

#2018-84 Barkley – Variation Project Review for Planning and Zoning Commission

Meeting Date: September 5, 2018

Request: To construct a 4-foot fence in the front yard, 22 feet into the

required 27-foot average front yard setback.

Location: 225 College

Acreage: Approximately 7,920 square feet

Existing Zoning: R-2 Single Family

Surrounding Properties: North: R-2 Single Family

South: R-2 Single Family
East: R-2 Single Family
West: R-2 Single Family

Staff Contact: Elizabeth Maxwell (815.356.3615)

Background:

• The property is an existing single family home.

- Recently, the City made a change to the ordinance, which would permit 4-foot fences in the yard abutting a street (corner side yard).
- The petitioner's house is oriented towards College Street, so he believed Lill Avenue to be his yard abutting a street (corner side yard). The narrow side of the lot is considered the front yard, which would be Lill Avenue.
- The petitioner has already retained a contractor and purchased the materials for the 4-foot fence. He is now requesting a variation to allow the fence as proposed.
- A list of requested variations is attached with this report. There have been a few variations approved for a fence in the front yard. Typically they are very unique situations, including a similar situation where the fence was installed in what the owner considered the side yard, but the UDO defines as the front yard.

Development Analysis:

General

• Request: Variation to allow the construction of a 4-foot fence in the front yard, 5 feet from the property line, which is a 22-foot encroachment into the 27-foot required average front yard setback.

- <u>Land Use</u>: The land use map shows the area as Urban Residential. This land use designation is appropriate for this use.
- Zoning: The site is zoned R-2 Single Family. This property is used as a single-family home.

Comprehensive Land Use Plan 2020 Vision Summary Review:

The Comprehensive Plan designates the subject property as Urban Residential, which allows for existing and future single-family residential uses. The following goal is applicable to this request:

Land Use - Residential

Goal: Encourage a diversity of high quality housing in appropriate locations throughout the city that supports a variety of lifestyles and invigorates community character.

This can be accomplished with the following supporting action:

Supporting Action: Promote safe, clean and well-maintained housing by encouraging regular repair and maintenance of housing.

Housing – Single Family Housing

Goal: Promote strong neighborhoods by preserving their character and historical significance and ensuring that they are well serviced by a variety of community facilities and services.

This can be accomplished with the following supporting action:

Supporting Action: Encourage quality subdivision design.

Findings of Fact:

ZONING ORDINANCE VARIATION

The petitioner is requesting a variation from Article 4 Fences, Wall and Screening to allow the construction of a 4-foot fence in the front yard, 5 feet from the property line, which is a 22-foot encroachment into the 27-foot required average front yard setback.

The Unified Development Ordinance lists specific standards for the review and approval of a variation. The granting of a variation rests upon the applicant proving practical difficulty or hardship caused by the Ordinance requirements as they relate to the property. To be considered a zoning hardship, the specific zoning requirements; setbacks, lot width and lot area must create a unique situation on this property. It is the responsibility of the petitioner to prove hardship at the Planning and Zoning Commission public hearing.

Standards

When evidence in a specific case shows conclusively that literal enforcement of any provision of this Ordinance would result in a practical difficulty or particular hardship because:

a.	surroundings or cor	operty owner is due to unique circumstances, such as, unusual aditions of the property involved, or by reason of exceptional vness or shape of a zoning lot, or because of unique topography, or ions.
	Meets	Does not meet
b.	Also, that the variat	ion, if granted, will not alter the essential character of the locality.
	Meets	Does not meet
consider	ration the extent to	ementing the above standards, the Commission may take into which the following facts favorable to the application have been presented at the public hearing:
a.		s upon which the application for variation is based would not be to other property within the same zoning classification; Does not meet
b.	That the alleged di having interest in the Meets	fficulty or hardship has not been created by any person presently be property; Does not meet
c.		of the variation will not be detrimental to the public welfare or roperty or improvements in the neighborhood in which the property
	Meets	Does not meet
d.	adjacent property, adjacent property,	variation will not impair an adequate supply of light or air to will not unreasonably diminish or impair the property values of will not unreasonably increase congestion in the public streets, se the danger of fire or otherwise endanger public safety. Does not meet

Where the evidence is not found to justify such conditions, that fact shall be reported to the City Council with a recommendation that the variation be denied.

