

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
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OTHER 06-29-201-010
005 PAGES R2012-042946

ORDINANCE 6672

**GRANTING AN AMENDMENT TO ORDINANCES 4497
AND 6616 GRANTING A CONDITIONAL USE FOR THE
EXPANSION OF A RESTAURANT, LOCATED IN THE O
OFFICE ZONING DISTRICT**

Address: 717 E. Butterfield Rd., Lombard, IL 60148

PIN: 06-29-201-010

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

ORDINANCE NO. 6672

AN ORDINANCE GRANTING AN AMENDMENT TO ORDINANCES 4497 AND 6616 GRANTING A CONDITIONAL USE FOR THE EXPANSION OF A RESTAURANT, LOCATED IN THE O OFFICE ZONING DISTRICT

(PC 12-01: 717 E. Butterfield 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 property legally described in Section 2 below is located at 717 E. Butterfield Road is zoned OPD Office District - Planned Development; and,

WHEREAS, On June 18, 1998, the Corporate Authorities approved Ordinance 4497 which granted approval of a conditional use for a planned development; and,

WHEREAS, On May 5, 2011, the Corporate Authorities approved Ordinance 6616 which granted amendments to the planned development; and,

WHEREAS, an application has heretofore been filed requesting approval of an amendment to the conditional use approvals for the Homestead Village Planned Development, as established by Ordinances 4497 and 6616, to allow for the expansion of the previously-approved restaurant; and

WHEREAS, a public hearing on such application has been conducted by the Village of Lombard Plan Commission on January 23, 2012 pursuant to appropriate and legal notice; and,

WHEREAS, the Plan Commission has filed its recommendation with the President and Board of Trustees recommending approval of the petition, subject to conditions of approval; 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;

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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 an amendment to the conditional use approval for the Homestead Village Planned Development, as established by Ordinances 4497 and 6616, to allow for the expansion of the previously-approved restaurant is hereby granted; subject to the conditions included within Section 3 below.

SECTION 2: This ordinance is limited and restricted to the property generally located at 717 E. Butterfield Road, Lombard, Illinois and legally described as follows:

Lot 1 in Homestead Village Subdivision, being a subdivision in Sections 28 and 29, Township 39 North, Range 11, East of the Third Principal Meridian, according to the plat thereof recorded September 1, 1998 as Document R98-179522, in DuPage County, Illinois.

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

1. The petitioner shall develop the site in substantial conformance with the plans submitted as part of this petition.
2. The petitioner shall satisfactorily address all comments noted within the IDRC report.
3. The petitioner shall receive building permit approvals for the proposed changes. If the permit documents are submitted on or before September 21, 2013, the petitioner shall request a revision to their existing building permit (#11-582). If the permit documents are submitted after September 21, 2013, the petitioner shall apply for a new building permit.
4. All other conditions approved by Ordinances 4497 and 6616 shall remain in full force and effect.

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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 _____, 2012.

First reading waived by action of the Board of Trustees this 2nd day of February, 2012.

Passed on second reading this 2nd day of February, 2012.

Ayes: Trustees Gron, Giagnorio, _____, Breen, Fitzpatrick and Ware

Nays: ~~W, L~~ Trustee Wilson

Absent: None

Approved this 2nd, day of February, 2012.



William J. Mueller, Village President

ATTEST:



Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 3rd day of February, 2012



Brigitte O'Brien, Village Clerk



I, **Denise R. Kalke**, 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 6672

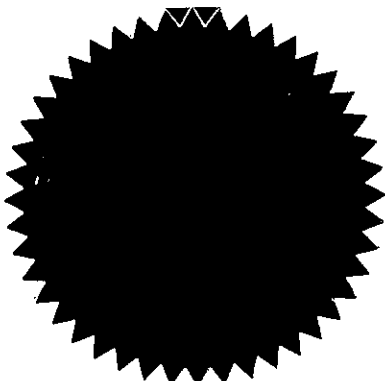
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of the said Village as it appears from the official records of said Village duly approved this 2nd day of February, 2012.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 7th day of March, 2012.



Denise R. Kalke
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois