

ORDINANCE 2009 - 09-01
Stormwater Management Variance
PRAIRIE MATERIALS

**118.77 Acres located on the north side of Sherrill Road, west of Illinois State Route 47
Road in Lisbon Township**

WHEREAS, VCNA Prairie Aggregates Illinois, Inc. as lessee of the property located near the southwest corner of Sherrill Road and Illinois Route 47 has petitioned for approval of a variance to Division 408.2 Paragraph 1 and Division 414.2 of the Kendall County Stormwater Management Ordinance dated September 19, 2002; and

WHEREAS, the property is legally described in Exhibit "A" (PINS #08-33-400-002; 08-33-400-004 and 08-33-400-005) attached hereto and made a part hereof; and

WHEREAS, Division 408.2 Paragraph 1 the ordinance requires that the side slopes of wet basins from the normal pool elevation to the safety ledge shall not be steeper than 5 to 1 (horizontal to vertical), the petitioner wishes the slopes to be 1.5 to 1 and 2 to 1; and

WHEREAS, Division 414.2 of the ordinance requires that all wet detention basins shall have a level safety ledge at least eight feet in width a maximum of two feet below the normal water depth, the petitioner wishes to not have a safety ledge as the property will have a perimeter fence; and

WHEREAS, the quarry has requested an exemption from the requirements to the required slopes and safety ledge by the stormwater ordinance; and

WHEREAS, the County's Consulting engineer Strand Associates, Inc. has reviewed and recommended approval of the stormwater variance; and

WHEREAS, the Zoning Administrator has evaluated the request against the standards for granting a variance to the Kendall County Stormwater Management Ordinance, and has recommended approval of the variation request; and

WHEREAS, said variation would not have a negative effect on adjacent properties; and

WHEREAS, the Planning, Building and Zoning Committee reviewed the request at its meeting on January 12, 2009; and

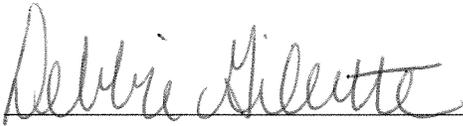
WHEREAS, the Committee, after reviewing the request recommended approval; and

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby approves a variation to waive the safety ledge and slope requirements at the VCNA Prairie Materials quarry subject to the following condition:

1. A minimum of a 6' fence be put in place around the perimeter of the property.

IN WITNESS OF, this ordinance has been enacted on January 20, 2009.

Attest:



Debbie Gillette
Kendall County Clerk



Anne Vickery
Kendall County Board Chairman