Recommended Conditions:

If a motion to recommend approval of the petitioner's request is made, it should be with the following conditions:

- 1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Application (Barkley, received 08/13/18)
 - B. Plat of Survey (Luco, dated 01/15/08, received 08/13/18)
 - C. Fence Details (Barkley sketch, undated, received 08/13/18)
- 2. The petitioner shall address all of the review comments and requirements of Community Development Department.

PIN	File number	Address	Variation requested	PC ZBA PZC vote	Council vote	Yard Type
19-18-153-028	_	1239 Knollwood Circle	4 ft fence abutting street	4-7-93 approve 4-1-2	4-20-93 approve 5-0-0	corner side-Amberwood
19-18-155-001		1350 Knollwood circle	4 ft fence abutting street	4-6-94 approve 6-0-1	5-3-94 approve 5-0-0	corner side
19-08-256-005	94-19	95 Berkshire Dr.	5 ft fence replacing illegal fence	5-4-94 approve 4-1-2	5-17-94 approve 5-0-0	front yard - Farmingdon
18-13-376-0001		1320 Alexandra Blvd.	5 ft fence within 10 ft of required setback	10-19-94 approve 4-2-1	1-1-94 approve 3-2-0	corner side - Swanson
14-34-153-009	95-07	337 Sedgewick Ct	7 ft-9 in instead of 6 ft.	3-1-95 approved 6-0-1	3-7-95 approve 4-0-1	Internal
	95-33	1368 Knollwood	7.33 ft instead of 6 ft.	8-2-95 approve 5-1-1	8-15-95 approve 4-1-0	Internal
19-05-156-013		240 McHenry	42 in fence abutting st and in sight line	12-6-95 approve 4-1-2	12-19-95 approve 5-0-0	front yard - McHenry
	96-17	1313 Cottonwood	6 ft fence in sight line	6-5-96 approve 4-0-3	6-18-96 approve 5-0-0	corner side - Clover
19-19-276-045		1715 Village Ct	6 ft fence abutting street	11-6-96 deny 3-1-3	12-3-96 denied 4-1-0	corner side - Village
				,		front yard - setback - adjacent to
18-01-326-011	96-67	1291 North Ave.	6 ft fence in front yard & 6'-8" over drainage swale	1-15-97 approve 6-1-0	1-21-97 approve 4-0-1	commercial property
19-08-303-055		989 Yorkshire Ln	fence - constructed without a permit	12-3-97 approve 4-1-1	12-16-97 approve 3-2-0	corner side - Suffolk
19-08-377-019		986 Darlington Ct	6 ft fence in front yard	1-14-98 approve 4-2-0	1-20-98 approve 3-1-1	front yard - Darlington
19-18-256-009	99-33	1287 Fernleaf	6 ft fence abutting street	6-2-99 approve 5-1-0	6-15-99 approve 7-0-0	corner side - Crimson
19-08-352-002		873 Coventry Ln	8 ft. fence along rear lot line	6-16-99 approve 5-0-2	7-20-99 approve 7-0-0	internal
19-06-379-006		661 Broadway Ave	6 ft. fence in front yard and in sight line	7-21-99 approve 3-3-1	8-17-99 approve 5-2-0	front yard - Country Club
19-07-304-032		997 Camelot Dr.	4 ft fence abutting street	7-21-99 denied	8-3-99 denied 7-0-0	corner side - Golf Course
18-24-126-001	2000-20	1306 Hunters Trail	4 ft fence abutting street	6-7-00 deny 5-2-0	8-1-00 denied 3-4-0	corner side - Swanson
14-33-478-001	2001-27	584 Blackthorn Dr.	5 ft fence abutting street	6-6-01 approve 5-0-1	6-19-01 approved 5-2-0	corner side - Blackthorn
19-05-132-014		136 College St.	5'-5" fence abutting street	8-20-03 deny 5-0-2	9-2-03 approve 6-1-0	corner side - University
						lake side - adjacent to commercial
19-06-251-013	2005-44	615 Leonard Parkway	6 ft fence in front yard and in sight line	8-17-05 approve 4-2-3	9-6-05 approved 6-0-1	property
18-24-177-006		1798 Queensport	5 ft fence abutting street	9-5-07 approve 5-2-1	9-18-07 approved 4-2-1	front yard
