

ORDINANCE 6642

**AN ORDINANCE APPROVING TEXT AMENDMENTS
TO THE LOMBARD SIGN ORDINANCE
TITLE 15, CHAPTER 153 OF THE CODE OF LOMBARD, ILLINOIS**

(PC 11-14; Text Amendments to the Zoning Ordinance)

WHEREAS, the Village of Lombard maintains a Sign Ordinance which is found in Title 15, Chapter 153 of the Code of Lombard, Illinois; and,

WHEREAS, the Board of Trustees deem it reasonable to periodically review said Ordinance and make necessary changes; and

WHEREAS, as the Director has identified and recommends text amendments to the Zoning Ordinance as set forth herein; and

WHEREAS, a public hearing to consider text amendments to the Sign Ordinance has been conducted by the Village of Lombard Plan Commission on July 18, 2011 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 text amendments 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 Title 15, Chapter 153, Section 211, of the Code of Lombard, Illinois is hereby amended to read in whole, as follows:

SECTION 153.211 AWNINGS AND CANOPIES

It is unlawful to erect, construct or maintain any awning or canopy unless the following provisions are followed:

(A) Construction Materials: The construction materials and manner of construction of all awnings and canopies shall be subject to the approval of the Director.

(B) Location Height Above Sidewalk: All awnings and canopies shall be constructed and erected so that the lowest portion thereof shall be not less than seven feet above the level of the sidewalk or parkway.

(C) Setback from Curb Line: No awning or canopy shall be permitted to extend beyond a point two feet inside the curb line.

(D) Erection:

(1) Awnings--Support: Every awning shall be securely attached to and supported by the building. Posts or columns beyond the building line shall not be permitted for awnings. It is unlawful to attach any awning to the wood jambs, frames, or other wood members of a building when such building is less than ten feet from public property.

(2) Canopies--Support: The framework of all canopies shall be designed by a structural engineer or registered architect and approved by the Director as to compliance with the Building Code. All frames and supports shall be designed to withstand a wind pressure of not less than thirty pounds per square foot of area. All canopy supports shall be designed so as no to obstruct the continuous flow of pedestrian traffic along any sidewalk and in conformance with any other reasonable requirements established by the Director.

(E) Advertising on Valance: Text, graphics and logos not exceeding ten (10) inches in height may be displayed on the front and side valance of the awning or canopy. (See Appendix)

(F) Mixed Signs Prohibited: No awning or canopy sign may be displayed in conjunction with a wall, or shingle sign.

SECTION 2: That 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 18th day of August, 2011.

First reading waived by action of the Board of Trustees this ____ day of _____, 2011.

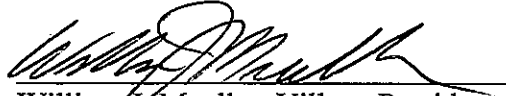
Passed on second reading this 1st day of September, 2011.

Ayes: Trustee Gron, Giagnorio, Breen, Fitzpatrick and Ware

Nayes: None

Absent: Wilson

Approved this 1st day of September, 2011.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 2nd day of September, 2011.


Brigitte O'Brien, Village Clerk

ORDINANCE 6643

**AN ORDINANCE APPROVING TEXT AMENDMENTS
TO THE LOMBARD ZONING ORDINANCE
TITLE 15, CHAPTER 155 OF THE CODE OF LOMBARD, ILLINOIS**

(PC 11-14; Text Amendments to the Zoning Ordinance)

WHEREAS, the Village of Lombard maintains a Zoning Ordinance which is found in Title 15, Chapter 155 of the Code of Lombard, Illinois; and,

WHEREAS, the Board of Trustees deem it reasonable to periodically review said Ordinance and make necessary changes; and

WHEREAS, as the Director has identified and recommends text amendments to the Zoning Ordinance as set forth herein; and

WHEREAS, a public hearing to consider text amendments to the Zoning Ordinance has been conducted by the Village of Lombard Plan Commission on July 18, 2011 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 text amendments 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 Title 15, Chapter 155, Section 211, of the Code of Lombard, Illinois is hereby amended to read in whole, as follows:

155.211 HOME OCCUPATIONS

(A) All home occupations shall comply with each and every one of the following standards and requirements:

