

ORDINANCE NO. 5756

**AN ORDINANCE GRANTING
A TIME EXTENSION OF ORDINANCE 5560**

(PC 04-25: V-Land Highland/Roosevelt Planned Development (the Southwest Corner of
Roosevelt Road and Highland Avenue))

WHEREAS, on October 7, 2004, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5560 granting conditional use approval for a planned development with a deviations from Sections 155.706 (C) and 155.709 (B) of the Zoning Ordinance reducing the required perimeter parking lot landscaping from five feet (5') to zero feet (0') to provide for shared cross-access and parking; deviations from Section 153.505 (B)(17)(a)(2) of the Sign Ordinance to allow for more than one wall sign on a street frontage and a deviation from Section 153.505 (B)(17)(b)(2) of the Sign Ordinance to allow for more than one wall sign for interior tenants; and a conditional uses for a drive-through facility and for an outdoor dining/service establishment for the properties located at 201, 205 and 211 E. Roosevelt Road; 1200 South Highland Av.; and 112-116 & 120-124 E. 13th Street (hereinafter the "Subject Properties"; and

WHEREAS, pursuant to Section 155.103 (F)(11) of the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois, conditional uses are null and void if construction is not substantially underway within one year from the date of granting thereof, unless further action is taken by the Village Board; and,

WHEREAS, while the owner has secured title to the Subject Property and has razed the existing structures on the property, construction has not commenced and no building permit has been issued for the development granted by Ordinance 5560; and,

WHEREAS, the Village has received a letter requesting an extension of Ordinance 5560; and,

WHEREAS, the President and Board of Trustees have determined that it is in the best interests of the Village of Lombard to grant said extension.

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: Ordinance 5560 is hereby amended and extended and shall be null and void unless a building permit is obtained and the project is substantially underway within twelve (12) months of the date of adoption of this Ordinance.

SECTION 2: That all other provisions associated with Ordinance 5560 shall remain in full force and effect.

SECTION 3: That the property owner shall fine grade, place topsoil and seed and maintain the property until such time that construction commences on the property.

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 20th day of October, 2005.

First reading waived by action of the Board of Trustees this _____ day of _____, 2005.

Passed on second reading this 3rd day of November, 2005.

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

Nayes: None

Absent: Trustee Tross

Approved by me this 3rd day of November, 2005.


William J. Mueller, Village President

Ordinance No. 5756
Re: PC 04-25 – Extension
Page 3

ATTEST:



Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 7th day of November, 2005.



Brigitte O'Brien, Village Clerk