

ORDINANCE

88 - 16

ESTABLISHING CONDITIONS AND RESTRICTIONS ON A PARCEL OF LAND

WHEREAS, Randall Schmitt did petition the Zoning Board of Appeals of Kendall County for a public hearing in the manner required by law and the ordinances of Kendall County, Illinois for a proposed establishment of a special use as provided by the Kendall County Zoning Ordinance adopted January 16, 1940; and

WHEREAS, said Zoning Board of Appeals did thereupon publish notice of a hearing on said proposed special use as provided by the Statutes of the State of Illinois, and did then hold a public hearing on said proposed special use on the 27th day of May and the 3rd day of June, 1988 in the Kendall County Board Room and at the conclusion of said hearing said Zoning Board of Appeals voted in favor of recommending to the County Board of Kendall County, Illinois that the petition be granted subject to conditions and restrictions; and

NOW THEREFORE, BE IT ORDAINED by the County Board of Kendall County, Illinois that the following described property be granted the special use for Communications Use and that the Zoning Administrator be hereby ordered and directed to change the zoning map to show the special use classification legally described as follows:

Part of that part of the Northeast Quarter of Section 2, township 37 North, Range 8 East of the Third Principal Meridian described as follows: Beginning at the Southeast corner of said Section 2; thence South $89^{\circ}42'48''$ West along the South line of said Section, 577.5 feet; thence North $0^{\circ}02'30''$ West 2686.06 feet for the point of beginning; thence North $34^{\circ}04'$ West 142.59 feet; thence North $68^{\circ}03'$ East 86 feet to a point North $0^{\circ}02'30''$ West from the point of beginning; thence South $0^{\circ}02'30''$ East 150.27 feet to the point of beginning; in the Township of Oswego, Kendall County, Illinois and part of that part of the Northeast Quarter of Section 2, Township 37

North, Range 8 East of the Third Principal Meridian described as follows: Commencing at the Southeast corner of said Section 2; thence West along the South line of said Section, 577.5 feet; thence North parallel with the East line of said Section, 3186.3 feet to the Southerly line of U.S. Route No. 34 for the point of beginning; thence South parallel with the East line of said Northeast Quarter 349.3 feet; thence Southwesterly along a line that forms an angle of $67^{\circ}48'$ to the right with the prolongation of the last described course, 86 feet; thence Northwesterly along a line that forms an angle of $77^{\circ}53'$ to the right with the prolongation of the last described course 106.5 feet; thence Northeasterly along a line forming an angle of $102^{\circ}07'$ to the right with the prolongation of the last described course 25 feet; thence North parallel with the East line of said Northeast Quarter, 231 feet to the southerly line of said U.S. Route Number 34; thence Northeasterly along said Southerly line 133.3 feet to the point of beginning, in the Township of Oswego, Kendall County, Illinois.

BE IT FURTHER ORDAINED that the above special use classification shall be expressly made subject to the following conditions and restrictions:

1. The communications tower will be a height of 180 feet and will be a three-sided free-standing tower.
2. Access to the tower will be restricted by a cyclone fence of a height of not less than 6 feet with barbed wire strung across the top of the fence.
3. Randall Schmitt will provide full insurance coverage which will provide liability insurance and comprehensive property damage insurance.

PASSED THIS 14th day of June, 1988.



Chairman, County Board of
Kendall County, Illinois

ATTEST: 
County Clerk