- (1) The entrepreneur of the home occupation shall reside in the dwelling in which the business operates.
- (2) All home occupation activities conducted at the site of the home occupation shall be conducted within a completely enclosed structure.
- (3) The home occupation shall not interfere with the delivery of utilities or services to the area.
- (4) The activity should not generate any noise, vibrations, smoke, dust, odors, heat, glare, or interference with radio or television transmission in the area that would exceed that normally produced by a dwelling unit in a zoning district used solely for residential purposes.
- (5) No toxic, explosive, flammable, radioactive, or other hazardous materials; as defined by the ~~BOCA Basic Fire Prevention Code as adopted in the Building Code of the Village of Lombard~~ Current Fire Code as adopted by the Village of Lombard Code, Title 15, Chapter 150 shall be used, sold, or stored on the site.
- (6) There shall be no alteration of the residential appearance of the premises, including the creation of a separate or exclusive business entrance(s) or placement of a sign.
- (7) No more than one vehicle shall be used in connection with a home occupation. The home occupation vehicle must be a type ordinarily used for private passenger transportation, i.e., passenger automobile, or vans and pickup trucks not exceeding a payload capacity of one (1) ton. Further, the home occupation vehicle shall not, pursuant to the Illinois Vehicle Code, require more than a Class B license or be a vehicle included in the definition of a Second Division Vehicle by said code ("Those Vehicles which are designed for carrying more than 10 persons, those designed or used for living quarters and those vehicles which are designed for pulling or carrying property, freight, or cargo, those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division used and registered as school buses.")
- (8) No visitors in conjunction with the home occupation (clients, patrons, pupils, sales persons, etc.) shall be permitted between the hours of 10:00 p.m. and 7:00 a.m.
- (9) No outdoor display or storage of materials, goods, supplies, or equipment shall be allowed.
- (10) There shall be no advertising, signs, display, or other indications of a home occupation in the yard, on the exterior of the dwelling unit or visible from the exterior of the dwelling unit.
- (11) Direct sales and/or rentals of products off display shelves or racks is not permitted, although a person may pick up an order previously made by telephone or at a sales meeting.
- (12) The total area used for the home occupation shall not exceed 250 square feet of the dwelling area.

(13) No person may be employed on the site in connection with the home occupation who is not an actual resident of the dwelling unit.

(14) Deliveries from commercial suppliers shall not be made by any vehicle that exceeds a gross weight in pounds for vehicle and maximum load of 20,000 pounds. Deliveries shall not restrict traffic circulation and must occur between 9:00 a.m. and 5:00 p.m. Monday through Friday.

(15) Visitors in conjunction with the home occupation (clients, pupils, sales staff, etc.) shall not exceed four during any 24-hour period. No more than two visitors may visit at one time.

(16) No more than one home occupation shall be permitted within any individual dwelling unit.

SECTION 2: That Title 15, Chapter 155, Section 223, of the Code of Lombard, Illinois is hereby amended to read in whole, as follows:

155.223 LIVE ENTERTAINMENT

All live entertainment activities shall comply with all of the following standards and requirements:

A. The live entertainment activity shall clearly be an accessory use to either a permitted or an approved conditional use.

B. The performance area used for the live entertainment shall not exceed 25% of the gross floor area of the business.

C. All live entertainment activities conducted on site shall be conducted within the confines of the building.

D. No toxic, explosive, flammable, or other hazardous materials: as defined by the ~~BOCA Basic Fire Prevention Code as adopted in the Building Code of the Village of Lombard~~, Current Fire Code as adopted by the Village of Lombard Code, Title 15, Chapter 150 shall be used for any live entertainment purposes.

E. All live entertainment activities shall fully comply with all other provisions of Village Code.

F. Any business serving alcoholic beverages shall be required to meet the full provisions of Chapter 112 of Village Code, which regulates Alcoholic Beverages.

G. Each live entertainment applicant shall submit to the Village a live entertainment application for review and approval. No live entertainment shall operate prior to the approval of the Village.

SECTION 3: That Title 15, Chapter 155, Section 602, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

155.602 OFF-STREET PARKING

Table 6.3

SCHEDULE OF OFF-STREET PARKING REQUIREMENTS

INDUSTRIAL

Mortuarial Service One (1) space per each employee. One (1)space per three persons as per ~~BOCA code~~ Current Fire Code as adopted by the Village of Lombard Code, Title 15, Chapter 150 for any viewing areas.

SECTION 4: That Title 15, Chapter 155, Section 404, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.404 CONSERVATION RECREATION DISTRICT REQUIREMENTS

B. Permitted Uses

The following uses shall be permitted in the CR District:

1. Botanical gardens and arboretums
2. Golf courses, tennis courts, and similar open recreational activities.
3. Parks and playgrounds
4. Schools, Public, Full-Time: Elementary, Middle and High
5. Zoological Gardens
6. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance.

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, the following conditional uses may be allowed:

1. Cemeteries, including associated cemetery chapel, maintenance, administration, and detention facilities (Ord. 4201; passed 9/5/1996)
2. Colleges and universities
3. Cultural facilities/institutions
4. Day care centers
5. Nurseries, for the growing and sale of trees and shrubbery
6. Planned developments in conformance with Section 155.500 of this Ordinance
7. Public recreational and social facilities, as defined in the R1 District
8. Public utility and governmental service uses
9. Schools, Private, Full-Time: Elementary, Middle, and High
10. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 5: That Title 15, Chapter 155, Section 412, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.412 O OFFICE DISTRICT REQUIREMENTS

B. Permitted Uses

The following uses shall be permitted in the O Office District:

1. Cultural facilities/institutions
2. Offices, including business, professional, non-profit, and governmental
3. Outpatient medical and dental offices and clinics
4. Religious institutions
5. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, the following conditional uses may be allowed:

