

# AGENDA COMMUNITY DEVELOPMENT COMMITTEE Monday, June 10, 2013 6:00 PM Mayor's Conference Room

- i) Roll Call
- II) Approval of Minutes April 22, 2013
- III) Items Requiring Council Action -
  - A. North Parc Grove Subdivision- Preliminary Plat & Rezoning (Resolution & First Reading)
  - B. Special Event Permit for Relay for Life (Motion)
  - C. Special Event Permit for Pork with Passion (Motion)
  - D. Special Event Permit for Regency Dinner Bridal Show (Motion)
  - E. Walker Storage Additions- Minor Subdivision Plat (Resolution)
  - F. 114 Carbon Hill Road- Acquisition & Demolition (Resolution)
  - G. James Vest- Variance (Ordinance & First Reading)

IV) Other Business - None

NEXT MEETING: Monday, June 24, 2013 - 6:00 P.M. - Mayor's Conference Room

General Citizen Comments: The City of O'Fallon welcomes comments from our citizens. The Illinois Open Meetings Act provides an opportunity for citizens to speak at all committee and Board meetings. However, 5 ILCS 120/1 mandates that NO action shall be taken on matters not listed on the agenda. Please submit your name to the chairman and limit your comments so that anyone present has the opportunity to speak.



# DRAFT MINUTES COMMUNITY DEVELOPMENT COMMITTEE 6:00 pm, Monday, April 22, 2013

Minutes of a regular meeting of the Community Development Committee of the City of O'Fallon, held in the Mayor's Conference Room, 255 S. Lincoln, O'Fallon, Illinois on **April 22, 2013**. CALL TO ORDER: 6:00 p.m.

- Roll Call Committee members: Jerry Albrecht, Jerry Mouser, David Cozad, Ed True, Gene McCoskey. Other Elected Officials Present: Herb Roach, Kevin Hagarty, Richie Meile, Mike Bennett. Staff: Walter Denton, Pam Funk, Ted Shekell, Jeff Stehman, Todd Bjerkaas. Visitors: Harlan Garrish, Georgia Hillyer, Etta Frieze-Madurer.
- 11) Approval of Minutes April 8, 2013. All ayes. Motion carried.
- III) Items Requiring Council Action on May 6, 2013
  - A. <u>Special Event Permit for Sam's Club Windshield Repair</u> Staff gave a brief overview of the event. The committee voted 5-0 to recommend approval of the Special Event with conditions.
  - B. <u>Special Event Permit for YMCA Summer Camp Staff gave a brief overview of the event and it is consistent with previous years.</u> Inspections for anchors and electrical hookup are required. The committee voted 5-0 to recommend approval of the Special Event with conditions.
  - C. Special Event Permits for Frieze Harley-Davidson Staff gave overviews of the seven events scheduled for 2013. The only changes from previous years include the addition of a 50th Anniversary Party on Saturday, June 1st, and moving the live band and stage for the Friday Night LIVE events and the 50th Anniversary Party from the rear parking lot to the front parking area. The committee brought up concerns about volume and noise from a band in the front parking lot towards the Misty Valley residences to the west. E. Frieze-Madurer addressed the committee and stated that the event will be more cohesive and better attended with the band in the front lot and in turn provide better proceeds from the event for charitable donations. In previous years, the band in the rear parking lot actually directs sound to the Cambridge House, and she stated that those residents end up coming out to the patio to listen. The Friday night events are from 6 pm 9:45 pm and the 50th Anniversary has a daytime band. The committee asked staff to add a condition to the permit to allow the band and stage in the front parking lot for only the 50th Anniversary. Based upon the responses from this event, the three Friday Night LIVE events may be moved to the front lot, but only by coming back to committee for discussion on June 10th. The committee recommended approval of the Special Events with the amended conditions.
- IV) Other Business None

**MEETING ADJOURNED:** 6:20 p.m.

NEXT MEETING: Monday, May 13, 2013 - 6:00 P.M. - Mayor's Conference Room

Prepared by: Todd Bjerkaas, Senior City Planner



#### MEMORANDUM

TO: Community Development Committee

FROM: Anne Stevenson, Assistant City Planner

THROUGH: Ted Shekell, Director of Planning and Zoning

DATE: June 10, 2013

SUBJECT: North Parc Grove Subdivision- Preliminary Plat & Rezoning

#### **Project Background and Summary**

The City of O'Fallon issued a Request for Proposals (RFP) for the development of approximately 8 acres of Cityowned land adjacent to the Kyle Road water tower on March 6, 2013. As a result of the RFP, the City received two proposals to purchase the properties and construct single family residence subdivisions. After review of the two proposals, the City Council favored the North Parc Grove, LLC proposal and voted to approve a Resolution declaring a surplus of real estate and authorizing the sale of said real estate to North Parc Grove, LCC on May 6, 2013. The applicant then filed the necessary application and documents to begin the preliminary plat and rezoning process to construct a single family residential subdivision on the property.

The applicant, North Parc Grove, LLC, is proposing to subdivide 7.88 acres of a 9.89 acre parcel currently owned by the City of O'Fallon and zoned SR-1 into 31 single family lots with SR-3 zoning. The remaining 2.01 acres will remain owned by the City of O'Fallon and include the existing water tower, detention area, and the future trailhead. Lot sizes range from 6,086 sf to 13,008 sf in size. The applicant also requests rezoning of the property from SR-1 Single Family Residence Dwelling District to SR-3 Single Family Residence Dwelling District. The development will include one public street (Parc Grove Court) which ends in a cul-de-sac as shown on the attached plans. Sidewalks have been incorporated into the preliminary plat on both sides of the street. The proposed street widths within the development are 30' between the back of the curbs and centered in 54' of right-of-way. Both water and sewer will be provided by the City of O'Fallon. Electric and gas services are available to the site and owned by Ameren IP. Telephone service is available through AT&T, and cable is available through Charter

The Planning Commission reviewed this project at their May 28, 2013, meeting and voted 7 ayes and 0 nays to recommend approval of the Rezoning & Preliminary Plat of the North Parc Grove Subdivision with conditions as amended at the meeting.

#### Recommendation

The zoning and preliminary plat for the subdivision were recommended for approval by the Planning Commission with the following conditions:

- 1. The park dedication requirement is 0.53 acres with the requirement being fulfilled through a fee in lieu of land in the amount of \$26,846.
- 2. Landscape islands to be located in outlots and to be maintained by the subdivision's Homeowners Association.
- 3. A variance to exceed the 800' maximum length requirement for dead-end streets as shown in the attached preliminary plat.

#### Resolution No.

# A RESOLUTION APPROVING AND ACCEPTING THE PRELIMINARY PLAT OF NORTH PARC GROVE

- WHEREAS, the proposed preliminary plat has been reviewed by the O'Fallon Planning Commission, and planning and engineering staff, and recommended by each; and
- WHEREAS, the property described in Exhibit A is currently located in the City of O'Fallon as SR-1, Single-Family Residence Dwelling District and is proposed as a single-family subdivision containing 31 lots and proposed for SR-3 zoning; and
- WHEREAS, the developer will be responsible for paying to the City of O'Fallon a fee in lieu of 0.53 acres of park land dedication in the amount \$26,846; and
- WHEREAS, the developer has requested that a variance be granted by the City Council to allow for a variance to exceed the 800 foot maximum length requirement for dead-end streets as shown in the attached preliminary plat (Exhibit A), and the City Council has determined that such a variance to the dead-end street is reasonable; and

WHEREAS, on June 10, 2013 the Community Development Comm	ittee of the City
Council reviewed the preliminary plat and recommended	with a
vote of X-X.	<del>-</del>

### NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON AS FOLLOWS:

- 1) <u>Approval.</u> North Parc Grove Preliminary Plat, as proposed by the subdivider, a copy of which is attached and made an integral and continuing part of this resolution, be accepted and approved with the conditions below:
  - 1. Concurrent rezoning of the land from SR-1 to SR-3 in the City of O'Fallon.
  - 2. The park dedication requirement is 0.53 acres with the requirement being fulfilled through a fee in lieu of land in the amount of \$26,846.
  - 3. A variance to exceed the 800' maximum length requirement for dead-end streets as shown in the attached preliminary plat.
- 2) Resolution Recorded with Clerk. The City Clerk is hereby directed to file and maintain a copy of this resolution, along with a copy of the plat, in the Office of the City Clerk; and
- 3) <u>Effective Date</u>. This resolution shall become effective immediately upon its adoption by the City Council.

Resolved by the Mayor and City Council of the City of O'Fallon this2013.	_,
Approved:	
Gary L. Graham, Mayor	
Attest:	
Philip A. Goodwin, City Clerk	

ORDINANCE NO
An Ordinance Amending Ordinance 623, Zoning Districts of the City of O'Fallon, Illinois (Development known as "North Parc Grove")
WHEREAS, the applicant, North Parc Grove, LLC, proposes to Subdivide 7.88 acres of land into Single-Family residential lots north of Kyle Road and has requested and heretofore filed a petition with the City of O'Fallon for a zoning change from SR-1 to SR-3 Single Family Residence Dwelling District, pursuant to the proposed development shown on the attached Preliminary Plat (Exhibit A); and
WHEREAS, the property is already annexed and a part of the City of O'Fallon, Illinois; and
WHEREAS, the City Council permits the applicant to pay a \$26,846 fee in lieu of required park land dedication; and
WHEREAS, the applicant has filed an application with the City of O'Fallon, Illinois pursuant to the requirements of all applicable laws, including City Ordinance 2052, "Planned Uses"; and
WHEREAS, said Planning Commission of the City of O'Fallon, Illinois held a public hearing on May 28, 2013 in accordance with state statute, and recommended to approve the petitioner's request to obtain SR-3 Single Family Residence Dwelling District zoning for the property with a vote of 7-ayes to 0-nayes subject to conditions as outlined in the adopted Planning Commission Report, attached hereto and declared to be an inseparable part hereof (Exhibit A); and
WHEREAS on June, 10, 2013, the Community Development Committee of the City Council reviewed the rezoning and recommended with the conditions listed in this ordinance with a vote of X-X.
NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON, ST. CLAIR COUNTY, ILLINOIS AS FOLLOWS:
Section 1. Approval of the Zoning Amendment. That upon the effective date of this Ordinance, the described property, known as "North Parc Grove" Subdivision, be henceforth classified as zoning district SR-3 Single Family Residence Dwelling District as shown on the attached Exhibit A with the following conditions:
<ol> <li>The park dedication requirement is 0.53 acres with the requirement being fulfilled through a fee in lieu of land in the amount of \$26,846.</li> <li>A variance to exceed the 800' maximum length requirement for dead-end streets as shown in the attached preliminary plat.</li> </ol>
Section 2. Filing. A Certified Copy of this ordinance, with all referenced attachments, shall be filed with the City Clerk's office of the City of O'Fallon, Illinois.
Section 3. Passage. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.
Passed by the City Council this day of

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OF TOTALS

ATTEST: (seal)					Approved by the Mayor this of						
Philip A	. Goodwin	, City Cl	erk		Gary	L. Graha	m, Mayor	•	<del></del>		
ROLL CALL:	Albrecht	Bennett	Bequette	Drolet	Grogan	Schmidt	Medford	SUB			
Aye								IOIALS			
Nay											
Absent											
ROLL CALL:	Boone	Mouser	Reckamp	Henry	Renner	True	West	SUB TOTALS	SUM		

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Aye Nay Absent



#### PROJECT REPORT

TO: Planning Commission

FROM: Todd Bjerkaas, Planner

THRU: Ted Shekell, Planning Director

DATE: May 28, 2013

SUBJECT: S13-01 & P2013-03: North Parc Grove- Preliminary Plat & SR-3 Zoning Amendment

Applicant: Denny Blumberg and Kevin Wrigley

North Parc Grove, LLC 123 Green Park Dr. Collinsville, IL 62234

Owner: City of O'Fallon

255 South Lincoln Ave. O'Fallon, IL 62269

Submitted: May 7, 2013 (paid).

Applicable Ordinances/Plans: Comprehensive Plan

Subdivision and Development Control Ordinance

**Zoning Code of Ordinances** 

#### **Project Summary**

- Property located along Kyle Road, North of Fulton Junior High, and West and North of the Kyle Road water tower
- Request to Rezone 7.88 acres of land from SR-1 to SR-3, Single Family Residence Dwelling District
- Subdivision of property into 31 single family lots
- The gross density is 3.93 lots per acre
- Single access point from Kyle Road
- Extension of utilities to and preliminary site improvements for City of O'Fallon trailhead south of water tower

#### **Background and Executive Summary**

The City of O'Fallon issued a Request for Proposals (RFP) for the development of approximately 8 acres of Cityowned land adjacent to the Kyle Road water tower on March 6, 2013. As a result of the RFP, the City received two proposals to purchase the properties and construct single family residence subdivisions. After review of the two proposals, the City Council favored the North Parc Grove, LLC proposal and voted to approve a Resolution declaring a surplus of real estate and authorizing the sale of said real estate to North Parc Grove, LCC on May 6, 2013. The applicant then filed the necessary application and documents to begin the preliminary plat and rezoning process to construct a single family residential subdivision on the property.

The applicant, North Parc Grove, LLC, is proposing to subdivide 7.88 acres of a 9.89 acre parcel currently owned by the City of O'Fallon and zoned SR-1 into 31 single family lots with SR-3 zoning. The remaining 2.01 acres will remain owned by the City of O'Fallon and include the existing water tower, detention area, and the future trailhead. Lot sizes range from 6,086 sf to 13,008 sf in size. The applicant also requests rezoning of the property from SR-1 Single Family Residence Dwelling District to SR-3 Single Family Residence Dwelling District. The development will include one public street (Parc Grove Court) which ends in a cul-de-sac as shown on the attached plans. Sidewalks have been incorporated into the preliminary plat on both sides of the street. The proposed street widths within the development are 30' between the back of the curbs and centered in 54' of right-of-way. Both water and sewer will be provided by the City of O'Fallon. Electric and gas services are available to the site and owned by Ameren IP. Telephone service is available through AT&T, and cable is available through Charter.

#### **Existing Conditions**

Surrounding Zoning: Surrounding Land Use:

North: Unincorporated RR-3 North: Rural Residential

East: Unincorporated RR-3/SR-1B East: Madison County Trail ROW/Lincoln Farms

South: SR-1 South: Fulton Junior High School

West: Unincorporated RR-3 West: Rural Residential

The site is currently used for agriculture purposes. The site is generally flat, but includes a steeper drainage area with substantial tree cover at the northwest corner of the property. This drainage area separates the parcel from the properties to the north and northwest. No floodplain and riparian areas exist on site. There are no known environmental hazards on the site.

#### **Applicable Ordinances, Documents and Reports**

O'Fallon Comprehensive Plan: The O'Fallon Comprehensive Plan Future Land Use Map depicts the subject property as Institutional. In Table 3.1 of the Comprehensive Plan which identifies Future Land Uses, the Institutional category states that "In the absence of an Institutional use, Single-Family Residential is an acceptable alternative land use." The proposed residential development is consistent with the Comprehensive Plan.

<u>Zoning Ordinance:</u> The proposed subdivision is subject to the Zoning Ordinance and must meet the Area-Bulk requirements for lot dimensions. The property is also subject to the SR-3, Single Family Residence Dwelling District requirements.

<u>Public Notice</u>: Public Notice of this project has been fulfilled in accordance with Section 8.03 and 8.04 of the City of O'Fallon Zoning Regulations. More specifically, the applicant has notified property owners within 250 feet of the subject property via certified mail of the filing of the zoning amendment. Additionally, the City has notified property owners within 250 feet of the subject parcel of the public hearing at least 15 days prior to the hearing and published notice of the public hearing in a local newspaper at least 15 days in advance. Proof of notification is on file with the City's Planning and Zoning Department.

#### **Rezoning Discussion Points**

General Discussion - The property is already annexed into the City of O'Fallon with a SR-1 Single Family Residence Dwelling District designation. By right, a developer could submit a preliminary plat without rezoning the property and show, by staff's estimate, up to 23 lots given the land remaining once right-of-way and outlots are taken out of the 7.88 acres. However, given the irregular shape of the parcel (it narrows to the north) and its location adjacent to a water tower, both proposals from the RFP showed more lots (specifically 31 and 29 home sites respectively) would be platted resulting in a rezoning to a higher density district. North Parc Grove LLC's proposal of 31 lots requires a rezoning of the property to a SR-3 designation.

<u>SR-3 Zoning District</u> – The SR-1 and SR-3 districts allow for the same categories of land uses. The primary differences between the zone districts relate to the size and dimensions of lots. See attached Schedule Section

2.04(e) to compare the districts. In summarizing the differences, SR-3 allows for lots that are a minimum 6,000 sf in area, at least 50' wide, and 5' side setbacks. SR-1 allows for minimum 10,000 sf lots, at least 75' wide, and 10' side setbacks. All other area and bulk regulations of the districts are identical.

Several SR-3 zoned subdivisions exist in O'Fallon including Savannah Hills, Woodstream, Misty Valley, Westbrook, Parkridge Estates, and a Cedar Meadows Addition. Most of the downtown residential areas of O'Fallon are also zoned SR-3.

Side Setbacks – The SR-3 district allows for 5' side setbacks. The applicant has identified that the maximum width of the floor plans proposed for the subdivision will be 36' wide on at least 50' wide lots. This equates to 14' (or 7' per side of the house) clear space along the side lot lines. 7' separations are within 6" of the 7'-6" side setbacks required within the SR-1B zone district of which the Gettysburg at Lincoln Farm subdivision to the East and Springfield at Lincoln Farm subdivision to the south are zoned.

#### **Preliminary Plat Discussion Points/Issues**

Access and Circulation - The only access point for the subdivision will be by Kyle Road from the south and is aligned with the Fulton Junior High entrance and exit. The proposed Parc Grove Court is 30' wide within a 54' wide right-of-way, and is 1,016' long, terminating at a cul-de-sac on the north property line. The proposal does not include stubs to adjacent property in any direction because to the:

East - Madison County Transit owns the old railroad right-of-way and plans for the location of bike trail

North – Topography of Ogles Creek to the north does not accommodate future development

West – Existing Rural Residential lots are 1 – 7 acres in size and assembling them to create parcels large enough to plat a subdivision is not feasible and cost prohibitive

A "No Outlet" sign is required on Parc Grove Court at its intersection with Kyle Road to inform drivers entering the subdivision.