18-13-279-012		1179 Fieldstone Dr	4 1/2 ft fence abutting street	1-2-08 approve 6-1-0	1-15-08 approved 6-1-0	corner side - amberwood
13-36-357-018		1325 Teakwood	6 ft fence abutting street	10-7-09 deny 6-2-0	10-20-09 approved 5-2-0	corner side - Clover
13-30-337-018	2003-32	1323 TeakWood	of thefice abutting street	10-7-03 delly 0-2-0	10-20-03 approved 5-2-0	front yard setback to house also
19-06-130-002	2010-42	779 North Shore Dr	6 ft fence abutting street	6-16-10 approve 6-1-1	7-6-10 approved 7-0-0	fence in rear yard double frontage
14-31-402-007	2010-63	242 Ridge Ave	6 ft fence abutting street	11-3-10 approve 7-0-2	11-16-10 approved 6-0-1	corner side - Route 176
14-34-354-011	2010-66	755 Blackthorn	8 ft fence in rear yard	11-3-10 approve 7-0-2	11-16-10 approved on consent	internal adjacent to commercial
14-29-477-013	2012-13	630 Arrowhead Lane	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-476-018	2012-13	21 Burning Bush Trail	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-012	2012-13	24 Burning Bush Trail	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-010		590 Arrowhead Lane	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-016	2012-13	600 Arrowhead Lane	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-011	2012-13	610 Arrowhead Lane	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-014	2012-13	620 Arrowhead Lane	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-015	2012-13	640 Arrowhead Trail	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-477-009	2012-13	25 Indian Hill Trail	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
14-29-426-048	2012-13	20 Indian Hill Trail	6 ft fence abutting Walkup	4-4-12 approve 8-0-1	4-17-12 approved on consent	rear yard double frontage lot
18-01-229-017	2013-37	1089 North Shore Dr	6-foot tall fence in the street side yard	9-4-13 approved 7-0-0	10-1-13 approved	street side
			6-foot tall fence in a yard abutting a street (approx 17			
			feet from PL depending on tree location along			
19-18-151-005	2013-43	1335 Knollwood	Amberwood Dr.)	9-18-13 approved 7-0-0	10-1-13 approved	corner side - amberwood
			A 4-foot tall fence along Barlina Road, 3 feet from the			
			property line; and B. A 6-foot tall fence along Huntley			corner side - Barlina
18-12-400-014	2014-16	1112 Cedar Crest Dr	Road, 5 feet from the property line	5-7-2014 approved 7-0-0	5-20-2014 approved 5-2-0	rear yar - Huntley double frontage
			A 5 foot fence 6 ft 4 inches into required 30 foot corner			
19-05-127-013	2014-52	1730 Moorland Ln	side yard setback	1-7-15 approved 7-0-0	1/20/2015 approved 7-0-0	corner side - Village
			A 5 foot fence 15.9 feet from property line in required 30			corner side - Thornwood even with
18-01-106-012	2016-18	28 Holly Dr	ft setback	6-1-16 approved 7-0-0	7/19/2016 approved 7-0-0	house and garage
19-08-405-006	2016-20	880 Abbington Dr	A 4 ft high fence setback 23 feet in required 30 ft.	6-15-18 approved 7-0-0	7/19/2016 approved on consent	corner side
19-08-301-003	2017-27	400 Buckingham Dr	A 4 ft fence in the corner side yard setback	9-20-17 approved 7-0-0	10/3/2017 approved 5-2-0	corner side - Sussex
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	allow a 4-foot-high fence within the front yard setback			
	and in the right-of-way (along Oak Hollow Road in rear of			
575 E. Crystal Lake Ave.	property).	10-2-13 approved 7-0-0	10-15-13 approved	NA





