



Champaign County Board
Environment and Land Use Committee (ELUC)
County of Champaign, Urbana, Illinois

MINUTES – APPROVED AS DISTRIBUTED 3/5/2015

DATE: Thursday, February 5, 2015
TIME: 6:30 p.m.
PLACE: Lyle Shields Meeting Room
Brookens Administrative Center
1776 E Washington, Urbana, IL 61802

Committee Members

Present	Absent
Aaron Esry (Chair)	
C. Pius Weibel (Vice Chair)	
Astrid Berkson	
Stan Harper	
John Jay	
Patti Petrie	
Jon Schroeder	

County Staff: Deb Busey (County Administrator), Brian Nolan (Recording Secretary)
Others Present: Susan Monte (Regional Planning Commission), Jamie Hitt (Planning and Zoning), Susan Chavarria (Regional Planning Commission)

MINUTES

I. Call to Order

Committee Chair Esry called the meeting to order at 6:30 p.m.

II. Roll Call

A verbal roll call was taken and a quorum was declared present.

III. Approval of Minutes

A. ELUC Committee meeting – January 8, 2015

Mr. Weibel noted the motion on page 2, row 51 should read as motion to defer, not amended motion to defer.

MOTION by Mr. Weibel to approve the minutes of the January 8, 2015 ELUC meeting as amended; seconded by Ms. Petrie. Upon vote, the **MOTION CARRIED** unanimously.

IV. Approval of Agenda

MOTION by Mr. Harper to approve the agenda as distributed; seconded by Ms. Berkson. Upon vote, the **MOTION CARRIED** unanimously.

V. Public Participation

Katherine Ryan and Norma Denz did not wish to speak. They attended the meeting in order to support the timeline for prosecuting current dangerous structures cases, Item X. A.

Larry Hall and Jean Fisher supported the Zoning Ordinance Text Amendment in Case 791-AT-14 concerning Restricted Landing Areas and Heliport Landing Areas.

Mr. Schroeder entered the meeting at 6:38 p.m.

Eric Freyfogh, Nathan Todd, Cele Otnes, Jonathan Henry, and Lisa Hohle did not wish to speak. They attended the meeting in order to support the timeline for prosecuting current dangerous structures cases, Item X. A.

VI. Communications

Mr. Esry noted that John Hall was absent from the meeting and Susan Chavarria sat in on his behalf. Additionally, Mr. Esry noted that the topic for the County Board Study Session on February 24, 2015 will be the county’s jails, and a Strategic Planning Study Session is hoping to be held in March.

VII. Items to Receive & Place on File by ELUC Committee to allow for 30 day Review Period

- A. *Case 791-AT-14: Amend standard conditions and special provisions for ‘heliport restricted landing area’ and ‘restricted landing area’ in Section 6.1.3 of the Champaign County Zoning Ordinance to correct and make permanent the amendment adopted in Case 768-AT-13 regarding ‘heliport restricted landing area’ and ‘restricted landing area’*

Ms. Petrie recognized the citizens for their hard work on this case.

MOTION by Mr. Harper to receive and place on file the amendment to the standard conditions and special provisions for ‘heliport restricted landing area’ and ‘restricted landing area’ in Section 6.1.3 of the Champaign County Zoning Ordinance to correct and make permanent the amendment adopted in Case 768-AT-13 regarding ‘heliport restricted landing area’ and ‘restricted landing area’; seconded by Ms. Petrie. Upon vote, the **MOTION CARRIED** unanimously.

VIII. Items to be Approved by ELUC for Referral to ZBA

- A. *Direction to the Zoning Administrator to Amend the Zoning Ordinance to implement Land Resource Management Plan Policy 6.1.1 as Authorized in the FY2014 RPC Work Plan*

Mr. Weibel asked if the list of Frequently Asked Questions in the agenda packet comes from the EPA. Ms. Monte confirmed that it is a list of questions from the Environmental Protection Agency.

