

VILLAGE OF CAMPTON HILLS
SPECIAL USE ORDINANCE

Snodell Farms LLC, 7N720 Dittman Road, Campton Hills, IL 60124

WHEREAS, the Zoning Ordinance of the Village of Campton Hills provides that a wind turbine generator is permitted in residential zoning districts only pursuant to a special use permit; and

WHEREAS, the owners of the property commonly known as 7N720 Dittman Road, Campton Hills, IL 60124 have applied for a special use permit to allow the erection and operation of a wind turbine on the property hereinafter described and to serve said property; and

WHEREAS, the Plan Commission held a public hearing on said request on September 17, 2007 pursuant to notice published and given in accordance with the law and at said public hearing heard the testimony of the representative of the petitioners and the representative of the firm proposing to erect such wind turbine; and

WHEREAS, the Plan Commission has recommended of such special use with certain conditions:

NOW THEREFORE, Be It Ordained by the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois that:

Section 1. A special use permit is hereby granted to the present and future owners of the property commonly known as 7N720 Dittman Road, Campton Hills, IL to allow the erection and operation of a wind turbine to generate electricity (the "Facility") for use by said property, subject to the following conditions and restrictions:

- A. The drawings and design of the wind turbine structure shall be approved in writing by a licensed Illinois structural engineer.
- B. There shall be a security fence eight (8) feet in height surrounding the Facility with signs warning of high voltage.
- C. The Facility shall be located on the property substantially as indicated on the survey attached hereto as Exhibit A and a part hereof.
- D. The Facility shall be dismantled and removed, or replaced with a similar Facility, upon completion of its useful life or when no longer being utilized to generate electricity.

- E. The Facility shall be constructed pursuant to a checklist provided by the County of Kane on file with the Village Clerk.
- F. The property owner shall not convey such portion of the property adjacent to the Facility which is within the area on which the Facility could fall (in the event of a fall).
- G. Any necessary approvals of the Federal Aviation Administration shall be secured prior to installation of the Facility.
- H. The Facility shall be constructed in all respects substantially in accordance with the plans which have been submitted to the Village of Campton Hills and are on file with the Village Clerk and labeled "Snodell Farms LLC Wind Turbine".

The property on which the facility is to be located is legally described as follows:

Of That Part Of The Northeast Quarter Of Section 4, Township 40 North, Range 7 East Of The Third Principal Meridian Described As Follows: Beginning At The Intersection Of The Centerline Of Dittman Road With A Line 871.86 Feet South Of And Parallel With The North Line Of Said Northeast Quarter (Said 871.86 Feet Measured Along The West Line Of Said Northeast Quarter); Thence Continuing Southerly Along Said Centerline, 255.52 Feet; Thence Westerly, At An Angle Of 92 Degrees 08 Minutes 13 Seconds, Measured Counterclockwise From Said Centerline, Parallel With The North Line Of Said Northeast Quarter 1043.00 Feet Of The East Line Of The West 466.00 Feet Of Said Northeast Quarter; Thence Northerly, At An Angle Of 89 Degrees 11 Minutes 07 Seconds, Measured Counterclockwise From Said Parallel Line, Along Said East Line, 255.37 Feet To The Aforesaid Line, 871.86 Feet South Of And Parallel With The North Line Of Said Northeast Quarter; Thence Easterly, At An Angle Of 90 Degrees 48 Minutes 53 Seconds, Measured Counterclockwise From Said East Line, Along Said Parallel Line, 1048.90 Feet To The Point Of Beginning, All In Campton Township, Kane County, Illinois.

PIN 08-04-200-015

Section 2. After passage and approval by the Village, and acceptance by the property owner, this Ordinance shall be recorded with the Recorder of Kane County, Illinois.

Section 3. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication as required by law. This Ordinance shall be published in pamphlet form.

Passed this 18th day of September, 2007 by roll call vote as follows:

| | AYES | NAYS | ABSENT | ABSTAIN |
|-------------------------------|---------------|---------------|---------------|---------------|
| Trustee Bernard Bertsche | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Trustee Charles Cappell | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Trustee Jim Kopec | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Trustee Albert Lenkaitis, Jr. | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Trustee Mike Millette | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Trustee Roy Pollack | <u> </u> | <u> </u> | <u> x </u> | <u> </u> |
| President Patsy Smith | <u> </u> | <u> </u> | <u> </u> | <u> </u> |

APPROVED THIS 18th DAY OF SEPTEMBER, 2007

Patsy J. Smith
Patsy Smith, Village President

(SEAL)

ATTEST AND FILED: September 18, 2007

Rebecca Lambe
Rebecca Lambe, Village Clerk

Published in pamphlet form this 18th day of September, 2007.

The undersigned, as authorized representative of the owner of the property on which the Facility described within this Ordinance is to be located, hereby certifies that he has read the foregoing Ordinance and on his own behalf and on behalf of the owner concurs with the conditions thereof.

Dated: September 26, 2007

Snodell Farms LLC

By: [Signature]

Its: Member