

## **ORDINANCE**

### **AN ORDINANCE WAIVING AND SUSPENDING THE VILLAGE OF OAK PARK'S RIGHT-OF-WAY OBSTRUCTION PERMIT FEE AND PARKING METER OBSTRUCTION FEE FOR THE CONSTRUCTION OF THE PLANNED DEVELOPMENT LOCATED AT 715-717 SOUTH BOULEVARD**

**WHEREAS**, the Village of Oak Park ("Village") has adopted a parking meter obstruction fee of \$10 per day pursuant to Ordinance Number 18-446 ("An Ordinance Establishing the Annual Building and Construction Permit Fees and Zoning Application Fees of the Village of Oak Park") effective January 1, 2019 for the 2019 fiscal year; and

**WHEREAS**, as part of the approval of a special use permit for the construction of a major planned development at the property located at 715-717 South Boulevard pursuant to Ordinance Number 17-174 adopted on March 6, 2017, the Village requires that construction truck traffic be limited to Oak Park Avenue and South Boulevard, and not in any alley adjacent to the 715-717 South Boulevard property; and

**WHEREAS**, said requirement is set forth in Condition Number 8 of the Plan Commission's Findings of Fact and Recommendation for the planned development adopted as part of Ordinance Number 17-174; and

**WHEREAS**, pursuant to the requirement, the developer, 717 South Boulevard, LLC, must remove the parking meters located adjacent to 715-717 South Boulevard in order to construct the planned development; and

**WHEREAS**, the Village has determined to waive and suspend the \$10 per day right-of-way obstruction permit fee and the \$10 per day parking meter obstruction permit fee for the planned development while the planned development is being constructed.

**NOW THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

**Section 1. Recitals Incorporated.** The above recitals are incorporated herein as though fully set forth.

**Section 2. Waiver and Suspension of Right-of-Way Obstruction Permit Fee and Parking Meter Obstruction Fee.** The Village waives and suspends the right-of-way obstruction permit fee of \$10 per day and the parking meter obstruction removal fee of \$10 per day adopted pursuant to Ordinance Number 18-446 for 717 South Boulevard, LLC during the time of construction of its planned development located at 715-717 South Boulevard. The parking meters shall be reinstalled upon the completion of the planned development.

**Section 3. Severability and Repeal of Inconsistent Ordinances.** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4. Effective Date.** This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

**ADOPTED** this 20<sup>th</sup> day of May, 2019, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Andrews				
Trustee Boutet				
Trustee Buchanan				
Trustee Moroney				
Trustee Taglia				
Trustee Walker-Peddakotla				

**APPROVED** this 20<sup>th</sup> day of May, 2019.

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Anan Abu-Taleb, Village President

**ATTEST**

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Vicki Scaman, Village Clerk

Published in pamphlet form this 20<sup>th</sup> day of May, 2019.

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Vicki Scaman, Village Clerk