

# Woodford County Code of Ordinances

## Chapter 153 - Subdivisions

**Approved and adopted by the Woodford County Board on  
July 17, 2018.**

## **CHAPTER 153: SUBDIVISIONS**

### Section 1

#### **§ 153.01 SHORT TITLE, PERIOD OF EFFECTIVENESS**

153.01.1 This Ordinance shall be known as "The Land Subdivision Ordinance for Woodford County, Illinois." It shall remain in full force and effect henceforth unless repealed.

153.01.2 Short Title. This ordinance may be referred to as the Subdivision Code.

### Section 2

#### **§ 153.02 PURPOSE**

153.02.1 The land subdivision regulations herein adopted and established have been made for the purpose of:

- (a) establishing reasonable rules and regulations governing the location, width, and course of roads, highways, and storm or floodwater runoff, channels and basins;
- (b) providing for necessary public grounds for schools, parks or playgrounds in any map, plat or subdivision;
- (c) establishing reasonable requirements with respect to water supply and sewage collection and treatment;
- (d) establishing reasonable requirements with respect to road drainage and surfacing;
- (e) guiding and facilitating the orderly beneficial development of the County; and
- (f) establishing procedures for approving maps, plats, subdivision and resubdivision of any block, lot or sub lot, or any part thereof, or any place or parcel of land, not within any city, village or incorporated town.

### Section 3

#### **§ 153.03.1 AUTHORITY**

The Illinois Compiled Statutes allow a county to provide for the public health, safety and general welfare. This provision allows the county to establish reasonable standards of design for subdivisions, including requirements for roads, easements for public service facilities, surface drainage and storm water control, sewer and water facilities, and public grounds such as parks and school sites.

## **§ 153.03.2 JURISDICTION**

This Ordinance shall apply to any division of land made within the borders of Woodford County which does not fall within any city, village or incorporated town, as provided by the Illinois Compiled Statutes.

In the event a division falls under more than one jurisdiction the city, village or incorporated town shall take jurisdiction if they represent 50% or more of the land area. Divisions of equal proportions shall be determined on a case by case base. The secondary plat officer will sign the plat on an advisory basis.

## **§ 153.03.3 INTERPRETATION AND SEPARABILITY**

153.03.3.1 When interpreting and applying the provisions of this Ordinance, they shall be held to be the minimum requirements throughout unincorporated Woodford County.

153.03.3.2 Where this Ordinance imposes greater restrictions or requirements than are imposed or required by other provisions of the law or rules, regulations, covenants or other agreements, the provisions of this Ordinance shall control. However, nothing herein shall interfere with or be construed to revoke or annul any easements, covenants, deed restrictions or agreements between parties which impose restrictions greater than those imposed by this Ordinance.

153.03.3.3 If any section, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

## **§ 153.04 GLOSSARY OF TERMS**

Unless otherwise expressly stated, the following words shall, for the purpose of the Ordinance, have the meaning herein indicated. Any pertinent word or term not a part of this listing but vital to the interpretation of this Ordinance shall be construed to have its usual legal definition.

The present tense includes the future tense and vice versa. The masculine gender includes the feminine and neuter. The singular includes the plural, and vice versa.

The word "shall" is always mandatory; and the word "may" is always permissive.

The word "person" includes a partnership, association, firm, trust, club, institution, company, or cooperation as well as the individual.

**ACCESS** - The way over which traffic moves to and/or from the property abutting a road.

### ***ACCESS TYPES***

**PRIVATE LANE** – an un-named residential access for one Tract that is 20 ft. in width and has not been dedicated to the public, constructed in a manner typical of a gravel driveway, but may be further improved as desired.

**SHARED-PRIVATE LANE** – an un-named residential access for the benefit of two Tracts that has not been dedicated to the public, constructed in a manner typical of a gravel driveway, but may be further improved as desired. Each tract must have 20 ft. direct abutment to a public or private road or street.

**PRIVATE ROAD OR STREET** – a named residential access 60 ft. in width, with the required turn around if necessary, that has not been dedicated to the public, constructed in a manner typical of a gravel driveway, but may be further improved as desired. Must have a Road Maintenance agreement recorded during the subdivision process.

**AREA LOT** - The total area within the lot lines.

**AVERAGE DAILY TRAFFIC (ADT)** - The number of vehicles using a road (in both directions) during a twenty-four (24) hour period, specified as the average daily traffic calculated by the Illinois Department of Transportation (IDOT) or the Woodford County Highway Department, and as shown on the official Woodford County Roadway Classification Map.

**BLOCK** - Property abutting on one side of a road and lying between the two nearest intersections or intercepting roads or between the nearest intersecting or intercepting road and railroad right-of-way, waterway, unsubdivided area, or other definite boundary.

**BOARD OF HEALTH** - The Woodford County Board of Health or its Authority Representative.

**BUILDING** - An enclosed structure having a roof supported by columns, walls, arches, or other devices, used for the housing, shelter or enclosure of persons, animals or chattels.

**BUILDING SETBACK LINE** - The building restriction line nearest the front of and across a lot establishing the minimum distance to be provided between the line of a structure located on said lot and the nearest road right-of-way line or centerline or the nearest shoreline or high water line of a storm or floodwater runoff channel or basin.

**COMPREHENSIVE PLAN** - The complete plan or any of its parts for the development of the county as prepared by the Plan Commission or other planning agency and adopted by the County Board as the official plan.

**CONSERVATION, PLANNING AND ZONING COMMITTEE** – The Committee of the County Board, or any committee assigned to its duties.

**COUNTY BOARD** - The elected, legislative body of Woodford County, Illinois.

**COUNTY ENGINEER** - The appointed head of the Woodford County Highway Department.

**DWELLING**- A building designed for residential living purposes and containing one or more dwelling units.

**DWELLING UNIT** - One or more rooms constituting all or part of a dwelling used exclusively as living quarters for one family and not more than two roomers or boarders, and which contain cooking facilities, sink or other kitchen facilities.

**DWELLING-SINGLE FAMILY** - A dwelling containing one dwelling unit.

**ENVIRONMENTAL PROTECTION AGENCY** - The Environmental Protection Agency (EPA) for the State of Illinois.

**EASEMENT** - A right or privilege held by the public, a corporation or person for the use of land of another for specified purposes

**FAMILY** - (A) An individual; or (B) Two or more persons related by blood, marriage or adoption; or (C) Not more than six (6) persons not so related; together with his or their domestic servants and gratuitous guests maintaining common household in a dwelling unit.

**FINAL PLAT** - The official graphic depiction of a subdivision which is ultimately filed for the record in the Recorder's Office. It shows all lots, easements, roads and other dedicated areas. The Final plat also indicates items such as building setback lines, restricted areas for septic systems and any ingress and egress restrictions.

**FLOOD PROTECTION ELEVATION (FPE)** - The elevation of the base flood plus one (1) foot of freeboard at any given location in the floodplain.

**GRADE** - The ascending or descending inclination with the horizontal of a road, measured along the center-line of the right-of-way, expressed by stating the vertical rise or fall as a percentage of the horizontal distance.

