I) Call to Order

II) Roll Call

III) Minutes – Committee of the Whole Meeting – October 21, 2014

IV) Regular Business

1) Discussion Concerning a Referendum Pertaining to the Village Clerk Position (6:30 – 7:00 p.m.)

2) Status Report of the Economic Development Commission (7:00 – 7:25 p.m.)

3) Discussion Concerning 2015 Village Board Meeting Dates (7:25 – 7:30 p.m.)

V) Public Comment

VI) Adjournment

DATE POSTED: October 31, 2014
VILLAGE OF LINCOLNWOOD
PRESIDENT AND BOARD OF TRUSTEES
COMMITTEE OF THE WHOLE MEETING
VILLAGE HALL COUNCIL CHAMBERS,
OCTOBER 21, 2014

DRAFT

Call to Order
President Turry called the Committee of the Whole meeting of the Lincolnwood Board of Trustees to order at 6:22 PM, Tuesday, October 21, 2014 in the Council Chambers of the Municipal Complex, 6900 North Lincoln Avenue, Village of Lincolnwood, County of Cook and State of Illinois.

Roll Call
On roll call by Deputy Village Clerk Douglas Petroshius the following were:
PRESENT: President Turry, Trustees Patel, Cope, Elster, Klatzco, Leftakes, Sprogis-Marohn (7:01 PM)
ABSENT: None

A quorum was present. Also present: Timothy Wiberg, Village Manager; Charles Meyer, Assistant to the Village Manager; Hart Passman, Village Attorney; Amanda Williams, Management Analyst; Charles Greenstein, Village Treasurer; Janice Hincapie, Director of Parks and Recreation; Timothy Clarke, Director of Community Development; Robert Merkel, Finance Director; Joseph Mangan, Accountant; Aaron Cook, Development Manager; Paul Eisterhold, Plan Commission Chair.

Approval of Minutes
Minutes of the October 7, 2014 Committee of the Whole meeting were distributed in advance of the meeting and were examined. Trustee Klatzco moved to approve the minutes as presented, Trustee Elster seconded the motion. The motion passed by Voice Vote, 5-0.

Regular Business

1. Discussion Concerning the 2014 Proposed Property Tax Levy
This item was presented by Mr. Merkel using PowerPoint. Staff is recommending increasing the corporate real estate tax levy by 1.5% ($79,635) for 2015 which is the most allowed by state statute for non-home-rule municipalities. Per the Village’s Financial Policies, the Village will only increase property taxes to that which is allowed by state statute, which for Lincolnwood is the Cook County Consumer Price Index. Mr. Merkel noted that the average property tax increases for the Village over the last three years is 2%. The property tax levy supports expenditures in the General Fund. This year the General Fund’s pension obligations have been reduced. Discussion ensued. Trustee Patel commended the work of the Police Pension Board who reduced the Village’s pension obligation by $39,328. There was consensus to proceed with the tax levy proposed by staff. Mr. Merkel indicated that at the first meeting in November the Village Board will consider a Resolution for adopting the tax levy and in the first meeting in December the Village Board will consider the tax levy Ordinance for 2015.

2. Discussion Concerning a Development Concept for 3420 W. Devon Avenue
This item was presented by Mr. Clarke using PowerPoint. Mr. Clarke provided background on the matter. Chris Dimas, the owner of Whistler’s Restaurant at 3420 Devon Avenue is interested in redeveloping his property at 3420 West Devon Avenue. Mr. Dimas proposes a mixed use involving residential condominiums
or apartments with first floor commercial space. The proposal is for a three story, 38 foot tall building facing Devon Avenue. Included with this are 5,173 square feet of ground level commercial space and 18 residential units on the second and third floors. Proposed parking for the site exceeds what is required by code. The zoning for the property is B-2 General Business where residential is prohibited. The Comprehensive Plan makes some suggestion for multi-family residential and the Urban Land Institute recommended this site be considered for senior housing. The developer of the property, Barry Sidell, provided further information to the Village Board. Discussion ensued regarding density ratios, square footage, code requirements, alternative uses, and parking. Concerns were raised regarding the use of residential in the corridor and approval of such a request would be considered spot-zoning. There was consensus to be opposed to the concept of reusing this site as residential.

3. **Status Report from the Plan Commissions**

Mr. Cook and Mr. Eisterhold presented the accomplishments of the Plan Commission in the previous two years. Goals for the next two years include continuous updates to the Zoning Code and a review and update of the Comprehensive Plan. President Turry commended Mr. Eisterhold and his Commission on their exemplary work and service. Discussion ensued regarding the previously proposed development concept on Devon and whether residential was needed. There was consensus on the Village Board to conduct a joint workshop with the Plan Commission and Economic Development Commission to explore this topic further.

**Adjournment**

At 7:26 PM Trustee Patel moved to adjourn the Committee of the Whole, seconded by Trustee Cope. The motion passed with a Voice Vote, 6-0.

Respectfully Submitted,

Douglas Petroshius  
Deputy Village Clerk
MEMORANDUM

TO: President Turry and Members of the Village Board
FROM: Timothy C. Wiberg, Village Manager
DATE: October 31, 2014

SUBJECT: November 4 Committee of the Whole Meeting

As a reminder, the Committee of the Whole (COTW) meeting is scheduled for 6:30 p.m. on Tuesday evening. Dinner will be available beginning at 5:45 in the Village Hall Board Conference Room. Please find below a summary of the items on the COTW agenda:

1) Discussion Concerning a Referendum for the Village Clerk Position (6:30 – 7:00 p.m.)

A municipal clerk position has certain statutory functions, generally related to record keeping. Over the years, much of this work has transitioned to professional staff employed by the Village. Many area communities have recently transitioned the elected Village Clerk position to an appointed position, filled by existing staff. To make this transition, a referendum is required. In 2012, the Village placed this issue on the ballot but it was rejected by voters in that election. Staff feels the primary reason this issue was defeated related to a controversial referendum question also included on that ballot related to capital spending by School District 74. Attached is a memorandum from the Assistant Village Manager providing a rationale for the recommendation to again include the question on the April, 2015 election ballot.

2) Status Report of the Economic Development Commission (7:00 – 7:25 p.m.)

Jim Persino, EDC Chairman, will be present on Tuesday evening to discuss the attached report with the Village Board.

3) Discussion Concerning 2015 Village Board Meeting Dates (7:25 – 7:30 p.m.)

It is requested that Board members bring their calendars on Tuesday evening so that we can schedule the 2015 Village Board meeting dates. Attached is a proposed schedule taking into account various potential conflicts that could require a change in specific meeting dates.

If you should have any questions concerning these matters, please feel free to contact me.
MEMORANDUM

TO: Timothy C. Wiberg, Village Manager

FROM: Douglas J. Petroshius, Assistant Village Manager

DATE: October 30, 2014

SUBJECT: Appointed Village Clerk

Since the Village's incorporation in 1911 the Office of the Village Clerk has been an elected position. This position was required per the Village's council-mayor form of government which was adopted at the time. The formal duties of the Village Clerk include the following:

- Keeper of the Corporate Seal
- Keeper of records of Village Proclamations, Resolutions, Ordinances, proceedings, licenses, journals, and the Book of Ordinances
- Issue all notices directed by the Village Board
- Attest to all licenses granted by the Village Board
- Deliver all Ordinances and Resolutions from the Village Board to Appointed Boards and Commissions
- Notify newly elected officials of their upcoming appointment
- Keep accurate and detailed accounts of Village monies

Over time additional responsibilities were added to subsequent versions of the Village Code such as requiring the Village Clerk to file oaths of office and distribute copies of the code of ethics.

Today, most of the formal duties of the Village Clerk are performed by professional staff acting in the capacity of Deputy Village Clerks, which is permitted by the Village Code. Some municipalities have moved beyond this practice and converted the entire Office of the Village Clerk to an appointed position supported by staff. Several area municipalities have made this change including Deerfield, Glencoe, Glenview, Highland Park, Northfield, Wilmette, and Winnetka. The only way for an elected Village Clerk to become an appointed Village Clerk is for a referendum to be approved.

The Village has placed the question of whether the Village Clerk shall be appointed by the Village Board once before on the March 20, 2012 ballot. The results were not favorable with 65% of voters voting against the referendum (1,493 of 2,294). Staff surmises that this
unfavorable response from the voters was due to a controversial referendum placed on the ballot at that time by School District 74 concerning capital funding.

If approved the Village Board would have to adopt a Resolution no later than January 20, 2015 for the following binding question to appear on the April 7, 2015 ballot:

“Shall the clerk in the Village of Lincolnwood be appointed by the Village President, with the advice and consent of the Village Board of Trustees, rather than elected?”

