

VILLAGE OF CHERRY VALLEY, IL
“SPECIAL” ORDINANCE COMMITTEE MEETING
MONDAY, AUGUST 29, 2016
6:30 PM

CHAIRMAN: NANCY BELT
MEMBERS: SALLY HOLLEMBEAK
GARY MAITLAND

Chairman Nancy Belt called the Special Ordinance Committee meeting to order at 6:30 PM. A roll call was taken:

NANCY BELT	PRESENT
SALLY HOLLEMBEAK	ABSENT
GARY MAITLAND	PRESENT

Others present: President Jim E. Claeysen, Trustees Jeff Fustin, and David Schroeder, Chief of Police Larry Neville, Treasurer Karen Melloch, Attorney Darron Burke and Deputy Clerk, Heather Church.

ADOPT THE AGENDA: Chairman Belt entertained a motion to adopt the Agenda. Trustee Maitland seconded. All “Aye”; none opposed. Motion carried by voice vote.

APPROVE THE MINUTES: August 1, 2016 & August 9, 2016. Chairman Belt entertained a motion to approve the August 1, 2016 minutes. Trustee Maitland seconded. All “Aye”; none opposed. Motion carried by voice vote.

Chairman Belt entertained a motion to approve the August 9, 2016 minutes. Trustee Maitland seconded. All “Aye”; none opposed. Motion carried by voice vote.

ATTORNEY’S REPORT: No Report

CHAIRMAN’S REPORT: No Report

PUBLIC COMMENT: None.

UNFINISHED BUSINESS:

1. Continued committee discussion regarding review of Village Ordinance Chapter 18, Section 18-43; Dogs to be secured in fenced area or by leash; committee discussion considering adding electronic fences and/or electronic collars as means of securing dogs. Attorney Burke will draft an ordinance to reflect language regarding electric fences for the committee to review and move forward from there.
2. Continued Committee discussion regarding review of Village Ordinance 2015-19; Chapter 2, Sections 2-119d (meal allowances for village employees and officials). Trustee Belt stated that she received input from other board members that they were in favor of upping the meal allowance to \$75.00 in municipalities with a population of 500,000 or more, but were against rolling over the meal allowance to the next day. Attorney Burke will make changes to the draft ordinance for the committee to review at the September 19, 2016 meeting.

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NEW BUSINESS:

1. Discussion and possible committee action regarding an ordinance for a Special Use Permit and a variance for the property commonly known as 8707 East State Street, Rockford, Illinois, and legally described as follows: **PIN- 12-24-401-002**
 - a. A request for a Special Use Permit under Section 82-54 pursuant to Section 82-482(3)(g)(a) which requires a “Special Use Permit to allow for the construction of a wireless tower facility”. Graham Packer of Novation Group spoke to the committee to reassure them that if the tower were to fail it would do so within itself. Attorney Burke reported for clarification that the findings of facts had already been made at Planning and Zoning and received an affirmative vote from the committee, as well as in Planning and Development, and is here at Ordinance to approve the ordinance and forward it on to the Village Board to vote on. Chairman Belt entertained a motion to forward this request for a Special Use Permit under Section 82-54 pursuant to Section 82-482(3)(g)(a) to allow for the construction of a wireless tower facility to the September 6, 2016 Village Board meeting. Trustee Maitland seconded. All “Aye;” none opposed. Motion approved by voice vote.
 - b. A request for a variance under Section 82-55 to Section 82-482(3)(h)(a) which requires towers must be set back a distance equal so that if the tower and one-half (1/2) of the length of any portion of the tower that is horizontal or perpendicular to the tower base laid on the ground from the tower base in any direction that no part of the tower extends beyond the zoning lot boundaries. This variance would be for the easterly and southerly boundaries of the zoning lot. Chairman Belt entertained a motion to forward this request for a variance under Section 82-55 - 82-482(3)(h)(a) on to the September 6, 2016 Village Board meeting for first reading. Trustee Maitland seconded. All “Aye;” none opposed. Motion approved by voice vote.
2. Discussion and possible committee action regarding deleting Chapter 2, Section 2-71 and amending Chapter 2, Section 2-32 in the village’s Code of Ordinances referring to trustee reimbursement and compensation. After a lengthy discussion regarding the trustee compensation and committee meeting pay the consensus was for Attorney Burke to communicate with Attorney Sosnowski and to answer all questions and concerns at the September 19, 2016 Special Ordinance committee meeting.
3. Discussion and possible committee action regarding An Ordinance amending the Code of Ordinances regarding Chapter 2, Section 2-144; Compensation for The President of the Board of Trustees and Chapter 10, Section 10, Section 10-3; Liquor Commissioner Compensation. After a lengthy discussion regarding the

