

ORDINANCE NO. 5937

AN ORDINANCE APPROVING A CONDITIONAL USE FOR A RECREATIONAL FACILITY (WATER PARK) IN THE CONSERVATION/RECREATION DISTRICT

PC 06-24: 433 East St. Charles Road (Moran Water Park)

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 Lombard Village Code; and

WHEREAS, the Moran Water Park, located at 433 East St. Charles Road, within Lombard Common Park, as legally described in Section 1 below (the "Subject Property"), is zoned CR Conservation Recreation District; and

WHEREAS, an application has been filed with the Village of Lombard requesting approval of a conditional use for a recreational facility (water park) on the Subject Property (the "Petition"); and

WHEREAS, a public hearing was conducted by the Plan Commission on September 18, 2006, pursuant to appropriate and legal notice, and the Plan Commission recommended approval of the Petition, subject to conditions; and

WHEREAS, the President and Board of Trustees concur with the recommendation of the Plan Commission and have determined that it is in the best interest of the Village to approve the Petition.

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 the ordinance is limited and restricted to the property generally located at 433 East St. Charles Road, Lombard, Illinois, and legally described as follows:

Lot 1 in Lombard Commons Plat of Consolidation, being a subdivision of a part of the Northeast Quarter of Section 8, Township 39 North, Range 11, East of the Third Principal Meridian, according to the plat thereof recorded November 4, 1999 as document R1999-232901, in DuPage County Illinois.

Parcel Number: 06-08-201-004

SECTION 2: The President and Board of Trustees, hereby finds that the Petition does meet the standards for conditional uses and hereby grants a conditional use for a recreational facility (water park) on the Subject Property described in Section 1 above and subject to the conditions of approval set forth in Section 3.

SECTION 3: That the conditional use approval as set forth herein shall be subject to the following conditions:

1. The site be developed in compliance with Site Plan Packet materials, prepared by Cordogan, Clark and Associates, Inc., dated July 25 and August 7, 2006 and submitted as part of this Petition.
2. As part of the permit submittal, the Petitioner shall satisfactory address the engineering preliminary permit review comments provided by the Village.
3. The Petitioner shall dedicate to the Village a thirty-foot public utility easement over any existing and/or proposed public utilities on 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 required by law.

Passed on first reading this 5th day of October, 2006.

First reading waived by action of the Board of Trustees this day of , 2006.

Passed on second reading this 19th day of October, 2006, pursuant to a roll call vote as follows:

AYES: Trustees Gron, Tross, O'Brien, Sebby, Florey and Soderstrom

NAYS: None

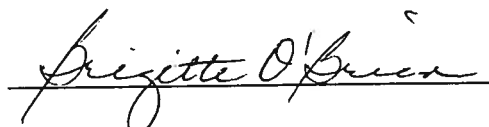
ABSENT: None

APPROVED by me this 19th day of October, 2006.



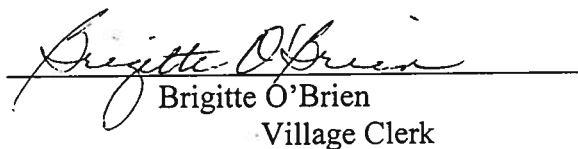
William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

Published by me in pamphlet form this 24th day of October, 2006.



Brigitte O'Brien
Village Clerk