

**ORDINANCE NUMBER 2008- 32**

**MAP AMENDMENT FOR 14.26 ACRES**

Rezone from A-1 to R-3

WHEREAS, John Bergstresser Kuney III, has filed a petition for a Map Amendment from A-1 to R-3, for property located on the south side of Van Emmon Road, west of Ponderosa Drive, in Section 34 of Bristol Township and section 42 of Oswego Township; and

WHEREAS, said property is identified with the tax identification number 02-34-253-005 and is legally described on the attached "Exhibit A"; and

WHEREAS, said property is currently zoned A-1; and

WHEREAS, the petitioner desires to rezone the 14.26 acre property in order to plat a subdivision by the name of Timberton Preserve; and

WHEREAS, all procedures required by the Kendall County Zoning Ordinance were followed including notice for public hearing, preparation of the findings of fact, and recommendation for approval by the Zoning Board of Appeals on August 26, 2003; and

WHEREAS, the Kendall County Board finds that said petition is in conformance with the provisions and intent of the Kendall County Zoning Ordinance; and

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby grants a zoning map amendment from A-1 to R-3 on the tract of land located on Van Emmon Road, and depicted on the Preliminary Plat of Survey attached as "Exhibit B" hereto and incorporated herein, subject to the following condition:

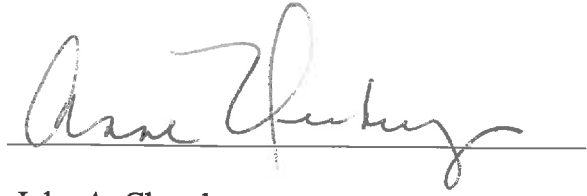
1. Must include a restrictive covenant and in title deeds that each lot will never be subdivided into a small lot or portion thereof.

IN WITNESS OF, this ordinance has been enacted on August 19, 2008.

Attest:



Rennetta Mickelson  
Kendall County Clerk



John A. Church  
Kendall County Board Chairman

# EXHIBIT A

## Legal Description for Timberton Preserve

Being a subdivision of part of the northeast quarter of section 34, township 37 north, range 7 east of the third principal meridian, in the township of Bristol, Kendall County, Illinois.

