

APPROVING THE REZONING OF CERTAIN PROPERTY AT 150 N. SIXTH STREET, DEKALB, ILLINOIS (FARGO THEATER).

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et. seq.*; and,

WHEREAS, the City of DeKalb has conducted all hearings and satisfied all conditions precedent to the rezoning of the Property located at 150 N. Sixth Street; and,

WHEREAS, the City of DeKalb City Council has determined that it is necessary to rezone such property in order to properly and adequately protect the public health, safety, welfare and morals; and,

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. Rezoning Authorized.

Within the City of DeKalb is a certain structure known as the Fargo Theater. A portion of such structure, commonly referred to as 625 E. State Street, is presently zoned under the City’s CBD Central Business District zoning classification. A portion of such structure, commonly referred to as 150 N. Sixth Street, is presently zoned LI Light Industrial. By approval of this Ordinance, the City of DeKalb hereby formally rezones the property at 150 N. Sixth Street from LI to CBD, and authorizes all actions necessary to effectuate such rezoning to occur. The zoning of 625 E. State Street and of other portions of the Fargo Theater shall be unaffected.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed. All agreements in violation of the terms of this Ordinance shall be terminated, effective immediately.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: April 28, 2015. Effective date: May 8, 2015.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 27th day of April and approved by me as Mayor on the same day. Passage on first reading with waiver of second reading on a 6-0-2 roll call vote. Aye: Finucane, Lash, Snow, Naylor, Baker, Rey. Absent: Jacobson, O’Leary.

ATTEST:

Marcia Sweigert
MARCIA SWEIGERT, City Clerk



John A. Rey
JOHN REY, Mayor