If the voters were in favor of the referendum then the current Village Clerk would complete her term through to 2017 and then the Village could utilize existing staff to be the official Village Clerk. The Village would also save $8,000 per year which is the Village Code determined salary of the Village Clerk position.
Village of Lincolnwood
Village Board Committee of the Whole

Commission: Economic Development

Chairperson: James V. Persino
   Vice Chair James Kucienski
   James Berger
   Maureen Ehrenberg
   Paul Levine
   Patrick McCoy
   William Pabst
   Nadia Senuita
   Terrance Strauch

Summary of Significant Activities of the Previous Two Years:

- **Recommended**
  - Economic Incentive structure for Shoppes at Lincoln Pointe
  - Boundary Amendment for Lincoln-Touhy TIF District
  - Establishment of Business District for Shoppes at Lincoln Pointe
  - Establishment of Devon-Lincoln TIF District
  - Creation of Retail Overlay along Touhy Avenue for MB District & held meeting with area businesses
  - Village consent to 6b tax abatement for Z Baking
  - PEP/GIFT Grants
    - for 3940 Touhy Avenue
    - for 6950 Central Park Avenue
  - GIFT Grant for 6501 Lincoln Avenue
  - Transfer of Volume Cap to Upper Illinois River Valley Development Authority
  - Posting of restaurant health inspection scores
  - Increase in PEP Grant Limit
  - Village pursue Branding effort

- **Reviewed/Considered**
  - TIF Budgets annually
  - Commonwealth Edison Energy Efficient Programs for Businesses
  - Village business and development approval processes
  - PEP/GIFT program requirements
  - Economic incentives
  - Redevelopment of Capitol Drive Area
  - Radio marketing campaign
  - Wayfinding signs for Business Park

- **Convened Joint Workshop with Village Board on ED Goals and Business Friendly issues**
**FY 2014-2016 Anticipated Activities/Goals:**
- Consider development of Dominick’s/Bell & Howell sites
- Continue to review PEP/GIFT grant requests
- Continue to review TIF budgets and requests to transfer of Volume Cap
- Consider actions to foster revitalization of Devon Corridor
- Consider local bus service within Village

**Specific Questions or Comments for the Village Board:**
EXHIBIT A

2015

PROPOSED VILLAGE BOARD MEETINGS

Meetings take place the first and third Tuesday of the month unless otherwise noted

January 6  January 20
February 3  February 17
March 3    March 17
April 7    April 21
May 5      May 19
June 2     June 16

July 21
(3rd Tuesday of the Month)

August 18
(3rd Tuesday of the Month)

September 1  *September 16
            (Wednesday)

*October 7   October 20
            (Wednesday)

November 3   November 17
December 1   December 15
## Major holidays for 2015

Dates in bold are yom tov, so they have similar obligations and restrictions to Shabbat in the sense that normal "work" is forbidden.

### Purim
- **Mar 5, 2015**
- Purim is one of the most joyous and fun holidays on the Jewish calendar

### Pesach
- **Apr 5-6, 2015**
- **Apr 10-11, 2015**
- Passover, the Feast of Unleavened Bread

### Shavuot
- **May 24-25, 2015**
- Festival of Weeks, commemorates the giving of the Torah at Mount Sinai

### Tish'a B'Av
- **Jul 26, 2015**
- The Ninth of Av, fast commemorating the destruction of the two Temples

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<td>Oct 5, 2015</td>
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<td>Simchat Torah</td>
<td>Oct 6, 2015</td>
<td>Day of Celebrating the Torah</td>
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<td>Chanukah</td>
<td>Dec 7-14, 2015</td>
<td>The Jewish festival of rededication, also known as the Festival of Lights</td>
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VILLAGE OF LINCOLNWOOD
PRESIDENT AND BOARD OF TRUSTEES
REGULAR MEETING
VILLAGE HALL COUNCIL CHAMBERS
7:30 P.M., NOVEMBER 4, 2014

I. Call to Order
II. Pledge to the Flag
III. Roll Call
IV. Approval of Minutes
   1. Board Meeting Minutes – October 21, 2014
V. Warrant Approval
VI. Village President’s Report
   1. Retirement of Police Sergeant Rick Solomon
VII. Consent Agenda (If any one wishes to speak to any matter on the Consent Agenda, a Speaker’s Request Form must be completed, presented to the Village Clerk, and the matter will be removed from the Consent Agenda and added to Regular Business.)
   1. Approval of a Resolution Determining Amounts of Money to be Raised Through Ad Valorem Property Taxes (Appears on the Consent Agenda because it is a Routine Function of Government)
VIII. Regular Business
   2. Consideration of a Recommendation by the Zoning Board of Appeals to Approve a Variation from Section 6.09 of the Zoning Code to Permit the Exterior Brick Façade to be Painted at 6557 North Keating Avenue
   3. Consideration of a Referral to the Plan Commission to Convene a Public Hearing for a Proposed Zoning Map Amendment for Property Located at 6653 North East Prairie Road
IX. Manager’s Report
X. Board, Commission, and Committee Reports
XI. Village Clerk’s Report
XII. Trustee Reports
XIII. Public Forum
XIV. Executive Session

*An Executive Session is Requested to Discuss Potential Litigation*

XV. Adjournment

DATE POSTED: October 31, 2014

All Village Board meetings are broadcast live to residents on Comcast Cable Channel 6, AT&T U-VERSE Channel 99, and online at Lincolnwood.tv at 7:30 p.m. Rebroadcasts of Village Board meetings can be viewed one week following the live broadcast at 1:00 p.m. and 7:30 p.m. on cable television or online at Lincolnwood.tv.
Call to Order
President Turry called the Regular Meeting of the Lincolnwood Board of Trustees to order at 7:34
P.M., Tuesday, October 21, 2014, in the Council Chambers of the Municipal Complex, 6900 North
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 Deputy Village Clerk Douglas Petroshius the following were:
PRESENT: President Turry, Trustees Patel, Sprogis-Marohn, Cope, Elster, Klatzco, Leftakes
ABSENT: None

A quorum was present. Also present: Timothy Wiberg, Village Manager; Charles Meyer, Assistant to
the Village Manager; Hart Passman, Village Attorney; Amanda Williams, Management Analyst;
Charles Greenstein, Village Treasurer; Robert LaMantia, Chief of Police: Timothy Clarke, Director
of Community Development; Aaron Cook, Development Manager, Paul Eisterhold, Plan Commission
Chair.

Approval of Minutes
The minutes of the October 7, 2014 regular Village Board meeting had been distributed in advance and
were examined. Trustee Leftakes moved to approve the presented minutes. The motion was seconded by
Trustee Elster. The motion passed with a Voice Vote, 5-0-1 (Trustee Patel Abstained).

Warrant Approval
Trustee Klatzco moved to approve Warrants in the amount of $675,583.04. Trustee Leftakes seconded
the motion. Upon a Roll Call by the Deputy Village Clerk the results were:

AYES: Trustees Patel, Sprogis-Marohn, Cope, Elster, Klatzco, Leftakes
NAYS: None

The motion passed.

In order to allow a guest of one of the retiring Police Officers attend the President’s Report,
President Turry announced that the Consent Agenda will be considered before the President’s
Report.

Consent Agenda
President Turry read the following items on the Consent Agenda:

1. Approval of a Resolution Amending the Village’s Personnel Policy Manual

2. Approval of a Recommendation by the Park and Recreation Board to Approve a Resolution
to Close Lincoln Avenue Between Kostner Avenue and Pratt Avenue from 7:00 AM to
11:00 AM for the Turkey Trot Race on Sunday, November 23, 2014
3. Approval of an Ordinance Approving a Variation from Section 4.11 of the Zoning Code to Permit a One-Story Addition to Encroach Into the Required Side Yard Setback for the Property at 7131 North Keating Avenue

4. Approval of an Ordinance Approving a Variation from Section 4.11 of the Zoning Code to Permit a One-Story Addition to Encroach Into the Required Side Yard Setback for the Property at 5080 West North Shore Avenue

5. Approval of an Ordinance Amending the Village of Lincolnwood Comprehensive Plan Concerning Residential Development Within the Lincoln Avenue Corridor

Trustee Patel requested that item number three be removed from the Consent Agenda and added to Regular Business.

Trustee Cope moved to approve the Consent Agenda as amended. Trustee Leftakes seconded the motion.

Upon a Roll Call vote the results were:
AYES: Trustees Patel, Sprogis-Marohn, Cope, Elster, Klatzco, Leftakes
NAYS: None

The motion passed. The Consent Agenda was approved with the exclusion of item number three.

**Village President’s Report**

1. Appointment of Kirill Vorobeychik to the Zoning Board of Appeals
   
   President Turry recommended the Village Board appoint Kirill Vorobeychik, resident of the Village to the Zoning Board of Appeals. Trustee Elster moved to appoint Mr. Vorobeychik to the Zoning Board of Appeals. Trustee Klatzco seconded the motion. The motion passed with a Voice Vote, 6-0.

2. Retirement of Police Officers Brian Righeimer and Thomas Polston
   
   Chief LaMantia remarked on the careers of Officers Righeimer and Polston and provided them with a token of appreciation. The Officers thanked the Village and those in attendance.

**Regular Business**


Mr. Merkel informed the Village Board that Lauterbach and Amen, the Village’s Audit Firm completed their annual audit of the Village. Ron Amen of Lauterbach and Amen presented the Comprehensive Annual Financial Report to the Village Board and summarized his firm’s findings. Mr. Amen reported that the Village is in a strong financial position. President Turry commended Mr. Merkel and Village staff on their work and thanked Mr. Amen for his presentation.

Trustee Klatzco made a motion to approve the Resolution. The motion was seconded by Trustee Patel.

Upon a Roll Call vote the Results were:
AYES: Trustees Patel, Sprogis-Marohn, Cope, Elster, Klatzco, Leftakes
NAYS: None

The motion passed.
7. Approval of an Ordinance Approving a Variation from Section 4.11 of the Zoning Code to Permit a One-Story Addition to Encroach Into the Required Side Yard Setback for the Property at 7131 North Keating Avenue (Moved to Regular Business from the Consent Agenda)

Trustee Patel indicated that because he was not at the previous Village Board meeting where this item was approved on the Consent Agenda, he did not have an opportunity to discuss his concerns with the Village Board. Trustee Patel was concerned that the Zoning Board of Appeals (ZBA) did not identify a hardship that would comply with state statute and the Village’s Zoning Code. He indicated that side yard setbacks variations have been approved in the past, but if these variations continue to be approved the Zoning Code needs to be changed. Trustee Patel was seeking a uniform application of the Zoning Code. Trustee Sprogis-Marohn concurred. Discussion ensued. The contractor representing the applicant informed the Village Board that the hardships were proven by the standards set out by the antiquate Zoning Code that was in place at the time of the house being built and the petitioner’s medical issues. Discussion ensued.

Trustee Patel made a motion to remand the matter back to the ZBA for additional public hearing and to determine further hardships. Trustee Sprogis-Marohn seconded the motion.

