

CO

ORDINANCE NO. 5296

**AN ORDINANCE GRANTING A VARIATION OF THE
THE LOMBARD CODE OF ORDINANCES
CHAPTER 151 "FLOOD CONTROL";
SUBSECTION 151.55 "RETENTION/DETENTION BASINS"**

(BOT 03-02: 129-143 W. St. Charles Road, Lombard, Illinois)

WHEREAS, the President and Board of Trustees of the Village of Lombard have heretofore adopted the Code of Lombard, Illinois, and;

WHEREAS, a request has been made for the Village of Lombard to grant a variation from Chapter 151 "Flood Control"; Subsection 151.55 "Retention/Detention Basins."

WHEREAS, the President and Board of Trustees approved Ordinance No. 5260 and an accompanying Redevelopment Agreement on March 6, 2003 for the subject property and further described in Section 2 below.

WHEREAS, a public hearing has been conducted by the Board of Trustees on May 5, 2003 pursuant to appropriate and legal notice; and

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of staff 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: The variation is hereby granted from the provisions of Chapter 151 of the Code of Lombard, Illinois, for the property described in Section 2 below to waive the requirement for on-site stormwater detention.

Section 2: This ordinance is limited and restricted to the property generally known as 129-143 W. St. Charles Road, Lombard, Illinois and legally described as follows:

LOTS 4 AND 5 IN BLOCK 19, IN ORIGINAL TOWN OF LOMBARD, A SUBDIVISION IN SECTIONS 5 TO 8 AND 18, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH LOTS 5, 6, AND 7 IN J. B. HULL'S SUBDIVISION OF LOT 3 IN BLOCK 19 OF THE ORIGINAL TOWN OF LOMBARD, BEING A SUBDIVISION IN THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DU PAGE COUNTY, ILLINOIS.

Parcel Identification Numbers: 06-07-209-004, 005, 006

Section 3: This ordinance shall be subject to the following conditions:

A) The normal administrative fee of \$150.00 that is required to process the variation (§151.56 D) must be deposited into the Village's Water and Sewer Capital Reserve Fund.

B) The normal variation fee of \$2,000 based on a minimum population equivalency (PE) of 20 and \$100 per PE (§151.56 I) is waived.

C) The normal stormwater detention fee of \$64,490.73 based on 0.40 acre-foot of detention storage volume (§151.57 C) is waived.

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 ____ day of _____, 2003.

First reading waived by action of the Board of Trustees this 5th day of June, 2003.


Passed on second reading this 5th day of June, 2003.

Ayes: Trustees DeStephano, Tross, Koenig, Sebby, Florey, Soderstrom


Nays: None

Absent: None

Approved this 5th day of June, 2003.


William J. Mueller, Village President

ATTEST:


Barbara A. Johnson
Acting Village Clerk