

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

068507

 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: William T. Lichter, Village Manager

DATE: September 7, 2006 (COW)(B of T) September 21, 2006

TITLE: An Ordinance Amending Title 1, Chapter 14, Section 14.01 and Title 15, Chapter 150, Section 150.141(W) of the Lombard Village Code in Regard to Governmental Entities and the Waiver of Certain Village Code Requirements

SUBMITTED BY: Leonard J. Flood, Director of Finance

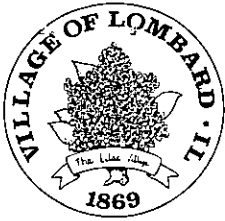
BACKGROUND/POLICY IMPLICATIONS:

The attached ordinance is presented for approval to clean-up an inconsistency between two sections of the Lombard Village Code. A staff report on the matter is attached.


Review (as necessary):

Village Attorney X	_____	Date	_____
Finance Director X	<i>Leonard J. Flood</i>	Date	<i>9/8/06</i>
Village Manager	<i>David A. ...</i>	Date	<i>9/13/06</i>

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.



To: William T. Lichter
Village Manager

From: Leonard J. Flood 
Director of Finance

Date: September 7, 2006

Subject: Revision to the Lombard Village Code as it Relates to Waiver of Fees for
Governmental Entities

Recently, some confusion arose regarding the waiver of fees for the Lombard Park District as it related to the new Sprinkler Park on St. Charles Road. Title XV, Chapter 150.141 (W) states that "Any governmental agency making application for a building permit ...may request a waiver of permit fees by the Corporate Authorities of the Village of Lombard. Upon written notification to the Fire Chief ... the Corporate Authorities may waive any portion of permit fees only." I could find not specific board action where this waiver of fees had occurred.

When I checked further as to why the permit fees were waived for this permit by BIS, the Fire Chief Seagraves cited Title I, Chapter 14.01 which states that "Building and construction permit fees, engineering review fees and Plan Commission and Zoning Board of Appeals filing fees, as provided for in this Code, shall be waived relative to projects being constructed by, and submittals being made by, units of local government (as defined by Article VII, Section 1 of the 1970 Illinois Constitution) and school districts.

The Village Attorney has drafted the attached ordinance which cleans up the inconsistency between the various Village Code sections so that fee waivers for units of local government and school districts are automatically waived.

c. David Hulseberg, Assistant Village Manager
Ed Seagraves, Fire Chief

H:\HOME\FLOOD\WORD\USERS\FLOOD\Fee Waivers for Units of Government

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 1, CHAPTER 14, SECTION 14.01
AND TITLE 15, CHAPTER 150, SECTION 150.141(W) OF THE
LOMBARD VILLAGE CODE IN REGARD TO GOVERNMENTAL ENTITIES
AND THE WAIVER OF CERTAIN VILLAGE CODE REQUIREMENTS**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title 1, Chapter 14, Section 14.01 of the Lombard Village Code is hereby amended by adding the following to the end thereof:

“The waiver provided for by this Section shall not include actual out-of-pocket expenses incurred by the Village, which shall be reimbursed to the Village.”

SECTION 2: That Title 15, Chapter 150, Section 150.141(W) of the Lombard Village Code is amended to read in its entirety as follows:

“(W) GOVERNMENT ENTITIES. Requirements relative to fees, bonds and letters of credit shall be waived in accordance with Sections 14.01 and 14.02 of this Code.”

SECTION 3: That 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 _____, 2006.

First reading waived by action of the Board of Trustees this _____ day of _____, 2006.

Passed on second reading this _____ day of _____, 2006,
pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2006.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

Published by me in pamphlet form this _____ day of _____,
2006.

Brigitte O'Brien
Village Clerk