
ORDINANCE NO. 17-18-08

*An Ordinance Granting a Variance to Section 7.1-7
Accessory Buildings and Structures and Chapter 24.02F (1) (c) of
the Johnsburg Municipal Code for the property commonly
Known as 1012 River Terrace Drive, Johnsburg, Illinois*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A REGULAR MEETING ON JULY 13, 2017
PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry
Kyle Frost
Josh Hagen
Mary Lou Hutchinson
Greg Klemstein
Kevin McEvoy

Village Administrator

Claudett E. Peters

ORDINANCE NO. 17-18-08

***An Ordinance Granting a Variance to Section 7.1-7
Accessory Buildings and Structures and Chapter 24.02F (1) (c) of the Johnsburg
Municipal Code for the property commonly
Known as 1012 River Terrace Drive, Johnsburg, Illinois***

WHEREAS, Kevin and Valarie Diedrich filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois, a request for variances to Section 7 Accessory Buildings and Structures for the property commonly known as 1012 River Terrace Drive, Johnsburg, Illinois.

WHEREAS, the applicant requested that a variance be granted to Section 7.1-7, Accessory Buildings and Structures to accommodate the construction of a detached garage with a maximum height of 16 feet measured at the eave in lieu of the otherwise permitted 10 feet; and

WHEREAS, the applicant requested that a variance be granted to Chapter 24.02F (1) c) of the Johnsburg Municipal Code to permit a driveway greater than 24 feet wide as measured at the right of way for the property at 1012 River Terrace Drive; and

WHEREAS, A PUBLIC HEARING was held by the Planning & Zoning Commission, after due notice in the manner provided by law; and

WHEREAS, THE PLANNING & ZONING COMMISSION, has, upon holding a hearing, made a report of said request to the Village Board; and

WHEREAS, THE VILLAGE BOARD has reviewed the minutes put forth by the Planning & Zoning Commission and based upon the Commission's findings that the granting of the variance to Section 7.1-7 related to Accessory Buildings and Structures is in harmony with the general purpose and intent of the Zoning Code and that the zoning request is consistent with the primary use and zoning of the area;

WHEREAS THE VILLAGE BOARD considered the request for a variance to Chapter 24.02F (1)(c) of the Johnsburg Municipal Code to permit a driveway greater than 24 feet wide.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the VILLAGE OF JOHNSBURG, McHenry County, Illinois, as follows:

SECTION 1: That a variance be granted to Section 7.1-7 of the Johnsburg Zoning Ordinance to permit the construction of a detached garage with a maximum height of 16 feet measured at the eave in lieu of the otherwise permitted 10 feet

SECTION 2: That a variance be granted to Chapter 24.02F (1) c) of the
Johnsburg Municipal Code to permit a driveway greater than 24 feet wide as measured at
the right of way for the property at 1012 River Terrace Drive;

SECTION 3: That all requirements set forth in the Zoning Ordinance of the
Village of Johnsburg, as would be required by any owner of property zoned in the same
manner as the Subject Property, shall be complied with, except as otherwise provided in
this Ordinance.

SECTION 4: 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 5: All ordinances or parts of ordinances in conflict herewith are
hereby repealed to the extent of such conflict.

SECTION 6: 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.

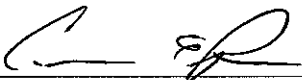
Voting Aye: Trustees Klemstein, Curry, McEvoy, Hagen and Hutchinson
Voting Nay: None
Absent: Trustee Frost
Abstain: None

APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST: 
Village Clerk Claudett E. Peters

Passed: July 13, 2017
Approved: July 13, 2017
Published: July 13, 2017

Prepared by:
Claudett Peters, Village Administrator
Village of Johnsburg
1515 Channel Beach Avenue
Johnsburg, IL 60051

CERTIFICATION

I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 13th day of July 2017, the foregoing Ordinance entitled ***An Ordinance Granting a Variance to Section 7.1-7 Accessory Buildings and Structures for the property Commonly Known as 1012 River Terrace Drive, Johnsburg, Illinois***, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 17-18-08, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on the 13th day of July, 2017, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.-

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and the seal of the Village of Johnsburg, Illinois, this 13th day of July, 2017.



Claudett E. Peters, Village Clerk
McHenry County, Illinois

(SEAL)