

Village of La Grange



VILLAGE BOARD MEETING

MONDAY, AUGUST 10, 2009

7:30 p.m.

Book 1 of 2

Village Hall Auditorium

53 S. La Grange Road

La Grange, IL 60525

Elizabeth M. Asperger
Village President

Robert N. Milne
Village Clerk

VILLAGE OF LA GRANGE
BOARD OF TRUSTEES REGULAR MEETING

Village Hall Auditorium
53 South La Grange Road
La Grange, IL 60525

AGENDA

Monday, August 10, 2009 – 7:30 p.m.

1. CALL TO ORDER AND ROLL CALL

*President Elizabeth Asperger
Trustee Bill Holder
Trustee Mike Horvath
Trustee Kuchler
Trustee Mark Langan
Trustee Tom Livingston
Trustee James Palermo*

2. PRESIDENT'S REPORT

This is an opportunity for the Village President to report on matters of interest or concern to the Village.

- A. Proclamation – Community Diversity Group 18th Annual Race Unity Rally
- B. Oath of Office – Firefighter / Paramedic Eric Jaeger

3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

This is the opportunity for members of the audience to speak about matters that are included on this Agenda.

4. OMNIBUS AGENDA AND VOTE

Matters on the Omnibus Agenda will be considered by a single motion and vote because they already have been considered fully by the Board at a previous meeting or have been determined to be of a routine nature. Any member of the Board of Trustees may request that an item be moved from the Omnibus Agenda to Current Business for separate consideration.

- A. Ordinance – Creating an Additional Class B and Class G Liquor License – Q Barbeque, 70 S. La Grange Road
- B. Engineering Services Agreement & Materials Purchase – Enhanced Pedestrian Crossing Design Within IDOT Corridors

- C. Engineering Services Agreement – Speed Study of 47th Street Corridor
- D. Engineering Services Agreement – Feasibility Study for Traffic Signalization at the Intersection of 47th Street & East Avenue
- E. Engineering Services Agreement – 2009 Sewer Televising Program
- F. Award of Contract – 2009 Crack Sealing Program
- G. Amendment To Fee Schedule – Water Meters
- H. Consolidated Voucher 090727
- I. Consolidated Voucher 090810
- J. Minutes of the Village of La Grange Board of Trustees Special Meeting Tuesday, July 7, 2009
- K. Minutes of the Village of La Grange Board of Trustees Regular Meeting Monday, July 13, 2009

5. CURRENT BUSINESS

This agenda item includes consideration of matters being presented to the Board of Trustees for action.

- A. Ordinance – Variation – Maximum Building Coverage / Lisa and Jon Froemel, 222 N. Catherine Avenue: *Referred to Trustee Kuchler*
- B. Ordinance – Zoning Code Amendments – R-6 Two Family Residential District: *Referred to Trustee Kuchler*
- C. Ordinance – Comprehensive Update To The Village’s Liquor Code: *Referred to Trustee Langan*
- D. Special Event – La Grange Business Association “West End Art Festival” and “The Big Picture – Art Under The Stars”: *Referred to Trustee Langan*

6. MANAGER’S REPORT

This is an opportunity for the Village Manager to report on behalf of the Village Staff about matters of interest to the Village.

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA
This is an opportunity for members of the audience to speak about Village related matters that are not listed on this Agenda.
8. EXECUTIVE SESSION
The Board of Trustees may decide, by a roll call vote, to convene in executive session if there are matters to discuss confidentially, in accordance with the Open Meetings Act.
9. TRUSTEE COMMENTS
The Board of Trustees may wish to comment on any matters.
10. ADJOURNMENT

The Village of La Grange is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations so that they can observe and/or participate in this meeting, or who have questions, regarding the accessibility of the meeting or the Village's facilities, should contact the Village's ADA Coordinator at (708) 579-2315 promptly to allow the Village to make reasonable accommodations for those persons.

PRESIDENT'S REPORT

VILLAGE OF LA GRANGE
Administrative Offices

BOARD REPORT

TO: Village President, Village Clerk,
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager

DATE: August 10, 2009

RE: **PROCLAMATION - COMMUNITY DIVERSITY GROUP**
18TH ANNUAL RACE UNITY RALLY

The CommUNITY Diversity Group will hold its 18th Annual Race Unity Rally in the Village Hall Auditorium on Sunday, September 13, 2009 beginning at 3:00 p.m. The CommUNITY Diversity Group has asked the Village to proclaim Sunday, September 13, 2009 "Race Unity Day" in La Grange.

The unity rally is a recognition and appreciation of the Village's diversity and to celebrate the Village's rich history and contributions made by all of its residents. This sentiment of community cohesiveness is appropriately captured in the CommUnity Diversity "masterpiece" which is prominently located in front of the Village Hall.

The main speaker for the event is former La Grange resident Henri Boyd Banks. Members from the CommUNITY Diversity Group will be present at the Village Board meeting to extend a personal invitation to you to attend the rally.

It is our recommendation that the Village Board approve the attached proclamation.

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2-A

PROCLAMATION

**Village of La Grange
"Race Unity Day"
Sunday, September 13, 2009**

- WHEREAS, the 18th Annual Race Unity Rally is an event to reaffirm the commitment to achieving race unity in La Grange and surrounding communities; and
- WHEREAS, this year, the CommUnity Diversity Group calls the Village together for a joyous weekend celebration of human diversity culminating with Race Unity Day; and
- WHEREAS, the concept of unity and diversity is deeply rooted in the fabric of our American society; and
- WHEREAS, much progress has been made in the legislative arena, we have much to do yet to bring us together on a personal level; and
- WHEREAS, the Race Unity Rally will demonstrate the commitment of the people of the Village of La Grange and surrounding communities to the principle that all are created equal and come together in recognition of the oneness of humanity;

NOW, THEREFORE, I, Elizabeth M. Asperger, President of the Village of La Grange, and we the Board of Trustees of the Village of La Grange do hereby proclaim that Sunday, September 13, 2009, is

"RACE UNITY DAY"

We urge all residents of our community to resolve this day to promote in ourselves, our community, state and nation those qualities and attributes which will generate the recognition that all humanity belongs to one family, to fight prejudice wherever it is found, and to assure that all persons have equal opportunities regardless of their race.

Dated at the Village of La Grange, Illinois this 10th day of August, 2009.

Elizabeth M. Asperger, Village President

Robert N. Milne, Village Clerk

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VILLAGE OF LA GRANGE
Fire Department

BOARD REPORT

TO: Village President, Village Clerk, and
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and
David W. Fleege, Fire Chief

DATE: August 10, 2009

RE: **OATH OF OFFICE-FIREFIGHTER/PARAMEDIC ERIC JAEGER**

With the retirement of Fire Captain Greg Michalek in May of 2009, a vacancy was created in the La Grange Fire Department. The La Grange Board of Fire and Police Commissioners have appointed Mr. Eric Jaeger to the position of Firefighter/Paramedic effective August 3, 2009.

Eric is a licensed paramedic and certified firefighter. He was a paid-on-call firefighter with the Elburn Fire Protection District. Eric most recently worked in the private sector. He also is a veteran of the United States Marine Corps where he honorably served for four years.

Eric is married and resides in Elburn, Illinois with his wife Shelly and one year old daughter Morgan.

We are pleased to present Eric Jaeger to the Village Board and we invite him to step forward so that Village Clerk Robert Milne can administer the oath of office.

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OMNIBUS VOTE

VILLAGE OF LA GRANGE
Administrative Offices

BOARD REPORT

TO: Village President, Village Clerk,
Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Andrianna Peterson, Assistant Village Manager

DATE: August 10, 2009

RE: **ORDINANCE — CREATING AN ADDITIONAL CLASS B AND CLASS G
LIQUOR LICENSES — Q BARBEQUE, 70 S. LA GRANGE ROAD**

The Village recently received an application for a Class B liquor license and a Class G liquor license from Q Restaurant Group, LLC, d/b/a Q Barbeque, located at 70 S. La Grange Road. Michael LaPidus is the President. He is seeking both liquor licenses.

A Class B liquor license authorizes the licensee to serve beer and wine at retail for consumption on the premises where sold, if the applicant is operating an establishment where the principal business involves serving food or where the sale of beer and wine is not the principal business of such an establishment.

A Class G liquor license authorizes the licensee to serve alcoholic beverages as part of a catering business that maintains a business facility within the Village and for which a business license has been issued. A “caterer” is any properly licensed individual who performs, as a business, the service of providing food, or food and alcoholic beverages, to any location within or outside of the Village, and which is to be consumed on the premises within 36 hours after delivery.

On Monday, July 13, 2009, the Liquor Commission met to review the application submitted by Q Restaurant Group, LLC. The Liquor Commission has recommended that additional Class B and Class G liquor licenses be created, so long as technical revisions are made to the license application and the appropriate managers and employees of the business have completed sellers and servers training. (A copy of the minutes from the Liquor Commission’s July 13 meeting is attached for your reference.) Chief Holub advises that the background investigation, which includes results from the fingerprint check, did not produce any information that would preclude the issuance of the liquor licenses.

Village staff has prepared the necessary ordinance that would create the additional Class B liquor license and the additional Class G liquor license. If the ordinance is approved, then the Liquor Commissioner will issue Class B and a Class G liquor licenses to Q Barbeque. We recommend that the ordinance be approved.

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VILLAGE OF LA GRANGE

ORDINANCE NO. O-09- _____

AN ORDINANCE CREATING ADDITIONAL CLASS B
AND CLASS G LIQUOR LICENSES

WHEREAS, Chapter 111 of the La Grange Code of Ordinances regulates the licensing for sales, service, and consumption of alcoholic liquors in the Village of La Grange; and

WHEREAS, Chapter 111 provides for a "Class B Retail Dealer's" liquor license that authorizes the license holder to sell beer and wine at retail for consumption on the premises where sold, subject to certain conditions; and

WHEREAS, Chapter 111 also provides for a "Class G" liquor license that authorizes the license holder to serve alcoholic liquor as part of a catering business that maintains a business facility within the Village and for which a business license has been issued, also under certain conditions; and

WHEREAS, the Village received an application for a Class B liquor license and a Class G liquor license from Q Restaurant Group, LLC, doing business as Q Barbeque, (the "Applicant") for a restaurant and catering business located at 70 South La Grange Road in the Village; and

WHEREAS, the Village Staff and the La Grange Liquor Commission have reviewed the application, and the Liquor Commission has recommended (a) that the President and Board of Trustees of the Village of La Grange authorize one additional Class B liquor license and one additional Class G liquor license and (b) that the La Grange Liquor Commissioner issue a Class B liquor license and a Class C liquor license to the Applicant if those licenses are created by the President and Board of Trustees; and

WHEREAS, the La Grange Liquor Commissioner has stated her intention to grant a Class B liquor license and a Class G liquor license to the Applicant if the President and Board of Trustees creates those licenses; and

WHEREAS, the President and the Board of Trustees have determined that it is in the best interests of the Village that licenses requested by the Applicant be available for the La Grange Liquor Commissioner to grant to the Applicant;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are hereby incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Creation of Additional Class B and Class G Liquor Licenses. Pursuant to the authority vested in the President and Board of Trustees under Subsection 111.16A of the La

W-A-1

Grange Code of Ordinances, the President and Board of Trustees hereby amend the number of existing Class B liquor licenses by adding one additional license and amend the number of existing Class G liquor licenses by adding one additional license. The Village Clerk is authorized and directed to add these two additional licenses to the list of outstanding and/or available licenses by the Village Clerk.

Section 3. Effective Date. This Ordinance will be in full and force and effect from and after its passage and approval.

PASSED this ____ day of August 2009.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of August 2009.

Elizabeth M. Asperger, Village President

ATTEST:

Robert N. Milne, Village Clerk

4-A.2

LA GRANGE LIQUOR COMMISSION
SPECIAL MEETING

53 South La Grange Road
First Floor Conference Room
La Grange, IL 60525

Monday, July 13, 2009 – 6:30 p.m.

MINUTES

1. Call to Order and Roll Call

The meeting of the La Grange Liquor Commission was convened at 6:35 p.m. by Liquor Commissioner Elizabeth Asperger. Present and constituting a quorum were:

Present: Commissioners Mark Langan and Mark Kuchler and Liquor Commissioner Elizabeth Asperger

Absent: None

Also Present: Village Manager Robert Pilipiszyn, Assistant Village Manager Andrianna Peterson, Community Development Director Patrick Benjamin, Village Attorney Mark Burkland

2. Approval of the Minutes from the Liquor Commission meeting on April 17, 2009.

It was moved by Commissioner Langan and seconded by Commissioner Kuchler to approve the minutes of April 17, 2009, as submitted. The motion carried on a voice vote.

3. Liquor License Request / Liquor License Applicant /Q Restaurant Group, LLC d/b/a Q Barbeque

Commissioner Asperger indicated that Q Barbeque is applying for a Class B liquor license which allows the sale of beer and wine at retail for consumption on the premises where sold and a Class G liquor license which allows alcoholic beverages served as part of a catering business. Commissioner Asperger noted that liquor control is taken very seriously and it is a privilege to serve liquor in the Village.

Michael LaPibus President of Q Restaurant Group, LLC provided an overview of the vision for Q Barbeque. He noted that Roly Poly has been in business for 5 ½ years and while it has a good lunch crowd, there is not much of a demand for dinner. To better capitalize on the location, he would like to open a restaurant that would serve lunch and dinner, along with beer and wine.

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Minutes of the Liquor Commission
Monday, July 13, 2009 – Page 2

Mr. LaPidus discussed his concept for the restaurant as simple and approachable. The restaurant will offer dine-in, catering, and delivery options.

Mr. LaPidus is anticipating that Q Barbeque will be operational on or about August 15.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Kuchler, that the Liquor Commission recommend to the Village Board of Trustees that a Class B and a Class G Liquor License be created and such license be issued by the Liquor Commissioner to Q Restaurant Group, LLC d/b/a Q Barbeque at 70 S. La Grange Road subject to the condition, open items on the application are filled in and completion of sellers and servers training.

4. Other Business

The Commission discussed the pending changes to the current liquor code in anticipation of a recommendation to the Village Board. The Commission directed staff to finalize the revisions as discussed, to circulate the final draft to the Commissioners for individual comment, and then forward the final draft for consideration by the Village Board. The staff will provide copies to businesses.

5. Adjournment

It was moved by Commissioner Langan and seconded by Commissioner Kuchler that the meeting of the Liquor Commission be adjourned. The motion carried on a voice vote and the meeting was adjourned at 7:24 p.m.

Submitted by
Andrianna Peterson
Assistant Village Manager

Date _____

4-7-4

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **ENGINEERING SERVICES AGREEMENT & MATERIALS
PURCHASE – ENHANCED PEDESTRIAN CROSSING DESIGN
WITHIN IDOT CORRIDORS**

The Village is actively engaged in a strategy of evaluating and improving pedestrian safety throughout the Village. Part of the strategy towards improving pedestrian safety involves enhancing pedestrian crossings within IDOT roadway corridors (i.e. 47th Street, La Grange Road, and Ogden Avenue.) Proposed improvements to the pedestrian crossings include posting additional advanced warning signage, installing advanced warning pavement markings, installing dual flashing pedestrian activated yellow beacons and other recommend design elements. The first three crossings that have been identified for enhancements include the following crosswalk locations:

- 47th Street and 9th Avenue
- La Grange Road and 52nd Street
- 47th Street and Waiola Avenue

We requested that the Village's traffic engineering consultant, KLOA, Inc., provide the Village with a proposal to design the improvements and secure the necessary Illinois Department of Transportation (IDOT) approvals for improving these three pedestrian crossings. The scope of work generally includes the following activities:

1. Collect existing survey information regarding roadway and crossing geometry.
2. Conduct field work to observe pedestrian crossing activity, and verify signing, pavement markings, sight distance and lighting.
3. Evaluate and make recommendations related to available technology for enhancing crosswalk signage and pavement markings.
4. Develop construction plans, specifications and estimates to install recommended improvements.
5. Coordinate approvals of other agencies including ComEd and IDOT.

KLOA has proposed to complete this work in an amount not to exceed \$18,000. We recommend KLOA perform the engineering work for this project based on their experience in this type of work. The proposal for this work is attached for your consideration. As

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proceed with design services in amount not to exceed \$5,000 pending Village Board approval of the entire contract.

One of the goals of this project is to construct the improvements as soon as possible so that the enhancements can be utilized throughout the upcoming school year. The pedestrian crossing at 47th Street and 9th Avenue has been identified to receive the upgrades first, and the improvements will serve as a template for other intersections. Some of the materials identified for the pedestrian crossing improvements require 8 or more weeks for delivery. In order to achieve the goal of constructing these improvements as soon as possible, we recommend advance purchasing various materials.

The first item we recommend for advance purchase are the illuminated pedestrian signs, flashing beacons, ground mounted pavement flashers, pedestrian push buttons and other required equipment to operate the pedestrian crossing system at 47th Street and 9th Avenue. The proposal from Traffic Control Corporation in the amount of \$39,184 for this equipment is attached for your consideration. This proposal includes the installation of the ground mounted pavement flashers, but does not include the electrical work required to supply power or install conduits, foundations, or handholes. Once the engineering drawings are completed by KLOA, a separate contract for the electric work will be required. This work also requires coordination with and approval by IDOT and ComEd. For reference this system manufactured by Traffic Control Corporation has been installed in several locations in the Chicago area, most closely on Cass Avenue in Westmont, IL.

Please note that we propose to defer ordering the equipment for the other two pedestrian crossings so that we can assess the effectiveness and functionality of the enhanced design and to receive citizen input.

The second item we recommend for advance purchase are the bollards and sign poles required on both sides of the crossing at 47th Street and 9th Avenue. For consistency throughout the Village, we recommend utilizing the Streetscape bollard currently utilized at the La Grange Road train station. Also, we recommend a pole for mounting the pedestrian signs and pedestrian activated push buttons of the same style. We received a proposal for these poles and bollards from KSA Lighting in the amount of \$2,960.50.

Funds are budgeted for 47th Street improvements in FY2010-11. At the end of the year we will prepare a budget amendment to recognize cumulative budget expenditures for pedestrian safety improvement activities pursuant to Board direction.

In summary we recommend approval of a contract with KLOA, Inc. in the amount of \$18,000 for the development of plans and specifications for pedestrian crossing improvements at 47th Street and 9th Avenue, La Grange Road and 52nd Street, and 47th Street and Waiola Avenue. Also, we recommend approval of purchasing materials for improvements to the crossing at 47th Street and 9th Avenue in the amount of \$39,184 and \$2,960 from Traffic Control Corporation and KSA Lighting respectively.

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July 7, 2009

Mr. Ryan Gillingham, PE
Director of Public Works
Village of La Grange
320 East Avenue
La Grange, Illinois 60525

Re: Scope of Services and Fee Proposal
Crosswalk Safety Enhancements
47th St./9th Ave., 47th St./Waiola Ave., La Grange Rd./52nd St.
La Grange, Illinois

Dear Ryan:

As requested, Kenig, Lindgren, O'Hara, Aboona, Inc. (KLOA, Inc.) is pleased to submit this scope of services and fee proposal to develop plans to improve pedestrian safety at three (3) locations within the Village of La Grange, including the existing 9th Avenue crosswalk on 47th Street, the existing 52nd Street crosswalk on La Grange Road, and a new Waiola Avenue crosswalk on 47th Street adjacent to Waiola Park. Since 47th Street and La Grange Road (US 12/20/45) are under the jurisdiction of the Illinois Department of Transportation (IDOT), the plans will follow IDOT standards to expedite IDOT approval.

Scope of Services

1. Obtain survey base files of 47th Street and La Grange Road from Heuer and Associates showing existing right-of-way, curb, sidewalk, curb ramps, crosswalk marking, signage, fire hydrants, light standards, and other features within the public right-of-way. Base files are needed for 47th Street between Bluff Avenue and the south leg of 8th Avenue, 47th Street between Brainard Avenue and Kensington Avenue, and La Grange Road between 51st Street and 53rd Street. KLOA will update the base maps to reflect any planned curb ramp and sidewalk modifications developed by Heuer and Associates to align the curb ramps on 47th Street at 9th Avenue.
2. Conduct a field reconnaissance to observe pedestrian crossing activity on 47th at 9th Avenue and verify existing signing, pavement markings, sight distance, and lighting at the 47th Street crosswalk at 9th Avenue.
3. Conduct a field reconnaissance to observe pedestrian crossing activity on 47th at Waiola Avenue and verify existing signing, pavement markings, sight distance, and lighting.

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4. Conduct a field reconnaissance on La Grange Road at 52nd Street and verify existing signing, pavement markings, sight distance, and lighting at the La Grange Road crosswalk at 52nd Street. Review pedestrian count and traffic count data from KLOA's December 18, 2006 Traffic Signal Warrant Study/School Zone Traffic Control Sign study for this intersection.
5. KLOA will evaluate available technologies for enhancing crosswalk signage and pavement markings and make recommendations to the Village on the preferred products. KLOA will research purchase costs, installation costs, and operations and maintenance costs for the recommended systems, as well as the ability to integrate multiple systems.
6. Utilizing the base files, develop construction plans, specifications and an engineers' opinion of probable construction cost to install the recommended crosswalk warning sign and pavement marking enhancement system(s), as well as U-post inserts, bollards, yield lines, Yield Here to Pedestrians-State Law signs, etc. Plans will also include the relocation or upgrades to any advance pedestrian crosswalk warning signs and light poles (with decorative poles). In advance of the plans being completed, a list of needed materials will be provided to the Village to insure that those requiring more lead time can be ordered while IDOT permits are being sought. Also, to provide adequate lead time for ComEd to complete necessary electrical line extensions, preliminary plans will be prepared and forwarded to the Village and ComEd prior to the completion of the final plans needed for IDOT permit approval.
7. Prepare a brief memorandum summarizing operations and maintenance costs for the crosswalk safety enhancement systems, as well as contacts for system repair.
8. Coordinate with the Village, ComEd and IDOT for the purpose of obtaining the necessary approvals, electrical line extensions, and permits for work to be completed.
9. KLOA staff will attend up to 2 meetings with the Village, ComEd and/or IDOT to review design plans, obtain approvals and permits, and oversee system installation.

Time of Performance

The research and plans can be completed within four (4) weeks of receipt of a signed copy of this letter agreement for our files and receipt of the survey base files from Heuer and Associates.

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Mr. Ryan Gillingham, PE
July 7, 2009
Page 3

Cost of Services

The cost of services rendered by KLOA, Inc. will be based on our standard hourly billing rates for staff time expended on this assignment, plus reimbursement at cost for direct expenses such as travel, postage, and reproduction. Based on our experience with similar studies, our not-to-exceed cost for staff time and direct expenses for the tasks outlined in Items 1 through 9 of the scope of services will be **\$18,000**. We will not exceed these costs without prior authorization from you. The cost for staff time and direct expenses in connection with any additional meetings for which our attendance is desired, beyond the 2 meetings listed in Item 9 of the scope of services, would be considered additional services to this letter agreement and the costs of such meetings would be in addition to the project budget estimated above. The 2009 hourly rates for a Principal to attend daytime meetings range from \$155-190 and range from \$230-\$260 to attend evening hearings.

Method of Payment

Invoices for services rendered will be submitted every two weeks and will reflect the charges incurred on the project during the previous period. Invoices will show staff time and expenses separately. Invoices are due and payable within 30 days of the invoice date. Payments due KLOA are not contingent upon project approval or project financing and are the responsibility of the Village of La Grange. In the event that legal proceedings are instituted to collect delinquent payments due KLOA, the Village of La Grange will be responsible for court costs, expenses of collection, and reasonable attorney's fees. To the maximum extent permitted by law, the Village of La Grange agrees to limit KLOA, Inc.'s liability for the Village of La Grange's damages up to the sum of the total fee on this contract. This limitation should apply regardless of the cause of action or legal theory pled or asserted.

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Mr. Ryan Gillingham, PE
July 7, 2009
Page 4

KLOA, Inc. is pleased to have this opportunity to continue offering our professional services to the Village of La Grange. We look forward to initiating our services on this project upon receipt of a signed copy of this letter of agreement for our files. If you have any questions, please do not hesitate to call us at (847) 518-9990.

Sincerely,

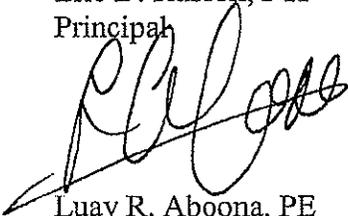
KENIG, LINDGREN, O'HARA, ABOONA, INC. ACCEPTED AND APPROVED THIS



_____ DAY OF _____, 2009

Eric D. Russell, PTP
Principal

(Signature)

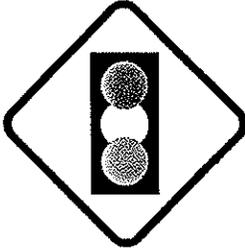


(Typed Name)

Luay R. Aboona, PE
As its Principal and
Contracting Officer

Authorized to Execute Agreements for:

4-B.5



TRAFFIC CONTROL CORPORATION

780 West Belden Ave., Suite D Addison, IL 60101
(630) 543-1300 FAX: (630) 458-0542
www.trafficcontrolcorp.com

July 31st, 2009

Village of LaGrange
Attn: Ryan Gillingham

Re: Smart Stud Illuminated In-Ground Lighting System

QUOTATION

- | | | |
|---|--|-------------------------|
| 1 | Smart Stud In-Ground Lighting System Including:

41" cabinet w/pipe, base, slip fitter (Painted)
Smart Stud Cable
16-Unistud Marker-Amber
16-Nodes
24VDC Power Supply
Marker Adhesive
LED Illuminated Push-Button w/frame & sign (Legend to be determined)
4 -36"x36" fluorescent yellow green crossing sign-Painted with LED lights (Outside of Sign) | \$24,425.00 (equipment) |
| 1 | Battery Backup (UPS) System
Includes: UPS ME-XL Series w/Bypass Switch & 2- batteries | \$3,184.00 (equipment) |
| 1 | Smart Stud Installation
Includes: Site layout, Slot Preparation, Saw Cutting Slot, Trenching, Coring, Finishing, Cable & Node Installation, Marker Installation, Seal Coating Slot, System Connections & System Test.
Supervision & Lane Closures Required by Village or others during installation. | \$11,575.00 (labor) |

Note: Installation price does not include the following:

Conduit runs, Cable runs, Hand-holes, Foundations, Cabinet Mounting, Sign Mounting, Push-Button Mounting and/or Post Mounting or any type of Field Wire Connections whatsoever.

TERMS: NET 30 DAYS WITH APPROVED CREDIT
PRICES ARE FIRM FOR 60 DAYS
DELIVERY APPROX. 6-8 WEEKS

4-B.6

Date 07/31/2009
Quote # 073995-00-A427-QTE
Bid
File #
Job VILLAGE OF LAGRANGE

KSA LIGHTING LLC
1200 CENTRAL AVE
HANOVER PARK, IL 60133-5420

Quoted QUOTES
2 - BOLLARDS - 2 x 710.25 = 1,420.50
2 - POLES - 2 x 770. = 1,540.00
2,960.50
Prepared VINCE BIONDO

Type	Qty	Div/Mfg	Description	Line Comment	Price	Ext Price
	1	ANTIQU	STREET LAMPS	BCA BCH12BT AB3/7 ANBK	COULD NOT ID "AS" QUOTED AS BLACK	710.25 710.25
	1	ANTIQU	STREET LAMPS	PX CH12 10 S4 AB3/7 3T3 ANBK	10' POLE	655.00 655.00
	1	ANTIQU	STREET LAMPS	BF ANBK	BALL FINIAL FOR TOP OF POLE CLOSEST TO MATCH THE BOLLARD ABOVE	65.00 65.00
	1	ANTIQU	STREET LAMPS	PX CH12 12 S4 AB3/7 3T3 ANBK	12' POLE	705.00 705.00
	1	ANTIQU	STREET LAMPS	BF ANBK	BALL FINIAL FOR TOP OF POLE CLOSEST TO MATCH THE BOLLARD ABOVE	65.00 65.00
		NOTE		WILL HAVE TO ORDER THROUGH AN AUTHORIZED ANTIQUE DISTRIBUTOR		
Total						2,200.25

Prices firm for order by 09/18/2009 for shipment no later than 10/18/2009.
--- Alternate Fixtures are not included in the total ---
--- Manufacturer's Standard Freight Terms and Conditions for Sale Apply ---
--- Any deviation voids this quote ---

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VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **ENGINEERING SERVICES AGREEMENT – SPEED STUDY OF
47th STREET CORRIDOR**

The Village is actively engaged in a strategy of evaluating and improving pedestrian safety throughout the Village. Part of the process of improving pedestrian safety involves assessing vehicle speed limits and traffic volume to achieve the right balance between efficient traffic management and pedestrian safety. The Village has immediately identified several roadway corridors throughout the Village to assess existing speed limits and make recommendations for improvements if necessary. These corridors include 47th Street, Ogden Avenue, and La Grange Road south of 47th Street. The 47th Street corridor is proposed to be the first studied based on the volume of traffic, existing speed limits and community interest.

We requested that the Village's traffic engineering consultant, KLOA, Inc., provide the Village with a proposal to assess current conditions and make recommendations for lowering the posted speed limit on 47th Street. The proposal also includes performing an Origin-Destination study to develop a better understanding of the users of 47th Street. Therefore, the scope of work is broken up into the following components: Phase I – 47th Street Speed Study (\$6,500) and Phase II - 47th Street Origin-Destination (O-D) Study (\$8,500).

The goal of the first phase of the study is to make recommendations for lowering the speed limit based on the vehicle speed and traffic volume data collected, pedestrian counts and facilities, traffic engineering practices, and existing roadway geometry and conditions. The existing posted speed limit on 47th Street is 35 mph from East Avenue to Gilbert Avenue. Based on the results of the study the speed limit could be reduced from 35 mph to 25 or 30 mph. The specific scope of work for this portion of the project includes the following:

1. Conduct a field reconnaissance of 47th Street to identify the adjoining land uses and sight distance constraints and to document traffic control signs, posted speed limit locations, and crosswalk locations.
2. Review established safe walking routes to school that cross 47th Street.
3. Review available pedestrian volume data on 47th Street.

4-C

4. Collect traffic volume, vehicle classification and travel speed data.
5. Obtain, review and analyze traffic crash reports within corridor
6. Determine 85th percentile travel speed from the traffic volume data collected.
7. Prepare a technical memorandum summarizing the results of the speed study and the appropriateness of reducing the current posted speed limit.
8. Coordinate with IDOT for the purpose of obtaining the necessary approvals to reduce the posted speed limit, if appropriate.

The second phase of the project involves identifying the primary users of 47th Street and to quantify the volume of non-local traffic on 47th Street in an effort to determine the most appropriate cross section for the 47th Street for future resurfacing or reconstruction projects. The scope of work for this portion of the project includes the following:

1. Conduct a license plate survey of vehicles entering and exiting the following locations:
 - a. 47th Street at East Avenue
 - b. 47th Street at Gilbert Avenue
 - c. La Grange Road at Ogden Avenue
 - d. La Grange Road and 55th Street
 - e. La Grange Memorial Hospital
 - f. Lyons Township High School North and South Campuses
 - g. La Grange Road Train Station
 - h. Stone Avenue Metra Station
2. Perform a license plate matching exercise to determine the origins and destinations of vehicles
3. Summarize the findings from the Origin-Destination study in a technical memorandum.

The origin – destination study is not as urgent as the speed study so it will either be conducted later this year or in the Spring of 2010.

KLOA has proposed to complete both phases in a total amount not to exceed \$15,000. We recommend KLOA perform the engineering work for this project based on their experience in this type of work. The proposal from KLOA is attached for your consideration.

Funds are budgeted for 47th Street improvements in FY2010-11. At the end of the year we will prepare a budget amendment to recognize cumulative budget expenditures for pedestrian safety improvement activities pursuant to Village Board direction.

We recommend approval of a contract with KLOA, Inc. in the amount of \$15,000 to provide a speed study and Origin-Destination Study for 47th Street from East Avenue to Gilbert Avenue.

4-c.1

August 3, 2009

Mr. Ryan Gillingham, PE
Director of Public Works
Village of La Grange
320 East Avenue
La Grange, Illinois 60525

Re: Scope of Services and Fee Proposal
47th Street Speed Study and Origin-Destination Study
La Grange, Illinois

Dear Ryan:

As requested, Kenig, Lindgren, O'Hara, Aboona, Inc. (KLOA, Inc.) is pleased to submit this scope of services and fee proposal to assist the Village in lowering the posted speed limit on 47th Street and developing a better understanding of the users of 47th Street. The work scope described below has been organized into two phases: a speed study and an origin-destination (O-D) study. Since 47th Street is presently under the jurisdiction of the Illinois Department of Transportation (IDOT), the speed study will need to be submitted to IDOT for approval.

Scope of Services

Phase I - 47th Street Speed Study

The intent of this study is to reduce the posted speed limit on 47th Street from the current posted speed of 35 mph to 25 or 30 mph from the east limits of the Village at East Avenue to west limits at Gilbert Avenue. The following tasks will be performed.

1. Conduct a field reconnaissance of 47th Street to identify the adjoining land uses and sight distance constraints and to document traffic control signs, posted speed limit locations, and crosswalk locations.
2. Review established safe walking routes to school that cross 47th Street.
3. Review available pedestrian volume data on 47th Street and that are collected by KLOA, Inc. for the 47th Street crosswalk enhancement study.
4. Collect traffic volume, vehicle classification and travel speed data at two locations along 47th Street (east of La Grange Road and west of La Grange Road) over a 24-hour period of a typical weekday. The data will be collected using pneumatic tubes or HI-STAR portable traffic counting equipment.
5. Obtain from the Village Police Department and/or IDOT traffic crash reports for 47th Street for the past five years. Review and summarize the data.

4-C.2

6. Obtain available survey base files of 47th Street from Heuer and Associates showing existing right-of-way, curb, sidewalk, curb ramps, crosswalk marking, signage, fire hydrants, light standards, and other features within the public right-of-way.
7. Determine the 85th-percentile travel speed from the traffic volume data collected.
8. Prepare a technical memorandum summarizing the results of the speed study and the appropriateness of reducing the current posted speed limit.
9. Coordinate with the Village and IDOT for the purpose of obtaining the necessary approvals to reduce the posted speed limit, if appropriate.
10. KLOA, Inc. staff will attend up to two meetings with the Village and/or IDOT to present the findings from the study and/or lend support towards the approval of the speed limit change, if appropriate.

Phase II - 47th Street Origin-Destination (O-D) Study

The intent of this study is to identify the primary users of 47th Street and to quantify the volume of non-local through traffic on 47th Street in an effort to determine the most appropriate cross section for 47th Street that best benefits the La Grange community. The following tasks will be performed.

1. Conduct a license plate survey of vehicles entering and exiting the Village on 47th Street at East Avenue and at Gilbert Avenue, entering and exiting the Village on La Grange Road at Ogden Avenue and 55th Street, and entering and exiting major activity centers to the north and south of 47th Street such as La Grange Memorial Hospital, Lyons Township High School north and south campuses, and the La Grange and Stone Avenue Metra stations. The surveys will be conducted during the weekday commuter peak periods (i.e., 6:00 to 9:00 A.M. and 4:00 to 7:00 P.M.).
2. Perform a license plate matching exercise to determine the origins (i.e., local or non-local traffic) and the destinations of as many vehicles as possible.
3. Summarize the findings from the O-D surveys in a technical memorandum. The findings will include an estimate as to the volume of non-local through traffic on 47th Street during the peak periods.

Time of Performance

Both phases of this work proposal can be completed within six weeks of receipt of a signed copy of this letter agreement for our files and receipt of the survey base files from Heuer and Associates and traffic crash reports from the Village Police Department and/or IDOT.

4-C13

Mr. Ryan Gillingham, PE
August 3, 2009
Page 3

Cost of Services

The cost of services rendered by KLOA, Inc. will be based on our standard hourly billing rates for staff time expended on this assignment, plus reimbursement at cost for direct expenses such as travel, postage, and reproduction. Based on our experience with similar studies, our not-to-exceed cost for staff time and direct expenses for the tasks outlined in Phase I of this scope of services will be \$6,500. Our not-to-exceed cost for staff time and direct expenses for the tasks outlined in Phase II will be \$8,500. Our total cost for both phases of work will not exceed \$15,000 without prior authorization from you. The cost for staff time and direct expenses in connection with any additional meetings for which our attendance is desired, beyond the two meetings listed in Phase I of the scope of services, will be considered additional services to this letter agreement and the staff time and direct expense costs of such meetings will be in addition to the project budget estimated above. The hourly rates for a Principal of KLOA, Inc. to attend daytime meetings is \$190 and to attend evening hearings is \$260.