<u>Drainage and Detention</u> - The site topography shows that the southern and eastern half of the development will drain to the City's existing detention pond south of the water tower. The northwestern half of the development drains to a reach of Ogles creek to the north. The developer's engineer is showing an Outlot C along the western property line which will contain a stormwater detention area to mitigate subdivision runoff to the north. Outlot C will be maintained by the Homeowner's Association and is well placed to also create separation between the new subdivision lots and the residence to the west. Actual detention pond sizes, grading, pipe sizes, and inlets will be engineered for the final plat phase. All drainage plans must be reviewed and approved of by Public Works.

<u>Utilities</u> – Both water and sewer will be provided by the City of O'Fallon. Electric and gas services are available to the site and owned by Ameren IP. Telephone service is available through AT&T, and cable is available through Charter.

<u>Flood potential</u> – There is no 100-year floodplain on the site. Minimum finished floor elevation must be shown for all lots on the final plat, along with which lots are to be designated for walkouts, basements, or crawl-spaces to ensure that no structure will be adversely affected by any stormwater drainage.

Street Trees, Landscape Berms, and Buffers – The developer will install street trees in the 7' wide lawn between the curb and sidewalk every 50' along Parc Grove Court. The applicant is also showing the required 30' wide outlot for the landscape berm and vegetative buffer between the subdivision and Kyle Road within Outlots A and B. Although not required by code between two residential districts, staff has discussed with the developer the possibility of additional landscaping along the western property line to provide a visual buffer between the existing rural residential homes to the west and the new subdivision.

<u>Landscaped Islands</u> – The design calls for a landscaped median island located halfway down Parc Grove Court to add visual interest, traffic calming and a turn-around for vehicles. A landscaped island is also located in the center of the cul-de-sac. The road widths and radii will accommodate plows, trash trucks, and emergency vehicles. These landscaped islands are required to be located within outlots and under HOA responsibility for maintenance.

Open Space – As detailed in Section 5 of the Subdivision Ordinance, park lands are required to be constructed, or a fee in-lieu-of paid, whenever new residential subdivisions are constructed. Based on the average density of 2.83 persons per detached Single Family unit, the subdivision's 31 lots requires a total of 0.53 acres of Park Lands dedication. This is based on the 6 acres of park space per 1000 people. The subdivision's population estimate is 88 (31 x 2.83). Due to the small size of the subdivision and its required park space in addition to its close proximity to Fulton Junior High School's open space and a future bike trail and trailhead, staff recommends accepting a park fee in lieu of the required dedicated park space. A fee of \$26,846 will be necessary for the balance of 0.53 acres of park space if so required. The fee will equal \$866 per house permit.

<u>Trailhead and Trail Connection</u> – Madison County Transit currently owns the old railroad right-of-way immediately east of the development property. The Metro East Parks and Recreation District (MEPRD) anticipates that a bike trail will travel north from Kyle Road along this parcel and tie in to the Madison County trail network. As a part of the development, the applicant has agreed to make certain improvements for a future trailhead to a flat portion of the land immediately south of the water tower and on City-owned property. The improvements will include grading of the parking lot, placement of rock base for 17 parking spaces, the installation of 2 culverts, a 6" water lateral and sanitary stub for a future restroom, and the seeding and mulching of land disturbed by grading. The developer will also include a pedestrian access stub from the subdivision to the trail head/trail at a location to still be determined in order to provide direct access for residents of North Parc Grove.

Sideyard Setbacks – The subdivision ordinance requires a minimum of 10' sideyard easements for utility and drainage purposes, however, the SR-3 zoning district allows for a minimum of 5' sideyard setback, thereby potentially leading to a conflict between the two. The developer's engineer has shown 10' sideyard easements along lot lines where drainage and utilities are planned. Per Code, if a conflict exists between the easement and setback, the easement will prevail – no principal building or structure will be permitted within the sideyard easement.

<u>Criteria for considering General Rezoning applications</u>: In considering any application for rezoning, the Commission and the Governing Body may give consideration to the criteria stated below to the extent they are pertinent to the particular application. The Commission and Governing Body also may consider other factors that may be relevant to a particular application. The rezoning of the North Parc Grove property appears to meet each of the following zoning criteria:

- a) the existing uses and zoning of nearby property;
- b) the extent to which property values are diminished by the particular zoning restrictions;
- c) the extent to which the destruction of property values of plaintiff promote the health, safety, morals or welfare of the public:
- d) the relative gain to the public as compared to the hardship imposed upon the individual property owner;
- e) the suitability of the subject property for the zoned purposes;
- f) the length of time the property has been vacant as zoned considered in the context of land development in the area in the vicinity of the subject property;
- g) the care that the community has taken to plan its land use development, and
- h) the community need for the proposed use.

#### **Conclusion and Recommendation**

Staff recommends approval of the Preliminary Plat and the Rezoning from SR-1 to SR-3 with the following conditions:

- 1. The park dedication requirement is 0.53 acres with the requirement being fulfilled through a fee in lieu of land in the amount of \$26,846.
- 2. Landscape islands to be located in outlots and to be maintained by the subdivision's Homeowners Association.

#### **Attachments**

- 1. Project Application
- 2. Zoning Map
- 3. Project Narrative
- 4. Preliminary Plat
- 5. Preliminary Plat Check Sheet
- 6. Phase 1 Drainage Report Check Sheet
- 7. RFP Response Excerpt
- 8. MEPRD Future Trail Map
- 9. Letter from Mr. Ron Barthelme

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#### CITY OF O'FALLON, ILLINOIS

CITY OF O'FALLOR APPLICATION FOR APPROVAL OF PRELIMINARY SUBDIVISION PLA

(To be submitted with Filing Fee (\$150.00 plus \$10.00 per lot) payable to "City of O'Fallon" and a separate check for Engineering Plan Review Fee payable to "The Fulton Group")

Date: February 28, 2013 RECEIVED MAY 0 7 2013 Name of Subdivision: North Parc Grove Name, Address, and Phone Number of Subdivider: North Parc Grove LLC 133 Green Paint De Lelliusville 34 Name, Address, and Phone Number of Engineer: TWM, Inc. 4940 018 Collinsville Rd Swansea IL 62224 624-4488 Township: 2N Range: /W Area of Tract: 8.28 acres Number of Proposed Lots: 3/ Zoning: 5/ Zoning: 5/Property interest of applicant: ( ) Owner (×) Contract Purchaser ( )Other\_\_\_ Currentowner-Cityon O Fallon APPLICANT'S CHECKLIST REQUIREMENTS FOR SUBMITTAL (YES or NO) PAYMENT OF FILING FEE PAYMENT OF ENGINEERING PLAN REVIEW FEE (Fulfon Houp) 6 PRINTS OF SUBDIVISION PLAT & ONE (1) 11" x 17" COPY VARIANCES - (IF APPLICABLE) REQUESTS ATTACHED NARRATIVE LETTER PROVIDING AN OVERVIEW OF PROJECT COMPLETION OF PRELIMINARY PLAT CHECKLIST Yes COMPLETION OF PAYMENT RESPONSIBILITY FORM PRIVATE SUBDIVISION REGULATIONS ATTACHED (IF APPLICABLE) PHASE I DRAINAGE REPORT .PDF COPY OF PLAT

\*SUBMISSION PACKETS MUST BE COMPLETED IN FULL OR THEY WILL NOT BE RECEIVED BY THE CITY.

I HEREBY affirm that I am authorized by the Developer to complete this Application for Preliminary Plat and that this request is in compliance with the Subdivision Regulations stated in the Subdivision and Development Control Ordinance of the City of O'Fallon, as indicated.

Applicant's Signature

Revised November 11, 2010

SUBMITTAL IN CAD / GIS FORMAT

PROOF OF DEVELOPER'S OWNERSHIP INTEREST

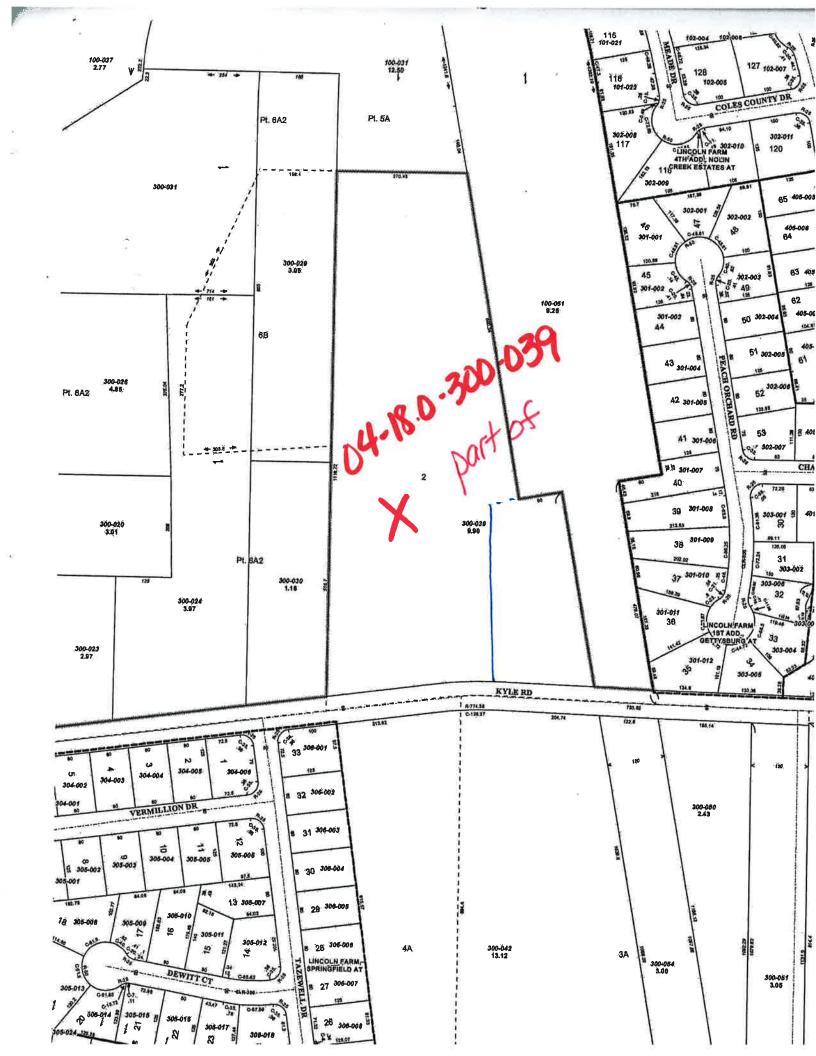
#### PETITION FOR ZONING AMENDMENT

Planning & Zoning Department, O'Fallon City Hall 255 South Lincoln Avenue, 2<sup>nd</sup> Floor O'Fallon, IL 62269 Phone (618) 624-4500 Ext. 4 Amendment Request No. P2013 603

Date: DECEMED MAY 0. 7 2012

	Tailon, IL 02209 Thone (010) 024-4500 Ext. 4									
_	(Do not write in this sp.	ace	F	or	office use only)					
Date set for hearing:				Perm. Parcel No						
Date hearing held:										
	ewspaper:				g Permit App. No.	Cityon				
Re	ecommendation of Planning Commission:	Ac	tion	n t	by City Council:	OF O'FALLON				
(	) Denied	(	)		Denied	MAY 0 7 2013				
(	) Approved	(	)		Approved	DATE PAID				
(	) Approved with modification	(	)	, ,	Approved with modification	The state of the s				
Da	ate:	Da	ıte:	ino:						
IN	ISTRUCTIONS TO APPLICANTS: All information requipplicants are encouraged to visit the Planning & Zoning Office	ed	by t	the	e application must be completed	d and submitted herewith.				
1.	Name of property owner(s): City of O'Fallon				Phone: <u>624</u>	4-4500				
	Mailing address: 255 S Lincoln Ave O'Fallon IL	6	220	6	<u>?</u> E-Mail:					
2.	Applicant's name: North Parc Grove LLC				Phone: <u>624</u>	-3250				
	Applicant's name: North Parc Grove LLC  193 64600 Park Dr. Collinguite  Mailing address: 1306 Arbor Green Teach o'Fallon J	2	622	2	E-Mail: denny e hunt	ting tonchase homes, com				
3.	7									
4.	Address of property: 304 Ky le Rd O'Fallon Illera	69	·		Parcel (Tax) ID #:	3.0-300-039				
5.	Present use of property: Vacant land w/ Water Tower Pr	eser	ıt Zo	on	ne District: 52-1					
	Proposed use of property: Single Family Residential Pr	opo	sed	Z	one District: 5R-3					
6.	Zone District Classifications of adjacent properties: <u>SRIB</u> ,	5R	1,		bunty Earing RR3,					
	Area of land rezoning requested for:acres/se									
8.	This application must be filed with two copies of a plat map equals Two-Hundred (200) feet.	of	the	Sl	ibject property drawn to a scale	not less than one (1) inch				
9.	An amendment is requested to amend the zone district of District Map. A statement of the applicant's described reauttached.	lass	sific s an	at id	ion of certain described prope factual information supporting	erties shown on the Zone the requested rezoning is				
	I certify that all of the above statements and the statements accurate.	COI	ntaiı	ne	d in any papers or plans submi	itted herewith are true and				
	I consent that the entry in or upon the premises described in the purpose of inspecting or of posting, maintaining, and rea	this nov	ap <sub>l</sub>	pl: sı	ication by any authorized official ich notices as may be required by	al of O'Fallon, Illinois for by law.				
D	ate: 5/7/13 Signature of A	ppli	can	t		endlegen				
D	ate: Signature of O	wne	er:			V 0				





# NORTH PARC GROVE PRELIMINARY PLAT NARRATIVE

The proposed North Parc Grove development consists of 8.28 acres of agricultural land and woods along Kyle Road in O'Fallon, Illinois. There is a request to rezone this tract of land to SR-3 for 31 single family residential lots to be built adjacent to the existing water tower.

The existing topography is shown on the preliminary plat submitted for review and approval by the City of O'Fallon. The site topography shows two drainage areas within the development, one draining to the southeast and the other to the northwest. The proposed development will be constructed in one phase.

Sanitary sewer service shall be accessible from the City of O'Fallon via an eight inch sanitary sewer line along Kyle Road. Water will be accessible from the 12" main along Kyle Road which is owned by the City of O'Fallon. Both electric and gas are available at the site and owned by Ameren IP. Telephone service is available through AT&T and cable is available through Charter Communications.

The subdivision will be designed in accordance with the City of O'Fallon requirements.

The developer, North Park Grove LLC, is requesting Planning Commission and City Council approval of the submitted preliminary plat.

#### GENERAL NOTES

- ALL EASEMENTS SHOWN HEREON ARE TO BE DEDICATED TO THE PUBLIC FOR PUBLIC AND PRIVATE UTILITIES AND DRAINAGE.
- ALL BUILDING SET-BACK LINES OFF SUBDIVISION ROADS ARE TWENTY FIVE (25) FEET AS MEASURED FROM THE RIGHT-OF-WAY LINE.
- 3. (A) ANY AND ALL STRUCTURE(S) PROPOSED FOR CONSTRUCTION IN THIS DEVELOPMENT SHALL BE BUILT IN SUCH A MANNER SO AS TO INSURE THAT THE LOWEST FLOOR ELEVATION AND/OR OPENING ELEVATION IS AT LEAST ON AND ONE-HALF (1,5) FEET ABOVE THE STREET CENTERLINE ELEVATION, MEASURED AT THE CENTER OF THE LOT FRONTAGE. FOR LOTS WITH MULTIPLE STREET FRONTAGE. THE STREET WITH THE HIGHEST CENTERLINE ELEVATION SHALL GOVERN.
- (B) IF SAID LOT IS LOCATED ADJACENT TO A STREET WITH A LOW POINT (SAG) VERTICAL CURVE OR A STREET WITH BRAINAGE COLLECTION STRUCTURES THAT COULD CAUSE CONFINEMENT AND PONDING OF STORM WATER DUE TO TOPOGRAPHIC CONDITIONS, THE LOWEST FLOOR ELEVATION AND/OR OPENING ELEVATION FOR ANY AND ALL STRUCTURE(S) SHALL BE A MINIMUM OF TWO (2) FEET ABOVE THE LOW POINT CENTERLINE ELEVATION, OR IN CONFORMANCE WITH THE CRITERIA STATED IN (A) ABOVE, WHICHEVER PRODUCES THE HIGHER ELEVATION.
- (C) ALL DRIVEWAYS SHALL BE A MINIMUM OF SIX (6) INCHES ABOVE THE STREET CENTERLINE ELEVATION, MEASURED AT THE PROPERTY LINE.
- (D) ANY BUILDER PROPOSING TO CONSTRUCT ANY STRUCTURE ON A LOT THAT CONTAINS OR COULD POTENTIALLY BE AFFECTED BY NEARBY STORM WATER RETENTION OR DETENTION PONDS, STORM WATER STRUCTURES, AND/OR STORM WATER PIPES THAT COLLECT SURFACE WATER TO THE GROUND SURFACE, SHALL RETAIN AN ENGINEER TO ESTABLISH STRUCTURE ELEVATIONS.
- (D) SHOULD IT BE DIFFICULT TO MEET THESE MINIMUM REQUIREMENTS, OR SHOULD A WALKOUT BASEMENT, PARTIALLY EXPOSED BASEMENT, OR OTHER STRUCTURE TYPE THAT DOES NOT CONFORM TO THIS CRITERIA BE PROPOSED FOR THIS DEVELOPMENT, THE LOT OWNER SHALL RETAIN AN ENDIREER TO DETERMINE MINIMUM LEVATIONS AND/OR GRADING TO LIMIT DAMAGE FROM STORM WATER. TWM, INC. AND THEIR AGENTS SHALL NOT BE LIABLE FOR STORM WATER RESULTING FROM PALLER TO COMPLY WITH THIS CRITERIA, OR FROM ANY STORM WATER DAMAGE DUE TO CLOGGING OF STORM SEWER STRUCTURES, COLLAPSING OR DEFORMATION OF STORM SEWER PIPING OR STRUCTURES, IMPROPER CONSTRUCTION, DISCHARGES FROM DOWNSPOUTS OR SUMP PUMP DISCHARGES, OR THE PLACEMENT OF EITHER MAN—MADE OR NATURAL RESTRICTIONS IN THE STORM WATER SYSTEM, REGARDLESS OF WHETHER SAID SYSTEM IS NATURAL OR MAN—MADE.
- THE TYPE, SIZE, AND LOCATION OF UTILITIES AS DELINEATED ON THESE TOPOGRAPHIC LAND SURVEY DOCUMENTS AND/OR CML ENGINEERING DESIGN DOCUMENTS HAVE BEEN DETERMINED. SURVEY DOCUMENTS AND/OR VITL ENGINEERING DESIGN DOCUMENTS HAVE BEEN DETERMINED BY REVIEW OF AVAILABLE EXISTING "AS-BUILT" OR RECORD DRAWINGS; FIELD SURVEY OF J.U.L.I.E. WARKED UTILITIES; OR FIELD SURVEY OF ABOVE GROUND SURFACE UTILITY FEATURES. THE OWNER AND ENGINEER HAVE NOT UNDERTRACEN SUBSURFACE EXPLORATORY INVESTIGATIONS TO CONFIRM OR VERIFY THE UTILITIES SHOWN ON THESE DOCUMENTS, THEREFORE THEIR EXACT LOCATION, SIZE, AND FUNCTION MUST BE CONSIDERED APPROXIMATE AND MUST BE FIELD CONFIRMED BY THE CONTRACTOR.

