

AGENDA VILLAGE OF GLENCOE ZONING BOARD OF APPEALS REGULAR MEETING

Village Hall Council Chamber 675 Village Court March 2, 2020 – 7:30 P.M.

1. CALL TO ORDER AND ROLL CALL

Howard Roin, Chair Deborah Carlson Sara Elsasser David Friedman Alex Kaplan Scott Novack John Satter

- 2. CONSIDER ADOPTION OF THE JANUARY 6, 2020 ZONING BOARD OF APPEALS MEETING MINUTES.
- 3. PUBLIC HEARING TO CONSIDER A REQUEST OF GUILLERMO AMEZCUA AND KOREEN BLOSKY-AMEZCUA OF 999 FOREST AVE., TO INCREASE THE ALLOWABLE GROSS FLOOR AREA FROM 5,161.63 SQUARE FEET TO 5,283.22 SQUARE FEET AND TO REDUCE THE SIDE YARD SETBACK FROM 12.91 FEET TO 9.6 FEET.
- 4. PUBLIC HEARING TO CONSIDER A REQUEST OF DEREK SCHILLER TO PERMIT A NEW SINGLE-FAMILY HOME AT 748 GREENWOOD AVE., TO REDUCE THE REQUIRED FRONT YARD SETBACK FROM 50 FEET TO 48.48 FEET.
- 5. DISCUSSION OF ZONING BOARD OF APPEALS/ZONING COMMISSION MEETING TIMES
- 6. ADJOURN

The Village of Glencoe is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend the meeting who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities, are requested to contact the Village of Glencoe at least 72 hours in advance of the meeting at (847) 835-4114, or the Illinois Relay Center at (800) 526-0844, to allow the Village of Glencoe to make reasonable accommodations for those persons.



MINUTES VILLAGE OF GLENCOE ZONING BOARD OF APPEALS REGULAR MEETING

Village Hall Council Chamber 675 Village Court Monday, January 6, 2020 – 7:30 PM

1. CALL TO ORDER AND ROLL CALL

The Regular Meeting of the Zoning Board of Appeals of the Village of Glencoe was called to order by the Chairman, at 7:30 p.m. on the 6^{th} day of January, 2020, in the Village Hall Council Chamber.

Attendee Name	Title	Status			
	Village Board	,			
Howard Roin	ZBA Chairman	Present			
Deborah Carlson	Member	Present			
Sara Elsasser	Member	Present			
David Friedman	Member	Present			
Alex Kaplan	Member	Present			
Scott Novack	Member	Absent			
John Satter	Member	Present			
	Village Staff				
Taylor Baxter	Development Services Manager	Present			
Rich McGowan	Planner				

2. CONSIDERATION OF MINUTES OF THE DECEMBER 2, 2019 ZBA MEETING

RESULT: ACCEPTED [UNANIMOUS]

AYES: Roin, Carlson, Elsasser, Friedman, Kaplan, Satter

NAYS: None ABSENT: Novack

3. APPROVE KOOYENGA APPEAL AT 139 HAZEL AVENUE

The Chair stated that the purpose of this portion of the meeting was to conduct a public hearing on the appeal by Steve Kooyenga, the applicant representing the owner of 139 Hazel Avenue, of a decision by the Development Services Manager in denying a permit to increase the allowable gross floor area from 5,606.25 square feet to 5,685.31 square feet, or

1.4%, to allow for the construction of a detached shed. The variation is authorized by Section 7-403-E-1 of the Zoning Code.

The Chair reported that notice of the public hearing was published in the December 16, 2019 Glencoe Anchor and neighbors were notified of the public hearing by mail. Taylor Baxter then swore in those in attendance who were expecting to testify.

SUMMARY OF TESTIMONY

Chairman Howard Roin asked Mr. Steve Kooyenga to present his case. Mr. Kooyenga began, stating:

- 1) The shed is proposed to be in the homeowner's rear yard and will be visible from Hazel Avenue in an aesthetically pleasing manner.
- 2) The proposed shed will also be complimented by a landscaping plan that has been prepared by Mariani Landscaping.
- 3) Drainage is not a concern as the proposed shed is planned to be constructed right at grade level. A proposed strip of gravel that will surround the shed will be great for water dripping and general absorption.
- 4) No trees will be harmed.
- 5) The variance is being requested due to lack of utility storage, and the planned usage is strictly storage with no electrical components, lighting, or planned nighttime access.

Mr. Roin asked Taylor Baxter if neighbors were notified. Mr. Baxter confirmed that neighbors were notified, but the Village did not receive any comments.

Mr. Roin then asked Mr. Baxter if this will create a drainage or water problem, and Mr. Baxter stated that to the best of his knowledge it will not be, however, he has not heard any comments from the Village Engineer.

3. PUBLIC COMMENT

Mr. Roin asked the audience if anyone had a public comment. No comments were made.

Following consideration of the testimony and discussion, a motion was made and seconded, that the request for variance be granted per the drawings presented, making findings and resolving as follows:

FINDINGS

- 1. The requested variation is within the jurisdiction of the Zoning Board of Appeals.
- 2. Based on the totality of the relevant and persuasive testimony heard and presented, the Zoning Board determines that:
 - a. The requested variation is in harmony with general purpose and intent of the Glencoe Zoning Code.
 - b. There are practical difficulties and there is a particular hardship in the way of carrying out the strict letter of Section 7-403-E-1 of the Glencoe Zoning Code as applied to the lot in question.
 - c. The plight of the owner is due to unique circumstances.
 - d. The requested variation will not alter the essential character of the locality.
 - e. The requested variation will not set a precedent unfavorable to the neighborhood or to the Village as a whole.
 - f. The spirit of the Zoning Code will be observed, public safety and welfare will be secured, and substantial justice will be done if the requested variation is granted.

RESOLUTION

NOW THEREFORE BE IT RESOLVED that the request to increase the allowable gross floor area to construct a detached shed at 139 Hazel Avenue, be granted as shown in the drawings or plans submitted by the owner and made part of the record.

BE IT FURTHER RESOLVED that the decision of the Community Development Administrator is hereby reversed insofar as he denied the issuance of a building permit on the aforesaid property for the aforesaid construction;

BE IT FURTHER RESOLVED that this variation shall expire and be of no further force or effect at the end of twelve (12) months unless during said twelve-month period a building permit is issued and construction begun and diligently pursued to completion; and

BE IT FURTHER RESOLVED that this resolution shall be spread upon the records of the Board and shall become a public record.

RESULT: ACCEPTED [UNANIMOUS]

AYES: Roin, Carlson, Elsasser, Friedman, Kaplan, Satter

NAYS: None ABSENT: Novack

4. ADJOURN

There being no further business to come before the Zoning Board of Appeals the meeting was adjourned at 7:45 p.m.



VILLAGE OF GLENCOE MEMORANDUM

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Zoning Board of Appeals Memorandum

DATE: February 6, 2020

TO: Zoning Board of Appeals

FROM: Taylor Baxter, Development Services Manager

SUBJECT: Consideration of variations to increase allowable gross floor area and to

decrease side yard setback at 999 Forest Avenue

Background: Applicants Guillermo Amezcua and Koreen Blosky-Amezcua are requesting variations from the Zoning Code to allow an increase in the allowable gross floor area and to reduce the side yard setback at 999 Forest Avenue. The subject property is in the RA Single-family Residential Zoning District. The requested variations are from the following standards in the Zoning Code:

1. Section 3-111(E)(3) – To increase the allowable gross floor area from 5,161.63 square feet to 5,283.22 square feet, a variation of 2.3%.

The lot currently has 4,850.91 square feet of gross floor area. The ZBA may grant variations to increase the allowable gross floor area by up to 15%.

2. Section 3-111(C)(2) – To reduce the side yard setback from 12.91 feet to 9.6 feet, a variation of 20%.

The existing home, which is not parallel to the north side property line, currently has a side yard setback of 4.61 feet at the rear of the home and 12.91 feet at its front corner. The ZBA may grant variations to decrease the required side yard setback by up to 20%.

