

**VILLAGE OF OSWEGO
KENDALL COUNTY, ILLINOIS**

ORDINANCE NO. 24 - 98

**AN ORDINANCE AMENDING TITLE 10 ZONING REGULATIONS CHAPTER 1 ZONING
SECTION 10-1-1 AMENDING SECTION 9 USES AND SECTION 10 OFF-STREET PARKING
AND LOADING OF THE UNIFIED DEVELOPMENT ORDINANCE.**

(Text Amendment- UDO Revisions)

**ADOPTED BY
THE PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF OSWEGO**

This 10th day of December 2024

Prepared by and Return to:
Village of Oswego
100 Parkers Mill
Oswego, IL 60543

Published in pamphlet form by authority of the President
and Board of Trustees of the Village of Oswego on December 11, 2024.

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AN ORDINANCE AMENDING TITLE 10 ZONING REGULATIONS CHAPTER 1 ZONING SECTION 10-1-1 AMENDING SECTION 9 USES AND SECTION 10 OFF-STREET PARKING AND LOADING OF THE UNIFIED DEVELOPMENT ORDINANCE.

(Text Amendment- UDO Revisions)

WHEREAS, the Village of Oswego (“Village”) has a population of more than 25,000 and is therefore a “Home Rule Unit” under the 1970 Illinois Constitution; and

WHEREAS, the Illinois Constitution of 1970 provides that a Home Rule Unit may exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals and welfare; to license, to tax; and to incur debt; and

WHEREAS, the Village has in full force and effect a codified set of those ordinances of the Village which are of a general and permanent nature, which said codified set is known and designated as the Village Code of the Village of Oswego, as amended; and

WHEREAS, the Unified Development Ordinance was adopted by the Village Board on April 16, 2024, and went into effect on May 1, 2024; and

WHEREAS, the Village intends to amend various sections of the Unified Development Ordinance; and

WHEREAS, after proper notice was given, the Planning and Zoning Commission (the “PZC”) held a public hearing on the proposed amendments on December 5, 2024, and

WHEREAS, the PZC recommended approval of the Text Amendment, which recommendation is incorporated herein; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Village Board” and with the President, the “Corporate Authorities”) find that the Text Amendment promotes the public health, safety, comfort, convenience and general welfare; and

WHEREAS, based on the PZC’s recommendation, the Corporate Authorities desire to grant the Text Amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OSWEGO, KENDALL AND WILL COUNTIES, ILLINOIS, in exercise of its home rule powers, as follows:

Section 1: That provisions of Title 10 Chapter 1 of the Village Code of the Village of Oswego are hereby amended as follows:

Table 9.02.1 Principal Uses and Structures

Principal Uses and Structures	A-1	R-1	R-2	R-3	R-4	R-5	D-1	B-1	M-1	Use Standards
Residential										
Community Residence (Large)					P	P				See 9.02.B.10
Community Residence (Small)		P	P	P	P	P				See 9.02.B.10
Dwelling Above the Ground Floor							P	P		None
Live/Work Dwelling							P			See 9.02.B.20
Mobile Home Dwelling		S	S	S	S	S				None
Residential Care Facility			S	S	S	S	S	S		None
Short Term Rental	S	S	S	S	S	S	S			See 9.02.B.29
Transitional Treatment Facility		S	S	S	S	S				None
Single-Unit Dwelling	P	P	P	P	S	S	S			None
Two-Unit Dwelling		S	S	P	P	P	S			None
Townhouse Dwelling		S	S	P	P	P	S			None
Multiple-Unit Dwelling		S	S	S	P	P	S			None
Civic and Institutional										
Cemetery	S	S	S	S	S	S				None
College or University		S	S	S	S	S	S	S		None
Community Garden		P	P	P	P	P	P	S		See 9.02.B.9
Cultural Facility		P	P	P	P	P	P	P		None
Elementary, Middle, or High School		P	P	P	P	P		S		See 9.02.B.15
Government Facility	P	P	P	P	P	P	P	P	P	See 9.02.B.17
Hospital								S		None
Park	P	P	P	P	P	P	P	P	P	None
Place of Worship (Large)		S	S	S	S	S	S	S		See 9.02.B.27
Place of Worship (Small)		S	S	S	S	S	S	S		See 9.02.B.27
Vocational School		S	S	S	S	S	S	S	S	See 9.02.B.15
Commercial										
Adult Use	A-1	R-1	R-2	R-3	R-4	R-5	D-1	B-1	M-1	Use Standards
Agritourism	P								S	See 9.02.B.1
Animal Boarding, Hospital, or Shelter								S	S	See 9.02.B.3
Bar/Tavern							P	P		None
Bed and Breakfast	S	S	S	S	S	S	S			See 9.02.B.4
Bee Colony	P									See 9.02.B.5
Body Art Establishment								S	S	None
Camp		S	S							See 9.02.B.6
Cannabis Craft Grower								S	S	See 9.02.B.7
Cannabis Dispensary								S	S	See 9.02.B.7
Car Wash								P		See 9.02.B.8
Crematory								P	P	None
Contractor's Office								P	P	None
Currency Exchange								S		See 9.02.B.11
Day Care Center							S	P		See 9.02.B.12
Day Care Home		S	S	S	S	S				See 9.02.B.13
Drive-Through Facility								P		See 9.02.B.14
Event Space	S						S	P		None
Financial Institution							P	P		None
Funeral Home/Crematory								P		None
Garden Center								P	S	None
Gas Station							S	P		See 9.02.B.16
Golf Course		S	S	S						None
Hotel/Motel							S	P		None
Indoor Entertainment							S	S	S	See 9.02.B.18
Indoor Recreation							S	P	P	See 9.02.B.18
Laundromat								P		None
Massage Therapy Establishment							P	P		None
Microbrewery, Microdistillery, or Microwinery							P	P	S	None

