

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2011-015

AN ORDINANCE GRANTING VARIATIONS FROM THE SIGN CODE FOR PETSMART,  
700 N. MILWAUKEE AVENUE, VERNON HILLS, IL, LAKE COUNTY

THE 1st DAY OF MARCH, 2011

Published in pamphlet form by the Authority of the  
President and Board of Trustees of the Village of  
Vernon Hills, Lake County, Illinois, this 16<sup>th</sup> Day of  
March, 2011

**ORDINANCE NO. 2011-015**

**AN ORDINANCE GRANTING VARIATIONS  
FROM THE SIGN CODE FOR PETSMART, 700 N.  
MILWAUKEE AVENUE, VERNON HILLS, IL,  
LAKE COUNTY**

**WHEREAS**, Petsmart, located at 700 North Milwaukee Avenue Vernon Hills, IL, filed an application on December 16, 2010 requesting a variation from the Village Code of Ordinances, Chapter 19, Signs, Section 19-3(c)(6) to allow four (4) wall signs in lieu of the maximum permitted number of one (1) and Section 19-3(c)(6) to allow the cumulative total of the wall signs to be 250 square feet in lieu of the maximum permitted size of 125 square feet; and

**WHEREAS**, A public hearing was conducted on this application by the Zoning Board of Appeals at its meeting of January 27, 2011, after due notice thereof by publication, mailing and posting of the property; and

**WHEREAS**, The Zoning Board of Appeals, having fully heard the testimony, found that sufficient facts were presented which, in its judgment, would justify recommending approval of the following variations:

1. Section 19-3(c)(6) to allow four (4) wall signs in lieu of the maximum permitted number of one (1)
2. Section 19-3(c)(6) to allow the cumulative total of the wall signs to be 250 square feet in lieu of the maximum permitted size of 125 square feet; and

**WHEREAS**, The Village Board of Trustees have, with the findings of the Zoning Board of Appeals, found: 1) that the property in question cannot yield a reasonable return if required to be used only under the conditions allowed by the regulations of the code; 2) that the plight of the owner is due to unique circumstances; and 3) that variation if granted would not alter the essential character of the neighborhood.

**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 Sign Code, as amended, the following variations are hereby granted:

1. Section 19-3(c)(6) to allow four (4) wall signs in lieu of the maximum permitted number of one (1).
2. Section 19-3(c)(6) to allow the cumulative total of the wall signs to be 250 square feet in lieu of the maximum permitted size of 125 square feet.

**SECTION II.** Approvals of the variations are subject to the following conditions:

1. The Petsmart, Petshotel and Grooming sign shall be in substantial compliance with the elevation drawings prepare by Kieffer and Company, dated December 16, 2010.
2. The sign for veterinarian services shall be in substantial compliance with the elevation drawings prepared by Kieffer and Company dated February 21, 2011 and shall comply with all conditions of approval required by the Village Board of Trustees.

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

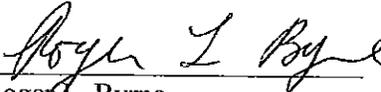
**SECTION VI. ORDINANCE NUMBER.** This ordinance shall be known as Ordinance Number 2011-015.

Adopted by roll call vote as follows:

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

NAYS: 0 - None

ABSENT AND NOT VOTING: 1 - Williams

  
\_\_\_\_\_  
Roger L. Byrne  
Village President

PASSED: 3/1/2011

APPROVED: 3/1/2011

PUBLISHED IN PAMPHLET FORM: 3/16/2011

ATTEST:

  
\_\_\_\_\_  
Michael A. Wilson  
Village Clerk

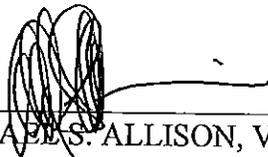
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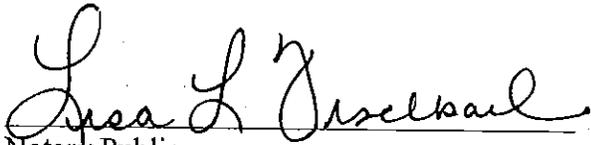
AFFIDAVIT OF SERVICE

STATE OF ILLINOIS     )  
  )  
COUNTY OF LAKE        )

I, MICHAEL S. ALLISON, BEING FIRST DULY APPOINTED, DEPOSES AND SAYS ON OATH THAT AS VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, HE DID CAUSE THE FOREGOING CERTIFICATE FOR ORDINANCE 2011-015, AN ORDINANCE GRANTING VARIATIONS FROM THE SIGN CODE FOR PETSMART, 700 N. MILWAUKEE AVENUE, VERNON HILLS, IL, LAKE COUNTY

  
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MICHAEL S. ALLISON, VILLAGE CLERK

SUBSCRIBED AND SWORN TO BEFORE  
THIS 16TH DAY OF MARCH, 2011

  
\_\_\_\_\_  
Notary Public

