

#2020-136 1079 North Shore – Variation Project Review for Planning and Zoning Commission

Meeting Date: August 19, 2020

Request: Variation from Article 3 Section 3-300 3. Front Setback and

removal of condition #1 from Ordinance 5723 to allow the encroachment of 10.49 feet into the average front yard setback for

an addition.

Location: 1079 North Shore

Acreage: Approximately 8,800 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:

- In 2003, the developer requested a subdivision of two existing tax parcels (which were considered one conforming zoning lot since the residence was built across both lots) to create two non-conforming lots with variations.
- The Planning Commission recommended approval of the subdivision and **denial** of the request for the variation to encroach into the front yard setback.
- At the City Council meeting, the Council placed a condition on the approval that the two
 new residences would not extend beyond the existing residential structures on either side.
 The City Council expressed concerns about preserving all sight lines to the lake. The
 current proposed addition would further block the sight lines for the neighboring
 residence to the east.
- The Council approved the request, but without the variation and instead required the buildings adhere to a line drawn between the two existing residences. Ordinance #5723 specifies, "Per the exhibit discussed at the December 2, 2003 City Council meeting, new residences on Lots 18 and 19 shall not extend beyond a line drawn between the southern building lines of the existing structures on Lots 17 and 20."
- That exhibit is attached with this packet.

Development Analysis:

General

- Request: The petitioner is requesting the removal of the restrictive condition on the ordinance allowing the residence to be held to the Unified Development Ordinance (UDO). Under the UDO, the average setback is calculated for lakefront lots. The addition would require a variation from this average front yard setback.
- Zoning: The site is zoned R-2 Single Family. This property is used as a single-family home.
- <u>Land Use</u>: The land use map shows the area as Urban Residential. This land use designation is appropriate for this use.

Project Analysis:

- The house on Lot 17 has been demolished and the lot is currently vacant combined with the lot to the west.
- A variation for an addition on Lot 18 1083 North Shore (the other lot held under this ordinance restriction) was approved on August 2, 2016. That approval is attached.
- If the line of sight restriction was removed, the property would be subject to the average setback. The average setback is determined by measuring the distance of the adjacent properties for a total of 400 feet (approximately 200 feet in either direction or to the ends of blocks). The average setback was determined to be 68.64 feet.
- The 11-foot addition will encroach into that required front yard, leaving a setback of 58.15 feet from the water's edge.

Comprehensive Land Use Plan 2030 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.

Findings of Fact:

ZONING ORDINANCE VARIATION

The petitioner is requesting a variation from Article 3 and removal of condition #1 from Ordinance 5723 to allow the encroachment 10.49 feet into the average front yard setback for an addition.

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;
	☐ Meets	Does not meet
b.	That the alleged di having interest in th	fficulty or hardship has not been created by any person presently are property;
	☐ Meets	Does not meet
c.	0	f the variation will not be detrimental to the public welfare or injurious improvements in the neighborhood in which the property is located; or
	☐ Meets	Does not meet
d.	property, will not property, will not u	variation will not impair an adequate supply of light or air to adjacent unreasonably diminish or impair the property values of adjacent unreasonably increase congestion in the public streets, substantially of fire or otherwise endanger public safety.
	Meets	Does not meet

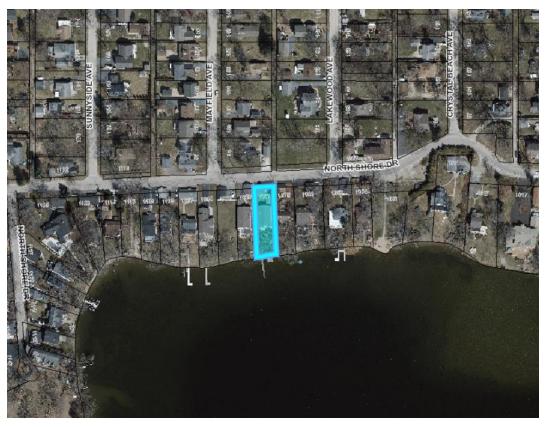
Where the evidence is not found to justify such conditions, that fact shall be reported to the City Council with a recommendation that the variation be denied.

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 (Yager, received 07/28/20)
 - B. Architectural Plans (ALA Architects, dated 06/22/20, received 07/28/20)
 - C. Plat of Survey (Land Technology, dated 06/23/06, received 07/28/20)
- 2. Any further encroachment by decks, stairs, additions, etc. would require additional variations. Flat work, such as a patio, does not require a variation provided it meets the minimum 5-foot setbacks, height standards, and impervious coverage limits.
- 3. The petitioner shall address all of the review comments and requirements of Community Development Department.

PIQ Map 1079 North Shore





Application for Simplified Residential Variation

	ation Number: FOR OFFICE USE ONLY t Name:
	f Submission:
I.	Applicant
Chip	& Denise Yager
Name	
1079	North Shore Drive
Street Crysta	al Lake 60014
City	State Zip Code
847-2	19-2447 chip.yager@gmail.com
Teleph	one Number = Fax Number
II.	Owner of Property (if different)
Vame	
Addres	S Telephone Number Project Data
1.	a. Location/Address: 1079 North Shore Drive, Crystal Lake, IL 60014
	b. PIN#: 18-01-229-058
2.	Description of proposal/Reason for request (including how the standards for variation are met, any unique circumstance of the property, or particular hardship): DESCRIBE THE UNIQUE CIRCUMSTANCES OF THE PROPERTY: This home has unique circumstances relating to when it was originally built regarding site lines from lot
	on either side of the property, which no other home on the lake has. However, the proposed property
	improvement, which includes a wider rear deck, will not extend beyond the original front yard setback, an
	If the restriction no longer applied, no variation would be needed.
	IS THE HARDSHIP SELF-CREATED? No, these restrictions were applied to the property when it was under different ownership
	The country of

ARE THE CONDITIONS APPLICABLE TO OTHER PROPERTIES IN THE SAME ZONING
CLASSIFICATION?
To our knowledge, other homes on Crystal Lake do not have these site line restrictions.
WILL THE VARIATION ALTER THE ESSENTIAL CHARACTER OF THE LOCALITY?
The variation will not alter the essential character of the locality. If anything, it will allow for
improvements to the character.
WILL THE VARIATION, IF GRANTED BE DETRIMENTAL TO PUBLIC WELFARE OR
INJURIOUS TO OTHER PROPERTY?
No, it will not be detrimental to the public welfare and will not be injurious to other property.
WILL THE VARIATION AS PROPOSED IMPAIR ADEQUATE SUPPLY OF LIGHT OR AIR TO
ADJACENT PROPERTY; DIMINISH PROPERTY VALUE; INCREASE CONGESTION IN
PUBLIC STREETS; SUSBTANTIALLY INCREASE THE DANGER OF FIRE; OT ENDANGER
PUBLIC SAFETY?
No, it will not impair adequate supply of light or air to adjacent property, diminish property value,
will not increase congestion in public streets, will not increase danger of fire, or endanger public safety.
List any previous variations that are approved for this property: None other known
Signatures
ONER: Print and Sign name (if different from owner) Date
er of the property in question, I hereby authorize the seeking of the above requested action.
R: Print and Sign name Date

NOTE: If the property is held in trust, the trust officer must sign this petition as owner. In addition, the trust officer must provide a letter that names all beneficiaries of the trust.

PUBLIC NOTICE
BEFORE THE PLANNING
AND ZONING COMMISSION
OF THE CITY OF CRYSTAL
LAKE, MCHENRY COUNTY,
ILLINOIS
IN THE MATTER OF THE
APPLICATION OF
Denise and Chip Yager

APPLICATION OF
Denise and Chip Yager
LEGAL NOTICE
Notice is hereby given in
compliance with the Unified
Development Ordinance
(UDO) of the City of Crystal
Loke, Illinois, that a public
hearing will be held before
the Planning and Zoning
Commission upon the
expelication by Denise and
Chip Yager for approval of a
variation to encraceh into
the front yard selback
relating to the following real
estate known as 1079 North
Shore Drive, Crystal Leke,
Illinois 60014, PIN: 18-01229-058.

279-058.

This application is filed for the purposes of seaking a Simplified Residential Zoning Variation modifying Ordinarce 1/57-23 removing the requirement to adhere to a setback equal to the adjacent lots and to encroach Into the averaged front yard setback 10.49 feet front yard setback 10.49 feet allowing the addition to a home, 58.15 feet from the water's side properly line pursuant to Article 9. Plans for this project can be viewed at the City of Crystal Lake Planning and Economic Development Department of City Hall.

A public hearing before the Planning and Zoning

A public hearing before the Planning and Zoning Commission on the request will be held at 7:00 p.m. on Wednesday, August 19, 2020, at the Crystal Lake City Holl, 100 West Woodstock Street, at which time and place any person determining to be heard may be passent.

Chairperson Planning and Zoning Commission City of Crystal Lake

(Published in the Northwest Herold July 31, 2020) 1802903



Crystal Lake

May 17, 2010

Sent via U.S. Mail

Mr. and Mrs. Davidson 1083 North Shore Drive Crystal Lake, IL 60014

RE: Proposed deck at 1083 North Shore Drive

Dear Mr. and Mrs. Davidson:

Thank you for meeting with me on May 10th regarding your proposed deck at 1083 North Shore Drive. The Building Division had previously informed your contractor (Mark Chambers) that a variation is required for the deck to be installed as proposed. When we met, I promised to review the recording of the City Council meeting (December 2, 2003) at which a Final Plat of Subdivision, Zoning Ordinance Variation and Subdivision Ordinance deferrals were granted upon the request of petitioners Paul and Julie Myers and Joy Davidson.

After reviewing the recording, I have the following to offer: At the City Council meeting on December 2, 2003, the Council acted on the Plan Commission recommendation to approve the Final Plat of Re-subdivision for two residential lots in the Templin's Re-subdivision and a zoning variation for Lots 1 and 2 from the required width of 70 feet to allow 49.99 feet. The Plan Commission had recommended denial of the petitioner's request for zoning variations for Lots 1 and 2 from the required total side yard setback of 18 feet to allow 12 feet as well as from the required minimum side yard setback of 7 feet to allow 5 feet.

