

ORDINANCE NO. 6158

**AN ORDINANCE GRANTING A CONDITIONAL USE
FOR AN OUTDOOR DINING ESTABLISHMENT
IN THE B4 CORRIDOR COMMERCIAL DISTRICT**

(PC 07-45; 530 E. North 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, an application has heretofore been filed requesting approval of a conditional use for a for an outdoor dining/service establishment located in a B4 Corridor Commercial District; and

WHEREAS, a public hearing on such application has been conducted by the Village of Lombard Plan Commission on February 18, 2008 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 for outdoor dining 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: A conditional use for an outdoor dining/service establishment is hereby granted for the Subject Property legally described in Section 2, subject to the conditions set forth in Section 3.

SECTION 2: That the ordinance is limited and restricted to the properties generally located at 530 E. North Avenue, Lombard, Illinois, and legally described as follows:

Lot 1 in Rustic Hearth Assessment Plat, being a subdivision of the southeast quarter of Section 32, Township 40 North, Range 11, East of the Third Principal Meridian, according to the plat thereof recorded as Document Number R1972-036893 in DuPage County, Illinois.

Parcel Numbers: 03-32-416-027 and 028

SECTION 3: The conditional use approval set forth in Section 1 above shall be granted subject to compliance with the following conditions:

1. The property shall be developed in substantial compliance with the site plan developed and submitted as part of this petition.
2. The petitioner shall apply for and receive a building permit for any improvements to be constructed on the subject property. The permit shall satisfactorily address any comments included within the Inter-departmental Review Report.
3. The petitioner shall provide for the screening of the on-site dumpsters and removal of the cargo container on-site per the provisions of the Zoning Ordinance.

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 6th day of March, 2008.

First reading waived by action of the Board of Trustees this _____ day of _____, 2008.

Passed on second reading this 20th day of March, 2008.

AYES: Trustees: Gron Tross, O'Brien, Moreau, Fitzpatrick and Soderstrom

NAYS: None

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ABSENT: None

APPROVED by me this 20th day of March, 2008


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published by me this 24th day of March, 2008.


Brigitte O'Brien, Village Clerk