

ORDINANCE NO. 6371

**AN ORDINANCE APPROVING A VARIATION
OF THE LOMBARD ZONING ORDINANCE
TITLE 15, CHAPTER 155 OF THE CODE OF LOMBARD, ILLINOIS**

(ZBA 09-05; 460 S. Main Street, Lombard (Babcock's Grove) Cemetery)

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 R2 Single Family Residence District; and,

WHEREAS, an application has been filed with the Village of Lombard requesting a variation from Title 15, Chapter 155, Section 155.205(A)(1)(e)(4) of the Lombard Zoning Ordinance to allow supporting members of a fence in the clear line of sight area to exceed six inches (6") in width; and,

WHEREAS, a public hearing has been conducted by the Zoning Board of Appeals on June 24, 2009 pursuant to appropriate and legal notice; and,

WHEREAS, the Zoning Board of Appeals has forwarded its findings and recommendations to the Board of Trustees with a recommendation of denial of the requested variation; and,

WHEREAS, the President and Board of Trustees does not concur with the findings of the Zoning Board of Appeals; and

WHEREAS, the President and Board of Trustees have determined that it is in the best interest of the Village of Lombard to approve the requested variation.

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 Title 15, Chapter 155, Section 155.205(A)(1)(e)(4) of the Lombard Zoning Ordinance to allow supporting members of a fence in the clear line of sight area to exceed six inches (6") in width; and,

SECTION 2: This ordinance is limited and restricted to the property generally located at 460 S. Main Street, Lombard, Illinois, and legally described as follows:

BLOCK 21 IN GREEN VALLEY, BEING A SUBDIVISION IN SECTIONS 7 AND 18, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE VILLAGE OF LOMBARD, ACCORDING TO THE PLATE THEREOF RECORDED JULY 25, 1941 AS DOCUMENT NO. 465288, EXCEPTING THEREFROM THAT PART MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE MOST NORTHEASTERLY CORNER OF SAID BLOCK 21 AND RUNNING THENCE S00'25'38"E ALONG THE EASTERLY LINE OF SAID BLOCK 21 A DISTANCE OF 10.00 FEET; THENCE S88'55'56"W, 216.43 FEET TO THE POINT OF BEGINNING; THENCE S00'46'58"E, 247.83 FEET; THENCE S88'55'56"W, 10.00 FEET; THENCE N00'46'58"W, 247.83 FEET; THENCE N88'55'56"E, 10.00 FEET TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

Parcel No: 06-07-410-001,002

SECTION 3: 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 _____, 2009.

First reading waived by action of the Board of Trustees this 20th day of August, 2008.

Passed on second reading this 20th day of August, 2009.

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

Nayes: None

Absent: Trustees Moreau

Approved this 20th day of August, 2009.


William J. Mueller, Village President

Ordinance No. 6371
Re: ZBA 09-05
Page 3

ATTEST:



Brigitte O'Brien, Village Clerk

Published by me this 27th day of August, 2009.



Brigitte O'Brien, Village Clerk