

## **ORDINANCE**

### **AN ORDINANCE GRANTING AN EXTENSION OF TIME TO COMPLETE CONSTRUCTION OF THE PLANNED DEVELOPMENT AT 715-717 SOUTH BOULEVARD (RESIDENCES OF SOUTH BOULEVARD) AND WAIVING AND SUSPENDING THE RIGHT-OF-WAY OBSTRUCTION PERMIT FEE AND PARKING METER OBSTRUCTION FEE FOR THE PLANNED DEVELOPMENT**

**WHEREAS**, the Village Board adopted Ordinance Number 17-174 which granted a special use permit for a planned development to 717 South Boulevard, LLC ("Applicant") for the South Boulevard Condominium Planned Development Project titled "Residences of South Boulevard" ("Planned Development") located at 715-717 South Boulevard on March 6, 2017; and

**WHEREAS**, the Village Board adopted Ordinance Number 18-398 which granted an extension of time to March 30, 2019 commence construction of the Planned Development; and

**WHEREAS**, Section 14.5(G)(3) of the Village's Zoning Ordinance requires completion of planned developments within thirty-six (36) months after the date of adoption of the ordinance granting a planned development; and

**WHEREAS**, the required completion date for construction of the Planned Development was March 6, 2020; and

**WHEREAS**, the Applicant has requested an additional twelve (12) months to complete construction of the planned development to March 9, 2021 as set forth in the Applicant's February 15, 2020 correspondence to the Village Planner attached hereto and incorporated herein by reference; and

**WHEREAS**, as part of the approval of a special use permit for the construction of the Planned Development 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 which is incorporated as part of Ordinance Number 17-174; and

**WHEREAS**, pursuant to said requirement, the Applicant 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 it 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. Extension of Time Granted.** The Applicant is granted an extension of time to March 9, 2021 to complete construction of the Planned Development.

**Section 3. 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. The parking meters shall be reinstalled upon the completion of the construction of the Planned Development by the Applicant at the Applicant's cost.

**Section 4. 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 5. Effective Date.** This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

**ADOPTED** this 1<sup>st</sup> day of June, 2020, pursuant to a roll call vote as follows:

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

**APPROVED** this 1<sup>st</sup> day of June, 2020.

---

Anan Abu-Taleb, Village President

**ATTEST**

---

Vicki Scaman, Village Clerk

Published in pamphlet form this 1<sup>st</sup> day of June, 2020.

---

Vicki Scaman, Village Clerk