



**AGENDA**  
**REGULAR VILLAGE BOARD MEETING**  
**Village Hall - Public Meeting Room**  
**Monday, May 9, 2016 – Immediately Following Town Meeting**

*Reasonable accommodations/auxiliary aids will be provided to enable persons with disabilities to effectively participate in any public meetings of the Board. Please contact the Village Administrative Office (847.883.8600) 48 hours in advance if you need special accommodations to attend. Regular Village Board Meetings will not proceed past 10:30 p.m. unless there is a consensus of the majority of the Trustees to do so.*

**CALL TO ORDER**

**1.0 ROLL CALL**

**2.0 APPROVAL OF MINUTES**

2.1 Approval of the April 25, 2016 Regular Village Board Meeting Minutes

**3.0 REPORTS OF OFFICERS**

3.1 Mayor's Report

3.11 Proclamation Recognizing Public Works Week in the Village of Lincolnshire (May 16-22, 2016)

3.12 Recognition of Lincolnshire Police Officer Adam Hyde – Officer of the Year 2015

3.13 Consideration of Various Board and Commission Appointments

3.2 Village Clerk's Report

3.3 Village Treasurer's Report

3.31 Revenues and Expenditures Summary for the Month of April, 2016

3.4 Village Manager's Report

**4.0 PAYMENT OF BILLS**

4.1 Bills Presented for Payment on May 9, 2016 in the amount of \$410,407.88

**5.0 CITIZENS WISHING TO ADDRESS THE BOARD (on agenda items only)**

**6.0 PETITIONS AND COMMUNICATIONS**

**7.0 CONSENT AGENDA**

*Items on the Consent Agenda will be approved by one motion. If a Trustee wishes to discuss any item, it will be pulled from the Consent Agenda and discussed under "Unfinished Business".*

7.1 Approval of an Architectural Review Board Recommendation to Approve a Sign Code Variation to Permit Front-Lit Interior-Illuminated Wall Signs Rather than Code-Required Back-Lit Interior-Illuminated Wall Signs, in Conjunction with a New Center-Wide Wall Sign Package (430 Milwaukee Avenue - FREP Lincolnshire, LLC)

- 7.2 Approval of a Contract with Chicagoland Paving for the 2016 Pavement Patching Project in an Amount not to Exceed \$36,000 (Village of Lincolnshire)
- 7.3 Approval of a Contract for the Construction of the Village's 2016 Road Resurfacing Project with J.A. Johnson Paving Company in an Amount not to Exceed \$266,962.85 (Village of Lincolnshire)
- 7.4 Approval of a Contract with HBK Water Meter Service, Inc. in an Amount not to Exceed \$42,000 for the Installation of Automated Meter Reading (AMR) Systems in the Commercial District (Village of Lincolnshire)
- 8.0 **ITEMS OF GENERAL BUSINESS**
  - 8.1 Planning, Zoning & Land Use
    - 8.11 Consideration of Approval of an Ordinance Rezoning Property Commonly Known as 1700 Riverwoods Road (Manors of Whytegate - Arthur J. Greene Construction Company)
    - 8.12 Consideration of Approval of an Ordinance Amending a Special Use for a Planned Unit Development (PUD) and Approving a Preliminary Development Plan and Preliminary Plat of Subdivision for the Property at the Southwest Corner of Aptakasic Road and Parkway Drive (Regal Cinemas/404 Social Apartments)
  - 8.2 Finance and Administration
  - 8.3 Public Works
  - 8.4 Police
    - 8.41 Consideration of Approval of an Ordinance Regulating Electronic Smoking Devices (Village of Lincolnshire – Waiver of First Reading Requested)
  - 8.5 Parks and Recreation
  - 8.6 Judiciary and Personnel
- 9.0 **REPORTS OF SPECIAL COMMITTEES**
- 10.0 **UNFINISHED BUSINESS**
- 11.0 **NEW BUSINESS**
- 12.0 **ADJOURNMENT**



One Olde Half Day Road  
Lincolnshire, IL 60069  
[www.lincolnshireil.gov](http://www.lincolnshireil.gov)



2.1

**MINUTES  
REGULAR VILLAGE BOARD MEETING  
Monday, April 25, 2016**

Present:

Mayor Brandt	<del>Trustee Feldman</del>
Trustee Grujanac	Trustee Hancock
Trustee McDonough	Trustee Servi
<del>Trustee Leider</del>	Village Clerk Mastandrea
Village Attorney Simon	Village Manager Burke
Chief of Police Kinsey	Public Works Director Woodbury
<del>Village Treasurer/Finance Director Peterson</del>	Assistant Public Works Director/Village Engineer Dittrich

**ROLL CALL**

Mayor Brandt called the meeting to order at 7:00 p.m., and Village Clerk Mastandrea called the Roll.

**2.1 Approval of the April 11, 2016 Regular Village Board Meeting Minutes**

Trustee Hancock moved and Trustee Servi seconded the motion to approve the minutes of the Regular Village Board Meeting of April 11, 2016 as presented. The roll call vote was as follows: AYES: Trustees Hancock, McDonough, Servi, and Mayor Brandt. NAYS: None. ABSENT: Trustees Feldman and Leider. ABSTAIN: Trustee Grujanac. Mayor Brandt declared the motion carried.

**3.0 REPORTS OF OFFICERS**

3.1 Mayor's Report

**3.11 Building Safety Month Proclamation**

Mayor Brandt made note of the Proclamation recognizing May as Building Safety Month. Mayor Brandt recognized Code Enforcement Official Mike Jesse for a great job in enforcing the Building Code for the Village of Lincolnshire.

3.2 Village Clerk's Report - None

3.3 Village Treasurer's Report - None

3.4 Village Manager's Report

**3.41 Arbor Day Celebration**

Village Manager Burke stated there will be an Arbor Day Celebration on Friday, May, 29<sup>th</sup> at Laura B. Sprague School at 9:15 a.m. and encouraged all to attend.

### **3.42 Spring Lake Park Volunteer Work Day**

Village Manager Burke recognized Village Gardener Jane Joos for a job well done with the Spring Lake Park Volunteer Work Day which took place on Saturday, April 23<sup>rd</sup>.

## **4.0 PAYMENT OF BILLS**

### **4.1 Bills Presented for Payment on April 25, 2016 in the amount of \$405,929.49**

Village Manager Burke provided a summary of the April 25, 2016 bills prelist presented for payment with the total being \$405,929.49. The total amount is based on \$137,604.77 for General Fund; \$198,628.53 for Water & Sewer Fund; \$50,000 for Water & Sewer Improvement Fund; \$4,937.75 for Vehicle Maintenance; \$8,912.88 for Park Development Fund; \$600 for Sedgebrook SSA; and \$5,245.56 for the General Capital Fund.

Trustee McDonough moved and Trustee Grujanac seconded the motion to approve the bills prelist as presented. The roll call vote was as follows: AYES: Trustees McDonough, Grujanac, Servi, and Hancock. NAYS: None. ABSENT: Trustees Feldman and Leider. ABSTAIN: None. Mayor Brandt declared the motion carried.

## **5.0 CITIZENS WISHING TO ADDRESS THE BOARD (on agenda items only)**

## **6.0 PETITIONS AND COMMUNICATIONS**

### **6.1 Presentation by REALITY Illinois Youth Advisory Board Regarding Electronic Smoking Devices**

Various students from surrounding high schools, representing REALITY Illinois Youth Advisory Board provided a presentation regarding electronic smoking devices and the negative effects on the community. REALITY Illinois Youth requested the Board ban indoor use as regular cigarettes have been.

Trustee Grujanac thanked the representatives from REALITY Illinois Youth for presenting and recommended bringing a possible ordinance forward for consideration by the Village Board at an upcoming meeting.

Mayor Brandt asked if any other communities are looking to adopt an Ordinance to ban the indoor use of electronic smoking devices.

The representative from REALITY Illinois Youth Advisory Board stated they have been working with Gurnee and Libertyville. Trustee Grujanac noted Buffalo Grove recently passed an ordinance banning the indoor use of electronic smoking devices.

Mayor Brandt asked if changes have been made to the proposed ordinance presented. Village Attorney Simon noted since Lincolnshire already has an ordinance banning regular cigarettes, a few changes would need to be made to this existing ordinance to include electronic smoking devices.

Mayor Brandt asked if this can be put on the next Regular Village Board agenda. Village Attorney Simon noted the ordinance can be placed on the next Regular

Village Board agenda with the inclusion of waiver of the first reading.

There was a consensus of the Board to include the ordinance on the May 9, 2016 Regular Village Board Agenda.

## **7.0 CONSENT AGENDA**

- 7.1 Approval of a Contract for the 2016 Sanitary and Storm Sewer Lining Project with Hoerr Construction of Peoria, Illinois in an Amount not to Exceed \$89,580.10 (Village of Lincolnshire)**
- 7.2 Approval of a Professional Services Agreement with Gewalt Hamilton Associates, Inc. for Phase 3 – Construction Observation Services for 2016 MFT Resurfacing Project in an Amount not to Exceed \$32,000 (Village of Lincolnshire)**
- 7.3 Approval of an Agreement with the Illinois Department of Transportation for Stage 2 Improvements for the Illinois Transportation Enhancement Project (ITEP) Grant Project (Village of Lincolnshire)**
- 7.4 Approval a Professional Services Agreement with Gewalt Hamilton Associates, Inc. for Phase 3 – Construction Observation Services for Stage 2 Improvements for the Illinois Transportation Enhancement Program (ITEP) Grant Project in an Amount Not to Exceed \$35,722.20 (Village of Lincolnshire)**

Trustee Grujanac moved and Trustee Servi seconded the motion to approve the Consent Agenda. The roll call vote was as follows: AYES: Trustees Grujanac, Hancock, McDonough, and Servi. NAYS: None. ABSENT: Trustees Feldman and Leider. ABSTAIN: None. The Mayor declared the motion carried.

## **8.0 ITEMS OF GENERAL BUSINESS**

- 8.1 Planning, Zoning & Land Use
- 8.2 Finance and Administration
- 8.3 Public Works

### 8.4 Police

- 8.41 Approval of an Addendum to an Intergovernmental Agreement Between the Village of Vernon Hills, The Countryside Fire Protection District, and the Village of Lincolnshire for the Purpose of Providing Emergency Dispatch Services (Village of Lincolnshire)**

Chief of Police Kinsey provided a summary of the proposed addendum to an Intergovernmental Agreement between the Village of Vernon Hills, The Countryside Fire Protection District, and the Village of Lincolnshire for the purposes of providing emergency dispatch services. Chief of Police Kinsey requested the Board waive the first reading.

Trustee McDonough moved and Trustee Grujanac seconded the motion to waive the first reading for an Addendum to an Intergovernmental Agreement between the Village of Vernon Hills, The Countryside Fire Protection District,

and the Village of Lincolnshire for the Purpose of Providing Emergency Dispatch Services. The roll call vote was as follows: AYES: Trustees McDonough, Grujanac, Hancock, and Servi. NAYS: None. ABSENT: Trustees Feldman and Leider. ABSTAIN: None. Mayor Brandt declared the motion carried.

Trustee McDonough moved and Trustee Grujanac seconded the motion to approve an Addendum to an Intergovernmental Agreement between the Village of Vernon Hills, The Countryside Fire Protection District, and the Village of Lincolnshire for the Purpose of Providing Emergency Dispatch Services. The roll call vote was as follows: AYES: Trustees McDonough, Grujanac, Hancock, and Servi. NAYS: None. ABSENT: Trustees Feldman and Leider. ABSTAIN: None. Mayor Brandt declared the motion carried.

8.5 Parks and Recreation

8.6 Judiciary and Personnel

**9.0 REPORTS OF SPECIAL COMMITTEES**

**10.0 UNFINISHED BUSINESS**

**11.0 NEW BUSINESS**

**12.0 EXECUTIVE SESSION**

**13.0 ADJOURNMENT**

Trustee Grujanac moved and Trustee Hancock seconded the motion to adjourn. The voice vote was unanimous and Mayor Brandt declared the meeting adjourned at 7:10 p.m.

Respectfully submitted,  
**VILLAGE OF LINCOLNSHIRE**

Barbara Mastandrea  
Village Clerk

**PROCLAMATION RECOGNIZING PUBLIC WORKS WEEK  
IN THE VILLAGE OF LINCOLNSHIRE  
(May 15 – 21, 2016)**

**WHEREAS**, Public Works services provided in our community are an integral part of our citizens' everyday lives; and

**WHEREAS**, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, streets, parks, public vehicles and buildings, recreation, urban forest, solid waste collection and snow removal; and

**WHEREAS**, the health, safety and comfort of this community greatly depend on these facilities and services; and

**WHEREAS**, the quality and effectiveness of these facilities and services, as well as their planning, design and construction, are vitally dependent upon the efforts and skill of public works staff and officials; and

**WHEREAS**, the efficiency of the qualified and dedicated personnel who staff Public Works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform;

**NOW, THEREFORE, I**, Elizabeth J. Brandt, Mayor of the Village of Lincolnshire, hereby proclaim that the week of May 15 - 21, 2016, shall be Public Works Week in the Village of Lincolnshire;

**AND I HEREBY CALL UPON** all citizens and civic organizations in Lincolnshire to acquaint themselves with what is involved in providing our Public Works and to recognize the contributions that Public Works officials make every day to our health, safety and comfort.

**IN WITNESS WHEREOF**, I sign my name this 9th day of May, 2016.

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Elizabeth J. Brandt  
Mayor

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Barbara Mastandrea  
Village Clerk

**REQUEST FOR BOARD ACTION  
REGULAR VILLAGE BOARD MEETING  
May 9, 2016**

<b>Subject:</b>	Consideration of Appointments/Reappointments to Positions on Various Village Boards
<b>Action Requested:</b>	Consideration and Approval of Proposed Appointments/Reappointments
<b>Originated By/Contact:</b>	Mayor Elizabeth Brandt
<b>Referred To:</b>	Village Board

**Summary / Background:**

Pursuant to the Lincolnshire Village Code, the Mayor has the authority to appoint members to the Village's various Boards and Commissions, subject to the consent of the Board of Trustees. Mayor Brandt recommends the following appointments/reappointments:

<b>Park Board (3 Year Term)</b>	<b>Current Term Expiration</b>	<b>Reappointment or New Appointment</b>	<b>New Term Expiration</b>
Suzi Siegal (3-Year Term)	05/01/2016	Reappointment	05/01/2019
Lee Fell, Alternate (Current 1-Year Term is Expiring)	05/01/2016	Appointment to fill Remaining 3-Year Term (Kelly DuPont Resignation)	05/01/2018
<b>Architectural Review Board (3 Year Term)</b>	<b>Current Term Expiration</b>	<b>Reappointment or New Appointment</b>	<b>New Term Expiration</b>
<b>Ann Barranco (Alternate)</b>	05/01/2016	Reappointment	<b>05/01/2017</b>

**Budget Impact:** None.

**Service Delivery Impact:** None.

**Recommendation:** Consideration and approval of proposed appointment/reappointments.

**Reports and Documents Attached:**

- Board and Commission Term Schedule

Meeting History	
Regular Village Board Meeting:	05/09/2016



**Agenda Item  
3.31**

**VILLAGE OF LINCOLNSHIRE  
REVENUE / EXPENSE BUDGET SUMMARY**

**PERIOD ENDING 4/30/2016  
FISCAL YEAR 2016**

	2015 Year-To-Date			2016 Year-To-Date		
	Revenue	Expense	OVER/(UNDER)	REVENUE	EXPENSE	OVER/(UNDER)
<b>GENERAL FUND</b>						
Revenue	3,858,685			3,061,657		
Administration		84,050			94,010	
Finance		74,043			85,065	
Police		962,620			1,061,421	
Community & Economic Dev.		241,053			223,528	
Insurance & Common		377,206			444,185	
PW: Administration		54,481			84,252	
PW: Streets		267,534			294,731	
PW: Parks & Open Space		235,737			291,502	
Buildings & Grounds		30,809			39,256	
Debt & Transfers		598,941			240,791	
<b>TOTAL GENERAL FUND</b>	<b>\$ 3,858,685</b>	<b>\$ 2,926,475</b>	<b>\$ 932,210</b>	<b>\$ 3,061,657</b>	<b>\$ 2,858,741</b>	<b>\$ 202,916</b>
<b>ENTERPRISE FUNDS</b>						
Water & Sewer Revenue	1,091,188			1,289,723		
Water & Sewer Administration		189,812			565,123	
Public Works Operating		711,284			954,765	
Water & Sewer Improvements	399,205	189,653		344,045	117,602	
<b>TOTAL ENTERPRISE FUNDS</b>	<b>\$ 1,490,393</b>	<b>\$ 1,090,749</b>	<b>\$ 399,644</b>	<b>\$ 1,633,768</b>	<b>\$ 1,637,490</b>	<b>\$ (3,722)</b>
<b>NON-OPERATING FUNDS</b>						
Motor Fuel Tax	55,453	-	55,453	62,161	-	62,161
Retirement	34,008	202,629	(168,621)	37,460	187,791	(150,331)
Fraud Alcohol Drug Enforcement	3,500	1,779	1,721	2,450	2,043	407
Vehicle Maintenance	184,583	108,727	75,857	163,457	128,012	35,445
E-911	114,204	97,095	17,109	50,766	189,741	(138,975)
Park Development	76	-	76	90	8,913	(8,823)
Traffic Signals SSA	6	1,220	(1,214)	9	-	9
General Capital	-	239,417	(239,417)	10,307	82,605	(72,298)
<b>TOTAL NON-OPERATING FUNDS</b>	<b>\$ 391,831</b>	<b>\$ 650,866</b>	<b>\$ (259,036)</b>	<b>\$ 326,699</b>	<b>\$ 599,105</b>	<b>\$ (272,405)</b>
<b>TRUST FUNDS</b>						
Police Pension Fund**	660,731	340,873	319,857	257,838	256,734	1,103
Sedgebrook SSA	5,958	754,819	(748,861)	6,065	763,761	(757,696)
<b>TOTAL TRUST FUNDS</b>	<b>\$ 666,689</b>	<b>\$ 1,095,692</b>	<b>\$ (429,003)</b>	<b>\$ 263,903</b>	<b>\$ 1,020,496</b>	<b>\$ (756,593)</b>

**\*\*The Police Pension Board contracts their accounting services resulting in a reporting delay. Amounts are as of 03/31/2016.**

**VILLAGE OF LINCOLNSHIRE**  
**REVENUES AND EXPENSES BY FUND**  
**April 30, 2016**  
**33.3% of Fiscal Year is Complete**

Annual Budget	Year-to-Date	% Used	Significant Facts
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**GENERAL FUND**

**REVENUES**

Taxes	10,549,550	2,704,591	25.6%	
				Room & Adm 31.81%
				Sales Tax 25.48%
				Real Estate Transfer 35.92%
Licenses & Fees	652,400	172,124	26.4%	Bldg Permits \$39,457
				Bldg Permits % of Licenses & Fees 23%
Fines & Forfeitures	285,000	72,070	25.3%	
Allotments, Grants	207,060	66,198	32.0%	
Miscellaneous	24,000	17,213	71.7%	
Other Income	22,000	29,461	133.9%	
<b>TOTAL REVENUES</b>	<b>\$ 11,740,010</b>	<b>\$ 3,061,657</b>	<b>26.1%</b>	

**EXPENSES**

Personal Services	260,000	85,165	32.8%	
Contractual Services	5,500	0	0.0%	
Other Charges	35,900	8,845	24.6%	
<b>Administration</b>	<b>301,400</b>	<b>94,010</b>	<b>31.2%</b>	
Personal Services	245,700	84,139	34.2%	
Contractual Services	21,180	232	1.1%	
Other Charges	5,425	694	12.8%	
<b>Finance</b>	<b>272,305</b>	<b>85,065</b>	<b>31.2%</b>	
Personal Services	2,701,000	925,709	34.3%	
Contractual Services	186,430	30,207	16.2%	
Commodities	17,200	8,189	47.6%	
Other Charges	93,950	40,038	42.6%	
Pension Benefits	833,550	0	0.0%	
Capital Outlay	2,000	55	2.7%	
Transfers Out	171,670	57,223	33.3%	
<b>Police</b>	<b>4,005,800</b>	<b>1,061,421</b>	<b>26.5%</b>	
Personal Services	471,000	123,203	26.2%	
Contractual Services	171,200	32,041	18.7%	
Other Charges	550,250	66,651	12.1%	
Transfers Out	4,900	1,633	33.3%	
<b>Community &amp; Economic Dev.</b>	<b>1,197,350</b>	<b>223,528</b>	<b>18.7%</b>	
Contractual Services	1,283,590	423,966	33.0%	
Commodities	15,840	5,160	32.6%	
Other Charges	22,460	0	0.0%	
Capital Outlay	75,800	14,918	19.7%	
Other Expenses	0	140	100%	
<b>Insurance &amp; Common</b>	<b>1,397,690</b>	<b>444,185</b>	<b>31.8%</b>	
<b>Public Works</b>				
Personal Services	152,000	52,557	34.6%	
Contractual Services	45,800	30,223	66.0%	
Other Charges	6,925	1,038	15.0%	
Capital Outlay	1,000	434	43.4%	
<b>Admin</b>	<b>205,725</b>	<b>84,252</b>	<b>41.0%</b>	
Personal Services	463,000	160,652	34.7%	
Contractual Services	344,900	37,597	10.9%	
Commodities	109,400	42,204	38.6%	
Other Charges	15,525	5,245	33.8%	
Transfers Out	147,100	49,033	33.3%	
<b>Streets</b>	<b>1,079,925</b>	<b>294,731</b>	<b>27.3%</b>	

	Annual Budget	Year-to-Date	% Used	Significant Facts
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Personal Services	516,700	147,280	28.5%	
Contractual Services	686,200	82,869	12.1%	
Commodities	54,600	17,012	31.2%	
Other Charges	13,225	6,741	51.0%	
Parks Paths Capital Assets	10,000	0	0.0%	
Transfers Out	112,800	37,600	33.3%	
<b>Parks &amp; Open Space</b>	<b>1,393,525</b>	<b>291,502</b>	<b>20.9%</b>	
Contractual Services	110,500	31,574	28.6%	
Commodities	19,500	4,950	25.4%	
Total Other Charges	4,500	1,099	24.4%	
Transfers Out	4,900	1,633	33.3%	
<b>Buildings &amp; Grounds</b>	<b>139,400</b>	<b>39,256</b>	<b>28.2%</b>	
Debt	481,582	240,791	50.0%	
Transfers Out	2,553,636	0	0.0%	
<b>Debt &amp; Transfers</b>	<b>3,035,218</b>	<b>240,791</b>	<b>7.9%</b>	
<b>TOTAL EXPENSES</b>	<b>\$ 13,028,338</b>	<b>\$ 2,858,741</b>	<b>21.9%</b>	

### WATER & SEWER FUND

#### REVENUES

Licenses & Fees	4,505,000	1,288,230	28.6%	
Miscellaneous	6,000	430	7.2%	
Other Income	1,500	1,062	70.8%	
<b>TOTAL REVENUES</b>	<b>\$ 4,512,500</b>	<b>\$ 1,289,723</b>	<b>28.6%</b>	

#### EXPENSES

Personal Services	201,400	68,660	34.1%	
Contractual Services	312,760	106,793	34.1%	
Commodities	1,760	573	32.6%	
Other Charges	2,325	775	33.3%	
Taxes	47,440	15,735	33.2%	FICA Taxes
Transfers Out	549,665	372,587	67.8%	
Transfers In	0	0	100%	
<b>Administration</b>	<b>1,115,350</b>	<b>565,123</b>	<b>50.7%</b>	
Personal Services	433,000	138,526	32.0%	
Contractual Services	2,854,200	793,747	27.8%	
Commodities	27,150	4,980	18.3%	
Other Charges	6,800	1,178	17.3%	
Capital Outlay	27,000	0	0.0%	
Transfers Out	49,000	16,333	33.3%	
<b>Operating</b>	<b>3,397,150</b>	<b>954,765</b>	<b>28.1%</b>	
<b>TOTAL EXPENSES</b>	<b>\$ 4,512,500</b>	<b>\$ 1,519,888</b>	<b>33.7%</b>	

### WATER & SEWER IMPROVEMENT FUND

#### REVENUES

Licenses & Fees	100,000	3,471	3.5%	
Miscellaneous Revenue	0	0	100%	
Other/Interest	2,000	565	28.3%	
Transfers In	453,345	340,009	75.0%	
<b>TOTAL REVENUES</b>	<b>\$ 555,345</b>	<b>\$ 344,045</b>	<b>62.0%</b>	

#### EXPENSES

W&S Improv. Expenses	1,121,800	117,602	10.5%	
<b>TOTAL EXPENSES</b>	<b>\$ 1,121,800</b>	<b>\$ 117,602</b>	<b>10.5%</b>	

Annual Budget	Year-to-Date	% Used	Significant Facts
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**MOTOR FUEL TAX FUND**

**REVENUES**

Allotments & Grants	173,000	62,006	35.8%
Other Income	200	156	77.8%
<b>TOTAL REVENUES</b>	<b>\$ 173,200</b>	<b>\$ 62,161</b>	<b>35.9%</b>

**EXPENSES**

Capital Projects	175,000	0	0.0%
<b>TOTAL EXPENSES</b>	<b>\$ 175,000</b>	<b>\$ -</b>	<b>0.0%</b>

**RETIREMENT FUND**

**REVENUES**

Taxes	591,950	35	0.0%	Property Taxes
Other Income	400	82	20.5%	
Transfers In	118,680	37,343	31.5%	Employer Contributions from other funds
<b>TOTAL REVENUES</b>	<b>\$ 711,030</b>	<b>\$ 37,460</b>	<b>5.3%</b>	

**EXPENSES**

Retirement Expenses	711,030	187,791	26.4%
<b>TOTAL EXPENSES</b>	<b>\$ 711,030</b>	<b>\$ 187,791</b>	<b>26.4%</b>

**FRAUD, ALCOHOL & DRUG ENFORCEMENT FUND**

**REVENUES**

Fines & Forfeitures	0	2,450	100%
<b>TOTAL REVENUES</b>	<b>\$ -</b>	<b>\$ 2,450</b>	<b>100%</b>

**EXPENSES**

Enforcement Expenses	70,067	2,043	2.9%
<b>TOTAL EXPENSES</b>	<b>\$ 70,067</b>	<b>\$ 2,043</b>	<b>2.9%</b>

**VEHICLE MAINTENANCE FUND**

**REVENUES**

Transfers In	490,370	163,457	33.3%
<b>TOTAL REVENUES</b>	<b>\$ 490,370</b>	<b>\$ 163,457</b>	<b>33.3%</b>

**EXPENSES**

Personal Services	144,000	50,466	35.0%	
Contractual Services	125,060	36,416	29.1%	
Commodities	175,800	29,704	16.9%	
Other Charges	9,600	2,828	29.5%	
Taxes	11,010	3,832	34.8%	FICA Taxes
Transfers Out	22,360	4,765	21.3%	
<b>TOTAL EXPENSES</b>	<b>\$ 487,830</b>	<b>\$ 128,012</b>	<b>26.2%</b>	

**E911 FUND**

**REVENUES**

Taxes	375,000	50,678	13.5%
Other Income	200	88	44.0%
<b>TOTAL REVENUES</b>	<b>\$ 375,200</b>	<b>\$ 50,766</b>	<b>13.5%</b>

**EXPENSES**

Contractual Services	461,900	189,741	41.1%
<b>TOTAL EXPENSES</b>	<b>\$ 461,900</b>	<b>\$ 189,741</b>	<b>41.1%</b>

**PARK DEVELOPMENT FUND**

**REVENUES**

Other Income	236,100	90	0.0%
<b>TOTAL REVENUES</b>	<b>\$ 236,100</b>	<b>\$ 90</b>	<b>0.0%</b>

**EXPENSES**

Capital Outlay	188,500	8,913	4.7%
<b>TOTAL EXPENSES</b>	<b>\$ 188,500</b>	<b>\$ 8,913</b>	<b>4.7%</b>

Annual Budget	Year-to-Date	% Used	Significant Facts
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**TRAFFIC SIGNAL SSA**

**REVENUES**

Other Income	0	9	100%
<b>TOTAL REVENUES</b>	<b>\$ -</b>	<b>\$ 9</b>	<b>100%</b>

**EXPENSES**

Professional Services	4,880	0	0.0%
<b>TOTAL EXPENSES</b>	<b>\$ 4,880</b>	<b>\$ -</b>	<b>0.0%</b>

**GENERAL CAPITAL**

**REVENUES**

Grants	430,000	0	0.0%
Other Income	1,200,000	10,307	0.9%
Transfers In	2,553,636	0	0.0%
<b>TOTAL REVENUES</b>	<b>\$ 4,183,636</b>	<b>\$ 10,307</b>	<b>0.2%</b>

**EXPENSES**

Police	62,000	26,194	42.2%
Insurance & Common	2,000	0	0.0%
PW Streets	977,005	20,199	2.1%
PW Prks & Opn Spc	807,020	4,295	0.5%
PW Buildings	803,000	31,917	4.0%
<b>TOTAL EXPENSES</b>	<b>\$ 2,651,025</b>	<b>\$ 82,605</b>	<b>3.1%</b>

**POLICE PENSION FUND\*\***

**REVENUES**

Taxes	833,550	16	0.0%	Property Taxes
Employee Contributions	216,700	45,446	21.0%	
Other Income	105,450	212,375	201.4%	Investment Income
<b>TOTAL REVENUES</b>	<b>\$ 1,155,700</b>	<b>\$ 257,838</b>	<b>22.3%</b>	

**EXPENSES**

Contractual Services	107,600	14,180	13.2%
Other Charges	9,500	0	
Pension Benefits	1,038,600	242,554	
<b>TOTAL EXPENSES</b>	<b>\$ 1,155,700</b>	<b>\$ 256,734</b>	<b>22.2%</b>

*\*\*The Police Pension Board contracts their accounting services resulting in a reporting delay. Amounts are as of 03/31/2016.*

**SEDGEBROOK SSA**

**REVENUES**

Taxes	1,159,700	30	0.0%	
Other Revenue	15,000	6,036	40.2%	Interest Income
<b>TOTAL REVENUES</b>	<b>\$ 1,174,700</b>	<b>\$ 6,065</b>	<b>0.5%</b>	

**EXPENSES**

Professional Services	15,000	1,193	8.0%
Bond Payments	1,159,700	762,569	65.8%
<b>TOTAL EXPENSES</b>	<b>\$ 1,174,700</b>	<b>\$ 763,761</b>	<b>65.0%</b>



**VILLAGE OF LINCOLNSHIRE**  
**BILLS PRESENTED FOR PAYMENT**  
May 9, 2016

General Fund	\$	154,936.86
Water & Sewer Fund	\$	131,419.27
Motor Fuel Tax		
Retirement Fund	\$	65,462.93
Water & Sewer Improvement Fund		
Fraud, Alcohol, Drug Enforcement	\$	40.00
Vehicle Maintenance Fund	\$	13,908.54
E 911 Fund	\$	24,075.00
Park Development Fund		
Sedgebrook SSA		
SSA Traffic Signal		
General Capital Fund	\$	20,565.28
GRAND TOTAL	\$	410,407.88

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Brad Burke, Village Manager

**CUSTOM INVOICE REPORT FOR VILLAGE OF LINCOLNSHIRE**  
**INVOICE DUE DATES 04/26/2016 - 05/09/2016**  
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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: ACRES GROUP</b>		
AEI 0235228	Arbor Day Planting per contract	1,990.00
TOTAL VENDOR ACRES GROUP		1,990.00
<b>VENDOR NAME: ADVANCED BUSINESS GR</b>		
19409	April 2016 - T1 Line, ABG Svc. Charge, VPN On De	537.16
TOTAL VENDOR ADVANCED BUSINESS GR		537.16
<b>VENDOR NAME: AMERICAN RED CROSS O</b>		
10653-GRCS	First Aid/CPR/AED Instructor Kit	204.54
TOTAL VENDOR AMERICAN RED CROSS O		204.54
<b>VENDOR NAME: ARAMARK</b>		
2080543266	Uniform rental service	72.73
2080533318	Uniform Rental	72.73
2080523571	Uniform rental service	72.73
2080503896	Uniform rental service	72.73
2080513718	Uniform rental service	72.73
TOTAL VENDOR ARAMARK		363.65
<b>VENDOR NAME: ARLINGTON HEIGHTS FORD</b>		
756797	Brake lining and rotor assembly for Squad #105	165.18
756785	Filter asseembly-oil for Squad #105	27.72
756906	Bumper moulding for Truck #236	37.22
757081	V belt, bush and filter asseembly for Squad #99	71.37
757080	Element and seal for Squad #99	33.69
758364	Filters for PW trucks	214.60
758526	Seal return	(22.36)
758525	V-belt and filter assembly return	(56.63)
758527	Element for Truck #730	34.50
758638	Lamp assembly for Truck #246	95.49
C83860	Repairs to truck #232	194.93
759583	Air element, filter assembly, rotor and brake kit for S	226.08
TOTAL VENDOR ARLINGTON HEIGHTS FORD		1,021.79
<b>VENDOR NAME: B &amp; F CONSTRUCTION CODE SERVICES</b>		
43770	37 Cambridge Ln.- New SFR - Plan Review	1,263.50
43811	Inspections 3/01 thru 3/31/16	1,760.00
TOTAL VENDOR B & F CONSTRUCTION CODE SERVIC		3,023.50
<b>VENDOR NAME: BADE PAPER PRODUCTS</b>		
201188-00	Paper products	348.86
201302-00	Paper goods	363.89
201335-00	Paper goods	223.54
201380-00	Paper products	104.58
TOTAL VENDOR BADE PAPER PRODUCTS		1,040.87
<b>VENDOR NAME: CDW COMPUTER CENTERS</b>		
CSB0254	Antivirus Software Annual Renewal	450.00
TOTAL VENDOR CDW COMPUTER CENTERS		450.00
<b>VENDOR NAME: CL GRAPHICS</b>		
63759	W. Dittrich Business Cards	147.76
TOTAL VENDOR CL GRAPHICS		147.76
<b>VENDOR NAME: CLARKE ENVIRONMENTAL</b>		
6355692	Mosquito Abatement Contract - Payment 1 of 4	17,215.00
TOTAL VENDOR CLARKE ENVIRONMENTAL		17,215.00
<b>VENDOR NAME: CLESEN, INC.</b>		
313501	Seed mix and straw blanket for restorations	190.88
313278	Replacement pole saw blade and pruner	294.19
312268	Paint handle easy marker	42.00
TOTAL VENDOR CLESEN, INC.		527.07

