

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
SEP. 02, 2009 3:43 PM
OTHER 03-32-301-039
006 PAGES R2009-136981

ORDINANCE 6355

**ORDINANCE GRANTING A FURTHER TIME EXTENSION
OF ORDINANCES 5358, 5550, 5717, 5918 and 6236**

PIN: ~~03-32-301-007~~ (part of)
NOW KNOWN AS: ~~03-32-301-039~~
03-32-301-039A

Address: 240 Progress Road, Lombard, IL 60148

Return To:

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

ORDINANCE NO. 6355

**AN ORDINANCE GRANTING
A FURTHER TIME EXTENSION OF ORDINANCES 5358, 5550, 5717 5918 AND 6236**

(PC 03-27: Terrace Lakes Planned Development (240 Progress Road))

WHEREAS, on September 18, 2003, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5358 granting conditional use approval for a planned development with a deviation from Section 155.418 (J) reducing the required transitional building setback yard; and a deviation from Section 155.418 (K) reducing the required transitional landscape yard, for the property at 240 Progress Road, Lombard, Illinois and located in the I Limited Industrial 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, on September 16, 2004, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5550 granting an extension to the conditional use approval for a one-year period; and,

WHEREAS, on September 15, 2005, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5717 granting an extension to the conditional use approval for a one-year period; and,

WHEREAS, on September 15, 2006, the President and Board of Trustees of the Village of Lombard adopted Ordinance 5918 granting an extension to the conditional use approval for a two-year period; and,

WHEREAS, on September 18, 2008, the President and Board of Trustees of the Village of Lombard adopted Ordinance 6236 granting an extension to the conditional use approval for a two-year period; and,

WHEREAS, construction has not commenced and no building permit has been issued for the development granted by Ordinances 5358, 5550, 5717 5918 and 6236; and,

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WHEREAS, the Village has received a letter requesting a further time extension of Ordinances 5358, 5550, 5717 5918 and 6236; 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 5358, 5550, 5717 5918 and 6236 are hereby 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.

SECTION 2: That all other provisions associated with Ordinances 5358, 5550, 5717 5918 and 6236 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 _____, 2009.

First reading waived by action of the Board of Trustees this 20th day of August, 2009.

Passed on second reading this 20th day of August, 2009.


Ayes: Trustees Gron, Tross, Wilson, Fitzpatrick and Ware

Nays: None

Absent: Trustee Moreau


Approved this 20th day of August, 2009.

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William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

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LEGAL DESCRIPTION

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 32 AND THE WEST RIGHT-OF-WAY OF GRACE STREET; THENCE SOUTH 89 DEGREES 51 MINUTES 48 SECONDS WEST, 1290.04 FEET ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 32 TO THE EAST LINE OF THE PROGRESS BUSINESS CENTER PER DOCUMENT R88-105071; THENCE SOUTH 00 DEGREES 31 MINUTES 43 SECONDS EAST, 461.62 FEET ALONG SAID EAST LINE OF THE PROGRESS BUSINESS CENTER TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 28 MINUTES 17 SECONDS EAST, 103.69 FEET; THENCE NORTH 25 DEGREES 48 MINUTES 04 SECONDS WEST, 83.62 FEET; THENCE NORTH 07 DEGREES 42 MINUTES 36 SECONDS WEST, 150.89 FEET; THENCE NORTH 53 DEGREES 17 MINUTES 01 SECONDS EAST, 91.47 FEET; THENCE NORTH 22 DEGREES 34 MINUTES 25 SECONDS EAST, 138.03 FEET TO A FLOOD CONTROL, STORM WATER DRAINAGE AND DETENTION EASEMENT RECORDED OCTOBER 13, 1993 PER DOC. R93-231749; THENCE SOUTH 73 DEGREES 10 MINUTES 54 SECONDS EAST, 221.80 FEET ALONG SAID FLOOD CONTROL, STORM WATER DRAINAGE AND DETENTION EASEMENT; THENCE SOUTH 35 DEGREES 38 MINUTES 17 SECONDS EAST, 386.43 FEET ALONG SAID FLOOD CONTROL, STORM WATER DRAINAGE AND DETENTION EASEMENT; THENCE SOUTH 54 DEGREES 21 MINUTES 43 SECONDS WEST, 459.10 FEET TO SAID FLOOD CONTROL, STORM WATER DRAINAGE AND DETENTION EASEMENT; THENCE SOUTH 89 DEGREES 28 MINUTES 17 SECONDS WEST, 235.50 FEET ALONG SAID FLOOD CONTROL, STORM WATER DRAINAGE AND DETENTION EASEMENT TO SAID EAST LINE OF PROGRESS BUSINESS CENTER; THENCE NORTH 00 DEGREES 31 MINUTES 43 SECONDS WEST, 240.00 FEET ALONG SAID EAST LINE OF PROGRESS BUSINESS CENTER TO THE POINT OF BEGINNING. IN DU PAGE COUNTY, ILLINOIS.

Parcel Number: 03-32-301-007 (part of)

Now known as 03-32-301-039

240 Progress Road, Lombard, IL

ALSO KNOWN AS: LOT ONE TERRACE LAKES SUB -32 -40 -11



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 6355

GRANTING A FURTHER TIME EXTENSION OF
ORDINANCES 5358, 5550, 5717, 5918 AND 6236

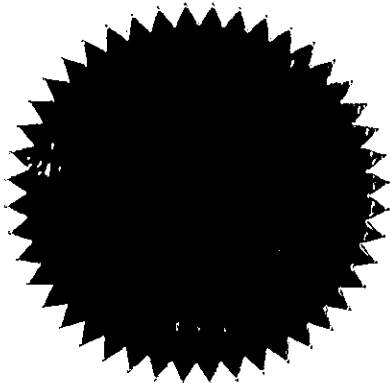
PIN: 03-32-301-007 (part of)

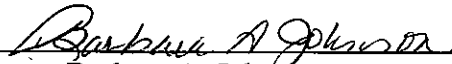
NOW KNOWN AS: 03-32-301-039

Address: 240 Progress Road., Lombard, IL

of the said Village as it appears from the official records of said Village duly approved this 20th day of August, 2009.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 1st day of September, 2009.




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