

ORDINANCE NO. 587

AN ORDINANCE GRANTING A VARIANCE FROM THE EFFECT OF AND REQUIREMENTS OF ORDINANCES NO. 356 & 363, ALSO FROM THE EFFECTS OF CHAPTER 20, BUILDING, OF THE MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (as amended)

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS 3rd  
DAY OF April, 1995.

PRESENTED: April 3, 1995

PASSED: April 3, 1995

APPROVED: April 3, 1995

RECORDED: April 3, 1995

PUBLISHED: April 3, 1995

In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

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The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)

X Juanita Hagley  
City Clerk of the City of LeRoy,  
McLean County, Illinois

Dated: April 3, 1995.

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WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, a municipal corporation, have determined that it is in the best interests of the City and its residents that a variance from the effect of Ordinances No. 356 and 363 be granted, and that such variance shall also be a variance from the effects of Chapter 20, Building, Municipal Code of LeRoy, Illinois, 1975 (as amended), and

WHEREAS, upon the letter petition dated March 29, 1995, of Ameritech Mobile Communications, Inc. (AMCI), and Chicago SMSA, a limited partnership, a variance from the requirements of Ordinances No. 356 and 363, and from the requirements of Chapter 20, Building, Municipal Code of LeRoy, Illinois, 1975 ( as amended), has been requested as to a fence project,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, in lawful meeting assembled as follows:

Section 1. A letter petition has been received dated March 29, 1995, filed with the City Clerk on behalf of Ameritech Mobile Communications, Inc., and on behalf of Chicago SMSA, a limited partnership, a copy of said request being attached hereto as Exhibit A and incorporated herein by reference, said letter petition requesting a variance from the fence requirements of Chapter 20, Building, Municipal Code of LeRoy, Illinois, 1975 (as amended). The variance being requested is to allow the construction of a fence eight (8) feet in height, being a seven (7) foot high chain link fence topped with three (3) strands of barbed wire, constituting an additional one foot. The variances requested, specifically being to permit the construction of an eight (8) foot high fence, being a seven (7) foot high chain link fence and three strands of barbed wire for an additional foot, totaling eight feet in all, and a variance permitting barbed wire to be used within the City whereas the same is otherwise prohibited by ordinance, are hereby granted.

Section 2. The city attorney is hereby directed to forward a letter with a signed copy of this ordinance to the representative of Ameritech Mobile Communications, Inc., and the representative of Chicago SMSA limited partnership, indicating the approval of the City Council for the variance effective the date of this ordinance.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law

**PASSED** by the City Council of the City of LeRoy, Illinois, upon the motion by

Randy Zimmerman

, seconded by Ronnie Litherland

\_\_\_\_\_ , by roll call vote on the 3rd day of April \_\_\_\_\_, 1995, as follows:

Aldermen elected 6

Aldermen present 5

**VOTING AYE:**

Randy Zimmerman, Lois Parkin, Robert D. Johnson, Ronnie Litherland

(full names)

David McClelland

**VOTING NAY:**

None

(full names)

**ABSENT, ABSTAIN, OTHER:**

Patrick Beaty absent

(full names)

and deposited and filed in the office of the City Clerk in said municipality on the 3rd day of April \_\_\_\_\_, 1995.

X Juanita Dagley  
Juanita Dagley, City Clerk of the City of LeRoy,  
McLean County, Illinois

**APPROVED BY** the Mayor of the City of LeRoy, Illinois, this 3rd day of

April \_\_\_\_\_, 1995.

X Jerry C. Davis  
Jerry C. Davis, Mayor of the City of LeRoy,  
McLean County, Illinois

**ATTEST:** (SEAL)

X Juanita Dagley  
Juanita Dagley, City Clerk, City of LeRoy,  
McLean County, Illinois

**CERTIFICATE**

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on April 3, 1995, the Corporate Authorities of such municipality passed and approved Ordinance No. 587, entitled:

**AN ORDINANCE GRANTING A VARIANCE FROM THE EFFECT OF AND REQUIREMENTS OF ORDINANCES NO. 356 & 363, ALSO FROM THE EFFECTS OF CHAPTER 20, BUILDING, OF THE MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (as amended),**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 587, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on April 3, 1995, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 3rd day of April, 1995

(SEAL)

Juanita Dagley  
Municipal Clerk

STATE OF ILLINOIS        )  
                                  ) SS:  
COUNTY OF McLEAN        )

I, Juanita Dagley, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE GRANTING A VARIANCE FROM THE EFFECT OF AND REQUIREMENTS OF ORDINANCES NO. 356 & 363, ALSO FROM THE EFFECTS OF CHAPTER 20, BUILDING, OF THE MUNICIPAL CODE OF LEROY, ILLINOIS, 1975 (as amended).**

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 3rd day of April, 1995, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 3rd day of April, 1995.

X Juanita Dagley  
City Clerk

(SEAL)