

ORDINANCE NO. 5530

AN ORDINANCE GRANTING A VARIATION OF THE LOMBARD CODE OF ORDINANCES CHAPTER 151 "FLOOD CONTROL"; SUBSECTION 151.55 "RETENTION/DETENTION BASINS"

(BOT 04-10: 100 Yorktown Center, Lombard, IL)

WHEREAS, the President and Board of Trustees of the Village of Lombard have heretofore adopted the Code of Lombard, Illinois, and;

WHEREAS, a request has been made for the Village of Lombard to grant a variation from Chapter 151 "Flood Control"; Subsection 151.55 "Retention/Detention Basins", and;

WHEREAS, a public hearing has been conducted by the Board of Trustees on August 19, 2004 pursuant to appropriate and legal notice; and

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of staff 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 variation is hereby granted from the provisions of Chapter 151 of the Code of Lombard, Illinois, for the property described in Section 2 below to waive the requirement to provide 0.315 ac-ft of detention on the subject property.

Section 2: That this ordinance is limited and restricted to the property located at 100 Yorktown Center, Lombard, IL and legally described as follows:

LOT 2 IN TBA RESUBDIVISION PLAT, BEING A RESUBDIVISION OF LOT 7 IN YORKTOWN, BEING A SUBDIVISION OF PART OF SECTION 29, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DU PAGE COUNTY, ILLINOIS, EXCEPT THAT PART DESCRIBED AS BEGINNING AT A POINT ON THE EAST RIGHT OF WAY LINE OF HIGHLAND AVENUE, AS DEDICATED BY DOCUMENT NO. R68-10071 RECORDED MARCH 22, 1968, AND THE NORTH LINE OF SAID LOT 7; THENCE EASTERLY ALONG SAID NORTH LINE, HAVING AN ILLINOIS EAST ZONE GRID BEARING OF 87 DEGREES 35 MINUTES 17 SECONDS EAST, AND A DISTANCE OF 20.02 FEET; THENCE SOUTH 04 DEGREES 57 MINUTES 24 SECONDS EAST 62.79 FEET; THENCE SOUTH 40 DEGREES 02 MINUTES 36 SECONDS WEST 28.28 FEET, TO A POINT ON SAID EAST RIGHT OF WAY LINE OF HIGHLAND AVENUE; THENCE NORTH 04 DEGREES 57 MINUTES 24 SECONDS WEST 83.68 FEET, ALONG SAID EAST RIGHT OF WAY LINE TO THE POINT OF BEGINNING IN DU PAGE COUNTY, ILLINOIS.

PIN: 06-29-301-011

Section 3: That this ordinance shall be subject to the following conditions:

- A. That the normal fee of \$150.00 to process the variation (151.56.D) shall be required and deposited into the Village's Stormwater Fund for the Salt Creek Watershed.
- B. That the normal fee in-lieu-of detention amount of \$51,030.00 (151.57) shall be required and deposited into the Village's Stormwater Fund for the Salt Creek Watershed.

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 _____, 2004.

First reading waived by action of the Board of Trustees this 19th day of August, 2004.

Passed on second reading this 19th day of August, 2004.

Ayes: Trustees Tross, Koenig, Sebby, Florey and Soderstrom

Nayes: None

Absent: Trustee DeStephano

Approved this 19th day of August, 2004.


William J. Mueller, Village President

ATTEST:


Barbara A. Johnson, Deputy Village Clerk