



Agenda
Village of Glen Ellyn
Regular Village Board Meeting
Monday, June 24, 2013
7:00 p.m. – Galligan Board Room

Village Board Meeting Procedures Statement

Visitors are most welcome to attend all meetings of the Village Board and can find copies of the Agenda on their chairs or online at www.glenellyn.org prior to the meeting. Meetings are taped and also televised on WideOpenWest Channel 6, AT&T Channel 99, and Comcast Cable Services Channel 10. Any individual with a disability requiring a reasonable accommodation in order to participate in a meeting should contact Harold Kolze, Village of Glen Ellyn ADA Coordinator, 630-469-5000, at least five (5) business days in advance of the next scheduled meeting. All matters on the Agenda may be discussed, amended, and acted upon.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Village Recognition: *(Village Clerk Galvin)*
 - A. A resident sent a thank you letter to Stormwater Engineer Ray Ulreich of the Planning and Development Department for his help in addressing their stormwater runoff issue.
 - B. Community Service Officer Perez received a complimentary message from a resident for closing and locking his vehicle door after it was inadvertently left open.
 - C. A grateful resident complimented the Police Department for its enforcement of the stop sign at Main Street and Crescent Boulevard.
 - D. Public Works Crew Leader John Hubsy received a thank you note from a grateful resident for his knowledgeable, competent, and friendly assistance in overseeing a project at their residence.
 - E. The Village thanks Commissioner Paul Isaac for his service on the Plan Commission and wishes him the best in his future endeavors.
 - F. The Village Board and Management Team congratulates the following employees who recently celebrated an anniversary as a Village employee:

Barbara Utterback	Planning and Development Department	20 Years
J. Diane Roozen	Finance Department	5 Years
Michelle Cahue	Police Department	5 Years

5. Audience Participation

- A. Proclamation honoring CASA of DuPage County's 20th Anniversary.
- B. Open:

Members of the public are welcome to speak to any item *not* specifically listed on tonight's agenda for up to three minutes. For those items which are on tonight's agenda, the public will have the opportunity to comment at the time the item is discussed. In either case, please complete the Audience Participation form and turn it in to the Village Clerk. It is requested that, if possible, one spokesman for a group be appointed to present the views of the entire group. Speakers who are recognized are requested to step to a microphone and state their name, address and the group they are representing prior to addressing the Village Board.

6. Consent Agenda (*Village Manager Franz*)

The following items are considered routine business by the Village Board and will be approved in a single vote in the form listed below: (*Trustee Clark*)

- A. Village Board Meeting Minutes:
 - 1. June 10, 2013 Regular Meeting
- B. Total Expenditures (Payroll and Vouchers) - \$2,910,342.28.

The vouchers have been reviewed by Trustee Clark and by Manager Franz prior to this meeting, and are consistent with the Village's purchasing policy.

- C. Ordinance No. 6139-VC, An Ordinance to Amend the Liquor Control Code Chapter 19 of Title 3, Section 12 (Restriction on Number of Licenses) of the Village Code to Increase and Decrease the Number of Various Permitted Liquor Licenses. (*Assistant to the Village Manager Schrader*)
- D. Ordinance No. 6140, An Ordinance of the Village of Glen Ellyn Ascertaining the Prevailing Rate of Wages for Laborers, Workmen, and Mechanics Employed by Contractors Performing Public Works for the Village. (*Assistant Village Manager Stonitsch*)
- E. Ordinance No. 6141, An Ordinance Approving Variations from the Front Yard and Corner Side Yard Setback Requirements of the Zoning Code to Allow a New Second-Floor Dormer Addition for Property at 426 Hillside Avenue. (*Planning and Development Director Hulseberg*)
- F. Ordinance No. 6142, An Ordinance Approving Variations from the Lot Area and Corner Side Yard Setback Requirements of the Zoning Code to Allow a New Single-Family Residence for Property at 109 Grove Avenue. (*Planning and Development Director Hulseberg*)

- G. Ordinance No. 6143-VC, An Ordinance Establishing Subsection "O" (Execute License Agreements) to Section 1 (Village Manager) of Chapter 7 (Officers and Employees) of Title I (Administrative) and Amending Chapter 1 (Streets and Sidewalks) of Title 8 (Public Ways and Property) to Allow Administrative Review and Approval of Tables and Chairs in the Public Right-of-Way. *(Planning and Development Director Hulseberg)*
- H. Ordinance No. 6144-VC, An Ordinance Approving Text Amendments to the Glen Ellyn Zoning Code as identified by Sterling Codifiers. *(Planning and Development Director Hulseberg)*
- I. DuPage County Stormwater and Floodplain Ordinances: *(Planning and Development Director Hulseberg)*
1. Ordinance No. 6145-VC, An Ordinance Amending Chapter 7 of Title 4 (Stormwater and Flood Plain Regulations) of the Village Code to Adopt the DuPage County Countywide Stormwater and Flood Plain Ordinance as Amended April 23, 2013.
 2. Ordinance No. 6146-VC, An Ordinance Approving Text Amendments to the Glen Ellyn Zoning Code.
- J. Motion to waive competitive bidding for a single source purchase which is an authorized exception in the purchasing policy to approve the purchase of forty (40) Taser X2 Electronic Control Devices from Ray O'Herron & Company of Lombard, Illinois in the amount of \$45,320 to be expensed to the General Fund. *(Police Chief Norton)*
7. Professional Engineer Bob Minix will present information regarding recommendations made by RHMG Engineers for improving the performance of Lake Ellyn during storm events.
- Motion to approve an agreement with RHMG Engineers for design engineering services for the design of Lake Ellyn outlet control structure modifications and FEQ modeling assistance, in the total not-to-exceed amount of \$59,000 (including a 10% contingency), to be expensed to the Capital Projects Fund. *(Trustee Elliott)*
8. Planning and Development Director Staci Hulseberg will present information regarding proposed amendments to the Subdivision Regulations Code. The proposed amendments seek to improve the quality of Village subdivision design, pedestrian safety and streetscape quality.
- Ordinance No. 6147-VC, An Ordinance Approving Subdivision Regulations Code Text Amendments. *(Trustee Friedberg)*
9. Reminders:
- The next Village Board Meeting is scheduled for Monday, July 8, 2013 at 7:00 p.m. in the Galligan Board Room of the Glen Ellyn Civic Center.
 - The next Village Board Workshop scheduled for Monday, July 15, 2013 will be a Village Board Strategic Planning Session at 6:00 p.m., location to be determined.
10. Other Business?
11. Adjournment

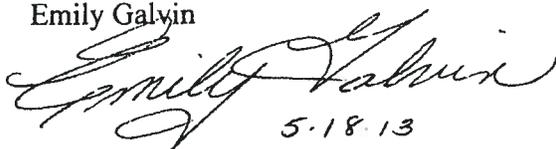
A-4A

Dear Mr. Ulrich,

Thank you for fixing our storm water runoff problem. Our property at 261 Chesterfield has had water running down the hill (moraine) behind us since the last glacier receded from Glen Ellyn! When the neighbors at 356 Windsor removed six trees and built a very large addition with a deep basement, a deck and a patio, our problem was greatly exacerbated.

I am grateful that you responded so quickly to my request for help and very much appreciate the problem being fixed. I have connected our sump pump outlet to the storm water sewer the village provided and it seems to be working fine. Thanks also to the public works people who worked on my property. They were diligent and courteous.

Sincerely,
Emily Galvin



5.18.13

A-4B

**GLEN ELLYN POLICE DEPARTMENT
MEMORANDUM**

TO: Chief Philip J. Norton
FROM: Christine Miller *CM*
DATE: May 30, 2013
SUBJECT: **Complimentary Voicemail – CSO Perez**

Chief,

Officer Perez forwarded me this complimentary voicemail which I have transcribed below.

“Hello Officer Perez,

My name is Jeffrey Phillips. You did an act of kindness today. I apparently left my door open and you were kind enough to close the door and lock my car and I wanted to thank you for doing that. I very much appreciate that officer. You have a wonderful day.”

I will put a copy of this memo in Officer Perez’s file and also send upstairs for the agenda.

**GLEN ELLYN POLICE DEPARTMENT
MEMORANDUM**

A-4C

TO: Chief Philip J. Norton
FROM: Christine Miller
DATE: May 30, 2013
SUBJECT: **Complimentary Voicemail**

Chief,

I received this complimentary voicemail which I have transcribed below.

Hi, this is Dick Olinger. I just wanted to leave you a message and absolutely no reason to call me back. I wanted to thank the policeman who was patrolling the intersection at Main and Crescent and ticketed somebody for going through a stop sign at Main and Crescent. We cross that intersection multiple number of times a day and almost every time when we are in the middle of the intersection, there is somebody coming south on Main Street that just blows right through that stop sign and turns left to go past Starbucks and the Glen Theatre. And I can't tell you the number of times we have almost been hit because someone is just blowing through that stop sign --even for that matter, people who are going straight south on Main Street. So thank you, thank you, thank you for finally giving somebody a ticket for running that stop sign. They do it all day long and it has been such a dangerous nuisance if you want to put it that way. I really, really appreciate the police monitoring that section and doing something about it. Thanks again. I assume you probably would have liked a really nice message. Take care and thanks for all that you do.

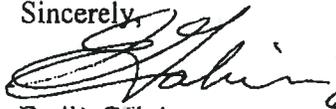
I will send a copy of this upstairs for the agenda.

A-4D

Glen Ellyn Public Works:

I was pleased and very impressed with John Hubsy, the manager for the project at our 261 Chesterfield Ave. home. Tuesday, June 3, I saw Mr. Hubsy on the street early in the morning. Shortly, numerous pieces of equipment and trucks arrived and several workers emerged and commenced work. Later another set of workers arrived to pour concrete and finish the job. Mr Hubsy was present and came back yet again to finalize that everything was done correctly. The whole thing looked to be very well planned and perfectly coordinated. I am very grateful for a job well done. John Hubsy seems to be a valuable village employee, knowledgeable, competent, and friendly with a pleasant personality.

Sincerely,


Emily Galvin 6.11.13



Proclamation

HONORING
CASA OF DUPAGE COUNTY
20TH ANNIVERSARY
APRIL 1993 – APRIL 2013

WHEREAS, all Americans share a personal responsibility for the safety, security and well-being of children in our families, neighborhoods and communities; and

WHEREAS, Court Appointed Special Advocates (CASA) of DuPage County recruits, trains and supports volunteer citizens to advocate for the best interests of abused, neglected and dependent children in DuPage County's juvenile court system; and

WHEREAS, the volunteers of CASA of DuPage County work tirelessly to ensure that every child is placed in a safe, permanent and nurturing home; and

WHEREAS, CASA is the only organization in DuPage County providing court-ordered advocacy to 100% of youth at no cost to taxpayers or the families involved; and

WHEREAS, CASA of DuPage County is funded solely through grants, contributions and special events; and

WHEREAS, CASA of DuPage County is recognized for training more than 800 volunteer Advocates over twenty years of dedicated service and serving as the “voice” of more than 1,450 children who have found themselves, through no fault of their own, in the juvenile court system of DuPage County; and

WHEREAS, locally, we support the services offered by CASA of DuPage County through community volunteer CASAs of the Village of Glen Ellyn who make a difference in the lives of children they serve, many of whom also reside in our community.

NOW, THEREFORE, I, ALEXANDER DEMOS, President of the Village of Glen Ellyn, Illinois, do hereby extend congratulations to CASA of DuPage County for twenty years of service to the Eighteenth Judicial Circuit Court and encourage citizens to recognize and reach out to those who may be affected by child abuse in order to help ensure that all DuPage County children may live free of abuse, abandonment and neglect.

VILLAGE PRESIDENT
ATTEST:

VILLAGE CLERK

DATE

Minutes
Regular Board Meeting
Glen Ellyn Village Board of Trustees
Monday, June 10, 2013

Call to Order

Village President Demos called the meeting to order at 7:02 p.m.

Roll Call

Upon roll call by Village Clerk Galvin, Village President Demos and Trustees Clark, Elliott, Friedberg, Ladesic, McGinley and O'Shea answered, "Present."

Pledge of Allegiance

The Glen Ellyn League of Women Voters led the Pledge of Allegiance. Their members also remarked that Illinois was the first State east of the Mississippi to give women the right to vote

Village Recognition

- A thankful resident complimented Public Works for a timely job well done in clearing a blocked sidewalk of a large, heavy tree branch.
- An official from the City of Dallas sent an email thanking Professional Engineer Minix for sharing his expertise in a telephone conference regarding its efforts to have lights installed on a soccer field.
- Officer Miko received a thank you note from the students of Spring Avenue Park District Preschool for his informative presentation.
- The Milton Township S.A.L.T. Council extended its thanks for Officer Miko's excellent presentation on the problem of teenagers and prescription drug abuse.
- Officer Nemchock received a message from the District 89 Superintendent in recognition for his extraordinary and exceptional interaction with a special needs student over the last few years, making a significant difference in the life of the student.
- A thank you note was received by Officers Berger and Scuito for helping a family find and secure their lost dogs after they got out of the yard.
- A grateful resident sent a letter thanking Community Service Officer Volpe for her assistance with a parking issue.

Audience Participation

Mr. Mike Formento, Co-Executive Director of the Glen Ellyn Chamber of Commerce, and also on behalf of Co-Executive Director Georgia Koch & President Katie Cass extended the Chamber's sincere appreciation to the Village of Glen Ellyn for their continued support of the "Taste of Glen Ellyn" held on May 16 -19, 2013.

Mr. Formento continued to state that the 33rd Annual Taste of Glen Ellyn was again a huge success. Over 25,000 residents and visitors attended this four day event and help make it the 2nd largest attendance in the history of the event.

Mother Nature was most kind in providing good weather even though we had a light sprinkle on Friday. The applause for our entertainment was noted by the standing ovations our bands received. Over 50 percent of the food vendors were local restaurants, helping to live up to the Taste of Glen Ellyn theme.

Our Business Showcase helped provide an opportunity for those attending to learn of the excellent diversity of businesses we have in our town. The craft show was bigger and better with a wide selection of crafters from near and around our community.

We want to take a moment once again to give special thanks to Sergeant Norm Webber and all of the officers in the Glen Ellyn Police Department. Public Works went the extra mile to help make the event an overwhelming success. Our hats are off to Jen Brown and her crews.

Fire Chief Jim Bodony added the department's assistance to help anchor our tents and inspect all requirements for safety.

We particularly wish to acknowledge two members of the Public Works staff; Mike Zitzka and Mike Hickels who responded, on their own time, on Saturday evening when we had a electrical problem they quickly resolved. Kudos to them for their dedication to their job.

Mr. Formento concluded with: This level of co-operation between the Chamber, the Village, and those attending continues to demonstrate the positive effects of working together. We look forward to many more years of continued celebrations of the "Taste of Glen Ellyn"

Oath of Office

Village Clerk Galvin administered the Oath of Office to James Bodony, Chief of the Glen Ellyn Volunteer Fire Company. Chief Bodony was elected by the members of the Fire Company on April 13. Chief Bodony thanked the Board, the residents, the members of the Glen Ellyn Volunteer Fire Company and for the love and devotion of his wife, Lynn. Since 1907 Glen Ellyn has been served by the Volunteer Fire Company and Chief Bodony is proud to lead this group.

Fourth of July Committee

Police Chief Phil Norton, this year's Chairman of the Fourth of July Committee presented information on exciting events planned in Glen Ellyn to celebrate Independence Day this year. The Picnic in the Park will be held on Saturday, June 29 in conjunction with the Cardboard Boat Regatta at Lake Ellyn Park and the Parade will be on the Fourth of July.

The Fourth of July Festivities begin with the Freedom Four run in the morning, followed with the Parade which steps off at noon, followed by a carnival at Lake Ellyn and concluding with the fireworks at dusk.

Chief Norton thanked those joining him on the Fourth of July Committee: Brad Binks, Jim Bourke, Jennifer Lee, Ro Manak, Linda Miller, Jim Rasins, Melanie Robinson, Dawn Smith, Tom Whalls and Tyler Woods.

Chief Norton concluded his remarks by welcoming volunteers and encouraging financial contributions to continue making these festivities a success.

2013 Historic Preservation Awards

Historic Preservation Committee Chairman Leland Marks presented the 2013 Historic Preservation Awards:

- Streetscape Compatibility Award given to the Puccini family, 467 Anthony Street, and
- Architectural Details Award given to the Bode Family, 566 Hillside Avenue

4th Quarter Financial Report

Assistant Finance Director Coyle presented the 4th Quarter Financial Report.

Consent Agenda

President Demos called for questions and/or discussion of the items on the Consent Agenda. Village Manager Franz presented the Consent Agenda, to be approved in a single vote.

Trustee Friedberg requested the removal of Item D:

D: Motion to approve adoption of the revised investment policy, as recommended by the Finance Commission, for future discussion;

Trustee Elliott requested the removal of Item I and Item J for additional discussion.

I: Motion to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve an Engineering Services Agreement with Burns and McDonnell for engineering design and construction oversight services associated with emergency repairs to the Lake Ellyn outlet channel in the amount of \$29,000 (including a 10% contingency), to be expensed to the Capital Projects Fund.

J: Motion to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve a contract with Earthwerks Land Improvement and Development Corporation of Batavia, Illinois for emergency repairs to the Lake Ellyn outlet channel, in the amount of \$60,000 (including a 9% contingency), to be expensed to the Capital Projects Fund.

Consent Agenda:

A. Village Board Meeting Minutes:

1. May 20, 2013 Regular Workshop
2. May 28, 2013 Special Workshop with the Village Board and Park District
3. May 28, 2013 Special Meeting

B. Total Expenditures (Payroll and Vouchers) - \$1,200,692.13.

The vouchers have been reviewed by Trustee McGinley and by Manager Franz prior to this meeting, and are consistent with the Village's purchasing policy.

C. Ordinance No. 6137, An Ordinance Vacating the Right-of-Way Located South of and Perpendicular to Ridgewood Avenue to the Adjacent Property to the West Known as 431 Ridgewood Avenue.

- D. Motion to approve adoption of the revised investment policy, as recommended by the Finance Commission.
- E. Ordinance No. 6138-VC, An Ordinance to Amend the Liquor Control Code Chapter 19 of Title 3, Section 12 (Restriction on Number of Licenses) of the Village Code to Increase the Number of Permitted Class A-1 Liquor Licenses.
- F. Resolution No. 13-13, A Resolution Authorizing the Execution of an Intergovernmental Agreement between the Village of Glen Ellyn and the County of DuPage Governing the Receipt by the Village of Water Quality Improvement Program Funds in the Amount of \$53,341 to Assist in the Funding of Stormwater Best Management Practices for the Duane-Lorraine Parking Lot Reconstruction Project.
- G. Resolution No. 13-14, A Resolution to Amend Resolution No. 01-32, Overhead Sewer/Backflow Valve Cost Sharing Policy For The Village of Glen Ellyn.
- H. Motion to approve award of a contract to National Power Rodding Corporation for sewer cleaning and televising associated with the 2013 Sewer Televising Program, in the amount of \$52,000 (including a 6% contingency), to be expensed to the Sanitary Sewer Fund.
- I. Motion to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve an Engineering Services Agreement with Burns and McDonnell for engineering design and construction oversight services associated with emergency repairs to the Lake Ellyn outlet channel in the amount of \$29,000 (including a 10% contingency), to be expensed to the Capital Projects Fund.
- J. Motion to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve a contract with Earthwerks Land Improvement and Development Corporation of Batavia, Illinois for emergency repairs to the Lake Ellyn outlet channel, in the amount of \$60,000 (including a 9% contingency), to be expensed to the Capital Projects Fund.
- K. Motion to waive competitive bidding for a cooperative purchase which is an authorized exception in the purchasing policy to approve the purchase of a 2014 Ford Expedition Special Service Vehicle from Landmark Ford of Springfield, Illinois in the amount of \$28,701 through the Suburban Purchasing Cooperative and a 2014 Ford Police Pursuit Utility from Morrow Brothers Ford Inc. of Greenfield, Illinois through the Illinois Joint Purchase Program in the amount of \$28,460, to be expensed to the Capital Outlay – Vehicles Fund.
- L. Motion to approve the recommendation of Village President Alexander Demos that the following reappointments be made for the Recreation Commission:

Robert A. Cornwell, commissioner, for a term ending May 2016

Garrett J. Dickson, student commissioner, for a term ending May 2016

Trustee Friedberg in requesting that Item D be removed for future discussion requested that the Finance Department rework parts of the investment policy to bring back to the Board.

Trustee Elliott requested that Item I and Item J be brought back for additional discussion after Executive Session.

Trustee McGinley made a motion to approve the Consent Agenda without Item D, Item I and Item J, which was seconded by Trustee Friedberg.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Street Improvement Projects

Agenda Item 7: Professional Engineer Bob Minix presented information on the 2013 Street Improvements Project which will perform various utility improvements and rehabilitate 4,000 ft. of roadways on Country Club Lane, Miller Court, Cranston Court, Grandview between Smith and Hill and Brandon between Hill and Hillside.

Trustee Ladesic asked if R.W. Dunteman had finished the punch list for the Hawthorne Blvd Project. Engineer Minix said the punch list was completed with the exception of a few concrete repairs that were deferred until the end of the school year.

Trustee Elliott inquired about the budgeting for this project and Engineer Minix responded that he prepared this budget item in 2012. After the April 2013 flood event the scope of the project changed since he added additional storm sewers on Miller Court due to flooded backyards.

Trustee McGinley made a motion to approve award of a construction contract to R.W. Dunteman Company of Addison, Illinois for improvements associated with the 2013 Street Improvements Project, in the amount of \$2,170,000 (including a 5% contingency), to be expensed to the Water, Sanitary Sewer and Capital Projects Fund. The motion was seconded by Trustee Clark.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Agenda Item 8: Professional Engineer Bob Minix provided information on retaining consultants for construction oversight and coordination services for the two 2013 roadway projects that have recently been contracted out. A Request for Proposal was developed and distributed to seven consultants to provide resident engineering and associated construction phase services to the Village. Based on a review of submitted proposals, staff has recommended retaining Baxter & Woodman Consulting Engineers and Engineering Resource Associates for the assignments. Engineer Minix informed the Board that on Forest they will be lining a water main. This will be the Village's first experience in lining a water main.

President Demos asked about the lifespan in lining a water main to which Engineer Minix replied 50 years.

Trustee O'Shea made a motion to increase the appropriation for engineering services associated with the design of the Oak-Euclid-Forest-Alley Improvements Project in the amount of \$15,211, for a revised total appropriation of \$120,211, to be expensed to the Water and Capital Project funds, and to approve Amendment No. 1 to the design services agreement with Baxter & Woodman Consulting Engineers for additional plan preparation expenses in the amount of \$25,211 resulting in a total not-to-exceed fee of \$120,211 for the work. The motion was seconded by Trustee McGinley.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Trustee O'Shea made a motion to approve an agreement with Baxter & Woodman Consulting Engineers for construction engineering services for the Oak-Euclid-Forest-Alley Improvements Project, in the total not-to-exceed amount of \$215,000 (including a 5% contingency), to be expensed to the Water, Sanitary Sewer and Capital Projects funds. The motion was seconded by Trustee Clark.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Trustee O'Shea made a Motion to approve an agreement with Engineering Resource Associates for construction engineering services for the 2013 Street Improvements Project, in the total not-to-exceed amount of \$156,000 (including a 5% contingency), to be expensed to the Water, Sanitary Sewer and Capital Projects funds. The motion was seconded by Trustee Elliott.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

At 8:09 p.m. A motion to adjourn to Executive Session, under Section 2 (c) 11 of the Open Meetings Act for the purpose of discussing pending litigation, or probable and imminent litigation and returning to open session thereafter was made by Trustee Clark and seconded by Trustee Ladesic.

At 9:45 p.m. the open session of the Glen Ellyn Village Board of Trustees Board Meeting was called back to order.

Trustee Elliott requested additional discussion regarding Item I and Item J on the Consent Agenda. Trustee Elliott had concerns regarding the channel at 725 Riford Road and the repairs required after the April 2013 flood event. Some of the concerns are, why is this an emergency when the flood was in April and we are now into June and why is the Village utilizing the same engineering company and construction company when the channel did not hold up after the April flood event.

Engineer Minix responded that the channel itself did not fail, the area behind the wall weakened due to the overland flow and that the channel successfully conveyed water as designed. Parts of the repairs were due to the newness of the project. The soil and native plantings were part of a new project and had not properly settled.

Furthermore, Engineer Minix commented that the overland flow was greater than anticipated. Earthwerks bid was extremely competitive for this project. Trustee O'Shea asked if Earthwerks may have cut any corners. Engineer Minix replied no and that Earthwerks had the full oversight of the engineering company.

Manager Franz added that he is confident if this project went out for bid for engineering and construction it would be less cost effective and that it is in everyone's best interest to move swiftly to repair the channel prior to additional rain events.

Trustee Elliott expressed concerns regarding the quality of the work originally done on the channel.

Trustee McGinley did not have a problem with using the same vendors to repair the channel but she did express concerns about compensating the same vendors to repair something that did not work. Trustee Friedberg commented that feels uncomfortable with the engineering oversight; that the engineers should have anticipated the amount of water the channel would take on. Trustee Friedberg inquired about a warranty for the repair.

Trustee Clark asked about the newness of the project and if the project had settled more, if it would have held up. Engineer Minix responded that it would have held up better, but not completely due to the volume of the overland flow.

President Demos commented that he is in favor of moving forward. Trustee McGinley commented that no is not an option but would like to feel better about the choice presented and inquired about a warranty.

Regarding a warranty, Attorney Mathews responded that the problem with a warranty is too many variables, that a warranty cannot be written specific enough.

Trustee Elliott commented on the lack of options. Manager Franz replied that the process took longer than they would like but they met with the engineers after the April flood event.

Trustee McGinley made a motion to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve an Engineering Services Agreement with Burns and McDonnell for engineering design and construction oversight services associated with emergency repairs to the Lake Ellyn outlet channel in the amount of \$29,000 (including a 10% contingency), to be expensed to the Capital Projects Fund. The motion was seconded by Trustee Clark.

Upon roll call, Trustees Clark, Elliott, Ladesic, McGinley, and voted "Aye," Trustees Friedberg and O'Shea voted "No." Motion carried.

A motion was made by Trustee McGinley to waive competitive bidding for an emergency purchase which is an authorized exception in the purchasing policy to approve a contract with Earthwerks Land Improvement and Development Corporation of Batavia, Illinois for emergency repairs to the Lake Ellyn outlet channel, in the amount of \$60,000 (including a 9% contingency), to be expensed to the Capital Projects Fund. The motion was seconded by Trustee Clark.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Reminders:

The next Village Board Meeting is scheduled for Monday, June 24, 2013 at 7:00 p.m. in the Galligan Board Room of the Glen Ellyn Civic Center.

At 10:24 p.m. Trustee Clark moved and Trustee Ladesic seconded the motion to adjourn the meeting.

Upon roll call, Trustees Clark, Elliott, Friedberg, Ladesic, McGinley, and O'Shea voted "Aye." Motion carried.

Respectfully submitted,

Catherine Galvin,
Village Clerk

A-6B 3

**Approval of Vouchers
For the Village Board Meeting of June 24, 2013**

EXPENDITURES:

	Check Date	Amount Paid
Accounts Payable Warrant 0513-4 Correction	5/24/2013	\$ (206.08)
Accounts Payable Warrant 0613-1	6/7/2013	\$ 2,148,719.54
Accounts Payable Warrant 0613-2	6/14/2013	\$ 307,344.74
Sub-Total		\$ 2,455,858.20

Warrant Total \$ 2,455,858.20

PAYROLL EXPENDITURES

June 14, 2013

Net Employee Payroll Checks

\$279,191.77

Employee & Employer Payroll Deductions:

Employee Deductions*	129,721.75
IMRF - Employer contribution	24,264.96
Social Security/Medicare Tax Withheld - Employer portion	21,305.60

Total Payroll

\$ 454,484.08

\$ -

GRAND TOTAL \$ 2,910,342.28

* Employee deductions include contributions for pensions, health insurance, union dues and other employee directed deductions such as tax withholdings, 457 & 125 plan contributions and supplemental life insurance.

06/14/2013 13:47
maryi

VILLAGE OF GLEN ELLYN
PAID WARRANT REPORT

PG 2
appdwarr

WARRANT: 0613-1

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD PAID
AMEX-99	INVOICE:	05/31/13			11429	W	06/07/13	55720	CREDIT CARD FEES	520810	556.62
		AMEXREC-50									
AMEX-99	INVOICE:	05/31/13			11429	W	06/07/13	55730	CREDIT CARD FEES	520810	38.65
		AMEXREC-50									
AMEX-99	INVOICE:	05/31/13			11429	W	06/07/13	55750	CREDIT CARD FEES	520810	54.12
		AMEXREC-50									
VENDOR TOTALS					788.25	YTD INVOICED				2,199.01	1,410.76
65 AT&T											
41187	INVOICE:	05/19/13			207533	P	06/07/13	55720	TELECOMMUNICATIONS	521195	35.29
		630469858005-4									
41187	INVOICE:	05/19/13			207533	P	06/07/13	55730	TELECOMMUNICATIONS	521195	35.29
		630469858005-4									
41187	INVOICE:	05/19/13			207533	P	06/07/13	55750	TELECOMMUNICATIONS	521195	35.29
		630469858005-4									
41188	INVOICE:	05/19/13			207533	P	06/07/13	55710	TELECOMMUNICATIONS	521195	100.49
		630469056005-3									
VENDOR TOTALS					62.73	YTD INVOICED				269.09	206.36
5034 AZAVAR AUDIT SOLUTIONS, INC.											
41204	INVOICE:	06/01/13			207534	P	06/07/13	40000	PROFESSIONAL SERVICES	521055	54.10
		9470									
VENDOR TOTALS					31.40	YTD INVOICED				85.50	54.10
8269 B GUNTHER & COMPANY, INC											
41206	INVOICE:	05/30/13			207535	P	06/07/13	143100	OFFICE SUPPLIES	530100	410.93
		87617									
41206	INVOICE:	05/30/13			207535	P	06/07/13	143200	OFFICE SUPPLIES	530100	410.93
		87617									
41206	INVOICE:	05/30/13			207535	P	06/07/13	50100	OFFICE SUPPLIES	530100	410.93
		87617									
41206	INVOICE:	05/30/13			207535	P	06/07/13	50200	OFFICE SUPPLIES	530100	410.93
		87617									
41206	INVOICE:	05/30/13			207535	P	06/07/13	65000	OFFICE SUPPLIES	530100	410.93
		87617									
VENDOR TOTALS					.00	YTD INVOICED				2,054.65	2,054.65
6832 POWER UP BATTERIES LLC											
41111	INVOICE:	05/29/13			207536	P	06/07/13	65000	OPERATING SUPPLIES	530105	24.99
		487-102362-01									
41112	INVOICE:	05/23/13			207536	P	06/07/13	143200	OPERATING SUPPLIES	530105	479.95
		487-229404									
VENDOR TOTALS					337.22	YTD INVOICED				842.16	504.94
82 BELL FUELS, INC											
41207	INVOICE:	05/09/13			207537	P	06/07/13	55710	GAS AND OIL	530300	1,580.53

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	
41115 INVOICE: 130522	05/22/13		207545	P	06/07/13	55730	530420	FOOD/RESALE 714.00
VENDOR TOTALS		.00 YTD INVOICED					714.00	YTD PAID 714.00
4459 CORPORATE AWARDS BY DENSONS DIV OF DENSON SHOP INC 41210 INVOICE: 90387	05/28/13		207546	P	06/07/13	121200	530100	OFFICE SUPPLIES 23.35
VENDOR TOTALS		.00 YTD INVOICED					23.35	YTD PAID 23.35
5206 TAYKIT INC 41211 INVOICE: 5311308	05/31/13		207547	P	06/07/13	55720	520905	PRINTING 1,446.68
VENDOR TOTALS		.00 YTD INVOICED					1,446.68	YTD PAID 1,446.68
204 DAILY HERALD 41119 INVOICE: 60413	05/31/13		207548	P	06/07/13	134000	520600	DUES-SUBSCRIPTIONS-REG FE 205.40
VENDOR TOTALS		241.50 YTD INVOICED					1,132.30	YTD PAID 205.40
7589 DETECTION SYSTEMS & SERVICE, INC 41242 INVOICE: A13150	06/03/13		207549	P	06/07/13	50100	520970	MAINTENANCE-BUILDING & GR 150.00
VENDOR TOTALS		.00 YTD INVOICED					150.00	YTD PAID 150.00
228 DITCH WITCH OF ILLINOIS 41213 INVOICE: PS0003611	06/03/13		207550	P	06/07/13	50100	521050	MAINTENANCE-OTHER 182.23
VENDOR TOTALS		.00 YTD INVOICED					182.23	YTD PAID 182.23
2159 E.P. DOYLE & SON L.L.C. 41200 INVOICE: 6 41216 INVOICE: 6-1	05/31/13		20130038	P	06/07/13	55700	580100	CAPITAL IMPROVEMENTS 433,663.81
VENDOR TOTALS		.00 YTD INVOICED					1,553,962.00	YTD PAID 1,120,298.19
2479 DUNCAN PARKING TECHNOLOGIES INC 41120 INVOICE: INV013467	05/14/13		207552	P	06/07/13	53000	520970	MAINTENANCE-BUILDING & GR 408.76
VENDOR TOTALS		.00 YTD INVOICED					408.76	YTD PAID 408.76
4336 MARK DUNTEMANN 41229	06/04/13		207553	P	06/07/13	143200	520620	EMPLOYEE EDUCATION 210.00

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VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION

INVOICE: 2013-UFC-24									
VENDOR TOTALS .00 YTD INVOICED 210.00 YTD PAID 210.00									
7369	DUPAGE RIVER	SALT CREEK	WORKGROUP						
	41215	06/05/13			207554	P	06/07/13	50100	PROFESSIONAL SERVICES - O
	INVOICE:	60613			521055				1,120.50
	41215	06/05/13			207554	P	06/07/13	50200	PROFESSIONAL SERVICES - O
	INVOICE:	60613			521055				1,120.50
VENDOR TOTALS .00 YTD INVOICED 2,241.00 YTD PAID 2,241.00									
262	DUPAGE WATER	COMMISSION							
	41371	04/30/13			11435	W	06/07/13	50100	LAKE MICHIGAN WATER
	INVOICE:	DPWC-70			530500				232,957.19
VENDOR TOTALS 234,235.39 YTD INVOICED 467,192.58 YTD PAID 232,957.19									
8188	ROBERT/KATHLEEN	DZIEDZIC							
	41214	06/05/13			207555	P	06/07/13	1000	BUILDING PERMITS
	INVOICE:	60613			420400				30.00
VENDOR TOTALS .00 YTD INVOICED 30.00 YTD PAID 30.00									
1078	EQUIFAX	INFORMATION SVCS	LLC						
	41183	05/18/13			207556	P	06/07/13	134000	PROFESSIONAL SERVICES - O
	INVOICE:	7838156			521055				25.00
VENDOR TOTALS 67.91 YTD INVOICED 92.91 YTD PAID 25.00									
291	EUCLID	BEVERAGE, LTD							
	41121	05/23/13			207557	P	06/07/13	55730	BEER AND WINE
	INVOICE:	8177911328			530400				823.75
	41122	05/29/13			207557	P	06/07/13	55730	BEER AND WINE
	INVOICE:	1108607714			530400				849.95
VENDOR TOTALS 1,476.55 YTD INVOICED 3,641.25 YTD PAID 1,673.70									
310	FLAGS	USA INC.							
	41125	05/02/13			207558	P	06/07/13	143200	CBD APPEARANCE
	INVOICE:	55112			521057				1,240.00
VENDOR TOTALS .00 YTD INVOICED 1,240.00 YTD PAID 1,240.00									
317	FORESTRY	SUPPLIERS INC							
	41123	05/24/13			207559	P	06/07/13	143200	SAFETY SUPPLIES
	INVOICE:	469361-00			530225				130.72
VENDOR TOTALS .00 YTD INVOICED 130.72 YTD PAID 130.72									
5893	FOSTER	COACH SALES, INC							

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VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD PAID
41124	INVOICE:	05/29/13	5599		207560	P	06/07/13	65000	PARTS PURCHASED	213.56	213.56
VENDOR TOTALS											
1311 FULLIFE LLC										213.56	213.56
41192	INVOICE:	05/13/13			207561	P	06/07/13	50100	UNIFORMS	32.00	32.00
41192	INVOICE:	05/13/13			207561	P	06/07/13	50200	UNIFORMS	32.00	32.00
41127	INVOICE:	05/29/13								64.00	64.00
41127	INVOICE:	05/29/13								13.05	13.05
41126	INVOICE:	05/21/13			207562	P	06/07/13	55730	OPERATING SUPPLIES	20.97	20.97
41126	INVOICE:	05/21/13			207562	P	06/07/13	55730	BEVERAGES/RESALE	36.60	36.60
41127	INVOICE:	05/29/13			207562	P	06/07/13	55730	FOOD/RESALE	7.98	7.98
41127	INVOICE:	05/29/13			207562	P	06/07/13	55730	OPERATING SUPPLIES	23.63	23.63
VENDOR TOTALS											
348 GLEN ELLYN CHAMBER OF COMMERCE										102.23	102.23
41217	INVOICE:	05/21/13			207563	P	06/07/13	121200	PUBLIC RELATIONS	15.00	15.00
41218	INVOICE:	05/21/13			207563	P	06/07/13	121200	PUBLIC RELATIONS	15.00	15.00
VENDOR TOTALS											
929 W.W. GRAINGER INC										30.00	30.00
41154	INVOICE:	05/23/13			207564	P	06/07/13	50200	OPERATING SUPPLIES	19.23	19.23
41240	INVOICE:	05/30/13			207564	P	06/07/13	50100	OPERATING SUPPLIES	139.86	139.86
VENDOR TOTALS											
6148 GROUNDWATER & ENVIRONMENTAL SERVICES, INC										159.09	159.09
41197	INVOICE:	06/03/13			207565	P	06/07/13	100	ESCROWS - DEVELOPER DEPOS	1,000.00	1,000.00
41130	INVOICE:	05/15/13								1,000.00	1,000.00
VENDOR TOTALS											
380 HALL'S SAFETY EQUIPMENT CORP.										89.80	89.80
41130	INVOICE:	05/15/13			207566	P	06/07/13	143200	UNIFORMS	89.80	89.80

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VENDOR TOTALS									5,114.14	8,476.14
526 KRAMER TREE SPECIALISTS INC										
41133	05/13/13			207578	P	06/07/13	143200	MAINTENANCE-BUILDING & GR	520970	207578
INVOICE: 27362										
41134	05/20/13			207578	P	06/07/13	143200	MAINTENANCE-BUILDING & GR	520970	207578
INVOICE: 27839										
41172	05/02/13			207578	P	06/07/13	143200	MAINTENANCE-BUILDING & GR	520970	207578
INVOICE: 26068										
41173	05/06/13			207578	P	06/07/13	143200	MAINTENANCE-BUILDING & GR	520970	207578
INVOICE: 26899										
41226	05/28/13			207578	P	06/07/13	143200	LANDFILL FEES	521115	207578
INVOICE: 28201										
VENDOR TOTALS									.00	350.00
8098 THE LAKOTA GROUP, INC										
41235	05/23/13			20130055	P	06/07/13	40000	CONSTRUCTION PROJECTS	580100	20130055
INVOICE: 13008-01										
VENDOR TOTALS									.00	8,497.80
8267 MANSUETO BUILDERS										
41195	05/15/13			207580	P	06/07/13	100	ESCROWS - DEVELOPER DEPOS	240100	207580
INVOICE: 20110879										
VENDOR TOTALS									.00	5,128.00
584 MCCANN INDUSTRIES, INC.										
41135	05/10/13			207581	P	06/07/13	143200	OPERATING SUPPLIES	530105	207581
INVOICE: 1318363										
VENDOR TOTALS									211.83	578.23
7561 JACK R MCMAHON										
41194	06/04/13			207582	P	06/07/13	100	ESCROWS - DEVELOPER DEPOS	240100	207582
INVOICE: 20121371										
VENDOR TOTALS									.00	2,000.00
590 MEADE ELECTRIC COMPANY, INC.										
41174	04/29/13			207583	P	06/07/13	143200	MAINTENANCE-TRAFFIC SIGNA	521040	207583
INVOICE: 659315										
41175	04/29/13			207583	P	06/07/13	143200	MAINTENANCE-TRAFFIC SIGNA	521040	207583
INVOICE: 659316										
41176	04/29/13			207583	P	06/07/13	143200	MAINTENANCE-TRAFFIC SIGNA	521040	207583
INVOICE: 659317										
VENDOR TOTALS									.00	321.39

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41182 INVOICE: 657984504001	05/17/13	207588	P	06/07/13	134000	530100 OFFICE SUPPLIES	76.64
VENDOR TOTALS	1,974.55 YTD INVOICED				2,575.84 YTD PAID		76.64
7843 ON THE MARK WATER SERVICES, INC 41142 INVOICE: 1060	05/14/13	207589	P	06/07/13	50100	521055 PROFESSIONAL SERVICES - O	3,000.00
VENDOR TOTALS	3,000.00 YTD INVOICED				6,000.00 YTD PAID		3,000.00
7633 PETERSON & MATZ, INC. 41143 INVOICE: 52313DWS	05/23/13	20120051	P	06/07/13	50100	580110 EQUIPMENT/CAPITAL OUTLAY	13,705.00
VENDOR TOTALS	.00 YTD INVOICED				13,705.00 YTD PAID		13,705.00
718 PRIME TACK & SEAL COMPANY 41145 INVOICE: 37455	05/07/13	207591	P	06/07/13	143200	530210 OPERATING SUPPLIES, ASPHA	317.34
VENDOR TOTALS	.00 YTD INVOICED				317.34 YTD PAID		317.34
8192 PROGRO OF ILLINOIS, LLC 41236 INVOICE: 1000982	04/24/13	207592	P	06/07/13	143200	521057 CBD APPEARANCE	633.50
VENDOR TOTALS	.00 YTD INVOICED				633.50 YTD PAID		633.50
6552 PROVANTAGE CORPORATION 41144 INVOICE: 6711950	05/29/13	207593	P	06/07/13	121400	570110 COMPUTER EQUIPMENT/PROJEC	416.00
VENDOR TOTALS	2,374.51 YTD INVOICED				3,729.41 YTD PAID		416.00
735 RADCO COMMUNICATIONS, INC. 41190 INVOICE: 78926	05/17/13	207594	P	06/07/13	134000	520910 RADIO AND RADAR	25.00
41191 INVOICE: 78925	05/17/13	207594	P	06/07/13	134000	520910 RADIO AND RADAR	595.16
VENDOR TOTALS	342.34 YTD INVOICED				962.50 YTD PAID		620.16
6543 RAINBOW TREECARE SCIENTIFIC ADVANCEMENTS 41147 INVOICE: INV0021719	05/06/13	207595	P	06/07/13	143200	521103 EMERALD ASH BORER PROGRAM	908.37
VENDOR TOTALS	.00 YTD INVOICED				908.37 YTD PAID		908.37
746 RELIABLE HIGH PERFORMANCE PRODUCTS, INC 41146	05/07/13	207596	P	06/07/13	143200	530445 UNIFORMS	270.80

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41153	INVOICE: 3199871828	05/14/13			207602	P	06/07/13	143200	OFFICE SUPPLIES	530100	12.67
41153	INVOICE: 3199871828	05/14/13			207602	P	06/07/13	50100	OFFICE SUPPLIES	530100	12.67
41153	INVOICE: 3199871828	05/14/13			207602	P	06/07/13	50200	OFFICE SUPPLIES	530100	12.67
VENDOR TOTALS											
					204.77	YTD INVOICED				305.64	100.87
7515	STERNBERG LANTERNS, INC										
41177	INVOICE: 22659	04/11/13			207603	P	06/07/13	143200	MAINTENANCE-STREET LIGHTS	521045	1,443.00
VENDOR TOTALS											
					.00	YTD INVOICED				1,443.00	1,443.00
6180	ROBERT/IRIS STRAUCH										
41196	INVOICE: 20130027	05/31/13			207604	P	06/07/13	100	ESCROWS - DEVELOPER DEPOS	240100	2,000.00
VENDOR TOTALS											
					.00	YTD INVOICED				2,000.00	2,000.00
2937	SUPERIOR ASPHALT MATERIALS, LLC										
41178	INVOICE: 20130244	04/29/13			207605	P	06/07/13	143200	OPERATING SUPPLIES, ASPHA	530210	156.97
VENDOR TOTALS											
					1,133.28	YTD INVOICED				1,290.25	156.97
835	SUPERIOR BEVERAGE CO.										
41150	INVOICE: 525531	05/24/13			207606	P	06/07/13	55730	BEER AND WINE	530400	212.05
VENDOR TOTALS											
					300.55	YTD INVOICED				816.65	212.05
5758	SWAHM										
41244	INVOICE: SWAHM-54	06/06/13			11432	W	06/07/13	60000	INSURANCE-HOSPITAL, GROUP	520895	187,372.21
VENDOR TOTALS											
					187,372.21	YTD INVOICED				374,744.42	187,372.21
844	SYSCO FOOD SERV - CHICAGO, INC										
41148	INVOICE: 305290905	05/29/13			207607	P	06/07/13	55730	OPERATING SUPPLIES	530105	557.32
41148	INVOICE: 305290905	05/29/13			207607	P	06/07/13	55730	DRY GOODS	530410	120.54
41148	INVOICE: 305290905	05/29/13			207607	P	06/07/13	55730	BEVERAGES/RESALE	530405	13.81
41148	INVOICE: 305290905	05/29/13			207607	P	06/07/13	55720	OPERATING SUPPLIES	530105	140.10
41148	INVOICE: 305290905	05/29/13			207607	P	06/07/13	55730	FOOD/RESALE	530420	615.12
41149	INVOICE: 305290905	05/22/13			207607	P	06/07/13	55730	DRY GOODS	530410	98.89

