

#2023-153 UDO Text Amendments Project Review for Planning and Zoning Commission

Meeting Date: August 16, 2023

Request: Amend the Unified Development Ordinance (UDO) Article 2,

3, 4 and 10 and Appendix A-1100 for various changes to the

UDO as detailed below.

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Text Amendments:

Text Amendments are changes to the adopted Unified Development Ordinance (UDO). The UDO is periodically updated based on trends, best practices, or a request from a petitioner. The amendment process is as follows:

- Through a request from a petitioner, elected official, appointed official or discussions from internal staff an amendment to the UDO is requested.
- Staff undertakes some research on the topic and drafts unique language, which is tailored
 to address the requested amendment while remaining consistent with the needs of the City
 of Crystal Lake and its residents.
- The proposed amendments are submitted to the Planning and Zoning Commission ("PZC") for its consideration at a public hearing.
- Text Amendments require that notice of the public hearings be published in a local newspaper. This notice is also posted on the City's website along with the agenda for the public hearing before the PZC and the packet of materials which have been submitted to the PZC for its consideration. This process is consistent with all State statutory requirements. The law relating to text amendments does not require that individual notices relating to the public hearing be mailed to property owners within the City.
- The text amendments are discussed at a public hearing. Following the conclusion of the public hearing, a report and recommendation of the PZC is forwarded to the City Council for its consideration and vote.
- The following recommendations to update the UDO, follow best practices to create regulations which are currently not covered by the UDO or to modify existing regulations to provide better clarification and avoid confusion. The following text amendments are proposed:

Recommendation: (Proposed changes are illustrated in red.)

Car Washes

Amendments to Article 2 the Land Use Table, the Special Use Standards and to Article

Article 2 Table 2-300

Retail Uses															
d ce	F	E R	E R-1	R-2	R-3A	R-3B	R-O	O	B-1	B-2	B-4	M-L	M	W	Use Criteria
Vehicle Repair an Maintenan	ashes									ĿS					2-400C-12

2-400C-12

Car Washes. Full service and automatic vehicle wash uses must comply with the following standards:

- a. Drive-through criteria: The use must comply with applicable drive-through standards established in Section 2-400C-7.
- b. Equipment: Details for all automatic car wash equipment to be installed within the building must be provided.
- c. Towel drying area: An adequately large, outdoor or indoor, paved
- d. Mechanical Equipment: All ground-mounted equipment is required to be screened by landscaping. Roof mounted equipment should be screened utilizing a material which is complementary to the external façade of the building structure. Vacuum equipment (including any vacuum equipment or vacuum hoses or vacuum supports for hoses) should be located in the rear of the property and is not visible from roadways, if possible and painted a neutral color.
- e. Drying equipment cannot face towards residentially zoned properties.
- f. Properties abutting, adjacent or kitty corner to residentially zoned properties must submit a noise study to illustrate there would not be an increase in ambient noise at the relevant property lines
- g. Car Wash uses not eligible for EMC signs.

Self-service and nonautomatic vehicle wash uses must comply with the following standards:

- a. Stacking: Stacking (20 feet per vehicle) accommodating three-vehicle lengths outside of the entrance of the car wash bay and clear of any driveway or drive aisle must be provided.
- b. Towel drying area: An adequately large, outdoor or indoor, paved, hand-towel drying area must be provided. The hand-towel drying area must be adjacent to but not located within a drive-aisle for exiting vehicles.
- c. Equipment: No automated equipment, including conveyor belts, rinse bars, soap and wax applicators, automatic air dryers, undercarriage sprays, or other electronic or mechanical equipment is permitted.
- d. Trash receptacle: One trash receptacle shall be provided at the entrance of each wash bay. Additionally, an enclosed trash receptacle shall be provided on-site.
- e. Vending machines: Vending machines are treated as outdoor display and sales

2-400C

Consumption Lounge

Adding the term consumption lounge to the Use Table and not allowing it in any zoning district.