1. Banks and Financial Institutions
2. Clubs and lodges, private
3. Colleges or universities (non-boarding)
4. Convalescent and nursing homes, including extended medical care facilities
5. Day care centers
6. Funeral Homes
7. Hospitals
8. Hotels and Motels
9. Off-site parking, in conformance with Section 155.602 (A) (3) (b) of this Ordinance
10. Outside service areas for other permitted or conditional uses in this district
11. Parking garages and structures, as the principal use of the property
12. Parking lots, open, as the principal use of the property
13. Planned developments in conformance with Section 155.500 of this Ordinance
14. Public recreational and social facilities, as defined in the R1 District
15. Public utility and municipal service uses
16. Restaurants, including entertainment, dancing, and/or amusement devices when conducted as part of the restaurant operations and secondary to the principal use
17. Restaurants, not including entertainment, dancing, and/or amusement devices
18. Schools, Private, Full-Time: Elementary, Middle, and High
19. Schools, Public, Full-Time: Elementary, Middle, and High

20. Trade Schools

21. Accessory uses and buildings, incidental to and on the same zoning lot as the principal use, which are constructed and operated in conformance with Section 155.210 of this Ordinance.

SECTION 6: That Title 15, Chapter 155, Section 413, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.413 B1 LIMITED NEIGHBORHOOD SHOPPING DISTRICT REQUIREMENTS

B. Permitted Uses

The following uses shall be permitted in the B1 District:

1. Antique shops
2. Art and school supply stores
3. Art shops or galleries, but not including auction rooms
4. Bakeries, retail only
5. Banks and financial institutions
6. Barber shops
7. Beauty shops
8. Book and stationery stores
9. Candy and ice cream stores
10. China and glassware stores
11. Clothing and wearing apparel establishments
12. Coin and philatelic stores
13. Computer hardware and software sales and service
14. Drug stores

15. Dry cleaning establishments for the cleaning and pressing of dry goods, as follows:

- a) Receiving stations, processing to be done elsewhere
- b) Dry cleaning establishments, including processing, provided that all of the following requirements are met:
 - 1) That the dry cleaning use shall be a service retail use and shall not consist of the processing of garments from other dry cleaning establishments.
 - 2) That the total basket capacity of all units on the premises, as established by the manufacturer of the respective dry cleaning machine, shall not exceed 200 pounds.
 - 3) That no more than one (1) dry cleaning machine is permitted.
 - 4) That the dry cleaning process shall only use solvents approved by the Fire Department.
 - 5) That all activities associated with the dry cleaning establishment shall be operated per the Illinois Environmental Protection Agency regulations.

16. Dry goods stores

17. Dwelling units, located above the first floor, provided: at least fifty percent (50%) of the square footage of the Building Footprint on the Ground Floor is devoted to uses permitted (Permitted uses and/or approved Conditional uses) in this district, other than uses referenced in Section 155.413(B)(40), 155.413(C)(2), and 155.413(C)(8).

18. Florists

19. Food stores, grocery stores, meat markets and delicatessens

20. Gift shops

21. Hardware stores

22. Hobby shops, for retail sales of items to be assembled or used away from the premises

23. Jewelry stores, including watch repair

24. Launderettes, automatic, self-service only or hand laundries

25. Learning Centers, with no outdoor component

26. Medical Supply Stores

27. Offices, including business, professional, non-profit, and governmental

28. Outpatient Medical and Dental Offices and Clinics

29. Pet Grooming Services (not including animal hospitals or overnight visits)
30. Post offices and parcel packing and shipping establishments
31. Repair, rental or servicing of any article, the sale of which is a permitted use in the district
32. Restaurants, not including entertainment,dancing, and/or amusement devices
33. Shoe stores
34. Silk screening services
35. Sign Printers
36. Tailor shops and custom dressmakers
37. Tanning Salon
38. Variety shops
39. Video tapes, sale and rental of, electronic game cartridges and similar items
40. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, the following conditional uses may be allowed:

1. Cultural facilities/institutions
2. Day care centers
3. Learning Centers, with an outdoor component
4. Liquor stores, packaged goods only
5. Outside service areas for other permitted or conditional uses in this district
6. Parking lots, open, as the principal use of the property

7. Planned developments in conformance with Section 155.500 of this Ordinance
8. Public utility and governmental service uses
9. Religious Institutions
10. Taverns and cocktail lounges

Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 7: That Title 15, Chapter 155, Section 414, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.414 B2 GENERAL NEIGHBORHOOD SHOPPING DISTRICT REQUIREMENTS

B. Permitted Uses

The following uses shall be permitted in the B2 District:

1. Any use permitted in the B1 District shall be permitted in the B2 District.
2. Liquor stores, packaged goods only
3. Motor vehicle accessory stores
4. Parking garages and structures, as the principal use of the property
5. Parking lots, open, as the principal use of the property
6. Printing and duplicating services
7. Secondhand stores and rummage shops
8. Watchman's quarters
9. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance.