**CUSTOM INVOICE REPORT FOR VILLAGE OF LINCOLNSHIRE**  
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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: COMED</b>		
3427049011-4-22-16	Streetlighting multi-locations	794.79
TOTAL VENDOR COMED		794.79
<b>VENDOR NAME: CONSERV FS, INC.</b>		
65009451	Turf for North Park. 2nd price: Reinders \$38.25 3rd	2,711.00
65009450	Wheelbarrow and E-Z reacher	920.00
TOTAL VENDOR CONSERV FS, INC.		3,631.00
<b>VENDOR NAME: CSM FINANCIAL, LLC</b>		
B15-0021T	BD Bond Refund - Tree Bond - 10 Westminster - Ho	6,000.00
TOTAL VENDOR CSM FINANCIAL, LLC		6,000.00
<b>VENDOR NAME: DURABILT FENCE II, INC.</b>		
10131	Fencing materials for North Pk batting cage	310.00
TOTAL VENDOR DURABILT FENCE II, INC.		310.00
<b>VENDOR NAME: DUSTCATCHERS &amp; A LOGO MAT INC</b>		
15815	Mat rental service for Village Hall	20.00
15814	Floor mat rental service for PWF	36.52
16471	Floor mat rental service for Village Hal	20.11
16470	Floor mat rental service for Public Works	36.52
TOTAL VENDOR DUSTCATCHERS & A LOGO MAT INC		113.15
<b>VENDOR NAME: FIRST CHOICE COFFEE SERVICES</b>		
400934	Coffee cream, sugar - deliver to PWF	215.84
402773	Coffee, cream deliver to VH	143.01
TOTAL VENDOR FIRST CHOICE COFFEE SERVICES		358.85
<b>VENDOR NAME: FLEET US LLC</b>		
S1106573	Paint for North Park athletic fields	999.80
TOTAL VENDOR FLEET US LLC		999.80
<b>VENDOR NAME: FLOLO CORPORATION</b>		
094846	Emergency pump inspection for Indian Creek	2,000.00
TOTAL VENDOR FLOLO CORPORATION		2,000.00
<b>VENDOR NAME: FOREMAN, JD</b>		
272429	Catch basin repair materials	442.50
TOTAL VENDOR FOREMAN, JD		442.50
<b>VENDOR NAME: GEWALT HAMILTON ASSOCIATES</b>		
4904.444-1	ITEP engineering services 3/1/16 to 3/27/16	693.27
3794.542-5	BD Escrow - Pulte Camberley Club - Engineering R	828.00
3794.100-14	PE services 2/22 to 3/27/16	198.00
TOTAL VENDOR GEWALT HAMILTON ASSOCIATES		1,719.27
<b>VENDOR NAME: GRAINGER, INC</b>		
9089886007	Folding measuring rule for Village Engineer	23.47
9089886015	Basketball net, cable ties, safety can, trimmer line	454.87
TOTAL VENDOR GRAINGER, INC		478.34
<b>VENDOR NAME: HEALY ASPHALT CO, LLC</b>		
57205MB	Cold patch	123.14
TOTAL VENDOR HEALY ASPHALT CO, LLC		123.14
<b>VENDOR NAME: HIGH LEVEL EXCESS LIAB POOL</b>		
1062	2016/2017 Annual Contribution	30,272.00
1062a	Beach Endorsement 2016/17	7,500.00
TOTAL VENDOR HIGH LEVEL EXCESS LIAB POOL		37,772.00
<b>VENDOR NAME: HOME DEPOT CREDIT SERVICES</b>		

**CUSTOM INVOICE REPORT FOR VILLAGE OF LINCOLNSHIRE**  
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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: HOME DEPOT CREDIT SERVICES</b>		
9024329	Construction materials	43.21
9024338	Post fix and concrete	29.76
6024530	Electrical tape, window scraper, lamp parts and wire	64.81
5014427	Pliers, grommet kit, measure tapes	235.18
5014449	Building materials	149.92
2014607	Mailbox repair materials	229.60
2024777	Building supplies	40.88
1024899	Nails, mailbox post, concrete	70.62
102696	Return of audio visual items for PW lunchroom	(31.91)
45125	Grill for PWF	379.00
45126	Concrete	15.60
9020055	Hose and S hooks	14.23
8014874	Hose repair, blank cover, lamp, fittings, conduit, tub	66.67
5020290	Parks construction materials	20.10
1040159	Angles and materials for fence repair	36.56
8010367	Lighting products	88.93
8020976	Cement	43.47
7015495	Post fix, paint brushes	50.79
7015498	Black top, concrete	45.16
4061936	8 pc bar-b-q tool set, foil and pans	36.85
TOTAL VENDOR HOME DEPOT CREDIT SERVICES		1,629.43
<b>VENDOR NAME: HOVING CLEAN SWEEP, LLC</b>		
11110	Street sweeping	2,740.00
TOTAL VENDOR HOVING CLEAN SWEEP, LLC		2,740.00
<b>VENDOR NAME: ILLINOIS DEPARTMENT</b>		
Appl lic- R. Bibat	Applicator licence fee for Roland	20.00
TOTAL VENDOR ILLINOIS DEPARTMENT		20.00
<b>VENDOR NAME: ILLINOIS EPA</b>		
Water Testing 2017	Community Water Supply Testing Program for Fisca	1,360.00
Oper lic renewal	Drinking water operator certification renewal fee	10.00
TOTAL VENDOR ILLINOIS EPA		1,370.00
<b>VENDOR NAME: IMRF</b>		
75567	Apr 2016 Member & Employer Contributions	65,462.93
TOTAL VENDOR IMRF		65,462.93
<b>VENDOR NAME: INTERSTATE ALL BATTERY CENTER</b>		
11221396	Batteries for trucks	605.86
67680	Battery for Truck #730	437.90
11221292	Battery for easement machine #502	56.13
TOTAL VENDOR INTERSTATE ALL BATTERY CENTER		1,099.89
<b>VENDOR NAME: IRC RETAIL CENTERS</b>		
002-2598077	May Common Area Maint.Downtown Prop.(bal.due f	749.45
TOTAL VENDOR IRC RETAIL CENTERS		749.45
<b>VENDOR NAME: JAYPRO SPORTS</b>		
1146137	Special order-custom batting cage	4,969.72
TOTAL VENDOR JAYPRO SPORTS		4,969.72
<b>VENDOR NAME: KIESLER POLICE SUPPLY, INC.</b>		
787687	Mace Spray Holder - Campobasso and Czajka	51.00
TOTAL VENDOR KIESLER POLICE SUPPLY, INC.		51.00
<b>VENDOR NAME: KIMBALL MIDWEST</b>		
4859668	Cleaner, silicone, lubricant, cable ties and paint mar	514.55
TOTAL VENDOR KIMBALL MIDWEST		514.55
<b>VENDOR NAME: LAKE COUNTY PARTNERS</b>		
042816	Big Event 06-03-16 Registration Fee-BB & TZ	100.00

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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: LAKE COUNTY PARTNERS</b>		
	TOTAL VENDOR LAKE COUNTY PARTNERS	100.00
<b>VENDOR NAME: LAKE COUNTY PUBLIC WORKS</b>		
LCPW-04292016	Sanitary sewer treatment 3/16/16 to 4/15/16	103,704.00
	TOTAL VENDOR LAKE COUNTY PUBLIC WORKS	103,704.00
<b>VENDOR NAME: LAKE ZURICH LUMBER</b>		
105856	Lumber	17.50
	TOTAL VENDOR LAKE ZURICH LUMBER	17.50
<b>VENDOR NAME: LALUZERNE &amp; SMITH, LTD.</b>		
March 2016	Legal Services March 2016	2,806.25
	TOTAL VENDOR LALUZERNE & SMITH, LTD.	2,806.25
<b>VENDOR NAME: LIBERTYVILLE CHEVROLET</b>		
894405	Sensor for #249	23.87
894403	Sensor for #249	23.91
CM894403	Sensor return for #249	(23.91)
894314	Seal, pad kit, element, tension belts for #23C	263.82
894325	Parts for #249	364.90
894327	Rotor and pad kit for #230	217.00
CM894317	Return of rotor for #230	(112.00)
CM894314	Return of pad kit for #230	(60.20)
894317	Rotor for #230	112.00
894326	Arm kit for #230	159.32
CM894314A	Return of tension for #230	(58.32)
894358	Tension for #230	59.14
161652	Repairs to truck #241	670.44
158930	Repairs to Chevy Tahoe door module	603.41
894287	Lamp for #89	105.52
894022	Knob for Admin #89	4.84
894129	Element for #240	57.33
894143	Air filters for PW trucks	114.66
894065	Filters for Truck #237	84.98
	TOTAL VENDOR LIBERTYVILLE CHEVROLET	2,610.71
<b>VENDOR NAME: LINCOLNSHIRE RIVERWOODS FPD</b>		
3213	920 Milwaukee Ave.-- Fire Alarm System Review	1,324.00
	TOTAL VENDOR LINCOLNSHIRE RIVERWOODS FPD	1,324.00
<b>VENDOR NAME: LINCOLNSHIRE VILLAGE-PETTY CASH</b>		
05092016	Petty Cash Reimbursement 05/09/2016	261.78
	TOTAL VENDOR LINCOLNSHIRE VILLAGE-PETTY CASH	261.78
<b>VENDOR NAME: MADISON NATIONAL LIFE INS CO, INC</b>		
1210650	June 2016 Life Insurance	1,248.77
04292016-2	Add'l Amount due from 04/29/2016 Payroll Deductic	33.51
	TOTAL VENDOR MADISON NATIONAL LIFE INS CO, INC	1,282.28
<b>VENDOR NAME: MANKOFF INDUSTRIES</b>		
3875	Veet Root system training for Matt Liewehr	850.00
	TOTAL VENDOR MANKOFF INDUSTRIES	850.00
<b>VENDOR NAME: MCGINTY BROS. INC.</b>		
164327	Playground service	2,730.00
	TOTAL VENDOR MCGINTY BROS. INC.	2,730.00
<b>VENDOR NAME: MESIROW INSURANCE SERVICES</b>		
927795	Insurance Agent fee May to Sept 30	5,000.00
2016	Public Officials Bonds- Board & Treasurer	900.00
	TOTAL VENDOR MESIROW INSURANCE SERVICES	5,900.00
<b>VENDOR NAME: MICHAEL MERANDA JR.</b>		
162904	4/25/16 RVB/COW Mtg.	120.00

**CUSTOM INVOICE REPORT FOR VILLAGE OF LINCOLNSHIRE**  
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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: MICHAEL MERANDA JR.</b>		
	TOTAL VENDOR MICHAEL MERANDA JR.	120.00
<b>VENDOR NAME: MOTOROLA PARTS</b>		
92090527	High Capacity Batteries WPNN4013A	263.90
	TOTAL VENDOR MOTOROLA PARTS	263.90
<b>VENDOR NAME: MUNICIPAL FLEET MGRS</b>		
2016 annual dues	MFMA annual dues for 2016	30.00
	TOTAL VENDOR MUNICIPAL FLEET MGRS	30.00
<b>VENDOR NAME: NAMEPLATE &amp; PANEL TE</b>		
203115	Plant label	65.00
	TOTAL VENDOR NAMEPLATE & PANEL TE	65.00
<b>VENDOR NAME: NAPA-SHERIDAN AUTO PARTS</b>		
900953	Coupler, pre-mix engine fuel	65.89
901066	Blue def 1.5 gallon	23.18
901064	4 cycle	34.93
895782	Oil filters	11.52
898560	Oil filters for #244	15.36
898839	Air filter and bulb for #249	41.08
898980	Serpentine belt, fuel filter and synpower	62.95
899410	Oil filters for PW trucks	8.20
899782	Air filter for Squad #97	11.67
900413	Bulbs and deep creep for PW trucks	75.94
899493	Air filter return	(33.48)
	TOTAL VENDOR NAPA-SHERIDAN AUTO PARTS	317.24
<b>VENDOR NAME: NORTH EAST MULTI-REGIONAL TRAINING</b>		
205871	Advanced Homicide Investigation - Ulanowski	250.00
	TOTAL VENDOR NORTH EAST MULTI-REGIONAL TRAIN	250.00
<b>VENDOR NAME: NORTH SHORE GAS</b>		
9500065106622-04-16	207 Northampton utilities gas service	33.65
9500051340015-04-16	100 Fallstone utilities pumping station	33.52
9500046282673-04-16	3 Westwood utility station gas service	32.49
9500043538645-04-16	400 Old Mill utilities gas service	61.37
9500010548967-04-16	430 Farrington utilities gas service	32.80
7500010814062-04-16	205 Schelter utilities gas service	107.52
3500057120542-04-16	NP concessions bld gas service	94.82
6500027843375-04-16	NP Maint bldg gas service	111.19
2500064728546-04-16	24400 Riverwoods utilities gas service	32.02
	TOTAL VENDOR NORTH SHORE GAS	539.38
<b>VENDOR NAME: NORTH SUBURBAN EMPLOYEE BENEFIT COO</b>		
2016-Apr	April 2016 Medical Premiums	57,268.00
	TOTAL VENDOR NORTH SUBURBAN EMPLOYEE BENE	57,268.00
<b>VENDOR NAME: NORTHWEST ELECTRICAL SUPPLY</b>		
17265422	2x2 LED retrofit kits for VH fixture replacement	13,991.25
17268409	Return defective units	(239.85)
17266877	Lamp	92.61
	TOTAL VENDOR NORTHWEST ELECTRICAL SUPPLY	13,844.01
<b>VENDOR NAME: NORTHWEST MUNICIPAL CONFERENCE</b>		
10008	2016-2017 Annual Dues	5,421.00
	TOTAL VENDOR NORTHWEST MUNICIPAL CONFEREN	5,421.00
<b>VENDOR NAME: PATTEN INDUSTRIES INC</b>		
PM600254598	Emergency repair for West Side Res. generator fuel	2,783.29
	TOTAL VENDOR PATTEN INDUSTRIES INC	2,783.29
<b>VENDOR NAME: PAYLOCITY</b>		
102157147	Pay Services 04/29/2016	477.42

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<b>INVOICE NUMBER</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>VENDOR NAME: PAYLOCITY</b>		
	TOTAL VENDOR PAYLOCITY	477.42
<b>VENDOR NAME: POMP'S TIRE SERVICE INC.</b>		
290074523	Tires	536.64
290074162	Tires	403.08
	TOTAL VENDOR POMP'S TIRE SERVICE INC.	939.72
<b>VENDOR NAME: PROSAFETY INC</b>		
2/819770	Slush boots for Bob Suda	24.18
2/819610	Hard hat and ear muffs for Matt Liewehr	33.90
	TOTAL VENDOR PROSAFETY INC	58.08
<b>VENDOR NAME: QUILL CORPORATION</b>		
5121112	Door hangers, red and white - misc. messages to re	119.98
5442033	Ink, Paper and Pens	243.46
	TOTAL VENDOR QUILL CORPORATION	363.44
<b>VENDOR NAME: REINDERS, INC.</b>		
1627351-00	Oil filter and cover assembly	105.40
	TOTAL VENDOR REINDERS, INC.	105.40
<b>VENDOR NAME: RELADYNE</b>		
0959337-IN	Grease	8.88
0959330-IN	Bulk oil	997.50
	TOTAL VENDOR RELADYNE	1,006.38
<b>VENDOR NAME: ROTARY CLUB OF LINCOLNSHIRE</b>		
7391	Fourth Quarter (April - June) Membership Dues	194.00
	TOTAL VENDOR ROTARY CLUB OF LINCOLNSHIRE	194.00
<b>VENDOR NAME: RUSSO POWER EQUIPMENT</b>		
2880596	Round file	1.40
	TOTAL VENDOR RUSSO POWER EQUIPMENT	1.40
<b>VENDOR NAME: SAFETY KLEEN CORP.</b>		
69888228	Waste oil pick up service	398.97
	TOTAL VENDOR SAFETY KLEEN CORP.	398.97
<b>VENDOR NAME: SHERWIN-WILLIAMS</b>		
8635-5	Well house paint	48.12
	TOTAL VENDOR SHERWIN-WILLIAMS	48.12
<b>VENDOR NAME: SPRING ALIGN OF PALATINE</b>		
103571	Alignment fot truck #245	99.95
	TOTAL VENDOR SPRING ALIGN OF PALATINE	99.95
<b>VENDOR NAME: STALTER HANDYMAN SERVICE</b>		
04-26-16	Custom made stop sign posts	4,390.00
	TOTAL VENDOR STALTER HANDYMAN SERVICE	4,390.00
<b>VENDOR NAME: STANDARD INDUSTRIAL &amp; AUTOMOTIVE</b>		
21859	Gallons of salt blaster	240.00
	TOTAL VENDOR STANDARD INDUSTRIAL & AUTOMOTI	240.00
<b>VENDOR NAME: STATE TREASURER</b>		
50218	Traffic signal maintenance Jan-March 2016	7,312.50
	TOTAL VENDOR STATE TREASURER	7,312.50
<b>VENDOR NAME: TRAFFIC CONTROL &amp; PROTECTION INC</b>		
86349	Street sign materials	133.50

**CUSTOM INVOICE REPORT FOR VILLAGE OF LINCOLNSHIRE**  
**INVOICE DUE DATES 04/26/2016 - 05/09/2016**  
**JOURNALIZED**  
**BOTH OPEN AND PAID**

INVOICE NUMBER	DESCRIPTION	AMOUNT
<b>VENDOR NAME: TRAFFIC CONTROL &amp; PROTECTION INC</b>		
86367	Street sign materials	398.30
86087	Street name sign bracket	1,638.00
86151	U channel posts	629.50
86208	Spring Lake Beach signs	310.85
86319	Foil tape for pavement markings	98.85
86318	Street name sign	113.10
TOTAL VENDOR TRAFFIC CONTROL & PROTECTION IN		3,322.10
<b>VENDOR NAME: VERIZON WIRELESS</b>		
9763670206	Data Plan Util 03/13 - 04/12/2016	237.18
TOTAL VENDOR VERIZON WIRELESS		237.18
<b>VENDOR NAME: VERNON HILLS VILLAGE</b>		
DSP-MAY16	May 2016 Monthly Dispatch Service	24,075.00
TOTAL VENDOR VERNON HILLS VILLAGE		24,075.00
<b>VENDOR NAME: WASTE MANAGEMENT</b>		
2047279-1985-2	Brush disposal	945.61
5735300-2008-6	Acct 180-0078379-2008-6 #54001-#54500	1,565.00
TOTAL VENDOR WASTE MANAGEMENT		2,510.61
<b>VENDOR NAME: WATER PRODUCTS CO.</b>		
0265137	B box and drop lid	159.20
0265138	Drop lids	52.05
TOTAL VENDOR WATER PRODUCTS CO.		211.25
<b>VENDOR NAME: WE FIX-IT TIRE REPAI</b>		
0289	Tire mount and repairs for #23C	128.00
0299	Tire repair for North Park mower	20.00
TOTAL VENDOR WE FIX-IT TIRE REPAI		148.00
<b>VENDOR NAME: WEST SIDE TRACTOR SALES CO</b>		
W44522	Back alarm	185.74
000220602	Chains and hooks for towing and securing cargo	283.22
00220603	Replacement mag light for #240	146.91
TOTAL VENDOR WEST SIDE TRACTOR SALES CO		615.87
<b>VENDOR NAME: XEROX CORPORATION</b>		
84379823	April 2016 Police Department Copier	85.00
TOTAL VENDOR XEROX CORPORATION		85.00
<b>VENDOR NAME: XYLEM WATER SOLUTION</b>		
3556890305	Pump repairs	1,082.00
TOTAL VENDOR XYLEM WATER SOLUTION		1,082.00
<b>VENDOR NAME: ZANGE JASON</b>		
T&T 041816-042216	Crime Scene Technology 2 Class - Zange Apr. 18-2	62.00
T&T 042516-042916	Crime Scene Technology 3 Class - Zange Apr. 25-2	64.00
TOTAL VENDOR ZANGE JASON		126.00
		<b>410,407.88</b>

**REQUEST FOR BOARD ACTION  
Village Board  
May 9, 2016**

<b>Subject:</b>	Proposed 15-lot R2A Single-Family Subdivision – Policy Phase (Mons Property at 1700 Riverwoods Road)
<b>Action Requested:</b>	Approval of an Ordinance Rezoning Property Commonly Known as 1700 Riverwoods Road (Manors of Whytegate)
<b>Originated By/Contact:</b>	Tonya Zozulya, Economic Development Coordinator Department of Community & Economic Development
<b>Referred To:</b>	Zoning Board

The Village Board continued discussion of the 15-lot single-family residential subdivision proposal at the April 4, 2016 Village Board meeting. At the conclusion of the meeting, the Board requested the developer research and return to the Board with the following additional revisions or information:

**1. Remove the predominant building color and building orientation from the proposed subdivision architectural design covenants.**

Attached covenants no longer contain the predominant building color and building orientation as two differentiating characteristics of a house.

**2. Incorporate lot landscaping into the proposal.**

The developer incorporated a new lot landscaping requirement into the attached covenants (retitled to “Architectural Design and Lot Landscaping Covenants”). The covenants state the developer will meet and exceed the minimum lot landscaping requirements, as shown below:

	Front Yard	Rear Yard	Each Side Yard*	Total Trees per Lot
<b>Proposed</b>	2	6	1	10
<b>Required by Code</b>	2	2	1	6

*Note: There are no corner side yards proposed in this subdivision.*

**3. Refine the comparable subdivision chart to include information on Floor Area ratio (FAR), setbacks and home sales for all subdivisions north of Route 22.**

Staff refined the attached chart to show the requested information.

Staff received the attached letter from Mr. Allen Mons, the property owner.

**Village Code Intent & Board Review Process Regarding Current Proposal:**

**Intent**

*The Village Code intent for the R2A Single-Family Residential Zoning District is as follows “The R2A Single-Family Residence District is designed to permit the development of environmentally sensitive large lot areas through the application responsible environmental and other planning criteria. The intent is to encourage a creative approach to the use of land, preserve natural*

*vegetation, topographic and geologic features, enhance the appearance of the neighborhoods by the conservation of forested areas, water bodies and the preservation of natural vegetation and wildlife and advance the various Lincolnshire planning policies outlined in the Official Comprehensive Policies Plan. Specific environmental and planning criteria will be applied through the site plan review process.”*

**Board Review Process:**

1. **Review of the Comprehensive Plan for the Mons property.** The Comprehensive Plan’s land use recommendation for the property is Environmentally-Sensitive Residential (R2A). The proposal incorporates environmentally-sensitive features expected in this zoning district. The proposal also meets the Comprehensive Plan’s recommendation of developing this property “in a manner consistent with that of existing neighborhoods to ensure uniformity, consistency and cohesion...”
2. **Review of the Zoning Code intent for the R2A Single-Family Residential Zoning District.** The proposed subdivision plans demonstrate the R2A Code intent has been met with the installation of native vegetation, water bodies and bioswales.
3. **Review of the Petitioner’s Responses to the Rezoning Standards.** The Zoning Board determined, at the public hearing, the attached standards have been met to justify the proposed rezoning from R1 to R2A Single-Family Residential.
4. **Review of R2A zoning requirements.** The plans show all R2A District requirements have been met, with no variations sought.

If the R2A rezoning is approved at the May 9<sup>th</sup> meeting, the developer will begin the Technical Phase required for R2A properties. This phase includes a Final Plat of Subdivision review at the Zoning Board with final approval by the Village Board.

*Per past Village Board requests, Staff mailed a courtesy notice of the May 9<sup>th</sup> Village Board meeting to all surrounding residents within 250 feet of the subject property.*

**Recommendation:**

Approval of a Rezoning to the R2A District, pursuant to the R2A Policy Phase, for a proposed 15-lot single-family residential subdivision.

**Reports and Documents Attached:**

- Draft Ordinance, prepared by Village Attorney Simon.
- Letter from Allen Mons, property owner, dated April 27, 2016.
- Chart of approved Single-Family Residential Subdivisions north of Route 22, prepared by Staff and MGP Consortium.
- Map of Single-Family Residential Subdivisions north of Route 22 table, prepared by NGP Consortium.
- Cover letter prepared by Arthur J. Greene Construction Company, dated May 2, 2016, date stamp received May 2, 2016.
- Revised Architectural Design Covenants, prepared by Arthur J. Greene Construction Company.
- Manors of Whytegate Data Sheet, prepared by Manhard Consulting.
- Proposed subdivision plans, prepared by Manhard Consulting, Ltd., dated January 26 and March 14, 2016.
- Critical Area 2 (Mons property) Excerpt from Village of Lincolnshire Comprehensive Plan, Update 2012.

- Staff Memorandum and meeting minutes of the October 13, 2015, March 14, 2016 and April 4, 2016 COW/Village Board meetings.

<b>Meeting History</b>	
Referral at Village Board (COW):	February 24, 2014
Zoning Board (Public Hearing):	May 21, 2015
Previous Board Discussion (COW):	October 13, 2015
Board Discussion (COW)	March 14, 2016
Village Board	April 4, 2016
Village Board (current)	May 9, 2016

**VILLAGE OF LINCOLNSHIRE  
LAKE COUNTY, ILLINOIS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE REZONING PROPERTY  
COMMONLY KNOWN AS 1700 RIVERWOODS ROAD  
(MANORS OF WHYTEGATE)**

**WHEREAS**, application has been made by the Arthur J. Greene Construction Company, an Illinois corporation (the “Applicant”), for the rezoning of a property commonly known as 1700 Riverwoods Road (the “Property”) from R1- Single-Family Residence District to R2A - Single-Family Residence District; and

**WHEREAS**, the proposed rezoning is proposed to be concurrent with and conditioned upon the subdivision of the Property for the development of a new residential subdivision to be known as Manors of Whytegate;

**WHEREAS**, the Zoning Board of the Village of Lincolnshire, Lake County, Illinois, pursuant to publication and personal notice as required by law, held a Public Hearing commencing on May 21, 2015, on the question of the rezoning and whether the Applicant’s plan meets the standards for an environmentally sensitive large lot subdivision specifically described for the R2A Single Family Residence District, and

**WHEREAS**, the Zoning Board has adopted findings of fact required to demonstrate the application for rezoning meets the criteria described in Section 6-14-10-D of the Village Code.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Trustees of the Village of Lincolnshire, Lake County, Illinois, in the exercise of its home rule powers, as follows:

**Section 1:** That the written findings, dated May 21, 2015, attached hereto as Exhibit A and made a part hereof, are incorporated herein by reference as the findings of this Board with the same effect as if fully recited herein at length.

**Section 2:** That the Lincolnshire Zoning Code, is amended by rezoning the following described properties from R1-Single Family Residence District to R2A Single-Family Residence District:

SEE ATTACHED LEGAL DESCRIPTION AT EXHIBIT B

**Section 3:** That the Zoning Map of the Village of Lincolnshire, Lake County, Illinois, is hereby amended so as to be in conformance with the aforesaid zoning.

**Section 4:** That this ordinance granting a map amendment, including the relief specifically and collectively described in Sections 2 and 3, is subject to and contingent upon the Applicant meeting the following conditions:

- A. The Applicant shall develop the Property in a manner which shall conform in substance with the approved zoning site plan, including measures designed to protect the Property's environmentally-sensitive features, as more fully depicted in the plan attached hereto as Exhibit C;
- B. The approval described herein is contingent on the Applicant completing the "Technical Phase" of R2A development, as more completely described in Section 6-5B-6-2 of the Village Code;
- C. The Village approving a Plat of Subdivision which complies with Title 6 and Title 7 of the Village Code, with a variance for the length of the cul-de-sac; and

Failure of the Applicant to meet all of the foregoing conditions within three (3) years from the date of this Ordinance shall result in the zoning amendment described herein to become null and void and the zoning of the Property shall revert to the R1 Single-Family Residence Zoning District.

**Section 5:** The specific terms and conditions of this Ordinance shall prevail against other existing ordinances of the Village to the extent that there might be any conflict. The subject properties are subject to all terms and conditions of applicable ordinances and regulations of the

Village of Lincolnshire including, without limitation, zoning ordinances, building codes, subdivision, sign control, tree preservation and landscape regulations.

Section 6: Any person violating the terms and conditions of this Ordinance shall be subject to a penalty not exceeding Five Hundred Dollars (\$500.00) with each and every day that the violation of the Ordinance is allowed to remain in effect being deemed a complete and separate offense. In addition, the appropriate authorities of the Village may take such other action as they deem proper to enforce the terms and conditions of this Ordinance, including, without limitation, an action in equity to compel compliance with its terms. That any person violating the terms of this Ordinance shall be subject, in addition to the foregoing penalties, to the payment of court costs and reasonable attorneys' fees.

Section 7: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law. Provided, however, that this Ordinance shall not take effect until a true and correct copy of this Ordinance is executed by the Applicant and such other parties in interest consenting to and agreeing to be bound by the terms and conditions contained within this Ordinance. Such execution shall take place within sixty (60) days after the passage and approval of this Ordinance or within such extension of time as may be granted by the Corporate Authorities by motion.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2016, by the Corporate Authorities of the Village of Lincolnshire, on a roll call vote as follows:

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2016.

---

Elizabeth J. Brandt, Mayor

ATTEST:

---

Barbara Mastandrea, Village Clerk

4818-9038-3396, v. 1

ACCEPTED AND AGREED:

**ARTHUR J. GREENE CONSTRUCTION COMPANY,**  
an Illinois corporation

\_\_\_\_\_  
By:

Title: \_\_\_\_\_

Date: \_\_\_\_\_

## EXHIBIT A

### FINDINGS OF FACT

*1. Existing zoning classification of the property.*

The existing zoning of the property is R1 Single Family Residence District

*2. Existing uses of property and existing physical, social or economic factors within the general area of the property in question.*

The existing land use of the surrounding area is entirely single family residential. On the north is the Whytegate Unit 3 subdivision; on the south is Whytegate Unit 2 subdivision; on the west is the Manors of Brampton Woods; on the east is Riverwoods Road and the Briarwoods of Lincolnshire Subdivision.

*3. The zoning classification of property within the general area of the property in question.*

The existing zoning surrounding the property and beyond is entirely single family residential. The existing zoning within the immediate area includes: north – R2A Single-Family Residence District; south – R2A Single-Family Residence District; west - R2 Single Family Residence District; and east – R2A Single-Family Residence District.

*4. The suitability of the property in question to the uses permitted under the existing or proposed zoning classification.*

The site is suitable for development under the current zoning, but the resulting lots of that size would not be compatible with the surrounding area. Under the proposed zoning of R2A, lots can be developed at an average of 22,000 square feet which is compatible to surrounding developments. Both water and sanitary sewer is available to the site.

*5. The trend of development, if any, in the general area of the property in question, including changes, if any, which have taken place in its present zoning classification.*

The subject property is the last vacant parcel of land in this area of the Village of Lincolnshire that has not been developed as single family housing. All of the land in the immediate area has been rezoned to similar zoning districts... primarily R2A Single Family Residence District and has been approved in the subdivision process.

## EXHIBIT A

In fact all zoning south ( including Brampton Lane along Riverwoods Road corridor) to Half Day Road, is zoned R-2A.

6. *The length of time the property has been vacant as zoned.*

The property has an existing home which is 70+ years old and up to 4 years ago was home to the owner. The owner is now deceased and the family has gone under contract with the petitioner to sell the property. The property was forcibly annexed by the Village in 1998 and zoned R-1.

7. *The extent to which the property's value is diminished by the existing zoning classification.*

Based on the existing zoning, the development of the property would not be compatible with the surrounding higher -density land use and zoning, thus diminishing the property's value.

8. *The impact upon the objectives of the official Comprehensive Plan of the Village, as amended.*

The Village of Lincolnshire Comprehensive Plan has indicated the subject property to be Critical Area 2 of the East Sector. The Comprehensive Plan calls for an "Environmentally Sensitive Residential" land use classification. The plan as proposed keeps the wetland/ grove of trees intact, keeps the surrounding hedgerow intact, and the proposed zoning and subdivision maintains the density of the surrounding area.

*Prepared by:*

Glenn M. Christensen  
Senior Planner  
Manhard Consulting  
900 Woodlands Parkway  
Vernon Hills, Illinois 60061

*Petitioner:*

**Arthur J. Greene Construction Company**  
**175 East Hawthorn Parkway**  
**Suite 200**  
**Vernon Hills, Illinois 60061**

**EXHIBIT B**

**LEGAL DESCRIPTION OF SUBJECT PROPERTY**

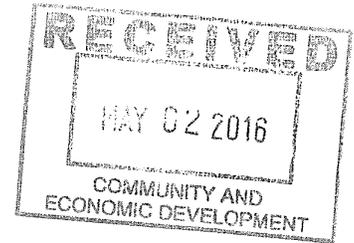
THE SOUTH 15 ACRES OF THE NORTH 45 ACRES OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 43 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN LAKE COUNTY, ILLINOIS (EXCEPT THAT PART THEREOF PREVIOUSLY ANNEXED LYING WITHIN RIVERWOODS ROAD).

**EXHIBIT C**

**DEVELOPMENT PLANS TO PROTECT  
ENVIRONMENTALLY-SENSITIVE FEATURES**

[ATTACHED]

4-27-16



Respectful Request that this letter be given to:

- *Lincolnshire Mayor Elizabeth Brandt*
- *Lincolnshire Trustees*
- *Brad Burke - Village Manager*

Hello and thank you,

for allowing me to send some thoughts.

Time passes ever-more swiftly for me, yet many memories still seem so clear.

We moved into our 1700 Riverwoods home the summer of 1957, slightly prior to Lincolnshire's formation.

Back then, the road was named Saunders, not Riverwoods.

It was a gravel and dirt road.

There were perhaps 6 houses on the entire mile-and-a-half of it.

On hot still clear days, a car driving it would raise a dust cloud behind, that lingered a little in the air.

Most days, Saunders would remain undisturbed by another car, for hours.

My family was told by the elders of the area, that before us, 'way back, the whole area was a giant grove of Black Walnut trees. That the old settlers had cleared the land long ago, so they could farm. That they had done it by hand with axes. That trees that we thought old, were 'new,' the old forest having been long removed.

We only knew what we were told about such things.

But all looked young, fresh and filled with life to us children.

There were only a few folk sprinkled about, but we had one famous neighbor.

Next door, Mr. and Mrs. Florsheim had their great country estate.

There was always had something going on over there.

They bred champion Airedales, in a tremendous kennel.

In front of the kennel was a house.

After you entered, you learned that it was just to house the dogs' hundreds of competition trophies.

Later, they switched to raising championship horses.

The kennels were reconfigured to stalls.

Within were great chestnut stallions and high strung dark-eyed mares, which pranced nervously.

Sometimes we would see them run alongside the long wood, white-washed fence.

Their always curried coats shimmered in the sunlight as they ran.

It was a different time.

Time passed, we grew up, and roads in the area began to be paved, one after the next, finally even Saunders.

Lincolnshire grew up and grew toward, and eventually around us.

The Florsheims grew old. They began to sell off their hundreds of acres of property.  
They knew that the area was changing.  
Good folk wanted to come and raise their families, just as ours had.  
So we understood why they'd sold. It made sense, and it was just.  
Because healthy towns grow up too.

Each development further transitioned the area from farmland to village.  
Though we saw the young land that we had known begin to vanish, we never objected.  
Because people have a right to buy, and to sell, their own property.

Many houses were built, and a lovely community arose.  
Homes were built on our south border, then the West, then the East, and finally the North.  
More families came, and the area grew up.

We could've sold our property long ago.  
Yet neighbors on all sides, seemed to appreciate that we didn't, as it allowed them to have a free view without  
payment or tax, beyond their boundaries.  
We understood that too.  
We bothered no one, and practiced being good neighbors as we had been raised to be.  
We kept that in our hearts and never considered development for almost 60 years.

That's a long time to have been a good neighbor, isn't it?

Dad died, but Mother stayed, loving the land, her garden, and her memories.  
They had had children, and those children had children, who now have children.  
Like towns, families also grow.

The descendants' fortunes have been mixed.  
But they are all decent folk who have never harmed nor cheated anyone.  
Many are young.

Like many families, they work to pay basic medical bills, and pay down debt.  
They are not rich; some struggle.  
They are real folk, who work hard and do the best they are able.

They are many of the heirs to the property.  
They too, have never complained.  
So they wait, though it's hard after years, hoping for the final sale to Arthur Greene builders.

The developed properties on each side, have greater density.  
We only ask that our property, at long last, be allowed to be developed, as all four sides of it already are.  
We greatly respect Lincolnshire's past, its present, and its future, and wish nothing but the best for it.

