

# #2024-173 1141 North Shore Drive – Variations Project Review for Planning and Zoning Commission

Meeting Date: October 2, 2023

**Request:** Variations from Article 3:

- 1. To allow a 5.75-foot encroachment into the required 30-foot street side setback,
- 2. To allow a 2.13-foot encroachment into the required 63-foot lake side setback.
- 3. To allow a 3.91-foot encroachment into the required 11-foot side yard setback,
- 4. To allow 53.18% hard surface coverage, a variation from 50% maximum, and
- 5. To allow an observation tower at 37 feet high a variation from the 28-foot maximum height.

**Location:** 1141 North Shore Drive

Acreage: Approximately 11,925 square feet

**Existing Zoning:** R-2 Single Family

**Surrounding Properties:** North: R-2 Single Family

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

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

### **Background:**

- The property is an existing single-family residential lot in Crystal Lake.
- The house was constructed very close to some property lines and it is considered legal non-conforming. The house is only 2.9 feet from the south property line.
- The lot is a conforming lot, meaning it meets the minimum lot width and lot area requirements. A conforming lot requires a minimum 7-foot side yard setback and 18-foot combined side yard setbacks. Since the house is very close to the south side staff selected that side yard to be the 7-foot side yard.

## **Development Analysis:**

### General

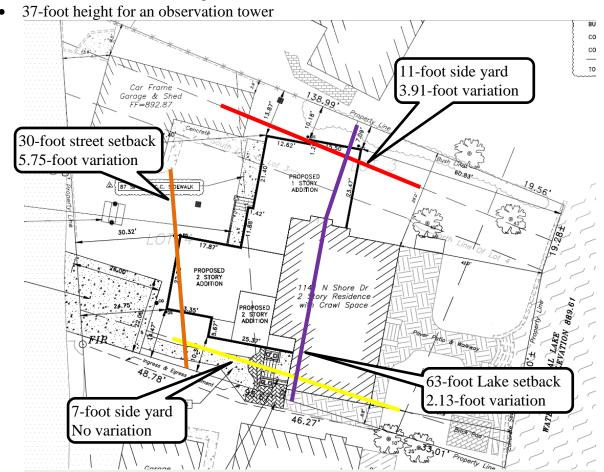
- Request: To construct an addition to the house. The addition is one and two-stories with a center observation tower. The addition will encroach into the street side, lake side and side yard setbacks. In addition, variations for height for the observation tower and hard surface coverage are needed.
- Zoning: The site is zoned R-2 Single Family.
- Land Use: The land use map shows the area as Urban Residential.
- The construction will match the existing residential structure.
- For properties located on the lake, the lakeside (front yard) setback is calculated by using the average of lots within 400 feet.

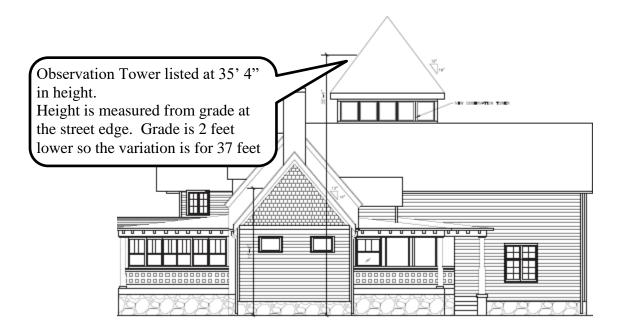
## **Findings of Fact:**

## ZONING ORDINANCE VARIATION

The petitioner is requesting Simplified Residential Zoning Variations to allow a new addition. The following variations are requested:

- 5.75-foot encroachment into the required 30-foot street side setback
- 2.13-foot encroachment into the required 63-foot lake side setback
- 3.91-foot encroachment into the required 11-foot side yard setback
- 53.18% hard surface coverage





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 co	property owner is due to unique circumstances, such as, unusual onditions 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  Meets	ion, if granted, will not alter the essential character of the locality.

For the purposes of supplementing the above standards, the Commission may take into consideration the extent to which the following facts favorable to the application have been established by the evidence presented at the public hearing:

a.	That the conditions upon which the application for variation is based would not b
	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;
	☐ Meets ☐ Does not meet
c.	That the granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located; or
	☐ Meets ☐ Does not meet
d.	That the proposed variation will not impair an adequate supply of light or air to adjacent property, will not unreasonably diminish or impair the property values of adjacent property, will not unreasonably increase congestion in the public streets, substantially increase the danger 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.

## **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.

**Supporting Actions**: Preserve and enhance the character and livability of existing residential area with architectural and development guidelines.

**Supporting Actions**: Provide for a reasonable rate of residential growth especially infill growth and mixed-use development which take advantage of existing city services.

