
**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: WALTER MAGDZIARZ, COMMUNITY DEVELOPMENT DIRECTOR
RENEE HANLON, ZONING ADMINISTRATOR
SUBJECT: ORDINANCE: AMENDING ZONING ORDINANCE TO ALLOW PARKS IN ALL ZONING DISTRICTS
AGENDA: MAY 15, 2018 VILLAGE BOARD MEETING
DATE: MAY 11, 2018

ISSUE

Shall the Village Board approve a Zoning Ordinance Amendment to add “Park” as a use permitted by right in all zoning districts?

DISCUSSION

This was discussed at the May 1, 2018 Board meeting and there was consensus to accept the recommendation and place the matter on the consent agenda.

During the recent revisions to the Zoning Ordinance, “Park” was inadvertently removed from the permitted use list. The Zoning Ordinance defines “Park” as: “A parcel or parcels of land used for public or private, but noncommercial, recreational purposes or conservation area purposes. Such land may contain improvements and facilities for indoor and outdoor active and passive recreational activities, including, but not limited to, organized sports, physical exercise, games, relaxation, social interaction, and similar leisure pursuits, and including, but not limited to, playgrounds, playing fields, trails, swimming pools, basketball or tennis courts, pedestrian/bicycle paths, or conservation area”.

This text amendment proposes adding the use under the “Civic Uses” heading and allowing it by right in all zoning districts. Allowing the use by right in all zoning districts is appropriate in that the majority of parks will be owned and operated by governmental entities. Any privately held park will be approved as part of a larger project and most likely approved through the Planned Unit Development process.

ATTACHMENT

- Ordinance: Zoning Ordinance Text Amendment to permit Park in all zoning districts

COSTS

The only costs associated with this ordinance amendment are nominal publication and codification costs.

RECOMMENDATION

That the Village Board adopt an ordinance amendment to the Village of Sugar Grove Zoning Ordinance to permit Park in all zoning districts.



**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

Ordinance No. 2018-0515_

An Ordinance Amending Title 11, Zoning Regulations, of the Village Code (Parks)

Adopted by the Board of Trustees and President of the Village of Sugar Grove
this 15th day of May 2018

Published in pamphlet form by authority of the Board of Trustees of the Village of Sugar Grove
this 15th day of May 2018

ORDINANCE NO. 2018-0515_

An Ordinance Amending Title 11, Zoning Regulations, of the Village Code (Parks)

WHEREAS, the Village of Sugar Grove (the “Village”) is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution, and accordingly, acts pursuant to the powers granted to it under 65 ILCS 5/1-1 *et seq.*; and,

WHEREAS, after due notice, the Sugar Grove Planning Commission held a public hearing on April 18, 2018 to consider the proposed amendment to the Village Zoning Ordinance and all interested parties who were present were allowed to speak and no objectors were present; and,

WHEREAS, the corporate authorities of the Village of Sugar Grove deem it necessary, desirable, and in the best interest of the Village to amend the Village Zoning Ordinance to update its regulations regarding allowing Park as a permitted use in all zoning districts.

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows;

SECTION ONE: AMENDMENT

The Village Code of Ordinances Section 11-4-22 *Table of Permitted Uses* shall be amended to add the following in alphabetical order:

Use	A1	E1	R1	R2	R3	SR	B1	B2	B3	BP	OR	M1	I1
Civic Uses:													
Park	P	P	P	P	P	P	P	P	P	P	P	P	P

SECTION TWO: GENERAL PROVISIONS

REPEALER: All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 15th day of May 2018.

ATTEST:

P. Sean Michels,
Village President

Cynthia L. Galbreath,
Village Clerk

	Aye	Nay	Absent	Abstain
Trustee Mari Johnson	_____	_____	_____	_____
Trustee Sean Herron	_____	_____	_____	_____
Trustee Ted Koch	_____	_____	_____	_____
Trustee Heidi Lendi	_____	_____	_____	_____
Trustee Rick Montalto	_____	_____	_____	_____
Trustee David Paluch	_____	_____	_____	_____