

ORDINANCE NUMBER 2001 - 29

GRANTING SPECIAL USE  
675 BUSINESS ROUTE 30  
LINCOLN MEMORIAL PARK

WHEREAS, Lincoln Memorial Park filed a petition for a Special Use within the A-1 district, for property located at 675 Route 30 in Oswego Township; and

WHEREAS, said petition is to allow the property to continue to be used as a cemetery as provided in Section 7.01.D of the Kendall County Zoning Ordinance; and

WHEREAS, said property is zoned A-1 Special Use; and

WHEREAS, said property is legally described as:

That part of the West half of Section 1 and part of the East half of Section 2, Township 37 North, Range 8 East of the Third Principal Meridian, described as follows: Beginning at the Southeast corner of said Section 2; thence West along the South line of said Section 2, 575 feet; thence North parallel with the East line of said Section 2, 3399.1 feet to the center line of the Oswego-Chicago Road; thence North 50 degrees 17 minutes East along said center line 360.3 feet to the center line of S.B.I. Route 22; thence South 25 degrees 18 minutes East along the center line of said S.B.I. Route 22, 3153.4 feet to the point of intersection of said center line with the center line of the Aurora and Plainfield Road extended Northerly; thence South 24 degrees 49 minutes East along the extension of and the center line of said Aurora and Plainfield Road, 641.2 feet to an angle in said center line; thence South 24 minutes East along said center line 197 feet to the South line of said Section 1; thence West along said South line 1333.8 feet to the point of beginning, (except that part falling in the Old Cemetery Lot described in Deed Record R, page 131 and except that part described as follows: Commencing at the Southwest corner of Section 1; thence East along the South line of said Section 1, 718.6 feet; thence North 1 minute East 334 feet for the point of beginning; thence North 89 degrees 53 minutes East 266.2 feet; thence North 67 degrees 13 minutes East 258.35 feet to the center line of the Aurora and Plainfield Road; thence South 24 degrees 49 minutes East along said center line 260 feet to an angle in said center line; thence South 24 minutes East along said center line 197 feet to the South line of said Section 1; thence West along the South line of said Section 1 and 2 to a point 575 feet West of the Southeast corner of said Section 2; thence North parallel with the East line of said Section 2, 334 feet; thence South 89 degrees 57 minutes East 1286.8 feet to the point of beginning) in the Township of Oswego, Kendall County, Illinois.

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; and

State of Illinois  
County of Kendall

Zoning Petition  
#0128

**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 outdoor storage, with the following conditions:

1. Any sale of property for non-cemetery purposes will cause that part of the property to revert to A-1 zoning.
2. A buildable area shall be established for exterior mausoleums. They shall not be located closer than 150' to the center line of Business Route 30, nor closer than 10' to the rear and side property lines.
3. Interior mausoleums will require a building permit.
4. Any area of cemetery expansion/development exceeding 5 acres in size, at one particular time (i.e. phased development) would require compliance with the Kendall County Storm Water Ordinance.

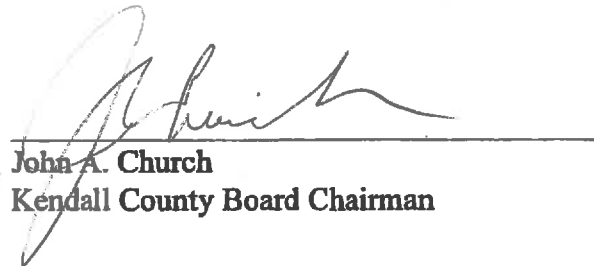
Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

**IN WITNESS OF**, this ordinance has been enacted on November 20, 2001.

Attest:



Paul Anderson  
Kendall County Clerk



John A. Church  
Kendall County Board Chairman