

**AN ORDINANCE APPROVING A SPECIAL USE FOR  
AN OUTDOOR BUSINESS ACTIVITY AND GRANTING A VARIANCE  
(3750 INDUSTRIAL AVENUE)**

WHEREAS, Williams Property Group, Inc., "Petitioner," has requested that the City approve a Special Use to allow a drop storage container on the property. Petitioner also requests variances from the Comprehensive Zoning Code ("Code") requirements for the drop container to remain in place in excess of sixty (60) days and encroach into the rear yard setback area; and

WHEREAS, after publication of notice thereof, as provided by law, the Plan Commission has conducted a public hearing on September 4, 2012 at 7:30 p.m. at City Hall, 3600 Kirchoff Road, Rolling Meadows, Illinois, to consider the Special Use and Variances requested; and

WHEREAS, the Plan Commission has made its recommendation to the City Council recommending approval of the Special Use to allow the drop box, as a temporary structure, pursuant to section 122-27(c)(4) of the Comprehensive Zoning Code and Variances from the requirements as provided in section 122-27(d)(11) and encroaching into the rear yard setback; and

WHEREAS, the City Council has reviewed the minutes and recommendations of the Plan Commission; and

WHEREAS, the City Council finds that the evidence is such as to establish the following beyond reasonable doubt:

That the proposed use at the particular location required is necessary or desirable to provide a service of a facility which is in the interest of public convenience and will constitute to the general welfare of the neighborhood or the community; and

That such use will not under the circumstances of the particular case, be detrimental to the health, safety, morals or general welfare of persons residing or working in the vicinity, or injurious to property values or improvements in the vicinity; and

The proposed use will comply with the regulations and the conditions specified in this chapter for such use and with the stipulations and conditions made a part of the authorization granted by the City Council and;

WHEREAS, the City Council has determined that the Variances from the duration of time the drop box will be in place, and encroachment into the rear yard setback requirements, as requested by the Petitioner, will not impair an adequate supply of light and air to adjacent property or unreasonably increase the congestion in public streets or increase the danger of fire or endanger the public safety or unreasonably diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals or welfare of the inhabitants of the city.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Rolling Meadows, Illinois, as follows:

SECTION ONE: The Petitioner is hereby granted a Special Use for a drop box, as a temporary outdoor business activity, as provided in section 122-27(c) of the Code.

SECTION TWO: The Petitioner is hereby granted Variances from the provisions contained in section 122-27(d)(11). The Petitioner is also granted a variance from the provisions of section 122-227 to allow the drop box to encroach into the rear yard setback.

SECTION THREE: The Special Use and Variance as herein allowed and granted are subject to the following conditions:

- A. The container is not to be located on the property permanently and shall be located for less than six consecutive months.
- B. The container is to be located in one parking space, positioned in such a manner as to not obstruct on-site traffic flow and/or building egress and preferably not visible from the street.
- C. The container is to be painted.
- D. A permit shall be applied for each time the container is to be located on the property indicating location and period of time.

SECTION FOUR: This Ordinance shall be in full force and effect from and after its date of passage and approval as required by law.

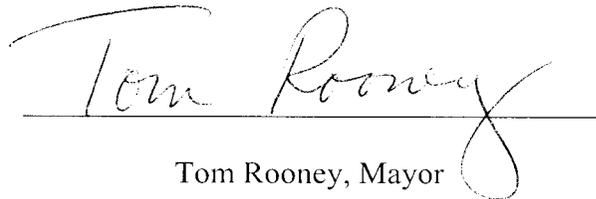
SECTION FIVE: This Ordinance shall be printed and published in pamphlet form by order of the City Council of Rolling Meadows, Illinois.

YEAS: Cannon, Allen, Judd, Banger, D'Astice, Larsen

NAYS: 0

ABSENT: Buske

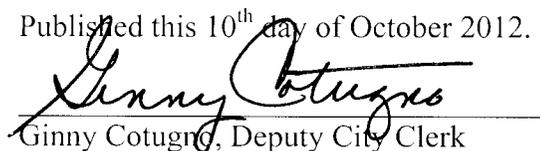
Passed and Approved this 9<sup>th</sup> day of October 2012

  
Tom Rooney, Mayor

ATTEST:

  
Ginny Cotugno, Deputy City Clerk

Published this 10<sup>th</sup> day of October 2012.

  
Ginny Cotugno, Deputy City Clerk