Kind regards,



Allen Mons

Approved Single-Family Residential Subdivisions North of Route 22 \*

Subdivision Name	Zoning	COW Referral	Proposed Lots	Final Lots	% Change	Acres	Average Lot Size (sq.ft.)	Actual Density (units/acre)	Maximum Code-Permitted Density	Average House Size (sq. ft.)**	Maximum Code-Permitted House Size (sq.ft., based on average lot size & 25% FAR)	Code-Permitted Minimum Front Yard Setback	Code-Permitted Minimum Interior Side Yard Setback	2015 Average Sale Price ***
Anvil Farms	R1	1/11/1988	7	7	0	16.00	84,506	0.44	1.0	4,918	21,127	50'	30'	\$830,000
Bishop's Gate	R1	1/25/1988	7	7	0	15.00	80,150	0.47	1.0	5,913	20,038	50'	30'	N/A
Brampton Woods	R2A	9/23/1986	18	16	-11	15.00	26,572	1.07	1.25	3,339	6,643	20'	10'	\$687,500
Briarwoods of Lincolnshire	R2A	2/6/1989	17	14	-17.6	14	33,106	1.00	1.25	5,153	8,276	20'	10'	\$1,052,500
Brookwood Farm	R1	12/13/2004	17	9	-47	19.5	67,954	0.46	1	5,976	16,988	50'	30'	N/A
Lincolnshire Forest (Preston Court)	R2A	7/8/2002	10	9	-10	12	30,492	0.75	1.25	4,744	7,623	20'	10'	\$1,125,000
Lincolnshire Woods - Units 1-4	R2A	10/5/1976	171	174	1.7	142	23,522	1.23	1.25	3,258	5,881	20'	10'	\$652,209
Manors of Brampton Woods	R2	3/30/1989	11	10	-9	15	47,230	0.67	2.0	4,130	11,808	40'	20'	\$765,000
Manors of Brampton Woods - Unit 2	R2	4/24/2006	11	12	9	17	57,499	0.71	2.0	5,455	14,375	40'	20'	\$1,502,760
Meadows of Birch Lake	R2A	7/24/1995	49	39	-20	40	30,056	0.98	1.25	4,814	7,514	20'	10'	\$998,333
Old Mill Woods	R2A	5/29/2001	45	27	-40	23	30,056	1.17	1.25	4,985	7,514	20'	10'	\$628,000
Whytegate - Unit 1	R2A	12/17/1984	29	29	0	23	23,522	1.26	1.25	3,240	5,881	20'	10'	\$774,500
Whytegate - Unit 2	R2A	12/17/1984	22	22	0	18	24,394	1.22	1.25	3,439	6,098	20'	10'	N/A
Whytegate - Unit 3	R2A	12/17/1984	19	19	0	15	25,700	1.27	1.25	3,293	6,425	20'	10'	\$607,500
Whytegate Woods	R2A	N/A	6	6	0	5	33,541	1.20	1.25	3,934	8,385	20'	10'	\$900,000
<b>Proposed Manors of Whytegate****</b>	<b>R2A</b>	<b>2/24/2015</b>	<b>19</b>	<b>15</b>	<b>-21</b>	<b>14.5</b>	<b>28,289</b>	<b>1.03</b>	<b>1.25</b>	<b>5,425</b>	<b>7,072</b>	<b>20'</b>	<b>10'</b>	<b>N/A</b>

\*Sources: GIS; Lake County's Assessor's Office

\*\* House size includes garage

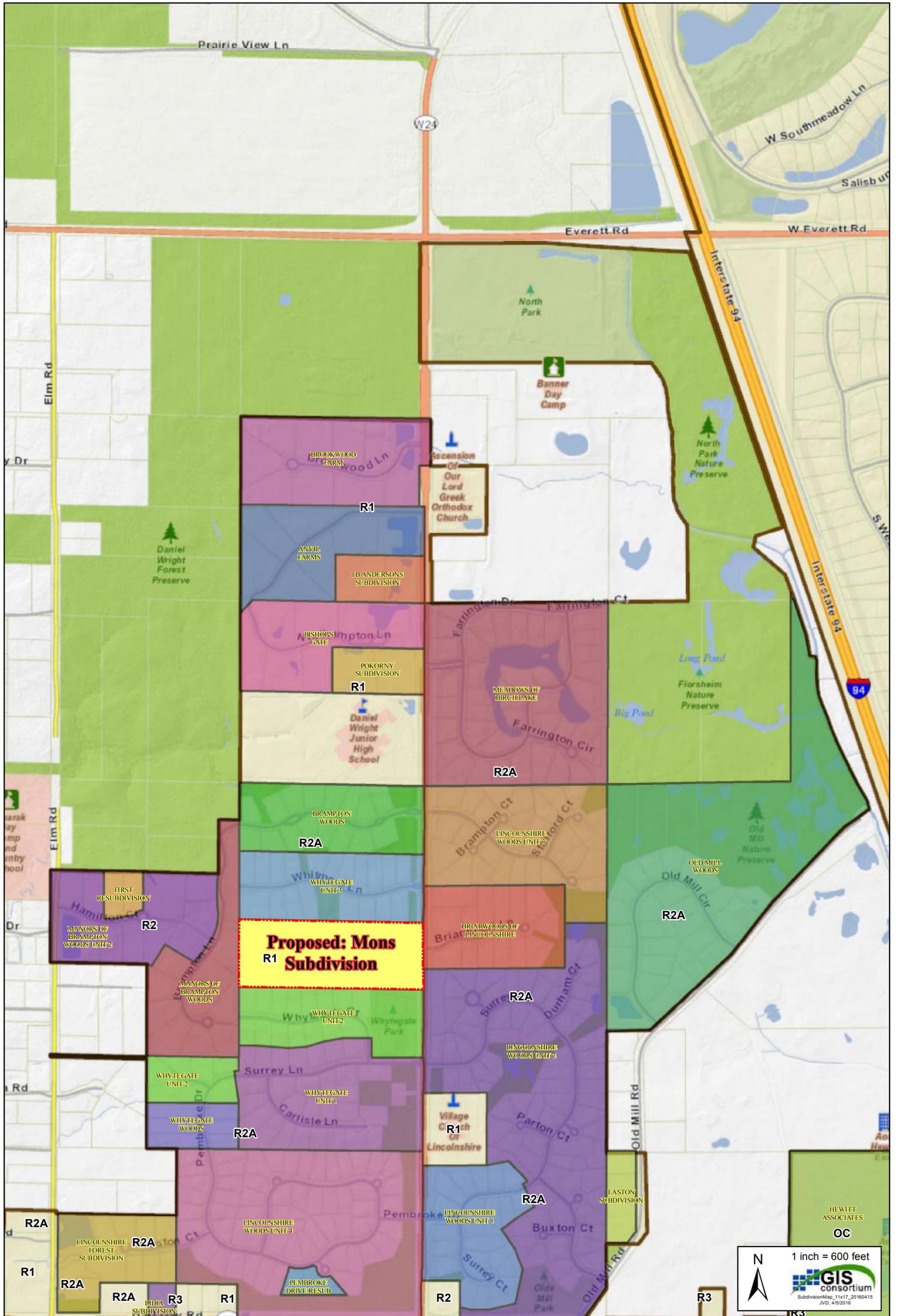
\*\*\* Some subdivisions had one or no sales in 2015

\*\*\*\*This information is for illustrative purposes only

# Subdivision Map

## Community & Economic Development

-  Proposed Subdivision
-  Municipal Boundary
-  Parcel Boundary
-  Pond or River
-  Recreation Area
-  Road



N  
1 inch = 600 feet



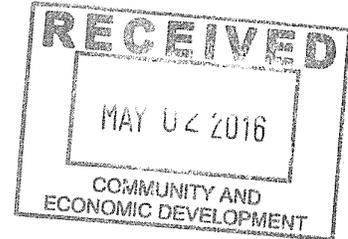
SubdivisionMap\_11x17\_20160415  
JVD, 4/6/2016



ARTHUR J. GREENE CONSTRUCTION CO.

May 2, 2016

Madame Mayor Elizabeth Brandt &  
The Village of Lincolnshire Trustees  
One Half Day Road  
Lincolnshire, IL 60069



Dear Madame Mayor & Trustees:

Per your request, Arthur J. Greene Construction Co. has revised the Architectural Covenants for the Manors of Whytegate sub-division to eliminate the predominant building color of home (Section C-2-ii) and the site orientation: right hand or left hand orientation (Section C-2-vi). We have also revised the roofing materials, such as: wood shakes, slate, tile only (Section C-2-III). We have implemented a minimum landscape requirement, which we are tripling the amount of required trees to all rear yards.

We are looking forward to the May 9<sup>th</sup> meeting in which we are respectfully requesting the approval for re-zoning from R-1 to R-2A single-family residences.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeffrey Greene'.

Jeffrey Greene  
President

175 E. HAWTHORN PARKWAY  
SUITE 200  
VERNON HILLS, ILLINOIS 60061

TELEPHONE (847) 367-4044  
FAX (847) 367-4002  
EMAIL: INFO@AJGCC.COM

## Revised Architectural Design and Landscape Covenants

- A. Architectural Integrity and Consistency:** The various elements of the home are to be compatible and consistent with the prominent architectural style.
- B. Significant Appeal:** The architectural style, the detailing of the exterior trim, the appointments, the building materials, the colors, and the installation and application of the same shall combine to create a distinctive character and significant appeal.
- C. Singular Improvement:**
1. No more than one (1) home of the same elevation shall be built within Manors of Whytegate.
  2. No home shall be built within Manors of Whytegate which is of the same or similar design as another home already built or approved within Manors of Whytegate unless the home has at least two (2) of the following features different from previously built or approved homes:
    - (i) the basic arrangement of the building and its front elevation elements, such as: windows, shutters, doors, entryways or entryway treatments and porches;
    - (ii) the major exterior building materials (such as: vertical siding, horizontal siding, brick, stone or stucco) or the significant relative proportion of their use;
    - (iii) the roofing materials, such as: wood shakes, slate, tile
    - (iv) the roof structure or style, such as: hip, gable, mansard, etc.;
    - (v) the style of home (i.e., Country French, Tudor, Georgian, Victorian, Cape Cod, etc.).
- D. Professional Quality:** Factors such as roof pitch, the size and location of the windows, the chimney detailing and other elements shall all be considered. The overall appearance of the improvements shall be one of professional quality.

Primary architectural elements and materials that are part of the front elevation of a structure shall be included on all other elevations (sides and rear elevations) at a ratio of approximately two to one. For example: if a front elevation is 100% brick, then the side and rear elevations should be approximately 50% brick on an aggregate basis (with the chimney alone not fully satisfying this requirement). Front elevation accent materials such as stone are excluded from this requirement. The enforcement of this requirement may be adjusted in order to not sacrifice high-quality architectural design for the sake of satisfying a formula.

A home with a "shirt front" of brick (which is brick on the front of home only) will not be acceptable. The brick must be continued on the side elevations with the brick either continuing on all elevations or having a logical and pleasing termination of the brick material. All sides of the structure shall be designed with a pleasing

inclusion and balance of architectural elements: trim detailing, appointments, windows and/or doors. A façade unrelated to the rest of the structure is not in keeping with the desired design criteria.

**E. Minimum Landscape Requirements:**

<b>Yard</b>	<b>Minimum Number of Trees</b>	<b>Size at Planting</b>
Front & Corner Side	2	2.5" DBH deciduous tree or 8' tall evergreen tree
Side	1 per side	2.5" DBH deciduous tree or 8' tall evergreen tree
Rear	6	2.5" DBH deciduous tree or 8' tall evergreen tree

**F. Additional Requirements:**

1. 40 foot minimum sideyard separation between Homes
2. 100% of Homes to have a minimum of 3 car garage
3. 70% of Homes to have side-entry garage
4. 30% of Homes to have T garage (1 garage side-entry; 1 garage forward facing)

## Manors of Whytegate

### 19 LOT PLAN

Total Area in Lots	476,124 sq.ft.	10.93 acres	72.9%
Total Area in Open Space	90,031 sq.ft.	2.07 acres	13.8%
Total Area in Existing & Proposed Right-of-Way	87,324 sq.ft.	2.00 acres	13.3%
Total Site	653,479 sq.ft.	15.00 acres	100.0%
Density	1.26 units/acre		
Smallest Lot	20,870 sq.ft.		
Largest Lot	37,317 sq.ft.		
Average Lot Size	24,849 sq.ft.		

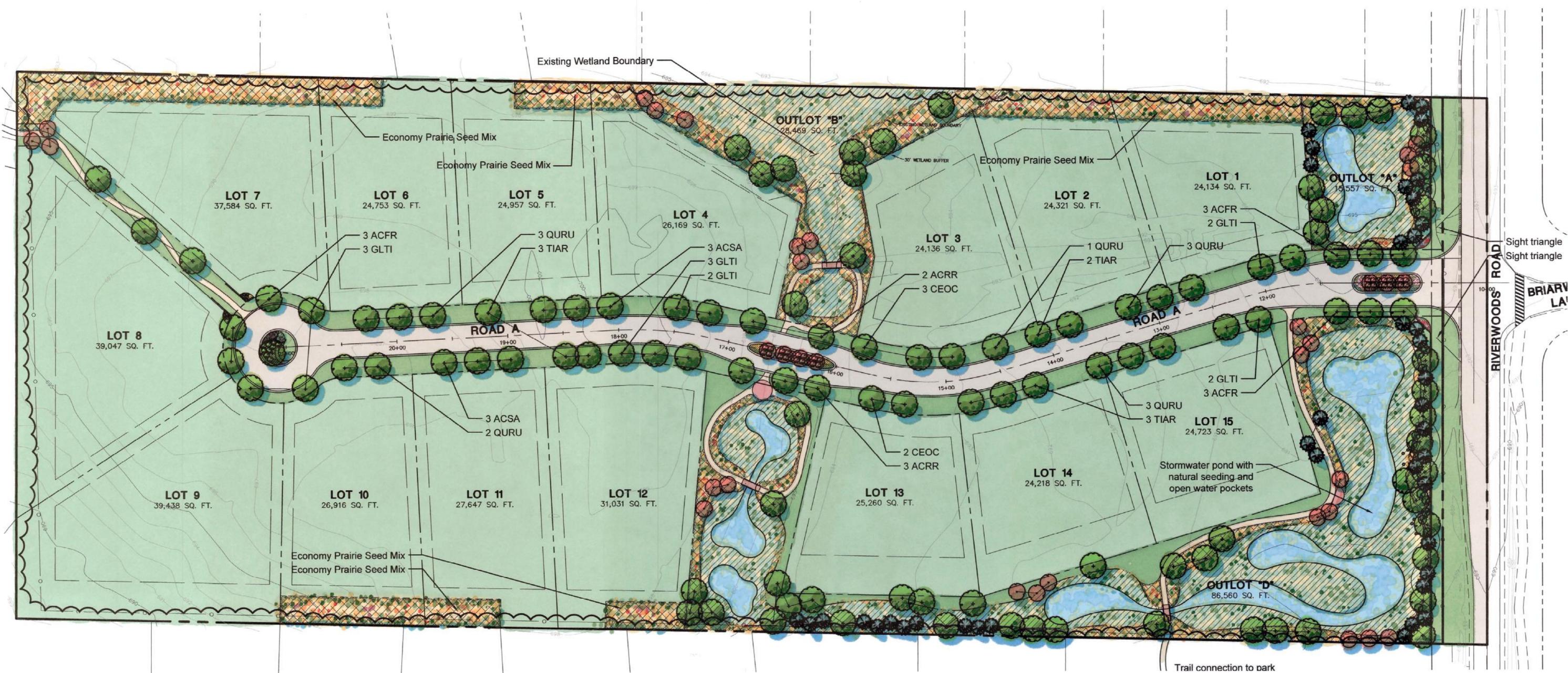
### 17 LOT PLAN

Total Area in Lots	468,008 sq.ft.	10.74 acres	71.6%
Total Area in Open Space	91,765 sq.ft.	2.11 acres	14.1%
Total Area in Existing & Proposed Right-of-Way	93,706 sq.ft.	2.15 acres	14.3%
Total Site	653,479 sq.ft.	15.00 acres	100.0%
Density	1.13 units/acre		
Smallest Lot	23,209 sq.ft.		
Largest Lot	39,460 sq.ft.		
Average Lot Size	27,530 sq.ft.		

### 15 LOT PLAN

Total Area in Lots	424,334 sq.ft.	9.74 acres	64.9%
Total Area in Open Space	130,586 sq.ft.	3.00 acres	20.0%
Total Area in Existing & Proposed Right-of-Way	98,559 sq.ft.	2.26 acres	15.1%
Total Site	653,479 sq.ft.	15.00 acres	100.0%
Density	1.00 units/acre		
Smallest Lot	24,134 sq.ft.		
Largest Lot	39,438 sq.ft.		
Average Lot Size	28,289 sq.ft.		





**LOT 7**  
37,584 SQ. FT.

**LOT 6**  
24,753 SQ. FT.

**LOT 5**  
24,957 SQ. FT.

**LOT 4**  
26,169 SQ. FT.

**LOT 3**  
24,136 SQ. FT.

**LOT 2**  
24,321 SQ. FT.

**LOT 1**  
24,134 SQ. FT.

**OUTLOT 'A'**  
19,557 SQ. FT.

**LOT 8**  
39,047 SQ. FT.

**LOT 9**  
39,438 SQ. FT.

**LOT 10**  
26,916 SQ. FT.

**LOT 11**  
27,647 SQ. FT.

**LOT 12**  
31,031 SQ. FT.

**LOT 13**  
25,260 SQ. FT.

**LOT 14**  
24,218 SQ. FT.

**LOT 15**  
24,723 SQ. FT.

**OUTLOT 'D'**  
86,560 SQ. FT.

Economy Prairie Seed Mix

Economy Prairie Seed Mix

Economy Prairie Seed Mix

Economy Prairie Seed Mix  
Economy Prairie Seed Mix

Existing Wetland Boundary

**OUTLOT 'B'**  
28,469 SQ. FT.

30' WETLAND BUFFER

**ROAD A**

**ROAD A**

Sight triangle  
Sight triangle

**BRIARY LA**

**RIVERWOODS ROAD**

Trail connection to park

Stormwater pond with  
natural seeding and  
open water pockets

3 ACFR  
3 GLTI

3 QURU  
3 TIAR

3 ACSA  
3 GLTI  
2 GLTI

2 ACRR  
3 CECC

1 QURU  
2 TIAR

3 ACFR  
2 GLTI

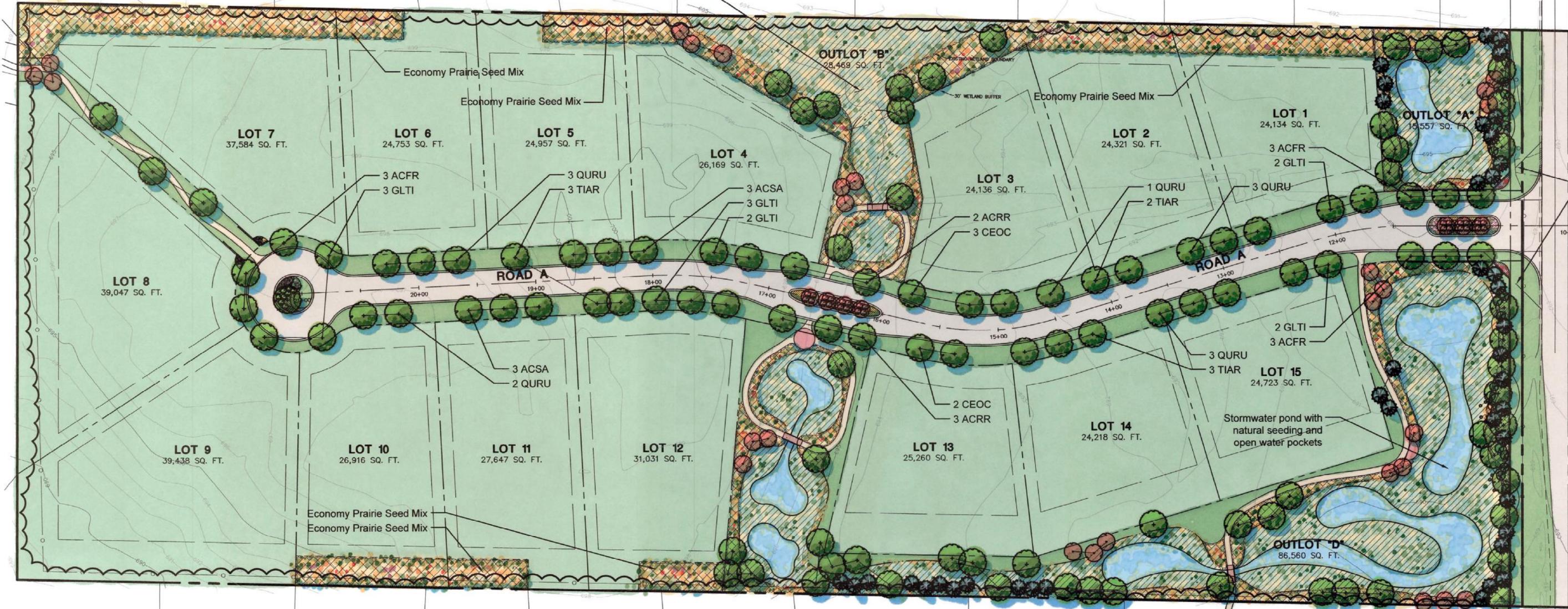
3 QURU

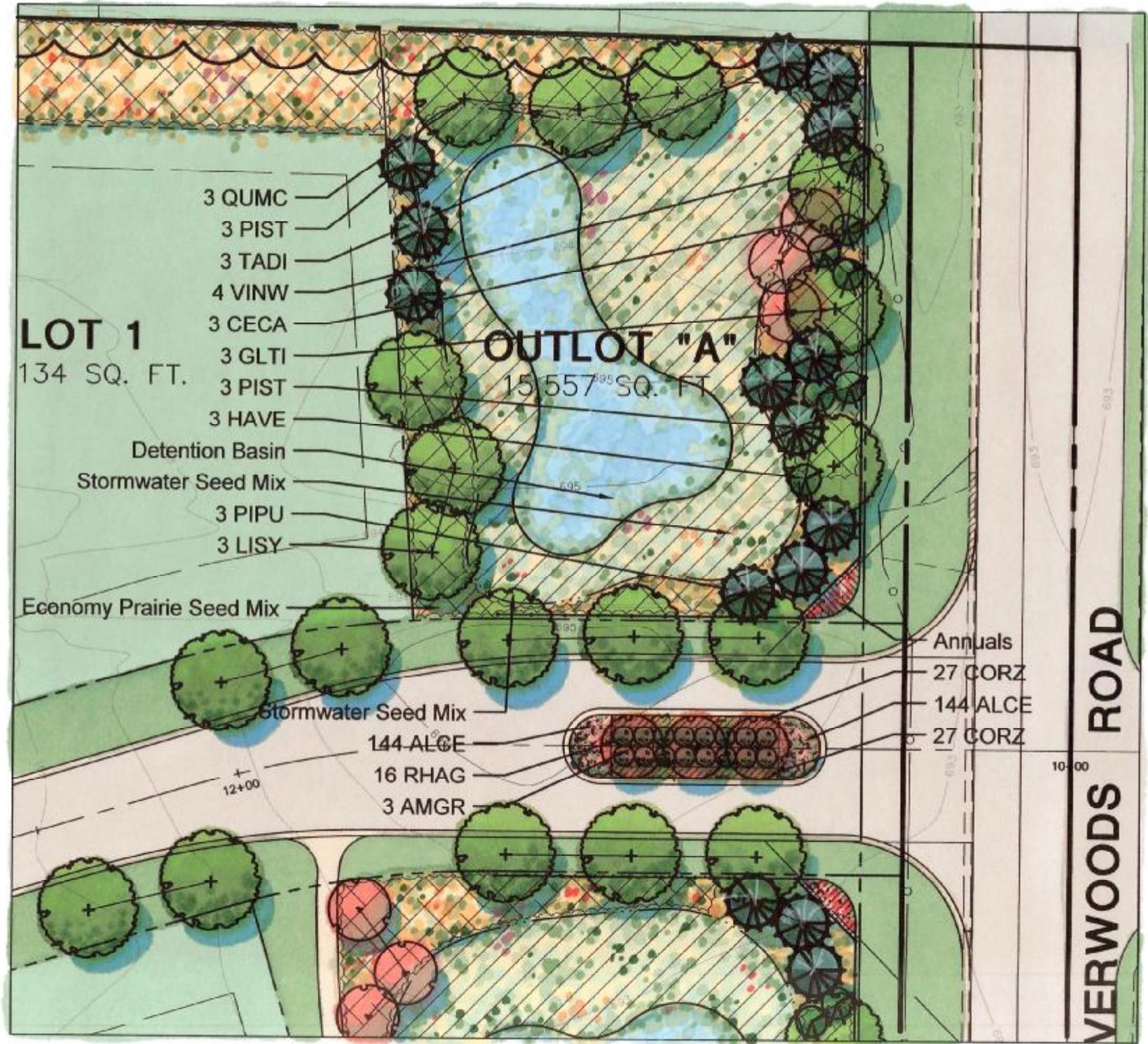
3 ACSA  
2 QURU

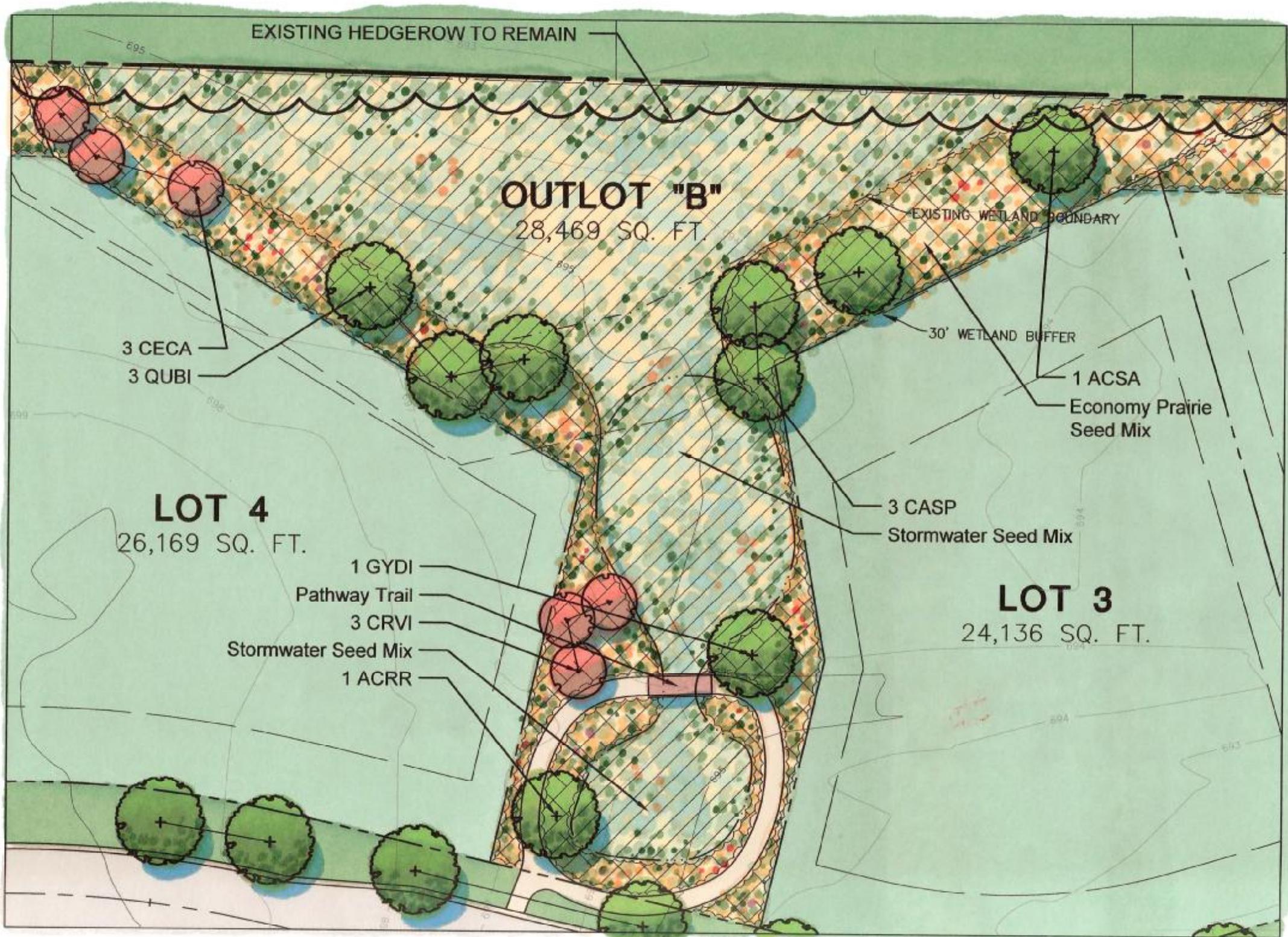
2 CECC  
3 ACRR

2 GLTI  
3 ACFR

3 QURU  
3 TIAR







EXISTING HEDGEROW TO REMAIN

**OUTLOT "B"**  
28,469 SQ. FT.

EXISTING WETLAND BOUNDARY

3 CECA  
3 QUBI

30' WETLAND BUFFER

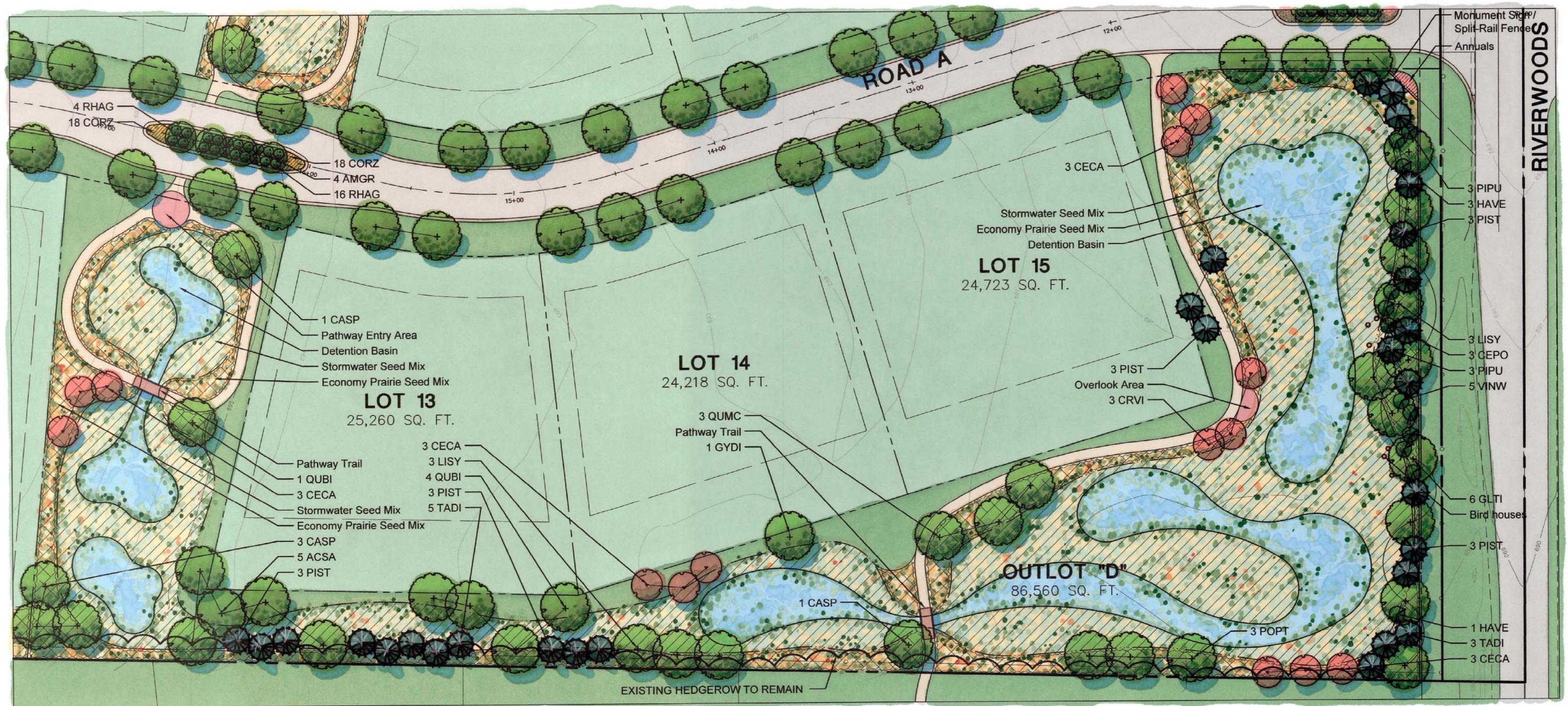
1 ACSA  
Economy Prairie  
Seed Mix

**LOT 4**  
26,169 SQ. FT.

3 CASP  
Stormwater Seed Mix

1 GYDI  
Pathway Trail  
3 CRVI  
Stormwater Seed Mix  
1 ACRR

**LOT 3**  
24,136 SQ. FT.



RIVERWOODS

4 RHAG  
18 CORZ

18 CORZ  
4 AMGR  
16 RHAG

**LOT 13**  
25,260 SQ. FT.

- 1 CASP
- Pathway Entry Area
- Detention Basin
- Stormwater Seed Mix
- Economy Prairie Seed Mix
- Pathway Trail
- 1 QUBI
- 3 CECA
- Stormwater Seed Mix
- Economy Prairie Seed Mix
- 3 CASP
- 5 ACSA
- 3 PIST
- 3 CECA
- 3 LISY
- 4 QUBI
- 3 PIST
- 5 TADI

**LOT 14**  
24,218 SQ. FT.

- 3 QUMC
- Pathway Trail
- 1 GYDI

ROAD A

**LOT 15**  
24,723 SQ. FT.

- 3 CECA
- Stormwater Seed Mix
- Economy Prairie Seed Mix
- Detention Basin

- 3 PIST
- Overlook Area
- 3 CRVI

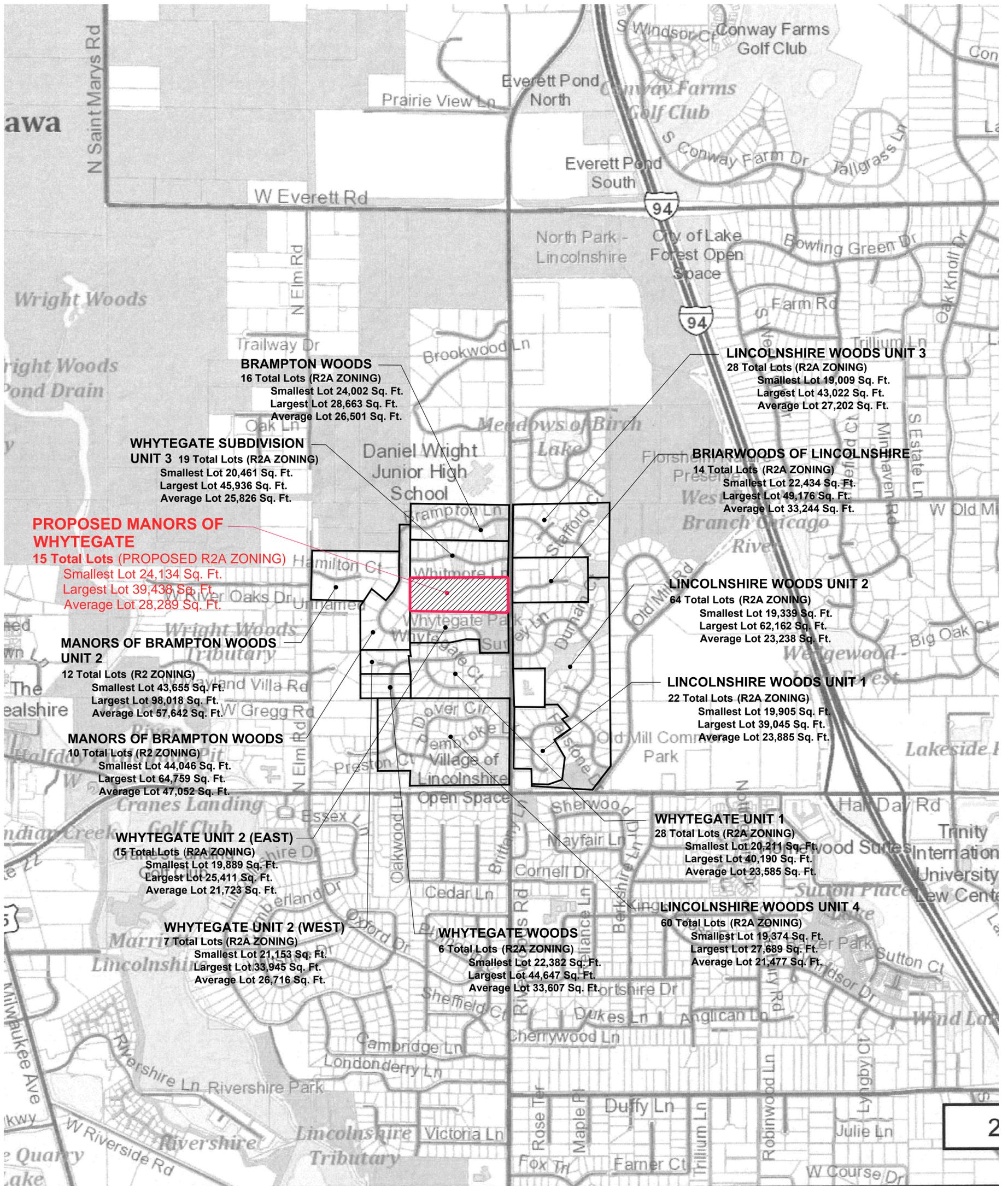
**OUTLOT "D"**  
86,560 SQ. FT.