City of Crystal Lake Development Application

Office Use Only

File # PLN-2018-0084

Project Title:		RECEIVE
Action Requested		AUG 1 0 2018
Annexation	Preliminary PUD	Company and a contraction of the
Comprehensive Plan Amendment	Preliminary Plat of Sub	division
Conceptual PUD Review	Rezoning	
Final PUD	Special Use Permit	
Final PUD Amendment	✓ Variation	
Final Plat of Subdivision	Other	
Petitioner Information	Owner Information (if differe	nt)
Name: DONAUD BARK VEY	Name:	
Address: 225 College St.	Address:	
Phone: 15-455-2122	Phone:	
Fax:	Fax:	
E-mail: am @ Var & ey-ach. C	OWE-mail:	
Property Information		
Project Description: EXTEND D	L DE X' XLIMINI	IN KEN/L
ERAIN EXIA	TING BACK YARD	+0
10t Yal		
	4 /	
Project Address/Location:	ukeek ot:	
10		
DIN Number 19-05-180-011		

Development Team	Please include address, phone, fax and e-mail
Developer:	
Architect:	
Attorney:	
Engineer:	
Landscape Architect:	
Planner:	
Surveyor:	
Other:	
Signatures	
PETITIONER: Print and Sign name (if different fro	om owner) Date
As owner of the property in question I hereby authorough the prope	, j - 1
NOTE: If the property is held in trust, the trust officer trust officer must provide a letter that names all benefic	must sign this petition as owner. In addition, the

PUBLIC NOTICE

BEFORE THE PLANNING AND ZONING COMMISSION OF THE CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS THE MATTER OF THE APPLICATION OF (Donald Barkley)

LEGAL NOTICE

Notice is hereby given in compliance with the Unified Development Ordinance (UDO) of the City of Crystal Lake, Illinois, that a public hearing will be held before the Planning and Zoning before the Planning and Zoning Commission upon the application from Donald Barkley for approval of a variation relating to the following real estate known as 225 College Street, Crystal Lake, Illinois 60014, PIN: 19-05-180-011.

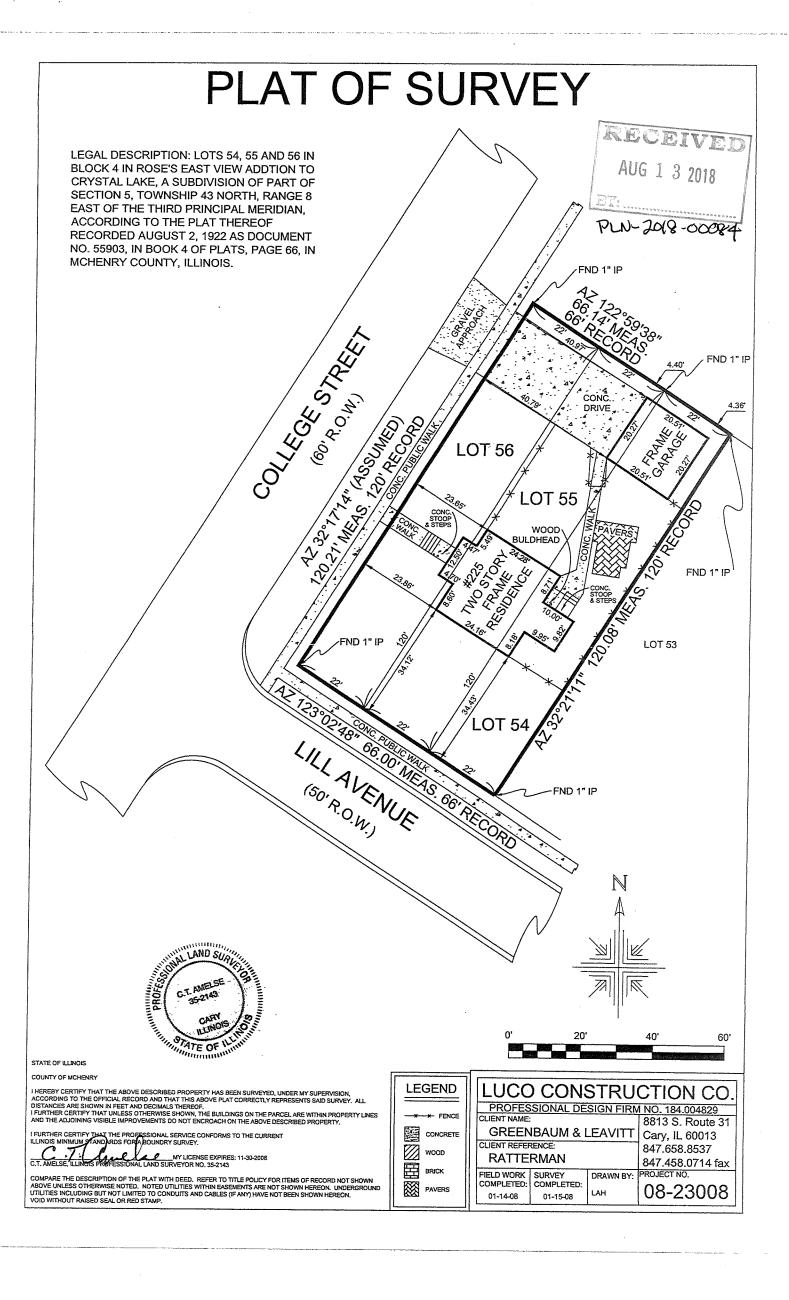
This application is filed for the purposes of seeking a Simplified Residential Zoning Variation from Article 4-700 Fences, Walls and Screening to allow a 4-foot aluminum fence to match the aluminum fence to match the adjacent, 22 feet into the required 27-foot averaged front yard selback, leaving the fence 5 feet from the properly line, as well as any other variations that may be necessary to allow the plans as presented. Plans for this project can be viewed at the City of Crystal Lake Planning and Economic Development Department at City Idali. Hall.

