

**DRAFT MINUTES
VILLAGE OF HINSDALE
ZONING AND PUBLIC SAFETY COMMITTEE MINUTES
MONDAY, SEPTEMBER 26, 2011
MEMORIAL HALL
7:30 p.m.**

Present: Chairman Saigh, Trustee Angelo, Trustee Haarlow, Trustee Elder

Absent: None

Also Present: Robert McGinnis, Community Development Director/Building Commissioner, Bradley Bloom, Chief of Police, Mike Kelly, Fire Chief

Trustee Saigh called the meeting to order at 7:30 p.m.

Minutes – August 2011

Trustee Angelo moved to approve the minutes for the August 22, 2011 meeting as amended. Second by Trustee Elder. The motion passed unanimously.

Monthly Reports – August 2011

Police Department

Chief Bloom stated that in the last month the Village has received a number of complaints about a coyote that is present during the day and has become desensitized to people. Chief Bloom further stated that there have been three incidents where this same coyote has approached small children and that its behavior is quite aberrant. Chief Bloom briefed the committee on the steps taken to this point to educate the public on urban coyotes. Trustee Haarlow asked Chief Bloom to determine what if any other options are available.

Fire Department

Chief Kelly informed the Committee that August was a busy month for the Fire and Police Departments in assisting the school districts in their emergency planning and preparedness that includes reviewing the District 181 and 86 crisis manuals, scheduling tabletop exercises with the principals, and witnessing lockdown, fire and severe weather drills that occur at the beginning of the school year. Chief Kelly complimented Assistant Chief McElroy from the fire department in all the work he does during August to assist the schools and the commitment from School District 181 in taking the time to participate in these exercises. Trustee Saigh asked if the parochial schools are involved in these exercises and drills. Chief Kelly indicated that the parochial schools also have crisis plans and participate in similar exercises, however they have not been scheduled yet.

Community Development

Robert McGinnis stated that the department was busy during the month of August, issuing 174 permits including 6 permits for new single family homes, conducting 574 inspections, and posting permit revenue of just over \$156,000. He stated that the Hamptons of Hinsdale was moving forward at full bore and that the Hospital was making good progress, installing interior finishes, and on schedule for a February completion.

Request for Board Action

Recommend Approval of an Ordinance Authorizing the Sale by Auction or Disposal of Personal Property Owned by the Village.

Chief Bloom described the items being sold as two surplus vehicles, miscellaneous leather police equipment and surplus mechanical parking meters. Trustee Elder asked what process staff uses to determine the minimum bid at auction. Chief Bloom summarized the process. Trustee Angelo recommend that the Village Board approve an ordinance declaring property as surplus and approving the sale of the surplus property at the Internet website E-Bay by public auction and disposal of Village property having no value as directed by the Village Manager. Trustee Haarlow seconded. Motion passed unanimously.

Recommend Approval of an Ordinance Amending Article IV (Multiple Family Residential Districts), Section 4-112 (Special Development and Use Regulations) of the Hinsdale Zoning code as it Relates to Density and Multi-Building Access in the R-5 and R-6 multi-Family Residential Districts.

Chairman Saigh gave a brief history on this project and why the applicant was re-appearing at Zoning and Public Safety Committee. He explained that this was based on the fact the applicant had to go back to Plan Commission for a text amendment and revised Site Plan approval.

He explained that there were two motions being presented for approval and that these were given a good vetting at Plan Commission.

Trustee Elder asked whether the approvals ran with the property if the applicant ever sold the property. Trustee Angelo and Michael Hamblet both stated that the approvals would transfer to a new owner.

Trustee Angelo asked about demolition and how soon work would start and when the townhouse buildings would be demolished. Mitch Hamblet replied that he was going to meet with the Building Department afterwards to determine timelines.

Chairman Saigh pointed out a typo in the Ordinance that needed to be amended prior to Village Board.

Trustee Haarlow asked Michael Hamblet to provide additional detail on how preference would be given to Hinsdale residents. Michael Hamblet explained that the only barrier that he was aware of would be any potential violation under the Fair Housing Act. He stated that if an issue came up, that they would likely retain outside counsel to address it.

Trustee Elder asked Chief Kelly about the new ambulance. Chief Kelly stated that this item had been deferred for the last couple years, but if monies were available that they could move forward right away.

Chairman Saigh asked about the landscape plan and potential storm water issues. Michael Hamblet explained that they will maintain the existing topography and ensure that no problems were created within their facility.

Michael Hamblet asked that a small change to made to the Ordinance. He asked that the word "illness" be used in lieu of "disability". Chairman Saigh stated that he would discuss this with President Cauley and the village attorney.

At the close of discussion Chairman Saigh asked for a motion to approve. Trustee Elder made a motion to Recommend Approval of an Ordinance Amending Article IV (Multiple Family Residential Districts), Section 4-112 (Special Development and Use Regulations) of the Hinsdale Zoning code as it Relates to Density and Multi-Building Access in the R-5 and R-6 multi-Family Residential Districts. Second by Trustee Haarlow. Motion carried 3-1 with Trustee Angelo voting against the motion.

Recommend Approval of an Ordinance Approving a Special Use Permit for a Planned Development, A Special Use Permit for a Personal Care Facility and Senior Citizen Housing Development and Site Plan and Exterior Appearance Plan for the Property Located at 10 North Washington Street. Trustee Haarlow made a motion to Recommend Approval of an Ordinance Approving a Special Use Permit for a Planned Development, A Special Use Permit for a Personal Care Facility and Senior Citizen Housing Development and Site Plan and Exterior Appearance Plan for the Property Located at 10 North Washington Street. Second by Trustee Elder. Motion carried 3-1 with Trustee Angelo voting against the motion.

Recommend Approval of An Ordinance Amending Article III (Single-Family Residential Districts), Section 3-110 (Bulk, Space and Yard Requirements of the Hinsdale Zoning Code.

Chairman Saigh introduced this item and gave a brief summary of what had transpired at Plan Commission and the 8-0 vote against recommending approval.

Robert McGinnis gave some background on the work that the Design Review Commission had done and how it came to Plan Commission for consideration of the text amendment.

Trustee Angelo stated that he understood that many Plan Commissioners were reluctant to waive Floor Area ratio and that there was no demonstrated need for this. He also mentioned the compositional nature of the commission and the burden it would create on both the commissioner and staff.

Trustee Haarlow commented on the guideline document and offered that he felt the quality and content was well thought out. He stated that it was the incentive that killed this; not the idea behind it.

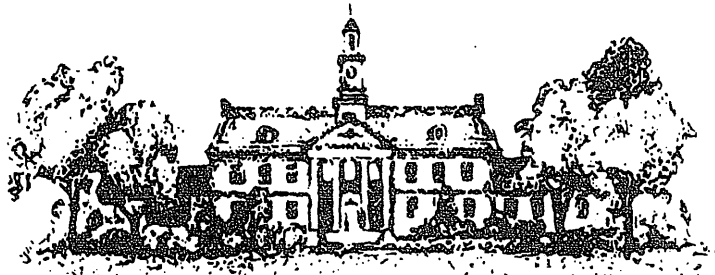
Trustee Elder made a motion to Recommend Approval of An Ordinance Amending Article III (Single-Family Residential Districts), Section 3-110 (Bulk, Space and Yard Requirements of the Hinsdale Zoning Code. Second by Trustee Angelo. Motion carried with a unanimous recommendation to deny the motion 4-0.

Adjournment

With no further business to come before the Committee, Chairman Saigh asked for a motion to adjourn. Trustee Angelo made the motion and Trustee Elder seconded. Meeting adjourned at 8:30PM.

Respectfully Submitted,

Robert McGinnis, MCP
Director of Community Development/Building Commissioner



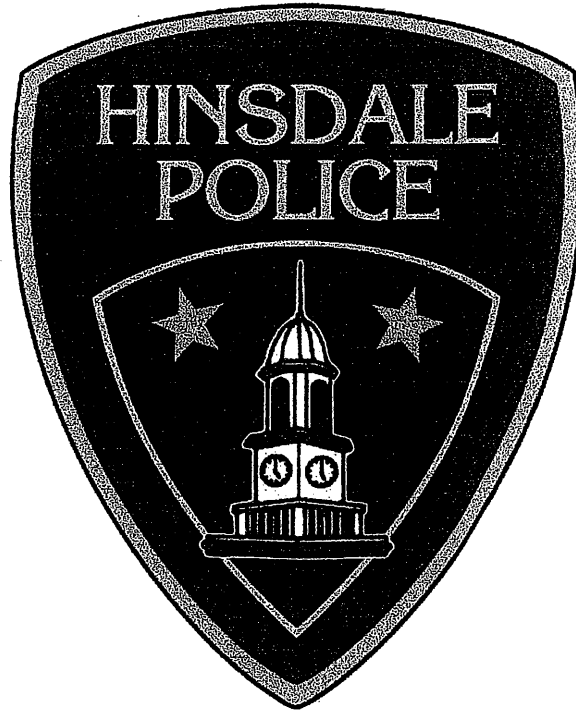
**VILLAGE
OF HINSDALE** FOUNDED IN 1873

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

**FIRE AND POLICE
SERVICES**

MONTHLY REPORT

September 2011



POLICE SERVICES MONTHLY REPORT

SEPTEMBER 2011

SEPTEMBER – 2011

CRIME PREVENTION ACTIVITY

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

| | | |
|-------------------------------|------------|-------------------------|
| September 6, 7, 8, 14, 15, 20 | 27 classes | Hinsdale Middle School |
| September 21, 22, 27, 28, 29 | 17 classes | Hinsdale Middle School |
| September 1 | 3 classes | St. Isaac Jogues School |

The Junior High D.A.R.E. Program is a 10-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)

| | | |
|-----------------|-----------|----------------|
| September 9, 12 | 6 classes | Madison School |
|-----------------|-----------|----------------|

A 13-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 September 1, 2011, Officer Coughlin was at Monroe School at the beginning of the school day to be visible to make sure that students were safe, drivers were not on cell phones in school zones. Officer Coughlin then spoke with parents and students and gave high fives to many students.

On September 1, 2011, Officer Coughlin and Assistant Fire Chief McElroy met with Hinsdale Adventist Academy Principals Jackson and Babcock to discuss safety issues and to set dates for a lockdown drill and fire drill and updated all Crisis Manuals at the school.

On September 1, 2011, Officer Coughlin and Assistant Fire Chief McElroy met with Monroe School Principal Benaitis to discuss safety issues and to set dates for a lockdown drill and fire drill and updated all Crisis Manuals at the school.

On September 1, 2011, Officer Coughlin and Officer Rauen assisted School district 181 and State Farm Insurance with a Bicycle Safety Rodeo at Madison School. Both Officers assisted with bike registrations, bike inspections and bike licenses.

On September 1, 2011, Officer Rauen participated in a Webinar for mobile phone forensics. Officer Rauen learned different techniques for analyzing cell phones.

On September 2, 2011, Officer Coughlin was at The Lane School at the beginning of the school day to be visible to make sure that students were safe, and drivers were not on cell phones in school zones. Officer Coughlin then spoke with parents and students and gave high fives to many students.

On September 6, 2011, Officer Coughlin assisted School District 181 and State Farm Insurance with a Bicycle Safety Rodeo at Oak School. Officer Coughlin assisted with bike registrations, bike inspections and bike licenses.

On September 7, 2011, Officer Coughlin attended the D.J.O.A. board meeting in Wheaton. Topics covered were the upcoming awards banquet, new membership, officer elections, and the upcoming training conference.

On September 7, 2011, Officer Coughlin assisted School District 181 and State Farm Insurance with a Bicycle Safety Rodeo at Oak School. Officer Coughlin assisted with bike registrations, bike inspections and bike licenses.

On September 9, 2011, Officer Coughlin coordinated a school lockdown drill at The Lane School. The drill went very smoothly with a few minor issues that were addressed with Principal Eccarius.

On September 12, 2011, Officer Coughlin and other officers from the Investigations Division visited The Lane School for a 9/11 ceremony. Officer Coughlin had the chance to lead the school with the pledge of allegiance.

On September 12, 2011, Officer Coughlin coordinated a school lockdown drill at Oak School. The drill went very smoothly with a few minor issues that were addressed with Principal Walsh.

On September 12, 2011, Officer Coughlin and Assistant Fire Chief McElroy presented tabletop training scenarios for the staff at The Lane School.

On September 12, 2011, Officer Rauen met with a company representative to determine the cost of upgrading the camera system in our interview rooms.

On September 13, 2011 Officer Coughlin worked the street while the patrol officers were in rifle training.

On September 14, 2011, Officers Coughlin and Rauen assisted with the bike rodeo at Monroe School. Officer Rauen assisted children with registering their bikes and providing them with a registered sticker.

On September 14, 2011, Officer Rauen met with a juvenile and his father. The juvenile was arrested for shooting a marble through a car window. Officer Rauen spoke with the juvenile offender and signed him up for the Peer Jury program.

On September 16-17, 2011, Officer Rauen worked the midnight patrol shift. He was covering the street for patrol officers who were in training.

On September 19, 2011, Officer Coughlin and Assistant Fire Chief McElroy met with St. Isaac Jogues Principal Cronquist and Assistant Principal Sullivan to discuss safety issues and to set dates for a lockdown drill and fire drill and updated all crisis manuals at the school.

On September 19, 2011, Officer Coughlin attended the Peace Day celebration at Monroe School. Officer Coughlin spoke with many students and gave hi fives to many students.

On September 20, 2011, Officers Coughlin and Rauen coordinated a school lockdown drill at Hinsdale Adventist Academy. The drill went very smoothly with a few minor issues that were addressed with Principals Babcock and Jackson.

On September 21, 2011, Officer Coughlin and Assistant Fire Chief McElroy presented tabletop training scenarios for the staff at Hinsdale Middle School.

On September 21, 2011, Officer Coughlin coordinated a school lockdown drill at Hinsdale Middle School. The drill went very smoothly with a few minor issues that were addressed with Principal Pena.

On September 22, 2011, Officer Coughlin attended the School District 181 Safety & Crisis Meeting at Elm School. Topics discussed were the recent lockdowns, tabletop trainings, putting stickers on phones throughout the district on how to use the phone and dial 9-1-1 and information needed for staff on bus trips.

On September 23, 2011, Officer Coughlin coordinated a school lockdown drill at Madison School. The drill went very smoothly with a few minor issues that were addressed with Principal McMahon.

On September 23, 2011, Officer Coughlin attended a dance a thon fundraiser at The Lane School. Officer Coughlin had the chance to speak with many students and parents and then did some dancing with the students as well.

On September 24, 2011 Officer Coughlin led the Homecoming parade throughout Hinsdale. Officers Coughlin and Rauen worked the homecoming football game and homecoming dance.

On September 27, 2011, Officers Coughlin and Rauen attended a peer jury coordinators meeting at Downers Grove Township. Topics covered were the new bailiff schedule, number of offenders from each community, the new MASK program and new officers involved with peer jury.

On September 28, 2011, Officers Coughlin and Rauen attended the D.J.O.A. Awards Banquet in Wheaton. Juvenile Officer of the Year was awarded along with Youth Worker of the Year. Judge Austin swore in the new and current board members. Officer Rauen received an award for his contributions on the board. Officer Coughlin was elected again to President of D.J.O.A.

On September 28, 2011, Officer Coughlin attended a peer leadership meeting at Hinsdale Middle School. Officer Coughlin spoke about the importance of Red Ribbon week and what the students can do to promote it.

On September 29, 2011, Officer Coughlin gave a station tour to a group of 20 first graders from Hinsdale Adventist Academy.

On September 30, 2011, Officers Coughlin and Rauen attended rifle training at the Lemont range.

On September 2, 9, and 23, 2011, 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.

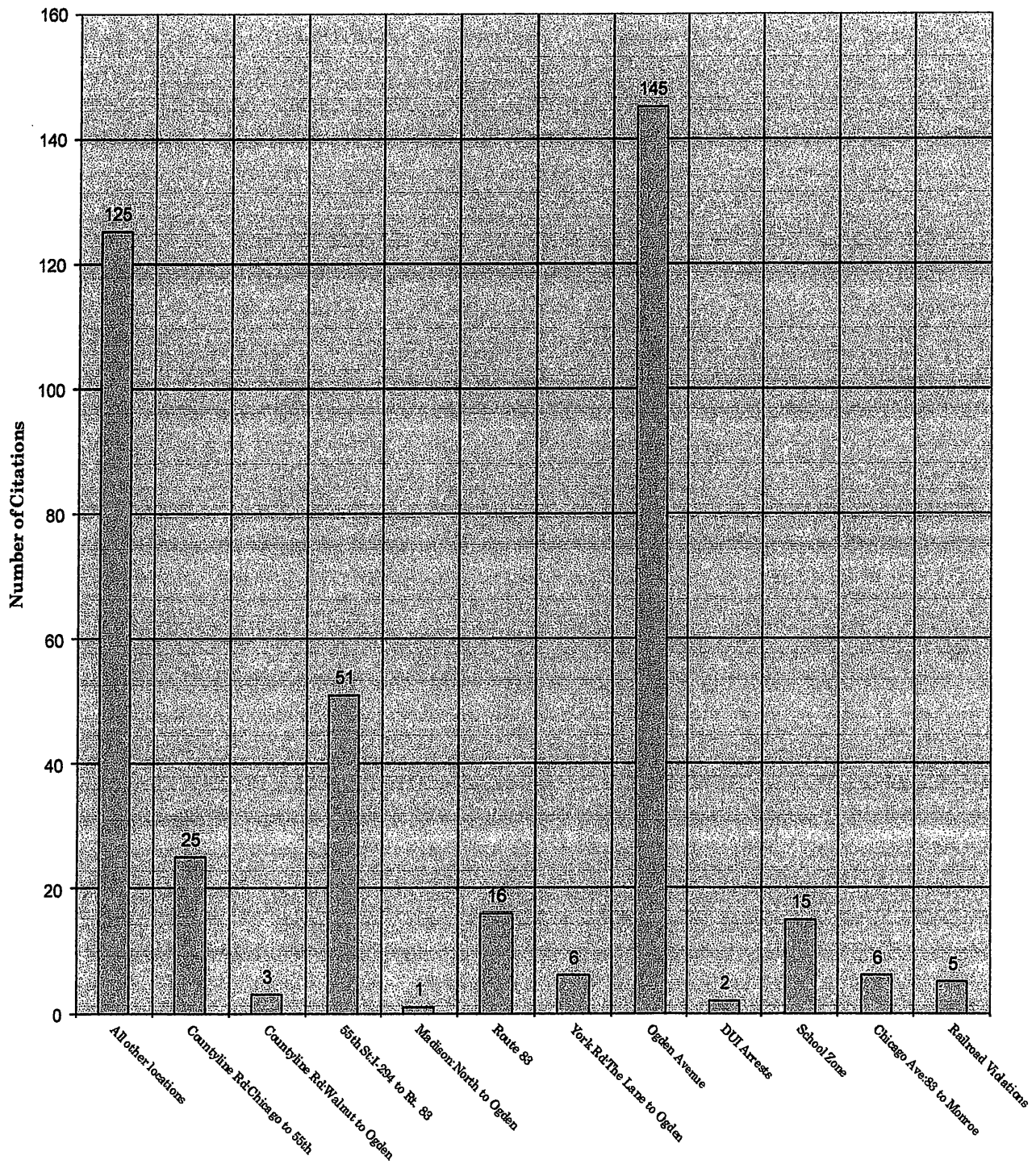
On September 6, 7 12, 19, and 26, 2011, Officer Coughlin supervised three high school students completing community service work.

Submitted by:

Officer Michael Coughlin
Crime Prevention/DARE/Juvenile Officer

Officer Joseph Rauen
Detective/Computer Forensic Examiner/Juvenile Officer

Hinsdale Police Department
Selective Enforcement Citation Activity
 September 2011



TRAFFIC ENFORCEMENT

SEPTEMBER 2011

| | This Month | This Month Last Year | YTD | Last YTD |
|--|---------------|-------------------------|-----|----------|
|--|---------------|-------------------------|-----|----------|

** Includes Citations and Warnings*

| | | | | |
|---|------------|------------|--------------|--------------|
| Speeding | 143 | 146 | 1392 | 1299 |
| Disobeyed Traffic Control Device | 21 | 57 | 228 | 278 |
| Improper Lane Usage | 42 | 71 | 367 | 422 |
| Insurance Violation | 20 | 19 | 159 | 165 |
| Registration Offense | 47 | 26 | 301 | 220 |
| Seatbelt Violation | 16 | 7 | 456 | 238 |
| Stop Signs | 49 | 39 | 418 | 406 |
| Yield Violation | 9 | 17 | 104 | 118 |
| No Valid License | 9 | 5 | 51 | 38 |
| Railroad Violation | 2 | 4 | 25 | 20 |
| Suspended/Revoked License | 5 | 6 | 39 | 38 |
| Other | 74 | 85 | 815 | 892 |
| | 437 | 482 | 4,355 | 4,134 |

Investigations Division Summary September 2011

- On September 2, 2011, a 48-year-old Calumet City man and a 56-year-old Aurora man were each charged with one count of **Trespassing of Railroad Property**. Around 11pm, Officers were called to an area along the tracks for a suspicious vehicle. The men were interrupted before it appeared they were going to remove wire to sell as scrap. They were both released after posting bond.
- On September 6, 2011, a 40-year-old Hinsdale woman was charged with one count of **Domestic Battery**. The female is alleged to have struck a male family member. The female was transported to DuPage County Jail for a bond hearing.
- On September 7, 2011, a 17-year-old Clarendon Hills woman was charged with one count of **Possession of a Controlled Substance, Improper Lane Usage, and Expired Registration**. The female was found in possession of numerous small baggies containing a white powder, which later tested positive for a controlled substance. The female was transported to DuPage County Jail for a bond hearing.
- On September 15, 2011, detectives began an investigation into a stolen \$42,000.00 watch. Detectives determined a list of workers who had been in the home. After a number of interviews with the workers, the watch appeared in the mailbox of the homeowner several days later. No charges were filed.
- On September 20, 2011, a 50-year-old Des Plaines man was charged with two counts of **Battery**. The male had been observed in a gas station both on this date and on May 17, 2011, having inappropriate contact with a male juvenile. The male was stopped after leaving the gas station with the boy. The male was released after posting bond.
- On September 21, 2011, a 40-year-old Hinsdale woman was charged with one count of **Battery**. Officers were called to an apartment complex for a fight. Upon arrival, they learned the 40 year old woman had confronted a group of high school students about a previous disagreement with her daughter. During that altercation, the woman chest bumped and pushed the victim. The woman was released after posting bond.
- On September 26, 2011 a 40-year-old Palatine woman was charged with one count of **Endangering the Life of a Child**. Officers had been called to check on a vehicle in a parking lot with an unattended child inside. Officers determined a 5-year-old boy had been left in the unlocked vehicle greater than 20 minutes. The female was released after posting bond.
- On September 29, 2011, a 78-year-old Oak Brook man was charged with one count of **Vandalism**. The male was observed intentionally keying a random vehicle, due to what he said was his vehicle being keyed while parked in the past in this area. The location was the angular spots of the 10 block of East Maple. The male was released after posting bond.

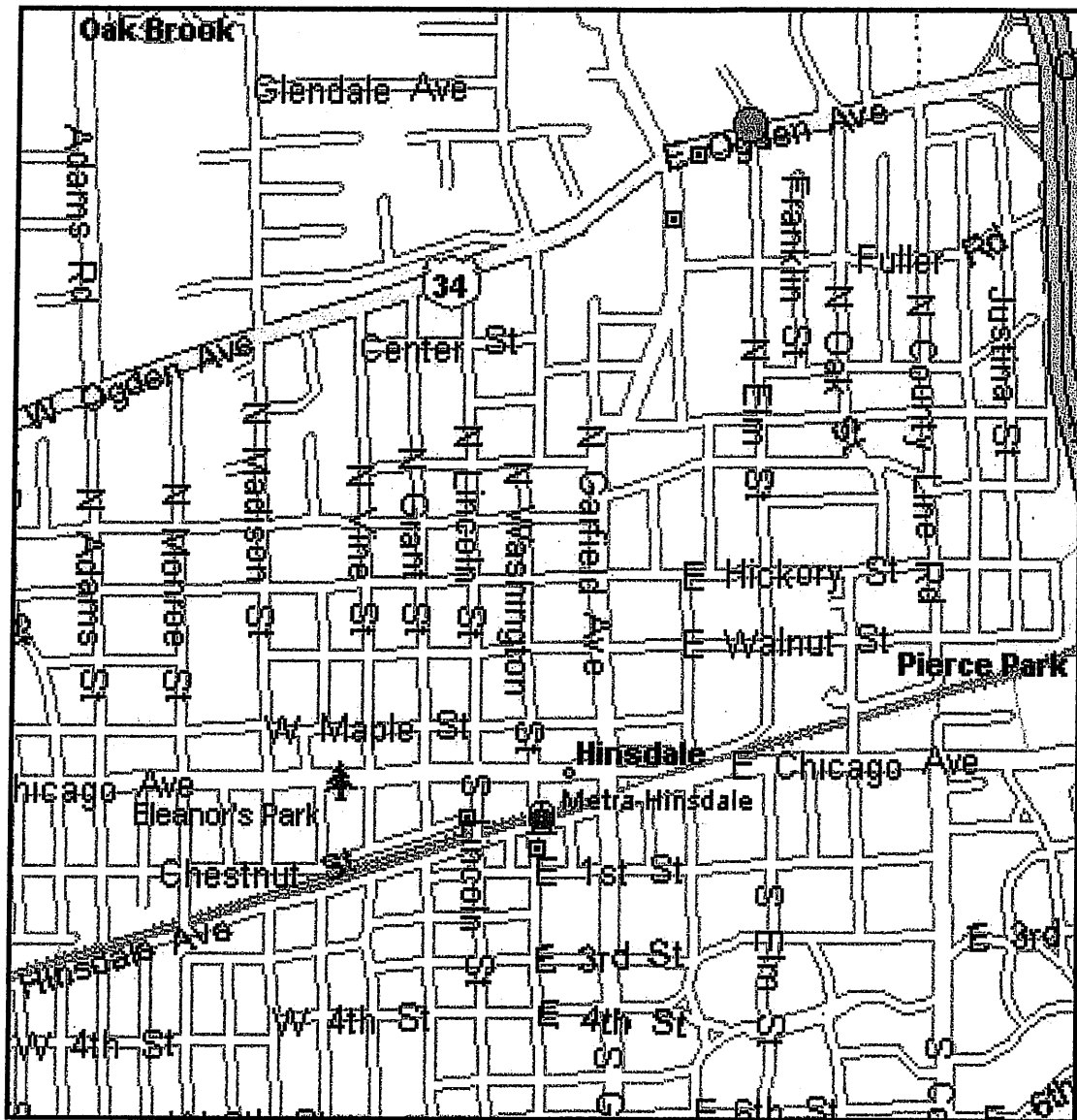
Submitted by:

Erik Bernholdt
Detective Sergeant

Hinsdale Police Department

BURGLARIES

September 2011



- ▲ Residential Burglaries (none)
- Burglaries (none)
- Burglaries from Motor Vehicles

MONTHLY OFFENSE REPORT

SEPTEMBER 2011

| 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 | 3 | 0 |
| 3. Robbery | 0 | 0 | 0 | 1 |
| 4. Assault and Battery, Aggravated | 0 | 0 | 0 | 1 |
| 5. Burglary/Residential | 0 | 3 | 14 | 12 |
| 6. Theft | 10 | 30 | 136 | 159 |
| 7. Auto Theft | 0 | 0 | 5 | 2 |
| 8. Arson | 0 | 0 | 0 | 1 |
| TOTALS | 10 | 33 | 158 | 176 |

SERVICE CALLS—SEPTEMBER 2011

| | This Month | This Month Last Year | This Year to Date | Last Year To Date | % CHANGE |
|--------------------------------|------------|----------------------|-------------------|-------------------|----------|
| Sex Crimes | 1 | 1 | 3 | 3 | 0 |
| Robbery | 0 | 0 | 0 | 1 | -100 |
| Assault/Battery | 2 | 3 | 22 | 21 | 5 |
| Domestic Violence | 11 | 7 | 101 | 74 | 36 |
| Burglary | 0 | 0 | 8 | 4 | 100 |
| Residential Burglary | 0 | 1 | 6 | 10 | -40 |
| Burglary from Motor Vehicle | 2 | 7 | 17 | 42 | -60 |
| Theft | 16 | 13 | 123 | 117 | 5 |
| Retail Theft | 1 | 0 | 8 | 17 | -53 |
| Identity Theft | 4 | 1 | 21 | 16 | 31 |
| Auto Theft | 0 | 0 | 5 | 4 | 25 |
| Arson/Explosives | 0 | 1 | 0 | 1 | -100 |
| Deceptive Practice | 3 | 3 | 14 | 16 | -13 |
| Forgery/Fraud | 3 | 5 | 24 | 26 | -8 |
| Criminal Damage to Property | 15 | 13 | 94 | 85 | 11 |
| Criminal Trespass | 0 | 0 | 12 | 17 | -29 |
| Disorderly Conduct | 3 | 0 | 11 | 25 | -56 |
| Harassment | 8 | 9 | 67 | 80 | -16 |
| Death Investigations | 0 | 0 | 4 | 8 | -50 |
| Drug Offenses | 3 | 0 | 27 | 30 | -10 |
| Minor Alcohol/Tobacco Offenses | 0 | 1 | 10 | 14 | -29 |
| Juvenile Problems | 34 | 25 | 237 | 219 | 8 |
| Reckless Driving | 3 | 0 | 17 | 18 | -6 |
| Hit and Run | 14 | 12 | 59 | 68 | -13 |
| Traffic Offenses | 10 | 8 | 74 | 54 | 37 |
| Motorist Assist | 35 | 49 | 387 | 328 | 18 |
| Abandoned Motor Vehicle | 3 | 0 | 20 | 13 | 54 |
| Parking Complaint | 16 | 23 | 143 | 165 | -13 |
| Auto Accidents | 51 | 78 | 445 | 490 | -9 |
| Assistance to Outside Agency | 29 | 45 | 248 | 225 | 10 |
| Traffic Incidents | 1 | 3 | 13 | 38 | -66 |
| Noise complaints | 15 | 8 | 132 | 71 | 86 |
| Vehicle Lockout | 28 | 27 | 266 | 243 | 9 |
| Fire/Ambulance Assistance | 166 | 182 | 1673 | 1312 | 28 |
| Alarm Activations | 86 | 114 | 894 | 910 | -2 |
| Open Door Investigations | 6 | 0 | 30 | 32 | -6 |
| Lost/Found Articles | 15 | 12 | 135 | 105 | 29 |
| Runaway/Missing Persons | 6 | 2 | 35 | 36 | -3 |
| Suspicious Auto/Person | 62 | 47 | 553 | 474 | 17 |
| Disturbance | 21 | 7 | 106 | 100 | 6 |
| 911 hangup/misdial | 61 | 43 | 447 | 419 | 7 |
| Animal Complaints | 39 | 42 | 347 | 307 | 13 |
| Citizen Assists | 60 | 52 | 454 | 289 | 57 |
| Solicitors | 9 | 15 | 62 | 68 | -9 |
| Community Contacts | 6 | 12 | 33 | 151 | -78 |
| Curfew/Truancy | 0 | 1 | 14 | 23 | -39 |
| Other | 40 | 51 | 534 | 675 | -21 |
| TOTALS | 888 | 923 | 7,935 | 7,444 | 7 |

Hinsdale Police Department
Training Summary
September 2011

- All officers completed their monthly legal update. Topics covered were: **Legal Motor Vehicles – Crime Prevention; Possession of Stolen Vehicles/Parts; Theft.**
- September 6, 2011 – Officer Holecek attended a seminar entitled **Outcomes-Based Training for High – Threat Environments**, sponsored by the Illinois Tactical Officers Association.
- September 7-9, 2011 – Deputy Chief Simpson attended the **FBI NA Conference** held in Bloomington, Illinois.
- September 9, 2011 – Officer Hayes attended the **NAPD-Police one-day driver refresher course** offered by Intergovernmental Risk Management Agency.
- September 13, 2011 – Sergeant Lamb and Officers Ruban, Washburn and Yehl attended the yearly **use of force/rifle shoot** taught by Officers Hayes and Lillie.
- September 16, 2011 – Sergeant Jirasek, Deputy Chief Simpson and Officer Maraviglia attended the yearly **use of force/rifle shoot** taught by Officers Hayes and Holecek.
- September 19-23, 2011 – Officers Lillie and Hayes attended their yearly one-week **FIAT SWAT** training.
- September 21, 2011 – Officer Yehl attended a four-hour seminar entitled **“Personal Radiation Detector”** Training held at the Oak Lawn PD.
- September 22, 2011 — Officer Washburn attended a four-hour seminar entitled **“Personal Radiation Detector”** Training held at the Oak Lawn PD.
- September 26, 2011 – Officer Susmarski attended a seminar on **Identity Theft** sponsored by the FBI Chicago Office.
- September 27, 2011 – Officer Ruban attended a four-hour seminar entitled **“Personal Radiation Detector”** Training held at the Oak Lawn PD.

Submitted by:

Mark Mandarino, Sergeant
Training Coordinator

September 2011 Collision Summary

| All Collisions at Intersections | | | |
|---------------------------------|------------|----------------|--------------|
| LOCATION | This Month | Last 12 Months | Last 5 Years |
| Adams & Chicago | 1 | 1 | 3 |
| County Line Rd. & 55th | 2 | 6 | 28 |
| County Line Rd. & Ogden | 1 | 11 | 41 |
| Elm & Walnut | 1 | 1 | 5 |
| Monroe & Chestnut | 1 | 3 | 11 |
| Rt. 83 & 55th | 1 | 7 | 59 |
| Rt. 83 & Ogden | 1 | 4 | 43 |
| Vine & Ogden | 1 | 1 | 7 |
| TOTALS | 5 | 12 | 100 |

| Right-Angle Collisions at Intersections <i>Collisions of this type are considered when reviewing MUTCD Warrants</i> | | | |
|--|------------|----------------|--------------|
| LOCATION | This Month | Last 12 Months | Last 5 Years |
| Adams & Chicago | 1 | 1 | 2 |
| Elm & Walnut | 1 | 1 | 4 |
| Monroe & Chestnut | 1 | 3 | 9 |
| Rt. 83 & 55th | 1 | 4 | 22 |
| Vine & Ogden | 1 | 1 | 3 |
| TOTALS | 5 | 10 | 40 |

| Contributing Factors and Collision Types | | | |
|--|-----------|--------------------------|-----------|
| Contributing Factors: | | Collision Types: | |
| Failure to yield | 11 | Private property | 14 |
| Improper backing | 10 | Hit and run | 6 |
| Failure to reduce speed | 8 | Crashes at intersections | 10 |
| Following too closely | 8 | Personal injury | 7 |
| Driving skills/ knowledge | 0 | Pedestrian | 1 |
| Improper passing | 2 | Bicyclist | 1 |
| Too fast for conditions | 1 | Other | 14 |
| Improper turning | 1 | | |
| Disobeyed traffic control device | 0 | | |
| Improper lane usage | 1 | | |
| Had been drinking | 0 | | |
| Weather related | 0 | | |
| Vehicle equipment | 2 | | |
| Unable to determine | 4 | | |
| Other | 5 | | |
| TOTALS | 53 | TOTAL CRASHES | 53 |

Manual on Uniform Traffic Control Devices Warrants

September 2011

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.

PARKING CITATIONS—SEPTEMBER 2011

PARKING CITATIONS BY LOCATION

| | | This Month | This Month Last Year | YTD | Last YTD |
|--------------------------|------------------------|------------|----------------------|--------|----------|
| Chestnut Lot | <i>Commuter Permit</i> | 39 | 17 | 295 | 243 |
| Highland Lot | <i>Commuter Permit</i> | 19 | 1 | 132 | 86 |
| Village Lot | <i>Commuter Permit</i> | 62 | 36 | 551 | 368 |
| Washington Lot | <i>Merchant Permit</i> | 34 | 41 | 378 | 480 |
| Hinsdale Avenue | <i>Parking Meters</i> | 381 | 311 | 2,924 | 2,782 |
| First Street | <i>Parking Meters</i> | 376 | 312 | 2,992 | 2,701 |
| Washington Street | <i>Parking Meters</i> | 540 | 419 | 378 | 3,710 |
| Lincoln Street | <i>Parking Meters</i> | 46 | 25 | 339 | 243 |
| Garfield Lot | <i>Parking Meters</i> | 161 | 186 | 1,325 | 1,362 |
| Other | | 475 | | 9,314 | |
| TOTALS | | 2,133 | 1,748 | 16,804 | 15,710 |

VIOLATIONS BY TYPE

| | This Month | This Month Last Year | YTD | Last YTD |
|---------------------------------|------------|----------------------|--------|----------|
| Parking Violations | | | | |
| METER VIOLATIONS | 1,562 | 1,292 | 11,625 | 11,102 |
| HANDICAPPED PARKING | 8 | 7 | 43 | 60 |
| NO PARKING 7AM-9AM | 17 | 20 | 169 | 159 |
| NO PARKING 2AM-6AM | 103 | 70 | 970 | 905 |
| PARKED WHERE PROHIBITED BY SIGN | 93 | 121 | 642 | 627 |
| NO VALID PARKING PERMIT | 57 | 31 | 589 | 471 |
| TOTAL PARKING VIOLATIONS | 1,840 | 1,541 | 14,038 | 13,324 |
| Vehicle Violations | | | | |
| VILLAGE STICKER | 99 | 80 | 944 | 788 |
| REGISTRATION OFFENSE | 60 | 76 | 608 | 485 |
| VEHICLE EQUIPMENT | 17 | 6 | 442 | 200 |
| TOTAL VEHICLE VIOLATIONS | 176 | 162 | 1,994 | 1,473 |
| Animal Violations | 10 | 5 | 127 | 88 |

Youth Bureau Summary

September 2011

- On 9/2/11, two female students got into a physical fight at Hinsdale Central High School. One of the female students stated she was tired of the other girl talking "shit" about her. The fight was broken up and they were both charged under local ordinance for fighting.
- On 9/3/11 at approximately 2:15am, an officer working a DUI grant detail, stopped a white SUV for having only one red tail light. He met with the driver and asked him for his driver's license and proof of insurance. The driver gave him his license which showed he was only 17 years of age. The officer informed the driver that his driver's license was not valid due to curfew. While speaking with the driver the officer could smell an odor of cannabis coming from inside the vehicle. The officer shined his flash light inside the driver's side rear passenger window and observed a garbage bag filled with what looked like empty beer cans. The officer asked the driver to step out of the vehicle. He then checked his eyes for signs of alcohol and/or cannabis use. The officer could not detect any signs of either. The driver then searched the vehicle and found a 1.75 liter bottle of Smirnoff Vodka with the seal broken lying on the front passenger floorboard. The Vodka bottle was almost full with only a couple ounces missing. The officer then located a tissue box on the backseat passenger floorboard that had a pack of Newport cigarettes and a pack of Swisher Sweets Cigarillos inside. He opened the Newport cigarette pack and observed a green leafy substance inside that smelled like cannabis. The officer placed the driver under arrest and transported him back to the station. The driver was charged with Possession of Alcohol, Cannabis, Tobacco, No Valid DL, and Curfew. He was given local ordinance citations and sent to Downers Grove Field Court.
- On 9/10/11, a male juvenile shot out two vehicle windows with a slingshot using a marble as the projectile. Responding officers were able to identify which house it came from and spoke with a 15-year-old boy who lived there. He admitted to shooting out the windows and was taken to the station. He was charged with Criminal Damage to Property and was sent to Peer Jury as a first time offender.
- On 9/16/11 at approximately 9:30pm, a group of five male juveniles were driving around and threw eggs at pedestrians. The victims called the police and gave a description of their vehicle. The vehicle was located and stopped by a police officer. The male juveniles admitted to throwing the eggs and were asked to come back to the station. All their parents were contacted and asked to come to the station to pick up their children. They were all put on a station adjustment for the Battery.
- On 9/17/11, at approximately 6:10pm Officers were dispatched to the 700 N Block for a report of Domestic Battery. A witness stated she saw a male subject grabbing a female juvenile by the neck and choking her. The officer spoke with the suspect who stated he was just having an argument with his girlfriend. The suspect denied choking her but stated he did grab her several times in order to stop her from leaving so she would talk with him. The suspect was taken into custody and taken back to the police department. He was charged with Domestic Battery and sent to Juvenile Court.

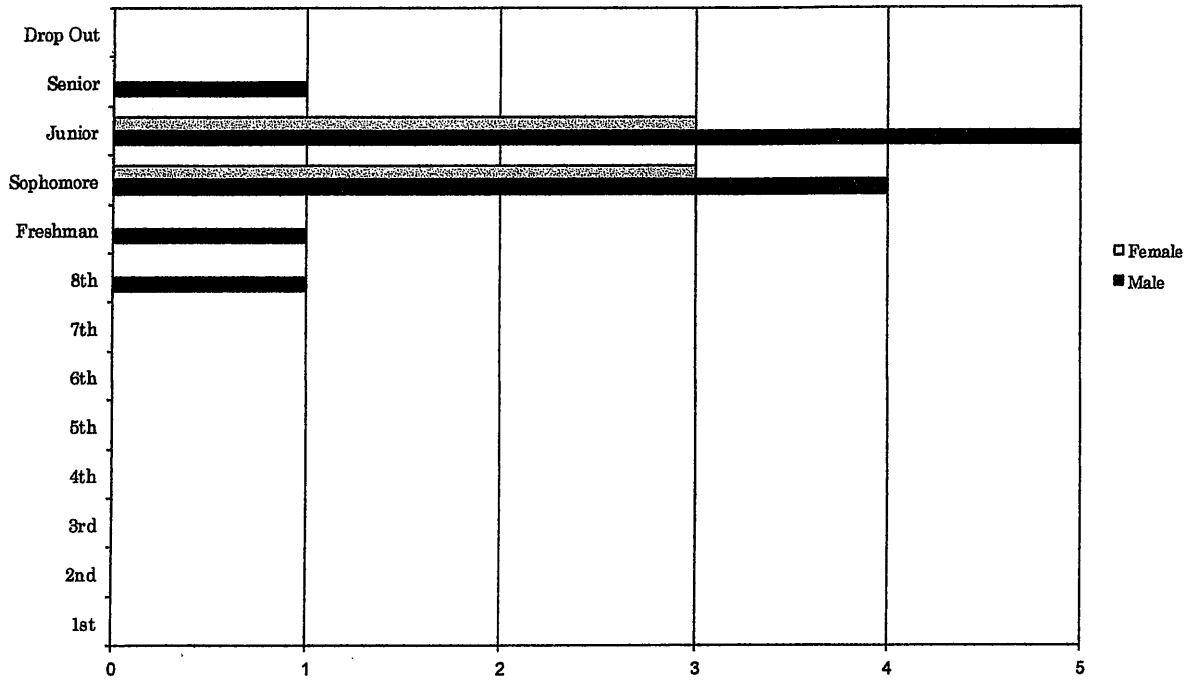
- On 9/20/11 at approximately 3:40pm, officers were dispatched to a suspicious incident at BP Amoco. The complainant stated she witnessed an older man having inappropriate contact with a male juvenile. She stated this is the second time they have come into the gas station and the older man has grabbed and put his hands all over the male juvenile. Responding officers located the older man driving away with the male juvenile and stopped his vehicle. The male juvenile stated he was 13 and the 50-year-old male was his uncle. He later stated the older male was just a family friend they called him uncle. The younger male was taken back to the station and his parents were contacted. The older male was asked to also come down to the station to talk about these incidents. The older male denied having any inappropriate contact with the younger male and so did the younger male. The 50-year-old male was charged with 2 counts of Battery for touching the juvenile. He was charged and released.
- On 9/23/11 at approximately 7:35pm, an officer conducted a plate check on a black BMW and learned the registration was expired since April 2011. He conducted a traffic stop on the BMW in the 10 east block of Hinsdale Avenue as it parked in the angle parking. He met with the driver, who stated that she didn't have her license on her. He asked her for her date of birth and learned she was only 15 years old. She was arrested and issued two traffic citations for Expired Registration and No Valid Driver's License.
- On 9/24/11, officers were working the Homecoming Dance at Hinsdale Central High School. While working the entrance they immediately identified seven students who were obviously under the influence of alcohol. The officers took all seven students into a separate room and gave them all a PBT test. They were all charged with Unlawful Use of Alcohol and were released to their parents.
- On 9/25/11, an officer made a traffic stop on a vehicle for rolling a stop sign. When the officer made contact with the driver he learned she didn't have a valid driver's license. When he asked her to exit the vehicle the male passenger also jumped out of the car. The initial officer asked the male juvenile to get back into the car but he refused. The officer attempted to place the passenger back into the car but he began to resist and fight the officer. The officer got the passenger to the ground and he was handcuffed. He was taken back to the station and charged with Obstruction of Justice.

Submitted by:

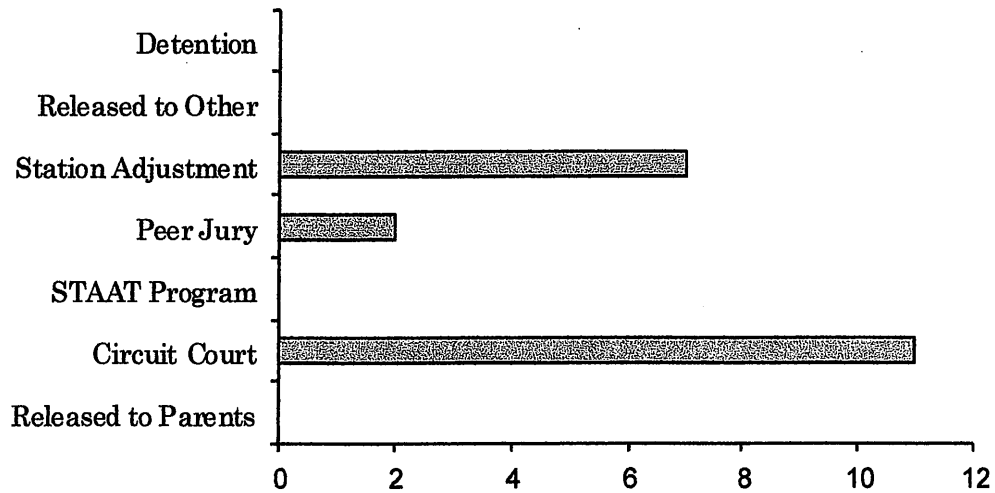
Joseph Rauen
Detective/Youth Officer

Hinsdale Police Department Juvenile Monthly Report September 2011

AGE AND SEX OF OFFENDERS

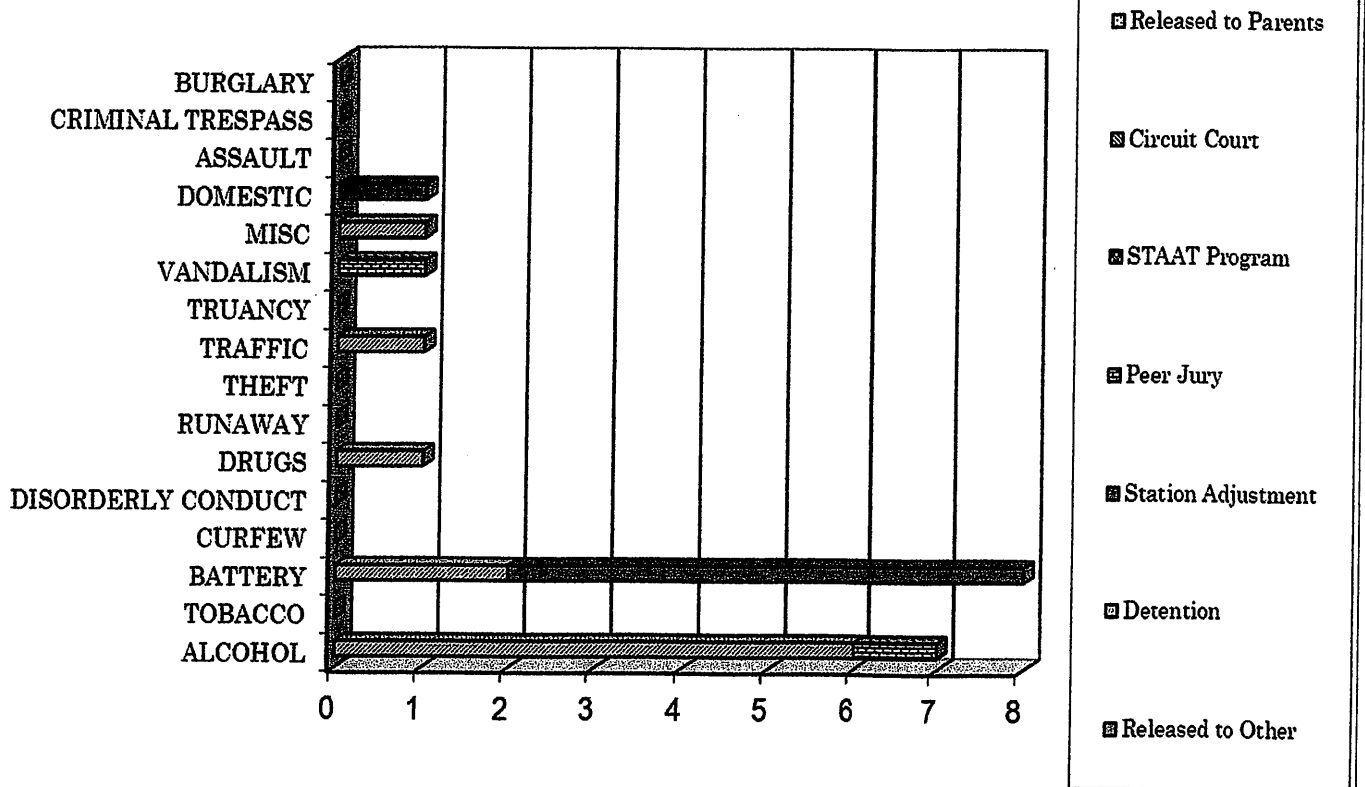


DISPOSITION OF CASES

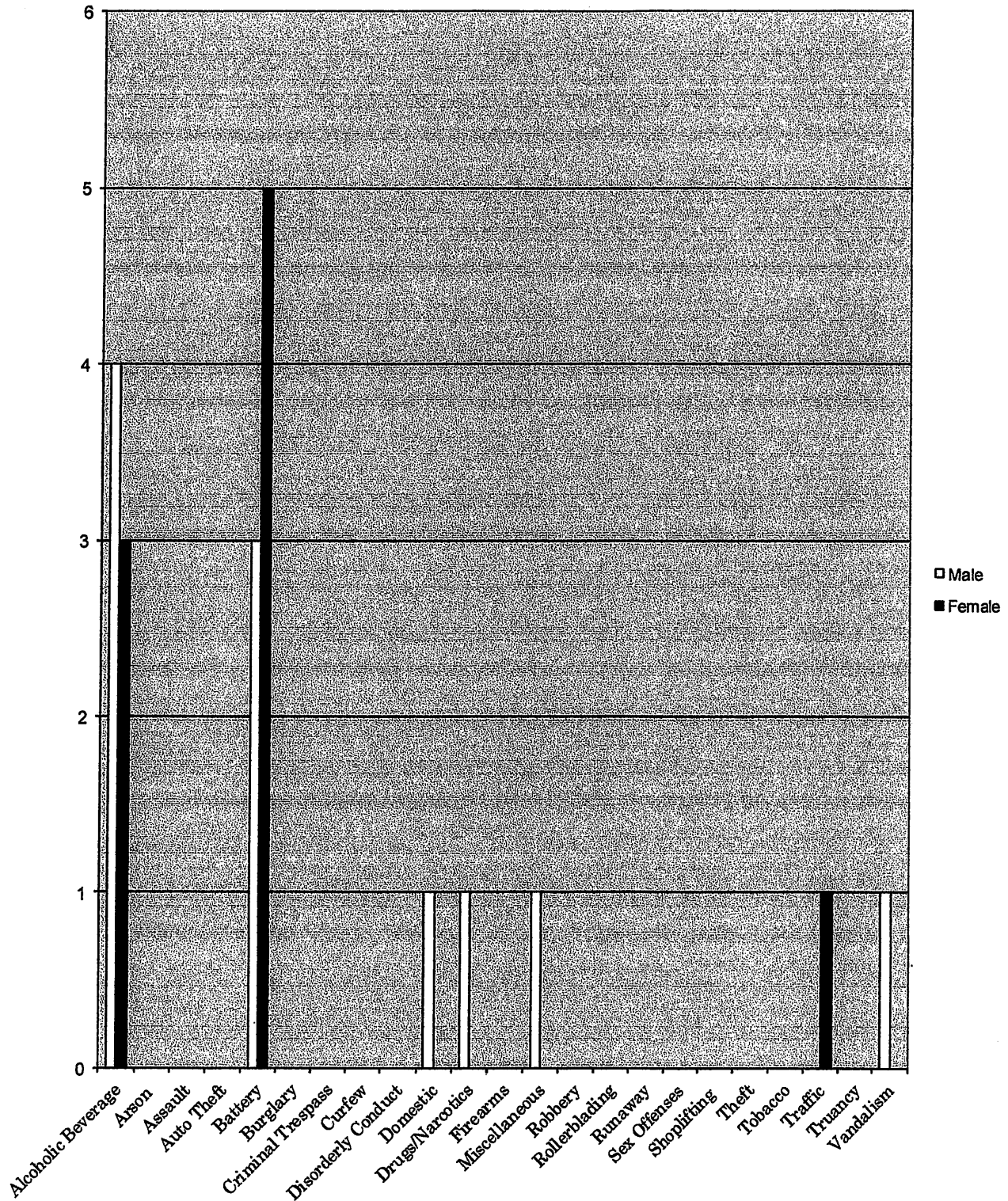


**Hinsdale Police Department
Juvenile Monthly Report
September 2011 (continued)**

DISPOSITION BY OFFENSE TYPE



Hinsdale Police Department
Juvenile Monthly Offenses Total Offenses by Offense Type
 September 2011



Social Networking Monthly Status Report



September 2011

The Hinsdale Police Department officially launched its Facebook and Twitter account(s) in July of 2011. This has been an endeavor that has been implemented to complement the existing forms of community notification methods that are already in place through media sources, email notification, and phone notification.

The short term goals of this notification method are to solicit “likes” and “followers” in an effort to establish a foundation of users that will use this tool for receiving important information from the police department. In meeting this goal, the agency will continue to send out multiple weekly announcements and informational notices in so that followers will share their experience with other users and persuade them to sign-up.

During the past reporting period, posts were disseminated on the following topics:

Promotions to encourage additional facebook/twitter followers
National Weather Service Watches/Warnings for Hinsdale
Community Information about the presence of wild animals & coyotes
Community Notice about health warning for respiratory conditions due to wildfires in Minnesota
Announcement of Police & Fire Open House
Traffic alerts regarding railroad crossing closures

| | <u>Number of Followers</u> | | |
|---|----------------------------|--------|------|
| | September | August | July |
|  | 121 | 116 | 101 |
|  | 99 | 82 | 72 |



Hinsdale Fire Department Monthly Report September 2011



Emergency Response

In September, the Hinsdale Fire Department responded to a total of 224 requests for assistance for a total of 2,133 responses this calendar year. There were 37 simultaneous responses and four train delays this month. The responses are divided into three basic categories as follows:

| <i>Type of Response</i> | <i>September 2011</i> | <i>% of Total</i> | <i>September 2010</i> |
|--|----------------------------------|------------------------------|----------------------------------|
| Fire: (Includes activated fire alarms, fire and reports of smoke) | 80 | 35.7% | 100 |
| Ambulance: (Includes ambulance requests, vehicle accidents and patient assists) | 98 | 43.8% | 96 |
| Emergency: (Includes calls for hazardous conditions, rescues, service calls and extrications) | 46 | 20.5% | 38 |
| Simultaneous: (Responses while another call is on- going. Number is included in total) | 37 | 16.5% | 46 |
| Train Delay: (Number is included in total) | 4 | 1.8% | 7 |
| Total: | 224 | 100% | 234 |

Year to Date Totals

Fire: 869 Ambulance: 830 Emergency: 434

2011 Total: 2,133

2010 Total: 2,019

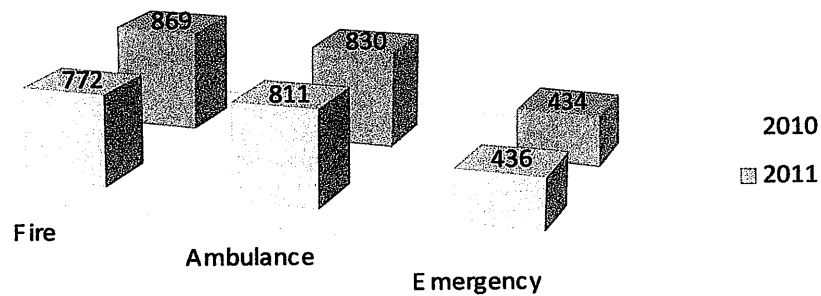


Hinsdale Fire Department Monthly Report September 2011

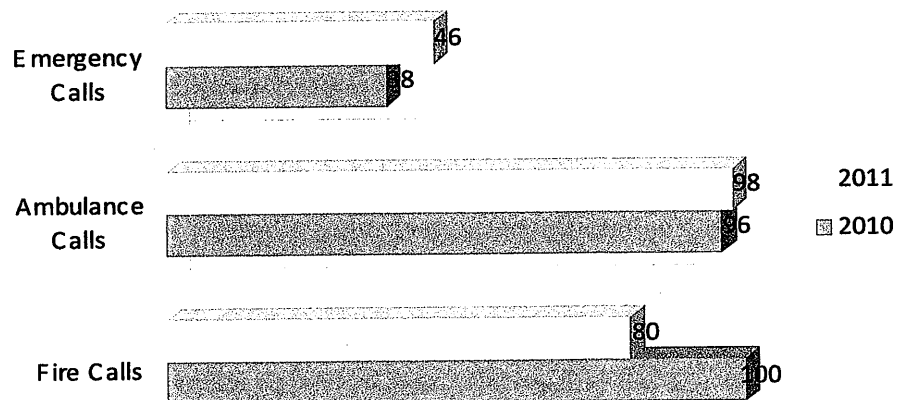


Emergency Response

Type of Responses Year to Date



Total Calls for September



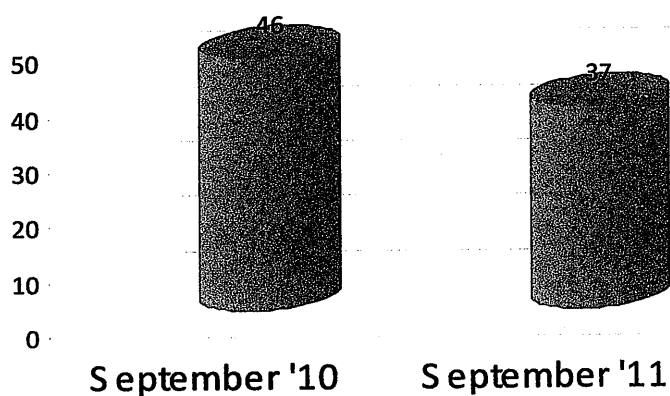


***Hinsdale Fire Department
Monthly Report
September 2011***

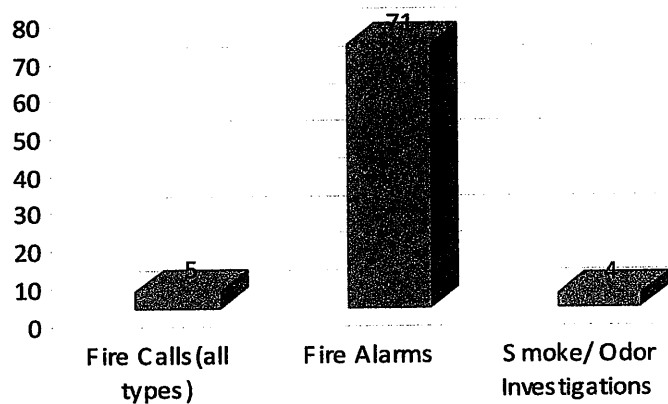


Emergency Response

Simultaneous Calls



Distribution of Fire Related Calls



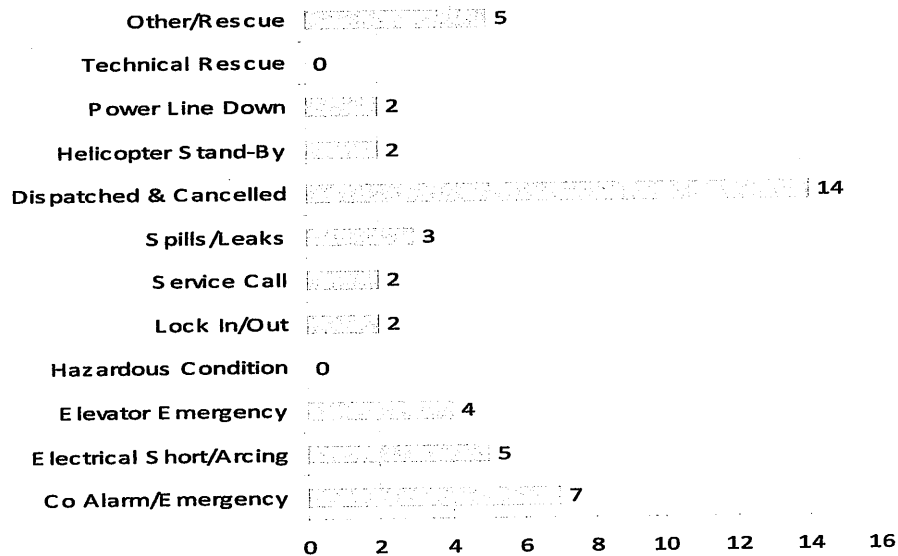


Hinsdale Fire Department Monthly Report September 2011

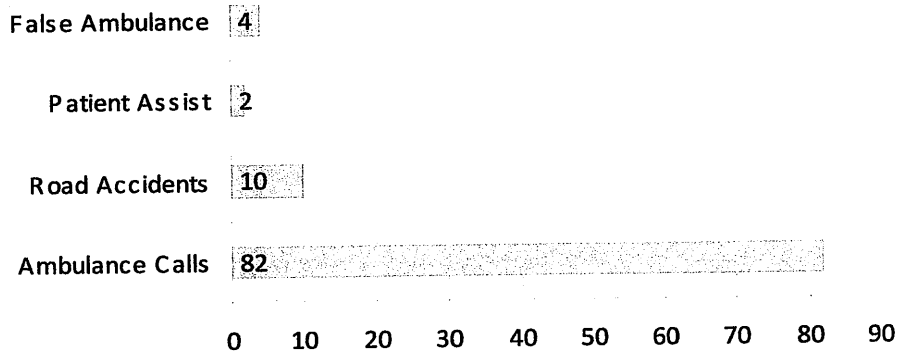


Emergency Response

Distribution of Emergency Related Calls



Distribution of EMS Related Calls





Hinsdale Fire Department Monthly Report September 2011



Incidents of Interest

- On September 3, the Department provided ambulance coverage for the Hinsdale Central Cross Country Meet. There were numerous runners and spectators in attendance. Three runners were transported to area hospitals from the Meet. Hinsdale Central reimburses the Village for the ambulance service provided at the event.
- On September 4, the Department responded to Brook Park for a football related injury involving the neck and back. Spinal precautions were taken and the player was transported to Hinsdale Hospital for further evaluation.
- On September 7, the Department responded for a report of a car fire in the building at Fuller's. On arrival, the vehicle was moved from the building and the fire had been extinguished by the employees utilizing a portable extinguisher.
- On September 9, the Department responded to 421 E. Ogden for the helicopter transport from Hinsdale Hospital. Crews assisted in the transfer of a patient from Hinsdale Hospital to the landing site.
- On September 15, the Department responded to assist the Tri-State Fire Protection District with an ambulance for their multi-patient incident at Hinsdale South High School. Members transported one patient to Hinsdale Hospital.
- On September 19, the Department responded to a multi-vehicle crash at 55th and County Line Rd. Both vehicles involved in the crash required the extrication of the patients from the vehicles by removing the driver's doors.
- On September 20, the Department responded to I-294 S/B at 47th St. for the car fire. On arrival, members found a car fully involved in fire. The fire was extinguished. There were no injuries associated with this incident.
- On September 25, the Department responded to I-294 at MM 26.7 for a woman in labor. The patient was transported to Hinsdale Hospital's labor and delivery floor.



Hinsdale Fire Department Monthly Report September 2011



Training/Events

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

Training highlights for the month of September consisted of:

- Department members conducted a walk through of the new addition at Hinsdale Hospital. The Clarendon Hills FD and Western Springs FD were invited to attend the familiarization tour.
- Captain Ronovsky, Lt. Carlson and Asst. Chief McElroy attended the IRMA seminar on hearing protection that was offered at Village Hall.
- Department paramedics continued their monthly education with a program on domestic violence. All Department paramedics completed and passed the required test on the monthly CE.
- Department members completed the annual SCBA consumption test. This test involves doing various tasks while wearing full firefighting gear and an air pack to determine the amount of time a firefighter can anticipate their air supply to last in an emergency situation.
- Department members participated in the monthly EMS drill on preventing back injuries and reviewed the proper techniques for lifting and transporting patients.
- Department TRT members attended the specialty team validation in Pleasantview. This is an annual requirement to remain active on this team.
- Department Haz-Mat team members trained on the use of the various metering devices used by the team.
- FF/PM Baker completed the requirements for his Associate's Degree from the College of DuPage.



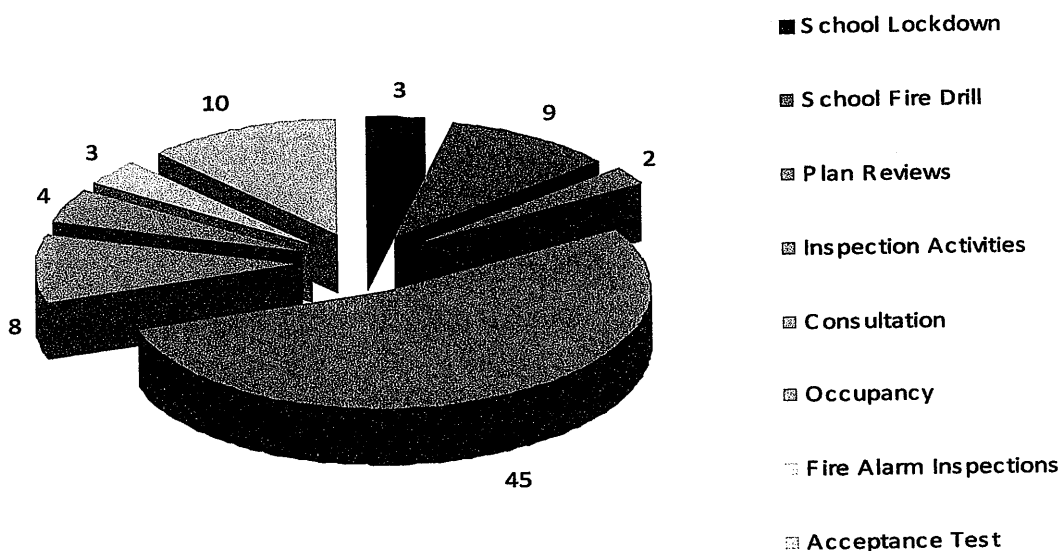
Hinsdale Fire Department Monthly Report September 2011



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 September



Fire Prevention/Safety Education:

- Assistant Chief McElroy attended the IRMA Fire Chiefs meeting on the new Firefighter Hiring Act signed into law by the Governor.
- Assistant Chief McElroy attended the monthly Division 10 Cause and Origin meeting involving legal considerations and fire investigations.
- The Department participated in several school fire and lockdown drills. All Hinsdale schools have completed their initial fire drill requirements and most have completed their lockdown requirement. The remainder will be completed in October.
- The Department participated in the Health Fair held at the Robert Crown Center.
- Captain Votava attended several meetings at the County related to emergency management issues.



Hinsdale Fire Department Monthly Report September 2011



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 16 responses in the month of September with the following results:

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

Yes- 16/16

Was the quality of service received-

"Higher" than what I expected - 13/16

"About" what I expected - 2/16

"Somewhat lower" than I had expected - 1/16

Miscellaneous Comments:

"Absolutely first class & competent people on your team. We appreciate your efforts."


"They provide excellent service - always attentive, caring & meet the needs of the patient."

"I don't know the name of the guy that held my neck in until the ambulance got there, but I'm thankful for him. Everyone was very kind and I really felt like they cared about me. Thanks again!!"

"I really appreciated the compassion and care shown me by the team of paramedics. Many thanks."

Memorandum

To: Chairman Saigh and Public Safety Committee

From: Robert McGinnis MCP, Community Development Director/Building Commissioner 

Date: October 6, 2011

Re: **Community Development Department Monthly Report-September 2011**

In the month of September the department issued 100 permits and conducted 498 inspections. Revenue for the month came in at just under \$94,000. Plan review is currently running about four weeks for the larger projects at this time as we try to get the smaller jobs (irrigation, fences, driveways, landscaping, patios, etc.) issued.

There are approximately 72 applications in house including 13 single family homes and 3 commercial alterations. There are 22 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, 146 inspections were performed for the month of September by the division.

We currently have 45 vacant properties on our registry list. The department continues to pursue owners of vacant and blighted properties to either demolish them and restore the lots or come into compliance with the property maintenance code.

COMMUNITY DEVELOPMENT MONTHLY REPORT - September 2011

| PERMITS | THIS MONTH | THIS MONTH LAST YEAR | FEEs | FY TO DATE | TOTAL LAST FY TO DATE |
|---------------------------------|-------------------|-----------------------------|---------------------|----------------------|------------------------------|
| New Single Family Homes | 1 | 5 | \$ 6,928.00 | | |
| New Multi Family Homes | 1 | 0 | \$ 17,294.25 | | |
| Residential Addns./Alts. | 30 | 24 | \$ 12,303.25 | | |
| Commercial New | 0 | 0 | \$ - | | |
| Commercial Addns./Alts. | 7 | 3 | \$ 20,510.00 | | |
| Miscellaneous | 7 | 37 | \$ 13,902.00 | | |
| Demolitions | 0 | 3 | \$ 3,000.00 | | |
| Total Building Permits | 46 | 72 | \$ 73,937.50 | \$ 393,381.92 | \$ 607,340.39 |
| Total Electrical Permits | 29 | 20 | \$ 6,077.50 | \$ 36,862.50 | \$ 96,977.85 |
| Total Plumbing Permits | 25 | 21 | \$ 13,665.00 | \$ 77,472.50 | \$ 106,881.35 |
| TOTALS | 100 | 113 | \$ 93,680.00 | \$ 507,716.92 | \$ 811,199.59 |

| | | | | | |
|--------------------------|-----------|--|--------------|--|--|
| Citations | | | \$750 | | |
| Vacant Properties | 45 | | | | |

| INSPECTIONS | THIS MONTH | THIS MONTH LAST YEAR | | | |
|----------------------------|-------------------|-----------------------------|--|--|--|
| Building Insp. | 207 | 163 | | | |
| Electric Insp. | 50 | 41 | | | |
| Plumbing Insp. | 37 | 36 | | | |
| Property Maint./Site Mgmt. | 58 | 65 | | | |
| Engineering Insp. | 146 | 163 | | | |
| TOTALS | 498 | 468 | | | |

REMARKS:

VILLAGE OF HINSDALE - SEPTEMBER 6, 2011 COURT CALL/RESULT

| Name | Ticket NO. | Location | Violation | |
|----------------------------|------------|----------|--|-------------------|
| Battaglia Homes, Inc | 8711 | Kelly | 5509 S. Washington Violation of work hours | no show |
| In the Garden with Marys | 8709 | Kelly | 410 S. Adams Failure to control dust | 500 |
| Montreux Custom Home | 8713 | Kelly | 26 W. 8th St. Violation of work hours | no show |
| Palos Concrete, Inc | 9904 | Kelly | 314 Fuller Violation of site management stds. | no show |
| Peterson, James B | 8714 | Kelly | 314 The Lane Counts 1 & 3 of property maintenance code | cont. to 11-1 |
| Razi, Sameer | 8715 | Kelly | 120 N. Clay Illegal storage on Village Right of Way | 250 |
| Ziby Best Construction llc | 9577 | Kelly | 534 Chestnut Violation of work hours | default judgement |

Fines assessed: 750

STOP WORK ORDERS ASSESSED

Date SWO Issued to Address Reason

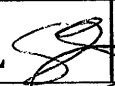


SWO assessed:

MONTHLY TOTAL:

750

DATE: October 24, 2011

REQUEST FOR BOARD ACTION

| | | | | | | | | | | | | | | | | |
|---|---|-------------------------------|-----------------|---|-----------------------------------|-----|-----|-----|--------------|--|--|--|----------------------------|--|---|--|
| AGENDA | | ORIGINATING DEPARTMENT | | | | | | | | | | | | | | |
| SECTION NUMBER | | Community Development | | | | | | | | | | | | | | |
| ITEM Cases A-15-2011 <i>and</i> A-16-2011– Applicant: Level 4 Yoga – Request: Text Amendment to Section 6-106, to allow Yoga Instruction in the O-2 Limited Office District as Special Uses and a Special Use to Operate a Yoga Studio at 34 S. Vine. | | APPROVAL | | | | | | | | | | | | | | |
| <p>The Applicant, Power 4 Yoga, has submitted an application to amend Article VI (Office Districts), Section 6-106 (Special Uses), of the Village of Hinsdale Zoning Code, to allow Yoga Instruction (7999) in the O-2 Limited Office District as Special Uses. In addition to the text amendment, the applicant is also requesting the necessary special use to allow a yoga studio at 34 S. Vine Street.</p> <p>The proposed process would allow the Plan Commission and Village Board to hear all cases independently and establish the appropriateness of the use based on the location and the individual circumstances of the property in question.</p> <p>Below is draft language proposed by the applicant that would amend the Zoning Code so that Yoga Instruction (7999) would be Special Uses in the O-2 Limited Office District:</p> <table border="0"><tr><td>Section 6-106 Special Uses</td><td>O-1</td><td>O-2</td><td>O-3</td></tr><tr><td>B. Services:</td><td></td><td></td><td></td></tr><tr><td>8. Yoga Instruction (7999)</td><td></td><td>S</td><td></td></tr></table> <p>At the Plan Commission meeting of October 12, 2011, it was recommended unanimously (5-0), that the text amendment to Article VI (Office Districts), Section 6-106 (Special Uses), of the Village of Hinsdale Zoning Code, to allow Yoga Instruction (7999) in the O-2 Limited Office District as Special Uses and the Special Use to allow a yoga studio at 34 S. Vine, be approved.</p> <p>Attached are the draft findings and recommendations from the Plan Commission and the draft ordinances <u>for both requests</u>.</p> <p>MOTIONS:</p> <p>Move that the request be forwarded to the Board of Trustees approve an “Ordinance Amending Article VI (Office Districts), Section 6-106 (Special Uses) of the Village of Hinsdale Zoning Code, to allow Yoga Instruction in the O-2 Limited Office District as Special Uses”. And ;</p> <p>Move that the request be forwarded to the Board of Trustees approve an “Ordinance Approving a Special Use Permit for a Yoga Studio at the Property Located at 34 South Vine Street.”</p> | | | | | Section 6-106 Special Uses | O-1 | O-2 | O-3 | B. Services: | | | | 8. Yoga Instruction (7999) | | S | |
| Section 6-106 Special Uses | O-1 | O-2 | O-3 | | | | | | | | | | | | | |
| B. Services: | | | | | | | | | | | | | | | | |
| 8. Yoga Instruction (7999) | | S | | | | | | | | | | | | | | |
| APPROVAL  | APPROVAL  | APPROVAL | APPROVAL | MANAGER'S APPROVAL  | | | | | | | | | | | | |
| COMMITTEE ACTION: | | | | | | | | | | | | | | | | |

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-15-2011 - Applicant: Level 4 Yoga – Request: Text Amendment to Section 6-106, to allow Yoga Instruction in the O-2 Limited Office District as Special Uses.

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Level 4 Yoga, submitted an application to amend Article VI (Office Districts), Section 6-106 (Special Uses), to allow Yoga Instruction (7999) in the O-2 Limited Office District as Special Uses.
2. The Plan Commission heard a presentation from the applicant regarding the proposed text amendment at the Plan Commission meeting of October 12, 2011.
3. 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”, zero (0) “Nays” and four (4) “Absent” recommends to the President and Board of Trustees that the Hinsdale Zoning Code be amended as proposed.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-16-2011 - Applicant: Level 4 Yoga – Request: Special Use to Operate a Yoga Studio at 34 S. Vine.

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Level 4 Yoga, submitted an application for a Special Use to operate a yoga studio at 34 S. Vine.
2. The property is located within the O-2, Limited Office District and improved with a multi-story office building and associated parking lot.
3. The Plan Commission heard testimony from the applicant regarding the proposed request at the Plan Commission meeting of October 12, 2011.
4. The Commissioners asked the applicant a few general questions regarding the proposed use.
5. The Commissioners agreed that the proposed use was a good fit for the location and for Hinsdale.
6. The Plan Commission specifically finds that the Application satisfies the standards in Section 11-602 of the Zoning Code applicable to approval of a special use permit.

II. RECOMMENDATION

The Village of Hinsdale Plan Commission, by a vote of five (5) “Ayes,” 0 “Nay,” and four (4) “Absent” recommends that the President and Board of Trustees approve the Application for a special use permit to allow a yoga studio, at 34 S. Vine Street.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. O2011-_____

**AN ORDINANCE AMENDING ARTICLE VI (OFFICE DISTRICTS),
SECTION 6-106 (SPECIAL USES) OF THE HINSDALE ZONING
CODE TO ALLOW YOGA INSTRUCTION IN THE O-2 LIMITED
OFFICE DISTRICT AS A SPECIAL USE
(Plan Commission Case No. A-15-2011)**

WHEREAS, Power 4 Yoga (the "Petitioner"), has filed an application seeking to amend Article VI (Office Districts), Section 6-106 (Special Uses) of the Hinsdale Zoning Code to allow yoga instruction in the O-2 Limited Office District as a special use (the "Application"); and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on October 12, 2011, pursuant to notice thereof properly published in the *Hinsdalean* on September 22, 2011, 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 five (5) in favor, none (0) against and four (4) absent, all as set forth in the Plan Commission's Findings and Recommendations for Plan Commission Case No. A-15-2011; and

WHEREAS, the Hinsdale Plan Commission, at a regular meeting on _____, 2011, approved its Findings and Recommendations for Plan Commission Case No. A-15-2011; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on October 24, 2011, 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 11-601 of the Hinsdale Zoning Code related to text amendments to the Zoning Code, and the President and Board of Trustees have determined that it is appropriate to amend the 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 6-106 of the Zoning Code. Article VI (Office Districts), Section 6-106 (Special Uses) of the Hinsdale Zoning Code is amended by adding the underlined language to read as follows:

Sec. 6-106. Special Uses:

Except as specifically limited in the following table, the uses listed in the following table may be permitted in the office districts indicated 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 of this code) and section 11-501 of this code. SIC codes are given in parentheses following each use listing.

| | | | | |
|-----------------------------------|---|---|-----|----------|
| | * | * | * | * |
| | | | 0-1 | 0-2 0-3 |
| B. Services: | | | | |
| | * | * | * | * |
| 8. <u>Yoga instruction (7999)</u> | | | | <u>S</u> |
| | * | * | * | * |

Section 3. 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 4. 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

Z:\PLS\Village of Hinsdale\Ordinances\2011\11-xx Sec. 6-106 10-18-11.doc

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
YOGA STUDIO AT THE PROPERTY LOCATED AT
34 SOUTH VINE STREET
(Plan Commission Case No. A-16-2011)**

WHEREAS, Power 4 Yoga (the "Petitioner") has applied for a special use permit in the O-2 Limited Office District to operate a yoga studio at 34 South Vine Street ("Application"), legally described in Exhibit A, attached and incorporated herein by reference (the "Subject Property"); and

WHEREAS, pursuant to Subsection 6-106B8 of the Hinsdale Zoning Code, a yoga studio is required to be processed as a special use in the O-2 Limited Office District; and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing and deliberated on the Application on October 12, 2011, pursuant to notice thereof properly published in the *Hinsdalean* on September 22, 2011, 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 five (5) in favor, none (0) against and four (4) absent, all as set forth in the Plan Commission's Findings and Recommendation for Plan Commission Case No. A-16-2011; and

WHEREAS, the Hinsdale Plan Commission, at a regular meeting on _____, 2011, approved its Findings and Recommendation for Plan Commission Case No. A-16-2011; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on October 24, 2011, 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 related to special use permits, 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 Yoga Studio. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and by Sections 6-106 and 11-602 of the Hinsdale Zoning Code, approves a special use permit for a yoga studio in the O-2 Limited Office District for the Subject Property. The approval granted in this Section 2 is subject to the conditions set forth in Sections 3 and 4 of this Ordinance.

