

ORDINANCE # 2018- 14

REVOKING A SPECIAL USE for
AT 985 HARVEY ROAD AND THE PROPERTY IMMEDIATELY TO THE WEST OF 985 HARVEY ROAD (PARCEL ID NUMBERS 03-01-351-002 AND 03-01-351-006) IN OSWEGO TOWNSHIP

WHEREAS, the Kendall County Board adopted a County-Wide Zoning Ordinance and Official Zoning Maps for Kendall County and Oswego Township on July 9, 1974; and

WHEREAS, the property now known as 985 Harvey Road and the property immediately to the west of 985 Harvey were zoned A-1 and designated as having a special use permit on the Official Zoning Maps of Kendall County and Oswego Township as adopted on July 9, 1974; and

WHEREAS, the property now known as 985 Harvey Road and the property immediately to the west of 985 Harvey Road are located in Oswego Township and are identified by Parcel Identification Numbers 03-01-351-002 and 03-01-351-006;

WHEREAS, said property is legally described in the attached Exhibit "A"; and

WHEREAS, Richard and Valvina Kaminski purchased said property from James D. and Janet K. Meyers on or about July 26, 1996; 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, Richard and Valvina Kaminski, owners, no longer desire the special use permit and have 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 that the special use permit granted as shown on the Official Zoning Map of Kendall County and Oswego Township dated July 9, 1974, at the subject property be revoked as of the date of this Ordinance; and

BE IT FURTHER ORDAINED, that the Zoning Administrator and other appropriate County officials are hereby authorized and directed to update the Official Zoning Map of Kendall County to reflect the revocation of the special use permit granted at the subject property.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 21st day of August, 2018.

Attest:

Kendall County Clerk
Debbie Gillette


Kendall County Board Chairman
Scott R. Gryder

Exhibit "A"

PARCEL I:

That part of the South West 1/4 of Section 1, Township 37 North, Range 8, East of the Third Principal Meridian, described as follows: Commencing at the South West corner of said South West 1/4; thence North 89 degrees, 53 minutes, 00 seconds East along the South line of said Quarter Section, 718.60 feet; thence North 0 degrees, 01 minutes 00 seconds East 334 feet; thence North 89 degrees, 53 minutes, 00 seconds East 266.20 feet; thence North 67 degrees, 13 minutes, 00 seconds East 116.68 feet for the point of beginning; thence North 67 degrees, 13 minutes, 00 seconds East 138.57 feet to the center line extended Southerly of U.S. Rouge 30, thence South 25 degrees, 21 minutes, 00 seconds East along said extended center line, 223.61 feet; thence South 89 degrees, 53 minutes, 00 seconds West 195.95 feet; thence North 5 degrees, 32 minutes, 00 seconds West 28.28 feet; thence North 51 degrees, 12 minutes, 00 seconds West 31 feet to a point South 0 degrees, 23 minutes, 0 seconds East from the point of beginning; thence North 0 degrees, 23 minutes 0 seconds West 101.26 feet to the point of beginning, in the Township of Oswego, Kendall County, Illinois.

PARCEL II:

That part of the Southwest Quarter of Section 1, Township 37 North, Range 8, East of the Third Principal Meridian described as follows: Commencing at the Southwest corner of said Southwest Quarter; thence Easterly along the South line of said Southwest Quarter 718.60 feet; thence Northerly along a line which forms an angle of 89 degrees 52 minutes 00 seconds with said South line, measured from East to North, 334.00 feet; thence Easterly parallel with said South line, 271.52 feet to an iron stake monumenting an angle point in the South line of lands owned by the Lincoln Highway Cemetery Company; thence Northeasterly along a line hereinafter referred to as "Line A", which forms an angle of 157 degrees 20 minutes 00 seconds with the last described course, measured clockwise therefrom, 60.60 feet for a point of beginning; thence Southerly along a line which forms an angle of 60 degrees 00 minutes 00 seconds with the last described course, measured counter-clockwise therefrom, 87.58 feet; thence Easterly at right angles to the last described course 90.0 feet to an angle point in the Westerly line of a tract of land conveyed to James D. and Betty A. Meyers by a warranty deed dated February 7, 1974 and recorded February 27, 1974 as Document No. 74-778; thence Northwesterly along a West line of said tract, which forms an angle of 31 degrees 35 minutes 00 seconds with the last described course, measured clockwise therefrom 33.17 feet; thence Northerly along a West line of said tract, 99.13 feet to a line A extended Northeasterly; thence Southwesterly along said Line A extended 56.07 feet to the point of beginning, in Oswego Township, Kendall County, Illinois.

Exhibit B

Month Day, Year

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

We, Richard and Valvina Kaminski, own the property commonly known as 985 Harvey Road, Oswego, IL 60543 and identified by Parcel Identification Numbers 03-01-351-002 and 03-01-351-006.

On July 9, 1974, the property was granted a special use permit. The special use granted in 1974 is unknown but was probably for a landscaping business.

Pursuant to Section 13.08.F of the Kendall County Zoning Ordinance, we hereby voluntarily request that Kendall County revoke my special use permits on the above-referenced property. By signing below, I acknowledge that no public hearing shall be conducted for revocation of the special use permits. I 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, I hereby waive my right to a public hearing and formally request the above-referenced special use be removed from my property.

Valvina L. Kaminski
(Signature)

July 10/2018
(Date)

Valvina L. Kaminski
(Printed Name)

Attest: Catherine A. Cyprian
Notary Public

