

VILLAGE OF BRADLEY

ORDINANCE NO. O-11-16-1


**AN ORDINANCE GRANTING A VARIANCE
FROM SIGN REQUIREMENTS FOR THE PROPERTY LOCATED AT
1250 N. KINZIE AVE, BRADLEY, IL**

ADOPTED BY THE
BOARD OF TRUSTEES
VILLAGE OF BRADLEY

This 28 day of NOVEMBER, 2016

Published in pamphlet form by authority of the Board of Trustees of the Village of
Bradley, Kankakee County, Illinois, this 28 day of NOVEMBER, 2016.

CERTIFICATE:



Michael J. LaGesse, Village Clerk

ORDINANCE NO. O-11-16-1

**AN ORDINANCE GRANTING A VARIANCE
FROM SIGN REQUIREMENTS FOR THE PROPERTY LOCATED AT
1250 N. KINZIE AVE., BRADLEY, IL**

WHEREAS, on November 14, 2016, at a meeting of the Village of Bradley Planning and Zoning Commission (hereinafter the "Plan Commission"), the Plan Commission held a public hearing on the application of the Petitioner, Bradley QSR, Inc. (hereinafter the "Petitioner"), for a sign variance to permit the display of signage for Checker's on the pylon sign located on BSSC property, as set forth in the Village of Bradley's Code of Ordinances (hereinafter "Village Code"), respectively, for the following legally described property:

Lots 1,2,3,4,5,10 and 11 of the Bradley Square Subdivision, being a subdivision of a parcel of land in the North Half of Section 21, Township 31 North, Range 12 East of the Third Principle Meridian in the Village of Bradley, Kankakee County, Illinois.

Commonly known as: 1250 N. KINZIE AVE., BRADLEY, IL

P.I.N.: 17-09-21-100-023

WHEREAS, notice of public hearing was published in the *Daily Journal* on October 27, 2016; and

WHEREAS, variances for sign requirements are authorized pursuant to §60, Division 6, *et seq.*, of the Village Code; and

WHEREAS, the Plan Commission recommended that the request for sign variances be approved by a vote of seven (7) in favor and none (0) against, with two (2) absent, as reflected in the minutes of the public hearing of November 14, 2016, incorporated herein by reference as though fully set forth; and

WHEREAS, the President & Board of Trustees of the Village have considered the Findings and Recommendation of the Plan Commission and all of the facts and circumstances affecting the Application, and the President and Board of Trustees have determined that it is appropriate to grant the variance as provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Bradley, Kankakee County, State of Illinois, as follows:

Section 1. RECITALS. The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. VARIANCE GRANTED. The application of the Petitioner to permit the display of signage for Checker's on the pylon sign located on BSSC property, which varies from the Village Code, is granted for the Subject Property, subject to the conditions set forth in §§3 and 4 of this Ordinance. The variance granted herein is authorized pursuant to §60, Division 6, *et seq.*, of the Village Code.

Section 3. VARIANCE STANDARDS. The variance granted by this Ordinance is in strict accordance with the application of the petition on file and the testimony and evidence presented at the Public Hearing. The variance shall run with the land and not expire with the current owner.

Section 4. EXECUTION OF ORDINANCE. This Ordinance shall be signed by the Petitioner to signify its agreement to the terms hereof.

Section 5. VIOLATION OF CONDITION OR CODE. Any violation of (i) any term or condition set forth in this Ordinance or (ii) any applicable code, ordinance, or regulation of the Village shall be grounds for the immediate rescission by the Board of Trustees of the approvals granted pursuant to this Ordinance.

Section 6. SEVERABILITY & REPEAL OF INCONSISTENT ORDINANCES. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All existing ordinances of the Village are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

Section 7. Effective Date. The Clerk of the Village of Bradley shall certify to the adoption of this Ordinance and shall cause it to be published in pamphlet form and this Ordinance shall take effect upon its approval and publication in pamphlet form as so certified.

PASSED this 28 day of NOVEMBER, 2016.

TRUSTEES:

Jerry Balthazor:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>
Robert Redmond:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>
Lori Gadbois:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>
Eric Cyr:	AYE - <input type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input checked="" type="checkbox"/>
Melissa Carrico:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>
Michael Watson:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>

Bruce Adams: AYE - NAY - ABSENT -

TOTALS: AYE - 5 NAY - 0 ABSENT - 1

APPROVED this 28 day of NOVEMBER, 2016



Bruce Adams
Bruce Adams, President of the Board of Trustees of the Village of Bradley

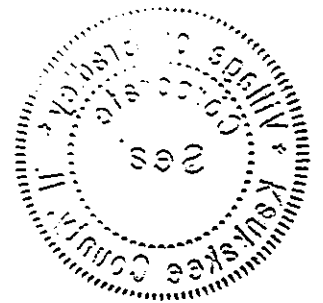
ATTEST:

Michael J. Lagesse
Michael J. Lagesse, Village Clerk

ACKNOWLEDGEMENT AND AGREEMENT BY THE PETITIONER TO THE CONDITIONS OF THIS ORDINANCE NO. O-11-16-1

By: _____ Date: _____, 2016

Title:



PASSED this 28 day of NOVEMBER, 2016.


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Michael Watson:	AYE - <input checked="" type="checkbox"/>	NAY - <input type="checkbox"/>	ABSENT - <input type="checkbox"/>

Bruce Adams: AYE - NAY - ABSENT -

TOTALS: AYE - 5 NAY - 0 ABSENT - 1

APPROVED this 28 day of NOVEMBER, 2016


Bruce Adams, President of the Board of
Trustees of the Village of Bradley

ATTEST:


Michael J. Lagesse, Village Clerk

ACKNOWLEDGEMENT AND AGREEMENT BY THE PETITIONER TO THE
CONDITIONS OF THIS ORDINANCE NO. O-11-16-1



Date: 12/09/, 2016

By: MOHAMED ABY
Title: FRANCHISEE