Section 3. Conditions on Approval. 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. Building Permits. The Applicant shall submit all required building permit applications and other materials in a timely manner to the appropriate parties, which materials shall be prepared in compliance with all applicable Village codes and ordinances.

Section 4. Violation of Condition or Code. Any violation of (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 approval 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

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

By: _____ Date: _____, 2011
Its:

Z:\PLS\Village of Hinsdale\Ordinances\2011\11-XX 116-18 S. Washington special use 10-18-11.doc

EXHIBIT A

LEGAL DESCRIPTION




PARCEL 1; LOTS 1, 2, 3 AND 9 IN BLOCK 1 IN GRANT SQUARE RESUBDIVISION OF BLOCKS 1 AND 2 AND THE VACATED ALLEYS RUNNING NORTH AND SOUTH THROUGH SAID BLOCKS FROM THE NORTH LINE OF CHESTNUT STREET TO THE SOUTH LINE OF CHICAGO AVENUE IN HANNAH'S SUBDIVISION OF PART OF OUT LOT 1 OF THE ORIGINAL TOWN OF HINSDALE, IN SECTION 12, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID RESUBDIVISION RECORDED OCTOBER 5, 1949 AS DOCUMENT NO. 577674 AND RERECORDED SEPTEMBER 8, 1950 AS DOCUMENT NO. 603764, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2: LOTS 1 AND 2 IN GRANT SQUARE SHOPPING CENTER RESUBDIVISION OF THAT PART OF OUT LOT 1 AND THAT PART OF DEPOT GROUNDS DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 33 FEET SOUTHERLY OF NORTH LINE SAID OUT LOT 1 IN (SAID POINT BEING ON SOUTHERLY RIGHT OF WAY OF CHICAGO AVENUE AS NOW PLATTED AND RECORDED) AND ON THE EAST LINE OF VINE STREET AS DESCRIBED IN QUIT CLAIM DEED RECORDED MAY 8, 1902 AS DOCUMENT 76425; THENCE EAST ALONG SOUTH LINE OF CHICAGO AVENUE 612.2 FEET MORE OR LESS TO WEST LINE OF EAST 166.28 FEET OF SAID OUT LOT 1; THENCE SOUTH ALONG SAID WEST LINE OF THE EAST 166.28 FEET OF SAID OUT LOT 1 (PART OF SAID WEST LINE BEING ALSO THE WEST LINE OF BERGMAN'S RESUBDIVISION, RECORDED JUNE 17, 1946 AS DOCUMENT 480985) 299.46 FEET TO SOUTHWEST CORNER OF SAID BERGMAN'S RESUBDIVISION; THENCE NORTH 65 DEGREES 21 MINUTES 28 SECONDS EAST ALONG THE SOUTH LINE OF SAID BERGMAN'S RESUBDIVISION 182.70 FEET TO WEST LINE OF LINCOLN STREET; THENCE SOUTH 00 DEGREES 04 MINUTES 38 SECONDS EAST ALONG SAID WESTERLY LINE OF LINCOLN STREET 36.63 FEET; THENCE SOUTH 89 DEGREES 55 MINUTES 22 SECONDS WEST 20 FEET TO AN ANGLE POINT; THENCE SOUTH 65 DEGREES 21 MINUTES 28 SECONDS WEST 149.74 FEET TO AN ANGLE POINT; THENCE SOUTH 67 DEGREES 27 MINUTES 04 SECONDS WEST 232.07 FEET TO AN ANGLE POINT, SAID POINT BEING 107 FEET, MEASURED AT RIGHT ANGLES TO AND NORTHERLY OF CENTER LINE OF CENTER MAIN TRACK OF CHICAGO BURLINGTON AND QUINCY RAILROAD; THENCE SOUTH 74 DEGREES 52 MINUTES 16 SECONDS WEST ALONG A LINE PARALLEL WITH AND 107 FEET NORTHERLY OF AS MEASURED AT RIGHT ANGLES TO CENTER LINE OF CENTER MAIN TRACK OF CHICAGO, BURLINGTON AND QUINCY RAILROAD (BEING ALONG EXISTING NORTHERLY RIGHT OF WAY LINE OF SAID RAILROAD) 423.08

FEET MORE OR LESS TO EAST RIGHT OF WAY LINE OF VINE STREET;
THENCE NORTH ALONG EAST RIGHT OF WAY LINE OF VINE STREET
521.39 FEET TO PLACE OF BEGINNING, AS SHOWN ON PLAT OF
RESUBDIVISION RECORDED MARCH 3, 1964, AS DOCUMENT R64-6737.

REQUEST FOR BOARD ACTION

| AGENDA SECTION NUMBER | ORIGINATING DEPARTMENT Community Development | | | | | | | | | | | | |
|---|---|-----------------------------------|------------|------------|------------|--------------|--|--|--|--|--|---|--|
| ITEM Cases A-18-2011 <u>and</u> A-19-2011– Applicant: Rock Rubicon, LLC. – Request: Text Amendment to Section 5-105, to allow Musical Tutoring Services, above the first floor, in the B-2 District as Special Uses and a Special Use to Operate a Musical Tutoring Service on the 2 nd Floor at 116-118 Washington Street. | APPROVAL | | | | | | | | | | | | |
| <p>The Applicant, Rock Rubicon, LLC. has submitted an application to amend Article V (Business Districts), Section 5-105 (Special Uses), of the Village of Hinsdale Zoning Code, to allow Musical Tutoring Services (8299), above the first floor, in the B-2 Central Business District as Special Uses. In addition to the text amendment, the applicant is also requesting the necessary special use to allow a musical tutoring service on the 2nd floor at 116-118 S. Washington Street.</p> <p>The proposed process would allow the Plan Commission and Village Board to hear all cases independently and establish the appropriateness of the use based on the location and the individual circumstances of the property in question.</p> <p>Below is draft language proposed by the applicant that would amend the Zoning Code so that Musical Tutoring Services (8299) would be Special Uses above the first floor in the B-2, Central Business District:</p> <table><tr><td>Section 5-105 Special Uses</td><td>B-1</td><td>B-2</td><td>B-3</td></tr><tr><td>C. Services:</td><td></td><td></td><td></td></tr><tr><td>22. Musical Tutoring Services (8299), but not on the first floor of any structure in the B-2 district.</td><td></td><td>S</td><td></td></tr></table> <p>At the Plan Commission meeting of October 12, 2011, it was recommended, on a 4-1 vote, that the text amendment to Section 5-105, to allow Musical Tutoring Services, above the first floor, in the B-2 District as Special Uses and the Special Use to allow a musical tutoring service on the 2nd floor at 116-118 S. Washington Street, be approved. Please note that as a result of comments and concerns to date, the applicant has revised and resubmitted new applications removing all references to the existing first floor use.</p> <p>Attached are the draft findings and recommendations from the Plan Commission and the draft ordinances <u>for both requests</u>.</p> <p>MOTIONS:</p> <p>Move that the request be forwarded to the Board of Trustees approve an “Ordinance Amending Article V (Business Districts), Section 5-105 (Special Uses) of the Village of Hinsdale Zoning Code, to allow Musical Tutoring Services above the first floor in the B-2 Central Business District as a Special Use”. And ;</p> <p>Move that the request be forwarded to the Board of Trustees to approve an “Ordinance Approving a Special Use Permit for a Musical Tutoring Service at the Property Located at 116-118 S. Washington Street.”</p> | | Section 5-105 Special Uses | B-1 | B-2 | B-3 | C. Services: | | | | 22. Musical Tutoring Services (8299), but not on the first floor of any structure in the B-2 district. | | S | |
| Section 5-105 Special Uses | B-1 | B-2 | B-3 | | | | | | | | | | |
| C. Services: | | | | | | | | | | | | | |
| 22. Musical Tutoring Services (8299), but not on the first floor of any structure in the B-2 district. | | S | | | | | | | | | | | |

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

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-18-2011 - Applicant: Rock Rubicon, LLC. – Request: Text Amendment to Section 5-105, to allow Musical Tutoring Services, above the first floor, in the B-2 District as Special Uses.

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Rock Rubicon LLC., submitted an application to amend Article V (Business Districts), Section 5-105 (Special Uses), Subsection C (Services) of the Village of Hinsdale Zoning Code, to allow Musical Tutoring Services (8299), above the first floor, in the B-2 Central Business District as Special Uses.
2. The Plan Commission heard a presentation from the applicant regarding the proposed text amendment at the Plan Commission meeting of October 12, 2011.
3. 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 four (4) “Ayes”, one (1) “Nay” and four (4) “Absent” recommends to the President and Board of Trustees that the Hinsdale Zoning Code be amended as proposed.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-19-2011 - Applicant: Rock Rubicon, LLC. – Request: Special Use to Operate a Musical Tutoring Service on the 2nd Floor at 116-118 Washington Street.

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Rock Rubicon LLC., submitted an application for a Special Use to Operate a Musical Tutoring Service on the 2nd Floor at 116-118 Washington Street.
2. The property is located within the B-2, Central Business District and improved with a two-story building.
3. The Plan Commission heard testimony from the applicant regarding the proposed request at the Plan Commission meeting of October 12, 2011.
4. Certain Commissioners asked the applicant general questions regarding the location of the proposed use and the applicant's ability to properly sound proof the building.
5. Most Commissioners agreed that this was an appropriate location for the proposed use given its proximity to the Middle School and accessibility to the downtown while parents waited for their children.
6. The Plan Commission specifically finds that the Application satisfies the standards in Section 11-602 of the Zoning Code applicable to approval of a special use permit.

II. RECOMMENDATION

The Village of Hinsdale Plan Commission, by a vote of four (4) "Ayes," one (1) "Nay," and four (4) "Absent" recommends that the President and Board of Trustees approve the Application for a special use permit to allow a musical tutoring service, at 116-118 S. Washington Street.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. O2011-_____

**AN ORDINANCE AMENDING ARTICLE V (BUSINESS DISTRICTS),
SECTION 5-105 (SPECIAL USES) OF THE HINSDALE ZONING CODE TO
ALLOW MUSICAL TUTORING SERVICES ABOVE THE FIRST FLOOR IN
THE B-2 CENTRAL BUSINESS DISTRICT AS A SPECIAL USE
(Plan Commission Case No. A-18-2011)**

WHEREAS, Rock Rubicon, LLC (the "Petitioner"), has filed an application seeking to amend Article V (Business Districts), Section 5-105 (Special Uses) of the Hinsdale Zoning Code to allow musical tutoring services above the first floor in the B-2 Central Business District as a special use (the "Application"); and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on October 12, 2011, pursuant to notice thereof properly published in the *Hinsdalean* on September 22, 2011, 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 four (4) in favor, one (1) against and four (4) absent, all as set forth in the Plan Commission's Findings and Recommendations for Plan Commission Case No. A-18-2011; and

WHEREAS, the Hinsdale Plan Commission, at a regular meeting on _____, 2011, approved its Findings and Recommendations for Plan Commission Case No. A-18-2011; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on October 24, 2011, 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 11-601 of the Hinsdale Zoning Code related to text amendments to the Zoning Code, and the President and Board of Trustees have determined that it is appropriate to amend the 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 5-105 of the Zoning Code. Article V (Business Districts), Section 5-105 (Special Uses) of the Hinsdale Zoning Code is amended by adding the underlined language to read as follows:

Sec. 5-105. Special Uses:

Except as specifically limited in the following table, the uses listed in the following table may be permitted in the business districts indicated 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 of this code) and section 11-501 of this code. SIC codes are given in parentheses following each use listing.

| | * | * | * | * |
|--|---|---|-----|---------|
| | | | B-1 | B-2 B-3 |

C. Services:

| | * | * | * | * |
|--|---|---|---|---|
|--|---|---|---|---|

| | |
|--|----------|
| <u>22. Musical tutoring services (8299).</u> | <u>S</u> |
| <u>But not on the first floor of any</u> | |
| <u>Structure in the B-2 district.</u> | |

| | | | | |
|--|---|---|---|---|
| | * | * | * | * |
|--|---|---|---|---|

Section 3. 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 4. 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

Z:\PLS\Village of Hinsdale\Ordinances\2011\11-xx Sec. 5-105 10-18-11.doc

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
MUSICAL TUTORING SERVICE AT THE
PROPERTY LOCATED AT 116-118 SOUTH WASHINGTON STREET
(Plan Commission Case No. A-19-2011)**

WHEREAS, Rock Rubicon, LLC (the "Petitioner") has applied for a special use permit in the B-2 Central Business District to operate a musical tutoring service on the second floor of the building located at 116-118 South Washington Street ("Application"), legally described in Exhibit A, attached and incorporated herein by reference (the "Subject Property"); and

WHEREAS, pursuant to Subsection 5-105C22 of the Hinsdale Zoning Code, a musical tutoring service is required to be processed as a special use in the B-2 Central Business District; and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing and deliberated on the Application on October 12, 2011, pursuant to notice thereof properly published in the *Hinsdalean* on September 22, 2011, 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 four (4) in favor, one (1) against and four (4) absent, all as set forth in the Plan Commission's Findings and Recommendation for Plan Commission Case No. A-19-2011; and

WHEREAS, the Hinsdale Plan Commission, at a regular meeting on _____, 2011, approved its Findings and Recommendation for Plan Commission Case No. A-19-2011; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on October 24, 2011, 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 related to special use permits, 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 Musical Tutoring Service. The Board of Trustees, acting pursuant to the authority vested in it by the laws of the State of Illinois and by Sections 5-105 and 11-602 of the Hinsdale Zoning Code, approves a special use permit for a musical tutoring service in the B-2 Central Business District for the Subject Property. The approval granted in this Section 2 is subject to the conditions set forth in Sections 3 and 4 of this Ordinance.

Section 3. Conditions on Approval. 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. **Building Permits.** The Applicant shall submit all required building permit applications and other materials in a timely manner to the appropriate parties, which materials shall be prepared in compliance with all applicable Village codes and ordinances.

Section 4. Violation of Condition or Code. Any violation of (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 approval 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

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

By: _____ Date: _____, 2011
Its:

Z:\PLS\Village of Hinsdale\Ordinances\2011\11-XX 116-18 S. Washington special use 10-18-11.doc

EXHIBIT A

LEGAL DESCRIPTION

THE NORTH 30.0 FEET OF THE SOUTH 91.0 FEET OF THE EAST HALF OF BLOCK 4 (EXCEPT THE ALLEY AND EXCEPT THAT PART THEREOF DESCRIBED AS LYING SOUTH OF THE SOUTH LINE OF LOT 7 IN WRIGHT'S SUBDIVISION OF LOTS 1, 2, 3, 4 AND THE NORTH 4.0 FEET OF LOT 5 AND 6 IN SAID BLOCK 4 AND NORTH OF A LINE DESCRIBED AS BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 5 WHICH IS 1'-9" SOUTH OF THE SOUTH LINE LOT 7 IN WIRGHT'S SUBDIVISION, AFORESAID, AND RUNNING THENCE WEST TO A POINT IN THE WEST LINE OF SAID LOT 5 WHICH IS 1'-1 3/8" SOUTH OF THE SOUTH LINE OF LOT 7, AFORESAID) IN BLOCK 4 IN THE TOWN OF HINSDALE, BEING A SUBDIVISION OF THE NORTHWEST QUARTER (EXCEPT RAILROAD LANDS) OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN , ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 14, 1866, AS DOCUMENT 7738, IN DUPAGE COUNTY, ILLINOIS.



**VILLAGE
OF HINSDALE** FOUNDED IN 1873

**COMMUNITY DEVELOPMENT
DEPARTMENT
ZONING CODE TEXT AND MAP
AMENDMENT APPLICATION**

Must be accompanied by completed Plan Commission Application

Address of the subject property or description of the proposed request: 116 and 118

South Washington, Hinsdale, IL 60521

REVIEW CRITERIA

Section 11-601 of the Hinsdale Zoning Code regulates Amendments. The amendment process established is intended to provide a means for making changes in the text of the Zoning Code and in the zoning map that have more or less general significance or application. It is not intended to relieve particular hardships nor to confer special privileges or rights. Rather, it is intended as a tool to adjust the provisions of the Zoning Code and the zoning map in light of changing, newly discovered, or newly important conditions, situations, or knowledge. The wisdom of amending the text of the Zoning Code is a matter committed to the sound legislative discretion of the Board of Trustees and is not dictated by any set standard. However, in determining whether a proposed amendment should be granted or denied the Board of Trustees should be guided by the principle that its power to amend this Code is not an arbitrary one but one that may be exercised only when the public good demands or requires the amendment to be made. In considering whether that principle is satisfied in any particular case, the Board of Trustees should weigh, among other factors, the below criteria.

Below are the 14 standards for amendments that will be the criteria used by the Plan Commission and Board of Trustees in determining the merits of this application. Please respond to each standard as it relates to the application. Please use an additional sheet of paper to respond to questions if needed. If the standard is not applicable, please mark N/A.

1. The consistency of the proposed amendment with the purpose of this Code.

According to the Code, the purpose of the B-2 Central District ("Downtown District") is to serve the entire Hinsdale Suburban Community with a wide variety of retail and service uses and is intended to generally be a more intense development. The change to add musical services tutoring to a "special use" for this District fully complies with the intent.

2. The existing uses and zoning classifications for properties in the vicinity of the subject property.
All are B-2 Central Business District ("Downtown District"). The term to be added as

Sub-Paragraph 22 to 5-105(c) "Special Use" is for a Music Training Studio which provides musical tutoring services.

3. The trend of development in the vicinity of the subject property, including changes, if any, such trend since the subject property was placed in its present zoning classification.
The proposed addition of the requested addition to Section 5-105(c) (a number 22) for musical tutoring services totally serves the community and fits the Downtown District.
4. The extent, if any, to which the value of the subject property is diminished by the existing zoning classification applicable to it. There is not a present use for the Building as Zoned (on the market a while) and the special use will have a positive impact on the community and the Downtown District.
5. The extent to which any such diminution in value is offset by an increase in the public health, safety, and welfare. Not applicable as will not impact the public health, safety or welfare.
6. The extent, if any, to which the use and enjoyment of adjacent properties would be affected by the proposed amendment. None.
7. The extent, if any, to which the value of adjacent properties would be affected by the proposed amendment. If anything a positive impact as the Building will be fully utilized.
8. The extent, if any, to which the future orderly development of adjacent properties would be affected by the proposed amendment. None.
9. The suitability of the subject property for uses permitted or permissible under its present zoning classification. While the Building is suitable for B-2 the requested change is an addition to Section 5-105(c) "Special Use" and will be a positive addition to the District and is a service that was not contemplated when the Code was established and is less intensive than many that are allowed.

10. The availability of adequate ingress to and egress from the subject property and the extent to which traffic conditions in the immediate vicinity of the subject property would be affected by the proposed amendment. Not an issue.

11. The availability of adequate utilities and essential public services to the subject property to accommodate the uses permitted or permissible under the present zoning classification.

No changes necessary.

12. The length of time, if any, that the subject property has been vacant, considered in the context of the pace of development in the vicinity of the subject property. Second floor has been vacant

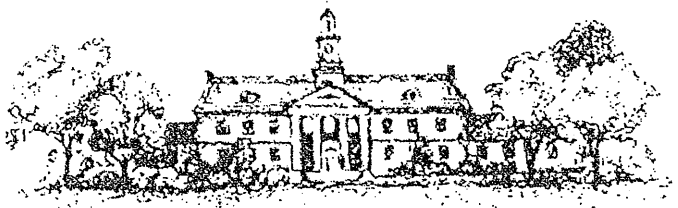
for awhile..

13. The community need for the proposed amendment and for the uses and development it would allow. The youth of the community will greatly benefit from having a "School of Rock"

musical tutoring services in the community. The use is directly out of the "Standard

Industrial Classification Manual" which is utilized by the Village as a guide.

14. The reasons, where relevant, why the subject property should be established as part of an overlay district and the positive and negative effects such establishment could be expected to have on persons residing in the area. Not applicable.



**VILLAGE
OF HINSDALE**

FOUNDED IN 1873

**COMMUNITY DEVELOPMENT DEPARTMENT
SPECIAL USE PERMIT CRITERIA**

Must be accompanied by completed Plan Commission Application

Address of proposed request: 116 and 118 South Washington, Hinsdale, IL 60521

Proposed Special Use request: Music Training Studio and Musical Tutoring Services.

Is this a Special Use for a Planned Development? ☒ **No** ☐ **Yes** (If so this submittal also requires a completed Planned Development Application)

REVIEW CRITERIA

Section 11-602 of the Hinsdale Zoning Code regulates Special use permits. Standard for Special Use Permits: In determining whether a proposed special use permit should be granted or denied the Board of Trustees should be guided by the principle that its power to amend this Code is not an arbitrary one but one that may be exercised only when the public good demands or requires the amendment to be made. In considering whether that principle is satisfied in any particular case, the Plan Commission and Board of Trustees should weigh, among other factors, the below criteria Please respond to each criterion as it relates to the application. Please use an additional sheet of paper to respond to questions if needed.

FEES for a Special Use Permit: \$1,225 (must be submitted with application)

1. *Code and Plan Purposes.* The proposed use and development will be in harmony with the general and specific purposes for which this Code was enacted and for which the regulations of the district in question were established.

The second floor will be utilized to provide music tutoring services as a

franchise of "School of Rock". It will not negatively impact the Downtown District

and further, is in harmony with the District.

2. *No Undue Adverse Impact.* The proposed use and development will not have a substantial or undue adverse effect upon adjacent property, the character of the area, or the public health, safety, and general welfare.

The proposed special use is to provide musical tutoring services on the second

floor and will not affect the health, safety and general welfare of the public

(Further, it will adhere to all noise ordinances of the Village).

3. *No Interference with Surrounding Development.* The proposed use and development will be constructed, arranged, and operated so as not to dominate the immediate vicinity or to interfere with the use and development of neighboring property in accordance with the applicable district regulations The proposed use will meet all of the ordinances of the Village, including but not limited to the noise ordinance. Since the proposed use is musical tutoring services, more than one person will receive tutoring at a time and their sound can not affect the others.
4. *Adequate Public Facilities.* The proposed use and development will be served adequately by essential public facilities and services such as streets, public utilities, drainage structures, police and fire protection, refuse disposal, parks, libraries, and schools, or the applicant will provide adequately for such services. Not an issue with the requested use.
-
-
5. *No Traffic Congestion.* The proposed use and development will not cause undue traffic congestion nor draw significant amounts of traffic through residential streets. There will be no impact as there will not be that many additional people utilizing the property.
-
-
6. *No Destruction of Significant Features.* The proposed use and development will not result in the destruction, loss, or damage of any natural, scenic, or historic feature of significant importance. No change.
-
-
7. *Compliance with Standards.* The proposed use and development complies with all additional standards imposed on it by the particular provision of this Code authorizing such use. It will comply with all standards.
-
-
8. *Special standards for specified special uses.* When the district regulations authorizing any special use in a particular district impose special standards to be met by such use in such district. There are none as the applicant is not asking for any variances from any ordinances (i.e. sound and/or light).
-
-

9. Considerations. In determining whether the applicant's evidence establishes that the foregoing standards have been met, the Plan Commission shall consider the following:

Public benefit. Whether and to what extent the proposed use and development at the particular location requested is necessary or desirable to provide a service or a facility that is in the interest of the public convenience or that will contribute to the general welfare of the neighborhood or community. It will allow the young people of Hinsdale another

venue to utilize the Downtown District.

Alternate locations. Whether and to what extent such public goals can be met by the location of the proposed use and development at some other site or in some other area that may be more appropriate than the proposed site. By utilizing the second floor, (presently only allowed in O-2) thus there are not any other good locations. Further the "School of Rock" offers musical tutoring services and will only have a positive impact on the Downtown District.

Mitigation of adverse impacts. Whether and to what extent all steps possible have been taken to minimize any adverse effects of the proposed use and development on the immediate vicinity through building design, site design, landscaping, and screening. As stated, the

exterior of the Building will not change and internally, on the second floor, the

tutoring rooms are to be built with sound proofing.

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

Application for Certificate of Zoning Compliance

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

Applicant's name: Denise Dills, Manager

Owner's name (if different): Rock Rubicon, LLC

Property address: 116 and 118 South Washington, Hinsdale, IL 60521

Property legal description: [attach to this form]

Present zoning classification: B-2

Square footage of property: 4, 789

Lot area per dwelling: N/A

Lot dimensions: Approximately 28' x 166'

Current use of property: Commercial

Proposed use: ☐ Single-family detached dwelling
☐ Other: _____

Approval sought: ☐ Building Permit ☐ Variation
☒ Special Use Permit ☐ Planned Development
☐ Site Plan ☐ Exterior Appearance
☐ Design Review
☐ Other: _____

Brief description of request and proposal:

The second floor is proposed to be a "School of Rock" (franchise) which provides musical tutoring services and musical training studios.

