

ORDINANCE NO. A-834-16-20

AN ORDINANCE AMENDING SECTIONS VIII AND XI TO PERMIT TEMPORARY
INDOOR ACTIVITIES AT VILLAGE BUSINESSES, INCLUDING WAIVER OF
PARKING REGULATIONS, SUBJECT TO STAFF APPROVAL

(Z-13-2020: Text Amendment - Temporary Indoor Activities)

WHEREAS, an application for a text amendment to the Village of Burr Ridge Zoning Ordinance has been filed with the Assistant Village Administrator of the Village of Burr Ridge, Cook and DuPage Counties, Illinois, and said application has been referred to the Plan Commission of said Village and has been processed in accordance with the Burr Ridge Zoning Ordinance; and

WHEREAS, said Plan Commission of this Village held a public hearing on the question of granting said text amendment on October 19, 2020, at the Burr Ridge Village Hall, at which time all persons desiring to be heard were given the opportunity to be heard; and

WHEREAS, public notice in the form required by law was provided for said public hearing not more than 30 nor less than 15 days prior to said public hearing by publication in the Doings Weekly, a newspaper of general circulation in this Village, there being no newspaper published in this Village; and

WHEREAS, the Village of Burr Ridge Plan Commission has made its report on the request for a text amendment to the Burr Ridge Zoning Ordinance, including its findings and recommendations, to this President Pro Tem and Board of Trustees, and this President Pro Tem and Board of Trustees has duly considered said report, findings, and recommendations.

NOW THEREFORE, Be It Ordained by the President Pro Tem and Board of Trustees of the Village of Burr Ridge, Cook and DuPage Counties, Illinois, as follows:

Section 1: All Exhibits submitted at the aforesaid public hearing are hereby incorporated by reference. This President Pro Tem and Board of Trustees find that the granting of the proposed text amendment indicated herein is in the public good and in the best interests of the Village of Burr Ridge and its residents, is consistent with and fosters the purposes and spirit of the Burr Ridge Zoning Ordinance as set forth in Section II thereof.

Section 2: That this President Pro Tem and Board of Trustees, after considering the report, findings, and recommendations of the Plan Commission and other matters properly before it, in addition to the findings set forth in Section 1, finds as follows:

- A. That the recommendation is to amend Sections VIII and XI to permit temporary indoor activities at Village businesses, including waiver of parking regulations, subject to staff approval.
- B. That the amendment described is consistent with the purpose and intent of the Zoning Ordinance.

Section 3: That Section VIII and XI of the Zoning Ordinance shall be amended through the following language:

Section VIII.A.4.c (Business Districts):

Temporary (for a limited duration of time) outdoor activities may be permitted subject to written approval by the Community Development Director **Village Administrator or his/her designee**. Such activities shall not include any permanent improvements, buildings,

or structures. Outdoor activities which may be permitted include festivals, tent sales, or seasonal sidewalk sales.

Section VIII.A.4.d (Business Districts):

d. Temporary (for a limited duration of time) indoor activities, whether contiguous or non-contiguous to the principal use, may be permitted subject to written approval by the Village Administrator or his/her designee. Such activities shall not include any permanent improvements, buildings, or structures. Temporary indoor activities shall only be approved for existing uses that were in operation prior to January 1, 2020 and have experienced a demonstrable impact on their physical business due to the COVID-19 pandemic; such temporary activities shall not exceed an existing use's approved hours.

Section XI.13.d.(17) (Off-Street Parking and Off-Street Loading):

The Village Administrator or his/her designee may administratively waive the minimum parking requirements for a temporary indoor or outdoor activity if the activity complies with the purpose and intent of Sections VIII.A.4.a and VIII.A.4.b.

Section 4: The amendments heretofore described in Section 3, excepting the amendments to Section VIII.A.4.c, shall automatically sunset effective May 1, 2021.

Section 5: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law. The Deputy Village Clerk is hereby directed and ordered to publish this Ordinance in pamphlet form.

PASSED this 9th day of November, 2020, by the Corporate Authorities of the Village of Burr Ridge on a roll call vote as follows:

AYES: 5 - Trustees Mital, Snyder, Franzese, Schiappa,
Paveza

NAYS: 1 - Trustee Mottl

ABSENT: 0 - None

APPROVED by the President Pro Tem of the Village of Burr Ridge
on this 9th day of November, 2020.



ATTEST:

Erin Wain

Deputy Village Clerk

Anthony Franzese

President Pro Tem



STATE OF ILLINOIS)
COUNTY OF C O O K) SS.
COUNTY OF DU PAGE)

CLERK'S CERTIFICATE

I, Evan Walter, the duly appointed, qualified, and acting Deputy Village Clerk of the Village of Burr Ridge, Cook and DuPage Counties, Illinois, do hereby certify that attached hereto is a true and correct copy of that Ordinance now on file in my office, entitled:

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which Ordinance was passed by the Board of Trustees of the Village of Burr Ridge at a regular meeting held on the 9th day of November, 2020 which meeting a quorum was present, and approved by the President Pro Tem of the Village of Burr Ridge on the 9th day of November, 2020.

I further certify that the vote on the question of the passage of the said Ordinance by the Board of Trustees of the Village of Burr Ridge was taken by the Ayes and Nays and recorded in the Journal of Proceedings of the Board of Trustees of the Village of Burr Ridge, and that the result of said vote was as follows, to-wit:

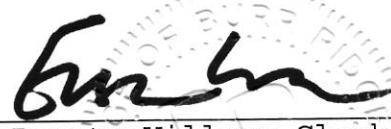
AYES: 5 - Trustees Mital, Snyder, Franzese, Schiappa, Paveza


NAYS: 1 - Trustee Mottl

ABSENT: 0 - None

I do further certify that the original Ordinance, of which the attached is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Burr Ridge, this 9th day of November, 2020.


Deputy Village Clerk



PAMPHLET

FRONT OF PAMPHLET

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