
ORDINANCE NO. 15-16-28

*An Ordinance Granting a Variance to Section 12.4-3.4, Lots Abutting Residential
Of the Johnsburg Zoning Ordinance for the property
Commonly Known as the Radicom Property, 2604 Chapel Hill Road*

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AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A SPECIAL MEETING ON FEBURARY 2, 2016
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
John Huemann
Mary Lou Hutchinson
Greg Klemstein
Kevin McEvoy

Village Administrator

Claudett E. Peters

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An Ordinance Granting a Variance to Section 12.4-3.4, Lots Abutting Residential Of the Johnsburg Zoning Ordinance for the property Commonly Known as the Radicom Property, 2604 Chapel Hill Road

WHEREAS, Phil Bartmann filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois, a request for a Variance to Section 12.4-3.4 Lots Abutting Residential to permit a side yard setback of 40 feet from the north property line and 65 feet from the south property line in lieu of the otherwise required 100 feet side yard abutting residential zoning. Said variance is to accommodate the placement of an accessory storage structure for the property commonly known as the Radicom Property 2604 Chapel Hill Road, 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 report put forth by the Planning & Zoning Commission and based upon the Commission's findings that the granting of the Special Use Permit 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.

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 is granted to Section 12.4-3.4 Lots Abutting Residential to permit a side yard setback of 40 feet from the north property line and 65 feet from the south property line in lieu of the otherwise required 100 feet side yard abutting residential zoning.

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.

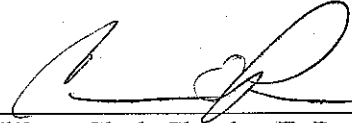
Voting Aye: Trustees Klemstein, Curry, Huemann, Frost, and Hutchinson
Voting Nay: None
Absent: Trustee McEvoy
Abstain: None

APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST: 

Village Clerk Claudett E. Peters

Passed: February 2, 2016
Approved: February 2, 2016
Published: February 2, 2016

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 2nd day of February, 2016, the foregoing Ordinance entitled ***An Ordinance Granting a Variance to Section 12.4-3.4, Lots Abutting Residential, of the Johnsburg Zoning Ordinance for the property Commonly Known as the Radicom Property, 2604 Chapel Hill Road Johnsburg, Illinois,*** was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 15-16-28, 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 2nd day of February, 2016, 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 2nd day of February, 2016.



Claudett E. Peters, Village Clerk
McHenry County, Illinois

(SEAL)