

ORDINANCE NUMBER 2023-21

**TEXT AMENDMENTS PERTAINING TO THE REGULATION OF KENNELS IN THE
KENDALL COUNTY ZONING ORDINANCE**

WHEREAS, Section 13:07 of the Kendall County Zoning Ordinance permits the Kendall County Board to approve text amendments and provides the procedure through which text amendments are granted; and

WHEREAS, kennels are presently special uses within the A-1 Agricultural, B-3 Highway Commercial, B-4 Commercial Recreation, M-1 Limited Manufacturing, and M-2 Heavy Industrial Zoning Districts;

WHEREAS, animals in kennels are required to be indoors between the hours of sunset and sunrise with no exceptions;

WHEREAS, the Kendall Planning, Building and Zoning Committee, hereinafter be referred to as "Petitioner", desires to allow animals in kennels to be outdoors between the hours of sunset and sunrise for specific purposes and desires to have common regulations for kennels across the zoning districts where they are allowed by special use permit; and

WHEREAS, on February 9, 2023, the Petitioner submitted text amendments to the Kendall County Zoning Ordinance amending the regulations for kennels by allowing animals at kennels to be outdoors between the hours of sunset and sunrise for the purposes of owners picking-up and dropping-off pets and for regular bathroom breaks until 10:00 p.m. and related text corrections; and

WHEREAS, following due and proper notice by publication in the Kendall County Record on March 2, 2023, the Kendall County Zoning Board of Appeals conducted a public hearing on March 27, 2023, at 7:00 p.m., in the County Office Building at 111 W. Fox Street in Yorkville, at which the Petitioner's representative presented evidence, testimony, and exhibits in support of the requested text amendments and zero members of the public testified in favor or in opposition to the request; and

WHEREAS, based on the evidence, testimony, and exhibits, the Kendall County Zoning Board of Appeals has recommended approval of the text amendments on March 27, 2023; and

WHEREAS, the Kendall County Planning, Building and Zoning Committee of the Kendall County Board has reviewed the testimony presented at the aforementioned public hearing, and has forwarded to the Kendall County Board a recommendation of approval of the requested text amendments; and

WHEREAS, the Kendall County Board has considered the recommendations of the Planning, Building and Zoning Committee and the Kendall County Zoning Board of Appeals, and has determined that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS,
that the Kendall County Zoning Ordinance be amended as follows:

- I. Recitals: The recitals set forth above are incorporated as if fully set forth herein.

- II. Amended Text: Section 7:01.D.29 of the Kendall County Zoning Ordinance is hereby amended by deleting the present text and replacing it with the following:

“Kennels provided that the kennels must be located inside and must be located a minimum of two hundred fifty feet (250’) from the lot line of lots zoned residential or shown as Residential on the LRMP map and one hundred fifty feet (150’) from lots zoned other than residential or shown on the LRMP map as non-residential. The animals must be indoors by sunset, except for the purposes of owners picking-up and dropping-off pets and regular bathroom breaks until 10:00 p.m.”

- III. Amended Text: Section 9:03.C.14 of the Kendall County Zoning Ordinance is hereby amended by deleting the present text and replacing it with the following:

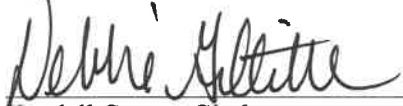
“Kennels with the conditions contained in Section 7:01.D.”

- IV. Amended Text: Section 9:04.C.10 of the Kendall County Zoning Ordinance is hereby amended by deleting the present text and replacing it with the following:

“Kennels with the conditions contained in Section 7:01.D.”

IN WITNESS OF, this ordinance has been enacted by a majority vote of the Kendall County Board and is effective this 16th day of May, 2023.

Attest:



Kendall County Clerk
Debbie Gillette



Kendall County Board Chairman
Matt Kellogg