Method of Payment

Invoices for services rendered will be submitted every two weeks and will reflect the charges incurred on the project during the previous period. Invoices will show staff time and expenses separately. Invoices are due and payable within 30 days of the invoice date. Payments due KLOA, Inc. are not contingent upon project approval or project financing and are the responsibility of the Village of La Grange. In the event that legal proceedings are instituted to collect delinquent payments due KLOA, Inc., the Village of La Grange will be responsible for court costs, expenses of collection, and reasonable attorney's fees. To the maximum extent permitted by law, the Village of La Grange agrees to limit KLOA, Inc.'s liability for the Village of La Grange's damages up to the sum of the total fee on this contract. This limitation should apply regardless of the cause of action or legal theory pled or asserted.

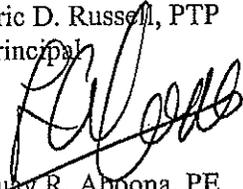
KLOA, Inc. is pleased to have this opportunity to continue offering our professional services to the Village of La Grange. We look forward to initiating our services on this project upon receipt of a signed copy of this letter of agreement for our files. If you have any questions, please do not hesitate to contact us.

Sincerely,

KENIG, LINDGREN, O'HARA, ABOONA, INC.

Eric D. Russell

Eric D. Russell, PTP
Principal


Lucy R. Aboona, PE
As its Principal
and Contracting Officer

ACCEPTED AND APPROVED THIS

_____ DAY OF _____, 2009

(Signature)

(Typed/Printed Name)

Authorized to Execute Agreements for:

4-c.4

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **ENGINEERING SERVICES AGREEMENT – FEASIBILITY
STUDY FOR TRAFFIC SIGNALIZATION AT THE
INTERSECTION OF 47TH STREET & EAST AVENUE**

The intersection of 47th Street and East Avenue is currently under all-way stop control and is in close proximity to the at-grade crossing of the Indiana Harbor Belt (IHB) Railroad at the west and south legs of the intersection. This intersection receives a high volume of traffic from all directions, including significant truck traffic from the quarry and adjacent industries. Coupled with the railroad and frequent trains, this intersection can be difficult to manage for motorists and does not aid in the efficient movement of traffic through the Village. This intersection has been noted to be problematic for the following reasons:

1. Each leg of the intersection consists of a minimum of a four lane cross section. With numerous lanes of traffic and the volume of traffic entering the intersection, driver confusion related to which vehicle has the right-of-way results.
2. The intersection is inefficient due to the delays caused by the all-way stop.
3. This intersection is believed to have a higher rate of vehicle accidents than other intersections with similar volumes.
4. Trains at the IHB railroad crossing at the intersection create significant backups.
5. The all-way stop condition does not provide breaks in traffic allowing vehicles and pedestrians a chance to either enter or cross the roadways following the intersection (for example, on 47th Street).

Village staff is proposing to undertake this feasibility study at this time for the following reasons:

4-D

1. The opportunity to comprehensively reconfigure and improve the functionality of the intersection under CREATE appears to be drawn out further into the future. It was recently announced that Federal Stimulus funds will be earmarked for other shelf-ready CREATE projects through 2012. We hope that the 47th Street and East Avenue grade crossings will be slated to receive federal funding for environmental analysis and engineering design thereafter to achieve project readiness for capital funding.

In summary, the Village will have to be the catalyst if infrastructure and operational improvements are desired in this area.

2. There may be an opportunity to secure funds through the new federal transportation bill currently being fashioned in Congress. Other funding options will also be explored including the Illinois Commerce Commission as a rail safety improvement.
3. Because at-grade signalization at this intersection could change in the future, this improvement could be value-engineered to provide for the use of overhead guide wires, rather than mast poles to reduce the overall capital expense.

Once the preliminary analysis has been completed, the Village will be in a position to pursue these alternative sources of revenue and to initiate meaningful planning dialogue with our neighbors.

Consequently, we requested that the Village's traffic engineering consultant, KLOA, Inc., provide the Village with a proposal to assess current conditions and make recommendations for improvements to the intersection. The goal of this study is to improve traffic operations at this intersection, thus resulting in safer facilities for both pedestrians and motorists. The specific scope of work for this project includes the following:

1. Conduct a field reconnaissance of 47th Street and East Avenue to identify and document existing infrastructure.
2. Coordinate with Illinois Department of Transportation (IDOT) and Illinois Commerce Commission (ICC) for the purpose of obtaining relevant information, available data, past studies, and to establish the criteria and requirements for the approval of the signalization and interconnect.
3. Obtain available surveys, accident data and train volumes at the intersection.
4. Conduct traffic counts at the intersection during peak hours.

4-0.1

5. Conduct a signal warrant evaluation to determine if warrants are met for signalizing the intersection.
6. Project and analyze future traffic conditions for the intersection.
7. Develop computer models for the operation and traffic capacity of the intersection.
8. Develop recommendations regarding roadway improvements and/or modifications to accommodate the traffic signalization and future traffic conditions.
9. Develop preliminary geometric plans showing the existing and/or proposed lane configurations, stop bar locations, and potential traffic signal locations.
10. Prepare a memorandum report summarizing our findings and recommendations for submittal to IDOT and ICC.

KLOA has proposed to complete this work in an amount not to exceed \$8,000. We recommend KLOA perform the engineering work for this project based on their familiarity with the Village and experience in this type of work. The proposal from KLOA is attached for your consideration.

Funds are budgeted for 47th Street improvements in FY2010-11. At the end of the year we will prepare a budget amendment to recognize cumulative budget expenditures for pedestrian safety improvement activities pursuant to Village Board direction.

We recommend approval of a contract with KLOA, Inc. in the amount of \$8,000 to provide a preliminary feasibility study for the signalization and improvement of the 47th Street and East Avenue intersection.

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4-0.2

August 4, 2009

Mr. Ryan Gillingham, PE
Director of Public Works
Village of La Grange
320 East Avenue
La Grange, Illinois 60525

Re: Scope of Services and Fee Proposal
47th Street and East Avenue Traffic Signalization
La Grange, Illinois

Dear Ryan:

As requested, Kenig, Lindgren, O'Hara, Aboona, Inc. (KLOA, Inc.) is pleased to submit this traffic engineering proposal for the proposed signalization of the intersection of 47th Street and East Avenue in La Grange, Illinois. The intersection is currently under all-way stop sign control and is in close proximity to the at-grade crossings of the Indiana Harbor Belt (IHB) Railroad at the west and south legs of the intersection. The scope of services developed below is based on our experience with similar projects and our knowledge of Illinois Department of Transportation (IDOT) and Illinois Commerce Commission (ICC) requirements. As such, the work program will address the following.

- Signal warrant evaluation
- Intersection geometrics and signal placement
- Crash history
- Interconnect requirements to the railroad crossings

Scope of Services

Based on the above, the following tasks will be performed.

1. Conduct a field reconnaissance of the intersection of 47th Street and East Avenue and vicinity to identify the adjoining land uses and sight distance constraints and to document traffic control signs, posted speed limit locations, and crosswalk locations.
2. Coordinate with IDOT and ICC for the purpose of obtaining relevant information, available data, past studies, and to establish the criteria and requirements for the approval of the signalization and interconnect.
3. Obtain available survey base file of the intersection of 47th Street and East Avenue showing lane configuration, existing right-of-way, curb, sidewalk, stop locations, signage, railroad crossings, and other pertinent information.
4. Obtain accident data for the past five years.
5. Obtain information regarding the number of trains utilizing the rail line and the frequency and length of time the gates are down.

6. Conduct weekday morning (6:00 to 10:00 A.M.) and evening (3:00 to 7:00 P.M.) traffic counts at the intersection of 47th Street and East Avenue including traffic utilizing Bluff Avenue.
7. Conduct a signal warrant evaluation to determine which warrants are currently met.
8. Project traffic conditions at the intersection for design year 2030 by obtaining future traffic projections from CMAP.
9. Analyze future traffic conditions assuming traffic signalization by utilizing Sychro software to simulate traffic operation through the intersection taking into account the proximity of the two railroad crossings.
10. Conduct capacity analyses using HCS software to evaluate potential capacity and queuing constraints.
11. Develop recommendations regarding necessary roadway improvements and/or modifications to accommodate the traffic signalization and future traffic conditions as well as the required interconnection and offset requirements with the two railroad crossings.
12. Develop preliminary geometric plans showing the existing and/or proposed lane configurations, stop bar locations, and potential traffic signal locations.
13. Prepare a memorandum report summarizing our findings and recommendations for submittal to the Village, IDOT and ICC.
14. Attend up to two meetings with the Village and/or IDOT and ICC to present the findings within the study for the purpose of obtaining approval of the proposed signalization.

Time of Performance

Both phases of this work proposal can be completed within four to six weeks of receipt of a signed copy of this letter agreement for our files and receipt of the survey base files and traffic crash reports from the Village Police Department and/or IDOT.

Cost of Services

The cost of services rendered by KLOA, Inc. will be based on our standard hourly billing rates for staff time expended on this assignment, plus reimbursement at cost for direct expenses such as travel, postage, and reproduction. Based on our experience with similar studies, our not-to-exceed cost for staff time and direct expenses for the tasks of this scope of services will be \$8,000 without prior authorization from you. The cost for staff time and direct expenses in connection with any additional meetings for which our attendance is desired, beyond the two meetings listed in Task 14 of the scope of services, will be considered additional services to this letter agreement and the staff time and direct expense costs of such meetings will be in addition to the project budget estimated above. The hourly rates for a Principal of KLOA, Inc. to attend daytime meetings is \$190 and to attend evening hearings is \$260.

4-0.4

Mr. Ryan Gillingham, PE
August 4, 2009
Page 3

Method of Payment

Invoices for services rendered will be submitted every two weeks and will reflect the charges incurred on the project during the previous period. Invoices will show staff time and expenses separately. Invoices are due and payable within 30 days of the invoice date. Payments due KLOA, Inc. are not contingent upon project approval or project financing and are the responsibility of the Village of La Grange. In the event that legal proceedings are instituted to collect delinquent payments due KLOA, Inc., the Village of La Grange will be responsible for court costs, expenses of collection, and reasonable attorney's fees. To the maximum extent permitted by law, the Village of La Grange agrees to limit KLOA, Inc.'s liability for the Village of La Grange's damages up to the sum of the total fee on this contract. This limitation should apply regardless of the cause of action or legal theory pled or asserted.

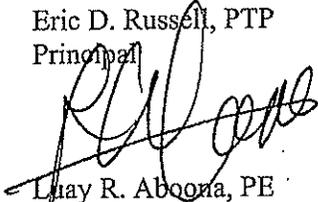
KLOA, Inc. is pleased to have this opportunity to continue offering our professional services to the Village of La Grange. We look forward to initiating our services on this project upon receipt of a signed copy of this letter of agreement for our files. If you have any questions, please do not hesitate to contact us.

Sincerely,

KENIG, LINDGREN, O'HARA, ABOONA, INC.



Eric D. Russell, PTP
Principal



Lay R. Aboona, PE
As its Principal
and Contracting Officer

ACCEPTED AND APPROVED THIS

_____ DAY OF _____, 2009

(Signature)

(Typed/Printed Name)

Authorized to Execute Agreements for:

4-0.5-

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **ENGINEERING SERVICES AGREEMENT – 2009 SEWER TELEVISIONING PROGRAM**

The Village has budgeted a total of \$70,000 annually (\$35,000 within the Capital Projects Fund and \$35,000 within the Sewer Fund) to conduct the cleaning and televising of our sewer system infrastructure over a period of six consecutive years, beginning with FY2005-06. The purpose of the sewer televising and cleaning program is to maintain the Village's sewer system by removing debris from within the sewers, assessing the condition of the pipes, and identifying areas that require immediate repair. The information collected from the televising is then used to aid in future infrastructure planning and mapping objectives. Generally, this program focuses on televising sewers on streets in advance of resurfacing or other reconstruction projects.

The preliminary 2009 sewer televising program is divided into five geographic areas, but primarily Neighborhood J, which is generally bounded by Ogden Avenue to the north, Brainard Avenue to the east, Hillgrove Avenue to the south and Edgewood Avenue to the west. See attached correspondence from Heuer and Associates dated June 18 for more information.

We requested a proposal from Village Engineer Heuer and Associates to prepare the contract documents, administer the contract, and provide an analysis of the data collected from the sewer televising work. Heuer and Associates has performed this work in previous years in a satisfactory manner. Heuer and Associates proposes to complete this work for an amount not to exceed \$17,379. Heuer and Associates would perform the engineering work for this project in accordance with their Master Contract based on their experience in this type of work. The proposed task order is attached for your review.

We recommend that the engineering services agreement for the 2009 sewer televising program as submitted by Heuer and Associates in an amount not to exceed \$17,379 be approved.

HEUER AND ASSOCIATES
Consulting Engineers

2315 Enterprise Drive - Suite 102
Westchester, Illinois 60154-5811

PH: 708-492-1000
FAX: 708-492-0700

June 18, 2009

Mr. Ryan C. Gillingham, P.E.
Director of Public Works
Village of La Grange
53 South La Grange Road
La Grange, Illinois 60525

Re: 2009 Sewer System Evaluation

Dear Mr. Gillingham:

Attached please find the preliminary plan set for the 2009 Sewer System Evaluation. The study is broken out into five areas: Paving Area J Sewers, Ogden Avenue Relief Sewer, Madison Avenue Sewer, Bluff Avenue Phase 3 Sewer and Vacated Kensington Avenue Sewer.

Paving Area J Sewers

This region in the northwest corner of the Village is bordered by Edgewood Avenue, Ogden Avenue, Brainard Avenue and Hillgrove Avenue. For several years now, this region has been slated for pavement rehabilitation under the name Area J. Televising Area J will enable us to locate any defective sewer segments and replace them prior to resurfacing the street. There is approximately 7,895 feet of combination sewers in this neighborhood, ranging in size from 12" to 30". The sewer inspection in Area J will cost approximately \$15,962.

Ogden Avenue Relief Sewer

The region labeled as "Ogden Avenue Relief Sewer" is centered around the intersection of La Grange Road and Ogden Avenue. Very little is known about the two sewer lines in this area, particularly the manner in which both make 90 degree turns beneath the intersection. These sewers are of concern as they will be involved in both the future Ogden Avenue Relief Sewer as well as the development of the former YMCA property.

These sewers were originally included in the 2008 Sewer System Evaluation, however budget restraints resulted in their elimination from the project. Along with the Ogden Avenue Relief Sewer, two sewer segments on Madison Avenue (referred to in this project

20090.037 002

4-E.1

as the **Madison Avenue Sewer**) were also eliminated from the project.

These unfinished areas from the 2008 Sewer Evaluation consist of approximately 3,903 feet of combination sewer, ranging in size from 10" to 24". The sewer inspection for the Ogden Avenue Relief Sewer and Madison Avenue Sewer will cost approximately \$9,519.

Bluff Avenue, Phase 3 Sewers

This region consists of the sewers on Bluff Avenue, between Cossitt Avenue and 47th Street. As you are aware, this portion of Bluff Avenue is slated for reconstruction in the near future. Documenting the conditions in this area will assist in determining active services to be reconnected during future construction.

Along with the sewers that run in the Bluff Avenue right-of-way, this region also includes a portions of the 66" Cossitt Avenue sewer into which Bluff Avenue outlets, as well as the sewer which runs in an easement though the Village Bluffs property (scheduled to be relocated in a future project).

There is approximately 3,025 feet of vitrified clay sewers ranging from 10" to 15" as well as 437 feet of 66" brick sewer in this region. The sewer inspection for the Bluff Avenue, Phase 3 Sewers will cost approximately \$10,246.

Kensington Avenue Vacated Right-of-Way

This region consists of the vacated Kensington Avenue right-of-way between 52nd Street and 53rd Street, the location of Spring Avenue School. As you are aware, portions of this sewer may run beneath the school building, and televising will give us a clearer picture of exactly where this sewers goes and what is connected to it. The Kensington Avenue sewer consists of approximately 622 feet of 12" vitrified clay pipe. It will cost approximately \$1,197 to televise this region.

The regions combine for a total of 15,882 feet of sewer, ranging in size from 10" to 66". The overall cost of the project is approximately \$36,923.71. This cost takes into account estimated heavy cleaning quantities based on data from previous projects.

Please review the enclosed plan set submitted for your approval. I have also included a color exhibit which illustrates the regions of the Village that have already been previously televised. You will also find several tables enclosed; these tables give the cost and quantities for the project as a whole, as well as broken down by region.

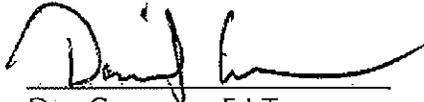
4-E.2

2009 Sewer System Evaluation
June 18, 2009
Page 3

If you have any questions, please feel free to give me a call. Thanks.

Very truly yours,

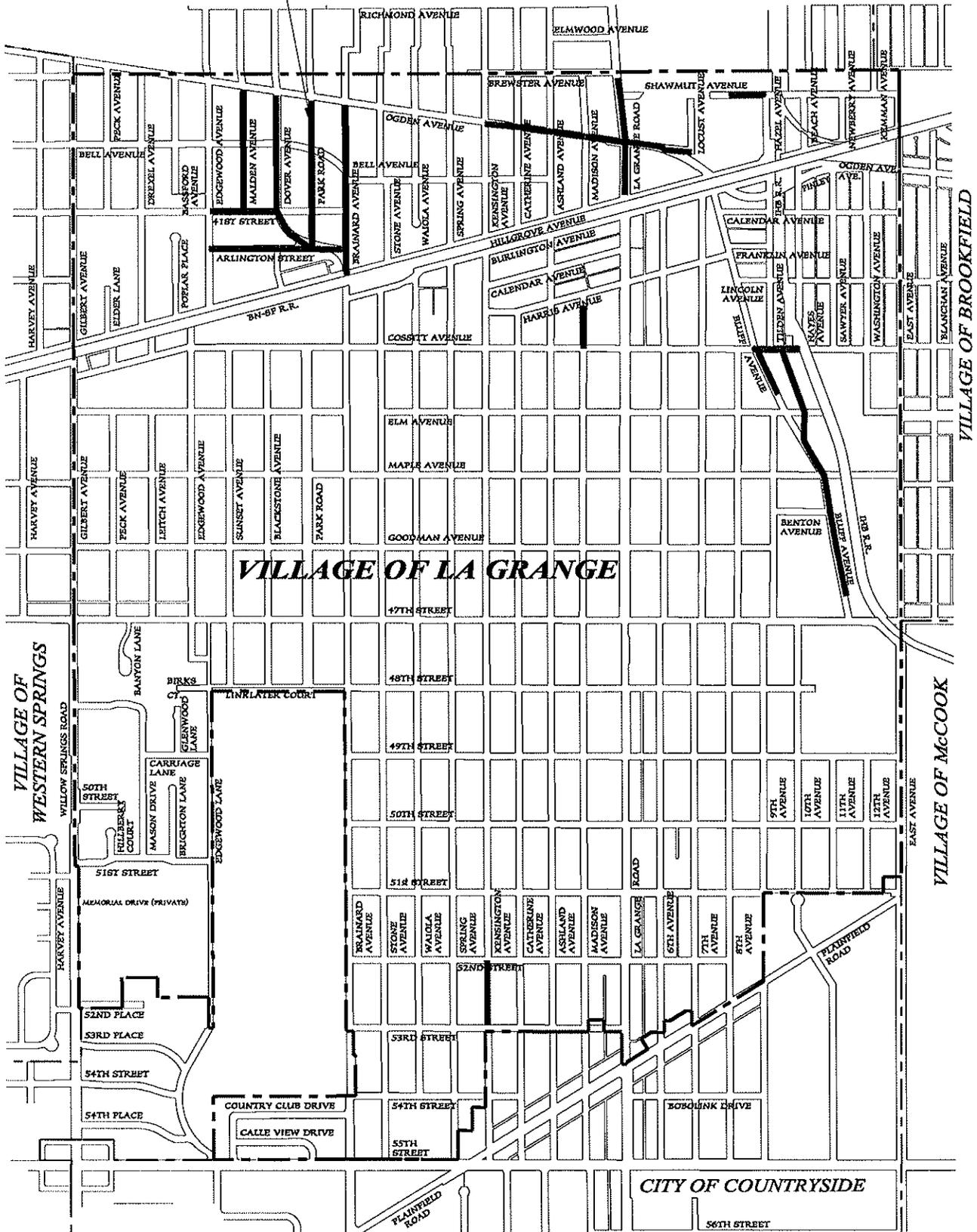
HEUER AND ASSOCIATES

A handwritten signature in black ink, appearing to read "Dan Corcoran", written over a horizontal line.

Dan Corcoran, E.I.T.
Project Engineer

AREA TO BE TELEVIEWED

VILLAGE OF LA GRANGE PARK



VILLAGE OF LA GRANGE

VILLAGE OF LA GRANGE

2009 SEWER SYSTEM EVALUATION

4-E-4

ENGINEERING SERVICES TASK ORDER

In accordance with Section 1.2 of the MASTER CONTRACT between the Village of La Grange (the "Village") and Heuer & Associates, P.C. (the "Consultant"), the parties agree to the following described Task.

TASK ORDER NUMBER: HA2009.005

TASK NAME: 2009 Televised Sewer Inspection Survey

CONTRACTED SERVICES: The scope of services will include the preparation of bidding and contract documents, the administration of the televised inspection service contract, the review of video inspection data, and the preparation of a summary report detailing the findings of the televised inspection survey.

PROJECT SCHEDULE: The following presents an outline of the project schedule.

ACTIVITY	COMPLETION DATE
Contract Documents	June 29, 2009
Contract Administration	October 30, 2009
Data Review and Report Preparation	November 20, 2009

PROJECT COMPLETION: November 20, 2009 is the anticipated date for project completion.

PROJECT PRICING: Project specific pricing is provided in ATTACHMENT A. The total estimated cost for this task is \$ 17,379.37

CONTRACT CHANGES: There are no anticipated changes to the Master Contract.

4-E15

VILLAGE:

CONSULTANT:

Signature

Ryan C. Gillingham, P.E.
Director of Public Works

Date


Signature

Thomas A. Heuer, P.E.
President

June 8, 2009
Date

NOTE: If greater than \$2,000, the Village Manager's signature is required.

Signature

Robert J. Pilipiszyn
Village Manager

Date

NOTE: If greater than \$10,000, the Village Board must approve the Task Order in advance and the Village President's signature is required.

Signature

Elizabeth Asperger
Village President

Date

4-E.6

TASK ORDER ATTACHMENT A

The following table provides projected labor hours to define the estimated cost for the completion of the Task Order. The hourly rates reflects the values approved under the Master Agreement.

PROJECT SPECIFIC PRICING TABLE						
TASK ORDER NO. HA2009.005						
Labor Category	Hourly Rate	Activity 1: Contract Document	Activity 2: Contract Admin	Activity 3: Data Review Report Prep	Total Hours	Total Cost
Principal Engineer	\$117.43	1	4	4	9	\$1,056.87
Project Engineer	\$94.08	0	0	0	0	\$0.00
Project Engineer	\$87.80	0	0	0	0	\$0.00
Project Engineer	\$76.29	40	40	120	200	\$15,258.00
Project Engineer	\$74.62	10	0	0	10	\$746.20
Project Engineer	\$71.36	0	0	0	0	\$0.00
Engineering Assistant	\$63.66	3	0	2	5	\$318.30
Hour Sub-totals:		54	44	126	224	
Cost Sub-totals:		\$4,106.21	\$3,521.32	\$9,751.84		
					Other Direct Costs:	\$0.00
					TOTAL for Task Order Project. . . .	\$17,379.37

4-E.7

VILLAGE OF LA GRANGE
Public Works Department

BOARD REPORT

TO: Village President, Village Clerk
Board of Trustees, and Village Attorney

FROM: Robert Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **AWARD OF CONTRACT – 2009 CRACK SEALING PROGRAM**

The FY 2009-10 budget provides \$25,000 to perform crack filling maintenance activities. Crack filling involves routing and cleaning street cracks and applying a hot asphalt product to the cracks. The life expectancy of the street surface is extended by prohibiting moisture from getting under the street and undermining the structure of the roadway.

The Village's annual crack filling program is based upon the order of the neighborhood resurfacing projects. Crack filling has been scheduled this year for 12th Avenue from 49th Street to 51st Street and Neighborhood "F-1" (47th Street south to 54th Street and from Brainard Avenue to Kensington Avenue.)

In the past we have participated in a joint purchasing program with the Northwest Municipal Conference. Unfortunately, the NWMC is no longer bidding this program, so the Village solicited quotes for this work from contractors known to be capable of performing crack sealing. The contractors were asked to provide a proposal on a per pound unit price basis. Five contractors provided the following proposals:

VENDOR/LOCATION	Cost Per Pound	Estimated Quantity	Estimated Contract Value
North Suburban Asphalt Maintenance / Park Ridge, IL	\$1.10	20,000 lb	\$22,000
S.K.C. Construction / West Dundee, IL	\$1.25	20,000 lb	\$25,000
Murphy Paving and Sealcoating Inc. / Hinsdale, IL	\$1.28	20,000 lb	\$25,600
Fahrner Asphalt Sealers / Plover, WI	\$1.78	20,000 lb	\$35,600
Behm Pavement Maintenance, Inc. / Crystal Lake	\$2.25	20,000 lb	\$45,000
FY2009-10 Capital Projects Fund / Crackfill Program line-item			\$25,000

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The low bid was submitted by North Suburban Asphalt Maintenance. The cost of the work to be performed by North Suburban Asphalt Maintenance is estimated to be \$22,000. The final cost of the project will be based on the actual measured quantity of material installed multiplied by the agreed unit price. The work is expected to be performed within the next thirty days.

We recommend that the Village Board waive the formal competitive bidding process and authorize staff to enter into a contract with North Suburban Asphalt Maintenance for crack sealing in the amount of \$22,000.

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4-1-1

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: August 10, 2009

RE: **AMENDMENT TO FEE SCHEDULE - WATER METERS**

The Village charges residents for receiving potable water based on the amount water passing through individual water meters. On occasion we evaluate our costs for purchasing, installing and inspecting the water meters and compare those costs to the existing water meters fees. Water meter fees were last updated five years ago in January of 2004. While the Village's costs for purchasing, installing and inspecting water meters has increased, changes in water meter technology is what is prompting us to recommend modifying the fees charged for water meters at this time.

Currently, the Village utilizes a technology called positive displacement for meters less than 2" in size, and compound or turbine meters for meters 2" and larger. Under certain conditions, compound and turbine meters do not accurately read the amount of water passing through the meter. This results in lost revenue for the Village. The water meter industry has developed new technologies for larger meters that more accurately read water flows in low and high flow conditions. The Village's manufacturer of water meters, Sensus, Inc., has developed a product called Omni Meters to address this issue for meters 1 1/2" and larger. Additionally, Sensus has indicated that at some point in the near future, they will no longer be manufacturing the compound meters, which the Village currently utilizes.

Therefore, we recommend that the Village start utilizing the newer meter technology for meters 1 1/2" and larger to more accurately account for water being distributed to larger customers. We also recommend that the costs charged to customers for new meters reflect the increased costs to the Village. The following table represents the existing and proposed fees charged for water meters:

Amendment to Fee Schedule – Water Meters
Board Report – August 10, 2009 – Page 2

Size	Meter Cost	Radio Read Equipment	Fittings	Inspection / Installation Fee	Proposed Water Meter Fee	Existing Water Meter Fee
5/8 "	105.00	125.00	28.20	100.00	358.20	300.00
3/4 "	136.00	125.00	28.20	100.00	389.20	330.00
1"	174.00	125.00	43.00	100.00	442.00	336.00
1 1/2"	975.00	125.00	60.00	100.00	1,260.00	611.30
2"	1,200.00	125.00	72.00	100.00	1,497.00	1,550.00
3"	1,520.00	125.00	184.00	100.00	1,929.00	1,883.00
4"	2,640.00	125.00	265.00	100.00	3,130.00	2,900.00
6"	4,560.00	125.00	345.00	100.00	5,130.00	5,070.00

The new fees are based upon the cost of the meter, reading device, fittings and two hours of labor for installation and inspection. Generally, meters 1" and smaller are installed by Public Works, while meters 1 1/2" and larger are installed by a contractor and inspected by Public Works.

The new fees will have the largest impact on customers requiring an 1 1/2" meter, which are typically new residential properties and small commercial buildings. Previously a positive displacement meter was used for this size of service, but Sensus now manufactures the Omni meter in this size. We recommend utilizing the newer meter technology for this size based on the accuracy of the meter in low flow conditions. The existing displacement meter is accurate down to one and a half gallons per minute, while the Omni meter is accurate down to a 1/4 gallon per minute. Increased accuracy in low flow conditions is especially important in residential applications where the low flow condition can occur more frequently. Increased accuracy in low flow conditions should also improve the Village's unaccounted for water loss.

We recommend that the water meter fee schedule be amended as proposed. If approved, Village staff will revise the fee schedule maintained in the Village Clerk's office.

4-G.1

VILLAGE OF LA GRANGE

Disbursement Approval by Fund

July 27, 2009

Consolidated Voucher 090727

<u>Fund No.</u>	<u>Fund Name</u>	<u>07/27/09 Voucher</u>	<u>07/24/09 Payroll</u>	<u>Total</u>
01	General	60,490.85	262,736.89	323,227.74
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax	70.12		70.12
23	TIF			0.00
24	ETSB	682.00		682.00
40	Capital Projects	40,669.29		40,669.29
50	Water	7,741.70	34,484.64	42,226.34
51	Parking	2,209.04	22,362.57	24,571.61
60	Equipment Replacement	59,311.86		59,311.86
70	Police Pension			0.00
75	Firefighters' Pension			0.00
80	Sewer	2,137.08	8,474.10	10,611.18
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>173,311.94</u>	<u>328,058.20</u>	<u>501,370.14</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

Village Manager

Village Clerk

President

Trustee

Trustee

Trustee

Trustee

Trustee

Trustee

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VILLAGE OF LA GRANGE

Disbursement Approval by Fund

August 10, 2009

Consolidated Voucher 090810

<u>Fund No.</u>	<u>Fund Name</u>	<u>08/10/09 Voucher</u>	<u>08/07/09 Payroll</u>	<u>Total</u>
01	General	201,579.95	265,604.59	467,184.54
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax	36.00		36.00
23	TIF			0.00
24	ETSB	4,251.19		4,251.19
40	Capital Projects	117,388.86		117,388.86
50	Water	158,159.48	36,456.37	194,615.85
51	Parking	4,517.32	22,449.73	26,967.05
60	Equipment Replacement	21,609.12		21,609.12
70	Police Pension			0.00
75	Firefighters' Pension			0.00
80	Sewer	4,626.88	8,696.56	13,323.44
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>512,168.80</u>	<u>333,207.25</u>	<u>845,376.05</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

Village Manager

Village Clerk

President

Trustee

Trustee

Trustee

Trustee

Trustee

Trustee

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VILLAGE OF LA GRANGE
SPECIAL MEETING
OF THE LA GRANGE BOARD OF TRUSTEES

Upper Level Conference Room
53 South La Grange Road
La Grange, IL 60525

Tuesday, July 7, 2009 — 7:00 p.m.

MINUTES

1. Call to Order and Roll Call

The Board of Trustees of the Village of La Grange special meeting was called to order at 7:14 p.m. by President Asperger. On roll call, as read by Village Clerk Robert Milne, the following were present:

PRESENT: President Asperger, Trustees Holder, Horvath, Kuchler, Langan, Livingston, and Palermo

ABSENT: None

ALSO PRESENT: Village Clerk Robert Milne
Village Manager Robert Pilipiszyn
Assistant Village Manager Andrianna Peterson
Village Attorney Mark Burkland
Community Development Director Patrick Benjamin

President Asperger noted that the meeting was moved to the upper level conference room because it is quieter and more comfortable. A notice of the move is posted on the door of the lower level conference room, and the staff checked to see whether anyone came to that room for the meeting.

2. Closed Session – Probable or Imminent Litigation

It was moved by Trustee Langan and seconded by Trustee Kuchler to adjourn to closed session to discuss a matter related to probable or imminent litigation.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston, and Palermo
Nays: None
Absent: None

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3. Adjournment

At the conclusion of the closed session, it was moved by Trustee Langan to adjourn, seconded by Trustee Holder. The motion was approved by voice vote. The meeting adjourned at 8:50 p.m.

Elizabeth M. Asperger, Village President

ATTEST:

Robert N. Milne, Village Clerk

Approved Date

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4-5.1

MINUTES

VILLAGE OF LA GRANGE
BOARD OF TRUSTEES REGULAR MEETING
Village Hall Auditorium
53 South La Grange Road
La Grange, IL 60525

Monday, July 13, 2009 - 7:30 p.m.

1. CALL TO ORDER AND ROLL CALL

The Board of Trustees of the Village of La Grange regular meeting was called to order at 7:30 p.m. by President Asperger. On roll call, as read by Village Clerk Robert Milne, the following were present:

PRESENT: Trustees Holder, Langan, Livingston, Horvath, Kuchler, and Palermo

ABSENT: None

OTHERS: Village Manager Robert Pilipiszyn
Assistant Village Manager Andrianna Peterson
Village Attorney Mark Burkland
Community Development Director Patrick Benjamin
Finance Director Lou Cipparrone
Public Works Director Ryan Gillingham
Fire Chief David Fleege
Police Chief Mike Holub

2. PRESIDENT'S REPORT

President Asperger commented on the success of the recent Art and Craft Fair.

President Asperger noted that Village Manager Robert Pilipiszyn would give an updated report under the Village Manager's message segment of the agenda on traffic management and pedestrian safety.

President Asperger announced the opening of several new restaurants and businesses in downtown La Grange.

3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

None

4-K

4. OMNIBUS AGENDA AND VOTE

- A. Resolution (#R-09-12) – Identity Theft Prevention Policy
- B. Award of Contract and Materials Purchase – Central Business District Paver Rehabilitation Project (Unilock Paver, \$18,444.87 and Prairie Path Pavers \$187,500)
- C. Award of Contract – Parking Structure Repairs (Spectrum \$14,460)
- D. Consolidated Voucher 090713 (\$1,182,132.11)
- E. Minutes of the Village of La Grange Board of Trustees Regular Meeting Monday, June 22, 2009

Trustee Horvath inquired if a change in patrol patterns or if the cameras in the parking structure could be adjusted to better deter vandalism. Police Chief Holub explained that the cameras are trained on areas of pedestrian access and on public spaces, not necessarily the driving lanes. Village Manager Robert Pilipiszyn responded that staff will examine further.

It was moved by Trustee Langan to approve items A, B, C, D, and E of the Omnibus Agenda, seconded by Trustee Holder. Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston, Palermo, and President Asperger
Nays: None
Absent: None

5. CURRENT BUSINESS

- A. Text Amendments to Sections 5-102 and 5-105 of the Zoning Code, Permitted and Special Uses, C-1 Central Commercial District (Ordinance #O-09-18): Referred to Trustee Kuchler

Trustee Kuchler noted that the Plan Commission held a public hearing to consider the proposed amendments for permitted use and special use in the Village's C-1 Central Commercial District. Trustee Kuchler explained the positive changes in the character of the district and evolution of uses.

Trustee Kuchler added that staff's examination of the uses in the C-1 District identified certain uses that no longer serve the intent and purpose of the C-1 District and Zoning Code. Thus 14 amendments to the C-1 District permitted use list and the special use list are being recommended for approval.

4-K.1

Trustee Kuchler elaborated on the recommended amendments and noted staff's concurrence with the Plan Commission's findings of fact that the proposed amendments are reasonable, sensible and appropriate for the best interests of the Village and its residents.

It was moved by Trustee Kuchler to approve an Ordinance Amending Sections 5-102 and 5-105 of the La Grange Zoning Code related to Permitted Uses and Special Uses in the C-1 Central Commercial District, seconded by Trustee Langan.

Trustee Palermo expressed concerns with limitations of square footage for exercise facilities in conjunction with retail sales and Attorney Burkland noted the Plan Commission's consideration of this item.

Trustee Langan and Trustee Holder concurred that the Plan Commission's review was thoughtful and thorough.

Trustee Horvath noted his agreement to the proposed amendments and referenced the overwhelming response from residents to adopt such changes which exclude pawn shops. Trustee Horvath recommended (1) a regular and timely review of the zoning code to keep pace with ever-changing market conditions and (2) implementation of a clearer process for business use inquiries to minimize any miscommunication in the future.

Trustee Kuchler concurs with Trustees Horvath and Langan however, expressed concerns with landlords and their consideration of tenants. Trustee Kuchler also believes a more structured approval process is in order.

Trustee Palermo concurred with the need for regular review of the zoning code, but expressed concern with lost opportunities in the interim. Attorney Burkland noted that special uses versus permitted uses may have issues because of the conditions imposed on them. Community Development Director Patrick Benjamin explained that staff instructs interested businesses on process and procedures for obtaining special use and or permitted uses.

Trustee Livingston believes that attempts are made to attract new businesses to the downtown area but at times the interest of landlords is not in the best interest of the community. Trustee Livingston commended the Plan Commission on their thoughtful consideration and recommendations.

Attorney Burkland noted his desire to amend Exhibit A of the Ordinance referencing consumer lending to be replaced with personal lending.

Approved as revised by roll call vote.

4-K.2

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston, and Palermo
Nays: None
Absent: None

B. Special Event – Park District of La Grange / Public Display of Fireworks at Community Family Fest: Referred to Trustee Palermo

Trustee Palermo explained that the Park District of La Grange has requested approval for a fireworks display to be conducted at their Community Family Fest event to be held at Gordon Park on Friday, July 31, 2009. Trustee Palermo noted that both the Police Chief and Fire Chief have reviewed the request for fireworks and have submitted their comments and recommendations.

Trustee Palermo verbalized the special conditions to be adhered to by the Park District along with their request to sell beer and wine at the special event from 5:00 p.m. to 10:00 p.m. Trustee Palermo noted the precautions to ensure only persons of legal age would be served.

Trustee Palermo moved to approve the public display of fireworks for the Park District of La Grange's Community Family Fest on July 31, 2009 with the noted conditions, seconded by Trustee Langan.

Trustee Horvath inquired if it is the Village's practice to charge back costs incurred for additional staff and Manager Pilipiszyn responded affirmatively.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston, and Palermo
Nays: None
Absent: None

C. Ordinance (#O-09-19) – Second Distribution of Surplus TIF Funds: Referred to Trustee Holder

Trustee Holder explained the process by which TIF surplus funds have been distributed to local taxing bodies. Trustee Holder added that in April 2009, the Village Board approved a TIF surplus distribution in the amount of \$1,750,000 and further analysis of TIF funds has determined that no further expenditures are anticipated and an additional TIF surplus amount of \$2.0 million are available for distribution.

Trustee Holder stated that after approval, these funds would be sent to Cook County which will then distribute them to the appropriate taxing agencies based on their pro rata share of the total tax rate. Trustee Holder itemized the amounts

4-15.3

to be allocated to the taxing agencies in approximately 30 to 60 days. Trustee Holder added that a final distribution would occur in 2010.

Trustee Holder moved to approve the ordinance declaring a second TIF surplus and distribution in an amount of \$2.0 million, seconded by Trustee Horvath.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston, and Palermo
Nays: None
Absent: None

6. MANAGER'S REPORT

Village Manager Robert Pilipiszyn gave a status report on the short and long term strategies the Village has implemented to date and is planning to undertake to calm traffic and enhance pedestrian safety within all IDOT corridors through La Grange.

Mr. Pilipiszyn noted that the Village has re-aligned the curb cuts and sidewalks on 47th Street and that pedestrian-oriented pavement markings have been added and refreshed within the corridor as well. Staff also met with the Village's traffic consultant to affirm the recommended set of solutions, with a particular emphasis on the proposed implementation of the enhanced pedestrian crossing design as compared to a traffic control device. A technical memorandum which explains why a flashing yellow light rather than a traffic control device achieves the best balance between pedestrian safety and traffic flow was requested from the consultant, which could subsequently be shared with the entire community.

The Village's traffic consultant was also tasked to prepare project-specific agreements for professional services to assist the Village in accomplishing its desired safety objectives. Because time is of the essence, the consultant was authorized to proceed in advance of Village Board approval.

Mr. Pilipiszyn advised that the Illinois Department of Transportation has provided conceptual approval of the enhanced pedestrian crossing design but is requiring plans and permit approval before work can begin.

Mr. Pilipiszyn added that pedestrian signal upgrade projects are also underway as is the street resurfacing project in the Central Business District.

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

Mr. Knudsen who resides at 640 S. La Grange Road does not believe that lowering the speed limit on La Grange Road would be beneficial. Mr. Knudsen referenced federal

4-K4

government reports which indicate that lowering speed limits increases the amount of vehicular accidents.

Melody Holt, who resides on the 300 block of Sixth Avenue expressed concerns with the La Grange Business Association's involvement in the pawn shop matter and the Village should maintain a diversified business district.

8. EXECUTIVE SESSION

9. TRUSTEE COMMENTS

Trustee Kuchler commended the Community Development Department for their informative memorandum regarding code violations. Trustee Kuchler also appreciated updates regarding pedestrian safety.

Trustee Holder inquired if the traffic consultant's evaluation could encompass the entire Village for review and Manager Pilipiszyn noted the focus at this time is on the Village's arterial streets.

Trustee Palermo noted inconsistencies regarding pavement markings throughout the Village and suggested an inventory.

10. ADJOURNMENT

At 8:55 p.m. it moved by Trustee Langan to adjourn, seconded by Trustee Kuchler. Motion carried by voice vote.

Elizabeth M. Asperger, Village President

ATTEST:

Robert N. Milne, Village Clerk

Approved Date

4-16.5

Village of La Grange



VILLAGE BOARD MEETING

MONDAY, AUGUST 10, 2009

7:30 p.m.

Book 2 of 2

Village Hall Auditorium

53 S. La Grange Road

La Grange, IL 60525

Elizabeth M. Asperger
Village President

Robert N. Milne
Village Clerk

CURRENT BUSINESS

VILLAGE OF LA GRANGE
Community Development Department

BOARD REPORT

TO: Village President, Village Clerk
Board of Trustees and Village Attorney

FROM: Robert Pilipiszyn, Village Manager
Patrick D. Benjamin, Community Development Director
Angela M. Mesaros, Assistant Community Development Director

DATE: August 10, 2009

RE: **ORDINANCE - VARIATION - MAXIMUM BUILDING COVERAGE/
LISA AND JON FROEMEL, 222 N. CATHERINE AVENUE**

Lisa and Jon Froemel, owners of the property at 222 N. Catherine Avenue, have applied for a variation from Maximum Building Coverage requirements in order to construct a two-story kitchen eat-in area and family room addition. This project would allow them to replace existing eat-in area and mudroom additions that were poorly constructed. The subject property is located in the R-4 Single Family Residential District.

Maximum building coverage for this lot is 30% or 1,875 square feet. Currently, this property including the house, front porch and detached garage covers 2,030 square feet (32%) of the lot, exceeding the allowable building coverage by 155 square feet. The proposed addition would increase building coverage by 32 sq. ft., which would increase building coverage to 2,062 square feet (33%), an excess of 187 square feet (10%).

The proposed addition would exceed the maximum building coverage set forth in Paragraph 3-110E1 by 10%. The Village Zoning Code allows an increase in the maximum allowable building coverage by no more than 20%. The requested variation falls within the authorized limits of the Zoning Code.

According to the petitioners, construction of the addition would allow them the opportunity to create a viable living space that includes a family room and new master bedroom suite as well as a new two-car garage. They stated that their existing addition is small, lacks a proper foundation and is poorly heated and cooled. The applicant's house has a front porch that occupies a percentage of the allotted building coverage. In addition, the house is located on the same block as a church and school with open space directly behind the property.

On July 16, 2009, the Zoning Board of Appeals held a public hearing on this matter (see Findings of Fact). At the public hearing, the petitioners presented the application. The motion to recommend that the variation be granted, with the condition that the applicants engage in a

5-A

covenant with the Village that the front porch never be enclosed, failed two (2) ayes and three (3) nays. Pursuant to Subsection 13-202D of the Zoning Code, at least four aye votes are required to decide in favor of any application.

Those Zoning Board members recommending denial cited the following facts: While the Commissioners may have supported the concept of the proposal, the application does not meet the standards required for a variation. (1) This property is situated on a typical lot; therefore, it does not meet the unique physical conditions. (2) Improvements could be made to increase functionality of the existing house without a variation; and (3) Zoning Board members felt that this might not be the minimum variation required. The petitioners seemed to have struggled more with configuration of the house and less with the size of the proposed addition.

The members voting in favor cited the following facts: the proposal does not appear to be excessive; it is reasonable to have an addition that is properly heated and cooled; obstructions such as an existing fireplace make it difficult to reconfigure the current layout of the house and the situation is not self-created.

If you concur with the recommendation of the Zoning Board of Appeals to deny the request, then a motion to deny the variation is in order. No resolution or ordinance memorializing such action is necessary. Conversely, should you choose to grant the variation, a motion to approve the attached ordinance authorizing the variation would be appropriate.

Please note that in accordance with State Statute, the approval of any proposed variation which fails to receive the approval of the Board of Appeals will not be passed except by the favorable vote of two-thirds (2/3) majority vote by roll call of all Trustees currently holding office (four out of six Trustees).

5-A.1

ORDINANCE NO. O-09-

AN ORDINANCE ALLOWING ZONING VARIATION
OF THE VILLAGE OF LA GRANGE

THIS _____ DAY OF _____, 2009.

Published in pamphlet form by authority of the Board of Trustees of the Village of La Grange, County of Cook, State of Illinois, this _____ day of _____, 2009.

WHEREAS, Lisa and Jon Froemel, owners of the property commonly known as 222 N. Catherine, La Grange, Illinois, and legally described as follows:

Lot 4 in Block 4 in Mc Williams and Parker's Addition to La Grange, being a Subdivision of part of the Northwest $\frac{1}{4}$ of Section 4, Township 38 North, Range 12 East of the Third Principal Meridian, and lying North of the center line of Ogden and West of the center line of Fifth Avenue in the Village of La Grange in Cook County, Illinois.

have applied for variation from Paragraph 3-110E1 (Maximum Building Coverage) of Chapter 154 of the La Grange Code of Ordinances in order to construct an addition on the above referenced property. The Zoning Board of Appeals, as required by law, has conducted a duly noticed public hearing on this matter on July 16, 2009.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LA GRANGE, COUNTY OF COOK, STATE OF ILLINOIS:

SECTION 1: A variation of 10% from Paragraph 3-110E1 (Maximum Building Coverage) of Chapter 154 of the La Grange Code of Ordinances, to construct an addition, be hereby granted to the owner of the above-referenced property in conformance with the plans submitted to the Zoning Board of Appeals subject to the following condition:

1. The owners of the property engage in a covenant with the Village that the front porch never be enclosed.

SECTION 2: This Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form for review at the La Grange Village Offices and the La Grange Public Library.

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ADOPTED this _____ day of _____, 2009, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2009.

Elizabeth M. Asperger, VILLAGE PRESIDENT

ATTEST:

Robert N. Milne, VILLAGE CLERK

5-A.3

FINDINGS OF FACT

ZONING BOARD OF APPEALS
OF THE
VILLAGE OF LA GRANGE

July 16, 2009

President Asperger and
Board of Trustees

RE: **ZONING CASE #580 VARIATION LISA & JON FROEMEL 222 N. CATHERINE
MAXIMUM BUILDING COVERAGE TO AUTHORIZE THE CONSTRUCTION OF
AN ADDITION WITHIN THE R-4 SINGLE FAMILY RESIDENTIAL DISTRICT.**

The Zoning Board of Appeals transmits for your consideration its recommendations for a request of zoning variation necessary to construction an addition at the property at 222 N. Catherine Avenue.

I. THE SUBJECT PROPERTY:

The subject property in question is a residential lot, 50 feet wide with a depth of 125 ft.

II. CHARACTERISTICS OF THE SURROUNDING AREA:

The subject property is located within the R-4 Single Family Residential District.

III. VARIATIONS SOUGHT:

The applicant seeks a variation from Paragraph 3-110E1 (Maximum Building Coverage) of the La Grange Zoning Code. The applicant wishes to exceed the allowable building coverage by 10%. At the public hearing, the applicant requested a variation to allow for the construction of an addition at the subject property. Paragraph 14-303Ei(c) Authorized Variations allows the increase of a maximum allowable building coverage by no more than 20%. The requested variation falls within the authorized limits of the Zoning Code.

IV. THE PUBLIC HEARING:

After due notice, as is required by law, (including legal publication, posting at the subject property and courtesy notices to owners within 250 feet of the subject property) the Zoning Board of Appeals held a public hearing on the proposed variations in the La Grange Village Hall Auditorium on July 16, 2009. Present were Commissioners Nathaniel Pappalardo, Nancy Pierson, Rosemary Naseef, Peter O'Connor (arrived 7:38 p.m.) and Chairperson Ellen Brewin presiding. Also present was Assistant Community Development Director Angela Mesaros. Testimony was given under oath by the applicants. No objectors appeared at the hearing and no written objections have been filed to the proposed variation.

Chairperson Brewin swore in Lisa & Jon Froemel, owners of the subject property at 222 N. Catherine, and Tim Trompeter, Architect, who presented the application and answered questions

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from the Commissioners:

- Mr. Trompeter stated that the subject property is a Victorian home built in 1893. The applicants are only the sixth family to own the home and plan to stay in the house long term. They have been working for almost a year to renovate the existing house through multiple designs to get to the proposed application.
- The application is to take down an existing dysfunctional garage and addition, in order to construct a smaller garage set back to current residential standards and larger addition. Currently the total square footage on the property that is over the current maximum building coverage is 155 square feet. Under petitioner's proposal, the total square footage over would increase from 155 square feet to 187 square feet.
- The application is ten percent above the allowable maximum building coverage. They are increasing what currently exists by 32 square feet to make the space more functional.
- Petitioners' claim that the proposed 11 ft. by 14 ft. family room is by modern standards. They also plan to dig the basement deeper for an eight foot ceiling for additional headroom. The applicants would like to respect the original architecture.
- The Froemels purchased the house in 2004. The existing addition is heated by a space heater, with free flowing air under the structure and a lack of ventilation, so that the air conditioning and space heater do not cool or heat the room adequately.
- According to the petitioners, they want to bring a 19th Century house to meet 21st Century standards.

Chairperson Brewin solicited questions from the Audience:

- Phil Boggess, 229 N. Catherine, stated that the proposed addition would fit in within the neighborhood and he had no problem with it.

Chairperson Brewin solicited questions from the Commissioners:

- Commissioner Pierson asked about the depth and width of the new project. Answer: They are narrowing the existing mudroom area so that the roofline and windows will match the house and going three to four feet further into the back yard.
- Chairperson Brewin asked how much the property would exceed building coverage. Answer: One hundred and eight-seven square feet, which is ten percent.

5-14-5

- Commissioner Pierson asked about the ten foot requirement between the new addition and detached garage. Answer: They would not meet it but would be willing to construct a firewall as required by code.
- Commissioner Brewin asked for clarification as to the “unique physical condition” which is a requirement for the granting of a variation request. Petitioners agreed that their lot itself was not unique. Petitioners’ architect later stated that it could be considered unique in that it abutted a Church parking lot.
- Chairperson Brewin asked why it would not be feasible to remodel the existing house. Answer: A fireplace and bathroom are located in the space so it would be hard to move them. They are not proposing enlarging the kitchen but reconfiguring the current layout.
- Commissioner Pappalardo asked about the walk up attic and its condition. Answer: This was finished by previous owners and there is currently an office up there.
- Commissioner Pappalardo further asked about dividing an existing master bedroom into two rooms. Answer: There is a fireplace located midway into the house that would make it difficult to do.
- Commissioner Brewin asked questions about whether or not petitioners had considered alternative configurations and/or options within the current footprint of the house and whether or not it was a “necessity” to have a family room off the back of the house when there is a significant amount of room elsewhere in the house and one of the Code provisions requires a consideration of whether or not there is “no other remedy.” Petitioners were unwilling to consider the option of closing off/eliminating the back stairway, which would open up a considerable amount of space within the current footprint of the house. Petitioners did not feel as though the other options would meet their needs.

V. COMMISSIONERS’ PUBLIC DISCUSSION and RECOMMENDATION:

- Commissioner O’Connor stated that he feels that the house might fall into obsolescence without the renovation and addition. He sees this as a unique situation with the open space from the church building behind the property.
- Commissioner Naseef stated that she is also concerned about Victorian houses falling into obsolescence; however, she does not feel that this is a unique situation. The lot is typical and the functionality of other parts of the house leads her to question whether this could be done without a variation. The living room could be divided into two rooms to use as both a family room and a living room. She does not feel that this meets the standard for a hardship. She is also not convinced that a family room is a necessity.

- Chairperson Brewin stated that she struggles with the unique physical condition standard and is not convinced that this requirement has been demonstrated.
- Commissioner Pierson stated that they are asking for the minimum variation and making the detached garage smaller to have more space. She further stated that the house obviously needs work and that proper heating and cooling is not excessive.
- Commissioner Pappalardo stated that he would recommend a condition that the front porch would remain open, not to be used as living space. He feels that this would be a vast improvement to the property and brings amenities to the house that people would consider more appropriate for today. However, the house currently has quite a bit of living space and amenities and building coverage is an issue as it relates to the hardship. He further stated that he is not sure that this is the minimum variation that petitioners' really need.
- Chairperson Brewin stated that she feels we have moved away from the rigorous review of the minimum variation; however, she is not sure that the applicants have focused on the size of the addition, but they struggled more with configuration when drafting the plans. Generally, it is preferable for petitioners to demonstrate that the proposal is the "minimum" required and that there really were no alternatives to the plan. She was unable to agree that there were no other remedies available.
- Commissioner Naseef stated that she questions whether a family room is a must-have in La Grange. The house has a lot of other living space that could be reconfigured, and tradeoffs are the reality of living with the Zoning Code in an older community.

VI. FINDINGS of FACT

Under the provisions of the Zoning Ordinance, no variation shall be granted unless the applicant establishes that carrying out the strict letter of the provisions of this code would create a particular hardship or practical difficulty. Such a showing shall require proof that the variation sought satisfies certain conditions.

The following facts were found to be evident:

1. Unique Physical Condition:

This zoning lot is typical of lots in the R-4 Single Family Residential Zoning District. The lot measures 50 feet wide by 125 feet deep. The fact that this abuts a church parking lot does not affect its status in this regard. Based upon the evidence heard, this lot itself is not unique.

2. Not Self-Created:

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According to the petitioners, the house was constructed in 1893 with several additions over the years that do not comply with the current Codes. They have made no modifications to the property that alter the building coverage.

3. Denied Substantial Rights:

The petitioners believe that the inability to construct the addition would deny them the right to have a properly heated and insulated kitchen eating area and family room with an adequate foundation. Petitioners have not been denied substantial rights in that while they may have a need to have a properly heated and insulated kitchen and eating area to replace the current outdated one, they have not presented a sufficient factual basis upon which to base a similar finding as to the family room inasmuch as other space within the home could be used for that purpose. While a family room is increasingly becoming a given in a modern home and some members of the zoning board agree with the "need" for such, there is no "substantial right" to have that room located in the spot chosen by petitioners when alternative space is available. Based upon the above, there is no denial of substantial rights.

4. Not Merely Special Privilege:

According to the petitioners, they seek to increase the usability of their house.

5. Code and Plan Purposes:

The purpose of the building coverage standard in the Zoning Code is to control "bulk." The petitioners believe that the proposed addition would be consistent with the context of the area and not affect the neighbors' properties with the appearance of bulk. However, the proposed addition does not comply with the minimum spacing requirement of 10 feet between principle and accessory structures. Therefore, the petitioner has agreed to construct the detached garage protected by a fire separation wall subject to approval by the Village Manager as required by the Village's Code.

6. Essential Character of the Area:

Granting a variance would seemingly not adversely affect the character of the neighborhood. Rather, according to the petitioners, it would allow them to make significant improvements to the property. The proposed addition would not impair the light and air of adjacent properties as the proposed addition would replace existing additions.

7. No Other Remedy:

Other remedies for a kitchen and family room expansion would be (1) tear off the roof of the porch to reduce the current coverage ratio to a level which would allow for the kitchen

5-A.8

addition, or (2) remodel the existing space to accommodate a family room and eat-in kitchen. The facts as presented support a finding that the tear off of the porch roof is not a viable remedy in this situation. On the other hand, many families with similar homes in LaGrange have reconfigured and reworked some rooms in their homes to adapt to modern living and at the same time have stayed within or closer to the code requirements. For example, petitioners could utilize the large current Living Room as a combined Living Room/Dining Room and transform the Dining Room into a Family Room. Petitioners could also find additional space in the kitchen area by closing off/reconfiguring the back stairway that would open up a great deal of space within the house. Petitioners will also have 4/5 rooms on the 2nd floor that might be available for this purpose. The facts as presented do not support a finding that there is "no other remedy" other than placing the family room in the location as requested by petitioners.

There being no further questions or comments from the audience or the Commissioners, a motion was made by Commissioner Pierson and seconded by Commissioner O'Connor that the Zoning Board of Appeals recommend to the Village Board of Trustees approval of the application submitted with ZBA Case #580, with the added condition that the front porch remain open..

Motion FAILED by a roll call vote (2/3/2).

AYE: O'Connor and Pierson.
NAY: Pappalardo, Naseef and Brewin.
ABSENT: Brenson and Schwappach.

BE IT THEREFORE RESOLVED that the Zoning Board of Appeals failed to recommend approval to the Village Board of Trustees of the variation from Paragraph 3-110E1 (Maximum Building Coverage) of the Village of La Grange Zoning Code to allow construction of an addition at 222 N. Catherine Avenue.

Respectfully submitted:

Zoning Board of Appeals of the
Village of La Grange

BY: Ellen P. Brewin
Ellen Brewin, Chairperson

5-A.9

STAFF REPORT

CASE: ZBA #580 - Lisa & Jon Froemel, 222 N. Catherine - Maximum Building Coverage

BACKGROUND

(Note: This Staff Report is solely based on information presented in the application and on a physical inspection of subject property and environs, and is not influenced by any other circumstance.)

The petitioners, Lisa & Jon Froemel, wish to construct a two-story 221 square feet kitchen eating area and family room addition with a master bedroom suite on the second floor. According to the petitioners, construction of the addition would allow them to replace an eat-in area and mudroom that were poorly constructed and to add a family room. In addition, the petitioners propose to replace an existing 552 square feet detached garage with a new smaller 440 sq. ft. detached garage.

A front porch occupies a percentage of the allotted building coverage. Maximum Building Coverage for this lot is 30% or 1,875 square feet. Currently this property, including the house, front porch and detached garage covers 2,030 square feet (32%) of the lot exceeding the maximum allowable coverage by 155 sq. ft. The proposed addition would increase building coverage by 32 square feet to 2,062 square feet, an excess of 187 square feet (10%). A building permit could not be issued for this project, because the addition would bring the house in excess of the allowable building coverage. In order to construct the addition, the petitioners seek a variation.

With the proposed addition the subject property would exceed the Maximum Building Coverage of 30% set forth in Paragraph 3-110E1 by 10%. Subparagraph 14-303E1(c) (Authorized Variations) allows the increase of the maximum allowable building coverage by no more than 20%. The requested variation falls within the authorized limits of the Zoning Code.

VARIATION STANDARDS

In considering a variation, be guided by the General Standard as outlined in our Zoning Code that "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."

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."*

5-A-10

Staff Evaluation Criteria
ZBA #580 -222 N. Catherine
Variation - Maximum Building Coverage
Page 2

This zoning lot is typical of lots in the R-4 Single Family Residential Zoning District. The lot measures 50 feet wide by 125 feet deep.

Not Self-Created - *"The aforesaid unique physical condition is not the result of any action or inaction of the owner or its predecessors in title 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."*

According to the petitioners, the house was constructed in 1893 with several additions over the years that do not comply with the current Codes. They have made no modifications to the property that alter the building coverage.

Denied Substantial Rights - *"The carrying out of the strict letter of the provision from which a variation is sought would deprive the owner of the subject property of substantial rights commonly enjoyed by owners of other lots subject to the same provision."*

The petitioners believe that the inability to construct the addition would deny them the right to have a properly heated and insulated kitchen eating area and family room with an adequate foundation.

Not Merely Special Privilege - *"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."*

According to the petitioners, they seek to increase the usability of their house.

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 or the general purpose and intent of the Official Comprehensive Plan."*

The purpose of the building coverage standard in the Zoning Code is to control "bulk." The petitioners believe that the proposed addition would be consistent with the context of the area and not affect the neighbors' properties with the appearance of bulk. However, the proposed addition does not comply with the minimum spacing requirement of 10 feet between principle and accessory structures. Therefore, the petitioner has agreed to construct the detached garage protected by a fire separation wall subject to approval by the Village Manager as required by the Village's Code.

5-A.11

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 facilitates in the area; or*
- f. *Would endanger the public health or safety."*

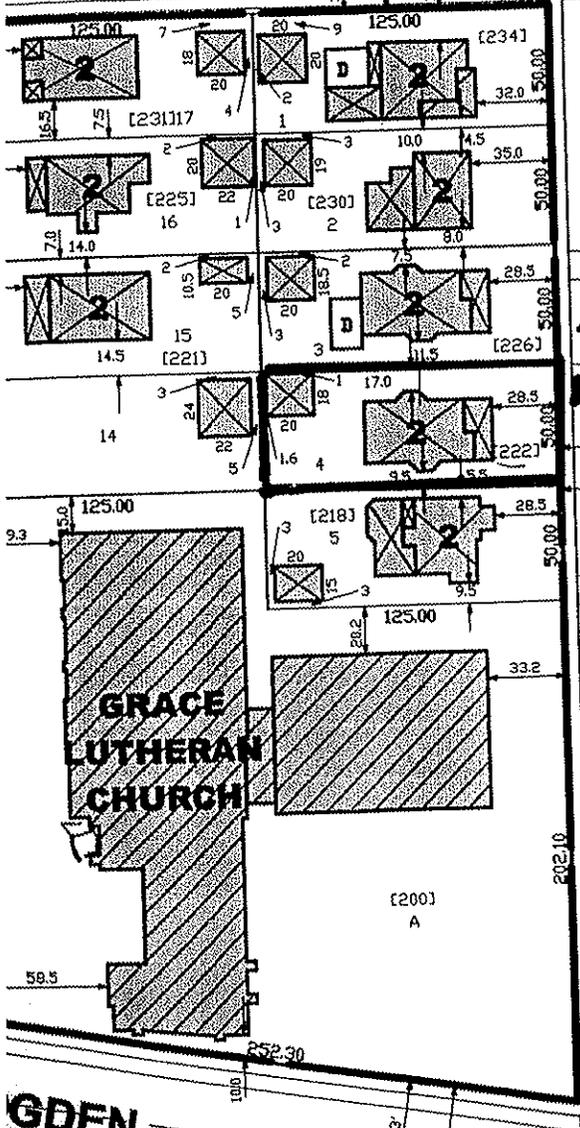
Granting a variance would seemingly not adversely affect the character of the neighborhood. Rather, according to the petitioners, it would allow them to make significant improvements to the property. The proposed addition would not impair the light and air of adjacent properties as the proposed addition would replace existing additions.

No Other Remedy - *"There is no means other than the requested variation by which the alleged hardship or difficulty can be avoided or remedied to a degree sufficient to permit a reasonable use of the subject property."*

Other remedies for a kitchen and family room expansion would be (1) tear off the roof of the porch to reduce the current coverage ratio to a level which would allow for the kitchen addition, or (2) remodel the existing space to accommodate a family room and eat-in kitchen. The petitioners believe that there are no remedies that would improve the functionality of their house and detached garage while still maintaining the character of a historic Victorian house.

VILLAGE LIMITS

REWATER

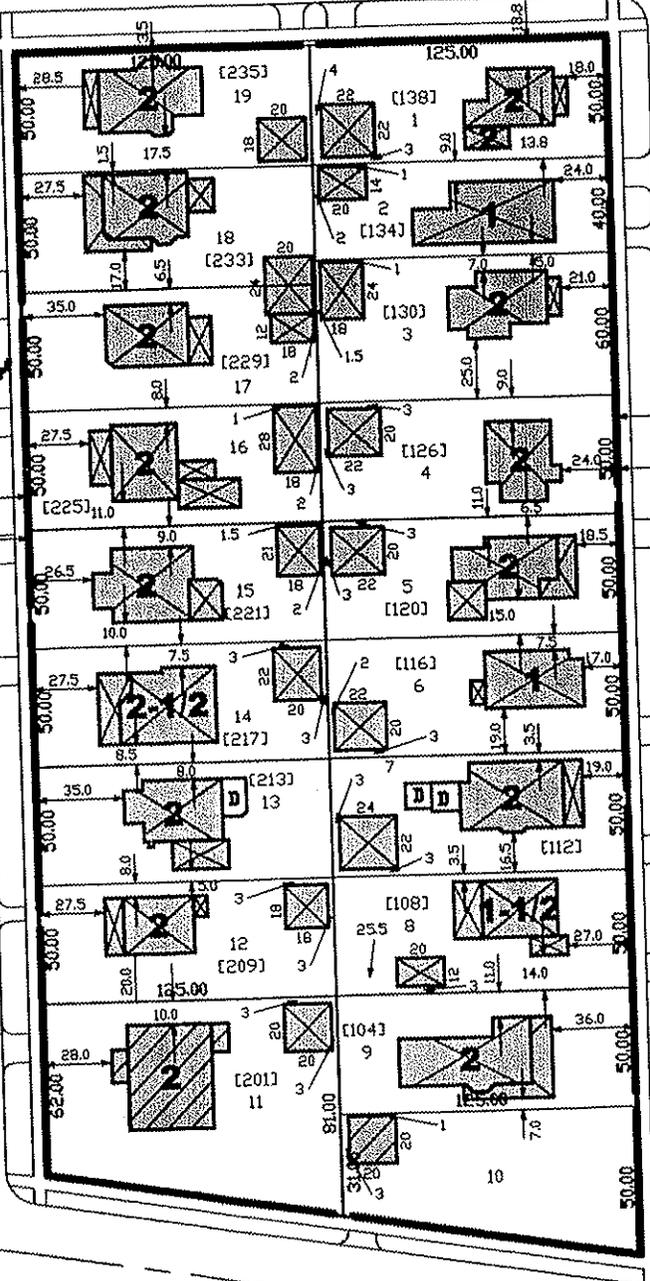


CATHERINE AVENUE

222 N Catherine

ASHLAND AVENUE

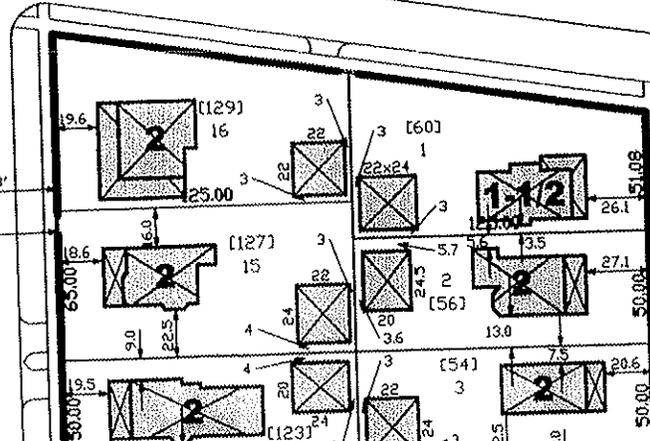
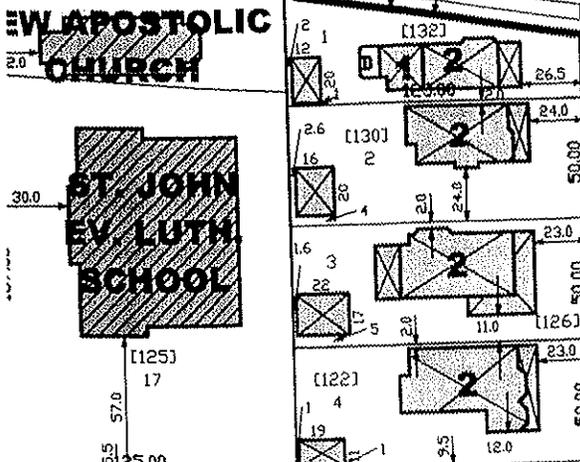
ASHLAND AVENUE



GDEN

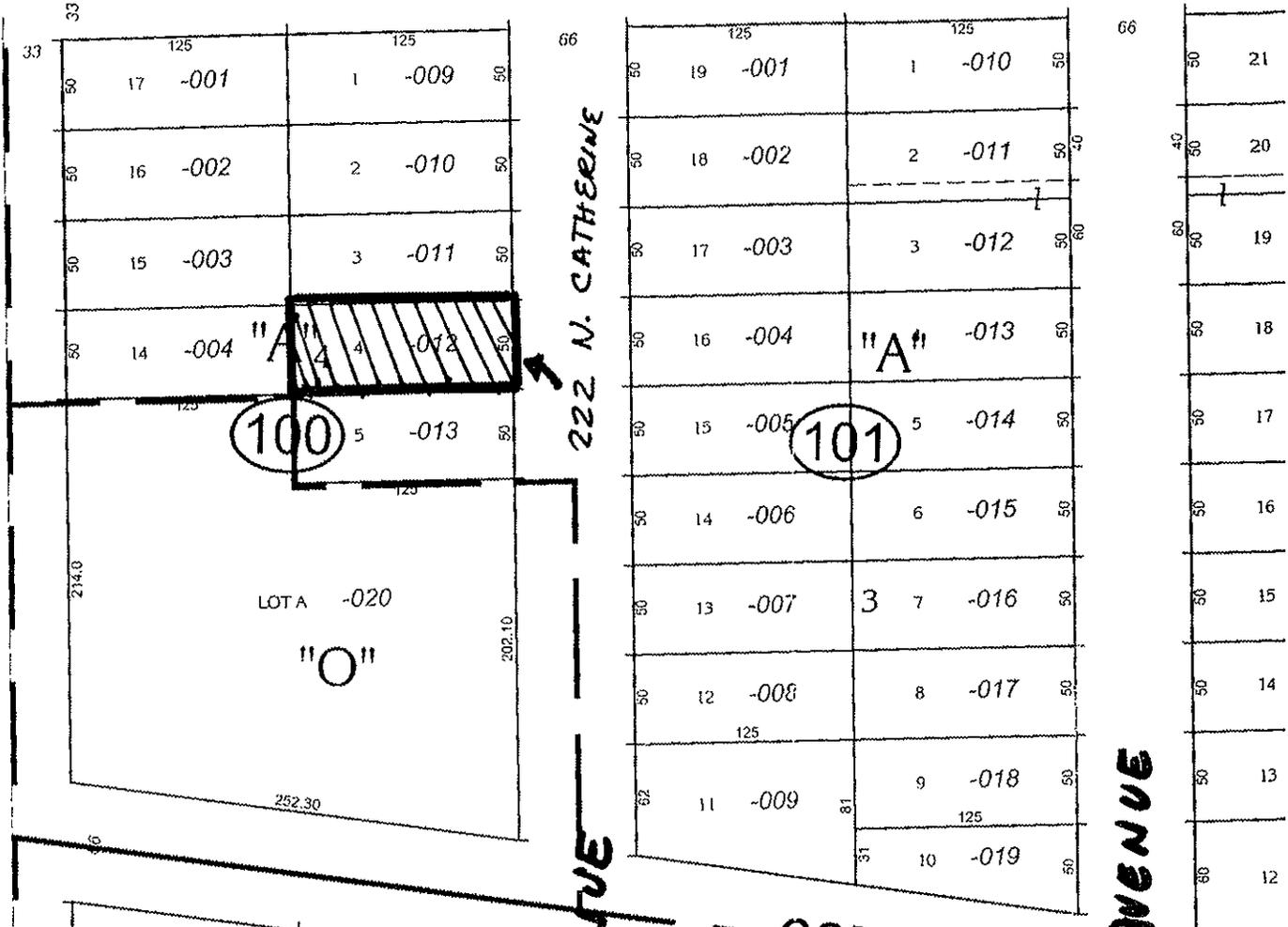
NEW APOSTOLIC CHURCH

ST JOHN EV LUTH SCHOOL

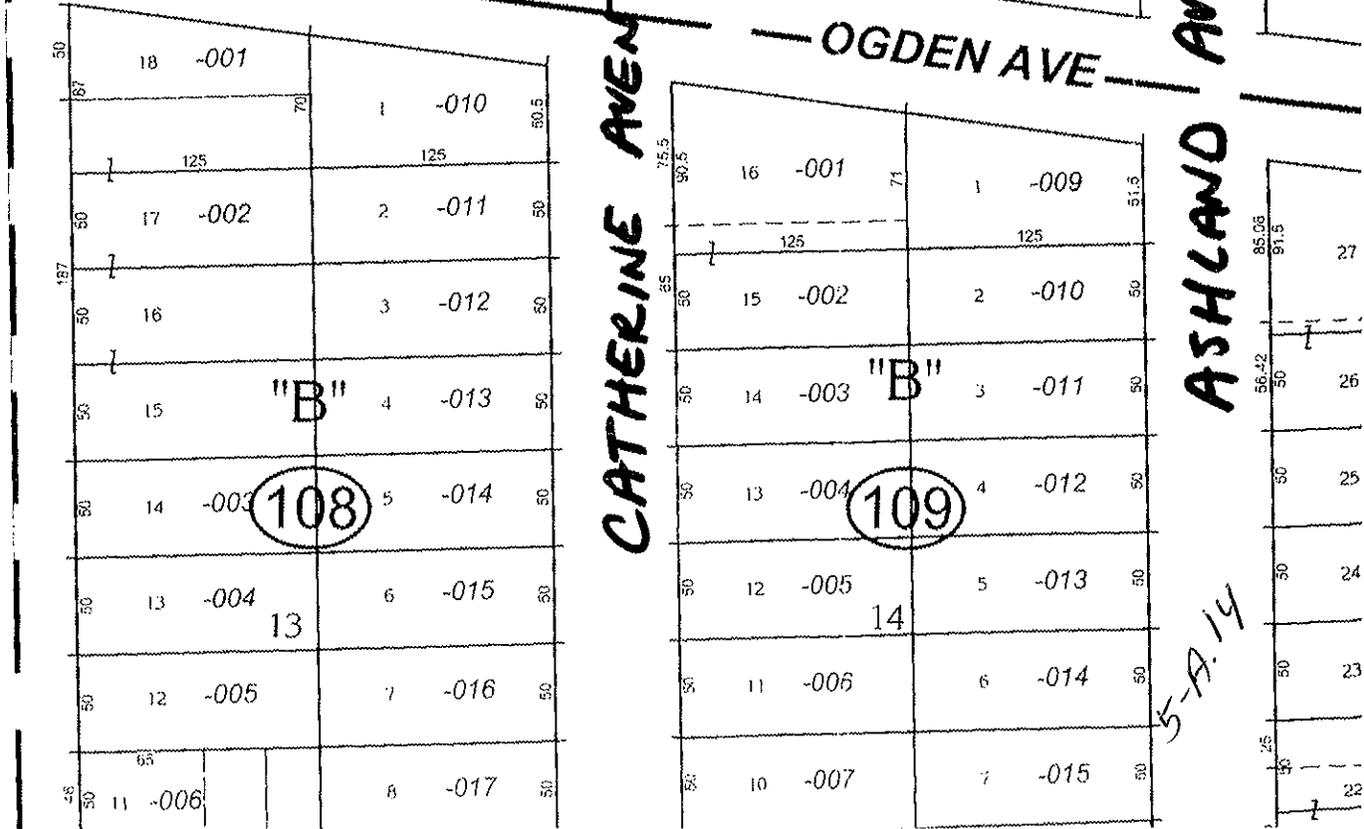


5-A-13

BREWSTER AVE



OGDEN AVE



ASHLAND AVENUE

5-A-14

APPLICATION FOR ZONING VARIATION

Application # 580
Date Filed: 6-18-09
UARCO # 88020

TO THE PRESIDENT AND BOARD OF TRUSTEES
VILLAGE OF LA GRANGE, ILLINOIS

Application is hereby made by owner of property: **Lisa & Jon Froemel**

Located at: **222 N. Catherine Ave.
La Grange, IL 60525**

Permanent Real Estate Index No: **18-04-100-012-0000**
Present Zoning Classification: **R-4**
Present Use: **Single Family Residence**

Ordinance Provision for Variation from Article #3-110, E, 1 of Zoning Ordinance. to wit:

maximum building coverage on an interior lot of 30%.
Lot size is 50' X 125' = 6,250 sq. feet
30% = 1,875

A. Minimum Variation of Zoning requirement necessary to permit the proposed use, construction, or development:

We are requesting a total variance of 32 square feet, which brings us equal to a 10% increase in building coverage. The existing house and garage (2030 sq. ft.) exceed the maximum lot coverage by 155 square feet. We are proposing to remove the existing garage (552 sq. ft.) and rebuild a new smaller garage (440 sq. ft.). In addition we are going to remove an eat-in area and mudroom that were too small and poorly constructed, and apply that square footage to the addition.