Upon a Roll Call vote the Results were:
AYES: Trustees Patel, Sprogis-Marohn, Klatzko
NAYS: President Turry, Trustees Cope, Elster, Leftakes.
The motion failed.

Trustee Cope moved to approve the Ordinance as presented. Trustee Elster seconded the motion.

Upon a Roll Call vote the Results were:
AYES: President Turry, Trustees Cope, Elster, Leftakes.
NAYS: Trustees Patel, Sprogis-Marohn, Klatzko
The motion passed.

Trustee Patel suggested that staff and the Village Attorney meet with the ZBA to reeducate the ZBA members on what the standards are for hardships. The Village Board concurred.

Manager’s Report
None

Board and Commissions Report
None

Village Clerk’s Report
Mr. Petroshius reported that early voting is taking place at Skokie Village Hall and the Court House.

Trustees Report
None
Public Forum
None

Adjournment
At 8:51 P.M. Trustee Leftakes moved to adjourn the Regular Board meeting. The motion was seconded by Trustee Elster. The motion passed by Voice Vote, 6-0.

Respectfully Submitted,

Douglas Petroshius
Deputy Village Clerk
TO:  President and the Board of Trustees

FROM:  Timothy C. Wiberg, Village Manager

SUBJECT:  Warrant Approval

DATE:  October 31, 2014

The following are the totals for the List of Bills being presented at the November 4th Village Board meeting.

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11/4/2014  95,553.42
11/4/2014  749,080.30
11/4/2014  29,852.92
11/4/2014  151,899.18

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LPD-PC101614 Total: 363.06

VOL Total: 363.06

Village of Lincolnwood To 363.06

Report Total: 95,081.72
### Accounts Payable

**To Be Paid Proof List**

**User:** jmazzeffi  
**Printed:** 10/31/2014 - 9:14 AM  
**Batch:** 00101.11.2014

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Firestone Complete Auto C 12.00

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Holland & Knight LLP
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JG Uniforms Inc
JGUNIFORM
35039
101-300-512-5070 Uniform allowance

Lionheart Engineering
LIONHEAR
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101-350-512-5405 R&M - buildings
Generators oil change
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| **Skokie Park District** | SKOKIEPD | 2,256.60 | 0.00 | 11/04/2014 | Youth Basketball | False | 0 |          |       |
| 101514            | 10/15/2014 | 2,256.60 | 0.00 | 11/04/2014 | Task Label       |      |      |          |       |
| 205-505-515-5270 | Purchased program services | 2,256.60 | | | | | | | |
| **101514 Total:** |          | 2,256.60 |          |            |            |      |      |          |       |
| **SKOKIEPD Total:** |      | 2,256.60 |          |            |            |      |      |          |       |
| **Skokie Park District Total:** | | 2,256.60 | | | | | | | |

<p>| <strong>Sunburst Sportswear Inc</strong> | SUNBURST |          |         |          |            |      |      |          |       |
| 113400             | 9/9/2014  | 150.00   | 0.00    | 11/04/2014 | Club Kid uniforms | False | 0 |          |       |
| 205-520-515-5799 | Other materials &amp; supplies | 150.00 | | | | | | | |
| 113400             | 9/9/2014  | 336.90   | 0.00    | 11/04/2014 | Club Kid uniforms | False | 0 |          |       |
| 205-520-515-5730 | Program supplies | 336.90 | | | | | | | |
| 113400             | 9/9/2014  | 18.90    | 0.00    | 11/04/2014 | Community Center uniforms | False | 0 |          |       |
| 205-571-515-5730 | Program supplies | 18.90 | | | | | | | |
| 113400             | 9/9/2014  | 200.00   | 0.00    | 11/04/2014 | Camp Polo replenishment | False | 0 |          |       |
| 205-530-515-5730 | Program supplies | 200.00 | | | | | | | |</p>
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**COMED Total:** 7,223.58

**ETOWN Total:** 7,223.58

**E Town Tennis**

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**E Town Tennis Total:** 94.50

**Flood, Nancy**

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**Grossinger Autoplex**

**HALOGEN**

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JCK Contractors 700.00

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Johnstone Supply

JOHNSTON

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Kacey, Therese

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Khan, Mahmood

KHAMMAHM

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Lee Auto Parts Total: 9.98

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**Printed:** 10/29/2014 - 8:56AM  
**Batch:** 00103.11.2014

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**Program new RED center repeater South Channel**

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WESTPAY

West Payment Center

WAREHOUS Total: 852.37

Warehouse Direct Total: 852.37

West Payment Center Total: 485.76
## Accounts Payable

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**Printed:** 10/31/2014 - 9:16 AM  
**Batch:** 00104.11.2014

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Anderson Lock 101-420-511-5405 Total: 30.85

Andy Pollina & Sons, Inc. 101-000-410-4399 Total: 133.65
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| 1679           | 10/15/2014  | 112.50 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
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| 1679 Total:    |             |        |          |                |              |      |      |          | 112.50 |

| 1683           | 10/15/2014  | 171.00 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
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| 1683 Total:    |             |        |          |                |              |      |      |          | 171.00 |

| 1685           | 10/15/2014  | 151.65 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
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| 1685 Total:    |             |        |          |                |              |      |      |          | 151.65 |

| 1687           | 10/15/2014  | 162.00 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
| 101-000-410-4399 Other charges for services | | | | | |

| 1687 Total:    |             |        |          |                |              |      |      |          | 162.00 |

| 1688           | 10/15/2014  | 168.75 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
| 101-000-410-4399 Other charges for services | | | | | |

| 1688 Total:    |             |        |          |                |              |      |      |          | 168.75 |

| 1689           | 10/15/2014  | 103.50 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
| 101-000-410-4399 Other charges for services | | | | | |

| 1689 Total:    |             |        |          |                |              |      |      |          | 103.50 |

| 1690           | 10/15/2014  | 114.75 | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
| 101-000-410-4399 Other charges for services | | | | | |

| 1690 Total:    |             |        |          |                |              |      |      |          | 114.75 |

| 1691           | 10/15/2014  | 83.25  | 0.00     | 11/04/2014     | Mow grass    | False| 0    |          |        |
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21.25
0.00
11/04/2014
Gravel screening lime for Proesel Park

205-430-515-5680 Landscaping supplies

T1-10084338 Total: 21.25
LURVEY Total: 21.25
Lurvey Landscape Supply 21.25

McKenna Automotive
MCKENNA
20121116
10/16/2014
37.02
0.00
11/04/2014
Hydraulic line for chipper machine

101-440-513-5480 R&M - vehicles

20121116 Total: 37.02

20121117
10/17/2014
42.60
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Hose for jet rodder

101-440-513-5480 R&M - vehicles

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Napco Steel, Inc

NAPCO

135011

101-300-512-5480 R&M - vehicles

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**Total Amounts:**

- Ron Turley Associates, Inc: $700.00
- Russo Power Equipment: $495.82
- Stanley Consultants, Inc: $3,232.66
- The Faucet Shoppe: $129.50
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Wholesale Direct Inc Total: 245.07

Work' N Gear, LLC Total: 362.63
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Request For Board Action

REferred To Board: November 4, 2014

Originating Department: Finance

Subject: Approval of a Resolution Determining Amounts of Money to be Raised Through Ad Valorem Property Taxes

Summary and Background of Subject Matter:
The Truth–in-Taxation Act provides that the corporate authorities of each taxing district shall determine the estimated amount of money to be raised by taxation for the next fiscal year upon the taxable property in the taxing district at least 20 days prior to the approval of an Ordinance levying property taxes.

At the October 21, 2014 Committee of the Whole (COTW) meeting, the Village Board discussed the 2014 tax levy. The Village Board’s Financial Policy states that the tax levy increase is limited to the maximum allowed under State Statue for tax capped communities. The 2014 tax cap is 1.5%. This equates to an increase of $79,635. At the October 21, 2014 COTW meeting, the Village Board agreed by consensus to increase the 2014 tax levy by $79,635.

Financial Impact:
Increase in General Fund revenue of $79,635 for Fiscal Year 2015/16.

Documents Attached:
1. Proposed Resolution

Recommended Motion:
Move to approve a Resolution determining amounts of money to be raised through ad valorem property taxes.
RESOLUTION NO. R2014-__________

A RESOLUTION DETERMINING AMOUNTS OF MONEY TO BE RAISED THROUGH AD VALOREM PROPERTY TAXES

WHEREAS, the Truth-in-Taxation Act, 35 ILCS 200/18-60, provides that the corporate authorities of each taxing district, including the Village of Lincolnwood, shall determine the amount of money, exclusive of any portion of that levy attributable to the cost of conducting an election required by general election law, estimated to be necessary to be raised by taxation for the current fiscal year upon the taxable property in the taxing district;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LINCOLNWOOD, COOK COUNTY, ILLINOIS, as follows:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2. DETERMINATION. The President and Board of Trustees of the Village of Lincolnwood hereby estimate that $5,388,624, exclusive of amounts to be levied which are attributable to the costs of conducting elections required by the general election law, shall be raised by means of ad valorem property taxes levied for 2014 tax bills for fiscal year 2015-2016. The President and Board of Trustees hereby find that this amount is not more than 105 percent of the amount, exclusive of election costs, which has been extended upon the levy of the preceding year.

SECTION 3. EFFECTIVE DATE. This resolution shall be in full force from and after its passage and approval in the manner provided by law.