**HEALTH DEPARTMENT** - The Woodford County Health Department.

**HIGHWAY COMMISSIONER** - The elected or appointed head of the local Political Township Road District.

**HIGHWAY DEPARTMENT** - The Woodford County Highway Department.

**HOMEOWNERS ASSOCIATION** - A homeowners association is an organization formed for the maintenance and operation of the common areas of the development. The association operates under and pursuant to recorded covenants or deed restrictions, through which each owner of a portion of a subdivision is automatically a member as a condition of ownership and each such member is subject to a charge or assessment for a pro-rated share of expense of the association which may become a lien against the lot, parcel, unit or other interest of the member.

**IDOT** - The Illinois Department of Transportation.

**LAND DISTURBING ACTIVITY** - Any change in land, which may result in soil erosion from water or wind and the movement of sediments into state or County waters or on to lands in the County, or a change in the amount and/or intensity of storm water run-off, including but not limited to, the covering with an impervious surface, stockpiling, clearing, grading, excavating, rehabilitating, transporting, depositing or filling of land.

**LAND SURVEYOR (LICENSED PROFESSIONAL)** - A surveyor who is licensed to practice professional land surveying by the State of Illinois.

**LOT** - A tract of land within a subdivision marked by subdivider on the plat as a numbered, lettered, or other identified tract of land to be offered for sale, dedication, or development.

**LOT LINES** - The lines bounding a lot.

**OWNER** - An individual, firm, association, syndicate, partnership, corporation, company, organization, trust, or other legal entity having a proprietary interest in a use, structure, lot, or tract of land.

**PLAN COMMISSION** - The Tri-County Regional Planning Commission of Peoria, Tazewell and Woodford Counties.

**PLANNED DEVELOPMENT** - A tract of land developed as a unit under single ownership or control which includes two or more main or principal structures.

**PLAT** - A map, plan, or layout showing the subdivision of land into lots.

**PLAT ACT** - An act to revise the law in relation to plats approved March 21, 1874, as amended (Illinois Compiled Statutes 1996, Chapter 765, Act 205).

**PLAT OFFICER** - The person designated by the County Board as administrator of this Ordinance.

**PROJECT** - Any development involving modification to land which involves a land disturbing activity.

**PRELIMINARY PLAT** - a graphic depiction of the proposed lot lines, roads and other engineering improvements of a proposed subdivision superimposed on a map of the existing topography.

**PROPERTY** - The general term denoting either singularly or in combination, an area, lot, parcel, tract, plot, or otherwise designated portion of land.

**REGISTERED PROFESSIONAL ENGINEER (LICENSED PROFESSIONAL ENGINEER)** - An engineer who is licensed to practice Professional Engineering by the State of Illinois, or who is allowed to practice by the State of Illinois under a reciprocity agreement with another state.

**RE-SUBDIVISION** - The further division of lots or the relocation of lot lines of any lot or lots within a subdivision previously made and approved or recorded according to law.

**RIGHT-OF-WAY** - the entire dedicated tract or strip of land which is to be used by the public for circulation or service.

**PUBLIC ROAD** - A thoroughfare within the right-of-way which affords the principal means of access to abutting property. A road may be designated as an avenue, boulevard, drive, highway, land, parkway, place, road, court, thoroughfare, or other appropriate name. If at any time the Illinois Department of Transportation should reclassify a road to a higher standard, the higher classification shall apply.

Roads are identified as follows:

**ARTERIAL** Roads: Arterials are the highest level of facilities that have the principal purpose of expediting the movement of traffic by providing mobility or moving people and goods for long distances at relatively high speeds.

**COLLECTOR** Roads: Collectors serve a combination of duties since they provide a certain amount of access to adjoining property and still serve as connectors between local roads and arterials.

**LOCAL** Roads: Local roads primarily provide direct access to adjoining property.

**RESIDENTIAL** Roads: Residential roads must serve a majority of residentially zoned properties, carry an Average Daily Traffic (ADT) count of 400 or less, and be completely internal to the subdivision. Pre-existing Collector or Local roads cannot be reclassified as Residential roads.

**SANITARY SEWER** - A constructed conduit for the collection and carrying of liquid and solid sewage wastes, other than storm waters, to a sewage treatment plant.

**SCHOOL** - A building or group of buildings and all associated structures, facilities, and grounds in or on which instruction in subjects which are fundamental and essential in general education is offered under the supervision of the Superintendent of the Educational Service Region.

**STORM SEWER** - A constructed conduit for the collection and carrying of surface waters to a drainage course.

**STRUCTURE** - Anything constructed or erected with a fixed location on the surface of the ground or underground, or affixed to something having a fixed location on the surface of the ground.

**SUBDIVIDER** - An owner who presents a subdivision plat for approval hereunder.

**SUBDIVISION** - Any division, development, or re-subdivision of any part lot, area or tract of land by the owner or agent, either by lots or by metes and bounds, into lots two or more in number for the purpose, whether immediate or future, of conveyance, transfer, improvement, or sale, with the appurtenant roads, and easements, dedicated or intended to be dedicated to public use or for the use of the purchasers or owners within the tract subdivided. The Illinois Legislation known as the Plat Act, Illinois Compiled Statutes 1996, Chapter 765, Act 205 enumerates that whenever the owner of land subdivides it into 2 or more parts, any of which is less than 5 acres, he must have it surveyed and a subdivision plat thereof made by an Illinois Registered Land Surveyor.

**TRACT** – A parcel of land legally described or subdivided as a distinct portion or piece of land to be separately owned, used or developed, may consist of multiple Parcel Identification Numbers (PIN) for tax purposes.

**VARIATION** – Any temporary deviance from the requirements set forth in the Adopted Subdivision Code, as deemed unavoidable and necessary by the overseeing committee, to be applied solely to that particular plat or case under consideration.

**WATER SYSTEM: 1)PUBLIC** - A system for the provision of the public of piped water for human consumption, if the system has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least sixty (60) days per year. The term public water system includes any collection, treatment, storage or distribution facilities under control of the operator of such system and used primarily in connection with such system and any collection or pretreatment storage facilities not under such control which are used primarily in connection with such system.

**WATER SYSTEM: 2)SEMI-PRIVATE WATER SYSTEM** - A water supply which is not a public water system, yet serves a segment of the public other than an owner-occupied single family dwelling.

**WATER SYSTEM: 3) PRIVATE** - Any supply which provides water for drinking, culinary, and sanitary purposes and serves an owner-occupied single family dwelling.

**WCSWCD** - The Woodford County Soil and Water Conservation District.

**ZONING ADMINISTRATOR** - The appointed head of the Woodford County Zoning Department.

## Section 5

### **§153.05.1 PRELIMINARY CONSIDERATIONS**

#### **153.05.1.1 Regulatory**

153.05.1.1.1 No land shall, after the effective date of this Ordinance, be subdivided, the plats thereof filed for record, nor any roads laid out, nor any improvements made to such subdivided land, until the plat or plats of the subdivision have been certified to and approved by action as specified herein.

153.05.1.1.2 No land shall be subdivided for any use unless access to the land over roads exists or will be provided by the Subdivider.

153.05.1.1.3 All subdivision proposals and other proposed new developments greater than 50 Lots or 5 acres whichever is the lesser, include within such proposals base flood elevation data.