B. The purpose therefore,

To allow for the reconstruction of a garage that has the proper setbacks from the lot lines, to add a reasonable size Family Room/ Kitchen, to add a Master Bathroom to the Master Bedroom, to add recreation space in the basement, and to add a stairway to the new basement area

C. The specific feature(s) of the proposed use, construction, or development that require a variation:

A new two car Detached Garage, Family Room Addition, New Basement below the Kitchen/ Family Room and a Master Bedroom Suite on the 2nd floor above the Kitchen/ Family Room.

1. General Standard. The Petitioner must list below **FACTS AND REASONS** substantially supporting each of the following conclusions or the petition for variation cannot be granted. (if necessary, use additional page)

a. State practical difficulty or particular hardship created for you in carrying out the strict letter of the zoning regulations, to wit:

We are faced with the reality of previous additions that were executed in a way that were not

5-A-15

consistent with the style, scale or quality that this home and the neighborhood require. The small eat-in area of the kitchen and the mudroom lack insulation and an adequate foundation. As a result they are extremely inefficient, if not impossible, to heat. Further, as time passes, the lack of a full foundation could increase already existing problems with the sloping of the floors in these areas. The mudroom already has a jack supporting the flooring.

The garage as currently constructed is incapable of actually fitting two cars. It is also impossible to install an automatic garage door opener.

The garage studio lacks adequate insulation, and the concrete slab supporting it is sloped and cracked. The roof over this area was installed improperly, permitting mold to begin forming.

The access to the basement for appliances and other large furniture items is restricted. We need to take apart removable panels on the deck, open a large heavy wooden door, and walk down crooked wooden steps suffering from rot.

It is our intention to remove the garage that encroaches onto the two adjacent neighbors properties and rebuild per the current setbacks. We have submitted our new design that shows that the new addition is appropriate in scale and materials and will blend in as if it was always there.

b. A reasonable return or use of your property is not possible under the existing regulations, because:

Under the current limitations, we have exhausted design alternatives to create a viable living space that includes a Family Room and Master Bedroom Suite. We also cannot park two cars in our garage, and cannot have an automatic garage door. We feel that this is a reasonable use of property based on comparisons both within La Grange and suburban communities.

c. Your situation is unique (not applicable to other properties within that zoning district or area) in the following respect(s):

We are situated on a block that shares space with a rather large Church/ School. Our request for the increase in square footage will in no way overshadow the scale of the Church building. In addition, our rear yard is adjacent to the school playground directly behind us, which is totally open space. Further, comparable homes in this area generally have a master bedroom suite, usable 2 car garage, first floor family room, and additional basement recreation space.

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 style of the home is a Victorian with a detached garage. There have been several additions done over the years that were too small or built in a way that makes them very difficult to use, as well as to heat and cool.

5-A-16

3. Not Self-Created. The aforesaid unique physical condition is not the result of any action or inaction of the owner or its predecessors in title 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 built in 1893. The various additions likely have been built subsequent to the zoning provisions at issue.

4. Denied Substantial Rights. The carrying out of the strict letter of the provision from which a variation is sought would deprive the owner of the subject property of substantial rights commonly enjoyed by owners of other lots subject to the same provision.

By denying the request for variance, we would be denied the ability to have a usable 2 car garage with automatic doors, a master bedroom suite, a heated and insulated kitchen area supported by a proper foundation, and safe access to the basement for appliances and other furniture.

5. Not Merely Special Privilege. The alleged hardship or difficulty is not merely 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.

This relatively small variance should not provide any disruption to the surrounding community and should substantially increase the usability of the house. By no means are the proposed additions unnecessary or superfluous. The proposed design is in compliance with the most recent lot coverage ordinance. Further, we are not seeking any special privileges, but instead merely to add common features like a usable 2 car garage with automatic doors, and a master bedroom suite.

6. 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 or the general purpose and intent of the Official Comprehensive Plan.

The objective of this request is to upgrade to currently existing standards of a single family home in our community. The proposal contains elements that are consistent with the historic district in terms of style, design elements, color, craftsmanship and materials.

7. 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.**

5-A.17

8. No Other Remedy. There is no means other than the requested variation by which the alleged hardship or difficulty can be avoided or remedied to a degree sufficient to permit a reasonable use of the subject property.

We respectfully submit that this request for 32 square feet for a Family Room and new smaller two car garage over the maximum lot coverage be granted. We have submitted a signed petition of neighbors that serves as documentation of their support for this request. Every neighbor we spoke with supported this request.

As previously mentioned, without the variance, there is no practical way to obtain a usable 2 car garage with automatic doors, a master bedroom suite, a first floor family room, or sufficient access to the basement.

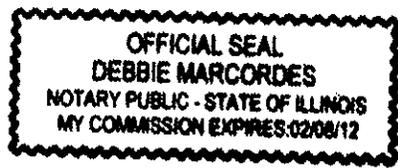
I, the undersigned, do hereby certify that I am the owner, or contract purchaser (Evidence of title or other interest you have in the subject property, date of acquisition of such interest, and the specific nature of such interest must be submitted with application.) and do hereby certify that the above statements are true and correct to the best of my knowledge.

Jonathan P. Froemel

Elizabeth L. Froemel

Jon Froemel
222 N. Catherine Ave.
La Grange, IL 60525

Lisa Froemel



Subscribed and sworn to before me this 17th day of June, 2009.

Enclosures:

(FOR VILLAGE USE ONLY)

1. Filed with Office of the Community Development Director: 6-18, 2009.
2. Transmitted to Zoning Board of Appeals at their meeting held: July 16, 2009
3. Continuation (if any):
4. Notice of hearing published in: Sub Life on: 6/24/2009
5. Findings and Recommendation of Zoning Board of Appeals referred to Village Board at Meeting of:
6. Final Action of Village Board for adoption of amending ordinances or denial of applicant's request at meeting held:

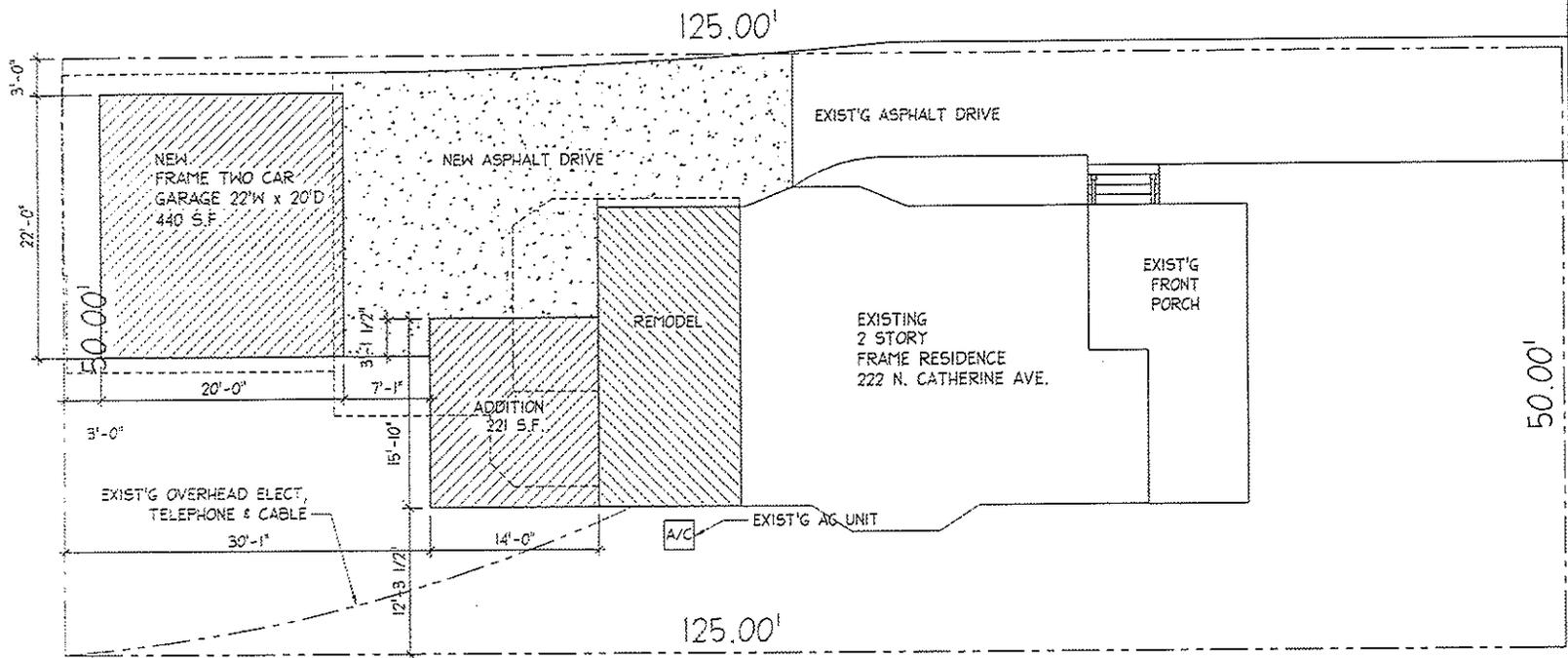
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7. Payment of expenses satisfied:

Conditions Imposed:

FAUSERS\COMMONDATA\SYLVIA\Farms and Applications\Application for Zoning Variation.wpd

5-A.19



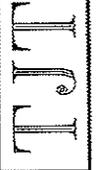
BUILDING COVERAGE		ZONING - R4
EXISTING	PROPOSED	
LOT AREA - 50' x 125' = 6,250 SQ. FT. MAX. LOT COVERAGE(30%) = 1,875 SQ. FT. HOUSE (140) + GARAGE (552) + + EAT-IN (68) + MUDROOM (9)= 2,030 SQ. FT. 1,875 - 2,030 = 155 SQ. FT. OVER THE MAX.	DEMO EXIST'G GARAGE, EAT-IN AREA & MUDROOM NEW GARAGE 440 SQ.FT. NEW FAMILY ROOM 221 SQ.FT. EXIST'G HOUSE 1401 SQ.FT. NEW TOTAL (1401+221+440)= 2062 SQ.FT. 1,875 SQ. FT. x 1.1 = 187 SQ. FT. (10%) 2,062 SQ. FT. - 1,875 SQ. FT. = 187 SQ. FT. ASKING FOR A TOTAL OF 32 SQ. FT.	

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N. CATHERINE AVE.

NEW GARAGE & ADDITION FOR:
 LISA & JON FROEMEL
 222 N. CATHERINE AVE.
 LA GRANGE, IL. 60525
 (708) 402-1604

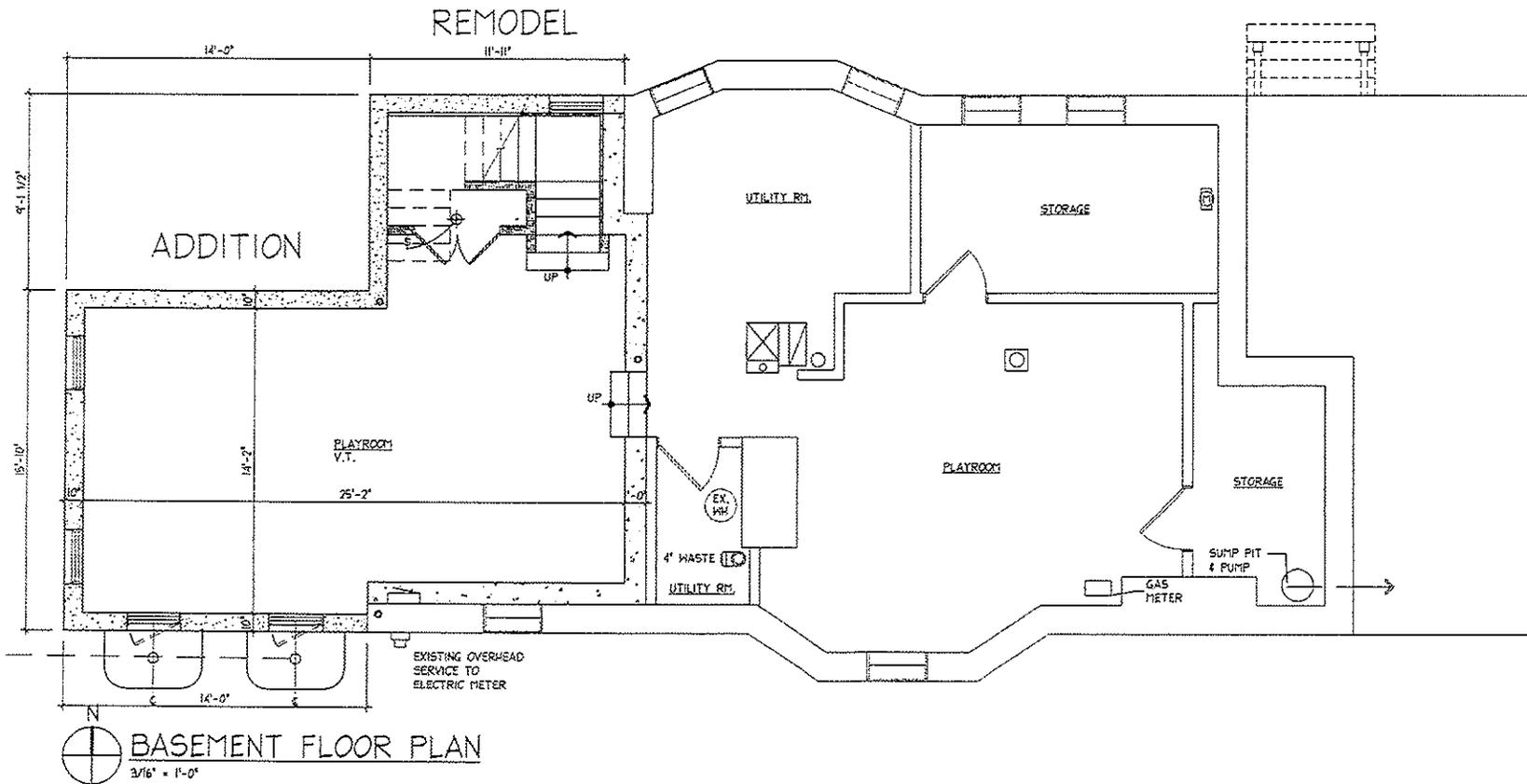
TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 916 HULL AND AVE.
 LA GRANGE, IL. 60525
 (708) 352-7446



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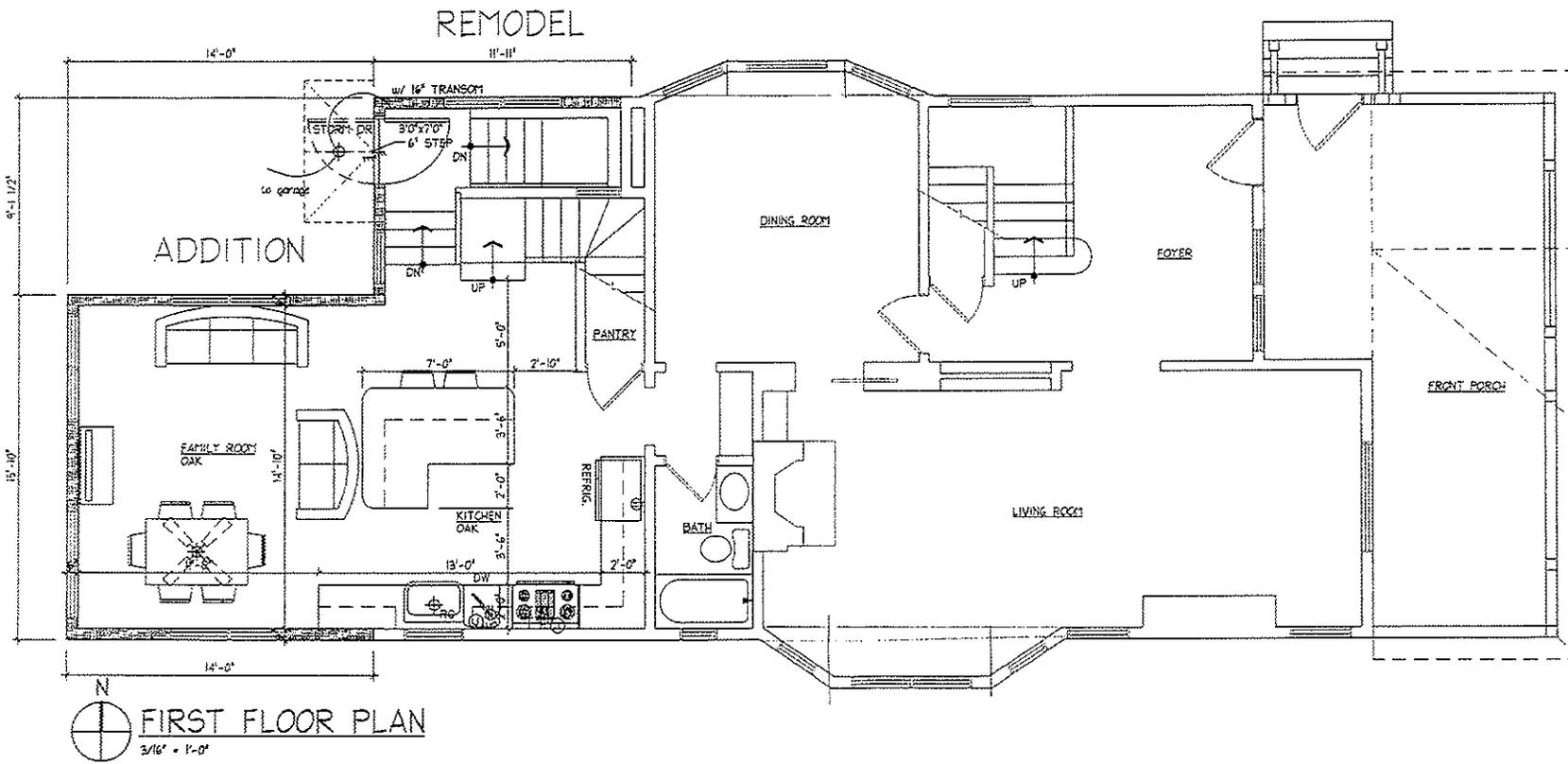
N
 BASEMENT FLOOR PLAN
 3/16" = 1'-0"

TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 318 S. ASHLAND AVE.
 LA GRANGE, IL. 60525
 (708) 352-7446



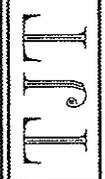
NEW GARAGE & ADDITION FOR:
 LISA & JON FROEMEL
 222 N. CATHERINE AVE.
 LA GRANGE, IL. 60525
 (708) 402-7808

22-19-5



N
 FIRST FLOOR PLAN
 3/16" = 1'-0"

TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 318 S. ASHLAND AVE.
 LA GRANGE, IL. 60525
 (708) 352-7446



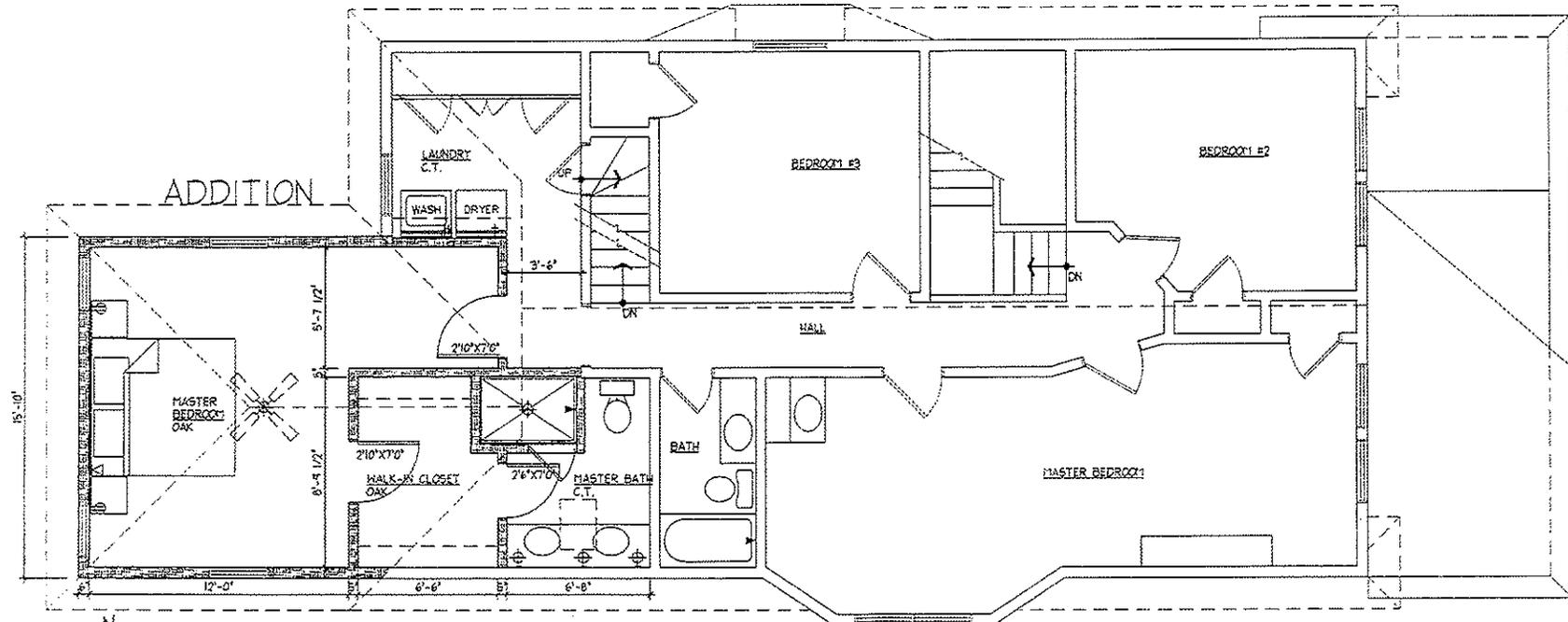
NEW GARAGE & ADDITION FOR:
 LISA & JON FROEMEL
 222 N. CATHERINE AVE.
 LA GRANGE, IL. 60525
 (708) 482-7804

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 OF 8

5-A-33

REMODEL

ADDITION



N
 3/16" = 1'-0"
 SECOND FLOOR PLAN

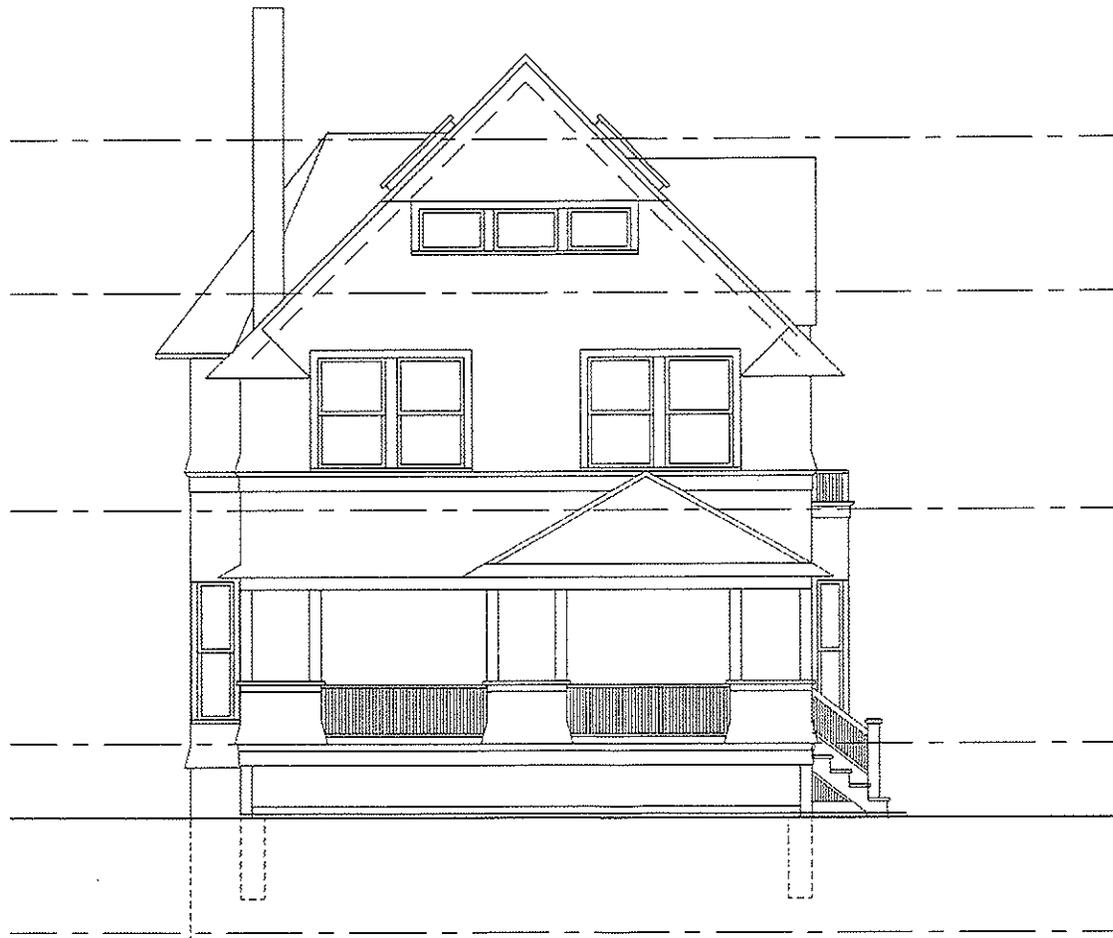
TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 310 S. ASHLAND AVE.
 LA. GRANGE, IL. 60525
 (708) 352-7446

TJT

NEW GARAGE & ADDITION FOR:
 LISA & ION FROEMEL
 222 N. CATHERINE AVE.
 LA. GRANGE, IL. 60525
 (708) 402-7809

A4
 06/15/09
 OF 8

HC-11-5



EAST ELEVATION

3/16" = 1'-0"

TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 310 S. ASHLAND AVE.
 LA GRANGE, IL. 60525
 (708) 352-7446

TJT

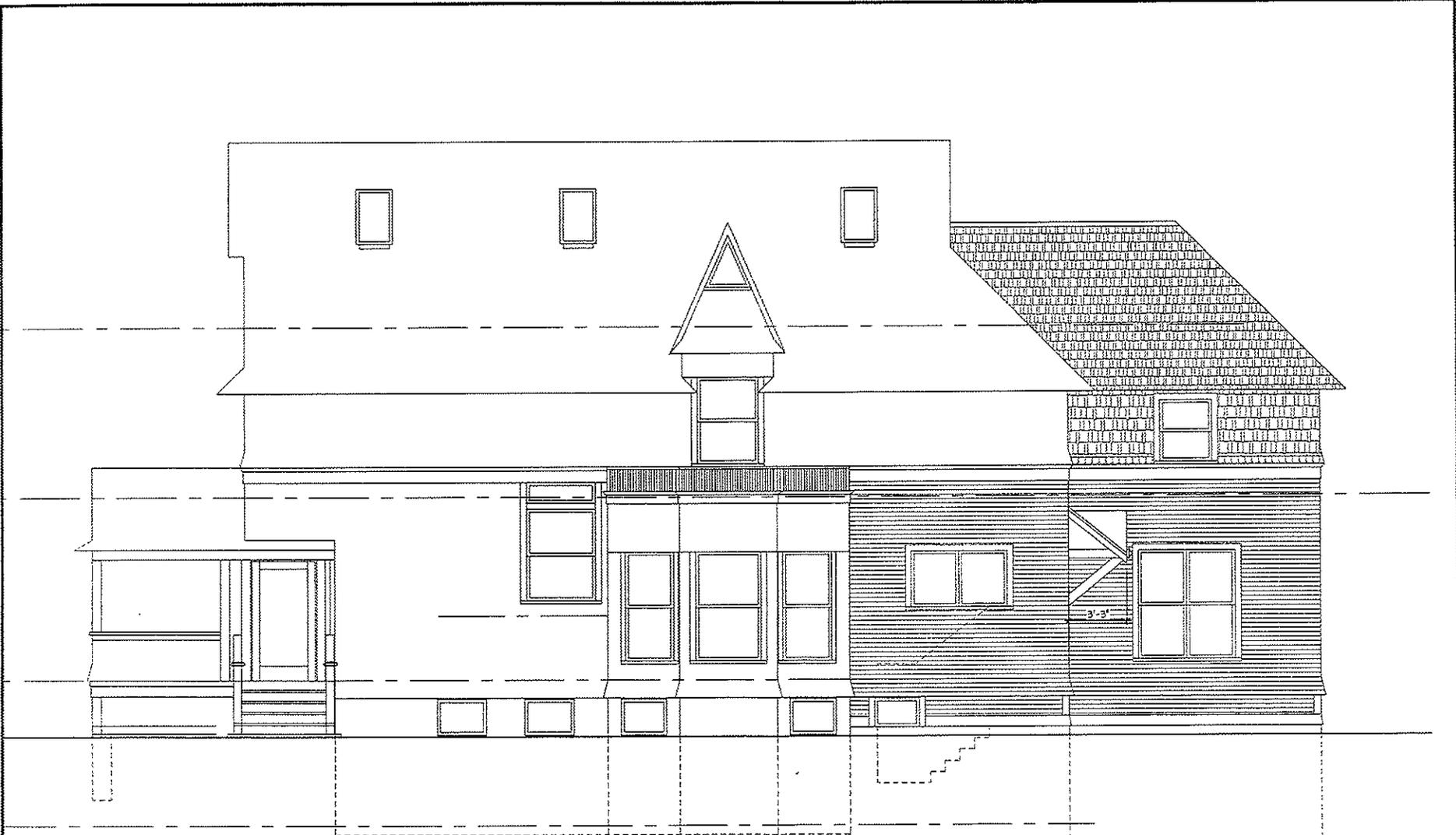
NEW GARAGE & ADDITION FOR:
 LISA & JON FROEMEL
 222 N. CATHERINE AVE.
 LA GRANGE, IL. 60525
 (708) 482-7809

A5

06/15/09

OF 8

157-A-5



NORTH ELEVATION

3/16" = 1'-0"

EXISTING ——— NEW

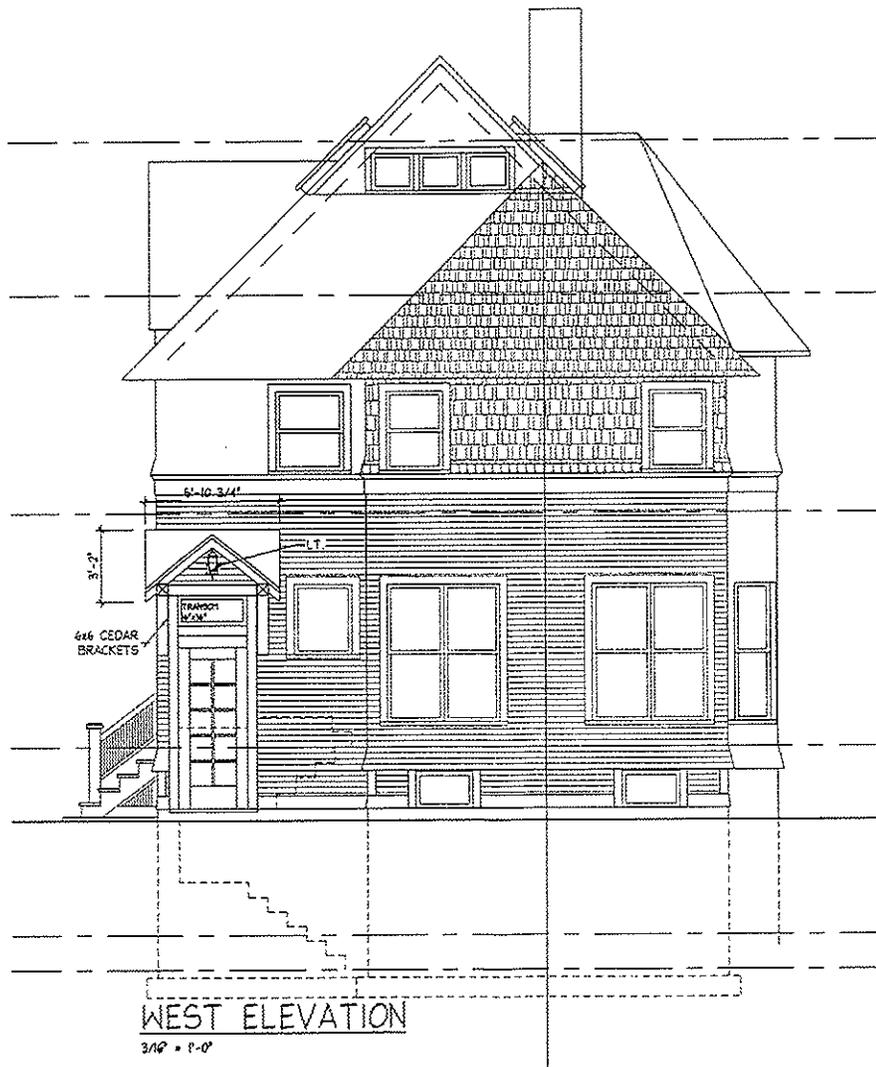
TIMOTHY J. TROMPETER - ARCHITECT
TIMOTHY J. TROMPETER A.I.A.
910 S. ASHLAND AVE.
LA GRANGE, IL. 60525
(708) 352-7446

TJT

NEW GARAGE & ADDITION FOR:
LISA & JON FROEMEL
222 N. CATHERINE AVE.
LA GRANGE, IL. 60525
(708) 482-7009

A6
06/15/09
OF 8

92.4.5



TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 30 S. ASHLAND AVE.
 SPRINGFIELD, IL 60525
 (708) 352-7466

TJT

NEW GARAGE & ADDITION FOR:
 LISA & JON FROMMEL
 227 N. CATHERINE AVE.
 LA GRANGE, IL, 60525
 (708) 353-7604

A7
 06/15/09
 OF 8

5-A-27



SOUTH ELEVATION

NEW ——— 3/16" = 1'-0" ——— EXISTING - - - - -

TIMOTHY J. TROMPETER - ARCHITECT
 TIMOTHY J. TROMPETER A.I.A.
 219 S. ASHLAND AVE.
 LA GRANGE, IL. 60525
 (708) 352-7446

TJT

NEW GARAGE & ADDITION FOR:
 LISA & JON PROETEL
 222 N. CATHERINE AVE.
 LA GRANGE, IL. 60525
 (708) 492-7494

A8
 06/15/09
 OF 8

Variance Petition

Lisa & Jon Froemel

222 N. Catherine Ave., LaGrange, IL. 60525

I have reviewed the proposed design drawings for a Kitchen and Family Room addition and I am in support of the Froemel Addition and have no objection to the approval of a variance for a Lot Coverage increase of 10%.

