

ORDINANCE 6419

**AN ORDINANCE APPROVING TEXT AMENDMENTS
TO TITLE 15, CHAPTER 152 OF THE CODE OF LOMBARD, ILLINOIS**

WHEREAS, the Village of Lombard also maintains a Planning Code which is found in Title 15, Chapter 152 of the Code of Lombard, Illinois; and,

WHEREAS, the Board of Trustees deem it reasonable to make necessary text amendments to accurately reflect the roles and responsibilities of selected Village staff and Village Departments in the application of the Planning Code.

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 152, of the Code of Lombard, Illinois is hereby amended in part to read as set forth in Exhibit A attached hereto and a part hereof.

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 5th day of November, 2009.

First reading waived by action of the Board of Trustees this ____ day of _____, 2009.


Passed on second reading this 19th day of November, 2009.

Ayes: Trustees Gron, Tross, Wilson, Moreau, Fitzpatrick

Nays: None

Absent: WARE

Approved this 19th day of November, 2009.



William J. Mueller, Village President


ATTEST:



Brigitte O'Brien, Village Clerk

Ordinance No. 6419
Re: Section 152 Text Amendments
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Published by me this 20th day of November, 2009.



Brigitte O'Brien, Village Clerk

EXHIBIT A

CHAPTER 152: PLANNING

Section		152.36	Public hearing required; preliminary fee; hearing costs
	<i>Comprehensive Village Plan</i>	152.37	Participation of boards and commissions; no additional fee
152.01	Adoption by reference of official plan	152.38	Preannexation agreements; contents
152.02	Objectives of plan		
152.03	Contents of plan		
152.04	Interpretation	152.99	Penalty
152.05	Changes and amendments		
152.06	Maps and plats to conform to plan		
152.07	Enforcement		
			<i>COMPREHENSIVE VILLAGE PLAN</i>
	<i>House and Street Numbers</i>		§ 152.01 ADOPTION BY REFERENCE OF OFFICIAL PLAN.
152.20	Assignment of buildings to be numbered		(A) The Comprehensive Plan of the village, which plan has been prepared and was recommended on May 24, 1984 to the village, is adopted and made the official plan of the village, hereinafter designated as the official plan.
152.21	Designating number		
152.22	Map of street numbers		
152.23	Recording new subdivisions on map		
152.24	Standards for numerals		
152.25	Failure to post number		
152.26	Supervision of numbering		(B) The Southwest Sub-Area Plan Update is hereby incorporated by reference and made part of the Comprehensive Community Plan.
152.27	Numbering and identification of rear exit/entrances		
152.28	Honorary Street Names		
	<i>Preannexation</i>		(C) The Northwest Sub-Area Plan update is hereby incorporated by reference and made part of the Comprehensive Community Plan.
152.35	Request for preannexation hearings; contents		

(D) The Roosevelt Road Corridor Study is hereby incorporated by reference and made part of the Comprehensive Plan.

('70 Code, § 19.08.010) (Ord. 1220, passed - -66; Am. Ord. 2670, passed 5-24-84; Am. Ord. 3012, passed 12-3-87; Am. Ord. 3049, passed 4-21-88)

§ 152.02 OBJECTIVES OF PLAN.

The official plan as hereby adopted includes and recognizes the following objectives:

(A) That the character of the village and its environs as essentially a residential community be maintained, with commercial and light industrial enterprises permitted in order to maintain a proper balance of property valuations; and

(B) That for the promotion of the public health, safety, and convenience and for the attainment of reasonable and practical utility and attractiveness, and for the maintenance and protection of property values, all future developments in the village and its environs shall provide:

(1) Adequate street lighting, water supply, sanitary and drainage facilities be constructed and maintained;

(2) Highways, streets, and sidewalks be of adequate width and be so constructed and maintained as to avoid the creation of hazardous conditions:

(3) Railroad crossings and grade separations be constructed and maintained to provide adequate public safety and conveniences;

(4) Landscaping of public and private areas be controlled to avoid the creation of hazardous conditions; and

(5) The locations and architectural design, where applicable, of public buildings, schools, parks, recreational facilities, parking areas, and airports be controlled in accordance with the best public interest.

('70 Code, § 19.08.020) (Ord. 635, passed - -54)

§ 152.03 CONTENTS OF PLAN.

The official plan as hereby adopted includes:

(A) Map No. 1. Title, Official Plan, Village of Lombard, DuPage County, Illinois, showing the plan of existing streets and public grounds within the corporate limits of the village and in contiguous territory not more than 1-1/2 miles beyond the village limits and not included in any municipality, and showing certain improvements which the village intends to put into execution as and when these improvements become advisable and feasible; and

(B) Subdivision regulations, set forth in Chapter 154 to regulate and control the future physical development of the village and the contiguous territory.

('70 Code, § 19.08.030) (Ord. 635, passed - -54)

§ 152.04 INTERPRETATION.

In interpreting and applying the provisions of §§ 152.01 through 152.07 such

provisions shall in every instance be held to be the minimum reasonable requirements adopted for the promotion of public health, safety, comfort, convenience, morals, and welfare.

