



Resolution for Improvement Under the Illinois Highway Code



Resolution Number [] Resolution Type Supplemental Section Number 89-00047-01-GS

BE IT RESOLVED, by the President and Board of Trustees of the Village of Franklin Park Illinois that the following described street(s)/road(s)/structure be improved under the Illinois Highway Code. Work shall be done by Contract

For Roadway/Street improvements:

Table with 5 columns: Name of Street(s)/Road(s), Length (miles), Route, From, To. Row 1: Grand Avenue, [], FAU1376, Edgington, Maple

For Structures:

Table with 5 columns: Name of Street(s)/Road(s), Existing Structure No., Route, Location, Feature Crossed

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of

construction of a new grade separated structure carrying three railroad tracks over Grand Avenue, relocating two railroad tracks, new storm sewers, sanitary seres, water lines, PCC curb and gutter, sidewalks, traffic signals, lighting and landscaping. Construction Engineering to be performed by Clark Dietz.

2. That there is hereby appropriated the sum of One million Eight Hundred Five Thousand and 0/100

Dollars (\$1,805,000.00) for the improvement of said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, Irene Ivitia Village Clerk in and for said Village of Franklin Park in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by President and Board of Trustees of Village of Franklin Park at a meeting held on May 07, 2018

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this Day of Month, Year

(SEAL)

Clerk Signature []

Approved

Regional Engineer Department of Transportation Date []

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-VC-__

**AN ORDINANCE AMENDING SECTION 3-2-13 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS TO LIMIT THE SALE OF SINGLE
SERVINGS OF ALCOHOLIC BEVERAGES IN THE VILLAGE**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-VC- ____

AN ORDINANCE AMENDING SECTION 3-2-13 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS TO LIMIT THE SALE OF SINGLE
SERVINGS OF ALCOHOLIC BEVERAGES IN THE VILLAGE

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, Article IV of the Liquor Control Act of 1934, 235 ILCS 5/4-1, authorizes the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") to determine the number, kind and classification of licenses for the retail sale of alcoholic liquor and to establish such further regulations and restrictions upon the issuance of and operations under local licenses not inconsistent with law as the public good and convenience may require; and

WHEREAS, the Corporate Authorities have determined that the sale of single servings of alcoholic beverages is a growing problem affecting the Village; and

WHEREAS, single-serve alcoholic beverages often lead to illegal public drinking due to the small size of their bottles; and

WHEREAS, single servings of alcoholic beverages are related to criminal activity including, but not limited to, illegal transportation of alcohol in a motor vehicle and theft; and

WHEREAS, single containers of alcoholic liquor less than 6.4 ounces ("*Miniature Liquor Bottles*") are easily concealed in pockets and purses and when placed at a check-out counter, are easily stolen; and

WHEREAS, the Corporate Authorities have determined that Miniature Liquor Bottles are appealing and affordable for underage youth; and

WHEREAS, the size of miniature liquor bottles makes it easy for youth to bring them into an event, such as a concert or a football game; and

WHEREAS, the Corporate Authorities seek to protect minors from the dangers associated with underage drinking; and

WHEREAS, the sale of single servings of alcoholic beverages leads to littering on both public and private property, including, but not limited to sidewalks, streets, alleys, bike paths, parking lots, parks and other public places; and

WHEREAS, the Corporate Authorities have determined that it is necessary to establish a prohibition against the sale of Miniature Liquor Bottles within the Village in order to protect the health, safety, and welfare of its residents.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 3-2-13 (“*Prohibited acts and conditions*”) of Chapter 2 (“*Alcoholic Beverages*”) of Title 3 (“*Business and License Regulations*”) of the Village Code of Franklin Park, Illinois, is hereby amended by adding a new subsection (i) to read, as follows:

- (i) *Sales of miniature bottles of alcoholic liquor prohibited.* It shall be unlawful for the holder of any liquor license in the village to offer for sale or sell for consumption off the premises a single container of alcoholic liquor other than beer, malt liquor or wine, if the volume of the container is 6.4 ounces (or approximately one hundred ninety (190) milliliters) or less. It shall further be unlawful for the holder of any liquor

license in the village to sell any of the items prohibited by this subsection (i) attached together or repacked in any method other than that originally done by the distributor or manufacturer.

Section 3. The amendment set forth in Section 2 of this Ordinance shall not take effect until April 30, 2019.

Section 4. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 5. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. This Ordinance shall be in full force and effect upon its passage, approval, and publication in the manner provided by law.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-VC- __

**AN ORDINANCE AMENDING CHAPTER ONE OF TITLE SEVEN OF THE
VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS PROHIBITING THE DEPOSIT OF LANDSCAPING WASTE, SNOW,
AND OTHER MATERIALS ON STREETS, ALLEYS, AND SIDEWALKS**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-VC- __

AN ORDINANCE AMENDING CHAPTER ONE OF TITLE SEVEN OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS PROHIBITING THE DEPOSIT OF LANDSCAPING WASTE, SNOW, AND OTHER MATERIALS ON STREETS, ALLEYS, AND SIDEWALKS

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") may from time to time amend the text of the Village Code of Franklin Park when it is determined to be in the best interests of the residents of the Village; and

WHEREAS, the placement of loose leaves, grass clippings, twigs, and other landscaping waste on streets, alleys, and public sidewalks leads to the blockage of sewers, creation of trip hazards, and other unsafe conditions for motor vehicle and pedestrian traffic; and

WHEREAS, the placement of snow on streets, alleys, and public sidewalks leads to the accumulation of ice and makes vehicular and pedestrian travel dangerous; and

WHEREAS, the Corporate Authorities have determined that it is in the best interests of the residents of the Village and necessary to protect the health, safety, and welfare of the public to strengthen the Village's current regulations concerning deposits on streets and sidewalks to specifically prohibit the blowing, pushing, placing, dumping, shoveling, or otherwise depositing of landscaping waste, snow, and other materials on streets, alleys, and sidewalks.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 7-1-10 ("*Deposits on Streets and Sidewalks*") of Chapter 1 ("*Streets, Sidewalks and Other Public Property*") of Title 7 ("*Public Works and Properties*") of the Village Code of Franklin Park, Illinois, is hereby amended by deleting the following stricken language and adding the underlined language to read, as follows:

7-1-10. – Deposits of snow, landscaping waste, and other materials on streets, parkways, alleys, and sidewalks

