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**ORDINANCE NO. 19-20-8**

*An Ordinance Granting an Amendment Section 10.3-4.1  
of the Johnsburg Zoning Ordinance for the property  
Commonly Known as the Otto Property at  
3601 Middle Avenue, Johnsburg, Illinois*

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AN ORDINANCE PASSED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF JOHNSBURG  
AT A REGULAR MEETING ON JULY 16, 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  
Beth Foreman  
Kyle Frost  
Josh Hagen  
Greg Klemstein  
Kevin McEvoy

Village Administrator

Claudett E. Peters

## ORDINANCE NO. 19-20-8

*An Ordinance Granting an Amendment Section 10.3-4.1  
of the Johnsburg Zoning Ordinance for the property  
Commonly Known as the Otto Property at  
3601 Middle Avenue, Johnsburg, Illinois*

WHEREAS, Cindy Otto, filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois, a request for a variance to Section 10.3-4.1 of the Johnsburg Zoning Ordinance to permit a front yard setback of ten (10) feet in lieu of the otherwise required forty (40) feet. Said request is to accommodate the addition of a deck on the front of the house on the property commonly known at 3601 Middle Avenue, Johnsburg, Illinois 60051;

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 permit a front yard setback of ten (10) feet in lieu of the otherwise required forty (40) feet to accommodate the addition of a deck on the front of the house on the property commonly known at 3601 Middle Avenue, Johnsburg, Illinois 60051;

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 Foreman, McEvoy, Curry, Hagen, Frost and Klemstein

Voting Nay: None

Absent: None

Abstain: None

APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST:

  
Village Clerk Claudett E. Peters

Passed: July 16, 2019

Approved: July 16, 2019

Published: July 16, 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 16<sup>th</sup> day of July 2019, the foregoing Ordinance entitled ***An Ordinance Granting a Variance to Section 10.3-4.1 of the Johnsburg Zoning Ordinance for the property Commonly Known as the Otto Property at 3601 Middle Avenue, Johnsburg, Illinois***, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 19-20-08, 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 16th day of July, 2019, 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 16th day of July, 2019.

  
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Claudett E. Peters, Village Clerk  
McHenry County, Illinois

(SEAL)