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	INVOICE:	305220189								
41149		05/22/13			207607	P	06/07/13	55730	530420	376.36
	INVOICE:	305220189								
41149		05/22/13			207607	P	06/07/13	55720	530105	46.30
	INVOICE:	305220189								
	VENDOR TOTALS									1,968.44
										10,499.94
										212.47
853	TERMINAL SUPPLY CO, INC									25.94
	INVOICE:	33386-00			207608	P	06/07/13	65000	530310	25.94
	VENDOR TOTALS									25.94
										186.53
872	TRAFFIC CONTROL & PROTECTION INC									2,468.75
	INVOICE:	77011			207609	P	06/07/13	143200	530225	2,468.75
	INVOICE:	77011			207609	P	06/07/13	50100	530225	1,234.38
	INVOICE:	77011			207609	P	06/07/13	50200	530225	1,234.37
	VENDOR TOTALS									4,937.50
										4,937.50
1564	MARK/MARGARET UDELHOFEN									2,000.00
	INVOICE:	20130254-1			207610	P	06/07/13	100	240100	2,000.00
	VENDOR TOTALS									2,000.00
										2,150.00
894	UNITED PARCEL SERVICE, INC									14.31
	INVOICE:	750YW5213			207611	P	06/07/13	143200	521055	14.31
	INVOICE:	750YW5213			207611	P	06/07/13	50100	521055	6.42
	INVOICE:	750YW5213			207611	P	06/07/13	50200	521055	6.41
	INVOICE:	750YW5203			207611	P	06/07/13	143200	521055	5.91
	INVOICE:	750YW5203			207611	P	06/07/13	50100	521055	3.49
	INVOICE:	750YW5203			207611	P	06/07/13	50200	521055	3.50
	VENDOR TOTALS									40.04
										40.04
6191	M.E.C. ENTERPRISES INC									33.14
	INVOICE:	950			207612	P	06/07/13	53000	520970	33.14

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD INVOICED
VENDOR TOTALS									53.89	20.75
886 U.S. VENTURE, INC 41161	05/30/13			207613	P	06/07/13	65000	TIRES	530315	207613
INVOICE: 3523463										
VENDOR TOTALS									449.08	.00
884 U.S. FOODSERVICE, INC. 41159	05/29/13			207614	P	06/07/13	55730	FOOD/RESALE	530420	207614
INVOICE: 498487										
41159	05/29/13			207614	P	06/07/13	55730	BEVERAGES/RESALE	530405	207614
INVOICE: 498487										
41160	05/21/13			207614	P	06/07/13	55730	FOOD/RESALE	530420	207614
INVOICE: 250343										
41160	05/21/13			207614	P	06/07/13	55730	BEVERAGES/RESALE	530405	207614
INVOICE: 250343										
VENDOR TOTALS									1,185.01	.00
1190 HD SUPPLY FACILITIES MAINT LTD. 41164	05/24/13			207615	P	06/07/13	50100	SAFETY SUPPLIES	530225	207615
INVOICE: 968868										
41164	05/24/13			207615	P	06/07/13	50200	SAFETY SUPPLIES	530225	207615
INVOICE: 968868										
41241	05/30/13			207615	P	06/07/13	50100	OPERATING SUPPLIES	530105	207615
INVOICE: 972300										
VENDOR TOTALS									1,093.16	828.81
915 VERIZON WIRELESS SERVICES LLC 41165	05/15/13			207616	P	06/07/13	143100	TELECOMMUNICATIONS	521195	207616
INVOICE: 9704937296										
41165	05/15/13			207616	P	06/07/13	143200	TELECOMMUNICATIONS	521195	207616
INVOICE: 9704937296										
41165	05/15/13			207616	P	06/07/13	50100	TELECOMMUNICATIONS	521195	207616
INVOICE: 9704937296										
41165	05/15/13			207616	P	06/07/13	50200	TELECOMMUNICATIONS	521195	207616
INVOICE: 9704937296										
41165	05/15/13			207616	P	06/07/13	65000	TELECOMMUNICATIONS	521195	207616
INVOICE: 9704937296										
VENDOR TOTALS									3,851.97	2,892.41
4450 WESTERN IRRIGATION, INC. 41167	05/16/13			207617	P	06/07/13	53000	MAINTENANCE-BUILDING & GR	520970	207617
INVOICE: 71014										
41168	05/16/13			207617	P	06/07/13	53000	MAINTENANCE-BUILDING & GR	520970	207617
INVOICE: 71013										
41169	05/16/13			207617	P	06/07/13	143200	MAINTENANCE-BUILDING & GR	520970	207617

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VENDOR NAME DOCUMENT INV DATE VOUCHER PO CHECK NO T CHK DATE GL ACCOUNT GL ACCOUNT DESCRIPTION

INVOICE: 71015

VENDOR TOTALS .00 YTD INVOICED 393.00 YTD PAID 393.00

957 WHOLESALÉ DIRECT INC
41166 05/28/13
INVOICE: 200297

207618 P 06/07/13 65000 530310 PARTS PURCHASED 140.12

VENDOR TOTALS

.00 YTD INVOICED 140.12 YTD PAID 140.12

REPORT TOTALS 2,148,719.54

	COUNT	AMOUNT
TOTAL PRINTED CHECKS	93	1,724,675.36
TOTAL WIRE TRANSFERS	5	424,044.18

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD	YTD PAID
2021 A-RELIABLE PRINTING										
41255 INVOICE: 13979	06/04/13			207620	P	06/14/13	122000	PRINTING	520905	103.00
41377 INVOICE: 14019	06/11/13			207620	P	06/14/13	126000	PRINTING	520905	360.00
41378 INVOICE: 13994	06/07/13			207620	P	06/14/13	55720	OPERATING SUPPLIES	530105	29.00
VENDOR TOTALS				664.90	YTD INVOICED				1,484.00	492.00
1641 AUTO BODY TECHNIQUES										
41374 INVOICE: 61313	06/03/13			207621	P	06/14/13	134000	IMPOUND FEES	520935	160.00
VENDOR TOTALS				260.00	YTD INVOICED				420.00	160.00
7645 ACRES ENTERPRISES, INC										
41369 INVOICE: AEI_0148660	04/30/13			207622	P	06/14/13	121610	MAINTENANCE-BUILDING & GR	520970	336.68
41369 INVOICE: AEI_0148660	04/30/13			207622	P	06/14/13	135000	MAINTENANCE-BUILDING & GR	520970	168.34
41369 INVOICE: AEI_0148660	04/30/13			207622	P	06/14/13	143200	MAINTENANCE-BUILDING & GR	520970	3,310.71
41369 INVOICE: AEI_0148660	04/30/13			207622	P	06/14/13	50100	MAINTENANCE-BUILDING & GR	520970	617.25
41369 INVOICE: AEI_0148660	04/30/13			207622	P	06/14/13	53000	MAINTENANCE-BUILDING & GR	520970	1,178.39
41375 INVOICE: AEI_0151882	05/20/13			207623	P	06/14/13	143200	CBD APPEARANCE	521057	5,481.50
41448 INVOICE: AEI_0154730	06/10/13			207623	P	06/14/13	143200	PROFESSIONAL SERVICES - O	521055	420.00
VENDOR TOTALS				.00	YTD INVOICED				11,862.87	11,512.87
4826 AIR ONE EQUIPMENT, INC.										
41380 INVOICE: 88083	05/31/13			207624	P	06/14/13	50200	SAFETY SUPPLIES	530225	1,000.00
41380 INVOICE: 88083	05/31/13			207624	P	06/14/13	50100	SAFETY SUPPLIES	530225	434.00
VENDOR TOTALS				.00	YTD INVOICED				1,434.00	1,434.00
28 ALEXANDER EQUIPMENT CO INC										
41450 INVOICE: 93001	06/05/13			207625	P	06/14/13	143200	OPERATING SUPPLIES	530105	160.65
VENDOR TOTALS				.00	YTD INVOICED				160.65	160.65
6546 AMALGAMATED BANK OF CHICAGO										
41451 INVOICE: 61313	06/13/13			11452	W	06/11/13	30000	2003A REFERENDUM BONDS IN	550585	9,775.00

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD INVOICED	YTD PAID
VENDOR TOTALS										
49 AMPSCO									9,775.00	9,775.00
41379	05/24/13			207626	P	06/14/13	65000	MAINTENANCE-BUILDING & GR	520970	212.50
INVOICE:	48327									
VENDOR TOTALS										
51 ANCEL, GLINK, DIAMOND, BUSH, DICIANNI &									212.50	212.50
41368	05/08/13			207627	P	06/14/13	100	LEGAL FEES RECEIVABLE: T	121000	528.75
INVOICE:	3146324-0513									
41368	05/08/13			207627	P	06/14/13	100	ESCROWS - DEVELOPER DEPOS	240100	8,100.00
INVOICE:	3146324-0513									
41368	05/08/13			207627	P	06/14/13	50200	LEGAL - GENERAL COUNSEL	520700	337.50
INVOICE:	3146324-0513									
41368	05/08/13			207627	P	06/14/13	121200	LEGAL - GENERAL COUNSEL	520700	10,601.05
INVOICE:	3146324-0513									
VENDOR TOTALS										
2959 APWA CHICAGO METRO CHAPTER C/O									19,904.80	19,567.30
41398	06/11/13			207628	P	06/14/13	143200	EMPLOYEE EDUCATION	520620	695.00
INVOICE:	61313									
41399	06/11/13			207628	P	06/14/13	50100	EMPLOYEE EDUCATION	520620	347.50
INVOICE:	61313-1									
41399	06/11/13			207628	P	06/14/13	50200	EMPLOYEE EDUCATION	520620	347.50
INVOICE:	61313-1									
VENDOR TOTALS										
7592 AQUAFIX, INC									1,390.00	1,390.00
41376	05/24/13			207629	P	06/14/13	50200	PROFESSIONAL SERVICES - O	521055	6,502.50
INVOICE:	10985									
VENDOR TOTALS										
7189 ARBORWEAR									6,502.50	6,502.50
41253	05/14/13			207630	P	06/14/13	143200	UNIFORMS	530445	288.38
INVOICE:	136754									
41253	05/14/13			207630	P	06/14/13	50100	UNIFORMS	530445	216.29
INVOICE:	136754									
41253	05/14/13			207630	P	06/14/13	50200	UNIFORMS	530445	216.28
INVOICE:	136754									
VENDOR TOTALS										
8275 TIM BETTS									720.95	720.95
41252	06/10/13			207631	P	06/14/13	540	ACCOUNTS RECV - UTILITY BI	120210	161.14
INVOICE:	41252									
41252	06/10/13			207631	P	06/14/13	500	ACCOUNTS RECV - UTILITY BI	120210	0.01

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VENDOR NAME DOCUMENT	INV DATE VOUCHER PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID
INVOICE: 41252							
VENDOR TOTALS	.00	YTD INVOICED				161.15	161.15
74 B & F TECHNICAL CODE SERVICES, INC.							
41381	05/31/13	207632	P	06/14/13	126000	521042	1,512.75
INVOICE: 37273							
VENDOR TOTALS	5,677.60	YTD INVOICED				7,190.35	1,512.75
2462 DONALD & SUSAN BUSE							
41382	06/10/13	207633	P	06/14/13	5300	440530	158.38
INVOICE: PR061313							
VENDOR TOTALS	.00	YTD INVOICED				158.38	158.38
1854 CARTEGRAPH SYSTEMS INC.							
41370	03/31/13	20130072	P	06/14/13	143100	521055	2,462.50
INVOICE: 37850							
VENDOR TOTALS	7,913.85	YTD INVOICED				10,376.35	2,462.50
137 CDW GOVERNMENT, INC.							
41262	05/29/13	207635	P	06/14/13	121200	580110	483.29
INVOICE: CN91656							
VENDOR TOTALS	2,438.80	YTD INVOICED				2,922.09	483.29
4753 CHICAGO METROPOLITAN AGENCY FOR PLANNING							
41260	06/03/13	207636	P	06/14/13	121100	520600	262.78
INVOICE: 67441							
VENDOR TOTALS	.00	YTD INVOICED				262.78	262.78
6043 CHICAGO PARTS & SOUND LLC							
41257	06/04/13	207637	P	06/14/13	65000	530310	43.08
INVOICE: 524411							
41258	05/31/13	207637	P	06/14/13	65000	530310	81.64
INVOICE: 523895							
41386	06/10/13	207637	P	06/14/13	65000	530310	43.98
INVOICE: 525394							
VENDOR TOTALS	905.28	YTD INVOICED				1,073.98	168.70
8286 HANNAH CHO							
41387	06/10/13	207638	P	06/14/13	1000	420100	3.00
INVOICE: VR061313							
VENDOR TOTALS	.00	YTD INVOICED				3.00	3.00
1862 CLASSIC GRAPHIC INDUSTRIES INC.							

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID
41259 INVOICE: 72141	05/28/13			207639	P	06/14/13	530100	OFFICE SUPPLIES	149.21
41259 INVOICE: 72141	05/28/13			207639	P	06/14/13	530100	OFFICE SUPPLIES	80.33
VENDOR TOTALS			206.25	YTD INVOICED			435.79	YTD PAID	229.54
8277 MICHEAL CLOUSE 41256 INVOICE: 61113	06/10/13			207640	P	06/14/13	520140	VILLAGE COMMISSIONS	40.00
VENDOR TOTALS			.00	YTD INVOICED			40.00	YTD PAID	40.00
8032 PRO-SHOPKEEPER COMPUTER SOFTWARE CO, INC 41383 INVOICE: 231305160027	05/16/13			207641	P	06/14/13	530105	OPERATING SUPPLIES	411.00
VENDOR TOTALS			.00	YTD INVOICED			411.00	YTD PAID	411.00
171 COCA-COLA REFRESHMENTS USA INC 41261 INVOICE: 2228176024	05/31/13			207642	P	06/14/13	530405	BEVERAGES/RESALE	521.75
VENDOR TOTALS			1,169.63	YTD INVOICED			2,298.35	YTD PAID	521.75
6610 COMCAST CABLE COMMUNICATIONS, LLC 41384 INVOICE: 41384	05/04/13			207643	P	06/14/13	580160	STREET IMPROVEMENTS	82.85
VENDOR TOTALS			76.95	YTD INVOICED			159.80	YTD PAID	82.85
3525 COMMERCIAL TIRE SERVICE 41385 INVOICE: 2220013617	06/10/13			207644	P	06/14/13	530315	TIRES	3,200.00
VENDOR TOTALS			455.50	YTD INVOICED			3,655.50	YTD PAID	3,200.00
204 DAILY HERALD 41264 INVOICE: T4339139	05/13/13			207645	P	06/14/13	520905	PRINTING	106.95
41265 INVOICE: T4339140	05/13/13			207645	P	06/14/13	520905	PRINTING	103.50
41266 INVOICE: T4339457	05/15/13			207645	P	06/14/13	580160	13005 2013 STREET IMPROV	79.35
41392 INVOICE: T4340262	05/22/13			207645	P	06/14/13	521150	SANITARY SEWER TELEVISION	72.45
41393 INVOICE: T4340617	05/24/13			207645	P	06/14/13	520905	PRINTING	93.15
41394 INVOICE: T4340624	05/24/13			207645	P	06/14/13	240100	ESCROWS - DEVELOPER DEPOS	230.00

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD INVOICED
8270 RAFAELA DELGADO 41246 INVOICE: 41246	06/10/13		207646	P	06/14/13	500	ACCOUNTS REC - UTILITY BI	1,132.30	1,132.30
VENDOR TOTALS								100.48	100.48
8289 DOMINIC DIOMEDE 41391 INVOICE: VR061313	06/10/13		207647	P	06/14/13	1000	VEHICLE LICENSES	140.00	140.00
VENDOR TOTALS								140.00	140.00
225 THE DIRECT RESPONSE RESOURCE, INC. 41446 INVOICE: 13-0119P	06/12/13		207648	P	06/14/13	122000	POSTAGE & SHIPPING	550.00	550.00
VENDOR TOTALS								550.00	550.00
8278 JOHN/MARY DOMBROWSKI 41263 INVOICE: 61113	06/10/13		207649	P	06/14/13	121200	VILLAGE COMMISSIONS	40.00	40.00
VENDOR TOTALS								40.00	40.00
8288 DRURY DESIGN KITCHEN & BATH 41390 INVOICE: BR061313	05/30/13		207650	P	06/14/13	1000	BUSINESS REGISTRATION LIC	60.00	60.00
VENDOR TOTALS								60.00	60.00
242 DU-KANE ASPHALT CO. 41388 INVOICE: 22062	06/02/13		207651	P	06/14/13	143200	OPERATING SUPPLIES, ASPHA	618.24	618.24
VENDOR TOTALS								618.24	618.24
246 DUPAGE COUNTY ANIMAL CARE AND CONTROL 41441 INVOICE: 338-18639	04/01/13		207652	P	06/14/13	134000	PROFESSIONAL SERVICES - O	165.00	165.00
VENDOR TOTALS								165.00	165.00
261 DUPAGE TOPSOIL, INC. 41449 INVOICE: 36670	06/10/13		207653	P	06/14/13	50100	MAINTENANCE-R.O.W.	150.00	150.00
41449 INVOICE: 36670	06/10/13		207653	P	06/14/13	50200	MAINTENANCE-R.O.W.	150.00	150.00

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VENDOR NAME DOCUMENT	INV DATE	VOUCHER PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD INVOICED	YTD PAID	YTD
VENDOR TOTALS			450.00					750.00		300.00
8287 DORIAN DVORAK 41389 05/30/13 INVOICE: PRO61313			207654	P	06/14/13	5300	LEASED PARKING LOT FEES	440530		193.38
VENDOR TOTALS			.00					193.38		193.38
8271 KATHLEEN DZIEDZIC 41247 06/10/13 INVOICE: 41247			207655	P	06/14/13	540	ACCOUNTS REC'V - UTILITY BI	120210		116.63
VENDOR TOTALS			.00					116.63		116.63
291 EUCLID BEVERAGE, LTD 41267 06/05/13 INVOICE: 1108607755			207656	P	06/14/13	55730	BEER AND WINE	530400		491.00
VENDOR TOTALS			1,476.55					3,641.25		491.00
324 FULTON TECHNOLOGIES, INC. 41395 06/03/13 INVOICE: U-20130758			207657	P	06/14/13	143200	ESDA EXPENSE	520915		462.44
VENDOR TOTALS			.00					462.44		462.44
4357 GARVEY'S OFFICE PRODUCTS 41275 05/30/13 INVOICE: PINV607963 41275 05/30/13 INVOICE: PINV607963 41276 06/06/13 INVOICE: PINV611491			207658	P	06/14/13	121300	OFFICE SUPPLIES	530100		48.92
			207658	P	06/14/13	122000	OFFICE SUPPLIES	530100		25.92
			207658	P	06/14/13	121200	OFFICE SUPPLIES	530100		29.90
VENDOR TOTALS			.00					104.74		104.74
1180 GLEN ELLYN PARK DISTRICT 41272 06/11/13 INVOICE: IMPACT0513			207659	P	06/14/13	100	DUE TO GE PARK DISTRICT	250700		6,210.60
VENDOR TOTALS			.00					6,210.60		6,210.60
1012 VIL. OF G.E., POLICE-PETTY CASH 41442 06/13/13 INVOICE: 61313 41442 06/13/13 INVOICE: 61313 41442 06/13/13 INVOICE: 61313			207660	P	06/14/13	134000	DUES-SUBSCRIPTIONS-REG FE	520600		67.00
			207660	P	06/14/13	134000	OPERATING SUPPLIES	530105		89.37
			207660	P	06/14/13	134000	OFFICE SUPPLIES	530100		14.62

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VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD PAID
VENDOR TOTALS					4,402.95				5,904.17	YTD PAID	79.54
8290 JP MORGAN CHASE BANK	41401	05/30/13			207671	P	06/14/13	1000	420200	BUSINESS REGISTRATION LIC	30.00
	INVOICE: BR061313										
VENDOR TOTALS					.00				30.00	YTD PAID	30.00
1456 KANE-DUPAGE SOIL & WATER	41404	06/13/13			207672	P	06/14/13	53000	580100	CAPITAL IMPROVEMENTS	375.00
	INVOICE: 61313										
VENDOR TOTALS					.00				375.00	YTD PAID	375.00
6459 KIESLER POLICE SUPPLY, INC	41443	05/21/13			207673	P	06/14/13	134000	530105	OPERATING SUPPLIES	916.40
	INVOICE: 691919C										
VENDOR TOTALS					.00				916.40	YTD PAID	916.40
7887 KINGSBROOK GLEN, LLC	41250	06/10/13			207674	P	06/14/13	540	120210	ACCOUNTS REC - UTILITY BI	112.54
	INVOICE: 41250										
VENDOR TOTALS					.00				112.54	YTD PAID	112.54
8292 JOSEPH M KORAL	41403	06/10/13			207675	P	06/14/13	1000	420100	VEHICLE LICENSES	85.00
	INVOICE: VR061313										
VENDOR TOTALS					.00				85.00	YTD PAID	85.00
8291 VINCENT R KOSHMIDER	41402	06/10/13			207676	P	06/14/13	1000	420100	VEHICLE LICENSES	15.00
	INVOICE: VR061313										
VENDOR TOTALS					.00				15.00	YTD PAID	15.00
546 LEN'S ACE HARDWARE, INC.	41283	05/01/13			207677	P	06/14/13	55710	520980	MAINTENANCE-DRAIN & IRRIG	40.69
	INVOICE: 52490										
	41284	05/03/13			207677	P	06/14/13	55720	530105	OPERATING SUPPLIES	4.49
	INVOICE: 52539										
	41285	05/07/13			207677	P	06/14/13	55710	520980	MAINTENANCE-DRAIN & IRRIG	10.23
	INVOICE: 52610										
	41286	05/12/13			207677	P	06/14/13	55710	530105	OPERATING SUPPLIES	12.66
	INVOICE: 52712										
	41287	05/13/13			207677	P	06/14/13	55710	530105	OPERATING SUPPLIES	17.96
	INVOICE: 52734										
	41288	05/16/13			207677	P	06/14/13	55715	530105	OPERATING SUPPLIES	11.64

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DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	
41313 INVOICE:	05/10/13	52697		207677	P	06/14/13	65000	530310 PARTS PURCHASED	6.29
41314 INVOICE:	05/13/13	52723		207677	P	06/14/13	50200	521010 MAINTENANCE-SANITARY SEWE	13.46
41315 INVOICE:	05/13/13	52729		207677	P	06/14/13	50200	521010 MAINTENANCE-SANITARY SEWE	25.17
41316 INVOICE:	05/14/13	52758		207677	P	06/14/13	50100	521050 MAINTENANCE-OTHER	19.77
41317 INVOICE:	05/14/13	52761		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	8.99
41318 INVOICE:	05/14/13	52763		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	48.50
41319 INVOICE:	05/15/13	52775		207677	P	06/14/13	50100	521015 MAINTENANCE-WATER METERS	30.55
41320 INVOICE:	05/16/13	52791		207677	P	06/14/13	50100	521015 MAINTENANCE-WATER METERS	4.94
41321 INVOICE:	05/16/13	52814		207677	P	06/14/13	50200	521010 MAINTENANCE-SANITARY SEWE	3.80
41322 INVOICE:	05/16/13	52815		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	21.58
41323 INVOICE:	05/17/13	52831		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	2.24
41324 INVOICE:	05/17/13	52847		207677	P	06/14/13	65000	530105 OPERATING SUPPLIES	43.16
41325 INVOICE:	05/20/13	52880		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	39.57
41326 INVOICE:	05/20/13	52883		207677	P	06/14/13	50200	530105 OPERATING SUPPLIES	6.29
41327 INVOICE:	05/20/13	52887		207677	P	06/14/13	50200	530105 OPERATING SUPPLIES	9.33
41328 INVOICE:	05/20/13	52888		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	16.16
41329 INVOICE:	05/20/13	52898		207677	P	06/14/13	65000	530310 PARTS PURCHASED	6.36
41330 INVOICE:	05/21/13	52925		207677	P	06/14/13	50100	521025 MAINTENANCE-VALVES	100.94
41331 INVOICE:	05/22/13	52940		207677	P	06/14/13	121300	530105 OPERATING SUPPLIES	18.88
41332 INVOICE:	05/23/13	52958		207677	P	06/14/13	50100	521050 MAINTENANCE-OTHER	44.99
41333 INVOICE:	05/23/13	52960		207677	P	06/14/13	50100	530105 OPERATING SUPPLIES	2.96
41334 INVOICE:	05/23/13	52967		207677	P	06/14/13	50200	521005 MAINTENANCE-STORM SEWERS	1.16
41335 INVOICE:	05/24/13	52982		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	7.18
41336 INVOICE:	05/24/13	52988		207677	P	06/14/13	143200	530105 OPERATING SUPPLIES	7.19
41337 INVOICE:	05/29/13	53076		207677	P	06/14/13	50200	521005 MAINTENANCE-STORM SEWERS	107.42
41338 INVOICE:	05/29/13			207677	P	06/14/13	50200	521055 PROFESSIONAL SERVICES - O	-17.46

WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD INVOICED	YTD PAID
1458 OFFICE DEPOT, INC									5,235.64	5,868.76
41345 INVOICE: 657653529001	05/15/13			207694	P	06/14/13	122000	OFFICE SUPPLIES	530100	633.12
41346 INVOICE: 657631516001	05/15/13			207694	P	06/14/13	121100	OFFICE SUPPLIES	530100	157.51
41346 INVOICE: 657631516001	05/15/13			207694	P	06/14/13	121200	OFFICE SUPPLIES	530100	.16
41346 INVOICE: 657631516001	05/15/13			207694	P	06/14/13	121300	OFFICE SUPPLIES	530100	.37
41346 INVOICE: 657631516001	05/15/13			207694	P	06/14/13	122000	OFFICE SUPPLIES	530100	.16
41346 INVOICE: 657631516001	05/15/13			207694	P	06/14/13	126000	OFFICE SUPPLIES	530100	.37
41347 INVOICE: 657631516001	05/28/13			207694	P	06/14/13	126500	OFFICE SUPPLIES	530100	82.45
41348 INVOICE: 658023311001	05/24/13			207694	P	06/14/13	122000	OFFICE SUPPLIES	530100	.10
41348 INVOICE: 659065642001	05/24/13			207694	P	06/14/13	121100	OFFICE SUPPLIES	530100	-66.76
41348 INVOICE: 659065642001	05/24/13			207694	P	06/14/13	121200	OFFICE SUPPLIES	530100	12.51
41348 INVOICE: 659065642001	05/24/13			207694	P	06/14/13	121300	OFFICE SUPPLIES	530100	10.98
41348 INVOICE: 659065642001	05/24/13			207694	P	06/14/13	122000	OFFICE SUPPLIES	530100	5.04
41348 INVOICE: 659065642001	05/24/13			207694	P	06/14/13	126000	OFFICE SUPPLIES	530100	15.15
41349 INVOICE: 659065642001	05/28/13			207694	P	06/14/13	126500	OFFICE SUPPLIES	530100	10.98
41350 INVOICE: 659216164001	05/20/13			207694	P	06/14/13	121200	OFFICE SUPPLIES	530100	2.74
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	121100	OFFICE SUPPLIES	530100	189.50
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	121200	OFFICE SUPPLIES	530100	6.64
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	121300	OFFICE SUPPLIES	530100	22.29
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	122000	OFFICE SUPPLIES	530100	7.21
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	134000	OFFICE SUPPLIES	530100	46.15
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	126000	OFFICE SUPPLIES	530100	1.99
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	126500	OFFICE SUPPLIES	530100	13.42
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	143100	OFFICE SUPPLIES	530100	3.70
41350 INVOICE: 658176754001	05/20/13			207694	P	06/14/13	143100	OFFICE SUPPLIES	530100	1.99

06/14/2013 15:00
maryt

VILLAGE OF GLEN ELLYN
PAID WARRANT REPORT

WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID

VENDOR TOTALS										188,317.50
5901 QUALITY BLUEPRINT, INC										116,756.85
41357		05/30/13			207700	P	06/14/13	126000	PRINTING	17.50
		INVOICE: 67587								
VENDOR TOTALS										17.50
8279 JOHN RASNIC										40.00
41358		06/10/13			207701	P	06/14/13	121200	VILLAGE COMMISSIONS	40.00
		INVOICE: 61113								
VENDOR TOTALS										40.00
6695 RESOURCE COMMUNICATIONS, INC										203.00
41420		06/10/13			207702	P	06/14/13	121400	MAINTENANCE-EQUIPMENT	203.00
		INVOICE: 913104								
VENDOR TOTALS										203.00
762 ROSCOE COMPANY										85.39
41359		06/04/13			207703	P	06/14/13	65000	LEASED EQUIPMENT	85.39
		INVOICE: 1256651								
41359		06/04/13			207703	P	06/14/13	143100	MAINTENANCE-BUILDING & GR	28.52
		INVOICE: 1256651								
VENDOR TOTALS										113.91
763 ROSENTHAL BROS, INC.										50.00
41418		05/31/13			207704	P	06/14/13	134000	DUES-SUBSCRIPTIONS-REG FE	50.00
		INVOICE: 84608								
41419		05/31/13			207704	P	06/14/13	134000	DUES-SUBSCRIPTIONS-REG FE	50.00
		INVOICE: 84607								
VENDOR TOTALS										100.00
8272 LINDA M RUCHALA										34.14
41248		06/10/13			207705	P	06/14/13	540	ACCOUNTS REC - UTILITY BI	34.14
		INVOICE: 41248								
VENDOR TOTALS										34.14
8285 BILL/SUSAN SALLAS										1,602.00
41422		06/10/13			207706	P	06/14/13	4000	REAL ESTATE TRANSFER TAX	1,602.00
		INVOICE: TXR061313								
VENDOR TOTALS										1,602.00
8282 SHERRY SCHELLER										1,263.00
41425		06/10/13			207707	P	06/14/13	4000	REAL ESTATE TRANSFER TAX	1,263.00

06/14/2013 15:00
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VILLAGE OF GLEN ELLYN
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WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID	YTD PAID
INVOICE: TXR061313											
VENDOR TOTALS											
3330 SCHOOL DISTRICT 41	41270	06/11/13			207708	P	06/14/13	100	DUE TO SCHOOL DISTRICT 41	250600	4,692.00
INVOICE: IMPACT0513											
41273	06/06/13				207708	P	06/14/13	100	ESCROWS - DEVELOPER DEPOS	240100	5,000.00
INVOICE: 20110140											
VENDOR TOTALS											
3571 HARRY C SMITH LTD	41423	06/07/13			207709	P	06/14/13	126000	LEGAL - PROSECUTORIAL SER	520705	33.00
INVOICE: 16295											
41424	06/07/13				207709	P	06/14/13	134000	LEGAL - PROSECUTORIAL SER	520705	7,276.50
INVOICE: 16296											
VENDOR TOTALS											
803 SPARTAN MOTORS CHASSIS, INC	41427	06/04/13			207710	P	06/14/13	65000	PARTS PURCHASED	530310	123.90
INVOICE: IN00546901											
VENDOR TOTALS											
806 STANDARD EQUIPMENT COMPANY	41428	06/03/13			207711	P	06/14/13	65000	PARTS PURCHASED	530310	164.32
INVOICE: C84108											
VENDOR TOTALS											
8225 STRADA CONSTRUCTION CO	41426	06/06/13			207712	P	06/14/13	50100	MAINTENANCE-R.O.W.	520985	5,948.05
INVOICE: 13-720											
41426	06/06/13				207712	P	06/14/13	50200	MAINTENANCE-R.O.W.	520985	1,700.55
INVOICE: 13-720											
41426	06/06/13				207712	P	06/14/13	50200	SEWER REIMBURSE PLAN REPA	521140	1,216.50
INVOICE: 13-720											
VENDOR TOTALS											
8284 DAVID STRIEFF	41421	06/10/13			207713	P	06/14/13	4000	REAL ESTATE TRANSFER TAX	410600	939.00
INVOICE: TXR061313											
VENDOR TOTALS											
5018 SUBURBAN LABORATORIES, INC.	41429	05/30/13			207714	P	06/14/13	50100	PROFESSIONAL SERVICES - O	521055	327.00
INVOICE: 28102											

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VILLAGE OF GLEN ELLYN
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WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME

DOCUMENT INV DATE VOUCHER PO CHECK NO T CHK DATE GL ACCOUNT GL ACCOUNT DESCRIPTION

VENDOR TOTALS 2,367.00 YTD INVOICED 2,694.00 YTD PAID 327.00

835 SUPERIOR BEVERAGE CO.
41360 05/31/13
INVOICE: 525584 207715 P 06/14/13 55730 530400 BEER AND WINE 304.05

VENDOR TOTALS 300.55 YTD INVOICED 816.65 YTD PAID 304.05

844 SYSCO FOOD SERV - CHICAGO, INC
41361 06/06/13
INVOICE: 306061091 207716 P 06/14/13 55730 530105 OPERATING SUPPLIES 69.05
41361 06/06/13
INVOICE: 306061091 207716 P 06/14/13 55730 530420 FOOD/RESALE 1,995.69
41362 06/08/13
INVOICE: 306089091 207716 P 06/14/13 55730 530420 FOOD/RESALE 195.44
41363 06/05/13
INVOICE: 306051475 207716 P 06/14/13 55730 530405 BEVERAGES/RESALE 13.81
41363 06/05/13
INVOICE: 306051475 207716 P 06/14/13 55730 530410 DRY GOODS 69.72
41363 06/05/13
INVOICE: 306051475 207716 P 06/14/13 55720 530105 OPERATING SUPPLIES 167.22
41363 06/05/13
INVOICE: 306051475 207716 P 06/14/13 55730 530105 OPERATING SUPPLIES 122.28
41363 06/05/13
INVOICE: 306051475 207716 P 06/14/13 55730 530420 FOOD/RESALE 3,104.02

VENDOR TOTALS 2,794.27 YTD INVOICED 10,499.94 YTD PAID 5,737.23

3705 TECHNOLOGY SERVICES COMPANY
41364 06/01/13
INVOICE: 5867 207717 P 06/14/13 65000 521185 REPAIRS-CONTRACTUAL/PARTS 502.00

VENDOR TOTALS 502.00 YTD INVOICED 1,004.00 YTD PAID 502.00

854 TERRACE SUPPLY COMPANY
41431 05/31/13
INVOICE: 927242 207718 P 06/14/13 65000 521125 LEASED EQUIPMENT 22.63

VENDOR TOTALS 34.20 YTD INVOICED 56.83 YTD PAID 22.63

7909 TOP LINE TOWING INC
41430 06/08/13
INVOICE: 33636 207719 P 06/14/13 134000 520935 IMPOUND FEES 140.00

VENDOR TOTALS 140.00 YTD INVOICED 280.00 YTD PAID 140.00

8274 U.S. CELLULAR
41251 06/10/13
INVOICE: 41251 207720 P 06/14/13 500 120210 ACCOUNTS REC - UTILITY BI 113.61

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VILLAGE OF GLEN ELLYN
PAID WARRANT REPORT

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WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	YTD PAID

VENDOR TOTALS				.00	YTD	INVOICED	113.61	YTD PAID	113.61
892 UNITED COFFEE SERVICE, INC.	41432	06/07/13		207721	P	06/14/13	134000	OPERATING SUPPLIES	297.35
INVOICE:	523134								
VENDOR TOTALS				261.25	YTD	INVOICED	558.60	YTD PAID	297.35
898 UNITED STATES POSTMASTER	41278	06/07/13		207619	P	06/11/13	50100	POSTAGE & SHIPPING	2,328.55
INVOICE:	61113								
VENDOR TOTALS				3,729.92	YTD	INVOICED	6,058.47	YTD PAID	2,328.55
8296 URBAN INNOVATIONS LTD	41433	06/10/13		207722	P	06/14/13	1000	BUSINESS REGISTRATION LIC	30.00
INVOICE:	BR061313								
VENDOR TOTALS				.00	YTD	INVOICED	30.00	YTD PAID	30.00
911 AURORA LAUNDRY COMPANY, INC	41365	06/05/13		207723	P	06/14/13	55730	UNIFORMS	11.00
INVOICE:	80685								
41365	06/05/13			207723	P	06/14/13	55730	OPERATING SUPPLIES	28.20
INVOICE:	80685								
41365	06/05/13			207723	P	06/14/13	55720	OPERATING SUPPLIES	2.10
INVOICE:	80685								
41366	06/05/13			207723	P	06/14/13	55730	LINENS AND RENTALS	16.08
INVOICE:	S80602								
VENDOR TOTALS				.00	YTD	INVOICED	57.38	YTD PAID	57.38
915 VERIZON WIRELESS SERVICES LLC	41435	05/18/13		207724	P	06/14/13	134000	STATE DRUG FORFEITURE EXP	111.59
INVOICE:	9705023943								
VENDOR TOTALS				2,892.41	YTD	INVOICED	3,851.97	YTD PAID	111.59
8297 MICHAEL VIOLA	41434	05/30/13		207725	P	06/14/13	1000	VEHICLE LICENSES	50.00
INVOICE:	VR061313								
VENDOR TOTALS				.00	YTD	INVOICED	50.00	YTD PAID	50.00
1695 LINDA VOLIN	41436	06/12/13		207726	P	06/14/13	121200	VILLAGE COMMISSIONS	40.00
INVOICE:	61313								
VENDOR TOTALS				.00	YTD	INVOICED	40.00	YTD PAID	40.00

06/14/2013 15:00
maryr

VILLAGE OF GLEN ELLYN
PAID WARRANT REPORT

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WARRANT: 0613-2

TO FISCAL 2014/01 05/01/2013 TO 04/30/2014

VENDOR NAME	DOCUMENT	INV DATE	VOUCHER	PO	CHECK NO	T	CHK DATE	GL ACCOUNT	GL ACCOUNT DESCRIPTION	AMOUNT
8007 KEVIN WACHTEL	41452	06/10/13			207727	P	06/14/13	122000	TRAVEL	1,435.97
	INVOICE: ER061313									
VENDOR TOTALS					.00	YTD INVOICED		1,435.97	YTD PAID	1,435.97
8299 WALSH,KNIPPEN,POLLOCK & CETINA, CHARTERED	41445	05/22/13			207728	P	06/14/13	134000	PROFESSIONAL SERVICES - O	425.50
	INVOICE: 18949									
VENDOR TOTALS					.00	YTD INVOICED		425.50	YTD PAID	425.50
1402 ARTHUR WEILER INC	41439	04/15/13			207729	P	06/14/13	143200	TREE REPLACEMENT	115.00
	INVOICE: 30411-1									
	41440	04/15/13			207729	P	06/14/13	143200	TREE REPLACEMENT	8,480.00
	INVOICE: 30411									
VENDOR TOTALS					.00	YTD INVOICED		8,595.00	YTD PAID	8,595.00
970 XEROX CORPORATION	41367	06/02/13			207730	P	06/14/13	121200	MAINTENANCE-EQUIPMENT	2,441.74
	INVOICE: 68454563									
VENDOR TOTALS					2,095.52	YTD INVOICED		4,537.26	YTD PAID	2,441.74
8283 RICHARD YANGAS	41437	06/10/13			207731	P	06/14/13	4000	REAL ESTATE TRANSFER TAX	2,505.00
	INVOICE: TXR061313									
VENDOR TOTALS					.00	YTD INVOICED		2,505.00	YTD PAID	2,505.00
REPORT TOTALS										307,344.74

COUNT	AMOUNT
TOTAL PRINTED CHECKS	113
TOTAL WIRE TRANSFERS	16
	294,348.20
	12,996.54

** END OF REPORT - Generated by Mary Romanelli **

A-6C

MEMORANDUM

TO: Mark Franz, Village Manager

MF

FROM: Kristen Schrader – Asst. to the Village Manager - Admin
Patti Underhill – Administrative Services Coordinator

KS
PU



DATE: June 18, 2013

RE: Liquor Control Code Ordinance

Background

All liquor licenses in the Village of Glen Ellyn expire June 30th. During this renewal process, businesses are given the opportunity to renew, change or decline their liquor license(s). There were a few changes to the number and types of permitted liquor licenses in the Village during the recent renewal period.

Last year, Yu's Garden (previously known as Beijing) had moved to a new and smaller location – 610 Roosevelt Rd. This year with a smaller location and smaller sit down area, Yu's Garden has requested a change in their current liquor license from a Class B-1 liquor license (Restaurant-all types of liquor) to a Class A-1 liquor license (beer & wine only).

In addition, Blackberry Market has requested a Class G liquor license (Outdoor Sales). Blackberry Market previously did not have a Class G liquor license. The Class G liquor license is a supplemental license to those businesses possessing a Class A or Class B liquor license and authorizes the retail sale of alcoholic liquor in the outdoors or a not fully enclosed structure used in conjunction with the premises.

With these requested changes, the Village must update the Village Code to reflect an increase of a Class A-1 liquor license, a decrease of a B-1 liquor license and an increase in a Class G liquor license.

Attached is the ordinance to update the Village Code.

Recommendation

Adoption of the ordinance:

- Increase A-1 license – no more than 7
- Decrease B-1 license – no more than 17
- Increase G license – no more than 8

Action Requested

Adoption of the ordinance

Attachment

Ordinance

Village of Glen Ellyn

Ordinance No. _____ - VC

**An Ordinance to Amend the Liquor Control Code
Chapter 19 of Title 3, Section 12
(Restriction on Number of Licenses)
of the Village Code of Glen Ellyn, Illinois,
to Increase and Decrease the Number of Various Permitted Liquor Licenses**

**Adopted by the
President and the Board of Trustees
of the Village of Glen Ellyn
DuPage County, Illinois**
this _____ day of _____, 20 _____

Published in pamphlet form by the authority
of the President and Board of Trustees of the
Village of Glen Ellyn, DuPage County,
Illinois, this _____ day of
_____, 20 _____

Ordinance No. _____ - VC

**An Ordinance to Amend the Liquor Control Code
Chapter 19 of Title 3, Section 12
(Restriction on Number of Licenses)
of the Village Code of Glen Ellyn, Illinois,
to Increase and Decrease the Number of Various Permitted Liquor Licenses**

Whereas, the Village of Glen Ellyn is an Illinois home rule municipal corporation; and

Whereas, the Village, pursuant to the Illinois Liquor Control Act, 235 ILCS 5/1-1 et seq., and its home rule powers, has established various classes of liquor licenses for the retail sale of alcoholic liquor in the Village and the number of permitted licenses within each class, as set forth in Chapter 19 of Title 3 (Liquor Control Code) of the Village Code of the Village of Glen Ellyn; and

Whereas, the President and Board of Trustees of the Village of Glen Ellyn deem it to be in the best interest of the Village to periodically review and update the liquor control ordinance of the Village as well as to, when appropriate, change the number of permitted liquor licenses in various classifications; and

Whereas, the President and Board of Trustees have determined that it is in the best interest of the Village to increase by one the number of permitted Class A-1 liquor licenses and decrease by one the number of permitted Class B-1 liquor licenses, to reflect the decision to change the liquor license for Yu's Garden, 610 Roosevelt Road; to increase by one the number of permitted Class G liquor licenses, to reflect the request and issuance of a Class G (Outdoor Sales) liquor license to Blackberry Market, located at 401-405 N. Main Street, and

Now, Therefore, be it ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The findings of fact and conclusions set forth hereinabove are hereby adopted by the President and Board of Trustees as the findings of fact and conclusions of the corporate authorities of the Village of Glen Ellyn.

Section Two: Chapter 19 of Title 3, Section 12 of the Glen Ellyn Village Code (Liquor Control Code) is hereby amended so that reference within this Section shall henceforth read as follows:

Class A-1 - no more than 7

Class B-1 - no more than 17

Class G - no more than 8

Section Three: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this _____ day of _____.

Village President of the Village
of Glen Ellyn, Illinois

Attest:

Village Clerk of the Village
of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the _____ day of _____, 20____)

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A-6D

MEMORANDUM

TO: Mark Franz, Village Manager *3/*

FROM: Albert Stonitsch – Assistant Village Manager
Patti Underhill – Administrative Services Coordinator *PAU*

DATE: June 19, 2013

RE: Prevailing Wage Ordinance



Background

Prevailing wages must be used for government contracts. Prevailing wage is defined as the hourly wage, usual benefits and overtime, paid to the majority of workers within a particular trade or occupation depending upon the labor market location within the state. It is a statutory requirement that the Village adopt a prevailing wage ordinance on an annual basis for any Village department that might be engaged in “public works” projects, including Public Works, Recreation and Facilities Maintenance. This ordinance establishes wages at various levels depending upon the labor market location within the state.

Recommendation

Adoption of the ordinance

Action Requested

Adoption of the ordinance

Attachments

Ordinance

Exhibit A - Prevailing wages – June 2013 – for various labor classifications

Exhibit B – Draft public notice to be published

Ordinance No. _____

**An Ordinance of the Village of Glen Ellyn,
DuPage County, Illinois,
Ascertaining the Prevailing Rate of Wages for Laborers,
Workmen, and Mechanics Employed by Contractors Performing
Public Works for the Village**

Whereas, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the state, county, city, or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, being Chapter 820 ILCS 130/1-12, Illinois Compiled Statutes; and

Whereas, the aforesaid Act requires that the Village of Glen Ellyn, Illinois, investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics, and other workers in the locality of DuPage County employed in performing construction of public works for the Village of Glen Ellyn;

Now, therefore, be it ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: To the extent and as required by "An Act regulating wages of laborers, mechanics, and other workers employed in any public works by the state, county, city or any public body or any political subdivision or by anyone under contract for public works," approved

June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics, and other workers engaged in construction of public works coming under the jurisdiction of the Village of Glen Ellyn is hereby ascertained to be the same as the prevailing rate of wages for construction work in the DuPage County area as determined by the Illinois Department of Labor for June 2013, a copy of that determination being attached hereto as Exhibit "A" and incorporated herein by reference. The definition of any terms appearing in this Ordinance which are also used in the aforesaid Act shall be the same as in said Act.

Section Two: Nothing herein shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works of the Village of Glen Ellyn to the extent required by the aforesaid Act.

Section Three: The Village Clerk shall publicly post or keep available for inspection by any interested party in the main office of the Village of Glen Ellyn this determination of such prevailing rate of wage.

Section Four: The Village Clerk shall mail a copy of this determination to any employer and to any association of employers and to any person or association of employees who have filed, or file their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

Section Five: The Village Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

Section Six: The Village Clerk shall cause a notice to be published in a newspaper of general circulation within the area that the determination of prevailing wages has been made. Said notice shall conform substantially to the notice attached hereto as Exhibit "B." Such publication shall constitute notice that this is the determination of the Village of Glen Ellyn and is effective.

PASSED by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this _____ day of _____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted this _____ day of _____.)

Village of Glen Ellyn

Ordinance No. _____

**An Ordinance of the Village of Glen Ellyn,
DuPage County, Illinois,
Ascertaining the Prevailing Rate of Wages for Laborers,
Workmen, and Mechanics Employed by Contractors Performing
Public Works for the Village**

**Adopted by the
President and the Board of Trustees
of the Village of Glen Ellyn
DuPage County, Illinois
this _____ day of _____.**

Published in pamphlet form by the authority
of the President and Board of Trustees of the
Village of Glen Ellyn, DuPage County,
Illinois, this _____ day of _____,
_____.

EXHIBIT "A"

Du Page County Prevailing Wage for June 2013

(See explanation of column headings at bottom of wages)

Trade Name	RG	TYP	C	Base	FRMAN	M-F>8	OSA	OSH	H/W	Pensn	Vac	Trng
=====	==	===	=	=====	=====	=====	===	===	=====	=====	=====	=====
ASBESTOS ABT-GEN		ALL		36.200	36.700	1.5	1.5	2.0	12.78	9.020	0.000	0.500
ASBESTOS ABT-MEC		BLD		34.160	36.660	1.5	1.5	2.0	10.82	10.66	0.000	0.720
BOILERMAKER		BLD		43.450	47.360	2.0	2.0	2.0	6.970	14.66	0.000	0.350
BRICK MASON		BLD		40.680	44.750	1.5	1.5	2.0	9.550	12.00	0.000	0.970
CARPENTER		ALL		42.520	44.520	1.5	1.5	2.0	13.29	12.75	0.000	0.630
CEMENT MASON		ALL		38.000	40.000	2.0	1.5	2.0	8.950	16.35	0.000	0.380
CERAMIC TILE FNSHER		BLD		34.440	0.000	2.0	1.5	2.0	9.700	6.930	0.000	0.610
COMMUNICATION TECH		BLD		32.650	34.750	1.5	1.5	2.0	9.250	14.46	0.400	0.610
ELECTRIC PWR EQMT OP		ALL		36.610	49.750	1.5	1.5	2.0	5.000	11.35	0.000	0.270
ELECTRIC PWR GRNDMAN		ALL		28.310	49.750	1.5	1.5	2.0	5.000	8.780	0.000	0.210
ELECTRIC PWR LINEMAN		ALL		43.830	49.750	1.5	1.5	2.0	5.000	13.58	0.000	0.330
ELECTRIC PWR TRK DRV		ALL		29.310	49.750	1.5	1.5	2.0	5.000	9.090	0.000	0.220
ELECTRICIAN		BLD		36.200	39.820	1.5	1.5	2.0	9.250	16.27	4.380	0.680
ELEVATOR CONSTRUCTOR		BLD		49.080	55.215	2.0	2.0	2.0	11.88	12.71	3.930	0.600
FENCE ERECTOR	NE	ALL		34.840	36.840	1.5	1.5	2.0	12.86	10.67	0.000	0.300
FENCE ERECTOR	W	ALL		44.950	47.200	2.0	2.0	2.0	8.890	17.69	0.000	0.400
GLAZIER		BLD		39.500	41.000	1.5	2.0	2.0	11.99	14.30	0.000	0.840
HT/FROST INSULATOR		BLD		45.550	48.050	1.5	1.5	2.0	10.82	11.86	0.000	0.720
IRON WORKER	E	ALL		40.750	42.750	2.0	2.0	2.0	13.20	19.09	0.000	0.350
IRON WORKER	W	ALL		44.950	47.200	2.0	2.0	2.0	8.890	17.69	0.000	0.400
LABORER		ALL		37.000	37.750	1.5	1.5	2.0	13.38	9.520	0.000	0.500
LATHER		ALL		42.520	44.520	1.5	1.5	2.0	13.29	12.75	0.000	0.630
MACHINIST		BLD		43.550	46.050	1.5	1.5	2.0	6.130	8.950	1.850	0.000
MARBLE FINISHERS		ALL		29.700	0.000	1.5	1.5	2.0	9.550	11.75	0.000	0.620
MARBLE MASON		BLD		39.880	43.870	1.5	1.5	2.0	9.550	11.75	0.000	0.730
MATERIAL TESTER I		ALL		27.000	0.000	1.5	1.5	2.0	13.38	9.520	0.000	0.500
MATERIALS TESTER II		ALL		32.000	0.000	1.5	1.5	2.0	13.38	9.520	0.000	0.500
MILLWRIGHT		ALL		42.520	44.520	1.5	1.5	2.0	13.29	12.75	0.000	0.630
OPERATING ENGINEER		BLD 1		46.100	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 2		44.800	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 3		42.250	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 4		40.500	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 5		49.850	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 6		47.100	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		BLD 7		49.100	50.100	2.0	2.0	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 1		44.300	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 2		43.750	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 3		41.700	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 4		40.300	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 5		39.100	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 6		47.300	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
OPERATING ENGINEER		HWY 7		45.300	48.300	1.5	1.5	2.0	16.60	11.05	1.900	1.250
ORNAMNTL IRON WORKER E		ALL		42.900	45.400	2.0	2.0	2.0	13.11	16.40	0.000	0.600
ORNAMNTL IRON WORKER W		ALL		44.950	47.200	2.0	2.0	2.0	8.890	17.69	0.000	0.400
PAINTER		ALL		40.880	42.880	1.5	1.5	1.5	9.650	8.200	0.000	1.250
PAINTER SIGNS		BLD		33.920	38.090	1.5	1.5	1.5	2.600	2.710	0.000	0.000
PILEDRIIVER		ALL		42.520	44.520	1.5	1.5	2.0	13.29	12.75	0.000	0.630
PIPEFITTER		BLD		41.200	43.200	1.5	1.5	2.0	9.750	17.09	0.000	1.710
PLASTERER		BLD		40.080	42.480	1.5	1.5	2.0	9.550	12.30	0.000	0.990
PLUMBER		BLD		41.200	43.200	1.5	1.5	2.0	9.750	17.09	0.000	1.710
ROOFER		BLD		38.350	41.350	1.5	1.5	2.0	8.280	8.770	0.000	0.430
SHEETMETAL WORKER		BLD		42.510	44.510	1.5	1.5	2.0	10.04	12.01	0.000	0.780
SPRINKLER FITTER		BLD		49.200	51.200	1.5	1.5	2.0	10.25	8.350	0.000	0.450
STEEL ERECTOR	E	ALL		40.750	42.750	2.0	2.0	2.0	13.20	19.09	0.000	0.350
STEEL ERECTOR	W	ALL		44.950	47.200	2.0	2.0	2.0	8.890	17.69	0.000	0.400

STONE MASON	BLD	40.680	44.750	1.5	1.5	2.0	9.550	12.00	0.000	0.970
TERRAZZO FINISHER	BLD	35.510	0.000	1.5	1.5	2.0	9.700	9.320	0.000	0.400
TERRAZZO MASON	BLD	39.370	42.370	1.5	1.5	2.0	9.700	10.66	0.000	0.550
TILE MASON	BLD	41.430	45.430	2.0	1.5	2.0	9.700	8.640	0.000	0.710
TRAFFIC SAFETY WRKR	HWY	28.250	29.850	1.5	1.5	2.0	4.896	4.175	0.000	0.000
TRUCK DRIVER	ALL 1	32.550	33.100	1.5	1.5	2.0	6.500	4.350	0.000	0.150
TRUCK DRIVER	ALL 2	32.700	33.100	1.5	1.5	2.0	6.500	4.350	0.000	0.150
TRUCK DRIVER	ALL 3	32.900	33.100	1.5	1.5	2.0	6.500	4.350	0.000	0.150
TRUCK DRIVER	ALL 4	33.100	33.100	1.5	1.5	2.0	6.500	4.350	0.000	0.150
TUCKPOINTER	BLD	40.950	41.950	1.5	1.5	2.0	8.180	10.82	0.000	0.940

Legend:

- RG (Region)
- TYP (Trade Type - All,Highway,Building,Floating,Oil & Chip,Rivers)
- C (Class)
- Base (Base Wage Rate)
- FRMAN (Foreman Rate)
- M-F>8 (OT required for any hour greater than 8 worked each day, Mon through Fri.)
- OSA (Overtime (OT) is required for every hour worked on Saturday)
- OSH (Overtime is required for every hour worked on Sunday and Holidays)
- H/W (Health & Welfare Insurance)
- Pensn (Pension)
- Vac (Vacation)
- Trng (Training)

Explanations

DUPAGE COUNTY

IRON WORKERS AND FENCE ERECTOR (WEST) - West of Route 53.

The following list is considered as those days for which holiday rates of wages for work performed apply: New Years Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Day and Veterans Day in some classifications/counties. Generally, any of these holidays which fall on a Sunday is celebrated on the following Monday. This then makes work performed on that Monday payable at the appropriate overtime rate for holiday pay. Common practice in a given local may alter certain days of celebration. If in doubt, please check with IDOL.

EXPLANATION OF CLASSES

ASBESTOS - GENERAL - removal of asbestos material/mold and hazardous materials from any place in a building, including mechanical systems where those mechanical systems are to be removed. This includes the removal of asbestos materials/mold and hazardous materials from ductwork or pipes in a building when the building is to be demolished at the time or at some close future date.

ASBESTOS - MECHANICAL - removal of asbestos material from mechanical systems, such as pipes, ducts, and boilers, where the mechanical systems are to remain.

TRAFFIC SAFETY - work associated with barricades, horses and drums used to reduce lane usage on highway work, the installation and removal of temporary lane markings, and the installation and removal of temporary road signs.

CERAMIC TILE FINISHER

The grouting, cleaning, and polishing of all classes of tile, whether

for interior or exterior purposes, all burned, glazed or unglazed products; all composition materials, granite tiles, warning detectable tiles, cement tiles, epoxy composite materials, pavers, glass, mosaics, fiberglass, and all substitute materials, for tile made in tile-like units; all mixtures in tile like form of cement, metals, and other materials that are for and intended for use as a finished floor surface, stair treads, promenade roofs, walks, walls, ceilings, swimming pools, and all other places where tile is to form a finished interior or exterior. The mixing of all setting mortars including but not limited to thin-set mortars, epoxies, wall mud, and any other sand and cement mixtures or adhesives when used in the preparation, installation, repair, or maintenance of tile and/or similar materials. The handling and unloading of all sand, cement, lime, tile, fixtures, equipment, adhesives, or any other materials to be used in the preparation, installation, repair, or maintenance of tile and/or similar materials. Ceramic Tile Finishers shall fill all joints and voids regardless of method on all tile work, particularly and especially after installation of said tile work. Application of any and all protective coverings to all types of tile installations including, but not be limited to, all soap compounds, paper products, tapes, and all polyethylene coverings, plywood, masonite, cardboard, and any new type of products that may be used to protect tile installations, Blastrac equipment, and all floor scarifying equipment used in preparing floors to receive tile. The clean up and removal of all waste and materials. All demolition of existing tile floors and walls to be re-tiled.

COMMUNICATIONS TECHNICIAN

Low voltage installation, maintenance and removal of telecommunication facilities (voice, sound, data and video) including telephone and data inside wire, interconnect, terminal equipment, central offices, PABX, fiber optic cable and equipment, micro waves, V-SAT, bypass, CATV, WAN (wide area networks), LAN (local area networks), and ISDN (integrated system digital network), pulling of wire in raceways, but not the installation of raceways.

MARBLE FINISHER

Loading and unloading trucks, distribution of all materials (all stone, sand, etc.), stocking of floors with material, performing all rigging for heavy work, the handling of all material that may be needed for the installation of such materials, building of scaffolding, polishing if needed, patching, waxing of material if damaged, pointing up, caulking, grouting and cleaning of marble, holding water on diamond or Carborundum blade or saw for setters cutting, use of tub saw or any other saw needed for preparation of material, drilling of holes for wires that anchor material set by setters, mixing up of molding plaster for installation of material, mixing up thin set for the installation of material, mixing up of sand to cement for the installation of material and such other work as may be required in helping a Marble Setter in the handling of all material in the erection or installation of interior marble, slate, travertine, art marble, serpentine, alberene stone, blue stone, granite and other stones (meaning as to stone any foreign or domestic materials as are specified and used in building interiors and exteriors and customarily known as stone in the trade), carrara, sanionyx, vitrolite and similar opaque glass and the laying of all marble tile, terrazzo tile, slate tile and precast tile, steps, risers treads, base, or any other materials that may be used as substitutes for any of the aforementioned materials and which are used on interior and exterior which are installed in a similar manner.

MATERIAL TESTER I: Hand coring and drilling for testing of materials; field inspection of uncured concrete and asphalt.

MATERIAL TESTER II: Field inspection of welds, structural steel, fireproofing, masonry, soil, facade, reinforcing steel, formwork, cured concrete, and concrete and asphalt batch plants; adjusting proportions of bituminous mixtures.

OPERATING ENGINEER - BUILDING

Class 1. Asphalt Plant; Asphalt Spreader; Autograde; Backhoes with Caisson Attachment; Batch Plant; Benoto (requires Two Engineers); Boiler and Throttle Valve; Caisson Rigs; Central Redi-Mix Plant; Combination Back Hoe Front End-loader Machine; Compressor and Throttle Valve; Concrete Breaker (Truck Mounted); Concrete Conveyor; Concrete Conveyor (Truck Mounted); Concrete Paver Over 27E cu. ft; Concrete Paver 27E cu. ft. and Under; Concrete Placer; Concrete Placing Boom; Concrete Pump (Truck Mounted); Concrete Tower; Cranes, All; Cranes, Hammerhead; Cranes, (GCI and similar Type); Creter Crane; Spider Crane; Crusher, Stone, etc.; Derricks, All; Derricks, Traveling; Formless Curb and Gutter Machine; Grader, Elevating; Grouting Machines; Heavy Duty Self-Propelled Transporter or Prime Mover; Highlift Shovels or Front Endloader 2-1/4 yd. and over; Hoists, Elevators, outside type rack and pinion and similar machines; Hoists, One, Two and Three Drum; Hoists, Two Tugger One Floor; Hydraulic Backhoes; Hydraulic Boom Trucks; Hydro Vac (and similar equipment); Locomotives, All; Motor Patrol; Lubrication Technician; Manipulators; Pile Drivers and Skid Rig; Post Hole Digger; Pre-Stress Machine; Pump Cretes Dual Ram; Pump Cretes: Squeeze Cretes-Screw Type Pumps; Gypsum Bulker and Pump; Raised and Blind Hole Drill; Roto Mill Grinder; Scoops - Tractor Drawn; Slip-Form Paver; Straddle Buggies; Operation of Tie Back Machine; Tournapull; Tractor with Boom and Side Boom; Trenching Machines.

Class 2. Boilers; Broom, All Power Propelled; Bulldozers; Concrete Mixer (Two Bag and Over); Conveyor, Portable; Forklift Trucks; Highlift Shovels or Front Endloaders under 2-1/4 yd.; Hoists, Automatic; Hoists, Inside Elevators; Hoists, Sewer Dragging Machine; Hoists, Tugger Single Drum; Laser Screed; Rock Drill (Self-Propelled); Rock Drill (Truck Mounted); Rollers, All; Steam Generators; Tractors, All; Tractor Drawn Vibratory Roller; Winch Trucks with "A" Frame.

Class 3. Air Compressor; Combination Small Equipment Operator; Generators; Heaters, Mechanical; Hoists, Inside Elevators (remodeling or renovation work); Hydraulic Power Units (Pile Driving, Extracting, and Drilling); Pumps, over 3" (1 to 3 not to exceed a total of 300 ft.); Low Boys; Pumps, Well Points; Welding Machines (2 through 5); Winches, 4 Small Electric Drill Winches.

Class 4. Bobcats and/or other Skid Steer Loaders; Oilers; and Brick Forklift.

Class 5. Assistant Craft Foreman.

Class 6. Gradall.

Class 7. Mechanics; Welders.

OPERATING ENGINEERS - HIGHWAY CONSTRUCTION

Class 1. Asphalt Plant; Asphalt Heater and Planer Combination; Asphalt Heater Scarfire; Asphalt Spreader; Autograder/GOMACO or other similar type machines: ABG Paver; Backhoes with Caisson Attachment; Ballast Regulator; Belt Loader; Caisson Rigs; Car Dumper; Central Redi-Mix Plant; Combination Backhoe Front Endloader Machine, (1 cu. yd. Backhoe Bucket or over or with attachments); Concrete Breaker (Truck Mounted); Concrete Conveyor; Concrete Paver over 27E cu. ft.; Concrete Placer; Concrete Tube Float; Cranes, all attachments; Cranes, Tower Cranes of all types: Creter Crane: Spider Crane; Crusher, Stone, etc.; Derricks, All; Derrick Boats; Derricks, Traveling; Dredges; Elevators, Outside type Rack & Pinion and Similar Machines; Formless Curb and Gutter Machine; Grader, Elevating; Grader, Motor Grader, Motor Patrol, Auto Patrol, Form Grader, Pull Grader, Subgrader; Guard Rail Post Driver Truck Mounted; Hoists, One, Two and Three Drum; Heavy Duty Self-Propelled Transporter or Prime Mover; Hydraulic Backhoes; Backhoes with shear attachments up to 40' of boom reach; Lubrication Technician; Manipulators; Mucking Machine; Pile Drivers and Skid Rig; Pre-Stress Machine; Pump Cretes Dual Ram; Rock Drill - Crawler or Skid Rig; Rock Drill - Truck Mounted; Rock/Track Tamper; Roto Mill Grinder; Slip-Form Paver; Snow Melters; Soil Test Drill Rig (Truck Mounted); Straddle Buggies; Hydraulic Telescoping Form (Tunnel); Operation of Tieback Machine; Tractor Drawn Belt Loader; Tractor Drawn Belt Loader (with attached pusher - two engineers); Tractor with Boom; Tractaire with Attachments; Traffic Barrier Transfer Machine; Trenching; Truck Mounted Concrete Pump with Boom; Raised or Blind Hole Drills (Tunnel Shaft); Underground Boring and/or Mining Machines 5 ft. in diameter and over tunnel, etc; Underground Boring and/or Mining Machines under 5 ft. in diameter; Wheel Excavator; Widener (APSCO).

Class 2. Batch Plant; Bituminous Mixer; Boiler and Throttle Valve; Bulldozers; Car Loader Trailing Conveyors; Combination Backhoe Front Endloader Machine (Less than 1 cu. yd. Backhoe Bucket or over or with attachments); Compressor and Throttle Valve; Compressor, Common Receiver (3); Concrete Breaker or Hydro Hammer; Concrete Grinding Machine; Concrete Mixer or Paver 7S Series to and including 27 cu. ft.; Concrete Spreader; Concrete Curing Machine, Burlap Machine, Belting Machine and Sealing Machine; Concrete Wheel Saw; Conveyor Muck Cars (Haglund or Similar Type); Drills, All; Finishing Machine - Concrete; Highlift Shovels or Front Endloader; Hoist - Sewer Dragging Machine; Hydraulic Boom Trucks (All Attachments); Hydro-Blaster; Hydro Excavating (excluding hose work); Laser Screed; All Locomotives, Dinky; Off-Road Hauling Units (including articulating) Non Self-Loading Ejection Dump; Pump Cretes: Squeeze Cretes - Screw Type Pumps, Gypsum Bulker and Pump; Roller, Asphalt; Rotary Snow Plows; Rototiller, Seaman, etc., self-propelled; Self-Propelled Compactor; Spreader - Chip - Stone, etc.; Scraper - Single/Twin Engine/Push and Pull; Scraper - Prime Mover in Tandem (Regardless of Size); Tractors pulling attachments, Sheeps Foot, Disc, Compactor, etc.; Tug Boats.

Class 3. Boilers; Brooms, All Power Propelled; Cement Supply Tender; Compressor, Common Receiver (2); Concrete Mixer (Two Bag and Over); Conveyor, Portable; Farm-Type Tractors Used for Mowing, Seeding, etc.; Forklift Trucks; Grouting Machine; Hoists, Automatic; Hoists, All Elevators; Hoists, Tugger Single Drum; Jeep Diggers; Low Boys; Pipe Jacking Machines; Post-Hole Digger; Power Saw, Concrete Power Driven; Pug Mills; Rollers, other than Asphalt; Seed and Straw Blower; Steam Generators; Stump Machine; Winch Trucks with "A" Frame; Work Boats; Tamper-Form-Motor Driven.

Class 4. Air Compressor; Combination - Small Equipment Operator; Directional Boring Machine; Generators; Heaters, Mechanical; Hydraulic Power Unit (Pile Driving, Extracting, or Drilling); Light Plants, All

(1 through 5); Pumps, over 3" (1 to 3 not to exceed a total of 300 ft.); Pumps, Well Points; Vacuum Trucks (excluding hose work); Welding Machines (2 through 5); Winches, 4 Small Electric Drill Winches.

Class 5. SkidSteer Loader (all); Brick Forklifts; Oilers.

Class 6. Field Mechanics and Field Welders

Class 7. Dowell Machine with Air Compressor; Gradall and machines of like nature.

TRUCK DRIVER - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

Class 1. Two or three Axle Trucks. A-frame Truck when used for transportation purposes; Air Compressors and Welding Machines, including those pulled by cars, pick-up trucks and tractors; Ambulances; Batch Gate Lockers; Batch Hopperman; Car and Truck Washers; Carry-alls; Fork Lifts and Hoisters; Helpers; Mechanics Helpers and Greasers; Oil Distributors 2-man operation; Pavement Breakers; Pole Trailer, up to 40 feet; Power Mower Tractors; Self-propelled Chip Spreader; Skipman; Slurry Trucks, 2-man operation; Slurry Truck Conveyor Operation, 2 or 3 man; Teamsters; Unskilled Dumpman; and Truck Drivers hauling warning lights, barricades, and portable toilets on the job site.

Class 2. Four axle trucks; Dump Crets and Adgetors under 7 yards; Dumpsters, Track Trucks, Euclids, Hug Bottom Dump Turnapulls or Turnatrailers when pulling other than self-loading equipment or similar equipment under 16 cubic yards; Mixer Trucks under 7 yards; Ready-mix Plant Hopper Operator, and Winch Trucks, 2 Axles.

Class 3. Five axle trucks; Dump Crets and Adgetors 7 yards and over; Dumpsters, Track Trucks, Euclids, Hug Bottom Dump Turnatrailers or turnapulls when pulling other than self-loading equipment or similar equipment over 16 cubic yards; Explosives and/or Fission Material Trucks; Mixer Trucks 7 yards or over; Mobile Cranes while in transit; Oil Distributors, 1-man operation; Pole Trailer, over 40 feet; Pole and Expandable Trailers hauling material over 50 feet long; Slurry trucks, 1-man operation; Winch trucks, 3 axles or more; Mechanic--Truck Welder and Truck Painter.

Class 4. Six axle trucks; Dual-purpose vehicles, such as mounted crane trucks with hoist and accessories; Foreman; Master Mechanic; Self-loading equipment like P.B. and trucks with scoops on the front.

TERRAZZO FINISHER

The handling of sand, cement, marble chips, and all other materials that may be used by the Mosaic Terrazzo Mechanic, and the mixing, grinding, grouting, cleaning and sealing of all Marble, Mosaic, and Terrazzo work, floors, base, stairs, and wainscoting by hand or machine, and in addition, assisting and aiding Marble, Masonic, and Terrazzo Mechanics.

Other Classifications of Work:

For definitions of classifications not otherwise set out, the Department generally has on file such definitions which are available.

If a task to be performed is not subject to one of the classifications of pay set out, the Department will upon being contacted state which neighboring county has such a classification and provide such rate, such rate being deemed to exist by reference in this document. If no neighboring county rate applies to the task, the Department shall undertake a special determination, such special determination being then deemed to have existed under this determination. If a project requires these, or any classification not listed, please contact IDOL at 217-782-1710 for wage rates or clarifications.

LANDSCAPING

Landscaping work falls under the existing classifications for laborer, operating engineer and truck driver. The work performed by landscape plantsman and landscape laborer is covered by the existing classification of laborer. The work performed by landscape operators (regardless of equipment used or its size) is covered by the classifications of operating engineer. The work performed by landscape truck drivers (regardless of size of truck driven) is covered by the classifications of truck driver.

Prevailing Wage Notice

The President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, adopted Ordinance No. _____ ascertaining the prevailing rate of wages in accordance with the Prevailing Wage Act, 820 ILCS 130/1, *et seq.*, at a meeting of the Village Board on the 24th day of June, 2013. Said ordinance lists the applicable prevailing rate of wages in this locality for laborers, mechanics, and other workers engaged in the construction of public works coming under the jurisdiction of the Village of Glen Ellyn, which is the same as determined by the Illinois Department of Labor for DuPage County for June, 2010. The original ordinance is a part of the official records of the Village of Glen Ellyn and is on file and available for examination in the office of the Village Clerk of the Village of Glen Ellyn, 535 Duane Street, Glen Ellyn, Illinois 60137.

Dated the 25th day of June, 2013.

Catherine Galvin
Village Clerk
Village of Glen Ellyn, Illinois

A-6E

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Director Planning & Development
Joe Kvapil, Building and Zoning Official

DATE: June 17, 2013

RE: June 24, 2013 Village Board Meeting
426 Hillside Avenue - Zoning Variation Request



Background

Adam and Susan Carter, the property owners of 426 Hillside Avenue, are requesting approval of a variation from Glen Ellyn Zoning Code Section 10-4-1(N)1 to allow the construction of a second-floor dormer addition to a house with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and a second variation from Section 10-4-1(N)3 to allow the construction of a second-floor dormer addition to a house with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet. Notice of the public hearing was published in the Daily Herald on May 13, 2013. The Zoning Board of Appeals conducted a public hearing on the requested variations on Tuesday, May 28, 2013. At the meeting, one person spoke in favor of and no persons spoke in opposition to the variation requests.

Issues

The Zoning Board of Appeals was in favor of the variations because they felt that there are practical difficulties or particular hardships in the application of the Zoning Code regulations on this property and that the conditions on this property are unique and not generally applicable to other properties in this zoning district. The lot is existing legal nonconforming and was platted in 1873 prior to the current minimum required lot area and front and corner side yard setbacks. Zoning Code Section 10-4-1(N) makes exceptions and allows conditioned development on these existing legal nonconforming lots but the proposed dormer addition does not meet the minimum required front and corner side yard setbacks permitted in this section.

The subject lot is only 48 feet wide and 5,938 square feet in area which is considerably less than the current required minimum of 80 feet wide and 8,712 square feet in area. This narrow lot width and small lot area results in the existing home positioned so close to the lot lines that the minimum required setbacks cannot be attained. The proposed second-floor dormer addition does not encroach any further in the existing setbacks as the first floor. The encroachment is toward both streets on this corner lot and, therefore, does not directly impact any adjacent neighboring home. The proposed second-floor dormer addition is only approximately 49 square feet in area and not a significant increase to the bulk of the home. In addition to this dormer addition, the owners are planning to construct a two-story addition to the rear of the home. Due to the nonconforming lot width, lot size, and setbacks, the design of this proposed two-story addition is

significantly restricted, however, the owners selected a design that meets all current zoning code regulations and avoided the need for any additional variation requests.

Recommendation

At the public hearing on May 28, 2013, the Zoning Board of Appeals voted on a motion to recommend approval of the requested variations which carried unanimously with four (4) “yes” votes. In accordance with this recommendation, staff has prepared an ordinance to **approve** the requested variations.

Action Requested

It is requested that the Village Board consider the petitioners' request, the recommendation offered by the Zoning Board of Appeals, and any further evidence or testimony presented at the Village Board Meeting and grant, deny or amend the requested variations.

Attachments

- Minutes of ZBA meeting dated May 28, 2013
- Photo of the Subject Property
- Location Map
- Ordinance
- Notice of Public Hearing
- List of Addresses
- Petitioners' Application Packet
- Petition in support of variation
- Site Plan dormer and setback diagram

CC: Adam and Susan Carter

DRAFT
ZONING BOARD OF APPEALS
MINUTES
MAY 28, 2013

The meeting was called to order by Acting Chairman Edward Kolar at 7:33 p.m. Board Members Gregory Constantino, Barbara Fried, Meg Maloney and John Micheli were present. ZBA Member Chip Miller and Chairman Rick Garrity were excused. Also present were Building and Zoning Official Joe Kvapil and Recording Secretary Barbara Utterback. Trustee Liaison Tim Elliott was also excused.

Acting Chairman Kolar described the proceedings of the Zoning Board of Appeals.

ZBA Member Fried moved, seconded by ZBA Member Constantino, to approve the minutes of the April 23, 2013 Zoning Board of Appeals meeting. The motion carried unanimously by voice vote.

Two public hearings were on the agenda for the properties at 426 Hillside Avenue and 109 Grove Avenue.

PUBLIC HEARING – 426 HILLSIDE AVENUE

A REQUEST FOR APPROVAL OF VARIATIONS FROM THE GLEN ELLYN ZONING CODE, SECTION 10-4-1(N)1, TO ALLOW THE CONSTRUCTION OF A SECOND FLOOR DORMER ADDITION TO A HOUSE WITH A FRONT YARD SETBACK OF 15.3 FEET IN LIEU OF THE MINIMUM REQUIRED FRONT YARD SETBACK OF 25 FEET AND SECTION 10-4-1(N)3 TO ALLOW THE CONSTRUCTION OF A SECOND FLOOR DORMER ADDITION TO A HOUSE WITH A CORNER SIDE YARD SETBACK OF 11.5 FEET IN LIEU OF THE MINIMUM REQUIRED CORNER SIDE YARD SETBACK OF 20 FEET.

(Adam and Susan Carter, owners)

ZBA Member Fried moved, seconded by ZBA Member Constantino, to open the public hearing. The motion carried unanimously by voice vote.

Staff Report

Building and Zoning Official Joe Kvapil stated that Adam and Susan Carter, owners of the property at 426 Hillside Avenue, are requesting two (2) variations from the Glen Ellyn Zoning Code and that the variations are from Section 10-4-1(N)1 to allow the construction of a second floor dormer addition to a house with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and from Section 10-4-1(N)3 to allow the construction of a second floor dormer addition to a house with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet. Mr. Kvapil stated that the subject property is located in the R2 Single Family zoning district and is defined as an interior lot on the north side of Hillside Avenue. He added that the zoning and land use to the north, east and south is R2 Single

Family Residential and the zoning and land use to the west is R4 Multi-Family Residential. Mr. Kvapil stated that Village records indicate that zoning variations have been granted for the subject property which allow the porch roof to project 4 feet into the required front yard setback, to allow a dormer addition and a skylight to a structure on a nonconforming lot and to allow a detached garage on a nonconforming lot. He added that the subject lot is 48 feet in width and an interior lot width is 66 feet. He also stated that several permits have been granted over the years for the subject property.

Mr. Kvapil distributed a site plan to the ZBA members and stated that the homeowners propose to construct a two-story addition to the rear of the home that complies with all zoning regulations for setbacks, height and lot coverage ratio. He stated that the homeowners also propose to construct a second floor dormer addition that is approximately 49 square feet over a portion of the existing first floor that does not meet the minimum required front yard setback and corner side yard setback requirements. He added that a variation is required for the dormer addition which will be no higher than the peak of the existing roof. Mr. Kvapil also stated that the existing lot area, lot width, front yard setback and corner side yard setback of the subject home are nonconforming. He summarized that both the subject house and lot are nonconforming.

Petitioners' Presentation

Adam and Susan Carter of 426 Hillside Avenue, Glen Ellyn, Illinois and Architect Daryl Drake, 422 Phillips Avenue, Glen Ellyn, Illinois were present to speak on behalf of the subject variation requests. Mr. Drake stated that his home is included in the neighboring area affected by these variation requests. Mr. Drake stated that the subject request is one of the smallest variations he has helped to assemble in Glen Ellyn. He stated that the purpose of the addition is to add more bedrooms to the home as the petitioners need four bedrooms for their growing family. Mr. Drake stated that the only feasible way to add more room to the subject home is to build up rather than extend out and added that they want to be sure the addition is in context with the architecture of the home. Mr. Drake also stated that the dormer comes out to the edge of the walls in the most logical location and that the dormer will be made as small as possible. Mr. Drake stated that the hardships are that the subject lot is substandard and the house is too close to the property in the corner. He also stated that the homeowners want to impact the lot as little as possible. A petition with 14 signatures in support of the variation requests was distributed to the ZBA members.

Mr. Carter stated that they purchased the subject home in 2006. He stated that they are very active in the community and that their family is growing. He stated that they considered moving when their family started to grow but do not want to leave this home. Mr. Carter stated that although they need to add space to their home, they want to maintain its historic nature and have limited the number of variations being requested. Mr. Carter stated that the addition is for a child's room which needs adequate light, ventilation and a fire escape. Mr. Carter also stated that their home is on a corner lot and the addition is a west wall that faces Melrose Avenue. He added that no neighbor will be directly affected by the proposed addition and that the addition will match the existing

home. He also stated that their existing home must comply with the current Zoning Code which did not exist when the house was built in 1904.

Responses to Questions from the ZBA

ZBA Member Fried asked why no variation is required regarding the rear addition, and Mr. Kvapil responded that the Zoning Code allows additions and alterations to existing homes even if they are on nonconforming lots provided they meet all of the current Zoning Code requirements. Acting Chairman Kolar asked if the dormer projects any closer to the property line than the current house. Mr. Kvapil replied the plans indicate it does not and aligns with the exterior wall of the first floor. ZBA Member Fried asked what the specific hardship is regarding this home. Mr. Drake responded that the hardship is the location of the house on the property and added that no homes in the surrounding area meet the front yard setback requirements. Mr. Kvapil asked when the subject home was built as the Village has no records regarding that date, and Mr. Carter stated the home was built in 1904. ZBA Member Constantino asked if the size of the addition is the minimum to address the homeowners' needs. Mr. Drake responded that the minimum size required for a bedroom is 100 square feet and that the proposed bedroom has been made as small as possible at approximately 130 square feet. He added that the bedrooms at the front of the house to the south are also small. Mr. Drake also stated that they are not requesting an increase in the lot coverage ratio. ZBA Member Constantino asked if comments had been received from neighbors, and Mr. Carter distributed a petition signed by 14 neighbors in support of the variation requests.

Persons in Favor of or in Opposition to the Petition

Taivo Tammaru of 404 Prospect Avenue, Glen Ellyn, Illinois was supportive of the petitioners' variation requests and stated he was appreciative of the petitioners' significant commitment to their home.

Comments from the ZBA

All of the ZBA Members were in favor of the variations being requested. ZBA Member Fried stated that the lot is substandard and the proposed addition is just about all they can do without increasing the setbacks. ZBA Member Micheli was supportive of the variation requests because the proposed addition is in keeping with the neighborhood and will have no effects on the neighbors. He added that the home is older and the Village encourages improvements on that type of home; therefore, allowances need to be made to work with this type of property. ZBA Member Maloney felt the homeowners have no other options based on where the house is located on the lot and, therefore, was supportive of the requested variations. ZBA Member Constantino was also supportive of the petitioners' variation requests as the proposed configuration is the minimum required to address the need for additional square footage. He stated that the location of the proposed dormer on the west side of the home will have no effect on light, air or drainage and will allow for an escape in the event of an emergency. He also added that the front setback matches the neighbors. He also stated there is an apparent hardship as the size

and square footage of the lot does not comply with the current zoning. He also stated that there will be no apparent effect upon their immediate neighbors and no increased traffic in the area. Acting Chairman Kolar was in favor of the variations because the addition is straight up with no expansion out. He also stated that family size is not a justification for a hardship.

ZBA Member Fried moved, seconded by ZBA Member Micheli, to close the public hearing. The motion carried unanimously by voice vote.

Motion

ZBA Member Fried moved, seconded by ZBA Member Micheli, to recommend approval of variations from Section 10-4-1(N)1 to allow the construction of a second floor dormer addition to a house with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and Section 10-4-1(N)3 to allow the construction of a second floor dormer addition to a house with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet as the house was built in 1904 when lot sizes were smaller, the location of the house on the property is near the front of the lot, and the variations will not impact neighbors as the addition basically faces the street. ZBA Member Fried also stated that the recommendation for approval was based on the condition that the plans are carried out in substantial conformance with those as submitted at this meeting.

The motion carried unanimously with four (4) "yes" votes and zero (0) "no" votes as follows: ZBA Members Fried, Micheli, Constantino and Acting Chairman Kolar voted yes.

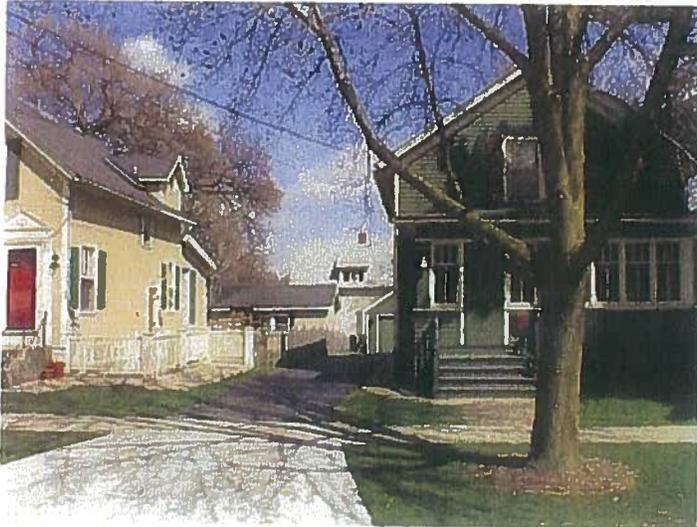
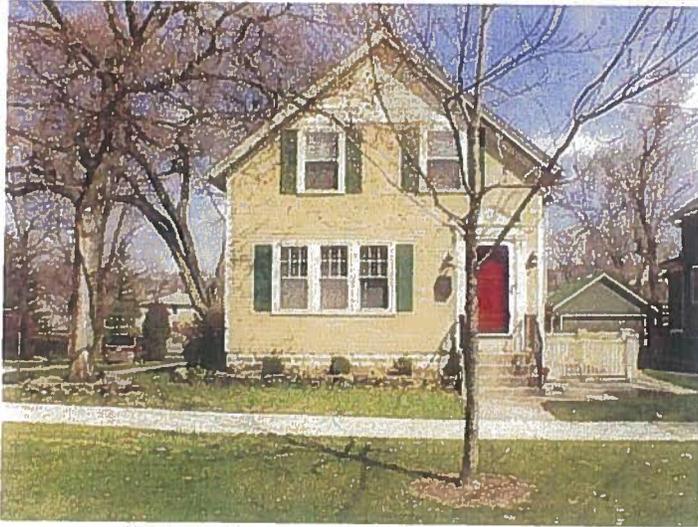
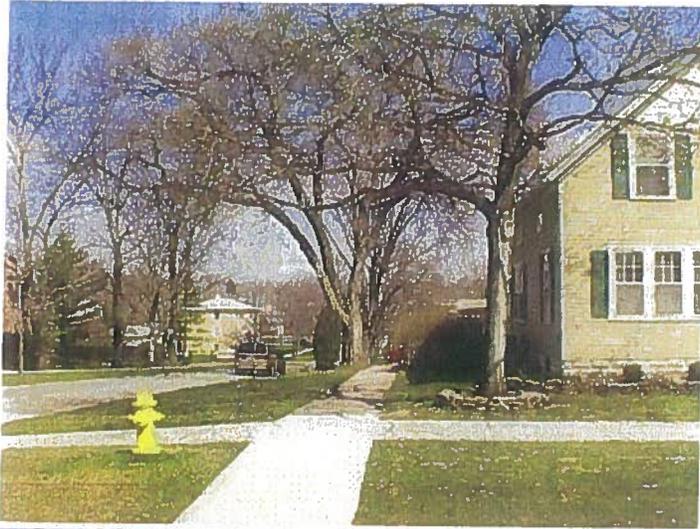
PUBLIC HEARING – 109 GROVE AVENUE

A REQUEST FOR APPROVAL OF VARIATIONS FROM THE GLEN ELLYN ZONING CODE, SECTION 10-4-1(L)1, TO ALLOW THE CONSTRUCTION OF A NEW SINGLE-FAMILY HOME ON A LOT WITH AN AREA OF 6,250 SQUARE FEET IN LIEU OF THE MINIMUM REQUIRED LOT AREA OF 6,534 SQUARE FEET AND SECTION 10-4-1(L)2 TO ALLOW THE CONSTRUCTION OF A NEW DETACHED GARAGE ACCESSORY STRUCTURE WITH A CORNER SIDE YARD SETBACK OF 4 FEET IN LIEU OF THE MINIMUM REQUIRED CORNER SIDE YARD SETBACK OF 20 FEET.

(Timothy Betts, owner)

Staff Report

Building and Zoning Official Joe Kvapil stated that Timothy Betts, the owner of 109 Grove Avenue, is present and represented at this public hearing by Alexander Wolfram who intends to purchase the subject property. Mr. Kvapil stated that the property owner is requesting approval of two variations from the Glen Ellyn Zoning Code as follows: 1. Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet.



Village of Glen Ellyn

Ordinance No. _____

**An Ordinance Approving Variations from the
Front Yard and Corner Side Yard Setback
Requirements of the Zoning Code to
Allow a New Second-Floor Dormer Addition for
Property at 426 Hillside Avenue
Glen Ellyn, IL 60137**

**Adopted by the
President and Board of Trustees
Of the Village of Glen Ellyn
DuPage County, Illinois
this _____ day of _____, 20____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20____.

Ordinance No. _____

**An Ordinance Approving Variations from the
Front Yard and Corner Side Yard Setback
Requirements of the Zoning Code to
Allow a New Second-Floor Dormer Addition for
Property at 426 Hillside Avenue
Glen Ellyn, IL 60137**

Whereas, Adam and Susan Carter, owners of the property at 426 Hillside Avenue, Glen Ellyn, Illinois, which is legally described as follows:

Lots 31 and 32 in Block 3 in “Glenwood”, being C. A. Phillips Subdivision of parts of Sections 10 and 11, Township 39 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded August 22, 1873 as Document 16688, in DuPage County, Illinois.

P.I.N.: 0511325024

have petitioned the President and Board of Trustees of the Village of Glen Ellyn for a variation from Glen Ellyn Zoning Code Section 10-4-1(N)1 to allow the construction of a new second-floor dormer addition with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and a variation from Section 10-4-1(N)3 to allow the construction of a new second-floor dormer addition with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet;

Whereas, following due notice by publication in the Daily Herald not less than fifteen (15) nor more than thirty (30) days prior thereto, and by mailing notice to all property owners within 250 feet of the subject property at least ten (10) days prior thereto, and following the placement of a

placard on the subject property not less than fifteen (15) days prior thereto, the Glen Ellyn Zoning Board of Appeals conducted a public hearing on May 28, 2013, at which the petitioners presented evidence, testimony, and exhibits in support of the variation requests and one (1) person appeared in favor of the variation requests and no (0) persons appeared in opposition thereto; and

Whereas, based upon the evidence, testimony, and exhibits presented at the public hearing on May 28, 2013, the Zoning Board of Appeals adopted findings of fact and voted on a motion to approve the variations which carried unanimously with four (4) “yes” votes resulting in a recommendation for approval as set forth in its draft Minutes dated May 28, 2013, appended hereto as Exhibit "A"; and

Whereas, the President and Board of Trustees have reviewed the exhibits and evidence presented at the aforementioned public hearing and have considered the findings of fact and recommendations of the Zoning Board of Appeals; and

Whereas, the President and Board of Trustees make the following findings of fact:

- A. That the plight of the owner is due to unique circumstances since this existing legal nonconforming lot was platted in 1873 and does not meet the minimum corner lot area, lot width, front yard setback or corner side yard setback requirements;
- B. That the variations, if granted, will not alter the essential character of the locality since the existing home with the new second-floor dormer addition is consistent with the size, height and area of other homes on Hillside Avenue and does not encroach toward any neighboring property since it faces the street;
- C. That the particular physical surroundings, shape or topographical condition of the specific property involved would bring practical difficulty or particular hardship upon the owner as

distinguished from a mere inconvenience if the strict letter of the regulations was to be carried out since the existing nonconforming conditions impose a significant restriction on the extent of development on this property;

D. That the conditions upon which the variations are based would not be applicable generally to other property within the same zoning district since the lot and the home on the lot are nonconforming in several respects and the property will not be comparable to conditions on other corner lots;

E. That the purpose of the variations is not based exclusively upon a desire to make more money out of the property since the current owners intend to continue to occupy the home in the foreseeable future;

F. That the practical difficulty or particular hardship has not been created by any persons presently having an interest in the property since the lot was platted in 1873 and since the home was constructed prior to the current zoning regulations and the current owner's occupancy;

G. That the variations will not be detrimental to the public comfort, morals, and welfare or injurious to other property or improvements in the neighborhood in which the property is located since the proposed residential use is the permitted and intended use in this zoning district and the second-floor dormer addition will be constructed in accordance with all applicable zoning code regulations other than the variations granted;

H. That the variations will not substantially increase the hazard from fire or other dangers to said property and not otherwise impair the public health, safety, or general welfare of the inhabitants of the Village since the second-floor dormer addition will be constructed in accordance with all applicable building code regulations;

I. That the variations will not diminish or impair property values within the neighborhood since it is a property improvement that will increase property values;

J. That the variations will not unduly increase traffic congestion in the public streets and highways since the new second-floor dormer addition has no impact on the residential vehicle access and parking requirements on the property;

K. That the variations will not result in an increase in public expenditures or create a nuisance since the new second-floor dormer addition is a permitted use in this residential zoning district;

L. That the variations that allow the construction of this new second-floor dormer addition are the minimum variations that will make possible the reasonable use of the home; and

Whereas, the President and Board of Trustees, based on the aforementioned findings of fact, find it appropriate to grant the variations presented to the Zoning Board of Appeals.

Now, Therefore, be it Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in exercise of its home rule powers, as follows:

Section One: The draft Minutes of the May 28, 2013 Glen Ellyn Zoning Board of Appeals meeting, Exhibit "A" appended hereto, are hereby accepted, and the findings of fact and conclusions set forth in the preambles above are hereby adopted as the findings of fact and conclusions of the corporate authorities of the Village of Glen Ellyn.

Section Two: Based upon the above findings of fact, the President and Board of Trustees hereby approve variations from Glen Ellyn Zoning Code Section 10-4-1(N)1 to allow the construction of a new second-floor dormer addition with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and from Section 10-4-1(N)3 to allow the construction of a new second-floor dormer addition with a corner side yard setback of 11.5 feet in

lieu of the minimum required corner side yard setback of 20 feet at 426 Hillside Avenue, Glen Ellyn, Illinois, which is legally described as follows:

Lots 31 and 32 in Block 3 in "Glenwood", being C. A. Phillips Subdivision of parts of Sections 10 and 11, Township 39 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded August 22, 1873 as document 16688, in DuPage County, Illinois.

P.I.N.: 0511325024

Section Three: This grant of variations to construct a new single-family home is conditioned upon the construction being completed in substantial conformance with the plans and the Application for Variation received by the Planning & Development Department and signed on May 15, 2013 and the testimony and exhibits provided at the May 28, 2013 Zoning Board of Appeals public hearing.

Section Four: The Building and Zoning Official is hereby authorized and directed to issue building permits for the subject property, consistent with the variations granted herein, provided that all conditions set forth hereinabove have been met and that the proposed construction is in compliance with all other applicable laws and ordinances. This grant of variations shall expire and become null and void twenty-four (24) months from the date of passage of this Ordinance unless a building permit to begin construction in reliance on these variations is applied for within said twenty-four (24) month time period and construction is continuously and vigorously pursued provided, however, the Village Board, by motion, may extend the period during which permit application, construction, and completion shall take place.

Section Five: The Village Clerk is hereby authorized and directed to cause a copy of this Ordinance approving the variations to be recorded with the DuPage County Recorder of Deeds.

Section Six: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Section Seven: Failure of the owner or other party in interest or a subsequent owner or other party in interest to comply with the terms of this Ordinance, after execution of said Ordinance, shall subject the owner or party in interest to the penalties set forth in Section 10-10-18 "A" and "B" of the Village of Glen Ellyn Zoning Code.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this ____ day of _____, 2013.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this ____ day of _____, 20____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ____ day of _____).



