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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 1016

**AN ORDINANCE APPROVING A REVISED SITE PLAN FOR THE
PROPERTY COMMONLY KNOWN AS 2501 W. NORTH AVENUE
IN THE VILLAGE OF MELROSE PARK, COUNTY OF COOK,
STATE OF ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 8TH DAY OF JANUARY 2007

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
RUBEN LOMELI
ARTURO J. MOTA
ANTHONY J. PRIGNANO**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 9TH day of JANUARY 2007**

ORDINANCE NO. 1016

AN ORDINANCE APPROVING A REVISED SITE PLAN FOR THE PROPERTY COMMONLY KNOWN AS 2501 W. NORTH AVENUE IN THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

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WHEREAS, the Village of Melrose Park, County of Cook, State of Illinois (the "Village") is a duly organized and existing village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village; and

WHEREAS, the Village President, the Honorable Ronald M. Serpico (the "President"), the Village Clerk, the Honorable Mary Ann Paolantonio Salemi (the "Clerk"), and the Village Board of Trustees (the "Board of Trustees"), namely, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Arturo J. Mota and Anthony J. Prignano, all having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village (collectively, the President and Board of Trustees constitute the "Corporate Authorities"); and

WHEREAS, on or about November 10, 2003, the Village passed Ordinance No. 796, which approved certain zoning approvals, variations, and other relief to petitioner V-Land Corporation ("V-Land") for the property commonly known as 2501 W. North Avenue, Melrose Park, Illinois (the "Subject Property"), in connection with the redevelopment of the Subject Property for construction of a commercial retail center; and

WHEREAS, specifically, Ordinance No. 796, approved a Site Plan & Preliminary Engineering Plan, prepared by Woolpert, LLP, and dated September 25, 2003 (the "2003 Site Plan"), attached hereto as Exhibit "A" and made a part hereof; and

WHEREAS, since the approval and passage of Ordinance No. 796, an intended user on the Subject Property changed, which has resulted in minor revisions needing to be made to a portion of the 2003 Site Plan, specifically to "Lot 4" on the 2003 Site Plan (and as defined in the Site Plan); and

WHEREAS, V-Land therefore submitted a revised site plan, prepared by Woolpert LLP, dated October 11, 2004, with a final revision date of September 7, 2006, attached hereto as Exhibit "B" and made a part hereof, that makes the minor revisions needed to be made to "Lot 4" of the 2003 Site Plan (the "Revised Site Plan"); and

WHEREAS, the Public Works Office of the Village, after due consideration and thoughtful review, recommended to the Corporate Authorities that the Revised Site Plan be approved; and

WHEREAS, the Corporate Authorities do hereby find and determine that it is advisable, necessary, and in the best interest of the Village and its residents to approve the Revised Site Plan; and

WHEREAS, all hearings which were required by law to be held have been convened and all such hearings, if any, were held pursuant to duly published and posted notice thereof and were in all respects made in accordance with applicable law; and

NOW THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Melrose Park, County of Cook, State of Illinois, as follows:

**ARTICLE I.
IN GENERAL**

Section 01. Incorporation Clause.

All of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and the Corporate Authorities do hereby, by reference, incorporate and make them part of this Ordinance.

Section 02. Purpose.

The purpose of this Ordinance is to approve the Revised Site Plan for the Subject Property.

Section 03. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Section 05. Other Actions Authorized.

That the President, Clerk, Village Attorney, and all such other appropriate Village officials are hereby authorized and directed to take all action reasonably required to carry out and give effect to the purpose and intent of this Ordinance including, but not limited to, the execution and delivery of all applicable documents.

**ARTICLE II.
REVISED SITE PLAN APPROVAL**

Section 06. Approval of Revised Site Plan.

The Corporate Authorities do hereby authorize and approve the Revised Site Plan.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 07. Headings.

The headings for the articles, sections, paragraphs and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

Section 08. Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Board of Trustees that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof been included.

Section 09. Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 10. Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

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Section 11. Effective Date.

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Italia, Trustee Klein, Trustee Lomeli,
Trustee Mota, Trustee Prignano

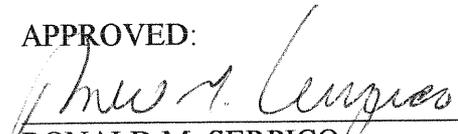
NAY VOTES:

ABSTAIN:

ABSENT: Trustee Conteduca

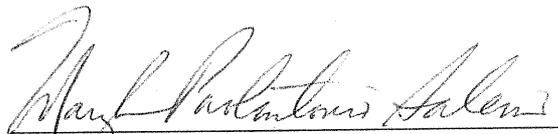
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
EIGHTH DAY OF JANUARY, 2007, A.D.

APPROVED:



RONALD M. SERPICO,
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: January 8, 2007
Published in pamphlet form: January 9, 2007