
THE VILLAGE OF COAL CITY
GRUNDY & WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 24-30

**AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW AN ACCESSORY
USE FOR THE SALE OF PACKAGED LIQUOR WITHIN C-4 ZONED AREA AT 20 E.
DIVISION IN THE VILLAGE OF COAL CITY**

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Village Trustees

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on November 25, 2024

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AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW AN ACCESSORY USE FOR THE SALE OF PACKAGED LIQUOR WITHIN C-4 ZONED AREA AT 20 E. DIVISION IN THE VILLAGE OF COAL CITY

WHEREAS, an application for a conditional use according to Section 156.93 of the Village of Coal City Zoning Code (“Zoning Code”) was filed by Minit Mart LLC, represented by Jan Krygowski of Division Coal LLC aka Brake Time Corner Markets (“applicant”) on October 28, 2024 for an accessory use to sell packaged liquor within a C-4 zoned property; and

WHEREAS, a public hearing regarding the conditional use consideration was held on November 18, 2024; and

WHEREAS, the Village of Coal City Planning and Zoning Board met on November 18, 2024 to consider passage of the conditional use request to the Board of Trustees; and

WHEREAS, Section 156.230 permits the Village Board to approve certain uses on a conditional basis from the Zoning Code; and

WHEREAS, the Village Board of Trustees and the President of the Village of Coal City believe it is in the best interests of the Village to grant conditional uses.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Coal City, Grundy and Will Counties, Illinois, as follows:

Section 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

Section 2. Findings of Fact. The Board of Trustees find as follows concerning the Conditional Use for 20 E. Division:

- A. **Traffic.** The utilization of the property to continue the sale of packaged liquors within this gas station shall not have an adverse impact upon traffic to the surrounding neighborhood.
- B. **Environmental Nuisance.** The performance standards required by the village code shall be maintained and the utilization of this property is consistent with previous utilization of this property.
- C. **Neighborhood Character.** The continuance of this accessory use within the existing gas station shall not have a deleterious effect upon the neighborhood.

- D. **Public Services and Facilities.** Granting this conditional use shall not require the implementation of additional public services or facilities to accommodate the presented conditional use for the property.
- E. **Public Safety and Health.** Granting this conditional use shall not be detrimental to the public safety and health of the immediate tenants or residents of Coal City.
- F. **Other Factors.** The approved conditional use shall assist with the current planned sale of this asset from the current ownership to the new potential holders of a Class B Liquor License.

Section 3. Description of the Property. The property is located at 20 E. Division in the Village of Coal City within a C-4 District.

Section 4. Public Hearings. A public hearing concerning the consideration of a conditional use was advertised on October 30, 2024 in the Coal City Courant and held by the Planning and Zoning Board on November 18, 2024 at which a majority of the Planning and Zoning Board members recommended passage of the Conditional Use to the Board of Trustees.

Section 5. Conditional Use. The conditional use requested in the October 28, 2024 Conditional Use petition is granted in conjunction with Section 156.93 is hereby granted to allow the an accessory use within the gas station within a C-4 commercially-zoned district as set forth within the submitted petition designs.

Section 6. Conditions. The conditional use granted herein is contingent and subject to the business Brake Time Corner Market being operated according to the standards and design as presented within the Applicant's petition and consistent with the Public Hearing of November 18, 2024. The Class B Liquor License requested shall not include gaming on the premises.

Section 7. Severability. In the event a court of competent jurisdiction finds this ordinance or any provision hereof to be invalid or unenforceable as applied, such finding shall not affect the validity of the remaining provisions of this ordinance and the application thereof to the greatest extent permitted by law.

Section 8. Repeal and Savings Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the Village of Coal City prior to the effective date of this ordinance.

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Section 9. Effectiveness. This ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

SO ORDAINED this 25 day of NOVEMBER, 2024, at Coal City, Grundy & Will Counties, Illinois.


AYES: 5

NAYS: 0

ABSENT: 1

ABSTAIN: 0

VILLAGE OF COAL CITY



David Spesia, President

Attest:



Alexis Stone, Clerk