Retail Uses																	
tail		F	Е	RE	R-1	R-2	R-3A	R-3B	R-O	О	B-1	B-2	B-4	M-L	M	W	Use Criteria
	Temporary Retail Use Activity											L	L				2-400C-59
ous Store	Cannabis Dispensary											S					2-400C-76
	Consumption Lounge																

Article 10 Definitions

CONSUMPTION LOUNGE – A facility that allows the use, which includes eating and smoking, of cannabis or tobacco on site.

2-300

Massage (Therapeutic Establishments)

Allowing these as a Limited Use in the respective zoning districts provided they receive their massage establishment license, which is processed by the Community Development Department and the Police Department.

Service U	Jses																
dry		F	Е	RE	R-1	R-2	R-3A	R-3B	R-O	О	B-1	B-2	B-4	M-L	M	W	Use Criteria
La	Massage (Therapeutic Establishments)								S-L	S- L		S- L	S- L				2-400C-65

2-400 C 65

- i. Prior to applying for a special use permit Limited Use Permit, the owner shall complete the required Massage Establishment License application. The license shall be reviewed and approved prior to moving forward with the Limited Use Permit application.
- j. By applying for a special use Limited Use Permit, the applicant is authorizing the City, its agents or employees to seek information and conduct an investigation into the truth of the statements set forth in the application, including an investigation of the applicant's character, qualification and criminal background check.

k. By applying for a special use **Limited Use Permit**, the applicant is consenting to unannounced inspections by the City, its agents or employees for the purpose of determining **compliance with the of the** provisions of this section are met.

l. Upon sale, transfer or relocation of a massage establishment, the **Limited Use** will be considered null and void.

2-300 Tattoo Studios

Service U	Service Uses																
lry		F	Е	RE	R-1	R-2	R-3A	R-3B	R-O	O	B-1	B-2	B-4	M-L	M	W	Use Criteria
aundry	Tattoo Studios																
Laı	Parlors and																
9	Permanent																
	Makeup											L P	P				2-400C-65
ona S	[Amendment 10-																
Personal Se	6-2020 by Ord.																
Pe	No 7656]																

Article 2-400 C 48. Radio Transmission towers, ...

- a. Standards for freestanding radio transmission and wireless communication towers: Freestanding wireless communication or radio transmission towers, whether as a principal or accessory use, shall comply with the following standards:
 - (i) Safety:

III. Self supporting and monopole towers shall be designed to collapse at a failure point no more than 50 feet from the top of the tower so that this upper section folds over onto the lower intact section

(iv) Color:

- I. Towers shall either maintain a galvanized steel finish or, subject to any applicable standards of the FAA, be painted a neutral color (i.e. light grey), or be designed to mimic the appearance of a tree in order to reduce visual obtrusiveness or painted a sky-tone above the top of surrounding trees and in an earth-tone below the tree-top level.
- (ix) Setbacks: Wireless communications facilities shall comply with the following setbacks:
- I. Self supporting and monopole towers shall be setback a minimum of 50 feet from all property lines by a distance of 110% of the height of the tower.

Article 3

Section 3-200

<u>Article 3-200 Dimensional Standards</u> 3-200A 1-7 and Table 3-200 A and 3-200B 1-8. (Amend Section 3-200 all graphic tables to change reference from Maximum Impervious Surface Coverage to <u>Maximum Hard-Surface Coverage</u>.)

Section 3-300

10. Impervious Hard Surface Coverage. Impervious Hard surface coverage is the area of a lot or parcel occupied by all impervious hard surfaces on the lot or parcel, including, but not limited to, principal and accessory buildings, driveways, pavers, pavement, sidewalks, structures, patios, walkways, pools, and decks. The maximum impervious hard surface coverage shall not exceed the percent of the total lot area as indicated in this article.



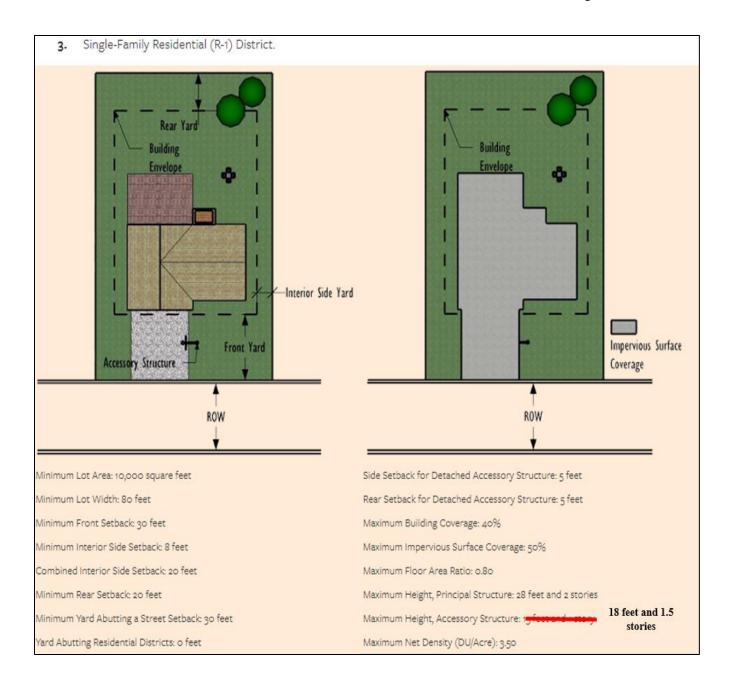
Hard Surface Coverage includes:

- Walkways
- Driveways
- Pools and Pool and Deck combinations
- Decks
- Patios including paver patios
- The foundation area of all buildings

HARD SURFACE — The area of a lot or parcel occupied by any hard-surfaced, man-made area including, but not limited to buildings, decks, patios, paved parking and driveway areas, walkways, sidewalks, pools and pool and deck combinations, and paved recreation areas (e.g. basketball court, tennis court, swimming pools). Permeable paver patio systems that have an underdrain system installed are considered 75% hard surface. To determine the percentage of surface covered, divide the total square footage of the hard surfaces by the total square footage of the site: Hard Surface/Total Area of Site = % Hard Surface Coverage.

Article 3-200 Dimensional Standards 3-200A 2-6.

(Amend Section 3-200 all graphic tables to change the listed accessory structure height and stories from 15 feet 1 story to allow 18 feet and 1 ½ stories)



SECTION 3-300 Measurements and exceptions.

B. Measurements.

1. Lot area.

Lot area means the amount of land area, included within the property lines of a lot. Lands located within any private easements are included within the lot area measurement.

Any principal use together with all accessory uses shall be established on a lot having a minimum area as indicated in this article. When subdividing property, corner lots shall have 15% more area than the minimum required area as indicated in this article.

The minimum lot area for two family, multiple-family, townhouse and any other attached dwellings shall be the sum of the lot area required for the first dwelling unit, plus the lot area required for each additional dwelling unit as indicated in this article.

Lot area measurements shall not include the defined area which includes wetlands and detention areas.

Article 4

Article 4-300

B. 2. It is the policy of the City to follow the spirit and intent of this article, as it would apply to its own property, where practical. The City of Crystal Lake will maintain all public trees on City owned property following the guidance of the Public Works Urban Forest Management Plan.

Article 4-300 D 3 – Amendments to the tree species list, see attached Exhibit A: Revised Tree List.

Article 4-500 E. Procedures (*Planned Unit Developments*)

i. Changes in building colors, provided that such color changes do not constitute "signage" which requires a sign variation.

