

ORDINANCE NUMBER 2001- 26

SPECIAL USE ORDINANCE

1151 SIMONS ROAD

Group Home

WHEREAS, Center for Family Services filed a petition for a Special Use within the A-1 District, for property located at 1151 Simons Road in Oswego Township; and

WHEREAS, said petition is for a Group Home as provided in Section 7.01 D. 26 of the Kendall County Zoning Ordinance; and

WHEREAS, said property is zoned A-1 Agricultural District; and

WHEREAS, said property to be covered by Special Use ordinance is legally described in Exhibit "A"; 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

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

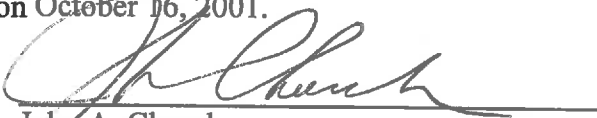
NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby grants approval of a special use zoning permit for a Group Home subject to the site plan, attached as Exhibit "B", with the following conditions:

1. 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.
2. The Group Home must continue to be licensed by the Illinois Department of Children and Family Services (DCFS) as a group home pursuant to the Illinois Child Care Act, 225 ILCS 10.
3. CFS will not accept from DCFS any referrals to the Group Home for the purpose of providing "shelter care services" as defined at 89 Ill. Adm. Code, Chapter III, Subchapter e, Part 410, Section 410.20, commonly referred to as "emergency shelter placements".
4. A maximum of ten (10) residents, excluding CFS staff, may occupy the Home.
5. All vehicles must be parked within existing parking areas, with a limit of six (6) vehicles during normal operation. During prearranged events, including, but not limited to, CFS staff meetings, DCFS inspections, open houses, or parent visits, the limit of six (6) will not be enforced, provided that vehicles are parked in a manner that does not impede traffic on Simons Road, or interfere with ingress and egress to and from surrounding properties.
6. A minimum ratio of one (1) CFS staff person to four (4) clients shall be maintained during waking hours. During non-waking hours at least one (1) CFS staff person shall remain awake at all times, another CFS staff person shall be on call able to respond to the home

- within twenty (20) minutes.
7. Any increase in the number of residents or the size of the "footprint" of the structure will require an amended Special Use permit
 8. The Special Use must receive a positive report on traffic impact by the Township Road Commissioner.
 9. The Special Use must receive a positive report on septic suitability by the Kendall County Department of Health and Human Services.
 10. A total of thirty-five (35) feet of right-of-way, as measured from the centerline, shall be dedicated for Simons Road, unless a greater amount is required by Oswego Township. Said dedication shall be recorded no later than sixty (60) days from the date of County Board's approval of the Ordinance granting the Special Use permit.
 11. CFS shall continue to cooperate with the Kendall County Sheriff's Department to minimize the need for visits to the site by officers of the department.
 12. Residents of the Group Home, excluding CFS staff, shall be under twenty (20) years of age, provided that residents who reside in the Home on their twentieth (20th) birthday shall not be required to vacate the Home until a suitable alternative placement, or independent living arrangement, is found.
 13. CFS shall supply the Kendall County Planning, Building and Zoning Department with proof of insurance that covers bodily injury or property damage proximately caused by negligent conduct of CFS employees in the course of operating the Group Home.
 14. Only residents of the same gender may occupy the Group Home at any one time.

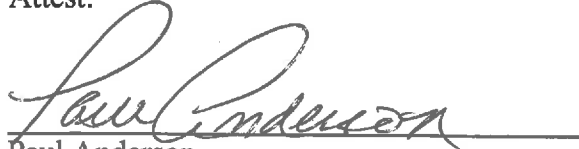
Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on October 16, 2001.



John A. Church
Kendall County Board Chairman

Attest:



Paul Anderson
Kendall County Clerk