

ORDINANCE NO. 2025-__

AN ORDINANCE CORRECTING SCRIVENERS' ERRORS FOR LIMITED AGRICULTURE WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, SECTION 6.08.02

WHEREAS, the Village of Winnebago Board of Trustees previously passed Ordinance No. 2019-14, entitled “An Ordinance Providing for Unified Development in the Village of Winnebago, Illinois, Revoking, Replacing and Superseding Ordinance No. 2019-03 Relating to Early Passage of Certified Unified Development Articles, and Revoking Any Other Existing Ordinances or Portions Thereof in Conflict with This New Unified Development Ordinance,” establishing comprehensive land use, zoning, and development regulations within the Village; and

WHEREAS, Section 6.08.02 of said Unified Development Ordinance establishes the provisions and requirements for Limited Agriculture within the Village; and

WHEREAS, during the September 30, 2025, Zoning Board of Appeals meeting, it was discovered that a portion of Section 6.08.02(4)(a)(iv) was inadvertently omitted from the published version of the Unified Development Ordinance; and

WHEREAS, subsequent review by Village staff confirmed that the omission was the result of a scrivener’s error, and comparison with prior certified drafts of the Unified Development Ordinance revealed the missing phrase necessary to restore the section’s intended meaning and effect; and

WHEREAS, the missing language should read as follows: “provided the converted, enlarged, or structurally altered structure meets all other Village zoning and building requirements.”; and

WHEREAS, it was never the intent of the Village Board to remove or alter this provision, and correction of this clerical error is necessary to ensure consistency and enforceability within the Unified Development Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnebago, Illinois, as follows:

SECTION I – CORRECTION OF SCRIVENER’S ERROR IN SECTION 6.08.02(4)(a)(iv)

Section 6.08.02(4)(a)(iv) of the Unified Development Ordinance of the Village of Winnebago, as adopted by Ordinance No. 2019-14, shall be and hereby is amended to correct the scrivener’s error contained therein, and shall read as follows:

6.08.02(4)(a)(iv):

Any residential detached dwellings existing on a given property that is (a) rezoned to Agricultural zoning at the time of pre-annexation to the Village of Winnebago if the property is not contiguous to the corporate limits of the Village of Winnebago at the time the agreement to annex is executed,

or (b) rezoned to Agricultural zoning at the time of annexation to the Village of Winnebago if the property is contiguous to the corporate limits of the Village of Winnebago at the time the agreement to annex is executed, shall be permitted to remain on such property, and such building may be converted, enlarged, or structurally altered provided the converted, enlarged, or structurally altered structure meets all other Village zoning and building requirements.

SECTION II – CONTINUED EFFECTIVENESS OF OTHER PROVISIONS

All other provisions of Ordinance No. 2019-14, as amended, shall remain in full force and effect.

SECTION III – EFFECTIVE DATE

This Ordinance shall be in full force and effect following its passage, approval, and publication in pamphlet form as required by law.

APPROVED BY: _____

Franklin J. Eubank, Jr., President of the Board
of Trustees of the Village of Winnebago, Illinois

ATTEST:

Sally Jo Huggins, Village Clerk

PASSED: _____

APPROVED: _____

**PUBLISHED IN
PAMPHLET FORM:** _____