PASSED this 4th day of November, 2014

AYES: __________________________________________

________________________________________

NAYS: __________________________________________

________________________________________

ABSENT: __________________________________________

APPROVED this _____ day of_______________, 2014

[SIGNATURE PAGE FOLLOWS]
Gerald C. Turry, President
Village of Lincolnwood, Cook County, Illinois

ATTESTED and FILED in my office this
__day of_______, 2014

Beryl Herman, Village Clerk
Village of Lincolnwood, Cook County, Illinois
Request For Board Action

REFERRED TO BOARD: November 4, 2014

AGENDA ITEM NO: 2

ORIGINATING DEPARTMENT: Community Development

SUBJECT: Consideration of a Recommendation by the Zoning Board of Appeals to Approve a Variation from Section 6.09 of the Zoning Code to Permit the Exterior Brick Façade to be Painted at 6557 North Keating Avenue

SUMMARY AND BACKGROUND OF SUBJECT MATTER:
Patrick and Amy Kaniff, property owners of 6557 North Keating Avenue (“Petitioner”), requests a Variation to permit the exterior brick at the existing single-family home to remain painted. The Petitioner recently purchased the previously vacant home and is currently completing remodeling projects. The Petitioner filed for and received permits for these interior remodeling projects.

The Petitioner, as part of the overall improvements to the property, painted the brick portion of the exterior façade. Staff received a complaint and notified the Petitioner of the Zoning Code prohibition on painting exterior brick façades. The Petitioner was advised to remove the paint or seek a Variation.

Since adoption of the 2008 Zoning Ordinance, the Village has not considered any similar requests for relief from the prohibition on painting brick. The Zoning Code prohibition applies to all buildings in the community (residential and non-residential).

Public Hearing
The Zoning Board of Appeals (ZBA) considered the Variation request on October 15, 2014. The Petitioner indicated that he received letters of support from his neighbors. Mr. Kaniff indicated that the paint was applied to the brick as part of the remodeling and rehab project in an effort to eliminate color and texture inconsistencies.

At the Public Hearing, testimony was received from Mrs. Abelson, 6537 North Keating Avenue. Mrs. Abelson questioned the intent and purpose of the prohibition on painting brick. Commissioner O’Brien indicated that brick should not be painted because paint can trap moisture which can lead to deterioration of the brick and mortar. Mrs. Abelson indicated that she does not object to the painted brick.

The ZBA reviewed written comments from Jim Stock, Village Building Inspector, outlining the common options for removing paint from brick. In his comments, Mr. Stock indicated that sand blasting is very hard on the surface being cleaned and strippers are not necessarily safe for brick application. Mr. Stock indicated that it may be difficult to completely remove the paint under either method. Several Commissioners expressed concern with the condition of the brick if the paint were required to be
removed. These Commissioners also identified that the paint may not be able to be completely removed. Other Commissioners expressed concern with deterioration of the bricks that may be caused by paint. Chairman Theisen explained his concern with setting a precedent of approving Variations after a Petitioner violates the Zoning Code.

**Zoning Board of Appeals Recommendation**
A majority of ZBA members concluded that the painted brick request met the standards to approve Variations. The ZBA, by a 4-3 vote, recommends approval of the requested Variation to permit the exterior brick façade of the single-family home to remain painted. Those members approving the Variation sited concerns with possible damage caused to the brick if the paint is required to be removed. Those members of the ZBA dissenting from the majority position did not believe that the hardship standard had been met.

**FINANCIAL IMPACT:**
None

**DOCUMENTS ATTACHED:**
1. Supplemental Materials Submitted by Applicant
   a. Glazed Brick vs. Common Brick
   b. Photographs
   c. Village of Lincolnwood Permit Handout
2. October 15, 2014 ZBA Minutes (Draft)
3. Letters of Support
4. October 15, 2014 ZBA Packet
   a. Staff Report to ZBA
   b. Letter of Explanation
   c. Petitioner Submitted Photographs
   d. Residential Zoning Variation Application
   e. Plat of Survey

**RECOMMENDED MOTION:**
*Move to concur* with the recommendation of the Zoning Board of Appeals to approve a request for a Variation from Section 6.09 to permit the exterior brick façade to be painted at 6557 North Keating Avenue and to direct the Village attorney to prepare an Ordinance for adoption consistent with this concurrence.
Bricks (or Brick masonry units as the professional term) may be solid, hollow, or architectural terra cotta. All types can serve a structural function, a decorative function, or a combination of both. The various types of bricks differ in their formation and composition. Building brick, also called common, hard, or kiln-run brick, is made from ordinary clay or shale and is fired in kilns. These bricks have no special shoring, markings, surface texture, or color. Because building bricks are generally used as the backing courses in either solid or cavity brick walls, the harder and more durable types are preferred.

The following are different types of bricks with regards to their uses and durability etc:

Face brick is better quality and has better durability and appearance than building brick. Because of this, face bricks are used in exposed wall faces. The most common face brick colors are various shades of brown, red, gray, yellow, and white.
6800 N. Knox Ave, Lincolnwood, IL

6822 N. Knox Ave, Lincolnwood, IL
6814 N. Kenton Ave, Lincolnwood, IL

4623 W. Pratt Ave, Lincolnwood, IL
6737 N. Kilborn, Lincolnwood, IL

6608 N. Leroy, Lincolnwood, IL
6907 E. Prairie Rd., Lincolnwood, IL

6825 N. Lowell Ave, Lincolnwood, IL
Village of Lincolnwood

You Need a Permit For*:
ALL ELECTRICAL AND PLUMBING WORK
AIR CONDITIONING AND HEATING WORK
LAWN SPRINKLER SYSTEMS
HOT WATER HEATERS
RPZ INSTALLATION
FLOOD CONTROL AND DRAIN-TILE
DOG RUNS
PATIOS
STEPS
PORCHES
FENCES
DRIVEWAYS AND SIDEWALKS
GARAGES AND SHEDS
REPLACEMENT WINDOWS AND DOORS
ROOFING
CHIMNEYS
AWNINGS/SIGNS
GUTTERS AND DOWNSPOUTS
ALARM SYSTEMS (FOR COMMERCIAL ONLY)
DRYWALL, INSULATION AND STRUCTURAL CHANGES
REMOVING KITCHEN CABINETS AND REPLACING
TREES GREATER THAN 8 INCHES IN DIAMETER
ANY DEMOLITION

You Do Not Need a Permit For:
PAINTING
CHANGING CEILING TILES
CARPETING OR FLOOR TILES
INSTALLING HARDWOOD FLOORS
CHANGING CABINET FACES, COUNTER TOPS ONLY
CHANGING EXISTING LIGHT FIXTURES
NORMAL INSTALLATION OF HOUSEHOLD APPLIANCES
TUCKPOINTING
GARAGE DOORS & SCREEN DOORS

*NOTE: Not everything that needs a permit is listed on this sheet. Please check first with Building Department staff before beginning any project.
Motion to continue the Public Hearing for 6529 North Central Park Avenue to the November 19, 2014 Zoning Board of Appeals meeting was made by Commissioner O’Brien, and seconded by Commissioner Gordon.

Aye: O’Brien, Gordon, Grant, Ikezoe-Halevi, Keller, Nickell, and Theisen
Nay: None
Motion Approved: 7-0

V. Public Hearing: 6755 North Kostner Avenue – Residential Side Yard Setback Variation

Chairman Theisen asked if the applicant was present. Mr. Cook indicated that he does not believe they were present.

Motion to continue the Public Hearing for 6755 North Kostner Avenue to the November 19, 2014 Zoning Board of Appeals meeting was made by Commissioner O’Brien, and seconded by Commissioner Nickell.

Aye: O’Brien, Nickell, Gordon, Grant, Ikezoe-Halevi, Keller, and Theisen
Nay: None
Motion Approved: 7-0

VI. Public Hearing: 6557 Keating Avenue – Residential Variation

Chairman Theisen swore in the Petitioner and homeowner, Mr. Patrick Kaniff.

This Variation request is for relief from the prohibition on painting brick facades. The property is in the R-2 Residential Zoning District. Mr. Cook showed before and after photographs for comparison. A detailed photograph of the brick taken by the Village’s building inspector was also shown. The Zoning Code prohibits the painting of bricks in residential and commercial districts. There have been no similar requests for relief from this prohibition. The Petitioner is requesting that the brick remain painted.

The Petitioner, Mr. Kaniff, explained that they are new to the Village and they have been renovating the home that has been vacant for six years. He was unaware that painting the exterior brick was prohibited. Mr. Kaniff stated that only the face brick was painted due to irregularities and mismatched bricks due to repairs. Mr. Kaniff further stated that he had letters from neighbors who had no objection to the brick. Mr. Kaniff submitted copies of these letters to staff for the file.

Mr. Theisen inquired as to Mr. Kaniff’s hardship. Mr. Kaniff replied that due to the texture of the brick, taking off the paint would be a very difficult and expensive process.

Chairman Theisen asked if anyone in the audience would like to speak regarding this Public Hearing.
Ms. Judy Abelson of 6537 North Keating Avenue was sworn in. Ms. Abelson asked the Zoning Board to explain why painting brick was prohibited. Commissioner O’Brien explained to her that masonry is a porous material and by painting it, it traps moisture and will deteriorate the brick over time and can lead to structural failure. Ms. Abelson stated that even with that explanation, she has no objection to this Variation request.

Commissioner Gordon asked the Petitioner about what his future plans would be if the paint started to peel or compromise the brick façade? Mr. Kaniff said that he is committed to maintaining the brick in its present state.

Chairman Theisen explained that the Zoning Board does not want to set a precedent that makes it acceptable for people to violate the Zoning Ordinance because they were not aware beforehand. Chairman Theisen further explained that by voting to approve this Variation, The Zoning Board is allowing anyone to paint their brick which is something the Village would like to avoid. Mr. Kaniff agreed that ignorance of the codes is no excuse, but explained that they have friends in other nearby communities that do allow exterior façade painting and it didn’t occur to them that this would be prohibited in Lincolnwood.

Commissioner O’Brien confirmed with Mr. Cook that staining brick is allowed.

