



MEETING AGENDA

VILLAGE BOARD OF TRUSTEES
Tuesday, September 17, 2019
7:30 P.M.
MEMORIAL HALL – MEMORIAL BUILDING
(Tentative and Subject to Change)

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. APPROVAL OF MINUTES**
 - a) Regular Meeting of September 3, 2019
- 4. VILLAGE PRESIDENT'S REPORT**
- 5. OATH OF OFFICE – FIRE DEPARTMENT PERSONNEL**
- 6. CITIZENS' PETITIONS** (Pertaining to items appearing on this agenda)*
- 7. FIRST READINGS – INTRODUCTION****

*Items included for First Reading - Introduction may be disposed of in any one of the following ways: (1) moved to Consent Agenda for the subsequent meeting of the Board of Trustees; (2) moved to Second Reading/Non-Consent Agenda for consideration at a future meeting of the Board of Trustees; or (3) referred to Committee of the Whole or appropriate Board or Commission. (Note that zoning matters will not be included on any Consent Agenda; all zoning matters will be afforded a First and a Second Reading. Zoning matters indicated below by **.)*

Administration & Community Affairs (Chair Hughes)

- a) Approve an Ordinance Amending Title 3 (Business and License Regulations), to Add a New Chapter 19 (Motor Fuel Tax) of the Village Code of Hinsdale
- b) Approve an Agreement with Ryan and Ryan to provide legal assistance in negotiating and drafting an Intergovernmental Agreement (IGA) with the IL Tollway to lease and redevelop the Tollway Oasis
- c) Approve the issuance of a blanket purchase order in the amount of \$25,000 to J.S. White & Associates, LLC for accounting services

Zoning & Public Safety (Chair Stifflear)

- d) Approve an Ordinance Amending Section 9-12-3 (Fences) of the Village Code of Hinsdale Relative to the Maximum Height of Fences on Certain Residential Lots**
- e) Approve an Ordinance Amending Title 3 (Business and License Regulations) to add a new Chapter 20 (Adult-Use Cannabis) of the Village Code of Hinsdale Prohibiting Adult –use Cannabis Business Establishments within the Village**
- f) Move the Request for A Major Adjustment to a Planned Development for Site Plan and Exterior Plan Changes for a second reading**; or
Move to Refer the request to the Plan Commission for further hearing and review**

8. CONSENT AGENDA

*All items listed below have previously had a First Reading of the Board or are considered Routine*** and will be moved forward by one motion. There will be no separate discussion of these items unless a member of the Village Board or citizen so request, in which event the item will be removed from the Consent Agenda.*

Administration & Community Affairs (Chair Hughes)

- a) Approval and payment of the accounts payable for the period of September 4, 2019 to September 17, 2019, in the aggregate amount of \$3,958,799.04 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk***

Environment & Public Services (Chair Byrnes)

- b) Award Holiday Lighting & Decorating Bid #1663 to McFarlane Douglass & Companies, for Village holiday lighting and decorating in the base bid amount of \$23,495 with the intention to utilize the full budget of \$28,000 for purchasing of replacement light strands****
- c) Approve the Illinois Department of Transportation (IDOT) Resolution pertaining to Village work within the IDOT right-of-way in Hinsdale for the years 2019 and 2020****

9. SECOND READINGS / NON-CONSENT AGENDA – ADOPTION

*These items require action of the Board. Typically, items appearing for Second Reading have been referred for further discussion/clarification or are zoning cases that require two readings. In limited instances, items may be included as Non-Consent items and have not had the benefit of a First Reading due to emergency nature or time sensitivity, or when the item is a referral to another Board or Commission*****

Zoning and Public Safety (Chair Stifflear)

- a) Approve an Ordinance approving a Second Major Adjustment to a Planned Development Final Plan, Site Plan and Exterior Appearance Plan for a new illuminated Ground Sign at 10 N. Washington Street – Eden Hinsdale, LLC (*First Reading – August 6, 2019*)
- b) Approve an Ordinance Amending Section 11-603 (Planned Developments), and to Section 11-604 (Site Plan Review) of the Hinsdale Zoning Code Relative to Adjustments to Planned Developments and Site Plans (*First Reading – August 6, 2019*)

10. DISCUSSION ITEMS

- a) Parking deck update
- b) Tollway update

11. DEPARTMENT AND STAFF REPORTS

- a) Public Services
- b) Economic Development
- c) Fire

12. REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

13. OTHER BUSINESS

14. NEW BUSINESS

15. CITIZENS' PETITIONS (Pertaining to any Village issue)*

16. TRUSTEE COMMENTS

17. CLOSED SESSION– 5 ILCS 120/2(c) (1)/(2)/(3)/(5)/(8)/(11)/(21)

18. ADJOURNMENT

*The opportunity to speak to the Village Board pursuant to the Citizens' Petitions portions of a Village Board meeting agenda is provided for those who wish to comment on an agenda item or Village of Hinsdale issue. The Village Board appreciates hearing from our residents and your thoughts and questions are valued. The Village Board strives to make the best decisions for the Village and public input is very helpful. Please use the podium as the proceedings are videotaped. Please announce your name and address before commenting.

*****The Village Board reserves the right to take final action on an Item listed as a First Reading if, pursuant to motion, the Board acts to waive the two reading policy.***

******Routine items appearing on the Consent Agenda may include those items that have previously had a First Reading, the Accounts Payable and previously-budgeted items that fall within budgetary limitations and have a total dollar amount of less than \$500,000.***

*******Items included on the Non-Consent Agenda due to "emergency nature or time sensitivity" are intended to be critical business items rather than policy or procedural changes. Examples might include a bid that must be awarded prior to a significant price increase or documentation required by another government agency to complete essential infrastructure work.***

The Village of Hinsdale is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities, are requested to promptly contact Darrell Langlois, ADA Coordinator, at 630-789-7014 **or by TDD at 630-789-7022** to allow the Village of Hinsdale to make reasonable accommodations for those persons.

Website <http://villageofhinsdale.org>

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
September 3, 2019**

The regularly scheduled meeting of the Hinsdale Village Board of Trustees was called to order by Village President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, August 6, 2019 at 7:33 p.m., roll call was taken.

Present: Trustees Matthew Posthuma, Scott Banke, Luke Stifflear, Gerald J. Hughes, Laurel Haarlow, Neale Byrnes, and President Tom Cauley

Absent: None

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Director of Public Safety Brad Bloom, Assistant Village Manager Emily Wagner, Finance Director Darrell Langlois, Police Chief Brian King, Fire Chief John Giannelli, Director of Community Development Robb McGinnis, Director of Public Services George Peluso, Superintendent of Parks & Recreation Heather Bereckis, Management Analyst Jean Bueche and Village Clerk Christine Bruton

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the Pledge of Allegiance.

APPROVAL OF MINUTES

a) Special Meeting of August 6, 2019

Following changes to the draft minutes, Trustee Posthuma moved to **approve the draft minutes of the regular meeting of August 6, 2019, as amended.** Trustee Banke seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Haarlow and Byrnes

NAYS: None

ABSTAIN: Trustee Hughes

ABSENT: None

Motion carried.

VILLAGE PRESIDENT'S REPORT

None.

RECOGNITION OF BOY SCOUT

President Cauley acknowledged the work of Cole Harris and Troop 52 for their work revitalizing the nature playground at Katherine Legge Memorial Lodge (KLM). He presented Mr. Harris with a certificate of appreciation.

CITIZENS' PETITIONS

None.

FIRST READINGS – INTRODUCTION

Administration & Community Affairs (Chair Hughes)

- a) **Approve an Ordinance amending Title 2 (Boards and Commissions), Chapter 13 (Economic Development Commission), Relative to Economic Development Meetings and Membership**

Trustee Hughes introduced the item related to the meeting schedule and composition of the Economic Development Commission (EDC). He reported challenges in recruiting members and meeting a quorum for regular meetings. Staff is recommending quarterly meetings, he noted this change was made for the Finance Commission and works well. Assistant Village Manager Emily Wagner addressed the Board stating the goal is to get as many people as possible to meetings, and following conversation with the remaining EDC members, it was consensus to meet quarterly in the morning.

Trustee Hughes said this prompts the question as to whether an Economic Development Commission is necessary, perhaps the Board should take this on. They have a \$150,000 annual budget, \$90,000 is for marketing initiatives, and \$60,000 is for capital projects, some of which goes to annual holiday lighting. He believes if it is hard to get people to participate, it is hard for the commissioners to see their value and purpose. Village Manager Gargano noted the EDC was established in 2003 at a time when the Chamber of Commerce was organizing activities, but not representing all the businesses. She thinks this has changed, but will meet with the Chamber to see what they think about eliminating the commission.

The Board agreed to move this item forward for a second reading at their next meeting.

CONSENT AGENDA

Administration & Community Affairs (Chair Hughes)

- a) Trustee Stifflear moved to **Approval and payment of the accounts payable for the period of August 7, 2019 to September 3, 2019, in the aggregate amount of \$1,469,171.98 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Byrnes seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Haarlow and Byrnes

NAYS: None

ABSTAIN: Trustee Hughes

ABSENT: None

Motion carried.

The following items, with the exception of Item I, were approved by omnibus vote:

- b) **Accept and Place on File the Post-Issuance Tax Compliance Report** *(First Reading – August 6, 2019)*
- c) **Approve and Award a contract to Orbis Solutions of Aurora, IL to provide information technology (IT) support services for an annual cost not to exceed \$164,928** *(First Reading – August 6, 2019)*
- d) **Approve a naming request for the Hinsdale Platform Tennis hut in honor of Bill O'Brien, as petitioned by the Hinsdale Platform Tennis Association (HPTA)** *(First Reading – August 6, 2019)*

Environment & Public Services (Chair Byrnes)

- e) **Approve and award a competitive bid for plumbing for the parking deck project to CR Leonard Plumbing and Heating at a cost not to exceed \$207,000** *(First Reading – August 6, 2019)*
- f) **Approve entering into the State of Illinois contract, Central Management Services, Fleet Fuel Card Services CMS57903500 through WEX Bank for unleaded fuel** *(First Reading – August 6, 2019)*
- g) **Approve and Award a contract for Quality Control/Quality Assurance (QA/QC) testing services for the parking deck project to SMC Material Testing of Arlington Heights at a cost not to exceed \$28,255** *(First Reading – August 6, 2019)*
- h) **Award year three of the three year contract #1635 to Lake Shore Recycling Systems for street sweeping in the year three amount of \$36,934.20, with approval to utilize the fully budgeted amount of \$47,589**
- i) **Award Bid #1662 to Sewer Tech LLC in the amount of \$53,799 and perform additional sewer cleaning, televising, and root cutting services not to exceed the budgeted amount of \$60,000**
- j) **Award the 2019 50/50 Sidewalk Project to Strada Construction in the amount not to exceed \$78,820**
- k) **Award the replacement of the Forestry Wood Chipper Unit #57 to Atlas Bobcat of Elk Grove Village, Illinois in the amount not to exceed \$52,307**

Zoning and Public Safety (Chair Stifflear)

- l) **Approve a Resolution Approving the Study of a Potential Intergovernmental Agreement with Willowbrook, Burr Ridge and Darien (Sterigenics Property)** *(First Reading – August 6, 2019)*

Trustee Stifflear requested that Item I be removed from the consent agenda and considered separately. Trustee Posthuma moved to **approve the Consent Agenda, as amended**. Trustee Banke seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Haarlow and Byrnes

NAYS: None

ABSTAIN: Trustee Hughes

ABSENT: None

Motion carried.

Approve a Resolution Approving the Study of a Potential Intergovernmental Agreement with Willowbrook, Burr Ridge and Darien (Sterigenics Property)

Trustee Stifflear introduced the item that is a second reading regarding studying a potential Intergovernmental Agreement (IGA) with Willowbrook, Darien and Burr Ridge, and to authorize the Village to work with these communities to explore the feasibility of joint options to ensure Sterigenics does not reopen. This action does not authorize any expenditure of funds. He noted that language regarding the condemnation of the property has been removed as premature, as a result of Trustee input. The Board is voting tonight on the revised language.

Trustee Stifflear moved to **Approve a Resolution Approving the Study of a Potential Intergovernmental Agreement with Willowbrook, Burr Ridge and Darien (Sterigenics Property)**. Trustee Banke seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Haarlow and Byrnes

NAYS: None

ABSTAIN: Trustee Hughes

ABSENT: None

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA – ADOPTION

Zoning and Public Safety (Chair Stifflear)

- a) **Approve a Referral to the Plan Commission for Review and Consideration of an Ordinance amending the Hinsdale Zoning Code, Sections 6-106(B)(10), and 6-106(B)(11), to add Design Work for Home or Office Remodeling and related Showrooms as a Special Use in the O-3 General Office District and concurrent Special Use Permit for Normandy Builders to operate at 11 Salt Creek Lane in the O-3 District**

Trustee Stifflear introduced the item that is a text amendment to add design work for home or office remodeling and related showrooms as a special use in the O-3 General Office District. He reminded the Board that this use was approved in the O-2 District at 20 East Ogden Avenue for LaMantia Designs. He pointed out that the O-2 District is generally more restrictive than the O-3 District which allows a wider range of permitted and special uses. Concurrently, Normandy Builders is requesting a special use permit to occupy 7,000 square feet on the second and third floors of the existing three story building. He noted there will be no assembly or warehouse storage on site. There will be no alternations to the exterior of the building. The applicant is under contract to purchase the building at 11 Salt Creek Lane, and their existing space at the southwest corner of Ogden and County Line Road will be put up for lease.

Mr. Jim Olguin, attorney representing the applicant, addressed the Board. He explained the showroom would be on the second floor, and offices on the third floor. He said the building is

currently 75% vacant. Normandy needs more space, and this would allow for the possible expansion of the existing car dealership into their old location. Although the new site will have less visibility than the Ogden Avenue location, theirs is a destination use. Normandy will be sought out, and it is important to show their customers visible options in an inviting location.

Trustee Stifflear moved to **Approve a Referral to the Plan Commission for Review and Consideration of an Ordinance amending the Hinsdale Zoning Code, Sections 6-106(B)(10), and 6-106(B)(11), to add Design Work for Home or Office Remodeling and related Showrooms as a Special Use in the O-3 General Office District and concurrent Special Use Permit for Normandy Builders to operate at 11 Salt Creek Lane in the O-3 District.** Trustee Posthuma seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Haarlow and Byrnes

NAYS: None

ABSTAIN: Trustee Hughes

ABSENT: None

Motion carried.

DISCUSSION ITEMS

a) Parking deck update

Assistant Village Manager/Director of Public Safety Brad Bloom reported the project is on schedule; the bulk of the excavation should be complete by Friday.

b) Tollway update

Village Manager Gargano said residents will see more movement as the notice to proceed has been issued. The BNSF bridge will be first; she noted that traffic off I-294 will not be routed through residential neighborhoods.

DEPARTMENT AND STAFF REPORTS

a) Treasurer's Report

b) Engineering

c) Community Development

d) Parks & Recreation

e) Public Services

The report(s) listed above were provided to the Board. There were no additional questions regarding the content of the department and staff reports.

Ms. Gargano said that Mr. Cole Harris, recognized earlier this evening, would like to thank Superintendent of Parks & Forestry John Finnell and his staff for their assistance. He also wanted to thank the following organizations for their donations to the nature playground: Hinsdale Bank & Trust, Home Depot, Einstein's Bagels, J.C. Licht, and Tammelings.

Ms. Gargano reported the Madison drainage project is ongoing. Director of Public Services George Peluso said the detour will be lifted next week. President Cauley remarked on the vault installation and pipes, stating the detention area will be the same size as used at Sox Park; there should never be another flood in this area.

Ms. Gargano said the design is underway for the east Chicago drainage corridor project; advance payment funds from the Tollway have been deposited to cover this phase of the project.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

OTHER BUSINESS

None.

NEW BUSINESS

None.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

None.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn. Trustee Hughes moved to **adjourn the regularly scheduled meeting of the Hinsdale Village Board of Trustees of September 3, 2019.** Trustee Byrnes seconded the motion.

AYES: Trustees Posthuma, Banke, Stifflear, Hughes, Haarlow and Byrnes

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 8:03 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk

AGENDA SECTION: First Reading – ACA

SUBJECT: Imposition of a Local Motor Fuel Tax in Cook County

MEETING DATE: September 17, 2019

FROM: Darrell Langlois, Finance Director

Recommended Motion

Approve an Ordinance Amending Title 3 (Business and License Regulations), to Add a New Chapter 19 (Motor Fuel Tax) of the Village Code of Hinsdale.

Background

As you are aware, over the summer the State of Illinois enacted numerous pieces of legislation effecting State revenues. Included with Senate Bill 1939 was a new provision in the law that allows municipalities in Cook County only to impose a local Motor Fuel Tax of \$0.03 per gallon on motor fuel sales. Collection responsibilities for this new tax are the responsibility of the Illinois Department of Revenue; since this a newly imposed tax, the Department is currently developing rules and forms in order to administer the tax. It is expected that they will be in a position to start collecting this new tax in early 2020.

Discussion & Recommendation

Attached for your consideration is an ordinance that would impose the new MFT at the rate of \$0.03 in Hinsdale. Since this tax is restricted to Cook County, it would only impact the gasoline sales at the two gas stations at the Hinsdale Oasis and would likely have minimal impact on Hinsdale residents.

Budget Impact

It is currently estimated that imposing this new tax would generate approximately \$125,000 annually in additional motor fuel tax revenue. By law, motor fuel tax revenues are generally restricted for street and sidewalk improvements. Imposing this additional tax would also assist in partially offsetting the expected decline in tax revenue at the Hinsdale Oasis due to the upcoming tollway construction.

Village Board and/or Committee Action

N/A

Documents Attached

1. Draft Ordinance

ORDINANCE NO. _____

**AN ORDINANCE
AMENDING TITLE 3 (BUSINESS AND LICENSE REGULATIONS), TO ADD A NEW
CHAPTER 19 (MOTOR FUEL TAX) OF THE VILLAGE CODE OF HINSDALE**

WHEREAS, the Village of Hinsdale (the "Village") is a non-home rule municipality, having all of the powers and authority granted to such municipalities pursuant to Article VII, Section 7 of the Illinois Constitution of 1970, including the right to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village is located in part in Cook County, Illinois, a county with a population in excess of 3,000,000, and is therefore authorized pursuant to Section 8-11-2.3 of the Illinois Municipal Code (65 ILCS 5/8-11-2.3) to impose within the Cook County portion of the Village a tax on motor fuel at a rate not to exceed three cents (\$0.03) per gallon; and

WHEREAS, the President and Board of Trustees of the Village find that the below Village Code amendments imposing a tax on motor fuel at a rate of three cents (\$0.03) per gallon within the Cook County portion of the Village furthers the public health, welfare and safety, and is in the best interests of the Village, its residents and the public.

**BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE
VILLAGE OF HINSDALE, DuPAGE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:**

SECTION 1: Each whereas paragraph set forth above is incorporated by reference into this Section 1.

SECTION 2: A new Chapter 19 (Motor Fuel Tax) is added to Title 3 (Business and License Regulations) of the Village Code of Hinsdale, to read in its entirety as follows:

"CHAPTER 19

MOTOR FUEL TAX

3-19-1: DEFINITIONS

Whenever used herein, unless the context otherwise requires, the words, terms or phrases used herein shall have the meaning ascribed to them in the Illinois Motor Fuel Tax Law, 35 ILCS 505/1 *et seq.*

3-19-2: IMPOSITION OF TAX

A tax is hereby imposed at a rate of three cents (\$0.03) per gallon or fraction thereof on the privilege of using or consuming motor fuel that is purchased at retail or bulk within the Cook County portion of the Village. This tax shall be in addition to any and all other taxes and charges. The imposition of this tax is in accordance with the provisions of Section 8-11-2.3 of the Illinois Municipal Code (65 ILCS 5/8-11-2.3), as amended, which is incorporated as though fully set forth herein.

3-19-3: COLLECTION AND ADMINISTRATION OF TAX

The tax imposed by this Chapter, and the civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Illinois Department of Revenue in accordance with the provisions of Section 8-11-2.3 of the Illinois Municipal Code (65 ILCS 5/8-11-2.3) and the Motor Fuel Tax Law (35 ILCS 505/1 *et seq.*) as amended. The Department of Revenue shall have the full power to administer and enforce the provisions of this Chapter.

3-19-4: PENALTY

The failure to timely collect or remit all taxes due hereunder is a violation of this code and is subject to penalty. Each failure to collect or remit the tax imposed hereby shall constitute a separate violation.

SECTION 3: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 4: Each section, paragraph, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 5: Except as to the Code amendments set forth above in this Ordinance, all Chapters and Sections of the Village Code of Hinsdale, as amended, shall remain in full force and effect.

SECTION 6: The Village Clerk is directed to file a certified copy of this Ordinance with the Illinois Department of Revenue on or before the last day of the calendar month in which the Ordinance is enacted.

SECTION 7: This Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.

PASSED this 1st day of October, 2019.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this 1st day of October, 2019, and attested to by the Village Clerk this same day.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

This Ordinance was published by me in pamphlet form on the _____ day of
_____, 2019.

Christine M. Bruton, Village Clerk



REQUEST FOR BOARD ACTION
Administration

AGENDA SECTION: First Reading– ACA
SUBJECT: Professional Services Agreement Tollway Oasis Redevelopment IGA
MEETING DATE: September 17, 2019
FROM: Kathleen A. Gargano, Village Manager
Bradley Bloom, Assistant Village Manager/Dir Public Safety

Recommended Motion

Approve an agreement with Ryan and Ryan to provide legal assistance in negotiating and drafting an intergovernmental agreement (IGA) with the IL Tollway to lease and redevelop the Tollway Oasis.

Background

As you are aware, the Village has been utilizing the services of Ryan and Ryan for work related to the development of the Intergovernmental Agreement (IGA) with the Tollway that was approved by the Village Board in May of 2019 related to the impact the expansion of I-294 will have on the Hinsdale community.

Mr. Ryan's work on the initial IGA was approved by the Village Manager in March 2018, with expenses not exceeding the Village Manager's spending authority of \$20,000. Subsequent costs in FY 18/19 and the current budget year were approved as part of the blanket purchase order process and the accounts receivable review.

It is expected that the work related to the first IGA will significantly diminish in the upcoming year(s) and the focus will turn to the development of a subsequent IGA focused on the redevelopment of the Hinsdale Oasis

Discussion & Recommendation

Mr. Ryan has considerable experience representing both private and public entities in land acquisition, use and development in matters related to the IL Tollway.

Due to Mr. Ryan's familiarity with previous negotiations in serving as the Village's counsel in matters related to the Tollway it is recommended that Mr. Ryan complete this project by negotiating the re-development of the Tollway Oasis.

Budget Impact

The proposed agreement with Ryan and Ryan is based upon an hourly rate of \$475 per hour. Staff will provide the Board with regular updates on the status of the negotiations and related expenses. There are summaries included as part of the Finance Director's monthly report.

Village Board and/or Committee Action

N/A

Documents Attached

1. Ryan and Ryan Proposal

**Law Offices
RYAN AND RYAN
9501 West Devon Avenue, Suite 300
Rosemont, Illinois 60018**

**William E. Ryan
Timothy J. Ryan
Terrence D. McCabe
Michael W. Ryan
Lauren E. Ryan**

**847 / 825-8600
Fax No. 847 / 825-8700**

Ryan and Ryan Legal Services Contract

The Village of Hinsdale ("Hinsdale") hereby employs Ryan and Ryan to negotiate and draft an intergovernmental agreement with the Illinois State Toll Highway Authority for the purpose of allowing Hinsdale to lease the two areas of the Hinsdale Oasis for redevelopment. Hinsdale agrees to pay Ryan and Ryan attorneys' fees for services rendered in this matter based upon the following reduced hourly rates that shall begin once the agreement is executed:

William E. Ryan	\$475.00/hour
Timothy J. Ryan	\$475.00/hour
Michael W. Ryan	\$375.00/hour
Lauren E. Ryan	\$375.00/hour

In addition to the above attorneys' fees, it is understood that there may be additional costs that Hinsdale shall incur and shall be responsible for paying as they are incurred and billed, including without limitation, copying costs and exhibits. Ryan and Ryan will submit invoices to Hinsdale from time to time once this agreement is executed. Any unpaid attorneys' fees and costs will be paid directly to Ryan and Ryan within 30 days after invoicing.

Dated this ____ day of _____, 2019.

APPROVED:

Ryan and Ryan

By: _____

The Village of Hinsdale

By: _____

Name: _____

As Its: _____

REQUEST FOR BOARD ACTION
Finance

AGENDA SECTION: First Reading – ACA

SUBJECT: Blanket Purchase Order with J.S. White & Associates, LLC

MEETING DATE: September 17, 2019

FROM: Darrell Langlois, Finance Director

Recommended Motion

Approve the issuance of a blanket purchase order in the amount of \$25,000 to J.S. White & Associates, LLC for accounting services.

Background

As you are aware, the Finance Department staffing model includes a number of permanent part time positions. Over the last two years, the strong job market has made it increasingly difficult to find and retain qualified part time employees. Most job seekers today are looking for full time work, require health insurance benefits and want paid leave time. Earlier this year, the Village Board was made aware of the difficulty we had with turnover in two part time front desk positions; this resulted in the Village now staffing the front desk function with a full-time employee.

We are currently experiencing similar retention issues with the 29 hour per week part time accountant position. In July 2018, the part time accountant at that time resigned after working only 18 months to take a full time position elsewhere. The replacement employee was hired soon after, but again this employee resigned in April 2019 to take a full time position elsewhere. We have now tried recruiting for the part time accountant position once again, which yielded very few qualified applicants to interview and did not result in the Village finding a qualified candidate (an offer was extended to one candidate but she declined saying she wanted to work full time in the near future).

Due to the vacancy in this position as well as the additional demands of the ERP project, since July we have been outsourcing some of the routine monthly accounting services to the accounting firm of J.S. White & Associates as an interim measure. This firm was selected after interviewing two local accounting firms that I am familiar that perform this type of work for local governments. J.S. White was the lower priced firm, and we have been satisfied with other work they have performed for us over the last two years.

Discussion & Recommendation

To this point we have been contracting with this firm using the Village Manager's spending authority limit of \$20,000. Due to the tight job market, especially for part time employees, we would like additional time to evaluate how to best staff this function. It is estimated that the total cost for this service, from July, 2019 through the remainder of the December 31, 2019 short fiscal year, will be \$25,000. This amount will exceed the Village Manager's spending authority. Thus, staff is requesting that the Village Board approve a blanket purchase order of \$25,000 in order to authorize spending for this work.

Budget Impact

The cost of the outsourced accounting services will be more than offset by salary and benefit savings of \$35,300 associated with having the part time accountant position vacant for the entire eight month fiscal year.



REQUEST FOR BOARD ACTION

Village Board and/or Committee Action

N/A

Documents Attached

None

**REQUEST FOR BOARD ACTION**
Community Development

AGENDA SECTION: First Reading-ZPS

SUBJECT: Increase in Allowable Fence Height

MEETING DATE: September 17, 2019

FROM: Robert McGinnis, Director of Community Development/Building
Commissioner *RM*

Recommended Motion

Move to approve an Ordinance Amending Section 9-12-3 (Fences) of the Village Code of Hinsdale Relative to the Maximum Height of Fences on Certain Residential Lots.

General Background

As part of the Tri-State expansion project, certain properties abutting the toll road will be affected by the relocation of the noise wall. In an effort to address some of the concerns voiced by residents abutting the toll road, the Toll Authority has agreed to pay for a taller fence in the rear yards of those properties along Columbia Avenue thereby screening more of the noise wall. The Code currently limits fence height in these rear yards to 8' in height. The amended code would create a new footnote (f.) allowing those properties abutting the Illinois Tri State Toll Road a 10' high fence in the rear yard. It should be noted that amending the code in order to break out these properties will allow anyone abutting the toll road to enjoy the same increase in height rather than to have to appear before the Zoning Board of Appeals to try and prove hardship.

Budget Impact

None

Documents Attached

1. Draft Ordinance
2. Product specification of fence being proposed in the rear yards along Columbia Avenue.

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 9-12-3 (FENCES) OF THE VILLAGE CODE OF HINSDALE RELATIVE TO THE MAXIMUM HEIGHT OF FENCES ON CERTAIN RESIDENTIAL LOTS

WHEREAS, the Village of Hinsdale (the "Village") is a non-home rule municipality, having all of the powers and authority granted to such municipalities pursuant to Article VII, Section 7 of the Illinois Constitution of 1970; and

WHEREAS, the Illinois State Toll Highway Authority (the "Tollway") will be expanding the I-294 Tri-State Tollway (the "Tri-State"), including the portion that runs through the Village, which will affect certain residential properties that abut the Tri-State; and

WHEREAS, the Board of Trustees has determined that allowing a higher fence height on residential properties abutting the Tri-State, as set forth in the proposed amendments to the Hinsdale Village Code set forth below, is in the best interests of the Village, its residents, and businesses.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hinsdale, DuPage and Cook Counties and State of Illinois, as follows:

SECTION 1. Recitals. The foregoing recitals are incorporated herein as findings of the President and Board of Trustees.

SECTION 2. Code Amendments. Title 9 (Building Regulations), Chapter 12 (Miscellaneous Provisions), Section 3 (Fences), Subsection E (Construction Standards; Height) of the Village Code of the Village of Hinsdale is amended to read in its entirety as follows:

E. Construction Standards; Height: No fence or part thereof shall be permitted in excess of the following height limits:

1. Residential districts and lots used for residential purposes:

- a. Front yard, except for subsections E1d, E1e, E1f and E1fg of this section (solid fences shall be limited to 24 inches in height as measured from the natural grade as set forth in subsection H3 of this section): Four feet (4').
- b. Corner side yard, except for subsections E1d, E1e and E1ef of this section: Four feet (4').
- c. Any other yard, except for subsections E1d, E1e and E1ef of this section: Six feet (6').
- d. Within ten feet (10') of and parallel to a lot line of any lot used for nonresidential purposes: Eight feet (8').

e. Within ten feet (10') of and parallel to a lot line abutting the Illinois Tri-State Toll Road, Route 83, 55th Street, or Ogden Avenue rights of way: Eight feet (8').

f. Within ten feet (10') of and parallel to a lot line abutting the Illinois Tri-State Toll Road: Ten feet (10').

f.g. When a front yard fence is: 1) open (greater than 1/3 of the total fence contour); and 2) constructed of cast aluminum or wrought iron; and 3) the property on which the fence is located has a front lot line with a width of not less than one hundred twenty five feet (125'), and a total lot area not less than thirty thousand (30,000) square feet: Five feet (5').

g.h. Driveway entry gates, and any parapet or column utilized in a fence design: Eight feet (8').

2. Nonresidential districts and lots used for nonresidential purposes:

a. Front yard: Eight feet (8');

b. Corner side yard: Eight feet (8');

c. Any other yard: Eight feet (8');

provided, however, the maximum allowable fence height provided for in this subsection E2 shall be reduced to a maximum height of not less than four feet (4') along any lot line abutting a lot used for residential purposes, if determined by the building commissioner to be necessary for purposes of promoting pedestrian and vehicular traffic safety.

3. Exceptions to subsections E1 and E2 of this section:

a. Chainlink fences wherever located: Four feet (4').

b. Any fence governed by the provisions of section 7-1D-4 or 7-1D-5 of this code: Two feet (2').

c. Any post or other principal vertical support component: Six inches (6") above maximum height.

SECTION 3: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 4: Each section, paragraph, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 5: Except as to the Code Amendments set forth above in this Ordinance, all Chapters and Sections of the Village Code of the Village of Hinsdale, as amended, shall remain in full force and effect.

SECTION 6: This Ordinance shall be in full force and effect from and after its adoption, approval, and publication in pamphlet form as provided by law.

PASSED this _____ day of _____, 2019.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2019, and attested to by the Village Clerk this same day.

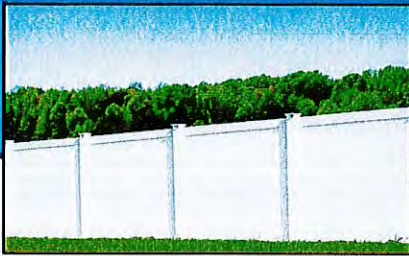
Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

This Ordinance was published by me in pamphlet form on the _____ day of _____, 2019.

Christine M. Bruton, Village Clerk



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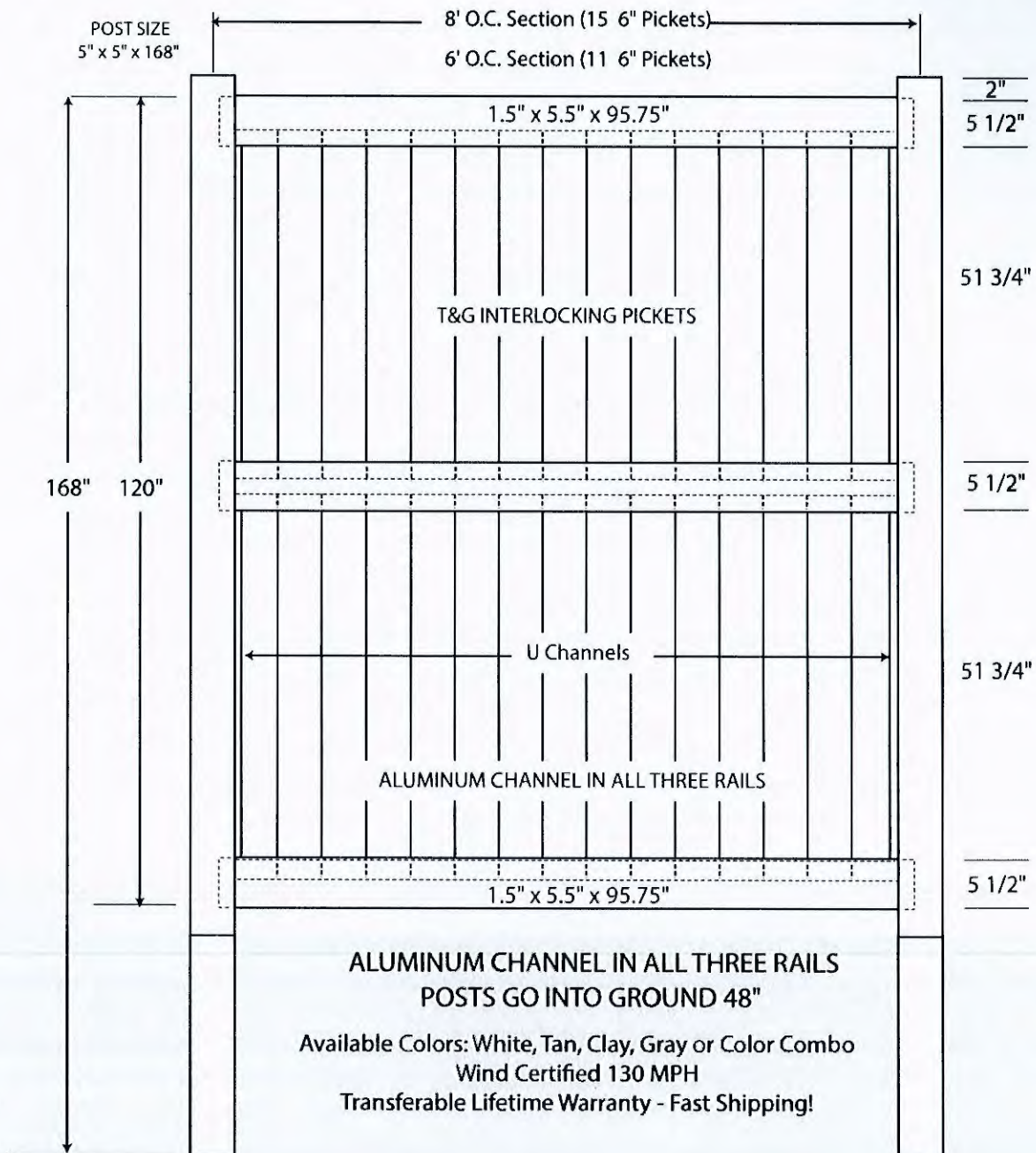
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REQUEST FOR BOARD ACTION
Community Development

AGENDA SECTION: First Reading-ZPS

SUBJECT: Adult Use Cannabis Business Establishments

MEETING DATE: September 17, 2019

FROM: Kathleen A Gargano, Village Manager; Robert McGinnis, Director of
Community Development/Building Commissioner

Recommended Motion

Approve an Ordinance Amending Title 3 (Business And License Regulations) to Add a New Chapter 20 (Adult-Use Cannabis) of the Village Code of Hinsdale Prohibiting Adult-Use Cannabis Business Establishments Within the Village.

General Background

In 2013, the sale of medical cannabis was authorized within Illinois by the Illinois Compassionate Use of Medical Cannabis Pilot Program Act, 410 ILCS 130/1, et seq. (the "Medical Cannabis Pilot Program Act"). The Medical Cannabis Pilot Program Act was signed by then-Governor Patrick Quinn on August 1, 2013, as Public Act 098-0122, and became effective January 1, 2014. Under the Medical Cannabis Pilot Program Act the Illinois Department of Agriculture and Department of Financial and Professional Regulation adopted administrative rules regulating "registered qualified patients," "medical cannabis cultivation centers" and "medical cannabis dispensing organizations." In all, the Medical Cannabis Pilot Program Act authorized 56 dispensaries and 20 cultivation centers state-wide. Subsequently, in 2016, the Illinois Cannabis Control Act was enacted as Public Act 99-0697, effective July 27, 2016. The Cannabis Control Act decriminalized the possession of cannabis. Under the Cannabis Control Act possession of up to 10 grams was now only punishable by a \$100 (minimum) to \$200 (maximum) fine, and possession of 10 to 30 grams was classified as a Class B misdemeanor.

In 2014, the Village of Hinsdale, after analyzing the zoning restrictions provided for in the Illinois Compassionate Use of Medical Cannabis Pilot Program Act, determined that a medical cannabis cultivation center and/or medical cannabis dispensary could not locate in Hinsdale due to the restrictions on proximity to residential districts and proximity to day care and schools in other districts throughout the Village. Those existing distance limitations on medical cannabis dispensaries were recently lifted for all medical cannabis dispensaries registering after July 1, 2019 by a separate public act (P.A. 101-363) effective August 9, 2019, that made changes to the medical cannabis laws. That means in the unlikely event that a medical cannabis dispensary wished to locate in the Village in the future, there would be no mandatory distance requirement unless the Village imposes distance requirements or other zoning limitations on medical cannabis dispensaries (unlike adult-use dispensaries, medical dispensaries cannot be prohibited outright).

Adult-Use Cannabis

In 2018, Governor J.B. Pritzker was elected after making legalization of adult-use cannabis one of his campaign pledges. As the legislative session came to a close last spring, the General Assembly approved the 610-page Cannabis Regulation and Tax Act (the "CRTA"). On June 25, 2019, the Governor signed the CRTA into law. The CRTA legalizes and regulates the production, possession, consumption, and sale of adult-use cannabis in Illinois, and will go into effect on January 1, 2020.

Under the CRTA, personal possession of up to 30 grams of cannabis is legal for Illinois residents at least 21 years of age, with lower limits for non-residents. The CRTA contains a variety of other provisions concerning matters such as licensing of cannabis business establishments, zoning and local regulation of cannabis, employee workplace policies, taxation, DUI/law enforcement, and criminal record expungement provisions.

Local Regulation of Possession and Consumption

Municipalities may not restrict the private possession and consumption of adult-use cannabis that is authorized by the CRTA. However, the CRTA prohibits the use of cannabis in public places, schools and child care facilities among other locations. Municipalities may adopt and enforce local ordinances to regulate possession and public consumption of cannabis so long as the regulations and penalties are consistent with the CRTA.

State Licensing

The CRTA authorizes the production and distribution of adult-use cannabis and cannabis products through state-licensed cultivators, craft growers, infusers, transporters and dispensaries (collectively, "Cannabis Business Establishments"). The CRTA creates the position of Illinois Cannabis Regulation Oversight Officer within the Illinois Department of Financial and Professional Regulation, and the Adult-use Cannabis Health Advisory Committee within the Illinois Department of Human Services to regulate the adult use cannabis industry in Illinois. Cannabis transporters will be separately licensed by the CRTA, as well. A market study due in March 2021 will inform future licensing.

The State will issue licenses for operation of Cannabis Business Establishments according to a graduated scale. By the end of the first year, there will be up to 295 dispensing organizations. Within the Chicago-Naperville-Elgin defined area, 47 dispensing organization licenses will be made available. As with medical cannabis, licensing activities will be performed exclusively by the State, as detailed in the CRTA. Business violation enforcement actions are regulated and enforced exclusively by the State.

It is anticipated that the State will allow up to 500 dispensing organizations by January 1, 2022. Cultivators will be capped at 50, and 100 craft growers will be allowed. By that same date, 100 infusers will also be authorized to be licensed.

Home Grow Limited to Medical Program Participants

Home cultivation of cannabis will be authorized only for medical cannabis program participants, and is limited to five plants in their residence and subject to specified restrictions. Home grow of adult-use cannabis by non-medical participants is prohibited.

Zoning

The CRTA preserves local zoning authority and directly authorizes municipalities to prohibit (opt-out) or significantly limit the location of Cannabis Business Establishments by ordinance. Municipalities have the authority to enact reasonable zoning regulations that are not in conflict with the CRTA. This would include the authority to opt out of either commercial production or distribution (dispensaries) of adult use cannabis within their jurisdiction.

Municipalities also may enact zoning ordinances and regulations designating the time, place, manner and number of cannabis business operations, including minimum distances between locations, through conditional use permits.

Expungements

The Act mandates that arrest records relating to offenses under the Cannabis Control Act for possession of under 30 grams of any substance containing cannabis that are not associated with an arrest, conviction or other disposition of a violent crime as defined in subsection (c) of Section 3 of the Rights of Crime Victims and Witnesses Act. ("Minor Cannabis Offenses") will be automatically expunged by all law enforcement agencies, including records of an arrest, charges not initiated by arrest, orders of supervision, or orders of qualified probation for all offenses committed prior to the CRTA if:

- One year or more has elapsed since the date of the arrest or law enforcement interaction documented in the records; and
- No criminal charges were filed or if filed they were dismissed and/or arrestee was acquitted.

What is the schedule for automatic expungement?

- The Act provides that all law enforcement agencies must expunge qualifying records according to the following schedule:
- Records created prior to the effective date of the Act, but on or after January 1, 2013, shall be automatically expunged prior to January 1, 2021;
- Records created prior to January 1, 2013, but on or after January 1, 2000, shall be automatically expunged prior to January 1, 2023; and
- Records created prior to January 1, 2000, shall be automatically expunged prior to January 1, 2025.

Budget Impact

Municipalities, by ordinance, may impose a Municipal Purchase Excise Tax on adult use cannabis products of up to 3% of the purchase price, in .25% increments. Counties may impose up to 3.75% in unincorporated areas, in .25% increments. The Municipal Purchase Excise Tax, if imposed, would be collected by the Department of Revenue for distribution back to the municipality. The taxes imposed under the CRTA shall be in addition to all other occupation, privilege or excise taxes imposed by the State of Illinois, such as sales tax. State revenues derived from the CRTA will be deposited into the state's Cannabis Regulation Fund. The funds will be distributed to multiple state agencies for implementation of the CRTA. The legalization of adult cannabis also includes a new source of Local Government Distributive Fund (LGDF) dollars. A portion of the Cannabis Regulation Fund (8% of deposits)

will go to local governments as LGDF to be used to fund crime prevention programs, training and interdiction efforts. The Cannabis Regulation Fund is derived from moneys collected from state taxes, license fees and other amounts required to be transferred into the Fund.

There will also be a cost, while it is still undetermined, of participating in the expungement process that is provided for in CRTA.

Village Board and/or Committee Action

The initial decision to be made by the Board is whether or not to prohibit some or all Cannabis Business Establishments within the Village. If the Village Board desires to "opt-out" by enactment of such a prohibition, it may do so through enactment of the attached Ordinance. If the Village Board does not desire to opt-out, it should provide direction to staff regarding regulation of Cannabis Business Establishments.

Documents Attached

1. Draft Ordinance

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 3 (BUSINESS AND LICENSE REGULATIONS)
TO ADD A NEW CHAPTER 20 (ADULT-USE CANNABIS) OF THE VILLAGE CODE
OF HINSDALE PROHIBITING ADULT-USE CANNABIS BUSINESS
ESTABLISHMENTS WITHIN THE VILLAGE**

WHEREAS, the Village of Hinsdale (the "Village") is a non-home rule municipality, having all of the powers and authority granted to such municipalities pursuant to Article VII, Section 7 of the Illinois Constitution of 1970;

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations pertaining to its government and affairs and that protect the public health, safety and welfare of its citizens; and

WHEREAS, Public Act 101-0027, known as the Cannabis Regulation and Tax Act (the "Act"), which became effective on June 25, 2019, will allow the possession, use, cultivation, transportation and dispensing of adult-use cannabis in Illinois effective January 1, 2020; and

WHEREAS, pursuant to the Act, local governments, including the Village, may enact ordinances to prohibit or significantly limit a cannabis business establishment's location within the Village; and

WHEREAS, the Village has a long tradition of utilizing and zoning and planning authority to ensure that compatible uses are maintained in its various neighborhoods; and

WHEREAS, the Village Board of Trustees has determined that the operation of cannabis business establishments within the Village would cause adverse impacts upon the health, safety and welfare of the residents, and additional costs, burdens and impacts upon law enforcement and regulatory operations of the Village; and

WHEREAS, the Village Board of Trustees, based on its analysis and findings, desires to prohibit adult-use cannabis business establishments within the Village and finds such prohibition to be in the best interests of the Village, its residents and businesses.

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

SECTION 1: Each whereas paragraph set forth above is incorporated by reference into this Section 1.