NAME	ADDRESS
1. Dan Busby	226 N. Catherine LA Grange
2. Joyce Anderson	233 N. Catherine La Grange
3. Ken Anderson	233 N. Catherine La Grange
4. John Delany	209 N " "
5. Anne Boregan	201 N Catherine LaGrange
6. Curtis Fry/May	218 N Catherine LaGrange IL 60525
7. John	226 N. Catherine La Grange IL 60525
8. Matt Kowalski	234 N Catherine La Grange IL 60525
9. John	234 N. CATHERINE LaGrange IL 60525
10. Stephen Sigg	229 N. Catherine LaGrange IL 60525
11. Paul Burgess	229 N. Catherine LaGrange IL 60525
12. Sylvia Kraus	225 N. Catherine LaGrange IL 60525
13. Kelly Kennedy	228 N. Catherine LaGrange IL 60525
14. Janet Jura	221 N. Catherine LaGrange IL 60525
15. Rich Jura	217 N Catherine LaGrange IL 60525
16. John Jura	213 N. Catherine LaGrange IL 60525
17. Bob Jura	230 N. Catherine LaGrange IL 60525
18. Lorraine Jura	235 N. Catherine LaGrange IL
19.	
20.	
21.	

5-A-29

TJT

TIMOTHY J. TROMPETER - ARCHITECT

318 S. Ashland Avenue, LaGrange, IL. (708) 352-7446
fax (708) 352-7446, email: ttromp4@sbcglobal.net

Lisa & Jon Froemel
222 N. Catherine Ave.
LaGrange, IL. 60525
H (708) 482-7809



5-A-30

Variance Petition - Photos

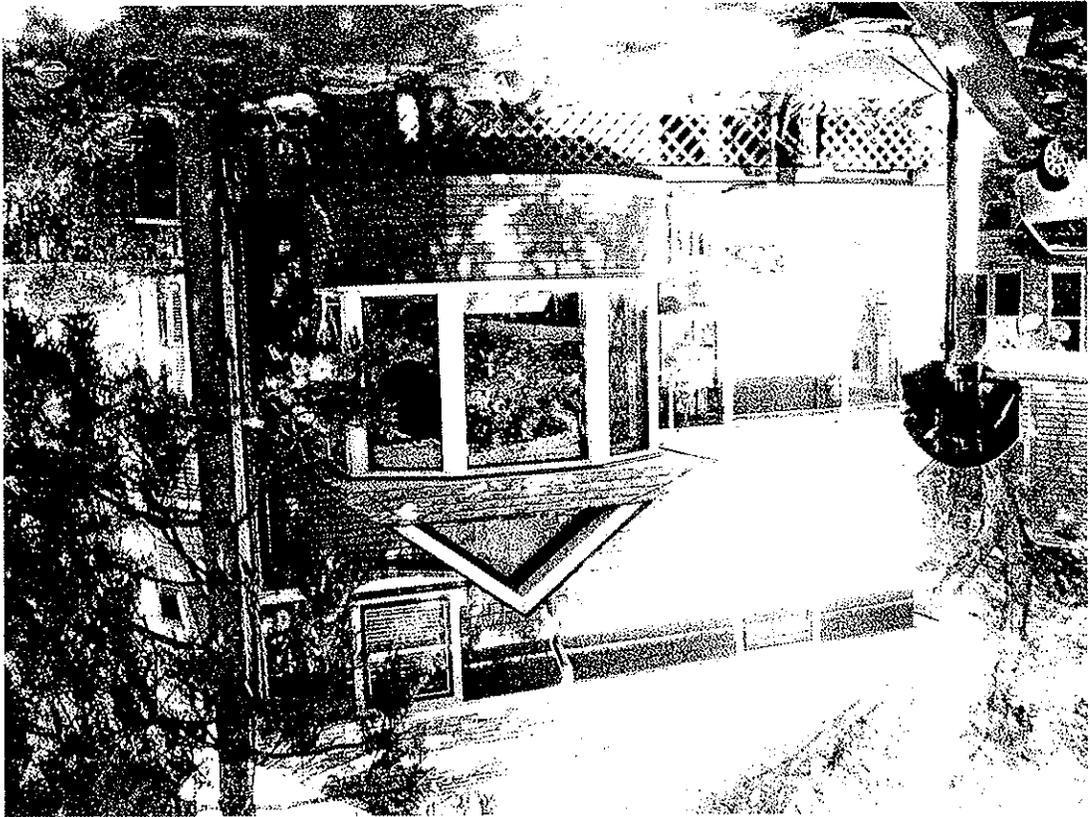
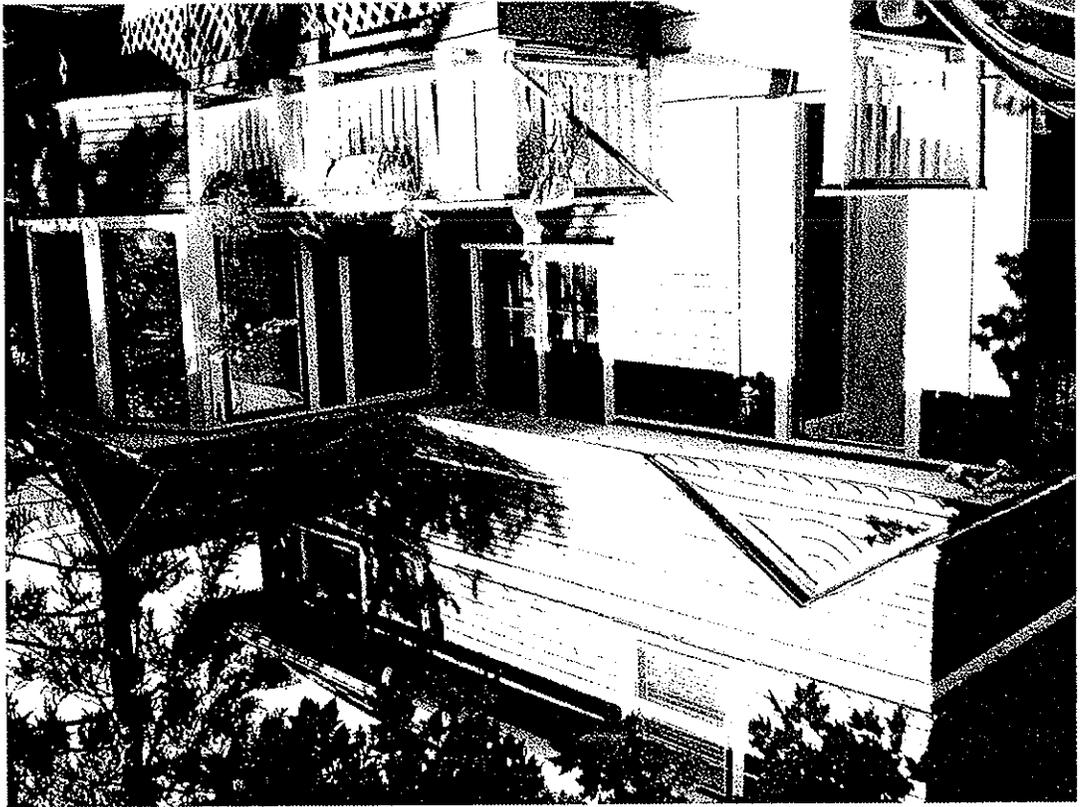
Lisa & Jon Froemel

222 N. Catherine Ave., LaGrange, IL. 60525



5-A.31

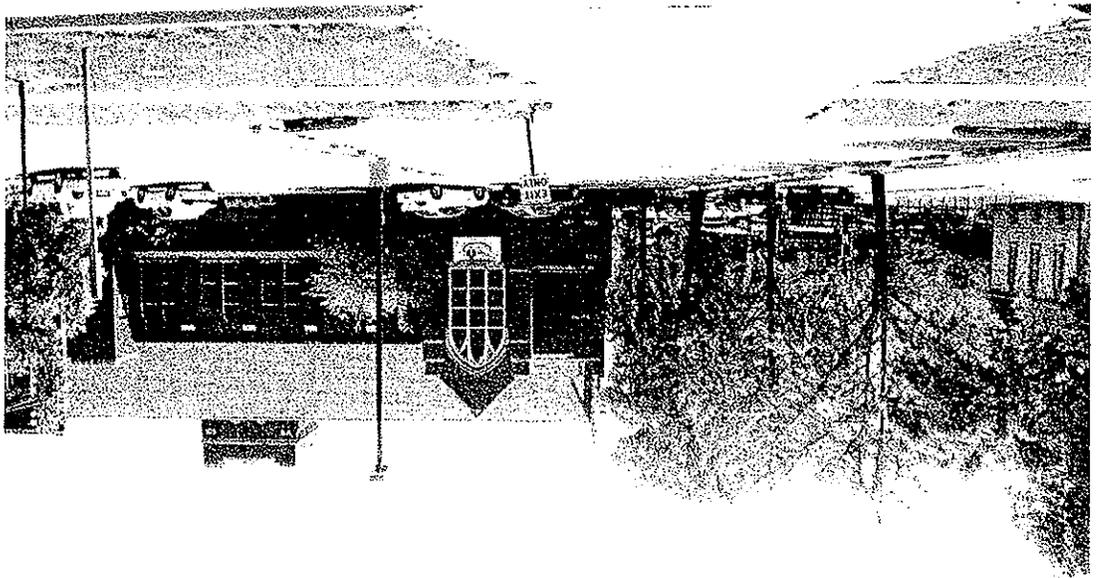
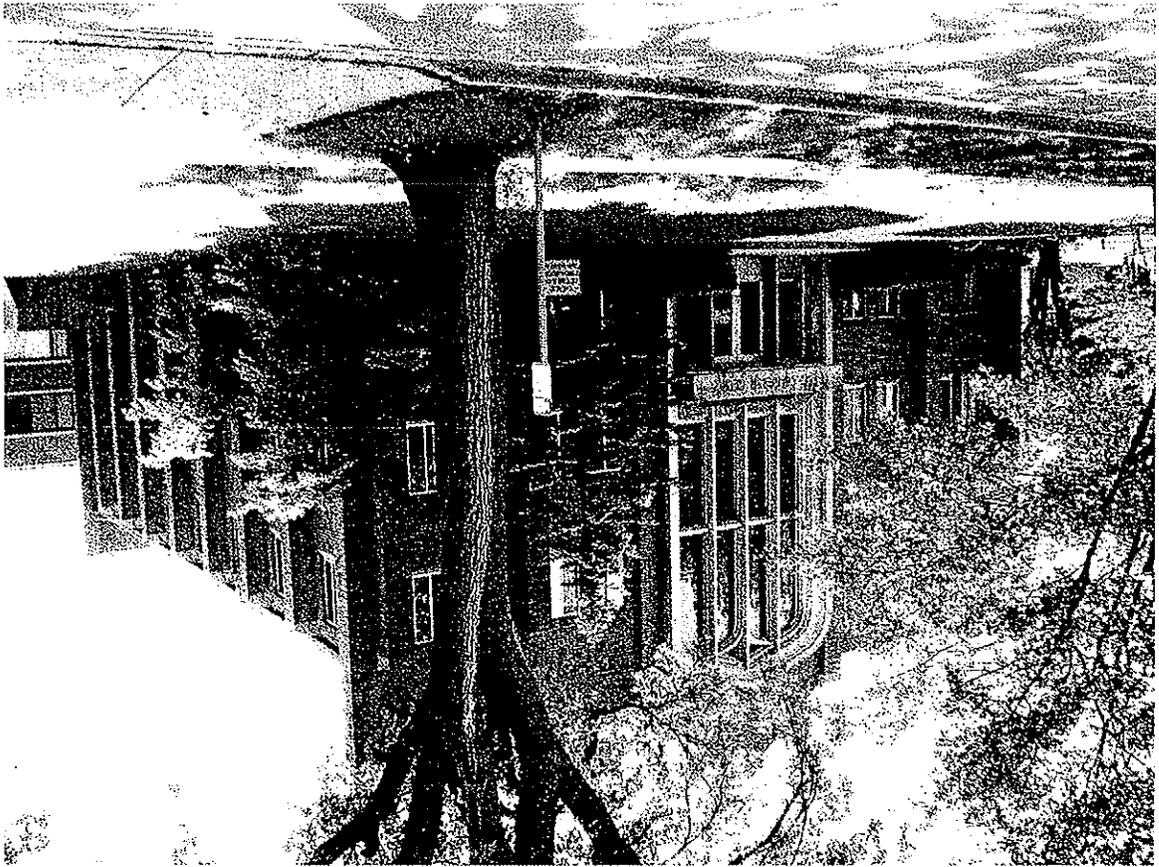
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5-A.33

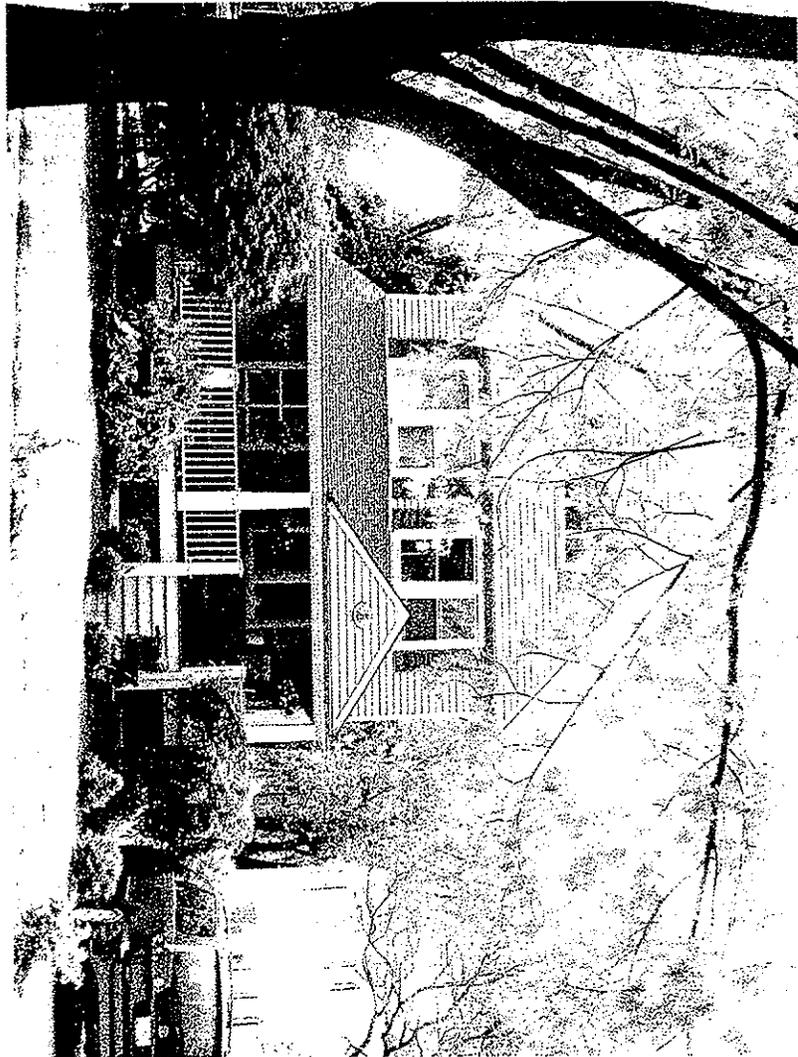
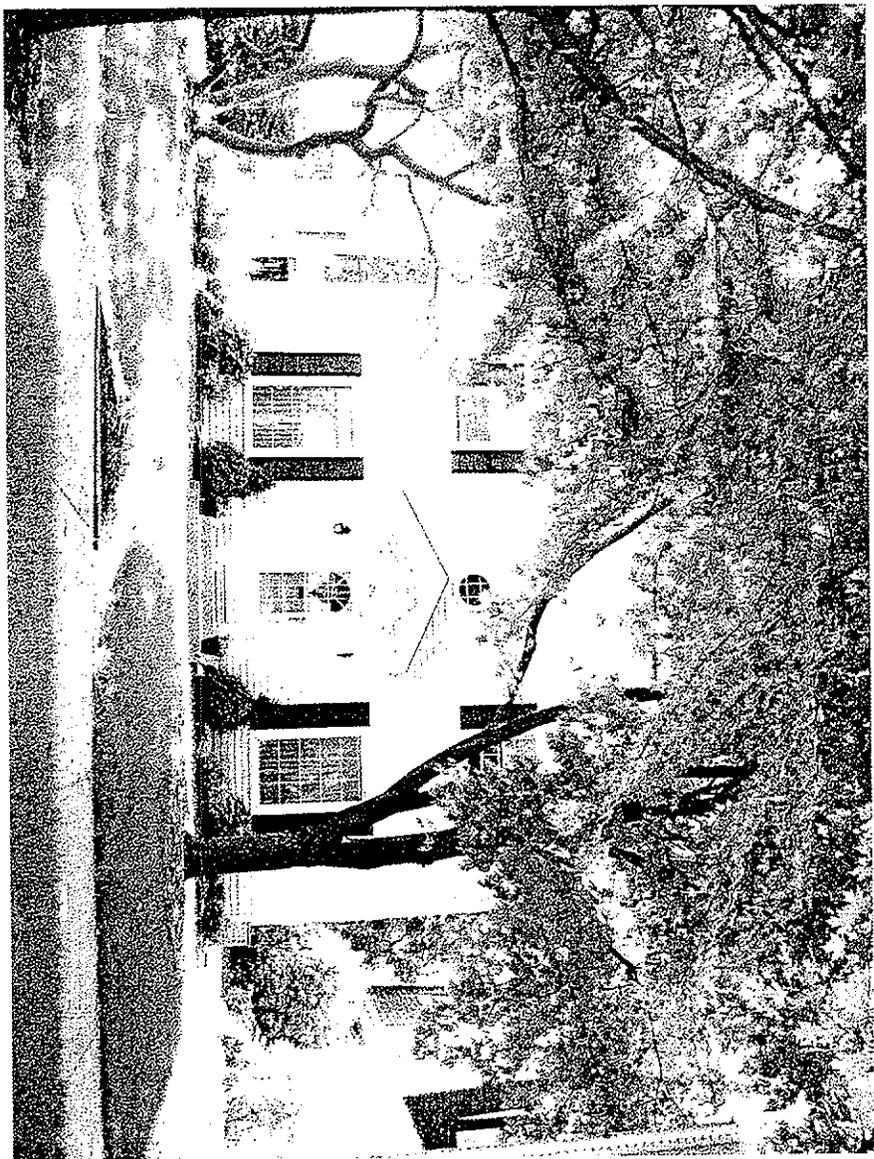
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5-A.36





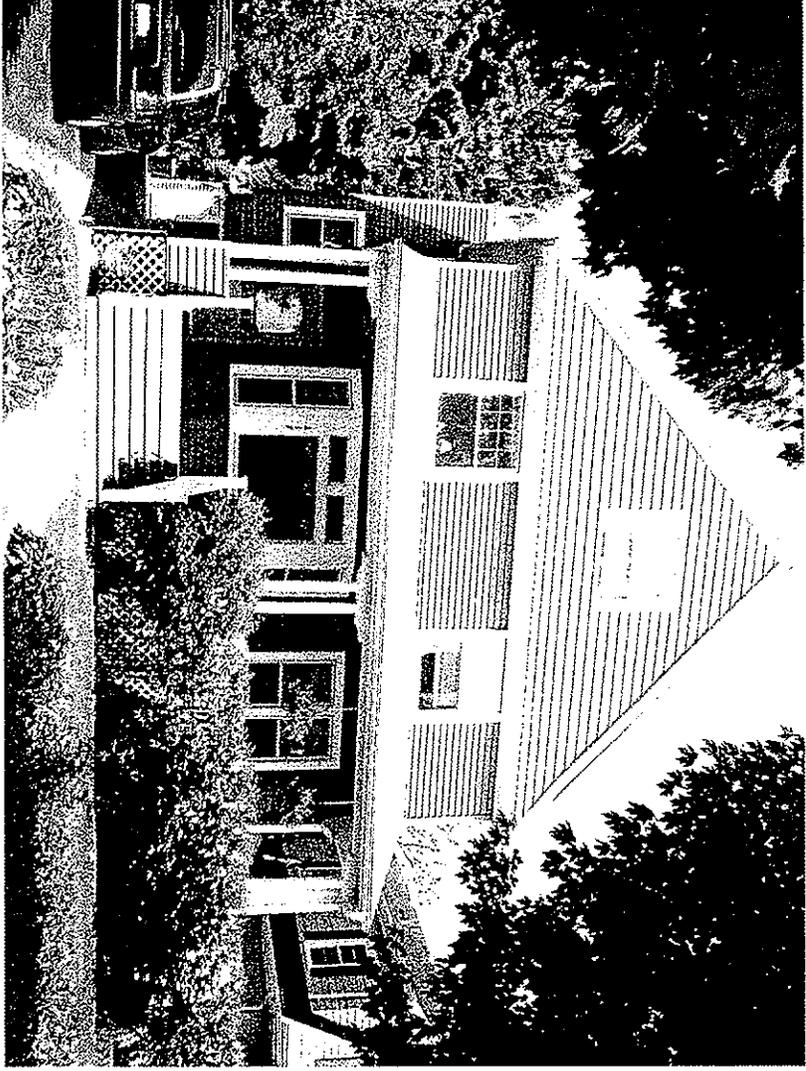
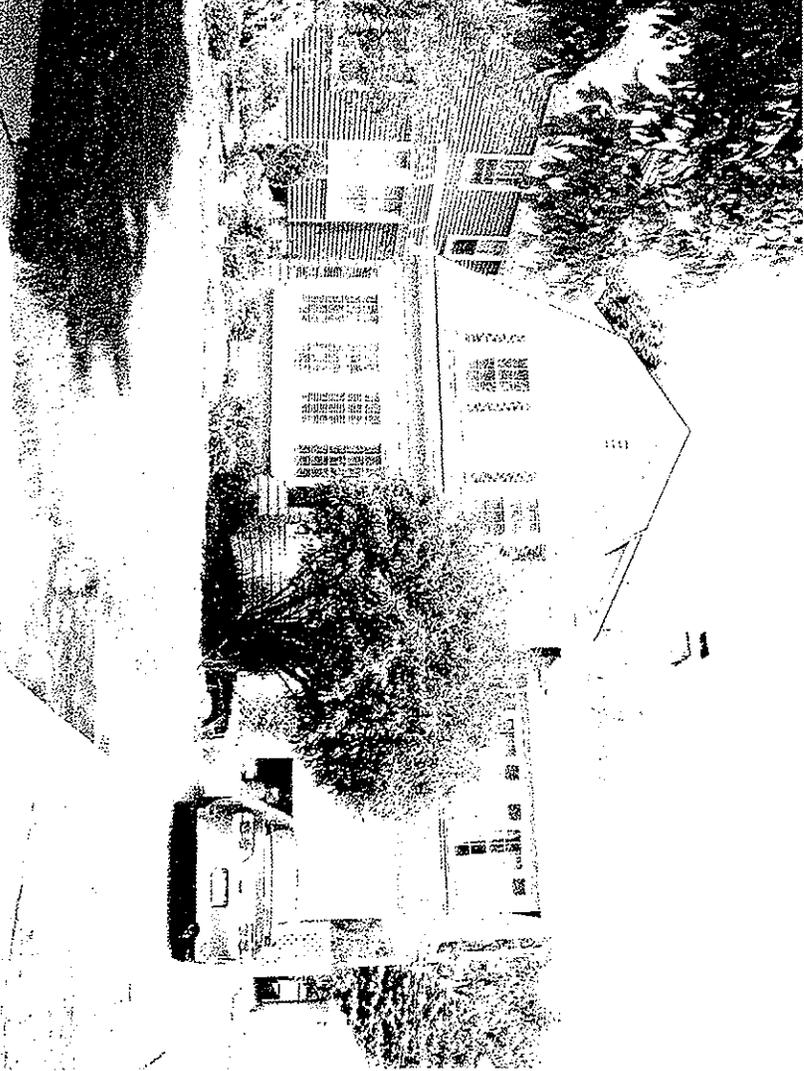
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5-A-38

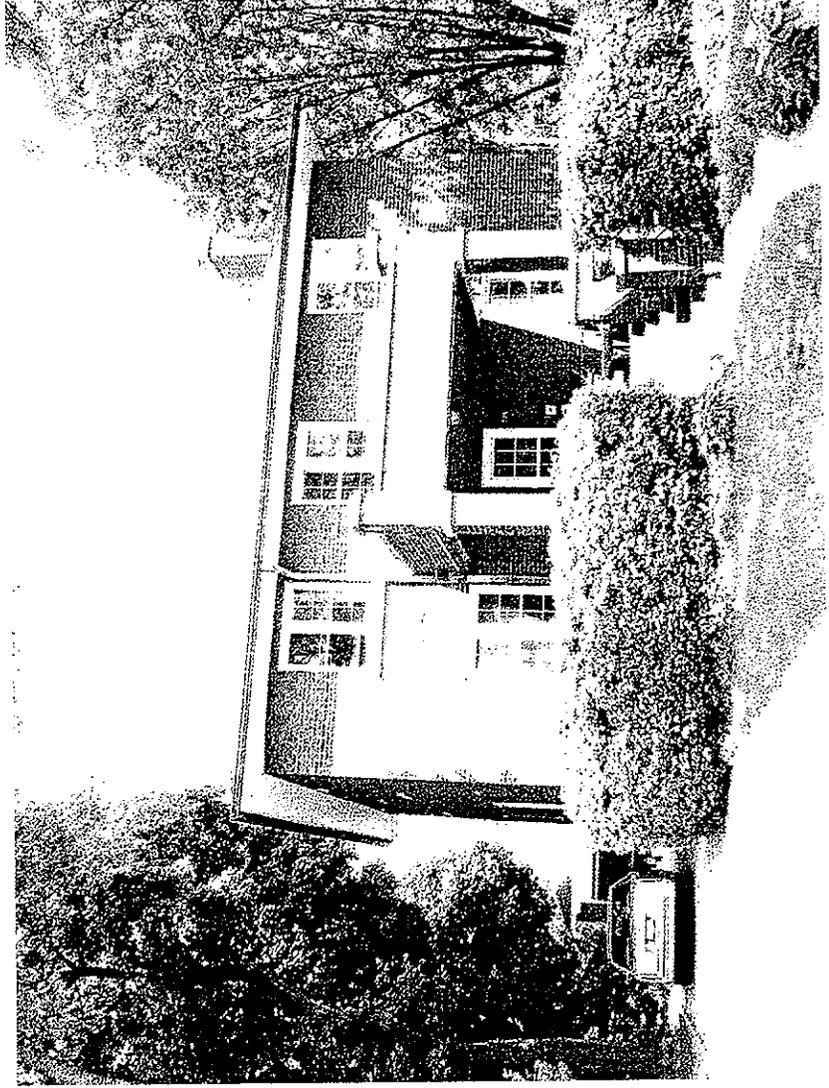
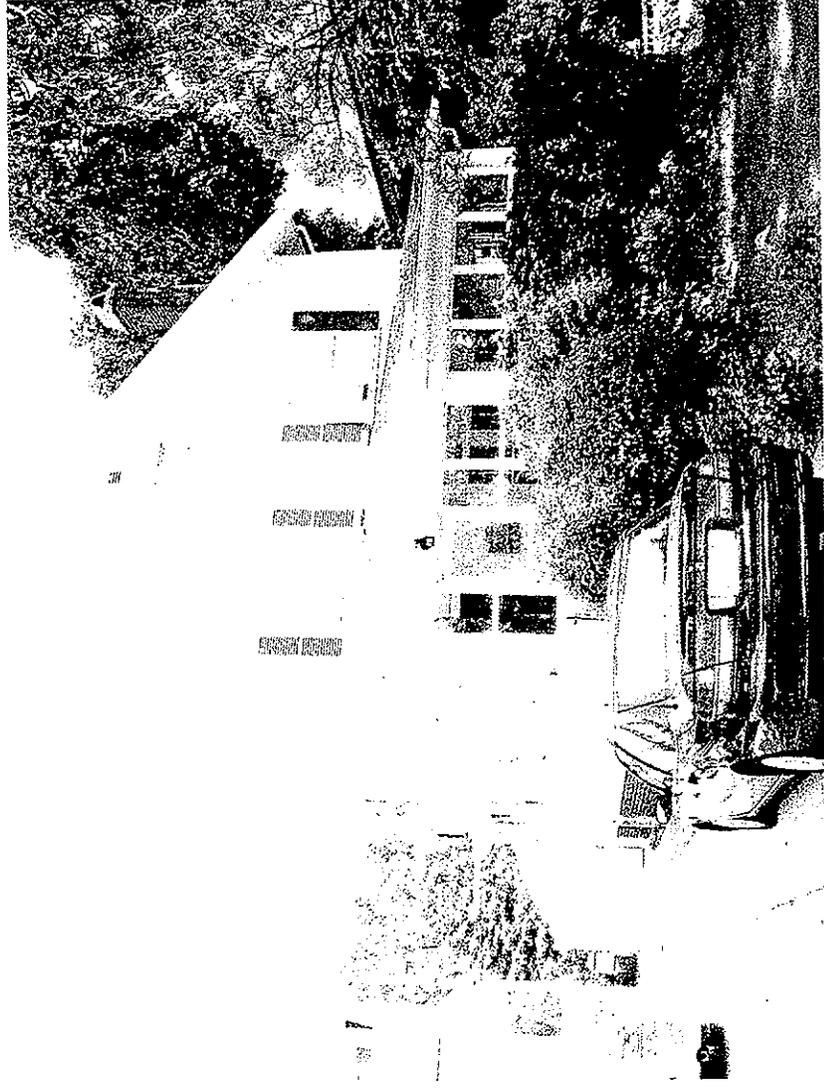


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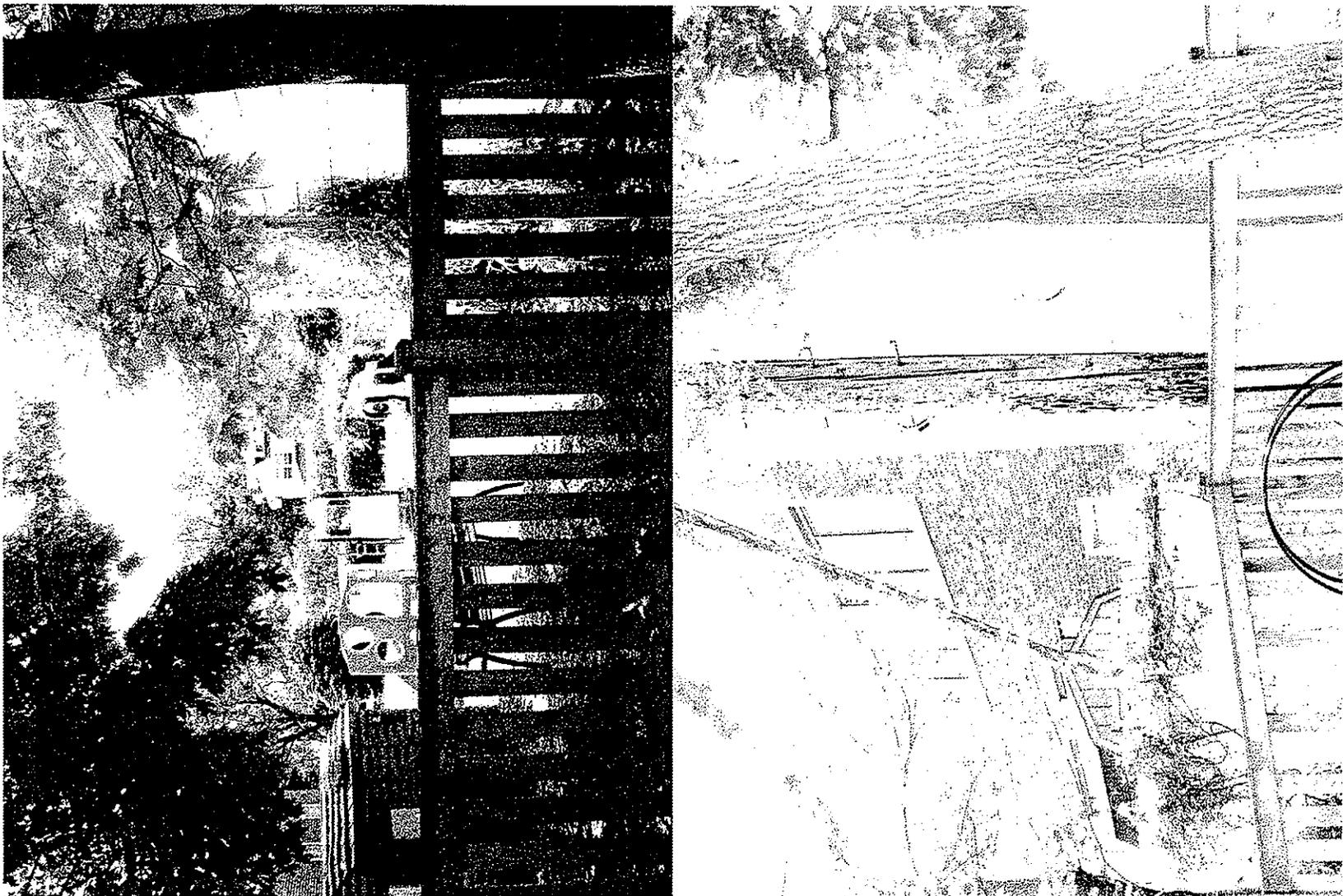


5-A-40

5-A-41



5-14-14



VILLAGE OF LA GRANGE
Community Development Department

BOARD REPORT

TO: Village President, Village Clerk, Board of Trustees,
and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Patrick D. Benjamin, Director of Community Development
Angela M. Mesaros, Assistant Director of Community Development

DATE: August 10, 2009

RE: **ORDINANCE – ZONING CODE AMENDMENTS - R-6 Two Family
Residential District**

The Village's 2005 Comprehensive Plan recommends, among other things, that the Village examine the potential rezoning of the residential neighborhood located east of the Indiana Harbor Belt Railroad from the R-6 two-family district classification to a single-family residential classification.

The existing housing in the area is a mix of single-family houses and two family dwellings. Under the Zoning Code, "two family dwellings" are defined, essentially, as two-flats or duplexes. The current zoning regulations allow for construction of a two family dwelling on any property within the R-6 District. Rezoning a portion of the neighborhood from the R-6 District into a more restrictive single-family residential district would limit the potential overall number of two family dwellings in the neighborhood.

Staff's evaluation included background research and substantial community participation. Working with planning consultant HNTB Corporation, who was the Village's planning consultant for the Comprehensive Plan. Staff hosted two focus group meetings at Village Hall in July 2008. In addition, the Village conducted a community meeting at the Community Center in December 2008, during which Staff presented current zoning data; recent trends in sales, building permits, and code enforcement issues.

Major issues with some recent construction of two-family housing identified by the residents included the perceived loss of a "sense of community," the incompatibility of the designs of many new two family dwellings with existing single-family houses, and the lack of responsible and neighborly property owners (that is, many residences being owned by absentee landlords).

Our research, and the community comments we received, revealed that rezoning a portion of the neighborhood into a single-family zoning district would not directly address the major issues, and many of the residents did not support that option. Instead, the focus turned to implementing some control over the character of newly developed two family dwellings, based on these facts:

5-B

- (a) The neighborhood currently is a fairly well-distributed mix of single-family houses and two family dwellings. The two family dwellings are not concentrated in any one part of the neighborhood (See Figure 2: Existing Land Use, attached).
- (b) Several of the existing two family dwellings are indistinguishable in architectural style from surrounding single-family houses.
- (c) There have been very few conversions of two family dwellings into single-family houses in the recent past (See Figure 6: Recent Building Permit Activity).

At a meeting of community leaders in April 2009, Staff presented its analyses and several options for amending the regulations of the R-6 District. A great majority of the participants agreed that the R-6 District classification should remain in place throughout the neighborhood, because it is still desirable to allow construction of new two family dwellings and conversion of single-family houses into two family dwellings. The participants also agreed that creation of design standards for new and converted two family dwellings would help protect against erosion of the single-family quality of the area.

After that meeting, Staff in counsel with the Village Attorney developed several amendments to the R-6 District that address the appearance of two family dwellings.

The Plan Commission conducted a public hearing on the proposed amendments on June 9, 2009, at the Community Center, 200 Washington. After a thorough discussion at the public hearing and substantial deliberation on the proposed amendments, the Plan Commission unanimously recommended that the Board of Trustees amend the R-6 District regulations related to new construction and conversion of two family dwellings.

