
THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS ESTABLISHING SALARY SCHEDULES AND OTHER COMPENSATION**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA

Trustees

ORDINANCE NUMBER 1314-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS ESTABLISHING SALARY SCHEDULES AND OTHER COMPENSATION**

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.

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 recital is found to be true and correct and is hereby incorporated herein and made a part hereof, as if fully set forth in its entirety.

Section 2. That the officers and employees of the Village, as herein provided, shall be paid in accordance with the following schedule for the period of May 1, 2013 to April 30, 2014, and as subsequently calculated as herein provided, or until such further action by the Board of Trustees. Except where indicated otherwise, the amounts set forth opposite the position are stated in terms on an annual basis. For exempt employees, the amount indicated as an annual amount is the upper limit of compensation to be paid. For payroll adjustment purposes, the computation of payment based on hourly amounts for non-salaried employees where an annual amount of compensation has been provided appears after the annual statement in parentheses. The stated amount is used for computation for a given pay period. The salary schedule for Village employees and officers is as follows:

Elected Officials (Annual Salary):

| | |
|---------------------------|-------------|
| President..... | \$67,500.00 |
| Liquor Commissioner | \$22,500.00 |
| Village Clerk..... | \$30,000.00 |
| Village Trustee..... | \$15,000.00 |

Administrative (40 hours per week – unless otherwise indicated):

| | | |
|--|--------------|---------|
| Comptroller* | \$114,747.00 | |
| Treasurer – Part Time* | \$10,000.00 | |
| Executive Assistant to the Mayor | \$41,516.80 | (19.96) |

| | | |
|--|--------------------|----------------|
| Deputy Comptroller / Office Manager* | \$50,000.00 | |
| Administrative Assistant/ Business License Clerk | \$42,182.40 | (20.28) |
| Administration Clerk I..... | \$35,984.00 | (17.30) |
| Village Maintenance I..... | \$42,473.60 | (20.42) |
| Village Maintenance II | \$37,856.00 | (18.20) |
| Fleet Maintenance Supervisor * | \$81,003.00 | |
| Fleet Maintenance Supervisor's Certifications (No less than Eight Mechanic Certifications total) | \$640.00 per month | |
| Mechanic I | \$52,728.00 | (25.35) |
| Mechanic II..... | \$44,137.60 | (21.22) |
| Mechanic's Assistant – Part Time | | \$23.06 per hr |
| Mechanic's Certifications (Up to Eight Certifications total allowed) \$0.50 per hr. for each certification, certifications available, as follows: | | |

Automobile Tests:

- A1-Engine Repair
- A2-Automatic Transmission/Transaxle
- A3-Manual Drive Train and Axles
- A4-Suspension and Steering
- A5-Brakes
- A6-Electrical / Electronic Systems
- A7-Heating and Air Conditioning
- A8-Engine Performance
- A9-Light Vehicle Diesel Engines

Medium/Heavy Truck Tests:

- T1-Gasoline Engines
- T2-Diesel Engines
- T3-Drive Train
- T4-Brakes
- T5-Suspension and Steering
- T6-Electrical/Electronic Systems
- T7-Heating, Ventilation, and A/C
- T8-Preventive Maintenance and Inspection

| | | |
|---|--------------|----------------|
| IT Director* | \$81,947.00 | |
| IT Manager* | \$75,000.00 | |
| Assistant IT Director* | \$49,173.00 | |
| Assistant IT Manager* | \$49,173.00 | |
| System Administrator* | \$43,709.00 | |
| Director, Building Department / Sustainable Practices Manager* | \$79,568.00 | |
| Administrative Assistant..... | \$45,905.60 | (22.07) |
| Building Dept Clerk I..... | \$32,968.00 | (15.85) |
| Building Dept Clerk II..... | \$31,824.00 | (15.30) |
| Code Enforcement Officer I..... | \$54,787.20 | (26.34) |
| Code Enforcement Officer II..... | \$48,547.20 | (23.34) |
| Code Enforcement Officer III..... | \$43,264.00 | (20.80) |
| Code Enforcement Officer IV..... | \$41,724.80 | (20.06) |
| Code Enforcement Officer V..... | \$40,518.40 | (19.48) |
| Electrical Inspector – Part Time | | \$28.75 per hr |
| Health Inspector – Part Time | | \$23.99 per hr |
| Director of Community Development * | \$106,090.00 | |
| Planner* | \$43,000.00 | |
| Assistant Planner* | \$40,000.00 | |
| Director of Human Resources & Operations* | \$110,000.00 | |
| Meals on Wheels Program Driver..... | | \$13.27 per hr |

Office of the Village Clerk:

| | |
|-------------------------------------|----------------|
| Deputy Clerk I – Part Time..... | \$18.58 per hr |
| Clerk’s Assistant – Part Time | \$17.23 per hr |

Fire Department (50.37 hours per week unless otherwise indicated):

| | | |
|--|--------------|---------|
| Fire Chief – 40 hours per week * | \$105,152.00 | |
| Battalion Chief * | \$98,791.00 | (37.72) |

Police Department (40 hours per week unless otherwise indicated):

| | | |
|---|--------------|----------------|
| Police Chief * | \$109,391.00 | |
| Deputy Police Chief * | \$103,372.00 | |
| Civilian Evidence Technician* | \$39,338.00 | |
| Administrative Assistant Police Department..... | \$45,302.40 | (21.78) |
| Crossing Guard | | \$12.78 per hr |
| Auxiliary Officer..... | | \$13.64 per hr |

