ordinance no. <u>579</u>

AN ORDINANCE AMENDING CHAPTER 21, ZONING, OF THE MUNICIPAL CODE OF LEROY, 1975 (as amended)

| ADOPTED BY THE CITY CO | UNCIL OF THE (| CITY OF LE ROY THIS 16th | | | | |
|---|----------------|--------------------------|--|--|--|--|
| DAY OF | January | , 1995 | | | | |
| PRESENTED: | January | , 1995 | | | | |
| PASSED: | January | , 1995 | | | | |
| APPROVED: | January | | | | | |
| RECORDED: | January | , 1995 | | | | |
| PUBLISHED: | January | , 1995 | | | | |
| In Pamphlet Form | | | | | | |
| Voting "Aye" | | | | | | |
| Voting "N | Nay" | <u>.</u> | | | | |
| The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated. (SEAL) X August City Clerk of the City of LeRoy, McLean County, Illinois | | | | | | |
| | | d: | | | | |

ORDINANCE NO. 579

AN ORDINANCE AMENDING CHAPTER 21, ZONING, OF THE MUNICIPAL CODE OF LEROY, 1975 (as amended)

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have determined that it is in the best interests of the City and its residents that the zoning code of the City be amended in order to expressly provide as to the precedence of the zoning ordinance in regard to any final subdivision plats adopted by this city,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of LeRoy, in lawful meeting assembled, as follows:

<u>Section 1</u>. That Section 21.03 of Chapter 21, Zoning, of the municipal code of LeRoy, 1975 (as amended), is hereby amended by addition of sub-section 21.03 (m . 1) as follows:

(m.1) Precedence of overlapping regulations. Final subdivision plats approved by the City of LeRoy and finally adopted by ordinance as appropriate from time to time shall be enforceable by the zoning administrative officer in accordance with the requirements and provisions of the subdivision code of the City of LeRoy. To the extent there is deemed to be a conflict from time to time between the requirements of this zoning code and the requirements of a subdivision plat or of the subdivision code, the more restrictive provision, whether it be under this zoning code, the final subdivision plat as approved by ordinance, or the subdivision code, shall take precedence and be the requirement to be enforced by the City. For example, in an instance where a setback requirement under the zoning code would require a setback of twenty-five feet and a setback on a final subdivision plat, as approved by City ordinance, would require a forty foot setback, the subdivision plat requirement (forty feet) shall be controlling and shall take precedence over the requirement of this zoning code.

<u>Section 2</u>. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

| PASSED by the City Council | of the City of LeRoy, I | llinois, upon the mo | tion by |
|------------------------------|-----------------------------|----------------------|------------|
| Randy Zimmerman | , seconded by | Robert D. Johnson | |
| , by roll call vote follows: | on the <u>16th</u> day of _ | January | , 1995, as |
| Aldermen elected 6 | Aldermen preser | nt <u>5</u> | |

| VOTING AYE: | | |
|--|-----------------------|---|
| Randy Zimmerman, | Robert D. Johns | son, Ronnie Litherland, Patrick Beaty |
| | (full names) | David McClelland |
| VOTING NAY: | | |
| None | | |
| | (full names) | |
| ABSENT, ABSTAIN, OTHE | R: | |
| Lois Parkin abse | ent | |
| | (full names) | |
| | | |
| | | |
| and deposited and file | ed in the office of t | the City Clerk in said municipality on the 16th day of |
| January | . 1995. | • |
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| | | |
| | | X francis Stagley |
| | | Juanuta Dagley, City Clerk of the Oty of LeRoy, LeRoy, McLean County, Illinois |
| | | zertoy, wzzam county, minors |
| APPROVED | BY the Mayor of t | he City of LeRoy, Illinois, this16th day of |
| January | , 199 | 95. |
| | | |
| | | x Junel |
| | | Jerry C. Davis, Mayor of the City of LeRoy, |
| | | McLean County, Illinois |
| ATTEST: | (SEAL) | |
| | | |
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| - him it | 1.0 | |
| Iugaira Daglas City C | Tool Charles | _ |
| Juanita Dagley, City C LeRoy, McLean Cour | lerk, City of LeRoy | , · |
| Lattoy, Michael Coul | my, miniois | |

CERTIFICATE

| I, <u>Juanita Dagley</u> , certify that I am the duly elected and acting municipal clerk of the <u>City of LeRoy</u> , of <u>McLean County</u> , Illinois. | | | | | |
|--|--|--|--|--|--|
| I further certify that on | | | | | |
| Authorities of such municipality passed and approved Ordinance No. 579, entitled: | | | | | |
| AN ORDINANCE AMENDING CHAPTER 21, ZONING, OF THE MUNICIPAL CODE OF LEROY, 1975 (as amended), | | | | | |
| which provided by its terms that it should be published in pamphlet form. | | | | | |
| The pamphlet form of Ordinance No. 579, including the Ordinance and a cover | | | | | |
| sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, | | | | | |
| commencing on | | | | | |
| days thereafter. Copies of such Ordinance were also available for public inspection upon request | | | | | |
| in the office of the municipal clerk. | | | | | |
| Dated at LeRoy, Illinois, this 16th day of January , 1995 | | | | | |
| | | | | | |
| (SEAL) | | | | | |
| Municipal Clerk | | | | | |

| STATE OF ILLINOIS |) | | |
|---|-----------------------------------|-------------------------------------|----------------------|
| COUNTY OF McLEAN |) SS: | | |
| I, Juanita Dagley, do h City of LeRoy, McLean Corecords and files of the Mayor | unty, Illinois, and as | | • • |
| I do further certify the entitled: | at the foregoing is a tr | rue, correct and complete | copy of an ordinance |
| AN ORDINANCE AME CO | ENDING CHAPTER DDE OF LEROY, 1 | R 21, ZONING, OF 7975 (as amended). | THE MUNICIPAL |
| I do further certify said a regular meeting on the the making of this certificate to said City where it now appear books. | day of the said ordinance was | spread at length upon the | , 199, and prior to |
| , | day of | | , 199 . |
| | X | City Clerk | |
| (SEAL) | | | |