

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2009-031

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPROVAL TO ALLOW
AN ENTERTAINMENT/RECREATION FACILITY KNOWN AS GLOW GOLF AT
THE WESTFIELD HAWTHORN MALL PROPERTY, IN THE VILLAGE OF
VERNON HILLS, LAKE COUNTY

THE 16TH DAY OF JUNE 2009

Published in pamphlet form by the
Authority of the President and Board
Of Trustees of the Village of Vernon
Hills, Lake County, Illinois, this 17th
Day of June 2009

ORDINANCE NO. 2009 - 031

**AN ORDINANCE GRANTING SPECIAL USE
PERMIT APPROVAL TO ALLOW AN
ENTERTAINMENT/RECREATION
FACILITY KNOWN AS GLOW GOLF AT
THE WESTFIELD HAWTHORN MALL
PROPERTY, IN THE VILLAGE OF VERNON
HILLS, LAKE COUNTY.**

WHEREAS, John M. Wright, TSG, LLC dba Glow Golf, lessee of space at 820 Hawthorn Center, within the Westfield Hawthorn Mall property legally described in Exhibit A, has petitioned the Village of Vernon Hills to grant approval of a special use permit to allow the operation of an entertainment/recreation facility known as Glow Golf at the Westfield Hawthorn Mall property.

WHEREAS, the petitioner indicated that the proposed location is a showroom to demonstrate the golf system and allow customers to also play miniature golf within the store space and the Mall.

WHEREAS, upon due notice and after public hearings held May 27, 2009 and continued from time to time by the Planning and Zoning Commission of the Village of Vernon Hills, pursuant to the Vernon Hills Zoning Ordinance of 1982, as amended, said Planning and Zoning Commission has filed its report concerning said petition and unanimously recommended approval of the special use permit to allow for the operation of an entertainment/recreation facility known as Glow Golf at the Westfield Hawthorn Mall property, subject to certain conditions; and

WHEREAS, based upon the evidence adduced at said hearings and in their application, the petitioner has entered into the record evidence and findings of fact that addresses the conditions in Section 18.3.

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

SECTION I. Pursuant to the Vernon Hills Zoning Ordinance of 1982, as amended, the special use permit for operation of an entertainment/recreation facility known as Glow Golf at 820 Hawthorn Center in the Westfield Hawthorn Mall property as described in Exhibit A, is hereby granted, subject to the following conditions:

1. The petitioner will use its best efforts to confirm that any sales attributed to the location will be accepted and received in Vernon Hills.

2. Compliance with all ordinance and standards for the Village.

SECTION II. SEVERABILITY. In the event that any section, clause, provision, or part of this ordinance shall be found 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 ordinance is found to be invalid in any one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION III. REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

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

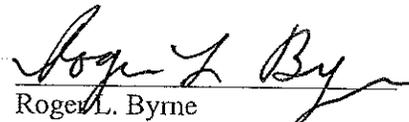
SECTION V. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2009-031.

Adopted by roll call vote as follows:

AYES: 5-Koch, Marquardt, Schultz, Williams, Hebda

NAYS: 0-None

ABSENT AND NOT VOTING: 1-Schwartz

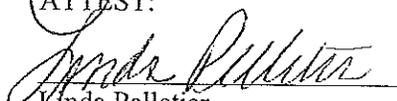

Roger L. Byrne
Village President

PASSED: 6/16/2009

APPROVED: 6/16/2009

PUBLISHED IN PAMPHLET FORM: 6/17/2009

(ATTEST:


Linda Pelletier
Village Clerk



ORDINANCE 2009-031 EXHIBIT A
HAWTHORN WESTFIELD
PROPERTY DESCRIPTION

LOTS 1, 2, 3, 4, 6 & 7 IN HAWTHORN CENTER, BEING A SUBDIVISION OF PARTS OF SECTIONS 33 AND 34, TOWNSHIP 44 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 19, 1977 AS DOCUMENT NUMBER 1866654 IN BOOK 62 OF PLATS, PAGES 1 AND 2, IN LAKE COUNTY, ILLINOIS.

THIS PROPERTY CONTAINS 4,216,775 SQUARE FEET OR 96.804 ACRES MORE OR LESS.

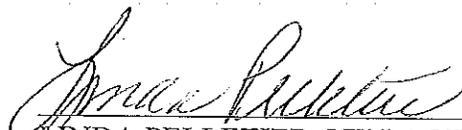
STATE OF ILLINOIS)
)
COUNTY OF LAKE)

CERTIFICATE

I, LINDA PELLETIER, CERTIFY THAT I AM THE DULY APPOINTED AND ACTING VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS. I FURTHER CERTIFY THAT ON JUNE 16, 2009, THE CORPORATE AUTHORITIES OF SUCH MUNICIPALITY PASSED AND APPROVED ORDINANCE 2009-031, AN ORDINANCE GRANTING SPECIAL USE PERMIT APPROVAL TO ALLOW AN ENTERTAINMENT/RECREATION FACILITY KNOWN AS GLOW GOLF AT THE WESTFIELD HAWTHORN MALL PROPERTY, IN THE VILLAGE OF VERNON HILLS, LAKE COUNTY.

THE PAMPHLET FOR ORDINANCE NO. 2009-031 INCLUDING THE ORDINANCE AND A COVER SHEET THEREOF WAS PREPARED, AND A COPY OF SUCH ORDINANCE WAS POSTED IN THE VILLAGE HALL, COMMENCING JUNE 17, 2009 AND CONTINUING FOR AT LEAST TEN DAYS THEREAFTER. COPIES OF SUCH ORDINANCE WERE ALSO AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST IN THE OFFICE OF THE VILLAGE CLERK.

DATED IN VERNON HILLS, ILLINOIS, THIS 17TH DAY OF JUNE 2009.


LINDA PELLETIER, VILLAGE CLERK



