

AGRICULTURE, ZONING AND EMERGENCY SERVICES COMMITTEE

MINUTES OF THE MAY 2, 2017 MEETING

The committee chair called the meeting to order at 6:00 pm at the Livingston County Historic Courthouse, 112 W. Madison St., Pontiac, Illinois and roll call was taken.

Present: Daryl Holt, Justin Goembel, Jason Bunting, James Carley, Marty Fannin, Steven Lovell and Paul Ritter.

Absent: None

Others Present: Additional County Representatives included: County Board Chairman Bob Young and County Executive Director Alina Hartley. Interested citizens of the county were also present at this committee meeting.

Committee Chair Daryl Holt noted the agenda for this May 2, 2017 meetings. Marty Fannin then moved, seconded by Paul Ritter, that the agenda for this meeting be approved as presented. This motion was approved by a voice vote of all ayes.

Committee Chair Daryl Holt then referred to the minutes of the March 28, 2017, April 7, 2014 and April 13, 2017 committee meetings. Then Justin Goembel moved, seconded by James Carley, that these meeting(s) minutes be approved as presented. This motion was approved by a voice vote of all ayes.

Business:

Solid Waste Report – Review of a synopsis of solid waste documents and host fee information:

Printed copies of a report for Deigan and Associates and a copy of the planning commission monthly synopsis were presented to the committee members. This planning commission report focused on two 2016 annual reports, and in regard to some ground water monitoring reports. Since the committee's last meeting, the results from Diegan and Associates Livingston Landfill groundwater split sampling had been completed and the entire report on this split sampling report was presented to the committee. Key components of this report were mentioned to and discussed with the committee members. A split sample of groundwater at the Streator Area Landfill is planned for the middle of May. Host agreement fund information was also presented to the committee members. The committee members were informed of a committee meeting at the Livingston Landfill in the afternoon of the next committee meeting date, June 6, 2017, at 2 pm that is being considered.

Review of Livingston County Zoning Case ZT-2-17 – Wind Energy Regulations Moratorium Extension:

Committee Chair Daryl Holt reasoned that he would like to see this moratorium be extended, as an added protection in consideration of potential litigation on the recently approved Livingston County Zoning Case ZT-3-16, wind energy regulations text amendment. Mr. Holt remarked about the history of the review of the zoning text wind energy regulations and he would like to have the WECS moratorium extended to help protect against unknown loopholes and provide double protection as the review of the wind energy regulations continue. Justin Goembel then moved, seconded by James Carley, that this Agriculture, Zoning and Emergency Services Committee recommend that this zoning text amendment, on extending the WECS Moratorium, ZT-2-17 be approved. The committee then discussed this moratorium extension and the need to extend it, in relation to the regulations in case ZT-3-16 being approved and the setbacks in those regulations being in place which may deter wind energy development in Livingston County. The committee also discussed this extension in the context if it being a safe guard concerning a challenge. Discussion on legal counsel on these matters was also talked about. A voice vote then took place on Mr. Goembel's motion, with this vote being approved, with nay votes from Jason Bunting and Steven Lovell.

Committee update on the status of Livingston County Zoning Case ZT-3-17, which is focusing on the results on the Advisory Referendum on wind turbine setback distances and how these results may be incorporated into the wind energy zoning regulations:

The zoning administrator explained that he provided a copy of the application for ZT-3-17 to the regional planning commission members at their meeting the previous evening, and he will provide a copy of this application to the zoning board of appeals at their May 4, 2017 meeting. This information is being provided for informational purposes only; the public hearings on this proposed text amendment will take place in June. Livingston County Board chairman Bob Young remarked that Gerald Earing and Bill Flott are to be appointed as new zoning board of appeals members at the May county board meeting.

Other Issues to Come Before the Committee:

Review of Livingston County Zoning Case ZM-1-17 – Dollar General – It was confirmed with the committee members that this zoning case is to be reviewed by the Livingston County Zoning Board of Appeals at their upcoming meeting on Thursday May 4, 2017, at 7:00 pm. The zoning case will then be forwarded to this committee and the county board at their June meetings.

Committee chair Daryl Holt commented on the Payton property condition along the river southeast of Streator. Mr. Holt remarked about complaints received on this property and about his visit to the property. Donnie Simmons from the Livingston County Public Health Department commented on the lack of running water on the property and about how some sort of septic system exists on the property, in that he has not noticed any signs of waste water on the ground. The history of the property was partially reviewed. A conversation on the lifestyle of the residents living on the property then took place. The furtherance of the enforcement of regulations on this property is scheduled to be administered next week.

Public Comments: None

Executive Session Pursuant to 5/ILCS 120/2 (c) (11) – Litigation

Marty Fannin then moved, seconded by Jason Bunting, that this committee go into executive session pursuant to 5ILCS/120/2 (c) (11) Litigation. This motion was approved by roll call vote; Holt-yes; Goembel-Yes; Bunting-Yes; Carley - Yes; Fannin-Yes; Lovell-Yes; Ritter-Yes. This executive session began at 6:55 pm.

Regular session resumed at 7:10 pm. No action was taken resulting from this informational executive session.

Adjournment:

Then Justin Goembel moved, seconded by Jason Bunting, that this meeting be adjourned. This motion was approved unanimously.

This meeting was adjourned at 7:15 p.m.

Charles T. Schopp, Administrator
Livingston County Regional
Planning Commission