

#2015-14 237 Ash Street (Gentile-Zeitler) – Variation Project Review for Planning and Zoning Commission

Meeting Date: July 1 2015

Requests: 1. Variation from Article 3-200 4 impervious surface

coverage to allow approximately 5,143 square feet or 53% of impervious surface, which is 3% more than the 50% permitted.

2. Variation from Article 3-300 3 front yard setback and Article 7 non conforming structures, to allow the expansion of the non-conforming front porch to be as close as 14 feet 6 ½ inches

from the front lot line, a variation of 14 feet 2 inches from the

required 28-foot 8-inch averaged front yard setback.

Location: 237 Ash Street

Acreage: 9,715 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, detached garage and paved patio area. The existing detached garage is approximately 2 feet 9 inches from the side property line.
- <u>Project</u>: The owner plans to remodel the entire house. A new front porch would be added, the house living area would be expanded and a breezeway connection to the new attached garage is also planned. The owner will also make exterior changes with new siding and a new patio area.

Development Analysis:

General

• Request: The petitioner is adding on to the existing house, constructing a breezeway and connecting a new two-story garage to the house making one principal structure. The petitioner is also reconstructing the front porch. The front porch is an existing non-

conforming portion of the house and requires a variation from the setback. The new impervious surface of 53% also requires a variation.

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

Comprehensive Land Use Plan 2020 Vision Summary Review:

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

Land Use - Residential

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

This can be accomplished with the following supporting action:

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

Findings of Fact:

ZONING ORDINANCE VARIATION

The petitioner is requesting several variations:

A
 rticle 3-200 4 impervious surface coverage to allow 53% impervious, which is 3% more
 than the 50% permitted.

Being in the Watershed, the petitioner is required to install a trench drain for every 50 square feet of additional impervious surface.

• A rticle 3-300 3 front yard setback and Article 7 non conforming structures, to allow the expansion of the non-conforming front porch to be as close as 14 feet 6 ½ inches from the front lot line, a variation of 14 feet 2 inches from the required 28-foot 8-inch averaged front yard setback.

The front setback was calculated from 249 Ash and 255 Ash creating an average setback of 28 feet and 8 inches.

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:

		<u> </u>		
a.	surroundings or con	operty owner is due to unique circumstances, such as, unusual aditions of the property involved, or by reason of exceptional wness or shape of a zoning lot, or because of unique topography, or cions.		
	Meets	Does not meet		
b.	Also, that the variation, 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.	applicable generally	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.	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 or 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.

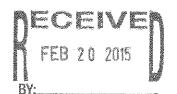
Recommended Conditions:

If a motion to recommend approval of the petitioner's request is made, the following conditions

are recommended:

- 1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Application (Gentile/Zeitler, received 02/20/15)
 - B. Architectural Plans (ZYT Enterprises, dated 06/08/15 and 05/25/15, received 06/16/15)
- 2. Extend the curbing alongside the entire length of the driveway without the break to ensure water goes to the storm sewer system and not towards the neighbor's house.
- 3. The petitioner shall address all of the review comments and requirements of the Community Development Department.

2015 14

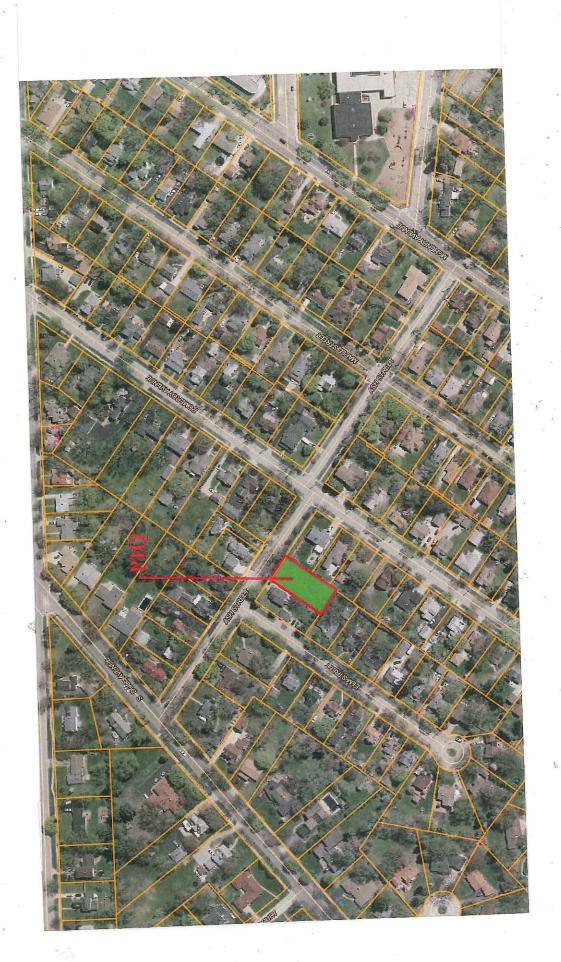


Application for Simplified Residential Variation

	cation Number: FOR OFFICE USE ONLY					
4.5	ct Name:					
Date (of Submission:					
I.	Applicant					
Donn	na Gentile / Mark Zeitler					
Name)					
237 /	Ast Street					
Street						
Cryst	tal Lake, Illinois 60014					
City	State Zip Code					
815.3	307.5956 mgz85@live.com					
Telep	hone Number E-mail address					
kowa B	Owner of Property (if different)					
H1.	Owner of Froncisco					
Name						
Addre	ess Telephone Number					
III.	Project Data					
	a. Location/Address: 237 Ash Street - Crystal Lake, IL					
1.	그 그 그는 그는 항문 그는 사람들은 그 경우를 보고 하는 경험하는 그는 내는 사람들이 살아왔다면서 그는 사람들이 되었다.					
	b. PIN#: 19-05-129-002					
2.	Description of proposal/Reason for request (including how the standards for variation are met,					
۷.	any unique circumstance of the property, or particular hardship):					
	DESCRIBE THE UNIQUE CIRCUMSTANCES OF THE PROPERTY:					
	Currently the property is non-compliant for R-1 property width and the house and garage					
	are non-compliant for setback requirements. We intend to remodel the house and					
	garage maintaining the existing non-compliant front yard and side yard					
	IS THE HARDSHIP SELF-CREATED?					
No - Due to the existing non-compliant property width and the existing position						
	house and garage on the property we request relief from the these requirements.					