Commissioner Ikezoe-Halevi asked Mr. Cook if these regulations are readily available on the Village website. Mr. Cook replied that these regulations are found on the website within the Zoning Ordinance and residents should call the Village if they have any questions regarding what does or does not require permits.

Mr. Kaniff said that he received permits for the majority of the work they have done and that painting does not require a permit. Mr. Cook confirmed that interior and exterior painting does not require a permit; however, standards for prohibiting the painting of brick remain.

Commissioner Grant asked Mr. Cook to reiterate the comments made by the Village’s building inspector with regards to removing the paint. Mr. Cook summarized the negative impact of removing the paint from the façade.

**Motion to deny** approval of this Variation request was made by Commissioner O’Brien, and seconded by Commissioner Nickell.

**Aye:** O’Brien, Nickell, and Grant  
**Nay:** Gordon, Ikezoe-Halevi, Keller, and Theisen  
**Motion Failed:** 4-3

The members of the ZBA concluded that the motion to deny failed and that their recommendation should be forwarded to the Village Board as a recommendation to approve the variation. This recommendation will be forwarded to the Village Board for their consideration at the Tuesday, November 4, 2014 meeting at 7:30 p.m. The Petitioners will have an opportunity to address the Village Board at that time.
October 20, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

To Whom it May Concern:

It is my pleasure to write a letter in support of the zoning application being submitted to the Zoning Board of Appeals by Patrick & Amy Kaniff.

I am a Lincolnwood resident and my residence is located adjacent to the subject property. I support the recent changes the new owners have made to the property including the painting of the exterior brick. It is my opinion that the painted exterior greatly improves the appearance of the property and surrounding neighborhood.

In conclusion, I support their request for a variation to allow the recently painted brick to remain in tact.

Sincerely,

[Signature]

Address:
6531 N. Keating
Lincolnwood, IL 60712
October 10, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

To Whom it May Concern:

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In conclusion, I support their request for a variation to allow the recently painted brick remain in tact.

Sincerely,

[Signature]

Address:

6548 W. Kelpatrik
Lincolnwood, IL 60712
October 10, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

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In conclusion, I support their request for a variation to allow the recently painted brick remain in tact.

Sincerely,

[Signature]

Address:

4720 W. ALEXANDER AVE
LINCOLNWOOD, IL 60712-3402
October 10, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

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In conclusion, I support their request for a variation to allow the recently painted brick remain in tact.

Sincerely,

[Signature]

Address:
6608 n. Keating
Lincolnwood, IL 60712
October 10, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

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In conclusion, I support their request for a variation to allow the recently painted brick remain in tact.

Sincerely,

[Signature]

Address:

6557 Keating Ave
Lincolnwood, IL
October 10, 2014

Village of Lincolnwood
Community Development Department
Zoning Board of Appeals

RE: 6557 N. Keating Avenue – Residential Variation

To Whom it May Concern:

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In conclusion, I support their request for a variation to allow the recently painted brick remain in tact.

Sincerely,

[Signature]

Address:

6556 N. Kilpatrick
Lincolnwood, IL 60712
Staff Report
Zoning Board of Appeals
October 15, 2014

Subject Property:  
6557 North Keating Avenue

Zoning District:  R-2 Residential

Petitioner:  Patrick and Amy Kaniff  
Property Owner

Requested Action:  Variation sought to  
Article VI, Part C, Section 6.09 of the  
Zoning Code to permit brick façade to be  
painted.

Nature of Request:  The property owner is seeking a Variation to permit brick façades at the  
single-family home to be painted. The property owner recently painted the brick façades and is  
seeking permission to maintain the painted façades.

Installed at 6557 North Keating Avenue, and Mailed Legal Notices Dated September 25, 2014 to  
Properties within 250 Feet.

Summary of Request
The subject property was recently purchased by the Petitioner. Several months ago, the  
Petitioner received two building permits for remodeling projects of the formerly vacant home.  
During the course of remodeling and repair of the single-family home, the Petitioner painted a  
portion of the exterior brick façade. Upon receipt of a complaint, Village staff contacted the  
Petitioner to notify them of the violation. The Petitioner seeks permission to maintain the  
painted brick façade.

Removal of Paint:  If the Petitioner’s request is denied, the paint will need to be removed.  
Below is an explanation from the Village’s Building Inspector Jim Stock, on the alternatives  
for removal.
“There are several methods commonly used to remove paint from surfaces such as sand blasting and stripping.

Sand blasting generally is very hard on the surface being cleaned unless using a media that is not so abrasive as sand. Using sand as a media normally will take off the protective surface that is on the hardened brick and mortar which can lead to future damage to the structure. Other media may be less destructive in blasting the paint off, but in both of these cases the existing surface of these bricks makes it unlikely that all of the paint could be removed.

Trying to strip the paint off is also an option but many of the available strippers are not necessarily safe in this type of application. There are some environmentally safe strippers available but am not familiar with the use of any of them for this type of work. Using strippers on a house like this could trigger EPA or MWRD issue.

Trying to remove the paint with stripper would probably require many applications of the stripper and power washing the brick between each application and then cleaning with an acid wash. Because of the rough texture of the brick it is unclear if that could ever be completely cleaned of the paint.”

Related Village Action
Since the November 2008 adoption of the current Zoning Code, the Village has not considered any like requests. The prohibition on painting brick in Lincolnwood applies to all building types in the community.

Pertinent Property Information – The existing single-family home was constructed in or around 1950. A search of Village records resulted in no additional records or information regarding the subject property pertinent to this request.

Conclusion
The property owner is seeking a variation in order to permit the exterior brick façade of the single-family home to be painted. The Zoning Code specifically prohibits the painting of brick facades.

Documents Attached
1. Letter of Explanation
2. Petitioner Submitted Photographs
3. Residential Zoning Variation Application
4. Proof of Ownership
5. Plat of Survey
Village of Lincolnwood  
Community Development Dept. 
6900 N. Lincoln Avenue  
Lincolnwood, IL 60712

RE: Exterior Paint at 6557 N. Keating Avenue, Lincolnwood, IL

Dear Village of Lincolnwood,

We recently purchased a vacant home in Lincolnwood and are in the process of updating the home to current standards prior to moving in and in so doing have painted a portion of the masonry on the exterior of the home.

We were unaware that this was against a municipal ordinance, and if we were aware we would not have done so.

Portions of the brick were of inconsistent color and texture due to alterations that had been made to the original structure over the years. Additionally, the color of the brick had faded over the years blending into the stonework. The purpose of painting the brick was both to achieve consistency and provide some differentiation to the materials used on the house. The “new” brick color enhances the stone’s beauty and brings back the house’s architectural charm to the neighborhood.

The paint used was a high quality Sherwin- Williams exterior paint with a 15 year warranty and was applied professionally by brush, roller, and spray gun.

We sincerely apologize for violating Village ordinance and will be more careful with future renovations.

Thank you,

Patrick & Amy Kaniff
6557 N. Keating Avenue, Lincolnwood, IL

Before

After
VILLAGE OF LINCOLNWOOD  Public Hearing Application  Variations

SUBJECT PROPERTY

Property Address: 6557 N. Keating Ave. Lincolnwood, IL

Permanent Real Estate Index Number(s): 10-34-315-023-0000

Zoning District: Lot Area:

List all existing structures on the property. Include fencing, sheds, garages, pools, etc.

Are there existing development restrictions affecting the property?  __ Yes  X  No

(Examples: previous variations, conditions, easements, covenants)

If yes, describe:

REQUESTED ACTION

☑ Variation - Residential  ☐ Variation - Signs/Special Signs
☐ Variation - Non-Residential  ☐ Minor Variation
☐ Variation - Off-Street Parking  ☐ Other
☐ Variation - Design Standards

PROJECT DESCRIPTION

Describe the Request and Project: Homeowners are requesting that the painted brick remain painted.

PROPERTY OWNER/PETITIONER INFORMATION

Property Owner(s):

Name: (List all beneficiaries if Trust): Patrick and Amy Kaniff

Address: 6557 N. Keating Ave. Lincolnwood, IL

Telephone: (312) 504-4890  Fax: (847) 713-4825  E-mail Address: pkaniff@enova.com

Petitioner (if different from owner):

Name: ________________________________ Relationship to Property: ________________________________

Address: ________________________________

Telephone: (____) _______ Fax: (____) _______ E-mail Address: ________________________________
REQUISITE ATTACHMENTS

Check all documents that are attached:

- Plat of Survey  
- Site Plan  
- Proof of Ownership  
- Floor Plans  
- Elevations  
- Applicable Zoning Worksheet  
- Photos of the property

For Office Use Only

Fee:   Deposit:   
Date Received:   
Checked By:   

The article(s), section(s) and paragraph(s) of the Village of Lincolnwood Zoning Ordinance from which the Action is being sought:

PDF files of all drawings

*The above documents are required for all applications. The Zoning Officer may release an applicant from specific required documents or may require additional documents as deemed necessary.

COST REIMBURSEMENT REQUIREMENT

The Village requires reimbursement of certain out-of-pocket costs incurred by the Village in connection with applications for zoning approvals and relief. These costs include, but are not limited to, mailing costs, attorney and engineer costs, and other out-of-pocket costs incurred by the Village in connection with this application. In accordance with Section 5.02 of the Village of Lincolnwood Zoning Ordinance, both the petitioner and the property owner shall be jointly and severally liable for the payment of such out-of-pocket costs. Out-of-pocket costs incurred shall first be applied against any hearing deposit held by the Village, with any additional sums incurred, to be billed at the conclusion of the hearing process.

Invoices in connection with this application shall be directed to:

Name:  
Address:  
City, State:  

ATTESTMENT AND SIGNATURE

I hereby state that I have read and understand the Village cost reimbursement requirement, as well as the requirements and procedures outlined in Article V of the Village Zoning Ordinance, and I agree to reimburse the Village within 30 days after receipt of an invoice therefor. I further attest that all statements and information provided in this application are true and correct to the best of my knowledge and that I have vested in me the authority to execute this application.