('70 Code, § 19.08.040) (Ord. 635, passed - -54)

§ 152.05 CHANGES AND AMENDMENTS.

The Plan Commission may from time to time recommend to the Board of Trustees such changes in the official plan as may be deemed necessary by the Board or by the ~~Planning and Zoning~~ Commission. Such changes shall become part of the official plan after their approval by the ~~Planning and Zoning~~ Commission and their adoption by the Board as amendments to this subchapter.

('70 Code, § 19.08.050) (Ord. 635, passed - -54)

§ 152.06 MAPS AND PLATS TO CONFORM TO PLAN.

After the passage of this subchapter, no map or plat of any subdivision presented for record, affecting land within the corporate limits of the village or in contiguous territory not more than 1-1/2 miles from such limits and not included in any municipality, shall be entitled to record or shall be valid unless the subdivision thereon shown conforms with the requirements of the official plan.

('70 Code, § 19.08.060) (Ord. 635, passed - -54)

§ 152.07 ENFORCEMENT.

It shall be the duty of the Community Development Director ~~of Planning~~ to enforce the requirements of the official plan.

The Community Development Director ~~of Planning~~ may call upon any other departments or officials of the village to furnish him with such information or assistance as he may deem necessary for the observance or enforcement of the official plan. It shall be the duty of such other departments or officials to furnish such information or assistance whenever requested.

('70 Code, § 19.08.070) (Ord. 635, passed - -54)

HOUSE AND STREET NUMBERS

§ 152.20 ASSIGNMENT OF BUILDINGS TO BE NUMBERED.

All buildings situated or hereafter erected or located on any of the streets, avenues, and public highways, (except alleys), within the village, shall be numbered by the owner or occupant thereof, according to the following plan:

(A) House numbers on the north and south streets and avenues shall begin at St. Charles Road, and shall run from number one upward on both sides of St. Charles Road on a unit basis of 25 feet per number, the odd numbers to be placed on the east side and the even numbers on the west side of the streets. The streets lying on the north side of St. Charles Road shall be designated by their respective names with the word "north" prefixed thereto; those lying on the south side of St. Charles shall be designated by their respective names with the word "south" prefixed thereto.

(B) House numbers on the east and west streets and avenues shall begin at Main Street and shall run from number one upward on both sides on Main Street on a unit basis of 25 feet per number, the odd numbers to be placed on the south side and the even numbers on the north side of the streets. The streets lying on the east side of Main Street shall be designated by their respective names with the word "east" prefixed thereto; those lying on the west side of Main Street shall be designated by their respective names with the word "west" prefixed thereto.

(C) The number applying to any particular lot shall be determined by the distance in feet from the nearest through street line, and one hundred shall be added for each block distant from St. Charles Road or Main Street, as the case may be. In cases where the distance between through streets is greater than will permit numbering as herein prescribed without passing the one hundred limit to the block, additional half numbers shall be assigned.

('70 Code, § 19.08.080) (Ord. 128, passed -25)

§ 152.21 DESIGNATING NUMBER.

The Community Development Director ~~Fire Chief~~ or his designee shall assign to each house or lot its proper number and shall deliver said number designation to the owner when requested.

('70 Code, § 19.08.110) (Am. Ord. 2886, passed 9-25-86)

§ 152.22 MAP OF STREET NUMBERS.

The President and Board of Trustees shall cause to be prepared a map of the several streets and avenues in the village, showing the numbers of all lots and houses, which map shall be filed in the office of the Plan Department of Community Development.

('70 Code, § 19.08.090)

§ 152.23 RECORDING NEW SUBDIVISIONS ON MAP.

As new subdivisions or names of new streets are added from time to time, the Community Development Director shall cause to be extended on the map all such streets and avenues and shall show the number of all lots on the streets and avenues, and shall apply to such streets and avenues the system of numbering hereby adopted.

('70 Code, § 19.08.100) (Am. Ord. 2886, passed 9-25-86)

§ 152.24 STANDARDS FOR NUMERALS.

Each of the figures of every number which shall be put of any building pursuant to the requirements of this subchapter shall be not less than 2-1/2 inches in length, being so marked and colored in contrast to the house color as to be easily and readily distinguishable so that it may be distinctly read. The numbers shall be placed at the side of or above the front door of the building to which the same are attached, or at some other and more conspicuous place on the front of the building to serve the purpose for which intended.

('70 Code, § 19.08.120) (Am. Ord. 2886, passed 9-25-86) Penalty, see § 152.99

§ 152.25 FAILURE TO POST NUMBER.

No person being the owner or occupant of any building now erected or that may hereafter be erected in the village shall, for 30 days after notice by the ~~Fire Chief~~ Community Development Director or his designee of the proper number of such building, neglect or refuse to number that buildings owned or occupied by him, in conformity with the provisions of this subchapter, or shall number the building without having first obtained from the ~~Fire Chief~~ Community Development Director the property number of the building, or maintain an improper number or a number not in conformity with § 152.24.

('70 Code, § 19.08.130) (Am. Ord. 2886, passed 9-25-86) Penalty, see § 152.99

§ 152.26 SUPERVISION OF NUMBERING.

