



12 South Center Street  
Bensenville, IL 60105  
Office: 630.350.3404  
Fax: 630.350.3438  
[www.bensenville.il.us](http://www.bensenville.il.us)

VILLAGE BOARD

August 13, 2020

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Ann Franz  
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Village Clerk  
Nancy Quinn

Village Manager  
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Ms. Ann Beabout  
1300 South Meridian Avenue, Suite 400  
Oklahoma City, Oklahoma 73108

Re: August 10, 2020 FOIA Request

Dear Ms. Beabout:

I am pleased to help you with your August 10, 2020 Freedom of Information Act ("FOIA"). The Village of Bensenville received your request on August 10, 2020. You requested copies of the items indicated below:

*"Property Address: 401 Eastern Avenue. Please provide the following: 1) Copies of current open/active zoning, building and fire code violations. 2) Copies of variance/special use/conditional use permit. 3) Copies of certificate of occupancy. 4) Copies of the approval final draft site plan."*

After a search of Village files, the following information was found responsive to your request:

- 1) Village of Bensenville Correction Notice for Inspection No. 67120. (1 pg.)
- 2) Village of Bensenville Ordinance No. 30-97. (3 pgs.)

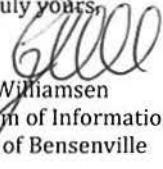
These are all the records found responsive to your request.

Section 7(1)(b) of FOIA provided that "private information" is exempt from disclosure. "Private information" is defined in FOIA as, "unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords, or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when complied with possibility of attribution to any person." 5ILCS 140/2(c-5). Consequently, certain identifiers have been redacted from the records being provided.

Pursuant to Section 9 of the FOIA, 5 ILCS 140/9, I am required to advise you that I, the undersigned Freedom of Information Officer, reviewed and made the foregoing determination to deny a portion of your FOIA Request as indicated. Should you believe that this Response constitutes an improper denial of your request, you may appeal such by filing a request for review within sixty (60) days of the date of this letter with the Public Access Counselor of the Illinois Attorney General's Office, Public Access Bureau, 500 South Second Street, Springfield, Illinois 62706; telephone 1-887-299-FOIA; e-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us). You may also have a right of judicial review of the denial under Section 11 of the FOIA, 5 ILCS 140/11.

Do not hesitate to contact me if you have any questions or concerns in connection with this response.

Very truly yours,

  
Corey Williamsen  
Freedom of Information Officer  
Village of Bensenville



**VILLAGE OF BENSENVILLE  
INSPECTORIAL SERVICES**  
12 South Center  
Bensenville, IL 60106  
630-350-3413 fax:630-350-3449

Type of Inspection: CORRECTION NOTICE

**CORRECTION NOTICE**

Address: 401 EASTERN Unit:

Business name: WEST EAST CARRIERS

Phone: [REDACTED]

Business Owner: Lyudmila Alekseyuk

Address: [REDACTED]

Inspection Date: 5/8/2019

Inspector: TOM KNIGHT

Checklist # Violation

Violation comment

005A ALLOWABLE USE

Truck repair is not an approved use at this location. Discontinue all truck repair activity at this site.

0201 IMPROPER PARKING

Parking is not approved in the drive aisle.

Parking is permitted only in the regularly marked spaces.

Remove the vehicles from the drive aisle and discontinue practice.

**Additional Remarks/Comments:**

Reinspection 67121 created on 05/08/2019  
by 6523tkni

**THOSE ITEMS LISTED ABOVE ARE VIOLATIONS OF BENSENVILLE'S ADOPTED VILLAGE CODE AND/OR PROPERTY MAINTENANCE CODE. THIS IS YOUR WRITTEN "CORRECTION NOTICE". FAILURE TO CORRECT THE ABOVE LISTED VIOLATIONS WITHIN THE PRESCRIBED TIME CAN RESULT IN A FINE OF UP TO \$750 PER VIOLATION, PER DAY.**

You are hereby notified to remedy the conditions as stated above within 7 days from the date of this order.

Neither this inspection nor any Certificate of Occupancy issued by the Village of Bensenville shall be considered a complete list of Code or Municipal Ordinances.

Our inspection can be substantially limited by access available and stored items or furniture.