153.05.1.1.4 Any division of land must be identified as one of the following:

- A. A recorded subdivision plat – §153.06**
- B. An exception plat – §153.10**

153.05.1.1.5 All plats three lots or less are exempt from having topographical data.

#### **153.05.2 Advisory**

In order to conserve time, effort, and expense, the subdivider shall consult with the Plat Officer and Conservation, Planning and Zoning Committee prior to the preparation of the tentative

plan of the subdivision. Requirements for roads, school, and recreational sites; shopping centers; community facilities; sanitation, water supply and drainage, and relationship to other developments existing and proposed in the vicinity, shall be analyzed in advance of the preparation of the preliminary plat.

## Section 6

### SUBDIVISION PLATS

#### **§153.06.1 PRE-APPLICATION PROCEDURE**

Prior to the filing of an application for conditional approval of the preliminary plat, the Subdivider shall submit to the Plat Officer a sketch plan showing proposed layout of the entire tract relation to existing topography, together with a copy of existing covenants, as known. This step shall not require formal application nor any fee or the filing of a plat with the County Clerk.

Within ten working days after receipt of the sketch plan the Plat Officer shall inform the Subdivider that the plans and data as submitted or as modified do or do not meet the requirements of this Ordinance. When the plans and data do not meet such requirements, the Plat Officer shall state the reasons in writing and deliver a copy to the Subdivider.

Surveyors shall contact the County Highway Department or the appropriate Township Road Commissioner to determine if the entrance proposed and sited by land surveyor shall require a site visit to determine if the entrance meets required safety standards. Entrances shall comply with the applicable access requirements.

#### **§153.6.2 PROCEDURES FOR CONDITIONAL APPROVAL OF PRELIMINARY PLAT**

153.06.2.1 The Subdivider shall, after the above pre-application procedure, cause to be prepared a preliminary plat together with improvement plans and other supplementary material as specified in §153.09.1 including an alternate layout in sketch form of the entire tract owned by the Subdivider, if not submitted under §153.06.1.

153.06.2.2 Sufficient copies, not less than eight hard copy or electronic transmittal, of the preliminary application, the preliminary plat and all required supplementary material shall be filed with the Plat Officer to meet the distribution requirements of the county and any city or village which may be involved.

153.06.2.3 The Plat Officer shall transmit copies to the County Engineer, the County Zoning Department, the Highway Commissioner with a cover letter to the township supervisor of the township in which the property is located, the Woodford County Soil and Water Conservation District, the school district involved, the Woodford County Health Department, if the land being subdivided borders a road under the jurisdiction of the Illinois Department of Transportation a copy shall be transmitted to IDOT, and if the land being subdivided is within one and one half miles of the corporate limits of a city or village which exercises its extra territorial subdivision approval powers, then he shall transmit a copy to the city or village planning department, and he shall notify the Subdivider to file for city or village approval as well as under its subdivision ordinance. The transmittal of a single copy by the Plat Officer to a city or village shall be for information purposes

only and shall not be construed as a filing by the Subdivider for city or village approval under its Subdivision ordinance.

153.06.2.4 The County Engineer and the County Zoning Enforcing Officer shall review the plat, and each shall submit a report of his findings and recommendations to the Plat Officer. If the subdivision is within a mile and a half of a city or village exercising extra territorial subdivision control, a report of its findings and recommendations shall be sought. Such report shall be submitted within fifteen days. Failure to submit a report within the specified time limit or a mutually agreed upon extension thereof shall be deemed a recommendation of approval of the plat.

153.06.2.5 Following review of the preliminary plat and accompanying supplemental material, and review and consideration of the reports provided under § 153.06.2.4, the Plat Officer shall take action approving, revising or rejecting the proposed subdivision and shall so notify the Subdivider and his engineer.

153.06.2.6 If action is taken approving said preliminary plat, the Plat Officer shall properly endorse his approval and date of approval on copies of the plat. One copy shall be returned to the subdivider and one copy shall be kept on record by the Plat Officer. A copy shall be furnished to the engineer and the Township Highway Commissioner if requested. If revisions are to be made, said revisions shall be indicated on the plats prior to their endorsement. Such preliminary plat shall bear a certificate of approval as follows:

County of Woodford)

)

State of Illinois )

I, Woodford County Plat Officer, do hereby approve this Preliminary Plat in accordance with the provisions of the Land Subdivision Ordinance of Woodford County, Illinois, this        day of       , 20      .

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Woodford County Plat Officer

If the Plat Officer rejects the preliminary plat, the Subdivider shall have the right to appeal his decision to the

County Board, which may sustain the Plat Officer's decision or may modify or reverse, in whole or in part, his decision. If the County Board approves the preliminary plat, then the Plat Officer shall be directed to endorse the plat.

153.06.2.7 In addition, if the subdivision lies within the area of extra territorial subdivision control of a city or village, its approval shall be sought in accordance with its Land Subdivision Ordinance.

153.06.2.8 Approval of the preliminary plat shall be construed to be an expression of approval of the general layout submitted as a guide to the preparation of the final plat and to be assurance to the Subdivider that the final plat will be approved if it conforms to the terms of the conditionally approved preliminary plat.

### **§153.06.3 PROCEDURE FOR APPROVAL OF FINAL PLAT**

153.06.3.1 Not later than one year after approval of the preliminary plat or such additional time as the Plat Officer may allow, the Subdivider may submit the original tracing of an intended final plat together with a print thereof to the Plat Officer.

153.06.3.2 The final plat shall conform to the preliminary plat as approved and it may constitute only that portion of the approved preliminary plat which the Subdivider proposes to record and develop at the time, provided, however, that such portion conforms to all requirements of this Ordinance.

153.06.3.3 Within 15 working days after receipt of plats and supplementary material, the Plat Officer shall inform the Subdivider that the plans and data as submitted or as modified do or do not meet the requirements of this Ordinance. When the plans and data do not meet such requirements, the Plat Officer shall state the reasons in writing and deliver a copy to the Subdivider. When the plans do meet such requirements the Plat officer shall inform the subdivider of the timeline for submission to the County Board.

153.06.3.4 Final approval of a final plat shall be granted by the County Board with the recommendation of the Plat Officer on the basis of its conformity with a preliminary plat as approved, and with all pertinent laws, rules, regulations and particularly with the technical requirements of §153.08 & §153.09 of this Ordinance. The Plat Officer shall present the Final Plat to the Conservation, Planning and Zoning Committee for recommendation to present to the County Board. The Plat Officer shall present the Final Plat to the County Board for approval and signature. The Plat Officer shall notify the Subdivider and his engineer of the action taken.

153.06.3.5 In the event only a portion of an approved preliminary plat is presented for final approval, the Plat Officer may notify the Subdivider in writing whether or not the preliminary approval of the unrecorded portion has been renewed for one year. In the absence of such written notification, the Subdivider may within one year after conditional approval of the preliminary plat apply to the Plat Officer for extension of the conditional approval of the preliminary plat without being required to pay additional fees.

153.06.3.6 Within 60 days after approval of the final plat by the Plat Officer, said plat along with 6 copies shall be filed by the Subdivider with the county recorder, and if not so filed, shall have no validity and shall not be recorded without recertification by the Plat Officer. All plats (original tracings of said plats) after being recorded shall become the Property of the County. The County Recorder shall return one copy of the recorded plat to the Supervisor of Assessments office and two copies to the Zoning Office, the Zoning office shall then forward one copy to the Township Highway Commissioner or County Engineer as applicable.

