

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2009-042

AN ORDINANCE AMENDING ORDINANCE 2007-05 GRANTING CERTAIN
FINAL APPROVALS FOR THE TOWNHOMES AT ASPEN POINTE GENERALLY
LOCATED AT THE SOUTHWEST CORNER OF ASPEN DRIVE AND ILLINOIS
ROUTE 60, IN THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE,
ILLINOIS.

THE 18th DAY OF AUGUST 2009

Published in pamphlet form by the
Authority of the President and Board
Of Trustees of the Village of Vernon
Hills, Lake County, Illinois, this 19th
Day of August 2009

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LAKE, ILLINOIS**

WHEREAS, Jacobs Homes Inc. ("Developer") has made application for approvals to amend Ordinance 2007-05 for the Townhomes at Aspen Pointe Subdivision (aka Aspen Pointe Residential):

WHEREAS, Jacobs Homes is requesting approval to amend the approved architectural elevations to change the exterior materials for the remaining 35 units.

WHEREAS, the change in materials includes reducing the amount of brick on each elevation and substituting "Hardiplank" type siding in each elevation and removal of the masonry block on the first floor elevations and substituting the same brick that has been used throughout the project, consistent with the Plans in Exhibit A.

WHEREAS, the proposed building elevations and color will be generally consistent with the elevations of the existing buildings.

WHEREAS, the Board feels that the proposed amendments do support of the intent and concept of the PUD with the architectural style and massing of the buildings being consistent with those approved in the PUD.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION I: Pursuant to the Vernon Hills Zoning Ordinance of 1982, as amended and Ordinance 2005-61, the amended architectural elevations and materials consisting of 2 pages prepared by Bloodgood Sharp Buster with a date of 7/17/09. Said Plans are attached as Exhibit A.

SECTION II: The approval of the amended architectural elevations and changes in materials are subject to the conditions of approval as setforth in Ordinance 2005-61.

SECTION III: PENALTY. Any person violating the terms and conditions of this Ordinance shall be subject to a penalty as provided in Appendix C of the Village Code of Ordinance.

SECTION IV: SEVERABILITY. In the event that any section, clause, provision or part of this Ordinance shall be found and finally determined to be invalid by a Court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this Ordinance is found to be invalid in any one or more of its applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION V: REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

SECTION VI: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

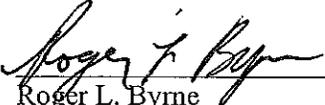
SECTION VII. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2009-042.

Adopted by roll call vote as follows:

AYES: 5-Schwartz, Williams, Hebda, Koch, Marquardt

NAYS: 0-None

ABSENT AND NOT VOTING: 2-Schultz, Byrne

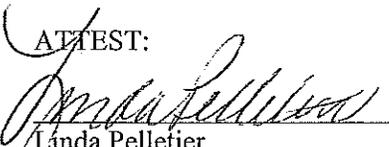


Roger L. Byrne
Village President

PASSED: 8/18/2009

APPROVED: 8/18/2009

PUBLISHED IN PAMPHLET FORM: 8/19/2009

ATTEST:


Linda Pelletier
Village Clerk



EXHIBIT A

Aspen Pointe Site Plan showing the Units effected by the elevation changes date July 28, 2009 and the amended architectural elevations and materials consisting of 2 pages prepared by Bloodgood Sharp Buster with a date of 7/17/09

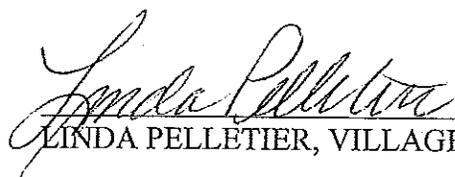
STATE OF ILLINOIS)
)
COUNTY OF LAKE)

CERTIFICATE

I, LINDA PELLETIER, CERTIFY THAT I AM THE DULY APPOINTED AND ACTING VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS. I FURTHER CERTIFY THAT ON AUGUST 18, 2009, THE CORPORATE AUTHORITIES OF SUCH MUNICIPALITY PASSED AND APPROVED ORDINANCE 2009-042, AN ORDINANCE AMENDING ORDINANCE 2007-05 GRANTING CERTAIN FINAL APPROVALS FOR THE TOWNHOMES AT ASPEN POINTE GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ASPEN DRIVE AND ILLINOIS ROUTE 60, IN THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE, ILLINOIS.

THE PAMPHLET FOR ORDINANCE NO. 2009-042, INCLUDING THE ORDINANCE AND A COVER SHEET THEREOF WAS PREPARED, AND A COPY OF SUCH ORDINANCE WAS POSTED IN THE VILLAGE HALL, COMMENCING AUGUST 19, 2009 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 VILLAGE CLERK.

DATED IN VERNON HILLS, ILLINOIS, THIS 19TH DAY OF AUGUST 2009.



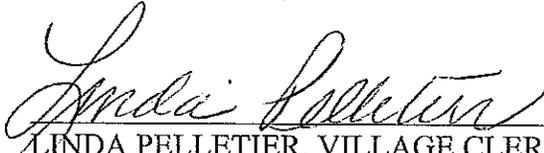
LINDA PELLETIER, VILLAGE CLERK



AFFIDAVIT OF SERVICE

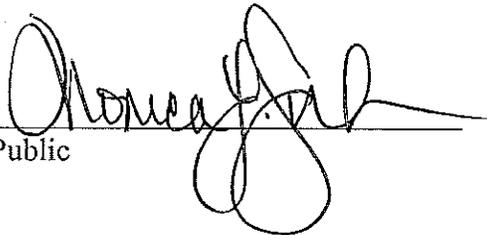
STATE OF ILLINOIS)
)
COUNTY OF LAKE)

I, LINDA PELLETIER, BEING FIRST DULY APPOINTED, DEPOSES AND SAYS ON OATH THAT AS VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, SHE DID CAUSE THE FOREGOING CERTIFICATE FOR ORDINANCE 2009-042, AN ORDINANCE AMENDING ORDINANCE 2007-05 GRANTING CERTAIN FINAL APPROVALS FOR THE TOWNHOMES AT ASPEN POINTE GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ASPEN DRIVE AND ILLINOIS ROUTE 60, IN THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE, ILLINOIS.



LINDA PELLETIER, VILLAGE CLERK

SUBSCRIBED AND SWORN to Before
Me this 1 day of October , 2009



Notary Public

