

VILLAGE OF RINGWOOD

ORDINANCE 00 - 1 - 1

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT IN ACCORDANCE WITH SECTION 516 OF THE VILLAGE OF RINGWOOD ZONING ORDINANCE TO PERMIT THE INSTALLATION OF A COMMERCIAL WIRELESS COMMUNICATIONS SERVICE FACILITY AT NIEDERT STORAGE, 5240 MANN ROAD, RINGWOOD, ILLINOIS

WHEREAS, application was made by AT&T PCS, LLC. to the Village of Ringwood Village Clerk, for the authorization by the Village of Ringwood Board of Trustees of a Conditional Use Permit in accordance with Section 516 of the Village of Ringwood Zoning Ordinance, to allow for the installation of a commercial wireless communications service facility on a monopole structure; and

WHEREAS, the existing zoning is B-3, General Business District; and

WHEREAS, within fifteen (15) days of the receipt thereof, said application was referred by the Village Clerk to the Village President to schedule a Zoning Board of Appeals for the Village of Ringwood, and within ninety (90) days from the date of said application a hearing was held by said Zoning Board of Appeals on December 13, 1999, to consider the Conditional Use Permit so proposed by the applicant; and

WHEREAS, said hearing of the Zoning Board of Appeals was held pursuant to notice published as required by law, wherein competent testimony and evidence was given with respect to how said applicant intended to meet the provisions of the Zoning Ordinance, and said Zoning Board of Appeals filed written reports of such testimony and evidence and their recommendations thereon to the Village Board of Trustees; and

WHEREAS, said applicant made certain commitments to the Zoning Board of Appeals with respect to the requested Conditional Use Permit, which representations are hereby found by the Village Board of Trustees to be material and upon which the Village Board of Trustees relies in granting this request for a Conditional Use Permit subject to certain terms and conditions; and

WHEREAS, the Village Board of Trustees has studied the respective written reports of the Zoning Board of Appeals, together with the applicable standards set forth in the Zoning Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Ringwood, McHenry County Illinois, in the exercise of its powers, as follows:

SECTION 1: That Petitioner, AT&T Wireless Services, Inc., is granted a Conditional Use Permit on the property described in Section 2 hereof, to allow for the installation of a 190 foot telecommunications monopole having up to 12 antennas, which monopole will provide for the possible co-location of other communications carriers.

SECTION 2: That the property which is the subject of this Ordinance is legally described as:

Lot 10 and 11 in Mann Subdivision. Being a subdivision of part of the North half of the Northeast

Quarter of the Southwest Quarter of Section 4, Township 45 North, Range 8 East of the Third Principal Meridian, according to the plat thereof recorded January 22, 1992 as Document No. 92R3416, in McHenry County, Illinois COMMONLY KNOWN AS 5240 MANN ROAD.

SECTION 3: That granting of the Conditional Use Permit for the subject property is granted upon the conditions set forth below.

SECTION 4: That the antennae will be attached to the monopole at a height of 189.75 feet.

SECTION 5: That the antennae design will blend with the surroundings.

SECTION 6: That the antennae monitoring equipment will be enclosed in an equipment shelter

located at the base of the tower. Niedert Storage is currently a fenced compound and the equipment

shelter will be within a fenced area within that compound, therefore, no barbed wire will be necessary

around the top of the fence surrounding the shelter area.

SECTION 7: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form according to law.

Passed this 24th day of January, 2000.

Vote: Aye: Trustees Bauer, Bruce, Kepes, Roseman
Nay: President Mack
Abstaining: None
Absent: Trustees Everett and Preston

APPROVED this 24th day of January, 2000.

Richard E. Mack
VILLAGE PRESIDENT

ATTEST:

Susan Kennebeck
VILLAGE CLERK

Approved as to form:

Susan Kennebeck
VILLAGE CLERK

Bernard V. Narusis
Bernard V. Narusis, Village Attorney