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compensation for the Village President the consensus was to take this to the Village Board of Trustees.

4. Discussion and possible committee action regarding amending the Code of Ordinances regarding Chapter 26, Article III - Peddlers, Itinerant Merchants and Solicitors as it relates to Outdoor Sales - Produce (reference Section 26-111 licenses). Chairman Belt reported that she thinks that a \$25 a month for a farmers market permit would be reasonable fee for people to sell produce. Attorney Burke will draft an ordinance for outdoor sales at \$25 a month per vendor to sell produce products.

PUBLIC COMMENT: None.

ADJOURNMENT: Chairman Belt moved to adjourn at 7:34 PM. Trustee Maitland seconded. All “Aye”; none opposed. Motion carried by voice vote.

Recorded by Deputy Village Clerk, Heather Church
Minutes reviewed by Chairman Nancy Belt on September 16, 2016.

AGENDA
VILLAGE OF CHERRY VALLEY, ILLINOIS
“SPECIAL” ORDINANCE COMMITTEE MEETING
MONDAY AUGUST 29, 2016
6:30PM

CHAIRMAN: NANCY BELT
MEMBERS: SALLY HOLLEMBEAK
GARY MAITLAND

CALL THE MEETING TO ORDER:

ROLL CALL:

ADOPT THE AGENDA:

APPROVE THE MINUTES: August 1, 2016 and August 9, 2016.

ATTORNEY REPORT:

CHAIRMAN’S REPORT:

PUBLIC COMMENT:

UNFINISHED BUSINESS:

1. Continued committee discussion regarding review of Village Ordinance Chapter 18, Section 18-43; Dogs to be secured in fenced area or by leash; committee discussion considering adding electronic fences and/or electronic collars as means of securing dogs.
2. Continued committee discussion regarding review of Village Ordinance 2015-19; Chapter 2, Sections 2-119d and 2-120d (meal allowances for village employees and officials).

NEW BUSINESS:

1. Discussion and possible committee action regarding an ordinance for a Special Use Permit and a variance for the property commonly known as 8707 East State Street, Rockford, Illinois, and legally described as follows:

PIN- 12-24-401-002

- a. A request for a Special Use Permit under Section 82-54 pursuant to Section 82-482(3)(g)(a) which requires a Special Use Permit to allow for the construction of a wireless tower facility.
- b. A request for a variance under Section 82-55 to Section 82-54(3)(h)(a) which requires towers must be set back a distance equal so that if the tower and one-half (1/2) of the length of any portion of the tower that is horizontal or perpendicular to the tower base laid on the ground from the tower base in any direction that no part of the tower extends beyond the zoning lot boundaries. This variance would be for the easterly and southerly boundaries of the zoning lot.

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2. Discussion and possible committee action regarding deleting Chapter 2, Section 2-71 and amending Chapter 2, Section 2-32 in the village’s Code of Ordinances referring to trustee reimbursement and compensation.
3. Discussion and possible committee action regarding An Ordinance amending the Code of Ordinances regarding Chapter 2, Section 2-144; Compensation for The President of the Board of Trustees and Chapter 10, Section 10, Section 10-3; Liquor Commissioner Compensation.
4. Discussion and possible committee action regarding amending the Code of Ordinances regarding Chapter 26, Article III - Peddlers, Itinerant Merchants and Solicitors as it relates to Outdoor Sales - Produce (reference Section 26-111 licenses).

PUBLIC COMMENT:

ADJOURNMENT:

NLB (08-23-16)