

AN ORDINANCE AMENDING TITLE 5, ZONING REGULATIONS SET FORTH IN CHAPTERS 2, 3, 5 AND 10 REGARDING HORSE BOARDING – ZONING BOARD OF APPEALS TEXT AMENDMENT

WHEREAS, the Village of Barrington Hills (hereinafter the “Village”) is a duly organized and existing Illinois home rule municipality pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the Village of Barrington Hills is authorized and empowered, under the Municipal Code and the Code of Ordinances of the Village of Barrington Hills, to regulate properties located within the municipal boundaries of the Village; and

WHEREAS, in furtherance of this authorization, the Village of Barrington Hills has adopted a zoning code, set forth in Title 5 Zoning Regulations of the Village’s Municipal Code to, among other purposes, effectuate the Village’s planning program and to regulate individual property use by establishing use districts, building site requirements, setback, density, parking and height regulations, and by specifying external impact standards for noise, smoke, odor, glare and vibration; and

WHEREAS, in accordance with its power and authority, on February 23, 2015, the Village Board adopted Ordinance 14-19 “An Ordinance Amending Title 5, Zoning Regulations Set Forth in Chapter 2, 3, and 5 Regarding Horse Boarding;” and

WHEREAS, earlier this year, the Zoning Board of Appeals commenced discussion of the current zoning regulations regarding commercial horse boarding in the Village; and

WHEREAS, Section 5-10-6(B) of the Village’s Municipal Code provides that the Zoning Board of Appeals may initiate an amendment to the zoning code; and

WHEREAS, pursuant to this authority, the Zoning Board of Appeals initiated an amendment (“Amendment”) to the zoning code to remove from the village code the changes to regulations regarding commercial horse boarding which were made through adoption of Ordinance No. 14-19; and

WHEREAS, the Amendment, attached hereto and made a part hereof by reference as Exhibit “A,” was submitted for public hearing in compliance with the requirements of the zoning code and statutes of the State of Illinois; and

WHEREAS, Notice of Public Hearing with respect to the Amendment was published in the Daily Herald Newspaper in the Village of Barrington Hills, as required by the village code and statutes of the State of Illinois; and

WHEREAS, pursuant to said Notice, the Zoning Board of Appeals of the Village of Barrington Hills conducted a Public Hearing on the Amendment on November 9, 2016 and after hearing the Amendment, the Zoning Board of Appeals voted 6-1 to recommend approval of the Amendment, said vote resulting in a recommendation to the Village Board to adopt the Amendment; and

WHEREAS, the Zoning Board of Appeals has forwarded its findings and recommendation in regard to the Amendment to the Village Board, in the Findings and Recommendation, attached hereto and incorporated herein by reference as Exhibit “B;” and

WHEREAS, the President and Village Board of Trustees has considered the matter and determined that the ZBA proposed text amendment to Title 5 Zoning Regulations relative to horse boarding be approved, as such action is believed to be in the best interests of the Village and its residents.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, a home rule community located in Cook, Lake, Kane and McHenry Counties, Illinois, duly assembled at a regular meeting, as follows:

SECTION ONE: That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

SECTION TWO: That Title 5 Zoning Regulations, Chapters 2, 3, 5 and be amended as set forth in Exhibit "A."

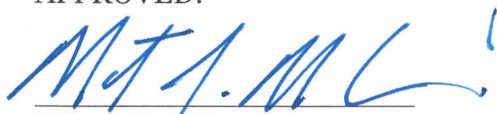
SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

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

Ayes: 5 Nays: 2 Absent: 0

PASSED AND APPROVED by the President and Board of Trustees of the Village of Barrington Hills, Illinois, this 7th day of December, 2016.

APPROVED:


Village President

ATTEST:


Village Clerk