

**RESOLUTION GRANTING A SPECIAL USE PERMIT  
FOR TWO INTERCONNECTING ARTIFICIAL LAKES AT THE  
KAPER PROPERTY, 3 BRINKER ROAD AND 409 COUNTY LINE ROAD**

WHEREAS, the Zoning Board of Appeals has made a recommendation approving a special use permit for the construction, use and maintenance of two interconnecting artificial lakes on a parcel owned by William Kaper Jr., located at 3 Brinker Road and 409 County Line Road (the "Kaper Property") and legally described on Exhibit A attached hereto; and

WHEREAS, the Zoning Board of Appeals has not included in its recommendation any additional conditions necessary for the protection of the public interest.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois as a Home Rule municipality, a special use permit is hereby granted for the construction, use and maintenance of that two interconnecting artificial lakes on the Kaper Property at 3 Brinker Road and 409 County Line Road in Barrington Hills, Illinois;

BE IT FURTHER RESOLVED that the special use permit is hereby granted subject to the following conditions:

1. The lake, grading, and restoration shall occur in a manner consistent with the Civil Engineering Drawings by Northwestern Consultants dated August 7, 2006, presented at the October 16, 2006 public hearing as modified per the comments of Hey and Associates and resubmitted at the February 14, 2007 public hearing, or as may be further amended hereinafter to comply with any other applicable ordinances, regulations of the Village and conditions of the approval contained herein; and
2. If for any reason the lake fails to hold water, it shall be the applicant's responsibility to refill the same or restore the property to its preexisting condition; and
3. The effectiveness of this special use as provided in Title 5, Chapter 10, Section 7 (H) of the Village Code shall be limited to six months from the effective date of this Resolution unless action is taken to obtain a site development permit or otherwise utilize the special use.

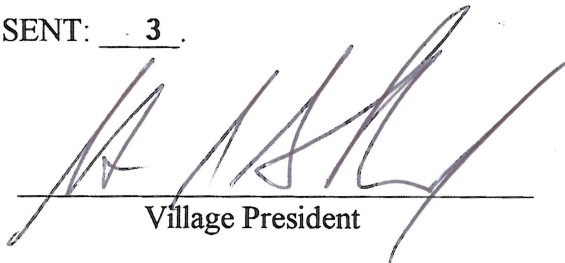
This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

APPROVED THIS 26th DAY OF February, 2007.

AYES: 4, NAYS: 0, ABSENT: 3.

ATTEST:

  
Village Clerk

  
Village President