

## ORDINANCE 2021-33

### AN ORDINANCE OF THE VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS AMENDING TITLE 10 ZONING REGULATIONS OF THE MUNICIPAL CODE ADDRESSING SPECIAL USES IN THE SD SPECIAL DEVELOPMENT DISTRICT

WHEREAS, the Village of West Dundee, Kane County, Illinois (the "Village"), is a home rule municipality pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970 and, as such, may exercise any power and perform any function pertaining to its government and affairs; and,

WHEREAS, West Dundee's Municipal Code in its current form has limited special uses in the SD Special Development District; and

WHEREAS, a Public Hearing was held by the West Dundee Planning and Zoning Commission on November 22, 2021, after due notice in the manner provided by law; and

WHEREAS, the Village intends to amend Title 10-Zoning Regulations of the Municipal Code in order to add to the lists of special uses in the Light Industrial Park Use Area and the Retail Center Use Area of the SD Special Development District.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES, VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS, as follows:

Section 1: That the Title 10, Zoning Regulations; Chapter 7, SD Special Development District; Section 10-7-5-2(8), Special Uses, is hereby amended to add:

"Vehicle Parking/Storage"

Section 2: That the Title 10, Zoning Regulations; Chapter 7, SD Special Development District; Section 10-7-5-4(8), Special Uses, is hereby amended to add:

"Retail Gasoline Sales/Fueling Center"

Section 3: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

Section 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: That this Ordinance shall be in full force and effect upon its passage, approval, and publication in pamphlet form which publication is hereby authorized as provided by law.

PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois and approved by the President of said Village this 6<sup>th</sup> day of December, 2021.

AYES: Trustees Price, Yuscka, Haley, Alopogianis, Anderley, and Wilbrandt  
NAYES: None  
ABSENT: None

ATTEST:



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Kim Tibbetts  
Deputy Village Clerk



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Christopher Nelson  
Village President

Passed: December 6, 2021  
Approved: December 7, 2021  
Published: December 7, 2021

Prepared by:  
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