- (a) No person shall place, dump, shovel, push, blow, or otherwise deposit, or permit or allow another to deposit, on any street, parkway, alley, or public sidewalk any material which may be harmful to the pavement thereof or any refuse, waste material, glass or other articles which may do injury to any person, animal or property or create a nuisance to the orderly use thereof.
- (b) ~~No person shall deposit or cause to be deposited on any public thoroughfare including, but not limited to, streets, alleys and sidewalks, any snow accumulation which might in any way obstruct, hinder, render unsafe or create a nuisance to the orderly use of said public thoroughfare. No person shall place, dump, shovel, blow, push, plow, or otherwise deposit, or permit or allow another to deposit, on any street, alley, or public sidewalk any snow which obstructs, impedes, renders unsafe or interferes with motor vehicle traffic or pedestrian traffic, makes travel on any street, alley, or public sidewalk dangerous, or creates a nuisance to the orderly use thereof. This subsection shall not apply to employees of the village while on duty for the village who are removing, shoveling, pushing or plowing snow from public rights-of-way within the village.~~
No person shall place, dump, shovel, push, blow, or otherwise deposit, or permit or allow another to deposit, on any street, alley, or public sidewalk any snow which obstructs, impedes, renders unsafe or interferes with motor vehicle traffic or pedestrian traffic, makes travel on any street, alley, or public sidewalk dangerous, or creates a nuisance to the orderly use thereof. This subsection shall not apply to employees of the village while on duty for the village who are removing, shoveling, pushing or plowing snow from public rights-of-way within the village.
- (c) No person shall place, dump, shovel, push, blow, or otherwise deposit, or permit or allow another to deposit, on any street, alley, or public sidewalk any leaves, grass clippings or trimmings, shrubbery clippings or trimmings, twigs, tree limbs, weeds, dead plants or flowers, garden refuse, or other landscape waste except for the purpose of being picked up by a regularly scheduled scavenger service, and, then, only in accordance with established ordinances.

(d) Any person found to have violated any provision of this section shall be subject to a minimum fine of fifty dollars (\$50.00) per day per violation to a maximum of seven hundred fifty dollars (\$750.00) per day per violation, in addition to any other legal or equitable remedies available to the village. A separate and distinct offense shall be committed each day on which such person or persons shall violate the provisions of this section. The village may enforce this section in its administrative adjudication system or through the circuit court of Cook County, Illinois. Nothing herein contained shall prohibit the village from taking immediate action to remove any of the foregoing articles upon a determination that any such article is a public nuisance or poses an imminent danger to the public health, safety, or welfare.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-VC- __

**AN ORDINANCE AMENDING SECTION 6-6F-7 OF ARTICLE F OF CHAPTER SIX
OF TITLE SIX OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK,
COOK COUNTY, ILLINOIS ESTABLISHING RESIDENT ONLY PARKING
RESTRICTIONS ON THE 3300 BLOCK OF DORA STREET**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-VC- ____

AN ORDINANCE AMENDING SECTION 6-6F-7 OF ARTICLE F OF CHAPTER SIX OF TITLE SIX OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS ESTABLISHING RESIDENT ONLY PARKING RESTRICTIONS ON THE 3300 BLOCK OF DORA STREET

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") designate parking restrictions in the Village and are charged with the responsibility of periodically adjusting these regulations to address the changing needs of the Village and its residents; and

WHEREAS, the Corporate Authorities have decided to add a location to the resident's only parking restrictions in order to protect the health, safety and general welfare of the residents of the Village.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 6-6F-7 ("*Resident's Parking Only*") of Article F ("*Parking Restrictions*") of Chapter Six ("*Traffic Schedules*") of Title Six ("*Motor Vehicles and Traffic*")

of the Village Code of the Village of Franklin Park, Illinois, is hereby amended by adding the following underlined language to read, as follows:

6-6F-7. Resident's Parking Only.

(b) Parking restricted on residential streets. It shall be unlawful to park any motor vehicle at any time for longer than fifteen (15) minutes on those sections of residential streets listed hereunder, except that residents of the village and/or their guests may park their own private passenger vehicles on those sections of residential streets listed hereunder without restriction unless other more restrictive sections of this code shall from time to time apply:

Street	Side	Area
<u>Dora Street</u>	<u>Both sides</u>	<u>Extending from the first alley south of Franklin Avenue southward to the north curb line of Gage Avenue</u>

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

**THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS**

ORDINANCE

NUMBER 1819-VC- __

**AN ORDINANCE AMENDING SECTION 3-2-7 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS DECREASING THE CLASS A LIQUOR
LICENSE HELD BY MARDI-GRAS PUB IN ORDER TO ISSUE A
CLASS B LIQUOR LICENSE TO MARDI-GRAS PUB**

**BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk**

**JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees**

ORDINANCE NUMBER 1819-VC- __

**AN ORDINANCE AMENDING SECTION 3-2-7 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS DECREASING THE CLASS A LIQUOR
LICENSE HELD BY MARDI-GRAS PUB IN ORDER TO ISSUE A
CLASS B LIQUOR LICENSE TO MARDI-GRAS PUB**

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, a Class A license authorizes the sale at retail on the premises specified of alcoholic liquor for consumption on the premises and for the sale of alcoholic liquor in original package not to be consumed on the premises (the "*Class A Liquor License*"); and

WHEREAS, a Class B license authorizes the sale at retail on the premises specified of alcoholic liquor for consumption on the premises only (the "*Class B Liquor License*"); and

WHEREAS, Stanley Konrick d/b/a Mardi-Gras Pub currently holds a Class A Liquor License with video gaming for the premises located at 10314 Front Street, Franklin Park, Illinois, and now desires to change said classification to a Class B Liquor License with video gaming but without game of chance amusement devices, as defined by Chapter Two of the Village Code, and has further satisfied the requirements for the issuance of said license; and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") are charged with the responsibility of regulating the number of liquor licenses that are available for the sale and distribution of alcoholic beverages within the Village.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 3-2-7 ("*Number of Licenses Issued*") of Chapter 2 ("*Alcoholic Beverages*") of Title 3 ("*Business and License Regulations*") of the Village Code of Franklin Park, Illinois, is hereby amended by deleting the stricken language and adding the underlined language to read, as follows:

3-2-7. – Number of licenses issued.

- (a) *Maximum number of licenses.* The maximum number of licenses which may be issued for each class shall be as follows:

The total number of class A liquor licenses shall not exceed ~~six (6)~~ five (5).

...

The total number of class B liquor licenses shall not exceed ~~eleven (11)~~ twelve (12).

...

- (b) *Reduction in the number of licenses.* Whenever a license previously issued under this chapter is revoked, surrendered, nonrenewed or terminated by dormancy as herein provided in this chapter, the maximum number of licenses in the class of the license which is revoked, surrendered, nonrenewed or terminated by dormancy as set forth in subsection A of this section shall be automatically and immediately reduced by one.
- (c) *Appropriate number of licenses.* The village clerk shall codify the appropriate maximum number of licenses for each class whenever the number of license(s) is reduced by this section.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in full force and effect immediately upon its passage and approval to ensure that the license herein contemplated is issued forthwith.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS B LIQUOR
LICENSE FROM BONTEMPO INC. TO GIANNI'S PIZZERIA F.P. LLC IN
OPERATION OF THE GIANNI'S RISTORANTE AT 9655 WEST GRAND AVENUE**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-G- __

AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS B LIQUOR LICENSE FROM BONTEMPO INC. TO GIANNI'S PIZZERIA F.P. LLC IN OPERATION OF THE GIANNI'S RISTORANTE AT 9655 WEST GRAND AVENUE

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") regulate the number of liquor licenses that are available for the sale and distribution of alcoholic beverages within the Village; and

WHEREAS, a Class B liquor license authorizes the sale at retail on the premises specified of alcoholic liquor for consumption on the premises only (the "*Class B Liquor License*"); and

WHEREAS, a Class B Liquor License without video gaming is held by Bontempo Inc. as part of its operation and management of Gianni's Ristorante located at 9655 West Grand Avenue, Franklin Park, Illinois; and

WHEREAS, Gianni's Pizzeria F.P. LLC is the new limited liability company that will operate Gianni's Ristorante located at 9655 West Grand Avenue, Franklin Park, Illinois; and

WHEREAS, Gianni's Pizzeria F.P. LLC is requesting the transfer of the current Class B Liquor License without video gaming held by Bontempo Inc. to Gianni's Pizzeria F.P. LLC as part of its purchase of Gianni's Ristorante at 9655 West Grand Avenue, Franklin Park, Illinois, upon meeting the requirements for the issuance of said license.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The Village Board hereby authorizes and directs the Liquor Commissioner to terminate the Class B Liquor License without video gaming held by Bontempo Inc. for the location of 9655 West Grand Avenue, and issue same to Gianni's Pizzeria F.P. LLC as herein requested upon the sale of the business and surrender of the Class B Liquor License without video gaming by Bontempo Inc.; and at such time as determined appropriate by the Liquor Commissioner and without video gaming or such other game of chance amusement devices, as defined by Chapter Two of the Village Code.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in full force and effect immediately upon its passage and approval to ensure that the license herein contemplated is issued forthwith.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-VC-__

**AN ORDINANCE AMENDING SECTION 3-2-7 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS ISSUING A CLASS C LIQUOR
LICENSE TO ALFD, INCORPORATED**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-VC- __

AN ORDINANCE AMENDING SECTION 3-2-7 OF CHAPTER TWO OF
TITLE THREE OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS ISSUING A CLASS C LIQUOR
LICENSE TO ALFD, INCORPORATED

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the “*Village*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, a Class C license authorizes the sale at retail on the premises specified of alcoholic liquor in original package not to be consumed on the premises (the “*Class C Liquor License*”); and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the “*Corporate Authorities*”) are charged with the responsibility of regulating the number of liquor licenses that are available for the sale and distribution of alcoholic beverages within the Village; and

WHEREAS, ALFD, Inc. d/b/a Ambiance is seeking a Class C Liquor License without video gaming or game of chance amusement devices, as defined by Chapter Two of the Village Code, for the premises located at 2955 Mannheim Road, Franklin Park, Illinois and is in the process of completing the requirements for the issuance of said license.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 3-2-7 (“*Number of Licenses Issued*”) of Chapter 2 (“*Alcoholic Beverages*”) of Title 3 (“*Business and License Regulations*”) of the Village Code of Franklin Park, Illinois, is hereby amended by deleting the stricken language and adding the underlined language to read, as follows:

3-2-7. – Number of licenses issued.

- (a) *Maximum number of licenses.* The maximum number of licenses which may be issued for each class shall be as follows:
...
The total number of class C liquor licenses shall not exceed ~~five (5)~~ six (6).
...
- (b) *Reduction in the number of licenses.* Whenever a license previously issued under this chapter is revoked, surrendered, nonrenewed or terminated by dormancy as herein provided in this chapter, the maximum number of licenses in the class of the license which is revoked, surrendered, nonrenewed or terminated by dormancy as set forth in subsection A of this section shall be automatically and immediately reduced by one.
- (c) *Appropriate number of licenses.* The village clerk shall codify the appropriate maximum number of licenses for each class whenever the number of license(s) is reduced by this section.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

- Section 5.** This Ordinance shall be in full force and effect upon the last to occur:
- i. its passage, approval and publication as provided by law; and
 - ii. the completion of all licensing and statutory requirements and procedures by the applicant, as provided by the Village Code and State of Illinois Liquor Commissioner.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-VC- __

**AN ORDINANCE AMENDING ARTICLE C OF CHAPTER EIGHT OF TITLE SEVEN
OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS ESTABLISHING CHARGES FOR RESCHEDULING WATER METER
APPOINTMENTS DUE TO FAILURE TO APPEAR**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-VC- __

AN ORDINANCE AMENDING ARTICLE C OF CHAPTER EIGHT OF TITLE SEVEN OF THE VILLAGE CODE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS ESTABLISHING CHARGES FOR RESCHEDULING WATER METER APPOINTMENTS DUE TO FAILURE TO APPEAR

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") may from time to time amend the text of the Village Code of Franklin Park when it is determined to be in the best interests of the residents of the Village; and

WHEREAS, it is necessary for Village employees to have access to water meters for the purpose of reading, examining, testing, repairing or replacing said meters and for examining and testing the consumption, use and flow of water; and

WHEREAS, Village employees schedule water meter appointments for specified dates and times so as to not interfere with their other employment duties and to ensure the efficient operation of their department; and

WHEREAS, in the event that an individual fails to appear for his or her scheduled appointment, a Village employee must reschedule the appointment, thus taking valuable time away from other duties; and

WHEREAS, the Corporate Authorities find it necessary to establish charges for rescheduling water meter appointments in the event that an individual fails to appear for their

scheduled appointment in order to deter individuals from missing appointments and to reflect the overall cost to the Village of rescheduling same.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Article C ("*Water Meters*") of Chapter 8 ("*Water Systems*") of Title 7 ("*Public Works and Properties*") of the Village Code of Franklin Park, Illinois, is hereby amended by deleting the following stricken language and adding the underlined language to read, as follows:

7-8C-11. – ~~Penalty. Charges for missing scheduled appointments.~~

(a) If any person fails to appear for a scheduled appointment for the purpose of reading, examining, testing, repairing or replacing a water meter or for examining and testing the consumption, use and flow of water, the charge for rescheduling said appointment shall be as follows:

- (1) First rescheduled appointment in any twelve-month period: no charge;
- (2) Second rescheduled appointment in any twelve-month period: \$100.00;
- (3) Third rescheduled appointment and any subsequent rescheduled appointment thereafter in any twelve-month period: \$250.00.