## **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 (Bevill, received 9/12/24)
  - B. Engineering Plans and Site Plan (Scheflow Engineers, dated 11/4/23, received 9/24/24)
  - C. Architecture Elevations (John Kelly Architects, dated 9/4/24, received 9/24/24)
- 2. No improvements can be constructed over the property line.

3. The petitioner shall address all of the review comments and requirements of Engineering and Public Works Department, Community Development Department and the City's Stormwater Consultant.

PIQ Map 1141 North Shore Drive





The following information is related to a development application. As the owner of the property in question, I (we) acknowledge that the information provided in the submittal was reviewed and approved.

Owner Information
Name: Grant & Judith Bevill
Address: 1141 North Shore Dr. Crystal Lake, IL. 60014
Phone: 224-619-6100
E-mail: bevillg@ab-controls.com
Project Name & Description: Addition to Bevill Residence
Project Address/Location: Same as above
Signature
Owner: Print and Sign name  Date
NOTE: If the property is held in a 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.

SEP 1 2 2024

By: ... WW. pm

PUBLIC NOTICE BEFORE THE PLANNING AND ZONING COMMISSION OF THE CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF Grant Bevill

### **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 Grant Bevill for approval of a Variations at the following real estate known as 1141 North Shore Drive, Crystal Lake, Illinois 60014, PIN: 18-01-229-005.

This application is filed for the purpose of seeking Simplified Residential Zoning Variations to allow additions to a house whereas the addition will encroach 5.75 feet into the required 30-foot street side setback, 2.13 feet into the required 63-foot lake side setback, and 4.2 feet into the required 11-foot interior side yard setback. With a variations from the maximum 50% hard surface coverage to allow 6,342 square feet or 53.18% of the lot, from the maximum 28-foot height limit to allow 37 feet for an observation tower and any other variations as presented at the public hearing pursuant to Unified Development Ordinance Article 3, Article 4, 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, October 2, 2024, 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 September 14, 2024) 2192211

### STATE OF ILLINOIS

**COUNTY OF MCHENRY** 

IN THE MATTER OF THE APPLICATION OF

## **AFFIDAVIT**

(Name), being first duly sworn on oath deposes and states as follows:

- A. That a copy of the legal notice, concerning the hearing date for the above mentioned Petitioner, was sent to each of the persons named on the attached list by regular mail notifying them of the hearing before the Planning and Zoning Commission on October 2, 2024, at 7:00 p.m., at the City of Crystal Lake City Hall, 100 West Woodstock Street in Crystal Lake, Illinois. Said notice was mailed to each of the below mentioned persons by regular mail on 9-16-24 (date)
- B. That the posting requirements of the Unified Development Ordinance have been complied with by placing the customary public notice sign on the subject property on 9-17-29 (date)

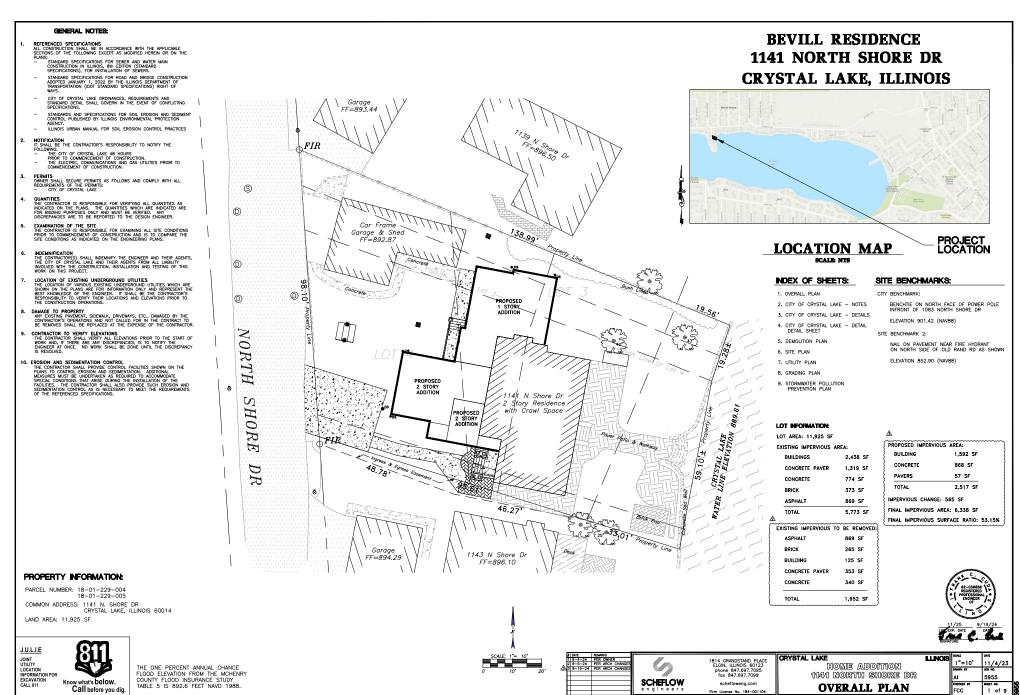
(name) (Signature)