Article 4-600 B General Standards. (Accessory Structures)

9. Are not used for overnight lodging including but not limited to bedrooms or Tourist Homes.

Article 4-600 E 3 For Nonresidential Uses *Accessory Structures*)

d. Accessory buildings or structures shall be designed with the same materials and color scheme as the principal building and use similar architectural styling if such buildings or structures are is visible from a public street, alley or public park.

Article 4-1000 C Standards for all signs:

8. Sign Landscape. Free-standing signs require one (1) square-foot of landscape per square foot of sign area. Landscape requirements are found in Article 4-400 F 6.

(Renumber other existing list items)

9. Responsibility.....

- 10. Sign Abandonment.....
- 11. Conflict.....
- 12. Non-Signs....

Article 10

(move all Cannabis definitions from A General Definitions to E. Land Use

CANNABIS BUSINESS ESTABLISHMENT
CANNABIS CRAFT GROWER
CANNABIS CULTIVATION CENTER
CANNABIS DISPENSARY
CANNABIS INFUSER
CANNABIS PROCESSING
CANNABIS TRANSPORTER

PARKING LOT – an outside paved area used for the maneuvering and the parking of vehicles for a short period of time. Drive-aisles, curb and gutter, and striped parking areas are considered part of the parking lot.

RESIDENTIAL WIND OR SOLAR ENERGY SYSTEMS AS AN ACCESSORY USE – A residential solar energy system is the incorporation of solar panels mounted on the exterior of the structure of a residential dwelling unit or upon a lot occupied by a residential dwelling unit. Residential solar energy systems are limited to solar panels mounted on top of a building roof or a four foot by eight foot ground mounted solar array. A residential wind energy system is the incorporation of a maximum of two wind turbines mounted on the exterior of the structure of a residential dwelling unit or upon a lot occupied by a residential dwelling unit. One turbine is permitted to be mounted to any principal residential dwelling unit roof and one turbine is permitted as ground mounted equipment.

Appendix 4-1100 Public Utility Standards

4-1100 A 2 a Water service standards.

General: All development shall provide for the installation of a complete potable water and fire protection distribution system to supply all present and future needs. The system of water mains must be a looped ductile iron Class 52 or PVCO C909 main of no less than eight-inch diameter that provides a minimum of two separate sources of pressure and volume. Final design and material type shall meet the approval of the City Engineer and Chief of Fire Rescue.

Exhibit A: Revised Tree List

		Tree List		
Common Name	Botanical Name	Cultivar	Tree Type	Species Group
Alder, Black	Alnus glutinosa		Shade Tree	D
Alder, Speckled	Alnus rugose		Ornamental/Small Tree	В
Arborvitae, Eastern (also Eastern Whitecedar)	Thuja occidentalis	"Emerald," "Nigra," "Pyramidalis" "Wintergreen"	Evergreen	A
Ash, Blue [Amended 1-18-2011 by Ord. No. 6641]	Fraxinus quadrangulata	"Newport"	Shade Tree	D
Ash, European [Amended 1-18-2011 by Ord. No. 6641]	Fraxinus excelsior	"Aurea," "Hessei"	Shade Tree	D
Ash, Green [Amended 1-18-2011 by Ord. No. 6641]	Fraxinus pennsylvanica	"Honeyshade," "Marshall Seedless," "Patmore," "Summit"	Shade Tree	D
Ash, Mountain	Sorbus americana		Ornamental/Small Tree	D
Ash, White [Amended 1-18-2011 by Ord. No. 6641]	Fraxinus americana	"Autumn Applause," "Autumn Purple," "Champaign County," "Chicago Regal," "Elk Grove," "Rosehill," "Royal Purple," "Skyline," "Windy City"	Shade Tree	D
Baldcypress	Taxodium distichum		Shade Tree	A

