

**ORDINANCE NO. 2023-14**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, CHAPTER 82—ZONING, SECTION 82-112—APPLICATION AND ISSUANCE OF PERMIT**

**WHEREAS**, the Village of Cherry Valley, Illinois (“Village”) has adopted a Code of Ordinances (“Code”) for the Village; and

**WHEREAS**, the Chapter 82 of the Code governs zoning of property within the Village limits; and

**WHEREAS**, the Section 82-112 of the Code governs zoning applications, the issuance of zoning permits and the fees attached thereto; and

**WHEREAS**, the Village wishes to amend the Section 82-112 of the Code pertaining to zoning applications, the issuance of zoning permits and the fees attached thereto; and

**WHEREAS**, the Village has determined that it is in the best interest of its residents to amend Section 82-112 of the Code.

**NOW THEREFORE**, be it ordained by the President and Board of Trustees for the Village of Cherry Valley, Illinois, as follows:

**SECTION 1:** Chapter 82—Zoning, Section 82-112—Application and Issuance of Permit of the Code of Ordinances for the Village of Cherry Valley, shall and hereby is amended, in relevant part, as follows (new language in **bold**, language to be removed show as a ~~strikethrough~~):

Sec. 82-112. – Application and Issuance of Permit.

(c) The fee stated in subsections (a) and (b) of this section shall be paid to the village prior to the village’s taking the final vote regarding the change in zoning **including any costs of publication or mailing required to process the application in addition to the application fee set forth in the village’s zoning, land use and development permit fee schedule which may be amended by the village from time to time by resolution or ordinance.** If the village discovers additional expenses after the zoning request is brought before the board of trustees for a final vote, those additional expenses over and above the fees set forth herein shall be paid by the applicant within 30 days from the final vote by the board of trustees.

**SECTION 2:** Except as amended in this Ordinance, all other provisions and terms of Village Code of Ordinances shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 3:** This Ordinance shall be in full force and effect ten (10) days after its approval, passage and publication in pamphlet form as required by law.

PASSED UPON MOTION BY: NANCY BELT

SECONDED BY MIKE NEVILLE

BY ROLL CALL VOTE THIS 24<sup>TH</sup> DAY OF JULY, 2023, AS FOLLOWS:

VOTING "AYE": NANCY BELT, JEFF FUSTIN, SALLY HOLLEMBEAK,  
MIKE NEVILLE, BRANDI PEARSE, CARL WEDIG

VOTING "NAY": NONE

ABSENT, ABSTAIN, OTHER: NONE

APPROVED: JULY 24, 2023

ATTEST:

  
\_\_\_\_\_  
KATHY TRIMBLE, VILLAGE CLERK

  
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JEFFREY B. FUSTIN, VILLAGE PRESIDENT PRO-TEM