Subscribed and Sworn to me before

This 1740 day

Notary Public

STEPHANIE A NELSON Official Seal Notary Public - State of Illinois My Commission Expires Mar 29, 2027



1.06/12/2015

- n meeting shall be conducted with City Staff and all Contractors prior to commencing underground utility construction activities (schedule meeting with the Community any grading or underground utility construction Development Department at 815-356-3605).
- 2. 24-hour Emergency contact numbers shall be provided to City Staff at the Pre-Construction meeting.
- 3. Working hours shall be limited to the hours of 7:00 a.m. and 7:00 p.m. on weekdays only (except in cases of emergency). Non-emergency work on weekends or briddings in not permitted per Cityl Code except under written permission from the Cityl Engineer. The owner is responsible for the Cityl Inspection object of over their brightness and briddings.
- Public/private streets shall be kept free of dirt and debris with regular cleaning, sweeping, and scraping conducted by the Contractor. Junk and debris shall not be allowed to accumulate, blow, or scatter or to streets or adsortn procedies.
- 5. J.U.L.I.E. shall be contacted for utility locations on-site and in the adjacent rights-of-way.
- Contractor shall provide and maintain fencing, barricades, traffic control signs, and other safeguarding measures during the course of all work to protect the public from the construction operations.
- Any damage to public right-of-way, public utilities, streets, curb, etc. shall be repairedireplaced as soon as possible and as directed by the City Engineer.

STANDARD NOTES

AND SPECIFICATIONS

- The proposed grading elevations shown on the plans are finished grade. A minimum of six (6) inches of topsoil is to be placed before finished grade elevations are achieved.
- Embankment material within parkway and open space areas shall be compacted to minimum of ninely percent (90%) of maximum density in accordance with ASTM Specification D-157 (modified proctor method), or to such other density as may be determined appropriate by the soils engineer.
- All subgrade material shall have a minimum CBR (California Bearing Ratio) of 3.0 as determined by the soils engineer, or base replacement and pavement design revisions shall be provided which are adequate to obtain equivalent.
- Any borrow pil locations shell be identified by the Contractor on a copy of the approved site plans and forwarded to the Engineering Division at least 24-house prior to exacesion. Provide backlid compation reports from a gedechnical engineer and as-built plans to the Engineering Division for any borrow pit area.
- Backfill shall be monitored by a geotechnical engineer on-site with compaction reports forwarded to the Engineering Division for review.
- Water truck shall be on-site at all times during mass-grading operations and be available as needed for the purposes of dust control or at the request of City Staff.
- Drawing Number

GE-02a

Drawn Checked

DD AW

Date: 01/30/15

3

Crystal Lake

### TOPSOIL STOCKPILING: EROSION CONTROL Topsoil stockpiled for future use shall be relatively free from large roots, sticks, weeds, brush, stones larger than one (1) inch diameter, or other litter and waste products including other extraneous materials not conducive to plant growth.

 Topsoil shall be stockpiled in sequence to eliminate any re-handling or double moveme by the Contractor. Fealure to properly sequence the stockpiling operations shall not constitute a claim for additional corporaration. No material shall be stockpiled in front yards, in utility essements, or in the right-of-way lines. If a stockpile is to remain in place for more than (14) calendar days, it is required that the stockpile meet the requirements as outlined in section SSS of the City Code

1. 06/12/2015

2. 02/25/2020

- The Contractor shall coordinate water main, water service, sanitary and storm sewer inspections and testing with the Community Development at least 24 hours in advance.
- All main line sanitary shall be cleaned and televised (provide DVD to the CB/s Engineering Division)
- All manhole or valve covers shall be imprinted "City of Crystal Lake Sanitary", or "City of Crystal Lake Storm", or "City of Crystal Lake Water" as directed by the City.
- Reference the latest edition of the Standard Specifications for Water and Sewer Main Construction in Illinois.
- 5. Existing manholes to be circular cored and booted.

- All specified erosion control measures shall be installed and maintained per the requirements of the Crystal Lake Stormwater Ordinance in accordance with the active NPDES
- 2. All slones 4:1 or steeper shall be socked or blanketed immediately after mass earthwork
- 3. All overland flow routes to be stabilized by sod or blanket.
- Erosion control measures to be inspected and approved by City Engineering Division prior to additional work on site.
- Continuous monitoring of erosion control measures is required. Maintain records of weekly reports per the City of Crystal Lake Stormwater Ordinance.
- The Contractor shall implement any additional erosion control measures deemed nec by the City per the standards of the City Of Crystal Lake Stormwater Ordinance.
- 7. All storm sewer catch basins, sumps and/or retention basins provided are to be cleaned at the end of construction of the project prior to final acceptance. Cleaning may also be required during the occurs of the construction of the project if it is determined that the six and debris traps are not properly functioning and their performance is impaired.
- 8. Rip-rap material RR 2 (6") RR4 (16") shall be in accordance with Article 281

STANDARD NOTES

AND SPECIFICATIONS

Projects of 1 Acre or greater must obtain an NPDES permit prior to commencement of any
construction articles.

