

ORDINANCE NO. 5576

**AN ORDINANCE GRANTING
A FURTHER EXTENSION OF ORDINANCES 5075 AND 5226 AND 5386**

(PC 02-01: St. Thomas Marthoma Church (710 North Main Street))

WHEREAS, on February 21, 2002, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5075 granting conditional use approval for a religious institution with a variation from Section 155.406 (G) for a church steeple exceeding the maximum building height and a variation from Section 155.406 (H) for a decrease in the 50% minimum lot area required to be preserved as open space, for the property at 710 North Main Street, Lombard, Illinois and located in an R2 Single Family Residential District; and,

WHEREAS, pursuant to Sections 155.103 (C)(10) and 155.103 (F)(11) of the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois, variations and 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, the President and Board of Trustees adopted Ordinance 5226 on January 16, 2003, granting an amendment to Ordinance 5075 which extended the period in which the petitioner shall obtain a building permit and start the associated project for a one-year period; and

WHEREAS, the President and Board of Trustees adopted Ordinance 5386 on November 18, 2003, granting an amendment to Ordinance 5075 which extended the period in which the petitioner shall obtain a building permit and start the associated project for a one-year period; and

WHEREAS, the subject property has been used by the Illinois Department of Transportation (IDOT) for the purposes of facilitating construction activities for the North Avenue widening project; and

WHEREAS, said activities by IDOT has precluded the petitioner from proceeding with construction activities as approved by the Village; and

WHEREAS, construction has not commenced and no building permit has been issued for the conditional use granted by Ordinances 5075, 5226 and 5386; and

WHEREAS, the Village has received a letter requesting a further extension of Ordinances 5075, 5226 and 5386; 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: Ordinances 5075, 5226 and 5386 are hereby further 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, and all construction is completed per the approved plans within eighteen (18) months from the date of adoption of this Ordinance.

SECTION 2: That all other provisions associated with Ordinances 5075, 5226 and 5386 shall remain in full force and effect.

SECTION 3: 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 _____, 2004.

First reading waived by action of the Board of Trustees this 18th day of November, 2004.

Passed on second reading this 18th day of November, 2004.


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

Nayes: None

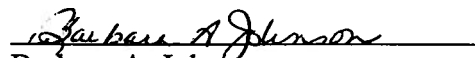
Absent: None

Approved by me this 18th day of November, 2004.

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William J. Mueller
Village President

ATTEST:


Barbara A. Johnson
Deputy Village Clerk

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