

ORDINANCE NO. 2022-02

**AN ORDINANCE GRANTING A TEXT AMENDMENT TO THE CODE OF ORDINANCES
FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS
SECTION 82-243(b) CC- COMMERCIAL COMMUNITY DISTRICT
SPECIAL USES (CELL TOWER)**

WHEREAS, the Village of Cherry Valley, Illinois is entering into a Lease to allow a cell tower to be constructed on Village property; and,

WHEREAS, the property where the proposed cell tower will be located is zoned CC – Commercial Community District; and,

WHEREAS, the CC – Commercial Community District currently does not allow for the construction of radio towers, tv towers, and cell towers under Section 82-243 of the Code of Ordinances for the Village of Cherry Valley, Illinois; and,

WHEREAS, the Board of Trustees for the Village of Cherry Valley, Illinois would like to amend Section 82-243(b) CC – Commercial Community District special uses to allow “radio towers, tv towers and cell towers” as a special use; and,

WHEREAS, in order to amend the Code of Ordinances for the Village of Cherry Valley, Illinois to reflect the Board of Trustee’s intent, it is necessary to enact an ordinance granting this text amendment.

NOW, WHEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, AS FOLLOWS:

SECTION 1: Section 82-234(b) CC – Commercial Community District, special uses shall and hereby is amended to add the following:

Section 82-234 CC - Commercial Community District.

(b) *Special uses*

Radio towers, tv towers and cell towers

SECTION 2: This Ordinance shall be in full force and effect from and after its approval, passage and publication in pamphlet form.

PASSED UPON MOTION BY: NANCY BELT

SECONDED BY: MIKE NEVILLE

BY ROLL CALL VOTE THIS 18TH DAY OF JANUARY, 2022.

AS FOLLOWS:

VOTING “AYE”: NANCY BELT, JEFF FUSTIN, SALLY HOLLEMBEAK,
MIKE NEVILLE, BRANDI PEARSE, DAVID SCHROEDER

VOTING “NAY”: NONE

ABSENT, ABSTAIN, OTHER: NONE

ATTEST:

APPROVED: JANUARY 18, 2022


KATHY TRIMBLE, VILLAGE CLERK


JIM E. CLAEYSSEN, VILLAGE PRESIDENT