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, the following conditional uses may be allowed:

1. Amusement establishments, indoor only, including: bowling alleys, pool halls, skating rinks, and swimming pools
2. Animal hospitals and kennels
3. Clubs and lodges, nonprofit and fraternal
4. Cultural facilities/institutions
5. Day care centers
6. Drive-in and drive-through establishments/services
7. Dwelling Units, located above the first floor, where all the requirements of Section 155.412(B)(1) of this Code are not met.
8. Gasoline sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment)
9. Greenhouses and nurseries
10. Gymnasiums
11. Funeral homes
12. Furniture stores and interior decorating shops, including upholstery when conducted as part of the retail operations and secondary to the principal use
13. Furniture upholstery, as the principal use of the property
14. Learning Centers, with outdoor component
15. Motor vehicle repair
16. Motor vehicle sales
17. Motor vehicle service
18. Outside display and sales of products the sale of which is a permitted or conditional use in this district

19. Outside service areas for other permitted or conditional uses in this district
20. Planned developments in conformance with Section 155.500 of this Ordinance
21. Public utility and governmental service uses
22. Religious institutions
23. Taverns and cocktail lounges
24. Theaters, indoor
25. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 8: That Title 15, Chapter 155, Section 415, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

§155.415B3 COMMUNITY SHOPPING DISTRICT REQUIREMENTS

B. Permitted Uses

Any use permitted in the B1 District shall be permitted in the B3 District; and, in addition, the following uses shall be permitted in the B-3 District:

1. Bicycle sales
2. Business machine sales
3. Camera and photographic supply stores
4. Carpet and rug stores, retail sales only
5. Closet and storage organizer stores
6. Compact disc, record and sheet music stores
7. Department stores
8. Electrical and household appliance stores, including radio and television sales

9. Furniture stores and interior decorating shops, including upholstering when conducted as part of the retail operations and secondary to the principal use
10. Furrier shops
11. Garden supply, tool, and seed stores
12. Gymnasiums
13. Health services and weight reduction services
14. Home improvement stores and showrooms
15. Leather goods and luggage stores
16. Liquor stores, packaged goods only
17. Locksmith shops
18. Mail order, catalog store
19. Motor vehicle accessory stores
20. Musical instrument sales
21. Office supply stores
22. Paint, glass, and wallpaper stores
23. Pet shops
24. Photography studios, including the developing of film and pictures when conducted as part of the retail business on the premises
25. Picture framing, when conducted for retail trade on the premises only
26. Printing and duplicating services
27. Secondhand stores and rummage shops
28. Sewing machine sales and service-household appliances only
29. Shoe stores

30. Sporting goods stores
31. Tailor shops and custom dressmakers
32. Theater, indoor
33. Ticket agencies, amusement
34. Tobacco shops
35. Toy shops
36. Travel bureaus and transportation ticket offices
37. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, any conditional use in the B1 District shall be a conditional use in the B3 District and in addition, the following conditional uses may be allowed:

1. Amusement establishments, indoor only, including: bowling alleys, pool halls, swimming pools, and skating rinks
2. Bus station
3. Catering services
4. Collection Centers, Attendant
5. Day Care Centers
6. Drive-through and drive-in establishments/services
7. Funeral homes
8. Furniture upholstery, as the principal use of the property
9. Gasoline sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment)

10. Hotel and Convention Halls
13. Hotels and motels
14. Learning Centers, with outdoor component
15. Medical and dental laboratories
16. Meeting hall
17. Motor vehicle repair
18. Motor vehicle sales
19. Motor vehicle service
20. Off-site parking, in conformance with Section 155.602 (A) (3) (b) of this Ordinance
21. Outside display and sales of products the sale of which is a permitted or conditional use in this district
22. Outside service areas for other permitted or conditional uses in this district
23. Parking lots, open, as the principal use of the property
24. Parking garages or structures, as the principal use of the property
25. Physical culture and massage establishments (as defined and regulated by Chapter 12, Section 122 of the Code of Ordinances)
26. (Psychics, ESP Readers, and fortune tellers
27. Public recreational and social facilities, as defined in the R1 District
28. Public utility and governmental service uses
29. Religious institutions
30. Restaurants including entertainment, dancing, and/or amusement devices when conducted as part of the restaurant operations and secondary to the principal use
31. Taverns and cocktail lounges

32. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance
33. Dwelling Units, located above the first floor, where all the requirements of Section 155.412(B)(1) of this Code are not met.

SECTION 9: That Title 15, Chapter 155, Section 416, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.416 B4 CORRIDOR COMMERCIAL DISTRICT REQUIREMENTS

B. Permitted Uses

Any use permitted in the B3 District shall be permitted in the B4 District, and, in addition, the following uses shall be permitted in the B4 District:

1. Amusement establishments, indoor only, including: bowling alleys, pool halls, swimming pools, and skating rinks
2. Electrical showrooms and shops
3. Funeral homes
4. Furniture upholstery, repair, and reconditioning
5. Greenhouses and nurseries
6. Hotels and motels
7. Laboratories; medical, dental, research, and testing
8. Parking garages and structures, as the principal use of the property
9. Parking lots, open, as the principal use of the property
10. Pawn shops
11. Plumbing showrooms and shops, including hot tubs, spas, and supplies
12. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) of this Ordinance, the following conditional uses may be allowed:

1. Amusement establishments, outdoor, including: archery ranges, shooting galleries (with no retail sales of associated product), and other similar outdoor amusement facilities
2. Amusement parks, including: permanent carnivals, kiddie parks, golf driving ranges, pitch and putt, miniature golf courses, and other similar outdoor amusement facilities
3. Animal hospitals and kennels
4. Boat showrooms, sales and repairs
5. Building material and products sales and storage
6. Clubs and lodges, nonprofit and fraternal
7. Collection Centers, Attendant
8. Contractor construction offices, shops, and yards
9. Day Care Center
10. Drive-through and drive-in establishments/services
11. Dwelling Units, located above the first floor, where all the requirements of Section 155.413(B)(17) of this Code are not met.
12. Gasoline sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment
13. Learning Centers, with outdoor component
14. Machinery sales
15. Model homes and garage displays
16. Motor vehicle repair

17. Motor vehicle sales
18. Motor vehicle service
19. Off-site parking, in conformance with Section 155.602 (A) (3) (b) of this Ordinance
20. Outside display and sales of products the sale of which is a permitted or conditional use in this district
21. Outside service areas for other permitted or conditional uses in this district
22. Photographic processing business
23. Physical culture and massage establishments (as defined and regulated by Chapter 12, Section 122 of the Code of Ordinances)
24. Planned developments in conformance with Section 155.500 of this Ordinance
25. Psychics, ESP Readers, and fortune tellers
26. Public utility and governmental service uses
27. Religious Institutions
28. Restaurants, which include entertainment, dancing, and/or amusement devices when conducted as part of the restaurant operations and secondary to the principal use
29. Stadiums, auditoriums, and arenas—open or enclosed
30. Storage centers, provided that the use fronts along an arterial roadway with an average daily trip volume (ADTV) of less than 25,000
31. Theaters, drive-in
32. Trailer and camper trailer sales and rental for use with private passenger motor vehicles
33. Four (4) story buildings and buildings which are forty feet (40') to forty-five feet (45') in height.

34. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 10: That Title 15, Chapter 155, Section 417, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.417 B4A ROOSEVELT ROAD CORRIDOR DISTRICT REQUIREMENTS

G. Use Regulations

The uses within the B4A District are designed to permit a wide variety of retail sales activity required to meet the demands of a developing local market and promote attractive development, an open and pleasant street appearance and compatibility with adjacent residential areas. Related personal, professional and business services which are complimentary to the overall corridor and adjacent residences can generally be deemed appropriate, provided that such uses are integrated into the overall context of the Corridor.

1. Permitted Uses. The following land uses are permitted in the Roosevelt Road Corridor B4A District, subject to the provisions of this Chapter.

a. Retail Uses

1. Amusement establishments, indoor only, including: bowling alleys, pool halls, skating rinks, and swimming pools
2. Antique shops
3. Art and school supply stores
4. Art shops or galleries, but not including auction rooms
5. Bakeries, retail only
6. Bicycle sales
7. Book and stationery stores
8. Business machine sales
9. Camera and photographic supply stores
10. Candy and ice cream stores

11. Carpet and rug stores, retail sales only
12. China and glassware stores
13. Closet and storage organizer store
14. Clothing and wearing apparel establishments
15. Coin and philatelic stores
16. Compact disc, record and sheet music stores
17. Computer hardware and software sales and service
18. Department stores
19. Drug stores
20. Electrical and household appliance stores, including radio and television sales
21. Florists
22. Food stores, grocery stores, meat markets and delicatessens
23. Furniture stores
24. Furrier shops
25. Garden supply, tool, and seed stores
26. Gift shops
27. Hardware stores
28. Hobby shops, for retail sales of items to be assembled or used away from the premises
29. Home improvement stores and showrooms
30. Jewelry stores, including watch repair
31. Leather goods and luggage stores
32. Liquor stores, packaged goods

33. Medical Supply Stores
 34. Motor vehicle accessory stores
 35. Musical instrument sales
 36. Office supply stores
 37. Paint, glass, and wallpaper stores
 38. Pet shops
 39. Restaurants, not including entertainment, dancing, and/or amusement devices
 40. Shoe stores
 41. Sporting goods stores
 42. Theater, indoor
 43. Tobacco shops
 44. Toy shops
 45. Variety shops
 46. Videotapes, compact and laser disc, electronic game cartridges and similar items, sales and rental
- b. Service Uses
1. Barber shops
 2. Beauty shops
 3. Dry cleaning establishments for the cleaning and pressing of dry goods, as follows:
 - a) Receiving stations, processing to be done elsewhere
 - b) Dry cleaning establishments, including processing, provided that all of the following requirements are met:
 - 1) That the dry cleaning use shall be a service retail use and shall not consist of the processing of garments from other dry cleaning establishments.