SECTION 2: Title 3 (Business and License Regulations) of the Village Code of Hinsdale is amended by adding a new Chapter 20 (Adult-Use Cannabis Establishments), to read in its entirety as follows:

**“CHAPTER 20
ADULT-USE CANNABIS BUSINESS ESTABLISHMENTS**

3-20-1: DEFINITIONS. The following words and phrases shall, for the purposes of this Chapter, have the meanings respectively ascribed to them by this section, as follows:

ADULT-USE CANNABIS BUSINESS ESTABLISHMENT: A cultivation center, craft grower, processing organization, infuser organization, dispensing organization or transporting organization.

ADULT-USE CANNABIS CRAFT GROWER: A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, dry, cure and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

ADULT-USE CANNABIS CULTIVATION CENTER: A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, process, transport and perform necessary activities to provide cannabis and cannabis-infused products to licensed cannabis business establishments, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

ADULT-USE CANNABIS DISPENSING ORGANIZATION: A facility operated by an organization or business that is licensed by the Illinois Department of Financial and Professional Regulation to acquire cannabis from licensed cannabis business establishments for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia or related supplies to purchasers or to qualified registered medical cannabis patients and caregivers, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

ADULT-USE CANNABIS INFUSER ORGANIZATION OR INFUSER: A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

ADULT-USE CANNABIS PROCESSING ORGANIZATION OR PROCESSOR: A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

ADULT-USE CANNABIS TRANSPORTING ORGANIZATION OR TRANSPORTER: An organization or business that is licensed by the Illinois Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program, per the Cannabis Regulation and Tax Act, (P.A.101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

PERSON: Any person, firm, corporation, association, club, society or other organization, including any owner, manager, proprietor, employee, volunteer or agent.

3-20-2: CANNABIS BUSINESS ESTABLISHMENTS PROHIBITED. The following Adult-Use Cannabis Business Establishments are prohibited in the Village. No person shall locate, operate, own, suffer, allow to be operated or aide, abet or assist in the operation within the Village any of the following:

- Adult-Use Cannabis Craft Grower
- Adult-Use Cannabis Cultivation Center
- Adult-Use Cannabis Dispensing Organization
- Adult-Use Cannabis Infuser Organization or Infuser
- Adult-Use Cannabis Processing Organization or Processor
- Adult-Use Cannabis Transporting Organization or Transporter

3-20-3: PUBLIC NUISANCE DECLARED. Operation of any prohibited Cannabis Business Establishment within the Village in violation of the provisions of this Chapter is hereby declared a public nuisance and shall be abated pursuant to all available remedies.

3-20-4: VIOLATIONS. Any person who violates any provision of this chapter shall be subject to a fine in the amount of \$750. A separate offense shall be deemed to have been committed on each day during which a violation occurs or continues.

SECTION 3: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 4: Each section, paragraph, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 5: Except as to the Code Amendments set forth above in this Ordinance, all Chapters and Sections of the Village Code of the Village of Hinsdale, as amended, shall remain in full force and effect.

SECTION 6: This Ordinance shall be in full force and effect from and after its adoption, approval, and publication in pamphlet form as provided by law.

PASSED this _____ day of _____ 2019.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2019, and attested to by the Village Clerk this same day.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

This Ordinance was published by me in pamphlet form on the _____ day of _____, 2019.

Christine M. Bruton, Village Clerk

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

UPDATED JULY 10, 2019

Provided by:



KLEIN, THORPE AND JENKINS, LTD.

**20 North Wacker Drive, Suite 1660
Chicago, Illinois 60606
(312) 984-6400**

**15010 S. Ravinia Avenue, Suite 10
Orland Park, Illinois 60462
(708) 349-3888**

**7 Northpoint Drive
Streator, Illinois 61364
(815) 672-3116**

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**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

INTRODUCTION

This Frequently Asked Questions Document is intended as a resource for local governmental clients of Klein, Thorpe and Jenkins, Ltd. relative to Public Act 101-0027: the Cannabis Regulation and Tax Act (referred to throughout this document simply as the “Act”). This document will be updated frequently from now until the Act becomes effective on January 1, 2020, and thereafter as implementation issues arise and can be specifically addressed, so be sure to check with your KTJ attorney from time to time to ensure you are using the most current version (see cover page for date).

The Act is over 600 pages long, and there are a number of additional requirements and details in the Act that are not included here due to space considerations. We have strived, in creating this document, to address the aspects of most interest to our local governmental clients. KTJ is happy to provide additional details and guidance on subjects within the Act not specifically covered here for clients who are interested.

As with any significant new State act awaiting implementation, there are a number of open issues that will only be clarified with time. The exact scope of local business licensing and enforcement authority is one example here. What would happen to existing recreational cannabis establishments should a local government repeal authority for their operation after they are operating is another example. Public health concerns and effects, the impact of the Act on healthcare and liability insurance costs, how workplaces will be impacted, and development of acceptable testing protocols for impairment are other open issues or unknowns at this point.

Although the Act is by far the most sweeping measure ever taken by the State to legalize cannabis, there have been several other pieces of legislation in recent years related to the legalization and decriminalization of cannabis of which you should be aware. The Illinois Compassionate Use of Medical Cannabis Pilot Program Act, 410 ILCS 130/1, et seq. (adopted in 2013) (the “Medical Cannabis Pilot Program Act”) was signed by Governor Patrick Quinn on August 1, 2013, as Public Act 098-0122, effective January 1, 2014. Under the Medical Cannabis Pilot Program Act the Illinois Department of Agriculture and Department of Financial and Professional Regulation adopted administrative rules regulating “registered qualified patients,” “medical cannabis cultivation centers” and “medical cannabis dispensing organizations.” In all the Medical Cannabis Pilot Program Act authorized 56 dispensaries and 20 cultivation centers state-wide. Additionally, the Illinois Cannabis Control Act was signed by Governor Bruce Rauner on July 27, 2016, as Public Act 99-0697, effective July 27, 2016. The Cannabis Control Act decriminalized the possession of cannabis. Under the Cannabis Control Act possession of up to 10 grams was now only punishable by a \$100 (minimum) to \$200 (maximum) fine and possession of 10 to 30 grams was classified as a Class B misdemeanor. These pieces of legislations are referred to throughout this document and discussed in conjunction with the Act.

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

ADVERTISING

What are the restrictions on advertising for a cannabis business establishment?

- No cannabis business establishment nor any entity or person shall engage in advertising that contains any statement or illustration that is:
 - False or misleading;
 - Promotes the overconsumption of cannabis;
 - Displays cannabis;
 - Shows someone under 21 consuming cannabis;
 - Makes health or medicinal claims about cannabis;
 - Includes the image of the cannabis leaf or bud; or
 - Includes any image that is likely to appeal to minors.

- No cannabis business establishment nor any person or entity shall place or maintain or cause to be placed or maintained an advertisement in any form:
 - Within 1000 feet of school grounds, playgrounds, hospitals, health care facilities, recreation centers, child care centers; public parks, public libraries; or game arcades that admit persons under the age of 21 ;
 - On or in a public transportation vehicle or on a public transportation shelter; or
 - On or in publicly owned or publicly operated property.

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

CRAFT GROWERS

What is the definition of “Craft grower?”

- “Craft grower” means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization. A craft grower may contain up to 5,000 square feet of canopy space on its premises for plants in the flowering state. The Department of Agriculture may authorize an increase or decrease of flowering stage cultivation space in increments of 3,000 square feet by rule based on market need, craft grower capacity, and the licensee's history of compliance or noncompliance, with a maximum space of 14,000 square feet for cultivating plants in the flowering stage, which must be cultivated in all stages of growth in an enclosed and secure area. A craft grower may share premises with a processing organization or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership.

Are craft growers inspected? How, and by whom?

- Craft growers are subject to random inspections by the Department of Agriculture, the Department of Public Health, local safety or health inspectors, and the Department of State Police.

To whom may craft growers sell cannabis?

- Craft growers can sell or distribute cannabis to a cultivation center, a craft grower, an infuser organization, a dispensing organization, or as otherwise authorized by rule.

What are the limitations on the location of craft growers?

- A craft grower may not be located in an area zoned for residential use.
- A craft grower shall not be located within 1,500 feet of another craft grower or a cultivation center.

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

CULTIVATION CENTERS

What is the definition of “Cultivation center?”

- “Cultivation center” means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, process, transport (unless otherwise limited by the Act), and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments.

Are cultivation centers inspected? How, and by whom?

- Cultivation centers are subject to random inspections by the Department of Agriculture, the Department of Public Health, local safety or health inspectors, and the Department of State Police.

To whom may cultivation centers sell cannabis?

- Cultivation centers can sell or distribute cannabis or cannabis-infused products to dispensing organizations, craft growers, infusing organizations, transporters, or as otherwise authorized by rule.

What is the maximum space a cultivation center may provide for plants in the flowering stage?

- A cultivation center may not contain more than 210,000 square feet of canopy space for plants in the flowering stage for cultivation of adult use cannabis as provided in this Act.

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

DISPENSING ORGANIZATIONS

What is the definition of “Dispensing organization?”

- “Dispensing organization” means a facility operated by an organization or business that is licensed by the Department of Financial and Professional Regulation to acquire cannabis from a cultivation center, craft grower, processing organization, or another dispensary for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia, or related supplies under the Act to purchasers or to qualified registered medical cannabis patients and caregivers. As used in the Act, dispensary organization shall include a registered medical cannabis organization as defined in the Compassionate Use of Medical Cannabis Pilot Program Act or its successor Act that has obtained an Early Approval Adult Use Dispensing Organization License.

What methods of sale by dispensing organizations are prohibited?

- Drive-through windows
- Vending machines
- Transport of cannabis to residences or other locations where purchasers may be for delivery

When are dispensaries allowed to operate?

- Operation is allowed between 6 A.M. and 10 P.M.
- Operation is prohibited when video surveillance equipment is inoperative.
- Operation is prohibited when point-of-sale equipment is inoperative.
- Operation is prohibited when the State’s cannabis electronic verification system is inoperative.
- Operation is prohibited when there are fewer than 2 people working.

What products are dispensing organizations prohibited from selling?

- Dispensing organizations cannot sell any product containing alcohol except tinctures, which are limited to containers no larger than 100 milliliters.
- They are prohibited from selling clones or other live plant material.
- Selling cannabis, cannabis concentrate, or cannabis-infused products in combination or bundled with each other for one price is prohibited.

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

Can dispensing organizations sell cannabis outside of Illinois or obtain cannabis from outside of Illinois?

- Dispensing organizations cannot transport cannabis or cannabis products across state lines.
- Dispensing organizations may not obtain cannabis or cannabis-infused products from outside the State of Illinois.

What type of packaging is required for cannabis sold at dispensing organizations?

- All cannabis sold by a dispensing organization to purchasers must be in a container or package with a label identifying, at a minimum, the name of the dispensing organization, the contents, and the weight of the raw cannabis in grams or, for cannabis products, the amount of THC in milligrams.

Are there restrictions in the Act on the location of dispensing organizations?

- A dispensing organization may not be located within 1500 feet of the property line of a pre-existing dispensing organization.

What is the process for a dispensing organization to dispense cannabis to a purchaser?

- Before cannabis is dispensed:
 - The age of the purchaser shall be verified by checking a government-issued identification card by use of an electronic reader or electronic scanning device to scan the identification;
 - The validity of the government-issued identification card must be verified;
 - Any appropriate purchaser education or support materials shall be offered; and
 - Information must be entered into the State's cannabis electronic verification system, including the dispensing organization's agent's identification number, the dispensing organization's identification number, the amount, type (including strain, if applicable) of cannabis or cannabis-infused product dispensed, and the date and time the cannabis was dispensed.
- A dispensing organization shall refuse to sell cannabis to anyone unless the person produces a valid identification showing that the person is 21 years of age or older. However, a medical cannabis dispensing organization may sell cannabis or cannabis-infused products to a person who is under 21 years of age if the sale complies with the provisions of the Compassionate Use of Medical Cannabis Pilot Program Act and rules.

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DUI

How will DUI's be addressed under the new law?

- Driving under the influence of cannabis will continue to be illegal.
- The Act allows for use of validated roadside chemical tests or standardized field sobriety tests approved by the National Highway Traffic Safety Administration when conducting investigations of a violation of Section 625 ILCS 5/11-501 of the Motor Vehicle Code or a similar local ordinance by drivers suspected of driving under the influence of cannabis.
- The results of validated roadside chemical tests and standardized field sobriety tests are, under the Act, are admissible at a civil or criminal trial or proceeding for an arrest for a cannabis-related offense as defined in Section 11-501 of the Illinois Vehicle Code or a similar local ordinance.
- The Act creates a DUI Cannabis Task Force to examine best practices for driving under the influence of cannabis enforcement and emerging technology in roadside testing.
- The Act creates various statutory presumptions applicable to cannabis DUIs:
 - Tetrahydrocannabinol concentration of 5 nanograms or more in whole blood or 10 nanograms or more in an other bodily substance creates a presumption that a person was under the influence of cannabis; and
 - Tetrahydrocannabinol concentration of less than 5 nanograms in whole blood or less than 10 nanograms in an other bodily substance does not give rise to a presumption that the person was or was not under the influence of cannabis, but may be considered with other competent evidence in determining whether the person was under the influence of cannabis.
- The refusal to submit to a chemical test will result in the imposition of driver's license sanctions under Section 11-501.1 of the Illinois Motor Vehicle Code.
- The refusal to take validated roadside chemical tests or standardized field sobriety tests is admissible in any civil or criminal action or proceeding regarding impairment by use of cannabis.
- An authorized medical cannabis patient who drives is deemed to have given consent to (i) validated roadside chemical tests or (ii) standardized field sobriety tests.
- Law enforcement officers must have an independent, cannabis-related factual basis giving reasonable suspicion that a person is driving or in actual physical control of a motor vehicle while impaired by the use of cannabis to conduct validated roadside chemical tests or standardized field sobriety tests.

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EMPLOYMENT CONCERNS

Can an employer maintain a drug-free workplace?

- The Act specifies that nothing shall prohibit an employer from adopting:
 - reasonable zero-tolerance or drug-free workplace policies;
 - employment policies concerning drug testing; or
 - regulations concerning smoking, consumption, storage, or use of cannabis at the workplace.
- These policies must be applied in a nondiscriminatory manner.
- Employers' policies may cover use of cannabis in the employer's workplace, while performing the employee's job duties, or while "on call." An employee is deemed "on call" when he or she is scheduled with at least 24 hours' notice by employer to be on standby or otherwise responsible for performing tasks related to his or her employment.
- An employer may discipline an employee for violating a workplace drug policy. If the employer elects to discipline the employee, the employer must give the employee reasonable opportunity to contest the determination.
- Nothing in the Act shall be construed to interfere with any federal, State, or local restrictions on employment including, but not limited to, the United States Department of Transportation regulation 49 CFR 40.151(e), or impact an employer's ability to comply with federal or State law or cause it to lose a federal or State contract or funding.

How can an employer determine whether an employee is impaired by the use of cannabis?

- An employer may consider an employee to be impaired if the employer has a good faith belief that the employee manifests specific, articulable symptoms while working that decrease or lessen the employee's performance of the duties or tasks.

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EXPUNGEMENTS

What records will be automatically expunged?

- The Act mandates that arrest records relating to offenses under the Cannabis Control Act for possession of under 30 grams of any substance containing cannabis that are not associated with an arrest, conviction or other disposition of a violent crime as defined in subsection (c) of Section 3 of the Rights of Crime Victims and Witnesses Act. ("Minor Cannabis Offenses") will be automatically expunged by all law enforcement agencies, including records of an arrest, charges not initiated by arrest, orders of supervision, or orders of qualified probation for all offenses committed prior to the Act if:
 - One year or more has elapsed since the date of the arrest or law enforcement interaction documented in the records; and
 - No criminal charges were filed or if filed they were dismissed and/or arrestee was acquitted.

What is the schedule for automatic expungement?

- The Act provides that all law enforcement agencies must expunge qualifying records according to the following schedule:
 - Records created prior to the effective date of the Act, but on or after January 1, 2013, shall be automatically expunged prior to January 1, 2021;
 - Records created prior to January 1, 2013, but on or after January 1, 2000, shall be automatically expunged prior to January 1, 2023; and
 - Records created prior to January 1, 2000, shall be automatically expunged prior to January 1, 2025.

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What is the Process for expungement for offenders actually convicted of Minor Cannabis Offenses or of more serious violations under the Cannabis Control Act?

- Within 180 days of the effective date of the Act, the Department of State Police must notify the Prisoner Review Board of those convictions for Minor Cannabis Offenses that are eligible for expungement under the Act.
- The Act provides a process for the Prisoner Review Board to make recommendations to the Governor for pardons for certain convictions for Minor Cannabis Offenses.
- Those convicted for more serious violations of the Cannabis Control Act and not qualifying for a pardon have the option of petitioning for expungement through the circuit court.

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FOIA

Are all records and documents created or obtained by a public body pursuant to the provisions of the Act subject to the Illinois Freedom of Information Act ("FOIA")?

- The Act adds an exemption to FOIA for confidential information described in Section 55-30 of the Cannabis Regulations and Tax Act (information received by state agencies from cannabis establishment licensees or applicants).
- The name and address of a dispensing organization licensed under the Act shall be subject to disclosure under FOIA. The name and cannabis business establishment address of the person or entity holding each cannabis business establishment license shall be subject to disclosure.
- Complaints from consumers or members of the general public received regarding a specific, named licensee or complaints regarding conduct by unlicensed entities shall be subject to disclosure under FOIA.

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HOME CULTIVATION

What are the limitations and requirements to grow cannabis at home?

- Only registered medical cannabis patients over 21 years of age may participate in home cultivation.
- Additionally, cultivation in private residences by medical cannabis patients is subject to the following limitations:
 - There is a limit of 5 plants that are 5 inches or more per household without a cultivation center or craft grower license;
 - Cannabis plants may not be cultivated in an area subject to public view;
 - Reasonable precautions must ensure that the plants are secure from unauthorized access or access by a person under 21 years of age;
 - Cannabis cultivation must occur in an enclosed locked space;
 - Cannabis cultivation may only occur on residential property lawfully in possession of the medical cannabis patient or with the consent of the person in lawful possession of the property;
 - The medical cannabis patient may allow their authorized agent to tend to the plants for brief periods of time if the resident is temporarily away
 - A medical cannabis patient may only purchase cannabis seed from a dispensary;
 - Purchase of live plant material is prohibited; and
 - If the home grown plants yield more than the allowable possession limit of 30 grams of raw cannabis, then the excess cannabis must remain secured within the residence of residential property in which it was grown.

Can a landlord prohibit growth of cannabis on their property?

- An owner or lessor of residential property may prohibit the cultivation of cannabis by a lessee.

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INFUSER ORGANIZATIONS OR INFUSERS

What is the definition of "Infuser organization" or "infuser?"

- "Infuser organization" or "infuser" means a facility operated by an organization or business that is licensed by the Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product.

Are infusers inspected? How, and by whom?

- Infusers are subject to random inspections by the Department of Agriculture, the Department of Public Health, local safety or health inspectors, and the Department of State Police.

To whom may infusers sell cannabis?

- Infusers may only sell or distribute cannabis to a dispensing organization, or as otherwise authorized by rule.

What are the limitations on the location of infusers?

- An infuser may not be located in an area zoned for residential use.
- An infuser may share premises with a craft grower or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership.

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LICENSING

Is a license required to operate a cannabis establishment in Illinois?

- Yes. The State Office of Cannabis Control shall issue licenses for all dispensing organizations. Dispensing Organizations are defined by the Act as a facility operated by an organization or business that is licensed by the Department of Financial and Professional Regulation to acquire cannabis from a cultivation center, craft grower, processing organization, or another dispensary for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia, or related supplies under the Act to purchasers or to qualified registered medical cannabis patients and caregivers.

Can municipalities require licenses to operate a cannabis establishment within their boundaries?

- While licensing is a function of the State under the Act, local governments can still enforce generally applicable business registration requirements for cannabis establishments and conduct inspections of the premises to ensure compliance with local ordinances.

What are the different types of Licenses?

The Act creates the following Adult Use Cannabis Licenses, subject to various fees and subject to administration by the Department of Agriculture (DOA) and the Department of Financial and Professional Regulation (IDFPR):

- Early Approval Adult Use Dispensing Organization - A license that permits a medical cannabis dispensing organization licensed under the Compassionate Use of Medical Cannabis Pilot Program Act as of the effective date of the Act to begin selling cannabis to purchasers as permitted by the Act as of January 1, 2020.
- Early Approval Adult Use Cultivation Center - A license that permits a medical cannabis cultivation center licensed under the Medical Cannabis Pilot Program Act as of the effective date of the Act to begin cultivating, infusing, packaging, transporting (unless otherwise provided in the Act), and selling cannabis to cannabis business establishments for resale to purchasers as permitted by the Act as of January 1, 2020. A cultivation center may begin producing cannabis and cannabis-infused products once the Early Approval Adult Use Cultivation Center License is approved. A cultivation center that obtains an Early Approval Adult Use Cultivation Center License may begin selling cannabis and cannabis-infused products to approved Dispensing Organizations on December 1, 2019.
- Conditional Adult Use Dispensing Organization License - A license awarded to top-scoring applicants for an Adult Use Dispensing Organization License that reserves to the applicant

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the right to an adult use dispensing organization license if the applicant meets certain conditions described in the Act. A dispensing organization that is awarded a Conditional Adult Use Dispensing Organization License is not entitled to purchase, possess, sell, or dispense cannabis or cannabis-infused products until the applicant has received an Adult Use Dispensing Organization License.

- **Conditional Adult Use Cultivation Center License** - A license awarded to top-scoring applicants for an Adult Use Cultivation Center License that reserves to the applicant the right to an Adult Use Cultivation Center License if the applicant meets certain conditions as determined by the Department of Agriculture by rule. A cultivation center applicant that is awarded a Conditional Adult Use Cultivation Center License is not entitled to grow, purchase, possess, or sell cannabis or cannabis-infused products until the applicant has received an Adult Use Cultivation Center License.
- **Adult Use Dispensing Organization** - A license issued by the Department of Financial and Professional Regulation that permits a person to act as a dispensing organization under the Act and any administrative rule made in furtherance of the Act.
- **Adult Use Cultivation Center** - A license issued by the Department of Agriculture that permits a person to act as a cultivation center under the Act and any administrative rule made in furtherance of the Act.
- **Craft Grower** - The Department of Agriculture shall issue up to 40 craft grower licenses by July 1, 2020. A craft grower is a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization.
- **Infuser** - The Department of Agriculture shall issue up to 40 infuser licenses through a process provided for in the Act no later than July 1, 2020. "Infuser organization" or "infuser" means a facility operated by an organization or business that is licensed by the Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product. An infuser is prohibited from extracting cannabis concentrate from raw cannabis material. Only cultivation centers and craft growers will be allowed to extract cannabis concentrate.
- **Transporter** - "Transporting organization" or "transporter" means an organization or business that is licensed by the Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program.

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Do State licenses need to be renewed?

- Yes. All licenses expire and are subject to the renewal provisions set forth in the Act.
- Adult Use Dispensing Organization Licenses shall expire on March 31 of even-numbered years. Licensees must submit a renewal application as provided by the Department and pay the required renewal fee.

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LOCAL GOVERNMENT

Can municipalities prohibit cannabis establishments within their boundaries?

- Yes. A unit of local government may enact ordinances to prohibit or significantly limit a recreational cannabis business establishment's location.
- NOTE: While recreational cannabis business establishments may be prohibited, the Medical Cannabis Pilot Program Act specifically provides that medical marijuana disbursement facilities may not be prohibited within municipal borders. For medical cannabis establishments, then, municipalities can only regulate location via "reasonable" zoning regulations (special use permits, etc.).

Can municipalities and other units of local government regulate cannabis establishments within their boundaries?

- A unit of local government may enact reasonable zoning ordinances or resolutions not in conflict with the Act or with Office of Cannabis Control, Department of Public Health, Department of Financial and Professional Regulation, and Department of Agriculture rules regulating cannabis establishments.
- A unit of local government may enact ordinances or rules governing the time, place, manner and number of cannabis establishment operations, including a minimum distance limitation between cannabis establishments and locations it deems sensitive through the use of conditional use permits.

Can municipalities regulate the on-premises consumption of cannabis and/or allow cannabis cafes and lounges?

- A unit of local government may regulate and/or allow the on-premises consumption of cannabis at or in a cannabis business establishment within its jurisdiction in a manner consistent with the Act. The Act allows the creation of "cannabis cafes/lounges" in the discretion of the municipality. Cannabis business establishments or other entities authorized or permitted by a municipality to allow on-site consumption shall not be deemed a public place within the meaning of the Smoke Free Illinois Act.

Can municipalities and other units of local government prohibit the use of cannabis within their boundaries?

- No unit of local government, including a home rule unit, may unreasonably prohibit the use of cannabis authorized by the Act.

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Does the Act contain any location restrictions on dispensaries?

- A dispensing organization may not be located within 1,500 feet from another dispensing organization
- NOTE: These distance restrictions are different than those imposed by the Medical Cannabis Pilot Program, Act. Under the Medical Cannabis Pilot Program Act registered cultivation centers could not locate within 2,500 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, day care home, group day care home, part day child care facility, or an area zoned for residential use (410 ILCS 130/105(c)) and registered dispensing organizations could not locate within 1,000 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, day care home, group day care home, or part day child care facility or be located in a house, apartment, condominium, or an area zoned for residential use (410 ILCS 130/130(d)). Under the Act, a unit of local government may enact rules governing minimum distance limitations between cannabis establishments and locations it deems sensitive.

Does failure to be in compliance with local zoning regulations have any impact on a cannabis establishment's ability to operate in Illinois?

- A state-issued cannabis establishment license will be denied if the applicant would not be in compliance with local zoning rules.

Can municipalities and other units of local government fine or penalize cannabis establishments for violation of local zoning regulations?

- A unit of local government may establish civil penalties for violation of an ordinance or rules governing the time, place and manner of operation of a cannabis establishment in the jurisdiction of the unit of local government.

Can municipalities regulate personal possession and consumption of cannabis?

- The Act provides municipalities with the authority to locally regulate possession and consumption of cannabis by private citizens in a manner consistent with the Act. Therefore, municipalities can adopt the prohibitions and penalties of the Act into their Codes which will give the local governments the ability to enforce and prosecute personal possession and consumption violations through local adjudication or the circuit court.

Does the Act apply to home-rule units of government?

- A unit of local government may not regulate cannabis-related activities in a manner more restrictive than their regulation by the State under the Act. Home rule preemption applies here.

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- “This subsection is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.” Section 55-25(4).
- Home Rule Preemption is specifically set forth in Section 55-90. “Except as otherwise provided in this Act, a unit of local government, including a home rule unit, may not regulate or license the activities described in this Act.” [emphasis added]

Can voters choose to limit or prohibit cannabis establishments within a municipality?

- They can, but only in Chicago. The Act allows the legal voters of any precinct within a municipality with a population of over 500,000 to petition their local alderman, using a petition form made available online by the city clerk, to introduce an ordinance establishing the precinct as a restricted zone. “Restricted cannabis zone” means a precinct within which home cultivation, one or more types of cannabis business establishments, or both has been prohibited pursuant to an ordinance initiated by a petition under the Act.

Does the Act contain any operational rules for recreational cannabis dispensaries?

- The Act in Section 15-70 contains a list of specific business operational rules for recreational cannabis dispensaries that provide a clear base-line of regulatory guidelines for these establishments. Municipalities can include these in any statement on approvals or conditions that are part of any conditional use permit. These rules include:
 - A dispensing organization must include the legal name of the dispensary on the packaging of any cannabis product it sells.
 - Dispensing organizations are prohibited from selling any product containing alcohol except tinctures, which must be limited to containers that are no larger than 100 milliliters.
 - A dispensing organization may only accept cannabis deliveries into a restricted access area. Deliveries may not be accepted through the public or limited access areas unless otherwise approved under the Act.
 - A dispensing organization shall maintain compliance with State and local building, fire, and zoning requirements or regulations.
 - A dispensing organization shall submit a list to the State of the names of all service professionals that will work at the dispensary.
 - A dispensing organization's license allows for a dispensary to be operated only at a single location.
 - A dispensary may operate between 6 a.m. and 10 p.m. local time.
 - A dispensing organization must keep all lighting outside and inside the dispensary in good working order and wattage sufficient for security cameras.
 - A dispensing organization shall not:

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- Produce or manufacture cannabis;
- Accept a cannabis product from an adult use cultivation center, craft grower, infuser, dispensing organization, or transporting organization unless it is pre-packaged and labeled in accordance with the Act and any rules that may be adopted pursuant to the Act;
- Obtain cannabis or cannabis-infused products from outside the State of Illinois;
- Sell cannabis or cannabis-infused products to a purchaser unless the dispensary organization is licensed under the Compassionate Use of Medical Cannabis Pilot Program, and the individual is registered under the Compassionate Use of Medical Cannabis Pilot Program or the purchaser has been verified to be over the age of 21;
- Enter into an exclusive agreement with any adult use cultivation center, craft grower, or infuser.
- Refuse to conduct business with an adult use cultivation center, craft grower, transporting organization, or infuser that has the ability to properly deliver the product and is permitted by the Department of Agriculture, on the same terms as other adult use cultivation centers, craft growers, infusers, or transporters with whom it is dealing;
- Operate drive-through windows;
- Allow for the dispensing of cannabis or cannabis-infused products in vending machines;
- Transport cannabis to residences or other locations where purchasers may be for delivery;
- Enter into agreements to allow persons who are not dispensing organization agents to deliver cannabis or to transport cannabis to purchasers.
- Operate a dispensary if its video surveillance equipment is inoperative;
- Operate a dispensary if the point-of-sale equipment is inoperative;
- Operate a dispensary if the State's cannabis electronic verification system is inoperative;
- Have fewer than 2 people working at the dispensary at any time while the dispensary is open;
- Be located within 1,500 feet of the property line of a pre-existing dispensing organization;
- Sell clones or any other live plant material;
- Sell cannabis, cannabis concentrate, or cannabis-infused products in combination or bundled with each other or any other items for one price, and each item of cannabis, concentrate, or cannabis-infused product must be separately identified by quantity and price on the receipt;
- Violate any other requirements or prohibitions set by State rules.

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SOCIAL JUSTICE

What other Agency oversight does the State have for social issues related to cannabis production, sale and use?

- The Restoring Our Communities (ROC) program will be created. The ROC program will be a performance incentive funding program for high-need, underserved communities throughout the State.
- The purpose of the ROC program will be to directly address the impact of economic disinvestment and the historical use of criminal justice responses to community and individual needs by supporting local design and control of community-based responses to these impacts that can be accessed outside of the criminal justice system.
- The ROC program will provide planning and implementation grants as well as technical assistance to collaborative groups that include human service providers and community-based organizations, individuals who have experienced the criminal justice system or other systems of State intervention, and individuals who have been consumers of social programs administered by the State or local jurisdictions and local leaders from all sectors.

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TAXATION, REVENUES AND APPROPRIATIONS

How is cannabis cultivation going to be taxed on the state level?

- Beginning on January 1, 2020, a Cannabis Cultivation Privilege Tax is imposed upon the privilege of cultivating cannabis at the rate of 7% of the gross receipts from the sale of cannabis by a cultivator.
 - This tax rate already exists under current medical cannabis law.
 - As all funds collected under the Cannabis Regulation and Tax Act and under the Compassionate Use of Medical Cannabis Pilot Program Act will be deposited into the Cannabis Regulation Fund, the 7% cultivation tax that previously only applied to the cultivation of medical cannabis is repealed, effective July 1, 2020. (See 410 ILCS 130/200), and replaced by the same tax that applies to both recreational and medical cannabis cultivation.
 - All funds received by the Department of Revenue under the privilege tax shall be paid into the Cannabis Regulation Fund in the State treasury.
- The Cannabis Cultivation Privilege Tax will be collected in addition to all other occupation or privilege taxes imposed by the State of Illinois or by any municipal corporation or political subdivision (whether the cultivation is for medical or recreational purposes).

How is the sale of cannabis going to be taxed on the state level?

- Beginning on January 1, 2020, a Cannabis Purchaser Excise Tax is imposed upon purchasers for the privilege of using cannabis at the following rates:
 - Purchases of cannabis flower or products with less than 35% THC – 10% tax.
 - Cannabis-infused products (i.e., edibles) – 20% tax.
 - Products with a THC concentration higher than 35% – 25% tax.
- The purchase price of any product that contains any amount of cannabis or any derivative is subject to the tax on the full purchase price of the product.
- The purchase of cannabis is also subject to state and local sales taxes; it is collected in addition to all other occupation, privilege, or excise taxes imposed by the State of Illinois or by any municipal corporation or political subdivision of the State.
- All funds received by the Department of Revenue under the excise tax will be paid into the Cannabis Regulation Fund in the State treasury.
- 8% of state taxes collected on cannabis sales will be allocated to the Local Government Distributive Fund for the purpose of funding crime prevention programs, law enforcement training and drug interdiction efforts.

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How is cannabis going to be taxed on the local level?

- On and after January 1, 2020, the corporate authorities of any county or municipality may, by ordinance, impose a County and Municipal Cannabis Retailers' Occupation Tax.
- For municipalities, the tax is imposed upon purchasers for the privilege of using cannabis purchased in the municipality. The rate of tax shall not exceed 3% of the purchase price. If imposed, the tax shall only be imposed in 0.25% increments.
- Non-home rule counties are authorized to impose a tax of up to 0.75% in incorporated areas and 3.75% on sales emanating from unincorporated areas.
- Cook County, the only home-rule county in the state, is authorized to impose a tax of 3% regardless of whether the sale occurs in an incorporated or unincorporated area.
- The tax shall not be imposed on cannabis that is subject to tax under the Compassionate Use of Medical Cannabis Pilot Program Act.
- The State Department of Revenue will collect and enforce this tax.
- Any ordinance imposing the tax must be certified by the municipal clerk of that unit of local government and filed with the Illinois Department of Revenue before June 1st of any year, to be effective and enforced by the Department of Revenue on September 1st of that year.
- This tax will be collected in addition to all other occupation, privilege, or excise taxes imposed by the State of Illinois or by any municipal corporation or political subdivision of the State.

What is the State going to do with the funds collected in the form of state taxes, license fees and any other monies collected with regard to cannabis production and sale?

- The Cannabis Regulation Fund will be created in the State treasury. Unless otherwise provided, all funds collected under the Cannabis Regulation and Tax Act and under the Compassionate Use of Medical Cannabis Pilot Program Act shall be deposited into the Cannabis Regulation Fund, consisting of taxes, license fees, other fees and any other amounts required to be deposited or transferred into the Fund.
- Monthly, the transfers of revenues received into the Cannabis Regulation Fund shall be certified as follows:
 - First, to pay for the direct and indirect costs associated with the implementation, administration and enforcement of the Compassionate Use of Medical Cannabis Pilot Program Act and the Cannabis Regulation and Tax Act, the Department of Revenue shall certify the transfer of 1/12 of the fiscal year amount appropriated to the numerous agencies involved with the program;

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- Second, after the above-noted transfers have been made, the remainder shall be transferred to the following funds:
 - 35% transferred to the General Revenue Fund
 - 25% transferred to the Criminal Justice Information Projects Fund to support Restoring, Reinvest and Renew Program for community reinvestment
 - 20% transferred to Department of Human Services Community Services Fund to fund mental health and substance abuse services at local health departments
 - 10% transferred to Budget Stabilization Fund to pay the backlog of unpaid bills
 - 8% transferred to Local Government Distributive Fund to create a “grant program” to fund crime prevention programs, training, and interdiction efforts relating to the illegal cannabis market and cannabis-based DUIs
 - 2% transferred to the Drug Treatment Fund for public education and awareness

How are existing Retailers’ Occupation Taxes affected?

- Retailers’ Occupation Taxes, assessed on both a local and statewide level, will not be deposited into the Cannabis Regulation Fund. Nothing in the Compassionate Use of Medical Cannabis Pilot Program Act and the Cannabis Regulation and Tax Act affects the collection of these taxes, or their deposit in the State’s general funds and/or distribution to local municipalities under local ordinance.
- Under the State Retailers’ Occupation Tax, the sale of cannabis is classified as a “sale of tangible personal property at retail”.

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USE AND POSSESSION

How much cannabis can a resident of the State of Illinois legally possess under the Act?

- For an Illinois resident who is 21 years or older, the possession limit is any combination of the following:
 - 30 grams of raw cannabis;
 - Cannabis-infused product or products containing a total of no more than 500 mg of THC;
 - 5 grams of cannabis product in concentrated form;
- For individuals who register as qualifying patients under the State's existing medical cannabis program only:
 - Up to 5 Cannabis plants and the cannabis produced from those 5 plants, secured within the residence or dwelling unit (no matter how many people reside in a residence, only 5 plants are allowed per residence).
 - If the plants produce more than the 30 grams of raw cannabis that one individual is allowed to possess, the excess cannabis product must remain in the residence.
 - Qualifying patients are allowed to possess any combination of the amounts indicated above for Illinois residents. Additionally, if they have plants that yield more than the 30 grams, the excess must remain secured in the residence or residential property it is grown.

How much cannabis may a non-resident of the State of Illinois legally possess under the Act?

- For a person who is 21 year of age or older and who is not a resident of Illinois, the possession limit is any combination of the following:
 - 15 grams of raw cannabis, or;
 - 250 mg of THC contained in cannabis-infused products;
 - or 2.5 grams of concentrated cannabis.
 - **NOTE:** a non-resident may not possess cannabis plants.

Where is a person restricted from possessing cannabis?

- The Act will not permit any person to engage in, and does not prevent the imposition of any civil, criminal, or other penalties for engaging in any of the following conduct:
 - Possessing cannabis on a school bus.
 - Possessing cannabis on the grounds of any preschool or primary or secondary school unless approved as a medical cannabis patient.
 - Possessing cannabis in any correctional facility.

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- Possessing cannabis in a vehicle not open to the public unless the cannabis is in a reasonably secured, sealed, tamper-evident container and reasonably inaccessible while the vehicle is moving.
- Possessing cannabis in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises.

Where will the use of cannabis be prohibited?

- The Act will not permit any person to engage in, and does not prevent the imposition of any civil, criminal, or other penalties for, the following:
 - Consuming cannabis on a school bus.
 - Consuming cannabis on the grounds of any preschool or primary or secondary school unless authorized in the medical cannabis program.
 - Consuming cannabis in any correctional facility.
 - Consuming cannabis in any motor vehicle.
 - Consuming cannabis in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises.
 - Consuming cannabis in any public place or knowingly in close physical proximity to anyone under 21 years of age.
 - Consuming cannabis in any public place where a person could reasonably be expected to be observed by others.
 - Consuming cannabis in any location where smoking is prohibited by the Smoke Free Illinois Act (410 ILCS 82/1 *et seq.*), including hospitals, restaurants, retail stores, offices, commercial establishments, etc.
 - Note: Universities, colleges and other post-secondary educational institutions can restrict or prohibit cannabis use on their property.

How is a “public place” defined under the Act?

- A “public place” is defined as any place where a person could reasonably be expected to be observed by others.
- A “public place” includes all parts of buildings owned in whole or in part, or leased, by the State or a unit of local government.
- A “public place” does not include a private residence unless the private residence is used to provide licensed child care, foster care or other similar social service care on the premises.

Are there certain specific activities that you cannot perform while using cannabis?

- Operating, navigating or being in actual physical control of any motor vehicle, aircraft or motorboat while using or under the influence of cannabis

**FREQUENTLY ASKED QUESTIONS –
CANNABIS REGULATION AND TAX ACT – PUBLIC ACT 101-0027**

- Use of cannabis by a law enforcement officer, corrections officer, probation officer or firefighter while on duty.
- Use of cannabis by a person who has a school bus permit or a Commercial Driver's License while on duty.
- Driving under the influence of cannabis - DUI and reckless driving based on THC impairment may continue to be charged.

Community Development

AGENDA SECTION: First Reading – ZPS

SUBJECT: Major Adjustment to Planned Development to Replace Existing Street Light and Landscape Lights in the Graue Mill Condominiums
1203 Old Mill Road - R-5 Multiple Family District - Case A-26-19

MEETING DATE: September 17, 2019

FROM: Chan Yu, Village Planner

Recommended Motion

Should the Board find the request in substantial conformity with the Planned Development Site Plan and Exterior Appearance Plan, the appropriate motion would be to, "Move the request for a Major Adjustment to a Planned Development for Site Plan and Exterior Plan Changes for second reading."

OR

Should the Board find the request is not in substantial conformity with the Planned Development Site Plan and Exterior Appearance Plan, "Move to refer the request to the Plan Commission for further hearing and review."

Background

On April 10, 1973, the Board of Trustees (BOT) approved an ordinance approving a 47 acre, 244 residential unit, Planned Development known as the Graue Mill Country Condominiums at 1203 Old Mill Road in the R-5 Multi-Family District at the north east tip of the Village. On May 1, 2012, the BOT approved Ordinance O2012-18, approving a major adjustment for a new entrance ground sign at the York Road entrance into the Graue Mill condominiums (Attachment 4). The surrounding zoning districts include R-6 Multiple Family Residential to the north, IB Institutional Buildings District (Hinsdale Humane Society) to the south (across Salt Creek) and R-6 to the south (Spinning Wheel apartments) across Salt Creek. To the west are single family homes in the Village of Oak Brook.

This major adjustment request is to replace the existing street light system and various landscape lights, in the general vicinity of the current locations of the lights. The existing street light system includes 75 street light poles and 21 landscape lights. The new proposed L.E.D. street light system would feature 24 additional street lights for a total of 99 street lights. The landscape lights would increase from 21 to 29.

The proposed lighting color temperature is 4,000 Kelvin. It should be noted however, the 2015 Oak Street Bridge project was completed with L.E.D. ornamental street lights at 4,000 Kelvin and had to be replaced with a warmer 3,000 Kelvin level due to numerous complaints. To this end, staff recommends the Village consider a condition to request a 3,000 Kelvin color temperature or a dimming function for the lighting fixtures. This is a consistent condition by the Plan Commission and Village Board from past lighting applications.

The existing street lights are 8-feet tall and existing landscape lights are 1-foot tall. The proposed street lights are 12-feet tall and landscape lights are 3'-6" tall. In the residential districts, an accessory structure has a maximum height requirement of 15-feet.

Per the applicant, the existing lighting system is not working properly and is causing safety issues. The applicant has also stated that replacements parts are not available for the existing light fixtures. Per the lighting contractor, the existing street light system is approximately 40 years old. The applicant has submitted a support letter for the request, executed by the Ad Hoc street lighting committee, Architectural Control Committee and Homeowners Board (Attachment 8).

Discussion & Recommendation

Should the Board find the request is not in substantial conformity with the Planned Development Site Plan and Exterior Appearance as approved, "Move to refer the request to the Plan Commission (PC) for further hearing and review." (The definition of "substantial conformity" is included as Attachment 7.)

It should be noted, the Plan Commission will be discussing lighting regulations in the near future, however, it would not pertain directly to this request since the proposed changes exclude streetlights (Attachment 6).

