

CITY OF OGLESBY

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ORDINANCE NO. 1064-050619

AN ORDINANCE GRANTING THE VARIANCE FROM THE DIMENSIONAL STANDARDS  
OF THE LAND DEVELOPMENT CODE OF OGLESBY ILLINOIS

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ADOPTED BY THE CITY COUNCIL OF  
THE CITY OF OGLESBY  
THIS 6<sup>th</sup> DAY OF MAY, 2019

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Published in pamphlet form by authority of the City Council of the City of Oglesby, LaSalle  
County, Illinois, this 6<sup>th</sup> day of May, 2019.

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STATE OF ILLINOIS        )  
  ) SS.  
COUNTY OF LASALLE    )

I, Stacie Mertes, certify that I am the duly elected and acting municipal clerk of the City of Oglesby, LaSalle County, Illinois. I further certify that on the 6<sup>th</sup> day of May, 2019, the corporate authorities of the above municipality passed and approved Ordinance No. 1064-050619, entitled "An Ordinance Granting the Variance from the Dimensional Standards of the Land Development Code of Oglesby Illinois" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1064-050619, including the ordinance and cover sheet thereof, was prepared and a copy of such ordinance was posted in the municipal building, commencing on the 6<sup>th</sup> day of May, 2019, and continuing for at least ten days thereafter. Copies of the ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated in Oglesby, Illinois, this 6<sup>th</sup> day of May, 2019.

\_\_\_\_\_  
Municipal Clerk

(SEAL)

ORDINANCE NO. 1064-050619

AN ORDINANCE GRANTING THE VARIANCE FROM THE DIMENSIONAL STANDARDS OF THE LAND DEVELOPMENT CODE OF OGLESBY ILLINOIS

WHEREAS, the City of Oglesby received a variance request from Nicholas Augustyniak and Alysia Augustyniak asking for a variance from the front-yard setback requirements for accessory buildings and a variance from the height requirements for accessory buildings on property owned by Nicholas and Alysia Augustyniak which has not been assigned a street address, but is more fully described in Exhibit A, attached to this ordinance and incorporated by reference as if set out in full herein; and

WHEREAS, the Oglesby City Council referred the Augustyniak variance request to the Oglesby Zoning Board of Appeals; and

WHEREAS, the Oglesby Zoning Board of Appeals conducted a public hearing, after due notice as provided by law, on April 24, 2019 in the City Council Chambers of the Oglesby City Hall; and

WHEREAS, the Oglesby Zoning Board of Appeals has provided the City of Oglesby with written Findings of Fact and Recommendations from the Oglesby Zoning Board of Appeals and the minutes of the meeting of the Oglesby Zoning Board of Appeals meeting are attached to this ordinance marked as Group Exhibit B; and

WHEREAS, the Oglesby Zoning Board of Appeals has recommended to the Oglesby City Council that the Oglesby City Council grant Mr. and Mrs. Augustyniak a variance reducing the front-yard setback requirement for their property from 25 feet to 15 feet; and

WHEREAS, the Oglesby Zoning Board of Appeals has recommended to the

Oglesby City Council that the Oglesby City Council grant the Augustyniaks a variance from the height requirements of accessory buildings increasing the height requirement from 15 feet, 5 inches to 17 feet, 6 inches; and

WHEREAS, Section 11-13-5 of the Illinois Municipal Code (65 ILCS 5/11-13-5) authorizes municipalities to grant variances from the strict application of local zoning ordinances; and

WHEREAS, the Oglesby City Council deems it to be in the best interest of the public health, safety and welfare of the residents of the City of Oglesby to grant the variances recommended by the Oglesby Zoning Board of Appeals.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Oglesby, LaSalle County, Illinois as follows:

1. The recitals contained in the preamble to this ordinance are incorporated by reference as if set out in full herein.

2. The City of Oglesby is hereby grants a front-yard variance for property owned by Nicholas Augustyniak and Alysia Augustyniak reducing the front-yard variance for accessory buildings from 25 feet to 15 feet for the property more fully described in Exhibit A attached hereto and incorporated by reference as if set out in full herein.

3. The City of Oglesby hereby grants a variance increasing the height of an accessory building from 15 feet, 5 inches to 17 feet, 6 inches as requested by Nicholas and Alysia Augustyniak for the property, more fully described in Exhibit A attached hereto and incorporated by reference as if set out in full herein.

4. This ordinance will be in full force and affect after its passage, approval and publication in pamphlet form as provided by law.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Oglesby, LaSalle County, Illinois, this 6<sup>th</sup> day of May, A.D., 2019, by an aye and nay roll call vote as follows:

THOMAS ARGUBRIGHT    \_\_\_\_\_ AYE; \_\_\_\_\_ NAY; \_\_\_\_\_ ABSENT; \_\_\_\_\_ PASS

JAMES CULLINAN        \_\_\_\_\_ AYE; \_\_\_\_\_ NAY; \_\_\_\_\_ ABSENT; \_\_\_\_\_ PASS

JASON CURRAN         \_\_\_\_\_ AYE; \_\_\_\_\_ NAY; \_\_\_\_\_ ABSENT; \_\_\_\_\_ PASS

CARRIE LIJEWSKI      \_\_\_\_\_ AYE; \_\_\_\_\_ NAY; \_\_\_\_\_ ABSENT; \_\_\_\_\_ PASS

DOMINIC RIVARA        \_\_\_\_\_ AYE; \_\_\_\_\_ NAY; \_\_\_\_\_ ABSENT; \_\_\_\_\_ PASS

APPROVED:

\_\_\_\_\_  
Dominic Rivara, Mayor

\_\_\_\_\_  
City Clerk