

**ORDINANCE COMMITTEE MEETING
JANUARY 3, 2012**

Chairman JoAnn Hudson called the meeting to order at 7:00 pm.

Trustee members present: Gary Maitland

Also, present: Attorney Jim Stevens, Stephen Appell, President Jim Claeysen, Village Clerk, Nancy Belt, Chief Todd Houde, David Schroeder

Scott Kramer, David Nord, Joe Caveny

Absent: Sally Hollembeak

JoAnn Hudson moved to adopt the amended agenda adding:

Under President's Report; Solar Farm

Gary Maitland seconded. Motion carried by voice vote.

JoAnn Hudson moved to approve the December 5, 2011 ordinance committee minutes. Gary Maitland seconded. Motion carried by voice vote.

SECTION 37 & 38 BANNER SIGN ORDINANCE

JoAnn Hudson asked Stephen Appell to address the committee. Stephen Appell presented the following suggestions on regulating banners per the Village of Danville ordinance:

- Number of banners per business
- Number of days the banners can be displayed
- Where the banners can be displayed
- Regulate the square footage and height
- Issue variances to businesses or special events

It was decided that on January 23, 2012 Attorney Stevens, David Nord will submit a sample ordinance to review based on the comments made and reference Village of Danville ordinance.

SECT 78-42 HEIGHT LIMITATION FOR CERTAIN PLANTS AND WEEDS

JoAnn Hudson asked how the board is going to address the Genoa Road and Baumann Park drainage issues. Scott Kramer stated that it was the decision of the board to work on Baumann Park drainage first, and then deal with the private property issues next spring. President Jim Claeysen stated that the village has many areas through-out the village that is having drainage problems and should address setting guidelines. It was the consensus of the committee that Joe Caveny will submit a list of properties that have drainage problems at the next ordinance meeting and he will work with David Nord, Attorney Jim Stevens, and President Jim Claeysen on the legal definitions.

VARIANCE SUNDAY CLOSING HOURS

JoAnn Hudson presented the committee with a draft ordinance drafted by Village Clerk, Nancy Belt "An Ordinance Authorizing the Execution of granting a Variance to Section 10-85 Sunday Closing Hours at 7171 Cherryvale Blvd. Stephen Appell said that is disagrees with this ordinance because he recommended changing Section 10-85 to conform with Winnebago and Rockford Sunday times to 9:00 am. and also he said President Claeysen was going to schedule a Liquor Commission meeting to review this.

Sunday Closing Hours:

President Jim Claeysen stated that he authorized the village clerk to draft this ordinance because he had spoken to the Cherry Bowl manager and relayed to him that it was the consensus of the board to approve the Sunday Closing variance for February 19 & 26, 2012 and wanted to expedite this on a timely manner. Gary Maitland said that he would agree to forward this ordinance to the village board for first reading and would recommend holding a liquor commission meeting to consider looking into changing Sunday hours. JoAnn Hudson moved to send to the village board for first reading on January 3, 2012, "An Ordinance Authorizing the Execution of Granting a Variance to Section 10-85 Sunday Closing Hours at 7171 Cherryvale Blvd. Gary Maitland seconded. Motion carried by voice vote.

CHERRYVALE MALL SUB-STATION CONTRACT

Attorney Jim Stevens stated that he has read the license agreement between the Village and CherryVale Mall and would recommend executing this agreement. It was the consensus that the village board will review the contract before its approval.

SWANSON PARK TRAILER PARKING ISSUES

Chief Todd Houde informed the board that the four violations have been resolved.

PRESIDENT'S REPORT

President Jim Claeysen informed the committee that he met with Mr. Guski regarding his proposal for a 180 acre solar farm located in unincorporated Boone County; adjacent to East Valley Subdivision. President Claeysen presented the committee with an invitation flyer to be delivered to East Valley Subdivision homeowners to attend an "Informational Open House" by Mr. Guski on Wednesday, January 18, 2012 at 6:00 – 7:30 pm. to be held at the village hall. President Claeysen also stated that he would recommend granting a special use with AG zoning for the solar farm and referred this to the next scheduled P&D meeting.

Trustee, JoAnn Hudson posed a question to Attorney Jim Stevens and President Claeysen concerning her rights to vote at board level on the future presentations and board approval of the solar farm. As a former interior design consultant of a firm that is now a partner in the CV180 Solar Farm, JoAnn Hudson wanted to be sure she was not in any violation of ethics. Attorney Stevens and Mayor Claeysen said it should not be a problem.

Attorney Jim Stevens said that he has no legal affiliation with Three Hammer in regards to Mr. Guski's proposed solar farm development agreement and he also stated that he has not represented CV180 in the past nor has plans to in the future.

JoAnn Hudson moved to adjourn at 8:02 pm. Gary Maitland seconded. Motion carried by voice vote.