In making its recommendation, the Plan Commission found among other things that the changes proposed by Staff, though minor, might have a significant positive impact on the appearance of new two-flats and duplexes, and would result in buildings that are more consistent with the existing single-family houses. Members of the Commission agreed that the community had reached consensus to allow two family dwellings, but to do so under new regulations so that future development of two family dwellings would have less-adverse impact on the community-oriented character of the neighborhood.

The recommended amendments to the R-6 District include:

1. All new construction and conversion of two family dwellings would be required review of new design standards at the Staff level, including:
 - Separate ground floor entrances for each unit;
 - Primary entrances to dwellings oriented toward the front lot line;
 - Vehicular access from the public alley, where possible;

5-13.1

- No driveways permitted through front or side yards if alternative access is available;
- Architectural features common to single-family detached dwellings in La Grange; and
- Required landscaping around foundations facing a street.

Notably, the Zoning Code regulations for single-family houses in the R-6 District would be unaffected by these changes for two family dwellings.

2. Allowances for lot coverage equal to those established recently for the single family districts, to encourage detached garages and front porches.

Staff concurs with the recommendation of the Plan Commission. The Village Attorney has prepared the attached ordinance for consideration by the Village Board. The ordinance provides that the amendments will apply only to new construction and conversion of single-family homes into, two family dwellings throughout the R-6 Two Family Residential District. The regulations, if enacted, would become effective on date determined by the Village Board. Staff recommends that the effective date be 60 days after the ordinance is enacted.

We recommend that the ordinance be approved.

5-B.2

VILLAGE OF LA GRANGE

ORDINANCE NO. _____

AN ORDINANCE AMENDING VARIOUS SECTIONS
OF THE LA GRANGE ZONING CODE
RELATED TO TWO FAMILY DWELLINGS
IN THE R-6 TWO FAMILY RESIDENTIAL DISTRICT

WHEREAS, the R-6 Two Family Residential District of the La Grange Zoning Code allows single family detached dwellings, single family attached dwellings, and two family dwellings as permitted uses; and

WHEREAS, the residential neighborhood generally bounded by Ogden Avenue, East Avenue, Cossitt Avenue, and the Indiana Harbor Belt Railroad in the Village, which is zoned predominately within the R-6 District, (the "*Northeast La Grange Neighborhood*") has for many years been a compatible blend of single family residences and two family residences; and

WHEREAS, in recent years, some dwellings in the Northeast La Grange Neighborhood have been converted from single family to two family, and some dwellings have been converted from two family to single family; and

WHEREAS, residents in the Northeast La Grange Neighborhood have expressed concern that some new construction of two family dwellings, and conversion of dwellings from single family to two family, has resulted in two family dwellings that are not compatible with adjacent dwellings because of architectural and site plan insensitivity to the single-family, neighborly character of the surroundings; and

WHEREAS, residents in the Northeast La Grange Neighborhood thus have requested that the Village enact regulations that would protect the single-family, neighborly character of their neighborhood without unduly affecting the incentives for property owners to invest in the upkeep and vitality of the neighborhood; and

WHEREAS, the Village held a series of meetings with Northeast La Grange Neighborhood residents in a "town hall meeting" style to thoroughly examine all of the circumstances affecting the neighborhood and the residents' goals and desires; and

WHEREAS, the Village researched and drafted amendments to the R-6 District regulations in the Zoning Code for consideration by the residents, which amendments are intended to address concerns about the compatibility of future two family dwellings with the existing Northeast La Grange Neighborhood; and

WHEREAS, after presenting the draft amendments to the residents and revising them in light of residents' comments about them, the draft amendments were presented

5-18-3

at a public hearing conducted by the La Grange Plan Commission on June 9, 2009, in the La Grange Community Center at 200 Washington Street in the heart of the Northeast La Grange Neighborhood; and

WHEREAS, after the conclusion of the public hearing and thorough consideration of all of the facts and circumstances affecting the Northeast La Grange Neighborhood and the draft amendments, the Plan Commission determined that the draft amendments meet the standards stated in the Zoning Code for amendments of general applicability, and the Plan Commission unanimously recommended that the Board of Trustees approve the draft amendments; and

WHEREAS, the President and Board of Trustees of the Village of La Grange have considered the findings and recommendation of the Plan Commission and all of the facts and circumstances affecting the draft amendments, and the President and Board of Trustees have determined that the draft amendments satisfy the standards applicable to them in Section 14-605 of the Zoning Code; and

WHEREAS, the President and Board of Trustees have determined that it is (a) consistent with the intent and purposes of the R-6 District, (b) consistent with the purposes of the Zoning Code as provided in Section 1-102 of the Zoning Code, (c) for the benefit and protection of the public health, safety, and welfare, and (d) appropriate and in the best interests of the Village and its residents to amend the R-6 District regulations as provided in this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as a findings of the President and Board of Trustees.

Section 2. Amendment of Subsection 4-102C. The Board of Trustees, pursuant to the authority granted to it by the laws of the State of Illinois and by Article XIV, Part VI of the Zoning Code, hereby amends Subsection 4-102C, titled "Two Family Dwellings," of the La Grange Zoning Code in its entirety to read as follows:

4-102 PERMITTED USES

* * *

C. Two Family Dwellings. Every building in the R-6 District constructed as a two family dwelling or renovated, converted, reconstructed, or otherwise changed from a single family dwelling into a two family dwelling are subject to the following standards:

1. Primary Access. The primary access to each dwelling unit must be into the front of the building, facing the front lot line directly or at an angle less than 45 degrees.

5-10-4

2. Ground Floor Entrance. The primary access to each dwelling unit must serve only that dwelling unit and must be located on the first story of the building.
3. Vehicular Access. If the zoning lot abuts a public alley, then vehicular access to the zoning lot must be from that public alley. If the zoning lot does not abut a public alley, then the zoning lot may be accessed by a single driveway. No driveway is permitted through any required front or side yard except only if the zoning lot does not abut a public alley and does not have any other reasonable means of vehicular access.
4. Architectural Features. The building must be designed with features common to single family detached dwellings in La Grange, including such things as gabled, hipped, or otherwise-articulated roof lines; articulated front façades; building materials, textures, and colors compatible with surrounding single family buildings; and sizes and scale of windows, doors, porches, balconies, and similar features compatible with surrounding single family buildings. The building may not include design features typically found only on multiple family dwellings.
5. Landscaping. The building lot must be landscaped at least with planting along the foundation on each side facing a public street, in a manner typical of foundation plantings of surrounding single family buildings.
6. Applicability. These provisions regulating two family dwellings in the R-6 District are applicable to every construction of a new two family dwelling, and to every renovation, conversion, reconstruction, or other change from a single family dwelling into a two family dwelling, on and after _____, 20____, except if a properly completed building permit application for such construction, renovation, conversion, reconstruction, or other change has been filed with the Village.

Section 4. Amendment of Zoning Code Section 16-102 Regarding Definition of Lot Coverage. The Board of Trustees, pursuant to the authority granted to it by the laws of the State of Illinois and by Article XIV, Part VI of the Zoning Code, hereby amends the definition of "Lot Coverage" in Subsection L of Section 16-102, titled "Definitions," of the Zoning Code so that said definition of "Lot Coverage" will hereafter be and read as follows:

5-B.5

16-102 DEFINITIONS

* * *

LOT COVERAGE. The percentage of a lot's area that is covered by any building, structure, or impervious surface, other than public sidewalks. The calculation of lot coverage shall not include (a) 50 percent of the square footage of a detached garage located entirely within the rear 50 percent of a zoning lot in the R-3 District, R-4 District, R-5 District, or R-6 District up to a maximum exclusion of 330 square feet, or (b) 450 square feet of a driveway from the front lot line to a detached garage that is located entirely within the rear 50 percent of a zoning lot in the R-3 District, R-4 District, R-5 District, or R-6 District, or (c) the first 160 square feet of a one-story open front porch in the R-3 District, R-4 District, R-5 District, or R-6 District on the condition that a permanent binding declaration of restriction is recorded against the subject property providing that the open front porch shall never be enclosed with screens, walls, or any other form of partition. See Subsection 16-102I of this Section for the definition of "Impervious Surface." See also Subsection 16-102B of this Section for the definition of "Building Coverage."

Section 5. Effective Date. This Ordinance will be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this _____ day of _____ 2009.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____ 2009.

Elizabeth Asperger, Village President

ATTEST:

Robert Milne, Village Clerk

5-B.6

FINDINGS OF FACT

PLAN COMMISSION OF THE VILLAGE OF LA GRANGE

President Asperger and
Board of Trustees

June 9, 2009

RE: PLAN COMMISSION CASE #191 - AMENDMENTS TO THE R-6 TWO FAMILY RESIDENTIAL DISTRICT, Village of La Grange.

We transmit for your consideration the recommendations adopted by the Plan Commission of the Village of La Grange on the proposed amendments to the R-6 Two Family Residential district.

I. THE APPLICATION:

The Village Staff, with input from community members at several meetings, has reviewed the R-6 Two-Family Residential district and recommends amendments to Section 4-101, Multiple Family Residential Districts, of the Zoning Code.

II. THE PUBLIC HEARING:

After due notice, in accordance with law, the Plan Commission held a public hearing on June 9, 2009, at the Community Center, 200 Washington. Present were Commissioners Nowak, Kardatzke, Paice, Reich, Williams with Chairman Randolph presiding. Also present were Community Development Director Patrick D. Benjamin, and Assistant Community Development Director Angela M. Mesaros, Village Attorney Mark Burkland and Village Trustee Liaison Mark Langan.

Chairman Randolph introduced the public hearing process and administered an oath to all persons in attendance who desired to give testimony during the hearing.

- On behalf of the Village, Assistant Community Development Director Angela Mesaros presented existing zoning regulations, current conditions in the neighborhood, zoning amendment process, comprehensive plan recommendations, neighborhood trends, including mix of uses, recent building permits and construction conversion activity, comments from previous community meetings on architectural features of existing two family housing.
- Staff's specific recommendations were based on community input at two focus group meetings (July 2008), a community meeting (December 2008) and a community stakeholders meeting (February 2009).

5-B.7

Chairman Randolph then offered the Commissioners the opportunity to ask questions of the Village representatives:

- Commissioner Paice asked if the public alley access to garages would be regulated through incentives or requirements. Answer: Requirements.
- Commissioner Williams asked if two separate entrances are to be required in the exterior. Village Attorney Burkland clarified that the design features are limited in nature and that each unit would have an exterior entrance so that it would not look like a box.
- Commissioner Kardatzke asked if the requirements would apply only to new construction or also conversions. Answer: Proposed regulations would apply to both new construction and conversions from single family to two-unit housing.

Chairman Randolph then opened the public hearing for testimony and questions from all interested members of the audience. During public testimony, residents testified on the following items:

- Participants from previous focus groups and community meetings explained that they felt that the proposed design guidelines would help to maintain consistency and uniformity in the neighborhood that would benefit the entire community. They agreed that a cross section of the community (represented at our stakeholder meeting in April 2009) had come to consensus that the zoning designation remain as it is to allow construction and conversions of two-unit buildings, but that we add new standards that would make any new two-flats more positive for the neighborhood.
- Dorothy McKinnon of 31 Bluff stated that she does not want to see two flats in the neighborhood and that the neighborhood is losing continuity.
- Connie Hart, 116 Washington, stated that she owns a duplex second apartment and asked if three family buildings would be allowed. Answer: No, they are not currently allowed and Staff is not recommending a change in the number of units permitted.
- Israel Gonzalez, 138 Washington, asked if the regulation for two separate entrances would apply to existing buildings. Answer: No.

After all interested persons testified and there were no further questions or comments from the audience, Chairman Randolph closed the public hearing and deliberations of the Commissioners ensued.

5-B.8

- Commissioners discussed the fact that the changes, though minor, might have a greater impact on the appearance of new two-flats and duplexes, which would be consistent with the existing single family homes.
- Members of the Commission agreed that the community had reached consensus to allow two-flats but to do so in a way that has less impact on the sense of community.

A motion was made by Commissioner Nowak and seconded by Commissioner Kardatzke that the Plan Commission recommend to the Board of Trustees approval of the text amendments to the R-6 Two-Family Residential District, Section 4-101 of the Zoning Code, Multiple Family Residential Districts, as presented by Staff.

Motion Carried by a roll call vote:

AYE:	Kardatzke, Paice, Reich, Williams, Nowak and Chairman Randolph.
NAY:	None.
ABSENT	Weyrauch.

BE IT THEREFORE RESOLVED that the Plan Commission recommends to the Board of Trustees approval of text amendments to Zoning Code Section 4-101, Multiple Family Residential Districts as described in Plan Commission Case #191.

Respectfully Submitted

PLAN COMMISSION OF THE
VILLAGE OF LA GRANGE



Stephen Randolph, Chairman

5-B.9

PC Case #191

TO: Plan Commission

FROM: Patrick D. Benjamin, Community Development Director
Angela Mesaros, AICP, Assistant Community Development Director

DATE: June 22, 2009

RE: ZONING CODE AMENDMENTS - R-6 Two Family Residential District, Village of La Grange.

I. BACKGROUND:

As you may recall, the Village recently adopted amendments to the bulk, yard and space regulations in the single family residential districts. This was the first phase of a comprehensive review of the Village's Zoning Code. At a strategic planning session last year, the Village Board asked staff to examine several topics within the residential districts as the second phase in our amendments process. Among these items were the potential reclassification and/or amendment to the R-6 Two-Family Residential District (specifically examination of the neighborhood located east of the Indiana Harbor Belt Railroad, west of East Avenue, south of Ogden & north of Cossitt).

Staff, with the assistance of Village Attorney Mark Burkland, and planning consultant Diane Gormely-Barnes of HNTB, has reviewed the R-6 zoning district with the following recommendations.

II. PROPOSED AMENDMENTS:

Two-Family Residential District Assessment

As recommended in the *Comprehensive Plan*, staff has reviewed the potential reclassification of a portion of the neighborhood to single-family residential. This neighborhood is currently zoned R-6 Two-Family Residential. The existing housing is a mix of single-family and two-family residences. At present zoning regulations allow for development of any property within this district as a two dwelling (two flats or duplexes).

Comprehensive Plan

In reference to the two-family residential neighborhood in east La Grange, The *Land Use Plan* indicates that, "while two-family residential is an appropriate use type in the western portion of the area (along Hayes Avenue) to serve as a buffer against the IHB Railroad, the remainder of the neighborhood should remain as a predominantly single-family residential neighborhood." (May 2005).

5-B.10

In addition, the Plan recommends, *“Maintaining the single-family residential character of properties in this neighborhood is important. The Village should seek neighborhood input and further study rezoning some of the area to a single-family residential zoning classification.”*

Community Input

Staff and planning consultant, Diane Gormely-Barnes of HNTB Corporation hosted two focus group meetings at the Village Hall. We then held a community meeting at the Community Center in December 2008, during which we presented current zoning; recent trends in sales, building permits and code enforcement issues; and options for future development/redevelopment. We asked participants at the meetings to identify their concerns about new construction and existing housing in the neighborhood.

The following were the major issues identified at the meetings:

- “Sense of community.” Participants were concerned that renters may potentially be “transient” and affect the cohesiveness of the community. Based on further comments this issue does not appear to be connected to the number of dwelling units per lot. Property owners rent out both single family homes and two-family dwellings.
- Design and visual consistency of the new housing. Several residents stated that the height and bulk of recently built two-family housing has not been consistent with the character of existing single family homes in the neighborhood. The bulk, yard and space requirements in the R-6 district are the same for single family and two-family housing, therefore, down zoning the neighborhood to single family would not necessarily address this issue.

Based on background research and input from the community, we have not documented a negative pattern that could be addressed through down zoning the neighborhood or a portion thereof to a single family residential district, given the following facts:

- The neighborhood is currently a fairly equally distributed mix of single family homes and two family dwellings (two family dwellings are not concentrated in any one part of the neighborhood),
- Many of the two unit structures are indistinguishable from single family homes, and
- There has been little conversion activity from two-family to single family housing in the recent past.

5-B.11

After further consultation with community leaders at a meeting in February 2009, staff believes that it would be very difficult to justify down zoning any portion of this neighborhood.

III. RECOMMENDATION:

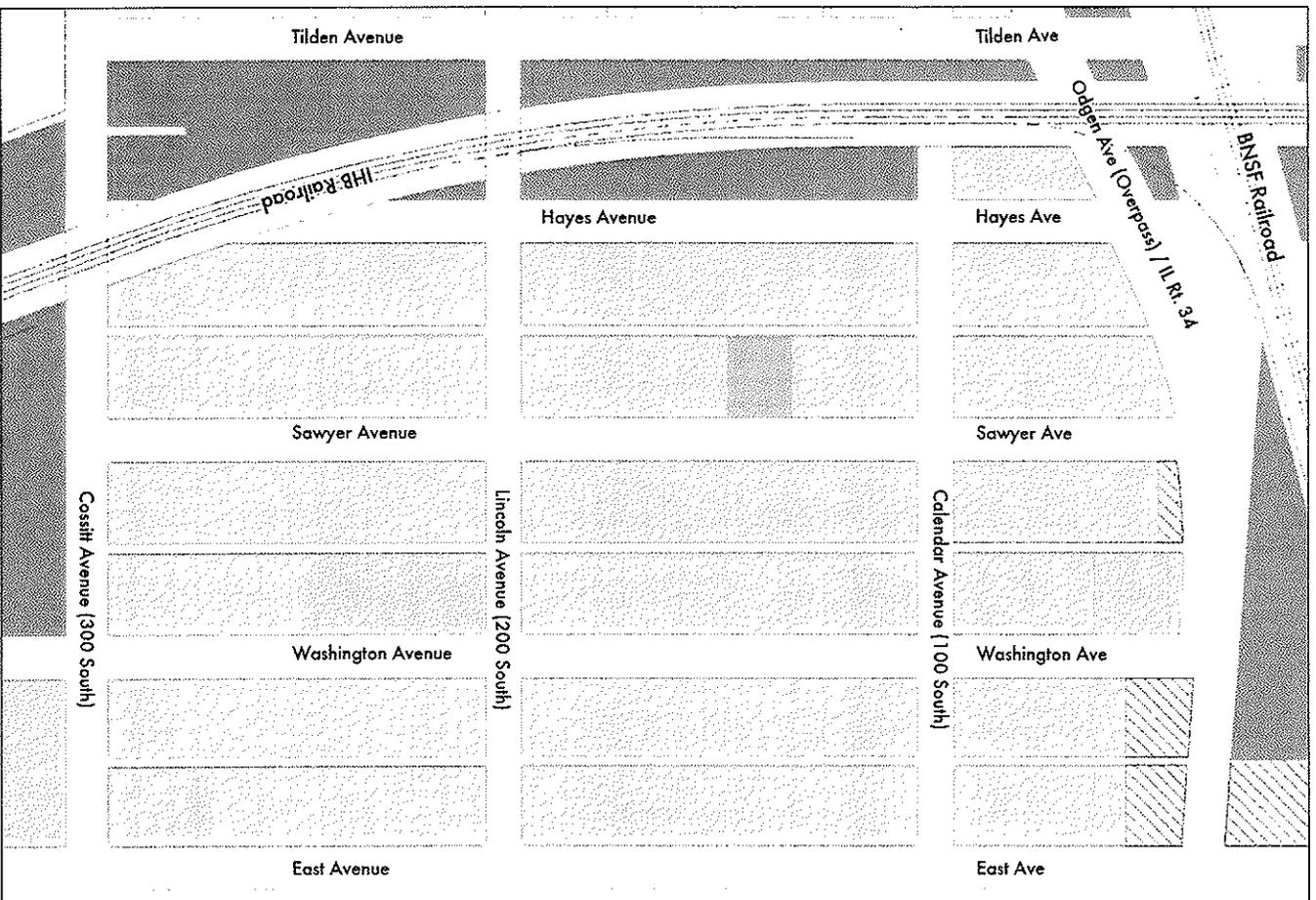
Therefore, staff recommends that the neighborhood remain zoned as R-6 Two-Family Residential. We further recommend amendments to the R-6 district throughout the Village that address the appearance of new duplexes and two flats in order to maintain single family residential scale and design. All conversions and new construction of two family dwellings would require site plan approval at the staff level with the following standards:

- Primary access to the dwelling units must be into the front of the building, oriented toward the front lot line.
- Each dwelling unit must have a separate ground floor entrance.
- Vehicular access must be from a public alley.
- No driveway may be permitted through a front or side yard.
- Architectural features, including human scale through roof line delineation, architectural relief on street face (not a box), and structural composition of door overhang match roof (not flat or manufactured awning).
- Bonuses for lot coverage to encourage detached garages and front porches similar to those established in the single family districts.
- Landscaping is required around foundation of building.

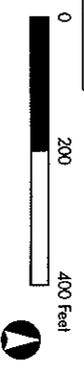
If the Plan Commission agrees, the Village Attorney and staff will draft ordinance language for revisions to Article IV, *Multiple Family Districts*.

5-B.12

FIGURE 1: EXISTING ZONING



- LEGEND**
- Railroad
 - Study Area
 - R5 - Single Family Residential
 - R6 - Two Family Residential
 - C4 - Convenience Commercial
 - I1 - Light Industrial
 - I8 - Institutional Buildings
 - OS - Open Space

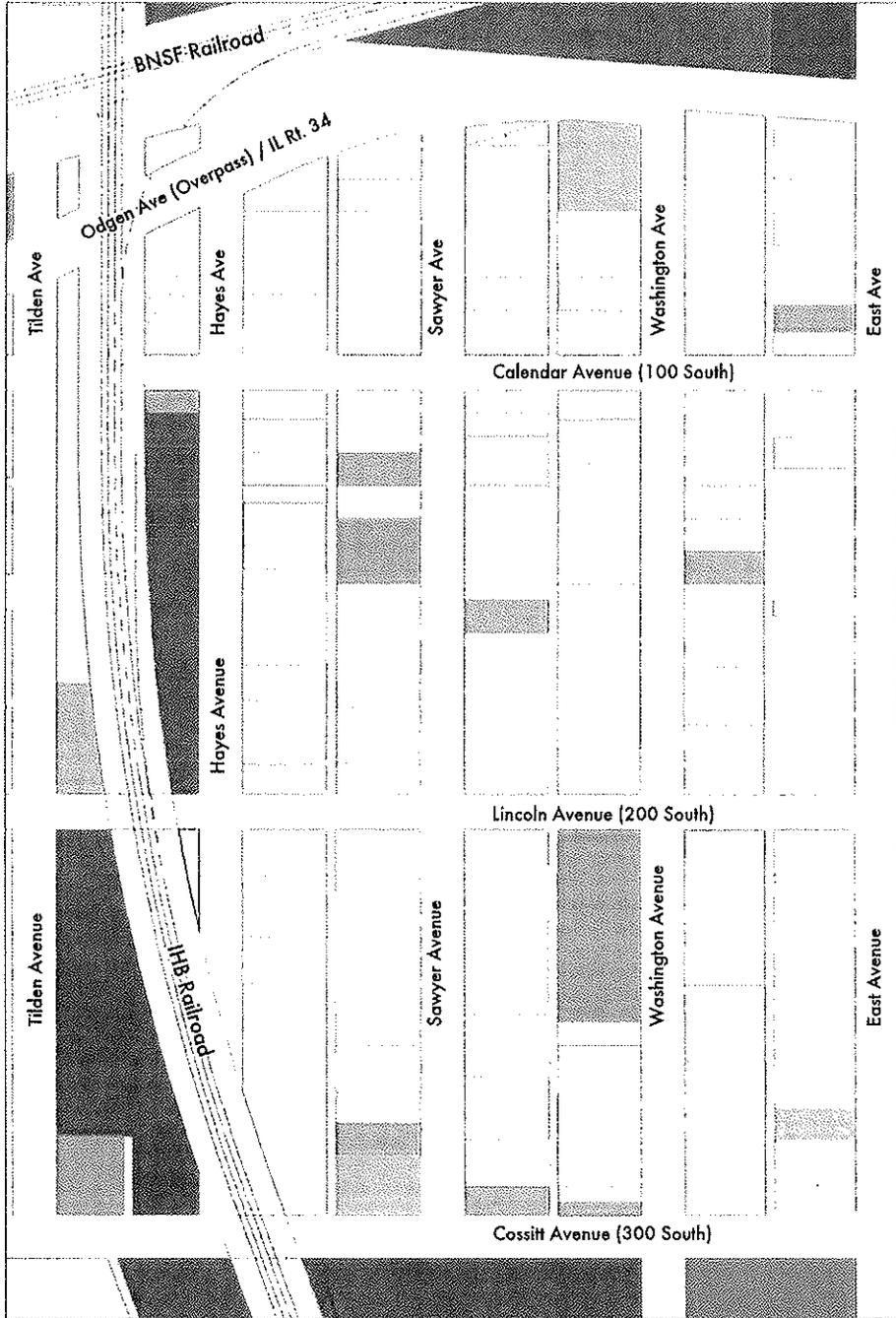


EAST SIDE RESIDENTIAL DISTRICT RECLASSIFICATION
VILLAGE OF LA GRANGE, IL

DRAFT
JULY 2008
HNTB

5-13.13

FIGURE 2: EXISTING LAND USE



LEGEND

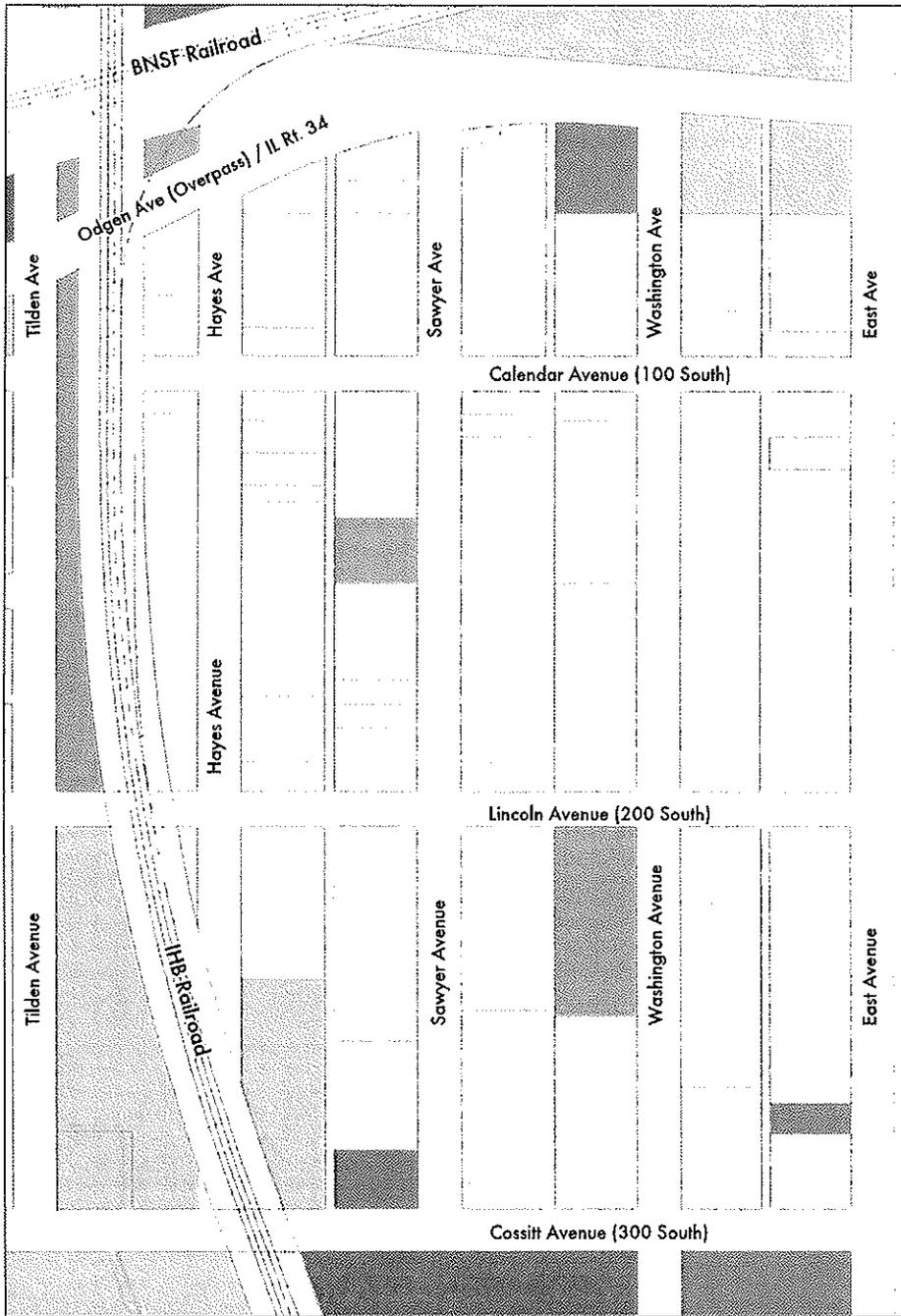
- Study Area
- Existing Land Use
- Single Family Residential
 - Multi-Family Duplex
 - Three or More Units
 - Public
 - Quasi - Public
 - Commercial - Retail
 - Commercial - Service
 - Industrial
 - Utilities
 - Off-Street Parking
 - Park / Open Space
 - Vacant Land
 - Vacant Building
 - Railroad

0 200 400 Feet



5-B.14

FIGURE 3: FUTURE LAND USE FRAMEWORK (2005)



LEGEND

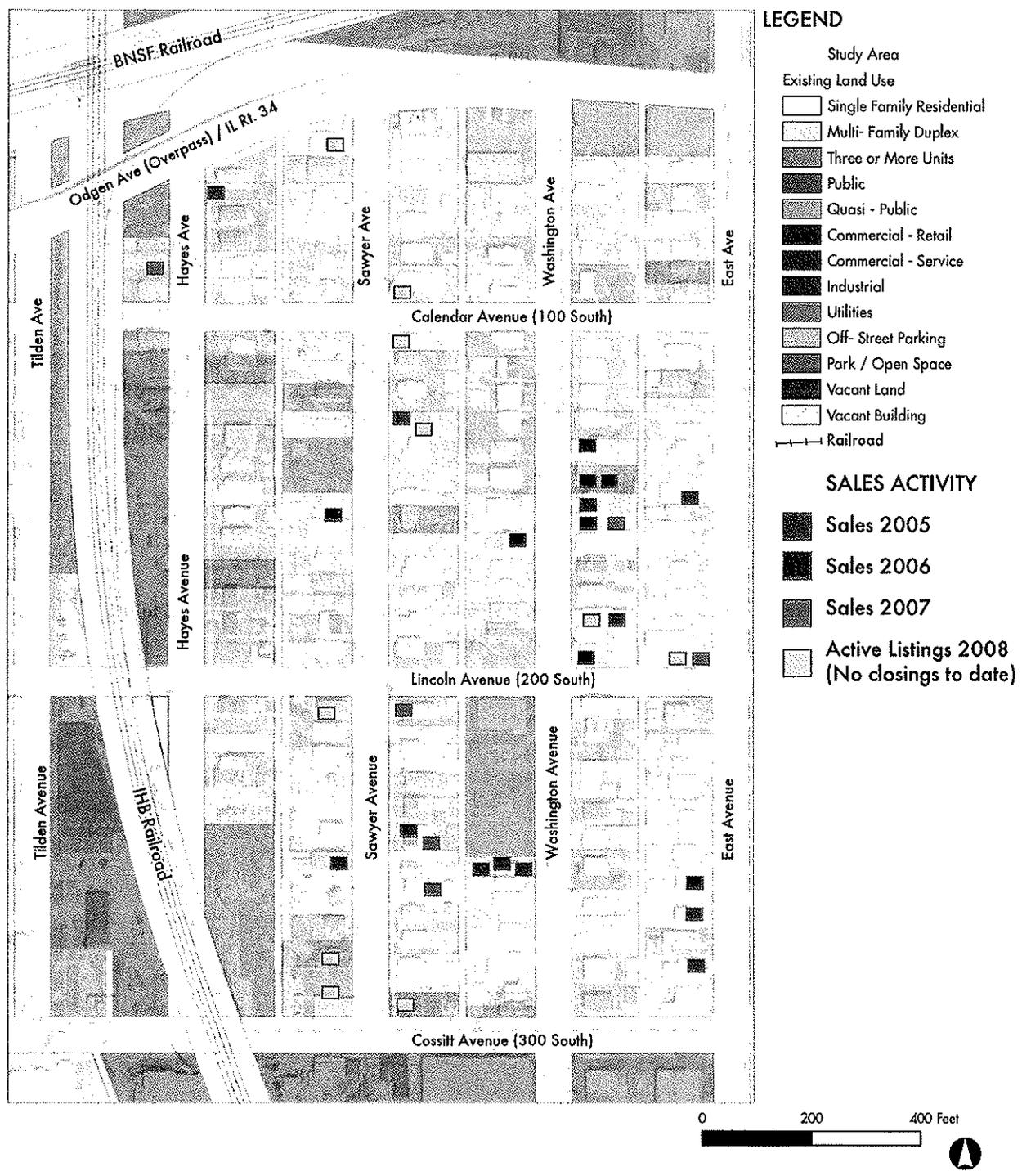
- Study Area
- Future Land Use Framework
 - Single Family Residential
 - Two-Family Residential
 - Medium Density Residential
 - Neighborhood Commercial
 - CBD Perimeter Commercial
 - Light Industrial
 - Public and Institutional
 - Open Space and Recreation
- Railroad

0 200 400 Feet



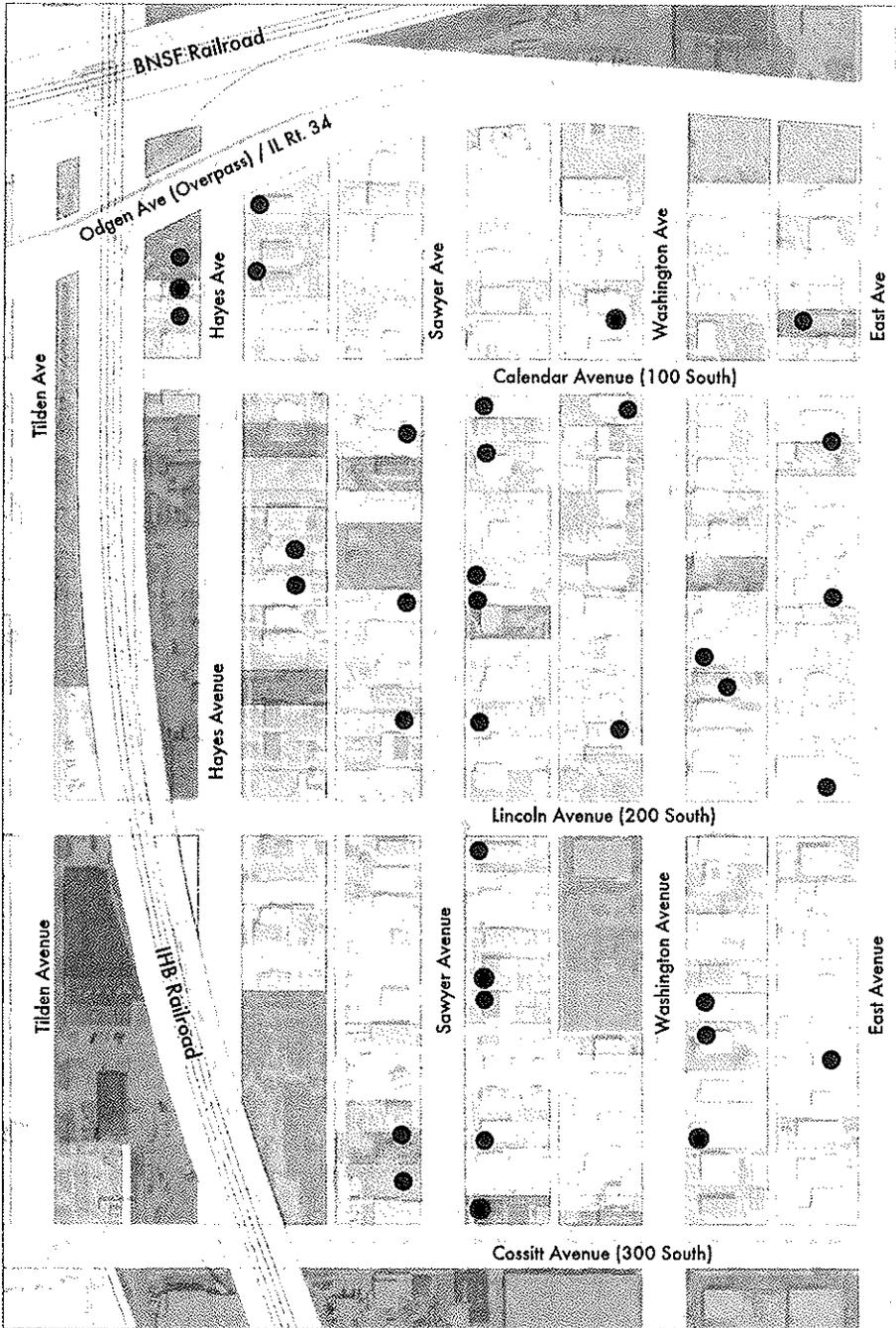
5-13-15

FIGURE 4. RECENT SALES ACTIVITY



5-B.16

FIGURE 5: CODE ENFORCEMENT ACTIVITY (SINCE 2000)



LEGEND

- Study Area
- Existing Land Use
- Single Family Residential
 - Multi-Family Duplex
 - Three or More Units
 - Public
 - Quasi - Public
 - Commercial - Retail
 - Commercial - Service
 - Industrial
 - Utilities
 - Off- Street Parking
 - Park / Open Space
 - Vacant Land
 - Vacant Building
 - Railroad

CODE ENFORCEMENT

- Significant Issues
- Other Complaints

0 200 400 Feet



EAST SIDE RESIDENTIAL DISTRICT RECLASSIFICATION

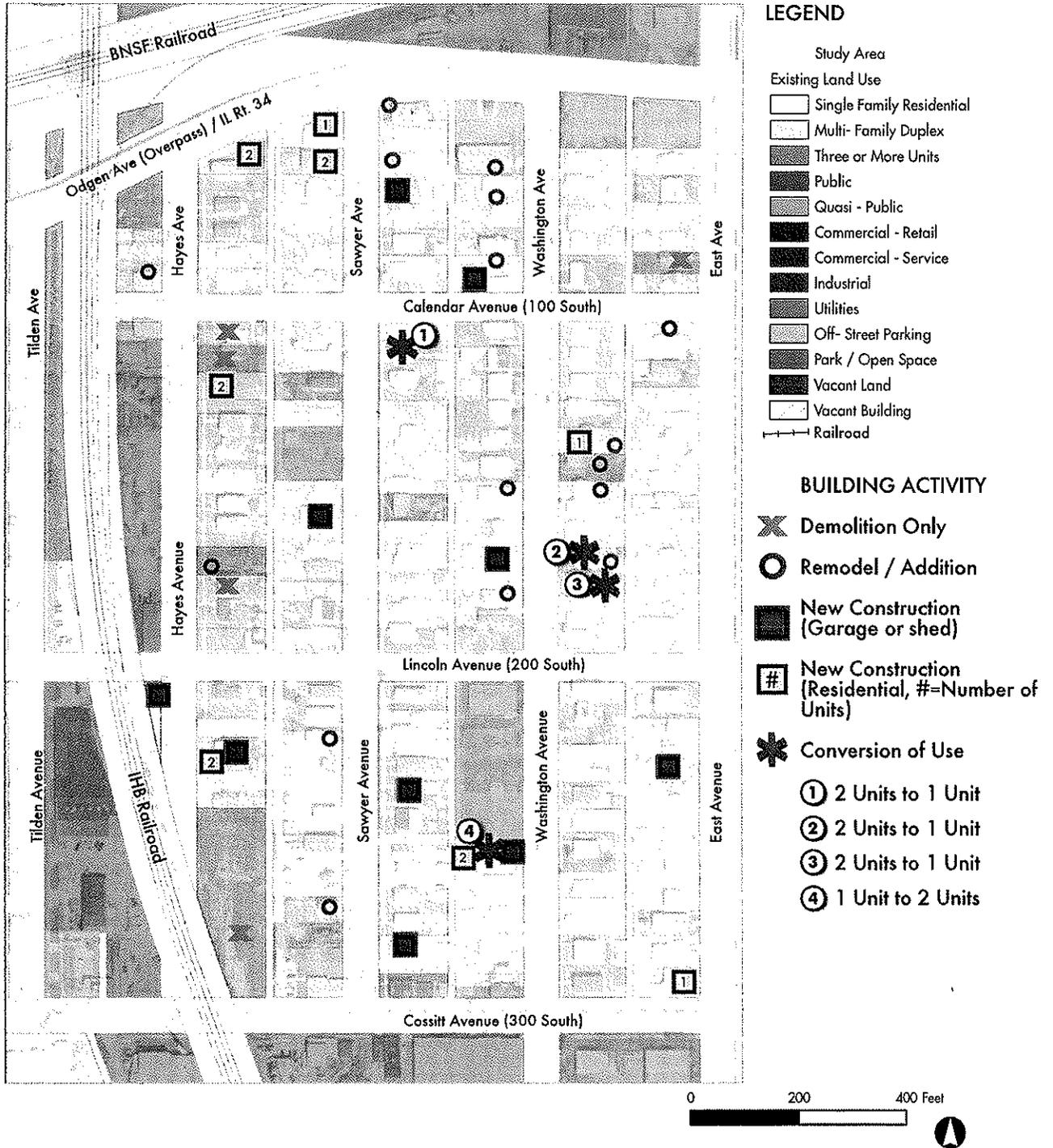
VILLAGE OF LA GRANGE, IL

DRAFT
JULY 2008

HNTB

5-18-17

FIGURE 6. RECENT BUILDING PERMIT ACTIVITY (1992 - PRESENT)



5-18.18

VILLAGE OF LA GRANGE
Administrative Offices

BOARD REPORT

TO: Village President, Village Clerk, and Board of Trustees

FROM: Robert J. Pilipiszyn, Village Manager
Andrianna Peterson, Assistant Village Manager
Mark Burkland, Village Attorney

DATE: August 10, 2009

RE: **ORDINANCE – COMPREHENSIVE UPDATE TO THE
VILLAGE’S LIQUOR CODE**

BACKGROUND

Since 2007, the Village has been working on developing a comprehensive set of amendments to its liquor code. A need to review our existing liquor code provisions and develop a set of proposed amendments was identified in order to better reflect the changing needs of our businesses, the growing popularity of our downtown, and marketplace changes related to the sale and service of alcoholic liquor.

