

ORDINANCE NO. 4676

**AN ORDINANCE GRANTING A VARIATION OF THE
THE LOMBARD CODE OF ORDINANCES
CHAPTER 151 "FLOOD CONTROL";
SUBSECTION 151.55 "RETENTION/DETENTION BASINS"**

(BOT 99-04: 101-125 S. Main St., Lombard, IL)

WHEREAS, the President and Board of Trustees of the Village of Lombard have heretofore adopted the Code of Lombard, Illinois, and;

WHEREAS, a request has been made for the Village of Lombard to grant a variation from Chapter 151 "Flood Control"; Subsection 151.55 "Retention/Detention Basins".

WHEREAS, a public hearing has been conducted by the Board of Trustees on July 15, 1999 pursuant to appropriate and legal notice; and

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of staff 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 a variation is hereby granted from the provisions of Chapter 151 of the Code of Lombard, Illinois, for the property described in Section 2 below to allow the adaptive reuse of the DuPage Theater and Shops and construction of a 40,000 +/- square foot addition and a parking lot with 74 spaces, labeled as "Big Idea Productions corporate headquarters, a Veggie Tale retail store, private and public Events Theater, and commercial storefronts" on the site plan as drawn by Terra Engineering LTD., dated April 9, 1999 and revised June 24, 1999 without the required post-development stormwater detention storage volume and release rate.

Section 2: That this ordinance is limited and restricted to the property generally located at 101-125 S. Main St., Lombard, IL and legally described as follows:

THAT PART OF BLOCK 22 IN TOWN OF "LOMBARD", BEING A SUBDIVISION IN SECTIONS 5, 6, 7, 8 AND 18, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF MAIN STREET, 599.0 FEET NORTH OF THE SOUTHWEST CORNER OF SAID BLOCK 22 AND RUNNING THENCE EASTERLY TO A POINT ON THE CENTER LINE OF SAID BLOCK 22 THAT IS 286.8 FEET SOUTH OF THE SOUTHERLY LINE OF PARKSIDE AVENUE, THENCE NORTH ON SAID CENTER LINE OF BLOCK 22, 286.8 FEET TO THE SOUTHERLY LINE OF SAID PARKSIDE AVENUE; THENCE SOUTHWESTERLY ALONG THE SOUTHERLY LINE OF SAID PARKSIDE AVENUE TO THE EAST LINE OF MAIN STREET; THENCE SOUTH ON THE EAST LINE OF MAIN STREET, 191.85 FEET TO THE PLACE OF BEGINNING, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 23, 1868 AS DOCUMENT 9483, IN DUPAGE COUNTY, ILLINOIS.

and

THE NORTH 100 FEET OF THE SOUTH 599 FEET OF THE WEST 258.4 FEET (EXCEPT THAT PART, IF ANY, FALLING IN THE EAST 258.4 FEET) OF BLOCK 22 OF THE TOWN OF LOMBARD, BEING A PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS.

and

THE NORTH 45 FEET OF LOT 1 IN JAMES' SUBDIVISION OF PART OF BLOCK 22 OF ORIGINAL TOWN OF LOMBARD, A SUBDIVISION OF PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF JAMES SUBDIVISION RECORDED FEBRUARY 15, 1924 AS DOCUMENT 174302, IN DUPAGE COUNTY, ILLINOIS.

Parcel Numbers: 06-08-111-030, 003 and (pt.) 004

Section 3: That this ordinance shall be subject to the following condition:

- A. That the normal fee of \$150.00 to process the variation (151.56.D) shall be waived.

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 _____ day of _____, 1999.

First reading waived by action of the Board of Trustees this 15th day of July, 1999.

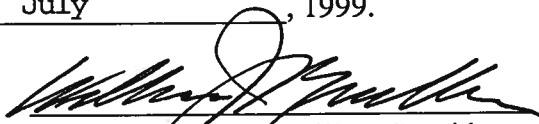
Passed on second reading this 1th day of July, 1999.

Ayes: Trustees Borgatell, Tross, Schaffer, Sebby, Florey and Kufrin

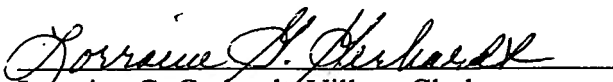
Nays: None

Absent: None

Approved this 15th day of July, 1999.


 William J. Mueller, Village President

ATTEST:


 Lorraine G. Gerhardt, Village Clerk