Plans & Specifications: [submit with this form]

Provided: Required by Code:

Yards:

| | | |
|-------------------------|-------------|-------------|
| front: | <u>N/A</u> | <u>N/A</u> |
| interior side(s) | <u>N /A</u> | <u>N /A</u> |

Provided:

Required by Code:

| | | |
|---|------------------|---------------|
| corner side | <u>N/A</u> | <u>N/A</u> |
| rear | <u>N/A</u> | <u>N/A</u> |
| Setbacks (businesses and offices): | | |
| front: | <u>4.81'</u> | <u>0</u> |
| interior side(s) | <u>.88' / 0'</u> | <u>0 / 0</u> |
| corner side | <u>N/A</u> | <u>N/A</u> |
| rear | <u>45'</u> | <u>20"-0"</u> |
| others: | <u>N/A</u> | <u>N/A</u> |
| Ogden Ave. Center: | <u>N/A</u> | <u>N/A</u> |
| York Rd. Center: | <u>N/A</u> | <u>N/A</u> |
| Forest Preserve: | <u>N/A</u> | <u>N/A</u> |

Building heights:

| | | |
|------------------------|------------|------------|
| principal building(s): | <u>28'</u> | <u>30'</u> |
| accessory building(s): | <u>N/A</u> | <u>N/A</u> |

Maximum Elevations:

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

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

| | | |
|--------------------------|------------|------------|
| Total building coverage: | <u>69%</u> | <u>80%</u> |
|--------------------------|------------|------------|

| | | |
|---------------------|-------------|-------------|
| Total lot coverage: | <u>100%</u> | <u>100%</u> |
|---------------------|-------------|-------------|

| | | |
|-------------------|------------|------------|
| Floor area ratio: | <u>.99</u> | <u>2.5</u> |
|-------------------|------------|------------|

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

Spacing between buildings:[depict on attached plans]

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

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

Number of loading spaces required: N/A

Statement of applicant:

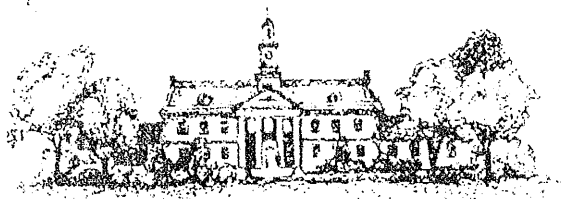
I swear/affirm that the information provided in this form is true and complete. I understand that any omission of applicable or relevant information from this form could be a basis for denial or revocation of the Certificate of Zoning Compliance.

By:

Denise P. Dills
Applicant's signature

Denise P. Dills
Applicant's printed name

Dated: August 1, 2011



**VILLAGE
OF HINSDALE** FOUNDED IN 1873

**VILLAGE OF HINSDALE
COMMUNITY DEVELOPMENT
DEPARTMENT**

**PLAN COMMISSION APPLICATION
FOR BUSINESS DISTRICTS**

I. GENERAL INFORMATION

Applicant

Name: Denise Dills of Rock Rubicon, LLC
Address: 114 E. 6th Street
City/Zip: Hinsdale, IL 60521
Phone/Fax: (630) 920-0864 /
E-Mail: dpdills@hotmail.com

Owner

Name: George and Shirley Tolbert
Address: 49 Forest Gate Circle
City/Zip: Oak Brook, IL 60523
Phone/Fax: (630) 928-1044 / 319-8774
E-Mail:

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

Name: Peter Coules, Jr.
Title: Attorney
Address: 15 Salt Creek Lane, Suite 312
City/Zip: Hinsdale, IL 60521
Phone/Fax: (630) 920-0406 / 920-1338
E-Mail: peter@donatellcoules.com

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

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

- 1) Not Applicable.
- 2)
- 3)

II. SITE INFORMATION

Address of subject property: 116 and 118 South Washington, Hinsdale, IL 60521

Property identification number (P.I.N. or tax number): 09 - 12 - 122 - 013

Brief description of proposed project: To have a "School of Rock" on the second floor which provides musical tutoring services and musical training studios.

General description or characteristics of the site: Two story Commercial Building.

Existing zoning and land use: Downtown District

Surrounding zoning and existing land uses:

North: Same

South: Same

East: Same

West: Same

Proposed zoning and land use: Same with special use for musical tutoring services.

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

☐ Site Plan Disapproval 11-604

☐ Design Review Permit 11-605E

☐ Exterior Appearance 11-606E

☒ Special Use Permit 11-602E

Special Use Requested: Musical tutoring services.

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

☐ Planned Development 11-603E

☐ Development in the B-2 Central Business District Questionnaire

TABLE OF COMPLIANCE

Address of subject property: 116 and 118 South Washington, Hinsdale, IL 60521

The following table is based on the _____ Zoning District.

| | Minimum Code Requirements | | | Proposed/Existing Development |
|--|---------------------------|-------|-------|--|
| | B-1 | B-2 | B-3 | |
| Minimum Lot Area | 6,250 | 2,500 | 6,250 | No external changes to existing building |
| Minimum Lot Depth | 125' | 125' | 125' | |
| Minimum Lot Width | 50' | 20' | 50' | |
| Building Height | 30' | 35' | 30' | |
| Number of Stories | 2 | 3 | 2 | |
| Front Yard Setback | 25' | 0' | 25' | |
| Corner Side Yard Setback | 25' | 0' | 25' | |
| Interior Side Yard Setback | 10' | 0' | 10' | |
| Rear Yard Setback | 20' | 20' | 20' | |
| Maximum Floor Area Ratio (F.A.R.)* | .35 | 2.5 | .50 | |
| Maximum Total Building Coverage* | N/A | 80% | N/A | |
| Maximum Total Lot Coverage* | 90% | 100% | 90% | |
| Parking Requirements | | | | |
| Parking front yard setback | | | | |
| Parking corner side yard setback | | | | |
| Parking interior side yard setback | | | | |
| Parking rear yard setback | | | | |
| Loading Requirements | | | | |
| Accessory Structure Information (height) | 15' | 15' | 15' | |

* Must provide actual square footage number and percentage.

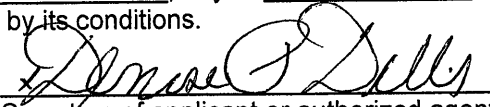
Where any lack of compliance is shown, state the reason and explain the Village's authority, if any, to approve the application despite such lack of compliance: _____

CERTIFICATION

The Applicant certifies and acknowledges and agrees that:

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

On the 15th day of August, 2011, I/We have read the above certification, understand it, and agree to abide by its conditions.


Signature of applicant or authorized agent
Managing member

Name of applicant or authorized agent

Signature of applicant or authorized agent

Name of applicant or authorized agent




SUBSCRIBED AND SWORN
to before me this 15th day of
August, 2011.


Notary Public

"OFFICIAL SEAL"
PETER COULES, JR.
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 9/11/2013

DATE: October 24, 2011

REQUEST FOR BOARD ACTION

| | | | | |
|--|---|-----------------|-----------------|---|
| AGENDA SECTION NUMBER | ORIGINATING DEPARTMENT Community Development | | | |
| ITEM Various Addresses – AT&T Mobility – Site Plan/Exterior Appearance Approval for the installation of antennas on existing ComEd poles in the public right-of-way. | APPROVAL | | | |
| <p>The petitioner, AT&T Mobility, is requesting site plan/exterior appearance review to allow for the installation of antennas to be co-located on existing ComEd poles in public right-of-way throughout the Village.</p> <p>The proposal will generally include the installation of antennas and related equipment on the existing ComEd poles in the location and fashion depicted on the attached ordinance exhibit. To do this the applicant is requesting site plan/exterior appearance approval for the appearance of the equipment. The applicant has identified 9-10 locations in Hinsdale where these antennas will be co-located as the applicant has indicated a need for an increase in the level of service for AT&T customers.</p> <p>At the October 12, 2011 Plan Commission meeting the commission reviewed the application submitted by AT&T Mobility and unanimously recommended approval (5-0, four absent) of the request for site plan/exterior appearance for the installation of the antennas on existing ComEd poles in the public right-of-way, subject to the condition that the applicant make every effort to raise the power supply boxes higher than the proposed 8'-0".</p> <p>Attached are the draft findings and recommendation from the Plan Commission and the draft ordinance.</p> <p><u>Review Criteria</u></p> <p>In review of the application submitted the Commission must review the following criteria as stated in the Zoning Code:</p> <ol style="list-style-type: none">1. Subsection 11-604F pertaining to Standards for site plan disapproval; and2. 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. <p>MOTION: Move that the Board of Trustees approve an "Ordinance Approving Site Plans and Exterior Appearance Plans for the Installation of Antennas and Associated Equipment on Existing ComEd Poles in Public Right-of-Way by AT&T at Various Locations" in Hinsdale, Illinois.</p> | | | | |
| APPROVAL  | APPROVAL  | APPROVAL | APPROVAL | MANAGER'S APPROVAL  |
| COMMITTEE ACTION: | | | | |
| BOARD ACTION: | | | | |

DRAFT

HINSDALE PLAN COMMISSION

RE: Various Addresses – AT&T Mobility - Exterior Appearance and Site Plan Review

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. AT&T Mobility, (the “Applicant”) submitted an application for various locations throughout the Village of Hinsdale.
2. The applicant is proposing the installation of antennas and related equipment on the existing ComEd poles in the right-of-way, at various locations throughout Hinsdale.
3. The Commissioners expressed concern with the height of the power supply and requested that the applicant make every effort to raise the power supply higher than the proposed 8’-0”.
4. The Plan Commission finds that the application complies with the standards set forth in Section 11-606 of the Hinsdale Zoning Code pertaining to the exterior appearance review.
5. The Plan Commission finds that the plan submitted by the Applicant complies with the standards set forth in Section 11-604 of the Zoning Code governing site plan review. There are no changes proposed to the site plan.

II. RECOMMENDATION

The Village of Hinsdale Plan Commission, on a vote of five (5) “Ayes”, zero (0) “Nays,” and four (4) “Absent” recommends that the President and Board of Trustees of the Village of Hinsdale approve the exterior appearance and site plans for AT&T Mobility at various locations throughout Hinsdale subject to the condition that the applicant make every effort to raise the power supply boxes higher than the proposed 8’-0”.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. _____

**AN ORDINANCE APPROVING SITE PLANS
AND EXTERIOR APPEARANCE PLANS
FOR THE INSTALLATION OF ANTENNAS AND ASSOCIATED
EQUIPMENT ON EXISTING COMED POLES IN THE PUBLIC
RIGHT-OF-WAY BY AT&T MOBILITY AT VARIOUS LOCATIONS**

WHEREAS, AT&T Mobility (the "Applicant") filed an application for site plan approval and exterior appearance approval (the "Application") to authorize the installation of antennas and associated equipment on existing Com Ed poles in the right-of-way in the Village of Hinsdale (the "Subject Property"); and

WHEREAS, the Hinsdale Plan Commission conducted a public meeting to consider the Application on October 12, 2011, and, after considering all of the matters related to the Application, recommended approval of the Application by a vote of five (5) in favor, none (0) against and four (4) absent, and the Plan Commission made its Findings and Recommendation on the Application pursuant to said vote; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale ("Zoning and Public Safety Committee"), at a public meeting on October 24, 2011, 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 determined that the Application satisfies the standards established in 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 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 A (the "Approved Plans"), subject to the conditions stated in Section 3 of this Ordinance.

Section 3. Conditions. The approvals granted in Section 2 of this Ordinance are expressly subject to all of the following conditions:

- A. Compliance with Plans. All work on the Subject Property shall be undertaken in strict compliance with the Approved Plans.
- 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 all development on, and improvement of, the Subject Property. All such development and improvement shall comply with all Village codes, ordinances, and regulations at all times.
- C. Building Permits. The Applicants 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.
- D. Location of Power Supply Boxes. The Applicants shall make every effort to locate the power supply boxes higher than 8'-0".

Section 4. 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 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President

ATTEST:

Christine M. Bruton, Village Clerk

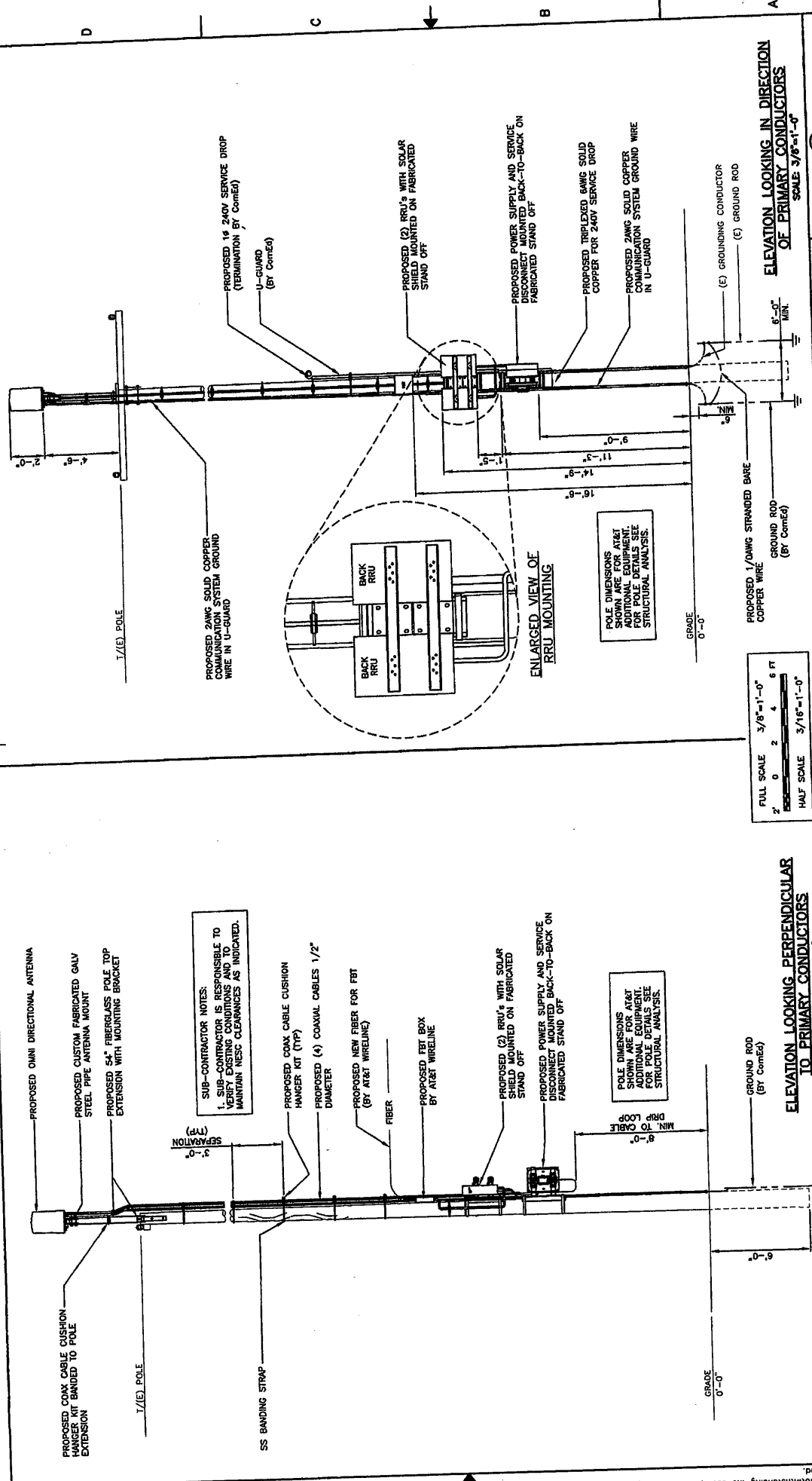
**ACKNOWLEDGEMENT AND AGREEMENT BY THE APPLICANT TO THE
CONDITIONS OF THIS ORDINANCE:**

By:

Its:

Date: _____, 2011




EXHIBIT "A"



| | | | |
|-------------------------|-------|---------------|----------|
| UTILITY POLE ELEVATIONS | | at&t | |
| CONDUCTOR | GRADE | DATE | REVISION |
| 25471-210 | A | 11/10/02-1-02 | 0 |
| Z1111 SE | | 2 | |
| 3 | | 4 | |
| 5 | | 6 | |

DATE: October 24, 2011

REQUEST FOR BOARD ACTION

| | | | | | | | | | | | | | |
|---|--|-------------------------------------|------------|--|------------|--|--|--|--|--|--|---|--|
| AGENDA SECTION NUMBER | ORIGINATING DEPARTMENT Community Development | | | | | | | | | | | | |
| ITEM Cases A-17-2011 – Applicant: Midwest Property Group, Ltd. – Request: Text Amendment to Section 5-102D(1), to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2. | APPROVAL | | | | | | | | | | | | |
| <p>The Applicant, Midwest Property Group, Ltd., has submitted an application to amend existing language in Article V (Business Districts), Section 5-102 (Permitted Uses), of the Village of Hinsdale Zoning Code, to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2, Central Business District.</p> <p>Below is draft language proposed by the applicant that would amend the Zoning Code to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2:</p> <table border="0" data-bbox="162 756 1380 1281"><tr><td>Section 5-102 Permitted Uses</td><td>B-1</td><td>B-2</td><td>B-3</td></tr><tr><td>D. Finance, Insurance, and Real Estate:</td><td></td><td></td><td></td></tr><tr><td>1. Depository and nondepository credit institutions (60-61), but not on the first floor of any structure in the B-2 District except expansion of such an institution existing on such a first floor as of January 1, 1994 in the same structure or an abutting structure, <u>and except expansion of such an institution into first floor space that does not abut a street</u>, and not including drive-in establishments or automatic teller machines, except automatic teller machines attached to the principal structure on the lot.</td><td></td><td>P</td><td></td></tr></table> <p>At the Plan Commission meeting of October 12, 2011, it was recommended, on a 5-0 vote, that the Text Amendment to Section 5-102D(1), to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2., be approved subject to the following recommended language change (additional recommended changes are underlined twice):</p> <p><u>“to allow Financial Institutions in Tenant Spaces that do not abut a street (such expansion shall not occupy more than the rear 50% of the depth of the overall tenant space), on the First Floor in the B-2”</u></p> <p>Attached are the draft finding and recommendations from the Plan Commission and the draft ordinance.</p> <p>MOTIONS: Move that the request be forwarded to the Board of Trustees approve an “Ordinance Amending Article V (Business Districts), Section 5-102 (Permitted Uses) of the Hinsdale Zoning Code to Allow Financial Institutions in Tenant Spaces That Do Not Abut a Street, on the First Floor in the B-2 Central Business District”.</p> | | Section 5-102 Permitted Uses | B-1 | B-2 | B-3 | D. Finance, Insurance, and Real Estate: | | | | 1. Depository and nondepository credit institutions (60-61), but not on the first floor of any structure in the B-2 District except expansion of such an institution existing on such a first floor as of January 1, 1994 in the same structure or an abutting structure, <u>and except expansion of such an institution into first floor space that does not abut a street</u> , and not including drive-in establishments or automatic teller machines, except automatic teller machines attached to the principal structure on the lot. | | P | |
| Section 5-102 Permitted Uses | B-1 | B-2 | B-3 | | | | | | | | | | |
| D. Finance, Insurance, and Real Estate: | | | | | | | | | | | | | |
| 1. Depository and nondepository credit institutions (60-61), but not on the first floor of any structure in the B-2 District except expansion of such an institution existing on such a first floor as of January 1, 1994 in the same structure or an abutting structure, <u>and except expansion of such an institution into first floor space that does not abut a street</u> , and not including drive-in establishments or automatic teller machines, except automatic teller machines attached to the principal structure on the lot. | | P | | | | | | | | | | | |
| APPROVAL  | APPROVAL  | APPROVAL | APPROVAL | MANAGER'S APPROVAL  | | | | | | | | | |

DRAFT

HINSDALE PLAN COMMISSION

RE: Case A-17-2011 - Applicant: Midwest Property Group, Ltd. – Request: Text Amendment to Section 5-102D(1), to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2.

DATE OF PLAN COMMISSION REVIEW: October 12, 2011

DATE OF ZONING AND PUBLIC SAFETY REVIEW: October 24, 2011

FINDINGS AND RECOMMENDATION

I. FINDINGS

1. The Applicant, Midwest Property Group, Ltd., submitted an application to amend Section 5-102D(1), to allow Financial Institutions in Tenant Spaces that do not abut a street, on the First Floor in the B-2.
2. The Plan Commission heard a presentation from the applicant regarding the proposed text amendment at the Plan Commission meeting of October 12, 2011.
3. The Commission expressed concern with the proposed language and agreed that a more inclusive approach was appropriate suggesting the language should limit any such tenant space to allow no more than the rear 50% of the depth of the overall tenant space to be devoted to such use.
4. 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”, zero (0) “Nay” and four (4) “Absent” recommends to the President and Board of Trustees that the Hinsdale Zoning Code be amended subject to the additional condition that any such expansion not occupy more than the rear 50% of the depth of the overall tenant space.

THE HINSDALE PLAN COMMISSION

By: _____
Chairman

Dated this _____ day of _____, 2011.

DRAFT

VILLAGE OF HINSDALE

ORDINANCE NO. O2011-_____

**AN ORDINANCE AMENDING ARTICLE V (BUSINESS DISTRICTS),
SECTION 5-102 (PERMITTED USES) OF THE HINSDALE ZONING
CODE TO ALLOW FINANCIAL INSTITUTIONS IN TENANT SPACES
THAT DO NOT ABUT A STREET ON THE FIRST FLOOR IN
THE B-2 CENTRAL BUSINESS DISTRICT
(Plan Commission Case No. A-17-2011)**

WHEREAS, Midwest Property Group, Ltd. (the "Petitioner"), has filed an application seeking to amend Article V (Business Districts), Section 5-102 (Permitted Uses) of the Hinsdale Zoning Code to allow financial institutions in tenant spaces that do not abut a street on the first floor in the B-2 Central Business District as a permitted use (the "Application"); and

WHEREAS, the Hinsdale Plan Commission conducted a public hearing to consider the Application on October 12, 2011, pursuant to notice thereof properly published in the *Hinsdalean* on September 22, 2011, 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 five (5) in favor, none (0) against and four (4) absent, all as set forth in the Plan Commission's Findings and Recommendations for Plan Commission Case No. A-17-2011; and

WHEREAS, the Hinsdale Plan Commission, at a regular meeting on November 9, 2011, approved its Findings and Recommendations for Plan Commission Case No. A-17-2011; and

WHEREAS, the Zoning and Public Safety Committee of the Board of Trustees of the Village of Hinsdale, at a public meeting on October 24, 2011, 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 11-601 of the Hinsdale Zoning Code related to text amendments to the Zoning Code, and the President and Board of Trustees have determined that it is appropriate to amend the 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 5-102 of the Zoning Code. Article V (Business Districts), Section 5-102 (Permitted Uses) of the Hinsdale Zoning Code is amended by adding the underlined language to read as follows:

Sec. 5-102. Permitted uses.

The following uses and no others are permitted as of right in the business districts indicated in the following table. In interpreting the use designations, reference should be made to the "Standard Industrial Classification Manual" (see appendix A of this code) and section 11-501 of this code. SIC codes are given in parentheses following each use listing.

| | * | * | * | * |
|--|---|---|---|-------------|
| | | | | B-1 B-2 B-3 |

D. Finance, Insurance and Real Estate:

| | |
|--|---|
| 1. Depository and nondepository credit institutions (60-61), but not on the first floor of any structure in the B-2 district except expansion of such an institution existing on such a first floor as of January 1, 1994 in the same structure or an abutting structure, <u>and except expansion of such an institution into first floor space that does not abut a street, provided that such expansion does not occupy more than fifty percent (50%) of the depth of the overall tenant space, and not including drive-in establishments or automatic teller machines, except teller machines attached to the principal structure on the lot.</u> | P |
|--|---|

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|---|---|---|---|
| * | * | * | * |
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Section 3. 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 4. 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 _____ 2011.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2011.

Thomas K. Cauley, Jr., Village President


ATTEST:

Christine M. Bruton, Village Clerk

Z:\PLS\Village of Hinsdale\Ordinances\2011\11-xx Sec. 5-102 10-20-11.doc

MEMORANDUM

TO: Chairman Saigh and the Zoning and Public Safety Committee

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

DATE: October 11, 2011

RE: **Attached vs. Detached Garages**

Staff has been asked to define what constitutes an attached vs. detached garage. None of the codes adopted by the Village define this and as result, we have generally relied on the definition in the Dictionary of Architecture and Construction used by the department for many years. A copy is included for your reference. We have used this publication rather than to rely on Webster's, as we felt that their definition was too vague.

We have been consistent in our position that an attached garage has to be connected to the principal structure by at least some sort of roofed structure; either open or closed. This is in line with the definition and architects have rightly used that to their advantage, arguing either "attached" or "detached" depending on what they need to accomplish and what zoning rules they need to work around.

The issue we are being faced with now is with what people are planning to do over those garages. Attached is a memo from our village attorney tied to a recent request that was denied involving a coach house that essentially created a second dwelling unit on a lot. Staff has been consistent in our position that any accessory structure fall short of meeting the definition of "dwelling unit" as set forth in the code for this reason. It should be noted that in this particular case, all of the bulk zoning requirements in 3-110 would have been met.

Our most recent request (background included) involves a resident who wishes to create a full dwelling unit over a three car garage and "attach" it to the principal structure as an addition. They then plan to demolish the house connected to it and rebuild the house while they reside in the dwelling unit over the garage addition. If the garage is an "addition" rather than an "accessory structure", there would be no prohibition on their ability to create an accessory dwelling unit within the principal structure itself. The question is what exactly constitutes that "attachment" to the principal structure? Does it need to be connected to, or abut, conditioned space? Does the connection have to be above grade or can it be connected via tunnel? Or is this too strict an interpretation? Maybe something as simple as an ornamental iron arch makes that connection? This would meet the strict definition of "attached" in Webster's and is the basis for our request for guidance from Committee.

Cc: President and Board of Trustees
David Cook, Village Manager

atriolum 1. In ancient Rome, a small antechamber leading to the entrance of a tomb.

atrium 1. The main inner hall of a house with an aperture in the roof (impluvium) for rainwater and a rectangular basin (impluvium) to receive the water. Also called *cavaedium*. 2. The forecourt of an early Christian basilica, with colonnades on all four sides, and usually a fountain for ablutions in the center.

attached column An engaged column.

attached garage 1. A garage which has at least one wall (or part of one wall) in common with a building. 2. A garage which is connected to a building, as by a covered porch.

attachment plug A device which is inserted into a receptacle to establish the electric connection between the conductors which are wired to the receptacle and the conductors of the flexible cord attached to the plug.

attenuator See coil.

attenuation See sound attenuation.

attenuator See sound attenuator.

Atterberg limits In plastic soils, the water contents (determined by standard tests) which define the boundaries between the different states of consistency of plastic soils. Also see *liquid limit*, *plastic limit*, *shrinkage limit*.

Atterberg test A test for determining the plasticity of soils.

attic 1. A garret. 2. In classic building, a story built above the wall cornice. 3. (*cap.*) Pertaining to the district of Attica in Greece.

