

STATE OF ILLINOIS)
) SS
COUNTY OF DU PAGE)

I, Lynn Curiale, City Clerk of Wood Dale, Illinois DO HEREBY CERTIFY that as such City Clerk and keeper of the records, that the foregoing is a true and correct copy of Ordinance **#O-21-014 AN ORDINANCE GRANTING A SPECIAL USE AND MAJOR SITE PLAN REVIEW TO PERMIT THE OPERATION OF A FLOORING STORE AT 1450 N. WOOD DALE RD. WOOD DALE, ILLINOIS**

Passed by The City Of Wood Dale, Du Page County, Illinois, IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the City of Wood Dale, this 15th day of July, 2021



Lynn Curiale, City Clerk



SEAL

Ordinance #O-21-014

**AN ORDINANCE GRANTING A SPECIAL USE AND MAJOR SITE PLAN REVIEW
TO PERMIT THE OPERATION OF A FLOORING STORE AT 1450 N. WOOD DALE
RD. WOOD DALE, ILLINOIS**

Passed: July 15, 2021
Published in Pamphlet Form: July 16, 2021

I, Lynn Curiale, as the City Clerk for the City of Wood Dale, hereby certify that the attached Ordinance is a true and correct copy of **#O-21-014**

**AN ORDINANCE GRANTING A SPECIAL USE AND MAJOR SITE PLAN REVIEW
TO PERMIT THE OPERATION OF A FLOORING STORE AT 1450 N. WOOD DALE
RD. WOOD DALE, ILLINOIS**

Passed and approved by the City Council of the City of Wood Dale on July 15, 2021 and hereby published in pamphlet on July 16, 2021



Lynn Curiale, City Clerk

SEAL



ORDINANCE NO. O-21-014

**AN ORDINANCE GRANTING A SPECIAL USE AND MAJOR SITE PLAN
REVIEW TO PERMIT THE OPERATION OF A FLOORING STORE
AT 1450 N. WOOD DALE RD. WOOD DALE, ILLINOIS**

WHEREAS, the City of Wood Dale ("City") is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the City is authorized and empowered, under the Illinois Municipal Code and the Code of Ordinances of the City of Wood Dale ("City Code"), to regulate properties located within the municipal boundaries of the City; and

WHEREAS, in furtherance of this authorization, the City has adopted a Unified Development Ordinance ("UDO"), codified in Chapter 17 of the City Code, which sets forth regulations regarding the use of property within the City; and

WHEREAS, section 17.503 of the UDO allows for the operation of a flooring store in the C-2 (General Commercial) District as a Special Use; and

WHEREAS, the Petitioner, Legacy Tile Flooring Distributors, Inc., with an interest in the property located at 1450 N. Wood Dale Rd, Wood Dale, Illinois (the "Property"), filed an application for special use and major site plan review to permit the operation of a flooring store on the Property, which application is identified as Case No. SPU-2021-0002; and

WHEREAS, on June 21 2021, the Community Development Commission held a public hearing on the proposed variance in Case No. SPU-2021-0002 following the necessary publication of a legal notice pursuant thereto, as required by law and the City Code; and

WHEREAS, following said hearing, the Community Development Commission voted to recommend approval of the proposed special use and major site plan review with the condition that product delivery times occur only within the hours of 7:00 A.M and 7:00 P.M., predicated on testimony presented, and on Findings of Fact set forth in the Staff Report relative to Case No. SPU-2021-0002, dated June 21, 2021, attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, the proposed special use and major site plan review and recommendation of the Community Development Commission has been considered by the Planning, Zoning and Building Committee of the City Council of the City of Wood Dale, which has additionally recommended approval of the same relative to the Petitioner's request; and

WHEREAS, the City Council of the City of Wood Dale has reviewed the matter herein and has determined that granting Petitioner's request in Case No. SPU-2021-0002 is in the best interests of the health, safety and welfare of the citizens of the City of Wood Dale.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS, as follows:

SECTION ONE: The recitals set forth above are incorporated herein and made a part hereof.

SECTION TWO: Petitioner in Case No. SPU-2021-0002 is granted a special use and major site plan review to permit the operation of a flooring store on the Property located at 1450 N. Wood Dale Rd, Wood Dale, Illinois, with the condition that product delivery times occur only within the hours of 7:00 A.M and 7:00 P.M., predicated on testimony presented and on the Findings of Fact set forth in the Staff Report, as are adopted herein.

SECTION THREE: That all ordinances or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION FOUR: That the City Clerk of the City of Wood Dale is hereby directed to publish this Ordinance in pamphlet form, pursuant to the statutes of the State of Illinois.

SECTION FIVE: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED this 15th day of July, 2021

AYES: 6

NAYS: 0

ABSENT: Ademian Sorrentino, Messina

APPROVED this 15th day of July, 2021

SIGNED: Annunziato Pulice
Annunziato Pulice, Mayor

ATTEST: Lynn Curiale
Lynn Curiale, City Clerk

Published in pamphlet form July 16, 2021