153.06.3.7 For the approval of any final plat, as is hereinabove required, the Subdivider shall pay into the general corporate fund of Woodford County, as a fee for such approval, the sum of one hundred (\$100) for a one lot subdivision, Fifty dollars (\$50) for an Exception/Exempt Plat per lot lot/tract, or five hundred dollars (\$500) plus fifty dollars (\$50) per lot for all other subdivisions. A "lot" also meaning a sub lot or tract. The presentation of an official receipt of the Treasurer of Woodford County, to the Plat Officer, showing payment of the fee herein provided for, shall be deemed sufficient evidence of the payment of such fee.

#### **§153.06.4 PLATS OF VACATION**

Any plat of record that is to be vacated by the owner of the premises must comply with the procedures enumerated in the Illinois Compiled Statutes, Chapter 765, Act 205.

## Section 7

### **DESIGN STANDARDS**

#### **§153.07.1 GENERAL**

153.07.1.1 All federal, state, county and other official bench marks, monuments and triangulation stations in or adjacent to a proposed subdivision shall be preserved. When a proposed improvement in a subdivision makes it necessary to move a bench mark, monument or triangulation station, the authority having jurisdiction shall be notified and given sufficient time to take appropriate action.

153.07.1.2 All dimensions, linear, curvilinear and angular, necessary to properly re-survey shall be shown, with linear dimensions in feet and decimals of a foot.

153.07.1.3 Monumentation shall be in accordance with the procedures and requirements of the Plat Act.

153.07.1.4 Natural features such as distinctive trees or vegetation, streams, ponds, hilltops, bluffs, creek bottoms and outlook views shall be preserved and enhanced whenever possible. In laying out a subdivision due consideration shall be given to such aesthetic features existing within the tract being subdivided and which may add to aesthetic quality of existing nearby subdivisions.

#### **§153.07.2 ROADS**

The course, width, grade and location of all roads shall be considered in their relation to existing and planned public roads, to topographic conditions, to public convenience and safety, and in their appropriate relation to the proposed uses of the land to be served by such roads and shall conform to the following Design Standards:

153.07.2.1 Provide for the continuation or projection of existing principal public roads in surrounding area; or

153.07.2.2 Conform to the thoroughfare plan where applicable; or

153.07.2.3 Conform to topographic or other conditions where continuance or projection of existing public roads is impracticable or undesirable from the community viewpoint.

153.07.2.4 Roads shall be laid out to intersect as nearly as possible at right angles and no road shall intersect any other road at less than 70 degrees.

153.07.2.5 Where connecting road lines deflect from each other more than one degree, they shall be connected with a curve.

153.07.2.6 In a subdivision that adjoins or includes an existing road that does not conform to the right-of-way width, one half of the additional width shall be provided along each side of such road for the entire frontage included within the land being subdivided, or as the Plat Officer may determine is proper.

153.07.2.7 Dead-end roads, designed to be so permanently, shall be provided with a circular turn-around having an outside surface diameter of at least 100 feet and right-of-way line diameter of at least 140 feet. The center of the turn-around shall be located between the center line of the road and its left right-of-way line, facing into the turn-around.

153.07.2.8 Reserved strips controlling access to road rights-of-way shall not be permitted except upon approval of the Plat Officer and when control and disposition of the reserved strip is vested in the County Board.

153.07.2.9 The continuation of an existing road shall have the same name. The name of the new road shall not duplicate the name of an existing road within the area served by the post office or fire department.

153.07.2.10 Each plat for a new subdivision in areas where surveys have been made to establish the County Uniform Numbering Grid shall be numbered in accordance therewith.

### **§153.07.3 EASEMENTS**

153.07.3.1 Easements shall be provided around the perimeter of all lots for utilities and shall be not less than (10) foot wide.

- A. When a subdivision is traversed by a waterway, intermittent stream or drainage way, there shall be provided a storm water easement or drainage easement conforming substantially to the lines of same. Such easement shall be of sufficient size to protect said waterway, intermittent stream or drainage way, and to permit ingress and egress for maintenance.
- B. All permanent drainage retention and detention features for subdivisions shall be protected by drainage and/or maintenance easements.
- C. Easements shall be provided for pedestrian ways where deemed appropriate by the reviewing agencies.

153.07.3.2 Limitations and maintenance of easements

- A. No construction of structures, dams, embankments or channels (except as indicated on the engineering drawings), and no planting of trees, shrubbery or other flow-impeding vegetation, which hinders the flow of water or otherwise inhibits the intended purpose, shall be allowed within any drainage or storm water retention or detention easements.
- B. Drainage easements must be separate and distinct from utility easements and the two shall not be combined.
- C. Drainage and storm water retention and detention easements shall be adequately maintained so as to provide for removal and accumulation of vegetation, silt, debris or other

material which may interfere with the flow characteristics of drainage ways or the essential features of retention or detention facilities.

D. Pedestrian way easements shall be maintained to permit their continued use.

E. Provisions shall be made through as homeowner's association, deed restrictions, covenants or other acceptable means to maintain all easements.

#### **§153.07.4 BLOCKS**

153.07.4.1 The length, width and shape of blocks shall be determined with regard to:

- A. Provision of adequate building sites for the special type of use contemplated.
- B. Requirements as to lot size and dimensions.
- C. Need for convenient access circulation, control and safety of road traffic.
- D. Limitations and opportunities of topography.

153.07.4.2 In cases where the block length exceeds 600 feet and where deemed essential by the Plat Officer to provide pedestrian circulation to schools, playgrounds, shopping centers and other community facilities, a right- of-way dedicated to the public for a cross walk not less than ten feet wide shall be provided.

#### **§153.07.5 LOTS**

All provisions of the Woodford County Zoning Ordinance concerning lots shall apply including lot area, width, and depth and soil suitability. No structure shall be constructed or erected on a lot or tract of land or moved to a lot or tract of land which does not abut a Public or Private Road. Each Tract shall have a minimum of 20 ft. direct abutment of access to a Public or Private Road. A minimum of twenty (20) foot of road frontage for each lot or parcel less than Six (6) acres and sixty (60) foot for each lot or parcel that is Six (6) acres or more in size shall be provided for any lot created. No parcel, remainder, gore, outlot or remnant of land which is part of the tract being subdivided shall be created which, by reason of lot width, depth, area, frontage, topography, or lack of access thereto, cannot be used as a Zoning Lot, or be subject to further subdivision in accordance with the terms of this ordinance. Any remaining parcel or outlot which cannot be made to comply with the foregoing shall be eliminated by combining the area thereof with one or more adjoining lots which do comply, or by conveying same for appropriate public use to a public body, subject to its acceptance of same.

153.07.5.1. Double frontage and reverse frontage lots shall be avoided except where essential to provide separation of residential development or to overcome specific disadvantages of topography and orientation.

153.07.5.2 Side lot lines shall be substantially at right angles or radial to road lines except where topography or drainage conditions warrant angling lot lines.

153.07.5.3 The lot arrangement shall be such that there will be no foreseeable difficulties in securing building permits to build on all lots in compliance with the Zoning Ordinance and the Health Department Regulations.

