

PIN:
07-15-304-022

ADDRESS:
1847 WEST JEFFERSON AVENUE
NAPERVILLE, IL 60540

PREPARED BY:
CITY OF NAPERVILLE
LEGAL DEPARTMENT
630/420-4170

RETURN TO:
CITY OF NAPERVILLE
CITY CLERK'S OFFICE
400 SOUTH EAGLE STREET
NAPERVILLE, IL 60540

PZC Case #22-1-045

ORDINANCE NO. 22 - _____

**AN ORDINANCE APPROVING A MINOR CHANGE TO THE
CONDITIONAL USE APPROVED BY ORDINANCE 18-093 TO ALLOW
A PET OUTDOOR AREA IN THE CITY'S I (INDUSTRIAL) DISTRICT FOR THE
SUBJECT PROPERTY LOCATED AT 1847 WEST JEFFERSON AVENUE**

RECITALS

1. **WHEREAS**, WNP Pool N Park, Inc., 1847 West Jefferson Avenue, Naperville, Illinois 60540, (herein "**Owner**" and "**Petitioner**") has petitioned the City of Naperville for a minor change to the Conditional Use for a pet care establishment approved by Ordinance 18-093 to allow an additional outdoor pet area with updates to the previously approved site plan for certain property located at 1847 West Jefferson Avenue, Naperville, Illinois 60540, legally described on **Exhibit A** and depicted on **Exhibit B** ("**Subject Property**"); and
2. **WHEREAS**, the Subject Property is currently zoned I (Industrial District) with a Conditional Use for a pet care establishment with an outdoor area; and

3. **WHEREAS**, on August 22, 2018, the City Council of the City of Naperville (“**City**”) approved Ordinance 18-093, a Conditional Use for an outdoor area for a pet care establishment in the I District; and
4. **WHEREAS**, the Petitioner requests a minor change to the Conditional Use for pet care establishment with an outdoor area in the I District approved by Ordinance 18-093 to allow for a new pet outdoor area with updates to the previously approved site plan as depicted on **Exhibit C** (Site Plan); and
5. **WHEREAS**, the new outdoor area remains consistent with original approvals in terms of the use; and
6. **WHEREAS**, per Section 6-3-8:5 (Changes To Approved Conditional Uses), the request to change the controlling site plan requires a minor change to the Conditional Use; and
7. **WHEREAS**, the requested amendment to the Conditional Use meets the Standards for Amending a Conditional Use as provided in **Exhibit D** attached hereto; and
8. **WHEREAS**, the City Council has determined that the Petitioner’s request should be granted as provided herein; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule powers, as follows:

SECTION 1: The foregoing recitals are incorporated as though fully set forth in this Section 1. All exhibits referenced in this Ordinance shall be deemed incorporated and made part hereof.

SECTION 2: A minor change to the existing Conditional Use, for a pet care establishment with an outdoor area in the I District approved by Ordinance 18-093, to allow

a new pet outdoor area with updates to the previously approved site plan is hereby approved for the Subject Property.

SECTION 3: The Site Plan, attached to this Ordinance as **Exhibit C** is hereby approved for the Subject Property.

SECTION 4: This minor change shall be subject to revocation for failure to comply with all other applicable provisions set forth in the Naperville Municipal Code, as amended from time to time, and all other applicable laws.

SECTION 5: If any section, paragraph, or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision, shall not affect any of the remaining provisions of this Ordinance or any other City ordinance, resolution, or provision of the Naperville Municipal Code.

SECTION 6: The City Clerk is authorized and directed to record this Ordinance with the DuPage County Recorder.

SECTION 7: This Ordinance shall be in full force and effect upon its recordation with the DuPage County Recorder.

PASSED this _____ day of _____, 2022.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____, 2022.

Steve Chirico
Mayor

ATTEST:

Pam Gallahue, Ph.D.
City Clerk