



ORDINANCE NO. 924

**AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW
MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE
NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE
AMENDMENTS REGULATING TO PERMITTED USES IN ZONING
DISTRICTS OF THE VILLAGE OF MACKINAW**

Published in pamphlet form by authority of the Village President and
Board of Trustees of the Village of Mackinaw

NOVEMBER 14, 2016

STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the *14TH day of NOVEMBER 2016*, insofar as same relates to the adoption of *Ordinance No. 924*, entitled:

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO PERMITTED USES IN ZONING DISTRICTS OF THE VILLAGE OF MACKINAW

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of *Ordinance No. 924*, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on *NOVEMBER 15, 2016* and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by six members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 25TH DAY OF NOVEMBER, 2016.



Village Clerk

ORDINANCE NO. 924

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO PERMITTED USES IN ZONING DISTRICTS OF THE VILLAGE OF MACKINAW

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW:

SECTION 1: §153.071 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing paragraph A and I inclusive of all subparagraphs thereof and by re-lettering all remaining paragraphs which are not deleted by this Amendment so as to preserve consecutive lettering of every paragraph of this Section;

SECTION 2: §153.096 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing paragraph A and by re-lettering all subsequent paragraphs so as to preserve consecutive lettering of every paragraph of this Section;

SECTION 3: §153.142 of the Village Code of the Village of Mackinaw is hereby amended by inserting the following new paragraphs to said Section:

§153.142 SCHEDULE OF SPECIAL USES

Special uses which may be authorized by the Village Board are as follows:

...

(S) Those uses permitted in the Residential and Commercial Districts in the Industrial District, however if the special use is granted those uses shall be subject to the standards and regulations applicable to Residential District or Commercial District respectively even though the property lies in the Industrial District.

(T) Those uses permitted in the residential and commercial districts subject to the yard requirements of the residential district and further subject to the provision of §153.150.

SECTION 4: §153 of the Village Code of the Village of Mackinaw is hereby amended by inserting a new §153.150 which shall be as follows:

§153.150 RESIDENTIAL USE IN A COMMERCIAL INDUSTRIAL DISTRICT.

No existing structure shall be converted to a single family, two family, or multi-family dwelling on the ground floor, no existing structure shall be demolished and replaced by a single family, two family, or multi-family on the ground floor, no vacant lots shall have erected on it a single family, two family, or multi-family dwelling on the ground

floor of any property zoned in the Commercial or Industrial District unless the following requirements are met:

- (A) Prior to occupancy the dwelling unit on the first floor shall be inspected to determine if the dwelling unit complies with the Fire Code of the State of Illinois and, if applicable, the Mackinaw Fire Protection District. The inspection shall be completed by the Fire Code Officer of the Mackinaw Fire Protection District. In the event the Mackinaw Fire Protection District does not have a Fire Code Officer then the inspection shall be made by a Fire Code Officer hired by the Village and the applicant shall pay for all charges imposed by the Fire Code Officer.
- (B) At least two off street parking spaces shall be furnished for each first floor dwelling.
- (C) Each dwelling, unit including each first floor dwelling unit, shall have at least two separate exits that comply with the Fire Code of the State of Illinois and if applicable the fire code of the Mackinaw Fire Protection District.
- (D) Each dwelling unit, both on the first floor and if applicable any other floors, shall comply with the Tazewell County Health Department Codes that apply to dwelling units.
- (E) All other requirements of the Zoning Ordinances of the Village of Mackinaw shall apply including but not limited to the minimum square footage requirement for each dwelling unit.

§153.071 of the Village Code of the Village of Mackinaw is shall amended by inserting a new paragraph I which shall be as follows:

§153.071 PERMITTED USES

Permitted uses in this District are:

...

- (I) Dwelling units not on the ground floor.


SECTION 5: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 6: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 7: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.


PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 14 day of November, 2016.

APPROVED:



President of the Board of Trustees of
The Village of Mackinaw

ATTEST:



Village Clerk

AYES: 4
NAYS: 0
ABSENT: 2