Hall.

A public hearing before the Planning and Zoning Commission on the request will be held at 7:30 p.m. on Wednesday, September 5, 2018, at the Crystal Loke City Hall, 100 West Woodslock Street, at which time and place any person determining to be heard may be preseni.

Tom Hayden, Chairperson Planning and Zoning Commission City of Crystal Lake

(Published in the Northwest Herald on August 21, 2018) 1571557



BARKLEY REGIDENCE 229 COLLEGE STREET CRYSTAL LAKE, ILLINGOIS



SITE PLAN
1/16" = 1'-0"



AUG 1 3 2018

BY: PLN-2018-0008-4

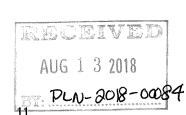




AAMA 2604 COMPLIANT

+ Available in seven sensational colors:			
Black			
White			
Quaker Bronze			
Walnut Brown			
<i>Beige</i>			
Sandstone			
Hartford Green			

Colors shown are simulated and may vary.







	Residential	Avalanche Series™	Commercial	Industrial/Heavy Ind.	
Post	2" x 2" x .060 Wall*	2" x 2" x .060 Wall"	2" x 2" x .060 Wall*	2-1/2" x 2-1/2" x .075 or .100 Wall	
•	2" x 2" x .080 Wall) 🗸	2" x 2" x .080 Wall	2" x 2" x .080 Wall	3" x 3" x .125 Wall	
	2" x 2" x .125 Wall	2" x 2" x .125 Wall	2" x 2" x .125 Wall	4" x 4" x .125 or .250 Wall	
	2-1/2" x 2-1/2" x .075 or .100 Wall	2-1/2" x 2-1/2" x .075 or .100 Wall	2-1/2" x 2-1/2" x .075 or .100 Wall	6" x 6" x .125 or .250 Wall	
Horizontal Rails	1-1/8" x 1"	1-1/8" x 1" for Residential 1-3/8" x 1-1/4" for Commercial	1-1/8" x 1-3/4"	1-5/8" x 1-5/8"	
Enclosed Bottom	N/A	N/A	N/A	Heavy Industrial Only	
Side Walls	.082 🗸	.082	.082	.100	
Top Walls	.062	.062	.062	.070	
Pickets	5/8" x 5/8" x .050 Wall or 5/8" x 1" x .050 Wall	5/8" x 5/8" x .050 Wall or 5/8" x 1" x .050 Wall For Residential 3/4" x 3/4" x .050 Wall or 3/4" x 1" x .062 Wall For Commercial	3/4" x 3/4" x .050 Wall or 3/4" x 1" x .062 Wall	1" x 1" x .062 Wall	
Picket Spacing	3-13/16" or 1-5/8"	3-13/16" or 1-5/8" for Residential 3-3/4" or 1-1/2" for Commercial	3-3/4" or 1-1/2"	3-3/4" or 1-3/8"	
3" Picket Spacing Available in Most Grades and Styles, Please Call for Details.					
Heights	3, 3 1/2, 4, 4 1/2, 5, & 6 Feet	3, 3 1/2, 4, 4 1/2, 5, & 6 Feet	3, 3 1/2, 4, 4 1/2, 5, & 6 Feet	3, 3 1/2, 4, 5, 6, 7, 8 & 10 Feet	
Panel Length (6) 🗸	6' for Residential 6' or 7' 6" for Commercial	6' or 7' 6"	6' 3" or 8'	

Panels come fully assembled in above Heights & Lengths. Custom Heights available please call for details.

