

**VILLAGE OF LINCOLNWOOD
PRESIDENT AND BOARD OF TRUSTEES
REGULAR MEETING
VILLAGE HALL COUNCIL CHAMBERS
APRIL 5, 2017**

Call to Order

President Turry called the regular meeting of the Lincolnwood Board of Trustees to order at 7:30 PM, Wednesday, April 5, 2017, in the Council Chambers of the Municipal Complex at 6900 N. Lincoln Avenue, Village of Lincolnwood, County of Cook, and State of Illinois.

Pledge to the Flag

The Corporate Authorities and all persons in attendance recited the Pledge of Allegiance to the flag of our country.

Roll Call

On roll call by Village Clerk Beryl Herman the following were:

PRESENT: President Turry, Trustees Bass, Cope, Elster, Klatzco, Patel, Spino

ABSENT: None

A quorum was present. Also present: Timothy Wiberg, Village Manager; Ashley Engelmann, Assistant Village Manager; Charles Greenstein, Village Treasurer; Heather McFarland, Management Analyst; Peter Friedman, Village Attorney; Charles Meyer, Assistant to the Village Manager; Steve McNellis, Director of Community Development ; Robert Merkel, Finance Director; Andrew Letson, Public Works Director; Community Development Manager, Doug Hammel.

Approval of Minutes

The minutes of the March 21, 2017 Village Board meetings were distributed and examined in advance.

Trustee Elster moved to approve the minutes as presented, seconded by Trustee Bass.

The March 21 meeting minutes were approved by Voice Vote.

Warrant Approval

Trustee Klatzco moved to approve warrants in the amount of \$188,896.11. The motion was seconded by Trustee Patel.

Upon a Roll Call by the Village Clerk the results were:

AYES: Trustees Bass, Cope, Patel, Elster, Spino, Klatzco

NAYS: None

The motion passed.

Village President's Report

1. Appointment of James Kucienski to the Joint Review Board

Trustee Patel moved to approve this appointment, seconded by Trustee Elster.

The motion passed with a Voice Vote

2. Upcoming Meetings

President Turry announced upcoming meetings. These meeting dates may be found on the Village Website.

Consent Agenda

- 1. Approval of an Ordinance Amending Section 10-2-3 (Class B Local Liquor Licenses) of the Village Code of Lincolnwood to Eliminate One Class B License**
- 2. Approval of an Ordinance Waiving Competitive Bidding and Approving the Purchase of a Cardiac Monitor and Defibrillator from the Zoll Medical Corporation, of Chelmsford, Massachusetts in the Amount of \$30,478.64**
- 3. Approval of an Ordinance Authorizing Reallocation of Unused Private Activity Bond Volume Cap Allocation**
- 4. Approval of a Resolution Adopting the Strategic Master Technology Plan for Fiscal Year 2017-2018**
- 5. Approval of an Ordinance Amending Section 10-2-3 (Class D Local Liquor Licenses) of the Village Code**

Trustee Patel moved to approve the Consent Agenda, as presented, seconded by Trustee Spino.

Upon Roll Call the Results were:

AYES: Trustees Spino, Patel, Elster, Klatzco, Cope, Bass

NAYS: None

The motion passed

Regular Business

- 6. Consideration of a Recommendation by the Zoning Board of Appeals in Case #ZB-02-17 to Approve a Special Fence and Certain Variations of the Zoning Code to Permit Natural Screening in the Rights-of-Way of North St. Louis Avenue and West Arthur Avenue in Heights beyond the Maximum Permissible on the Property, and Permit a Deck in the Required Rear Yard Setback at 3500 West Arthur Avenue**

This item was presented by Mr. McNellis using PowerPoint.

Zoning Board of Appeals Recommendation **Case ZB-02-07**

Special Fence, Screening Height and Deck Setback Variations.

Background

- *1998 – Significant additions to home
- *Variation approved in 1998 to reduce Rear and Front Yard setbacks
- *Owner requesting 8’ tall evergreen (Arborvitae) screen extending into right-of way for more usable private space in Front and Rear Yards
- *Rear Deck to replace existing patio to provide alternate accessible space (no steps)

Zoning Relief Requested

1. Special Fence Approval

Natural Screening on public rights-of-way....installed and maintained by private individuals....only permitted by Special Fence approval

2. Variation for Natural Screening Height

Sections 3.13(20) (a) and 3.13(12) (c) - Exceed 30” height in Front Yard and 4’ in Corner Lot Side Yard

3. Deck Setback Variation

Reduced Rear Yard Setback to 5’

A number of photographs and renderings of flora, subject property and the area were exhibited.

Zoning Relief Requested Special Fence Approval – Section 3.13(8)

- Special Fences: Greater potential to have adverse impact upon surrounding neighborhood. May be appropriate in some locations, inappropriate in others.
- Proposal – 8’ tall Arborvitae in public right-of-way forming boundary to extend yards into right-of way
- Sight triangle maintained at street and alley intersections

Zoning Relief Requested Variation for Natural Screening Height – Section 3.13(20) (a) & 3.13(12) (c)

- Natural Screening. Use of trees/bushes planted or grown to create a hedge which acts as a barrier or boundary
- Maximum permitted height of Natural Screening is 30” in Front Yard. 4’ in Corner Lot Side Yards

Zoning Relief Requested
Deck Setback Variation (Section 3.10)

- Deck to replace existing patio in same location
- Decks - permitted obstruction in a Read Yard. Must meet required building setback
- R-3 Zoning District requires 30' building set-back. 25' setback Variation approved in 1998
- Deck to maintain 5' setback from north and west property lines, with Arborvitae screen

