

ORDINANCE # 2017-22

REVOKING A SPECIAL USE for
A GROUP HOME AT 1151 SIMONS ROAD
(PARCEL ID NUMBER 03-26-400-009) IN OSWEGO TOWNSHIP

WHEREAS, Center for Family Services petitioned Kendall County in the manner required by law and the ordinance of Kendall County, Illinois for obtaining a special use permit for the operation of a group home on their property located at 1151 Simons Road in Oswego Township, identified by Parcel Identification Number 03-26-400-009; and

WHEREAS, said property is legally described below; and

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, KENDALL COUNTY, ILLINOIS, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID SOUTHEAST QUARTER, WHICH IS 618 FEET WEST FROM THE SOUTHEAST CORNER OF SAID SOUTH EAST QUARTER, AND RUNNING THENCE NORTH, PERPENDICULAR TO SAID SOUTH LINE, 240 FEET; THENCE WEST, PARALLEL WITH SAID SOUTH LINE 260 FEET; THENCE SOUTH, PERPENDICULAR TO SAID SOUTH LINE, 240 FEET; AND THENCE EAST, ALONG SAID SOUTH LINE, 260 FEET TO THE POINT OF BEGINNING, IN OSWEGO TOWNSHIP, KENDALL COUNTY, ILLINOIS.

WHEREAS, the County Board of Kendall County, Illinois did grant the petitioner said request as Ordinance 2001-26 on October 16, 2001; and

WHEREAS, restriction number 1 of the special use permit awarded by Ordinance 2001-26 requires the special use is granted solely to the Center for Family Services (CFS), and shall not be transferrable without review and approval by the County Board; and

WHEREAS, Roger and Nancy Schmidt purchased said property on February 1, 2004; 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, Roger Schmidt and Nancy Heaton, owners, no longer desire the special use permit and have stated in a letter as provided in attached Exhibit "A" that they voluntarily requests 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 under Ordinance 2001-26 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 under Ordinance 2001-26.

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 21st day of November, 2017.

Attest:



Kendall County Clerk
Debbie Gillette



Kendall County Board Chairman
Scott R. Gryder


Exhibit A

September 19, 2017
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, Roger & Nancy Schmidt am the owners at 1151 Simons Road Oswego, IL 60543
(First & Last Name) (Address of property)

On October 16, 2001 the property was granted a special use (2001-26). The special use granted in 2001 was granted for the operation of a Group Home.

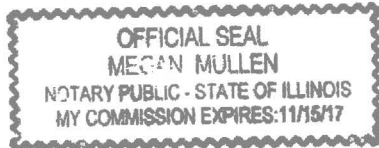
Pursuant to Section 13.08.F of the Kendall County Zoning Ordinance, I hereby voluntarily request that Kendall County revoke my special use on the above-referenced property. By signing below, I acknowledge that no public hearing shall be conducted for revocation of the special use. I understand that the 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.


(Signature)

9-26-17
(Date)

Roger W Schmidt
(Printed Name)

Nancy J Heaton
NANCY J HEATON



Attest:

Notary Public

