



Illinois State Association of Counties

POSITION STATEMENT

FEBRUARY 7, 2020

REVOKE SPECIAL USE PERMIT FOR CAUSE

SUPPORT SB 2466

Sponsor: Senator Holmes

An essential mission of county government is to provide for the health, safety and welfare of county residents. This includes ensuring that businesses are using their properties in a responsible manner and consistent with county ordinances.

Current Law:

Under the Illinois Counties Code, a county board can grant a special use permit to allow a parcel of land or property to be used in a manner that deviates from normally accepted activities in that area. To award a special use permit, the county zoning board of appeals must conduct a public hearing prior to the special use permit being granted. Following the hearing, the zoning board of appeals must provide a report to the county board that includes findings of fact and a recommendation to deny, grant or grant the special use under certain conditions.

Proposed Change:

The General Assembly and Governor should amend the Illinois Counties Code to authorize county boards to revoke a special use permit for specific reasons. These reasons include: (1) disorderly or immoral practices; (2) changing circumstances that would have caused a denial of the special use permit had the circumstances been known about at the time; and (3) violation of any rules and regulations issued by the county board or board of appeals. The ability to revoke a special use permit under specified circumstances will provide county governments with another tool to protect the public welfare.

**AUTHORIZE COUNTIES TO PROTECT THEIR RESIDENTS BY
REVOKING A SPECIAL USE PERMIT FOR CAUSE.**