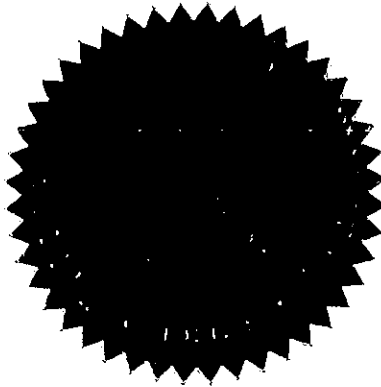


ORDINANCE 5155  
5156  
5157  
5158

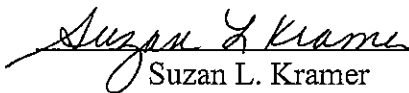
**PAMPHLET**

ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT  
ORDINANCE ANNEXING CERTAIN TERRITORY  
REZONING  
CONDITIONAL USE-OUTDOOR SEATING, DRIVE THROUGH ESTABLISHMENT

920 E. ROOSEVELT ROAD  
(18W648 ROOSEVELT ROAD)



PUBLISHED IN PAMPHLET FORM THIS 27 th DAY OF June, 2002.  
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,  
DUPAGE COUNTY, ILLINOIS.

  
Suzan L. Kramer  
Village Clerk

**ORDINANCE 5155**

**AN ORDINANCE AUTHORIZING THE  
EXECUTION OF AN ANNEXATION AGREEMENT**

(PC 02-18: 920 E. Roosevelt Road- Zelly's Hot Dogs)

(See also Ordinance No.(s)5156, 5157, 5158 )

WHEREAS, it is in the best interest of the Village of Lombard, DuPage County, Illinois that a certain Annexation Agreement (hereinafter the "Agreement") pertaining to the property generally located at 920 E. Roosevelt Road, Lombard, Illinois, (PIN 06-16-311-011) to be entered into; and,

WHEREAS, the Agreement has been drafted and a copy is attached hereto and incorporated herein as Exhibit "A"; and,

WHEREAS, the developer and the legal owners of the lots of record, which are the subject of said Agreement, are ready, willing and able to enter into said Agreement and to perform the obligations as required thereunder; and,

WHEREAS, the statutory procedures provided in Chapter 65 ILCS 5/11-15.1-1 through 5/11-15.1-5, as amended, for the execution of said Agreement have been complied with; a hearing on said Agreement having been held, pursuant to proper notice, by the President and Board of Trustees on June 6, 2002.

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 the Village President and Village Clerk be and hereby are authorized to sign and attest to the Agreement attached hereto and marked Exhibit "A", by and between the Village of Lombard; and,

**SECTION 2:** This ordinance is limited and restricted to the property generally located at 920 E. Roosevelt Road, Lombard, Illinois, (PIN 06-16-311-011) containing .44 acres more or less and legally described as follows:

LOT 8 IN BLOCK 7 IN A.T. MCINTOSH AND CO'S WESTOWN LANDS SUBDIVISION BEING A SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 12, 1951, AS DOCUMENT NO. 625824, IN DU PAGE COUNTY, ILLINOIS.

SECTION 3: 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 6th day of June, 2002.

First reading waived by action of the Board of Trustees this \_\_\_ day of \_\_\_\_\_, 2002.

Passed on second reading this 20th day of June, 2002.

President Mueller,  
Ayes: Trustees DeStephano, Tross, Koenig, Sebby, Florey, Soderstrom

Nays: None

Absent: None

Approved this 20th day of June, 2002.

  
William J. Mueller, Village President

ATTEST:

  
Suzan L. Kramer, Village Clerk

**ORDINANCE 5156**

**AN ORDINANCE ANNEXING CERTAIN TERRITORY  
TO THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS**

(PC 02-18: 920 E. Roosevelt Road- Zelly's Hot Dogs)

(See also Ordinance No.(s) 5155, 5157, 5158)

WHEREAS, a written petition, signed by the legal owners and electors of record of all land within the territory hereinafter described, has been filed with the Village Clerk of the Village of Lombard, DuPage County, Illinois, requesting that said territory be annexed to the Village of Lombard; and,

WHEREAS, the said territory is not within the corporate limits of any municipality, but is contiguous to the Village of Lombard; and,

WHEREAS, all notices of said annexation, as required by (Chapter 65 ILCS 5/7-1-1), have been given to the appropriate parties in a timely manner as required by Statute (copies of said Notices being attached hereto as Exhibit "A", and made part hereof).

WHEREAS, it is in the best interest of the Village of Lombard that said territory be annexed thereto.

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 the territory described in Section 2 below be and the same is hereby annexed to the Village of Lombard, DuPage County, Illinois, pursuant to (Chapter 65 ILCS 5/7-1-8).

SECTION 2: This ordinance is limited and restricted to the property indicated on the attached Plat of Annexation attached hereto as Exhibit "B", and generally located generally at 920 E. Roosevelt Road, Lombard, Illinois containing .44 acres more or less and legally described as follows:

LOT 8 IN BLOCK 7 IN A.T. MCINTOSH AND CO'S WESTOWN LANDS  
SUBDIVISION BEING A SUBDIVISION OF PART OF THE WEST ½ OF THE

Ordinance No. 5156  
Re: PC 02-18  
Page 2

SOUTHWEST ¼ OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 12, 1951, AS DOCUMENT NO. 625824, IN DU PAGE COUNTY, ILLINOIS.

Property Index Number: 06-16-311-011

SECTION 3: The new boundary of the Village of Lombard shall extend to the far side of any adjacent rights-of-way, and shall include all of every right-of-way within the area annexed hereby.

SECTION 4: The Village Clerk is hereby directed to record with the Recorder of Deeds and to file with the County Clerk, a certified copy of this Ordinance, and the original Plat of Annexation.

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 6th day of June, 2002.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

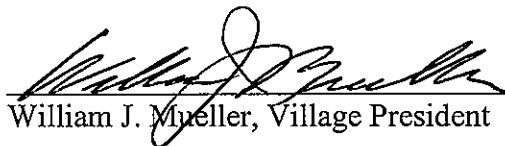
Passed on second reading this 20th day of June, 2002.

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

Nays: None

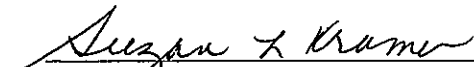
Absent: None

Approved this 20th day of June, 2002.

  
William J. Mueller, Village President

Ordinance No. 5156  
Re: PC 02-18  
Page 3

ATTEST:

  
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Suzan E. Kramer, Village Clerk

**ORDINANCE 5157**

**AN ORDINANCE APPROVING A MAP AMENDMENT (REZONING)  
TO THE LOMBARD ZONING ORDINANCE  
TITLE 15, CHAPTER 155 OF THE CODE OF LOMBARD, ILLINOIS**

(PC 02-18: 920 E. Roosevelt Road- Zelly's Hot Dogs)

(See also Ordinance No.(s) 5155, 5156, 5158)

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, an application has heretofore been filed requesting a map amendment for the purpose of rezoning the property described in Section 2 hereto from R1 Single-Family Residence District to the B3 Community Shopping District; and,

WHEREAS, a public hearing thereon has been conducted by the Village of Lombard Plan Commission on May 20, 2002, 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 rezoning 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 Title 15, Chapter 155 of the Code of Lombard, Illinois, otherwise known as the Lombard Zoning Ordinance, be and is hereby amended so as to rezone the property described in Section 2 hereof from R1 Single-Family Residence District to the B3 Community Shopping District.

**SECTION 2:** The map amendment is limited and restricted to the property located at 920 E. Roosevelt Road, Lombard, Illinois, and legally described as follows:

SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 12, 1951, AS DOCUMENT NO. 625824, IN DU PAGE COUNTY, ILLINOIS.

Parcel Numbers: 06-16-311-011  
(Hereinafter the "Subject Property").

SECTION 3: That the official zoning map of the Village of Lombard be changed in conformance with the provisions of this ordinance.

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 6th day of June, 2002.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_,

Passed on second reading this 20th day of June, 2002.

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


Nays: None

Absent: None

Approved this 20th day of June, 2002.

  
William J. Mueller, Village President

ATTEST:

  
Suzan L. Kramer, Village Clerk



**ORDINANCE NO. 5158**

**AN ORDINANCE GRANTING CONDITIONAL USES PURSUANT TO  
TITLE 15, CHAPTER 155, SECTIONS 155.414.C AND GRANTING A  
VARIATION TO TITLE 15, CHAPTER 153, SECTION 153.207 (G) OF THE  
LOMBARD SIGN ORDINANCE**

(PC 02-18: 920 E. Roosevelt Road-Zelly's Hot Dogs)

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 President and Board of Trustees of the Village of Lombard have heretofore adopted the Lombard Sign Ordinance, otherwise known as Title 15, Chapter 153 of the Code of Lombard, Illinois; and,

WHEREAS, the subject property is zoned B3 Community Commercial District; and,

WHEREAS, an application has been filed requesting approval of conditional uses for outdoor seating and a drive/through establishment/service; and,

WHEREAS, said application also requests a variation from Section 153.207(G) to allow for signs painted directly on walls; and,

WHEREAS, a public hearing on such application has been conducted by the Village of Lombard Plan Commission on May 20, 2002 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 uses and a variation 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 Conditional Uses are hereby granted for the property described in Section 4 below and pursuant to Title 15, Chapter 155, Section 414 C of the Lombard Zoning Ordinance so as to allow for outdoor seating and a drive-through establishment/service.

SECTION 2: That a variation is hereby granted for the property described in Section 4 below and pursuant to Title 15, Chapter 153, Section 207 (G) of the Lombard Sign Ordinance to allow for signs painted directly on walls.

SECTION 3: That this ordinance is limited and restricted to the property generally located at 920 E. Roosevelt Road, Lombard, Illinois and legally described as follows:

LOT 8 IN BLOCK 7 IN A.T. MCINTOSH AND CO'S WESTOWN LANDS SUBDIVISION BEING A SUBDIVISION OF PART OF THE WEST ½ OF THE SOUTHWEST ¼ OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 12, 1951, AS DOCUMENT NO. 625824, IN DU PAGE COUNTY, ILLINOIS.

Parcel Number: 06-16-311-011

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

1. That two handicapped accessible parking spaces are provided and properly designated on the site.
2. The petitioner shall apply for and receive a new Certificate of Occupancy for the subject property.

3. The variation to allow for signs to be painted directly on the walls of the building shall be valid until such time that the property ownership changes or the business use changes.

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 6th day of June, 2002.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

Passed on second reading this 20th day of June, 2002.

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

Nayes: None

Absent: None

Approved this 20th day of June, 2002.

  
William J. Mueller, Village President

ATTEST:

  
Suzan L. Kramer, Village Clerk

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