

**CITY OF WEST CHICAGO
ADMINISTRATIVE ADJUDICATION HEARING
COMMUNITY DEVELOPMENT**

Citation Number: 40596

Property Address: 143 Conde Street

CITY OF WEST CHICAGO, a
MUNICIPAL CORPORATION

Petitioner,

v.

DANIEL AND JODY BOVEY,
143 CONDE STREET
WEST CHICAGO, IL 60185

Respondents.

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Case No. CE 23090117

Administrative Law Judge: J. Toscas

City Prosecutor: P. Bond

ORDER

THIS CAUSE coming before the Administrative Law Judge on this 15th day of November, 2023
for an Evidentiary Hearing on the two Count City Code Violations.

The Administrative Law Judge having jurisdiction over the Parties and the subject matter; the
Parties having been represented by Counsel; the Administrative Law Judge having considered the
evidence, testimony, stipulation and arguments of the Parties, and giving full consideration thereto;

IT IS HEREBY ORDERED:

1. Based on the evidence introduced, I find that the \$105,000.00 Greenhouse structure constructed by the Respondents was a gross deviation from the Plans which were submitted and approved by the City for a \$7,000.00 Greenhouse structure, I find that the City has satisfied its burden of proof, and I find the Respondents liable therefore.

2. Based upon the finding of liable, a Fine is entered in the amount of \$10,000.00 against the Respondents. Said Fine is held in abeyance until December 20, 2023, pending the Respondents' submission and approval of the documents necessary for the Greenhouse structure actually constructed on the Property. If said documents are submitted in compliance with the City Code and are approved by the City, the Fine will then be reduced to \$750.00.

3. Based on the stipulation by the Respondent, Daniel Bovey, which stipulation was accepted by the City, in addition to the evidence presented, I find that the Respondents' did not have a valid Permit for the Greenhouse structure, said Permit expired on July 19, 2023. I find that the City satisfied its burden of proof that the Respondents' did not have a valid Permit for the Greenhouse structure and I find the Respondents' liable therefore.

4. Based upon the finding of liable, a Fine is entered in the amount of \$10,000.00. Said Fine is held in abeyance until December 20, 2023, pending the Respondents' securing the required Permit necessary for the Greenhouse structure actually constructed on the Property. If said Permit Application is submitted and is in compliance with the City Code and is approved by the City, the Fine is reduced to \$750.00.

5. The matter is continued to December 20, 2023, at 12:30 p.m. at West Chicago City Hall, for further proceedings relative to the Fines imposed and for the entry of a Final Order.

DATED: November 20, 2023
nunc pro tunc
to November 15, 2023



John Z. Toscas
Administrative Law Judge

I certify that copies of this Order were sent to the Parties at the last known address by first class mail with proper postage prepaid on: November _____, 2023.

Dated: _____

Signed: _____