153.07.5.4 Lot dimensions, areas and building setback lines shall conform to the requirements of the Zoning Ordinance.

## **§153.07.6 ACCESES AND SUBDIVISIONS**

153.07.6.1 All new private accesses and subdivisions along State Highways shall be arranged to provide access to such Highways in accordance with applicable IDOT guidelines. All new private accesses and subdivisions along Collector, Local and Residential Roads shall be arranged to provide access to such Roads at spacing intervals and site distance as defined in the Woodford County Highway Access Regulation Ordinance and any applicable Township Access Requirements.

153.07.6.2 All new public accesses and roads along State Highways shall be arranged to provide access to such Highways in accordance with applicable IDOT guidelines. All new public accesses and roads along Collector, Local and Residential Roads shall be arranged to provide access to such Roads at spacing intervals and site distance as defined in the Woodford County Highway Access Regulation Ordinance and any applicable Township Access Requirements.

153.07.6.3 The Woodford County Engineer shall determine the minimum private and public access spacing requirements along County Highways within the corporate boundaries of cities and villages, as well as the unincorporated towns of Cazenovia and Low Point.

153.07.6.4 Access spacing intervals on Roads having different ADT's on different segments shall meet the minimum access interval of the segment having the highest ADT.

153.07.6.5 Roads within subdivisions shall be arranged to permit access to adjacent future subdivisions without encroachment upon this regulation.

153.07.6.6 Existing agricultural entrances shall not be used for non-farm purposes without an access permit review by the Woodford County Highway Department or appropriate Highway Commissioner. Any change in use will require an access permit issued by the Woodford County Highway Department or appropriate Highway Commissioner.

153.07.6.7 All new accesses must both meet these requirements and be approved by the Woodford County Highway Department or the appropriate Highway Commissioner, in accordance with the respective highway access permit policy.

## **§153.07.7 Road Access**

All Tracts must have direct abutment to a Public Road by a Private Road, Private Lane or Shared Private Lane

153.07.7.1 A maintenance agreement shall be recorded in concurrence with the final Plat establishing the arrangement for which the private road will be maintained and will establish ownership as needed.

153.07.7.2 The final plat shall include an access easement benefitting all Tracts it will service.

153.07.7.3 The final plat shall show the location and the width of the private Road.

153.07.7.4 When Private Road, Private Lane or Shared Private Lane is utilized the final plat shall include a certificate stating essentially as follows:

I, \_\_\_\_\_, owner of tract and the private road shown hereon, declare that the private lane is not dedicated to the public, but shall remain private, to be maintained by and for the adjoining lot owners until such time that said lane(s) is accepted by the appropriate township or Woodford County, Illinois.

## Section 8

### **REQUIRED IMPROVEMENTS**

#### **§153.08.1 GENERAL**

153.08.1.1 It is recommended that no grading, tree removal, site work or installation of any required improvements be commenced until the preliminary plat has been approved.

153.08.1.2 All grading, site work or installation of any required improvements shall be done in such manner as to prevent flooding, washing, erosion, silting, or other impairment of adjacent properties, storm drainage channels, bodies of water or adjoining roads.

153.08.1.3 No trees, tree stumps, brush or similar material shall be buried or used as fill in any area of a subdivision to be traversed by a road, or which is likely to be in or adjacent to an individual sewage disposal system or similar use.

153.08.1.4 If a subdivision is located within an area under the extra territorial subdivision control of a city or village, that city's or village's approval procedures and standards if higher than those set forth herein, shall govern.

#### **§153.08.2 MONUMENTS**

Monuments shall be placed under the direction of an Illinois registered land surveyor in accordance with Illinois Compiled Statute.

#### **§153.08.3 PUBLIC ROADS**

153.08.3.1 Road improvement plans for public roads shall be prepared by the Subdivider's registered professional engineer and shall be submitted to the County Engineer for approval. Upon approval of the road improvement plans by the County Engineer, the public road shall be constructed by the Subdivider in accordance therewith, under the supervision of the Subdivider's registered professional engineer who shall certify the completion in accordance with the approved plans to the County Engineer.

153.08.3.2 All utilities under the paved area of the public roads shall be provided or installed before the surfacing of the roads except where they may be installed without disturbing the road surface.

153.08.3.3 The subdivider shall be responsible for maintaining all roads in the subdivision until such roads have been accepted by the appropriate roadway authority. Maintenance, which shall include snow plowing, shall be adequate to ensure ingress and egress to all lots which have been sold. Failure to ensure adequate ingress/egress shall be cause for withholding of building permits and the approval of additional units of the development.

153.08.3.4 After the Subdivider's registered professional engineer has certified the completion of the roads, the County Engineer shall inspect the same, accompanied by the Subdivider's engineer. Thereupon the County Engineer shall submit a written report to the Township Highway Commissioner, stating whether or not the roads are complete and ready for acceptance by the Township.

153.08.3.5 The Subdivider shall provide the subdivision with road signs at the intersection of all roads. Signage shall be in accordance with Manual on Uniform Traffic Control Devices (MUTCD) and the Illinois Supplement, latest edition.

153.08.3.6 Design criteria shall be in accordance with the Illinois Department of Transportation Bureau of Local Roads and Streets Administrative Policies, latest edition and all subsequent revisions.

153.08.3.7 Drainage features shall be in accordance with the Illinois Department of Transportation Bureau of Bridges and Structures Drainage Manual, latest edition and all subsequent revisions.

153.08.3.8 Construction shall be in accordance with the current version of Standard Specifications for Road and Bridge Construction and supplemental specifications adopted by the Illinois Department of Transportation.

153.08.3.9 The Subdivider's registered professional engineer shall file three certificates of compliance with the County Engineer as follows:

- A. Immediately prior to the placement of the aggregate base course.
- B. Immediately prior to the placement of the bituminous surface.
- C. Upon completion of all road work.

#### **§153.08.4 PRIVATE ROADS**

A Township Highway Commissioners may at his discretion accept jurisdiction of a private road, provided the private road has been designed, constructed and dedicated to Illinois Department of Transportation standards before it may be considered for jurisdictional transfer to the Township Road District.

#### **§153.08.5 SANITARY SEWERS**

153.08.5.1 When a subdivision is reasonably accessible to a municipal sanitary sewer system, the Subdivider shall provide the subdivision with a complete sanitary sewer system to be connected to the municipal sanitary sewer system, so long as the municipality agrees to the connection. A subdivision is considered to be reasonably accessible if its property line is within that number of feet of a municipal sanitary sewer line shown in the table accompanying this section, or the municipality is willing at its expense to extend a sanitary sewer line to within that same number of feet of the subdivision property line. For purposes of the table, the total number of lots is the number of lots in the subdivision and, if applicable, the number of lots into which a larger parcel having the same owner, of which the subdivision is a part, could be divided, assuming the same Lot density as the subdivision. The need to petition the municipality in accordance with 65 ILCS 5/11-149-1, or the need to annex the subdivision (or the larger parcel if applicable) to the municipality, in order to connect to the municipal sanitary sewer system does not make the municipal sanitary inaccessible within the meaning of this section. For purposes of this section, a Subdivision and a larger parcel are considered to have the same Owner if one person or entity has an ownership interest of some description in both the subdivision and the larger parcel, even if there are other owners, so long as that one person or entity was the owner of the larger parcel before the subdivision process was started.