Utilities, Streets, Forestry, Water and Sewer Department (40 hours per week unless otherwise indicated):

| | | |
|--|--------------|---------|
| Utilities Commissioner * | \$103,799.00 | |
| Deputy Utility Commissioner* | \$71,021.00 | |
| Administrative Assistant / Water Billing Specialist | \$43,035.20 | (20.69) |
| Chauffeur Operating Sweeper: | | |
| Level I..... | \$52,832.00 | (25.40) |
| Level II..... | \$51,251.20 | (24.64) |
| Division Supervisor: | | |
| Street Level I..... | \$62,215.00 | (29.91) |
| Street Level II | \$57,180.00 | (27.49) |
| Water..... | \$62,215.00 | (29.91) |
| Sewer..... | \$62,215.00 | (29.91) |

| | |
|--|--------------------|
| Probationary Laborers: | |
| less than 1 year..... | \$17.10 per hr |
| More than 1 year but less than 2 years..... | \$18.50 per hr |
| More than 2 years but less than 3 years | \$19.65 per hr |
| Truck Drivers (over 3 years and as assigned by Commissioner): | |
| Level I..... | \$25.05 per hr |
| Level II..... | \$23.90 per hr |
| Level III..... | \$23.66 per hr |
| Level IV..... | \$20.63 per hr |
| Laborer and helper truck driver pay differential..... | \$0.50 per hr |
| Water Operator: | |
| Level I..... | \$27.39 per hr |
| Level II..... | \$26.37 per hr |
| Level III | \$26.11 per hr |
| Meter Repair Technician..... | \$22.89 per hr |
| Equipment Operator (more than 2 years and as assigned by Commissioner): | |
| Level I..... | \$24.92 per hr |
| Level II..... | \$24.46 per hr |
| Level III..... | \$23.91 per hr |
| Part-time Laborer I..... | \$12.73 per hr |
| Part-time Laborer II | \$ 8.50 per hr |

Collective Bargaining Units:

Represented Employees.....Amounts as applicable and as pursuant to existing collective bargaining agreement.

Section 3(A). All non-union employees and elected officials are eligible to participate in the Village employees' hospitalization, dental, short and long term disability insurance programs. Non-union employees shall be eligible for single and/or dependent coverage at their option. Elected officials shall only be eligible for single coverage, but the Village President shall be eligible for dependant coverage, commencing with the new term of office following the election in April 2009, provided the Village President performs as a full-time Village President. With respect to non-union employees, the Village Comptroller is hereby directed to retain from payment of wages an amount equal to twenty percent (20%) of the health insurance premiums assessable to the employee under the health insurance program as elected by the employee. Such retained amounts shall be co-payments by the employee for participation in the Village's health insurance plan and program. The compensation of all elected officials elected on or after April 1, 2003 shall include 100% of the premium for single coverage under the Village's group health insurance plan to be paid by the Village, for those elected officials who elect coverage; and after

the election in April 2009, 80% of the premium for dependent coverage for the Village President, to be paid by the Village, if the Village President so elects said coverage.

Section 3(B). Non-union employees are hereby authorized to accumulate sick days; the Village Comptroller is hereby directed to amend Village policy accordingly. Upon retirement, these sick days, if sufficient, can be used to purchase up to one additional year of service under the Village's retirement plan (Illinois Municipal Retirement Fund – IMRF).

Section 3(C). That for purposes of determining the time of service to be eligible for progressing in steps where steps are provided for determining the salaries and other compensation involved in a position, the time of service is based solely upon active duty service, the progression from steps being determined as a function of experience on the job, and absence from active duty shall not be included in calculation of service salary purposes.

Section 4. Salary Schedule Relationship to New Employee; Employees at New Position, and Periodic Review/ Evaluation of Employees.

The scheduled amount of compensation set forth in this Ordinance to the extent applied to positions other than those of officers and department heads or positions for which compensation is provided by other current ordinance of the Village other than the Appropriation Ordinance and the Tax Levy Ordinance or by contract, may be reduced or increased as to a particular position under the circumstance and in the manner as provided in this Section.

- 1) In the event that a new employee is being hired to fill a vacant or new position, the employee shall be hired in an amount not to exceed the then current amount as provided for the position in this Ordinance. The amount of entry level compensation shall be recommended by the appropriate department head or supervisor and the Village Comptroller shall report the recommendation to the Board of Trustees for approval. All such recommendations shall be confidential and shall be based on the person's experience, skills, this Ordinance, the available funds remaining in the appropriations for the department or program involved, and such other matters deemed relevant by the person submitting the recommendation. Every new employee affected by the provision of this paragraph may be hired through a probationary status pending approval of salary amount as may be necessary by the Board of Trustees. Failure by the Board of Trustees to act on the recommendation within ninety (90) days of its submittal will constitute approval of the recommendation as submitted by the Village Comptroller.
- 2) In the event that a current or former employee is being transferred to fill a vacant or new position, that employee shall be hired at not less than the amount paid the employee if the employee is currently employed by the Village nor more than the amount set opposite the position that is being filled as provided within this Ordinance. In the event that an adjustment to the amount of compensation is deemed appropriate by the department head or immediate supervisor and the Village Comptroller, then the procedures as set forth in Paragraph (1) of this

section shall be followed.

- 3) In the event that department head or supervisor of employees determines that the amount of compensation, after review and evaluation of the performance of an employee, is inappropriate and should be adjusted either upward or downward, then such person may prepare a written recommendation stating the reasons, in support of the recommended adjustment and the specific circumstances which occasioned review and evaluation of the employee's performance and a projection of the expected results that may be reasonably associated with the adjustment as they relate to performance and morale within the department affected and as to the individual employee. The recommendation shall be filed with the Village Comptroller who shall review it to determine whether the funds available by appropriation to the department are sufficient given the recommended adjustment. After review for that purpose, the Village Comptroller shall file, or cause to be filed, the recommendation with the Board of Trustees. No adjustment in the amount shall occur absent confirmation by the Village Comptroller as to the sufficiency of funds appropriated for such purposes and approval by the Board of Trustees.

Section 5. The wages and salaries provided for herein shall apply and be paid only to those employees and officers duly appointed and qualified to hold such position or presently employed and whose employment is in good standing as of the date of this Ordinance and shall be in full force and effective as set forth herein retroactive to May 1, 2013, and shall be paid when funds become available for such purpose. Elected Officials shall not receive an increase in annual salary.

