

ORDINANCE NUMBER 2006 - 30

AMENDING SPECIAL USE ORDINANCE 82-11 AND SUBSEQUENT AMENDMENTS
10712 CHURCH ROAD
HOWELL SHOOTING CLUB, INC.

WHEREAS, Howell Shooting Club, Inc. filed a petition for an amendment to Ordinance 82-11, as subsequently amended on November 8, 1989, which established a Special Use Permit within the A-1 district, for property located at 10712 Church Road in Kendall Township; and

WHEREAS, said petition is to amend Ordinance 82-11, as subsequently amended on November 8, 1989, to alter the operating conditions at the Shooting Club, as well as to authorize a mobile home structure for use for club meeting space and other habitable purposes; and

WHEREAS, said property is zoned A-1 Agricultural and the request is allowable upon issuance of a Special Use Permit per § 7.01.D.25 of the Kendall County Zoning Ordinance; and

WHEREAS, said property is legally described as follows:

The W ½ and the SE ¼ of the SW ¼ of Section 25, T 36 N, R 7 E of the 3rd Principal Meridian, Township of Kendall, County of Kendall in the State of Illinois.

WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact, and recommendation for approval by the Special Use Hearing Officer; and

WHEREAS, the Kendall County Board finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance;

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby grants approval of an amendment to Ordinance 82-11, as subsequently amended on November 8, 1989.

NOW, BE IN FURTHER ORDAINED, that the conditions imposed by the Kendall County Board in its adoption of Ordinance 82-11, as well as the subsequent amendments adopted on November 8, 1989, are hereby deleted and replaced by the following operational conditions:

1. For this range, the term "Instructor" will be defined as (a) the owner-instructor of the shooting range; (b) State of Illinois Certified Firearms Instructors; (c) National Rifle Association of America Certified Firearms Instructors; (d) National Rifle Association of America Certified Range Safety Officers; (e) holders of the National Rifle Association of America Certificate in Police Training; (f) holders of the National Rifle Association of America Certificate in Hunter Safety; (g) an Illinois Department of Natural Resources Hunter Education Instructor; (h) any other appropriately qualified instructors whose credentials and experience to instruct have been approved by the Board of Directors and an NRA designated Range Safety Officer.
2. Rifles used on this range shall be limited to Rimfire cartridge rifles with a maximum cartridge velocity not to exceed 2,700 fps. Centerfire cartridge rifles shall be limited to sighting-in on the

- rifle range under the direct supervision of the landowner, a member of the Board of Directors, or a Club-approved firearm safety instructor.
3. The instructor shall be qualified to instruct gun handling and marksmanship by having any of the qualifications listed in Condition # 1, above.
 4. Other than qualified law-enforcement officer, all gun handling and marksmanship training shall be under the direct supervision of an instructor.
 5. The handgun and rifle range shall be maintained per the submitted Site Plan, attached hereto as Exhibit "A", except that an eight (8) foot high earthen berm shall be added at approximately a 40° angle at the ends of the existing berm to reach the existing building on the north, and to reach a distance of 15 feet on the south. Any modification of the foregoing shall not occur without review and approval by the Director of Planning, Building, and Zoning, who reserves the right to present said modification to the Planning, Building, and Zoning Committee of the County Board for review and approval. Ranges may be improved with respect to safety and utility as necessary. Existing permanent, non-habitable structures may be improved or replaced with a structure of approximate similar size subject to obtaining applicable permits.
 6. No handgun or rifle shall be elevated above the horizon nor fired from a distance of more than 100 yards.
 7. The use of a shotgun shall be permitted when used with the trap house and stations designated on Exhibit "A". Shotguns may be used on all berms, trap range, and accessory points along the south field for training purposes.
 8. Organized groups may be allowed to use the range for instructional or skill-building competitive purposes when their qualifications are approved by the Board of Directors, subject to the provisions of Condition # 11.
 9. Notice to all property owners within $\frac{3}{4}$'s of a mile of the outer perimeter of the subject property is required within a minimum of ten (10) days prior to any night shooting at the shooting range by any law enforcement agency. Each law enforcement agency is allowed a maximum of two (2) nights in any twelve (12) month time period.
 10. The shooting range may be open on the first Sunday of the months of May, June, July, August, September, and October, from 8:00 AM until official sunset.
 11. All shooters shall sign in and sign out on a log bearing spaces for the name of each shooter, time in, and time out, and date. The Board of Directors shall provide and maintain said log.
 12. All range shooters shall be either (a) police officers who have had State of Illinois peace officer training or are being qualified for same; or (b) civilians shooting alone if they meet one of the following criteria:
 1. A member of the National Rifle Association of America who has had a minimum of three (3) hours of gun safety instruction.
 2. Is under the direct supervision of an instructor.
 3. A guest of a member who is otherwise qualified under another portion of this Condition,
 4. Who has otherwise satisfied the Club's Range Safety Officer or other Board member of his/her ability to shoot safely.
 13. All shooting shall be supervised by at least one range officer who, prior to any shooting commencing shall read these restrictions, have a copy of them, and certify in writing that he or she has read, understood and has a copy, and will abide by these restrictions. Adequate copies of these restrictions shall be provided by the owners, as shall forms for written certification. The completed certification forms shall be kept by the owner.

14. All members shall complete a Board-approved range safety checkout prior to being authorized to use range facilities. Each member shall have a completed New Member Range Safety Check Out Form on file with the Club. All organized shooting events shall have a designated individual who will fulfill the duties of range safety officer for the event and who is familiar with these restrictions.

In addition to the aforementioned operational conditions, the following conditions are hereby placed on the use of the property.

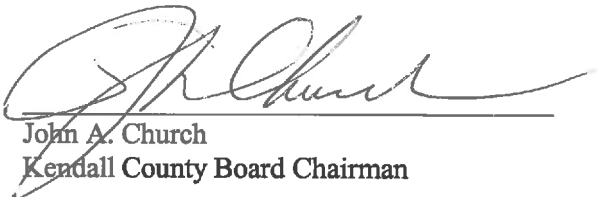
1. In the event that adjacent property is developed in a residential manner, the developer of said adjacent property is to design the site in a manner reflective of the existing use of this parcel as a gun club. The gun club agrees to work with the County and these adjacent properties in the event that minor modifications to operating conditions and site layout in the event such modifications are required for the gun club and potential adjacent residential property to effectively co-exist.
2. The petitioner agrees to bring any existing structures not currently meeting required building codes and health department requirements into compliance within one hundred twenty (120) days of approval of the amended ordinance.
3. The petitioner will be permitted to place a temporary trailer which complies with basic life safety codes of the County for use as a classroom and training facility for a period not to exceed five years from the date of the approval of this ordinance. Such facility shall not be required to provide permanent bathroom facilities but shall at a minimum provide portable handicapped accessible bathroom facilities. Additional handicapped accessible bathroom facilities shall also be provided during special events and competitions conducted on the site to accommodate the needs of the additional patrons and visitors.
4. The additional mobile home authorized by this special use and intended for classroom and training purposes must meet all applicable building codes and requirements.
5. The fire safety items as indicated in the 09.27.05 correspondence from the Bristol-Kendall Fire Department are to be addressed within one hundred twenty (120) days of approval of the amended ordinance. Correspondence from the Bristol-Kendall Fire Department verifying the resolution of this matter shall suffice for the purpose of compliance.

Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on May 16, 2006.