Attic base An Ionic base consisting of a concave scotia between two tori; often also with a plinth.

attic order Small pillars or pilasters decorating the exterior of an attic, 2.

attic story See attic, 2.

attic tank An open tank which is installed above the highest plumbing fixture in a building (e.g., in the attic) and which supplies water to the fixtures by gravity; the filling of the tank is controlled by a float valve.

Atticrue Said of a doorway having jambs which are inclined slightly inwards, so that the opening is wider at the threshold than at the top.

attic ventilator A mechanical fan, located in the attic space of a residence; usually moves

instrument known as a power of attorney.

aud Abbr. for auditorium.

audio frequency Any frequency of oscillation of a sound wave which is audible; usually in the range between 15 and 20,000 Hz (cycles per second).

audio-visual aids Equipment and/or materials used in training, demonstrations, or teaching, which employs sight and sound simultaneously.

auditorium That part of a theatre, school, or public building which is set aside for the audience for listening and viewing.

auditorium seating Manufactured row chairs for stepped, level, or inclined floors in rooms or areas occupied by an audience.

auditory In ancient churches, that part of the church where the people usually stood to be instructed in the gospel; now called the nave.

auger 1. A hand-held carpenter's tool for boring holes in wood, similar to, but larger than, a gimlet; has a long steel bit usually not larger than 1 in. (25 mm) in diameter. 2. A rotary drill, usually powered, for cutting circular holes in earth or rock.

auger bit A bit having a square tang, fitted into and rotated by a brace; used for drilling holes in wood.

Augustaeum A building or temple dedicated to the deified Augustus.

aula In ancient architecture, a court or hall, esp. an open court attached to a house.

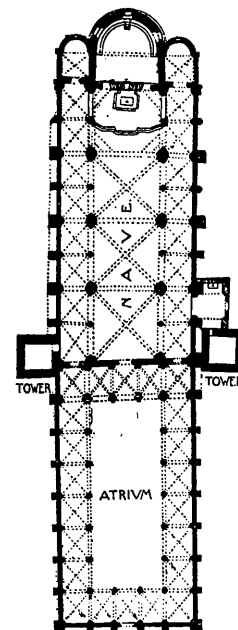
aumbry See ambry.

aureole A pointed oval frame or glory around the head or body of a sacred figure; the radiance surrounding it.

AUTO On drawings, abbr. for "automatic."

autoclave A pressure vessel in which an environment of steam at high pressure may be produced, usually at a high temperature; used in the curing of concrete products and in the testing of hydraulic cement for soundness.

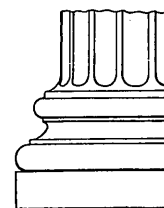
autoclave curing Steam curing of concrete products, sand-lime brick, asbestos cement products, hydrous calcium silicate insulation products, or cement in an autoclave at maximum ambient temperatures generally between 340 and 420°F (170 and 215°C).



atrium, 2



attic, 2 of St. Peter's, Rome
A attic of main edifice; B attic of the dome



Attic base

COACH HOUSE VS.

ACCESSORY DWELLING UNIT

Robert McGinnis

From: Kenneth Florey [kflorey@rsnlt.com]
Sent: Monday, August 15, 2011 11:16 PM
To: Robert McGinnis
Cc: David Cook
Subject: Zoning issue
Attachments: Coach House Memo 081611.doc

Rob,

Attached is a memo with our recommendation to deny the resident's request for a permit to rebuild the garage into a coach house. If you have any questions, please let me know.

Ken

Kenneth M. Florey

Attorney
 Robbins Schwartz Nicholas Lifton & Taylor, Ltd.
 55 W. Monroe St., Suite 800
 Chicago, Illinois 60603-5144
 p: 312.332.7760 f: 312.332.7768
kflorey@rsnlt.com

ROBBINS SCHWARTZ
NICHOLAS LIFTON & TAYLOR, LTD.

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From: Robert McGinnis [mailto:rmcginnis@villageofhinsdale.org]
Sent: Thursday, August 04, 2011 9:15 AM
To: Kenneth Florey
Cc: David Cook; Sean Gascoigne; Timothy Ryan
Subject: Zoning issue

Ken,

We need your help with a request that a local architect came in with after meeting with a resident. Please take a look at the attached sketches and elevations. It is essentially a coach house on steroids. They are looking to rebuild the existing garage with a dwelling unit the parents can stay in when they are in town. Our gut feeling is to say no given the precedent it sets and the slippery slope it will likely create, the problem is that we can find nothing in the Code to support that answer. It appears to meet all of the bulk zoning standards in 3-110. It also meets the definition of a detached accessory structure.

We have other coach houses, pool houses, etc., in town, but nothing of this scale. This would essentially create two dwelling units on one single family lot in the R4.

We obviously have concerns with this becoming a trend.

Thanks in advance.

Regards,

Robert McGinnis CBO, MCP

10/11/2011

Memo

To: Robert McGinnis, Director of Community Development/Building Commissioner
From: Kenneth Florey
Date: August 16, 2011
Re: Coach House Zoning Issue

A resident has submitted architectural sketches of a proposed “coach house” on the property commonly known as 307 South Lincoln Street (the “Property”) in Hinsdale. The proposed coach house would replace an existing detached garage and would contain 686 square feet of garage space. Additionally, the coach house would contain 1,547 square feet of living area spread over two levels. The first level would have a half bath, a full kitchen, a dining room and a living room with fireplace; the second level would have a master bedroom, two closets and a full master bathroom. The Property is situated in the R-4 Zoning District.

You have inquired as to whether this coach house is permitted under the Hinsdale Zoning Code (the “Code”). Accessory uses are permitted in the R-4 Zoning District, but for the reasons explained more fully below, the proposed coach house is not an accessory use pursuant to Section 9-101 B. of the Code. Accordingly, it is proper for the Village to deny the Property owner’s request for approval to construct the coach house.

The proposed coach house, if constructed, would sit on an R-4 zoning lot with a currently existing two story frame single-family dwelling. As such, for the coach house to be lawful in the R-4 Zoning District, it must be an accessory structure or use. *See* Article III, Section 3-103 of Zoning Code. The term “accessory structure or use” is defined as a structure or use that:

1. Is subordinate in extent and purpose to, and serves, a principal structure or use; and
2. Is customarily found as an incident to such principal structure or use; and
3. Contributes to the comfort, convenience, or necessity of those occupying, working at, or being served by such principal structure or use; and
4. Except as otherwise expressly authorized by the provisions of this code, is located on the same zoning lot as such principal structure or use; and

5. Is under the same ownership and control as such principal structure or use.

See Article IX, Section 9-101 B. of Zoning Code.

The proposed coach house is not an accessory structure or use because it does not meet the first two requirements of the above definition.

The first requirement is not met because the coach house is not subordinate in purpose to the principal two story frame single-family dwelling already existing on the Property. "Subordinate" means "placed in a lower order, class or rank; occupying a lower position in a regular descending series." See "Subordinate" *Black's Law Dictionary*, 9th Edition (2009). The coach house is a single family dwelling and creates two single family dwelling units on an R-4 zoning lot. Because the coach house is nothing less than a second single family dwelling, it does not occupy a lower position relative to the principal use and is therefore not subordinate in nature.

The second requirement of the "accessory structure or use" definition is not met because a coach house on the scale depicted in the submitted sketches is not a structure customarily found as incident to a detached single family home. In the context of municipal zoning, and specifically in determining whether a structure or use can be considered an accessory structure or use, the term "customarily" means:

a practice which should be sufficient to justify the observation that it is not unique or rare. It should be appreciable or perhaps substantial. It should be sufficient to constitute a recognized mode of activity in the field, but it need not be the more prevalent one.

Tollway North Office Center v. Streicher, 83 Ill. App. 3d 239, 243, 38 Ill. Dec. 642, 645, 403 N.E.2d 1246, 1249 (2d Dist. 1980). See also, *County of Lake v. LaSalle National Bank*, 76 Ill. App. 3d 179, 32 Ill. Dec. 282, 395 N.E.2d 392 (2d Dist. 1979).

In *Tollway North*, a landlord sought permission from the county to use the first floor of an office building as a restaurant for tenants and argued that the restaurant was an accessory use. The county denied the request and the court upheld the county's determination that the restaurant was not an accessory use because the scope of the proposed use was not customary for other office building restaurant facilities in the area. *Tollway North Office Center v. Streicher*, 83 Ill. App. 3d at 245. The court noted that, unlike other office building restaurant facilities in the area, the proposed restaurant would be an independent, privately managed business providing more extensive services and serving alcoholic beverages. *Id.*

Like the office building restaurant in *Tollway North*, the coach house in this situation is hardly customary. Rather, a coach house on the scale proposed is without precedent in the Village. The coach house is nothing less than a second single family structure on a single zoning lot. The proposed coach house is the size of a single family house and has all the amenities and features of a single family house. It is not merely the quarters for temporary visitors; rather, it is a house that could be lived in permanently without its occupants ever needing to use the amenities or facilities of the principal structure.

The proposed coach house is not subordinate in purpose to the principal structure and is not customarily found as an incident to the principal structure. Accordingly, the proposed coach house should be denied approval.

ATTACHED VS. DETACHED

Robert McGinnis

From: Kenneth Florey [kflorey@rsnlt.com]
Sent: Tuesday, October 04, 2011 3:44 PM
To: Robert McGinnis; Michael Abraham
Cc: Timothy Ryan; David Cook
Subject: RE: RE: Limparis/Pamela Circle

Rob,

As we discussed, the Hinsdale Zoning Code does not define attached or detached structures. When you examine the Webster dictionary and applicable architectural manuals, the definitions range from broad to narrow and everything in between. If you rely on these other sources, we are allowing other entities to create policy for the Village. As this issue is becoming more common, I suggest you discuss with ZPS a text amendment to determine where in the range of definitions the Village Board would like the Zoning Code to fall.

If you have any questions or would like to discuss this further, please let me know.

Ken

Kenneth M. Florey

Attorney
 Robbins Schwartz Nicholas Lifton & Taylor, Ltd.
 55 W. Monroe St., Suite 800
 Chicago, Illinois 60603-5144
 p: 312.332.7760 f: 312.332.7768
kflorey@rsnlt.com

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From: Robert McGinnis [mailto:rmcginnis@villageofhinsdale.org]
Sent: Friday, September 30, 2011 4:56 PM
To: Michael Abraham
Cc: Timothy Ryan; David Cook; Kenneth Florey
Subject: RE: RE: Limparis/Pamela Circle

Mike,

The problem here is that the code does not address any of this. It is silent on "attached" vs. "detached". Therein lies a good portion of the problem. This is not "just like any other garage attached to a house" with living space over it. A typical attached garage with living space over it is generally part of the principal structure; abutting it and/or surrounded by it; not attached by a beam, pergola, or anything similar. If you asking me what is usual and customary, I would offer that an attached garage would either abut the principal structure or at a minimum be connected via a conditioned breezeway. Again, none of this is addressed in the code and the reason we have not been able to offer a quicker answer on it.

Separately, Tim does not remember any of this being discussed in July either. As I recall, the topic was limited to

10/11/2011

the layout of three structures and the required yards.

We will get back to you as quickly as we are able to get some direction.

Regards,

Robert McGinnis CBO, MCP

Director of Community Development/

Building Commissioner

Village of Hinsdale

19 E. Chicago Ave.

Hinsdale, IL 60521

(630)789-7036 office

(630) 789-7016 fax

rmcginnis@villageofhinsdale.org

From: Michael Abraham [mailto:m.abraham@culliganabrahamarchitecture.com]

Sent: Friday, September 30, 2011 2:17 PM

To: Robert McGinnis

Subject: RE: RE: Limparis/Pamela Circle

Rob,

You may be making this more complicated than it needs to be. Please read the letter that Brian sent carefully.

I am sure you understand that this is a more complicated lot than is typical and developing plans for permit to make sure we have it right is not feasible without answers to the questions we are posing.

Simply put, we would like to add a garage with living space above it to the existing house. This is not a 'coach house'. We do not want it to be a 'coach house'. We want it to be a garage attached to the house like any other garage attached to a house. This will all fit in the bulk and yard regulations. The site plan we sent you shows the garage as a separate building, but we intend to connect it to the house.

Aesthetics, scale and function as well as knowing the code parameters for this connection will determine how we connect it to the house. I simply want to know what considers the garage to be attached. I do not care what IT is, I just want to know WHAT it is and where I can justify it in the code. Can it be a beam or trellis attached at both ends? Does it have to share a wall? Does the space have to be conditioned? What? And where do I find this determination in the code?

10/11/2011

There will be living space over the garage, like any other house that has living space over the garage. The owner would like to live in the living space over the garage while they add on to / remodel the house. Like anyone else that lives in their home while they remodel their house. Again, this is not a coach house. It is not a separate dwelling unit. It is part of the principal structure. If they can not live in this living space that is above the garage, what standard are you using to determine this. I am not arguing with you on this, I just want to know, specifically, the code that defines this.

By the way, we discussed this entire strategy when Jimmy and I met with you and Tim at your offices. I know you have a lot of meetings and can not remember them all, that is fine. That is why we are trying to get you actual drawings to determine actual setbacks and determine how we will actually connect this new garage to the existing house. This strategy for the development of this lot has been the same from the beginning and Jimmy has been very up front with this. We just want to do this within the rules and are trying to the best that we can to determine the rules and work within them. I feel like you feel we are trying to trick you or be sneaky about things. This is very serious. There is a lot of money in fees and property at stake here and we would like to get it right the first time.

I hope this helps clarify what we are trying to do. Please call me to discuss further.

Michael Abraham
Culligan Abraham Architecture
148 Burlington Avenue
Clarendon Hills, IL. 60514
630-655-9417 ext. 312

On Fri, 30 Sep 2011 12:01:02 -0500, Robert McGinnis wrote:

Mike,

I would concur with Tim on this one. We are simply not staffed to provide ongoing consultation. We met in July to discuss this at a conceptual level and cannot do more than that until it comes in for permit.

The question over your clients ability to create a separate dwelling unit and live there during construction only came up last week.

I have forwarded Brian's letter on to the village manager and our attorney and will get back to you when we hear something back.

Regards,

Robert McGinnis CBO, MCP

Director of Community Development/

Building Commissioner

Village of Hinsdale

19 E. Chicago Ave.

Hinsdale, IL60521

(630)789-7036 office

(630) 789-7016 fax

10/11/2011

Robert McGinnis

From: Michael Abraham [m.abraham@culliganabrahamarchitecture.com]
Sent: Friday, September 30, 2011 6:49 PM
To: Robert McGinnis
Cc: Timothy Ryan; David Cook; Kenneth Florey
Subject: RE: RE: Limparis/Pamela Circle

Robb, Thanks for getting back to me at the end of a long week. Well now, you see my problem here and why I can go no further with out some direction. Let me be clear, if a pergola makes it attached then attached it is. If a breezeway makes it attached then fine. If it needs to be conditioned then fine. If it needs to abut or wrap around or whatever, then that is what we will do. I want to do the most economical and aesthetically pleasing solution. However if you say it needs to abut, then I want to know how much needs to abut. Also keep in mind all of the detached garages I see that have covered breezeways that extend from a garage to a house and are within say 1" of the house, and therefore are considered not attached. Which to me means that if that final 1" is gapped and the covered breezeway connects to the house then it is attached. This is the village interpretation, not mine. And what are the consequences of this attachment? Typically the major consequence is that said attached garage will need to conform to the setback requirements of the primary structure, which we are doing in our case. People that do the covered walk that i have described above enjoy all the benefits of having a detached accesory structure be located in the rear yard setback because of that 1" detachment while we would like to bridge that 1" gap and enjoy all of the benefits of being part of the primary structure and conforming to ALL of the setback and bulk requirements of the primary structure. I will do whatever. You see where we are going here. I only suggest a pergola because in the first phase of this project it would be more economical. We may do an enclosed connection in the final phase. I want to know what my options are and I want to know what code or precedents sustain them. I also want to do something that I know will pass muster when permit drawings are submitted. Thank yo for your time on this matter. Mike >

On Fri, 30 Sep 2011 16:56:24 -0500, Robert McGinnis wrote:

Mike,

The problem here is that the code does not address any of this. It is silent on "attached" vs. "detached". Therein lies a good portion of the problem. This is not "just like any other garage attached to a house" with living space over it. A typical attached garage with living space over it is generally part of the principal structure; abutting it and/or surrounded by it; not attached by a beam, pergola, or anything similar.

If you asking me what is usual and customary, I would offer that an attached garage would either abut the principal structure or at a minimum be connected via a conditioned breezeway. Again, none of this is addressed in the code and th reason we have not been able to offer a quicker answer on it.

Separately, Tim does not remember any of this being discussed in July either. As I recall, the topic was limited to the layo of three structures and the required yards.

We will get back to you as quickly as we are able to get some direction.

**CULLIGAN ABRAHAM
ARCHITECTURE**

148 BURLINGTON STREET
CLARENDON HILLS, ILLINOIS. 60514
PHONE (630) 655.9417
FAX (630) 655.9421

**Letter of Construction Intent 9.29.11
Limparis Residence
408 Pamela Circle, Hinsdale IL**

Regarding the property at 408 Pamela Circle, Hinsdale Il.

Our client the Limparis' would like to build a 3 car garage addition with a bathroom, bedroom, living area and kitchen to their existing residence at 408 Pamela Circle. The new addition would have a basement with a mechanical vault which would house the main 400 amp circuit panel, and the water main and the gas meter would be relocated to run to the new addition. In no way will this new addition be considered an accessory structure or coach house because it will be attached to the primary existing residence following all of the applicable setbacks, F.A.R and coverage requirements of the primary residence. This new addition will be attached to the existing residence. Once the addition has been completed with certificate of occupancy the older portion of the primary residence which was added onto will be demolished and replaced with a new structure. This will be attached with a pergola or trellis to the 3 car garage which was previously constructed as an addition. Again, in no way will the 3 car garage with a bathroom, bedroom, living area and kitchen be considered as an accessory structure or coach house.

The questions we need definitively answered are what constitutes an attached garage and what is the minimum form of construction that would constitute a garage being connected to a principal structure? Would a simple trellis suffice as a connector or would the connection have to be a roofed structure such as a breezeway or a temperature controlled space?

On a separate note, the accessory structure that our client would like to build on the west side of the lot would be a game room for entertaining guests. This structure would be built at the same time the 3 car garage addition with a bathroom, bedroom, living area and kitchen is built. This accessory structure will follow all of the applicable setbacks, F.A.R and coverage requirements of an accessory structure on this lot.

All of our intentions have been spelled out and to the best of our knowledge we are well within the bounds of proceeding in the manner described with what the Village of Hinsdale code spells out. We would like written consent to move forward with the project in the manner described above so that there will be no issues later on in the process.

Brian Peterson
Culligan Abraham Architecture
630.655.9417 ext. 304

Robert McGinnis

CLEANEST RWD. SO FAR

From: John Fincham [JFincham@westchicago.org]
Sent: Wednesday, October 05, 2011 9:19 AM
To: Robert McGinnis
Subject: RE: Attached vs. Detached

Rob:

Our zoning ordinance defines it as follows:

"Attached: As applied to buildings, "attached" means having a common wall and/or a common roof."

"Detached: As applied to buildings, "detached" means surrounded by yards on the same lot as the building."

Let me know if you have any questions.

John

From: rmcginnis@villageofhinsdale.org
To: daskurkis@aol.com
Sent: 10/4/2011 1:51:30 P.M. Central Daylight Time
Subj: Attached vs. Detached

Dave,

I have a question for the group if you would be so kind as to blast it out for me.

I would like to know if anyone has a definition for either "attached" or "detached", primarily with respect to a garage.

Our code does not define it, and folks are getting pretty creative with what constitutes an "attached garage" to try and game the zoning code.

Thanks much!
Robb-

Robert McGinnis CBO, MCP

Director of Community Development/

Building Commissioner

Village of Hinsdale

19 E. Chicago Ave.

Hinsdale, IL 60521

10/05/2011

Memorandum

To: Chairman Saigh and Members of the Zoning and Public Safety Committee
From: Chief Bradley Bloom *BPB*
Date: October 19, 2011
Re: Discussion of Resident Request to add student parking on 57th Street between Garfield and Madison.



A parking study was completed by Deputy Chief Wodka following a request from resident Mr. Michael Nelson for additional student parking on 57th Street between Garfield and Madison. The parking request and study are attached for your review.

The current parking regulations are as follows:

1. No parking 7am to 9am (all Village streets)
2. 57th Street between Grant and Garfield-Parking prohibited on both sides of the street.
3. 57th Street between Grant and Madison-Parking prohibited on the north side of the street and two hour parking permitted on the south side of the street from 9a-6p.

Mr. Nelson's request is based on a need for additional parking for students who arrive for classes and extra-curricular activities that start before scheduled classes begin often as early as 6:00am. Bus service is not available at that time.

In considering parking changes, we have reviewed traffic flow and congestion patterns along with roadway width, placement of driveways, mailboxes, fire hydrants, line of sight issues, sidewalks, roadway width and applied available traffic and parking design and engineering standards.

Residents in the affected areas were also notified that this matter was being reviewed and discussed.

We considered adding parking on the north side of 57th between Grant and Madison. Currently 2 hour parking is allowed on the south side of the street. The north side is a better option due to the placement of mailboxes and sidewalks. For purposes of this study this is the primary area that was reviewed.

In 2008, the student parking lot egress was changed to allow only a right turn onto 57th Street. Consequently, 57th street after school is very congested with student vehicles and buses queuing for the Madison and 57th Street stop sign. This street is also a primary bus exit route. Adding parked cars to this already congested area raises line of sight and visibility issues and thus decreases pedestrian and vehicle safety. Additionally, the roadway width is concerning should we need to get an emergency vehicle through. This situation would be exacerbated during winter snow removal. Additional parking will also add to more traffic congestion and increased queue times as cars attempt exit parallel parking spaces as well as making it more difficult for residents to exit their driveways.

A review of resident correspondence that we have received shows little support for additional parking. Additionally, we have sought feedback from the District 86 Administration who indicated that there is a need for additional parking but are also sympathetic to the impact additional parking will have on the surrounding neighborhood.

Therefore, based the safety concerns outlined in this memo we are not recommending any parking changes in this area.

Cc President Cauley and Members of the Village Board
 Village Manager Dave Cook
 Deputy Chief Mark Wodka

Memorandum

To: Chief Bradley Bloom
From: Deputy Chief Mark Wodka
Date: 10/11/2011
Re: Proposal for On-Street Parking (57th Street between Garfield – Madison)



The Village of Hinsdale has received a request and proposal to consider the addition of on-street student parking spaces on the Village roadway of 57th Street, specifically between Garfield to Madison. The proposal cited increasing activities at the high school during the early morning hours which are limiting the availability of on-street, non-permitted parking for students. The proposal identified the area on the NORTH curb of 57th Street extending approximately 600 feet to the west of Grant Street, as well as the NORTH curb of 57th Street extending approximately 400 feet to the east of Grant Street, as sites that may provide for non-permitted student parking. (See appendix A for a map of proposed request)

REVIEW OF PRESENT CONDITIONS

The roadway of 57th Street is considered a residential roadway which also acts as a collector travel route to and from Hinsdale Central High School. Its primary use is for residential traffic, but during times that school is in session the traffic volumes increase exponentially during the school days and during times of special events at the high school in the evenings. On-street parking is currently provided on the east side of Grant Street between 55th Street and 57th Street, where the roadway width is 39 feet.

In the area of 57th Street between Grant and Garfield, parking is permanently restricted on BOTH sides of the street during all times.

In the area of 57th Street between Grant and Madison, permanent parking restrictions are currently in place on the NORTH side during all times. Limited parking is made available for 2-hr limitations (between 9am-6pm) on the SOUTH side of 57th Street to accommodate short-term parking for residents and visitors to the school for special events. Parking is further restricted between the hours of 7am-9am to "resident only parking."

In the corridor of 57th Street encompassing both areas described above, the fire hydrants are on the NORTH side of the street, and the residential mailboxes are placed on the SOUTH side of the street. Sidewalks are also present on both sides of the roadway.

Following a recommendation by high school traffic consultants in 2008, changes were made to the traffic management plan of the high school with the objectives of alleviating traffic congestion on Grant Street, but also making improvements to the safety of pedestrians and motorists.

One of the changes enacted was to prohibit left-turns from the student parking lot onto 57th Street. Vehicles exiting the student lot (west side of Grant Street) must make a right-turn and continue westbound on 57th to the intersection with Madison Street. The positive result of this change has relieved the number of vehicles which are traveling through the intersection of 57th Street and Grant during the after-school dismissal, reducing the potential conflict with pedestrians as well as delays for other vehicles traveling on Grant Street.

