

VILLAGE OF GILBERTS

KANE COUNTY

STATE OF ILLINOIS

ORDINANCE NUMBER 08-2017

**An Ordinance amending certain sections of the Unified Development Ordinance of
the Village of Gilberts, Kane County, Illinois**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF GILBERTS
KANE COUNTY
STATE OF ILLINOIS**

March 14, 2017

**Published in pamphlet form by authority of the President and Board of Trustees of
the Village of Gilberts, Kane County, Illinois this *14th* day of *March* 2017**

**AN ORDINANCE AMENDING CERTAIN
SECTIONS OF THE UNIFIED DEVELOPMENT
ORDINANCE OF THE VILLAGE OF
GILBERTS, KANE COUNTY, ILLINOIS**

WHEREAS, on January 8, 2014 the Village Board adopted a Zoning Ordinance, which sets forth the zoning and development standards and procedures for the Village of Gilberts; and,

WHEREAS, the Village has determined that it is in the best interest to amend certain provisions of the UDO, and those draft amendments were referred to the Plan Commission to conduct the required public hearing and make recommendations to the Village Board; and

WHEREAS, the Plan Commission conducted a public hearing, pursuant to notice published in accordance with Illinois state law, on the proposed amendments at its meeting of January 11, 2017, at which time the Commission recommended approval of the proposed amendments by a vote of 4-0.

NOW, THEREFORE, BE IT ORDAINED by the Village Board of the Village of Gilberts, Kane County, Illinois pursuant to its statutory powers, as follows:

Section 1. The recitals set forth above are incorporated into Section 1 as set forth herein.

Section 2. That section 10-6-4-D “Exterior of Buildings” shall be amended by adding the following underlined text and deleting the following stricken text:

D. Exterior of Buildings.

1. No exterior wall facing any road or street of any building in the I-1 District shall be constructed using any of the following materials: ~~wrinkled aluminum, metal exterior finish,~~ flat concrete masonry, masonry cinder block, wood, vinyl, or plastic or similar materials.

2. Not more than 65% of the square foot area of any side of the exterior wall of any building, other than a wall facing a road or street as described in section 1, shall be constructed of the following materials: ~~wrinkled aluminum, metal exterior finish,~~ flat concrete masonry, masonry cinder block, wood, vinyl or plastic or similar material.

Section 3. That section 10-11-4 “Applications” be amended by the addition of a new section H “Abandonment of Application” and add thereto the underlined language as shown below:

10-11-4-H. Abandonment of Applications

Any application filed pursuant to this code may be considered abandoned and withdrawn if, due to the lack of diligence on the part of the applicant, no recommendation has been made on the application by either the Zoning Board of

Appeals or the Plan Commission within 6 months after the date the application was filed.

Section 4. That each section, paragraph, sentence, clause and provision of this ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this ordinance, nor any part thereof, other than that part affected by such decision.

Section 5. That except as to the amendments theretofore mentioned, all Sections of the Unified Development Ordinance of the Village of Gilberts shall remain in full force and effect.

Section 6. Upon its passage and approval according to law, this Ordinance shall, by authority of the Village Board of Trustees be published in pamphlet form. On the tenth day after publication, this Ordinance shall be in full force and effect.

PASSED BY ROLL CALL VOTE OF THE BOARD OF TRUSTEES of the Village of Gilberts, Kane County, Illinois, this 14th day of March, 2017 as follows:


	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Dan Corbett	✓	—	—	—
Trustee Nancy Farrell	✓	—	—	—
Trustee Louis Hacker	✓	—	—	—
Trustee Elissa Kojzarek	✓	—	—	—
Trustee David LeClercq	—	—	✓	—
Trustee Guy Zambetti	✓	—	—	—
President Rick Zirk	—	—	—	—

APPROVED this 14th day of March, 2017



Village President Rick Zirk



TEST: 
Village Clerk, Debra Meadows
Published: 3/15/2017