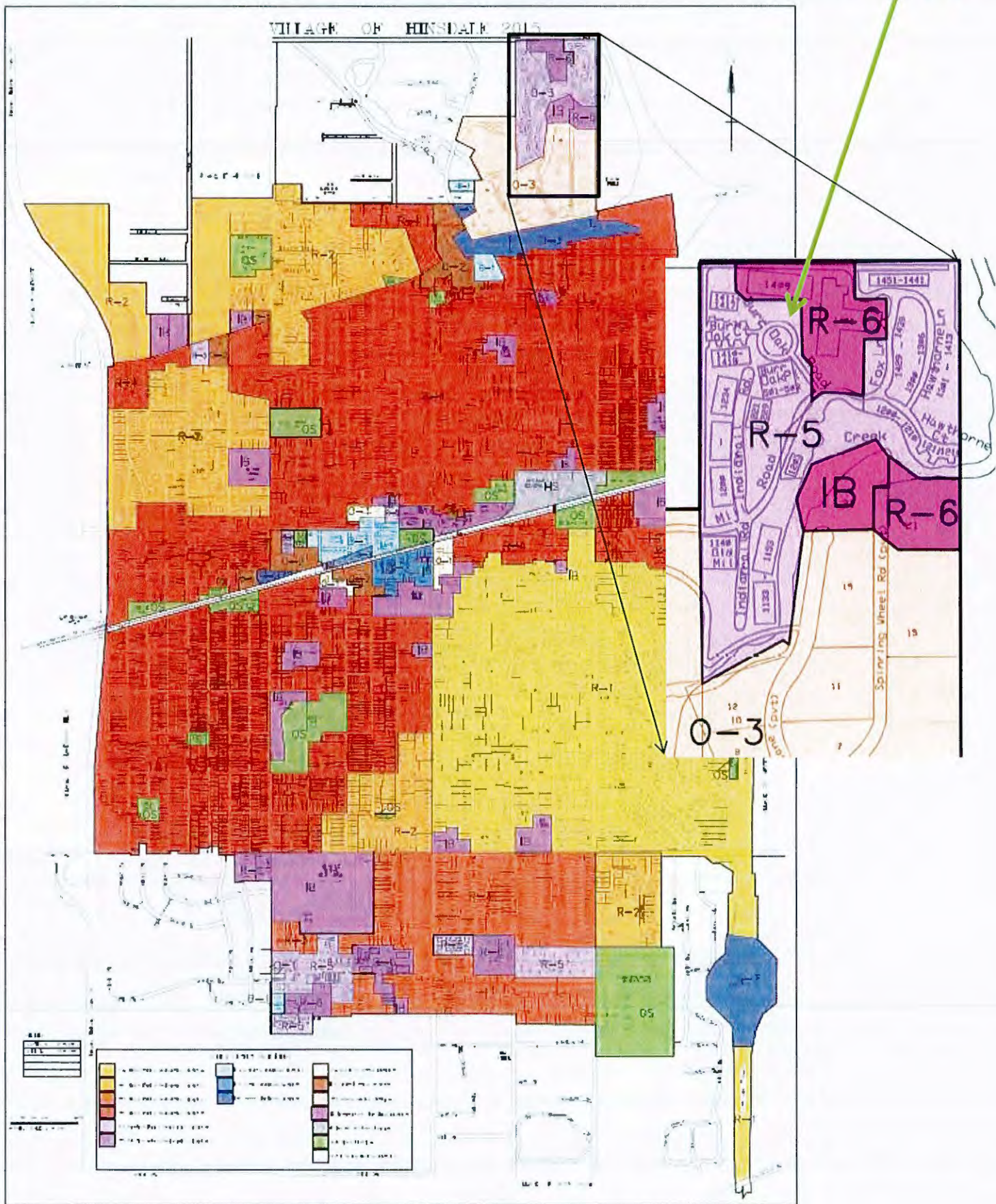
Village Board and/or Committee Action

N/A

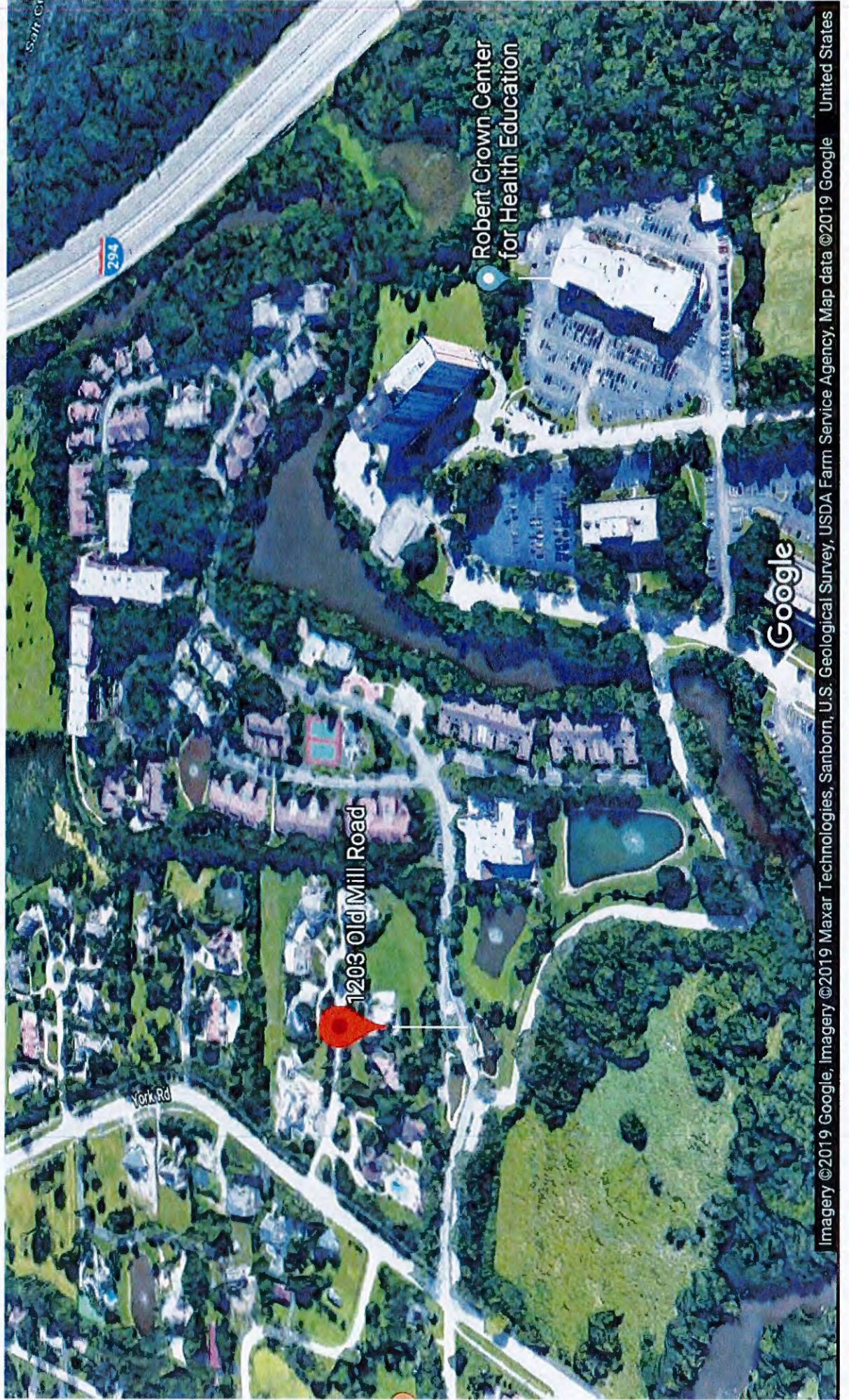
Documents Attached

1. Zoning Map and Project Location
2. Aerial View of Subject Property
3. Major Adjustment Site Plan and Applications
4. Approved Major Adjustment for Ground Sign Ordinance O2011-48 (Oct. 24, 2011) and Approved Planned Development Ordinance (April 10, 1973)
5. Street View of Existing Street Light and Pole
6. Text Amendment to add Definitions to the existing Lighting Regulations memo to the PC
7. Definition of "Substantial Conformity" per the Zoning Code Section 12-206
8. Graue Mill Homeowners Association support letter (August 15, 2019)

Attachment 1: Village of Hinsdale Zoning Map and Project Location



Attachment 2: Aerial View of 1203 Old Mill Road





Graue Mill Homeowners Association

1203 Old Mill Road • Hinsdale, Illinois 60521 • (630) 654-1588

August 15, 2019

Robert McGinnis
Village of Hinsdale
19 E. Chicago Avenue
Hinsdale, IL 60521

Mr. McGinnis,

Please be advised that the light fixtures submitted to the Village of Hinsdale for the approval within the Graue Mill Community, were first recommended and approved by the Ad Hoc street lighting committee and was then recommended and approved by the Architectural Control Committee.

After accepting the recommendation of these two committees the Homeowners Board unanimously approved the installation of the Cree Fixtures submitted.

Respectfully Submitted,

John Romanelli, President Graue Mill
Homeowners Association

Ron Wilder, President Graue Mill Condo III

Ozzie Haleem, President Graue Mill Condo I

John Romanelli, President Graue Mill Condo IV

David Welch, President Graue Mill Condo II

Virginia Ertle, President Graue Mill Condo V

- EXISTING LIGHTS
- 150W LED TO BE INSTALLED
- NEW LED TO BE INSTALLED UPON THE NEW ROAD
- Existing street lights @ 75
- Existing street @ 75
- New street @ 75
- New street @ 75



Cree Edge™ Series

Product Description
LED Fixtures, Luminaire
The Cree Edge Series is a new line of LED street lighting fixtures. It is designed to be a high performance, long life, and energy efficient lighting solution. The Cree Edge Series is available in a variety of luminaire styles and mounting heights. The Cree Edge Series is designed to be a high performance, long life, and energy efficient lighting solution. The Cree Edge Series is available in a variety of luminaire styles and mounting heights.

Performance Summary
Power: 150W
Voltage: 120V
Frequency: 60Hz
Life Span: 100,000 hours
Beam Spread: 120°
Color Temperature: 3000K
CRI: 90+
Flicker: 0%
Dimming: 0-10V
Mounting: Pole Mount
Housing: Die Cast Aluminum
Finish: Powder Coat
Weight: 15 lbs
Dimensions: 12" x 12" x 12"



Model	Power	Beam Spread	Color Temperature	Life Span
LED 150W	150W	120°	3000K	100,000 hours
LED 150W	150W	120°	3000K	100,000 hours
LED 150W	150W	120°	3000K	100,000 hours

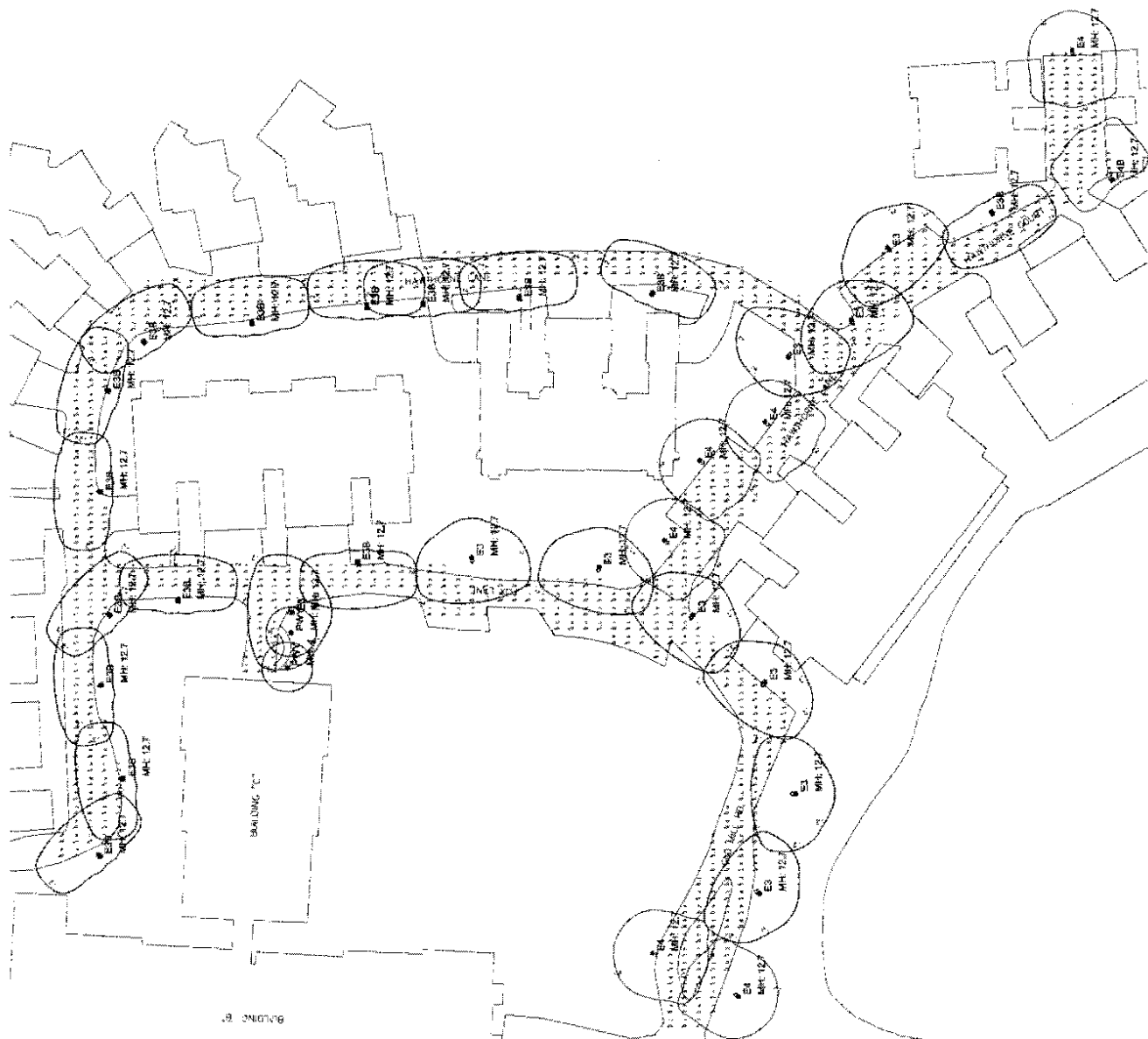
Item	Quantity	Unit Price	Total Price	Notes
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each
LED 150W	100	\$150.00	\$15,000.00	100 units @ \$150.00 each



Cree Lighting Inc.
1000 Cree Drive
Durham, NC 27709
1-800-387-2222

Sheet No.	Sheet Title	Scale
01	01 ELECTRICAL SITE PLAN	AS SHOWN
02	02 LIGHTING PLAN	AS SHOWN
03	03	AS SHOWN





PARTIAL PHOTOMETRIC PLAN
 SCALE 1/8" = 1'-0"



**MAJOR ADJUSTMENT TO PLANNED
DEVELOPMENT
COMMUNITY DEVELOPMENT
DEPARTMENT**

***Must be accompanied by completed Plan Commission Application**

Address of proposed request:

1203 OLD MILL RD. HINSDALE (47 ACRES KNOWN AS GRAVE MILL CONDO'S)

Proposed Planned Development request:

REPLACE OLD STREET LIGHTS WITH NEW L.E.D. STREET LIGHTS

Amendment to Adopting Ordinance Number:

REVIEW CRITERIA:

Paragraph 11-603K2 of the Hinsdale Zoning Code regulates Major Adjustments to a Final Planned Development that are under construction and Subsection 11-603L regulates Amendments to Final Plan Developments Following Completion of Development and refers to Subsection 11-603K. Any adjustment to the Final Plan not authorized by Paragraph 11-603K1 shall be considered to be a Major Adjustment and shall be granted only upon application to, and approval by, the Board of Trustees. The Board of Trustees may, by ordinance duly adopted, grant approval for a Major Adjustment without a hearing upon finding that any changes in the Final Plans as approved will be in substantial conformity with said Final Plan. If the Board of Trustees determines that a Major Adjustment is not in substantial conformity with the Final Plan as approved, then the Board of Trustees shall refer the request to the Plan Commission for further hearing and review.

1. Explain how the proposed major adjustment will be in substantial conformity with said plan.

WE ARE REPLACING OLD/BROKEN NON FUNCTIONING STREET LIGHTS, WITH NEW L.E.D. FIXTURES AND NEW WIREING

2. Explain the reason for the proposed major adjustment.

OLD SYSTEM NOT WORKING PROPERLY CAUSING SAFETY ISSUE'S. (NO PARTS, AVAILABLE FOR OLD FIXTURES)



**VILLAGE
OF HINSDALE** FOUNDED IN 1871

**COMMUNITY DEVELOPMENT
DEPARTMENT
EXTERIOR APPEARANCE AND
SITE PLAN REVIEW CRITERIA**

Address of proposed request: GRAVE MILL CONDO'S
1203 OLD MILL ROAD, HINSDALE IL.

REVIEW CRITERIA

Section 11-606 of the Hinsdale Zoning Code regulates Exterior appearance review. The exterior appearance review process is intended to protect, preserve, and enhance the character and architectural heritage and quality of the Village, to protect, preserve, and enhance property values, and to promote the health, safety, and welfare of the Village and its residents. Please note that Subsection Standards for building permits refers to Subsection 11-605E Standards and considerations for design permit review.

*****PLEASE NOTE***** If this is a non-residential property within 250 feet of a single-family residential district, additional notification requirements are necessary. Please contact the Village Planner for a description of the additional requirements.

FEES for Exterior Appearance/Site Plan Review:

Standard Application: \$600.00

Within 250 feet of a Single-Family Residential District: \$800

Below are the criteria that will be used by the Plan Commission, Zoning and Public Safety Committee and Board of Trustees in reviewing Exterior Appearance Review requests. Please respond to each criterion as it relates to the application. Please use an additional sheet of paper to respond to questions if needed.

1. *Open spaces.* The quality of the open space between buildings and in setback spaces between street and facades.

NOT CHANGED

2. *Materials.* The quality of materials and their relationship to those in existing adjacent structures.

SEE ATTACHED EXHIBIT

3. *General design.* The quality of the design in general and its relationship to the overall character of neighborhood.

N/A

4. *General site development.* The quality of the site development in terms of landscaping, recreation, pedestrian access, auto access, parking, servicing of the property, and impact on vehicular traffic patterns and conditions on-site and in the vicinity of the site, and the retention of trees and shrubs to the maximum extent possible.

NO CHANGE

5. *Height.* The height of the proposed buildings and structures shall be visually compatible with adjacent buildings.

N/A

6. *Proportion of front façade.* The relationship of the width to the height of the front elevation shall be visually compatible with buildings, public ways, and places to which it is visually related.

N/A

7. *Proportion of openings.* The relationship of the width to the height of windows shall be visually compatible with buildings, public ways, and places to which the building is visually related.

N/A

8. *Rhythm of solids to voids in front façades.* The relationship of solids to voids in the front façade of a building shall be visually compatible with buildings, public ways, and places to which it is visually related.

N/A

9. *Rhythm of spacing and buildings on streets.* The relationship of a building or structure to the open space between it and adjoining buildings or structures shall be visually compatible with the buildings, public ways, and places to which it is visually related.

N/A

10. *Rhythm of entrance porch and other projections.* The relationship of entrances and other projections to sidewalks shall be visually compatible with the buildings, public ways, and places to which it is visually related.

N/A

11. *Relationship of materials and texture.* The relationship of the materials and texture of the façade shall be visually compatible with the predominant materials to be used in the buildings and structures to which it is visually related.

N/A

12. *Roof shapes.* The roof shape of a building shall be visually compatible with the buildings to which it is visually related.

N/A

13. *Walls of continuity.* Building facades and appurtenances such as walls, fences, and landscape masses shall, when it is a characteristic of the area, form cohesive walls of enclosure along a street to ensure visual compatibility with the buildings, public ways, and places to which such elements are visually related.

N/A

14. *Scale of building.* The size and mass of buildings and structures in relation to open spaces, windows, door openings, porches, and balconies shall be visually compatible with the buildings, public ways, and places to which they are visually related.

N/A

15. *Directional expression of front elevation.* The buildings shall be visually compatible with the buildings, public ways, and places to which it is visually related in its directional character, whether this be vertical character, horizontal character, or nondirectional character.

N/A

16. *Special consideration for existing buildings.* For existing buildings, the Plan Commission and the Board of Trustees shall consider the availability of materials, technology, and craftsmanship to duplicate existing styles, patterns, textures, and overall detailing.

N/A

REVIEW CRITERIA – Site Plan Review

Below are the criteria that will be used by the Plan Commission and Board of Trustees in determining if the application does not meet the requirements for Site Plan Approval. Briefly describe how this application will not do the below criteria. Please respond to each criterion as it relates to the application. Please use an additional sheet of paper to respond to questions if needed.

Section 11-604 of the Hinsdale Zoning Code regulates Site Plan Review. The site plan review process recognizes that even those uses and developments that have been determined to be generally suitable for location in a particular district are capable of adversely affecting the purposes for which this code was enacted unless careful consideration is given to critical design elements.

1. The site plan fails to adequately meet specified standards required by the Zoning Code with respect to the proposed use or development, including special use standards where applicable.

N/A

2. The proposed site plan interferes with easements and rights-of-way.

N/A

3. The proposed site plan unreasonably destroys, damages, detrimentally modifies, or interferes with the enjoyment of significant natural, topographical, or physical features of the site.

N/A

4. The proposed site plan is unreasonably injurious or detrimental to the use and enjoyment of surrounding property.

N/A

5. The proposed site plan creates undue traffic congestion or hazards in the public streets, or the circulation elements of the proposed site plan unreasonably creates hazards to safety on or off site or disjointed, inefficient pedestrian or vehicular circulation paths on or off the site.

N/A

6. The screening of the site does not provide adequate shielding from or for nearby uses.

N/A

7. The proposed structures or landscaping are unreasonably lacking amenity in relation to, or are incompatible with, nearby structures and uses.

N/A

8. In the case of site plans submitted in connection with an application for a special use permit, the proposed site plan makes inadequate provision for the creation or preservation of open space or for its continued maintenance.

N/A

9. The proposed site plan creates unreasonable drainage or erosion problems or fails to fully and satisfactorily integrate the site into the overall existing and planned ordinance system serving the community.

N/A

10. The proposed site plan places unwarranted or unreasonable burdens on specified utility systems serving the site or area or fails to fully and satisfactorily integrate the site's utilities into the overall existing and planned utility system serving the Village.

N/A

11. The proposed site plan does not provide for required public uses designated on the Official Map.

N/A

12. The proposed site plan otherwise adversely affects the public health, safety, or general welfare.

N/A



VILLAGE
OF HINSDALE

VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT
DEPARTMENT

PLAN COMMISSION APPLICATION

I. GENERAL INFORMATION

Applicant
Name: <u>GRAVE MILL HOMEOWNERS ASS.</u>
Address: <u>1203 OLD MILL ROAD</u>
City/Zip: <u>HINSDALE IL, 60521</u>
Phone/Fax: <u>(630) 654-1588 / 654 4679</u>
E-Mail: <u>GRAVE MILL OFFICE@GMAIL</u> <u>.COM</u>

Owner
Name: _____
Address: <u>SAME AS APPLICANT.</u>
City/Zip: _____
Phone/Fax: () _____ / _____
E-Mail: _____

Others, if any, involved in the project (i.e. Architect, Attorney, Engineer)
--

Name: <u>JOHN ROMANELLI</u>
Title: <u>PRESIDENT GMHQA.</u>
Address: <u>1211 HAWTHORNE CT.</u>
City/Zip: <u>HINSDALE IL, 60521</u>
Phone/Fax: <u>(630) 965-7052 / 323 2125</u>
E-Mail: <u>JOHN.ROMANELLI@GMAIL</u> <u>.COM</u>

Name: <u>MIKE FARNEY</u>
Title: <u>STREET LIGHT CONSULTANT</u>
Address: <u>103 B 1401 BURR OAK RD</u>
City/Zip: <u>HINSDALE IL, 60521</u>
Phone/Fax: <u>(847) 280-7712</u>
E-Mail: <u>MLFF44@AOL.COM</u>

Disclosure of Village Personnel: (List the name, address and Village position of any officer or employee of the Village with an interest in the owner of record, the Applicant or the property that is the subject of this application, and the nature and extent of that interest)
1) <u>NONE</u>
2) <u>NONE</u>
3) <u>NONE</u>

II. SITE INFORMATION

Address of subject property: 1203 OLD MILL ROAD, HINSDALE (47 ACRES)

Property identification number (P.I.N. or tax number) 06-36-404-066

Brief description of proposed project: REPLACE THE OLD BROKEN STREET LIGHTS + WIRING IN GRAVE MILL WITH NEW L.E.D. LIGHT FIXTURES

General description or characteristics of the site: FLAT, RURAL, HEAVY TREED, NO SIDE WALKS, COUNTRY FEEL DEVELOPMENT.

Existing zoning and land use: MULTI FAMILY Condo's

Surrounding zoning and existing land uses:

North: OAK BROOK PARK / OPEN SPACE South: HINSDALE OFFICE PARK

East: SPINNING WHEEL APARTMENTS + 294 West: OAK BROOK SINGLE FAMILY

Proposed zoning and land use: _____

Please mark the approval(s) you are seeking and attach all applicable applications and standards for each approval requested:

- | | |
|---|---|
| <input type="checkbox"/> Site Plan Approval 11-604 | <input type="checkbox"/> Map and Text Amendments 11-601E
Amendment Requested: _____ |
| <input type="checkbox"/> Design Review Permit 11-605E | _____ |
| <input type="checkbox"/> Exterior Appearance 11-606E | <input type="checkbox"/> Planned Development 11-603E |
| <input type="checkbox"/> Special Use Permit 11-602E
Special Use Requested: _____ | <input type="checkbox"/> Development in the B-2 Central Business District Questionnaire |
| _____ | |
| _____ | |

TABLE OF COMPLIANCE

Address of subject property: 1203 OLD MILL ROAD HINSDALE

The following table is based on the P.U.D. Zoning District.

You may write "N/A" if the application does NOT affect the building/subject property.	Minimum Code Requirements	Existing Development	Proposed Development
Lot Area (SF)			N/A
Lot Depth			N/A
Lot Width			N/A
Building Height			N/A
Number of Stories			N/A
Front Yard Setback			N/A
Corner Side Yard Setback			N/A
Interior Side Yard Setback			N/A
Rear Yard Setback			N/A
Maximum Floor Area Ratio (F.A.R.)*			N/A
Maximum Total Building Coverage*			N/A
Maximum Total Lot Coverage*			N/A
Parking Requirements			N/A
Parking front yard setback			N/A
Parking corner side yard setback			N/A
Parking interior side yard setback			N/A
Parking rear yard setback			N/A
Loading Requirements			N/A
Accessory Structure Information			N/A

* Must provide actual square footage number and percentage.

Where any lack of compliance is shown, state the reason and explain the Village's authority, if any, to approve the application despite such lack of compliance: _____

CERTIFICATION

The Applicant certifies and acknowledges and agrees that:

- A. The statements contained in this application are true and correct to the best of the Applicant's knowledge and belief. The owner of the subject property, if different from the applicant, states that he or she consents to the filing of this application and that all information contained in this application is true and correct to the best of his or her knowledge.
- B. The applicant understands that an incomplete or nonconforming application will not be considered. In addition, the applicant understands that the Village may require additional information prior to the consideration of this application which may include, but is not limited to, the following items:
 1. Minimum yard and setback dimensions and, where relevant, relation of yard and setback dimensions to the height, width, and depth of any structure.
 2. A vehicular and pedestrian circulation plan showing the location, dimensions, gradient, and number of all vehicular and pedestrian circulation elements including rights-of-way and streets; driveway entrances, curbs, and curb cuts; parking spaces, loading spaces, and circulation aisles; sidewalks, walkways, and pathways; and total lot coverage of all circulation elements divided as between vehicular and pedestrian ways.
 3. All existing and proposed surface and subsurface drainage and retention and detention facilities and all existing and proposed water, sewer, gas, electric, telephone, and cable communications lines and easements and all other utility facilities.
 4. Location, size, and arrangement of all outdoor signs and lighting.
 5. Location and height of fences or screen plantings and the type or kind of building materials or plantings used for fencing or screening.
 6. A detailed landscaping plan, showing location, size, and species of all trees, shrubs, and other plant material.
 7. A traffic study if required by the Village Manager or the Board or Commission hearing the application.
- C. The Applicants shall make the property that is the subject of this application available for inspection by the Village at reasonable times;
- D. If any information provided in this application changes or becomes incomplete or inapplicable for any reason following submission of this application, the Applicants shall submit a supplemental application or other acceptable written statement containing the new or corrected information as soon as practicable but not less than ten days following the change, and that failure to do so shall be grounds for denial of the application; and
- E. The Applicant understands that he/she is responsible for all application fees and any other fees, which the Village assesses under the provisions of Subsection 11-301D of the Village of Hinsdale Zoning Code as amended April 25, 1989.
- F. THE OWNER OF THE SUBJECT PROPERTY AND, IF DIFFERENT, THE APPLICANT ARE JOINTLY AND SEVERALLY LIABLE FOR THE PAYMENT OF THE APPLICABLE APPLICATION FEE. BY SIGNING THE APPLICATION, THE OWNER HAS AGREED TO PAY SAID FEE, AND TO CONSENT TO THE FILING AND FORECLOSURE OF A LIEN AGAINST SUBJECT PROPERTY FOR THE FEE PLUS COSTS OF COLLECTION, IF THE ACCOUNT IS NOT SETTLED WITHIN THIRTY (30) DAYS AFTER THE MAILING OF A DEMAND FOR PAYMENT.

On the 19 day of AUGUST, 2019, I/We have read the above certification, understand it, and agree to abide by its conditions.

John Romanelli PRESIDENT GMHOA.

Signature of applicant or authorized agent

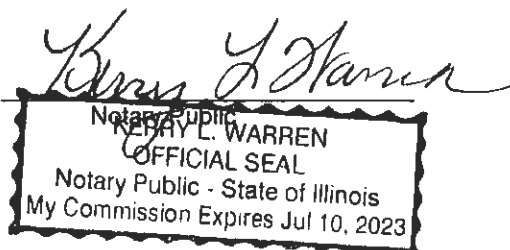
Signature of applicant or authorized agent

JOHN ROMANELLI PRESIDENT GMHOA.

Name of applicant or authorized agent

Name of applicant or authorized agent

SUBSCRIBED AND SWORN
to before me this 20 day of
August, 2019.



VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT DEPARTMENT
19 East Chicago Avenue
Hinsdale, Illinois 60521-3489
630.789.7030

Application for Certificate of Zoning Compliance

You must complete all portions of this application. If you think certain information is not applicable, then write "N/A." If you need additional space, then attach separate sheets to this form.

Applicant's name: GRAVE MILL HOMEOWNERS ASSOCIATION
Owner's name (if different): " " " "
Property address: 1203 OLD MILL ROAD, HINSDALE 47 ACRES
Property legal description: [attach to this form]
Present zoning classification: IB, Institutional Buildings
Square footage of property: 2047320
Lot area per dwelling: COMMON AREA SURVEY
Lot dimensions: 47 ACRES
Current use of property: GRAVE MILL CONDO'S (244 UNITS)
Proposed use: ☐ Single-family detached dwelling
☒ Other: STREET LIGHTS
Approval sought: ☒ Building Permit ☐ Variation
☐ Special Use Permit ☐ Planned Development
☐ Site Plan ☒ Exterior Appearance
☐ Design Review
☐ Other: _____

Brief description of request and proposal:

REPLACE BROKEN STREET LIGHTS WITH NEW L.E.D. FIXTURES

Plans & Specifications: [submit with this form]

Provided:

Required by Code:

Yards:

front:

interior side(s)

N/A

N/A

1

Provided:

Required by Code:

corner side	<u>N/A</u>	_____
rear	<u>N/A</u>	_____
Setbacks (businesses and offices):		
front:	<u>N/A</u>	_____
interior side(s)	<u>N/A</u>	_____ / _____
corner side	<u>N/A</u>	_____
rear	<u>N/A</u>	_____
others:	<u>N/A</u>	_____
Ogden Ave. Center:	<u>N/A</u>	_____
York Rd. Center:	<u>N/A</u>	_____
Forest Preserve:	<u>N/A</u>	_____

Building heights:

principal building(s):	<u>N/A</u>	_____
accessory building(s):	<u>N/A</u>	_____

Maximum Elevations:

principal building(s):	<u>N/A</u>	_____
accessory building(s):	<u>N/A</u>	_____

Dwelling unit size(s):	<u>N/A</u>	_____
------------------------	------------	-------

Total building coverage:	<u>N/A</u>	_____
--------------------------	------------	-------

Total lot coverage:	<u>N/A</u>	_____
---------------------	------------	-------

Floor area ratio:	<u>N/A</u>	_____
-------------------	------------	-------

Accessory building(s):	<u>N/A</u>	_____
------------------------	------------	-------

Spacing between buildings: [depict on attached plans]

principal building(s):	<u>N/A</u>	_____	_____
accessory building(s):	<u>N/A</u>	_____	_____

Number of off-street parking spaces required: N/A

Number of loading spaces required: N/A

Statement of applicant:

I swear/affirm that the information provided in this form is true and complete. I understand that any omission of applicable or relevant information from this form could be a basis for denial or revocation of the Certificate of Zoning Compliance.

By:

John Romanello President GMHDA
Applicant's signature

JOHN ROMANELLO, PRESIDENT GMHDA.
Applicant's printed name

Dated: 8/19/, 2019.

LEGAL DESCRIPTION

EXHIBIT "A"

"Tract 1"

That Part of the Southeast Quarter of Section 36, Township 39 North, Range 11 East of the Third Principle Meridian Described as follows; Commencing at the Northeast Corner of said Southeast Quarter; Thence West along the North Line of said Southeast Quarter, 550.00 Feet for a point of beginning; Thence South normal to said North Line, 200.00 Feet; Thence East Parallel with said North Line, 150.00 Feet; Thence South Normal to Said North Line, 200.00 Feet; Thence West Parallel with said North Line, 100.00-Feet; Thence South normal to said North Line, 475.00 Feet; Thence Southwest along a Line 45° Right of the Prolongation of the last described line, 295.71 Feet, Thence West Parallel with said North Line. 200.00 Feet; Thence North normal to said North Line, 200.00 Feet, Thence Northeast along a Line 45° Right of the Prolongation of the last described line, 225.00 Feet; Thence North normal to said North Line, 200.00 Feet; Thence Northwest along a Line 45° Left of the Prolongation of the last described line, 70.71 Feet; Thence North normal to said North Line, 275.00 Feet; Thence West Parallel with said North Line. 275.00 Feet; Thence Northwest along a Line 45° Right of the prolongation of the last described Line, 70.71 Feet; Thence North Normal to said North Line, 150.00 Feet to said North Line; Thence East along said North Line, 575.00 Feet to the point of beginning, in Du Page County, Illinois; and containing 9.008 Acres.

EXHIBIT "B"

Parcel One:

That part of the East half of the Southeast quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian, described as follows: beginning at the Northeast corner of said Southeast quarter of Section 36 thence West on the North line of said Southeast quarter. 1318.50 feet to the West line of the East half of said Southeast quarter; thence South on said West line of the East half, 2160 feet, more or less, to the water's edge on the South side of Salt Creek as it was on September 12, 1971; thence Northeasterly along the said water's edge to its intersection point 1060 feet more or less, South of the place of beginning; thence North on the East line of Section 36, 1060 feet, more or less, to the place of beginning, excepting from the above described tract of land that part thereof lying South and East of a line described as follows: beginning at a point on the West Line of said tract 1296.30 feet South of the Northwest corner thereof; thence East at right angles to the last described line 66.0 feet; thence North at right angles to the last described line 96.30 feet; thence East at right angles to the last described line 330.0 feet; thence North at right angles to the last described line, 180.0 feet; thence East at right angles to the last described line 380 feet; more or less, to the water's edge on the Southerly side of Salt Creek, all in DuPage County, Illinois.

Parcel Two:

That part of the East half of the Southeast quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian, described as follows: commencing at the Northeast corner of said Southeast quarter of Section 36, thence West on the North line of said Southeast quarter

1318.50 feet to the West line of the East half of said Southeast quarter; thence South on said West line of the East half 1296.30 feet to the place of beginning of the tract of land to be described herein; thence East at right angles to the last described course 66.0 feet; thence North at right angles to the last described line 96.30 feet; thence East at right angles to the last described line 330.0 feet; thence North at right angles to the last described line 180.0 feet; thence East at right angles to the last described line 380 feet, more or less, to the water's edge on the Southerly side of Salt Creek; thence Southwesterly along said water's edge to its intersection with the West line of said East half of Southeast quarter at a point 970.0 feet, more or less, South of the place of beginning; thence North along said West line 970.0 feet, more or less, to the place of beginning, all in DuPage County, Illinois, except that part thereof falling in the following described parcel:

A parcel of land located in the Southeast quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian, and described as follows: Commencing at the Northeast corner of Section 1, Township 38 North, Range 11, East of the Third Principal Meridian; thence South on the Section line 212.40 feet to the North Right of Way line of the Old Plank Road (now known as Ogden Avenue); thence Southwesterly on said North right of way, 1311.85 feet to the East Right of Way line of Elm Street as it has been carried Northerly; thence Northerly on said East Right of Way on an angle of 96 degrees 00 minutes made with a prolongation of the last described course, 55.00 feet to a point of curve; thence Northwesterly on said right of way, being a curve to the left having a radius of 398.00 feet, an arc distance of 225.75 feet to a point of tangency; thence Northwesterly on said Easterly line of Elm Street, 258.75 feet; thence Northeasterly at right angles, 6.00 feet; thence Northwesterly at right angles, 79.60 feet to the place of beginning of said parcel; thence Northeasterly at right angles, 302.75 feet; thence Southeasterly on an angle of 90 degrees 10 minutes 50 seconds to the right of a prolongation of the last described course, 115.80 feet; thence Northeasterly on an angle of 83 degrees 54 minutes 20 seconds to the left of a prolongation of the last described course, 277.60 feet; thence Northerly on an angle of 39 degrees 34 minutes 38 seconds to the left of a prolongation of the last described course along a curve to the right, and 16 feet from the back of the curb along Salt Creek Lane, a chord distance of 384.85 feet; thence Northwesterly 86.00 feet to the center line of Salt Creek on an angle of 79 degrees 50 minutes 10 seconds to the left of a prolongation of the last described course, thence Southwesterly on an angle of 55 degrees 00 minutes 10 seconds to the left of a prolongation of the last described course, along the center line of Salt Creek 212.54 feet; thence Southwesterly on an angle 5 degrees 21 minutes 20 seconds to the left of a prolongation of the last described course 241.91 feet; thence Westerly on an angle of 27 degrees 45 minutes 30 seconds to the right of a prolongation of the last described course, 115.34 feet; thence Westerly on an angle of 4 degrees 09 minutes 50 seconds to the left of a prolongation of the last described course, along the center line of Salt Creek, 231.98 feet; thence Southeasterly on an angle of 103 degrees 02 minutes 50 seconds to the left of a prolongation of the last described course, 415.13 feet to the place of beginning, in DuPage County, Illinois.

Parcel Three:

That part of Lot 2 in Graue's Assessment Plat No. 1 in the Southeast quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof recorded on February 11, 1944 as Document 458793, described as follows: Beginning at the

Northeast corner of Lot; thence South on the East line of said Lot 2, 430 feet; thence Northwesterly to a point that is 285 feet South of the North line of said Lot 2 and 105 feet West of the East line of said Lot 2 thence Northwesterly to a point that is 200 feet South of the said North line of Lot 2 and 310 feet West of the said East line of Lot 2; thence Westerly to a point on the East right of way of York Road, that is 100 feet South (as measured on the right of way) of the North line of Lot 2; thence continuing Westerly to the center line of York Road; thence Northerly on said center line to its intersection with the North line of Lot 2; thence East on said North line of Lot 2, 891 feet, more or less, to the place of beginning, in DuPage County, Illinois.

of Grand Mill Homeowners Association.

EXCEPT, that portion of parcels Two and Three set forth in the legal description of Tract 1 in Exhibit "A" attached hereto.

PROPERTY ADDRESSES AND PINS

Parcel ID	Subdivision	Standardize d House #	Unit #	Street Name	City	ST	Zip Code	Zip + 4
0636407001	Condo 01	1409	101A	Burr Oak	Hinsdale	IL	60521	2997
0636407002	Condo 01	1409	102A	Burr Oak	Hinsdale	IL	60521	2997
0636407003	Condo 01	1409	103A	Burr Oak	Hinsdale	IL	60521	2997
0636407004	Condo 01	1409	104A	Burr Oak	Hinsdale	IL	60521	2997
0636407005	Condo 01	1409	107A	Burr Oak	Hinsdale	IL	60521	2997
0636407006	Condo 01	1409	108A	Burr Oak	Hinsdale	IL	60521	2997
0636407007	Condo 01	1409	109	Burr Oak	Hinsdale	IL	60521	2911
0636407008	Condo 01	1409	110A	Burr Oak	Hinsdale	IL	60521	2999
0636407009	Condo 01	1409	111A	Burr Oak	Hinsdale	IL	60521	8627
0636407010	Condo 01	1409	112A	Burr Oak	Hinsdale	IL	60521	8628
0636407011	Condo 01	1409	113A	Burr Oak	Hinsdale	IL	60521	8629
0636407012	Condo 01	1409	114A	Burr Oak	Hinsdale	IL	60521	8630
0636407013	Condo 01	1409	115A	Burr Oak	Hinsdale	IL	60521	8613
0636407014	Condo 01	1409	201A	Burr Oak	Hinsdale	IL	60521	8600
0636407015	Condo 01	1409	202A	Burr Oak	Hinsdale	IL	60521	8600
0636407016	Condo 01	1409	203A	Burr Oak	Hinsdale	IL	60521	8600
0636407017	Condo 01	1409	204A	Burr Oak	Hinsdale	IL	60521	8600
0636407018	Condo 01	1409	207A	Burr Oak	Hinsdale	IL	60521	8600
0636407019	Condo 01	1409	208A	Burr Oak	Hinsdale	IL	60521	8614
0636407020	Condo 01	1409	210A	Burr Oak	Hinsdale	IL	60521	8614
0636407021	Condo 01	1409	211A	Burr Oak	Hinsdale	IL	60521	8631
0636407022	Condo 01	1409	214A	Burr Oak	Hinsdale	IL	60521	8632
0636407023	Condo 01	1409	215A	Burr Oak	Hinsdale	IL	60521	8614
0636407024	Condo 01	1409	301A	Burr Oak	Hinsdale	IL	60521	8614
0636407025	Condo 01	1409	302A	Burr Oak	Hinsdale	IL	60521	8615
0636407026	Condo 01	1409	303A	Burr Oak	Hinsdale	IL	60521	8615
0636407027	Condo 01	1409	304A	Burr Oak	Hinsdale	IL	60521	8615
0636407028	Condo 01	1409	307A	Burr Oak	Hinsdale	IL	60521	8615
0636407029	Condo 01	1409	308A	Burr Oak	Hinsdale	IL	60521	8615
0636407030	Condo 01	1409	309A	Burr Oak	Hinsdale	IL	60521	8615
0636407031	Condo 01	1409	310A	Burr Oak	Hinsdale	IL	60521	8616

0636407032	Condo 01	1409	311A	Burr Oak	Hinsdale	IL	60521	8633
0636407033	Condo 01	1409	312A	Burr Oak	Hinsdale	IL	60521	8634
0636407034	Condo 01	1409	313A	Burr Oak	Hinsdale	IL	60521	8635
0636407035	Condo 01	1409	314A	Burr Oak	Hinsdale	IL	60521	8636
0636407036	Condo 01	1409	315A	Burr Oak	Hinsdale	IL	60521	8616
0636407037	Condo 01	1409	401A	Burr Oak	Hinsdale	IL	60521	8617
0636407038	Condo 01	1409	402A	Burr Oak	Hinsdale	IL	60521	8617
0636407039	Condo 01	1409	403A	Burr Oak	Hinsdale	IL	60521	8617
0636407040	Condo 01	1409	404A	Burr Oak	Hinsdale	IL	60521	8617
0636407041	Condo 01	1409	407A	Burr Oak	Hinsdale	IL	60521	8617
0636407042	Condo 01	1409	408A	Burr Oak	Hinsdale	IL	60521	8618
0636407043	Condo 01	1409	410A	Burr Oak	Hinsdale	IL	60521	8618
0636407044	Condo 01	1409	411A	Burr Oak	Hinsdale	IL	60521	8637
0636407045	Condo 01	1409	414A	Burr Oak	Hinsdale	IL	60521	8638
0636407046	Condo 01	1409	415A	Burr Oak	Hinsdale	IL	60521	8639
0636407047	Condo 01	1401	101B	Burr Oak	Hinsdale	IL	60521	2998
0636407048	Condo 01	1401	102	Burr Oak	Hinsdale	IL	60521	2934
0636407049	Condo 01	1401	103B	Burr Oak	Hinsdale	IL	60521	2998
0636407050	Condo 01	1401	104B	Burr Oak	Hinsdale	IL	60521	2998
0636407051	Condo 01	1401	105B	Burr Oak	Hinsdale	IL	60521	2998
0636407052	Condo 01	1401	106B	Burr Oak	Hinsdale	IL	60521	2998
0636407053	Condo 01	1401	107B	Burr Oak	Hinsdale	IL	60521	2998
0636407054	Condo 01	1401	108B	Burr Oak	Hinsdale	IL	60521	2943
0636407055	Condo 01	1401	110B	Burr Oak	Hinsdale	IL	60521	2943
0636407056	Condo 01	1401	111B	Burr Oak	Hinsdale	IL	60521	2943
0636407057	Condo 01	1401	112B	Burr Oak	Hinsdale	IL	60521	2943
0636407058	Condo 01	1401	113B	Burr Oak	Hinsdale	IL	60521	2943
0636407059	Condo 01	1401	114B	Burr Oak	Hinsdale	IL	60521	2943
0636407060	Condo 01	1401	115B	Burr Oak	Hinsdale	IL	60521	2943
0636407061	Condo 01	1401	116B	Burr Oak	Hinsdale	IL	60521	2944
0636407062	Condo 01	1401	117B	Burr Oak	Hinsdale	IL	60521	2944
0636407063	Condo 01	1401	201B	Burr Oak	Hinsdale	IL	60521	2944
0636407064	Condo 01	1401	202B	Burr Oak	Hinsdale	IL	60521	2944
0636407065	Condo 01	1401	207B	Burr Oak	Hinsdale	IL	60521	8640
0636407066	Condo 01	1401	208B	Burr Oak	Hinsdale	IL	60521	2944
0636407067	Condo 01	1401	210	Burr Oak	Hinsdale	IL	60521	2934
0636407068	Condo 01	1401	211B	Burr Oak	Hinsdale	IL	60521	2946
0636407069	Condo 01	1401	216B	Burr Oak	Hinsdale	IL	60521	2946
0636407070	Condo 01	1401	217B	Burr Oak	Hinsdale	IL	60521	2946
0636407071	Condo 01	1401	301B	Burr Oak	Hinsdale	IL	60521	8641
0636407072	Condo 01	1401	302B	Burr Oak	Hinsdale	IL	60521	2946
0636407073	Condo 01	1401	303B	Burr Oak	Hinsdale	IL	60521	2946
0636407074	Condo 01	1401	304B	Burr Oak	Hinsdale	IL	60521	2946
0636407075	Condo 01	1401	305B	Burr Oak	Hinsdale	IL	60521	2947
0636407076	Condo 01	1401	306B	Burr Oak	Hinsdale	IL	60521	2947
0636407077	Condo 01	1401	307B	Burr Oak	Hinsdale	IL	60521	2947
0636407078	Condo 01	1401	308B	Burr Oak	Hinsdale	IL	60521	2947
0636407079	Condo 01	1401	309B	Burr Oak	Hinsdale	IL	60521	2947
0636407080	Condo 01	1401	310B	Burr Oak	Hinsdale	IL	60521	2947