Section 6. Any existing positions for which salaries are not stated or provided in this Ordinance shall continue to be compensated at the level of salary as last approved by the Board of Trustees for such positions except in the event of termination of the position or of the employee or reduction in compensation at which time this authorization shall cease.

Section 7. All positions listed above that have an * (asterisks) following the position are hereby designated as exempt employees and as such shall be considered salaried employees and not eligible for overtime compensation.

Section 8. This Ordinance, and its parts, are declared to be severable and any section, clause, provision, or portion of this Ordinance that is declared invalid shall not affect the validity of any other provision of this Ordinance, which shall remain in full force and effect.

Section 9. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 10. This Ordinance shall be in full force and effect immediately upon its passage and approval to ensure that public services are maintained and the health, safety and welfare of the residents of the Village is duly protected.

ADOPTED by the President and Board of Trustees of the Village of Franklin Park, Cook County, Illinois this _____ day of July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON, VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS D LIQUOR
LICENSE TO CESAR RIVERA IN OPERATION OF POSITANO'S PIZZA
AND SUBS LTD AT 3537-9 ROSE STREET**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1314-G-__

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS D LIQUOR
LICENSE TO CESAR RIVERA IN OPERATION OF POSITANO'S PIZZA
AND SUBS LTD AT 3537-9 ROSE 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*") regulate the number of liquor licenses that are available for the sale and distribution of alcoholic beverages within the Village; and

WHEREAS, a Class D liquor license permits the sale at retail on the premises specified of beer and wine to be consumed on the premises only (the "*Class D Liquor License*"); and

WHEREAS, a Class D Liquor License is held by Positano's Pizza and Subs Ltd., as part of its operation and management of a restaurant located at 3537-9 Rose Street, Franklin Park, Illinois; and

WHEREAS, Cesar Rivera, is the new operator of the restaurant located at 3537-9 Rose Street, Franklin Park, Illinois, which is commonly known as Positano's Pizza and Subs Ltd; and

WHEREAS, Cesar Rivera is requesting the transfer of the current Class D Liquor License held by Gladys Mendez of Positano's Pizza and Subs Ltd. as part of its purchase agreement for the restaurant at 3537-9 Rose Street, Franklin Park, Illinois, and has further satisfied 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 approves of the Liquor Commissioner's action to terminate the Class D Liquor License held by Gladys Mendez of Positano's Pizza and Subs Ltd. and issue same to Cesar Rivera, as herein requested and at such time as determined appropriate.

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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON
 VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS A LIQUOR
LICENSE TO PURE NIGHTCLUB CORPORATION IN ITS OPERATION
OF PURE NIGHTCLUB AT 3548 NORTH RIVER ROAD
(CLASS A LIQUOR LICENSE HELD BY U.N. CLUB INC.)**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1314-G- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, APPROVING THE TRANSFER OF A CURRENT CLASS A LIQUOR
LICENSE TO PURE NIGHTCLUB CORPORATION IN ITS OPERATION
OF PURE NIGHTCLUB AT 3548 NORTH RIVER ROAD
(CLASS A LIQUOR LICENSE HELD BY U.N. CLUB INC.)**

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 A Liquor License permits 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 A Liquor License is held by U.N. Club Inc (William Galanis), as part of its operation and management of a restaurant located at 3548 N. River Road, Franklin Park, Illinois; and

WHEREAS, Daniel Lopatko of Pure Nightclub Corp., is the new operator of the restaurant located at 3548 N. River Road, Franklin Park, Illinois, which is commonly known as U.N. Club Inc.; and

WHEREAS, Daniel Lopatko of Pure Nightclub Corp. is requesting the transfer of the current Class A Liquor License held by U.N. Club Inc. (William Galanis) as part of its purchase

agreement for the restaurant at 3548 N. River Road, Franklin Park, Illinois, and has further satisfied 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 approves of the Liquor Commissioner's action to terminate the Class A Liquor License held by U.N. Club Inc. (William Galanis) and issue same to Pure Nightclub Corporation (Daniel Lopatko) as herein requested and at such time as determined appropriate.

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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of July 2013.

BARRETT F. PEDERSEN
VILLAGE PRESIDENT

ATTEST:

TOMMY THOMSON
VILLAGE CLERK

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-G- __

**AN ORDINANCE AUTHORIZING AND APPROVING A PROFESSIONAL
SERVICES AGREEMENT FOR THE SCOTT STREET BASIN PHASE III DESIGN
PROJECT BY AND BETWEEN CLARK DIETZ, INCORPORATED AND
THE VILLAGE OF FRANKLIN PARK, COOK COUNTY, ILLINOIS**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA

Trustees

ORDINANCE NUMBER 1314-G- __

AN ORDINANCE AUTHORIZING AND APPROVING A PROFESSIONAL SERVICES AGREEMENT FOR THE SCOTT STREET BASIN PHASE III DESIGN PROJECT BY AND BETWEEN CLARK DIETZ, INCORPORATED 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.

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 recital is hereby incorporated herein and made a part hereof, as if fully set forth in its entirety.

Section 2. The Professional Services Agreement for the Scott Street Basin Phase III Design Project by and between Clark Dietz, Incorporated 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, is hereby approved in substantially the form presented to the Village Board, with such necessary changes as may be authorized by the Village President, the execution thereof to constitute the approval by the Village of any and all changes or revisions therein contained.