ARE THE CONDITIONS APPLICABLE TO OTHER PROPERT	IES IN THE SAME ZONING
CLASSIFICATION? No	, , , , , , , , , , , , , , , , , , ,
NO	
	,
WILL THE VARIATION ALTER THE ESSENTIAL CHARACTER	O OF THE LOCALITYS
WILL THE VARIATION ALTER THE ESSENTIAL CHARACTER No	R OF THE LOCALITY?
	A CONTRACTOR OF THE CONTRACTOR
WILL THE VARIATION, IF GRANTED BE DETRIMENTAL TO	PUBLIC WELFARE OR
INJURIOUS TO OTHER PROPERTY?	
No	
WILL THE VARIATION AS PROPOSED IMPAIR ADEQUATE S	SUPPLY OF LIGHT OR AIR TO
ADJACENT PROPERTY; DIMINISH PROPERTY VALUE; INCI	REASE CONGESTION IN
PUBLIC STREETS; SUSBTANTIALLY INCREASE THE DANG	ER OF FIRE; OT ENDANGER
PUBLIC SAFETY?	
No	THE THE PARTY OF T
List any previous variations that are approved for this property:	None
Liet any provided variations that are approved for this property.	
Signatures	
KZEITLER WONKEING	02.20.15
DNER: Print and Sign name (if different from owner)	Date
er of the property in question, I heleby authorize the seeking of the	he above requested action.
KZEITLER IV QUYEILIE	02.20.15
R: Print and Sign name	Date
a and organizatio	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.



BEFORE THE PLANNING AND ZONING COMMISSION OF THE CITY OF CRYSTAL LAKE,

OF THE CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS
IN THE MATTER OF THE APPLICATION OF Donna Genfile and Mark Zeifler
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 of Mark Zeifler for approval of a variation relating to the following real estate known as 237 Ash Street, Crystal Lake, Illinois 60014, PIN: 19-05-129-002.
This application is filed for the pur-

nois 60014, PIN: 19-05-129-002.
This application is filed for the purposes of seeking a Simplified Residential Zoning Variation from Article 7 Nonconformities to allow the expansion of an existing non-conforming structure to expand the front porch, which will be only 14.5 feet from the front properly line and from Article 3-200 Density and Dimensional Standards to allow 52% impervious a variation of 2% over the 50% permitted as well as any other variations that may be necessary to allow the plans as presented. Plans for this project can be viewed at the City of Crystal Lake Planning and Economic Development Department at City Hall.
A public hearing before the Planning and Zoning Commission on the request will be held at 7:30 p.m. on Wednesday, June 17, 2015, at the Crystal Lake City Hall, 100 West Woodstock Street, at which time and place any person determining to be heard may be present.

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

(Published in the Northwest Herald June 3, 2015.) NW 6676



CRYSTAL LAKE PLANNING AND ZONING COMMISSION WEDNESDAY, MARCH 18, 2015 HELD AT THE CRYSTAL LAKE CITY COUNCIL CHAMBERS

The meeting was called to order by Chairman Hayden at 7:30 p.m. On roll call, members Esposito, Goss, Jouron, Skluzacek, and Hayden were present. Members Batastini, Gavle, and Greenman were absent.

Elizabeth Maxwell, Planner, was present from Staff.

Mr. Hayden asked those in attendance to rise to say the Pledge of Allegiance. He led those in attendance in the Pledge.

Mr. Hayden stated that this meeting was being televised now as well as recorded for future playback on the City's cable station.

2015-14 GENTILE-ZEITLER - 237 Ash Street – PUBLIC HEARING

Variations from: A. Article 3-200 4 impervious surface coverage to allow approximately 4,941 square feet or 51% of impervious surface, which is 1% more than the 50% permitted; B. Article 3-200 4 minimum interior side yard setback and Article 7 non conformities to allow the expansion of a non-conforming structure (the proposed, attached garage), which does not meet the minimum 8-foot 4-inch principal structure interior side yard setback, allowing it to be 2-foot 9-inches from the property line; and C. Article 3-300 3 front yard setback and Article 7 non conforming structures, to allow the expansion of the non-conforming front porch to be as close as 14 feet 6 ½ inches from the front lot line, a variation of 14 feet 2 inches from the required 28-foot 8-inch averaged front yard setback.

Mr. Hayden stated that the sign had been posted. He said the surrounding property owners were notified and the Certificate of Publication was in the file. Mr. Hayden waived the reading of the legal notice without objection.

Mark Zeitler was present to represent his petition. Mr. Zeitler said he would like to put an addition on his home, connecting the home to the garage with a breezeway, and repair the garage. If he met the setback for the garage he would only be able to put one car in the garage. The lot is not as wide as the requirement is currently. He added that the front porch is existing and the addition to it would not come out any more than it currently is. It would be across the house. Mr. Zeitler handed out a survey showing the setbacks of the adjacent properties' to the east and west of his lot.