MOTION by Mr. Weibel to approve Direction to the Zoning Administrator to Amend the Zoning Ordinance to implement Land Resource Management Plan Policy 6.1.1 as Authorized in the FY2014 RPC Work Plan; seconded by Ms. Berkson. Upon vote, the **MOTION CARRIED** unanimously.

IX. Items to be Recommended to the County Board

- A. *Proposed amendment to Ordinance No. 55 Regulation of Businesses Offering Recreation or Entertainment*

Ms. Petrie asked for background to be provided for the benefit of the public who attended the meeting. Ms. Monte explained that about a year ago the Champaign County Sheriff expressed concerns in regards to the provision of Recreation and Entertainment Licenses, and these concerns sparked a review of Ordinance No. 55. Deficiencies and additional information regarding the demographics of attendees for recreation and entertainment events were examined. Ordinance No. 55 has been revised to require more information about each planned event so that the decision to

issue a Recreation and Entertainment License can be made on the basis of that additional information. Antiquated language was removed from the ordinance by suggestion from the State's Attorney's office. Fees were adjusted to reflect the limit placed in current legislation. A provision is proposed to require a certificate of insurance to prove sufficient coverage for liability.

Mr. Weibel asked if fees were previously changed and not reflected in the ordinance, and if the amount of the fee was being changed at the current meeting. Ms. Monte explained that the fee was collected based on the requirements of the ordinance and that the amount of the fee was being corrected to reflect current legislation requirements. Ms. Petrie asked if the increase in insurance is in addition to insurance required for venues to have a liquor license. Ms. Monte confirmed that it is supplemental and the liquor license has a separate set of requirements.

MOTION by Mr. Schroeder to approve the proposed amendment to Ordinance No. 55 Regulation of Businesses Offering Recreation or Entertainment; seconded by Ms. Berkson. Upon vote, the **MOTION CARRIED** unanimously.

B. *Amending the FY15 RPC Planning Contract*

Mr. Weibel asked about the redaction of Wilber Heights in the FY15 RPC Planning Contract. Ms. Chavarria explained that the Wilber Heights project is now under her supervision. Ms. Petrie encouraged elasticity in planning hours in the annual contract; she recommended unplanned hours be included so the Regional Planning Commission can use those hours without the board amending the contract before a project can be completed.

MOTION by Mr. Weibel to approve amending of the FY15 RPC Planning Contract; seconded by Ms. Petrie. Upon vote, the **MOTION CARRIED** unanimously.

C. *Proposed Intergovernmental Cost-Sharing Agreement for the 2015 Countywide Residential Electronics Collections*

Mr. Schroeder noted that this particular service is still needed and beneficial to all county residents.

MOTION by Mr. Schroeder to approve the proposed intergovernmental cost-sharing agreement for the 2015 Countywide Residential Electronics Collections; seconded by Mr. Weibel. Upon vote, the **MOTION CARRIED** unanimously.

D. *Proposed Agreement between Contractor, Coordinator and Host Site for the 2015 Countywide Residential Electronics Collections*

MOTION by Mr. Weibel to approve the proposed agreement between contractor, coordinator and host site for the 2015 Countywide Residential Electronics Collections; seconded by Ms. Berkson. Upon vote, the **MOTION CARRIED** unanimously.

X. **Items to be Approved by ELUC**

A. *A timeline for prosecuting current dangerous structures cases*

Ms. Busey explained that she met with John Hall and Barb Mann to develop a strategy for dealing with current dangerous structures in the county. The ELUC committee is to develop a timeline and plan for dealing with these structures because there are financial implications over the next 3 to 5 years if these structures continue to get worse.

B. *Provide an inter-committee memo to the Finance Committee in support of a Future Operational Change for the Property Clearance line item in the Department of Planning and Zoning Budget*

including an estimated \$63,100 in FY2016.

Ms. Busey noted that when a strategy is developed, an inter-committee memo will need to be supplied to the Finance Committee that requests the appropriate level of funding for dealing with the dangerous structures in the FY2016 budget.

