

**ORDINANCE NO. O-14-013**

**AN ORDINANCE APPROVING A REQUEST TO PERMIT A SPECIAL USE TO ALLOW FOR THE CONSTRUCTION OF A PERSONAL WIRELESS SERVICE FACILITY AT 190 SOUTH WOOD DALE ROAD**

**WHEREAS**, the City of Wood Dale is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

**WHEREAS**, the City of Wood Dale is authorized and empowered, under the Municipal Code and the Code of Ordinances of the City of Wood Dale, to regulate properties located within the municipal boundaries of the City; and

**WHEREAS**, in furtherance of this authorization, the City of Wood Dale has adopted the Unified Development Ordinance, which sets forth provisions regarding zoning and zoning standards for uses within the City; and

**WHEREAS**, Mastec Network Solutions as potential lessor and Brookwood on the Green Condominiums Homeowners Association have petitioned the City of Wood Dale for approval of a Special Use to allow for the construction of a personal wireless service facility on real property owned by Brookwood on the Green Condominiums Homeowners Association at 190 South Wood Dale Road; and

**WHEREAS**, a Special Use is required for the establishment, construction, maintenance, or operation of a personal wireless service facility located in the City of Wood Dale; and

**WHEREAS**, the property on which the personal wireless service facility is to be located is legally described in Exhibit "A" attached hereto and incorporated herein by reference, and is zoned R-G General Residential District; and

**WHEREAS**, on May 12, 2014, the Community Development Commission held a public hearing on the proposed Special Use, and based on the facts set forth at hearing, voted to recommend the approval of the proposed Special Use, as applied for; and

**WHEREAS**, the proposed Special Use, as recommended for approval by the Community Development Commission, has been considered by the Planning, Zoning and Building Committee of the City Council of the City of Wood Dale, which has also recommended approval of the Special Use; and

**WHEREAS**, the City Council of the City of Wood Dale has reviewed the matter herein and has determined that the same is in the best interests of the City of Wood Dale.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS**, as follows:

**SECTION ONE:** The recitals set forth above are incorporated herein and made a part hereof.

**SECTION TWO:** The Subject Property is currently zoned under the Zoning Ordinance of the City of Wood Dale as R-G General Residential District, which zoning classification shall remain in effect subject to the Special Use granted herein:

A Special Use to allow the construction of a personal wireless service facility in the R-G General Residential District at 190 S. Wood Dale Road.

**SECTION THREE:** That the City Clerk of the City of Wood Dale be and is directed hereby to publish this Ordinance in pamphlet form, pursuant to the statutes of the State of Illinois.

**SECTION FOUR:** That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED this 5th day of June, 2014

AYES: Aldermen Catalano, Jakab, Lazzara, Susmarski, E. Wesley, R. Wesley, Winger, and Woods

NAYS: None

ABSENT: None

APPROVED this 5th day of June, 2014

SIGNED: Annunziato Pulice  
Annunziato Pulice, Mayor

ATTEST: Shirley J. Siebert  
Shirley J. Siebert, City Clerk

Published in pamphlet form this 5th day of June, 2014

**EXHIBIT A**

**LEGAL DESCRIPTION**

THAT PART OF LOTS 1, 2 AND 3, TAKEN AS A TRACT, IN HAROLD EAGLIN'S SUBDIVISION OF PART OF SECTIONS 15 AND 16, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 19, 1960 AS DOCUMENT NUMBER 932125, IN DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 3; THENCE NORTH 0°00'00" WEST, ON THE WEST LINE OF SAID LOT 3, 131.32 FEET; THENCE NORTH 87°31'04" EAST 25.15 FEET; THENCE SOUTH 2°25'14" EAST 113.10 FEET TO THE PLACE OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 87°34'46" EAST 260.00 FEET; THENCE NORTH 2°35'35" WEST 118.37 FEET; THENCE SOUTH 87°31'04" WEST 89.00 FEET; THENCE NORTH 2°28'56" WEST 32.00 FEET; THENCE SOUTH 87°31'04" WEST 31.96 FEET; THENCE SOUTH 2°20'19" EAST 37.00 FEET; THENCE SOUTH 87°31'04" WEST 133.65 FEET; THENCE SOUTH 2°25'14" EAST 113.10 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.