1 CASP

3 POPT

- Monument Sign / Split-Rail Fence
- Annuals
- 3 PIPU
- 3 HAVE
- 3 PIST
- 3 LISY
- 3 CEPO
- 3 PIPU
- 5 VINW
- 6 GLTI
- Bird houses
- 3 PIST
- 1 HAVE
- 3 TADI
- 3 CECA

EXISTING HEDGEROW TO REMAIN



Base Information from Lake County GIS dated 2015

DATE	REVISIONS	DRAWN BY











**Cardno Stormwater Seed Mix**

Botanical Name	Common Name	Oz./Acre
<b>PERMANENT GRASSES/SEDGES/RUSHES</b>		
Carex cristatella	Crested Oval Sedge	1.00
Carex lurida	Bottlebrush Sedge	2.00
Carex vulpinoidea	Brown Fox Sedge	6.00
Elymus virginicus	Virginia Wild Rye	12.00
Glyceria striata	Fowl Manna Grass	1.25
Juncus effusus	Common Rush	1.00
Juncus torreyi	Torrey's Rush	0.25
Leersia oryzoides	Rice Cut Grass	1.00
Panicum virgatum	Switch Grass	8.00
Scirpus atrovirens	Dark Green Rush	1.00
Scirpus cyperinus	Wool Grass	0.50
Scirpus fluviatilis	River Bulrush	0.25
Scirpus validus	Great Bulrush	6.00
		40.25

**TEMPORARY COVER**

Avena sativa	Common Oat	360.00
Lolium multiflorum	Annual Rye	100.00
		460.00

**FORBS**

Alisma spp.	Water Plantain Mix	4.25
Asclepias incarnate	Swamp Milkweed	1.50
Bidens spp.	Bidens Mix	2.00
Helenium autumnale	Sneezeweed	2.00
Lycopus americanus	Common Water Horehound	0.25
Mimulus ringens	Monkey Flower	1.00
Penthorum sedoides	Ditch Stonecrop	0.50
Polygonum pennsylvanicum	Pinkweed	4.00
Rudbeckia subtomentosa	Sweet Black-Eyed Susan	1.00
Sagittaria latifolia	Common Arrowhead	1.00
Senna hebecarpa	Wild Senna	1.00
Thalictrum dasycarpum	Purple Meadow Rue	2.00
		20.50

Apply at 32.5 pounds per acre

**Cardno Swale Seed Mix**

Botanical Name	Common Name	Oz./Acre
<b>PERMANENT GRASSES/SEDGES</b>		
Andropogon gerardii	Big Bluestem	4.00
Carex comosa	Bristly Sedge	2.50
Carex cristatella	Crested Oval Sedge	2.00
Carex lurida	Bottlebrush Sedge	2.50
Carex spp.	Prairie Sedge Mix	8.00
Carex vulpinoidea	Brown Fox Sedge	4.00
Elymus virginicus	Virginia Wild Rye	8.00
Glyceria striata	Fowl Manna Grass	1.00
Panicum virgatum	Switch Grass	2.00
Scirpus atrovirens	Dark Green Rush	2.00
Scirpus cyperinus	Wool Grass	1.00
Spartina pectinate	Prairie Cord Grass	3.00
		Total 40.00

**TEMPORARY COVER**

Avena sativa	Common Oats	360.00
Lolium multiflorum	Annual Rye	100.00
		Total 460.00

**FORBS**

Alisma spp.	Water Plantain (Various)	1.00
Asclepias incarnate	Swamp Milkweed	2.00
Aster novae-angliae	New England Aster	1.00
Coreopsis tripteris	Tall Coreopsis	1.00
Eupatorium maculatum	Spotted Joe-Pye Weed	0.25
Iris virginica	Blue Flag	4.00
Liatis spicata	Marsh Blazing Star	1.00
Lobelia cardinalis	Cardinal Flower	0.25
Lobelia siphilitica	Great Blue Lobelia	0.50
Lycopus americanus	Common Water Horehound	0.25
Pycnanthemum virginianum	Common Mountain Mint	0.50
Rudbeckia triloba	Brown-Eyed Susan	0.50
Sagittaria latifolia	Common Arrowhead	0.25
Senna hebecarpa	Wild Senna	1.00
Siphium torbinthaceum	Prairie Dock	1.00
Verbena hastata	Blue Vervain	1.50
Zizia aurea	Golden Alexanders	0.75
		Total 16.75

Apply at 32.5 pounds per acre

**Plant List**

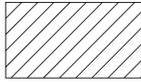
Key	Quantity	Common Name	Botanical Name	Size	Comments
<b>Canopy Trees</b>					
ACFR	9	AUTUMN BLAZE MAPLE	Acer freemani	2" BB	
ACRR	5	RED SUNSET MAPLE	Acer rubrum 'Red Sunset'	2" BB	
ACSA	6	SUGAR MAPLE	Acer saccharum	2" BB	
CEOC	5	COMMON HACKBERRY	Celtis occidentalis	2" BB	
GLTI	12	SHADEMASTER HONEYLOCUST	Gleditsia triacanthos var inermis 'Shademaster'	2" BB	
QURU	12	NORTHERN RED OAK	Quercus rubra borealis	2" BB	
TIAR	8	REDMOND AMERICAN LINDEN	Tilia americana 'Redmond'	2" BB	

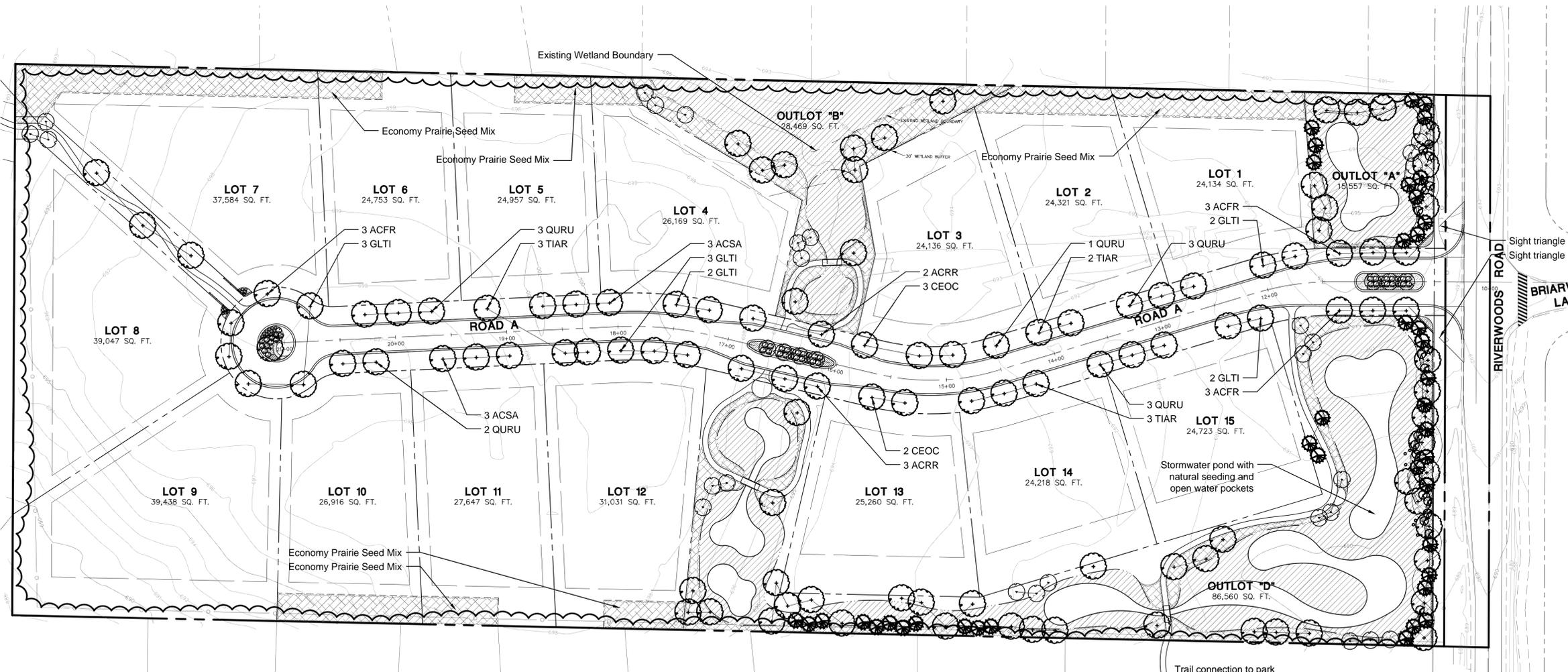
**Village of Lincolnshire Required Landscaping**

**Street Trees**  
 Briarwood Lane  
 2294.63 feet of total frontage (both sides)  
 1 tree per 40 feet = (57.3) = 57 trees

**Riverwoods Road**  
 492.96 feet (one side)  
 1 tree per 40 feet = (12.3) = 12 trees

**Seeding Legend**

-  IDOT CLASS 1 SEEDING TURF
-  Cardno Stormwater Seed Mix Native Grasses
-  Cardno Swale Seed Mix Native Grasses



**1 Overall Site Plan**

1" = 50'-0"



Manhard CONSULTING LTD  
 700 Springier Drive, Lombard, IL 60148  
 Phone: 630.261.8800 Fax: 630.261.8888  
 Email: info@manhard.com  
 Services: Construction Management • Environmental Sciences • Landscaping Architecture • Planning

MANORS OF WHYTEGATE RESIDENTIAL DEVELOPMENT  
 LINCOLNSHIRE, ILLINOIS  
 OVERALL LANDSCAPE PLAN

PROJ. MGR.: JGC  
 PROJ. ASSOC.: MN  
 DRAWN BY: MN  
 DATE: 1/27/2016  
 SCALE: AS NOTED  
 SHEET  
**L1 OF L4**  
 AGCLN3



**Cardno Stormwater Seed Mix**

Botanical Name	Common Name	Oz./Acre
<b>PERMANENT GRASSES/SEDGES/RUSHES</b>		
Carex cristatella	Crested Oval Sedge	1.00
Carex lurida	Bottlebrush Sedge	2.00
Carex vulpinoidea	Brown Fox Sedge	6.00
Elymus virginicus	Virginia Wild Rye	12.00
Glyceria striata	Fowl Manna Grass	1.25
Juncus effusus	Common Rush	1.00
Juncus torreyi	Torrey's Rush	0.25
Leersia oryzoides	Rice Cut Grass	1.00
Panicum virgatum	Switch Grass	8.00
Scirpus atrovirens	Dark Green Rush	1.00
Scirpus cyperinus	Wool Grass	0.50
Scirpus fluviatilis	River Bulrush	0.25
Scirpus validus	Great Bulrush	6.00
		<b>40.25</b>
<b>TEMPORARY COVER</b>		
Avena sativa	Common Oat	360.00
Lolium multiflorum	Annual Rye	100.00
		<b>460.00</b>
<b>FORBS</b>		
Alisma spp.	Water Plantain Mix	4.25
Asclepias incarnate	Swamp Milkweed	1.50
Bidens spp.	Bidens Mix	2.00
Helianthus autumnale	Sneezeweed	2.00
Lycopus americanus	Common Water Horehound	0.25
Mimulus ringens	Monkey Flower	1.00
Penthorum sedoides	Ditch Stonecrop	0.50
Polygonum pennsylvanicum	Pinkweed	4.00
Rudbeckia subtomentosa	Sweet Black-Eyed Susan	1.00
Sagittaria latifolia	Common Arrowhead	1.00
Senna hebecarpa	Wild Senna	1.00
Thalictrum dasycarpum	Purple Meadow Rue	2.00
		<b>20.50</b>

Apply at 32.5 pounds per acre

**Cardno Swale Seed Mix**

Botanical Name	Common Name	Oz./Acre
<b>PERMANENT GRASSES/SEDGES</b>		
Andropogon gerardii	Big Bluestem	4.00
Carex comosa	Bristly Sedge	2.50
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Carex spp.	Prairie Sedge Mix	8.00
Carex vulpinoidea	Brown Fox Sedge	4.00
Elymus virginicus	Virginia Wild Rye	8.00
Glyceria striata	Fowl Manna Grass	1.00
Panicum virgatum	Switch Grass	2.00
Scirpus atrovirens	Dark Green Rush	2.00
Scirpus cyperinus	Wool Grass	1.00
Spartina pectinate	Prairie Cord Grass	3.00
		<b>Total 40.00</b>
<b>TEMPORARY COVER</b>		
Avena sativa	Common Oats	360.00
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		<b>Total 460.00</b>
<b>FORBS</b>		
Alisma spp.	Water Plantain (Various)	1.00
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Aster novae-angliae	New England Aster	1.00
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Eupatorium maculatum	Spotted Joe-Pye Weed	0.25
Iris virginica	Blue Flag	4.00
Liatis spicata	Marsh Blazing Star	1.00
Lobelia cardinalis	Cardinal Flower	0.25
Lobelia siphilitica	Great Blue Lobelia	0.50
Lycopus americanus	Common Water Horehound	0.25
Pycnanthemum virginianum	Common Mountain Mint	0.50
Rudbeckia triloba	Brown-Eyed Susan	0.50
Sagittaria latifolia	Common Arrowhead	0.25
Senna hebecarpa	Wild Senna	1.00
Siphium torbinthaceum	Prairie Dock	1.00
Verbena hastata	Blue Vervain	1.50
Zizia aurea	Golden Alexanders	0.75
		<b>Total 16.75</b>

Apply at 32.5 pounds per acre

**Plant List**

Key	Quantity	Common Name	Botanical Name	Size	Comments
<b>Canopy Trees</b>					
ACRR	1	RED SUNSET MAPLE	Acer rubrum 'Red Sunset'	2" BB	
ACSA	1	SUGAR MAPLE	Acer saccharum	2" BB	
CASP	6	CATALPA TREE	Catalpa speciosa	2" BB	
GLTI	3	SKYLINE HONEYLOCUST	Gleditsia tricanthos inermis	2" BB	
GYDI	1	KENTUCKY COFFEETREE	Gymnocladus dioicus	2" BB	
LISY	3	AMERICAN SWEETGUM	Liquidambar styraciflua	2" BB	
QUBI	3	SWAMP WHITE OAK	Quercus bicolor	2" BB	
QUMC	4	BUR OAK	Quercus macrocarpa	2" BB	
TADI	3	COMMON BALD CYPRESS	Taxodium distichum	5" BB	Multi-stem
<b>Ornamental Trees</b>					
AMGR	6	APPLE SERVICEBERRY	Amelanchier x grandiflora	5" BB	Multi-stem
CECA	6	EASTERN REDBUD	Cercis canadensis	5" BB	Multi-stem
CRVI	3	WINTER KING HAWTHORNE	Crataegus viridis 'Winter King'	5" BB	Multi-stem
<b>Evergreen Trees</b>					
PIPU	3	COLORADO GREEN SPRUCE	Picea pungens	5" BB	
PIST	6	WHITE PINE	Pinus strobus	5" BB	
<b>Shrubs</b>					
CEPO	0	BUTTONBUSH	Cephalanthus occidentalis	#5	
HAVE	3	AUTUMN EMBER WITCHHAZEL	Hamamelis vernalis 'Autumn Embers'	#5	
HYQP	6	PEE WEE OAKLEAF HYDRANGEA	Hydrangea quercifolia 'Pee Wee'	#5	
HYQS	12	SNOW QUEEN OAKLEAF HYDRANGEA	Hydrangea quercifolia 'Snow Queen'	#5	
RHAG	16	GRO-LOW SUMAC	Rhus aromatica 'Gro-low'	#5	
VINW	4	WINTERHUR SMOOTH WITHEROD	Viburnum nudum 'Winterthur'	#5	
<b>Ornamental Grasses</b>					
CALK	6	FEATHER REED GRASS	Calamagrostis acutiflora 'Karl Forrester'	#1	Planted 36" O.C.
CAPE	36	OAK SEDGE	Carex pensylvanica	Plug	Planted 18" O.C.
PANP	14	PRAIRIE FIRE RED SWITCH GRASS	Panicum virgatum 'Prairie Fire'	#1	Planted 36" O.C.
<b>Perennials</b>					
ALCE	288	NODDING WILD ONION	Allium cernuum	#1	Planted 12" O.C.
AMSH	5	NARROW LEAF BLUE STAR	Amsonia hubrichtii	#1	Planted 24" O.C.
CORZ	54	ZAGREB COREOPSIS	Coreopsis verticillata 'Zagreb'	#1	Planted 24" O.C.
ECPM	7	MAGNUS CONEFLOWER	Echinacea purpurea 'Magnus'	#1	Planted 24" O.C.
RUGF	6	GOLDSTURM BLACK EYED SUSAN	Rudbeckia fulgida var. sullivantii 'Goldsturm'	#1	Planted 24" O.C.

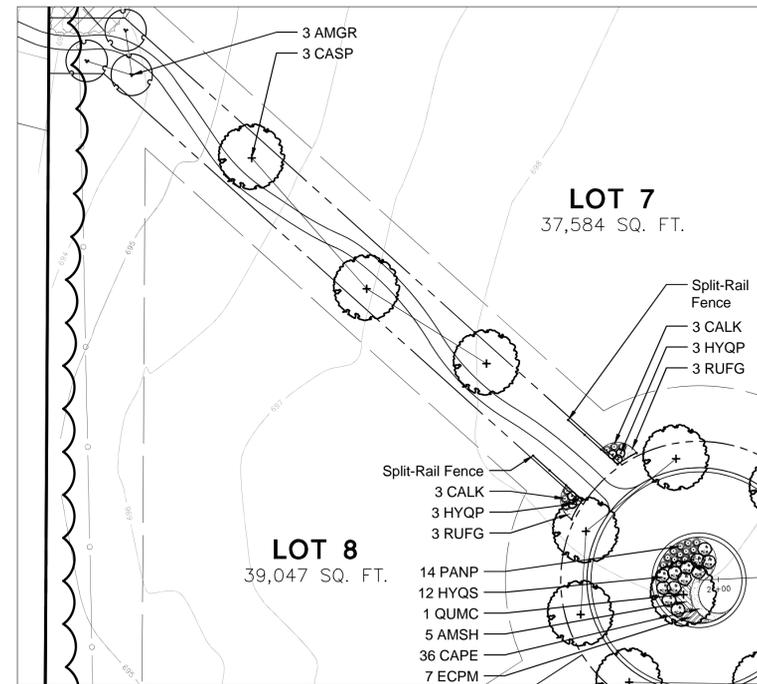
**Village of Lincolnshire Required Landscaping**

**Street Trees**  
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**Riverwoods Road**  
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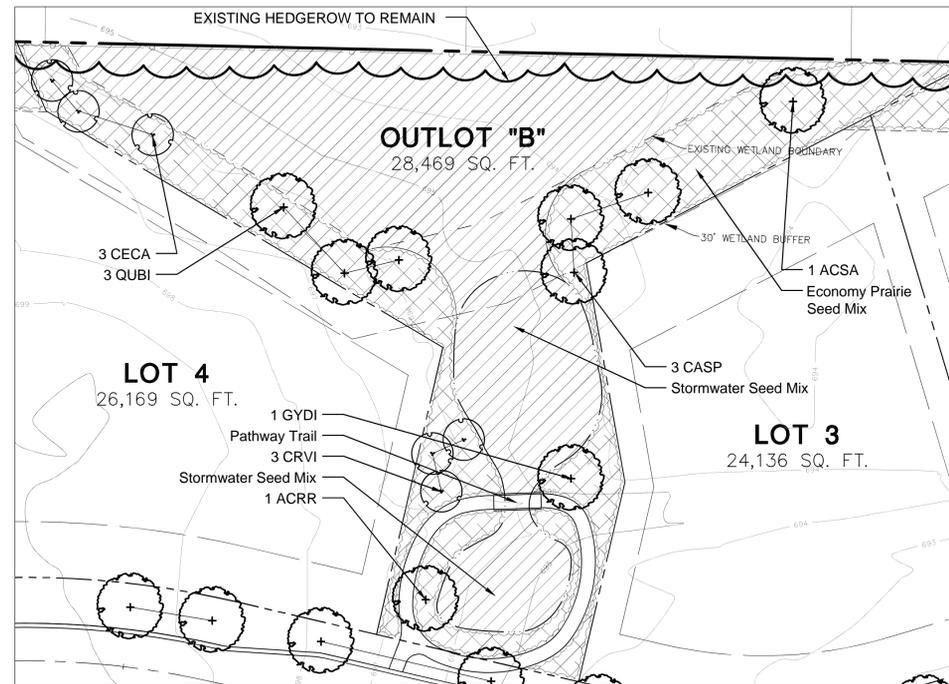
**Seeding Legend**

-  IDOT CLASS 1 SEEDING TURF
-  Cardno Stormwater Seed Mix Native Grasses
-  Cardno Swale Seed Mix Native Grasses



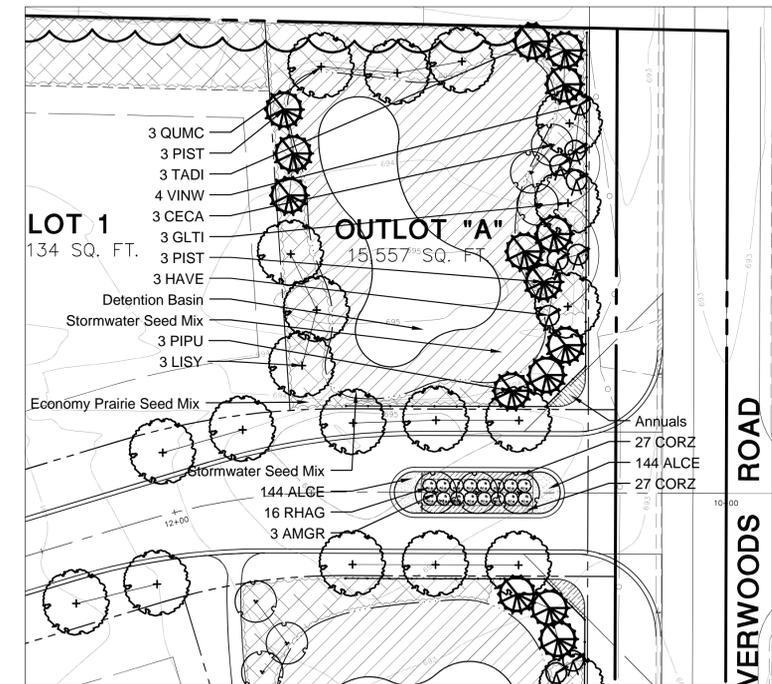
**1 Pedestrian Trail and Cul de Sac Detail**

1" = 30'-0"



**2 North Open Space Detail**

1" = 30'-0"



**3 Entrance Detail**

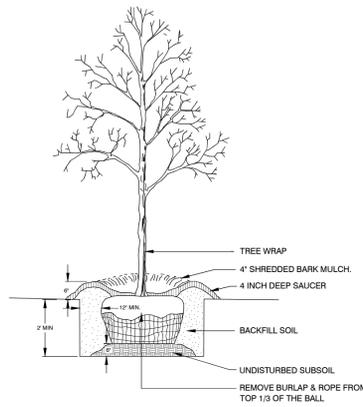
1" = 30'-0"

MANORS OF WHYTEGATE RESIDENTIAL DEVELOPMENT  
 LINCOLNSHIRE, ILLINOIS  
 LANDSCAPE PLAN DETAILS- FEATURE AREAS

**Manhard CONSULTING LTD.**  
 700 Springer Drive, Lombard, IL 60148  
 Phone: 630.261.8800 Fax: 630.261.8888  
 Email: info@manhard.com  
 Services: Construction Management • Environmental Sciences • Landscaping Architecture • Planning

PROJ. MGR.: JGC  
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 SCALE: AS NOTED

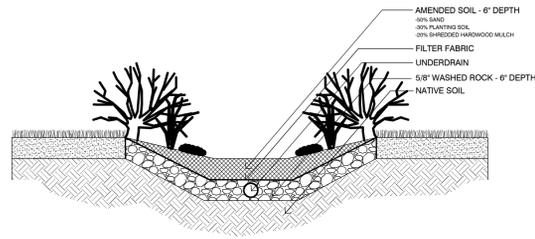
SHEET  
**L3 OF L4**  
 AGCLN3



NOTE:  
1. SEE LANDSCAPE NOTES FOR THE TYPE OF MULCH MATERIAL TO USE.

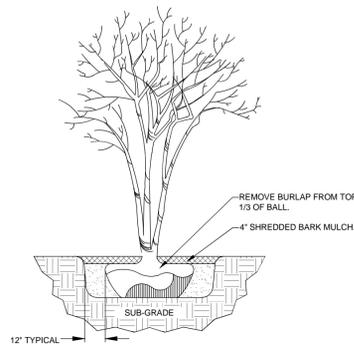
**DECIDUOUS TREE**

NOT TO SCALE



**BIOSWALE**

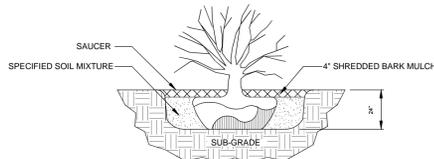
NOT TO SCALE



NOTE:  
1. PLANTING PITS TO BE SCARIFIED BEFORE TREES ARE PLANTED.  
2. PRUNING OF ORNAMENTAL TREES MUST BE DONE AFTER PLANTING AND AT THE DIRECTION OF THE LANDSCAPE ARCHITECT.

**ORNAMENTAL TREE**

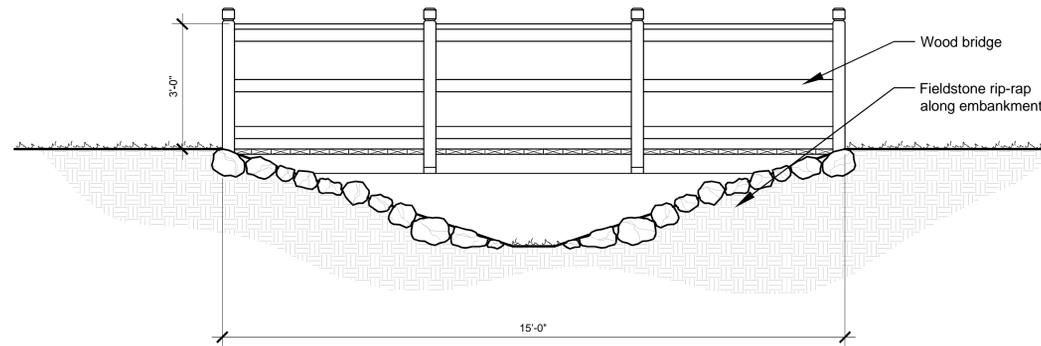
NOT TO SCALE



NOTE:  
1. SHRUB SHALL BEAR SAME RELATION TO FINISHED GRADE AS IT BORE TO PREVIOUS EXISTING GRADE.

**SHRUB PLANTING**

NOT TO SCALE



**5 Pedestrian Bridge Detail**

1/2" = 1'-0"

**SPECIFICATIONS**

1. Field Verification The Contractor shall verify all existing conditions and dimensions in the field prior to bidding and report any discrepancies to the Owner or his representative.

2. Protection of Existing Site and Existing Site Features The Contractor shall provide at his/her own expense, protection against trespassing and damage to seeded areas, planted areas and other construction areas until the preliminary acceptance. The Contractor shall provide barricades, temporary fencing, signs, written warning or policing as may be required to protect such areas. The Contractor shall not be responsible for any damage caused by the Owner after such warning has been issued. It shall be the Contractor's responsibility to locate and protect all existing above and below ground utilities when performing the work. The Contractor shall be responsible for the protection of crowns, trunks and roots of existing trees, shrubs, lawns, paved areas and other landscaped areas that are to remain. Existing trees which may be subject to construction damage shall be boxed, fenced or otherwise protected before any work is started. Boxing or other protection will be removed at the end of construction. Do not locate heavy equipment or stockpiles within the drip-line of existing plants or on lawns. Any damage to utilities, structures, plantings or lawn which results from the Contractor's work shall be repaired in kind at the Contractor's expense immediately with as little inconvenience to the Owner as possible. All areas shown on the plan as sod, the General Contractor will provide the Landscape Contractor with an excavated area 2" below the curb elevation and proposed grade. It is the Landscape Contractor's responsibility to verify with the General Contractor that the subgrade preparation has been completed. The Landscape Contractor shall coordinate his/her work with all other trades on site. Any planting areas disturbed as a result of general construction activity shall be immediately repaired/replaced by the Landscape Contractor at no additional expense to the Owner.

3. Planting Techniques All planting techniques and methods shall be consistent with the latest edition of "Horticulture Standards of Nurserymen, Inc.", and as detailed on these drawings. All deciduous plant material shall be thin pruned to remove 1/3 interior branches, dead branches and broken branches. Pruning shall compliment plants natural form. Absolutely NO tip pruning is allowed, except hedges. Any plant that is tip pruned is subject to rejection by the Landscape Architect. Evergreen trees and shrubs shall be pruned of dead and broken branches and as directed by the Landscape Architect. All pruning work shall be done with hand pruners only. Stake/guy all trees as necessary immediately after installation and prior to acceptance. When high winds or other conditions occur, the Landscape Contractor shall take whatever precautions he/she deems necessary to protect the survival and appearance of the plants. These steps shall be taken at no additional expense to the Owner.

4. Inspection of Plant Material All plant materials shall be subject to inspection and approval. The Landscape Architect/Owners Representative reserves the right to reject any plants which fail to meet this inspection. All rejected material shall be removed from the site by the Contractor. Height of evergreen trees are measured from the top of ball to the first lateral branch closest to the top. Height and/or width of other plants so specified are measured by the mass of the plant not the very tip of the branches.

5. Plant Substitution Substitution from the specified list will be accepted only when evidence in writing is submitted to the Landscape Architect, showing that the plant specified is not available. Requests for approval of substitute plant material shall include common and botanical names and size of substitute material. Only those substitutions of at least equivalent size and having essential characteristics similar to the originally specified material will be approved. Acceptance or rejection of substitute plant materials will be issued in writing by the Landscape Architect.

6. Planting Soil Planting soil shall be replaced in all disturbed areas at a minimum depth of six inches. The planting soil shall be amended by the contractor at the time of placement. The amended topsoil shall consist of three parts topsoil, one part compost, one part sand and five pounds of bone meal per cubic yard.

7. Mulch All disturbed areas including shrub beds and individual trees shall be mulched with a minimum of 4" finely shredded bark mulch to be approved by the Landscape Architect/Owners Representative. Perennial, ground cover and annual flower beds shall be mulched with 2" of finely ground compost.

8. Pre-emergent Herbicide All shrub beds, individual tree rings and ground cover beds shall be treated with a pre-emergent herbicide prior to the mulch being installed. These areas shall be weed free prior to herbicide application.

9. Sodding Sod shall be Kentucky Bluegrass and is required in all areas as noted on the landscape plan. Sod should be grown from at least four varieties of quality seed. Sod slopes 3:1 or greater shall be staked to prevent erosion and washout. Sod is to be laid within 8 hours of the delivery time to the site. Watering shall continue until all sod areas are thoroughly knit to the ground.

10. Seeding All lawn areas on landscape plan specified to be seeded shall be treated as specified below:

A. Topsoil Shall be spread over all areas to be seeded to a minimum depth of 6" when compacted.

B. Seed Mixture and Application Rate  
Kentucky Bluegrass ( 4 varieties) 60%  
Perennial Ryegrass 20%  
Redtop or Creeping Red Fescue 20%

Apply at the rate of 5.5 lbs. per 1,000 sq. ft.

C. Fertilization The contractor shall acquire site specific soil analysis from a reputable firm, amend soil, and fertilize all area per the findings of the analysis. The contractor shall supply the Landscape Architect with all findings, analysis, and recommendations. Apply fertilizers and conditioners at the rate specified per soil test findings. At least 40% of the fertilizer nitrogen shall be of an organic origin.

D. Watering Seeded areas shall be watered to insure proper germination. Once seeds have germinated, watering may be decreased but the seedlings must never be allowed to dry out completely. Frequent watering should be continued for approximately four (4) weeks after germination or until grass has become sufficiently established to warrant watering on an "as needed" basis. All plant material watering will be the responsibility of the contractor until acceptance by the owner and the Landscape Architect/Owners Representative.

E. Establishment Turf may be established on a variety of slope conditions. It shall be the contractor's responsibility to determine and implement whatever procedures he/she deems necessary to establish the turf as part of his/her work. Seeded areas will be accepted when all areas show a uniform stand of the specified grass in healthy condition and at least 60 days have elapsed since the completion of this work. A uniform stand is defined as areas where the grass is growing thickly without bare spots larger than 12" x 12". The Contractor shall submit with his bid a description of the methods and procedures he/she intends to use.

11. Preliminary Acceptance All plantings shall be maintained by the Contractor for a period of 60 days after preliminary acceptance by the Owner. Maintenance shall include, but is not limited to, mowing and edging turf, pulling weeds, watering turf and plant material, and annual flower maintenance.

12. Final Acceptance Final acceptance will be granted by the Landscape Architect/Owners Representative upon receipt of written request by the contractor, combined with an acceptable final review of the installation by the Landscape Architect/Owners Representative. All plant material (excluding annual flowers), shall be guaranteed for two years after the end of the 60 day maintenance period. The end of the maintenance period is marked by the final acceptance of the Contractor's work by the Owner, and the Landscape Architect/Owners Representative. All plants that are not vigorous, healthy and in good condition shall be replaced by the Landscape Contractor at no additional expense to the Owner. These replacement plants shall meet all specified qualities of the original plant materials and carry the same guarantee from the time of replacement.

13. Site Cleanup The Contractor shall protect the property of the Owner and the work of other Contractors. The Contractor shall also be directly responsible for all damage caused by his/her activities at no additional expense to the owner and for the daily removal of all trash and debris from the work area to the satisfaction of the Landscape Architect/Owners Representative.

DATE	
REVISIONS	

**Manhard CONSULTING LTD.**  
700 Springer Drive, Lombard, IL 60148  
Construction Management • Environmental Sciences • Landscape Architecture • Planning

**MANORS OF WHYTEGATE RESIDENTIAL DEVELOPMENT**  
**LINCOLNSHIRE, ILLINOIS**  
**LANDSCAPE DETAILS AND SPECIFICATIONS**

PROJ. MGR.: JGC  
PROJ. ASSOC.: MN  
DRAWN BY: MN  
DATE: 1/27/2016  
SCALE: AS NOTED

SHEET  
**L4 OF L4**  
AGCLN3

February 5, 2016 18:00 C:\Users\p.mason\OneDrive\Documents\Manors\Manors\_Landscape\_Plan\_Export.dwg User: p.mason

accommodate the increase in residential activity. As identified in the Transportation Map (see Maps, Chapter 10), vehicular access to the site should be provided via a curb-cut on Riverwoods Road, directly east of the existing Brookwood Farms subdivision entrance, and a second Riverwoods Road curb-cut between the Ascension of Our Lord Greek Orthodox Church and the Meadows of Birch Lake subdivision. Dual roadway access for this Area will improve traffic flow on Riverwoods Road as encouraged by Lake County Division of Transportation roadway design standards. In addition, Farrington Drive should be considered as a secondary means of vehicular accessibility to the site, linking the Meadows of Birch Lake to future residential development within this planning area and aiding in traffic circulation during periods of peak traffic flow on Riverwoods Road. An additional point of ingress/egress to the planning area from Farrington Drive will also enhance traffic safety and accessibility to both developments. While secondary street connectivity from Farrington Drive is strongly encouraged, if such vehicular connectivity is not supported, pedestrian/path access should be integrated in place of street access.

