

ORDINANCE NUMBER 08 - 30

**ORDINANCE APPROVING A VARIATION FOR THE
PROPERTY COMMONLY KNOWN AS
507 ROCK ROAD, 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 Group, Inc. (“Owner”) under Petition No. P/Z 08-05-01 requesting a variance from Section 157.065(C) to permit open storage within 300 feet of a residential zoning district boundary line with an earthen berm having an average height of eight feet, instead of a solid wall or uniformly painted fence at least eight feet in height for the property commonly known as 507 Rock Road, 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 Village of East Dundee Code of Ordinances, Chapter 156.05(B)(3) held a hearing on June 12, 2008, on Petition No. P/Z 08-05-01; and

WHEREAS, pursuant to said hearing, the Commission approved the Petition by a vote of 9 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 recommendation of the Commission is hereby approved and adopted.

Section Two. That the application for variances under Petition No. P/Z 08-05-01 from Section 157.065(C) to allow open storage within 300 feet of a residential district boundary line with an earthen berm having a minimum height of eight feet, instead of a solid wall or uniformly painted

fence at least eight feet I height for property commonly known as 507 Rock Road, East Dundee, Illinois.

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 All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.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 16th day of June, 2008, pursuant to a roll call vote as follows:

AYES: Ruffalo, Gorman, Carlini, Lynam, Archowski,
Mahony, Pres O'Leary

NAYES: —

ABSENT: —

Approved by me this 16th day of June, 2008.

Daniel O'Leary
DANIEL O'LEARY, President

Published in pamphlet form this 18th day of June, 2008, under the authority of the President and Board of Trustees.

ATTEST:

Susan Norton
SUSAN NORTON, Village Clerk

Recorded in the Village Records on June 18, 2008.