The comprehensive update attempts to satisfy three primary objectives. First, to provide new license classes for businesses that sell or serve alcoholic beverages in new ways. Second, to provide updated and clarified standards for issuing new and existing licenses. Lastly, to update and modernize certain other regulations so that they reflect the best practices for regulating liquor in the Village.

In January, 2008, an initial draft ordinance was presented to the Village Board for its consideration. At the conclusion of the discussion, the matter was tabled and the Village Board directed staff to more fully study the availability of Bring-Your-Own (BYO), including input from the business community.

Meetings with business owners were conducted between February and March, 2008. Based on that input, further changes to the draft ordinance were made and proposed including provisions for BYO. The Liquor Commission subsequently considered these proposed revisions over a series of meetings through 2008. Much of the Commission’s discussion required further legal review and input.

In March 2009, the Commission reached consensus on a proposed ordinance. That final draft was circulated back to the business community for final input.

While some strong differences of opinion still remain within the business community on the specific subject of BYO, we believe that the proposed ordinance attached for your consideration has been thoroughly vetted and represents a compromise consensus related to the definition, regulation, operation and enforcement of BYO.

PROPOSED AMENDMENTS

The proposed amendments to the existing Liquor Code are as follows:

1. License Classifications (Section 111.15)

The existing license classes that apply to packaged liquor sales, restaurants, and caterers have been re-written as outlined below.

Class A-1, A-2, and A-3 Restaurant Licenses:

Three new Class A license classifications replace the existing three restaurant classifications, including the existing Class B, and Classes C, C-1, and C-2, which are being eliminated.

A. The Class A-1 license is for restaurants serving beer and wine only, rather than a full-line of alcoholic beverages.

B. The Class A-2 license is for restaurants selling a full-line of alcoholic beverages and includes a lounge or bar area.

C. The Class A-3 license is for restaurants selling a full-line of alcoholic beverages but includes only a service bar rather than a bar or lounge area at which customers can sit and buy beverages directly.

All three restaurant licenses allow Bring-Your-Own beer and wine to be consumed in conjunction with a meal (see the Class H License paragraphs below for further information about Bring-Your-Own). Also, all licensed restaurants now may sell wine by the bottle from their regular stock to patrons who have just finished a meal. (This is intended to allow customers to buy and take home a bottle of the wine they enjoyed during their meal.)

Class B General Retail Sales License:

This classification replaces the existing “retail dealer” license Class A. It applies to specific types of retail stores, including grocery stores, gourmet food and wine stores, and convenience marts, allowing them to sell beer and wine in its original packaging. The sales must be merely incidental to the other sales conducted within the business. Note that the Village does not allow “liquor stores.” (The existing Class D License—which governed sale of packaged liquors—is being eliminated. There are no existing Class D Licenses issued.)

S-C.1

Class C-1, C-2, C-3, and C-4 Specialty Retail Licenses:

These new license classifications include:

A. Class C-1 Food Boutique License for a small food boutique (not full-sized grocery stores). This license allows sales of wine in its original packaging and sales of wine by the glass limited to two glasses to a customer in any one day. Sales of wine by the glass is limited to a maximum of 49 percent of a store's gross annual revenue (fifty percent or more of the gross annual revenue must come from the sale of goods other than alcoholic liquor).

B. Class C-2 Wine boutiques License for small wine specialty stores. This license allows sales of wine and beer in their original packaging, sales of wine by the glass limited to two glasses to a customer in any one day, and limited tasting. Sales of wine by the glass is limited to a maximum of 49 percent of a store's gross annual revenue (fifty percent or more of the gross annual revenue must come from the sale of goods other than alcoholic liquor).

C. Class C-3 Retail Cabaret License for a retail store that also has a cabaret. This license is limited to four events in any 30-day period.

D. Class C-4 Movie Theater Licensee for sales and service of alcoholic beverages at public or private parties or at a private showing of a movie or a stage event or other live performance. This license does not allow sale of alcoholic beverages by the theater, but rather by a licensed caterer.

Class D Tasting License:

This new license classification allows grocery stores and retail stores holding a Class B or C license to offer tastings of bottled wines and beers under tightly controlled circumstances.

Class E Business Single Event License:

This new license classification authorizes service (not sale) of alcoholic beverages by a retail, service, or other business establishment (that does not regularly sell alcoholic beverages) at a single special event such as a grand opening, a special promotion, or similar events. There is a limit of four of these licenses to a business in any 12-month period. The availability of alcoholic beverages at such an event may not be advertised. There is no fee for this license.

Class F-1 Fraternal Club and F-2 Private Membership Organization Licenses:

These license classifications are similar to the existing Club license:

5-612

A. The Class F-1 Fraternal Club License is an annual license for Fraternal Clubs. It allows sales and service of alcoholic beverages and Bring-Your-Own beer and wine.

B. The Class F-2 Private Membership Organization License authorizes only service of alcoholic beverages and Bring-Your-Own beer and wine at private events. The Class F-2 License is limited to four private events in a calendar year, excluding BYO events.

Class G-1 and G-2 Caterer Licenses:

These caterer licenses (G-1 annual, G-2 temporary) are updated from, and basically the same as, the existing caterer licenses:

A. The Class G-1 General Caterer License authorizes the service of alcohol as a part of a catering business that maintains a business facility within the Village.

B. The Class G-2 Temporary Caterer License applies to restaurants and stores that maintain their principal business facility in the Village. No more than one G-2 Temporary Caterer License may be issued to a business in any 12-month period. There is no fee for the temporary license.

Class H Bring-Your-Own License:

This new license classification authorizes Bring-Your-Own beer and wine (A) in meal preparation services stores, (B) in crafts-making stores, (C) in retail stores having a private event or a structured instructional class such as a cooking class, crafts, class, or similar class under controlled circumstances and (D) restaurants.

A. For meal preparation services stores, Bring-Your-Own is allowed only when customers are engaged in the make-your-own-meal activities or during a private event.

B. For crafts-making stores, Bring-Your-Own is allowed only when customers are engaged in crafts-making, or at a private event, or for an art-exhibit opening or similar event (12 days in any 12-month period).

C. For retail stores, Bring-Your-Own is allowed at a private event or a structured instructional class or similar structured activity.

D. For restaurants, Bring-Your-Own allows customers to carry in their own beer and wine and consume it in conjunction with the service of a meal.

This license classification has been discussed extensively with affected businesses, LGBA representatives, and the Liquor Commission. Two primary considerations were raised about creation of the Bring-Your-Own license.

5-613

One concern is the competition to restaurants holding a “full” liquor license posed by establishments that hold only a Bring-Your-Own license. This concern arose in large part because, in an earlier draft of the Bring-Your-Own license provisions, restaurants with full liquor licenses could not obtain a Bring-Your-Own license. The proposed regulations address that concern by allowing any restaurant to allow Bring-Your-Own beer and wine without regard to whether that restaurant has a full liquor license (although many restaurant owners with full liquor licenses have indicated that they would not be interested in also offering Bring-Your-Own).

The other concern is how extensively to regulate a Bring-Your-Own establishment in order to protect public safety. The proposed regulations address that concern by requiring a minimum level of insurance for all Bring-Your-Own establishments (equal in coverage limit to full liquor license holders). If an establishment (other than a restaurant) has no liquor license other than a Bring-Your-Own License, then the regulations do not require that establishment to have sellers and servers training or a background check, because of the limited nature of Bring-Your-Own use in establishments other than restaurants.

2. Liquor Service without Licenses

Two new sections have been created within the liquor regulations allowing not-for-profit organizations and businesses hosting charitable events to serve alcoholic beverages without a liquor license.

Section 111.100 Not-For-Profit Organizations

A not-for-profit organization may sell or serve alcoholic liquor at its own charitable events so long as the organization complies with certain regulations, including notification to the Village of an upcoming event. Alcoholic beverages may be sold or served only in conjunction with the service of food at four events per year. There is no charge for the approval.

Section 111.101 Businesses Hosting Charitable Events

A business hosting a private, charitable event may sell or serve alcoholic liquor at that event under conditions similar to those applicable to not-for-profit organizations. There is no charge for the approval.

3. Other Changes

In addition to the licensing classifications, the following sections of the liquor regulations have been updated:

A. Section 111.01. Several definitions within the liquor regulations have been revised for purposes of clarification or modernization (or both).

B. Section 111.16. Numbers of authorized licenses. Clarifying revisions. (The number of available licenses within a class will reduce automatically when a license within that class expires without renewal or is terminated (such as by change of ownership.)

C. Section 111.17. The requirement to have a license. Clarifying revisions. (Details regarding charitable events have been added to this section.)

D. Section 111.19. License application requirements. Provisions relating to location requirements and sellers and servers training have been added to the application requirements.

E. Section 111.20. Investigations of applicants. Clarifying revisions. Background checks are not required for establishments (other than restaurants) that allow only Bring-Your-Own beer and wine or for a Class E Business Single Event, a Class F-1 Fraternal Club License, a Class F-2 Private Membership Organization License, or a Class G-2 Temporary Caterer License.

F. Section 111.25. License fees. Clarifying revisions. No existing license fee has been increased. New fees are proposed for the new license classifications.

G. Section 111.30. Insurance. Clarifying revisions. Bring-Your-Own establishments with no other liquor license may procure "host liability" insurance at the same coverage limit if available, instead of full liquor liability insurance. If host liability insurance is not available, then full liquor liability insurance is required.

H. Section 111.60. Hours. This section regulating the time periods within which alcoholic beverages can be sold, served, and consumed has been updated to achieve logical consistency among the types of licensed establishments. The general time periods (*e.g.*, restaurants, clubs, movie theatre) are from 11:00 a.m. to 1:00 a.m. the next day on Sundays through Thursdays, and from 11:00 a.m. to 2:00 a.m. the next day on Fridays and Saturdays. For other licensees (*e.g.*, retail stores, tastings, BYO except restaurants) the time period is from 8:00 a.m. to 11:00 p.m. each day.

I. Section 111.61. 100-foot location restrictions. The regulations are revised to mirror State law.

J. Section 111.65. Sellers and Servers Training. Clarifying revisions. Bring-Your-Own establishments are not required to have training, except Bring-Your-Own restaurants, because of the prevalence of alcoholic beverages in restaurants. The section also states that the Village strongly recommends sellers and servers training for all establishments that allow consumption of alcoholic beverages.

4. Effective Date

5-05

The Village would begin enforcing the amended regulations 30 days after Village Board approval, except as related to the Sellers and Servers training requirement. Enforcement of that provision would start January 1, 2010, which will allow time for businesses to train appropriate personnel in alcohol awareness techniques.

Because all current license fees are generally remaining the same, except for the new Tasting License (Class D - \$150), new licenses under the new classifications would be issued promptly without assessing new fees.

We recommend that the attached ordinance amending the existing provisions of the Village Code governing the sales and service of alcoholic liquor be approved.

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5-11-06

VILLAGE OF LA GRANGE

ORDINANCE NO. _____

AN ORDINANCE AMENDING VARIOUS SECTIONS
OF THE LA GRANGE CODE OF ORDINANCES
RELATED TO THE SALES AND SERVICE OF ALCOHOLIC LIQUOR

WHEREAS, the vibrant and growing business community in the Village of La Grange is offering a wider variety of opportunities for Village residents and guests to enjoy great shopping, fun activities, and wonderful dining experiences; and

WHEREAS, among the additional opportunities are retail boutiques and other business establishments that offer wine and beer sales and opportunities for public and private special events at which wine and beer may be offered, all of which contributes to the vitality of Village's businesses and the enjoyment of downtown La Grange by residents and guests; and

WHEREAS, the President and Board of Trustees of the Village of La Grange have determined that it is appropriate, that it is protective of the public health, safety, and welfare, and that it is in the best interests of the Village to revise and update various provisions of the La Grange Code of Ordinances regulating the sale and service of alcoholic liquor in the manner provided in this Ordinance, to reflect the marketplace changes described above that have occurred in the past several years and so those regulations better serve and protect businesses, customers, and Village residents;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County, Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated herein as findings of the President and Board of Trustees.

Section 2. Amendment of Various Sections of Chapter 111 of Code of Ordinances. The Board of Trustees hereby amends the sections of Chapter 111 of the La Grange Code of Ordinances listed in Exhibit A attached to and by this reference incorporated into this Ordinance so that those sections will hereafter read as provided in Exhibit A.

Section 3. Effective Date. This Ordinance will be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law. The requirements of the amended provisions of Chapter 111 will be enforced by the Village 30 days after the effective date, except that liquor licenses holders newly requiring sellers and servers training under the amended

5-C.7

Section 111.65 of the Code of Ordinance will have until January 1, 2010, to comply with the requirements of amended Section 111.65.

PASSED this ____ day of _____ 2009.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of _____ 2009.

Elizabeth M. Asperger, Village President

ATTEST:

Robert N. Milne, Village Clerk

5240489_v15

5-c.8

EXHIBIT A
TO LA GRANGE ORDINANCE NO. _____
VARIOUS AMENDMENTS AND ADDITIONS
TO LIQUOR REGULATIONS IN
CHAPTER 111 OF LA GRANGE CODE OF ORDINANCES

Sections amended or added:

- § 111.01 DEFINITIONS
- § 111.15 LICENSE CLASSIFICATIONS
- § 111.16 NUMBER OF LICENSES, OTHER RESTRICTIONS
- § 111.17 LICENSE REQUIRED; EXCEPTIONS
- § 111.19 APPLICATION FOR LICENSE; FILING; CONTENTS.
- § 111.20 INVESTIGATION OF APPLICANT.
- § 111.24 INITIAL APPLICATION FEE.
- § 111.25 LICENSE FEES.
- § 111.30 INSURANCE REQUIREMENTS.
- § 111.60 HOURS.
- § 111.61 LOCATION RESTRICTIONS
- § 111.65 SELLERS AND SERVERS TRAINING
- § 111.66 AMENDMENTS; CONTINUITY
- § 111.100 CHARITABLE ORGANIZATIONS
- § 111.101 BUSINESSES HOSTING CHARITABLE EVENTS

Amendment of Section 111.01

§ 111.01 DEFINITIONS

ALCOHOLIC LIQUOR: Spirits, wine, and beer as defined by State law and every liquid or solid containing alcohol, spirits, wine, or beer and capable of being consumed as a beverage by a human being. This definition does not include alcohol used to manufacture denatured alcohol or any liquid or solid containing less than 0.5 percent of alcohol by volume. Nor does this definition include flavoring extracts, concentrates, syrups, or medicinal, mechanical, scientific, culinary, or toilet preparations, or food products unfit for beverage purposes. Nor does this definition include wine intended for use, and used, by any church or other religious organization for sacramental purposes if the wine is purchased from a licensed manufacturer or importing distributor as defined by State law.

BEER: A beverage obtained by the alcoholic fermentation of an infusion or concoction of barley or other grain, malt, and hops in water and includes, among other things, beer, ale, stout, lager beer, porter, and similar beverages.

BOUTIQUE: A small retail shop that specializes in a particular product such as women's clothes, food, or wine, for example.

BRING-YOUR-OWN or BYO: The accommodation by an establishment eligible under this Chapter 111 of beer and wine carried into the establishment by customers for consumption within the establishment.

CATERER: A person who performs, as a business, the service of providing food and beverages to any location within or outside of the Village, which food and beverages are consumed within 36 hours after delivery.

EVENT: A fundraiser, grand opening, concert, show, festival, special meeting, party, or similar non-recurring function, whether public or private.

EVENT, PRIVATE: An invitation-only, limited attendance Event not open to the general public.

EVENT, PUBLIC: An Event open to the general public.

FRATERNAL CLUB: A national or state-wide corporation organized under the not-for-profit corporation laws of the State of Illinois that has been in operation as a fraternal club for at least three years immediately prior to its application for a liquor license and that (1) has been organized solely for the promotion of some object common to its members of a national or statewide patriotic, benevolent, or similar purpose not for pecuniary gain and other than the sale or consumption of alcoholic liquors, (2) has been kept, used, and maintained by its members through the payment of annual dues, (3) owns, hires, or leases a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests, and (4) that has maintained, for at least three years prior to applying for a liquor license, a membership policy requiring a minimum one-year membership and payment of membership dues of greater than a nominal amount.

GROCERY STORE: A full-service retail sales establishment, with a gross floor area of not less than 5,500 square feet, engaged primarily in the sale of canned goods; dry goods; fresh fruits and vegetables; fresh and prepared meats, fish, and poultry; and typical household goods, but not including any establishment commonly understood to be a drugstore or a convenience food mart and not including any establishment also in the business of selling gasoline.

GOURMET FOOD: Food products that appeal primarily to connoisseurs of the delicacies of the table, that is, fancy and elegant party-type food and drink.

LICENSED PREMISES: The place described in a liquor license where alcoholic liquor may be sold, served, or consumed in accordance with the license, which place may include outdoor space adjacent to the principal indoor place.

LICENSEE: The person or entity named in a liquor license to which the license has been issued.

LIQUOR CONTROL COMMISSION: The La Grange Liquor Control Commission. See Section 111.76 of this Code.

LIQUOR CONTROL COMMISSIONER: The President of the Village of La Grange. See Section 111.75 of this Code.

MEAL PREPARATION SERVICES STORE: A retail store with the principal use of providing services to customers for "make-your-own" meals for consumption not on the licensed premises.

NOT-FOR-PROFIT ORGANIZATION: An educational, civic, charitable, or other, similar not-for-profit organization organized, existing, and in good standing under State law. This definition does not include religious organizations.

ORIGINAL PACKAGE: A bottle, can, keg, or other container or receptacle that is capped, corked, or otherwise sealed in its original state by the manufacturer.

PRIVATE EVENT: See "Event, Private."

PRIVATE MEMBERSHIP ORGANIZATION: A body of people associated and organized for a common object or purpose, such as recreational or athletic activity or a common civic or social interest and (1) that is not for pecuniary gain, (2) that has been in operation as a private membership organization for at least three years immediately prior to its application for a liquor license, (3) whose membership is recruited only through private invitation and is kept and maintained through dues of greater than a nominal amount paid at least annually, (4) that has maintained a membership policy requiring a minimum one-year membership, and (5) that owns, hires, or leases a building or space in a building other than a residential dwelling of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests.

PUBLIC EVENT: See "Event, Public."

RESTAURANT: A place open to the public that has kitchen and dining room equipment and furnishings and where meals are regularly sold, served, and consumed by paying customers. This definition of restaurant does not include a hotel, motel, or other places with sleeping accommodations.

RETAIL CABARET: A retail store with a small performance area that conducts Events comprised of short programs of live music or similar entertainment.

SALE or SELL: Any transfer, exchange, barter, sale, or selling.

SALE AT RETAIL or SELL AT RETAIL: The sale or selling for consumption and not for resale.

5-C.11

Amendment of Section 111.15

§ 111.15 LICENSE CLASSIFICATIONS

(A) Class A Restaurant Licenses.

(1) Class A-1 Restaurant License. A Class A-1 Restaurant License authorizes the licensee (a) to sell at retail, and serve, beer and wine only for consumption on the premises where sold, where food also is sold for consumption, subject to the conditions stated in Paragraph (A)(4)(a) below, (b) to allow consumption of Bring-Your-Own beer and wine in conjunction with a meal, subject to the conditions stated in Paragraphs (H)(1)(a) and (H)(2) below, and (c) to sell at retail its regularly stocked wine in its original packaging not for consumption on the premises where sold, subject to the conditions stated in Paragraph (A)(4)(c) below.

(2) Class A-2 Restaurant License. A Class A-2 Restaurant License authorizes the licensee (a) to sell at retail, and serve, alcoholic liquor (i) for consumption in the restaurant's dining area in conjunction with a meal and (ii) in a bar or lounge area of the licensed premises, subject to the conditions stated in Subsection (A)(4)(a) & (b) below, (b) to allow consumption of bring-your-own beer and wine in conjunction with a meal, subject to the conditions stated in Paragraphs (H)(1)(a) and (H)(2) below, and (c) to sell at retail its regularly stocked wine in its original packaging not for consumption on the premises where sold, subject to the conditions stated in Paragraph (A)(4)(c) below.

(3) Class A-3 Restaurant License. A Class A-3 Restaurant License authorizes the licensee (a) to sell at retail, and serve, alcoholic liquor for consumption in the restaurant's dining area in conjunction with a meal through the use of a service bar (but not a bar or lounge used for service directly to customers), subject to the conditions stated in Subsection (A)(4)(a) & (b) below, (b) to allow consumption of Bring-Your-Own beer and wine in conjunction with a meal, subject to the conditions stated in Paragraphs (H)(1)(a) and (H)(2) below, and (c) to sell at retail its regularly stocked wine in its original packaging not for consumption on the premises where sold, subject to the conditions stated in Paragraph (A)(4)(c) below.

(4) General Conditions on Class A Restaurant Licenses.

(a) Each restaurant license may be issued and held only for a business that generates more than 60 percent of its gross annual revenue from the sale of food within the licensed premises. The licensee must provide, at the time of license application, license renewal, and when otherwise requested by the Village, proof of compliance with that 60 percent sales requirement, and the licensee must maintain compliance with that sales requirement at all times.

(b) A restaurant holding a Class A-2 or A-3 License may provide a small locker or similar small space within the licensed premises for storage of wine purchased by patrons from that restaurant for later consumption within that restaurant.

5-C.12

(c) A sale of regularly stocked wine in its original packaging not for consumption on the premises may be made only to a customer that has consumed a meal on the licensed premises immediately prior to the sale.

(B) Class B General Retail Sales License. A Class B Retail Sales License authorizes a grocery store, gourmet food or wine store, or convenience mart to sell at retail beer and wine in their original packaging for consumption off the licensed premises, if those sales are merely incidental to other sales or businesses conducted by the licensee on the same premises.

(C) Class C Specialty Retail Licenses.

(1) Class C-1 Food Boutique License. A Class C-1 Food Boutique License authorizes a gourmet food store (a) to sell wine in its original packaging for consumption off the licensed premises and (b) to sell and serve wine by the glass for consumption within the licensed premises, subject to the conditions stated in Subsection (C)(5) below and the following conditions:

(a) The licensed premises may be not be more than 2,000 square feet in total area.

(b) The licensed premises may include outdoor seating, so long as the outside seating does not pose a threat to public health or safety and otherwise complies with Village regulations related to use of public right-of-way.

(c) A Class C-1 License is not available to a grocery store.

(2) Class C-2 Wine Boutique License. A Class C-2 Wine Boutique License authorizes a wine boutique (a) to sell wine and beer in their original packaging for consumption off the licensed premises, (b) to sell and serve wine by the glass for consumption within the licensed premises subject to the conditions stated in Subsection (C)(5) below and the condition that the licensed premises may not exceed a total area of 3,000 square feet, and (c) to offer to customers the limited tasting of bottled wines and beers subject to the conditions stated in Subsection (D)(3) of this of this Section 111.15.

(3) Class C-3 Retail Cabaret License. A Class C-3 Retail Cabaret License authorizes the sale and service of wine and beer for consumption in a retail store that includes a cabaret during an Event, subject to the conditions stated in Subsection (C)(5) below and the following condition:

(a) Not more than four Events at which wine or beer is served may be conducted within any 30-day period.

(4) Class C-4 Movie Theater License. A Class C-4 Movie Theater License authorizes the sale and service within the licensed premises of alcoholic liquor by the drink during an Event, subject to the following conditions:

(a) A Class C-4 License may be issued to and held only for a movie theater with one or more movie screens or stages that include a total of at least 300 seats.

(b) A Class C-4 License authorizes the sale and service of alcoholic liquor by the licensee or a properly licensed caterer only at (i) a Private Event consisting of a private showing of a movie, stage show, or other live event program or (ii) a Public Event at which food also is sold or served for immediate consumption within the licensed premises.

(c) For a Private Event, alcoholic liquor may be sold and served only in areas of the licensed premises that are not at the same time accessible to persons who are not attending that Private Event.

(5) General Conditions on Class C Specialty Retail Licenses. All Class C licenses are subject to the following conditions:

(a) Except for a Class-C-2 Wine Boutique License, a Class C License may be issued and held only for a business that generates more than 50 percent of its gross annual revenue from the sale of goods other than alcoholic liquor. The licensee must provide, at the time of license application, license renewal, and when otherwise requested by the Village, proof of compliance with that 50 percent sales requirement, and the licensee must maintain compliance with that sales requirement at all times.

(b) Except for a movie theater holding a Class C-4 License, the number of customers currently drinking an alcoholic beverage within a Class C licensed premises may not exceed, at any time, the number of then-available chairs within the licensed premises on which the customers may be seated. Seating within the licensed premises is limited to the number of chairs specified in the particular Class C license, which number may not exceed 16 chairs except for a movie theater.

(c) Except for a cabaret holding a C-3 Cabaret License and a movie theater holding a Class C-4 License, not more than two glasses of wine may be served to any customer within the licensed premises on any one day.

(D) Class D Tasting Licenses.

(1) Class D-1 Grocery Store Tasting License. A Class D-1 Grocery Store Tasting License authorizes the limited tasting of bottled wines and beers at a grocery store that maintains a business facility within the Village for which a business license has been issued and to which a Class B General Retail Sales License has been issued, subject to the conditions stated in Subsection (D)(3) below.

(2) Class D-2 Retail Store Tasting License. A Class D-2 Retail Store Tasting License authorizes the limited tasting of bottled wines and beers at a retail store that maintains a business facility within the Village for which a business license has been issued and to which a Class B General Retail Sales License or Class C Specialty Retail License has been issued, subject to the conditions stated in Subsection (D)(3) below.

5-C.14

(3) General Conditions on Class D Tasting Licenses.

(a) Each tasting must be attended by and supervised by a person 21 years old or older, who must be a full time or part time employee of the store or a wine or beer distributor representative.

(b) A tasting may occur only in the same area of the licensed premises as the display of the wines or beers being tasted.

(c) The amount being tasted by one customer may not exceed the following: (i) for wine, one ounce per serving, total 8 ounces and (ii) for beer, three ounces per serving, total 12 ounces.

(d) No charge, cost, fee, or other consideration may be levied for any tasting.

(e) A tasting may be conducted only between the hours of 12:00 p.m. and 8:00 p.m.

(E) Class E Business Single Event License. A Class E Business Single Event License authorizes the service of alcoholic liquor at a single Event by a retail, service, or other business establishment, subject to the following conditions:

(1) The service of alcoholic liquor is permitted only incidental to the business purpose of the retail, service, or other business establishment for which the license is issued, such as a grand opening, a special promotion of a particular goods or service, or the like.

(2) No more than four Class E Licenses may be issued to a business in any 12-month period.

(3) Service of alcoholic liquor is for consumption at the licensed Event only.

(4) Alcoholic liquor may be served only in containers not intended or allowed to be removed from the licensed premises.

(5) The license is valid only for the particular Event stated in the license.

(6) The license authorizes service of alcoholic liquor only within the area of the establishment designated in the license. Alcoholic liquor may be served to and consumed by patrons only while they are within the designated area.

(7) No separate charge, cost, fee, or other consideration may be imposed for the alcoholic liquor.

(8) The license is valid only for an Event on a single calendar day and, if a specific time period is stated in the license, only for that time period.

(9) A caterer that serves alcoholic liquor at the Event must have a caterer's license issued by the Village pursuant to this Chapter.

S-C.15

(10) The availability of alcoholic liquor at the Event held pursuant to a Class E License may not be advertised through any public medium, including without limitation newspapers, radio, television, posters, and similar means of communication.

(11) The holder of a Class E License must provide to the Village evidence of all required State licenses, if any.

(F) Class F Fraternal Club and Private Membership Organization Licenses.

(1) A Class F-1 Fraternal Club License authorizes the sale, service, and consumption of alcoholic liquor, including Bring-Your-Own beer and wine, at a Club for consumption on the premises where sold, subject to the following condition:

(a) The sale and service to, and consumption of, alcoholic liquor is restricted to (i) Club members and their guests and (ii) guests at a Private Event for which the licensed premises has been rented or otherwise reserved.

(2) A Class F-2 Private Membership Organization License authorizes the sale, service, and consumption of alcoholic liquor, including Bring-Your-Own beer and wine, subject to the following conditions:

(a) The sale or service of alcoholic liquor is authorized only at four Private Events in any calendar year. The four Private Events authorized by a Class F-2 License must be sponsored by the organization and conducted for the organization's members and guests only. The four-Event limitation does not apply to Bring-Your-Own beer and wine.

(b) A caterer that serves alcoholic liquor within the licensed premises must have a caterer's license issued by the Village pursuant to this Chapter.

(G) Class G Caterer Licenses.

(1) Class G-1 General Caterer License. A Class G-1 General Caterer License authorizes the service of alcoholic liquor for catered functions conducted off the premises of the licensee, subject to the conditions stated in Subsection (G)(2) and Subsection (G)(4) below.

(2) Conditions on Class G-1 License. Every Class G-1 License is subject to the following conditions:

(a) A Class G-1 License may be issued only to a catering business that maintains a business facility within the Village for which a business license has been issued by the Village.

(b) A Class G-1 License is not a restaurant license and does not authorize the sale at retail, or service, of alcoholic liquor within the licensed premises, whether or not in conjunction with a meal. No alcoholic liquor may be sold or served except only if the licensee has secured a separate license authorizing sales or service.

(c) The licensee must operate its offices and distribution points in compliance with all Village zoning and health regulations.

(3) Class G-2 Temporary Caterer License. A Class G-2 Temporary Caterer License authorizes the licensee to sell alcoholic liquor by the drink at one function conducted off the premises of the licensee, subject to the conditions stated in Subsection (G)(4) below and the following conditions:

(a) A Class G-2 License may be issued only to a restaurant, food caterer, grocery store, food boutique, wine boutique, or similar business that maintains its principal business facility within the Village for which a business license has been issued by the Village.

(b) No more than one Class G-2 License may be issued to a business in any 12-month period.

(4) General Conditions on all Class G Caterer Licenses.

(a) A Class G License may be issued and held only for a business that generates more than 60 percent of its gross annual revenue from the sale of products other than alcoholic liquor. The licensee must provide, at the time of license application, license renewal, and when otherwise requested by the Village, proof of compliance with that 60 percent sales requirement, and the licensee must maintain compliance with that sales requirement at all times.

(b) The licensee must comply with all codes and ordinances of the State of Illinois and the Village applicable to the catering business.

(H) Class H Bring-Your-Own License. A Class H Bring-Your-Own License authorizes the licensee to allow customers to carry their own beer and wine into a "BYO-Authorized Establishment" as defined in Subsection H(1) below for consumption within that establishment, subject to the conditions stated in Subsection H(2) below.

(1) Authorized Establishments; Conditions. The following establishments ("BYO-Authorized Establishments") are authorized to allow Bring-Your-Own beer and wine and limited other service and sale of wine, subject to the specific conditions stated in this Subsection (1) and the general conditions stated in Subsection H(2) of this Section below:

(a) Restaurants. A restaurant may allow Bring-Your-Own beer and wine to be consumed within the licensed premises, but only in conjunction with the service of a meal. A restaurant holding a valid Class A License is not required to have a Class H License in order to allow Bring-Your-Own beer and wine.

(b) Meal Preparation Services Stores. A meal preparation services store may allow Bring-Your-Own beer and wine to be consumed within the licensed premises (i) during the time customers (whether individuals or a group) actually are engaged in make-your-own meal activities for consumption away from the store

and (ii) during a Private Event or a group class or other function attended only by invited guests and not open to individual customers or to the public.

