

ORDINANCE NO. 949

AN ORDINANCE GRANTING A VARIANCE TO JOSH SCHMIDGALL FOR PROPERTY LOCATED AT 612 BRENDA LYN DRIVE, MACKINAW, ILLINOIS TO THE SIDE YARD DEPTH TO BE 5 FEET INSTEAD OF 10 FEET

WHEREAS, an application has properly been submitted by Josh Schmidgall for a variance to permit any yard, court, buffer strip, setback line or spacing between buildings of less dimension than required by the applicable regulation as stated in §153.055(B) of the Village Code about or in connection with the applicants' use of the property at 612 Brendalyn Drive, Mackinaw, Illinois;

WHEREAS, the proper procedure has been in all respects followed under the Village Code of the Village of Mackinaw;

WHEREAS, the Zoning Board of Appeals of the Village of Mackinaw conducted a hearing on the proposed requested variance. No person, firm or entity appeared to object to the proposed requested variance;

WHEREAS, the Zoning Board of Appeals of the Village of Mackinaw recommended that the variance be granted;

WHEREAS, the granting of the requested variance is desirable;

WHEREAS, that special conditions and circumstances exist which are not applicable to other lands or structures in the same district;

WHEREAS, that literal interpretation of the provisions of the Zoning Ordinance of the Village of Mackinaw would deprive the applicant of rights commonly enjoyed by other lands or structures in the same district;

WHEREAS, that the special conditions and circumstances do not result from the actions of the applicant; and

WHEREAS, that the granting of the variance requested will not confer on the applicant any special privilege that is denied by the Zoning Ordinance of the Village of Mackinaw to other lands or structures in the same district.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW, TAZEWELL COUNTY, ILLINOIS AS FOLLOWS:


SECTION 1. The recitations and findings contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. Joshua L. Schmidgall and Rachel E. Schmidgall are hereby granted a variance for their property at 612 Brendalyn Drive, Mackinaw, Illinois, as requested in the application for variance attached hereto.

SECTION 3. This Ordinance shall be effective upon passage.


PASSED by the President and Board of Trustees of the Village of Mackinaw, Tazewell County, Illinois, this 23rd day of October 2017.

APPROVED:



Craig M. Friend – Village President

ATTEST:



Lisa Spencer – Village Clerk

AYES: 4

ABSTAIN: 1

ABSENT: 2

NAYES: 0