THE ENGINEER AND OWNER FURTHER DO NOT WARRANT THAT ALL UTILITIES HAVE BEEN ILLUSTRATED ON THESE DOCUMENTS. THE CONTRACTOR IS SOLELY RESPONSIBLE FOR CONTACTING J.U.L.I.E. FOR FIELD VERIFICATION OF ALL UTILITIES ON THE SITE PRIOR TO COMMENCEMENT OF CONSTRUCTION. IF THE CONTRACTOR DETERMINES THAT SUBSTANTIAL DISCREPANCY EXISTS BETWEEN FIELD VERIFIED UTILITIES AND THESE PLANS WHICH WOULD SIGNIFICANTLY AFFECT THE FUNCTION, COST, OR PERFORMANCE OF THE PROJECT, THE CONTRACTOR SHALL IMMEDIATELY CONTACT THE ENGINEER IN WRITING FOR CLARIFICATION

- THE CONTRACTOR IS RESPONSIBLE FOR MEETING ALL IEPA-NPDES STORMWATER PERWIT REQUIREMENTS FOR CONSTRUCTION SITE ACTIVITIES. CONTRACTOR SHALL COMPLY WITH ALL PROVISIONS OF IEPA STANDARDS AND SPECIFICATION FOR SOUL EROSION AND SEDIMENT CONTROL AND EROSION AND SEDIMENT CONTROL DEVICES AS SHOWN ON THE PLANS.
- 6. ALL WORK, MATERIALS AND INSTALLATION SHALL CONFORM TO THE FIFTH EDITION OF THE ILLINOIS STANDARD SPECIFICATIONS FOR WATER AND SEWER MAIN CONSTRUCTION; THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, ADOPTED BY IDOT ON JANUARY 1, 2012; AND THE LATEST CITY OF O'FALLON ORDINANCE REQUIREMENTS, TO THE EXTENT OF ANY INCONSISTENCIES OR DISCREPANCIES BETWEEN VARIOUS SPECIFICATIONS OR STANDARDS B GOVERNING BODIES AND/OR THESE PLANS AND SPECIFICATIONS. THE MOST STRINGENT SPECIFICATION AND/OR STANDARD SHALL BE BINDING AND APPLICABLE.
- ALL STORM SEWER MATERIALS AND CONSTRUCTION SHALL CONFORM TO THE ILLINOIS DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, LATEST EDITION, ALL PIPES/STORM SEWER SHOWN SHALL BE PROVIDED WITH AN END SECTION IF THE PIPE/STORM SEWER IS OUTFALLING ONTO A DRAINAGE WAY EITHER PAVED OR
- ALL PROPOSED UTILITIES SHOWN ARE PRELIMINARY. FINAL SIZES SHALL BE SHOWN IN THE
- 9. ALL DIMENSIONS SHOWN HEREON ARE APPROXIMATE AND ARE SUBJECT TO CHANGE UPON FINAL

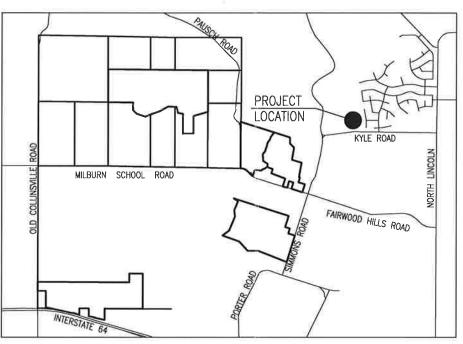
# PRELIMINARY PLAT

### NORTH PARC GROVE

OF PART OF LOT 2 OF THE FRACTIONAL SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE THIRD PRINCIPAL MERIDIAN. ST. CLAIR COUNTY, ILLINOIS (BOOK OF PLATS 'A' / PAGE 262)

> OWNER/DEVELOPER
> NORTH PARC GROVE LLC 1306 ARBOR GREEN TRAIL O'FALLON, ILLINOIS 62269 (618) 624-3250

ENGINEER/SURVEYOR
THOUVENOT, WADE & MOERCHEN, INC. 4940 OLD COLLINSVILLE ROAD SWANSEA, ILLINOIS 62226 (618) 624-4488



LOCATION MAP

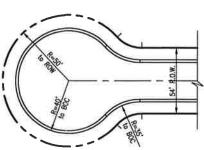
#### LIST OF UTILITIES

TELEPHONE CITY OF O'FALLON 1-800-244-4444 (618) 624-4500 ELECTRIC 1-800-755-5000 1-800-775-5000 CHARTER COMMUNICATION CITY OF O'FALLON CABLE T.V. SANITARY

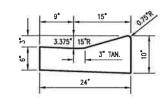
J.U.L.I.E. 1-800-892-0123

#### INDEX OF SHEETS

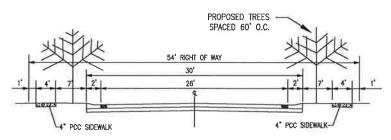
- 1. COVER SHEET AND NOTES
- 2. OVERALL SITE PLAN
- 3. LOT LAYOUT
- 4. OVERALL DRAINAGE MAP



TYPICAL CUL-DE-SAC DETAIL



#### TYPICAL GUTTER SECTION



TYPICAL STREET SECTION

SCHOOL DISTRICT: O'FALLON

ZONING DISTRICT CLASSIFICATION: CITY OF O'FALLON SR-3

GROSS AREA OF SUBDIVISION: 7.88 ACRES AREA IN OULOTS: 1-02 ACRES AREA IN STREET: 1.50 ACRES

F.E.M.A. MAP #17163C0206D ZONE X EFFECTIVE DATE: NOVEMBER 5, 2003

#### RECEIVED MAY 1 5 2013

- 1. PAVEMENT THICKNESS, COMPOSITION AND SIDEWALK PER CITY OF O'FALLON STANDARDS
- 2. ALL WATER MAIN TO BE 8" AWWA, C-900 DR-18 PVC
- 3. STORM WATER DETENTION PER CITY OF O'FALLON STANDARDS, STORM SEWER INLETS SHALL BE OPEN THROAT.
  4. FINAL PLAT AND CONSTRUCTION PLANS SUBJECT TO CITY OF O'FALLON REVIEW
- 5. MAINTENANCE OF OUTLOTS TO BE THE RESPONSIBILITY OF THE HOMEOWNERS ASSOCIATION
- 5. MAINIMUM FIRST FLOOR ELEVATION OF EACH BUILDING SHALL BE TWO (2) FEET ABOVE THE STREET CENTERLINE ELEVATION. THE ELEVATION SHALL BE MEASURED AT THE CENTER OF THE LOT FRONTAGE AND FOR CORNER LOTS, THE HIGHEST STREET ELEVATION SHALL GOVERN. ALL DRIVEWAYS AT THE RIGHT-OF-WAY LINE SHALL BE A MINIMUM OF SIX (6) INCHES ABOVE THE STREET CENTERLINE ELEVATION. SHOULD THESE REQUIREMENTS BE DIFFICULT TO MEET, OR SHOULD A WALKOUT BASEMENT OR PARTIALLY EXPOSED BASEMENT BE DESIRABLE, THE OWNER SHALL RETAIN AN ENGINEER TO DETERMINE THE MINIMUM FLEVATIONS AND/OR PROPER GRADING TO

PRELIMINARY PLAT SUBMITTAL: 5/13/2013

THOUVENOT. WADE & MOERCHEN, INC ENGINEERS ♦ SURVEYORS ♦ PLANNERS



4940 OLD COLLINSVILLE RD SWANSEA, ILLINOIS 62226 TEL (618) 624-4488 FAX (618) 624-6688 ☐ WATERLOO OFFICE

113 SOUTH MAIN STREET WATERLOO, ILLINOIS 62298 TEL (618) 939-5050 FAX (618) 939-3938

□ EDWARDSVILLE OFFICE 600 COUNTRY CLUB VIEW, SUITE EDWARDSVILLE, ILLINOIS 62025 TEL (618) 656-4040 FAX (618) 656-4343

ST. LOUIS OFFICE 720 OLIVE ST., SUITE 200AA ST. LOUIS, MISSOURI 63101 TEL (314) 241-6300 FAX (314) 241-2391

ST. CHARLES OFFICE 400 N. 5TH STREET, SUITE 101 ST. CHARLES, MISSOURI 63301 TEL (636) 724-8300 FAX (636) 724-8304

PROFESSIONAL REGISTRATIONS LICENSE NO. LINOIS PROFESSIONAL DESIGN FIRM 184-001220 ROFESSIONAL STRUCTURAL ENGR. CORP. 81-005202 ILLINOIS PROF. LAND SURVEYING CORP. 048-000029 MISSOURI PROFESSIONAL ENGR. CORP. NC 00152B

SSOURI LAND SURVEYING CORP.

Expiration Data:
STATEMENT OF RESPONSIBILITY

I hereby confirm that the document herein to be untherrificated by my sed is restricted to this she and I hereby disolaim any responsibility for oil of drawings, specifications, estimates, reports or oth documents or instruments relating to or intended be utilized for any other part of the architectural, engineering or survey project.

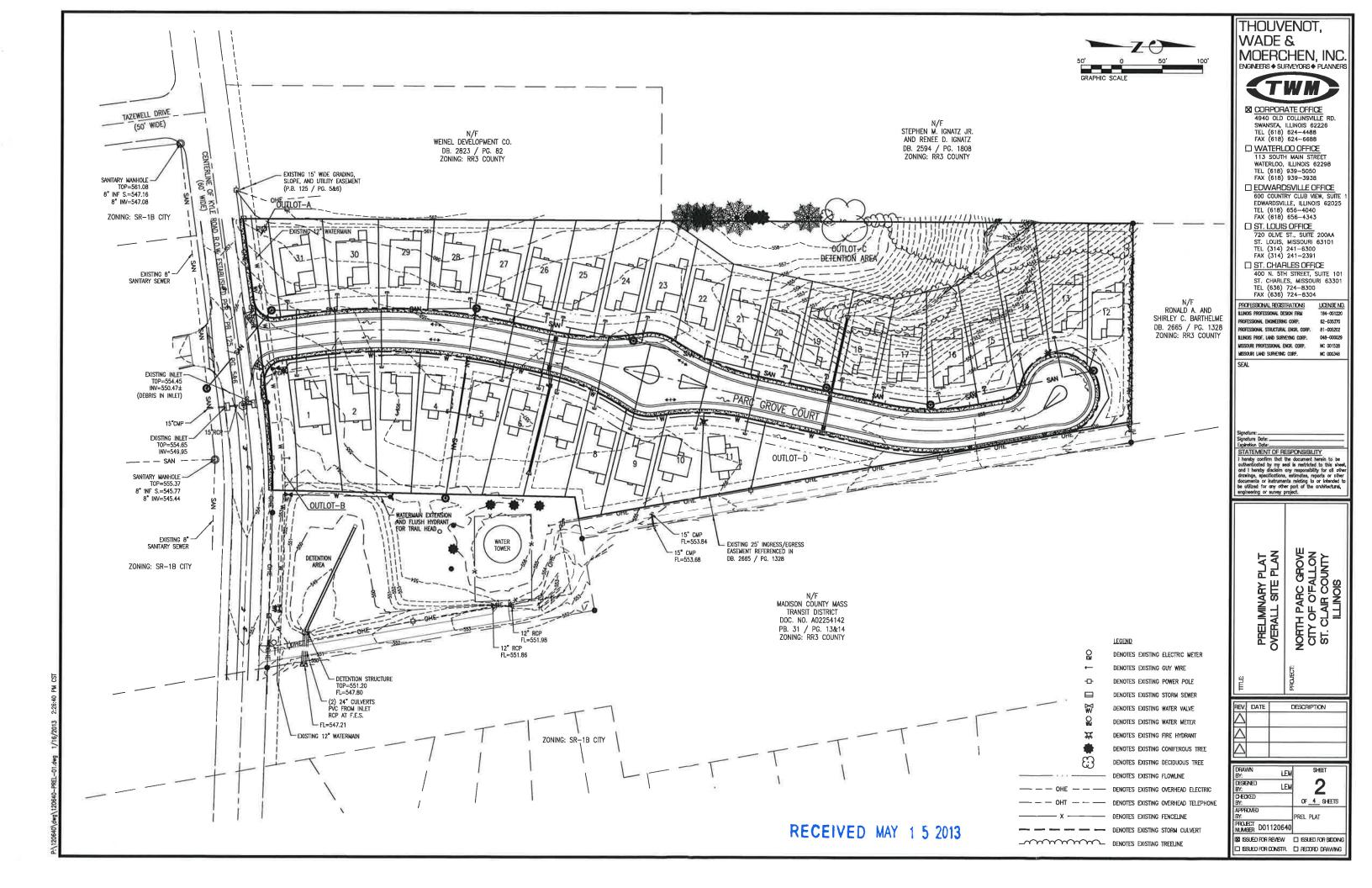
NORTH PARC GROVE CITY OF O'FALLON ST. CLAIR COUNTY ILLINOIS PRELIMINARY PLAT COVER SHEET

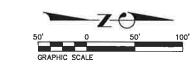
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APPROVED BY:	PREL PLAT
PROJECT	1

NUMBER D01120640 ISSUED FOR REVIEW (1) ISSUED FOR BIDDING

☐ ISSUED FOR CONSTR. ☐ RECORD DRAWING





N/F STEPHEN M. IGNATZ JR. AND RENEE D. IGNATZ

DB. 2594 / PG. 1808 ZONING: RR3 COUNTY

OUTLOT-A 3,603 S.F. N00'10'23"E 1101.01 447.69 28 7,200 S.F. 50 26 57,485 S.F. 50 25 5,50 25 OUTLOT-C DETENTION AREA 27,270 S.F. 7,574 S.F. 7,186 S.F. 14 8,099 S.F. 9.379 S.F. RONALD A. AND SHIRLEY C. BARTHELME 13,008 S.F. 20 S.F.L DB. 2665 / PG. 1328 ZONING: RR3 COUNTY 15 8,117 S.F. 17 7,315 S.F. 16 7,620 S.F. N27'42'56"W CH=30.35' L=30.84' R=50.00' PARC GROVE COURT 16.54 8,733 S.F. 8,597 S.F. N86'09'21'E 7,247 S.F. OUTLOT-D 8,735 S.F. 6,877 S.F. 6,579 S.F. 6,086 S.F.

N/F WEINEL DEVELOPMENT CO. DB. 2823 / PG. 82 ZONING: RR3 COUNTY

S79'57'11"W 27.01

ZONING: SR-1B CITY

EXISTING 15' WIDE GRADING

SLOPE, AND UTILITY EASEMENT (P.B. 125 / PG. 5&6)

S01'12'48'W

OUTLOT-B

4.641 S.F.

TAZEWELL DRIVE

ZONING: SR-1B CITY

ZONING: SR-1B CITY

(50' WIDE)

(60' V

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125

PG.

