

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) X *Waiver of First Requested*
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES
FROM: Scott R. Niehaus, Village Manager
DATE: May 27, 2015 (B of T) Date: June 18, 2015
TITLE: BOT 14-02; Repeal of Approvals of an Annexation Agreement,
Annexation, and Map Amendment (Rezoning) – 1200 & 1204 High Ridge
Road
SUBMITTED BY: Department of Community Development *WFO*

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration an Ordinance repealing in their entirety Ordinances 7038, 7039 and 7040, which annexed the properties at 1200 and 1204 High Ridge Road. (UNINCORPORATED/DISTRICT #6)

Staff requests a waiver of first reading of the Ordinance.

Fiscal Impact/Funding Source:

Review (as necessary):
Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: Scott R. Niehaus, Village Manager

FROM: William J. Heniff, AICP, Director of Community Development *WJH*

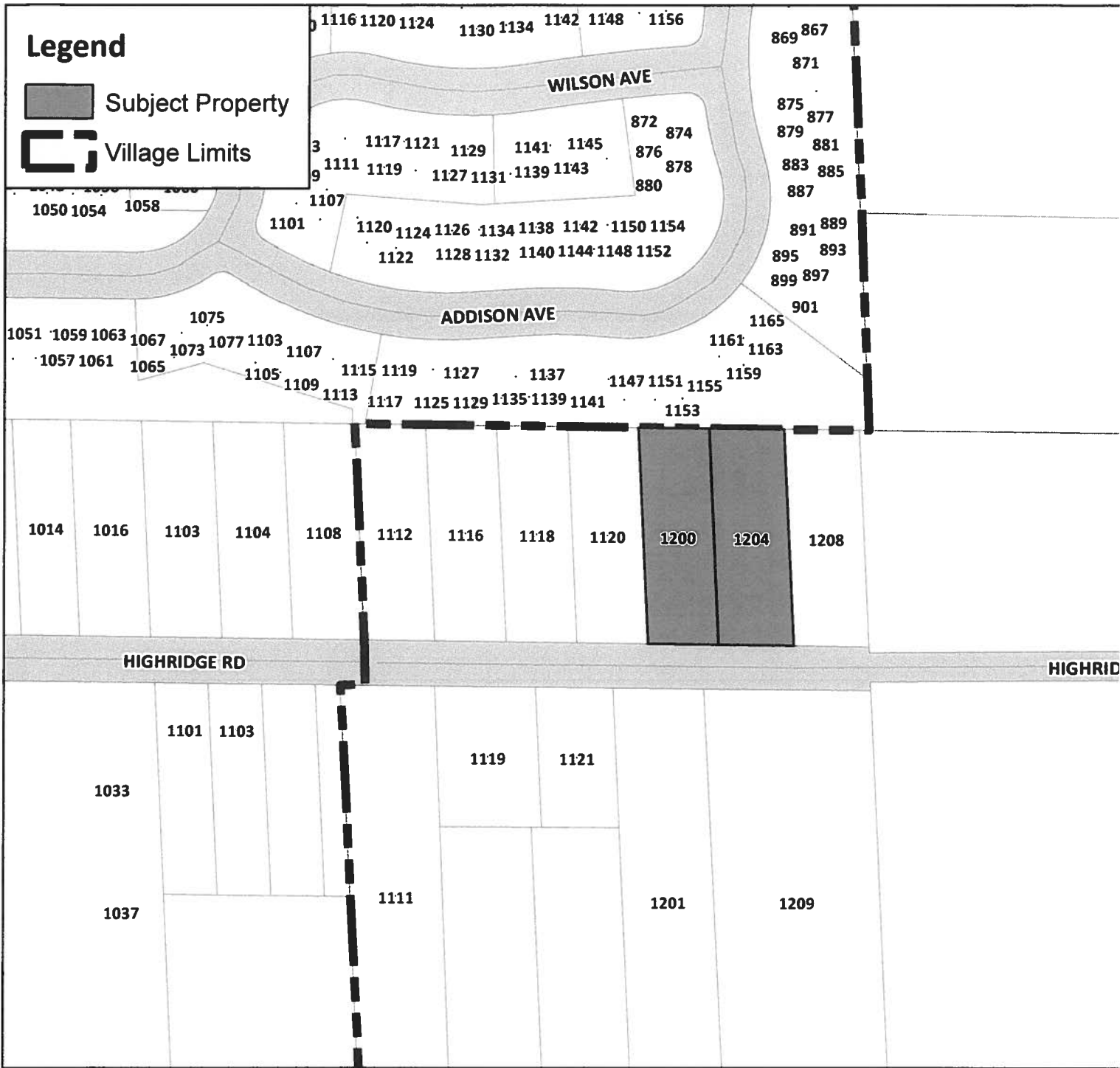
DATE: June 18, 2015

SUBJECT: BOT 14-02; Repeal of Approvals of an Annexation Agreement, Annexation, and Map Amendment (Rezoning) – 1200 & 1204 High Ridge Road

At the January 8, 2015 Board of Trustees meeting the properties at 1200 and 1204 High Ridge Road were annexed into the Village of Lombard and rezoned to R-1. Per the annexation agreement, the property owner was to extend utilities to the properties along High Ridge Road.

The property owner has expressed their desire to not proceed with the project, as stated in the attached letter. Also, per the annexation agreement, the property owner has reimbursed the Village for attorney fees.

Please find an Ordinance repealing Ordinances 7038, 7039 and 7040 for Village Board consideration as part of the June 18, 2015 Board meeting. Staff requests a waiver of first reading.



PC 14-29: 1200 High Ridge Road (06-16-400-001) and 1204 High Ridge Road (06-16-400-002)

ORDINANCE NO. _____

AN ORDINANCE REPEALING IN THEIR ENTIRETY ORDINANCES 7038, 7039 AND 7040, WHICH ANNEXED THE PROPERTIES AT 1200 AND 1204 HIGH RIDGE ROAD, LOMBARD, ILLINOIS

BOT 14-02: 1200 and 1204 High Ridge Road

WHEREAS, on January 8, 2015, the President and Board of Trustees adopted Ordinances 7038, 7039 and 7040 approving an annexation and zoning relief for the properties commonly known as 1200 and 1204 High Ridge Road (collectively the "Property"), legally described as follows:

LOT 14 AND THE WEST ½ OF LOT 15 IN YORK TOWNSHIP SUPERVISOR'S ASSESSMENT PLAT NO. 2, ALSO KNOWN AS WESTMORE LANDS PART OF THE SOUTH ½ OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 23, 1943 AS DOCUMENT NO. 453576, IN DUPAGE COUNTY, ILLINOIS

Parcel Identification Number(s): 06-16-400-001 and -002

WHEREAS, Ordinances 7038, 7039 and 7040 required the property owners to extend utilities to the Property; and

WHEREAS, the property owners have expressed a desire to not proceed with the utility extension project to the Property;

WHEREAS, the President and Board of Trustees find that the Property would be in violation of the Annexation Agreement without the utility extension; and

WHEREAS, it is in the best interest of the Village of Lombard that Ordinances 7038, 7039 and 7040 are repealed.

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 Ordinances 7038, 7039 and 7040 are hereby repealed in their entirety, and is null and void.

SECTION 2: The repealed Ordinances shall no longer be in full force and effect from and after this passage and approval as provided by law.

Passed on first reading this _____ day of _____, 2015.

Ordinance No. _____
Re: BOT 14-02 (1200 and 1204 High Ridge Road)
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First reading waived by action of the Board of Trustees this _____ day of _____, 2015.

Passed on second reading this _____ day of _____, 2015.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2015.

Keith T. Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published this _____ day of _____, 2015.

Sharon Kuderna, Village Clerk

Thursday, April 16, 2015 . .

Attention: Jennifer Ganser

Assistant Director of Community Development
Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148

Sub: Annexation and rezoning of 1200 & 1204 (Houses) at High Ridge Road

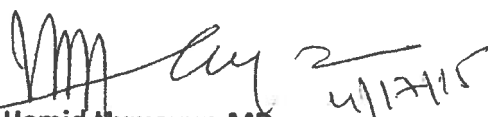
Dear Ms. Ganser,

This is to bring to your notice that the above properties at High Ridge Rd. will not be annexed into the village of Lombard due to very high cost of utility work.

We request the Village Board of Trustees to repeal the ordinances previously granted for 1200 & 1204 High Ridge Road.

We have reimbursed the Village for out of pocket costs incurred, as requested.

Thanks. Best regards.


Dr. Hamid Numayun, MD. 4/17/15