	Existing	Allowed	Proposed
Gross Floor Area (max.)	4,850.91 sq. ft.	5,161.63 sq. ft.	5,283.22 sq. ft.
Side Yard Setback (min.)	4.61'-12.91'	12.0'	9.6'

Analysis: The Zoning Code includes the following standards for the consideration of variation requests:

1.) General Standard. No variation shall be granted pursuant to this Section unless the applicant shall establish that carrying out the strict letter of the provisions of this Code would create a particular hardship or a practical difficulty. Such a showing shall require proof that the variation being sought satisfies each of the standards set forth in this subsection.

The applicants have stated that the variations are being requested due to the existing location of the home on the uniquely shaped lot, and that there is insufficient space to park an automobile and store basic appliances in their attached garage.

2.) Unique Physical Condition. The subject property is exceptional as compared to other lots subject to the same provision by reason of a unique physical condition, including presence of an existing use, structure, or sign, whether conforming or nonconforming; irregular or substandard shape or size; exceptional topographical features; or other extraordinary physical conditions peculiar to and inherent in the subject property that amount to more than a mere inconvenience to the owner and that relate to or arise out of the lot rather than the personal situation of the current owner of the lot.

The applicants have stated that they are requesting the variations due to the existing home being off-center and on a trapezoid-shaped lot, as well as insufficient space for basic utilities.

3.) Not Self-Created. The aforesaid unique physical condition is not the result of any action or inaction of the owner, or of the owner's predecessors in title and known to the owner prior to acquisition of the subject property, and existed at the time of the enactment of the provisions from which a variation is sought or was created by natural forces or was the result of governmental action, other than the adoption of this Code, for which no compensation was paid.

The home was not built by the current owners, per Village records.

4.) Not Merely Special Condition. The alleged hardship or difficulty is not merely the inability of the owner or occupant to enjoy some special privilege or additional right not available to owners or occupants of other lots subject to the same provision, nor merely an inability to make more money from the use of the subject property; provided, however, that where the standards herein set out exist, the existence of an economic hardship shall not be a prerequisite to the grant of an authorized variation.

The purpose of the variation is not based exclusively on a desire to make more money from the property. However, the right to construct single-family additions that exceed the allowable gross floor area and reduce the required side yard setback is not a right available to other property owners without the approval of a variance.

5.) Code and Plan Purposes. The variation would not result in a use or development of the subject property that would be not in harmony with the general and specific purposes for which this Code and the provision from which a variation is sought were enacted.

The proposed single-family additions appear to be in harmony with the general and specific purposes of the Zoning Code.

- 6.) Essential Character of the Area. The variation would not result in a use or development on the subject property that:
 - (a) Would be materially detrimental to the public welfare or materially injurious to the enjoyment, use, development, or value of property or improvements permitted in the vicinity; or
 - (b) Would materially impair an adequate supply of light and air to the properties and improvements in the vicinity; or

- (c) Would substantially increase congestion in the public streets due to traffic or parking; or
- (d) Would unduly increase the danger of flood or fire; or
- (e) Would unduly tax public utilities and facilities in the area; or
- (f) Would endanger the public health or safety.

The proposed variations would not have a significant impact on the essential character of the area.

The February 13, 2020 Glencoe Anchor contained the Notice of Public Hearing. Additionally, owners of properties within 200 feet of the subject property were notified.

Recommendation: Based on the materials presented and the public hearing, it is the recommendation of staff that the variation request of be <u>accepted or denied</u>.

Motion: The Zoning Board of Appeals may make a motion as follows:

Move to <u>accept/deny</u> the request for a variation to exceed maximum allowable ground coverage and reduce the side yard setback for an addition onto the existing garage and single-family residence at 999 Forest Avenue.

Notice of Appeal



Date: JANUALY 27, 2020

Property Address: 999 FOREST AVENUE PIN #: 05-06-400-004-0000

Zoning Board of Appeals Village of Glencoe Glencoe, IL 60022

Dear Zoning Board of Appeals Member:

I have been aggrieved by the Officer charged with the enforcement of the Glencoe Zoning Ordinance.

It is my desire to: INCREASE THE 18'-4" BY 17'10" EXISTING ATTACHED GARAGE TO BE ABLE TO SAFELY AND EFFICIENTLY FIT AT LEAST ONE AUTOMOBILE, BASIC APPLIANCES FOR LAWN AND SNOW MAINTENANCE, AND RECREATIONAL ITEMS SACH AS BICYCLES AND STEDLLERS. IN ADDITION TO THE BELOW VARIATION TO THE 5:00 YARD, WE ALSO REQUEST APPROVAL OF A F.A.R. VARIANCE OF 2.36% OR 121.59 SQ FT.

I require a zoni	ng variation i	reducing the _	SIDE		_ yard setback from _	12	feet to
9.6	feet and _	N/A	yard setback from	N/A	feet to	/A	feet.

Therefore, I desire a variation in the application of the regulations of this ordinance and there are the following practical difficulties or particular hardships in carrying out the strict letter of the Glencoe Zoning Ordinance in that:

- PLACEMENT OF THE HOME ON THE TRAPEZOID-SHAPED LOT IS OFF CENTER. BECAUSE THE EXISTING RARAGE IS ATTACHED TO THE HOME, THE MOST PRACTICAL OPTION IS TO WIDEN AND DEEPEN THE GARAGE BY 167.09 SANAME FEET. THE CHRAENT GARAGE DIMENSIONS REQUIRE THAT AN ANTOMOBILE BE PARKED DIAGNALLY IN ORDER TO PIT INSIDE LEAVING INSUPPICIENT SPACE FOR ANY OTHER CASTOMARY USE.
- 2) BECAUSE THE TRAPEZUID SHAPED LOT NARROWS FROM THE FRONT TO THE BACK, AND GIVEN THE EXISTING GARAGE IS ATTACHED TO THE HOME. OTHER DESIGN OPPONS WOLLD EITHER REGULE MORE SIGNIFICANT VAMANCES THAN THE ONE BEING PROPOSED, OR WOULD SIGNIFICANTLY ALTER THE STREETSCAPE AND THE EXISTING CHARACTER OF THE NEILH BORHOOD.

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)						

The Zoning Board of Appeals, after a hearing, may authorize this variation because it does not exceed the maximum variation permitted in Article VII, Section 4 of the Ordinance.

I understand that the Zoning Board of Appeals may authorize a variation only where there are practical difficulties or where there is particular hardship in the way of carrying out the strict letter of this ordinance.

Owner's Agent Printed Name

Owner's Printed Name

Owner's Printed Name and Signature

312-375-5802 312.623.6295

Agent's Telephone Owner's Telephone

Please deliver this form with any supporting material to:

Public Works Department Village of Glencoe 675 Village Court Glencoe, Illinois 60022

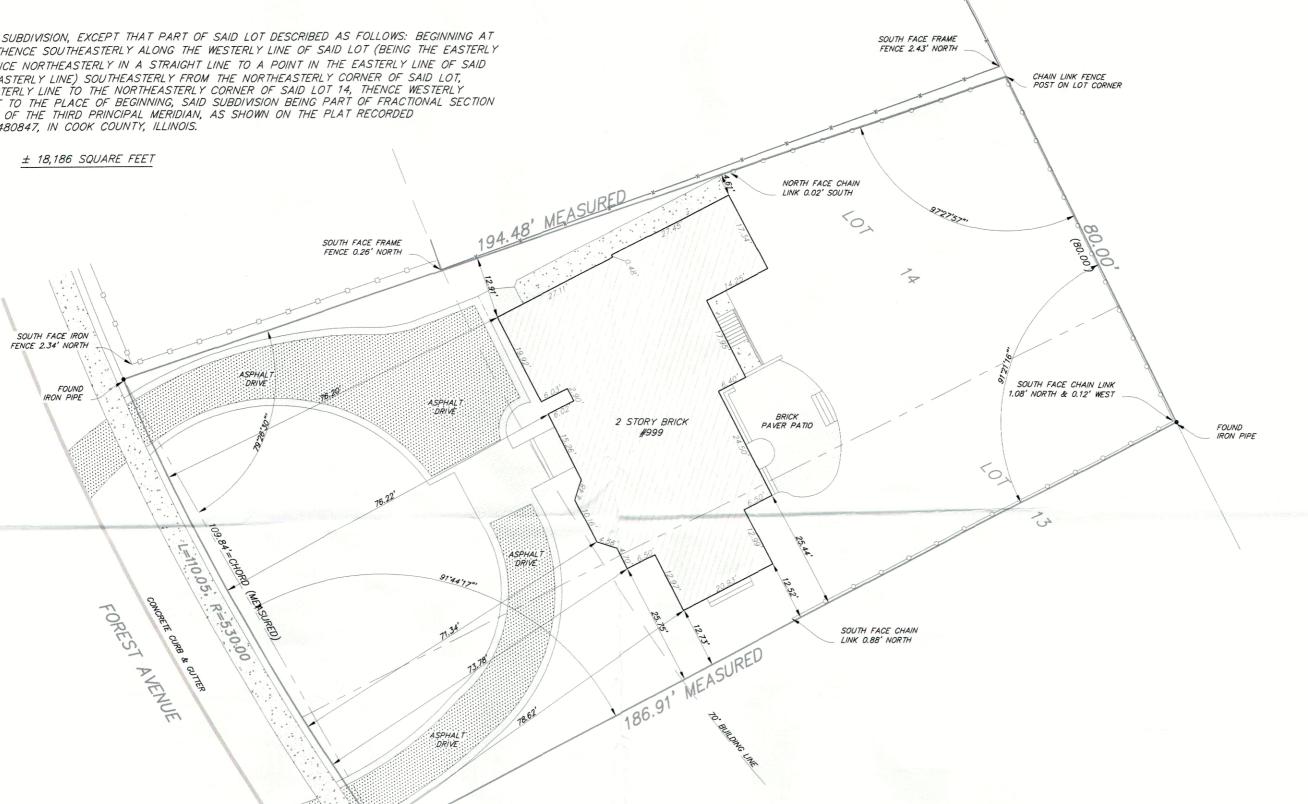
Phone: (847) 835-4111 | Fax: (847) 835-4234 | E-mail: publicworks@villageofglencoe.org

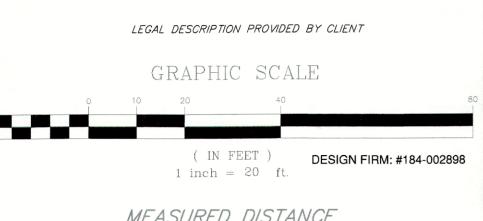
BOUNDARY SURVEY

THAT PART OF LOT 13 IN BLOCK 1 IN SYLVAN NEWHALL SUBDIVISION, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWESTERLY CORNER OF SAID LOT, THENCE SOUTHEASTERLY ALONG THE WESTERLY LINE OF SAID LOT (BEING EASTERLY LINE OF FOREST AVENUE) A DISTANCE OF 30.6 FEET, THENCE NORTHEASTERLY IN A STRAIGHT LINE TO A POINT IN THE EASTERLY LINE OF SAID LOT 13, 27 FEET SOUTHEASTERLY FROM THE NORTHEASTERLY CORNER OF SAID LOT; THENCE ALONG THE EASTERLY LINE OF SAID LOT TO THE NORTHEASTERLY CORNER THEREOF; THENCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF SAID LOT TO THE PLACE OF BEGINNING, SAID SUBJIVISION BEING PART OF FRACTIONAL SECTION 5, 0 1000/SAID SUBJIVISION BEING PART OF FRACTIONAL SECTION 5, 0 1000/SAID SUBJIVISION BEING PART OF THE PLACE OF THE PROPERTY AND THE PLACE OF THE PROPERTY AND THE PLACE OF THE P THE THIRD PRINCIPAL MERIDIAN, AS SHOWN ON THE PLAT RECORDED DECEMBER 8, 1909 AS DOCUMENT NO. 4480847, IN COOK COUNTY, ILLINOIS.

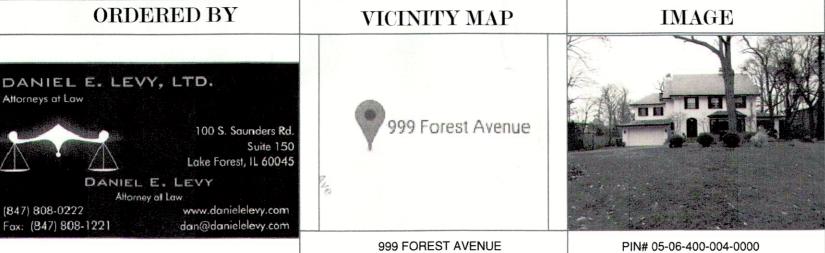
ALSO

LOT 14 IN BLOCK 1 IN SYLVAN NEWHALL SUBDIVISION, EXCEPT THAT PART OF SAID LOT DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWESTERLY CORNER THEREOF, THENCE SOUTHEASTERLY ALONG THE WESTERLY LINE OF SAID LOT (BEING THE EASTERLY LINE OF FOREST AVENUE) 140 FEET, THENCE NORTHEASTERLY IN A STRAIGHT LINE TO A POINT IN THE EASTERLY LINE OF SAID LOT, 97 FEET, (MEASURED ALONG SAID EASTERLY LINE) SOUTHEASTERLY FROM THE NORTHEASTERLY CORNER OF SAID LOT, THENCE NORTHWESTERLY ALONG SAID EASTERLY LINE TO THE NORTHEASTERLY CORNER OF SAID LOT 14, THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID LOT TO THE PLACE OF BEGINNING, SAID SUBDIVISION BEING PART OF FRACTIONAL SECTION 6, TOWNSHIP 42 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, AS SHOWN ON THE PLAT RECORDED DECEMBER 8, 1909, AS DOCUMENT NO. 4480847, IN COOK COUNTY, ILLINOIS.











PYRAMID LAND SURVEYORS

Land Surveyors Illinois and Wisconsin 16 SOUTH LIBERTY DRIVE SOUTH BARRINGTON ILLINOIS, 60010 PHONE 630-497-1832 FAX 847-428-6419

FIELD WORK COMPLETED: DES 17, 2019

DRAWN BY: G.V.S. SCALE: 1"=20" BOOK NUMBER: 1912-61

DRAWING NUMBER: 117-191256 pyramidpls@yahoo.com

STATE OF ILLINOIS) C.C.

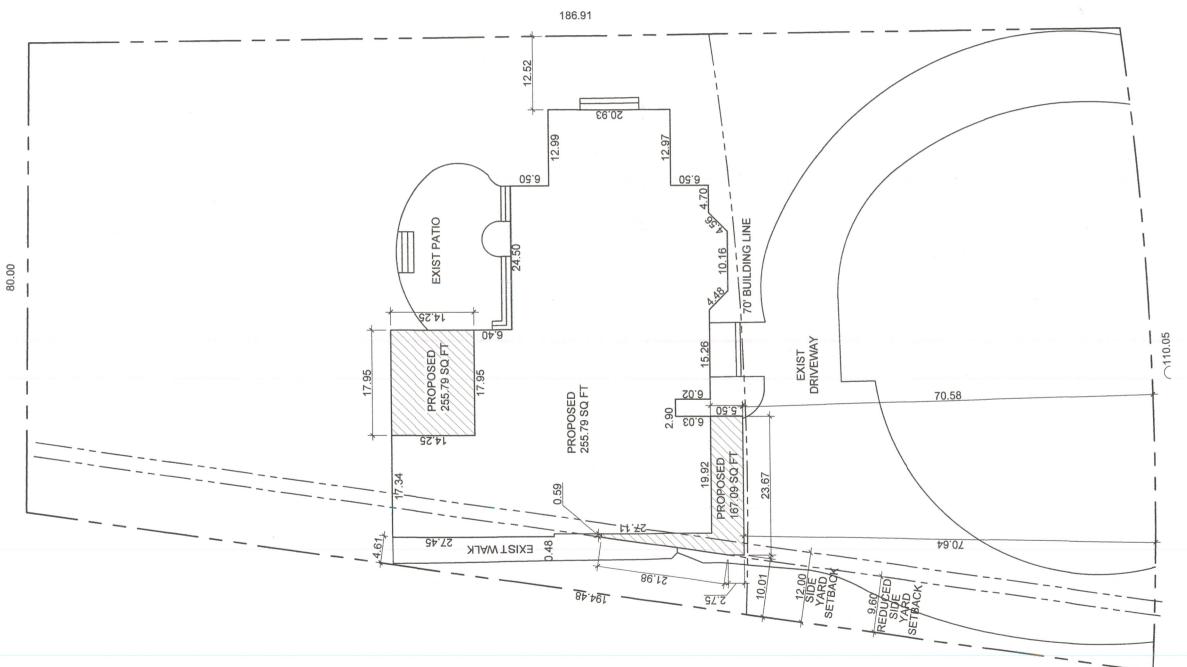
PYRAMID LAND SURVEYORS, INC. AS ILLINOIS LICENSED PROFESSIONAL LAND SURVEYORS, HEREBY STATE THAT WE HAVE SURVEYED THE PROPERTY DESCRIBED ABOVE AND THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS MINIMUM STANDARDS FOR A BOUNDARY SURVEY. GIVEN UNDER MY HAND AND SEAL Sunday, December 22, 2019