(b) The charge for rescheduling an appointment shall be added to the respective monthly bill for water and sewer services which encompasses the rescheduled inspection date.

7-8C-12. - Penalty.

Any person, firm, partnership, land trust, association, agent or legal representative violating any provision of this article shall be subject to discontinuance of service or a penalty of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or both. Each day that any such violation or failure continues shall be considered

a separate and distinct offense and shall be punishable as such. If water service is discontinued, the village comptroller shall notify consumer of such by certified mail. Ten (10) days after such notification is mailed, service shall be terminated. Water shall not be turned on again until the meter has been read, inspected and tested to the satisfaction of the superintendent of the water and sewer department and the consumer makes payment of the penalty.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-G-01

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK
COUNTY, ILLINOIS, AUTHORIZING A PUBLIC WATER SUPPLY LOAN
PROGRAM LOAN AGREEMENT THROUGH THE ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-G-01

AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS, AUTHORIZING A PUBLIC WATER SUPPLY LOAN PROGRAM LOAN AGREEMENT THROUGH THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the Village operates its public water supply system (the "*System*") and in accordance with the provisions of 65 ILCS 5/11-139-1 *et seq.*, and the Local Government Debt Reform Act, 30 ILCS 350/1, *et seq.* (collectively, the "*Act*"), and

WHEREAS, the Village President and Board of Trustees of the Village (the "*Corporate Authorities*") have determined that it is advisable, necessary and in the best interests of public health, safety and welfare to improve the System, including the following:

Replacement of existing water main, valves and hydrants in the Reuters Subdivision, including replacement of Village-owned portion of services; restoration of disturbed areas

together with any land or rights in land and all electrical, mechanical or other services necessary, useful or advisable to the construction and installation (the "*Project*"), all in accordance with the plans and specifications prepared by consulting engineers of the Village; which Project has a useful life of one hundred (100) years; and

WHEREAS, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is \$1,750,000.00, and there are insufficient

funds on hand and lawfully available to pay these costs; and

WHEREAS, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 662, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 *et seq.*, at the time of the issuance of the loan; and

WHEREAS, the principal and interest payment shall be payable semi-annually, and the loan shall mature in twenty (20) years, which is within the period of useful life of the Project; and

WHEREAS, the costs are expected to be paid for with a loan to the Village from the Public Water Supply Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from revenues of the System and the loan is authorized to be accepted at this time pursuant to the Act; and

WHEREAS, in accordance with the provisions of the Act, the Village is authorized to borrow funds from the Public Water Supply Loan Program in the aggregate principal amount of \$1,750,000.00 to provide funds to pay the costs of the Project; and

WHEREAS, the loan to the Village shall be made pursuant to a Loan Agreement, including certain terms and conditions, between the Village and the Illinois Environmental Protection Agency.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Determination to Borrow Funds. It is necessary and in the best interests of the Village to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the

provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the Village in an aggregate principal amount not to exceed \$1,750,000.00.

Section 3. Publication. This Ordinance, together with a Notice in the statutory form, a copy of which is attached hereto and made a part hereof as Exhibit A, shall be published once within ten days after passage in the Franklin Park Herald-Journal, a newspaper published and of general circulation in the Village, and if no petition, signed by electors numbering 10% or more of the registered voters in the Village (i.e., 950) asking that the question of improving the System as provided in this Ordinance and entering into the Loan Agreement therefore be submitted to the electors of the Village, is filed with the Village Clerk within thirty (30) days after the date of publication of this Ordinance and notice, then this Ordinance shall be in full force and effect. A petition form shall be provided by the Village Clerk to any individual requesting one.

Section 4. Additional Ordinances. If no petition meeting the requirements of the Act and other applicable laws is filed during the 30-day petition period, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the revenues of the System, so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, the Village may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of the Village to pay the principal and interest due to the Public Water Supply Loan Program without the written consent of the Illinois Environmental Protection Agency.

Section 5. Loan not Indebtedness of Village. Repayment of the loan to the Illinois Environmental Protection Agency by the Village pursuant to this Ordinance is to be solely from the revenue derived from revenues of the System, and the loan does not constitute an indebtedness of the Village within the meaning of any constitutional or statutory limitation.

Section 6. Application for Loan. The Village President is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Public Water Supply Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 662.

Section 7. Acceptance of Loan Agreement. The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Public Water Supply Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

Section 8. Reserve Accounts. As long as the Village has outstanding senior bonds that are payable from revenues of the system, the Village shall maintain an account, coverage, and reserves equivalent to the account(s), coverage(s) and reserve(s) required by the outstanding ordinance(s).

Section 9. Authorization of President to Execute Loan Agreement. The Village President is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the Village President for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

Section 10. Additional Authority. The officials, officers and employees of the Village are hereby authorized to take such further actions as are necessary to carry out the intent and purpose of this Ordinance.

Section 11. Severability. If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 12. Repealer. All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 13. Publication. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

Exhibit A

**NOTICE OF INTENT TO BORROW FUNDS
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that, pursuant to Ordinance Number 1819-G-01, adopted on May 7th, 2018, the Village of Franklin Park, Cook County, Illinois (the "*Village*"), intends to enter into a Loan Agreement with the Illinois Environmental Protection Agency in an aggregate principal amount not to exceed \$1,750,000.00 and bearing annual interest at an amount not to exceed the maximum rate authorized by law at the time of execution of the Loan Agreement, for the purpose of paying the cost of certain improvement to the public water supply system of the Village. A complete copy of the Ordinance accompanies this notice.

NOTICE IS HEREBY FURTHER GIVEN that if a petition signed by 950 or more electors of the Village (being equal to 10% of the registered voters in the Village), requesting that the question of improving the public water supply system and entering into the Loan Agreement is submitted to the Village Clerk within 30 days after the publication of this Notice, the question of improving the public water supply system of the Village as provided in the Ordinance and Loan Agreement shall be submitted to the electors of the Village at the next election to be held under general election law on November 6, 2018. A petition form is available from the office of the Village Clerk.