0636407081	Condo 01	1401	311B	Burr Oak	Hinsdale	IL	60521	2934
0636407082	Condo 01	1401	312B	Burr Oak	Hinsdale	IL	60521	2948
0636407083	Condo 01	1401	313B	Burr Oak	Hinsdale	IL	60521	2948
0636407084	Condo 01	1401	314B	Burr Oak	Hinsdale	IL	60521	2948
0636407085	Condo 01	1401	315B	Burr Oak	Hinsdale	IL	60521	2948
0636407086	Condo 01	1401	316B	Burr Oak	Hinsdale	IL	60521	2948
0636407087	Condo 01	1401	317B	Burr Oak	Hinsdale	IL	60521	2948
0636407088	Condo 01	1401	401B	Burr Oak	Hinsdale	IL	60521	2948
0636407089	Condo 01	1401	402B	Burr Oak	Hinsdale	IL	60521	2949
0636407090	Condo 01	1401	407B	Burr Oak	Hinsdale	IL	60521	2949
0636407091	Condo 01	1401	408B	Burr Oak	Hinsdale	IL	60521	2949
0636407092	Condo 01	1401	410B	Burr Oak	Hinsdale	IL	60521	2949
0636407093	Condo 01	1401	411B	Burr Oak	Hinsdale	IL	60521	2949
0636407094	Condo 01	1401	416B	Burr Oak	Hinsdale	IL	60521	2949
0636407095	Condo 01	1401	417B	Burr Oak	Hinsdale	IL	60521	8642
0636407096	Condo 01	1401	101C	Burr Oak	Hinsdale	IL	60521	2933
0636407097	Condo 01	1401	102C	Burr Oak	Hinsdale	IL	60521	2933
0636407098	Condo 01	1401	103C	Burr Oak	Hinsdale	IL	60521	2933
0636407099	Condo 01	1401	104C	Burr Oak	Hinsdale	IL	60521	2933
0636407100	Condo 01	1401	105-C	Burr Oak	Hinsdale	IL	60521	2934
0636407101	Condo 01	1401	106C	Burr Oak	Hinsdale	IL	60521	2933
0636407102	Condo 01	1401	107C	Burr Oak	Hinsdale	IL	60521	2933
0636407103	Condo 01	1401	108C	Burr Oak	Hinsdale	IL	60521	2951
0636407104	Condo 01	1401	201C	Burr Oak	Hinsdale	IL	60521	2951
0636407105	Condo 01	1401	202C	Burr Oak	Hinsdale	IL	60521	2951
0636407106	Condo 01	1401	207	Burr Oak	Hinsdale	IL	60521	2934
0636407107	Condo 01	1401	208C	Burr Oak	Hinsdale	IL	60521	8643
0636407108	Condo 01	1401	301C	Burr Oak	Hinsdale	IL	60521	8644
0636407109	Condo 01	1401	302C	Burr Oak	Hinsdale	IL	60521	8645
0636407110	Condo 01	1401	303C	Burr Oak	Hinsdale	IL	60521	2952
0636407111	Condo 01	1401	304C	Burr Oak	Hinsdale	IL	60521	2952
0636407112	Condo 01	1401	305C	Burr Oak	Hinsdale	IL	60521	2952
0636407113	Condo 01	1401	306C	Burr Oak	Hinsdale	IL	60521	2934
0636407114	Condo 01	1401	307C	Burr Oak	Hinsdale	IL	60521	2934
0636407115	Condo 01	1401	308C	Burr Oak	Hinsdale	IL	60521	2952
0636407116	Condo 01	1401	401C	Burr Oak	Hinsdale	IL	60521	2960
0636407117	Condo 01	1401	402	Burr Oak	Hinsdale	IL	60521	2934
0636407118	Condo 01	1401	407C	Burr Oak	Hinsdale	IL	60521	2960
0636407119	Condo 01	1401	408C	Burr Oak	Hinsdale	IL	60521	2960
0636408001	Condo 03	1141	1A	Indian Trail	Hinsdale	IL	60521	2924
0636408002	Condo 03	1139		Indian Trail	Hinsdale	IL	60521	2924
0636408003	Condo 03	1137		Indian Trail	Hinsdale	IL	60521	2924
0636408004	Condo 03	1135	1D	Indian Trail	Hinsdale	IL	60521	2924
0636408005	Condo 03	1133	1-E	Indian Trail	Hinsdale	IL	60521	2924
0636408006	Condo 03	1153		Indian Trail	Hinsdale	IL	60521	2924
0636408007	Condo 03	1151		Indian Trail	Hinsdale	IL	60521	2924
0636408008	Condo 03	1149	2-C	Indian Trail	Hinsdale	IL	60521	2924
0636408009	Condo 03	1147	2-D	Indian Trail	Hinsdale	IL	60521	2924
0636408010	Condo 03	1145	2-E	Indian Trail	Hinsdale	IL	60521	2924



0636408011	Condo 03	1143	2F	Indian Trail	Hinsdale	IL	60521	2924
0636408012	Condo 03	1200		Indian Trail	Hinsdale	IL	60521	2923
0636408013	Condo 03	1202	3B	Indian Trail	Hinsdale	IL	60521	2923
0636408014	Condo 03	1204	3-C	Indian Trail	Hinsdale	IL	60521	2923
0636408015	Condo 03	1206		Indian Trail	Hinsdale	IL	60521	2923
0636408016	Condo 03	1208	3E	Indian Trail	Hinsdale	IL	60521	2923
0636408017	Condo 03	1210	3F	Indian Trail	Hinsdale	IL	60521	2923
0636408018	Condo 03	1212	4-A	Indian Trail	Hinsdale	IL	60521	2923
0636408019	Condo 03	1214		Indian Trail	Hinsdale	IL	60521	2923
0636408020	Condo 03	1216	4C	Indian Trail	Hinsdale	IL	60521	2923
0636408021	Condo 03	1218		Indian Trail	Hinsdale	IL	60521	2923
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0636408027	Condo 03	1230		Indian Trail	Hinsdale	IL	60521	2923
0636408028	Condo 03	1232		Indian Trail	Hinsdale	IL	60521	2923
0636408029	Condo 03	1234		Indian Trail	Hinsdale	IL	60521	2923
0636408030	Condo 03	1221		Indian Trail	Hinsdale	IL	60521	2929
0636408031	Condo 03	1223		Indian Trail	Hinsdale	IL	60521	2929
0636408032	Condo 03	1225	6C	Indian Trail	Hinsdale	IL	60521	2929
0636408033	Condo 03	1227		Indian Trail	Hinsdale	IL	60521	2929
0636408034	Condo 03	1229	6E	Indian Trail	Hinsdale	IL	60521	2929
0636409001	Condo 02	1140	101F	Old Mill	Hinsdale	IL	60521	2959
0636409002	Condo 02	1140	201	Old Mill	Hinsdale	IL	60521	2912
0636409003	Condo 02	1140	202F	Old Mill	Hinsdale	IL	60521	2959
0636409004	Condo 02	1140	203F	Old Mill	Hinsdale	IL	60521	2959
0636409005	Condo 02	1140	204F	Old Mill	Hinsdale	IL	60521	2959
0636409006	Condo 02	1140	205F	Old Mill	Hinsdale	IL	60521	2959
0636409007	Condo 02	1140	206F	Old Mill	Hinsdale	IL	60521	2959
0636409008	Condo 02	1140	207	Old Mill	Hinsdale	IL	60521	2912
0636409009	Condo 02	1140	208F	Old Mill	Hinsdale	IL	60521	2959
0636409010	Condo 02	1140	301F	Old Mill	Hinsdale	IL	60521	3547
0636409011	Condo 02	1140	302F	Old Mill	Hinsdale	IL	60521	3548
0636409012	Condo 02	1140	303F	Old Mill	Hinsdale	IL	60521	3549
0636409013	Condo 02	1140	304F	Old Mill	Hinsdale	IL	60521	3556
0636409014	Condo 02	1140	305F	Old Mill	Hinsdale	IL	60521	3557
0636409015	Condo 02	1140	306F	Old Mill	Hinsdale	IL	60521	3558
0636409016	Condo 02	1140	307F	Old Mill	Hinsdale	IL	60521	3574
0636409017	Condo 02	1140	308F	Old Mill	Hinsdale	IL	60521	3575
0636409018	Condo 02	1140	401F	Old Mill	Hinsdale	IL	60521	3576
0636409019	Condo 02	1140	402F	Old Mill	Hinsdale	IL	60521	2961
0636409020	Condo 02	1140	403F	Old Mill	Hinsdale	IL	60521	2961
0636409021	Condo 02	1140	404FF	Old Mill	Hinsdale	IL	60521	2912
0636409022	Condo 02	1140	405F	Old Mill	Hinsdale	IL	60521	2961
0636409023	Condo 02	1140	406F	Old Mill	Hinsdale	IL	60521	2961
0636409024	Condo 02	1140	407F	Old Mill	Hinsdale	IL	60521	2961
0636409025	Condo 02	1140	408F	Old Mill	Hinsdale	IL	60521	2961

0636409026	Condo 02	1140	501F	Old Mill	Hinsdale	IL	60521	3578
0636409027	Condo 02	1140	502F	Old Mill	Hinsdale	IL	60521	3579
0636409028	Condo 02	1140	503F	Old Mill	Hinsdale	IL	60521	3583
0636409029	Condo 02	1140	504F	Old Mill	Hinsdale	IL	60521	3584
0636409030	Condo 02	1140	505	Old Mill	Hinsdale	IL	60521	2912
0636409031	Condo 02	1140	506F	Old Mill	Hinsdale	IL	60521	3586
0636409032	Condo 02	1140	507F	Old Mill	Hinsdale	IL	60521	3587
0636409033	Condo 02	1140	508F	Old Mill	Hinsdale	IL	60521	3588
0636410001	Condo 04	1410	14-A	Burr Oak	Hinsdale	IL	60521	2931
0636410002	Condo 04	1412	14-B	Burr Oak	Hinsdale	IL	60521	2931
0636410003	Condo 04	1414	14-C	Burr Oak	Hinsdale	IL	60521	2931
0636410004	Condo 04	1416		Burr Oak	Hinsdale	IL	60521	2931
0636410005	Condo 04	1418	14-E	Burr Oak	Hinsdale	IL	60521	2931
0636410006	Condo 04	1411	15-A	Burr Oak	Hinsdale	IL	60521	2931
0636410007	Condo 04	1413	15-B	Burr Oak	Hinsdale	IL	60521	2931
0636410008	Condo 04	1415	15-C	Burr Oak	Hinsdale	IL	60521	2931
0636410009	Condo 04	1417	15-D	Burr Oak	Hinsdale	IL	60521	2931
0636410010	Condo 04	1451	10A	Fox	Hinsdale	IL	60521	2954
0636410011	Condo 04	1449		Fox	Hinsdale	IL	60521	2954
0636410012	Condo 04	1447	10C	Fox	Hinsdale	IL	60521	2954
0636410013	Condo 04	1445	10D	Fox	Hinsdale	IL	60521	2954
0636410014	Condo 04	1443		Fox	Hinsdale	IL	60521	2954
0636410015	Condo 04	1441	10F	Fox	Hinsdale	IL	60521	2954
0636410016	Condo 04	1210		Hawthorne	Hinsdale	IL	60521	2955
0636410017	Condo 04	1208	7B	Hawthorne	Hinsdale	IL	60521	2955
0636410018	Condo 04	1206	7C	Hawthorne	Hinsdale	IL	60521	2955
0636410019	Condo 04	1204	7D	Hawthorne	Hinsdale	IL	60521	2955
0636410020	Condo 04	1202	7E	Hawthorne	Hinsdale	IL	60521	2955
0636410021	Condo 04	1200	7F	Hawthorne	Hinsdale	IL	60521	2955
0636410022	Condo 04	1439	11A	Fox	Hinsdale	IL	60521	2953
0636410023	Condo 04	1437	11B	Fox	Hinsdale	IL	60521	2953
0636410024	Condo 04	1435	11C	Fox	Hinsdale	IL	60521	2953
0636410025	Condo 04	1433	11D	Fox	Hinsdale	IL	60521	2953
0636410026	Condo 04	1431	11E	Fox	Hinsdale	IL	60521	2953
0636410027	Condo 04	1429	11F	Fox	Hinsdale	IL	60521	2953
0636410028	Condo 04	1215		Hawthorne	Hinsdale	IL	60521	2974
0636410029	Condo 04	1217	17B	Hawthorne	Hinsdale	IL	60521	2974
0636410030	Condo 04	1218	16A	Hawthorne	Hinsdale	IL	60521	2974
0636410031	Condo 04	1216		Hawthorne	Hinsdale	IL	60521	2974
0636410032	Condo 04	1214	16C	Hawthorne	Hinsdale	IL	60521	2974
0636410033	Condo 04	1212	16D	Hawthorne	Hinsdale	IL	60521	2974
0636410034	Condo 04	1211		Hawthorne	Hinsdale	IL	60521	2974
0636410035	Condo 04	1213		Hawthorne	Hinsdale	IL	60521	2974
0636410036	Condo 04	1300	24A	Hawthorne	Hinsdale	IL	60521	2956
0636410037	Condo 04	1302		Hawthorne	Hinsdale	IL	60521	2956
0636410038	Condo 04	1304	24C	Hawthorne	Hinsdale	IL	60521	2956
0636410039	Condo 04	1306	24D	Hawthorne	Hinsdale	IL	60521	2956
0636410040	Condo 04	1411	19A	Hawthorne	Hinsdale	IL	60521	2958
0636410041	Condo 04	1409	19B	Hawthorne	Hinsdale	IL	60521	2958

0636410042	Condo 04	1407	19C	Hawthorne	Hinsdale	IL	60521	2958
0636410043	Condo 04	1405		Hawthorne	Hinsdale	IL	60521	2958
0636410044	Condo 04	1403		Hawthorne	Hinsdale	IL	60521	2958
0636410045	Condo 04	1401		Hawthorne	Hinsdale	IL	60521	2958
0636411001	Condo 05	501		Burr Oak	Hinsdale	IL	60521	2932
0636411002	Condo 05	502		Burr Oak	Hinsdale	IL	60521	2932
0636411003	Condo 05	503		Burr Oak	Hinsdale	IL	60521	2932
0636411004	Condo 05	504		Burr Oak	Hinsdale	IL	60521	2932
0636411005	Condo 05	505		Burr Oak	Hinsdale	IL	60521	2932
0636411006	Condo 05	506		Burr Oak	Hinsdale	IL	60521	2932
0636411007	Condo 05	507		Burr Oak	Hinsdale	IL	60521	2932
0636411008	Condo 05	508		Burr Oak	Hinsdale	IL	60521	2932
0636411009	Condo 05	509		Burr Oak	Hinsdale	IL	60521	2932
0636411010	Condo 05	510		Burr Oak	Hinsdale	IL	60521	2932
0636411011	Condo 05	511		Burr Oak	Hinsdale	IL	60521	2932
0636411012	Condo 05	512		Burr Oak	Hinsdale	IL	60521	2932

DATE: May 1, 2012

REQUEST FOR BOARD ACTION

AGENDA SECTION NUMBER		ORIGINATING DEPARTMENT Community Development		
ITEM Case A-14-2012 – Applicant: Graue Mill Country Res. – Request: Major Adjustment to the approved Planned Development.		APPROVAL		
<p>On April 10th, 1973 the Village Board passed an ordinance approving a Planned Development for the Graue Mill Country Condominiums at 1203 Old Mill Road. Since then, there have been several amendments to the ordinance for various expansions and improvements of the site. On October 20th, 2009, the Village Board adopted Ordinance No. O2009-54 accepting a plat of dedication for a private road, also known as Road “D”, making the road public. As part of the acceptance, the Village entered into an easement agreement with the and Graue Mill Homeowners Association (GMHOA) which states the conditions of the acceptance, which included specifics regarding landscaping, lighting and signage improvements within the right-of-way. The agreement essentially grants the GMHOA a perpetual easement over and upon the right-of-way for the above mentioned maintenance and improvements, subject to those improvements being performed in accordance with Village ordinances/regulations. GMHOA is now proposing to replace the existing entrance sign located at the York Road entrance and as such, is required to obtain a Major Adjustment to the Existing Planned Development to replace the existing sign per the agreement. As a condition of the Major Adjustment, the applicant would also be requesting a waiver to allow the sign to be 55 square feet in lieu of the allowed 50 square feet. As stated in the attached documents, the proposed materials for the replacement sign have been chosen to match the white country squire situated at the entrance of the complex. All documents referenced in the paragraph above have been attached for your reference.</p> <p>Due to the nature of the request, a major adjustment to a Planned Development goes directly to the Village Board for action. The applicant has stated they feel that the requested changes are in substantial conformity with the approved Planned Development since a sign already exists in this location and it is being replaced with a sign similar in size and in the exact same location.</p> <p>Pursuant to Article 11, Section 11-603(K)(2) of the Village of Hinsdale Zoning Ordinance, the Board of Trustees may grant approval of the major adjustments upon finding that the changes are within substantial compliance with the approved final plan or if it is determined that the changes are not within substantial compliance with the approved plan, shall refer it back to the Plan Commission for further hearing and review. Staff believes that the changes are in substantial conformity with the approved plans and recommends approval to the Village Board.</p> <p>MOTION: Move that the Board of Trustees approve an “Ordinance Approving a Major Adjustment to a Planned Development for a New Entrance Sign at the York Road Entrance to Road D in the Graue Mill Country Condominium Planned Development.”</p>				
APPROVAL 	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL 
COMMITTEE ACTION: On April 23, 2012, the Zoning and Public Safety Committee unanimously moved to recommend approval of the above motion.				
BOARD ACTION:				

VILLAGE OF HINSDALE**ORDINANCE NO. O2012-18**

**AN ORDINANCE APPROVING A MAJOR ADJUSTMENT
TO A PLANNED DEVELOPMENT FOR A NEW ENTRANCE SIGN
AT THE YORK ROAD ENTRANCE TO ROAD D IN THE GRAUE MILL COUNTRY
CONDOMINIUM PLANNED DEVELOPMENT**

WHEREAS, a Planned Development for the Graue Mill Country Condominiums at 1203 Old Mill Road was originally approved by Ordinance on April 10, 1973 (the "Planned Development"), and has subsequently been amended several times; and

WHEREAS, pursuant to Ordinance 2009-54, the Village accepted a Plat of Dedication for a private road within the Planned Development commonly known as Road D; and

WHEREAS, as part of the acceptance of the dedication of Road D by the Village, the Graue Mill Homeowners Association (the "Applicant") has a perpetual easement over and upon Road D for maintenance and improvements; and

WHEREAS, the Applicant, pursuant to its responsibilities under the perpetual easement, seeks to replace the existing entrance sign located at the York Road entrance to Road D in the Planned Development, Hinsdale, Illinois with a new entrance sign; and

WHEREAS, the request to replace the entrance sign at the York Road entrance to Road D in the Planned Development is a major adjustment to the approved final plan for the Planned Development requiring the approval of the Village Board pursuant to Subsections 11-603(L) and 11-603(K)(2) of the Hinsdale Zoning Code (the "Application"); and

WHEREAS, the Application also seeks a waiver to allow the replacement entrance sign to be a total of fifty five (55) square feet in lieu of the allowed fifty (50) square feet, all as depicted on the plans for the proposed new entrance sign attached hereto and incorporated herein as **Exhibit A**; and

WHEREAS, the President and Board of Trustees find that the Application proposes changes to the approved final plan for the Planned Development that, as approved by this Ordinance, will be in substantial conformity with the approved final plan for the Planned Development, as amended, in conformance with Subsection 11-603(K)(2) of the Hinsdale Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hinsdale, DuPage and Cook Counties and State of Illinois, as follows:

SECTION 1: Recitals. The foregoing recitals are incorporated into this Ordinance by this reference as findings of the President and Board of Trustees.

SECTION 2: Approval of Major Adjustment to the Approved Final Plan for the Planned Development. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and pursuant to Subsections 11-603(L) and 11-603(K)(2) of the Hinsdale Zoning Code, approve the major adjustment to the previously approved final plan for the Planned Development, as previously amended, to allow the replacement of the existing entrance sign at the York Road entrance to Road D in the Planned Development with a new entrance sign, with a waiver to allow the new sign to be fifty five (55) square feet in size in lieu of the allowed fifty (50) square feet, all as depicted on the plans for the proposed new entrance sign attached hereto and incorporated herein as **Exhibit A**. Said major adjustment is approved subject to the conditions set forth in Section 3 of this Ordinance. The Planned Development, as previously amended, is hereby further amended to the extent provided, but only to the extent provided, by the approval granted herein.

SECTION 3: Conditions on Approvals. The approval granted in Section 2 of this Ordinance is subject to the following conditions:

- A. **No Authorization of Work.** This Ordinance does not authorize the commencement of any work relative to replacement of the entrance sign. Except as otherwise specifically provided in writing in advance by the Village, no work of any kind shall be commenced relative to replacement of the entrance sign until all permits, approvals, and other authorizations for such work have been properly applied for, paid for, and granted in accordance with applicable law.
- B. **Compliance with Plans.** All work relative to the replacement of the entrance sign shall be undertaken only in strict compliance with the approved plans and specifications, including the plans for the proposed new entrance sign attached as **Exhibit A**.
- C. **Compliance with Codes, Ordinances, and Regulations.** Except as specifically set forth in this Ordinance, including the waiver allowing the sign to be a total of fifty five (55) square feet in size,

the provisions of the Planned Development, as previously amended, the Hinsdale Municipal Code and the Hinsdale Zoning Code shall apply and govern the replacement of the entrance sign on the Subject Property. All work related to the entrance sign replacement shall comply with all Village codes, ordinances, and regulations at all times.

- D. Building Permits. The Applicant shall submit all required building permit applications and other materials in a timely manner to the appropriate parties, which materials shall be prepared in compliance with all applicable Village codes and ordinances.

SECTION 4: Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance, the Ordinance approving the Planned Development, any previous amendments thereto, or of any applicable code, ordinance, or regulation of the Village shall be grounds for rescission by the Board of Trustees of the approvals set forth in this Ordinance.

SECTION 5: Severability and Repeal of Inconsistent Ordinances. Each section, paragraph, clause and provision of this Ordinance is separable, and if any section, paragraph, clause or provision of this Ordinance shall be held unconstitutional or invalid for any reason, the unconstitutionality or invalidity of such section, paragraph, clause or provision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 6: Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this 1st day of May 2012.

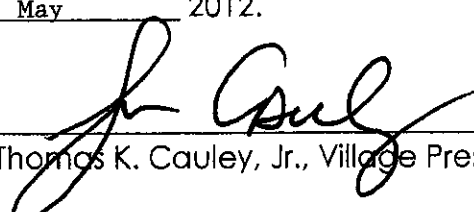
AYES: Trustees Elder, Angelo, Haarlow, Geoga, LaPlaca, Saigh

NAYS: None

ABSENT: None


APPROVED this 1st day of May 2012.




Thomas K. Cauley, Jr., Village President

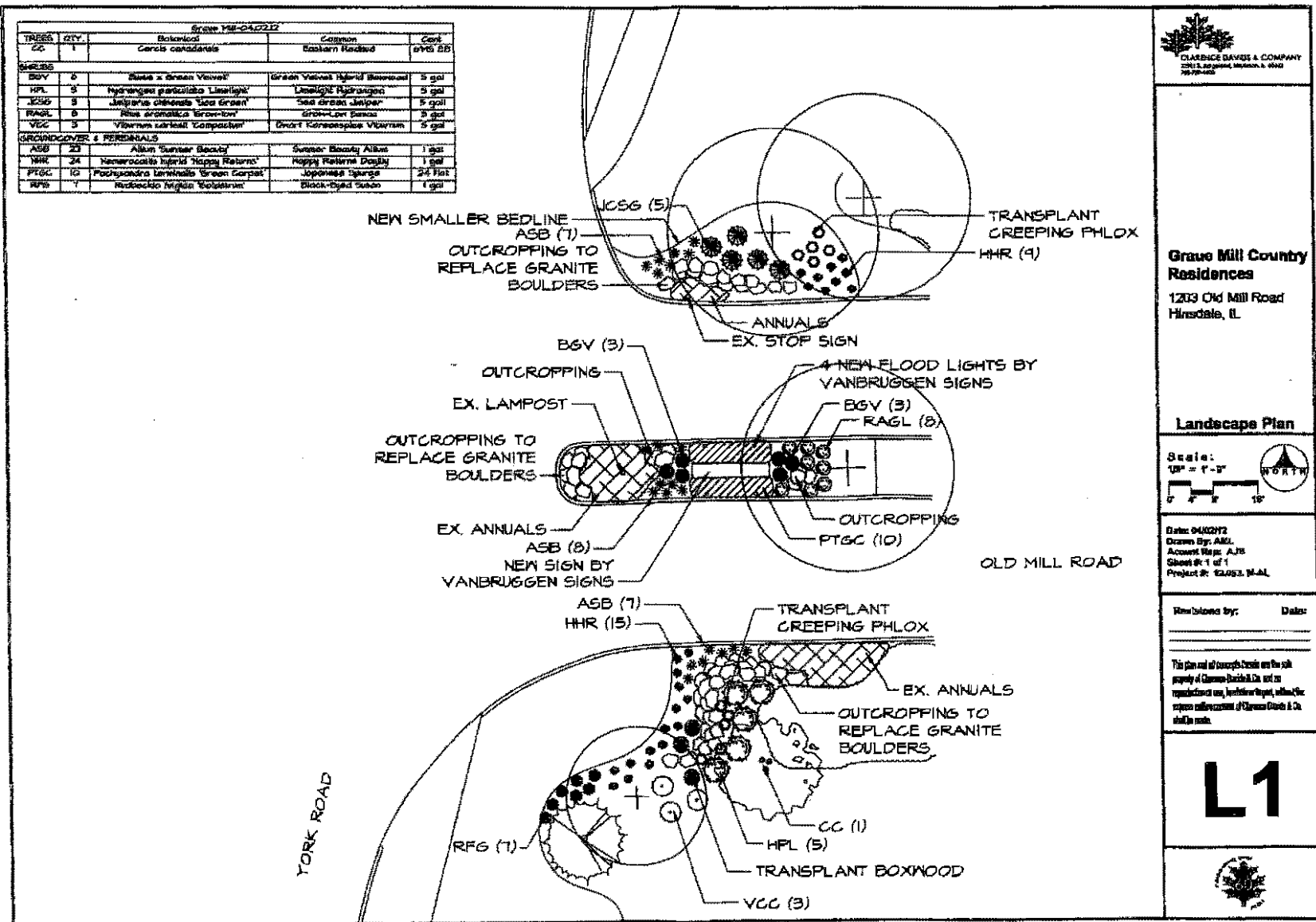

Christine M. Bruton, Village Clerk

ACKNOWLEDGEMENT AND AGREEMENT BY THE APPLICANT TO THE
CONDITIONS OF THIS ORDINANCE:

By: 

Its: PRESIDENT, GMHQA

Date: 2012/5/4, 2012







VILLAGE
OF HINSDALE

VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT
DEPARTMENT

GENERAL APPLICATION

I. GENERAL INFORMATION

Applicant

Name: GRAVE MILL COUNTRY RES.
Address: 1203 OLD MILL RD.
City/Zip: HINSDALE, IL
Phone/Fax: (630) 654 1588
E-Mail: PETER.SCHROTH@GMAIL.NET

Owner

Name: VILLAGE OF HINSDALE
Address: 19 E. CHICAGO AVE.
City/Zip: HINSDALE, IL 60521
Phone/Fax: (630) 789 17030
E-Mail: _____

Others, if any, involved in the project (i.e. Architect, Attorney, Engineer)

Name: VAN BRUGGEN SIGNS, INC
Title: SAM VAN BRUGGEN
Address: 13401 SOUTHWEST HWY.
City/Zip: ORLAND PARK, IL 60462
Phone/Fax: (708) 448-0826 / 708-448-9092
E-Mail: samevbsign.com

Name: _____
Title: _____
Address: _____
City/Zip: _____
Phone/Fax: () _____ / _____
E-Mail: _____

Disclosure of Village Personnel: (List the name, address and Village position of any officer or employee of the Village with an interest in the owner of record, the Applicant or the property that is the subject of this application, and the nature and extent of that interest)

- 1) _____
- 2) _____
- 3) _____

II. SITE INFORMATION

Address of subject property: 1203 OLD MILL RD (YORK RD. & ROAD "D")

Property identification number (P.I.N. or tax number): - - -

Brief description of proposed project: REPLACE EXISTING WOOD COMMUNITY
ENTRANCE SIGN WITH NEW STONE COMMUNITY SIGN,
DOUBLE FACE, IN SAME LOCATION AS EXISTING

General description or characteristics of the site: DIVIDED ROAD ENTRANCE
WITH SIGN LOCATED IN CENTER MEDIAN, LANDSCAPING ON
BOTH SIDES OF ROAD & MEDIAN.

Existing zoning and land use:

Surrounding zoning and existing land uses:

North: 0-3

South: 0-3

East: 0-3

West: OAK BROOK

Proposed zoning and land use: SAME: NO CHANGE

Please mark the approval(s) you are seeking and attach all applicable applications and standards for each approval requested:

☐ Site Plan Disapproval 11-604

☐ Map and Text Amendments 11-601E
Amendment Requested:

☐ Design Review Permit 11-605E

☐ Exterior Appearance 11-606E

☐ Planned Development 11-603E

☐ Special Use Permit 11-602E

Special Use Requested:

☐ Development in the B-2 Central Business
District Questionnaire

TABLE OF COMPLIANCE

Address of subject property: YORK RD & ROAD "D" (1203 OLD MILL RD.)

The following table is based on the _____ Zoning District.

	Minimum Code Requirements			Proposed/Existing Development
	O-1	O-2	O-3	
Minimum Lot Area (s.f.)	8,500	25,000	20,000	N/A
Minimum Lot Depth	125	125	125	
Minimum Lot Width	60	100	80	
Building Height	30	40	60	
Number of Stories	2.5	3	5	
Front Yard Setback	35	25	25	
Corner Side Yard Setback	35	25	25	
Interior Side Yard Setback	10	10	10	
Rear Yard Setback	25	20	20	
Maximum Floor Area Ratio (F.A.R.)*	.40	.50	.35	
Maximum Total Building Coverage*	35%	N/A	N/A	
Maximum Total Lot Coverage*	80%	80%	50%	
Parking Requirements				
Parking front yard setback				
Parking corner side yard setback				
Parking interior side yard setback				
Parking rear yard setback				
Loading Requirements				
Accessory Structure Information				

* Must provide actual square footage number and percentage.

Where any lack of compliance is shown, state the reason and explain the Village's authority, if any, to approve the application despite such lack of compliance: _____

N/A SIGN

CERTIFICATION

The Applicant certifies and acknowledges and agrees that:

- A. The statements contained in this application are true and correct to the best of the Applicant's knowledge and belief. The owner of the subject property, if different from the applicant, states that he or she consents to the filing of this application and that all information contained in this application is true and correct to the best of his or her knowledge.
- B. The applicant understands that an incomplete or nonconforming application will not be considered. In addition, the applicant understands that the Village may require additional information prior to the consideration of this application which may include, but is not limited to, the following items:
1. Minimum yard and setback dimensions and, where relevant, relation of yard and setback dimensions to the height, width, and depth of any structure.
 2. A vehicular and pedestrian circulation plan showing the location, dimensions, gradient, and number of all vehicular and pedestrian circulation elements including rights-of-way and streets; driveway entrances, curbs, and curb cuts; parking spaces, loading spaces, and circulation aisles; sidewalks, walkways, and pathways; and total lot coverage of all circulation elements divided as between vehicular and pedestrian ways.
 3. All existing and proposed surface and subsurface drainage and retention and detention facilities and all existing and proposed water, sewer, gas, electric, telephone, and cable communications lines and easements and all other utility facilities.
 4. Location, size, and arrangement of all outdoor signs and lighting.
 5. Location and height of fences or screen plantings and the type or kind of building materials or plantings used for fencing or screening.
 6. A detailed landscaping plan, showing location, size, and species of all trees, shrubs, and other plant material.
 7. A traffic study if required by the Village Manager or the Board or Commission hearing the application.
- C. The Applicants shall make the property that is the subject of this application available for inspection by the Village at reasonable times;
- D. If any information provided in this application changes or becomes incomplete or inapplicable for any reason following submission of this application, the Applicants shall submit a supplemental application or other acceptable written statement containing the new or corrected information as soon as practicable but not less than ten days following the change, and that failure to do so shall be grounds for denial of the application; and
- E. The Applicant understands that he/she is responsible for all application fees and any other fees, which the Village assesses under the provisions of Subsection 11-301D of the Village of Hinsdale Zoning Code as amended April 25, 1989.
- F. THE OWNER OF THE SUBJECT PROPERTY AND, IF DIFFERENT, THE APPLICANT ARE JOINTLY AND SEVERALLY LIABLE FOR THE PAYMENT OF THE APPLICABLE APPLICATION FEE. BY SIGNING THE APPLICATION, THE OWNER HAS AGREED TO PAY SAID FEE, AND TO CONSENT TO THE FILING AND FORECLOSURE OF A LIEN AGAINST SUBJECT PROPERTY FOR THE FEE PLUS COSTS OF COLLECTION, IF THE ACCOUNT IS NOT SETTLED WITHIN THIRTY (30) DAYS AFTER THE MAILING OF A DEMAND FOR PAYMENT.

On the 13th day of APRIL, 2012, I/We have read the above certification, understand it, and agree to abide by its conditions.

Signature of applicant or authorized agent

SAM VAN BRUGGEN

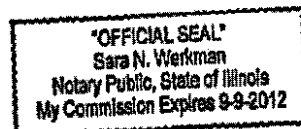
Name of applicant or authorized agent

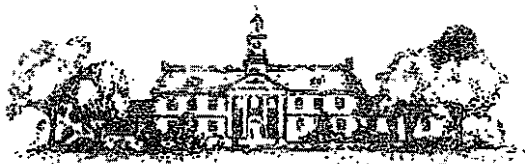
Signature of applicant or authorized agent

Name of applicant or authorized agent

SUBSCRIBED AND SWORN
to before me this 13th day of
April, 2012.

Sara N. Werkman
Notary Public





VILLAGE
OF HINSDALE

**MAJOR ADJUSTMENT TO PLANNED
DEVELOPMENT
COMMUNITY DEVELOPMENT
DEPARTMENT**

***Must be accompanied by completed Plan Commission Application**

Address of proposed request: 1203 OLD MILL RD.

Proposed Planned Development request: REPLACE EXISTING MONUMENT SIGN

Amendment to Adopting Ordinance Number: NO #

REVIEW CRITERIA:

Paragraph 11-603K2 of the Hinsdale Zoning Code regulates Major Adjustments to a Final Planned Development that are under construction and Subsection 11-603L regulates Amendments to Final Plan Developments Following Completion of Development and refers to Subsection 11-603K. Any adjustment to the Final Plan not authorized by Paragraph 11-603K1 shall be considered to be a Major Adjustment and shall be granted only upon application to, and approval by, the Board of Trustees. The Board of Trustees may, by ordinance duly adopted, grant approval for a Major Adjustment without a hearing upon finding that any changes in the Final Plans as approved will be in substantial conformity with said Final Plan. If the Board of Trustees determines that a Major Adjustment is not in substantial conformity with the Final Plan as approved, then the Board of Trustees shall refer the request to the Plan Commission for further hearing and review.

1. Explain how the proposed major adjustment will be in substantial conformity with said plan.

PROPOSED NEW SIGN WOULD REPLACE EXISTING WOODEN SIGN
AND BE PLACED IN SAME LOCATION AS EXISTING SIGN, WITH
WESTERN EDGE OF SIGN NO CLOSER TO YORK ROAD THAN EXISTING
SIGN FOOTPRINT. NEW SIGN IS PROPOSED TO BE CONSTRUCTED
OF FIELD STONE SIMILAR TO COMMUNITY MILL HOUSE / GATE HOUSE,
WITH LIMESTONE CAP + MAIN SIGN INSERT. DUAL LOGO PANEL
IS FABRICATED ALUM. SIGN IS FLOODLIT PER EXISTING
SIGN.



VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT DEPARTMENT
APPLICATION FOR SIGN PERMIT

Applicant

Name: GRAUE MILL COUNTRY RES.
Address: 1203 OLD MILL RD.
City/Zip: HINSDALE, IL.
Phone/Fax: (630) 654-1588
E-Mail: PETER.SCHROTH@GMAIL.NET
Contact Name: PETER SCHROTH

Contractor

Name: VAN BRUGGEN SIGNS, INC.
Address: 13401 SOUTHWEST HWY.
City/Zip: ORLANDO PARK, IL. 60462
Phone/Fax: (708) 448-0826 / 448-9092
E-Mail: SAM@VBSIGN.COM
Contact Name: SAM VAN BRUGGEN

ADDRESS OF SIGN LOCATION:

ZONING DISTRICT: Please Select One D-3

SIGN TYPE: Please Select One MONUMENT SIGN

ILLUMINATION Please Select One EXISTING FLOOD LIGHTS

Sign Information:

Overall Size (Square Feet): 66' (72" x 132")

Overall Height from Grade: 6 Ft.

Proposed Colors (Maximum of Three Colors):

- ① BLACK
- ② BEIGE
- ③ STONE COLOR

Site Information:

Lot/Street Frontage: _____

Building/Tenant Frontage: _____

Existing Sign Information:

Business Name: GRAUE MILL COUNTRY CONDO

Size of Sign: 85 Square Feet

Business Name: _____

Size of Sign: _____ Square Feet

I hereby acknowledge that I have read this application and the attached instruction sheet and state that it is correct and agree to comply with all Village of Hinsdale Ordinances.

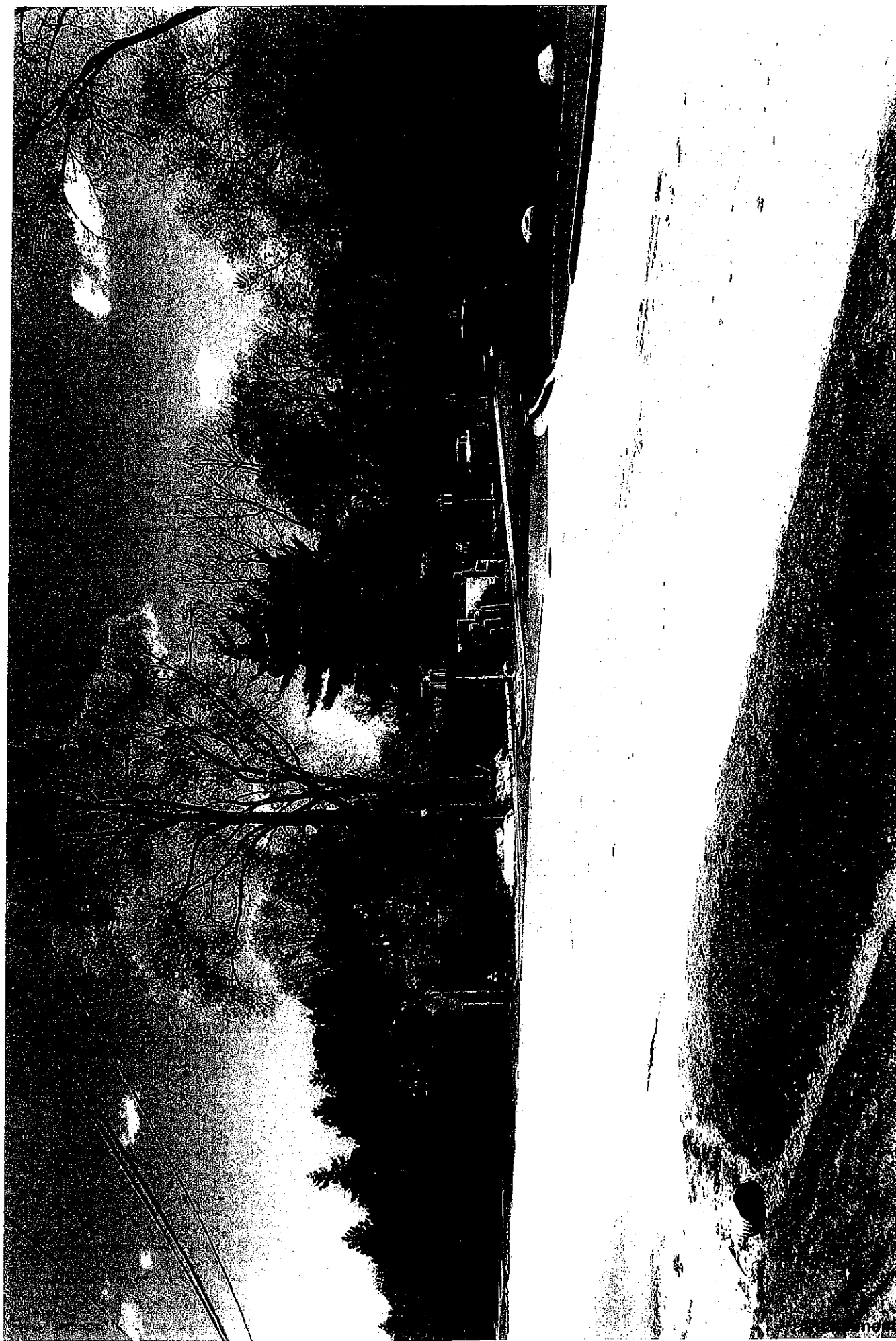
[Signature] Pres GHWA 2012/4/11
Signature of Applicant Date

[Signature] 4/11/12
Signature of Building Owner Date

FOR OFFICE USE ONLY - DO NOT WRITE BELOW THIS LINE

Total square footage: 0 x \$4.00 = 0 (Minimum \$75.00)

Plan Commission Approval Date: _____ Administrative Approval Date: _____









BRIEF DESCRIPTION OF PARCEL TWO A:

[illegible]

DATE: 14 DAY OF DECEMBER, A.D. 1909

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 01-11-2001 BY 60322 UCBAW

OWNER'S CERTIFICATE
FIN 06-16-08-015

Driver, Bank of Chicago, as to the uniform agreement dated April 11, 1961 and known as that number 82016, series of the property described herein, bearing number 82016 and property is hereby delivered to the Village of Kankakee.

党的十六大以来，党和国家在推进农村改革发展方面取得重大成就，农村面貌发生深刻变化，农民生活得到明显改善。但是，我国农村发展不平衡，农村基础设施和公共服务还比较薄弱，农村改革和发展仍面临许多困难和问题。必须坚持把解决好“三农”问题作为全党工作的重中之重，统筹城乡经济社会发展，扎实推进社会主义新农村建设，促进农村经济社会又好又快发展。

WASHERMAN
COUNTY OF WASH.

I, _____, a History Teacher in and for said county
in the state of _____, do hereby certify that _____
personally known to me in the time period whose name is indicated in
the foregoing instrument, appeared before me this day in person and
acknowledged that they signed said instrument as such owner and
volunteer for the year and term of the said work.

Given after my hand and seal and first life ____ day of ____

ROTARY PHONE: "OFFICIAL SEAL"
PATRICK J. JARVIS, JR.
JANUARY 1964, WASHINGTON, D.C.

NOTARY PUBLIC

This instrument, 2000-0410, was filed by record in the
Recorder's Office of DeKalb County, Georgia, on this 22 day
of April, A.D. 2000, at 2:55 o'clock P.M.

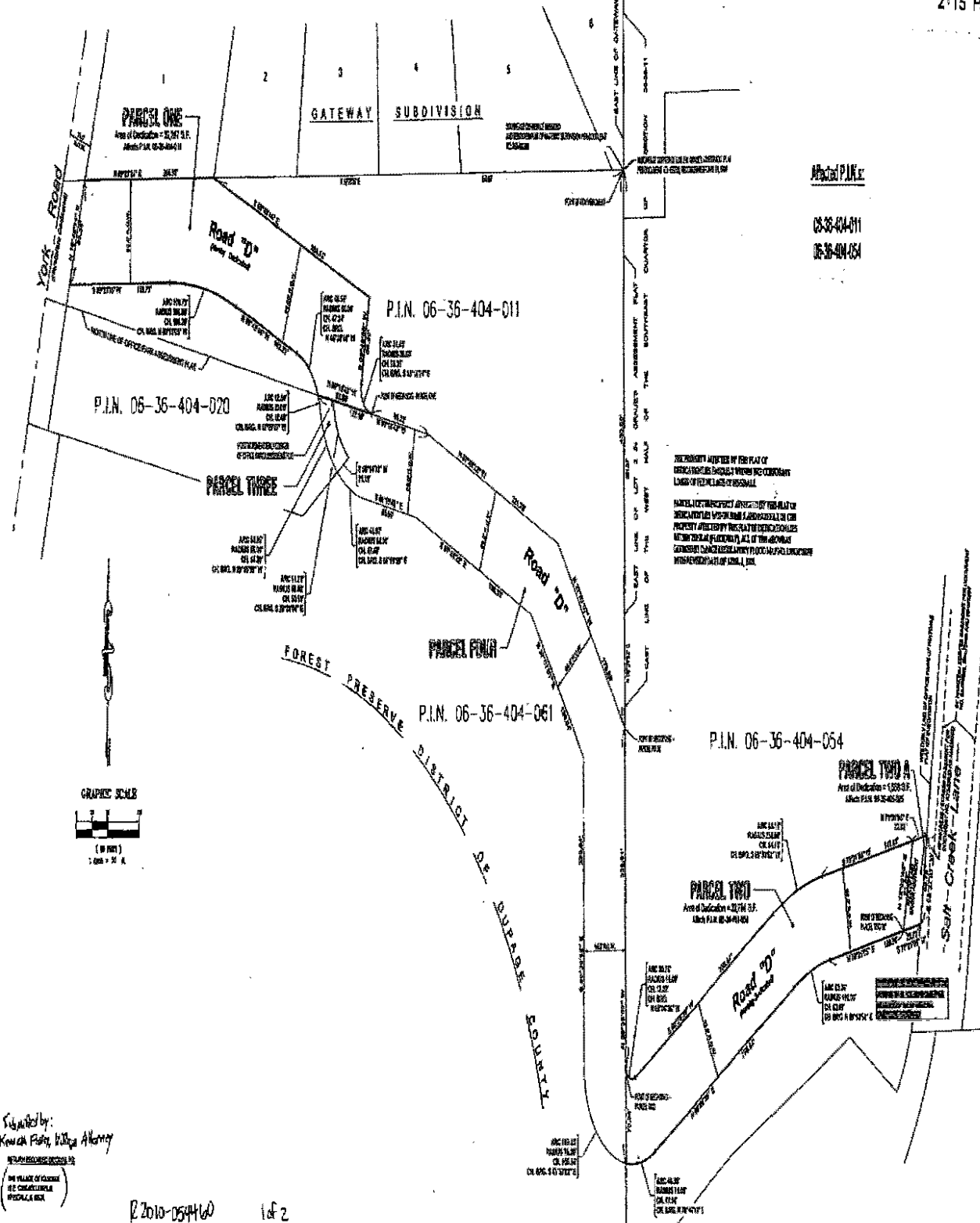
[Signature]

PLAT OF DEDICATION
ROAD "D"
Hinsdale, Illinois 60521

Geness Design and Engineering PC
PROFESSIONAL DESIGN FIRM INC.
200 WEST 10TH STREET
WARRICKVILLE, INDIANA 46082
PHONE 462-1234 FAX 462-1234

GENESS ID NO.
09-133
SHEET 2 OF 2

GEINENS JOB NO.
09-133
SHEET 1 OF 2



AN ORDINANCE APPROVING THE GRAUE MILL COUNTRY CONDOMINIUM
PLANNED UNIT DEVELOPMENT

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

SECTION 1: That a public hearing was held pursuant to the provisions of the Illinois Condominium Property Act, Chapter 95, Illinois Compiled Statutes, by the Plan Commission of the Village of Hinsdale in connection with a request for a permit for a planned unit development for a multi-family development of the property legally described as:

That part of the East Half of the Southeast Quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian, described as follows: Beginning at the Northeast corner of said Southeast Quarter of Section 36; thence West on the North line of said Southeast Quarter, 1318.50 feet to the West line of the East Half of said Southeast Quarter; thence South of said West line of the East Half, 2160 feet, more or less, to the water's edge on the South side of Salt Creek as it was on September 12, 1971; thence Northeasterly along the said water's edge to its intersection with the North line of Koplin's assessment plat; thence Easterly on said North line to the East line of Section 36 at a point 1060 feet, more or less, South of the place of beginning; thence North on the East line of Section 36, 1060 feet, more or less, to the place of beginning; in DuPage County, Illinois, located on the North side of Salt Creek in the Office Park of Hinsdale and known as the Graue Mill Country Condominium Planned Unit Development.