PROPERTY OWNER

[Signature]

Date  

PETITIONER (If different than property owner)

[Signature]

Date  

PRINT NAME  

PRINT NAME
Village of Lincolnwood  
Community Development Department – Zoning Board of Appeals  

VARIATION STANDARDS  

1. *The requested variation is consistent with the stated intent and purposes of the Zoning Ordinance and the Comprehensive Plan.*  
Yes. The requested variation is petitioning to let the exterior brick remain painted. The paint used was a high quality paint specifically formulated for exteriors and guaranteed for 15 years both by the manufacturer and contractor who painted the exterior.  

2. *The particular physical surroundings, shape, or topographical conditions of the subject property would bring a particular hardship, as distinguished from a mere inconvenience, if the strict letter of the Zoning Ordinance is enforced.*  
In consideration of the fact that there was a cost associated with having the brick painted, we ask that the exterior remain intact. Likewise, removing the freshly painted brick would not be without a significant cost to the homeowners.  

3. *The conditions upon which the petition for the variation is based would not be applicable generally to other property within the same zoning district.*  
???  

4. *The variation is not solely and exclusively for the purpose of enhancing or increasing the value of or increasing the revenue from the property.*  
No, the variation is not to increase the value of the property. The decision to paint the brick was made in order to make the many different kinds of brick (size and color) that were used to do repairs/changes to the home through the years look cohesive. Additionally, only 40 percent of the exterior masonry is painted. The remainder of the dwelling is stone and glass.  

5. *The alleged difficulty or hardship has not been created by any person presently having an interest in the property.*  
Correct  

6. *The granting of the variation will not be detrimental to the public welfare or injurious to the other property or improvements in the neighborhood in which the property is located.*  
Correct  

7. *The variation granted is the minimum change to the Zoning Ordinance standards necessary to alleviate the practical hardship on the subject property.*  
Correct  

8. The proposed variation will not impair an adequate supply of light and air to adjacent property  
Correct.
Exterior of 6557 N. Keating Ave

Paint used on exterior
**B. Type of Loan**

<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>7.</td>
<td>Cash Sale.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**C. Note:** This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked [N/A] were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

**D. Name & Address of Buyer**

| Patrick J. Kanaff and Amy L. Kanaff |
| 4157 N. WHIPLE ST |
| CHICAGO, IL 60618 |

**E. Name & Address of Seller**

| David L. Magnuson and Mark Magnuson |
| 530 WARRREN ROAD |
| GLENVIEW, IL 60025 |

**F. Name & Address of Lender**

| Wells Fargo Bank, N.A. |
| 2701 Wells Fargo Way |
| Minneapolis, MN 55467-5000 |

**G. Property Location**

| 6557 N. Keating Ave |
| LINCOLNWOOD, IL 60712 |

**H. Settlement Agent Name**

| Attorneys' Title Guaranty Fund, Inc. |
| 1 South Wacker Drive 24th Floor |
| Chicago, IL 60606-4654 |
| Phone 217-359-2000 |
| Tax ID 37-1222620 |
| Closing: AAG Unassigned |

**I. Settlement Date**

| 7/28/2014 |

**J. Summary of Borrower's Transaction**

| 100. Gross Amount Due from Borrower |

| 101. Contract sales price | $275,000.00 |
| 102. Personal property |
| 103. Settlement charges to borrower | $18,127.83 |
| 104. |
| 105. |

**K. Summary of Seller's Transaction**

| 400. Gross Amount Due to Seller |

| 401. Contract sales price | $275,000.00 |
| 402. Personal property |
| 403. |
| 404. |
| 405. |

**Letters for Items Sold by Seller in Advance**

| 106. County Property Tax |
| 107. County Property Tax |
| 108. |
| 109. |
| 110. |
| 111. |
| 112. |
| 113. |
| 114. |
| 115. |
| 116. |

| 120. Gross Amount Due from Borrower | $293,127.83 |

| 200. Amounts Paid by Or On Behalf Of Borrower |

| 201. Deposit or earnest money | $25,000.00 |
| 202. Principal amount of new loan(s) | $225,000.00 |
| 203. Existing Loan(s) taken subject to |
| 204. |
| 205. |
| 206. |
| 207. |
| 208. Portion of Owner's Policy Paid by Seller | $16,685.00 |
| 209. |

**Letters for Items Unpaid by Seller**

| 210. County Property Tax 01/01/14 thru 07/28/14 | $5,440.27 |
| 211. County Property Tax |
| 212. |
| 213. |
| 214. |
| 215. |
| 216. |
| 217. |
| 218. |
| 219. |
| 220. Total Paid By/For Borrower | $293,127.83 |
| 221. Cash At Settlement From To Borrower |
| 222. Gross Amount Due from borrower (line 120) | $285,127.83 |
| 223. Less amounts paid by/or for borrower (line 220) | $22,000.00 |
| 224. Cash From Borrower | $263,127.83 |

**Letters for Items Unpaid by Seller**

| 250. Total Reduction Amount Due Seller | $58,146.77 |
| 260. Cash At Settlement From To Seller |
| 261. Gross Amount due to seller (line 260) | $275,000.00 |
| 262. Less reductions in amount due to seller (line 250) | $8,146.77 |
| 263. Cash To Seller | $266,859.23 |

The Public Reporting Burden for this collection of information is estimated at 35 minutes per response for collecting, reviewing, and reporting the data. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. No confidentiality is assured; this disclosure is mandatory. This is designed to provide the parties to a RESPA covered transaction with information during the settlement process.
### L. Settlement Charges

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Paid From</th>
<th>Paid From</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Real Estate Broker Fees</td>
<td>$0.00</td>
<td>Borrower's Funds at Settlement</td>
<td>Seller's Funds at Settlement</td>
</tr>
</tbody>
</table>

#### 700. Total Real Estate Broker Fees

- $0.00

#### 701. Commission Paid at Settlement

- $0.00

#### 800. Items Payable in Connection with Loan

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>From</th>
</tr>
</thead>
<tbody>
<tr>
<td>Origination charge</td>
<td>$995.00</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Appraisal Fee</td>
<td>$995.00</td>
<td>FGE A</td>
</tr>
<tr>
<td>Mortgage insurance premium for months</td>
<td>$3,370.86</td>
<td>FGE 3</td>
</tr>
<tr>
<td>Homeowners' insurance for 1 year</td>
<td>$1,370.86</td>
<td>FGE 11</td>
</tr>
<tr>
<td>Initial Deposit for your escrow account</td>
<td>$264.55</td>
<td>FGE 9</td>
</tr>
<tr>
<td>Homeowner's insurance</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Mortgage Insurance</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>County property taxes</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Special Assessment</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Homeowner's Risk Dues</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Flood insurance</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Other taxes</td>
<td>$3,015.80</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Aggregate Adjustment</td>
<td>$753.94</td>
<td></td>
</tr>
</tbody>
</table>

#### 1100. Title Charges

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>From</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title services and lender's title insurance (Bill Report Attached) to ATG/ Asher J. Beederman, Ltd.</td>
<td>$2,265.00</td>
<td>FGE 4</td>
</tr>
<tr>
<td>Settlement or closing fee</td>
<td>$1,150.00</td>
<td>ATG</td>
</tr>
<tr>
<td>Owner's title insurance</td>
<td>$1,685.00</td>
<td>ATG</td>
</tr>
<tr>
<td>Lender's title insurance</td>
<td>$790.00</td>
<td>ATG</td>
</tr>
<tr>
<td>Lender's title policy limit $</td>
<td>$120,000.00</td>
<td>ATG</td>
</tr>
<tr>
<td>Owner's title policy limit $</td>
<td>$75,000.00</td>
<td>ATG</td>
</tr>
<tr>
<td>Agent's portion of the total title insurance premium to Asher J. Beederman, Ltd.</td>
<td>$1,685.00</td>
<td></td>
</tr>
<tr>
<td>Underwriter's portion of the total title insurance premium to Attorney's Title Guaranty Fund, Inc.</td>
<td>$870.00</td>
<td></td>
</tr>
<tr>
<td>Buyer's Attorney Fee</td>
<td>$850.00</td>
<td></td>
</tr>
<tr>
<td>Seller's Attorney Fee</td>
<td>$125.00</td>
<td></td>
</tr>
</tbody>
</table>

#### 1200. Government Recording and Transfer Charges

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>From</th>
</tr>
</thead>
<tbody>
<tr>
<td>Government recording charges</td>
<td>$133.00</td>
<td></td>
</tr>
<tr>
<td>Deed $50.00; Mortgage $50.00, Release $0.00 to ATG Fees and Transfers</td>
<td>$133.00</td>
<td></td>
</tr>
<tr>
<td>Transfer taxes</td>
<td>$137.50</td>
<td></td>
</tr>
<tr>
<td>County Tax Stamps</td>
<td>$275.00</td>
<td></td>
</tr>
<tr>
<td>State Tax Stamps</td>
<td>$275.00</td>
<td></td>
</tr>
<tr>
<td>City Tax Stamps</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Additional Settlement Charges</td>
<td>$119.00</td>
<td></td>
</tr>
<tr>
<td>Survey to Mid Lakes Survey Company</td>
<td>$425.00</td>
<td></td>
</tr>
<tr>
<td>Tax Service Fee</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Flood (Life of Loan)</td>
<td>$0.00</td>
<td></td>
</tr>
</tbody>
</table>

