

**ORDINANCE COMMITTEE MEETING
JUNE 4, 2007**

Chairman Jill Miller called the meeting to order at 7:00 P.M.

Trustee members present: Tad Whitchurch, Sally Hollembeak

Also, present: President Jim Claeysen, Attorney Jim Stevens, Administrator David Nord, Village Clerk, Nancy L. Belt, Chief Gary Maitland, Trustees: Linda Melton, Stephen Appell, & Lori Laye

Jill Miller so moved to adopt the agenda with one addition: under Administration Report add: Zoning Fees Section 82-54. Tad Whitchurch seconded. Motion was carried by voice vote.

Chairman Jill Miller so moved to approve the May 9, 2007 ordinance committee minutes. Sally Hollembeak seconded. Motion carried by voice vote.

PROPOSED ORDINANCE REGULATING TATTOOING

Attorney Stevens presented the committee with a copy of a pending state law that addresses regulating tattooing effective July 1, 2007. President Claeysen stated that the village's current ordinance requires a special use in a CG zoning for a tattoo business. Jill Miller suggested not drafting a village ordinance until after July 1st. David Nord was asked to research the state of Wisconsin tattooing laws and bring this information back to the July meeting.

RESIDENTIAL LIGHTING ORDINANCE

David Nord stated that he has done extensive research and has not found enough information to define residential lighting requirements, pertaining to casting light beyond someone's property lines. David was asked to continue his research and Jill Miller said she would place this matter on the July agenda.

NOISE ABATEMENT ORDINANCE

Attorney Jim Stevens asked that the committee review Section 42-252 Noise (Specific Acts Prohibited) an ordinance that was adopted back in 1978. Mr. Goode asked if the committee could amend this ordinance to be consistent with Rock 39 development. Jill Miller requested everyone review section 42-252 so we can continue this discussion at the July ordinance meeting.

BUILDING CODE REGULATIONS

Sally Hollembeak so moved to send to the village board the following ordinance for second and final reading, **"An Ordinance Amending the Code of Ordinances for the Village of Cherry Valley, Illinois, Section 22-1 Building Code Regulations."** Tad Whitchurch seconded. Motion carried by voice vote.

PREVAILING RATE OF WAGES

Jill Miller presented the committee with, **"An Ordinance Ascertaining the Prevailing Rate of Wages for Construction Work in the Village of Cherry Valley, Illinois."** Sally Hollembeak so moved to send this ordinance to the village board on June 5, 2007 for passage. Tad Whitchurch seconded. Motion carried by voice vote.

DISPOSE OF PERSONAL PROPERTY

Jill Miller presented the committee with, “**An Ordinance Authorizing the Village of Cherry Valley, Illinois to Dispose of Personal Property.**” Jill Miller so moved to send this ordinance to the **June 5, 2007 village board meeting for passage. Sally Hollembeak seconded. Motion carried by voice vote.**

BUCKLEY RESIDENTIAL DEVELOPMENT

Attorney Jim Stevens referred to his letter dated May 25, 2007 for discussion. The committee discussed Section 2 (g) Variances “The Village recognizes the plans, plats, and drawings referenced in Exhibits A, B, C, D, E. and F have been duly reviewed through the Village’s approval/zoning process and that any subsequent modifications to said plans, plats, and drawings shall only require the approval of the Village Board”. It was the consensus of the ordinance committee that if the developers would change their original proposal they would have to re-submit their request through the planning and zoning boards. It was also the consensus of the committee to have (2) road plan agreements, in which the village has control authority over the development of the roadway to East State Street and the water line extension, not the Buckley group. Also this agreement needs to define the performance bonds/letters of credit, which need to be in place for this project. Jim Stevens will convey these items to the Buckley Groups attorney. **Jill Miller so moved to send this ordinance to the June 5, 2007 village board meeting for first reading, “An Ordinance Granting Variances to Section 82-208, R-4 – Multi-family Residential District (Buckley Co. Property).” Sally Hollembeak seconded. Motion carried by voice vote.**

STANDARD “B” ROADWAY: FLODIN BOYS/GIRLS CLUB

President Claeysen stated that at the public works committee the Rockford Park District representatives asked that the village board consider waiving the curb and gutter requirements for the internal roads round the Flodin Boys & Girls Club. President Claeysen said that this would require an ordinance granting a variance for Standard “B” Roadway. Attorney Stevens was asked to discuss this with Joe Caveny. Jill Miller recommended continuing discussion on the July ordinance meeting.

ADMINISTRATOR’S REPORT

David Nord stated that he and Nancy Belt were reviewing section 82-54 Zoning Fees, in regards to the publication/ mailing fees for the recent zoning application from C-Bro. David said it is our recommendation to amend section 82-54 Zoning Fees in order to collect all administration fees, and the actual costs associated with mailing registered letters to all adjoining property owners. Attorney Stevens was asked to draft an ordinance for review at the July ordinance meeting.

Jill Miller so moved to go into executive session for the purpose of reviewing executive session minutes for the consideration of releasing them to the public. Time: 7:48 pm. Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller called the ordinance meeting back to order at 8:02 p.m. Village Clerk; Nancy L. Belt called the roll: Jill Miller, Sally Hollembeak, and Tad Whitchurch

Jill Miller so moved to send to the village board Resolution 2007- 5 “Authorizing the Release of Executive Session Minutes” that were reviewed and approved at the ordinance committee on June 4, 2007. Sally Hollembeak seconded. Motion carried by voice vote.

Jill Miller so moved to adjourn at 8:03 pm. Sally Hollembeak seconded. Motion carried by voice vote.

Recorded by Village Clerk, Nancy L. Belt

Approved/corrected by Jill Miller June 5, 2007 & President Claeysen June 6, 2007