

VILLAGE OF MAPLE PARK

ORDINANCE NO. 2024-09

**AN ORDINANCE EXTENDING THE TEMPORARY MORATORIUM ENACTED MAY
7, 2024 BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAPLE PARK,
ILLINOIS**

**ADOPTED BY
THE BOARD OF TRUSTEES
OF THE
VILLAGE OF MAPLE PARK**

Published in pamphlet form by authority of the Board of Trustees of the Village of Maple Park,
Kane and DeKalb Counties, Illinois, this 1st day of October, 2024.

ORDINANCE 2024-09

AN ORDINANCE EXTENDING THE TEMPORARY MORATORIUM ENACTED MAY 7, 2024 BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAPLE PARK, ILLINOIS.

WHEREAS, the corporate authorities of the Village of Maple Park pursuant to its general police powers and the express and implied authority conferred by 65 ILCS 5/11-13-1, *et seq.* has the duty and authority to act in the interest of promoting the public health, safety and welfare of the citizens of Maple Park; and

WHEREAS, pursuant to the powers and authorities referenced above, the Village Board of Trustees for the Village of Maple Park did enact, on May 7, 2024, Ordinance 2024-07, which established a 180 day moratorium on the processing, consideration, and/or approval of applications for building permits in the B-1 zoning district in the County Line and West Ashton Corridor so that the Village could investigate ongoing water management issues in said area of the Village and work with the Village Engineer to formulate a plan to remediate said water management issues before allowing any further development in said corridor; and

WHEREAS, since the enactment of Ordinance 2024-07 the Village has diligently worked to formulate a plan to remediate water management issues in the County Line and West Ashton Corridor but, to date, the Village's investigation of possible remediation measures is ongoing and no plan has been adopted or implemented at this time; and

WHEREAS, the Village anticipates that it will take several months to complete its investigation, formulate and adopt remedial measures, and to enact such remedial measures; and,

WHEREAS, the 180 day moratorium established by Ordinance 2024-7 will expire on November 3, 2024 if not extended by the Village; and

WHEREAS, it is appropriate and in the best interests of the Village and its citizens that the moratorium remain in place until such time as the Village is able to identify, adopt and implement measures to remediate the water management issues referred to herein,

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Maple Park, Illinois, as follows:

SECTION 1: That the foregoing recitals are incorporated into this Section as if fully set forth herein.

SECTION 2: That effective November 4, 2024, the Village of Maple Park, Illinois, hereby does enact a new moratorium on the processing, consideration, and/or acceptance of applications for building permits in the County Line and West Ashton Corridor of the Village, for a period of 180 days from the effective date of this ordinance.

SECTION 3: For purposes of this ordinance, the “County Line and West Ashton Corridor of the Village” is hereby defined as: any undeveloped parcels zoned B-1 in the area adjacent to West Ashton Drive at its far eastern end, due west to the intersection of Ashton Drive and County Line Road.

SECTION 4: Exceptions

The Temporary Moratorium shall not apply in the following circumstances and the Village may accept, process, and, if appropriate, approve permit applications for the following types of work:

1. Utility and Right-of-Way Work. This Temporary Moratorium shall not prohibit installation, repair, replacement, or relocation of utility facilities, including water lines, storm sewers, sanitary sewers, telecommunications lines and equipment, and gas and electric lines and work in public rights of-way.
2. Threats to Public Health and Safety. This Temporary Moratorium shall not prohibit the issuance of permits for demolition, repair, or reconstruction of buildings, structures, or natural features that, in the sole discretion of the Village Administrator, present a threat to public health and safety.
3. Current Permits for Work Issued by Village. This Temporary Moratorium shall not prohibit the conduct of demolition, construction, or grading work pursuant to: (i) current permits applied for and issued by the Village as of the effective date of this Ordinance or any permitted extension or renewal thereof; (ii) any amendment to a current permit where the amendment affects land other than in the B1 Zoning District in the County Line and West Ashton Corridor; and (iii) any amendment to a current permit where the request for amendment is due to site conditions discovered during construction.
4. Current Permits for Work Submitted to Other Agencies. This Temporary Moratorium shall not prohibit the construction or development of structures or improvements in a B1 Zoning District in the County Line and West Ashton Corridor that are permitted by agencies other than the Village and for which a permit application has been submitted prior to the effective date of this Ordinance.


SECTION 5: This Ordinance shall be in full force and effect at 12:00 a.m. on Monday, November 4, 2024.

PASSED this 1st day of October 2024, pursuant to roll call vote as follows:


AYES: Groezinger, Joy, Simon, Speare, and Ward

NAYS: Peloso

ABSENT: N/A


Suzanne Fahnestock, Village President

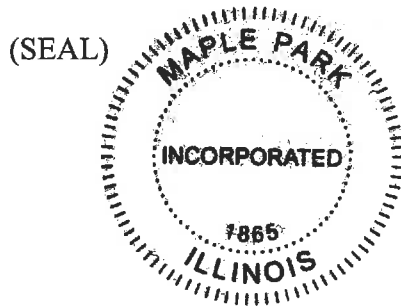
ATTEST:



Shannon Warford, Deputy Clerk

STATE OF ILLINOIS)
)
) SS
COUNTIES OF DEKALB AND KANE)

I further certify that, as of the date hereof, Ordinance No. 2024-09 adopted by the corporate authorities on October 1, 2024, entitled **AN ORDINANCE EXTENDING THE TEMPORARY MORATORIUM ENACTED MAY 7, 2024 BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAPLE PARK, ILLINOIS** has been duly published in pamphlet form in accordance with Section 1-2-4 of the Illinois Municipal Code.

Dated at Maple Park, Illinois, this 1st day of October, 2024.




Shannon Warford, Deputy Clerk
Village of Maple Park
Kane and DeKalb Counties, IL