

A G E N D A

SPECIAL MEETING OF THE PLAN COMMISSION OF THE VILLAGE OF WILLOWBROOK TO BE HELD ON WEDNESDAY, December 16, 2020 AT 7:00 P.M. AT THE WILLOWBROOK POLICE DEPARTMENT, TRAINING ROOM, 7760 QUINCY STREET, WILLOWBROOK, ILLINOIS.

DUE TO THE COVID 19 PANDEMIC, THE VILLAGE WILL BE UTILIZING A CONFERENCE CALL FOR THIS MEETING.

THE PUBLIC CAN UTILIZE THE FOLLOWING CALL IN NUMBER:

Dial in Phone Number: 312-626-6799

Meeting ID: 851 5797 1712

Password: 702297

Written public comments can be submitted by no later than 6:00pm on December 16, 2020 to planner@willowbrook.il.us.

1. CALL TO ORDER
2. ROLL CALL
3. OMNIBUS VOTE AGENDA
 - A. Waive Reading of Minutes (APPROVE)
 - B. Minutes - December 2, 2020
4. PLAN COMMISSION CONSIDERATION: Zoning Hearing Case 20-12: Consideration of a petition to rezone the subject property from the R-1 Single Family Residence District to the R-2 Single Family Residence District, and review and recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision) and approval of a written recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision). The applicant proposes to subdivide the existing R-1 zoned single-family lot into two separate R-2 zoned single-family lots.
 - A. PUBLIC HEARING

- B. DISCUSSION/RECOMMENDATION**
- 5. VISITOR'S BUSINESS**
- 6. COMMUNICATIONS**
- 7. ADJOURNMENT**

MINUTES OF THE REGULAR MEETING OF THE PLAN COMMISSION HELD ON WEDNESDAY, DECEMBER 2, 2020 AT THE WILLOWBROOK POLICE DEPARTMENT, TRAINING ROOM, 7760 QUINCY STREET, WILLOWBROOK, ILLINOIS

DUE TO THE COVID19 PANDEMIC THE VILLAGE WILL BE UTILIZING A ZOOM CONFERENCE CALL FOR THIS MEETING

1. CALL TO ORDER

Chairman Kopp called the meeting to order at the hour of 7:00p.m.

2. ROLL CALL

Those physically present at VOW Police station were Chairman Kopp and Commissioner Soukup Present Via Zoom at due to COVID -19 Pandemic were Commissioners Remkus, Kaczmarek, Kaucky, Walec, Vice Chairman Wagner and Building Official Roy Giuntoli Also, present Via Zoom were Planning Consultant Anne Choi and Lisa Shemroske from the Village Hall

3. OMNIBUS VOTE AGENDA

The items on the Omnibus Vote Agenda were as follows:

- A. Waive Reading of Minutes (APPROVE)
- B. Minutes – Regular Meeting, November 4,2020

MOTION: Made by Commissioner Remkus seconded by Commissioner Walec to approve the Omnibus Vote Agenda as presented.

MOTION DECLARED CARRIED

4. PLAN COMMISSION CONSIDERATION: Continuation of Zoning Hearing Case 20-10 : Consideration of a petition for a text amendment to amend Sections 9-6-1 (B) and 9-12-10 of Title 9-Zoning Title of the Village of the Willowbrook Municipal Code regarding the outdoor display of merchandise..

- A. PUBLIC HEARING
Closed public hearing at 7:29 pm

B. DISCUSSION/RECOMMENDATION

See Court Reporter Minutes for Discussion and Recommendation

MOTION: The following motion made by Commissioner Remkus and second by Commissioner Walec and all in favor

Plan Commission – Regular Meeting
December 2,2020
Page 2

Based on the submitted petition and testimony presented, I move that the Plan Commission recommend to the Village Board approval of the text amendment presented under Option 2 on pages 3 to 5 of the Staff report for PC Case Number 20-10 **as modified by discussion at the public hearing**, to allow the outdoor display of merchandise for automobile service stations by-right, and to allow the outdoor display of merchandise for drugstores with a minimum gross floor area in excess of thirteen thousand five hundred (13,500) square feet as a temporary use permit.

“As modified by discussion” refers to the following modification recommended by the plan Commission: “The sum of all merchandise display areas shall be no larger than one hundred square feet (100SF) in size unless an exception to their provision has been granted by the Village Administrator or his/her designee.”

Roll Call Vote: AYES: Commissioners Remkus, Soukup, Kaczmarek, Kaucky, Walec, Vice Chairman Wanger, and Chairman Kopp NAYS: None

MOTION DECLARED CARRIED

5. VISTOR'S BUSINESS
None

6. COMMUNICATONS

Planner Choi updated the Commissioners on the items for the next two meetings. She also informed them that GW Property Group LLC are still interested in the property at 735 Plainfield road and they still need to get paperwork in and site plans.

Building Official Giuntoli gave up dates on Compass getting their TCO and Carrington Club just received their last Occupancy that all 29 houses were sold. We have permits from Dollar Tree to locate in the Willowbrook Town Center.

7. ADJOURNMENT

MOTION: Made by Commissioner Soukup seconded by Commissioner Kaucky, to adjourn the meeting of the Plan Commission at the hour of 7:39p.m. all in favor

UNANIMOUS VOICE VOTE

MOTION DECLARED CARRIED

PRESENTED, READ, AND APPROVED,

December 16, 2020

Chairman

Minutes transcribed by Building and Zoning Secretary Lisa J Shemroske

12/2/2020

**CITY OF WILLOWBROOK PROCEEDINGS BEFORE THE
PLANNING & ZONING COMMISSION OF THE CITY OF
WILLOWBROOK**

ROBIN HEJNAR

CITY OF WILLOWBROOK
PROCEEDINGS BEFORE THE
PLANNING & ZONING COMMISSION
OF THE CITY OF WILLOWBROOK

WEDNESDAY, DECEMBER 2, 2020

7:00 p.m.

RECORD OF THE PROCEEDINGS VIA ZOOM had at the meeting held before the Planning & Zoning Commission of Willowbrook, on Wednesday, the 2nd day of December 2020, commencing at 7:00 p.m., as reported by Robin Hejnar, a Certified Shorthand Reporter and Registered Professional Reporter and Notary Public in and for the County of DuPage and State of Illinois.

1 APPEARANCES:

2
3 Daniel Kopp - Chairman
4 John Wagner - Vice-Chairman
5 Lisa Shemroske - Secretary
6 Commissioner Soukup - Member
7 Maciej Walec - Member
8 Catherine Kaczmarek - Member
9 Leonard Kaucky - Member
10 William Remkus - Member
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17 Staff Also Present:

18 Ann Choi - Planning Consultant
19 Roy Giuntoli - Building Official
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1 CHAIRMAN KOPP: I call to order the regular
2 meeting of the Plan Commission of the Village of
3 Willowbrook, and ask the Plan Commissioner Secretary to
4 call the role.

5 MS. SHEMROSKE: Commissioner Remkus?

6 MR. REMKUS: Here.

7 MS. SHEMROSKE: Commissioner Soukup?

8 MR. SOUKUP: Here.

9 MS. SHEMROSKE: Commissioner Kaczmarek?
10 Commissioner Kaucky?

11 MR. KAUCKY: Here.

12 MS. SHEMROSKE: Commissioner Walec?

13 MR. WALEC: Here.

14 MS. SHEMROSKE: Vice Chairman Wagner?

15 MR. WAGNER: Here.

16 MS. SHEMROSKE: Chairman Kopp?

17 CHAIRMAN KOPP: Here.

18 MS. SHEMROSKE: Planner Ann Choi?

19 MS. CHOI: I'm here. Lisa, I think
20 Commissioner Kaczmarek has joined us.

21 MS. KACZMAREK: Yes, I'm here.

22 MS. SHEMROSKE: Okay. Thank you.

23 Building Official Roy Giuntoli?

24 MR. GIUNTOLI: Present via Zoom.

1 MS. SHEMROSKE: And I'm Lisa Shemroske.

2 CHAIRMAN KOPP: Commissioner Remkus just
3 joined too.

4 MS. SHEMROSKE: He did? I thought I heard
5 his voice. Okay. Thank you.

6 CHAIRMAN KOPP: Next item on the agenda is
7 the omnibus vote agenda. Would anybody like an item
8 removed from the omnibus vote agenda?

9 If not, will someone make a motion to
10 approve the omnibus vote agenda?

11 MR. REMKUS: Remkus so moved.

12 MR. WALEC: Walec second.

13 MS. SHEMROSKE: Thank you.

14 CHAIRMAN KOPP: All in favor say, Aye.

15 ALL: Aye.

16 CHAIRMAN KOPP: Oppose say Nay. The vote
17 carries.

18 Next item on the agenda is the continuation
19 of Zoning Hearing Case 20-10, which is consideration of
20 a petition for a text amendment to amend Sections 9-6-1B
21 and 9-12-10 of Title 9 of the Willowbrook Municipal Code
22 regarding the outdoor display of merchandise.