**\*Critical Area 2**

The future land use of Area 2 is of particular importance as a result of its high level of visibility and resulting level of potential impact upon the adjacent residential neighborhoods of the Whytegate, Briarwoods, Lincolnshire Woods and Manors of Brampton Woods subdivisions, which entirely surround the parcel.

Area 2 is composed of approximately 14 acres and is likely the least complicated components of this sector as a result of its minimal level of natural features and existing development. The site is composed of limited trees located immediately adjacent to the existing rural-remnant single-family residence and long rural driveway that provides access to the site via Riverwoods Road. Although there are no other natural features currently present on the site, the property no longer demonstrates indications of its former agricultural use.

**Land Use Recommendation: Environmentally Sensitive Residential**

The future land use and development of this planning area must be closely evaluated as a result of the potential impact that such development could have on the surrounding established residential neighborhoods of the Whytegate, Briarwoods, Lincolnshire Woods and Manors of Brampton Woods subdivisions that surround the site. The character of these adjacent residential developments lends this Area's future land use to development of "Environmentally Sensitive Residential". Although the site does not contain the extensive woodlands, tree clusters, or nature features that are generally indicative of property placed within the "Environmentally Sensitive Residential" land use classification, it is imperative that it is developed in a manner consistent with that of the existing neighborhoods to ensure uniformity, consistency and cohesion as an integrated component of the residential community upon completion. Additionally, the existing grove of trees located in the center of the northern property line is directly in line with the conservation outlot of the Whytegate Unit 3 Subdivision to the north, which further supports preservation efforts for this parcel to foster consistent in-fill development patterns.



Soil borings and similar environmental analyses should be conducted to determine the existence of former or deteriorated wetlands on site to enable their potential restoration or possible expansion. Where possible, conservation outlots or private conservancy areas should be integrated into

EAST SECTOR

CH  
3A

development of the site to preserve existing trees. Ingress and egress to the planning area should be provided via a single curb-cut on Riverwoods Road, immediately opposite Briarwood Lane. Although a secondary means of accessibility to the site via a street connection to Brampton Lane was anticipated through the Village's previous planning efforts, which resulted in the dedication of right-of-way to permit an easterly roadway extension, the Village Board has previously expressed their desire to abandon this connection. However, pedestrian path connectivity should be a strong consideration in lieu of a secondary street connection to further expand the Village's path system network by creating additional routes for alternative/recreational travel.

**Critical Area 3**

Area 3 is the most significant of the seven focus areas of the East Sector with regard to land area and undisturbed natural features. As remnants of the Florsheim family farm, this planning area contains the highest amount of intact acreage (111 acres) under common ownership of all the focus areas that are identified within this sector. As a result, the acquisition of this area for future development is likely to face significant interest to developers.

This Area fronts Half Day Road, a primary arterial State roadway, and Old Mill Road, a remnant rural thoroughfare that was converted to a cul-de-sac upon the construction of the Interstate Tollway 94. A secondary point of access to Fallstone Drive is provided via the immediately adjacent Lincolnshire Woods Subdivision. Finally, Area 3 distinguishes itself from the other focus areas of this plan due to the presence of substantial natural features such as wetlands, woodlands, floodplain, and the West Fork of the North Branch of the Chicago River, which traverses the eastern boundary of the Area.

**Land Use Recommendation: Environmentally Sensitive Residential**

As the most environmentally sensitive of the seven focus areas within the East Sector and potential significant impact on the surrounding character of the adjacent residential neighborhoods, this planning area has been placed within the "Environmental Estate Residential" future land use classification to permit residential development of 0.5-1.0 dwelling units per

acre. Residential development of this nature is consistent with the character of the Old Mill Woods subdivision and also provides the reduced density and increased sensitivity necessary to accommodate the existing natural elements of the site. This Area's contiguity to the Old Mill Woods subdivision and the Florsheim Nature Preserve will require substantial consideration of potential developmental impact on these adjacent properties. Landscape bufferyards in the form of dedicated park land or conservation outlots should be utilized along Half Day Road to mitigate the impact of traffic and preserve the semi-rural character of the Half Day Road corridor. As an indication of the exceptional level of environmental sensitivity that is maintained in this planning area, it is included in the North Branch Chicago River Watershed Plan, therefore, any development of this area should be subject to the criteria and recommendations set forth in said Watershed Plan.



As identified in the Transportation Map (see Maps, Chapter 10), ingress and egress to the site should be provided via a relocated single curb-cut on Half Day Road, opposite Berkshire Lane to create a four-way intersection, with potential for traffic signalization. In order to preserve the secondary means of accessibility and interlinking roadway network currently provided by Fallstone Drive, this roadway should be extended easterly from its current terminus at Old Mill Road to enable the creation a new three-way intersection upon the northerly extension of

**REQUEST FOR BOARD ACTION  
Village Board  
April 4, 2016**

<b>Subject:</b>	Proposed 15-lot R2A Single-Family Subdivision – Policy Phase (Mons Property at 1700 Riverwoods Road)
<b>Action Requested:</b>	Approval of an Ordinance Rezoning Property Commonly Known as 1700 Riverwoods Road (Manors of Whytegate)
<b>Originated By/Contact:</b>	Tonya Zozulya, Economic Development Coordinator Department of Community & Economic Development
<b>Referred To:</b>	Zoning Board

The Village Board continued discussion of the 15-lot single-family residential subdivision proposal at the March 14, 2016 COW meeting. At the conclusion of the meeting, the Board requested the developer research and return to the Board with the following additional revisions or information:

1. *Incorporate a requirement for cedar shake roofs into the subdivision architectural covenants.*

Arthur J. Greene submitted revised architectural covenants (see attached) stating permissible roof materials include wood shake roof, slate or tile, eliminating an asphalt material.

2. *Explore the feasibility of relocating the proposed west bike path connection to Whitmore Lane.*

Public Works staff met with the developer on-site to review an appropriate location for the relocated bike path connecting to Whitmore Lane. A new location has been identified (see attached map). The proposed relocation enhances the path visibility, minimize tree loss impacts and avoid a wet area present further east along the berm located on private property. The developer expressed concern to staff about the new path configuration. They believe the path usage would be limited due to the path running parallel to Brampton Lane. In addition, existing dense vegetation would need to be removed to construct the path. Arthur J. Greene marked the proposed path location with red flags. Staff encourages Village Board members to visit the site to review the location prior to Monday night's meeting.

3. *Confirm a bike path easement is provided along Riverwoods Road for the entire frontage of the property.*

The attached Preliminary Plat of Subdivision depicts a 10' bike path easement along the Riverwoods Road subdivision frontage. Staff anticipates constructing this path in conjunction with adjacent segments of Riverwoods Road per the Capital Improvement Plan schedule.

If the R2A rezoning is approved at the April 4<sup>th</sup> meeting, the developer will begin the Technical Phase required for R2A properties. This phase includes subdivision plat and engineering plan reviews at the Zoning Board with final approval by the Village Board.

*Per past Village Board requests, Staff mailed a courtesy notice of the April 4<sup>th</sup> Village Board meeting to all surrounding residents within 250 feet of the subject property.*

**Recommendation:**

Approval of a Rezoning to the R2A District, pursuant to the R2A Policy Phase, for a proposed 15-lot single-family residential subdivision.

**Reports and Documents Attached:**

- Draft Ordinance, prepared by Village Attorney Simon.
- Revised Architectural Design Covenants, prepared by Arthur J. Greene Construction Company, date stamped received March 10, 2016.
- Revised bike path location map, prepared by Public Works staff.
- Presentation Packet, prepared by Arthur J. Greene Construction Company and Manhard Consulting, Ltd., received March 7, 2016.
- Manors of Whytegate Data Sheet, prepared by Manhard Consulting.
- Change in Approved Single-Family Residential Subdivisions North of Route 22 table, prepared by Staff.
- Critical Area 2 Excerpt from Village of Lincolnshire Comprehensive Plan, Update 2012.
- Staff Memorandum of the March 14, 2016 Committee of the Whole meeting.
- Staff Memorandum and Meeting Minutes of the October 13, 2015 Committee of the Whole meeting.

<b>Meeting History</b>	
Referral at Village Board (COW):	February 24, 2014
Zoning Board (Public Hearing):	May 21, 2015
Previous Board Discussion (COW):	October 13, 2015
Board Discussion (COW)	March 14, 2016
Village Board (current)	April 4, 2016

**REQUEST FOR BOARD ACTION  
Committee of the Whole  
March 14, 2016**

<b>Subject:</b>	Proposed 15-lot R2A Single-Family Subdivision – Policy Phase (Mons Property at 1700 Riverwoods Road)
<b>Action Requested:</b>	Continued consideration of a Rezoning Request for a 15 acre lot from R1, Single-Family Residence District to R2A, Single-Family Residence District, to permit the development of a 15-lot environmentally sensitive large lot subdivision – 1700 Riverwoods Road
<b>Originated By/Contact:</b>	Steve McNellis, Director Department of Community & Economic Development
<b>Referred To:</b>	Zoning Board

At the October 13, 2015 Committee of the Whole meeting, the Petitioner presented a 17-lot subdivision for review. The Village Board directed the Petitioner to make several revisions to their plans, and requested additional information from both the Petitioner and Staff. The requested revisions and information include:

- Reduce density and increase lot size.
- Incorporate more environmental features (ie. conservancy areas, open space and natural landscaping) to warrant R2A Zoning.
- Address concerns with building setbacks, building size and design of exterior building elevations, to provide architectural interest and increase open space between homes.
- Provide additional information depicting sample building layouts and data on surrounding subdivision densities and house sizes.

**Site Density / Lot Size:**

- Per Village Board direction, the petitioner reduced the lot count from 17 to 15-lots; a reduction in overall density from 1.13 dwelling units per acre to 1.00. The proposal at the Preliminary Evaluation meeting was for a 19-lot subdivision at 1.26 dwelling units per acre.
- The Petitioner was also directed to increase the overall lot size. The attached data sheet shows the average lot size has increased from 27,530 sq. ft. to 28,289 sq. ft. The smallest lot size in the proposed subdivision is now about 900 sq. ft. larger ( at 24,134 sq. ft.) and the largest lot size has also increased by about 750 sq. ft. (28,289 sq. ft.).

**R2A Environmental Features:**

- In addressing Board direction to increase natural amenities on site, to qualify as an R2A environmental Zoning District, the petitioner added a new common area outlot, with naturalized plantings south of the subdivision roadway. This includes a water feature and pathway trail. Native grasses and tree clusters are incorporated in this outlot, which is now connected at the rear of Lots 13-15 into the larger native-planted detention pond along Riverwoods Road.
- A second new outlot has been added to the north side of the development at the entry from Riverwoods Road. A significant planted buffer incorporating trees, bushes and natural grasses is included within the proposed outlot; providing a naturalized entrance to the subdivision on both sides of the roadway.

- As before, bioswales are incorporated into the rear of the lots, to provide stormwater drainage directed to the detention ponds. These bioswales will be planted with native landscape material.
- Naturalized open space, provided in outlots throughout the development, has increased from approximately 2.11 acres (14.1% of the subdivision area) to 3 acres (20% of the subdivision area).

**Building Layouts, Bulk and Architectural Design:**

- The petitioner provided an illustrative building footprint exhibit, depicting possible building locations and driveway configurations, as requested by the Village Board. Village Code requires 10' setbacks from the side lot line, for a total minimum 20' separation between buildings. This plan depicts the petitioner's proposal to increase the minimum side yard separation between buildings to 40'.
- As depicted in the chart below, the petitioner increased the average size of the home to 4,200-4,500 square feet, commensurate with the increased lot size.
- An Architectural Design Covenant is attached. This covenant provides requirements designed to regulate monotony of home design by specifying details that cannot be repeated in building elevations. The petitioner is prepared to discuss this covenant in further detail at Monday night's meeting.

**Additional Information:**

- At the October, 2015 Committee of the Whole meeting, the Village Board requested additional information on the average density and home square footage for five representative R1, R2 and R2A subdivisions :

Subdivision	Number of Lots	Density (units/acre*)	Avg. Sq. Ft. Per Home
Brookwood Farms (R1)	9	.46	6,736
Briarwoods (R2A)	14	1.00	5,059
Manors of Brampton Woods – Unit II* (R2)	11	.75	5,301
Meadows of Birch Lake (R2A)	39	.98	4,813
Old Mill Woods (R2A)	27	.48	4,973
Proposed Manors of Whytegate (proposed R2A)	15	1.00	4,200-4,500

\*Excludes new home at 308 Hamilton, as lot size and home size deviate significantly from the rest of the subdivision. Density with 308 Hamilton included is depicted on attachment entitled "Change in approved single-family residential subdivisions north of Route 22".

*Per past Village Board requests, Staff mailed courtesy notices of Monday night's meeting to all surrounding residents within 250 ft. of the subject parcel.*

**Recommendation:**

Consideration of a Rezoning to the R2A District, pursuant to the R2A Policy Phase, for a proposed 15-lot single-family residential subdivision and placement on the April 4<sup>th</sup> Consent Agenda for approval.

**Reports and Documents Attached:**

V:\Subdivisions\Mons (Manors of Whytegate)\Planning\Policy\_Phase\2016\_03\_14\_COW\Memo\_2016\_03\_14\_COW\_rev.doc

- Draft Ordinance, prepared by Village Attorney Simon.
- Presentation Packet, prepared by Arthur J. Greene Construction Company and Manhard Consulting, Ltd., received March 7, 2016.
- Architectural Design Covenants, prepared by Arthur J. Greene Construction Company, stamped received March 10, 2016.
- Manors of Whytegate Data Sheet, prepared by Manhard Consulting
- Change in Approved Single-Family Residential Subdivisions North of Route 22 table, prepared by Staff.
- Critical Area 2 Excerpt from Village of Lincolnshire Comprehensive Plan, Update 2012.
- Staff Memorandum and Meeting Minutes of the October 13, 2015 Committee of the Whole meeting.

<b>Meeting History</b>	
Referral at Village Board (COW):	February 24, 2014
Zoning Board (Public Hearing):	May 21, 2015
Previous Board Discussion (COW):	October 13, 2015
Current Board Discussion (COW)	March 14, 2016

**REQUEST FOR BOARD ACTION  
Committee of the Whole  
October 13, 2015**

<b>Subject:</b>	Proposed 17-lot R2A Single-Family Subdivision – Policy Phase (Mons Property at 1700 Riverwoods Road)
<b>Action Requested:</b>	Consideration of Zoning Board recommendation regarding Rezoning from the R1, Single-Family Residence District to the R2A, Single-Family Residence District, to permit the development of an environmentally sensitive large lot subdivision
<b>Originated By/Contact:</b>	Stephen Robles, Village Planner Department of Community & Economic Development
<b>Referred To:</b>	Zoning Board

**Background:**

- On May 21, 2015, the Zoning Board recommended by a vote of 4 yes votes and one no vote to rezone the property located at 1700 Riverwoods Road from R1, Single-Family Residence District, to R2A, Single-Family Residence District, as outlined in the R2A Policy Phase approval procedures, to permit development of an environmentally sensitive large lot subdivision.
- The subject parcel is currently improved with an existing vacant single-family residential home.
- The Petitioner seeks rezoning the 14-acre lot to the R2A District for development of a 17-lot, single-family subdivision.

**Zoning Process Summary:**

- Development proposals seeking the R2A zoning do not follow the traditional rezoning and subdivision process, rather the R2A zoning regulations require a two-phase review process:
  1. Policy Phase: In this first phase, the Zoning Board provides a recommendation on the proposed rezoning to the R2A District, based upon conceptual subdivisions plans. The Village Board then approves or disapproves the zoning change only (does not include subdivision, lot development or permit approval). A full analysis of the proposed subdivision, including platted-lot development, preliminary engineering and landscaping, does not occur until the Technical Phase.
  2. Technical Phase: Following zoning approval of the R2A, the second phase involves Village Board determination of the preliminary subdivision plat upon recommendation from the Zoning Board, then final subdivision plat determination following Zoning Board recommendation, and concludes with lot development permits approved by the Village Engineer and Forester.

*The R2A Single-Family Residence District is designed to permit the development of environmentally sensitive large lot areas through the application of responsible environmental and other planning criteria. The intent is to encourage a creative approach to the use of land, preserve natural vegetation, topographic and geologic features, enhance the appearance of the neighborhoods by the conservation of forested areas, water bodies and the preservation of natural vegetation and wildlife and advance the various Lincolnshire planning policies outlined in the Official Comprehensive Policies Plan. (Source: Lincolnshire Zoning Code – Chapter 5, Article B)*

- The R2A Zoning District permits a density of 0.5 – 1.0 units per acre. However, the Village Board may approve density premiums up to 1.25 units per acre where *“the petitioner shows special attention to protection and preservation of natural environmental resources and where the proposed development significantly advances the policy objectives of the Official Comprehensive Plan of the Village”*.

**Environmental Features Summary:**

- The R2A Zoning District was established to encourage a creative approach to land planning through preserving natural vegetation, conserving forested areas, water bodies and natural vegetation. The developer proposes to preserve and buffer the existing wetland area located in the north-central portion of the site, which aligns and continues the existing conservation outlot in the Whytegate Unit III subdivision to the north, to promote this environmentally-sensitive feature.
- The developer also proposes bio-swales located in rear yards and restricted landscape easements to further enhance the environmental component of the proposed R2A subdivision.

**Subdivision Design/Layout Summary:**

- The proposed 17-lot single-family subdivision follows a similar development pattern as Whytegate Unit III (immediately north), consisting of a single vehicular entrance from Riverwoods Road, terminating in a cul-de-sac, with a pedestrian path connection to Brampton Lane, as illustrated in the attached subdivision concept plan.
- Per R2A requirements, single-family lots shall be no smaller than 20,000 square feet, and must have an average lot size at least 22,000 square feet, which the conceptual development plans achieves, with an average lot size of 27,258.71 square feet.
- The proposed cul-de-sac measures 1,100’ long, in excess of the maximum permitted 800 ft. length (Sec. 7-5-2(G)). Although cul-de-sacs of this length are relatively common along both sides of Riverwoods Road (north of Rt. 22), a variation from the subdivision regulations will be required as part of the preliminary plat review during the technical phase, after consideration of the Rezoning in the current Policy Phase.

**Density Summary:**

- At the February 24, 2014 preliminary evaluation of the rezoning and subdivision requests, the Village Board requested the Zoning Board explore a reduction in density from the initially proposed 19 lots. Density was subsequently reduced to 17 lots for Zoning Board review. The density reduction is summarized below:

Meeting	Number of Lots	Land Area (acres)	Density (units/acre)
Feb 24 <sup>th</sup> Village Board Preliminary Evaluation	19	14.5	1.3
May 21 <sup>st</sup> Zoning Board	17	14.5	1.17

- Per Village Board request, the attached table provides a comparison of initial subdivision plans presented and COW referral and the final approved density for past single-family residential subdivisions north of Route 22.
- The Update 2012 Comprehensive Plan recommends rezoning of the subject property from the R1 District to a zoning consistent with the R2A District to support *“development consistent with the existing neighborhoods to ensure uniformity, consistency and cohesion*

*as an integrated component of the residential community upon completion".* The proposed R2A zoning is consistent with adjacent residential developments fronting Riverwoods Road and the proposed environmental enhancements are essential to demonstrating the environmental character of this parcel.

*Per Village Board request, Staff mailed courtesy notices of Tuesday night's meeting to all surrounding residents within 250 ft. of the subject parcel.*

**Recommendation:**

Consideration of rezoning to the R2A District, pursuant to the R2A Policy Phase, for a proposed 17-lot single-family residential subdivision and placement on the September 15<sup>th</sup> Consent Agenda for approval.

**Reports and Documents Attached:**

- Location Map.
- Draft Ordinance, prepared by Village Attorney Simon, includes Presentation Packet, prepared by Arthur J. Greene Construction Company and Manhard Consulting, Ltd., received October 6, 2015.
- Critical Area 2 Excerpt from Village of Lincolnshire Comprehensive Plan, Update 2012.
- Change in Approved Single-Family Residential Subdivisions North of Route 22 table, prepared by Staff.
- Staff Memorandum and Meeting Minutes of the May 21, 2015 Zoning Board.
- Email Correspondence from Dr. and Mrs. Mark Anderko, received May 13, 2015.

<b>Meeting History</b>	
Referral at Village Board (COW):	February 24, 2014
Zoning Board (Public Hearing):	May 21, 2015
Current Board Discussion (COW):	October 13, 2015

## **8.0 ITEMS OF GENERAL BUSINESS**

### **8.1 Planning, Zoning & Land Use**

#### **8.11 Consideration of Approval of an Ordinance Rezoning Property Commonly Known as 1700 Riverwoods Road (Manors of Whytegate - Arthur J. Greene Construction Company)**

Economic Development Coordinator Zozulya provided a summary and background of the proposed Ordinance rezoning property commonly known as 1700 Riverwoods Road. Economic Development Coordinator Zozulya noted the Board requested the petitioner incorporate the requirement into the Architectural Covenants for the wood shake roofing materials; explore the feasibility of altering the bike path location; and confirm the final plat of subdivision provides for a 10' bike path along Riverwoods Road. Economic Development Coordinator Zozulya provided information related to next steps of the project if approved.

Public Works Director Woodbury provided a brief presentation related to the feasibility of relocating the bike path. Public Works Director Woodbury noted the location requested by the Mayor and Board presented multiple challenges; the desired area is very low with known storm water detention. If the Board would like to proceed with the suggested changes, fill would need to be brought in for the low area, the Lake County Stormwater Management Commission would then need to approve this, and several trees would need to be removed.

Mayor Brandt stated she did not want the project to incur additional costs due to the possible relocations of the bike path. Mayor Brandt asked if the Board thought it was necessary to have an additional connection in the proposed location and suggested possibly focusing on having a connection on Riverwoods Road. Public Works Director Woodbury noted if the connection is determined to be on Riverwoods the pass would likely need to cross areas of detention and stated Lake County would need to be involved in permitting. A brief conversation regarding bike bath connections and the adjacent neighborhood's concerns regarding the proposed bike path followed. Trustees Leider, Feldman and Hancock stated their opinion was an additional bike path connection was not needed given the proximity of connections in adjacent neighborhoods.

Mayor Brandt noted at the request of the Board, Arthur J. Greene provided three sample architectural drawings. Trustee Hancock noted concern regarding some of the architectural elements proposed in the Architectural Covenants. Mr. Greene noted the proposed covenants include a wide variety of options, which would be presented as options to the future homeowner. Mr. Greene noted Arthur J. Greene Construction would be happy to meet with the Trustees during the technical stages of construction to go over the architectural elements and come up with covenants everyone would be able to support.

Trustee McDonough asked how much square footage is being taken up by outlots A & B. Mr. Glenn Christensen, Land Planner with Manhard Consulting, representing Arthur J. Greene Construction, noted 20% of the site takes up the outlots/open space. Trustee McDonough asked if the 20% includes the retention ponds along the east of the property or just outlots A & B. Mr. Christensen noted the 20% includes the retention ponds.

Mayor Brandt asked Mr. Greene to show the residents in attendance what has changed on the plan since the meeting they attended last May. Mr. Greene provided information related to the proposed plan from last May. The landscaping and drainage behind lots 7 & 8 was highlighted for the residents in attendance.

Trustee Hancock asked what is required landscaping for each lot. Economic Development Coordinator Zozulya stated when each lot comes in for permitting, staff will review each permit for code required landscaping. A brief conversation regarding lot landscape code requirements specific to the proposed development followed. Mr. Greene agreed to provide additional landscaping per lot for the project.

Trustee Feldman and Mayor Brandt suggested the Village may want to ensure homeowners in the surrounding neighborhoods are aware of the Village's tree adoption program if they would like additional screening/vegetation.

Trustee Hancock asked if the Architectural Design Covenants are attached to the existing approval. Mr. Greene noted the Architectural Design Covenants were presented which could be finalized through the technical phase. Mr. Greene stated they wanted to submit the Architectural Design Covenants to give the Board an idea and express that Arthur J. Greene would work with the Village to create a variety of architectural elements and noted they would be open to adjusting these covenants as directed by the Village Board. Trustee Hancock noted concern under the following items in the proposed Architectural Design Covenants:

- 1- "No more than one home of the same elevation shall be built within the Manors of Whytegate". Mr. Greene stated they would not repeat any elevation.
- 2- "No home shall be built around Whytegate which is the same or similar design as another home already built or approved unless two of these following features are different". Trustee Hancock asked what the difference was between design and elevation. Mr. Greene noted design fits within an elevation; trying to change enough elements to give a house a totally different character. Mr. Greene provided examples.
- 3- "The following features must be different from previous homes - changing the color of the home, changing the orientation of left to right, and changing the roof materials" Trustee Hancock suggested eliminating these minimal exceptions. Mr. Greene agreed to take these requirements out of the Architectural Design Covenants.

Trustee Leider noted concern regarding density. Mayor Brandt stated she received an email from Trustee Grujanac stating her preference for the property would be for it to remain a park or open space but if this was not an option she noted concerns regarding density. Mr. Greene stated when revising the development to address density the proposed project was compared to Briarwood, Meadows of Birch Lake and surrounding homes. Mr. Greene stated if there are bigger lots in the proposed subdivision, the homes will get bigger. Trustee Leider noted his opinion has not changed and feels less density is appropriate in this location.

Trustee Feldman asked if any of the houses would be ranch style. Mr. Greene noted currently there are no ranch style footprints. Trustee Feldman suggested the Village may want to consider changing FAR requirements in order to address density issues.

Trustee Hancock suggested a possible combination of the site be considered where the Village could buy some of the land for parks and have fewer lots to address density. Mayor Brandt noted a park already exists in the area and this might not make sense financially for the Village. A conversation related to average and proposed density, lot sizes, and house sizes followed. Mr. Greene noted if the density changes it promotes bigger lots and marketing becomes an issue. Mayor Brandt asked if the lot sizes on Preston Court were provided for comparison. Economic Development Coordinator Zozulya stated the sizes on Preston Court were not provided but staff would research this and provide the sizes to the Board.

Mayor Brandt noted two Trustees were not in attendance and asked if the Board would like Arthur J. Greene to address some of the Architectural concerns prior to the meeting on April 11<sup>th</sup> and possibly bring the proposal back for a vote when the other Trustees are present.

Trustee Hancock noted continued concern regarding the project not fitting in with the neighborhood. Trustee Hancock noted concern about architectural elements, landscaping, density, but did not want to create huge homes on larger lots. Mr. Greene noted if density changes, house size increases.

A resident noted concern regarding density and the proposed project not fitting in with the surrounding neighborhoods.

Trustee Hancock asked Mr. Greene what it would take to make it a less dense but marketable project. Mr. Greene noted his opinion, the project is the appropriate size, and if the number of lots goes down anymore, the project will not work for Arthur J. Green Construction. Trustee Leider stated return on investment is not a concern of the Village.

Mr. Christensen stated they have done a lot of work to get the project down in density. Mr. Christensen noted they looked at land use, the comprehensive plan compared to other surrounding neighborhoods; they met with staff and went before the zoning board prior to coming before the Village Board.

Mayor Brandt asked what action the Board would like to take tonight.

Trustee Feldman noted she is in favor of decreasing density but agreed with Mr. Greene, the project would not be marketable if density was decreased and home sizes increased further. A conversation regarding surrounding market prices followed.

Trustee McDonough asked how many Trustees would need to approve this in order to move forward. Village Attorney Christensen noted a simple majority of the members present.

Trustee McDonough noted if density changes slightly, he did not think the look would change that much. Trustee McDonough noted the density changed met his concerns regarding the rezoning request for an environmentally sensitive development, and he would be willing to vote in favor of the project.

Trustee Hancock noted he would like to have the petitioner address some of the items of concern prior to a vote.

Mr. Greene provided additional information regarding how density was adjusted to satisfy the Board and still keep it a feasible development. Mr. Greene requested this item be considered at a future meeting date.

Mayor Brandt suggested providing information relative to Preston Court as an example for comparison at the April 11, 2016 meeting.

Trustee Leider suggested Arthur J. Greene Construction show the house sizes with and without garages when bringing this back.

Village Manager Burke asked for direction on what the Board would like staff to work on with Arthur J. Greene Construction prior to bringing this back for consideration. Trustee Leider noted providing accurate numbers related to square footage and setbacks. Trustee Leider requested hard copies be provided for viewing. Mayor Brandt recommended providing house values in the surrounding areas.

Trustee Hancock suggested having a conversation with the owners of the land to see if there is an alternative combined plan as a possible option; having a donation of park/open space in order to reduce the cost of the builder and reduce density. A conversation regarding subsequent applications for rezoning after a negative vote is received followed. Village Manager Burke noted he would need to look into the Code and provide this at the next meeting. Mayor Brandt noted Arthur J. Greene came in requesting R2A Zoning which could be a benefit, and if it is decided to go with a different zoning, some of the benefits of R2A would be lost.

Mayor Brandt suggested the Board email staff if they have additional information they would like provided when this matter comes back to the Village Board for consideration.

A resident asked if there is anything in the current zoning regulations that would prevent an extremely large house like the one being built on Hamilton Court. Trustee Hancock noted staff has been asked to come back to the Board with additional zoning requirements to prevent such issues. The resident recommended putting restraints on the structures prior to approving the projects. Trustee Feldman noted if FAR requirements change, this could possibly control some of these issues. A brief conversation regarding zoning requirements followed.

Village Manager Burke noted when zoning requirements change, the zoning code in place at the time the application is made, is the code that governs. Mayor Brandt stated suggestions can be made by the Board and agreed to by the petitioner.

It was the consensus of the Board is to place this under Items of General Business on the April 11, 2016 Regular Village Board meeting for discussion and approval.

- 8.2 Finance and Administration
- 8.3 Public Works
- 8.4 Police
- 8.5 Parks and Recreation
- 8.6 Judiciary and Personnel

**9.0 REPORTS OF SPECIAL COMMITTEES**

**10.0 UNFINISHED BUSINESS**

**11.0 NEW BUSINESS**

**12.0 EXECUTIVE SESSION**

**13.0 ADJOURNMENT**

Trustee McDonough moved and Trustee Leider seconded the motion to adjourn. The voice vote was unanimous and Mayor Brandt declared the meeting adjourned at 8:34 p.m.

Respectfully submitted,  
**VILLAGE OF LINCOLNSHIRE**

Barbara Mastandrea  
Village Clerk

Mr. Bauer noted the ARB recommended the sign topper of each sign be illuminated and CFNX Linshire, LLC agreed to up-light the topper of each sign.

Trustee Feldman noted it is hard to imagine the size of the sign and had some concern the signs could block views. Trustee McDonough noted sight line was discussed previously and it was determined the size would not be a problem.

Mayor Brandt adjourned the Public Hearing and reconvened the Committee of the Whole meeting at 7:38 p.m.

There was a consensus of the Board to place this item on the Consent Agenda for approval at the next Regular Village Board Meeting.

**3.13 Continued consideration of a Rezoning request for a 15 acre lot from R1 Single-Family Residence District to R2A Single-Family Residence District, to permit the development of a 15-lot environmentally sensitive large lot subdivision -1700 Riverwoods Road (Arthur J. Greene Construction Company)**

Community & Economic Development Director McNellis provided a summary of the continued consideration of a rezoning request for a 15 acre lot from R1 single-family residence to R2A single-family residents to permit the development of a 15-lot environmentally sensitive large lot subdivision. As a result of the October 2015 Committee of the Whole meeting, the petitioner has revised the plans from 17 lots to 15, incorporated more environmentally sensitive areas to satisfy the R2A zoning, and address concerns with building bulk and design.

Community & Economic Development Director McNellis provided information regarding the process of rezoning.

Mr. Jeffery Greene, President of Arthur J. Greene Construction Company introduced Mr. Tim Golatta, Vice President of Arthur J. Greene Construction Company and Mr. Jesse Conrad of Manhard Consulting.

Mr. Conrad provided a brief presentation highlighting the changes made since the October 2015 Committee of the Whole meeting.

Mr. Greene noted the original plan had 19 lots, then was reduced to 17 and is now 15 lots in order to address density concerns.

Mayor Brandt asked about the bike path requested along Riverwoods Road connecting to Daniel Wright. Mr. Greene noted path construction is not included for that location but an easement would be donated for the path. Mr. Conrad noted the path is dedicated on the landscape plan.

Mayor Brandt asked for information related to the bike path connection on the plan having two different connections. It was determined the Village owned an outlot which would accommodate one connection from the path to Brampton if this would be the desire of the Board. A brief conversation regarding bike bath connections followed.

Trustee Leider noted continued concern regarding density. Mr. Greene stated when developing the project and density, they compared it to surrounding projects and provided detailed information comparing the projects. Mr. Greene noted their concern is taking this project to another price range and away from what the market place wants. Decreasing density would result in bigger homes, which they believe are not desired in the current housing market.

Mayor Brandt noted the driveways appear to be on lot lines on the plan presented. Mr. Golatta noted the driveways were not on the lot line. Mr. Greene stated substantial separation was used and the diagrams on the plans are simply an illustration. Community & Economic Development Director McNellis stated Village Code requires a 5' setback for the driveways.

Trustee Leider noted some roofing restraints in surrounding subdivisions and asked if the proposed project would have the same restraints of cedar shake roofs. Mr. Greene confirmed the project would comply with the cedar shake roofing material.

Mayor Brandt noted two of the Trustees were absent at the meeting and stated they both had comments. Mayor Brandt recommended putting this under Items of General Business on the next Regular Village Board agenda. Mayor Brandt noted Trustee Hancock had comments regarding architecture. Mr. Greene noted no two houses in the subdivision would have the same elevation and he would be happy to work this out with staff and discuss it further with Trustee Hancock.

Trustee Feldman noted trees are along the road and open space and asked if trees would be put on the lots. Mr. Greene noted this is personal landscaping per the owners of the lots. Community & Economic Development Director McNellis noted the Village Code has requirements which will need to be met for the individual lots; each lot that goes to permit would have to meet the landscaping requirement.

Mayor Brandt informed the Board that if this was approved at the next Regular Village Board meeting, it would be simply for the rezoning request.

Mayor Brandt noted three Trustees are currently opposed to the revised lot count. Mayor Brandt requested the re-work of the bike path be provided at the next meeting.

Mayor Brandt asked why some of the swales are not continued. Mr. Conrad noted drainage would be brought to the front of the property and the swales were done this way to keep the flow moving to the front of the property.

There was a consensus of the Board to place this item under Items of General Business for discussion and approval at the next Regular Village Board Meeting.

3.2 Finance and Administration

**3.21 Consideration of an Ordinance Authorizing the Disposal of Surplus Property (Village of Lincolnshire)**

Village Manager Burke provided a summary of the request for disposal of surplus property which is typically brought before the Board twice a year.

There was a consensus of the Board to place this item on the Consent Agenda for approval at the next Regular Village Board Meeting.

**3.22 Consideration of a Report Regarding Enterprise Software - AccessMyGov Online Interface and Deployment Options (Village of Lincolnshire)**

Management Analyst Shoukry provided a report presentation regarding enterprise software – AccessMyGov Online Interface and deployment options.

Trustee McDonough asked for an example of what an outside customer might pull from AccessMyGov. Management Analyst Shoukry provided the example of a monthly request for all building permits, per address, per month. Management Analyst Shoukry also provided an example of Code Enforcement violations.

Management Analyst Shoukry continued with his presentation related to AccessMyGov.

Trustee Feldman asked if residents have the option to “police” their neighbors to see if they have obtained permits for work being done in and around their homes. Management Analyst Shoukry stated this information would be available for neighbors to obtain and view.

Trustee Leider asked Village Attorney Simon what type of risk this presents to the Village. Village Attorney Simon stated his note on the memo is to refer to the Freedom of Information Act and exclude any information from the website exempt from disclosure under this Act. Trustee Leider noted concern regarding putting too much information out; it will be searched instead of requested.