- 2) That the total basket capacity of all units on the premises, as established by the manufacturer of the respective dry cleaning machine, shall not exceed 200 pounds.
 - 3) That the dry cleaning process shall only use solvents approved by the Fire Department.
 - 4) That all activities associated with the dry cleaning establishment shall be operated per the Illinois Environmental Protection Agency regulations.
4. Funeral homes
 5. Furniture stores and interior decorating shops, including upholstery when conducted as part of the retail operations and secondary to the principal use
 6. Furniture upholstery, as the principal use of the property
 7. Gymnasiums
 8. Health services and weight reduction services
 9. Learning Centers, with no outdoor component
 10. Locksmith shops
 11. Offices, including business, professional, non-profit, and governmental offices
 12. Outpatient Medical and Dental Offices and Clinics
 13. Pet Grooming Services (not including animal hospitals or overnight visits)
 14. Photography studios, including the developing of film and pictures when conducted as part of the retail business on the premises
 15. Picture framing, when conducted for retail trade on the premises only
 16. Post offices and parcel packing and shipping establishments
 17. Printing and duplicating services
 18. Repair, rental, and servicing of any article the sale of which is a permitted use in the district
 19. Silk screening services
 20. Sign Printers

21. Tanning Salon
22. Tailor shops and custom dressmakers
23. Ticket agencies, amusement
24. Travel bureaus and transportation ticket offices

c. Other Uses and Activities

1. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210
2. Dwelling Units, located above the first (ground) floor

2. Conditional Uses. The following uses are considered conditional uses and shall be subject to the provisions set forth in Section 155.103 (F) of this Ordinance.

a. Retail Uses

1. Amusement establishments, outdoor, including: archery ranges, shooting galleries (with no retail sales of associated product), and other similar outdoor amusement facilities
2. Gasoline sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment)
3. Motor vehicle sales (including mobile home and recreational vehicles)
4. Outside display and sales of products the sale of which is a permitted or conditional use in this district
5. Outside service areas for other permitted or conditional uses in this district
6. Restaurants, including entertainment, dancing, and/or amusement devices when conducted as part of the restaurant operations and secondary to the principal use

b. Service Uses

1. Animal hospitals and kennels
2. Banks and financial institutions

3. Clubs and lodges, nonprofit and fraternal
 4. Collection Center, Attendant
 5. Day Care Center
 6. Drive-through and drive-in establishments/services
 7. Learning Centers, with outdoor component
 8. Motor vehicle repair
 9. Motor vehicle service
 10. Photographic processing business
 11. Therapeutic massage establishments (as defined and regulated by Chapter 12, Section 122 of the Code of Ordinances)
 12. Religious Institutions
 13. Smoking Establishments (in conformance with Illinois Smoke Free Act, 410 ILCS 82/1 et seq)
- c. Other Uses and Activities
1. Dwelling Units, located above the first floor, where all the requirements of Section 155.412(B)(1) of this Code are not met.
 2. Off-site parking, in conformance with Section 155.602(A)(3)(b) of this Ordinance
 3. Parking garages and structures, as the principal use of the property
 4. Parking lots, open, as the principal use on the property
 5. Planned developments in conformance with Section 155.500 of this Ordinance
 6. Public utility and governmental service uses
 7. Four (4) story buildings and buildings which are forty feet (40') to forty-five feet (45') in height.
 8. Shopping centers, consisting of more than one principal business on a zoning lot

9. More than one principal building on a zoning lot
10. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 11: That Title 15, Chapter 155, Section 418, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.418 B5 CENTRAL BUSINESS DISTRICT REQUIREMENTS

B. Permitted Uses

Any use permitted in the B3 District shall be permitted in the B5 District, and in addition, the following uses shall be permitted in the B5 District:

1. Dwelling units, located above the first floor, provided:
 - (a) The Building in which the Dwelling Units are located extends across the entire Frontage of the zoning Lot on which the Building is located, except for areas necessary for driveway access to parking spaces;
 - (b) At least fifty percent (50%) of the square footage of the Building Footprint on the Ground Floor is devoted to uses permitted (Permitted Uses and/or approved Conditional Uses) in the B5 Central Business District, other than uses referenced in Sections 155.416(B)(9), 155.416(C)(6), 155.416(C)(9) and 155.416(C)(16); and
 - (c) No Parking Spaces exist in either the Front Yard or Corner Side Yard.
2. Hotels and motels
3. Outdoor Cafes, in conformance with Section 155.802 and Chapter 119 of this Code.
4. Theaters, indoor

C. Conditional Uses

Subject to the provisions of Section 155.103(F) of this Ordinance, the following conditional uses may be allowed:

1. Amusement establishments, indoor only, including; bowling alleys, pool halls, swimming pools, skating rinks.
2. Animal hospitals and kennels
3. Catering businesses on the first floor as a primary use but only if, as an accessory use, either a restaurant, excluding entertainment and dancing, or a related, permitted retail use, designed to generate walk-in trade, is located in the storefront.
4. Convention and exhibition halls
5. Day Care Centers
6. Farmer's Market
7. Funeral homes
8. Gasoline sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment)
9. Learning Centers, with outdoor component
10. Motor vehicle service
11. Off-site parking, in conformance with Section 155.602 (A) (3) (b) of this Ordinance
12. Outside display and sales of products the sale of which is a permitted or conditional use in this district
13. Outside service areas for other permitted or conditional uses in this district
14. Parking garages or structures, as the principal use of the property
15. Parking lots, open, as the principal use of the property
16. Planned developments in conformance with Section 155.500 of this Ordinance
17. Public recreational & social facilities, as defined in the R1 District
18. Public utility and governmental service uses
19. Religious institutions
20. Transportation depots

21. Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 12: That Title 15, Chapter 155, Section 419, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.419 B5A DOWNTOWN PERIMETER DISTRICT REQUIREMENTS

C. Conditional Uses

Subject to the provisions of Section 155.103(F) of this Ordinance, the following conditional uses may be allowed:

- (1) Amusement establishments, indoor only, including; bowling alleys, pool halls, swimming pools, skating rinks.
- (2) Animal Hospitals and kennels.
- (3) Catering businesses on the first floor as a primary use but only if, as an accessory use, either a restaurant, excluding entertainment and dancing, or a related, permitted retail use, designed to generate walk-in trade, is located in the storefront.
- (4) Convention and exhibition halls
- (5) Day Care Centers
- (6) Drive-through and drive-in establishments/services
- (7) Funeral Homes
- (8) Gasoline Sales (or any expansion of a principal, secondary or ancillary use on the same lot as a gasoline sales establishment)
- (9) Learning Centers, with outdoor component
- (10) Motor vehicle repair
- (11) Motor vehicle service
- (12) Off-site parking, in conformance with Section 155.602(A)(3)(b) of this Ordinance

(13) Outside display and sales of products the sale of which is a permitted or conditional use in this district.

(14) Outside service areas for other permitted or conditional uses in this district

(15) Parking garages or structures, as the principal use of the property

(16) Parking lots, open, as the principal use of the property

(17) Planned developments in conformance with Section 155.500 of this Ordinance

(18) Public recreational & social facilities, as defined in the R1 District

(19) Public utility and governmental service uses

(20) Religious institutions

(21) Accessory uses and buildings, incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 13: That Title 15, Chapter 155, Section 420, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

SECTION 155.420 I LIMITED INDUSTRIAL DISTRICT REQUIREMENTS

B. Permitted Uses

The following uses shall be permitted in the I District:

1. Bedding manufacturing
2. Boot and shoe manufacturing
3. Cabinet Making
4. Carpet manufacturing
5. Cloth products manufacturing
6. Contractors, architects, and engineers offices and shops

7. Dry cleaning plants and operations primarily serving satellite drop-off dry cleaning establishments in other districts.
8. Electronic and scientific precision instruments manufacturing
9. Exterminating services
10. Film Processing; not including retail sales or commercial studios
11. Furniture manufacturing
12. Furniture upholstery, as the principal use of the property
13. Fur processing
14. Laboratories, including medical, dental, research and testing
15. Laundries, including truck route laundries, linen supply, and diaper services
16. Light machinery production and repair e.g. household appliances & business machines etc. – appliances, business machines, etc.
17. Lithographing
18. Mail order houses
19. Mechanical Parts Reconditioning
20. Mini-Warehouses
21. Musical instruments manufacturing
22. Offices, including business, professional, non-profit, and governmental
23. Orthopedic and medical appliance manufacture
24. Packing Material Manufacturing
25. Parking lots, open, as the principal use of the property
26. Pottery and ceramics manufacture
27. Printing and publishing establishments

28. Public utility and governmental service uses
29. Radio and television stations and towers
30. Rope, cord, and twine manufacture
31. Sheet Metal Stamping and Fabrication
32. Sign Contractors
33. Sporting goods manufacture
34. Storage Centers
35. Tool & Die
36. Warehousing, storage, and distribution facilities
37. Wearing Apparel Manufacture
38. Woodworking and wood products manufacture
39. Automated Envelope Merging Process
40. Accessory uses and buildings, incidental to and on the same zoning lot as the permitted use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

C. Conditional Uses

Subject to the provisions of Section 155.103 (F) in this Ordinance, the following conditional uses may be allowed:

1. Adult uses (including but not limited to adult book stores, adult cabarets, adult theaters, and adult video stores) subject to the adult use:
 - (a) Not being located within 500 feet of a zoning district which permits (or allows as a conditional use) residential development, educational or religious institutions, parks, or playgrounds;
 - (b) Not being located within 1,000 feet of another adult use (distances to be measured from property lines);
 - (c) Being conducted in a manner that prohibits the observation of any material depicting, describing or relating to any specified sexual activities or specified

anatomical areas by display, decorations, sign, show window or other opening from any public way

2. Animal day care facility
3. Animal hospitals and kennels
4. Banks and financial institutions
5. Building material and products sales and storage
6. Cartage and express facilities
7. Catering Services
8. Clubs and Lodges, non-profit and fraternal
9. Collection Centers, Attendant
10. Collection Centers, Recycling, provided that the following provisions are met:
 - (d) The recycling collection center is located in an area where there is an excess of parking beyond that required in Section 155.600 et. seq.
 - (e) Placement of any containers shall be on a hard surface parking area;
 - (f) The recycling collection center must be staffed full-time to monitor the use, and all collection is to be removed on a daily basis. Any area involved must be swept and cleaned at the end of the business day.
 - (g) Recycling collection centers shall not operate without the consent of the property owner stating approved days and hours of operation as part of the application for conditional use approval.
11. Compost collection facility
12. Concrete and cast stone fabrication and molding
13. Contractors, architects, and engineers equipment and material storage yards
14. Cosmetics production
15. Dairy products processing or manufacture
16. Food manufacture, packaging, and processing

