

PINs:
07-13-411-011

ADDRESS:
19 W. BENTON AVE.
NAPERVILLE, IL 60540

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

RETURN TO:

CITY OF NAPERVILLE
CITY CLERK'S OFFICE
P.O. BOX 3020
400 SOUTH EAGLE STREET
NAPERVILLE, IL 60566-7020

ORDINANCE NO. 17 - _____

**AN ORDINANCE GRANTING A
TEMPORARY USE FOR TO ALLOW FOR A TEMPORARY PARKING LOT AT
19 W. BENTON AVENUE**

WHEREAS, JDDD DEVELOPMENT, LLC, ("Petitioner"), has petitioned the City of Naperville for approval of a temporary use to allow for the use of the temporary parking lot on the property located at 19 W. Benton Avenue, Naperville, Illinois, legally described on **Exhibit A** and depicted on **Exhibit B** ("Subject Property"); and

WHEREAS, the Petitioner is proposing to demolish the existing two story stucco residence located on the Subject Property and construct a 14-space temporary asphalt parking lot on the Subject Property; and

WHEREAS, the Petitioner is requesting approval of a temporary use pursuant to Section 6-2-11 (Temporary Buildings, Structures and Uses of Land) of the Naperville Municipal Code to allow for a temporary parking lot to remain on the Subject Property through June 21, 2022, as depicted on **Exhibit B**; and

WHEREAS, pursuant to Section 6-2-11, temporary uses which exceed a six-month period require City Council approval; and

WHEREAS, the City Council has determined that the temporary use should be granted as provided herein.

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 here. All exhibits referenced in this Ordinance shall be deemed incorporated and made part hereof.

SECTION 2: A temporary use to allow for a temporary parking lot to be constructed at the Subject Property, as depicted on **Exhibit B**, is hereby granted through June 21, 2022. Said parking lot shall be removed in its entirety on or before June 21, 2022 subject to the condition that the Petitioner install an equivalent fence along the west property line if the fence at 21 W. Benton Avenue is removed during the term of the temporary use.

SECTION 3: This Ordinance is subject to all conditions and requirements set forth in the Naperville Municipal Code, as amended from time to time.

SECTION 4: The City Clerk is authorized and direct to record this Ordinance with the DuPage County Recorder.

SECTION 5: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this _____ day of _____, 2017.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____, 2017.

Steve Chirico
Mayor

ATTEST:

Pam Gallahue, Ph. D.
City Clerk