

CITY OF WEST CHICAGO

ORDINANCE NO. 24-O-0005

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF
THE CITY OF WEST CHICAGO – APPENDIX A
ARTICLES IV AND XIII OF THE ZONING CODE
RELATING TO ELECTRIC VEHICLE CHARGING STATIONS**

**ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF WEST CHICAGO
February 19, 2024**

Published in pamphlet form by the authority of the City Council of the City of West Chicago, DuPage County, Illinois, on the 20th day of February, 2024.

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WHEREAS, the City of West Chicago periodically reviews the text of the Zoning Code for consistency with current trends in development and land use; and

WHEREAS, there has been an increased interest by business and residents to install Electric Vehicle Charging Stations within gas stations, commercial centers, and residential areas to accommodate the rise in the use of Electric Vehicles; and

WHEREAS, the adopted Vision Statement within the City's Comprehensive Plan includes always demonstrating an unwavering commitment to green space and the environment; and

WHEREAS, a focused goal within the City's Comprehensive Plan is to provide green transportation options such as those with zero emissions; and

WHEREAS, the City Council believes it is in the best interest of the City to amend the Zoning Code to allow the installation and use of electric vehicle charging stations in all zoning districts as an accessory use; and

WHEREAS, Notice of Public Hearing on said zoning text amendment was published in the Daily Herald on or about February 22, 2024, as required by the ordinances of the City of West Chicago and the statutes of the State of Illinois; and

WHEREAS, a Public Hearing was conducted by the Plan Commission/Zoning Board of Appeals of the City of West Chicago on February 6, 2024 pursuant to said Notice; and

WHEREAS, at the Public Hearing all interested parties had an opportunity to be heard; and

WHEREAS, the corporate authorities of the City of West Chicago have received the recommendation of the Plan Commission/Zoning Board of Appeals which contains specific findings of fact, pursuant to Recommendation No. 24-RC-0003, a copy of which is attached hereto as Exhibit "A" which is, by this reference, made a part hereof.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of West Chicago, Du Page County, Illinois, in regular session assembled, as follows:

Section 1. That Section 4.1 – Construction of Terms, of Article IV, Appendix A, of the Code of Ordinances of the City of West Chicago be amended to add the following definitions and amend an existing definition:

"Electric vehicle: A battery-powered vehicle operated solely by electricity or a plug-in hybrid vehicle that operates on electricity and gasoline and has a battery that can be recharged from an external source.

Electric vehicle charging station: Stationary infrastructure and all its components, including charging cables, that provides electric energy for the recharging of an Electric Vehicle. A level 1 charging station has a voltage of 120 V AC with typical power output of 1 kilowatt. A level 2 charging station has a voltage of 208-240 V AC with typical power output of 7 kilowatts to 19 kilowatts. A level 3 charging station has a voltage of 400 V – 1000 V DC with a typical power output of 50-350 kilowatts.

Motor vehicle service station: Any building or portion thereof, used for dispensing or sale of motor vehicle fuels, lubricating oil or grease, tires, batteries, or minor motor vehicle accessories, **or offering for sale the use of Electric Vehicle Charging Stations.** Services offered may include the installation of tires, car washing, batteries and minor accessories, minor motor vehicle repairs, and greasing of individual motor vehicles. All work must be done in an enclosed building. Motor vehicle service stations may also include as accessory uses, convenience stores and/or restaurant facilities.”

Section 2. That Section 13.1-13 (A) – Off-Street Parking and Loading – Location of Parking – Residential Districts, of Article XIII, Appendix A, of the Code of Ordinances of the City of West Chicago be amended to add the following text:

“(18) Electric Vehicle Charging Stations, including levels 1 and 2 only, shall be permitted in all residential districts when accessory to the principal use.”