GE-02b

Date: 01/30/15 Drawn Checked

Drawn Checked Crystal Lake

Water main shall be Ductile fron or Molecularly Oriented Polyvinyl Chloride (PVCO), a) Ductile fron water main shall be Class 52 conforming to ANSI/AVWA C151/A21.514.99, b) Ductile from fiftings shall conform to ANSI/AVWA C153/A21.53 with mechanical joint gasks c) PVCO - See CNy Detail UW-12 and UW-13.

Thrust blocking or Mega-Lugs with Mega-Bond coating or pre-approved equal shall be installed on water mains at all bends, sees, elbows, etc. except as noted below.

Thrust blocks not permitted with 45 degree vertical bends in water main (these shall be restrained with Mega-Lug or pre-approved equal.

6. Minimum cover from finished grade to top of water main shall be six (6) feet; Maximum cover shall be eight (5) feet.

When specified, ductile iron pipe shall be encased in polyethylene and shall conform with ANSI/AWW/A C105/A21.10 - 10 and ASTM A674-10.

7. Water Main Taps: An Illinois licensed plumber is required for any water main tap.

WATER MAIN:

1. 06/12/2015

2. KL 01/25/2021 Torque Specification

- Subgrade and proposed pavements shall be finished by the Excavation Contractor to within 0.1 foot plus or minus, of plan elevation.
- All bolled connections shall be torqued to the manufacturer's specification. The Contractor shall verify the manufacturer's specification with an approved torque wrench. 3. The Paving Contractor shall ensure that the subgrade has been properly prepared and that the finished top of subgrade elevation has been graded within the bisnances allowed in these specifications. Unless the Paring Contractor ablasse the owner and engineer in writing prior to fire grading for base course construction, it is understood that the Contractor has approved and according responsibility for the subgrade.
  - For the purpose of providing handicap accessibility and complying with the American Disability Act and City Standards, curbs shall be depressed at locations where public walks or pedestrian paths intersect curb lines at street intersections and other locations as defected.
  - % inch thick premotided fiber expansion joints with two (2) No. 4 plain round steel dowe bers shall be installed at designated intervals and at all P.C., P.T., curb returns and at the end of each pour. Alternate ends of the dowel bars shall be greased and fitted with metal expansion tubes.
  - % inch thick fiber expansion joints shall be used in every case where the sidewalk coincides with the cub and gutter. Contraction joints shall be saw cut at designated intervals in the curb. The cost of these joints shall be considered as incidental to the cost of the contract.

  - 8. Sidewalks (where required) shall be of the thickness and dimensions as shown in the construction plans. All sidewalks (conceits what be a minimum of 6.1 bay mix (or EDT) class 50 conceits and ball diveloped a minimum of 3.000 plan conspects bereight in class 50 conceits and ability of the conceive of the concei

Drawing Number

STANDARD NOTES AND SPECIFICATIONS





STORMWATER MANAGEMENT

595 Attachment 3

City of Crystal Lake

- 2. All abandoned drain tiles within disturbed areas shall be removed in their entirety.
- Drain tiles within the disturbed area of a development site shall be replaced, bypassed around the development site or intercepted and connected to the stormwater management system for the development site. The size of the replaced or bypassed drain tile shall be equivalent to the existing drain tile.

595 Attachment 3:1

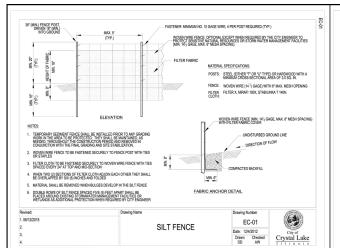
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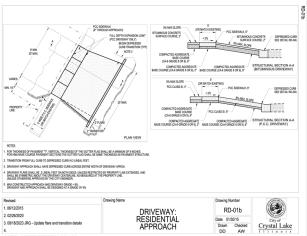
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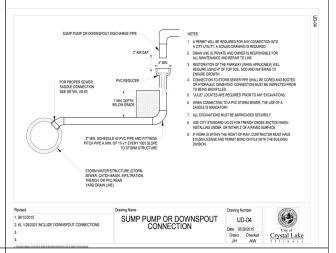
schefloweng.com

