

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
APR. 17, 2009 3:30 PM
OTHER 06-20-204-008
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ORDINANCE 6287

1/5
**GRANTING A CONDITIONAL USE PURSUANT TO TITLE 15,
CHAPTER 155, SECTION 155.417(G)(2)(a)(6) OF THE
LOMBARD ZONING ORDINANCE**

Address: 801 E. Roosevelt Road, Lombard, IL

PIN: 06-20-204-008

Return To:

**Village of Lombard
Department of Community Development
255 E. Wilson Avenue
Lombard, IL 60148**

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ORDINANCE NO. 6287

**AN ORDINANCE GRANTING A CONDITIONAL USE
PURSUANT TO TITLE 15, CHAPTER 155, SECTION
155.417(G)(2)(a)(6) OF THE LOMBARD ZONING ORDINANCE**

(PC 08-31: 801 E. Roosevelt Road)

WHEREAS, the President and Board of Trustees of the Village of Lombard have heretofore adopted the Lombard Zoning Ordinance, otherwise known as Title 15, Chapter 155 of the Code of Lombard, Illinois; and,

WHEREAS, the Subject Properties as defined below is zoned B4A – Roosevelt Road Corridor District; and,

WHEREAS, an application has been filed requesting approval of a conditional use, pursuant to Section 155.417(G)(2)(a)(6) of the Zoning Ordinance, to allow a restaurant, which includes entertainment, dancing, and/or amusement devices at the property described below in Section 5; and

WHEREAS, a public hearings on the forgoing application were conducted by the Village of Lombard Plan Commission on November 17, 2008 pursuant to appropriate and legal notice; and,

WHEREAS, the Plan Commission has filed its recommendations with the President and Board of Trustees recommending approval of the conditional uses described herein, subject to conditions; and,

WHEREAS, the President and Board of Trustees approve and adopt the findings and recommendations of the Plan Commission 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 from Section 155.417(G)(2)(a)(6) of the Zoning Ordinance, to allow for a restaurant, which includes entertainment, dancing, and/or

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amusement devices is hereby granted for the Property, as described in Section 2 below and subject to the conditions set forth in Section 3 below.

SECTION 2: The approval granted in Section 1 above shall be limited and restricted to the property located at 801 E. Roosevelt Rd, Lombard, Illinois and legally described as follows:

THAT PART OF THE EAST ½ OF THE NORTHEAST ¼ OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION , SAID POINT BEING 68.80 FEET SOUTH OF THE NORTHEAST CORNER THEREOF; THENCE WEST 298.00 FEET TO A POINT, SAID POINT BEING 66.18 FEET SOUTH OF THE NORTH LINE OF SAID SECTION ; THENCE SOUTH ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID SECTION 169.42 FEET; THENCE WEST 2.00 FEET TO A POINT THAT IS 235.60 SOUTH OF THE NORTH LINE OF SAID SECTION; THENCE SOUTH ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID SECTION 104.98 FEET; THENCE EAST ALONG A LINE PARALLEL WITH THE NORTH LINE OF SAID SECTION 300.00 FEET OF THE EAST LINE THEREOF; THENCE NORTH ALONG SAID EAST LINE 271.78 FEET TO THE PLACE OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

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SECTION 3: The conditional use, as provided for in Sections 1 of this Ordinance shall be granted subject to compliance with the following conditions:

1. Any music associated with the entertainment activity shall not extend beyond midnight on Friday or Saturday nights.
2. To ensure that the use/activity does not create a negative impact on adjacent residents, the petitioner shall manage the parking lot during the period in which the entertainment activity is occurring.

SECTION 4: This Ordinance, upon approval, shall be recorded by the Village with the Office of County Recorder.

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SECTION 5: 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 4th day of December, 2008.

First reading waived by action of the Board of Trustees this ____ day of _____, 2008.

Passed on second reading this 18th day of December, 2008, pursuant to a roll call vote as follows:

Ayes: Trustees Gron, Tross, Moreau, Fitzpatrick and Soderstrom

Nayes: None

Absent: Trustee O'Brien

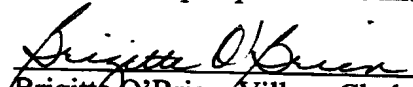
Approved by me this 18th day of December, 2008.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published in pamphlet from this 19th day of December, 2008


Brigitte O'Brien, Village Clerk



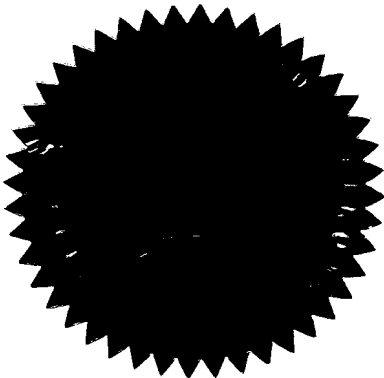
I, **Barbara A. Johnson**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

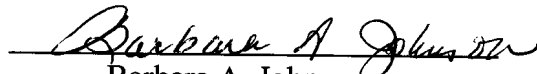
I further certify that attached hereto is a
copy of ORDINANCE 6287

GRANTING A CONDITIONAL USE PURSUANT TO
TITLE 15, CHAPTER 155, SECTION
155.417(G)(2)(a)(6) OF THE LOMBARD ZONING
ORDINANCE

of the said Village as it appears from the official records of said Village duly approved this 18th day of December, 2008.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 9th day of January, 2009.




Barbara A. Johnson
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois