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LOVES PARK CITY COUNCIL AGENDA–SEPTEMBER 30, 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 John Jacobson, 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**

- 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

- 1. 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.**
- 2. Resolution authorizing the Final Plat of Plat No. 7 of the Sanctuary Subdivision.**

XII. ORDINANCES 2ND READING

XIII. ORDINANCES 1ST READING

- 1. Ordinance providing for a Special Use Permit for a fast food establishment with a drive-thru window at 7900 E. Riverside Blvd.**
- 2. Ordinance providing for a Class R-1 Liquor License at the Lucky Café, 401 E. Riverside Blvd.**

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 23, 2019

Loves Park City Hall

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

Alderman Clint Little opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Gregory Jury

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

Absent: City Clerk Bob Burden

Also Present: Deputy City Clerk Sheila Mills
City Attorney Gino Galluzzo

1. Approve Minutes 09/16/19 The Journal of Proceedings for the regular meeting of September 16, 2019, was approved as submitted by the city clerk on a motion by Alderman Little. Second by Alderman Schlensker. Motion carried. 9 Ayes (Aldermen Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Puckett, Little, Pruitt) 1 Present (Alderman Jacobson)
2. Oath Of Office Loves Park Fire Chief Jerry Wilfang administered the oath of office for Tyler Worrell to the position of Lieutenant for the Loves Park Fire Department, to be effective October 1, 2019.
3. Water Department Bills Alderman Jacobson presented the Water Department bills dated September 16, 2019 in the amount of \$175,810.78, and moved that they be paid. Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Jacobson, Puckett, Little, Pruitt)
4. General Fund Bills Alderman Jacobson presented the General Fund and all other bills dated September 16, 2019 in the amount of \$1,411,216.04, and moved that they be paid. Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Jacobson, Puckett, Little, Pruitt)
5. Public Safety Report Alderman Schlensker presented the Police Department Report dated September 23, 2019, to be placed on file.
6. Public Works Report Alderman Schlensker presented the Street Department Report dated September 23, 2019; presented the Water Department Report dated September 23, 2019, to be placed on file.
7. Finance & Administration Committee Alderman Jacobson of the Finance and Administration Committee presented General Fund and all other bills dated September 23, 2019 in the amount of \$268,199.00; for consideration at next week's city council meeting; presented the minutes from the committee meeting held September 16, 2019, to be placed on file.
8. Public Works Committee Alderman Schlensker of the Public Works Committee presented the Water Department list of bills dated September 23, 2019 in the amount of \$35,237.88, for consideration at next week's city council meeting.

- 9. 1st Reading
Cannabis
Retailers'
Occupation Tax Alderman Jacobson presented for first reading an ordinance amending the Municipal Code of the City of Loves Park, Boone and Winnebago Counties, Illinois imposing a Municipal Cannabis Retailers' Occupation Tax, and moved to waive the reading of the ordinance as all aldermen have been provided copies. Second by Alderman Peterson. Motion carried by voice vote.

- 10. Suspend Rules Alderman Jacobson moved to suspend any and all rules to bring the above ordinance in for second reading. Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Frykman, Peterson, Holmes, Schlensker, Allton, Warden, Jacobson, Puckett, Little, Pruitt)

- 11. ORD 4291-19
Cannabis
Retailers'
Occupation Tax Alderman Jacobson presented for second reading an ordinance amending the Municipal Code of the City of Loves Park, Boone and Winnebago Counties, Illinois imposing a Municipal Cannabis Retailers' Occupation Tax, and moved for passage of the ordinance. Second by alderman Peterson. *Discussion: Alderman Little commented that this ordinance will allow the city to impose a tax, should a cannabis business locate in Loves Park.* Motion carried. 8 Ayes (Aldermen Frykman, Peterson, Holmes, Schlensker, Warden, Jacobson, Little, Pruitt) 2 Nays (Aldermen Allton, Puckett)
ORDINANCE 4291-19

- 12. Alderman Little Alderman Little commented that he has been working with a group of citizens doing clean-up projects in the city and he invited anyone who is interested in joining the group to contact him.

- 13. Adjourn Alderman Jacobson moved that the meeting be adjourned. Second by Alderman Schlensker. Motion carried by voice vote. The meeting was adjourned at 6:10 p.m.

APPROVED:

Robert J. Burden, City Clerk

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: 3rd 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: 09/30/2019

Subject: Police Activity Report

Police activity report for the week of 09/15/2019 through 09/21/19

Calls for Service 609

Total Number of Arrests 210

Accidents 14

MICHAEL MCCAMMOND
DEPUTY CHIEF OF POLICE

CHARLES LYNDE
CHIEF OF POLICE

SHANE LYNCH
DEPUTY CHIEF OF POLICE



Loves Park Fire Department

Administration Office

400 Grand Avenue – Loves Park, Illinois 61111 – 815 / 654-5049 - Fax 815 / 654-5018 – Chief 815 / 654-5046

August 2019

- Total of Personnel Hours: 523.50 hours of Fire Fighter training in August 2019 which included:
 - Fire Suppression evolutions (deployment of hose lines for fire attack)
 - Training and validation exercises on Quint 1854
 - Tactics and Strategy
 - Fire Behavior and Flow Path
 - Emergency Medical Services (EMS) training in cooperation with Mercy EMS System.
 - Nero seizures and trauma
 - Hemorrhage control
 - Response to Opiates and Overdoses
 - SALT Triage
 - Weapons of Mass Destruction Review
 - Self Contained Breathing Apparatus confidence and consumption courses
 - Multiple practical and classroom sessions for the Fire Academy
 - Required NFPA practical evolutions
 - Ladders and truck operations
 - Small tools
 - NFPA required physical fitness
 - High Rise Operations
 - ISO required mutual aid training with North Park Fire Protection District.
- Preparations for the next ISO site visit were started including
 - Documentation of water system work in collaboration with the water department
 - Training record review
 - Policy review
 - Response procedure review.
- FF/PM Shane Mackie challenged and passed the National Licensure exam for Paramedic.
- New Paid of Call Fire Fighters were interviewed and hired to assist with staffing levels.
- Validation training for Quint 1854 was completed with all full-time staff and POC engineers.

Chief Jerry Wiltfang

Loves Park FD

Loves Park. L

This report was generated on 9/26/2019 1:19:42 PM



Incident Statistics

Start Date: 08/01/2019 | End Date: 08/31/2019

INCIDENT CO:JNT			
INCIDENT TYPE		# INCIDENTS	
EMS		240	
FIRE		43	
TOTAL		283	
TOTAL TRANSPORTS (N2 amt N3)			
APPARATUS	# of APPARATUS TRANSPORTS	# of PATIENT TRANSPORTS	TOTAL# of PATIENT CONTACTS
TOTAL			
PfiU:•INCtDMT VAL:IE		LOSSES	
\$8,200.00		\$8,200.00	
CO CHECKS			
424 - Carbon monoxide incident		1	
746 - Carbon monoxide detector activation, no CO		2	
TOTAL		3	
M TUAIAID			
Aid Type		Total	
Aid Given		3	
Aid Received		12	
OVERLAPPING CALLS			
# OVERLAPPING		% OVERLAPPING	
108		38.16	
LIGHTS AND SIREN -AVERAGE RESPONSE TIME (D[epatch to Afdvi1)			
Station	EMS	FIRE	
Station #1		0:06:02	
Station #2	0:06:02	0:06:02	
AVERAGE FOR ALL CALLS		0:06:12	
LIGHTS AND SIREN • AVERAGE TURNOUT 'tiME (Dispatch to Enroute)			
Station	EMS	FIRE	
Station #1		0:03:02	
Station #2	0:01:24	0:01:24	
AVERAGE FOR ALL CALLS		0:01 :29	
AGENCY	AVERAGE TJME ON SCENE {MM."1		
loves Park FD	14:35		

Only Reviewed Incidents included. CO Checks only includes Incident Types: 424, 736 and 734. # Apparatus Transports=# of incidents where apparatus transported. # Patient Transports=# of PCR with disposition "Treated, Transported by EMS". # Patient Contacts = # of PCR contacted by apparatus. This report now returns both NEMESIS 2 & 3 data as appropriate.

Department of Public Works
Street Department Weekly Activity Report

Submitted by: Shannon Messinger
Street Department Manager

Week of September 23, 2019 thru September 30, 2019

Previous week's activity:

1. Continued mowing.
2. Started pouring concrete repairs in Oakcrest and Hart Farms.
3. Finished asphalt and dirt for the Pebble Creek repairs.
4. Worked on equipment in the shop.
5. Continued cleaning up storm damage.

Proposed work:

1. Continue mowing.
2. Start pouring back concrete repairs in Oakcrest.
3. Start dirt work and asphalt patches for concrete repairs.
4. Work on equipment in the shop.

