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Clerk, City of Troy
116 E. Market Street
Troy, Illinois 62294



Ordinance No. 2012 - 13

An Ordinance Concerning Ordinance No. 2004-21 of the Troy Municipal Zoning Code (also known as the Troy Zoning Code) for the Purpose of Granting a Special Use of a Specific Parcel (Outdoor accessory structure and picnic area with surrounding gardens on the Tri-Township Library's vacant lot at 106 Oak Street)

ADOPTED BY THE CITY COUNCIL OF THE CITY OF TROY,

ILLINOIS THIS SIXTH DAY OF AUGUST, 2012

WHEREAS, the City of Troy, County of Madison, State of Illinois, presently has in force the Troy Zoning Code, which is contained in the Troy Municipal Code as Ordinance No. 2004-21 adopted August 2, 2004, and as amended from time to time; and

WHEREAS, Tri-Township Public Library and Jonathan Walling, as co-applicants, are requesting a special use permit for a specific parcel currently zoned R-2 Two-family Residential within the corporate limits (as more particularly described below); and

WHEREAS, notice of such petition and hearing has been given as required by law; and

WHEREAS, a hearing on such petition was held by the Planning Commission on June 14, 2012 and reconvening on July 12, 2012 and no citizens objected to the petition; and

WHEREAS, the Planning Commission considered the testimony and exhibits offered on behalf of the application and the standards for issuance as described in Section 8-2.4 of the City of Troy Zoning Ordinance; and

WHEREAS, in accordance with Section 8-2.5 of the City of Troy Zoning Ordinance, the Planning Commission has submitted their recommendation, including findings of fact, to the City Council that such petition for special use be granted with the stipulations as stated in Recommendation No. 2012-04PC; and

WHEREAS, the City Council in accordance with Section 8-2.6 of the City of Troy Zoning Ordinance, accepted the Planning Commission's recommendation with additional stipulations as stated in Resolution No. 2012-14; and

WHEREAS, the City Council finds that the requested special use is in the best interest of the City of Troy, Illinois.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TROY, MADISON COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: The recitals set forth above are true and accurate and incorporated herein by reference.

SECTION 2: That the co-applicants, as part of an Eagle Scout project, be granted a special use permit to place an outdoor accessory structure and picnic area with surrounding gardens on the Tri-Township Library's vacant lot at 106 Oak Street with a permanent parcel identification number 09-2-22-09-11-201-010.

SECTION 3: That in addition to the stipulations as recommended by the Planning Commission, the Land Use Committee met on July 25, 2012 and

recommended additional stipulations as evidenced by the attached Exhibits and incorporated herein.

SECTION 4: The special use permit is not transferable to successive owners of the property; is not transferable to any other person; and is not transferable to any other property.

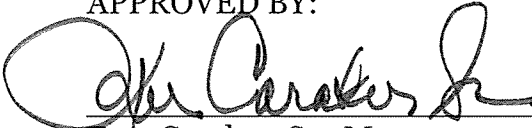
SECTION 5: This Ordinance shall be effective upon its passage, signing, and publication as required by law.

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 sixth day of August, 2012.

Aldermen:

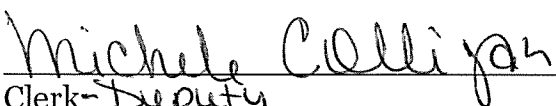
Adomite <u> Aye </u>	Jackson <u> Aye </u>	<u> Total: </u>
Evans <u> Aye </u>	Lanahan <u> Aye </u>	<u> </u> Ayes
Hendrickson <u> Aye </u>	Metcalf <u> Aye </u>	<u> </u> Nays
Italiano <u> Aye </u>	Partney <u> Aye </u>	

APPROVED BY:



Tom Caraker, Sr., Mayor
City of Troy, Illinois

ATTEST:



Clerk-Deputy
City of Troy, Illinois

(SEAL)