

ORDINANCE NO. 6928

**AN ORDINANCE GRANTING A TIME EXTENSION TO
ORDINANCE 6726 GRANTING A CONDITIONAL USE PURSUANT
TO TITLE 15, CHAPTER 155, SECTION 155.417(G)(2) OF THE
LOMBARD ZONING ORDINANCE**

(PC 12-10; 300 W. Roosevelt Road, Jerusalem Cafe)

WHEREAS, on May 17, 2012, the President and Board of Trustees of the Village of Lombard adopted Ordinance 6726 which granted approval of a conditional use pursuant to Title 15, Chapter 155, Section 417(G)(2) of the Lombard Village Code to provide for an outside service area for outdoor dining; and,

WHEREAS, pursuant to Section 155.103 (F)(11) of the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois, conditional uses are null and void if construction is not substantially underway within one year from the date of granting thereof, unless further action is taken by the Village Board; and,

WHEREAS, on May 2, 2013, the President and Board of Trustees of the Village of Lombard adopted Ordinance 6814, which granted approval of time extension for the previously approved conditional use for a one year period; and

WHEREAS, construction has not commenced and no building permit has been issued for the development granted by Ordinances 6726 and 6814; and

WHEREAS, subsequent to the passage of Ordinance 6814, the subject property has changed ownership and a new fast food restaurant, Jerusalem Café, has opened on the premises; and

WHEREAS, the Village has received a letter from the new owner/operator requesting a further time extension of said Ordinance; and,

WHEREAS, the President and Board of Trustees have determined that it is in the best interests of the Village of Lombard to grant said extension.

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: Ordinance 6726 and 6814 are hereby further amended and extended and shall be null and void unless a building permit is obtained and the project is substantially underway within twelve (12) months of the expiration date of this Ordinance (i.e., May 2, 2015).

SECTION 2: That all other provisions associated with Ordinance 6726 and 6814 not amended by this Ordinance shall remain in full force and effect.

SECTION 3: That this Ordinance is limited and restricted to the property located at 300 W. Roosevelt Road, Lombard, Illinois and legally described as follows:

LOT 1 IN BUSH'S SUBDIVISION OF PART OF THE SOUTHEAST ¼ OF SECTION 18, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT RECORDED OCTOBER 19, 1979 AS DOCUMENT R79-95390, IN DUPAGE COUNTY, ILLINOIS.

Parcel Number: 06-18-419-048; (the "Subject Property").

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 20th day of February, 2014.

First reading waived by action of the Board of Trustees this ___ day of _____ 2014.


Passed on second reading this 6th day of March, 2014.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Breen, Fitzpatrick and Ware

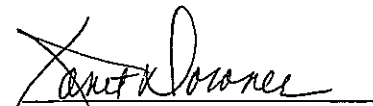
Nays: None

Absent: None

Approved this 6th day of March, 2014.



Keith T. Giagnorio
Village President

ATTEST:


Janet Downer
Deputy Village Clerk

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Published by me in pamphlet form on this 7th day of March, 2014.



Janet Downer
Deputy Village Clerk