
ORDINANCE NO. 23-24-01

*An Ordinance Amending Ordinance 13-14-01 Granting a Conditional Use Permit
For Planned Development; 17-18-34 Amending said Conditional Use Permit;
and 21-22-31 Further Amending said Conditional Use Permit for the Property Commonly
Known as Rose Subdivision*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A REGULAR MEETING ON MAY 16, 2023
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

Beth Foreman
Mike Fouke
Josh Hagen
Greg Klemstein
Jamie Morris
Scott Letzter

Village Administrator

Claudett Sofiakis

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WHEREAS, Ozko Signs filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois on behalf of Dunkin, a request for an amendment to Ordinance 13-14-01 Granting a Conditional Use Permit for Planned Development; 17-18-34 and 21-22-31 Amending said Conditional Use for the vacant property located between 2911 and 2915 Richmond Road, Johnsburg, Illinois; and

WHEREAS, the applicant requested that the Planning and Zoning Commission for the Village of Johnsburg recommend that an amendment be granted to permit the construction of a monument sign measuring 12 feet in height with a sign face of 45 square feet in lieu of the previously approved sign measuring 8.4 feet in height with a sign face of 45 square feet;.

WHEREAS, the requested sign is a departure from the provisions of the Village of Johnsburg's Sign Ordinance, which provides for a sign measuring nine (9) feet in height with a sign face of 36 square feet;

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, recommended that the amendment be granted to permit a monument sign measuring 12 feet in height with a sign face of 45 square feet; and

WHEREAS, THE PLANNING AND ZONING COMMISSION 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

WHEREAS, THE VILLAGE BOARD performed a first read of the request at the May 2, 2023 meeting, and

WHEREAS, THE VILLAGE BOARD met again on May 17, 2023 to take action on the request for variance.

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

CERTIFICATION

I, CLAUDETT E. SOFIAKIS, 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.

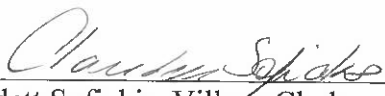
I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 16th day of May 2023, the foregoing Ordinance entitled *An Ordinance Amending Ordinance 13-14-01 Granting a Conditional Use Permit for Planned Development and 17-18-34 and 21-22-31 Amending said Conditional Use Permit for the vacant property located between 2911 and 2915 N. Richmond Road, Johnsburg, Illinois*, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 23-24-01, 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 May, 2023, 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 May 2023.





Claudett Sofiakis, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

SECTION 1: An amendment be granted to Ordinance 13-14-01 Granting a Conditional Use Permit for Planned Development and 17-18-34 and 21-22-31 Amending said Conditional Use Permit to permit the construction of a monument sign 12 feet in height with a sign face of 45 square feet in lieu of the previously approved sign measuring 8.4 feet in height with a sign face of 45 square feet.

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.

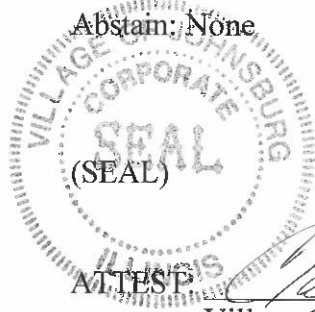
SECTION 5: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Voting Aye: Trustees Morris, Hagen, Klemstein, Foreman, Fouke and Letzter

Voting Nay: None

Absent: None

Abstain: None



APPROVED:

A handwritten signature in black ink, appearing to read "Edwin P. Hettermann".

Village President Edwin P. Hettermann

A handwritten signature in black ink, appearing to read "Claudett Sofiakis".
Village Clerk Claudett Sofiakis

Passed: May 16, 2023

Approved: May 16, 2023

Published: May 16, 2023

Prepared by:

Claudett Sofiakis, Village Administrator

Village of Johnsburg

1515 Channel Beach Avenue

Johnsburg, IL 60051