
ORDINANCE NO. 18-19-38

*An Ordinance Granting a Variance to Section 7.3 Pools, and
Section 7.1-4 and 7.1-7 Accessory Structures of the Johnsburg Zoning Ordinance
for the property Commonly Known as 4505 Farmington Lane, Johnsburg, Illinois*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A REGULAR MEETING ON APRIL 4, 2019
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. 18-19-38

An Ordinance Granting a Variance to Section 7.3 Pools, and Section 7.1-4 and 7.1-7 Accessory Structures of the Johnsburg Zoning Ordinance for the property Commonly Known as 4505 Farmington Lane, Johnsburg, Illinois

WHEREAS, Tom Benck on behalf of the Tracy A. Benck Trust, filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois, a request for a variance to Section 7.3 Pools, and 7.1-4 and 7.1-7 Accessory Structures of the Johnsburg Zoning Ordinance to permit an in-ground pool, pool house and associated structures in the front yard, in front of the principal building for the property commonly known as 4505 Farmington Lane, Johnsburg, Illinois 60051. Said pool house shall be 1,216 square feet in size in lieu of the otherwise permitted 400 square, and shall only be utilized as an accessory to the pool and not as a single-family dwelling;

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 has determined that the granting of the requested variance is in harmony with the general purpose and intent of the Zoning Code;

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 7.3 Pools, and 7.1-4 and 7.1-7 Accessory Structures of the Johnsburg Zoning Ordinance to permit an in-ground pool, pool house and associated structures in the front yard, in front of the principal building for the property commonly known as 4505 Farmington Lane, Johnsburg, Illinois 60051. Said pool house shall be 1,216 square feet in size in lieu of the otherwise permitted 400 square, and shall only be utilized as an accessory to the pool and not as a single-family dwelling;

SECTION 2: 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 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: 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 McEvoy, Curry, Hagen, Frost and Klemstein

Voting Nay: None

Absent: Trustee Hutchinson

Abstain: None

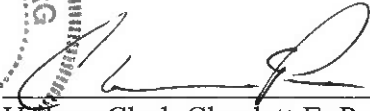
APPROVED:



Village President Edwin P. Hettermann



ATTEST:



Village Clerk Claudett E. Peters

Passed: April 4, 2019

Approved: April 4, 2019

Published: April 4, 2019

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 4th day of April 2019, the foregoing Ordinance entitled *An Ordinance Granting a Variance to Section 7.3 Pools and 7.1-4 and 7.1-7 Accessory Structures of the Johnsburg Zoning Ordinance for the property Commonly Known as 4505 Farmington Lane, Johnsburg, Illinois*, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 18-19-38, 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 4th day of April, 2018, 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 4th day of April, 2019.





Claudett E. Peters, Village Clerk
McHenry County, Illinois