

DRAFT

**MINUTES
VILLAGE OF HINSDALE
ZONING AND PUBLIC SAFETY COMMITTEE MINUTES
SPECIAL MEETING
TUESDAY JANUARY 5, 2010
Memorial Hall
6:00 p.m.**

Present: Chairman Williams, Trustee LaPlaca, Trustee Angelo, Trustee Schultz

Absent: None

Also Present: Robert McGinnis, Acting Community Development Director

Chairman Williams called the meeting to order at 6:00 p.m.

Minutes – November 23, 2009

Trustee Schultz moved to approve the minutes as submitted for the November 23, 2009 meeting. Trustee LaPlaca seconded. The motion passed unanimously.

Referral to Plan Commission

Recommend referral to the Plan Commission for Review and Consideration of a Text Amendment to Sections 5-102 (permitted Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Professional, Home-Based, Supplemental Education Program Centers as Permitted Uses in the B-1 Community Business District*

Albert Bettuzzi, representative of Amazing Learners Inc., stated he would be more than happy to answer any questions the Committee members may have. Trustee LaPlaca questioned what type of tutoring would take place at this establishment. Mr. Bettuzzi stated this is more of a home based learning center and most of the work will take place at the student's home with reviews and questions answered taking place at the establishment. He stated typically parents would stay in the center while the students are working or walk around the shopping centers where these types of establishments are located. General discussion took place over the wording of the text amendment and if it should be altered to accommodate additional types of similar learning centers. The Committee members were also concerned if this would take from the tax base the Village relies on if more than one of these types of learning centers would take away tenant space away from other retailers. Chairman Williams stated if approved tonight the Plan Commission could address and discuss these issues and the ZPS Committee could use their discussions when this agenda item returns in the coming weeks.

Trustee Schultz motioned for the approval to recommend referral to the Plan Commission for review and consideration of a text amendment to sections 5-102 (permitted Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow professional, home-based, supplemental education program centers as permitted uses in the B-1 Community Business District. Trustee LaPlaca seconded. The motion passed unanimously.

Request for Board Action

Recommend Approval of an Ordinance Approving a Design Review Permit for Site Plan and Exterior Appearance Plan Modifications at 920 N. York Road**

Denice Bronis, representative of 920 N. York Road, discussed the changes that were made to the sign since the last Plan Commission meeting. Trustee LaPlaca motioned to recommend approval of an ordinance approving a design review permit for site plan and exterior appearance plan modifications at 920 N. York Road. Trustee Angelo seconded. The motion passed unanimously.

Recommend Approval of an Ordinance Approving Site Plans and Exterior Appearance Plans for Modifications to a Commercial Building at 48 S. Washington Street**

Trustee LaPlaca questioned if the applicant was looking for approval at this meeting in order to bypass the approval of a sign at a future time. Mr. McGinnis stated he would need to check with the Village Planner to confirm. Trustee Schultz stated these findings and recommendations were draft and would not be heard by the Board until a later date in which additional discussion could take place. Trustee Schultz motioned to recommend approval of an ordinance approving site plans and exterior appearance plans for modifications to a commercial building at 48 S. Washington Street. Trustee Angelo seconded. The motion passed unanimously.

Adjournment

With no further business to come before the Committee, Trustee LaPlaca motioned to adjourn. Trustee Angelo seconded. The meeting was adjourned at 6:11 p.m.


Respectfully Submitted,

DRAFT

Robert McGinnis
Acting Director of Community Development

Memorandum

To: Chairman Williams and Public Safety Committee

From: Robert McGinnis MCP, Building Commissioner 

Date: December 8, 2009

Re: **Community Development Department Monthly Report-November 2009**

In the month of November, the department issued 44 permits including two single family homes and two demolition permits. Revenue for the month came in at just under \$31,500. 361 inspections were done during the month and plan review turnaround is running under three weeks. There are approximately 82 applications in house including 7 single family homes and 5 commercial alterations. There are 40 permits ready to issue at this time.

The Engineering Division has continued to work with the Building Division in order to complete site inspections, monitor current engineering projects, support efforts to obtain additional state and federal funding, and respond to drainage complaint calls. In total, 110 site inspections were performed for the month of November by the division.

We currently have 41 vacant properties on our registry list. The department continues to get these registrations with two properties having been demolished and taken off of the vacant property list and new homes being built.

We will be attending field court for property maintenance issues for two half built homes 20 E. Ayres and 510 N. Clay St., and hope the outcome of court will help move the projects forward.

Our department secretary attended a two-day training seminar in Oak Brook on Microsoft Excel Basic and Excel Advanced 2003. The training afforded an opportunity to further her knowledge of the capabilities of Excel and applications that may be of benefit to the Community Development Department.

COMMUNITY DEVELOPMENT MONTHLY REPORT - November 2009

PERMITS	THIS MONTH	THIS MONTH LAST YEAR	FEEs	FY TO DATE	TOTAL LAST FY TO DATE
New Single Family Homes	2	1	\$ 9,128.65		
New Multi Family Homes	0	0	\$ -		
Residential Addns./Alts.	11	13	\$ 3,536.55		
Commercial New	0	0	\$ -		
Commercial Addns./Alts.	0	1	\$ -		
Miscellaneous	3	23	\$ 1,912.00		
Demolitions	2	3	\$ 6,000.00		
Total Building Permits	18	41	\$ 20,577.20	\$ 372,141.62	\$ 423,603.11
Total Electrical Permits	15	16	\$ 3,430.00	\$ 39,008.34	\$ 53,448.23
Total Plumbing Permits	11	4	\$ 7,470.00	\$ 68,713.20	\$ 95,199.44
TOTALS	44	61	\$ 31,477.20	\$ 479,863.16	\$ 572,250.78

Citations			\$1,500		
Vacant Properties			\$ 4,100.00	41	

INSPECTIONS	THIS MONTH	THIS MONTH LAST YEAR		FY TO DATE	TOTAL LAST FY TO DATE
Building Insp.	127	291			
Electric Insp.	29	86			
Plumbing Insp.	33	73			
Property Maint./Site Mgmt.	62	62			
Engineering Insp.	110	54			
TOTALS	361	566			

REMARKS:

VILLAGE OF HINSDALE - NOVEMBER 17, 2009 COURT CALL/RESULT

<i>Name</i>	<i>Ticket NO.</i>		<i>Location</i>	<i>Violation</i>	<i>Actual</i>
B&D Custom Builders, Ir	9795	Kelly	505 Morris Ln.	Violation of work hours	250
Cannavos-Duly, Lydia T	9792	Kelly	946 S. Garfield	Failure to maintain driveway	No Show
Centracchio, Anthony M	9752	Kelly	425 S. Grant	Accumulation of rubbish or garbage	No Show
George Adamczyk & Co	9799	Kelly	639 S. Garfield	Violation of work hours	500
Jasienczuk, Urszula	9784	Kelly	5659 S. Oak St.	Failure to maintain stormwater mgt. plan (erosion control)	No Show
Marquez, Enio A	9796	Kelly	422 Mills Rd.	Failure to obtain a permit	Continue 12-15
Modritckij, Zeonid	9747	Kelly	5801 S. Grant	Violatoin of Site Mgt. Stds. - dumpster overfilled	No Show
Sachi Construction	9780	Robb	534 Chestnut	Unlawful continuance	250
	9781	Robb	534 Chestnut	Unlawful continuance	250
Sheperd, Ted A	9800	Kelly	803 McKinley Ln.	Failure to obtain a permit	250
Suabaite, Jurga	9773	Kelly	224 S. Thurlow	Failed to remove 2nd div. Veh.	No Show
United Central Bank	9793	Kelly	20 E. Ayres	Counts 1-9 Property Maintenance Violations	Continue 12-1
	9794	Kelly	510 N. Clay St.	Colunts 1-6 Property Maintenance Violations	Continue 12-1

Fines assessed: 1500

STOP WORK ORDERS ASSESSED


Date	SWO Issued to	Address	Reason
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SWO assessed:

MONTHLY TOTAL: 1500

Memorandum

To: Chairman Williams and Public Safety Committee

From: Robert McGinnis MCP, Building Commissioner 

Date: January 5, 2010

Re: **Community Development Department Monthly Report-December 2009**

In the month of December, the department issued 56 permits including three single family homes and three demolition permits. Revenue for the month came in at just under \$60,000. 445 inspections were done during the month and plan review turnaround is running about three weeks. There are approximately 82 applications in house including 8 single family homes and 5 commercial alterations. There are 40 permits ready to issue at this time.

The Engineering Division has continued to work with the Building Division in order to complete site inspections, monitor current engineering projects, support efforts to obtain additional state and federal funding, and respond to drainage complaint calls. In total, 111 site inspections were performed for the month of November by the division.

We currently have 42 vacant properties on our registry list. The department continues to get these registrations with two properties having been demolished and taken off of the vacant property list and new homes being built.

COMMUNITY DEVELOPMENT MONTHLY REPORT - December 2009

PERMITS	THIS MONTH	THIS MONTH LAST YEAR	FEEs	FY TO DATE	TOTAL LAST FY TO DATE
New Single Family Homes	3	1	\$ 16,087.45		
New Multi Family Homes	0	0	\$ -		
Residential Addns./Alts.	11	6	\$ 14,142.35		
Commercial New	0	0	\$ -		
Commercial Addns./Alts.	3	1	\$ 855.00		
Miscellaneous	9	5	\$ 1,174.00		
Demolitions	3	2	\$ 9,000.00		
Total Building Permits	29	15	\$ 41,258.80	\$ 413,400.42	\$ 448,943.86
Total Electrical Permits	15	10	\$ 6,496.80	\$ 45,505.14	\$ 56,179.48
Total Plumbing Permits	12	9	\$ 11,520.90	\$ 80,234.10	\$ 100,114.04
TOTALS	56	34	\$ 59,276.50	\$ 539,139.66	\$ 605,237.38

Citations			\$250		
Vacant Properties			\$ 4,200.00	42	

INSPECTIONS	THIS MONTH	THIS MONTH LAST YEAR		FY TO DATE	TOTAL LAST FY TO DATE
Building Insp.	176	169			
Electric Insp.	47	48			
Plumbing Insp.	46	70			
Property Maint./Site Mgmt.	65	136			
Engineering Insp.	111	26			
TOTALS	445	449			

REMARKS:

VILLAGE OF HINSDALE - DECEMBER 15, 2009 COURT CALL/RESULT

<i>Name</i>	<i>Ticket NO.</i>	<i>Location</i>	<i>Violation</i>	<i>Actual</i>	
Brockman, Robert W	9787	Kelly	722 N. York Rd.	Counts 1-4 Property Maintenance Violations	No Show
Hallmark, Mikols LLC	9775	Kelly	606 S. Washington	Failure to maintain exterior of house	No Show
Marquez, Enio A	9796	Kelly	422 Mills Rd.	Failure to obtain a permit	No Show
Suabaite, Jurga	9773	Kelly	224 S. Thurlow	Failed to remove 2nd div. Veh.	No Show
Tofilovski, Nebojsa	9797	Kelly	611 The Lane	Illegal parking	250

Fines assessed: 250

STOP WORK ORDERS ASSESSED

Date	SWO Issued to	Address	Reason
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SWO assessed:

MONTHLY TOTAL: 250



**VILLAGE
OF HINSDALE** FOUNDED IN 1873

POLICE DEPARTMENT 789-7070
FIRE DEPARTMENT 789-7060
121 N. M. SYMONDS DRIVE

**FIRE AND POLICE
SERVICES
MONTHLY REPORT**

December 2009



***Hinsdale Fire Department
Monthly Report
December 2009***



Emergency Response

In December, the Hinsdale Fire Department responded to a total of 218 requests for assistance for a total of 2,408 responses this calendar year. There were 50 simultaneous responses and 4 train delays this month. The responses are divided into three (3) basic categories as follows:

<i>Type of Response</i>	<i>December 2009</i>	<i>% of Total</i>	<i>December 2008</i>
Fire: (Includes activated fire alarms, fire and reports of smoke)	74	34%	94
Ambulance: (Includes ambulance requests, vehicle accidents and patient assists)	87	40%	80
Emergency: (Includes calls for hazardous conditions, rescues, service calls and extrications)	57	26%	84
Simultaneous: (Responses while another call is on- going. Number is included in total)	50	23%	77
Train Delay: (Number is included in total)	4	1.8%	3
Total:	218	100%	258

Year to Date Totals

Fire: 776 Ambulance: 1033 Emergency: 599

2009 Total: 2,408

2008 Total: 2,601

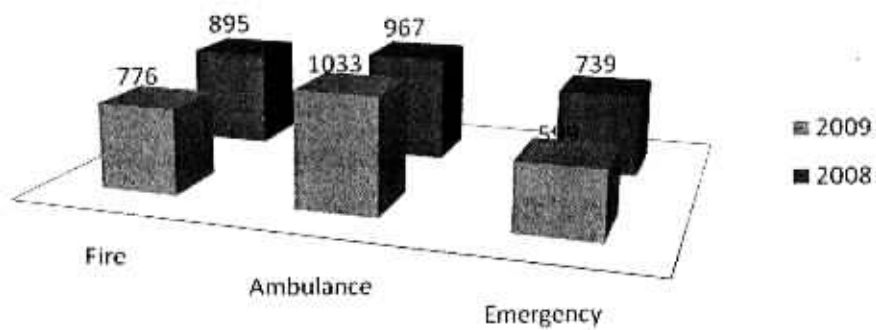


Hinsdale Fire Department Monthly Report December 2009

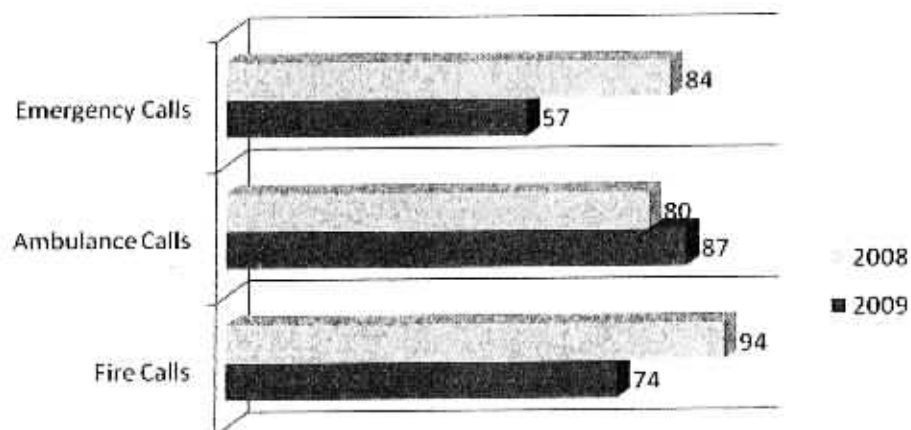


Emergency Response

Type of Responses Year to Date



Total Calls for December



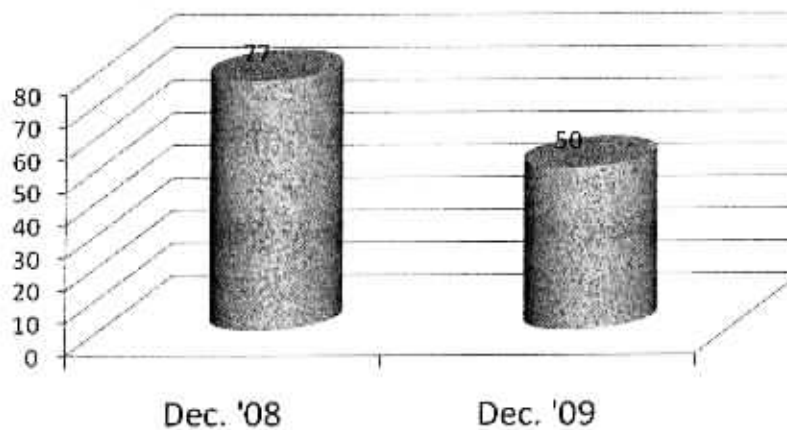


***Hinsdale Fire Department
Monthly Report
December 2009***

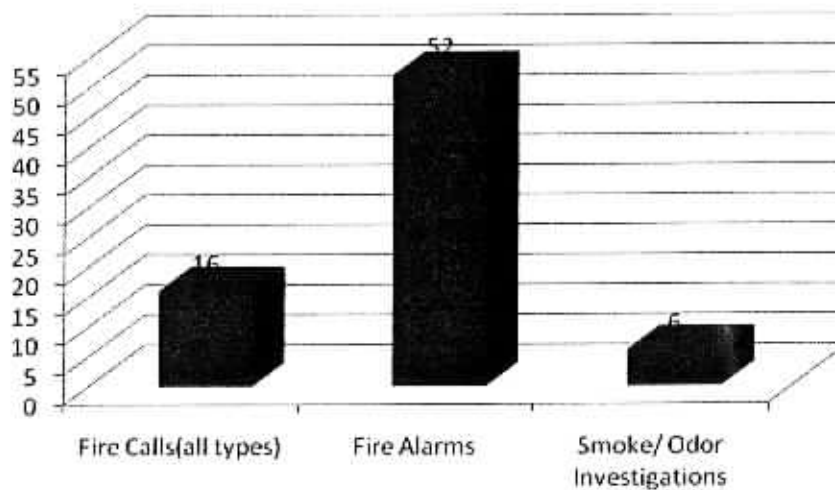


Emergency Response

Simultaneous Calls



Distribution of Fire Related Calls



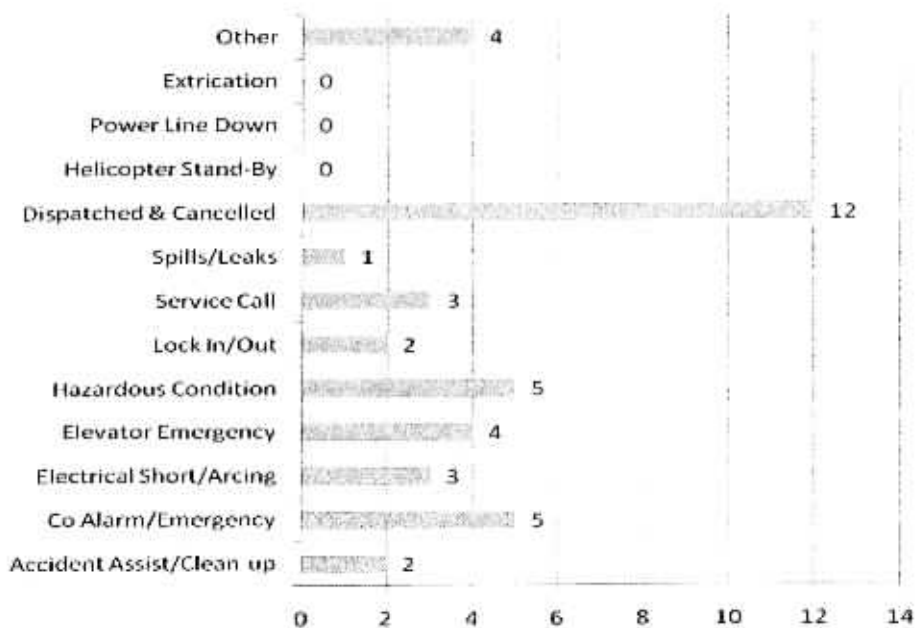


Hinsdale Fire Department Monthly Report December 2009

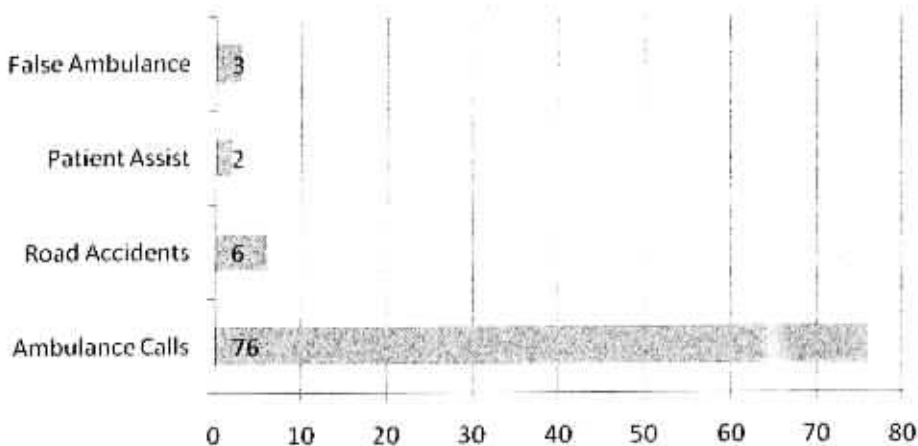


Emergency Response

Disribution of Emergency Related Calls



Distribution of EMS Related Calls





Hinsdale Fire Department Monthly Report December 2009



Incidents of Interest

- On December 4th, the Department provided assistance to the Darien-Woodridge Fire Protection District with a truck company for their house fire.
- On December 7th, the Department assisted the Clarendon Hills Fire Department with a truck company, Chief Officer and an investigator for their house fire.
- On December 9th, the Department responded to 140 N. County Line Rd for smoke coming from a closet. Members found clothing stored too close to a light bulb resulting in smoldering of the clothing.
- On December 11th, the Department provided assistance to the Lisle-Woodridge Fire Protection District with an engine company for their apartment building fire.
- On December 14th, the Department responded to 641 N. Washington for the report of smoke in the residence. Members discovered a fire in the basement ceiling and extinguished the fire and provide salvage and overhaul in the area. Damage was estimated at \$60,000.
- On December 17th, the Department responded to 49 ½ S. Washington for the smell of something burning. Members found lint that was burning in a dryer vent on the second floor. The hazard was removed and the smoke ventilated from the building.
- On December 18th, the Department responded to the Adventist Academy for a fire alarm activation. On arrival, members discovered a small fire in the kitchen that a teacher had extinguished. The school was evacuated and members removed the smoke.
- On December 19th, the Department responded to 733 Jefferson for a garage fire. On arrival the interior of the garage was fully involved in fire. Members extinguished the fire and investigated the cause. The fire damaged the entire garage and a vehicle that was inside.



***Hinsdale Fire Department
Monthly Report
December 2009***



Incidents of Interest

- On December 19th, the Department provided assistance to the Downers Grove Fire Department with an ambulance and an investigator for their house fire.
- On December 22nd, the Department provided assistance to the Tri-State Fire Protection District with a truck company and a Chief for their house fire in Darien.
- On December 22nd, the Department responded to I-294 North for an accident with injuries. Four individuals required medical attention with three patients transported to local hospitals. Pleasantview Fire Protection District assisted with an ambulance.
- On December 23rd, the Department provided assistance to the Oak Brook Fire Department with an ambulance for their accident on I-294 at I-88.
- On December 24th, the Department responded to 245 E. Chicago Ave for the house fire. On arrival, members found smoke and fire from the exterior of the house that involved a light fixture. The area was exposed and the fire was contained to the area of origin.
- On December 28th, the Department responded to 719 N. Elm for a reported kitchen fire. On arrival, members found that the homeowner had extinguished the fire. The damage was limited to the stove and adjacent cabinets.



***Hinsdale Fire Department
Monthly Report
December 2009***



Training/Events

In December, the members of the Hinsdale Fire Department continued their scheduled fire and EMS training.

Training highlights for the month of December consisted of:

- Members utilized a demolition house at 416 N. Madison to practice various firefighting techniques and life safety procedures.
- Duty shifts toured the downtown business district and preplanned for emergencies at various buildings while identifying means of egress that could be used by a Rapid Intervention Team in the event of a trapped firefighter..
- Department members reviewed the protocols for the treatment of burn victims.
- Fireground tactics were discussed, especially the importance of checking the rear of any occupancy that is on fire.
- Members took advantage of the high school winter break and utilized the science wing at Hinsdale Central to practice search and rescue techniques.
- Forcible entry techniques were reviewed as shift members toured the exterior of the Amling's building and identified different types of doors and windows that might need to be forced in the event of an emergency.
- Members reviewed the policies on EMS patient transports and the importance of good documentation on patient care reports
- Members reviewed the topics of flashover, helicopter landing procedures and how propane tanks react in fire situations.
- Haz- Mat Team members and Technical Rescue Team members participated in their monthly training through MABAS Division 10.



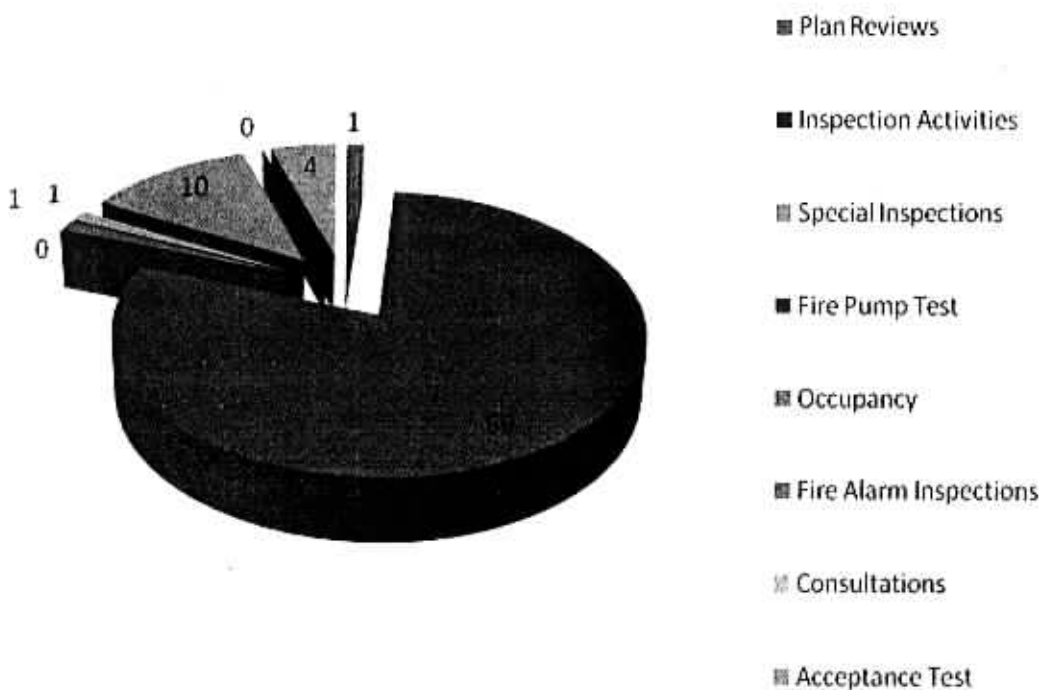
Hinsdale Fire Department Monthly Report December 2009



Prevention Activities

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.

Prevention Activities in December



Fire Prevention/Safety Education:

- On December 1st, members assisted a scout group by providing first aid education and a tour of the station and equipment.



Hinsdale Fire Department Monthly Report December 2009



The Survey Says...

Each month, the department sends out surveys to those that we provide service to. These surveys are valuable in evaluating the quality of the service we provide and are an opportunity for improvement.

Customer Service Survey Feedback:

We received 14 responses in the month of December with the following results:

Were you satisfied with the response time of our personnel to your emergency?

Yes- 14/14

Was the quality of service received-

"Higher" than what I expected- 8/14

"About" what I expected- 6/14

Miscellaneous Comments:

"The firemen were great- friendly, helpful and stayed until I was comfortable everything had been resolved. A great group of people."

"2 very friendly gentlemen. They made my son feel @ ease during a somewhat "scary" situation for him (4 years old). He was choking on a chip, but it went down before they arrived- they came in to check him anyway. Made him feel very comfortable."

"I appreciate the quick response. There was every chance he would have died if the response was slower. Thank You !!!"

"We were fortunate that the men located the fire quickly and we appreciate their skill and service. They did a fine job."



POLICE SERVICES MONTHLY REPORT

December 2009

PRESENTATIONS

DECEMBER – 2009

D.A.R.E. (DRUG ABUSE RESISTANCE EDUCATION)

December 4	6 classes	Hinsdale Middle School
December 7, 14	6 classes	St. Isaac Jogues School

The Junior High D.A.R.E. Program is a ten-lesson program that is presented in all eighth grade classrooms in Hinsdale Public and Parochial Schools. Topics include making good decisions, consequences, decision-making, drug, alcohol, tobacco awareness and resistance.

D.A.R.E. (DRUG ABUSE RESISTANCE EDUCATION)

December 1, 15	6 classes	The Lane School
December 7, 14	6 classes	St. Isaac Jogues School
December 2, 9, 16	9 classes	Madison School
December 11	2 classes	Oak School

A thirteen-week D.A.R.E. Program is presented in all fifth grade classrooms in Hinsdale Public Schools and in sixth grade classrooms in the Hinsdale Parochial Schools. Topics include making good decisions, consequences and alcohol, drug, tobacco awareness and resistance.

On December 1, 2009, Officer Coughlin gave a presentation on Personal Safety to more than 20 employees at the Hinsdale Surgical Office at 908 North Elm. Topics covered were safety when arriving and leaving work, when shopping, when running or walking in your neighborhood and lastly identity theft.

On December 2, 2009, Officer Coughlin attended the DJOA board meeting in Wheaton. Topics covered were Juvenile Legal Update, the upcoming training meetings, membership, website and topics for the fall conference training.

On December 7, 2009, Officers Coughlin, Keller and Rauen attended a Peer Jury coordinators meeting at the Downers Grove Township office. Topics covered were the 2010 Bailiff schedule, the cost for offenders to participate in Peer Jury, checking on past offenders to see if they have re-offended and recruitment and training for new jurors.

On December 8, 2009, Officers Coughlin, Keller, Rauen and officers from Clarendon Hills, Oak Brook and Darien taught the Alive at 25 defensive driving course to more than 125 students in the Drivers Education program at Hinsdale Central High School.