NOTICE OF PUBLIC HEARING

Adam and Susan Carter, owners of the property at 426 Hillside Avenue, are requesting a public hearing for two variations in accordance with Section 10-10-12 of the Glen Ellyn Zoning Code. The owners would like to construct a second floor dormer addition above the existing first floor of the house. The Zoning Code does not allow an addition over the existing first floor if the house does not meet the minimum required front yard and corner side yard setbacks from the lot lines. The Glen Ellyn Zoning Board of Appeals will conduct a public hearing to consider these variations on May 28, 2013 at 7:30 p.m. on the third floor in the Civic Center, 535 Duane Street, Glen Ellyn, Illinois. Anyone is welcome to attend.

The property owners are requesting approval of two variations from the Glen Ellyn Zoning Code as follows:

1. Section 10-4-1(N)1 to allow the construction of a second floor dormer addition to a house with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet.
2. Section 10-4-1(N)3 to allow the construction of a second floor dormer addition to a house with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet.
3. Any other zoning relief necessary to construct the project as depicted on the plans presented or revised at the public hearing or at a public meeting of the Village Board.

The property is zoned R2, Residential District, and is legally described as follows:

Lots 31 and 32 in Block 3 in "Glenwood", being C. A. Phillips Subdivision of parts of Sections 10 and 11, Township 39 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded August 22, 1873 as document 16688, in DuPage County, Illinois.

P.I.N.: 0511325024

Plans related to the proposed project are available for public review in the Planning and Development Department, Civic Center, 535 Duane Street, Glen Ellyn, Illinois. If you have questions, please contact Joe Kvapil, Building & Zoning Official, at (630) 547-5244. For individuals with disabilities who have questions regarding the accessibility of the meeting or facilities, contact Harold Kolze, ADA Coordinator, at (630) 547-5209.

(Published in the Daily Herald on Monday, May 13, 2013)

X:\Plandev\BUILDING\ZBA\PUBLIC NOTICE\HILLSIDE426-FRONT,CS.doc

NOSAL, DOLORES L 80415-0
OR CURRENT OWNER
404 MELROSE
GLEN ELLYN, IL 60137

PAYTON, DEAN & LISA
OR CURRENT OWNER
425 HILLSIDE
GLEN ELLYN, IL 60137

PELLETTIERE, LYNETTE
OR CURRENT OWNER
385 DUANE ST 204
GLEN ELLYN, IL 60137

PRUDENTIAL RESIDENTL SRVC
OR CURRENT OWNER
16260 N 71ST ST
SCOTTSDALE, AZ 85254

RADZINSKI, JAMES D
OR CURRENT OWNER
415 HILLSIDE AVE
GLEN ELLYN, IL 60137

RESH, MARLENE J
OR CURRENT OWNER
412 MELROSE 304
GLEN ELLYN, IL 60137

ROMAN CATHOLIC CHURCH
OR CURRENT OWNER
425 SUMMIT
JOLIET, IL 60435

RUTH,SUSAN & RODRIGUEZ, B
OR CURRENT OWNER
408 PHILLIPS
GLEN ELLYN, IL 60137

SADLER, BOB KLOTZ
OR CURRENT OWNER
424 PROSPECT AVE
GLEN ELLYN, IL 60137

SCHAUB, JANET M
OR CURRENT OWNER
389 DUANE ST 4-201
GLEN ELLYN, IL 60137

SCHLUETER, CHRIS & JOANNE
OR CURRENT OWNER
420 PHILLIPS AVE
GLEN ELLYN, IL 60137

SCHULZ, JULIA E
OR CURRENT OWNER
420 PROSPECT AVE
GLEN ELLYN, IL 60137

SCRIBNER, JEFFERY&SHIRLEY
OR CURRENT OWNER
432 HILLSIDE AVE
GLEN ELLYN, IL 60137

SHEEHY, BRENDAN & MARY
OR CURRENT OWNER
411 HILLSIDE AVE
GLEN ELLYN, IL 60137

SMITH, TATYANA
OR CURRENT OWNER
416 MELROSE AVE 202
GLEN ELLYN, IL 60137

SNYDER, ROBERT A
OR CURRENT OWNER
410 MELROSE 102
GLEN ELLYN, IL 60137

SOREY II, REVIE & SUSAN
OR CURRENT OWNER
392 PROSPECT AVE
GLEN ELLYN, IL 60137

STACEY, CURT D
OR CURRENT OWNER
416 MELROSE AVE 301
GLEN ELLYN, IL 60137

STUTTS, ALLISON
OR CURRENT OWNER
410 MELROSE AVE 301
GLEN ELLYN, IL 60137

SUDDARTH, TREVOR & SHERI
OR CURRENT OWNER
417 HILLSIDE AVE
GLEN ELLYN, IL 60137

SZERLONG, ROBERT H
OR CURRENT OWNER
389 DUANE ST 301
GLEN ELLYN, IL 60137

TAMMARU, TAIVO & NIKKI
OR CURRENT OWNER
404 PROSPECT AVE
GLEN ELLYN, IL 60137

TOUSSAINT, STEVEN
OR CURRENT OWNER
26200 WHIPPOORWILL DR
SOUTH BEND, IN 46619

TUCKER, EDWARD L
OR CURRENT OWNER
404 MELROSE AVE 104
GLEN ELLYN, IL 60137

TUINENGA, JAMES & JANET
OR CURRENT OWNER
502 RAINTREE DR
GLEN ELLYN, IL 60137

WALKER, KAMIAH A
OR CURRENT OWNER
393 DUANE ST 204
GLEN ELLYN, IL 60137

WHITE, WM & ROBB SACKETT
OR CURRENT OWNER
431 MELROSE AVE
GLEN ELLYN, IL 60137

WILSON, CATHERINE JUNE
OR CURRENT OWNER
385 DUANE ST 203
GLEN ELLYN, IL 60137

WONG, GARY
OR CURRENT OWNER
413 MELROSE AVE
GLEN ELLYN, IL 60137

WOODCOCK, M & L ESKILSON
OR CURRENT OWNER
430 PHILLIPS AVE
GLEN ELLYN, IL 60137

GRANT, NANCY J
OR CURRENT OWNER
389 DUANE ST 4-102
GLEN ELLYN, IL 60137

HALLGREN, WILLIAM & GRETA
OR CURRENT OWNER
428 HILLSIDE AVE
GLEN ELLYN, IL 60137

HART, SHANNON
OR CURRENT OWNER
404 MELROSE 303
GLEN ELLYN, IL 60137

HASLER, ELYSE M
OR CURRENT OWNER
404 MELROSE AVE 204
GLEN ELLYN, IL 60137

HICKMAN, ELLA YVONNE
OR CURRENT OWNER
416 MELROSE AVE 101
GLEN ELLYN, IL 60137

HIRSH, JOHN
OR CURRENT OWNER
383 BRANDON AVE
GLEN ELLYN, IL 60137

HOLLAHAN, JOHN
OR CURRENT OWNER
395 DUANE ST 201
GLEN ELLYN, IL 60137

HOLLAHAN, MARY
OR CURRENT OWNER
393 DUANE ST 103
GLEN ELLYN, IL 60137

HUDSON, JOHN & DAILENE
OR CURRENT OWNER
429 HILLSIDE AVE
GLEN ELLYN, IL 60137

KAMP, PETER
OR CURRENT OWNER
412 MELROSE AVE 1-303
GLEN ELLYN, IL 60137

KELLEGHAN, BARABRA J
OR CURRENT OWNER
406 HILLSIDE AVE
GLEN ELLYN, IL 60137

KEY, LOUISE
OR CURRENT OWNER
403 DUANE ST
GLEN ELLYN, IL 60137

KING, CHRISTOPHER S
OR CURRENT OWNER
404 MELROSE AVE 304
GLEN ELLYN, IL 60137

KINNEY, DOUGLAS & TIFFANY
OR CURRENT OWNER
384 PROSPECT AVE
GLEN ELLYN, IL 60137

KLEINEDLER, JAMES J
OR CURRENT OWNER
385 DUANE ST 104
GLEN ELLYN, IL 60137

KLOSS MARCHESCHI, LAURA
OR CURRENT OWNER
542 DEERPATH RD
GLEN ELLYN, IL 60137

KOEHLER, GAYLE E
OR CURRENT OWNER
393 DUANE ST 104
GLEN ELLYN, IL 60137

KOUTOULAS, FRANK
OR CURRENT OWNER
8657 W SUMMERDALE
CHICAGO, IL 60656

KROSCHER, TIMOTHY M
OR CURRENT OWNER
412 MELROSE AVE 203
GLEN ELLYN, IL 60137

LACHNER, HERBERT & ARLENE
OR CURRENT OWNER
389 DUANE ST 302
GLEN ELLYN, IL 60137

LEWENCZUK, JOHN
OR CURRENT OWNER
410 LINCOLN AVE
DOWNERS GROVE, IL 60515

LOESCH, JOAN D
OR CURRENT OWNER
404 MELROSE AVE 203
GLEN ELLYN, IL 60137

LORCH, MICHAEL & MARJORIE
OR CURRENT OWNER
396 PROSPECT AVE
GLEN ELLYN, IL 60137

MAHENDRA, VIKAS
OR CURRENT OWNER
385 DUANE ST 304
GLEN ELLYN, IL 60137

MC KEE, EDWARD & DOROTHY
OR CURRENT OWNER
428 PHILLIPS AVE
GLEN ELLYN, IL 60137

MC ROBERTS, HATTIE JUNE
OR CURRENT OWNER
395 DUANE ST 101
GLEN ELLYN, IL 60137

MCQUISTON, AMY
OR CURRENT OWNER
416 MELROSE AVE 102
GLEN ELLYN, IL 60137

MEYER, JULIA A
OR CURRENT OWNER
395 DUANE ST 3-301
GLEN ELLYN, IL 60137

MEYERS, NANCY A
OR CURRENT OWNER
352 TAYLOR AVE
GLEN ELLYN, IL 60137

MOLK, ELAINE J
OR CURRENT OWNER
410 MELROSE ST 302
GLEN ELLYN, IL 60137

427 429 DUANE LLC
OR CURRENT OWNER
490 PENNSYLVANIA AVE
GLEN ELLYN, IL 60137

ANDERSON, HAROLD
OR CURRENT OWNER
393 DUANE ST
GLEN ELLYN, IL 60137

ANDERSON, KENNETH & J
OR CURRENT OWNER
6 ST ANDREWS LN
BLUFFTON, SC 29909

BARATTA, SUSAN J
OR CURRENT OWNER
406 PHILLIPS AVE
GLEN ELLYN, IL 60137

BIELBY, DONNA
OR CURRENT OWNER
6928 POMAIKAI ST
KAAPAA, HI 96746

BOECHER, ROSEMARY T
OR CURRENT OWNER
389 DUANE ST 4-101
GLEN ELLYN, IL 60137

BRESOLIN, JUDITH A
OR CURRENT OWNER
385 DUANE ST 4-303
GLEN ELLYN, IL 60137

BRINKER, TIMOTHY M & MARY
OR CURRENT OWNER
421 HILLSIDE AVE
GLEN ELLYN, IL 60137

BURKE, B & A BARRETT
OR CURRENT OWNER
415 MELROSE AVE
GLEN ELLYN, IL 60137

CADAS, SANDRA & PATRICK
OR CURRENT OWNER
338 PROSPECT
GLEN ELLYN, IL 60137

CARDELLI, DAN
OR CURRENT OWNER
389 DUANE ST 4-202
GLEN ELLYN, IL 60137

CARTER, ADAM C & SUSAN A
OR CURRENT OWNER
426 HILLSIDE AVE
GLEN ELLYN, IL 60137

CIONI, MARIE C
OR CURRENT OWNER
410 MELROSE 202
GLEN ELLYN, IL 60137

CLARK, H JANE
OR CURRENT OWNER
395 DUANE ST 102
GLEN ELLYN, IL 60137

DASKO, JOSEPH R
OR CURRENT OWNER
395 DUANE ST 302
GLEN ELLYN, IL 60137

DAVIS, CHRIS M
OR CURRENT OWNER
416 MELROSE AVE 302
GLEN ELLYN, IL 60137

DELANY, JOHN & LESLIE
OR CURRENT OWNER
410 PROSPECT AVE
GLEN ELLYN, IL 60137

DEUTSCHE BANK
OR CURRENT OWNER
4875 BEDFORD RD 130
JACKSONVILLE, FL 32258

DIOCESE OF JOLIET
OR CURRENT OWNER
425 SUMMIT ST
JOLIET, IL 60435

DISHMAN, NEIL
OR CURRENT OWNER
395 PROSPECT AVE
GLEN ELLYN, IL 60137

DRAKE, DARYL & JUNE D
OR CURRENT OWNER
422 PHILLIPS AVE
GLEN ELLYN, IL 60137

DUANE ST LLC
OR CURRENT OWNER
682 OAK ST
GLEN ELLYN, IL 60137

DUNCAN, KRISTIN
OR CURRENT OWNER
402 HILLSIDE AVE
GLEN ELLYN, IL 60137

~~DUNCAN, KRISTIN
OR CURRENT OWNER
402 HILLSIDE AVE
GLEN ELLYN, IL 60137~~

EASTMAN, LARRY & CHRISTA
OR CURRENT OWNER
26W150 REDWING CT
CAROL STREAM, IL 60188

EMANUEL, ROLAND J
OR CURRENT OWNER
433 DUANE ST
GLEN ELLYN, IL 60137

FAMILY SHELTER CARE SERVICE
OR CURRENT OWNER
GLEN ELLYN, IL 60138

FELKER, CLARA JANE
OR CURRENT OWNER
385 DUANE ST 103
GLEN ELLYN, IL 60137

FRENCH, PAUL C & MEREDITH
OR CURRENT OWNER
407 HILLSIDE AVE
GLEN ELLYN, IL 60137

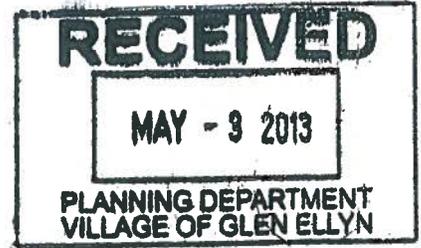
GLAW, ROGER W
OR CURRENT OWNER
410 MELROSE AVE 101
GLEN ELLYN, IL 60137

WOODS, LAUREN ANN
OR CURRENT OWNER
412 MELROSE ST 204
GLEN ELLYN, IL 60137

WRIGHT TR, KAREN
OR CURRENT OWNER
416 MELROSE AVE 201
GLEN ELLYN, IL 60137

ZEIBERT, ROSEMARY
OR CURRENT OWNER
393 DUANE ST 303
GLEN ELLYN, IL 60137

VILLAGE OF GLEN ELLYN
535 Duane Street
Glen Ellyn, Illinois 60137
(630) 547-5250



APPLICATION FOR VARIATION

For the property at 426 Hillside Ave. Glen Ellyn, IL 60137

Note to the Applicant: This application should be filed with, and any questions regarding it, should be directed to the Director of the Village Planning and Development Department.

The undersigned hereby petitions the Village of Glen Ellyn, Illinois, for one or more variations from the Glen Ellyn Zoning Code (Ordinance No. 3617-Z, as amended), as described in this application.

I. APPLICANT INFORMATION:

(Note: The applicant must comply with Section 10-10-10(B) of the Zoning Code).

Name: Adam C. Carter and Susan A. Carter

Address: 426 Hillside Ave., Glen Ellyn, IL 60137

Phone No.: 630-858-2180 ; 630-673-3939

Fax No.: 312-332-8451

E-mail: acc@crayhuber.com; susancarter03@gmail.com

Ownership Interest in the Property in Question: Owners, joint tenancy.

II. INFORMATION REQUIRED BY SECTION 10-10-10(B) OF THE ZONING CODE, IF APPLICABLE:

NOTE: All parties, whether petitioner, agent, attorney, representative and or organization et al. must be fully disclosed by true name and address in compliance with Section 10-10-10(B) of the Zoning Code. Disclosure forms are attached for your convenience.

Name and address of the legal owner of the property (if other than the applicant):

Name and address of the person or entity for whom the applicant is acting (if the applicant is acting in a representative capacity):

DARYL DRAKE

Is the property in question subject to a contract or other arrangement for sale with the fee owner? (Circle "Yes" or "No")

YES

NO

If YES, the contract purchaser must provide a copy of the contract to the Village and must either be a co-petitioner to this application or submit the attached Affidavit of Authorization with the application packet.

Is the property in question the subject of a land trust agreement? (Circle "Yes" or "No")

YES

NO

If YES, (1) either the trustee must be a co-petitioner or submit the attached Affidavit of Authorization from the trustee to represent the holders of the beneficial interests in the trust and (2) the applicant must provide a trust disclosure in compliance with "An Act to Require Disclosure of All Beneficial Interests", Chapter 148, Section 71 et seq., Illinois Revised Statutes, signed by the trustee.

III. PROPERTY INFORMATION:

Common address: 426 Hillside Ave., Glen Ellyn, IL 60137

Permanent tax index number: 0511325024

OF LOTS 31 AND 32 IN BLOCK 3 IN "GLENWOOD", BEING C. A. PHILLIPS' SUBDIVISION OF PARTS OF SECTIONS 10 AND 11, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 22, 1873 AS DOCUMENT 16688, IN DuPAGE COUNTY, ILLINOIS.

ADDRESS: 426 HILLSIDE AVENUE, GLEN ELLYN, ILLINOIS

Zoning classification: R-2

Lot size: 48.07 ft. x 123.52 ft. Area: 5937.6 sq. ft.

Present use: Home

IV. INFORMATION REGARDING THE VARIATION(S) REQUESTED:

Description of the variation(s) requested (including identification of the Zoning Code provisions from which variation is sought) and proposed use(s):

SECOND STORY SIDE FRONT DORMER 48' IN AREA
THE CODE PROVISIONS ARE AS FOLLOWS:
10-4-1(N)1 MIN REQ FRONT YARD SETBACK
10-4-1(N)3 MIN REQ CORNER SIDE YARD SETBACK

Estimated date to begin construction: JUNE 30, 2013 IF POSSIBLE

Names and addresses of any experts (e.g., planner, architect, engineer, attorney, etc.):

DARYL DRAKE ARCHITECT
422 PHILLIPS AVE, G. E., ILL

V. EVIDENCE RELATING TO ZONING CODE STANDARDS FOR A VARIATION:

The following items are intended to elicit information to support conclusions by the ZBA or PC and the Village Board that the required findings/standards for a variation under the Zoning Code have been established and met. Therefore, please complete these items carefully.

A. Standards Applicable to All Variations Requested:

1. Provide evidence that due to the characteristics of the property in question, there are practical difficulties or particular hardship for the applicant/owner in carrying out the strict letter of the Zoning Code:

The single family home was built in 1904, likely before the Zoning Code laws in effect. Per the Code, the house was built too close to Melrose Ave. We are not seeking to build "out" toward Melrose Ave. Rather, we are seeking to build "up" on top of the existing structure that has been within the set-back area for over 100 years.

2. a. Provide evidence that the property in question cannot yield a reasonable return if permitted to be used under the conditions allowed by the Zoning Code (i.e., without one or more variations):

NA

OR

- b. Provide evidence that the plight of the applicant/owner is due to unique circumstances relating to the property in question:

The age of the house is the unique circumstance in this case. We would like to add a second floor section above the existing structure that was likely built before the Zoning Code was enacted.

3. Provide evidence that the requested variation(s), if granted, will not alter the essential character of the locality of the property in question:

As seen in the plans, the requested variance maintains ~~the~~ and enhances the character of the existing house. The variance requested is so small and inconspicuous that there is no opportunity for it to adversely affect or alter the essential character of the locality of the property.

- B. For the purpose of supplementing the above standards, the ZBA or PC, in making its recommendation that there are practical difficulties or particular hardships, shall also take into consideration the extent to which the evidence establishes or fails to establish the following facts favorably to the applicant:

1. Provide evidence that the particular physical surroundings, shape or topographical condition of the property in question would bring particular hardship upon the applicant/owner as distinguished from a mere inconvenience if the strict letter of the Zoning Code were to be carried out:

We cannot and are not going to move the existing 1-story structure, which sits within the 15-foot side set back in the Zoning Code that was likely enacted after the house was built. Without the variation sought, we would not be able to provide adequate light and ventilation to a second story child's bedroom which will not conflict with the side set-back.

- x 2. Provide evidence that the conditions upon which the petition for variation is based would not be applicable generally to other property within the same zoning district:
Our existing structure was built prior to the enactment of the Zoning Code. The variation sought is specific and limited to this house due to its age.
- x 3. Provide evidence that the purpose of the variation is not based exclusively upon a desire to make more money out of the property in question:
We have owned the property since 2006 and we have no plan to sell or make, as evidenced by the fact that we lived through the real estate crash, our children are in local public school, and we are active in the community.
- x 4. Provide evidence that the alleged difficulty or particular hardship has not been created by any person presently having an interest in the property in question or by the applicant.
This particular hardship was created when the Zoning Code was created and when Melrose Avenue was put in following the building of this house in 1904, long before we purchased the property in 2006.
- x 5. Provide evidence that the granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property in question is located
The variance would affect the side of the house facing Melrose Ave, and not a neighbor. Additionally, across Melrose Ave. is vacant land.
- x 6. Provide evidence that the proposed variation will not:
- Impair an adequate supply of light and air to adjacent property;
~~no adjacent property would be affected~~ See answer to #5 above. No adjacent property would be affected.
 - Substantially increase the hazard from fire or other dangers to the property in question or adjacent property;
We are seeking the variation in order to provide an adequate window and fire escape for a child's room. Again, there is no adjacent property to be affected.
 - Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of the Village;
See answer to #5 above

d. Diminish or impair property values within the neighborhood;
By providing adequate light, ventilation and fire escape to this house, we would be increasing the value of the house and, by extension, the neighborhood.

e. Unduly increase traffic congestion in the public streets and highway;
This is not applicable.

f. Create a nuisance; or
This is not applicable.

g. Results in an increase in public expenditures.
This is not applicable.

7. Provide evidence that the variation is the minimum variation that will make possible the reasonable use of the land, building or structure.

We do not seek to add to the existing footprint of the house - only to add above the existing footprint in a safe, conforming and aesthetic manner. The variation would not add square footage to the second floor.

8. Please add any comments which may assist the Zoning Board of Appeals of Appeals in reviewing this application.

We plan to add another bedroom to the second floor of the house as we are having another child. The variation would not add square footage, but would be to add a properly-sized window for light, ventilation and escape, and to conform with the existing roofline of the house.

VI. EVIDENCE RELATING TO FLOOD HAZARD VARIATION REQUESTS

The following items must be completed only if the requested variation is from Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations.) If no such variation is being requested, the applicant should skip this section and complete Section VII below.

- A. Items applicable only to variation requested from the requirements of Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations) that, if granted, would result in a structure not being protected to the elevation of the base flood.

1. Provide evidence that the structure is to be located on a lot contiguous to and surrounded by lots with existing structures constructed below the base flood level.

NA

2. Provide evidence that the applicant has acknowledged that (a) such construction below the base flood level will increase the risk to life and property and that the applicant proceeds with knowledge of these risks; and (b) any variation is contingent upon the applicant obtaining approval from other agencies having jurisdiction when the variance violates the requirements of such agencies.

NA

- B. Items applicable only to variations requested from the requirements in Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations) that, if granted, would significantly impede or increase the flow and passage of floodwaters.

1. Provide evidence that the use will not result in an increased flood height greater than 0.1 feet within the designated regulatory floodway.

NA

2. Provide evidence that the resulting increase in the base flood elevations will not affect any existing structures or utilities.

NA

3. Provide evidence that the owners of the properties affected by the increased base flood elevation are compensated for the resulting effect on property values, and they give their written agreement to granting the variation.

NA

4. Provide evidence that the resulting increased flood elevations will not affect any flood protection structures.

NA

VII. CERTIFICATIONS, CONSENT AND SIGNATURE(S)

I (We) certify that all of the statements and documents submitted as part of this application are true and complete to the best of my (our) knowledge and belief.

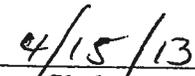
I (We) consent to the entry in or upon the premises described in the application by any authorized official of the Village of Glen Ellyn.

I (We) certify that I (we) have carefully reviewed the Glen Ellyn Zoning Variation Request Package and applicable provisions of the Glen Ellyn Zoning Code.

I (We) consent to accept and pay the cost to publish a notice of Public Hearing as submitted on an invoice from the publishing newspaper. I (we) understand that our request will not be scheduled for a Village Board agenda until and unless this invoice is paid.



Susan A. Carter
Signature of Applicant(s)



Date filed



Customer Service Center
Monday - Friday
Saturday

1-800-848-9136
8 a.m. - midnight (ET)
8 a.m. - 8 p.m. (ET)

Hearing Impaired (TDD)

1-800-582-0542



chase.com



45720 MSD Z05313 C - BRE OF F FMI
ADAM C CARTER
SUSAN A CARTER
426 HILLSIDE AVE
GLEN ELLYN IL 60137-4534

Mortgage Loan Statement

Loan Number 1078853864
Statement Date 02/22/2013
Property Address 426 Hillside Ave.
Glen Ellyn, IL 60137

Monthly Payment Due

Scheduled Due Date 04/01/2013
Scheduled payments received more than 45 days after the Scheduled Due Date may be subject to a late fee of

Important Messages

As a Chase customer, you can choose from a variety of convenient payment options. Visit chase.com/WaysToPay for more information.

Less paper. More convenient. More secure. Sign up for paperless mortgage statements at chase.com/GoPaperless.

IMPORTANT NOTICE TO SERVICEMEMBERS AND THEIR DEPENDENTS
If you are a federal or state military servicemember who is, or within the last year was, on "active duty" or "active service," or a dependent of such a servicemember, you may be entitled to certain legal rights and protections. For more information you may contact Chase Military Services toll free at 877-469-0110 to discuss your status.

Total Payment Due Includes

Principal and Interest
Escrow Payment
Unpaid Late Charges \$0.00
Fees/Advances/Other Bal \$0.00
Total Payment Due

Amount Paid Year-To-Date

Principal
Interest
PMI/MIP

Loan Overview

Original Principal Balance
Paid Principal Balance
Interest Rate
Escrow Balance

Activity Since Your Last Statement

Transaction Date	Description	Total Received	Principal	Interest	Escrow	Fees
02/02/2013	MORTGAGE INSURANCE					
02/22/2013	PAYMENT					



Warranty Deed
TENANCY BY THE
ENTIRETY
Statutory (ILLINOIS)
(Individual to Individual)



FRED BUCHOLZ
DUPAGE COUNTY RECORDER
APR. 14, 2006 RHSP 3:22 PM
DEED 05-11-325-024
002 PAGES R2006-069636

Above Space for Recorder's Use Only

~~THE GRANTOR(S) Andrew T. McIntyre and Lisa J. McIntyre, husband and wife~~

of the City of Glen Ellyn, County of DuPage, State of IL for and in consideration of (\$10.00) Ten and 0/100 DOLLARS, and other good and valuable consideration in hand paid, **CONVEYS** and **WARRANTS** to

Adam C. Carter and Susan A. Carter, 1276 Lake Shore Drive, , Carol Stream, IL 60188

as husband and wife, not as Joint Tenants, nor as Tenants in Common, but as **TENANTS BY THE ENTIRETY**, the following described Real Estate situated in the County of DuPage in the State of Illinois, to wit:

Lots 31 and 32 in Block 3 in Glenwood, being a C.A. Phillips Subdivision of part of Section 10 and part of Section 11, Township 39 North, Range 10, East of the Third Principal Meridian, according to the plat thereof recorded August 22, 1873 as Document 16688, in DuPage County, Illinois.

hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois. ***TO HAVE AND TO HOLD SAID PREMISES** as husband and wife, not as Joint Tenants nor as Tenants in Common but as **TENANTS BY THE ENTIRETY** forever.

SUBJECT TO: General taxes for 2005 and subsequent years.

Permanent Index Number (PIN): ~~05-11-325-024~~

PNTN
70 W. MADISON STE 1600
CHICAGO IL 60602

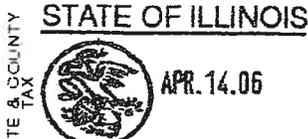
Address(es) of Real Estate: **426 Hillside, Glen Ellyn, IL 60137**

Dated this 4 day of April, 2006

PLEASE PRINT OR TYPE NAMES BELOW SIGNATURE(S)

Andrew T. McIntyre (SEAL) Lisa J. McIntyre (SEAL)

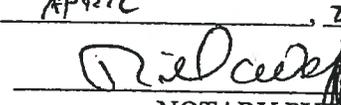
____ (SEAL) _____ (SEAL)



State of Illinois, County of DUPAGE ss, I, the undersigned, a Notary Public
In and for said County, in the State aforesaid, DO HEREBY CERTIFY that
Andrew T. McIntyre and Lisa J. McIntyre, husband and wife personally known
to me to be the same person(s) whose name(s) subscribed to the foregoing
instrument, appeared before me this day in person, and acknowledged that THEY
signed, sealed and delivered the said instrument as THEIR free and
voluntary act, for the uses and purposes therein set forth, including the release
and waiver of the right of homestead.

Given under my hand and official seal, this 4TH day of APRIL, 2006.

Commission expires NOVEMBER 20, 2007


NOTARY PUBLIC
"OFFICIAL SEAL"
Richard C. Wolff
Notary Public, State of Illinois
My Commission Expires 11-20-07

This instrument was prepared by: Peter A. Shamburek, Attorney at Law, 1801 North Mill St., Suite J
Naperville, Illinois 60563

*If Grantor is also Grantee you may wish to strike Release and Waiver of Homestead Rights.

MAIL TO:

Mark Anderson
511 E. Etna Road
Ottawa, IL 61350

SEND SUBSEQUENT TAX BILLS TO:

Adam C. Carter and Susan A. Carter
426 Hillside
Glen Ellyn, IL 60137

AFFIDAVIT OF AUTHORIZATION

I, Adam C. and Susan A. Carter owner of the property described as
426 Hillside Ave., Glen Ellyn, IL 60137

that DARYL DRAKE verify
is duly
authorized to apply and represent my interests before the Glen Ellyn Architectural Review
Commission, Plan Commission, Zoning Board of Appeals and/or Village Board. Owner
acknowledges that any notice given applicant is actual notice to owner.

Adam C. Carter
OWNER

Angela Simic
NOTARY



Susan A. Carter
OWNER

Angela Simic
Notary



PLAT OF SURVEY

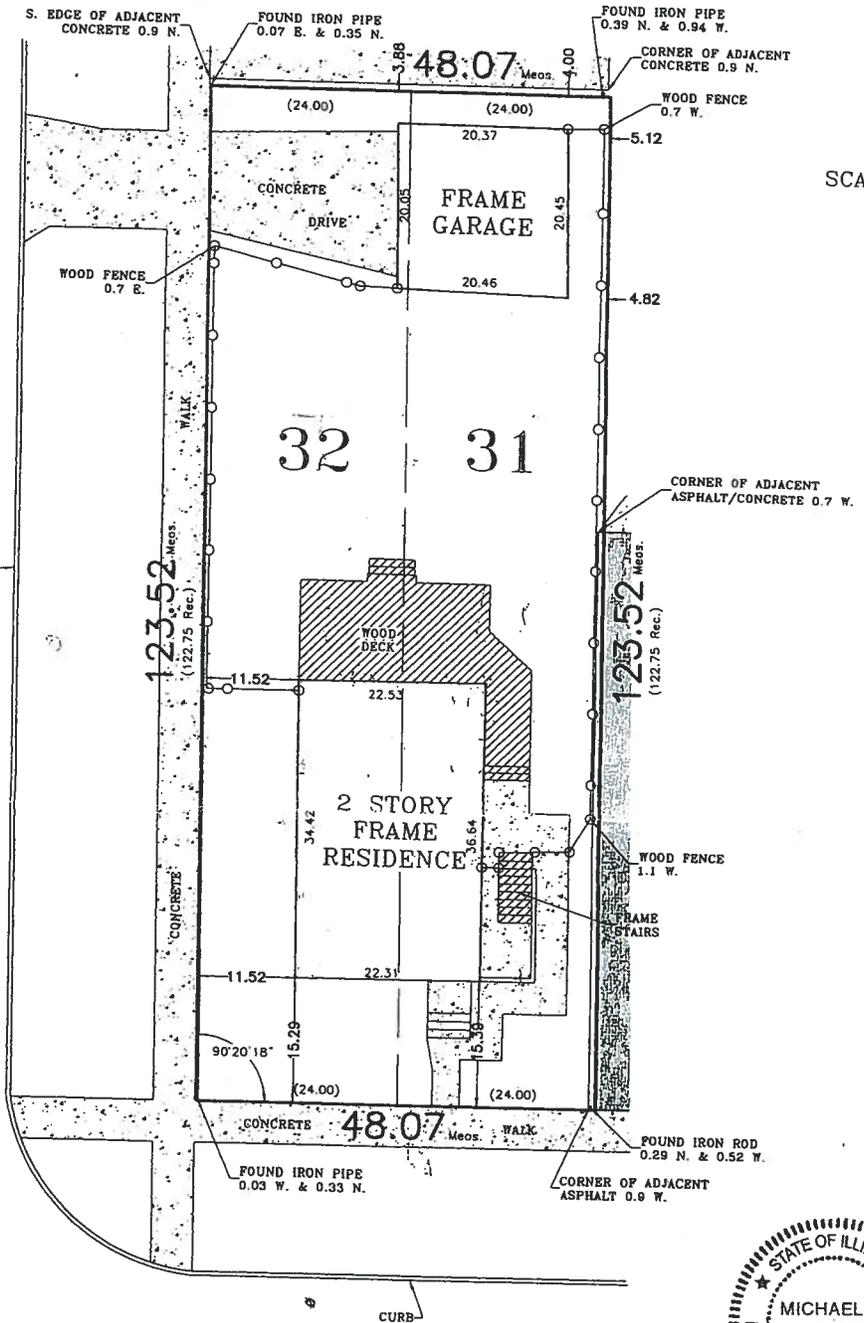
OF LOTS 31 AND 32 IN BLOCK 3 IN "GLENWOOD", BEING C. A. PHILLIPS' SUBDIVISION OF PARTS OF SECTIONS 10 AND 11, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 22, 1873 AS DOCUMENT 16688, IN DuPAGE COUNTY, ILLINOIS.

ADDRESS: 426 HILLSIDE AVENUE, GLEN ELLYN, ILLINOIS



SCALE: 1" = 15'

MELROSE AVENUE
(66 FT. R.O.W.)



RECEIVED
MAY - 3 2013
PLANNING DEPARTMENT
VILLAGE OF GLEN ELLYN

HILLSIDE AVENUE



TO: PETER A. SHAMBUREK
PROFESSIONAL NATIONAL TITLE NETWORK, INC.

THIS IS TO CERTIFY THAT WE, PREFERRED SURVEY, INC., ILLINOIS PROFESSIONAL LAND SURVEYOR CORPORATION NO. 118 HAVE SURVEYED THE PROPERTY DESCRIBED HEREON AND THAT THE PLAT SHOWN HEREON IS A CORRECT REPRESENTATION OF THAT SURVEY, ALL DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF. THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS MINIMUM STANDARDS FOR A BOUNDARY SURVEY. PROPERTY CORNERS ARE SET OR NOT BY CLIENT AGREEMENT. MY LICENSE RENEWS ON NOVEMBER 30, 2006. GIVEN UNDER OUR HAND AND SEAL AT BRIDGEVIEW, ILLINOIS. THIS

30th DAY OF MARCH A.D. 2006

Professional Design Registration #184-002795	
Field Work Completed	03/29/06
Land Area Surveyed	5,937.5 Sq. Ft.
Drawing Revised	



PREFERRED SURVEY, INC.

7845 W. 79TH STREET, BRIDGEVIEW, IL, 60455
Phone 708-458-7845 / Fax 708-458-7855

ILLINOIS PROFESSIONAL LAND SURVEYOR CORPORATION #118
P.S.I. No. 0669607 FLD CREW. TD/MB
P.N.T.N. 3118784 CAD JFE

**PETITION TO SUPPORT ADAM AND SUSAN CARTER'S APPLICATION
FOR A VARIATION TO THE GLEN ELLYN ZONING CODE**

By our signatures, we support the application of Adam C. and Susan A. Carter of 426 Hillside Avenue, Glen Ellyn, Illinois, in seeking a variation to the Glen Ellyn Zoning Code, including but not limited to, Section 10-4-1(N)3. Adam C. and Susan A. Carter have explained to us the variation for which they are applying. We understand that Adam C. and Susan A. Carter are planning to add an addition to the rear (north) side of their house, and are seeking a variation in order to build a dormer on the soon-to-be second floor of the west side of their house at 426 Hillside Avenue. We understand that there is no direct neighbor on the west side of their house at 426 Hillside Avenue, as the west side of their house faces Melrose Avenue.

BRYAN BURILE

Name (Print)

Bry Bur

Name (Signature)

415 MELROSE AVE GLEN ELLYN

Address

Address

America Barrett

Name (Print)

America Barrett

Name (Signature)

415 Melrose Ave Glen Ellyn

Address

Address

Gwen Dishman

Name (Print)

Gwen Dish

Name (Signature)

395 Prospect Avenue

Address

Glen Ellyn, IL

Address

Name (Print)

Address

Name (Signature)

Address

**PETITION TO SUPPORT ADAM AND SUSAN CARTER'S APPLICATION
FOR A VARIATION TO THE GLEN ELLYN ZONING CODE**

By our signatures, we support the application of Adam C. and Susan A. Carter of 426 Hillside Avenue, Glen Ellyn, Illinois, in seeking a variation to the Glen Ellyn Zoning Code, including but not limited to, Section 10-4-1(N)3. Adam C. and Susan A. Carter have explained to us the variation for which they are applying. We understand that Adam C. and Susan A. Carter are planning to add an addition to the rear (north) side of their house, and are seeking a variation in order to build a dormer on the soon-to-be second floor of the west side of their house at 426 Hillside Avenue. We understand that there is no direct neighbor on the west side of their house at 426 Hillside Avenue, as the west side of their house faces Melrose Avenue.

TAIVO TAMMARU
Name (Print)

Taivo Tammaru
Name (Signature)

404 PROSPECT AVENUE
Address

Address

Nikki Tammaru
Name (Print)

Nikki Tammaru
Name (Signature)

404 PROSPECT AVENUE
Address

Address

Mary Sheehy
Name (Print)

Mary M. Sheehy
Name (Signature)

411 Hillside
Address

Address

Name (Print)

Address

Name (Signature)

Address

**PETITION TO SUPPORT ADAM AND SUSAN CARTER'S APPLICATION
FOR A VARIATION TO THE GLEN ELLYN ZONING CODE**

By our signatures, we support the application of Adam C. and Susan A. Carter of 426 Hillside Avenue, Glen Ellyn, Illinois, in seeking a variation to the Glen Ellyn Zoning Code, including but not limited to, Section 10-4-1(N)3. Adam C. and Susan A. Carter have explained to us the variation for which they are applying. We understand that Adam C. and Susan A. Carter are planning to add an addition to the rear (north) side of their house, and are seeking a variation in order to build a dormer on the soon-to-be second floor of the west side of their house at 426 Hillside Avenue. We understand that there is no direct neighbor on the west side of their house at 426 Hillside Avenue, as the west side of their house faces Melrose Avenue.

Dean + Lisa Payton
Name (Print)

DL Payton
Name (Signature)

425 Hillside, C.E
Address

425 Hillside, C.E
Address

Kevin Hallen
Name (Print)

Kevin Hallen
Name (Signature)

428 Hillside Ave
Address

Glen Ellyn
Address

Tim Brinker
Name (Print)

Tim Brinker
Name (Signature)

421 Hillside
Address

Glen Ellyn
Address

Lestie + John Delany
Name (Print)

Lestie Delany
Name (Signature)

410 Prospect
Address

Glen Ellyn IL
Address

A-6F

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Director of Planning & Development
Joe Kvapil, Building and Zoning Official

DATE: June 17, 2013

RE: June 24, 2013 Village Board Meeting
109 Grove Avenue - Zoning Variation Requests



Background

Alexander Wolfram, the contract purchaser of 109 Grove Avenue, representing Timothy Betts, the property owner, is requesting approval of a variation from Glen Ellyn Zoning Code Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet and a variation from Section 10-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in lieu of the minimum required corner side yard setback of 20 feet. Notice of the public hearing was published in the Daily Herald on May 13, 2013. The Zoning Board of Appeals conducted a public hearing on the requested variations on Tuesday, May 28, 2013. At the meeting, two persons spoke in favor of and no persons spoke in opposition to the variation requests.

Issues

The Zoning Board of Appeals was in favor of the variations because they felt that there are practical difficulties or particular hardships in the application of the Zoning Code regulations on this property and that the conditions on this property are unique and not generally applicable to other properties in this zoning district. The lot is existing legal nonconforming and was platted in 1921 prior to the current minimum required corner lot area of 8,712 square feet. Many other lots on Grove Avenue are the same 6,250 square feet in area as the subject lot. Zoning Code Section 10-4-1(L) makes exceptions and allows conditioned development on these existing legal nonconforming lots but only if the minimum lot area is 6,534 square feet.

The subject lot is considered a corner lot although the adjacent Lombard Avenue right-of-way is unimproved and is unlikely to be improved since it dead ends at the rear of the subject lot, provides maintenance access to a stormwater structure on adjacent Forest Preserve District property and contains a large 48-inch diameter underground stormwater pipe that discharges into the adjacent East Branch of the DuPage River. A 20-foot corner side yard setback is required but not applicable since the adjacent right-of-way is not, and will not, be improved in the future. The proposed 4-foot corner side yard setback would be in compliance if the unimproved adjacent right-of-way was a typical interior lot and the subject lot would then be considered an interior lot.

Recommendation

At the public hearing on May 28, 2013, the Zoning Board of Appeals voted on a motion to recommend approval of the requested variations which carried unanimously with four (4) "yes" votes. In accordance with this recommendation, staff has prepared an ordinance to **approve** the requested variations.

Action Requested

It is requested that the Village Board consider the petitioners' request, the recommendation offered by the Zoning Board of Appeals, and any further evidence or testimony presented at the Village Board Meeting and grant, deny or amend the requested variations.

Attachments

- Minutes of ZBA meeting dated May 28, 2013
- Photo of the Subject Property
- Location Map
- Ordinance
- Notice of Public Hearing
- List of Addresses
- Petitioners' Application Packet
- Forest Preserve District Letter 5/28/13

CC: Timothy Betts
Alexander Wolfram

and square footage of the lot does not comply with the current zoning. He also stated that there will be no apparent effect upon their immediate neighbors and no increased traffic in the area. Acting Chairman Kolar was in favor of the variations because the addition is straight up with no expansion out. He also stated that family size is not a justification for a hardship.

ZBA Member Fried moved, seconded by ZBA Member Micheli, to close the public hearing. The motion carried unanimously by voice vote.

Motion

ZBA Member Fried moved, seconded by ZBA Member Micheli, to recommend approval of variations from Section 10-4-1(N)1 to allow the construction of a second floor dormer addition to a house with a front yard setback of 15.3 feet in lieu of the minimum required front yard setback of 25 feet and Section 10-4-1(N)3 to allow the construction of a second floor dormer addition to a house with a corner side yard setback of 11.5 feet in lieu of the minimum required corner side yard setback of 20 feet as the house was built in 1904 when lot sizes were smaller, the location of the house on the property is near the front of the lot, and the variations will not impact neighbors as the addition basically faces the street. ZBA Member Fried also stated that the recommendation for approval was based on the condition that the plans are carried out in substantial conformance with those as submitted at this meeting.

The motion carried unanimously with four (4) "yes" votes and zero (0) "no" votes as follows: ZBA Members Fried, Micheli, Constantino and Acting Chairman Kolar voted yes.

PUBLIC HEARING – 109 GROVE AVENUE

A REQUEST FOR APPROVAL OF VARIATIONS FROM THE GLEN ELLYN ZONING CODE, SECTION 10-4-1(L)1, TO ALLOW THE CONSTRUCTION OF A NEW SINGLE-FAMILY HOME ON A LOT WITH AN AREA OF 6,250 SQUARE FEET IN LIEU OF THE MINIMUM REQUIRED LOT AREA OF 6,534 SQUARE FEET AND SECTION 10-4-1(L)2 TO ALLOW THE CONSTRUCTION OF A NEW DETACHED GARAGE ACCESSORY STRUCTURE WITH A CORNER SIDE YARD SETBACK OF 4 FEET IN LIEU OF THE MINIMUM REQUIRED CORNER SIDE YARD SETBACK OF 20 FEET.

(Timothy Betts, owner)

Staff Report

Building and Zoning Official Joe Kvapil stated that Timothy Betts, the owner of 109 Grove Avenue, is present and represented at this public hearing by Alexander Wolfram who intends to purchase the subject property. Mr. Kvapil stated that the property owner is requesting approval of two variations from the Glen Ellyn Zoning Code as follows: 1. Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet.

2. Section 20-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in lieu of the minimum required corner side yard setback of 18 feet. Mr. Kvapil stated that the subject property is located in the R2 Single-Family Residential Zoning District and is defined as a corner lot on the southeast corner of the intersection of Grove Avenue and Lombard Street. He stated that the subject lot does not appear to be a corner lot because Lombard Avenue has not been improved further to the east from Grove Avenue. He stated that the lot appears to be vacant but is owned by the Village and is a right-of-way extension of Lombard Street. He added that the lot is 60 feet wide and has a large 48" stormwater sewer located underground which discharges to the East Branch of the DuPage River. The zoning and land use surrounding the subject property is R2 Single-Family Residential. Village records indicate no zoning variations have ever been granted for the subject property and some minor building permits have been issued in the past.

Mr. Kvapil stated that the owner proposes to demolish the existing home on the property and construct a new single-family home. He also stated that new structures must comply with all current zoning regulations, however, this lot does not comply with lot area requirements. He added that there is a section in the Zoning Code that addresses non-conforming lots that allows a new home to be constructed on a lot with a non-conforming minimum area of 6,534 square feet if a home has been legally constructed on the lot on or after October 28, 1974. He added that the subject house meets that date requirement, however, the lot area of 6,250 square feet does not meet the minimum lot area of 6,534 square feet. Mr. Kvapil also stated that Zoning Code Section 10-4-1(L) also makes an exception to allow a detached garage to be constructed on a lot with a nonconforming minimum lot area of 6,534 square feet provided the detached garage meets all other applicable zoning regulations for an accessory. He added that the garage is proposed to be set back 4 feet from the corner side yard property line and that the current Zoning Code regulations require a minimum setback of 18 feet. Therefore, a variation is required for the position of the garage on the subject lot. Mr. Kvapil added that the lot has been configured and designed to represent a typical interior lot rather than a corner lot and that if the lot had been an interior lot, it would have been conforming.