Section 3. 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 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 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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this ____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON, VILLAGE CLERK

Exhibit A
Agreement

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-G- __

**AN ORDINANCE AUTHORIZING A REAR YARD DRAINAGE COST
SHARE PROGRAM AND OVERHEAD SEWER COST SHARE PROGRAM
FOR RESIDENTIAL PROPERTIES IN THE VILLAGE OF FRANKLIN
PARK, COOK COUNTY, ILLINOIS**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1314-G- __

AN ORDINANCE AUTHORIZING A REAR YARD DRAINAGE COST SHARE PROGRAM AND OVERHEAD SEWER COST SHARE PROGRAM FOR RESIDENTIAL PROPERTIES IN 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, in response to continued drainage complaints on private properties, the village has developed two programs to assist residents with private property flooding issues. Under these programs the Village will reimburse residents up to 50% of the costs up to a maximum of \$3,500.00 to help minimize the frequency and severity of future flooding; and

WHEREAS, the first program is the Rear Yard Drainage Cost Share Program that is intended to reduce standing water in low areas on private property. Low areas in rear yards are very common in highly urbanized areas of the Village and can range in severity from nuisance ponding to structural flooding. The cost share program will provide residents financial assistance along with design guidance from village staff to solve these problems; and

WHEREAS, the second program is the Overhead Sewer Cost Share Program that will provide financial assistance to resident wishing to replace existing gravity sewer services with overhead sewers. Overhead sewers provide additional protection to homes from sewer back-ups as a result of the village sewers being overburdened from heavy storm events; and

WHEREAS, the Village President and Board of Trustees of the Village of Franklin Park (the “*Corporate Authorities*”) find that the Rear Yard Drainage Cost Share Program and Overhead Sewer Cost Share Program are necessary to protect the health, safety and welfare of the residents of the Village from standing water and sewer back-ups and to protect and preserve property and property values while ensuring that emergency service personnel are better able to focus limited Village resources to address natural disasters during an emergency.

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 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 Rear Yard Drainage Cost Share Program and Overhead Sewer Cost Share Program (the “*Cost Sharing Grant Programs*”), copies of which are attached hereto and made a part hereof as Exhibit A, are hereby approved substantially in the forms presented to this Village Board, with such necessary revisions, if any, as determined by the Village Engineer and Village President.

Section 3. The officials and officers of the Village are hereby further authorized to establish the Cost Sharing Grant Programs rules, regulations and restrictions and undertake such actions to implement and effectuate all required actions contained in the Cost Sharing Grant Programs to complete satisfaction of the provisions, terms or conditions stated therein and to provide for all such qualified request for reimbursements under the Cost Sharing Grant Programs.

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 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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON, VILLAGE CLERK

Exhibit A

Cost Sharing Grant Programs

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, GRANTING A CONDITIONAL USE
TO ALLOW A PAPER AND WOOD PRODUCTS MANUFACTURING USE
IN THE C-M COMMERCIAL MANUFACTURING DISTRICT
(ZBA 13-11: 9901 W. PACIFIC AVENUE)**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees

ORDINANCE NUMBER 1314-Z-__

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, GRANTING A CONDITIONAL USE
TO ALLOW A PAPER AND WOOD PRODUCTS MANUFACTURING USE
IN THE C-M COMMERCIAL MANUFACTURING DISTRICT
(ZBA 13-11: 9901 W. 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 13-11, has been submitted to the Village by AlaBomba Furniture Corporation and MC Corporation (the "*Applicants*") to allow within the C-M Commercial Manufacturing District the operation of a Paper and Wood Products Manufacturing use (the "*Proposed Conditional Use*") on the property commonly known as 9901 W. Pacific Avenue, Franklin Park, Illinois and as legally described on Exhibit A (the "*Property*"); and

WHEREAS, the Zoning Board of Appeals held a public hearing on July 10, 2013 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

dates; 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;
7. The Proposed Conditional Use shall, in all other respects, conform to the applicable regulations of the C-M Commercial Manufacturing District.

Section 4. A Conditional Use, subject to the conditions set forth below, is hereby granted and issued for the operation of a Paper and Wood Products Manufacturing use in the C-M Commercial Manufacturing District located at 9901 W. Pacific Avenue, Franklin Park, Illinois, and legally described as follows:

SEE EXHIBIT A ATTACHED HERETO.

These conditional use permits are subject to the following conditions:

1. That the Conditional Use be limited to the area designated on the Plat of Survey, dated 4/25/13, and made a part of the record at the July 10, 2013 hearing and expansion beyond the designated area shall require a hearing before the Zoning Board of Appeals;
2. That all employee and customer parking occur on-site, all off-site parking being strictly prohibited;
3. That the owner of record file a certification with the Village certifying that three parking spaces within the parking lot on the Property shall be reserved solely for AlaBomba Furniture Corporation;
4. That all operations and storage related to the Conditional Use shall take place inside the building;

5. That all signs on the Property indicating cars will be towed from the Village parkway shall be removed and shall be prohibited;
6. That the Conditional Use at the Property complies with all other codes and ordinances of the Village of Franklin Park;
7. That this Conditional Use shall be limited to AlaBomba Furniture Corporation and shall not be transferable except upon reapplication, hearing and approval in the manner provided in the Franklin Park Zoning Ordinance; and
8. This Ordinance shall be signed by the Applicants to signify their agreement to the terms hereof.

Section 5. The Applicants hereunder shall at all times comply with 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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON
 VILLAGE CLERK

EXHIBIT A

Legal Description

LOTS 1 THROUGH 6 INCLUSIVE AND THE WEST HALF OF THE VACATED HIRSCHBERG STREET A/K/A ELDER LANE LYING EAST AND ADJOINING SAID LOT 1 IN BLOCK 13 IN 3RD ADDITION TO FRANKLIN PARK, IN SECTION 21, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

P.I.N. 12-21-417-044-0000

ACKNOWLEDGMENT BY APPLICANTS/OWNERS OF RECORD: WE, THE UNDERSIGNED AUTHORIZED REPRESENTATIVES, AGREE TO THE CONDITIONS OF THIS ORDINANCE:

AlaBomba Furniture Corporation

MC Corporation

Dated: _____

Dated: _____

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

ORDINANCE

NUMBER 1314-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, GRANTING A CONDITIONAL USE
TO ALLOW A GARAGE FOR STORAGE, REPAIR AND SERVICING OF MOTOR
VEHICLES USE, INCLUDING BODY REPAIR, PAINTING AND ENGINE
REBUILDING, AND OTHER MANUFACTURING, PROCESSING, STORAGE OR
COMMERCIAL USES IN THE I-2 GENERAL INDUSTRY DISTRICT
(ZBA 13-12: 11142 ADDISON STREET)**

**BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk**

**JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees**

ORDINANCE NUMBER 1314-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK, COOK COUNTY,
ILLINOIS, GRANTING A CONDITIONAL USE
TO ALLOW A GARAGE FOR STORAGE, REPAIR AND SERVICING OF MOTOR
VEHICLES USE, INCLUDING BODY REPAIR, PAINTING AND ENGINE
REBUILDING, AND OTHER MANUFACTURING, PROCESSING, STORAGE OR
COMMERCIAL USES IN THE I-2 GENERAL INDUSTRY DISTRICT
(ZBA 13-12: 11142 ADDISON 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 conditional use application, ZBA 13-12, has been submitted to the Village by Scott Flynn and Al Uscinski and Fifth Third Bank (the "*Applicants*") to allow within the I-2 General Industry District the operation of a GARAGE FOR STORAGE, REPAIR AND SERVICING OF MOTOR VEHICLES USE, INCLUDING BODY REPAIR, PAINTING AND ENGINE REBUILDING, AND OTHER MANUFACTURING, PROCESSING, STORAGE OR COMMERCIAL USES (the "*Proposed Conditional Use*") on the property commonly known as 11142 Addison Street, Franklin Park, Illinois and as legally described on Exhibit A (the "*Property*"); and

WHEREAS, the Zoning Board of Appeals held a public hearing on July 10, 2013 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 dates; 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 I-2 General Industry 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;
7. The Proposed Conditional Use shall, in all other respects, conform to the applicable regulations of the I-2 General Industry District.

Section 4. A Conditional Use, subject to the conditions set forth below, is hereby granted and issued for the operation of a GARAGE FOR STORAGE, REPAIR AND SERVICING OF MOTOR VEHICLES USE, INCLUDING BODY REPAIR, PAINTING AND ENGINE REBUILDING, AND OTHER MANUFACTURING, PROCESSING, STORAGE OR COMMERCIAL USES in the I-2 General Industry District located at 11142 Addison Street, Franklin Park, Illinois, and legally described as follows:

SEE EXHIBIT A ATTACHED HERETO.

These conditional use permits are subject to the following conditions:

1. That all employee and customer parking occur on-site, all off-site parking being strictly prohibited;

2. That all operations and storage related to the Conditional Use shall take place inside the building;
3. That the Conditional Use at the Property complies with all other codes and ordinances of the Village of Franklin Park;
4. That this Conditional Use shall be limited to Scott Flynn and Al Uscinski and shall not be transferable except upon reapplication, hearing and approval in the manner provided in the Franklin Park Zoning Ordinance; and
5. This Ordinance shall be signed by the Applicants to signify their agreement to the terms hereof.

Section 5. The Applicants hereunder shall at all times comply with 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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON
 VILLAGE CLERK

EXHIBIT A

Legal Description

LOT 2 OF LATORIA BROTHERS CONSTRUCTION INC., SUBDIVISION OF PART OF THE WEST HALF OF SECTION 20, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 29, 1977 AS DOCUMENT NUMBER 23906307, IN COOK COUNTY, ILLINOIS.

P.I.N. 12-20-300-069-0000

ACKNOWLEDGMENT BY APPLICANTS/OWNERS OF RECORD: WE, THE UNDERSIGNED AUTHORIZED REPRESENTATIVES, AGREE TO THE CONDITIONS OF THIS ORDINANCE:

Scott Flynn

Fifth Third Bank

Dated: _____

Dated: _____

Al Uscinski

Dated: _____

THE VILLAGE OF FRANKLIN PARK
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER 1314-Z-__

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK,
COOK COUNTY, ILLINOIS, GRANTING
A VARIANCE TO REDUCE THE WEST SIDE YARD SET BACK AND
REAR YARD SET BACK AT THE PROPERTY COMMONLY KNOWN AS
9333-9377 W. GRAND AVENUE
(ZBA 13-13)**

BARRETT F. PEDERSEN, Village President
TOMMY THOMSON, Village Clerk

**JOHN JOHNSON
CHERYL MCLEAN
RANDALL PETERSEN
WILLIAM RUHL
KAREN D. SPECIAL
ANDY YBARRA
Trustees**

ORDINANCE NUMBER 1213-Z- __

**AN ORDINANCE OF THE VILLAGE OF FRANKLIN PARK,
COOK COUNTY, ILLINOIS, GRANTING
A VARIANCE TO REDUCE THE WEST SIDE YARD SET BACK AND
REAR YARD SET BACK AT THE PROPERTY COMMONLY KNOWN AS
9333-9377 W. GRAND AVENUE
(ZBA 13-13)**

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, Digital Grand Avenue, LLC (the “*Applicant*”) submitted an application, ZBA 13-13, seeking certain zoning variances for 9333-9377 West Grand Avenue, Franklin Park, Illinois and as legally described below (the “*Property*”); and

WHEREAS, said application has been referred to the Zoning Board of Appeals and has been processed in accordance with law; and

WHEREAS, the Zoning Board of Appeals held a public hearing on July 10, 2013, on whether the requested variances should be granted, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, public notice, in the form required by law, was given of said July 10, 2013

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 with the Corporate Authorities its Report on Findings of Fact and its recommendation for approval of certain variances set forth herein; and

WHEREAS, after due consideration, the Corporate Authorities have determined, in the best interests of the health, safety and welfare of the residents of the Village, to grant the variance subject to the conditions set forth herein.

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 Corporate Authorities adopt by reference the Report on Findings of Fact of the Zoning Board of Appeals as findings of the Corporate Authorities as if completely set forth herein. All exhibits and documents submitted at the aforesaid public hearing are also incorporated by reference as fully as if attached hereto.

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

1. A particular hardship results from strict compliance with the requirements of the Franklin Park Zoning Ordinance due to the shape of the Property;
2. The conditions upon which the application is based are unique to the Property;
3. The purpose of the proposed variance is not based exclusively upon a desire to

increase financial gain;

4. The hardship has not been created by any persons having an interest in the Property;
5. The grant of the proposed variance will not be detrimental to other property in the neighborhood in which the Property is located; and
6. The grant of the proposed variance will not adversely affect surrounding property values.

Section 4: That the variances, set forth herein, are granted for the Property, which is commonly known as 9333-9377 West Grand Avenue, Franklin Park, Illinois, and is legally described as follows:

SEE EXHIBIT A ATTACHED HERETO.

The Property is currently zoned I-2 (General Industry District), which zoning classification shall remain in effect subject to the following two variations which are granted hereby:

1. A variance to reduce the west side yard setback from five (5) feet to two (2) feet; &
2. A variance to reduce the rear yard set back from twenty-four (24) feet to zero (0) feet.

Section 5: The variation contemplated herein is granted subject to the following conditions:

1. The Property is to be developed and constructed in substantial conformance with the plans as presented at the public hearing;
2. The property is, in all other respects, constructed in accordance with the Franklin Park Village Code; and
3. The variations granted herein shall be null and void and of no force and effect whatsoever unless an application for a building permit pursuant to such variations are issued and construction commenced within six (6) months of the effective date of this Ordinance.

Section 6: The Applicant hereunder shall at all times comply with the terms and conditions of the variance.

Section 7: 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 8: All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 9: 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 July 2013, pursuant to a roll call vote, as follows:

| | YES | NO | ABSTAIN | ABSENT | PRESENT |
|--------------------|------------|-----------|----------------|---------------|----------------|
| JOHNSON | | | | | |
| MCLEAN | | | | | |
| PETERSEN | | | | | |
| RUHL | | | | | |
| SPECIAL | | | | | |
| YBARRA | | | | | |
| PRESIDENT PEDERSEN | | | | | |
| TOTAL | | | | | |

APPROVED by the President of the Village of Franklin Park, Cook County, Illinois on this _____ day of July 2013.

 BARRETT F. PEDERSEN
 VILLAGE PRESIDENT

ATTEST:

 TOMMY THOMSON
 VILLAGE CLERK

EXHIBIT A

LEGAL DESCRIPTION

PARCEL 1:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE SOUTH 89 DEGREES 43 MINUTES 00 SECONDS EAST ALONG THE SOUTH LINE THEREOF 100.00 FEET TO A POINT ON THE EAST LINE OF THE INDIANA HARBOR BELT RAILWAY COMPANY PROPERTY; THENCE NORTH 00 DEGREES 00 MINUTES 20 SECONDS WEST ALONG THE EAST LINE OF SAID RAILWAY COMPANY A DISTANCE OF 963.06 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 00 MINUTES 20 SECONDS WEST ALONG THE EAST LINE OF SAID RAILWAY COMPANY A DISTANCE OF 1520.14 FEET TO THE ORIGINAL SOUTHERLY LINE OF GRAND AVENUE, AS DEDICATED UNDER DOCUMENT NUMBER 9369077; THENCE SOUTHEASTERLY ALONG THE SOUTH LINE OF SAID GRAND AVENUE, WHICH IS THE ARC OF A CIRCLE HAVING A RADIUS OF 9582.3 FEET, A DISTANCE OF 405.02 FEET TO A POINT 503.00 FEET EAST OF THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 27; THENCE SOUTH 00 DEGREES 00 MINUTES 20 SECONDS EAST ALONG A LINE 503.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 27 A DISTANCE OF 719.64 FEET TO A POINT IN THE NORTH FACE OF A CONCRETE BLOCK AND BRICK WALL OF AN EXISTING ONE STORY BRICK BUILDING; THENCE SOUTH 89 DEGREES 53 MINUTES 00 SECONDS WEST ALONG SAID NORTH LINE OF WALL 157.48 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 20 SECONDS EAST A DISTANCE OF 360.15 FEET; THENCE SOUTH 56 DEGREES 19 MINUTES 40 SECONDS WEST A DISTANCE OF 72.00 FEET TO A POINT OF TANGENCY WITH A CURVED LINE; THENCE SOUTHWESTERLY ALONG SAID CURVE, CONVEX TO THE NORTHWEST, HAVING A RADIUS OF 409.02 FEET, A DISTANCE OF 184.63 FEET; THENCE SOUTH 26 DEGREES 29 MINUTES 43 SECONDS WEST A DISTANCE OF 35.67 FEET TO A POINT OF TANGENCY WITH A CURVED LINE; THENCE SOUTHWESTERLY ALONG SAID CURVE, CONVEX TO THE NORTHWEST, HAVING A RADIUS OF 400.00 FEET, A DISTANCE OF 152.78 FEET; THENCE SOUTH 04 DEGREES 36 MINUTES 40 SECONDS WEST ALONG A LINE THAT IS TANGENT TO THE LAST DESCRIBED CURVE A DISTANCE OF 48.37 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 1,681 FEET NORTH OF THE SOUTH LINE AND

533 FEET EAST OF THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, AFORESAID; THENCE EAST ON A LINE PARALLEL TO THE SOUTH LINE OF SECTION 27, AFORESAID, 528.81 FEET TO THE SOUTHWESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF WISCONSIN CENTRAL RAILROAD; THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE, 799.51 FEET TO THE CENTER LINE OF GRAND AVENUE; THENCE NORTHWESTERLY ALONG CENTER LINE OF GRAND AVENUE, 343.76 FEET TO THE INTERSECTION WITH A LINE PARALLEL TO AND 533 FEET EAST OF THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, AFORESAID, AND THENCE SOUTH 796 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; EXCEPTING THEREFROM THE FOLLOWING TRACT OF LAND: THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS DUE NORTH) BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF THE WISCONSIN CENTRAL RAILWAY COMPANY AND A LINE THAT IS 1,681 FEET DUE NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES, 57 MINUTES WEST, A DISTANCE OF 469.20 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED TRACT OF LAND; THENCE CONTINUING NORTH 89 DEGREES, 57 MINUTES WEST IN AFORESAID LINE, A DISTANCE OF 59.61 FEET TO A POINT IN A LINE THAT IS 533 FEET DUE EAST AND PARALLEL WITH THE AFORESAID WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE DUE NORTH ALONG SAID PARALLEL LINE, A DISTANCE OF 108 FEET TO A POINT; THENCE SOUTH 28 DEGREES, 53 MINUTES EAST, A DISTANCE OF 123.41 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS.