23 Ann, would you like to continue your
24 presentation?

1 MS. CHOI: Yes. Thank you, Chairman Kopp.

2 So to briefly recap, the public hearing on
3 this petition, at their November 4th, 2020, meeting,
4 just a few weeks ago, there were no members of the
5 public that came forward with any comments or questions,
6 and that one was continued, as you stated, to today's
7 meeting, on December 2nd.

8 Since a consensus -- a definitive consensus
9 was not reached by members of the Plan Commission, the
10 majority of the Plan Commission expressed support for
11 allowing the outdoor display of merchandise by right
12 with restrictions, and instructed planning staff to look
13 at alternatives, to change the zoning ordinance to allow
14 retail displays at gas stations and drugstores by right
15 for further discussion.

16 So, tonight, the Plan Commission will be
17 able to listen, review, and discuss the following
18 options, and then make a motion to approve a
19 recommendation to the Village Board.

20 I'm going to share my screen. You-all
21 should have a copy of your staff reports, but I'll just
22 share my screen for now.

23 Okay. Option one was already presented at
24 the November 4th hearing, and this option would allow

1 the outdoor display of merchandise through a temporary
2 use permit at gas stations and drugstores. As a recap,
3 this permit would be applied for annually with a maximum
4 fee of 300- to \$400, with subsequent use potentially
5 costing significantly less once a streamlined permit
6 process has been established.

7 Currently, temporary use permits are
8 required by businesses who seek outdoor dining, outdoor
9 Christmas tree sales, outdoor garden supply sales, or
10 outdoor display of merchandise in conjunction with a
11 retail store. The only exception to the annual
12 temporary use permit is if a business is approved as
13 part of a planned unit development, and a waiver of this
14 section of the code was granted. So nearby communities
15 of Downers Grove and Hinsdale follow this model as
16 allowing it as a temporary use permit.

17 Option two would allow the outdoor display
18 of merchandise for automobile service stations with
19 several restrictions by right, by amending Section
20 9-6-1, but this option still recommends to allow the
21 outdoor display of merchandise for drugstores with a
22 minimum gross floor area of 13,500 square feet with
23 those previously stated conditions. You can see here,
24 through a temporary use permit.

Planning staff still recommends that drugstores should be required to apply for a temporary use permit annually since grocery stores that are not part of a planned unit development are required to do so.

6 So this section reads -- everything that's
7 underlined in red would be the new language.

1 And conditions A through F are listed, and
2 they are a repeat of what was already discussed at the
3 last public hearing, so I'm just going to move on to
4 option three.

5 Option three would amend Sections 9-6-1B,
6 9-12-2, and 9-12-4 to allow the outdoor display of
7 merchandise for automobile service stations as an
8 accessory use. The use of land, buildings, and other
9 structures are regulated by the listing of permitted and
10 special uses for each district in our zoning code.

11 In addition to such permitted and special
12 uses, the Village allows certain accessory uses, and
13 defines, generally, the type of accessory uses which
14 would be allowed. Some examples of common accessory
15 uses are air conditioning units, car ports, garages,
16 antennas, architectural entry -- these are all listed
17 here -- landscape planting, laundry drying equipment,
18 lawn ornaments, et cetera; and these are found on pages
19 6 and 7 of your staff report.

20 So classifying outdoor retail displays as an
21 accessory use would be regulated similarly to the way
22 fences are regulated, in that there are conditions for
23 fences listed under this section of the code. These
24 conditions regulate the height, percent openness, and

1 where fences can be located on a site.

2 Similarly, conditions will be added to
3 regulate the area of the display, the height, where it
4 can be located, the minimum width of the sidewalk, et
5 cetera. However, treating the outdoor retail displays
6 as an accessory use would not require a permit, but
7 fences are required to go through a permitting process
8 with the Building Department.

9 So if I scroll -- I just added outdoor
10 display of merchandise in conjunction with an automobile
11 service station; and then, as specifically regulated
12 hereinafter, which would be under Section 9-12-4, which
13 lists the bulk regulations.

14 So, for example, not too long ago we
15 reviewed a text amendment for fences and walls, and
16 there are regulations for the height and the percent of
17 capacity listed here.

18 We're going to do something similar, as we
19 scroll further, to add the outdoor display of
20 merchandise in conjunction with an automobile service
21 station, according to these conditions.

22 So in this option we still recommend that
23 the drugstore with the minimum gross floor area of
24 13,500 square feet be permitted through a temporary use

1 permit since it's similar to a grocery store. Please
2 note that if the Plan Commission recommends this option,
3 the third option, three, the public hearing will need to
4 be rescheduled to a future date to re-notice the hearing
5 to include the code sections that weren't included in
6 the original hearing notice, and these are Sections
7 9-12-2 and 9-12-4.

8 Planning staff still recommends that the
9 outdoor display of merchandise at gas stations and
10 drugstores should still be allowed through a temporary
11 use permit. This way the Village has more oversight as
12 to what can be installed, and can guarantee a level of
13 safety that cannot be guaranteed if these retail
14 displays were allowed by right.

15 When the Plan Commission is ready to make a
16 motion, several sample motions are provided on page 16
17 of the staff report, should they wish to use it, and
18 that concludes my report. I'm available for any
19 questions.

20 CHAIRMAN KOPP: Thank you. I'll start off
21 with a couple questions.

22 The drugstores. I hadn't focused on this
23 before. Why is there the limits of April 1st to
24 December 15th? What's the logic of that, and for

1 grocery stores too?

2 MS. CHOI: Because, currently, they're
3 permitted at grocery stores, and this is just the way
4 the zoning ordinance has these dates; because it's
5 classified as a temporary use permit, we have to put
6 dates in there, and this is pretty typical across other
7 communities. You'll see dates -- similar dates, whether
8 it goes from March or April through the end of the year,
9 till November or December.

10 CHAIRMAN KOPP: Okay. And do we have any
11 grocery stores that are subject to this, or are they all
12 in PUDs?

13 MS. CHOI: Currently, they're all in PUDs;
14 and we have one drugstore, which is the Walgreen's at
15 the corner of Plainfield and Madison, the southwest
16 corner.

17 CHAIRMAN KOPP: Ann, I assume your
18 recommendation, that drugstores be subject to -- having
19 to have a temporary use permit is the same as the
20 argument that you made for the gas -- or the one you
21 just stated, that you can police it better?

22 MS. CHOI: Yes.

23 CHAIRMAN KOPP: All right. Do any other
24 commissioners have any questions of Ann?

1 MS. KAUCKY: Yes, I do, Len Kaucky.

2 I was curious. This hundred square foot
3 maximum space that they're allowed for products, how do
4 we come up with a ten by ten-foot area?

5 MS. CHOI: That was just something that Roy
6 and I had discussed. I think, when I was looking at
7 other communities, I had seen it at 50 square feet
8 maximum, which I thought was maybe a little bit too
9 small for purposes, especially at gas stations, and I
10 was even thinking it could go up to 250, but there was a
11 happy medium that we reached.

12 MS. KAUCKY: The only reason I'm asking you
13 is -- I don't know. I have some experience in retail
14 myself, and a ten by ten-foot area is awfully small in
15 my opinion. If you laid down three sheets of 4 x 8
16 plywood on the ground, that's still less than a hundred
17 square feet.

18 I don't know, it just seems to me that we
19 need to look at that amount, I think, especially if we
20 move into this thing, where we're charging a permit at
21 some point, a fee. I don't know about this hundred
22 square feet, and especially when you have larger retail
23 operations. Some of these gas stations would be bigger
24 than some of these other businesses; and, also, is that

1 hundred square feet going to be divided up into
2 50 square feet in one spot and 50 in another, equally a
3 hundred? I mean, what are the parameters of this?

4 MS. CHOI: It can be, I think, conditioned.
5 I guess 3A on this page could be rewritten to be more
6 clear, to say that the sum of all areas can be no larger
7 than, and then if there's a maximum area that the Plan
8 Commission could recommend, we can definitely
9 incorporate it.

10 MS. KAUCKY: I don't know what that figure
11 is, but I definitely don't feel comfortable with a
12 hundred square feet. That's my opinion.

13 CHAIRMAN KOPP: So, Ann, this was all
14 initiated by an owner, right? A gas station owner?

15 MS. CHOI: Yes.

16 CHAIRMAN KOPP: Did he give any input on
17 that issue?

18 MS. CHOI: No, but I'm sure the more area --
19 so -- I mean, you have to keep in mind that these --
20 because we have, on this page anyway, under 3B -- it
21 says, "All outdoor displays and/or attractions shall be
22 located immediately adjoining the side or front facade
23 of the principal building," which is probably the
24 convenient store, "or underneath a canopy, but not

1 within a required yard."

2 MR. REMKUS: I don't think 10 x 10 -- you
3 know, a 10 x 10 hundred square foot area is not --

4 THE REPORTER: I'm sorry, who is speaking?

5 MR. REMKUS: -- really out of the realm. I
6 don't really have a problem with that, but if you put
7 four panels on the ground, you're almost taking up that
8 hundred square feet.