Screws: 410 Stainless Steel corrosion resistant. The heads are coated with zinc and yellow chromate, then painted to match the color of the fence. Colors Available: Black, Quaker Bronze, White, Walnut Brown, Belge, Sandstone & Hartford Green. Custom colors available upon request. *Not available in Walnut Brown, Beige, Sandstone or Hartford Green



Residential

EFS-10



Avalanche Series TM No Exposed Screws (Patent Pending)





Commercial





Industrial





Heavy Industrial No Exposed Screws



y American, Be America



Manufactured by:

Elite Fence Products, Inc. 25551 Joy Blvd. Harrison Twp., MI 48045 Phone (586) 468-4448 Toll-Free 1-800-783-1331 Fax (586) 468-4884

www.elitefence.com

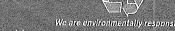


AAMA 2604 COMPLIANT

PROUDLY MADE IN AMERICA EXTRUDED & ASSEMBLED

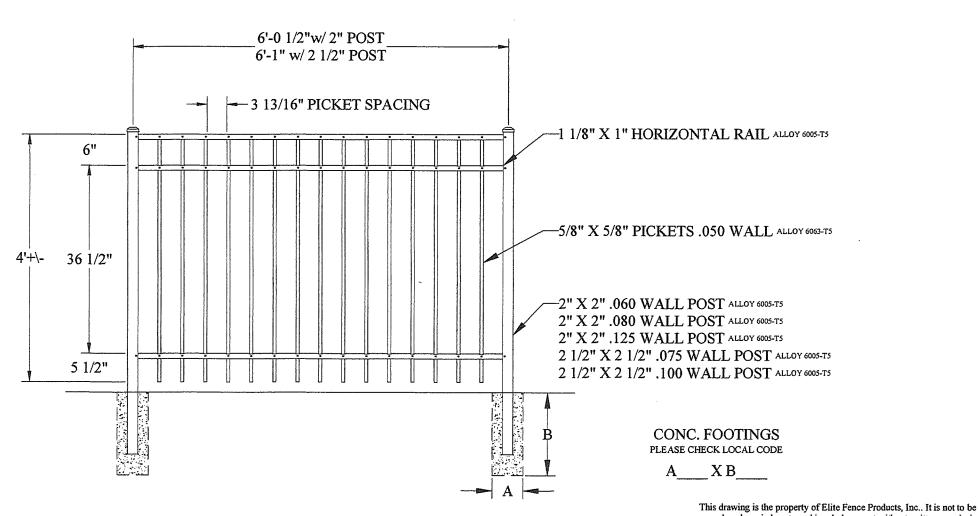


Distributed by:



EFS-55





NOTE: DRAWING NOT TO SCALE. ALL SECTIONS COME FULLY ASSEMBLED.

EFF-20 RESIDENTIAL

4' HIGH 3-RAIL
ALUMINUM FENCE PANEL
2-21-16 V.1.0| KS | KS | STD DRWING

CONTRACTOR:

COLOR: DATE:

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50925 RICHARD W. BLVD

CHESTERFIELD TOWNSHIP, MI 48051 WWW.ELITEFENCE.COM 1-800-783-1331





Photo #1 225 College Street



Photo #3 4' tall Elite Front fence installed 2012 under permitted work with house addition. Intent is to extend new fence off other front corner of home.



Photo #5 4' tall Elite Front fence installed 2012 under permitted work with house addition.



Photo #2 225 College Street looking generally easterly from corner of College and Lill St.



Photo #4 4' tall Elite Front fence installed 2012 under permitted work with house addition.



Photo #6 Side yard along Lill St. where new 4' tall Elite Fence is requested to be extended.

