

ORDINANCE NO. 6936

**AN ORDINANCE GRANTING A TIME EXTENSION TO
ORDINANCE 6817 GRANTING A CONDITIONAL USE PURSUANT
TO TITLE 15, CHAPTER 155, SECTION 155.417(G)(2) OF THE
LOMBARD ZONING ORDINANCE**

(PC 13-05; 352 E. Roosevelt Road, Maxfield's Restaurant)

WHEREAS, on May 2, 2013, the President and Board of Trustees of the Village of Lombard adopted Ordinance 6817 which granted approval of a conditional use pursuant to Title 15, Chapter 155, Section 417(G)(2) of the Lombard Village Code to provide for an outside service area for outdoor dining; 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, construction has not commenced and no building permit has been issued for the development granted by Ordinance 6817; and

WHEREAS, the Village has received a letter from the owner/operator requesting a time extension of said Ordinance; 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 6817 is 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 expiration date of this Ordinance (i.e., May 2, 2015).

SECTION 2: That all other provisions associated with Ordinance 6817 not amended by this Ordinance shall remain in full force and effect.

SECTION 3: That this Ordinance is limited and restricted to the property located at 352 E. Roosevelt Road, Lombard, Illinois and legally described as follows:

**LOT 1 OF NOLDEN'S ASSESSMENT PLAT, BEING THE EAST 220.00 FEET
OF THE SOUTH 350.00 FEET OF THE SOUTHWEST QUARTER OF SECTION
17, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL
MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.**

Parcel Number: 06-17-316-007; (the "Subject 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 ____ day of _____, 2014.

First reading waived by action of the Board of Trustees this 17th day of April, 2014.


Passed on second reading this 17th day of April, 2014.

Ayes: Trustee Fugiel, Foltyniewicz, Breen, Fitzpatrick and Ware

Nays: None

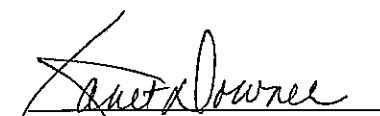
Absent: Whittington

Approved this 17th day of April, 2014.




Keith T. Giagnorio
Village President

ATTEST:



Janet Downer
Deputy Village Clerk

Published by me in pamphlet form on this 18th day of April, 2014.



Janet Downer
Deputy Village Clerk