586

(1)

N/F MADISON COUNTY MASS TRANSIT DISTRICT DOC. NO. A02254142 PB. 31 / PG. 13&14 ZONING: RR3 COUNTY

EXISTING 25' INGRESS/EGRESS EASEMENT REFERENCED IN DB. 2665 / PG. 1328

CURVE LENGTH RADIUS TANGENT CHORD BEARING DELTA

C1 12.61' 300.00' 6.31' 12.61' \$ 1523'25' W 224'32'

C2 50.32' 300.00' 25.42' 50.26' \$ 1923'58' W 936'35'

C3 50.82' 300.00' 25.47' 50.76' \$ 2903'25' W 942'20'

C4 39.43' 52.00' 20.72' 38.49' N 1211'08' E 4326'53'

C5 12.42' 300.00' 27.62' 46.08' \$ 2975'43' E 848'34'

C6 46.13' 300.00' 23.11' 46.08' \$ 2755'3' W 275'3' E 848'34'

C7 55.20' 300.00' 23.11' 46.08' \$ 2755'3' W 275'3' E 55.20' 300.00' 27.68' 55.13' \$ 0654'51" \ 10'32'35" 41.70' 673.00' 20.86' 41.69' \$ 10'24'39" \ 327.00' 64.25' 126.09' \ 0.01'04'10" \ 2213'58' C15 52.97 273.00' 26.57' 52.89' N 04'29'16' W 11'07'05' C16 52.96' 273.00' 26.56' 52.88' N 06'37'42' E 11'06'53' C17 8.56' 128.29' 4.29' 8.58' N 12'11'09' E 3'49'51' C18 50.39' 308.97' 25.25' 50.33' N 18'46'24' E 9'20'39' C19 52.14' 300.00' 26.14' 52.08' N 28'25'28' E 9'57'31' C20 2.65' 300.00' 1.32' 2.65' N 33'39'25' E 0'30'21' C21 39.43' 52.00' 20.72' 38.49' \$ 1211'09' \text{W} 43726'53' \$ C22 9.67' 300.00' 4.84' 9.67' N 08736'53' \text{W} 1'50'50' \$ C23 51.81' 300.00' 25.97' 51.75' N 02'44'37' \text{W} 9'53'43' \$ C24 52.26' 300.00' 26.20' 52.20' N 0711'42' \text{E} 9'58'54' \$ C25 39.62' 25.00' 25.35' 35.60' N 3700'24' \text{E} 9'747'59' \$ 0.00' 37.44' 37' \text{W} 9'53'43' \$ 0.00' 37.44' 37.44' 37.50' 37.5 C25 38.42' 25.00' 25.35' 35.60' N 3700'24" E 90'47'59' C26 38.44' 727.00' 19.22' 38.43' S 06'52'43" E 3'01'46" C27 28.19' 673.00' 14.10' 28.19' S 07'11'35' E 2'24'01' C28 38.92' 25.00' 24.85' 35.11' S 52'59'36' E 89'12'01"

CURVE TABLE

RECEIVED MAY 1 5 2013

**THOUVENOT** WADE & MOERCHEN, INC. ENGINEERS & SURVEYORS & PLANNERS



CORPORATE OFFICE 4940 OLD COLLINSVILLE RD. SWANSEA, ILLINOIS 62226 TEL (618) 624-4488 FAX (618) 624-6688

□ WATERLOO OFFICE 113 SOUTH MAIN STREET WATERLOO, ILLINOIS 62298 TEL (618) 939-5050 FAX (618) 939-3938

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PROFESSIONAL REGISTRATIONS SOUTHWOMEN CHOINETENING CORP. 62-035370

Professional Structural Engr. Corp. 81-005202 llinois prof. Land surveying corp. 048-000029 ISSOURI PROFESSIONAL ENGR. CORP. NC 001528 ISSOURI LAND SURVEYING CORP. NC 000346

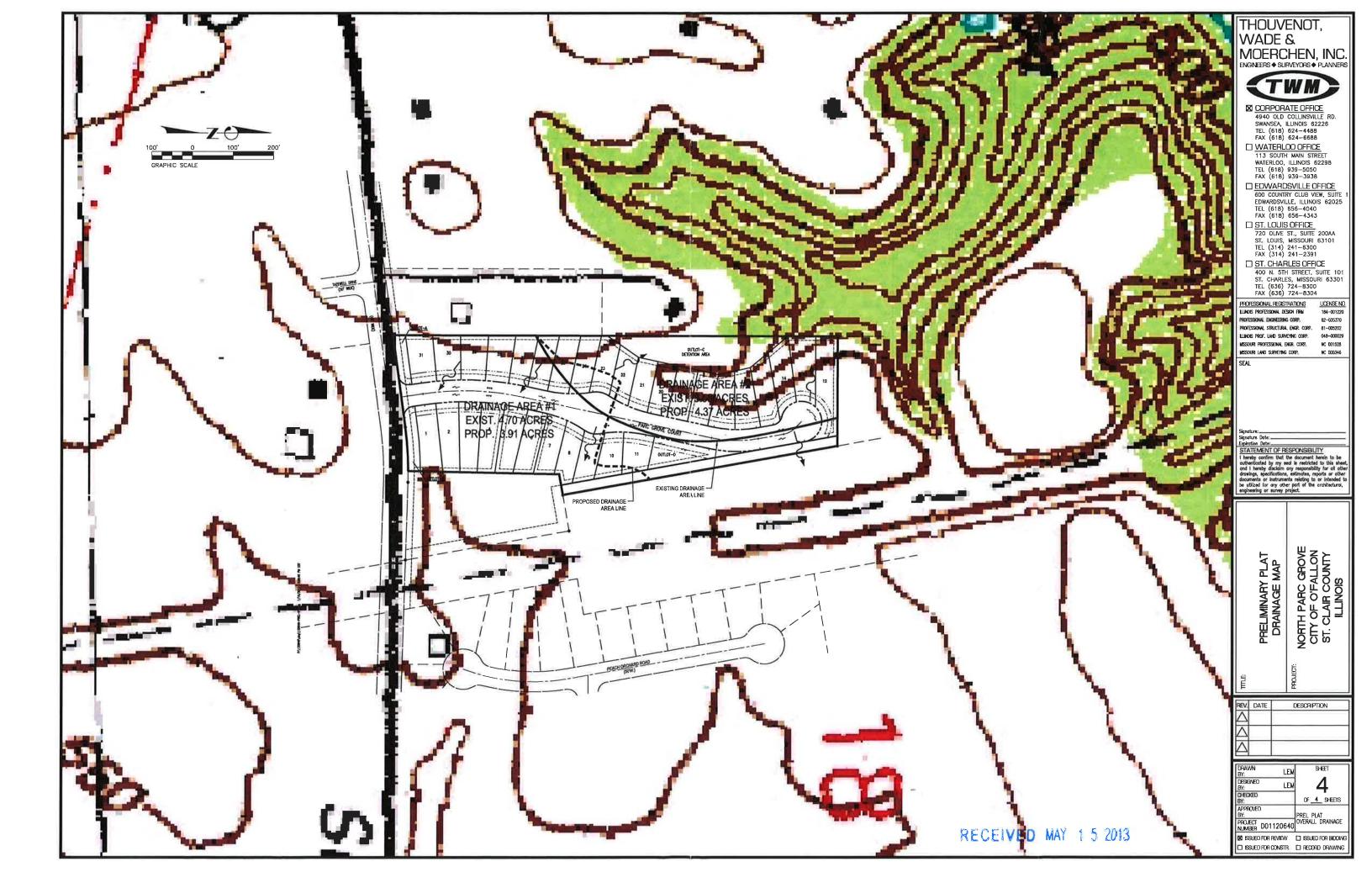
STATEMENT OF RESPONSIBILITY I hereby confirm that the document herein to be ortheritoched by my seed in nestricted to this she and I hereby disculair any responsibility for ell oth and I hereby disculair any responsibility for ell oth documents or hartzenests relating to or Intanded be utilized for any other part of the architectural, engineering or survey project.

> NORTH PARC GROVE CITY OF O'FALLON ST. CLAIR COUNTY ILLINOIS PRELIMINARY PLAT LOT LAYOUT

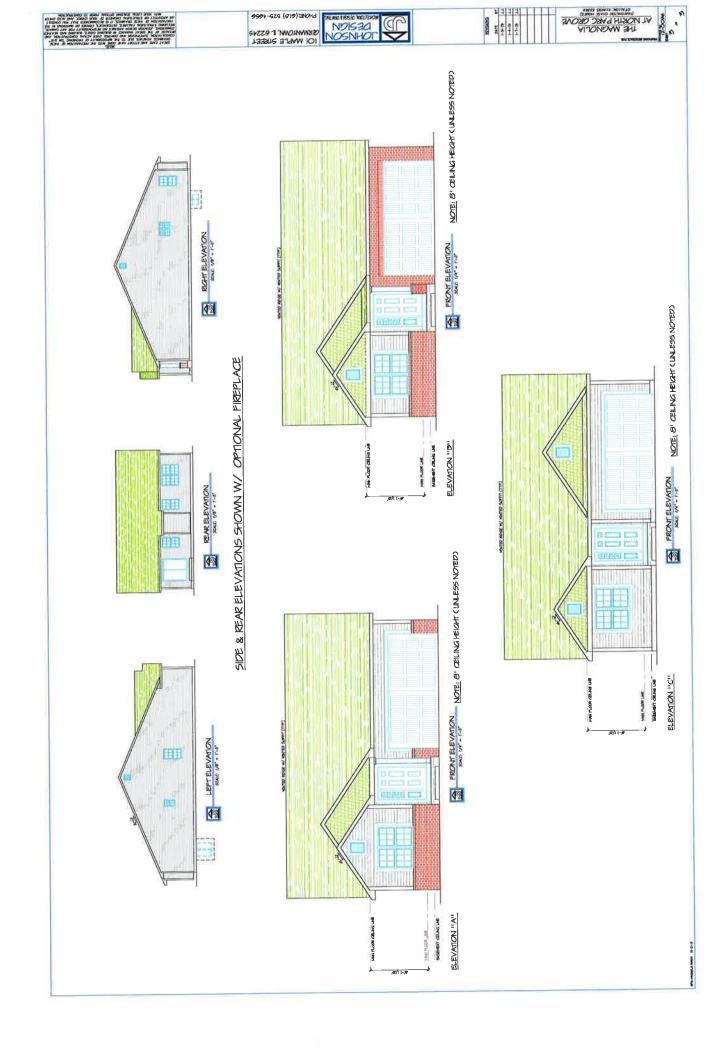
DESIGNED CHECKED OF 4 SHEETS APPROVED PREL PLAT PROJECT DO1120640

SSUED FOR REVIEW 🔲 ISSUED FOR BIDDING

☐ ISSUED FOR CONSTR. ☐ RECORD DRAWING







# Clayton - 2 Story



<u>Craftsman A</u>

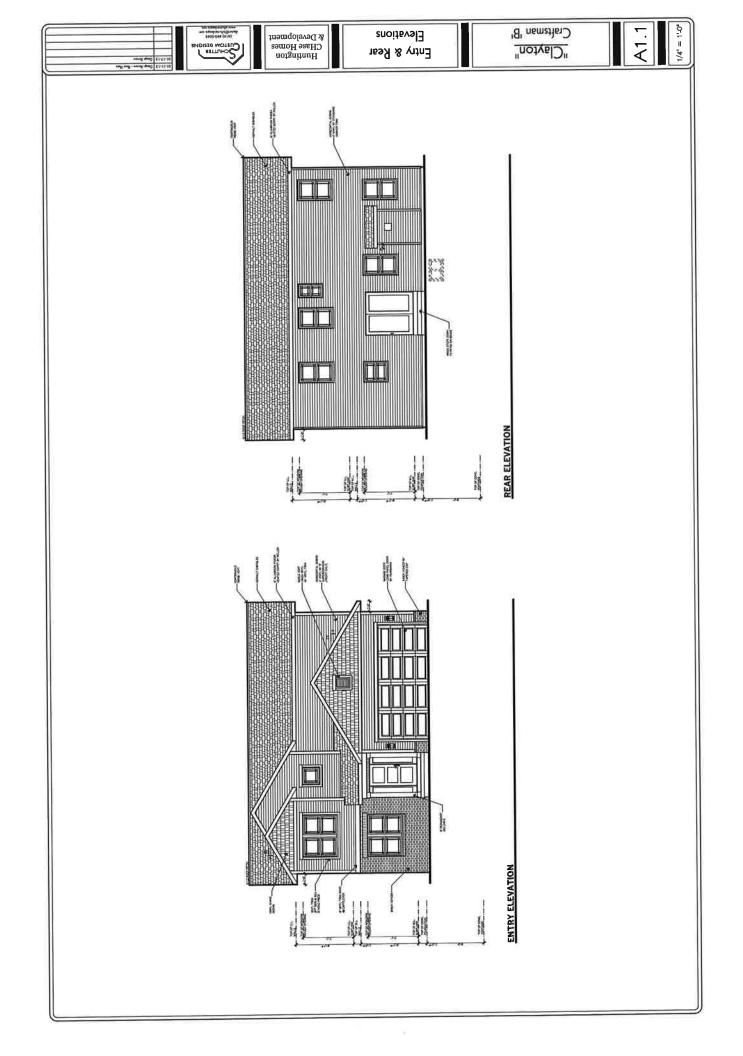


<u>Craftsman B</u>

Drafting / Design By:



Phone: (616) 690-2062 Email: clayton@schutterdesigns.com Web: www.schutterdesigns.com

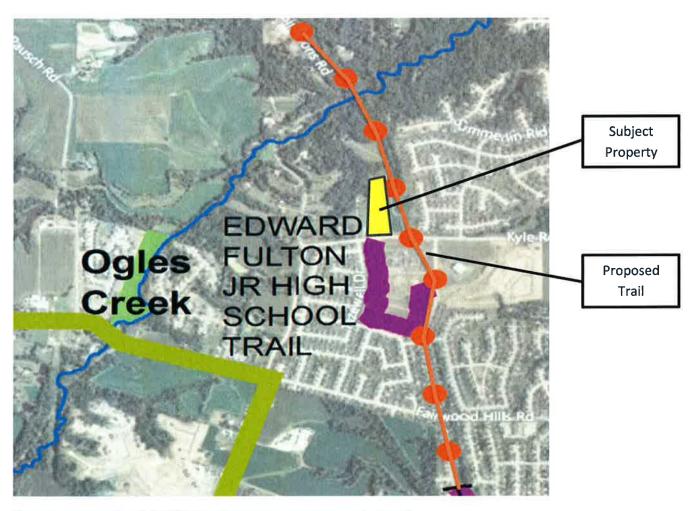














Larry Sewell, Chairman O'Fallon Planning Commission City of O'Fallon 255 South Lincoln Ave O'Fallon, Ill. 62269

Re: Zoning Amendment Petition for 8.28 Acres at 306 Kyle Road

#### Dear Mr Sewell:

I have been a 26 year resident at my property that borders the northern boundary of the development being considered in this zoning amendment petition. I have seen this area change from a rural environment to one of multiple housing developments. I <u>oppose</u> changing the property being reviewed from a SR-1 to a SR-3.

First, housing developments within at least a 1.5 mile radius of this area are all SR-1's. The difference between a 10,000 sq ft lot to a 6,000 sq ft lot is inconsistent with existing developments.

Second, I feel that a SR-3 development would have an adverse effect on property values of existing homes in the immediate area and would be unfair to homeowners.

Third, I can think of no valid need for a SR-3 development in an area consisting of SR-1's and rural properties.

Thank you for this opportunity to express my opposition to this petition.

Sincerely,

Ron Barthelme 278 Kyle Road

O'Fallon, III 62269

#### Vicki Evans

From: Mark Riley <mpr80@att.net>
Sent: Monday, May 27, 2013 4:06 PM

To: Vicki Evans Subject: other

Attachments: Attach0.html

Request From: Mark Riley Email: mpr80@att.net

Source IP: 75.132.141.54

Address: 1527 Peach Orchard Lane

City: O'Fallon State: Illinois Zip: 62269 Phone: 628-0757 Organization:

recently received a letter from someone in my subdivision (Gettysburg off of Kyle Road across from Ed Fulton Jr. High) saying that a developer had bought the land west of the water tower on Kyle Road and was petitioning to build houses on 6,000 square foot lots instead of the usual 10,000 square foot lots. I DO NOT SUPPORT THIS PETITION AND I HOPE THE CITY OF O'FALLON DOESN'T EITHER. This person should not be allowed to build substandard housing just to make more money. You have already put a huge water tower in my backyard, please don't bring my property value down more with substandard housing too

Distributed at
5/28/13 PC meeting

# DRAFT MINUTES O'FALLON PLANNING COMMISSION May 28, 2013

Chairman Larry Sewell called the meeting to order at 6:00 p.m. in the City Council Chambers and led the Pledge of Allegiance.

**ATTENDANCE:** Debbie Arell-Martinez, present; Jeffrey Baskett, present; Joan Cavins, present; Al Keeler, present; Joe Rogers, present; Ray Rohr, present; Larry Sewell, present; A quorum was declared present by Sewell.

**MINUTES:** Motion was made by Keller and seconded by Cavins to approve the minutes of November 13, 2012. All Ayes. Motion carried.

Sewell welcomed everyone and explained the role of the Planning Commission. The Planning Commission members introduced themselves. Also present were Director of Planning and Zoning Ted Shekell and Senior Planner Todd Bjerkaas. Present in the audience were City Aldermen Courtney Cordona, John Drolet, Kevin Hagarty, and Ray Holden, former Alderman Ned Drolet, and Assistant City Planner Anne Stevenson. Sewell gave an overview of the process that would be followed for the evening.

**UNFINISHED BUSINESS:** None.

#### **PUBLIC HEARINGS:**

# (S13-01 & P2013-03) – Preliminary Plat and Zoning Amendment from SR-1 to SR-3 for North Parc Grove Subdivision. The petitioner is North Parc Grove LLC.

Public hearing was opened at 6:06 p.m. Bjerkaas presented an overview of the project and staff report. A map of the subject and surrounding properties and their zoning was shown, along with several site photos taken by Staff. Bjerkaas highlighted various points and issues from Staff's Project Report dated May 28, 2013, among them:

- Background timeline of surplus property ownership from City of O'Fallon to North Parc Grove, LLC
- Proximity of the property to the water tower, future Madison County Transit Bike Trail property, and Fulton Junior High School (access points off Kyle Road are aligned.)
- Current property size, proposed subdivision acreage, proposed number and sizes of lots after subdividing off the water tower property
- An existing detention pond south of the water tower will also be utilized
- Redesign of proposed subdivision layout (double-loaded lots on southern portion of the development to single-loaded lots on northern portion with detention pond at the rear of those lots on the west side of the roadway) with a single-access roadway that is curvilinear as opposed to straight down the middle to accommodate the tapered shape of the development and the proposed detention pond.
- Lots on the south and north ends of the development will be wider than the lots in the center of the development

• "Institutional" per Comprehensive Plan Future Land Use Map with default to Single-Family Residence as the property is currently owned by the City: SR-1 by right.

Bjerkaas continued and outlined the zoning petition:

SR-1 is currently permitted by right and calculations of land remaining after right-of-way and outlots (for detention) are accounted for, 23 SR-1 lots are feasible. As the parcel is irregular in shape, re-aligning the roadway and having single-loaded lots on the northern third of the development can result in 31 SR-3 lots, ensuring sharing the cost of the roadway infrastructure more financial practical.

Bjerkaas compared SR-1 to SR-3 with the following:

	<u>SR-1</u>	SR-3
Minimum Lot Size	10,000 sf	6,000 sf
Minimum Lot Width	75'	50'
Minimum Side Setback	10' (7.5' in SR-1B)	5'*

<sup>\*</sup>Proposed homes are maximum 36' wide leaving 14' side clear space between the homes. This is only a 6" difference than SR-1B zoning.

Bjerkaas outlined the proposed preliminary plat:

- Access and circulation
  - Topography on the north and west sides of the property and ownership of property by Madison County Transit to east provides for requested cul-desac length without stub
  - Potential turn midway through the development
- Drainage and detention
  - Landscape berms and buffer
  - Southern and eastern half of development will drain into existing detention pond south of water tower and into Kyle Road stormwater infrastructure; north and west half of the development will drain to Ogles Creek to the north via proposed detention pond in the northwest portion of the development.
- Utilities all fully serviced
- Madison County trailhead and trail
- Not in a 100 year flood plain
- Landscape islands, trees, berms, and buffers
- Open space
  - Population estimate of 88 people results in .52 acres of Park Lands dedication. \$26,846 (\$866 per house permit) park fee in-lieu of the required dedication space is an acceptable alternative to the City and the Developer
- Sideyard setbacks 10' sideyard easement, when applicable, takes precedent over allowed 5' SR-3 sideyard setback.
- Proposed building elevations
- Savannah Hills and Misty Valley subdivisions (similar density) SR-3 examples

Keeler asked about the calculation of 23 lots vs. 31 lots with regards to detention and aesthetics. Bjerkaas pointed out the lots on the northern and southern parts of the

development are wider and deeper and as a result are more similar to SR-1 lots. The central lots are narrower.

