

**AN ORDINANCE MODIFYING THE CITY'S ZONING ORDINANCE  
REPEALING THE REGULATION OF COLLECTION BOXES**

**WHEREAS**, the City of Rolling Meadows is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970 and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

**WHEREAS**, Section 122-394 ("Amendments") of Chapter 122 ("Zoning") sets forth procedures for considering amendments to the map and text of the City's Zoning Ordinance.

**WHEREAS**, the City desires to amend the Zoning Ordinance to repeal Section 122-83, regulating collection boxes, in order to modify and adopt it in a more appropriate location in the City's Municipal Code ("**Requested Amendment**"); and

**WHEREAS**, the City's Planning and Zoning Commission ("**PZC**"), after notice was provided as required by law, conducted a public hearing on June 6, 2023 to consider a City-initiated petition to consider the Requested Amendment; and

**WHEREAS**, after taking and considering all testimony presented at the public hearing, the PZC made the findings of fact enumerated in **Exhibit A** and recommended that the City Council approve the Requested Amendment; and

**WHEREAS**, the Corporate Authorities of the City of Rolling Meadows have determined that it would be in the best interest of the City to approve the Requested Amendment as set forth in this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Rolling Meadows, Illinois:

**Section 1: Recitals.** The recitals set forth above are incorporated herein by reference as the findings of the Corporate Authorities.

**Section 2: Repealer.** Pursuant to Sections 122-394 ("Amendments") and the City's home rule authority, Section 122-83 ("Collection Boxes") of Article III ("Regulations of General Applicability") of Chapter 122 ("Zoning") is hereby repealed in its entirety and reserved for future use.

**Section 3: Severability.** If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect, and shall be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

**Section 4: Effective Date.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

**PASSED AND APPROVED** by the City Council of Rolling Meadows, Cook County, Illinois this 11<sup>th</sup> day of July, 2023.

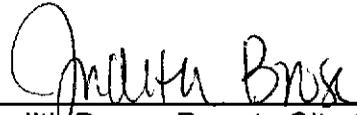
AYES: Boucher, Reyez, Koehler, O'Brien, Vinezeano

NAYS: 0

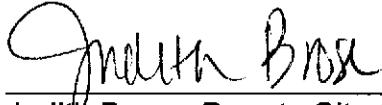
ABSENT: McHale, Budmats

  
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Lara Sanoica, Mayor

ATTEST:

  
\_\_\_\_\_  
Judith Brose, Deputy City Clerk

Published this 14<sup>th</sup> day of July, 2023.

  
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Judith Brose, Deputy City Clerk

## EXHIBIT A

### **PZC's Adopted Findings of Fact**

#### **Text Amendment Standards**

**Standard 1: Potential impacts:** *The amendment shall not adversely impact existing land uses in proximity to a subject property, or, in the case of a text amendment, the overall zoning district purpose or intent of a code section proposed for amendment. The amendment should not unreasonably affect the value, use and enjoyment of nearby properties.*

**Findings:** The amendment is a minor administrative change that, together with other proposed actions by the City Council unrelated to zoning, does not adversely impact the purpose or intent of the Code or the value, use and enjoyment of any property.

**Standard 2: Trend of development/consistency:** *Map amendments should be a logical extension of the trend of development in the area around the subject property, or consistent with the approved comprehensive plan. In the case of a text amendment, the amendment shall be consistent with the overall zoning district purpose or intent of a code section proposed for amendment.*

**Findings:** The amendment is a minor administrative change that, together with other proposed actions by the City Council unrelated to zoning, is not inconsistent with the purpose or intent of any section of the Zoning Ordinance.

**Standard 3: Externalities:** *Relevant physical or market conditions that may have changed to make the existing zoning of a property inappropriate, or that make the proposed text amendment necessary for this chapter to be in keeping with the desirable development of the city shall be specified.*

**Findings:** The amendment is a minor administrative change that, together with other proposed actions by the City Council unrelated to zoning, will not affect the desirable development of the City.

**Standard 4: City plans:** *Amendments should be consistent with the City's Comprehensive Plan, Official Map, and all other plans and policies adopted by the city.*

**Findings:** The amendment is a minor administrative change that, together with other proposed actions by the City Council unrelated to zoning, would not affect the City's Comprehensive Plan, Official Map, or other plans and policies.

**Standard 5: Zoning appropriateness:** *The extent to which use of the subject property (or relevant properties in the case of a text amendment) is diminished by the current zoning standards or designation and is no longer suitable for the underlying zoning shall be specified.*

**Findings:** This Standard does not apply. The amendment is a minor administrative change.