Some occupancies may require inspections to be completed on individual systems such as heating appliances, roofing, structure or fire protection systems.

If you have questions about this inspection, please call 630-350-3448.

**DISCLAIMER: The Village of Bensenville does not warrant the condition of any property inspected and disclaims all liability for any claims arising out of the property or condition thereof.**

Copy of this report received by/mailed to:

Bogdan Potichnyi via email at westeastcarriers@gmail.com

Inspector:

*Tom Knight*

Date:

5-8-2019

**VILLAGE OF BENSENVILLE  
700 WEST IRVING PARK ROAD  
BENSENVILLE, ILLINOIS 60106**

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**ORDINANCE NO. 30-97**

**AUTHORIZING SPECIAL USE - OUTDOOR STORAGE  
AT&T WIRELESS SERVICES  
401 EASTERN AVENUE  
CDC #071497-04**

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**ADOPTED BY THE  
VILLAGE BOARD OF TRUSTEES  
OF THE  
VILLAGE OF BENSENVILLE  
THIS 19TH DAY OF AUGUST, 1997**

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**Published in pamphlet form by authority of the President and Board of Trustees of the  
Village of Bensenville, DuPage and Cook Counties, Illinois this 20th day of August, 1997.**

STATE OF ILLINOIS      )  
                            ) ss  
COUNTIES OF COOK    )  
AND DUPAGE            )

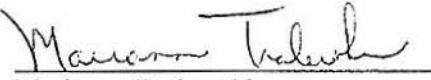
CERTIFICATE

I, Marianne Tralewski, certify that I am the duly elected Municipal Clerk of the Village of Bensenville, DuPage and Cook Counties, Illinois.

I further certify that on August 19, 1997, the Corporate Authorities of such municipality passed and approved Ordinance No. 30-97, entitled Authorizing Special Use - Outdoor Storage, AT&T Wireless Services, 401 Eastern Avenue, CDC #071497-04, which provided by its terms that it should be published in pamphlet form.

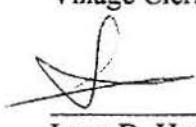
The pamphlet form of Ordinance No. 30-97, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on August 20, 1997 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

Dated at Bensenville, Illinois, this 20th day of August, 1997.

  
Marianne Tralewski  
Village Clerk

SEAL

By:

  
Lynn D. Hutcherson  
Deputy Village Clerk

ORDINANCE # 30 -97

AUTHORIZING SPECIAL USE - OUTDOOR STORAGE  
AT&T WIRELESS SERVICES - 401 EASTERN AVENUE  
CDC #071497-04

BE IT ORDAINED by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, as follows:

SECTION ONE: That the land legally described as:

LOT 5 IN DEVON-ELLIS RESUBDIVISION NO.1, A RESUBDIVISION OF LOTS 1,2,3,4 AND 5 IN DEVON-ELLIS RESUBDIVISION, BEING A RESUBDIVISION OF THE WEST HALF OF THE NORTHEAST QUARTER AND THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID DEVON-ELLIS RESUBDIVISION NO. 1 RECORDED SEPTEMBER 12, 1989 AS DOCUMENT IN R89-113563, IN DU PAGE COUNTY, ILLINOIS.

Common Address: 401 Eastern Avenue

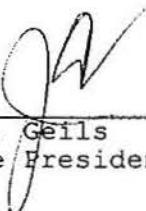
is hereby granted a special use permit to allow for outdoor storage of equipment in the I-2 Zoning District. Further, this special use is granted only to AT&T Wireless Services and only for so long as AT&T Wireless Services uses the referenced property.

FURTHER, AT&T Wireless Services shall provide a letter of credit in such form and amounts as are acceptable to the Village.

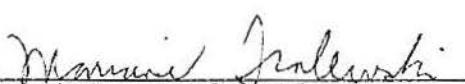
SECTION TWO: All ordinances in conflict herewith are repealed to the extent of said conflict.

This ordinance is in full force and effect from and after passage and publication according to law.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this 19th day of August, 1997.

  
John C. Geils  
Village President

ATTEST:

  
Marianne Tralewski  
Village Clerk

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

ABSENT: None

Published in Pamphlet Form