

ORDINANCE NUMBER 03 - 29

**ORDINANCE GRANTING A REAR YARD
SETBACK VARIATION FOR THE PROPERTY
COMMONLY KNOWN AS 628 DEER PATH LANE,
EAST DUNDEE, ILLINOIS**

WHEREAS, the Planning and Zoning Commission (herein the "Commission") of the Village of East Dundee, pursuant to notice, held a hearing on November 13, 2003, on Petition No. P/Z-03-09-10 requesting a variation for the property commonly known as 628 Deer Path Lane, East Dundee, Illinois, for the following:

Variation sought:

A variation from the current 40 foot minimum rear yard setback permitting a home addition to encroach 16 feet into the minimum allowable rear yard setback.

WHEREAS, pursuant to said hearing, the Commission adopted specific Findings of Fact concerning the application of zoning standards and variation standards for this subject property by a vote of 9 ayes, 0 nays, and 0 absent and recommended that the variation be granted.

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 Findings of Fact of the Commission are hereby approved and adopted and that the variation approved by the Commission pursuant to Petition No. P/Z 03-09-10 for a variation from the current 40 foot minimum rear yard setback to a minimum rear setback of 24 feet be granted for the property commonly known as 628 Deer Path Lane, East Dundee, Illinois.

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 All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.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 15th day of December, 2003, pursuant to a roll call vote as follows:

AYES: Zaeske, Ruffalo, Bartels, Schock, VanOstenbridge, Scarpelli
NAYES: None
ABSENT: None

Approved by me this 15th day of December, 2003.

Roger Ahrens
ROGER AHRENS, President

Published in pamphlet form this 17th day of December, 2003, under the authority of the President and Board of Trustees.

ATTEST:

Jane E. Theis
JANE THEIS, Village Clerk

Recorded in the Village Records on December 17th, 2003.

