



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 017-084
DATE OF PASSAGE December 12, 2017

An Ordinance Granting a Special Use Permit for a Liquor License within 500 feet of residential property located at 518 S. Lake Street generally located east of Lake Street south of Prairie Street

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, Jose L & Maria E Muniz, is the owner of record of the real estate legally described on Exhibit "A", attached hereto and incorporated herein by reference as if fully set forth, and hereafter referred to as Exhibit "A"; and

WHEREAS, by petition dated October 18, 2017, Diana Muniz filed with the City of Aurora a petition requesting approval of a Special Use for a Liquor License within 500 feet of residential property use at 518 S. Lake Street generally located east of Lake Street south of Prairie Street; and

WHEREAS, after referral of said petition from the Aurora City Council, and after due notice and publication of said notice, the Aurora Planning Commission conducted a public hearing on November 22, 2017, reviewed the petition and recommended APPROVAL of said petition; and

WHEREAS, on November 29, 2017, the Planning and Development Committee of the Aurora City Council reviewed said petition and the before mentioned recommendations and recommended APPROVAL of said petition; and

WHEREAS, the City Council, based upon the recommendation and the stated standards of the Planning Commission, finds that the proposed Special Use is not contrary to the purpose and intent of Ordinance Number 3100, being the Aurora Zoning Ordinance.

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Section Eleven: That this Liquor License within 500 feet of residential property use shall remain subject to compliance, except as herein modified, with the minimum standards of all applicable City Ordinances.

EXHIBIT "B"

MEMORANDUM OF AGREEMENT

For the Special Use for the property located at 518 S. Lake Street generally located east of Lake Street south of Prairie Street

Diana Muniz, petitioner for the Special Use permit for a Liquor License within 500 feet of residential property located at 518 S. Lake Street generally located east of Lake Street south of Prairie Street granted by Ordinance Number O17-084, agrees to abide by all of the provisions of said Ordinance.

This agreement shall be mutually binding upon the heirs, executors, administrators, successors, devisees and assigns of future owners.

As petitioner for the special use granted for the subject property, I sign this agreement with full knowledge of the contents of said Ordinance and with total understanding of my/our responsibilities to comply with conditions set forth in this agreement and within said Ordinance. I hereby affirm that I have the full legal capacity to sign this document.

WHEREAS, I/We do affix my/our signature(s) hereto and acknowledge receipt of a certified copy of Ordinance Number O17-084.

Dated this 18 day of December, 2017.

Signed: [Handwritten Signature]

Name: [Redacted]

Address: [Redacted]

Phone: [Redacted]

STATE OF ILLINOIS)
COUNTY OF Kane) SS

I, the undersigned, a Notary Public in and for the said County and State aforesaid, DO HEREBY CERTIFY that Diana Muniz, is known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notary seal this 18th day of December, AD 2017

[Redacted Notary Name]

Notary Public



My Commission Expires 12/15, 2020

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PASSED AND APPROVED ON December 12, 2017

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ATTEST:

Wendy McComb
City Clerk

[Signature]
Mayor