At the City Council meeting, there was a lengthy discussion relative to the petition. Areas of discussion included two assessments paid for water and sewer as well as the single connection to the residence; the residence built across lot lines and a garage built on the other lot; as well as the requested variations. At the meeting, the petitioners expressed that they would build the new residences at the same setback as the existing residence. The City Council expressed concerns about preserving all sight lines rather than just approving the existing 59.5 foot setback from the lake. After much discussion, the City Council approved the re-subdivision request along with the approval of a zoning variation from the required lot width of 70 feet to allow both lots to be 49.99 feet and subdivision ordinance deferrals. In the absence of specific building plans, the City

Council denied the petitioner's request for zoning variations for both lots from the required total side yard setback of 18 feet as well as from the required minimum side yard setback of 7 feet. The Council granted the lot width variation with the following condition: "Per the exhibit discussed at the December 2, 2003 City Council meeting, new residences on Lots 18 and 19 shall not extend beyond a line drawn between the southern building lines of the existing structures on Lots 17 and 20". Therefore the "sight line" was established as the front (lakeside) setback for these two lots. The City Council also indicated to the petitioners that if further (side setback) variations would be necessary to accommodate the residences on these lots, they (petitioners) would have to request those specific variations at a future date.

From my conversation with the Building Division, the new residence at 1083 North Shore Drive was built at the "sight line" and without requesting any side setback variations. Per the Crystal Lake Unified Development Ordinance (Article 3-300 C 2) decks attached to a principal building (residence) are permitted to encroach 4 feet into a required setback. Since the front setback for your residence was established at the "sight line", only a 4 foot deck (as currently exists) is possible. Therefore the proposed deck which extends 22 feet beyond the house would require a variation.

You can petition the City Council for a variation to allow the deck as currently proposed. Variations are approved by the City Council with recommendations from the Planning and Zoning Commission. If you would like to pursue the variation, please let me know and I can provide more information.

If you should have any additional questions, please don't hesitate to contact me at 815.356.3615 or by e-mail at LBhide@crystallake.org.

Sincerely,

Latika Bhide Planner

cc:

Michelle V. Rentzsch, Director of Planning & Economic Development Rick Paulson, Building Commissioner John L. Cowlin, City Attorney Planning File #2003-68

ORDINANCE NO.: 5723 FILE NO. 440

AN ORDINANCE GRANTING A VARIATION AT 1079 NORTH SHORE DRIVE

WHEREAS, pursuant to the terms of the Application (File #2003-68) before the Crystal Lake Plan Commission, the Applicant has requested the granting of a Simplified Residential Variations from Sections for Lots 1 and 2: A. 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet; B. 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet; C. 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet; and

WHEREAS, it is in the best interests of the City of Crystal Lake that the Variation be granted as requested in said Application.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS, as follows:

SECTION I: That a Variation be granted from the Crystal Lake Zoning Ordinance Section 4.4-2 for the required lot width of 70 feet, to allow a 49.99 lot width for both Lots 1 and 2

at the property legally described as follows:

Lots 18 and 19 in Block 1 in Clow's Crystal Lake Park, being a subdivision of part of the Lot 2 in the Northeast Quarter of Section 1, Township 43 North, Range 7 East of the Third Principal Meridian and part of Lot 2 of the Northwest Quarter of Section 6, Township 43 North, Range 8 East of the Third Principal Meridian, according to the plat thereof recorded September 6, 1894 as Document No. 13360 in Book 1 of Plats, page 54, in McHenry County, Illinois AND ALSO: That part of Lot 2 in the Northeast Quarter of Section 1, Township 43 North, Range 7 East of the Third Principal Meridian, described as follows: Beginning at the Northwest corner of Lot 18 in Clow's Crystal Lake Park according to the Plat thereof, recorded September 6, 1894 as Document No. 13360 in Book 1 of Plats, page 54, in McHenry County, Illinois; thence Northerly 29.00 feet along the Northerly extension of the Westerly line of said Lot 18; thence Easterly along a line 29.00 feet North of and parallel to the North lines of Lots 18 and 19 and in said Clow's Crystal Lake Park for a distance of 100.00 feet; thence Southerly 29.00 feet along the Northerly extension of the Easterly line of said Lot 19 to the Northeast corner of said Lot 19; thence Westerly 100.00 feet along the Northerly line of Lots 18 and 19 to the place of beginning. All located in the City of Crystal Lake, McHenry County, Illinois.

Commonly known as 1079 North Shore Drive, Crystal Lake, Illinois.

SECTION II: That the Variation be granted with the following condition:

1. Per the exhibit discussed at the December 2, 2003 City Council meeting, new residences on Lots 18 and 19 shall not extend beyond a line drawn between the southern building lines of the existing structures on Lots 17 and 20.

SECTION III: That the City Clerk be and is hereby directed to amend the official zoning map of the City of Crystal Lake and all pertinent records of the City of Crystal Lake to show the granting of a Simplified Residential Variation in accordance with the provisions of this Ordinance, as provided by law.

<u>SECTION IV</u>: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

AYES: 6
NAYS: 1
ABSTENTIONS: 0

ABSENT: 0

PASSED this 2nd day of December, 2003.

APPROVED by me this 2nd day of December, 2003.

MAYOR

ATTESTED:

CITY CLERK

Published in pamphlet form by the authority of the Mayor and City Council of the City of Crystal Lake.



Agenda Item No: 9

City Council Agenda Supplement

Meeting Date:

December 2, 2003

Item:

REPORT OF THE PLAN COMMISSION

#2003-68 Final Plat of Resubdivision for two single-family residential lots; Zoning variations from the following Sections of the Zoning Ordinance: Section 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet; Section 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet; and Section 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet.

Paul and Julie Myers and Joy Davidson, applicant 1079 North Shore Drive

<u>Plan Commission</u> Recommendations:

Motion to approve the Plan Commission recommendations approving the Final Plat of Subdivision, Zoning Ordinance Variation and Subdivision Ordinance deferrals, and adopting an ordinance authorizing the issuance of the Zoning Ordinance Variation for lot width.

Staff Contact:

Michelle Rentzsch, Planning Director

Background: The property in question contains a residence, attached garage and detached garage on two lots along North Shore Drive. The residence and attached garage were built on Lot 19 but also rest on Lot 18. The detached garage rests on Lot 18. The petitioners would like to remove the existing house and create two lots for two new homes.

Section 7.2-2.1 of the Zoning Ordinance states that "when a single-family structure has been built over the common lot line between two or more non-conforming lots, demolition, destruction by catastrophic event, or moving of such structure may not be interpreted to create two or more buildable lots."

In these situations in the past, Staff has required approval of a Final Plat of Subdivision before two or more lots could be utilized separately.

The petitioners appeared before the Plan Commission on August 27, 2003 seeking a Final Plat of Subdivision to recreate the two original lots and a variation from Section 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet. At the meeting, individuals objected to the petitioner's request for several reasons. The Plan Commission suggested the petitioners meet with the neighbors to potentially resolve the areas of disagreement and continued their request.

After the Plan Commission meeting, a memo from Planning Department, based on discussions with the City Attorney, was provided to the Plan Commissioners (please see attached memo). It stated "the basis for denying a subdivision that consists of two 50 foot lots, which constitutes the majority of the lots in the area, would be highly challengeable in a court of law." The memo also states "the fact that the property owner paid for two utility stubs to the two lots lends additional weight the their request. As has been the case with other resubdivisions in the west end and north shore, variations for lot area and lot width, if in keeping with the surrounding lot sizes and if serviceable with public utilities, have been customarily granted."

The petitioners then appeared before the Plan Commission on November 14, 2003 with their original request and, in addition, a request for two additional variations from the Zoning Ordinance. They requested a variation from Section 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet and from Section 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet. The petitioners chose these setbacks because they are comparable to the required side setbacks for non-conforming recorded lots (total side—12.6, minimum side—4.9).

For reference, the front setback (lakefront) for a residence would be 50 feet. The block average is 52 feet, but only the Zoning Ordinance requires a maximum of 50 feet. The rear setback (North Shore Drive) would be 30 feet since that would be considered a side abutting a street.

At the November 14, 2003 Plan Commission meeting, the Commission recommended approval **(6-1 vote)** of the petitioner's request for a Final Plat of Resubdivision.

The Plan Commission recommended approval (6-1 vote) of the petitioner's request for a Zoning Ordinance variation from Section 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet.

The Plan Commission recommended denial (6-1 vote) of the petitioner's request for Zoning Ordinance variations from Section 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet; and Section 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet.

The Plan Commission included the following conditions:

- 1. Plans approved by City Council, with changes reflecting staff and advisory board recommendations:
 - A. Final Plat of Subdivision (Vanderstappen, dated 4/24/03).
- 2. Final Plat of Re-subdivision
 - A. Please provide notation as to whether the streets have been dedicated.
 - B. Please provide the building setback lines and dimensions.
- 3. The house, attached garage and detached garage must be removed before applying for a building permit for either lot.
- 4. The fence along the western perimeter of Lot 18 that is encroaching on the neighbor's property must be removed or moved to the appropriate (east) side of the lot line before applying for a building permit for either lot.
- 5. <u>Deferral of the installation of</u> parkway trees, sidewalks and burial of the overhead utility lines when the lots are redeveloped, unless a deferral is granted until there is an area-wide program (Changed by PC).
- 6. Pay the required school, park and administration impact fees.
- 7. The petitioner shall address any and all comments of the Building, Engineering, Utilities and Planning Departments.

After the second Plan Commission meeting, staff met with the City Attorney and asked for additional legal opinion and a historical perspective on this matter. His provided response memo, dated November 20, 2003, is attached for reference.

Votes Required to Pass:

Simple majority vote for the Final Plat of Resubdivision and lot width variation.

Super majority vote to overturn the Plan Commission's recommendation for the two side setback variations.