ZBA Deliberations

Public Hearing Held on March 15, 2017

Special Fence and Variations Consideration

- *Petitioner indicated evergreen screen to provide usable space and safe/secure environment
- *Owner – proposal in harmony with hedges in neighborhood
- *ZBA – hardship isn't shown, lot isn't unique
 - Owner stated additional parkway for roundabout is unique feature
 - Commissioner O'Brien noted evergreen screens on other properties not in front yards. Commissioner Ikezoe-Halevi agreed, stated concern of 8' Arborvitae in front yard

No public comment prior to, or at Public Hearing

ZBA Recommendation

- *ZBA considered proposal in two separate votes
- *By 7 – 0 Vote, recommends approval of special fence to permit 8' tall hedge in Arthur Avenue right-of-way, variation to allow hedge height to exceed 4' in corner lot side yard and variation to allow deck in rear yard setback
- *By 1 – 6 Vote, Fails to recommend approval of special fence to permit 8' tall hedge in St. Louis Avenue right-of-way and variation to allow hedge to exceed 30" in height in front yard
 - Dissenting votes due to concern over 8' tall screening in front yard and St. Louis Avenue right-of-way

Requested Action

Board Consideration of:

- *Special Fence Approval – Section 3.13(8) – Allow natural screening on public rights-of-way
- *Variation for Natural Screening Height – Sections 3.13(20) (a) and 3.13(12)(c) – Exceed 30" in Front Yard an 4' Corner Lot Side Yard
- *Deck Setback Variation – Section 3.10 – Reduced Rear Yard Setback

Trustee Elster moved to direct the attorney to draft an Ordinance concurring with the Zoning Board with approval and new plan for divided area seconded by Trustee Patel.

Discussion ensued. Petitioner/Owner Hartman addressed the Board.

Upon Roll Call the results were:

AYES: Trustees Klatzco, Spino, Elster, Patel, Cope, Spino

NAYS: None

The motion passed

7. Consideration of a Recommendation by the Zoning Board of Appeals in Case #ZB-01-17 to Approve Certain Variations of the Zoning Code to Permit Two New Wall Signs on the East Façade of the Building at 3944 West Touhy Avenue

This item was presented by Mr. McNellis using PowerPoint.

Background

- *Existing signage – Front Awning facing Touhy Avenue
- *Village Property Enhancement Program (PEP) Grant in 2012
- *Three businesses in building, two owned by Petitioner
- *Petitioner concerned about visibility of awning signage

Photos of property exhibited

Variations Requested

- *Sign Location and number – Section 11.04(2) ii) – Not in authorized location and exceed maximum permissible number
 - *Signable Wall Area – Section 11.04(2)2 – Not located in a permitted signable wall area
 - *Sign Height – Section 11.04(2) v – Exceeds maximum permissible height
1. Sign Location and Number (Section 11.04 (2) i)
 - Maximum of one sign per street frontage
 - Exception: ONE permitted on wall not facing a street if:
Adjacent to non-residential
Not visible from the street
 2. Signable Wall Area – Section 11.04(2)2)
 - Must not extend beyond premises of establishment
 - Must be within a rectangle encompassing a continuous portion of a façade, unbroken by architectural interruptions
 - Max. Vertical dimension – 6’
 3. Sign Height – Section 11.04(2)(v)
 - Maximum height shall be the lesser of: 1. 30’ from finished grade, 1. Bottom sills of second floor window

ZBA Deliberations

- *Public Hearing Held on March 15, 2017
- *Wall Sign Variations Consideration
 - Petitioner indicated westbound Touhy traffic unable to see existing awning sign
 - ZBA concern about number of proposed signs, other businesses – Discussion regarding options to help the two signs appear more as one
 - Similar business visibility issues at 6540 N. Lincoln, where additional signage was approved
 - No concerns with signage in this location or size
 - No public comment prior to, or at, Public Hearing

ZBA Recommendation

- *By 5-1 vote, Recommends Approval of Requested Variations for additional Signage on East Façade outside Signable Wall Area, and exceeding maximum Sign Height
 - Approval subject to: “Chroma” sign moved lower, “Aveda” sign moved higher, to be adjacent on either side of horizontal band
 - Intended to provide visual appearance of one sign

- Dissenting Votes by Commissioners O'Brien and Keller – preference for two signs to both be located above or below horizontal band

*Given concern regarding signage proliferation on this façade, Board may wish to consider stipulating condition of no additional signage

Photos of original proposal and revised proposal were presented.

Requested Action

*Sign Location and Number – Section 11.04(2) I – Not in an authorized location and exceeds maximum permissible number

*Signable Wall Area – Section 11.04(2)2 – Not located in permitted signable wall area

*Sign Height – Section 11.04(2) v – Exceeds maximum permissible height

There was no discussion regarding this item.

Trustee Patel moved to approve direct the Village Attorney to draft an Ordinance, seconded by Trustee Cope.

Upon Roll Call the results were:

AYES: Trustees Cope, Spino, Patel, Klatzco, Bass

NAYS: Trustee Elster

The motion passed

Manager's Report

None

Board and Commissions Report

None

Village Clerk's Report

None

Trustees Reports

None

Public Forum

None

Adjournment to Closed Session

At 8:48P.M. Trustee Klatzco moved to adjourn the Village Board meeting to Closed Session for the purpose of discussing employment matters 2(c),(1) and purchase or lease of property, seconded by Trustee Cope.

Upon Roll Call the Results were

AYES: Trustees Spino, Patel, Klatzco, Elster, Cope, Bass

NAYS: None

The motion passed

Reconvention

At 9:31P.M. President Turry reconvened the Village Board meeting.

Adjournment

At 9:32 P.M. Trustee Elster moved to adjourn the meeting, seconded by Trustee Spino.

The motion passed with a Voice Vote

Respectfully Submitted,



Beryl Herman

Village Clerk