Total Number of Lots	Number of Feet
2-5	300
6-10	500
11-20	750
21-35	1250
36-50	2000
51-75	3000
76-100	4000
101-150	5000
151 +	6000

153.08.5.2 When no sanitary sewer system is available or is not reasonably accessible to the subdivision, the subdivider shall provide the subdivision with a complete sanitary sewer system, which shall connect with a sanitary sewer outlet approved by the Illinois Department of Public Health, except that when such approved outlet is not available one of the following methods of sewage disposal shall be used.

153.08.5.2.1 A complete sanitary sewer system to convey the sewage to a treatment plant, to be provided by the Subdivider in accordance with minimum requirements of the Illinois Environmental Protection Agency and Woodford County Health Department and with adequate provision for the maintenance of such plant.

153.08.5.2.2 Private sewage disposal systems on individual Lots consisting of septic tanks and tile absorption fields or other approved sewage disposal systems, where laid out with the requirements of the Woodford County Health Department. The Subdivider shall require, as a condition of the sale of each Lot in the subdivision, that the private sewage disposal system shall be installed by the owner of the lot before occupation of the lot occurs.

153.08.5.2.3 Upon completion of the sanitary sewer system installation, a registered professional engineer shall certify that the sanitary sewer system complies with all the standards required by the county and the Illinois Environmental Protection Agency.

Certified copies of the plans for such sanitary sewer system as built shall be filed with the Health Department, and Illinois Environmental Protection Agency.

153.08.5.3 Storm sewers, footing drains and down spouts shall not be connected to sanitary sewers.

### **§153.08.6 WATER**

153.08.6.1 The Subdivider shall provide the subdivision with a complete water main supply system, which shall be connected to a municipal water supply, or a community water supply approved by the Illinois Department of Public Health with satisfactory provision for the maintenance thereof; except when such community water supply is not available, the subdivider shall provide an individual water supply on each lot in the subdivision, or in lieu thereof the Subdivider shall require, as a condition of the sale of each lot in the subdivision, that an individual water supply shall be installed by the owner of the lot before occupation of lot occurs.

153.08.6.2 The plans for the installation of a water main supply system shall be prepared by the subdivider with the cooperation of the applicable water utility company. Upon completion of the water supply installation, copies of the plans for such a system shall be filed with the Woodford County Health Department and the Illinois Department of Public Health.

### **§153.08.7 STORM DRAINAGE**

The Subdivider shall provide the subdivision with an adequate storm drainage system. Such systems shall be designed and sealed by a registered professional engineer. Storm drainage systems shall be shown on plans in conjunction with the road improvement plans. Such storm drainage plans shall be reviewed by the County Engineer. A storm sewer system shall be provided wherever curbs are installed, and where the evidence available to the Plat Officer and County Engineer indicates that the natural surface drainage is inadequate. Where the surface drainage is deemed adequate, easements for such surface drainage may be required.

## Section 9

### **PLATS AND DATA**

#### **§153.09.1 PLATS AND DATA FOR CONDITIONAL APPROVAL OF PRELIMINARY PLAT**

A preliminary plat of the subdivision shall be accurately drawn to a scale of one hundred feet to one inch. And shall include:

153.09.1.1 Topographical Data

153.09.1.1.1 Approximate Boundary lines and lot lines.

153.09.1.1.2 Existing Easements: Location, width and purpose.

153.09.1.1.3 Existing Roads: On and adjacent to the tract by name, right-of-way width, location, type, width and elevation of surfacing, curbs, gutters, culverts and sidewalks.

153.09.1.1.4 Existing Utilities: On and adjacent to the tract, location, size, and invert elevation of sanitary sewers, storm sewers and where existing, location and size of water mains; location of gas lines, fire hydrants, electric and telephone poles, and road lights; if any of the above are not available at the site, indicate direction and distance to the nearest ones and furnish statement of availability.

153.09.1.1.5 Other existing conditions: water courses, marshes, wooded area, dwellings, building, well and septic systems, existing and proposed points of access and other significant features.

153.09.1.1.6 Ground elevations: On tract based on U.S.G.S. datum, show contours at vertical intervals as follows:

Slope of 6% or less	2 foot interval
Slope of over 6% but less than 15%	5 foot interval
Slope of over 15%	10 foot interval

153.09.1.1.7 Title and Certificates: Present tract designation; title under which subdivision is to be recorded; names and addresses of owners; acreage, scale, north point, datum, benchmarks, certification of registered land surveyor and date of survey.

153.09.1.2 The preliminary plat shall show all existing conditions required above in topography data and show all proposals, including, but not necessarily limited to, the following:

153.09.1.2.1 Roads: Names, right-of-way widths, approximate grades and gradients.

153.09.1.2.2 LOTS: Lot lines, numbers and block numbers.

153.09.1.2.3 SITES: (Public) If any, to be dedicated or reserved for parks, playgrounds, or other public uses showing approximate acreage of each site.

153.09.1.2.4 SITES: (Non-Public) If any, for shopping center, churches, industry multi-family dwelling or any other non-public use including indication of proposed use showing approximate acreage of each site.

153.09.1.2.5 SETBACK LINES: Give location of minimum setback lines.

153.09.1.2.6 OTHER PRELIMINARY PLANS: When required by the County Engineer, the preliminary plat shall be accompanied by profiles showing existing ground surface and proposed road grades; typical cross sections of the roads.

153.09.1.2.7 ZONING: Show zoning classification of the subdivision and adjacent areas.

## **§153.09.2 PLAT AND DATA FOR FINAL APPROVAL**

The final plat shall meet with the following specifications.

153.09.2.1 The final plat may include all or only a part of the area of the preliminary plat as proposed in the application.

153.09.2.2 The original drawing of the final plat of the subdivision shall be no larger than 24 inches by 36 inches, in six inch multiples. It shall be drawn at the scale of 100 feet to the inch. Five black or blue line prints shall be submitted with the original final plat. The original and all copies of the plat shall be of satisfactory quality to the Woodford County Zoning Administrator. Plats with affixed attachments or hand-written corrections shall be accepted at the discretion of the plat officer.

153.09.2.3 An erosion statement, similar to the one below, shall be placed on the final plat recognizing the county's most current Erosion, Sediment and Storm Water Control Ordinance.

**Any new construction of the land shown hereon will be required to adhere to the County Erosion Control Restrictions that are in effect at the time of said construction.**

153.09.2.4 The following information shall be shown:

153.09.2.4.1 Primary control points, or descriptions and "ties" to such control points, to which all dimensions, angles, bearings and similar data on the final plat shall be referred.

153.09.2.4.2 Tract boundary lines, right-of-way lines of roads, easements and other right-of-ways, and property lines of residential lots and other sites; with accurate dimensions, bearing or deflecting angles, and radii arcs, and central angle of all curves.

153.09.2.4.3 Name of each road or other rights-of-way. Location and right-of-way widths of existing and/or platted roads adjacent to the tract.

153.09.2.4.4 Location and dimensions of all easements. Also, consecutive numbers for each lot or site within all subdivisions having the same name.

153.09.2.4.5 Purpose for which sites, other than residential lots, are dedicated or reserved. Also, minimum setback line on all lots and other sites plus the location and description of monuments.

153.09.2.4.6 Reference to recorded subdivision plats of adjoining platted lands.

153.09.2.4.7 Certification by Illinois registered land surveyor as to accuracy of survey and plat including title, scale, north arrow and date.