(c) **Crafts-Making Stores.** A crafts-making store may allow Bring-Your-Own beer and wine to be consumed within the licensed premises at the following times:

- (i) During the time customers (whether individuals or a group) actually are engaged in designing and creating craft goods such as pottery, ceramics, jewelry, sculpture, painting, or similar do-it-yourself projects.
- (ii) During a Private Event or a group class or other function attended only by invited guests and not open to individual customers or to the public.
- (iii) To celebrate the opening of a public art show, art exhibition, or similar event, but on not more than 12 days in any 12-month period. At these events, beer and wine may be provided and served by the licensee, without compensation to the licensee, in conjunction with the service of food.

(d) **Other Retail Stores.** A retail store may allow Bring-Your-Own beer and wine to be consumed within the licensed premises during (i) a Private Event, (ii) a structured instructional class such as a cooking class, crafts class, or similar class, or (iii) a similar structured activity attended only by invited guests and not open to the general public. Beer and wine may be consumed within a retail store only during the time customers (whether individuals or a group) actually are engaged in the Private Event, structured instructional class, or similar structured activity.

(2) General Conditions on Bring-Your-Own Services. The following conditions apply generally to Bring-Your-Own services:

(a) Bring-Your-Own service and consumption is limited to beer and wine only.

(b) A Class H Bring-Your-Own License does not authorize the sale of alcoholic liquor by the Licensee.

(c) An establishment that allows Bring-Your-Own for its customers must secure, maintain, and provide evidence to the Village that it has insurance coverage as provided in Section 111.30 of this Chapter.

(d) No BYO-Authorized Establishment may permit any customer to leave the establishment with any open beer container or any open wine container except only a single wine bottle that has been sealed in compliance with the requirements of Section 6-33 of the Illinois Liquor Code.

5-c.18

Amendment of Section 111.16

§ 111.16 NUMBER OF LICENSES, OTHER RESTRICTIONS

(A) Number Of Licenses Generally. The number of licenses for each license class is established by the Board of Trustees, except as provided in Subsection (B) of this Section. A current record of the number of licenses for each license class will be kept in the office of the Village Clerk. The Board of Trustees may increase or decrease the number of licenses in a class by ordinance.

(B) Number Of Class E and G-2 Licenses. The numbers of Class E and G-2 Licenses are established by the La Grange Liquor Control Commissioner from time to time.

(C) Automatic Reductions. The number of licenses in a license class will be reduced automatically if:

- (1) a license within that class is terminated; or
- (2) a license within that class expires without renewal; or
- (3) a licensed establishment within that class is sold or the ownership of that licensed establishment otherwise changes without the prior written approval of the Village; or
- (4) a licensed establishment within that class changes location without the prior written approval of the Village; or
- (5) a licensed establishment within that class is discontinued for 30 consecutive days or longer without the prior written approval of the Village or otherwise ceases to operate.

(D) Licenses are Personal Privilege; No Property Right. Each liquor license is purely a personal privilege and is not property of or in any form. No license is or may be subject to attachment, garnishment, or execution. No license is alienable or transferable, whether voluntarily or involuntarily, or is subject to being encumbered or hypothecated. No license may descend by the laws of testate or intestate succession. Every license ceases on the death, bankruptcy, or insolvency of the licensee; except only that executors or administrators of the estate of any deceased licensee and the trustee of the estate of any bankrupt or insolvent licensee, when such estate consists in part of alcoholic liquor, may continue the business of the sale of alcoholic liquor under order of the appropriate court and may exercise the privileges of the deceased, bankrupt, or insolvent licensee until the original expiration date of that licensee's license but no longer than six months after the death, bankruptcy, or insolvency of that licensee.

5-C.19

Amendment of Section 111.17

§ 111.17 LICENSE REQUIRED; EXCEPTIONS

(A) License Required. It is unlawful for any person, himself or through or as an agent, to sell, offer for sale, or serve alcoholic liquor at retail, or to provide or serve alcoholic liquor, within the Village, with first having obtained a license to do so as provided in this Chapter. It also is unlawful for any person, himself or herself, or through or as an agent, to sell or offer any alcoholic liquor for sale at retail, or to serve alcoholic liquor, in the Village in violation of the terms and conditions of this Chapter.

(B) Consumption in Unlicensed Premises Prohibited. It is unlawful for any establishment not having a liquor license to permit or allow the consumption of alcoholic liquor within the premises of that establishment except as provided in this Chapter.

(C) Exceptions.

(1) This Chapter does not prohibit (a) the possession and transportation of alcoholic liquor for the personal use of the possessor or the possessor's family or guests or (b) the making of wine, cider, or other alcoholic liquor by any person from fruits, vegetables, or grain, or the products thereof, by simple fermentation and without distillation, if that alcoholic liquor is made solely for the use of the maker and the maker's family or guests.

(2) No liquor license is required for charitable organizations or businesses hosting charitable events, but only as specifically provided in Sections 111.100 and 111.101 of this Chapter.

(3) This Chapter does not prohibit (a) a duly licensed practicing physician or dentist from possessing or using alcoholic liquor in the practice of her or his profession or (b) any hospital or other health care institution from possessing alcoholic liquor for the treatment of *bona fide* patients of that institution.

(4) Any drugstore employing a licensed pharmacist may possess and use alcoholic liquor in the concoction of prescriptions of duly licensed physicians.

Amendment of Subsections 111.19(A)(6) and 111.19(A)(19)

§ 111.19 APPLICATION FOR LICENSE; FILING; CONTENTS.

* * *

(A) Contents of Application:

* * *

(6) That the proposed location of the licensed premises is in compliance with the location restrictions set forth in Section 111.61 of this Code of Ordinances.

5-7-20

* * *

(19) The initial application and all subsequent renewal applications for all classes of alcoholic liquor dealer licenses must be accompanied by proof of completion of sellers and servers training as required by Section 111.65 of this Code of Ordinances.

Amendment of Subsection 111.20(A)

§ 111.20 INVESTIGATION OF APPLICANT.

After the Village has received a properly completed application for a liquor license, the Chief of Police must cause an investigation to be undertaken into the fitness and character of the applicant, and no license may be issued until that investigation has been completed, the results of that investigation have been forwarded to the La Grange Liquor Control Commissioner, and the Liquor Control Commissioner has determined that the applicant qualifies for the liquor license. Notwithstanding the previous sentence, no investigation is required for an applicant applying for a license authorizing only a Class E Business Single Event License, a Class F-1 Fraternal Club License, a Class F-2 Private Membership Organization License, a Class G-2 Temporary Caterer License, a Class H Bring-Your-Own License for an establishment other than a restaurant, or any license for which no liquor license fee is required.

Amendment of Section 111.24

§ 111.24 INITIAL APPLICATION FEE

An initial application fee of \$500, payable in advance, is required for any liquor license in the following license classes: Class A, Class B, Class C, Class F-1, and Class G-1. An initial application fee of \$50, payable in advance, is required for any liquor license for which (a) no \$500 initial application fee is required and (b) the license fee is \$500 or less. The initial application fee is not refundable and is in addition to the annual liquor license fee. This fee does not apply to a renewal of a liquor license.

Amendment of Section 111.25

§ 111.25 LICENSE FEES

The fees for liquor licenses are as stated in this section. Every fee must be paid in advance of issuance of a license or of any renewal of a license. Every fee must be paid on or before May 1 of each year. No fee is required for a license not listed in this section.

- (1) Class A-1 Restaurant License: \$500
- (2) Class A-2 Restaurant License: \$2,000

5-C.21

(3)	Class A-3 Restaurant License:	\$1,250
(4)	Class B General Retail Sales License:	\$500
(5)	Class C-1 Food Boutique License:	\$1,000
(6)	Class C-2 Wine Boutique License:	\$1,000
(7)	Class C-3 Retail Cabaret License:	\$500
(8)	Class C-4 Movie Theater License:	\$500
(9)	Class D-1 Grocery Store Tasting License:	\$150
(10)	Class D-2 Retail Store Tasting License:	\$150
(11)	Class F-1 Fraternal Club License:	\$500
(12)	Class F-2 Private Membership Club License:	\$100
(13)	Class G-1 Caterer License:	\$500
(14)	Class H Bring-Your-Own License:	
	Restaurant (without Class A License):	\$250
	All Other:	\$100

Amendment of Section 111.30

§ 111.30 INSURANCE REQUIREMENTS

(A) General Insurance Coverage Requirement. Except as provided in Subsection (B) of this Section for Bring-Your-Own establishments, no license will be granted to an applicant until the applicant has filed with the La Grange Liquor Control Commissioner a certificate of insurance reflecting liquor liability insurance coverage with coverage limits of not less than \$1,000,000 per person and \$1,000,000 per occurrence.

(B) Coverage for Business Single Event Licenses and Bring-Your-Own Establishments. Businesses holding only a single event license and Bring-Your-Own establishments other than restaurants that do not sell or serve alcoholic liquor but only allow consumption under a Bring-Your-Own License under Subsection 111.15(H) of this Chapter 111 may provide "host liability" insurance coverage with the same coverage limits stated in Subsection (A) of this Section. If "host liability" or similar coverage is not available to an establishment because of the scope of that establishment's operations or other reason, then that establishment must provide liquor liability insurance coverage as required by Subsection (A).

(C) Annual Filing; Cancellation. A liquor licensee must file an updated certificate of insurance annually with the La Grange Liquor Control Commissioner. If at any time for any reason the liquor licensee's insurance is canceled, then the

5-C.22

licensee must immediately notify the Village Manager and the La Grange Liquor Control Commissioner of that cancellation.

(D) Suspension or Revocation if Violation. The failure of a liquor licensee to secure the required insurance, or to maintain the required insurance at all times, or to notify the Village Manager or La Grange Liquor Control Commissioner of any cancellation of the required insurance is grounds for immediate suspension of a liquor license and all activities related to that license and for revocation of that license.

Amendment of Section 111.60

§ 111.60 HOURS

(A) General Hours. Unless otherwise specifically stated in this Chapter 111 for a particular license classification, and subject to the hours for certain licenses stated in Subsection B of this Section, the hours during which alcoholic liquor may be sold, served, or consumed by or within a licensed establishment are as follows:

(1) Sunday through Thursday: From 11:00 a.m. to 1:00 a.m. the following day; and

(2) Friday and Saturday: From 11:00 a.m. to 2:00 a.m. the following day.

(B) Classes B, C-1, C-2, D, and E Licenses and Class H Bring-Your-Own Licenses other than for Restaurants. Unless otherwise specifically stated in this Chapter 111 for a particular license classification, the hours during which alcoholic liquor may be sold, served, or consumed by or within a licensed establishment under Class B, C-1, C-2, D, and E Licenses, and under Class H Bring-Your-Own Licenses for all establishments other than a restaurant, are from 8:00 a.m. to 11:00 p.m. each day.

(C) Liquor Control Commissioner Authority to Extend Hours. The Liquor Control Commissioner, by written order, may grant extended hours for the sale, service, or consumption of alcoholic liquor for holidays and special events. A written application for extended hours must be submitted to the Liquor Control Commissioner not less than five days prior to the required date for extended hours, unless the five-day deadline is waived by the Liquor Control Commissioner for good cause shown.

Amendment of Section 111.61

§ 111.61 LOCATION RESTRICTIONS

(A) Distances from Certain Establishments. No license may be issued for the sale at retail of any alcoholic liquor within 100 feet of any church, school, hospital, home for aged or indigent persons or for veterans and their spouses and children, or any military or naval station except as provided in Section 6-11 of the

Illinois Liquor Control Act. The 100-foot prohibition does not apply to a restaurant, food shop, or other place where the sale of alcoholic liquors is not the principal business of the establishment. In the case of a church, the distance of 100 feet will be measured from the center of the proposed licensed premises to the nearest part of any building used for worship services or educational programs and not to the churches property boundaries. In the case of a school, hospital, home for aged or indigent persons or for veterans and their spouses and children, or any military or naval station, the distance of 100 feet will be measured from the center of the proposed licensed premises to the center of the institution.

(B) Residential Districts. A liquor license may not be issued to a premises located within any residential district except a license for a caterer or for sale or service of alcoholic liquor at an Event as defined in the particular license class regulations.

New Section 111.65

§ 111.65 SELLERS AND SERVERS TRAINING

(A) Required Training. Except as provided in Subsection (B) of this Section for certain licensees, each person who (a) manages a licensed premises, or (b) is responsible for the sale of alcoholic liquor at a licensed premises, or (c) operates a cash register in the sale of alcoholic liquor, or (d) is responsible for determining the age of persons within the licensed premises, or (e) is responsible for determining whether a person has been over-served alcoholic liquor must complete a Beverage Alcohol Sellers and Servers Education and Training (BASSET) program or a Training for Intervention Procedures (TIPS) program or their equivalent. That training must take place before the person engages in the activity for which training is required. In addition to every other penalty provided by this Code of Ordinances, any failure to comply with this Section 111.65 will be cause for the denial, suspension, or revocation of a liquor license.

(B) Exceptions for Certain License Classes. Sellers and servers training is not required for an establishment holding only a Class E Business Single Event License, or a Class F-1 Fraternal Club License, or a Class F-2 Private Membership Organization License, or for an establishment other than a restaurant holding only a Class H Bring-Your-Own License.

(C) Recommended Training. The Village strongly recommends sellers and servers training consistent with Subsection A of this Section for every establishment that permits the consumption of alcoholic liquor within that establishment.

New Section 111.66

§ 111.66 AMENDMENTS; CONTINUITY

(A) Amendments. When the Board of Trustees amends a regulation affecting a license class, then each licensee holding a license of that class must

5-C.24

comply with the amended regulation within 30 days after it becomes effective, except only if the Board of Trustees has established a different compliance date in the ordinance enacting the amendment.

(B) Continuity. When the Board of Trustees amends the name of a license class or the type of license applicable to a licensee, then the Village Clerk will cause a new license to be issued to each affected licensee. Each new license will be valid for the remainder of the term of the superseded license. No new license may be renewed or otherwise reissued except only if the licensee complies with all regulations applicable to that new license.

New Sections 111.100 and 111.101

LIMITED ALCOHOLIC LIQUOR SERVICE WITHOUT LICENSE

§ 111.100 NOT-FOR-PROFIT ORGANIZATIONS

(A) No Liquor License Required. No liquor license is required for a not-for-profit organization to sell or serve alcoholic liquor at its own charitable Events, so long as the organization complies with all of the conditions in Subsection (B) of this Section.

(B) Conditions. A not-for-profit organization that sells or serves alcoholic liquor at its own charitable Events must comply with all of the following conditions:

(1) The organization must give written notice to the Village of an Event at which any alcoholic liquor will be sold or served not less than five business days before the scheduled date of the Event.

(2) Alcoholic liquor may be sold or served only to patrons while they are within the organization's premises and only for consumption at the Event.

(3) Alcoholic liquor may be sold or served only in containers not intended or allowed to be removed from the Event.

(4) Alcoholic liquor may be sold or served only in conjunction with the service of food.

(5) If an Event is held at a location other than a location owned or rented by the organization, then that location must be in compliance with any applicable regulations of this Chapter.

(6) A caterer that sells or serves alcoholic liquor at an Event must have a caterer's license issued by the Village pursuant to this Chapter.

(7) The organization must provide to the Village evidence of all required State licenses, if any.

§ 111.101 BUSINESSES HOSTING CHARITABLE EVENTS

5-C.25

(A) No Liquor License Required. No liquor license is required for a business to sell or serve alcoholic liquor at a private, charitable Event hosted by that business within that business's premises, so long as the business complies with all of the conditions in Subsection (B) of this Section.

(B) Conditions. A business that hosts a private, charitable Event within the business's premises must comply with all of the following conditions:

(1) The business must give written notice to the Village of an Event at which any alcoholic liquor will be sold or served not less than five business days before the scheduled date of the Event.

(2) The sale and service of alcoholic liquor is permitted only incidental to the charitable Event.

(3) Alcoholic liquor is permitted at the same business at no more than four charitable Events in any 12-month period.

(4) Sale and service of alcoholic liquor is for consumption at the Event only.

(5) Alcoholic liquor may be sold and served only in containers not intended or allowed to be removed from the Event.

(6) A caterer that sales or serves alcoholic liquor at the Event must have a caterer's license issued by the Village pursuant to this Chapter.

(7) The business holding the Event must provide to the Village evidence of all required State licenses, if any.

VILLAGE OF LA GRANGE
Community Development Department

BOARD REPORT

TO: Village President, Village Clerk,
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager
Patrick D. Benjamin, Community Development Director

DATE: August 10, 2009

RE: **SPECIAL EVENT -- LA GRANGE BUSINESS ASSOCIATION**
"WEST END ART FESTIVAL" AND "THE BIG PICTURE – ART
UNDER THE STARS"

Attached is a request from Andrea Barnish, Chairman of the La Grange Business Association's West End Art Festival seeking approval to conduct the 14th annual "West End Art Festival". The festival is planned to take place on Saturday, September 12th from 10 am to 5 pm and Sunday September 13th, 10 am to 4 pm. As in past years, the La Grange Business Association will be working with Erin Melloy of EM Events. Erin Melloy has extensive experience in the art festival business. She is part founder of Naperville's acclaimed Riverwalk Art Festival and currently is the director of shows in Geneva, Orland Park, Oswego and Riverside.

This event would again be held on Burlington Avenue between Brainard and Spring Avenues, as well as in the park area surrounding Stone Avenue train station. La Grange Business Association is in the process of securing permission from the Burlington Northern Railroad to use the park area. It is anticipated that up to 150 artists and exhibitors, as well as a few food vendors, will be at the event.

In addition to the traditional West End Art Festival, the La Grange Business Association is proposing a day-long, village-wide BIG Picture Art Festival to be held on Saturday, September 12th from 10:00 a.m. to 8:00 p.m. (see attached letter from Heather Cavannaugh). Activities will take place throughout the day in both the Central Business District and the West End Business District. These activities include a high school film festival, masterpieces on glass painting contest in local stores and architecture/historic trolley tours of the Village. The day-long festival will conclude with "The BIG Picture – Art Under the Stars" easel auction taking place in the park adjacent to Stone Avenue Station. There are also plans for this park area to be transformed into a version of Christo's "The Gates", an art exhibit displayed in New York's Central Park in February 2005 (see attached image gallery). This exhibit is planned to be erected one week prior to the festival to further promote the event.

5-D

The La Grange Business Association would like to build on the success of its previous summer art exhibits. This year they have coordinated activities in an attempt to engage all segments of the community and to draw art lovers from other communities to La Grange for this event.

Village staff has reviewed the request and is supportive of the event subject to the following conditions:

1. that all licenses, permits and insurance coverages be obtained to the satisfaction of the Village; and
2. that the Village maintain final approval of site, security, parking and utility plans; and
3. that all adjacent affected businesses be contacted well in advance of the event by the sponsors and proof of contact be provided to Village staff; and
4. that all residents on the first block of South Stone and Waiola Avenues are advised of the event, and the closure of Burlington Avenue; and
5. that the administration of the Lyons Township High School North campus be advised of the event and the closure of Burlington Avenue; and
6. that commuters of the Stone Avenue train station be advised of the event and the closure of Burlington Avenue.

With respect to the sale and consumption of alcohol at the auction, we recommend that:

1. The LGBA use a licensed caterer to sell the alcohol;
2. Liquor control will be at the point of purchase and closely monitored thereafter by catering staff and LGBA volunteers; and
3. No open alcohol will be permitted to leave the area.

If you concur with this request, the Village will need to formally approve: (1) the closure of Burlington Avenue, portions of Stone and Waiola Avenues, and (2) waive restrictions for the outdoor display and sale of goods and services in the C-2 Zoning District.

Representatives of the La Grange Business Association will be in attendance at the Board Meeting and will be available to answer any further questions you may have.

5-D.1

We recommend that the Village Board authorize the La Grange Business Association to utilize Burlington Avenue from Waiola Avenue to Brainard Avenue for the "West End Art Festival" and "The BIG Picture – Art Under the Stars" easel auction on September 12th and 13th, 2009; that restrictions prohibiting outdoor display and sale of goods and services be waived in conjunction with this event; and that all conditions listed above be satisfied.

5-0.2



July 29, 2009

Village of LaGrange
Mr. Pat Benjamin
53 South LaGrange Rd.
LaGrange, IL 60525

Dear Pat,

Once again, plans are being made for the annual West End Art Festival hosted by the LaGrange Business Association. After a successful 13th year, we are excited at the opportunity to showcase fine art by artists from across the country. We will be working with EM Events, llc. Erin Melloy has extensive experience in the art festival business. Currently she is director of shows in Geneva, Oswego, Arlington Heights, Riverside and Chicago. The purpose of this letter is to present our proposal to you and the Board of Trustees to seek formal approval for the event.

The festival will be held Saturday, September 12 from 10 am - 5 pm and Sunday, September 13 from 10 am to 4 pm. The location will be on Burlington Ave. between Brainard and Spring. Artists's booth spaces will be set up on Burlington. Artists will supply their own exhibiting materials and will start to set up after 3 pm on Friday evening. Artists fees for this year are \$10 to be juried and \$285 booth fee.

New this year will be the "Art Under the Stars" event to auction off artwork from "The Big Picture." Beginning at 5 pm, guests will enjoy appetizers and drinks while participating in the auction. Awards will be presented to artists from the festival and other activities held throughout the day. The evening's events are scheduled to conclude by 8 pm.

We are in the process of securing approval from the Burlington Northern to use the park area. We will keep you informed on its progress. Lot 13 will be used for parking as well as existing parking in the immediate area.

Our commitment remains the same to provide the community with a juried fine art exhibition and focus attention on the "west end" area. We look forward to receiving permission from the Board to proceed with plans for the West End Art Festival. If you have any questions or concerns please feel free to contact me. Thank you for your cooperation. It is greatly appreciated.

Sincerely,

Andrea Barnish
Chair
West End Art Festival



5-P.3

August 3, 2009

Village of La Grange
Mr. Pat Benjamin
53 S. La Grange Rd.
La Grange, IL 60525

Dear Mr. Benjamin,

For the past four summers the La Grange Business Association has sponsored an outdoor art exhibit culminating in an auction of the pieces to benefit local charities. "The BIG Picture", this year's exhibit of easels depicting famous masterpieces with a La Grange twist to them, has been one of the most popular yet. Playing up this year's art angle, the LGBA is increasing its commitment by sponsoring a day-long, village-wide art festival in addition to the traditional cocktails and appetizers reception prior to the auction. I am writing this letter on behalf of the LGBA to present our proposal to you and the Board of Trustees for your formal approval for this event.

The BIG Picture Art Festival and auction will be held in conjunction with the West End Art Fair and will take place on Saturday, September 12th from 10am until 8pm. Activities will take place throughout the day in both the central business district and the west end. We have coordinated these activities to engage all segments of our community and to draw art lovers from around the area to La Grange for the event.

The BIG Picture Art Festival activities include a high-school film festival, Masterpieces on Glass painting contest and architecture/historic trolley tours of the village. The film festival will be held at the La Grange Theater and will give Lyons Township and Nazareth Academy students the opportunity to showcase their art on the big screen for all to appreciate. The Masterpieces on Glass contest will give local families, Girl and Boy Scouts, Indian Guides etc. the opportunity to create with window paints "their La Grange" on a 4x4 ft section of store window at participating businesses throughout the central business and west end districts. Finally, the architecture/historic trolley tours will give interested residents and visitors the opportunity to learn both the history and architectural importance of our village. These tours will begin and end at the West End Art Fair increasing the number of visitors to that event and to the west end businesses.

The festival will conclude with "The BIG Picture - Art Under the Stars" easel auction taking place in the park adjacent to Stone Ave. Station. We are in the process of securing approval from the Burlington Northern to use this area. In keeping with the masterpieces with a twist theme of "The BIG Picture", the park will be transformed with material into a version of Christo's "The Gates", the famous exhibit in New York's Central Park, for the Art Under the Stars auction. This transformation will take place Labor Day weekend, the weekend prior to the festival, to draw attention to the area and build the excitement for the event. The auction itself will start at 5pm September 12th with an awards ceremony for several of the art contests taking place throughout the day, cocktails and appetizers will then be served and the auction of the easels will begin. We expect the auction to end by 8pm.

The LGBA is committed to building on the success of previous years summer art exhibits and we look forward to receiving permission from the Board to proceed with our plans for this art festival and auction. If you have any questions or concerns regarding this event, please feel free to contact me. We would like to thank the village for its continued cooperation and support and look forward to another successful event.

Sincerely,

Heather Cavanaugh

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The BIG Picture

Art Festival and Auction

LaGrange – September 12, 2009

Schedule of Events

- 10 am
- West End Art Fair Opens – ceramics, wood carvings, watercolors, blown glass and more.
 - Children’s arts/crafts program at the LaGrange Public Library
 - “Masterpieces on Glass” competition begins – check out area storefronts as LaGrange families create artwork on the businesses front windows. Prizes will be awarded prior to the easel auction at the West End Art Fair.
- 11 am
- Easels on display in the park next to Stone Ave. Station.
Easel Auction starts at 6pm
 - LaGrange Film Festival begins – Screenings at the LaGrange Theater of LT and Nazareth students’ movies (five categories)
All categories will be judged and prizes awarded prior to the easel auction at the West End Art Fair
- Noon
- LaGrange Architecture tours begin – trolley leaves from West End Art Fair every 45 min (1:00, 1:45, 2:30, 3:15, 4:00) Reservations required.
 - Art stops open around town (see map for times and locations)
 - Caricaturist at Village Hall providing free pictures (until 2pm)
 - LaGrange Film Festival continues – Screenings at the LaGrange Theater
- 1pm
- Children’s art program at the LaGrange Public Library
 - Adult art lecture at the LaGrange Public Library
 - LaGrange Film Festival continues – Screenings at the LaGrange Theater
- 2pm
- LaGrange Film Festival continues – Screenings at the LaGrange Theater
- 3pm
- “Masterpieces on Glass” competition ends – awards will be presented at the easel exhibit site (Stone Ave. Station park)
 - Conclusion of LaGrange Film Festival – Screenings at the LaGrange Theater
 - Caricaturist at Stone Ave. Station providing free pictures (until 5pm)

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- 4pm - Final LaGrange Architecture tour – trolley leaves from West End Art Fair. Reservations required.
- 5pm - Awards presented for “Masterpieces on Glass” creations on area storefront windows by LaGrange families. Awards will be presented at the easel exhibit site, West End Art Fair.
- 5:15pm - Awards presented to West End Art Festival participants.
- 5:30pm - Awards presented in 5 categories for LaGrange Film Festival (comedic short, dramatic short, animated stop-motion, computer generated animation and music video). An overall audience favorite award will also be presented.
- 6pm - The BIG Picture cocktail reception and easel auction begins.

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La Grange Film Festival

Deadline: Friday August 28th at 4:00 pm to Community Development Office, La Grange Village Hall - 53 S. La Grange Road, La Grange, IL 60525

SUBMISSION RULES AND REGULATIONS

- Submissions must be from current LT or Nazareth students (incoming Freshmen to Seniors)
- Submission lengths must follow rules for category (see category descriptions for limits)
- Submissions must be on DVD or mini-DV tape
- Each entry DVD must have an entry form (one form per entry)
- Submission copies will NOT be returned
- Content of submissions must be appropriate (no obscene or indecent material)
- The organizers responsible for the fest reserve the right to reject any submissions at their discretion
- **Entry fee is \$10 per entry**

A **First Place prize of \$100** will be awarded in each category and one **Audience Favorite \$100 prize** will also be awarded for the overall favorite entry. If a category has fewer than 5 entries submitted, no prize will be awarded in that category.

Student Producer(s):

Title of Work:

Please check category of submission (see other side for category descriptions and time guidelines):

_____ Animation: Stop Motion _____ Animation: Computer Generated

_____ Comedy _____ Drama _____ Music Video

I certify this is the original work of the student listed above and that the material meets school and community standards in terms of language and visual content.

Student Signature:

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La Grange Film Festival Judge's Evaluation Sheet

STUDENT NAME:

TITLE OF ENTRY:

CATEGORY:

EVALUATION CATEGORY	Poor 1	Fair 2	Average 3	Good 4	Excellent 5	TOTAL
Storytelling: Is the material effective in delivering a message?						
Creativity: Does the project demonstrate creativity in design and to what extent does it captivate the audience?						
Camera: Does the visual component (videography or animation) enhance the program? Consider shot selection, composition, variety, technical qualities like focus, camera movement, exposure, etc.						
Lighting: Does the video show attention to proper lighting techniques? Is lighting used effectively to enhance the mood or the storyline of the project?						
Audio: Is the mix appropriate? Free of distortion?						
Editing: Is the editing technically acceptable? Does it show fluency and understanding of pace?						
Overall Effectiveness: Extent to which video exhibits qualities of category						

OVERALL TOTAL: _____

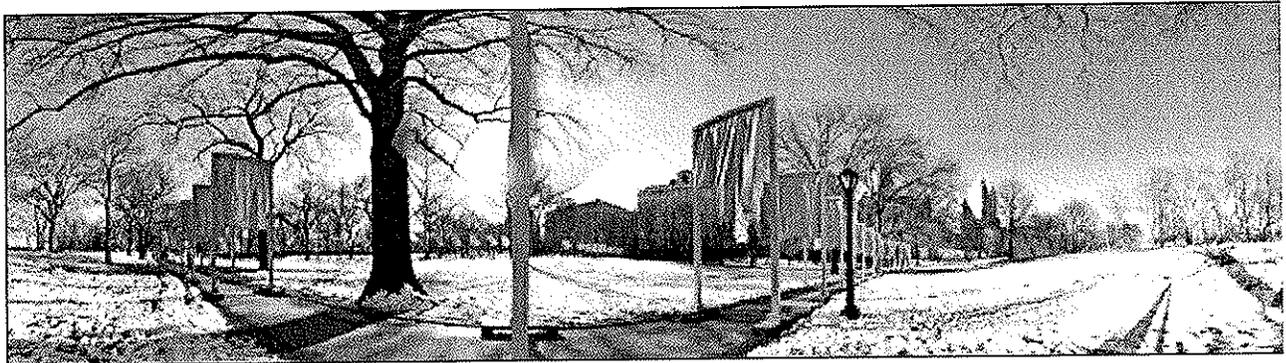
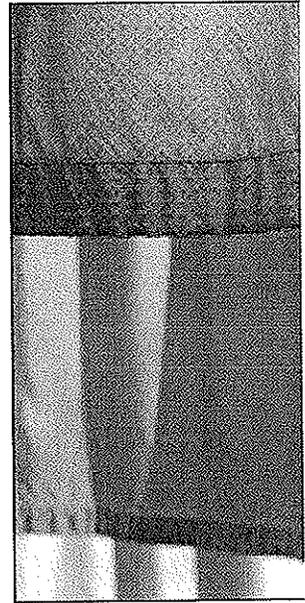
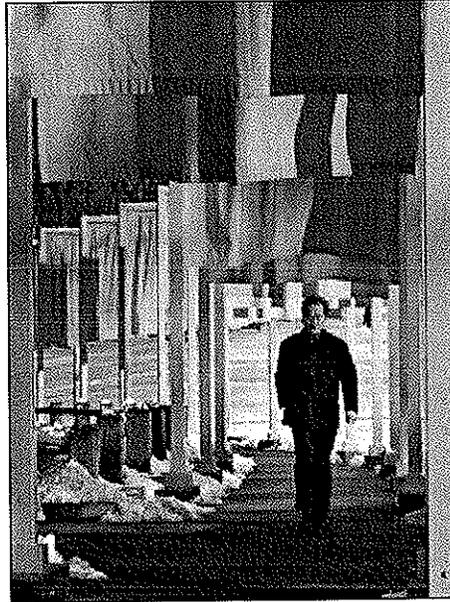
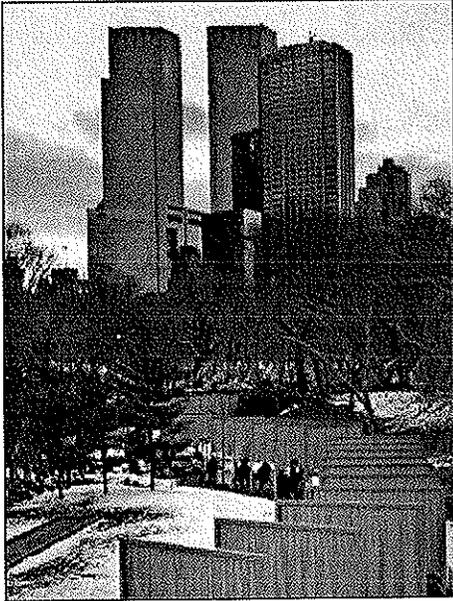
JUDGE'S INITIALS: _____

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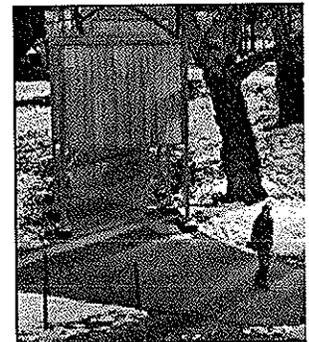
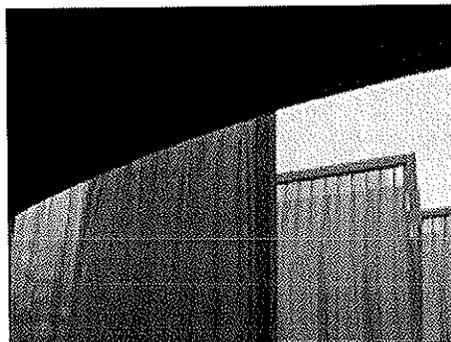
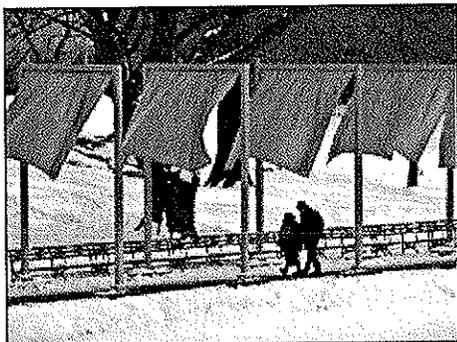
The Gates- Central Park

◀ Event/ Series Galleries : *The Gates- Central Park*

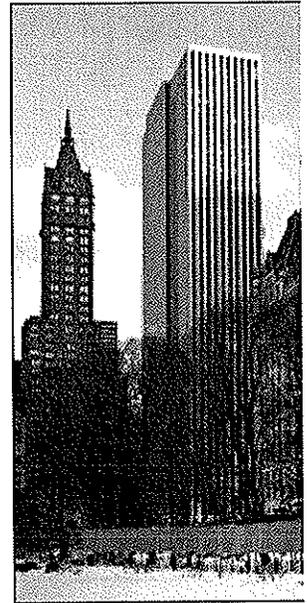
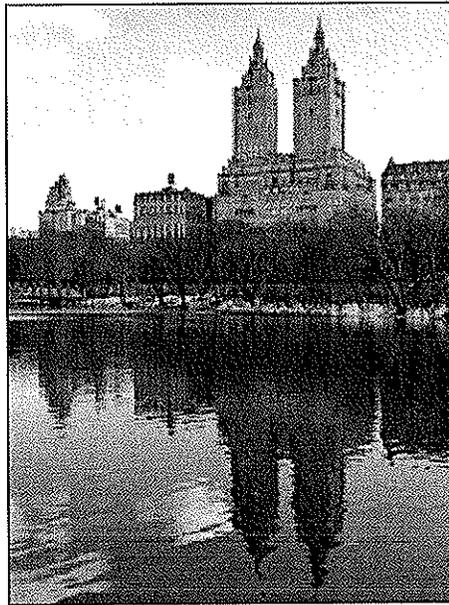
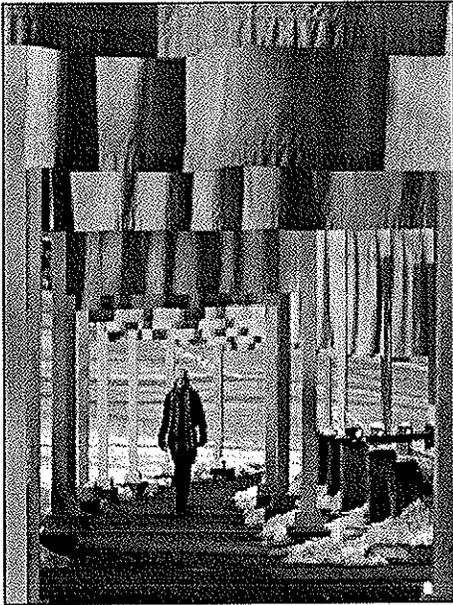
The Gates were displayed along 23 miles of paved paths throughout Central Park from Saturday, February 12 Sunday, February 27, 2005.



View 360 degree QTVR



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Located along the park's walkways, each of "The Gates" stood 16 feet high and varied from 6 to 18 feet in width, and stood perpendicular to selected footpaths in Central Park. "The Gates" consisted of 7,500 gates bearing hanging saffron-colored cloth, lining approximately 23 miles of pedestrian paths in Central Park.

Central Park is 843 acres (11.2 km²); its 6-mile (9.6 km) perimeter extends from Central Park West to Fifth Avenue, and 59th to 110th Streets.

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