KENDALL COUNTY
AD HOC ZONING ORDINANCE COMMITTEE

MEETING AGENDA

March 27, 2013
5:00pm - 6:45pm
Kendall County Office Building
Rooms 209 & 210
111 W. Fox Street
Yorkville, Illinois

1. Approval of Minutes from the February 27, 2013 meeting
2. Review of Gun or shooting related items in the Zoning Ordinance
3. Update on Township Board meetings with regards to the LRMP

Next meeting will be on April 24, 2013
KENDALL COUNTY AD HOC ZONING ORDINANCE COMMITTEE

Kendall County Office Building
Rooms 209 & 210
111 W. Fox Street, Yorkville, Illinois
5:00 p.m.
Meeting Minutes of February 27, 2013

Present: Larry Nelson (Chairman), Bill Ashton, John Shaw and Jeff Wehrli
Members absent: Scott Gryder and Elizabeth Flowers
Others present: Mike Hoffman from Teska Associates, Senior Planner Angela Zubko, County Board member Dan Koukal (invited by Mr. Shaw) and Commander Robert Wollwert from the Sheriff’s Office

Chairman Larry Nelson called the meeting to order at 5:00 p.m.

1. APPROVAL OF MINUTES
   Jeff Wehrli made a motion to approve the minutes from November 28, 2012. Bill Ashton seconded the motion. All agreed and the meeting minutes were approved.

2. Review of Gun or shooting related items in the Zoning Ordinance
   Larry gave some background on why this is on the agenda. There was also a quick discussion on the Church case in relation to special uses and conditions. In the packet is a memo that shows where in the Zoning Ordinance all gun and target practices are permitted or a special use and also in the packet is the Howell gun club, the 3 ordinances that pertain to it. Mr. Nelson asked if we make something for the Sheriff’s office exempt or put it in and delineate all the conditions? Mr. Koukal asked about a firearms school and if they shoot on site. The consensus is they think they take the guns somewhere else to shoot. Commander Wollwert talked about some laws with regards to conceal-carry. He also mentioned openly you can walk with a gun showing but only in non-city limits. There was discussion about a target range and what everyone would like to do. Mr. Shaw talked about a complaint he has heard about shooting machine guns at night at the shooting range off Route 71. Commander Wollwert discussed the hunting statutes vs. private gun laws. The committee decided to only allow the Kendall County Government Agency under the M-3 District as a special use. Also re-word it to say along with other government law enforcement. The Ad-hoc group decided the following: Keep Indoor Target practice as a special use in the A-1, B-1 though B-6, M-1 and M-2 but add conditions, delete sports shooting out of Outdoor Commercial Sporting Activity, delete the Indoor and outdoor target practice, reword the Kendall County
Government Agency.... Write a use as a special use in the A-1 and M-3 for outdoor shooting with conditions to bring back next month. The Ad-hoc group was fine with a gun shop falling under retail and fine with home occupations. They also decided to exclude gun clubs from the private clubs use in the Ordinance. Mr. Wollwert will send Planner Zubko some information she will email out to the group.

3. **Jobs/ Economic Development**
Mr. Koukal wanted to bring the committee up to date on what the economic development committee and Mr. John Sterrett and Mr. Wilkins have been working on. Mr. Koukal stated they started a program to do outreach to local businesses. They are constantly looking to retain businesses and how they can help them. They are still working off the economic plan. Mr. Koukal stated they have been following the Prairie Parkway information and Route 47 monies. They are excited about the Brisbin Road exchange that is now open. Mr. Nelson asked if we have any money to connect Brisbin? Mr. Koukal stated it is in the future plan. Eldomain Road has been a topic of discussion at the Economic development meetings. The City of Plano is working on a transfer station host agreement. He discussed they’re in the process of putting on another job fair in June. There was a little discussion on the Route 47 money. Mr. Nelson asked if it would be a good idea of the County Board should write a letter to look into changing the legislation for the Prairie Parkway to give the authority to look into making it private instead of an IDOT roadway and refer to the Illiana tollway. Mr. Nelson stated there is a group of big time money people and maybe we go talk to those ‘kind’ of people who might have better democratic connection? Mr. Wehrli suggested to wait and see where the money goes, everyone agreed that is a good idea. There was discussion on the Orchard Road expansion and centerline. There was also discussion on the Eldomain Road Bridge over the Fox River and with regards to the railway and Eldomain Road expansion.