All numbering, renumbering, and all changes in numbering caused by the action of the corporate authorities of the village shall be under the immediate charge and supervision of the ~~Fire Chief~~ Community Development Director or his designee; and no person shall change or alter any number given pursuant to § 152.21 by the ~~Fire Chief~~ Community Development Director.

('70 Code, § 19.08.140) (Am. Ord. 2886, passed 9-25-86) Penalty, see § 152.99

§ 152.27 NUMBERING AND IDENTIFICATION OF REAR EXIT/ENTRANCES

Where there are more than four (4) spaces/businesses/units located in a single commercial or industrial structure, each rear street level exterior door shall be marked

with the corresponding street address and the identification of the occupancy. The numbering and lettering shall be no less than two and one half (2 1/2) inches in height and in contrast coloring to that of the coloring of the door(s). The placement of the numbering and lettering shall be at a height of six (6) feet from the door threshold and shall be uniform throughout the commercial or industrial structure. All fire protection rooms, with direct outside ground access, shall be identified with the words, "Fire Protection Equipment Room" which shall appear on the door to said room in the same manner as the street address. Where fire protection rooms have interior access only, these rooms shall be identified as such with lettering or acceptable symbols, in the same manner as the street address, except that said lettering or acceptable symbols shall be no less than one (1) inch in height.

(Ord. 4277, passed 2/20/97)

§ 152.28 HONORARY STREET NAMES

A. The Village Board may, by Ordinance, authorize the naming of a driveway on public property or a dedicated alley with an honorary street name. No public street shall be named with an honorary street name for a period exceeding one year. A requestor shall make application for such designation to the ~~Fire Chief~~ Community Development Director. The ~~Fire Chief~~ Community Development Director shall seek comments from the Police Chief and ~~Community Development Director~~ Fire Chief, and shall forward a recommendation to the Village Board. If approved by the Village Board, the Public Works Department shall erect the street signs. The requestor shall pay for the cost of the sign and installation unless such costs are waived by the Village Board. The ~~Fire Chief~~ Community Development

Director shall notify any agencies that might be impacted by the honorary street naming.

B. There shall be no addressing of buildings based upon the honorary street name.

C. The Director of Public Works shall adopt an Honorary Street Signpost Policy pursuant to which honorary street signs shall be designated to clearly indicate that the street name set forth thereon is an honorary street name, and not the recognized name of the street, driveway or alley in question.

(Ord. 4647, passed 5/20/99; Ord. 6187, passed 6/5/08)

PREANNEXATION

§ 152.35 REQUEST FOR PREANNEXATION HEARINGS; CONTENTS.

All requests for preannexation hearings pursuant to 65 ILCS 5/11-15.1-1 shall be in writing and shall designate the name, address, and telephone number of the applicant or his attorney upon whom notices may be served, together with a copy of the proposed preannexation agreement and a brief outline of the testimony which the applicant intends to present at the requested public hearing. Applicant will not be limited to the required outline, but may present additional material in evidence, if he so desires, at the hearing.

('70 Code, § 19.08.150) (Ord. 1155, passed -66)

§ 152.36 PUBLIC HEARING REQUIRED; PRELIMINARY FEE; HEARING COSTS.

(A) Upon receipt of such application, the Village Manager shall advise the village Board of Trustees of the contents of same, and the Village Board shall designate a time and place for public hearing in accordance with the statute. The Board may designate that at such time any necessary public hearings by the Plan Commission be heard simultaneously with the hearing of the corporate authorities. Such public hearing may be continued from time to time by the appropriate motion of any of the public bodies participating in such public hearing, but only as to themselves. ('70 Code, § 19.08.160)

(B) Each application for public hearing shall be accompanied by a preliminary fee of \$100. At the conclusion of the hearings, including continuances, the Village Treasurer shall certify to the Village Manager the amount of all costs, including publication, legal, and court reporter (including transcript, if ordered). Therefore, the Village Manager shall cause an additional billing to be sent to the applicant, which additional billing shall be paid before the corporate authorities execute the preannexation agreement or modification thereof. The amount so due and owing shall be collectable as an action in debt, and even if the application is not acted upon favorably. ('70 Code, § 19.08.170)

(Ord. 1155, passed -66)

§ 152.37 PARTICIPATION OF BOARDS AND COMMISSIONS; NO ADDITIONAL FEE.

In the event the Plan Commission participates in such public hearing in an original joint session with the corporate authorities, no additional fee will be required.

('70 Code, § 19.08.180)

§ 152.38 PREANNEXATION AGREEMENTS; CONTENTS.

A preannexation agreement may contain, among other provisions as set forth in 65 ILCS 11-15.1-2, an acceptance of land or money by the village in consideration of already existing public improvements serving the area to be annexed that were previously installed by the village at its expense.

('70 Code, § 19.08.190)

§ 152.99 PENALTY.

Whoever violates any of the provisions of §§ 152.20 through 152.26 shall be subject to a penalty of not less than \$25 nor more than \$750 for each offense. Each day an offense occurs shall be subject to separate penalties and fines.