

VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
OCTOBER 2, 2007 AGENDA

SUBJECT:	TYPE:	SUBMITTED BY:
Ordinance Amendment – 90 day Extension on Moratorium of consideration of applications for a Recycling Facility	Resolution ✓ Ordinance Motion Discussion Only	Tom Dabareiner, AICP, Community Development Director

SYNOPSIS

An ordinance has been prepared to amend and extend the current moratorium by an additional 90-day period on any application for a Special Use Permit provided for under Chapter 28, Zoning Ordinance, Article VIII, O-R-M District (Office-Research-Manufacturing), Article IX, Manufacturing Districts (M-1 & M-2) Article X, Use Regulations and Article XI, Yards and Open Spaces for Recycling Collection Facilities. The moratorium would allow for the Village Council to conclude review of zoning related issues to this special use as currently permitted in the Zoning Ordinance or as may be amended during the moratorium. A waiver of the *one-week waiting period* is additionally requested.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals for 2006-2011 identified *Exceptional Municipal Government*. Supporting these goals are the objective *Top Quality Core Services Responsive to Current and Future Community and Citizen Needs*.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval on October 2, 2007 under the Village Attorney's report with the waiver of the traditional one-week waiting period.

BACKGROUND

On July 10, 2007, the Village Council adopted an ordinance amending §28.1007 of the Zoning Ordinance regarding recycling collection facilities. Currently, these facilities are allowed as special uses in the M-1, M-2 and ORM zoning districts. Also, the Zoning Ordinance does not require any "minimum separation" between these uses and residential uses, other than the building setback requirements required of any use in those districts.

- On September 25, 2007, the Village Council asked that a 90-day extension of the moratorium be prepared for consideration at the October 2, 2007 Council meeting.

ATTACHMENTS

Ordinance

VILLAGE OF DOWNERS GROVE
COUNCIL ACTION SUMMARY

INITIATED: Village Attorney **DATE:** October 2, 2007
(Name)

RECOMMENDATION FROM: _____ **FILE REF:** _____
(Board or Department)

NATURE OF ACTION:

- ☒ Ordinance
☐ Resolution
☐ Motion
☐ Other

STEPS NEEDED TO IMPLEMENT ACTION:

Motion to Adopt "AN ORDINANCE AMENDING ORDINANCE NUMBER 4888 TO EXTEND A MORATORIUM ON THE GRANTING OF SPECIAL USES FOR THE LOCATION OF RECYCLING COLLECTION FACILITIES IN THE VILLAGE OF DOWNERS GROVE", as presented.

SUMMARY OF ITEM:

Adoption of this ordinance shall extend the moratorium on the granting of special uses for the location of recycling collection facilities for an additional period of three (3) months through December 31, 2007.

RECORD OF ACTION TAKEN:

ORDINANCE NO. _____

**AN ORDINANCE AMENDING ORDINANCE NUMBER 4888 TO EXTEND A MORATORIUM
ON THE GRANTING OF
SPECIAL USES FOR THE LOCATION OF RECYCLING COLLECTION
FACILITIES IN THE VILLAGE OF DOWNERS GROVE**

WHEREAS, on July 10, 2007, the Village Council of the Village of Downers Grove adopted Ordinance No. 4888, entitled “An Ordinance Establishing a Moratorium on the Granting of Special Uses for the Location of Recycling Collection Facilities in the Village of Downers Grove”; and

WHEREAS, the Village Council has determined that it is necessary and desirable to further consider and evaluate Section 28.1007 of the Village Code which relates to the zoning of recycling collection facilities and also Section 28.201 which contains the definition of “recycling collection facility”; and

WHEREAS, the Downers Grove Plan Commission and the Downers Grove Village Council consider from time to time petitions for a special use to locate a recycling collection facility within the Village of Downers Grove; and

WHEREAS, the Village Council of the Village of Downers Grove has determined that it is reasonable and necessary to continue the moratorium on the acceptance, consideration or approval of any request for the granting of a special use for the location of a recycling collection facility within the Village for an additional period of ninety (90) days to permit the continued evaluation and possible revision of the pertinent provisions contained in the Village Code.

NOW, THEREFORE, BE IT ORDAINED, by the Village Council of the Village of Downers Grove as follows:

SECTION 1. That except for applications on file as of July 10, 2007, no petition for the granting of a special use for a recycling collection facility shall be accepted, processed and/or considered for a period of ninety (90) days from the adoption of this ordinance. The purpose of this ordinance shall be to permit the Village of Downers Grove to further consider revisions to the current provisions of the Village Code pertaining to recycling collection facilities. The Village Manager and staff are authorized to evaluate such revisions and report their recommendations to the Village Council within sixty (60) days of the adoption of this ordinance.

SECTION 2. That this ordinance shall be in full force and effect from and after its adoption in the manner provided by law.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Mayor

Passed:

Published:

Attest: _____

Village Clerk