Beech, American	Fagus grandifolia		Shade Tree	В
Beech, European	Fagus sylvatica	All cultivars	Shade Tree	В
Birch, Paper	Betula papyrifera	"Chickadee," "Snowy"	Shade Tree	D
Birch, River	Betula nigra	"Heritage"	Ornamental/ Small Tree	В
Boxelder	Acer negundo	"Auratum," "Flamingo," "Kelly's Gold," "Violaceum"	Shade Tree	D
Buckeye, Ohio	Aesculus glabra		Shade Tree	В
Catalpa	Catalpa speciosa		Shade Tree	D
Cedar, Eastern Red	Juniperus virginiana	"Canaertii," "Taylor"	Evergreen	В
Cherry, Black	Prunus serotina	"White Sparkle"	Shade Tree	С
Cherry, Japanese Flowering		"Amanogawa," "Kwanzan," "Royal Burgundy," "Shirofugen," "Shirotae," "Shogetsu"	Ornamental/ Small Tree	D
Cherry, Sargent	Prunus sargentii		Ornamental/ Small Tree	В
Chokeberry, Amur	Prunus maackii	"Amber Beauty"	Shade Tree	В
Chokecherry, Schubert	Prunus virginiana	"Schubertii"	Ornamental/ Small Tree	В
Coffeetree, Kentucky (male only)	Gymnocladus dioica		Shade Tree	A
Coffeetree, Kentucky, female only	Gymnocladus dioicus	"Prairie Titan"	Shade Tree	В
Corktree, Amur	Phellodendron amurense		Shade Tree	D
Corktree, Sakhalin	Phellodendron sakhalinense		Shade Tree	D

Cottonwood (female, only)	Populus deltoides		Shade Tree	D
Cottonwood (male only)	Populus deltoides	"Siouxland"	Shade Tree	С
Crabapple, Flowering	Malus spp.		Ornamental/ Small Tree	A
Crabapple, Flowering	Malus spp.		Ornamental/ Small Tree	В
Dogwood, Corneliancherry	Corrus mas		Ornamental/ Small Tree	В
Dogwood, Kousa	Cornus kousa		Ornamental/ Small Tree	В
Dogwood, Pagoda	Cornus alternifolia		Ornamental/ Small Tree	В
Douglas fir	Pseudotsuga menziesii		Evergreen	A
Elm, American	Ulmus americana	"Delaware #2," "Jefferson," "Princeton," "Valley Forge"	Shade Tree	D
Elm, Chinese	Ulmus parvifolia	"Dynasty," "Frosty"	Shade Tree	В
Elm, hybrid	Ulmus hybrids	"Accolade," "Homestead," "Jacan," "Pioneer," "Regal," "Sapporo Autumn Gold"	Shade Tree	В
Elm, Red (Slippery)	Ulmus rubra		Shade Tree	D
Elm, Rock	Ulmus thomasii		Shade Tree	D
Elm, Siberian	Ulmus pumila	"Chinkota," "Coolshade," "Dropmore," "Lincoln," "Morton Plainsman," "New Horizon," "Pendula," "Urban"	Shade Tree	D
Filbert, Turkish	Corylus colurna		Shade Tree	A

Ginkgo, male only	Ginkgo biloba	"Autumn Gold," "Fairmount," "Fastigiata," "Lakeview," "Princeton Sentry"	Shade Tree	В
Hackberry, Common	Celtis occidentalis	"Chicago-land," "Prairie Pride," "Windy City"	Shade Tree	A
Hawthorn, Cockspur	Crataegus crusgalli var. inermis		Ornamental/ Small Tree	A
Hawthorn, Downy	Crataegus mollis		Ornamental/ Small Tree	С
Hawthorn, English	Crataegus laevigata	"Crimson Cloud," "Paul's Scarlet," "Snowbird," "Toba"	Ornamental/ Small Tree	D
Hawthorn, Washington	Crataegus phaenopyrum		Ornamental/ Small Tree	В
Hickory, Shagbark	Carya Ovata		Shade Tree	В
Honeylocust, Common	Gleditsia triacanthos		Shade Tree	D
Honeylocust, Thornless	Gleditsia triacanthos f. inermis	"Green Glory," "Imperial," "Majestic," "Shademaster," "Skyline"	Shade Tree	A
Hornbeam, American	Carpinus caroliniana		Ornamental/ Small Tree	В
Hornbeam, European	Caprinus betulus		Shade Tree	В
Horsechestnut, Common	Aesculus hippocasta	"Baumannii"	Shade Tree	В
Katsura	Cercidiphyllum japonicum		Shade Tree	В
Larch, European	Larix decidua		Conifer	В
Lilac, Japanese Tree	Syringa reticulate	"Ivory Silk"	Ornamental/ Small Tree	В
Lilac, Peking	Syringa pekinensis		Ornamental/ Small Tree	С
Linden, American (Basswood)	Tilia americana	"Fastigiata," "Redmond"	Shade Tree	В
Linden, Littleleaf	Tilia cordata	"Greenspire," "June Bride"	Shade Tree	В