#### 1400. Total Settlement Charges (enter on lines 103, Section Jand 502, Section K)

- $18,127.83
- $10,015.50
<table>
<thead>
<tr>
<th>Charges That Cannot Increase</th>
<th>HUD-1 Line Number</th>
<th>Good Faith Estimate</th>
<th>HUD-1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Your origination charge</td>
<td># 801</td>
<td>$995.00</td>
<td>$995.00</td>
</tr>
<tr>
<td>Your credit or charge points for the specific rate chosen</td>
<td># 802</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>Your adjusted origination charges</td>
<td># 803</td>
<td>$995.00</td>
<td>$995.00</td>
</tr>
<tr>
<td>Transfer taxes</td>
<td># 1203</td>
<td>$412.50</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Charges That in Total Cannot Increase More Than 10%</th>
<th>HUD-1 Line Number</th>
<th>Good Faith Estimate</th>
<th>HUD-1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Government recording charges</td>
<td># 1201</td>
<td>$166.50</td>
<td>$133.00</td>
</tr>
<tr>
<td>Appraisal Fee</td>
<td># 804</td>
<td>$430.00</td>
<td>$430.00</td>
</tr>
<tr>
<td>Credit report</td>
<td># 805</td>
<td>$22.00</td>
<td>$22.00</td>
</tr>
<tr>
<td>Tax Service Fee</td>
<td># 1303</td>
<td>$100.00</td>
<td>$100.00</td>
</tr>
<tr>
<td>Flood (Life of Loan)</td>
<td># 1304</td>
<td>$15.00</td>
<td>$15.00</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>$737.50</td>
<td>$704.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Increase Between GFE and HUD-1 Charges</th>
<th>Good Faith Estimate</th>
<th>HUD-1</th>
</tr>
</thead>
<tbody>
<tr>
<td>$33.50 or -4.54%</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Charges That Can Change</th>
<th>Good Faith Estimate</th>
<th>HUD-1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Daily interest charges</td>
<td># 901</td>
<td>$26.37/day</td>
</tr>
<tr>
<td>Homeowner's insurance</td>
<td># 903</td>
<td>$79.11</td>
</tr>
<tr>
<td>Initial deposit for your escrow account</td>
<td># 1091</td>
<td>$884.16</td>
</tr>
<tr>
<td>Title services and lender's title insurance</td>
<td># 1101</td>
<td>$2,974.38</td>
</tr>
<tr>
<td>Owner's title insurance</td>
<td># 1103</td>
<td>$2,968.00</td>
</tr>
<tr>
<td></td>
<td>$1,335.00</td>
<td>$1,685.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Loan Terms</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Your initial loan amount is</td>
<td>$220,000.00</td>
</tr>
<tr>
<td>Your loan term is</td>
<td>30 years</td>
</tr>
<tr>
<td>Your initial interest rate is</td>
<td>4.375%</td>
</tr>
<tr>
<td>Your initial monthly amount owed for principal, interest, and any mortgage insurance is</td>
<td>$1,098.40 includes Principal Interest Mortgage Insurance Can your interest rate rise?</td>
</tr>
<tr>
<td>x No. &quot;Yes, it can rise to a maximum of 0%. The first change will be on and can change again every after. Every change date, your interest rate can increase or decrease by 0%. Over the life of the loan, your interest rate is guaranteed to never be lower than 0% or higher than 0%.</td>
<td></td>
</tr>
<tr>
<td>Even if you make payments on time, can your loan balance rise?</td>
<td></td>
</tr>
<tr>
<td>x No. &quot;Yes, it can rise to a maximum of $0.00</td>
<td></td>
</tr>
<tr>
<td>Even if you make payments on time, can your monthly amount owed for principal, interest, and mortgage insurance rise?</td>
<td></td>
</tr>
<tr>
<td>x No. &quot;Yes, the first increase can be on and the monthly amount owed can rise to $0.00. The maximum it can ever rise is to $0.00</td>
<td></td>
</tr>
<tr>
<td>Does your loan have a prepayment penalty?</td>
<td></td>
</tr>
<tr>
<td>x No. &quot;Yes, your maximum prepayment penalty is 10.00</td>
<td></td>
</tr>
<tr>
<td>Does your loan have a balloon payment?</td>
<td></td>
</tr>
<tr>
<td>x No. &quot;Yes, you have a balloon payment of $0.00 due in 0 years on</td>
<td></td>
</tr>
<tr>
<td>Total monthly amount owed including escrow account payments</td>
<td></td>
</tr>
<tr>
<td>You do not have a monthly escrow payment for items, such as property taxes and homeowner's insurance. You must pay these items directly yourself.</td>
<td></td>
</tr>
<tr>
<td>x You have an additional monthly escrow payment of $868.18 that results in a total initial monthly amount owed of $1,966.61. This includes principal, interest, any mortgage insurance and any items checked below:</td>
<td></td>
</tr>
<tr>
<td>x Property taxes</td>
<td></td>
</tr>
<tr>
<td>o Flood insurance</td>
<td></td>
</tr>
<tr>
<td>o Homeowner's Insurance</td>
<td></td>
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</tbody>
</table>

Note: If you have any questions about the Settlement Charges and Loan Terms listed on this form, please contact your lender.
### 1101 DETAIL REPORT

<table>
<thead>
<tr>
<th>Description</th>
<th>Mortgage Amount</th>
<th>Owner Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>CompEndt</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>EPL</td>
<td>$175.00</td>
<td>$9.00</td>
</tr>
<tr>
<td>Inflation</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>Standard1</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>Owners Policy Premium</td>
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The Illinois Title Insurance Act, 215 ILCS 155/16.1, requires that the underwriter, and not the title insurance agent, issue all closing protection letters. Further, it requires that CPLs be issued not just to lenders, but also to buyers, sellers, and owners in a refinance.

215 ILCS 155/14 (b) requires the title company pay, for its title insurance agents, a $3 fee for every title policy issued by a title insurance agent.

#### ORIGINATION CHARGES REPORT

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### HUDI-ADDENDUM

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File: 140198500326
REFERRAL TO BOARD: November 4, 2014

AGENDA ITEM NO: 3

ORIGINATING DEPARTMENT: Community Development

SUBJECT: Consideration of a Referral to the Plan Commission to Convene a Public Hearing for a Proposed Zoning Map Amendment for Property Located at 6653 North East Prairie Road

SUMMARY AND BACKGROUND OF SUBJECT MATTER:
The Malnati’s Organization seeks consideration of a Map Amendment to rezone the property at 6653 North East Prairie Road from the R-3 Residential District to the B-1 General Business District and the Business/Residential Transition Area Overlay District. Malnati’s seeks consideration of the Map Amendment for the purpose of demolishing the existing single-family home at 6653 North East Prairie Road, which is owned by the Malnati’s Corporation. Malnati’s would then install an off-street parking area to serve the existing restaurant. The Map Amendment is necessary as off-street parking areas are not permitted in Residential Districts.

Malnati’s appeared before the Plan Commission at its October 22, 2014 meeting for a Workshop discussion and concept plan review. At this meeting the Plan Commission discussed, in concept, the proposal to install an off-street parking area at 6653 North East Prairie Road. The Commission received comments from six nearby residents. The Commission took no action at this meeting.

Procedurally, the Village Board refers proposed Map Amendments to the Plan Commission to conduct the requisite Public Hearing and for the Plan Commission to provide its recommendation to the Village Board on the matter.

FINANCIAL IMPACT:
None

DOCUMENTS ATTACHED:
   1. Excerpt of October 22, 2014 Plan Commission Minutes (Draft)
   2. Map Amendment Application

RECOMMENDED MOTION:
Move to refer to the Plan Commission to convene a public hearing to consider a Zoning Map Amendment from R-3 to B-1 for the property located at 6653 North East Prairie Road.
III. Workshop: Conceptual Plan Review: 6653 East Prairie Road

Commissioner Eisterhold summarized that the Petitioner, Lou Malnati’s, appeared before the Zoning Board of Appeals on October 15, 2014 relative to their requested Variations. After that ZBA meeting, it was evident that there were some requests that could be considered by the Plan Commission and not the ZBA relative to solutions to the problems they are trying to address. After talking with the Petitioner, they asked if they could appear at this Workshop to present their concepts and get the Plan Commission’s feedback on the concept.

Mr. Cook briefly provided background on the specific reasons as to why this concept plan is before the Plan Commission as these requests would involve a Map Amendment to rezone the residential property into the Business District for the use of the property as off-street parking. The Plan Commission cannot take any action as no application has been filed. The existing property includes a residential lot north of the restaurant. The concept plan involves the demolition of the single-family home for the purposes of installing off-street parking. Mr. Cook presented the concept plan for the Plan Commission member’s review.

The representative speaking for Lou Malnati’s was Mr. Sasha Milosavljevich. Chairman Eisterhold cautioned the members of the audience wishing to speak at tonight’s Workshop that any comments provided are not part of a Public Hearing. If this action goes further, any Village resident would then be able to make their comments official at a Public Hearing. In the event a Public Hearing is scheduled, the Village will send notices in the mail to the surrounding neighbors advising them of this meeting.

Chairman Eisterhold briefly outlined the history of this property. To the north of the restaurant is a single-family home and freestanding garage. It was originally a home for a Malnati family member, but then was converted into some office space which was not allowed as it is located in a residentially-zoned district. The Malnati organization was not considering utilizing this piece of property in their expansion plans, but would possibly consider including this lot to the north for parking to help alleviate concerns.

Lou Malnati’s has entered into an agreement to lease parking in the lot across the street in the evenings and on weekends. However, the Zoning Code does not allow Lou Malnati’s to post a sign in this lot advertising that parking is available for their customers.

Mr. Milosavljevich presented the concept plan to add approximately 1,400-square feet to the restaurant for carryout expansion. Based on responses received from the neighbors and from the ZBA regarding the parking that was being eliminated with this addition, subsequently the property to the north would involve a total demolition of the single-family home and garage to add asphalt parking for twelve parking spots which would alleviate some of the parking congestion that the neighborhood is feeling.