On December 8, 2009, Officer Coughlin and Clarendon Hills Police Officer Talerico attended a Drive Right demonstration at Clarendon Hills Middle School. This program is geared towards Middle school students and deals with making good choices when getting in a car with friends, parents or others who may have been drinking or taking drugs.

On December 9, 2009, Officer Coughlin met with a citizen to register her daughter for the Special Needs Program. Officer Coughlin assisted them in filling out an application and took photos of them to be entered in to our database.

On December 11, 2009, Officer Coughlin presented the 8th grade D.A.R.E. Graduation at Hinsdale Middle School. Officer Coughlin arranged to have two teen patients from Cornell Interventions speak with the students. The two teen patients spoke of their former drug, alcohol and gang involvement and advised the graduates not to get involved with any of these. The teens then answered many questions from the eighth graders. Darien K-9 Officer Stutkie then brought his German Shepard partner Thor into the school and explained the training and role of his dog. They also did a presentation where Thor found pseudo drugs that were hidden around the stage. Jane Herron, a social worker from Hinsdale Middle School, also spoke with the students about some of her past life experiences with drugs and peer pressure. Lastly, Chief Bloom then addressed the graduates and certificates were handed out to the students.

On December 16, 2009, Officer Coughlin attended the District 181 Safety Committee meeting at Clarendon Hills Middle School. Topics covered were the progress of secure entrances at the schools under construction, upcoming table top trainings and scheduling lockdown training for custodians and substitute teachers.

On December 21, 2009, Officer Coughlin and Fire Inspector Talerico met with Sue Kamuda and Asst. Superintendent Mark Tichnor at the District 181 building to discuss the upcoming lockdown training for all the substitute teachers district wide.

On December 21, 2009, Officer Coughlin attended the Region III D.A.R.E. meeting at the Streamwood Police Department. Topics covered were the upcoming training at the State meeting, Rapid Response for the lone officer at a school, DARE PowerPoint presentations for classroom use and a teen CERT program. A bowling fundraiser was also discussed for the region to assist D.A.R.E. events.

On December 28 & 30, Officer Coughlin met with Officer Rick Talerico and Fire Inspector McElroy to work on lockdown training for the substitute teachers, and then on scenarios for table top training.

On December 2, 9, 16, 2009, Officer Coughlin presented the Eighth Annual Citizen Police Academy. Topics covered these weeks were a K-9 demonstration, DUMEG (DuPage Metropolitan Enforcement Group) presentation, Interviewing and Interrogation, a Mock Crime Scene where participants had a chance to lift fingerprints, search for evidence and clues, interview suspects to determine what happened at the crime scene, K-9 demonstration, S.W.A.T., and the Gun range. Lastly participants were taught how to use a handgun and were able shoot at a target on the range.

On December 4, 11, 18, 2009, Officer Coughlin walked the Business District monitoring the behavior of middle school students. Officer Coughlin spoke with teens, shoppers, business owners and handled any incidents related to the students.

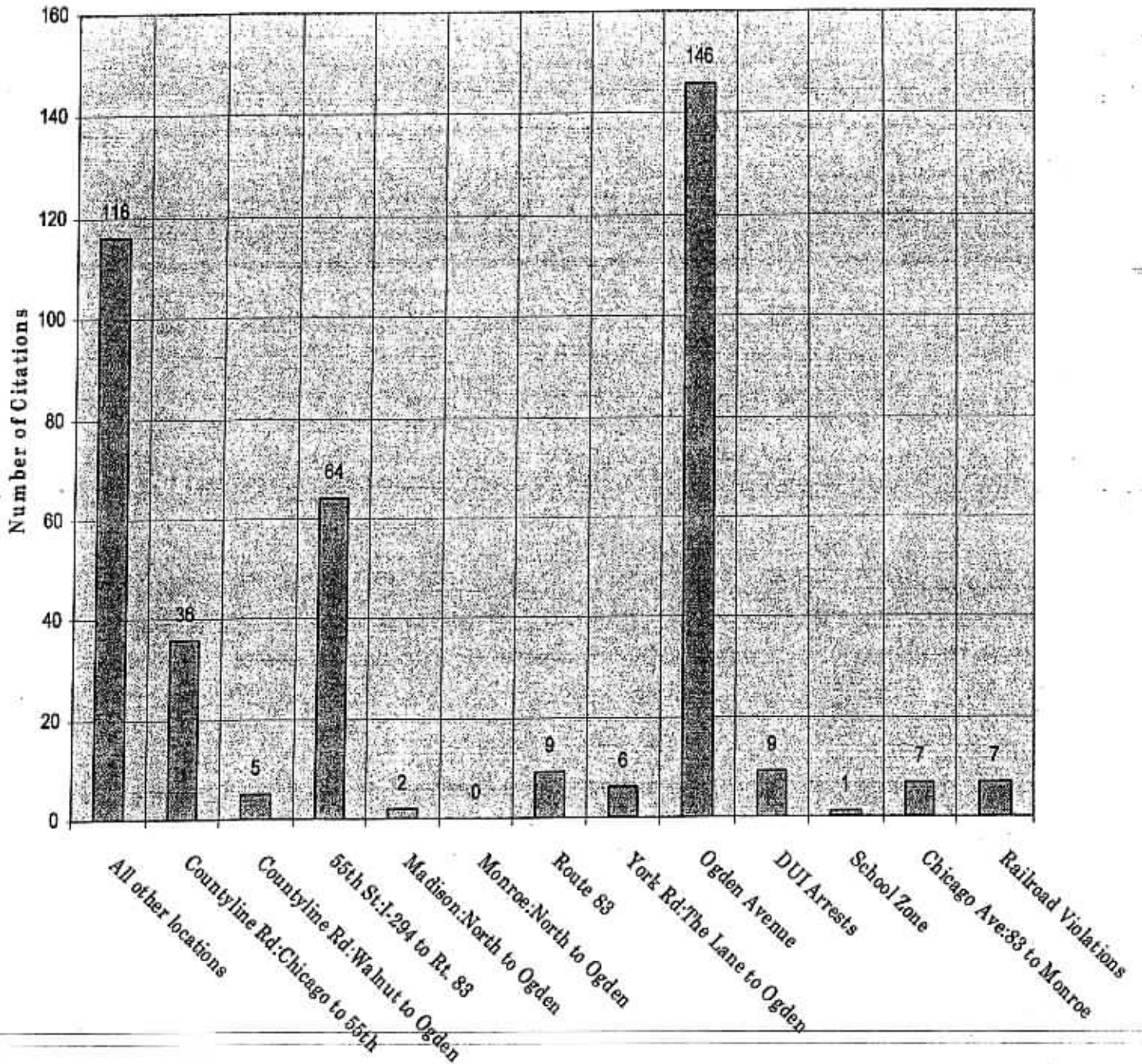
On December 2, 7, 10, 15, 16, 29, 30, 31, 2009, Officer Coughlin and supervised four offenders from the S.T.A.A.T. program performing community service.

Submitted by:

Officer Michael Coughlin
Crime Prevention/D.A.R.E./Juvenile

Detective Joseph Rauen
Detective/Juvenile Officer

Hinsdale Police Department
Selective Enforcement Citation Activity
 December 2009



TRAFFIC ENFORCEMENT — DECEMBER 2009

* Includes Citations and Warnings

	This Month	This Month Last Year	YTD	Last YTD
Speeding	146	116	1843	1627
Disobeyed Traffic Control Device	20	37	358	295
Improper Lane Usage	35	13	392	386
Insurance Violation	13	21	288	307
Registration Offense	27	15	331	298
Seatbelt Violation	12	73	509	776
Stop Signs	78	65	793	444
Yield Violation	18	11	193	164
No Valid License	5	1	39	50
Railroad Violation	10	0	60	32
Suspended/Revoked License	7	3	84	70
Other	112	95	1803	1596

Investigations Division Summary

December 2009

- On December 4, 2009, a 46-year-old Oak Park man was charged with one count of **Criminal Trespass to Residence**. The male is alleged to have entered a formerly-owned residence by him without permission. The male posted bond and was released.
- On December 20, 2009, a 22-year-old Hinsdale man was charged with one count of **Theft of Labor or Services**. The male is alleged to have taken a cab from the city of Chicago to Hinsdale. Upon arrival in Hinsdale, the intoxicated male told the driver he was going into a house to get cash for the fare. Once the male left the cab, he allegedly ran from the driver. The male was later apprehended. The male later stated he was being held captive by the cab driver, but could not provide an answer why this went unreported to the police. The male was released on bond.

Submitted by Erik Bernholdt
Detective Sergeant

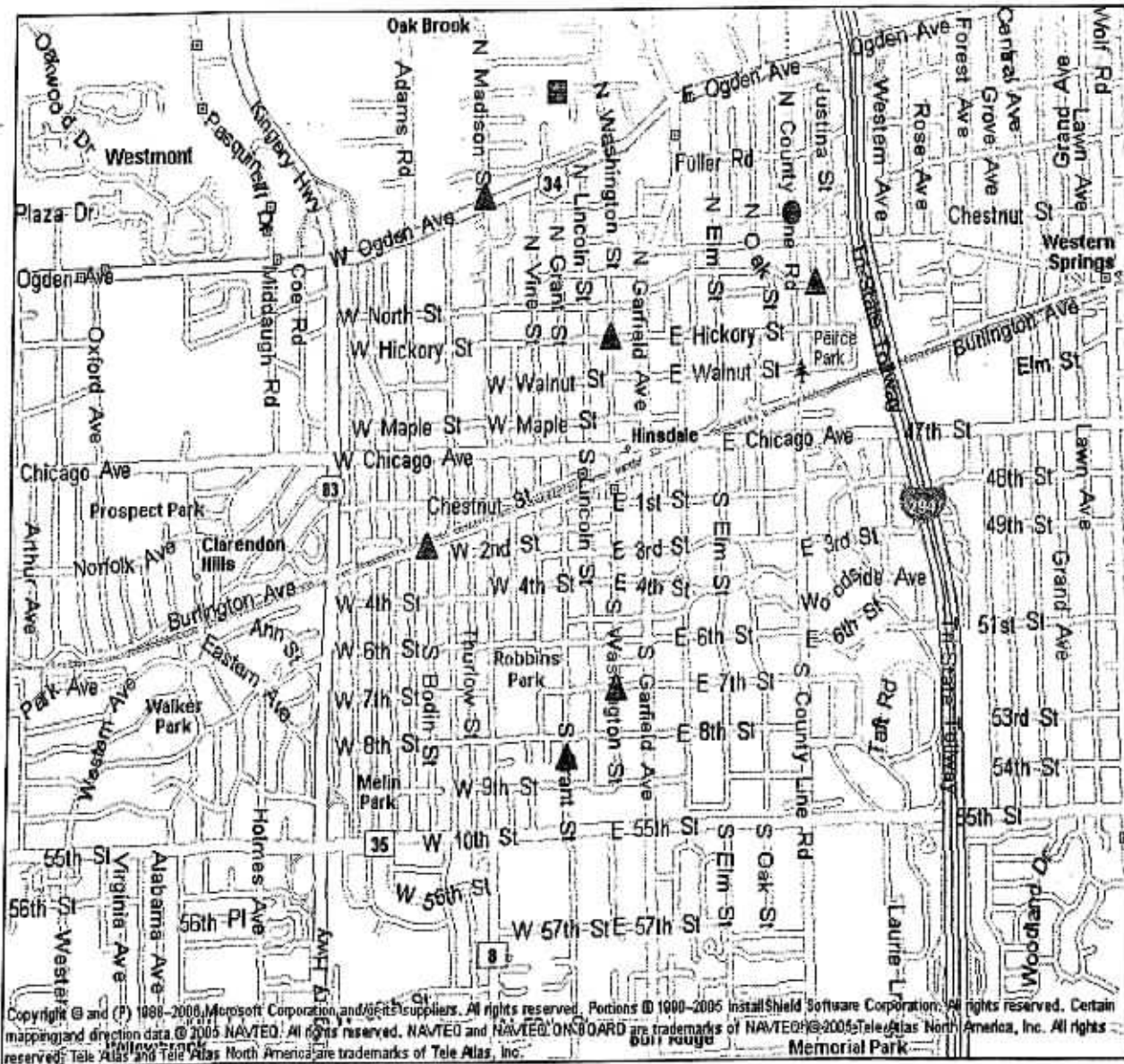
SERVICE CALLS SUMMARY—DECEMBER 2009




	This Month	This Month Last Year	This Year to Date	Last Year To Date	% CHANGE
Sex Crimes	0	0	4	4	0
Robbery	1	0	4	6	-33
Assault/Battery	0	5	34	38	-11
Domestic Violence	7	14	114	128	-11
Burglary	1	0	17	16	6
Residential Burglary	6	2	22	33	-33
Burglary from Motor Vehicle	1	2	66	53	25
Theft	9	12	172	174	-1
Retail Theft	0	1	26	47	-45
Identity Theft	2	2	28	27	4
Auto Theft	1	1	4	11	-64
Arson/Explosives	0	0	1	3	-67
Deceptive Practice	1	2	18	11	64
Forgery/Fraud	3	3	29	33	-12
Criminal Damage to Property	7	6	133	118	13
Criminal Trespass	2	3	34	36	-6
Disorderly Conduct	1	5	38	44	-14
Harassment	4	20	114	157	-27
Death Investigations	4	1	8	12	-33
Drug Offenses	2	1	40	42	-5
Minor Alcohol/Tobacco Offenses	2	0	26	36	-28
Juvenile Problems	18	23	294	280	5
Reckless Driving	2	6	51	58	-12
Hit and Run	13	15	75	94	-20
Traffic Offenses	11	4	110	108	2
Motorist Assist	35	56	266	251	6
Abandoned Motor Vehicle	2	1	10	8	25
Parking Complaint	21	24	290	386	-25
Auto Accidents	64	93	618	683	-10
Assistance to Outside Agency	20	18	177	228	-22
Child Seat Inspections	3	7	48	68	-29
Traffic Incidents	7	6	76	103	-26
Well-being Check	9	9	118	91	30
Noise complaints	3	2	88	92	-4
Vehicle Lockout	53	41	402	412	-2
Fire/Ambulance Assistance	97	118	1186	1302	-9
Alarm Activations	97	165	1138	1388	-18
Open Door Investigations	7	7	59	48	23
Lost/Found Articles	9	10	164	205	-20
Runaway/Missing Persons	2	1	66	42	57
Suspicious Auto/Person	37	50	511	542	-6
Disturbance	11	13	166	164	1
911 hangup/misdial	19	54	405	601	-33
Animal Complaints	21	28	331	360	-8
Citizen Assists	20	30	260	306	-15
School Crossings	33	42	562	789	-29
Solicitors	5	0	53	66	-20
Community Contacts	27	34	287	56	413
Curfew/Truancy	2	3	42	18	133
Other	77	16	501	362	38

Hinsdale Police Department

BURGLARIES

DECEMBER 2009



-  **Motor Vehicle Burglaries**
-  **Burglaries**
-  **Residential Burglaries**

MONTHLY OFFENSE REPORT

December 2009

CRIME INDEX	This Month	This Mo. Last Yr	Yr. to Date	Last Yr. to Date
1. Criminal Homicide	0	0	0	0
2. Criminal Sexual Assault/Abuse	0	0	1	3
3. Robbery	1	0	4	6
4. Assault and Battery, Aggravated	0	0	1	3
5. Burglary/Residential	8	3	39	73
6. Theft	12	6	226	145
7. Auto Theft	1	0	4	1
8. Arson	0	0	1	2
TOTALS	22	9	276	283

Hinsdale Police Department
Training Summary
December 2009

- The following officers—Davenport, Washburn, Huckfeldt, Kowal, Maraviglia, Holecek, Homolka, Parnitzke, and Krefft—completed their monthly **Radio Room Refresher Training**; this training is conducted in a two-hour block.
- TCOs Hogan and Krivanec completed their **TCO Critical Incident Preparedness Monthly Checklist**.
- All Officers completed their monthly legal update. Topics covered were **New Laws; Campus Police Officers—Traffic Regulation and Control, Electronic Interception of Communication—Exemptions, Criminal Accountability, Criminal Conspiracy, Disorderly Conduct—Threats Against Schools, Mob Action, Obstruction Identification, Possession of Unsterilized or Vicious Dogs by Felons, Theft by Deception—Rent, Abandoned Newborns, Burglary & Robbery—Enhanced Penalty, Concealment of Homicidal Death, Child Abduction, Kidnapping, Sexual Relations Within Families, Trafficking in Persons & Involuntary Servitude, Electronic Communication Devices, False or Secret Compartment in a Vehicle, Uninsured Motor Vehicles—Bodily Harm, Unlawful Display of Disability License Plates or Parking Decals/Device, Wireless Devices—School Zones, Unlawful Use of Weapons—Enhanced Penalties for Violations, Unlawful Sale of Firearms to Felons, Use of Firearm in the Commission of an Offense.**
- December 1, 2009 – Sergeant Cogger attended a seminar presented by the Chicago U.S. Drug Enforcement Administration and DEA HQ's Washington titled **DEA, Presentation on Pharmaceutical Prescription Drugs**.
- December 1-3, 2009 – Deputy Chief Wodka and Officer Ramos attended **Arrest, Search, & Seizure for Sergeants and Lieutenants**. NEMRT was the sponsor of this training.
- December 2, 2009 – Sergeant Bernholdt, Officers Leuver, Rauen, Keller, and Susmarski attended a seminar on **Warrants**. The West Suburban Chiefs Association sponsored this training.
- December 3, 2009 – Sergeant Lamb and Officer Yehl attended a seminar hosted and taught by members of the Felony Investigative Assistance Team, titled **Activating Fiat**.
- December 3, 2009 – Officers Hayes and Holecek attended the **Taser Electronic Control Devices Instructor Course**. ~~Both officers are current instructors; they were obtaining their re-certification.~~
- Decembers 6 & 20, 2009 – Officers Hayes and Lillie attended their monthly **FIAT/SWAT** training.

- December 7-11, 2009 – Deputy Chief Wodka attended a seminar titled **Practical Street Leadership**. NEMRT was the sponsor for this seminar. Officer Hayes attended this one-day class on December 7, 2009.
- December 14, 2009 – Sergeant Cogger and Officer Parnitzke attended a seminar presented by the Illinois Department of Transportation titled, **2009 Illinois Traffic Safety Challenge "How-To" Seminar**.
- December 15 & 16, 2009 – TCO Hogan attended a training seminar titled **Upcoming CAD Upgrade and Training**. Motorola taught this training.
- December 16, 2009 – Officer Rauen attended a class on **DNA Recovery**. Lombard PD sponsored this class.
- December 16, 2009 – Hinsdale Police Department sponsored a training course titled **Stress Management**. Deputy Chief Kent Williams of Bartlett PD, was the instructor. The following officers – Keller, Bernholdt, Susmarski, Rauen, Lennox, Holecek, Maraviglia, Homolka, Krefft, Kowal, Washburn, and Simpson – attended the class.
- All sworn officers received a copy of Roll Call News November/December 2009. Linda S. Pieczynski, Attorney at Law, is the author.
- During the month of November the following officers successfully completed the **Law Enforcement Agency's Data System Less Than Full Access Computer Based Training**. State Police sponsored the class.

December 12, 2009 Huckfeldt
 December 17, 2009 Lamb and Yehl

Submitted by:

Mark Mandarino, Sergeant
Training Coordinator



Traffic Information Summary December 2009

Railroad Education and Enforcement

The Hinsdale Police Department completed the PEERS railroad enforcement grant for the year 2009. The scope of the grant was to keep a steady education/enforcement pattern throughout the year, rather than loading a single month with strong enforcement manpower. In addition, we added more details with officers on foot, to enforce pedestrian violations. The grant presented three complementary phases, which included: education of the public with safety messages, positive reinforcement of appropriate behavior, and aggressive, high-visibility enforcement strategies.

The police department hosted 54 details (132 hours) to target railroad enforcement. The enforcement included officers on foot to enforce pedestrian violations and mobile units to enforce motor vehicle traffic. The enforcement phase followed the education blitz, and officers assigned to the enforcement details issued 36 citations and 19 warnings for violations. Overall, the participation of the Hinsdale Police Department in this campaign has been very successful in promoting an environment of rail safety in the community.

Intersection / Speed Studies

Officer Lillie completed an analysis on current selective enforcement locations for speed enforcement. These locations have previously been identified with unusual speeds and warrant additional police presence. The Hinsdale Police Department currently monitors eight (8) selective enforcement locations. Officer Lillie's study recommended that the location of 57th street between Grant and Madison be removed due to normal speed tendencies. The police department uses the 85th percentile category of speed to determine if any additional measures are warranted for both engineering and enforcement. This area did not meet our benchmark number of 6.25mph of the posted speed limit.

Schools

Officer Lillie added a traffic control sign at the intersection of Fuller/Elm. The sign displays "Do Not Block Crosswalk". Vehicles tend to queue into the crosswalk during pick-up for the Lane School. The sign is intended to keep cars out of the crosswalk so the crossing guard can assist pedestrians.

Officer Lillie distributed law-updates for cell phone use to Oak and Monroe Schools. The updates are effective January 1, 2010. No driver is allowed to use a cellular telephone while operating a vehicle in a school zone.

Commercial Motor Vehicles/ Other Inspections

The Hinsdale Police Department continues to monitor and approve overweight and oversized vehicle permits. During the month of December, Officer Lillie approved two overweight permits.

The Hinsdale Police Department conducted four safety seat inspections during the month of December. The year-end summary showed that the police department conducted 53 total inspections. Only one of these previously-installed seats was installed correctly.

Parking Space Review

Officer Lillie received an inquiry regarding a meter space at 35 South Garfield. A tenant was concerned that the parking space created visibility issues. The driveway at 35 South Garfield is unique in that the apron of the driveway is on a downward grade. In addition, the lot and exit(s) are elevated due to the geography. A reasonable motorist has time to assess traffic prior to reaching the downward grade on this apron. I navigated both of these exit/entrances on two separate occasions while vehicles were parked in the meter spaces. On both occasions, I did not feel that the parked cars changed my driving behavior. I recommended that the space remain status quo.

Officer Thomas Lillie #224
Traffic Safety/Information

Manual on Uniform Traffic Control Devices Warrants

December 2009

The following warrants should be met prior to installation of a **two-way stop sign**:

1. Intersection of a less important road with a main road where application of the normal right-of-way rule would not be expected to provide reasonable compliance with the law;
2. Street entering a through highway or street;
3. Unsignalized intersection in a signalized area; and/or
4. High speeds, restricted view, or crash records indicate a need for control by the STOP sign (defined by 5 or more collisions within a 12-month period).

The following warrants should be met prior to the installation of a **Multiway stop sign**:

1. Where traffic control signals are justified, the multiway stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the installation of the traffic control signal.
2. A crash problem, as indicated by 5 or more reported crashes in a 12-month period, that is susceptible to correction by a multiway stop installation. Such crashes include right-turn and left-turn collisions as well as right-angle collisions.
3. Minimum volumes:
 - a. The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day, and
 - b. The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour, but
 - c. If the 85th-percentile approach speed of the major-street traffic exceeds 65 km/h or exceeds 40 mph, the minimum vehicular volume warrants are 70 percent of the above values.
4. Where no single criterion is satisfied, but where Criteria 2, 3.a, and 3.b are all satisfied to 80 percent of the minimum values. Criterion 3.c is excluded from this condition.

Option:

Other criteria that may be considered in an engineering study include:

1. The need to control left-turn conflicts;
2. The need to control vehicle/pedestrian conflicts near locations that generate high-pedestrian volumes;
3. Locations where a road user, after stopping, cannot see conflicting traffic and is not able to reasonably safely negotiate the intersection unless conflicting cross traffic is also required to stop; and
4. An intersection of two residential neighborhood collector (through) streets of similar design and operating characteristics where multiway stop control would improve traffic operational characteristics of the intersection.

The following warrants must be met prior to the installation of a **Yield sign**:

1. On a minor road at the entrance to an intersection where it is necessary to assign right-of-way to the major road, but where a stop sign is not necessary at all times, and where the safe approach speed on the minor road exceeds 10 miles per hour;
2. On the entrance ramp to an expressway where an acceleration ramp is not provided;
3. Within an intersection with a divided highway, where a STOP sign is present at the entrance to the first roadway and further control is necessary at the entrance between the two roadways, and where the median width between the acceleration lane; and
4. At an intersection where a special problem exists and where an engineering study indicates the problem to be susceptible to correction by use of the YIELD sign.

December 2009 Collision Summary

All Collisions at Intersections

LOCATION	This Month	Last 12 Months	Last 5 Years
Garfield & Fourth	2	2	9
Garfield & Hinsdale	1	4	34
Grant & Fourth	1	1	2
Lincoln & Chestnut	1	1	3
Monroe & Maple	1	1	1
Oak & Chicago	1	5	35
Oak & The Lane	1	2	3
Park & Walnut	1	1	1
Vine & Chicago	1	1	2
Vine & Maple	1	1	3
Washington & First	1	1	10
York & Ogden	2	5	132

Right-Angle Collisions at Intersections

Collisions of this type are considered when reviewing MUTCD Warrants

LOCATION	This Month	Last 12 Months	Last 5 Years
Garfield & Fourth	2	2	6
Garfield & Hinsdale	1	4	14
Garfield & Symonds	1	2	3
Lincoln & Chestnut	1	1	3
Monroe & Maple	1	1	1
Oak & Chicago	1	4	14
Oak & The Lane	1	2	2
Park & Walnut	1	1	1
Vine & Maple	1	1	3
York & Ogden	1	2	40

Contributing Factors and Collision Types

Contributing Factors:

Failure to Yield	1	Private Property	10
Improper Backing	5	Hit & Run:	7
Failure to Reduce Speed	8	Crashes at Intersections	16
Following too Closely	3	Personal Injury	1
Driving Skills/Knowledge	0	Pedestrian	0
Improper Passing	1	Bicyclist	0
Too Fast for Conditions	7	<u>TOTAL CRASHES</u>	<u>54</u>
Improper Turning	1		
Disobeyed Traffic Control Device	3		
Improper Lane Usage	2		
Had Been Drinking	1		
Weather Related	6		
Vehicle Equipment	0		
Unable to Determine	5		

Parking Citations — December 2009

PARKING CITATIONS BY LOCATION

		This Month	This Month Last Year	YTD	Last YTD
Chestnut Lot	<i>Commuter Permit</i>	35	16	323	240
Highland Lot	<i>Commuter Permit</i>	12	7	127	130
Village Lot	<i>Commuter Permit</i>	30	32	482	517
Washington Lot	<i>Merchant Permit</i>	34	48	596	521
Hinsdale Avenue	<i>Parking Meters</i>	284	341	3743	4575
First Street	<i>Parking Meters</i>	287	309	3466	3239
Washington Street	<i>Parking Meters</i>	329	427	4609	5241
Lincoln Street	<i>Parking Meters</i>	26	24	416	521
Garfield Lot	<i>Parking Meters</i>	123	145	1670	2054

VIOLATIONS BY TYPE

	This Month	This Month Last Year	YTD	Last YTD
Parking Violations				
METER VIOLATIONS	1054	1261	14042	14048
HANDICAPPED PARKING	14	27	137	164
NO PARKING 7AM-9AM	23	12	270	210
NO PARKING 2AM-6AM	178	148	1163	1302
PARKED WHERE PROHIBITED BY SIGN	125	78	850	786
NO VALID PARKING PERMIT	54	60	754	1340
Vehicle Violations				
VILLAGE STICKER	63	35	1169	856
REGISTRATION OFFENSE	55	77	804	396
VEHICLE EQUIPMENT	28	76	142	199
Animal Violations	0	6	123	216

Youth Bureau Summary

December 2009

On 12/2/09, two students at Hinsdale Central were seen stealing an order of chicken nuggets from the cafeteria. At first the students lied about taking the food, but after review of the security video, they changed their story and admitted to taking it. Both students were first time offenders and were given Peer Jury for their actions.

On 12/5/09 at approximately 9:43pm, while an officer was on patrol, he observed a car on the side of the road with a male juvenile standing on the outside of the car. As the officer pulled closer it appeared that the juvenile was urinating. The officer stopped to talk with the juvenile and discovered the juvenile was under the influence of alcohol. The juvenile was arrested and he agreed to participate in the STAAT Diversionary Program.

On 12/12/09, officers were dispatched to a residence for a possible domestic battery that occurred. The juvenile was a 15-year-old male who battered his mother and another person in the house and then took off running. There have been numerous problems at this house and the male juvenile is battling mental issues. When officers came in contact with the male juvenile, he admitted what he did. The male juvenile agreed to go to Hinsdale Hospital to be evaluated.

On 12/20/09, at approximately 11:52pm, an officer observed two female juveniles walking south on York Road by Ogden Avenue. When the officer confronted them, they stated they didn't realize it was past curfew. The officer took them into custody and returned them back to their parents. I spoke with both of their parents; they were released without charged.

On 12/22/09 at approximately 9:27pm, officers were dispatched to a possible burglary in progress. The complainant advised us that people were going in and out of their neighbor's house; the neighbors were out of town on vacation. Upon officers arrival, they observed numerous people running from the house. They also located numerous people within the house. They located two female juveniles inside the house who were taken into custody along with other adult male and females. The people who were taken into custody advised us that the homeowner's son gave them the garage code and advised them they could use the house while they are gone. The investigating detective advised me that he is still speaking with the homeowners regarding trespassing charges against the group that was arrested on the 22nd.

