

CITY OF OGLESBY

ORDINANCE NO. 1072-070119

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A SPECIAL USE PERMIT
FOR CELL TOWER CONSTRUCTION

ADOPTED BY THE CITY COUNCIL OF
THE CITY OF OGLESBY
THIS 1st DAY OF JULY, 2019

Published in pamphlet form by authority of the City Council of the City of Oglesby, LaSalle County, Illinois, this 1st of July, 2019.

STATE OF ILLINOIS)
) SS.
COUNTY OF LASALLE)

I, Patty Eichelkraut, duly appointed and authorized Assistant Clerk of the City of Oglesby, LaSalle County, Illinois.

I further certify that on the 1st day of July, 2019, the corporate authorities of the above municipality passed and approved Ordinance No. 1072-070119, entitled "An Ordinance Authorizing the Issuance of a Special Use Permit for Cell Tower Construction", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1072-070119, including the ordinance and cover sheet thereof, was prepared and a copy of such ordinance was posted in the municipal building, commencing on the 1st day of July, 2019, and continuing for at least ten days thereafter. Copies of the ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated in Oglesby, Illinois, this 1st day of July, 2019.

Patty Eichelkraut, Assistant City Clerk

(SEAL)

ORDINANCE NO. 1072-070119

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A SPECIAL USE PERMIT
FOR CELL TOWER CONSTRUCTION

WHEREAS, the City of Oglesby received an application for a special use permit for construction of a telecommunications tower from New Cingular Wireless PCS, LLC (hereinafter "Cingular Wireless"); and

WHEREAS, the special use application was referred to the Oglesby Plan Commission for hearing and recommendation;

WHEREAS, the Plan Commission held a hearing to consider the Cingular Wireless special use request on Wednesday, June 26, 2019, after due notice as provided by law; and

WHEREAS, the Oglesby Plan Commission unanimously recommended approval of the Cingular Wireless special use request; and

WHEREAS, the Findings of Fact and Recommendations of the Oglesby Plan Commission are attached to this ordinance as Group Exhibit A and incorporated by reference as if set out in full herein; and

WHEREAS, the City of Oglesby has authority to issue special uses pursuant to Section 11-13-1.1 of the Illinois Municipal Code (65 ILCS 5/11-13-1.1); and

WHEREAS, the corporate authorities of the City of Oglesby deem it to be in the best interest of the public health, safety and welfare of the residents of the City of Oglesby to grant Cingular Wireless a special use permit for the construction of a telecommunications tower on property owned by the City of Oglesby.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF OGLESBY, LASALLE COUNTY, ILLINOIS, AS FOLLOWS:

1. The recitals contained in the preamble to this ordinance are incorporated by reference as if set out in full herein.

2. Cingular Wireless PCS, LLC is hereby granted a special use to erect a

telecommunications tower on property owned by the City of Oglesby. The property where the special use is requested is set forth in Exhibit B, attached to this ordinance and incorporated by reference as if set out in full herein.

3. As a condition of the special use permit, Cingular Wireless shall be required to submit a landscape plan and a fencing plan to the City of Oglesby along with its proposed building permit.

4. This ordinance will be in full force and effect after its passage, approval, and publication in pamphlet form as provided by law.

PRESENTED, PASSED AND ADOPTED at a regular meeting of the City Council of the City of Oglesby, LaSalle County, Illinois, by an aye and nay roll call vote as follows:

PASSED AND ADOPTED THIS 1st DAY OF JULY, 2019.

CARRIE LIJEWSKI _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

JASON CURRAN _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

JAMES CULLINAN _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

THOMAS ARGUBRIGHT _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

DOMINIC RIVARA _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

APPROVED:

Dominic Rivara, Mayor

Patty Eichelkraut, Assistant City Clerk