



Legislation Details (With Text)

File #: 23-0845C **Version:** 1

Type: Ordinance **Status:** Passed

File created: 10/20/2023 **In control:** City Council

On agenda: 11/7/2023 **Final action:** 11/7/2023

Title: Pass the ordinance amending Ordinance 23-123 (Granting a Temporary Use for a Therapy Chicken Initiative at 2300 Flambeau Avenue) to permit the portable restroom facility to remain on the subject property until August 15, 2024 (Temporary Use Expiration Date)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance Amending Ordinance 23-123, 2. EXHIBIT A - Legal, 3. EXHIBIT B - Plat, 4. EXHIBIT C - Application, 5. Response to standards, 6. Portable Restroom Facility

Date	Ver.	Action By	Action	Result
11/7/2023	1	City Council	approved as amended	Pass

CITY COUNCIL AGENDA ITEM

ACTION REQUESTED:

Pass the ordinance amending Ordinance 23-123 (Granting a Temporary Use for a Therapy Chicken Initiative at 2300 Flambeau Avenue) to permit the portable restroom facility to remain on the subject property until August 15, 2024 (Temporary Use Expiration Date)

DEPARTMENT: Transportation, Engineering and Development

SUBMITTED BY: Allison Laff, AICP, Deputy Director

On August 15, 2023, the City Council passed the ordinance allowing a continued temporary use of the chicken coop structures and associated home occupation at the subject property for a period of 12 months subject to the following conditions:

1. On or before November 15, 2023 Owners shall remove all structures which were added on to the Original Chicken Coop Structures as a result of the Unauthorized Expansion and return the structures to the Original Chicken Coop Structures consistent with the depictions included in the Zoning Application (attached hereto as Exhibit C);
2. On or before November 15, 2023 Owners shall install a solid six foot tall board-on-board fence along the perimeter of the Subject Property as required by Section 10-4-6:3.6 of the Naperville Municipal Code, which shall be subject to application for and approval of all required City of Naperville permits;
3. On or before November 15, 2023 Owners shall reduce the maximum number of chickens on

the Subject Property to 12;

4. On or before November 15, 2023 Owners shall remove the portable restroom facility from the Subject Property and provide all necessary restroom facility accommodations within the principal structure located on the Subject Property; and
5. At no time shall Owners expand either the Original Chicken Coop Structures on the Subject Property or the operations of the Therapeutic Chicken Initiative.

On October 9, 2023, under New Business, by a show of hands (8-1) the City Council directed staff bring back a revised ordinance removing the portable restroom condition.