






## MEMORANDUM

**TO:** Scott R. Niehaus, Village Manager

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

**MEETING DATE:** August 15, 2019

**SUBJECT:** **Scrivener's Error to the Lombard Code of Ordinances – Section 155.602, Accessible Parking Requirements**

In staff's review of selected sections of the Village Code, a Scrivener's error was found relative to a previously adopted text amendment. Ordinance 7318, adopted on January 5, 2017 amended Section 155.602 (B) to remove all references to specific provisions relative to accessible parking spaces. In the past confusion had arisen due to the Village Code did not match the specifications provided by the Illinois Accessibility Code when updated by the State of Illinois. Deleting the specifications while retaining reference to the Illinois Accessibility Code exclusively was the intent of Ordinance 7318 (PC 16-28).

As part of the adoption of Ordinance 7318 on January 5, 2017, the signed version of Ordinance 7318 did not represent the draft version that was presented to the Lombard Plan Commission and the Village Board for consideration and discussion at the meetings. To properly correct the omissions, Lombard Village Code should be amended to fully delete the language as intended and originally approved in 2017.

Staff recommends approval of the Ordinance with a waiver of first reading.

**ORDINANCE \_\_\_\_\_**

**AN ORDINANCE CORRECTING A SCRIVENER'S ERROR  
RELATIVE TO ORDINANCE NO. 7318, ADOPTED JANUARY 5, 2017,  
IN REGARD TO CHAPTER 155, OFF-STREET PARKING AND LOADING,  
ACCESSIBLE PARKING REQUIREMENTS**

WHEREAS, the Village of Lombard maintains a Zoning Ordinance which is found in Title 15, Chapter 155 of the Lombard Code; and,

WHEREAS, on December 12, 2016, pursuant to proper notice, the Lombard Plan Commission held a public hearing relative to amending the Off-street Parking and Loading, Accessible Parking Requirements for all zoning districts, as set forth in the Lombard Zoning Ordinance, to delete (1) Size, (2) Number including Table 6.1, (3) Access and (4) Identification located in Section 155.602(B) in order to reference the Illinois Accessibility Code exclusively; and,

WHEREAS, the Lombard Plan Commission recommended the deletion of (1) Size, (2) Number including Table 6.1, (3) Access and (4) Identification being part of Section 155.602(B) to the Village Board; and,

WHEREAS, the Village Board approved the recommendation to delete (1) Size, (2) Number including Table 6.1, (3) Access and (4) Identification of Section 155.602(B) on January 5, 2017 from the Lombard Zoning Ordinance ("Ordinance No. 7318"); and,

WHEREAS, as part of the adoption of Ordinance 7318 on January 5, 2017, the signed version of Ordinance 7318 does not represent the draft version that was presented to the Lombard Plan Commission and the Village Board for consideration (the scrivener's error); and,

WHEREAS, to properly correct the omissions, Lombard Village Code should be amended to reinstate the subsection as approved.

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 Title 15, Chapter 155, Section 155.602(B)(2) of the Lombard Village Code is hereby amended to read as follows:

(B) Accessible parking requirements. Accessible (handicapped) parking spaces shall be provided in compliance with the Illinois Accessibility Code.

**SECTION 2:** That 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 \_\_\_\_\_, 2019.

First reading waived by action of the Board of Trustees this \_\_\_\_ day of \_\_\_\_\_, 2019.

Passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2019.

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Keith T. Giagnorio, Village President

ATTEST:

\_\_\_\_\_  
Sharon Kuderna, Village Clerk

Published in pamphlet from this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Sharon Kuderna, Village Clerk