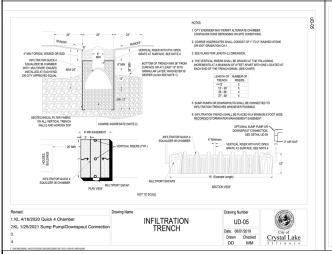
HOME ADDITION 1141 NORTH SHORE DR

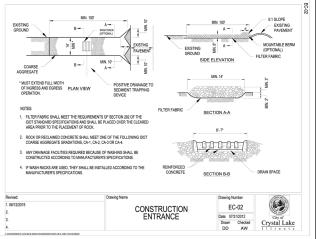
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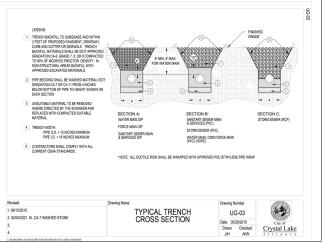


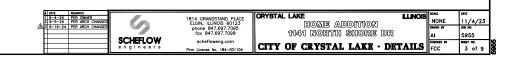


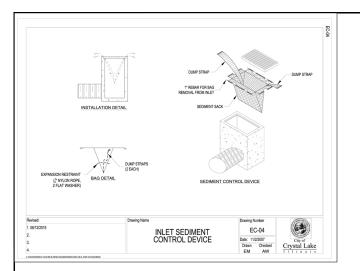


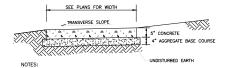








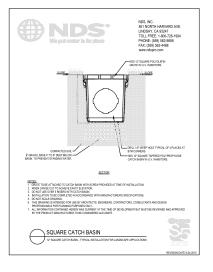


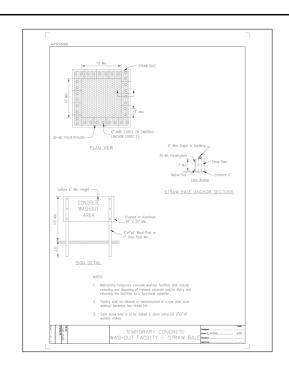


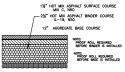
- THE CONCRETE SIDEWALK SHALL BE CONSTRUCTED IN ACCORDANCE WITH SECTION 424 OF THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION.
- THE CONCRETE SHALL CONFORM TO SECTION 1020 AND SHALL BE A
  CLASS SI CONCRETE MIXTURE WITH A 4-INCH SLUMP AND SHALL
  DEVELOP A MINIMUM OF 3,500 PSI COMPRESSIVE STRENGTH AT 14 DAYS.
- PLACEMENT WILL NOT BE PERMITTED UNLESS THE TEMPERATURE IS 28' AND RISING, NO CHLORIDE ADDITIVE WILL BE PERMITTED IN THE CONCRETE.
- SIDEWALK AT INTERSECTIONS SHALL BE DEPRESSED AND TEXTURED IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE MAXIMUM ALLOWABLE SLOPE IS 1:20.
- 5. CONTROL JOINTS SHALL BE INSTALLED AT 5 FOOT CENTERS.
- PREMOULDED FIBER EXPANSION JOINTS SHALL BE INSTALLED AT 100 FOOT CENTERS MAXIMUM OR WHERE THE SIDEWALK ABUTS CURB OR OTHER SIDEWALK, OR AT THE END OF EACH POUR.
- 7. THE SIDEWALK SHALL HAVE A BROOM FINISH.
- 8. 2 #4 BARS SHALL BE REQUIRED OVER UTILITY TRENCH. BARS SHALL BE DOWELED INTO EXISTING SIDEWALK