PARCEL 3:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS DUE NORTH BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF THE WISCONSIN CENTRAL RAILWAY COMPANY AND A LINE THAT IS 1,681 FEET DUE NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES, 57 MINUTES WEST ALONG SAID PARALLEL LINE, 528.81 FEET TO A POINT ON A LINE THAT IS 533 FEET DUE EAST OF AND PARALLEL WITH THE AFORESAID WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE DUE NORTH ALONG SAID PARALLEL LINE 45.91 FEET; THENCE SOUTH 89 DEGREES, 38 MINUTES WEST ALONG THE NORTH FACE OF A CONCRETE BLOCK AND BRICK WALL OF AN EXISTING ONE STORY BRICK BUILDING AND ITS EXTENSION EAST AND WEST, 187.48 FEET; THENCE DUE SOUTH, 362 FEET; THENCE NORTH 70 DEGREES, 33 MINUTES EAST, IN A LINE, A DISTANCE OF 76.00 FEET TO ITS INTERSECTION WITH A CURVED LINE ; THENCE NORTHEASTERLY ALONG SAID

CURVED LINE, CONVEX TO THE NORTH, HAVING A RADIUS OF 301.94 FEET, A DISTANCE OF 120.59 FEET; THENCE NORTH 89 DEGREES, 52 MINUTES EAST ALONG A LINE THAT IS TANGENT TO THE LAST MENTIONED CURVE, 590.83 FEET TO A POINT IN THE AFORESAID WESTERLY LINE OF RAILROAD; THENCE NORTH 13 DEGREES, 27 MINUTES WEST ALONG SAID LINE, 273.58 FEET TO THE POINT OF BEGINNING; EXCEPTING THEREFROM THE FOLLOWING TRACT OF LAND: THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS DUE NORTH) BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF THE WISCONSIN CENTRAL RAILWAY COMPANY AND A LINE THAT IS 1,681.0 FEET DUE NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES, 57 MINUTES WEST, A DISTANCE OF 469.20 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED TRACT OF LAND; THENCE DUE SOUTH, A DISTANCE OF 267.73 FEET TO A POINT IN A LINE THAT BEARS NORTH 89 DEGREES, 52 MINUTES EAST AND INTERSECTS SAID WESTERLY LINE OF RAILROAD AT A POINT THAT IS 273.58 FEET SOUTHEAST OF THE ABOVE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES, 52 MINUTES WEST, A DISTANCE OF 30.0 FEET TO A POINT; THENCE DUE NORTH, A DISTANCE OF 259.92 FEET TO A POINT; THENCE NORTH 28 DEGREES, 52 SECONDS WEST, A DISTANCE OF 9.04 FEET TO A POINT IN THE AFORESAID PARALLEL LINE WHOSE BEARING IS NORTH 89 DEGREES, 57 MINUTES WEST; THENCE SOUTH 89 DEGREES, 57 MINUTES EAST IN AFORESAID PARALLEL LINE, A DISTANCE OF 34.28 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS.

PARCEL 4:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS "DUE NORTH") BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF THE WISCONSIN CENTRAL RAILWAY COMPANY AND A LINE THAT IS 1681.0 FEET DUE NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES 57 MINUTES WEST A DISTANCE OF 469.20 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED TRACT OF LAND; THENCE DUE SOUTH A DISTANCE OF 267.73 FEET TO A POINT IN A LINE THAT BEARS NORTH 89 DEGREES 52 MINUTES EAST AND INTERSECTS SAID WESTERLY LINE OF RAILROAD AT A POINT THAT IS 273.58 FEET SOUTHEAST OF THE ABOVE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 52 MINUTES WEST A DISTANCE OF 30 FEET TO A POINT; THENCE DUE NORTH A DISTANCE OF 259.92 FEET TO A POINT; THENCE NORTH 28 DEGREES 52 SECONDS WEST A DISTANCE OF 9.04 FEET TO A POINT IN THE AFORESAID PARALLEL LINE WHOSE BEARING IS NORTH 89 DEGREES 57 MINUTES WEST; THENCE SOUTH 89 DEGREES 57 MINUTES

EAST IN AFORESAID PARALLEL LINE A DISTANCE OF 34.28 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS.

PARCEL 5:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS "DUE NORTH") BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF THE 66 FOOT RIGHT OF WAY OF THE WISCONSIN CENTRAL RAILWAY COMPANY AND A LINE THAT IS 1681.0 FEET DUE NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES 57 MINUTES WEST A DISTANCE OF 469.20 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED TRACT OF LAND; THENCE CONTINUING NORTH 89 DEGREES 57 MINUTES WEST IN AFORESAID LINE A DISTANCE OF 59.61 FEET TO A POINT IN A LINE THAT IS 533 FEET DUE EAST AND PARALLEL WITH THE AFORESAID WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE DUE NORTH ALONG SAID PARALLEL LINE A DISTANCE OF 108.0 FEET TO A POINT; THENCE SOUTH 28 DEGREES 53 MINUTES EAST A DISTANCE OF 123.41 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS.