That in addition to the foregoing legally described property, the following legally described real estate is necessary to be utilized for an access roadway lying between the above described parcel and York Road:

That part of the West half of the Southeast quarter of Section 36, Township 39 North, Range 11, East of the Third Principal Meridian described as follows: Beginning at the intersection of the South line of the North 1259.3 feet of the Southeast quarter of said Section 36 and the East line of the said West half of the Southeast quarter; thence South on the East line of the said West half, 430 feet; thence Northwesterly to a point that is 285 feet South of the said South line of the North 1259.3 feet of the Southeast quarter and 105 feet West of the said East line of the West half; thence Northwesterly to a point that is 200 feet South of the said South line of the North 1259.3 feet of the Southeast quarter and 310 feet West of the said East line of the West half; thence Westerly to a point on the East right of way of York Road that is 100 feet South (as measured on the right of way) of the said South line of the North 1259.3 feet of the Southeast quarter; thence continuing Westerly to the centerline of York Road; thence Northerly on said centerline to its intersection with the said South line of the North 1259.3 feet of the Southeast quarter; thence East on said South line of the North 1259.3 feet of the Southeast quarter, 891 feet, more or less, to the place of beginning, in Du Page County, Illinois.

SECTION 2: That this Board approves and adopts the findings and recommendations of the Plan Commission.

SECTION 3: That Drovers National Bank, as Trustee under Trust Agreement No. 11116, and Land America Corporation, an Illinois corporation, hereinafter referred to as "Owners" have presented an application for approval of a Planned Unit Development known as Graue Mill Country Condominium and have made certain representations to the Plan Commission concerning the type of development proposed to be constructed. The conditions hereinafter set forth conform substantially to the conditions either promulgated by the Owners or accepted by the Owners at the Plan Commission hearings.

SECTION 4: That pursuant to the provisions of the Zoning Ordinance of the Village of Hinsdale and the provisions of the Illinois

Municipal Code, approval of the Planned Unit Development known as the Graue Mill Country Condominiums is hereby granted subject to the following conditions, which shall run with said property:

A. That the final development plan shall be substantially in accordance with the plan submitted to the Plan Commission as Owners' Exhibit A, a copy of which is attached hereto and made a part hereof, dated March 30, 1973, and identified by the signature of the architect, Albert Donner.

B. Height. Buildings A, B and C may be up to 4 stories measured to top of mansard, and buildings D, E, G, H, I, K and III may be up to 5 stories measured to top of mansard. Penthouses are not included in the overall height, unless penthouses are used for gamerooms or mechanical rooms or any purpose other than elevator override, in which case the penthouse shall be considered a story and shall be included in the overall height of the building. Height, for the purposes of this paragraph, shall be the vertical distance from the average finished ground level adjacent to the front of the building to the top of the mansard roof and 4 story buildings shall not exceed 48 feet in height and 5 story buildings shall not exceed 58 feet in height.

C. Distance Between Buildings. The distance between buildings and wings of buildings shall be in accordance with the following chart, which conforms to Exhibit A.

at known subject y: antial Commis hereto ntified stories H, I, of man- height ical in ory and	BUILDING	DISTANCE BETWEEN WINGS		DISTANCE TO ADJOINING BUILDING OR WINGS	
	B-C	A to B	30'-0" Bay to Wall 31'-0" Wall to Wall	C to D	105'-0" min.
		B to C	30'-0" Bay to Bay 32'-0" Wall to Wall (note B-C connected, one building)	B to H	190'-0" min.
	D-E	D to E	39'-0" Bay to Wall 40'-0" Wall to Wall	A to G	100'-0" min.
				E to K	115'-0" min.
				D to C	105'-0" min.
				K to E	115'-0" min.
	H-I	G to H	49'-0" Bay to Wall 50'-0" Wall to Wall	G to A	100'-0" min.
		H to J	49'-0" Bay to Wall 50'-0" Wall to Wall	H to B	190'-0" min.
		J to L	30'-0" Bay to Wall 31'-0" Wall to Wall	I to J	185'-0" min.
		L to M	30'-0" Bay to Wall 31'-0" Wall to Wall	J to I	185'-0" min.

D. Number, Mix and Minimum Square Footage of Units. 598 units shall be permitted on the development site, exclusive of the acreage utilized for access purposes to York Road. Of these 598 units, not less than 90% shall be two bedroom units and the remainder shall be three bedroom units. The two bedroom units shall have a minimum square footage of 1,600 square feet and the three bedroom units shall have a minimum square footage of 1,800 square feet.

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E. Ingress and Egress. That only two principal entrances be provided to the development; one from Ogden Avenue and one from York Road, as shown on Exhibit "A". The access to York Road will be at Wennes Court. An additional 17 feet of land will be dedicated to provide a 50 foot right-of-way on York Road to allow for future widening. The design of the intersection will be in accord with the geometric layout and pavement markings as recommended by Paul C. Box and Associates dated October 10, 1972. It shall be a requirement for the issuance of any building permit that written evidence shall be provided by Owners of easements granted to Owners providing access over retained lands of Office Park of Hinsdale to Ogden Avenue and York Road. The roadway system, including that crossing Salt Creek, described below, must be completed and in service prior to the consummation of any sale of the condominium units and no occupancy permit, except for model purposes, shall be issued until such completion.

F. Bridge. That a bridge structurally adequate for vehicular passage, at least 22 feet in width including a walkway, be constructed at the south end of the project, as shown on Exhibit "A".

G. Fire Lanes. That fire lanes of at least 10 feet in width, having a radius at curves of not less than 100 feet.

constructed with standard roadway sub-base to support a fire engine, and having a vertical clearance of not less than 14 feet, be provided for direct access to all buildings, pools and recreational facilities.

H. Perimeter Setback. No building shall be located within 40 feet of the planned unit development boundary line, as shown on Exhibit "A", or closer to the planned unit development boundary line than a distance equal to the height of the building, whichever distance is greater; except on the east boundary line of the planned unit development the maximum distance required shall be 40 feet and the building location of buildings D and E shall be as shown on Exhibit "A".

I. Roadways. The roadway system, including sidewalks, shall be constructed to Village standards existing at time of construction. Roadway and fire lanes must be kept in a good state of repair and adequately maintained, and roadways must be snow-plowed in the winter months as the responsibilities of the then Owners. If the then Owners fail to do so the Village may assume the right to perform these responsibilities and charge the then Owners for so doing. These Owners agree that traffic controls may be established and enforced by the Village in the planned unit development as permitted by law.

feet in
100 feet

- J. Parking Spaces. That two underground or basement parking spaces be provided for each dwelling unit and .25 spaces for each dwelling unit of visitor parking should be provided for all buildings. The final adjustment and location of roads and parking bays shall be determined by tree location and geographic conditions at the time of construction.
- K. Loading Areas. That provision be made for loading and unloading for moving vans at garage entrances.
- L. Screening. That screening, composed of a fence and/or wall with adequate landscaping and trees be provided along the entire perimeter of the site where it abuts similar family parcels.
- M. Trees. That every effort be made to save the existing trees and natural terrain.
- N. Lighting. That adequate lighting, subject to Village approval, be provided along all streets and particularly at intersections.
- O. Fire Protection. That the recommendations of the Fire Chief regarding fire protection for the structures as set forth in his letter dated March 27, 1973 copy of which is attached hereto and made a part hereof as Exhibit "B", be followed. In addition to the foregoing, Owners must satisfy all requirements of the Village ordinances including water main limitation looping water mains, storage of flammables, and garage protection, sprinkler systems, access, etc.
- P. On it is the of de bu ma SE on Ow the abi complet o gers per con ta complet ice, ers co. other

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P. Miscellaneous. That the requirements of all Village Ordinances be met, including without limitation, such items as Flood Plains, Road and Drainage Standards, Garbage Disposal, etc.

Q. Review. That the Owners submit to the Board of Trustees of the Village of Hinsdale for review the final plans for the development, including, without limitation, such items as buildings, landscaping, roadway specifications, construction material, etc.

SECTION 5: That no building permit shall be issued unless the then Owners present satisfactory evidence of financing for each phase of the project to the Village of Hinsdale, and evidence of intention and ability of the then Owners of the land to pursue construction to completion. The term "Owners" includes beneficial owners as well as legal owners, and for the purposes of this Section 5, refers to Owners at the time the building permit is granted. By applying for a permit, the Owners personally undertake to complete any phase of the construction for which a permit is issued. By such personal undertaking, the Owners agree that if the Owners fail to reasonably complete the construction, the Village may, after 120 days written notice, demolish incomplete buildings and restore the premises at Owners expense and the Village shall have a lien on the premises for the cost. This is in addition to any other remedy provided by law. Further, the approval of the planned unit development shall expire

if construction is not commenced within one (1) year of date of granting of said approval by the Board of Trustees or if construction of Buildings A, B, C, D and E, as shown on Exhibit A, is not thereafter diligently pursued to completion. "Diligently pursued" shall be interpreted to mean that at least 238 units have been constructed within four (4) years' time from the commencement of construction. If the project has not been diligently pursued, as interpreted above, the matter is open to review and possible termination of the permit by the Board of Trustees.

SECTION 5A: That no building permit shall be issued unless until the Owners execute an agreement substantially in the form of Exhibit C, a copy of which is attached hereto and made a part of the deed, providing for the conveyance to the Village of two well sites and related easements in the subject property, one of such well sites to be located in the northwest part of such property in the vicinity of Building A, shown on Exhibit A, and the other to be located in the northeast part of such property in the vicinity of Building B, shown on Exhibit A, the exact location of such well sites to be mutually agreed upon by and between the Owners and the Village, and the exact locations of said buildings and related improvements shown in Exhibit A have been fixed by the Owners.

SECTION 6: That in the event the Owners or their successors in title shall fail to comply with any of the foregoing conditions or restrictions, such action shall be determined a violation of the permit and the President and Board of Trustees, after notice to the Owners,

date of the Owners or their successors, may suspend or revoke the approval of
 f construction of planned unit development and building permits issued thereunder
 A, is the buildings upon which the construction has not commenced. This
 ly pursuant to the Village of Hinsdale is in addition to all other reme-
 ve been taken by the Village including, but not limited to, action for a fine
 ent of an injunction.

ued, as follows: SECTION 7: The conditions set forth herein may be modified only
 ble terms by request by the Owners or their successors in interest and by ap-
 proval of the Board of Trustees. The Board of Trustees retains con-
 trolled unless the Board of Trustees retains jurisdiction over the question of such modifications until
 the form of time as construction has been completed.

a part of SECTION 8: By this application for a permit, the Owners agree
 sites and the terms, provisions, limitations and obligations under this
 well shall inure to and be binding upon the Owners and their
 successors in interest and the Village of Hinsdale.

located SECTION 9: This Ordinance shall be in full force and effect on
 Building 1, 1973.

res to be ADOPTED this 10th day of April, 1973, pursuant to a roll call
 Village as follows:

vements: AYES: TRUSTEES OLSON, CLARKE, MANKER, JOHNSON, CRAMER & NELSON

successors: NAYS: NONE

conditions: APPROVED by me this 10th day of April, 1973:

lon of the
 ice to the BEST:

Hubert Clifford
 President

Wesley Moore
 Clerk

VILLAGE OF HINSDALE**ORDINANCE NO. 02009-54****AN ORDINANCE ACCEPTING A PLAT OF DEDICATION OF A
CERTAIN PARCEL OF PROPERTY FOR A PUBLIC ROAD AND
DECLARING THE ROAD OPEN**

WHEREAS, the Village of Hinsdale ("Village") is required by law to lay out any road under its jurisdiction by the making of a plat, showing its width, courses and extent pursuant to Section 9 of the Illinois Plat Act, 765 ILCS 205/9 (2009); and

WHEREAS, a Plat of Dedication showing the width, course and extent of a portion of a certain road commonly known as Road "D" in the Village is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the President and Board of Trustees accept the dedication of the parcel of property as depicted in the attached Plat of Dedication ("Subject Property") for a public road in the Village, subject to the contingencies set forth below; and

WHEREAS, the President and Board of Trustees declare the road depicted in the attached Plat of Dedication to be open pursuant to said dedication, subject to the contingencies set forth below.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hinsdale, DuPage and Cook Counties, and State of Illinois, as follows:

Section 1. Recitals. The above recitals are incorporated into this Ordinance and shall have the same force and effect as though fully set forth herein.

Section 2. Acceptance of Dedication. The President and Board of Trustees of the Village accept the dedication of the Subject Property as depicted in the Plat of Dedication attached as Exhibit A, subject to attorney review, and contingent upon execution of the Agreement Concerning Dedication by the Graue Mill Homeowners Association and contingent upon the Village's receipt of proof that the Graue Mill Homeowners Association has the authority to execute the Plat of Dedication, including authority pursuant to the Declaration of Covenants, Conditions and Restrictions, recorded October 1, 1976 as document R76-70627.

Section 3. Road Declared Open. The President and Board of Trustees of the Village, as of the date of execution by the Village of the Plat of Dedication, declare as open the road depicted in the Plat of Dedication attached as Exhibit A.

Section 4. Execution of Plat. After fulfillment of the contingencies described in Section 2 of this Ordinance, the President and the Village Clerk are authorized and directed to execute the Plat of Dedication attached as Exhibit A and to record the Plat of Dedication in the office of the DuPage County Recorder of Deeds and to execute any and all other documents and take all action necessary to complete the dedication of the Subject Property to the Village.

Section 5. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. Effective Date. This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this 20th day of October 2009.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSENT: None

APPROVED this 20th day of October 2009.

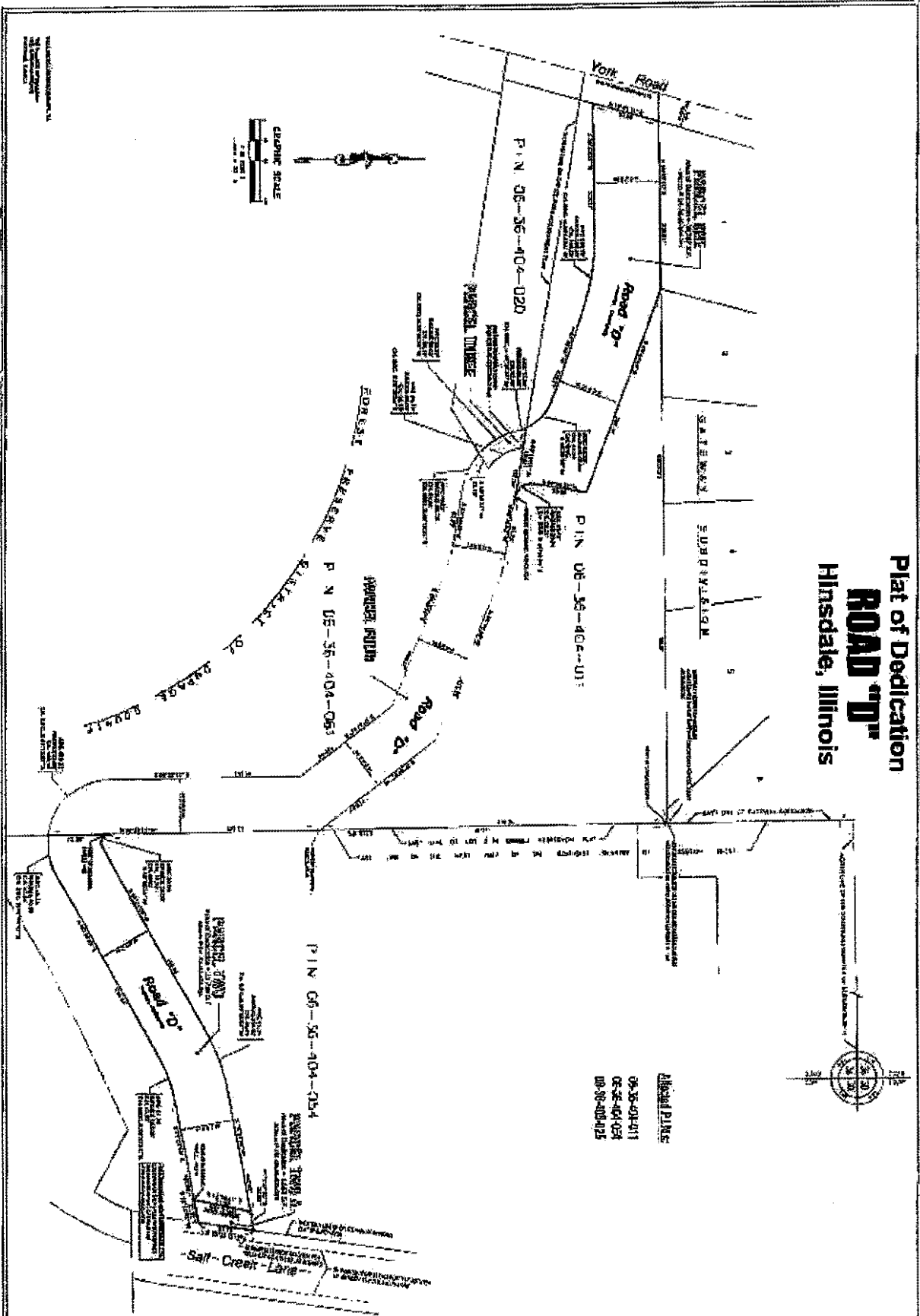


Thomas K. Cauley, Jr.
Thomas K. Cauley, Jr., Village President

Christine M. Bruton
Christine M. Bruton, Deputy Village Clerk

EXHIBIT A
PLAT OF DEDICATION

Plat of Dedication **ROAD "J"** Hinsdale, Illinois



Record Plats
 06-35-01-011
 06-35-01-021
 06-35-01-025

09-133 SHEET 1 OF 3	Special Survey and Engineering, Inc. 1000 N. LaSalle Ave., Suite 100 Chicago, Illinois 60610 Tel. 312-467-1111	PLAT OF DEDICATION ROAD "J" Hinsdale, Illinois 60521	PLANNED DEVELOPMENT VILLAGE OF HINSDALE 188 Chicago Avenue Hinsdale, Illinois 60521	<table border="1"> <tr> <th>NO.</th> <th>DATE</th> <th>BY</th> <th>REVISION</th> </tr> <tr> <td>1</td> <td>06-35-01-011</td> <td></td> <td>INITIAL PLAT</td> </tr> <tr> <td>2</td> <td>06-35-01-021</td> <td></td> <td>REVISION</td> </tr> <tr> <td>3</td> <td>06-35-01-025</td> <td></td> <td>REVISION</td> </tr> </table>	NO.	DATE	BY	REVISION	1	06-35-01-011		INITIAL PLAT	2	06-35-01-021		REVISION	3	06-35-01-025		REVISION
NO.	DATE	BY	REVISION																	
1	06-35-01-011		INITIAL PLAT																	
2	06-35-01-021		REVISION																	
3	06-35-01-025		REVISION																	

FILE

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This Document Prepared By and
After Recording Return To:

Kenneth M. Florey
Robbins, Schwartz, Nicholas,
Lifton & Taylor, Ltd.
55 W. Monroe St., Suite 800
Chicago, IL 60603

PINS: 06-36-404-011 (Parcel 1)
06-36-404-054 (Parcel 2)

This space reserved for Recorder's use only

EASEMENT AGREEMENT

This EASEMENT AGREEMENT (hereinafter "Agreement") is entered into by and between the VILLAGE OF HINSDALE, an Illinois municipal corporation (hereinafter "Grantor"), and the GRAUE MILL HOMEOWNERS ASSOCIATION, a not-for-profit corporation (hereinafter "Grantee").

RECITALS:

A. The Grantor holds fee simple title to Parcels 1 (PIN 06-36-404-011) and Parcel 2 (PIN 06-36-404-054) of Road D, which parcels are legally described on Exhibit A, attached hereto and incorporated herein by this reference (hereinafter referred to collectively as the "Easement Premises");

B. The Easement Premises contain a road, median strip and adjacent side strips of land on both sides of the road; and

C. Grantor wishes to grant and Grantee wishes to receive an easement over, under, and across the Easement Premises for landscaping, lighting and sign placement, as more fully set forth in this Agreement.

NOW, THEREFORE, for ten dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. **Recitals Incorporated.** The foregoing recitals are incorporated herein by reference as though fully set forth in this Paragraph 1.

2. **Easement Grant.** ~~Grantor hereby grants to Grantee, and its successors and assigns, a perpetual easement over, upon and across Parcel 1 for the purpose of landscaping~~

activities (including multiple yearly plantings of vegetation, water sprinkling and lawn mowing and trimming service) on the adjacent side strips of the road and on the road median for Parcel 1, and for the placement, use and maintenance of special street lights, and for the placement, use and maintenance of special signs identifying the Graue Mill Condominiums. As to Parcel 2, Grantor grants to Grantee, and its successors and assigns, a perpetual easement over, upon and across Parcel 2 for lawn mowing and trimming service.

3. **Easement Conditions.** This grant of easement shall be subject to the following conditions:

a) No permanent buildings shall be constructed or placed on said Easement Premises without Grantor's express permission.

b) Grantee shall not place any vegetation, sign, structure or lighting in the Easement Premises that, in the discretion of the Grantor, unreasonably interferes with the function of the Easement Premises as a public roadway for automobiles, or otherwise creates hazardous driving conditions.

c) If the installation of vegetation, lighting or signage by Grantee requires temporary obstruction of the roadway in the Easement Premises or work within, upon or under the roadway in the Easement Premises, Grantee shall give notice to Grantor pursuant to Paragraph Six (6) and shall have the duty to restore the roadway to its original condition, as set forth in paragraph Four (4) below.

c) Grantor shall have the right from time-to-time to clear vegetation, street lighting or signs from the Easement Premises as may be required to perform road work or other maintenance in the Easement Premises, but Grantor shall have the duty to restore the Easement Premises pursuant to Paragraph Four (4) below.

~~d) All landscaping and installation and maintenance of lighting and signs within the Easement Premises shall be performed in accordance with the various requirements of municipal, county, state, and federal laws, ordinances or regulations.~~ 7

4. **Restoration.** Upon completion of any work or maintenance authorized by this Agreement, the party that performed the work or maintenance shall restore the Easement Premises to the same or better condition than that which existed prior to the beginning of any work or maintenance, including the replacement of any gardens, shrubs, trees, driveways, sidewalks, parking lot pavement and ingress and egress roadway pavement.

5. **Hold Harmless.** Grantee shall indemnify, defend and hold Grantor harmless from any and all claims, causes of actions, damages, lawsuits, attorney fees, and/or administrative proceedings now or hereafter existing and resulting from Grantee's use of the Easement Premises, including any damages caused to any other utilities by Grantee and any and all necessary repairs related thereto.

6. **Notices.** Any notice, request, demand, instruction or other document to be given or served hereunder, or under any document or instrument executed pursuant hereto, shall be in writing and shall be delivered personally or sent by United States registered or certified mail, return receipt requested, or by overnight express courier, postage prepaid and addressed to the parties at their respective addresses set forth below, and the same shall be effective upon receipt (or refusal of delivery) if delivered personally, or three (3) business days after posting in the United States mails, if mailed, or one (1) business day after deposit with an overnight courier service. A party may change its address for receipt of notices by service of a notice of such change in accordance herewith.

TO THE VILLAGE:

Village of Hinsdale
Attn: Village Manager
19 E. Chicago Avenue
Hinsdale, IL 60521

with a copy to:

Ken Florey
Robbins, Schwartz, Nicholas,
Lifton & Taylor, Ltd.
55 West Monroe Street, Suite 800
Chicago, IL 60603

TO THE ASSOCIATION:

Graue Mill Homeowners Association
Attn: Robert P. Nesbit, Registered Agent
750 Lake Cook Road, Suite 350
Buffalo Grove, IL 60089

with a copy to:

Peter Coules, Jr.
Donatelli & Coules, Ltd.
15 Salt Creek Lane, Suite 312
Hinsdale, IL 60521

7. **Covenants Running With the Land.** All provisions of this Agreement, including the benefits and burdens set forth herein, shall run with the land and are binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.

8. **Counterparts.** This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, and all of which together shall constitute one completed document.

9. **Severability.** Invalidation of any provisions contained in this Agreement or of the application thereof to any person by judgment or court order shall in no way affect any of the other provisions hereof or the application thereof to any other person and the same shall remain in full force and effect.

10. **Additional Documents.** Grantor and Grantee agree to promptly execute and deliver all documents reasonably deemed necessary by either party to more fully evidence or effectuate the terms and intent of this Agreement.

WITNESSETH WHEREOF, the Grantor and the Grantee have each caused this Agreement to be executed by proper officers duly authorized to execute the same as of the date set forth beneath signatures of the respected officers set forth below.

GRANTOR – VILLAGE OF HINSDALE

Attest:

By: _____
Thomas K. Cauley, Jr.
Village President

By: _____
Christine M. Bruton
Deputy Village Clerk

State of Illinois)
) SS
County of DuPage)

The foregoing instrument was acknowledged before me by Thomas K. Mick and Sheila McGann, this ____ day of _____, 2009, A.D.

- NOTARY SEAL -

Notary Public

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GRANTEE – THE GRAUE MILL HOMEOWNERS ASSOCIATION

Attest:

By: _____
(Print Name)
(Title)

By: _____
(Print Name)
(Title)

State of Illinois)
) SS
County of Cook)

The foregoing instrument was acknowledged before me by _____ and
_____, this _____ day of _____, 2009, A.D.

- NOTARY SEAL -

Notary Public

EXHIBIT A**PARCEL 1:**

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 2 IN GRAUE'S ASSESSMENT PLAT NO. 1, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 11, 1944 AS DOCUMENT 458793 (SAID POINT OF COMMENCEMENT BEING ALSO THE SOUTHEAST CORNER OF AMENDED AND RESTATED PLAT OF GATEWAY SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 8, 1988 AS DOCUMENT R88-002399); THENCE SOUTH 00 DEGREES 39 MINUTES 52 SECONDS EAST ALONG THE EAST LINE OF AFOREMENTIONED GRAUE'S ASSESSMENT PLAT (SAID LINE BEING ALSO THE EAST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 36-39-11), FOR A DISTANCE OF 430.00 FEET; THENCE NORTH 37 DEGREES 07 MINUTES 07 SECONDS WEST FOR A DISTANCE OF 178.85 FEET; THENCE NORTH 67 DEGREES 45 MINUTES 22 SECONDS WEST FOR A DISTANCE OF 221.70 FEET; THENCE NORTH 80 DEGREES, 19 MINUTES 43 SECONDS WEST FOR A DISTANCE OF 91.22 FEET TO THE POINT OF BEGINNING OF PARCEL 1; THENCE CONTINUING ALONG A PROLONGATION OF THE LAST DESCRIBED COURSE FOR A DISTANCE OF 85.88 FEET TO A NON-TANGENTIAL CURVE; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 60.00 FEET AND SUBTENDING A CHORD OF 47.24 FEET BEARING NORTH 46 DEGREES 38 MINUTES 48 SECONDS WEST, FOR AN ARC DISTANCE OF 48.55 FEET TO A POINT OF TANGENCY; THENCE NORTH 69 DEGREES 49 MINUTES 46 SECONDS WEST FOR A DISTANCE OF 102.21 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 300.00 FEET AND SUBTENDING A CHORD OF 108.20 FEET BEARING NORTH 80 DEGREES 13 MINUTES 05 SECONDS WEST, FOR AN ARC DISTANCE OF 108.79 FEET TO A POINT OF TANGENCY; THENCE SOUTH 89 DEGREES 23 MINUTES 35 SECONDS WEST FOR A DISTANCE OF 159.73 FEET MORE OR LESS TO THE EAST LINE OF YORK ROAD; THENCE NORTH 15 DEGREES 45 MINUTES 31 SECONDS EAST ALONG THE LAST MENTIONED EAST LINE OF YORK ROAD FOR A DISTANCE OF 83.38 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF AMENDED AND RESTATED GATEWAY SUBDIVISION; THENCE NORTH 89 DEGREES 23 MINUTES 35 SECONDS EAST ALONG THE SOUTH LINE OF SAID AMENDED AND RESTATED PLAT OF GATEWAY SUBDIVISION FOR A DISTANCE OF 205.91 FEET; THENCE SOUTH 69 DEGREES 49 MINUTES 46 SECONDS EAST FOR A DISTANCE OF 264.16 FEET; THENCE SOUTH 09 DEGREES 46 MINUTES 55 SECONDS WEST FOR A DISTANCE OF 68.00 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 20.00 FEET AND SUBTENDING A CHORD OF 28.31 FEET BEARING SOUTH 35 DEGREES 16 MINUTES 24 SECONDS EAST, FOR AN ARC DISTANCE OF 31.45 FEET MORE OR LESS TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 2 IN GRAUE'S ASSESSMENT PLAT NO. 1, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 11, 1944 AS DOCUMENT 458793 (SAID POINT OF COMMENCEMENT BEING ALSO THE SOUTHEAST CORNER OF AMENDED AND RESTATED PLAT OF GATEWAY SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 8, 1988 AS DOCUMENT R88-002399); THENCE SOUTH 00 DEGREES 39 MINUTES 52 SECONDS EAST ALONG THE EAST LINE OF AFOREMENTIONED GRAUE'S ASSESSMENT PLAT (SAID LINE BEING ALSO THE EAST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 36-39-11), FOR A DISTANCE OF 691.57 FEET TO THE POINT OF BEGINNING OF PARCEL 2; THENCE CONTINUING ALONG A PROLONGATION OF THE LAST DESCRIBED COURSE FOR A DISTANCE OF 75.34 FEET TO A NON-TANGENTIAL CURVE; THENCE NORTHEASTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 76.00 FEET AND SUBTENDING A CHORD OF 47.54 FEET BEARING NORTH 78 DEGREES 40 MINUTES 13 SECONDS EAST, FOR AN ARC DISTANCE OF 48.35 FEET TO A POINT OF TANGENCY; THENCE NORTH 60 DEGREES 26 MINUTES 39 SECONDS EAST FOR A DISTANCE OF 256.64 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 63.36 FEET AND SUBTENDING A CHORD OF 63.07 FEET BEARING NORTH 69 DEGREES 53 MINUTES 52 SECONDS EAST, FOR AN ARC DISTANCE OF 192.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 79 DEGREES 21 MINUTES 05 SECONDS EAST FOR A DISTANCE OF 120.08 FEET MORE OR LESS TO THE EAST BANK OF SALT CREEK (SAID EAST BANK BEING APPROXIMATED BY THE EXISTING BACK OF ABUTMENT OF THE BRIDGE OVER SALT CREEK; THENCE NORTH 12 DEGREES 00 MINUTES 45 SECONDS EAST ALONG SAID EAST BANK OF SALT CREEK FOR A DISTANCE OF 71.52 FEET; THENCE SOUTH 79 DEGREES 21 MINUTES 05 SECONDS WEST FOR A DISTANCE OF 147.63 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 258.00 FEET AND SUBTENDING A CHORD OF 84.75 FEET BEARING SOUTH 69 DEGREES 53 MINUTES 52 SECONDS WEST, FOR AN ARC DISTANCE OF 85.14 FEET TO A POINT OF TANGENCY; THENCE SOUTH 60 DEGREES 26 MINUTES 39 SECONDS WEST FOR A DISTANCE OF 256.64 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 10.00 FEET AND SUBTENDING A CHORD OF 17.22 FEET BEARING NORTH 60 DEGREES 06 MINUTES 36 SECONDS WEST, FOR AN ARC DISTANCE OF 20.75 FEET MORE OR LESS TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS. SAID PARCEL CONTAINING THEREIN 32.784 SQUARE FEET.

Attachment 5: Street View of Existing Street Light and Poles





MEMORANDUM

DATE: September 11, 2019

TO: Chairman Cashman and Plan Commissioners

CC: Kathleen A. Gargano, Village Manager
Robb McGinnis, Director of Community Development/Building Commissioner

FROM: Chan Yu, Village Planner

RE: **Scheduling of Public Hearing** for Text Amendment to add Definitions to the existing Lighting Regulations
Request by the Village of Hinsdale - Case A-23-2019

Request and Analysis

During previous planned development and site plan applications, the PC and Village Board spent considerable time discussing appropriate lighting levels. The fundamental issue is that the current Zoning Code language is vague and outdated. The latter is due to the technological advances of the lighting industry. For example, the Village's Code references foot candles but not the amount of energy, units of illuminance and color temperature. These units of measurements have become less dependent on one another and can be manipulated to meet the code requirements, but still impose unnecessary light pollution. It is important that the Village's Zoning Code be made current and reference existing technologies.

The below red text represents the proposed changes to the Village's current zoning code Section 9-101(D)(9) to help guide the public, potential applicants and the Village through the zoning review process as it relates to lighting:

"Exterior Lighting: Any permitted accessory lighting fixtures shall be so designed, arranged, and operated as to prevent glare and direct rays of light from being cast onto any adjacent public or private property or street and so as not to produce excessive sky reflected glare. Except for streetlights, no exterior light in or adjacent to any residential district shall be so designed, arranged, or operated to produce an intensity of light exceeding ~~one-half ($\frac{1}{2}$)~~ 0.1 foot-candle at any residential lot line and a maximum color temperature of 3,000 Kelvin. If the subject property is adjacent to residential property, a light dimming switch must be a function/option of the lighting fixture."

- (a) Security lighting levels begin one hour after business closing but no later than 9 PM, and a maximum of 15,000 lumens per fixture.
- (b) Lighting for recreational purposes operated/managed by a private entity may request for lighting no later than 9 PM.

In addition to planned developments and site plan applications, changes are necessary to parking lot and garage security level lighting, the Section 9-104(H)(2)(h) language below is also vague and should match the above Section 9-101(D)(9) language. The text amendment request, shown below in red text, would



MEMORANDUM

define the: unit of illuminance, color temperature, security level time standard and ties the two code Sections together:

"Lighting: Fixed lighting shall be provided for all parking lots and garages accommodating more than ten (10) vehicles. Such lighting shall be so arranged as to prevent direct glare of beams onto any public or private property or streets by the use of luminaire cutoffs. All lighting shall be reduced to security levels ~~at all times of nonuse~~ defined as 15,000 lumens per fixture, 0.1 foot-candle at any residential lot line, and a maximum color temperature of 3,000 Kelvin. Security levels begin one hour after closing but no later than 9 PM. If the subject property is adjacent to residential property, a light dimming switch must be a lighting fixture function/option."

Attachment 2 is a list of 11 lighting related terms, proposed to be added to Section 12-206: Definitions of the Zoning Code.

In 2018, the Village of Hinsdale hired planning consultant, Mike D'Onofrio, to review and make recommendations to various zoning projects inclusive of. Mr. D'Onofrio has considerable experience having 30+ years of experience in Community Development including working for the Village of Winnetka. Attachment 1 is the analysis and proposed amendments to Sections 9-101(D)(9) and 9-104(H)(2)(h), relating to the definitions of the lighting regulations by Mr. D'Onofrio. The red text in Attachment 1 are staff recommendations based on the previous discussions and site specific conditions of the Ordinance O2018-02 of the Site Plan and Exterior Appearance Plan for Redevelopment for an Auto Dealership at 336 E. Ogden Avenue.

Process

Within forty five (45) days following the conclusion of the public hearing, the PC shall transmit to the Village Board its recommendation in the form specified by subsection [11-103\(H\)](#). The failure of the PC to act within forty five (45) days following the conclusion of such hearing, or such further time to which the applicant may agree, shall be deemed a recommendation for the approval of the proposed amendment as submitted.

Attachments:

Attachment 1 – Proposed Amendments to Sections 9-101(D)(9) and 9-104(H)(2)(h), relating to the definitions of the lighting regulations by Planning Consultant, Mr. Mike D'Onofrio

Attachment 2 - Proposed definitions to be added to Section 12-206

Attachment 3 - Text Amendment and Plan Commission Applications by the Village

PROPOSED AMENDMENTS TO SECTIONS 9-104: OFF STREET PARKING and 9-106: SIGNS

The format for this report includes three parts, first identifying the issue, second is identifying the current code language, third is a proposed amendment to address the issue and finally are comments/issues related to the proposed amendment.

SECTION 9-104: OFF STREET PARKING

Existing Code

Section 9-104-H-2(h) – Lighting: Fixed lighting shall be provided for all parking lots and garages accommodating more than ten (10) vehicles. Such lighting shall be so arranged as to prevent direct glare of beams onto any public or private property or streets by the use of luminaire cutoffs. All lighting shall be reduced to security levels at all times.

Proposed Amendments to Section 9-104-H-2(h)

1. Provide a specific standard for light trespass on to adjacent residential property less than the current allowable 0.5 foot candles (ft. cd.) (Per Section 9-101-D-9 of Village Code, 0.5 ft. cd. is allowed).
 - a. Model and municipal ordinances have a range of maximums from 0.05 to 0.5 ft. cd. The majority allow a maximum of 0.1 ft. cd. **Propose 0.1 ft.cd at any residential lot line.**
 - b. **Proposing a lighting maximum color temperature of 3,000 Kelvin.**
2. Provide a definition for “security level lighting” and establish a maximum allowable illumination level.
 - a. Municipal ordinances define security lighting as primarily for personal safety or emergency purposes and attached to a structure, or used to illuminate a walk or driveway and is fully shielded.
 - b. Both model and municipal codes regulate by either prohibiting glare on to adjacent properties or establishing a maximum foot candle level (10) at the property line.
3. Establish a timing restrictions requiring all lighting, with the exception of security lighting, to be turned off 30 minutes after closing. **Propose lighting to be reduced to security levels, defined as 15,000 lumens per fixture. If the subject property is adjacent to residential property, light dimming switch must be a lighting fixture function.**
4. Provide a Definitions Section to include the following terms: **Propose adding the below to Section 12-206: Definitions of the Zoning Code.**
 - a. Direct Illumination (light): Light emitted directly from the lamp or luminaire.
 - b. Exterior Lighting: The illumination of an outside area or object by any manmade device that produces light by any means.
 - c. Fixture: The assembly that houses the lamp or lamps and can include all or some of the following parts: a housing, a mounting bracket or pole socket, a lamp holder, a ballast, a reflector or mirror, and/or a refractor or lens.
 - d. Foot Candle (ft. cd.): A unit of illumination produced on a surface, all points of which are one foot from a uniform point source of one standard candle.

- e. Fully-shielded lights: Outdoor light fixtures shielded or constructed so that no light rays are emitted by the installed fixtures at angle above the horizontal plane as certified by a photometric test report.
- f. Glare: Light emitting from a luminaire with an intensity great enough to reduce a viewer's ability to see, and in extreme cases causing momentary blindness.
- g. Height of Luminaire: The maximum height allowable is 25 feet and shall be measured from the ground directly below the centerline of the luminaire to the top of the pole or luminaire, whichever is higher.
- h. Lamp: The component of the luminaire that produces the actual light.
- i. Light Trespass: The shining of light produced by a luminaire beyond the boundaries of the property on which it is located.
- j. Luminaire: A complete lighting unit consisting of a light source and all necessary mechanical, electrical, and decorative parts.
- k. Shield: When applied to lighting, an opaque barrier which does not allow light to be transmitted in certain directions.

Proposed Terms to Section 12-206: Definitions of the Zoning Code:

1. Direct Illumination (light): Light emitted directly from the lamp or luminaire.
2. Exterior Lighting: The illumination of an outside area or object by any manmade device that produces light by any means.
3. Fixture: The assembly that houses the lamp or lamps and can include all or some of the following parts: a housing, a mounting bracket or pole socket, a lamp holder, a ballast, a reflector or mirror, and/or a refractor or lens.
4. Foot Candle (ft. cd.): A unit of illumination produced on a surface, all points of which are one foot from a uniform point source of one standard candle.
5. Fully-shielded lights: Outdoor light fixtures shielded or constructed so that no light rays are emitted by the installed fixtures at angle above the horizontal plane as certified by a photometric test report.
6. Glare: Light emitting from a luminaire with an intensity great enough to reduce a viewer's ability to see, and in extreme cases causing momentary blindness.
7. Height of Luminaire: The maximum height allowable is 25 feet and shall be measured from the ground directly below the centerline of the luminaire to the top of the pole or luminaire, whichever is higher.
8. Lamp: The component of the luminaire that produces the actual light.
9. Light Trespass: The shining of light produced by a luminaire beyond the boundaries of the property on which it is located.
10. Luminaire: A complete lighting unit consisting of a light source and all necessary mechanical, electrical, and decorative parts.
11. Shield: When applied to lighting, an opaque barrier which does not allow light to be transmitted in certain directions.

Definition of “Substantial Conformity” per the Zoning Code Section 12-206

Substantial Conformity: For the purposes of granting plan approvals relating to planned developments and site plans, a newly submitted plan shall be deemed to be in substantial conformity with a previously approved plan if, but only if, the newly submitted plan:

- A. Does not increase the number of dwelling units, the gross floor area of the development, or the gross floor area devoted to any particular use; and
- B. Does not increase building coverage by more than ten percent (10%) of the percentage of the previously approved plan; and
- C. Does not change the orientation of any building by more than two percent (2%) compared to the previously approved plan; and
- D. Does not decrease open space; and
- E. Does not change the general location of any open space in any manner to detract from its intended function in the previously approved plan; and
- F. Does not change the general location and arrangement of land uses within the development as shown on the previously approved plan; and
- G. Does not change or relocate rights of way shown on the previously approved plan in any manner or to any extent that would decrease their functionality, adversely affect their relation to surrounding land use and rights of way elements, or reduce their effectiveness as buffers or amenities; and
- H. Does not alter the percentage of any land use in any stage of the development by more than ten (10) percentage points as compared to its percentage in the previously approved plan; and
- I. Does not delay any stage of the previously approved development schedule by more than twelve (12) months; and
- J. Does not violate any applicable law or ordinance; and
- K. Does not depart from the previously approved plan in any other manner determined by the reviewing body or official, based on stated findings and conclusions, to be a material deviation from the previously approved plan.



Graue Mill Homeowners Association

1203 Old Mill Road • Hinsdale, Illinois 60521 • (630) 654-1588

August 15, 2019

Robert McGinnis
Village of Hinsdale
19 E. Chicago Avenue
Hinsdale, IL 60521

Mr. McGinnis,

Please be advised that the light fixtures submitted to the Village of Hinsdale for the approval within the Graue Mill Community, were first recommended and approved by the Ad Hoc street lighting committee and was then recommended and approved by the Architectural Control Committee.

After accepting the recommendation of these two committees the Homeowners Board unanimously approved the installation of the Cree Fixtures submitted.

Respectfully Submitted,

John Romanelli, President Graue Mill
Homeowners Association

Ron Wilder, President Graue Mill Condo III

Ozzie Haleem, President Graue Mill Condo I

John Romanelli, President Graue Mill Condo IV

David Welch, President Graue Mill Condo II

Virginia Ertle, President Graue Mill Condo V

REQUEST FOR BOARD ACTION
Finance

AGENDA SECTION: Consent – ACA
SUBJECT: Accounts Payable-Warrant #1704
MEETING DATE: September 17, 2019
FROM: Darrell Langlois, Finance Director

Recommended Motion

Approve payment of the accounts payable for the period of September 4, 2019 through September 17, 2019 in the aggregate amount of \$3,958,799.04 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.

Background

At each Village Board meeting the Village Treasurer submits a warrant register that lists bills to be paid and to ratify any wire transfers that have been made since the last Village Board meeting. Supporting materials for all bills to be paid are reviewed by Village Treasurer and one Village Trustee prior to the Village Board meeting.

Discussion & Recommendation

After completion of the review by the Village Treasurer and Village Trustee approval of Warrant #1704 is recommended.