Submitted by:

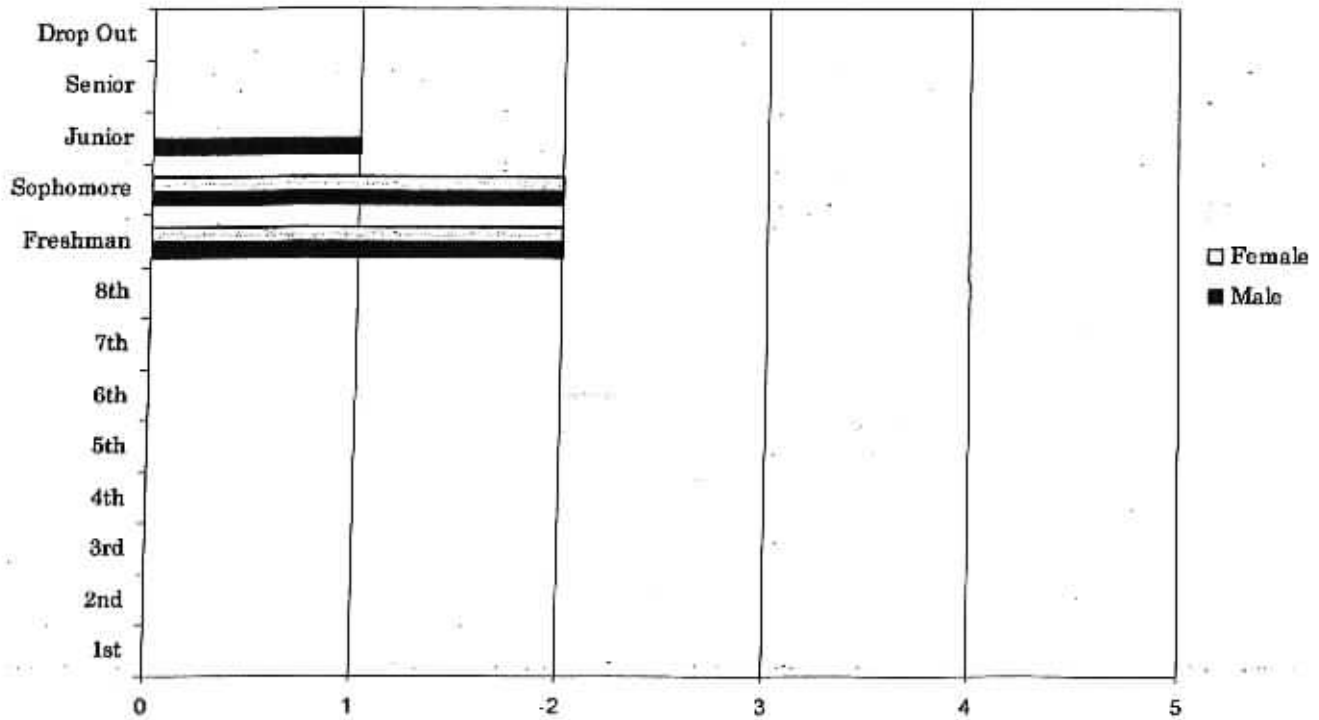
Officer Joseph Rauen
Detective/Youth Officer

Hinsdale Police Department

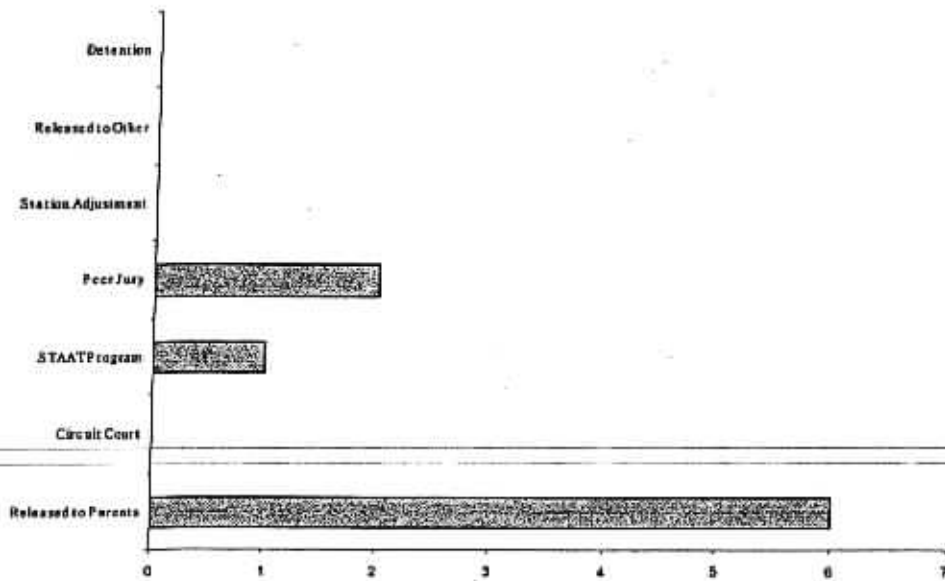
Juvenile Monthly Report

December-09

AGE AND SEX OF OFFENDERS

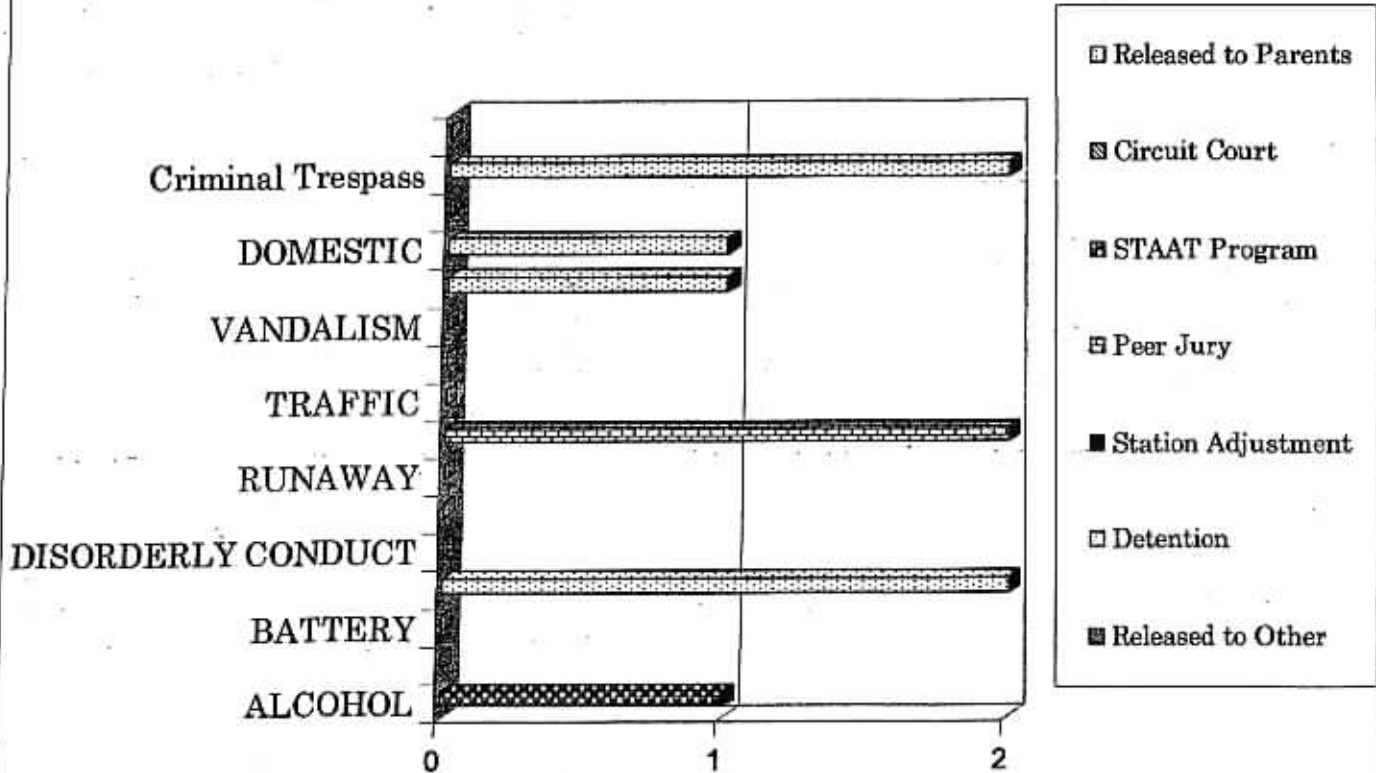


DISPOSITION OF CASES

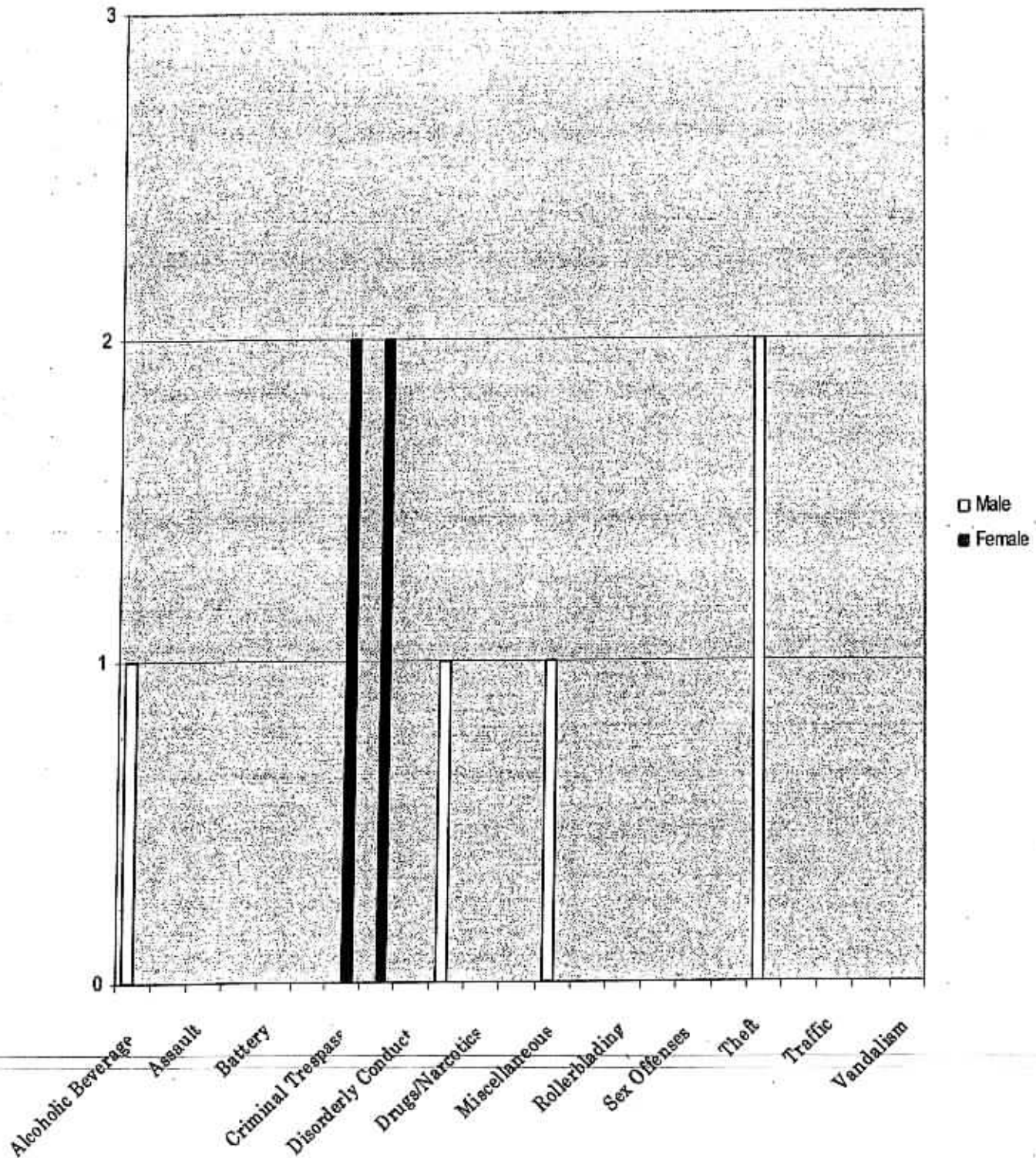


Hinsdale Police Department
JUVENILE MONTHLY REPORT—continued
December 2009

DISPOSITION BY OFFENSE TYPE



Hinsdale Police Department
Juvenile Monthly Offenses Total Offenses by Offense Type
 December 2009





**VILLAGE
OF HINSDALE** FOUNDED IN 1873

POLICE DEPARTMENT 789-7070
FIRE DEPARTMENT 789-7060
121 N. M. SYMONDS DRIVE

**FIRE AND POLICE
SERVICES
MONTHLY REPORT**

November 2009



Hinsdale Fire Department Monthly Report November 2009



Emergency Response

In November, the Hinsdale Fire Department responded to a total of 204 requests for assistance for a total of 2190 responses this calendar year. There were 47 simultaneous responses and 2 train delays this month. The responses are divided into three (3) basic categories as follows:

<i>Type of Response</i>	<i>November 2009</i>	<i>% of Total</i>	<i>November 2008</i>
Fire: (Includes activated fire alarms, fire and reports of smoke)	62	30.4%	48
Ambulance: (Includes ambulance requests, vehicle accidents and patient assists)	95	46.6%	66
Emergency: (Includes calls for hazardous conditions, rescues, service calls and extrications)	47	23%	41
Simultaneous: (Responses while another call is on- going. Number is included in total)	47	23%	34
Train Delay: (Number is included in total)	2	.98%	3
Total:	204	100%	155

Year to Date Totals

Fire: 702 Ambulance: 946 Emergency: 542

2009 Total: 2,190

2008 Total: 2,343

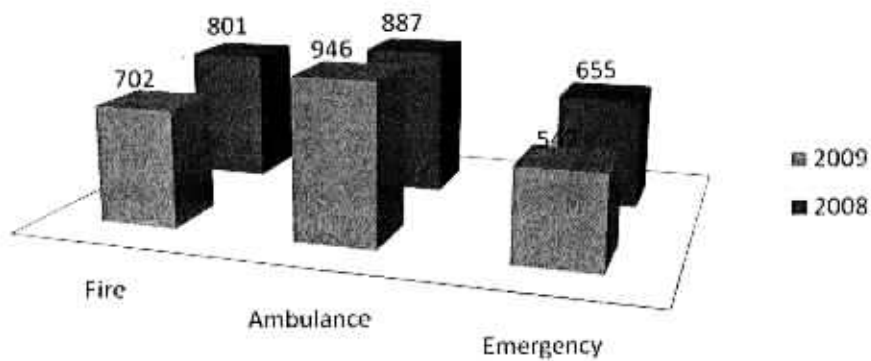


Hinsdale Fire Department Monthly Report November 2009

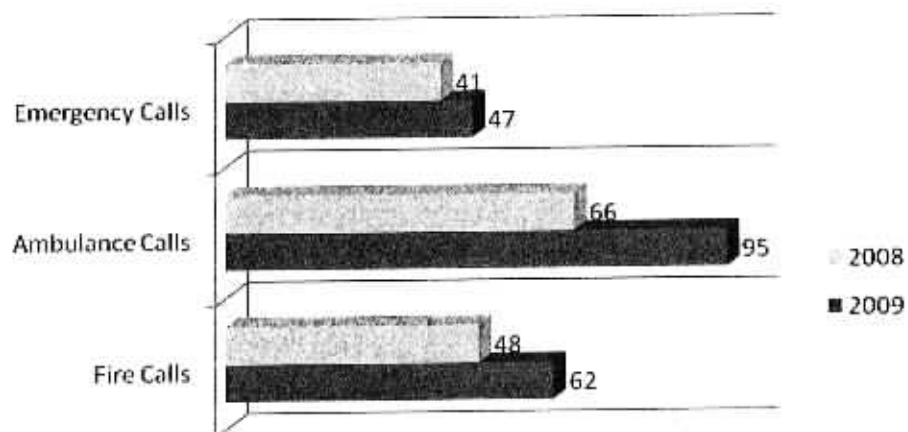


Emergency Response

**Type of Responses
Year to Date**



Total Calls for November



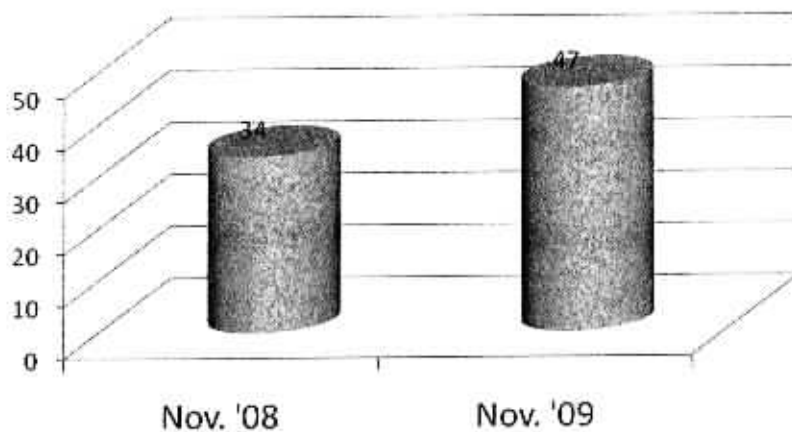


***Hinsdale Fire Department
Monthly Report
November 2009***

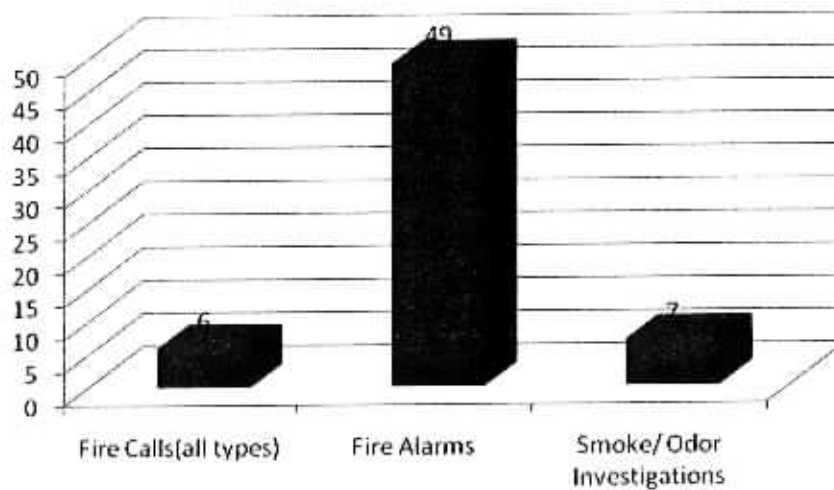


Emergency Response

Simultaneous Calls



Distribution of Fire Related Calls



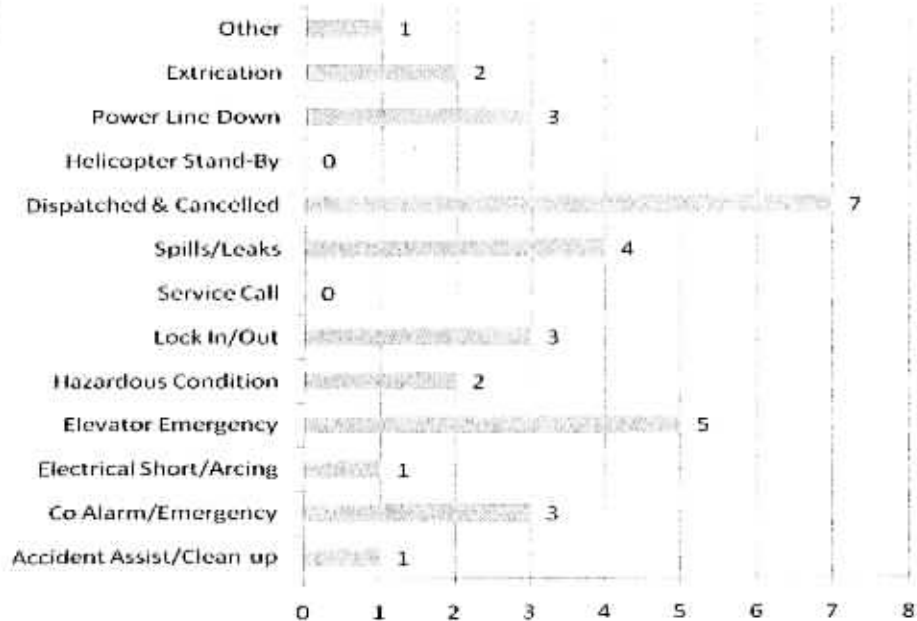


Hinsdale Fire Department Monthly Report November 2009

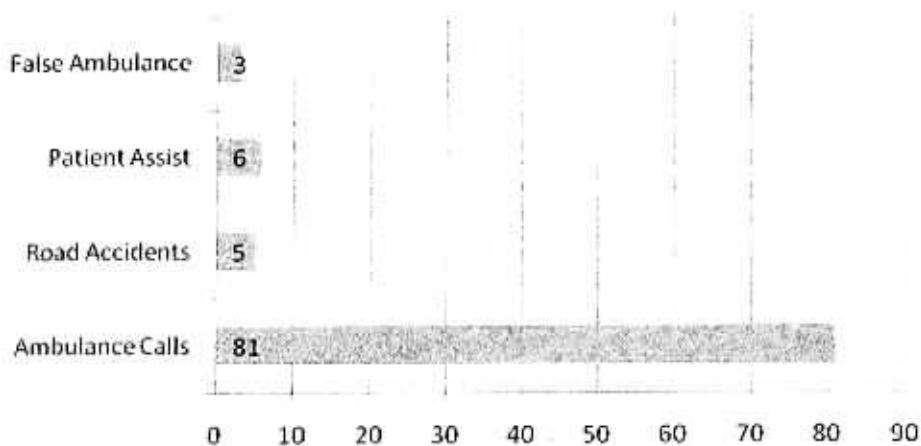


Emergency Response

Distribution of Emergency Related Calls



Distribution of EMS Related Calls





***Hinsdale Fire Department
Monthly Report
November 2009***



Incidents of Interest

- On November 1st, the Department responded to the Unitarian School for a small fire. The fire was extinguished and caused approximately \$3,000.00 in damage. It was determined that the cause of the fire was suspicious and turned over to the Police Department for investigation.
- On November 4th, the Department responded to 11 Salt Creek Lane for a brush fire. The fire involved leaves and shrubbery and caused damage to lawn mowing equipment.
- On November 5th, the Department responded to the BP Station at York and Ogden for a car fire. The fire did not extend beyond the vehicle and caused approximately \$3,000.00 in damage.
- On November 10th, the Department responded to a construction site on East Sixth Street for a medical emergency. An ill construction worker was removed from the scaffolding at the construction site and transported to the Hospital.
- On November 15, the Department assisted the Clarendon Hills Fire Department with a chimney fire at a residence.
- On November 20th, the Department assisted the Pleasantview Fire Protection District with an engine company for their fire at a factory in Hodgkins.
- On November 30th, the Department assisted the Western Springs Fire Department with an engine company for their residential kitchen fire.



***Hinsdale Fire Department
Monthly Report
November 2009***



Training/Events

In November, the members of the Hinsdale Fire Department continued their scheduled fire and EMS training.

Training highlights for the month of November consisted of:

- Firefighters Noon, Majewski and Schaberg completed and passed the requirements to become Fire Apparatus Engineers.
- All shifts conducted search and rescue drills using the "in-house" maze at the fire station.
- The paramedics completed the monthly continuing education on the new Standard Operating Procedures from the Good Samaritan EMS System.
- The technical rescue team members conducted refresher drills for the shift members on ropes and knots, equipment hauling and patient packaging techniques.
- The monthly EMS drill was conducted on the treatment of patients with severe bleeding or signs of shock .
- A PowerPoint program on hazards a firefighter may encounter in a home and methods of remedying these hazards was reviewed by the senior firefighters.
- Department officers reviewed Department and Village policies as part of an annual review.
- Members continued with area familiarization this month while operating Department apparatus.



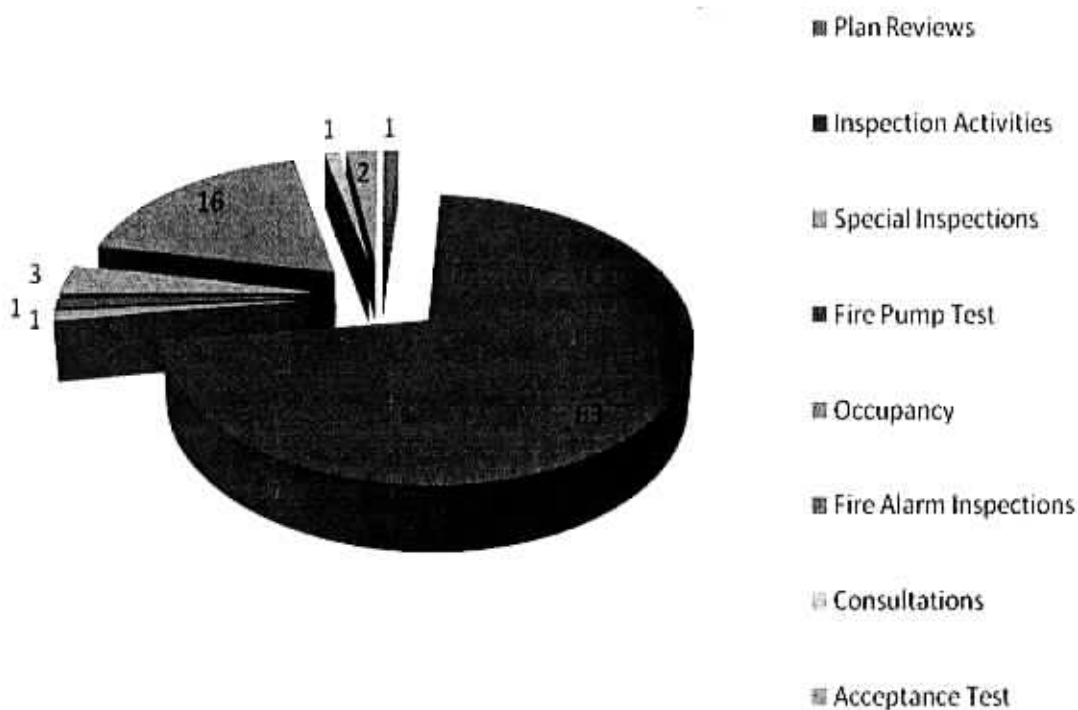
Hinsdale Fire Department Monthly Report November 2009



Prevention Activities

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.

Prevention Activities in November



Fire Prevention/Safety Education:

- On November 14th, Department members assisted a local Scout Group by providing education so they could achieve a merit badge.
- On November 21st and 24th, the Department held CPR classes for healthcare providers and the public.



Hinsdale Fire Department Monthly Report November 2009



The Survey Says...

Each month, the department sends out surveys to those that we provide service to. These surveys are valuable in evaluating the quality of the service we provide and are an opportunity for improvement.

Customer Service Survey Feedback:

We received 27 responses in the month of November with the following results:

Were you satisfied with the response time of our personnel to your emergency?

Yes- 25/27

Not completed- 2/27

Was the quality of service received-

"Higher" than what I expected- 26/27

"About" what I expected- 1/27

Miscellaneous Comments:

"My mother was VERY pleased with all aspects of the service provided by your staff. She is most appreciative of the care and compassion demonstrated."

"All aspects of your response and actions were of the highest quality! Thank You!"

"I wish to thank Fire Captain McCarthy for his kind and efficient help. We can be proud of our Fire Department with people of his caliber serving. Thank You Mr. McCarthy."

"This Department is wonderful!"



POLICE SERVICES MONTHLY REPORT

November 2009

PRESENTATIONS

NOVEMBER—2009

D.A.R.E. (DRUG ABUSE RESISTANCE EDUCATION)

November 5, 6, 19, 20	18 classes	Hinsdale Middle School
November 2, 9, 16, 23, 30	15 classes	St. Isaac Jogues School

The Junior High D.A.R.E. Program is a ten-lesson program that is presented in all eighth grade classrooms in Hinsdale Public and Parochial Schools. Topics include making good decisions, consequences, decision-making, drug, alcohol, tobacco awareness and resistance.

D.A.R.E. (DRUG ABUSE RESISTANCE EDUCATION)

November 3, 10, 17	9 classes	The Lane School
November 2, 9, 16, 23, 30	15 classes	St. Isaac Jogues School
November 18	3 classes	Madison School

A thirteen-week D.A.R.E. Program is presented in all fifth grade classrooms in Hinsdale Public Schools and in sixth grade classrooms in the Hinsdale Parochial Schools. Topics include making good decisions, consequences and alcohol, drug, tobacco awareness and resistance.

On November 2, 2009, Officer Coughlin presented training on Police Operations and Police Academy for Law Enforcement Explorer Post.

On November 2, 2009, Officer Rauen attended a Child Abduction Investigation class at the LaGrange Park police department. The class advised officers how to handle and investigate reported child abductions.

On November 3, 2009, Officer Coughlin spoke with five sixth grade classes at Hinsdale Middle School about bullying, teasing and acting appropriate towards their classmates.

On November 4, 2009, Officer Coughlin spoke with five sixth grade classes at Hinsdale Middle School about bullying, teasing and acting appropriate towards their classmates.

On November 4, 2009, Officer Coughlin met with a few residents at their home to register them for our Special Needs Program. Officer Coughlin assisted them in filling out an application and took photos of them to be entered in to our database.

On November 4, 2009, Officer Coughlin gave a station tour to a group of fifteen cub scouts from St. Isaac Jogues.

On November 5, 2009, Officer Coughlin met with parents and their two daughters concerning problems with underage alcohol consumption.

On November 11, 2009, Officer Rauen met with a female juvenile, and her parents, who was arrested for underage drinking and was going through the STAAT diversionary program.