Principal Uses and Structures	A-1	R-1	R-2	R-3	R-4	R-5	D-1	B-1	M-1	Use Standards
Motor Vehicle Operations Facility									P	See 9.02.B.21
Motor Vehicle Rental								S	S	See 9.02.B.22
Motor Vehicle Repair and/or Service								P	P	See 9.02.B.21
Motor Vehicle Repair and/or Service Body Shop								S	P	See 9.02.B.21
Motor Vehicle Sales								P	P	See 9.02.B.22
Outdoor Dining							P	P		See 9.02.B.23
Outdoor Entertainment							S	S		See 9.02.B.24
Outdoor Recreation							S	S	S	See 9.02.B.24
Outdoor Storage Area								S	S	See 9.02.B.25
Pawn Shop								S		See 9.02.B.11
Payday or Title Loan Establishment								S		See 9.02.B.11
Personal Services Establishment							P	P		None
Professional Office							P	P	P	None
Research/Development Facility									P	None
Restaurant							P	P		None
Retail Goods Establishment							P	P	P	None
Self-Service Storage								S	S	None
Video Gaming Establishment							S	S		See 9.02.B.34
Manufacturing	A-1	R-1	R-2	R-3	R-4	R-5	D-1	B-1	M-1	Use Standards
Cannabis Cultivation Center									S	See 9.02.B.7
Cannabis Infuser									S	See 9.02.B.7
Cannabis Processor									S	See 9.02.B.7
Cannabis Transporter									S	See 9.02.B.7
Heavy Manufacturing									S	None
Landscape Business									P	See 9.02.B.19
Light Manufacturing								S	P	None
Machinery and Equipment Sales and Rental								S	P	None
Resource Extraction									S	None
Truck Parking									S	See 9.02.B.30
Warehousing, Storage, or Distribution Facility									P	None
Other Uses	A-1	R-1	R-2	R-3	R-4	R-5	D-1	B-1	M-1	Use Standards
Agricultural Use	P									None
Club, Lodge, or Hall							S	S	S	None
Parking Garage (Primary Use)							S			None
Parking Lot (Primary Use)							S			See 9.02.B.26
Planned Unit Development	S	S	S	S	S	S	S	S	S	See 9.02.B.28
Stable – Commercial	P	S								None
Train Station							S	S		None
Utility	S	S	S	S	S	S	S	S	S	See 9.02.B.31
Utility-Scale Solar Energy System	S								S	See 9.02.B.32
Utility-Scale Wind Energy System	S								S	See 9.02.B.33
Wireless Telecommunication Facility	S	S	S	S	S	S	S	S	S	See 9.02.B.35
Wireless Telecommunication Tower	S	S	S	S	S	S	S	S	S	See 9.02.B.35

And amendments to Table 10.02.1 Off-Street Parking Standards to include the following:

Uses	Minimum Parking	Maximum Parking
Motor Vehicle Repair and/or Service	3 spaces per bay	5 spaces per bay
Motor Vehicle Repair and/or Service Body Shop	3 spaces per bay	5 spaces per bay

Section 16: SEVERABILITY

This ordinance and every provision thereof shall be considered severable. 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 17: REPEALER

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

Section 18: EFFECTIVE DATE

This Ordinance shall be in full force and effect immediately upon its passage and approval. Publication in pamphlet form is hereby authorized, as provided by law.

PASSED by the Board of Trustees of the Village of Oswego, Kendall and Will Counties, Illinois this 10th day of December 2024.

TOM GUIST	<u>AYE</u>	JENNIFER JONES SINNOTT	<u>AYE</u>
KIT KUHRT	<u>AYE</u>	KARIN MCCARTHY-LANGE	<u>AYE</u>
KAREN NOVY	<u>AYE</u>	ANDREW TORRES	<u>AYE</u>

APPROVED By me, Ryan Kauffman, as President of the Village of Oswego, Kendall and Will Counties, Illinois, this 10th day of December 2024.

RYAN KAUFFMAN, VILLAGE PRESIDENT

TINA TOUCHETTE, VILLAGE CLERK