Action Taken:

CRYSTAL LAKE PLAN COMMISSION WEDNESDAY, NOVEMBER 12, 2003

The meeting was called to order by Vice Chair Vause at 7:30 p.m. On roll call, members Cabay, Deemer, Esposito, Greenman, Hopkins, Schofield, and Vause were present. Mr. McDonough was absent. Mr. Pitner had resigned.

Michelle Rentzsch, Planning Director, and Brian Grady, Planner, were present from Staff.

APPROVE MINUTES OF THE OCTOBER 22, 2003 MEETING

Mr. Esposito moved to approve the minutes from the October 22, 2003 Plan Commission meeting as presented. Mrs. Schofield seconded the motion. On voice vote, members Cabay, Esposito, Greenman, Hopkins, Schofield, and Vause voted aye. Dr. Deemer abstained. Motion passed.

2003-68 MYERS/DAVIDSON - 1079 NORTH SHORE DR. - PUBLIC HEARING

This petition was continued from the October 22, 2003 Plan Commission meeting. Final Plat of Re-subdivision for two residential lots.

Zoning Variation from Section 4.4-2 from the required lot width of 70 feet to allow a 49.99-foot lot width for both Lot 1 and Lot 2, a Variation of 20.01 feet.

Dan Curran, attorney, Paul and Julie Myers, and Joy Davidson, joint owners of this property, were present to represent the petition. Mr. Myers handed out additional information to the Commissioners. Mr. Curran said he had written a letter to the City Attorney regarding proceeding with this process of subdividing the lots back to the way they were. There is an additional issue of the variation. Mr. Curran stated they are requesting the minimum side setback variation only for the common lot line between these recreated lots and not the side yards abutting the properties on the other sides of these lots. He said the required front yard setback is 30 feet and they are going to have 50 feet.

Ms. Davidson said their intention for purchasing the property was to improve it, not to harm it. It was originally 2-50 foot wide lots but a previous owner built over the lot line, which according to the ordinance makes it one lot. She said the home has no historic value and they want to demolish the home and put up two high quality homes. Ms. Davidson said these wouldn't be track homes. She stated that 94% of the homes in the area are on 50 foot lots and 85% of the lots are 60 feet wide and under. Their lot sizes exceed the minimum lot size requirements for "R-2" zoning. These homes will not diminish the light or air to adjacent properties.

Mr. Grady said he spoke with the City Engineer regarding their comments concerning side yard variations and it was the Engineering Department's intention to make the petitioner aware that the swales in between these homes would be more challenging.

Ms. Davidson said there will always be neighbors that are opposed to this being done, but they have a petition from other homeowners along the lake that are in favor of this request. She read from the Staff Report regarding setbacks. They are providing more setbacks from the front and rear than is required. Ms. Davidson said they showed the concept drawings to some of the neighbors but the only response was they wanted the project abandoned.

Mr. Curran said this was originally platted as two lots and two hookup fees were paid for these lots. The ordinance was changed 10 years after the addition was put on the house making the two lots into one. This affected the owners' property rights. Mr. Curran said they have a letter from 1984 allowing 3 homes on 3 lots that were originally the site of the hotel and they were not required to subdivide. Also the City recently approved a subdivision and variations on Mayfield, which is very close to this property. Mr. Curran read from the Zoning Ordinance and reviewed the conditions in the Zoning Ordinance regarding variations. He said the neighbors have property rights as well as these petitioners.

Ms. Myers explained the maps that are attached to the information given to the Commissioners at the beginning of the meeting. She said they spoke to all of the people who were at the last meeting and the only concern left is that they want the lot left at 100 feet.

Mr. Vause commended the petitioners for the amount of work they put in on this and made an attempt to work with the neighbors.

Mr. Greenman asked about the Engineering comment regarding sewer system location. Ms. Rentzsch said the sanitary sewer is very deep and will be costly to connect to. She said the Engineering Department wanted the petitioners to be aware of that up front so they know what is possible. Mr. Greenman asked how the petitioners came up with two of the variations since there are no house plans. Mr. Curran said this is what has been done in the area.

Mr. Cabay asked if the City Attorney feels this subdivision should be done? Ms. Rentzsch said this has come up before and we need to look at the character of the neighborhood. She said the City extended the sanitary sewer and the owner paid for two utility connections, which lends weight to their petition.

Mr. Esposito asked where the garages would be. Ms. Myers showed the rendering showing the garages. Mr. Esposito asked about the setbacks between the homes. Mr. Curran said they would be 5 feet on each lot for a total of 10 feet. Mr. Esposito asked about traffic. Ms. Myers said it would basically be the same.

Mr. Vause asked if they were also requesting the deferral for the burial of utility lines, and sidewalks. Mr. Curran said yes.

Mr. Vause asked what the hardship is for the variations. Mr. Curran said the ordinance took away their property rights. He said changes to the ordinance have been made over the years.

Mr. Grady said the rear setback as stated in the Staff Report is 30 feet not 20 feet and the garage can be set back 5 feet from the street and 3 feet from the side property line.

Dan Mengeling, attorney at 666 Russel Court, Woodstock, said he was representing several surrounding property owners who were unable to attend this meeting and will read letters from them later. Mr. Vause said the letters could be read after the others in attendance have asked their questions. Mr. Mengeling agreed. He asked if the current owners did research when they were purchasing the property to be sure they could divide the lot. Ms. Myers said they were told it was an administrative drill. Mr. Mengeling asked if the owners sought advise of an attorney.

Mr. Myers said no. Mr. Mengeling asked if the attorney that is representing them now was the same attorney at the closing. Mr. Curran said he was hired approximately one week ago.

Mr. Mengeling asked about the plans for the homes. Mr. Myers said they have looked at many plans. Mr. Mengeling said the elevations that are shown may or may not be built. Mr. Myers said yes. Mr. Curran said he advised them not to spend too much money on plans until they received approval from Council for the subdivision of the property.

Mr. Mengeling asked if Ms. Davidson was intending to move into the home. Ms. Davidson said yes. Mr. Mengeling said he understood that she would not be moving in until after she retired which is several years away.

Mr. Mengeling asked if they spoke with an engineer regarding the sewer. Mr. Myers said they spoke with several other City Engineers that they know and they were told this could be done. He said they are also aware that it could be costly.

Mr. Mengeling asked about the setback from the lake. Mr. Myers said it would be 50 feet from the lake. Ms. Davidson said it is the same as the others in the area. Mr. Grady said he scaled the property in question at 61 feet. Mr. Mengeling said he would prefer the setback to be the same, which is 61 feet. Mr. Curran said they are requesting 50 feet. He said the neighbors took down a cottage and put up a larger home that is much taller that the one they took down.

Lynn Scherf, 1099 North Shore, said she lives 50 feet from the property in question. She read a letter that she had prepared (copy attached). She said there are no dimensions for the homes that are shown.

Carla Butler, 1089 North Shore, said she lives immediately west of this property. At the previous meeting, she expressed her concern that the garage from this lot encroaches onto her property. She hopes that structure is removed. Ms. Butler asked for information from their title company regarding the covenants and the encroachment. She has not received that information. The Building Department measured only neighboring homes for their setbacks and not the entire north shore area but the petitioners have included those homes in their survey of lot widths. Ms. Butler said the property in question never went on the market for anyone else to purchase.

Ms. Butler read a letter from her sister who was unable to attend this meeting (copy attached). She said that they are in favor of positive changes but not all changes are positive.

Mr. Vause asked about the title policy. Mr. Myers said that there was some personal financial information on that and did not want to give that out. Ms. Butler asked if there was anything on it regarding the encroachment or the covenants.

Tim O'Neal, 1327 Mayfield, said he is approximately 400 feet from this property. He was under the impression that non-conforming lots had a 75% rule. Ms. Rentzsch said that was correct but it is a 70% rule in the ordinance which allows County lots to be conforming.

Mr. O'Neal asked about the trenching. Mr. Myers said the lots have good drainage and they understand they need to meet the City's requirements. Mr. O'Neal said another property owner in the area put up a fence and large pine trees which blocked the neighbors' views which made

the neighbors upset.

Robert Fredichs, 415 Highland Ave, said if the hotel was standing today could they make three lots out of it. Mr. Curran said the City told the owner that they have three buildable lots. Mr. Fredichs said he agrees that everyone has property rights but you can't do everything you want to with your property. He said he would not be allowed to put up a restaurant on the vacant property next to his. Mr. Fredichs said the lots would be less than 50 feet. Ms. Rentzsch explained that they are 49.99 feet on the lakeside and 50 feet on the street side. Mr. Curran said they are pie shaped lots.

/ T.

Ms. Sherf said the neighbors' homes are setback farther from the lake and if these homes would be built they would only see the house from their deck. This will obstruct their view.

Jim Heisler, 131 Baldwin, said the area is continually upgrading since the original homes on the lake were only cottages without heat. He said the trend in the area now is for larger not smaller. Mr. Heisler asked that the petitioners listen to the neighbors – they are sincere.

Mr. Mengeling read the letters from David Graham, 1069 North Shore Drive, Patrick Higgins, 1059 North Shore Drive, Merlynn Boback, 1075 North Shore Drive all opposing this request.

Mr. Mengeling said the petitioners have not shown the necessity for the variations requested for the sideyard. They don't have any plans for the homes to be built on these lots. He said Mr. Boback was told by the Building Department that he needed to keep the same footprint when he was taking down the old home and putting up a new one. Mr. Mengeling said when the City Engineer says the sewer hookup may be difficult – that should put up a red flag. He said the neighbors are concerned since they don't know what will be put on this property and they aren't sure that what they were shown is what will be done. The petitioner knew they had a single conforming lot when purchased.

Mr. Myers said no one responded to their letters the first time they sent out them out. This was all a surprise at the first Plan Commission meeting. They are just trying to clarify what the neighbors want.

Ms. Myers said no one said to them that the current house improves the neighborhood.

There was no one else in the public who wished to speak on this matter. The public hearing was closed at this time.

Mr. Greenman asked what would the next step be for the petitioners after the City Council if this request were approved. Mr. Grady said they could submit plans to the Building Department for permit.

Mr. Vause said this is an emotional issue here. This neighborhood has character. They need to think about the hardship for the variations and the prevailing and predominant lot size in the area.

Dr. Deemer said he would prefer not to grant the variations for the side yard until plans are seen to see what variations will actually be needed. Mrs. Schofield, Mr. Esposito and Mr. Hopkins agreed.

Mr. Greenman asked if they would go before the Zoning Board of Appeals for the variations in the future. Ms. Rentzsch said yes.

add i

Mr. Vause suggested the Commission act on the Plat only and then come back for the variations that are needed. Mr. Curran said he would prefer they act on the variations as well so they can take it all to the City Council. Mr. Vause said the petitioner might receive a negative vote.

Mr. Esposito asked how different from the recently approved request in the area is this request. Mr. Cabay said the City agreed to divide those lots a few years ago and this doesn't have that agreement. Ms. Rentzsch said in 1970 there weren't participation agreements as there are for the North Shore Annexation.

Dr. Deemer moved to approve the Final Plat of Re-subdivision for two residential lots in the Templin's Re-Subdivision of Lots 18 & 19 in Block 1 of Clow's Crystal Lake Park Subdivision, with the following conditions:

- 1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Final Plat of Subdivision (Vanderstappen, dated 4/24/03).
- 2. Final Plat of Subdivision (Vanderstappen, dated 4/24/03).
 - A. Please provide notation as to whether the streets have been dedicated.
 - B. Please provide the building setback lines and dimensions.
- 3. The house, attached garage and detached garage must be removed before applying for a building permit for either lot.
- 4. The fence along the western perimeter of Lot 18 that is encroaching on the neighbor's property must be removed or moved to the appropriate (east) side of the lot line before applying for a building permit for either lot.
- 5. <u>Deferral of the installation of Install parkway trees</u>, sidewalks and bury the overhead utility lines when the lots are redeveloped, unless a deferral is granted until there is an area-wide program.
- 6. Pay the required school, park and administration impact fees.
- 7. The petitioner shall address any and all comments of the Building, Engineering, Utilities and Planning Departments.

Mrs. Schofield seconded the motion. On roll call, members Deemer, Esposito, Greenman, Hopkins, Schofield, and Vause voted aye. Mr. Cabay voted no. Motion passed.

Mr. Esposito moved to approve the Zoning Variation for Lots 1 and 2 from Section 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet for two residential lots in the Templin's Re-Subdivision of Lots 18 & 19 in Block 1 of Clow's Crystal Lake Park Subdivision. Mrs. Schofield seconded the motion. On roll call, members Deemer, Esposito, Greenman, Hopkins, Schofield, and Vause voted aye. Mr. Cabay voted no. Motion

passed.

Dr. Deemer moved to deny the Zoning Variations for Lots 1 and 2 from Sections: A. 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet; and B. 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet for two residential lots in the Templin's Re-Subdivision of Lots 18 & 19 in Block 1 of Clow's Crystal Lake Park Subdivision. Mrs. Schofield seconded the motion. On roll call, members Cabay, Deemer, Esposito, Hopkins, Schofield, and Vause voted aye. Mr. Greenman voted no. Motion to deny passed.

Mr. Vause called a 5-minutes recess. The meeting resumed.

2003-90 TGI FRIDAYS (ARCHWAY EAST) - 835 COG CIRCLE - PUBLIC HEARING

Final PUD Amendment to allow changes to the exterior of the building

Troy Strange, architect, and Paul Long with Carlson Restaurants, were present to represent the petition. Mr. Strange handed out color photos of the proposed striped awnings and the existing black awnings. He said they want to stay close to the originally approved square footage for the signs. They are willing to reduce the size of the sign. Mr. Long said they would be removing the metal mesh. Mr. Strange said they would be putting acrylic over the neon tubing. Mr. Long said the "To Go" sign was approved but not installed. He said if they need to remove it from the square footage they will do so but are not positive that he will not be told to put up the sign in the future.

Mr. Strange said they were not aware that if they installed the red and white striped awning that it would be considered signage. He said their competitors have their corporate color awnings. Ms. Rentzsch said that when Venture originally came before the City Council requesting their stripes on the building, the City Council decided to count the stripes as signage since it was part of their corporate identity. On the other hand, recently the Best Buy wedge was not counted as signage. Mr. Strange said they would be eliminating the red squares on the top of the building. If they stay with the same size awnings but striped they can keep the same lighting fixtures on the building. He said they want to comply with the 150 square feet for the signage.

Mr. Esposito said they went through this ordeal about 2 years ago. Mr. Long said they are going back to the red and white stripes since they lost their identity by using the black awnings. Mrs. Schofield said at the time the Commission suggested the striped awnings on the front of the building with solid awnings on the side. Mr. Hopkins said he believed that the Commission wanted solid awnings and is not in favor of changing the black awnings. Mrs. Schofield said if the business is not doing well, she is not sure that changing the awnings will do it. Mr. Vause said people aren't sure that is a TGI Fridays. Mr. Long said most of the TGI Fridays restaurants that have the black awnings are not doing well, but the striped awning restaurants are. He said the corporation took a huge step in the wrong direction and the corporation is changing.

Mr. Cabay asked about the square footage of the existing awnings if they were to be changed to red and white stripes. Mr. Grady said the existing awnings are 462 square feet. Mr. Cabay said he would prefer the black awnings.

FINAL DEVELOPMENT PROJECT REVIEW - REVISED (BG)

November 12, 2003

TITLE

#2003-68 Templin's Re-subdivision

PETITIONER

Paul and Julie Myers Joy Davidson

REQUEST

- 1. A Final Plat of Re-subdivision for two residential lots.
- 2. Zoning Variation from Sections for Lots 1 and 2:
 - A. 4.4-2 from the required lot width of 70 feet, to allow a 49.99-foot lot width, a variation of 20.01 feet;
 - B. 4.4-5 from the required total side yard setback of 18 feet, to allow 12 feet, a variation of 6 feet;
 - C. 4.4-5 from the required minimum side yard setback of 7 feet, to allow 5 feet, a variation of 2 feet.

LOCATION

1079 North Shore Drive

SIZE

.44 acres

ZONING, LAND USE AND COMPREHENSIVE PLAN

Location	Zoning	Use	Comp Plan
Property in Question	R-2	Residential .	Urban Residential
North	R-2	Residential	Urban Residential
South	N/A	Crystal Lake	Lake
East	R-2	Residential	Urban Residential
West	R-2	Residential	Urban Residential

DEPARTMENTAL REVIEW

Fire/Rescue, Police

No comments.

Building

1. The lots are and have been taxed as one property.

- 2. Each lot paid separate sewer and water assessments, deeming each separate lot buildable.
- 3. All past improvements have been performed with the property being 100 feet wide.

Engineering

Although each lot paid separate water and sewer assessments, water and sewer line stubs were only provided for Lot 19. New services would have to be run to the presently unserved lot. The water line is on the far side of the road, and the sewer line is under the surface of North Shore Drive. Creating a new sanitary sewer service will be very difficult due to the location of the main under the road, as well as the depth (± 14 feet), as groundwater will be a factor.

No elevations are shown on the petition plats, so it is unknown if there are any flood plain concerns. Obviously any new construction contemplated would have to observe and abide by all flood plain regulations.

(Revised comments)

Original comments apply. In addition, the reduced side yard setbacks may create problems in creating necessary side yard swales for storm water runoff.

Utilities

- 1. If lots 18 and 19 are developed individually, each lot will need a separate water service tapped to the water main by the owner/developer.
- 2. A separate sanitary service for each lot must be installed to the main line.

Planning

The property in question contains a residence, attached garage and detached garage on two lots along North Shore Drive. The residence and attached garage were built on Lot 19 but also rest on Lot 18. The detached garage rests on Lot 18. Section 7.2-2.1 of the Zoning Ordinance states that when a single-family structure has been built over the common lot line between two or more non-conforming lots, the two lots become one. The lots must then be re-subdivided before they can be utilized separately. The petitioners would like to remove the existing house and create two lots for two new homes.

(Revised comments)

While the request has been continued, the petitioners have decided to seek two variations in addition to the lot width variation for the Final Plat of Re-subdivision. They are seeking a 12 foot total side setback and a 5 foot minimum side setback. These setbacks were chosen because they are comparable to the required side setbacks for non-conforming recorded lots (total side—12.6, minimum side—4.9). The front setback (lakefront) for a residence would be 50 feet and the rear setback (North Shore) would be 20 feet.

To better reference the area, aerial photos of "Clow's Crystal Lake Park" and "Clow's Crystal2 Lake Park" Subdivisions have been included.

FINAL PLAT OF RE-SUBDIVISION

The petitioner is requesting a Final Plat of Re-subdivision for two lots at 1079 North Shore Drive. Lots 1 and 2 would be in the same location as Lots 18 and 19. Lot 1 would be 9,624 square feet and Lot 2 would be 9,432 square feet. The lot size, yard and bulk requirements for R-2 are listed below. The requested variations are also listed.

	Lot Size		Yard				Bulk					
Zone	Area	Width	Front	Rear	Total side	Min side	Side abut street	Side abut resid	Lot Cov	FAR	Height Principle Structure	Height Access Structure
	Sq. Ft.	Ft.	Ft.	Ft.	Ft.	Ft.	Ft.	Ft.	%		Ft./St.	Ft./St.
R-2	8,400	70	30	20	18	7 .	30		40	.80	28/2	15/1
Request		49.99			12	5						

As is customary for all subdivisions, there is a requirement for the installation of sidewalks, street trees, the burial of overhead utility lines and payment of all applicable impact fees. The Plan Commission and the City Council may wish to grant the petitioner a deferral from some or all of the aforementioned requirements, because only one additional lot is being created from this subdivision.

ZONING VARIATIONS

The petitioner's request to re-subdivide the two parcels would require both lots to meet all of the lot size and yard standards established within the Zoning Ordinance. The petitioner's have requested the following variations.

Lot Width

Section 4.4-2 of the Zoning Ordinance establishes a minimum lot width, which is 70 feet in the "R-2" Single-Family district. Both of the proposed lots would be 49.99 feet wide, and therefore would require 20.01 foot Variations.

Total Side Yard

Section 4.4-5 establishes a total lot width of 18 feet. The petitioner has requested a total lot width of 12 feet, a variation of 6 feet.

Minimum Side Yard

Section 4.4-5 establishes a minimum lot width of 7 feet. The petitioner has requested a minimum lot width of 5 feet, a variation of 2 feet.

COMPREHENSIVE LAND USE PLAN 2020 VISION SUMMARY REVIEW

RESIDENTIAL OBJECTIVES

- 1. Preserve and enhance the character and livability of existing residential areas.
 - Encourage existing buildings to adhere to repairs or expansions that are compatible with the predominant architecture, building size and yard requirements of the surrounding housing.

The lots within this re-subdivision would not meet the lot width requirement. Additionally, the petitioners have requested two variations to create a larger building envelope than is allowed under the current Zoning Ordinance. Since building elevations have not been submitted, it is uncertain whether or not the buildings will be compatible with the predominant architecture of the neighborhood. However, the proposed lot sizes are in character with the neighborhood.

COMMENTS AND CONCLUSIONS

The following comments and conclusions are based on Staff review and analysis prior to the meeting. They are to be considered viable unless evidence is established to the contrary.

ZONING VARIATIONS - To be reviewed by the Plan Commission and acted upon by the City Council.

The granting of a Variation rests upon the applicant proving practical difficulty or hardship caused by the Zoning Ordinance requirements as they relate to the property. It is the responsibility of the petitioner to prove hardship at the Plan Commission public hearing.

Before recommending any Variation, the Plan Commission and City Council shall first determine and record its findings that the evidence justifies the conclusions that the Variation:

- 1. Will not impair an adequate amount of light and air to adjacent properties;
- 2. Will not reasonably diminish the value of adjacent property;
- 3. Will not unreasonably increase the congestion in the public streets or otherwise endanger public safety; and
- 4. Is in harmony with the general purpose and intents of the Zoning Ordinance.

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.

If hardship is found, the following Zoning Variation would be granted:

- 1. Section 4.4-2, to reduce the minimum lot width from 70 feet to a 49.99-foot lot width for both Lots 1 and 2, a Variation of 20.01 feet for each lot.
- 2. Section 4.4-5, to reduce the total lot width 18 feet to 12 feet for both Lots 1 and 2, a Variation of 6 feet for each lot.
- 3. Section 4.4-5, to reduce the minimum lot width from 7 feet to 5 feet for both Lots 1 and 2, a Variation of 2 feet for each lot

FINAL PLAT OF SUBDIVISION – To be reviewed by the Plan Commission and acted upon by the City Council.

The petitioner's request before the Plan Commission and the City Council for a Final Plat of Re-Subdivision for the Templin's Re-Subdivision of Lots 18 & 19 in Block 1 of Clow's Crystal Lake Park Subdivision, could be subject to the following conditions:

- 1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Final Plat of Subdivision (Vanderstappen, dated 4/24/03).
- 2. Final Plat of Subdivision (Vanderstappen, dated 4/24/03).
 - A. Please provide notation as to whether the streets have been dedicated.
 - B. Please provide the building setback lines and dimensions.
- 3. The house, attached garage and detached garage must be removed before applying for a building permit for either lot.
- 4. The fence along the western perimeter of Lot 18 that is encroaching on the neighbor's property must be removed or moved to the appropriate (east) side of the lot line before applying for a building permit for either lot.
- 5. Install parkway trees, sidewalks and bury the overhead utility lines when the lots are redeveloped, unless a deferral is granted.
- 6. Pay the required school, park and administration impact fees.
- 7. The petitioner shall address any and all comments of the Building, Engineering, Utilities and Planning Departments.

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PUBLIC NOTICE
BEFORE THE PLAN
COMMISSION OF THE
CITY OF CRYSTAL LAKE IN THE MATTER OF THE APPLICATION OF PAUL MYERS, JULIE MYERS AND JOY DAVIDSON LEGAL NOTICE

Notice is hereby given in compliance with the Zoning Ordinance of the City of Crystal Lake, Illinois, that a public hearing will be held before the Plan before the Plan Commission of the City of Plan Crystal Lake upon the application of Paul Myers, Julie Myers and Joy Davidson relating to the following described

A D

Lots 18 and 19 in Block 1 in Clow's Crystal Lake Park, being a subdivision of part of the Lot 2 in the Northeast Quarter of Section 1, Township 43 North, Range 7 East of the Third Principal Meridian and part of Lot 2 of the Northwest Quarter of Section 6, Township 43 North, Range 8 East of the Third Principal Meridian, according to the Plat there-of recorded September 6, 1894 as Document No. 13360 in Book 1 of Plats, page 54, in McHenry County, Illinois. AND ALSO: That part of Lot 2 in the Northeast Quarter of Section 1, Township 43. North, Range 7 East of the Third Principal Meridian, described as follows: Beginning at the Northwest corner of Lot 18 in Clow's Crystal Lake Park according to the Plat thereof, recorded September 6, 1894 as Document No. 13360 in Book 1 of Plats, page 54, in McHenry County, Illinois; thence Northerly 29.00 feet along the Northerly extension of the Westerly line of said Lot 18; thence Easterly along a line 29.00 feet North of and parallel to the North lines of Lots 18 and 19 and in said Clow's: Crystal Lake Park for a distance of 100.00 feet; thence Southerly 29.00 feet along the Northerly extension of the Easterly line of said Lot 19 to the Northeast corner of said Lot 19; thence Westerly 100.00 feet along the Northerly lines of Lots 18
and 19 to the Place of
Beginning. All located in
the City of Crystal Lake,
McHenry County, Illinois.
Commonly known as
1079 North Shore Drive,

Crystal Lake, Illinois 60014
This application is filed for the purpose of seeking three variations from the following Sections of the Zoning Ordinance to control ordinance to accommodate a re-subdivision of two "R-2 Single-Family Residential Zoned lots: Section 4.4-2 for the required lot width of 70 feet, to allow 49.99 feet; Section 4.4-5 for the required total side yard setback of 18 feet, to allow 12 feet; Section 4.4-5 for the required minimum side yard setback of 7 feet, to allow 5 feet; as well as any other variations necessary to complete the petitioner's request.

A public hearing before the Plan Commission on the said application will be held at 7:30 p.m. on November 12, 2003, at the Crystal Lake City Hall, 100 West Municipal Complex located on Woodstock Street, at which time and place any person determin-ing to be heard may be

present.

James McDonough, Chair Plan Commission City of Crystal Lake (Published Northwest Herald October 28, 2003)

Whyers Davidson

Page 6 - Thursday, December 4, 2003

Mayor casts lone dissenting vote

CL council votes to split lakefront lot into 2 parts

By LAURA JOHNSTON The Northwest Herald

CRYSTAL LAKE - The lake will soon have another house on its shore.

The city council on Tues-day voted to divide a 100-footwide lot at 1079 North Shore Drive into two 50-foot lots.

Drive into two 50-foot lots. Mayor Aaron Shepley was the lone vote against the division.

"I think we have an obligation to protect the lake," Shepley said. "I don't think we'd be protecting it by adding an extra [personal watercraft], an extra power heat."

an extra power boat."
Paul and Julie Myers and Joy Davidson petitioned to di-vide the lakefront lot, which contains a house, attached garage and detached garage.

The lot originally was two

The lot originally was two 50-foot lots.

Although the majority of the house – including the original cottage – is on lot 18, the detached garage and part of the kitchen sit on lot 19, essential to the control of the sitchen sit on lot 19, essential to the sit of tially making the property one

Davidson and the Myers plan to demolish the sprawling structure and build two new homes.

Neighbors rallied to keep the large, single lot, arguing that their view would be obstructed, that water would not drain properly, and that another house would crowd an already-congested street.

"It's my neighborhood, and I don't think dividing a big, beautiful 100-foot lot into two 50-foot lots enhances our neighborhood," Candy Reedy said Wednesday. "I think that as many of the larger lots as possible that could be saved would be beneficial to the neighborhood." neighbors," coun Reedy, a Crystal Lake Park Jeff Thorsen said.

"I don't think dividing a big, beautiful 100-foot lot ... enhances our neighborhood."

> **Candy Reedy** Crystal Lake resident

District board member who attended the meeting, said she thinks the council's decision was fair.

was fair.
"I think the reason it got to
be such a big deal was the
neighborhood was firmly
against it. That changes that
tenor completely." Shepley
said. "When you put another
home with lake frontage, that's
coing to have an impact." going to have an impact.

The city council discussed the water and sewer assessments the property owner paid in the 1970s, debating whether separate assessments denoted separate lots. Council members also considered their recent decision to divide 100-foot-wide lot at 154

Mayfied Ave., near the lake. "I think I'm dealing with something put in motion long before I was here," council member Ralph Dawson said. Council members agreed

to divide the lot, but granted none of the setback variances Davidson and the Myers requested. In addition, the council required that the houses not obstruct the neighbors' views of the lake.
"I want to make sure what

we do tonight protects the neighbors," council member

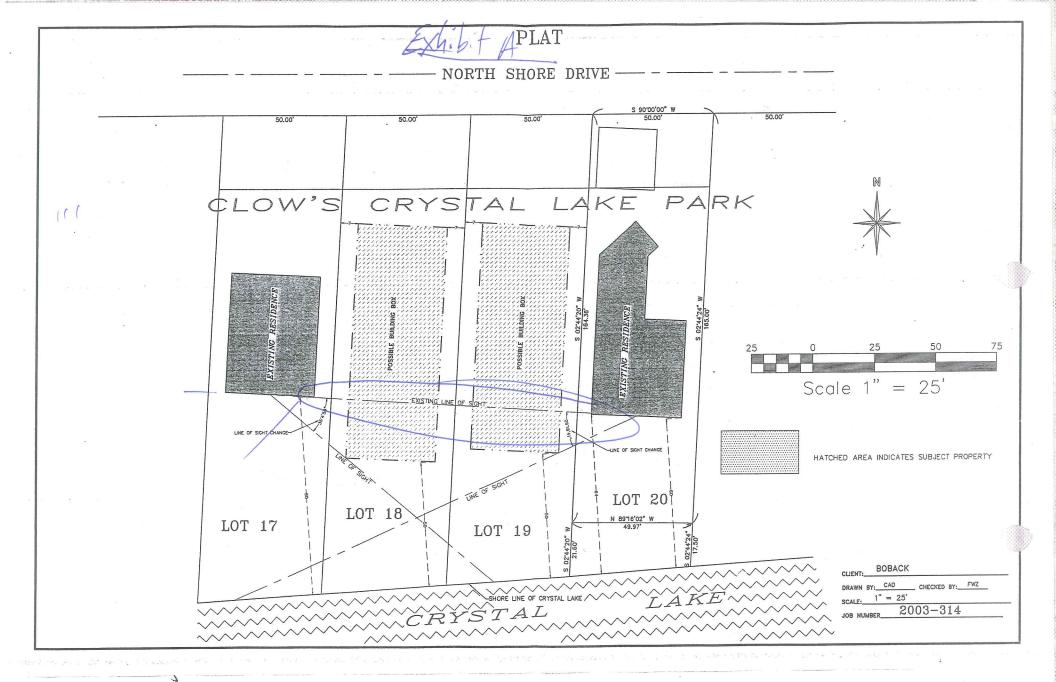


Exhibit discussed at 12/2/03 Council mtg.



The City of Crystal Lake Illinois

AN ORDINANCE GRANTING A VARIATION AT 1083 NORTH SHORE DRIVE

WHEREAS, pursuant to the terms of the Application (File #2016-17) before the Crystal Lake Planning and Zoning Commission, the Applicant has requested the granting of a Simplified Residential Variation from Article 3-300 B3 to allow a 12-foot encroachment into the required front yard setback to allow the construction of a screened porch and deck at 1083 North Shore Drive; and

WHEREAS, the Planning and Zoning Commission of the City of Crystal Lake, pursuant to notice duly published on June 21, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on July 6, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed Simplified Residential Variation; and

WHEREAS, on July 6, 2016, the Planning and Zoning Commission, having fully heard and considered the testimony of all those present at the public hearing who wished to testify, made findings of fact as required by law and recommended to the Mayor and City Council of the City of Crystal Lake that the proposed Simplied Residential Varaition be approved, all as more specifically set forth in that certain Report of the Planning and Zoning Commission in Case #2016-17, dated as of July 7, 2016; and

WHEREAS, it is in the best interests of the City of Crystal Lake that the Variation be granted as requested in said Application.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS, as follows:

SECTION I: That a Variation be granted from the Crystal Lake Unified Development Ordinance Article 3-300 B3 to allow a 12-foot encroachment into the required front yard setback to allow the construction of a screened porch and deck at the property at 1083 North Shore Drive (18-01-229-057), Crystal Lake, Illinois.

SECTION II: That the Variation be granted with the following conditions:

- 1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Application (Frey, received 06/14/16)
 - B. Plat of Survey (McKiernan, dated 04/27/16, received 06/14/16)
 - C. Architectural Plans (Dated 05/20/16, received 06/14/16)
- 2. Ordinance No. 5723 shall no longer be applicable to this property.
- 3. The open deck portion shall remain open and cannot contain a roof, pergola, trellis, sides or become enclosed in any way.
- 4. The petitioner shall address all of the review comments and requirements of Community Development Department.

<u>SECTION III:</u> That the City Clerk be and is hereby directed to amend all pertinent records of the City of Crystal Lake to show the granting of a Simplified Residential Variation in accordance with the provisions of this Ordinance, as provided by law.

<u>SECTION IV:</u> That this Ordinance shall be in full force and effect from and after its passage, approval and publication as provide by law.

DATED at Crystal Lake, Illinois, this 2nd day of August, 2016.

City of Crystal Lake, an

Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST

Nick Kachicobas, City Clerk

Passed: August 2, 2016 Approved: August 2, 2016



#2016-17

Frey – Variations Project Review for Planning and Zoning Commission

Meeting Date: July 6, 2016

Request: To construct a screen porch and deck, which extends 12 feet from

the house, an encroachment of 12 feet into the required line of sight setback and 2 feet into the required 61-foot average front

yard setback.

Location: 1083 North Shore Drive

Acreage: approximately 8,200 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:

• Existing Use: The property is improved with a single family home, which was built in 2005

• Background:

- The property was part of a larger lot that was 100 feet wide by 164 feet deep. The owner, at that time, requested a subdivision to create two non-conforming lot.
- As a condition of the subdivision, both new houses constructed on the two lots needed to meet a line of sight setback, which was based on the two adjacent dwellings at 1089 and 1075 North Shore Drive.
- The two new homes were built to the line of sight setback. 1083 does have a 4-foot deck, which is permitted.

Development Analysis:

General

Request: Variation to allow the construction of a screen porch, which is considered part
of the principal structure and a deck off the rear of the house in the lake side front yard
setback.

- The front yard setback is normally determined by the average of the other existing properties on that block for a total length of 400-feet. The setback was measured to be 61.6 feet. That setback line is illustrated in black.
- Ouring the subdivision and variation process a specific condition was put on this lot and on lot 1079 that the houses needed to meet the line of sight between the two neighboring houses. The line of sight exhibit is attached with this packet and the picture below illustrates that line in red.
- o The house at 1089 has since been removed and this is now a vacant lot.
- O Decks attached to the house, open to the sky, are permitted a 4-foot encroachment into the required setback. This house currently contains a deck that encroaches 4 feet. The deck would encroach 8 feet into the line of sight setback and would not encroach into the 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.
- <u>Zoning</u>: 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: Preserve and enhance the character and livability of existing residential area with architectural and development guidelines.

Findings of Fact:

ZONING ORDINANCE VARIATION

The petitioner is requesting a variation from Article 3-300 B3. Front yard setback to allow a 12-foot encroachment to allow the construction of a screened porch and deck.

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. The plight of the property owner is due to unique circumstances, such as, u surroundings or conditions of the property involved, or by reason of except narrowness, shallowness or shape of a zoning lot, or because of unique topounderground conditions.						
	Meets	Does not meet				
b.	Also, that the variati	ion, if granted, will not alter the essential character of the locality.				
	Meets	Does not meet				
consider	ation the extent to	ementing the above standards, the Commission may take into which the following facts favorable to the application have been resented at the public hearing:				
a.	That the conditions upon which the application for variation is based would not applicable generally to other property within the same zoning classification;					
	Meets	Does not meet				

b.	That the alleged difficulty or hardship has not been created by any person presently having interest in the property;					
c.	That the granting of the variation will not be detrimental to the public welfare or injuriou to other property or improvements in the neighborhood in which the property is located or					
d.	That the proposed variation will not impair an adequate supply of light or air to adjaced property, will not unreasonably diminish or impair the property values of adjaced property, will not unreasonably increase congestion in the public streets, substantially increase the danger of fire or otherwise endanger public safety.					

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 (Frey, received 06/14/16)
 - B. Plat of Survey (McKiernan, dated 04/27/16, received 06/14/16)
 - C. Architectural Plans (Dated 05/20/16, received 06/14/16)
- 2. Ordinance No. 5723 shall no longer be applicable to this property.
- 3. The open deck portion shall remain open and cannot contain a roof, pergola, trellis, sides or become enclosed.
- 4. The petitioner shall address all of the review comments and requirements of Community Development Department.



CRYSTAL LAKE, IL

NORTH SHORE DRIVE

49.99' 5' ACCESS. STRUCT, YARD **EXISTING** DETACHED GARAGE 47.6' REAR YARD PROPOSED PORCH **EXISTING** 64. 2 STORY FRAME RESIDENCE | EXISTING NEIGHBORS HOUSE, V.I. \sim FRONT YARD $^{\sim}$ WATER SIDE (FRONT YARD) -& STAIR TO BE DEMOLISHED THE LINE DRAWN ACCROSS FROM THE TWO ADJACENT └ PROPOSED COVERED DECK 30' FRONT YARD PER SURVEY

CRYSTAL LAKE

ARCHITECT'S CERTIFICATION "I have prepared, or caused to be prepared under my direct supervision, the attached plans and specifications and state that, to the best of the knowledge and belief and to the edent of my contracting philipation, they are compliance with ell applicable codes. POLIT

WALL TYPES NEW FRAME WALL

ETTTE BEARING WALL ABOVE

2018 INTERNATIONAL EXISTING BUILDING CODE 2018 INTERNATIONAL PROPERTY MAINTENANCE CODE CITY OF CRYSTAL LAKE CODE OF ORDINANCES

THE REMODELING, TO BE MIN. (2) 2 X 12 HOR., UNLESS OTHERWISE NOTED FLOOR, IN TUB & SHOWER ENCLOSURES, & IN STAIR WELLS LESS THAN 24" ABOVE FINISHED FLOOR * ALL NEW FENESTRATIONS SHALL HAVE A MAXIMUM U-VALUE AS FOLLOWS: WINDOWS & DOORS =(0.30), SKYLIGHTS =(0.55)STRUCTURAL NOTES: ECC - INTERNATIONAL ENERGY CONSERVATION CODE

* AS SPECIFIED BY THE CODE, OPTION 1, WAVES THE REQUIREMENT OF PERFORMING A "SIMULATED PERFORMANCE ALTERNATIVE" OR "RESCHECK" TO EVALUATE THE ENVELOPE. THE PRESCRIPTIVE METHOD EXCEEDS ALL APPLICABLE REQUIREMENTS REQUIRED BY THE CODE AND IS SPECIFICALLY ALLOWED FOR AS A REPLACEMENT FOR THE "SIMULATED PERFORMANCE ALTERNATIVE" OR "RESCHECK". FOLLOW MFG. APPROVED SPECIFICATIONS

* These plans state certain applicable aspects of the energy code and are not intended TO RESTATE THE ENTIRE CODE OR ACT AS A REPLACEMENT TO THE CODE. ALL CONTRACTORS ARE T FAMILIARIZE THEMSELYES WITH THE CODE AND FOLLOW THOSE REQUIREMENTS THAT RELATE TO THEIR PARTICULAR TRADE AND ARE RESPONSIBLE FOR SAME, CONTRACTORS SHOULD ALSO VERIFY WHICH EDITION/YEAR ENERGY CODE SHALL BE FOLLOWED BASED ON THE MUNICIPALITY IN WHICH THE PROJECT

-- NOTE TO PLAN REMEMERS, OFFICALS & CONTRACTORS --

CODE AND MEET OR EXCEED ALL APPLICABLE REQUIREMENTS OF SAID CODE.

THESE PLANS HAVE BEEN PREPARED IN ACCORDANCE TO THE INTERNATIONAL ENERGY CONSERVATION

* THE ARCHITECT HAS CHOSEN TO CONFORM TO THE PRESCRIPTIVE METHOD AS ALLOWED FOR IN IECC

OPTION 1". MEETING OR EXCEEDING ALL APPLICABLE INSULATION VALUES AND SPECIFICATIONS REQUIRED

CHAPTER 1: "ADMINISTRATION FIGURE1(1) IECC SCOPE AND APPLICATION ABSTRACT - RESIDENTIAL.

*** IF YOU DON'T READ ANY OTHER NOTES - READ THIS ONE }*** NOTE TO BIDDERS & CONTRACTORS:

THESE PLANS HAVE BEEN PREPARED BASED ON THE DOCUMENTATION OF AVAILABLE CODES AND ORDINANCES WHICH ARE OPEN TO APPROVAL AND INTERPRETATION BY THE GOVERNING BODY AUTHORIZED TO ISSUE A BUILDING PERMIT. THE REQUIREMENTS AND BUILDING SPECIFICATIONS ARE SUBJECT TO CHANGE BASED ON THIS APPROVAL AND MAY AFFECT THE COST OF THE PROJECT OR SUCCESSFUL COMPLETION, BIDDERS ARE RESPONSIBLE FOR NOTIFYING THE OWNER(S) OR FINANCIAL INSTITUTION RESPONSIBLE FOR FUNDING THE PROJECT FOR APPROVAL PRIOR TO BEGINNING WORK,

THIS ARCHITECTURAL DOCUMENTATION IS INTENDED TO GIVE AN OVERALL SCOPE AND DESCRIPTION O WORK, ALONG WITH SENERAL SPECIFICATIONS FOR CONSTRUCTION, NOT ALL INFORMATION REQUIRED OR PERTINENT TO THE PROJECT REQUIRED FOR SUCCESSFUL PRICING OR COMPLETION IS INCLUDED. IS THE RESPONSIBILITY OF ALL CONTRACTORS TO FAMILIARIZE THEMSELVES WITH ALL CODES PERTAINING TO THEIR DISCIPLINES AND BE RESPONSIBLE FOR THE SUCCESSFUL COMPLETION OF THE

PLAN & ELEVATION SYMBOLS 5 SHELVES 15th 1 SHELF & 1 ROO STRIKE SPRINKLER HEAD WATER HOOKUP FROST PROOF HOSE BIS ► SHOWER HEAD FAUCET SHOWER RAIN HEAD FILOOR DRAIN O PRE-FAB FIREPLACE FLUE 🗖 MASONRY FREPLACE FLUE 🛌 REBAR CETUNG DETAIL DIAGRAM 💠 WORK POINT SHAKE WINDOW & DOOR NOTES EXAMPLE WINDOW: 2555 = 2'-5" X 5'-5" (E) - EGRESS WINDOW (T) - TEMPERED GLASS EXAMPLE DOOR: 2468 = 2'-4" X 6'-8" (F) - FIXED WINDOW ELECTRICAL SYMBOLS: O- SINGLE OUTLET (1) SWITCHED DUPLEX QUILET (2) TELEVISION JACK C DUPLEX OUTLET (2) \$ SWITCH TELEPHONE JACK Ф QUAD, OUTLET (4) \$* DOOR ACTIVATED SWITCH ☐ HOMI JACK FLUORESCENT LIGHT FIXTURE AUDIO SYSTEM JACK CELLING MOUNTED LIGHT FIXTURE EXHAUST FAN (VENIED TO EXTERIOR) RECESSED CAN LIGHT EXHAUST FAN/LIGHT (VENTED TO EXTERIOR) DIRECTIONAL RECESSED CAN LIGHT - CLE UNDER CABINET LIGHT RECESSED W.P. LED CAN LIGHT 150 STRP UNDER CABINET LEB LIGHT STRIP *YO WALL WOUNTED LIGHT FIXTURE ✓ FLOOD LIGHT WITH MOTION DET. CEILING MOUNTED FAN ALIGHT © A/C HARD WIRED CARBON MONOXIDE SO 110V SMOKE DETECTOR WIRED IN SERIES W/ DETECTOR W/ BATTERY BACKUP BATTERY BACKUP RUN ON DEDICATED CIRCUIT

NOTE TO CONTRACTORS

* ALL CONTRACTORS PRIOR TO CONSTRUCTION ARE TO FAMILIARIZE THEMSELVES WITH THE PLANS AND EXISTING CONDITIONS OF THE PROJECT. ALL CONTRACTORS ARE RESPONSIBLE FOR PERFORMING WITHIN INDUSTRY STANDARDS AND TO COMPLY WITH ALL APPLICABLE CODES. NOTIFY ARCHITECT OF ANY CONDITIONS OR DISCREPANCIES ON PLANS WHICH MAY INTERFERE WITH SUCCESSFUL COMPLETION OF THE PROJECT, PRIOR TO COMMENCEMENT OF ANY CONSTRUCTION OR DEMOLITICAL * ALL NOTES SHOWN ARE TYPICAL, AND SOME MAY NOT APPLY TO THE SCOPE OF WORK.

DRYWALL, ARCHED OR CASED OPENING DEPRESSED FOUNDATION WALL

NEW FOUNDATION WALL & FOOTING

TR. SEE PLATE @ FOTH, WALL

CODE CONFORMANCE THE DRAWINGS AND RELATED CONSTRUCTION TO CONFORM WITH THE FOLLOWING 2018 INTERNATIONAL RESIDENTIAL CODE 2018 INTERNATIONAL MECHANICAL CODE 2018 INTERNATIONAL FUEL GAS CODE 2015 INTERNATIONAL ENERGY CONSERVATION CODE 2018 INTERNATIONAL FIRE CODE 2017 NATIONAL ELECTRIC CODE 2014 ILLINOIS PLUMBING CODE

=40 PSF LIVE FOR FLOORS, DECKS, STARS SOIL =3000 PSF ASSUMED MINIMUM ASSUMED OWNER/CONTRACTOR RESPONSIBLE TO VERIFY FOUNDATION NOTES: SEE FOUNDATION PLAN AND SECTIONS FOR HEIGHT OF FOUNDATION WALLS. • STRENGTH OF CONCRETE AFTER 28 DAYS TO BE 3000 PSI FOR CONCRETE WALLS & 3500 PSI FOR CONCRETE FLAT WORK AND EXTREME CONDITIONS * ALL PORCHES, STEPS AND GARAGE FLOOR SLABS SHALL BE A WIN. OF 3500 PSI & BETWEEN * CONTRACTOR IS RESPONSIBLE TO PROVIDE VERIFICATION OF EXISTING STRENGTH AND DEPTH OF EXISTING FOUNDATION AND FOOTING. WINDOW NOTES: VERIFY ALL NEW WINDOW SIZES IN FIELD PRIOR TO PURCHASE * NEW WINDOWS TO MATCH EXISTING WINDOW TYPE & STYLE, UNLESS OTHERWISE NOTED * TOP OF WINDOWS IN REMODELED AREAS TO MATCH EXISTING UNLESS FOLLOWING HDR. HEIGHTS BELOW * ALL WINDOWS ARE DESIGNATED IN ROUGH OPENING, SHOWN IN FEET & INCHES EXAMPLE: 2555 = 2"-5" X 5"-5" (TO BE MET WITHIN 2" OR EXCEEDED), DEPENDING ON MIG. PROVIDE (2) 2 X 12 HDR. ABOVE ALL NEW WINDOWS & OPENINGS, UNLESS OTHERWISE NOTED * VERIFY ALL EXISTING HEADERS, WHERE BEARING WILL BE INCREASED AS A RESULT OF * PROVIDE TEMPERED SAFETY CLAZING IN ALL NEWS WINDOWS WITHIN 24" OF ANY DOOR, WITHIN 18" OF * PROVIDE WINDOW GUARDS THAT COMPLY WITH ASTM F2006 OR F2090 WHEN NEW WINDOW SILLS ARE * WINDOW & DOOR TAGS: FIXED WINDOW = () . ECRESS WINDOW = () . TEMPERED GLASS = () * PROVIDE DOUBLE JOISTS UNDER ALL BEARING PARALLEL PARTITIONS, KITCHEN ISLANDS & POINT LOADS * ALL INTERIOR FRAME WALL PARTITIONS = 3-1/2" (2 X 4 STUD), UNLESS OTHERWISE NOTED * ALL EXTERIOR FRAME WALLS = 6" (2 X 6 STUD + 1/2" SHEATHING) * ALL EXTERIOR DIMENSIONS ARE SNAPPED TO EXTERIOR OF WALL SHEATHING OR MASONRY VINEER & ALSO COINCIDES WITH EXTERIOR OF FOUNDATION EDGE * PROVIDE (5" X 3-1/2" X 5/16") STEEL ANGLE LLV. ABOVE OPENINGS UP TO 9'-0" WIDE WITH MASONRY VENEER ABOVE * ALL JOISTS, STUDS & RAFTERS TO BE SPF #1/#2 (CANADIAN), UNLESS OTHERWISE NOTED * ALL 2 X 10 FLOOR JOISTS OVER 14'-0" IN LENGTH TO BE HEM FIR #2 OR BETTER (CANADIAN, NORTHERN AND SOUTHERN ACCEPTABLE) (SPRUCE PINE FIR 12 STANDARD) ALL HEADERS TO BE (2) 2 X 12 SPF #1/#2 (CANADIAN), UNLESS OTHERWISE NOTED * THE DIAMETER OF HOLES BORED INTO SOLID SAWN FRAMING MEMBERS SHALL NOT EXCEED 1/3 THE DEPTH OF THE NEMBER & SHALL NOT BE CLOSER THAN 2" FROM THE TOP OR BOTTOM OF THE MEMBER OR TO ANY OTHER HOLE * THE DIAMETER OF HOLES BORED INTO PRE-ENGINEERED FRAMING MEMBERS SHALL • ■ = (2) 2 X 4 IN INTERIOR PARTITIONS WITH DOUBLE JOIST BELOW, UNLESS OTHERWISE NOTED • 🗖 = POINT LOAD FROM ABOVE WITH DOUBLE JOIST BELOW, UNLESS OTHERWISE NOTED * ALL EXTERIOR WALLS OVER 18'-0" TALL TO 8E MIN. 2 X 6 STUDS @ 16" O.C. * ADD 2 X HORIZONTAL BLOCKING, SAME WIDTH AS STUDS, BETWEEN STUDS IN EXTERIOR WALLS OVER

DESIGN LOADING VALUES

WALLS =20 PSF WIND FOR 0-20 FT. HEIGHT

=25 PSF WIND FOR 21-29 FT, HEIGHT

=30 PSF WHID FOR 30 FT, AND ABOVE

ROOF =30 PSF LIVE LOAD

CELLING =20 PSF LIVE LOAD

FLOOR =60 PSF LIVE FOR EXTERIOR BALCONY

* HALF WALLS IN ALL "GUARD RAIL" EQUIV. CONDITIONS TO BE MIN. 36" TALL FIREBLOCKING SHALL BE INSTALLED @ THE FOLLOWING LOCATIONS: - CONCEALED SPACES OF STUD WALLS & PARTITIONS, INCLUDING STAGGERED OR PARALLEL ROWS OF STUDS, VERTICAL AT CEILING & FLOOR LEVELS AND HORIZONTAL AT 10"-0" INTERVALS - ALL INTERCONNECTIONS BETWEEN CONCEALED VERTICAL AND HORIZONTAL SPACES SUCH AS OCCUR AT SOFFITS, DROP CEILINGS AND COVE CEILINGS

8'-0" IN HEIGHT. FASTEN EXTERIOR SHEATHING TO BLOCKING & TO STUDS.

- CONCEALED SPACES BETWEEN STAIR STRINGERS AT TOP & BOTTOM OF THE STAIR RUN - OPENINGS AROUND VENTS, PIPES, DUCTS, CHIMNEYS AND FREPLACES AT CEILINGS & AT FLOOR LEVEL, WITH NONCOMBUSTIBLE MATERIALS STAIR NOTES

* ALL STAIRS SHALL HAVE MAXIMUM 7-3/4" RISER HEIGHTS & MINIMUM 10" TREAD DEPTHS * GUARDRAILS MEMBERS SHALL BE SPACED SO NOT TO NOT ALLOW THE PASSAGE OF A 4" SPHERE * PROVIDE 6'-8" MIN. CLEAR HEADROOM FOR STAIRS IN ALL CONDITIONS, PROVIDE FUEL LENGTH CONTINUOUS HANDRAILS 36" IN HEIGHT AT ALL STAIR RUNS WITH 4 RISERS OR MORE. RAIL ENDS TO BE RETURNED OR TERMINATE IN NEWEL POST

ELECTRICAL NOTES * WHEN REMODELING OR ADDING A KITCHEN, LAUNDRY ROOM OR GARAGE, THE FOLLOWING NOTES APPLY * ALL OUTLETS ABOVE KITCHEN COUNTERTOP TO BE GIT & MAXIMUM 48" O.C. * ALL OUTLETS WITHIN 72" OF ANY SINK OR WATER FEATURE TO BE CF * ALL OUTLETS IN CARAGE TO BE GFT

* WHEN REMODELING OR ADDING TO EXISTING STRUCTURES THE FOLLOWING NOTES APPLY: * ALL EXISTING ELECTRICAL COMPONENTS WHICH ARE EFFECTED BY THE REMODELING AND/OR ADDITION ARE TO BE ADJUSTED, UPDATED, MOVED OR MODIFIED AS REQ'D TO CONFORM TO CURRENT LOCAL 8 NATIONAL ELECTRICAL CODES. * WHEN MODIFYING AN EXISTING RESIDENCE (ALTERATIONS, REPAIRS OR MODIFICATIONS) THE ENTIRE

BUILDING SHALL BE PROVIDED WITH SMOKE & CARBON MONOXIDE DETECTORS PER LOCAL CODE & LOCATED AS REQUIRED FOR A NEW DWELLING. -(1) COMBO. SMOKE/CARBON MONOXIDE DETECTOR @ EACH FLOOR LEVEL -(1) SNOKE DETECTOR IN EACH BEDROOM

-(1) COMBO. SMOKE/CARBON MONOXIDE DETECTOR WITHIN 15'-0" OF EACH BEDROOM DOOR/ENTRANCE * ALL TYPICAL ROOM OUTLETS TO BE SPACED MAX. 12'-6" APART, UNLESS OTHERWISE NOTED * VERIFY THAT NO POINT ALONG ANY WALL 2'-0" LONG OR LONGER IN ANY HABITABLE ROOM TO BE MORE THAN 6'-0" FROM AN OUTLET

• ALL ELECTRICAL CONDUCTORS ARE TO BE SOUD COPPER IN ELECTRICAL METALLIC TUBING * ALL OUTLETS SHALL BE ARC FAULT PROTECTED * ALL 15 & 20 AMP OUTLETS SHALL BE TAMPER RESISTANT * RECESSED INCANDESCENT OR SURFACE MOUNTED FLUORESCENT LIGHT FIXTURES IN CLOSETS SHALL BE LOCATED 6" MIN. IN FRONT OF THE TOP SHELF. SURFACE MOUNTED INCANDESCENT FIXTURES IN WALK-IN CLOSETS SHALL BE 12" WIN. IN FRONT OF TOP SHELF & SHALL BE

FULLY ENCLOSED WITH A GLOBE SURFACE MOUNTED INCANDESCENT LIGHT FIXTURES ARE NOT PERMITTED IN CLOSETS OTHER THAN WALK-IN CLOSETS * ALL CEILING OUTLET ELECTRICAL BOXES SHALL BE CAPABLE OF SUPPORTING A CEILING FAN PROVIDE SEPARATE 20 AMP CIRCUITS FOR KITCHEN REFRIGERATORS, MICROWAVES, CARBAGE DISPOSALS & DISHWASHERS

* PROVIDE SEPARATE LOCAL DISCONNECTS FOR KITCHEN GARBAGE DISPOSALS & DISHWASHERS * PROVIDE WIN. 36" DEEP X 30" WIDE X 78" HIGH CLEAR WORK AREA IN FRONT OF ELECTRICAL PANEL • PROVIDE 200 AMP ELECTRICAL SERVICE FOR BUILDINGS UP TO 6,000 SF. * PROVIDE 400 AMP ELECTRICAL SERVICE FOR BUILDINGS OVER 6,000 SF. **FINISHES**

* ALL INTERIOR & EXTERIOR FINISHES INCLUDING BUT NOT LIMITED TO MOULDING, DOORS, WINDOWS, SIDING, ROOFING, ETC. ARE TO MATCH EXISTING UNLESS OTHERWISE NOTED.

DRAWING INDEX DRAWING INDEX GENERAL NOTES A010 FIRST FLOOR DEMOLITION PLAN. SECOND FLOOR DEMOLITION PLAN A100 FOUNDATION PLAN A101 FIRST FLOOR PLAN SECOND FLOOR PLAN A200 EXISTING FRONT ELEVATION. FRONT ELEVATION REAR ELEVATION LEFT SIDE ELEVATION. RIGHT SIDE ELEVATION A300 ROOF PLAN & STRUCTURAL NOTES, WALL SECTIONS. CONSTRUCTION SPECIFICATIONS. LIGHT & VENT SCHEDULE, TYPICAL DETAILS G100 DET.GARAGE FIRST FLR. DEMO. PLAN DET.GARAGE ATTIC FLR. DEMO. PLAN, DET.GARAGE FRONT ELEVATION. DET.GARAGE REAR ELEVATION. DET.GARAGE RIGHT SIDE ELEVATION DET.GARAGE LEFT SIDE ELEVATION

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EXISTING

NEIGHBORS

HOUSE, V.I.F.

COULD NOT GO BEYOND

STRUCTURES

I. VERIFY UTILITY LOCATIONS.

2. VERIFY TREES TO BE REMOVED WITH OWNER

. VERIFY STRUCTURE LOCATION WITH OTHERS.

SETBACKS, BUILDING LINES OR EASEMENTS.

SITE PLAN DEPICTED REPRESENTS A REFERENCE LOCATION

FOUNDATION LOCATION OR BUILDING OF ANY KIND. REFERENCE

CIVIL ENGINEERING FOR ACTUAL HOUSE LOCATION AND VERIFY

REFER TO CIVIL ENGINEERING PLANS FOR UTILITY INFORMATION.

5. BOUNDARY BASED UPON PLAT OF SURVEY FURNISHED TO

ARCHITECT BY OWNER. VERIFY LOT DIMENSIONS IN FIELD.

IN FIELD NO PORTION OF THE STRUCTURE EXTENDS OVER

ONLY, NOT TO BE USED FOR STAKING, EXCAVATION,

20084 Sheet Number:

