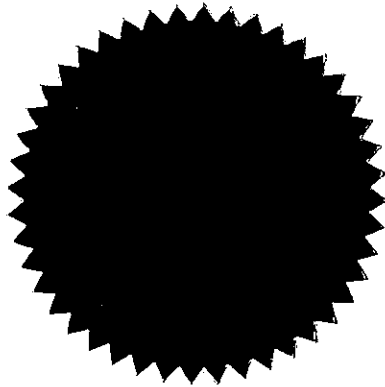


ORDINANCE 5211

PAMPHLET

VARIATION FROM CHAPTER 151, SECTION 151.55  
STORMWATER DETENTION/RETENTION BASIN REQUIREMENT  
451 E. NORTH AVENUE



PUBLISHED IN PAMPHLET FORM THIS 11<sup>th</sup> DAY OF November, 2002  
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,  
DUPAGE COUNTY, ILLINOIS.

*Suzan L. Kramer*  
Suzan L. Kramer  
Village Clerk

**ORDINANCE NO. 5211**

**AN ORDINANCE GRANTING A VARIATION FROM THE PROVISIONS OF CHAPTER 151, SECTION 151.55 OF THE LOMBARD VILLAGE CODE IN REGARD TO THE STORMWATER DETENTION/RETENTION BASIN REQUIREMENT**

(BOT 02-24: 451 E. North Avenue, Lombard, Illinois)

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" to waive the stormwater detention requirements for a temporary access driveway; and

WHEREAS, a public hearing has been conducted by the Board of Trustees on September 5, 2002 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: The variation is hereby granted from the provisions of Chapter 151, Section 151.55 of the Lombard Village Code, to the owner(s) of the property described in Section 2 below, and subject to the conditions set forth in Section 3 below, so as to allow for the construction of a temporary access driveway upon said property without need to construct the required stormwater detention basin.

Section 2: This ordinance is limited and restricted to the property generally known as a vacant lot at 451 E. North Avenue (immediately east of Casey's Restaurant & Bar at 415 E. North Avenue), Lombard, Illinois and legally described as follows:

LOT 1 IN HUGHES' RESUBDIVISION OF LOTS 1, 2, 3, 4, 5 AND 6 (EXCEPT THE EAST PART OF THE NORTHEAST 1/4 OF SECTION 5, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE NORTH LINE OF THE SUBDIVISION ENTITLED LOMBARD VISTA, AS DOCUMENT 243024, ACCORDING TO THE PLAT OF SAID "LOMBARD HEIGHTS" RECORDED DECEMBER 28, 1953 AS DOCUMENT 704196, AND THE CERTIFICATE OF CORRECTION RECORDED JUNE 9, 1955 AS DOCUMENT 760296, IN DU PAGE COUNTY, ILLINOIS.

Section 3: The variation provided for in Section 1 of this Ordinance shall be subject to the following conditions:

- A) The normal administrative fee of \$150.00 that is required to process the variation (§151.56 D) must be deposited into the Village's Salt Creek Watershed Improvement Account.
- B) The normal variation fee of \$2,000 based on a minimum population equivalency (PE) of 20 and \$100 per PE (§151.56 I) is waived.

- C) A letter of credit or cash bond in the amount of \$14,408.18 shall be submitted to the Village prior to issuing a building permit. This amount is based on the Village's Detention Variance Fee Program (§151.57) and shall guarantee that the pavement and at least 4-1/2" of base stone shall be removed and the area restored with 6" of topsoil and seed by December 31, 2005. This amount shall become a non-refundable deposit into the Village's Salt Creek Watershed Improvements Account after that date if the area has not been restored. In the event that the area is so restored, the letter of credit or cash bond, as the case may be, shall be returned to the property owner(s) (petitioner) and the variation provided for in Section 1 above shall become null and void, as it will no longer be required with the removal of the temporary access drive.

- D) The existing billboard at 415 E. North Avenue shall be completely removed by the owner prior to starting work on the temporary access driveway.

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 \_\_\_\_\_, 2002.

First reading waived by action of the Board of Trustees this 7<sup>th</sup> day of November, 2002.

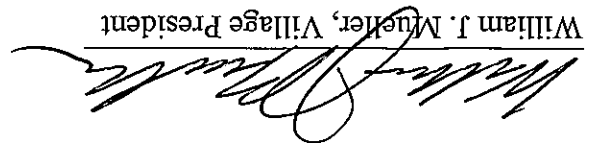
Passed on second reading this 7<sup>th</sup> day of November, 2002.

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

Nays: None

Absent: None

Approved this 7<sup>th</sup> day of November, 2002.

  
William J. Muehler, Village President

ATTEST:

Suzanne L. Kramer, Village Clerk  
*Suzanne L. Kramer*

Published by me in pamphlet form this 11th day of  
November, 2002.

Suzanne L. Kramer, Village Clerk  
*Suzanne L. Kramer*

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