Linden, Redmond	Tilia euchlora	"Redmond"	Shade Tree	A
Linden, Silver	Tilia tomentosa		Shade Tree	В
London Plane	Platanus acerifolia		Shade Tree	В
Locust, Black	Robinia pseudoacacia	"Frisia," "Idaho," "Purple Robe,"	Shade Tree	D
Magnolia, Saucer	Magnolia x soulangi-		Ornamental/ Small Tree	В
Magnolia, Star	Magnolia stellata	"Centennial," "Rosea," "Royal Star," Waterlily"	Ornamental/ Small Tree	В
Maple, Amur	Acer tataricum subsp. Ginnala	"Compactum," "Durand Dwarf," "Flame," "Red Fruit"	Ornamental/ Small Tree	В
Maple, Black	Acer nigrum	"Greencolumn"	Shade Tree	A
Maple, Hedge	Acer campestre	"Marimo," "Queen Elizabeth"	Ornamental/ Small Tree	В
Maple, Miyabe	Acer miyabe		Shade Tree	С
Maple, Norway	Acer plantanoides	"Crimson King," "Columnare," "Deborah," "Drummondil," "Emerald Lustre," "Erectum," "Green Lace," "Royal Red," "Schwedleri"	Shade Tree	В
Maple, Red	Acer rubrum	"Armstrong," "Autumn Flame," "Columnare," "Red Sunset," "October Glory"	Shade Tree	В
Maple, Sycamore	Acer pseudoplatanus		Shade Tree	В
Maple, Silver	Acer saccharinum	"Beebe," "Laciniatum," "Silver Cloud," "Silver Queen," "Skinner"	Shade Tree	С
Maple, Sugar	Acer saccharum	"Green Mountain," "Legacy," "Sweet Shadow," "Wright Brothers"	Shade Tree	A

Maple, Tartarian	Acer tataricum		Shade Tree	В
Maple, Purpleblow	Acer truncatum		Shade Tree	В
Mulberry, Red (female only)	Morus alba		Shade Tree	D
Mulberry, Red (male only)	Morus rubra		Shade Tree	C D
Mulberry, White (female only)	Morus rubra		Shade Tree	D
Mulberry, White (male only)	Morus alba	"Fruitless," "Mapleleaf"	Shade Tree	С
Oak, Bur	Quercus macrocarpa	•	Shade Tree	A
Oak, Chestnut	Quercus prinus		Shade Tree	В
Oak, Chinquapin	Quercus muehlenbergii		Shade Tree	A
Oak, English	Quercus robur	"Autopurpurea," "Concordia," "Filicifolia," "Michround," "Pendula," "Pyramich," "Skyrocket," "Variegata"	Shade Tree	В
Oak, Hill's	Quercus ellipsoidalis		Shade Tree	В
Oak, Pin	Quercus palustris	"Crownright," "Green Pillar,"	Shade Tree	В
Oak, Red	Quercus rubra	,	Shade Tree	В
Oak, Swamp White	Quercus bicolor		Shade Tree	A
Oak, White	Quercus alba		Shade Tree	A
Olive, Russian	Elaeagnus augustifolia		Ornamental/ Small Tree	D
Pear, Flowering	Pyrus calleryana	"Chanticleer," "Red," Spire," "Whitehouse" "Callery"	Shade Tree	AC
Pine, Austrian	Pinus Nigra	·	Evergreen	С
Pine, Eastern White	Pinus strobus	"Contorta," "Fastigiata," "Pendula"	Evergreen	В

