

ORDINANCE _____

**AN ORDINANCE GRANTING A VARIATION FROM THE LOMBARD CODE
OF ORDINANCES CHAPTER 50 “COMBINED WATER AND SEWER
SYSTEM,” SECTION 50.026 “PROHIBITED CONNECTIONS”**

701 S. Main Street, 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 50 “combined Water and Sewer System,” Section 50.026 “Prohibited Connections”; and

WHEREAS, public hearings were conducted by the Board of Trustees on April 5, 2007 and April 19, 2007 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: That a variation is hereby granted from the provisions of Chapter 50 “combined Water and Sewer System,” Section 50.026 “Prohibited Connections,” of the Code of Lombard, Illinois, for the property described in Section 2 below, as to allow connection of the proposed storm sewer system into the combined sewer system.

SECTION 2: That this ordinance is limited and restricted to the property generally located at 701 S. Main Street (PIN: 06-17-106-001), Lombard, Illinois and legally described as follows:

LOTS 17 AND 18 IN BLOCK 6 IN ARTHUR T. MCINTOSH AND COMPANY'S LOMBARD GARDENS SUBDIVISION, BEING A SUBDIVISION IN THE WESTHALF OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 8, 1924 AS DOCUMENT 174113, IN DUPAGE COUNTY ILLINOIS.

SECTION 3: That this ordinance provides the Village with the right to direct or execute a modification to the property's stormwater detention system without prior approval by and at the sole cost of the property owner if the Village's stormwater model or events determine that runoff from this property contributes to a downstream violation of the Village's NPDES permit requirements. Such modification shall be subject to liens and shall not exceed ten thousand dollars (\$10,000).

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 _____, 2007.

First reading waived by action of the Board of Trustees this _____ day of _____, 2007.

Passed on second reading this _____ day of _____, 2007.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2007.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2007.

Brigitte O'Brien, Village Clerk