

ORDINANCE NUMBER 07 - 53

**ORDINANCE APPROVING THE FINAL ENGINEERING PLANS  
AND FINAL PLAT FOR THE TERRA BUSINESS PARK AT DUNDEE  
CROSSING, EAST DUNDEE, ILLINOIS**

**WHEREAS**, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, application has been made by PAL Land, L.L.C. ("Applicant") under Petition No. P/Z 04-06-01 for approval of the Final Engineering Plans and Final Engineering Plat for the Terra Business Park at Dundee Crossing, East Dundee, Illinois; and

**WHEREAS**, the Planning and Zoning Commission (hereinafter the "Commission") of the Village of East Dundee, pursuant to notice and pursuant to the East Dundee Code of Ordinances, Chapter 156.05(B)(3) held a hearing on December 13, 2007, on Petition No. P/Z 04-06-01; and

**WHEREAS**, pursuant to said hearing, the Commission approved the Petition by a vote of 7 ayes, 0 nays, and 0 absent.

**NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, KANE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:**

**Section One.** That the Final Engineering Plans and the Final Plat submitted by Applicant under Petition No. P/Z 04-06-01 for the Terra Business Park at Dundee Crossing, East Dundee, Illinois is hereby approved contingent upon the posting by the Applicant of a letter of credit or performance bond and compliance with the final engineering review.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 17<sup>th</sup> day of Dec, 2007, pursuant to a roll call vote as follows:  
Gorman, Carlini, Lynam, Cichowski,

AYES:

Mahony, Pres. O'Leary

NAYES:

ABSENT:

Ruffalo

Approved by me this 17<sup>th</sup> day of Dec, 2007.

Daniel O'Leary  
DANIEL O'LEARY, President

Published in pamphlet form this 21<sup>st</sup> day of Dec, 2007, under the authority of the President and Board of Trustees.

ATTEST:

Susan Norton  
SUSAN NORTON, Village Clerk

Recorded in the Village Records on Dec 21, 2007.

