

## MEMORANDUM

**TO:** Richard Tross, District 2 Trustee

**FROM:** David A. Hulseberg, AICP, Director of Community Development

**DATE:** December 1, 2005

**SUBJECT:** **ZBA 05-19: 734 S. Elizabeth Street - Amended Language**

Here is the sample language you requested:

Based upon the material submitted to the public record, I move that the Village Board find that the petitioner's requested relief from Section 155.205(A)(1)(e)(2) of the Zoning Ordinance meets the standards for variations; and that the Village Board approve an Ordinance granting a variation from the clear line of sight area requirements associated with ZBA 05-19, with a waiver of first reading, subject to the following condition:

1. That the petitioner shall modify the fence to provide for at least a seven-foot by seven-foot clear line of sight triangle area. The fence modification shall be completed no later than July 1, 2006.

Furthermore, I also move that the Village Board approve a motion to reimburse the petitioner for the reasonable costs, as determined by the Director of Community Development, associated with the relocation of the fence.