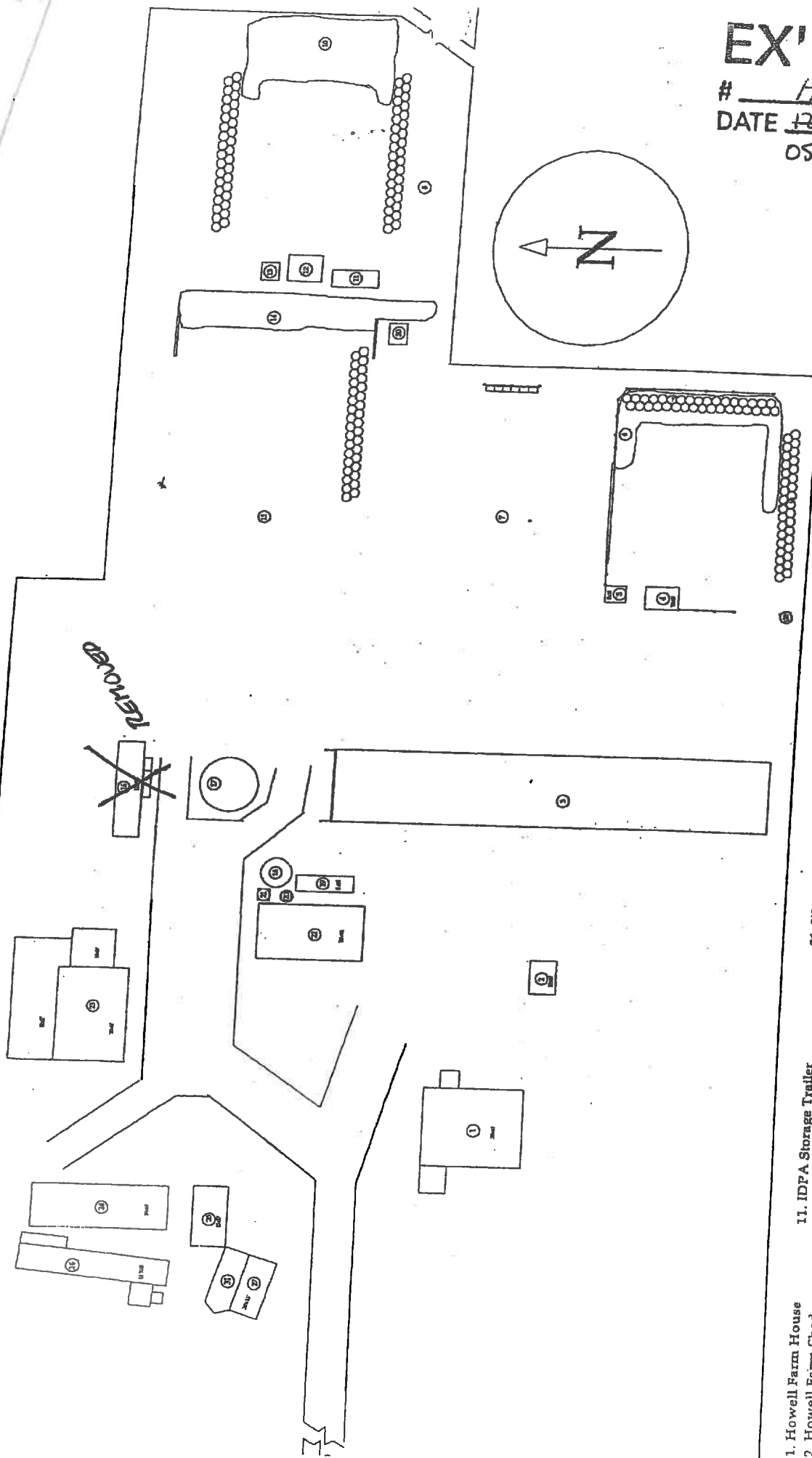
Attest:


Paul Anderson
Kendall County Clerk





John A. Church
Kendall County Board Chairman

EXHIBIT

H
 DATE 12-7-05
 05-02-06



- 1. Howell Farm House
- 2. Howell Farm Shed
- 3. Howell Garden
- 4. South Range
- 5. South Range Storage Shed
- 6. South Berm
- 7. Archery Range / Backstop
- 8. .22 Rimfire Rifle Range
- 9. .22 Rifle Range Berm
- 10. Northeast Berm
- 11. IDPA Storage Trailer
- 12. Northeast Range
- 13. IDPA Storage Shed
- 14. North Berm
- 15. North Range
- 16. Howell Shooting Club
- 17. Silo
- 18. Howell Shooting Club Signin Shed
- 19. Howell Shooting Club Storage Trailer
- 20. Men's Porta Potty
- 21. Women's / Handicapped Porta Potty
- 22. Corn Crib
- 23. Howell Farm Barn
- 24. Howell Farm Equipment Storage
- 25. Howell Farm Garage
- 26. Howell Farm Trailer
- 27. Howell Farm Pool & Deck
- 28. Trap House
- 29. Howell Shooting Club Trailer Proposed
- 30. North Range Storage Shed
- 31. Pool Deck

 Ballistic Wall / Barrels filled with Dirt / Gravel
 Ballistic Wall / Wood Frame filled with Gravel
 Ballistic Wall / Barrels filled with Dirt / Gravel Proposed

Howell Shooting Club

10712 Church Road
 Yorkville, Illinois 60560