

ORDINANCE NUMBER 10 - 48

**ORDINANCE GRANTING A SPECIAL USE FOR THE  
PROPERTY COMMONLY KNOWN AS 601 DUNDEE  
AVENUE, 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**, the President and Board of Trustees of the Village of East Dundee have determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that Petition #10-10-01, Romeo Kapudija, requests Special Use, to allow for a paintball business and operation, as a special use, in the B-3 General Service Business District for a property located at 601 Dundee Avenue, East Dundee, Illinois 60118, be granted.

**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, held a hearing on October 14, 2010, on Petition No. 10-10-01; and

**WHEREAS**, pursuant to said hearing, the Commission recommended approval of the request for a special use for the property commonly known as 601 Dundee Avenue, Village of East Dundee, Illinois, by a vote of 7 ayes, 0 nays, 0 absent, 1 abstain; and

**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 a special use for the property commonly known as 601 Dundee Avenue, East Dundee, Illinois, requested pursuant to Petition No. 10-10-01 is hereby granted to allow for a paintball facility in the B-3 General Service Business District.

**Section Two.** That a special use for the property commonly known as 601 Dundee Avenue, East Dundee, Illinois, requested pursuant to Petition No. 10-10-01 is hereby granted to allow for a Business Service Use in the B-3 General Service Business District.

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 Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Five. 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 18<sup>th</sup> day of October, 2010, pursuant to a roll call vote as follows:

AYES: 5 - Trustee Gorman, Lynam, Miller, Cichowski & VanOstenbridge

NAYES: 0

ABSENT: 2 - Trustee Ruffalo & President Bartels

Approved by me this 18<sup>th</sup> day of October, 2010.

[Signature]  
JERARD BARTELS, President  
President Pro-Tem, Paul VanOstenbridge

Published in pamphlet form this 25<sup>th</sup> day of October, 2010, under the authority of the President and Board of Trustees.

ATTEST:  
[Signature]  
JENNIFER REHBERG, Village Clerk

Recorded in the Village Records on Oct. 25<sup>th</sup>, 2010.

