



FRED BUCHOLZ

DUPAGE COUNTY RECORDER

OCT.28,2009

10:54 AM

OTHER

06-07-203-021

005 PAGES

R2009-163352

ORDINANCE 6374

**GRANTING A FURTHER TIME EXTENSION TO
ORDINANCE 5816, AS AMENDED BY ORDINANCES 5973,
6141, AND 6237 RELATIVE TO THE POINTE AT LOMBARD
PLANNED DEVELOPMENT**

PIN: 06-07-203-021 and 06-07-203-035

Address: 226 and 218 W. St. Charles Road, Lombard, IL

60148

Return To:

**Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148**

ORDINANCE NO. 6374

**AN ORDINANCE GRANTING
A FURTHER TIME EXTENSION TO ORDINANCE 5816,
AS AMENDED BY ORDINANCES 5973, 6141, AND 6237
RELATIVE TO THE POINTE AT LOMBARD PLANNED DEVELOPMENT**

(PC 05-42: 218 & 226 W. St. Charles Road
Pointe at Lombard Planned Development)

WHEREAS, on March 2, 2006, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5816, which granted approval of a conditional use for a planned development with deviations, variations and companion conditional uses for the property at 218 and 226 West St. Charles Road, commonly referred to as the Pointe at Lombard planned development; and

WHEREAS, pursuant to Section 155.103 (F)(11) of the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois, conditional uses are null and void if construction is not substantially underway within one year from the date of granting thereof, unless further action is taken by the Village Board; and,

WHEREAS, the President and Board of Trustees adopted Ordinance 6237 on September 18, 2008, granting an amendment to Ordinances 5816, 5973 and 6141 which extended the time period in which the petitioner shall obtain a building permit and start construction on the associated project by September 18, 2009; and

WHEREAS, construction has not commenced and the associated building permits are not anticipated to be issued by September 18, 2009, as required by Ordinance 6237; and,

WHEREAS, the Village has received a letter requesting a further 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: Ordinances 5816, 5973, 6141 and 6237 are 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 Ordinance 6237 (i.e., September 18, 2010).

SECTION 2: That all other provisions associated with Ordinances 5816, 5973, 6141 and 6237 not amended by this Ordinance shall remain in full force and effect.

SECTION 3: That the ordinance is limited and restricted to the property generally located at 218 & 226 West St. Charles Road, Lombard, Illinois, and legally described as follows:

Lot 32 (except the north 20 feet, as measured perpendicular to the north line thereof) in Orchard Subdivision, being a subdivision of part of the northeast quarter of Section 7, Township 39 North, Range 11 East of the Third Principal Meridian, according to the plat thereof recorded January 24, 1917 as document number 127948 in book 8 of plats on page 80, in DuPage County, Illinois; also

(Parcel Number: 06-07-203-021; addressed as 226 West St. Charles Road)

Lot 11, Block 10 in Town of Lombard, being a Subdivision in Sections 5, 6, 7, 8 and 18, Township 39 North, Range 11 East of the Third Principal Meridian, in DuPage County, Illinois.

(Parcel Number: 06-07-203-035; addressed as 218 West St. Charles Road)

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 20th day of August, 2009.

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

Passed on second reading this 3rd day of September, 2009.


Ayes: Trustees Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Nays: None

Absent: None

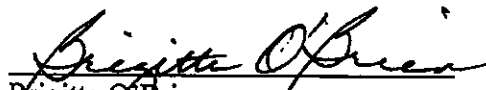
Ordinance No. 6374
Re: PC 05-42 – Fourth Time Extension
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Approved this 3rd day of September, 2009.



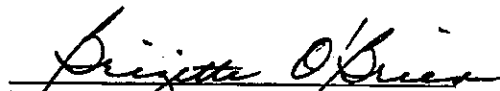
William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

Published by me in pamphlet from this 4th day of August, 2009



Brigitte O'Brien
Village Clerk



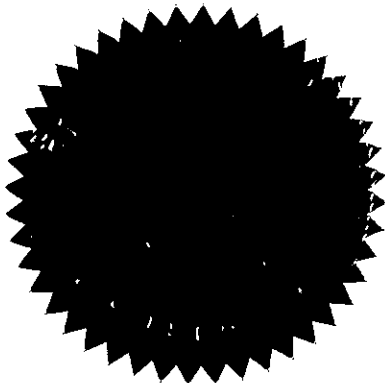
I, **Barbara A. Johnson**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the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


I further certify that attached hereto is a
copy of

ORDINANCE 6374
ORDINANCE GRANTING A FURTHER TIME
EXTENSION TO ORDINANCE 5816, AS AMENDED BY
ORDINANCES 5973, 6141, AND 6237 RELATIVE TO THE
POINTE AT LOMBARD PLANNED DEVELOPMENT
PIN: 06-07-203-021 and 06-07-203-035
Address: 226 and 218 W. St. Charles Road, Lombard, IL

of the said Village as it appears from the official records of said Village duly approved this 3rd day of September, 2009.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 16th day of September, 2009.




Barbara A. Johnson
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois