

ORDINANCE NO. 2026-__

**AN ORDINANCE AMENDING ARTICLE III OF ORDINANCE NO. 2018-13
REGARDING THE LOCATION OF SWIMMING POOLS**

WHEREAS, the Village of Winnebago previously adopted Ordinance No. 2018-13 regulating residential landscaping, swimming pools, fences, and related matters; and

WHEREAS, the Village Board has determined that the current restriction prohibiting swimming pools within required side yards creates unnecessary limitations on residential properties; and

WHEREAS, the Village Board finds that allowing swimming pools within side yards, while maintaining minimum setback requirements from property lines and streets, is consistent with the public health, safety, and welfare of the Village;

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

SECTION I: AMMENDMENT

Article III, Section C.1 entitled “Location” of Ordinance No. 2018-13 shall be amended to read as follows: “1. LOCATION. No swimming pool shall encroach on any front yard required by the governing subdivision and zoning ordinances. A wall of a swimming pool shall not be located less than six (6) feet from any rear or side property line or ten (10) feet from any street property line.”

SECTION II: EFFECT ON PRIOR ORDINANCES

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION III: SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION IV: EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law

APPROVED:

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:**