### CONCRETE SIDEWALK DETAIL

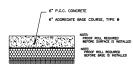




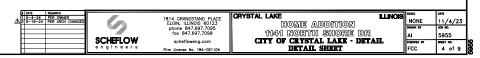


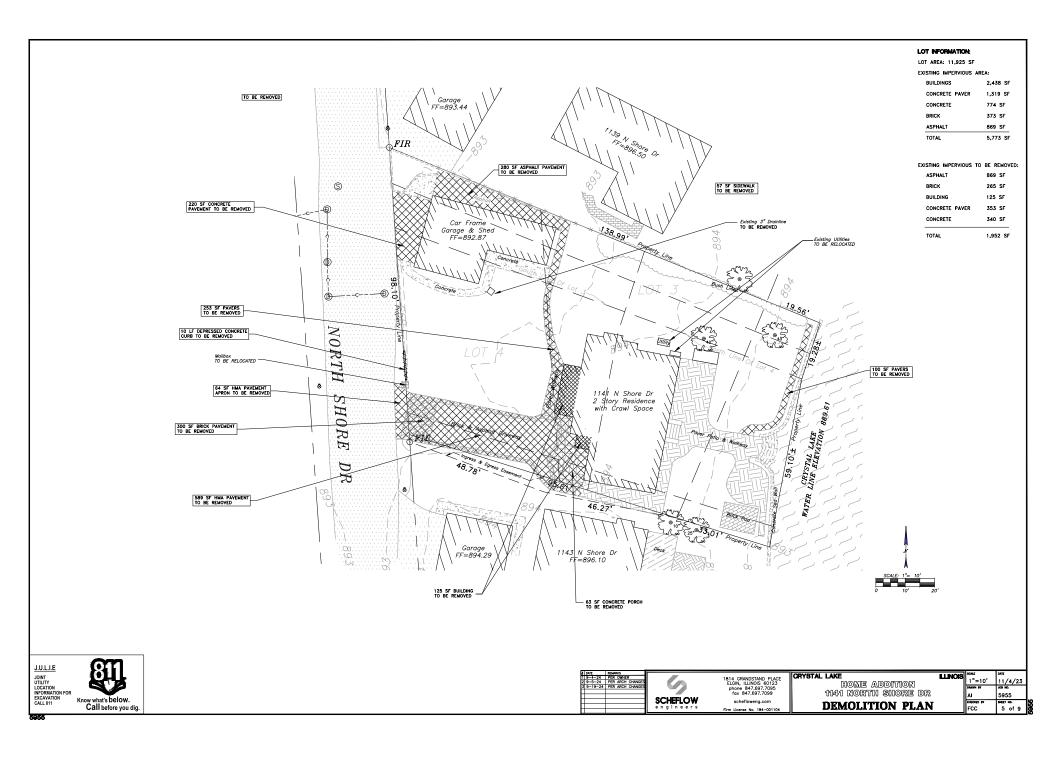


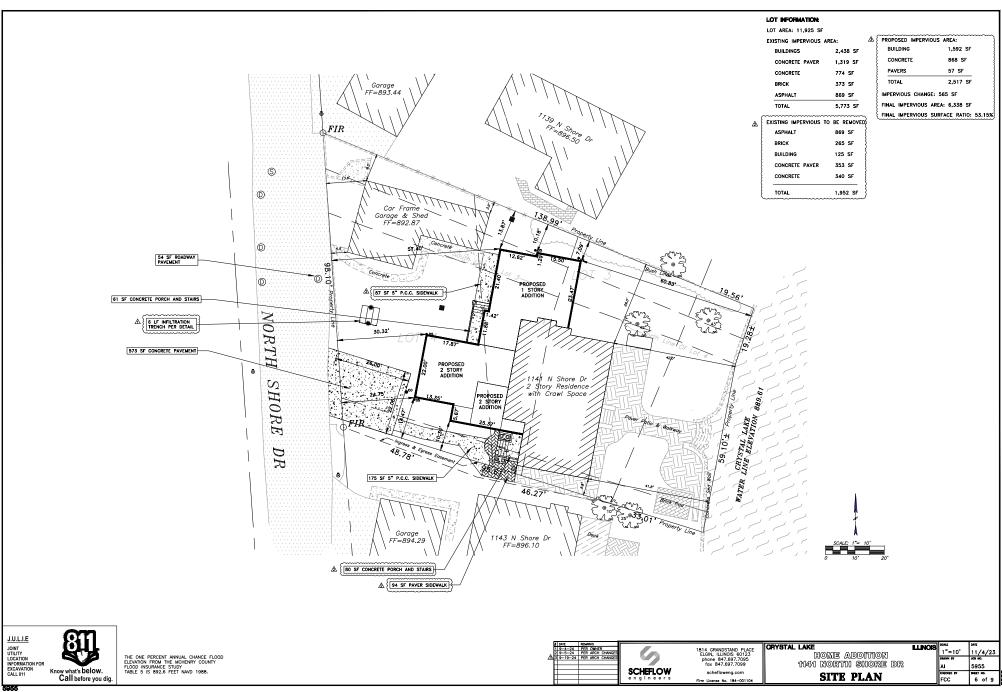
### ROADWAY PAVEMENT

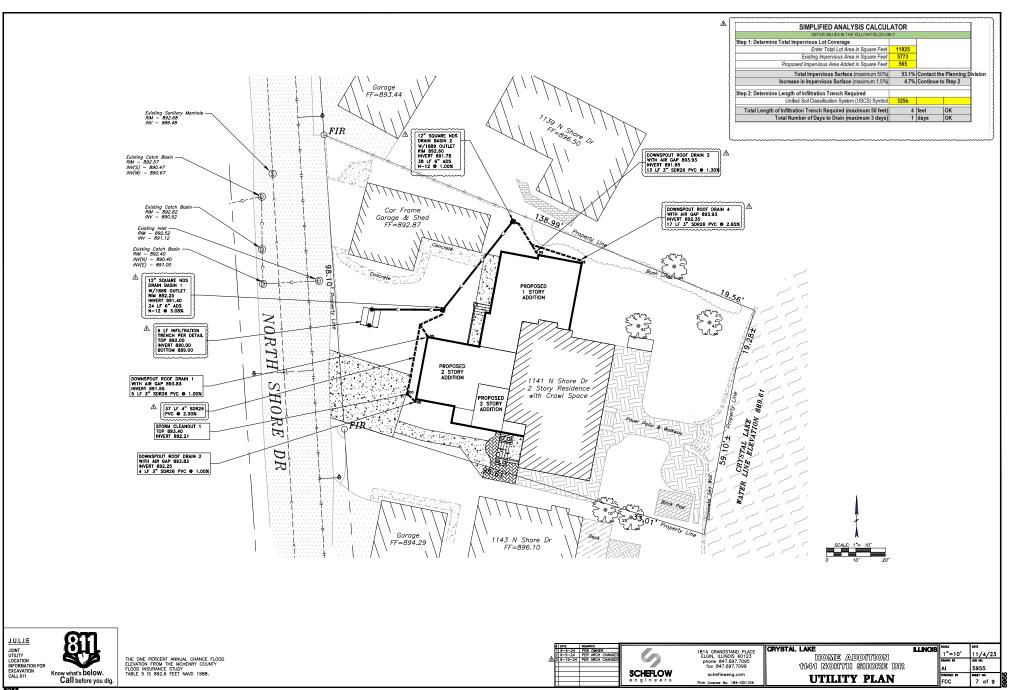


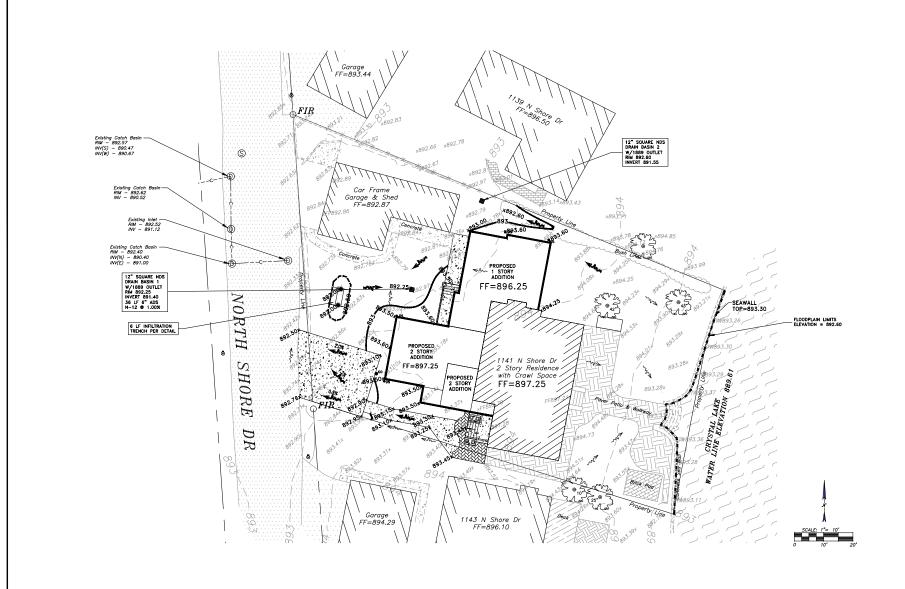
### DRIVEWAY PAVEMENT











J.U.L.I.E

JOINT

UTILITY
LOCATION
INFORMATION FOR
EXCAVATION
CALL 811

Know what's below. Call before you dig.

THE ONE PERCENT ANNUAL CHANCE FLOOD ELEVATION FROM THE MCHENRY COUNTY FLOOD INSURANCE STUDY TABLE 5 IS 892.6 FEET NAVD 1988.



1814 GRANDSTAND PLACE ELGIN, ILLINOIS 60123 phone 847.697.7095 fax 847.697.7099 schefloweng.com CRYSTAL LAKE
HOME ADDITION
1141 NORTH SHORE DR
GRADING PLAN

DALE 1 "=10" 11/4/23

DAMEN BY AND NO.

AI 5955

GREGOULD BY SHEET NO.

FCC 8 of 9

### STORMWATER MANAGEMENT

### 595 Attachment 2

City of Crystal Lake

### Appendix 2 Standard Soil Erosion and Sediment Control Notes

- measures shall meet the minimum standards and specifications of the Illino
- Soil disturbance shall be conducted in such a manner as to minimize erosion. Areas of the
  development site that are not to be disturbed shall be protected from construction traffic
  or other disturbance until final stabilization is achieved.
- or other disturbance until final stabilization is achieved.

  3. Soil stabilization measures shall consider the time of year, development site condition
- and the use of temporary or permanent measures.