On November 11, 2009, Officer Coughlin was interviewed by a student from Hinsdale Central High School on texting and driving. The student was researching for a paper in their English class.

On November 11, 2009, Officer Coughlin was interviewed by a student from Hinsdale Central High School on Legalization of Marijuana. This student was also researching for a paper in their English class.

On November 12, 2009, Officer Rauert met with a juvenile, and their parents, who was arrested for underage drinking and was going through the STAAT diversionary program.

On November 16, 2009, Officer Coughlin conducted an Explorers meeting at the Hinsdale Police Department.

On November 17, 2009, Officer Rauert attended an Interview and Interrogation class at KLM Lodge. The class was designed to teach officers how to detect deception from people that they are interviewing.

On November 18, 2009, Officer Coughlin attended the District 181 Safety Committee meeting at Clarendon Hills Middle School. Topics covered were the progress of secure entrances at the school under construction, upcoming table top trainings and scheduling lockdown training for custodians and substitute teachers.

On November 19, 2009, Officer Rauert participated in the voluntary physical fitness test. Officer Rauert along with a few other officers did a wide variety of tests to test their fitness. Officer Rauert passed with the gold standard.

On November 24, 2009, Officer Coughlin presented training on the new Alive at 25 curriculum for Officer Keller at Hinsdale Central High School. Both officers then worked on setting up Alive at 25 classes on 12/08/09 for all the students in Drivers Education classes at Hinsdale Central High School.

On November 27, 2009, Officer Coughlin and Officer Rauert assisted in the Christmas Walk in downtown Hinsdale. Officers spoke with many parents and their children, answering questions and handing out stickers.

On November 30, 2009 Officer Coughlin conducted a meeting for the Explorers. Officer Coughlin gave a presentation on the operations of a police vehicle and had a chance to observe officers shooting on the range and to learn about gun safety.

On November 4, 11, 18, 2009, Officer Coughlin presented the Eighth annual Citizen Police Academy. Topics covered these weeks were Investigations, Evidence Technician, Identity Theft, and White Collar Crimes. The class also learned how to look for, dust and lift fingerprints at a crime scene. Officer Rauert was an instructor for these different categories.

On November 6, 20, 2009, Officer Coughlin and Officer Rauert walked the Business District monitoring the behavior of middle school students. Officers spoke with shoppers, business owners and handled any incidents related to the students.

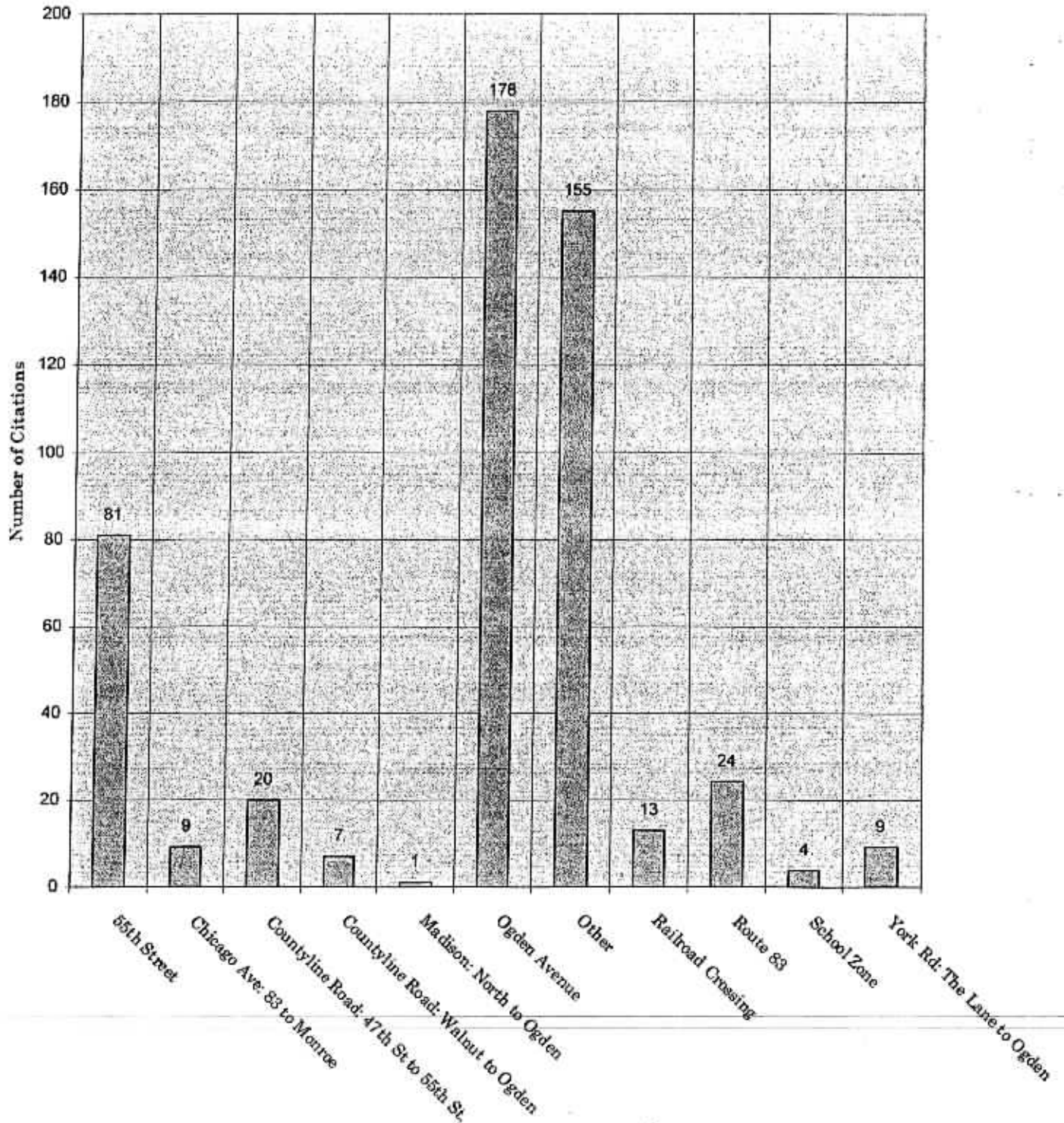
On November 2, 7, 10, 15, 2009, Officer Coughlin and Officer Rauén supervised four offenders from the S.T.A.A.T. program performing community service.

Submitted by:

Officer Michael Coughlin
Crime Prevention/D.A.R.E./Juvenile

Officer Joseph Rauén
Detective/Juvenile Officer

Hinsdale Police Department
Selective Enforcement Citation Activity
 November 2009



Hinsdale Police Department
TRAFFIC ENFORCEMENT

November 2009

** Includes Citations and Warnings*

	This Month	This Month Last Year	YTD	Last YTD
Speeding	175	164	1697	1511
Disobeyed Traffic Control Device	41	25	338	258
Improper Lane Usage	41	24	357	373
Insurance Violation	27	31	275	286
Registration Offense	45	28	304	283
Seatbelt Violation	18	88	497	703
Stop Signs	73	39	715	379
Yield Violation	18	11	175	153
No Valid License	4	3	34	49
Railroad Violation	4	2	50	32
Suspended/Revoked License	7	9	77	67
Other	112	138	1691	1501

Investigations Division Summary

November 2009

- On November 13, 2009, a 19-year-old Chicago man was charged with one count of **Theft**. The male allegedly removed the purse of a female restaurant patron after she left the restaurant he was working at. Inside the purse was the female victim's cell phone which was equipped with GPS. The female victim checked her phone online, and discovered the location of the missing phone via GPS. Detectives checked employee's addresses with that of the location of the missing phone. One employee happened to be an exact match to the location of the missing phone. When confronted by Detectives, the male turned over the purse and its contents. The male posted bond and was released.
- On November 16, 2009, a 36-year-old Hinsdale woman was charged with one count of **Retail theft**. The female allegedly entered a downtown area business, and concealed numerous pieces of jewelry. The female was released after posing bond.
- On November 16, 2009, a 17-year-old Hinsdale man was charged with one count of **Theft** and twenty counts of **Criminal Defacement of Property** for numerous incidents which occurred in July 2009. The male allegedly spray painted houses, cars, signs, playground equipment, pool property, and a church. The male turned himself in on a warrant, posted bond, and was released.
- On November 18, 2009, a 35-year-old Oak Lawn woman was charged with one count of **Harassment by Telephone**. The female allegedly made a phone call in which she threatened to do harm to the other person. The female posted bond and was released.
- On November 20, 2009, a 36-year-old Lombard man was charged with one count of **Theft**. The male is alleged to have removed property from a former employer's office building. The male was released on bond.
- On November 23, 2009, a 17-year-old Hinsdale man was charged with one count of **Theft** and twenty counts of **Criminal Defacement of Property** for numerous incidents which occurred in July 2009. The male allegedly spray painted houses, cars, signs, playground equipment, pool property, and a church. The male turned himself in on a warrant, posted bond, and was released.
- On November 24, 2009, a 17-year-old Hinsdale man was charged with one count of **Theft** and twenty counts of **Criminal Defacement of Property** for numerous incidents which occurred in July 2009. The male allegedly spray painted houses, cars, signs, playground equipment, pool property, and a church. The male turned himself in on a warrant, posted bond, and was released.

- On November 25, 2009, a 42-year-old Lombard man was charged with one count of **Unlawful Possession of a Controlled Substance** and one count of **Possession of Drug Paraphernalia**. Detectives had been investigating this subject as being involved in a Burglary to a downtown business that occurred in May 2009. The items discovered during the investigation were sent to the lab for analysis in May. The results were positive for cocaine. A warrant was obtained and the subject surrendered himself.
- On November 27, 2009, Detectives closed a case involving a gypsy type ruse entry to an elderly couple. In early November, the elderly couple had been approached by a lone male about a leak in their basement. While in the basement, an unknown number of persons entered the residence and removed jewelry. Detectives worked with an Illinois State Police gypsy crimes specialist. The likely offenders could not be identified in a photo lineup, but they did provide restitution in the amount of the jewelry taken.
- On November 27th, 2009, a 17-year-old Hinsdale man was charged with one count of **Theft** and one count of **Possession of Drug Paraphernalia**. The male is alleged to have entered a home and removed a coffee jar full of coins. While investigating the case, officers found the male with the coffee jar and several hundred dollars in cash. The male stated he had just converted the coins into cash. The male was released on bond.

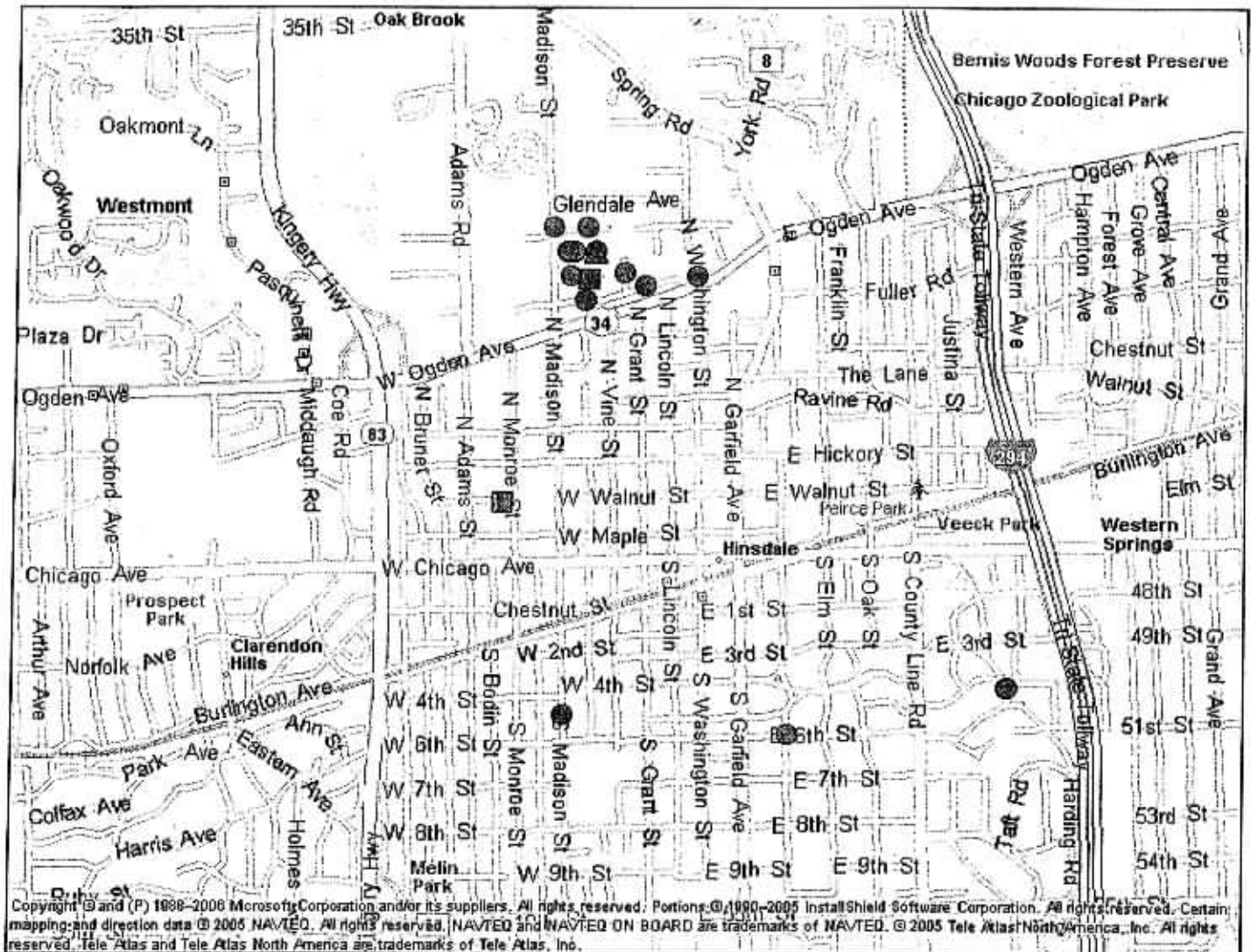
*Submitted by Erik Bernholdt
Detective Sergeant*

Service Calls Summary — November 2009

	This Month	This Month Last Year	This Year to Date	Last Year To Date	% CHANGE
Sex Crimes	0	0	4	4	0
Robbery	0	0	4	6	-33
Assault/Battery	1	4	34	33	3
Domestic Violence	5	10	107	114	-6
Burglary	2	5	16	16	0
Residential Burglary	1	6	18	31	-42
Burglary from Motor Vehicle	14	5	65	51	27
Theft	14	12	151	162	-7
Retail Theft	3	3	26	46	-43
Identity Theft	2	3	26	25	4
Auto Theft	0	2	6	10	-40
Arson/Explosives	0	0	0	3	-100
Deceptive Practice	2	1	17	9	89
Forgery/Fraud	4	3	26	30	-13
Criminal Damage to Property	7	7	126	112	13
Criminal Trespass	6	2	32	33	-3
Disorderly Conduct	5	2	37	39	-5
Harassment	12	10	110	137	-20
Death Investigations	1	1	4	11	-64
Drug Offenses	3	4	38	41	-7
Minor Alcohol/Tobacco Offenses	2	3	24	36	-33
Juvenile Problems	30	23	276	257	7
Reckless Driving	6	2	49	52	-6
Hit and Run	4	3	62	79	-22
Traffic Offenses	9	10	99	104	-5
Motorist Assist	17	16	231	195	18
Abandoned Motor Vehicle	0	0	8	7	14
Parking Complaint	26	22	269	362	-26
Auto Accidents	48	63	554	590	-6
Assistance to Outside Agency	13	17	157	210	-25
Child Seat Inspections	10	4	45	61	-26
Traffic Incidents	7	5	69	97	-29
Well-being Check	7	9	109	82	33
Noise complaints	4	6	85	90	-6
Vehicle Lockout	31	29	349	371	-6
Fire/Ambulance Assistance	94	88	1089	1184	-8
Alarm Activations	74	121	1041	1223	-15
Open Door Investigations	5	1	52	41	27
Lost/Found Articles	14	16	155	195	-21
Runaway/Missing Persons	3	4	64	41	56
Suspicious Auto/Person	47	39	474	492	-4
Disturbance	10	11	155	151	3
911 hangup/misdial	16	40	386	547	-29
Animal Complaints	25	23	310	332	-7
Citizen Assists	22	19	239	276	-13
School Crossings	57	76	529	747	-29
Solicitors	2	4	48	66	-27
Community Contacts	8	9	260	22	1082
Curfew/Tuancy	8	3	40	15	167
Other	42	17	432	346	25

BURGLARIES

NOVEMBER 2009



MONTHLY OFFENSE REPORT

November 2009

CRIME INDEX	This Month	This Mo. Last Yr	Yr. to Date	Last Yr. to Date
1. Criminal Homicide	0	0	0	0
2. Criminal Sexual Assault/Abuse	0	1	1	4
3. Robbery	0	0	3	3
4. Assault and Battery, Aggravated	0	3	3	3
a. Simple Assault	0	0	5	14
5. Burglary	1	4	32	25
a. Attempts	3	0	4	5
b. From Vehicles	14	0	55	34
6. Theft	4	0	4	0
a. Bicycles	0	0	3	5
b. Over \$300	4	5	60	38
c. \$300 and Under	4	6	41	38
7. Auto Theft	0	0	5	8
8. Arson	1	0	1	0
TOTALS	31	19	217	177

**Hinsdale Police Department
Training Summary
November 2009**

- The following officers — Davenport, Washburn, Huckfeldt, Kowal, Maraviglia, Hayes, Holecek, Ruban, Homolka, Parnitzke, and Krefft — completed their monthly **Radio Room Refresher Training**; this training is conducted in a two-hour block.
- TCOs Allred, Birdsong, Granado-Destefano, and Menzione completed their TCO Critical Incident Preparedness Monthly Checklist.
- All Officers completed their monthly legal update. Topics covered were **Legal Transportation of Weapons in Vehicles; Burglary of vehicles; Criminal Resisting/Obstructing.**
- November 2, 2009 – Sergeant Mandarino and Officer Rauen attended a seminar titled, **Child Abduction Investigation**, presented by Street-Smart Seminars.
- November 2, 2009 – Officers Leuver and Susmarski attended a one-day seminar titled, **DNA Recovery Class**, sponsored by Lombard PD.
- November 3, 2009 – Deputy Chief Simpson successfully completed the eight-hour “**How Code Enforcement Can Help Police Operations**,” sponsored by Suburban Law Enforcement Academy.
- November 3-5, 2009 – Officer Lillie attended a training class titled “**Arrest, Search and Seizure**,” sponsored by NEMRT.
- November 4, 2009 – Officer Yehl attended a one-day training class titled “**Standard Field Sobriety Test (SFST) Refresher Training**,” sponsored by NEMRT.
- November 4, 2009 – Officer Parnitzke attended a half-day seminar titled “**False I.D.’s and Unlawfully Altered Drivers Licenses**,” sponsored by NEMRT.
- November 5, 2009 – Deputy Chief Wodka attended a one-day seminar titled ‘**Basic Records Practices**,’ sponsored by Suburban Law Enforcement Academy.
- November 12-13 – Deputy Chiefs Simpson and Wodka attended **Leaders of Character: Guiding People-Centered Organizations**. DuPage County Senior Police Management Institute and Institute for Law Enforcement Administration hosted the course.
- November 16, 2009 – Officer Ruban attended a one-day seminar titled “**Law Enforcement Ethics for Patrol**,” sponsored by NEMRT.
- November 18-20, 2009 – Officer Huckfeldt attended a three-day training seminar titled “**Breath Analysis For Alcohol Training**,” sponsored by NEMRT.
- November 22-24, 2009 – Sergeant Bernholdt, Officers Hayes and Lillie attended the **SWAT Illinois Tactical Officers Association Annual Conference**.

- During the month of November the following officers successfully completed the **Law Enforcement Agencies Data System Less Than Full Access Computer Based Training** sponsored by the State Police.

November 9, 2009 — Bernholdt and Rauen

November 25, 2009 — Cogger, Davenport, and Krefft

November 27, 2009 — Leuver



Traffic Information Summary—November 2009

Railroad Education and Enforcement

The Hinsdale Police Department has been actively participating in the PEERS railroad enforcement grant through the month of November. Officers distributed educational materials in addition to several enforcement dates throughout May, June, July, August, September, and October. Officers have issued 40 citations and 35 warnings to both pedestrians and vehicles during previous months. Additional enforcement dates for December have been scheduled. The Hinsdale Police Department received a *Notice of Preliminary Award* for the PEERS Grant in 2010. Details are forthcoming.

Intersection / Speed Studies

Officer Lillie conducted an intersection study for 7th and Grant Streets. The completed study was forwarded to Chief Bloom for review.

Officer Lillie is currently reviewing current Survey Locations for Speed. These locations have previously been identified with unusual speeds and warrant additional police presence. Officer Lillie will be deploying the stealth radar to determine if these locations still warrant additional presence.

Schools

Officer Lillie will be adding a traffic control sign at the intersection of Fuller/Elm. The sign will display "Do Not Block Crosswalk." Vehicles tend to queue into the crosswalk during pick-up for the Lane School. The sign is intended to keep cars out of the crosswalk so the crossing guard can assist pedestrians.

Automated Railroad Enforcement

Effective January 1, 2010, the Illinois Commerce Commission, in cooperation with a local law enforcement agency, may establish in any county or municipality a system for automated enforcement of railroad crossing violations. A vendor named, "Red-speed Illinois," conducted an initial study to determine whether the system would be practical at the Garfield crossing. Officer Lillie plans on meeting with the company to review the results and discuss logistics.

Commercial Motor Vehicles/ Other Inspections

The Hinsdale Police Department continues to monitor and approve overweight and oversized vehicle permits. During the month of November, Officer Lillie approved two overweight permits.

The Hinsdale Police Department conducted four safety seat inspections during the month of November. Not one of these previously installed seats was installed correctly.

Public Service Announcement

Officer Lillie has prepared a public service announcement for Channel 6. The video is directed towards pedestrian safety and Illinois Law. The video is complete and waiting approval by Chief Bloom.

Submitted by:

Officer Lillie #224
Traffic Safety/Information

Hinsdale Police Department

Manual on Uniform Traffic Control Devices Warrants

November 2009

The following warrants should be met prior to installation of a **two-way stop sign**:

1. Intersection of a less important road with a main road where application of the normal right-of-way rule would not be expected to provide reasonable compliance with the law;
2. Street entering a through highway or street;
3. Unsignalized intersection in a signalized area; and/or
4. High speeds, restricted view, or crash records indicate a need for control by the STOP sign (defined by 5 or more collisions within a 12-month period).

The following warrants should be met prior to the installation of a **Multiway stop sign**:

1. Where traffic control signals are justified, the multiway stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the installation of the traffic control signal.
2. A crash problem, as indicated by 5 or more reported crashes in a 12-month period, that is susceptible to correction by a multiway stop installation. Such crashes include right-turn and left-turn collisions as well as right-angle collisions.
3. Minimum volumes:
 - a. The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day, and
 - b. The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour, but
 - c. If the 85th-percentile approach speed of the major-street traffic exceeds 65 km/h or exceeds 40 mph, the minimum vehicular volume warrants are 70 percent of the above values.
4. Where no single criterion is satisfied, but where Criteria 2, 3.a, and 3.b are all satisfied to 80 percent of the minimum values. Criterion 3.c is excluded from this condition.

Option:

Other criteria that may be considered in an engineering study include:

1. The need to control left-turn conflicts;
2. The need to control vehicle/pedestrian conflicts near locations that generate high-pedestrian volumes;
3. Locations where a road user, after stopping, cannot see conflicting traffic and is not able to reasonably safely negotiate the intersection unless conflicting cross traffic is also required to stop; and
4. An intersection of two residential neighborhood collector (through) streets of similar design and operating characteristics where multiway stop control would improve traffic operational characteristics of the intersection.

The following warrants must be met prior to the installation of a **Yield sign**:

1. On a minor road at the entrance to an intersection where it is necessary to assign right-of-way to the major road, but where a stop sign is not necessary at all times, and where the safe approach speed on the minor road exceeds 10 miles per hour;
2. On the entrance ramp to an expressway where an acceleration ramp is not provided;
3. Within an intersection with a divided highway, where a STOP sign is present at the entrance to the first roadway and further control is necessary at the entrance between the two roadways, and where the median width between the acceleration lane; and
4. At an intersection where a special problem exists and where an engineering study indicates the problem to be susceptible to correction by use of the YIELD sign.

NOVEMBER 2009 COLLISION SUMMARY

All Collisions at Intersections			
LOCATION	<i>This Month</i>	<i>Last 12 Months</i>	<i>Last 5 Years</i>
County Line Rd. & Ogden	1	5	55
Garfield & Hickory	1	4	18
Grant & Center	1	1	3
Madison & Hickory	1	1	3
Madison & Sixth	1	2	5
Monroe & Chestnut	1	2	11
Oak & First	2	2	6

Right-Angle Collisions at Intersections			
<i>Collisions of this type are considered when reviewing MUTCD Warrants</i>			
LOCATION	<i>This Month</i>	<i>Last 12 Months</i>	<i>Last 5 Years</i>
Garfield & Hickory	1	4	16
Garfield & Symonds	1	2	2
Madison & Sixth	1	2	3
Monroe & Chestnut	1	2	7
Oak & First	2	2	5

Contributing Factors and Collision Types

Contributing Factors:

Failure to Yield	2
Improper Backing	9
Failure to Reduce Speed	14
Following too Closely	2
Driving Skills/Knowledge	2
Improper Passing	2
Too Fast for Conditions	0
Improper Turning	1
Disobeyed Traffic Control Device	2
Improper Lane Usage	1
Had Been Drinking	0
Weather Related	0
Vehicle Equipment	0
Unable to Determine	2

Collision Types:

Private Property	10
Hit & Run	6
Crashes at Intersections	10
Personal Injury	3
Pedestrian	1
Bicyclist	0
<u>TOTAL CRASHES</u>	<u>47</u>

Parking Citations — November 2009

PARKING CITATIONS BY LOCATION

		This Month	This Month Last Year	YTD	Last YTD
Chestnut Lot	<i>Commuter Permit</i>	25	26	288	224
Highland Lot	<i>Commuter Permit</i>	13	11	115	123
Village Lot	<i>Commuter Permit</i>	43	11	452	485
Washington Lot	<i>Merchant Permit</i>	37	75	562	473
Hinsdale Avenue	<i>Parking Meters</i>	390	411	3,459	4,234
First Street	<i>Parking Meters</i>	329	356	3,179	2,930
Washington Street	<i>Parking Meters</i>	539	476	4,280	4,814
Lincoln Street	<i>Parking Meters</i>	47	49	390	497
Garfield Lot	<i>Parking Meters</i>	162	199	1,547	1,909

VIOLATIONS BY TYPE

	This Month	This Month Last Year	YTD	Last YTD
Parking Violations				
METER VIOLATIONS	1,469	1,493	12,988	14,048
HANDICAPPED PARKING	22	22	123	135
NO PARKING 7AM-9AM	10	10	247	183
NO PARKING 2AM-6AM	95	65	985	839
PARKED WHERE PROHIBITED BY SIGN	73	103	725	774
NO VALID PARKING PERMIT	63	42	700	1,280
Vehicle Violations				
VILLAGE STICKER	114	101	1,104	821
REGISTRATION OFFENSE	89	42	749	361
VEHICLE EQUIPMENT	20	9	114	122
Animal Violations	25	10	123	140

Youth Bureau Summary

November 2009

On 11/1/09, officers were dispatched to the Unitarian Church for an activated fire alarm. Upon arrival, the fire department advised that the fire was set by someone. Officers spoke with the teachers that were there and they provided a list of students who were in the classroom that day. Everyone was spoken to and they all stated that they believed it was one young man. That student was brought down to the station by his father and was talked to. He did not admit to starting the fire but did admit to lighting some candles when he was not supposed to. He was not charged with anything but the church was made aware of this and advised to keep better control over their lighters and candles.

On 11/4, 11/13, 11/16, and 11/18, five different students, one for each day were cited for violation of school curfew at Hinsdale Central high school. They all had previously missed school without permission so they were issued a village ordinance citation to appear in field court.

On 11/6/09, a student dropped an I-Pod in the hallway at HCHS before the start of the school day. Another student picked it up and kept it throughout the entire school day never turning it in to anyone. One of the deans confronted the suspect about it after the school day was over and he turned it over. The student that had picked it up was assigned Peer Jury for not turning it in.

On 11/7/09, while an officer was on a directed patrol of village parks, he located a 14-year old unconscious female in Peirce Park. She was lying in the grass behind the bathroom building. There were two other male juveniles' shirt near her. They left when they saw the police car. Within arms reach was an apple juice bottle with a clear unknown liquid inside. It was odorless. The female could not speak without mumbling. The female was transported to Hinsdale Hospital for treatment. It was discovered there who she was and her parents were contacted. She was issued a citation for unlawful use of alcohol by a person under 21 years of age. She was allowed to participate in the STAAT diversionary program.

On 11/9/09, while an officer was on patrol he observed a male juvenile writing in freshly poured concrete. He stopped the juvenile, drove him home, and spoke with him and his mother. The damage was able to be fixed by Public Works. The juvenile was spoken to by the Juvenile Officer.

On 11/11/09, our agency was contacted by a parent who stated that her son had not come home last night. While we were looking for her son we were advised that he might be with another female juvenile who also ran away last night with him. We were then notified that they were found in the gym at Zion Lutheran School. They were picked up and driven back to the police station. Their parents were notified and they were picked up from the station.

