

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING A FIRST AMENDMENT
TO ORDINANCE 3336, ADOPTED OCTOBER 10, 1990,
AUTHORIZING AN ANNEXATION AGREEMENT**

(PC 06-18: 1000 N. Rohlwing Road)
(Northgate Plaza Shopping Center)

(See also Ordinance No.(s) _____)

WHEREAS, Lombard Northgate, L.L.C., a Delaware limited liability company and BBP VI L.L.C., an Illinois limited liability company, (hereinafter referred to as "Ownerr") has petitioned the Village for an amendment to Ordinance Number 3336, adopted October 10, 2006 (hereinafter " the First Amendment") to said Ordinance providing for an annexation agreement relative to the property described in Section 3 below (hereinafter the "Subject Property"); and

WHEREAS, said petition of the Developer requests an amendment to Ordinance Number 3336 so as to provide for an amended landscape plan; and

WHEREAS, a public hearing was held by the Village's Plan Commission on June 19, 2006, pursuant to appropriate and legal notice, for the purpose of considering the petition of the Owner for the amended plan and the Plan Commission has submitted to the Corporate Authorities of the Village its findings and recommendations with respect to said petition; and

WHEREAS, the First Amendment has been drafted and a copy is attached hereto and incorporated herein as Exhibit "A"; 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 Ordinance 3336, adopted October 10, 2006, is hereby amended to include the First Amendment attached hereto and marked Exhibit "A", by and between the Developer and the Village of Lombard.

SECTION 2: That the Village President and Village Clerk be and hereby are authorized to sign and attest to said First Amendment.

SECTION 3: This Ordinance is limited and restricted to the property generally located at 1000 Rohlwing Road, Lombard, Illinois; legally described as follows:

LOT 1 IN NORTHGATE PLAZA ASSESSMENT PLAT 1, IN THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT NO. R96-046670, IN DUPAGE COUNTY, ILLINOIS; ALSO

LOT 2 IN NORTHGATE PLAZA RESUBDIVISION, BEING A RESUBDIVISION IN THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT NO. R93-269848, IN DUPAGE COUNTY, ILLINOIS.

Parcel Nos.: 02-36-412-030, 02-36-412-034

SECTION 4: That all other portions of Ordinance Number 3336, adopted October 10, 1990, and not amended by this Ordinance, shall remain in full force and effect.

SECTION 5: This ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed on first reading this _____ day of _____, 2006.

First reading waived by action of the Board of Trustees this _____ day of _____, 2006.

Passed on second reading this _____ day of _____, 2006.

Ayes: _____

Nayes: _____

Absent: _____

Approved this _____ day of _____, 2006.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

Published in pamphlet from this _____ day of _____, 2006

Brigitte O'Brien, Village Clerk