

5/16/2007
5/2/2007

53-O-07

AN ORDINANCE

**Granting a Special Use for the Renovation of
the Existing Commercial Indoor Recreation Facility at
1723-27 Benson Avenue in the D2 Downtown Retail Core District
("Evanston Athletic Club")**

WHEREAS, James Murray, attorney, on behalf of the Evanston Athletic Club, lessee, and the Evanston Benson Limited Partnership, LLC (the "Applicant"), owner of the property located at 1723-27 Benson Avenue (the "Subject Property"), located within the D2 Downtown Retail Core District, submitted an application, case no. ZBA 07-14-SU (R), to seek approval for a special use, pursuant to Section 6-11-3-4 of the Zoning Ordinance (the "Ordinance"), to renovate a commercial indoor recreation facility located on the ground floor of the Subject Property; and

WHEREAS, the Zoning Board of Appeals ("ZBA") held a public hearing on April 17, 2007, pursuant to proper notice, to consider the application, took testimony and received other evidence, and made a *verbatim* record and written findings that the application met the standards for special uses set forth in Section 6-3-5 of the Ordinance and recommended City Council approval thereof; and

WHEREAS, the Planning and Development Committee of the City Council considered the ZBA's findings and recommendation at its May 10, 2007 meeting and recommended City Council approval thereof; and

WHEREAS, the City Council considered and adopted the respective records, findings, and recommendations of the ZBA and the Planning and Development Committee at its May 14, 2007 meeting; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That the foregoing recitals are found as fact and made a part hereof.

SECTION 2: That the City Council hereby adopts the ZBA's record, findings, and recommendation, and the Planning and Development Committee's record, findings, and recommendation, and hereby approves the special use applied for in case no. ZBA 07-14-SU (R), on the Subject Property, legally described in Exhibit A, attached hereto and made a part hereof.

SECTION 3: That, when necessary to effectuate the terms, conditions, and purposes of this ordinance, "Applicant" shall read as "Applicant's agents, assigns, and successors in interest."

SECTION 4: That if any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications thereof.

SECTION 5: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

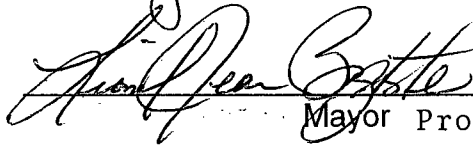
SECTION 6: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: May 14, 2007

Approved:


Adopted: May 14, 2007

May 18, 2007



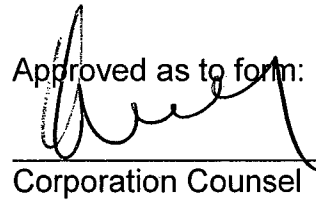
Mayor Pro Tem

Attest:



Mary R. Morris, City Clerk

Approved as to form:



Corporation Counsel

EXHIBIT A

LEGAL DESCRIPTION

LOTS 15 AND 16 IN NORTHWESTERN UNIVERSITY RESUBDIVISION OF BLOCK 17 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 41 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN As: 1723-27 Benson Avenue, Evanston, Illinois.