PARCEL 6:

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: (NOTE: THE WEST LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4 IS ASSUMED AS "DUE NORTH") BEGINNING AT A POINT IN THE SOUTH LINE OF SAID EAST 1/2 OF THE SOUTHWEST 1/4, 100 FEET EAST OF THE SOUTHWEST CORNER THEREOF (SAID POINT BEING IN THE EAST LINE OF THE INDIANA HARBOR BELT RAILROAD COMPANY); THENCE SOUTH 89 DEGREES 57 MINUTES EAST ALONG SAID SOUTH LINE 1363.83 FEET TO THE WESTERLY LINE OF THE WISCONSIN CENTRAL RAILROAD COMPANY; THENCE NORTH 13 DEGREES 27 MINUTES WEST ALONG SAID LINE 1725.40 FEET TO A POINT IN A LINE THAT IS 1681.0 FEET NORTH OF THE SAID SOUTH LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES 57 MINUTES WEST ALONG SAID LINE 528.81 FEET TO A POINT IN A LINE THAT IS 533.0 FEET DUE EAST OF THE SAID WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE DUE NORTH ALONG SAID LINE FOR 45.91 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH ON SAID LINE 713.74 FEET TO A POINT IN THE ORIGINAL SOUTHERLY LINE OF GRAND AVENUE; THENCE NORTH 83 DEGREES 45 MINUTES WEST ALONG SAID LINE, 30.18 FEET TO A POINT IN A LINE THAT IS 503.0 FEET DUE EAST OF THE SAID WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4; THENCE DUE SOUTH ALONG SAID PARALLEL LINE 717.21 FEET TO A POINT IN THE NORTH FACE OF A CONCRETE BLOCK AND

BRICK WALL OF AN EXISTING 1-STORY BRICK BUILDING; THENCE EAST 30.0 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS.

PARCEL 7:

EASEMENT FOR UTILITY LINE PURPOSES FOR THE BENEFIT OF PARCELS 3 AND 4 CREATED IN THE EASEMENT AGREEMENT MADE JANUARY 18, 1993 BY AND BETWEEN JOSLYN MANUFACTURING COMPANY AND MATSUSHITA ELECTRIC CORPORATION OF AMERICA, A DELAWARE CORPORATION, RECORDED MARCH 31, 1993 AS DOCUMENT 93237077 AS DEFINED THEREIN.

EXCEPT THAT PART OF THE ABOVE DESCRIBED PARCELS 1, 2, 3 AND 6 TAKEN FOR CONDEMNATION BY CASE NUMBER 03 L 051123 FILED IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS, (FINAL JUDGMENT ORDER RECORDED JUNE 14, 2004 AS DOCUMENT NO. 0416631095) DESCRIBED AS FOLLOWS:

THAT PART OF THE EAST HALF OF SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE ON AN ASSUMED BEARING SOUTH 88 DEGREES 29 MINUTES 20 SECONDS EAST ON THE SOUTH LINE OF SAID SOUTHWEST QUARTER 1414.87 FEET TO THE EAST LINE OF THE WEST 100 FEET OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 01 DEGREE 13 MINUTES 42 SECONDS EAST ON SAID EAST LINE 2483.29 FEET TO THE SOUTH RIGHT-OF-WAY OF GRAND AVENUE ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 12, 1926 AS DOCUMENT NUMBER 9369077, SAID POINT BEING THE POINT OF BEGINNING; THENCE EASTERLY 435.12 FEET ON SAID SOUTH RIGHT-OF-WAY BEING A NON-TANGENT CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 9582.30 FEET, THE CHORD OF SAID CURVE BEARS SOUTH 83 DEGREES 10 MINUTES 10 SECONDS EAST, 435.08 FEET TO THE EAST LINE OF THE WEST 533 FEET OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 01 DEGREE 13 MINUTES 42 SECONDS EAST ON SAID EAST LINE 33.09 FEET TO THE CENTERLINE OF SAID GRAND AVENUE; THENCE EASTERLY 343.14 FEET ON SAID CENTERLINE BEING A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 9549.30 FEET THE CHORD OF SAID CURVE BEARS SOUTH 85 DEGREES 29 MINUTES 05 SECONDS EAST, 343.12 FEET TO THE WESTERLY LINE OF THE 66 FOOT RIGHT-OF-WAY OF THE CANADIAN NATIONAL RAILWAY; THENCE SOUTH 12 DEGREES 00 MINUTES 33 SECONDS EAST ON SAID WESTERLY LINE 1073.10 FEET TO THE SOUTH LINE OF THE PREMISES OF MATSUSHITA ELECTRIC CORPORATION OF AMERICA; THENCE NORTH 88 DEGREES 35 MINUTES 58 SECONDS WEST ON SAID SOUTH LINE 174.22 FEET; THENCE NORTHEASTERLY 365.27 FEET ON A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 637.00 FEET, THE CHORD OF SAID CURVE BEARS NORTH 11 DEGREES 16 MINUTES 07 SECONDS EAST, 360.29 FEET; THENCE NORTH 07 DEGREES 22 MINUTES 06 SECONDS WEST, 156.35 FEET; THENCE NORTH 12 DEGREES 00

MINUTES 01 SECONDS WEST, 505.64; THENCE NORTH 68 DEGREES 02 MINUTES 28 SECONDS WEST, 298.02 FEET; THENCE WESTERLY 253.06 FEET ON A NON-TANGENT CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 2886.72 FEET, THE CHORD OF SAID CURVE BEARS NORTH 86 DEGREES 54 MINUTES 10 SECONDS WEST, 252.98 FEET; THENCE WESTERLY 222.12 FEET ON A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 2906.37 FEET, THE CHORD OF SAID CURVE BEARS NORTH 80 DEGREES 51 MINUTES 33 SECONDS WEST, 222.06 FEET TO THE EAST LINE OF THE WEST 100 FEET OF THE EAST HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 01 DEGREE 13 MINUTES 42 SECONDS EAST ON SAID EAST LINE 28.91 FEET TO THE POINT OF BEGINNING.