Mr. Hayden asked about the hardship for the variations and if the petitioner had any concerns with the conditions listed in the staff report. Mr. Zeitler said if he was required to meet the setback for the property, he would need to turn the garage and eliminate the back yard. He does not have any problem with not having any windows in the garage and agrees with the separation wall.

PLANNING AND ZONING COMMISSION MARCH 18, 2015 PAGE 2

Pat Kerin, 244 Ash Street, said a 66 foot wide lot is very common in this neighborhood. This property is in the City's Watershed and there are limitations on impervious surface allowed on the lot. He is concerned that the garage is extremely close to the property line and the adjacent property owner would probably be restricted as to the setback. Mr. Kerin is also concerned about fire with the garage so close to the property line and adjacent buildings. He said a 6 foot setback is not large. Mr. Kerin said he would prefer the petitioner to conform to the ordinances.

There was no one else in the public who wished to comment on this petition. The public portion was closed at this time.

Mr. Goss said he is having a difficult time with this request. The petitioner is putting a house on this lot that is larger than anything in the area. He is not in favor of the garage where it is and suggested it be pushed back so cars can get in and out of it. Also, the house is taking up a significant amount of the lot too. Mr. Goss said there are restrictions in the amount of coverage allowed in the Watershed. He asked staff to review a trench drain. Ms. Maxwell explained that it is a trench that is dug out and stone is put in it to allow the water to drain from the lot and percolate into the ground. No additional storm water can drain to the adjacent lots. Mr. Zeitler added that the trench needs to be dug deep enough to get to permeable soils. He said this lot will have an underground storage facility to compensate for the storm water.

Mr. Skluzacek said he doesn't have a problem with the front porch since it won't be extending out farther into the setback. He asked if the bushes would be removed. Mr. Zeitler said yes, but they would be planting new landscaping after the project is complete. Mr. Skluzacek said he can't support the garage variation. He suggested a side-loading garage instead of a front-loading garage. That would also help keep it away from the lot line. Mr. Zeitler asked if the setback for the garage is 5 feet if it is not attached to the house. Mr. Skluzacek said yes. Ms. Maxwell said typically garages are one-story and the garage proposed is 2-story.

Mr. Esposito said there is too much on this lot and can't support it.

Mr. Jouron said he has a problem with the garage being so close to the property line. He would prefer it be moved back. He doesn't have a problem with the front porch variation.

Mr. Hayden said connecting the house to the garage makes it one unit which allows a second story on the garage. He asked what the second story would be used for. Mr. Zeitler said he does wood working and would keep his tools there. It would be his workshop.

Mr. Hayden reviewed the Findings of Fact listed in the Staff Report. The lot width for this lot is the same as other lots in the area. This lot is not shallower than the others either nor is unique. The second story of the garage would impair light and air to adjacent properties and could diminish the property values with a structure so close. This would also increase the fire potential to the surrounding properties which endangers safety. He found the petition did not meet the Findings of Fact.

Mr. Goss suggested that Mr. Zeitler redesign his project and come back for the variations that he would need

PLANNING AND ZONING COMMISSION MARCH 18, 2015 PAGE 3

using their comments as a guide or the petitioner could also move forward to the City Council for their final vote. Mr. Zeitler said the only thing that doesn't seem to be an issue is the front porch. Mr. Skluzacek said when driving through the neighborhood the front porches seem to be like the one presented.

Mr. Zeitler said he will withdraw this request and redesign the project. He doesn't want to lose the building season. Ms. Maxwell said the soonest a new petition could be heard would be at a possible special meeting of the PZC on April 22. Mr. Zeitler agreed.

Proposed Re-Development Gentile / Zeitler Residence Crystal Lake, Illinois

Owner

Donna Gentile & Mark Zeitler 237 Ash Street Crystal Lake, Illinois 60014 Mark Zeitler 815.307.5956 mgz85@live.com

Architectural Design

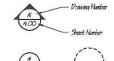
ZYT Enterprises 237 Ash Street Crystal Lake, Illinois 60014 Mark Zeitler 815.307.5956 maz85@live.com

Project Description

This submittal is for Phase I of this project, Phase I consists of the removal of two trees, the demolition of the existing garage and the construction of a shed as indicated within these documents.

