

ORDINANCE NO. 6337

**AN ORDINANCE GRANTING A CONDITIONAL USE
PURSUANT TO TITLE 15, CHAPTER 155, SECTION 155.420 (C)
OF THE LOMBARD ZONING ORDINANCE**

(PC 09-09: 612 Western Avenue)

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 I – Limited Industrial District; and,

WHEREAS, an application has been filed requesting approval of a conditional use, pursuant to Section 155.420 (C)(2) of the Zoning Ordinance, to allow an Animal Day Care Facility at the property described below in Section 2; and

WHEREAS, a public hearings on the forgoing application were conducted by the Village of Lombard Plan Commission on May 4, 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 155.420 (C)(2) of the Zoning Ordinance, to allow for an Animal Day Care Facility 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 612 Western Avenue, Lombard, Illinois and legally described as follows:

LOT 2 AND THE SOUTHWEST 45 FEET AS MEASURED ON THE NORTHWEST AND SOUTHEAST LINES, OF LOT 3, IN THE B.D. KRAMER RESUBDIVISION OF ALL OF BLOCK 1, LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, AND 10 IN BLOCK 3, AND THERETOFORE VACATED CIRCLE AVENUE, LYING BETWEEN BLOCKS 1 AND 3 IN SUNNYSIDE ADDITION TO LOMBARD, A SUBDIVISION OF PART OF THE SOUTHEAST 1/4 OF SECTION 5, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 20, 1973 AS DOCUMENT NUMBER R73-52562, IN DUPAGE COUNTY, ILLINOIS.

Parcel Number: 06-05-421-007

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. That the petitioner shall satisfactorily address the comments included within the IDRC report.
2. The site shall be developed in accordance with Exhibit A, which precludes that the outdoor canine area shall not exceed 25% of the total floor area of the indoor tenant space.
3. The petitioner shall apply for and receive a Certificate of Occupancy/Zoning Certificate for the proposed use.
4. All dumpsters located on the subject property shall be screened pursuant to Section 155.710 of the Zoning Ordinance.
5. All parking spaces associated with the subject business shall be properly restriped to provide a total of thirteen (13) parking spaces and one (1) handicap accessible space.
6. Caging or boarding of animals shall not be allowed in the outdoor area. The outdoor area shall be reserved as an area where canines can roam freely.
7. The north property line shall be maintained with an eight (8) foot solid fence. The fence shall be maintained in good state of repair at all times.

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 _____ day of _____, 2009.

First reading waived by action of the Board of Trustees this 21st day of May, 2009.

Passed on second reading this 21st day of May, 2009, pursuant to a roll call vote as follows:

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

Nays: None

Absent: None

Approved by me this 21st day of May, 2009.



William J. Mueller, Village President

ATTEST:



Brigitte O'Brien, Village Clerk

Published in pamphlet from this 22nd day of May, 2009



Brigitte O'Brien, Village Clerk