Section 3. That Section 13.1-13 (B) – Off-Street Parking and Loading – Location of Parking – Business and Manufacturing Districts, of Article XIII, Appendix A, of the Code of Ordinances of the City of West Chicago be amended to add the following text:

“(5) Electric Vehicle Charging Stations, including levels 1, 2, and 3, are permitted in all business and manufacturing districts when accessory to the principal use, subject to the following conditions:

- a. Parking stalls containing an electric vehicle charging station may be included in the calculation for minimum parking spaces required unless such parking stall is identified as being available exclusively for electric vehicles.**
- b. Electric vehicle charging stations shall contain a retraction device or a place to hang permanent cords and connectors so cords are a sufficient and safe distance above the ground or pavement surface. Equipment shall be mounted on pedestals, and located so they do not impede pedestrian travel or create trip hazards. Equipment shall not interfere with accessibility requirements of the Illinois Accessibility Code.**
- c. Electric vehicle charging stations shall not contain off-premise signage.”**

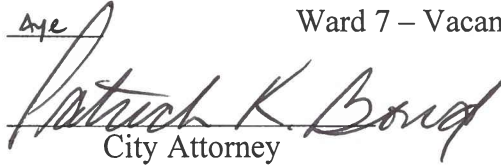
Section 4. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

Section 5. That this Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.


PASSED this 19th day of February, 2024.

Alderman D. Beebe	<u>Aye</u>	Alderman L. Chassee	<u>Aye</u>
Alderman J. Sheahan	<u>Aye</u>	Alderman H. Brown	<u>Aye</u>
Alderman A. Hallett	<u>Aye</u>	Alderman C. Dettmann	<u>Aye</u>
Alderman M. Birch Ferguson	<u>Aye</u>	Alderman S. Dimas	<u>Aye</u>
Alderman J. Smith, Jr.	<u>Aye</u>	Alderman C. Swiatek	<u>Absent</u>
Alderman R. Stout	<u>Aye</u>	Alderman J. Short	<u>Aye</u>
Alderman J. Morano	<u>Aye</u>	Ward 7 – Vacant	

APPROVED as to form:


City Attorney

APPROVED this 19th day of February, 2024.


Mayor Ruben Pineda

ATTEST:


Executive Office Manager Valeria Perez

PUBLISHED: 2-20-2024



EXHIBIT “A”

RECOMMENDATION # 24-RC-0003

TO: The Honorable Mayor and City Council

SUBJECT: PC 24-03
Proposed Zoning Text Amendment to Sections 4.1 (Construction of Terms) and Section 13.1-13 (Off-Street Parking and Loading – Location of Parking) of Appendix A (the Zoning Code), of the Code of Ordinances of the City of West Chicago.

DATE: February 6, 2024

DECISION: The motion to recommend approval of the proposed amendment was approved by a vote of six (6) “yes” and zero (0) “no”.

RECOMMENDATION:

After a review of the proposed Zoning Text Amendment as presented, the Plan Commission/Zoning Board of Appeals finds that the proposed Amendment does not pose a threat to the health, safety and welfare of the community. It is the Commission’s opinion that the proposed Amendment will be beneficial to the City of West Chicago.

The Amendment is in keeping with the purpose of the Zoning Code and the Comprehensive Plan. The Plan Commission is of the opinion that the proposed amendments will protect, promote, and improve the public health, safety, morals, convenience, order, appearance, prosperity and the general welfare of the citizens of West Chicago community.

Respectfully submitted,

Barbara Laimins
Chairperson

VOTE:

<u>For</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Laimins			Henkin
Billingsley			
Banasiak			
Kasprak			
Slattery			
Terrazas			

STATE OF ILLINOIS)
COUNTY OF DU PAGE)

CERTIFICATE

I, Valeria Perez, Certify that I am the Executive Office Manager of the City of West Chicago, DuPage County, Illinois.

I further certify that on February 19, 2024 the Corporate Authorities of such municipality passed and approved Ordinance No. 24-O-0005 entitled:

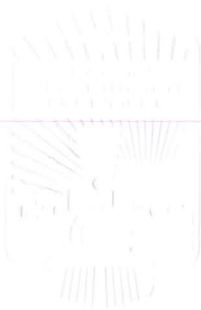
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Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 24-O-0005 including the ordinance and a cover sheet hereof was prepared, and a copy of such ordinance posted in the municipal building, commencing on February 20, 2024 continuing for at least ten days thereafter. Copies of such ordinance were also available for public inspection upon request in the Office of the City Administrator.

Dated at West Chicago, Illinois, this 19th of February, 2024.

SEAL



Valeria Perez

Valeria Perez, Executive Office Manager