

1 AN ACT concerning waterways.

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

4 Section 5. The Fox Waterway Agency Act is amended by
5 changing Section 7.1 as follows:

6 (615 ILCS 90/7.1) (from Ch. 19, par. 1208)

7 Sec. 7.1. The Agency shall implement reasonable programs
8 and adopt necessary and reasonable ordinances and rules to
9 improve and maintain the Chain O Lakes - Fox River
10 recreational waterway from the Wisconsin State line to the
11 Algonquin Dam for the purposes of boating, sailing, canoeing,
12 swimming, water skiing, rowing, iceboating, fishing, hunting
13 and other recreational uses, to help prevent or control
14 flooding of the waterway, to improve recreational uses of the
15 waterway, to prevent pollution and to otherwise improve the
16 quality of the waterway, to promote tourism, and to create
17 and administer a procedure for establishing restricted areas.
18 In the case of a local ordinance relating to the
19 establishment of restricted areas, speed limits, or other
20 boating restrictions that is adopted by another unit of local
21 government and conflicts with an Agency ordinance or rule,
22 the Agency ordinance or rule shall control even if the
23 conflicting ordinance is more restrictive, except that
24 municipalities with corporate boundaries that are both
25 adjacent to and at the southern terminus of the Agency's
26 jurisdiction over the Fox River shall retain the right to
27 establish reasonable no-wake zones within their corporate
28 boundaries. The Agency may develop programs and build
29 projects to minimize pollution in the watershed from
30 otherwise entering the waterway. Prior to establishing any
31 restricted area, the Agency shall provide 21 days notice to

1 any municipality in which the proposed area borders upon or
2 is located. Notice shall be filed with the Clerk of the
3 municipality. If such a municipality, by resolution of the
4 corporate authority of the municipality, files an objection
5 to the establishing of the proposed restricted area, then
6 that restricted area shall not be approved except by a
7 favorable vote of two-thirds of the Chairman and Board of
8 Directors. All Agency programs, ordinances and rules shall be
9 in conformance with the Rivers, Lakes, and Streams Act. The
10 Agency shall coordinate efforts of State, federal and local
11 governments to improve and maintain the waterway.

12 (Source: P.A. 89-162, eff. 7-19-95.)