Sewell asked about the average cost of the homes. Bjerkaas deferred to the developer.

Baskett asked if the emergency sirens are affected and Bjerkaas confirmed they are not changing.

Public comments were opened at 6:32 p.m.

Kevin Wrigley, applicant, member of North Parc Grove, LLC, and representing LW Contractors, contractor of the subdivision, was sworn in. Wrigley testified they found no empirical evidence this development will reduce the surrounding property values. The price range will be \$180s - \$190s.

Denny Blumberg, applicant, member of North Parc Grove, LLC, was sworn in. He explained the increase of land purchase prices and building permits in O'Fallon over the last 20 years. He explained that he could build 23 lots without rezoning the property but his desire is to build more affordable first-time home buyer properties that will appreciate in value. The average lot size is 7,500 sq ft and the value of the property will be there. Homes will be of identical quality to construction of his homes in Parcs at Arbor Green, Windsor Creek, and Windermere Ridge and it will have great curb-appeal. Blumberg conducted a study of homes in other neighborhoods and the cost of those homes. He wants to bring value to the area and wants to be a good neighbor. Blumberg concluded it is not economical for him to build less than 31 lots in this development.

Ned Drolet was sworn in. He stated concern with the cul-de-sac length and asked if the school was given opportunity for consideration of school buses and the turn radius. Shekell confirmed the school was properly notified and he will contact the Superintendent directly.

Robin Bauer, 1511 Peach Orchard, was sworn in. She reported flooding issues since the water tower was erected and she has contacted the Engineering Group regarding this problem. Bauer reported that the culvert along the walking path is collapsed in the ditch between her property and the tower. She stated concern with the additional drainage from the new development. Shekell responded that he will ensure the Engineering Group is aware of the culvert and her concerns and assured Bauer that the drainage and detention from the proposed development is being properly engineered by a civil engineer.

Kelly Young, 1515 Peach Orchard, was sworn in. Young reported the water does not stand, it rushes at a high rate and is dangerous and she offered video. The water does not go to the detention pond south of the water tower and it stays on the north side of Kyle. Sewell responded that they did not know the degree to which this proposed development applies to the very problematic and serious existing situation, but the engineering of the development will ensure it does not add to the problem.

Marsha Maller, civil engineer with Thouvenot, Wade and Moerchen, for North Parc Grove, LLC, was sworn in. Maller testified they are designing the subdivision with two detention ponds. The existing detention pond south of the water tower will serve as overflow emergency storage for the water tower and explained this is why the pond is usually dry. The plan is to utilize that pond for several duration rain events. The City will need to look at the existing culverts. Maller continued that in-house, as well as a private engineering firm, will review their calculations. Their plan is to detain any run-off from the development and the homes they are going to build. Shekell asked Maller if the outfall from the pond goes toward Kyle and she confirmed it does.

Steve Ignatz, property owner to the west of the detention pond area, was sworn in. He is concerned about the detention pond and drainage, the row of trees along the ravine, 28 SR-1 lots previously and now 31 SR-3 lots. Ignatz also questioned if a study was performed about heavy turn-over of homeowners and if the property will depreciate as a result of the heavy turn-over with first-time home buyers.

Maller responded that the detention facility will be designed for 2-, 5-, 10-, 25-, and 100-year storm events. Preliminary calculations show the pond will be approximately 3-4' deep. The overflow structure will be adjacent to flow into the same channel. There will need to be grading and structural fill in the area of the swale or the lots will be walk-out lots. Detention pond will be in Outlot C and will tie into the evergreen treeline with a 3:1 or 4:1 slope.

Ignatz asked how much space will be between his property and the detention pond. Maller replied there would be approximately 30' before the top of the detention pond.

Ron Barthelme, resident north of the proposed development, was sworn in. He questioned the consistency of SR-3 with all the SR-1 in the area stating there is no other SR-3 for 1 ½ mile. Barthelme indicated that if nearby property in the Lincoln Farm subdivisions value is less, then there is already affordable housing available, and he is unaware of any outcries for this size housing.

Wrigley responded that the lots proposed are minimum 6,000 sq ft and the average is 7,500 sq. ft. The proposed lots are not much different than the SR-1B lots. Wrigley read from the current Wall Street Journal that lot size is not a major factor of the value of a subdivision; whereas, curb-appeal, quality of design, age, quality of schools, and views are.

Barthelme stated the homes are too close compared to what is in the area and asked why we need an SR-3 development.

Wrigley replied that within 1.75 miles is Savannah Hills subdivision which has been the most successful subdivision lately with over 200 homes sold and they have the highest selling prices within the last year. And, considering that development is less than a mile away from the most prestigious subdivision in O'Fallon School District, Far Oaks, there has not been any type of drop in property value.

Mark Riley, 1527 Peach Orchard, was sworn in. He agreed with Barthelme and Ignatz and asked why the developer doesn't just go ahead with SR-1 if they are comparing it to SR-1. He then remarked it was just to build more lots and make more money.

Dustin Brueggemann, 1506 Peach Orchard, was sworn in. He asked if SR-1 was profitable for the price of the land and what the current price of the homes on East Second Street were.

Blumberg responded that with the shape of the land, it is not economically feasible for SR-1. He continued that the homes on Second Street sold for \$155,900 each. Blumberg explained that the property has been there for 15 years and was available for anyone else to purchase if they wanted the quality of life offered with the property remaining vacant, they could have purchased it.

Barthelme stated he would not have purchased it for \$10,000.

Sewell and Baskett reminded everyone that philosophical differences were evident but the Commission's purpose is to ensure the adopted codes and plans of the City were being followed and encouraged the residents to direct the emotional aspects of the development outside the purview of the Commission to their aldermen. There would be several other opportunities to vocalize concerns.

One of the aldermen present stated it is in Ward 7 and Sewell encouraged the citizens to contact their alderman.

Baskett asked Shekell if there were legal concerns about this being spot zoning and Shekell replied the issue was consistency and that it really comes down to quality. This will not have the characteristics of multi-family and reminded everyone of the success of Savannah Hills which is also SR-3 and many of those homes are well over \$200,000 homes. This development will be very similar in density and character.

Baskett asked for Shekell to state the City's requirements for construction of these homes. Shekell reported the beginning size of the homes is 1,650 sq ft and they are subject to the same building codes as the homes in Crown Pointe and Steeplechase so there will be no difference so far as the quality of construction. The difference is 31 homes instead of 23 homes. The competing proposal received as a result of the Request for Proposals was for 29 homes and Shekell presumed there was a similar concern regarding the financial feasibility. Blumberg is in the business of making money by selling homes; however, he is not just building homes - he is building neighborhoods. Shekell stood firm that the City will do what they can to ensure the homes are built well and functions well and that the impact to the neighbors is minimized.

Blumberg reported they are following the 2009 Energy Code and the homes are Ameren Energy Star Certified homes. He had Greener Visions, an environmental impact corporation, perform energy cost surveys on homes and it was found that the average 1,900 sq ft homes built prior to 2009 had average monthly utility bills of \$202. Homes they are proposing are down to \$158 average monthly utility bill. Blumberg reiterated they are not cheapening the homes to build them.

Barthelme asked what the quality of the home has to do with the rezoning. Sewell reiterated that their purpose was to ensure the Codes are adhered to. Baskett reminded them that the purpose was to rezone.

Barthelme asked what the quality of the homes and the efficiency of the homes has to do with SR-1 vs. SR-3? Sewell stated that the developer just wants to ensure the homes will be of quality construction. Baskett added this is consistent with the quality of homes in the area.

Shekell reiterated the similarities of the Single-Family zone districts with respects to the setbacks. The character and quality of the proposed development will be similar to the surrounding neighborhoods, except that the lots, and therefore the homes, will be narrower.

Public comments were closed at 7:22 p.m.

# Staff Recommendation:

Bjerkaas read over the Staff Recommendation as follows:

Staff recommends approval of the Preliminary Plat and the Rezoning from SR-1 to SR-3 with the following conditions:

- 1. The park dedication requirement is 0.53 acres with the requirement being fulfilled through a fee in lieu of land in the amount of \$26,846.
- 2. Landscape islands to be located in outlots and to be maintained by the subdivision's Homeowners Association.

Bjerkaas presented an additional condition for Commissioners' consideration:

3. A variance to exceed the 800' maximum length requirement for dead-end streets as shown in the attached preliminary plat.

Motion was made by Cavins and seconded by Rohr to amend the original Staff Recommendation to include the addition of Condition #3.

Baskett asked if the Police and Fire Departments had opportunity to review the variance request for the road length. Shekell affirmed they have reviewed the request.

**ROLL CALL:** Arell-Martinez, aye; Baskett, aye; Cavins, aye; Keeler, aye; Rogers, aye; Rohr, aye; Sewell, aye. All Ayes. Motion carried.

Motion was made by Keeler and seconded by Rohr to approve the Staff's Recommendation as amended.

**ROLL CALL:** Arell-Martinez, aye; Baskett, aye; Cavins, aye; Keeler, aye; Rogers, aye; Rohr, aye; Sewell, aye. All Ayes. Motion carried.

The project moves to Community Development on June 10, 2013, at 6 p.m. The public hearing was closed at 7:27 p.m.

# REPORTS OF STANDING AND SPECIAL COMMITTEES: None.

# REPORTS AND COMMUNICATION:

Shekell welcomed the new Commissioners stating Arell-Martinez is also the O'Fallon-Shiloh Chamber of Commerce Director and Rogers formerly was a City Councilman. Shekell also introduced Administrative Assistant II Jessica Warden, who was observing the transcription of the meeting, and Anne Stevenson, who was assisting with the function of the meeting.

Annual Election of Officers: Vice-Chairman and Secretary. Motion was made by Rohr and seconded by Keeler to maintain Baskett as Vice-Chairman and Cavins as Secretary. All Ayes. Motion Carried.

Shekell updated the Commission on various commercial developments throughout the community.

Shekell concluded with the announcement that Bjerkaas was leaving the City and this was his last Planning Commission meeting. Stevenson, will be assisting until the Senior Planner position can be permanently filled.

# ADJOURNMENT:

Respectfully submitted.

Motion was made by Baskett and seconded by Keeler to adjourn. All ayes. Motion carried. The meeting was adjourned at 7:36 p.m.

Vicki Evans, Transcriptionist	
Minutes approved by Planning Commission on	



### MEMORANDUM

TO:

**Community Development Committee** 

FROM:

Anne Stevenson, Assistant City Planner

THROUGH:

Ted Shekell, Planning Director

DATE:

June 10, 2013

SUBJECT:

Special Event Permit –Relay for Life and Paint the Town Purple (Motion)

# **Project Summary**

Applicant:

Amy Lewis - American Cancer Society

Event:

Overnight relay to raise money for the American Cancer Society (and accompanying signage)

Date/Time:

7pm on Friday, June 14th to 7am on Saturday, June 15th

Location:

O'Fallon Township High School track/football field

**Event Details:** 

- Event will include a relay, camping out, musical entertainment, food and games.
- Parking will be in the school parking lot.

Signage:

- Requesting permission to place ribbons on utility poles and yard signs throughout downtown O'Fallon (including Lincoln, Highway 50, State Street, and Smiley)
- Signage will be displayed from Thursday, May 30th to Tuesday, June 18th

Notes:

Event is consistent with previous year's requests.

# **Staff Recommendation**

The Fire and Public Works Departments did not have any issues with the request. Pending favorable comments from the Police Department, staff recommends approval of the Special Event Permit.

I:\P & Z\SEPA\RelayforLife\2013\Relay for Life CD memo 6-10-13.doc



**PLANNING & ZONING DEPARTMENT** 255 S. Lincoln Avenue, 2<sup>nd</sup> Floor O'Fallon, IL 62269 Ph: (618) 624-4500 x4 Fax: (618) 624-4534

_	
<b>X</b>	Attach proof of not-
	for-profit status
	OP.

Provide \$50.00 application fee

# APPLICATION FOR A SPECIAL EVENT PERMIT

Event Name: Relay Gor	Life Ofallon - Paint the Jown Purple
Location of Event: Downto	over Statlon, Street, They 50 & Spice
Name of Event Organization:	merican Cancer Society
Mailing Address: #5 Sa	hiber Court, Margniele, 16 42002
Business Address:	Phone: <u>U/8-288-23</u> 20
Name of person in charge of event #5 Schuber Cow	t (applicant) and mailing address: Amy Lewis  t Mary (La Carpone:
Secondary Contact Person:	ordan Schrara
Beginning Date / Times: 5/3/ THE FOLLOWING INFORMATION BEFORE APPLICATION WILL BE	Ending Date / Times: 5 3/ 13  N (WHERE APPLICABLE) MUST BE PROVIDED IN WRITTEN FORM E PROCESSED.
	peration; activities provided; signage including dimensions, quantity ntingency plans for rain; plans for toilet facilities; security plan;
2. Sketch plan of site.	
[ ] ATTACHED	NOT APPLICABLE
3. Permission letter from property	owner, if applicant is not the property owner.
[ ] ATTACHED	NOT APPLICABLE
4. Proof of not-for-profit status	
ATTACHED	[ ] NOT APPLICABLE
	uld be provided and if event is held City property, <b>City of O'Fallon</b> , nal insured in the amount of One Million Dollars (\$1,000,000).
[ ] ATTACHED	NOT APPLICABLE
6. Damage bonds or cash deposit in the amount of \$300,000.	to protect City facilities (this would be mainly for out-of-town sponsors)
[ ] PAID	NOT APPLICABLE

7. Liquor license information for beer (Attach release/indemnification for		sale):A
List for profit vendors and sales tax provided prior to event:	x numbers (to verify that s	ales tax is collected and remitted) to be
		tance. (Fees may be charged for these sted in narrative or as an attachment.
NONE REQUESTED		
[ ] Street Department, IDOT (	(for str <del>ee</del> t closings, signal	ization, and detour routes)
[ ] Parks Department	[ ] Police Department	[ ] Fire and EMS Department
10. Coordinate all food concessions v	with St. Clair County Heal	th Department at (618) 233-7769.
[ ] PERMIT REQUIRED (plea	ase attach copy)	NOT APPLICABLE
11. American Disability Compliance		
[]ATTACHED N	OT APPLICABLE	
As part of the approval of this Special permitted as provided for in the City S		
Electrical inspections are required for must be contacted a minimum of twer		connections. The City electrical inspector inspection.
Signature of person in charge of even	ıt	$\frac{5-22-13}{\text{Date of Submission}}$
	FOR OFFICE USE ON	ILY
PLANNING & ZONING DIRECTOR A	DMINISTRATIVE APPRO	OVAL: ()YES ()NO
APPROVED PLANNING DIRECTOR	& DATE	
All other requests for "Special Events City Council for their approval.	Permits" not approved by	the Planning Director shall go before the
APPROVED: CITY COUNCIL		(DATE)

# **Paint The Town Purple**

In order to increase the awareness of our Relay For Life of O'Fallon event on June 14-15, 2013, we would again like the opportunity to "Paint the Town Purple". Our efforts are used to increase awareness for Relay For Life and our community's fight against cancer. As we did in years past, we would like to decorate the downtown streets with purple bows and display some 24'x20' yard signs with information about the event.

We will begin displaying our materials on 5.30.13 and will have the items removed by 6.18.13.

Our primary areas of focus would be along Lincoln, HWY 50, State Street and Smiley.

In past years, the purple ribbons have caused residents to stop and ask what they are for as we decorate. This has become a great way to get the town talking about such an important event in our community.

If you have further questions please contact me at 618-288-2320 or our event chair, Jordan Herrara at 312-756-7455.

Thanks for your support of the American Cancer Society Relay For Life and joining us in the fight against cancer!

Regards,

Amy Lewis
Senior Income Development Rep
618-288-2320
Amy.lewis@cancer.org



# Illinois Department of Revenue

Office of Local Government Services Sales Tax Exemption Section, 3-520 101 W. Jefferson Street Springfield, Illinois 62702 217 782-8881

November 5, 2010

AMERICAN CANCER SOCIETY IL DIVISION INC VICE PRESIDENT FINANCE 225 N MICHIGAN AVE STE 1200 CHICAGO IL 60601

We have received your recent letter; and based on the information you furnished, we believe

AMERICAN CANCER SOCIETY IL DIVISION INC of CHICAGO, IL

is organized and operated exclusively for charitable purposes.

Consequently, sales of any kind to this organization are exempt from the Retailers' Occupation Tax, the Service Occupation Tax (both state and local), the Use Tax, and the Service Use Tax in Illinois.

We have issued your organization the following tax exemption identification number: E9986-2591-06. To claim the exemption, you must provide this number to your suppliers when purchasing tangible personal property for organizational use. This exemption may not be used by individual members of the organization to make purchases for their individual use.

This exemption will expire on December 1, 2015, unless you apply to the Illinois Department of Revenue for renewal at least three months prior to the expiration date.

Office of Local Government Services Illinois Department of Revenue

STS-49 (R-2/98) IL-492-3456 11-0000095

V 10 ...



# MEMORANDUM

TO: Community Development Committee

FROM: Anne Stevenson, Assistant City Planner

THROUGH: Ted Shekell, Planning Director

DATE: June 10, 2013

SUBJECT: Special Event Permit – "Pork with Passion" (MOTION)

# **Project Summary**

Applicant: Downtown O'Fallon

Event: Pork with Passion- BBQ festival
11am to 6pm on Saturday, October 5th

Location: Downtown O'Fallon- 100 Blocks of East & West First Street & Park 'n' Ride Lot

**Event Details:** 

- Event will include a pork steak cooking contest, food and craft vendors, live music, entertainment, inflatable jumpers, face painting, and a car cruise-in
- Parking will be in existing public parking areas
- Requesting that First Street be closed to all traffic from Cherry Street to east of Vine Street
- Restroom facilities will be provided at the Chamber of Commerce and various local businesses

# Signage Request:

- Approximately 24 yard sale-type signs through the City one week prior to event
- Two banners (one across the street from 620 South Lincoln; one at Highway 50 & State) six weeks prior to the event

## City Assistance Request:

- Street Department- road blocks as shown on the provided map
- Parks Department- 3 canopies and 10 aluminum picnic tables

### Notes:

- Event is consistent with previous year's requests.
- Rental fees for picnic tables were not assessed last year

# **Staff Recommendation**

The Fire, Parks, and Public Works Departments had no issues with the request. Pending favorable comments from the Police Department, staff recommends approval of the Special Event Permit with the following conditions:

- 1. A maximum of 24 yard sale-type signs may be placed on private property throughout the City for a period of 1 week prior to the event and two banners on Lincoln may be displayed for a period of 6 weeks prior to the event.
- 2. Canopies and picnic tables available for pick up on Friday, October 4th after 7AM and before 3PM. Aluminum tables may be replaced by wood tables. Rental fees may apply.
- 3. Portable toilets will not be required if downtown businesses provide sufficient facilities for event participants.