Village Clerk
Village of Franklin Park
Cook County, Illinois

CERTIFICATION

I, Irene Avitia, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Franklin Park. I do further certify that the above and foregoing, identified as Ordinance Number 1819-G-01, is a true, complete and correct copy of an ordinance otherwise identified as "*An Ordinance of the Village of Franklin Park, Cook County, Illinois, Authorizing a Public Water Supply Loan Program Loan Agreement Through the Illinois Environmental Protection Agency*", passed by the Board of Trustees of the Village of Franklin Park on the 7th day of May, 2018, and approved by the President of the Village of Franklin Park on the same said date, the original of which is part of the books and records within my control as Clerk of the Village of Franklin Park.

Dated this ____ day of May, 2018.

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-G-02

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK
COUNTY, ILLINOIS, AUTHORIZING A WATER POLLUTION CONTROL
LOAN PROGRAM LOAN AGREEMENT THROUGH THE ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-G-02

AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS, AUTHORIZING A WATER POLLUTION CONTROL LOAN PROGRAM LOAN AGREEMENT THROUGH THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the Village operates its sewerage system (the "*System*") and in accordance with the provisions of 65 ILCS 5/11-139-1 *et seq.*, and the Local Government Debt Reform Act, 30 ILCS 350/1, *et seq.* (collectively, the "*Act*"), and

WHEREAS, the Village President and Board of Trustees of the Village (the "*Corporate Authorities*") have determined that it is advisable, necessary and in the best interests of public health, safety and welfare to improve the System, including the following:

Removal or abandonment and replacement of existing sanitary sewers with new sanitary sewers, existing sanitary service laterals with new sanitary service laterals, and existing storm sewers with new storm sewers, all within the Reuters Subdivision; restoration of disturbed areas

together with any land or rights in land and all electrical, mechanical or other services necessary, useful or advisable to the construction and installation (the "*Project*"), all in accordance with the plans and specifications prepared by consulting engineers of the Village; which Project has a useful life of one hundred (100) years; and

WHEREAS, the estimated cost of construction and installation of the Project, including

engineering, legal, financial and other related expenses is \$2,500,000.00, and there are insufficient funds on hand and lawfully available to pay these costs; and

WHEREAS, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 365, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 *et seq.*, at the time of the issuance of the loan; and

WHEREAS, the principal and interest payment shall be payable semi-annually, and the loan shall mature in twenty (20) years, which is within the period of useful life of the Project; and

WHEREAS, the costs are expected to be paid for with a loan to the Village from the Water Pollution Control Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from revenues of the System and the loan is authorized to be accepted at this time pursuant to the Act; and

WHEREAS, in accordance with the provisions of the Act, the Village is authorized to borrow funds from the Water Pollution Control Loan Program in the aggregate principal amount of \$2,500,000.00 to provide funds to pay the costs of the Project; and

WHEREAS, the loan to the Village shall be made pursuant to a Loan Agreement, including certain terms and conditions, between the Village and the Illinois Environmental Protection Agency.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Determination to Borrow Funds. It is necessary and in the best interests of the Village to construct the Project for the public health, safety and welfare, in accordance with the

plans and specifications, as described; that the System continues to be operated in accordance with the provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the Village in an aggregate principal amount not to exceed \$2,500,000.00.

Section 3. Publication. This Ordinance, together with a Notice in the statutory form, a copy of which is attached hereto and made a part hereof as Exhibit A, shall be published once within ten days after passage in the Franklin Park Herald-Journal, a newspaper published and of general circulation in the Village, and if no petition, signed by electors numbering 10% or more of the registered voters in the Village (i.e., 950) asking that the question of improving the System as provided in this Ordinance and entering into the Loan Agreement therefore be submitted to the electors of the Village, is filed with the Village Clerk within thirty (30) days after the date of publication of this Ordinance and notice, then this Ordinance shall be in full force and effect. A petition form shall be provided by the Village Clerk to any individual requesting one.

Section 4. Additional Ordinances. If no petition meeting the requirements of the Act and other applicable laws is filed during the 30-day petition period, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the revenues of the System, so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable law. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement

under applicable law.

However, notwithstanding the above, the Village may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of the Village to pay the principal and interest due to the Water Pollution Control Loan Program without the written consent of the Illinois Environmental Protection Agency.

Section 5. Loan not Indebtedness of Village. Repayment of the loan to the Illinois Environmental Protection Agency by the Village pursuant to this Ordinance is to be solely from the revenue derived from revenues of the System, and the loan does not constitute an indebtedness of the Village within the meaning of any constitutional or statutory limitation.

Section 6. Application for Loan. The Village President is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Water Pollution Control Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 365.

Section 7. Acceptance of Loan Agreement. The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Water Pollution Control Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

Section 8. Reserve Accounts. As long as the Village has outstanding senior bonds that are payable from revenues of the system, the Village shall maintain an account, coverage, and reserves

equivalent to the account(s), coverage(s) and reserve(s) required by the outstanding ordinance(s).

Section 9. Authorization of President to Execute Loan Agreement. The Village President is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the Village President for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

Section 10. Additional Authority. The officials, officers and employees of the Village are hereby authorized to take such further actions as are necessary to carry out the intent and purpose of this Ordinance.

Section 11. Severability. If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 12. Repealer. All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 13. Publication. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

Exhibit A

**NOTICE OF INTENT TO BORROW FUNDS
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that, pursuant to Ordinance Number 1819-G-02, adopted on May 7th, 2018, the Village of Franklin Park, Cook County, Illinois (the "*Village*"), intends to enter into a Loan Agreement with the Illinois Environmental Protection Agency in an aggregate principal amount not to exceed \$2,500,000.00 and bearing annual interest at an amount not to exceed the maximum rate authorized by law at the time of execution of the Loan Agreement, for the purpose of paying the cost of certain improvement to the sewerage system of the Village. A complete copy of the Ordinance accompanies this notice.

NOTICE IS HEREBY FURTHER GIVEN that if a petition signed by 950 or more electors of the Village (being equal to 10% of the registered voters in the Village), requesting that the question of improving the sewerage system and entering into the Loan Agreement is submitted to the Village Clerk within 30 days after the publication of this Notice, the question of improving the sewerage system of the Village as provided in the Ordinance and Loan Agreement shall be submitted to the electors of the Village at the next election to be held under general election law on November 6, 2018. A petition form is available from the office of the Village Clerk.

Village Clerk
Village of Franklin Park
Cook County, Illinois

CERTIFICATION

I, Irene Avitia, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Franklin Park. I do further certify that the above and foregoing, identified as Ordinance Number 1819-G-02, is a true, complete and correct copy of an ordinance otherwise identified as "*An Ordinance of the Village of Franklin Park, Cook County, Illinois, Authorizing a Water Pollution Control Loan Program Loan Agreement Through the Illinois Environmental Protection Agency*", passed by the Board of Trustees of the Village of Franklin Park on the 7th day of May, 2018, and approved by the President of the Village of Franklin Park on the same said date, the original of which is part of the books and records within my control as Clerk of the Village of Franklin Park.