153.09.2.4.8 Statement by subdivider dedicating roads, or rights-of-way and reserving easements and any sites for public uses.

153.09.2.4.9 Other data: such other certificates, affidavits, endorsements, or dedications as may be required by applicable codes, ordinances and/or statutes pertaining to zoning, dedication roads, and drainage facilities.

153.09.2.5 A certificate by the Plat Officer that the Subdivider has posted a cash bond equal to 110% of the amount estimated by the Subdivider's qualified engineer to be the present cost of public roads and other required improvements. Said costs to be verified by the Woodford County Engineer. Said cash bond will be delivered by the Woodford County Plat Officer to the Woodford County Treasurer and deposited in an interest-bearing escrow account in a Woodford County bank with earned interest to be paid to the Subdivider yearly. On application of the subdivider to the Plat Officer and following inspection by the Plat Officer and certification by the County Engineer of partial completion, the Plat Officer shall direct the Woodford County Treasurer to release the following amounts from such bond.

Percentage of Completion	Amount of Release
Estimate 35%	25% of Bond
Estimate 60%	25% of Bond
Estimate 85%	25% of Bond
Estimate 100%	25% of Bond

The final payment shall be made when the road is completed and accepted by the appropriate township Highway Commissioner or the County Engineer and the Plat Officer has received a written notification of acceptance. The bond shall be conditioned upon faithful adherence to the rules and regulations contained in this Ordinance.

The Subdivider shall have two years to complete roadway after posting the cash bond or Woodford County has the right to the road bond account for completion of the road within said subdivision.

153.09.2.6 Protective Covenants after recording shall have the book and page or document number placed on final plat.

153.09.2.7 Road and Utility Improvement Plans shall be submitted and approved before the final plat approved.

## Section 10

### **§153.10.1 EXCEPTION PLATS**

153.10.1.1 Specifically exempted from the provisions of this Ordinance are those instances enumerated in the Plat Act (Illinois Compiled Statutes 1994, Chapter 765, Act 205) wherein the provisions of said Act do not require platting of a subdivision. Exception plats must comply with the provisions of this article.

153.10.1.2 Required Signatures

153.10.1.2.1 Such exception plat shall bear a certification of the County Clerk that there are no delinquent or unpaid general taxes and/or special assessments against the lands described on this exception plat (see Appendix).

153.10.1.2.2 Such exception plat shall bear the owners certificate and notary certificate (see Appendix).

153.10.12.3 Such exception plat shall bear the appropriate road agency certificate(s) (see Appendix).

153.10.1.2.4 Such exception plat shall bear a certificate of approval, signed by the Plat Officer, as follows:

County of Woodford )  
                      )  
State of Illinois    )

I, Woodford County Plat Officer, do hereby approve this exception in accordance with the provisions of the Land Subdivision Ordinance of Woodford County, Illinois, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

---

Woodford County Plat Officer

No such exception plat shall be entitled to recording or have validity until it has been signed by the Plat Officer. The Plat Officer shall be provided a copy of the recorded exception plat by the County Recorder's office.

153.10.1.3 This Ordinance shall not apply to plats of dedication prepared by or for the Illinois Department of Transportation, the County Highway Department and/or Township Highway Commissioner in connection with the improvement or vacation of any highway or road.

153.10.1.4 An existing farmstead plat must contain a statement that indicates it is an existing farmstead and may not conform to the minimum lot size as required in the district in which the property is located.

153.10.1.5 Surveyors shall contact the County Highway Department or the appropriate Township Highway Commissioner to determine if the entrance proposed and sited by land surveyor shall require a site visit to determine if the entrance meets required safety standards. Entrances shall comply with all applicable access requirements.

## **§153.10.2 Survey Plats**

153.10.2.1 Any survey plat of a parcel of land, which parcel is not part of a subdivision as defined for the purposes of this Ordinance shall be entitled to recording provided it shall have endorsed thereof the following certification, signed and sealed by the plat officer and registered land surveyor as follows:

### **Plat Officer Survey Plat Signature Block**

STATE OF ILLINOIS           )  
                              )  
COUNTY OF WOODFORD        )

I, Woodford County Plat Officer have examined this plat and determined that this plat is exempt from the provisions of The Land Subdivision Ordinance of Woodford County, Illinois.

Dated this \_\_\_\_\_ day of \_\_\_\_\_.

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## Woodford County Plat Officer

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## **Surveyor survey plat signature block**

I do hereby certify that this parcel of land is not part of a subdivision requiring county approval under The Land Subdivision Ordinance of Woodford County, Illinois.

153.10.2.2 Describe the location of access to all parcels, including new parcels and remainder parcel.

153.10.2.3 If new access is required, the applicable Road authority signature is required.

## Section 11

## VARIATIONS

### **§153.11.1 GENERAL**

Where, on appeal, the Conservation, Planning and Zoning Committee finds that extraordinary hardships may result from strict compliance with this Ordinance, it may recommend to the County Board a Variance of the regulations so that substantial justice may be done and the public interest secured; provided that such variance will not have the effect of nullifying the purposes of this Ordinance.

## §153.11.2 CONSERVATION PLANNING AND ZONING COMMITTEE

The standards and requirements of this Ordinance may be varied by the Conservation, Planning and Zoning Committee in the case of a plan or a program for a planned development for a community, or a neighborhood unit, which in the judgment of the Committee shall exceed the minimum requirements for adequate public space and improvements for circulations, recreation, light, air and service needs of the tract when fully developed and populated.

### **§153.11.3 ACTION BY COUNTY BOARD**

In recommending modification wherever provided for in this Ordinance, the Conservation, Planning and Zoning Committee may prescribe such conditions, as will in its judgment, secure substantially the objectives of the standards or requirements so modified. The recommendation of a modification

by the Conservation, Planning and Zoning Committee shall be conditional and subject to the final approval of the County Board.

#### **§153.11.4 APPEAL**

Whenever a subdivider is aggrieved by the decision of the Plat Officer with regard to the final plat, he may file an appeal to the County Board from such decision within ten days of the date thereof, such appeals to be filed with the County Clerk and by him forwarded to the Conservation, Planning and Zoning Committee for its recommendation for action by the County Board. The County Board may affirm or reverse, in whole or in part, the decision of the Plat Officer, and in that instance shall have all of powers and duties of the Plat Officer.

### **Section 12**

#### **ENFORCEMENT AND PENALTIES**

#### **§153.12.1 PLAT OFFICER**

The Chairman of the County Board, with the concurrence of the County Board shall appoint the Plat Officer, who shall serve at the pleasure of the Board. No officer designated by the County Board as its Plat Officer shall engage, either directly or indirectly, in the business of surveying, and no map, plat, or Subdivision shall be received for record, nor shall the same have any validity, which has been prepared by, or under the direction of, any such Plat Officer in violation of the provisions of this section.

#### **§153.12.2 PENALTIES**

153.35.1 No subdivision plat shall be entitled to record in the county or have any validity until it has been approved by the County Board in accordance with this Ordinance and signed by the County Board Chairman.

153.35.2 Whenever it comes to the knowledge of the Plat Officer that any provisions of this Ordinance have been violated, it shall be his duty to notify the State's Attorney of this fact and the State's Attorney shall immediately take appropriate enforcement action.

