

# #2023-07 741 Woodland Drive – Variation Project Review for Planning and Zoning Commission

**Meeting Date:** March 1, 2023

**Request:** Variation to allow an addition to a house to encroach into the

required 66.55-foot yard abutting a street by 37 feet and 3 feet 4

inches into the required 8-foot side yard setback.

**Location:** 741 Woodland Drive

Acreage: Approximately 12,500 square feet

**Existing Zoning:** R-1 Single Family

**Surrounding Properties:** North: R-1 Single Family

South: R-1 Single Family East: R-1 Single Family

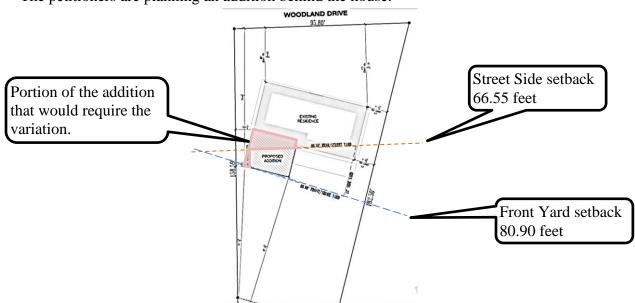
West: W Watershed (City of Crystal Lake channel)

**Staff Contact**: Elizabeth Maxwell (815.356.3615)

#### **Background:**

• The property is an existing single-family residential lot in Crystal Lake.

• The petitioners are planning an addition behind the house.



- Front Yard (lake side) and street side setbacks are determined by the average of homes for the length of the block or within 400 feet. The street side setback is determined to be 66.55 feet. This extends farther south on the lot than the majority of the house. The front yard setback is determined to be 80.90 feet. The proposed addition is not within the front yard setback.
- The proposed addition also extends into the required 8-foot minimum side yard setback.

#### **Development Analysis:**

#### General

- Request: To construct an addition to a house which encroaches into the required 66.55-foot yard abutting a street by a total of 37 feet and 3 feet 4 inches into the required 8-foot side yard setback.
- Zoning: The site is zoned R-1 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.

#### **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.

#### **Findings of Fact:**

#### ZONING ORDINANCE VARIATION

The petitioner is requesting a variation from Article 3 to allow an addition that encroaches into the street side setback and the side 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. The plight of the property owner is due to unique circumstances, such as, unusual surroundings or conditions of the property involved, or by reason of exceptional

	narrowness, shallow underground condit	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	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.		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 difficulty or hardship has not been created by any person presently having interest in the property;		
	Meets	Does not meet	
c.		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 uproperty, will not uproperty, will not uproperty increase the danger	rariation 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 (Blum, received 01/24/23)
  - B. Site Plan (ALA dated 01/18/23, received 01/24/23)
- 2. The petitioner shall address all of the review comments and requirements of Community Development Department.

PIQ Map 741 Woodland Drive



### **Application for Simplified Residential Variation**

Application Number:	FOR OFFICE USE ONLY
Project Name:	
Date of Submission:	
I. Applicant Dave + Kelly Blyw	
Name /	
347 Willshire lane	
Street	
Village of look would It	60014
City State	Zip Code
Village of lark wood IL City State 815-8101-751010	d4blum@Concust vet
Telephone Number Fax Number	E-mail address
II. Owner of Property (if different)	
ii. Owner of Froperty (if unferency	
Mame 141 Word land Dr. Crystal Cart. IL GOOTH	
Address	- Telephone Number
III. Project Data	Birt 2 1
1. a. Location/Address: 74 Wood land Dr. Crys	tel lave, IL avoir
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b. PIN#:	
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 PROP	<del></del>
Small Addition on South west Siche	of Property
IS THE HARDSHIP SELF-CREATED?	

	CLASSIFICATION?	
	No	
	WILL THE VARIATION ALTER THE ESSENTIAL CHARACTER OF THE LOCALITY?	
	$N_{\mathcal{O}}$	
	WILL THE VARIATION, IF GRANTED BE DETRIMENTAL TO PUBLIC WELFARE OR	
	INJURIOUS TO OTHER PROPERTY?	
	VD	
		·
	WILL THE VARIATION AS PROPOSED IMPAIR ADEQUATE SUPPLY OF LIGHT OR AIR 1	<u>[0</u>
	ADJACENT PROPERTY; DIMINISH PROPERTY VALUE; INCREASE CONGESTION IN	
	PUBLIC STREETS; SUSBTANTIALLY INCREASE THE DANGER OF FIRE; OT ENDANGE	<u>R</u>
	PUBLIC SAFETY?	
	List any previous variations that are approved for this property:	
	N/M	
	Signatures	
) Av	id A. Blum Day) A. Sh 1/6/23	
TIT	IONER: Print and Sign name (if different from owner)  Date	
ow (	ner of the property in question, I hereby authorize the seeking of the above requested action. $1/6/23$	
_	Y LOUGH PIN THE	
۷N	ER: 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 Kelly and Dave Blum

#### 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 Commission upon the application by Kelly and Dave Blum for approval of a Variation at the following real estate known as 741 Woodland Drive, Crystal Lake, Illinois 60014, PIN: 19-06-177-001.

This application is filed for the purpose of seeking a Simplified Residential Zoning Variation to allow an addition to a house to encroach into the required 66.55-foot yard abutting a street by a total of 37 feet and 3 feet 4 inches into the required 8-foot side yard setback, as well as any other variations as presented at the public hearing pursuant to Unified Development Ordinance Article 3 and Article 9. Plans for this project can be viewed at the City of Crystal Lake Planning and Economic Development Department at City Hall.

A public hearing before the Planning and Zoning Commission on the request will be held at 7:00 p.m. on Wednesday, March 1, 2023, at the Crystal Lake City Hall, 100 West Woodstock Street, at which time and place any person determining to be heard may be present.

Jeff Greenman, Chairperson Planning and Zoning Commission City of Crystal Lake

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