Petitioners' Presentation

Alexander Wolfram of Loftis Homes of Illinois, 1732 Main Street, Suite 3, Concord, MA intends to purchase the property from Timothy Betts, the current owner, 2219 Barger Court, Wheaton, IL and spoke on behalf of the variation requests. Mr. Wolfram displayed a site plan of the subject property. He stated that the house to be built on the site fully complies with the Zoning Code, however, the lot has an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet. Mr. Wolfram stated that the proposed garage does not comply with the Zoning Code and added that if the garage was placed in a conforming location, the impervious surface of the driveway would not comply with the code. He added that the variations being requested are at a minimum. Mr. Wolfram also stated that the current home on the site is deteriorated and redevelopment of the site will help to improve the neighborhood.

Timothy Betts, the property owner, of 2219 Barger Court, Wheaton, IL stated he was in favor of the proposed variation requests. Mr. Betts stated that when he purchased the property, he intended to demolish the house and build a new house. He stated that the subject lot is nonconforming at 50 feet wide. He stated that when he asked to purchase 10 feet of green space, he was told no building will take place at that location because the road will never go through as the floodplain will remain the floodplain forever and the river and I-355 are located there. He also stated that the nearby owners could not sell 10 feet of their lot because their lot was only 60 feet wide and their lot would become nonconforming if 10 feet of their width was sold.

Responses to Questions from the ZBA

Mr. Kvapil responded to ZBA Member Micheli that the property on the east of the subject property is in the Conservation Recreation Zoning District that is mostly floodplain. He also responded that it is extremely unlikely that Lombard Avenue will continue through to the east. He added that the subject lot must meet the requirements of a corner lot, however, it is extremely unlikely that it will ever be improved to a right-of-way street. ZBA Member Kolar asked if the Village would sell a small portion of land in order to create a conforming lot, and Mr. Kvapil replied that was unlikely because undeveloped Lombard Avenue is only 60 feet wide, there is an easement on each side for stormwater purposes and this area is one of the few access points that the Village has to the East Branch of the DuPage River. ZBA Member Constantino asked if the property to the east faces any significant flood issues, and Mr. Kvapil responded it does because there is a floodplain to the east. Mr. Kvapil also stated that 109 Grove Avenue is not in a designated flood area so there are no restrictions on that property.

Mr. Wolfram responded to ZBA Member Micheli that materials that will be used to construct the proposed house are on the plans submitted with the application. Mr. Wolfram also responded to ZBA Member Fried that the subject house will be for sale. ZBA Member Constantino inquired as to the trees on the subject site, and Mr. Wolfram responded that all but one tree may be able to be preserved. Mr. Wolfram also responded to ZBA Member Constantino that the closing of the home is subject to Village approval of the variations. Mr. Wolfram responded to ZBA Member Constantino that the amount of developed area is not being expanded on the site and he has not yet looked at drainage issues which he believes will be similar to the existing conditions. ZBA Member Constantino asked if Mr. Wolfram has inquired at the Village about obtaining rights east on Lombard Avenue for driveway or right-of-way purposes, and Mr. Wolfram replied he has not. Mr. Kvapil added that an option for a license agreement could be available for the use of a driveway on Village property. Mr. Wolfram responded to ZBA Member Constantino that he has had no contact with any neighbors near the subject site. Mr. Kvapil responded to Acting Chairman Kolar that trees near the property would be considered to be protected trees during construction and he described the tree protection process. ZBA Member Micheli asked when the Village has some oversight of the trees, and Mr. Kvapil responded that oversight begins when the building permit is issued.

Persons in Favor of or in Opposition to the Petition

Bob Harbacek, 119 Grove, Avenue, Glen Ellyn, IL had no objections to the requested variations as the house is vacant and there are problems with children and animals being on the property. Mr. Harbacek stated that the land to the east of the subject property belongs to DuPage County Forest Preserve District who patrol and maintain that property. He also stated that the Village originally owned the property and that the property was condemned and turned over to the Tollway Authority when the tollway was built. He added that retention ponds in the area were filled in when the tollway was built. Mr. Harbacek stated that the subject home has been an eyesore for a long time and that potential purchasers find that it would be impractical to build a new home on the lot under the existing zoning regulations. He added that if a home is not allowed to be built on the lot with variations, the existing home will eventually be torn down and the lot will remain vacant. He also stated that he does not feel any of the neighbors have an objection to a new home being built on the subject site.

Joyce Koslow, 105 Grove Avenue, Glen Ellyn, IL was in favor of the proposed variation requests as she felt that the subject property needs improvement. She also stated that children and animals must be kept away from the property as it is dangerous and damage is occurring there. Ms. Koslow added that she has called the police regarding children being at the site.

ZBA Member Fried moved, seconded by ZBA Member Micheli, to accept the findings of fact. The motion carried unanimously by voice vote.

Comments from the ZBA

All of the ZBA Members were supportive of the subject variation requests as they felt a new home would be a good improvement and asset to the neighborhood and Village. Mr. Micheli stated that the site is not truly a corner lot and added that he would grant a variation for a driveway setback because of the hardship on the property. ZBA Member Maloney added that a new home will make the neighborhood safer and the value of the site will increase. ZBA Member Constantino stated that the practical difficulties and hardships are the location of the lot that adjoins a dedicated street that will not be used as a street and consequently will not offer any access onto the street. He added that no neighbors to the north will be impacted because that property will not be developed and for that reason he does not feel that granting the variance setback would create any issues for anybody involved there. He also stated that building a new home will improve the character of the neighborhood. Acting Chairperson Kolar was also supportive of the requests and commented that drainage is basically to the north.

ZBA Member Fried moved, seconded by ZBA Member Micheli, to close the public hearing. The motion carried unanimously by voice vote.

Motion

ZBA Member Micheli moved, seconded by ZBA Member Fried, to recommend approval of two variation requests from Glen Ellyn Zoning Code Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 and from Section 10-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in lieu of the minimum required corner side yard setback of 20 feet as the hardship is that the lot is being subjected to the rules of a corner lot without being able to acquire additional land at that site and the new home will be an improvement to the neighborhood and the Village. ZBA Member Micheli also stated that the recommendation for approval was based on the condition that the plans are carried out in substantial conformance with those as submitted at this meeting.

The motion carried unanimously with four (4) "yes" votes as follows: ZBA Members Micheli, Fried, Constantino and Acting Chairperson Kolar voted yes.

Staff Report

Mr. Kvpil stated that the next two ZBA meetings will be cancelled due to a lack of petitions.

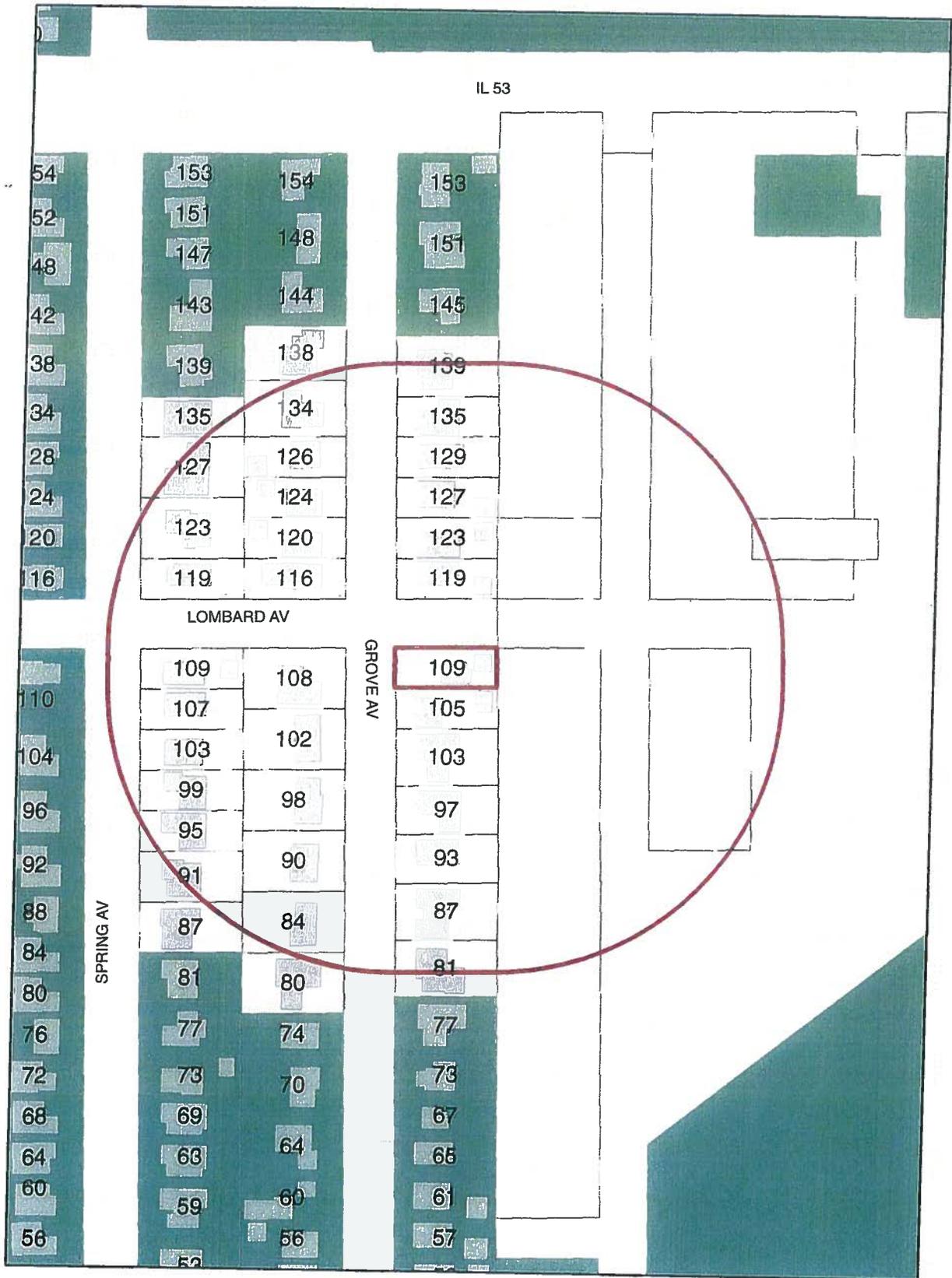
There being no further business before the Zoning Board of Appeals. the meeting was adjourned at 9:08 p.m.

Submitted by:
Barbara Utterback
Recording Secretary

Reviewed by:
Joe Kvpil
Building & Zoning Official



109 Grove Avenue



Prepared By: Planning and Development
 Date: May 03, 2013



Village of Glen Ellyn

Ordinance No. _____

**An Ordinance Approving Variations from the
Lot Area and Corner Side Yard Setback
Requirements of the Zoning Code to
Allow a New Single-Family Residence for
Property at 109 Grove Avenue
Glen Ellyn, IL 60137**

**Adopted by the
President and Board of Trustees
Of the Village of Glen Ellyn
DuPage County, Illinois
this _____ day of _____, 20_____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20_____.

Ordinance No. _____

**An Ordinance Approving Variations from the
Lot Area and Corner Side Yard Setback
Requirements of the Zoning Code to
Allow a New Single-Family Residence for
Property at 109 Grove Avenue
Glen Ellyn, IL 60137**

Whereas, Timothy Betts, owner of the property at 109 Grove Avenue, Glen Ellyn, Illinois, which is legally described as follows:

Lot 1 in Block 39 in Second Addition to Roosevelt Garden Homesites, being a subdivision in Section 13, Township 39, Range 10, East of the Third Principal Meridian, according to the Plat thereof recorded October 11, 1921 as document 151439, in DuPage County, Illinois.

P.I.N.: 05-13-319-001

have petitioned the President and Board of Trustees of the Village of Glen Ellyn for a variation from Glen Ellyn Zoning Code Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet and Section 10-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in lieu of the minimum required corner side yard setback of 20 feet; and

Whereas, following due notice by publication in the Daily Herald not less than fifteen (15) nor more than thirty (30) days prior thereto, and by mailing notice to all property owners within 250 feet of the subject property at least ten (10) days prior thereto, and following the placement of a placard on the subject property not less than fifteen (15) days prior thereto, the Glen Ellyn Zoning

Board of Appeals conducted a public hearing on May 28, 2013, at which the petitioners presented evidence, testimony, and exhibits in support of the variation requests and two (2) persons appeared in favor of the variations and no (0) persons appeared in opposition thereto; and

Whereas, based upon the evidence, testimony, and exhibits presented at the public hearing on May 28, 2013, the Zoning Board of Appeals adopted findings of fact and voted on a motion to approve the variations, which carried unanimously with four (4) "yes" votes and (0) zero "no" votes resulting in a recommendation for approval as set forth in its draft Minutes dated May 28, 2013, appended hereto as Exhibit "A"; and

Whereas, the President and Board of Trustees have reviewed the exhibits and evidence presented at the aforementioned public hearing and have considered the findings of fact and recommendations of the Zoning Board of Appeals; and

Whereas, the President and Board of Trustees make the following findings of fact:

- A. That the plight of the owner is due to unique circumstances since this 6,250 square-foot lot was platted in 1921 prior to the current minimum required lot area of 8,712 square feet and is defined as an existing legal nonconforming corner lot and since Lombard Avenue is unimproved and will likely remain unimproved and used for stormwater facilities and maintenance access;
- B. That the variations, if granted, will not alter the essential character of the locality since the area of this lot and the proposed new single-family home is consistent with other nearby lots and homes on Grove Avenue;
- C. That the particular physical surroundings, shape or topographical condition of the specific property involved would bring practical difficulty or particular hardship upon the owner as distinguished from a mere inconvenience if the strict letter of the regulation were to be carried out

since the lot is nonconforming and the property will not be subject to the typical conditions of a corner lot on an active right-of-way street;

D. That the conditions upon which the variations are based would not be applicable generally to other property within the same zoning district since the area of this lot and the adjacency to the unimproved Lombard Avenue right-of-way is unique to this property;

E. That the purpose of the variations is not based exclusively upon a desire to make more money out of the property since the existing deteriorating home on this property will be demolished and a modest new single-family home will be constructed which will improve the essential character of the locality;

F. That the practical difficulty or particular hardship has not been created by any persons presently having an interest in the property since the lot area was determined and platted in 1921 prior to the current zoning regulations and right-of-way improvements are under the authority of other governmental agencies;

G. That the variations will not be detrimental to the public comfort, morals, and welfare or injurious to other property or improvements in the neighborhood in which the property is located since the proposed residential use is the permitted and intended use in this zoning district and the single-family home will be constructed in accordance with all applicable zoning code regulations other than the variations granted;

H. That the variations will not substantially increase the hazard from fire or other dangers to said property and not otherwise impair the public health, safety, or general welfare of the inhabitants of the Village since the single-family home will be constructed in accordance with all applicable building code regulations;

I. That the variations will not diminish or impair property values within the neighborhood since it is a property improvement that will increase property values;

J. That the variations will not unduly increase traffic congestion in the public streets and highways since the proposed new single-family home will comply with the residential vehicle access and parking requirements on the property;

K. That the variations will not result in an increase in public expenditures or create a nuisance since a new single-family home is a permitted use in this residential zoning district;

L. That the variations that allow the construction of this proposed new single-family home are the minimum variations that will make possible the reasonable use of the land; and

Whereas, the President and Board of Trustees, based on the aforementioned findings of fact, find it appropriate to grant the variations presented to the Zoning Board of Appeals.

Now, Therefore, be it Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in exercise of its home rule powers, as follows:

Section One: The draft Minutes of the May 28, 2013 Glen Ellyn Zoning Board of Appeals meeting, Exhibit "A" appended hereto, are hereby accepted, and the findings of fact and conclusions set forth in the preambles above are hereby adopted as the findings of fact and conclusions of the corporate authorities of the Village of Glen Ellyn.

Section Two: Based upon the above findings of fact, the President and Board of Trustees hereby approve a variation from Glen Ellyn Zoning Code Section 10-4-1(L)1 to allow the construction of a new single-family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet and from Section 10-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in

lieu of the minimum required corner side yard setback of 20 feet at 109 Grove Avenue, Glen Ellyn, Illinois, which is legally described as follows:

Lot 1 in Block 39 in Second Addition to Roosevelt Garden Homesites, being a subdivision in Section 13, Township 39, Range 10, East of the Third Principal Meridian, according to the Plat thereof recorded October 11, 1921 as document 151439, in DuPage County, Illinois.

P.I.N.: 05-13-319-001

Section Three: This grant of variations to construct a new single-family home is conditioned upon the construction being completed in substantial conformance with the plans and the Application for Variation received by the Planning & Development Department and signed on May 2, 2013 and the testimony and exhibits provided at the May 28, 2013 Zoning Board of Appeals public hearing.

Section Four: The Building and Zoning Official is hereby authorized and directed to issue building permits for the subject property, consistent with the variations granted herein, provided that all conditions set forth hereinabove have been met and that the proposed construction is in compliance with all other applicable laws and ordinances. This grant of variations shall expire and become null and void twenty-four (24) months from the date of passage of this Ordinance unless a building permit to begin construction in reliance on these variations is applied for within said twenty-four (24) month time period and construction is continuously and vigorously pursued provided, however, the Village Board, by motion, may extend the period during which permit application, construction, and completion shall take place.

Section Five: The Village Clerk is hereby authorized and directed to cause a copy of this Ordinance approving the variations to be recorded with the DuPage County Recorder of Deeds.

Section Six: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Section Seven: Failure of the owner or other party in interest or a subsequent owner or other party in interest to comply with the terms of this Ordinance, after execution of said Ordinance, shall subject the owner or party in interest to the penalties set forth in Section 10-10-18 "A" and "B" of the Village of Glen Ellyn Zoning Code.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this ____ day of _____, 2013.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this ____ day of _____, 20____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ____ day of _____).



NOTICE OF PUBLIC HEARING

Timothy Betts, owner of the property at 109 Grove Avenue, is requesting a public hearing for two variations in accordance with Section 10-10-12 of the Glen Ellyn Zoning Code. The owner would like to demolish the existing single family home and construct a new single family home and detached garage on the property. The Zoning Code does not allow a new single family home to be constructed on a lot that does not meet the minimum required lot area and does not allow a new detached garage to be constructed within the required corner side yard setback. The Glen Ellyn Zoning Board of Appeals will conduct a public hearing to consider these variations on May 28, 2013 at 7:30 p.m. on the third floor in the Civic Center, 535 Duane Street, Glen Ellyn, Illinois. Anyone is welcome to attend.

The property owners are requesting approval of two variations from the Glen Ellyn Zoning Code as follows:

1. Section 10-4-1(L)1 to allow the construction of a new single family home on a lot with an area of 6,250 square feet in lieu of the minimum required lot area of 6,534 square feet.
2. Section 10-4-1(L)2 to allow the construction of a new detached garage accessory structure with a corner side yard setback of 4 feet in lieu of the minimum required corner side yard setback of 20 feet.
3. Any other zoning relief necessary to construct the project as depicted on the plans presented or revised at the public hearing or at a public meeting of the Village Board.

The property is zoned R2, Residential District, and is legally described as follows:

Lot 1 in Block 39 in Second Addition to Roosevelt Garden Homesites, being a subdivision in Section 13, Township 39 Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded October 11, 1921 as document 151439, in DuPage County, Illinois.

P.I.N.: 05-13-319-001

Plans related to the proposed project are available for public review in the Planning and Development Department, Civic Center, 535 Duane Street, Glen Ellyn, Illinois. If you have questions, please contact Joe Kvapil, Building & Zoning Official, at (630) 547-5244. For individuals with disabilities who have questions regarding the accessibility of the meeting or facilities, contact Harold Kolze, ADA Coordinator, at (630) 547-5209.

(Published in the Daily Herald on Monday, May 13, 2013)

X:\Plandev\BUILDING\ZBA\PUBLIC NOTICE\GROVE109-LOT AREA, CS.doc

BAHOLLI, FATOS
OR CURRENT OWNER
81 GROVE AVE
GLEN ELLYN, IL 60137

BERENSCHOT, JEFFREY C & L
OR CURRENT OWNER
139 GROVE AVE
GLEN ELLYN, IL 60137

BETTS, TIM
OR CURRENT OWNER
2219 BARGER CT
WHEATON, IL 60189

CASSATA, MATTHEW & DAWN
OR CURRENT OWNER
127 S GROVE AVE
GLEN ELLYN, IL 60137

COCO, ANTHONY V
OR CURRENT OWNER
134 GROVE AVE
GLEN ELLYN, IL 60137

DORE, MAURICE A & JEANNE
OR CURRENT OWNER
119 SPRING AVE
GLEN ELLYN, IL 60137

DOWGWILLO, HENRY M
OR CURRENT OWNER
103 GROVE ST
GLEN ELLYN, IL 60137

DUPAGE CO FOREST PRESERVE
OR CURRENT OWNER
WHEATON, IL 60189

GOLDBACH, RICHARD L
OR CURRENT OWNER
135 SPRING AVE
GLEN ELLYN, IL 60137

HARBACEK, ROBERT G
OR CURRENT OWNER
119 GROVE AVE
GLEN ELLYN, IL 60137

HINKLE, DAMIEN
OR CURRENT OWNER
123 GROVE AVE
GLEN ELLYN, IL 60137

HORRELL, ROBERT
OR CURRENT OWNER
108 GROVE AVE
GLEN ELLYN, IL 60137

HOSTETLER R E GROUP LP
OR CURRENT OWNER
152 BRYANT
GLEN ELLYN, IL 60137

JAYSON, DIANE J
OR CURRENT OWNER
87 N GROVE AVE
GLEN ELLYN, IL 60137

JAYSON, JOHN C & ELAINE J
OR CURRENT OWNER
93 GROVE AVE
GLEN ELLYN, IL 60137

KELLEHER, ROBERT D
OR CURRENT OWNER
107 SPRING AVE
GLEN ELLYN, IL 60137

KOSLOW, JOYCE SHARON
OR CURRENT OWNER
105 GROVE AVE
GLEN ELLYN, IL 60137

LIN, FENG HUI & TZU CHEN
OR CURRENT OWNER
570 PRINCE EDWARD RD
GLEN ELLYN, IL 60137

MALHOTRA, BRIJESH K
OR CURRENT OWNER
80 GROVE AVE
GLEN ELLYN, IL 60137

MERRITT, RANDY & ALAIRE
OR CURRENT OWNER
87 SPRING RD
GLEN ELLYN, IL 60137

MINAUSKAS, NORA T
OR CURRENT OWNER
116 GROVE AVE
GLEN ELLYN, IL 60137

MIRANDA, VICTOR
OR CURRENT OWNER
98 GROVE AVE
GLEN ELLYN, IL 60137

MUGAVERO, PHILIP C & P S
OR CURRENT OWNER
138 GROVE AVE
GLEN ELLYN, IL 60137

PARKER, JAMES S
OR CURRENT OWNER
129 GROVE AVE
GLEN ELLYN, IL 60137

PFEIFFER, LEE ILA
OR CURRENT OWNER
127 SPRING AVE
GLEN ELLYN, IL 60137

RAMIL, PRUDENCIA P
OR CURRENT OWNER
103 SPRING AVE
GLEN ELLYN, IL 60137

RAPATA, ROSEMARY
OR CURRENT OWNER
90 GROVE ST
GLEN ELLYN, IL 60137

RAUGEVICIUS & RAUGEVICIENE
OR CURRENT OWNER
109 SPRING AVE
GLEN ELLYN, IL 60137

SANTANA, MIGUEL
OR CURRENT OWNER
124 GROVE AVE
GLEN ELLYN, IL 60137

SKIPTON, RAYMOND & NANCY
OR CURRENT OWNER
95 SPRING AVE
GLEN ELLYN, IL 60137

SPARK JR, ROBERT M
OR CURRENT OWNER
84 GROVE AVE
GLEN ELLYN, IL 60137

STAANA, CHRISTIAN & TERESA
OR CURRENT OWNER
120 GROVE AVE
GLEN ELLYN, IL 60137

STEGER, PAUL
OR CURRENT OWNER
2N076 EDGEWOOD
LOMBARD, IL 60148

SUFFI, GEORGE
OR CURRENT OWNER
97 GROVE ST
GLEN ELLYN, IL 60137

THOMPSON, CHARLES & B D
OR CURRENT OWNER
123 SPRING AVE
GLEN ELLYN, IL 60137

VITACCO, JAMES & EILEEN
OR CURRENT OWNER
99 SPRING AVE
GLEN ELLYN, IL 60137

WESTPHAL, CHARLES & DORIS
OR CURRENT OWNER
91 SPRING AVE
GLEN ELLYN, IL 60137

VILLAGE OF GLEN ELLYN

535 Duane Street █Glen Ellyn, Illinois 60137 (630) 547-5250

APPLICATION FOR VARIATION

For the property at *109 Grove Ave Glen Ellyn, IL 60137*

Note to the Applicant: This application should be filed with, and any questions regarding it, should be directed to the Director of the Village Planning and Development Department.

The undersigned hereby petitions the Village of Glen Ellyn, Illinois, for one or more variations from the Glen Ellyn Zoning Code (Ordinance No. 3617-Z, as amended), as described in this application.

I. APPLICANT INFORMATION: (Note: The applicant must comply with Section 10-10-10(B) of the Zoning Code).

Name: *Loftis Homes of Illinois LLC*

Address: *1732 Main Street #3, Concord, MA 01742*

Phone No.: *857-998-2894*

Fax No.: *N/A*

E-mail: *alexander@loftisgroup.com*

Ownership Interest in the Property in Question: *Under Contract to Purchase*

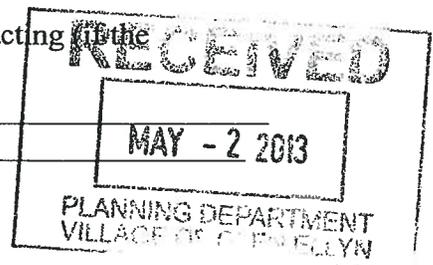
II. INFORMATION REQUIRED BY SECTION 10-10-10(B) OF THE ZONING CODE, IF APPLICABLE:

NOTE: All parties, whether petitioner, agent, attorney, representative and or organization et al. must be fully disclosed by true name and address in compliance with Section 10-10-10(B) of the Zoning Code. Disclosure forms are attached for your convenience.

Name and address of the legal owner of the property (if other than the applicant):

Timothy Betts 2219 Barger Court, Wheaton IL 60189

Name and address of the person or entity for whom the applicant is acting (if the applicant is acting in a representative capacity):



Is the property in question subject to a contract or other arrangement for sale with the fee owner? (Circle "Yes" or "No")

YES NO

If YES, the contract purchaser must provide a copy of the contract to the Village and must either be a co-petitioner to this application or submit the attached Affidavit of Authorization with the application packet.

Is the property in question the subject of a land trust agreement? (Circle "Yes" or "No")

YES NO

If YES, (1) either the trustee must be a co-petitioner or submit the attached Affidavit of Authorization from the trustee to represent the holders of the beneficial interests in the trust and (2) the applicant must provide a trust disclosure in compliance with "An Act to Require Disclosure of All Beneficial Interests", Chapter 148, Section 71 et seq., Illinois Revised Statutes, signed by the trustee.

III. PROPERTY INFORMATION:

Common address: *109 Grove Ave, Glen Ellyn IL 60137*

Permanent tax index number: *05-13-319-001*

Legal description:

LOT 1 IN BLOCK 39 IN SECOND ADDITION TO ROOSEVELT GARDENS HOMESITES, BEING A SUBDIVISION IN SECTION 13, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 21ST 1921 AS DOCUMENT 151439, IN DUPAGE COUNTY ILLINOIS

Zoning classification: *Single-family*

Lot size: *50 ft. x 125 ft. Area: 6,250 sq. ft.*

Present use: *Single-family residence*

IV. INFORMATION REGARDING THE VARIATION(S) REQUESTED:

Description of the variation(s) requested (including identification of the Zoning Code provisions from which variation is sought) and proposed use(s):

Variation for lot area: property contains 6,250 sq. ft. of lot area under the minimum lot area of 6,534 sq. ft. Zoning Code Section 10-4-1(L)1

Variation for side yard setback: property is technically a "corner lot" due to its location next to an unbuilt paper street. We request a variation from the standard 15' side yard setback to construct a detached garage within 3' of the side lot line. Zoning Code Section 10-4-1(L)2.

Estimated date to begin construction: *July 2013*

Names and addresses of any experts (e.g., planner, architect, engineer, attorney, etc.):

Roake & Associates Inc. 1634 Quincy Ave Suite 100A, Naperville, IL 60540 630-355-3232

- V. EVIDENCE RELATING TO ZONING CODE STANDARDS FOR A VARIATION: The following items are intended to elicit information to support conclusions by the ZBA or PC and the Village Board that the required findings/standards for a variation under the Zoning Code have been established and met. Therefore, please complete these items carefully.

A. Standards Applicable to All Variations Requested:

1. Provide evidence that due to the characteristics of the property in question, there are practical difficulties or particular hardship for the applicant/owner in carrying out the strict letter of the Zoning Code:

To the left side of this property there existed a "paper street" or un-built right of way for the extension of Lombard Avenue. This results in the subject property being considered a "corner lot" under the zoning code and subjected to a 15' side yard setback, as opposed to the 6.5' side yard setback for non-corner lots and 3' setback for garages on non-corner lots. The street is undeveloped, and due to the existence of a large detention basin to the rear of the property, it is extremely unlikely that this right of way will be developed in the foreseeable future.

This property was developed in 1935. At which time the zoning code and regulations were substantially different then they are today. At that time this property was given a lot with 6,250 square feet. Which is approximately 284 sq. ft. smaller then the 6,534 sq. ft. minimum lot size allowed per the zoning code.

2.

a.

Provide evidence that the property in question cannot yield a reasonable return if permitted to be used under the conditions allowed by the Zoning Code (i.e., without one or more variations): _____

OR

b. Provide evidence that the plight of the applicant/owner is due to unique circumstances relating to the property in question:

3. Provide evidence that the requested variation(s), if granted, will not alter the essential character of the locality of the property in question:

The proposed dwelling was designed to be in keeping with other homes in the neighborhood, and other new homes constructed in Glen Ellyn. Furthermore, if the existing dwelling continues to deteriorate, it will become a negative to the neighborhood.

B. For the purpose of supplementing the above standards, the ZBA or PC, in making its recommendation that there are practical difficulties or particular hardships, shall also take into consideration the extent to which the evidence establishes or fails to establish the following facts favorably to the applicant:

1. Provide evidence that the particular physical surroundings, shape or topographical condition of the property in question would bring particular hardship upon the applicant/owner as distinguished from a mere inconvenience if the strict letter of the Zoning Code were to be carried out:

For the reasons discussed above, this property has several unique features that cause hardship to the owners. The unused right of way is a unique condition only seen in a handful of properties around the Village. The lot size issue is seen more frequently in the Village, but is nonetheless a unique condition.

The existing dwelling is impractical for most modern uses. It was constructed in 1935 when the use of homes was substantially different. The existing dwelling lacks most modern conveniences and safety features. Improving the existing dwelling with these items would be extremely costly, and the size of the existing structure cripples its practical use in today's world. Expansion of the existing dwelling would result in increased lot coverage and possibility the need for another zoning variation request.

If this property were not considered a "corner lot" the proposed detached garage would be in full compliance with the 3' required setback per the zoning code.

2. Provide evidence that the conditions upon which the petition for variation is based would not be applicable generally to other property within the same zoning district:

Most properties in this district are not located next to an unused right of way. Furthermore, many homes with reduced lot sizes have habitable and sizable old homes located on them. Therefore, the prospect of improving an existing dwelling may be financially and practically possible.

3. Provide evidence that the purpose of the variation is not based exclusively upon a desire to make more money out of the property in question:

Constructing a new single-family dwelling is the highest and best use of this property. It will relieve the neighborhood of an existing unsightly dwelling and will increase tax revenue to the Village.

4. Provide evidence that the alleged difficulty or particular hardship has not been created by any person presently having an interest in the property in question or by the applicant.

The hardships in question were created long before the applicant or the current owner acquired the property. The original creation of this lot and the right of way occurred over 80 years ago.

The current owner purchased the property out of foreclosure in 2009. At which point the existing structure had already deteriorated to a point beyond repair.

5. Provide evidence that the granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property in question is located

The granting of this variation will result in removal of a structure that is surely detrimental to the public welfare and surrounding property values. It will also result in construction of a new home, which will most likely increase surrounding property values.

6. Provide evidence that the proposed variation will not:

- a. Impair an adequate supply of light and air to adjacent property;

Given the size and scale of the proposed development, it is extremely unlikely to have a substantial effect on the light and air supplies to adjacent properties.

- b. Substantially increase the hazard from fire or other dangers to the property in question or adjacent property;

The proposed new dwelling will be constructed in accordance with all local and state fire prevention and safety codes. The existing dwelling was constructed in 1935 and has essentially no modern fire safety or prevention measures in place.

- c. Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of the Village;

The demolition and redevelopment of this parcel will remove a potentially hazardous structure and increase tax revenues to the Village.

- d. Diminish or impair property values within the neighborhood;

We believe the proposed new home is generally in keeping with other homes in the neighborhood and will increase surrounding property values.

- e. Unduly increase traffic congestion in the public streets and highway;

Given the size of this development, it is extremely unlikely to have a substantial impact on traffic.

- f. Create a nuisance; or

Given the proposed use as a single-family dwelling, it is extremely unlikely that this property will become a substantial nuisance to the Village of neighborhood. However, the existing dwelling, if left unaltered, will potentially create a nuisance to the neighborhood and to the Village.

- g. Results in an increase in public expenditures.

Given the size of the development it is unlikely to cause a substantial increase in public expenditures.

- 7. Provide evidence that the variation is the minimum variation that will make possible the reasonable use of the land, building or structure.

Without a variation for the lot area, this property would be essentially unbuildable. Purchasing the necessary lot area from an abutter would be difficult if not impossible.

The property in question is 50' wide. Subtracting the 6.5' right side setback and the 15' left side setback (per the zoning code). Our proposed dwelling is 28' wide and conforms fully with the zoning code. However, we wish to construct a 2-car garage to the left side of the proposed dwelling. Due to the characteristics of the lot it would be extremely difficult to orient the garage to not encroach on the 15' setback. It would increase impervious paved surfaces and potentially result in construction within the FEMA 100 year floodplain. The proposed two-car garage is approximately 4' from the left side lot line. The zoning code generally allows for a 3' setback for detached garages.

8. Please add any comments which may assist the Zoning Board of Appeals of Appeals in reviewing this application.

VI. EVIDENCE RELATING TO FLOOD HAZARD VARIATION REQUESTS

The following items must be completed only if the requested variation is from Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations.) If no such variation is being requested, the applicant should skip this section and complete Section VII below.

A. Items applicable only to variation requested from the requirements of Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations) that, if granted, would result in a structure not being protected to the elevation of the base flood.

- 1.
- 2.

Provide evidence that the structure is to be located on a lot contiguous to and surrounded by lots with existing structures constructed below the base flood level.

Provide evidence that the applicant has acknowledged that (a) such construction below the base flood level will increase the risk to life and property and that the applicant proceeds with knowledge of these risks; and (b) any variation is contingent upon the applicant obtaining approval from other agencies having jurisdiction when the variance violates the requirements of such agencies.

B. Items applicable only to variations requested from the requirements in Chapter 6 of the Zoning Code (relating to Flood Hazard Land Use Regulations) that, if granted, would significantly impede or increase the flow and passage of floodwaters.

1. Provide evidence that the use will not result in an increased flood height greater than 0.1 feet within the designated regulatory floodway.

2. Provide evidence that the resulting increase in the base flood elevations will not affect any existing structures or utilities.

3. Provide evidence that the owners of the properties affected by the increased base flood elevation are compensated for the resulting effect on property values, and they give their written agreement to granting the variation.

4. Provide evidence that the resulting increased flood elevations will not affect any flood protection structures.

VII. CERTIFICATIONS, CONSENT AND SIGNATURE(S)

I (We) certify that all of the statements and documents submitted as part of this application are true and complete to the best of my (our) knowledge and belief.

I (We) consent to the entry in or upon the premises described in the application by any authorized official of the Village of Glen Ellyn.

I (We) certify that I (we) have carefully reviewed the Glen Ellyn Zoning Variation Request Package and applicable provisions of the Glen Ellyn Zoning Code.

I (We) consent to accept and pay the cost to publish a notice of Public Hearing as submitted on an invoice from the publishing newspaper. I (we) understand that our request will not be scheduled for a Village Board agenda until and unless this invoice is paid.



A W O F U Signature of Applicant(s)

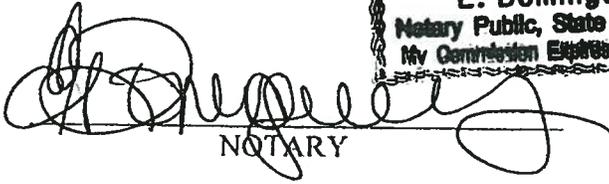
05/02/13 _____ Date filed

AFFIDAVIT OF AUTHORIZATION

I, TIMOTHY BETTS owner of the property described as

109 GROVE
GLENELLYN IL
60137

that LOFTIS HOMES OF ILLINOIS + ALEXANDER WOLFRAM is duly verify
authorized to apply and represent my interests before the Glen Ellyn Architectural Review
Commission, Plan Commission, Zoning Board of Appeals and/or Village Board. Owner
acknowledges that any notice given applicant is actual notice to owner.


NOTARY



Timothy Betts
OWNER

OWNERSHIP BY A CORPORATION

Address: *109 Grove Ave Glen Ellyn IL 60137*

Legal Description: *See application*

LIST ALL SHAREHOLDERS AND OFFICERS/DIRECTORS (AND % OF INTEREST OWNED IN EXCESS OF 5% OF STOCK)

Name: *Morgan Fields Holding Trust*

Address: *60 Thoreau Street, Concord, MA 01742 % 100%*

Name: _____

Address: _____ % _____

Name: _____

Address: _____ % _____



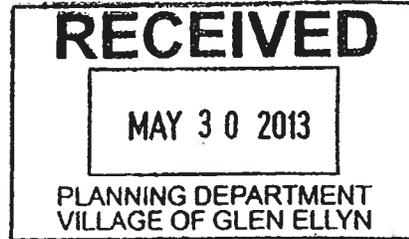
Forest Preserve District of DuPage County

35580 Naperville Road • Wheaton, IL 60189-8761 • 630.933.7200 • Fax 630.933.7204 • TTY 800.526.0857

VIA FACSIMILE (630-547-5370) and REGULAR MAIL

May 28, 2013

Mr. Joe Kvapil
Building & Zoning Official
Village of Glen Ellyn
535 Duane Street
Glen Ellyn, Illinois 60137



Re: Public Hearing Notice – Betts Property
PIN 05-13-319-001

Dear Mr. Kvapil:

The Forest Preserve District of DuPage County recently received notice of a proposed project and requested variations on the Betts property located at 109 Grove Avenue. We appreciate receiving timely notification of such projects that may have an impact on our adjacent property, and thank you for the opportunity to comment.

District Staff has reviewed the information you provided and the requested variations, and does not have any comments at this time. Please call me at (630) 933-7245 if you have any questions.

Sincerely,

Bob Vick
Deputy Director of Natural Resources

cc: D. "Dewey" Pierotti, Jr., President
Tim Whelan, District 4 Commissioner
Mike Palazzetti, Deputy Director of Operations
Kevin Stough, Director of Land Preservation

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Planning and Development Director
 Michele Stegall, Village Planner *MDS*
 John Carlisle, Planning Intern *JTC* *SH*

DATE: June 17, 2013

FOR: Village Board Meeting on June 24, 2013

RE: Amendments to Village Code to Allow Tables and Chairs in the Public Right-of-Way

Background

From time to time, the Village Board has allowed businesses to place tables and chairs in the public right-of-way, specifically the sidewalk, by approval of a license agreement. The license agreement addresses issues such as insurance, liability, maintenance, trash, and clear pathways for pedestrians. Applicants are typically restaurants and cafes that may not have patio space on their private properties but want to offer outdoor dining (“al fresco”) to attract customers in the warm weather season. Outdoor dining has the potential to benefit the community by contributing to business visibility and overall neighborhood vibrancy. For example, this year the Board has granted license agreements to Blackberry Market, Einstein Brothers Bagels and Tap House Grill, among other businesses, some of which have obtained approval for multiple years. Typically, their requests are placed on the consent agenda and voted on without discussion by the Village Board.

Earlier this year, the Village Board passed Ordinance 6128-VC to amend Village Code (Section 1-1-6) to give administrative approval and review authority to the Village Manager for repeat special-event applications (Section 3-3-39). That Code amendment expedites the approval process for special event applications and reduces the amount of staff time spent processing the requests, freeing up Village resources for other work. Enabling a similar administrative review and approval process for license agreements that allow tables and chairs in the public right-of-way could have similar benefits. Therefore, Staff is proposing to add Subsection “O” to Section 1-7-1, expanding the Village Manager’s authority to review and approve license agreements to allow tables and chairs in the public right-of-way. Staff also proposes to amend Sections 8-1-11 (Street Obstructions) and 8-1-13 (Encroachments) of the Village Code to allow tables and chairs in the public right-of-way with Village Manager approval.

Issues

The proposed subsection addition to Section 1-7-1 and proposed amendments to Sections 8-1-11 and 8-1-13 of the Village Code are attached. Village Code Section 1-7-1, Subsection (O), would give the Village Manager administrative review and approval authority for license agreements that allow tables and chairs in the public right-of-way. Village Code Sections 8-1-11 and 8-1-13 would be amended to add tables, chairs, vestibules, vendor carts, and other similar structures as allowable obstructions in the downtown area under a license agreement approved by the Village Manager.

Action Requested

Attached for consideration at the June 24, 2013 Village Board meeting, please find a draft Ordinance amending the Village Code to allow the Village Manager to administratively approve license agreements to allow tables and chairs, and other similar structures in the public right-of-way.

Attachments

Draft Ordinance

License Agreement Application to Allow Tables and Chairs in the Public Right-of-Way

Cc: Greg Mathews, Village Attorney

X:\Plandev\PLANNING\CODES\VILLAGE CODE AMENDMENTS\VB Memo Tables and Chairs in Right-of-Way Street Obstructions Encroachments Amendment 060313.docx

Village Of Glen Ellyn

Ordinance No. _____ - VC

**An Ordinance Establishing Subsection "O" (Execute License Agreements) to
Section 1 (Village Manager) of Chapter 7 (Officers and Employees) of Title I
(Administrative) and Amending Chapter 1 (Streets and Sidewalks)
of Title 8 (Public Ways and Property) to Allow Administrative Review
and Approval of Tables and Chairs in the Public Right-of-Way
Glen Ellyn, IL 60137**

**Adopted by the
President and the Board of Trustees
of the Village of Glen Ellyn
DuPage County, Illinois
This ____ Day of _____, 20____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this ____
day of _____, 20____.

Ordinance No. _____ - VC

**An Ordinance Establishing Subsection “O” (Execute License Agreements) to Section 1 (Village Manager) of Chapter 7 (Officers and Employees) of Title I (Administrative) and Amending Chapter 1 (Streets and Sidewalks) of Title 8 (Public Ways and Property) to Allow Administrative Review and Approval of Tables and Chairs in the Public Right-of-Way
Glen Ellyn, IL 60137**

Whereas, the Village encourages local businesses to provide outdoor seating for their customers to capitalize on Glen Ellyn’s vibrant and welcoming landscape and community, while still protecting the safety, functionality and character of the public rights-of-way; and

Whereas, from time to time, the Village President and Board of Trustees have granted approval of license agreements to allow tables and chairs in the public right-of-way; and

Whereas, in some cases, these agreements have been granted on multiple occasions for the same properties and/or businesses; and

Whereas, to reduce the time required by both the applicant and Village in processing such a request, the Village President and Board of Trustees believe it is in the best interest of the Village to allow the Village Manager to have administrative review and approval authority for license agreements to allow a business to maintain tables and chairs, and other similar structures, in the public right-of-way.

Now, Therefore, be it Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The Village Code is hereby amended by adding a new Subsection (O) to Section 1 (Village Manager) in Chapter 7 (Officers and Employees) of Title 1 (Administrative), which is incorporated as though fully set forth herein and made a part hereof, to read as follows:

(O) Execute License Agreements: The Manager shall have the power to execute license agreements to allow tables and chairs, vestibules, food carts, and other similar structures in the public right-of-way provided that the Village is permitted to terminate the agreement at any time by notifying licensee of its intention at least seven (7) days prior to the termination date.

Section Two: Section 8-1-11 of the Village Code is hereby amended to read as follows:

8-1-11: STREET OBSTRUCTIONS: It shall be unlawful for any person to obstruct any area of a public right-of-way, including any sidewalk, street, parkway or alley, and the superintendent of streets is authorized to remove, or cause the removal of, any obstruction (Ord. 3829, 4-22-1991), unless a license agreement for a business to place tables and chairs, vestibules, vendor carts, or other similar structures on the public sidewalk in the downtown has been approved by the Village Manager or Village Board.

The Licensee shall be required to adhere to all elements of the agreement and pay the applicable fee set forth in Title 4 Section 4-1-4.

Section Three: Section 8-1-13 of the Village Code is hereby amended as follows to describe the requirements for arrangements of tables and chairs in the public right-of-way.

8-1-13: ENCROACHMENTS:

(A) No person shall erect, maintain or continue any private building or private structure which encroaches on or into any public street, way or grounds, except an awning securely affixed to a building abutting a public street and constructed in full compliance with all village codes and ordinances, unless a license agreement for a business to place tables and chairs, vestibules, vendor carts, or other similar structures on the public sidewalk in the downtown has been approved by the Village Manager or Village Board.

Section Four: This Ordinance shall be in full force and effect from and after the passage, approval, and publication in pamphlet form.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this

_____ day of _____, 20_____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this

_____ day of _____, 20_____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ___ day of _____.)

X:\Plandev\PLANNING\CODES\VILLAGE CODE AMENDMENTS\ORDINANCES\Right-of-Way Encroachments
Tables and Chairs License.doc



VILLAGE OF GLEN ELLYN

**License Agreement Application
to Allow Tables and Chairs in the
Public Right-of-Way**

LICENSE AGREEMENT APPLICATION

Please complete and return this form to the Planning and Development Department, 535 Duane Street,
Glen Ellyn, IL 60137. If you have questions, please call 630-547-5250.

Date Filed: _____ Application No. _____

Business Name (Licensee): _____

Address of Property: _____

Property PIN No.: _____ Zoning District: _____

Name of Applicant: _____

Address of Applicant: _____

Phone No. (Business): _____ (Home) _____

Fax No. (Business): _____ (Home) _____

E-mail Address of Applicant: _____

Name of Property Owner: _____

Address of Property Owner: _____

Phone No. (Business): _____ (Home) _____

E-Mail Address of Property Owner: _____

Signature: _____ Date: _____

I. REVIEW PROCESS

All applications will be reviewed by Planning and Development staff upon receipt. Staff attempts to review and process all applications within 2-4 weeks of submission. Once the application is determined to be complete, this request will be approved or denied by the Village Manager. A license agreement is valid through December 31 of the year in which it is granted approval.

