

**ORDINANCE NO. 2016-24**

**AN ORDINANCE GRANTING A VARIANCE  
TO SECTION 82-7(e)(5)(b) OF THE CODE OF ORDINANCES  
FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, TO ALLOW THE  
CONSTRUCTION OF A SEVEN FOOT (7') HIGH PRIVACY FENCE CONSTRUCTED  
ON THE REAR OF THE LOT FOR THE PROPERTY COMMONLY KNOWN AS 117  
SOUTH CHERRY STREET, CHERRY VALLEY, ILLINOIS**

**WHEREAS**, the Board of Trustees for the Village of Cherry Valley, Illinois, has received an application from the owners of the property located at 117 South Cherry Street, Cherry Valley, Illinois requesting a variance under Section 82-55 to Section 82-7(e)(5)(b) which would allow for the construction of a seven foot (7') high privacy fence constructed on the rear of the rear of the lot as shown on Exhibit "A"; and

**WHEREAS**, this application for a variance for the construction of a fence was heard by the Planning and Zoning Commission on May 18, 2016, and said request was recommended for passage to the Board of Trustees by a vote of five (5) ayes, two (2) nays, and zero (0) abstentions; and

**WHEREAS**, this request for the variance for the construction of a fence is required to be brought to the Board of Trustees for final action.

**NOW, WHEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** A variance is granted, under the Code of Ordinances for the Village of Cherry Valley, Illinois, Section 82-55 to Section 82-7(e)(5)(b) which would allow for the construction of a seven foot (7') high privacy fence constructed on the rear of the property as shown on Exhibit "A" for the property described as PIN 16-01-176-010.

**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 B: SALLY HOLLEMBEAK

BY ROLL CALL VOTE THIS 21ST DAY OF JUNE, 2016

AS FOLLOWS:

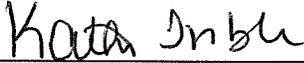
VOTING "AYE": STEPHEN APPELL, NANCY BELT, JEFF FUSTIN,  
SALLY HOLLEMBEAK, GARY MAITLAND, DAVID SCHROEDER

VOTING "NAY": NONE

ABSENT, ABSTAIN, OTHER: NONE

ATTEST:

APPROVED JUNE 21, 2016

  
\_\_\_\_\_  
DEPUTY VILLAGE CLERK,  
KATHLEEN TRIMBLE

  
\_\_\_\_\_  
VILLAGE PRESIDENT,  
JIM E. CLAEYSSEN