By

Gene Scola

GENE SCOLA PLS #035-003364 EXPIRES 11-30-2020





SCALE 11-0"

ARCHITECT
ARCHITECT
NAILAL BUBBIS
Highten Bay Rd
Highten Day Rd
Highen Day Rd
High Day Rd



VILLAGE OF GLENCOE PUBLIC WORKS DEPARTMENT

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February 14, 2020

Re: Zoning Board of Appeals Variation Public Hearing – 999 Forest Avenue

Dear Resident,

The enclosed legal notice provides information on a Zoning Board of Appeals Variation Public Hearing for Monday, March 2, 2020 at 7:30 p.m. at Village Hall. The hearing is open to the public and you are welcome to attend should you have any questions or comments on this matter. You are being contacted because your property is located within 200 feet of 999 Forest Avenue.

The applicants are requesting the following variations from the Village's zoning ordinance to allow for the additions on to an existing single-family home:

- 1. To increase the allowable gross floor area from 5,161.63 square feet to 5,283.22 square feet.
- 2. To reduce the side yard setback from 12.91 feet to 9.6 feet.

Please feel free to reach out to me with any questions prior to the hearing.

Sincerely,

Taylor Baxter, AICP

Development Services Manager

7452

Village of Glencoe

675 Village Court | Glencoe, Illinois 60022

tbaxter@villageofglencoe.org | (847) 461-1118

Address number Street name	City	State ZIP	code	PIN	Property owner	Mailing address
1030 Forest Ave	Glencoe	IL	60022	05-06-304-013-0000	Douglas Adams	1030 Forest Ave Glencoe IL 60022
1000 Sheridan Rd	Glencoe	IL	60022	05-06-400-018-0000	Jeffrey Adler	1000 Sheridan Rd Glencoe IL 60022
1035 Forest Ave	Glencoe	IL	60022	05-06-400-001-0000	Deane Ellis	1035 Forest Ave Glencoe IL 60022
985 Forest Ave	Glencoe	IL	60022	05-06-400-006-0000	Andrew & Julia Gluck	985 Forest Ave Glencoe IL 60022
984 Sheridan Rd	Glencoe	IL	60022	05-06-400-019-0000	Sean Lee & Shruti Tri	984 Sheridan Rd Glencoe IL 60022
990 Forest Ave	Glencoe	IL	60022	05-06-304-016-0000	Chicago Title Land Tr	990 Forest Ave Glencoe IL 60022
1004 Forest Ave	Glencoe	IL	60022	05-06-304-015-0000	Joseph A Koehler	1004 Forest Ave Glencoe IL 60022
999 Forest Ave	Glencoe	IL	60022	05-06-400-004-0000	Harry S Weber	999 Forest Ave Glencoe IL 60022
1010 Sheridan Rd	Glencoe	IL	60022	05-06-400-016-0000	Samuel Sanchez	1010 Sheridan Rd Glencoe IL 60022
976 Oak Ter	Glencoe	IL	60022	05-06-304-018-0000	Steven Greenberg	976 Oak Ter Glencoe IL 60022
1017 Forest Ave	Glencoe	IL	60022	05-06-400-003-0000	Chicago Title Land Tru	1017 Forest Ave Glencoe IL 60022
980 Sheridan Rd	Glencoe	IL	60022	05-06-400-020-0000	Daniel & Julie Aronson	980 Sheridan Rd Glencoe IL 60022
1016 Forest Ave	Glencoe	IL	60022	05-06-304-014-0000	Brian & Dana Newman	1016 Forest Ave Glencoe IL 60022
1025 Forest Ave	Glencoe	IL	60022	05-06-400-002-0000	Iris K. Baer	1025 Forest Ave Glencoe IL 60022
977 Forest Ave	Glencoe	IL	60022	05-06-400-007-0000	Randy O Rissman	977 Forest Ave Glencoe IL 60022
993 Forest Ave	Glencoe	IL	60022	05-06-400-005-0000	David & Susan Levine	993 Forest Ave Glencoe IL 60022



VILLAGE OF GLENCOE GLENCOE, ILLINOIS

ZONING BOARD OF APPEALS

NOTICE OF PUBLIC HEARING MARCH 2, 2020

Notice is hereby given that a public hearing is to be conducted on Monday, March 2, 2020 at 7:30 p.m., before the Zoning Board of Appeals of the Village of Glencoe, Cook County, Illinois, in the Council Chambers of the Village Hall, 675 Village Court, Glencoe, Illinois to consider requests for variations:

A request for a variation from the Zoning Ordinance by applicants Guillermo Amezcua and Koreen Blosky-Amezcua to permit a single-family addition onto the existing home and attached garage at 999 Forest Avenue, Glencoe, Illinois, in the RA Single-Family Residential Zoning District (Permanent Real Estate Index Number 05-06-400-004-0000).

Legal Descriptions: THAT PART OF LOT 13 IN BLOCK 1 IN SYLVAN NEWHALL SUBDIVISION, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWESTERLY CORNER OF SAID LOT, THENCE SOUTHEASTERLY ALONG THE WESTERLY LINE OF SAID LOT (BEING EASTERLY LINE OF FOREST AVENUE) A DISTANCE OF 30.6 FEET, THENCE NORTHEASTERLY IN A STRAIGHT LINE TO A POINT IN THE EASTERLY LINE OF SAID LOT 13, 27 FEET SOUTHEASTERLY FROM THE NORTHEASTERLY CORNER OF SAID LOT; THENCE ALONG THE EASTERLY LINE OF SAID LOT TO THE NORTHEASTERLY CORNER THEREOF; THENCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF SAID LOT TO THE THIRD PRINCIPAL MERIDIAN, AS SHOWN ON THE PLAT RECORDED DECEMBER 8, 1909 AS DOCUMENT NO. 4480847, IN COOK COUNTY, ILLINOIS.

LOT 14 IN BLOCK 1 IN SYLVAN NEWHALL SUBDIVISION, EXCEPT THAT PART OF SAID LOT DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWESTERLY CORNER THEREOF, THENCE SOUTHEASTERLY ALONG THE WESTERLY LINE OF SAID LOT (BEING THE EASTERLY LINE OF FOREST AVENUE) 140 FEET, THENCE NORTHEASTERLY IN A STRAIGHT LINE TO A POINT IN THE EASTERLY LINE OF SAID LOT, 97 FEET, (MEASURED ALONG SAID EASTERLY LINE) SOUTHEASTERLY FROM THE NORTHEASTERLY CORNER OF SAID LOT, THENCE NORTHWESTERLY ALONG SAID EASTERLY LINE TO THE NORTHEASTERLY CORNER OF SAID LOT 14, THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID LOT TO THE PLACE OF BEGINNING, SAID SUBDIVISION BEING PART OF FRACTIONAL SECTION 6, TOWNSHIP 42 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, AS SHOWN ON THE PLAT RECORDED DECEMBER 8, 1909, AS DOCUMENT NO. 4480847, IN COOK COUNTY, ILLINOIS.

The applicant requests the following variations from the Zoning Ordinance:

- 1. To increase the allowable gross floor area from 5,161.63 square feet to 5,283.22 square feet.
- 2. To reduce the side yard setback from 12.91 feet to 9.6 feet.

All persons interested are urged to be present and will be given an opportunity to be heard.



VILLAGE OF GLENCOE MEMORANDUM

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Zoning Board of Appeals Memorandum

DATE: February 19, 2020

TO: Zoning Board of Appeals

FROM: Taylor Baxter, Development Services Manager

SUBJECT: Variation to reduce required front setback from 50 feet to 48.48 feet

Background: The Village issued a building permit in 2019 for a new single-family home on this property. Construction began, and upon receipt of a foundation survey, Village staff notified the applicant that the under-construction home had a front setback of 48.48 feet, which does not meet the required 50-foot front setback that was shown on the approved zoning site plan from the building permit. The encroachment is limited to an approximately 10-foot-wide bay window on the front face of the garage. The remainder of the structure meets the 50-foot setback requirement.

Building permits include two sets of plans: an architecture/building set that is reviewed by planning staff for compliance with setbacks, and an engineering set that is reviewed by the Village Engineer. The Village Engineer does not review engineering plans for setback compliance and planning staff does not review engineering plans. In this permit, the architecture/building set, which was reviewed by planning staff for setback requirements, showed the correct 50-foot setback. The engineering set, which was not reviewed by planning staff, showed an incorrect 48.48-foot setback.

The applicant has requested one variation from the zoning code to allow construction on the home to continue with the 48.48-foot setback shown on the approved engineering plans, rather than the 50-foot setback shown on the site plan that was reviewed for compliance with setback requirements:

 Section 3-111 – To reduce the required front yard setback from 50 feet to 48.48 feet, a variation of 3%.

The ZBA may grant variations to decrease the required front yard setback by up to 20%.

	Demolished home	Home under	Allowed	Proposed
		construction		
Front Yard Setback (min.)	51.34'	48.48'	50'	48.48'

Analysis: The Zoning Code includes the following standards for the consideration of variation requests:

- 1.) General Standard. No variation shall be granted pursuant to this Section unless the applicant shall establish that carrying out the strict letter of the provisions of this Code would create a particular hardship or a practical difficulty. Such a showing shall require proof that the variation being sought satisfies each of the standards set forth in this Subsection.
 - The variation is being requested due to there being two different site plans included in the building permit application. Because construction has already begun with a front setback of 48.48 feet, the applicant has requested a variation to allow this setback reduction of 3%.
- 2.) Unique Physical Condition. The subject property is exceptional as compared to other lots subject to the same provision by reason of a unique physical condition, including presence of an existing use, structure, or sign, whether conforming or nonconforming; irregular or substandard shape or size; exceptional topographical features; or other extraordinary physical conditions peculiar to and inherent in the subject property that amount to more than a mere inconvenience to the owner and that relate to or arise out of the lot rather than the personal situation of the current owner of the lot.

There is no unique physical condition on the lot.

- 3.) Not Self-Created. The aforesaid unique physical condition is not the result of any action or inaction of the owner, or of the owner's predecessors in title and known to the owner prior to acquisition of the subject property, and existed at the time of the enactment of the provisions from which a variation is sought or was created by natural forces or was the result of governmental action, other than the adoption of this Code, for which no compensation was paid.
 - There is no unique physical condition on the lot. The applicant's hardship is instead due to a discrepancy between site plans provided in the building permit application.
- 4.) Not Merely Special Condition. The alleged hardship or difficulty is not merely the inability of the owner or occupant to enjoy some special privilege or additional right not available to owners or occupants of other lots subject to the same provision, nor merely an inability to make more money from the use of the subject property; provided, however, that where the standards herein set out exist, the existence of an economic hardship shall not be a prerequisite to the grant of an authorized variation.
 - The purpose of the variation is not based on a desire to make more money from the property. However, the right to construct a with a reduced front yard setback is not a right available to other property owners without the approval of a variance.
- 5.) Code and Plan Purposes. The variation would not result in a use or development of the subject property that would be not in harmony with the general and specific purposes for which this Code and the provision from which a variation is sought were enacted.
 - The proposed single-family home with a front setback reduction of 3% would be in harmony with the general and specific purposes of the Zoning Code.

- 6.) Essential Character of the Area. The variation would not result in a use or development on the subject property that:
 - (a) Would be materially detrimental to the public welfare or materially injurious to the enjoyment, use, development, or value of property or improvements permitted in the vicinity; or
 - (b) Would materially impair an adequate supply of light and air to the properties and improvements in the vicinity; or
 - (c) Would substantially increase congestion in the public streets due to traffic or parking; or
 - (d) Would unduly increase the danger of flood or fire; or
 - (e) Would unduly tax public utilities and facilities in the area; or
 - (f) Would endanger the public health or safety.

The proposed variations would not have a significant impact on the essential character of the area. Although most of the homes on the subject property's block face have setbacks between 50 and 60 feet, there are setbacks as small as 42.17 feet and as large as 114.75 feet. The approximately 10-foot-wide encroachment of a bay window by less than 18 inches would not have any significant impact on the character of the area.

The February 13, 2020 Glencoe Anchor contained the Notice of Public Hearing. Additionally, owners of properties within 200 feet of the subject property were notified.

Recommendation: Based on the materials presented and the public hearing, it is the recommendation of staff that the variation request of be <u>accepted or denied</u>.

Motion: The Zoning Board of Appeals may make a motion as follows:

Move to <u>accept/deny</u> the request for a variation to reduce the front yard setback for a new single-family residence at 748 Greenwood Avenue.

Notice of Appeal

	Date: 340. 27, 2030
	Property Address: 748 Greenwood PIN#: 05-07-11-023-0000
	Zoning Board of Appeals Village of Glencoe Glencoe, IL 60022
	Dear Zoning Board of Appeals Member:
	I have been aggrieved by the Officer charged with the enforcement of the Glencoe Zoning Ordinance.
	The approved ENGINEERING PHN PAGES CZ Which SHOWN ON THE approved ENGINEERING PHN PAGES CZ Which SETS THE bumped-out BAY ON THE FRONT FACING WALL OF GARAGE & 48,48 Fact. HAM, LEAVE THE 1.5 FT bay.
	require a zoning variation reducing the feet to
	Therefore, I desire a variation in the application of the regulations of this ordinance and there are the following practical difficulties or particular hardships in carrying out the strict letter of the Glencoe Zoning Ordinance in that:
	Pemosal will adversly affect the design and appearance of the house which negatively impacts the asthetic appear the brock.
•	The Civil Engineering drawings which are prepared using the Site survey and all the pertinent information
	relating to the property proposed the setback of the
	relied upon t referenced when the surveyor set states
	o soural good faith attemps were made to know understand what is required before submittals. Jedus 1.440
	between 40-50 which we are within, but on the close
	the more precise 80.

36 Zoning Code lequires sathack to be between 40-50 At.
aux 3 of 13 are within 40-50 feet as required.
ONL-13 ingle House mets the required set back of 50 feet.
NO CHIEF POSE MEETS IN NO CASE Shall I't be MORE than BO feet
MODE STATES IN NO CASE SHAPING. AND CAN NOT be here END MAJORITY AVE NOT IN COMPTIGATE. AND CAN NOT be here ENDS DECAUSE MAJORITY ARE OUTSIDE THE 40-30.
ARTQUIRING SO FT. SETLACK ON THIS Property world with
Alpeliance on the compapproved engineering plan was an unintentional evious there was no attempt to game the system through the use of a variance
The same of the sa
The and an incredible inconvenience and expense villages intermedition
Compliance ligood to The attempts were made with New Staff members.
our goal of metartion timeline.
- We are over 11-T narrower on sideyards so home is not over on BULK.
over on BUKK.

The Zoning Board of Appeals, after a hearing, may authorize this variation because it does not exceed the maximum variation permitted in Article VII, Section 4 of the Ordinance.

I understand that the Zoning Board of Appeals may authorize a variation only where there are practical difficulties or where there is particular hardship in the way of carrying out the strict letter of this ordinance.

 Devel
 Schillen
 626
 Forest
 2

 Owner's Agent Printed Name
 Owner's Printed Name and Signature

 773
 878
 5555
 773
 878
 55555

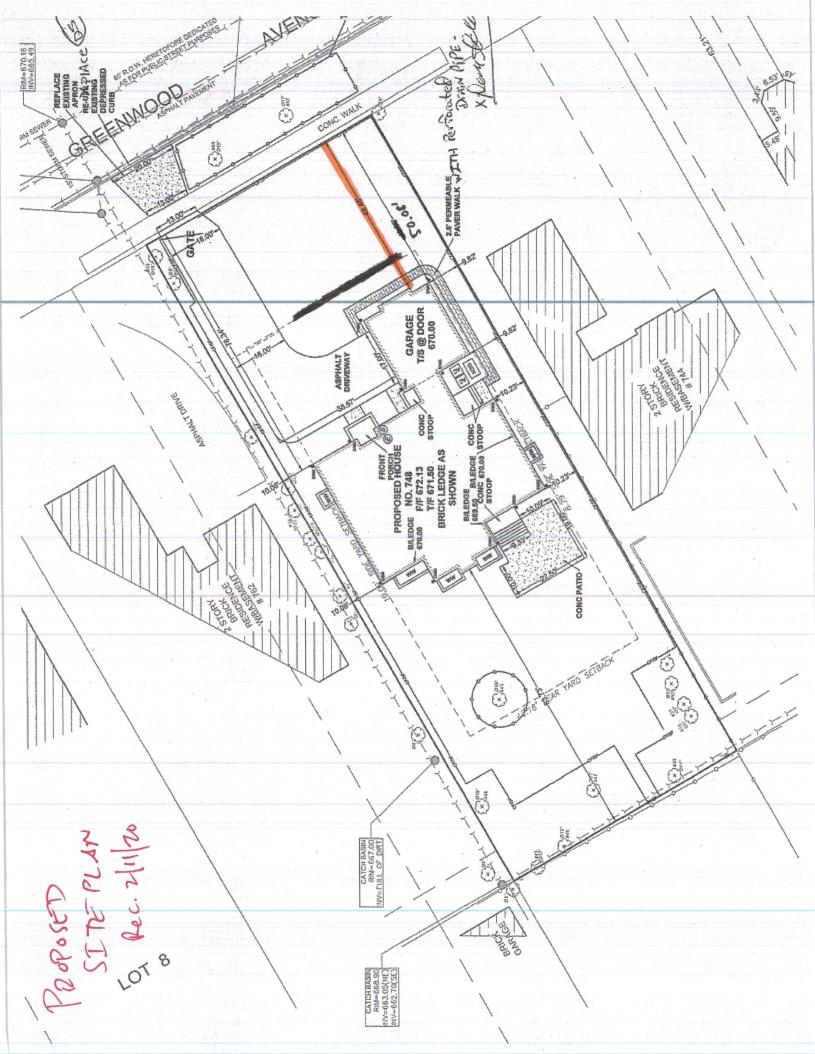
Agent's Telephone

Owner's Telephone

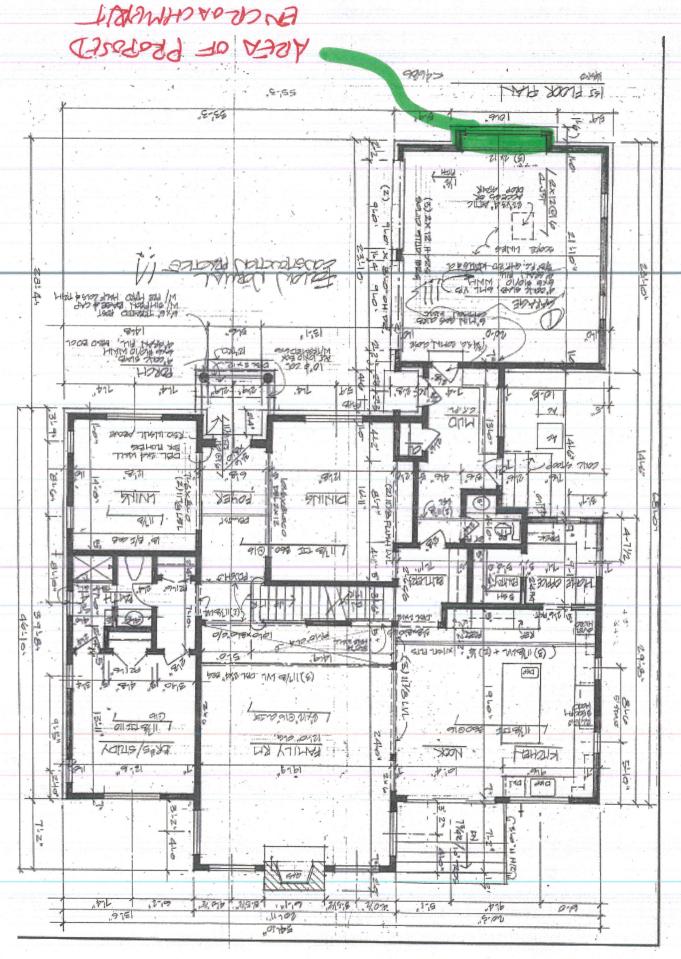
Please deliver this form with any supporting material to:

Public Works Department Village of Glencoe 675 Village Court Glencoe, Illinois 60022

Phone: (847) 835-4111 | Fax: (847) 835-4234 | E-mail: publicworks@villageofglencoe.org



De Malso



748 GREENWOOD AVE.





UNITED SURVEY SERVICE, LLC

BOUNDARY AND TOPOGRAPHIC SURVEY OF CLATE AND THE SOUTH SPEET OF LOT 28 MEALTH'S BUBDINSON OF LOTS 9. 10, 11, 24, 25 AND THE SOUTH SPEET OF LOT 28 MEALTH'S BUBDINSON OF LOTS 9. 10, 11, 24, 25 AND 28 N BLOCK 3N OLDEROUGH THE NORTH-MEST GUARTER OF SECTION 7. TOWERIN 42 MORTH FAMOL 25 ACT OF THE HIRD PROMOVAL MERROWAN (DON'S COUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THANGE 25 ACT OF THE HIRD PROMOVAL WERROWAN CONCOUNTY THAN THE HIRD PROMOVAL THAN TH

KNOWN AS: 748 GREENWOOD AVENUE, GLENCOE, ILLINOIS

PERMANENT INDEX NUMBER: 05 - 07 -, 111 - 023 - 0000

AREA = 15,848 SQ. FT. OR 0.364 ACRE

LEGEND	ABBREVIATIONS	
⊕ SANJETI	SANITARY MANHOLE	
OCR	GATCH BASIN	
000	CLEAN OUT	GF/F+CARAGE F28/SH FLOOR
a B-BOX	Beox	F-F-FRISH FLOOR
ALM	FIRE HYDRANT	THE TOP DG FOUNDATION
AWUP	WOOD UTBLITY POLE	G# CONG. CURB
(C)IR	TREE	DIC+ DEPRESSED CURB
ST-MH	STORM MANHOLE	G= GUTTER
63 WVV	WATER VALVE VAULT	15= NEASURED DATA

VILLAGE OF GLENCOE, IL

- GENERAL MOTES

 1. THE SITE MUST DE KEPT FREE OF ALL LITTER AND DEBRIS AT ALL TIMES ON

 A DALLY BASIS.

 2. GRASS AND WEEDS ON PRIVATE PROPERTY AND ON THE PARKWAY MUST BE

 MANTAINED THROUGHOUT THE ENTIRE CONSTRUCTION PROCESS.

 INCLUDING THOSE AREAS FENCED FOR TREE PROTECTION.

 3. ALL HEAVY MUD, GRAVEL, AND OTHEN TERMS LET' ON THE STREET OR
 SICHARLY MUST BE CLAWED AND REMOVED BMECHALEY. THE STREET

- UNAVAILABLE FOR PUBLIC DE ATT MITTELL DE BE BACKFILLED AND IS REMOVED OR REPLACED.

 ANY TRENCHES IN THE PUBLIC PARKWAY SHOULD BE BACKFILLED AND JETTED TO ACCELERATE SETTLEMENT AND COMPACTION. THE PARKWAY SHOULD BE FILLED AND LEVELED TO MATCH EXISTING GRADE WITHIN 48 PARKWAY SHOULD BE FILLED AND LEVELED TO MATCH EXISTING GRADE WITHIN 48 PARKWAY SHOULD BE FILLED AND LEVEL OF THE PARKWAY SHOULD BE BACKFILLED BE BACKFILLED BE BACKFILLED BE BACKFILLED BE BACKFILLED BE
- HOURS OF EXCAVATION.

 10. HAUL ALL SPOILS & DEMOLITION DEBRIS OFFSITE.

 11. CALL JULIE 1-800-892-0123 BEFORE EXCAVATING.

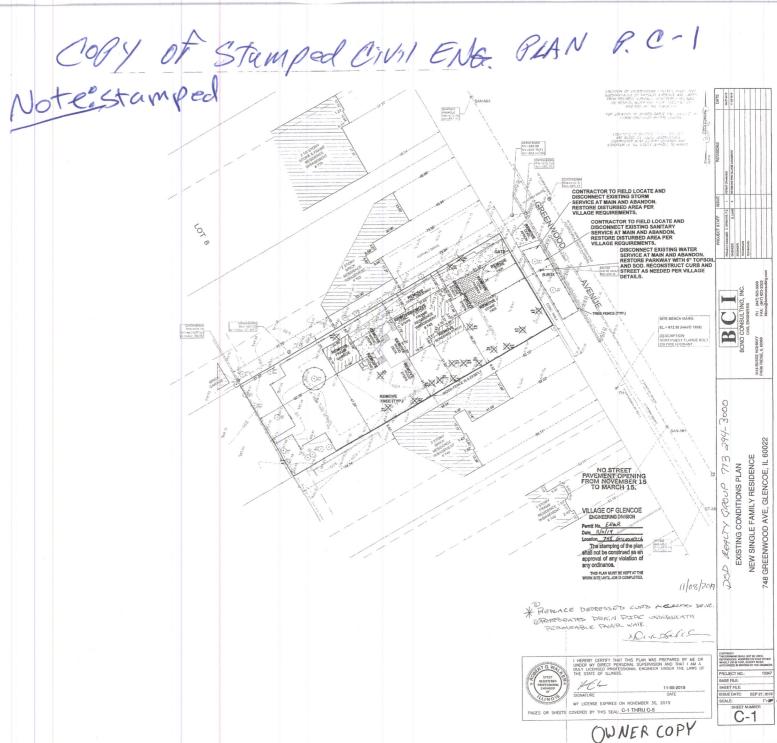
- SILT, CONSTRUCTION, & TREE FENCE HOTES:

 1. BISTALL TEMPORATE CONTROLLED AND ASSESSED FOR EROSION CONTROL

 1. BISTALL TEMPORATE CONTROLLED AND ASSESSED ASSE
- ARGUND PROPERTY IN THE ARMAN ARE RECEIS REQUIRED TO PROTECT TREES.

 A DO NOT INSTALL ANY REQUIRED FENCING WITHOUT CONSULTING VILLAGE APPROVED PLAN FRIST.

 ALL TIRES PROTECTION, CONSTRUCTION AND SILT PENCE MUST BE INSTALLED. PRION TO BUILDINGS PERMIT ISSULMACE.



	748 Greenwood Av	e. Glencoe			Setback
	140 010 01111 000 111	- I Albandar		812	56.90
Existing Lot Size:		15848		800	56.89
Extiting Lot size.				794	60.35
	Existing Impervious	Proposed	Proposed Semi-	780	57.96
	Area	Impervious Area	Impervious Area	770	50.03
	(sq. ft.)	(sq. ft.)	(sq. ft.)	762	49.94
House	1182	2804	0	748	51.30
Detached Garage	423	0	0	744	52.02
	1406	1520	0	740	51.20
Driveway Porch, Patjo, Deck	709	458	o o	736	114.67
Walks, Stoops, Steps	498	164	184	728	50.25
Window Welle/AC Pads	0	164	0	724	50,97
Window WellsAC Pads	U	104	-	716	42.15
TOTAL	4218	5111	184	710	49.81
% of Lot	26.62%	32.25%	1.16%	Average	56.67
C-Factor Allowed	Existing C-Factor	Proposed C-Factor			
0.650	0.620	0.647			

NOTES:

SILT FENCING.
2. CALL JULIE 1-800-992-0123 BEFORE EXCAVATING.

CALL JULIE 1-800-992-0123 BEFORE EXCAVATING.
A SPOT SURVEY IS REQUIRED TO BE APPROVED PRIOR TO FRAMING.
PROPOSED GROUND ELEVATION AT FOUNDATIONS AS NOTED ON PLANS, PROPOSES

e. PROPOSED GROUND ELEVATION AT FOUNDATIONS AS NOTED ON PLANS, PROPOSED ELEVATIONS ARE TOP 6 SOD OR PAYMENT, FIRSHED DRY GRADE IN LAWN AREAS SHALL DE 2° BELOW TOP OF SOD, SLOPE AREA TO DRAIN AWAY FROM HOUSE.

CONTRACTOR TO PROMPTLY REMOVE ANY EXCAVATED MATERIAL ROLL ROLL RECURSED.
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SATISFACTION OF THE VILLAGE AND THE CHMER, OR REPLACED.

1. ANY OPEN EXCAVATIONS, OR POTENTIALLY DANGEROUS AREAS SHALL BE FENGED OF GUARDED IN AN ACCEPTABLE MARKER AT THE END OF EACH DAY FOR THE PROTECTIC CHMERCH AS THE STATE OF THE PROTECTIC CONTROL OF THE PROTECTIC CON

GUARDED IN AN ACCEPTABLE MANNER AT THE END OF EACH DAY FOR THE PROTECTION OF THE CONTINUCTIONS SIMPLOYEES AND GENERAL PUBLIC SAMPLY.

5. CONTRACTOR IS RESPONSIBLE FOR KEEPING THE ROADS FREE OF EXCESSIVE DEBRIS. ALL TIMES.

ALL TIMES.

ALL BIALDING LAYOUTS SHOULD BE DONE BY A RECESTERED LAND SURVEYOR AFTER COMPRISING THE PROPERTY CONNERS IN THE FIELD. ARY DISCREPANCIES SHOULD BE BROUGHT TO THE ATTENTION OF THE DISCREPANCIES SHOULD SET INSTITUTE.

CONSTRUCTION.