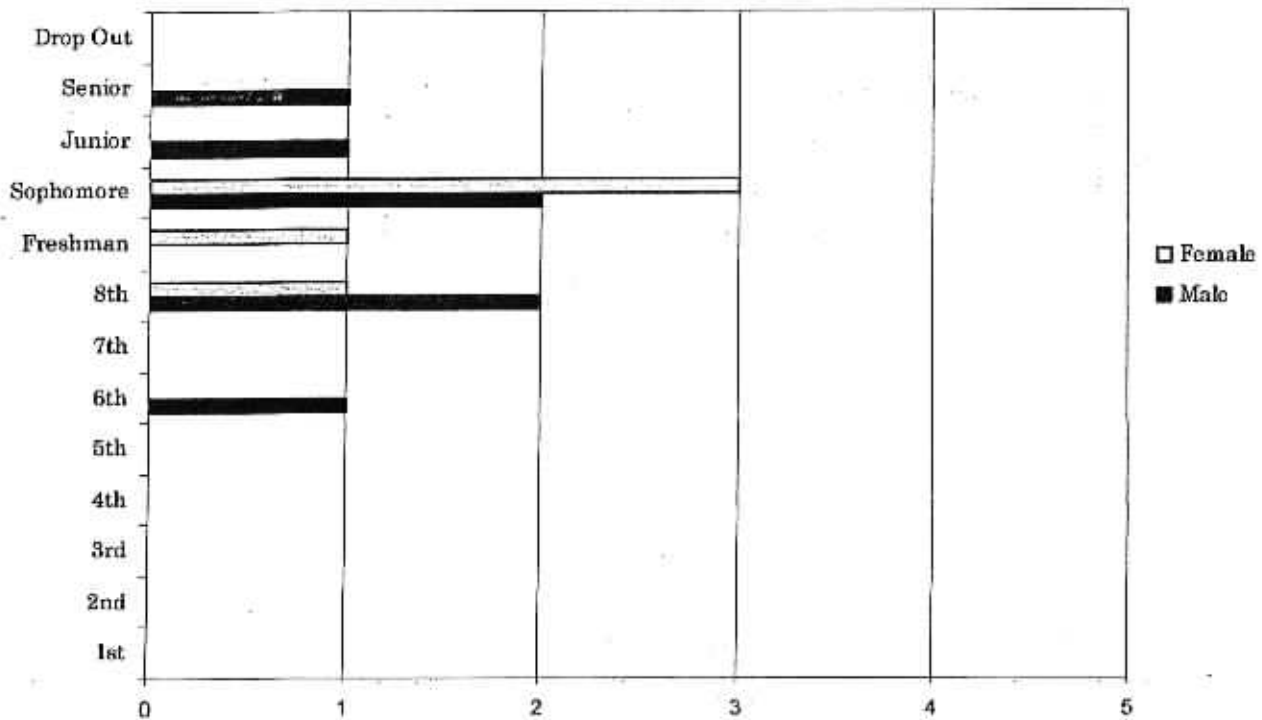
On 11/12/09, a male student at Hinsdale Central High School was seen with a drug pipe in class. He was brought down to the dean's office and they located the pipe as well as a bag of marijuana. He was cited with a local ordinance for both charges.

Submitted by:

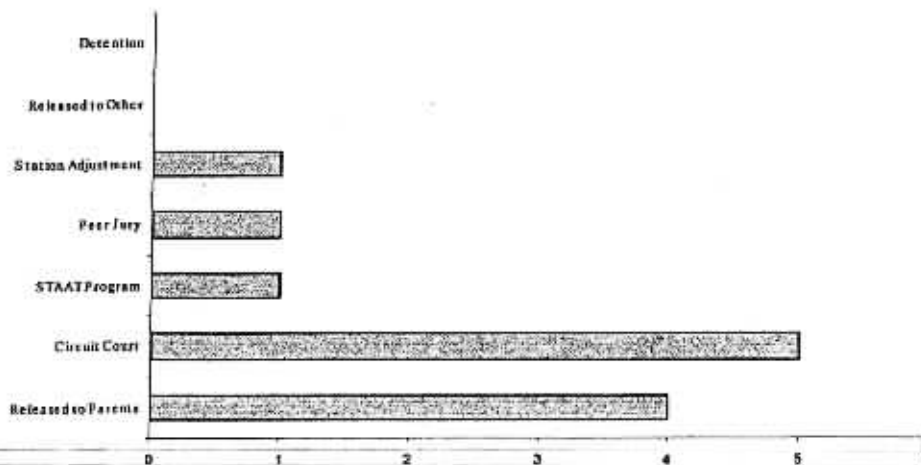
*Officer Joseph Rauwen
Detective/Youth Officer*

**Hinsdale Police Department
JUVENILE MONTHLY REPORT
November 2009**

AGE AND SEX OF OFFENDERS

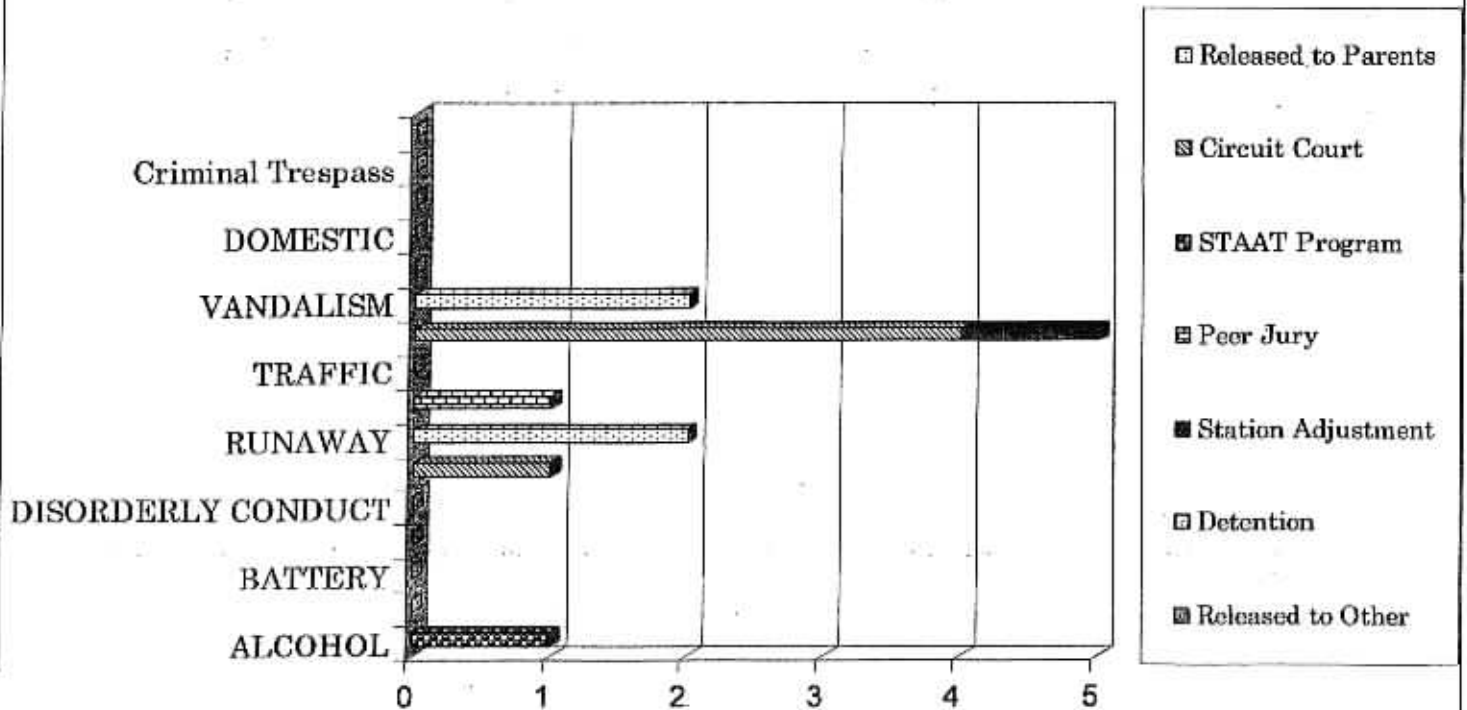


DISPOSITION OF CASES

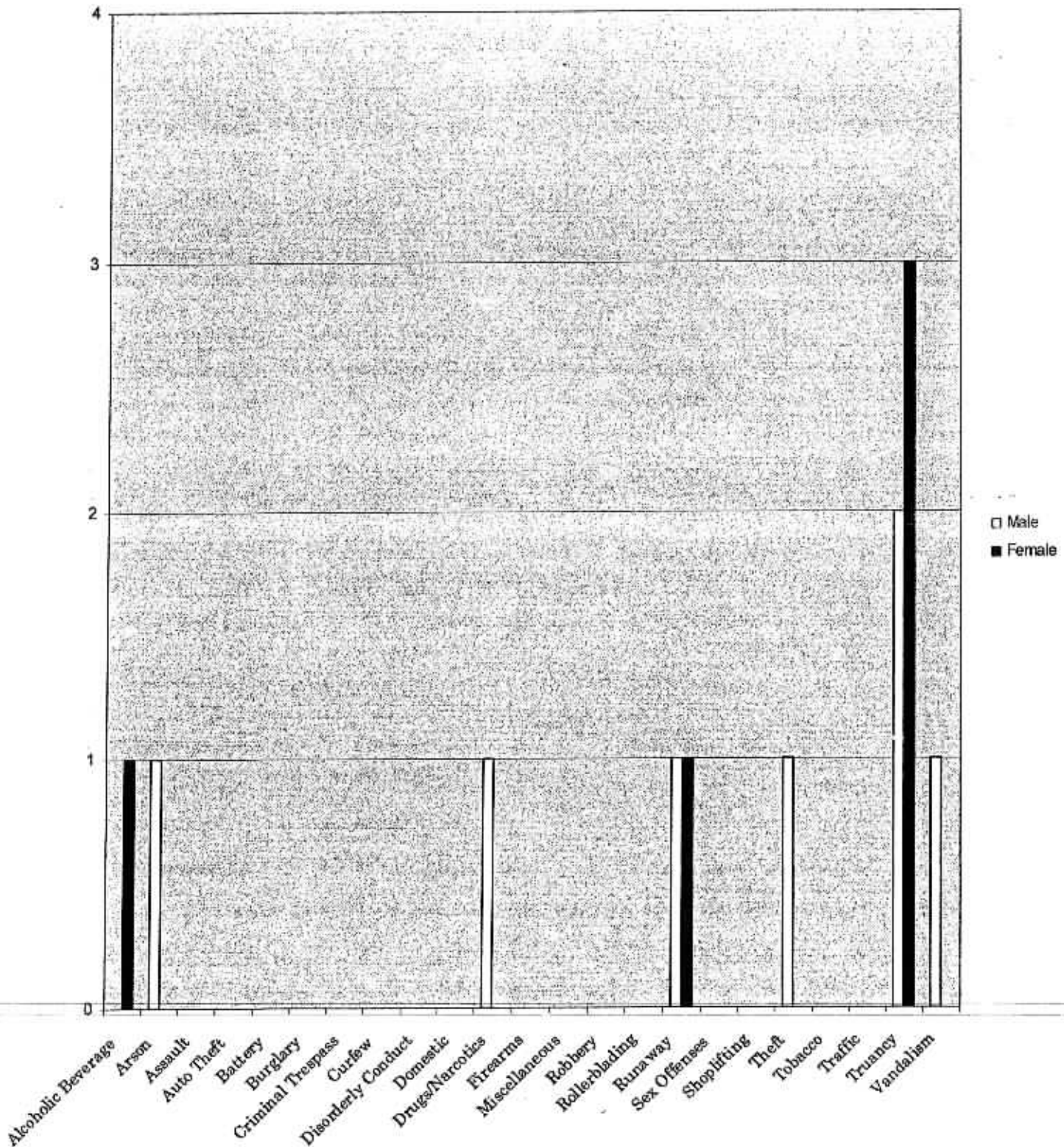


Hinsdale Police Department
JUVENILE MONTHLY REPORT—continued
November 2009

DISPOSITION BY OFFENSE TYPE



Hinsdale Police Department
Juvenile Monthly Offenses Total Offenses by Offense Type
 November 2009



DATE: January 25, 2010

REQUEST FOR BOARD ACTION

AGENDA	ORIGINATING
SECTION NUMBER ZPS Consent Agenda	DEPARTMENT Community Development
ITEM Alley Vacation Request – 625 S. Monroe	APPROVAL Dan Decter Village Engineer

Attached please find an ordinance vacating a portion of a public alley adjacent to 625 S. Monroe Street. Also included is the appraisal report establishing a fair market value for the vacated property. A plat of vacation will be prepared upon approval of this request for recording at DuPage County. The alley has previously had vacations approved and is therefore not a through alley right-of-way.

The appraisal established the value of the property at approximately \$20 per square foot. The property to be vacated contains an area of 425 square feet. The total appraised value of the property is \$8,500.

MOTION: To Recommend Adoption of an Ordinance Vacating the West Half of Public Alley Right-of-Way Adjacent to and East of 625 S. Monroe Street at a purchase price of \$8,500.

APPROVAL 	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL 
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COMMITTEE ACTION

BOARD ACTION:

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING VACATING THE WEST HALF OF PUBLIC ALLEY
RIGHT-OF-WAY ADJACENT TO AND EAST OF 625 S. MONROE STREET IN THE
VILLAGE OF HINSDALE, DUPAGE AND COOK COUNTIES, ILLINOIS**

WHEREAS, the Village of Hinsdale, DuPage and Cook Counties, Illinois (the "Village") is a duly authorized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the property owner of 625 S. Monroe Street, Hinsdale, Illinois, which property is identified by permanent index number ("P.I.N.") 09-11-406-006, has requested that a certain portion of an alley, as more fully described below, be vacated in order to be developed and maintained by said property owner; and

WHEREAS, Section 11-91-1 of the Illinois Municipal Code, 65 ILCS 5/11-91-1 *et seq.* (2007) (the "Code"), authorizes the Village to determine whether or not the public interest is served by vacating an alley, or part thereof, within its corporate boundaries, by an ordinance duly adopted by the affirmative vote of three-fourths of the trustees then holding office; and

WHEREAS, the Code further provides that upon vacation of an alley, or any part thereof, by the Village, title to the vacated property vest in the then owner or owners of land abutting thereon; and

WHEREAS, the Village President and Board of Trustees of the Village of Hinsdale (the "Corporate Authorities") have determined that the relief to the public from the further burden and responsibility of maintaining a certain portion of the alley, as more fully described below, and to return said portion to the tax rolls for the benefit of all taxing bodies is in the public interest.

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

Section 1. Recitals Incorporated. The above recitals and findings are incorporated herein and made a part hereof.

Section 2. Vacation of Unimproved Alley. Pursuant to the terms of this Ordinance, the Village shall vacate an 8.5' x 50' portion of the unimproved alley situated east of and adjoining 625 S. Monroe Street, Hinsdale, Illinois (the "Subject Property"), legally described, as follows:

LOTS 84 AND 85 IN BLOCK 17 IN THE RESUBDIVISION OF BLOCKS 9 -TO 20, INCLUSIVE IN STOUGH'S SECOND ADDITION TO HINSDALE, IN THE SOUTHEAST $\frac{1}{4}$ OF SECTION 11, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

P.I.N 0911-413-002

Section 3. Plat of Vacation Approved. The Plat of Vacation, a copy of which is attached hereto as Exhibit A and made a part hereof, is approved.

Section 4. Conditions of Vacation. The Subject Property is vacated subject to any existing easement of public record for any public or private utility for the maintenance, renewal and construction or reconstruction of public and private utilities and that the Village reserves unto itself as a corporate municipality and to any public utility, its successors or assigns, the right to maintain and relocate any respective facilities in, under, across and along those parts of the public alley as herein vacated, with the right of access thereto at all times for any and all such purposes as may be reasonably required for the construction, maintenance and efficient operation of said equipment pursuant to any existing easement of public record.

Section 5. Payment of Consideration and Title to Vacated Property. Upon the vacation of the Subject Property, title thereto shall be acquired by and vest to the property owner of 625 S. Monroe, Hinsdale, Illinois upon the payment of eight thousand five hundred dollars (\$8,500.00) to the Village by the property owner as fair market value for the Subject Property. The vacation of the Subject Property, and the recording of the Plat of Vacation, shall not be effective until said payment is received pursuant to Section 11-91-1 of the Code, 65 ILCS 5/11-91-1.

Section 6. Execution of Documents. The Village President, Village Clerk and all other officials are hereby authorized to take any and all action and execute any and all documents required to implement said vacation and record this Ordinance and the Plat of Vacation with the applicable county recorder of deeds upon the payment of the consideration set forth in Section 5 of this Ordinance.

Section 7. 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 8. 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 _____, 2010

AYES:
NAYES:

ABSENT:

APPROVED this _____ day of _____, 2010

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

To: **Daniel** Deeter
From: Kevin and Elise Baskel
Re: Purchase of land behind 625 S Monroe

Dear Daniel,

We would like to purchase the easement behind the property at 625 S Monroe, pin # (09-11-406-006). We would like to buy the easement in order to have a bigger yard for our home. We authorize Kerry Warren to start the process and approve any necessary fees associated with this. We have also completed a survey which is attached.

Please let us know if you have any questions.

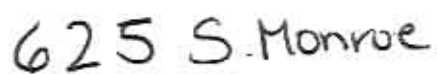
Regards,

Kevin and Elise Baskel

We can be reached at:
312-316-1278
312-316-0256

End of Month Dec.





121

441

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425

425

Sixth		Street	
600	601	602	603
608	605	610	604
612	609	614	607
616	615	619	611
620	619	620	613
624	623	624	621
630	629	628	625
632	633	634	631
636	637	640	635
640	645	644	639
646			643

Seventh		Street	
720	716	706	705
712	705	718	701
716	709	720	715
72	719	722	711
728	723	726	719
736	721	730	723
	725	734	727
	729	738	731
	731	742	735
	735	746	739
	739		743
	743		747

Eighth		Street	
802	803	802	801
808	809	810	809
814	815	814	815
820	823	820	819
826	829	828	821
832	833	834	827
838	839	840	829
846	845	848	831
			835
			839
			843
			847

Ninth		Street	
902	901	906	903
906	911	910	901
912	917	916	909
918	923	921	913
924	929	928	917
928	935	934	921
932	941	940	925
942			933
			937
			941
			945

6

MA

8

COMMUNITY HOUSE

411

801

809

421

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829

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845

417

903

909

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SUMMARY APPRAISAL REPORT

**AN 8.5' X 50' PORTION OF THE UNIMPROVED
ALLEY SITUATED EAST AND ADJOINING
625 SOUTH MONROE STREET
HINSDALE, ILLINOIS**

Prepared For

Mr. Dan Deeter
Village of Hinsdale
19 East Chicago Avenue
Hinsdale, Illinois 60521

Prepared By

C.A. Benson & Associates, Inc.
419 North La Grange Road
La Grange Park, Illinois 60526

C.A. BENSON & ASSOCIATES, INC.
419 North La Grange Road - La Grange Park, IL 60526
P.O. Box 157 - La Grange, IL 60525
(708) 352-6056 Fax (708) 352-6070

January 18, 2010

Mr. Dan Deeter
Village of Hinsdale
19 East Chicago Avenue
Hinsdale, IL 60521

Re: Summary Appraisal of an 8.5' x 50' portion of
unimproved alley situated east and adjoining 625
South Monroe Street, Hinsdale, Illinois

Dear Mr. Blucher:

In accordance with your request, I have inspected the above captioned property and analyzed all pertinent factors relative to it in order to estimate its "as is" market value of the fee simple interest. The property was inspected on January 7, 2010, which is the effective date of this valuation.

The property consists of an 8.5' by 50' portion of unimproved alley located east and adjoining 625 South Monroe Street, Hinsdale, Illinois. It contains 425 square feet and is zoned R-4, Single-Family Residential.

Based on this analysis, it is my opinion that the "as is" Market Value of the subject property as of January 7, 2010 was

<p>EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500)</p>
--

This is a Summary Appraisal Report, which is intended to comply with the reporting requirements set forth under Standards Rule 2-2(b) of the Uniform Standards of Professional Appraisal Practice for a Summary Appraisal Report. As such, it presents only summary discussions of the data, reasoning and analyses that were used in the appraisal process to develop the appraiser's opinion of value. Supporting documentation concerning the data, reasoning and analyses is retained in the appraiser's file. The depth of discussion contained in this report is specific to the needs of the client and for the intended use stated below. The appraiser is not responsible for unauthorized use of this report.

C.A. Benson & Associates, Inc.

PURPOSE OF THE APPRAISAL:

The purpose of this appraisal is to provide my best estimate of the market value of the subject real property as of the effective date. *Market Value* is defined by the federal financial institutions regulatory agencies as follows:

Market Value means the most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

1. Buyer and seller are typically motivated;
2. Both parties are well informed or well advised, and acting in what they consider their own best interests;
3. A reasonable time is allowed for exposure in the open market;
4. Payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and
5. The price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

(Source: Office of the Comptroller of the Currency under 12 CFR, Part 34, Subpart C-Appraisals, 34.42 Definitions (f))

INTENDED USE: The function of this appraisal is to assist the Village of Hinsdale for a possible sale of the subject.

INTENDED USER: The intended user of this appraisal report is the client.

INTEREST VALUED: Fee simple

DATE OF INSPECTION: January 7, 2010

EFFECTIVE DATE OF VALUE: January 7, 2010

DATE OF REPORT: January 18, 2010

APPRAISAL DEVELOPMENT AND REPORTING PROCESS: In preparing this appraisal, I have

- Inspected the subject property;
- Gathered and confirmed information on comparable sales;
- Applied the Sales Comparison Approach to Value to arrive at an indicated value.

This Summary Appraisal Report is a brief recapitulation of my data, analyses and conclusions. Supporting documentation is retained in my file.

COMPETENCY OF THE APPRAISER: The appraiser has the appropriate knowledge and experience to complete this assignment competently as illustrated by the Qualifications of the Appraiser statement contained within this report.

C.A. Benson & Associates, Inc.

DESCRIPTION OF REAL ESTATE APPRAISED:

The subject property is situated in the Village of Hinsdale, approximately 20-miles southwest of the City of Chicago's Central Business District. Hinsdale is bordered by Oak Brook to the north, Burr Ridge to the south, Western Springs to the east and Clarendon Hills to the west.

Hinsdale is a residential community that has a population of 18,439 residents as of July 2008 and an average family income of \$118,637 (2008). The 2009 median value of a single-family residence was \$705,000, which represents a 23% decline from the 2008 median sale price of \$921,000. This reflects a decline in residential values which is most pronounced in the mid to upper end of the market.

Hinsdale is a substantially built-up community and is one of the communities in the Southern DuPage County suburbs, which include Burr Ridge, Clarendon Hills, Darien, Downers Grove, Glen Ellyn, Lisle, Naperville, Oak Brook, Oakbrook Terrace, Warrenville, Westmont, Wheaton, Willowbrook, Winfield and Woodridge. The majority of these are mid-aged to older established communities that have reached maturity. Redevelopment of new single-family residences is occurring in Hinsdale, Clarendon Hills and Downers Grove on sites where older residences have been demolished. The overall composition of the area provides most amenities such as adequate employee base, established commercial/residential areas and municipal services, educational facilities, etc. The area hospitals include Good Samaritan, La Grange Community and Hinsdale. Hinsdale has a thriving central business district and the Oak Brook Center and Yorktown Center regional shopping malls are in nearby driving distance.

The major transportation systems include the North-South Tollway (I-355), the Tri-State Tollway (I-294) and the East-West Tollway (I-88). In addition, the Metra commuter trains and Pace buses service Hinsdale.

More specifically, the subject property is located in the southwest section of Hinsdale. The immediate area is approximately 98% built-up with single-family residences of varying architectural designs in the range of 0 to 80+ years. The price range varies from \$275,000 for smaller existing single-family residences to in excess of \$1,500,000 for new custom two story residences. Many of the older, smaller residences have been torn down and redeveloped with large custom single-family residences. The immediate occupancy of the neighborhood consists of professionals, executives and white-collar workers. Maintenance level is good and there were no adverse conditions noted on the date of inspection.

Overall, the community of Hinsdale and the subject neighborhood are stable without any land changes anticipated with the exception of residential development of new single residents on lots that were previously improved with older homes. The strengths of the community include the viable central business district, the good community services, ample shopping, proximity to major transportation systems and the strong demand for residential, retail and office properties.

The subject property is the west 8.5' of a 17' wide unimproved alley. It has a width of 50', which is equal to the width of the adjoining residence located at 625 South Monroe Street. It is rectangular in shape and has a calculated area of 425 square feet. It is in an R-4, Single Family Residence District which requires a minimum lot area of 10,000 square feet and 70 or 80 feet of street frontage depending on whether the site is an interior or corner parcel. The subject property is not buildable and would be of use only to the adjoining property owner. It is in a zone "X" area of minimal flooding activity per FEMA Map #17043C0903H, dated December 16, 2004.

C.A. Benson & Associates, Inc.

ESTIMATE OF EXPOSURE TIME:

The subject property is an 8.5' x 50' section of an unimproved alley, which can only be sold to the adjoining property owner. As such, estimating a marketing time is futile as a potential sale is reliant on the adjoining property owner's willingness to buy the property. The typical marketing time for area buildable sites and single-family residences is 3 to 9 months, which reflects the market slowdown that started in 2006.

PERMANENT INDEX NUMBER:

The subject is a section of unimproved alley, which has no permanent index number.

TOTAL 2008 ASSESSED VALUE: Not assessed

THREE-YEAR PROPERTY HISTORY:

According to FIRREA and the Uniform Standards of Professional Practice of the Appraisal Foundation, I am required to report and analyze any sale transactions involving the subject property during the past three years or any listing or pending sale transaction involving the subject property.

The subject is part of an unimproved alley under ownership by the Village of Hinsdale. This appraisal will be used as an estimate of market value for a possible sale of the property.

HIGHEST AND BEST USE ANALYSIS:

The subject consists of an 8.5' x 50', rectangular shaped portion of unimproved alley. It cannot be developed by itself and has value only to the adjoining property owner. It is my opinion that the highest and best use of the subject property is in conjunction with the adjoining residential property.

SUMMARY OF ANALYSIS AND VALUATION:

As indicated, the Sales Comparison Approach to Value will only be used.

SALES COMPARISON APPROACH TO VALUE AS IMPROVED:

Definition: A set of procedures in which a value indication is derived by comparing the property being appraised to similar properties that have been sold recently, then applying appropriate units of comparison, and making adjustments to the sale prices of the comparables based on the elements of comparison.*

*Source: Page 255, *The Dictionary of Real Estate Appraisal*, Appraisal Institute, Fourth Edition.

C.A. Benson & Associates, Inc.

SALES COMPARISON APPROACH TO VALUE - Continued

In order to estimate the market value of the subject property by the Sales Comparison Approach, I have analyzed the following sales. It was necessary to use 2006 sales as there were insufficient recent sales to do a paired sales analysis.

1. **923 South Stough Street, Hinsdale** was reported sold in July 2009 for \$277,500. This is a 50 foot by 125 foot parcel zoned R-4, containing 6,250 square feet. The sales price was equal to \$44.40 per square foot.
2. **625 South Stough Street, Hinsdale** was reported sold in February 2009 for \$315,000. This is a 59 foot by 133.5 foot parcel zoned R-4, containing 7,876 square feet. The sales price was equal to \$39.99 per square foot.
3. **809 South Thurlow Street, Hinsdale** was reported sold in December 2009 for \$340,000. This is a 75 foot by 125 foot parcel zoned R-4, containing 9,375 square feet. The sale price was equal to \$36.27 per square foot.
4. **746 South Thurlow Street, Hinsdale** was reported sold in September 2009 for \$410,000. This is a 97 foot by 125 foot parcel zoned R-4, containing 12,125 square feet. The sale price was equal to \$33.81 per square foot.

Commentary

The above sales were all improved with older smaller single-family residences and the sale prices were reflective of land value.

Comparable 2 has 1,626 square feet of additional site area versus Comparable 1. It sold for \$37,500 more than Comparable 1, indicating \$23.06 per square foot of additional site area.

Comparable 4 has 2,750 square feet of additional site area versus Comparable 3. It sold for \$70,000 more than Comparable 3, indicating \$25.45 per square foot for the additional site area.

The subject consists of 425 square feet of unimproved alley adjoining the rear of the residence located at 625 South Monroe Street. Comparison 1 is of a mixture of rear yard and side yard area. It was adjusted downward as it includes more valuable side yard area. Comparison 2 is of superior side yard area and a large downward adjustment was required.

C.A. Benson & Associates, Inc.

SALES COMPARISON APPROACH TO VALUE - Continued

Based on the above comparisons, it is my opinion that \$20.00 per square foot is indicated for the subject property.

425 square feet @ \$20.00 per square foot = \$8,500

INDICATED VALUE BY THE SALES COMPARISON APPROACH: \$8,500

COMMENT AND FINAL VALUE CONCLUSION:

Based on the sales data analyzed in this report, it is my opinion that the "as is" fee simple market value of the subject property as of January 7, 2010 was

<p>EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500)</p>
--

Respectfully submitted,

C.A. BENSON & ASSOCIATES, INC.



Charles A. Benson, Jr., SRA
Illinois State Certified General Real Estate Appraiser
License #553.000387 (Exp. 9/30/11)

This report has been signed with a secured digital signature, which is in compliance with the reporting requirements set forth by USPAP.

C.A. Benson & Associates, Inc.

