

ORDINANCE NO. 3849

AN ORDINANCE AMENDING CHAPTER 155.086 CITY CODE WHICH ESTABLISHES AN EXCEPTION ALLOWING THE CITY COUNCIL TO GRANT THE RE-ESTABLISHMENT OF A NONCONFORMING USE THAT MAY BE CONSIDERED DISCONTINUED OR ABANDONED, AND DECLARING THAT THIS ORDINANCE SHALL BE IN FULL FORCE UPON PUBLICATION AS REQUIRED BY LAW.

WHEREAS, The City of Kewanee has previously established standards by which a nonconforming use shall be considered discontinued or abandoned and shall then be in conformity with the regulations of the zoning district in which it is located; and

WHEREAS, The City Council has found that the current ordinance fails to allow any authority to reconsider and allow a nonconforming use to lawfully continue; and,

WHEREAS, The City Council believes that it is important to remain business friendly and be able to consider the possibility of allowing a nonconforming use to continue if the nonconforming use is not detrimental to the surrounding properties and zoning district in which the nonconforming use is located; and,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KEWANEE, ILLINOIS, IN COUNCIL ASSEMBLED, AS FOLLOWS:

Section 1 The City Council hereby amends Chapter 155.086 of the City Code by inserting text shown as underlined as follows:

(D) Exception. Whenever a nonconforming use of a building or structure, or part thereof, has been discontinued for a period of six consecutive months, or for a continuous period of 12 months if the building was originally designed and constructed or modified for a nonresidential use, the owner may appeal to the City Council for a continuance of the nonconforming use. The City Council may grant a continuance of the same or more restricted zoning use but may not grant a less restricted use.

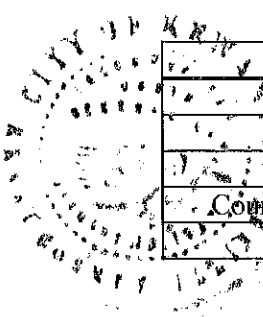
Section 2 This ordinance shall be in full force and effect immediately upon its passage, approval and publication as provided by law.

Passed by the Council of the City of Kewanee, Illinois this 11th day of October, 2016.

ATTEST:


Melinda K. Edwards, City Clerk


Steve Looney, Mayor



RECORD OF THE VOTE	Yes	No	Abstain	Absent
Mayor Steve Looney	X			
Council Member Andy Koehler	X			
Council Member Deann Schweitzer	X			
Council Member Kellie Wallace-McKenna	X			
Council Member Michael Yaklich	X			