

**KENDALL COUNTY**  
**Ordinance No. 06-01**

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

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**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**, Grove Road has been classified as an Access 2 Highway in said Ordinance, requiring an unsignalized spacing of public streets to be not less than 1760 feet; and

**WHEREAS**, Deerpath Development Group, Inc. has petitioned Kendall County for the installation of a full-access public street on the west side of Grove Road, approximately 1320' south of Collins Road, within the corporate limits of the Village of Oswego, and serving the proposed Deerpath Hills Subdivision; and

**WHEREAS**, the requested spacing is consistent with other access points on Grove Road north of Collins Road, and will ultimately serve developments on both the east and west side of Grove Road between Collins Road and Stephens Road.

**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 for Deerpath Development Group, Inc., for the purpose of constructing a full-access public street on the west side of Grove Road, approximately ¼ mile south of Collins Road. 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.
3. As a condition of said variance, Deerpath Development Group, Inc. agrees to construct a 3-lane improvement of Grove Road in the vicinity of said access point, providing for a northbound left turn lane, a southbound left turn lane and a southbound right turn lane. The improvement shall be so constructed, without tapers, to provide for the future continuation of a 3-lane improvement on Grove Road, and in all matters, subject to the approval of the County Engineer.
4. Any exceptions, violations or noncompliance to the requirements contained herein, on behalf of the petitioner, will result in the immediate forfeiture of the variance.

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

  
John Church – Kendall County Board Chairman

I, Paul Anderson, 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 17 day of JANUARY, A.D., 2006.

  
Paul Anderson – County Clerk