ASSUMPTIONS AND LIMITING CONDITIONS

1. This is a Summary Appraisal Report, which is intended to comply with the reporting requirements set forth under Standard Rule 2-2(b) of the Uniform Standards of Professional Appraisal Practice for a Summary Appraisal Report. As such, it might not include full discussions of the data, reasoning, and analyses that were used in the appraisal process to develop the appraiser's opinion of value. Supporting documentation concerning the data, reasoning and analyses is retained in the appraiser's file. The information contained in this report is specific to the needs of the client and for the intended use stated in this report. The appraiser is not responsible for unauthorized use of this report.
2. No responsibility is assumed for legal or title considerations. Title to the property is assumed to be good and marketable unless otherwise stated in this report.
3. The property is appraised free and clear of any or all liens and encumbrances unless otherwise stated in this report.
4. Responsible ownership and competent property management are assumed unless otherwise stated in this report.
5. The information furnished by others is believed to be reliable. However, no warranty is given for its accuracy.
6. All engineering is assumed to be correct. Any plot plans and illustrative material in this report are included only to assist the reader in visualizing the property.
7. It is assumed that there are no hidden or unapparent conditions of the property, subsoil or structures that render it more or less valuable. No responsibility is assumed for such conditions or for arranging for engineering studies that may be required to discover them.
8. It is assumed that there is full compliance with all applicable federal, state and local environmental regulations and laws unless otherwise stated in this report.
9. It is assumed that all applicable zoning and use regulations and restrictions have been complied with, unless a non-conformity has been stated, defined and considered in this appraisal report.
10. It is assumed that all required licenses, certificates of occupancy or other legislative or administrative authority from any local, state or national governmental or private entity or organization have been or can be obtained or renewed for any use on which the value estimates contained in this report are based.
11. Any sketch in this report may show approximate dimensions and is included to assist the reader in visualizing the property. Maps and exhibits found in this report are provided for reader reference purposes only. No guarantee as to accuracy is expressed or implied unless otherwise stated in this report. No survey has been made for the purpose of this report.

C.A. Benson & Associates, Inc.

ASSUMPTIONS AND LIMITING CONDITIONS - Continued

12. It is assumed that the utilization of the land and improvements is within the boundaries or property lines of the property described and that there is no encroachment or trespass unless otherwise stated in this report.

13. The appraiser is not qualified to detect hazardous waste and/or toxic materials. Any comment by the appraiser that might suggest the possibility of the presence of such substances should not be taken as confirmation of the presence of hazardous waste and/or toxic materials. Such determination would require investigation by a qualified expert in the field of environmental assessment. The presence of substances such as asbestos, urea-formaldehyde foam insulation, or other potentially hazardous materials may affect the value of the property. The appraiser's value estimate is predicated on the assumption that there is no such material on or in the property that would cause a loss in value unless otherwise stated in this report. No responsibility is assumed for any environmental conditions or for any expertise or engineering knowledge required to discover them. The appraiser's descriptions and resulting comments are the result of the routine observations made during the appraisal process.

14. Unless otherwise stated in this report, the subject property is appraised without a specific compliance survey having been conducted to determine if the property is or is not in conformance with the requirements of the Americans with Disabilities Act. The presence of architectural and communications barriers that are structural in nature that would restrict access by disabled individuals may adversely affect the property's value, marketability or utility.

15. Any proposed improvements are assumed to be completed in a good workmanlike manner in accordance with the submitted plans and specifications.

16. The distribution, if any, of the total valuation in this report between land and improvements applies only under the stated program of utilization. The separate allocations for land and buildings must not be used in conjunction with any other appraisal and are invalid if so used.

17. Possession of this report, or a copy thereof, does not carry with it the right of publication. It may not be used for any purpose by any person other than the party to whom it is addressed without the written consent of the appraiser, and in any event, only with proper written qualification and only in its entirety.

18. Neither all nor any part of the contents of this report (especially any conclusions as to value, the identity of the appraiser, or the firm with which the appraiser is connected) shall be disseminated to the public through advertising, public relations, news sales, or other media without prior written consent and approval of the appraiser.

C.A. Benson & Associates, Inc.

CERTIFICATION

I certify that, to the best of my knowledge and belief...

- the statements of fact contained in this report are true and correct.
- the reported analyses, opinion, and conclusions are limited only by the reported assumptions and limiting conditions, are my personal, unbiased professional analyses, opinions and conclusions.
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest or bias with respect to the parties involved.
- my compensation is not contingent on the reporting of a pre-determined value or direction in value that favors the cause of the client, the amount of the value estimate, the attainment of a stipulated result or the occurrence of a subsequent event.
- the appraisal assignment was not based on a requested minimum valuation, a specific valuation or the approval of a loan.
- my analyses, opinion and conclusions were developed, and this report has been prepared in conformity with the requirements of the *Code of Professional Ethics* and the *Standards of Professional Practice* of the *Appraisal Institute*.
- the use of this report is subject to the requirements of the *Appraisal Institute* relating to review by its duly authorized representatives.
- as of the date of this report, I have completed the requirements of the continuing education program of the *Appraisal Institute*.
- I have made a personal inspection of the property that is the subject of this report.
- no one provided significant professional assistance to the person signing this report.



Charles A. Benson, Jr., SRA
Illinois State Certified General Real Estate Appraiser
License #553.000387 (Exp. 9/30/11)

C.A. Benson & Associates, Inc.

QUALIFICATIONS OF CHARLES A. BENSON, JR.

EDUCATION

University of Wisconsin, Madison, B.B.A., 1974
Majoring in Real Estate and Urban Land Economics

APPRAISAL COURSES SUCCESSFULLY COMPLETED

S.R.E.A. Courses 101 (1972), 201 (1976), 202 (1989)
A.I.R.E.A. Course VIII (1978)
Standards of Professional Practice - Parts A & B, Appraisal Institute 1998
USPAP Update - 2007

SEMINARS

Residential Design and Functional Utility; Subdivision Analysis; Rates, Ratios & Reasonableness; Valuation Under Federal Lending Regulations; Appraisal of Retail Properties; Industrial Valuation; Conditions of the Chicago Real Estate Market, 2007; Fair Lending and the Appraiser; Valuation of Detrimental Conditions in Real Estate; Partial Interest Valuation - Undivided; Forecasting Revenue; Illinois Appraiser's Update - 2004 thru 2007; Professionals Guide to the Uniform Residential Appraisal Report.

EXPERIENCE

Actively engaged in the real estate appraisal business since 1975; has made appraisal of thousands of properties of various types including single family residences, apartment buildings, commercial, industrial, special use properties and vacant land.

Clients

Appraisal clients include: Inland Bank, American Metro Bank, Banco Popular, Midwest Bank, National City Bank, First National Bank of LaGrange, Highland Community Bank, Cathay Bank, Pacific Global Bank, Suburban Bank & Trust, United Trust Bank, The University of Chicago, attorneys, individuals, corporations and others.

Qualified as an expert witness for the Circuit Court of Cook County and the Circuit Court of DuPage County.

AFFILIATIONS

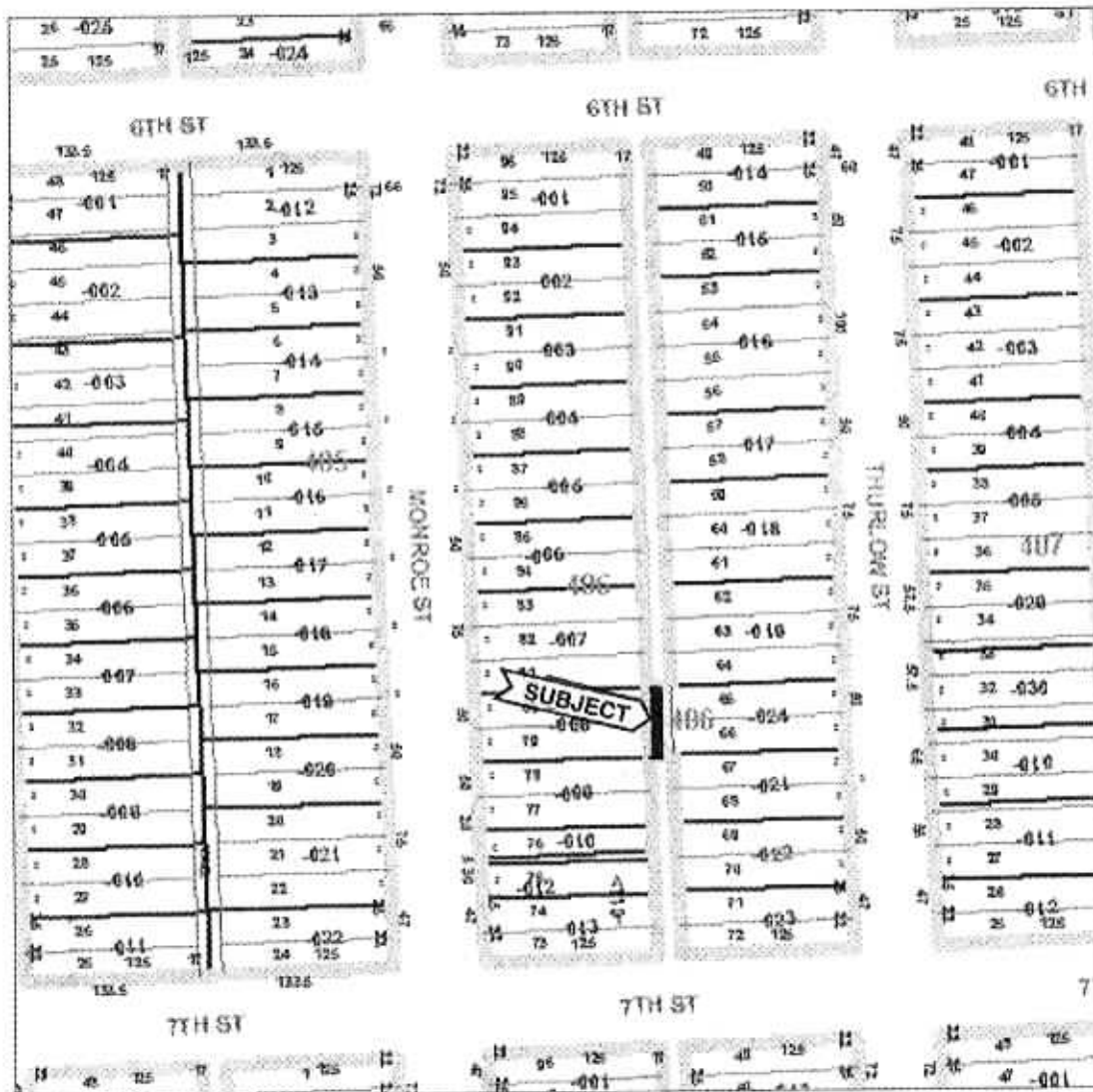
- The Appraisal Institute - Received SRA designation in April 1988.
- Holds State of Illinois Real Estate Broker's License #075-090669.
- Member of the Realtor Association of the West/South Suburban Chicagoland.
- State Certified General Real Estate Appraiser, State of Illinois, License No. 553.000387.

ADDENDUM

Sidwell Map

C.A. Benson & Associates, Inc.

Sidwell Map from geovista.com



DATE: January 25, 2010

REQUEST FOR BOARD ACTION

AGENDA	ORIGINATING DEPARTMENT
SECTION NUMBER Zoning and Public Safety Committee	Community Development
ITEM Case A-35-2009 - Applicant: FMHC, agent for SprintCom/Nextel Westcorp - Location: 15 Spinning Wheel: Special Use Permit for a Wireless Antenna and Site Plan/Exterior Appearance Approval	APPROVAL

The applicant, FMHC, agent for SprintCom/Nextel Westcorp, is proposing to install a new cellular antenna on the roof of the existing Spinning Wheel Office Complex located at 15 Spinning Wheel in the O-3 General Office District. Subsection 6-106D states that personal wireless service antennas as proposed by the applicant are special uses in the O-3 District. According to the applicant the proposal would include installing one new dish on the roof in addition to the existing antennas already located on the rooftop at the subject property.

ZONING HISTORY/CHARACTER OF AREA

The site is located in the O-3 General Office District and improved with a 4-story office building. As stated previously, the applicant has identified that additional antennas exist on the roof of 15 Spinning Wheel and they are proposing to add one additional dish to supplement their existing antennas on the roof. The applicant has indicated that the proposed dish would utilize and share all existing wire trays and any mechanical equipment and nothing new is proposed to that extent.

The property to the south is located in the O-3 General Office District and improved with a multi-story office building. To the east is land located in the Cook County Forest Preserve; west is an office building located within the O-3 General Office District and to the north is additional office buildings, also located in the O-3, General Office District.

GENERAL STAFF COMMENTS

The Federal Telecommunications Act prohibits local governments from considering environmental issues when reviewing antenna locations. Carriers are responsible for being EMF compliant (electromagnetic field levels) with Federal regulations. This property is not listed on the National Register of Historic Places and is not designated as a Local Landmark by the Village of Hinsdale.

Special Use Permit for a Personal wireless services antennas

Subsection 6-106D of the Zoning Code states that personal wireless services antennas are special uses in the O-3 General Office District due to the fact that the proposed antennas and equipment do not satisfy the requirements of subsection 6-103F(3) which requires electronic equipment to be fully enclosed in a structure otherwise permitted on the zoning lot when shielded from view from any point located off the zoning lot on which they are located. Subparagraph 6-106D states that the antennas are limited to omnidirectional or whip antennas and directional or panel antennas when located on a lawfully pre-existing building that will serve as the antenna support structure.

In addition, Subsection 6-110K provides additional special development and use regulations that pertain to personal wireless services antennas. Additional requirements included within this subsection state that the antenna shall be located on lawfully preexisting buildings or structures wherever possible and that the antenna and support structure shall be of neutral colors that are harmonious with, and that blend with, the natural features, buildings and structures surrounding and that directional or panel antennas shall be of a color that match, and blend with the exterior of the building. The applicant will be painting the antenna to

blend with the building. The applicant has also confirmed that they will comply with all other applicable requirements as set forth in this subsection.

Exterior Appearance/Site Plan Review

The applicant is proposing to install a new antenna/dish on the existing support structure at the existing office building as depicted on the attached plans. The applicant has confirmed that the antenna is no larger than five feet vertically and two feet horizontally, as required per Subsection 6-110K(4)(b). As stated previously, the code requires that every personal wireless antenna be of neutral color or blend with the natural features, buildings and structures surrounding the antenna. Again, the applicant has confirmed that the antenna will be painted to blend with the existing office building.

At the January 13, 2010, Plan Commission meeting the commission reviewed the application submitted by FMIIC, agent for SprintCom/Nextel Westcorp, and unanimously recommended approval (8-0, 1 absent) of the request for a Special Use Permit and Site Plan/Exterior Appearance Approval for a wireless antenna.

Review Criteria

In review of the application submitted the Commission must review the following criteria as stated in the Zoning Code:

1. Subsection 11-602E pertaining to Standards for special use permits;
2. Subsection 11-604F pertaining to Standards for site plan disapproval; and
3. Subsection 11-606E pertaining to Standards for building permits (exterior appearance review), which refers to Subsection 11-605E Standards and considerations for design review permit.

Attached are the draft findings and recommendation from the Plan Commission and the draft ordinance.

MOTION: Move that the request be forwarded to the Board of Trustees to approve an "Ordinance Approving a Special Use Permit, Site Plans and Exterior Appearance Plans for the Installation of a Cellular Antenna on the Property Located at 15 Spinning Wheel Road."

APPROVAL	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL
COMMITTEE ACTION:				
BOARD ACTION:				

DRAFT

HINSDALE PLAN COMMISSION

**RE: Case A-35-2009 - FMHC, agent for SprintCom/Nextel Westcorp – 15 Spinning Wheel Road -
Request: Special Use Permit for a Wireless Antenna and Site Plan/Exterior Appearance**

DATE OF PLAN COMMISSION REVIEW: January 13, 2010

DATE OF ZONING AND PUBLIC SAFETY REVIEW: January 25, 2010

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. FMHC, agent for SprintCom/Nextel Westcorp, submitted an application to the Village of Hinsdale for a special use permit and exterior appearance/site plan review approval, to allow the installation of a cellular antenna on the lawfully existing building located on the property known at 15 Spinning Wheel Road (the "Application").
2. The property is located within the O-3, General Office District, where cellular antennas are authorized as special uses.
3. The applicant is proposing to install one new cellular antenna on an existing antenna on the lawfully existing building.
4. The applicant will paint all antennas, visible from the ground, to blend with the building.
5. The Plan Commission did not hear any comments from the audience regarding the proposed site improvements.
6. The Plan Commission specifically finds that the Application, as a whole, satisfies the standards in Section 11-602 of the Zoning Code applicable to approval of a special use permit, Subsection 11-604F pertaining to Standards for site plan disapproval and Section 11-606 of the Zoning Code governing exterior appearance review.

II. RECOMMENDATION

The Village of Hinsdale Plan Commission, by a vote of 8 "Ayes," 0 "Nay," and 1 "Absent" recommends that the President and Board of Trustees approve the Application, for a special use permit and exterior appearance/site plan review approval for installation of cellular antenna and accessory equipment at 15 Spinning Wheel Road.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2010.

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A SPECIAL USE PERMIT, SITE PLANS
AND EXTERIOR APPEARANCE PLANS FOR
THE INSTALLATION OF A CELLULAR ANTENNA ON THE PROPERTY
LOCATED AT 15 SPINNING WHEEL ROAD
(Plan Commission Case No. A-35-2009)**

WHEREAS, FMHC, agent for SprintCom/Nextel Westcorp, filed an application for a special use permit and site plan approval and exterior appearance approval (the "Application") to allow for the installation of a new cellular antenna on the lawfully existing building located at the property commonly known at 15 Spinning Wheel Road, and legally described in Exhibit A, attached hereto and incorporated herein (the "Subject Property"); and

WHEREAS, the Subject Property is located within the O-3, General Office District, where cellular antennas are authorized as special uses; and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on January 13, 2010, pursuant to notice thereof properly published in the Suburban Life and, after considering all of the testimony and evidence presented at the public hearing, the Plan Commission recommended approval of the Application, as set forth in the Plan Commission's Findings and Recommendations for PC Case No. A-35-2009, incorporated herein by reference as though fully set forth; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on January 25, 2010, considered the Application and the recommendation of the Plan Commission and made its recommendation to the Board of Trustees; and

WHEREAS, the President and Board of Trustees of the Village of Hinsdale have reviewed the recommendation of the Zoning and Public Safety Committee, the Findings and Recommendation of the Plan Commission, and all of the materials, facts, and circumstances related to the Application, and they find that the Application satisfies the standards set forth in Section 11-602 of the Zoning Code relating to special use permits and Sections 11-604 and 11-606 of the Hinsdale Zoning Code governing site plans and exterior appearance plans, subject to the conditions stated in this Ordinance.

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 as findings of the President and Board of Trustees.

Section 2. Approval of Special Use Permit for Four Cellular Antennas and an Equipment Shelter. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and the Hinsdale Zoning Code, hereby approves a special use permit for the installation of a cellular antenna on the lawfully existing building located at the property commonly known as 15 Spinning Wheel Road, and legally described in Exhibit A, subject to the conditions stated in Section 4 of this Ordinance.

Section 3. Approval of Site Plans and Exterior Appearance Plans. The Board of Trustees, acting pursuant to the authority vested in it by laws of the State of Illinois and Sections 11-604 and 11-606 of the Hinsdale Zoning Code, approves the site plans and exterior appearance plans attached to and, by this reference, incorporated into this Ordinance as Exhibit B (the "Approved Plans"), subject to the conditions stated in Section 4 of this Ordinance.

Section 4. Conditions. The approvals granted in Sections 2 and 3 of this Ordinance are expressly subject to all of 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 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 Codes, Ordinances, and Regulations.** Except as specifically set forth in this Ordinance, 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.
- C. **Compliance with Approved Plans.** All development within the Subject Property shall be undertaken only in strict compliance with the Village-approved planned development plans, including without limitation the Approved Site Plans, the Approved Exterior Appearance Plans, and other Village-approved plans.
- 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.

- E. Applicant to Paint Antennas. The applicant shall paint all antennas, visible from the ground, to blend with the building.

Section 5. Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance or of any applicable code, ordinance, or regulation of the Village shall be grounds for the immediate rescission by the Board of Trustees of the approvals made in this Ordinance.

Section 6. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance, and 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 7. 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 _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____ 2010.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

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

By:

Its:

Date: _____, 2010

EXHIBIT A

LEGAL DESCRIPTION

THAT PART OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 36, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE EAST LINE OF SAID SECTION 36, A DISTANCE OF 671.49 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SECTION 36, AS MEASURED ALONG THE EAST LINE OF SAID SECTION 36, SAID POINT BEING THE EASTERLY MOST SOUTHEAST CORNER OF LOT 1 IN KOPLIN'S ASSESSMENT PLAT RECORDED AS DOCUMENT NUMBER 67-16396; THENCE NORTH 00 DEGREES 00 MINUTES 28 SECONDS WEST ALONG THE EAST LINE OF SAID SECTION 36, ALSO BEING THE EAST LINE OF SAID LOT 1, A DISTANCE OF 500.07 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 59 MINUTES 32 SECONDS WEST ALONG A LINE 500.07 FEET NORTH OF AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 275.00 FEET TO A LINE 275.00 FEET WEST OF AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE EAST LINE OF SAID SECTION 36; THENCE NORTH 00 DEGREES 00 MINUTES 28 SECONDS WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 15.00 FEET TO A LINE 515.07 FEET NORTH OF AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 1; THENCE SOUTH 89 DEGREES 59 MINUTES 32 SECONDS WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 156.58 FEET TO A LINE 431.58 FEET EAST OF AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE EAST LINE OF SAID SECTION 36; THENCE SOUTH 00 DEGREES 00 MINUTES 28 SECONDS EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 455.98 FEET TO A LINE 59.09 FEET NORTH OF AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH A SOUTH LINE OF SAID LOT 1; THENCE SOUTH 89 DEGREES 59 MINUTES 32 SECONDS WEST ALONG SAID PARALLEL LINE, A DIATANCE OF 48.00 FEET TO THE EAST LINE OF SAID LOT 1; THENCE NORTH 00 DEGREES 00 MINUTES 28 SECONDS WEST ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 786.39 FEET TO THE NORTH LINE OF SAID LOT 1, THENCE NORTH 79 DEGREES 52 MINUTES 02 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 1, ALSO BEING PARALLEL WITH THE NORTH RIGHT OF WAY LINE OF OGDEN AVENUE (FORMERLY KNOWN AS OLD PLANK ROAD), A DISTANCE OF 487.17 FEET TO THE NORTHEAST CORNER OF SAID LOT 1, ALSO BEING THE EAST LINE OF SAID SECTION 36; THENCE SOUTH 00 DEGREES 00 MINUTES 28 SECONDS EAST ALONG THE EAST LINE OF SAID LOT 1 AND THE EAST LINE OF SAID SECTION 36, A DISTANCE OF 431.04 FEET TO SAID POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

REQUEST FOR BOARD ACTION

AGENDA SECTION NUMBER	ORIGINATING DEPARTMENT Community Development
ITEM Case A-27-2009 – Applicant: Adventist Hinsdale Hospital – Request: Text Amendment to Section 7 -105 (Special Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Helistops as Special Uses in the Health Services District.	APPROVAL
<p>The Applicant, Adventist Hinsdale Hospital, has submitted an application to amend Sections 7-105 and 12-206 of the Zoning Code to allow Helistops in the Health Services District, as Special Uses. Currently the Zoning Code does not have any allowances or regulations for Helistops as they relate to the hospital or otherwise. If approved, the text amendment would not specifically permit a Helistop, but would allow the hospital to request one as a Special Use. As a Special Use, all respective Commissions, Committees and the Village Board, would have the ability to weigh the appropriateness of the Helistop as it relates to the requested site using not only the standards of a Special Use, but also those requirements set forth in the proposed definition, specifically. It should be noted that while the proposed text amendment would apply to the entire HS District, the Hinsdale Hospital is in fact, the only property within this district.</p> <p>Below is draft language proposed by the applicant that would amend the Zoning Code so that Helistops associated with hospitals could be permitted as Special Uses in the HS, Health Services District:</p> <p>Section 7-105 Special Uses</p> <p><i>G. Helistop</i></p> <p>Section 12-206 Definitions</p> <p>Helistop: Structure used for an emergency medical helicopter heliport (the “Landing Pad”) to transport patients for medical and surgical emergencies.</p> <ol style="list-style-type: none"> 1. Helicopter transports <u>may only be made for outgoing patients</u> from the structure <u>and</u> may be made only when patients require immediate transport for surgery or medical care in an intensive care unit. 2. The decision to transfer <u>an outgoing</u> patient by air will strictly remain a decision between the referring physician, the Transport Team and their Medical Control. 3. No helicopter transport business shall be owned or operated from the Helistop and no helicopter may be based, stored, fueled or serviced at the Helistop. 4. The user of a Helistop must submit all required documentation to the State of Illinois Department of Transportation Division of Aeronautics in order for that agency to review and, if the appropriate regulations are met, to issue the appropriate permit for utilization of a Helistop. 5. A Helistop must be reviewed and approved as a Special Use in the Health Services Zoning District for purposes of a Hospital. <p>At the Plan Commission meeting of January 13, 2010, it was recommended, with a 6-1 vote, (1 absent and 1 abstention) that the Text Amendment to Section 7 -105 (Special Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Helistops as Special Uses in the Health Services District, be approved with the amended language as underlined above.</p> <p>Attached are the draft findings and recommendation from the Plan Commission and the draft ordinance.</p>	

MOTION: Move that the request be forwarded to the Board of Trustees to approve an “Ordinance Amending Section 7 -105 (Special Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Helistops as Special Uses in the Health Services District”.

APPROVAL 	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL 
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COMMITTEE ACTION:

BOARD ACTION:

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-27-2009 - Applicant: Adventist Hinsdale Hospital – Request: Text Amendment to Section 7 - 105 (Special Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Helistops as Special Uses in the Health Services District.

DATE OF PLAN COMMISSION REVIEW: December 9th, 2009 and January 13, 2010

DATE OF COMMITTEE REVIEW: January 25, 2010

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Adventist Hinsdale Hospital, submitted an application to amend Section 7 -105 (Special Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to allow Helistops as Special Uses in the Health Services District.
2. The Plan Commission heard presentations from the applicant at the Plan Commission meeting of December 9, 2009 and January 13, 2010.
3. The Plan Commission and residents expressed concerns with regards to noise, safety and property values.
4. Several residents were given the opportunity to speak, both in favor of, and opposition to the proposed text amendment.
5. As a result of comments and concerns of the residents and Commissioners, as well as discussions conducted, the Plan Commission offered a recommendation and revision to the proposed amendment, which included more refined language better identifying any potential usage being for outgoing patients only.
6. The Plan Commission specifically finds that the Application satisfies the standards in Section 11-601 of the Zoning Code applicable to approval of the amendments.

II. RECOMMENDATIONS

The Village of Hinsdale Plan Commission, by a vote of six (6) "Ayes", one (1) "Nays", one (1) "Absent" and one (1) "Abstention" recommends to the President and Board of Trustees that the Hinsdale Zoning Code be amended using the revised language as submitted.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2010.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 7-105 AND SECTION
12-206 OF THE HINSDALE ZONING CODE REGARDING HELISTOPS
IN THE HEALTH SERVICES DISTRICT
(Plan Commission Case No. A-27-2009)**

WHEREAS, the Applicant, Adventist Hinsdale Hospital ("Applicant"), seeks text amendments to Section 7-105 and Section 12-206 of the Village of Hinsdale's ("Village") Zoning Code to add helistops as a special use in the Health Services District and to define a helistop ("the Application"); and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on December 9, 2009 and January 13, 2010, pursuant to notice thereof properly published in the Hinsdalean on November 19, 2009, and, after considering all of the testimony and evidence presented at the public hearing, the Plan Commission recommended approval of the Application by a vote of six (6) in favor, one (1) against, and one (1) abstention, subject to numerous conditions and recommendations, subject to numerous conditions and recommendations, all as set forth in the Plan Commission's Findings and Recommendations for Plan Commission Case No. A-27-2009; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on January 25, 2010, considered the Application and the Findings and Recommendation of the Plan Commission and made its recommendation to the Board of Trustees; and

WHEREAS, the President and Board of Trustees of the Village of Hinsdale have considered the Findings and Recommendation of the Plan Commission and all of the facts and circumstances affecting the Application, and the President and Board of Trustees have determined that it is appropriate to amend the Hinsdale Zoning Code as provided in this Ordinance.

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 as findings of the President and Board of Trustees.

Section 2. Amendment of Section 7-105. Article VII (Special Districts), Part 1 (Health Services District), Section 7-105 (Special Uses) of the Hinsdale

Zoning Code is hereby amended by adding the underlined language to read as follows:

Sec. 7-105. Special uses.

Except as specifically limited in the following paragraphs, the uses listed in the following paragraphs may be permitted in the Health Services District subject to the issuance of a special use permit as provided in Section 11-602 of this Code. In interpreting the use designations, reference should be made to the Standard Industrial Classification Manual (see Appendix A) and Section 11-501 of this Code. SIC codes are given in parentheses following each use listing.

A. Social services.

1. Individual and Family Services (832)
2. Child Day Care Services (835)
3. Residential Care (836)

B. Vocational schools (8249), limited to nursing, medical, and allied health schools.

C. Dwelling units, subject to the provisions applicable in the R-5 District, but only when occupied by hospital personnel, staff, and students enrolled in medical or allied health schools.

D. Staff dwellings, subject to the provisions applicable to multiple family dwellings in the R-5 District; provided, however, that every rooming unit in a staff dwelling shall be counted as one-third dwelling unit for the purpose of calculating compliance with minimum total lot area per dwelling unit requirements.