Management Analyst Shoukry provided a search by address for the



**MINUTES  
COMMITTEE OF THE WHOLE MEETING  
Tuesday, October 13, 2015**

**Present:**

- |                                |                                     |
|--------------------------------|-------------------------------------|
| Mayor Brandt                   | Trustee Feldman (Left at 9:55 p.m.) |
| Trustee Grujanac               | Trustee Hancock                     |
| Trustee McDonough              | Trustee Servi                       |
| Trustee McAllister             | Village Clerk Mastandrea            |
| Village Attorney Simon         | Village Manager Burke               |
| Chief of Police Kinsey         | Treasurer/Finance Director Peterson |
| Public Works Director Woodbury | Community & Economic Development    |
| Village Planner Robles         | Director McNellis                   |

**ROLL CALL**

Mayor Brandt called the meeting to order at 8:25 p.m. and Village Clerk Mastandrea called the Roll.

**2.0 APPROVAL OF MINUTES**

**2.1 Acceptance of the September 28, 2015 Committee of the Whole Minutes**

The minutes of the September 28, 2015 Committee of the Whole Meeting were approved as submitted.



**3.0 ITEMS OF GENERAL BUSINESS**

**3.1 Planning, Zoning and Land Use**

**3.11 Consideration of a Zoning Board recommendation regarding a request to Rezone a 14+ acre lot from R1 Single-Family Residence District to R2A Single-Family Residence District, to permit the development of a 17-lot environmentally sensitive large lot subdivision at 1700 Riverwoods Road (Arthur J. Greene Construction Company)**

Mayor Brandt stated she had requested staff prepare information comparing the proposed development to others in Lincolnshire and the information has been provided at the meeting.

Village Planner Robles provided a summary of the recommendation regarding a request to rezone the development lot from R1 to R2A to permit the development of a 17-lot environmentally sensitive large lot subdivision by Arthur J. Greene Construction Company. A revised subdivision summary chart was provided to the Board today as requested by Mayor Brandt.

Mr. Jeff Greene, President of Arthur J. Greene introduced Mr. Glenn Christensen, Land Planner from Manhard Engineering and Mr. Tim Golatta, Vice President of Arthur J. Greene Construction Company.

Mr. Christensen provided a presentation indicating changes made since the last time this project was presented. Changes were made by Arthur J. Greene Construction Company prior to presenting to the Zoning Board. The original plan called for 19 lots and has since been revised to 17 lots.

Trustee McAllister asked if some of the proposed area is wetland. Mr. Christensen stated a portion is considered lowland but not wetland. Trustee McAllister asked if there have been drainage issues in this area. Public Works Director Woodbury noted there have not been drainage issues in this area in the past.

Trustee McDonough asked if Meadows of Birch Lake is zoned R2A. Village Planner Robles confirmed Meadows of Birch Lake is zoned R2A. Trustee McDonough asked what qualifies the Meadows of Birch Lake to be environmentally sensitive, and zoned R2A. Community & Economic Development Director McNellis noted the pond and all the environmental work in and around the area qualified Meadows of Birch Lake to be environmentally sensitive. Trustee McDonough asked what qualifies this proposed project to be environmentally sensitive. Village Planner Robles stated the wetlands that continue onto the parcel from Whytegate and the park or green space qualify it to be rezoned R2A. Trustee McDonough asked how it compares to the other environmentally sensitive zoned areas. Village Planner Robles stated the proposed project is comparable to what is directly to the north, but comparisons with other subdivisions is a different comparison. Mayor Brandt noted all the comparisons to this project have been to Whytegate which was approved in 1984, and Lincolnshire is currently in a different building pattern. Mayor Brandt noted her opinion was comparison should be made to some of the more recent subdivisions.

Mayor Brandt asked if the proposed lot size, based on more current development is the look the Board wants. A brief conversation regarding lot size compared to proposed square footage of the homes in comparison to other subdivisions in Lincolnshire followed. Mr. Greene noted the typical goal of a buyer is to build larger homes on larger lots as to compare to the surrounding homes; if the lot size becomes larger, he would expect buyers to want a larger home.

Trustee Grujanac noted the topography of the proposed plan slopes toward an existing house to the west and wanted to know how the flow of drainage would affect this existing home. Community & Economic Development Director McNellis stated a swale would be created to bring the water back around to the front of the lots.

Mr. Christensen noted the Comprehensive Plan was the criteria followed when planning the subdivision. Mayor Brandt stated more homes have been built in recent years on a larger lot and would like Arthur J. Greene Construction Company to consider this when planning.

Trustee Mark Hancock noted concern about approving a development through zoning and the lack of impact the Board has regarding the size of the homes, the setbacks and the look of the homes. Mr. Greene noted Arthur J. Greene Construction Company comes up with plans based on demand, and certain guidelines are created with staff. Mayor Brandt noted her concern is the density compared to other current projects. Trustee Hancock noted his concern is variation of development. Trustee McDonough noted his opinion was that Arthur J. Greene Construction Company could provide the variation and architecture needed but had concern with the revised zoning request. Trustee McDonough noted he would consider only one lot in the proposed development to meet the R2A criteria. Mr. Christensen noted the site in the past was farmed and the desire was to be compared with the adjacent developments. Trustee McDonough noted providing a park could possibly capitulate this as being rezoned R2A.

Mr. Joseph Cloonen, resident on Whitmore Lane, north of the proposed development, stated he is aware the school district is not in favor of the development. Mayor Brandt stated the school district is not in favor of any development due to capacity and having to add on to the schools, but the Village Board has to try and balance what is in the best interest of the Village. Mr. Cloonen stated he attended the Zoning Board review of this project, and it was not a unanimous vote to approve. It was noted in the Zoning Board meeting the developers met the criteria, and Mr. Cloonen stated it is the Trustees who are representing what is in the best interest of the resident not the developer. Mr. Cloonen noted open space is what differentiates Lincolnshire from the surrounding communities, and his request is not to approve the proposed subdivision.

Trustees Grujanac and McDonough noted it was their opinion to add conservancy/open area and landscaping. Trustee Grujanac and Mayor Brandt suggested putting a sample building and driveway footprint of one of the proposed houses on the plans to review.

Continued conversations took place regarding landscaping, lot size, building product and architectural variation.

Mr. Christensen asked the Board what the correct way to proceed is, and asked if it was to come back with a PUD. Community & Economic Development Director McNellis stated the current path of rezoning is the recommended direction. Village Planner Robles outlined the process.

There was a consensus of the Board was for Arthur J. Greene Construction Company to revise the plans to include additional

landscaping and environmentally sensitive areas, less lots, less density, and revised garage locations.

3.2 Finance and Administration

**3.21 Official Announcement of Estimated Amount to be Raised by Ad Valorem Taxes for the 2015 Tax Levy to be Collected in Fiscal Year 2016 (Village of Lincolnshire)**

Finance Director/Treasurer Peterson officially announced the estimated amount to be raised by Ad Valorem Taxes for the 2015 tax levy to be collected in fiscal year 2016. The tax rate has been maintained for four years. Further discussions will be made on November 23, 2015.

Trustee McDonough asked how much of the EAV is new development. Finance Director/Treasurer Peterson noted real amounts will not come out until April.

**3.22 Consideration and Discussion of Amendment to Police Pension Funding Policy (Village of Lincolnshire)**

Finance Director/Treasurer Peterson provided a summary of the proposed amendment to the Police Pension Funding Policy.

Trustee Hancock noted his opinion was the actuary background is there, and asked if it is still the discretion of the Board and staff regarding what the allocation will be. Village Manger Burke noted the final allocation is for the Board to decide.

There was a consensus of the Board to place this item on the Consent Agenda for approval at the next Regular Village Board Meeting.

3.3 Public Works

**3.31 Consideration and Discussion of a Joint Purchasing Agreement with Compass Minerals Incorporated in the Amount of \$28,176.00, and Cargill Incorporated in the Amount of \$13,556.00, for the Purchase of Rock Salt for the 2015-2016 Winter Season (Village of Lincolnshire)**

Public Works Director Woodbury provided a summary of the joint purchasing agreement with Compass Minerals Incorporated and Cargill Incorporated for the purchase of rock salt. The purpose of dual purchasing is to anticipate pricing.

There was a consensus of the Board to place this item on the Consent Agenda for approval at the next Regular Village Board Meeting.

3.4 Public Safety

3.5 Parks and Recreation

**REQUEST FOR BOARD ACTION  
Regular Village Board  
May 9, 2016**

<b>Subject:</b>	City Park Retail Center – Regal Theater Site Redevelopment Plan
<b>Action Requested:</b>	Approval of an Ordinance Amending a Special Use for a Planned Unit Development and Approving a Preliminary Development Plan and Preliminary Plat of Subdivision for Property at the Southwest Corner of Aptakasic Road and Parkway Drive (Regal Cinemas/404 Social Apartments)
<b>Petitioner:</b>	ECD-Lincolnshire Theater, LLC
<b>Originated By/Contact:</b>	Tonya Zozulya, Economic Development Coordinator Department of Community & Economic Development
<b>Advisory Board Review:</b>	Architectural Review Board

On April 25, 2016, the Village Board held a Public Hearing regarding the ECD request to amend the CityPark Planned Unit Development to redevelop the Regal Movie Theater building and site and construct a 302-unit luxury Apartment community. At the conclusion of the meeting, the Village Board directed this be placed on the May 9<sup>th</sup> Regular Village Board agenda.

Attached is an updated cover letter submitted by the petitioner, letter from Regal Entertainment Group, and copy of proposed ordinance amending the existing PUD. Members of the Village Board previously received plans and supporting documents in a binder prepared by the petitioner. Binders left by Trustees in the Board Room at the end of the April 25, 2016 meeting will be made available at the May 9, 2016 meeting. Electronic copies of the plans and supporting documents have also been previously made available to each Board member via the Village's Dropbox account. The petitioner will be in attendance at Monday's meeting to respond to questions from the Village Board and plans to bring forward a request regarding code-required park donations at a future Committee of the Whole meeting.

**Reports and Documents Attached:**

- PUD Amendment Ordinance, prepared by the Village Attorney.
- Cover letter, prepared by Scott Greenberg of ECD, dated and date stamped received May 2, 2016.
- Letter from Regal Entertainment Group, dated April 25, 2016.

**Previously Provided:**

- Responses to PUD Amendment Standards.
- Presentation Packet for 404 Social and Regal Theater, prepared by HKM, dated April 14, 2016.
- Traffic Impact Study, prepared by KLOA, dated March 23, 2016.
- Proposed Traffic Control Signage Plan, prepared by KLOA, dated April 14, 2016.
- Plat of Subdivision, prepared by Greengard, dated April 5, 2016.
- Storm water Detention Determination Letter, provided by SMC, dated April 14, 2016.
- Public Cost Analysis, prepared by The Perman Group, dated April 19, 2016.
- Fiscal Impact, prepared by The Perman Group, dated January 27, 2016.
- 404 Social Project Features/Amenities.

- Civil Engineering plans, prepared by Greengard, dated March 9, 2016.
- Aptakistic-Tripp Community Consolidated School District 102 March 14, 2016 meeting minutes.
- Market Study, prepared by Cushman & Wakefield, dated February 5, 2016.
- Letters of Support from corporations and Adlai E. Stevenson School District 125.
- Chicago tribune story "More Empty Nesters Make Switch to renting", dated April 5, 2016.
- Unapproved April 12, 2016 ARB meeting minutes.
- January 11 and February 8, 2016 COW preliminary evaluation meeting minutes.

<b>Meeting History</b>	
Preliminary Evaluation - Committee of the Whole	January 11, 2016
Continued Preliminary Evaluation – Committee of the Whole	February 8, 2016
ARB Preliminary Review	February 16, 2016
ARB Workshop	February 29, 2016
ARB Consideration & Discussion	April 12, 2016
Committee of the Whole	April 25, 2016
Village Board (current)	May 9, 2016

**VILLAGE OF LINCOLNSHIRE  
LAKE COUNTY, ILLINOIS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING A SPECIAL USE  
FOR A PLANNED UNIT DEVELOPMENT  
AND APPROVING A PRELIMINARY DEVELOPMENT PLAN AND PRELIMINARY  
PLAT OF SUBDIVISION FOR CERTAIN PROPERTY AT THE SOUTHWEST  
CORNER OF APTAKISIC ROAD AND PARKWAY DRIVE  
(REGAL CINEMAS/404 SOCIAL)  
(ORDINANCE NOS. 96-1453-37, 97-1498-22 AND 97-1507-31)**

**WHEREAS**, the Village of Lincolnshire is an Illinois home rule municipal corporation operating under the Constitution and Laws of the State of Illinois;

**WHEREAS**, on August 12, 1996, the Village adopted Ordinance 96-1453-37, whereby it rezoned and granted a special use for a planned unit development for a hotel, self-storage facility, multi-screen theater complex, restaurants and various office and retails uses on property commonly known as CityPark (the “First CityPark Ordinance”);

**WHEREAS**, the First CityPark Ordinance granted preliminary development plan approval and a special use permit for a multiple screen movie theater, and other relief, on property now known as Unit 2 of CityPark, which is more specifically described in **Exhibit A**, attached hereto and incorporated herein by reference (the “Subject Property”);

**WHEREAS**, on July 14, 1997, the Village adopted Ordinance 97-1498-22, whereby it amended the preliminary development plan approval for the Subject Property by granting certain variances for building height and wall signs for the movie theater building and approving certain site plans (the “Regal Preliminary PUD Ordinance”);

**WHEREAS**, on July 14, 1997, the Village adopted Ordinance 97-1507-31, whereby it granted final PUD plan approval for a 93,000 square foot cinema complex with 20 theaters and an IMAX Auditorium for the Subject Property (the “Regal Final PUD Ordinance”);

**WHEREAS**, the First CityPark Ordinance, Regal Preliminary PUD Ordinance and Regal Final PUD Ordinance shall be collectively referred to as the “Regal Ordinances;”

**WHEREAS**, the owner of the Subject Property, ECD-Lincolnshire Theatre, L.L.C., (“Petitioner”) has applied for major amendments to the Regal Ordinances, and such other necessary relief, to seek approval of a proposal to (i) demolish the southernmost approximately 19,000 square-foot portion of the Regal Lincolnshire 21 & IMAX cinema theater building (“Theater”) in conjunction with associated building renovation and site plan modifications thereto, and (ii) construct a four-story, 302-unit luxury rental residential community (“Community”) in two buildings with associated surface and garage deck parking, which Community is to be located on a new parcel to be created from a subdivision of the Subject Property (collectively, the “Regal-404 Social Application”);

**WHEREAS**, the Architectural Review Board (ARB) held public meetings on February 16, March 29 and April 12, 2016 regarding the Regal-404 Social Application;

**WHEREAS**, the aforesaid public meetings were held pursuant to legal notice and all persons desiring an opportunity to be heard were given such opportunity at said public meetings; and

**WHEREAS**, the ARB has heretofore submitted to the Mayor and Board of Trustees its recommendations related to the Regal-404 Social Application;

**WHEREAS**, the Village Board held a public hearing on April 25, 2016 regarding the Regal-404 Social Application (the “Public Hearing”);

**WHEREAS**, the Public Hearing was held pursuant to legal notice, including notice of the Public Hearing published in the *Daily Herald* on April 9, 2016, and personal notice of the Public Hearing delivered via certified mail, return receipt requested, sent not less than 15 days

nor more than 30 days prior to said hearing, as more specifically described in Petitioner's affidavit of service attached hereto and incorporated herein by reference as **Exhibit B**;

**WHEREAS**, the Corporate Authorities duly considered the recommendation of the Village's Architectural Review Board in connection with the Regal-404 Social Application and further duly considered the evidence and testimony elicited during the Public Hearing; and

**WHEREAS**, the Corporate Authorities conclude that the proposed development of the Subject Property in accordance with the Petitioner's representations in the Regal-404 Social Application and the Regal-404 Preliminary Development Plan (as hereinafter defined) will be beneficial to the Village, will not be detrimental to the Village's Comprehensive Plan or the spirit and intent of the Lincolnshire Zoning Code (the "Zoning Code") or the Lincolnshire Subdivision Code (the "Subdivision Code") and will otherwise enhance and promote the general welfare of the Village and the health, safety and welfare of the residents of the Village.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Trustees of the Village of Lincolnshire, in exercise of its home rule authority, as follows:

**Section 1. Findings.** The Mayor and Board of Trustees hereby make the following findings of fact:

A. That the Petitioner's proposed plan, attached hereto and incorporated herein by reference as **Group Exhibit C** (the "Regal-404 Social Preliminary Development Plan" or "Plan"), is consistent with the stated purpose of the planned unit development regulations in that the Plan accommodates development that involves more than one land use, which would not be possible under the strict application of the Zoning Code, yet provides a creative approach to the use of land and related physical facilities in the interest of providing better urban design and

aesthetic amenities specifically for the purpose of meeting the growing needs and demands of the Village's residential and business population.

B. That the Regal-404 Social Preliminary Development Plan meets the requirements and standards of the planned unit development regulations insofar that the proposed exceptions are necessary, desirable and appropriate to allow the Plan to be implemented in the innovative manner in which the Petitioner designed the Plan. The Plan further meets the requirements and standards of the planned unit development regulations by involving more than one land use through the introduction and careful integration of the Community use to the existing Theater use and its related physical facilities for the purpose of meeting the growing needs and demands of the Village's residential and business populations.

C. That the Regal-404 Social Preliminary Development Plan departs from the regulations otherwise applicable to the Subject Property insofar as the Plan requires a major amendment to the Regal Ordinances and requires exceptions from the following provisions of the Village Code:

1. Section 6-6B-3 to allow the establishment and operation of the Community in the B2 General Business District as a use not otherwise permitted by the use regulations of that district;
2. Section 6-6B-6 to allow an increase in the maximum permitted building height for the Community from 3 ½ stories or 42 feet to 4 stories or 57';
3. Section 6-11-2 (C) to allow a reduction in the minimum required length of a parking stall from 19' to 18';
4. Section 6-11-2 (C) to allow a reduction in the minimum required parking lot drive aisle width from 25' to 24';
5. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required number of deciduous shade trees to be planted in certain parking islands from 1 to 0;
6. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required DBH of parking lot deciduous shade trees from 2 ½" to 2";
7. Section 13-2-6 (A)(1) to allow spacing of tree species at a distance of greater than 14' on center;
8. Section 12-9-1(A)(1) to allow an increase in the monument sign height for the Community from 6' to 16'.
9. Section 12-9-1(A)(1) to allow an increase in the maximum monument sign area

- for the Community from 60 sq. ft. to 250 sq. ft. with a sign face measuring 24 sq. ft.;
10. Section 12-9-1 (A)(1) to allow an increase in the maximum monument sign length for the Community from 10' to 50';
  11. Section 12-9-1(A)(1) to allow a reduction in the minimum monument sign setback for the Community from 15' to 9';
  12. Section 12-9-1 (D)(4)(b) to allow an increase in the maximum extension of a blade sign for the Community from the wall to which is it attached from 3' to 4';
  13. Section 12-9-1 (D)(2) to allow an increase in the maximum surface area of a blade sign for the Community from 20 sq. ft. to 56 sq. ft.;
  14. Section 12-9-1 (B)(1) to allow a maximum wall sign area for the Community of not more than 82 sq. ft.;
  15. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign face height for the Community from 3' to 6'; and
  16. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign letter height for the Community from 2' to 2.5'.

D. That the aforesaid exceptions are deemed to be in the public interest because they allow for the implementation of the innovative approach by which the Petitioner plans to integrate the Community use and the Theater use in a compatible way on the Subject Property.

E. That the public benefit produced by the Regal-404 Social Preliminary Development Plan outweighs the increased burden(s) on public services and infrastructure resulting from the development of the Community because: (i) the operation and maintenance of the type and amount of amenities to be provided for the Community, as generally described in **Exhibit D** attached hereto and incorporated by reference (individually, a "Community Amenity" and collectively, the "Community Amenities"), shall offset the material and substantial burden on public services which would otherwise result from the development and occupancy of the Community; and (ii) the reduction of the size of the Theater results in a diminished burden on public services and infrastructure otherwise required for the Theater as it is currently operated.

F. That the Community Amenities represent specific beneficial actions, plans or programs agreed to by the Petitioner that are integral to the development and occupancy of the Community and necessary for the Regal-404 Social Preliminary Development Plan to meet the

findings required by Section 6-14-12 of the Zoning Code; are clearly beyond the minimum requirements of the Zoning Code; and are essential and indispensable to justify the use and bulk exceptions herein described.

G. That for the reasons described in the Public Hearing and the materials comprising the Regal-404 Social Application, including, but not limited to, the Traffic Impact Study and supplemental internal circulation memorandum prepared by Kenig, Lindgren, O'Hara, Aboona, Inc.; the civil engineering plans and population equivalent calculations of Greengard, Inc.; and by the site development plans prepared by HKM Architects + Planners, Inc., the physical design of the Regal-404 Social Preliminary Development Plan makes adequate provisions for public services, provides adequate control over vehicular traffic, provides for and protects designated common open space, and furthers the amenities of light and air, recreation and visual enjoyment.

H. That the Regal-404 Social Preliminary Development Plan shall bear a beneficial relationship and be compatible with the adjacent properties insofar as the Community will complement the adjacent commercial office developments by providing luxury rental housing for employees of businesses within such developments, for which there is an underserved market in the Village, and the redevelopment of the Theater will promote additional economic activity in the surrounding retail developments.

I. That the Regal-404 Social Preliminary Development Plan is desirable for the Village's tax base and economic well-being insofar as it preserves and enhances the operation of the Theater, which is a magnet for the Village's economy, and provides luxury rental housing for professionals employed in the surrounding commercial office developments, which the Village expects to result in the retention of existing businesses and recruitment of new commercial enterprises;

J. That the Regal-404 Social Preliminary Development Plan is consistent with the goals of the Official Comprehensive Plan, as amended, and all other official plans and planning policies of the Village. In particular, the Plan will advance the Comprehensive Plan's goals of:

- Expanding the Village's available housing types;
- Attracting and retaining younger demographics;
- Providing a direct connection between major employers and workforce housing;
- Promoting the Village's shopping, dining and entertainment amenities; and
- Preserving and enhancing the Village's sales tax revenue.

**Section 2. Major PUD Amendment.**

A. Any reference in the Regal Ordinances to any limitations, plans, or specifications shall hereafter refer to such limitations, plans and specifications as they have been amended by this Ordinance.

B. Subject to the conditions of approval described in Section 3, the Corporate Authorities of the Village hereby:

1. Approve a major amendment to Ordinance No. 96-1453-37, Ordinance No. 97-1498-22 and Ordinance 97-1507-31 for the purpose of granting preliminary development plan approval, in accordance with Section 6-14-12(E)(4) of the Village Code, to the Regal-404 Social Preliminary Development Plan;

2. Grant a use exception from the permitted uses in the B-2 General Business District to permit the use and occupancy of the Community as a permitted use, but only on and within that portion of the Subject Property that is described as Lot 2 on the plat of subdivision entitled "E.C.D. Subdivision Unit 2, 1st Resubdivision" (the "Community Property");

3. Grant exceptions from the following development regulations of the Village Code, but only to the extent necessary to permit the development and/or redevelopment

of the Subject Property in a manner consistent with the Regal-404 Social Preliminary Development Plan:

- a. Section 6-6B-6 to allow an increase in the maximum permitted building height for the Community from 3 ½ stories or 42 feet to 4 stories or 57’;
- b. Section 6-11-2 (C) to allow a reduction in the minimum required length of a parking stall from 19’ to 18’;
- c. Section 6-11-2 (C) to allow a reduction in the minimum required parking lot drive aisle width from 25’ to 24’;
- d. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required number of deciduous shade trees to be planted in certain parking islands located on the Community Property from 1 to 0;
- e. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required DBH of parking lot deciduous shade trees located on the Community Property from 2 ½” to 2”;
- f. Section 13-2-6 (A)(1) to allow spacing of tree species at a distance of greater than 14’ on center;
- g. Section 12-9-1(A)(1) to allow an increase in the monument sign height for the Community’s monument sign from 6’ to 16’.
- h. Section 12-9-1(A)(1) to allow an increase in the maximum monument sign area for the Community’s monument sign from 60 sq. ft. to 250 sq. ft. with a sign face measuring 24 sq. ft.;
- i. Section 12-9-1 (A)(1) to allow an increase in the maximum monument sign length for the Community’s monument sign from 10’ to 50’;
- j. Section 12-9-1(A)(1) to allow a reduction in the minimum monument sign setback for the Community’s monument sign from 15’ to 9’;
- k. Section 12-9-1 (D)(4)(b) to allow an increase in the maximum extension of a blade sign for the Community from the wall to which is it attached from 3’ to 4’;
- l. Section 12-9-1 (D)(2) to allow an increase in the maximum surface area of a blade sign for the Community from 20 sq. ft. to 56 sq. ft.;
- m. Section 12-9-1 (B)(1) to allow a maximum wall sign area for the wall sign located on the northerly façade of the easterly building of the Community of not more than 82 sq. ft.;
- n. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign face height for the wall sign located on the northerly façade of the easterly building of the Community from 3’ to 6’; and
- o. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign letter height for all wall signs on the easterly building of the Community from 2’ to 2.5’.

**Section 3. Conditions of Approval.** The relief herein described, all of which is considered inseparable, is expressly subject to compliance with the following conditions:

A. Development in accordance with Plan. The Petitioner shall develop the Community Property, and prepare a Final Development Plan, in substantial conformance with the Regal-404 Social Preliminary Development Plan, and all standards, requirements, designs or specifications identified on **Group Exhibit C** shall be binding on the Subject Property and considered conditions of approval; provided, that approval of the attached exhibits is conceptual only and does not authorize construction of any site or building improvements, nor does it exempt future site or building improvements from complying with the applicable Village approval and permitting process. The Regal-404 Social Preliminary Development Plan consists of the following plans:

1. 404 Social development plans, prepared by HKM Architects + Planners, Inc, comprising 36 pages of plans and 18 pages of cuts sheets, last revised April 14, 2016, date stamp received April 20, 2016.
2. Regal Cinemas South and East Elevations and Existing and Proposed Floor Plans, prepared by HKM Architects + Planners, Inc, comprising 1 page, last revised April 14, 2016 date stamp received April 20, 2016.

B. Maintenance of Highly Amenitized Residential Community.

1. Maintenance of Community Spaces. Set forth on **Exhibit E**, attached hereto and incorporated herein by reference, is a general description of the Community Amenities, their location on the interior or exterior of each of the West Building and East Building of the Community, and the approximate amounts of space devoted to each Community Amenity, as depicted on the Regal-404 Social Preliminary Development Plan (individually, a “Community Space” and collectively, the “Community Spaces”). To ensure the Community remains a highly

amenitized, luxury residential community, the following conditions shall apply to the development, occupation and use of the Community:

- a. The Petitioner shall not reduce the Interior or Exterior Community Space, as set forth on the aforesaid **Exhibit E**, cumulatively by more than 5% unless such reduction is approved by the Village Manager. Any cumulative reduction of the Community Spaces by more than 10% shall require approval of a Major Amendment to this Planned Unit Development, as defined in Section 6-14-12(G)(1) of the Village Code.
  - b. The Petitioner shall not close any Community Space to resident use, or make any Community Amenity which is then intended to remain a community amenity unavailable to resident use, for three (3) or more months in any twelve (12) month period unless such closure or temporary period of unavailability is either: (i) approved by the Village Manager; (ii) required or appropriate as a result of a casualty loss or inclement or seasonal weather conditions; or (iii) necessary due to the fact that such Community Space is being repaired, renovated or refurbished, provided such work is diligently prosecuted to completion.
  - c. The Petitioner shall at all times devote the Community Spaces to the Community Amenities for resident use and furnish, fixture, equip, manage and maintain them so that they provide Community residents the Community Amenities, or substitutes therefor which provide the type of recreational, social, service/convenience and entertainment amenities one would expect in a highly amenitized, luxury residential community. The types of community amenities made available to Community residents may be changed from time to time so long as there remains a similar mix of social, recreational, service/convenience and entertainment amenities for resident use.
2. Compliance Monitoring. To facilitate the Village's monitoring of the Petitioner's compliance with the conditions in Paragraph 1 above, the Petitioner shall file with the Village Manager an annual report ("Annual Report") by February 15<sup>th</sup> of each year that describes: (i) the types of community amenities then being offered at the Community to Community residents, (ii) the amount of Community Space devoted to each such amenity, and (iii) the manner in which each portion of each Community Space is furnished, equipped or fixtured for the particular amenity or amenities being provided. The Petitioner's failure to file an Annual Report on a timely basis shall not be deemed a violation of this Ordinance unless the Petitioner has received

written notice of such failure from the Village and failed to cure such failure within ten (10) days of its receipt of such notice.

3. Dispute Resolution. In the event the Village Manager reasonably determines, upon receipt and review of any Annual Report, that the Community is being operated in violation of the conditions set forth above, the Village Manager shall issue written notice of such finding and the basis therefor (the “Determination Notice”) to the Petitioner not later than thirty (30) days after date the Village Manager receives such Annual Report. Within fifteen (15) days of the Petitioner’s receipt of the Determination Notice, the Petitioner shall submit a written response to the Determination Notice and use good faith efforts to resolve of the violation then being claimed by the Village Manager. In the event the Petitioner and the Village Manager are unable to arrive at a mutually agreeable resolution within thirty (30) days from the date of submission of the Petitioner’s written response to the Determination Notice, a violation of the provisions of this Paragraph B shall be deemed to have occurred.

4. Remedies. If a violation of the provisions of this Paragraph B is deemed to have occurred, the Village may pursue its rights and remedies under the Village Code and this Ordinance.

5. Pursuit of Major Amendment to the Planned Unit Development. Nothing set forth in this Paragraph B shall prohibit the Petitioner from seeking Village approval of a major amendment to the planned unit development pursuant to the Zoning Code for purposes of amending the provisions of this Paragraph B.

**Section 4.** Preliminary Plat Approval. The Mayor and Board of Trustees grant preliminary plat approval for the “E.C.D. Subdivision Unit 2, 1st Resubdivision”, a copy of

which is attached hereto as **Exhibit F** and incorporated herein by reference (the “Plat of Resubdivision”).

**Section 5. Consents.** By signing the acknowledgement and accepting the terms and conditions of this Ordinance, the Petitioner knowingly and voluntarily waives, for itself and its successors and assigns, any and all claims against the Village, its elected and appointed officers, employees and agents, of whatever kind, nature and amount, resulting from the limitations on the development of the Subject Property and operating requirements for the Community applied by this Ordinance. Notwithstanding the foregoing, nothing in this Ordinance shall be deemed to waive the ability for the Petitioner, or its successors and assigns, to petition the Village, from time to time, for other and further zoning and subdivision approvals, which shall be evaluated in accordance with the applicable provisions of the Zoning Code and Subdivision Code and in accordance with law.

**Section 6. Superseding Effect.** The specific terms and conditions of this Ordinance shall prevail against other existing ordinances of the Village, including the Regal Ordinances, to the extent of any express and direct conflicts. Except for the foregoing limitation, the development of the Subject Property remains subject to the Regal Ordinances and all terms and conditions of applicable ordinances of the Village of Lincolnshire including, without limitation, zoning ordinances, building codes, subdivision regulations and regulations concerning the construction and design of public improvements.

**Section 7. Penalties.** Any person violating the terms and conditions of this Ordinance shall be subject to a penalty not less than Five Hundred Dollars (\$500.00) and not more than Two Thousand Dollars (\$2,000), with each and every day that a violation of the Ordinance is allowed to remain in effect being deemed a complete and separate offense. It is the intent of the

Mayor and Board of Trustees that the severity of any penalty assessed for a violation of this Ordinance related to the Community Amenities or Community Spaces shall be determined by comparing the Community Space or Community Amenity discontinued or abandoned to the Community Amenities and Community Spaces described in **Exhibit D** and **Exhibit E**. In addition, the appropriate authorities of the Village may take such other action as they deem proper to enforce the terms and conditions of this Ordinance, including, without limitation, an action in equity to compel compliance with its terms. Any person violating the terms of this Ordinance shall be subject, in addition to the foregoing penalties, to the payment of court costs and reasonable attorneys' fees. This section shall not apply to the Village of Lincolnshire, its officials, agents or employees.

**Section 8. Enforcement.** The Subject Property shall be made available for inspection by any department of the Village at all reasonable times to ascertain compliance with this Ordinance and any other applicable laws or regulations.

**Section 9. Effective Date; Assent.** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law, provided, however, that this Ordinance shall not take effect until a true and correct copy of this Ordinance is executed by ECD-Lincolnshire Theatre, L.L.C. and/or the successor owners of the Subject Property, or such other parties in interest as the Village may reasonably identify, consenting to and agreeing to be bound by the terms and conditions of this Ordinance. Delivery to the Village of a copy of this Ordinance, as so executed, shall take place not later than sixty (60) days after the passage and approval of this Ordinance by the Corporate Authorities or within such extension of time as may be granted by the Corporate Authorities by motion.

**Section 10. Severability.** The Mayor and Board of Trustees find that the terms and conditions of this ordinance applicable to the Community are not severable and that if any provision hereof related to the Community is found invalid, or if any application of any Community-related provision is found unenforceable, the use exception for the Community shall be considered null and void and the continued use and occupation of the Community shall be illegal.

**PASSED** this \_\_\_\_th day of \_\_\_\_\_, 2016, by the Corporate Authorities of the Village of Lincolnshire on a roll call vote as follows:

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

**APPROVED** this \_\_\_\_th day of \_\_\_\_\_, 2016.

---

Elizabeth J. Brandt, Mayor

**ATTEST:**

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Barbara Mastandrea, Village Clerk

Published by me in pamphlet form  
this \_\_\_\_ day of \_\_\_\_\_, 2016.

**PETITIONER ACKNOWLEDGEMENT AND ACCEPTANCE OF  
VILLAGE ORDINANCE NO. \_\_\_\_\_**

ACKNOWLEDGED and ACCEPTED  
this \_\_\_ day of \_\_\_\_\_, 2016.

**ECD-Lincolnshire Theatre, L.L.C.**

By: \_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

## EXHIBIT A

### LEGAL DESCRIPTION OF THE SUBJECT PROPERTY

**PARCEL 1:**

LOT 1 IN E.C.D. SUBDIVISION UNIT 2, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 43 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JULY 31, 1997, AS DOCUMENT NUMBER 4000377, IN LAKE COUNTY, ILLINOIS.

**PARCEL 2:**

PERPETUAL NON-EXCLUSIVE EASEMENT APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 FOR INGRESS AND EGRESS, PARKING, WATER LINES AND STORM WATER DETENTION LAKE AND DRAINAGE AS SET FORTH IN THE DECLARATION RECORDED MARCH 26, 1997, AS DOCUMENT NUMBER 3948473, MADE BY AND BETWEEN ECD-CITYPARK I, L.L.C., AN ILLINOIS LIABILITY COMPANY, AND APTAKISIC SAND CORPORATION, AN ILLINOIS CORPORATION.