II. PROJECT SUBMITTALS LIST

The following items should be submitted for a license agreement request to allow tables and chairs in the public right-of-way:

1. An application fee in the amount of \$50.
2. A completed application form.
3. A dimensioned site plan indicating the number and location of the tables (including table measurements) and chairs, trash receptacles and landscape planters. The plan should also indicate the width of the sidewalk that would be maintained free from any obstructions. Please note that a minimum of 5 feet must be maintained.
4. A signed original of the attached License Agreement. The License Agreement shall not be modified in any way.
5. A Certificate of Liability Insurance in the amount of \$2,000,000 with the Village of Glen Ellyn named as an "Additional Insured."

License Agreement

This Agreement, made and entered into as of this _____ day of _____, 20____, effective the _____ day of _____, 20____, by and between the Village of Glen Ellyn ("Licensor") and _____ ("Licensee") pertaining to the property located at _____ Glen Ellyn, Illinois 60137.

1. **Purpose:** Licensor hereby grants to Licensee, and Licensee hereby accepts, a license to (a) install, maintain and operate for the term hereof, tables and chairs in compliance with the site plan approved by the Village and attached hereto as Exhibit "A", including the agreed upon number and location of tables and chairs on the sidewalk and the right-of-way in front of the above listed address, the licensed area, (b) maintain a trash receptacle in accordance with the standards contained below, and (c) install and maintain landscape planters in accordance with the standards contained below and with the following terms, covenants and conditions.

2. **Terms:** This Agreement shall expire December 31, 20____ or the date the insurance required hereunder expires, whichever comes first. This Agreement may be renewed only through the action of the Village Board of the Village of Glen Ellyn. Licensee may terminate this Agreement immediately by providing written notice to Licensor. Licensor may terminate this Agreement at any time during the term of this Agreement by notifying Licensee of this intention at least 7 days prior to the termination date.

3. **Rent and License Fee:** For the purposes of this license, no rent will be paid by Licensee to Licensor. A fee of \$50.00 has been paid by Licensee to Licensor for the issuance of this License Agreement.

4. **Permits and Licenses:** Licensee, at its sole effort and expense, shall conform to the Village Code and DuPage County Health Department regulations.

5. **Installation of Street Furniture:**

a. **Tables and Chairs:** Licensee is permitted to locate on the sidewalk portion of the right-of-way the number of tables and chairs specified in the site plan for this location. The table tops shall not exceed the diameter and size indicated on the site plan. Tables and chairs shall be located so that a five-foot wide passage is maintained along the sidewalk at all times. Use of the public right-of-way shall be conducted in a manner that does not interfere with pedestrian use of the sidewalk. All items placed on the sidewalk shall not obstruct ingress to and egress from the licensed business or any other business. Licensee shall allow restaurant patrons to dine on tables and chairs in the licensed area described above, but at no time shall cooking or food preparation be permitted on the public right-of-way. At a minimum, the public right-of-way shall be cleaned once daily. Umbrellas, approved for use as part of this license agreement, shall be removed from the public sidewalk at the end of each business day.

b. **Trash Receptacle:** Licensee shall maintain trash receptacle(s) located in proximity to the tables and chairs in a neat and orderly manner, and the Licensor shall ensure that a garbage hauling firm removes the trash from the receptacle on a regular schedule. However, **it shall be the responsibility of Licensee to empty the receptacle(s) more frequently, if necessary.** Licensee shall ensure the receptacle(s) are covered on the top at all times, except if lid removal is required during emptying. Licensor is the owner of the trash receptacle(s).

c. **Landscape Planters:** Licensee shall install and maintain a minimum of two (2) landscape planters, planted with flowering annuals and/or perennials, located in conformance with the site plan. The planters shall contain a minimum total of 432 square inches (3 square feet) of planted landscaping. The planters shall be a minimum of 10 inches in height, shall not exceed 30 inches in height

and shall be constructed of metal, terra cotta, masonry, wood or similar materials; plastic planters shall be prohibited. The planters shall be placed up against building in a location that does not obstruct the public right-of-way and sidewalk. At all times, a minimum 5-foot wide pathway on the sidewalk shall remain free and clear of obstructions. Licensee shall replace dead landscape plants as needed to maintain the planters in a clean and neat manner and shall water plants on an as-needed basis during the entire period of time that table and chairs are located on the public sidewalk. Failure to maintain live plants as required by this agreement may result in licensor terminating this agreement with 7 days' written notice to licensee, and the tables and chairs shall be immediately removed from the public sidewalk.

6. **Maintenance**: Licensee shall agree to maintain the licensed area and the nearby sidewalk in a clean, healthy and attractive condition. If Licensee ceases to so maintain the licensed area and the nearby sidewalk, Licensor may require Licensee to pay for additional cleanup costs. Further, Licensor may, upon notice as set forth below, terminate this agreement and require the permanent removal of the tables and chairs from the licensed area in advance of the expiration date of this Agreement. No furniture or other structures shall be affixed or attached to the public sidewalk. The licensee shall be responsible to the Village for any damage occurring to the public sidewalk or public improvements where such damage arises from or occurs as a consequence of the presence and/or operation of structures, equipment or furniture permitted by this license agreement. The Village may repair or replace such improvement in its discretion and shall charge the cost of such repair or replacement to the permit holder.

7. **Removal**: Upon the expiration or the termination of this License, Licensee shall remove the tables and chairs from the licensed area.

8. **Termination**: If Licensee fails in any respect to perform any agreements, covenants or obligations in this License, then and in such event, Licensor, after providing at least 7 days written notice to Licensee, may terminate this License Agreement or may cure such failure or default on behalf of and at the expense of Licensee.

9. **Notice**: Notice hereunder shall be in writing and effected either by personal delivery or by depositing the same in an official U.S. mail receptacle as certified mail, return receipt requested, postage paid, addressed to:

If to Licensor:
Village Manager
Village of Glen Ellyn
535 Duane Street
Glen Ellyn, IL 60137

If to Licensee:
To the above-listed applicant and business address

or to such other address as either party may from time to time designate. Any notice given under this Agreement shall be in writing and deemed received when personally delivered or, if mailed, three days after placing same in an official U.S. mail receptacle.

10. **Assignment**: Licensee may not assign or transfer this License without prior written consent of Licensor. Any attempted assignment or transfer in violation of this paragraph shall be void and confer no rights upon any third person. This license agreement shall not confer any property rights in the underlying Village right-of-way.

11. **Defend and Hold Harmless**: Licensee shall be required to hold harmless Licensor, its officers, employees and independent contractors from any claim or demand or damage to property or injury, including death to persons, which arise out of in any way the exercise by Licensee of its rights under this License. Licensee shall be required to pay for the cost of defense and hold harmless Licensor, its officers, employees and independent contractors against any judgment and to pay any settlement arising out of such claim or demand, including but not limited to, the full costs of the defense of Licensor,

its employees, officers and independent contractors through the employment of experts approved by the parties defended, provided, however, that such approval shall not be unreasonably withheld.

12. **Liability Insurance:** Licensee shall purchase and maintain comprehensive general liability insurance of \$2 million each occurrence, providing occurrence coverage for Licensee from claims for damages because of bodily injury, death of any person or property damage resulting from the use of the public right-of-way. Licensor shall be named, by endorsement, as an additional insured on the policy. The policy of insurance and certificates thereof shall contain provision or endorsement that the coverage reported will not be canceled, materially changed, or renewal refused, until at least 30 days prior written notice shall be given by certified mail to the insured and Licensor. Licensee shall deliver a duplicate of the policy or certificate of insurance acceptable to Licensor prior to the execution of this Agreement by the Village Board.

13. **Miscellaneous:**

a. This Agreement constitutes the entire understanding of the parties and supersedes any prior written or oral negotiations or understandings.

b. It is the intention of the parties hereto that this License shall be construed and enforced in accordance with the laws of the State of Illinois.

c. If any provision of this License is held invalid or unenforceable, the remainder of this License shall not be affected thereby, and each other provision of this License shall be valid and enforceable to the fullest extent permitted by law.

d. Licensee shall pay any expenses incurred by Licensor in defending the validity of its right to enter into a License Agreement for the use of sidewalk premises by a private party.

DATED as of the date first set forth above.

LICENSOR:

Village Manager
Village of Glen Ellyn
535 Duane Street
Glen Ellyn, Illinois 60137

LICENSEE:

By: _____

Name: _____

Title: _____

By: _____

Name: _____

Title: _____

A-lett

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Planning and Development Director
Michele Stegall, Village Planner *MS* *SHW*

DATE: June 17, 2013

FOR: June 24, 2013 Village Board Meeting

RE: Proposed Zoning Code Text Amendments



Background: In November of 2012, the Village Board adopted an ordinance allowing the Zoning Code and Subdivision Regulations Code to be maintained by Sterling Codifiers, Inc. along with the Village Code instead of the Planning and Development Department maintaining these codes internally. This was done to ensure that all amendments are reflected in the Village Code in a timely manner, that accurate Code information is available to the public, business owners, developers and staff at all times, and to allow this responsibility to be handled by a code maintenance expert. While in the process of preparing the Zoning Code for incorporation into the Village Code, Sterling Codifiers identified some code discrepancies that they suggested we may wish to address. Three of these items require approval of Zoning Code text amendments.

The proposed amendments relate to streets, garage sales and kindergartens. The first suggestion is provide a consistent definition of "street" in both the Zoning and Subdivision Regulations Code. The second is to consolidate the regulations for garage sales in one location. Currently, these regulations are divided between Chapter 2 "Definitions" and Chapter 5 "Supplemental Regulations". The third is to remove kindergarten as a special use in all residential classifications as the definition for "schools, elementary", which includes kindergarten, is identified as a permitted use.

Plan Commission Recommendation. The Plan Commission considered the proposed amendments at a public hearing on June 13, 2013. The Commission recommended approval of the proposed amendments with the condition that a new definition for a "stand-alone kindergarten" be created and that a "stand-alone kindergarten" be identified as a special use.

Village Board Action. The Village Board should consider the proposed Zoning Code text amendments. An Ordinance approving the amendments has been prepared for consideration at the June 24, 2013 Village Board meeting. Exhibit "B" to the Ordinance includes the changes recommended by the Plan Commission.

- Attachment:**
- Draft Minutes from June 13, 2013 Plan Commission Meeting
 - Ordinance with Proposed Code Amendments

Regarding the DuPage County Stormwater and Floodplain Ordinance, Mr. Ulreich stated that most of the changes made to the local amendments are minor with some changes being typographical errors. Mr. Ulreich stated that development security is a correction of the previous ordinance to comply with Village policy and practices. The security amount for erosion control is modified to match the County stormwater ordinance of 110 percent in order to be consistent. (See attached Previously Approved Local Ordinance with Changes Marked in Bold – Comments in Italics).

Mr. Ulreich further discussed the specific changes to the local amendment to the Stormwater Ordinance. He discussed the addition of the section for Volume Control Best Management Practices (VCBMP) to be required for all improvements with impervious area increases of over 300 square feet. He explained that this requirement is directed to ameliorate impacts on adjoining properties for 90% of all storm events. He further elaborated on the additional section which addresses improvements to properties which drain toward localized depressional area. The requirement in that case would be to offset impacts for the 100 year design storm. Finally, Mr. Ulreich discussed the addition of criteria added to address the side slope requirements of naturalized detention basins. He noted that since these basins are not mowed on a regular basis that side slopes of 4:1 would be acceptable.

Questions from the Plan Commission

Plan Commissioner Mansfield asked how one knows that land is in a floodplain. Mr. Ulreich explained that mortgage companies must check for floodplains and a home purchaser must then purchase flood insurance if the land is in a floodplain. Mr. Ulreich responded to Plan Commissioner Whiston that a property is checked for floodplain when a building permit is applied for. Mr. Ulreich responded to Plan Commissioner Allen that the Village of Glen Ellyn ordinances are more restrictive than DuPage County ordinances.

Motion

Plan Commissioner Bromann moved, seconded by Plan Commissioner Heming-Littwin, to recommend approval of the proposed amendments. The motion carried unanimously with eight (8) “yes” votes and zero (0) “no” votes as follows: Plan Commissioners Bromann, Heming-Littwin, Allen, Fasules, Mansfield, Whalen, Whiston and Acting Chairperson Girling voted yes.

PUBLIC HEARING – ZONING CODE TEXT AMENDMENTS

A SMALL NUMBER OF PROPOSED AMENDMENTS TO THE GLEN ELLYN ZONING CODE INTENDED TO CLARIFY REQUIREMENTS AND CORRECT DISCREPANCIES IDENTIFIED BY STERLING CODIFIERS. THE PROPOSED AMENDMENTS RELATE TO THE REGULATIONS FOR GARAGE SALES, STREETS AND KINDERGARTENS.

Staff Presentation

Ms. Stegall stated that in November of 2012, the Village Board adopted an ordinance allowing the Zoning Code and Subdivision Regulations Code to be maintained by Sterling Codifiers instead of having the Planning and Development Department maintain the codes internally. She added that while in the process of preparing the Zoning Code for incorporation into the Village Code, Sterling Codifiers identified some code discrepancies that they suggested the Village may wish to address. She added that three of these items require approval of Zoning Code text amendments and these items relate to streets, garage sales and kindergartens. She stated that the first suggestion is to provide a consistent definition of "street" in both the Zoning and Subdivision Regulations Codes. The second suggestion is to consolidate the regulations for garage sales in one location. Currently, these regulations are divided between Chapter 2 "Definitions" and Chapter 5 "Supplemental Regulations." The third suggestion is to remove kindergarten as a special use in all residential classifications as the definition for "schools, elementary", which includes kindergarten, is identified as a permitted use. (See attached excerpts from the Zoning Code and Subdivision Code).

Questions from the Plan Commission

Plan Commissioner Heming-Littwin asked with the proposed amendment if a kindergarten could be built alone, and Ms. Stegall responded that it could be but noted that kindergartens are most typically part of a pre-school which is a special use or an elementary school which is a permitted use. Acting Chairperson Girling asked if Kindercare would be a permitted use, and Ms. Stegall responded that grades K-12 would be permitted. Ms. Stegall responded to Plan Commissioner Whalen that no sales by distributors are allowed at garage sales.

Motion

Plan Commissioner Mansfield moved, seconded by Plan Commissioner Heming-Littwin, to approve the proposed Zoning Code text amendments with the condition that a new definition for a stand-alone kindergarten be created and that a stand-alone kindergarten be identified as a special use. The motion carried unanimously with eight (8) "yes" votes as follows: Plan Commissioners Mansfield, Heming-Littwin, Allen, Bromann, Fasules, Whalen, Whiston and Acting Chairperson Girling voted yes.

SUBDIVISION CODE AMENDMENTS

~~PROPOSED AMENDMENTS TO THE GLEN ELLYN SUBDIVISION REGULATIONS CODE REGARDING CUL-DE-SACS AND PARKWAY TREES.~~

Staff Presentation

~~Ms. Stegall stated that as discussed and tabled by the Plan Commission at the February 14, 2013 meeting, Village staff has identified sections of the Glen Elyn Subdivision Regulations Code for possible amendment including Section 403: Roads and Streets, 406:~~

EXHIBIT "B"

~~Strikethrough~~ = Deleted Text
Bold = New Text

CHAPTER 2 – DEFINITIONS

Amend the definition of "Street" in the Zoning Code to mirror the definition of "Street" in the Subdivision Regulation Code.

~~Street, Thoroughfare or Road: The full width between property lines bounding every public way of whatever nature, with a part thereof to be used for vehicular traffic. A right-of-way as specified in the Official Plan of the Village of Glen Ellyn, which affords primary means of access by pedestrians and vehicles to abutting properties, whether designated as a street, avenue, highway, road, boulevard, lane, court, or however otherwise designated.~~

Modify the definition of "Garage Sale" in the Zoning Code by removing "...of no more than three consecutive days..." from section 10-2-1 and relocating the requirement to section 10-5-4(B)1.

~~Garage Sale: The sale of miscellaneous used items commonly associated with residential use. Garage sales shall not be for the sale of primarily a single commodity. A garage sale shall be limited to a period of no more than three consecutive days. The term "garage sale" includes "sidewalk sale", "yard sale", "basement sale", and "estate sale".~~

Create a new definition for a Stand-Alone Kindergarten

Kindergarten, Stand-alone: A kindergarten not located in the same building as an elementary school or pre-school that provides educational instruction for 4-6 year olds.

Amend chapters where "Kindergarten" is listed as a special use and also as a permitted use under "schools, elementary" to correct this discrepancy and clarify that a Kindergarten associated with an elementary school is a permitted use, but that a stand-alone kindergarten requires a special use permit.

CHAPTER 4 – R0 RESIDENTIAL DISTRICT

Amend the list of special uses in district R0 by removing "Kindergarten."

Section 10-4-6(B) – Amend as follows:

7. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R1 RESIDENTIAL DISTRICT

Amend the list of special uses in districts R1 by removing “Kindergarten.”

Section 10-4-7(B) – Amend as follows:

9. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R2 RESIDENTIAL DISTRICT

Amend the list of special uses in district R2 by removing “Kindergarten.”

Section 10-4-8(B) – Amend as follows:

8. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R2B RESIDENTIAL DISTRICT

Amend the list of special uses in district R2B by removing “Kindergarten.”

Section 10-4-9(B) – Amend as follows:

8. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R3 RESIDENTIAL DISTRICT

Amend the list of special uses in district R3 by removing “Kindergarten.”

Section 10-4-10(B) – Amend as follows:

11. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R4 RESIDENTIAL DISTRICT

Amend the list of special uses in district R4 by removing “Kindergarten.”

Section 10-4-11(B) – Amend as follows:

11. Nursery, prekindergarten, **stand alone** kindergarten, play, special and other private school.

CHAPTER 5: SUPPLEMENTARY REGULATIONS

Amend Subsection 10-5-4(B)1 to relocate the “no more than three consecutive days” limit as follows:

- (B) Accessory Use:
 - a. Limited to no more than two per year for each dwelling unit.
 - b. Shall comply with all pertinent Village laws and regulations.
 - c. **Shall be limited to a period of no more than three consecutive days.**

Village of Glen Ellyn

Ordinance No. _____

**An Ordinance Approving Text Amendments
to the Glen Ellyn Zoning Code
Glen Ellyn, IL 60137**

**Adopted by the
President and the Board of Trustees
of the
Village of Glen Ellyn
DuPage County, Illinois
This ___ Day of _____, 20_____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20_____.

Ordinance No. _____

**An Ordinance Approving Text Amendments
to the Glen Ellyn Zoning Code
Glen Ellyn, IL 60137**

Whereas, in November of 2012, the Village Board adopted an ordinance allowing the Zoning Code to be maintained by Sterling Codifiers rather than being maintained by Planning and Development Department staff; and

Whereas, while preparing the Zoning Code for incorporation into the Village Code, Sterling Codifiers identified some code discrepancies; and

Whereas, amendments to the Zoning Code are needed to address these discrepancies; and

Whereas, following due and proper publication of notice in the *Daily Herald* not less than fifteen (15) nor more than thirty (30) days prior thereto, the Glen Ellyn Plan Commission conducted a public hearing on June 13, 2013 to consider proposed Zoning Code text amendments as suggested by Sterling Codifiers; and

Whereas, no members of the public spoke at the June 13, 2013 public hearing either in favor of or in opposition to the proposed amendments; and

Whereas, based upon the evidence, testimony, and exhibits presented at the June 13, 2013 Plan Commission public hearing, by a vote of eight (8) “yes and zero (0) “no”, the Glen Ellyn Plan Commission recommended approval of the proposed Zoning Code text amendments with modifications as set forth in the June 13, 2013 minutes of the Plan Commission public hearing, a draft of which is attached as Exhibit “A”; and

Whereas, a copy of the proposed Zoning Code text amendments with the modifications recommended by the Plan Commission is attached hereto as Exhibit “B” and

Whereas, the President and Board of Trustees of the Village of Glen Ellyn have reviewed the minutes from the aforementioned Plan Commission public hearing and find that it is in the best interest of the Village to accept the recommendation of the Plan Commission and to amend the Glen Ellyn Zoning Code as set forth in Exhibit “B” attached hereto.

Now, Therefore, Be It Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The minutes from the June 13, 2013 Plan Commission public hearing, a draft of which is attached hereto as Exhibit “A”, is hereby accepted by the Village President and Board of Trustees.

Section Two: The Glen Ellyn Zoning Code shall be and is hereby amended as set forth in Exhibit “B”, attached hereto.

Section Three: The Village Clerk is hereby directed to cause the text of the Glen Ellyn Zoning Code to be amended as approved by this Ordinance and said amendments shall be inserted in proper order into the Zoning Code, and said Zoning Code shall be published and made available for inspection and purchase by the general public.

Section Four: This Ordinance shall be published in pamphlet form within thirty (30) days after its approval in the manner provided by law.

Section Five: The amendments approved herein shall be effectively immediately.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____, 20____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this ____ day
of _____, 20_____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ____ day of _____, 20 ____).

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EXHIBIT “B”

~~Strikethrough~~ = Deleted Text
Bold = New Text

CHAPTER 2 – DEFINITIONS

Amend the definition of “Street” in the Zoning Code to mirror the definition of “Street” in the Subdivision Regulation Code.

Street, Thoroughfare or Road: ~~The full width between property lines bounding every public way of whatever nature, with a part thereof to be used for vehicular traffic. A right-of-way as specified in the Official Plan of the Village of Glen Ellyn, which affords primary means of access by pedestrians and vehicles to abutting properties, whether designated as a street, avenue, highway, road, boulevard, lane, court, or however otherwise designated.~~

Modify the definition of “Garage Sale” in the Zoning Code by removing “...of no more than three consecutive days...” from section 10-2-1 and relocating the requirement to section 10-5-4(B)1.

Garage Sale: The sale of miscellaneous used items commonly associated with residential use. Garage sales shall not be for the sale of primarily a single commodity. ~~A garage sale shall be limited to a period of no more than three consecutive days.~~ The term “garage sale” includes “sidewalk sale”, “yard sale”, “basement sale”, and “estate sale”.

Create a new definition for a Stand-Alone Kindergarten

Kindergarten, Stand-alone: A kindergarten not located in the same building as an elementary school or pre-school that provides educational instruction for 4-6 year olds.

Amend chapters where “Kindergarten” is listed as a special use and also as a permitted use under “schools, elementary” to correct this discrepancy and clarify that a Kindergarten associated with an elementary school is a permitted use, but that a stand-alone kindergarten requires a special use permit.

CHAPTER 4 – R0 RESIDENTIAL DISTRICT

Amend the list of special uses in district R0 by removing “Kindergarten.”

Section 10-4-6(B) – Amend as follows:

7. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

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Section 10-4-7(B) – Amend as follows:

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CHAPTER 4 – R2 RESIDENTIAL DISTRICT

Amend the list of special uses in district R2 by removing “Kindergarten.”

Section 10-4-8(B) – Amend as follows:

8. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R2B RESIDENTIAL DISTRICT

Amend the list of special uses in district R2B by removing “Kindergarten.”

Section 10-4-9(B) – Amend as follows:

8. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

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Amend the list of special uses in district R3 by removing “Kindergarten.”

Section 10-4-10(B) – Amend as follows:

11. Nursery, prekindergarten, **stand-alone** kindergarten, play, special and other private school.

CHAPTER 4 – R4 RESIDENTIAL DISTRICT

Amend the list of special uses in district R4 by removing “Kindergarten.”

Section 10-4-11(B) – Amend as follows:

11. Nursery, prekindergarten, **stand alone** kindergarten, play, special and other private school.

CHAPTER 5: SUPPLEMENTARY REGULATIONS

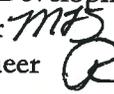
Amend Subsection 10-5-4(B)1 to relocate the “no more than three consecutive days” limit as follows:

- (B) Accessory Use:
 - a. Limited to no more than two per year for each dwelling unit.
 - b. Shall comply with all pertinent Village laws and regulations.
 - c. **Shall be limited to a period of no more than three consecutive days.**

A-6I-2

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Planning and Development Director 
Michele Stegall, Village Planner 
Ray Ulrich, Stormwater Engineer 

DATE: June 17, 2013

FOR: June 24, 2013 Village Board Meeting

RE: DuPage County Stormwater and Floodplain Ordinance/Zoning Code Chapter 6

Background. In July of 2012 the Village passed Ordinance No. 6053-VC which adopted the April 24, 2012 comprehensive update to the DuPage County Stormwater and Floodplain Ordinance with Village specified amendments.

Another update to the DuPage County Countywide Stormwater and Floodplain Ordinance (Stormwater Ordinance) was completed and approved by the Stormwater Management Committee and the County Board, with an effective date of August 23, 2013. The Stormwater Ordinance text amendments corrected scrivener errors with the April 24, 2012 Stormwater Ordinance and otherwise added clarification and addressed organizational and operational issues left unresolved by the last comprehensive text amendments. The text amendments further included revisions to the Post Construction Best Management Practices and Wetlands Articles in order to remain competitive in maintaining/attracting businesses while preserving the high standard of flood control and environmental protection for County residents.

As a Full Waiver Community, we are required to adopt this newly revised Ordinance or an ordinance consistent with, and at least as stringent as, the County Ordinance.

Issues. Attached is a mark-up of the Village's existing Ordinance with the recommended changes to the specific local amendments. Changes include some minor scrivener errors along with some changes to simplify and codify the Ordinance so that it coincides with the current Village policy. Changes to the Ordinance are shown in bold with an explanation of the proposed changes provided in italics under each paragraph.

In conjunction with the evaluation of the previously approved specific amendments to the Stormwater Ordinance, an evaluation was also done on the land use regulations for properties located in a flood hazard area which are encapsulated in Chapter 6 of the Zoning Code. The attached memorandum compares the provisions of Zoning Code Chapter 6 with the Stormwater Ordinance and identifies redundancies and conflicts. The memorandum recommends that Zoning Code Chapter 6 be eliminated in its entirety. The extra requirements of Chapter 6 are either no longer relevant or have been circumvented via requests for zoning variations and special use permits, none of which have been denied within the last 12 years. In cases where conditions have been placed on the approvals, said conditions could be addressed at the time of

building permit. The extra burden caused by the regulation is onerous on the homeowner, staff and board members and the elimination will simplify and expedite the review process without reducing the flood protection for the owners or any adjoining properties.

Plan Commission Recommendation. The Plan Commission conducted a Public Hearing to consider the proposed amendments. There was no public comment and by a vote of 8 – 0 the Plan Commission voted unanimously to recommend approval of the proposed amendments to the local changes to the DuPage County Stormwater and Floodplain Ordinance and to eliminate Chapter 6 of the Zoning Code.

Village Board Action. The Village Board is being asked to consider the adoption of the DuPage County Stormwater Ordinance with the local amendments and the adoption of the Ordinance eliminating Chapter 6 from the Zoning Code. To accomplish the re-adoption of the revised DuPage County Stormwater Ordinance and the elimination of Chapter 6 of the Zoning Code, two separate amendments have been prepared. The first amendment adopts the DuPage County Stormwater Ordinance in its entirety with the local amendments thereto identified. The second amendment deletes Chapter 6 of the Zoning Code.

Attachments:

- Draft minutes from the June 13th Plan Commission Meeting
- Ordinance 6053 marked up with the proposed changes
- Memorandum Comparing Stormwater Ordinance and Zoning Chapter 6
- Map of Local Depressional Areas
- Clean Copy of Local Amendment to the Stormwater Ordinance
- Ordinance eliminating Chapter 6 of the Zoning Code

cc: Julius Hansen, Director of Public Works
Joe Kvapil, Building and Zoning Official
Bob Minix, Public Works Professional Engineer

DRAFT
PLAN COMMISSION
MINUTES
JUNE 13, 2013

The meeting was called to order by Acting Chairman Jeff Girling at 7:33 p.m. Plan Commissioners David Allen, Craig Bromann, Gary Fasules, Tracy Heming-Littwin, Jeff Mansfield, Ray Whalen and Lyn Whiston were present. Plan Commissioners Jay Strayer and Chairperson Mary Loch were excused. Also present were Trustee Liaison Robert Friedberg, Village Planner Michele Stegall, Village Stormwater Engineer Ray Ulreich and Recording Secretary Barbara Utterback.

Plan Commissioner Whiston moved, seconded by Plan Commissioner Heming-Littwin, to recommend approval of the April 4, 2013 Plan Commission minutes. The motion carried unanimously by voice vote.

The three items on the agenda were two public hearings regarding Stormwater and Floodplain Code Amendments and Zoning Code Text Amendments and one item regarding Subdivision Code Amendments.

Michele Stegall, Village Planner, and Ray Ulreich, Village Stormwater Engineer, were present to speak on behalf of the subject projects.

PUBLIC HEARING – STORMWATER AND FLOODPLAIN CODE AMENDMENTS.
PROPOSED LOCAL AMENDMENTS TO THE RECENTLY UPDATED DUPAGE
COUNTY STORMWATER AND FLOODPLAIN ORDINANCE AND THE
PROPOSED ELIMINATION OF CHAPTER 6 OF THE ZONING CODE ENTITLED
“FLOOD HAZARD AND LAND USE REGULATIONS.

Staff Presentation

Village Stormwater Engineer Ray Ulreich presented two items that deal with stormwater management within the Village and how impacts from new improvements can be avoided, ameliorated or reduced. He added that the proposed regulations also help to insure that new improvements are less vulnerable to flood damage.

Mr. Ulreich stated that Chapter 6 of the Village Zoning Code deals with Flood Hazard and Land Use Regulation. He stated that the Zoning Code has been in its current form since 1989 which pre-dates the DuPage County Stormwater Ordinance. He stated that an extensive evaluation was done on the land use regulations for properties located in a flood hazard area which are encapsulated in Chapter 6 of the Zoning Code. Mr. Ulreich stated that three items where Chapter 6 is more restrictive than the Stormwater Ordinance include no buildings within the floodplain, residential structures within 30 feet require a special use and no fill in the floodplain. Mr. Ulreich recommended that this chapter be eliminated in its entirety.

Regarding the DuPage County Stormwater and Floodplain Ordinance, Mr. Ulreich stated that most of the changes made to the local amendments are minor with some changes being typographical errors. Mr. Ulreich stated that development security is a correction of the previous ordinance to comply with Village policy and practices. The security amount for erosion control is modified to match the County stormwater ordinance of 110 percent in order to be consistent. (See attached Previously Approved Local Ordinance with Changes Marked in Bold – Comments in Italics).

Mr. Ulreich further discussed the specific changes to the local amendment to the Stormwater Ordinance. He discussed the addition of the section for Volume Control Best Management Practices (VCBMP) to be required for all improvements with impervious area increases of over 300 square feet. He explained that this requirement is directed to ameliorate impacts on adjoining properties for 90% of all storm events. He further elaborated on the additional section which addresses improvements to properties which drain toward localized depressional area. The requirement in that case would be to offset impacts for the 100 year design storm. Finally, Mr. Ulreich discussed the addition of criteria added to address the side slope requirements of naturalized detention basins. He noted that since these basins are not mowed on a regular basis that side slopes of 4:1 would be acceptable.

Questions from the Plan Commission

Plan Commissioner Mansfield asked how one knows that land is in a floodplain. Mr. Ulreich explained that mortgage companies must check for floodplains and a home purchaser must then purchase flood insurance if the land is in a floodplain. Mr. Ulreich responded to Plan Commissioner Whiston that a property is checked for floodplain when a building permit is applied for. Mr. Ulreich responded to Plan Commissioner Allen that the Village of Glen Ellyn ordinances are more restrictive than DuPage County ordinances.

Motion

Plan Commissioner Bromann moved, seconded by Plan Commissioner Heming-Littwin, to recommend approval of the proposed amendments. The motion carried unanimously with eight (8) “yes” votes and zero (0) “no” votes as follows: Plan Commissioners Bromann, Heming-Littwin, Allen, Fasules, Mansfield, Whalen, Whiston and Acting Chairperson Girling voted yes.

PUBLIC HEARING – ZONING CODE TEXT AMENDMENTS

A SMALL NUMBER OF PROPOSED AMENDMENTS TO THE GLEN ELLYN ZONING CODE INTENDED TO CLARIFY REQUIREMENTS AND CORRECT DISCREPANCIES IDENTIFIED BY STERLING CODIFIERS. THE PROPOSED AMENDMENTS RELATE TO THE REGULATIONS FOR GARAGE SALES, STREETS AND KINDERGARTENS.

PREVIOUSLY APPROVED LOCAL ORDINANCE
with
CHANGES MARKED IN BOLD – *COMMENTS IN ITALICS*

Ordinance No. 6053 - VC

An Ordinance Amending Chapter 7 of Title 4
(Stormwater and Flood Plain Regulations)
of the Village Code of the Village of Glen Ellyn, Illinois,
To Adopt the DuPage County Countywide
Stormwater and Flood Plain Ordinance as Amended ~~April 12, 2012~~ **April 23, 2013**

Whereas, pursuant to State Statute, the DuPage County Board on the 24th day of September 1991, passed Ordinance No. SMO.0001.91, the Countywide Stormwater and Flood Plain Ordinance (hereinafter "County Ordinance" and subsequently adopted revisions to said County Ordinance on June 14, 1994, April 23, 1996, November 12, 1997, June 22, 1999, June 13, 2000, March 25, 2003, January 27, 2004, June 8, 2004, March 8, 2005, February 28, 2006, April 8, 2008, April 25, 2012, **April 23, 2013**; and

Whereas, the DuPage County Stormwater Committee at its regular meeting on March 24, 1992, granted the Village Of Glen Ellyn complete waiver status to administer and enforce the County Ordinance; and

Whereas, as a complete waiver community, the Village Of Glen Ellyn is required to adopt revisions to the County Ordinance so that standards within the County Ordinance remain the minimum standards effective within the Village's territorial jurisdiction; however, the Village may also impose higher standards and may, thus, modify certain standards within the County Ordinance to address issues specific to the Village of Glen Ellyn; and

Whereas, the Corporate Authorities of the Village of Glen Ellyn passed Ordinances Nos. 3877, 3900, 4189, 4460, 4567, 4738, 5408, ~~and 5689~~ **and 6053** adopting various provisions of the County Ordinance with amendments;

Now, Therefore be it Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The DuPage County Countywide Stormwater and Flood Plain Ordinance as last amended by the DuPage County Board on ~~April 25, 2012~~ **April 23, 2013**, is hereby adopted with certain amendments set forth herein below.

Section Two: Chapter 7 of Title 4 (Stormwater and Flood Plain Regulations) of the Village Code of the Village Of Glen Ellyn is hereby deleted in its entirety and replaced with the following:

4.7.1: SHORT TITLE: This Chapter shall be known and cited as the STORMWATER AND FLOOD PLAIN REGULATIONS OF THE VILLAGE OF GLEN ELLYN.

4.7.2: ADOPTION OF THE DUPAGE COUNTYWIDE STORMWATER AND FLOOD PLAIN ORDINANCE, as last amended by the DuPage County Board on ~~April 25, 2012~~ **April 23, 2013**:

- A. In order to assure that the provisions of existing ordinances of the municipality and those which may be adopted in the future are consistent with and at least as stringent as the DuPage County Stormwater Management Plan and the DuPage Countywide Stormwater and Flood Plain Ordinance (hereafter referred to as Countywide Stormwater Ordinance), the Corporate Authorities do hereby adopt the Countywide Stormwater Ordinance, which is attached hereto and made a part of this Ordinance as Appendix A. These provisions are not adopted by reference, but, rather, are adopted as a specific and integral part of this Ordinance, and are attached hereto. The provisions adopted by this section shall be in full force and effect and shall supersede any other ordinances of the municipality with which they are inconsistent or which are less stringent than the terms of this Ordinance.
- B. The provisions of the DuPage Countywide Stormwater and Flood Plain Ordinance, as last amended by the DuPage County Board on ~~April 8, 2008~~ **April 23, 2013**, are hereby modified and amended as follows:
 - 1. Amend Section 15-20 by adding the following:

15-20.C Development Plans on Site. Approved plans for grading work shall be maintained at the site throughout the grading work.

15-20.D Final Construction Inspection. When all grading has been completed, and when the installation of all drainage and other required structures ~~have~~ **has** been completed but at least five (5) working days prior to filing an application for occupancy permit, the permittee shall notify the **Planning and Development Department** ~~Director of Public Works~~, giving five (5) day's notice, in order to obtain a final inspection thereof.

Comments: This corrects the notification party to comply with current procedures.

15.20.E Certification of Compliance. At the time of the request for inspection the permittee shall file a Final Grading (Occupancy) ~~Plan Survey~~ meeting the requirements set forth in the Village of Glen Ellyn Final Grading (Occupancy) ~~Plan Survey~~ Guidelines. This ~~plan survey~~ shall contain a statement from the developer's professional engineer, who must be registered in the State of

Illinois, certifying that the final grading has been completed and complies with the approved site development/engineering plans. In addition for parcels within 250 feet of a regulatory flood plain or a stormwater runoff storage facility a Federal Emergency Management Agency Elevation Certificate shall be submitted with the certificate of compliance.

Comments: This corrects the wording to comply with Illinois land surveyors standards.

15-20.F All silt fencing shall be in place before the issuance of a building permit.

2. Amend Section 15-30.A.2 and A.3 to read as follows:

15-30.A.2 The development does not add more than 1,500 square feet of net new impervious area compared to the pre-development conditions, or

15-30.A.3 The development does not include more than 1,500 square feet of land disturbing activities.

3. Add Section 15-30.C as follows:

15-30.C Each application for a site development certification shall be made by the owner of property or his authorized agent to the Building Official on a form provided for that purpose. Said application shall be accompanied by a review and inspection fee and such other supporting documentation with any attendant fees that may be required herein.

4. Amend Section 15-40.D to read as follows:

a. Amend Section 15-40.D.1 to read as follows

15-40.D.1 Development Security in accordance with Section 15-54.B is required for all developments which disturb more than 1,500 square feet of area, or which include construction of a Stormwater Facility (Article IX), or more than 200 feet of Storm Sewer, or a Post Construction Best Management Practice (Article VIII) designed to serve more than 1,500 square feet of net new impervious area.

b. Amend Section 15-40.D.2 to read as follows:

15-40.D.2. Erosion and Sediment Control Security in accordance with Section 15-54.C is required for any development disturbing more than 1,500 square feet, or which disturbs the bed and banks of a channel draining more than

100-acres, or when an Erosion and Sediment Control Plan is required because of impact to Wetlands or Buffers or flood plain.

Comments: This clarifies the wording to conform with the current Village policy that requires security to be provided for any development which disturbs more than 1,500 sf versus the County definition of only requiring security for a major development.

It also changes the security percentage for erosion control from 150% to 110% which will match the County Stormwater Ordinance.

5. 4: Add Section 15-47. ~~DE~~ as follows:

15-47.—~~DE~~ Plans, specifications and reports for all site developments shall be retained either by file in original form or on microfilm by the Department of Planning and Development, Building Division.

6. Add new Section 15-66 to read as follows:

The required VCBMP volume for all projects with a net impervious increase of more than 300 square feet but less than 2,500 square feet shall be calculated as the product of the net new impervious area draining toward the adjoining properties and the rainfall depth generated from a 1.25” rainfall event. No abstractions are taken on the rainfall depth.

Comments: This reduces the size of developments for which VCBMP's are required from 2,500 sf to 300 sf of increased impervious areas. This is done to reduce the impact of improvements made to existing properties on adjoining properties for 90% of the storm events.

7. Add new Section 15-67 to read as follows:

Those developments which are located in or directly tributary to a local depressional area as determined from topographic maps available on the County website or from the Village's GIS, which have a net new impervious area of greater than 300 square feet, shall provide compensatory storage volume for the increased volume of runoff generated from the site that is tributary to the depressional area. The required compensatory volume shall be based on a 100 year 24 hour storm event.

Comments: This increases the VCBMP volume required for improvements to properties tributary to localized depressional areas to maintain or reduce the volume of water stored in said localized depressional area for up to the 100 year storm event. This will

insure that the flood elevations will not be increased in the depressional areas due to the proposed improvements.

5. ~~Amend Section 15-54.C.1.a to read as follows:~~

- ~~a. An irrevocable letter of credit, or such other adequate security as the Director or the Administrator shall approve, in an amount equal to not less than one hundred fifty percent (150%) of the estimated probable cost to install and maintain the sediment and erosion control measures, which estimated probable costs shall be approved by the Director or the Administrator.~~

Comments: See new section 4 added to address security requirements.

6: 8. Amend Section 15- 72.E by adding the following:

Site runoff storage facilities shall be designed in accordance with the standards provided in the “Water Quality Best Management Practices Technical Guidance” as prepared by the DuPage County Stormwater Committee dated March 2008 or any subsequent revisions thereof.

1. Inlet and outlet structures for storage facilities should be designed to promote sedimentation and avoid short-circuiting.
2. Wet bottom storage facilities shall:
 - a. Be at least three (3') feet deep, excluding near shore banks and safety ledge. If fish habitat is to be provided, the facilities shall be at least ten feet deep over 25 percent of the bottom area to prevent winter freeze out.
 - b. Have side slopes at and above the normal pool elevation not steeper than 5 to 1 (horizontal to vertical) **or 4 to 1 for side slopes which are planted with deep rooted vegetation.** Aquatic vegetation shall be established around the shoreline of a wet basin to provide protection from shoreline erosion.
 - c. Have a permanent pool volume at normal depth equal to the runoff volume from its watershed for a twenty-four (24) hour duration storm with a fifty percent (50%) probability of occurrence in any one

year as specified by Illinois State Water Survey Bulletin 70 northeast sectional rainfall.

3. Dry bottom storage facilities shall:
 - a. Have a maximum depth of storm water storage not exceeding six (6) feet unless the existing natural ground contours and other conditions lend to a greater storage depth being approved by the Village.

Comments: Added additional criteria to allow for steeper side slopes for naturalized bank side slopes since the side slopes are not mowed on a regular basis if at all.

9. 7. Amend Section 15-80.FH to read as follows:

The Flood Protection Elevation (FPE) is the BFE plus two feet of freeboard for residential structures and the BFE plus one foot for non-residential structures. For residential structures within thirty feet of a stormwater storage facility the FPE is the design high water elevation for the stormwater storage facility plus two feet.

- ~~8. Amend Section 15-81.B as follows:~~

~~15-81.B.8 In areas within 30 feet of the boundary of the regulatory flood plain all usable space in new buildings or added to existing buildings shall be elevated, floodproofed, or otherwise protected to the FPE. Floodproofing devices shall be operational without human intervention. If electricity is required for protection against flood damage, there shall be a backup power source, which will activate without human intervention. Floodproofing measures shall be certified by a professional engineer. For residential buildings within 30 feet of the design high water level of a stormwater runoff storage facility, all usable space in new buildings or added to existing buildings shall be elevated or floodproofed to the FPE. For non-residential buildings within 30 feet of the design high water level of a stormwater runoff storage facility, all usable space in new buildings or added to existing buildings shall be elevated or floodproofed to at least one foot above the design high water elevation.~~

Comments: This was previously a local amendment which extended the provisions of the Flood Plain regulations to areas 30 feet outside of the identified Flood Plain. This section was deleted to be consistent with the County Stormwater Ordinance which provides the necessary protection per FEMA's requirements.

10. 9. Amend Section 15-97.C to read as follows:

Development in the Village of Glen Ellyn, a waiver community, shall participate in the Village's detention variance fee program where a variance to the site runoff storage requirements of Section 15-72 is granted. Payment into a site runoff storage variance fee program shall be made prior to the issuance of a Stormwater Management Certification as a condition of the variance.

- a. Payment of a site runoff storage variance fee for the varied storage shall be made to the **Village County** and is determined by applying the first applicable criteria as follows:
 1. A fee calculated by multiplying the per acre-foot cost of the closest off-site storage facility times 1.5 times the varied storage where:
 - a. A design concept plan for the facility has been approved by the Village Board containing an estimate of the per acre-foot cost of constructing the storage and including operation and maintenance costs; and
 - b. A formula has been developed to determine that any investment in the facility shall be at least equal to the cost of planning, acquiring the lands, constructing, operating, and maintaining the facility; and
 - c. The facility is located in the same watershed planning area as the variance.
 2. A fee calculated by multiplying \$106,000 times 1.5 times the varied storage.
- b. Funds collected shall be accounted for in a separate stormwater account. Funds shall be used to enhance existing runoff storage facilities and related components, construct off-site facilities and related components, provide maintenance of stormwater facilities, or undertake other development that provides a watershed benefit.
- b. All accounting records shall be made available to the DuPage County Stormwater Committee upon request.

Comments: This corrects the wording to identify the Village as the appropriate party for collecting said funds.

11. ~~10.~~ Amend Section 15-98.C to read as follows:

Developments in the Village of Glen Ellyn, a waiver community, required to provide Post Construction Best Management Practices (PCBMPs) in Section 15-63 may elect to participate in the Village's BMPs fee-in-lieu program where:

- a. PCBMPs fee-in-lieu payment shall be made to the Village and is determined by applying the criteria as follows:
 1. The adopted fee schedule, attached to this ordinance as Schedule B and by this reference incorporated into this ordinance, that identifies reasonable and rational cost to construct and maintain similar PCBMPs for those areas of the development that remain without effective water quality treatment.
- b. Funds collected shall be accounted for in watershed planning area accounts. Funds shall be used in the same watershed planning areas as collected solely to design, construct, and maintain water quality improvements. Funds may not be used to fulfill obligations required by the Ordinance.
- c. All accounting records shall be made available to the DuPage County Stormwater Committee upon request.
- d. All PCBMP fee-in-lieu payments are refunded to the person who paid the fee, or to that person's successor in interest, whenever the Village fails to encumber the fees collected within ten (10) years of the date on which such fees are collected.
- e. Refunds will be made provided that the person who paid the fee, or that person's successor in interest, files a petition with the Village within one year from the date on which such fees are required to be encumbered.

Section Three: This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in pamphlet form in the manner provided by law.

MEMORANDUM

TO: Staci Hulseberg, Joe Kvapil, Michele Stegall
FROM: Ray Ulreich, Stormwater Engineer
DATE: October 29, 2012
RE: Comparison of Storm Water Ordinance and Zoning Chapter 6



Background

Chapter 6 of the Village Zoning Code contains land use regulations for properties located in flood hazard areas (flood ways, flood fringes or areas of special flood hazard). The DuPage County Stormwater Ordinance which is adopted by the Village with some minor modifications also contains regulations for properties located in flood hazard areas. To reduce redundancy and conflicting regulations a comparison was made of the requirements of the two ordinances to determine if changes to Chapter 6 should be made.

