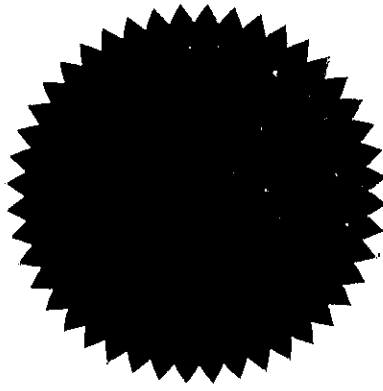


Lorraine G. Gerhardt
Lorraine G. Gerhardt
Village Clerk

PUBLISHED IN PAMPHLET FORM THIS 9th DAY OF December, 1998.
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,
DUPAGE COUNTY, ILLINOIS.



AMENDING A CONDITIONAL USE AND
GRANTING A VARIATION FOR
WHITE CASTLE 4 E. ROOSEVELT ROAD

FRONT OF PAMPHLET

PAMPHLET

ORDINANCE 4569

ORDINANCE NO. 4569

**AN ORDINANCE AMENDING A CONDITIONAL USE
PURSUANT TO TITLE 15, CHAPTER 155, SECTION 414
OF THE LOMBARD ZONING ORDINANCE AND GRANTING
A VARIATION PURSUANT TO TITLE 15, CHAPTER 155,
SECTION 602 OF THE LOMBARD ZONING ORDINANCE**

(PC 98-35: 4 E. Roosevelt Road, Lombard, Illinois)
(White Castle)

(Also see Ordinance No.(s) _____)

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, the subject property is zoned B3 Community Shopping District; and,

WHEREAS, on October 1, 1998, the President and Board of Trustees adopted Ordinance 4544, granting conditional use approval for a drive-through facility and a variation for foundation landscaping for the property described in Section 3 below; and,

WHEREAS, an application has been filed requesting an amendment to said conditional use approval to allow for a change in the site configuration and also requesting a variation to allow a reduction in the number of parking spaces provided; and,

WHEREAS, a public hearing on such application has been conducted by the Village of Lombard Plan Commission on October 19, 1998 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 amendment and variations 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 a conditional use amendment is hereby granted for the property described in Section 3 below and pursuant to Title 15, Chapter 155, Section 414 of the Village of Lombard Zoning Ordinance so as to allow the approved site layout to be modified as shown in the Site Plan, prepared by Roake and Associates, Inc., dated September 16, 1998, and last modified on October 1, 1998. That Conditions 1, 2, and 3 of the conditional use as approved in Ordinance 4544 are considered to be addressed by the amendment to the site plan and are therefore no longer applicable.

SECTION 2: That a variation is hereby granted for the property described in Section 3 below and pursuant to Title 15, Chapter 155, Section 602 of the Village of Lombard Zoning Ordinance to allow twenty (20) parking spaces to be provided, where twenty-two (22) is required.

SECTION 3: That this ordinance is limited and restricted to the property generally located at 4 E. Roosevelt Road, Lombard, Illinois and legally described as follows:

The south 150.00 feet of the west 150.00 feet of that part of Section 17, Township 39 North, Range 11, east of the Third Principal Meridian, described by beginning at the point of intersection of a line drawn parallel with and 100.00 feet east of the west line of Main Street as described by the plat of Roosevelt Crest, with a line drawn parallel with and 50.00 feet north of the center line of Roosevelt Road, as now paved, and running thence north parallel with the said west line of Main Street, 150.00 feet; thence east parallel with the said center line of Roosevelt Road, 150.00 feet; thence south parallel with the said west line of Main Street, 150.00 feet; thence west parallel with said center line of Roosevelt Road 150.00 feet to the place of beginning, all in DuPage County, Illinois.

SECTION 4: This ordinance shall be granted subject to compliance with the following conditions:

1. The site shall be developed in substantial compliance with the Site Plan as prepared by Roake and Associates, Inc. and dated September 18, 1998, and last modified on October 1, 1998.
2. The Landscape Plan, as prepared by Roake and Associates, Inc. and dated August 4, 1998, shall be revised to reflect the site layout as shown in the Site Plan of September 18, 1998.
3. The dumpster shall be screened on the north, east and south sides by a wall constructed of the same material that is used in the principal

structure, and a screening material shall be installed for the gate on the west side.

4. All fire hydrants shall be installed pursuant to Village code. Where a fire hydrant is installed within five feet (5') of the principal structure, a landscaped area shall be installed meeting the Community Development Director's approval.

5. The owner(s) of the subject property and development shall accept a cross-access agreement with the adjacent property should the owner of the adjacent property express a willingness or desire to establish cross-access between the subject property and the adjacent property.

SECTION 5: 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 5th day of November, 1998.

First reading waived by action of the Board of Trustees this _____ day of _____, 1998.

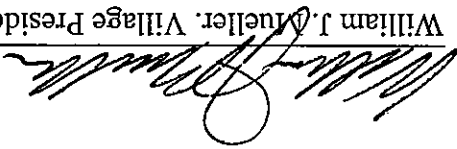
Passed on second reading this 19th day of November, 1998.

Ayes: Trustees Borgatell, Tross, Schaffner, Jaugilas, Defalco & Kuftrin

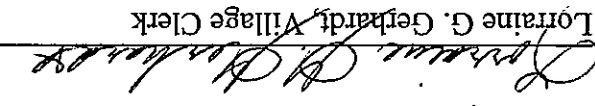
Nays: None

Absent: None

Approved this 19th day of November, 1998.


William J. Mueller, Village President

ATTEST:


Lorraine G. Gerhardt, Village Clerk

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