

## MEMORANDUM

**TO:** William T. Lichter, Village Manager

**FROM:** David A. Hulseberg, AICP, Director of Community Development

**DATE:** September 16, 2004

**SUBJECT:** **Extension of Ordinance 5358 (PC 03-27; 240 Progress Road)**

### **Background:**

The Board of Trustees approved Ordinance 5358 (PC 03-27) on September 18, 2003 which granted conditional use approval for a planned development for the property at 240 Progress Road. Per the conditional use provisions, if construction has not begun within one (1) year from the date of approval, the conditional use is null and void unless an extension is granted by the Board of Trustees.

After being advised that the conditional use was about to expire, the petitioner submitted a letter requesting an extension of the conditional use. Staff believes that granting an extension is in the best interest of the Village, provided that the petitioner adhere to conditions incorporated in the Ordinance 5358.

### **Recommendation**

Staff recommends that the Village Board approve an Ordinance extending the time period for construction of the conditional use an additional twelve months, until September 18, 2005. A copy of Ordinance 5358 is also attached.