

**ORDINANCE 2019-143**

**AN ORDINANCE AMENDING ORDINANCE 2003-025 GRANTING APPROVAL TO AMEND THE SPECIAL USE PERMIT AND APPROVAL TO REVISE THE SITE PLAN LANDSCAPE PLAN FOR WATERWAY, 860 S. MILWAUKEE AVENUE, VILLAGE OF VERNON HILLS, LAKE COUNTY**

**WHEREAS**, representatives of Waterway, located at 860 S. Milwaukee Avenue, has petitioned the Village of Vernon Hills for approval of an amendment to the Special Use Permit and approval to revise the approved site plan and landscape plan; and

**WHEREAS**, the Vernon Hills Code of Ordinances, Appendix C, Zoning, Section 4.12 requires owners to seek approval from the Board of Trustees prior to site plan and landscape plan revisions; and

**WHEREAS**, the Board of Trustees, having reviewed and considered the amendment to the Special Use Permit and the revised site plan and landscape plan at their Committee of the Whole meeting on October 15, 2019, found that the revisions sufficiently comply with the requirements and standards of the Villages' Code of Ordinances and which, in its judgment, would justify it in recommending approval of the revisions:

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE AND STATE OF ILLINOIS:**

**SECTION I.** Pursuant to the Vernon Hills Code of Ordinances, as amended, approval of an amendment to the Special Use Permit and approval of site plan and landscape plan revisions to the property located at 860 S. Milwaukee Avenue is hereby granted, subject to the following conditions:

1. Compliance with the color renderings and elevation drawings, consisting of five (5) pages, prepared by S.P. Architects, dated October 9, 2019.
2. Compliance with the site/landscape plan prepared by Manhard Consulting, dated August 12, 2019, subject to review and approval by the Village Engineering and landscape Technician.
3. Existing landscaping shall be restored and/or upgraded in compliance with Village requirements, subject to inspection by the Village Landscape Technician.
4. Sidewalks, curbs, pavement and striping shall be repaired in accordance with Village requirements, subject inspection by the Village Engineering Technician.

**SECTION II. SEVERABILITY.** In the event that any section, clause, provision, or part of this ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this ordinance is found to be invalid in any

one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in effect.

**SECTION III. REPEAL AND SAVINGS CLAUSE.** All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

**SECTION IV. EFFECTIVE DATE.** This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

**SECTION V. ORDINANCE NUMBER.** This ordinance shall be known as Ordinance Number 2019-143

Adopted by roll call vote as follows:

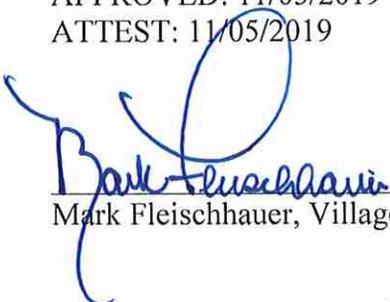
AYES: 7 – Byrne, Oppenheim, Takaoka, Schultz, Marquardt, Koch, Brown

NAYS: 0 - None

ABSENT AND NOT VOTING: 0 – None

  
\_\_\_\_\_  
Roger L. Byrne, Village President

PASSED: 11/05/2019  
APPROVED: 11/05/2019  
ATTEST: 11/05/2019

  
\_\_\_\_\_  
Mark Fleischhauer, Village Clerk

