

ORDINANCE NUMBER 2022-29

REVOKING A SPECIAL USE PERMIT FOR A SMALL POULTRY AND SMALL ANIMAL PROCESSING PLANT GRANTED BY ORDINANCE 2013-20 AT 16895 LISBON CENTER ROAD (PIN: 07-08-100-011) IN BIG GROVE TOWNSHIP

WHEREAS, Section 13:08 of the Kendall County Zoning Ordinance permits the Kendall County Board to issue special use permits and place conditions on special use permits and provides the procedure through which special use permits are granted; and

WHEREAS, Section 13:08.F of the Kendall County Zoning Ordinance allows a special use permit holder to request revocation of said special use by written request to the County Board; and

WHEREAS, pursuant to Section 13:08.F of the Kendall County Zoning Ordinance, no public hearing is required for an owner-initiated revocation; and

WHEREAS, the property which is the subject of this Ordinance has been, at all relevant times, and remains currently located within the A-1 Agricultural District and consists of approximately 63.8 +/- acres and is identified by Parcel Identification Number 07-08-100-011, also known as 16895 Lisbon Center Road, in Big Grove Township. The legal description for the subject property is set forth in Exhibit A attached hereto and incorporated by reference, and this property shall hereinafter be referred to as “the subject property”; and

WHEREAS, the Kendall County Board granted a special use permit through Ordinance 2013-20 on the subject property on November 19, 2013, for a small poultry and small animal process plant; and

WHEREAS, Mary Maly, on behalf of the Mary D. Maly Living Trust, is the owner of record of the subject property and shall hereinafter be referred to as “The Petitioner”; and


WHEREAS, The Petitioner no longer desires the special use permit and has stated in a letter as provided in attached Exhibit “B” that they voluntarily request that Kendall County revoke the special use permit on the above-referenced property; and


NOW, THEREFORE, BE IT ORDAINED, BY THE COUNTY BOARD OF KENDALL COUNTY, ILLINOIS, as follows:

1. The Kendall County Board hereby revokes the special use permit for a small poultry and small animal processing plant granted by Ordinance 2013-20 and revokes Ordinance 2013-20 in its entirety.
2. The Zoning Administrator and other appropriate County Officials are hereby authorized and directed to amend the Official Zoning Map of Kendall County to reflect the revocation of the special use permit granted by Ordinance 2013-20.

IN WITNESS OF, this ordinance has been enacted by a majority vote of the Kendall County Board and is effective this 15th day of November, 2022.

Attest:


Kendall County Clerk
Debbie Gillette


Kendall County Board Chairman
Scott R. Gryder

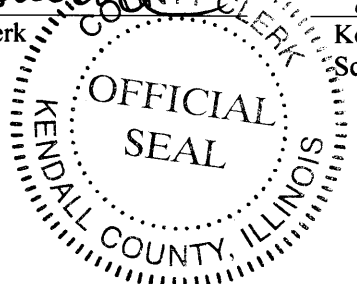


Exhibit A Legal Description

THAT PART OF SUB LOT 4 IN SECTION 8, TOWNSHIP 35 NORTH, RANGE 6, EAST OF THE THIRD PRINCIPAL MERIDIAN, WITH BEARINGS AND GRID DISTANCES REFERENCED TO THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE NAD 83 (2011), MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A RECOVERED SURVEY NAIL LOCATED AT THE NORTHWEST CORNER OF SAID SECTION 8; THENCE SOUTH 01 DEGREES 03 MINUTES 59 SECONDS EAST 2,131.17 FEET ON THE WEST LINE OF SAID SECTION 8 TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 01 DEGREES 03 MINUTES 59 SECONDS EAST 974.00 FEET ON SAID WEST LINE TO THE SOUTHWEST CORNER OF SAID SUB LOT 4; THENCE NORTH 89 DEGREES 15 MINUTES 00 SECONDS EAST 1,207.47 FEET ON THE SOUTH LINE OF SAID SUB LOT 4 TO THE WEST LINE OF THE EAST 350.00 FEET OF SAID SUB LOT 4; THENCE NORTH 01 DEGREES 03 MINUTES 30 SECONDS WEST 974.00 FEET ON SAID WEST LINE; THENCE SOUTH 89 DEGREES 15 MINUTES 00 SECONDS WEST 1,207.60 FEET PARALLEL WITH THE SOUTH LINE OF SAID SUB LOT 4 TO THE POINT OF BEGINNING, CONTAINING 27.00 ACRES, MORE OR LESS; SITUATED IN THE TOWNSHIP OF BIG GROVE IN THE COUNTY OF KENDALL AND STATE OF ILLINOIS.

October 6, 2022

Kendall County
Planning, Building and Zoning
Attn: Matthew H. Asselmeier
111 West Fox Street Room 203
Yorkville, IL 60560-1498
Phone: 630-553-4139 Fax: 630.553.4179

I ~~we~~, Mary Maly ^{9M} ~~are~~ the owners at 16895 Lisbon Center Road
(First & Last Name) (Address of property)

On November 19, 2013, the property was granted a special use (Ordinance 2013-20). The special use granted in 2013 was granted for the operation of small animal and small poultry processing plant.

Pursuant to Section 13:08.F of the Kendall County Zoning Ordinance, I ~~we~~ hereby voluntarily request that Kendall County revoke my special use on the above-referenced property. By signing below, we acknowledge that no public hearing shall be conducted for revocation of the special use. ~~We~~ understand that the requested revocation shall not become effective unless and until approved by a majority vote of the Kendall County Board. By signing below, ~~we~~ I hereby waive ~~my~~ our right to a public hearing and formally request the above-referenced special use be removed from my property.

Mary Maly
(Signature)

10/14/2022
(Date)

Mary Maly
(Printed Name)

Attest: [Signature]
Notary Public

