
ORDINANCE NO. 19-20-20

*An Ordinance Adopting Text Amendments to the
Village of Johnsburg Zoning Ordinance*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A REGULAR MEETING ON NOVEMBER 5, 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

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WHEREAS, a request has been made by the corporate authorities of the Village of Johnsburg (the "Village") that the Village's Planning and Zoning Commission, sitting as a Special Zoning Commission, after conducting the necessary public hearings, make recommendations regarding proposed text amendments to the Village of Johnsburg Zoning Ordinance; and

WHEREAS, a public hearing on said petition was held before the Planning and Zoning Commission on October 29, 2019 in the manner prescribed by ordinance and statute, and as a result of said hearing, the Planning and Zoning Commission recommended to the Village Board the adoption of certain requested zoning text amendments; and

WHEREAS, the Planning and Zoning Commission recommended the adoption of text amendments as requested by the corporate authorities; and

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 the references to "Zoning Board of Appeals," "Zoning Board," "ZBA" and "Plan Commission" shall be replaced with "Planning and Zoning Commission" throughout the Zoning Code.

SECTION 2: Section 15.5, Written Request, of Section 15, Amendments, of the Johnsburg Zoning Code shall be amended to add the following underlined language and to delete the stricken through language as follows:

15.5 WRITTEN REQUEST PROTEST:

In the event of written protest against the proposed amendment, signed and acknowledged by the owners of 20 percent of the frontage proposed to be altered, or by the owners of 20 percent of the frontage, immediately adjoining or across the alley or near line, or by the owners of the 20 percent of the frontage directly opposite the frontage proposed to be altered as to such regulations or zoning district, and filed with the Village Clerk, such amendment shall not be passed except by the favorable vote of three-fourths two-thirds of the trustees of the Village then holding office of all of the members of the Board of Trustees.

SECTION 3: The second subparagraph of Section 15.6, Final Decision, of Section 15, Amendments, of the Zoning Code shall be deleted in its entirety.

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 Foreman, McEvoy, Curry, Hagen, Frost and Klemstein

Voting Nay: None

Abstain: None

Absent: None


APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST:


Village Clerk Claudett E. Peters

Passed: November 5, 2019

Approved: November 5, 2019

Published: November 5, 2019

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CERTIFICATION

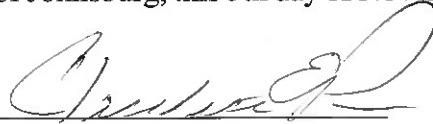
I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 5th day of November, 2019 the foregoing Ordinance *An Ordinance Adopting Text Amendments to the Village of Johnsburg Zoning Ordinance* was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2019-20-20 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the 5th day of November 2019, and will continue for at least 10 days thereafter. Copies of such Ordinance are 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 seal of the Village of Johnsburg, this 5th day of November, 2019.



Claudett E. Peters, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

(SEAL)