9 MS. CHOI: That was Commissioner Remkus.

10 MR. WAGNER: Commissioner Wagner.

11 I think the hundred square feet -- if you
12 look at the size of a pallet, a pallet -- you can get
13 about seven pallets in a hundred square feet for your
14 average pallet. So I don't know whether that's enough
15 or not enough, but that's approximately what a hundred
16 square feet will give you.

17 CHAIRMAN KOPP: That seems good to me. I
18 mean, that seems like a lot to me, since they can go up
19 to six feet high. So that's 600 cubic feet.

20 MR. REMKUS: Well, pallets are 4 x 4, so a
21 hundred square feet, you're only going to get four
22 pallets, because that would be 8 x 8.

23 MS. KAUCKY: Can you hear me?

24 CHAIRMAN KOPP: Yes.

1 THE REPORTER: Can you unshare your screen,
2 Ann?

3 MS. CHOI: Oh, I'm sorry.

4 MR. KAUCKY: When you drive up to a gasoline
5 filling station -- at least when I've done this, they
6 have these skids lined up in a row, and maybe there's --
7 I think it was in Darien, but I could have sworn it was
8 more than four pallets next to each other, and maybe in
9 multiple areas on top of it.

10 I don't know, just from a retail standpoint,
11 I can't imagine that someone who's operating a business
12 and wants to be competitive would be happy with four
13 pallets of product, especially if it's confined to one
14 10 x 10 foot area. That really troubles me.

15 MR. GIUNTOLI: This is Roy Giuntoli.
16 Correct me if I'm wrong, Ann, no one's limiting it to an
17 exact 10 x 10 area. They could do -- again, the
18 aggregate area of what they want to do needs to be a
19 hundred square feet, so they just have to represent
20 themselves in numbers, and the two or three areas can
21 accumulate up to a hundred square feet.

22 We're not asking one business to designate a
23 10 x 10 area of their property solely for that display.
24 Again, it could be -- again, come up with a different

1 dimension with -- 15 feet wide and 3 feet deep works as
2 well. So, again, no one's locking them into a 10 x 10
3 square area.

4 CHAIRMAN KOPP: I do think that language
5 needs to be tweaked, but I understand that's your
6 intent, because it says it shall be displayed in an
7 area, so it just needs to be clarified.

8 MS. KAUCKY: Roy, this is Len Kaucky again.

9 Is this 10 x 10 square foot area plights,
10 and no matter what size property that this business is
11 occupying?

12 MR. GIUNTOLI: I believe so. Correct, Ann?

13 MS. KAUCKY: That's the other thing I'm kind
14 of concerned about. I don't know, I may be looking at
15 this the wrong way, but I see it as a limiting
16 regulation for someone who's operating a retail.

17 MR. GIUNTOLI: So we're really talking
18 about, right now, gas stations that have little
19 mini-marts that are associated with their gas pumps, per
20 se; and we -- Willowbrook doesn't currently have any
21 large scale service station where the mini-mart is
22 greater than -- and I'm just going to ballpark it by a
23 couple hundred square feet is the store area, storefront
24 area. So the area right outside the building with

1 service walks on the front or the side of the building
2 are pretty small to begin with.

3 So that's why Ann and I came up with this
4 number. Whereas, it's better than not letting them do
5 anything, but at the same time, it's not giving them
6 carte blanche to line every single square foot of
7 service walk that's surrounding the building with
8 merchandise.

9 They will likely have to be -- for lack of a
10 better term -- clever with how they place their items on
11 the walks; and, again, the other comment, the other
12 parts of Section 3 there, indicate other parameters,
13 that they can't block the sidewalk, and still has to
14 be -- they can't block accessible routes and things.
15 So, again, Ann and I came up with a hundred square feet.
16 It's just kind of a happy medium.

17 Now, I understand what you're saying, that
18 if a store like a Target wanted to do this, but, again,
19 this doesn't apply to Target, correct, Ann?

20 MS. CHOI: That's correct.

21 MR. GIUNTOLI: So we're really talking about
22 a small issue, businesses, gas stations that are going
23 to now just be able to -- for lack of a better term --
24 legally display some product outside, whether it be soda

1 in the summer, or windshield wiper fluid in the winter;
2 and, again, I'm just coming up with off the wall
3 examples, but, again, it doesn't have to lock them into
4 a 10 x 10 area, but we thought a hundred square feet of
5 overall space around their building was a good number
6 above zero.

7 MS. KAUCKY: All right. Thank you.

8 MR. WAGNER: Commissioner Wagner, I refer to
9 you to staff report document page 13. There's a couple
10 of pictures there, and one of them is six pallets of
11 mulch, which is, roughly, a hundred square feet; and
12 then the typical gas station that we see, they've got
13 firewood, and typically you'll see washer solvent and
14 that type of thing.

15 I think if you start going much over a
16 hundred square feet, you get a whole bunch of stuff
17 going on.

18 CHAIRMAN KOPP: I personally think it's more
19 important to give them this right, and let's see if they
20 come back and tell us that it's not worth it, or it's
21 too small.

22 MR. WAGNER: The only other question I had
23 was, what is the reference to the 13,500 square feet for
24 drugstores, is it to limit it just to Walgreen's?

1 MS. CHOI: I was doing some research on
2 Walgreen's and drugstore types, and I think the minimum
3 gross floor area is usually 14,500 square feet, but when
4 I reviewed the building permit for Walgreen's, they were
5 actually under that, which is 13,500 hundred square
6 feet. So that was included to include that Walgreen's.

7 CHAIRMAN KOPP: Any other commissioners have
8 any questions?

9 MS. KACZMAREK: I don't have a question,
10 just a comment after everyone's input.

11 I do think that we have to reword it with
12 the amount of -- the square footage, and like Roy was
13 saying as well, maybe, because it is so small around
14 these businesses, I don't -- I mean, I don't know. I
15 don't foresee someone stacking something six feet high
16 either, so if we change the wording to a sum of a
17 hundred square feet, then, of course, they have to
18 rearrange product around their buildings in a concise,
19 proper way. So I agree to what you mentioned before
20 about changing some wording there.

21 MS. CHOI: Thank you.

22 MR. WALEC: Actually, I was just thinking
23 that, in Section 1 there, F paragraph, it says that no
24 individual item or stack should exceed six feet unless

1 it was granted by a Village administrator or his/her
2 designee. Why don't we go ahead and just maybe add that
3 into the A section of that, the hundred square feet. If
4 the Village administrator goes out there, looks at it,
5 and it looks good, allow it; if not, don't allow it.

6 MS. CHOI: Well, I guess, if we're doing
7 this by right, if that's the recommendation, then
8 these -- any reference to, "granted by the Village
9 administrator or his or her designee," probably should
10 be eliminated.

11 CHAIRMAN KOPP: I don't agree with that,
12 because we're granting minimum rights. We're granting
13 six feet high, and we're granting a hundred square feet.
14 So if the Village administrator thinks more is
15 warranted, I think that's better than them having to
16 come back to get the zoning ordinance amended. I like
17 that suggestion, Commissioner Kaucky.

18 MS. KAUCKY: Well, that wasn't me, that was
19 someone else that just spoke.

20 MS. CHOI: That was Commissioner Walec.

21 CHAIRMAN KOPP: Sorry.

22 MS. KAUCKY: I do agree that there's going
23 to be some avenue for someone who proves this case that
24 he would like more space, that there's some vehicle for

1 him to do that. Is that what I'm hearing?

2 CHAIRMAN KOPP: Yes.

3 MS. KAUCKY: That's good.

4 CHAIRMAN KOPP: I think that's a good
5 suggestion.

6 What about the second part of this, which we
7 didn't discuss at all last month, drugstores. Do we
8 want to treat the lone drugstore differently from the
9 gas stations? I personally think that a drugstore of
10 that size is going to be a national chain, and they're
11 going to be more concerned about their exterior
12 appearance than the Village is, so I would be inclined
13 to allow that as of right, but if they're not asking for
14 it, and Ann's saying we'd have to have a whole new
15 meeting for that, I guess I would defer that until they
16 ask for it, personally.

17 All right. Do either of our visitors have
18 any questions or comments on this particular matter?

19 If not, I will close Zoning Hearing Case --
20 the public hearing of Zoning Hearing Case 20-10, and
21 then we will have our discussion and recommendation.

22 So I'm still in favor of this being as of
23 right, and I'm in favor of everything we talked about,
24 including Commissioner Walec's suggestion about

1 requirement one, and I guess I'm in favor of the way
2 staff has presented handling the drugstores separately.

3 Does anybody else want to have a comment or
4 discussion, or should we just go straight to a vote?

5 MS. CHOI: I say vote.

6 CHAIRMAN KOPP: All right. So I'm going to
7 read the motion, it's going to be the second one.

8 Will someone make a motion that, based on
9 the submitted petition and testimony presented, I move
10 that the Plan Commission recommend to the Village Board
11 approval of the text amendment presented under option
12 two on pages 3 to 5 of the staff report, for PC Case No.
13 20-10, to allow the outdoor display of merchandise for
14 automobile service stations by right, and to allow the
15 outdoor display of merchandise by right for drugstores
16 with a minimum gross floor area in excess of 13,000
17 square feet as a temporary use permit.