Loves Park Water Department

Weekly Activity Report

Submitted by: Craig McDonald
Department Manager

Date: **9/18/19-9/25/19**

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. Continue flushing zone 2 and 4 of the city
4. Disinfect and sample filter plant #1 to place back online
5. Prepped side walk for replacement on Pebble Creek Trail
6. Did shut offs for nonpayment for the water dept.

Work anticipated for this week:

1. Continue radio read meter installation
2. Continue flushing zone 2 and 4 of the city
3. Replace leaking stop 5017 Illinois St.
4. Replace stop and curb box 607 Frances. Pending tree removal.
5. Replace stop and curb box 626

**CITY OF LOVES PARK
AGENDA
FINANCE & ADMINISTRATION COMMITTEE
SEPTEMBER 30, 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 23, 2019
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 23, 2019

CALLED TO ORDER: 5:30 P.M.

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

MEMBERS ABSENT:

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

MINUTES APPROVAL: September 16, 2019

Alderman Frykman moved to approve minutes. Second by Alderman Pruitt.
Motion carried. 4 Ayes – 0 Nays

ITEMS FOR CONSIDERATION

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

Alderman Frykman moved to approve. Second by Alderman Pruitt.
Motion carried. 4 Ayes – 0 Nays

2. List of Bills: No questions or concerns.

3. Adjournment.

Alderman Pruitt moved for adjournment. Second by Alderman Peterson.
Motion carried. 4 Ayes – 0 Nays

Adjournment: 5:43 P.M.

RESPECTFULLY SUBMITTED: CHAIRMAN JACOBSON 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

LOVES PARK ZONING BOARD OF APPEALS

October 8, 2019
CITY COUNCIL CHAMBERS
5:30 P.M.
100 HEART BOULEVARD

1. Roll call and declaration of a quorum
2. Reading and approval of the minutes from the **July 18, 2019** meeting
3. Report from the Zoning Office - None
4. Unfinished business - None
5. New business –
 - A. **2416 DEVON AVENUE** – A Variance to place a parking pad alongside of the existing driveway in the R1 (Single Family Residential) Zoning District.
 - B. **5205 PEBBLE CREEK TRAIL & 5219 PEBBLE CREEK TRAIL** – A Zoning Map Amendment for each parcel from the R2 (Two-family Residential) Zoning District to the R3A (Four-family Residential) Zoning District.
 - C. **5205 PEBBLE CREEK TRAIL & 5219 PEBBLE CREEK TRAIL** – A Variance for each parcel from the required 14,600 square feet for a four-family dwelling to a requested 12,500 square feet for a four-family dwelling in the R3A (Four-family Residential) Zoning District.
 - D. **5111 N. SECOND STREET** – A Zoning Map Amendment from the CR (Commercial Retail) Zoning District to the R1 (Single Family Residential) Zoning District.
 - E. TEXT AMENDMENT – CHAPTER 102, SECTION 102-9 – DEFINITIONS
 - F. TEXT AMENDMENT – CHAPTER 102, ARTICLE III, DISTRICTS, SECTION 102-135, ACCESSORY STRUCTURES
 - G. TEXT AMENDMENT – CHAPTER 102, ARTICLE V, OFF-STREET PARKING AND LOADING, SECTION 102-258, ADDITIONAL PARKING REGULATIONS; PARKING, (9), SIZE

H. TEXT AMENDMENT – CHAPTER 102, ARTICLE V, OFF-STREET PARKING,
SECTION 102-258, ADDITIONAL REGULATIONS; PARKING, (11), DESIGN AND
MAINTENANCE, (B), SURFACING

6. Public participation & comment
7. General discussion
8. Adjournment

Andrew Quintanilla
Zoning Officer

MINUTES OF THE LOVES PARK ZONING BOARD OF APPEALS
THURSDAY, JULY 18, 2019
5:30 P.M.
CITY COUNCIL CHAMBERS
LOVES PARK CITY HALL

1. CHAIRMAN ALISE HOWLETT CALLED THE MEETING TO ORDER AT 5:32 P.M.

MEMBERS PRESENT: DENNIS HENDRICKS, CATHY NELSON, BRIAN KERN,
NICOLAS BECKER, SHAWN NOVAK, LINDY TOO HILL

OTHERS PRESENT: ANDREW QUINTANILLA – ZONING OFFICER
ATTORNEY PHIL NICOLOSI
SHEILA MILLS – SECRETARY

Chairman Howlett announced that the next Community Development Committee meeting is scheduled for Monday, July 29, 2019 at 6:15 p.m.

2. MINUTES

Mrs. Nelson moved to approve the minutes, with the corrections as stated, from the meeting held June 20, 2019. Second by Mrs. Toohill. Motion carried by voice vote.

3. ZONING OFFICE REPORT

None

5. UNFINISHED BUSINESS

None

6. NEW BUSINESS

- A. **5373 & 5375 PEBBLE CREEK TRAIL – SPECIAL USE PERMIT FOR A FITNESS ESTABLISHMENT IN THE RU ZONING DISTRICT.** Appropriate notice has been given.

Attorney Amanda Martinez, 5732 E. Riverside Blvd. #201, Loves Park, IL; Jared and Elizabeth Schomburg, 10046 Tybow Trail, Roscoe IL were sworn in as Petitioners.

Jared Schomburg stated that they are requesting a Special Use Permit for a fitness center at the proposed location. There will be designated areas for fitness instruction, locker rooms, and office space. The business hours will be 5:00 a.m. to 6:00 p.m. Monday thru Friday and will have classes with up to 12 quests at a time.

Attorney Martinez requested an amendment regarding condition No. 5 in regards to outside activity; and No. 7 in regards to deadline for resealing the parking lot.

Tom Cwynar, 1120 Darwin Drive, Machesney Park, IL was sworn in as spoke in favor of the Petitioner.

Robyn McDonald, 6419 Torchlight Trail, Loves Park, IL was sworn in and spoke in favor of the Petitioner.

Angelica Broege, 5046 Arlington Street, Loves Park, IL was sworn in and spoke in favor of the Petitioner.

Mr. Becker stated that he felt a fitness center would be an excellent use of the property.

Mr. Quintanilla stated that staff is agreeable with the amendment to the conditions Attorney Martinez requested.

No objectors present.

Mr. Becker moved to approve a Special Use Permit for a fitness establishment in the RU Zoning District for the property known as 5373 & 5375 Pebble Creek Trail, with the following conditions:

1. The Special Use Permit shall expire with the change in property ownership, change in business ownership, or discontinuance of the fitness establishment.
2. The Special Use Permit shall be renewed 1 year from approval.
3. No additional landscaping shall be necessary. Regular maintenance for the existing landscaping shall be required. All plants and trees shall be maintained and preserved.
4. There shall be no storage of exercise equipment, or items used in conjunction with the training, stored outside of the building.
5. All activities related to the fitness establishment shall be conducted primarily within the building. Only low impact, low noise activity shall be permitted outside.
6. The dumpster enclosure shall be installed before the business opens.
7. The parking area in front of the business, not the office, shall be sealed and striped according to the site plan and coordinated with city staff.
8. The Special Use Permit shall be revoked with verified complaints from adjacent property owners and/or local authorities.

Second by Mr. Kern. The findings of the facts have not been met and discussed in accordance with the zoning recommendations provided.

MOTION APPROVED 6-0

B. A PART OF 7900 E. RIVERSIDE BLVD. – SPECIAL USE PERMIT FOR DRIVE-THRU WINDOW IN THE CR ZONING DISTRICT. Appropriate notice has been given.

John Kayser, Cave Enterprises LLC, 1624 W. 18th Street, Chicago, IL was sworn in as Petitioner.

Mr. Kayser indicated that they are requesting a Special Use Permit for a drive-thru window for a Burger King at 7900 E. Riverside Blvd.

No objectors present

Mr. Becker moved to approve a Special Use Permit for a drive-thru window in the CR Zoning District for the property known as 7900 E. Riverside Blvd., with the following conditions:

1. The Special Use Permit shall expire 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 landowner 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 the 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 building.
5. All building materials used for the construction of the buildings shall meet all of the requirements of the E. Riverside Blvd. /I-90 Overlay District.
6. Signage shall comply with current city standards for freestanding signs.
7. Site plan shall be revised to indicate right only.

Second by Mrs. Nelson. The findings of the facts have been met and discussed in accordance with the zoning recommendations provided.

MOTION APPROVED 6-0

7. PUBLIC PARTICIPATION AND COMMENT

None

8. General Discussion

None

Mrs. Nelson that the meeting be adjourned. Second by Mrs. Toohill. Motion carried by voice vote. The meeting adjourned at 6:45 p.m.

Sheila Mills, Secretary

CITY OF LOVES PARK

BY ALDERMAN: Chuck Frykman

RESOLUTION NO:

COMMITTEE: Community Development

DATE: September 30, 2019

Resolved, by the adoption of this Resolution,

that ***Final Plat of Plat No. 7 of the Sanctuary, being a resubdivision of part of Lots 14, 15, 16, 17, and 41 in Plat No. 2 of the Sanctuary, being a part of the West Half of the Northwest Quarter of Section 34, Township 45 North, Range 2 East of the Third Principal Meridian, City of Loves Park, Winnebago County, Illinois***, be approved as recommended by the City of Loves Park Community Development Committee.

MOTION:

SECOND:

Community Development Committee:

Alderman Chuck Frykman, Chairman

Alderman A. Marie Holmes

Alderman Doug Allton

Alderman Nancy Warden

Mayor Greg Jury

ATTEST - Clerk Robert Burden

ORDINANCE NO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVES PARK,
ILLINOIS:

WHEREAS, upon the petition for a Special Use Permit as provided for in Ordinance No. 795 of the City of Loves Park, Illinois and

WHEREAS, a public hearing before the Zoning Board of Appeals was held thereon after due notice in the manner provided by law, and

WHEREAS, said Board has made a report containing findings of fact and recommending the approval of the Special Use Permit

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVES PARK, ILLINOIS:

That a Special Use Permit for a fast food establishment with a drive-thru window in the CR (Commercial Retail) Zoning District under the terms of the Zoning Ordinance No. 795 of the City of Loves Park, Illinois, is hereby granted on property legally described as follows:

A parcel of land being a part of the Northeast Quarter of Section 2, Township 44 North, Range 2 East of the Third Principal Meridian, Winnebago County, Illinois, described as follows:

Commencing at the Southeast corner of the Northeast Quarter of said Section 2; thence North 0 degrees 13 minutes 41 seconds West along the East line of the Northeast Quarter of said Section 2, a distance of 54.73 feet to a point in the Northerly line of the premises conveyed by The First National Bank and Trust Company of Rockford, as Trustee, to the Illinois State Toll Highway Commission by Trustee's Deed recorded October 18, 1988 as Document No. 1814196 in said Recorder's Office; thence North 89 degrees 14 minutes 03 seconds West along the Northerly line of said premises so conveyed, a distance of 309.59 feet to the Point of Beginning for the hereinafter described parcel of land; thence continuing North 89 degrees 14 minutes 03 seconds West along the Northerly line of said premises so conveyed, a distance of 65.61 feet; thence North 73 degrees 12 minutes 15 seconds West along the Northerly line of said premises so conveyed, a distance of 173.93 feet; thence North 31 degrees 51 minutes 36 seconds West along the Northeasterly line of said premises so conveyed, a distance of 326.69 feet; thence North 0 degrees 12 minutes 47 seconds West, a distance of 796.16 feet; thence North 63 degrees 24 minutes 37 seconds East, a distance of 122.13 feet; thence North 89 degrees 47 minutes 13 seconds East, a distance of 582.94 feet; thence South 0 degrees 12 minutes 47 seconds East, a distance of 918.73 feet; thence South 89 degrees 47 minutes 13 seconds West, a distance of 289.60 feet; thence South 0 degrees 20 minutes 26 seconds East, a distance of 261.80 feet to the Point of Beginning, containing 701,430 square feet, 16.103 acres, more or less, all being situated in the County of Winnebago and the State of Illinois.

PROPERTY CODE: 12-02-226-002
COMMONLY KNOWN AS: 7900 E. Riverside Boulevard

CONDITONS:

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 merchandise 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.
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.

The findings and recommendation of the Zoning Board of Appeals on the question of granting this Special Use Permit, in addition to the Site Plan approved by the Zoning Board of Appeals, are hereby accepted, adopted and made a part of this Ordinance. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

A P P R O V E D:

MAYOR

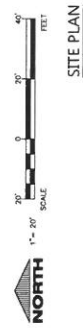
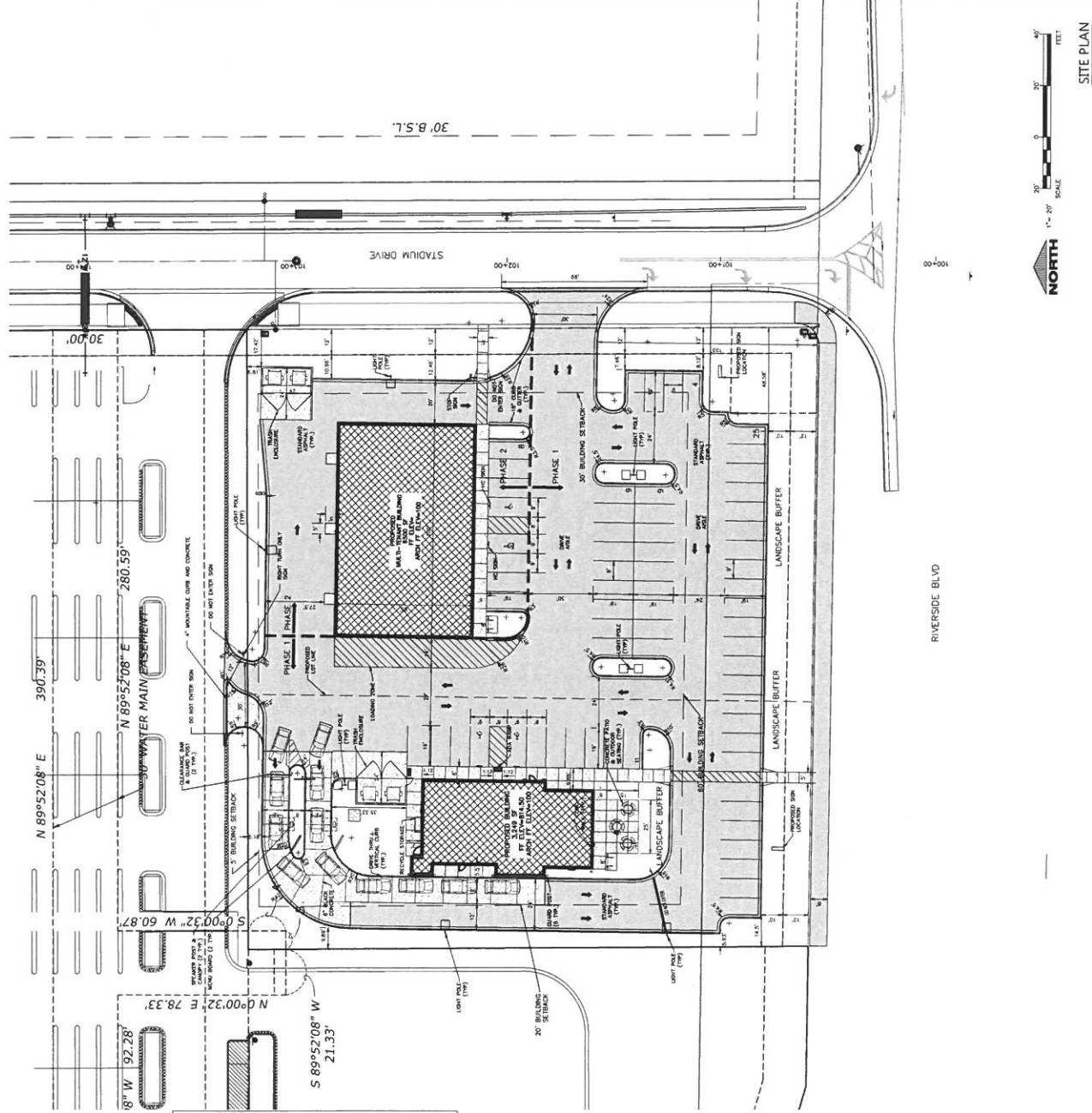
A T T E S T:

CITY CLERK

PASSED:

APPROVED:

PUBLISHED:



SITE PLAN

SITE INFORMATIONAL

PROPERTY AREA: AREA = 76,455 S.F. (1.755 ACRES)
EXISTING ZONING: CR - RETAIL COMMERCIAL DISTRICT
PROPOSED ZONING: CR - RETAIL COMMERCIAL DISTRICT
PROPOSED USE: FAST FOOD RESTAURANT AND RETAIL SPACE
SETBACKS: BUILDING: EAST = 30', WEST = 20', NORTH = 5', SOUTH = 5'
WASTE ENCLOSURE: 3' (SIDE OR REAR)

PARKING REQUIRED - RETAIL SPACE: 1 SPACE PER 100 S.F. GROSS HABITABLE S.F. (23) AND 1 SPACE PER 100 S.F. CUSTOMER SERVICE AREA/DINING(23) AND 1 SPACE PER 100 S.F. OUTSIDE SEATING(3) AND 1 SPACE PER 100 S.F. DRIVE THROUGH(3) (TOTAL: 33 SPACES)
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	12.8%
0.22	9,748	12.8%
1.50	56,699	74.1%
0.45	19,774	25.8%

Landscape Requirements

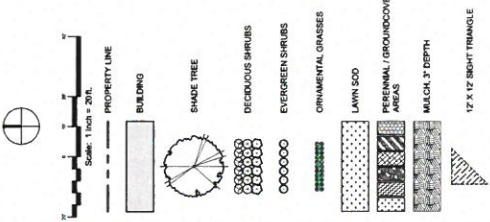
GENERAL NOTES:

- Zoning: CE (East Riverside and I-90 Overlay District)
- Neighboring Zoning: CE (on east, north and west sides); R-60 (on south side) (Hospital)
- Site Area: 26,652 SF (1.23 AC)
- USE: PARKING
- Site Plan: 0.01 AC (1.00 INCHES) (1:40)

Requirements: Identify and locate areas that are to be screened with walls or landscaping to minimize views, noise, and odors from existing and proposed buildings and structures located on adjacent lots.

Planting Schedule:

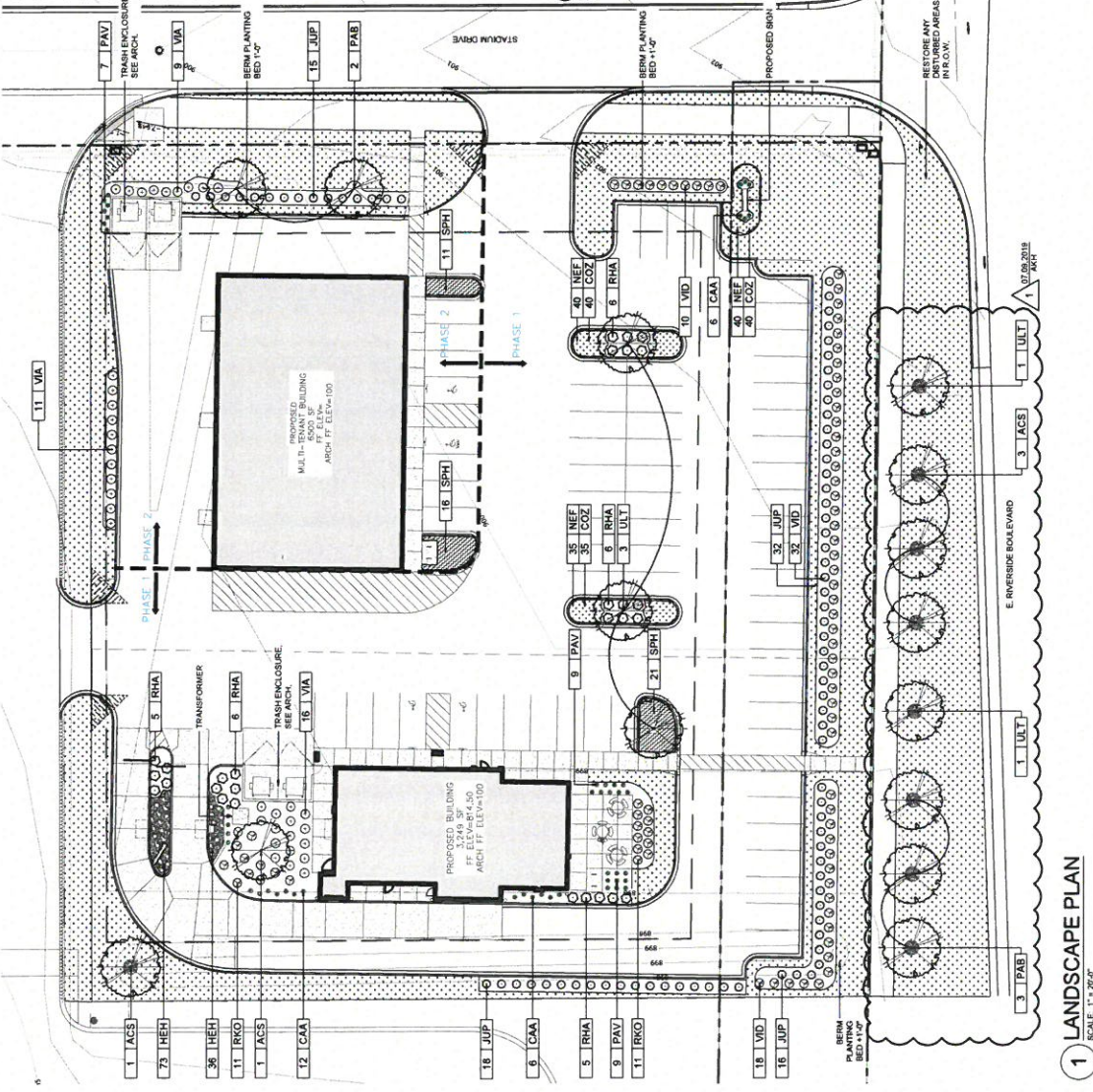
- Planting Schedule: 1. Trees per 40 LF of coverage.
- Planting Schedule: 2. 12' x 12' Right Triangle.
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- Planting Schedule: 98. 12' x 12' Right Triangle.
- Planting Schedule: 99. 12' x 12' Right Triangle.
- Planting Schedule: 100. 12' x 12' Right Triangle.



Plant Schedule

Burger King Station Drive - Loves Park, LI

NO.	SYMBOL	DESCRIPTION	QUANTITY	DATE
1	TR	Tree	1	07.09.2018
2	TR	Tree	1	07.09.2018
3	TR	Tree	1	07.09.2018
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99	TR	Tree	1	07.09.2018
100	TR	Tree	1	07.09.2018



LANDSCAPE CONTRACTOR:
Landscape Management
CONCEPTS ARCHITECTS

TERRA
ENGINEERING LTD.
225 W. Ohio Street, Fourth Floor
Chicago, Illinois 60610
PH: 312.487.0112

LANDSCAPE ARCHITECT:
KEVIN G. WILLIAMS
STATE OF MASSACHUSETTS
LANDSCAPE ARCHITECT

PROFESSIONAL SEAL
KEVIN G. WILLIAMS
LANDSCAPE ARCHITECT
STATE OF MASSACHUSETTS

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE ISSUANCE OF A CLASS “R-1” LIQUOR LICENSE TO 401 E RIVERSIDE, LLC d/b/a “LUCKY CAFE” PURSUANT TO CHAPTER 6, SECTION 6-37 OF THE CODE OF ORDINANCES OF THE CITY OF LOVES PARK, ILLINOIS

WHEREAS, Chapter 6, Sections 6-37 and 6-43 of the Loves Park Code of Ordinances (“Code”) of the City of Loves Park (“City”) regulate the number and classes of liquor licenses, respectively, existing within the City; and

WHEREAS, a Class “R-1” liquor license authorizes the retail sale on premises specified, of alcoholic liquor for consumption on the premises by restaurants, subject to the requirement that at least 55 percent (55%) of the premises’ gross receipts be from the sale of food; and

WHEREAS, a Class “R-1” liquor license further authorizes the retail sale of packaged alcoholic liquor, provided that said retail sales of such liquor shall not exceed ten percent (10%) of the total sales of all alcoholic beverages; and

WHEREAS, the City now desires to approve the issuance of a Class “R-1” liquor license to 401 E Riverside, LLC., doing business as “Lucky Cafe” (“Licensee”), pursuant to Chapter 6, Section 6-37 of the Code; and

WHEREAS, said liquor license shall be issued for use only within the approved restaurant dining area of the building located at 401 East Riverside Boulevard, Loves Park, Illinois, 61111; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVES PARK, WINNEBAGO COUNTY, ILLINOIS, AS FOLLOWS:

1. The above recitals are incorporated by reference herein and made a part hereof.
2. The issuance of a Class “R-1” liquor license to the Licensee for use at the premises is hereby approved pursuant to Chapter 6, Section 6-37 of the Code.
3. Final issuance of the liquor license by the local liquor commissioner will be subject to review and approval of the liquor license application by the local liquor commissioner along with compliance by Licensee with all Ordinances of the City of Loves Park and all applicable State and/or Federal laws.
4. All other provisions of the Code and any City Ordinances or Resolutions shall remain in effect as previously enacted except that those Ordinances, Resolutions or parts thereof in conflict with the provisions of this Ordinances are hereby repealed.
5. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

APPROVED:

Mayor Gregory R. Jury

ATTEST:

City Clerk Robert Burden

PASSED:

APPROVED:

PUBLISHED: