THE VILLAGE OF SAUK VILLAGE
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER 18 - 022

AN ORDINANCE AMENDING ARTICLE III (STORMWATER MANAGEMENT) OF CHAPTER 26 (ENVIRONMENT) OF THE MUNICIPAL CODE OF THE VILLAGE OF SAUK VILLAGE

DERRICK BURGESS, President
MARVA CAMPBELL-PRUITT, Clerk

BERNICE BREWER
RODRICK R. GRANT
RONALD P CARTER III
CECIAL TATES
LINDA L. TODD
BETH ZUPON
TRUSTEES
ORDINANCE NO. 18-022

AN ORDINANCE AMENDING ARTICLE III (STORMWATER MANAGEMENT) OF CHAPTER 26 (ENVIRONMENT) OF THE MUNICIPAL CODE OF THE VILLAGE OF SAUK VILLAGE

WHEREAS, the Village of Sauk Village, Cook County, Illinois (“Village”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and Board of Trustees of the Village of Sauk Village (the “Corporate Authorities”) may amend the text of the Municipal Code of the Village of Sauk Village from time to time to meet the changing needs of the Village; and

WHEREAS, the Corporate Authorities have determined that it is in the best interest of the health, safety and welfare of its citizenry to amend the text of the Municipal Code of the Village regarding stormwater management as further provided below.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Sauk Village, Cook County, Illinois as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 26-82 (“Definitions”) of Division 1 (“ Generally”) of Article III (“Stormwater Management”) of Chapter 26 (“ Environment”) of the Municipal Code of the Village of Sauk Village is hereby amended by removing the stricken language and adding the underlined language to the following definitions to provide as follows:
**Designated floodway or regulatory floodway** means the channel, including on-stream lakes, and that portion of the floodplain adjacent to a stream or watercourse as designated by IDNR/OWR, which is needed to store and convey the existing 100-year frequency flood discharge with no more than a 0.1-foot increase in stage due to the loss of flood conveyance of storage, and no more than a ten percent increase in velocities such as the following:

(1) The floodways are designated on the countywide flood insurance rate maps prepared by the Federal Emergency Management Agency:
   a. For Cook County: Deer Creek, Lansing Ditch Torrence Tributary, Lansing Ditch, Deer Creek, Tributary B, Lansing Ditch Tributary A, Lansing Ditch East Tributary, Plum Creek on the following maps 17031C 0764G, 0768G, 0769G, 0826G, 0827G, and 0831G, dated August 19, 2008; and
   b. For Will County: Deer Creek, Lansing Ditch East Tributary, and Plum Creek on the following map 17197C 0379G dated February 15, 2019.

(2) The floodways for those unincorporated parts of the counties that are within the 1½-mile extraterritorial jurisdiction of the village or may be annexed into the village are designated:
   a. For Cook County: Deer Creek, Lansing Ditch Torrence Tributary, Lansing Ditch, Deer Creek Tributary B, Lansing Ditch Tributary A, Lansing Ditch East Tributary, Plum Creek on the following maps 17031C 0763G, 0764G, 0768G, 0769G, 0826G, 0827G, and 0831G, dated August 19, 2008; and
   b. For Will County: Deer Creek, Lansing Ditch East Tributary, and Plum Creek on the following maps 17197C 0379G and 0385G dated February 15, 2019.

(3) To locate the designated floodway boundary on any site, the designated floodway boundary should be scaled off the designated floodway map and located on a site plan, using reference marks common to both maps. Where interpretation is needed to determine the exact location of the designated floodway boundary, IDNR/OWR should be contacted for the interpretation.

**Floodplain** means that land typically adjacent to a body of water with ground surface elevations at or below the base flood or the 100-year frequency flood elevation. The term "floodplain" may also include detached special flood hazard areas, ponding areas, etc. The floodplain is also known as the special flood hazard area (SFHA) as follows:

(1) The floodplains are those lands within the jurisdiction of the village that are subject to inundation by the base flood or 100-year frequency flood. The SFHAs of the village are generally identified as such on the countywide flood insurance rate maps prepared by the Federal Emergency Management Agency as follows:
   a. For Cook County: Maps 17031C 0764G, 0768G, 0769G, 0826G, 0827G, and 0831G, dated August 19, 2008; and
   b. For Will County: Maps 17197C 0379G dated February 15, 2019.
(2) The SFHAs for those unincorporated parts of the counties that are within the 1½-mile extraterritorial jurisdiction of the village or may be annexed into the village, on the countywide flood insurance rate map prepared by the Federal Emergency Management Agency are designated:


b. For Will County: Deer Creek, Lansing Ditch East Tributary, and Plum Creek on the following maps 17197C, 0379G and 0385G dated February 15, 2019.

_Floodway_ See Designated Floodway


Delete _Regulatory Floodway_ definition.

**Substantial Improvement** Any reconstruction, rehabilitation, addition, or improvement of a structure taking place subsequent to the adoption of this ordinance in which the cumulative percentage of improvements equals or exceeds 50 percent of the market value of the structure before the improvement or repair is started.

(1) "Substantial Improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the building. This term includes structures which have incurred repetitive loss or substantial damage, regardless of the actual work done.

(2) The term does not, however, include either:

a. any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or

b. any alteration of a “historic structure” listed on the National Register of Historic Places or the Illinois Register of Historic Places, provided that the
alteration will not preclude the structure's continued designation as a historic structure.