Dated this ____ day of May, 2018.

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-G-__

**AN ORDINANCE APPROVING AN ADVERTISING TRANSIT SHELTER
AGREEMENT BY AND BETWEEN PACE SUBURBAN BUS DIVISION
OF THE REGIONAL TRANSPORTATION AUTHORITY AND THE
VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

Published in pamphlet form by authority of the President and Village Clerk of the Village of Franklin Park on 05/07/18
Village of Franklin Park – 9500 Belmont Avenue - Franklin Park, Illinois 60131

ORDINANCE NUMBER 1819-G _____

**AN ORDINANCE APPROVING AN ADVERTISING TRANSIT SHELTER
AGREEMENT BY AND BETWEEN PACE SUBURBAN BUS DIVISION
OF THE REGIONAL TRANSPORTATION AUTHORITY AND THE
VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS**

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, Article VII, Section 10 of the Illinois Constitution of 1970 authorizes units of local government to enter into contract to exercise, combine or transfer any power or function not prohibited by law; and

WHEREAS, the Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*, (the "*Act*") authorizes units of local government to exercise jointly with any public agency of the State, including other units of local government, any power, privilege or authority which may be exercised by a unit of local government individually, and to enter into contracts for the performance of governmental services, activities or undertakings; and

WHEREAS, it is the desire of the Village President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") to enter into the Advertising Transit Shelter Agreement by and between Pace Suburban Bus Division of the Regional Transportation Authority and the Village of Franklin Park, Cook County, Illinois (the "*Agreement*"), a copy of which is attached hereto and made a part hereof as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The Agreement, a copy of which is attached hereto and made a part hereof as Exhibit A, is hereby authorized and approved in the form presented to this Village Board, with such necessary changes as may be authorized by the Village President, the execution thereof to constitute the approval of the Corporate Authorities of any and all changes or revisions therein contained.

Section 3. The Village President and Village Clerk are hereby authorized and directed to execute and deliver the Agreement and any and all other document necessary to implement the provisions, terms and conditions thereof, as therein described.

Section 4. The officials, officers and employees of the Village are hereby authorized to take such further actions as are necessary to carry out the intent and purpose of this Ordinance and the Agreement.

Section 5. 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.

Section 6. All ordinances, resolutions or motions, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 7. That Ordinance Number 1718-G-57, adopted on February 20, 2018, is hereby repealed in its entirety.

Section 8. This Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

Exhibit A

Agreement

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-G-__

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS AUTHORIZING THE CLOSURE OF CERTAIN PUBLIC RIGHT-OF-WAYS
FOR THE FRANKLIN PARK FEST FEATURING RAILROAD DAY**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-G-__

AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS AUTHORIZING THE CLOSURE OF CERTAIN PUBLIC RIGHT-OF-WAYS
FOR THE FRANKLIN PARK FEST FEATURING RAILROAD DAY

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, from Thursday, June 7, 2018, to Sunday, June 10, 2018, the Village is holding its 2018 Franklin Park Fest Featuring Railroad Day Event (the "*Fest*"), which is a Village sponsored annual special event; and

WHEREAS, the location of the Fest will require either the partial or complete temporary closure of the following right-of-ways: that portion of Belmont Avenue from Calwagner Avenue to Franklin Avenue more commonly known as the alley lying between the railroad tracks on the North, Franklin Avenue on the South, Ruby Street on the West and Calwagner Avenue on the East from Wednesday, June 6, 2018, at 7:00 a.m. through and until Monday, June 11, 2018, at 7:00 a.m.; that portion of Franklin Avenue from Rose Street to Ruby Street from Wednesday, June 6, 2018, at 7:00 a.m. through and until Monday, June 11, 2018, at 7:00 a.m. and that portion of Calwagner Avenue from Pacific Avenue to Franklin Avenue from Wednesday, June 6, 2018, at 7:00 a.m. through and until Monday, June 11, 2018, at 7:00 a.m. (collectively the "*Fest Street Closures*"); and

WHEREAS, the Village President and Board of Trustees of the Village of Franklin Park (the "*Corporate Authorities*") find it necessary and in the best interest of the health, safety and

welfare of the residents of the Village to permit the Fest Street Closures to all non-emergency vehicular traffic in order to permit the Fest event to occur.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The Fest Street Closures, as herein defined and described, is hereby authorized and approved and the Village is prepared to assume all responsibility and liability involved in any Fest Street Closure, as required by any governmental agencies having jurisdiction thereof, and no further, and that the Utilities Director and Director of Police are hereby authorized to take such necessary action to undertake the Fest Street Closures and to establish such necessary detours over routes that can accept anticipated vehicular traffic, which are conspicuously marked for the benefit of traffic diverted from such right-of-ways.

Section 3. The Utilities Commissioner and the Director of Police are hereby authorized to restrict the parking of vehicular traffic within and around the Fest Street Closures as determined necessary to ensure the public health, safety and welfare of the residents of the Village and the Director of Police is hereby authorized to take such necessary action to aid in the diversion of traffic from the Fest Street Closures and to provide such force as deemed necessary to direct, protect, and regulate traffic during the time the detours are in effect.

Section 4. The Director of Police is hereby further authorized to provide for the positioning of authorized flaggers at each end of any right-of-way and at other such points as may

be necessary to assist in directing traffic through the detour provided that emergency vehicles shall be permitted in emergency situations to pass through the closed area as is safe for all concerned.

Section 5. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 6. If any part of this Ordinance is found to be in conflict with any other ordinance, resolution, motion or order or parts thereof, the most restrictive or highest standard shall prevail.