Symbols Legend

Elevation Tag



Elevation Tag







Door Tag

Room Tag

Window Tag

Equipment Tag



Drawing Index

Cover Sheet

Project Information - Ol

Project Information - 02

Project Information - 03

Phasina Plan

DO.00 Site Demolition Plan

AO.OO Site Plan

AO.IO Shed Plans

Shed Plans





Abbreviations

Α		Н
AB -		HB
ABV -		HC
AC -	. And the second second	HDW HGT
AD -	- Access Daar	HM
APA -		H <i>O</i> RIZ HR
AIA -		HTG
AL -	Aluminum	HOW
ALM -	- Alarm - Alternate	HGT HM
AMT -	Amount	HORIZ
ANCH -	1 882901	HR
AP -		HW
asim -	- American Society for Testing & Materials	HWY
В		HVAC
BLDG -		HWY
BLKG -		1
BM -		, IN
BIU -	British Thermal Units	INS
BUR -	- Built - Up Roof	IP N#
C		
C/C		- 12
CAB -		J5T
CF -	- Cubic Feet	K
CFM -	Cutty 100 t put itimate	KP
CP ·	Cast for Pipe, Cast in Place	IP.
CR ·	Circle	L
akr .		LAV LB, LBS
CLG .	- Celliq	LH.
CAN .		11
COL .	~ Cdum	LNTL
ONG .		LTG
CONT -	Can limous	LV
CPT ·	- Carpet	M
cv ·		MAINT Ma c
D		MAX
ושט.	- Dable	MB
DEG .	- Pegree	MECH
DIAG .		MFG
DIFF -	- Plameter - Piffuser	MH MPE
PN -	~ Pom	
DR .	∼ Pour ∼ Poun Spout	N.
DWG .		NEC
E		NIC
E -		NOM MOM
EA .	F0730	NRC
的。	- Exposed Construction - Exterior Insulation Finish System	NTS
EJ ·	- Expansion Joint	0
elec : Elev :		oc
EM -	- Етегорисц	OFG
ENG :	Engineer	OPP
EQ ·	- Equal - Equipment	
EST .	- Estimate	PLAM
KCAV ·		PKG
exet .		PL
F	뜅	РГАМО БИТИВ
FIF	- Face to Face	PHT
FA -	Fire Alarm	PR
FAR -	THOU TELEFICIEN	PRV PSF
POIN .	- Foundation	P51
FE -	- Fire Extinquisher - Finish Floor	PIN
FIN -		Р
LASH ·	- Flashing	PVC PWR
FLG .		
FP -	- Fire Proof	O.
FT ·		QT QTY
C		
GA .		RA
GAL .		RDC
as .	∸ Grab Bar	1835
ac ·		RCP
arci ·		, RD
RND -	Ground	REBAR RECP
	Common Mark Count	

	Б	
Hose Blb		Re hum
Hollow Core	RF ~	
Hardware	EH ~	
Height	ROW -	Right of Way
Hollow Metal		
Hor trontal	S	
Hour	5 -	South
Heating	5/5 -	Stan & Seal
Hardware	5/V - 5/0 -	Stain & Varish
Height	5AN -	
Hollow Metal Horizontal	5C -	Solid Care
Hair	SCHED -	Schedule
Heating	SE -	Structural Engineer
Hot Water	SF -	Sympa Font Sympa I
Hidrany	SHING -	Sheathing
Heating, Ventlation, Air Conditioning		Shower
Hot Water	SIM -	Sinlar
Highway	97 EC -	Specifications
	50 - 55 -	Square
or you w	55 - 511 -	
Inch, Inches Insulation	STRUCT -	
Iron Pipe	JIMICI	Discouran
Indirect Waste	T	
BRIDGE MESTE	10 -	Top of Curb
	112 -	Trench Prain
Junction Day	11社 -	Leleuhone
.loist	1EMP	Temperature
	112R -	Terrazzo
Klapand	114 -	Thermostat
Kick Plate	1HK ~	
	1HRE9H -	Threachdd
	II -	Top of Pavement
Lavatory	Ü	
Pound, Pounds	ин -	Unt Heater
Left Hand	ul -	
Line Load Links	LINEXC -	- Unexcavated
Low Point	unfin -	Unfinished
Lighting	UNO -	Unless Noted Otherw
Low Volkage	· V	
5 .9	YAC -	- Vacum
	VACER -	- Vacum - Vacum Breaker
Maintenance	VB -	
Маноппу	VOP -	Vitrified Clay Pipe
Maximum	vcr -	Viral Composition Tile
Map Basin	VIF -	
Mechanical Engineer Mechanical	VLT -	Yault
Manufacturer	YOL -	A CATALISE.
Man Hole	V5 -	Vent Stack
Mechanical, Plumbing, Rectrical	VV /	
macianica, i ambrid, meca co	_W_	1000
	w -	West
North	w/ -	- With - With Out
National Rectrical Code	WD -	- Wood
Not in Contract	WF -	- Wide Flance
Number	WH -	AARNE I RAICHE
Nominal	WIN -	
Noise Reducing Coefficient		
Not To Scale		
On Center		
Ornamen tal iron		
Opening		
Opposite		
a la minovoga a est		
Plastic Laminate		
Parking		
Propertyline		
Plywood		
Plumbing		
Paint		
Pair		
Pressure Reducing Valve		

