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RESOLUTION NO. 96-15

**A Resolution Amending Resolution 96-06
which Granted Final R.P.U.D. Development Plan
Approval to G.A.Z., Inc., an Illinois corporation
for the Property Located at
Butterfield and Milwaukee, the EJ&E
Commonly Known as The Cuneo Estate**

WHEREAS, the property legally described in Exhibit A attached hereto and by reference incorporated herein (the "Property") is part of an approved special use for a Regional Planned Unit Development ("R.P.U.D.") which is established by the Annexation Agreement of the Cuneo Estate property, said Agreement dated November 15, 1988, pursuant to Chapter 28 of the Village of Vernon Hills Zoning Ordinance of 1982, as amended (the "Zoning Ordinance") which special use is also known as the Cuneo Estate; and

WHEREAS, the Village of Vernon Hills on April 9, 1996, passed Resolution No. 96-06, a Resolution thereby granting R.P.U.D. development plan approval, final site and landscape plan approval, final subdivision plat approval and final resubdivision plat approvals, to G.A.Z., Inc. ("Zale") for development of the property as a Residential Planned Unit Development; and

WHEREAS, Zale has petitioned the Village of Vernon Hills for an amendment to Resolution No. 96-06 to allow for temporary marketing signs to be located on the Property pursuant to the terms set forth herein; and

WHEREAS, on July 16, 1996, the Board of Trustees of the Village of Vernon Hills and the President reviewed the proposed marketing signs at the Committee of the Whole meeting on that date, and have recommended approval of the marketing signs pursuant to the terms set forth herein; and

WHEREAS, at the meeting of the Board of Trustees of July 16, 1996, the President and Board of Trustees have approved this Amendment to Resolution No. 96-06, thereby allowing the marketing signs as set forth herein, pursuant to the terms herein.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE AND STATE OF ILLINOIS:

SECTION I. Zale shall be allowed to install three (3) temporary marketing signs on the Milwaukee Avenue frontage of the Property. One (1) sign shall be allowed to be 20' by 10' in size and will only be allowed to remain on the property for three (3) years from the date of installation. Two (2) additional marketing signs, each not to exceed

150 square feet, shall also be allowed, but shall be removed upon the issuance by the Village of Vernon Hills of Certificates of Occupancy for 1600 residential units on the subject property.

SECTION II. Zale shall be allowed three (3) temporary marketing signs on the Butterfield Road frontage. The first sign shall be allowed to be 20' by 10', and will only be allowed to remain on the property for three (3) years from the date of installation. Two (2) additional signs, each not to exceed 150 square feet, shall be allowed to be installed, but shall be removed upon the issuance by the Village of Vernon Hills of Certificate of Occupancy for 1600 residential units on the Property.

SECTION III. All marketing signs allowed herein shall only be allowed to contain the names of residential builders on the Property, which builders have been issued development approvals of their projects pursuant to the terms contained within Resolution No. 96-06.

SECTION IV. SEVERABILITY. In the event that any section, clause, provision or part of this Resolution should be bound and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this Resolution is found to be invalid in any one or more of its applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION V. REPEAL AND SAVINGS CLAUSE. All ordinances and resolutions or parts of ordinances and resolutions in conflict hereto are hereby repealed; provided, however that nothing herein contained shall affect any rights, actions or causes of action which shall accrue to the Village prior to the effective date of this Resolution.

SECTION VI. EFFECTIVE DATE. This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law.

SECTION VII. RESOLUTION NUMBER. This Resolution shall be known as Resolution Number 96-15.

ADOPTED BY ROLL CALL VOTE AS FOLLOWS:

AYES: Cashman, Emery, Hebda, Henley, Hook, Koch

NAYES: NONE

NOT VOTING: NONE

PASSED: July 16, 1996

APPROVED: July 16, 1996

PUBLISHED IN PAMPHLET FORM: August 6, 1996

VILLAGE OF VERNON HILLS

By: *Ray L. By*
Village President

ATTEST:

Kathleen A. Rupp
Village Clerk

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