

**ORDINANCE NUMBER 09 - 26**

**ORDINANCE GRANTING A SPECIAL USE FOR  
THE PROPERTY COMMONLY KNOWN AS  
302 MAIN STREET, EAST DUNDEE, ILLINOIS**

**WHEREAS**, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, the President and Board of Trustees of the Village of East Dundee have determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that Petition No. P/Z 09-08-02 be granted requesting a special use to allow for a Business Service Use in the B-2 Community Business District for a property commonly known as 302 Main Street, East Dundee, Illinois.

**WHEREAS**, the Planning and Zoning Commission (hereinafter the "Commission") of the Village of East Dundee, pursuant to notice and pursuant to the East Dundee Code of Ordinances, Chapter 156.05(B)(3) held a hearing on August 13, 2009, on Petition No. P/Z 09-08-01; and

**WHEREAS**, pursuant to said hearing, the Commission recommended approval of the request for re-zoning of the property commonly known as 302 Main Street, Village of East Dundee, Illinois, by a vote of 8 ayes, 0 naves, and 0 absent.

**NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, KANE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:**

**Section One.** That a special use for the property commonly known as 302 Main Street, East Dundee, Illinois, requested pursuant to Petition No. P/Z 09-08-02 is hereby granted to allow for a Business Service Use in the B-2 Community Business District.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 8<sup>th</sup> day of September, 2009, pursuant to a roll call vote as follows:

AYES: 6 Trustees Van Ostenbridge, Miller, Lynam, Ruffalo, Cichowski, President Bartels

NAYES: 0

ABSENT: Trustee Gorman

Approved by me this 8<sup>th</sup> day of September, 2009.

Jerald Bartels  
JERALD BARTELS, President

Published in pamphlet form this 11<sup>th</sup> day of September, 2009, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg  
JENNIFER REHBERG, Village Clerk

Recorded in the Village Records on September 11<sup>th</sup>, 2009.