Budget Impact

N/A

Village Board and/or Committee Action

Village Board agenda policy provides that the Approval of the Accounts Payable should be listed on the Consent Agenda

Documents Attached

1. Warrant Register #1704

VILLAGE OF HINSDALE

ACCOUNTS PAYABLE WARRANT REGISTER #1704

FOR PERIOD September 4, 2019 through September 17, 2019

The attached Warrant Summary by Fund and Warrant Register listing TOTAL DISBURSEMENTS FOR ALL FUNDS of \$3,958,799.04 reviewed and approved by the below named officials.

APPROVED BY  DATE 9/13/19
VILLAGE TREASURER/ASSISTANT VILLAGE MANAGER

APPROVED BY  DATE 9/13/19
VILLAGE MANAGER

APPROVED BY _____ DATE _____
VILLAGE TRUSTEE

Village of Hinsdale
Schedule of Bank Wire Transfers and ACH Payments
1704



Electronic Federal Tax Payment Systems			
9/6/2019	Village Payroll #18 - Calendar 2019	FWH/FICA/Medicare	\$ 94,314.40
Illinois Department of Revenue			
9/6/2019	Village Payroll #18 - Calendar 2019	State Tax Withholding	\$ 19,324.60
ICMA - 457 Plans			
9/6/2019	Village Payroll #18 - Calendar 2019	Employee Withholding	\$ 18,362.38
HSA PLAN CONTRIBUTION			
9/6/2019	Village Payroll #18 - Calendar 2019	Employer/Employee Withholding	\$ 1,123.42
Intergovernmental Personnel Benefit Cooperative		Employee Insurance	\$ 185,548.67
Illinois Municipal Retirement Fund		Employer/Employee	\$ 63,405.65
Total Bank Wire Transfers and ACH Payments			\$ 382,079.12

ipbc-general	185,548.67
payroll	<u>196,530.45</u>
	382,079.12

Village of Hinsdale
#1704
Summary By Fund

Fund Name	Fund	Operating	Capital	Total
General Fund	10000	340,984.55	185,548.67	526,533.22
Capital Project Fund	45300	1,982,498.52	-	1,982,498.52
Water & Sewer Operations	61061	494,204.27	-	494,204.27
Water & Sewer Capital	61062	701,154.54	-	701,154.54
Escrow Funds	72100	50,100.00	-	50,100.00
Payroll Revolving Fund	79000	7,778.04	196,530.45	204,308.49
Total		3,576,719.92	382,079.12	3,958,799.04

Run date: 12-SEP-19

Village of Hinsdale

Page: 1

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
AFLAC-FLEXONE			
230051	AFLAC OTHER	090619000000000	\$208.30
230052	ALFAC OTHER	090619000000000	\$175.41
230053	AFLAC SLAC	090619000000000	\$344.31
Total for Check: 119072			\$728.02
COLONIAL LIFE PROCCESING			
230043	COLONIAL S L A C	090619000000000	\$92.36
Total for Check: 119073			\$92.36
ILLINOIS FRATERNAL ORDER			
230045	UNION DUES	090619000000000	\$672.00
Total for Check: 119074			\$672.00
NATIONWIDE RETIREMENT SOL			
230046	USCM/PEBS CO	090619000000000	\$525.00
230047	USCM/PEBS CO	090619000000000	\$101.85
Total for Check: 119075			\$626.85
NATIONWIDE TRUST CO.FSB			
230054	PEHP COMP-SICK PD	090619000000000	\$583.46
230055	PEHP REGULAR	090619000000000	\$2,386.69
230056	PEHPPD	090619000000000	\$487.64
230057	PEHP UNION 150	090619000000000	\$406.46
Total for Check: 119076			\$3,864.25
NCPERS GRP LIFE INS#3105			
230044	LIFE INS	090619000000000	\$256.00
Total for Check: 119077			\$256.00
STATE DISBURSEMENT UNIT			
230058	CHILD SUPPORT	090619000000000	\$230.77
Total for Check: 119078			\$230.77
V.O.H. FLEX BENEFITS			
230048	MEDICAL REIMBURSEMENT	090619000000000	\$642.90
230049	MEDICAL REIMBURSEMENT	090619000000000	\$456.56
230050	DEP CARE REIMBURSEMENT	090619000000000	\$208.33
Total for Check: 119079			\$1,307.79
BULLSEYE TELECOM			
230096	PHONE CHARGES-AUG19	33932667	\$971.71
230096	PHONE CHARGES-AUG19	33932667	\$1.43
230096	PHONE CHARGES-AUG19	33932667	\$67.06
230096	PHONE CHARGES-AUG19	33932667	\$852.89
230096	PHONE CHARGES-AUG19	33932667	\$528.12
230096	PHONE CHARGES-AUG19	33932667	\$44.40
230096	PHONE CHARGES-AUG19	33932667	\$67.06

VOID 119080

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230096	PHONE CHARGES-AUG19	33932667	\$71.66
230096	PHONE CHARGES-AUG19	33932667	\$197.93
230096	PHONE CHARGES-AUG19	33932667	\$67.06
230096	PHONE CHARGES-AUG19	33932667	\$71.66
230096	PHONE CHARGES-AUG19	33932667	\$386.65
Total for Check: 119081			\$3,327.63

CHRIS NYBO LLC

229946	CONSULTING-AUG 19	69	\$6,000.00
Total for Check: 119082			\$6,000.00

COMED

229947	PD CAMERA-440 E OGDEN	0825110049	\$33.72
229948	LANDSCAPE LIGHTS 650	1107024145	\$30.47
229949	RADIO EQUIPMENT FD	1993023010	\$89.93
229951	57TH STREET	0015093062	\$133.32
229952	ELEANOR PARK	0075151076	\$294.80
229953	WARMING HOUSE/PADDLE	0203017056	\$113.52
229954	CHESTNUT PARKING	0203065105	\$38.36
229955	CLOCK TOWER	0381057101	\$29.00
229956	STREET LIGHTS	0395122068	\$37.14
229957	314 SYMONDS DR	0417073048	\$104.41
229958	FOUNTAIN	0471095066	\$151.85
229959	BURLINGTON PARK	0499147045	\$39.60
229960	ROBBINS PARK	0639032045	\$21.92
229961	STREET LIGHTS	0697168013	\$26.18
229962	TRAFFIC SIGNALS	1653148069	\$18.21
229963	WASHINGTON	2378029015	\$39.73
229964	VEECK PARK	2425068008	\$368.49
229965	VEECK PARK-WP	3454039030	\$748.90
229966	BURLINGTON PARK	6583006139	\$94.45
229967	NS CBQ RR	7011157008	\$31.49
229968	PIERCE PARK	7011378007	\$1,040.40
229969	WALNUT STREET	7011481018	\$40.22
229970	KLM LODGE 80/20	7093551008	\$1,099.54
229971	KLM LODGE 80/20	7093551008	\$274.89
229972	ROBBINS PARK	8521083007	\$74.87
229973	TRAIN STATION	8521342001	\$122.87
229974	BROOK PARK	8605174005	\$83.77
229975	POOL	8605437007	\$3,190.28
229976	ELEANOR PARK	8689206002	\$38.43
229977	STOUGH PARK	8689480008	\$21.62
229978	BURNS FIELD	8689640004	\$23.38
Total for Check: 119083			\$8,455.76

* NOTE: Overflow check number 119084 processed

COMED-6112

229950	STREET LIGHTS-4/23-5/22	1653148050	\$6,919.14
229979	STREET LIGHTS-5/22/-6/21	1653148050	\$6,844.29

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
229980	STREET LIGHTS 6/12-7/23	1653148050	\$6,857.61
Total for Check: 119085			\$20,821.04
SPRINT			
230097	PHONE CHARGES-AUG	977740515-211	\$232.21
230097	PHONE CHARGES-AUG	977740515-211	\$44.54
230097	PHONE CHARGES-AUG	977740515-211	\$623.54
230097	PHONE CHARGES-AUG	977740515-211	\$356.31
230097	PHONE CHARGES-AUG	977740515-211	\$44.54
230097	PHONE CHARGES-AUG	977740515-211	\$46.52
230097	PHONE CHARGES-AUG	977740515-211	\$44.54
230097	PHONE CHARGES-AUG	977740515-211	\$89.08
230097	PHONE CHARGES-AUG	977740515-211	\$89.08
230097	PHONE CHARGES-AUG	977740515-211	\$179.95
230097	PHONE CHARGES-AUG	977740515-211	\$89.08
230097	PHONE CHARGES-AUG	977740515-211	\$89.08
230097	PHONE CHARGES-AUG	977740515-211	\$394.08
Total for Check: 119086			\$2,322.55
TOSHIBA FINANCIAL SERVICE			
230088	LEASE-SCHAH24813-COM AUG	393286331	\$193.13
230089	LEASE SCHAH24813-PKS AUG	393286331	\$82.77
230090	LEASE SCHHG21157-PD AUG	393286331	\$269.12
230091	LEASE SCHKG22685-ADM AUG	393286331	\$275.90
Total for Check: 119087			\$820.92
VERIZON WIRELESS			
230092	IPADS/MODEM 7-24/8-23	9836679250	\$117.47
230093	FIRE-IPADS	9836679250	\$39.18
230094	POLICE-IPADS	9836679250	\$117.47
230095	POLICE SECURITY CAM	9836679250	\$117.47
Total for Check: 119088			\$391.59
A & B LANDSCAPING			
230121	AUG LAWN SERVICE	AUG2019	\$4,358.39
230121	AUG LAWN SERVICE	AUG2019	\$11,807.10
230121	AUG LAWN SERVICE	AUG2019	\$34.00
230121	AUG LAWN SERVICE	AUG2019	\$358.00
Total for Check: 119090			\$16,355.49
A BLOCK MARKETING INC			
230185	DUMPING OF CHIPS & LOGS	LC00012723	\$60.00
Total for Check: 119091			\$60.00
ADVANCED HOME CONSTRUCT			
230105	CONT BD-613 PHILLIPPA	25185	\$3,000.00
Total for Check: 119092			\$3,000.00

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
AIR ONE EQUIPMENT			
230084	MUFFLER REPLACE-REPAIRS	147019	\$207.47
230085	CALIBRATION HAZ MAT METER	146838	\$280.00
Total for Check: 119093			\$487.47
ALTERNATING CURRENTS CORP			
230163	CONT BD-549 E SEVENTH	25222	\$500.00
Total for Check: 119094			\$500.00
ALTORFER CAT			
230111	REBUILD TOWER 84 CAT	PM800013851	\$27,729.22
230112	REBUILD TOWER 84 CAT	PM800013851	\$929.97
Total for Check: 119095			\$28,659.19
AMITA HEALTH			
230015	DRUG SCREENINGS	07312019	\$90.00
230015	DRUG SCREENINGS	07312019	\$710.00
230015	DRUG SCREENINGS	07312019	\$225.00
230201	DRUG SCREENING-PUB SVC	083019	\$140.00
230202	DRUG SCREENING-PD	083019	\$390.00
230203	DRUG SCREENING-PARKS	083019	\$150.00
Total for Check: 119096			\$1,705.00
ARROWHEAD BRICK PAVERS			
230106	CONT BD-510 YORK	25308	\$500.00
Total for Check: 119097			\$500.00
ARTESE, JIM			
230124	SOFTBALL LEAGUE UMPIRE	090919	\$108.00
Total for Check: 119098			\$108.00
ASCAP			
230036	ANNUAL MUSIC LICENSE REMA	500647118	\$10.67
Total for Check: 119099			\$10.67
BAECORE GROUP			
230074	IT SELECTION PROCESS	JULY-AUG19	\$3,795.00
Total for Check: 119100			\$3,795.00
BAILEY, CAROL E			
230042	7/25/19 YOGA INSTR REIMB	090319	\$156.80
Total for Check: 119101			\$156.80
BAKER, KEVIN			
230078	MISC KITCHEN EQUIPMENT	45108118	\$164.81
Total for Check: 119102			\$164.81
BE PREPARED			

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230041	BABYSITTER TRNG-AUG19	AUG2019	\$300.00
	Total for Check: 119103		\$300.00
BEACON SSI INCORPORATED			
230138	UNLEADED FUEL TANK REP	89128	\$661.50
230153	TANK INSPECTION	89542	\$125.00
230154	TANK INSPECTION	89543	\$125.00
	Total for Check: 119104		\$911.50
BOUND TREE MEDICAL, LLC			
230017	3 INTUBATION EMS BAGS	83313844	\$162.06
	Total for Check: 119105		\$162.06
CAIFANO, RUSSELL			
230215	OVERPAID FINAL	1204360	\$31.65
	Total for Check: 119106		\$31.65
CARR, DEE DEE			
230031	CLASS CANCEL-FIELD HOCKEY	208353	\$180.00
	Total for Check: 119107		\$180.00
CARROLL CONSTRUCTION			
230139	SIDEWALK-GARFIELD PATCH	LE045325	\$70.00
230140	CONCRETE SIDEWALK TRIP	LE045341	\$126.96
	Total for Check: 119108		\$196.96
CENTER FOR EDUCATION &			
230022	PUB EMPLOYMENT LAW LTR	7247653	\$254.95
	Total for Check: 119109		\$254.95
CHICAGO ARTISAN ROASTERS			
230087	STATION COFFEE-5 MONTHS	814	\$490.00
	Total for Check: 119110		\$490.00
CHRIS NYBO LLC			
230013	CONSULTING-SEPT19	86	\$6,000.00
	Total for Check: 119111		\$6,000.00
CHRISTOPHER B BURKE			
230117	N MADISON DRAINAGE IMPROV	PAY #1	\$256,084.74
	Total for Check: 119112		\$256,084.74
CINTAS CORPORATION 769			
230115	MATS & TOWEL SERVICE-AUG	4027512469	\$46.07
230115	MATS & TOWEL SERVICE-AUG	4027512469	\$42.97
230115	MATS & TOWEL SERVICE-AUG	4027512469	\$12.15
230115	MATS & TOWEL SERVICE-AUG	4027512469	\$21.39
230115	MATS & TOWEL SERVICE-AUG	4027512469	\$22.85

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230115	MATS & TOWEL SERVICE-AUG	4027512469	\$27.42
230116	MAT & TOWEL SERVICE	4028486228	\$46.07
230116	MAT & TOWEL SERVICE	4028486228	\$42.97
230116	MAT & TOWEL SERVICE	4028486228	\$12.15
230116	MAT & TOWEL SERVICE	4028486228	\$22.85
230116	MAT & TOWEL SERVICE	4028486228	\$27.42
230116	MAT & TOWEL SERVICE	4028486228	\$21.39
230148	RESTOCK FIRST AID	5014590873	\$127.03
230149	RESTOCK MEDICAL CABINET	5014590877	\$124.08
Total for Check: 119113			\$596.81
CINTAS FIRST AID & SAFETY			
230012	MEDICAL SUPPLIES	5014590893	\$41.01
230012	MEDICAL SUPPLIES	5014590893	\$41.00
230197	MEDICAL CABINET RESTOCK	5013701687	\$74.10
230197	MEDICAL CABINET RESTOCK	5013701687	\$74.10
Total for Check: 119114			\$230.21
CLARK BAIRD SMITH LLP			
230218	LEGAL FILE-AUG LABOR GEN	11651	\$1,657.50
Total for Check: 119115			\$1,657.50
COMED			
229982	57TH STREET	0015093062	\$104.04
229983	ELEANOR PARK	0075151076	\$292.15
229984	WAMRING HOUSE/PADDLE	0203017056	\$130.81
229985	CHESTNUT PARKING	0203065105	\$42.79
229986	CLOCK TOWER	0381057101	\$29.00
229987	STREET LIGHTS	0395122068	\$42.50
229988	314 SYMONDS DR	0417073048	\$78.74
229989	FOUN TAIN	0471095066	\$198.27
229990	BURLINGTON PARK	0498147045	\$40.30
229991	ROBBINS PARK	0639032045	\$28.42
229992	STREET LIGHTS	0697168013	\$28.75
229993	WASHINGTON	2378029015	\$40.62
229994	VEECK PARK	2425068008	\$424.19
229995	VEECK PARK-WP	3454039030	\$1,019.58
229996	BURLINGTON PARK	6583006139	\$105.68
229997	NS CBQ RR	7011157008	\$31.93
229998	PIERCE PARK	7011378007	\$550.33
229999	WALNUT STREET	7011481018	\$31.46
230000	KLM LODGE 80/20	7093551008	\$1,017.43
230001	KLM LODGE 80/20	7093551008	\$254.36
230002	SAFETY TOWN	726162005	\$22.62
230003	ROBBINS PARK	8521083007	\$69.12
230004	TRAIN STATION	8521342001	\$114.39
230005	WATE RPLANT	8521400008	\$37.84
230006	BROOK PARK	8605174005	\$85.60

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230007	POOL	8605437007	\$3,433.21
230008	ELEANOR PARK	8689206002	\$39.33
230009	STOUGH PARK	8689480008	\$21.62
230010	BURNS FIELD	8689640004	\$26.14
Total for Check: 119116			\$8,342.22
* NOTE: Overflow check number 119117 processed			
CONSTELLATION NEWENERGY			
230069	2E N STOUGH-5/22-6/21 ELE	15172031203	\$337.76
230070	908 ELM 7-18/8-16-19	15547282601	\$39.25
230071	53 VILLAGE PL-6/17-7/17	15366928901	\$348.30
230072	53 VILLAGE PL-7/17-8/16	15567806401	\$320.65
230073	TRANSFORMER-7/18-8/18	15547537901	\$1,852.08
Total for Check: 119118			\$2,898.04
CSI3000			
230170	HAULING 22 LOADS SPOILS	190828-56	\$7,480.00
Total for Check: 119119			\$7,480.00
DAILY HERALD PADDOCK PUB			
230134	LEGAL AD-SEWER CLEANING	24745	\$70.15
Total for Check: 119120			\$70.15
DENZ, LARRY			
230123	SOFTBALL LEAGUE UMPIRE	090919	\$108.00
Total for Check: 119121			\$108.00
DUPAGE COUNTY			
230219	FORWARD FEMA REIMBURSE	PAY REQUEST #4	\$552,502.97
230219	FORWARD FEMA REIMBURSE	PAY REQUEST #4	\$87,638.25
230219	FORWARD FEMA REIMBURSE	PAY REQUEST #4	\$271,531.85
Total for Check: 119122			\$911,673.07
DUPAGE WATER COMMISSION			
230011	WATER CHARGES-AUG	01-1200-00-AUG	\$463,835.19
Total for Check: 119123			\$463,835.19
ECO CLEAN MAINTENANCE INC			
230171	CUSTODIAL CLEANING-AUG19	8110	\$1,700.00
230171	CUSTODIAL CLEANING-AUG19	8110	\$1,200.00
230171	CUSTODIAL CLEANING-AUG19	8110	\$2,542.00
230171	CUSTODIAL CLEANING-AUG19	8110	\$740.00
Total for Check: 119124			\$6,182.00
EMERGENCY MEDICAL PROD			
230079	MED LARYNGOSCOPE BLADE	2095293	\$103.00
230080	BRASS OXYGEN REGULATORS	2093235	\$186.75
Total for Check: 119125			\$289.75

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ENGLESMAN, DEBORAH			
230037	KLM SECURITY DEP-EN190825	26608	\$175.00
Total for Check: 119126			\$175.00
EXPERT CHEMICAL & SUPPLY			
230155	PPE	849586	\$99.95
Total for Check: 119127			\$99.95
FCWRD			
230016	SEWER-AUGUST	008919-000-AUG	\$860.02
Total for Check: 119128			\$860.02
FEDEX			
230060	DEPT OF HEALTH/HEATHER	6-720-97297	\$84.05
230061	DUPAGE COUNTY/DARRELL	6-720-97297	\$29.95
230062	DUPAGE COUNTY/DARRELL	6-720-97297	\$24.95
Total for Check: 119129			\$138.95
FIRE ENGINEERING MAG			
230023	ANNUAL SUB FIRE ENGINEER	246123	\$39.00
Total for Check: 119130			\$39.00
FIRESTONE STORES			
230189	#20 TIRES	130136	\$569.36
Total for Check: 119131			\$569.36
FIRST COMMUNICATIONS, LLC			
230059	PHONE CHARGES-AUG19	118187584	\$342.75
230059	PHONE CHARGES-AUG19	118187584	\$760.32
230059	PHONE CHARGES-AUG19	118187584	\$428.40
230059	PHONE CHARGES-AUG19	118187584	\$183.60
230059	PHONE CHARGES-AUG19	118187584	\$118.26
230059	PHONE CHARGES-AUG19	118187584	\$246.74
230059	PHONE CHARGES-AUG19	118187584	\$66.78
Total for Check: 119132			\$2,146.85
FRANK, STACEY			
230130	CLASS CANCEL-FIELD HOCKEY	208880	\$185.00
Total for Check: 119133			\$185.00
FREY, LYNN			
230125	SOFTBALL LEAGUE UMPIRE	090919	\$288.00
Total for Check: 119134			\$288.00
FUN EXPRESS, LLC			
230098	SPECIAL EVENT SUPPLIES	697703784-02	\$675.92
230183	HOLIDAY EXPRESS	697703784-02	\$627.22
230184	XMAS IN JULY	697703784-02	\$48.70

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
		Total for Check: 119135	\$1,351.84
G & M CEMENT CONST CO.			
230208	2019 MAINTENANCE PROGRAM	PAYMENT #2	\$79,280.26
230209	2019 INFRASTRUCTURE	PAYMENT #4	\$51,450.25
230209	2019 INFRASTRUCTURE	PAYMENT #4	\$716,985.21
230209	2019 INFRASTRUCTURE	PAYMENT #4	\$242,871.99
230209	2019 INFRASTRUCTURE	PAYMENT #4	\$202,197.81
		Total for Check: 119136	\$1,292,785.52
GOOD SAMARITAN HOSP			
230018	ANNUAL EMS ADMIN FEE	082319	\$1,210.00
		Total for Check: 119137	\$1,210.00
GOSHVA, ANDRII			
230038	KLM SECURITY DEP-EN100825	26639	\$500.00
		Total for Check: 119138	\$500.00
GRANT & POWER LANDSCAPING			
230167	CONT BD-205 W MAPLE	25278	\$4,500.00
		Total for Check: 119139	\$4,500.00
GRAUE MILL EXECUTIVE CTR			
230164	CONT BD-950 N YORK	25200	\$4,000.00
		Total for Check: 119140	\$4,000.00
GREAT LAKES PLUMBING &			
230118	REPLACE SEWER PIPE BOILER	19166	\$1,140.00
230118	REPLACE SEWER PIPE BOILER	19166	\$1,140.00
		Total for Check: 119141	\$2,280.00
HAWKINS, INC.			
230100	CHLORINE FOR POOL	4562726	\$529.00
		Total for Check: 119142	\$529.00
HOLLAND HARDWARE			
230114	REPAIR SMALL WINDOW	372640	\$25.19
		Total for Check: 119143	\$25.19
HONEY BUCKET			
230099	KLM PORTABLE JOHNS	3790	\$350.00
		Total for Check: 119144	\$350.00
HUDSON BOILER & TANK CO			
230135	VH BOILER GASKET	10095	\$215.00
		Total for Check: 119145	\$215.00
HWAN, KATHERINE			

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230033	CLASS CANCEL-DRAGONS	208310	\$171.00
		Total for Check: 119146	\$171.00
ILLINOIS ENVIRONMENTAL			
230075	PRINCIPAL	PROJ L17-4511	\$11,012.31
230076	INTEREST	PROJ L17-4511	\$1,856.12
		Total for Check: 119147	\$12,868.43
INDUSTRIAL ELECTRIC			
230162	SALT DOME LIGHT	2906	\$135.00
		Total for Check: 119148	\$135.00
INSIGHT PUBLIC SECTOR INC			
230101	VEHICLE DOCK & ADAPTER	1100682734	\$755.04
230101	VEHICLE DOCK & ADAPTER	1100682734	\$4,718.88
		Total for Check: 119149	\$5,473.92
INTERNATIONAL EXTERMINATO			
230160	EXTERMINATOR SVC-CBD-JULY	7776	\$196.00
230161	EXTERMINATOR SVC-CBD-AUG	8154	\$178.00
		Total for Check: 119150	\$374.00
JP MCMAHON BUILDERS			
230109	CONT BD-204 N ADAMS	12616	\$1,000.00
		Total for Check: 119151	\$1,000.00
JP MCMAHON BUILDERS			
230110	CONT BD-204 N ADAMS	12625	\$10,000.00
		Total for Check: 119152	\$10,000.00
JS WHITE ASSOCIATES LLC			
230113	ACCOUNTING SVCS-AUG19	1071	\$6,024.00
		Total for Check: 119153	\$6,024.00
K-FIVE CONSTRUCTION CORP			
230150	ASPHALT FOR MAIN BRK REST	16921	\$344.76
		Total for Check: 119154	\$344.76
KAMAN FLUID POWER LLC			
230158	HYD HOSE & FITTINGS	D36977-001	\$427.13
		Total for Check: 119155	\$427.13
KAMIEN, KENNETH			
230207	KLM SECURITY DEP-EN190901	24588	\$480.00
		Total for Check: 119156	\$480.00
KEN'S LANDSCAPING			
230169	CONT BD-534 N OAK	25336	\$700.00

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
		Total for Check: 119157	\$700.00
KLEIN, THORPE, JENKINS LTD			
230119	LEGAL FEES THRU 7/31/19	204996-205004	\$23,471.99
		Total for Check: 119158	\$23,471.99
KOWSKI, DENNIS			
230122	SOFTBALL LEAGUE UMPIRE	090919	\$108.00
		Total for Check: 119159	\$108.00
KREJCI, MEL			
230128	SOFTBALL LEAGUE UMPIRE	090919	\$352.00
		Total for Check: 119160	\$352.00
KREJCI, MIKE			
230129	SOFTBALL LEAGUE UMPIRE	090919	\$108.00
		Total for Check: 119161	\$108.00
KROESCHELL SERVICE, INC			
230021	HVAC REPAIRS	62507	\$318.00
230021	HVAC REPAIRS	62507	\$318.00
		Total for Check: 119162	\$636.00
LAKESHORE LACROSSE			
230035	CLASS CANCEL	208302	\$337.50
		Total for Check: 119163	\$337.50
LINCHPIN SEO			
230216	KLM MARKETING SEPT 19	16043	\$400.00
		Total for Check: 119164	\$400.00
LOCKPORT SOCCER CLUB			
230034	CLASS CANCEL	208306	\$75.00
		Total for Check: 119165	\$75.00
MARTINA, DON			
230126	SOFTBALL LEAGUE UMPIRE	090919	\$108.00
		Total for Check: 119166	\$108.00
MDG BUILDERS INC			
230107	CONT BD-5615 S GARFIELD	24625	\$10,000.00
230108	ST MGMT-5615 S GARFIELD	24624	\$3,000.00
		Total for Check: 119167	\$13,000.00
MENARDS			
230020	SEAL ROOF JOINT	31646	\$32.40
230142	EXTERIOR VENT SCREEN REP	32619	\$14.88
230143	PARK BENCH CONCRETE SUPPL	32946	\$80.74

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230144	SEWER PIPE	32453	\$50.14
230145	SEWER PIPE	32454	\$4.19
Total for Check: 119168			\$182.35
MIDWEST TIME RECORDER			
230157	PS TIME CLOCK FEE-AUG	169137	\$108.10
Total for Check: 119169			\$108.10
NAPA AUTO PARTS			
230024	GUNK ENGINE DEGREASER	4343-622176	\$19.96
230141	GREEN TRAILER-LEG CRANK	4343-622050	\$14.01
Total for Check: 119170			\$33.97
NATIONAL SEED			
230156	CHALK FOR FIELD STRIPING	589751SI	\$16.50
Total for Check: 119171			\$16.50
NEUCO INC			
230147	VILLAGE HALL BOILER	3875533	\$355.37
Total for Check: 119172			\$355.37
NFPA			
230083	1901 CODE-FIRE SVC APPARA	7560515Y	\$81.50
Total for Check: 119173			\$81.50
NICOR GAS			
230065	YOUTH CENTER-7/17-8/15/19	90077900000	\$29.11
230066	121 SYMONDS-7/17-8/14/19	38466010006	\$56.39
230066	121 SYMONDS-7/17-8/14/19	38466010006	\$56.39
230067	PLATFORM TENNIS-7/18-8/15	06677356575	\$145.08
230068	5905 S CNTY LN-7/17-8/16	12952110000	\$45.72
Total for Check: 119174			\$332.69
NORMANDY CONSTRUCTION			
230165	CONT BD-5518 CHILDS	26963	\$2,400.00
Total for Check: 119175			\$2,400.00
NUCO2 INC			
230102	CHEMICALS	60505670	\$418.49
Total for Check: 119176			\$418.49
POWER EQUIPMENT LEASING			
230151	TOOL TRAYS	S740	\$160.46
Total for Check: 119177			\$160.46
PREMIER OCCUPATIONAL HLTH			
230077	3RD QTR RANDOM DRUG TEST	78179	\$100.00
Total for Check: 119178			\$100.00

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
RAY O'HERRON CO INC			
230081	UNIFORMS-INSPECTOR SIBLE	1946929-IN	\$265.89
230086	UNIFORM CAP-DUDEK	1947743-IN	\$26.95
Total for Check: 119179			\$292.84
ROCK, RICK			
230127	SOFTBALL LEAGUE UMPIRE	090919	\$180.00
Total for Check: 119180			\$180.00
ROMEDEVILLE FIRE ACADEMY			
230082	ROPE OPERATIONS-C RUSSELL	2019-528	\$450.00
Total for Check: 119181			\$450.00
RUSSELL, LAURA			
230190	KLM SECURITY DEP-EN190831	24807	\$500.00
Total for Check: 119182			\$500.00
RYAN AND RYAN			
230120	LEGAL SVC 5/1-8/31/19	MAY-AUG19	\$5,343.75
Total for Check: 119183			\$5,343.75
RYDIN SIGN & DECAL			
230028	2020 TEMPORARY HCHT	361920	\$108.97
Total for Check: 119184			\$108.97
SCHUELER, KELLEY			
230166	CONT BD-120 N GARFIELD	24982	\$10,000.00
Total for Check: 119185			\$10,000.00
SERVICE FORMS & GRAPHICS			
230029	WINDOW/REG ENVELOPES	0072492	\$696.75
230029	WINDOW/REG ENVELOPES	0072492	\$348.38
230029	WINDOW/REG ENVELOPES	0072492	\$348.37
Total for Check: 119186			\$1,393.50
SHERWIN WILLIAMS			
230136	TRAFFIC PAINT	7337-4	\$217.90
230137	GLASS BEADS FOR PAINT	0629-3	\$535.41
Total for Check: 119187			\$753.31
SOOT YOURSELF CHIMNEY			
230032	CAPS FOR S KLM MONTASORIE	3191355	\$430.00
Total for Check: 119188			\$430.00
SPENCER, LAUREN M.			
230039	KLM SECURITY DEP-EN190817	24830	\$500.00
Total for Check: 119189			\$500.00

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VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
STANDARD INDUSTRIAL-AUTO			
230152	FORE & AFT LIFT REPAIR	WO-4222	\$589.00
Total for Check: 119190			\$589.00
STEPHEN A LASER ASSOC			
230019	ASSESSMENT CTR-N HLADIK	2006814	\$550.00
Total for Check: 119191			\$550.00
STEVE PIPER & SONS			
230174	TREE REMOVAL	13539	\$2,026.35
230175	TREE REMOVAL	13540	\$1,958.30
Total for Check: 119192			\$3,984.65
SUBURBAN DOOR CHECK			
230159	KEYS FOR LOCKS	IN516830	\$180.00
230159	KEYS FOR LOCKS	IN516830	\$24.00
Total for Check: 119193			\$204.00
TAMELING INDUSTRIES			
230146	GRAVEL-ROBBINS PK STORM	0133843-IN	\$489.15
Total for Check: 119194			\$489.15
THE HINSDALEAN			
230030	#HPC-07-2019	6300	\$170.00
Total for Check: 119195			\$170.00
THOMAS, NEIL J			
230064	OVERPAYMENT	0805453	\$135.02
Total for Check: 119196			\$135.02
TOSHIBA FINANCIAL SERVICE			
230198	LEASE SCHHH29973-AUG	393747803	\$269.12
Total for Check: 119197			\$269.12
TPI BLDG CODE CONSULTANT			
230014	3RD PTY PLUMBING-AUG 19	201908	\$2,100.00
Total for Check: 119198			\$2,100.00
TRAFFIC CONTROL & PROTECT			
230176	STREET SIGNS	101938	\$318.00
230176	STREET SIGNS	101938	\$318.00
230177	STREET NAME SIGNS	101920	\$917.35
230187	SIGNS PD DEPT	101940	\$168.95
230188	NUTS & BOLTS FOR SIGNS	101939	\$250.00
Total for Check: 119199			\$1,972.30
TREES R US INC			

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230178	ELM INJECTIONS #1640	23113	\$60,401.83
230179	ELM INJECTIONS #1640	23145	\$16,809.75
Total for Check: 119200			\$77,211.58
TRESSLER, LLP			
230214	PROF FEES THRU 8/31/19	407603	\$1,500.00
Total for Check: 119201			\$1,500.00
TRUSTWORTHY CLEANING			
230217	KLM CLEANING-AUGUST	8	\$2,310.00
Total for Check: 119202			\$2,310.00
TYLER TECHNOLOGIES, INC			
230063	ERP IMPLEMENT PURCH/AP	045-274980	\$3,840.00
Total for Check: 119203			\$3,840.00
UNDERGROUND IMAGING CORP			
230186	LEAK SURVEY	A2019025	\$1,618.11
Total for Check: 119204			\$1,618.11
VOGEL, PAUL			
230168	CONT BD-436 RAVINE	25225	\$500.00
Total for Check: 119205			\$500.00
WAREHOUSE DIRECT INC			
230025	PENS, MARKERS, FOLDERS	4396990-0	\$210.07
230026	PAPER TOWELS	4386032-0	\$74.00
230027	LEGAL PADS	4387747-0	\$61.08
230103	JANITORIAL SUPPLIES	4390887-0	\$133.23
230104	ADMIN SUPPLIES	4396600-0	\$22.29
230131	FIELD JOURNALS	4385483	\$85.50
230132	MISC OFFICE SUPPLIES	4403279	\$954.33
230180	JANITORIAL SUPPLIES	4385649-0	\$239.96
230181	JANITORIAL SUPPLIES	4402727-0	\$71.70
230182	ADMIN OFFICE SUPPLIES	4403285-0	\$78.78
230191	SHREDDER	4366558-1	\$339.39
230192	HAND SOAP-PUB SVCS	4385385-0	\$119.98
230193	CREDIT	C4377225-0	\$71.69
230194	HAND SOAP-WATER PLAN	4388917-0	\$77.00
230195	SOAP DISPENSER REPLACE	4394651-0	\$21.49
230196	OFFICE SUPPLIES	4394954-0	\$139.20
230199	PAPER	4403300-0	\$47.48
230200	POCKET FILE FOLDERS	4403284-0	\$45.65
Total for Check: 119206			\$2,649.44
WEX BANK			
230205	FUEL-8/1 TO 8/31	61008856	\$3,385.19
230205	FUEL-8/1 TO 8/31	61008856	\$382.26

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230205	FUEL-8/1 TO 8/31	61008856	\$821.15
230205	FUEL-8/1 TO 8/31	61008856	\$346.68
230205	FUEL-8/1 TO 8/31	61008856	\$67.92
230205	FUEL-8/1 TO 8/31	61008856	\$167.79
230205	FUEL-8/1 TO 8/31	61008856	\$167.77
230205	FUEL-8/1 TO 8/31	61008856	\$558.26
230205	FUEL-8/1 TO 8/31	61008856	\$511.47
Total for Check: 119207			\$6,408.49
WHEATON PARK DIST			
230040	WSSC B CONFERENCE MEET	2019-057	\$350.00
Total for Check: 119208			\$350.00
WOOD, STACIA			
230133	SPRINKLER DAMAGE	EM051719-2	\$175.00
Total for Check: 119209			\$175.00
COMCAST			
230204	POOL 8/4-9/3/19	8771201110037136	\$146.85
Total for Check: 119210			\$146.85
COMCAST			
230210	POLICE 9/5-10/4/19	8771201110036781	\$162.90
Total for Check: 119211			\$162.90
COMCAST			
230211	KLM 9/5-10/4/19	8771201110036807	\$106.85
Total for Check: 119212			\$106.85
COMCAST			
230212	WATER-9/5-10/4/19	8771201110036815	\$146.85
Total for Check: 119213			\$146.85
COMCAST			
230213	VILLAGE HALL-9/5-10/4/19	8771201110036757	\$256.85
Total for Check: 119214			\$256.85
BACKGROUNDS ONLINE			
230336	LODGE HOST BACKGROUND	515509	\$79.95
Total for Check: 119216			\$79.95
BMO HARRIS BANK N.A. PYMT			
230281	UTILITY TUB	AUGUST2019	\$32.55
230282	AIR FRESHNERS	AUGUST2019	\$29.96
230283	2 ROUND TABLES KLM	AUGUST2019	\$145.68
230284	OIL FOR POPCORN MACHINE	AUGUST2019	\$19.00
230285	PICKLEBALL OPENING SUPPLY	AUGUST20219	\$75.50
230286	SATIN RIBBONS	AUGUST2019	\$14.95

VOID 119215

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230287	PICKLEBALL OPENING SUPPLY	AUGUST2019	\$62.32
230288	ZONING MAPS	AUGUST2019	\$287.84
230289	DUAL MODE BUS PHONE	AUGUST2019	\$195.00
230290	AMAZON PRIME MEMBERSHIP	AUGUST2019	\$499.00
230291	MITEL IP PHONE	AUGUST2019	\$176.97
230292	HDMI ADAPTER/USB'S	AUGUST2019	\$29.99
230293	IPHONE CASE/COVER/GRIP	AUGUST2019	\$43.92
230294	ILCMA/IAMMA/LEG PROG MEM	AUGUST2019	\$209.75
230295	CORNER BAKER-BOARD MTG	AUGUST2019	\$55.25
230296	PEETS/ERP COFFEE FINANCE	AUGUST2019	\$30.00
230297	CHICAGO TRIBUNE SUB	AUGUST2019	\$7.96
230298	CHICAGO TRIBUNE SUB	AUGUST2019	\$7.96
230299	SOCIETY HUMAN RES-MEMBER	AUGUST2019	\$209.00
230300	FOLDERS	AUGUST2019	\$14.55
230301	WALMART-WORK BOOTS	AUGUST2019	\$53.82
230302	CHICAGO TRIBUNE SUBSCRIP	AUGUST2019	\$7.96
230303	YIA YIA'S LUNCH/KEVIN BAR	AUGUST2019	\$31.37
230304	REHOLPSTER TRUCK 84 SEAT	AUGUST2019	\$249.60
230305	IKEA STORAGE UNIT	AUGUST2019	\$139.95
230306	CURTAIN RODS FOR BUNK RM	AUGUST2019	\$76.86
230307	NON SLIP SHOWER MAT	AUGUST2019	\$52.00
230308	ROD/CURTAIN LADIES RESTRO	AUGUST2019	\$27.96
230309	SQ NOTARY-GALLIK	AUGUST2019	\$54.00
230310	PHILLIPS FLOWERS-10 YR AN	AUGUST2019	\$97.90
230311	DROPBOX 1 MONTH FEE	AUGUST2019	\$19.99
230312	HIGH SPEED GEAR-MAG HOLD	AUGUST2019	\$55.40
230313	IL COM DIV MTG-BALDINELLI	AUGUST2019	\$52.28
230314	JEWEL-REIM PETTY CASH	AUGUST2019	\$2.64
230315	APPLE STORE-IPAD REPAIR	AUGUST2019	\$379.00
230316	PARAMEDIC FEE-ZIEMER	AUGUST2019	\$41.00
230317	HOSP CLASS-RUSSELL	AUGUST2019	\$50.00
230318	EDWARD HOSP CLASS-NICHOLS	AUGUST2019	\$50.00
230319	ELEARNING AMER-CPR SUPPLY	AUGUST2019	\$257.00
230320	ELEARNING AMER-HEART SAVE	AUGUST2019	\$126.00
230321	CRACK/PEEL PAPER ALARM	AUGUST2019	\$76.12
230322	LION GRP-THERMO TRNG SMOK	AUGUST2019	\$267.84
230323	FIREHOUSE SOFTWARE TRNG	AUGUST2019	\$699.00
230324	STANDARD MKT-BD MTG DINNE	AUGUST2019	\$44.90
230325	APPL SUB WATER SDCADA	AUGUST2019	\$558.60
230326	COUGHLIN RETIRE GIFT	AUGUST2019	\$300.00
230327	NEPELRA TRAINING ACADEMY	AUGUST2019	\$299.00
230328	ICMA CONF REG-GARGANO	AUGUST2019	\$720.00
230329	ICMA CONF REG-WAGNER	AUGUST2019	\$720.00
230330	IL CITY COUNTY MEMBERSHIP	AUGUST2019	\$192.75
230331	3 DROPBOX	AUGUST2019	\$45.00
Total for Check: 119217			\$7,895.09

* NOTE: Overflow check number 119218 processed

FULLERS HOME & HARDWARE

Run date: 12-SEP-19

Village of Hinsdale

Page: 18

WARRANT REGISTER: 1704

DATE: 09/17/19

VOUCHER	VOUCHER DESCRIPTION	INVOICE NUMBER	AMOUNT PAID
230332	MISC HARDWARD-AUG	AUGUS2019	\$18.79
230332	MISC HARDWARD-AUG	AUGUS2019	\$43.08
230332	MISC HARDWARD-AUG	AUGUS2019	\$16.16
230332	MISC HARDWARD-AUG	AUGUS2019	\$9.37
230332	MISC HARDWARD-AUG	AUGUS2019	\$4.13
230332	MISC HARDWARD-AUG	AUGUS2019	\$30.21
230332	MISC HARDWARD-AUG	AUGUS2019	\$3.89
230332	MISC HARDWARD-AUG	AUGUS2019	\$3.74
230332	MISC HARDWARD-AUG	AUGUS2019	\$8.09
230332	MISC HARDWARD-AUG	AUGUS2019	\$3.23
230332	MISC HARDWARD-AUG	AUGUS2019	\$17.98
Total for Check: 119219			\$158.77

WIGHT CONSTRUCTION

230339	PROJ #07-6807-02-PKG DECK	PERMIT #11	\$274,559.98
Total for Check: 119220			\$274,559.98

REPORT TOTAL \$3,576,719.92

END OF REPORT

**REQUEST FOR BOARD ACTION**
Public Services & Engineering

AGENDA SECTION: Consent Agenda - EPS

SUBJECT: Bid #1663 - Holiday Lighting and Decorating

MEETING DATE: September 17, 2019

FROM: Brendon Mendoza, Administrative Analyst

Recommended Motion

Award Holiday Lighting & Decorating Bid #1663 to McFarlane Douglass & Companies, for Village holiday lighting and decorating in the base bid amount of \$23,495 with the intention to utilize the full budget of \$28,000 for purchasing of replacement light strands.

Background

Annually, the Village solicits competitive pricing for holiday lighting and decorating services. In August 2019, Public Services Staff solicited sealed bids for the 2019 Holiday Lighting & Decorating services based upon the scope of the 2018 Holiday Lighting and Decorating arrangements. The bid package for the 2019 Holiday Lighting & Decorations included the following Village areas; Memorial Building Grounds, Burlington Park, Brush Hill Train Station and the downtown street trees to have lights and decorations installed identically as completed in 2018. The addition of holiday lighting in Village Place was also added in 2018.

Public Services staff published the bid package on August 21, 2019. Public Services staff provided the bid package to ten (10) vendors, placed an ad in the Daily Herald, and posted the bid package on the Village website. Public Services staff hosted a pre-bid meeting on August 27, 2019 at Burlington Park to allow prospective bidders to ask questions regarding the scope of the bid. The bid opening was held on September 4, 2019, and the Village received four (4) competitive bids from the following; McFarlane Douglass & Companies, Wingren Landscape, B&B Holiday Decorating, and Kinnucan Tree Experts.

Discussion & Recommendation

Public Services staff recommends McFarlane Douglass & Companies for the 2019 Holiday Lighting and Decorating. Public Services staff also recommends purchasing replacement light strands to improve the appearance of the Village's holiday lighting areas as lights have been damaged or diminished over time.

Budget Impact

The Village uses funds from the Administration/Economic Development Department (Account 1016-7710) for holiday lighting and decorating expenses. Based upon the bid proposal received by McFarlane Douglass & Companies for the 2019 Holiday Lighting and Decorating, the total bid base bid price is \$23,495, which is \$4,505 under budget. Staff will utilize the \$4,505 to purchase approximately 228 50-count replacement strands

	McFarlane Douglass	Wingren	B&B	Kinnucan
Total Bid	\$23,495	\$24,817	\$32,996	\$42,392



REQUEST FOR BOARD ACTION

Village Board and/or Committee Action

Per the Village's approved meeting policy, this award is included on the Consent Agenda without the benefit of a First Reading because it meets the definition for a routine item: it is included in the approved budget, is under budget, and is less than \$500,000.