Comparison

Attached is a side by side comparison the requirements of Chapter 6 of the zoning code with the related section of the Stormwater Ordinance. Most of the components of the various articles in Chapter 6 have a directly comparable section in the Stormwater Ordinance and in many cases the wording is exactly the same or very similar. I have provided information under the comments column when the related section of the Stormwater Ordinance differs from Chapter 6.

Permitted Uses: All of the permitted uses identified in Chapter 6 are allowed under the Stormwater Ordinance. Chapter 6 is more restrictive than the Stormwater Ordinance in regard to the placement of residential structures and attached garages in that it requires that they be placed a minimum of 30 feet from the flood hazard limits.

Special Uses: The placement of residential structures or garages less than 30' from the flood plain requires a special use under Chapter 6. In the Stormwater Ordinance the structures would be allowed.

Prohibited Uses:

Fill is not allowed under Chapter 6. Placement of fill is allowed under the Stormwater Ordinance provided compensatory storage is provided.

Chapter 6 does not allow structures and buildings in the flood plain. The Stormwater Ordinance does allow for structures and buildings in the floodplain provided they adhere to the flood proofing standards of the ordinance.

Both regulations do not allow for structures and buildings in the floodway.

Chapter 6 makes reference to Sanitary landfills, dumps, junk yards, the outdoor storage of vehicles and similar non movable machinery as being prohibited. The Stormwater Ordinance does not specifically identify these items.

Summary

Based on the comparison of the two codes it is apparent that most if not all of the regulations in Chapter 6 are addressed and comparable in the Stormwater Ordinance. The only area of major deviation of Chapter 6 with the Stormwater Ordinance is in regards to the placement of structures in the floodplain. Chapter 6 does not allow structures and buildings in the flood plain while the Stormwater Ordinance would allow flood proofed structures to be placed in the flood plain.

Extended Analysis – Restriction of Structures in Flood Plains

Since the only major component of Chapter 6 which conflicts with the Stormwater Ordinance is in regards to the placement of structures in the flood plain, an investigation of surrounding communities was done to identify the policies regarding this issue. The floodplain ordinances in the following six communities were examined:

- Wheaton
- Lombard
- Downers Grove
- Oak Brook
- Elmhurst
- Glendale Heights

All six of these communities allow structures to be placed in the floodplain.

Discussion of Flood Plain Identification

Since the initial implementation of the National Flood Insurance program, there have been significant technological advances in flood estimating, flood modeling and topographic data. DuPage County has been a leader in developing flood modeling and is the lead agency in communicating with FEMA in the development of flood maps for our area. Because of the increased accuracy there is less uncertainty of the Flood Plain Limits then when Chapter 6 was adopted. Thus the need to expand the boundaries of flood regulations outside of the flood limits to protect properties is less necessary

It should be noted that the Stormwater Ordinance is in compliance with current FEMA standards and regulations. It contains extensive language describing the building protection standards which need to be followed to allow for the construction of the structures in the flood plain (see section 15-81-B of the Stormwater Ordinance).

Recommendations

Option 1: Eliminate the restriction of the placement of structures in the flood plain:

- Recommendation: Chapter 6 of the Zoning Code could be eliminated in its' entirety.

Option 2: Maintain restrictions to the placement of structures in the flood plain:

- Recommendation: Chapter 6 of the Zoning Code could be eliminated in its' entirety and those provisions could be added to the Village ordinance that adopts the DuPage County Stormwater Ordinance.

Either way the elimination of Chapter 6 will reduce the redundancy and complexity of the Village Codes.

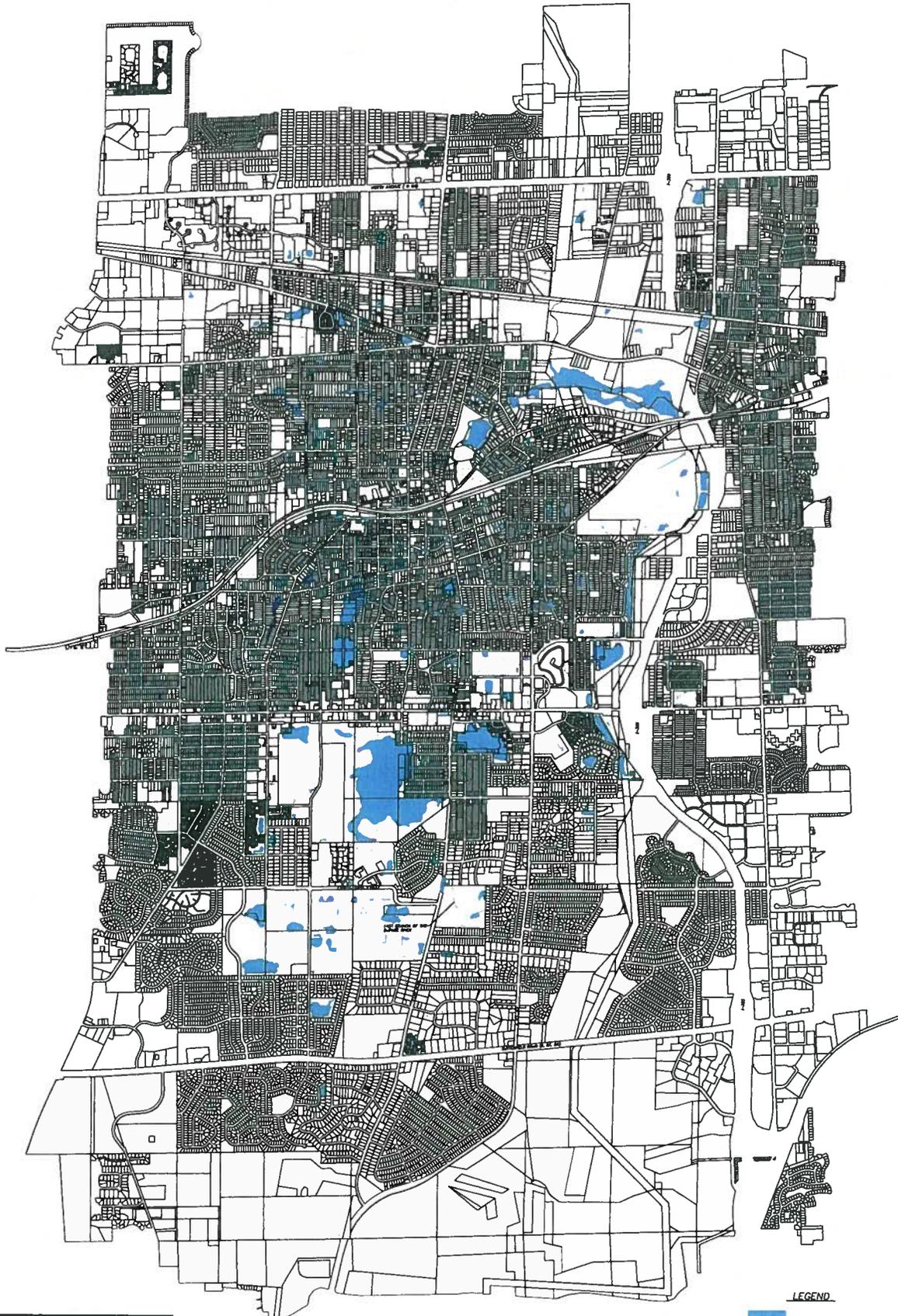
Chapter 6 Flood Hazard & Land Use Regulations		DuPage County Stormwater Ordinance Ordinance 6053-VC- Local Amendments	
Permitted Uses			
Article	Description	Section	Comments
10-6-4-A.2a	Arboreta, wildlife sanctuaries, woodland preserves, and habitat structures	15-82.A.1	non residential structures allowed but must be flood proofed
10-6-4-A.2b	Bridges, culverts; roadway crossings	15-81.B.7	same or comparable
10-6-4-A.2c	Erosion control structures	15-82.A.6	allowed
10-6-4-A.2d	Cultivation and harvesting of crops		
10-6-4-A.2e	Earthwork - no fill	15-82.A.7	flood reg's don't apply
10-6-4-A.2f	Nurseries or orchards		same or comparable
10-6-4-A.2g	Sewage treatment plant outlets	15-82.A.3	flood reg's don't apply
10-6-4-A.2h	Rec facilities: fiels, trails, pavilions	15-82.A.5	same or comparable
10-6-4-A.2i	Req'd 30' setback res. Structure or attached garage	15-81.B.1	same or comparable
10-6-4-A.2j	Stormwater facilities	15-82.A.1 & 15-82.A.3	allows buildings w/ standards
10-6-4-A.2k	Utility transmission lines	15-82.A.4	same or comparable
10-6-4-A.2l	Water Quality Structures	15-82.A.1	allowed
Special Uses			
Article	Description	Section	Comments
10-6-4-B.1	Flood proofing activities	15-82.A.8	same or comparable
10-6-4-B.2	Parking lots	15-81.A.7	same or comparable
10-6-4-B.3	Res structure or garage less than 30'	15-81.B.1	allows buildings w/ standards
10-6-4.B	reconstruction of damaged bldgs <50%	15-81.B.1	allows buildings w/ standards
10-6-4.B	CC Communit College per Master Plan		
Prohibited Uses			
Article	Description	Section	Comments
10-6-4-C.1	Earthwork	15-81.D	allows fill with comp storage
10-6-4-C.2	Sanitary landfills, dumps, junk yards outdoor storage of vehicles or materials		
10-6-4-C.3	Sewage disposal systems	15-81.C.2	same or comparable

Ordinance Comparison

October 26, 2012

10-6-4-C.4	Structures and buildings; except ret walls, flood structures, culverts & bridges	15-81.B & 15-81.B.7	allows buildings w/ standards
10-6-4-C.5	Swimming pools and decorative ponds	15.82.A.9	allows inground pools
10-6-5	Open storage of floatable materials	15-81.C.1	same or comparable
10-6-6	Open storage of other materials		
10-6-7	Open storage of hazardous materials	15-81.C.1	same or comparable

VILLAGE OF GLEN ELLYN DEPRESSIONAL AREA MAP



LEGEND

- DEPRESSIONAL AREA
- KNOWN OVERLAND FLOW ROUTE

ER ENGINEERING RESOURCE ASSOCIATES, INC.
 CONSULTING ENGINEERS ARCHITECTS & SURVEYORS
 560 WEST STATE STREET, SUITE 200 WEST AVONDALE, SUITE 100
 GLENVIEW, ILLINOIS 60041 WILSONSVILLE, ILLINOIS 60051
 PHONE (815) 343-8183 PHONE (815) 375-3068
 FAX (815) 343-8088 FAX (815) 375-2122

NOT TO SCALE
 DRAWN BY: GBL
 CHECKED BY: MS
 APPROVED BY: PMK

IMPORTANT: PLEASE NOTE THAT THIS MAP IS INTENDED AS A GUIDE FOR FLOODPLAIN OR WETLAND INFORMATION. OFFICIAL MAPS FROM THE APPROPRIATE AGENCY MUST BE UTILIZED. THIS MAP IS BASED ON 2-FOOT CONTOUR INFORMATION. A SITE SPECIFIC TOPOGRAPHIC SURVEY WILL BE REQUIRED TO DETERMINE THE EXTENT OF ANY FLOODING.

Village Of Glen Ellyn

Ordinance No. _____ - VC

**An Ordinance Amending Chapter 7 of Title 4
(Stormwater and Flood Plain Regulations)
of the Village Code of the Village of Glen Ellyn, Illinois,
To Adopt the DuPage County Countywide
Stormwater and Flood Plain Ordinance as Amended April 23, 2013**

**Adopted by the
President and the Board of Trustees
of the Village of Glen Ellyn
DuPage County, Illinois
This ____ Day of _____, 2013.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20____.

Ordinance No. _____ - VC

**An Ordinance Amending Chapter 7 of Title 4
(Stormwater and Flood Plain Regulations)
of the Village Code of the Village of Glen Ellyn, Illinois,
To Adopt the DuPage County Countywide
Stormwater and Flood Plain Ordinance as Amended April 23, 2013**

Whereas, pursuant to State Statute, the DuPage County Board on the 24th day of September 1991, passed Ordinance No. SMO.0001.91, the Countywide Stormwater and Flood Plain Ordinance (hereinafter "County Ordinance" and subsequently adopted revisions to said County Ordinance on June 14, 1994, April 23, 1996, November 12, 1997, June 22, 1999, June 13, 2000, March 25, 2003, January 27, 2004, June 8, 2004, March 8, 2005, February 28, 2006, April 8, 2008, April 25, 2012, April 23, 2013; and

Whereas, the DuPage County Stormwater Committee at its regular meeting on March 24, 1992, granted the Village Of Glen Ellyn complete waiver status to administer and enforce the County Ordinance; and

Whereas, as a complete waiver community, the Village Of Glen Ellyn is required to adopt revisions to the County Ordinance so that standards within the County Ordinance remain the minimum standards effective within the Village's territorial jurisdiction; however, the Village may also impose higher standards and may, thus, modify certain standards within the County Ordinance to address issues specific to the Village of Glen Ellyn; and

Whereas, the Corporate Authorities of the Village of Glen Ellyn passed Ordinances Nos. 3877, 3900, 4189, 4460, 4567, 4738, 5408, 5689 and 6053 adopting various provisions of the County Ordinance with amendments;

Now, Therefore be it Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The DuPage County Countywide Stormwater and Flood Plain Ordinance as last amended by the DuPage County Board on April 23, 2013, is hereby adopted with certain amendments set forth herein below.

Section Two: Chapter 7 of Title 4 (Stormwater and Flood Plain Regulations) of the Village Code of the Village Of Glen Ellyn is hereby deleted in its entirety and replaced with the following:

4.7.1: SHORT TITLE: This Chapter shall be known and cited as the STORMWATER AND FLOOD PLAIN REGULATIONS OF THE VILLAGE OF GLEN ELLYN.

4.7.2: ADOPTION OF THE DUPAGE COUNTYWIDE STORMWATER AND FLOOD PLAIN ORDINANCE, as last amended by the DuPage County Board on April 23, 2013:

- A. In order to assure that the provisions of existing ordinances of the municipality and those which may be adopted in the future are consistent with and at least as stringent as the DuPage County Stormwater Management Plan and the DuPage Countywide Stormwater and Flood Plain Ordinance (hereafter referred to as Countywide Stormwater Ordinance), the Corporate Authorities do hereby adopt the Countywide Stormwater Ordinance, which is attached hereto and made a part of this Ordinance as Appendix A. These provisions are not adopted by reference, but, rather, are adopted as a specific and integral part of this Ordinance, and are attached hereto. The provisions adopted by this section shall be in full force and effect and shall supersede any other ordinances of the municipality with which they are inconsistent or which are less stringent than the terms of this Ordinance.

- B. The provisions of the DuPage Countywide Stormwater and Flood Plain Ordinance, as last amended by the DuPage County Board on April 23, 2013, 2013, are hereby modified and amended as follows:
 - 1. Amend Section 15-20 by adding the following:
 - 15-20.C Development Plans on Site. Approved plans for grading work shall be maintained at the site throughout the grading work.

 - 15-20.D Final Construction Inspection. When all grading has been completed, and when the installation of all drainage and other required structures have been completed but at least five (5) working day's prior to filing an application for occupancy permit, the permittee shall notify the Planning and Development Department, giving five (5) day's notice, in order to obtain a final inspection thereof.

 - 15-20.E Certification of Compliance. At the time of the request for inspection the permittee shall file a Final Grading (Occupancy) Plan meeting the requirements set forth in the Village of Glen Ellyn Final Grading (Occupancy) Plan Guidelines. This plan shall contain a statement from the developer's professional engineer, who must be registered in the State of Illinois, certifying that the final grading has been completed and complies with the approved site development/engineering plans. In addition for parcels within 250 feet of a regulatory flood plain or a stormwater runoff storage facility a Federal Emergency Management Agency Elevation Certificate shall be submitted with the certificate of compliance.

15-20.F All silt fencing shall be in place before the issuance of a building permit.

2. Amend Section 15-30.A.2 and A.3 to read as follows:

15-30.A.2 The development does not add 1,500 square feet or more of net new impervious area compared to the pre-development conditions, and

15-30.A.3 Does not include 1,500 square feet or more of land disturbing activities.

3. Add Section 15-30.C as follows:

15-30.C Each application for a site development certification shall be made by the owner of property or his authorized agent to the Building Official on a form provided for that purpose. Said application shall be accompanied by a review and inspection fee and such other supporting documentation with any attendant fees that may be required herein.

4. Amend Section 15-40.D to read as follows:

- a. Amend Section 15-40.D.1 to read as follows

15-40.D.1 Development Security in accordance with Section 15-54.B is required for all developments which disturb more than 1,500 square feet of area, or which include construction of a Stormwater Facility (Article IX), or more than 200 feet of Storm Sewer, or a Post Construction Best Management Practice (Article VIII) designed to serve more than 1,500 square feet of net new impervious area.

- b. Amend Section 15-40.D.2 to read as follows:

15-40.D.2. Erosion and Sediment Control Security in accordance with Section 15-54.C is required for any development disturbing more than 1,500 square feet, or which disturbs the bed and banks of a channel draining more than 100-acres, or when an Erosion and Sediment Control Plan is required because of impact to Wetlands or Buffers or flood plain.

5. Add Section 15-47.E as follows:

15-47.E Plans, specifications and reports for all site developments shall be retained either by file in original form or on microfilm by the Department of Planning and Development, Building Division.

6. Add new Section 15-66 to read as follows:

The required VCBMP volume for all projects with a net impervious increase of more than 300 square feet but less than 2,500 square feet shall be calculated as the product of the net new impervious area draining toward the adjoining properties and the rainfall depth generated from a 1.25" rainfall event. No abstractions are taken on the rainfall depth.

7. Add new Section 15-67 to read as follows:

Those developments which are located in or directly tributary to a local depressional area as defined on the Village's Depressional Area Map, which have a net new impervious area of greater than 300 square feet, shall provide compensatory storage volume for the increased volume of runoff generated from the site that is tributary to the depressional area. The required compensatory volume shall be based on a 100 year 24 hour storm event.

8. Amend Section 15- 72.E by adding the following:

1. Inlet and outlet structures for storage facilities should be designed to promote sedimentation and avoid short-circuiting.
2. Wet bottom storage facilities shall:
 - a. Be at least three (3') feet deep, excluding near shore banks and safety ledge. If fish habitat is to be provided they shall be at least ten feet deep over 25 percent of the bottom area to prevent winter freeze out.
 - b. Have side slopes at and above the normal pool elevation not steeper than 5 to 1 (horizontal to vertical) or 4 to 1 for side slopes which are planted with deep rooted vegetation. Aquatic vegetation shall be established around the shoreline of a wet basin to provide protection from shoreline erosion.
 - c. Have a permanent pool volume at normal depth equal to the runoff volume from its watershed for the two-year, 24-hour 5 event for a twenty-four (24) hour duration storm with a fifty percent (50%)

probability of occurrence in any one year as specified by Illinois State Water Survey Bulletin 70 northeast sectional rainfall.

3. Dry bottom storage facilities shall:
 - a. Have a maximum depth of storm water storage not exceeding four (4) feet unless the existing natural ground contours and other conditions lend to a greater storage depth being approved by the Village.

9. Amend Section 15-80.H to read as follows:

The Flood Protection Elevation (FPE) is the BFE plus two feet of freeboard for residential structures and the BFE plus one foot for non-residential structures.

10. Amend Section 15-97.C to read as follows:

Development in the Village of Glen Ellyn, a waiver community, shall participate in the Village's detention variance fee program where: a variance to the site runoff storage requirements of Section 15-72 is granted. Payment into a site runoff storage variance fee program shall be made prior to the issuance of a Stormwater Management Certification as a condition of the variance.

- a. Payment of a site runoff storage variance fee for the varied storage shall be made to the Village and is determined by applying the first applicable criteria as follows:
 1. A fee calculated by multiplying the per acre-foot cost of the closest off-site storage facility times 1.5 times the varied storage where:
 - a. A design concept plan for the facility has been approved by the Village Board containing an estimate of the per acre-foot cost of constructing the storage and including operation and maintenance costs; and
 - b. A formula has been developed to determine that any investment in the facility shall be at least equal to the cost of planning, acquiring the lands, constructing, operating, and maintaining the facility; and

- c. The facility is located in the same watershed planning area as the variance.
 - 2. A fee calculated by multiplying \$106,000 times 1.5 times the varied storage.
- b. Funds collected shall be accounted for in a separate stormwater account. Funds shall be used to enhance existing runoff storage facilities and related components, construct off-site facilities and related components, provide maintenance of stormwater facilities, or undertake other development that provides a watershed benefit.
- c. All accounting records shall be made available to the DuPage County Stormwater Committee upon request.

11. Amend Section 15-98.C to read as follows:

Developments in the Village of Glen Ellyn, a waiver community, required to provide Post Construction Best Management Practices (PCBMPs) in Section 15-63 may elect to participate in the Village's BMPs fee-in-lieu program where:

- a. PCBMPs fee-in-lieu payment shall be made to the Village and is determined by applying the criteria as follows:
 - 1. The adopted fee schedule, attached to this ordinance as Schedule B and by this reference incorporated into this ordinance, that identifies reasonable and rational cost to construct and maintain similar PCBMPs for those areas of the development that remain without effective water quality treatment.
- b. Funds collected shall be accounted for in watershed planning area accounts. Funds shall be used in the same watershed planning areas as collected solely to design, construct, and maintain water quality improvements. Funds may not be used to fulfill obligations required by the Ordinance.
- c. All accounting records shall be made available to the DuPage County Stormwater Committee upon request.
- d. All PCBMP fee-in-lieu payments are refunded to the person who paid the fee, or to that person's successor in interest, whenever the Village fails to encumber the fees

collected within ten (10) years of the date on which such fees are collected.

- e. Refunds will be made provided that the person who paid the fee, or that person's successor in interest, files a petition with the Village within one year from the date on which such fees are required to be encumbered.

Section Three: This Ordinance shall be in full force and effect immediately upon its passage, approval and publication in pamphlet form in the manner provided by law.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____, 2013, on first reading, second reading not being requested.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this _____ day of _____, 2013.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted this _____ day of _____, 2013.)

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Village of Glen Ellyn

Ordinance No. _____

**An Ordinance Approving an Amendment
to Eliminate Chapter 6 of the Glen Ellyn Zoning Code
Glen Ellyn, IL 60137**

**Adopted by the
President and the Board of Trustees
of the
Village of Glen Ellyn
DuPage County, Illinois
This ___ Day of _____, 20_____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20_____.

Ordinance No. _____

**An Ordinance Approving an Amendment
to Eliminate Chapter 6 of the Glen Ellyn Zoning Code
Glen Ellyn, IL 60137**

Whereas, the Plan Commission is charged with periodically reviewing and making recommendations to the Village Board on amendments to the Zoning Code; and

Whereas, in accordance with this responsibility, following due and proper publication of notice in the *Daily Herald* not less than fifteen (15) nor more than thirty (30) days prior thereto, the Glen Ellyn Plan Commission conducted a public hearing on June 13, 2013 to consider a proposed Amendment to eliminate Chapter 6 of the Zoning Code; and

Whereas, most of the provisions of Chapter 6 are included in the DuPage County Storm Water Management Ordinance which has been adopted by the Village; and

Whereas, the elimination of Chapter 6 will reduce the redundancy and duplication of provisions making compliance and enforcement of the ordinances easier to determine and administer; and

Whereas, no members of the public spoke at the June 13, 2013 public hearing either in favor of or in opposition to the proposed amendment; and

Whereas, based upon the evidence, testimony, and exhibits presented at the June 13, 2013 Plan Commission public hearing, by a vote of eight (8) "yes and zero (0) "no", the Glen Ellyn Plan Commission recommended approval of the proposed Amendment to eliminate Chapter 6 in its entirety from the Zoning Code; and

Whereas, the President and Board of Trustees of the Village of Glen Ellyn have reviewed the minutes from the aforementioned Plan Commission public hearing and find that it is in the best

interest of the Village to accept the recommendation of the Plan Commission and to amend the Glen Ellyn Zoning Code by eliminating Chapter 6 of the Zoning Code;

Now, Therefore, Be It Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The minutes from the June 13, 2013 Plan Commission public hearing, a draft of which is attached hereto as Exhibit "A", is hereby accepted by the Village President and Board of Trustees.

Section Two: The Glen Ellyn Zoning Code shall be and is hereby amended to eliminate Chapter 6 in its entirety.

Section Three: The Village Clerk is hereby directed to cause the Glen Ellyn Zoning Code to be amended as approved by this Ordinance and said amendment shall be noted in proper order into the Zoning Code, and said Zoning Code shall be published and made available for inspection and purchase by the general public.

Section Four: This Ordinance shall be published in pamphlet form within thirty (30) days after its approval in the manner provided by law.

Section Five: The amendment approved herein shall be effectively immediately.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____, 20____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this ____ day
of _____, 20 ____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ____ day of _____, 20 ____).

X:\Plandev\BUILDING\Engineering\Ordinance Revisions\ZChapter 6 Elimination.doc

A-6J

MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Phil Norton, Chief of Police *PN*
Bill Holmer, Deputy Chief of Police Operations *WH*

DATE: June 19, 2013

RE: PURCHASE RECOMMENDATION – ELECTRONIC CONTROL DEVICES



BACKGROUND

In March of 2008, the Department researched and recommended the purchase of electronic control devices (ECD's) for use as a "less than lethal" weapon system for Glen Ellyn Police Officers. ECD's are commonly referred to as Tasers or stun guns, although it is noteworthy that Taser is actually a brand of ECD's. In 2008, the Village Board approved the purchase of ECD's from Taser International, Inc. and officers were trained and equipped with them shortly thereafter.

Increased "less than lethal" options have been the goal in law enforcement for the last few years as police agencies constantly search for new and safer ways to deal with violent, uncooperative offenders. Common options in law enforcement include pepper spray, bean bag guns, and ECD's to name a few. While these weapons are all considered to be less than lethal, there are pros and cons to each; and, the decision to use each one has to be considered depending upon the circumstances at the time of the incident. ECD's are non-lethal weapons specifically designed to incapacitate an individual from a safe distance while reducing the likelihood of serious injuries or death.

Since being equipped with the Taser ECD, officers have used it in the field four times – each time the unit functioned as designed and the offender was taken into custody without injury to the offender or the officer. Perhaps more important were the countless times that the potential use of the Taser created compliance from the offender. Upon pointing the Taser at a non-compliant individual it emits a red laser dot that appears on the target. In many situations, the sight of the laser and the thought of being subjected to the discomfort associated with it caused immediate compliance.

ISSUES

Our ECD's have reached the end of their five year life expectancy. After this time, there is a risk that the ECD may not deploy as designed or its overall effectiveness may decrease. We are experiencing failures with some units and Taser International has replaced the X26 model with the new X2 model. Although the X26 currently remains

available, it will be unsupported in the near future. The decision to continue with the X26 model would be impractical given that it has been replaced by newer technology.

RECOMMENDATION

I recommend that we purchase forty (40) Taser X2 ECD's from Ray O'Herron & Company in Lombard. O'Herron is the sole vendor in our area for the sale of Taser products. One of the main differences between the X2 and our current X26 is that the X2 holds two cartridges side by side on the front end of the Taser. This allows the deployment of a second cartridge, if necessary, without a reloading maneuver. Currently, the X26 holds a single cartridge "loaded" on the front, with a spare cartridge in the handle. Should an officer need to deploy a second cartridge, he/she must detach the first cartridge and reload the second.

The entire purchase and related equipment is depicted in the table below:

Equipment	Cost per unit	Number of Units	Total
Taser X2	1030	40	41200
Holster	62	40	2480
25' Cartridges	30	80	2400
Training & Reporting Equipment			
Data Download Kit	160	1	160
15' Training Cartridges	28	160	4480
		Total	50720
<i>Trade-in rebate</i>	<i>135</i>	<i>40</i>	<i>5400</i>
		Total Cost	45320

You will note in the table above that I have reflected a trade-in rebate. Our current Taser X26 models are eligible for a \$135 rebate (per unit). To earn the rebate at this amount we need to order the new model during the month of June. After June, the rebate amount decreases. I am not recommending the available extended warranty

which is priced at \$308 per unit. The funds for this replacement are approved in the FY 2013-14 budget.

Action Requested

It is requested that this recommendation is presented to the Village Board for consideration.

A-7

MEMORANDUM

TO: Mark Franz, Village Manager *3*

FROM: Julius Hansen, Public Works Director
Bob Minix, Professional Engineer *B Minix*

DATE: June 18, 2013; Revised June 19, 2013

SUBJECT: Lake Ellyn Modifications to Increase Outlet Capacity
Recommendation to Approve a Services Agreement with RHMGE
Engineers for Design of Improvements



The 2012 / 2013 Hydrologic and Hydraulic Study for Lake Ellyn, performed by RHMGE Engineers, contains a number of recommendations for improving the performance of Lake Ellyn during storm events. A key recommendation includes increasing the output of water from Lake Ellyn, achieved by modifying the lake's outlet control structure (OCS). To reach the recommended peak discharge rate of 61.4 cubic feet per second (about 40 million gallons per day) from the current 37 cfs and maximizing outflow performance earlier in a storm, the proposed modifications would consist of increasing the weir length by 8 ft. and upsizing the opening from the structure into the existing 33" diameter discharge pipe from 24" to 31.5" in diameter. The 61.4 cfs discharge rate is the maximum allowable rate per the DuPage County Stormwater Ordinance based on the 614 acre size of the Lake Ellyn watershed.

We have recently learned that there may be opportunities to increase the maximum allowable discharge from Lake Ellyn to greater than 61.4 cfs and we would like to pursue this possibility in parallel with the implementation of the Lake Ellyn H&H study recommendations. The upper limit of peak discharge is a function of three factors: discharge pipe capacity, demonstrated no significant impacts on downstream waters and available storage in the East Branch of the DuPage River. Each of these three elements presents analysis, design and permitting challenges that the Lake Ellyn team wants to address:

- Pipe Capacity – In addition to the active 33" diameter discharge pipe at the outlet control structure, a currently abandoned 24" diameter storm sewer could be returned to service, resulting in a combined outlet pipe capacity of about 85 cfs. Reactivation of the 24" pipe requires more extensive modifications to the outlet control structure and to a nearby downstream junction chamber. As part of assessing conveyance capacities, the capacity of the outlet channel into Perry's Pond should be confirmed to insure the feasibility of increased Lake Ellyn release rates and other inputs into the channel.
- Downstream Impacts – Increases in release rates above the current maximum rate of 37 cfs requires verification that downstream areas such as Perry's Pond are not adversely impacted by greater flow rates. As a Full-Waiver Community under the Stormwater Ordinance, the Village has full authority to approve any changes that are consistent with the governing

regulations; however, the rationale must be documented and justifiable. DuPage County uses a sophisticated modeling technique called FEQ and the model is available through the County. The Village will utilize the FEQ model to ascertain downstream impacts, but will require the assistance of consultants to provide the analyses and only select firms have this expertise and capability.

- East Branch of the DuPage River Storage – In addition to the Village / Park District / Consultant team, an initiative was recently launched to include other entities and groups in the Lake Ellyn discussions. Additional parties include DuPage County, Forest Preserve District, District 87 and Glenbard West boosters. DuPage County Stormwater Management staff have broached additional strategies that could result in Lake Ellyn discharge rates above 61.4 cfs. To achieve greater flow rates and to possibly use storage created in the East Branch due to the removal of the Crescent dam a few years ago, a mini-watershed / flood control study needs to be conducted and ultimately approved by the County. The Stormwater Management Division has offered their expertise and technical assistance in this endeavor, but required FEQ modeling will likely be a Village expense.

RHMGE PROPOSAL

RHMGE Engineers is the logical and appropriate consultant to expeditiously implement the recommendations of the Lake Ellyn drainage study to increase Lake Ellyn discharges and to assist the Lake Ellyn team in pursuing the possibility of discharge rates above 61.4 cfs. The firm was requested to submit a proposal to provide a variety of design engineering services in support of these activities. A copy of their proposal is attached.

The proposal consists of two parts. The first part is for modifications to the Lake Ellyn outlet control structure and includes the more involved design required for OCS modifications to achieve the 85 cfs release rate. The cost of the OCS Modifications design is \$47,812. The second part is for assistance with the FEQ modeling efforts. Engineering Resource Associates (ERA) will be the primary FEQ model consultant, with RHMGE providing Lake Ellyn output data from the simulations developed and calibrated during the H&H study. The cost of the FEQ Modeling Support is \$6,105. Hence total cost for the RHMGE services is \$53,917. With a 10% contingency, total funding for the project will be \$59,000 with monies taken from the Capital Projects Fund, Account No. 40000-580100. Lake Ellyn outlet and downstream improvements are budgeted items. A project number should be assigned to the project for cost tracking purposes now that we are proceeding beyond the study stage.

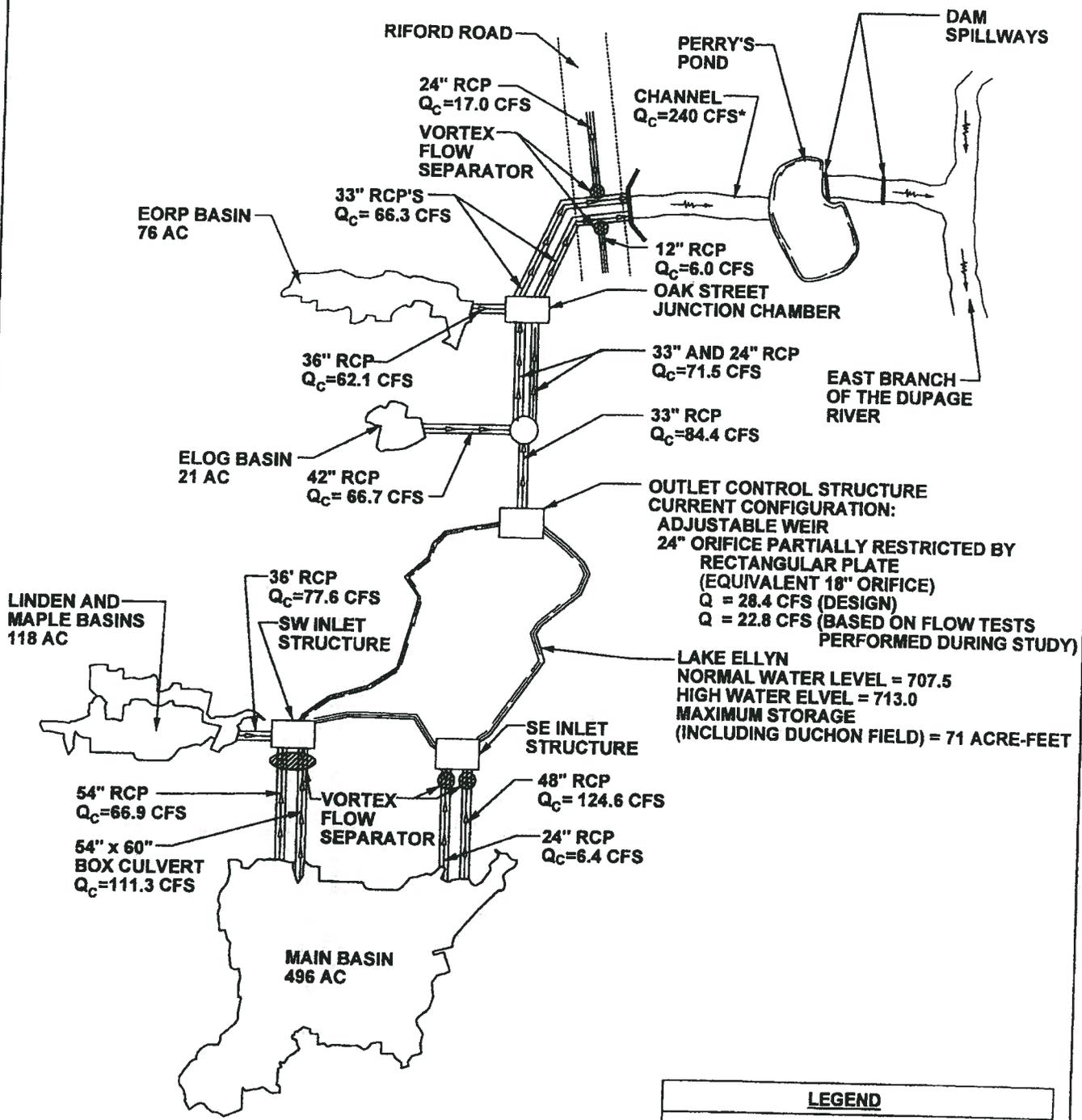
A separate proposal is expected soon from ERA for the lead FEQ modeling work. ERA has contacted the County regarding the model and, once received, needs to assess the effort required to provide any updates to the model as well as to perform the needed analyses. The services required to run the FEQ model by ERA and other watershed plan development assistance will be in excess of \$10,000.

SCHEDULE

RHMGE is well aware of timeliness issues associated with pending Lake Ellyn improvements. The firm has checked with multiple agencies regarding permitting requirements and developed a schedule

with their proposal for the more complex option of increasing the discharge rate beyond 61.4 cfs. That schedule indicates construction in early 2014 for the modified Lake Ellyn OCS. An expedited IDNR permit could improve the anticipated June 2014 construction completion date. An intermediate milestone is proposed to increase the peak rate to 61.4 as soon as that action is properly vetted.

cc: Kristen Schrader, Assistant to the Village Manager – Administration
Jeff Perrigo, Civil Engineer
Ray Ulreich, Stormwater Engineer



LEGEND

Q_c = PIPE CAPACITY UNDER GRAVITY FLOW CONDITIONS IN CUBIC FEET PER SECOND

RCP= REINFORCED CONCRETE PIPE

AC = ACRES

* PER BURNS AND McDONNELL

RHMG

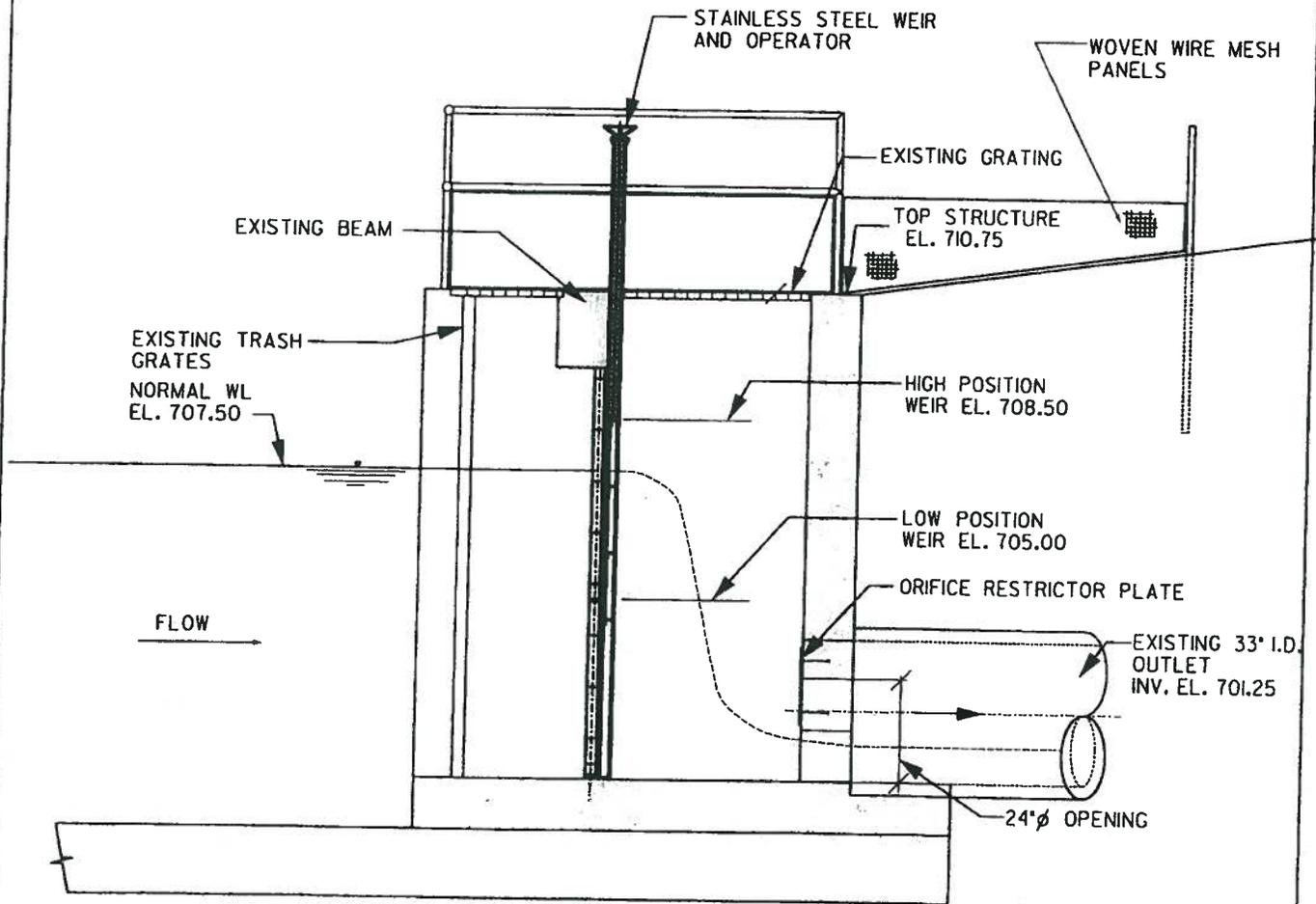
REZEK, HENRY, MEISENHEIMER, AND GENDE, INC.

975 CAMPUS DRIVE 535 TOLLWAY RD. SUITE F
 MUNDELEIN, ILLINOIS 60060 ELGIN, ILLINOIS 60123
 847-362-5959 847-742-5959

EXHIBIT A - LAKE ELLYN DRAINAGE BASIN STORM WATER SYSTEM AT TIME OF STUDY

DATE: JANUARY, 2012

PROJ#: 21220000



REZEK, HENRY, MEISENHEIMER, AND GENDE, INC.
976 CAMPUS DRIVE 535 TOLLWAY RD. SUITE F
MUNDELEIN, ILLINOIS 60060 ELGIN, ILLINOIS 60123
847-362-5959 847-742-5959

EXHIBIT F - OUTLET CONTROL STRUCTURE SECTIONAL VIEW

DATE: JANUARY, 2012

PROJ#: 21220000



RHM ENGINEERS, INC.

www.rhmg.com

975 Campus Drive, Mundelein, IL 60060

847.362.5959 | Fax 847.362.0864

535 Tollgate Road, Suite F, Elgin, IL 60123

847.742.5959 | Fax 847.742.0863

June 18, 2013

Mr. Robert J. Minix, P.E.
Professional Engineer
Village of Glen Ellyn
30 South Lambert Road
Glen Ellyn, IL 60137

Re: Proposal for Design Engineering Services
Lake Ellyn Outlet Modifications

Dear Mr. Minix:

Pursuant to your request, we are pleased to submit this proposal to perform design engineering services for modifications to the outlet from Lake Ellyn.

Background

The Lake Ellyn Hydrologic and Hydraulic Studies made recommendations for modifications to the Lake Ellyn outlet control structure as well as improvements to the downstream drainage system. The Village of Glen Ellyn has decided to proceed with the outlet control structure modifications. The objective of these modifications is to increase the release rate from the lake and thereby increase the effective storage capacity of the lake.

The extent to which the release rate will be increased will be dependent upon additional downstream hydrologic and hydraulic modeling to be performed by ERA and Associates and review and approval by DuPage County Stormwater Management. The recommendation of our H&H studies was to increase the release rate to the maximum permitted according to the DuPage Countywide Stormwater and Floodplain Ordinance, which is 61.4 cfs. This can be accomplished by reaming the 24-inch orifice on the 33-inch outlet pipe to 31.5-inch diameter.

Based on feedback from the DuPage County Stormwater Management Department, it may be possible to increase the release rate beyond 61.4 cfs to the pre-1990 release rate of 85 cfs. This would entail completely reaming out the 24-inch orifice on the 33-inch outlet pipe and reactivating the plugged 24-inch outlet pipe. The latter will be a fairly involved process because it will involve expansion of the existing outlet control structure, relocation of some of the low flow bypass piping, excavation, unplugging and reconnection of the 24-inch outlet pipe to the expanded outlet control structure and to the new Lake Road junction chamber constructed as part of the ELOG Project.

Regardless of whether the release rate is increased to 61.4 cfs or 85 cfs, it will also be necessary to expand/modify the outlet control structure to add eight additional feet of weir length. This is necessary to allow orifice control to govern the release rate earlier during storm events.

This proposal is based on the more involved design, which is associated with increasing the release rate to 85 cfs. If this is not approved by the DuPage County Stormwater Management Department, then the actual scope of work and actual fee will be less.



Mr. Robert J. Mlnix, P.E.
Professional Engineer
Village of Glen Ellyn
Re: Proposal for Design Engineering Services
Lake Ellyn Outlet Modifications
June 18, 2013
Page 2

Scope

Our proposed work tasks, manpower, and fee requirements for the design and bidding services are detailed in the attached Exhibit A. We propose to perform these engineering services on a cost-plus not-to-exceed basis using a direct salary cost multiplier of 3.07. Our proposed fee limit is \$47,812.

Exhibit B presents our proposed work tasks, manpower, and fee requirements for the FEQ modeling coordination with ERA and DuPage County. Our proposed not-to-exceed fee limit for this work is \$6,105.

Project Schedule

Enclosed as Exhibit C is a bar chart schedule for the overall project, including design, permitting, bidding and construction of the Lake Ellyn Outlet Control Structure Modifications. This schedule is predicated on the DuPage County Stormwater Management Department approving increasing the release rate to 85 cfs. Under this scenario, the first phase of the modifications consisting of reaming out the existing 24-inch orifice to the full 33-inch diameter of the outlet pipe could be implemented by around mid-September. The remainder of the work will be more involved from a design and permitting perspective. The critical path task is the dam permit from the Illinois Department of Natural Resources (IDNR). IDNR has indicated that six months should be allocated for this permitting process. We recommend that after DuPage County approval of the release rate is obtained, a meeting be scheduled with the Village, Park District, DuPage County Stormwater and IDNR to try to expedite this permitting process.

We appreciate this opportunity to be of continuing service to the Village of Glen Ellyn. If you have any questions or wish to discuss any aspects of this proposal in more detail, please contact me.

Sincerely yours,

RHMG ENGINEERS, INC

A handwritten signature in black ink, appearing to read "W. Rickert", is written over the printed name of William R. Rickert.

