

Ordinance #O.18.17

An Ordinance **AMENDING CHAPTER 151, "HISTORIC PRESERVATION" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA.**

Adopted by the City Council of the City of Galena this 13th Day of November 2018.

Published in pamphlet form by authority of the City Council of the City of Galena, Jo Daviess County, Illinois, this 13th Day of November 2018.

STATE OF ILLINOIS)
) City of Galena
COUNTY OF JO DAVIESS)

CERTIFICATE

I, Mary Beth Hyde, certify that I am the duly elected municipal clerk of the City of Galena, JoDaviess County, Illinois.

I further certify that on the 13th Day of November 2018, the Corporate Authorities of said municipality passed and approved Ordinance No. O.18.17 entitled **AN ORDINANCE AMENDING CHAPTER 151, "HISTORIC PRESERVATION" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA**, which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. O.18.17 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing the 14th Day of November 2018 and commencing for at least ten (10) days thereafter.

Dated at Galena, Illinois, this 14th Day November 2018.



Mary Beth Hyde
City Clerk

(Seal)

Ordinance #O.18.17

AN ORDINANCE AMENDING CHAPTER 151, "HISTORIC PRESERVATION" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA

WHEREAS, the City Council of the City of Galena seeks to clarify the application, review, and approval processes for property owners that seek to demolish historic structures in the National Register Historic District; and

WHEREAS, the changes described below are intended to continue to protect historic structures while streamlining the process for applicants seeking to obtain a building permit to demolish non-historic structures inside the National Register Historic District; and

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Galena, Jo Daviess County, Illinois, as follows:

SECTION I: Chapter 151.24 (D), "Galena Historic Preservation Commission", is hereby amended as follows (changes indicated italicized, bolded and underlined text):

- (1) *Application.* Each person intending to demolish a ***historic*** structure larger than 100 square feet in floor area and within the Historic District shall file a certificate of appropriateness application with the Building Official or Board Secretary. The application shall be on a form provided by the city.
- (2) *Notice of demolition request.* An application for a certificate of appropriateness to demolish a ***historic*** structure larger than 200 square feet in ground area and within the Historic District shall require a public notice of the meeting to be published in a newspaper of general circulation in the city with the notice to state the time and place of the meeting, the purpose of the meeting and a brief description of property or properties under consideration at such meeting. The notice shall be published at least 15 but not more than 30 days prior to the hearing. Notice shall also be mailed at least 15 but not more than 30 days before the date of the hearing to all owners of property within 250 feet excluding public streets, roads or alleys, of the property affected by the demolition request.
- (3) *Filing fee required.* An application for the demolition of a structure in the Historic District shall be accompanied by a filing fee as established by the City Council.
- (4) *Public meetings.* All meetings shall be open to the public at which time a public hearing will be held regarding the properties under consideration. Consistent with city ordinances and state statutes the Galena Historic Preservation Commission

may adopt rules and regulations to govern the procedures of such meetings and the proper administration and enforcement of its duties pursuant to this section.

(5) Demolition of a Non-Historic Structure. Approval of an application for a certificate of appropriateness to demolish a non-historic structure within Historic District shall be at the discretion of the planning department and approved by the mayor. The structure in question shall be, without a reasonable doubt, built after 1930 as determined by the planning department. All supporting evidence shall be reviewed by the planning department and mayor before approval. If the date of construction cannot be determined, the certificate of appropriateness shall be reviewed by the Historic Preservation Commission as stated in 151.24 (D)(1) through (4).

SECTION II: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed.

SECTION III: Passed on this 13th day of November, A.D., 2018, in open session.

AYES: Bernstein, Fach, Hahn, Kieffer, Westemeier, Allendorf, Renner

NAYS: None


TERRY RENNER, MAYOR

ATTEST:


MARY BETH HYDE, CITY CLERK