)		
)		
)		

RECOMMENDATION OF THE BOARD OF APPEALS

THIS MATTER, Coming on for a hearing before the Sangamon County Zoning Board of Appeals of Sangamon County, Illinois, and it appearing to said Board that a petition for a **text amendment** of the Zoning Regulations of said County has been filed herein by the above captioned petitioner (s); that legal publication has been made pursuant to law; and that a public hearing was held on **May 19, 2005** pursuant to law; and that said Board took testimony of witnesses, examined the evidence, and otherwise being fully advised in the premises, therefore finds as follows:

1. That said Board has jurisdiction to consider the petition filed herein.
2. That the proposed changes are more particularly described in EXHIBIT A attached hereto and make a part hereof.
3. That required finding and standards of the Sangamon County Board of Appeals are accurately stated on the attached exhibit (s).
4. The evidence adduced at the hearing **does** support the proposition that the adoption of the proposed **text amendment** is in the public interest and is not solely in the interest of the petitioner (s).

IT IS, THEREFORE, the recommendation of the Sangamon County Zoning Board of Appeals to the County Board of Sangamon County that the requested **text amendment** be **approved**.

  


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**CHAIRMAN**

21-6

MINUTES OF THE  
SANGAMON COUNTY ZONING BOARD OF APPEALS

There was a motion by Zoning Board Member **Don Wulf** to recommend **approval** of this petition, which was duly seconded by **Donn Malwick**.

The vote of the Board was as follows:

**YES: Donn Malwick, John Goleman, Patrick Somers, Barbara Braner & Don Wulf**

**NO:**

**ABSENT: Charles Chimento & Marvin Traylor**

  
RECORDING SECRETARY