Documents Attached

1. Bid #1663 – Holiday Lighting & Decorating Bid Tabulation
2. McFarlane Douglass & Companies Bid Proposal
3. McFarlane Douglass & Companies References

Attachment #1

Village of Hinsdale Bid #1663 Holiday Lighting and Decorating Bid Tabulation, 10:00 a.m., September 4, 2019		McFarlane Douglass & Companies 143 Tower Drive Burr Ridge, IL 60527		Wingren Landscape 5126 Walnut Avenue Downers Grove, IL 60515		B&B Holiday Decorating 160 Tough CT Des Plaines, IL 60018		Robert Kinnucan Tree Experts 28877 N. Nagel Court Lake Bluff, IL 60044	
		Bond Check		Bid Bond		Bid Bond		Bid Bond	
ITEM	DESCRIPTION	Price		Price		Price		Price	
1.	Memorial Building Grounds	\$3,850.00		\$3,586.00		\$5,098.00		\$7,320.00	
2.	Burlington Park	\$7,645.00		\$7,196.00		\$8,505.00		\$7,782.00	
3.	Brush Hill Train Station	\$1,000.00		\$930.00		\$1,793.00		\$1,990.00	
4.	Downtown Street Trees	\$11,000.00		\$13,105.00		\$17,600.00		\$25,300.00	
	Unit Price Per LED 50-count strand / 100-count strand	\$19.75	N/A	\$17.50	\$24.75	\$26.00	N/A	\$18.49	\$32.99
	Total Bid	\$23,495.00		\$24,817.00		\$32,996.00		\$42,392.00	

EXHIBIT D

To The Honorable President and Board of Trustees
Village Hall
19 E. Chicago Avenue
Hinsdale, Illinois 60521-3489

**VILLAGE OF HINSDALE, ILLINOIS
Holiday Lighting and Decorating – Bld #1663 – Bidders Proposal**

Full Name of Bidder Douglas Giebel
Main Business Address McFarlane Douglass & Companies
143 Tower Drive Burr Ridge, IL 60527
Phone (630) 325-5335 Fax (630) 325-2399 Email dngiebel@mcfarlanedouglass.com

The undersigned, as bidder, declares that the only person or parties interested in this Proposal as principals are those named herein; that this Proposal is made without collusion with any other person, firm, or corporation; that he has carefully examined the locations of the proposed work, the proposed forms of Agreement and Bonds, the Contract Specifications for the above designated work, and he proposes and agrees if this Proposal is accepted that he will contract with the Village of Hinsdale in the form of the copy of the Agreement included in these contract documents to provide all necessary machinery, tools, apparatus and other means of work, including utility and transportation services necessary to do all the work and furnish all the materials and equipment in the manner and time herein prescribed; and according to the Contractor's Bonds, and Certificates of Insurance specified, and to do all other things required of the Contractor by the Contract documents; and that he will take in full payment therefore the sums set forth in the following Bidding Schedule.

If this proposal is accepted and the undersigned shall fail to contract as aforesaid within fifteen (15) days of the date of the award of contract, and to give the bond(s) as required, and all certificates of insurance as required, the Village of Hinsdale, shall at its option, determine that the bidder has abandoned this contract and thereupon this proposal and acceptance thereof shall be null and void and the forfeiture of security accompanying this proposal shall operate and the same shall be the property of the Village of Hinsdale as liquidated damages.

DATE: 8/30/2019

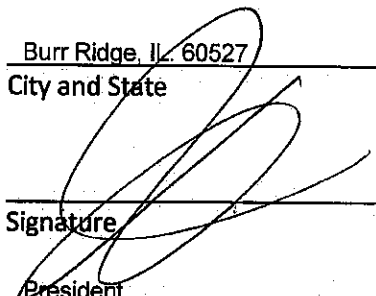
McFarlane Douglass & Companies
Contractor

(SEAL OF CORPORATION)

ATTEST

143 Tower Drive
Address

Burr Ridge, IL 60527
City and State

By 
Signature

President
Title

BID PROPOSAL

Area 1: Memorial Building Grounds	
Item	Price
<i>Official Village Christmas Tree (Approximately 35' Tall Colorado Blue Spruce on the South Lawn)</i>	
Reinstall Village-owned 1,500 C9 and C7 LEDs and 30 strings of M8 mini warm-white LED lights in alternating fashion. After the season, remove/store for future reuse.	\$3,300.00
Reinstall Village-owned 140 ornaments. After the season, remove/store for future reuse.	
Purchase and install 50 additional ornaments assuming ornaments were damaged last year (commercial-grade red, green, silver, and gold mirror in 6", 8", and 10" diameters). After the season, remove/store for future reuse.	\$550.00
<i>Medium-sized Maple Trees (2) Flanking Memorial Building Patio and South Entrance.</i>	
Reinstall in drape/wrap fashion six (6) strings of red commercial grade M8 mini red LED lights for each of the two (2) trees. After the season, remove/store for future reuse.	
Reinstall on trunk in wrapped fashion one (1) set of M8 mini warm-white LED lights for each of the two (2) trees. After the season, remove/store for future reuse.	
Area 1 Total:	\$3,850.00
Area 2: Burlington Park	
Item	
Reinstall Village-owned strings of M8 mini green lights around Burlington Fountain. Contractor will install and maintain device for hanging lights. After the season, remove/store for future reuse.	
Reinstall/cover Village-owned lights on all evergreen (yew) shrubs surrounding central fountain in warm white commercial grade mini lights. After the season, remove/store for future reuse.	
Reinstall Village-owned in drape/wrap fashion warm white commercial grade mini lights on canopies of three (3) ornamental trees centrally located around fountain. After the season, remove/store for future reuse.	
Install Village-owned warm white commercial grade mini lights in wrapped fashion on trunks of four (4) large shade trees centrally located around fountain. Extend wrapping from trunk three to four feet (3' to 4') on primary branches. After the season, remove/store for future reuse.	
Provide rental C7 indoor use only LED lighting on 20' x 40' tent used during the Holiday Hinsdale events on Saturday, December 7, 2019, and Saturday, December 14, 2019. Tent will stay up in Burlington Park in between dates.	\$500.00
Install Village-owned warm LED lights for 18 trees and 19 bushes. Lights to be applied in a drape/wrap fashion. Extend wrapping from trunk three to four feet on primary branches.	
Notes	
Burlington Park only includes trees in the actual park, do not include trees in the right-of-way or trees on top of the brick wall.	
Area 2 Total :	\$7,145.00
Area 3: Brush Hill Train Station	
Item	
Reinstall commercial grade warm white LED icicle lights around the entire perimeter of the Brush Hill (main downtown commuter train) station at the gutter/eave. Icicle light strings to be 7.5' long and have drops of 18", 15", and 9". After the season, remove for future reuse.	\$1,000.00
Area 3 Total:	\$1,000.00

Area 4: Downtown Street Trees	
Section A: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>1 street tree</u>	
Section B: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>8 street trees</u>	
Section C: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>8 street trees</u>	
Section D: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>14 street trees</u>	
Section E: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>13 street trees</u>	
Section F: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>11 street trees</u>	
Section G: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>17 street trees</u>	
Section H: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>7 street trees</u>	
Section I: Install Village-owned lights and remove warm white commercial grade LED mini lights for <u>6 street trees</u>	
Supply extension cords for all street trees.	
Area 4 Total:	\$11,000.00
Notes	
Power is available on decorative street light poles (extend from street tree to closest available pole).	
Light sets to be 22-gauge green wire with end-to-end connections.	
Village light sets are commercial grade with warm white LED bulbs in either 100-count or 50-count strings.	
Light sets shall be draped/wrapped in a consistent fashion from the tree canopy down and then wrapped to the bottom of the tree trunks (on small and medium-sized street trees). Large trees shall have their trunks wrapped and then the wrapping shall extend out approximately four to six feet (4' to 6') on the primary branches).	
Total number of street trees is 85. Total number of CBD strings is approximately 1150 strands.	
Distance between light bulbs on strand, about 6".	
*Unit Price Per 50 Count LED Light Strand:	\$19.75
*Unit Price Per 100 Count LED Light Strand:	
* Unit Price Per LED Light Strand to Include Labor Costs	
*The Village of Hinsdale is soliciting unit pricing in the event of damaged inventory or a lack of inventory.	
Project Total:	\$23,495.00

*Please note, this proposal does not include additional lights that may need to be replaced due to damage.



REQUEST FOR BOARD ACTION
Public Services & Engineering

AGENDA SECTION: Consent Agenda - EPS

SUBJECT: Approval of Illinois Department of Transportation Resolution

MEETING DATE: September 17, 2019

FROM: Rich Roehn, Superintendent of Public Services
Brendon Mendoza, Administrative Analyst

Recommended Motion

Approve the Illinois Department of Transportation Resolution Pertaining to Village Work within the IDOT Right of-Way in Hinsdale for the years 2019 and 2020.

Background

The Illinois Department of Transportation ("IDOT") requires municipalities to submit a work permit to conduct work in the IDOT right-of-way. As part of the work permit, the Village has the ability to adopt the attached resolution (Attachment #1) in lieu of providing a surety bond when submitting a permit.

IDOT requests municipalities to submit this resolution every two (2) years in order to be in compliance and the ability to request a work permit without a surety bond. By approving this resolution, Village staff will be able to request a permit for the below mentioned work and other repairs as needed in the IDOT right-of-way.

For example, on January 30, 2019, there was a Village main break on Ogden Avenue between North Elm Street and North Oak Street. The main break was repaired and the roadway was temporary patched. In order for Village Staff to conduct a permanent repair to the roadway, the Village is required to request a working permit from IDOT.

Discussion & Recommendation

Public Services staff recommends approval of the attached resolution in order to proceed with submitting working permits without surety bonds to conduct repairs in the IDOT right-of-way.

Village Board and/or Committee Action

Per the Village's approved meeting policy, this item is included on the Consent Agenda without the benefit of a First Reading because it meets the definition for a routine item.

Documents Attached

1. IDOT Resolution

RESOLUTION NO. _____

**A RESOLUTION ESTABLISHING STANDARDS FOR WORK ON STATE
HIGHWAYS**

WHEREAS, the Village of Hinsdale, hereinafter referred to as the Village, located in the County of DuPage and Cook, State of Illinois, desires to undertake, in the years of 2019 and 2020, the location, construction, operation and maintenance of driveways and street returns, watermains, sanitary and storms sewers, street lights, traffic signals, sidewalk, landscaping etc., on State highways, within the Village, which by law and/or agreement come under the jurisdiction and control the Department of Transportation of the State of Illinois hereinafter referred to as Department, and,

WHEREAS, an individual working permit must be obtained from the Department prior to any of the aforesaid installations being constructed either by the Village or by a private person or firm under contract and supervision of the Village.

NOW, THEREFORE, be it resolved by the President and Board of Trustees of the Village of Hinsdale, DuPage and Cook Counties and the State of Illinois as follows:

SECTION 1. VILLAGE DUTIES. The Village hereby pledges its good faith and guarantees that all work on State Highways will be performed in accordance with the conditions of the permit herfor granted by the Department, and further pledges to hold the State of Illinois harmless on account of any damages that may occur to persons or property resulting directly from Village actions during the prosecution of any such work and to assume all liability for damages to persons or property due to the accidents or otherwise resulting directly from Village actions performed under the provisions of any said permit.

SECTION 2. EXECUTION OF WORKING PERMITS. The Director of Public Services, the Public Services Superintendent, the Superintendent of Water & Sewer, and the Village Engineer are hereby authorized to sign said working permit on behalf of the Village.

SECTION 3. EFFECTIVE DATE. This Resolution shall be in full force and effect from and after its passage and approval.

PASSED: This _____ Day of _____

AYES:

NAYS:

ABSENT:

APPROVED: This _____ Day of _____

Village President

ATTEST:

Corporate SEAL

Village Clerk

Community Development

AGENDA SECTION: Second Reading – ZPS

SUBJECT: Second Major Adjustment to Planned Development/Exterior Appearance and Site Plan for a new Illuminated Ground Sign. Eden Hinsdale LLC D/B/A Eve Assisted Living at 10 N. Washington St. R-5 Multiple Family Residential District – Case A-04-2019

MEETING DATE: September 17, 2019

FROM: Chan Yu, Village Planner

Recommended Motion

Approve an Ordinance approving a Second Major Adjustment to a Planned Development Final Plan, Site Plan and Exterior Appearance Plan for a new Illuminated Ground Sign at 10 N. Washington Street – Eden Hinsdale, LLC.

Background

This major adjustment request is to construct a new illuminated ground sign at the Eve Assisted Living front entrance located midblock on Washington Street facing the Hinsdale Library. This is a major adjustment to planned development request because ground signs are not permitted in the R-5 Multiple Family Residential District.

The proposed ground sign will utilize red brick to match the existing building and would feature a limestone: base, column caps and sign backing. The proposed sign face area is 9.2 SF and the ground sign structure height 3'-1/2". This request appeared before the Plan Commission (PC) four (4) times before the PC unanimously recommended to approve it.

Through the PC meetings between April and July, the applicant: relocated the sign from its initial request at the corner of Washington and Maple Street, reduced the sign face area from 21.1 SF to 9.2 SF, and reduced the ground sign structure height from 4'-4" to 3'-1/2". A few neighbors voiced their opposition via email at the corner location because of the proximity to the residential neighborhood and illumination at night.

At the July 10, 2019, PC meeting, the applicant submitted a new ground sign location at the Eve Assisted Living front entrance located in the middle of the block on Washington Street, behind the lot line and the building façade. Also included is an illuminated illustration of the ground sign at night, and two (2) letters of support by the initial neighbors in opposition of the sign. The two letters support the new proposed location and expressed that the entrance location is a fair solution and preserves the northeast corner's landscaped area.

Ground signs are not permitted in the R-5 Multiple Family Residential District, however, may be requested as a major adjustment to the planned development. The proposed dimensions of the sign comply with the Code for the IB Institutional Buildings District (IB). The subject property is adjacent from the IB District to the north (Unitarian Church) and east (Hinsdale Public

Library). Of note, the proposed is smaller than the Hinsdale Public Library ground sign approved in 2017 (4' tall and 11' wide, and 10 SF sign face).

Institutional Buildings District	Code	Request
Max. Ground Sign Height	8 ft.	3'-1/2"
Max. Ground Sign Area	50 SF	9.2 SF

The surrounding zoning districts include IB to the north and east, O-1 Specialty Office to the west, and B-1 Community Business to the south (Chase Bank), but should note the R-4 Single Family Residential District north east.

On October 24, 2011, the Board of Trustees (BOT) approved Ordinance O2014-48, approving a special use permit for a planned development, and site plan and exterior appearance plan to operate a personal care facility and senior citizen housing development at 10 N. Washington Street in the R-5 Multi-Family District. On October 16, 2012, the BOT approved Ordinance O2012-48, approving a major adjustment to the site plan and exterior appearance plan to replace an illuminated wall sign on the east wall of the principal building.

A public meeting notification to the neighbors was sent, certified, and signage was posted at the subject property. There were no comments from the neighbors at the four (4) PC meetings on April 10, May 8, June 12, and July 10, 2019.

Discussion & Recommendation

At the July 10, 2019, Plan Commission meeting, the PC unanimously recommended approval for the proposed ground sign as submitted. There were no public comments at the PC meeting.

Village Board and/or Committee Action

At the August 6, 2019, Board of Trustees meeting, the Village Board had no issues with the request and moved the item forward for Second Reading.

Documents Attached

Ordinance

The following related materials were provided for the Board of Trustees of this item on August 6, 2019, and can be found on the Village website at:

https://www.villageofhinsdale.org/document_center/VillageBoard/2019/08%20AUG/vbot%20packet%2008%2006%2019.pdf

July 12, 2019, Revised Location and two (2) Letters of Support
Major Adjustment Application, Sign Application Zoning Map and Project Location
1st Major Adjustment Approved Ordinance O2012-48 (October 16, 2012)
Approved Special Use, Site Plans/Exterior Plans Ordinance O2011-48 (Oct. 24, 2011)
Aerial View of 10 N. Washington Street Sign Location

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A SECOND MAJOR ADJUSTMENT
TO A PLANNED DEVELOPMENT FINAL PLAN, SITE PLAN AND EXTERIOR
APPEARANCE PLAN FOR A NEW ILLUMINATED GROUND SIGN
AT 10 N. WASHINGTON STREET – EDEN HINSDALE, LLC**

WHEREAS, Eden Hinsdale, LLC (the "Applicant") is the legal owner of the property located at 10 North Washington Street, Hinsdale, Illinois (the "Subject Property"). The Subject Property is legally described in Exhibit A attached hereto and made a part hereof; and

WHEREAS, the Village has previously approved a Planned Development for the Subject Property pursuant to Ordinance No. O2011-48 (the "Original Ordinance") in 2011, as well as an amendment to the Planned Development in January 2012 (the "Amending Ordinance"). The approval of the Original Ordinance included approval of a Site Plan/Exterior Appearance Plan; and

WHEREAS, the Village has previously approved a major adjustment ("First Major Adjustment") for the Subject Property pursuant to Ordinance No. O2012-48 on October 16, 2012, for installation of an illuminated wall sign on the east wall of the principal building; and

WHEREAS, at this time, the Applicant now seeks approval of a Second Major Adjustment to its Planned Development Final Plan, Site Plan and Exterior Appearance Plan, for the development of the Subject Property (the "Application"). The Application seeks installation of an illuminated ground sign (the "Proposed Ground Sign") for the personal care facility and senior citizen housing development on the Subject Property, to be located at the front entrance along Washington Street, in the middle of the block. Ground signs are not permitted in the R-5 Residential Zoning District and a waiver is required. The Proposed Ground Sign will be 9.2 square feet and will utilize red brick to match the existing building and would feature a limestone base, column caps, and sign backing. A depiction of the Proposed Ground Sign is attached hereto as Exhibit B and made a part hereof; and

WHEREAS, construction of the Proposed Ground Sign will be the Second Major Adjustment to the approved Final Plan, Site Plan and Exterior Appearance Plan for the Planned Development and requires the approval of the Village Board pursuant to Subsections 11-603(L) and 11-603(K)(2), 11-604(I)(2) and Section 11-606 of the Hinsdale Zoning Code; and

WHEREAS, on July 10, 2019, the Plan Commission of the Village of Hinsdale reviewed the request at a public meeting pursuant to notice given in accordance with the Zoning Code, relative to the requested Second Major Adjustment; and

WHEREAS, the Plan Commission recommended approval of the Second Major Adjustment on a vote of seven (7) in favor, zero (0) against, and two (2) absent, as set forth in the Plan Commission's Findings and Recommendations in Case No. A-04-2019 ("Findings and Recommendation"), a copy of which is attached hereto as Exhibit C and made a part hereof; and

WHEREAS, the Board of Trustees of the Village have duly considered the Findings and Recommendations of the Plan Commission, and all of the materials, facts and circumstances affecting the Application, and find that the Application proposes changes to the approved Final Plan, Site Plan and Exterior Appearance Plan for the Planned Development that, as approved by this Ordinance, will be in substantial conformity with the approved Final Plan, Site Plan and Exterior Appearance Plan for the Planned Development, in conformance with Subsections 11-603(L) and 11-603(K)(2), 11-604(I)(2) and Section 11-606 of the Hinsdale Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hinsdale, DuPage and Cook Counties and State of Illinois, as follows:

SECTION 1: Recitals. The foregoing recitals are incorporated into this Ordinance by this reference as findings of the President and Board of Trustees.

SECTION 2: Approval of a Second Major Adjustment to the Planned Development Final and Final Approved Site Plan/Exterior Appearance Plan. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and Subsections 11-603(L) and 11-603(K)(2), 11-604(I)(2) and Section 11-606 of the Hinsdale Zoning Code, approve the Second Major Adjustment to the previously approved Plan Development Final Plan, Site Plan and Exterior Appearance Plan for the Subject Property at 10 N. Washington Street, to grant a waiver and allow for the addition of a 9.2 square foot illuminated ground sign. Said Second Major Adjustment is approved subject to the conditions set forth in Section 3 of this Ordinance. The Original Ordinance, Amending Ordinance and the First Major Adjustment are hereby amended to the extent provided, but only to the extent provided, by the approval granted herein.

SECTION 3: Conditions on Approval. The approval granted in Section 2 of this Ordinance is subject to the following conditions:

- A. **No Authorization of Work.** This Ordinance does not authorize the commencement of any work on the Subject Property. Except as otherwise specifically provided in writing in advance by the Village, no work of any kind shall be commenced on the Subject Property until all conditions of this Ordinance or the Original and Amending Ordinances and First Major Adjustment precedent to such work have been fulfilled and after all permits, approvals, and other authorizations for such work have been properly applied for, paid for, and granted in accordance with applicable law.
- B. **Compliance with Plans.** All development work on the Subject Property shall be undertaken only in strict compliance with the approved plans and specifications, including the depiction of the proposed ground sign attached hereto as **Exhibit B** and made a part hereof.
- C. **Compliance with Codes, Ordinances, and Regulations.** Except as specifically set forth in this Ordinance, the Original Ordinance, the Amending Ordinance, the First Major Adjustment, and any ordinance granting a variation relative to the Subject Property, the provisions of the Hinsdale Municipal Code and the Hinsdale Zoning Code shall apply and govern the development of the Subject Property. All such development shall comply with all Village codes, ordinances, and regulations at all times.

- D. Building Permits. The Applicant shall submit all required building permit applications and other materials in a timely manner to the appropriate parties, which materials shall be prepared in compliance with all applicable Village codes and ordinances.

SECTION 4: Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance, the Original Ordinance, the Amending Ordinance, the First Major Adjustment or of any applicable code, ordinance, or regulation of the Village shall be grounds for rescission by the Board of Trustees of the approvals set forth in this Ordinance.

SECTION 5: Severability and Repeal of Inconsistent Ordinances. Each section, paragraph, clause and provision of this Ordinance is separable, and if any section, paragraph, clause or provision of this Ordinance shall be held unconstitutional or invalid for any reason, the unconstitutionality or invalidity of such section, paragraph, clause or provision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 6: Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this _____ day of _____ 2019.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this _____ day of _____ 2019.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

ACKNOWLEDGEMENT AND AGREEMENT BY THE APPLICANT TO THE CONDITIONS
OF THIS ORDINANCE:

By: _____

Its: _____

Date: _____, 2019

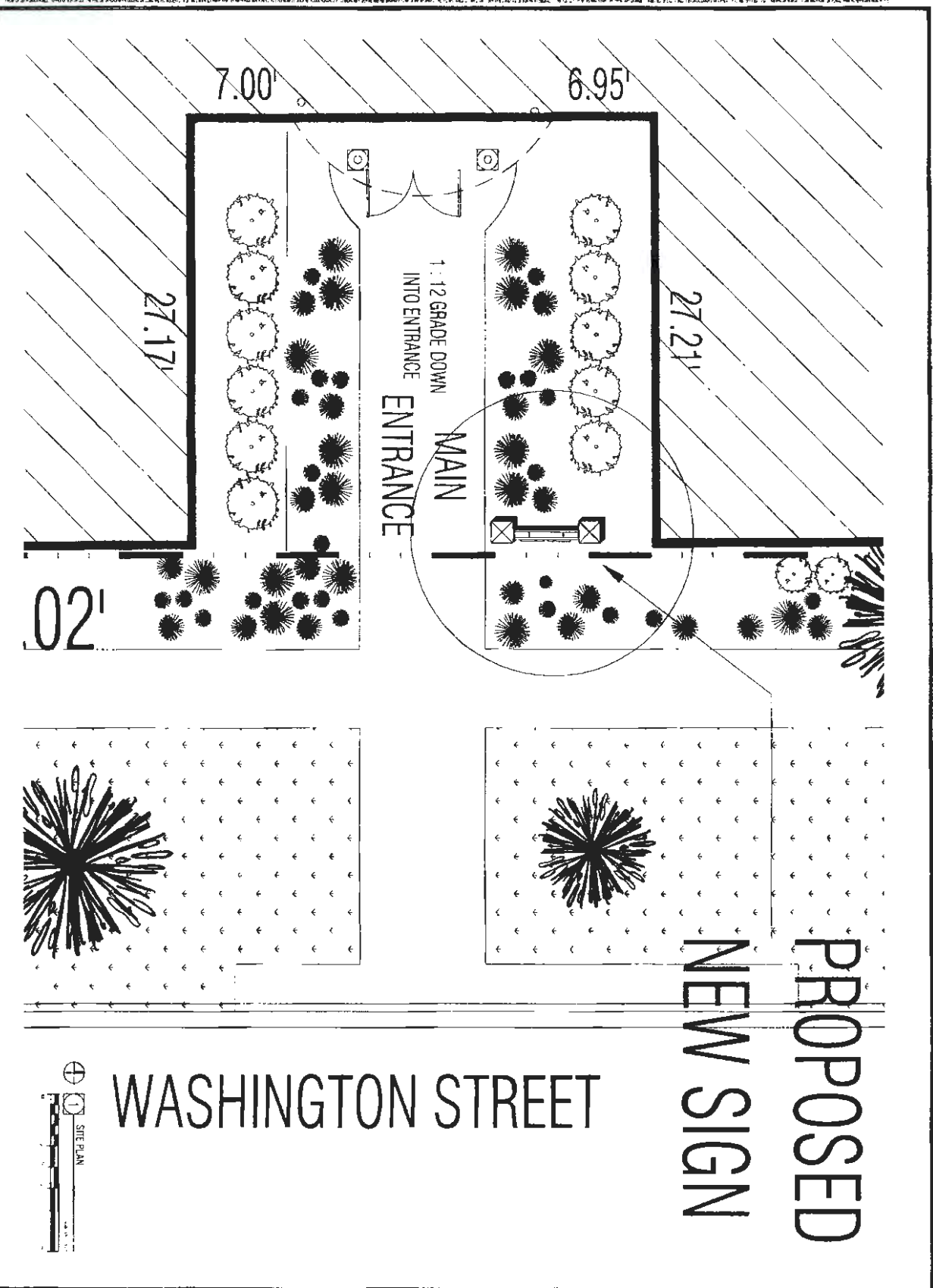
EXHIBIT A

**LEGAL DESCRIPTION OF THE SUBJECT PROPERTY
(ATTACHED)**

EXHIBIT B

**PROPOSED GROUND SIGN
(ATTACHED)**

NOT TO SCALE
 ALL DIMENSIONS ARE IN FEET AND INCHES
 ALL DIMENSIONS ARE TO FACE UNLESS NOTED OTHERWISE
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SP1.0

PROPOSED NEW MONUMENT SIGN SITE PLAN AND DETAILS

EXTERIOR SIGNAGE FOR:
 EVE ASSISTED LIVING AND MEMORY CARE
 10 NORTH WASHINGTON
 -EMSDALE, ILLINOIS

ABSOLUTE ARCHITECTURE, P.C.
 ILLINOIS DESIGN FIRM #100000000
 1000 N. WASHINGTON STREET
 CHICAGO, ILLINOIS 60610
 TEL: 312.262.7943 FAX: 312.262.7944

CITY OF EVANSTON
 1. I hereby certify that the plans and specifications for the proposed exterior signage for the above-named project have been prepared by a duly licensed professional architect or engineer, and that the same comply with the applicable laws, ordinances, and regulations of the City of Evanston.
 2. I am a duly licensed professional architect or engineer in the State of Illinois.
 3. I am a resident of the City of Evanston.
 4. I am a member of the Illinois State Board of Architectural Registration.
 5. I am a member of the Illinois State Board of Engineering and Surveying.
 6. I am a member of the Illinois State Board of Professional Land Surveyors.
 7. I am a member of the Illinois State Board of Professional Geologists.
 8. I am a member of the Illinois State Board of Professional Engineers.
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VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT DEPARTMENT
APPLICATION FOR SIGN PERMIT

Applicant

Name: 10 N Washington Properties LLC
Address: 10 N Washignton
City/Zip: Hinsdale IL 60521
Phone/Fax: (312) 446 / 6262
E-Mail: mhamblet@edenservice.org
Contact Name: Mitch Hamblet

Contractor

Name: NOT LET
Address: _____
City/Zip: _____
Phone/Fax: (____) _____ / _____
E-Mail: _____
Contact Name: _____

ADDRESS OF SIGN LOCATION: 10 N Washinton, Hinsdale IL 60521

ZONING DISTRICT: IB Institutional Buildings

SIGN TYPE: Monument Sign

ILLUMINATION None

Sign Information:

Overall Size (Square Feet): 9.2 SF 4'5" x 2'1"
Overall Height from Grade: 4'0" Ft. 3 1/2"

Proposed Colors (Maximum of Three Colors):

- 1 BRIGHT BRONZE
- 2 WHITE
- 3 _____

Site Information:

Lot/Street Frontage: 247.46 FT
Building/Tenant Frontage: 122.75 FT
Existing Sign Information:
Business Name: Eve Assisted Living & Memory Care
Size of Sign: 16.25 Square Feet
Business Name: _____
Size of Sign: _____ Square Feet

I hereby acknowledge that I have read this application and the attached instruction sheet and state that it is correct and agree to comply with all Village of Hinsdale Ordinances.

mitch hamblet Digitally signed by mitch hamblet
Date: 2019.06.04 15:12:15 -05'00'

Signature of Applicant

06/03/2019

Date

mitch hamblet Digitally signed by mitch hamblet
Date: 2019.06.04 15:12:45 -05'00'

Signature of Building Owner

06/03/19

Date

FOR OFFICE USE ONLY – DO NOT WRITE BELOW THIS LINE

Total square footage: 0 x \$4.00 = 0 (Minimum \$75.00)

Plan Commission Approval Date: _____ Administrative Approval Date: _____

EXHIBIT C

**FINDINGS AND RECOMMENDATION
(ATTACHED)**

HINSDALE PLAN COMMISSION

RE: Case A-04-2019 – Applicant: Eden Hinsdale, LLC (Eve Assisted Living) – 10 N. Washington Street

Request: 2nd Major Adjustment to Planned Development Final Plan/ Site Plan/ Exterior Appearance in the R-5 District

DATE OF PLAN COMMISSION (PC) REVIEW: April 10, May 8, June 12, and July 10, 2019

DATE OF BOARD OF TRUSTEES 1ST READING: August 6, 2019

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The PC heard testimony from the applicant, Mr. Mitch Hamblet, President/Founder of Eve Assisted Living at 10 N. Washington Street. He reviewed the latest plan, after the request was continued for various alternate sign design and locations, at the front entrance of Eve Assisted Living, located mid-block on Washington Street. The initial ground sign was much larger in area and located at the corner of Washington Street and Maple Street.
2. Ground signs are not permitted in the R-5 Multiple Family Residential District, however, may be requested through the planned development process. This subject property was previously approved for the planned development in 2011, and approved for its 1st major adjustment in 2012 for an illuminated wall sign. This request for an illuminated wall sign, behind the lot line and building setback was unanimously recommended for approval by the Plan Commission on July 10, 2019.
3. In general, the PC supported the proposed location, commenting that it is preserves the landscaped corner of Washington Street and Maple Street, which was a key factor in the original planned development agreement; and far away from the residential neighborhood on Maple Street.
4. There were no neighbors present to comment about the request, however, a few neighbors emailed to the Village in opposition of the initial ground sign location, which was adjacent to the residential neighborhood. The aforementioned neighbors supported the final location which was documented by the applicant for the July 10, 2019, PC meeting. The applicant completed the certified mailing notification and the public meeting was notified in the Hinsdalean on February 14, 2019.
5. The applicant confirmed the illuminated ground sign will be turned off at 10 PM.
6. A Plan Commissioner asked if the sign is made of real brick. The applicant confirmed it would be real brick to match the building.

II. RECOMMENDATIONS

Following a motion to recommend approval of the proposed 2nd major adjustment to the planned development/exterior appearance and site plan as submitted, the Village of Hinsdale Plan Commission, on a vote of seven (7) "Ayes," and two (2) "Absent," recommends that the President and Board of Trustees approve the application as submitted.

THE HINSDALE PLAN COMMISSION By:

Stephen J. Cashman, Chairman

Dated this 11th day of September, 2019.

Community Development

AGENDA SECTION: Second Reading-ZPS

SUBJECT: Major/Minor Adjustments

MEETING DATE: September 17, 2019

FROM: Robert McGinnis, Director of Community Development/Building Commissioner

Recommended Motion

Approve an Ordinance Amending Section 11-603 (Planned Developments), and to Section 11-604 (Site Plan Review) of the Hinsdale Zoning Code Relative to Adjustments to Planned Developments and Site Plans.

General Background

Staff has noted several occasions over the last few years where applicants of Planned Developments and other projects have had to come before the Board of Trustees (BOT) for seemingly minor changes to approved site plans or building exteriors that deviate from that approved by the BOT and/or Plan Commission (PC); the most recent being a window change to the exterior elevations in Hinsdale Meadows. This is due to the current language in the code narrowly defining a Minor Adjustment and limiting administrative approval to those items only.

Staff was directed by the BOT to define a Major Adjustment rather than a Minor Adjustment. Making this change allows more flexibility at a staff level, save applicants time and money, and keeps the BOT from having to hear otherwise benign requests. In order to provide oversight, language was included to make any administrative approval by staff contingent upon Zoning & Public Safety (ZPS) Chair and Plan Commission (PC) Chair review and approval.

Any approvals will be included in Managers Notes in order to keep the BOT informed.

Attached is an email from our attorney that further explains the rationale behind the request along with a draft ordinance.

Budget Impact

None

Village Board and/or Committee Action

On February 26, 2019, the Board of Trustees reviewed the referral and recommended that the number of changes be pared back and the language be more specific. In addition, Trustee Byrnes recommended specifically including any changes to an approved lighting plan.

On April 23, 2019, the Board of Trustees reviewed the referral and recommended several additional changes to the draft language further limiting what could be approved administratively.

On July 10, 2019, the Plan Commission (PC) reviewed the text amendment during a public hearing and was generally supportive of the text amendment (Attachment 4). However, the PC has requested to add more details to Sections K(1)(g), K(1)(j) and add K(1)(q). These details specifically list (below in

red), for example, "fences", "screening" and "landscape plan" to clarify that these items are included in the proposed definitions:

K(1)(g) Alters the location of any one structure or group of structures, including fences or screening, from the locations shown on the approved final plan;

K(1)(j) Increases the footprint of a building or impervious surface;

K(1)(q) Significantly modifies the landscape plan.

At the August 6, 2019, Board of Trustees meeting, the Village Board had no issues with the request and moved the item forward for Second Reading.

Documents Attached

Ordinance

The following related materials were provided for the Board of Trustees of this item on August 6, 2019, and can be found on the Village website at:

https://www.villageofhinsdale.org/document_center/VillageBoard/2019/08%20AUG/vbot%20packet%2008%2006%2019.pdf

Email from Village Attorney
Plan Commission application
Plan Commission July 10, 2019, public hearing transcript

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 11-603 (PLANNED DEVELOPMENTS) AND
SECTION 11-604 (SITE PLAN REVIEW) OF THE HINSDALE ZONING CODE
RELATIVE TO ADJUSTMENTS TO PLANNED DEVELOPMENTS AND SITE PLANS**

WHEREAS, the Village of Hinsdale (the "Village") has received an application (the "Application") from the Village of Hinsdale (the "Applicant") pursuant to Section 11-601 of the Hinsdale Zoning Code ("Zoning Code") for amendments to the text of subsection 11-603.K and 11-604.I of the Zoning Code relative to Adjustments to Site Plans and to Final Plans for Planned Developments During Development (the "Proposed Text Amendments"); and

WHEREAS, the Board of Trustees has given preliminary consideration to the Application pursuant to Section 11-601(D)(2) of the Hinsdale Zoning Code, and has referred the Application to the Plan Commission of the Village for consideration and a hearing. The Application has otherwise been processed in accordance with the Hinsdale Zoning Code, as amended; and

WHEREAS, on _____, 2019, the Plan Commission held a public hearing on the Application pursuant to notice thereof properly published in The Hinsdalean, and, after considering all of the testimony and evidence presented at the public hearing, recommended approval of the Application by a vote of __ () in favor, ____ () against and __ () absent, as set forth in the Plan Commission's Findings and Recommendation for Plan Commission Case No. _____-2019 ("Findings and Recommendation"), a copy of which is attached hereto as **Exhibit A** and made a part hereof; and

WHEREAS, the Village is an Illinois non-home rule municipality, having all of the powers and authority granted to such municipalities pursuant to law, including authority to amend the existing Zoning Code regulations relative to site plans and planned developments; and

WHEREAS, the President and Board of Trustees of the Village have duly considered the Findings and Recommendation of the Plan Commission, the factors set forth in Section 11-601(E) of the Hinsdale Zoning Code and all of the facts and circumstances affecting the Application, and have determined that the approval of the Proposed Text Amendments, as set forth below, is in the best interests of the Village and is demanded by and required for the public good.

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

SECTION 1: Each whereas paragraph set forth above is incorporated by reference into this Section 1.

SECTION 2: The President and Board of Trustees, after considering the Findings and Recommendation of the Plan Commission, and other matters properly before it, adopts and incorporates the Findings and Recommendation of the Plan Commission as the findings of this President and the Board of Trustees, as completely as if fully recited herein at length. The President and Board of Trustees further find that the Proposed Text Amendments set forth below are in the best interests of the Village and are demanded by and required for the public good.

SECTION 3: Subsection K (Adjustments to Final Plan During Development) of Section 11-603 (Planned Developments) of Article VI (Amendments and Special Approvals) of the Hinsdale Zoning Code is amended to read in its entirety as follows:

K. Adjustments To Final Plan During Development:

1. Minor Adjustments: During the development of a planned development, the village manager may authorize minor adjustments to the final plan, including changes to the site plan or design details, when such change is consistent with the standards and conditions applying to the planned development, and the change does not alter the concept or intent of the planned development. An adjustment is **not** minor if it, with regard to the approvals granted in the final plan:

(a) Changes the categories of uses to be permitted or the general location of residential or non-residential uses;

(b) Increases the density of residential uses or the intensity of non-residential uses;

(c) Alters the general architectural style of the planned development;

(d) Alters the location or amount of public and private open space or recreational amenities;

(e) Changes the nature, scope and extent of public dedications, improvements or contributions to be provided;

(f) Increases the height of buildings;

(g) Alters the location of any one structure or group of structures from the locations shown on the approved final plan;

(h) Alters the location of any circulation shown on the approved final plan;

(i) Alters any final grade by more than six (6) inches from the originally planned grade;

(j) Increases the footprint of a building;

(k) Modifies the proportion of housing types and/or non-residential uses;

(l) Reduces the number of parking spaces;

(m) Creates a greater demand or burden on village services or materially alters the alignment of roads;

(n) Increases the amount of stormwater conveyed to the village's stormwater sewer system;

(o) Amends final governing agreements, provisions or covenants, or provides any other change inconsistent with any standard or condition; or

(p) Amends any lighting plan approved by the Board of Trustees.

~~when such adjustments appear necessary in light of technical or engineering considerations first discovered during actual development. Such minor adjustments shall be limited to the following:~~

~~(a) Altering the location of any one structure or group of structures by not more than twenty feet (20') or one-fourth (1/4) of the distance shown on the approved final plan between such structure or structures and any other structure or any vehicular circulation element or any boundary of the planned development, whichever is less; and~~

~~(b) Altering the location of any circulation element by not more than twenty feet (20') or one-fourth (1/4) of the distance shown on the approved final plan between such circulation element and any structure, whichever is less; and~~

~~(c) Altering the location of any open space by not more than fifty feet (50'); and~~

~~(d) Altering any final grade by not more than twenty percent (20%) of the originally planned grade; and~~

~~(e) Altering the location or type of landscaping elements.~~

~~Such m~~Minor adjustments shall be consistent with the intent and purpose of this code and the final plan, as approved, shall be the minimum necessary to overcome the particular difficulty, and shall not be approved if they would result in a violation of any standard or requirement of this code.

A minor adjustment may be approved by the village manager, after consultation with the chair of the plan commission and chair of the zoning and public safety

committee, without obtaining separate approval by the board of trustees. Any request for a minor adjustment may be, in the discretion of the village manager, or shall be, at the request of the chair of the plan commission or chair of the zoning and public safety committee, submitted to the board of trustees for review under subsection 2. below. A minor adjustment that would constitute a variation under this code may only be approved at the direction of the village board in accordance with the procedures and standards set forth in this code. Any minor adjustment approved by the village manager shall be reported to the village board.

2. Major Adjustments: Any adjustment to the final plan submitted by the village manager to the board of trustees pursuant to subsection K1 above, or not otherwise authorized by subsection K1 of this section, shall be considered to be a major adjustment and shall be granted only upon application to, and approval by, the board of trustees. The board of trustees may, by ordinance duly adopted, grant approval for a major adjustment without a hearing upon finding that any changes in the final plan as approved will be consistent with the concept and intent of the final plan of the planned development in substantial conformity with said final plan. If the board of trustees determines that a major adjustment is not consistent with the concept and intent of the final plan of the planned development in substantial conformity with the final plan as approved, then the board of trustees shall refer the request to the plan commission for further hearing and review as provided in subsection D3 of this section.

SECTION 4: Subsection I (Adjustments to Site Plan During Development) of Section 11-604 (Site Plan Review) of Article VI (Amendments and Special Approvals) of the Hinsdale Zoning Code is amended to read in its entirety as follows:

I. Adjustments To Site Plan During Development:

1. Minor Adjustments: During the development of the site, the village manager may authorize minor adjustments to a site plan approved by the board of trustees when such change is consistent with the standards and conditions applying to the site plan, and the change does not alter the concept or intent of the site plan. An adjustment is **not** minor if it, with regard to the approvals granted relative to the site plan:

(a) Changes the categories of uses to be permitted or the general location of residential or non-residential uses;

(b) Increases the density of residential uses or the intensity of non-residential uses;

- (c) Alters the general architectural style of the site;
- (d) Alters the location or amount of public and private open space or recreational amenities;
- (e) Changes the nature, scope and extent of public dedications, improvements or contributions to be provided;
- (f) Increases the height of buildings;
- (g) Alters the location of any one structure or group of structures from the locations shown on the approved site plan;
- (h) Alters the location of any circulation shown on the approved site plan;
- (i) Alters any final grade by more than six (6) inches from the originally planned grade;
- (j) Increases the footprint of a building;
- (k) Modifies the proportion of housing types and/or non-residential uses;
- (l) Reduces the number of parking spaces;
- (m) Creates a greater demand or burden on village services or alters the alignment of roads;
- (n) Increases the amount of stormwater conveyed to the village's stormwater sewer system; or
- (o) Amends final governing agreements, provisions or covenants, or provides any other change inconsistent with any standard or condition; or
- (p) Amends any lighting plan approved by the Board of Trustees.

~~when such adjustments appear necessary in light of technical or engineering considerations first discovered during actual development. Such minor adjustments shall be limited to the following:~~

- ~~(a) Altering the location of any one structure or group of structures by not more than twenty feet (20') or one-fourth (1/4) of the distance shown on the approved site plan between such structure or structures and any other structure or any vehicular circulation element or any boundary of the site plan, whichever is less.~~

~~(b) Altering the location of any circulation element by not more than twenty feet (20') or one-fourth (1/4) of the distance shown on the approved site plan between such circulation element and any structure, whichever is less.~~

~~(c) Altering the location of any open space by not more than fifty feet (50').~~

~~(d) Altering any final grade by not more than twenty percent (20%) of the originally approved grade.~~

~~(e) Altering the location or type of landscaping elements.~~

~~Such~~ A minor adjustments shall be consistent with the intent and purpose of this code and the site plan as approved, shall be the minimum necessary to overcome the particular difficulty, and shall not be approved if they would result in a violation of any standard or requirement of this code.

A minor adjustment may be approved by the village manager, after consultation with the chair of the plan commission and chair of the zoning and public safety committee, without obtaining separate approval by the board of trustees. Any request for a minor adjustment may be, in the discretion of the village manager, or shall be, at the request of the chair of the plan commission or chair of the zoning and public safety committee, submitted to the board of trustees for review under subsection 2. below. A minor adjustment that would constitute a variation may only be approved by the board of trustees in accordance with the procedures and standards set forth in this code. Any minor adjustment approved by the village manager shall be reported to the village board.

2. Major Adjustments: Any adjustment to a site plan submitted by the village manager to the board of trustees pursuant to subsection I1 above, or approved by the board of trustees that is not otherwise authorized by subsection I1 of this section, shall be considered to be a major adjustment and shall be granted only upon application to and approval by the board of trustees. The board of trustees, by ordinance duly adopted, may grant approval for a major adjustment without referral to the plan commission upon finding that any changes in the site plan as approved will not adversely affect the concept or intent of the previously approved ~~be in substantial conformity with said~~ site plan. If the board of trustees determines that a major adjustment may be inconsistent with the concept or intent of the ~~is not in substantial conformity with the~~ site plan as approved, then the board of trustees shall refer the request to the plan commission for further consideration and review as provided in subsection E of this section.

SECTION 5: Each section, paragraph, clause and provision of this Ordinance is separable, and if any section, paragraph, clause or provision of this Ordinance shall be held unconstitutional or invalid for any reason, the unconstitutionality or invalidity of such section, paragraph, clause or provision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this _____ day of _____ 2019.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2019, and attested to by the Village Clerk this same day.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

EXHIBIT A

**FINDINGS AND RECOMMENDATION
(ATTACHED)**

HINSDALE PLAN COMMISSION

RE: Case A-20-2019 – Applicant: Village of Hinsdale

Request: Text Amendment to Sections 11-603 and 11-604 related to Major and Minor Adjustment definitions

DATE OF PLAN COMMISSION (PC) REVIEW: July 10, 2019

DATE OF BOARD OF TRUSTEES 1ST READING: August 6, 2019

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The PC heard testimony from Village staff, Chan Yu, who gave a summary of the text amendment to change the definitions of a major and minor adjustment to a planned development and site plan/exterior appearance plan. He reviewed that this was initiated by the Village Board after receiving several seemingly minor changes to the approved site plans or building facades after approval, and gave example of projects from the last few years.
2. The PC, in general, supported that the minor adjustment approval process required review by the PC Chairman, ZPS Chairman, the Village Manager and community development staff.
3. The PC reviewed different scenarios relative to the proposed language of the text amendment and was generally satisfied with the language, however, requested to add more details to Sections K(1)(g), K(1)(j) and add K(1)(q). These details specifically list (below in red), for example, "fences", "screening" and "landscape plan" to clarify that these items are included in the proposed definitions:

K(1)(g) Alters the location of any one structure or group of structures, including fences or screening, from the locations shown on the approved final plan;

K(1)(j) Increases the footprint of a building or impervious surface;

K(1)(q) Significantly modifies the landscape plan.

