



CITY COUNCIL AGENDA ITEM

To: Mayor Graham and City Council

From: Ted Shekell, Planning Director
Walter Denton, City Administrator

Date: June 29, 2004

Subject: Ordinance No. _____: An Ordinance Amending Ordinance 623, Zoning Districts of the City of O'Fallon, Illinois (Planned Use Development known as "KFC/Texaco Redevelopment" Parcel Number 04-32.0-102-001, 04-32.0-102-015 and 04-32.0-102-016) – **First Reading and Second Reading**

List of committees that have reviewed: The Community Development Committee reviewed this application and recommends approval of the ordinance.

Background:

At the last Council meeting, the Council voted to amend the Ordinance on 2nd Reading making the Planned Use contingent upon the removal of 2 storage trailers on the adjacent Belo Heating and Cooling lot. After the Council meeting, and after consultation with Dale Funk, he determined that that this contingency would more than likely be unenforceable by the City since the trailers existed primarily on an adjacent lot not party to this rezoning. Therefore, his recommendation on this rezoning was for the Mayor to veto the ordinance as adopted, and then re-approve the original ordinance at the next Council meeting (July 6).

Legal Considerations, if any: None

Budget Impact: None

Staff recommendation: Approval of the original ordinance.