18 I think, actually, that wasn't -- Ann, as I
19 read that motion, it's inconsistent. It should say to
20 allow the outdoor display of merchandise for drugstores
21 with a minimum gross floor area in excess of 13,500
22 square feet as a temporary use permit. Let me read this
23 again.

24 Based on the submitted petition and

1 testimony present, I would move that the Plan Commission
2 recommend to the Village Board approval of the text
3 amendment presented under option two on pages 3 to 5 of
4 the staff report for PC Case No. 20-10, as modified by
5 discussion at the public hearing to allow for the
6 outdoor display of merchandise for automobile service
7 stations by right, and to allow the outdoor display of
8 merchandise for drugstores with a minimum gross floor
9 area in excess of 13,500 square feet as a temporary use
10 permit.

11 Will someone make that motion?

12 MR. REMKUS: Remkus, so moved.

13 MR. WALEC: Walec second.

14 CHAIRMAN KOPP: I ask the Plan Commission
15 Secretary to call the vote.

16 MS. SHEMROSKE: Commissioner Remkus --

17 MS. CHOI: I'm sorry, just to interrupt
18 here. Just to be clear, when we were talking about the
19 maximum floor area of these outdoor displays, was there
20 consensus reached?

21 CHAIRMAN KOPP: I believe so. We'll call it
22 the Walec amendment, to add the same --

23 MS. CHOI: Okay.

24 CHAIRMAN KOPP: -- same language.

1 I ask the Plan Commissioner Secretary to
2 call the vote.

3 MS. SHEMROSKE: Commissioner Remkus?

4 MR. REMKUS: Yes.

5 MS. SHEMROSKE: Commissioner Soukup?

6 MR. SOUKUP: Yes.

7 MS. SHEMROSKE: Commissioner Kaczmarek?

8 MS. KACZMAREK: Yes.

9 MS. SHEMROSKE: Commissioner Kaucky?

10 MS. KAUCKY: Yes.

11 MS. SHEMROSKE: Commissioner Walec?

12 MR. WALEC: Yes.

13 MS. SHEMROSKE: Vice Chairman Wagner?

14 MR. WAGNER: Yes.

15 MS. SHEMROSKE: Chairman Kopp?

16 CHAIRMAN KOPP: Yes.

17 (WHICH WERE ALL THE PROCEEDINGS HAD.)

1 STATE OF ILLINOIS)
2 COUNTY OF DUPAGE) SS:
3

4 I, ROBIN HEJNAR, a certified shorthand reporter
5 and registered professional reporter do hereby certify:

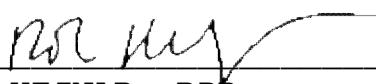
6 That prior to being examined, the witness in
7 the foregoing proceeding was by me duly sworn to testify
8 to the truth, the whole truth, and nothing but the
9 truth;

10 That said proceedings were taken remotely
11 before me at the time and places therein set forth and
12 were taken down by me in shorthand and thereafter
13 transcribed into typewriting under my direction and
14 supervision;

15 I further certify that I am neither counsel
16 for, nor related to, any party to said proceedings, not
17 in anywise interested in the outcome thereof.

18 In witness whereof, I have hereunto subscribed
19 my name.

20 Dated: December 16, 2020

21
22
23 
24 ROBIN HEJNAR, RPR
CSR No. 084-004689





Village of Willowbrook
Staff Report to the Plan Commission

Plan Commission Date: December 16, 2020

Prepared By: Ann Choi, Village Planning Consultant

Case Title: **Zoning Hearing Case No. 20-12: Pye's Resubdivision and Rezoning**

Applicant: David and Lisa Pye

Action Requested: Consideration of a petition to rezone the subject property from the R-1 Single Family Residence District to the R-2 Single Family Residence District, and review and recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision) and approval of a written recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision). The applicant proposes to subdivide the existing R-1 zoned single-family lot into two separate R-2 zoned single-family lots.

Applicable Regulations: Comprehensive Plan, Zoning Ordinance, Subdivision Regulations

Location: 6544 Tennessee Avenue, Willowbrook IL 60527

PINs: 09-22-206-020

Existing Zoning: R-1 Single Family Residence District

Proposed Zoning: R-2 Single Family Residence District

Existing Land Use: Low Density Residential (1-2 du/acre)

Property Size: 1.36 acres

Surrounding Land Use:		Use	Zoning
	North	Single Family Residential	R-2
	South	Single Family Residential	R-2/Darien
	East	Single Family Residential	R-1
	West	Single Family Residential	R-2

Necessary Action by Plan Commission:

Open Public Hearing, accept testimony, and approve a recommendation to the Village Board.
A sample motion can be found on page 7.



Documents Attached:

- Attachment 1: Written Findings of Fact – Subdivision Variations
- Attachment 2: Public Hearing Notice
- Attachment 3: Legal Description
- Attachment 4: Plat of Survey
- Attachment 5: Final Plat of Subdivision, bearing the latest revision date of December 7, 2020
- Attachment 6: Engineer's Review Letter (CBBEL), dated November 17, 2020
Engineer's Review Letter (CBBEL), dated December 3, 2020
- Attachment 7: Wetland Delineation Report

Background

Site Description

The 1.36-acre subject property is currently improved with a single-family home. The parcel measures approximately 181' by 326' with a total approximate lot area of 59,257 square feet. The parcel was platted in DuPage County as part of the Borman Subdivision according to the plat recorded on January 24, 1983 as Document No. R83-04642 in DuPage County, Illinois.

Exhibit 1: Map View of the Subdivisions

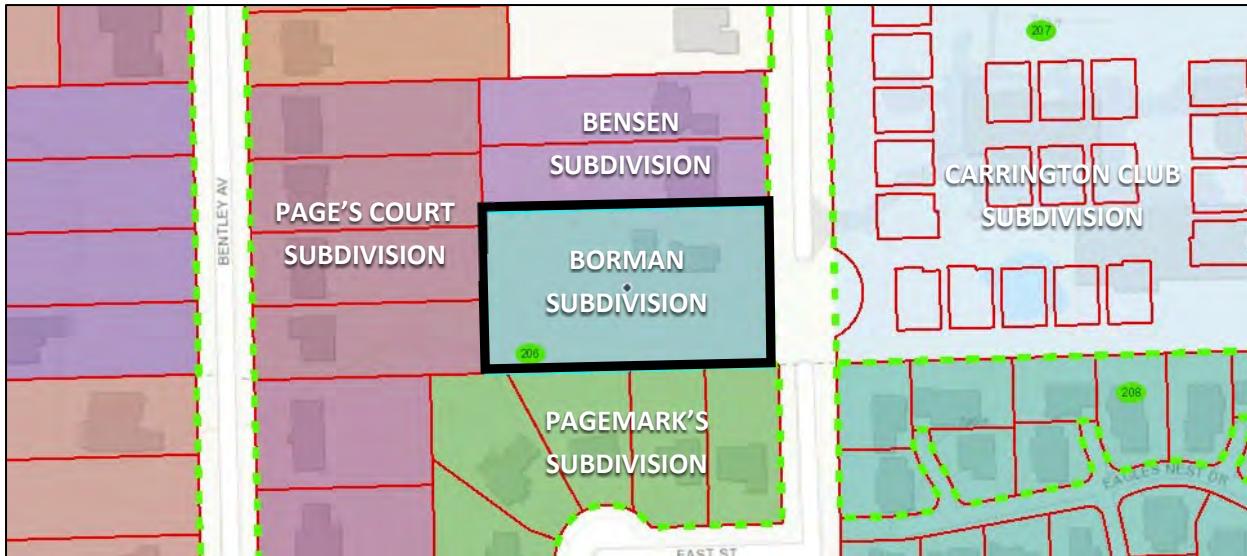


Exhibit 2: Aerial View of the Subject Property



Development Proposal

The petitioners and property owners, David and Lisa Pye ("Applicant"), are requesting to rezone the property at 6544 Tennessee Avenue from the R-1 Single Family Residence Zoning District to R-2 Single Family Residence Zoning District. The Applicant further proposes to subdivide the property into two buildable lots that comply with the minimum lot requirements of the R-2 Zoning District. The two new lots will comply in all respects with the R-2 zoning district bulk standards without variations.

Exhibit 3: Zoning Map (R-1 Single-family Residential)



Pursuant to Section 10-3-4(G) of the Subdivision Regulations, the proposed subdivision qualifies as a minor subdivision and can proceed directly to final plat approval, without a public hearing, but with Plan Commission review and recommendation prior to Village Board consideration. The Plan Commission must also review and make a recommendation for any variations from the Subdivision Regulations without the requirement of a public hearing. A public hearing, however, is required for the rezoning request.

Staff Analysis

Appropriateness of Use

Single-family detached homes are permitted uses in the R-2 district. The bulk regulations for the R-2 district are provided in the chart below. Both proposed lots meet these minimum requirements.