  4. Stabilization by seeding shall include topsoil placement and fertilization, as necessary
- 5. Native seed mixtures shall include rapid-growing annual grasses or small grains
- Off-site property shall be protected from erosion and sedimentation. Velocity dissipation devices shall be placed at concentrated discharge locations and along the length of any outfall channel, as necessary to prevent erosion.
- 7. Sediment control measures shall be installed prior to the disturbance of tributary areas.
- 8. Stabilization of disturbed areas shall be initiated immediately whenever any clearing, grading, excavating or other earth-disturbing activities have permanently coased on any grading, excavating or other earth-disturbing activities have permanently excaved in the stability of disturbed areas shall be initiated within one working day of permanent or temporary cessation of earth-disturbing activities and shall be completed as soon as possible, but not later than 14 calculated days from the initiation of stabilization work in an area. Exceptions to these time frames are specified between a set postfered between the coast of the stability of
- Where the initiation of stabilization measures is precluded by snow cover, stabilization measures shall be initiated as soon as practicable; and
- In areas where construction activity has temporarily ceased and will resume after 14 days, a temporary stabilization method may be used.
- Disturbance of steep slopes shall be minimized. Areas or embankments having slopes steeper than 3:1 shall be stabilized with staked-in-place sod, crosion control blankets in combination with seeding, or an equivalent control measure.

595 Attachment 2:1

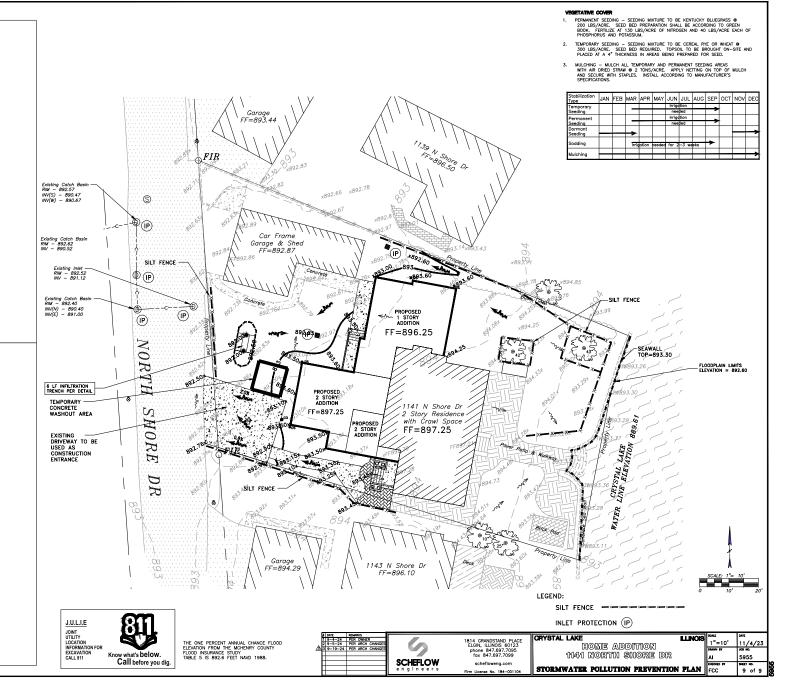
Supp 52, Nov 2020

### CRYSTAL LAKE CODE

- 10. Perimeter control measures shall be provided downslope and perpendicular to the flow of runoff from disturbed areas, where the tributary area is greater than 5,000 square feet, and where runoff will flow in a sheet flow manner. Perimeter erosion control shall also be provided at the base of soil stockpiles.
- 11. The stormwater management system shall be protected from erosion and sedimentation downslope from disturbed areas. Inlet protection that reduces sediment loading, while allowing mund? to enter the inlet, shall be required for all storm sewers. Check dams, or an equivalent control measure, shall be required for all channels. Filter fabric inlet protection and starwa held disch checks are not acceptable control measures.
- 12. If dewatering services are used, discharges shall be routed through an effective sediment control measure (e.g., sediment trap or an equivalent control measure). The enforcement officer shall be notified prior to the commencement of dewatering activities.
- 13. All temporary soil erosion and sediment control measures shall be removed within 30 days after final stabilization of the development site is achieved or after the temporary measures are no longer necessary. Trapped sediment shall be removed and disturbed areas shall be permanently stabilized.
- 14. Stockpiled soil and materials shall be removed from flood hazard areas at the end of each work day. Soil and materials stockpiled in IWMC or buffer areas shall be placed on timber mats, or an equivalent control measure.
- Effective control measures shall be utilized to minimize the discharge of pollutants from the development site. At a minimum, control measures shall be implemented in order to:
  - Minimize the discharge of pollutants from equipment and vehicle washing, wheel wash water, and other wash water, and
  - Minimize the exposure of building materials, building products, construction wastes, trash, landscape materials, fertilizers, pesticides, herbicides, detergents, vehicle fluids, sanitary waste, and other materials present on the development site to precipitation and to stormwater.
- 16. Adequate receptacles shall be provided for the depositing of all construction material debris generated during the development process. The applicant shall not cause or permit the dumping, depositing, dropping, throwing, discarding or leaving of construction material debris upon or into any development site, channel, or IWMC. The development site shall be manifained free for construction material debris.
- The enforcement officer may require additional or alternate soil crossion and sediment control measures, based on development-site-specific considerations and the effectiveness of the installed control measures.

595 Attachment 2

Supp 52, Nov 20:





A4.0

