

CITY OF BELVIDERE, ILLINOIS

ORDINANCE #672H

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW TWO ADDITIONAL MURALS WITHIN THE CB,
CENTRAL BUSINESS DISTRICT (109 NORTH STATE STREET)

PASSED AND ADOPTED

BY THE CITY COUNCIL

OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 6th DAY OF MAY 2024.

APPROVED BY THE

MAYOR OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 8th DAY OF MAY, 2024.

Published in Pamphlet Form this 8th day of May 2024.

ORDINANCE NO. 672H

**AN ORDINANCE GRANTING A SPECIAL USE
TO ALLOW TWO ADDITIONAL MURALS
WITHIN THE CB, CENTRAL BUSINESS DISTRICT
(109 North State Street)**

WHEREAS, The City of Belvidere has adopted Chapter 150, Zoning Ordinance in accordance with the provisions of Illinois Compiled Statutes to regulate the use of land and to specify the minimum requirements for improvements on land in the City of Belvidere; and

WHEREAS, Special Uses are certain municipal or private uses that due to their physical or operational characteristics may pose a threat to the value, use and enjoyment of adjoining property; are reviewed on a case by case basis; and are permitted only by permission of the Belvidere City Council; and,

WHEREAS, The applicant, Boone County Arts Council, PO Box 311, Belvidere, IL 61008 on behalf of the property owner, Mayra Olvera, 107 N. State Street, Belvidere, IL 61008; and

WHEREAS, after due notice by publication pursuant to the Illinois State Statutes, the City of Belvidere Planning and Zoning Commission held a public hearing on April 9, 2024 concerning the proposed Special Use; and,

WHEREAS, the City of Belvidere Planning and Zoning Commission having examined the application and having considered the evidence, both oral and documentary and being fully advised about the premises did make findings of fact and a recommendation; and,

WHEREAS, the corporate authorities of the City considered the findings of fact and concur with the recommendation of the Planning and Zoning Commission,

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BELVIDERE, BOONE COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein by this reference.

Section 2. That a Special Use in the CB, Central Business District to allow for two additional murals on the property depicted in Attachment A and legally described as:

Commencing at a point in Lot Thirteen (13) Assessor's Survey of Block Two (2) of Joel Walker's 1st Addition to the Town (now City) of Belvidere on the Easterly side of State Street, supposed to be Thirty (30) feet Southerly from the most Northwesterly corner of said Lot Thirteen (13), but for greater certainty being at the Southwesterly corner of the Livery Barn formerly owned by Mary Kuppler; and running thence Northeasterly on said Mary Kuppler's line and at right angles to State Street One Hundred Thirty-Two (132) feet; thence Southeasterly, parallel to State Street Forty-Two (42) feet; thence Southwesterly at right angles to State Street and parallel with said Kuppler line One Hundred Thirty-Two (132) feet; thence Northwesterly on the Easterly line of State Street Forty-two (42) feet to the place of beginning; situated in the County of Boone and the State of Illinois. PIN: 05-26-434-009

is hereby approved, subject to the following conditions:

1. The murals shall be maintained by the Boone County Arts Council and Property Owner according to Belvidere's Zoning Ordinance requirements. If the murals shall fall into disrepair, then they shall be removed from the subject property.
2. The murals shall be in substantial conformance with the narrative and image provided by the applicant. (Attachment B)

Section 3. That the premises shall be used in accordance with and subject to the applicable provisions of the Zoning Ordinance of the City of Belvidere and shall not be used except as may otherwise be expressly authorized by the applicable law and the special use.

Section 4. That acceptance of any of the benefits of this Special Use shall be deemed acceptance of all the terms and conditions set forth herein.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.


Section 7. This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED by the City Council of the City of Belvidere this 6th day of May, 2024.

APPROVED by the Mayor of the City of Belvidere this 8th day of May, 2024.


Clint Morris, Mayor

ATTEST:


Sarah Turnipseed, City Clerk

Ayes: 8 Nays: 0 Absent: 2

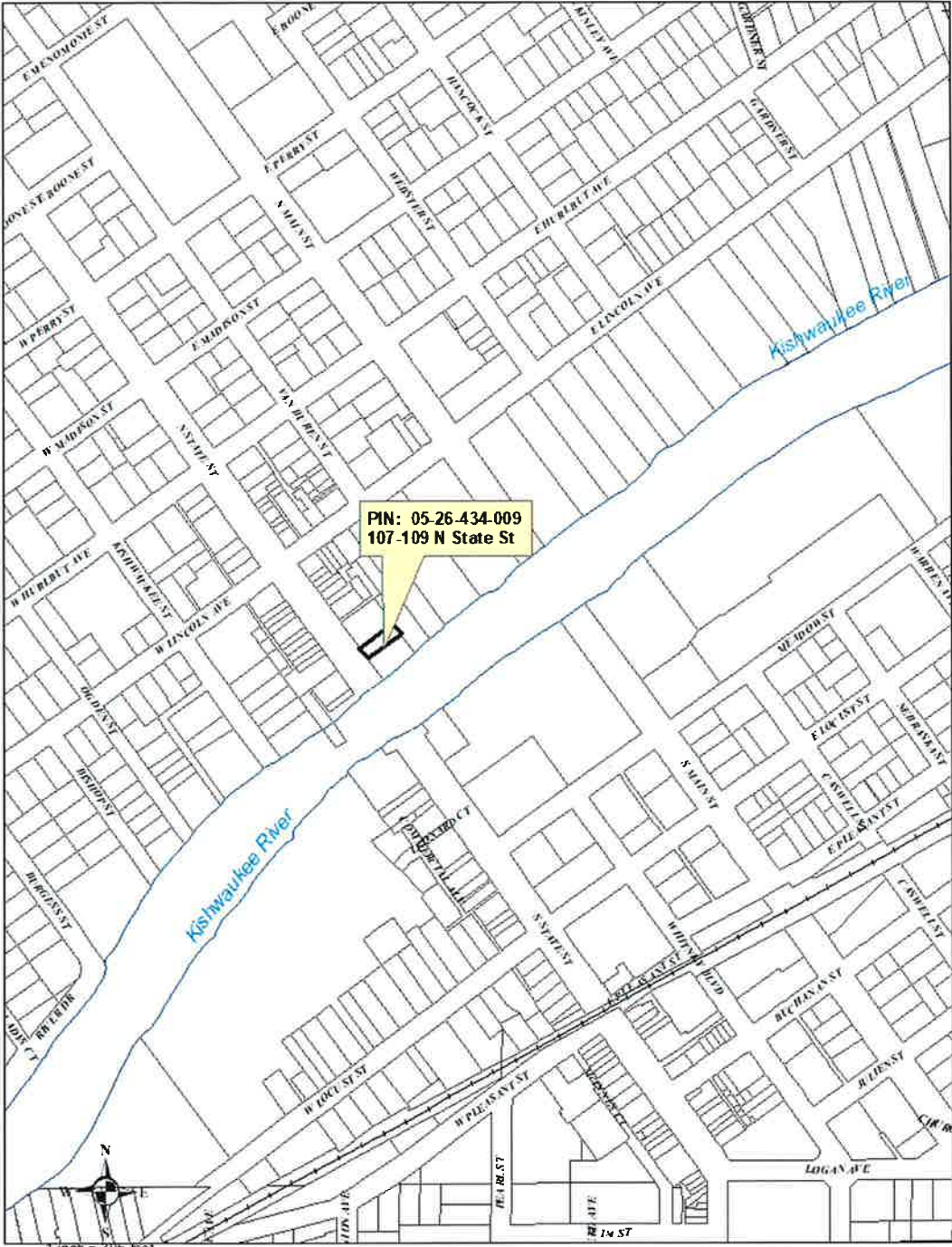
City Council Members Voting Aye: Albertini, Brereton, Fleury, Frank, Gramkowski, McGee, Snow and Stevens.

City Council Members Voting Nay: None.

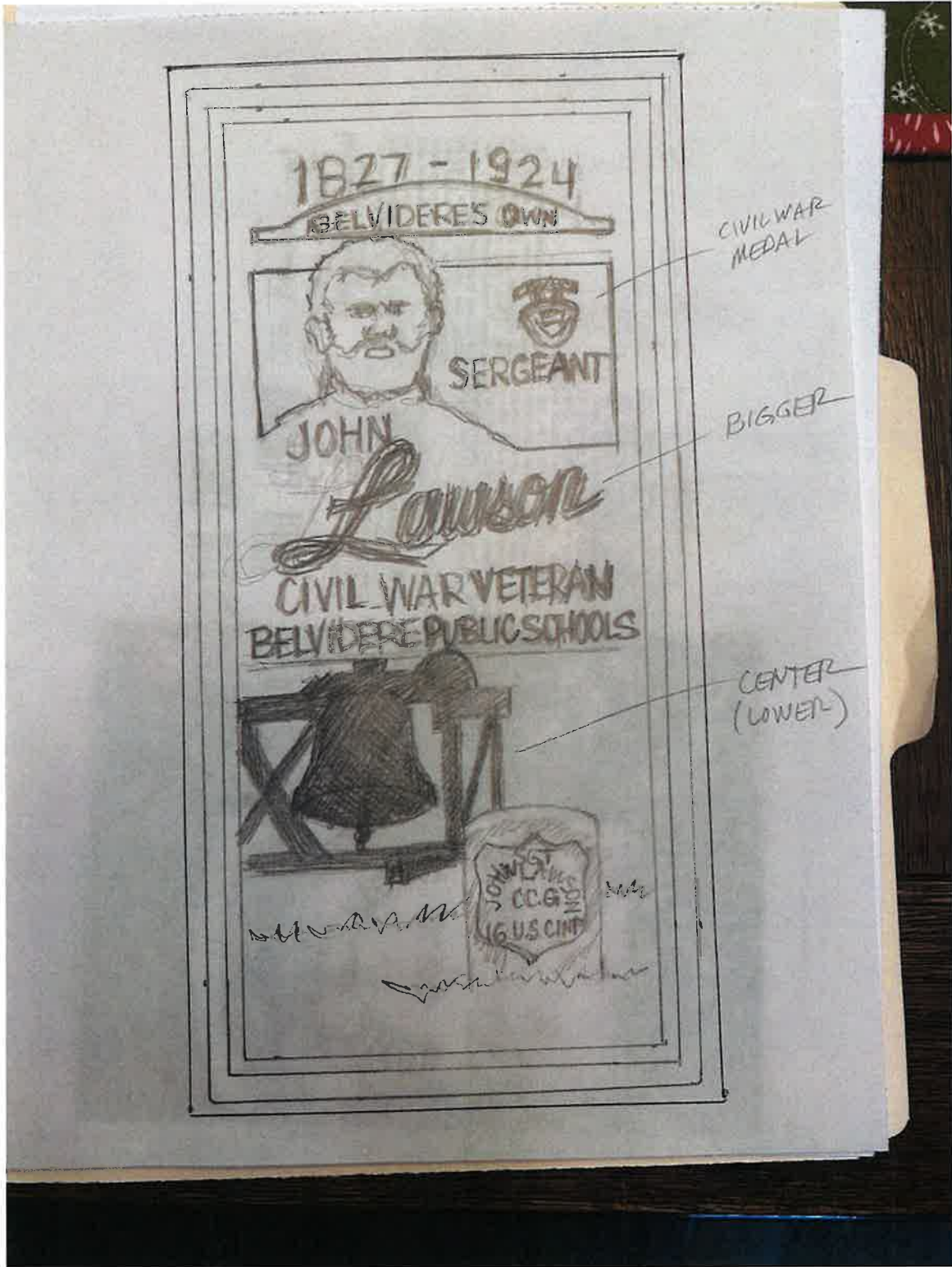
Date Published: May 8th, 2024

Sponsor: Ald. Snow

ATTACHMENT A



ATTACHMENT B





Proposed Murals on 109 North State St.

The murals will be painted on five panels each that will be twenty feet in height by ten feet wide. They will be mounted on treated wooden frames that will be attached to the north side of the brick building.

The murals will depict well- respected Boone County citizens that lived in the 19th Century. They will be designed in the same style as the existing Fred Schulte mural, which is on the same wall at 109 North State St.

One mural is planned for this summer, and the other one is planned for either next summer or the following year.

The 2024 mural will be designed and painted by Troy and Bruyn Yunk.

Gary Thacker, Co-mural committee head, Boone County Arts Council

AFFIDAVIT

STATE OF ILLINOIS)
)
COUNTY OF BOONE)

Sarah Turnipseed, first being duly sworn on oath deposes and says as follows:

By authority of the City Council of the City of Belvidere, Illinois, I published Ordinance #672H of the City of Belvidere, Illinois, in pamphlet form on May 8, 2024, and as a convenience for the public; I posted the pamphlet form of Ordinance #672H on the bulletin board in the lobby of Belvidere City Hall at 401 Whitney Blvd., Belvidere, Illinois; said location being readily accessible to the public during business hours of the City Clerk's office.



Sarah Turnipseed
City Clerk

SUBSCRIBED AND SWORN TO BEFORE ME
this 8th day of May, 2024.



Notary Public