Bulk Standard	R-1	R-2	Proposed		Departure
			Lot 1	Lot 2	
Lot Area	30,000 sq. ft.	13,000 sq. ft.	32,532 sq. ft.	26,564 sq. ft.	None.
Lot Width	100 ft.	75 ft.	100 ft.	81.77 ft.	None.
Lot Depth	150 ft.	150 ft.	326 ft.	326 ft.	None.
Front Yard Setback	60 ft.	40 ft.	40 ft.	40 ft.	None.
Interior Side Yard Setback	10% or 15 ft.	10% or 8.5 ft.	10 ft.	8.5 ft.	None.
Exterior Side Yard Setback	50 ft.	40 ft.	Not Applicable.		N/A
Rear Yard Setback	50 ft.	30 ft.	30 ft.	30 ft.	None.

Subdivision Improvements

Consistent with the development patterns for new development to the north, no subdivision improvements (curb, gutter, sidewalks, streetlights) will be required with development on these lots. The Comprehensive Plan designates Tennessee Avenue as a rural cross section with no need for these improvements.



Easements

Section 10-4-2(C) of the Village Code includes side and rear yard easement requirements for both interior and perimeter lots within a subdivision. Pursuant to the Subdivision Regulations, five-foot (5') interior side yard easements are required and are reflected in the proposed plat. Additional easement areas are adjacent to the subject property, which are located within the Village corporate limits, and which grant proper easement rights to the Village pursuant to Section 10-4-2(C)2. Therefore, the Applicant is allowed to reduce the peripheral side and rear yard easement areas as reflected in the table below. In no case shall easement areas on any property be reduced below five feet (5').

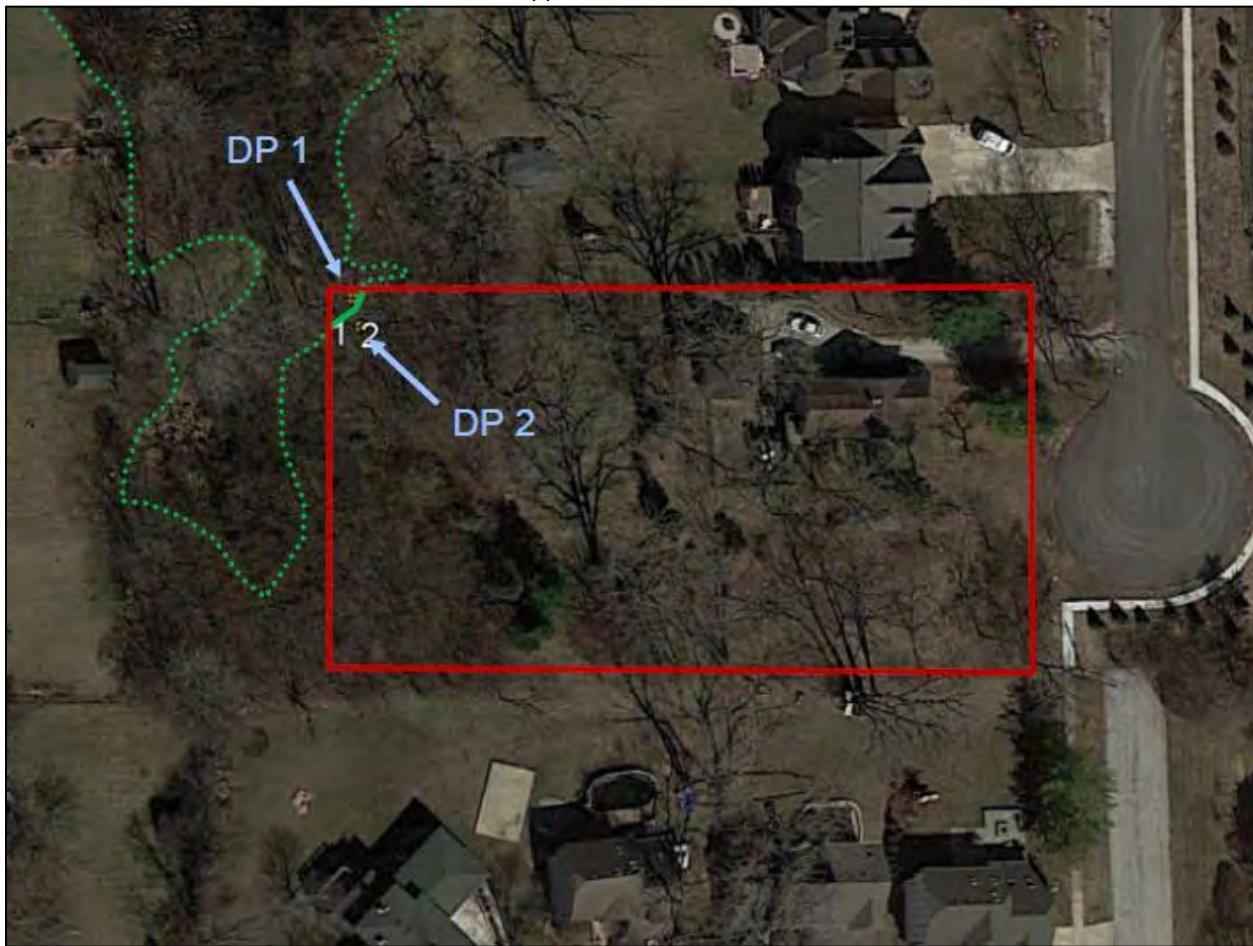
Location	Code Section	Requirement	Proposed		Departure
			Lot 1	Lot 2	
Interior rear yards	10-4-2(C)2(a)	10 ft.	Not Applicable.		N/A
Peripheral rear yards	10-4-2(C)2(b)	20 ft.	10 ft. Page's Court Subdivision to the west provides a 15' P.U.E & D.E. and a significant area is dedicated to the wetland and detention easement		None.
Interior side yards with utilities	10-4-2(C)2(c)	10 ft.	Not Applicable.		N/A
Peripheral side yards	10-4-2(C)2(d)	10 ft.	8 ft. (north lot line) Bensen Subdivision to the north provides a 10' P.U.E & D.E. along the south lot line of Lot 2.	15 ft. (south lot line) Pagemark's Subdivision to the south (Darien) provides a 10' P.U.E & D.E. and a 40' wetland and detention easement.	None. Combined with adjacent lots: 18 ft. (north lot line) and 25 ft. (south lot line)
Peripheral side yards with utilities	10-4-2(C)2(e)	20 ft.	Not Applicable.		N/A
Interior side yards	10-4-2(C)2(f)	5 ft.	5 ft. (south lot line)	5 ft. (north lot line)	None.

Wetlands/Storm Water Management

A Wetland Delineation Report was prepared by Engineering Resource Associates and is included as **Attachment 7** of this report. One regulatory wetland was identified within the subject property. The approximate location of the wetland is indicated on **Exhibit 4** in the solid green lines. This area consists of a small corner of a larger wetland complex extending to the west and north of the subject property. The U.S. Fish and Wildlife Service USFWS) National Wetland Inventory identifies this area as a wooded wetland, and the DuPage County Wetland Map indicates the same to be regulatory. As the wetland is of a small size and

low quality, it provides the following functions at a low level: sediment filtration from upland areas, stormwater storage during and after precipitation events, reducing the impact of urbanization on water quality by filtering and assimilating nutrients discharged from surrounding uplands, and provides a habitat for resting, reproducing, and nesting animals. As this wetland is considered regulatory, a 50-foot buffer is present and consists of turf grass and low-quality volunteer and invasive species.

Exhibit 4: Approximate Wetland Location



- Approximate Wetland Boundary
- Approximate Offsite Wetlands Boundary
- Project Study Location
- Data Point

The Wetland Delineation Report recommends that a stormwater management application should be sought from the DuPage County stormwater department should development be proposed on this property. It also advised to request a jurisdictional determination to determine the presiding authority over this wetland by submitting a jurisdictional request form to the USACE prior to any development occurring within the parcel.

The Wetland Delineation Report has been reviewed by the Village Engineer and a field confirmation of the findings was conducted. The conservation easement is set to encompass the wetland in addition to the required buffer around it to prevent impact to the wetland. The Village Engineer concurs with the report findings and the limits of the proposed Wetlands & Conservation Easement. No further action is required.



Comprehensive Plan/Compatibility

The Village of Willowbrook's Comprehensive Plan indicates that the R-2 Single-Family zoning is appropriate for this property. Another measure of appropriateness is to compare the new lot sizes with those that exist in the neighborhood. There are some precedents for lots zoned R-2 in the area to the north of the subject property as well as lots zoned R-2 directly to the west. The lot widths of these properties are approximately 75 feet to 83 feet and lot areas of approximately 24,450 square feet (north) and 21,836 square feet (west), comparable to the proposed two lots.

Lot 1 – 32,532 square feet
Lot 2 – 26,564 square feet

Staff Recommendation

Staff has no objection to the proposed rezoning and subdivision request. The request complies with the guidelines set forth in the Village's Comprehensive Plan and other land development regulations. The requested zoning and lot configurations should have no negative impacts on surrounding land uses. The proposed lots will be similar or larger than the typical lot size in this neighborhood.