E. Planned developments.

F. Emergency directional signs on public property pursuant to Section 9-106 of this Code.

G. Helistops, as defined in Section 12-206 of this Code.

Section 3. Amendment of Section 12-206. Article XII (Applicability and Interpretation), Part II (Interpretations), Section 12-206 (Definitions) of the Hinsdale Zoning Code is hereby amended by adding the underlined language to read as follows:

Sec. 12-206. Definitions:

When used in this code, the following terms shall have the meanings herein ascribed to them:

* * * *

Helistop: A structure used for an emergency medical helicopter heliport (the "Landing Pad") to transport patients for medical and surgical emergencies. For the purposes of this definition, the following shall be applicable:

A. Helicopter transports may only be made for outgoing patients from the structure and may be made only when patients require immediate transport for surgery or medical care in an intensive care unit.

B. The decision to transfer an outgoing patient by air will strictly remain a decision between the referring physician, the transport team and their medical control.

C. No helicopter transport business shall be owned or operated from the helistop and no helicopter may be based, stored, fueled or serviced at a helistop.

D. The user of a helistop must submit all required documentation to the State of Illinois Department of Transportation Division of Aeronautics in order for that agency to review and, if the appropriate regulations are met, to issue the appropriate permit for utilization of a helistop.

E. A helistop must be reviewed and approved as a special use in the Health Services District for purposes of a hospital.

* * * *

Section 4. 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 5. 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 ____ day of _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2010.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

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REQUEST FOR BOARD ACTION

AGENDA	ORIGINATING DEPARTMENT
SECTION NUMBER Zoning and Public Safety Committee	Community Development
ITEM Case A-32-2009 - Applicant: Adventist Hinsdale Hospital - Location: 120 N. Oak Street: Special Use Permit to allow a Major Adjustment to a Planned Development, Special Use Permit to allow a Helistop associated with a hospital in the HS Health Services District and Site Plan/Exterior Appearance Approval for construction of a hospital addition.	APPROVAL

The Applicant, Adventist Hinsdale Hospital, has submitted an application for a Special Use Permit to allow a Helistop associated with the Hospital as well as Exterior Appearance and Site Plan Review and a Special Use for a Major Adjustment to the Planned Development to allow for the construction of a four story addition to the hospital located at 120 N. Oak Street. In addition to the proposed addition, the applicant is proposing to locate a Helistop on the top level of the existing parking garage at the subject property. The applicant has requested these approvals in conjunction with Plan Commission Case A-27-2009, which is a text amendment request to allow a Helistop associated with the hospital, in the HS, Health Services District. As part of the current proposal, the hospital and its representatives sent out notices and held neighborhood meetings May 19th, 22nd and 31st. On October 15th, the applicant also hosted what they referred to as a community forum in which notification was posted in three local newspapers including the Doings, the Hinsdalean and Suburban Life.

ZONING HISTORY/CHARACTER OF AREA

The property to the west is zoned R-4 and improved with single-family residences and OS Open Space; IB Institutional Buildings, north is zoned R-4 and IB improved with single-family residence and a religious building; to the east is zoned HS and OS improved with the Wellness House and Pierce Park, to the south is the Burlington Northern Railroad.

GENERAL STAFF COMMENTS**Special Use Permit for a Major Adjustment to a Planned Development**

Paragraph 11-603K2 of the Hinsdale Zoning Code regulates Major Adjustments to a Final Planned Development and as such, the petitioner is requesting a major adjustment with the following waivers:

- Front yard setback from 35' to 17'-5" feet

Zoning criteria

The hospital was originally located on the property in approximately 1905 and has received several building additions over the years. The last major expansion on the property was completed in 2001. The property is zoned HS Hospital Service. The entire parcel is 13.61 acres in size and consists of approximately ten structures. The easterly property contains three buildings that houses 92 dwelling units since 1955. The applicant has indicated that as part of this proposal, they will demolish Highland Hall (20 units) and Parkview (2 units). According to the applicant this area will be used for staging during construction and will be returned to green space once the expansion is complete.

The application submitted, pertains to the southwest portion of the hospital's property and is generally located just northwest of the Oak Street bridge/overpass and directly east of the south garage. The new proposal includes the construction of a new 4-story patient pavilion. If approved, the addition of the patient pavilion would decrease the overall bed count of the existing hospital by 52 beds by making all of the rooms private. According to the application, a new lobby would be built and the proposal would also include the relocation of Pre-Admission, Testing, Surgical Waiting, Admitting facilities and Chapel facility.

Section 7-110 of the Zoning Code allows the maximum floor area ratio to be 1.6. Based on the overall size of the property, the maximum floor area ratio is 948,563 (13.61 acres x 43,560 sq. ft. x 1.6). The proposed expansion brings the total floor area ratio to 1.512 (896,281 square feet), below the maximum allowed per the code. The Zoning Code does not state a maximum building or lot coverage requirement.

Parking/circulation

Under the proposed site plan, the applicant has identified that there will be one new curb cut and a modification to an existing curb cut. Both changes are proposed to occur along Oak Street. The existing southerly curb cut, closest to the Oak Street Bridge, will be reduced in width and will be modified to use for exiting only. A new curb cut is proposed to be located north of that existing cut, and will serve as an entrance only. The newly proposed circulation pattern would eliminate two-way traffic and utilize one-way traffic to enter and exit the proposed addition, as illustrated in the petitioner's site circulation plan. In addition, portions of the new patient pavilion will cantilever and extend over the existing drive aisles, providing covered drop off areas and limited protection from certain weather conditions. The Police Department has reviewed the traffic report provided by the applicant and agrees with the consultant that the proposal will not increase traffic volumes. They have indicated however, that the Oak Street Bridge expansion will certainly have an impact on traffic volumes. And while the impacts are unpredictable, they generally believe that the expansion will improve the efficiency of north/south cut-through traffic resulting in increased traffic volumes on Oak unless the Village discourages cut through traffic with turn restrictions and other traffic control devices. The use of these traffic control devices would be reviewed more closely based on need and response to the Oak Street Bridge expansion.

The proposed building addition decreases the existing parking requirements as the bed count will actually be reduced, and no additional staff is proposed. The on-site parking requirements and the total number of spaces available are as follows:

Total Required:

1 space per each 2 beds:	$290/2 = 145$	
1 space per each doctor:	$250 = 250$	
1 space per each 2 other employees:	$1210/2 = 605$	
TOTAL		1,000 parking spaces required

Total Available:

South parking garage:	571	
East parking garage:	609	
Surface:	73	
TOTAL		1,253 spaces provided

Special Use Permit for a Helistop in the HS, Health Services District

Currently the Zoning Code does not have any allowances or regulations for Helistops as they relate to the hospital or otherwise. The request for the Special Use to allow the Helistop is proposed in conjunction with a text amendment (A-27-2009) which would allow for Helistops as a Special Use in the HS District. The text amendment request provides the applicant the ability to also request the Special Use for the Helistop. More information regarding text amendment can be found in the applicants submittal, case A-27-2009, regarding the text amendment for Helistops in the HS District.

Exterior Appearance/Site Plan Review

The proposed addition will consist of a face brick similar to the existing structure. Masonry columns with precast concrete caps will be used in several areas for design accent, as illustrated in the attached elevations. The overall height of the proposed addition is 61'-10" which includes a shielded mechanical unit enclosure extending to 73'-0" in height, however per the zoning code, this is not considered in determining overall

Street frontage. Because of this, a waiver is required to allow the proposed setback, in lieu of the 35'-0" required. The proposed Helistop would utilize a portion of the top level of the existing south parking garage. While the elevations identify the overall height to be 43'-6", this dimension is the physical height in that elevation and does not provide the height as defined by the zoning code. Using those definitions, the architect has confirmed the height to the highest point of the top floor garage wall to be 31'-7" and the highest point of the proposed Helistop to be 33'-10"

Signage

As illustrated in the attached drawings, the newly proposed monument sign would be located on the east side of the proposed expansion along Oak Street. According to the submitted plans, the overall height of the sign would be 8'-0" and the applicant has confirmed that the setback from the Oak Street property line would be a minimum of 10'-0". The structure would be masonry and contain backlit letters as seen in the attached documents. When determining the square footage permitted for signage, it is determined by the overall height and width of the actual sign face and does not take into consideration the base or frame of the monument sign. As such, the sign is approximately 15 square feet. Subsection 9-106J of the Zoning Code provides the requirements for ground signs in the HS District and the maximum square footage is 50 square feet per sign face. The maximum overall height of a monument sign is 8'-0" and the required and proposed setback is 10'-0". As such, the proposed sign application meets the requirements of Section 9-106 – Signs of the Zoning Code.

Other

The Fire Department has met with the applicant and identified, per Section 503 of the 2006 International Fire Code, concerns with regards to the access on the south end of the addition and also indicated that if cars were going to be travelling under the proposed addition, fire sprinkler coverage would be required. The petitioner has been made aware of these issues and these items will be further reviewed during the building permit review stage.

At the January 13th, 2010 Plan Commission meeting the commission reviewed the application submitted by Adventist Hinsdale Hospital and recommended approval, on a 6-1 vote (1 absent and 1 abstention), the approval of the request for a Special Use to allow a Helistop associated with the hospital and recommended unanimously (7-0, 1 absent and 1 abstention), approval of the request for a Special Use Permit for a Major Adjustment to the Planned Development, which included a waiver to permit a 17'-5" front yard setback instead of the required 30'-0" front yard setback, as well as Site Plan/Exterior Appearance Approval for a four-story addition to the existing hospital.

Review Criteria

In review of the application submitted the Commission must review the following criteria as stated in the Zoning Code:

1. Subsection 11-602E pertaining to Standards for special use permits;
2. Subsection 11-604F pertaining to Standards for site plan disapproval; and
3. Subsection 11-606E pertaining to Standards for building permits (exterior appearance review), which refers to Subsection 11-605E Standards and considerations for design review permit.

Attached are the draft findings and recommendations from the Plan Commission and the draft ordinances.

MOTION: Move that the request be forwarded to the Board of Trustees to approve an "Ordinance Approving a Special Use Permit for a Helistop at the Property Located at 120 N. Oak Street." And;

MOTION: Move that the request be forwarded to the Board of Trustees to approve an "Ordinance Approving a Major Adjustment to a Planned Development, and Site Plans and Exterior Appearance Plans for the Expansion of the Existing Hospital Located at 120 N. Oak Street."

APPROVAL 	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL 
COMMITTEE ACTION:				
BOARD ACTION:				

HINSDALE PLAN COMMISSION

RE: Case A-32-2009 - Applicant: Adventist Hinsdale Hospital - Location: 120 N. Oak Street: Special Use Permit to allow a Major Adjustment to a Planned Development, Special Use Permit to allow a Helistop associated with a hospital in the IIS Health Services District and Site Plan/Exterior Appearance Approval for construction of a four-story hospital addition.

DATE OF PLAN COMMISSION REVIEW: December 9, 2009 and January 13, 2010

DATE OF ZONING AND PUBLIC SAFETY REVIEW: January 25, 2010

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. Adventist Hinsdale Hospital, submitted an application to the Village of Hinsdale for a Special Use Permit to allow a Major Adjustment to a Planned Development, Special Use Permit to allow a Helistop associated with a hospital in the HS Health Services District and Site Plan/Exterior Appearance Approval for construction of a four-story hospital addition for the property located at 120 N. Oak Street (the "Application").
2. The property is located within the IIS Hospital District and improved with an existing hospital and associated medical and parking structures.
3. The Applicant, is proposing the construction of a four story addition to the hospital located at 120 N. Oak Street, which includes a Helistop on the top level of the existing parking garage at the subject property.
4. The Plan Commission heard comments from the audience regarding the proposed site improvements and Special Uses.
5. The Plan Commission expressed some general concerns regarding traffic and landscaping, but generally found the addition to be appropriate.
6. Residents and the Plan Commission presented both concerns and support regarding the proposed helistop associated with the approval. The concerns voiced regarding the helistop included those of noise, general safety and a decrease of property values.
7. While the Plan Commission generally shared some of these concerns, most felt that presentations and explanations given by both the applicant and their experts relieved any of these concerns.
8. The Plan Commission specifically finds that the Application, as a whole, satisfies the standards in Section 11-602 of the Zoning Code applicable to approval of a special use permit, Subsection 11-604F pertaining to Standards for site plan disapproval and Section 11-606 of the Zoning Code governing exterior appearance review.

II. RECOMMENDATION

The Village of Hinsdale Plan Commission, by a vote of 6 "Ayes," 1 "Nay," 1 "Absent" and 1 "Abstention" recommends that the President and Board of Trustees approve the Application for a Special

Use permit to allow a Helistop associated with a hospital in the HS Health Services District at 120 N. Oak, subject to the revised language recommended for the Text Amendment, case A-27-2009.

The Village of Hinsdale Plan Commission, by a vote of 7 "Ayes," 0 "Nay," 1 "Absent" and 1 "Abstention" recommends that the President and Board of Trustees approve the Application for a Special Use permit to allow a Major Adjustment to a Planned Development, for the Hinsdale Hospital located at 120 N. Oak Street.

The Village of Hinsdale Plan Commission, by a vote of 7 "Ayes," 0 "Nay," 1 "Absent" and 1 "Abstention" recommends that the President and Board of Trustees approve the Application for exterior appearance/site plan review approval, which includes a Helistop and a four-story addition, for the Hinsdale Hospital located at 120 N. Oak Street.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2010.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A MAJOR ADJUSTMENT TO A PLANNED
DEVELOPMENT, AND SITE PLANS AND EXTERIOR APPEARANCE
PLANS FOR THE EXPANSION OF THE EXISTING
HOSPITAL LOCATED AT 120 NORTH OAK STREET
(Plan Commission Case No. A-32-2009)**

WHEREAS, Adventist Hinsdale Hospital ("Applicant") is the legal title owner of the existing hospital property generally located at 120 North Oak Street, and legally described in Exhibit A, attached hereto and incorporated herein by reference ("Subject Property"); and

WHEREAS, the Applicant has applied for a major adjustment to a planned development to allow for the construction of a new four-story patient pavilion at the Subject Property, including a new lobby and the relocation of pre-admission, testing, surgical waiting, admitting and chapel facilities ("Application"); and

WHEREAS, as part of its Application, the Applicant has also applied for site plan and exterior appearance approval for the four-story addition referenced above and the construction of the helistop on top of the existing parking garage at the Subject Property; and

WHEREAS, portions of the newly proposed addition would have a front yard setback of 17'-5" along the Oak Street frontage requiring a waiver to allow the proposed setback in lieu of the 35'-0" setback required by Subsection 7-110C1(a) of the Hinsdale Zoning Code; and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing and deliberated on the Application on December 9, 2009 and January 13, 2010, pursuant to notice thereof properly published in the Hinsdalean on November 19, 2009, and, after considering all of the testimony and evidence presented at the public hearing, the Plan Commission by a vote of seven (7) in favor, none (0) against, and one (1) abstention, recommended approval of the major adjustment to a planned development and exterior appearance and site plan approval, subject to numerous conditions and recommendations, all as set forth in the Plan Commission's Findings and Recommendations for PC Case No. A-32-2009; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on January 25, 2010, considered the Application and the Findings and Recommendation of the Plan Commission and made its recommendation to the Board of Trustees; and

WHEREAS, the President and Board of Trustees of the Village of Hinsdale have reviewed the recommendation of the Zoning and Public Safety Committee, the Findings and Recommendation of the Plan Commission, and all of the materials, facts, and circumstances related to the Application, and they find that the Application satisfies the standards set forth in the Hinsdale Zoning Code relating to the requested major adjustment to a planned development pursuant to Subsection 11-603K2 of the Hinsdale Zoning Code and site plan and exterior appearance approval pursuant to Sections 11-604 and 11-606 of the Hinsdale Zoning Code, but only subject to the conditions set forth in this Ordinance.

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 Major Adjustment to the Planned Development. Pursuant to the authority of Subsection 11-603K2 of the Hinsdale Zoning Code, the Board of Trustees approves the major adjustment to the approved planned development for the Subject Property with the following waiver: a front yard setback of 17'-5" along the Oak Street frontage is approved in lieu of the 35'-0" setback required by Subsection 7-110C1(a) of the Hinsdale Zoning Code. The planned development is hereby amended to the extent provided, but only to the extent provided, by the approval granted herein. The approval granted in this Section 2 is subject to the conditions set forth in Section 4 of this Ordinance.

Section 3. Approval of Site Plans and Exterior Appearance Plans. The Board of Trustees, acting pursuant to the authority vested in it by laws of the State of Illinois and Sections 11-604 and 11-606 of the Hinsdale Zoning Code, approves the site plans and exterior appearance plans attached to and, by this reference, incorporated into this Ordinance as Exhibit B ("Approved Plans"), subject to the conditions set forth in Section 5 of this Ordinance.

Section 4. Conditions on Approval. The approvals granted in Sections 2-4 of this Ordinance are 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 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 Codes, Ordinances, and Regulations. Except as specifically set forth in this Ordinance, 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.

C. Compliance with Approved Plans. All development within the Subject Property shall be undertaken only in strict compliance with the Village-approved planned development plans, including without limitation the Approved Site Plans, the Approved Exterior Appearance Plans, and other Village-approved plans.

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.

E. Waiver of Front Yard Setback. A front yard setback of 17'-5" along the Oak Street frontage is approved in lieu of the 35'-0" setback required by Subsection 7-110C1(a) of the Hinsdale Zoning Code.

F. Execution of Ordinance. This Ordinance shall be executed by the Applicant to signify its agreement to the terms hereof.

Section 5. Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance 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 6. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance, and 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 7. 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 _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____ 2010.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

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

By:

Its:

Dated: _____, 2010

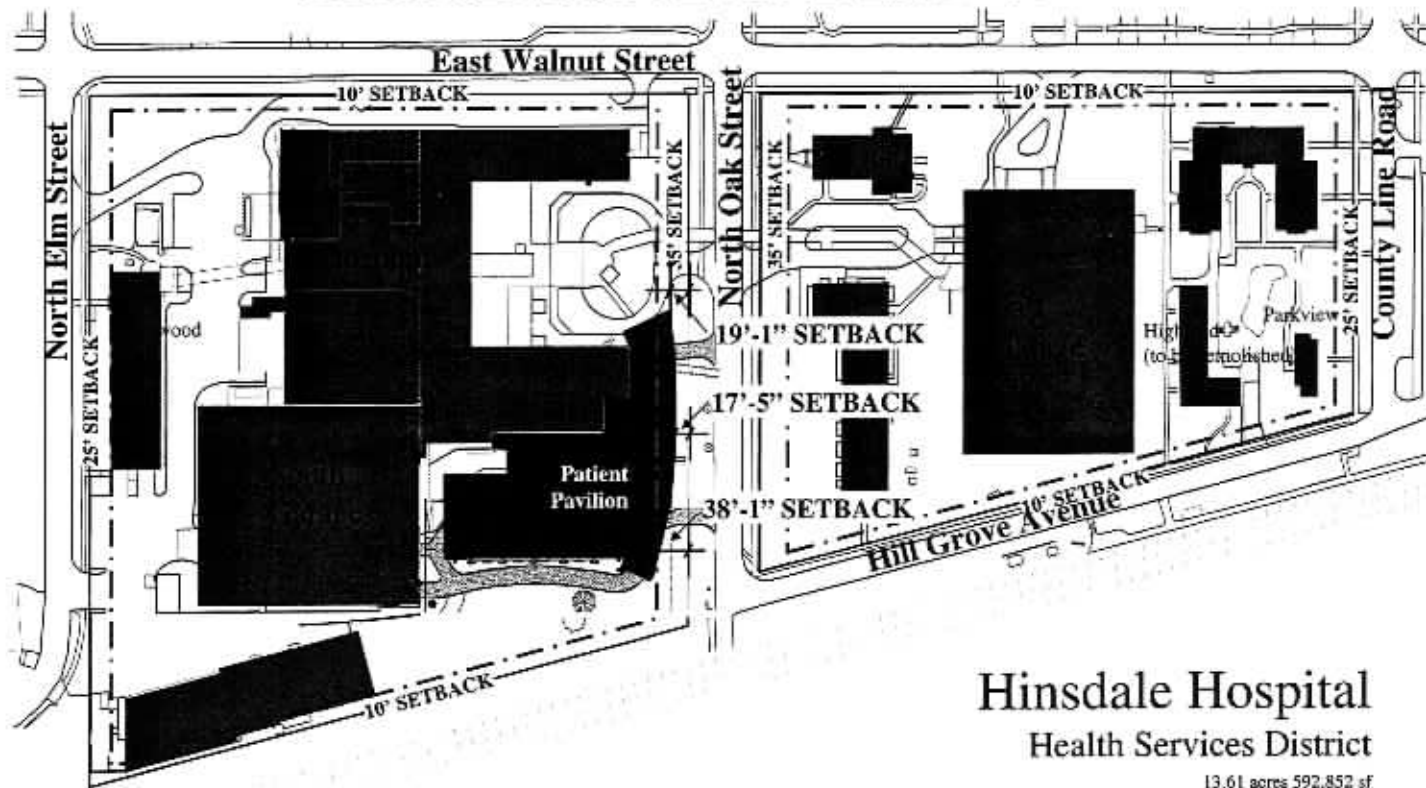
Z:\PLS\Village of Hinsdale\Ordinances\2010\10-xx 120 N. Oak adjustment 01-21-10.doc

EXHIBIT A

LEGAL DESCRIPTION

LOTS 1 TO 7 INCLUSIVE IN BLOCK 8 IN ALFRED WALKERS ADDITION TO THE TOWN OF HINSDALE IN THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DU PAGE COUNTY, ILLINOIS. ALSO, LOTS 1 TO 19 INCLUSIVE, TOGETHER WITH ALL OF THE VACATED STREETS AND ALLEYS BETWEEN AND ADJOINING SAID LOTS IN KIMBALL HEIR'S SUBDIVISION OF LOTS 1, 2, 3, 4 AND 5 OF BLOCK 9 IN ALFRED WALKER'S ADDITION TO HINSDALE IN THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DU PAGE COUNTY, ILLINOIS.

Proposed Hinsdale Hospital Health Services District



Hinsdale Hospital
Health Services District

13.61 acres 592,852 sf

Site Plan

Patient Pavilion



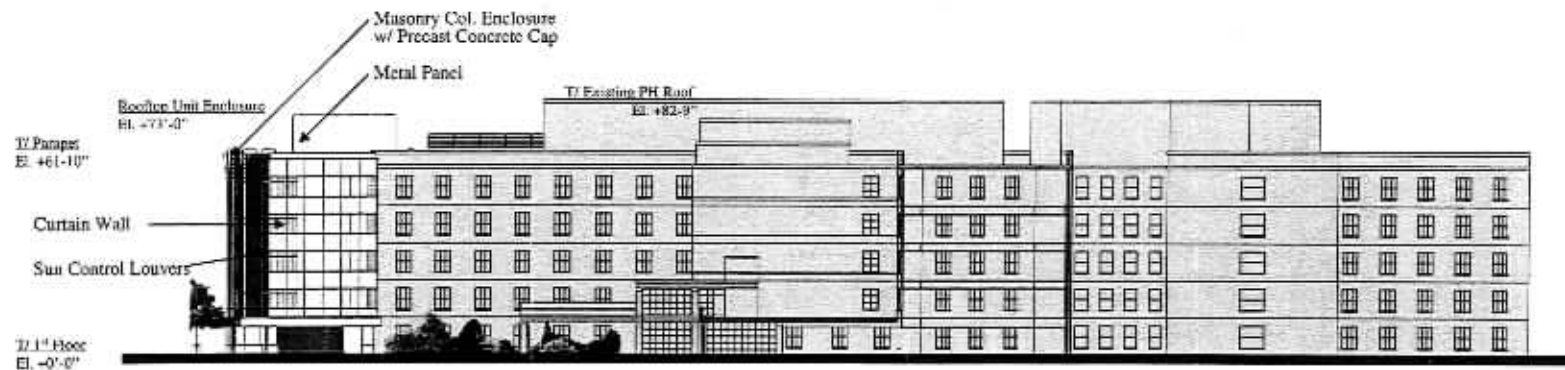
Adventist Hinsdale Hospital

© Anderson Mikos Architects, Ltd. 2009

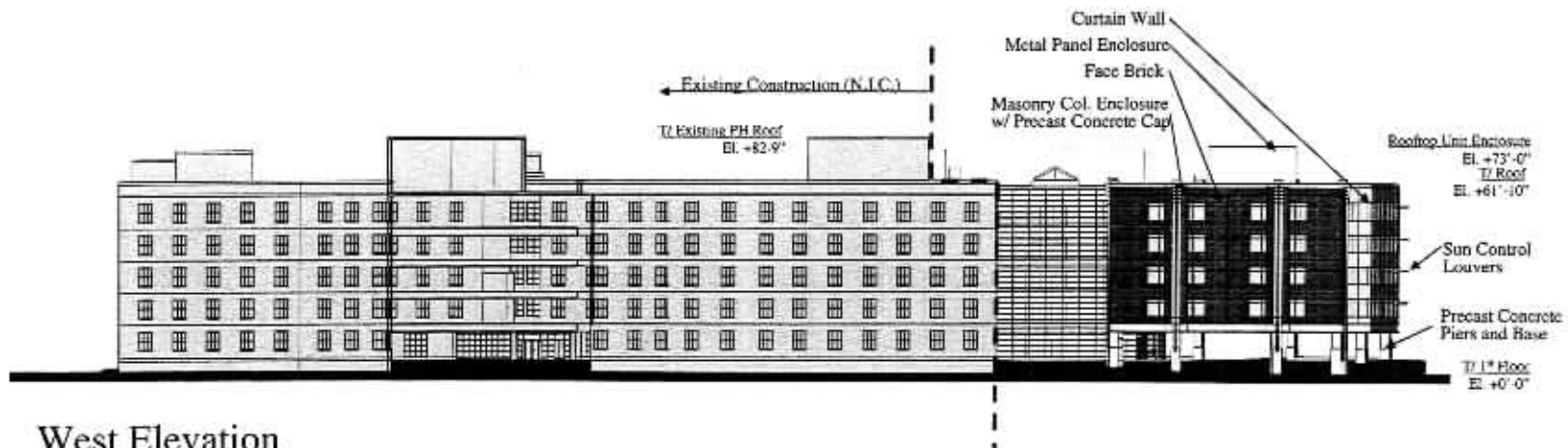
EXHIBIT "B"



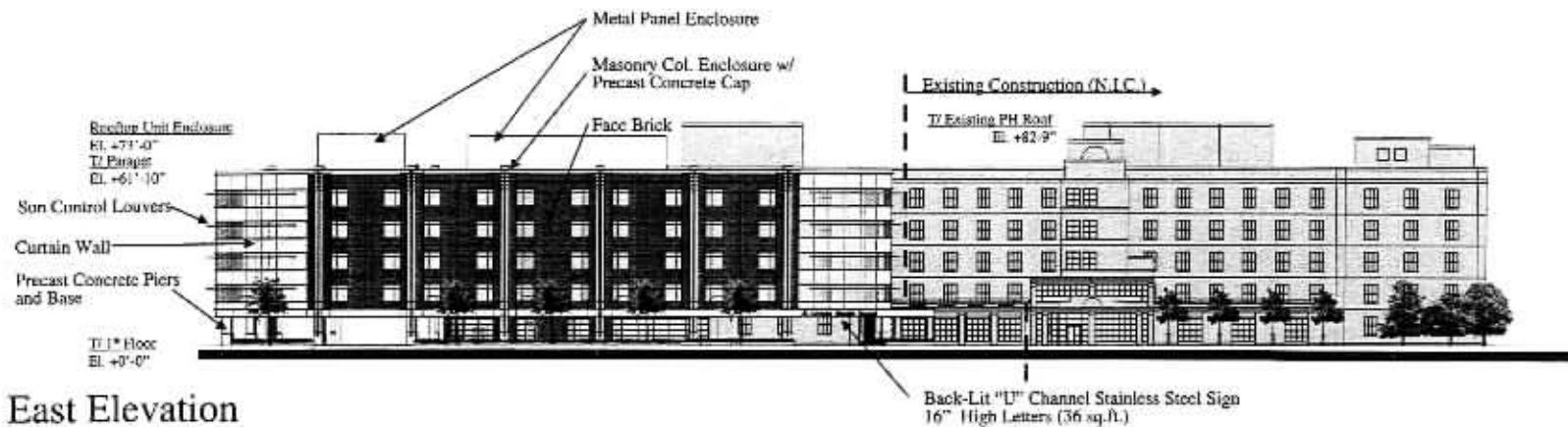
South Elevation



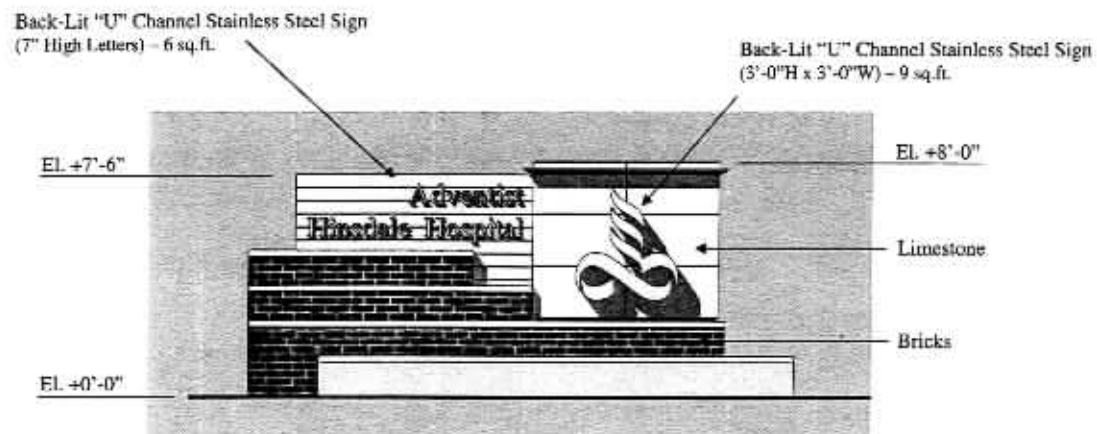
North Elevation



West Elevation



East Elevation



Pylon Sign Elevation

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A SPECIAL USE PERMIT
FOR A HELISTOP AT THE PROPERTY LOCATED
AT 120 NORTH OAK STREET
(Plan Commission Case No. A-32-2009)**

WHEREAS, Adventist Hinsdale Hospital ("Applicant") is the legal title owner of the property generally located at 120 North Oak Street, and legally described in Exhibit A, attached hereto and incorporated herein by reference ("Subject Property"); and

WHEREAS, the Applicant has applied for a special use permit in a Health Services District for a helistop on top of the existing parking garage at the Subject Property as allowed pursuant to Subsection 7-105G of the Hinsdale Zoning Code; and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing and deliberated on the Application on December 9, 2009 and January 13, 2010, pursuant to notice thereof properly published in the Hinsdalean on November 19, 2009, and, after considering all of the testimony and evidence presented at the public hearing, the Plan Commission by a vote of six (6) in favor, one (1) against, and one (1) abstention, recommended approval of the Application subject to numerous conditions and recommendations, all as set forth in the Plan Commission's Findings and Recommendations for PC Case No. A-32-2009; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on January 25, 2010, considered the Application and the Findings and Recommendation of the Plan Commission and made its recommendation to the Board of Trustees; and

WHEREAS, the President and Board of Trustees of the Village of Hinsdale have reviewed the recommendation of the Zoning and Public Safety Committee, the Findings and Recommendation of the Plan Commission, and all of the materials, facts, and circumstances related to the Application, and they find that the Application satisfies the standards set forth in Section 11-602 of the Zoning Code relating to special use permits, but only subject to the conditions set forth in this Ordinance.