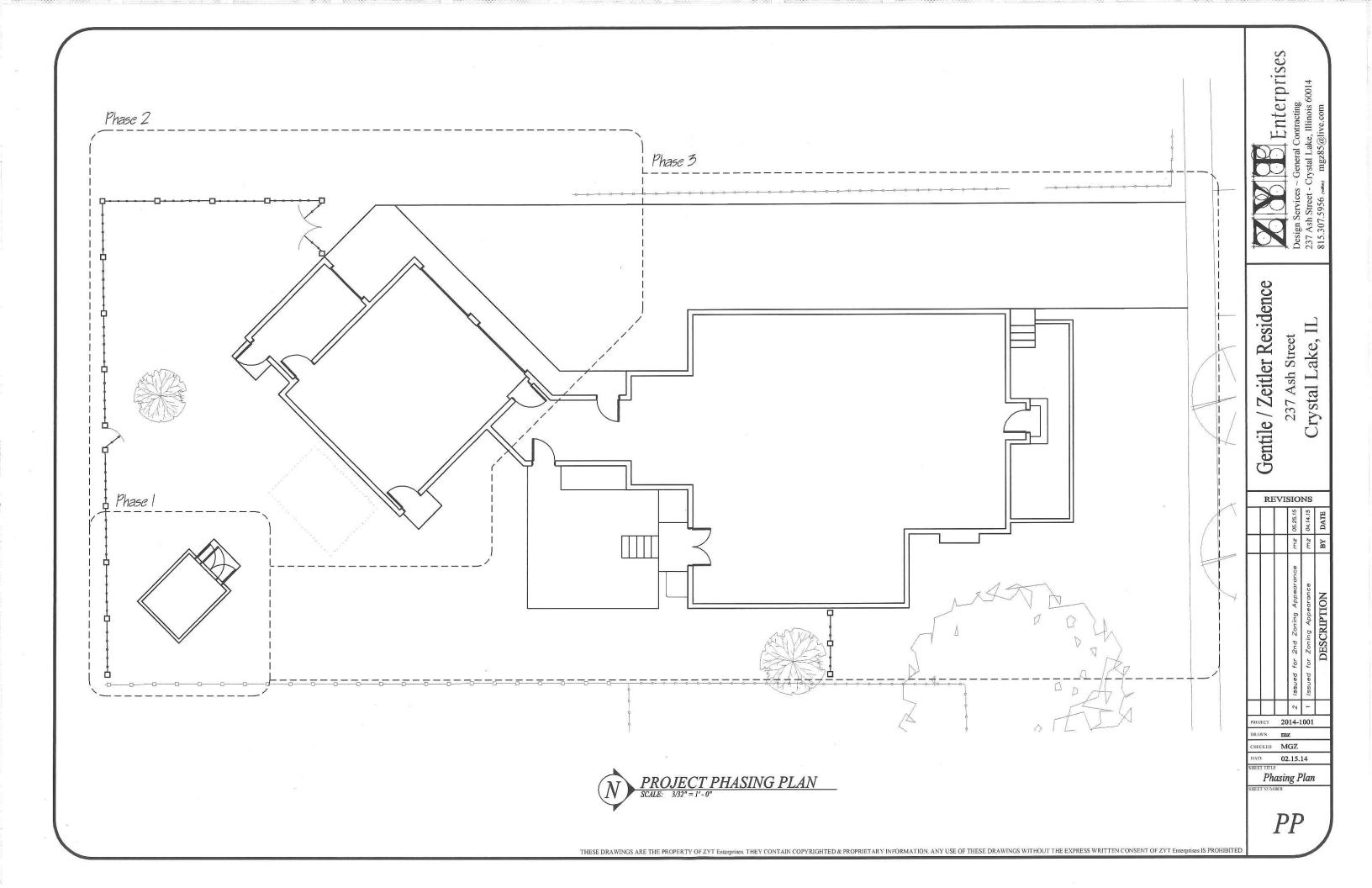
PROJECT 2014-1001 02.15.14 Cover

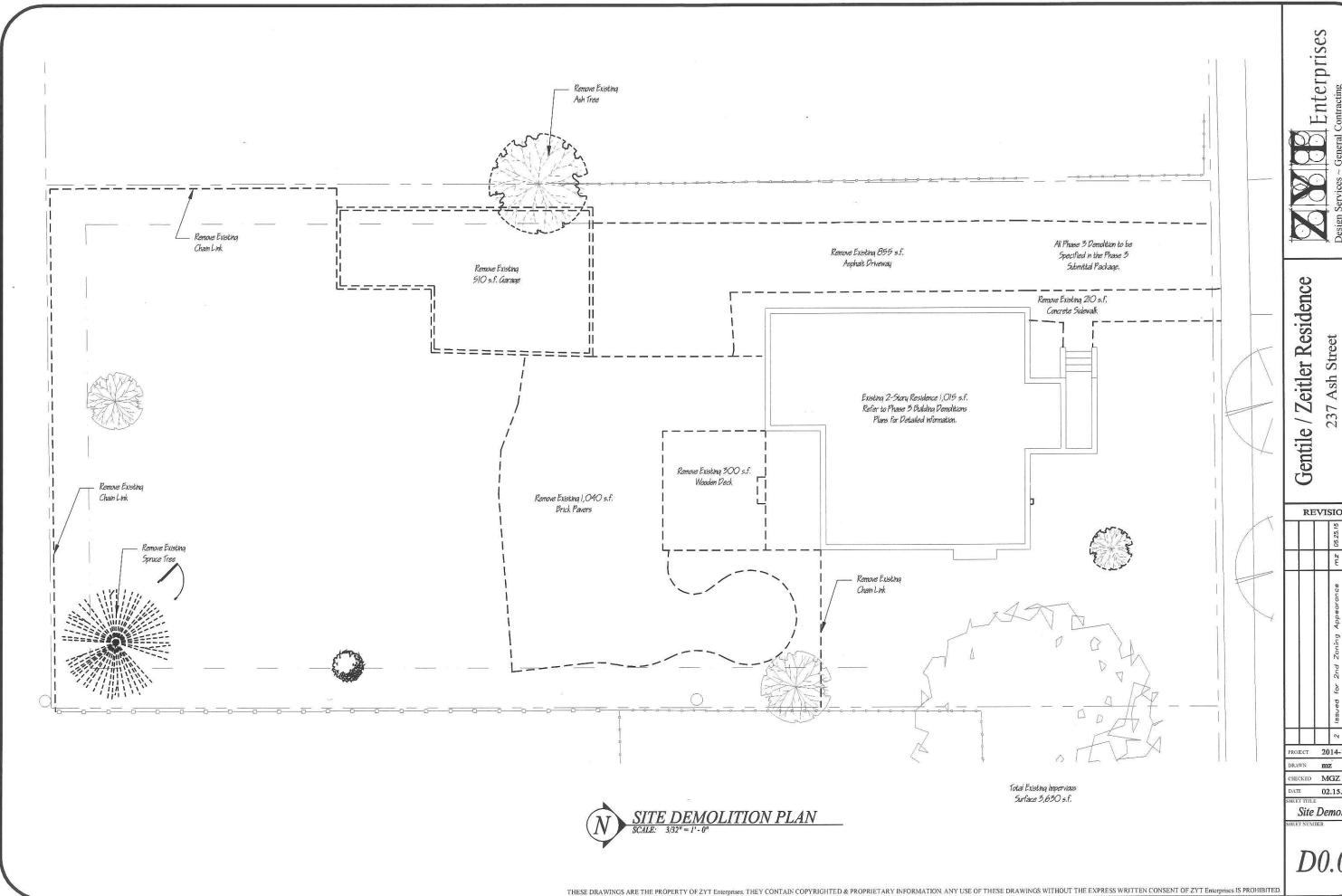
REVISIONS

Zeitler Residence

Gentile / /







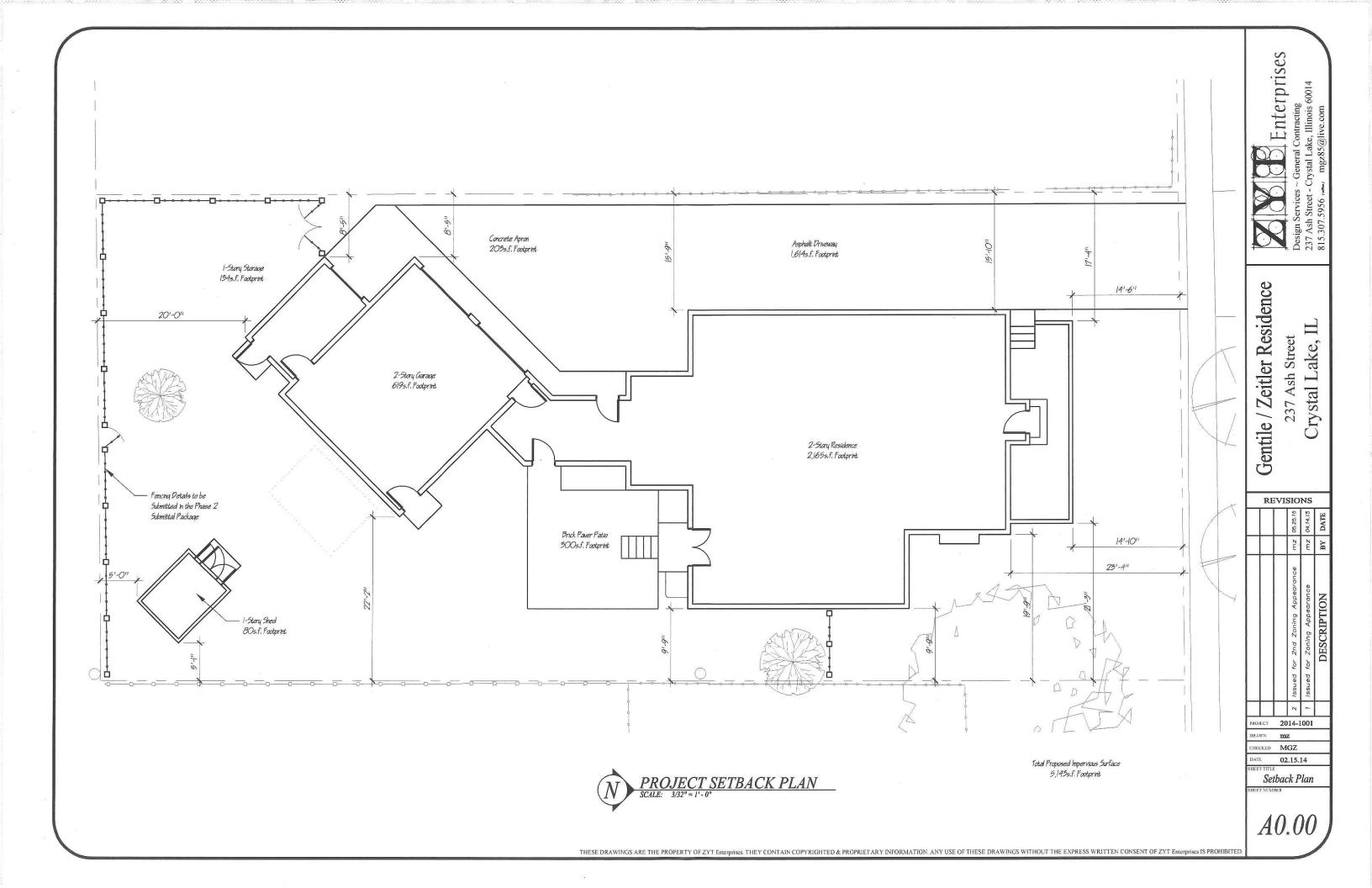
Crystal Lake, IL 237 Ash Street