Mr. Ashton and Shaw wanted clarification with regards to objections from the townships vs. municipalities. Ms. Zubko went through what the state statutes.

**Adjournment:**
The next meeting will be March 27, 2013. John Shaw made a motion to adjourn the meeting. Bill Ashton seconded the motion. All were in favor and the meeting was adjourned at 6:39 p.m.

Respectfully submitted,
Angela L. Zubko
Senior Planner
To: Ad-hoc  
From: Angela L. Zubko, Senior Planner  
Date: March 21, 2013  
Re: Anything related to guns or shooting

Proposed changes discussed last month:

As a special use in the A-1, B-1, B-2, B-3, B-4, B-5, B-6, M-1, M-2:

Indoor Target Practice with the following conditions:
   a. The indoor shooting range shall meet all applicable standards established in the NRA Range Source Book. Documentation indicating compliance with the aforementioned standards shall be submitted with the site plan. Plans require engineer certification for soundproofing and appropriate design.
   b. Must be at least 150' from existing dwellings and property lines of schools, daycares, and places of worship.
   c. Hours of operation from 7am to 10pm
   d. Bathroom facilities are required.
   e. No alcohol allowed.
   f. Must meet all requirements of the Kendall County Health Department.

As a special use in the A-1 and M-3 District: (all new) (Maybe less restrictive in the M-3 District?)

Outdoor target practice or shooting range with the following conditions:
   a. Requires conformity with NRA standards; provides different berm requirements depending on the type of firearm to be used.
   b. Requires minimum parcel size of 5 acres
   c. Must have a sign that lists allowed firearm types, rules of operation; hearing and vision protection required.
   d. NRA-certified range supervisor must be present
   e. Range flag flown at all times that firing is taking place.
   f. Hours and days of operation as specified in the Special Use Permit to be determined by the County Board.
   g. Access must be controlled by a lockable gate.
   h. Hazardous waste plan addressing lead management required.
   i. No discharge of lead shot into wetland.
   j. Must be at least 1,000' from existing dwellings and property lines of schools, daycares, places of worship and airstrips.
   k. No alcohol allowed.
   l. No activity shall leave the boundaries of the site.
   m. All applicable State and County rules and regulations shall be adhered to.
n. Bathroom facilities are required.
o. Must meet all requirements of the Kendall County Health Department.

As a special use in the A-1 District:
Outdoor Commercial Sporting Activities including but not limited to sports shooting, swimming facilities and motocross sports. Appropriate regulations for lighting noise and hours of operation shall be included in the conditions. Outdoor commercial sporting activities shall exclude athletic fields with lights, paintball facilities and riding stables including but not limited to polo clubs, and similar uses (excluding shooting facilities or target practice)

Delete from Sections 10.01.C.7- M-1 Special use which automatically deletes it from 10.02.C- M-2 District Special Use
Indoor & Outdoor Target Practice, provided that outdoor target practice meets the following conditions:
   a. Hours and days of operation as specified in the Special Use Permit to be determined by the County Board.
   b. No activity shall leave the boundaries of the site.
   c. All applicable State and County rules and regulations shall be adhered to.

Delete from section 10.02.C- M-2 Special Use
Kendall County Government Agency and other law enforcement shooting range with conditions to be set and approved by the County Board.

Re-word in Section 10.03.B.3- M-3 District Special Use:
Kendall County Sheriff's Office Government Agency and other law enforcement shooting range with conditions to be set and approved by the County Board.

Re-word in Section 7.01.D.31
Private clubs or lodges not including indoor or outdoor gun clubs & not including uses regulated in Section 4.16 (Adult Book Store, Adult Motion Picture Theater, Adult Mini-Motion Picture Theater, Adult Entertainment Facilities, Adult Use, Adult Massage Parlors or Spas, Tattoo Parlors and Permanent Body Art Establishments, Striptease Club or Gentlemen’s Club and Adult Video Store.)