

ORDINANCE NUMBER 05 - 28

ORDINANCE GRANTING A SPECIAL USE FOR THE PROPERTY COMMONLY KNOWN AS 891 RICHARDSON ROAD, EAST DUNDEE, ILLINOIS SUBJECT TO CERTAIN CONDITIONS

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 having 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 No. P/Z 05-07-03 be granted requesting a special use for an automobile and truck repair facility for the property commonly known as 891 Richardson Road, East Dundee, Illinois, subject to certain restrictions.

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 891 Richardson Road, East Dundee, Illinois, requested pursuant to Petition No. P/Z 05-07-03 is hereby granted to allow an automobile and truck repair facility within the B-2 Community Business District, subject to the following restrictions:

- a. That the hours of operation be conducted within customary business hours of the Village of East Dundee. Operation of the business is not to proceed past 6:30 p.m.
- b. That the building must comply with all applicable building codes of the Village.
- c. That vehicles may not be stored outdoors upon the premises in excess of seven (7) days.
- d. That parking spaces be provided as allowable per the proposed site plan.
- e. That no additional storage be held on or within the unimproved parking spaces upon the property.

- f. That the facility be in conformity with the building codes of the Village as those codes apply to lighting of the facilities.
- g. That the maximum number of parking spaces permitted upon the premises is eight (8), including a space for handicap parking as required by law.

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 7th day of November, 2005, pursuant to a roll call vote as follows:

AYES: Ruffulo, VanOstenbridge, O'Leary, Gorman, Carlini
NAYES: None
ABSENT: None

Approved by me this 7th day of November 2005.



JERALD BARTELS, President

Published in pamphlet form this 7th day of November 2005, under the authority of the President and Board of Trustees.

ATTEST:


NIKKI GILES, Village Clerk

Recorded in the Village Records on November 22, 2005.