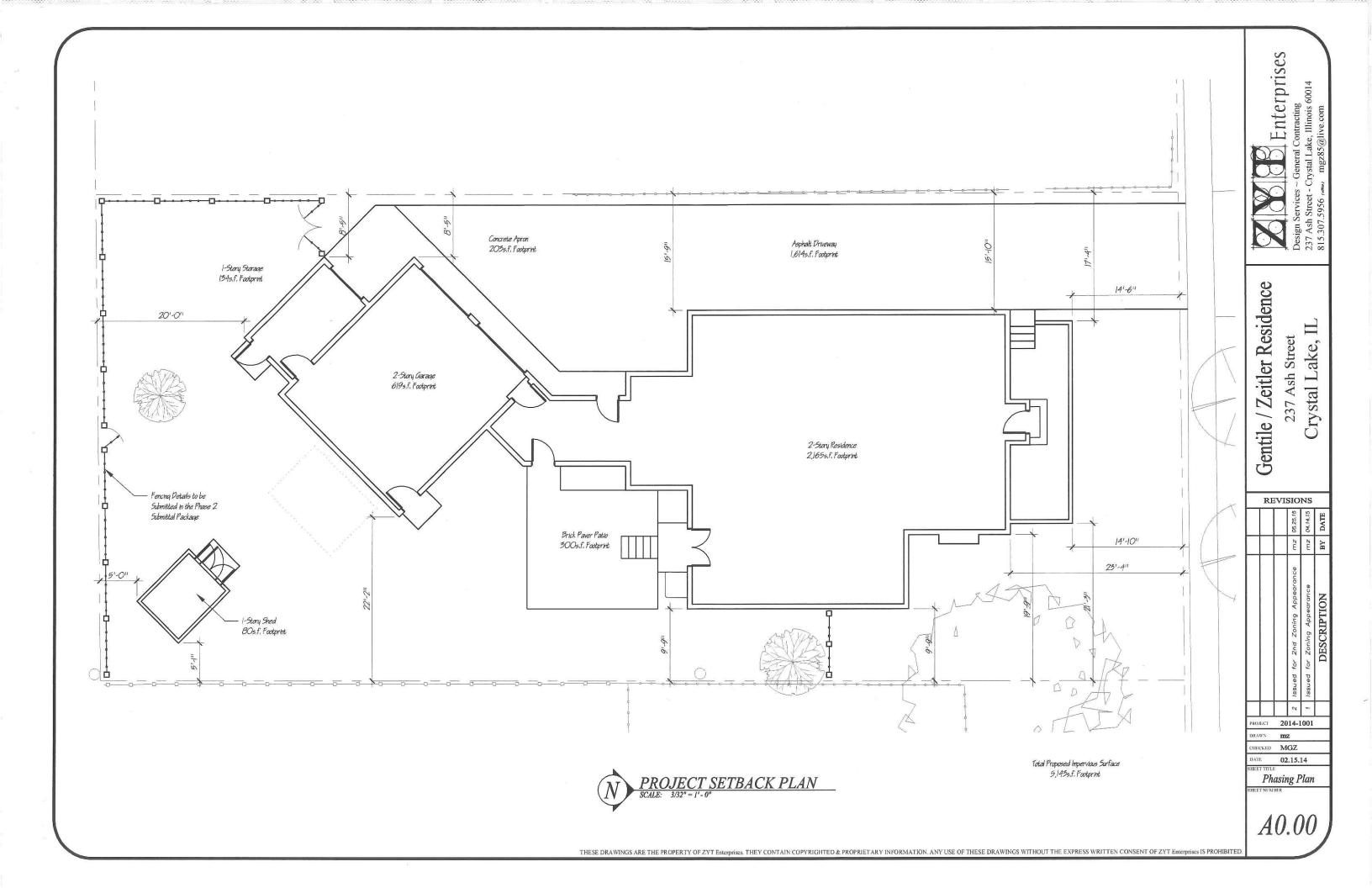
REVISIONS

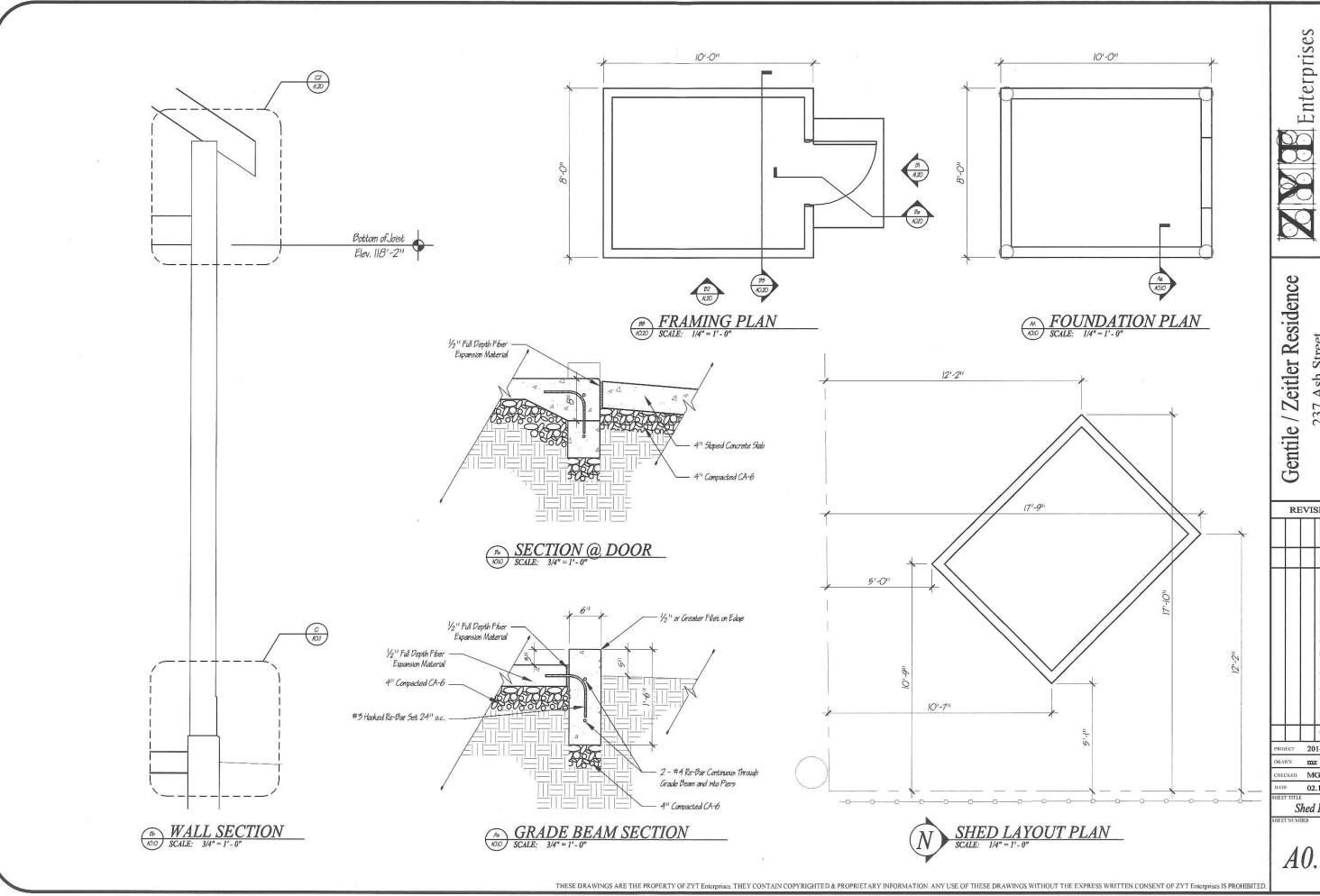
PROJECT 2014-1001 mz

02.15.14

Site Demolition







Crystal Lake, IL 237 Ash Street

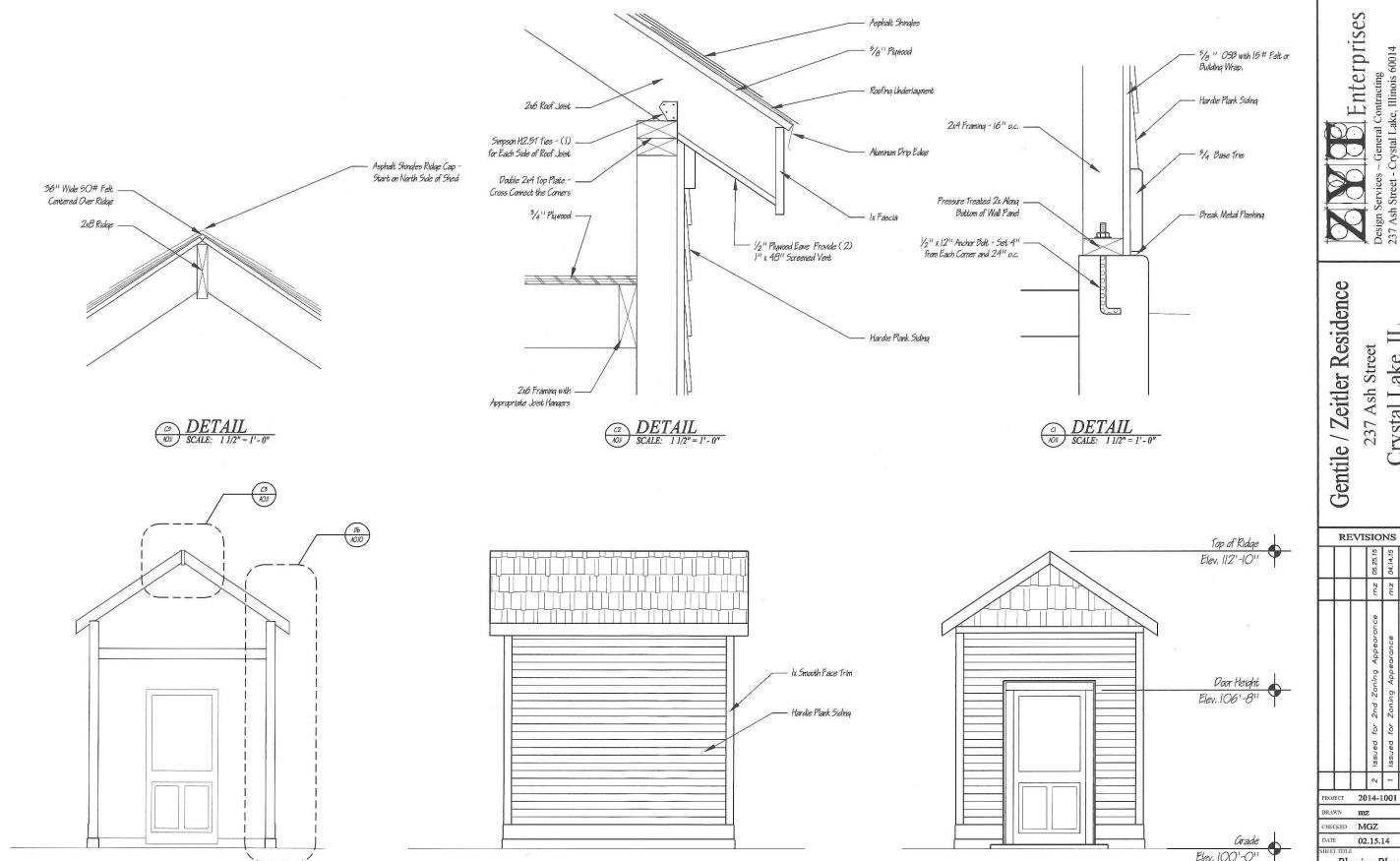
REVISIONS

rолест 2014-1001 mz

HECKED MGZ 02.15.14

Shed Plan

A0.10



BUILDING SECTION

SCALE: 3/4" = 1' - 0"

Gentile / Zeitler Residence Crystal Lake, IL 237 Ash Street REVISIONS

> 02.15.14 Phasing Plan

A0.11

Enterprises

l Contracting ake, Illinois 60014 5@live.com

THESE DRAWINGS ARE THE PROPERTY OF ZYT Enterprises. THEY CONTAIN COPYRIGHTED & PROPRIETARY INFORMATION. ANY USE OF THESE DRAWINGS WITHOUT THE EXPRESS WRITTEN CONSENT OF ZYT Enterprises IS PROHIBITED.

ELEVATION

SCALE: 1/4" = 1' - 0"