

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

Resolution or Ordinance (Blue) X Waiver of First Requested
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David A. Hulseberg, Village Manager *dash*

DATE: October 8, 2008 (B of T) Date: October 16, 2008

TITLE: BOT 08-07: 1410 - 1420 S. Meyers Road

SUBMITTED BY: Department of Community Development *WA*

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration a request for approval of an Ordinance Annexing Certain Territory to the Village of Lombard and an Ordinance granting a Conditional Use for a Religious Institution. These requests are associated with the previous approval of an Annexation Agreement with Fellowship Reformed Church relative to the Village Booster station at 1420 S. Meyers Road. (UNINCORPORATED)

Staff recommends approval of this request.

Staff is requesting waiver of first reading.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X
Finance Director X
Village Manager X *David A. Hulseberg*
Date _____
Date _____
Date 10/08/08

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: David A. Hulseberg, Village Manager

FROM: William J. Heniff, AICP
Director of Community Development *WJH*

DATE: October 16, 2008

SUBJECT: BOT 08-07: 1410 - 1420 S. Meyers Road - Annexation

On March 6, 2008, the Village entered into an annexation agreement with Fellowship Reformed Church, the owner of the subject property, to facilitate the construction of the Village's water booster station (PC 07-28, Ordinance 6154). The agreement denoted that upon establishment of contiguity of the subject property to the Village corporate limits, the property would be annexed and the Village would grant a conditional use for the existing religious institution on the subject property. With contiguity being established through the annexation of the School Street residences and the York Center School, the Village can now approve the aforementioned actions.

ACTION REQUESTED

Attached for Village Board consideration is an Ordinance granting approval of the annexation of the subject property and an ordinance granting a conditional use for a religious institution. Staff recommends a waiver of first reading of these Ordinances so that the properties can be recorded in a timely manner and the booster station project can continue on schedule.

BOT08-07



1" = 100'

LOMBARD CORPORATE BOUNDARY

1410-20 MEYERS RD

0621101016
18W680

0621102028

0621102028

1502
0621107006

1322
0621107012

14TH ST

062111001

1410-20
062111003

062111020 1400

1410-20 USE 111005

MEYERS RD

062111006 1410-20

062111018 1416

1405
0621112001

1400
0621112008

1411
0621112002

1404
0621112016

1417
0621112003

1408
0621112015

0621112004

0621112012
1412

0621112005

0621112013
1416

0621112006

0621112007
1421

0621112014
1006

15TH ST

1502
062111019

062111013

1502

062111014

1500

0621116001 1501

0621116008
1S310

ORDINANCE

**AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS**

(BOT 08-07: 1410 - 1420 S. Meyers Road)

(See also Ordinance No.(s) _____)

WHEREAS, a written petition, signed by the legal owners and electors of record of all land within the territory hereinafter described, has been filed with the Village Clerk of the Village of Lombard, DuPage County, Illinois, requesting that said territory be annexed to the Village of Lombard; and,

WHEREAS, the said territory is not within the corporate limits of any municipality, but is contiguous to the Village of Lombard; and,

WHEREAS, all notices of said annexation, as required by (Chapter 65 ILCS 5/7-1-1), have been given to the appropriate parties in a timely manner as required by Statute (copies of said Notices being attached hereto as Exhibit "A", and made part hereof).

WHEREAS, it is in the best interest of the Village of Lombard that said territory be annexed thereto.

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 territory described in Section 2 below be and the same is hereby annexed to the Village of Lombard, DuPage County, Illinois, pursuant to (Chapter 65 ILCS 5/7-1-8).

SECTION 2: This ordinance is limited and restricted to the property indicated on the attached Plat of Annexation attached hereto as Exhibit "B", and generally located at 1410 - 1420 S. Meyers Road, Lombard, Illinois and legally described as follows:

PARCEL 1: THE WEST 117.0 FEET OF THE EAST 376.0 FEET OF THE NORTH 233.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-003

PARCEL 2: THE SOUTH 10.0 FEET OF LOT 1 IN HAVENGA'S PLAT OF SURVEY OF THE NORTH 233.0 FEET OF THE EAST 233.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT RECORDED AS DOCUMENT 753858, IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-005

PARCEL 3: LOT 1 OF MEYERS ROAD SUBDIVISION, BEING A SUBDIVISION OF THE NORTH 624.27 FEET OF THE EAST 376.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THE NORTH 233.0 FEET THEREOF, ACCORDING TO THE PLAT RECORDED SEPTEMBER 17, 1958 AS DOCUMENT 894969, ALL IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1410 through 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-006

SECTION 3: The new boundary of the Village of Lombard shall extend to the far side of any adjacent rights-of-way, and shall include all of every right-of-way within the area annexed hereby.

SECTION 4: The Village Clerk is hereby directed to record with the Recorder of Deeds and to file with the County Clerk, a certified copy of this Ordinance, and the original Plat of Annexation.

SECTION 5: This ordinance shall be in full force and effect from and after its passage and approval as provided by law.

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

Passed on second reading this _____ day of _____, 2008.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2008.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

Published this _____ day of _____, 2008.

Brigitte O'Brien, Village Clerk

**AN ORDINANCE GRANTING A CONDITIONAL USE
FOR A RELIGIOUS INSTITUTION
IN THE R0 SINGLE FAMILY RESIDENCE DISTRICT**

(PC 07-28: 1410-1420 S. Meyers Road)

(See also Ordinances _____)

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, Ordinance Number 6154, dated March 6, 2008 authorized the execution of the Annexation Agreement between Fellowship Reformed Church (hereinafter referred to as "Owner"); and the Village of Lombard (hereinafter the "Village") relative to the property legally described in Section 2 below (hereinafter the "Subject Property"); and

WHEREAS, the Village has established contiguity to the Subject Property; and

WHEREAS, Section 4 of said Annexation Agreement states "Upon annexation of the Subject Property to the Village, as set forth herein, the Corporate Authorities shall, without further public hearings, immediately grant the subject property a conditional use for a religious institution."; and

WHEREAS, a public hearing on such application has been conducted by the Village of Lombard Plan Commission on August 20, 2007 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 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 the Ordinance is limited and restricted to the property generally located at 1410-1420 S. Meyers Road, Lombard, Illinois, and legally described as follows:

PARCEL 1: THE WEST 117.0 FEET OF THE EAST 376.0 FEET OF THE NORTH 233.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-003

PARCEL 2: THE SOUTH 10.0 FEET OF LOT 1 IN HAVENGA'S PLAT OF SURVEY OF THE NORTH 233.0 FEET OF THE EAST 233.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT RECORDED AS DOCUMENT 753858, IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-005

PARCEL 3: LOT 1 OF MEYERS ROAD SUBDIVISION, BEING A SUBDIVISION OF THE NORTH 624.27 FEET OF THE EAST 376.0 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THE NORTH 233.0 FEET THEREOF, ACCORDING TO THE PLAT RECORDED SEPTEMBER 17, 1958 AS DOCUMENT 894969, ALL IN DUPAGE COUNTY, ILLINOIS.

ADDRESS: 1410 through 1420 SOUTH MEYERS ROAD, LOMBARD, IL
PIN: 06-21-111-006

SECTION 2: That a conditional use for a religious institution is hereby granted for the Subject Property.

SECTION 3: 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 _____ day of _____, 2008.

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

Passed on second reading this _____ day of _____, 2008.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2008.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

Published this _____ day of _____, 2008.

Brigitte O'Brien, Village Clerk