Section 7. This Ordinance shall be in full force and effect immediately upon its passage to ensure that the safety and welfare of the residents of the Village are provided for during the Fest.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this ____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-Z-__

**AN ORDINANCE APPROVING A FINAL PLAT OF SUBDIVISION
FOR CERTAIN PARCELS OF PROPERTY COMMONLY KNOWN AS 3250
ELM STREET, 3300 RIVER ROAD AND 9100 BELMONT AVENUE,
FRANKLIN PARK, COOK COUNTY, ILLINOIS (ZBA: 18-02)**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1819-Z- __

AN ORDINANCE APPROVING A FINAL PLAT OF SUBDIVISION
FOR CERTAIN PARCELS OF PROPERTY COMMONLY KNOWN AS 3250
ELM STREET, 3300 RIVER ROAD AND 9100 BELMONT AVENUE,
FRANKLIN PARK, COOK COUNTY, ILLINOIS (ZBA: 18-02)

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the “*Village*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and the Board of Trustees of the Village of Franklin Park (the “*Corporate Authorities*”) have heretofore exercised the power conferred on them pursuant to Division 12 and 15 of Article 11 of the Illinois Municipal Code by adopting Title 10 of the Village Code of Franklin Park, as amended from time to time; and

WHEREAS, a subdivision application, ZBA 18-02, has been submitted by Ridge Franklin Park Partners I, LLC (“*Applicant*”) requesting approval of a final plat of subdivision, as attached hereto as Exhibit A (the “*Proposed Subdivision*”), for the property commonly known as 3250 Elm Street, 3300 River Road and 9100 Belmont Avenue, Franklin Park, Illinois, and legally described as set forth in the Proposed Subdivision (the “*Property*”); and

WHEREAS, the Zoning Board of Appeals held a public hearing on April 4, 2018 on whether the Proposed Subdivision should be approved, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, a public notice in the form required by law was given of said public hearing date; and

WHEREAS, the Zoning Board of Appeals has filed its findings of fact and recommendations that the Proposed Subdivision be granted, and the Corporate Authorities have duly considered said findings of fact and recommendations; and

WHEREAS, the Corporate Authorities have determined, in the best interest of the health, safety and welfare of the residents of the Village, to grant the Proposed Subdivision subject to the conditions identified herein.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. The above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The President and the Board of Trustees hereby adopt by reference the findings of fact of the Zoning Board of Appeals as findings of the President and the Board of Trustees as if completely set forth herein. All exhibits submitted at the aforesaid public hearings are also incorporated by reference into this Ordinance.

Section 3. The Corporate Authorities find and determine that the adoption of the Proposed Subdivision is in the public interest and is in furtherance of the progressive demands of orderly Village development.

Section 4. Pursuant to the findings set forth in Section 2 and 3 hereof, the President and the Board of Trustees hereby approve the Proposed Subdivision, for the Property as prepared by Manhard Consulting, and submitted as part of the record, a copy of which is attached hereto as Exhibit A.

Section 5. All sections of the Village Code of Franklin Park not addressed in this

Ordinance or another amending ordinance shall remain in full force and effect.

Section 6. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 7. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 8. That this ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

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ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

EXHIBIT A

Plat of Subdivision

(See attached)

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1819-Z-__

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK
COUNTY, ILLINOIS, GRANTING A CONDITIONAL USE TO ALLOW FOR THE
OPERATION OF AN "SMALL METALS PRODUCTS, DESIGN FABRICATION, AND
MANUFACTURE" USE IN THE C-M COMMERCIAL MANUFACTURING DISTRICT
(ZBA 18-03: 10112 PACIFIC AVENUE)**

BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk

JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees

Published in pamphlet form by authority of the President and Village Clerk of the Village of Franklin Park on 05/07/18
Village of Franklin Park – 9500 Belmont Avenue - Franklin Park, Illinois 60131

ORDINANCE NUMBER 1819-Z- ____

AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS, GRANTING A CONDITIONAL USE TO ALLOW FOR THE OPERATION OF AN “SMALL METALS PRODUCTS, DESIGN FABRICATION, AND MANUFACTURE” USE IN THE C-M COMMERCIAL MANUFACTURING DISTRICT (ZBA 18-03: 10112 PACIFIC AVENUE)

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the “*Village*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and the Board of Trustees of the Village of Franklin Park (the “*Corporate Authorities*”) have heretofore exercised the power conferred on them pursuant to Chapter 11-13-1, *et seq.*, of the Illinois Municipal Code by adopting the Franklin Park Zoning Ordinance in 1974 (Ord. 7475 Z10), as amended from time to time; and

WHEREAS, a conditional use application, ZBA 18-03, has been submitted to the Village by Seban Corporation, as tenant, and M & M Industrial, Inc., as owner, (collectively, the “*Applicants*”) to allow within the C-M Commercial Manufacturing District for the operation of a “small metals products, design fabrication and manufacture” use (the “*Proposed Conditional Use*”) on the property commonly known as 10112 Pacific Avenue, Franklin Park, Illinois and as legally described and depicted on Exhibit A (the “*Property*”); and

WHEREAS, the Zoning Board of Appeals held a public hearing on April 4, 2018, on whether the Proposed Conditional Use should be approved, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, a public notice in the form required by law was given of said public hearing

date; and

WHEREAS, the Zoning Board of Appeals has filed its findings of fact and recommendations that the Proposed Conditional Use be granted, and the Corporate Authorities have duly considered said findings of fact and recommendations; and

WHEREAS, the Corporate Authorities have determined, in the best interest of the health, safety and welfare of the residents of the Village, to grant the Proposed Conditional Use subject to the conditions identified herein.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. The above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The President and the Board of Trustees hereby adopt by reference the findings of fact of the Zoning Board of Appeals as findings of the President and the Board of Trustees as if completely set forth herein. All documents and exhibits submitted at the aforesaid public hearings are also incorporated by reference into this Ordinance.

Section 3. In addition to the findings set forth in Section 2 hereof, the President and the Board of Trustees further finds in relation to the Proposed Conditional Use as follows:

1. The establishment, maintenance or operation of the Proposed Conditional Use, subject to the conditions set forth herein, will not be detrimental to, or endanger the public health, safety, morals, comfort, or general welfare;
2. The Proposed Conditional Use, subject to the conditions set forth herein, will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood;
3. The Proposed Conditional Use, subject to the conditions set forth herein, will not

impede the normal and orderly development of the surrounding property for uses permitted in the C-M Commercial Manufacturing District;

4. The Proposed Conditional Use, subject to the conditions set forth herein, will not affect the exterior architectural appeal and functional plan of structures already constructed as to cause a substantial depreciation in property values within the neighborhood as the proposed plans will be an improvement upon the existing structure;
5. Adequate utilities, access roads, drainage and necessary facilities for the Proposed Conditional Use are already in place at the Property;
6. Ingress and egress for the Proposed Conditional Use, subject to the conditions set forth herein, shall minimally affect traffic congestion in the public streets; and
7. The Proposed Conditional Use shall, in all other respects, conform to the applicable regulations of the C-M Commercial Manufacturing District, except as such regulations may, in each instance, be modified by the board of trustees pursuant to the recommendations of the zoning board of appeals.

Section 4. A Conditional Use, subject to the conditions set forth below, is hereby granted and issued for the construction and operation of an “small metals products, design fabrication and manufacture” use in the nature of a moving company warehouse in the C-M Commercial Manufacturing District located at 10112 Pacific Avenue, Franklin Park, Illinois, and as legally described and depicted on Exhibit A.

