

**ORDINANCE NO. 19-22**

**AN ORDINANCE MAKING AMENDMENTS REGARDING PAVEMENT SETBACKS TO CHAPTER 4  
OF TITLE 10 OF THE MORTON MUNICIPAL CODE**

**WHEREAS**, the Morton Municipal Code was adopted on March 2, 1970, and duly published in book form; and

**WHEREAS**, the Director of Planning and Zoning has recommended amending the Zoning Code to move the pavement setbacks set forth in the Zoning Code into the sections provided for the individual zoning districts; and

**WHEREAS**, the Plan Commission of the Village of Morton held a public hearing and has recommended the amendments set forth.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON**, Tazewell County, Illinois, that Section 10-4-3(D)(1) of the Morton Municipal Code is amended by deleting the existing subparagraphs (a), (b), (c), (d) and as follows, with additions shown in underlined font and deletions shown in strikethrough font:

**BE IT FURTHER ORDAINED** that subparagraphs (e), (f), (g) and (h) of Section 10-4-3(D)(1) of the Morton Municipal Code are hereby re-lettered as subparagraphs (a), (b), (c) and (d) respectively, to preserve consecutive lettering of subparagraphs in this section.

**BE IT FURTHER ORDAINED** that Section 10-5-5(D) is hereby amended by adding a new subparagraph 5 which shall be as follows:

5. Pavement: Pavement shall be no closer than ten feet (10') to the side and rear property lines. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that Section 10-6-4(C) is hereby amended by adding a new subparagraph 5 which shall be as follows:

5. Pavement: Pavement shall be no closer than ten feet (10') to the side and rear property lines. In the event walks, drives, or parking areas were built in compliance with a lesser setback, but not as a result of a variance, then the setback for subsequent walks, drives, and parking areas may be the same as that in effect at the time of prior construction. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that Section 10-7-2(C) is hereby amended by adding a new subparagraph 6 which shall be as follows:

6. Pavement: Pavement shall be no closer than ten feet (10') to the side and rear property lines. In the event walks, drives, or parking areas were built in compliance with a lesser setback, but not as a result of a variance, then the setback for subsequent walks, drives, and parking areas may be the same as that in effect at the time of prior construction. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that Section 10-7-3(C) is hereby amended by adding a new subparagraph 5 which shall be as follows:

5. Pavement: Pavement shall be no closer than ten feet (10') to the side and rear property lines. In the event walks, drives, or parking areas were built in compliance with a lesser setback, but not as a result of a variance, then the setback for subsequent walks, drives, and parking areas may be the same as that in effect at the time of prior construction. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that Section 10-6-2(C) is hereby amended by adding a new subparagraph 5 which shall be as follows:

5. Pavement: Access walks, drives and parking areas not encroaching on the landscaped front yard shall be no closer than 10 feet (10') to the side property line and eight feet

(8') to the rear property line. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that Section 10-6-3(C) is hereby amended by adding a new subparagraph 5 which shall be as follows:

5. Pavement: Access walks, drives and parking areas not encroaching on the landscaped front yard shall be no closer than 10 feet (10') to the side property line and eight feet (8') to the rear property line. Landscape screening shall be required whenever pavement is closer than the building setback line.

**BE IT FURTHER ORDAINED** that if any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect 10 days after publication thereof as provided by law.

**PASSED AND APPROVED** at a regular meeting of the President and Board of Trustees of the Village of Morton this 4th day of March, 2019; and upon roll call the vote was as follows:

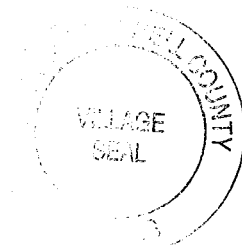
**AYES:** Belsley, Blunier, Heer, Leman, Newman, Parrott

**NAYS:**

**ABSENT:**

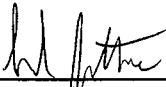
**ABSTAINING:**

**APPROVED** this 4th day of March, 2019.



*Jeffrey L. Kaufman*  
President

**ATTEST:**

  
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**Village Clerk**