Pine, Jack	Pinus banksiana		Evergreen	В
Pine, Red	Pinus resinosa		Evergreen	С
Pine, Scots	Pinus sylvestris	"Aurea," "Beauvronensis,"	Evergreen	D
Planetree, London	Platanus x acerifolia	"Bloodgood," "Columbia," "Liberty," "Metzam," "Yarwood"	Shade Tree	В
Poplar, Black Lombardy	Populus nigra	"Italica" "Majestic," "Thevestin"	Shade Tree	D
Poplar, White	Populus alba	"Pyramidalis"	Shade Tree	D
Redbud, Eastern	Cercis canadensis	"Flame," "Wither's Pink Charm"	Ornamental/ Small Tree	В
Redwood, Dawn	Metasequoia glyptostroboides		Shade Tree	С
Serviceberry, Allegheny	Amalanchier Laevis		Ornamental/ Small Tree	В
Serviceberry, Apple	Amalanchier x grandiflora	"Autumn Brilliance," "Ballerina," "Princess Diana," "Robin Hill," "Strata"	Ornamental/ Small Tree	В
Serviceberry, Downy	Amalanchier arborea		Ornamental/ Small Tree	В
Serviceberry, Saskatoon	Amalanchier alnifolia		Ornamental/ Small Tree	В
Spruce, Black	Picea glauca	"Bensata"		
Spruce, Colorado Blue	Picea pungens		Evergreen	В
Spruce, Norway	Picea abies		Evergreen	В
Sweetgum	Liquidambar styriciflua	"Grazam," "Moraine," "Variegata"	Shade Tree	С
Sycamore	Platanus occidentalis		Shade Tree	С
Tamarack	Larix laricina		Conifer	A
Tree of Heaven	Ailanthus altissima		Shade Tree	D
Tulip Tree	Liriodendron	"Aureomarginatum"	Shade Tree	В

	tulipifera			
Yellowwood	Cladrastis lutea		Shade Tree	С
Walnut, Black	Juglans nigra	"Laciniata"	Shade Tree	С
Willow, Corkscrew	Salix matsudana	"Toruosa"	Shade Tree	D
Willow, Weeping	Salix alba	"f. argentea," "Britzensis," "Tristis" Shade Tree D Zelkova Zelcova serrata "Goshiki," "Green Vase," "Halka," "Spring Grove" "Village Green"	Shade Tree	D

Northwest Herald

NORTHWEST HERALD

Publication Name: Northwest Herald

Publication URL: www.nwherald.com

Publication City and State:

Crystal Lake, IL

Publication County:

McHenry

Notice Popular Keyword Category:

Notice Keywords:

UDO

Notice Authentication Number: 202308011347454694243 213731298

Notice URL:

Back

Notice Publish Date: Saturday, July 29, 2023

Notice Content

PUBLIC NOTICE Notice of Public Hearing BEFORE THE PLANNING AND ZONING COMMISSION OF THE CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS IN THE MATTER OF THE PETITION OF City of Crystal Lake 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 for the purposes of seeking UDO Text Amendments to make changes to Article 2, Article 3, Article 4 and Article 10, as well as Appendix Section A-1100. A public hearing before the Planning and Zoning Commission on this request will be held at 7:00 p.m. on Wednesday, August 16, 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 (Published in Northwest Herald July 29, 2023)2097469

Back