Commissioner Fishman asked Mr. Milosavljevich what was the net gain in parking spots. He replied that with the loss of the employee parking, the net gain in parking is four spots. He further explained that there are some other things they could do such as designating the first four spots for carryout only and could double park the employee cars to add additional parking. They feel the net gain is more than four spots. The US Bank parking lot can accommodate 90 parking spots and they
have 39 parking spots in front of their building. Additionally, they were asked why all the employees don’t park across the street to free up spaces for customer parking. Mr. Cook replied that the parking agreement is for parking after 5:00 p.m. on weekdays. The restaurant’s general manager, Mr. Hugo Ramos, answered that 60 percent of their employees do use public transportation.

Commissioner Yohanna asked Mr. Milosavljevich if they could enter into another parking agreement with the triangular property to the south and if this could be striped to add more parking spaces. He stated that this is something that could be considered.

Chairman Eisterhold reiterated that this addition is to separate the carryout and the dine-in space. Lou Malnati’s also requires additional storage and to increase their efficiency in the kitchen area with cooler space and a better refuse area. This addition will also alleviate their foundation seepage and HVAC issues.

There was a discussion as to what uses this new parking area would encompass with regards to deliveries and trash pickup.

Commissioner Jakubowski asked for a projection of how many customers use the carryout. They estimate that there are 50 to 75 carryout orders per hour during their rush which is between 5:30 p.m. to 7:30 p.m.

Commissioner Goldfein asked if they would be willing to put up a masonry fence or wall between their business and the residents which could alleviate some of the restaurant and traffic noise. Commissioner Goldfein mentioned some examples, such as Walgreens, where this concept has worked out well for the residents bordering commercial uses.

With regards to alley congestion, Chairman Eisterhold touched on the subject of not allowing delivery drivers or non-delivery drivers to use the alley which would go a long way to helping the neighbors or even entertain the idea of one-way traffic.

Lou Malnati’s would like to improve the signage to show the additional parking across the street, but their request was denied. Mr. Cook replied that the sign code would not allow a banner or a lighted sign be installed. The Commissioners discussed whether the sign code should be revised.

Chairman Eisterhold asked if any of the audience members had comments or questions.

Mrs. Dolly Stamer of 6648 North Avers Avenue said that she thought this plan is actually worse than the first plan. She does not want to live next to a parking lot. Commissioner Jakubowski asked Mrs. Stamer how she would feel about a solid masonry wall to block the traffic from the restaurant. The Commissioners asked Mrs. Stamer to listen to the ideas that have been brought forth which might actually be an enhancement instead of a detriment.

Ms. Pam Lefkowitz of 6725 North East Prairie Road spoke of the parking and traffic control problems on her street. She would hope that the new parking lot would help with people parking in front of her house. She would like to see a meeting happen between Lou Malnati’s and the
residents to collectively find a solution. The parking situation the last few years have been really bad.

Mr. Mike Stamer of 6648 North Avers Avenue said that with the restaurant being busier than ever, he believes the restaurant is too big already and the potential is there for even more traffic. The restaurant needs more parking, even without the addition. He would like to see the signage on the bank parking lot. Mr. Stamer spoke about people loitering in the alley. The bank should be utilized for restaurant parking instead of demolishing the home and making it a parking lot. The pictures that Mr. Stamer presented to the ZBA were discussed. Commissioner Goldfein asked Mr. Stamer what he thinks would work. He believes the bank parking lot sign is a crucial component to alleviate the parking situation and would be open to the solid eight-foot masonry wall to restrict alley access.

Ms. Damira Jakupovic of 3851 West North Shore Avenue said the front and back sides of her house are impacted by the restaurant. She does have residents-only parking in front of her house, but people ignore the signs and park there anyway. Ms. Jakupovic did admit that she has not called the police to complain about the parking violators. Chairman Eisterhold suggested that the village relook at the neighborhood parking signs to be more in line with the City of Chicago’s resident parking requirements. Commissioner Yohanna suggested no stopping/no standing parking signs in the alley.

Mr. Emil Neliente of 6659 North East Prairie Road doesn’t believe demolishing the house will solve the parking situation. His property is less than three feet from the proposed parking lot. The noise is bad now, especially in the summer months, and having this right next to his property will be worse and repeatedly speaking to management has not done any good. Mr. Neliente also stated that the garbage is being picked up earlier than 7:00 a.m., which is prohibited.

When asked if Lou Malnati’s would be interested in moving to the old Purple Hotel site, Mr. Milosavljevich replied that idea is highly unlikely and is not under consideration.

Staff restated the findings of the ZBA and their denial of the six Variations that Lou Malnati’s sought. This Workshop was to help alleviate the neighbor’s concerns. The loss of the employee parking was the reason for denying these Variations. All six Variations were voted on and denied unanimously by the ZBA. Lou Malnati’s thought was that by demolishing the house, it would at least alleviate some of the problems. It doesn’t change the “big picture” of what needs to be done. A Map Amendment and Consolidation would have to occur for Lou Malnati’s to use the property to the north.

There was a lengthy discussion as to what the purview of the ZBA and the Plan Commission can do to satisfy the concerns of the neighbors. The purpose of this meeting is for the concept of converting the residential use for off-street parking. This meeting was for Lou Malnati’s benefit for them to hear the concerns of the neighbors and for the neighbors to hear what plan Lou Malnati’s came up with since the Zoning Board meeting last week. It is up to them to take the next step to ask for a Public Hearing to go forward with their plans.

**Motion to close** the Workshop was made by Chairman Eisterhold and he thanked the audience for their participation.
VILLAGE OF LINCOLNWOOD
Community Development Department

Public Hearing Application
Map Amendment

SUBJECT PROPERTY

List all property addresses subject to the requested map amendment and attach a map identifying the extent of the subject property.

Property Address(es): ______________________

Permanent Real Estate Index Number(s): ____________

Current Zoning District _________________ Proposed Zoning District _____________

Lot Area: ____________________________

Are there existing development restrictions affecting the property? ___ Yes ___ No

(Examples: previous variations, conditions, easements, covenants)

If yes, describe: ________________________________

PETITIONER INFORMATION

Name: __________________________

Address: __________________________

Telephone: (___) _______ Fax: (___) _______ E-mail Address: ________________________

Property Owner(s) (if different from petitioner):

Name: (List all beneficiaries if Trust):

Address: __________________________

Telephone: (___) _______ Fax: (___) _______ E-mail Address: ________________________

COST REIMBURSEMENT REQUIREMENT

The Village requires reimbursement of certain out-of-pocket costs incurred by the Village in connection with applications for zoning approvals and relief. These costs include, but are not limited to, mailing costs, attorney and engineer costs, and other out-of-pocket costs incurred by the Village in connection with this application. In accordance with Section 5.02 of the Village of Lincolnwood Zoning Ordinance, both the petitioner and the property owner shall be jointly and severely liable for the payment of such out-of-pocket costs. Out-of-pocket costs incurred shall be first applied against any hearing deposit held by the Village, with any additional sums incurred, to be billed at the conclusion of the hearing process.

Invoices in connection with this application shall be directed to:

Name: __________________________

Address: __________________________

City, State: ________________________
ATTESTMENT AND SIGNATURE

I hereby state that I have read and understand the Village cost reimbursement requirement, as well as the requirements and procedures outlined in Article V of the Village Zoning Ordinance, and I agree to reimburse the Village within 30 days after receipt of an invoice therefor. I further attest that all statements and information provided in this application are true and correct to the best of my knowledge and that I have vested in me the authority to execute this application.

PROPERTY OWNER

__________________     _________
Signature                  Date

Sasha Milosavljevich
Print Name

PETITIONER (If different than property owner)

__________________     _________   ___________________     ______________
Signature                  Date   Signature                  Date

______________________   ______________________
Print Name     Print Name

REQUIRED ATTACHMENTS *

Check all documents that are attached:

Map Amendment Standards    ______
Plat of Survey            ______
Proof of Ownership         ______
Photos of the property     ______
PDF files of all documents  ______

*The above documents are required for all applications. The Zoning Officer may release an applicant from specific required documents or may require additional documents as deemed necessary.

For Office Use Only

Fee: ____________ Deposit: ____________
Date Received: _______________________
Checked By: _________________________

The article(s), section(s) and paragraph(s) of the Village of Lincolnwood Zoning Ordinance from which the Action is being sought:

____________________________________________
____________________________________________
____________________________________________
____________________________________________
____________________________________________
____________________________________________
MAP AMENDMENT STANDARDS

To be approved, the requested map amendment must meet certain specific standards. These standards are listed below. After each listed standard, explain how the map amendment meets the listed standard. Use additional paper if necessary.

1. **Nature of Request**: Explain below why you are seeking a map amendment to the zoning map. What is it that you would like to do that requires a change in the zoning of the subject property?

   Lou Manati’s would like to rezone the aforementioned property in order to create additional parking for the existing restaurant.

2. **What existing uses and structures are located on the subject property? How does the proposed map amendment impact the conforming status of the existing uses and structures?**

   Existing use is a single family home which is located on the subject property. Proposed map amendment will require the demolition of the existing property.

3. **Identify the zoning of the surrounding properties. Identify how the proposed map amendment is consistent with the surrounding zoning and the Comprehensive Plan.**

   The zoning of the surrounding properties are B1 to the south and R3 to the north. The proposed map amendment simply asked for the existing B1 zoning to go one parcel to the north.
4. Indicate why you believe this zoning change is needed and why it would benefit the Village.

- The zoning change is needed to provide additional parking for the restaurant.
- The zoning change would ease parking congestion during peak hours.
# Public Hearing Fees & Deposits Schedule

## Plan Commission

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<th>Hearing Type</th>
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## Zoning Board of Appeals

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* Hearing fees are non-refundable.
** Hearing Deposits shall be applied to out-of-pocket expenses incurred by the Village as the result of the public hearing process. If additional costs are incurred, or if no deposit is provided, such out-of-pocket expenses will be billed directly to the applicant.