**PLANNING & ZONING DEPARTMENT** 255 S. Lincoln Avenue, 2<sup>nd</sup> Floor O'Fallon, IL 62269 Ph: (618) 624-4500 x4

Fax: (618) 624-4534

APPLICATION FOR A SPECIAL EVENT PERMIT

Attach proof of notfor-profit status

OR

Provide \$50.00 application fee

Lot

Event Name: Pork with Passion
Location of Event: 100 Blocks of East & West First St & Park'n' Rid
Name of Event Organization: Downtown O'Fallon
Mailing Address: 101 W. State St, O'Fallon, 62269
Business Address: 101 W. State, O'Fallon 62269 Phone: 624-4503
Name of person in charge of event (applicant) and mailing address: Mary Schmidt
204 Monroe Circle o'Fallon Phone: 698-9938
Secondary Contact Person: Sue Witter
Beginning Date / Times: Oct 5, 2013 // AM Ending Date / Times: Oct 3, 2013 6 PM
THE FOLLOWING INFORMATION (WHERE APPLICABLE) MUST BE PROVIDED IN WRITTEN FORM BEFORE APPLICATION WILL BE PROCESSED.
<ol> <li>Narrative (including hours of operation; activities provided; signage including dimensions, quantity location; traffic/parking plan; contingency plans for rain; plans for toilet facilities; security plan; expected attendance; etc).</li> </ol>
2. Sketch plan of site.
[/ATTACHED [] NOT APPLICABLE
3. Permission letter from property owner, if applicant is not the property owner.
[ ] ATTACHED [V] NOT APPLICABLE
4. Proof of not-for-profit status.
[V] ATTACHED [ ] NOT APPLICABLE
<ol> <li>Proof of Liability Insurance should be provided and if event is held City property, City of O'Fallon, should be named as an additional insured in the amount of One Million Dollars (\$1,000,000).</li> </ol>
[/ATTACHED [ ] NOT APPLICABLE
6. Damage bonds or cash deposit to protect City facilities (this would be mainly for out-of-town sponsors) in the amount of \$300,000.
[ ] PAID [ NOT APPLICABLE

7. Liquor license information for beer sales (including hours of sale)://A
(Attach release/indemnification forms and a copy of the liquor license and certificate of liquor liability)
List for profit vendors and sales tax numbers (to verify that sales tax is collected and remitted) to be provided prior to event:
T.B.D
<ol> <li>Special consideration requests such, as City provided assistance. (Fees may be charged for these services). Please include specific considerations requested in narrative or as an attachment.</li> </ol>
[ ] NONE REQUESTED
[/] Street Department, IDOT (for street closings, signalization, and detour routes)
[   Parks Department [ ] Police Department [ ] Fire and EMS Department
10. Coordinate all food concessions with St. Clair County Health Department at (618) 233-7769.
[ ] PERMIT REQUIRED (please attach copy) [V NOT APPLICABLE
11. American Disability Compliance
[ ] ATTACHED [4/NOT APPLICABLE
As part of the approval of this Special Event Permit, temporary signs for said Special Event shall be permitted as provided for in the City Sign Ordinance or as otherwise approved by the City Council.
Electrical inspections are required for all new exterior electrical connections. The City electrical inspector must be contacted a minimum of twenty-four (24) hours prior to inspection.
Signature of person in charge of event  Date of Submission
FOR OFFICE USE ONLY
PLANNING & ZONING DIRECTOR ADMINISTRATIVE APPROVAL: () YES () NO
APPROVED PLANNING DIRECTOR & DATE
All other requests for "Special Events Permits" not approved by the Planning Director shall go before the City Council for their approval.
APPROVED: CITY COUNCIL(DATE)

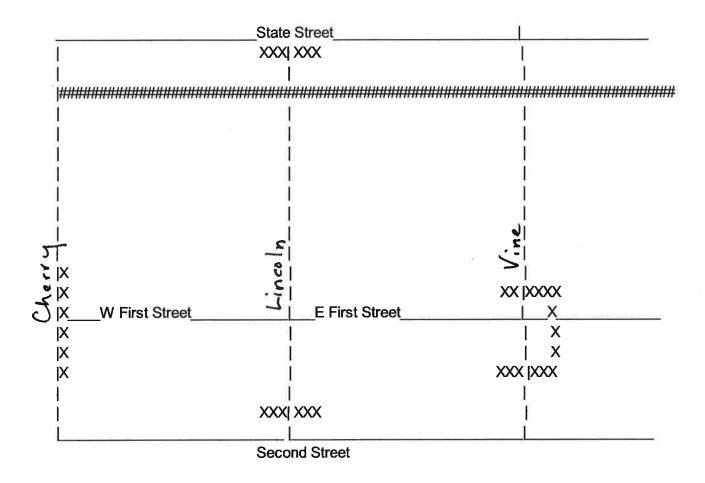
Narrative: Pork with Passion is an event sponsored by Downtown O'Fallon.

- Hours of Operation: 11 AM 6 PM
- Activities:
  - 1. Pork Steak cooking contest
  - 2. Food and craft vendors
  - 3. Live music
  - 4. Karaoke contest
  - 5. Inflatable Jumpers
  - 6. Face painting
  - 7. Car cruise-in
- Signage
  - 24 yard signs (24"x 18") one week prior to event.
  - Two banners six weeks prior to event: one at Hwy50 and State; one across Lincoln at 620 South Lincoln.
- Traffic /Parking
  - Close First Street from vine Street (included) to Cherry Street (excluded).
  - North/South traffic will flow on Cherry and Oak Streets.
  - Parking: City Hall lots, First and Vine Park and Ride, State and Vine corner lot.
- Contingency plan for rain: Event will be held rain or shine.
- Toilet facilities: Chamber of Commerce public facilities and various merchants.
- Security: No additional security is needed.
- Parks and Rec: We would like to borrow three large canopies. 4 10 aluminum

spicnic tables

Spoke with Mary 6/6/2013

· Attendance varies, but approximately 500-1,000
· Not required to coordinate food concessions with St Clair
County Health Department, each individual vendor takes care of that



XXX = Road Closure

# File Number

5922-442-5



# To all to whom these Presents Shall Come, Greeting:

I, Jesse White, Secretary of State of the State of Illinois, do hereby certify that I am the keeper of the records of the Department of Business Services. I certify that

DOWNTOWN O'FALLON, A DOMESTIC CORPORATION, INCORPORATED UNDER THE LAWS OF THIS STATE ON JANUARY 17, 1997, APPEARS TO HAVE COMPLIED WITH ALL THE PROVISIONS OF THE GENERAL NOT FOR PROFIT CORPORATION ACT OF THIS STATE, AND AS OF THIS DATE, IS IN GOOD STANDING AS A DOMESTIC CORPORATION IN THE STATE OF ILLINOIS.



Authentication #: 1121400787 . Verify at www.cyberdriveillinois.com In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, this 2ND day of AUGUST A.D. 2011

Desse White

SECRETARY OF STATE



# CERTIFICATE OF LIABILITY INSURANCE

DOWN-T1

OP ID: CW

DATE (MM/DD/YYYY) 05/21/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

C	rtificate holder in lieu of such endor	semer	nt(s)							rigitta to the
	DUCER			Phone: 618-632-7555	CONTA NAME:	CT				-
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O'F/	LLON, IL 62269				E-MAIL ADDRE	ec.		(A/C, No)		
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	CITY OF O'FALLON 255 SOUTH LINCOLN AVE O'FALLON, IL 62269			CITYOFA	SHOU THE ACCO	JLD ANY OF T	DATE THEI H THE POLICY	SCRIBED POLICIES BE CA REOF, NOTICE WILL BI PROVISIONS.	NCELI E DE	LED BEFORE LIVERED IN
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						© 1988-	2010 ACORE	CORPORATION. All r	inhte	reserved



# MEMORANDUM

TO:

**Community Development Committee** 

FROM:

Anne Stevenson, Assistant City Planner

THROUGH:

Ted Shekell, Planning Director

DATE:

June 10, 2013

SUBJECT:

Special Event Permit – "Regency Dinner Bridal Show" (MOTION)

# **Project Summary**

Applicant:

Angela Morgan- Regency Conference Center

Event:

Regency Dinner Bridal Show

Date/Time:

6pm to 9pm on Wednesday, June 26th

Location:

Regency Conference Center

**Event Details:** 

Event will include dinner and entertainment and vendors featuring wedding supplies and services

# Signage Request:

- One off-premise sign to be located at PNC Bank (permission obtained- see attached letter)
- Sign will be displayed from approval date until June 27th

# City Assistance Request:

None

# Notes:

This event needs a special event permit due to the off-premise sign

# **Staff Recommendation**

Pending favorable comments from the Fire, Parks, Police and Public Works Departments, staff recommends approval of the Special Event Permit.



# PLANNING & ZONING DEPARTMENT

255 S. Lincoln Avenue, 2<sup>nd</sup> Floor O'Fallon, IL 62269 Ph: (618) 624-4500 x4

Fax: (618) 624-4534

]	Attach	proof of not-
	for-pro	fit status

OR

□ Provide \$50.00 application fee

# APPLICATION FOR A SPECIAL EVENT PERMIT

Event Name: The Regency Dimmer Bridal Show	
Location of Event: The Regency Conference Center	
Name of Event Organization: The Regency Confuence Century	
Mailing Address: 400 Regency Park O Fallien 16.	
Business Address:Phone: 618-6249999	
Name of person in charge of event (applicant) and mailing address: <u>Angyla Margam</u>	
400 Regency Poul Otalleen U Phone: 624 9999 of 150	T 2
Secondary Contact Person: Maryime Rogus -	
Beginning Date / Times: June 26,2013 Ending Date / Times: June 26, 2013 4pm.	
THE FOLLOWING INFORMATION (WHERE APPLICABLE) MUST BE PROVIDED IN WRITTEN FORM BEFORE APPLICATION WILL BE PROCESSED.	
<ol> <li>Narrative (including hours of operation; activities provided; signage including dimensions, quantity location; traffic/parking plan; contingency plans for rain; plans for toilet facilities; security plan; expected attendance; etc).</li> </ol>	
2. Sketch plan of site.	
[JATTACHED [] NOT APPLICABLE	
3. Permission letter from property owner, if applicant is not the property owner.	
[v]ATTACHED [ ] NOT APPLICABLE	
4. Proof of not-for-profit status.	
[ ] ATTACHED L_ NOT APPLICABLE	
<ol> <li>Proof of Liability Insurance should be provided and if event is held City property, City of O'Fallon, should be named as an additional insured in the amount of One Million Dollars (\$1,000,000).</li> </ol>	
[ ] ATTACHED [ ] NOT APPLICABLE	
6. Damage bonds or cash deposit to protect City facilities (this would be mainly for out-of-town sponsors) in the amount of \$300,000.	
[ ] PAID [ NOT APPLICABLE	

7.	Liquor license information for beer sales (including hours of sale):
	(Attach release/indemnification forms and a copy of the liquor license and certificate of liquor liability)
8.	List for profit vendors and sales tax numbers (to verify that sales tax is collected and remitted) to be provided prior to event:
_	
9.	Special consideration requests such, as City provided assistance. (Fees may be charged for these services). Please include specific considerations requested in narrative or as an attachment.
	INONE REQUESTED
	[ ] Street Department, IDOT (for street closings, signalization, and detour routes)
	[ ] Parks Department [ ] Police Department [ ] Fire and EMS Department
10	. Coordinate all food concessions with St. Clair County Health Department at (618) 233-7769.
	[ ] PERMIT REQUIRED (please attach copy)  [ ] NOT APPLICABLE
11	. American Disability Compliance
	[ ] ATTACHED J\( NOT APPLICABLE
	part of the approval of this Special Event Permit, temporary signs for said Special Event shall be emitted as provided for in the City Sign Ordinance or as otherwise approved by the City Council.
	ectrical inspections are required for all new exterior electrical connections. The City electrical inspector ust be contacted a minimum of twenty-four (24) hours prior to inspection.
	all 10 x com
Si	gnature of person in charge of event Date of Submission
	FOR OFFICE USE ONLY
==	
PL	ANNING & ZONING DIRECTOR ADMINISTRATIVE APPROVAL: ( ) YES ( ) NO
ΑF	PPROVED PLANNING DIRECTOR & DATE
	I other requests for "Special Events Permits" not approved by the Planning Director shall go before the ty Council for their approval.
AF	PPROVED: CITY COUNCIL(DATE)

The Regency Conference Center is having a Dinner Bridal Show on June 26, 2013 from 6pm – 9pm. We are having about 16 vendors come and expecting between 50-100 people (brides).

Banner will be placed on PNC Bank O'Fallon IL. We would like to have the banner up as soon as possible and will be taken down the day after the event, June 27, 2013.

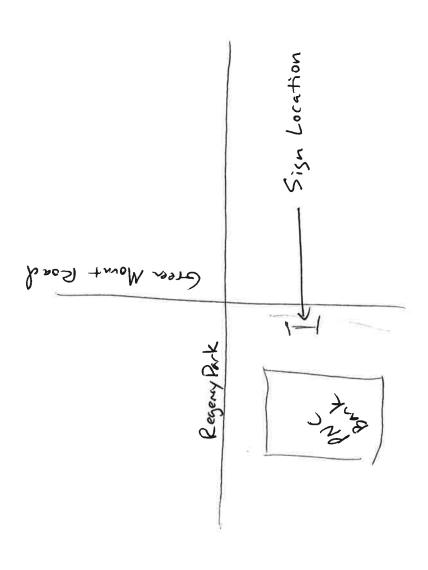
We would greatly appreciate your approval on this permit.

Thank you,

Sales and Catering Manager

The Regency Conference Center





This letter is to authorize The Regency Conference Center to put up their banner for the Dinner Bridal Show on June 26, 2013 on PNC Bank, O'Fallon IL Property from when the permit is approved until June 27, 2013.

**PNC Bank** 

Address: 1385 N Green Mt Rd, O'Fallon, IL 62269

Phone: (618) 632-5190

Kyle Goss Asst. Branch Manager



# The Regency

Dinner Bridal Show
Wednesday, June 26, 2013
6pm - 9pm
Ticket Prices \$20. Buy 2 for \$30
RSVP by June 19, 2013

contact Angie Morgan tel: 618.624.9999 ext. 7500 email: amorgan@alliancehospitality.com

The Regency Conference Center 400 Regency Park O'Fallon, IL. www.regencyconferencecenter.com

1et your story unfold...
cocktails dinner dancing
wedding planning and shopping



### MEMORANDUM

TO:

**Community Development Committee** 

FROM:

Anne Stevenson, Assistant City Planner

THROUGH:

Ted Shekell, Director of Planning and Zoning

DATE:

June 10, 2013

SUBJECT:

Walker Storage Additions- Minor Subdivision (Resolution)

# **Project Summary**

**Applicants:** Steve Macaluso and Mark Halloran of Storage Center of O'Fallon, LLC **Location:** Walker Storage, 1392 Frontage Road (parcel number 03-25.0-101-042)

Ward: 5 Proposal:

- Divide existing 6 acre lot into two separate lots
- Lot 2 (4.25 acres) will consist of the existing Walker Storage units and the associated detention area.
- Lot 1 (1.75) is vacant land that may developed into a commercial building.
- A storm water easement agreement and an access easement agreement have been submitted to provide for maintenance of the shared property.
- Both parcels will retain the existing B-2(P) zoning designation

# **Staff Recommendation**

Staff recommends approval of the Minor Subdivision at Walker Storage Additions



# CITY OF O'FALLON, ILLINOIS APPLICATION FOR APPROVAL OF MINOR SUBDIVISION FINAL PLAT

RECEIVED MAY 2 0 2013 S13-02

\$110.00

To be submitted with filing fee (\$100.00 plus \$5.00 per lot) payable to "City of O'Fallon and a separate check for Engineering Plan Review Fee payable to "The Fulton Group"

		Date	5-16-2013
Name of Subdivision: Walker Storage Addi		·	
Name, Address, and Phone Number of Development (Name, Address)	per: Storage Ce	enter of O'Fa	allon, LLC (Sto
774 Sunset Blvd., Suite 100, O'Fallo	n, IL 62269 pho	one: (618) 63	32-2500
Name, Address, and Phone Number of Engine 3300 Highline Road, Aviston, IL 622	er:Netemeyer E	ngineering /	6.50 0 NSO
Property interest of applicant: (X) Owner ( ) Con	tract Purchaser(	) Other	
Area of Tract: 6.0 acres Number of Propos	ed Lots: 2	Zoning:	B-2P
REQUIREMENTS FOR SUBMITTAL		(Y	ES or NO)
FILING FEE AND ENGINEERING PLAN REVIE	W FEE	<del></del>	Yes
FIVE (5) COPIES AND ONE 11" x 17" COPY OF THE PLAT		_	Yes
.PDF COPY OF PLAT		_	Yes
SUBMITTAL IN CAD/GIS FORMAT		-	Yes
CERTIFICATES ON PLAT			Yes
VARIANCES (IF ANY)		::-	No
PROOF OF DEVELOPER'S OWNERSHIP INTE	EREST	<del></del>	Yes
ORIGINAL MYLAR PLAT WITH ALL SIGNATURES IS F	PROVIDED AFTER C	OUNCIL APPI	ROVAL.
*SUBMISSION PACKETS MUST BE COMPLETED BY THE CITY.	O IN FULL OR THE	EY WILL NOT	BE RECEIVED
I HEREBY affirm that I am authorized by the Develope Plat and that this request is in compliance with the S Development Control Ordinance of the City of O'Fallon, a	Subdivision Regulation as indicated.		the Subdivision and
Zoning Department Review	Engineering Der	nartment Pe	VIOW



Property Location- 1392 Frontage Road



Property Location- 1392 Frontage Road



O = IRON MARKER FOUND • = 5/8\*Ø IRON PIN TO BE SET

GRAPHIC SCALE ( IN FEET ) 1 inch = 60

CURYE TABLE							
CURVE	LENGTH	RADIUS	TANGENT	CHORD	CHORD BEARING	DELTA	
C1	38.04	3999.49	19.02	38.04	N5775'23'W	0'32'42"	
C2	180.48	3999,49	90.25	180,46	N55'41'28'W	2'35'08"	

State of Illinois County of St. Clair

I do hereby certify that the following agencies were properly notified if required and to the best of my

Illinois Historic Preservation Agency (HPA - archaeological)
Illinois Department of Natural Resources (IDNR-endangered species)
Illinois Department of Natural Resources - Division of Water Resources
(IDNR-DWR - stream hydraulics)
Soil Conservation Service (SCS - land use)
U.S. Army Corpo of Engineers (USACE - clean weller act/stream hydraulics
Illinois Environmental Protection Agency (IEPA - storm water permit)
St. Clair County Department of Roads and Bridges (entrance permit)
Illinois Dept. of Transportation Div. of Highways (IDOT - entrance permit)
U.S. Department of Agriculture (USDA - prime farm land)

Patrick R. Neterneyer I.P.L.S. No. 2704

State of illinois County of St. Clair )

certify that \_\_\_\_\_\_, rounny Public in and for said county in the state aforesaid, do hereby more to be the same person whose name is subscribed to the foregoring instrument as such owner, appeared before me in person this day and acknowledged that he has signed and delivered the said plat as his own free and voluntary act for the uses and purposes herein set forth.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_

Notary Public

OWNER'S CERTIFICATE: State of Illinois

Sicrage Center of O'Felion, LLC, an Illinola Limited Liability Company, the owner of the land hereon described, has caused the same to be surveyed and subdivided in the manner shown by the within plat, and said subdivided is to be known as "WALKER STORAGE ADDITIONS". All easements for drainage and utility purposes shown hereon are hereby decleated to the use of the public and/or public utilities forever, including the release and walver of the right of homestead under the Homestead Exemption laws of the State of Illinola. Storage Center of O'Fation, LLC, hereby further certifies that the property plated hereon is within Central School District No. 104, O'Fation High School District No. 203 and Southwestern Illinois College District No. 524, in witness whereof. Storage Center of O'Fation LLC has caused the understand and the fation of the storage of

In witness whereof, Storage Center of O'Fallon, LLC, has caused the undersigned, being its duly authorized Member, to execute this Certificate this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_, 2013.

