

Ordinance No. _____

**AN ORDINANCE EXTENDING UNTIL
MAY 15, 2007 THE APPLICATION
AND ENFORCEMENT OF THE
TEMPORARY SUPPLEMENTARY
REGULATIONS SET FORTH IN
SECTION 2 OF ORDINANCE
NO. 3466, RELATING ISSUANCE OF
CERTAIN SINGLE-FAMILY BUILDING
PERMITS AND AS ADOPTED BY THE
CITY OF O'FALLON ON JULY 17, 2006,
THEREBY AMENDING THE MUNICIPAL
CODE OF THE CITY OF O'FALLON, IL,
CHAPTER 55, ZONING CODE AND
CHAPTER 150 BUILDING
REGULATIONS, TO EXTEND AND
CONTINUE SUCH REGULATIONS
TEMPORARILY TO PROVIDE
SUFFICIENT TIME FOR THE CITY TO
RECEIVE PUBLIC INPUT TO ESTABLISH
AND CLARIFY PERMANENT MINIMUM
BUILDING, CONSTRUCTION, AND DESIGN
REGULATIONS FOR SINGLE-FAMILY
DWELLING CONSTRUCTION IN THE CITY**

WHEREAS, the city enacted by Ordinance No. 3466 certain temporary supplementary regulations on July 17, 2006 to address and allow for public input, review and adoption of permanent regulations to establish minimum building, construction, and design regulations for single-family dwelling construction in the City, and

WHEREAS, the process for review and adoption of such regulations has proceeded timely and now requires final additional time to ensure public hearing of final recommendations and to all for any input or modifications that may be needed due to final comment from residents, industry, other members of the public;

WHEREAS, after duly noticed public hearing, an extension to May 15, 2007 to the temporary supplemental regulations is required and in the best interest of the public to ensure orderly consideration of permanent regulations to replace the temporary supplemental regulations,

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON, ST. CLAIR COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. Ordinance No. 3466, and the Municipal Code of the City of O'Fallon, IL, Chapter 55, Zoning Code, is hereby amended to extend the supplementary regulations set forth in Section 2 of Ordinance No. 3466 until April 30, 2007, by deleting from such section 2 the phrase "for a period of 180 days from the effective date of this Ordinance" and replacing it with "May 15, 2007". All other provisions of Ordinance No. 3466, and Chapter 55, Zoning Code of the City of O'Fallon, Illinois shall remain unchanged except as expressly modified by this Section.

Section 2. The portions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this Ordinance are valid, unless the court finds the valid portions of this Ordinance are so essential and inseparably connected with and dependent upon the void portion that it cannot be presumed that the City Council would have enacted the valid portions without the invalid one, or unless the court finds that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 3. This ordinance shall be in full force and effect immediately from and after its passage and approval.

Passed by the City Council this _____ day of _____, 2007.

ATTEST:
(seal)

Approved by the Mayor this ____ day
of _____, 2007.

Philip A. Goodwin, City Clerk

Gary L. Graham, Mayor