Section 3. Section 26-108 ("Base Flood Elevation") of Division 2 ("Flood Prevention and Damage Control") of Article III ("Stormwater Management") of Chapter 26 ("Environment") of the Municipal Code of the Village of Sauk Village is hereby amended by removing the stricken language and adding the underlined language to provide as follows:

Sec. 26-108. - Base flood elevation.

(a) This article's protection standard is based on the flood insurance study for Cook County dated August 19, 2008 and Will County dated February 15, 2019. If a base flood elevation or 100-year frequency flood elevation is not available for a particular site, the protection standard shall be according to the best existing data available in the Illinois State Water Survey's floodplain information repository. When a party disagrees with the best available data, he may finance the detailed engineering study needed to replace existing data with better data and submit it to IDNR/OWR and FEMA.

(b) The base flood or 100-year frequency flood elevation for the SFHAs of Deer Creek, Lansing Ditch Torrence Tributary, Lansing Ditch, Deer Creek Tributary B, Lansing Ditch Tributary A, Lansing Ditch East Tributary, and Plum Creek shall be as delineated on the 100-year profiles in the countywide flood insurance study for Cook County and for Will County, prepared by the Federal Emergency Management Agency and dated, respectively, August 19, 2008 and February 15, 2019, and such amendments to such studies and maps as may be prepared from time to time.

(c) The base flood or 100-year frequency flood elevation for the SFHAs of those parts of unincorporated Cook County that are within the ½-mile extraterritorial jurisdiction of the village or may be annexed into the village shall be as delineated on the 100-year flood profiles in the countywide flood insurance study for Cook County, prepared by the Federal Emergency Management Agency and dated August 19, 2008, and as delineated on the 100-year flood profiles in the countywide flood insurance study for Will County, prepared by the Federal Emergency Management Agency and dated February 15, 2019, and such amendments to such studies and maps as may be prepared from time to time.

(d) The base flood or 100-year frequency flood elevation for each SFHA delineated as an AH zone or AO zone shall be that elevation (or depth) delineated on the flood insurance rate map of the village.

(e) The base flood or 100-year frequency flood elevation for each of the remaining SFHAs delineated as an A zone on the flood insurance rate map of the village shall be according to the best existing data available in the state water survey floodplain information repository. When no base flood or 100-year frequency flood elevation exists, the base flood or 100-year frequency
flood elevation for a riverine SFHA shall be determined from backwater model, such as HEC-II, WSP-2, or a dynamic model such as HIP. The flood flows used in the hydraulic models shall be obtained from a hydrologic model, such as HEC-I, TR-20 or HIP, or by techniques presented in various publications prepared by the United States Geological Survey for estimating peak flood discharges. Flood flows should be based on anticipated future land use conditions in the watershed as determined from adopted local and regional land use plans. Along any watercourses draining more than one square mile, the analyses set forth in this subsection shall be submitted to IDNR for approval, once approved it must be submitted to the state water survey floodplain information repository for filing. For a nonriverine SFHA, the base flood elevation shall be the historic flood of record plus three feet, unless calculated by a detailed engineering study and approved by the state water survey.

Section 4. Subsection 26-137(b) of Section 26-137 (“Development Permit; Application”) of Division 3 (“Occupation and Use of Flood Fringe Areas”) of Article III (“Stormwater Management”) of Chapter 26 (“Environment”) of the Municipal Code of the Village of Sauk Village is hereby amended by removing the stricken language and adding the underlined language to provide as follows:

Sec. 26-137. - Development permit; application.
(b) Application. Application for a development permit shall be made on a form provided by the zoning and code enforcement superintendent. The application shall be accompanied by drawings of the site, drawn to scale, showing property line dimensions and legal description for the property and sealed by a licensed engineer, architect or land surveyor; existing grade elevations using NAVD 1988 and all changes in grade resulting from excavation or filling; and the location and dimensions of all buildings and additions to buildings. For all proposed buildings, the elevation of the lowest floor (including basement) and lowest adjacent grade shall be shown on the submitted plans and the development will be subject to the requirements of division 6 of this article.

Section 5. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance.

Section 6. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.
ADOPTED by the President and Board of Trustees of the Village of Sauk Village, Cook County, Illinois this 11th day of December 2018, pursuant to a roll call vote, as follows:

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APPROVED by the President and Board of Trustees of the Village of Sauk Village, Cook County, Illinois on this 11th day of December 2018.

/s/Derrick Burgess, Village President

ATTEST:

/s/Marva Campbell-Pruitt, Village Clerk
STATE OF ILLINOIS

COUNTY OF COOK

CERTIFICATION

I, Marva Campbell-Pruitt, do hereby certify that I am the duly qualified and elected Clerk of the Village of Sauk Village, Cook County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the Village of Sauk Village, Cook County, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. 18-022, “AN ORDINANCE AMENDING ARTICLE III (STORMWATER MANAGEMENT) OF CHAPTER 26 (ENVIRONMENT) OF THE MUNICIPAL CODE OF THE VILLAGE OF SAUK VILLAGE,” adopted and approved by the Mayor and Board of Trustees of the Village of Sauk Village, Illinois on December 11, 2018.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Sauk Village, Cook County, Illinois this 13th day of December 2018.

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Marva Campbell-Pruitt
Village Clerk
Village of Sauk Village