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5000 CTY

Ordinance No. 2023 – 50

AN ORDINANCE amending a Planned Development Final Development Plan to change the use of a certain lot from a two-family residential use to a single-family residential use (i.e. 1924 Gliddon Boulevard (Lot D29) in Windsor Way)

Whereas, Resource Construction Co., LLC (“Applicant”), with the permission of Villas at Windsor Way, LLC (“Developer”), has filed an application to amend the Final Development Plan to change the use of a certain lot in the Windsor Way Planned Development (PD-R); and

Whereas, the map attached hereto as Exhibit A is an accurate map of the development and lot so sought to be changed; and

L Taake 9/18/23

DR

Whereas, the City Planning Commission has complied with the provisions of 65 ILCS 5/11-13-14 and Section 154.064 of the Troy Municipal Ordinances regarding Planned Development plan amendments by holding a public hearing on September 14, 2023 to consider the request, pursuant to notice as required by Statute; and

Whereas, as a result of said hearing, the Planning Commission has submitted Recommendation No. 2023-12PC to the City Council confirming it recommends the request to amend the Windsor Way PD-R Final Development Plan; and

Whereas, the City Council has considered the recommendation of the Planning Commission and has determined that it is in the best interest of the public health, safety and welfare, and in compliance with the powers conferred upon the City and the objectives and purposes set out in 65 ILCS 5/11-13-1, to amend the Windsor Way PD-R Final Development Plan.

Now, Therefore, Be It Ordained By the Mayor and the City Council of the City Of Troy, Illinois As Follows:

SECTION 1: The recitals contained above in the preamble of this Ordinance are hereby incorporated by reference, the same as if set forth in this section of this Ordinance verbatim, as findings of the City Council of the City of Troy, Illinois.

SECTION 2: The City Council hereby approves amending the Windsor Way Final Development Plan to change the use of 1924 Gliddon Boulevard (Lot D29) from a two-family residential use to a single-family residential use.

SECTION 3: This amendment shall run with the land and shall not lapse or be waived as a result of a subsequent change in ownership of any or all of the area.

SECTION 4: All other provisions of said Final Development Plan shall remain unchanged and in full force and effect except as specifically amended by this ordinance.

SECTION 5: This Ordinance shall be effective upon its passage, signing, and publication as required by law.

Passed by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this eighteenth day of September , 2023.

Aldermen:

Dawson AYE

Flint ABSENT

Hellrung AYE

Henderson AYE

Italiano AYE

Knoll AYE

Manley ABSENT

Turner AYE

Total:

6 Ayes

0 Nays

0 Abstains



APPROVED:

A handwritten signature in black ink, appearing to read "David Nonn", written over a horizontal line.

David Nonn, Mayor

ATTEST:

A handwritten signature in black ink, appearing to read "Kimberly Thomas", written over a horizontal line.
Kimberly Thomas, City Clerk

City of Troy

RECOMMENDATION NO. 2023 ~ 12PC

**Of the Planning Commission of the City of Troy, Illinois
Regarding the Amendment of a Planned Development Plan and Associated Rezoning
(i.e. Windsor Way PD-R, 1924 Gliddon Boulevard)**

Name of Subdivision: Windsor Way PD-R Subdivider/Developer: Villas at Windsor Way, LLC

Address/Location of Property: 1924 Gliddon Blvd. (Lot D29)

WHEREAS, the Planning Commission met on May 8, 2008 to consider the above referenced preliminary development plan (See PC Recommendation 2008-02PC). Copies of the supporting documents are incorporated by reference.

WHEREAS, this application applies to property commonly known as 1924 Gliddon Boulevard in the Windsor Way Planned Development-Residential with parcel IDs 09-2-22-06-04-402-042.

WHEREAS, the Planning Commission has reviewed the application to amend the development plan and associated zoning classification for compliance with the provisions of Chapter 153 Subdivision Code and Chapter 154 Zoning Code and voted as recorded below:

Adams <u>Y</u>	Curtis <u>Y</u>	Reiter <u>Y</u>	<u>7</u> Yeas
Bogue <u>Y</u>	Lawrenz <u>N</u>	Stone <u>Abstain</u>	<u>1</u> Nays
Compton <u>Y</u>	Lybarger <u>Y</u>	Talbert <u>Y</u>	<u>1</u> Abstains

NOW THEREFORE, BE IT RESOLVED BY THE PLANNING COMMISSION AS FOLLOWS, that the application for the following: Amending the Windsor Way Final Development Plan to change the use of 1924 Gliddon Boulevard (Lot D29) to a single-family residential use from a two-family residential use as originally proposed.

Is Not Recommended Is Recommended with the following stipulations, if noted:

N/A

If the amendment to the development plan and associated rezoning is not recommended, the Planning Commission shall furnish to the applicant within 30 days a written statement specifying the aspects in which the proposed plan fails to conform to the Subdivision Code, Zoning Code and/or the Official Map.

All conditions imposed as a part of any planned development shall run with the land and shall not lapse or be waived as a result of a subsequent change in ownership of any or all of the area. Copies of this recommendation are presented to the City Council; the original shall be filed with the Code Administrator.

Dated this 14th day of September, 2023.

By: Jane M Stone
Chairman, Planning Commission

Attest: Charles Paul Rous
Secretary, Planning Commission