Should the Plan Commission wish to support this request, staff recommends that the following condition be included:

The subdivider shall provide a mylar of the Final Plat of Subdivision with all required signatures (other than those of the Village officials) within sixty (60) days of approval by the Village Board.

Should the Plan Commission wish to support this request, the following variations from the subdivision regulations should be specifically included:

1. That Section 10-7-2(C) of the subdivision regulations related to curb and gutter drainage improvements be waived.
2. That Section 10-7-4(A) of the subdivision regulations related to sidewalks be waived.
3. That Section 10-7-4(D) of the subdivision regulations related to streetlights be waived.

Planning staff would also recommend acceptance of the submitted written findings of fact as to the standards of the variations from the Subdivision Regulations sought, which are included as **Attachment 1** of this report.

Sample Motion

Based on the submitted petition and testimony provided, I move that the Plan Commission recommend to the Village Board to rezone the property located at 6544 Tennessee Avenue from the R-1 zoning district to the R-2 zoning district; that the Plan Commission has reviewed and recommends approval of the submitted written findings of fact for the standards of the variations sought from the Subdivision Regulations; that the Plan Commission has reviewed the Final Plat of Subdivision for the Pye's Resubdivision and recommends approval of a Final Plat of Subdivision bearing the latest revision date of December 7, 2020, for PC 20-12 for the December 16, 2020 Plan Commission meeting, subject to the conditions of approval and plans listed in the Staff Report prepared for PC 20-12 for the December 16, 2020 Plan Commission meeting.



Attachment 1
Findings of Fact
Variations from Subdivision Regulations
Pye's Resubdivision (1 page)



26 Blaine Street
Hinsdale, IL 60521

Phone: 630.789.6833
Fax: 630.230.1119
www.hglegal.com

November 6th, 2020

Ann Choi
Attorney at Law

Re: **Pye Resubdivision – 6544 Tennessee Ave., Willowbrook, IL 60527**

Dear Ms. Choi,

As you know, our office is representing the owners in the above referenced resubdivision. This letter is a request for a variation from the subdivision regulations pursuant to Title 10, Chapter 8, Section 6.

There are four criteria that need to be considered in the granting of this variation. I will handle the reasoning for each below:

- A. *That there are special circumstances or conditions affecting said property, such that the strict application of the provisions of this title would deprive the applicant of the reasonable use of his land.* – As we have discussed the property is owned by individual homeowners and not be a developer or builder. It is an onerous burden on the homeowner to have a strict application of all the improvements under the subdivision regulations, particularly when the addition of these improvements would make the property inconsistent with the character of the other properties in the neighborhood. The strict interpretation of this regulation would deprive the owners of the reasonable use of their land considering all the factors.
- B. *That the variation is necessary for the preservation and enjoyment of a substantial property right of the petitioner.* – A strict application of the subdivision regulations would deprive the owners of a substantial property right in that they would be unable to subdivide this property into legal and conforming lots.
- C. *That the granting of the variation will not be detrimental to the public welfare or injurious to other property in the area in which said property is located.* - It is an onerous burden on the homeowner to have a strict application of all the improvements under the subdivision regulations, particularly when the addition of these improvements would make the property inconsistent with the character of the other properties in the neighborhood. Keeping the property consistent with the other properties in the area will be to the benefit of the community.
- D. *The alleged hardship has not been created by any person having a present proprietary interest in the property.* – The hardship is not of the owners making. It is an onerous burden on the homeowner to have a strict application of all the improvements under the subdivision regulations, particularly when the addition of these improvements would make the property inconsistent with the character of the other properties in the neighborhood.

Thank you for your time and attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul B. Garver'.

Paul B. Garver



Attachment 2
Public Hearing Notice (3 pages)

**NOTICE OF PUBLIC HEARING
ZONING HEARING CASE NO. 20-12**

NOTICE IS HEREBY GIVEN that the Plan Commission of the Village of Willowbrook, DuPage County, Illinois, will conduct a public hearing at a special meeting of the Plan Commission on the 16th of December 2020 at the hour of 7:00 P.M. This meeting would typically take place in the Willowbrook Police Department Training Room, 7760 S. Quincy St, Willowbrook, IL 60527. However, due to the current circumstances concerning Covid-19, this meeting will be held virtually. Internet address and access instructions will be provided on the Village of Willowbrook's Plan Commission website once available:

<https://www.willowbrookil.org/Archive.aspx?AMID=44>

The purpose of this public hearing shall be to consider a petition to rezone the subject property from the R-1 Single Family Residence District to the R-2 Single Family Residence District, and review and recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision) and approval of a written recommendation regarding a Final Plat of Subdivision for 6544 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision). The Final Plat of Subdivision will create two lots suitable for single-family homes on property legally described as follows:

LOT 2 IN BORMAN SUBDIVISION IN SECTION 22, TOWNSHIP 39 NORTH RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 25, 1983 AS DOCUMENT NUMBER R83-04642, IN DUPAGE COUNTY, ILLINOIS.

PINs: 09-22-206-020

ADDRESS: 6544 Tennessee Avenue, Willowbrook, Illinois 60527

The applicants for this petition are David and Lisa Pye, 6544 Tennessee Avenue, Willowbrook, Illinois 60527.

A copy of the Village's petition is on file in the Office of the Village Planner, Village of Willowbrook, 835 Midway, Willowbrook, Illinois, and is available for public inspection.

Any individual with a disability requiring a reasonable accommodation in order to participate in any public meeting held under the authority of the Village of Willowbrook should contact Ann Choi, Village of Willowbrook, 835 Midway, Willowbrook, IL 60527, or call (630) 920-2233, Monday through Friday, between 8:30 A.M. and 4:30 P.M.

All persons desiring to be heard in support or opposition to the application shall be afforded an opportunity and may submit their statements orally, in written form, or both. Written comments may be submitted up to the hour of 6:00pm on December 16, 2020 to planner@willowbrook.il.us. This hearing may be recessed to another date if not concluded on the evening scheduled.

/s/ Brian Pabst
Village Administrator
(630) 920-2261

Published in the November 26, 2020 edition of *The Doings* Newspaper.

Judicial Sales - Real Estate

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - CHANCERY DIVISION
WILMINGTON SAVINGS FUND SOCIETY, FSB, AS TRUSTEE FOR UPLAND
MORTGAGE LOAN TRUST A
Plaintiff,

-v-
BRIAN W ISAKSON, SR., ROY A ISAKSON, SR., CAROL PRZYBYLOWSKI,
SECRETARY OF HOUSING AND URBAN DEVELOPMENT, UNKNOWN
HEIRS AND LEGATEES FOR DOROTHY E KORNACKI, IF ANY, UNKNOWN
OWNERS AND NON-RECORD CLAIMANTS, JOHN LYDON, SPECIAL REP-
RESENTATIVE OF THE DECEASED MORTGAGOR, DOROTHY E KORNACKI
Defendants

19 CH 07843
4217 NORTH OTTAWA AVENUE
NORRIDGE, IL 60706

NOTICE OF SALE
PUBLIC NOTICE IS HEREBY GIVEN that pursuant to a Judgment of Foreclosure and Sale entered in the above cause on September 24, 2020, an agent for The Judicial Sales Corporation, will at 10:30 AM on December 7, 2020, at The Judicial Sales Corporation, One South Wacker Drive, Chicago, IL 60606, sell at a public sale to the highest bidder, as set forth below, the following described real estate:

Commonly known as 4217 NORTH OTTAWA AVENUE, NORRIDGE, IL 60706

Property Index No. 12-13-308-012-0000

The real estate is improved with a yellow brick, one story single family home, detached two car garage.

Sale terms: 25% down of the highest bid by certified funds at the close of the sale payable to The Judicial Sales Corporation. No third party checks will be accepted. The balance, including the Judicial Sale fee for the Abandoned Residential Property Municipality Relief Fund, which is calculated on residential real estate at the rate of \$1 for each \$1,000 or fraction thereof of the amount paid by the purchaser not to exceed \$300, intended to be transferred, is due within twenty-four (24) months. No fee shall be paid by the purchaser acquiring the residential real estate pursuant to the bid at the sale or by any mortgagee, judgment creditor, or other lienor acquiring the residential real estate whose rights in and to the residential real estate arose prior to the sale. The subject property is subject to general real estate taxes, special assessments, or special taxes levied against said real estate and is offered for sale without any representation as to quality or quantity of title and without recourse to Plaintiff and in "AS IS" condition. The sale is further subject to confirmation by the court. Upon payment in full of the amount bid, the purchaser will receive a Certificate of Sale that will entitle the purchaser to a deed to the real estate after confirmation of the sale.

The property will not be open for inspection and plaintiff makes no representation as to the condition of the property. Prospective bidders are advised to check the court file to verify all information. If this property is a condominium unit, the purchaser of the unit at the foreclosure sale, other than a mortgagee, shall pay the assessments and the legal fees required by The Condominium Property Act, 765 ILCS 605/9(g)(1) and (g)(4). If this property is a condominium unit which is part of a common interest community, the purchaser of the unit at the foreclosure sale other than a mortgagee shall pay the assessments required by The Condominium Property Act, 765 ILCS 605/18.5(g).

