

CITY OF O'FALLON, ILLINOIS
ORDINANCE NO. ____

**AN ORDINANCE AMENDING THE
CITY ZONING CODE OF
ORDINANCES CREATING A NEW
ARTICLE IX OF THE ZONING
CODE CONCERNING PLANNED
USES**

WHEREAS, the Mayor and City Council desired to have the Planning Commission study proposed changes to the City zoning and development regulations, procedures, and review processes to address the growing population, economic activity and changing needs of our City; and

WHEREAS, in furtherance of the foregoing desires, the Planning Commission did study proposed changes to the City's zoning and development regulations, procedures and review procedures, and the results of such study have been incorporated into the proposed zoning code amendment found herein; and

WHEREAS, the City Council, after careful and due deliberation, and duly noticed public hearings as may be required for changes in zoning regulations, has concluded that adoption of the proposed amendment to the Zoning Code would be in the interests of the health, safety and welfare of the citizens of the City of O'Fallon.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON, ST. CLAIR COUNTY, ILLINOIS AS FOLLOWS:

Section 1: Article XIX Planned Uses of the Zoning Code of Ordinances, Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof), is hereby repealed and replaced with new Article IX Planned Uses of the Zoning Code of Ordinances, Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof), attached as Exhibit 1, and incorporated herein by this reference

Section 2: Except as expressly amended herein, all other provisions of the Zoning Code of Ordinances, Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof) shall remain in full force and effect.

Section 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof or any portion adopted by reference therein is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof or any portion adopted by reference therein. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof

irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

Section 4: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Passed by the City Council this ___ day of _____ 2006.

ATTEST:
(seal)

Approved by the Mayor this ___ day
of _____ 2006.

Philip A. Goodwin, City Clerk

Gary L. Graham, Mayor

ROLL CALL:	Albrecht	Bennett	Bequette	Drolet	Grogan	Schmitt	Medford	SUB TOTALS
Aye								
Nay								
Absent								

ROLL CALL:	Boone	Mouser	Reckamp	Henry	Renner	True	West	SUB TOTALS	SUM OF TOTALS
Aye									
Nay									
Absent									

EXHIBIT 1