

CITY OF O'FALLON, ILLINOIS
ORDINANCE NO. ____

**AN ORDINANCE AMENDING
THE CITY ZONING REGULATIONS,
CHAPTER 42, ARTICLE 2,
RELATING TO FUNERAL OR
MORTUARY SERVICES,
INCLUDING ACCESSORY
CREMATORIUM, AS A
PERMITTED USE IN THE
“B-1” COMMUNITY
BUSINESS DISTRICT**

WHEREAS, the City Council desires to amend certain provisions of the City Zoning Code, Chapter 42 to authorize accessory crematoria as a permitted accessory use associated with Funeral or Mortuary Services in the B-1 Community Business District, and thereby authorize such accessory use with Funeral or Mortuary Services in such other Districts that authorize “B-1” uses, and

WHEREAS, a duly noticed and published public hearing has been held relating to such desired amendments;

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 2, Chapter 42, Zoning Code, of the City Code of Ordinances of the City of O'Fallon, including the accompanying Official Zoning Map, is hereby amended by deleting the term “Funeral or Mortuary services” as a permitted use under item “Personal Service Establishments” of Subsection (e)(2) of Section 2.05 “Schedule: permitted uses; accessory uses; exceptions and special permits” and replacing such term as a permitted use for the “B-1” Community Business District with the following:

“Funeral or Mortuary services, including accessory Crematorium subject to requirements:

- 1) Crematories shall be permitted only as an accessory use to an existing Funeral or Mortuary services use subject to securing and maintaining all required IEPA

permits, licenses and certifications and compliance with other applicable city requirements.

- 2) Crematories shall not emit any noticeable odor or particulates.
- 3) Crematories shall have emission stacks covered or shrouded with materials safe for such uses and that are compatible in design and architecture with the existing funeral home and the building housing the crematory. The crematory facility and emission stack shall be compatible with surrounding properties, including residential properties.
- 4) Decorative vinyl fencing or other site-proof fencing or landscaping approved by the City on a site plan and located between the crematory and adjacent residential properties.

Section 2: 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 _____ 2008.

ATTEST:
(seal)

Approved by the Mayor this ____ day
of _____ 2008.

Philip A. Goodwin, City Clerk

Gary L. Graham, Mayor

ROLL CALL:	Albrecht	Bennett	Polites	Drolet, N	Grogan	Schmidt	Medford	SUB TOTALS
Aye								
Nay								
Absent								

ROLL CALL:	Engler	Mouser	Reckamp	Drolet, J.	Renner	True	West	SUB TOTALS	SUM OF TOTALS
Aye									
Nay									
Absent									