Mr. Harper asked if demolition costs could be recuperated. Ms. Busey noted that some costs could be recuperated and other costs may be lost; however, removing these structures is removing a public safety risk. Mr. Esry noted that once demolition processes are started, property owners may be more inclined to deal with the structures on their own terms. Ms. Busey explained that the recommended properties for 2016 demolition have great potential for the county to recover their costs.

MOTION by Mr. Weibel to direct John Hall, the Zoning Administrator, to adopt a timeline for prosecuting current dangerous structures cases and to provide an inter-committee memo to the Finance Committee in support of a Future Operational Change for the Property Clearance line item in the Department of Planning and Zoning Budget including an estimated \$63,100 in FY2016; seconded by Ms. Berkson.

Ms. Petrie would like Mr. Hall to speak with the Finance Committee Chair in order to understand how the timeline can be developed in relation to expected costs to the county. Ms. Busey explained that by sending a memo to the Finance Committee, Finance would then be responsible for planning the timeline in relation to expected costs to the county. ELUC can recommend what should be done and Finance determines what can be done.

Upon vote, the **MOTION CARRIED** unanimously.

XI. Item for Discussion Only

A. A proposed leaf burning ordinance for the unincorporated area

Mr. Schroeder explained that leaf burning has historically been an issue in the unincorporated areas of the county and fire protection districts decide how to deal with nuisances. Mr. Schroeder noted that leaf burning affects those with respiratory health issues and a consistent solution to burning needs to be found. Direction to staff needs to be given in order to form a policy or a type of enforcement with the municipalities.

Ms. Berkson noted that her children are asthmatic and leaf burning would often cause them to miss school due to illness. Mr. Weibel noted that an ordinance was attempted to be passed about 10 years ago and requested that the notes and minutes be reviewed to see what was attempted at that time. Ms. Hitt noted that Planning and Zoning has been in touch with the Champaign Township Road Commissioner and leaf collections are held in the unincorporated area, but it is unclear if residents are aware of this collection. Ms. Chavarria noted that she attempted to notify 60 homes in her neighborhood about a leaf collection and only 8 homes were interested. Mr. Weibel asked if there are certain problem areas with leaf burning. Ms. Hitt explained problems being reported seemed to diminish last fall. Ms. Petrie asked that a review be held on the previous minutes and notes to see what resistances to passage were encountered previously and how those could be better dealt with this time. Mr. Schroeder noted that enforcement of the ordinance was the largest problem and fire protection districts should be consulted to see if they would be willing to help. Ms. Berkson explained that stiff fines may make those who burn often less inclined to burn. Mr. Schroeder asked if further direction is needed. Ms. Hitt explained that ordinances have been researched and enforcement is the largest issue. Ms. Monte noted that is a multijurisdictional issue and it could be brought up to member agencies of the Regional Planning Commission to see if it is an issue they would like to take on. Mr. Harper asked if smaller villages of the county have ordinances. Ms. Hitt explained that several villages have ordinances but enforcement is still the issue.

Mr. Esry summarized that staff should investigate previous efforts and intergovernmental

agreements to see who has home rule for burn ordinances. Ms. Petrie added that RPC should be consulted. Additionally, a plan should be drafted before fall burning.

B. *Fixes Needed to the Electronics Products Recycling and Reuse Act*

Ms. Monte explained that information has provided for the committee's awareness.

XII. Monthly Reports

A. *December 2014*

MOTION by Mr. Weibel to receive and place on file the monthly reports for December 2014; seconded by Ms. Berkson. Upon vote, the **MOTION CARRIED** unanimously.

XIII. Other Business

None

XIV. Chair's Report

Mr. Esry reminded the board that the topic for the County Board Study Session on February 24, 2015 will be the county's jails, and a Strategic Planning Study Session is hoping to be held in March.

XV. Designation of Items to be Placed on Consent Agenda

IX.A, IX.B, IX. C, IX. D

XVI. Adjournment

MOTION by Mr. Harper to adjourn; seconded by Ms. Petrie. Upon vote, the **MOTION CARRIED** unanimously. There being no further business, Mr. Esry adjourned the meeting at 7:19 p.m.