This conditional use permit is subject to the following conditions:

1. That automotive and truck repair shall not be provided as a service to the public;
2. That no outdoor storage of motor vehicles in disrepair shall occur on the Property;
3. That the parking spaces in the rear of the Property and within the structure thereon adhere to the requirements set forth in Section 9-8-3 of the Zoning Code;
4. That the waste container be kept inside the building;
5. That the Conditional Use complies with all other applicable codes and ordinances of the Village of Franklin Park;

6. That this Conditional Use shall be limited to Applicants, and shall not be transferable except upon reapplication, hearing and approval in the manner provided in the Franklin Park Zoning Ordinance; and
7. This Ordinance shall be signed by the Applicants to signify acknowledgement of the terms hereof.

Section 5. The Applicants hereunder shall at all times comply with all Village regulations and the terms and conditions of the conditional use and in the event of non-compliance, said permit shall be subject to revocation by appropriate legal proceedings.

Section 6. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 7. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 8. This Ordinance shall be in full force and effect following its passage, approval and publication in pamphlet form as provided by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK

Exhibit A

Legal Description

LOTS 17 AND 18 IN BLOCK 42 IN THIRD ADDITION TO FRANKLIN PARK, A SUBDIVISION OF SECTIONS 21 AND 28, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

10112 Pacific Avenue, Franklin Park, Illinois
PIN: 12-21-308-038-0000

**ACKNOWLEDGMENT BY APPLICANTS/OWNER OF RECORD: THE UNDERSIGNED
AUTHORIZED REPRESENTATIVES ACKNOWLEDGE THE CONDITIONS OF THIS
ORDINANCE:**

Krzysztof Truchel, Seban Corporation

Dated: _____

M & M Industrial, Incorporated

Dated: _____

**THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS**

ORDINANCE

NUMBER 1819-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, DENYING A VARIANCE TO EXPAND A NON-CONFORMING
STRUCTURE AND REDUCE THE FRONT YARD SETBACK FROM
24.3 FEET TO 20.9 FEET IN THE R-2 SINGLE-FAMILY DISTRICT
(ZBA 18-04: 3225 DORA STREET)**

**BARRETT F. PEDERSEN, Village President
IRENE AVITIA, Village Clerk**

**JAMES CAPORUSSO
JOHN JOHNSON
CHERYL MCLEAN
WILLIAM RUHL
KAREN SPECIAL
ANDY YBARRA
Trustees**

Published in pamphlet form by authority of the President and Village Clerk of the Village of Franklin Park on 05/07/18
Village of Franklin Park – 9500 Belmont Avenue - Franklin Park, Illinois 60131

ORDINANCE NUMBER 1819-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, DENYING A VARIANCE TO EXPAND A NON-CONFORMING
STRUCTURE AND REDUCE THE FRONT YARD SETBACK FROM
24.3 FEET TO 20.9 FEET IN THE R-2 SINGLE-FAMILY DISTRICT
(ZBA 18-04: 3225 DORA STREET)**

WHEREAS, the Village of Franklin Park, Cook County, Illinois (the “*Village*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the President and the Board of Trustees of the Village of Franklin Park (the “*Corporate Authorities*”) have heretofore exercised the power conferred on them pursuant to Chapter 11-13-1, *et seq.*, of the Illinois Municipal Code by adopting the Franklin Park Zoning Ordinance in 1974 (Ord. 7475 Z10), as amended from time to time; and

WHEREAS, a variance application, ZBA 18-04, has been submitted to the Village by Greg Bradlinski (the “*Applicant*”) for a variance to expand a non-conforming structure and reduce the front yard setback from 24.3 feet to 20.9 feet in the R-2 Single-Family District (the “*Proposed Variances*”) at the property commonly known as 3225 Dora Street, Franklin Park, Illinois (the “*Property*”); and

WHEREAS, the Zoning Board of Appeals held a public hearing on April 4, 2018, on whether the Proposed Variance should be approved, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, a public notice in the form required by law was given of said April 4, 2018 public hearing date by publication not more than thirty (30) days nor less than fifteen (15) days

prior to said public hearing date in the Franklin Park Herald-Journal, a newspaper of general circulation published in this Village; and

WHEREAS, the Zoning Board of Appeals has filed its findings of fact and recommendations that the Proposed Variance be denied, and the Corporate Authorities have duly considered said findings of fact and recommendations; and

WHEREAS, the Corporate Authorities have determined, in the best interest of the health, safety and welfare of the residents of the Village, to deny the Proposed Variance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois, as follows:

Section 1. The above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The President and the Board of Trustees hereby adopt by reference the findings of fact of the Zoning Board of Appeals as findings of the President and the Board of Trustees as if completely set forth herein. All exhibits submitted at the aforesaid public hearings are also incorporated by reference into this Ordinance.

Section 3. In addition to the findings set forth in Section 2 hereof, the President and the Board of Trustees further finds in relation to the Proposed Variances as follows:

- A. No particular hardship results from strict compliance with the requirements of the Franklin Park Subdivision Regulations;
- B. The conditions upon which the application is based are not unique to the Property;
- C. The conditions were not unique to the property; and
- D. The granting of the variance will be detrimental to other property in the neighborhood in which the Property is located.

Section 4. Pursuant to the findings set forth in Sections 2 and 3 hereof, the Proposed Variances are hereby denied for the Property, which is commonly known as 3225 Dora Street, Franklin Park, Illinois, and is legally described as follows:

LOTS 37 AND LOT 38 IN BLOCK 63 ALL IN THIRD ADDITION TO FRANKLIN PARK, BEING A SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 21, AND THE WEST HALF OF THE SOUTH EAST QUARTER OF SAID SECTION 21, AND THE WEST HALF OF THE SOUTHEAST QUARTER OF SAID SECTION 21, AND THE WEST HALF OF THE NORTH EAST QUARTER OF SECTION 28, LAYING NORTH OF THE CENTER LINE OF GRAND AVENUE IN TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT CERTAIN PORTIONS THEREOF), IN COOK COUNTY, ILLINOIS.

Pins: 12-21-323-011-0000; 12-21-323-012-0000.

Section 5. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 6. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

(Intentionally Left Blank)

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of May 2018, pursuant to a roll call vote, as follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
CAPORUSSO					
JOHNSON					
MCLEAN					
RUHL					
SPECIAL					
YBARRA					
PRESIDENT PEDERSEN					
TOTAL					

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of May 2018.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 IRENE AVITIA
 VILLAGE CLERK