

ORDINANCE # 2013- 14

**AMENDMENT TO THE KENDALL COUNTY ZONING ORDINANCE
TO MODIFY TEXT RELATED TO TARGET PRACTICE, PRIVATE CLUBS AND
SHOOTING RANGES IN SECTIONS 7.01.D, 9.03.C, 9.04.C, 9.05.C, 9.06, 9.07.C,
10.01.C, 10.02.C & 10.03.B OF THE ZONING ORDINANCE**

WHEREAS, Kendall County regulates development under authority of its Zoning Ordinance and related ordinances; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, all administrative procedures for amendments have been followed including a public hearing held before the Kendall County Zoning Board of Appeals on July 1, 2013;

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends Sections 7.01.D, 9.03.C, 9.04.C, 9.05.C, 9.06, 9.07.C, 10.01.C, 10.02.C & 10.03.B of the Kendall County Zoning Ordinance as provided:

SECTIONS 7.01.D (A-1 Agricultural- Special use); 9.03.C (B-2 General Business District- Special Use); 9.04.C (B-3 Highway Business District- Special Use), 9.05.C (B-4 Commercial Recreation- Special Uses), 9.06 (B-5 Business Planned Development), 9.07.C (B-6 Office and Research Park District- Special Use), 10.01.C (M-1 Limited Manufacturing- Special Use) & 10.02.C (M-2 Heavy Industrial District- Special Use)

Indoor Target Practice with the following conditions:

- a. The indoor shooting range shall meet all applicable standards established in the NRA Range Source Book. Documentation indicating compliance with the aforementioned standards shall be submitted with the site plan. Plans require engineer certification for soundproofing and appropriate design.
- b. Must be at least 150' from existing dwellings and property lines of schools, daycares, and places of worship.
- c. Hours of operation from 7am to 10pm
- d. No alcohol allowed.
- e. Must meet all requirements of the Kendall County Health Department.
- f. All applicable Federal, State, EPA and County rules and regulations shall be adhered to.

SECTIONS 7.01.D (A-1 Agricultural- Special use) & 10.03.B (M-3 Aggregate Materials Extraction, Processing & Site Reclamation- Special Use)

Outdoor target practice or shooting (not including private shooting in your own yard) with the following conditions:

- a. Requires conformity with NRA standards; provide appropriate berming based on surrounding land use and type(s) of firearms to be used. Such berming shall generally be consistent with standards established in the NRA Source Book.
- b. Requires minimum parcel size of 5 acres, depending on the venue.
- c. Must have a sign that lists allowed firearm types, rules of operation; hearing and vision protection required.
- d. State recognized, nationally recognized or NRA Certified range supervisor must be present
- e. Range flag flown, a sign or red light lit at all times that firing is taking place.
- f. Hours and days of operation as specified in the Special Use Permit to be determined by the County Board.
- g. Access must be controlled by a lockable gate.
- h. Hazardous waste plan addressing lead management required.
- i. No discharge of lead shot into wetland.
- j. Must be at least 1,000' from existing dwellings and property lines of schools, daycares, places of worship and airstrips.
- k. No alcohol allowed.
- l. No projectiles shall leave the boundaries of the site.
- m. All applicable Federal, State and County rules and regulations shall be adhered to.
- n. Must meet all requirements of the Kendall County Health Department
- o. Water and drainage plans must be approved by the Kendall County Planning, Building and Zoning Office.
- p. Signage is permitted but must meet the Sign Ordinance regulations of Section 12 of the Zoning Ordinance.
- q. Lighting shall meet the standards of Section 11.02.F.12.d of the Zoning Ordinance.
- r. Must adhere to the Performance standards of Section 10.01.F of the Zoning Ordinance

SECTION 7.01.D (A-1 Agricultural- Special use)

Outdoor Commercial Sporting Activities including but not limited to swimming facilities and motocross sports. Appropriate regulations for lighting noise and hours of operation shall be included in the conditions. Outdoor commercial sporting activities shall exclude outdoor target practice, athletic fields with lights, paintball facilities and riding stables; including but not limited to polo clubs, and similar uses.

Delete from SECTION 10.01.C.7 (M-1 Limited Manufacturing- Special Use) which automatically deletes it from 10.02.C (M-2 Heavy Industrial District- Special Use)

~~Indoor & Outdoor Target Practice, provided that outdoor target practice meets the following conditions:~~

- ~~a. Hours and days of operation as specified in the Special Use Permit to be determined by the County Board.~~
- ~~b. No activity shall leave the boundaries of the site.~~

~~e. All applicable State and County rules and regulations shall be adhered to.~~

Delete from section 10.02.C- M-2 Special Use

~~Kendall County Government Agency and other law enforcement shooting range with conditions to be set and approved by the County Board.~~

Re-word in 10.03.B (M-3 Aggregate Materials Extraction, Processing & Site Reclamation- Special Use) & add in Sections 7.01.D (A-1 Agricultural- Special use); 9.03.C (B-2 General Business District- Special Use); 9.04.C (B-3 Highway Business District- Special Use), 9.05.C (B-4 Commercial Recreation- Special Uses), 9.06 (B-5 Business Planned Development), 9.07.C (B-6 Office and Research Park District- Special Use), 10.01.C (M-1 Limited Manufacturing- Special Use) & 10.02.C (M-2 Heavy Industrial District- Special Use):

Kendall County Sheriff's Office shooting range with conditions to be set and approved by the County Board.

Re-word in Sections 7.01.D.31 (A-1 Agricultural- Special use)

Private clubs or lodges not including indoor or outdoor gun clubs and uses regulated in Section 4.16 (Adult Book Store, Adult Motion Picture Theater, Adult Mini-Motion Picture Theater, Adult Entertainment Facilities, Adult Use, Adult Massage Parlors or Spas, Tattoo Parlors and Permanent Body Art Establishments, Striptease Club or Gentlemen's Club and Adult Video Store.)

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 16th day of July, 2013.

Attest:



Kendall County Clerk
Debbie Gillette



Kendall County Board Chairman
John Shaw