P.I.N. 15-27-206-018

EXHIBIT A

NOTICE OF PUBLIC HEARING

[SEE ATTACHED]

## NOTICE OF PUBLIC HEARING

**Date:** Monday, April 25, 2016  
**Time:** 7:00 p.m., or as soon thereafter as is practical  
**Location:** Lincolnshire Village Hall, Meeting Room  
One Olde Half Day Road  
Lincolnshire, Illinois

*Reasonable accommodations or auxiliary aids will be provided to enable persons with disabilities to effectively participate in the Public Hearing conducted by the Village Board of Trustees. Please contact the Village Administration Office (847-883-8600) a minimum of 48 hours in advance if you need any special accommodations in order to attend.*

Notice is hereby given that the Mayor and Board of Trustees of the Village of Lincolnshire will conduct a Public Hearing on **Monday, April 25, 2016** beginning at 7:00 P.M., or as soon thereafter as practical, in the Meeting Room of the Lincolnshire Village Hall, One Olde Half Day Road, Lincolnshire, Illinois to consider the following requests in connection with a proposal to (i) demolish the southernmost approximately 19,000 square-foot portion of the Regal Lincolnshire 21 & IMAX cinema theater building ("Theater") in conjunction with associated building renovation and site plan modifications thereto and (ii) construct a four-story, 302-unit luxury rental residential community ("Community") in two buildings with associated surface and garage deck parking, which Community is to be located on a new parcel to be created from a subdivision of the parcel on which the Theater is located at the southwest corner of Aptakisic Road and Parkway Drive and currently commonly known as 300 Parkway Drive ("Subject Property"):

1. A major amendment to Ordinance No. 96-1453-37, as amended, which granted a special use for a mixed-use planned unit development to allow the establishment and operation of a multiple screen theater on the Subject Property, as amended by Ordinance No. 97-1498-22, which granted an increase in the maximum building height and associated wall signage of the Theatre; and
2. The following zoning exceptions to facilitate the development of the Community:
  - a. Section 6-6B-3 to allow the establishment and operation of the Community in the B2 General Business District as a use not otherwise permitted by the use regulations of that district;
  - b. Section 6-6B-6 to allow an increase in the maximum permitted building height from 3 ½ stories or 42 feet to 4 stories or 57';
  - c. Section 6-11-2 (C) to allow a reduction in the minimum required length of a parking stall from 19' to 18';
  - d. Section 6-11-2 (C) to allow a reduction in the minimum required parking lot drive aisle width from 25' to 24';
  - e. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required number of deciduous shade trees to be planted in certain parking islands from 1 to 0;

- f. Section 13-2-4 (C)(6)(a) to allow a reduction in the minimum required DBH of deciduous shade trees from 2 ½" to 2";
  - g. Section 13-2-6 (A)(1) to allow spacing of tree species at a distance of greater than 14' on center;
  - h. Section 12-9-1(A)(1) to allow an increase in the monument sign height from 6' to 16'.
  - i. Section 12-9-1(A)(1) to allow an increase in the maximum monument sign area from 60 sq. ft. to 250 sq. ft. with a sign face measuring 24 sq. ft.;
  - j. Section 12-9-1 (A)(1) to allow an increase in the maximum monument sign length from 10' to 50';
  - k. Section 12-9-1(A)(1) to allow a reduction in the minimum monument sign setback from 15' to 9';
  - l. Section 12-9-1 (D)(4)(b) to allow an increase in the maximum extension of a blade sign from the wall to which is it attached from 3' to 4';
  - m. Section 12-9-1 (D)(2) to allow an increase in the maximum surface area of a blade sign from 20 sq. ft. to 56 sq. ft.;
  - n. Section 12-9-1 (B)(1) to allow a maximum wall sign area of not more than 82 sq. ft.;
  - o. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign face height from 3' to 6'; and
  - p. Section 12-9-1(B)(1) to allow an increase in the maximum wall sign letter height from 2' to 2.5'.
3. Preliminary Plat of Subdivision approval to subdivide the Subject Property into two legal lots of record; and
  4. Such other requests, relief or approvals as may be determined necessary in connection with the foregoing proposal and associated requests.

The Subject Property is legally described as follows and identified as Property Index Number (PIN) 15-27-206-018:

**PARCEL 1:**

LOT 1 IN E.C.D. SUBDIVISION UNIT 2, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 43 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JULY 31, 1997, AS DOCUMENT NUMBER 4000377, IN LAKE COUNTY, ILLINOIS.

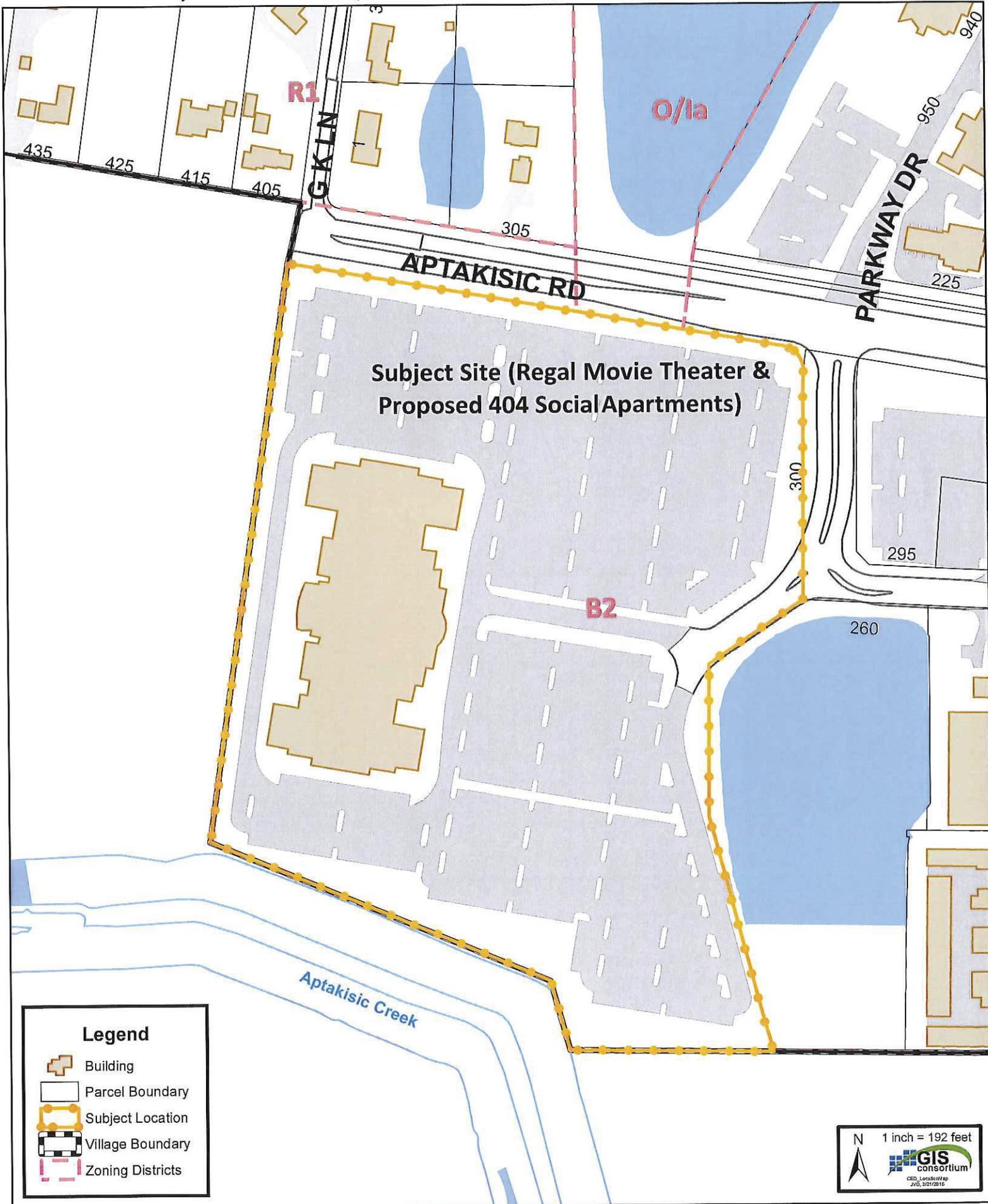
**PARCEL 2:**

PERPETUAL NON-EXCLUSIVE EASEMENT APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 FOR INGRESS AND EGRESS, PARKING WATER LINES AND STORM WATER DETENTION LAKE AND DRAINAGE AS SET FORTH IN THE DECLARATION RECORDED MARCH 26, 1997, AS DOCUMENT NUMBER 3948473,

MADE BY AND BETWEEN ECD-CITYPARK I, L.L.C., AN ILLINOIS LIABILITY COMPANY, AND APTAKISIC SAND CORPORATION, AN ILLINOIS CORPORATION.

The petitioner is ECD-Lincolnshire Theatre, L.L.C. as owner of the Subject Property. The project file is available for viewing in the Community & Economic Development Department of the Village of Lincolnshire during normal business hours to any interested persons who wish to obtain additional information regarding this request. Property owners within 250' of the Subject Property are being notified by certified mail, return-receipt requested. All interested persons present at the Public Hearings will be given an opportunity to be heard. Interested parties may also submit written evidence or testimony in advance to the Community and Economic Development Department. The above indicated hearing may be continued from time to time and without further notice, on the motion of the Village Board of Trustees.

/s/ Barbara Mastandrea, Village Clerk  
Village Board  
Village of Lincolnshire  
**04/08/16**



**Legend**

-  Building
-  Parcel Boundary
-  Subject Location
-  Village Boundary
-  Zoning Districts

N 1 inch = 192 feet

**GIS consortium**

GED\_LocateMap  
JWD\_3/25/2016

EXHIBIT B

ADJACENT PROPERTY OWNERS

[SEE ATTACHED]

PIN	PROPERTY_CLASS	ADDR_NUMBER	ADDR_DIR	ADDR_NAME	ADDR_TYPE	ADDR_CITY	ADDR_STATE	ADDR_ZIP	NAME	TYPE
1527200007	Residential Vacant	504		NORTH	AVE	LIBERTYVILLE	IL	60048-2025	DOKE FAMILY LTD PARTNERSHIP	Taxpayer
1527200007	Residential Vacant	425		APTAKISIC	RD	LINCOLNSHIRE	ILL	60069	DOKE FAMILY LTD PARTNERSHIP	Owner
1527200008	Residential Improved	415		APTAKISIC	RD	LINCOLNSHIRE	ILL	60069	TERRY D & DAVID T WHITEHEAD, TRUSTEES	Owner
1527200009	Residential Improved	405		APTAKISIC	RD	LINCOLNSHIRE	ILL	60069	ROBERTA R VILLADSEN, TRUSTEE	Owner
1527200009	Residential Improved	405		APTAKISIC	RD	LINCOLNSHIRE	ILL	60069	TERRY D & DAVID T WHITEHEAD, TRUSTEES	Owner
1527200041	Commercial Vacant	6400		SHAFER	CT	ROSEMONT	IL	60018	WHEELING FRONTAGE, LTD	Taxpayer
1527200041	Commercial Vacant	1300		MILWAUKEE	AVE	BUFFALO GROVE	ILL	60089	JAMES COWHEY PRIMARY MARITAL 8-30-78 TRT	Owner
1527200042	Commercial Vacant	6400		SHAFER	CT	ROSEMONT	IL	60018	PRAIRIE RECREATIONAL DEVELOPMENT INC	Taxpayer
1527200042	Commercial Vacant	1300		MILWAUKEE	AVE	BUFFALO GROVE	ILL	60089	PRAIRIE RECREATIONAL DEVELOPMENTS, INC.	Owner
1527200049	Sub Commercial	1		OVERLOOK PT		LINCOLNSHIRE	IL	60069-4339	VAN VLISSINGEN & CO	Taxpayer
1527201003	Residential Improved	1		GK	LN	LINCOLNSHIRE	IL	60069-4316	LEMAR I HEER, TRUSTEE	Taxpayer
1527201004	Residential Improved	305		APTAKISIC	RD	LINCOLNSHIRE	ILL	60069	WILLIAM & MARILYN GREENHALGH, TRUSTEES	Owner
1527203007	Commercial Improved	400		SKOKIE	BLVD	NORTHBROOK	IL	60062	CFNX LINSHIRE LLC	Taxpayer
1527206005	Commercial Vacant	1601		BARCLAY	BLVD	BUFFALO GROVE	IL	60089	ARBOR CREEK BUSINESS CENTRE ASSOCIATION	Taxpayer
1527206017	Commercial Improved	1559		ELMHURST	RD	ELK GROVE VILLAGE	IL	60007	ARTHUR J ROGERS & CO	Taxpayer
1527211005	Commercial Improved			PO BOX 320099		ALEXANDRIA	VA	22320	EXTRA SPACE NINETY SEVEN LLC	Taxpayer
1527211009	Commercial Improved	6400		IMPERIAL	DR	WACO	TX	76712-6804	VFC PARTNERS 27 LLC	Taxpayer

**EXHIBIT B**  
**PETITIONER'S AFFIDAVIT OF SERVICE**

## NOTIFICATION AFFIDAVIT

I, Steven C. Bauer, hereby certify under penalty of perjury as follows:

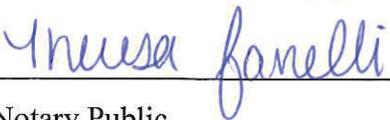
1. That on the 8th day of April 2016, such date being not more than 30 days or less than 15 days before the hearing herein described, I caused to be mailed, through certified mail, return receipt requested, at the Post Office located at 450 W. Schaumburg Road, Schaumburg, IL 60194, a copy of the Notice of Public Hearing attached hereto as Exhibit A to all persons to whom the current real estate tax bills are sent, as shown on the records of the Vernon Township Assessor's office, for all property any part of which is located within 250 feet in each direction of the property commonly known as the Regal Lincolnshire 21 & IMAX Cinema located at 300 Parkway Drive and legally described in said Exhibit A, as determined by the Vernon Township Assessor.

2. That the parties to whom said notice was mailed are set forth on the list attached hereto as Exhibit B.

  
\_\_\_\_\_  
Signature

Subscribed and sworn to before me

this 12<sup>m</sup> day of April, 2016.

  
\_\_\_\_\_  
Notary Public



**GROUP EXHIBIT C**  
**REGAL-404 SOCIAL PRELIMINARY PUD PLAN**

## EXHIBIT D

### COMMUNITY AMENITIES

#### **Exterior Common Amenities**\*

Roof deck lounge with DJ, video wall and fire tables  
Heated courtyard pool with lap lane  
Outdoor luxury spa tub  
Sundeck with lounge chairs  
Poolside Cabanas  
Firepit and grilling areas  
Boardwalk and dock adjacent to existing pond  
Exterior walking paths

#### **Interior Common Amenities**\*

Pet-washing facilities  
Indoor bicycle storage with bicycle maintenance station  
Indoor kayak storage  
Social lounge/Cyber cafe  
Community room  
Party room with kitchen  
Fitness center  
Yoga/spin studio  
Media center  
Private dining room with kitchen  
Business center with conference rooms  
Indoor, heated parking  
Car wash station with vacuum and tire air

#### **Additional Indoor Common Amenities**

Electric vehicle charging stations  
Daily coffee service  
Complimentary Wi-Fi in common areas  
On-site management

#### **Apartment Features**

Open floor plan  
9-foot ceilings  
Top floor loft units with 10-foot ceilings  
Private balcony  
Luxury baths with rain shower showerheads  
Walk-in closets  
Breakfast bar  
Quartz countertops in kitchen and bath  
Stainless-steel gourmet kitchen appliances  
Gas range  
Built-in microwave  
Upgraded cabinetry  
In-unit washer/dryer  
Wired for high-speed internet access  
Plank flooring in living areas  
Designer ceramic tile floors and tub surrounds  
Operable roller blinds

\*These common amenities are depicted on the Preliminary Development Plan

**EXHIBIT E**  
**COMMUNITY SPACES**

**City Park 404social - Lincolnshire, IL**

HKM Job No. 15022

**Community Spaces**

<b>Community Areas: West Building *</b>			
<b>Location</b>	<b>Space</b>	<b>SF</b>	<b>Sub-totals</b>
Interior	Community & Fitness Rooms	1,920	
	Lounge by Courtyard	600	
			2,520
Exterior	Courtyard 1 (w/ Sundeck & Grills)	5,000	
	Courtyard 2 (w/ Bocce Ball)	7,100	
	Community Room Patio	1,500	
			13,600
<b>Total</b>		16,120	

<b>Community Areas: East Building*</b>			
<b>Location</b>	<b>Space</b>	<b>SF</b>	<b>Sub-totals</b>
Interior	Community Room, Party Room, Lounge, Loft	4,450	
	Fitness, Yoga Loft, Bathrooms	2,750	
	Media & Business Center	1,600	
	Bicycle Storage & Maint.	900	
	Kayak Storage	480	
	2nd, 3rd & 4th Floor Lounges	1,480	
			11,660
Exterior	Roof Deck Bar	3,000	
	Pool Courtyard	10,300	
			13,300
<b>Total</b>		24,960	

**\* Note:** Uses specified above are those that have been identified as "Community Amenities" as of the date of adoption of this Ordinance. The specific use of the Community Spaces may change over time, subject to the provisions of Section 3(B) of this Ordinance.

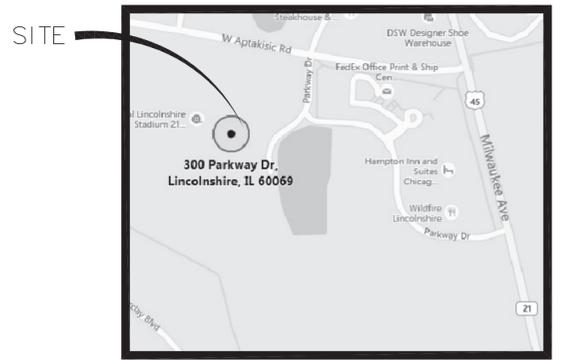
**EXHIBIT F**

**PLAT OF E.C.D. SUBDIVISION UNIT 2, 1ST RESUBDIVISION**

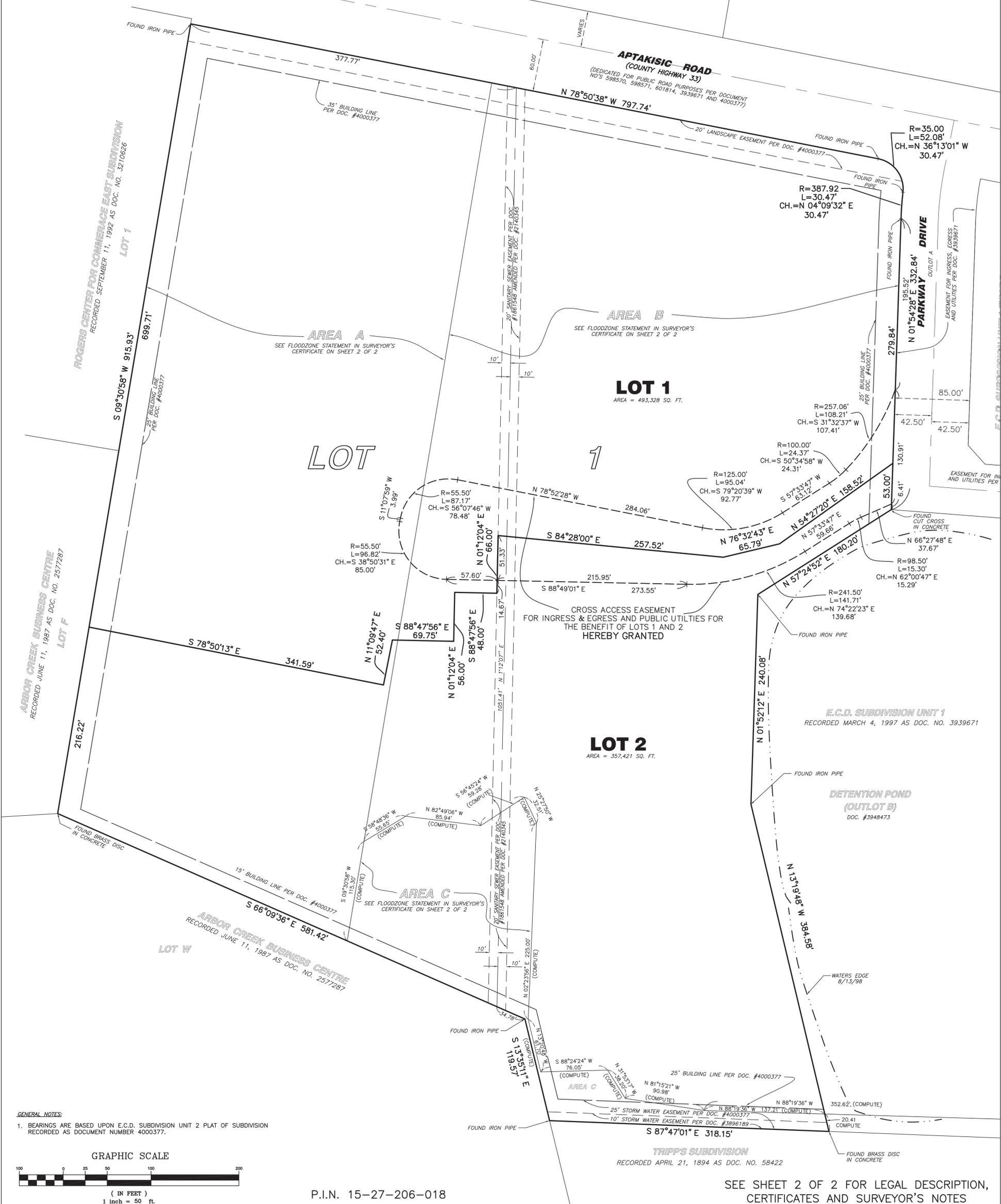
4849-4358-6608, v. 3

# E.C.D. SUBDIVISION UNIT 2 1ST. RESUBDIVISION

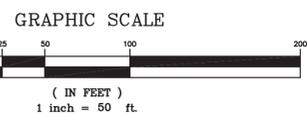
BEING A RESUBDIVISION OF LOT 1 IN E.C.D. SUBDIVISION UNIT 2, A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 43 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN LAKE COUNTY, ILLINOIS.



**LOCATION MAP**  
NOT TO SCALE



**GENERAL NOTES:**  
1. BEARINGS ARE BASED UPON E.C.D. SUBDIVISION UNIT 2 PLAT OF SUBDIVISION RECORDED AS DOCUMENT NUMBER 4000377.



P.I.N. 15-27-206-018

SEE SHEET 2 OF 2 FOR LEGAL DESCRIPTION, CERTIFICATES AND SURVEYOR'S NOTES

<b>DESIGNED BY:</b> AN <b>DATE:</b> 03-23-16		<b>GREENGARD, INC.</b> Engineers • Surveyors • Planners 111 Barclay Blvd., Suite 310, Lincolnshire, Illinois 60069-3623 PHONE: 847-634-3883 FAX: 847-634-0687 E-MAIL: 231@GREENGARDING.COM ILL. REGISTRATION NO. 184-000995		<b>SCALE:</b> 1"=50' <b>DRAWING NO.:</b> 61299 <b>SHEET:</b> 1 OF 2	<b>E.C.D. SUBDIVISION UNIT 2-1ST. RESUBDIVISION-LINCOLNSHIRE IL.</b> <b>PRELIMINARY PLAT OF SUBDIVISION</b>
<b>JS</b> 04-05-16 REVISED PER VILLAGE REVIEW LETTER DATED 03-31-16 <b>JS</b> 03-28-16 REVISED PER CLIENT REVIEW	<b>CHECKED BY:</b> JS <b>DATE:</b> 03-24-16	<b>APPROVED BY:</b> [Signature] <b>DATE:</b>			

Drawing File: Y:\40581\FINAL-LS-6\REGAL-RESUBDIVISION\_03-16-16.dwg App: 05/20/16-2:31pm

# E.C.D. SUBDIVISION UNIT 2 1ST. RESUBDIVISION

BEING A RESUBDIVISION OF LOT 1 IN E.C.D. SUBDIVISION UNIT 2, A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 43 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN LAKE COUNTY, ILLINOIS.

## OWNER(S) CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF \_\_\_\_\_ } SS

THIS IS TO CERTIFY THAT THE UNDERSIGNED IS THE RECORD OWNER OF THE LAND DESCRIBED HEREON, AND HAS CAUSED THE SAME TO BE SURVEYED AS INDICATED THEREON, FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

ALSO, THIS IS TO CERTIFY THAT THE PROPERTY BEING SUBDIVIDED AFORESAID AND, TO THE BEST OF OUR KNOWLEDGE AND BELIEF, SAID SUBDIVISION LIES ENTIRELY WITHIN THE LIMITS OF THE FOLLOWING SCHOOL DISTRICTS.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

SCHOOL DISTRICTS } LOT NUMBERS  
ELEMENTARY SCHOOL DISTRICT NO. 102 }  
HIGH SCHOOL DISTRICT NO. 125 } ALL LOTS

SIGNED \_\_\_\_\_

PRINTED NAME AND TITLE \_\_\_\_\_

ATTEST \_\_\_\_\_

PRINTED NAME AND TITLE \_\_\_\_\_

ADDRESS \_\_\_\_\_

## NOTARY CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF \_\_\_\_\_ } SS

I, \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR THE COUNTY AND STATE AFORESAID, DO HEREBY CERTIFY THAT \_\_\_\_\_

WHO ARE PERSONALLY KNOWN TO ME TO BE THE SAME WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING CERTIFICATE, APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT THEY SIGNED AND DELIVERED THIS INSTRUMENT AS THEIR FREE AND VOLUNTARY ACT, FOR THE USES AND PURPOSES HEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARY SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

\_\_\_\_\_, NOTARY PUBLIC

## CONSENT OF MORTGAGEE

STATE OF ILLINOIS }  
COUNTY OF \_\_\_\_\_ } SS

\_\_\_\_\_, WHICH IS THE HOLDER OF MORTGAGE DATED AS OF \_\_\_\_\_ AND RECORDED IN THE OFFICE OF THE \_\_\_\_\_ COUNTY RECORDER, ILLINOIS ON \_\_\_\_\_ AS DOCUMENT NO. \_\_\_\_\_ ENCUMBERING THE PROPERTY SHOWN ON THIS PLAT, HEREBY CONSENTS TO THE RECORDING OF THIS PLAT OF SUBDIVISION AND AGREES THAT ITS LIEN SHALL BE SUBJECT TO THE PROVISIONS OF THIS PLAT OF SUBDIVISION.

IN WITNESS WHEREOF, THE UNDERSIGNED HAS CAUSED THIS CONSENT TO BE EXECUTED ON \_\_\_\_\_, A.D. 20\_\_\_\_.

SIGNED \_\_\_\_\_

PRINTED NAME AND TITLE \_\_\_\_\_

ADDRESS \_\_\_\_\_

## NOTARY CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF \_\_\_\_\_ } SS

I, \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR THE COUNTY AND STATE AFORESAID, DO HEREBY CERTIFY THAT \_\_\_\_\_, PERSONALLY KNOWN TO ME TO BE OFFICERS OF \_\_\_\_\_, AS SHOWN ABOVE, APPEARED BEFORE ME

THIS DAY AND ACKNOWLEDGED THAT AS SUCH OFFICERS, THEY SIGNED AND DELIVERED SAID INSTRUMENT AND CAUSED THE CORPORATE SEAL TO BE AFFIXED THERETO AS THEIR FREE AND VOLUNTARY ACT, FOR THE USES AND PURPOSES HEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

\_\_\_\_\_, NOTARY PUBLIC

SIGNED \_\_\_\_\_

## VILLAGE BOARD CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

APPROVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF LINCOLNSHIRE, LAKE COUNTY, ILLINOIS

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

VILLAGE MAYOR \_\_\_\_\_

PRINTED NAME \_\_\_\_\_

VILLAGE CLERK \_\_\_\_\_

PRINTED NAME \_\_\_\_\_

## MUNICIPAL CERTIFICATE AS TO SPECIAL ASSESSMENTS

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

I, \_\_\_\_\_ COLLECTOR FOR THE VILLAGE OF LINCOLNSHIRE, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT OR UNPAID CURRENT OR FORFEITED SPECIAL ASSESSMENTS OR ANY DEFERRED INSTALLMENTS THEREOF THAT HAVE NOT BEEN APPORTIONED AGAINST THE TRACT OF LAND INCLUDED IN THE PLAT.

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

COLLECTOR (SIGNED) \_\_\_\_\_

## VILLAGE ENGINEER'S CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_ BY THE VILLAGE ENGINEER OF THE VILLAGE OF LINCOLNSHIRE, LAKE COUNTY, ILLINOIS.

VILLAGE ENGINEER \_\_\_\_\_

PRINTED NAME \_\_\_\_\_

## COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

I, \_\_\_\_\_ COUNTY CLERK OF LAKE COUNTY, ILLINOIS DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT GENERAL TAXES, UNPAID CURRENT GENERAL TAXES, DELINQUENT SPECIAL ASSESSMENTS OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST ANY OF THE LAND INCLUDED IN THE DESCRIBED PROPERTY, I FURTHER CERTIFY THAT I HAVE RECEIVED ALL STATUTORY FEES IN CONNECTION WITH THE SUBJECT PLAT.

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK AT WAUKEGAN, ILLINOIS.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_.

COUNTY CLERK \_\_\_\_\_

## SURVEYORS NOTES:

- BEARINGS ARE BASED UPON E.C.D. SUBDIVISION UNIT 2 PLAT OF SUBDIVISION RECORDED AS DOCUMENT NUMBER 4000377.
- ( ) = DESIGNATES RECORD DIMENSION.
- THE PROPERTY DESCRIBED HEREON WILL BE SUBJECT TO THE PROVISIONS OF THAT CERTAIN DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR E.C.D. SUBDIVISION UNIT 2 1ST. RESUBDIVISION, INCLUDING THE HEREON SHOWN CROSS ACCESS EASEMENT TO BE RECORDED CONCURRENTLY WITH THE RECORDING OF THIS PLAT.
- THE HEREON DESCRIBED PROPERTY IS SUBJECT TO A DECLARATION CONTAINING EASEMENTS RECORDED MARCH 26, 1997 AS DOCUMENT NO. 3948473, AND AMENDED JUNE 16, 2006 AS DOCUMENT NO. 6010970. SAID DOCUMENT REFERS TO SEVERAL EASEMENTS AFFECTING THE PROPERTY DESCRIBED HEREON; AN EASEMENT TO CONNECT TO THE STORM SEWER MAIN AND STORM WATER DETENTION LAKE; AN EASEMENT FOR INGRESS AND EGRESS BETWEEN ALL OF THE UNITS OF E.C.D. SUBDIVISION FOR PEDESTRIANS AND MOTOR VEHICLES OVER ENTRANCES, ROADWAYS AND ADJOINING SIDEWALKS; AN EASEMENT FOR PARKING MOTOR VEHICLES AND INGRESS AND EGRESS FOR PEDESTRIANS AND MOTOR VEHICLES ACROSS PARKING AREAS; AN EASEMENT TO CONNECT TO THE SANITARY SEWER AND USE THE SANITARY SEWER SYSTEM; AN EASEMENT FOR INGRESS AND EGRESS FOR PEDESTRIANS AND MOTOR VEHICLES ACROSS THE "PRIVATE DRIVEWAY"; AN EASEMENT TO CONNECT TO THE WATER LINES AND USE THE WATER MAINS AND WATER LINES; AND A EASEMENT FIVE FEET EITHER SIDE OF NON-DEDICATED UTILITY LINES. (SEE DOCUMENT FOR PARTICULARS).

THE HEREON DESCRIBED PROPERTY IS SUBJECT TO TERMS, PROVISIONS, COVENANTS, RESTRICTIONS AND EASEMENTS AS SHOWN ON SAID E.C.D. SUBDIVISION UNIT 2, RECORDED JULY 31, 1997 AS DOCUMENT NO. 4000377. (SEE DOCUMENT FOR PARTICULARS).

THIS PLAT SUBMITTED FOR RECORDING BY:

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

## DRAINAGE CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

TO THE BEST OF MY KNOWLEDGE AND BELIEF, THE DRAINAGE OF SURFACE WATERS WILL NOT BE CHANGED BY THE CONSTRUCTION OF THIS SUBDIVISION OR ANY PART THEREOF, OR THAT IF SUCH SURFACE WATER DRAINAGE WILL BE CHANGED, REASONABLE PROVISIONS HAVE BEEN MADE FOR THE COLLECTION AND DIVERSION OF SUCH SURFACE WATERS INTO PUBLIC AREAS OR DRAINS WHICH THE SUBDIVIDER HAS A RIGHT TO USE, AND THAT SUCH SURFACE WATERS WILL BE PLANNED IN ACCORDANCE WITH GENERALLY ACCEPTED ENGINEERING PRACTICES SO AS TO REDUCE THE LIKELIHOOD OF DAMAGE TO THE ADJOINING PROPERTY BECAUSE OF THE CONSTRUCTION OF THE SUBDIVISION.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. \_\_\_\_\_.

NO. 039313  
DON R. FIELDING  
ILLINOIS REGISTERED PROFESSIONAL ENGINEER

OWNER OR AUTHORIZED AGENT \_\_\_\_\_ PRINTED NAME \_\_\_\_\_

## SURVEYORS CERTIFICATE

STATE OF ILLINOIS }  
COUNTY OF LAKE } SS

THIS IS TO STATE THAT THE FOLLOWING DESCRIBED PROPERTY WAS SURVEYED AND SUBDIVIDED BY GREENGARD, INC. UNDER THE SUPERVISION OF AN ILLINOIS PROFESSIONAL LAND SURVEYOR AND THAT THE PLAT HEREON DRAWN IS A CORRECT REPRESENTATION OF SAID SURVEY.

LOT 1 IN E.C.D. SUBDIVISION UNIT 2, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 43 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 31, 1997 AS DOCUMENT NUMBER 4000377, IN LAKE COUNTY, ILLINOIS.

THIS IS ALSO TO CERTIFY THAT THE PROPERTY AS DESCRIBED ON THE PLAT LIES WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF LINCOLNSHIRE, LAKE COUNTY, ILLINOIS, WHICH HAS ADOPTED A VILLAGE PLAN AND IS EXERCISING THE SPECIAL POWERS AUTHORIZED BY DIVISION 12 OF ARTICLE 11 OF THE MUNICIPAL CODE OF THE ILLINOIS STATE STATUTES.

THIS IS ALSO TO CERTIFY THAT ACCORDING TO OUR INTERPOLATION OF THE FLOOD INSURANCE RATE MAPS THAT COVER THE AREA, THE HEREON DESCRIBED PROPERTY FALLS WITHIN ZONE "X" (UNSHADED)-AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN, ZONE "X" (SHADED)-AREAS OF 0.2% ANNUAL CHANCE FLOOD; AREAS OF 1% ANNUAL CHANCE FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED BY LEVEES FROM 1% ANNUAL CHANCE FLOOD, AND ZONE "AE" AN AREAS SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD WITH A BASE FLOOD ELEVATION DETERMINED. AS SHOWN ON FLOOD INSURANCE RATE MAP PANEL NO. 17097C0266 K WITH A MAP EFFECTIVE DATE OF SEPTEMBER 18, 2013.

ALTHOUGH THE FLOOD ZONE DESIGNATION IS AS STATED ABOVE, THERE EXISTS A LETTER OF MAP AMENDMENT, DATED AUGUST 31, 1995, AS CASE NUMBER 95-05-1692A, "AREA B" AS SHOWN HEREON, REFERS TO THAT PORTION OF THE PROPERTY THAT REMOVES THE ABOVE DESCRIBED PROPERTY FROM THE SPECIAL FLOOD HAZARD AREA AND PLACES THE PROPERTY IN ZONE "X", DEFINED AS AREAS OUTSIDE THE 500 YEAR FLOODPLAIN. THIS LETTER OF MAP AMENDMENT WAS REISSUED OCTOBER 21, 1997, AS CASE NUMBER 97-05-5094A, SO THAT IT SUPERSEDED THE FLOOD INSURANCE RATE MAP AT THAT TIME. THIS LETTER OF MAP AMENDMENT WAS AUTOMATICALLY REVALIDATED DECEMBER 19, 2000 STILL REFERENCED AS CASE NUMBER 97-05-5094A. "AREA A" AS SHOWN HEREON FALLS WITHIN ZONE "X" (SHADED). "AREA C" AS SHOWN HEREON FALLS WITHIN ZONE AE AS DESCRIBED ABOVE. THE LETTER OF MAP AMENDMENT WAS AGAIN REVALIDATED SEPTEMBER 19, 2013 STILL REFERENCED AS CASE NUMBER 97-05-5094A. SEE CASE NO. 97-05-5094A FOR PARTICULARS.

ALL DISTANCES ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.

CONTAINING 19.53 ACRES (MORE OR LESS)

THIS IS ALSO TO STATE THAT IRON PIPES ARE SET AT ALL SUBDIVISION CORNERS, LOT CORNERS AND POINT CHANGES IN ALIGNMENT, IN COMPLIANCE WITH ILLINOIS STATUTES, EXCEPT AS NOTED.

GIVEN UNDER MY HAND AND SEAL AT LINCOLNSHIRE, ILLINOIS,

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. \_\_\_\_\_.