17. Gasoline sales (or any expansion of a principal, secondary, or ancillary use on the same lot as a gasoline sales establishment)
18. Glass products production
19. Heliports, private or commercial
20. Learning centers (no outdoor component)
21. Metal Plating, Forging, or Casting
22. Mortuarial Services
23. Motor vehicle repair
24. Motor Vehicle Sales
25. Motor vehicle service
26. Off-site parking, conforming to Section 155.602 (A) (3) (b) of this Ordinance
27. Outpatient medical and dental offices and clinics
28. Paper products manufacture
29. Parks and playgrounds
30. Planned developments in conformance with Section 155.500 of this Ordinance
31. Plastic extruding
32. Recreation buildings or community centers
33. Religious Institutions
34. Restaurants
35. Schools: public and/or private elementary, middle and high
36. Shooting Gallery & Range, Indoor (with ancillary retail sales of associated product)
37. Soap manufacture
38. Stadiums, auditoriums, and arenas – open or enclosed

39. Outside Storage of Motor Vehicles

40. Trade school

41. Other manufacturing, processing, storage, or industrial uses as determined by the Director of Community Development to be of the same general character as the uses permitted in Subsection 155.418(C), above, and found not to be obnoxious, unhealthful, or offensive by reason of the potential emission or transmission of noise, vibration, smoke, dust, toxic or noxious matter or glare or heat

42. Four (4) story buildings within one hundred feet (100') of residentially-zoned property or a minor or major arterial street and buildings which are forty feet (40') to forty-five feet (45') in height and which are within one hundred (100') of a residentially-zoned property or a minor or major arterial street.

43. Accessory uses and buildings incidental to and on the same zoning lot as the conditional use, which are constructed and operated in conformance with Section 155.210 of this Ordinance

SECTION 14: That Title 15, Chapter 155, Section 802, of the Code of Lombard, Illinois is hereby amended to read in part, as follows:

§155.802 RULES AND DEFINITIONS

~~**AUTOMOBILE REPAIR** is the repair of motor vehicles including rebuilding, reconditioning, replacement, or dismantling of major components such as body, frame, or fender repair or painting. Automobile repair generally consists of work that is more intense and less routine than automobile service and sometimes includes overnight storage of vehicles.~~

~~**AUTOMOBILE SERVICE** is the service or maintenance of motor vehicles including the installation of minor components such as lubricants, batteries, tires, and mufflers and the performance of maintenance services such as tune ups, tire balancing, and car washes. Automobile services generally do not include activities which require overnight storage of vehicles and specifically do not include body work, painting, or repair of major components.~~

~~**AUTOMOBILE ACCESSORY STORE** is the retail sales of minor automobile parts, components, and accessories. Automobile accessory store does not include the following: installation, repair, or servicing of vehicles or vehicle parts; and the outside storage of parts, components, and accessories.~~

BANKS AND FINANCIAL INSTITUTIONS are businesses (including banks, cash stores, credit unions, currency exchanges, and savings and loan associations) that conduct retail banking

operations on-site, including the receipt of deposits, payment of interest, certification of depositor's checks, issuance of drafts and loans, and withdrawal of cash through tellers or ATMs. This definition shall not include professional offices such as loan and mortgage offices, finance companies, stock brokers, and investment bankers.

MOTOR VEHICLE is any passenger vehicle, recreational vehicle, truck, truck-trailer, trailer, or semi-trailer propelled or drawn by mechanical power.

MOTOR VEHICLE ACCESSORY STORE is the retail sales of minor motor vehicle parts, components, and accessories. Motor vehicle accessory store does not include the following: installation, repair, or servicing of vehicles or vehicle parts; and the outside storage of parts, components, and accessories.

MOTOR VEHICLE REPAIR is the repair of motor vehicles including rebuilding, reconditioning, replacement, or dismantling of major components such as body, frame, or fender repair or painting. Motor vehicle repair generally consists of work that is more intense and less routine than motor vehicle service and sometimes includes overnight storage of vehicles.

MOTOR VEHICLE SERVICE is the service or maintenance of motor vehicles including the installation of minor components such as lubricants, batteries, tires, and mufflers and the performance of maintenance services such as tune-ups, tire-balancing, and car washes. Motor vehicle service generally does not include activities which require overnight storage of vehicles and specifically does not include body work, painting, or repair of major components.

SECTION 15: That 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 18th day of August, 2011.

First reading waived by action of the Board of Trustees this ____ day of _____, 2011.


Passed on second reading this 1st day of September, 2011.

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

Nays: None

Absent: _____ Wilson

Approved this 1st day of September, 2011.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 2nd day of September, 2011.


Brigitte O'Brien, Village Clerk