STATE OF ILLINOIS)
) SS
COUNTY OF OGLE)

ORDINANCE NO. 2009-1102

AN ORDINANCE APPROVING A SPECIAL USE PERMIT
ON PROPERTY LOCATED AT 5412 S. LOWELL PARK ROAD

WHEREAS, Mary Love Stuff, 1106 West John St., Champaign, IL has filed a petition for a Special Use Permit in the AG-1 Agricultural District (Petition No. 03-09SU) to allow a retreat/recreational facility which will include corporate retreats, business parties, family vacations, weddings and other special gatherings with lodging house for twelve (12) persons on property located at 5412 S. Lowell Park Road in Pine Creek Township and legally described as shown in Exhibit "A" attached hereto; and

WHEREAS, following due and proper notice by publication in the Ogle County Life at least fifteen (15) days prior thereto, and by mailing notice to all owners of property abutting the subject property at least fifteen (15) days prior thereto, the Ogle County Zoning Board of Appeals conducted a public hearing on October 29, 2009, at which the petitioner and her representative presented evidence, testimony, and exhibits in support of the requested Special Use Permit, and no member(s) of the public spoke in favor or against the petition; and

WHEREAS, the Zoning Board of Appeals, having considered the evidence, testimony and exhibits presented has made its findings of fact and recommended that the requested Special Use Permit be granted with conditions as set forth in the *Findings of Fact and Recommendation of the Ogle County Zoning Board of Appeals* dated October 29, 2009, a copy of which is appended hereto as Exhibit "A"; and

WHEREAS, the Planning and Zoning Committee of the Ogle County Board has reviewed the testimony and exhibits presented at the public hearing and has considered the Findings of Fact and recommendation of the Zoning Board of Appeals, and has forwarded a recommendation to the Ogle County Board that the requested Special Use Permit be granted; and

WHEREAS, the Ogle County Board has considered the findings of fact and recommendation of the Zoning Board of Appeals and the recommendation of the Planning and Zoning Committee, and has determined that granting the Special Use Permit to allow a retreat/recreational facility which will include corporate retreats, business parties, family vacations, weddings and other special gatherings with lodging house for twelve (12) persons AG-1 Agricultural District would be consistent with the requirements established by Section 9.08(c) of the *Ogle County Amendatory Zoning Ordinance*;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF OGLE COUNTY, ILLINOIS, as follows:

SECTION ONE: The report of the Ogle County Zoning Board of Appeals, Exhibit "B" attached hereto, is hereby accepted and the findings set forth therein are hereby adopted as the findings of fact and conclusions of the Ogle County Board.

SECTION TWO: Based on the findings of fact set forth above, the request of Mary Love Stuff, 1106 West John St., Champaign, IL for a Special Use Permit to allow a retreat/recreational facility which will include corporate retreats, business parties, family vacations, weddings and other special gatherings with lodging house for twelve (12) persons in the AG-1 Agricultural District on property located at 5412 S. Lowell Park Road in Pine Creek Township and legally described as shown in Exhibit "A" attached hereto, is hereby approved.

SECTION THREE: This approval of a Special Use Permit is subject to the following conditions:

1. All proposals and representations made by the applicant and/or their representative shall be conditions of the Special Use Permit.
2. No camping (tent or recreational vehicle) shall be permitted.

3. Outside gatherings shall be discontinued no later than 1:00 A.M. Outside speakers, music, etc. shall be discontinued no later than 12:00 A.M.
4. The use shall not become obnoxious or create a nuisance to the neighborhood.
5. A fence of chain link, woven wire or equivalent or higher quality, shall be installed along the top of the quarry wall and equipped with warning signs. The fence shall be a minimum of 4' high.

SECTION FOUR: This Ordinance shall be in full force and effect upon its adoption by the County Board of Ogle County, Illinois and attestation by the Ogle County Clerk.

SECTION FIVE: Failure of the owners or other party in interest or a subsequent owner or other party in interest to comply with the terms of this Ordinance, after execution of such Ordinance, shall subject the owners or party in interest to the penalties set forth in Section 9.10 of the *Ogle County Amendatory Zoning Ordinance*.

PASSED BY THE COUNTY BOARD THIS 17TH DAY OF NOVEMBER 2009 A.D.

W. Ed Rice

W. Ed Rice, Chairman of the Ogle County Board

OGLE COUNTY CLERK * OGLE COUNTY, ILLINOIS *

ATTEST:

Rebecca Huntley

Rebecca Huntley, Ogle County Clerk and
Ex Officio Clerk of the Ogle County Board