IF YOU ARE THE MORTGAGOR (HOMEOWNER), YOU HAVE THE RIGHT TO REMAIN IN POSSESSION FOR 30 DAYS AFTER ENTRY OF AN ORDER OF POSSESSION IN ACCORDANCE WITH SECTION 15-1701(C) OF THE ILLINOIS MORTGAGE FORECLOSURE LAW.

You will need a photo identification issued by a government agency (driver's license, passport, etc.) in order to gain entry into our building and the foreclosure sale room in Cook County and the same identification for sales held at other county venues where The Judicial Sales Corporation conducts foreclosure sales.

MCCALLA RAYMER LEBERT PIERCE, LLC Plaintiff's Attorneys, One North Dearborn Street, Suite 1200, Chicago, IL 60602. Tel No. (312) 346-9088.

THE JUDICIAL SALES CORPORATION
One South Wacker Drive, 24th Floor, Chicago, IL 60606-4650 (312) 236-5450

You can also visit The Judicial Sales Corporation at www.tjsc.com for a 7 day status report of your sales.

MCCALLA RAYMER LEBERT PIERCE, LLC
One North Dearborn Street, Suite 1200
Chicago IL 60602

312-346-9088
E-Mail: pleadings@mccalla.com

Attorney File No. 20-043561_610884

Attorney ARDC No. 61258

Attorney Code. 61258

Case Number. 19 CH 07843

10/29/2020

11/12, 11/19, 11/26/2020 6811853

APARTMENT FOR RENT?

The search begins here! Many apartment and home hunters check the Classifieds before looking for a new place to live.

Advertise your rental units with us to get a jump on the competition! Call 866-399-0537 or visit placeand. tribunesuburbs.com

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NEW AD PLACEMENT

The Classifieds are available for ad placement 24 hours a day, 7 days a week, 365 days a year for your convenience!

Visit placeand. tribunesuburbs.com

NEW AD PLACEMENT

The Classifieds are available for ad placement 24 hours a day, 7 days a week, 365 days a year for your convenience!

Visit placeand. tribunesuburbs.com

LEGALS

Legal Notices

NOTICE OF PUBLIC HEARING ZONING HEARING CASE NO. 20-12

NOTICE IS HEREBY GIVEN that the Plan Commission of the Village of Willowbrook, DuPage County, Illinois, will conduct a public hearing at a special meeting of the Plan Commission on the 16th of December 2020 at the hour of 7:00 P.M. This meeting would typically take place in the Willowbrook Police Department Training Room, 7760 S. Quincy St., Willowbrook, IL 60527. However, due to the current circumstances concerning Covid-19, this meeting will be held virtually. Internet address and access instructions will be provided on the Village of Willowbrook's Plan Commission website once available:

<https://www.willowbrookil.org/Archive.aspx?AMID=44>

The purpose of this public hearing shall be to consider a petition to rezone the subject property from the R- Single Family Residence District to the R-2 Single Family Residence District, and review and recommendation regarding a Final Plat of Subdivision for 654 Tennessee Avenue, Willowbrook, Illinois (minor subdivision for a two residential lot subdivision). The Final Plat of Subdivision will create two lots suitable for single-family homes on property legally described as follows:

LOT 2 IN BORMAN SUBDIVISION
IN SECTION 22, TOWNSHIP 39
NORTH RANGE 11, EAST OF THE
PRINCIPAL MERIDIAN, AC-
CORDING TO THE PLAT THEREOF
RECORDED JANUARY 1, 1923
AS DOCUMENT NUMBER R83-
04642, IN DUPAGE COUNTY, IL-
LINOIS.

PINS: 09-22-206-020

ADDRESS: 6544 Tennessee Avenue, Willowbrook, Illinois 60527

The applicants for this petition are David and Lisa Pye, 6544 Tennessee Avenue, Willowbrook, Illinois 60527.

A copy of the Village's petition is on file in the Office of the Village Planner, Village of Willowbrook, 835 Midway, Willowbrook, Illinois, and is available for public inspection.

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All persons desiring to be heard in support of opposition to the application shall be afforded an opportunity and shall submit their statements orally, in written form, or both. Written comments may be submitted up to the hour of 6:00pm on December 16, 2020 to planner@willowbrookil.us. This hearing may be rescheduled to another date if not concluded on the evening scheduled.

/s/ Brian Pabst
Village Administrator
(630) 920-2261
11/26/2020 6818408

SELL, SELL, SELL Your Stuff!

Placing an ad in the classifieds is the most cost-effective way to sell your home, car or valuables! Call 866-399-0537 or go online to placeand. tribunesuburbs.com to place your advertisement.

Legal Notices

Police Officer Village of La Grange Park, Illinois

The Village of La Grange Park, Illinois is establishing an eligibility list for the position of Police Officer. To qualify to participate in the examination process, applicants must be:

• Between the ages of 21 and 35, except as provided by law.
• Be a citizen of the United States.

• Possess at the time of application a minimum of 60 college semester credits.

• Be eligible under Illinois law to be appointed as a police officer.

• Possess a valid driver's license.

• Must possess a valid Police Officer Physical Ability Test certification (POPT) card and must be within 1 year of issuance.

• Obtain an occupational assessment through Conrad Polygraph, Inc.

The selection process will include a written examination, an intensive background investigation, oral interview, post-offer medical examination, vision screening along with a psychological and polygraph examinations. A detailed position description may be obtained from the La Grange Park Police Department. The starting salary is \$70,456, regardless of prior training or experience. The Village of La Grange Park also provides an excellent benefit and pension package. The written examination will be held on January 16th, 2021. Based on the current State of Illinois room occupancy mandates, a location has not been determined and will be selected by the number of applicants. Applicants will be given advanced notice of location and times(s) of written examination. To Apply: Applications may be picked up between 9 a.m. and 4:30 p.m. Monday thru Friday at the La Grange Park Police Department, 447 North Catherine Avenue, La Grange Park, Illinois. Completed applications meeting the listed requirements must be returned by 4:30 p.m. on December 16, 2020. The fee is \$25.00 for the application, non-refundable.

The Village of La Grange Park is an Equal Opportunity Employer. Board of Police Commissioners, Village of La Grange Park, Illinois. 11/19, 11/26/2020 6812982

Name Change

State of Illinois County of Cook In The Circuit Court For Cook County, Illinois In The Matter of the Petition of Richard Carl Zacharias For Change of Name

Case # 2020-M4-04666

Notice of Publication Public Notice is hereby given that on December 29, 2020, at 9:30 AM being one of the return days in the Circuit Court of the County of Cook, will file my petition in said court praying for the change of my name from Richard Carl Zacharias to that of Richard Frank Oenloch, pursuant to the statute in such case made and provided. Dated at Elmwood Park, Illinois, October 28, 2020 Signature of Petitioner/s: Richard Carl Zacharias 11/12, 11/19, 11/26/2020 6796567

Public Hearings

An audit has been completed for the period of 5/1/2019 through 4/30/2020 and is available for public inspection at the La Grange Public Library. It is also available at <https://www.lagrange.library.org/about/foia-requests.11/26/2020 6818408>

APARTMENT FOR RENT?

The search begins here! Many apartment and home hunters check the Classifieds before looking for a new place to live.

Advertise your rental units with us to get a jump on the competition! Call 866-399-0537 or visit placeand. tribunesuburbs.com

Public Notices

Notice of Availability of Audit Report

Notice is given pursuant to the Public Funds Management Public Act of the availability of an audit report for the Indian Prairie Public Library District.

The audit report:

1. Covers the time period from July 1, 2019 to June 30, 2020;

2. The audit was conducted by Brian Zabel & Associates P.C., certified public accountants;

3. The audit report is available for inspection at Indian Prairie Public Library, 401 Plainfield Road, Darien, Illinois between the hours of 10 a.m. and 5 p.m., Monday through Thursday.

Victoria Suriano
By the Board of Library Trustees
Indian Prairie Public Library
11/26/20 6822824

NOTICE OF PUBLIC HEARING FOR THE VILLAGE OF WESTERN SPRINGS FOR FISCAL YEAR 2021 ANNUAL BUDGET (COMMENCING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021)

The corporate authorities of the Village of Western Springs will conduct a public hearing to consider the tentative Annual Budget for Fiscal Year 2021 (commencing January 1, 2021 and ending December 31, 2021) on December 7, 2020, at 7:15 p.m., in the Village Board Room located at 740 Hillgrove Avenue, Western Springs, Illinois 60558.

This hearing shall be open to the public. Any person desiring to appear at the public hearing and provide comments to the corporate authorities on the tentative Annual Budget for Fiscal Year 2021 will be heard. The tentative Annual Budget for Fiscal Year 2020 has been available for public inspection since November 13, 2020 and has been published in the journal of the corporate authorities and in the Village Clerk's Office located at 740 Hillgrove Avenue, Western Springs, Illinois 60558, phone number 708-244-1800.