Slorage Center of O'Fallon, LLC 774 Sunset Blvd., Suite 100

DRAINAGE CERTIFICATE: State of Illinois ) County of St. Clair )

We, the undersigned, professional engineer and member of Storage Center of O'Fellon, LLC, the owner, to the best of our knowledge and belief the drainage of surface waters will not be changed by the construction of this subdivision or any part thereof, or, that if such surface water drainage will be changed, reasonable provision has been made for collection and diversion of such surface waters into public areas, or drains which the subdivider has a right to use, and that such surface waters will be planned for in accordance with generally accepted engineering practices so as to reduce the likelihood of damage to the adjoining property because of the construction of this subdivision.

Storage Center of O'Fallon, LLC 774 Sunset Blvd., Suite 100 O'Fallon, IL 62269

Patrick R. Netemeyer I.R.P.E. No. 37441

Aviston, IL 62216

fax: 618-228-7900

NOTE

The approval and certification of this plat by the City of O'Fallon, the subdivider, and the surveyor / engineer does not obligate them to perform any maintenance of any drainage easement in this subdivision, nor does it obligate them to the acceptance of any storm water drainage way, structure or improvement. It is the intent of the City, subdivider and surveyor / engineer that the individual fot owners shall maintain that part of any drainage easement shown hereon lying within the boundary of their property. Any storm or seep water drainage pipe 12° clameter or smaller along with intels and other timens appurtment to these drainage pipes shall be privately owned and maintained by the homeowner's association established for this subdivision.

# WALKER STORAGE ADDITIONS

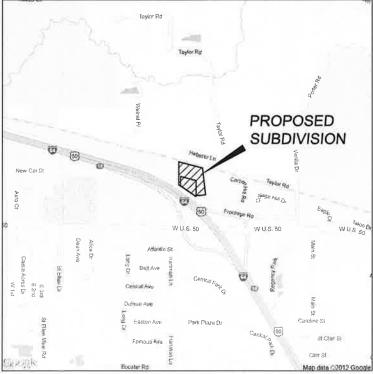
Part of Lots 1, 2 & 3 of "A Subdivision of Lots 10 and 13", a subdivision recorded in Book of Plats 31, Page 31 in the St. Clair County, Illinois, Recorder's Office, said subdivision located in the Northwest Quarter of Section 25, Township 2 North, Range 8 West of the Third Principal Meridian, City of O'Fallon, St. Clair County, Illinois

# SUBDIVISION INFORMATION

Total area

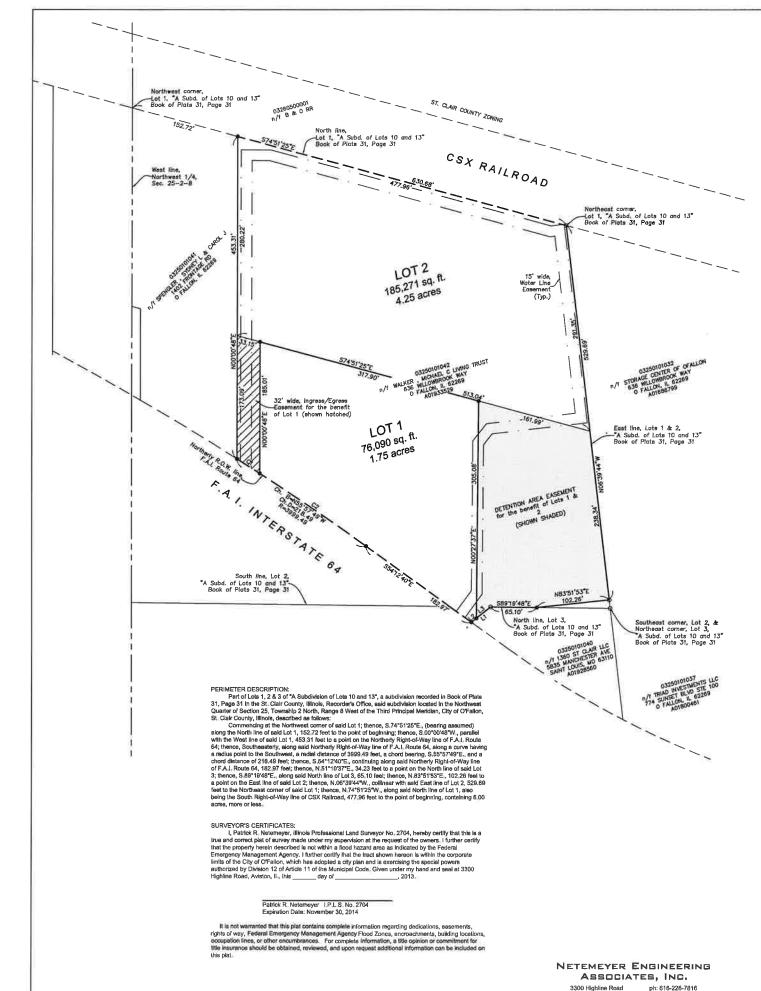
= 6.0 acres

CITY CERTIFICATE: County of St. Clair ) Examined and approved by the City Council of the City of O'Fallon, Illinois and accepted by resolution No. dated this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_ 2012. City Clerk COUNTY CERTIFICATE: County Clerk 911 CERTIFICATE: County of St. Clair ) This plat has been reviewed for 911 Implementation 911 Coordinator



LOCATION SKETCH

RECEIVED MAY 2 0 2013





### **MEMORANDUM**

To: Community Development Committee

From: Jeff Stehman, Building and Zoning Supervisor

Ted Shekell, Planning Director

**Date:** June 5, 2013

Subject: Acquisition of Abandoned Property – 114 Carbon Hill Road

**Background:** The above listed property has fallen into disrepair over the last 3 years. The lot was being maintained, but whoever was doing that stopped several years ago. The owners have been deceased for several years and there has never been an estate opened after their death and there are no assets other than the property. The house itself began to deteriorate to the point that there was substantial roof damage and leaks, the exterior property became overgrown with trees, the accessory structure in the rear yard began to collapse, a tree has now fallen on the house and entry can be made to the house.

During that time our office has made every possible effort to force the owner or responsible party to abate the violations. The City Attorney began to pursue this through legal remedies with limited success. Through their attorney, he was finally able to get the heirs to the deceased owners to relinquish ownership rights to the property. We are proposing that the City,

- Take ownership of the property
- Pay the outstanding overdue property taxes of \$4513.64
- Pay the 2012 property taxes when due
- Demolish the property and clean up the lot
- Put property up for sale as soon as abatement is completed to recover costs

If the City does not take this action, we would have to petition the court for a demolition order, demolish the house and then file a lien on the property and then after 6 months has passed, we would have to foreclose on our lien. At that time we would receive ownership. In that scenario, we would still have to pay outstanding property taxes. That course of action would take more time and would incur significantly more in legal expenses.

The City Attorney has prepared a draft Resolution that is attached. Funds have been budgeted for the demolition, but not for the payment of property taxes.

<b>RES</b>	OLU	TION	

# A RESOLUTION TO ACQUIRE CERTAIN REAL ESTATE LOCATED AT 114 CARBON HILL ROAD, IN THE CITY OF O'FALLON, ILLINOIS

**WHEREAS**, there exits, in the City of O'Fallon, a parcel of real estate commonly known as 114 Carbon Hill Road; and

WHEREAS, the improvements thereon have been abandoned for several years; and

WHEREAS, the improvements thereon are in a hazardous and condemnable condition; and

WHEREAS, the owners of the property, Benjamin Bradley, Sr. and Freda Bradley are deceased; and

WHEREAS, there has not been an Estate opened for either Mr. or Mrs. Bradley although there are surviving heirs; and

**WHEREAS**, the surviving heirs have informed the City they have no interest in retaining the property and are willing to deed the property to the City of O'Fallon for no consideration; and

**WHEREAS**, there are real estate taxes currently owing against the property for the years 2010 and 2011 in the total amount of \$4,513.64; and

WHEREAS, the amount of real estate taxes for the year 2012 are currently unknown; and

**WHEREAS**, the City has the statutory authority to petition the Circuit Court to seek a court order to raze the improvements on the property and thereafter place a lien against the property for costs of razing the improvements on the property; and

WHEREAS, if the City chooses to raze the improvements on the property pursuant to court order, it would be required to file a separate legal action to foreclose its lien against the property in which case the real estate taxes would still be owing; and

**WHEREAS**, if the City elects to accept title to the real estate, it would be responsible to pay all real estate taxes; and

WHEREAS, considering all of the aforementioned, the City determines it to be in the best interest of the City and most economical for the City to accept title to the property form the heirs of Benjamin Bradley, Sr. and Freda Bradley and thereby take immediate ownership of the property without having to implement the aforementioned legal processes.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF O'FALLON, ST. CLAIR COUNTY, ILLINOIS;

Section 1: The forgoing recitals are incorporated herein as findings of the City Council.

<u>Section 2:</u> The City of O'Fallon is hereby authorized to accept a deed to the property commonly known as 114 Carbon Hill Road, O'Fallon, Illinois from the heirs of Benjamin Bradley Sr. and Freda Bradley without paying any compensation or consideration therefor.

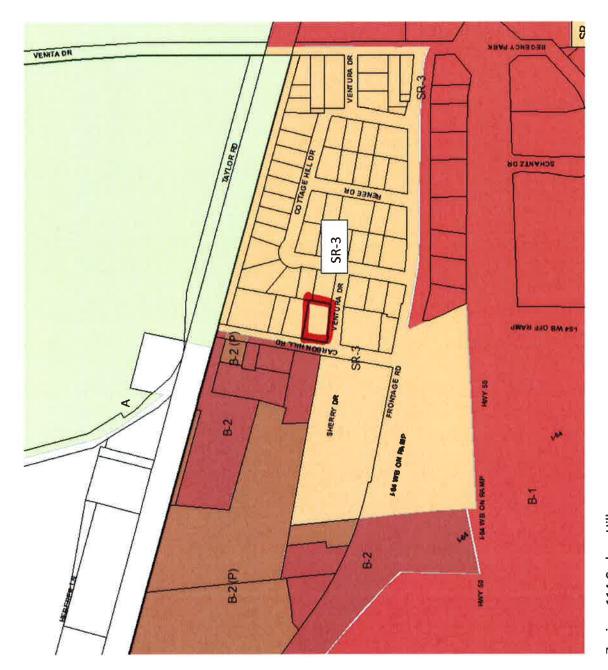
			be in full f anner prov			and after its	s passage	and a	approva	ľ	
Р	assed by	the City (	Council this	s d	ay of	, 2013.					
Philip A.	Goodwir	n, City Cler	k	Gary L.	Graham, M	Mayor					
ROLL CALL:	Meile	McCoskey	True	Cardona	a Hagart	y Mouse	r Drolet	i, J	SUB TOT	ALS	
Aye											
Nay											
Absent											
2011	<b> </b>	   D		1	T						
ROLL CALL:	Roach	Bennett	Gerrish	Hursey	Holden	Albrecht	Cozad	SUB		SUMC	
OALL.								TOTA	ALS	TOTAL	_3
Aye	1										_
Nay											
Absent											



Property Location- 114 Carbon Hill Road



Property Location- 114 Carbon Hill Road



Zoning- 114 Carbon Hill



### **MEMORANDUM**

To:

**Community Development Committee** 

From:

Jeff Stehman, Building and Zoning Supervisor

Ted Shekell, Planning Director

Date:

June 5, 2013

Subject:

Variance from Flood Plain Ordinance

James Vest – 1250 N. Lincoln

# Background:

The above listed property is located partially within the 100 year floodplain of Engle Creek. Our inspectors observed that there was an accessory structure being built behind the residence and noted that there was not a Building Permit on file. Contact was made with the property owner, James Vest, and he was advised that he would have to obtain a Building Permit before he proceeded with any further construction. He stated that since it was an Agricultural Zoning District, he thought that a Building Permit was not required. He was also advised that since part of the property was in the floodplain, the Building Permit application would have to be accompanied with an Elevation Certificate issued by a Registered Land Surveyor of Civil Engineer.

The Elevation Certificate prepared by Land Surveyor Ron Bright determined that the Base Flood Elevation at that location was 495.5 and that the structure was actually at 496.2, 1.7 ft. below Flood Protection Elevation. The City of O'Fallon Floodplain Ordinance #3210, Section 7 requires all buildings to be at or above Flood Protection Elevation which by definition is 1 foot above Base Flood Elevation. Section 7, paragraph f establishes criteria for flood protection of garages and sheds, but the value (\$10,000) and size (1760 sq. ft.) precludes this structure from those provisions.

Section 9 of the Floodplain ordinance states that'

"Whenever the standards of this ordinance place undue hardship on a specific development proposal, the applicant may apply to the City Council for a variance."

Even though the City ordinance requires a variance, FEMA regulations do allow for a method to flood proof the structure and be in compliance with all FEMA requirements. This is because we use the State of Illinois Model Floodplain Ordinance, which is more restrictive than FEMA requirements, and by that method it allows local governments to more closely monitor development in their floodplains.

This structure is proposed to be used as a non-habitable feeding area and shelter for horses. The structure will,

Have no utilities servicing the barn

- Comply with all FEMA regulations for wet flood-proofing (by flow-through venting)
- Be built with materials non-susceptible to flood damage

FEMA Technical Bulletin 7-93 Wet Floodproofing Requirements states that'

Certain Agricultural Structures: FEMA recognizes that wet floodproofing may be appropriate for certain types of agricultural structures located in wide, expansive floodplains. A variance may be issued only if the structure is used solely for agricultural purposes in which the use is exclusively in connection with the production, harvesting, storage, drying, or raising of agricultural commodities, including the raising of livestock. Only in circumstances when it can be demonstrated that agricultural structures can be designed in such a manner that results in minimal damage to the structure and its contents and will create no additional threats to public safety, may a variance be issued. Because the wet floodproofing of a new agricultural structure with the lowest floor below the BFB is not in conformance with NFIP requirements, any variance issued must address both the nonconforming flood protection technique and the restriction of use to the above-described agricultural purposes. Types of agricultural structures that may be wet floodproofed following the issuance of a variance are:

General purpose barns for the temporary feeding of livestock, provided they remain open on at least one side.

Concerning the issuance of variances, section 60.6(a)(3) states:

"Variances shall only be issued by a community upon (i) a showing of good and sufficient cause, (ii) a determination that failure to grant a variance would result in exceptional hardship to the applicant, and (iii) a determination that granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances;"

And section 60.6(a)(4) states that

"Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief;"

### Staff Recommendation:

The area that this structure is located, while in the 100 year floodplain, does not have a history of flooding or even water coming up to that point. It should not be susceptible to flood damage and would not contribute to any increased flooding to other properties. While the location may have been moved somewhat if a Building Permit application would have been submitted prior to construction, the effect to the floodplain would not change. The staff is satisfied that no additional flood damages will be induced by the structure. The staff feels that the proposed structure, with the planned wet floodproofing, meets all the requirements for a variance cited in section 60.6(a)(3) and 60.6(a)(4) (listed above).

The City of O'Fallon Floodplain Ordinance states that,

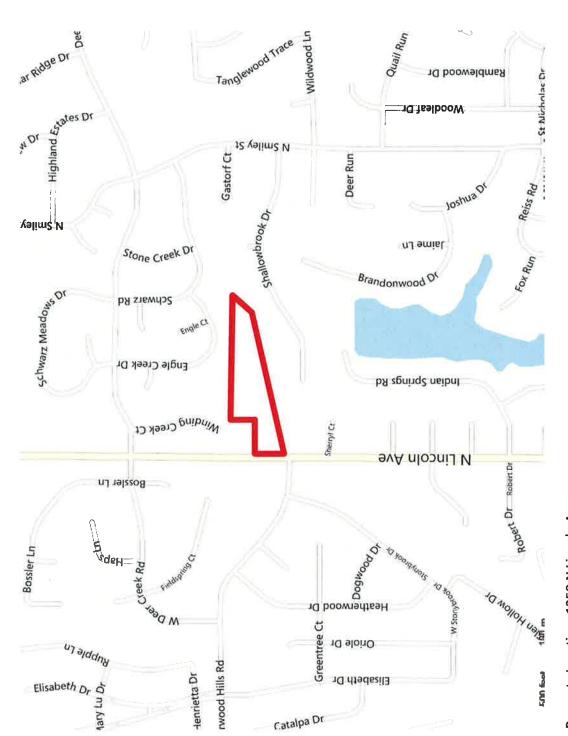
No variance shall be granted unless the applicant demonstrates that all of the following conditions are met:

- i. The development activity cannot be located outside the floodplain;
- ii. An exceptional hardship would result if the variance were not granted;
- iii. The relief requested is the minimum necessary;
- iv. There will be no additional threat to public health or safety, or creation of a nuisance;
- v. There will be no additional public expense for flood protection, rescue or relief operations, policing, or repairs to roads, utilities, or other public facilities;
- vi. The applicant's circumstances are unique and do not establish a pattern inconsistent with the intent of the NFIP: and
- vii. All other required state and federal permits have been obtained.

