

PIN: 07-22-101-006

**ADDRESS:
510 S ROUTE 59
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**

ORDINANCE NO. 19 -

**AN ORDINANCE GRANTING A TEMPORARY USE FOR
THE PROPERTY LOCATED AT 510 S ROUTE 59**

WHEREAS, Naper North LLC (“Owner”) is the owner of real property located at 510 S. Route 59, Naperville, Illinois, legally described on **Exhibit A** and depicted on **Exhibit B** (“Subject Property”); and

WHEREAS, Ordinance #18-037, approved on April 17, 2018, granted the Epilepsy Foundation of Greater Chicago (“Petitioner”) approval of a temporary use to allow two donation boxes to be located on the Subject Property for collection of donations for a period of one year; and

WHEREAS, the temporary use granted by Ordinance #18-037 expires on April 17, 2019; and

WHEREAS, the Petitioner has requested approval of a temporary use to allow the two donation boxes to be located on the Subject Property for collection of donations for one additional year; and

WHEREAS, pursuant to Naperville Municipal Code Section 6-2-11, temporary uses may be approved for a period of time which exceeds six (6) months if the use does not have an adverse impact on the surrounding properties, public health, safety and general welfare; and

WHEREAS, the City Council of the City of Naperville has determined the temporary use should be granted as set forth in this Ordinance.

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 herein 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 temporary use pursuant to Naperville Municipal Code Section 6-2-11 to allow the location of 2 donation boxes for collection of Epilepsy Foundation donations is hereby granted for a period of one year.

SECTION 3: The donation boxes shall be located as depicted on the Site Plan attached hereto as **Exhibit C.**

SECTION 4: The donation boxes shall comply with Section 6-2-22:3 (Donation Boxes: Maintenance) and Section 6-2-22:4 (Donation Boxes: Revocation of Permit) of the Naperville Municipal Code.

SECTION 5: The temporary use approved by this Ordinance shall expire on April 16, 2020. Any extension of the temporary use approved by this Ordinance will require City Council approval.

SECTION 6: This temporary use 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 7: The City Clerk is authorized and directed to record this Ordinance with the DuPage County Recorder.

SECTION 8: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this _____ day of _____, 2019.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____, 2019.

Steve Chirico
Mayor

ATTEST:

Pam Gallahue, Ph.D.
City Clerk