

Ordinance No. 18-14

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, ILLINOIS, APPROVING A SPECIAL USE FOR A GUN SHOP AND INDOOR SHOOTING RANGE ESTABLISHMENT ON THE PROPERTY LOCATED AT 200 CHRISTINA DRIVE, EAST DUNDEE, ILLINOIS

WHEREAS, the Village of East Dundee, Kane and Cook Counties, Illinois (the "Village") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, pursuant to Section 157.224 of East Dundee Zoning Chapter (the "Zoning Code") and the Village's home rule authority, the President and Board of Trustees of the Village (collectively, the "Corporate Authorities") may provide for and allow the classification of special uses in its zoning ordinances; and,

WHEREAS, pursuant to the Zoning Code, any person owning or having an interest in property may file an application to use such property for one or more of the special uses provided for in the zoning district in which the land is situated; and,

WHEREAS, under the authority of the Zoning Code, the property at 200 Christina Drive, East Dundee, Illinois (the "Subject Property"), legally described in Section 2 below, is located in a designated M-1 Limited Manufacturing District, and a gun shop and indoor shooting range are allowed in this district under a special use permit pursuant to Sections 157.065 (A)(1)(c)1 and 157.065(A)(1)(e)2 of the Zoning Code; and,

WHEREAS, the Corporate Authorities have received a request for the special use permit for the Subject Property as a gun shop and indoor shooting range from the tenant of the Subject Property, Trident Defense; and,

WHEREAS, notice of a public hearing before the Planning and Zoning Commission on the request for a special use was duly published in a newspaper of general circulation in the Village and a hearing held June 14, 2018; and,

WHEREAS, the Planning and Zoning Commission reviewed the standards set forth in Section 157.224 of the Zoning Code and adopted findings of fact; and,

WHEREAS, the Corporate Authorities have reviewed the Planning and Zoning Commission's findings of fact and recommendations, and hereby approve the proposed special use of a gun shop and indoor shooting range on the Subject Property.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of East Dundee, Kane and Cook Counties, Illinois, as follows:

Section 1: The above recitals are incorporated and made a part of this Ordinance.

Section 2: The Corporate Authorities hereby approve the special use permit for the Subject Property legally described as:

Lot 3 in the final plat of Lot 5 in Terra Business Park re-subdivision, being a resubdivision of Lot 5 in Terra Business Park subdivision, being a subdivision of part of sections 24 & 25 township 42 north, range 8 east, of the third principal meridian in Kane County, Illinois,

commonly known as 200 Christina Drive, East Dundee, Illinois (PIN 03-25-126-004), for a gun shop and indoor shooting range subject to the conditions stated in Section 3 below.

Section 3: That the special use permit granted herein shall be constructed, operated and maintained in accordance with the plans and diagrams submitted as part of the application for the special use, and subject to the following terms and conditions:

1. The special use permit is personal to Trident Defense and cannot be transferred and shall expire at such time Trident Defense ceases operations at this location.
2. A security plan ensuring that stock is locked in a secured space with a burglar alarm shall be approved by the Village and maintained on-site.
3. All firearm sales and purchases must be recorded and such records shall be available to inspection by the Chief of Police.
4. The operation as a gun shop shall be an accessory use to the firearm coating service business on the Subject Property. Failure to operate the firearm coating service business shall terminate the special use permit and require a new special use permit application and approval.

Section 4: This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

Adopted this 9th day of July, 2018

AYES: Trustees Lynam, Selep, Wood, Hall and Andresen
NAYS: Ø
ABSENT: Trustee Mahony

Approved this 12th day of July, 2018

[Signature]
Village President

Attest:

[Signature]
Village Clerk