

ORDINANCE 7069

PAMPHLET

**PC: 15-09: 800 E. ROOSEVELT ROAD
(NOON WHISTLE BREWING COMPANY)**



PUBLISHED IN PAMPHLET FORM THIS 8th DAY OF MAY, 2015, BY ORDER OF
THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE
COUNTY, ILLINOIS.

A handwritten signature in black ink that reads "Sharon Kuderna".

Sharon Kuderna
Village Clerk

ORDINANCE NO. 7069

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

(PC 15-09; 800 E. Roosevelt Road, Unit C)

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 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 Title 15, Chapter 155, Section 417(G)(2)(a) of the Lombard Village Code to provide for an outside service area for outdoor seating; and

WHEREAS, a public hearing on the forgoing application was conducted by the Village of Lombard Plan Commission on April 20, 2015 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; 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 is hereby granted for the Subject Property, as described in Section 2 below, pursuant to Title 15, Chapter 155, Section 417 (G)(2)(a) of the Lombard Village Code to provide for outside service area for outdoor seating.

SECTION 2: That this Ordinance is limited and restricted to the property located at 800 E. Roosevelt Road, Unit C, Lombard, Illinois and legally described as follows:

LOT 1 IN LOMBARD SQUARE SUBDIVISION, BEING A RESUBDIVISION OF ALL OF LOT 1 IN 800 E. ROOSEVELT ROAD SUBDIVISION, BEING A SUBDIVISION OF PART OF THE SOUTHEAST ¼ OF SECTION 17, TOWNSHIP 39 NORTH,

RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 24, 2002 AS DOCUMENT NO. R2002-246080, IN DUPAGE COUNTY, ILLINOIS.

Parcel Number: 06-17-406-049; (the "Subject Property")

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

1. The conditional use permit for an outside service area (outdoor seating) is exclusively for the tenant space (Unit C) at 800 E. Roosevelt Road;
2. The property shall be developed in substantial compliance with the floor plans developed and submitted as part of this petition;
3. The outdoor seating area shall not be operated or occupied after 11:00 PM on weeknights and 1:00 AM on Friday and Saturday nights. The petitioner shall monitor operations to ensure that the use is operated properly and legally;

While the petitioner currently has limited hours of operation (Closed Monday-Wednesday, 12:00 PM – 10:00 PM on Thursday, 12:00 PM – 11:00 PM on Friday and Saturday, and 12:00 PM – 5:00 PM on Sundays), planning staff recommends granting hours of operation consistent with other conditional use permits for outside service areas in order to allow for greater flexibility for the petitioner as their business grows.

4. This relief shall be valid for a period of one (1) year from the date of approval of the ordinance. If the outside service area is not established by said date, this relief shall be deemed null and void; and
5. That the petitioner shall satisfactorily address all comments noted within the Inter-Departmental Review Committee Report.

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 _____, 2015.

First reading waived by action of the Board of Trustees this 7th day of May, 2015.

Ordinance No. 7069
Re: PC 15-09
Page 3

Passed on second reading this 7th day of May, 2015.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Johnston, Pike and Ware


Nays: None

Absent: None

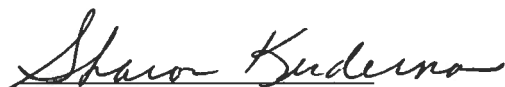
Approved this 7th day of May, 2015.


Keith T. Giagnorio
Village President

ATTEST:


Sharon Kuderna
Village Clerk

Published by me in pamphlet form on this 8th day of May, 2015.


Sharon Kuderna
Village Clerk