

Council Agenda \_\_\_\_\_ 2  
Council Minutes \_\_\_\_\_ 4  
Police Report \_\_\_\_\_ 7  
Street Report \_\_\_\_\_ 8  
Water Report \_\_\_\_\_ 9  
Finance Committee Agenda & Minutes \_\_\_\_\_ 10  
Community Development Committee Agenda & Minutes \_\_\_\_\_ 12  
Codes & Regulations Committee Agenda & Minutes \_\_\_\_\_ 25  
Ordinance 1st Reading - Loves Park Imposition of Cannabis Retailers Tax \_\_\_\_ 27

**LOVES PARK CITY COUNCIL AGENDA–SEPTEMBER 23, 2019- 6 P.M.**  
**AT CITY HALL COUNCIL CHAMBERS, 100 HEART BLVD.,**  
**LOVES PARK, 61111**

- I. CALL TO ORDER
  
- II. INVOCATION & PLEDGE OF ALLEGIANCE
  - 1. Invocation given by Alderman Clint Little, followed by the Pledge of Allegiance.
  
- III. ROLL CALL
  
- IV. APPROVAL OF CITY COUNCIL MINUTES OF PREVIOUS MEETING
  
- V. COMMUNICATIONS, MAYOR’S REPORT AND ANNOUNCEMENTS
  - 1. Administer the oath of office for Tyler Worrell to the position of Loves Park Fire Department Lieutenant.
  
- VI. APPROVE PAYMENT OF BILLS
  
- VII. OFFICER’S REPORTS
  - 1. Public Safety
  - 2. Public Works
  
- VIII. COMMITTEE REPORTS
  - 1. Finance and Administration/Jacobson (Finance, Personnel, Buildings & Grounds, Purchasing, Recreation & Beautification)
  - 2. Public Safety/Allton (Police, Fire, Public Safety & Health)
  - 3. Public Works/Schlensker (Street, Water & Utilities)
  - 4. Codes and Regulations/Peterson (Ordinances & Licenses)
  - 5. Community Development/Frykman (Development, Planning, Zoning, Annexation, Building & Drainage)

**IX. UNFINISHED BUSINESS**

**X. NEW BUSINESS**

**XI. RESOLUTIONS & MOTIONS**

**XII. ORDINANCES 2<sup>ND</sup> READING**

**XIII. ORDINANCES 1<sup>ST</sup> READING**

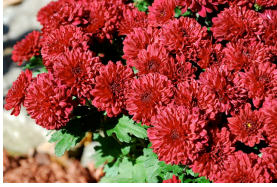
- 1. Ordinance amending the Municipal Code of the City of Loves Park, Boone and Winnebago Counties, Illinois imposing a Municipal Cannabis Retailers' Occupation Tax.**

**XIV. PUBLIC COMMENT**

**XV. EXECUTIVE SESSION**

**XVI. GOOD OF THE ORDER**

**XVII. ADJOURNMENT**



**CITY COUNCIL, CITY OF LOVES PARK, ILLINOIS**

Journal of Proceedings

Regular Meeting, Monday, September 16, 2019

Loves Park City Hall

Mayor Gregory Jury called the meeting to order at 6:00 p.m.

Reverend Rod Lenzendorf of Firstborn Ministries opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Gregory Jury

Aldermen John Pruitt, Charles Frykman, Mark Peterson, A. Marie Holmes, Rob Schlensker, Doug Allton, Nancy Warden, Jim Puckett, Clint Little

Absent: Alderman John Jacobson

Also Present: City Clerk Bob Burden  
City Attorney Gino Galluzzo

1. Approve Minutes 09/09/19 The Journal of Proceedings for the regular meeting of September 9, 2019, was approved as submitted by the city clerk on a motion by Alderman Little. Second by Alderman Schlensker. Motion carried. 9 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little) 1 Absent (Alderman Jacobson)
2. Comcast Changes Received a notice from Comcast of channel line-up changes, effective September 10, 2019. Placed on file.
3. SEP/Nikolas Ritschel 7K Run Request Received a Special Event Permit application from the Nikolas Ritschel Foundation to hold a 7K Run on a portion of Loves Park streets on Saturday, October 12, 2019, from 8:00 a.m. to 12:00 noon. Referred to Alderman Peterson of the Codes and Regulations Committee.
4. SEP/Nikolas Ritschel 7K Run Approved Alderman Peterson of the Codes and Regulations Committee moved to approve a Special Event Permit application from the Nikolas Ritschel Foundation to hold a 7K Run on a portion of Loves Park streets on Saturday, October 12, 2019, from 8:00 a.m. to 12:00 noon. Second by Alderman Warden. Motion carried by voice vote.
5. SEP/5K Walk/Run Request Received a Special Event Permit application from Woodward to hold a Family 5K Walk/Run on Zenith Parkway, on Saturday, October 26, 2019, from 9:00 a.m. to 12:00 noon. Referred to Alderman Peterson of the Codes and Regulations Committee.
6. U.S. Constitution Mayor Jury welcomed City Treasurer John Danielson to present a proclamation to Joyce Lilly of the Daughters of the American Revolution, proclaiming the week of September 17-23, 2019, to be "US Constitution Week" in the City of Loves Park.
7. Proclamation Joyce Lilly thanked city council for supporting the proclamation.
8. Water Department Bills Alderman Peterson presented the Water Department bills dated September 9, 2019 in the amount of \$86,650.56, and moved that they be paid. Second by Alderman Frykman. Motion carried. 9 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little) 1 Absent (Alderman Jacobson)

9. General Fund Bills Alderman Peterson presented the General Fund and all other bills dated September 9, 2019 in the amount of \$243,817.56, and moved that they be paid. Second by Alderman Frykman. Motion carried. 9 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little) 1 Absent (Alderman Jacobson)
10. Public Safety Report Alderman Schlensker presented the Police Department Report dated September 16, 2019, to be placed on file.
11. Public Works Report Alderman Schlensker presented the Street Department Report dated September 16, 2019; presented the Water Department Report dated September 16, 2019, to be placed on file.
12. Building Department Report Alderman Frykman presented the Building Department Report for August 2019; New Commercial - \$0.00; New Residential - \$948,054.00; Others - \$894,664.00; Total Permits – 73; Permit Fees - \$13,179.00; Machesney Park Permit Fees - \$22,014.52.
13. Finance & Administration Committee Alderman Peterson of the Finance and Administration Committee presented General Fund and all other bills dated September 16, 2019 in the amount of \$1,411,216.04; for consideration at next week's city council meeting; presented the minutes from the committee meeting held September 9, 2019, to be placed on file.
14. Public Works Committee Alderman Schlensker of the Public Works Committee presented the Water Department list of bills dated September 16, 2019 in the amount of \$175,810.78, for consideration at next week's city council meeting; presented the minutes from the committee meeting held August 26, 2019, to be placed on file.
15. Codes & Regulations Committee Alderman Warden of the Codes and Regulations Committee announced that a committee meeting will be held Monday, September 23, 2019, following city council. She also presented the minutes from the committee meeting held August 19, 2019, to be placed on file.
16. Community Development Committee Alderman Frykman of the Community Development Committee announced that a committee meeting will be held Monday, September 23, 2019 at 6:15 p.m.
17. Appointment Of Fire Department Lieutenant Tyler Worrell Alderman Peterson presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that Chief Jerry Wiltfang is hereby authorized to appoint Acting Lieutenant Tyler Worrell to the position of Lieutenant for the City of Loves Park Fire Department, effective October 1, 2019. Second by Alderman Frykman. Motion carried. 9 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little) 1 Absent (Alderman Jacobson)  
**RESOLUTION NO. 19-080**
18. RAMP Donation Alderman Peterson presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that pursuant to the Loves Park RAMP Program adopted by Resolution No. 05-110 by the Loves Park City Council, the City of Loves Park will pay up to \$750.00 to the vendor on a submitted bill for material costs only, or up to \$750.00 to the payee of said bill for material costs only as requested in the attached RAMP application and upon final inspection of said completed ramp. Second by Alderman Frykman. Motion carried. 9 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little) 1 Absent (Alderman Jacobson)  
**RESOLUTION NO. 19-081**

- 19. Vehicle Lease Agreement With Rock River Disposal Services  
 Alderman Schlensker presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Mayor is authorized to enter into a vehicle lease agreement with Rock River Disposal Services, Inc. for the rental of one 2008 International w/5 yard dump box and one 1998 International w/5 yard dump box and one 2002 International w/5 yard dump box for the purpose of leaf removal under the current contract per the attached. Be it further resolved, that the lease cost would be \$700.00 per week per vehicle until the leaf pickup is concluded. Second by Alderman Allton. Motion carried. 8 Ayes (Aldermen Pruitt, Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett) 1 Nay (Alderman Little) 1 Absent (Alderman Jacobson)  
**RESOLUTION NO. 19-082**
  
- 20. SEP/Beats & Eats Toy Drive Approved  
 Alderman Warden moved to approve a Special Event Permit for the Rockford Speedway to hold a “Beats & Eats” toy drive on October 5, 2019, from 12:00 noon to 7:00 p.m. Second by Alderman Peterson. Motion carried by voice vote.
  
- 21. SEP/Food Truck Approved  
 Alderman Warden moved to approve a Special Event Permit for Jen Buerke to park the “Cluck Stops Here” food truck on city hall property for the construction crew thru November 2019. Second by Alderman Peterson. Motion carried by voice vote.
  
- 22. Adjourn  
 Alderman Pruitt moved that the meeting be adjourned. Second by Alderman Allton. Motion carried by voice vote. The meeting was adjourned at 6:15 p.m.

**APPROVED:**

Robert J. Burden, City Clerk

**COMMITTEE MEETINGS:**

Codes & Regulations:	Monday, September 23, 2019 Following City Council
----------------------	--

**STANDING COMMITTEE MEETINGS:**

Community Development:	Following Council Meeting 6:15 p.m.
Finance and Administration:	Prior to Council Meeting 5:40 p.m.
Public Works:	Prior to Council Meeting 5:15 p.m.
Zoning Board of Appeals:	3 <sup>rd</sup> Thursday of the Month 5:30 p.m.



# **LOVES PARK** **POLICE**

540 Loves Park Drive, Loves Park, IL 61111

Phone 815/654-5015 Fax 815/633-0555

To: Alderman Doug Allton

From: Chief Charles Lynde

Date: 09/23/2019

Subject: Police Activity Report

Police activity report for the week of 09/08/2019 through 09/14/2019

Calls for Service 641

Total Number of Arrests 232

Accidents 11

MICHAEL MCCAMMOND  
DEPUTY CHIEF OF POLICE

CHARLES LYNDE  
CHIEF OF POLICE

SHANE LYNCH  
DEPUTY CHIEF OF POLICE

**Department of Public Works**  
**Street Department Weekly Activity Report**

Submitted by: Shannon Messinger  
Street Department Manager

Week of September 17, 2019 thru September 23, 2019

**Previous week's activity:**

1. Continued mowing.
2. Finished remaining dirt and asphalt for the Pebble Creek concrete.
3. Started removals for the next concrete repairs in Harts Farms and Oakcrest.
4. Cleaned up storm damage.
5. Removed a driveway curb on Candelabra for a sump pump repair.

**Proposed work:**

1. Continue mowing.
2. Start pouring back concrete repairs in Oakcrest.
3. Start dirt work and asphalt patches for concrete repairs.
4. Worked on equipment in the shop.
5. Continued cleaning up previous weeks storm damage.



# Loves Park Water Department

## Weekly Activity Report

Submitted by: Craig McDonald  
Department Manager

Date: 9/11/19-9/18/19

Previous week's activity:

1. Routine work:
  - a. Install new meters
  - b. JULIE locates
  - c. Chemical tests
  - d. Back wash wells as needed
  - e. Read commercial and residential meters
2. Continued radio read meter installation
3. Installed well pump motor at well #1
4. Did shut offs for nonpayment for Rock River Water Reclamation
5. Started flushing zone 2 and 4 of the city
6. Located curb box at 341 Sheridan Dr.
7. Repaired curb stop at 5017 Illinois St.

Work anticipated for this week:

1. Continue radio read meter installation
2. Continue flushing zone 2 and 4 of the city
3. Disinfect and sample filter plant #1 to place back online
4. Shut offs water
5. Replace leaking stop 5017 Illinois St.
6. Replace stop and curb box 607 Frances. Pending tree removal.
7. Replace stop and curb box 626
8. Prep sidewalk for replacement on Pebble Creek

**CITY OF LOVES PARK  
AGENDA  
FINANCE & ADMINISTRATION COMMITTEE  
SEPTEMBER 23, 2019 – 5:40 P.M.  
CITY COUNCIL CHAMBERS**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPROVAL OF MINUTES FROM THE COMMITTEE MEETING HELD SEPTEMBER 16, 2019**
  - a. **Ordinance amending the Municipal Code of the City of Loves Park, Boone and Winnebago Counties, Illinois imposing a Municipal Cannabis Retailers' Occupation Tax.**
4. **ITEMS FOR CONSIDERATION**
5. **LIST OF BILLS**
6. **GENERAL DISCUSSION/PUBLIC COMMENT**
7. **ADJOURN**

FINANCE AND ADMINISTRATION COMMITTEE  
MEETING MINUTES

DATE OF MEETING: September 16, 2019

CALLED TO ORDER: 5:30 P.M.

MEMBERS PRESENT: Aldermen Mark Peterson, Charles Frykman, John Pruitt

MEMBERS ABSENT: Alderman John Jacobson

ALSO PRESENT: Mayor Jury, Clerk Burden, Steve Thompson, Attorney Galluzzo, A. Marie Holmes, Robert Schlensker, Doug Allton, Nancy Warden, Jim Puckett, Clint Little, Chief Wiltfang, Chief Lynde

MINUTES APPROVAL: September 9, 2019

Alderman Frykman moved to approve minutes. Second by Alderman Pruitt.  
Motion carried. 3 Ayes – 0 Nays

ITEMS FOR CONSIDERATION

1. Resolution authorizing Fire Chief Jerry Wiltfang to appoint Acting Lieutenant Tyler Worrell to the position of Lieutenant for the City of Loves Park Fire Department, effective October 1, 2019.

Alderman Pruitt moved to approve. Second by Alderman Frykman.  
Motion carried. 3 Ayes – 0 Nays

2. Resolution authorizing the City of Loves Park to pay up to \$750.00 for the RAMP Program.

Alderman Pruitt moved to approve. Second by Alderman Frykman.  
Motion carried. 3 Ayes – 0 Nays

3. List of Bills: No questions or concerns.

4. Adjournment.

Alderman Frykman moved for adjournment. Second by Alderman Pruitt.  
Motion carried. 3 Ayes – 0 Nays

Adjournment: 5:43 P.M.

RESPECTFULLY SUBMITTED: VICE-CHAIRMAN PETERSON OF THE FINANCE COMMITTEE



# CITY OF LOVES PARK

Department of Community Development

100 HEART BOULEVARD  
LOVES PARK, ILLINOIS 61111  
815- 654-5033 • Fax: 815-654-5004

---

Planning • Zoning • Building • Economic Development

## AGENDA

City of Loves Park  
Community Development Committee Meeting  
September 23, 2019  
CITY COUNCIL CHAMBERS  
6:15 P.M.  
100 Heart Boulevard, Loves Park, Illinois 61111

1. Roll call and declaration of a quorum
2. Reading and approval of the minutes from the **August 12, 2019** meeting
3. Report from the Community Development Department – None
4. Unfinished business –
  - A. **PART OF 7900 E. RIVERSIDE BOULEVARD – A Special Use Permit for a fast food establishment with a drive-thru window in the CR (Commercial Retail) & E. Riverside / I90 Overlay Districts..**

**Staff recommendation: Approval with conditions**

**Conditions:**

1. The Special Use Permit expires with the change in property ownership, or discontinuance of the Burger King fast food establishment.
2. The Special Use Permit shall be renewed 1 year from approval.
3. The developer, business owner, or land owner shall meet all of the landscape requirements, including the installation of sod, with regular ongoing maintenance to preserve the landscaping that is part of the approval of this special use.
4. There shall be no outdoor displays or merchandise available for sale outside of either building. All activities shall be confined to the inside of the buildings.
5. All building materials used for the construction of the buildings shall meet all of the requirements in the E. Riverside Boulevard / I90 Overlay District.
6. Signage shall comply with current City standards for freestanding signs.

**ZBA Recommendation: Approval 6-0, with Staff conditions, and ZBA amendment as follows:**

7. The ingress / egress on the north property line shall only be a “right out” into the Costco parking lot. The work shall be coordinated with Staff.

5. New business –

**A. Sanctuary Plat Number 7**

6. Public participation & comment

7. General discussion

8. Adjournment



## ZONING BOARD OF APPEALS

### Community Development Department

Date: July 11, 2019

**SUBJECT:** A Special Use Permit for a fast food establishment with a drive-thru window in the CR (Commercial Retail) and the E. Riverside Boulevard /I90 Overlay Districts.

**SYNOPSIS:** Establishment for a Burger King drive-thru

**LOCATION:** Part of 7900 E. Riverside Boulevard, at the Costco location

**COMPREHENSIVE PLAN:** The City of Loves Park Comprehensive Plan identifies the area for the use of commercial retail.

**ZONING DISTRICT:**

North	CR (Commercial Retail)
South	C3 Rockford (Commercial Retail)
East	CR (Commercial Retail)
West	CR (Commercial Retail)

**PROPERTY INFORMATION AND RELEVANT FACTS:**

The applicant would like to develop this parcel for a fast food restaurant with a drive-thru window, and for a multi-tenant retail building. The drive-thru requires a special use permit.

The project is required to provide a site obscured dumpster enclosure. The site plan shows that both buildings will be providing a site obscured enclosure. The requirement is satisfied.

The proposed development is required to provide landscaping on the perimeter and interior of the parking area, and along frontages. The landscaping proposed meets the landscaping requirement. In the past, some developments have allowed landscaping to fall by the way side, by not maintaining it. The business or landowner or land owner should be accountable for continuous maintenance for landscaping approved as part of the special use.

The required parking for both uses is 63 parking stalls. The site plan shows that 64 parking stall will be provided. The parking requirement, including ADA stalls, is satisfied.

Signage is included on the site plan, however, the site plan does not provide details about setbacks or type of sign to be installed. The signage for this special use shall comply with the current City standards for new signs.

**Recommendation:** **Approval** - A Special Use Permit for a drive-thru window in the CR(Commercial Retail) and E. Riverside Boulevard / I90 Overlay District.

**Conditions:**

1. The Special Use Permit expires with the change in property ownership, or discontinuance of the Burger King fast food establishment.
2. The Special Use Permit shall be renewed 1 year from approval.
3. The developer, business owner, or land owner shall meet all of the landscape requirements, including the installation of sod, with regular ongoing maintenance to preserve the landscaping that is part of the approval of this special use.
4. There shall be no outdoor displays or merchandise available for sale outside of either building. All activities shall be confined to the inside of the buildings.
5. All building materials used for the construction of the buildings shall meet all of the requirements in the E. Riverside Boulevard / I90 Overlay District.
6. Signage shall comply with current City standards for freestanding signs.

APPROVAL / DENIAL / TABLED

**ATTACHMENTS:**

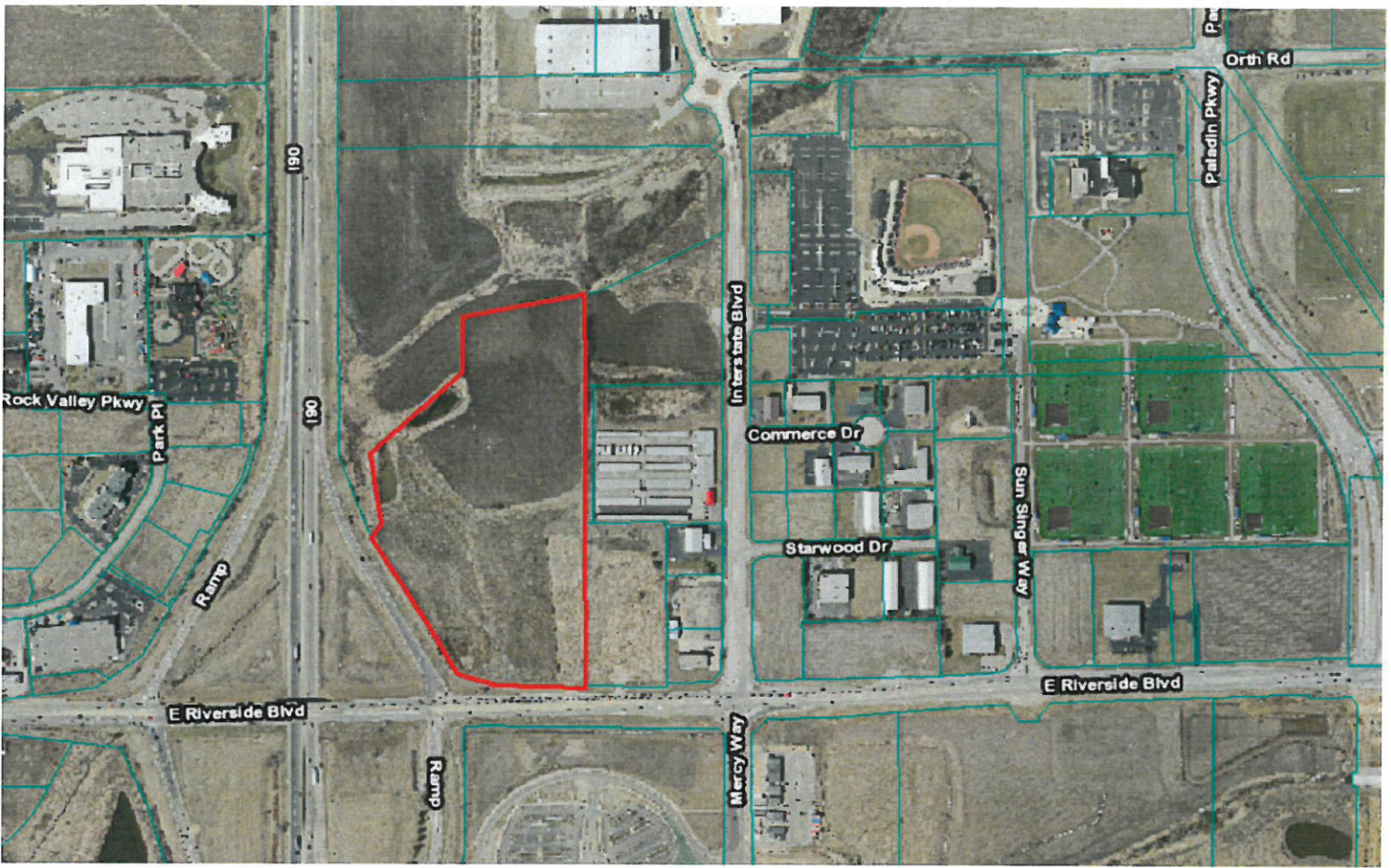
See attachments

**ZONING BOARD  
RECOMMENDATIONS**

Vote: \_\_\_\_\_

**CONDITIONS:**

**AUDIENCE  
COMMENTS:**



Parcel Number: 12-02-226-007

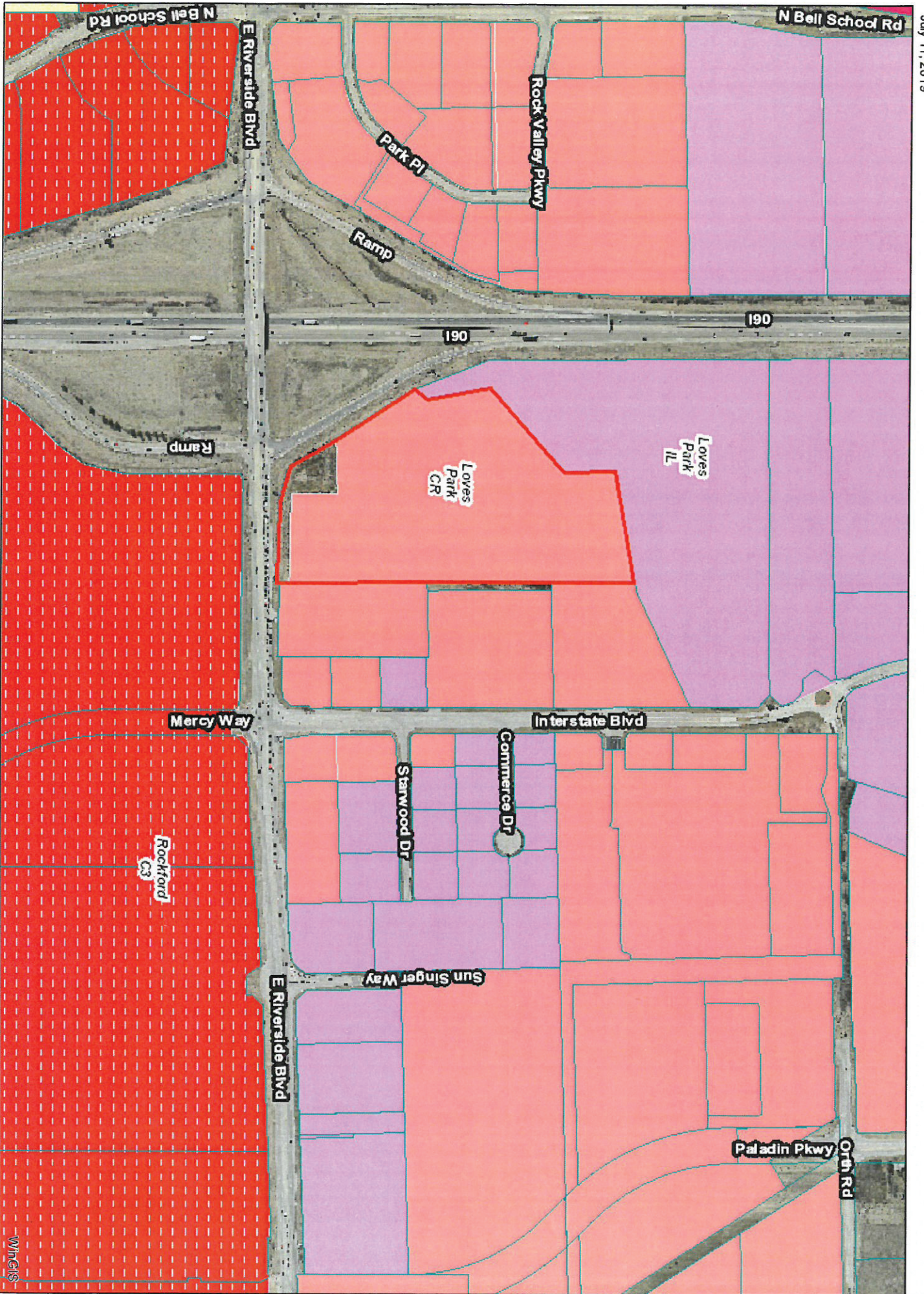
Zoning: CR (Commercial Retail)

Property Address: Part of 7900 E. Riverside Boulevard

Property Owner: Spring Creek Development Group  
330 Spring Creek Road  
Rockford, Illinois 61107

Applicant: Cave Enterprises, LLC  
1624 W. 18<sup>th</sup> Street  
Chicago, Illinois 60608





WINGS cannot and does not warrant the accuracy of property and boundary lines, dimensions of parcels and locations of structures or improvements, and topographic or



SCALE: 1:6,985

WIN GIS

Winnebago County Geographic Information System



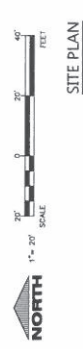
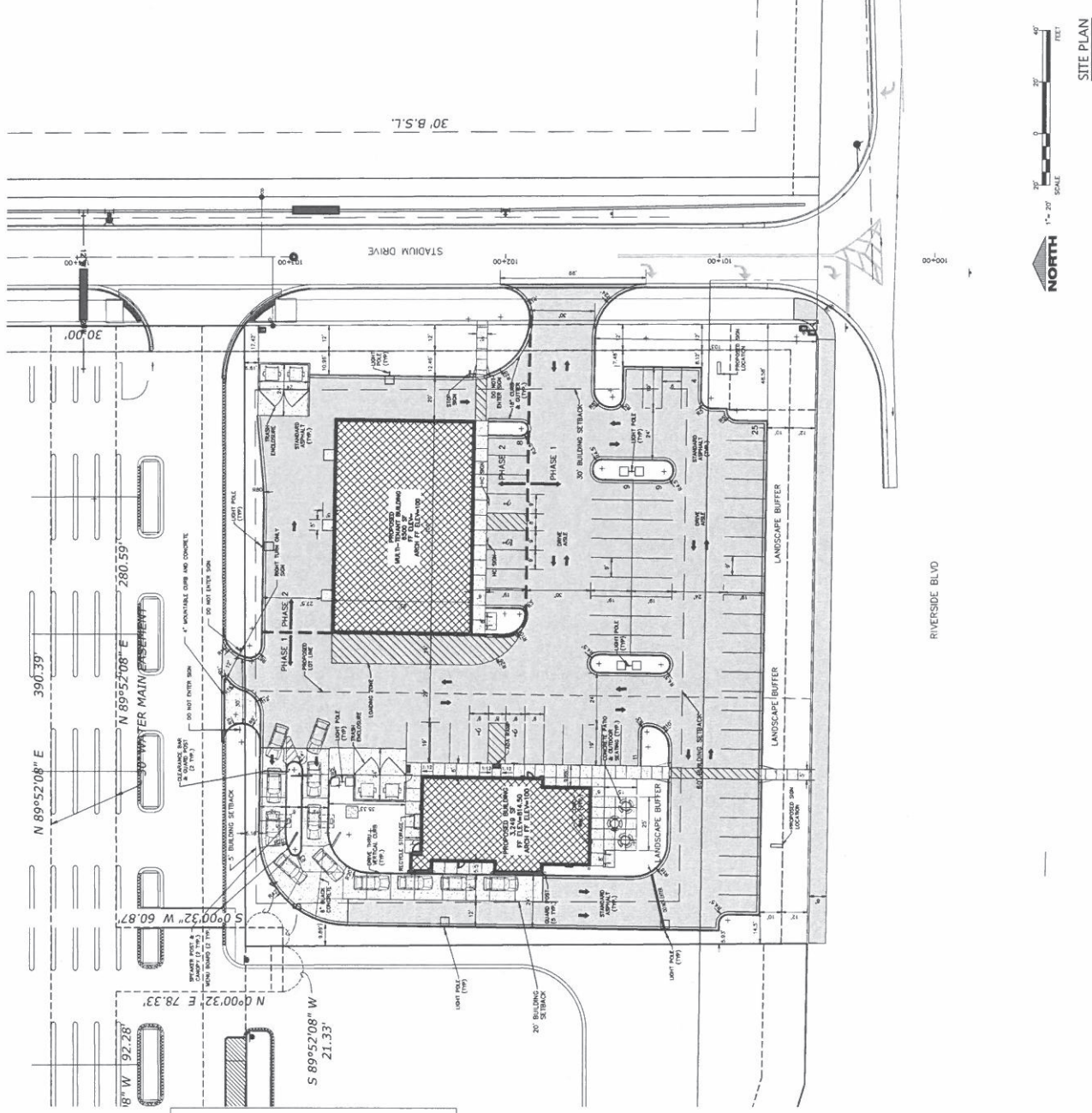
**PRELIMINARY DATES**

MAY 6, 2019
MAY 13, 2019
MAY 14, 2019
MAY 20, 2019
MAY 31, 2019
JUNE 4, 2019
JUNE 7, 2019
JUNE 10, 2019
JUNE 11, 2019
JUNE 12, 2019
JULY 30, 2019
SEPT. 6, 2019

**NOT FOR CONSTRUCTION**

JOB NUMBER  
**1923780**

SHEET NUMBER  
**C1.2**



**SITE PLAN**

**SITE INFORMATION:**

PROPERTY AREA: AREA = 76,455 S.F. (1.755 ACRES);  
 CR - RETAIL COMMERCIAL DISTRICT  
 PROPOSED ZONING: CR - RETAIL COMMERCIAL DISTRICT  
 PROPOSED USE: FAST FOOD RESTAURANT AND RETAIL SPACE  
 SETBACKS: EAST = 30' WEST = 20'  
 NORTH = 5'

WASTE ENCLOSURE: 3' (SIDE OR REAR)

PARKING REQUIRED - RETAIL SPACE:  
 1 SPACE PER 200 GROSS HABITABLE S.F. (23)  
 AND EMPLOYEES(10)/33 SPACES REQ.)

PARKING REQUIRED - QUICK SERVE RESTAURANT:  
 1 SPACE PER 100 S.F. CUSTOMER SERVICE AREA/DINING(23) AND  
 EMPLOYEES(10)/33 SPACES REQ.)

PARKING REQUIRED - TOTAL: 33 SPACES + 31 SPACES = 64 SPACES TOTAL  
 PARKING PROVIDED: 66 SPACES (4 H.C. ACCESSIBLE)  
 HANDICAP STALLS REQUIRED: 3. HANDICAP STALLS PROVIDED: 4

**PROPOSED SITE DATA**

AREA (AC)	AREA (SQ FT)	Ratio
1.76	76,455	1:1
1.28	55,000	0.85
1.20	52,500	0.80
0.64	28,000	0.40
0.64	28,000	0.40

**Landscaping Requirements**  
Burger King - Loves Park

Zoning: LC (East Riverside and -00 Overlay District)  
Neighboring Zoning: C2 on east, north and west sides, R2 on south side (Hospital)  
Site Area: 76,000 SF (1.77 AC)  
Site Plan: 05 (Site) Includes 4 ADA  
Site Plan: 05 (Site) Includes 4 ADA

Requirement: Landscaping and service areas shall be screened with walls or hedges to minimize views. Landscaping shall include trees, shrubs, and groundcover. Landscaping shall be installed within 100 feet of all exterior building walls.

Planting Schedule: All plants shall be screened on all sides abutting residential or public R.O.W. Any required planting schedule shall be a minimum 8' width and include 24" stakes (to be provided) and 2' 1" mulch / berm.

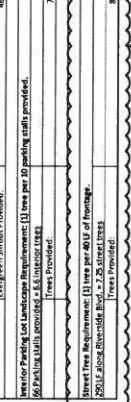
200' L x 100' W x 10' H BERM  
200' L x 100' W x 10' H BERM  
200' L x 100' W x 10' H BERM

Planting Schedule: All plants shall be screened on all sides abutting residential or public R.O.W. Any required planting schedule shall be a minimum 8' width and include 24" stakes (to be provided) and 2' 1" mulch / berm.

Planting Schedule: All plants shall be screened on all sides abutting residential or public R.O.W. Any required planting schedule shall be a minimum 8' width and include 24" stakes (to be provided) and 2' 1" mulch / berm.

**Plant Schedule**  
Burger King - Loves Park, IL

Code	Plant Name	Quantity	Notes
1	ACCS	1	Acacia saligna
2	PAB	2	Prunella americana
3	UL	1	Ulmus americana
4	SPH	1	Sporobolus vaginifolius
5	IRHA	1	Ironwood
6	CAAA	1	Calluna vulgaris
7	JUP	1	Juncus
8	COZ	1	Cornus
9	PAV	1	Pavonia
10	VID	1	Viburnum
11	RKO	1	Rosa
12	CAA	1	Calluna
13	HEH	1	Hebe
14	HEH	1	Hebe
15	RKO	1	Rosa
16	ACCS	1	Acacia
17	CAA	1	Calluna
18	JUP	1	Juncus
19	CAAA	1	Calluna
20	IRHA	1	Ironwood
21	PAV	1	Pavonia
22	RKO	1	Rosa
23	VID	1	Viburnum
24	JUP	1	Juncus
25	COZ	1	Cornus
26	PAV	1	Pavonia
27	RKO	1	Rosa
28	VID	1	Viburnum
29	IRHA	1	Ironwood
30	CAAA	1	Calluna
31	HEH	1	Hebe
32	JUP	1	Juncus
33	COZ	1	Cornus
34	PAV	1	Pavonia
35	RKO	1	Rosa
36	VID	1	Viburnum
37	IRHA	1	Ironwood
38	CAAA	1	Calluna
39	HEH	1	Hebe
40	NEF	1	Neofolium
41	COZ	1	Cornus
42	PAV	1	Pavonia
43	RKO	1	Rosa
44	VID	1	Viburnum
45	IRHA	1	Ironwood
46	CAAA	1	Calluna
47	HEH	1	Hebe
48	JUP	1	Juncus
49	COZ	1	Cornus
50	PAV	1	Pavonia
51	RKO	1	Rosa
52	VID	1	Viburnum
53	IRHA	1	Ironwood
54	CAAA	1	Calluna
55	HEH	1	Hebe
56	JUP	1	Juncus
57	COZ	1	Cornus
58	PAV	1	Pavonia
59	RKO	1	Rosa
60	VID	1	Viburnum
61	IRHA	1	Ironwood
62	CAAA	1	Calluna
63	HEH	1	Hebe
64	JUP	1	Juncus
65	COZ	1	Cornus
66	PAV	1	Pavonia
67	RKO	1	Rosa
68	VID	1	Viburnum
69	IRHA	1	Ironwood
70	CAAA	1	Calluna
71	HEH	1	Hebe
72	JUP	1	Juncus
73	COZ	1	Cornus
74	PAV	1	Pavonia
75	RKO	1	Rosa
76	VID	1	Viburnum
77	IRHA	1	Ironwood
78	CAAA	1	Calluna
79	HEH	1	Hebe
80	JUP	1	Juncus
81	COZ	1	Cornus
82	PAV	1	Pavonia
83	RKO	1	Rosa
84	VID	1	Viburnum
85	IRHA	1	Ironwood
86	CAAA	1	Calluna
87	HEH	1	Hebe
88	JUP	1	Juncus
89	COZ	1	Cornus
90	PAV	1	Pavonia
91	RKO	1	Rosa
92	VID	1	Viburnum
93	IRHA	1	Ironwood
94	CAAA	1	Calluna
95	HEH	1	Hebe
96	JUP	1	Juncus
97	COZ	1	Cornus
98	PAV	1	Pavonia
99	RKO	1	Rosa
100	VID	1	Viburnum



**Plant Schedule**  
Burger King - Loves Park, IL

Code	Plant Name	Quantity	Notes
1	ACCS	1	Acacia saligna
2	PAB	2	Prunella americana
3	UL	1	Ulmus americana
4	SPH	1	Sporobolus vaginifolius
5	IRHA	1	Ironwood
6	CAAA	1	Calluna vulgaris
7	JUP	1	Juncus
8	COZ	1	Cornus
9	PAV	1	Pavonia
10	VID	1	Viburnum
11	RKO	1	Rosa
12	CAA	1	Calluna
13	HEH	1	Hebe
14	HEH	1	Hebe
15	RKO	1	Rosa
16	ACCS	1	Acacia
17	CAA	1	Calluna
18	JUP	1	Juncus
19	CAAA	1	Calluna
20	IRHA	1	Ironwood
21	PAV	1	Pavonia
22	RKO	1	Rosa
23	VID	1	Viburnum
24	JUP	1	Juncus
25	COZ	1	Cornus
26	PAV	1	Pavonia
27	RKO	1	Rosa
28	VID	1	Viburnum
29	IRHA	1	Ironwood
30	CAAA	1	Calluna
31	HEH	1	Hebe
32	JUP	1	Juncus
33	COZ	1	Cornus
34	PAV	1	Pavonia
35	RKO	1	Rosa
36	VID	1	Viburnum
37	IRHA	1	Ironwood
38	CAAA	1	Calluna
39	HEH	1	Hebe
40	NEF	1	Neofolium
41	COZ	1	Cornus
42	PAV	1	Pavonia
43	RKO	1	Rosa
44	VID	1	Viburnum
45	IRHA	1	Ironwood
46	CAAA	1	Calluna
47	HEH	1	Hebe
48	JUP	1	Juncus
49	COZ	1	Cornus
50	PAV	1	Pavonia
51	RKO	1	Rosa
52	VID	1	Viburnum
53	IRHA	1	Ironwood
54	CAAA	1	Calluna
55	HEH	1	Hebe
56	JUP	1	Juncus
57	COZ	1	Cornus
58	PAV	1	Pavonia
59	RKO	1	Rosa
60	VID	1	Viburnum
61	IRHA	1	Ironwood
62	CAAA	1	Calluna
63	HEH	1	Hebe
64	JUP	1	Juncus
65	COZ	1	Cornus
66	PAV	1	Pavonia
67	RKO	1	Rosa
68	VID	1	Viburnum
69	IRHA	1	Ironwood
70	CAAA	1	Calluna
71	HEH	1	Hebe
72	JUP	1	Juncus
73	COZ	1	Cornus
74	PAV	1	Pavonia
75	RKO	1	Rosa
76	VID	1	Viburnum
77	IRHA	1	Ironwood
78	CAAA	1	Calluna
79	HEH	1	Hebe
80	JUP	1	Juncus
81	COZ	1	Cornus
82	PAV	1	Pavonia
83	RKO	1	Rosa
84	VID	1	Viburnum
85	IRHA	1	Ironwood
86	CAAA	1	Calluna
87	HEH	1	Hebe
88	JUP	1	Juncus
89	COZ	1	Cornus
90	PAV	1	Pavonia
91	RKO	1	Rosa
92	VID	1	Viburnum
93	IRHA	1	Ironwood
94	CAAA	1	Calluna
95	HEH	1	Hebe
96	JUP	1	Juncus
97	COZ	1	Cornus
98	PAV	1	Pavonia
99	RKO	1	Rosa
100	VID	1	Viburnum



**Plant Schedule**  
Burger King - Loves Park, IL

Code	Plant Name	Quantity	Notes
1	ACCS	1	Acacia saligna
2	PAB	2	Prunella americana
3	UL	1	Ulmus americana
4	SPH	1	Sporobolus vaginifolius
5	IRHA	1	Ironwood
6	CAAA	1	Calluna vulgaris
7	JUP	1	Juncus
8	COZ	1	Cornus
9	PAV	1	Pavonia
10	VID	1	Viburnum
11	RKO	1	Rosa
12	CAA	1	Calluna
13	HEH	1	Hebe
14	HEH	1	Hebe
15	RKO	1	Rosa
16	ACCS	1	Acacia
17	CAA	1	Calluna
18	JUP	1	Juncus
19	CAAA	1	Calluna
20	IRHA	1	Ironwood
21	PAV	1	Pavonia
22	RKO	1	Rosa
23	VID	1	Viburnum
24	JUP	1	Juncus
25	COZ	1	Cornus
26	PAV	1	Pavonia
27	RKO	1	Rosa
28	VID	1	Viburnum
29	IRHA	1	Ironwood
30	CAAA	1	Calluna
31	HEH	1	Hebe
32	JUP	1	Juncus
33	COZ	1	Cornus
34	PAV	1	Pavonia
35	RKO	1	Rosa
36	VID	1	Viburnum
37	IRHA	1	Ironwood
38	CAAA	1	Calluna
39	HEH	1	Hebe
40	NEF	1	Neofolium
41	COZ	1	Cornus
42	PAV	1	Pavonia
43	RKO	1	Rosa
44	VID	1	Viburnum
45	IRHA	1	Ironwood
46	CAAA	1	Calluna
47	HEH	1	Hebe
48	JUP	1	Juncus
49	COZ	1	Cornus
50	PAV	1	Pavonia
51	RKO	1	Rosa
52	VID	1	Viburnum
53	IRHA	1	Ironwood
54	CAAA	1	Calluna
55	HEH	1	Hebe
56	JUP	1	Juncus
57	COZ	1	Cornus
58	PAV	1	Pavonia
59	RKO	1	Rosa
60	VID	1	Viburnum
61	IRHA	1	Ironwood
62	CAAA	1	Calluna
63	HEH	1	Hebe
64	JUP	1	Juncus
65	COZ	1	Cornus
66	PAV	1	Pavonia
67	RKO	1	Rosa
68	VID	1	Viburnum
69	IRHA	1	Ironwood
70	CAAA	1	Calluna
71	HEH	1	Hebe
72	JUP	1	Juncus
73	COZ	1	Cornus
74	PAV	1	Pavonia
75	RKO	1	Rosa
76	VID	1	Viburnum
77	IRHA	1	Ironwood
78	CAAA	1	Calluna
79	HEH	1	Hebe
80	JUP	1	Juncus

**Recommended Findings of Fact of City Staff based on the information provided by the applicant**

**Findings as Required by Loves Park Ordinance** - Each enumerated finding must be met before a petition for a special use may be approved.

Mark **"Yes,"** if the findings have been considered and found to be relevant and true. Mark **"No,"** if the findings have been considered and found to be not true. If you mark **"No,"** please explain why in the space provided below each finding. Mark **"N/A,"** if the findings are not applicable to the situation.

**Location: A part of 7900 E. Riverside Boulevard**

Staff          ZBA         

- 1 YES          The establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.  
*The establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare. The food service "use" is permitted outright. It is retail. The drive-thru window facilitates expedited food service. The drive-thru is not likely to have an adverse affect on the public. Drive-thru windows rarely prove to be detrimental to fast food establishments or the public.*  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 2 YES          The special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, not substantially diminish and impair property values within the neighborhood.  
*The special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, not substantially diminish and impair property values within the neighborhood. Food service business is permitted in the district, and the drive-thru window, which compliments the business is a low impact use to this area. Other commercial drive-thru windows for other fast food establishments have not had a negative impact to the districts where they are located. It is unlikely that this development will negatively impact property values.*  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 3 YES          The establishment of the special use will not impede the normal orderly development and improvement of the surrounding property for uses permitted in the district.  
*The establishment of the special use will not impede the normal orderly development and improvement of the surrounding property for uses permitted in the district. The proposed development will be required to meet higher performance standards for development in the overlay district. The development is subject to committee approval for all exterior building materials.*  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 4 YES          Adequate utilities, access roads, drainage and/or necessary facilities have been, are being, or will be provided.  
*Adequate utilities, access roads, drainage and/or necessary facilities have been, are being, or will be provided. The site development will undergo plan review where these issues will be addressed and provided.*  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5 YES Adequate measures have been or will be taken to provide ingress or egress so designed as to minimize traffic congestion in the public streets.  
*Adequate measures have been or will be taken to provide ingress or egress so designed as to minimize traffic congestion in the public streets. The development will not be allowed access on to E. Riverside Boulevard. An access road will be provided to mitigate traffic congestion, as well as, access to the parking lot of the Costco to the north. Congestion should not be problematic. All vehicle circulation provided should help with minimizing congestion too.*  
*Reason:*

6 YES The special use shall, in all other respects, conform to the applicable regulations of the district in which it is located. The zoning officer shall forward the board of appeal's decision and records to the city council within ten days after action or within 45 days from the date of the public hearing if no action has been taken by the board of appeals.

These findings are based on staff interpretation of the required findings necessary for approval of a Special Use Permit. The Zoning Board of Appeals must indicate whether or not all the findings have been considered to substantiate the approval of a special use.

These findings have been adopted as the official Findings of Fact for the City of Loves Park, Zoning Board of appeals agenda item: **A part of 7900 E. Riverside Boulevard**  
Special Use Permit for a drive-thru window

**Chairman**  
Alise Howlett

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date



# Community Development Committee Meeting Minutes

**Date of Meeting:** August 12, 2019 **Start Time:** 6:22 PM

**Members Present:**

Ald Frykman	<input checked="" type="checkbox"/>
Ald Holmes	<input checked="" type="checkbox"/>
Ald Warden	<input checked="" type="checkbox"/>
Ald Allton	<input checked="" type="checkbox"/>

**Staff Present:**

Andrew Quintanilla	<input checked="" type="checkbox"/>
Steve Thompson	<input type="checkbox"/>
Nathan Bruck	<input type="checkbox"/>

**Others Present:**

Mayor Jury	<input type="checkbox"/>
Ald Puckett	<input type="checkbox"/>
Ald Little	<input type="checkbox"/>
Ald Pruitt	<input type="checkbox"/>
Ald Schlensker	<input type="checkbox"/>
Ald Jacobson	<input type="checkbox"/>
Ald Peterson	<input type="checkbox"/>
Gino Galluzzo	<input type="checkbox"/>

**Approval of Minutes :** Date: July 29, 2019 Meeting

Motion: Holmes Second: Allton Vote: 3-0

**Old Business:** None

**New Business:**

**A. PART OF 7900 E. RIVERSIDE BOULEVARD - A Special Use Permit for a fast food restaurant with a drivee-thru window in the CR (Commercial Retail) & E. Riverside / I90 Overlay Dist.**

**Petitioner:** Jeff McDonald

**Objectors Present:**

Yes	<input type="checkbox"/>
No	<input checked="" type="checkbox"/>

**Motion to Approve/Deny/Lay Over:** Lay over Vote: 4-0

**First:** Holmes

**Second:** Allton

**Conditions:** \_\_\_\_\_

**Notes/Petitioners:**

Laid over to give applicant time to contact Community Development to work thought site  
development issues.

**B.**

**Petitioner:**

Objectors Present:

Yes

No


Motion to Approve/Deny/Lay Over:

Vote: \_\_\_\_\_

By:

Second:

Conditions:

**Notes/Petitioners:**

**Public Participation and Comment:**

None

**General Discussion:**

None

**Adjournment:**

Motion by:

Second:

End Time:

\_\_\_\_\_ Holmes

\_\_\_\_\_ Allton

\_\_\_\_\_ 6:44 PM

Respectfully submitted by Alderman Chuck Frykman, Chairman of the Community Deveopment Committee



**CITY OF LOVES  
PARK AGENDA  
CODES & REGULATIONS  
COMMITTEE September  
23rd, 2019 6:15 P.M.  
CONFERENCE ROOM B**

1. **CALL TO ORDER**
  
2. **ROLL CALL**
  
3. **APPROVAL OF MINUTES FROM THE COMMITTEE MEETING HELD  
September 9th, 2019.**
  
4. **ITEMS FOR CONSIDERATION**
  - a. Liquor license request for Lucky Cafe, located at 401 East Riverside Boulevard.
  - b. Special Event Permit for the Woodward family and friends 5K Walk/Run.
  
5. **PUBLIC COMMENT**
  
6. **GENERAL DISCUSSION**
  
7. **ADJOURN**

**City of Loves Park  
Codes & Regulations Committee  
September 9, 2019 Minutes**

- I. Call to Order – the meeting was called to order by Alderman Warden at 6:16 p.m.  
Committee Members Present – Alderman Little, Alderman Puckett. Also in attendance – Steve Thompson, David Deery
  
- II. The minutes of the August 19, 2019 meeting were approved upon a motion by Alderman Little, seconded by Alderman Puckett. Vote 3 – 0 to approve.
  
- III. Items for Consideration
  - A. Special Event Permit application from David Deery to hold a fundraiser “Beats & Eats: Toy Drive at 9572 Forest Hills Rd on Saturday, October 5, 2019 from 12:00 p.m. – 7:00 p.m.  
  
**Motion by Alderman Little to approve. Second by Alderman Puckett. Vote 3 -0 to approve.**
  
  - B. Liquor License request for Lucky Cafe located at 401 East Riverside Blvd. -tabled
  
  - C. Special Use Permit for “The Cluck Stops Here” food truck located at 100 Heart Blvd for the month of September, October, November 2019.  
  
**Motion by Alderman Puckett to approve contingent on approval of parking spot by the Community Development staff. Second by Alderman Little. Vote 3 – 0 to approve.**
  
- IV. Public Comment – None
  
- V. General Discussion – None
  
- VI. Adjournment – the meeting was adjourned at 6:35 p.m. upon motion by Alderman Little and Alderman Puckett. Vote 3 – 0 in favor.

Respectfully submitted by:  
Nancy Warden, Committee Vice-Chairman

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

**AN ORDINANCE AMENDING THE MUNICIPAL CODE  
OF THE CITY OF LOVES PARK, BOONE AND WINNEBAGO COUNTIES,  
ILLINOIS IMPOSING A MUNICIPAL CANNABIS RETAILERS'  
OCCUPATION TAX**

**WHEREAS**, the City of Loves Park has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety and welfare of its citizens; and

**WHEREAS**, this Ordinance is adopted pursuant to the provisions of the Illinois Municipal Cannabis Retailers' Occupation Tax Law, 65 ILCS 5/11-8-22 *et seq.* ("Act"); and

**WHEREAS**, this Ordinance is intended to impose the tax authorized by the Act providing for a municipal cannabis retailers' occupation tax which will be collected by the Illinois Department of Revenue.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Loves Park as follows:

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

**SECTION 2. Adoption of Tax.** Chapter 82 of the Municipal Code of the City of Loves Park shall be amended by the creation of Article VIII that will read as follows:

**ARTICLE VIII Municipal Cannabis Retailers' Occupation Tax.**

**Sec. 82-151. Municipal Cannabis Tax imposed.**

**1. Rate** (a) A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the City at the rate of three percent (3%) of the gross receipts from these sales made in the course of that business.

(b) The imposition of this tax is in accordance with the provisions of Sections 8-11-22, of the Illinois Municipal Code (65 ILCS 5/8-11-22).

**2. Collection of tax by retailers.**

(a) The tax imposed by this Ordinance shall be remitted by such retailer to the Illinois Department of Revenue ("Department"). Any tax required to be collected pursuant to or as authorized by this Ordinance and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the State. Retailers may reimburse themselves for their seller's tax liability hereunder by separately

stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

(b) The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Department. The Department shall have full power to administer and enforce the provisions of this article.

**3. Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

**Sec. 82-152 Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law, provided, however, that the tax provided for herein shall take effect for all sales on and after the first day of January 2020. Copies of this Ordinance shall be certified and sent to the Illinois Department of Revenue prior to September 30, 2019.

**SECTION 3.** The City clerk is hereby directed to send a certified copy of this Ordinance immediately upon its passage to the Illinois Department of Revenue.

**SECTION 4.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:

NAYS:

ABSTENTIONS:

ABSENT:

APPROVED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2019.

---

Gregory R. Jury, Mayor

ATTEST:

---

Bob Burden, City Clerk