

ORDINANCE NO. 2015-24

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT UNDER SECTION 82-54(c)(4)
OF THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY,
ILLINOIS TO SECTION 82-234(a) TO ALLOW INTERNET SALES
OF AUTOMOBILES SUBJECT TO CONDITIONS
(1600 SOUTH BELL SCHOOL ROAD, CHERRY VALLEY, ILLINOIS
ALVAREZ PROPERTY)**

WHEREAS, the Village of Cherry Valley, Illinois has received a petition requesting the authorization of internet automobile sales at 1600 South Bell School Road, Cherry Valley, Illinois; and,

WHEREAS, automobile sales are authorized under Section 82-234(a) of the Code of Ordinances for the Village of Cherry Valley, Illinois; and,

WHEREAS, the subject property is zoned CC-Commercial Community District, however, due to the uniqueness of the type of sales being internet, the Board of Trustees for the Village of Cherry Valley, Illinois has indicated to the petitioner that it would allow internet automobile sales on the subject property subject to certain conditions; and,

WHEREAS, in order to allow internet sales on the subject property under the terms of a Special Use Permit, an ordinance is required which sets forth with specificity the conditions under which said property can conduct internet sales.

NOW, WHEREFORE, be it ordained by the President and Board of Trustees of the Village of Cherry Valley, Winnebago County, Illinois, as follows:

SECTION 1: A Special Use Permit under Section 82-54(c)(4) of the Code of Ordinances for the Village of Cherry Valley, Illinois to Section 82-234(a) to allow internet sales of automobiles, shall and hereby is granted provided that the internet sales comply with the following rules and regulations:

- (a) The site plan and building footprint along with the dimensions for the property used for internet sales shall all be in conformity with the dimensions and the drawings as indicated in attached "Exhibit A".

- (b) Hours of operation shall be restricted to the hours between 12:00 pm and 5:00pm.
- (c) The premises upon which the internet automobile sales is allowed is in the southeast corner of the building located at 1600 Bell School Road, Cherry Valley, Illinois as set forth on attached "Exhibit A" in accordance with the dimensions stated on "Exhibit A".
- (d) No detailing of automobiles will be allowed on site.
- (e) No automobiles held for sale may be parked on the premises for more than two (2) hours daily.
- (f) Signage for the property shall be located by the front door on the subject property either on the building or on the window facing the south; however, said signage may not exceed one foot (1') by two foot (2') in diameter.
- (g) Automobile sales from this location are restricted to internet sales only.
- (h) There shall be no signage located in the vehicles held for sale when they are parked upon the subject property.
- (i) Prior to and at all times that internet sales are conducted from the subject property, the petitioner shall notify the Village in writing as to the identity of the automobile broker.
- G) No Sunday sales shall be allowed.
- (k) Copies of all sales tax reports filed with the State of Illinois shall be delivered to the Village by the 10th day of each month.

SECTION 2: This Ordinance shall be in full force and effect from and after its approval, passage and publication in pamphlet form.

PASSED UPON MOTION BY NANCY BELT

SECONDED BY SALLY HOLLEMBEAK

BY ROLL CALL VOTE THIS 15TH DAY OF DECEMBER, 2015

AS FOLLOWS:

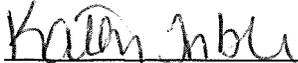
VOTING "AYE": STEPHEN APPELL, NANCY BELT, JEFF FUSTIN,
SALLY HOLLEMBEAK, GARY MAITLAND, DAVID SCHROEDER

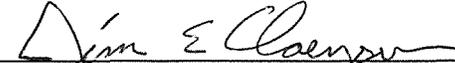
VOTING "NAY": NONE

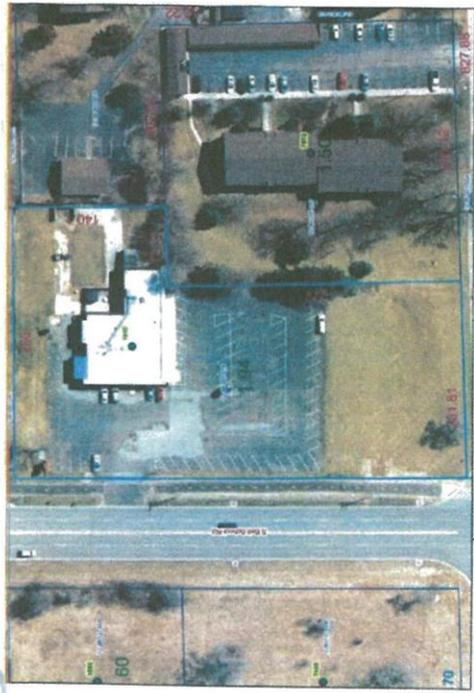
ABSENT, ABSTAIN, OTHER NONE

ATTEST:

APPROVED DECEMBER 15, 2015

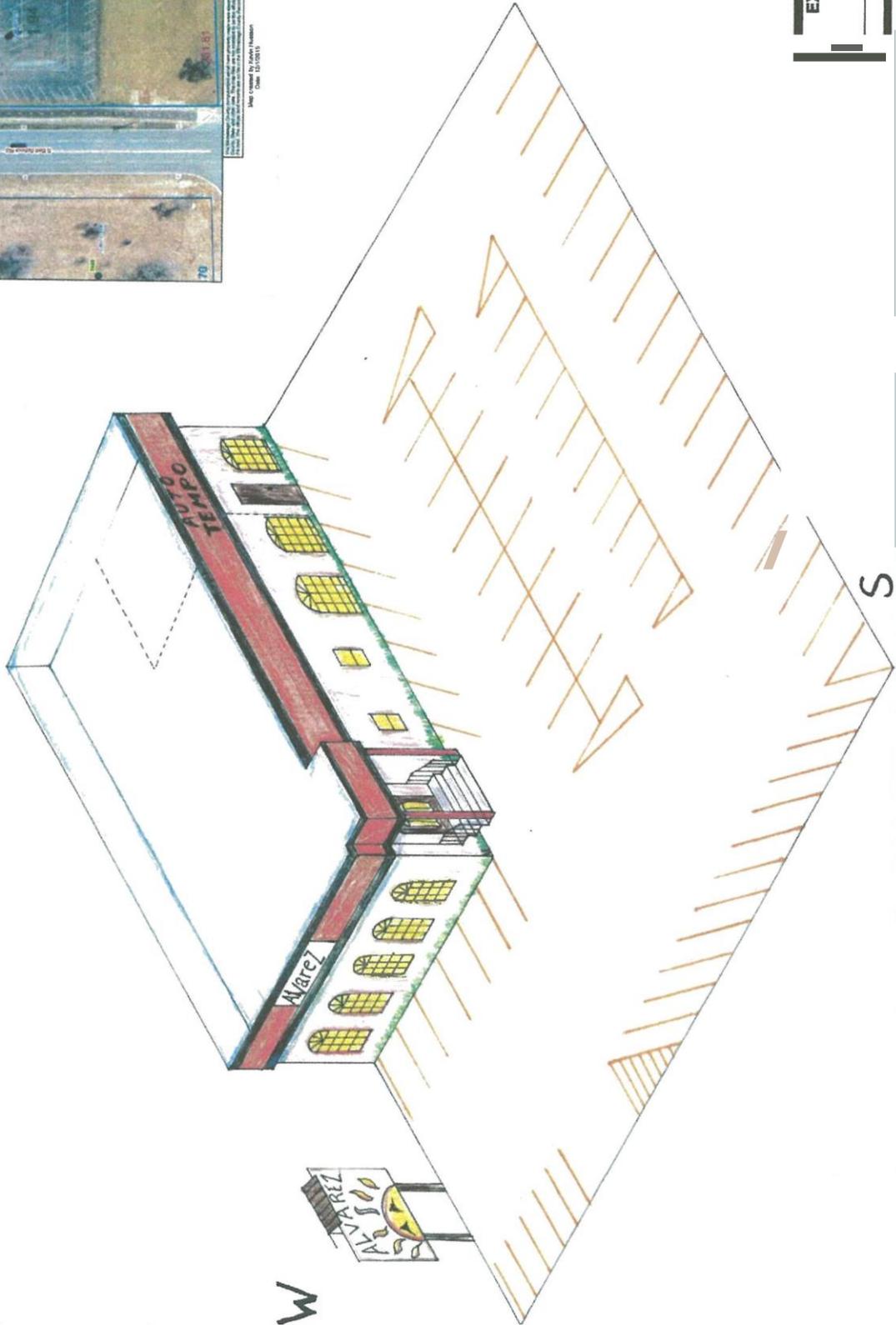

DEPUTY VILLAGE CLERK,
KATHLEEN TRIMBLE


PRESIDENT, JIM E. CLAEYSSEN



W

N



W



0.1712
 North = 80'
 Approx. 24'
 WFS = 25'
 SWS = 63'
 From South 202'

RESIDENTIAL
 Act 3101-1-1
 R-2-22
 R-2-23
 R-2-24
 R-2-25
 S = 20-31

