

**KENDALL COUNTY**

Ordinance No. 10-16

An Ordinance Granting Variance to the Kendall County Highway Access Regulation Ordinance

**WHEREAS**, access to Kendall County Highways has been regulated by the Kendall County Board through the Kendall County Highway Access Regulation Ordinance, adopted by the Board on May 18, 1999; and

**WHEREAS**, Eldamain Road has been classified as an Access 2 Highway in said Ordinance, requiring an unsignalized spacing for private driveways of 1320 feet; and

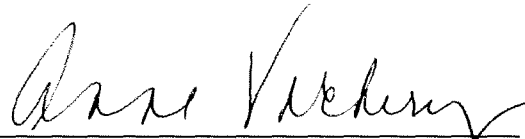
**WHEREAS**, U.S. Cellular has petitioned Kendall County for access to the east side of Eldamain Road approximately 500' north of U.S. Route 34 to serve a new U.S. Cellular tower site; and

**WHEREAS**, the Kendall County Board has reviewed the proposed request, and finds that the additional access to Eldamain Road will not impair the free flow of traffic and will more appropriately serve the needs of the U.S. Cellular site as well as the general public.

**THEREFORE, BE IT ORDAINED**, that the Kendall County Board hereby grants a variance to the Kendall County Highway Access Regulation Ordinance, for the specified purpose, subject to the terms and conditions imposed herein.

1. The above listed recitals are incorporated herein as if fully set out herein.
2. That a variance is hereby authorized and granted to U.S. Cellular for the purpose of a full-access driveway on the east side of Eldamain Road, approximately 500' north of U.S. Route 34. Said access shall conform in all ways to the construction requirements of the Kendall County Highway Department, and shall be constructed at no cost to the Department.

Approved by the County Board of Kendall County, State of Illinois.



Anne Vickery – Kendall County Board Chair

I, Debbie Gillette, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete copy of an ordinance adopted by the Kendall County Board, at its regularly scheduled meeting in Yorkville, Illinois, on the 21<sup>st</sup> day of September, A.D., 2010.



Debbie Gillette – County Clerk