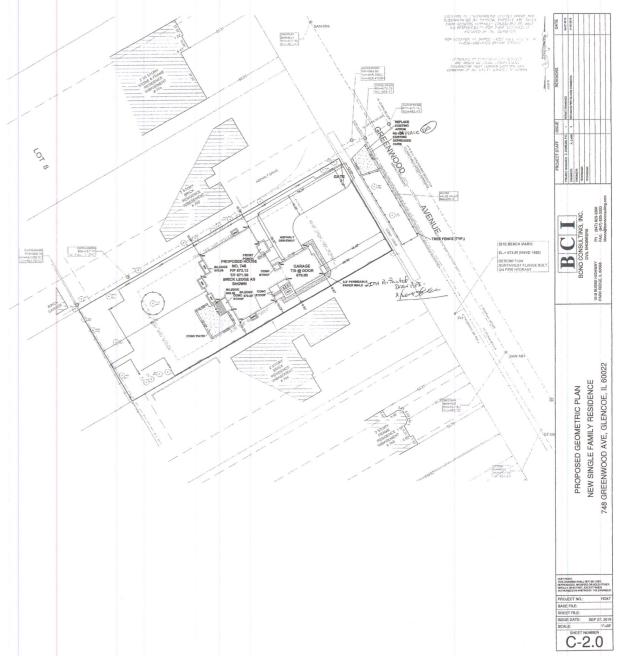
16. BONG COMMALTING ASSUMES NO LABBLITY FOR ANY ONSITE ACTIVITIES. PROPER SAFET
MEASURES SHALL BE TAKEN BY THE CONTRACTOR.

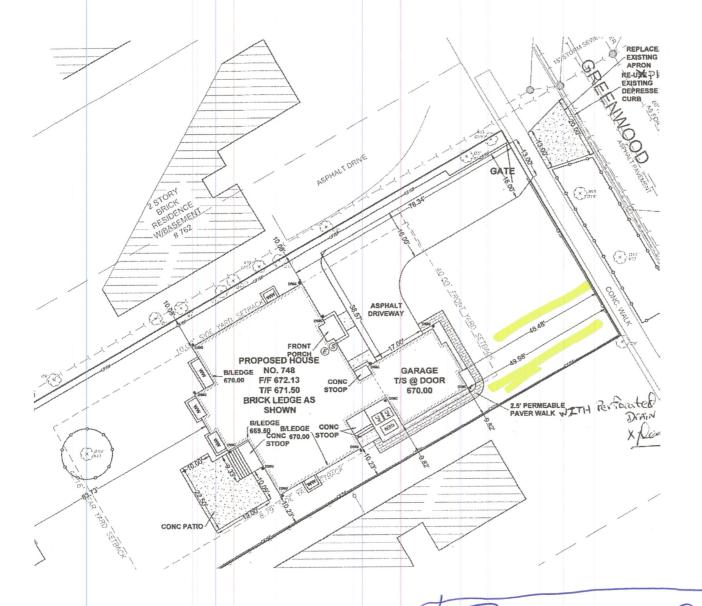
MEASURES SHALL BE TAKEN BY THE CONTRACTOR.

11. CONTRACTOR IS RESPONSIBLE FOR COMPARING ENGINEER'S PLAN TO ARCHITECT'S PL
ANY DESCREPANCIES MUST BE CLARIFIED BY THE ENGINEER AND ARCHITECT PRIOR TO

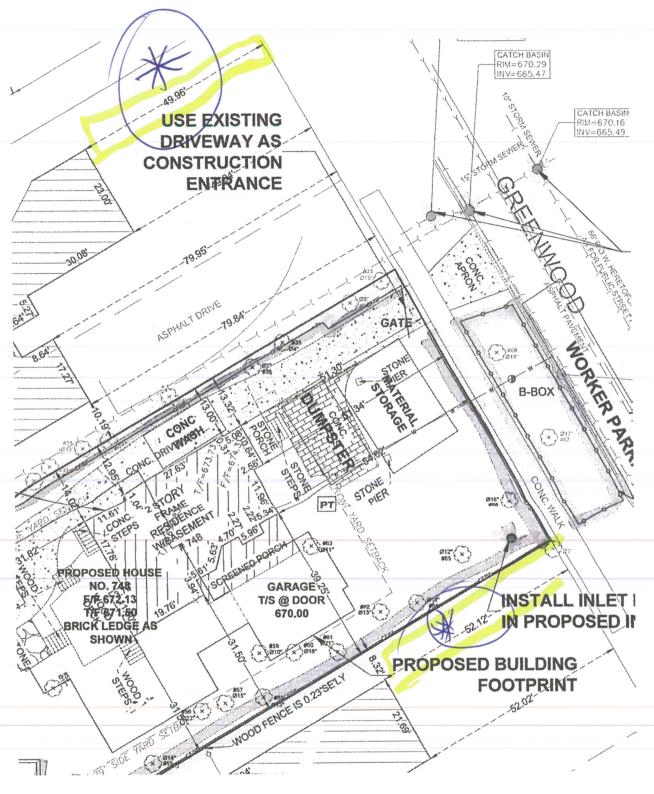
CONSTRUCTION.	
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	PROPOSED WATERWAY
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	EASTING INFERGROUND TELEPHONE
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7/31	TEMPORARY SUT ! CONSTRUCTION FEMOLE
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Copy of approved sheet C-2





Note: FRONT SET back of bay and principal bilding.



CIOSE-UP of approved Sheet C-3 (Note: Neighbor set back)

### VILLAGE OF GLENCOE GLENCOE, ILLINOIS

#### **ZONING BOARD OF APPEALS**

## NOTICE OF PUBLIC HEARING MARCH 2, 2020

Notice is hereby given that a public hearing is to be conducted on Monday, March 2, 2020 at 7:30 p.m., before the Zoning Board of Appeals of the Village of Glencoe, Cook County, Illinois, in the Council Chambers of the Village Hall, 675 Village Court, Glencoe, Illinois to consider requests for the following:

A request for a variation from the Zoning Ordinance by applicant Derek Schiller to permit a new single-family home at 748 Greenwood Avenue, Glencoe, Illinois, in the RB Single-Family Residential Zoning District (Permanent Real Estate Index Number 05-07-111-023-0000).

## Legal Description:

LOTS 3 AND THE SOUTH 25 FEET OF LOT 2 IN MCCLARY'S SUBDIVISION OF LOTS 9, 10, 11, 24, 25 AND 26 IN BLOCK 34 IN GLENCOEIN THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 42 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS, ALONG WITH THE EASTERLY HALF OF VACATED ALLEY VACATED BY ORDINANCE RECORDED JANUARY 15, 1917 AS DOCUMENT 6030880, AND LYING WESTERLY AND ADJOINING THE LAND.

The applicant requests one variation from the Zoning Ordinance:

1. To reduce the required front yard setback from 50 feet to 48.48 feet.

All persons interested are urged to be present and will be given an opportunity to be heard



# VILLAGE OF GLENCOE PUBLIC WORKS DEPARTMENT

675 Village Court, Glencoe, Illinois 60022 p: (847) 835-4111 | publicworks@villageofglencoe.org | Follow Us: @VGlencoe

www.villageofglencoe.org

February 14, 2020

Re: Zoning Board of Appeals Variation Public Hearing - 748 Greenwood Avenue

Dear Resident,

The enclosed legal notice provides information on a Zoning Board of Appeals Variation Public Hearing for Monday, March 2, 2020 at 7:30 p.m. at Village Hall. The hearing is open to the public and you are welcome to attend should you have any questions or comments on this matter. You are being contacted because your property is located within 200 feet of 748 Greenwood Avenue.

The applicant is requesting one variation from the Village's zoning code to allow for the construction of a new single-family home:

1. To reduce the required front yard setback from 50 feet to 48.48 feet.

Please feel free to reach out to me with any questions prior to the hearing.

Sincerely,

Taylor Baxter, AICP

**Development Services Manager** 

Village of Glencoe

675 Village Court | Glencoe, Illinois 60022

tbaxter@villageofglencoe.org | (847) 461-1118

### VILLAGE OF GLENCOE GLENCOE, ILLINOIS

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## Mailing list – within 200' of 748 Greenwood Ave

- 770 Greenwood Ave
- 773 Greenwood Ave
- 762 Greenwood Ave
- 755 Greenwood Ave
- 763 Grove St
- 769 Greenwood Ave
- 775 Grove St
- 735 Greenwood Ave
- 740 Greenwood Ave
- 749 Grove St
- 745 Greenwood Ave
- 755 Grove St
- 779 Greenwood Ave
- 745 Grove St
- 736 Greenwood Ave
- 780 Greenwood Ave
- 744 Greenwood Ave
- 735 Grove St
- 727 Grove St
- 748 Greenwood Ave