

ORDINANCE NO. 5792

AN ORDINANCE GRANTING A VARIATION OF THE LOMBARD CODE OF ORDINANCES CHAPTER 151 "FLOOD CONTROL"; SUBSECTIONS 151.55 "RETENTION/DETENTION BASINS" AND 151.57 "DETENTION VARIANCE FEE PROGRAM"

(BOT 06-01: 525 WEST ST. CHARLES ROAD & 42 SOUTH GLENVIEW AVENUE)

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"; Subsections 151.55 "Retention/Detention Basins" and 151.57 "Detention Variance Fee Program", and;

WHEREAS, a public hearing has been conducted by the Board of Trustees on January 5, 2006 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 requirements to provide stormwater detention on the subject property and to pay any fee in lieu of such detention.

Section 2: That this Ordinance is limited and restricted to the properties located at 525 W. St. Charles Road and 42 S. Glenview Avenue, Lombard, Illinois and legally described as follows:

THE WESTERLY 145.70 FEET (EXCEPT THE SOUTHERLY 20 FEET AND EXCEPT THAT PART DEEDED FOR ROADWAY PURPOSES BY DOCUMENT NO. R86-81725) OF LOT 10 IN E. W. ZANDER AND COMPANY'S ADDITION TO LOMBARD A SUBDIVISION OF PARTS OF SECTIONS 1 AND 12, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND PARTS OF SECTIONS 6 AND 7, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1906 AS DOCUMENT NO. 88217, IN DUPAGE COUNTY, ILLINOIS

AND

LOT 2 IN JORGENSON'S SUBDIVISION, BEING A SUBDIVISION IN THE NORTHEAST QUARTER OF SECTION 7 TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

CONTAINING TOTAL AREA 66,385.78 SQ. FT. (1.52 ACRES)

PIN'S: 06-07-103-014 & -018

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

1. The \$150 administrative fee for the variation shall be remitted for deposit into the Village's detention fund for the East Branch DuPage River watershed.
2. If a fourth house is proposed in the future by subdividing Lot 3, then either 0.5016 acre-ft of detention shall be provided on-site or a payment of \$81,259 shall be paid into the Village's stormwater detention fund for the East Branch DuPage River 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 _____, 2006.

First reading waived by action of the Board of Trustees this 5th day of January, 2006.

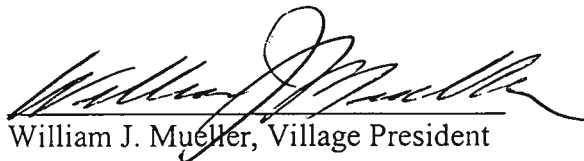
Passed on second reading this 5th day of January, 2006.

Ayes: Trustees Gron, Tross, O'Brien, Sebby, Florey and Soderstrom

Nayes: None

Absent: None

Approved by me this 5th day of January, 2006.



William J. Mueller, Village President

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ATTEST:

Brigitte O'Brien
Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 9th day of January, 2006.

Brigitte O'Brien
Brigitte O'Brien, Village Clerk