Staff feels that all the above listed conditions have been met, with the exception of item ii, which was created by the applicants own actions of constructing the structure prior to the issuance of a Building Permit.

We recommend approval of the Floodplain Variance to the requirements of the City of O'Fallon Flood Plain Ordinance #3210 with the following conditions,

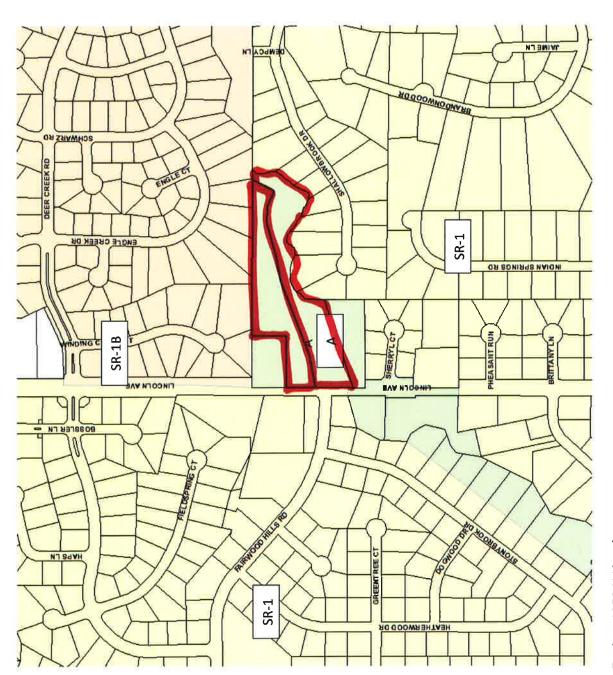
- 1. The structure shall be non-habitable, never to be modified for a different use than permitted (horse barn)
- 2. The structure shall be built of materials not susceptible to flood damage below the FPE
- 3. The structure will have flow through venting that complies with FEMA Technical Bulletin 7-93
- 4. The lowest floor elevation must be documented and the owner must be advised in writing of the flood insurance implication and the increased risk to property and life
- 5. Owner must submit a signed release of liability for the City prior to issuing the variance



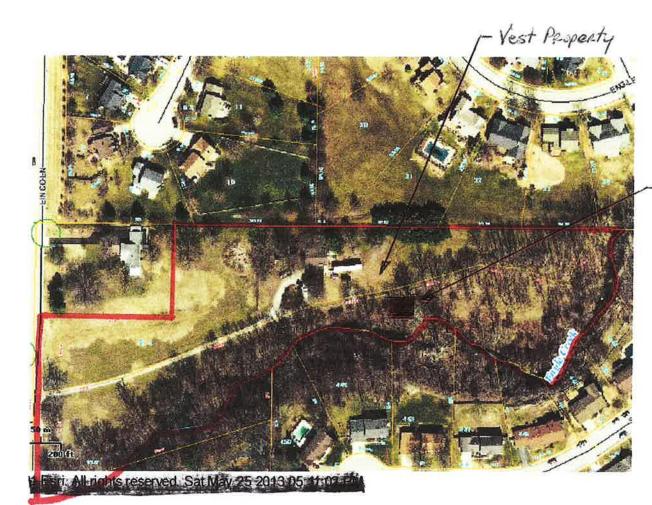
Property Location- 1250 N Lincoln Avenue



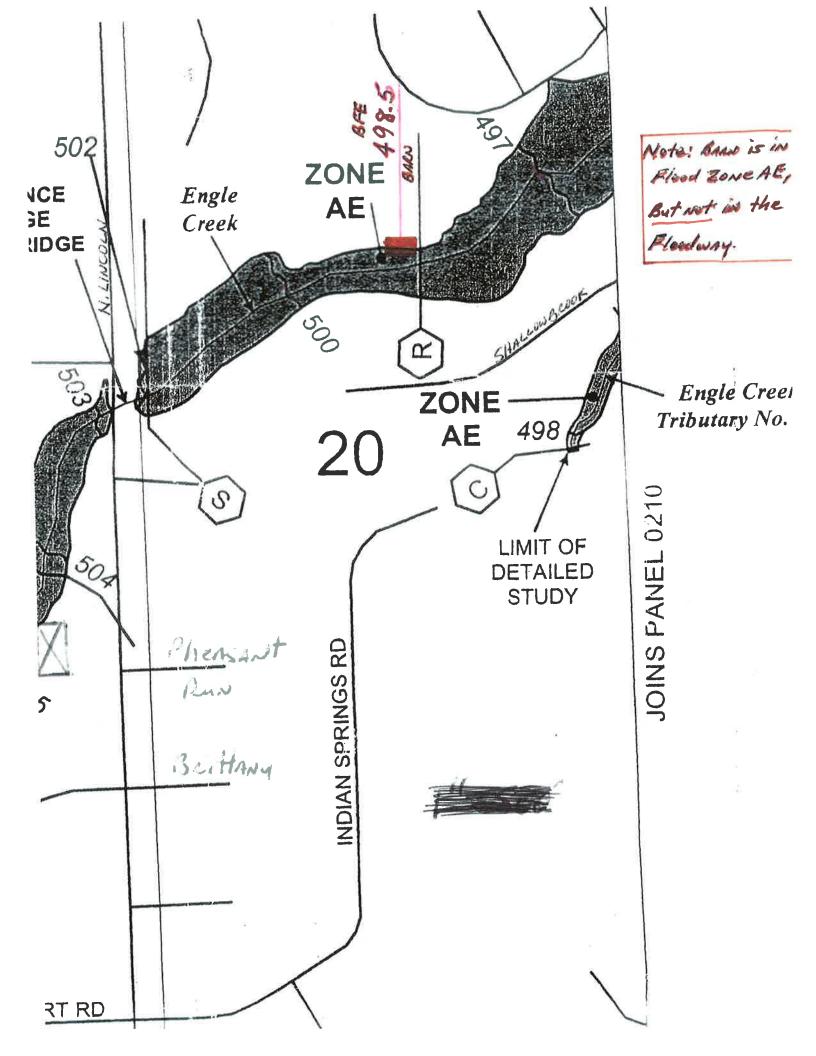
Property Location- 1250 N Lincoln Avenue



Zoning- 1250 N Lincoln



- BARN Lecation



U.S. DEPARTMENT OF HOMELAND SECURITY Federal Emergency Management Agency National Flood Insurance Program

# **ELEVATION CERTIFICATE**

OMB No. 1660-0008 Expires March 31, 2012

Important: Read the instructions on pages 1-9.

A1. Building Owner's Name JAMES VEST  A2. Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No.  1250 N. LINCOLN AVENUE  City O'FALLON State IL ZIP Code 62269  A3. Property Description (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.)  TAX ID # 04-20.0-100.008 & 04-20.0-100-010  A4. Building Use (e.g., Residential, Non-Residential, Addition, Accessory, etc.) ACCESSORY HORSE SHELTER  A5. Latitude/Longitude: Lat. 38-36-30.4N Long. 89-54-31.1W  A6. Attach at least 2 photographs of the building if the Certificate is being used to obtain flood insurance.						
A2. Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No.  City O'FALLON State IL ZIP Code 62269  A3. Property Description (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.)  TAX ID # 04-20.0-100.008 & 04-20.0-100-010  A4. Building Use (e.g., Residential, Non-Residential, Addition, Accessory, etc.) ACCESSORY HORSE SHELTER  A5. Latitude/Longitude: Lat. 38-36-30.4N Long. 89-54-31.1W Horizontal Datum: NAD 1927 NA	per					
1250 N. LINCOLN AVENUE  City O'FALLON State IL ZIP Code 62269  A3. Property Description (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.) TAX ID # 04-20.0-100.008 & 04-20.0-100-010  A4. Building Use (e.g., Residential, Non-Residential, Addition, Accessory, etc.) ACCESSORY HORSE SHELTER A5. Latitude/Longitude: Lat. 38-36-30.4N Long. 89-54-31.1W Horizontal Datum: NAD 1927 NA	oer					
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A5. Latitude/Longitude: Lat. 38-36-30.4N Long. 89-54-31.1W Horizontal Datum: NAD 1927 NAD 1983						
	] No					
SECTION B - FLOOD INSURANCE RATE MAP (FIRM) INFORMATION						
B1. NFIP Community Name & Community Number O'FALLON 170633  B2. County Name ST. CLAIR  B3. State ILLINOIS						
B4. Map/Panel Number 17163C0206D B5. Suffix Date Effective/Revised Date 08-19-2010 B8. Flood B9. Base Flood Elev Zone(s) AO, use base flood S498.5						
☐ FIS Profile ☐ FIRM ☐ Community Determined ☐ Other (Describe)  B11. Indicate elevation datum used for BFE in Item B9: ☐ NGVD 1929 ☐ NAVD 1988 ☐ Other (Describe)  B12. Is the building located in a Coastal Barrier Resources System (CBRS) area or Otherwise Protected Area (OPA)? ☐ Yes ☐ Designation Date ☐ CBRS ☐ OPA	No					
SECTION C - BUILDING ELEVATION INFORMATION (SURVEY REQUIRED)						
C1. Building elevations are based on:  Construction Drawings*  Building Under Construction*  Finished Construction  *A new Elevation Certificate will be required when construction of the building is complete.  C2. Elevations – Zones A1-A30, AE, AH, A (with BFE), VE, V1-V30, V (with BFE), AR, AR/A, AR/AE, AR/A1-A30, AR/AH, AR/AO. Complete Items C2.a-h below according to the building diagram specified in Item A7. Use the same datum as the BFE.  Benchmark Utilized DISK in WALL "X-147" Vertical Datum NGVD 1929  Conversion/Comments SUBTRACTED 0.39' FROM ELEVATIONS TO CONVERT BUILDING SHOTS FROM NGVD29 TO NAVD88.  Check the measurement used.						
a) Top of bottom floor (including basement, crawlspace, or enclosure floor) 496.2 🔀 feet 🔲 meters (Puerto Rico only)						
b) Top of the next higher floor  N/A.   Seet  meters (Puerto Rico only)						
c) Bottom of the lowest horizontal structural member (V Zones only)  d) Attached garage (top of slab)  N/A	(#7					
e) Lowest elevation of machinery or equipment servicing the building N/A. 🔃 🖾 feet 🗌 meters (Puerto Rico only)						
(Describe type of equipment and location in Comments) f) Lowest adjacent (finished) grade next to building (LAG)  496.2 ☑ feet ☐ meters (Puerto Rico only)						
g) Highest adjacent (finished) grade next to building (HAG) 496.6 🛛 feet 🔲 meters (Puerto Rico only)						
and the contract of the contra						
h) Lowest adjacent grade at lowest elevation of deck or stairs, including N/A.						
structural support  SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION						
structural support  SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION  This structural support	ND SUAL					
structural support  SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION  This structural support	ND SUALINATION OF G. 15157					
structural support  SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION  This structural support	ND SUARE OF STATE OF					
SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION  This certification is to be signed and sealed by a land surveyor, engineer, or architect authorized by law to certify elevation information. I certify that the information on this Certificate represents my best efforts to interpret the data available. I understand that any false statement may be punishable by fine or imprisonment under 18 U.S. Code, Section 1001. Check here if comments are provided on back of form.  Were latitude and longitude in Section A provided by a licensed land surveyor? Yes No  Certifier's Name RONALD G. BRIGHT  License Number 035-003157  035-00	ND SURAL OR STATE OF					

			T
	opy the corresponding information from		For Insurance Company Use:
1250 N. LINCOLN AVENUE	, Unit, Suite, and/or Bldg. No.) or P.O. Route and	I Box No.	Policy Number
City O'FALLON State IL ZIP Code	62269		Company NAIC Number
SECTION	D - SURVEYOR, ENGINEER, OR ARCHI	TECT CERTIFICATION (CO	NTINUED)
Copy both sides of this Elevation Certif	icate for (1) community official, (2) insurance ago	ent/company, and (3) building ow	ner.
Comments THE HORSE SHELTER B ON BOTH SIDES AND THE BACK. TH TO LET THE WATER FLOW THROUGH	BARN HAS NO UTILITIES SERVICING THE BUI HE FRONT WILL HAVE A 10' SLIDING DOOR W HH FREELY,	LDING. THERE WILL BE 2 NON /HICH WILL REMAIN OPEN DU	I-CLOSING FLOW THROUGH VENTS RING ANY HIGH WATER EVENTS
Kould & Smilet	4		
Signature	Date	05-15-2013	
SECTION E - BUILDING ELEV	/ATION INFORMATION (SURVEY NOT R	FOURED) FOR ZONE AO /	Check here if attachments
SECTION E - BUILDING ELEV	ATION INFORMATION (SURVET NOT N	EQUINED) I ON ZONE AO A	AND ZONE A (WITHOUT BIL)
and C. For Items E1-E4, use natural genus and C. For Items E1-E4, use natural genus and the Indian and Top of bottom floor (including b) Top of Section (including b) Top of Bottom floor (including b) Top of Section (including b) Top of Bottom floor (including b) Top of Section	basement, crawlspace, or enclosure) is	d. In Puerto Rico only, enter met of show whether the elevation is a great feet meters feet meters terms 8 and/or 9 (see pages 8-9 ceters below the e or below the HAG. feet meters above or elevated in accordance with the formation in Section G.  REPRESENTATIVE) CERTIFIED AND A CONTROL OF THE PRESENTATIVE CERTIFIED A CONTROL OF THE PRESENTATIVE CERTIFIED A CONTROL OF THE PRESENTATIVE CERTIFIED A CONTROL OF THE PRESE	above or below the highest adjacent above or below the HAG. above or below the LAG. of Instructions), the next higher floor HAG.  bove or below the HAG. community's floodplain management  FICATION  MA-issued or community-issued BFE)
Address	City	State	ZIP Code
Signature	Date	Telepho	ne
Comments			
			☐ <u>Check here if attachmer</u>
	SECTION G - COMMUNITY INFOR	<u>`</u>	
nd G of this Elevation Certificate. Complete.  The information in Section C was is authorized by law to certify 62.  A community official completed.  The following information (Item	or ordinance to administer the community's flooplete the applicable item(s) and sign below. Che was taken from other documentation that has been elevation information. (Indicate the source and did Section E for a building located in Zone A (with this G4-G9) is provided for community floodplain in the communit	eck the measurement used in Iter en signed and sealed by a license late of the elevation data in the C nout a FEMA-issued or communit management purposes.	ms G8 and G9.  ed surveyor, engineer, or architect who comments area below.)  ry-issued BFE) or Zone AO.
G4. Permit Number	G5. Date Permit Issued	G6. Date Certificate Of Comp	pliance/Occupancy Issued
G7. This permit has been issued for: G8. Elevation of as-built lowest floor (in: G9. BFE or (in Zone AO) depth of flood G10. Community's design flood elevation	ing at the building site:	·	m
Local Official's Name	Tit		
Community Name	Te	lephone	
Signature	Da	ite	
Comments			

Check here if attachments

# Building Photographs See Instructions for Item A6.

	For insurance Company Use:
Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No. 1250 N. LINCOLN AVENUE	Policy Number
City O'FALLON State IL ZIP Code 62269	Company NAIC Number

If using the Elevation Certificate to obtain NFIP flood insurance, affix at least two building photographs below according to the instructions for Item A6. Identify all photographs with: date taken; "Front View" and "Rear View"; and, if required, "Right Side View" and "Left Side View." If submitting more photographs than will fit on this page, use the Continuation Page, following.



# Building Photographs Continuation Page

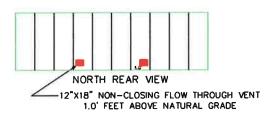
	For Insurance Company Use:
Building Street Address (including Apt., Unit, Suite, and/or Bldg. No.) or P.O. Route and Box No. 1250 N. LINCOLN AVENUE	Policy Number
City O'FALLON State IL ZIP Code 62269	Company NAIC Number

If submitting more photographs than will fit on the preceding page, affix the additional photographs below. Identify all photographs with: date taken; "Front View" and "Rear View"; and, if required, "Right Side View" and "Left Side View."



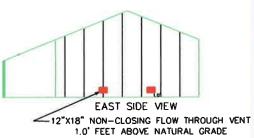
# **BUILDING DETAILS ELEVATION VIEWS**

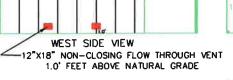














# **RGB** SURVEYING

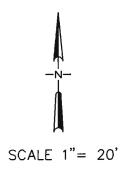
105 E. ADAMS STREET O'FALLON, ILLINOIS 62269 (618)741 - 3931

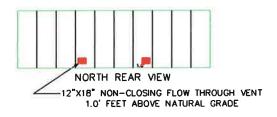
	_	
	-	
222 1525	110	
PROJECT 13-VES	NO. ST-FEMA	ELEV
DRAWN R. BRIG		ECKED BRIGHT
DATE	MAY. 15	, 2013



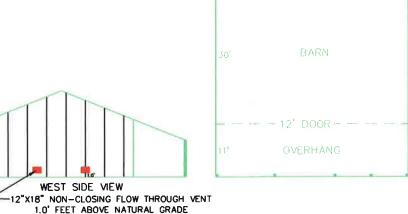
**EXHIBIT** 

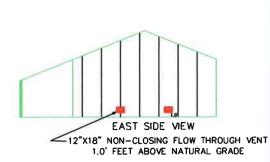
# **BUILDING DETAILS ELEVATION VIEWS**

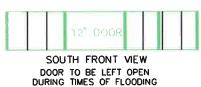




40"

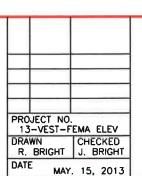






# RGB SURVEYING

105 E. ADAMS STREET O'FALLON, ILLINOIS 62269 (618)741 - 3931





**EXHIBIT**