GREENGARD, INC. JOSEPH R. SADOSKI  
111 BARCLAY BOULEVARD SUITE 310 ILLINOIS  
LINCOLNSHIRE, ILLINOIS 60069-2906  
PROFESSIONAL LAND SURVEYOR NO. 3316  
MY RENEWABLE LICENSE EXPIRES 11/30/16.



## PERMISSION TO RECORD

THE UNDERSIGNED HEREBY AUTHORIZES THE VILLAGE OF LINCOLNSHIRE AND/OR ITS DESIGNATED AGENTS TO RECORD SAID PLAT OF SUBDIVISION WITH THE OFFICE OF THE LAKE COUNTY RECORDER OF DEEDS ON BEHALF OF THE UNDERSIGNED.

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. \_\_\_\_\_.

GREENGARD, INC. JOSEPH R. SADOSKI  
111 BARCLAY BOULEVARD SUITE 310 ILLINOIS  
LINCOLNSHIRE, ILLINOIS 60069-2906  
PROFESSIONAL LAND SURVEYOR NO. 3316  
MY RENEWABLE LICENSE EXPIRES 11/30/16.



DESIGNED BY:	DATE:
AN	03-24-16
CHECKED BY:	DATE:
JS	03-25-16
APPROVED BY:	DATE:

**GREENGARD, INC.**  
Engineers • Surveyors • Planners  
111 Barclay Blvd., Suite 310, Lincolnshire, Illinois 60069-3623  
PHONE: 847-634-3883 E-MAIL: 231@GREENGARDINC.COM  
FAX: 847-634-0887 ILL. REGISTRATION NO. 184-000995

SCALE:	N.A.
DRAWING No.	61299
SHEET	2 of 2

E.C.D. SUBDIVISION UNIT 2-1ST. RESUBDIVISION-LINCOLNSHIRE IL.  
**PRELIMINARY PLAT OF SUBDIVISION**

# ECD COMPANY

250 PARKWAY DRIVE, SUITE 120

LINCOLNSHIRE, IL 60069

847.229.9200 PHONE

847.229.9266 FAX

TO: Mayor Elizabeth Brandt and Village Board of Trustees

FROM: Scott David Greenberg, President of ECD Company

DATE: May 2, 2016

RE: Regal Theater and 404 Social

On behalf of ECD Company and its project team, I thank you for your time and consideration at the April 25<sup>th</sup> Committee of the Whole meeting in reviewing ECD's proposal to "right size" and modernize the Regal theater and construct a 302-unit luxury rental residential community to be known as 404 Social on land that is no longer needed for Regal's operations. We look forward to your further consideration of this exciting project at the May 9th Village Board meeting. Representatives of ECD Company's development team, including HKM architects and KLOA traffic engineers, will be in attendance to answer any additional questions that you may have.

We hope you will join the Architectural Review Board, Lake County Partners, the Buffalo Grove Lincolnshire Chamber of Commerce and various major employers in the Village in supporting this project and the opportunities it presents in bringing increased vibrancy to the Regal theater, CityPark and the surrounding area while satisfying the Village's residential and business needs through the provision of a new and alternate type of housing that does not currently exist within the Village.

ECD COMPANY

CHICAGO

DENVER



April 25, 2016

Mayor Elizabeth Brandt and Members of the Board of Trustees  
Village of Lincolnshire  
One Olde Half Day Road  
Lincolnshire, Illinois 60069

RE: Confirmation of Regal Entertainment Group's Intent to Renovate and Upgrade

Dear Mayor Brandt and Trustees:

On January 11, 2016, I appeared before you and voiced Regal Entertainment Group's support for ECD Company's plan to assist with the renovation and upgrade of the Regal Theater building at *CityPark* and construction of a 302-unit luxury apartment complex to be known as 404 Social. We have enjoyed a long history in the Village and we are hoping and looking forward to extending that relationship for many years to come.

At this time, I wanted to reconfirm Regal's full support for ECD Company's redevelopment plan and Regal's intent to "right-size" the Lincolnshire Theater and invest millions of dollars in auditorium upgrades (with a portion of these funds coming from the Landlord), provided the 404 Social is promptly approved by the Village and we can commence work this summer. The anticipated transformation and modernization of the building opens the door for Regal to enter into a new long-term lease with the Landlord which will, in turn, ensure the long-term future of Regal at *CityPark*.

Regal Entertainment Group has allocated the resources, both financial and managerial, required to quickly move forward on this renovation project because of the competitive local climate and our goal of preventing further erosion of our current customer base. If the 404 Social development is not approved by the Village in the near future, however, Regal will need to allocate those resources to other locations and re-evaluate its plans for the Lincolnshire location.

We respectfully urge you to vote "YES" on ECD Company's requests. Thank you and please do not hesitate to contact me if I can answer any questions or concerns.

Yours truly,

A handwritten signature in black ink, appearing to read "Gerald M. Grewe".

Gerald M. Grewe  
Vice President-Real Estate

REGAL CINEMAS UNITED ARTISTS EDWARDS THEATRES

Corporate Office — 865.922.1123 • Fax: 865.922.3188 — 7132 Regal Lane, Knoxville, TN 37918  
Los Angeles Film Office — 818.593.4000 • Fax: 818.593.4035 — 21700 Oxnard Street, #1000, Woodland Hills, CA 91367

**REQUEST FOR BOARD ACTION  
MAY 9, 2016 REGULAR VILLAGE BOARD MEETING**

**Subject:** Consideration and Discussion of an Ordinance Regulating Electronic Smoking Devices (Village of Lincolnshire)

**Action Requested:** Waiver of First Reading and Approval of the Proposed Ordinance.

**Originated**

**By/Contact:** Peter D. Kinsey, Chief of Police

**Referred To:** Village Board

**Summary / Background:**

At the April 25, 2016 Regular Village Board Meeting, high school students representing REALITY Illinois and the Youth Advisory Board of the Lake County Underage Drinking and Drug Prevention Task Force made a presentation to the Board regarding electronic smoking devices. The speakers addressed the lack of local regulation of electronic smoking devices in public places and places of employment exposing non-smokers to potentially harmful chemicals. In addition, the group reported clinical studies about the safety and efficacy of electronic smoking devices have not been submitted to the U.S. Food and Drug Administration (FDA), so consumers have no way of knowing whether electronic smoking devices are safe for their intended use. The FDA has also expressed concerns that electronic smoking devices, often marketed in appealing flavors, can increase nicotine addiction among young people and may lead youth to try conventional tobacco products.

It was the consensus of the Village Board to amend the Lincolnshire Village Code to regulate electronic smoking devices. The Village Attorney indicated amendments could be made to existing sections of the code to accomplish this task. Staff was directed to draft the necessary changes to Village Code and bring an ordinance adopting those changes back to the Village Board for approval at the May 9, 2016 Regular Village Board Meeting.

**Recommendation:** Staff recommends waiver of the first reading and approval of the ordinance regulating electronic smoking devices.

**Reports and Documents Attached:**

Draft Ordinance Regulating Electronic Smoking Devices.

<b>Meeting History</b>	
<b>Initial Referral to Village Board (COW):</b>	
<b>Regular Village Board Meeting:</b>	<b>May 9, 2016</b>

**VILLAGE OF LINCOLNSHIRE  
LAKE COUNTY, ILLINOIS**

**ORDINANCE \_\_\_\_\_**

**AN ORDINANCE REGULATING ELECTRONIC SMOKING DEVICES**

**WHEREAS**, the Village of Lincolnshire is an Illinois home rule municipal corporation operating under the authority of the Constitution and laws of the State of Illinois; and

**WHEREAS**, on May 8, 2006, in exercise of its home rule power, the Village enacted Ordinance 06-2035-27 whereby it regulates smoking in places of employment and public places; and

**WHEREAS**, on July 23, 2007, the Smoke Free Illinois Act was enacted to further regulate smoking in places of employment and public places; and

**WHEREAS**, Section 65 of the Smoke Free Illinois Act, 40 ILCS 82/65, expresses that municipalities may regulate smoking in public places more strictly than otherwise provided by the Act; and

**WHEREAS**, electronic smoking devices, commonly known as “e-cigarettes,” “e-cigars,” “e-cigarillos,” “e-pipes,” “e-hookahs,” etc., are battery operated devices designed to look like and to be used in the same manner as conventional tobacco products; and

**WHEREAS**, electronic smoking devices employ the use of a cartridge, generally containing up to 20 mg of nicotine, to deliver vaporized nicotine to users; and

**WHEREAS**, some cartridges used by electronic smoking devices can be re-filled with liquid nicotine solution, creating the potential for exposure to dangerous concentrations of nicotine; and

**WHEREAS**, the U.S. Food and Drug Administration (FDA) conducted laboratory analysis of electronic smoking device cartridges and found the following:

- Diethylene glycol, an ingredient used in antifreeze and toxic to humans, was found in one cartridge;
- Certain tobacco-specific nitrosamines, which are human carcinogens, were detected in half of the samples tested;
- Tobacco-specific impurities suspected of being harmful to humans— anabasine, myosmine, and  $\beta$ -nicotyrine—were detected in a majority of the samples tested;
- All but one tested cartridge labeled as containing no nicotine did in fact contain low levels of nicotine;
- Three identically labeled cartridges emitted markedly different amounts of nicotine with each puff. Nicotine levels per 100 mL puff ranged dramatically from 26.8 to 43.2 mcg nicotine; and
- One high-nicotine cartridge delivered twice as much nicotine to users as was delivered by a nicotine inhalation product approved by FDA for use as a smoking cessation aid which was used as a control; and

**WHEREAS**, clinical studies about the safety and efficacy of electronic smoking devices for their intended use have not been submitted to the FDA, and for this reason, consumers currently have no way of knowing:

- Whether electronic smoking devices are safe for their intended use;
- What types or concentrations of potentially harmful chemicals the products contain; and
- What dose of nicotine the products deliver; and

**WHEREAS**, the FDA has raised concerns that electronic smoking devices, which are often marketed in appealing flavors, can increase nicotine addiction among young people and may lead youth to try conventional tobacco products; and

**WHEREAS**, the FDA has also raised concerns that electronic smoking devices are marketed and sold to young people and are readily accessible online and via mall kiosks; and

**WHEREAS**, the federal law restricting the sale of tobacco products to minors currently applies only to cigarettes, cigarette tobacco, roll-your-own tobacco, and smokeless tobacco, but not electronic smoking devices; and

**WHEREAS**, electronic smoking devices often mimic conventional tobacco products in shape, size, and color, with the user exhaling a smoke-like vapor similar in appearance to the exhaled smoke from cigarettes and other conventional tobacco products; and

**WHEREAS**, a study published in the Journal of Environmental and Public Health suggests that electronic smoking devices “may have the capacity to ‘re-normalize’ tobacco use in a demographic that has had significant denormalization of tobacco use previously”; and

**WHEREAS**, the use of electronic smoking devices in smoke-free locations threatens to undermine compliance with smoking regulations and reverse the progress that has been made in establishing a social norm that smoking is not permitted in public places and places of employment.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Trustees of the Village of Lincolnshire, in exercise of its home rule powers, as follows:

**Section 1. Recitals; Authority.**

A. The foregoing recitals contain findings of fact and references to widely available publications that represent the grounds relied upon by the Corporate Authorities to enact this Ordinance and as such as incorporated by reference as though fully restated herein.

B. The regulations enacted by this Ordinance are an exercise of both the Village’s home rule power and the authority bestowed on the Village by the Smoke Free Illinois Act, both of which permit the Village to adopt public health regulations which are more restrictive than State law. Therefore, the failure of one source of authority, generally or to any particular application of these regulations, shall not result in the invalidity or unenforceability of the regulations adopted by this Ordinance. It is the intent of the Corporate Authorities for this

Ordinance to be interpreted and applied liberally to most effectively accomplish the purposes heretofore described.

**Section 2. Indoor Smoking Regulations.** Title 4, Chapter 4 of the Village of Lincolnshire Municipal Code (the “Village Code”), “Smoking Regulations,” is hereby amended as described below:

A. Section 4-4-1(A) is revised by striking the word “Cigarette” from the third sentence.

B. The definitions described in Section 4-4-2 of the Code are amended as follows:

Electronic Smoking Device: An electronic and/or battery-operated device, the use of which may resemble smoking, which can be used to deliver an inhaled dose of nicotine or other regulated substances. “Electronic Smoking Device” includes any such device, whether manufactured, distributed, marketed, or sold as an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, an electronic hookah, or any other product name or descriptor. An electronic smoking devices excludes any product approved by the United States Food and Drug Administration as a nontobacco product used for medicinal purposes and is being marketed and sold solely for that approved purpose.

SMOKE OR SMOKING: Inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, ~~or~~ other lighted nicotine or tobacco product, or electronic smoking device in any manner or in any form.

**Section 3. Retail Smoking Regulations.** Title 11, Chapter 12 of the Village Code, “Minors,” is hereby amended as described below:

A. Section 11-12-7, “Sale or Possession of Tobacco by Minors Prohibited,” is revised as follows:

**11-12-7-2: PROHIBITIONS:**

A. No minor under eighteen (18) years of age shall buy or possess any cigar, cigarette, pipe, smokeless tobacco or tobacco in any of its forms, any product containing nicotine, or an electronic smoking device (as defined in Section 4-4-2 of this Code) within the corporate limits of the village.

B. No person shall sell, buy for, distribute samples of or furnish any cigar, cigarette, pipe, smokeless tobacco or tobacco in any of its forms, any

product containing nicotine, or an electronic smoking device (as defined in Section 4-4-2 of this Code), to any minor under eighteen (18) years of age within the corporate limits of the village.

C. The foregoing prohibition shall not apply when a person under eighteen (18) years of age is directed to use, under the supervision of a doctor, any product approved by the United States Food and Drug Administration as a nontobacco product used for medicinal purposes and is being marketed and sold solely for that approved purpose.

B. Section 11-12-8, “Sale or Possession of Tobacco Accessories and Smoking Herbs by Minors Prohibited,” is revised as follows:

**11-12-8-2: PROHIBITIONS:**

A. Sale to Minors/Possession by Minors: No person shall knowingly sell, barter, exchange, deliver or give away or cause or permit or procure to be sold, barter, exchanged, delivered or given away any product containing nicotine, an electronic smoking device (as defined in Section 4-4-2 of this Code), tobacco accessories or smoking herbs to any person under eighteen (18) years of age. No person under eighteen (18) years of age shall possess any product containing nicotine, an electronic smoking device (as defined in Section 4-4-2 of this Code), tobacco accessories or smoking herbs within the corporate limits of the Village.

C. ~~Sales of Cigarette Paper~~ From Vending Machine: No person shall knowingly offer, sell, barter, exchange, deliver or give away cigarette paper or any product capable of being used by an electronic smoking device (as defined in Section 4-4-2 of the Code) or cause, permit, or procure cigarette paper or any product capable of being used by an electronic smoking device (as defined in Section 4-4-2 of the Code) to be sold, offered, bartered, exchanged, delivered, or given away by use of a vending or coin-operated machine or device to any person under eighteen (18) years of age.

D. Use of Identification Card: No person under the age of eighteen (18) years of age in furtherance or facilitation of obtaining a product containing nicotine, an electronic smoking device (as defined in Section 4-4-2 of this Code), smoking accessories and smoking herbs shall display or use a false or forged identification card or transfer, alter or deface an identification card.

E. Warning to Minors: Any person, firm, partnership, company or corporation operating a place of business where a product containing nicotine, an electronic smoking device (as defined in Section 4-4-2 of this Code), tobacco accessories and smoking herbs are sold or offered for sale shall post in a conspicuous place upon the premises a sign upon which there shall be imprinted the following statement: "SALE OF ELECTRONIC SMOKING DEVICES, TOBACCO ACCESSORIES AND SMOKING HERBS TO PERSONS UNDER EIGHTEEN

YEARS OF AGE OR THE MISREPRESENTATION OF AGE TO PROCURE SUCH A SALE IS PROHIBITED BY LAW". The sign shall be printed on a white card in red letters at least one-half inch in height.

**Section 4. Penalties.** Title 1, Chapter 17, the “Comprehensive Fine/Penalty Schedule,” is hereby amended by revising Section 1-17-12 (Title 11) as set forth below:

<b>1-17-12: MISDEMEANORS (TITLE 11)</b>			
<b>MISDEMEANORS</b>	<b>MINIMUM FINE</b>	<b>MAXIMUM FINE</b>	<b>CODE SECTION</b>
<b>VIOLATIONS OF TITLE 11</b> All other violations of Title 11 not specifically addressed below	\$50.00	\$750.00	11-1; 11-2; 11-3; 11-4; 11-5; 11-6; 11-7; 11-9; & 11-11; & 11-12

**Section 5. Severability.** In the event any of the regulations hereby adopted, or any application thereof, is found to be invalid or unenforceable, notwithstanding Section 1 of this Ordinance, it is the intent of the Corporate Authorities for such provision or application to be severable from the remaining provisions and applications of such regulations, and such finding shall not diminish or avoid the effectiveness of the remaining provisions or applications.

**Section 6. Effective Date.** The regulations adopted by this Ordinance shall become effective on July 1, 2016.

SO ORDAINED this \_\_\_\_\_ Day of \_\_\_\_\_, 2016, at Lincolnshire, Lake  
County, Illinois.

AYES:

NAYS:

ABSENT:

APPROVED:

\_\_\_\_\_  
Elizabeth J. Brandt, Mayor

ATTEST:

\_\_\_\_\_  
Barbara Mastandrea, Village Clerk

Published by me in pamphlet form  
this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Barbara Mastandrea, Village Clerk

# Who we are

We are the teens of REALITY Illinois and the Youth Advisory Board. REALITY Illinois is a statewide, teen-led, tobacco prevention and advocacy group and is a program of the Lake County Health Department and Community Health Center. The Youth Advisory Board is part of the Lake County Underage Drinking and Drug Prevention Task Force. These two groups have combined forces to create one group with a common mission - to promote a healthy, substance free lifestyle among their peers.



The group is most well known for their ability to make a difference in their communities by working with local governing bodies to adopt policies that create healthier communities. Since 2006, the group has been successful at passing several ordinances in Lake County including local clean indoor air ordinances (prior to the Illinois Clean Indoor Air Act) and seven smoke-free or tobacco free park ordinances. In 2015, the group successfully presented at the Lake County Liquor Commissioners Forum to encourage all municipalities to conduct consistent and frequent alcohol and tobacco compliance checks in their communities to help reduce their peers' access to alcohol and tobacco products.

Our 2015/2016 group consists of over 23 students from Lake County with students representing the following high schools: Warren Township, Zion Benton, Libertyville, Grayslake Central, Wauconda, Lakes, Stevenson, and Carmel Catholic. In addition to policy work, the students also work together to plan drug and alcohol prevention activities for their schools and write and record radio ads for WXLC 102.3 each year to help spread their messages to the Lake County community.



We are always looking for more teens to join us so help us spread the word! We would appreciate you passing along our information to any youth groups or teens you know of who may have an interest.

For more information about the REALITY and Youth Advisory program, please contact us at:  
847-377-8776 or LCUDPTF@gmail.com.





# JOIN REALITY Illinois and the Youth Advisory Board Stand up against tobacco and alcohol



## What do REALITY IL and YAB teens do?

- ★ Write and record radio ads for WXLC 102.3
- ★ Get awareness and prevention ideas and activities to take back to your high school
- ★ Use your voice to take action and create more tobacco-free spaces and help pass alcohol and tobacco policies in Lake County communities.
  - REALITY IL teens helped 7 park districts pass smoke-free or tobacco-free policies! We have also educated several communities on the importance of conducting alcohol and tobacco compliance checks.

## What's in it for you?

- ★ Make a lasting difference in your community
- ★ Meet other teens in Lake County
- ★ Earn community service hours
- ★ Improve your public speaking skills
- ★ Improve college and scholarship applications

*Join REALITY IL and YAB so you can make a positive change for the community you live in and be a positive role model at the same time!*

-Jennifer  
Warren Township High School

**DETAILS:** We meet from **6:00-8:00pm**. You only need to attend one meeting a month - you choose which location works best for you!

**2<sup>nd</sup> Mondays of the month in Gurnee.**

Warren Township High School (Almond Campus) 34090 Almond Road in Gurnee.

**3<sup>rd</sup> Mondays of the month in Lake Zurich.**

Lake Zurich Police Department at 200 Mohawk Trail in Lake Zurich.

**To apply:** text your name & school to **224-419-4212** or email [lcudptf@gmail.com](mailto:lcudptf@gmail.com).



## Electronic Smoking Device Policy Presentation

REALITY Illinois & The Youth Advisory Board of the Lake County Underage Drinking and Drug Prevention Coalition.

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### Overview of REALITY/YAB activities

- Explored the risks associated with electronic smoking devices
- Surveyed almost 600 community members
- Interviewed business owners and village trustees
- Attended meet and greets with community mayors

Our goal today is to educate you about what we have learned and to ask you to consider prohibiting the use of electronic smoking devices in indoor public places.

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### Youth Usage Rates

- The use of electronic smoking devices has doubled among middle and high school students
- Use has surpassed that of traditional tobacco products.
- Most of these products still contain nicotine and have the potential of addicting youth and affecting the brain chemistry.
- Youth are more sensitive to nicotine and become dependent quicker than adults - may lead to use of traditional tobacco products.
- Use of these devices re-normalizes smoking and tobacco use.
- Tobacco use causes 480,000 premature deaths in the United States every year

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### No Product Safety Standards

- Electronic smoking devices as well as the e-liquids that are used in them are not regulated by the FDA.
- The levels of nicotine as well as additives and flavorings are often mislabeled or unknown.
- Electronic smoking devices' emissions are not harmless and include several chemicals that can cause cancer, eye, skin, and respiratory irritation.
- High increase in calls to poison control due to ingestion of e-liquid




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### Enforcement Difficulties

- Prohibiting indoor use not only protects from exposure to secondhand vapor - but also prevents business owners and employees from uncomfortable interactions with customers.
- Some businesses have already restricted the use of electronic smoking devices so it is consistent with no smoking policy.
- These products are being used to ingest substances other than nicotine. The odorless vapor makes it virtually impossible to detect whether or not someone is using the device for illegal substances.

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### Current Regulation in Illinois

- Currently prohibited on all Illinois campuses of state-supported institutions of higher education.
- Prohibited in indoor public places in 13 Illinois communities including:
  - Arlington Heights
  - Chicago
  - Deerfield
  - Evanston
  - Naperville
  - Oak Park




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### Community Opinion

Surveys were distributed to Lake County residents in order to get opinions relating to a potential electronic smoking device ordinance.

Here's what we've found:

- 73% consider the use of electronic smoking devices a problem in their community.
- 71% are concerned about the health effects of breathing in the vapor from electronic smoking devices.
- 66% would support a local ordinance prohibiting the use of electronic smoking devices indoors in public places. (treating them the same as cigarettes)

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### Thank you!

- We are truly interested in promoting a healthy and substance free lifestyle among our peers.
- We believe it would be in the best interest of Lincolnshire to prohibit the use of electronic smoking devices indoors.
- Please refer to your folders with additional information.
- Please feel free to contact us if you have any questions.

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# Electronic Smoking Devices (ESDs) and Smokefree Laws



[www.no-smoke.org/ecigs.html](http://www.no-smoke.org/ecigs.html)

## What are Electronic Smoking Devices?

Electronic smoking devices, often called **e-cigarettes**, heat and vaporize a solution that typically contains nicotine, and are often designed to mimic the look and feel of a real cigarette, while others resemble pens or other innocuous objects.

The devices are metal or plastic tubes that contain a cartridge filled with a liquid that is vaporized by a battery-powered heating element. The aerosol is inhaled by the user when they draw on the device, as they would a regular cigarette. The user then exhales a cloud of secondhand aerosol which includes toxins and other pollutants.

**Electronic smoking devices are currently unregulated products.** Most electronic smoking devices contain nicotine, and some companies claim to sell nicotine-free cartridges. They come in a wide variety of designs, flavors, and nicotine levels. These are not one uniform product but hundreds of different products.

### Sample of Electronic Smoking Devices:

Disposable e-cigarette:



Rechargeable e-cigarette:



Disposable hookah pen-style device:



Pen-style rechargeable device:



Tank-style rechargeable device:



Adapted from: Grana, Benowitz, & Glantz. (2013). Background Paper on E-cigarettes (Electronic Nicotine Delivery Systems). UCSF Center for Tobacco Control Research and Education. Hookah pen source: imperialcigs.com

## Electronic Smoking Device Aerosol is Not Water Vapor

Supporters claim that electronic smoking devices release “nothing but water vapor.” However, **water is not an ingredient in electronic smoking devices.**

The “smoke” you see is NOT a “vapor”: it is an aerosol containing toxins like those listed in the infographic (below) from the Chicago Department of Public Health.



The aerosol (incorrectly called vapor) contains **nicotine, hazardous ultrafine particles** that lodge deeply in the lungs of nonsmokers, and **toxins** known to cause cancer. This is why it is not appropriate to use these products in smokefree environments, such as workplaces.

Electronic smoking devices are unregulated products that have no requirements for ingredient disclosure, accurate labeling or quality control.

### Electronic smoking devices are called:

- ◊ Electronic cigarette
- ◊ E-cigarette
- ◊ E-hookah
- ◊ E-vapor device
- ◊ Hookah pen
- ◊ Personal vaporizer
- ◊ Vape Pen/Vapor pen
- ◊ Vapor cigarette
- ◊ And more!

# Electronic Smoking Devices: The Facts

## Electronic Smoking Devices Are Not Emission-Free

The first peer-reviewed study to look at exposure to aerosol from electronic smoking devices (ESDs) in real-use conditions found that non-smokers who were exposed to conventional cigarette smoke and ESD aerosol absorbed similar levels of nicotine.

"Cigarettes vs. e-cigarettes: Passive exposure at home measured by means of airborne marker and biomarkers." *Environmental Research*, Volume 135, November 2014.

TABLE 1 Chemical emissions of selected compounds from e-cigarettes for exposure analyses.

CHEMICAL	CHEMICAL EMISSIONS ( $\mu\text{G}/150$ PUFFS - 70 ML/PUFF) INDIRECT EXPOSURE	
	Minimum	Maximum
ACETALDEHYDE	2.0	13.6
ACROLEIN	<0.02	41.9
FORMALDEHYDE	3.2	56.1
CADMIUM	<0.04	0.22
LEAD	0.03	0.57
NICKEL	0.11	0.29
NICOTINE	5,770	19,060
NNK <sup>a</sup>	<0.0001	0.028
PROPYLENE GLYCOL	250,950	828,750

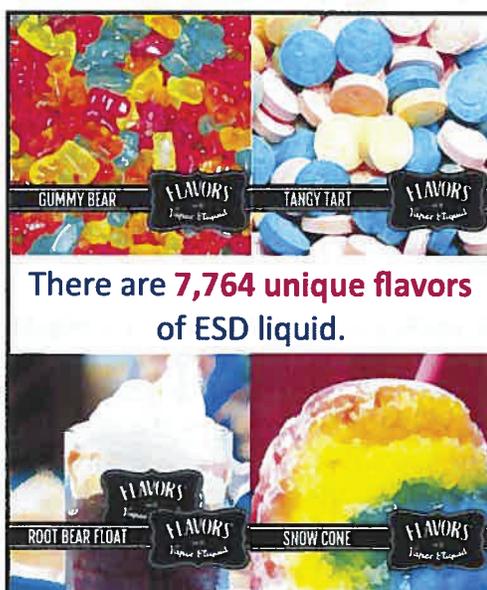
Offermann, Bud. "The Hazards of E-Cigarettes." *ASHRAE Journal*, June 2014.

***"If you are around somebody who is using e-cigarettes, you are breathing an aerosol of exhaled nicotine, ultra-fine particles, volatile organic compounds, and other toxins."***

— Dr. Stanton Glantz, Director for the Center for Tobacco Control Research and Education, UCSF

## Tempting a New Generation into Nicotine Addiction

ESDs are not a proven smoking cessation device; they are an alternative nicotine delivery device that will maintain or restore the habit, and can hook a new generation addicted to nicotine. ESD proponents are deceptively marketing the products to the public—especially to young adults via online media—as a "safe" alternative to smoking and an easy way to quit smoking tobacco cigarettes.



Source: [www.smokelessdelite.com](http://www.smokelessdelite.com)

ESDs come in an impossibly long list of enticing flavors that historically have appealed to youth, from Gummy Bear to Bubble Gum to Vanilla Cupcake to Lemon Chiffon Pie. Rechargeable ESDs allow users to mix their own "e-juice" to create their own flavor combinations and potentially create higher nicotine levels.

A June 2014 study found that some chemicals used as flavorings in ESD liquid are approved by the FDA for food use (ingestion), but they are not approved for inhalation, and are, in fact, associated with respiratory disease when inhaled. **Remember: ESD's are not regulated by the FDA.**

- ◆ Half of middle and high school students (13.1 million) were aware of e-cigarettes, 6.8% (1.8 million) had ever used e-cigarettes, and 2.1% (550,000) reported having used e-cigarettes in the past thirty days.
- ◆ One in three students perceived e-cigarettes as being less harmful than conventional cigarettes and these students were more likely to have used e-cigarettes.

Source: <http://www.fda.gov/TobaccoProducts/ProtectingKidsfromTobacco/ucm405173.htm>

## Cities are Including Electronic Smoking Devices in Smokefree Laws

As of October 1, 225 U.S. municipalities and three states include electronic smoking devices (ESDs) as products that are prohibited from use in smokefree environments. See the full list at [www.no-smoke.org/pdf/ecigslaws.pdf](http://www.no-smoke.org/pdf/ecigslaws.pdf).

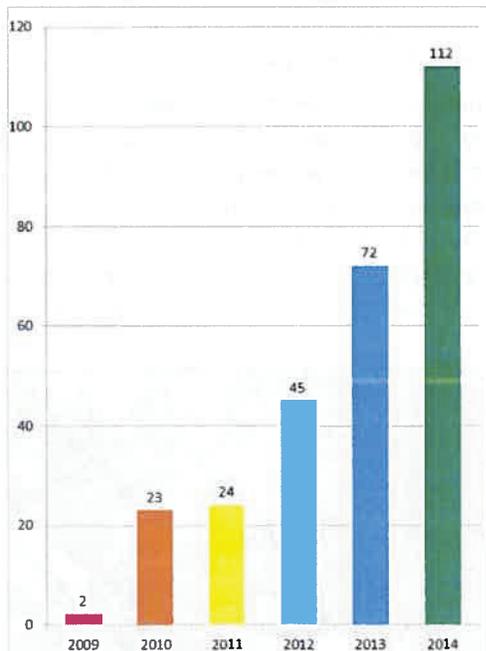
From **New York City** to **Indianapolis**, and **Chicago** to **Los Angeles**, communities are choosing to expand their smokefree air laws to not allow the use of ESDs in all smokefree environments (indoors and outdoors) so that workers & the public don't have to breathe the toxic aerosol that they emit.

Other examples of cities addressing ESDs in smokefree workplace laws including **Bessemer, AL**; **Madison, KY**; **Prentiss, MS**; and **Waxahachie, TX**.

Americans for Nonsmokers' Rights and our public health partners encourage municipalities and states to prohibit the use of ESDs in all smokefree venues, where people may be exposed to the secondhand aerosol they emit.

It is the right and responsibility of our elected officials to take action to protect public health and safety.

### Number of Smokefree ESD Laws by Year



## How Can My Community Ensure Smokefree Workplaces Stay that Way?

**It's very simple.** If your community has a 100% smoke-free air law, the law can be amended by adding a definition of "electronic smoking device" and amending the definition of "smoking" to include electronic smoking devices (ESDs).

If your community is protected by a strong statewide smokefree law, then you can adopt a law to prohibit the use of ESDs wherever the state law prohibits smoking. This is also an opportunity to close any gaps that may exist in your state smokefree law.

If your community is not yet protected by a 100% smoke-free air law for all workplaces and public places, now is a great opportunity to consider adopting a law that addresses both tobacco smoking and ESD use in those spaces.

You can find definitions in ANR's model law for smoke-free workplaces and public places at [www.no-smoke.org/pdf/modelordinance.pdf](http://www.no-smoke.org/pdf/modelordinance.pdf)



Sign for Chicago's smokefree law, which includes ESD use.

### What is the FDA doing about Electronic Smoking Devices?

While the FDA can and should regulate electronic smoking devices as tobacco products, they do not have the authority to address where the products may be used. Cities and states can and are enacting laws that regulate when and where ESDs can be used, as well as laws that regulate sales to minors and where the product can be sold. In other words, city and state lawmakers should not wait for the FDA to address these products.

## Myths & Facts about ESDs

**Myth:** Electronic smoking devices (ESDs) are harmless! They only emit water vapor.

**Fact:** The aerosol emitted by ESDs is not water vapor. The aerosol contains many substances, including nicotine, ultrafine particles, volatile organic compounds and toxins known to cause cancer. There is enough peer-reviewed, published scientific evidence to determine that second-hand aerosol is not harmless. It's a new source of air pollution that should not be permitted in smokefree environments.

**Myth:** I quit smoking by using an ESD! Do you want to prevent people from quitting tobacco?

**Fact:** ESDs are not proven cessation devices. While some individuals have quit smoking tobacco by using ESDs, studies indicate that ESDs may not be helpful at the population level. Many people become "stable dual-users" who use both cigarettes and ESDs. Including ESDs in smokefree laws does not prohibit people from using these unregulated products, rather they simply must step outside to use them, just like people do to smoke cigarettes.

**Myth:** Nicotine is no more harmful than caffeine!

**Fact:** Not true! Nicotine is an addictive and very poisonous drug in even small amounts. Nicotine exposure can negatively impact developing fetuses as well as teenage brain development. Nicotine also reacts with other chemicals to create tobacco-specific carcinogens. The potential hazards to non-users in a shared air space are due to more than just nicotine.

**Myth:** I own a vape shop. I'm a small business owner that creates jobs and pays taxes in our community. If you included ESDs, I'll lose money and so will the city.

**Fact:** Thus far this has not been proven to be true. The tobacco industry has historically used "small business" arguments and threats, but smokefree laws have not been found to be damaging to business. If the shop is in a strip mall and shares the air with other businesses, these workplaces should not be exposed to unwanted secondhand aerosol.

## What to Expect from the Opposition

Electronic smoking device (ESD) manufacturers and proponents seek to enable use of these products in otherwise smokefree spaces in order to maximize profits. They are actively engaged in efforts to prevent regulation of where the products can be used. This is especially true now that the big U.S. tobacco companies and their retailer networks are fully engaged in the ESD industry.

Tobacco Company	Cigarette Brands	ESD Brands
Altria	Marlboro, Virginia Slims	MarkTen
Reynolds American	Camel, Kool	Vuse
Lorillard	Newport	Blu

Communities should expect to hear from local ESD users ("vapers") and vape shop owners, but also from out-of-state opposition groups, such as Consumer Advocates for Smoke-free Alternatives Association (CASAA) and Vaping Militia. These groups have generated email blasts and Twitter bombing to City Councils from ESD supporters located around the U.S., who are not local constituents.

Opponents to including ESDs in smokefree laws have taken a page directly from the tobacco industry's playbook. They will claim that ESDs are harmless, that they contain only water vapor, that using them indoors is necessary to help people quit smoking, and other arguments that aim to create doubt and confusion.

For instance, Los Angeles radio stations aired ads by Blu, owned by Lorillard Tobacco Company, and Vuse, owned by Reynolds American, asking people to attend a City Council hearing to oppose a proposed ordinance to not allow ESD use in smokefree spaces. Thankfully, the City Council resisted the industry pressure and voted unanimously to include ESDs in the city's smokefree air law.



Tobacco vs ESD Ads. Source: <http://tobacco.stanford.edu>



[www.no-smoke.org/ecigs.html](http://www.no-smoke.org/ecigs.html)  
510.841.3032

This publication was produced in partnership with the American Nonsmokers' Rights Foundation (ANRF), an educational nonprofit 501(c)(3) organization, which educates people about the benefits of smokefree air, and the right to breathe smokefree air. ANRF provides educational resources for schools, health departments, medical organizations, and others interested in the issues surrounding smoking and secondhand smoke and the benefits of smokefree environments.