

ORDINANCE NO. 2082-23

AN ORDINANCE IDENTIFYING AND CORRECTING A SCRIVENER'S ERROR RELATING TO ORDINANCE NO. 2206-22, "AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT FOR AN EVENT VENUE AND GRANTING CERTAIN RELIEF FROM THE VILLAGE'S ZONING ORDINANCE—HH-HW-RE, LLC—INTERSECTION OF GILMER ROAD AND ILLINOIS ROUTE 176"

WHEREAS, on November 28, 2022, the Village Board passed Ordinance No. 2206-22, An Ordinance Granting a Special Use Permit for a Planned Unit Development for an Event Venue and Granting Certain Relief from the Village's Zoning Ordinance—HH-HW-RE, LLC—Intersection of Gilmer Road and Illinois Route 176; and

WHEREAS, at that meeting, the version of the ordinance that was presented and approved by the Village Board contained a scrivener's error in that it stated in the "Title" of the ordinance as follows:

"AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT FOR AN EVENT VENUE AND GRANTING CERTAIN RELIEF FROM THE VILLAGE'S ZONING ORDINANCE — HH-HW-RE, LLC —INTERSECTION OF GILMER ROAD AND ILLINOIS ROUTE 176"

WHEREAS, the underlined language in the "Title" was a scrivener's error in that the words "HH-HW-RE, LLC" should have been: "HH-OP2 LLC"; and

WHEREAS, the proper wording in the "Title" is hereby acknowledged to be:

"AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT FOR AN EVENT VENUE AND GRANTING CERTAIN RELIEF FROM THE VILLAGE'S ZONING ORDINANCE — HH-OP2 LLC —INTERSECTION OF GILMER ROAD AND ILLINOIS ROUTE 176"; and

WHEREAS, at the same meeting, the version of the ordinance that was presented and approved by the Village Board contained another scrivener's error in that it stated in the first "WHEREAS" of the ordinance as follows:

"WHEREAS, on or about May 5, 2022, HH-HW-RE, LLC, as applicant and/or owner of the property ("Applicant"), filed an application for a special use permit for a Planned Unit Development and relief from the Zoning Ordinance regarding the property legally described on **Exhibit "A"** attached hereto and incorporated herein (the "Subject Property"); and

WHEREAS, the underlined language in the first "Whereas" was a scrivener's error in that the words "HH-HW-RE, LLC" should have been: "HH-OP2 LLC"; and

WHEREAS, the proper wording in the first "WHEREAS" is hereby acknowledged to be:

“WHEREAS, on or about May 5, 2022, HH-OP2 LLC, as applicant and/or owner of the property (“Applicant”), filed an application for a special use permit for a Planned Unit Development and relief from the Zoning Ordinance regarding the property legally described on **Exhibit "A"** attached hereto and incorporated herein (the "Subject Property")”.

NOW, THEREFORE, BE IT ORDAINED, that the Mayor and Board of Trustees hereby acknowledge and approve this Ordinance which corrects the two scrivener’s errors in the “Title” and the first “WHEREAS”.

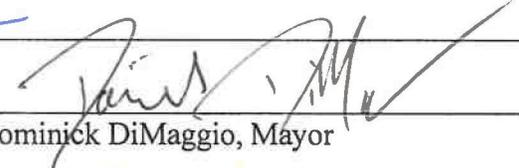
The foregoing Ordinance was adopted by a roll call vote as follows:

AYES: Kaiser, Beyer, Ryznar, McCarthy, Hurst, Roman

NAYS: 0

ABSTENTIONS: 0

ABSENT: 0

APPROVED:   
Dominick DiMaggio, Mayor

ATTEST:   
Donna Lobaito, Village Clerk

PASSED: Oct 16, 2023

APPROVED: Oct. 16, 2023