### **Section 13**

#### **SEVERABILITY AND REPEAL OF CONFLICTING ORDINANCES**

#### **§153.13.1 SEVERABILITY PROVISIONS**

The provisions of this Ordinance are hereby declared to be severable, and if any of its provisions should be held to be invalid or unconstitutional or otherwise void for any reason, such decision shall not effect or impair any of the remaining provisions hereof, and it is hereby declared to be the intent of the county that this Ordinance would have been adopted if such invalid, unconstitutional or otherwise void provisions had not been included herein.

### **§153.13.2 REPEAL OF CONFLICTING ORDINANCES**

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

## **APPENDIX**

### **PLAT CERTIFICATES**

## MUNICIPAL APPROVAL

If the proposed subdivision lies within one and one-half miles of a municipality with a recorded plan, the Final Plat must be approved by the City Council of that municipality. A certificate indicating such approval signed by the Village/City Clerk and President/Mayor shall be placed on the Final Plat. The following wording is suggested:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

Approved by the (Village/City) of (name) this (day) of (month, year).

(Signature) (Signature)  
President/Mayor Clerk

NOTE: If the subdivision lies within one and one-half miles of several municipalities, only one municipality will be required to sign. If a planning advisory boundary line has been negotiated, the municipality exercising its statutory privilege of planning advice shall sign. If such a boundary line had not been negotiated, only the closest municipality shall be required to sign the plat. However, all contiguous municipalities must sign the Final Plat.

## **SURVEYOR'S CERTIFICATE**

The surveyor who prepared the Final Plat shall place thereon a certificate of substantially the following wording:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

This is to certify that I, \_\_\_\_\_, an Illinois Land Surveyor, NO. \_\_\_\_\_, have surveyed and subdivided the property as described and as shown by the annexed plat, which is a correct representation of said survey and subdivision. All distances are shown in feet and decimals thereof.

Given under my hand and seal at \_\_\_\_\_, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

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## Surveyor

## **ROAD AGENCY CERTIFICATES**

## **TOWNSHIP HIGHWAY COMMISSIONER'S APPROVAL**

All Final Plats which abut a township road must be approved by the Township Highway Commissioner of each political township in which the subdivision lies. A certificate indicating that the Township Highway Commissioner has approved the Final Plat and or will accept the subdivision roads when they are completed shall be placed on the Final Plat. The following wording is suggested for the Township Highway Commissioner:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

I, \_\_\_\_\_, the Township Highway Commissioner of \_\_\_\_\_ Township, do hereby certify that the proposed plat meet the safety and access control standards of \_\_\_\_\_ Township.

Township Highway Commissioner Date

**COUNTY ENGINEER/ILLINOIS DEPARTMENT OF TRANSPORTATION APPROVAL**

All Final Plats which abut a County or State Highway or which have interior subdivision roads which approach upon County and/or State highways must include an additional certification of acceptance, signed by either the County Highway Engineer or a representative of the Illinois Department of Transportation. The following wording is suggested:

## COUNTY CERTIFICATE

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

This Plat has been reviewed by the Woodford County Highway Department regarding access to the County Highway. Ingress/Egress will be allowed in accordance with the Access Regulation Ordinance. An access permit shall be required for any new access.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ .20\_\_\_\_\_.  
*[Handwritten signature]*

## Woodford County Engineer

ILLINOIS DEPARTMENT OF TRANSPORTATION CERTIFICATE

This Plat has been approved by the Illinois Department of Transportation with respect to roadway access pursuant to Chapter 765 ILCS, Article 205, Paragraph 2. However, a Permit for Access is required by the owner of the property. A Plan that meets the requirements contained in the Department's "Policy on Permits for Access Driveways to State Highways" will be required by the Department.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

### Region Three Engineer

## **LOCAL HEALTH DEPARTMENT CERTIFICATE**

If any part of the platted land will not be served by a public sewer system the Woodford County Health Department is required to also sign the final plat. The following wording is suggested:

No public sewer system exists to serve this subdivision. This Plat is approved with respect to onsite sewage disposal and the acreage involved has been reviewed in accordance with established soil suitability evaluation procedures.

## OWNER'S CERTIFICATE AND NOTARY CERTIFICATE

A certificate shall be placed on the Final Plat indicating the ownership of the land being subdivided. A notary certificate shall be placed beneath the owner's certificate in witness of the owner's signature. The following general wording of these two certificates is suggested:

## **OWNER'S CERTIFICATE**

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

This is to certify that the undersigned, (List Names) is (are) the legal owner(s) of record of the land described on the plat hereon drawn and shown hereon as subdivided, and that he (they) has (have) caused said land to be surveyed, subdivided, staked, and platted as shown hereon, for the purpose of having this plat recorded as provided by law and to the best of the owner's knowledge the land described lies in the \_\_\_\_\_ School District.

In witness whereof I (we) have hereunto set my (our) hand(s) and Seal(s) this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

(Seal) \_\_\_\_\_

(Seal) \_\_\_\_\_

## NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

I \_\_\_\_\_, a Notary Public in and for said County and State aforesaid, do hereby certify that \_\_\_\_\_ (List Names) \_\_\_\_\_, personally known to me to be said person(s) whose name(s) is (are) subscribed to the accompanying plat and certification, each appeared before me this day in person and acknowledged that he (she) signed and sealed the said plat and certification as his (her) free and voluntary act for the uses and purposes therein set forth.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

---

## Notary Public

## COUNTY CLERK'S CERTIFICATE

The County Clerk shall make a tax search of the land being subdivided. A certificate is required on all Final Plats indicating that any back taxes have been paid. The following wording is suggested:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

I, \_\_\_\_\_, clerk of the aforesaid County, do hereby certify that I have this day examined the tax records of the property shown on the attached plat and find no delinquent general taxes, unpaid current general taxes, nor delinquent special assessments against the tract of land shown on said plat.

Given under my hand and the seal of the said County this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

## Woodford County Clerk

## Deputy County Clerk

## **COUNTY BOARD**

A certificate shall be placed on the Final Plat to be signed by the Woodford County Board Chairman indicating County Board approval. The following wording is suggested:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

Approved and accepted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

## Woodford County Board Chairman

## **PLAT OFFICER**

A certificate shall be placed on the Final Plat to be signed by the Woodford County Plat Officer indicating all requirements of the County Subdivision Regulations have been met. The following wording is suggested:

STATE OF ILLINOIS )  
 ) SS  
County of Woodford )

I, \_\_\_\_\_, Woodford County Plat Officer, do hereby certify that the above plat meets all requirements of the Woodford County Land Subdivision Regulations and is hereby approved.

This \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

Woodford County Plat Officer

**FLOOD HAZARD CERTIFICATE**

The surveyor shall determine if any part of the proposed subdivision lies within a flood hazard area as identified by the Federal Emergency Management Agency. An appropriate certificate shall be placed on the plat and signed by the surveyor. The following wording is suggested, depending on which situation exists.

A. I certify that none of the above described property is located in a flood hazard area as identified by the Federal Emergency Management Agency.

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Illinois Land Surveyor

B. I certify that none of the above described property is located in a flood hazard area as identified by the Federal Emergency Management Agency except as indicated on (Community & Panel No.)

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Illinois Land Surveyor