

VILLAGE OF ANTIOCH

ORDINANCE NO. 21-09-33

***AN ORDINANCE WAIVING CERTAIN FEES FOR GOVERNMENTAL BODIES AND
TAX-EXEMPT NOT-FOR-PROFIT ORGANIZATIONS***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

SEPTEMBER 8, 2021

**Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 9th day of September, 2021**

SCOTT J. GARTNER	President	MARY C. DOMINIAK	Trustee
LORI K. ROMINE	Clerk	MARY J. PEDERSEN	Trustee
DEL GALDO LAW GROUP, LLC	Attorney	ED MACEK	Trustee
		SCOTT A. PIERCE	Trustee
		PETRINA A. BURMAN	Trustee
		BRENT C. BLUTHARDT	Trustee

ORDINANCE NO. 21-09-33

***AN ORDINANCE WAIVING CERTAIN FEES FOR GOVERNMENTAL BODIES
AND TAX-EXEMPT NOT-FOR-PROFIT ORGANIZATIONS***

WHEREAS, the Village of Antioch (“Village”) is an Illinois non-home rule municipality organized and operating under the Illinois Municipal Code (65 ILCS 5/1, et seq.) (the “Code”); and

WHEREAS, Sections 13-1-6, 13-1-8, and 13-1-9 of the Antioch Village Code establish a fee schedule related to the Village’s building and zoning applications; and

WHEREAS, the Village requires all applicants to pay for building fees and zoning applications, including private developers, other governmental bodies and not-for-profit organizations alike; and

WHEREAS, the President and the Village Board of Trustees (the “Village Board”, and together with the President, the “Corporate Authorities”) have entertained and approved individual fee waiver requests from not-for-profit organizations and other governmental bodies on a case-by-case basis; and

WHEREAS, the Corporate Authorities desire to create a comprehensive policy for fee waivers of certain fees, including zoning cases and building permit fees for governmental bodies and not-for-profit organizations, in order to create a more streamlined administrative process; and

WHEREAS, the rationale for waiving zoning and building permit fees for governmental bodies is that taxpayers fund other governmental bodies and transferring funds from one governmental body to another is an inefficient management of taxpayer funds; and

WHEREAS, the rationale for waiving zoning and building permit fees for not-for-profit organizations is that not-for-profit organizations are generally engaged in activities that benefit the community and their limited resources should be maximized in order to assist the community as a whole; and

WHEREAS, any fees that constitute a pass-through fee or cost to the Village, such as tap-on, engineering, legal or consulting fees, shall not be included in any fee waiver, and any governmental body or not-for-profit organization would be fully responsible for reimbursing the Village for these pass-through fees;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF ANTIOCH, LAKE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: That any fees related to Sections 13-1-6, 13-1-8, and 13-1-9 of the Antioch Village Code may be waived by the Village Board for governmental bodies and tax-exempt not-for-profit organizations, with the exception of any fees that constitute a pass-through fee or cost to the Village, such as tap-on, engineering, legal or consulting fees. A request for a fee waiver by a governmental body or tax-exempt not-for-profit organization shall be presented to the Corporate Authorities as a consent agenda item in memorandum form for possible approval.

SECTION 2: That the representations, recitations and findings set forth in the foregoing recitals are material to this Ordinance and such recitals are hereby incorporated into and made a part of this Ordinance as though they were fully set forth herein. This Ordinance shall be liberally construed so that the purpose and intent represented by the recitals shall be accomplished to the greatest extent permitted by law.

SECTION 3: If any provision, clause, sentence, paragraph, section, or part of this Ordinance or application thereof to any person, firm, corporation, public agency or circumstance, shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporation, or circumstances, but shall be confined in its operation to the provision, clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered and to the person, firm, corporation, or circumstances involved. It is hereby declared to be the legislative intent of the corporate authorities that this ordinance would have been adopted had such unconstitutional or invalid provision, clause, sentence, paragraph, section, or part thereof not be included.

SECTION 4: That the Village Clerk is hereby directed and ordered to publish this Ordinance in pamphlet form as provided by law.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Passed this 8th day of September, 2021.

Voting Aye (list names): 5: Pierce, Macek, Pedersen, Bluthardt and Burman.

Voting Nay (list names): 0.

Abstaining (list names): 0.

Absent (list names): 1: Dominiak.

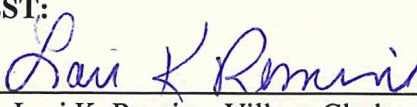
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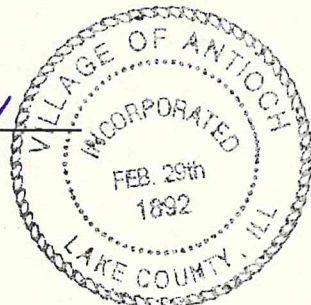
By:


Scott J. Gartner

ATTEST:

By:


Lori K. Romine, Village Clerk



STATE OF ILLINOIS)
)
COUNTY OF LAKE) SS

CERTIFICATE

I, Lori K. Romine, certify that I am the duly appointed Municipal Clerk of the Village of Antioch, Lake County, Illinois.

I certify that on September 8, 2021 the Corporate Authorities of such municipality passed and approved Ordinance No. 21-09-33 waiving building permit and zoning application fees for governmental bodies and not for profits, which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 21-09-33, including the Ordinance and cover sheet thereof, was prepared and a copy of such Ordinance was posted in the municipal building, commencing on September 9, 2021 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

DATED at Antioch, Illinois, this 9th day of September, 2021.



Lori K. Romine, Village Clerk

