

**ORDINANCE NO. 6917**

**AN ORDINANCE APPROVING A VARIATION OF THE LOMBARD ZONING  
ORDINANCE TITLE 15, CHAPTER 155 OF THE CODE OF LOMBARD, ILLINOIS**

**(ZBA 14-01; 444 S. Westmore-Meyers Road)**

WHEREAS, the President and Board of Trustees of the Village of Lombard have heretofore adopted the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois; and,

WHEREAS, the subject property is zoned R2 Single-Family Residence District; and,

WHEREAS, an application has been filed with the Village of Lombard requesting a variation from Section 155.205 (A)(1)(c)(ii) of the Lombard Zoning Ordinance to increase the maximum allowable fence height in a front yard from four feet (4') to five feet (5'); and,

WHEREAS, a public hearing has been conducted by the Zoning Board of Appeals on January 22, 2014 pursuant to appropriate and legal notice; and,

WHEREAS, the Zoning Board of Appeals has forwarded its findings to the Board of Trustees with a recommendation of approval for the requested variation; and,

WHEREAS, the President and Board of Trustees have determined that it is in the best interest of the Village of Lombard to approve the requested variation.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

**SECTION 1:** That a variation is hereby granted from the provisions of Title 15, Chapter 155, Section 155.205 (A)(1)(c)(ii) of the Lombard Zoning Ordinance to increase the maximum allowable fence height in a front yard from four feet (4') to five feet (5').

**SECTION 2:** This ordinance is limited and restricted to the property generally located at 444 S. Westmore-Meyers Road, Lombard, Illinois, and legally described as follows:

LOT 167 IN ROBERTSON'S WESTMORE, BEING A SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 1, 1922 AS DOCUMENT 156381, IN DUPAGE COUNTY, ILLINOIS.

Parcel No: 06-09-308-034

**SECTION 3:** This ordinance shall be granted subject to compliance with the following condition:

If the existing fence is found to be located within the public right-of-way, the property owner shall either remove the existing fence from the public right-of-way or enter into an encroachment agreement with the Village of Lombard, subject to approval by the President and Board of Trustees.

**SECTION 4:** This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2014.

First reading waived by action of the Board of Trustees this 6<sup>th</sup> day of February, 2014.

Passed on second reading this 6<sup>th</sup> day of February, 2014.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Breen, Fitzpatrick and Ware

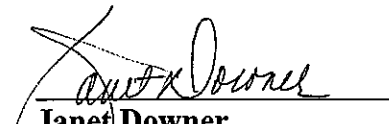
Nays: None

Absent: None

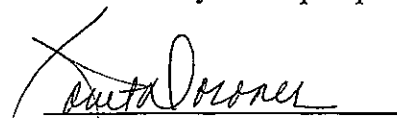
Approved this 6<sup>th</sup> day of February, 2014.

  
Keith T. Giagnorio  
Village President

ATTEST:

  
Janet Downer  
Deputy Village Clerk

Published by me in pamphlet form on this 7th day of February, 2014.

  
Janet Downer  
Deputy Village Clerk