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 Special Use Permit for a Helistop. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and by Sections 11-602 and 11-603 of the Hinsdale Zoning Code, approves a special use permit authorizing a helistop for the Subject Property. The approval granted in this Section 2 is subject to the conditions set forth in Section 3 of this Ordinance.

Section 3. Conditions on Approvals. The approval granted in Sections 2 of this Ordinance is granted expressly subject to all of 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 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 Codes, Ordinances, and Regulations. Except as specifically set forth in this Ordinance, 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.

C. Compliance with Approved Plans. All development within the Subject Property shall be undertaken only in strict compliance with the Village-approved planned development plans, including without limitation the Approved Site Plans, the Approved Exterior Appearance Plans, and other Village-approved plans.

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.

E. Execution of Ordinance. This Ordinance shall be executed by the Applicant to signify its agreement to the terms hereof.

Section 4. Violation of Condition or Code. Any violation of (i) any term or condition stated in this Ordinance or (ii) any applicable code, ordinance, or regulation of the Village shall be grounds for the immediate rescission by the Board of Trustees of the approvals made in this Ordinance.

Section 5. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance, and 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 _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2010.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

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

By:

Its:

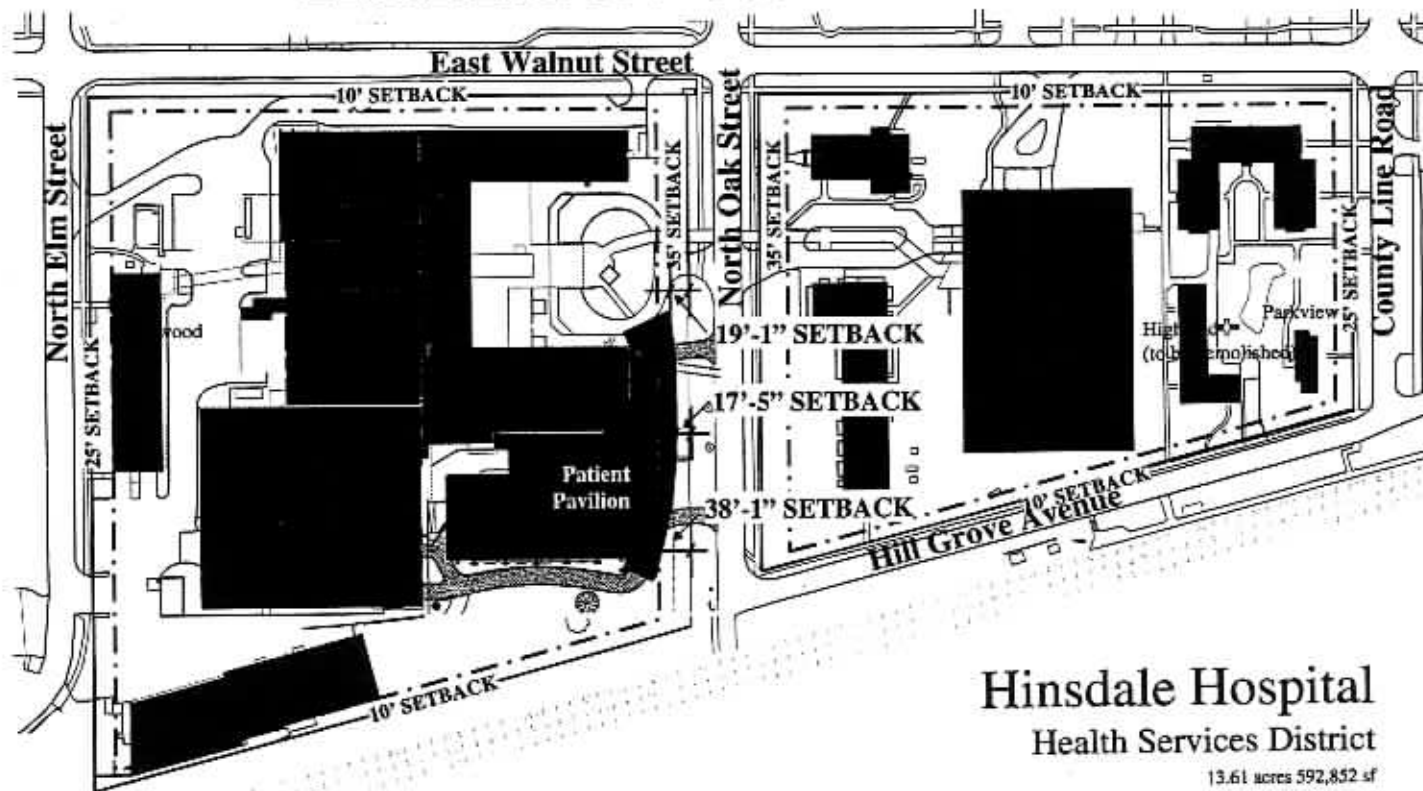
Dated: _____, 2010

EXHIBIT A

LEGAL DESCRIPTION

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Proposed Hinsdale Hospital Health Services District



Site Plan

Patient Pavilion



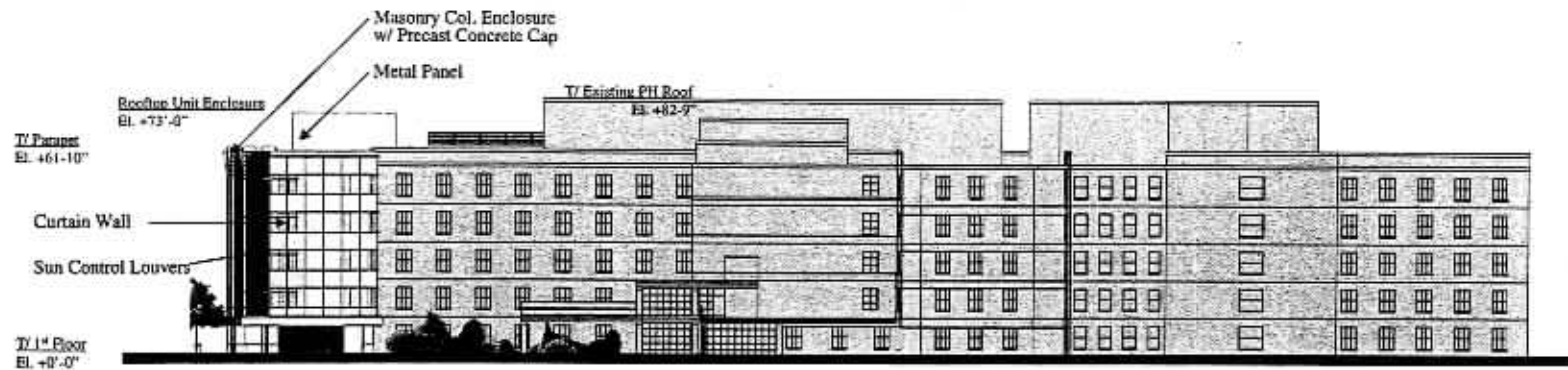
Adventist Hinsdale Hospital

© Anderson Mikos Architects, Ltd. 2009

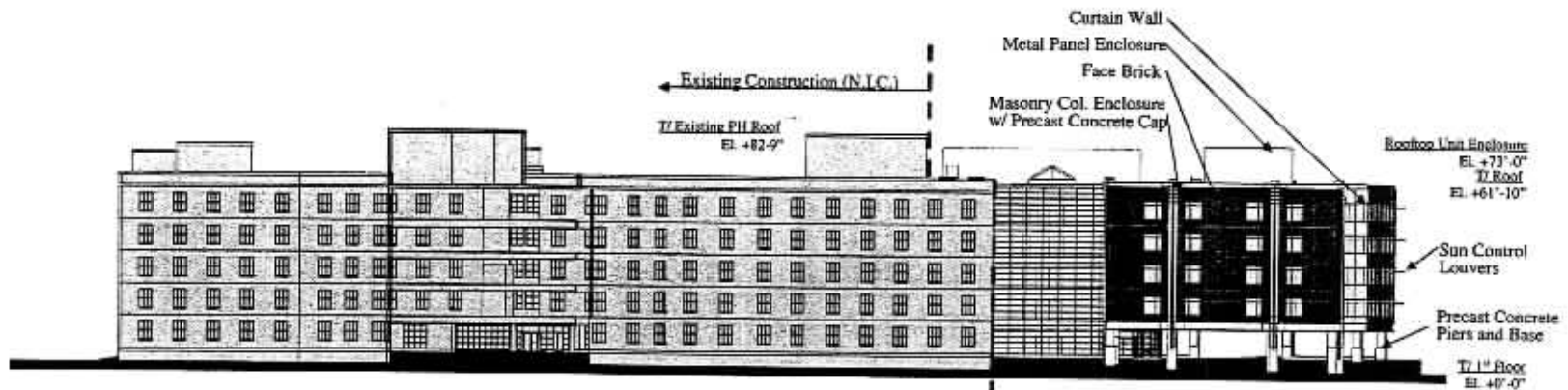
EXHIBIT "B"



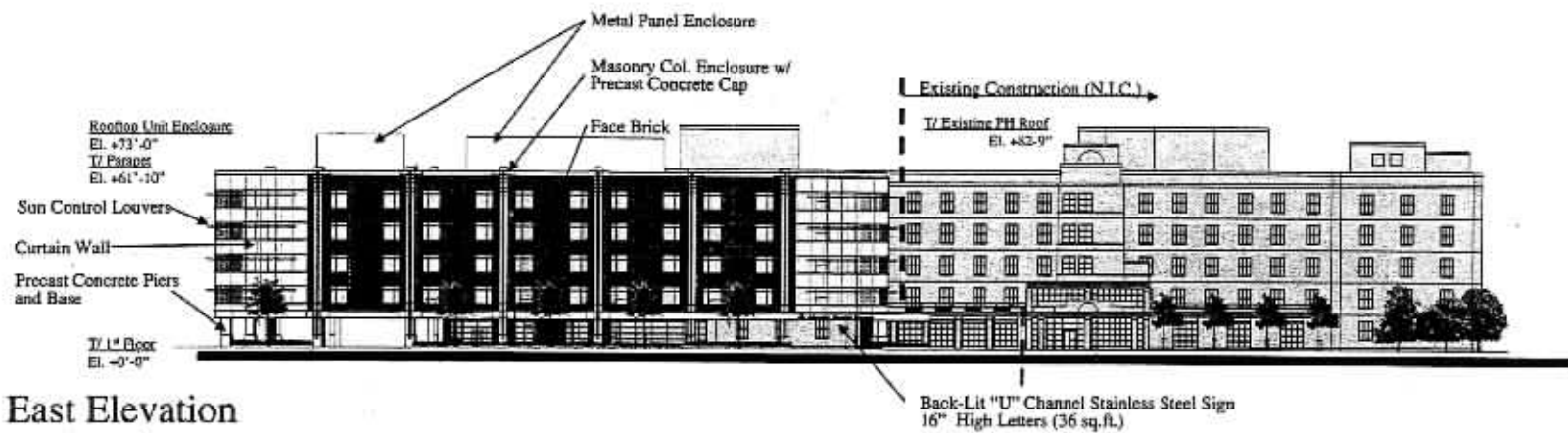
South Elevation



North Elevation



West Elevation



East Elevation

Back-Lit "U" Channel Stainless Steel Sign
(7" High Letters) = 6 sq.ft.

Back-Lit "U" Channel Stainless Steel Sign
(3'-0"H x 3'-0"W) = 9 sq.ft.

El. +7'-6"

El. +8'-0"

El. +0'-0"

Limestone

Bricks



Pylon Sign Elevation

January 19, 2010

Dear Mr. Cauley,

We met in October when you and your wife accepted Marc Cella's invitation to attend a Harsco Health Hospital CEO Reception. I have been a member of the hospital's Board of Trustees for over twenty years and Chair of the Civic Advisory Board for the same number of years. My husband has been a member of the hospital's Institutional Review Board for seventeen years. Clearly, we both strongly believe in the important part that the Hospital plays in our community.

My husband and I attended the December meeting of the Planning Commission, the January meeting and he will be attending the January 25 meeting of the Zoning Board. Many other members of the Civic Advisory Board have also attended these meetings to

RECEIVED JAN 21 2010

show our support for the Hospital's modernization project and for the Helistop.

We encourage you and the Board of Trustees to support these two projects. The Hospital has been successful in its hundred plus years in bringing the best possible health care to the community. Your support and the support of your Board for both the Renovation and the Helistop will make it possible for Hinsdale Hospital to continue to give to the community the expert health care for which we are known.

Sincerely,

Betty O'Toole

51 Golf Avenue

Clarendon Hills, IL 60514

AGENDA ZONING & PUBLIC SAFETY SECTION	ORIGINATING DEPARTMENT	Community Development
Ordinance amending 3-110 I(5) Specified ITEM structures and uses in required yards.	APPROVED	Robert McGinnis Building Commissioner

The Applicant, Steven Cochlan, submitted an application to amend Sections 3-110 I(5) of the Zoning Code and 9-6-6 of the Village Municipal Code, to allow generators as permitted encroachments in the interior and corner side yards, in the R-1, R-2, R-3 and R-4 Single Family Residential Districts. Currently the Village's Municipal Code specifically prohibits air conditioners or generators to encroach into an interior or corner side yard. The Zoning Code currently contains no specific regulations regarding generators encroaching into required yards, however the applicant(s) would like to add an additional allowance in Section 3-110I(5)(Specified structures and uses in required yards) to allow generators as permitted encroachments in the interior and corner side yard, as it relates to the R-1, R-2, R-3 and R-4, Single Family Zoning Districts.

The Village of Hinsdale Plan Commission, by a vote of five (5) "Ayes", three (3) "Nays", and one (1) "Absent" recommended to the President and Board of Trustees that the Hinsdale Zoning Code be amended taking the following concerns into consideration:

- One year amnesty for existing, non-conforming generators
- Screening of the proposed generators
- Maximum size of a proposed generator
- Permitted decibel levels
- Degree of encroachment (including a minimum side yard), and;
- A sign-off from the neighbor(s) directly affected by the proposed generator

Based on this information, staff is seeking a motion to adopt an ordinance amending both the Municipal Code and the Zoning Code to list generators as a permitted encroachment in the required interior and corner sideyard in the R-1, R-2, R-3, and R-4 Single Family Zoning Districts. If the Committee concurs with staff's recommendation, the following motion would be appropriate:

Motion: To recommend to the Board of Trustees adoption of an Ordinance amending 3-110 I(5) of the Zoning Code and 9-6-6 of the Municipal Code to list generators as a permitted encroachment in the interior and corner side yard in the R-1, R-2, R-3, and R-4 Single family Zoning Districts.

STAFF APPROVALS

APPROVAL 	APPROVAL	APPROVAL	APPROVAL	MANAGER'S APPROVAL 
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COMMITTEE ACTION:

BOARD ACTION:

HINSDALE PLAN COMMISSION

RE: Case A-26-2009 - Applicant: Steve Cochlan – Request: Text Amendment to Section 3-110I(5) (Specified structures and uses in required yards) of the Hinsdale Zoning Code to allow generators as permitted encroachments in the interior and corner side yards, in the R-1, R-2, R-3 and R-4 Single Family Residential Districts.

DATE OF PLAN COMMISSION REVIEW: **December 9, 2009**

DATE OF COMMITTEE REVIEW: **January 25, 2010**

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Steve Cochlan, submitted an application to amend Section 3-110I(5) (Specified structures and uses in required yards) of the Hinsdale Zoning Code to allow generators as permitted encroachments in the interior and corner side yards, in the R-1, R-2, R-3 and R-4 Single Family Residential Districts.
2. The Plan Commission heard presentations from the applicant at the Plan Commission meeting of December 9, 2009.
3. The Plan Commission expressed concerns with how to govern the size, including the physical dimensions, and sound of proposed generators.
4. The Plan Commission also expressed concerns about how far the generators could encroach into the side yard and that there needs to be a minimum side yard into which generators of any size can be installed.
5. As a result of comments and concerns of the Commissioners, as well as discussions conducted, the Plan Commission offered recommendations and revisions to the proposed amendment.
6. The Plan Commission determined that, while the proposed amendment generally met the intent, there were still several items of concern that they felt the Zoning and Public Safety Committee, as well as the Village Board should consider in their discussions, which included the following:
 - a. One year amnesty for existing, non-conforming generators
 - b. Screening of the proposed generators
 - c. Maximum size of a proposed generator
 - d. Permitted decibel levels
 - e. Degree of encroachment (including a minimum side yard), and;
 - f. A sign-off from the neighbor(s) directly affected by the proposed generator

5. The Plan Commission specifically finds that the Application satisfies the standards in Section 11-601 of the Zoning Code applicable to approval of the amendments.

II. RECOMMENDATIONS

The Village of Hinsdale Plan Commission, by a vote of five (5) "Ayes", three (3) "Nays", and one (1) "Absent" recommends to the President and Board of Trustees that the Hinsdale Zoning Code be amended taking the following concerns into consideration:

- a. One year amnesty for existing, non-conforming generators
- b. Screening of the proposed generators
- c. Maximum size of a proposed generator
- d. Permitted decibel levels
- e. Degree of encroachment (including a minimum side yard), and;
- f. A sign-off from the neighbor(s) directly affected by the proposed generator

THE HINSDALE PLAN COMMISSION

By: _____

Chairman

Dated this 14th day of January, 2010.

ROBBINS, SCHWARTZ, NICHOLAS, LIFTON & TAYLOR, LTD.

MEMORANDUM

DATE: January 18, 2010

TO: Robert McGinnis, Building Commissioner

FROM: Paul L. Stephanides

RE: **Neighbor Approval of the Installation of Generators in Interior or Corner Side Yards**

INTRODUCTION:

This memorandum addresses the issue of whether the Village of Hinsdale ("Village") can adopt an ordinance as part of its Zoning Code which allows for neighbor approval of the installation of generators in interior or corner side yards in single-family residential districts.

BACKGROUND:

Village property owner Steven Cochlan has applied for a text amendment to the Hinsdale Zoning Code to allow for generators as permitted encroachments in interior and corner side yards in single-family residential districts. The amendment would be codified as part of Section 3-11015 of the Zoning Code. The Plan Commission recommended that the amendment be approved with the condition that neighboring property owners directly affected by a generator sign off on the installation.

DISCUSSION:

The proposal that neighbors directly affected by the proposed installation of a generator sign off on the installation is an unconstitutional delegation of legislative authority. In the case of *Lakin v. City of Peoria*, 129 Ill.App.3d 651, 84 Ill.Dec. 837, 472 N.E.2d 1233 (3rd Dist. 1984), the city adopted a zoning ordinance which provided that property owners "touching, adjoining, or abutting" a proposed two-family dwelling must give their written approval before the dwelling could be constructed. The court held that this was a unconstitutional delegation of legislative authority. The court stated:

In the instant case, section 2-6.2013 leaves the ultimate determination of whether a two-family dwelling will be detrimental to

the public welfare to the whim and caprice of neighboring property owners rather than to a reasoned decision by the city. We hold, therefore, that the consent provision in section 2-6.2013 has no bearing on the public health, safety, or welfare and that it constitutes an invalid delegation of legislative power.

Id., 129 Ill.App.3d at 655, 84 Ill.Dec. At 840, 472 N.E.2d at 1236.

Other courts have noted that an individual's use of his or her property cannot be limited solely because neighboring property owners do not like the proposed use or fear that it will harm the value of their residences. See *Jeisy v. City of Taylorville*, 81 Ill.App.3d 442, 451, 36 Ill.Dec. 786, 792, 401 N.E.2d 627, 633 (5th Dist. 1980) (rezoning of property to commercial classification cannot be denied due to neighboring property owners' dislike of living next to commercial establishment or diminution of their property values); Accord *LaSalle National Bank v. County of DuPage*, 54 Ill.App.3d 387, 12 Ill.Dec. 8, 369 N.E.2d 505 (2nd Dist. 1977).

A zoning ordinance requirement that the consent of property owners representing a majority of frontage be obtained before a permit to construct a gasoline station was held invalid in the case of *Clark Oil and Refining Corporation v. Village of Tinley Park*, 110 Ill.App.2d 61, 249 N.E.2d 140 (1st Dist. 1969). As in the *Lakin* case cited above, the court held in *Clark Oil* that the consent requirement had no relation to the public interest but only to the private interests of nearby property owners. Thus, it constituted an illegal delegation of legislative authority. The village determined to allow gasoline stations in the particular zoning district at issue, which the court found showed that the Village itself considered the use of property for such purposes consistent with the interests of the community. *Id.*, 110 Ill.App.2d at 66, 249 N.E.2d at 142.

CONCLUSION:

If the Village determines that generators should be allowed as permitted encroachments in interior or corner side yards, the case law provides that such a determination shows that the Village has considered the use of residential properties for such a purpose consistent with the interests of the community. A requirement that neighbors sign off on the installation of such generators would be an unconstitutional delegation of legislative authority.

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 9-6-6 OF THE
VILLAGE CODE OF HINSDALE AND ARTICLE IX (DISTRICT
REGULATIONS AND ARTICLE III (SINGLE FAMILY
RESIDENTIAL DISTRICTS), SECTION 3-110 OF THE HINSDALE
ZONING CODE TO PERMIT GENERATORS IN REQUIRED
INTERIOR AND CORNER SIDE YARDS IN
SINGLE-FAMILY RESIDENTIAL DISTRICTS
(Plan Commission Case No. A-26-2009)**

WHEREAS, the Applicant, Steven J. Cochlan ("Applicant"), seeks a text amendment to the Village of Hinsdale's ("Village") Zoning Code by amending Section 3-110 ("Bulk Space and Yard Requirements"), Subsection I ("Exceptions and Explanatory Notes"), Subsection 5 ("Specified Structures and Uses in Required Yards") of the Zoning Code by adding generators as a structure that may be located in interior and corner side yards in single-family residential districts ("the Application"); and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on December 9, 2009, pursuant to notice thereof properly published in the Hinsdalean and, after considering all of the testimony and evidence presented at the public hearing, the Plan Commission recommended approval of the Application subject to certain conditions and recommendations, all as set forth in the Plan Commission's Findings and Recommendations for Plan Commission Case No. A-26-2009; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on January 25, 2010, considered the Application and the Findings and Recommendation of the Plan Commission and made its recommendation to the Board of Trustees; and

WHEREAS, the President and Board of Trustees of the Village of Hinsdale have considered the Findings and Recommendation of the Plan Commission and all of the facts and circumstances affecting the Application, and the President and Board of Trustees have determined that it is appropriate to amend the Hinsdale Zoning Code as provided in this Ordinance.

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 as findings of the President and Board of Trustees.

Section 2. Amendment of Section 9-6-6 of the Village Code. Title 9 (Building Regulations), Chapter 6 (Electrical Code) of the Village Code of Hinsdale is hereby amended by deleting the overstricken language to read as follows:

9-6-6: AIR CONDITIONERS AND GENERATORS (RESIDENTIAL):

A. Air conditioning condensers ~~and any permanently installed generator~~ may not be located within any required interior side yard, corner side yard, required front yard, or within ten feet (10') of the rear lot line. Exception: A ~~one-for-one~~ one-for-one replacement may be located in a required yard, but only if located in the same location as the existing unit.

Section 3. Amendment of Section 9-106. Article III (Single Family Residential Districts), Section 3-110 (Bulk, Space and Yard Requirements), Subsection I (Exceptions and Explanatory Notes), Subsection 5 (Specified Structures and Uses in Required Yards) of the Hinsdale Zoning Code is hereby amended by adding the underlined language to read as follows:

Sec. 3-110. Bulk, Space, And Yard Requirements:

The building height, lot, yard, floor area ratio, and coverage requirements applicable in the single-family residential districts are set forth in the following table. Footnote references appear in subsection I of this section at the end of the table.

* * * *

I. Exceptions and explanatory notes:

* * * *

5. *Specified Structures And Uses In Required Yards:* The following structures and uses, except as limited below, may be located in any required yard:

* * * *

(g) Generators located in side yards at least three feet (3') from the lot line and no further than five feet (5') from the exterior wall of the

principle structure. Generators may not be operated so as to exceed sixty-seven (67) decibels at seven (7) meters, may not be exercised during the hours of 11:00 p.m. to 6:00 a.m., and may not be otherwise operated so as to create a nuisance. Generators must be screened with a solid fence or densely planted evergreens.

Section 4. 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 5. 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 ____ day of _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2010.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Deputy Village Clerk

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Memorandum

To: Chairwomen Williams and Members of the ZPS Committee
From: Chief Bradley Bloom *BGB*
Date: January 20, 2010
Re: Discussion-Meter Enforcement Holidays



President Cauley requested that the ZPS Committee review the holidays that parking meters and permits are enforced following a complaint he received from a resident (attached).

In 2006 the Village Board, with the support of the Chamber of Commerce amended the Federal holidays that parking meters and permits are enforced by eliminating the lesser observed holidays of MLK Birthday, Washington's Birthday and Veteran's Day because parking demand was still high and needed to be regulated. As you are aware parking enforcement and fees are used to manage parking supply and regulate demand. The following ordinance defines parking holidays as:

6-7-1: DEFINITIONS:

HOLIDAYS: For purposes of this chapter, the term "holidays" shall include the following: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas Day. (Ord. 02006-56, 7-18-2006, eff. 8-20-2006)

The signage located within the parking meters lists parking holidays. Confusion arises sometimes when news announcements are made saying that the City of Chicago has designated this a parking meter holiday.

To clarify the holidays to the public last year we began placing signage in the street on barricades on the lesser observed holidays indicating that the parking meters are in force.

This week on the Birthday of Martin Luther King we failed to have the informational signs out. We will have the signs out on the lesser observed holidays in the future. Due to some of the confusion following this, we have voided parking citations issued on this date for people that were unaware that the meters were in force.

Cc

President Cauley and Member of the Village Board.
Village Manager Dave Cook

From: John Eber [mailto:eberjm@yahoo.com]
Sent: Monday, January 18, 2010 11:55 AM
To: dcook@villageofhinsdale.org; president@villageofhinsdale.org
Cc: trustees@villageofhinsdale.org
Subject: Parking meters & MLK day

To: Dave Cook and Tom Cauley

I feel compelled to share with you a personally unpleasant experience in our village this morning, Monday January 18th. Today I decided to have breakfast and shop in our downtown, something I seldom do these days as it is always so congested on the weekends when I am usually home. At 10:30 am the town was open with plenty of parking spaces. When parking I read the meter which clearly said 9:30-5:00 pm except for Sundays and Holidays. Since today is an important Federal and State Holiday and there were no warnings posted about Hinsdale having their own ideas on what "Holiday" means, I did not pay the meter. I was quite surprised to find a ticket for expired meter when I returned from a very empty Fullers Hardware. When inquiring at the police station I was firmly informed that the Village code does not recognize Martin Luther King day as a Holiday.

Shame on the Village for not recognizing MLK day even though the Federal government has seen fit to make it one of a handful of such days along with the states, banks, exchanges and many major businesses. Even more shame for the deceptive meter practices. It would seem the village is more interested in tricking its visitors into a \$5 ticket (when we could easily have paid \$.25) than encouraging them to come spend some time and money in our shops. No wonder we are struggling downtown.

I did file a complaint at the police station, but it not about the \$5 vs \$.25, it about how I feel about the receptivity of our downtown to visitors. I have lived here 22 years and each year downtown seems less inviting. The gotcha game of the parking police taking advantage of an outdated (possibly racially discriminatory) Village Holiday code is just one of a number of things which causes people to go elsewhere to avoid our downtown.

John M. Eber
929 South Grant St.