

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
JANUARY 15, 2008 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
Zoning Ordinance Amendment Recycling Collection Facility	Resolution ✓ Ordinance Motion Discussion Only	Tom Dabareiner, AICP, Community Development Director

SYNOPSIS

An ordinance has been prepared amending Chapter 28, Zoning Ordinance, Article II, Section 28.201 (Definitions) relative to the definition of Recycling Collection Facilities.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals for 2007-2012 identified *Exceptional Municipal Government*. Supporting this goal is the objective *Top Quality Core Services Responsive to Current and Future Community and Citizen Needs*.

FISCAL IMPACT

N/A.

UPDATE & RECOMMENDATION

This item was discussed at the January 8, 2008 Workshop. Staff recommends approval on the January 15, 2008 active agenda.

BACKGROUND

Staff is requesting review of modifications to the Zoning Ordinance’s definition of “Recycling Collection Facilities.” The Village Council and Plan Commission have reviewed various amendments to the setback requirements for and definitions of recycling collection facilities throughout 2007. These discussions lead to the enactment of new separation requirements and a 90-day moratorium for recycling collection facilities on July 18, 2007; the moratorium was extended on October 2, 2007. The Village Council remanded the definition of recycling collection facilities to the Plan Commission at the October 2, 2007 meeting.

The public and the Village Council have specifically expressed concern about the regulation of construction and demolition debris collection facilities. Staff originally prepared an amended definition that included these types of uses with recycling collection facilities that collect household items. The Plan Commission recommended approval of this all-inclusive definition. The Village Council and public expressed concern about the all-inclusive definition and requested additional review by staff and the Plan Commission.

Based on the Village Council and public concern, staff presented a definition to the Plan Commission that specifically excludes construction and demolition debris facilities from recycling collection facilities. Under the proposed definition, recycling collection facilities would only include facilities that collect household recyclables (e.g., aluminum cans, plastic containers, glass jars, etc.). Construction and demolition debris facilities are those uses that collect clean construction materials (e.g., brick, lumber, drywall, etc.) as

regulated by the Illinois Environmental Protection Act and would not be permitted in the Village of Downers Grove. Recycling collection facilities are subject to the new setback regulations enacted by the Council in October 2007.

The Plan Commission considered the amendment at its December 3, 2007 meeting. After receiving input from residents, the Commission recommended unanimous approval of the text amendment as presented by staff. Staff concurs with the recommendation.

Recycling Facility

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING CODE DEFINITION OF
"RECYCLING COLLECTION FACILITY"**

BE IT ORDAINED by the Village Council of the Village of Downers Grove in DuPage County,
Illinois, as follows: (Additions are indicated by shading/underline; deletions by ~~strikeout~~):

Section 1. That Section 28.201 is hereby amended to read as follows:

28.201 Definitions.

For the purposes of this Zoning Ordinance, wherever any term is used in this Chapter, it shall have the same meaning as defined in Chapter 1 of the Downers Grove Municipal Code, unless otherwise defined in this Chapter. The following words and phrases shall have the meanings respectively ascribed to them as follows:

* * *

Recycling collection facility. A facility or site, ~~limited to a building, trailer, vehicle or completely closed containers of wood, metal or masonry~~, designed for the purpose of receiving articles or materials, limited to non-hazardous, nonspecial, homogeneous, nonputrescible materials such as dry paper, glass, cans or plastic, which are to be transported to another location for distribution or processing, which may or may not be the principal use on the zoning lot where located. ~~Provided, that~~ The term "recycling collection facility" as used in this Zoning Ordinance shall not include general construction or demolition debris facilities, as defined in 415 ILCS 5/3.160, and/or transfer stations, as defined by 415 ILCS 5/3.500, facilities located within a structure principally devoted to another use, facilities temporarily located on a zoning lot under authority of a temporary uses, and facilities for collecting used motor oil which are necessary to an automobile service station.

* * *

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

Section 4. That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

Mayor

Passed:
Published:
Attest: _____
Village Clerk