



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1674

Introduced 2/20/2015, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

70 ILCS 705/10

from Ch. 127 1/2, par. 30

Amends the Fire Protection District Act. Provides that the Board of Trustees of any fire protection district incorporated under this Act that is wholly located outside the counties of Cook, DuPage, Lake, Kane, McHenry, and Will, may declare abandoned structures located within the fire protection district as a public nuisance when the abandoned structure is a blighted structure. Provides that abandoned structures that are declared a public nuisance may be used by the fire protection district for firefighting training exercises and that the fire protection district shall not be liable for persons injured in any structure used for firefighting training exercises. Further provides that the abandoned structure shall be properly disposed of within 1 year of having been declared a public nuisance, regardless of whether or not it has yet been used for fire training purposes. Defines "blighted structure".

LRB099 09726 AWJ 29936 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Fire Protection District Act is amended by
5 changing Section 10 as follows:

6 (70 ILCS 705/10) (from Ch. 127 1/2, par. 30)

7 Sec. 10. Acquisition of private property; abandoned
8 structures.

9 (a) The Board of Trustees of any fire protection district
10 incorporated under this Act has the power to acquire private
11 property by gift, grant, lease, purchase, condemnation or
12 otherwise, within the boundaries of said district, or within
13 one mile beyond the boundaries of said district, for the
14 purposes herein specified and to adopt and enforce ordinances
15 for the necessary protection of sources of the water supply and
16 also has power to build houses for care of fire protection
17 apparatus. When private property is condemned under this Act,
18 the compensation shall be determined in the manner as provided
19 for the exercise of the right of eminent domain under the
20 Eminent Domain Act.

21 (b) The Board of Trustees of any fire protection district
22 incorporated under this Act that is wholly located outside the
23 counties of Cook, DuPage, Lake, Kane, McHenry, and Will, may

1 declare abandoned structures located within the fire
2 protection district as a public nuisance when the abandoned
3 structure is a blighted structure. Such abandoned structures
4 declared a public nuisance may be used by the fire protection
5 district for firefighting training exercises. The fire
6 protection district shall not be liable for persons injured in
7 any structure used for firefighting training exercises. Any
8 such abandoned structures shall be properly disposed of within
9 1 year of having been declared a public nuisance, regardless of
10 whether or not it has yet been used for fire training purposes.

11 (c) For purposes of this Section, "blighted structure"
12 means a structure that has unsanitary or unsafe conditions; has
13 deterioration of structural improvements; has the existence of
14 conditions which endanger life or property by fire or other
15 causes; or is a menace to the public health, safety, morals, or
16 welfare; or any combination of these factors.

17 (Source: P.A. 94-1055, eff. 1-1-07.)