



Ordinance No. _____

**COUNTY OF UNION,
ILLINOIS**

**ORDINANCE AMENDING ARTICLE 13 OF CHAPTER 36 OF THE UNION COUNTY
CODE OF ORDINANCES AND ESTABLISHING A PREDICABLE FEE SCHEDULE
PURSUANT TO 55 ILCS 5/3-5018.1**

WHEREAS, the Illinois General Assembly has enacted Public Act 100-0271, effective August 22, 2017, which requires counties to adopt and implement by ordinance or resolution, a predictable fee schedule for recording certain standard documents by the office of the Recorder: and

WHEREAS, Public Act 100-0271 amends Section 5/3-5018 of the Counties Code under which the current traditional recording fee schedule is authorized, to remain effective except as provided for in new Section 5/3-5018.1, which requires a predictable fee schedule for recording certain standard documents; and

WHEREAS, Section 5-3-5018.1 requires the County to adopt and implement, by January 1, 2019, a predictable fee schedule for standard documents which shall be divided into five classifications for which a single, all inclusive, County and State-imposed aggregate fee shall be charged at the time of recording and called the document class flat fee; and

WHEREAS, Section 5/3-5018.1 authorizes certain minimum document class flat fees for each of the following document classes: (1) deeds' (2) leases, leases amendments, and similar transfer of interest documents; (3) mortgages; (4) easements not otherwise part of another classification; and (5) miscellaneous; and

WHEREAS, a fee study analysis was performed regarding the costs associated with the recording of documents, including an analysis of the average fees collected by document classification and such analysis revealed that the current statutorily prescribed fees are not sufficient to cover the costs of providing the services related to each document class; and

WHEREAS, it is necessary for the County Board to formally adopt the statutorily prescribed predictable fee schedule and formally approve an increase to the document class flat fee schedule in order to increase such fees to cover the costs of providing the recording services in compliance with Public Act 100-0271 and 55 ILCS 5/3-5018.1; and

WHEREAS, an amendment is necessary to the existing County Code, reflecting the foregoing.

NOW, THEREFORE BE IT ORDAINED, that the County approves a document class flat fee and adopts the initial predictable fee schedule allowed under Public Act 100-0271 and

Sections 5/3-5018.1 (c) and (d) of the Counties Code for standard documents, as set forth in Exhibit A (Fee Schedule) and B (Public Act 100-0271), attached hereto; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, ILLINOIS, AS FOLLOWS:

SECTION 1: The Union County Code of Ordinances is hereby amended by changing Section 11 of Article 13 of Chapter 36 as follows:

36-13-11 **TAX SALES FEES:** the fees to be assessed by the County Clerk and Recorder of Deeds shall be as follows:

Attend Tax Sale; Issue Certificate per Tract	12.00
Cancel Tax; Issue Certificate of Redemption	33.00
Recording of Deeds	60.00

SECTION 2: The Union County Code of Ordinances is hereby amended by changing Section 15 of Article 13 of Chapter 36 as follows:

36-13-15 **GENERALLY.**

(A) **Basic Recording Fees.**

UCC-1	Financing Statement	60.00
UCC-3	Continuation	60.00
	Amendment	60.00
	Assignment	60.00
	Release (partial)	60.00
	Termination	60.00

(B) **Recording Fees.**

	Standard Flat Fee Size	60.00
	Legal Size	72.00
	Subdivision Plats	75.00
	Additional Lot	1.00
	Surveys	60.00
	State and Federal Liens	11.00
	State and Federal Releases	11.00
	Certified Real Estate Record Copies	10.00

(C) **Additional Fees.**

Certified Birth Certificate	15.00
Each Additional	10.00
Certified Death Certificate	15.00
Each Additional	10.00
Marriage License	40.00
Certified Marriage License	15.00
Each Additional	10.00
Military Discharge Record	Free
Copies 250 pages per Month	.50
After 250 pages per Month	.25

(D) The County Clerk shall impose an additional two dollars (\$2.00) charge for certified copies of vital records as defined in Section 1 of the Vital Records Act, for the purpose of developing, maintaining, and improving technology in the Offices of the County Clerk.

(E) The County Clerk shall remit all monies collected pursuant to this Section to the treasurer.

(F) All monies collected pursuant to subsection (D) of this Section shall be deposited in a special fund, known as the County Clerk Vitals Automation Fund, which fund shall be established by the treasurer. Such monies shall be used exclusively for developing, maintaining, and improving technology in the Office of the County Clerk.

SECTION 3: This ordinance shall be effective upon its passage and approval as provided by law.

PASSED AND APPROVED at a regular meeting of the Board of Commissioners of the County of Union, Illinois this _____ day of _____, 2019.

Max Miller, Chairman

ATTEST:

Lance Meisenheimer
Union County Clerk

Commissioners voting aye: _____

Commissioners voting nay: _____

Abstention(s): _____

Absent: _____