



**FRED BUCHOLZ**

DUPAGE COUNTY RECORDER

NOV.23,2016

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**006 PAGES R2016-130540**

**ORDINANCE 7281**

**GRANTING A TIME EXTENSION TO ORDINANCE 7163  
GRANTING A CONDITIONAL USE AND VARIATIONS  
PURSUANT TO TITLE 15, CHAPTER 155, SECTION 155.414 OF  
THE LOMBARD ZONING ORDINANCE**

**PIN(s): 06-05-322-008; 06-05-322-009 and 06-05-322-006  
(the "Subject Property")**

**ADDRESS: 390-396 E. St. Charles Road, Lombard, IL 60148**

**Prepared by and Return To:  
Village of Lombard  
255 E. Wilson Avenue  
Lombard, IL 60148**



I, **Janet Downer**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a copy of

ORDINANCE 7281

GRANTING A TIME EXTENSION TO ORDINANCE 7163 GRANTING A CONDITIONAL  
USE AND VARIATIONS PURSUANT TO TITLE 15, CHAPTER 155, SECTION 155.414  
OF THE LOMBARD ZONING ORDINANCE

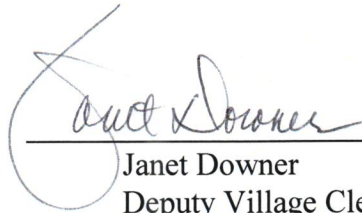
PIN(s): 06-05-322-008; 06-05-322-009 and 06-05-322-006 (the "Subject Property")

ADDRESS: 390-396 E. St. Charles Road, Lombard, IL 60148

of the said Village as it appears from the official records  
of said Village duly approved this 20th  
day of October, 2016.

**In Witness Whereof**, I have hereunto affixed my official signature and the Corporate  
Seal of said **Village of Lombard**, Du Page County, Illinois this 15th  
day of November, 2016.




  
\_\_\_\_\_  
Janet Downer  
Deputy Village Clerk  
Village of Lombard  
DuPage County, Illinois

**ORDINANCE 7281  
PAMPHLET**

**PC 15-29: 390-396 E. ST. CHARLES ROAD  
TIME EXTENSION REQUEST**



**PUBLISHED IN PAMPHLET FORM THIS 21<sup>ST</sup> DAY OF OCTOBER, 2016, BY ORDER  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE  
COUNTY, ILLINOIS.**

  
Sharon Kuderna  
Village Clerk



**ORDINANCE NO. 7281**

**AN ORDINANCE GRANTING A TIME EXTENSION TO ORDINANCE 7163 GRANTING A CONDITIONAL USE AND VARIATIONS PURSUANT TO TITLE 15, CHAPTER 155, SECTION 155.414 OF THE LOMBARD ZONING ORDINANCE**

(PC 15-29; 390-396 E. St. Charles Road)

WHEREAS, on January 7, 2016, the President and Board of Trustees of the Village of Lombard adopted Ordinance 7163 which granted approval of a conditional use pursuant to Section 155.414 (C)(5) of the Lombard Zoning Ordinance for a day care center; a variance from Section 155.414 (F)(1) to reduce the required front yard setback from thirty feet (30') to thirteen feet (13'); and a variance from Section 155.414 (F) (4) to reduce the required rear yard setback from twenty feet (20') to eleven feet (11') for 390-396 E. St. Charles Road; and,

WHEREAS, pursuant to Section 155.103 (C) and Section 155.103(F) of the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois, a variation shall become null and void unless work thereon is substantially underway within twelve (12) months from the date of issuance, unless further action is taken by the Village Board; and,

WHEREAS, construction has not commenced and no building permit has been issued for the development granted by Ordinance 7163; and

WHEREAS, the Village has received a letter from the owner requesting a 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 7163 is 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., January 7, 2018).

**SECTION 2:** That all other provisions associated with Ordinance 7163 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 390 E. St. Charles Road, Lombard, Illinois and legally described as follows:

LOT 4 IN HERBRECHT'S SUBDIVISION OF PARTS OF SECTIONS 5 AND 8, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN LYING NORTHEASTERLY OF A LINE DRAWN FROM THE SOUTHEAST CORNER

OF SAID LOT 4 TO A POINT ON THE NORTH LINE THEREOF 30.05 FEET WEST OF THE NORTHEAST CORNER THEROF IN DUPAGE COUNTY, ILLINOIS.

Parcel Identification Number(s): 06-05-322-008; (the "Subject Property")

and 396 E. St. Charles Road, Lombard, Illinois and legally described as follows:

LOT 5 AND THAT PART OF LOT 4 LYING EASTERLY OF A LINE DRAWN FROM THE SOUTHEAST CORNER OF SAID LOT 4 TO A POINT ON THE NORTH LINE OF SAID LOT 4, SAID POING BEING 30.35 FEET WEST OF THE NORTHEAST CORNER OF SAID LOT 4 AS MEASURED ALONG THE SAID NORTH 4, IN HERBRECHT'S SUBDIVISION OF PART OF SECTIONS 5 AND 8, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 15, 1952 AS DOCUMENT 644910, IN DUPAGE COUNTY, ILLINOIS.

Parcel Identification Number(s): 06-05-322-009 and 06-05-322-006; (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 \_\_\_\_ day of \_\_\_\_, 2016.

First reading waived by action of the Board of Trustees this 20<sup>th</sup> day of October, 2016.

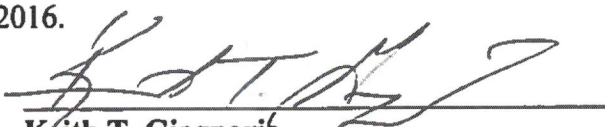
Passed on second reading this 20<sup>th</sup> day of October, 2016.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Johnston, Pike and Ware


Nays: None

Absent: None

Approved this 20<sup>th</sup> day of October, 2016.

  
Keith T. Giagnorio  
Village President

ATTEST:

  
Sharon Kuderna  
Village Clerk

Ordinance No. 7281

Re: PC 15-29 – Time Extension

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Published by me in pamphlet form on this 21<sup>st</sup> day of October, 2016.

A handwritten signature in cursive script, appearing to read "Sharon Kuderna", written over a horizontal line.

**Sharon Kuderna**

**Village Clerk**