4. The PC, in general, supported that the process is being simplified, and believes it may capture more applications because of the simpler process versus not requesting an update/adjustment due to the currently longer process. Similarly, it may also capture more reports of development by virtue of better information through the additional applications.

II. RECOMMENDATIONS

Following a motion to recommend approval of the proposed text amendment to Sections 11-603 and 11-604 related to Major and Minor Adjustment definitions, the Village of Hinsdale Plan Commission, on a vote of seven (7) "Ayes," and two (2) "Absent," recommends that the President and Board of Trustees approve the application, with the above additional language (in red text).

THE HINSDALE PLAN COMMISSION By:

Stephen J. Czerniak, Chairman

Dated this 11th day of September, 2019.



MEMORANDUM

DATE: September 11, 2019

TO: President Cauley and Village Board of Trustees
Kathleen Gargano, Village Manager

FROM: Brendon Mendoza, Administrative Analyst

RE: Public Services Monthly Report – August 2019

Provided below is the monthly staff report from the Public Services Department. This highlights activities that occurred during the month of August.

- Public Services managed the Village's 2019 Infrastructure Improvement Project.
- Public Services painted 5,888 feet of road striping in August.
- Public Services prepared bidding documents for the Village's fuel system improvements, which includes removal of the two (2) underground fuel tanks at Public Services. This project is scheduled to be bid out in November and the work to take place in the spring of 2020.
- Public Services prepared bidding documents for the Village's 2019 Holiday Lighting & Decorating contract and 2019 Sewer Jetting, Televising, and Root Cutting contract.
- Staff assisted an Eagle Scout Candidate in the restoration and improvement of the Nature Playground at KLM Park.
- Public Services installed 6 basins and over 400 feet of drainage pipe at Robbins Park to mitigate standing water issues in that area.
- Staff reviewed and commented on 15 tree preservation plans submitted for building permits.
- There were no water main break repairs in August. Provided below is a breakdown of year-to-date water main breaks.

Water Main Break Repairs

August 2019	Prev Mo	YTD 2019
0	1	18

**Village of Hinsdale
Department of Public Services
Roadway Division
Monthly Report – August 2019**

Activity Measures

Standard Tasks	August 2019	Prev Month	YTD 2019
Signs	56	108	483
Posts	21	29	218
Signs Repaired	7	3	45
Cold Mix (tons)	2.5	4	48.75
Hot Mix (tons)	9.67	21.96	37.64
Gravel for Alleys (tons)	2	2	12
White Paint (gallons)	25	5	43
Yellow Paint (gallons)	0	0	0
Basin top Cleaning (man-hours)	26	45	324
Alley Grading (man-hours)	12	38	211
Alley Trimming (man-hours)	12	12	36
Concrete (yards)	0	5	5
Snow & Ice Callouts	0	0	38
Road Salt Used (tons)	0	0	976.75
Sand Used (tons)	0	0	0
Salt & Calcium for walks, stairs, etc. (tons)	0	0	78
Leaves Swept Up (yards)	30	30	300
Central Business District Sweeps	3	2	12
Complete Village Sweeps	0	0	1
Parking Lot Sweeps	0	0	1
Street Light Poles Repaired	0	0	8
Request For Services Completed	112	164	885

MEMORANDUM

Sump pump issues	0	0	322
Pool maintenance (Man hours)	0	0	24
Parkway Restorations	5	17	75
Parking meters	13	6	338
Special Events	86	94	444
Hauling to dump	0	2	2

Significant issues for this month:

- The Roadway Division installed 6 basins and over 400 feet of drainage pipe at Robbins Park to mitigate standing water issues in that area.
- The Roadway Division used 9.67 tons of asphalt to repair watermain breaks.
- The Roadway Division filled potholes in miscellaneous problem and complaint areas and watermain breaks using 2.5 tons of coldpatch.
- The Roadway Division completed 112 service requests in August.
- The Roadway Division used 25 gallons of paint for 5,888 feet of road striping in August.
- The Roadway Division converted 9 intersections throughout town from yield to two way stop intersections at the request of the Police Department.



MEMORANDUM

**Village of Hinsdale
Department of Public Services
Forestry Division
Monthly Report – August 2019**

Trees pruned by Village Staff:

- Small tree pruning (diameter 10 inches and less) – Small tree pruning has been suspended until winter 2019-2020.
- Completed 28 resident tree work request, pruning 48 trees.

Trees pruned by contractor (diameter 10 inches and above):

- The pruning program is scheduled for winter of this fiscal year. The area scheduled to be pruned in this cycle is the northwest section of the Village.

Trees removed by Village Staff:

- 15 public trees were removed in August.
- 63 public trees were removed by staff this fiscal year.
- 35 public trees are currently scheduled for removal by staff.

Trees removed by contractor:

- Elm – 1
- Ash - 0
- Other – 3
- 26 public trees were removed by contractor this fiscal year.
- 12 public trees are currently scheduled for removal by contractor.

Ash trees infested by Emerald Ash Borer detected by Village Staff:

- 3 public eab positive ash trees were detected; 24 eab positive ash trees were detected this fiscal year.
- 0 private eab positive ash trees were detected; 2 eab positive ash trees were detected this fiscal year.

Ash trees removed:

- 4 ash trees were removed this month (4 Village / 0 Contractor).
- 27 ash trees were removed this fiscal year (25 Village / 2 Contractor).
- 1506 ash trees have been removed since February 2011 (1253 EAB Positive).

Ash trees that have been treated to manage infestation by Emerald Ash Borer:

- Soil injection treatments were completed in April; a total of 279 trees were treated.

MEMORANDUM

- Trunk injection treatments were completed in June 2018; a total of 28 trees were treated. No additional trees are scheduled for 2019.

Elm diseased trees detected by Village Staff:

- 1 public ded positive elm tree was detected; 6 ded positive elm trees were detected this fiscal year (6 treated/0 untreated). One additional American elm was removed due to construction damage.
- 1 private ded positive elm trees was detected; 4 ded positive elm trees were detected this fiscal year.

Elm trees that have had diseased limbs removed (amputations):

- 0 parkway trees.

Elm trees that have been inoculated for prevention of Dutch elm disease:

- 431 American elms are scheduled to be treated in 2019. As of August 31st, 285 American elms have been treated. The injections were started very late this year due to the elms not being ready after a cool and wet spring.

Tree stumps removed by Village Staff:

- 0 tree stumps were routed, the mulch removed and the area restored with top soil and grass seed.

Trees Planted:

- 0 trees were planted through the Village's Planting Program.
- 0 trees were planted through the Tribute Tree Program.
- 0 trees were planted through the Resident Reimbursement Program.

Other:

- The tree crew continued surveying for Dutch elm disease on public and private property.
- Staff reviewed and commented on 10 tree preservation plans submitted for building permits.

Tree Preservation Activity Measures

	August 2019	Previous Mo	YTD 2019
Tree Pruning Contractual	0	0	1391
Tree Pruning In-House	48	23	107
Small Tree Pruning In-House	0	0	379
Tree Removal Contractual	4	12	41

MEMORANDUM

Tree Removal In-House	15	24	92
Trees Planted	0	3	214
Elm Trees Treated	178	107	285
Dutch Elm Disease Losses (Private)	1	3	4
Elm Losses (Public)	2	4	11
Ash Trees Treated	0	0	279
Ash Tree Removal - EAB (Private)	0	1	13
Ash Tree Removal – EAB (Public) <i>Note: since Feb 2011, 589 public Ash trees have been removed</i>	In-House 4	In-House 13	In-House 24
	Contracted 0	Contracted 1	Contracted 5
Tree Preservation Plan Reviews	10	15	81

Significant issues for this month:

- The tree crew continued surveying for Dutch elm disease on public and private property.
- Staff reviewed and commented on 10 tree preservation plans submitted for building permits.



MEMORANDUM

**Village of Hinsdale
Department of Public Services
Parks Maintenance Division
Monthly Report – August 2019**

Activity Measures

August Totals			
Job Task	Hours	Accomplished	Units
Administration	0	0	Hour
Clean Bathroom	105.5	12	Each Bathroom
Refuse Removal	37	37	Hour
Fountain Maintenance	17.5	17.5	Hour
Litter Removal	4	4	Hour
Weed Removal	37.5	37.5	Hour
Brush Pick Up	7	7	Hour
Athletic Field Striping	147.5	33	Each Field
Infield Maintenance	16.5	1	Each Field
Athletic Goal/Net Maintenance	4.5	52	Each Goal
Turf Repair/Sod Installation	0	0	Hour
Aeration	0	0	Hour
Over seeding	0	0	Lbs. of Seed
Turf Evaluation/Soil Testing	32	72	Each
Hardwood Mulch Installation	0	0	Cubic Yard
Leaf Mulching	0	0	Hour
Mowing	0	0	Hour
Land Clearing	0	0	Hour
Planting Bed Preparation	0	0	Each Bed
Plant Installation/Removal	1	1	Hour
Flowering Bulb Installation/Removal	0	0	Hour
Tree and Shrub Maintenance	14	10	Each
Fertilization	0	0	Hour
Watering	95	95	Hour
Pest and Weed Control (chemical)	0	0	Hour
Irrigation Start Up (spring)	0	0	Each
Irrigation Repair	0	0	Each
Irrigation Winterization	0	0	Each
Playground Maintenance/Repair	39	39	Hour
Playground Inspection	0	0	Each

Playground Mulch Installation	0	0	Cubic Yards
Holiday Decorating	0	0	Hour
Platform Tennis Repairs	0	0	Each
Special Events	5	5	Hour
Building Maintenance	0	0	Hour
Equipment/Vehicle Maintenance	3.5	3.5	Each
Training/Education	8	8	Hour
Skate Park Maintenance	0	0	Hour
Ice Rink Maintenance	0	0	Hour
Miscellaneous	59.5	59.5	Hour

**Parks Maintenance
Monthly Highlights – August 2019**

Contractual Maintenance

- **Landscape Maintenance and Mowing**
 - Mowing and maintenance is on-going.
- **Rain Garden Maintenance**
 - Mowing and maintenance is on-going
- **Summer Weekend Parks Bathroom and Garbage Maintenance**
 - The Village's contractor continued weekend and holiday garbage disposal for Village Parks and the Central Business District. The contract includes weekend maintenance for Park bathrooms.

General Park Maintenance

- **Bathroom Shelters (Six Sites – 12 Bathrooms & 3 Picnic Shelters)**
 - Cleaned Monday through Friday.
 - Remained open to accommodate activities.
 - All bathrooms were cleaned and supplied.
- **Landscape Maintenance**
 - Landscape areas in Parks and the CBD were inspected and cleaned.
 - Volleyball courts at Burns Field and Dietz Park were weeded and the sand was cultivated.

Athletics

- Athletic fields have been laid out and were lined weekly.
 - 26 soccer fields (half the month)
 - 4 lacrosse fields
 - 3 football fields
- The Veeck Park softball field has been screened and striped in preparation for league play.



MEMORANDUM

Central Business District

- Planting Bed Maintenance
 - Flower beds were watered daily or as needed and weeded as needed.

Other

- Staff assisted an Eagle Scout Candidate in the restoration and improvement of the Nature Playground at KLM Park.
- Staff awarded the supply for the Holiday Decorations.
- One crew worker received training to become a 'certified flagger'.
- Staff continued preparing bench sites at Robbins Park and the Memorial Building Grounds.



MEMORANDUM

**Village of Hinsdale
Department of Public Services
Buildings Maintenance Division
Monthly Report – August 2019**

Building Security and Fire Suppression

- Met with several contractors to obtain pricing for a FOB lock system at the Public Works Garage and Water Plant.

HVAC

- Worked with Oakbrook Mechanical to install new cooling and heating unit at the Public Services Office.
- Repaired and serviced the KLM ballroom air handle.
- Hung new boiler operation certificates at the Pool filter room.
- Cleaned the evaporator coil at the KLM Lodge.
- Obtained proposals to repair the heating unit vent system at the Pool filter room.
- Cleaned and washed the large cooling condensers for the Village Hall, Police & Fire, KLM Lodge and small office units.
- Serviced cooling units at the Public Services Garage.
- Checked the cooling unit at the Brush Hill Train Station.
- Started to tear down steam boilers at the Memorial Hall for cleaning for the heating season.
- Reviewed items needed for the winter heating season as far as boiler repairs and service.
- Repaired the thermostat at the Youth Center first floor.
- Removed and ordered parts for repair to cooling unit at the Public Services Garage Locker Room.

General Maintenance

- Worked with Huebner Roofing at the KLM Lodge to make necessary repairs as per the contract.
- Worked with Door Systems at the Hinsdale Police Station. They will be installing the new overhead garage doors in the parking bays.
- Repaired the lane line marker reels at the Hinsdale Pool.
- Repaired the outdoor water hydrant at Brook Park and checked the bathrooms for operation.



MEMORANDUM

- Repaired the Sloan valve at KLM Annex bathroom and installed a new toilet seat in the Men's bathroom.
- Repaired the Sloan valve at the Hinsdale Pool Women's locker room.
- Repaired the window at the Youth Center bathroom.
- Summit Roofing made repairs to the Youth Center soffit and flashing on the East side.
- Lowered and raised all U.S. flags for the State Trooper.
- Replaced lamps at the Water Plant.
- Pulled off long vines at the Public Services garage West side and cleaned around the air conditioning units at the Water Plant.
- Repaired the door lock at the KLM Lodge to the Ballroom.
- Installed all gender bathroom signage at Memorial Hall and Village Hall.
- Installed new soap dispensers at the Public Services and Water Plant.
- Met with several contractors at the Veeck Park CSO building to look at the large air intake system for repair.
- Ordered and delivered janitorial supplies as needed for various buildings.
- Replaced lamps at the Fire Station multipurpose training room.
- Repaired the photo eye to Fire Station Hose tower lights.
- Repaired a leak at the Fire Station East wall basement and sealed up several cracks in the rubber flashing on the roof.
- Worked with Colley Elevator and inspectors to test elevators for new certificates.
- Worked with Great Lakes Plumbing to replace cast iron section of sewer pipe in the basement of the Fire Station.
- Serviced and tested the Thorguard lighting pre-warning system at all park buildings.
- Met with exterminators in the Central Business District to treat for insects.
- Repaired a Fire station shower valve in one of their bathrooms.
- Met with contractors to review pricing for generator service contract.
- Checked and shut off the large garbage disposal at the KLM Lodge.
- Repaired the BBQ grill top at the KLM North Pavilion.
- Reviewed work needed at the Highland Station and checked on pricing.
- Attached a vent screen on the stairway at the Montessori School Building.
- Worked with a painter to repair interior ceiling sections in the Montessori School from water damage.

Administration

- Met with Freedom Golf regarding the KLM Caretakers Cottage restoration project.



MEMORANDUM

- Set-up a meeting with METRA regarding the Highland Station restoration project and grant money.

**Village of Hinsdale
Department of Public Services
Water Division
Monthly Report – August 2019**

Water Activity Measures

Standard Tasks	August 2019	Prev Mo	YTD 2019
Utility Locates (JULIE)	636	553	3840
B-Box/Service Locates	774	668	4779
Water Mains Located	221	145	989
Main Break Repairs	0	1	18
B-Box/Service Repairs	2	2	10
Hydrants Replaced/Repaired	10	5	61
Service Connections/Inspections	7	4	34
Valve Installations/Repairs	0	0	4
Valves Exercised	2	8	64
Valves Located	45	54	279
Leak Investigations	1	5	42
Hydrants Flushed	12	12	85
High Bill Investigations	3	2	18
Water Fountains Serviced/Replaced	3	0	8
Disconnect Inspections	9	6	45
Meter Repairs	3	17	48
Meter/Remote Installs	8	6	46
Meters Removed	6	8	32
Meter Readings	16	14	235

Water Main Break Repairs

August 2019	Prev Mo	YTD 2019
0	1	18



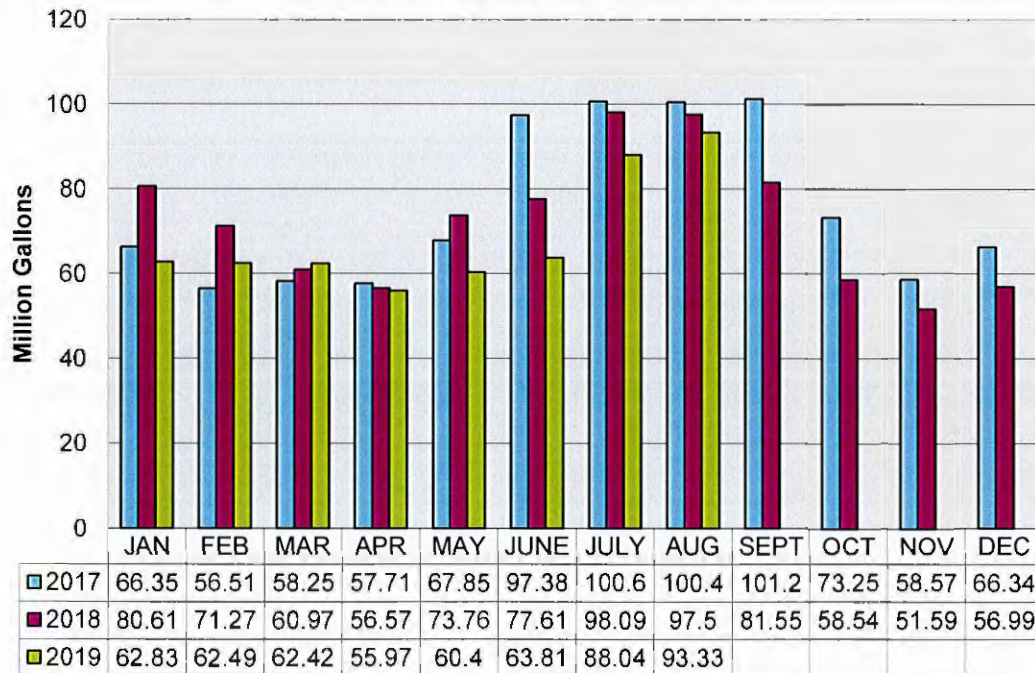
MEMORANDUM

**Village of Hinsdale
Department of Public Services
Sewer Division
Monthly Report – August 2019**

Sewer Activity Measures

Standard Tasks	August 2019	Prev Mo	YTD 2019
Catch Basins Replaced/Repaired	0	3	3
Inlet Replaced/Repaired	0	1	2
Manhole Replaced/Repaired	0	1	3
Catch Basins/Inlets Cleaned	6	4	21
Sewers Cleaned (feet) In-House	30	3900	6110
Sewers Cleaned (feet) Contractor	0	0	200
Sewers Televised (feet) Contractor	0	0	150
Sewers Replaced/Repaired (feet)	0	0	15
Sewer Mains Located	15	20	99
Back-up Investigations	0	2	17
Manholes Located	32	42	209
Cave-ins Checked	0	2	8
Sewer Inspections	1	0	1
IEPA sampling due to overflow event of combined sewers (Veeck CSO)	0	2	6

MONTHLY WATER PUMPAGE



Standard Tasks	Check Oil, Grease Fittings, Rotate Shafts(Weekly)	Bacteria Sampling
High Service/Pool Pumps #1, #2, #3, #4	✓	N/A
Well Pump Motors #2, #5, and #10	✓	✓

MEMORANDUM

Standard Tasks	August 2019	Prev Mo
Bacteria Samples	24	24
Field Chlorine	21	21
Field Turbidities	21	21
Lab Chlorine	27	26
Lab Turbidities	27	26
Lab pH	27	26
Lab Fluoride	27	26
Precipitation Readings	0	0
Temperature Readings (air)	27	26
Temperature Readings (water)	31	31
DBP Samples	0	8
Pumps Serviced	10	10
Special Well Samples	0	0
UCMR 4	0	0



11b

MEMORANDUM

DATE: September 17, 2019

TO: President Cauley and the Village Board of Trustees
Kathleen A. Gargano, Village Manager

FROM: Anna Martch, Economic Development and Communications Specialist
Emily Wagner, Assistant Village Manager

RE: August Economic Development Monthly Report

The following economic development updates are for your review:

- The Economic Development Commission (EDC) currently does not have enough members for a meeting quorum. Staff met with the two remaining EDC members to evaluate the EDC format and to provide a recommendation.
- On August 8, staff attended the Chamber of Commerce Board of Directors meeting to provide updates on the parking deck, upcoming roadway construction and to highlight new businesses opening in Hinsdale.
On August 15, staff attended the Chamber of Commerce marketing and membership committee meeting to discuss the new Hinsdale Wine Walk event. The 350 event tickets sold out within the first week of going on sale.
- On August 19, staff talked with Chloe Daniels from Omega Associates to discuss the tollway construction communication plan. Chloe discussed Omega's plan of action on how they will communicate with communities that will be impacted. Chloe also mentioned that all information related to the tollway construction projects would be available on the Illinois Tollway website.
- During the month of August, staff participated in the weekly construction meetings taking place at Village Hall. Staff relays any information that may disrupt the business districts directly to the businesses by email and to the Chamber.
- During the month of August, staff has participated in the Uniquely Thursday concert series by assisting with beer and wine token sales. During the event staff networks with the community and the Chamber members.
- During the month of August, staff has been working with the Finance Department on data validation for the new ERP system.
- Staff is continuing to work with the AMITA Hospital and the Village Attorney to have a signage license approved by both parties regarding the care and maintenance of the land that the proposed welcome sign will sit on. The land the proposed welcome sign will sit on is the property of the AMITA Hospital. This is the final approval needed before the welcome sign may be ordered.



DATE: September 10, 2019

TO: Thomas K. Cauley, Village President
Village Board of Trustees
Kathleen A. Gargano, Village Manager

FROM: John Giannelli, Fire Chief

RE: Executive Summary - Fire Department Activities for August 2019

In summary, the Fire Department activities for August 2019 included responding to a total of **224** emergency incidents. There were **48** fire-related incidents, **132** emergency medical-related incidents, and **44** emergency/service-related incidents.

This month, the average response time from receiving a call to Department crews responding, averaged **1** minute and 09 seconds. Response time from receiving a call to Department crews arriving on the scene was **4** minutes and 48 seconds.

In the month of August, there was no dollar loss due to fires. Members assisted Clarendon Hills and Western Springs on various calls.

In the month of August, Chief Giannelli covered short shifts due to shift staffing shortages. The total hours covered were **88**, thereby saving the Village an estimated **\$4,840** in overtime.

Chief Giannelli and AC McElroy attended MABAS 10 Chief's, and DUCOMM meetings.



Hinsdale Fire Department – Monthly Report
August 2019



Emergency Response

In **August**, the Hinsdale Fire Department responded to a total of **224** requests for assistance, for a total of **1,712** responses this calendar year. There were **27** simultaneous responses and **zero (0)** train delays this month. The responses are divided into three basic response categories (Fire, Ambulance, and Emergency):

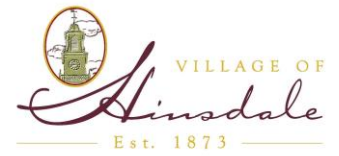
<i>Type of Response</i>	<i>August 2019</i>	<i>% of Total</i>	<i>Three Year Average August 2016-2017-2018</i>
Fire: (Includes incidents that involve fire, either in a structure, in a vehicle or outside of a structure, along with activated fire alarms and/or reports of smoke)	48	21%	59
Ambulance: (Includes ambulance requests, vehicle accidents and patient assists)	132	59%	99
Emergency: (Includes calls for leaks and spills, hazardous material response, power lines down, carbon monoxide alarms, trouble fire alarms, house lock outs, elevator rescues, and other service related calls)	44	20%	48
Simultaneous: (Responses while another call is on-going. Number is included in total)	27	12%	35
Train Delay: (Number is included in total)	0	0%	3
Total:	224	100%	206

Year to Date Totals

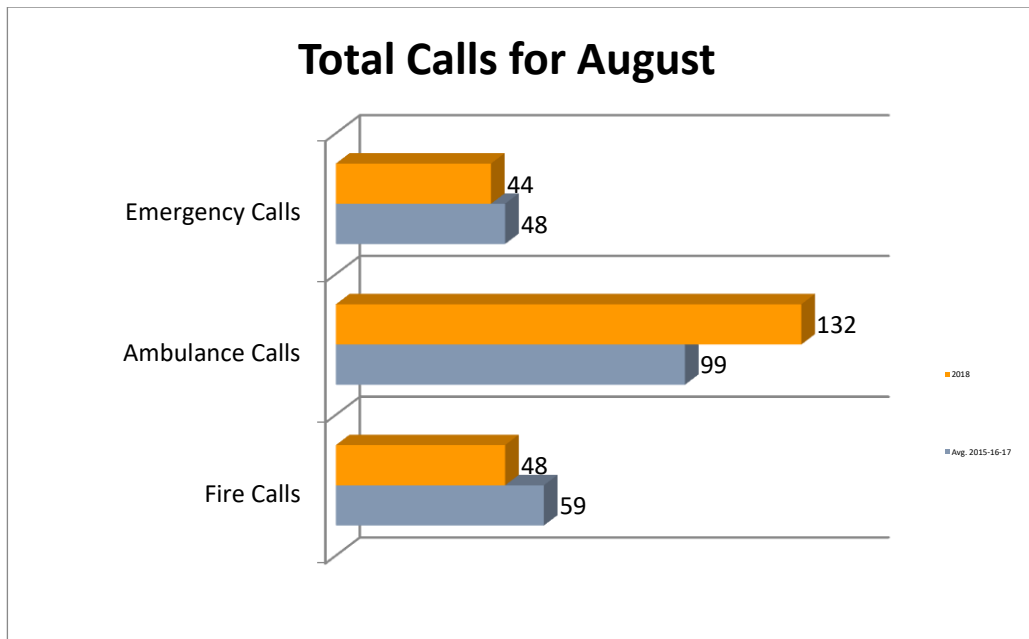
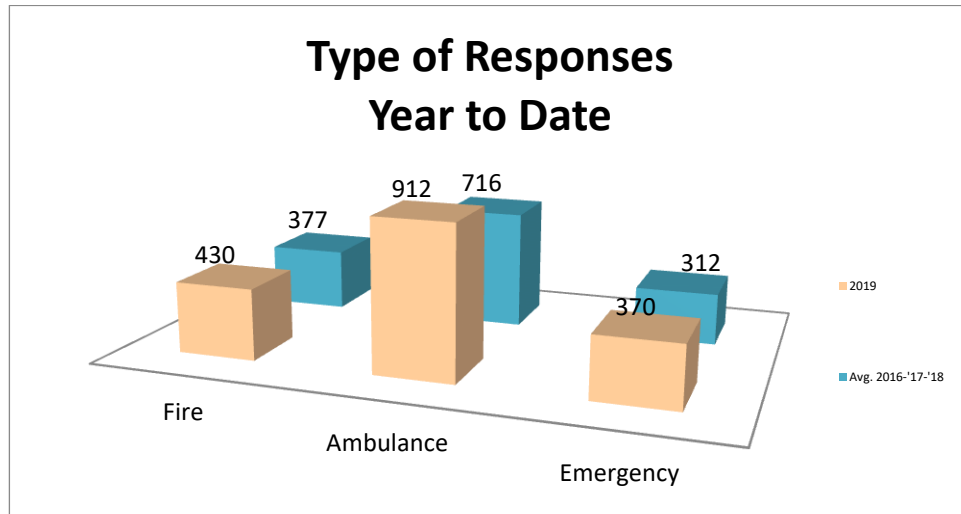
Fire: 430	Ambulance: 912	Emergency: 370
2019 Total: 1,712	2016-17-18 Average:	1,607



Hinsdale Fire Department – Monthly Report August 2019



Emergency Response

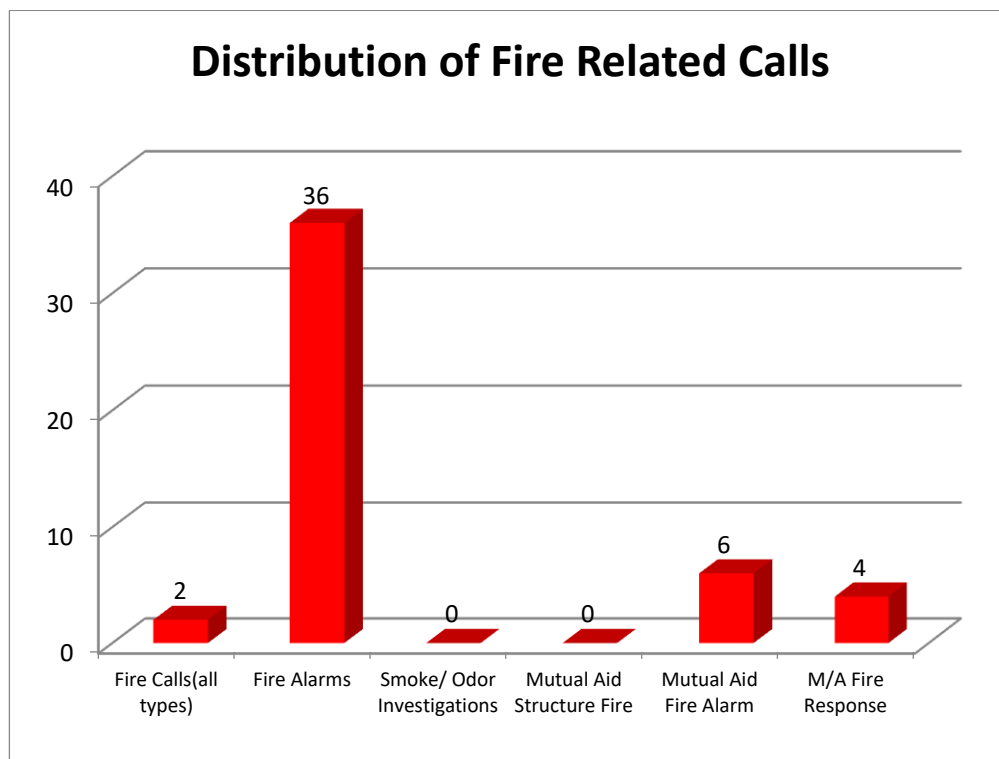
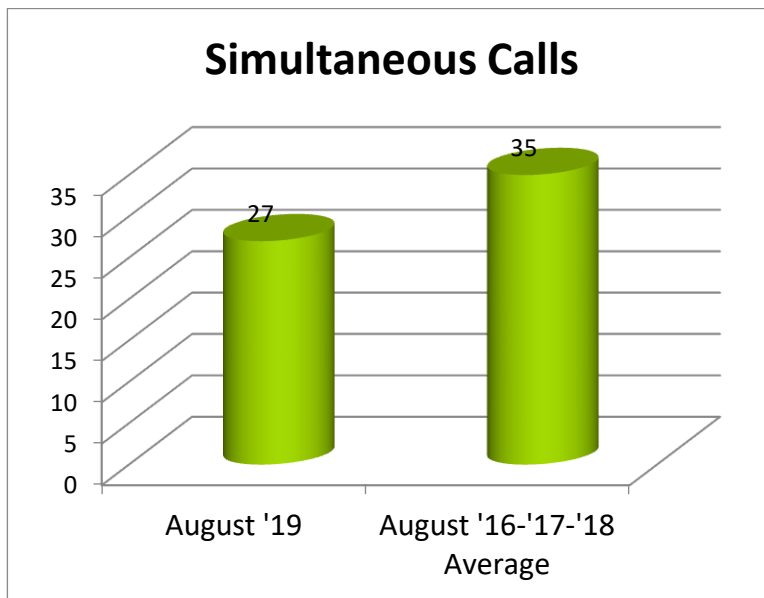




Hinsdale Fire Department – Monthly Report August 2019

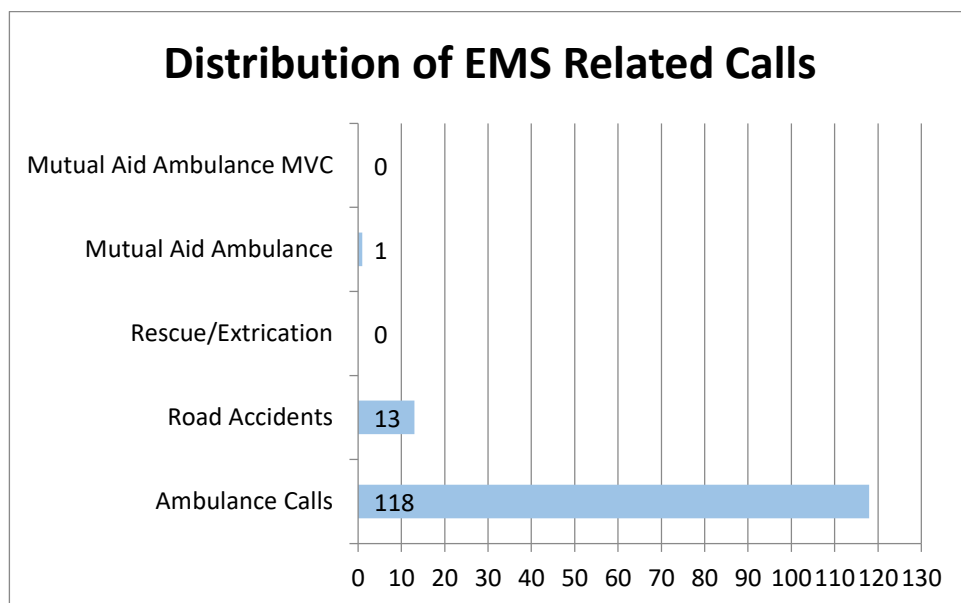
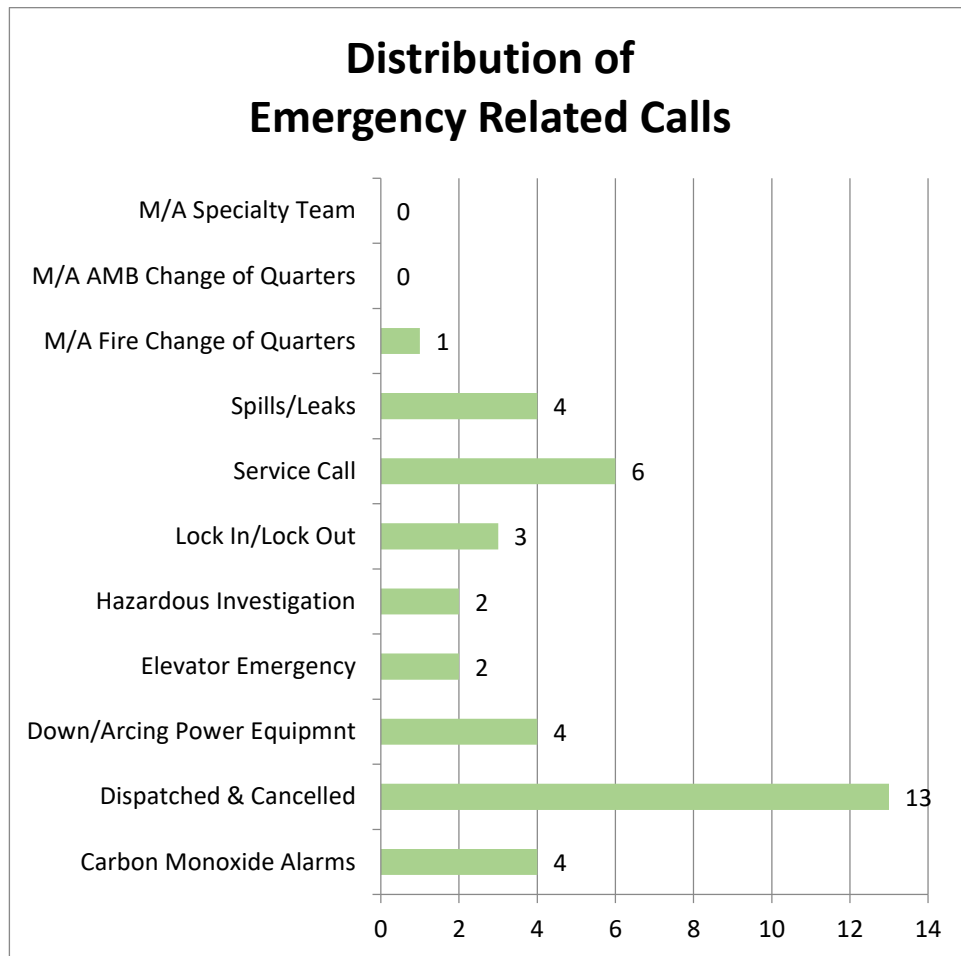


Emergency Response



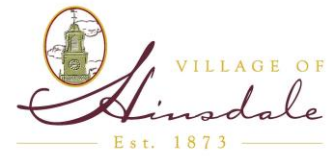


Emergency Response





**Hinsdale Fire Department – Monthly Report
August 2019**



Incidents of Interest

Call #

19-2020 Members and Engine 84 (Capt. Neville and FF Niemeyer), Medic 84 (FFs Wilson and Schaberg) and Engine 85 (Chief Giannelli and Lt. Ziemer) were dispatched for a man in a hole who was not breathing. On the scene FF Wilson gave a good size up and the patient was unconscious. Wilson was assigned to don a SCBA, take the 4 gas meter, enter the manhole on a tagline and climb the ladder down about 15 feet to assess the patient. Mike found the patient agonal breathing and oxygen levels at 8%. Mike quickly started to make a rescue harness out of webbing. Mike needed additional help sitting the patient up. Pat then donned his SCBA, entered the manhole and descended to where Mike was located. Pat was able to help hold the patient upright, while Mike finished the rescue harness. Pat connected the rope to the clip and the patient was able to be hoisted out of the hole, while Pat guided the patient up the ladder.

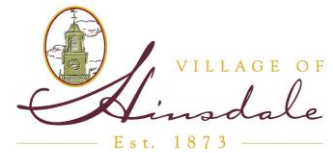
The patient was moved to the backboard, cot and ambulance. The patient was treated as a full arrest. Through treatment, meds, and CPR the crew did get a pulse on the patient. Unfortunately, the patient crashed as we entered the hospital.

This was an emergency that does not happen very often. It is obvious that Pat and Mike have trained on this scenario and their actions proved it today. As the medic crew of M84, they quickly identified the problem and put a plan into action. They moved quickly and the patient was out of the hole. M84 arrived on the scene at 1301 and had the Pt out of the hole and doing CPR by 1313. Twelve (12) minutes total to assess the situation, make a decision, and accomplish a difficult task in a difficult environment.

19-2088 Members and Engine 84 responded to an activated fire alarm at the Hinsdale Hospital. On arrival, crews were met by hospital security, who informed them there was a small fire in the kitchen area that was extinguished by staff. Members removed the refrigerator unit that was on fire due to faulty wiring, ventilated the area and conducted a brief investigation. The alarm was reset and employees were escorted back into the area.



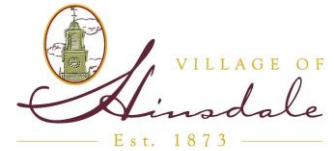
Hinsdale Fire Department – Monthly Report August 2019



- 19-2133** Members and Engine 84 and Medic 84 responded to the motor vehicle accident at 55th St. & County Line Rd. On arrival companies discovered an SUV (single driver) that had rolled over onto its side as well as a minivan (four occupants). Both vehicles were stabilized and the driver of the rolled vehicle was removed. All patients were evaluated and two (2) were transported to Hinsdale Hospital.
- 19-2162** Members and Engine 84 and Medic 84 responded to the single car accident at 55th St. & Madison. On arrival companies discovered that a woman in the passenger seat was pinned into the vehicle and required extrication. The passenger side door was removed by E84. She was treated for her injuries and transported to Hinsdale Hospital.
- 19-2196** Members responded to the reported full arrest at Manor Care. This was a witnessed arrest and members responded with two (2) Ambulances and the Engine for a total of all duty personnel responding (6 FF/PMs). While members worked very hard to regain a pulse, secure an airway, and provide aggressive ALS treatment, this patient did not survive. She was pronounced at the hospital 30 minutes post arrival. It should be noted total on scene time was less than 13 minutes.



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Training/Events

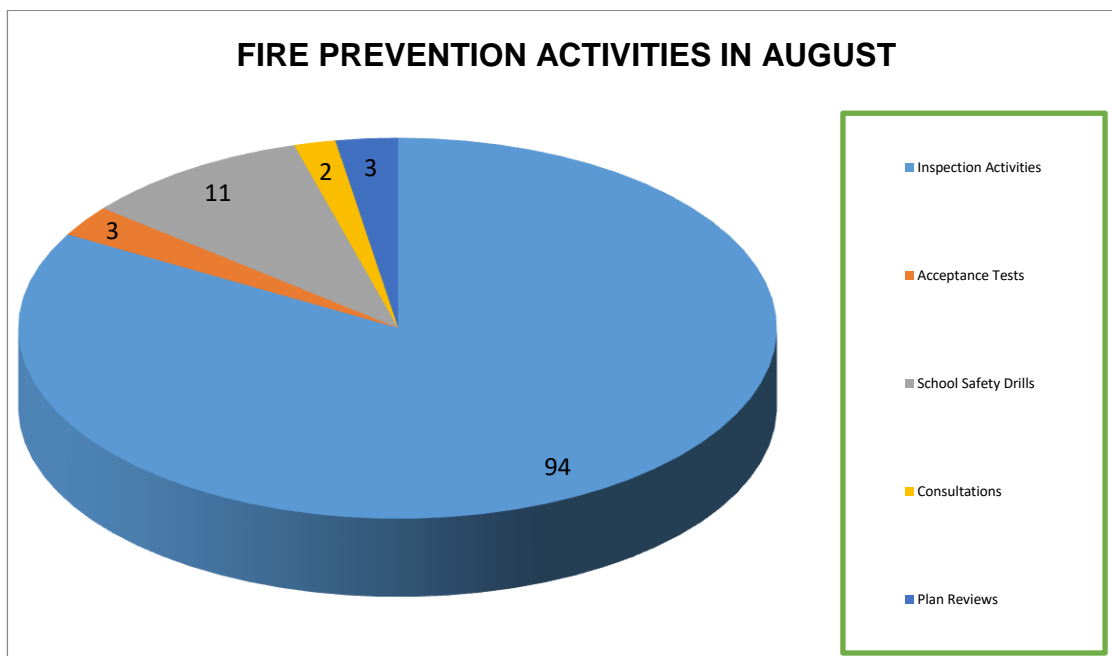
In addition to the daily training in EMS, Technical Rescue, Hazardous Materials, Firefighting, and vehicle checks, members completed the following specialized training:

- 8/6/2019 Capt. Neville and FF Niemeyer attended a Pub Ed detail in Oakbrook for the Oak Brook/Hinsdale National Night Out Event from 5 pm to 8pm.
- 8/7/2019 FF Baker taught HeartSaver CPR to Hinsdale Central High School Security Staff Members.
- 8/8/2019 Hazardous Materials team members attended a monthly drill on hot zone entry suits.
- 8/13/2019 Captain Carlson attended the Paramedic Coordinators Meeting.
- 8/10/2019 Captain Neville taught HeartSaver CPR at the Wellness House
- 8/13/2019 Capt. Neville taught CPR for Zion Lutheran Pre-school.
- 8/24/2019 Lt. Ziemer and FF McDonough attended a “*Touch a Truck*” event at KLM.



Public Education

The fire prevention bureau is responsible for conducting a variety of activities designed to educate the public, to prevent fires and emergencies, and to better prepare the public in the event a fire or medical emergency occurs.



Fire Prevention/Safety Education

- Attended DuComm's Chief Operations meeting on July 13th to review operational challenges with the new CAD system and to discuss the new station alerting system that will be rolled out in the fall of this year.
- Met with all of District 181 principals as well as the principals from St. Isaac Jogues and Hinsdale Junior Academy to set up safety drills for the start of the school year and to answer any questions they had pertaining to school safety. This was a combined effort between the fire and police departments.



**Hinsdale Fire Department – Monthly Report
August 2019**



Inspection Activities

August 2019 had a total of 113 Fire Inspection Activities:

Inspections 82

Initial (49)
Fire Alarm (31)
Occupancy (2)

Re-inspections 11

Acceptance Test 3

Sprinkler (3)

Knox Box Maintenance 1

Plan Reviews 3

Sprinkler (2)
Alarm (1)

Consultation 2

General (2)
Fire Alarm (1)

School Safety Drills 11

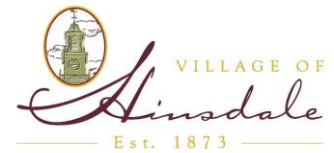
Fire Drills (5)
Lock Down Drills (2)
Severe Weather Drills (4)

There was \$4,970.00 of inspection fees forwarded to the Finance Department for the month of August.

The total inspection fees forwarded to the finance department for the fiscal year 2019-20 to date is \$15,270.00 at this time.



Hinsdale Fire Department – Monthly Report August 2019



The Survey Says...

Each month, the department sends out surveys to those that we provide service. These surveys are valuable in evaluating the quality of the service we provide and are an opportunity for improvement.

Customer Service Survey Feedback:

In the month of August, **31** Customer Service Surveys were mailed; we received **12** responses with the following results:

“Were you satisfied with the response time of our personnel to your emergency?”

Yes – 12/12

“Was the quality of service received?”

<i>“Higher” than what I expected – 11/12</i> <i>“About” what I expected – 1/12</i> <i>“Somewhat lower” than I had expected 0/12</i>
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Additional Survey Comments (direct quotes):

“We appreciate all HFD does for us and responded with amazing speed and care. They even stayed at the hospital to ensure I was situation prior to leaving. Thank you!”

“Wonderful!”

“Keep up the good work, thank you.”

“They were extremely efficient, responded quickly. A credit to Dept. I would like to thank them. They were professional, courteous in the finest tradition of first responders.”

“A bit more practice on installing IVs on people with bad veins LOL. Everyone was polite and professional 1st rate!”

“Very competent, helpful and greatly appreciated their professionalism.”

“Very prompt and professional.”

“The service was outstanding, your men should be commended for their aid! Thanks so much.”

“Many thanks!”