

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
OCT 28, 2009 10:54 AM
OTHER 06-20-100-039
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ORDINANCE 6378

**GRANTING A CONDITIONAL USE PURSUANT TO TITLE
15, CHAPTER 155, SECTION 155.417(G)(2)(b)(14) OF THE
LOMBARD ZONING ORDINANCE**

PIN: 06-20-100-039

Address: 1221 S. Main Street, Lombard, IL

Return To:

**Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148**

ORDINANCE NO. 6378

**AN ORDINANCE GRANTING A CONDITIONAL USE
PURSUANT TO TITLE 15, CHAPTER 155, SECTION 155.417
(G)(2)(b)(14) OF THE LOMBARD ZONING ORDINANCE**

(PC 09-18; 1221 S. Main (Lux Chateau))

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 Properties as defined below is zoned B4A – Roosevelt Road Corridor District; and,

WHEREAS, an application has been filed requesting approval of a conditional use, pursuant to Section 155.417 (G)(2)(b)(14) of the Zoning Ordinance, to allow a “Smoking Establishment” at the property described below in Section 2; and

WHEREAS, a public hearing on the forgoing application were conducted by the Village of Lombard Plan Commission on July 20, 2009 pursuant to appropriate and legal notice; and,

WHEREAS, the Plan Commission has filed its recommendations with the President and Board of Trustees recommending approval of the conditional use described herein, subject to conditions; and,

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of the Plan Commission and incorporate such findings and recommendations herein by reference as if they were fully set forth herein;

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 conditional use from Section 155.417 (G)(2)(b)(14) of the Zoning Ordinance, to allow a Smoking Establishment is hereby granted for the Property, as described in Section 2 below and subject to the conditions set forth in Section 3 below.

SECTION 2: The approval granted in Section 1 above shall be limited and restricted to the property located at 1221 S. Main Street, Lombard, Illinois and legally described as follows:

THE WEST 220 FEET OF THE NORTH 660 FEET (EXCEPT THAT PART OF THE EAST 70 FEET WHICH IS THE ROOSEVELT ROAD RIGHT OF WAY AND EXCEPT THE WEST 150 FEET OF THE NORTH 190 FEET AND EXCEPT THE WEST 50 FEET OF THE SOUTH 470 FEET THEREOF) OF THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

Parcel Number: 06-20-100-039

SECTION 3: The conditional use, as provided for in Sections 1 of this Ordinance shall be granted subject to compliance with the following conditions:

1. The petitioner shall apply for and receive a Certificate of Occupancy/Zoning Certificate for the proposed business establishment.
2. The conditional use approval is solely and exclusively for the tenant space located at 1221 S. Main Street within the Oxford Corners Shopping Center.
3. The business shall operate pursuant to the provisions set forth within Smoke Free Illinois Act and applicable Village, County and state statutes.

SECTION 4: This Ordinance, upon approval, shall be recorded by the Village with the Office of County Recorder.

SECTION 5: 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 20th day of August, 2009.

First reading waived by action of the Board of Trustees this _____ day of _____, 2009.

Passed on second reading this 3rd day of September, 2009, pursuant to a roll call vote as follows:

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Ayes: Trustees Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Nays: None

Absent: None

Approved by me this 3rd day of September, 2009.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published in pamphlet from this 4th day of September, 2009


Brigitte O'Brien, Village Clerk



I, **Barbara A. Johnson**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a
copy of

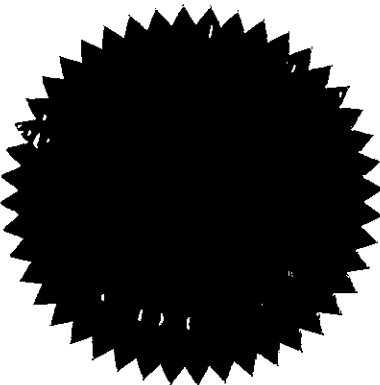
ORDINANCE 6378
ORDINANCE GRANTING A CONDITIONAL USE
PURSUANT TO TITLE 15, CHAPTER 155, SECTION
155.417(G)(2)(b)(14) OF THE LOMBARD ZONING
ORDINANCE

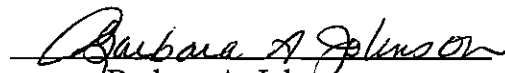
PIN: 06-20-100-039

Address: 1221 S. Main Street, Lombard, IL

of the said Village as it appears from the official records of said Village duly approved this 3rd day of September, 2009.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 14th day of September, 2009.





Barbara A. Johnson
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois