

AN ORDINANCE
AMENDING TITLE 19 OF THE ELGIN MUNICIPAL CODE, 1976,
AS AMENDED, ENTITLED "ZONING" TO MODIFY REGULATIONS FOR INDIVIDUAL
AND FAMILY SOCIAL SERVICES

WHEREAS, a written application has been made to amend various chapters of Title 19 of the Elgin Municipal Code entitled "Zoning" to modify the regulations for Individual and family social services (832); and

WHEREAS, the Planning and Zoning Commission conducted a public hearing concerning said application on February 7, 2022, following due notice including by publication; and

WHEREAS, the Community Development Department and the Planning and Zoning Commission have submitted their written findings and recommendation that the requested amendments be granted; and

WHEREAS, the City Council concurs with the findings and recommendation of the Planning and Zoning Commission; and

WHEREAS, the City of Elgin is a home rule unit and as a home rule unit may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, zoning, including but not limited to, regulations in the city's zoning ordinance relating to Individual and family social services (832), pertain to the government and affairs of the city.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELGIN, ILLINOIS:

Section 1. That the City Council of the City of Elgin hereby adopts the Findings of Fact, dated February 7, 2022 made by the Community Development Department and the Planning and Zoning Commission, a copy of which is attached hereto and made a part hereof by reference as Exhibit A.

Section 2. That Section 19.30.130. A. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, CF Community Facility District) be and is hereby further amended to add the following:

"Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service."

Section 3. That Section 19.30.130. B. 1. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CF Community Facility District) be and is hereby further amended by deleting the following:

~~"Individual and family social services (832)."~~

Section 4. That Section 19.30.130. B. 1. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CF Community Facility District) be and is hereby further amended to add the following:

"Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service."

Section 5. That Section 19.35.230. A. 5. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, RB Residence Business District) be and is hereby further amended to add the following:

"Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service."

Section 6. That Section 19.35.230. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, RB Residence Business District) be and is hereby further amended by deleting the following:

~~"Individual and family social services (832)."~~

Section 7. That Section 19.35.230. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, RB Residence Business District) be and is hereby further amended to add the following:

"Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service."

Section 8. That Section 19.35.330. A. 5. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, NB Neighborhood Business District) be and is hereby further amended to add the following:

“Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 9. That Section 19.35.330. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, NB Neighborhood Business District) be and is hereby further amended by deleting the following:

~~“Individual and family social services (832).”~~

Section 10. That Section 19.35.330. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, NB Neighborhood Business District) be and is hereby further amended to add the following:

“Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 11. That Section 19.35.430. A. 5. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, AB Area Business District) be and is hereby further amended to add the following:

“Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 12. That Section 19.35.430. B. 3. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, AB Area Business District) be and is hereby further amended by deleting the following:

~~“Individual and family social services (832).”~~

Section 13. That Section 19.35.430. B. 3. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, AB Area Business District) be and is hereby further amended to add the following:

“Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies,

Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 14. That Section 19.35.530. A. 5. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, CC1 Center City District) be and is hereby further amended to add the following:

“Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 15. That Section 19.35.530. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CC1 Center City District) be and is hereby further amended by deleting the following:

~~“Individual and family social services (832).”~~

Section 16. That Section 19.35.530. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CC1 Center City District) be and is hereby further amended to add the following:

“Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 17. That Section 19.35.730. A. 5. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Permitted Uses, Land Use, CC2 Center City District) be and is hereby further amended to add the following:

“Individual and family social services (832), specifically including only the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 18. That Section 19.35.730. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CC2 Center City District) be and is hereby further amended by deleting the following:

~~“Individual and family social services (832).”~~

Section 19. That Section 19.35.730. B. 4. of the Elgin Municipal Code, 1976, as amended, entitled "Services division" (Conditional Uses, Land Use, CC2 Center City District) be and is hereby further amended to add the following:

“Individual and family social services (832), except the following uses: Aid to families with dependent children (AFDC), Alcoholism counseling, nonresidential: except medical treatment, Counseling centers, Family counseling services, Family service agencies, Marriage counseling services, Referral services for personal and social problems, Self-help organizations for alcoholics and gamblers, and Telephone counseling service.”

Section 20. All above affected sections of Title 19 shall be either re-numbered and/or re-alphabetized accordingly.

Section 21. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance be and are hereby repealed to the extent of any such conflict.

Section 22. That this ordinance shall be in full force and effect upon its passage and publication in the manner provided by law.

s/ David J. Kaptain

David J. Kaptain, Mayor

Presented: March 23, 2022
Passed: March 23, 2022
Omnibus Vote: Yeas: 9 Nays: 0
Recorded: March 23, 2022
Published: March 23, 2022

Attest:

s/ Kimberly Dewis

Kimberly Dewis, City Clerk