Consequently, this change has increased traffic congestion on 57th Street between Grant & Garfield. During the afternoon dismissal, traffic counts indicated there were 186 vehicles and 15 school buses that traveled westbound on 57th Street between 3:00pm and 3:30pm. Motorists are frequently queued

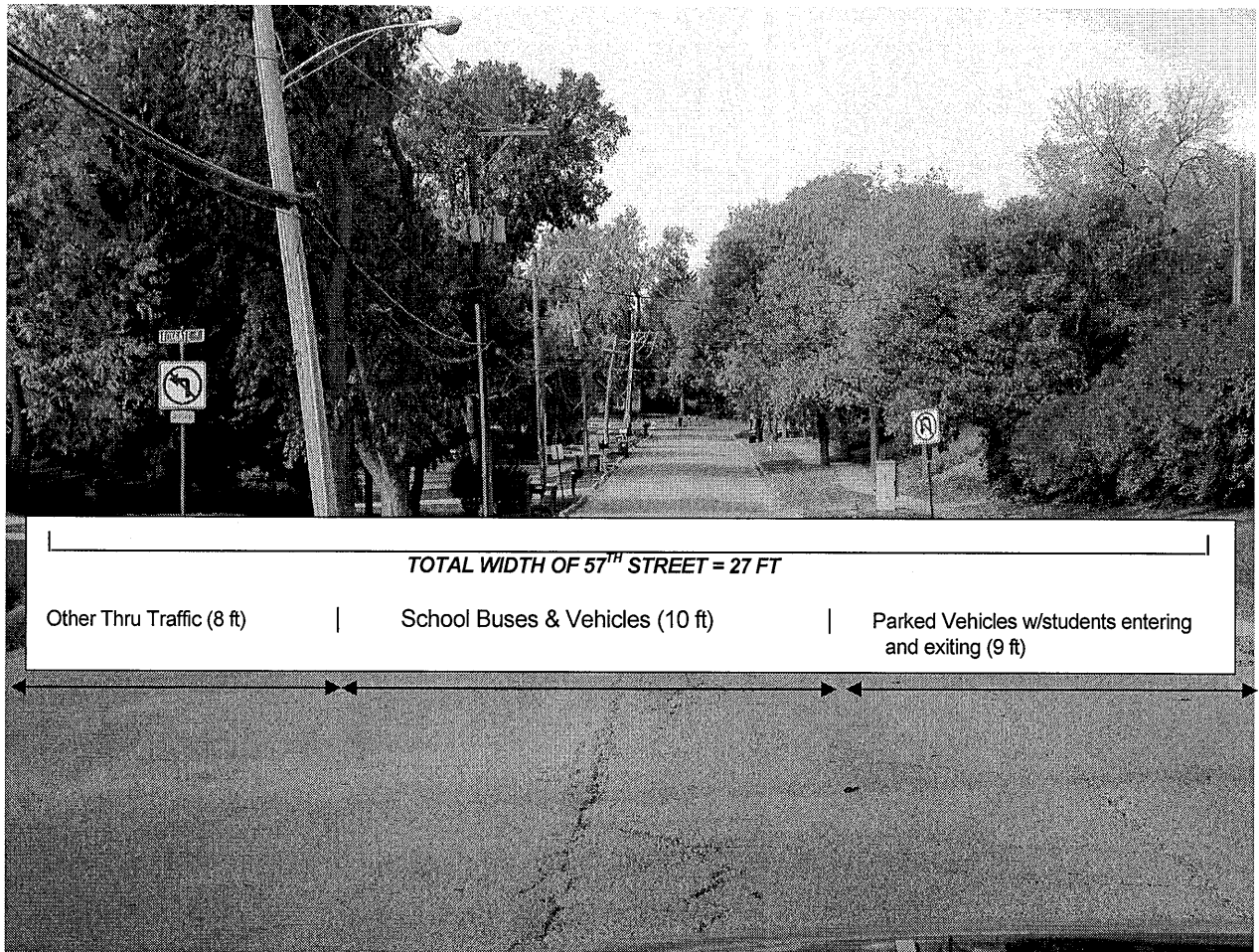
as far east as the Foxgate community waiting to exit to Madison Street. The secondary effects of this congestion has caused the motorists to use the private property of many residents to make U-turns, especially the property of the Foxgate community which naturally accommodates this maneuver to allow vehicles to travel in the opposite direction to avoid the traffic queue.

The police department has been actively enforcing on-going violations on 57th Street related to motorists who use private driveways to turn around to the opposite traveling direction, use private property of the Foxgate association to pick up passengers or turnaround, and vehicles driving on the wrong side of the road. The majority of these violators are student drivers from the high school, and their obedience to the traffic regulations continues to be an on-going enforcement issue for the police department.

ROADWAY MEASUREMENTS

- The roadway edges are curbed with concrete, and sidewalks are present on both sides of the street.
- The proposed area in which parking is requested accommodates approximately 500 ft in the area between Grant to Madison (approximately 25 stalls when using a 20ft. stall length), and 400 ft. (approximately 20 stalls when using a 20ft. stall length) in the area between Washington & Grant Street.
- Parallel parking stall widths should be designed to allow 9 feet of clearance to provide for motorists to enter/exit the vehicle. Parallel parking stall lengths suggest a length of 20 feet to accommodate reasonable distance for entering/exiting the parking stall. This length may be increased to take into consideration larger sized vehicles, such as sport-utility vehicles, and the experience of the driver.
- The current width of 57th Street (between Garfield to Madison) from curb to curb is 27 feet.
 - School buses measure 10 feet in width, including exterior mirrors. Standard passenger vehicles require 8 feet width including exterior mirrors.

** See photo of roadway widths on next page **



Based upon this data, the existing 27 feet of roadway width would be reduced to approximately 18 feet allowable to accommodate thru-traffic, which includes school buses. During times of congestion, the eastbound travel lane would be reduced to 9 feet, making it difficult if not impossible for the passage of emergency vehicles.

TRAFFIC MANAGEMENT REFERENCE DATA

In preparing this memorandum, traffic management design studies were reviewed from municipalities and professional sources including the Federal Highway Authority and a "Traffic Congestion Around Schools" report prepared by the US Department of Justice. The following facts should be considered reference on-street parking based upon this research:

- Curb parking typically generates problems related to accidents and traffic interference. A single parked vehicle can cause delay or pose a danger to hundreds of vehicles. The most common causes of accidents due to curb parking include: (1) vehicle parked in roadway, (2) vehicle leaving parking space, (3) vehicle entering parking space, (4) passenger exiting parked vehicle, (5) reduced sight distance for vehicles and pedestrians.
- Traffic capacity is lost due to parking along a street. Parking, backing, stopping, or standing vehicles during a parking maneuver physically restricts other traffic movements. The presence of vehicle passengers in the street, opening doors, or pedestrians walking between cars interfere with efficient traffic movement.

- Parking creates a visible barrier between motor vehicle traffic and crossing pedestrians. The presence of cars parked along major thoroughfares leading to and from school can increase the harm traffic congestion causes by blocking the children's visibility.
- "Child pedestrian injuries due to traffic are more likely to occur in settings with high traffic volume and on-street parking, with children often emerging masked from behind parked cars." (US Dept. of Justice)
- Narrow streets are unlikely to provide ample room for cars to maneuver when parking or exiting a parking stall

RESIDENT INPUT

It is important to consider the input of residents living near schools with congestion problems. The US Department of Justice study underscored this importance in citing that residents may become so frustrated by repeated complaints to the school or local police with no sign of resolution in sight that they deliberately make traffic maneuvers that can further contribute to the congestion problem.

Moreover, the proposed change has a direct impact to residents of the area compounding a congestion problem that already exists. In response to notification sent to residents in the affected area, the following concerns were expressed via email and telephone conversation to me from residents:

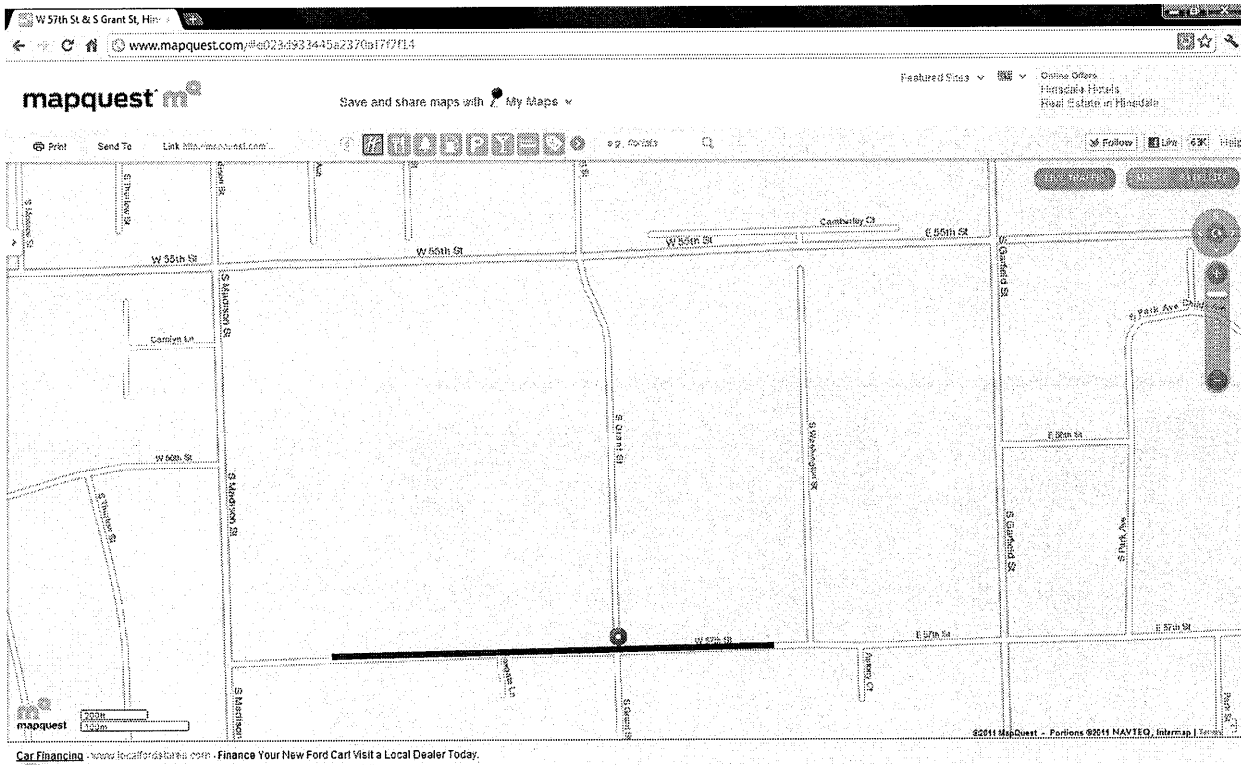
- 57th Street is already a very busy roadway with traffic congestion. Parked cars will significantly reduce the width of the two travel lanes. Vehicles within the travel lanes, including school buses, regional transportation buses (PACE), waste disposal trucks, ambulances, lawn maintenance vehicles, and construction vehicles will have less side clearance to pass each other safely.
- Traffic congestion is already a problem, and the consequent effects on congestion could extend further to the east through the intersection of Grant & 57th Street.
- Visibility would be blocked to residents wishing to exit private driveways
- Emergency vehicle accessibility would be limited during time(s) of congestion.
- Allowing additional parking contradicts efforts to conserve energy and reduce existing congestion near the high school as a result of motor vehicles.

RECOMMENDATION

In preparing this memorandum, I have taken measurements and reviewed the existing physical conditions present for parking in the proposed areas. I have also conducted independent research regarding the traffic safety implications of on-street parking, as well as consulted with stakeholders including the residents and the high school liaison officer. I have also performed site reviews in an attempt to identify alternative locations that would accommodate additional non-permitted student parking in the Village right-of-way.

Based upon my independent findings presented in this memorandum, I am not recommending that additional on-street parking for students of the high school be provided. This recommendation is wholly based on the interests of public safety and the consequent traffic hazards that would impact both motorists and pedestrians by allowing on-street parking in a congested traffic thoroughfare. The findings make it apparent that allowing such parking would increase the risk of an accident and further increase the existing congestion in this area.

APPENDIX A

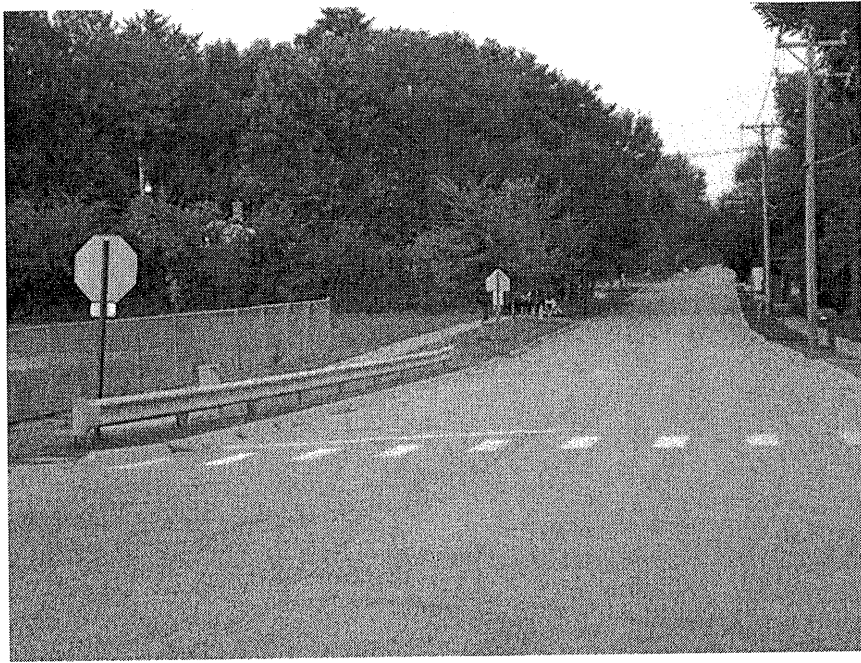




These pictures show the recommended parking areas- above is looking east and below looking west on 57th between Grant and Madison



Below is the view of 57th street east of Grant. Parking on the north side of the street would only abut school property.



Please give this recommendation serious consideration. It would help alleviate traffic, reduce needless return trips to school and provide additional spaces for students to park legally, keeping them out of the adjoining neighborhoods. These kids are driving out of necessity, not out of privilege.

If you have questions or concerns, please contact me as I represent a group of concerned parents.

Michael D. Nelson

Michael Nelson

424 North Monroe Street

Hinsdale, IL 60521

Cell: 630-209-7851



VILLAGE OF HINSDALE

FOUNDED IN 1873

19 EAST CHICAGO AVENUE
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FIRE DEPARTMENT 789-7060
121 SYMONDS DRIVE

VILLAGE PRESIDENT
Tom Cauley

TRUSTEES
J. Kimberley Angelo
Christopher J. Elder
Doug Geoga
William N. Haarlow
Laura LaPlaca
Bob Saigh

October 10, 2011

RESIDENT INPUT NEEDED ON PROPOSED PARKING CHANGES ON STREETS ADJACENT TO HINSDALE CENTRAL HIGH SCHOOL

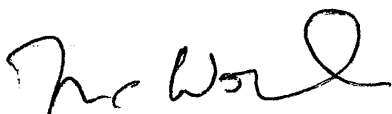
The Village of Hinsdale is currently reviewing a request to allow for additional on-street parking in order to accommodate students. The areas being considered include:

- **PROPOSED:** NORTH side of 57th Street between Grant Street & Madison Street(s)
 - Current restrictions prohibit parking on the **NORTH** side, and allow for parking on the **SOUTH** side for limited 2-hour parking between 9:00am-6:00pm.
- **PROPOSED:** NORTH side of 57th Street between Washington & Grant Street(s)
 - Current restrictions prohibit parking on both sides of 57th Street at all times.

The proposed request would further allow for students and other users of the high school to park on-street during the daytime hours, beginning as early as 6:00am, through the evening hours.

The request will be reviewed Zoning and Public Safety Committee on Monday, October 24th, at 7:30pm at the Village Memorial Building, 19 E. Chicago Avenue. This is a public meeting in which residents may express their support or concern for this proposal.

If you are unable to attend but would like to provide comment regarding this proposal, please submit by email to Deputy Chief Mark Wodka at mwodka@villageofhinsdale.org, and your comments will be forwarded to Village Trustees, or contact via telephone: 630-789-7086 before Wednesday, October 20th.


DEPUTY CHIEF OF POLICE



Printed on Recycled Paper

Mark Wodka

From: Elaine Sledz <owl5703@comcast.net>
Sent: Monday, October 10, 2011 6:19 PM
To: Mark Wodka
Cc: Jack Sartore; Pat Able; Betsy Bennett
Subject: Fwd: Notice of Request for Public Input - Student Parking on 57th Street
Attachments: Problems on 57th Street.zip; ATT47546.htm; 20111010151026009.pdf; ATT47547.htm

Hi Mark,

As you know, we have had an ongoing and thankfully, positive relationship with Officer Mark Keller and Asst. Dean Kim Dever as we have dealt with the traffic issues between 3:00 and 3:30 on 57th Street.

Since the construction change in the parking area that allows students to only exit west on 57th, this has been a safety concern for all of the residents on 57th Street.

Turnarounds at high speeds, students by passing long lines by pulling into the opposite lane to get to a convenient driveway, and 9 school busses all trying to exit west on 57th and then north on Madison has been a nightmare.

I have spent many afternoons taking digital photos of violations and forwarding those to Officer Keller for his proactive follow-up.

Our Foxgate Board will be attending this meeting. I hope that there is a system that will allow me to use a jump drive to visually demonstrate pictorially the current situation and this very inappropriate request. Emergency vehicles would not be able to have any access during the 3-3:00 time period if this request is considered.

Thank you for considering the safety of residents over the convenience of students who do not want to use the busing system that taxpayers in our community are paying a great deal of money to provide. Below is the file that I have kept regarding our effort to support Officer Keller in his very difficult job of tracking so many violations.

Elaine Sledz
Foxgate Board
5703 Foxgate Lane
Hinsdale, IL 60521
630-323-6742

Mark Wodka

From: Lorette Lavine <lpl47@aol.com>
Sent: Tuesday, October 11, 2011 10:41 AM
To: Mark Wodka
Subject: Proposed Parking changes on Streets Adjacent to HCHS

Chief Wodka,

I am a resident in the area of Hinsdale Central H.S. and I **oppose** any changes to the current parking restrictions around the High School.

- It is a **very congested area** and many of those who travel to school in their own vehicles do so alone which adds to the parking congestion.
- The Village should also be concerned with **conserving energy** as well...many of these students could use the school bus system which is already serving them whether they ride it or not.
- This is a **residential area** around the High School and it should be kept that way with only off street parking as in the other neighborhoods throughout town.
- If you allow more parking there will be more **driving congestion**.
- I would hope the Village would then **allow for more police to attend to traffic** during the high volume hours lest there be another tragedy that necessitated the 55th Street crossing officer.

Thank you for all you and your officers do for Hinsdale.

Lorette Lavine
5839 S. Grant St.
Hinsdale

Mark Wodka

From: Shawn Juliano <julianoassociates@comcast.net>
Sent: Tuesday, October 11, 2011 10:20 PM
To: Mark Wodka
Subject: Parking Changes by Hinsdale Central

As a resident in this area affected by the large increase in traffic in the past ten years. Allowing parking on streets would only encourage more traffic and more congestion with cars parked. It seems as though less and less kids are taking the busses provided by our tax dollars. It would be far more beneficial to encourage travel by the bus system rather than encouraging more car traffic. It is already becoming dangerous around here especially at the 7:30 am time when everyone is rushing to get to school. 59th street has turned into a race track and the stop sign at 59th and Grant has become negligible. You really need to see this on video or view it in person.

Lets be sensible and not encourage more problems. After all it might be a good idea for the kids to actually walk.

Thanks,

Shawn Juliano

Dear Deputy Chief Mark Wodka,

I become very concerned when responsible people make irresponsible commitments and potentially endanger the safety of others. I refer to a proposal currently being reviewed by Village of Hinsdale Zoning and Public Safety committee that will allow all day parking for Hinsdale Central HS students' cars along 57th street between S. Washington St. and Madison streets in Hinsdale.

Allowing students to park along 57th street is a dangerous proposition. 57th street between S. Washington and Madison is a busy street especially during the hours when residents are walking /driving to and from school /work. Parked cars will significantly reduce the width of the two driving lanes. Oncoming traffic, especially larger vehicles such as school buses, waste disposal trucks, ambulances, the ever-present lawn care trucks and construction vehicles, will have even less side clearance to pass each other safely. Backups, caused by traffic slowing down to allow drivers to parallel park along 57th St. could possibly reach all the way to Garfield St. At the end of the school day, the number of cars merging onto Madison St. (after exiting their parking spot facing west on 57th) can pose another danger. Blocked driveways, obstructed visibility for drivers exiting their driveways endanger both pedestrians and children waiting for school buses. The list of potential problems goes on and on. If village and school officials feel pressured to find more parking for our high school students they should utilize school property to maximize and create more spaces.

I am reminded of situation about 27 years ago, when I first moved to Hinsdale. At that time there were no sidewalks on 57th St. and no stop sign on 57th and Grant St. Cars had a straight shot on 57th, all the way from Garfield St. to Madison St., and some drivers did exceed the speed limit. The neighbors rallied and we signed a petition requesting a stop sign on the corner of 57th and Grant. We approached the Hinsdale police chief at that time with our petition. He met with us and politely but firmly told us there was no proven need for a stop sign. It took two years, during which time numerous accidents occurred, some with injuries, for a stop sign to be erected on that corner. I sincerely hope that it will not take a series accidents and injuries for our officials to realize that all day student parking on 57th St. is not safe.

Mark Wodka

From: lisa jurack <ljurack@hotmail.com>
Sent: Friday, October 14, 2011 9:59 PM
To: Mark Wodka
Subject: Hinsdale Resident Comment on Proposed Parking Changes on 57th near Hinsdale Central HS

Deputy Chief Mark Wodka

My name is Lisa Jurack and I live near the high school at 5519 S. Washington St. I am against the proposed changes to parking on 57th street near Hinsdale Central. There should be no parking on 57th. It is difficult to drive down 57th when cars park on either or both sides of the street during sporting events. It will create a dangerous situation to drive around that area. Kids can take the bus or carpool or walk.

There is also not supposed to be any parking on Washington St. until 9:00am but this is not enforced by the police as every day I see 3 to 5 cars parked on the street at 8:00am. Please enforce the parking restrictions on Washington St.

Thank you.

Lisa & Michael Jurack
5519 S. Washington St.
Hinsdale, IL 60521

Mark Wodka

From: Beener's <dbeener@sbcglobal.net>
Sent: Saturday, October 15, 2011 7:28 AM
To: Mark Wodka
Subject: Comments RE: Proposed parking changes for HCHS

Deputy Chief Wodka,

Please forward this feedback to Safety Committee regarding the above. Comments based on my experience picking up my daughter after school at HCHS.

Add'l Parking on NORTH side of 57th St between Madison and Grant Streets: NO

After school (3:00 - 3:30) this street is lined up end-to-end with cars and buses headed westbound to Madison Street. As configured with SOUTH side parking only, it is possible for 2-way traffic on 57th at that hour. If parking was allowed on the NORTH side as well, assuming street is full of parked cars both directions from Madison to Grant (e.g., football game), 57th Street essentially becomes a one-lane road and impassable. Aside from driver frustration, I am sure homeowners would be more so.

Add'l Parking on NORTH side of 57th St between Grant and Washington Streets: YES

No concern of traffic problems as mentioned above. More workable solution and only minor inconvenience for drivers and homeowners.

Can parking be extended south on Grant to either side as well?

Thanks for your time.

David Beener
HCHS Parent

Mark Wodka

From: Scott Mitzner <mitzner@ameritech.net>
Sent: Monday, October 17, 2011 8:36 AM
To: Mark Wodka
Subject: Re: Parking on 57th Street Hinsdale Central High School

Supplement. 57th Street Parking Density

To: Deputy Chief Mark Wodka.

Sorry about the 2nd email, but I thought this important enough to write.

WHAT ABOUT SCHOOL BUSES AND PACE BUSES?

I was watching a Pace bus struggle to get past traffic on 57th Street. This weekend I watched school buses wait for traffic to clear to get down 57th Street due to the congestion created by parked cars. Parked cars and 2-way traffic does not work on 57th Street. Why is the Village and Zoning Board wasting their time with this?

Scott Mitzner

----- Original Message -----

From: Scott Mitzner
To: mwodka@villageofhinsdale.org
Sent: Saturday, October 15, 2011 5:45 PM
Subject: Parking on 57th Street Hinsdale Central High School

To: Deputy Chief Mark Wodka

From: Scott Mitzner

I live at 5711 Foxgate Lane. I wish to express my opposition to any increased parking.

CHANGING TIMES. 30 years ago everyone thought it was great to live near a school. Today you pay less for a house near a school because they are considered lousy neighbors. Everything is politics and no concern for the neighborhood.

SLUMMING IT. Parked cars up and down the streets reminds people of those congested neighborhoods that so many of paid a premium to escape. Increased parking will increase garbage: Who will clean it up? Then there is the noise and the lack of security not knowing who belongs in the neighborhood.

PUBLIC INTEGRITY. Many years ago when there was a proposal there would be a report for all Hinsdaleans to obtain and read before they commented: No emotional hysterics, No misinformation. Today, if I want to take the time, I have to do a FOIA request to figure out what is going-on. When I see a letter from the Village with no offer to obtain documents it just seems so Chicago like trashy. I am really not interested in speaking with officer friendly until we can all read and think first.

PUBLIC SAFETY. This should be a no brainer. If you allow parking on 57th Street, if there is any additional traffic how will you get an ambulance or fire truck down the street? If you are lucky you can get a police vehicle down the street. Lacking street lighting, 2 way traffic with parked vehicles at night (like football games) is a nightmare.

THE REAL PROBLEM. Since the day I moved into Hinsdale the problem at the high school is bratty kids that became bratty parents. You want to see some one's kid become suicidal: tell them to take the bus to school. I love reading about how much taxes we piss away on ecology classes and watch all the kids driving to school. Or may be we will spend more on physical education so the kids can ride and not walk to school. On the radio every morning I listen to taxpayer paid ads for car pooling and ride sharing: How about group therapy for the kids and parents to see if 4 kids can sit in the same car together for 30 minutes?

HINSDALE TODAY. So somebody wants to increase parking density in Hinsdale. In Foxgate where I live there are 4 units for sale. Down Grant street the Hamptons went into bankruptcy. South on Grant Street the Grant town home community

tells me they have owners in default on assessments and owners will not pay for improvements. 20 years ago there was a waiting list to buy a condo or town home in Hinsdale. Today the seniors who sell their homes want to get out of town. 30 years ago no one ever spoke of leaving Hinsdale.

HISTORY. I was one of the youngest County Regional Planning Chairman back in the 80's. My family members were involved in planning at the national and international levels. So, you don't like what I am writing: go ahead, make my day. DEAD KID. When we owned a home on the northwest corner of Grant a child was killed on 55th Street running between cars. Not fun to watch a young man groaning a flipping around in the street like a dying animal. Not much we could except cover him with a blanket. You people are killing Hinsdale.

18 W. 57th Street
Hinsdale, IL 60521

October 19, 2011

Deputy Chief Mark Wodka
Village of Hinsdale
19 East Chicago Avenue
Hinsdale, IL 60521-3489

Dear Deputy Chief Wodka:

As residents of the section of 57th Street that would be affected by the parking changes, my wife and I would like to express our strong concerns about this proposal.

57th Street is already very busy when students are commuting to and from school and when there are large events at the high school. Allowing cars to be parked on one side of the street would decrease the space available for two-way traffic on the street. This would increase congestion during peak times and, as drivers try to maneuver around parked cars and oncoming traffic, would in turn increase the risk of accidents occurring to both drivers and pedestrians.

During commuting times, drivers often use the driveways of homes on this section of 57th Street to make turns. If the proposal is enacted, drivers leaving their parking spaces would undoubtedly also use the area's driveways to turn around. Limited visibility and a higher rate of cars pulling in and backing up would also increase the risk of accidents.

We are concerned for the safety of residents and those who utilize the street if parking were allowed for students and other users of the high school from 6:00am through the evening hours. We would appreciate it if these issues are taken into consideration.

Sincerely,

Kai-Ming and May-Lin Wei

Bradley Bloom

From: Mark Wodka
Sent: Wednesday, October 19, 2011 12:00 PM
To: Bradley Bloom
Subject: Fw: Parking Restrictions on 57th

One more for the packet

----- Original Message -----

From: Robert Johnson <robj47@sbcglobal.net>
To: Mark Wodka
Sent: Wed Oct 19 11:28:54 2011
Subject: Parking Restrictions on 57th

Deputy Chief,

We are writing to weigh in on the parking restrictions on 57th St. the Village is trying to change. As a family who lives on 57th and would be impacted by the change, we understand the necessity for it, but also believe the proposals are too far-reaching.

We do see value in adding parking between Grant and Madison on the North Side because it is in such close proximity to the school, but believe it should be kept between the hours of 9am and 4pm or 9am and 6pm. There is no need to start parking there at 6am because that area is overflow parking and if someone needs to get there early they can just park close to the school.

Secondly, we think extending the parking on the North side of 57th all the way to Washington is an unnecessary encroachment down the street. That is far enough away from the school where we believe it starts to impact the extended neighborhood. Furthermore, with cars potentially parked there for a good portion of the day, with multiple lawn care services' vans parked along the street as well, it will be extremely difficult to navigate down 57th St. We believe both of these options are asking too much of the neighbors.

Finally, in an era where many of us are asked to be more judicious in the way we drive, spend, or live, we thought it might be a great time to reinforce the idea of carpooling with some of these young kids. We are sure that is already occurring, but perhaps a bigger push to encourage that should be part of the discussion, not just extending the parking along our street which, if adopted as proposed, will have a negative impact on our quality of life.

Thanks for your consideration,
Rob and Stacy Johnson

Subject: HCHS Parking Issues

To: Hinsdale Zoning and Public Safety Committee

October 20, 2011

CC: Dave Cook – Village Manager

Michael McRory HCHS

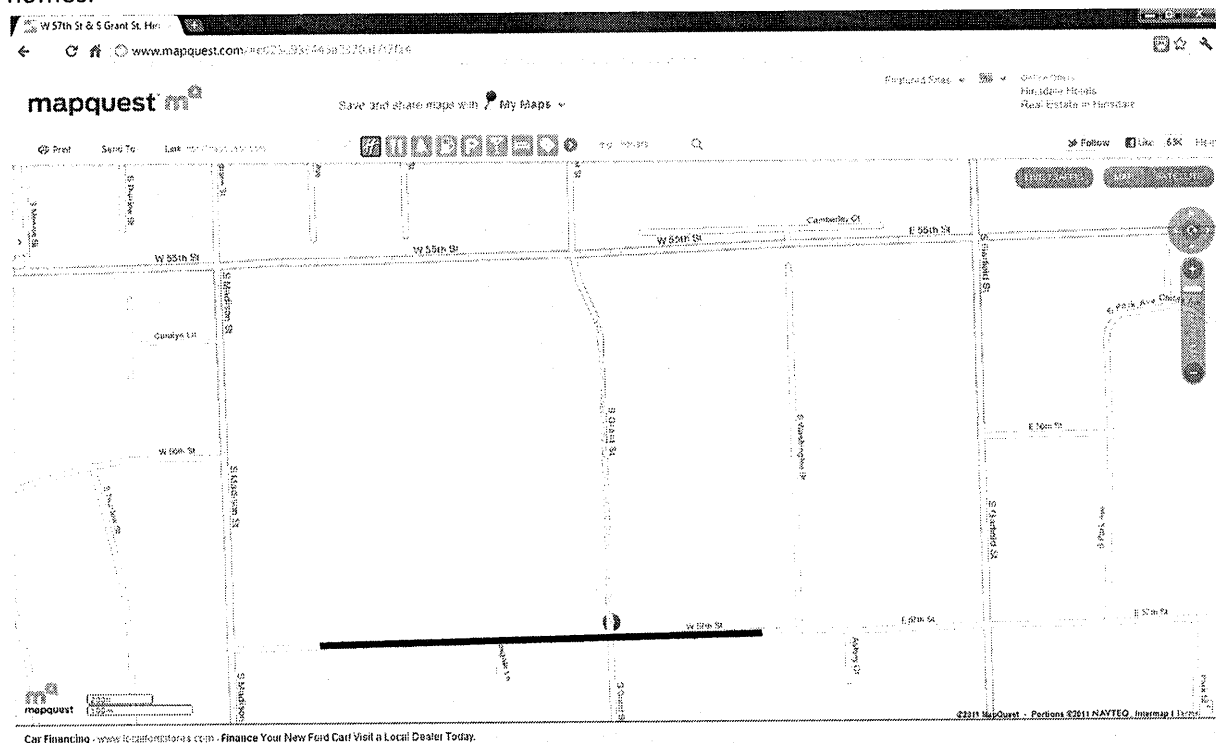
Kimm Dever – Director of Deans HCHS

Mark Keller – Police Liaison HCHS

Since I am out of the country on business and will be unable to attend the October 24, 2011 ZPS meeting, I would like the following entered into the record as public comment.

The parking situation around Hinsdale Central High School has steadily deteriorated. As the school has moved more classes (Gym, Jazz Band, Activities) to the 'O' hour (7:00 am start time), and since the school busses do not drop off until 7:15-7:25 am, it forces more students to drive to school. The only non-permitted parking is on Grant, between 55th and 57th. Street parking fills as early as 6:30am. Students who do not find parking, essentially, must drive home and then be driven back, typically arriving late to class.

Therefore, parents would like the Village and School to work together to allow on-street parking along the North side of 57th street toward Washington and Grant, and between Grant toward Madison. The requested parking would ONLY be along the school fields. As highlighted below in green, the map shows that we are recommending parking only in those sections that abut fields – not directly in front of homes.



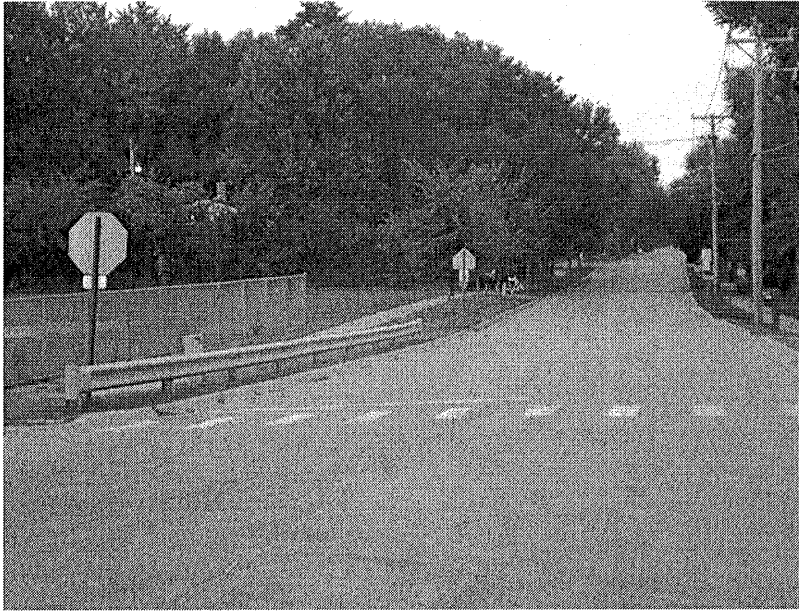
The green line is the recommended areas for additional non-permit parking- the yellow line shows current non-permit parking locations



These pictures show the recommended parking areas- above is looking east and below looking west on 57th between Grant and Madison



Below is the view of 57th street east of Grant. Parking on the north side of the street would only abut school property.



Two objections will be raised by the community and the police:

1. It will put students at risk due to parking on 57th street. If the parking is limited to the north side of 57th street it will NOT put students at any additional risk. There are crosswalks at Madison and 57th as well as Grant at 57th so the students have a safe place to cross.
2. It will add to the congestion in the area. This also is not true. If parking is limited to the north side of the street, it will still provide plenty of room for cars to pass in either direction. Further, the Village of Hinsdale has already set a precedent as to what is acceptable. Monroe street between the railroad tracks and Chicago Avenue allows for parking on BOTH sides of the street and this is a highly traveled route throughout the day, including for police and fire.

Also, I understand that some residents along 57th are providing paid parking for students arriving for 8:00 classes. Obviously they will object to any increase in on street parking.

Please give this recommendation serious consideration. It would help alleviate traffic, reduce needless return trips to school and provide additional spaces for students to park legally, keeping them out of the adjoining neighborhoods. These kids are driving out of necessity, not out of privilege.

If you have questions or concerns, please contact me as I represent a group of concerned parents.

Michael Nelson

424 North Monroe Street

Hinsdale, IL 60521

Cell: 630-209-7851

Subject: HCHS Parking Issues

To: Hinsdale Zoning and Public Safety Committee

October 20, 2011

CC: Dave Cook – Village Manager

Michael McRory HCHS

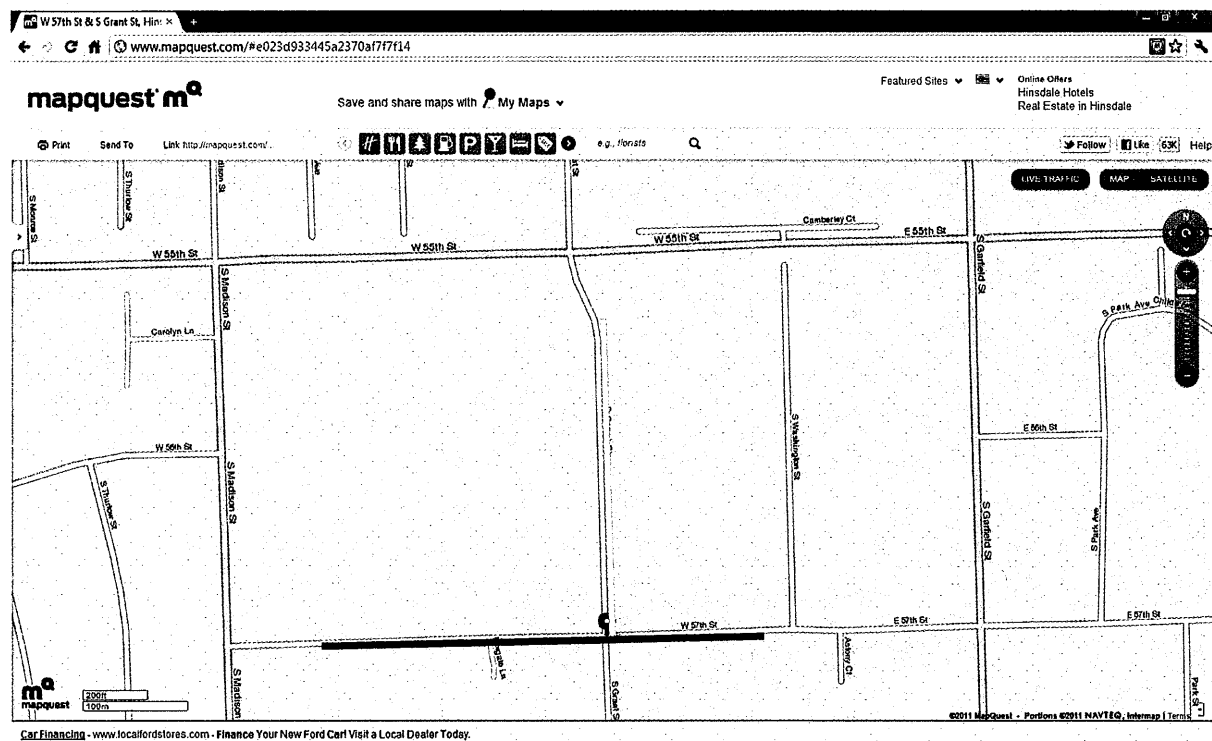
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If you have questions or concerns, please contact me as I represent a group of concerned parents.

Michael Nelson

424 North Monroe Street

Hinsdale, IL 60521

Cell: 630-209-7851

Memorandum

To: Chairman Saigh and Members of the Zoning and Public Safety Committee
From: Chief Bradley Bloom *BB*
Date: October 19, 2011
Re: Discussion of Resident Request to Change Parking on Third Street between Grant.



A parking study was completed by Deputy Chief Wodka following a request from resident Ms. Randi Bemiss, 220 S. Grant Street, requesting that the parking on Third Street between Grant and Vine be changed from the north side of the street to the south. The request cited safety concerns and that the primary destination of people parking on the north side of the street is Immanuel Hall which is located on the opposite side of the street.

The safety concerns raised included concerns over parked vehicles blocking fire hydrants, blocking private driveways and parking on both sides of the street.

The current parking regulations prohibit parking on the south side of Third Street and allow 4-hour limited parking on the north side of Third Street. A survey of the block found six (6) private drives on the north side of the street and one (1) on the south side. Fire hydrants are located on the north side of the street.

After observing the area we found that most of the traffic using Immanuel Hall turns from Grant Street onto Third Street. A change in parking regulations would require that cars turn around to park on the south side of the street. This would require cars to turn into a private drive to make this maneuver or make a U-turn at Vine.

As part of this review a notice was sent to the affected residents. There does not appear to be a consensus to change the parking amongst residents.

Due to the number of driveways and fire hydrants on the north side of the street the south side of the street seems to be a logical place to allow parking. However, in order to park in this area requires drivers to make a U-turn or turnaround in a private drive. This maneuver does raise some safety concerns that when coupled with no clear consensus amongst residents as to where the parking should be leads us to recommend that no changes be made. It should also be noted that many of the safety issues raised can be address with additional enforcement which we will focus on going forward.

Cc President Cauley and Members of the Village Board
Village Manager Dave Cook
Deputy Chief Mark Wodka

Memorandum

To: Chief Bradley Bloom
From: Deputy Chief Mark Wodka
Date: October 17, 2011
Re: Proposal for Change in Parking Restrictions (Third Street b/w Grant & Vine)



During the week of October 3rd, the police department received a notice from a resident in the 200 blk W. Third Street who cited concerns related to increased activity at Immanuel Hall that has resulted in an increase in parking violations and hazardous traffic conditions within this block. Specifically, the resident cited concerns vehicles blocking fire hydrants, blocking private driveways, parking on both sides of the street, and parking too close to the intersection of Third & Grant Street. The resident has also noted incidents in which delivery vehicles are parking in the roadway or private drives to deliver or pickup supplies from Immanuel Hall.

In response to the concerns, the department is increasing the enforcement of existing parking restrictions during time(s) that an increased presence is observed, and likewise has encouraged residents to notify the police when violations are observed.

Consequently, there has been a proposal received to modify the existing parking restrictions within this block to address the increasing volumes of vehicles that are parked near Immanuel Hall during its use. The proposal seeks to prohibit parking on the NORTH side of Third Street, between Grant Street and Vine Street, and to allow for 4-hr limited parking on the SOUTH side of Third Street.

PRESENT CONDITIONS

The area in question is a residential block with primary using being residential traffic to and from residential homes on Third Street. During times of activities scheduled at Immanuel Hall, there is an increase of vehicles using Third Street for parking, as well as delivery of equipment and supplies to and from Immanuel Hall.

The restrictions currently in place prohibit parking on the SOUTH side of Third Street, and 4-hr limited parking is allowable on the NORTH side of the street.

Sidewalks are located on both sides of the street, and fire hydrants are present on the NORTH side of the street.

There are currently six (6) residential driveways on the NORTH side of the street, and one (1) driveway on the SOUTH side of the street.

In reviewing the calendar of events for Immanuel Hall, the most frequent events scheduled are yoga classes on Mondays, Wednesdays, and/or Fridays. Additional uses scheduled include antique shows, private parties, and historic exhibits.

**** See photos in Appendix A ****

RESIDENT INPUT

Following notification to residents within this block regarding the proposal, three residents responded with opposition to the proposed restriction. The summary of the opposition cited:

- The parking change will force vehicles to turn around in private driveways and making U-turns within the block or the intersection of Vine & Third Street.
- More parking spaces would be provided on the South side of Third Street as a result of the change, and the increased parking availability would only encourage additional vehicles to park on this street.
- Convenience of having preferred parking for residential guests on the same side of the street as the residential homes.

RECOMMENDATION

One of the most important considerations that has been reviewed with respect to this proposal is the safety of pedestrians and motorists. This block is unique in that most vehicles visiting residents or Immanuel Hall primarily enter from Grant Street, which is the collector street in this neighborhood. A negative consequential effect of changing the parking restriction may lead to motorists using private residential driveways to turn around, or make U-turns in the intersection of Grant & Vine, in so that they may park legally on the south side of the street. This behavior regularly occurs in residential blocks near frequented public facilities where parking is restricted to one side of the street. Not only are backing maneuvers in private driveways an inconvenience, but they also increase the potential for a collision with a parked vehicle and/or a pedestrian.

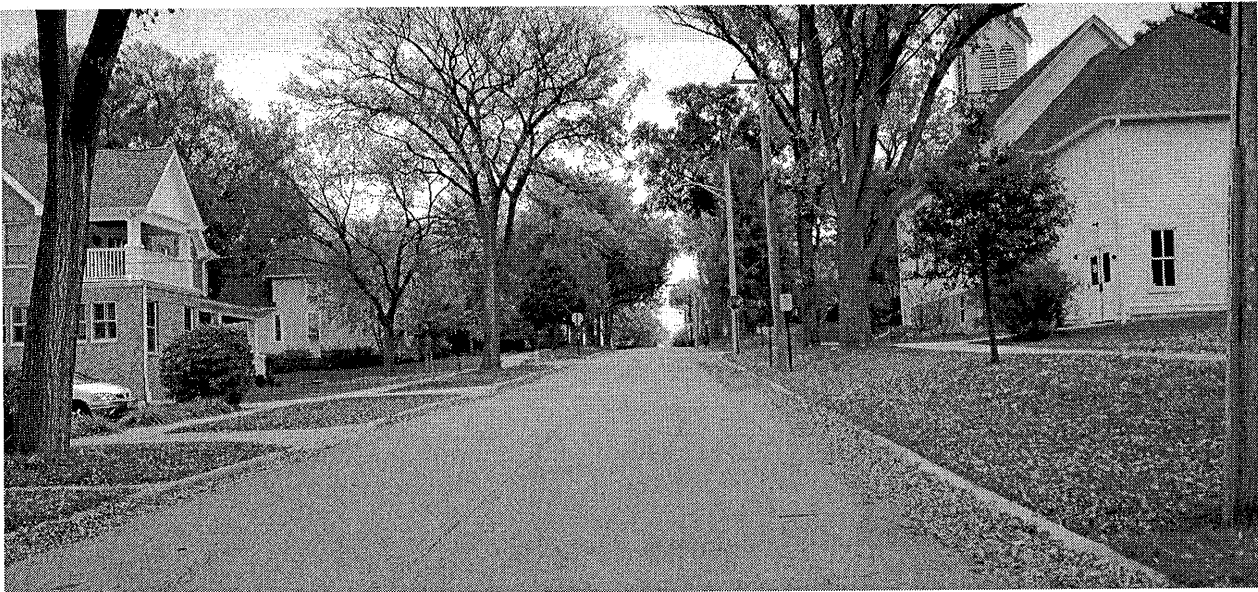
Upon reviewing the concerns expressed that have precipitated the request, reviewing the site conditions, and considering resident input, it is not being recommended that any changes be made to the existing parking within this block. The basis for this largely is related to the consequential traffic hazards that will result that will adversely create a great hazard than what is currently being cited. The concerns noted in the request for this change are being addressed through additional enforcement of violations. However, preventing vehicles from using private drives as a turnaround is more difficult and generally only permanently resolved through a change in engineering.

APPENDIX A

Photo facing west on Third Street from Grant Street



Photo facing east on Third Street from Vine Street



I hereby petition the village of Hinsdale to change the side of street parking on 3rd St. between Grant and Vine Streets to accommodate parking for Immanuel Hall.

My neighbors and I feel this it is URGENT that this issue is reviewed ASAP so that my daughter and the other children who live nearby can safely walk or ride their bikes to school, especially Hinsdale Middle School. The parking situation has escalated from being an annoyance and nuisance to a serious public safety issue now that the Hinsdale Historical Society has increased the frequency of events at Immanuel Hall (there are now events morning, afternoon and evening every day of the week and weekend.)

This request comes after a consistent history of vehicles:

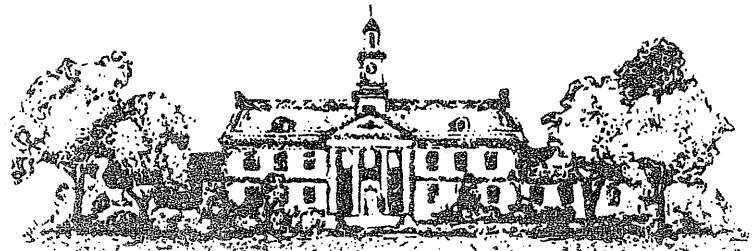
- interfering with drivers' ability to see pedestrians and bike riders at the corner of 3rd and Grant Streets (namely our children going to and from school)
- blocking access to our trash bins placed on our driveway for pickup
- parking completely across our driveway as if it were a designated parking spot
- blocking our driveway by several feet impeding entry and exit of our driveways
- surrounding our driveways with vehicles simultaneously parked on the north and south side of the streets (sometimes with hazard lights on and no one in the vehicle) making it extremely difficult - at times not possible - for us to get into and out of our driveways
- parking over cross walks on the street
- vehicles driving over and into cones and running over snow sticks we have placed to guide parking (at the suggestion of the Hinsdale Historical Society)
- blocking drivers' view of stop signs
- interfering with drivers' ability to see cars heading north and south on Grant St.
- causing noise disturbances in the early morning and late evening hours (vehicle alarms, lock chirps, owners chatting before/after Hinsdale Historical Society events)

I encourage you to check the Hinsdale Police Department's record of tickets issued over the last year and a half for parking infractions here. I also have a number of other pictures of vehicles parked in any one of the manners as outlined above.

Please advise me of the next step to the process of resolving this residential parking problem.

Sincerely,

Randi Bemiss
220 S. Grant St.
Hinsdale, IL 60521



VILLAGE OF HINSDALE

FOUNDED IN 1873

19 EAST CHICAGO AVENUE
HINSDALE, ILLINOIS 60521-3489 • (630) 789-7000
Village Website: <http://www.villageofhinsdale.org>

VILLAGE PRESIDENT
Tom Cauley

TRUSTEES
J. Kimberley Angelo
Christopher J. Elder
Doug Geoga
William N. Haarlow
Laura LaPlaca
Bob Saigh

POLICE DEPARTMENT 789-7070
FIRE DEPARTMENT 789-7060
121 SYMONDS DRIVE

October 11, 2011

RESIDENT INPUT NEEDED ON PROPOSED PARKING CHANGES ON THIRD STREET

The Village of Hinsdale is currently reviewing a request to make a change to the parking restrictions on Third Street, between Grant and Vine Street.

- Current restrictions prohibit parking on the **SOUTH** side, and allow for parking on the **NORTH** side for limited 4-hour parking.
 - **PROPOSED:** NORTH side of THIRD Street between Grant and Vine marked **NO PARKING THIS SIDE OF STREET**, and 4-hr time limitations be imposed on the SOUTH side of THIRD Street.

The request was proposed to address traffic concerns related to parking for users of Immanuel Hall that is affecting residents' abilities to access their private driveways and visibility of pedestrians.

The request will be reviewed Zoning and Public Safety Committee on Monday, October 24th, at 7:30pm at the Village Memorial Building, 19 E. Chicago Avenue. This is a public meeting in which residents may express their support or concern for this proposal.

If you are unable to attend but would like to provide comment regarding this proposal, please submit by email to Deputy Chief Mark Wodka at mwodka@villageofhinsdale.org, and your comments will be forwarded to Village Trustees, or contact via telephone: 630-789-7086 before Wednesday, October 20th.

MARK WODKA
DEPUTY CHIEF OF POLICE



Printed on Recycled Paper

Mark Wodka

From: Maria Baksay <jakfai@yahoo.com>
Sent: Wednesday, October 12, 2011 8:52 PM
To: Mark Wodka
Subject: Against Third St parking change

We are against changing the side of the street where parking is allowed on Third St between Grant and Vine. We think making a change would cause MORE traffic on third st. It is also more convenient for us to have parking on the NORTH side of the street, as we have people coming with medical supplies, etc.

We are satisfied as it is, we do not want a change.

Maria and Istvan Baksay
229 West 3rd St
630-325-1933

Mark Wodka

From: Ann Reidy Smith <arsmith5@sbcglobal.net>
Sent: Thursday, October 13, 2011 10:12 PM
To: Mark Wodka
Cc: Bob Saigh personal e-mail address
Subject: Proposed Parking Changes on Third Street

Dear Deputy Chief of Police Mark Wodka,

We received your letter, dated October 11, 2011, stating that the Village of Hinsdale is reviewing a request to make a change to the parking restrictions on Third Street, between Grant and Vine Street. We **oppose** any change to the existing parking.

The majority of traffic that comes to Immanual Hall comes from the corner of Third and Grant (Third dead ends into Vine so not a thru street). They are traveling west on Third or coming off of Grant Street and thus it is natural for them to park on the north side of the street. If parking was changed to the south side of the street cars traveling west on Third will pull into private driveways and back out to turn around, or go all the way to Third and Vine and do a u-turn so they can park on the south side. We feel that this will be far more dangerous for the neighborhood.

We have lived in our home for 15 years and are one of the only neighbors on Third Street that was around when Immanuel Hall was purchased by the Village and then subsequently the Hinsdale Historical Society. Much time and discussion was involved about the parking and the neighborhood. What was agreed on was parking on the North side of the street. We hope the Village maintains that policy.

If you have any questions, please feel free to contact us.

Sincerely,

Ann and Tom Smith
222 West Third Street
Hinsdale, IL 60521
630-325-3226

Mark Wodka

From: Banks, Maria <mbanks@amli.com>
Sent: Wednesday, October 12, 2011 9:23 PM
To: Mark Wodka
Subject: Third St parking change - vote no

We would not support this parking change - having cars parked on the opposite side of the street would make it more difficult for us to get in and out of our driveway. Furthermore, it would bring more traffic/cars to this block as it would open up more parking spaces. There are a lot of kids on the block, we do not need more traffic/cars.

We want to keep the parking "as is" in front of our house (on the North side). There are more houses on the north side of the street than on the south side; for us, it is more convenient for our guests to be able to park on our side of the street.

To better address concerns of our friends and neighbors across the street from the Hall, we would propose making that portion of the block no parking (only a couple of parking spots would be 'lost') or even just making a certain area on either side of the drives no parking. This way, everyone would be able to better get out of their driveways.

Maria and David Banks
227 West 3rd St.
Home Phone: 630-323-4823

Maria I. Banks
VP - Internal Control Director

Focused on the Core Competency: Operations

AML I Residential | 200 West Monroe St. Suite 2200 | Chicago, IL 60606 | 312.283.4952 Office | 312.283.4726 Fax



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