

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING THE LAKE COUNTY
WATERSHED DEVELOPMENT ORDINANCE, APPENDIX C**

WHEREAS, the County of Lake, pursuant to the powers granted to it by 55 ILCS 5/5-1062, adopted the Lake County Watershed Development Ordinance (the “WDO”) on or about July 10, 2012, effective July 10, 2012, establishing rules and regulations for floodplain and stormwater management throughout the County of Lake and superseding any less restrictive municipal rules and regulations therein; and,

WHEREAS, the President and Board of Trustees of the Village of Deerfield have previously adopted Ordinance No. O-92-38, Ordinance No. O-00-35 and Ordinance No O-06-14, adopting the Lake County Watershed Development Ordinance, as amended, as the Village of Deerfield Stormwater Management Code; and,

WHEREAS, the County of Lake, pursuant to the powers granted to it by 55 ILCS 5/5-1062, adopted a resolution approving amendments to the Lake County Watershed Development Ordinance on or about July 10, 2012, effective immediately; and,

WHEREAS, the President and Board of Trustees of the Village of Deerfield find that it is in the best interests of the Village of Deerfield to require all development to meet, at least, the minimum standards prescribed by the WDO to the fullest extent practicable; and,

WHEREAS, three (3) copies of the Lake County Watershed Development Ordinance have been on file in the office of the Village Clerk at the Village of Deerfield and available for public inspection for not less than thirty (30) days prior to the adoption of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: That the above and foregoing recitals, being material to this Ordinance, are incorporated and made a part of this Ordinance as if fully set forth herein.

SECTION 2: That there is hereby adopted by reference, as if fully set out herein, that certain ordinance known as the Lake County Watershed Development Ordinance, approved as amended by the County of Lake on July 10, 2012, as the Village of Deerfield Stormwater Management Code.

SECTION 3: That in the event that the rules, regulations, terms or conditions imposed pursuant to the Lake County Watershed Development Ordinance, as hereby adopted, are either more restrictive or less restrictive than comparable rules, regulations, terms or conditions imposed by any other applicable rule, regulation, resolution, ordinance, statute or law, then the more restrictive rules, regulations, terms or conditions shall govern.

SECTION 4: That Chapter 20 entitled “Subdivisions and Stormwater” of the Municipal Code of the Village of Deerfield is hereby further amended by adding at the end thereof the following:

That the Lake County Watershed Development Ordinance, as most recently amended by the County of Lake on July 10, 2012, is hereby adopted and incorporated herein by this reference as if

fully set forth herein and shall be known as the “Amended and Restated Village of Deerfield Stormwater Management Code,” and from the effective date of this Ordinance the provisions hereof shall be controlling within the corporate limits of the Village of Deerfield.

SECTION 5: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

SECTION 6: That this Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should:

(a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law.

It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 7: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this _____ day of _____, 2012.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2012.

Village President

ATTEST:

Village Clerk

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING BY REFERENCE THE LAKE COUNTY
WATERSHED DEVELOPMENT ORDINANCE**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

_____ day of _____, 2012.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
_____ day of _____, 2012.**