William R. Rickert, P.E., BCEE, CFM
President

WRR/amd

Enclosures

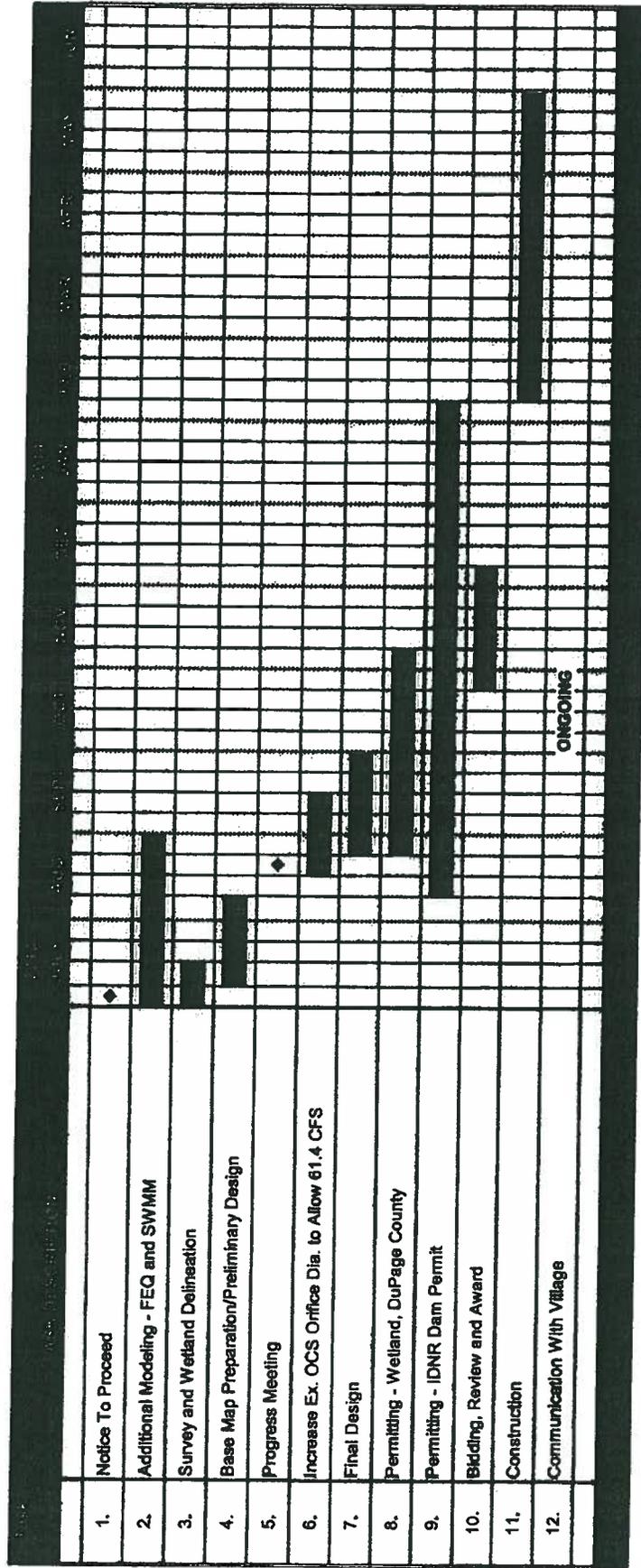
EXHIBIT A
MANPOWER AND FEE REQUIREMENTS
VILLAGE OF GLEN ELLYN
LAKE ELLYN OCS MODIFICATIONS

TASK	HOURS						
	Project Manager	Struct. Engineer	Lead Designer	Project Engineer	Drafter/ Technician	Clerical	Total
1 Preliminary Design							
1.1 Site Survey & Wetland Delineation			1	8	2		11
1.2 Base Map and Preliminary Site Plan	1		8		16		25
Structural Review of Existing Outlet Control Structure, Lake 1.3 Road Junction Chamber	6	8	1				15
1.4 Preliminary Design - New Outlet Control Structure	4	4	6	1	10		25
1.5 Preliminary Design - Ex. Outlet Control Structure Modifications	4	4	2	1	10		21
1.6 Preliminary Design - Lake Road Junction Chamber Modifications	4	4	2	1	10		21
1.7 Progress Meeting re: Preliminary Design	4		4				8
Sub Total	23	20	24	11	48	0	126
2 Final Design							
2.1 Plans							
Cover			1		2		3
Notes			2		2		4
SESC Details and Dewatering Plan			2	4	8		14
Site Plan			2	2	12		16
New Outlet Control Structure Detail	2	8	1		16		27
Ex. Outlet Control Structure Detail	2	6	1		16		25
Lake Road Junction Chamber Detail	2	6	1		16		25
Lake Ellyn Bypass Pipe Modification Detail	2	2	4	6	16		30
Restoration Plan			1	6	8		15
2.2 Structural Review	4		4				8
2.3 Quantity Takeoff				6		2	8
2.4 Specifications			8			2	10
2.5 Permitting - Wetlands, DuPage County Stormwater	2		2	8		2	14
2.6 Permitting - IDNR Dam Permit	4		12	16		2	34
2.7 Independent in-house review/incorporate comments	4			4	4		12
3 Bidding							
3.1 Pre-Bid Conference	4		6	4			14
3.2 Answering Bidder Questions, Issuing Addenda			4	8			12
Sub Total	26	22	51	64	100	8	245
GRAND TOTAL	49	42	75	75	148	8	371
Hourly Billing Rate	\$155.00	\$135.00	\$190.00	\$99.00	\$81.00	\$61.00	
Labor Cost	7,595	5,670	9,750	7,425	11,988	488	\$42,916
Direct Expenses							
RHMG							1,846
Wetland Delineation and ACOE Permitting							3,050
TOTAL FEE							\$47,812

EXHIBIT B
 MANPOWER AND FEE REQUIREMENTS
 VILLAGE OF GLEN ELLYN
 FEQ MODELING

TASK	HOURS					Total
	Project Manager	Lead Designer	Project Engineer	Drafter/ Technician	Clerical	
A Preliminary Design						
1 Coordination with ERA	4	8				12
2 Running Scenarios, generating outflow hydrographs	2	24				26
3 Meeting with Village Staff, DuPage County Stormwater	6	6				12
Sub Total	12	38	0	0	0	50
GRAND TOTAL	12	38	0	0	0	50
Hourly Billing Rate	\$160.02	\$103.51	\$80.77	\$66.84	\$65.96	
Labor Cost	1,920	3,933	0	0	0	\$5,854
Direct Expenses						
RHMG						252
Wetland Delineation						
TOTAL FEE						\$6,105

**EXHIBIT C
PROJECT SCHEDULE
VILLAGE OF GLEN ELLYN
LAKE ELLYN OCS MODIFICATIONS**



MEMORANDUM

TO: Mark Franz, Village Manager

FROM: Staci Hulseberg, Planning and Development Director
Michele Stegall, Village Planner *MSS*
John Carlisle, Planning Intern *JTC* *ADP*

FOR: June 24, 2013 Meeting

DATE: June 17, 2013

RE: Subdivision Regulations Code Text Amendments

Background

Village staff has identified sections of the Glen Ellyn Subdivision Regulations Code for possible amendment. These amendments seek to improve the quality of Village subdivision design, pedestrian safety and streetscape quality, as well as service delivery, by altering cul-de-sac right-of-way dimensions and allowing developers to plant parkway trees. The amendments are proposed to Sections 403: Roads and Streets, 406: Sidewalks and Multi-Use Paths, and 408: Trees. The change to Section 403 would increase the minimum right-of-way diameter of a cul-de-sac bulb from 100 feet to 116 feet. The increase in diameter will create more space for parkway improvements, specifically trees and sidewalks. In the current design, the parkway surrounding a cul-de-sac bulb can be as narrow as 9 feet, which is insufficient to accommodate a 5-foot wide sidewalk and parkway trees and has resulted in variation requests. Furthermore, a wider parkway along the cul-de-sac bulb would create more consistency of the parkway width between the bulb and the street leading into the bulb. Currently, the minimum parkway width along the neck of a cul-de-sac is 19 ½ feet while it is only 9 feet around the bulb. With the proposed change, the minimum parkway width along the neck would remain at 19 ½ feet, and the minimum width around the bulb would increase to 17 feet. In addition, the proposed amendment to Section 403 would increase the minimum pavement width in cul-de-sac bulbs when landscape islands are present from 27 feet to 31 feet, which will create more space for Public Works vehicles, such as snow plows.

Changes to Section 408 would allow developers to plant parkway trees rather than paying a fee to the Village for the required parkway trees and having the Public Works Department select and install the trees. With these changes, amendments are also proposed regarding tree diversity and warranties, among other things.

Plan Commission Recommendation

The Plan Commission considered the proposed amendments at public meetings on Feb. 14, 2013 and June 13, 2013. No one spoke at either meeting in favor of or in opposition to the request. By a vote of 6-2, the Plan Commission recommended approval of the proposed amendments with changes to the wording in Sections 403, 406 and 408. These changes are reflected in the proposed text. Full discussion of the amendments is in the attached minutes (Exhibits "A" and "B" to the draft Ordinance).

Issues

Although a strong recommendation was made by the Plan Commission in support of the amendments, there was considerable discussion regarding the proposed cul-de-sac amendments. One of the concerns expressed by some commissioners was the economic impact taking additional land around the cul-de-sac bulb would have on developers. A subsequent survey of surrounding community standards found that the originally proposed 120-foot minimum diameter is a common requirement. However, after considering other standards in the Code, the Commission recommended a 116-foot diameter rather than the proposed 120-foot diameter. A 116-foot minimum was more mathematically practical and takes less private property while still addressing concerns regarding parkway widths, pedestrian safety and aesthetics.

At the Feb. 14 meeting, some Commissioners suggested that the Village may want to consider requiring landscape islands in cul-de-sac bulbs. After reviewing surrounding community survey information regarding this issue and upon further discussion, a majority of the Commission concluded that while islands are aesthetically pleasing, can assist with heat and water absorption, and provide a public safety benefit, landscape maintenance issues could result. Additionally, some Commissioners indicated that they did not believe a compelling reason exists to require them. Therefore, the Commission ultimately recommended that landscape islands remain optional. However, there was considerable discussion about this issue.

Action Requested

At the June 24, 2013 meeting, the Village Board may approve, approve with conditions or deny the proposed Subdivision Regulations Code text amendments. Based on the recommendation of the Plan Commission, staff has prepared a draft Ordinance approving the proposed amendments.

Attachments

- Data Table: DuPage County Municipality Cul-de-Sac Design Regulations
- Draft Ordinance, including Exhibit "A": Minutes from Plan Commission public meeting on June 13, 2013; Exhibit "B": Minutes from Plan Commission public meeting on Feb. 14, 2013; and Exhibit "C": Recommended Amendments

Cc: Greg Mathews, Village Attorney
Julius Hansen, Public Works Director
Bob Minix, Public Works Engineer
Ray Ulreich, Stormwater Engineer

Village of Glen Ellyn

Ordinance No. _____

**An Ordinance Approving Subdivision Regulations Code Text Amendments
Glen Ellyn, IL 60137**

**Adopted by the
President and the Board of Trustees
of the
Village of Glen Ellyn
DuPage County, Illinois
This ___ Day of _____, 20____.**

Published in pamphlet form by the authority of the
President and Board of Trustees of the Village of
Glen Ellyn, DuPage County, Illinois, this _____
day of _____, 20____.

Ordinance No. _____

**An Ordinance Approving Subdivision Regulations Code Text Amendments
Glen Ellyn, IL 60137**

Whereas, the Glen Ellyn Plan Commission is charged with periodically reviewing and making recommendations to the Village Board on text amendments to the Subdivision Regulations Code; and

Whereas, the Plan Commission conducted a public meetings on February 14, 2013 and June 13, 2013 to consider proposed Subdivision Code Text Amendments related to culs-de-sac and parkway trees; and

Whereas, no members of the public spoke at the February 14, 2013 or June 13, 2013 public meetings either in favor of or in opposition to the proposed amendments; and

Whereas, based upon the evidence, testimony, and exhibits presented at the February 14, 2013 and June 13, 2013 public meetings, by a vote of six (6) “yes” and two (2) “no”, the Glen Ellyn Plan Commission recommended approval of the proposed Subdivision Regulations Code Text Amendments with modifications as set forth in the minutes of the February 14, 2013 and June 13, 2013 Plan Commission public meetings, which are attached as Exhibits “A” and “B”; and

Whereas, a copy of the proposed Subdivision Code Text Amendments with the modifications recommended by the Plan Commission is attached hereto as Exhibit “C”; and

Whereas, the President and Board of Trustees of the Village of Glen Ellyn have reviewed the minutes from the aforementioned Plan Commission public meetings and find that it is in the best interest of the Village to accept the recommendation of the Plan Commission and to amend the Glen Ellyn Zoning Code as set forth in Exhibit “C” attached hereto;

Now, Therefore, Be It Ordained by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, in the exercise of its home rule powers, as follows:

Section One: The minutes from the February 14, 2013 Plan Commission public meeting, attached hereto as Exhibit "A", and the June 13, 2013 Plan Commission public meeting, a draft of which is attached hereto as Exhibit "B", are hereby accepted by the Village President and Board of Trustees.

Section Two: The Glen Ellyn Subdivision Regulations Code shall be and is hereby amended as set forth in Exhibit "C", attached hereto.

Section Three: The Village Clerk is hereby directed to cause the text of the Glen Ellyn Subdivision Regulations Code to be amended as approved by this Ordinance and said amendments shall be inserted in proper order into the Subdivision Regulations Code, and said Subdivision Code shall be published and made available for inspection and purchase by the general public.

Section Four: This Ordinance shall be published in pamphlet form within thirty (30) days after its approval in the manner provided by law.

Section Five: The amendments approved herein shall be effectively immediately.

Passed by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____, 20____.

Ayes:

Nays:

Absent:

Approved by the Village President of the Village of Glen Ellyn, Illinois, this ____ day
of _____, 20 ____.

Village President of the
Village of Glen Ellyn, Illinois

Attest:

Village Clerk of the
Village of Glen Ellyn, Illinois

(Published in pamphlet form and posted on the ____ day of _____, 20 ____).

X:\Plandev\PLANNING\CODES\SUBDIVISION CODE\2013 Amendments\VB Sec 403,406,408 amendments.doc

EXHIBIT A

PLAN COMMISSION
MINUTES
FEBRUARY 14, 2013

The meeting was called to order by Chairman Julie Fullerton at 7:30 p.m. Plan Commissioners Craig Bromann, Tim Elliott, Tracy Heming-Littwin, Mary Loch, Jeff Mansfield, Ray Whalen and Lyn Whiston were present. Plan Commissioners Todd Buckton, Jeff Girling and Jay Strayer were excused. Trustee Liaison Robert Friedberg, Village Planner Michele Stegall, Village Attorney Julie Tappendorf and Recording Secretary Barbara Utterback were also present. Chairman Fullerton welcomed Plan Commissioner Mansfield to the Plan Commission and added that he had previously served on this Commission.

Plan Commissioner Whiston moved, seconded by Plan Commissioner Whalen, to approve the minutes of the November 15, 2012 Special Plan Commission meeting with two corrections.

Chairman Fullerton explained the procedures of the Plan Commission. On the agenda were the Plan Commission's Rules of Procedure and Subdivision Code Amendments.

PLAN COMMISSION RULES OF PROCEDURE
DISCUSSION AND ACTION OF PROPOSED AMENDMENTS TO THE PLAN
COMMISSION RULES OF PROCEDURE.

Staff Introduction/Questions and Comments from Plan Commissioners

Village Attorney Julie Tappendorf stated that many of the proposed Plan Commission Operating Procedure changes are not substantive and will remove archaic language. She stated that she will review the more substantive changes at this meeting.

Attorney Tappendorf stated that the name of the subject document should be changed from Operating Procedures to Rules of Procedures as many Village documents had different names for the procedures which can be confusing. She added that the State Statute calls rules that are adopted Rules of Procedure.

Regarding proposed Section 4 under Article 1, General Provisions, Plan Commissioner Mansfield did not feel that a Plan Commissioner who is an applicant or a client should be required to leave the hearing room. Attorney Tappendorf stated that per the State Statute, a Plan Commissioner could remain in the audience, however, many local ethics codes are more strict. Village Planner Stegall added that the Village adopted a new ethics ordinance approximately one year ago.

Regarding proposed Section 3 under Article II, Officers and Duties, Plan Commissioner Whalen questioned why it is stated that the Chairperson will provide for the oath to be

administered to all witnesses to come before the Commission for the purpose of a public hearing as the secretary currently administers the oath. Attorney Tappendorf responded that the Chairperson as well as the Village Clerk and Plan Commission Secretary have the authority to administer an oath to a witness. Attorney Tappendorf felt that the Chairperson should have the authority to administer an oath in the event the secretary is unable to do so. She suggested adding the language "or direct" after "provide for" that the oath be administered in this section. Attorney Tappendorf also responded to Plan Commissioner Whalen that a court reporter could also could administer an oath to a witness.

Regarding proposed Section 5 under Article II, Officers and Duties, Attorney Tappendorf responded to Plan Commissioner Whiston that under State Statute when the vote is shown, the name of each voter does not need to be shown.

Regarding proposed Section 2 under Article III, Meetings, Attorney Tappendorf felt that 48 hours is not always enough notice to cancel a meeting. She instead recommended as much advance notice as possible to cancel a meeting in order to allow more flexibility. Regarding proposed Section 3 under Article III, Meetings, Attorney Tappendorf stated that instead of stating that all meetings are open to the public, an exemption will allow a meeting to be closed to the public. Regarding proposed Sections 4 and 5 under Article III, Meetings, the majority will be considered to be Plan Commissioners that are in office which does not include vacancies. Also, a quorum will be necessary to transact any Commission business and to take any action. Plan Commissioner Whiston inquired about special meetings and Attorney Tappendorf responded that Section 5 covers the quorums necessary at regular and special meetings. Plan Commissioner Elliott asked if reference to the open meetings act is adequate as special meetings are permitted under the open meetings act. Attorney Tappendorf stated that was fine as long as the Plan Commission agreed. Regarding proposed Section 7 under Article III, Meetings, Attorney Tappendorf stated that the Plan Commission is not bound by statute to follow Robert's Rules of Orders. She added that language has been added that the Plan Commission will generally follow Robert's Rules of Order, however, the Chairman can make rulings based on the convenience of the Commission and the Commission can overrule a decision of the Chairman which is standard language. Chairman Fullerton pointed out that "Chairman" in Section 7 should be changed to "Chairperson." Regarding proposed Section 8 under Article III, Meetings, Attorney Tappendorf stated that all regular meetings of the Commission will substantially proceed in a certain order of business, however, items on the agenda can be moved to a different order. She indicated changes based on current agendas which she stated would allow for more flexibility in setting the agenda. Attorney Tappendorf stated that a fairly new law is that public comment is statutorily required at public body meetings and has been added to the Rules of Procedures. Attorney Tappendorf clarified for Chairman Fullerton that public comments must be within the purview of the Plan Commission. Plan Commissioner Elliott felt that having public comment prior to a public hearing is not a good idea because no one will abide by limitations put in place. He suggested moving the public comments to the end of a hearing and Chairman Fullerton agreed. Ms. Stegall stated that public comments are heard at the beginning of Village Board meetings, and Plan Commissioner Loch felt that

public comment at a certain time specifically for items that are not related to public hearings on that agenda. Attorney Tappendorf recommended including "non agenda items" on the agenda, and the consensus of the Plan Commissioners was to hear non-related public hearing items at the beginning of the meetings.

Regarding proposed Article IV, Public Hearings, Attorney Tappendorf stated that much language has been added that describes the purpose of the public hearing, what the application of the public hearing rules are, that everyone has to comply with the rules, that the hearing should be conducted in a respectful and professional manner, that testimony will be under oath and that the Commission has the authority to temporarily waive, suspend or amend rules as needed.

At Chairman Fullerton's request, Plan Commissioner Elliott explained that there was some concern that people had to go under oath to ask questions at a public hearing which he did not feel should be required. Attorney Tappendorf stated that a public hearing is not like a trial, however, does have more formality than a regular meeting. She stated that the reason people are put under oath is so that they understand they should not lie. She added that swearing everyone in as has been done in the past is fine, however, some people may object to being sworn in. She also stated that if someone refuses to be sworn in, they can ask questions but not testify. She stated that currently all testimony must be under oath.

Regarding proposed Section 2 of Article IV, Hearings, Attorney Tappendorf stated that this section is the order or conduct of a public hearing and has been expanded somewhat to explain some of the separate procedures. Attorney Tappendorf responded to Plan Commissioner Bromann that in Section 2, C, of Article IV, Applicant's Presentation, the term "representative" will be used in that section. Regarding proposed Section 2, D, of Article IV, Public Testimony (Other Than Cross-Examination), Attorney Tappendorf stated that the Chairman can advise how much time is permitted for speakers. She added that the 5-minute rule is the default rule for public comment/testimony, however, the time limit can be changed at the beginning of the public hearing in order to be fair to all those speaking. Ms. Stegall responded to Plan Commissioner Elliott that the Plan Commission gave speakers a time limit at a recent pre-application meeting. Attorney Tappendorf stated that a group can collectively be allowed the same amount of time to speak as an applicant. Ms. Stegall also brought up the issues of cost and time for petitioners regarding lengthy meetings and its potential impact on economic development by delaying other applicants because of the length of meetings in process and creating an image of a community with an unusually long hearing process. Plan Commissioner Elliott stated that a hearing can be controlled by empowering the chairperson to cut off people who are being repetitious and/or irrelevant and to put in limitations. He was not supportive of a 5-minute limitation per speaker and the statement that multiple persons desiring to make a presentation are expected to coordinate their efforts to maintain efficiency in an equal amount of time. He added that unfairness to the neighbors could be an issue in this case. Ms. Stegall responded that there are a number of communities that use time limits. Plan Commissioner Heming-Littwin felt that guidelines regarding time limits should be considered, and Plan Commissioner Loch stated that time limits

have worked well at Village Board meetings. Attorney Tappendorf stated that neighbors will often hire someone to represent them and she added that there is flexibility within the subject parameters that would allow rules to be waived if necessary. Attorney Tappendorf responded to Plan Commissioner Bromann that if one person speaks for a certain period of time, the same type of person should be allowed to speak for the same amount of time. Attorney Tappendorf agreed with Plan Commissioner Elliott that if the speaking time length is changed, everyone should be notified up front. Chairman Fullerton responded to Plan Commissioner Elliott that the public could be questioned at the beginning of a meeting as to who would like to testify. Ms. Stegall stated that the public hearing informational brochure that is sent out with all notices would be updated, and Attorney Tappendorf added that other forms could be updated as well. Attorney Tappendorf stressed that the purpose of the public hearing is for the Plan Commissioners to hear the testimony and evidence in order to make a recommendation to the Village Board. Plan Commissioner Mansfield suggested allowing one to submit information on a form that would allow them the ability to speak at the same length as an organization/group, someone could be allowed the ability to speak for more than 5 minutes, and a speaker's time should be limited to the same time length of time as the petitioner. Attorney Tappendorf stated the idea is to be fair to the applicants and residents. Plan Commissioner Elliott suggested assessing at the beginning of a public hearing what the testimony will look like and empowering the Chairperson to set limitations. Ms Stegall stated that if a project is controversial, residents will generally have contact with the planning staff prior to a meeting. Plan Commissioner Elliott felt that adding information to the sign-in card and having the Chairman assess the cards will be helpful to the process. Attorney Tappendorf stated that the public testifying is useful in pointing out information and that information should be relevant to the Plan Commission, helpful and of assistance to the Plan Commission. Plan Commissioner Whiston felt that a lot of pressure will be put on the Chairperson in assessing information and that people should be limited regarding repeating the same information. He added that no new value is added when information is repeated and the Commission and applicant are slowed down.

Regarding proposed Section 2 of Article IV, E., Cross Examination, Attorney Tappendorf stated that cross examination is the ability of anyone to question someone who has testified. She added that people now have the ability to directly question witnesses on the testimony that they gave. Plan Commission Elliott asked if there is any case law that prevents one who owns property beyond the 250-foot area of the subject site from cross examining witnesses and Attorney Tappendorf replied no. Attorney Tappendorf responded to Plan Commissioner Elliott that all persons who speak at a public hearing should complete the form provided for that service so that the Village can have a record of that information. Plan Commissioner Elliott questioned a 3-day time limit regarding cross examination at a meeting because he felt that some people may miss the window. He asked if the time limit could be 24 hours, and Attorney Tappendorf responded that 3 days is the shortest limit she has seen. She suggested adding "unless waived by the Chairperson" so that a time limit can be kept or changed. Plan Commissioner Elliott stated that if the notice was shortened from 3 days to 1 day, there is more insulation from legal challenge. Ms. Stegall stated that a public hearing could be continued if a person

wishing to cross examine witnesses did not submit the form 3 days prior to the hearing. She added that, in the past, cross examination hasn't occurred until two or three meetings into the meeting process.

Attorney Tappendorf stated that the point of cross examination is to get information to the Plan Commission so they can make a decision. She added that the Chairperson has the authority to determine relevancy, the Plan Commission meeting is not a court of law and the normal rules of evidence are not applicable. She also stated that a general standard is that the amount of time spent in cross examination of a particular witness should not exceed the amount of time that witness testifies. Plan Commissioner Mansfield felt that the secretary should be the timekeeper.

Regarding proposed Section 2, Article IV, G, Village Presentation of Evidence, Plan Commissioner Mansfield questioned why no time limits were given regarding interested parties questioning Village staff or witnesses. Attorney Tappendorf stated language could be added to have the timing for questions be somewhat equal to the length of the presentation. Regarding proposed Section 2, Article IV, H, Statements by the Parties, Attorney Tappendorf stated that the timing has been left up to the Plan Commission. Plan Commissioner Elliott asked to change "will" to "may" regarding "The parties will be provided with a reasonable amount of time to present a closing statement..." Attorney Tappendorf listed some of the reasons for continuations and stated that a continuance should not be used for delay. Plan Commissioner Elliott requested changing the term "objectors" to "parties" regarding continuances in Section 3 in order to address any number of circumstances, and Attorney Tappendorf agreed. Section 3, paragraph 3, will be deleted. Regarding Section 4, Attorney Tappendorf stated that if an applicant does not appear, the Village has the ability to dismiss the case.

Regarding proposed Article V, Plan Commission Deliberations and Decisions, Attorney Tappendorf commented that during deliberations, the Plan Commission sometimes has questions for others to make a decision. This article allows the Plan Commissioners to ask those questions without reopening the hearing.

Attorney Tappendorf reiterated the proposed changes as follows: Page 2, Section 3, add to the oath "as may be necessary to carry out the purposes of the Commission, and provide for, or direct that, the oath be administered to all witnesses—so that the "or direct that" is added. One overall change throughout is to be sure that consistent terminology—Chairperson—is used. On Page 5 under Applicant's Presentation, change "be represented by counsel" to "by a representative" so it would be "may appear in his or her own behalf or by a representative." On page 6 under Cross Examination, "the three days in advance of the scheduled public hearing date or continuation of the hearing, unless waived by the Chairperson." Also, added under Property Owners would be "Property owners, tenants, or occupants within 250 feet." On page 8 at the top, language will be added as follows: "Interested parties may be permitted to question Village staff or witnesses presented by staff. The amount of time spent in questioning staff should not exceed the amount of time of staff's presentation." Mid-page 8, change to "the parties

may (changed from will) be provided..." Below that under Continuances, Section 3, paragraph 1, change "objectors" to "parties" and delete paragraph 3.

Motion

Plan Commissioner Heming-Littwin moved, seconded by Plan Commissioner Loch, to approve the Plan Commission Rules of Procedure as amended. The motion carried unanimously by voice vote.

SUBDIVISION CODE AMENDMENTS

DISCUSSION, CONSIDERATION AND RECOMMENDATION OF PROPOSED AMENDMENTS TO THE GLEN ELLYN SUBDIVISION REGULATIONS CODE REGARDING PARKWAY WIDTHS AND STREET TREES.

Staff Presentation

Village Planner Michele Stegall stated that some amendments are being proposed to the Subdivision Code regarding cul-de-sac bulb and tree planting requirements. She stated that the Village Subdivision Code currently requires a cul-de-sac bulb diameter of 100 feet and a pavement diameter of 82 feet. She stated that it is being suggested that the 82-foot pavement diameter remain the same but that results in only 9 feet of parkway being left for the improvements required by the Code in the parkway which include at a minimum of a 5-foot wide sidewalk and a parkway tree. Ms. Stegall stated that over the past couple of years, the Plan Commission has had to consider variation requests to reduce the width of a sidewalk to 4 feet and allow the sidewalk to be built right up against the curb (a carriage walk) and have the parkway tree behind it. Staff is suggesting increasing the 100-foot diameter to 120 feet which leaves an approximately 19-foot parkway. She stated that figure may seem like a lot but would be consistent with what is along the neck of the street leading to the cul-de-sac. Ms. Stegall displayed a rendering from the Deer Glen II proposal that never went forward. She stated that a very wide parkway leads to the cul-de-sac which narrowed down and a 4-foot wide carriage walk was proposed. She stated that the end result was an inconsistent aesthetic with little room to plant parkway trees and parkway trees on the street side of the parkway rather than behind the sidewalk would help provide a nice canopy over the roof which is one of Glen Ellyn's signatures. She stated that the proposed 120 foot diameter is fairly standard per other communities' codes.

The parkway tree planting requirements are also proposed to be changed. Currently, a subdivider provides funding that the Village uses to plant trees, however, that places a burden on staff when a large number of trees will need to be planted. She stated it is recommended that subdividers be allowed to plant the trees instead of staff. She stated that staff believes trees will be planted earlier in many cases if planted by the subdivider. Ms. Stegall added that some proposed conditions regarding tree plantings are tree diversity and warranties.

Questions from the Plan Commission

Plan Commissioner Heming-Littwin expressed concern regarding that subdividers would be required to plant parkway trees no later than 5 years after the date of final plat approval. She asked if any additional requirements would be placed on the trees as the subdivider continued to develop a subdivision. Ms. Stegall responded that staff feels a 2-year warranty is reasonable and that if a tree is damaged beyond that time that it probably would not be a result of planting. Plan Commissioner Heming-Littwin asked if a requirement to replace a tree would be in place as homeowners are required to replace trees damaged during the construction process. Ms. Stegall replied that this would not change the requirements already in place in the tree preservation ordinance. Ms. Stegall responded to Plan Commissioner Bromann that the newly planted trees must be under warranty and developers have a letter of credit or some other type of security when they are building a home which the Village can draw on if necessary. Ms. Stegall responded to Plan Commissioner Heming-Littwin that one year is a standard warranty for a tree with two years not being uncommon. Plan Commissioner Mansfield asked if developers will require special use permits for cul-de-sacs because they can't comply to the 120 feet. Ms. Stegall responded that 120 feet is an industry standard and what is different is that the pavement width in Glen Ellyn is less than other communities. She added that the requirement is 100 feet and that several projects in the Village were built beyond that. Ms. Stegall responded to Plan Commissioner Loch that the new proposed subdivision near Glen Crest has no cul-de-sacs, however, the proposed parkway tree amendment would be affected in terms of allowing the subdivider instead of the Village to plant. Plan Commissioner Whalen stated that regarding the economic impact, the Village is taking 20 per cent of the land which the buyer will have to pay for. Ms. Stegall responded to Plan Commissioner Whalen that Public Works will have more space for parkway trees and to get the sidewalk away from the curb. Ms. Stegall added that it is not ideal for safety reasons to have a carriage walk right up against a curb. Ms. Stegall responded to Plan Commissioner Loch that sidewalks have always been required around cul-de-sac bulbs. Ms. Stegall responded to Plan Commissioner Whalen that staff has no objection to having a requirement to having a landscape island in the center, and Plan Commissioner Heming-Littwin agreed with Plan Commissioner Whalen. Ms. Stegall responded to Plan Commissioner Heming-Littwin that homeowners generally maintain a landscape island. Plan Commissioner Elliott stated that he did not know the pros and cons of islands to comment and he recommended bringing this subject back to the Plan Commission in the future with input from Public Works. Planner Stegall noted that Public Works has been agreeable to the installation of landscape islands in the past. The meeting was then postponed to a later date.

Trustee Report

Trustee Friedberg stated that the Police Department will have a new contract within the next couple of years. He also stated that progress is being made at the Golf Course renovation and golf will be available within the next couple of weeks.

Staff Report

Ms. Stegall stated that the streetscape and parking study for the downtown is moving along and there will be an open house in March. She stated that the visual preference survey and two questionnaires are currently on line and asked those present to complete the survey. She stated that a wayfinding study is currently being reviewed for the entire Village regarding downtown signage and entryway signage. Ms. Stegall stated that the Deer Glen II project will not return to the Plan Commission, however, Amber Ridge and Autumn Leaves will return soon.

There being no further business before the Plan Commission, the meeting was adjourned at 9:49 p.m.

Prepared by:

Barbara Utterback, Recording Secretary

Reviewed by:

Michele Stegall, Village Planner

Staff Presentation**EXHIBIT B**

Ms. Stegall stated that in November of 2012, the Village Board adopted an ordinance allowing the Zoning Code and Subdivision Regulations Code to be maintained by Sterling Codifiers instead of having the Planning and Development Department maintain the codes internally. She added that while in the process of preparing the Zoning Code for incorporation into the Village Code, Sterling Codifiers identified some code discrepancies that they suggested the Village may wish to address. She added that three of these items require approval of Zoning Code text amendments and these items relate to streets, garage sales and kindergartens. She stated that the first suggestion is to provide a consistent definition of "street" in both the Zoning and Subdivision Regulations Codes. The second suggestion is to consolidate the regulations for garage sales in one location. Currently, these regulations are divided between Chapter 2 "Definitions" and Chapter 5 "Supplemental Regulations." The third suggestion is to remove kindergarten as a special use in all residential classifications as the definition for "schools, elementary", which includes kindergarten, is identified as a permitted use. (See attached excerpts from the Zoning Code and Subdivision Code).

Questions from the Plan Commission

Plan Commissioner Heming-Littwin asked with the proposed amendment if a kindergarten could be built alone, and Ms. Stegall responded that it could be but noted that kindergartens are most typically part of a pre-school which is a special use or an elementary school which is a permitted use. Acting Chairperson Girling asked if Kindercare would be a permitted use, and Ms. Stegall responded that grades K-12 would be permitted. Ms. Stegall responded to Plan Commissioner Whalen that no sales by distributors are allowed at garage sales.

Motion

Plan Commissioner Mansfield moved, seconded by Plan Commissioner Heming-Littwin, to approve the proposed Zoning Code text amendments with the condition that a new definition for a stand-alone kindergarten be created and that a stand-alone kindergarten be identified as a special use. The motion carried unanimously with eight (8) "yes" votes as follows: Plan Commissioners Mansfield, Heming-Littwin, Allen, Bromann, Fasules, Whalen, Whiston and Acting Chairperson Girling voted yes.

SUBDIVISION CODE AMENDMENTS

PROPOSED AMENDMENTS TO THE GLEN ELLYN SUBDIVISION REGULATIONS CODE REGARDING CUL-DE-SACS AND PARKWAY TREES.

Staff Presentation

Ms. Stegall stated that as discussed and tabled by the Plan Commission at the February 14, 2013 meeting, Village staff has identified sections of the Glen Ellyn Subdivision Regulations Code for possible amendment including Section 403: Roads and Streets, 406:

Sidewalks and Multi-Use Paths, and 408: Trees. She added that the change to Section 403 would increase the right-of-way diameter of cul-de-sac bulbs from 100 feet to 120 feet. She stated that staff is presenting two options to Commissioners—one that would require landscape islands in cul-de-sac bulbs and another that would keep the code as written and just provide standards. Ms. Stegall stated that changes to Section 408 involve removing all references to the Village Forester position and the responsibility for Public Works to plant parkway trees.

Ms. Stegall stated that changes to Section 403 are being proposed to allow the Village more right-of-way to accommodate sidewalks and parkway trees. After subtracting the minimum curb-to-curb diameter of 82 feet, only 9 feet is left for parkway improvements with the current minimum cul-de-sac right-of-way diameter of 100 feet. The minimum required sidewalk width is 5 feet which leaves only 4 feet for parkway trees, and Ms. Stegall stated that landscape experts recommend at least 5 feet and preferably 10 feet or more. She also stated that relatively narrow parkway space surrounds cul-de-sac bulbs while much wider parkway space borders the street leading into the terminus. Expanding the right-of-way diameter to 120 feet would create a 19-foot wide parkway—5 feet for the sidewalk and 14 feet for parkway trees or other improvements.

Ms. Stegall noted that at the February 14 meeting, some Commissioners had inquired about the possibility of requiring landscape islands in cul-de-sac bulbs. Ms. Stegall stated that the Subdivision Code could be amended to require cul-de-sac landscape islands for beautification and environmental benefits. She added that Public Works would not object to this requirement but would like to see the minimum pavement width of 27 feet around the cul-de-sac bulb increased to better accommodate snow plows, etc. Village staff has provided two options for Code amendments—one requiring islands and one that would allow islands to remain optional.

Regarding Section 408, the responsibility for the purchase and planting of parkway trees is proposed to be shifted to the individual subdividers. This change would allow Public Works staff to focus on other forestry duties and trees could possibly be planted earlier to allow more time for growth. Several measures are proposed to be added to Section 408 to ensure the health of parkway trees in a subdivision, one of which requires the subdivider to guarantee all parkway trees for 2 years after the planting date. (See attached Subdivision Code Text Amendments).

Questions from the Plan Commission

Ms. Stegall responded to Plan Commissioner Whiston that an analysis was not done regarding what the economic effect would be on a builder by requiring landscape islands. Ms. Stegall responded to Plan Commissioner Heming-Littwin that the Village does not control what is put into landscape islands but that the proposed amendment would require sight lines are maintained. Plan Commissioner Allen questioned striking Section 408; however Ms. Stegall stated that a parkway of 8 feet around a cul-de-sac bulb is too small. Plan Commissioner Mansfield asked if a homeowners association could be required to maintain landscape islands or not require landscape islands unless a homeowners

association does the maintenance. Acting Chairman Girling asked what would happen if a landscape island is not taken care of, and Ms. Stegall replied that nearby homeowners typically take care of the island.

Comments from the Plan Commission

Plan Commissioner Bromann expressed concern regarding whether there is leverage to enforce subdividers to plant trees no later than 5 years after the date of final plat approval. Ms. Stegall responded that a letter of credit could be used as security for the trees. Acting Chairperson Girling and Plan Commissioners Whiston and Whalen were in favor of increasing the minimum pavement width in cul-de-sac bulbs when landscape islands are present to 31 feet. Plan Commissioner Allen was not in favor of requiring landscape islands and was comfortable with 116 foot cul-de-sac bulbs. Plan Commissioner Heming-Littwin felt it is better to plant trees toward the end of the building stage, felt that landscape islands look nice, cul-de-sacs are playgrounds, incentives should be given for landscape bulbs and the width of cul-de-sacs should be 116 or 120 feet. Ms. Stegall added that the math for cul-de-sacs works at 116 feet. Plan Commissioner Fasules was in favor of a 120-foot width for the cul-de-sac and was not in favor of the landscape islands. Plan Commissioner Mansfield was in favor of the 116-foot width for the cul-de-sac and was not in favor of requiring landscape islands. Mr. Ulreich added that when he was a developer, he preferred islands in cul-de-sacs which he felt makes lots more valuable.

Motion

Plan Commissioner Mansfield moved, seconded by Plan Commissioner Fasules, to recommend approval of Subdivision Code Amendments including approving cul-de-sacs at 116 feet as opposed to 120 feet, increasing the minimum pavement width in cul-de-sac bulbs when landscape islands are present from 27 feet to 31 feet to create more space for Public Works vehicles, and no landscape island will be required.

The motion carried with six yes votes and two no votes as follows: Plan Commissioners Mansfield, Fasules, Allen, Bromann, Heming-Littwin and Acting Chairperson Girling voted yes; Plan Commissioners Whalen and Whiston voted no.

Acting Chairperson's Report

Acting Chairperson Girling welcomed two new members to the Plan Commission—David Allen and Gary Fasules.

Trustee Report

Trustee Friedberg stated that a new Village Board has been seated, including President Alex Demos and Trustees Timothy Elliott, Timothy O'Shea and Dean Clark. He also stated that the Strategic Plan is in development.

Section 403: Roads and Streets

Option A: Landscape islands are required.

1. Details of Design

- a. Cul-de-sac streets in single-family residential districts shall not be more than 500 feet in length, measured along their center line from the center line of the street of origin to the end of the cul-de-sac right-of-way, or may be longer than 500 lineal feet provided not more than 20 lots abut upon the cul-de-sac ~~their~~ right-of-way lines. In multiple-family residential districts, such cul-de-sacs shall not exceed 300 feet in length. Each cul-de-sac street shall have a right-of-way terminus of nearly circular shape with a ~~minimum diameter of 400~~ 120 feet. The terminus shall be connected with each right-of-way line of the approach segment of the street by a reverse curvature having a radius of not less than 30 feet. A cul-de-sac terminus shall have **concentric to its radius point with a landscape island regularly maintained by parties other than the Village. The island shall not obstruct sight lines around and through the island.** ~~in the center, may be permitted where.~~ The minimum pavement width **in the terminus shall be 27 feet back to curb to back of curb** ~~in the terminus.~~ The outside curb of the cul-de-sac shall have a minimum diameter of 82 feet.

Option B: Landscape islands are not required.

1. Details of Design

- a. Cul-de-sac streets in single-family residential districts shall not be more than 500 feet in length, measured along their center line from the center line of the street of origin to the end of the cul-de-sac right-of-way, or may be longer than 500 lineal feet provided not more than 20 lots abut upon the cul-de-sac ~~their~~ right-of-way lines. In multiple-family residential districts, such cul-de-sacs shall not exceed 300 feet in length. Each cul-de-sac street shall have a right-of-way terminus of nearly circular shape with a ~~minimum diameter of 400~~ 120 feet. The terminus shall be connected with each right-of-way line of the approach segment of the street by a reverse curvature having a radius of not less than 30 feet. A cul-de-sac terminus may have **concentric to its radius point with a landscape island regularly maintained by parties other than the Village. If provided, the island shall not obstruct sight lines around and through the island.** ~~in the center, may be permitted where~~ The minimum pavement width **in the terminus is 27 feet back to curb to back of curb** ~~in the terminus.~~ The outside curb of the cul-de-sac shall have a minimum diameter of 82 feet.

Section 406: Sidewalks and Multi-Use Paths

3. The open areas bordering the sidewalk shall be landscaped in accordance with plans approved by the Village Board. Any parkway in which a sidewalk is located shall be at least 12 feet wide. ~~except for parkways located around a cul-de-sac bulb, which shall be a minimum of eight feet wide.~~

Section 408: Trees

1. Existing trees shall be preserved whenever possible. To this end, the ~~Village Forester~~ **Director of Planning and Development** shall review the proposed Tree Preservation Plan and provide a recommendation to the Plan Commission and Village Board regarding the preservation of existing trees. Existing trees identified as being preserved on the Tree Preservation Plan shall be preserved on a given lot until construction of the structure on that lot is complete and a certificate of occupancy is issued for the building. In unique and unusual circumstances, the ~~Village Forester~~ **Director of Planning and Development** may approve minor revisions to the Tree Preservation Plan approved as part of the subdivision where such revision is submitted on a revised Tree Preservation Plan along with a statement describing the proposed change.
2. Once a subdivision application, **or pre-application**, has been submitted to the Director of Planning and Development, no trees shall be removed from the subdivision and no change shall be made to the grade of the land affected until approval of the Final Plat has been granted by the Village Board.
3. **Parkway Trees**
 - a. Parkway or street trees shall be planted 40 feet on center, or a greater spacing as recommended by the Village to accommodate for underground utilities, curb cuts, streetlights and similar obstructions. ~~The Subdivider shall establish an escrow account for the required parkway trees in an amount determined by the Village Forester. The species and planting of such trees shall be administered by the Public Works Department with advice from the Village Forester.~~ **The Subdivider shall be solely responsible for the purchase and planting of all new parkway trees.**
 - b. **All new parkway trees must have a minimum caliper of 2.5 inches. When 5 or more parkway trees are required, no more than 20% of the trees may be of the same species. When fewer than 5 trees are required, no more than 50% of the trees may be of the same species. The trees must be purchased from a nursery that is a member of the Suburban Tree Consortium or otherwise approved by the Public Works Department.**
 - c. All new or relocated **parkway** trees shall be planted in accordance with the Village of Glen Ellyn Standards for the Construction of Public Improvements.
 - d. **The Subdivider shall guarantee all parkway trees for two years following the date of planting. The Public Works Department shall be notified of the date of plantings. At the discretion of Public Works, the newly planted parkway trees may be subject to an inspection. If any parkway trees die or are determined by the Village to be distressed within the two year period then the Subdivider shall replace said trees.**

- e. **In no event shall parkway trees be planted later than five-years from the date of Final Plat approval.**

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EXHIBIT C

Section 403: Roads and Streets

1. Details of Design

- a. Cul-de-sac streets in single-family residential districts shall not be more than 500 feet in length, measured along their center line from the center line of the street of origin to the end of the cul-de-sac right-of-way, or may be longer than 500 lineal feet provided not more than 20 lots abut upon the cul-de-sac ~~their~~ right-of-way lines. In multiple-family residential districts, such cul-de-sacs shall not exceed 300 feet in length. Each cul-de-sac street shall have a right-of-way terminus of nearly circular shape with a minimum diameter of ~~400~~ **116** feet. The terminus shall be connected with each right-of-way line of the approach segment of the street by a reverse curvature having a radius of not less than 30 feet. A cul-de-sac **terminus may have concentric to its radius point with a landscape island regularly maintained by parties other than the Village. If provided, the island shall not obstruct sight lines around and through the island.** ~~in the center, may be permitted where~~ The minimum pavement width **in the terminus** is ~~31~~ **27** feet back to curb to back of curb ~~in the terminus~~. The outside curb of the cul-de-sac shall have a minimum diameter of 82 feet.

Section 406: Sidewalks and Multi-Use Paths

3. The open areas bordering the sidewalk shall be landscaped in accordance with plans approved by the Village Board. Any parkway in which a sidewalk is located shall be at least 12 feet wide. ~~except for parkways located around a cul-de-sac bulb, which shall be a minimum of eight feet wide.~~

Section 408: Trees

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2. Once a subdivision application, **or pre-application**, has been submitted to the Director of Planning and Development, no trees shall be removed from the subdivision and no change shall be made to the grade of the land affected until approval of the Final Plat has been granted by the Village Board.

3. Parkway Trees

- a. Parkway or street trees shall be planted 40 feet on center, or a greater spacing as recommended by the Village to accommodate for underground utilities, curb cuts, streetlights and similar obstructions. ~~The Subdivider shall establish an escrow account for the required parkway trees in an amount determined by the Village Forester. The species and planting of such trees shall be administered by the Public Works Department with advice from the Village Forester.~~ **The Subdivider shall be solely responsible for the purchase and planting of all new parkway trees.**
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- e. **In no event shall parkway trees be planted later than five years from the date of Final Plat approval.**