VILLAGE OF WESTERN SPRINGS
James Horvath
Acting Village Clerk
11/26/2020 6817366

NOTICE OF PUBLIC HEARING FOR THE WESTERN SPRINGS PARK DISTRICT FOR FISCAL YEAR 2021 ANNUAL BUDGET (COMMENCING JANUARY 1, 2021 THROUGH DECEMBER 31, 2021)

The corporate authorities of the Western Springs Park District will conduct a public hearing to consider the tentative Annual Budget for Fiscal Year 2021 (commencing January 1, 2021 and ending December 31, 2021) on December 8, 2020 at 7:15pm, via Zoom Teleconference ID# 789-675-6667, Password 4400.

This hearing shall be open to the public and person desiring to appear at the public hearing and provide comments on the tentative Annual Budget for Fiscal Year 2021 to the corporate authorities will be heard. The tentative Annual Budget for Fiscal Year 2021 has been available for public inspection since November 4, 2020. Copies of the tentative Annual Budget may be inspected by the general public at 4400 Central Avenue, Western Springs, Illinois 60558, phone number (708)244-4225 or www.wsparks.org/budget/

WESTERN SPRINGS PARK
DISTRICT
Matthew Krull
President
11/26/2020 6817373

APARTMENT FOR RENT?

The search begins here! Many apartment and home hunters check the Classifieds before looking for a new place to live.

Advertise your rental units with us to get a jump on the competition! Call 866-399-0537 or visit placeand. tribunesuburbs.com

Storage - Legal

1-800-Pack-Rat Zippy Shell (IL-Mt. Prospect-5506) 1751 S. Linneman Rd. Mt. Prospect, IL 60056 877-774-1537

Notice of Sale

Tenant: Unit #
Cooper, Ruth Ann D03321
Jones, Coprice 801282
Cooper, Ruth Ann D04966
Barton, Shmecka 352788
Bennett, Ronald D51481
Bennett, Ronald D800437
Bennett, Ronald D02971
Contreras, Nohelia 413923
Maguire, Shannon 4M2812
Rutter, Deborah 805287
Seabolt, Jeremy 352721

Wigsmoen, Amy D05067
1-800-Pack-Rat Zippy Shell (IL-
Mt. Prospect-5506) 1751 S.
Linneman Rd., Mt. Prospect, IL
60056, has possessory lien on
all of the goods stored in the
units above. All these items of
personal property are being sold
pursuant to the assertion of the
lien on 12/7/2020 at 10:00 AM
in the manner and in the amounts
due from you. The sale will take
place on www.acceleratedlistings.com from 12/7/2020 to
12/14/2020 at 6:00pm.
11/19/2020, 11/26/2020
6815413

Notice of Public Sale of Personal Property Metro Self Storage

Notice is hereby given that the undersigned self storage units will be sold at a public sale by competitive bidding in their entirety to the highest bidder to satisfy the lien of the Lessor, with Metro Storage LLC as managing agent for Lessor, for rental and other charges due from the undersigned.

The sale will be conducted at the residence address below. The sale will be conducted under the guidance of Christopher Rosa (441-02059) on behalf of the facility's management. Units will be available for viewing and bidding five (5) days prior to the sale on www.StorageTreasures.com. The tentative Annual Budget may be inspected by the general public at the Village Clerk's Office located at 740 Hillgrove Avenue, Western Springs, Illinois 60558, phone number 708-244-1800.

Metro Self Storage - 60 East Lake St., Northlake, IL 60164,
Unit F24 Jose Luis Morales, Unit F24 Jose Morales.

Metro Self Storage - 9501 West Grand Ave., Franklin Park, IL 60131, 847-451-2200

Metro Self Storage - 465 N. Des Plaines, Chicago, IL 60654, 312-243-2222

Unit 4192 Patricia Abney, Unit 4198, Gregory Fear, Unit 4211, Gregory Fear, Unit 5158 Jennifer Richter.

Metro Self Storage - 3220 West Touhy Ave., Skokie, IL 60076, 847-265-1006

Unit 4402 Michael Thomas, Unit 804 Jennifer Chapa, Unit 1062 Danny Grossman
11/19, 11/26/2020 6815218

APARTMENT FOR RENT?

The search begins here! Many apartment and home hunters check the Classifieds before looking for a new place to live.

Advertise your rental units with us to get a jump on the competition! Call 866-399-0537 or visit placeand. tribunesuburbs.com





Attachment 3
Legal Description (1 page)

The property contained in this Instrument is legally described as follows:

LOT 2 IN BORMAN SUBDIVISION IN SECTION 22, TOWNSHIP 39 NORTH RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 25, 1983 AS DOCUMENT NUMBER R83-04642, IN DUPAGE COUNTY, ILLINOIS.

Property Address: 6544 Tennessee Ave, Willowbrook, IL 60527

PIN #: 09-22-206-020-0000



Attachment 4
Plat of Survey (1 sheet)



RUSSELL W. SCHOMIG, PLS # 035-002446
WILLIAM K. SCHOMIG

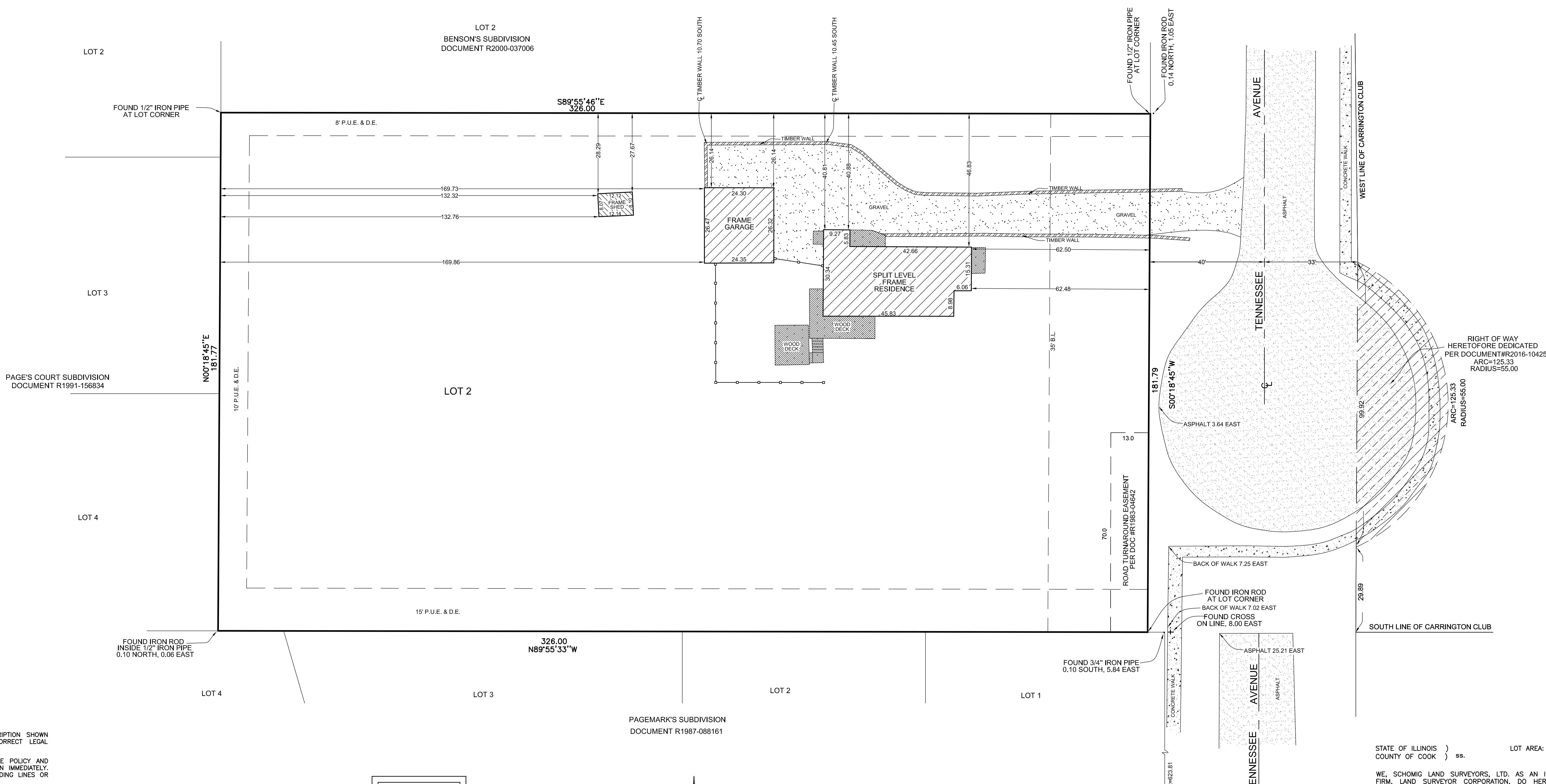
* BOUNDARY * TOPOGRAPHICAL * SUBDIVISIONS * ALTA/ACSM * CONDOMINIUMS * SITE PLANS * CONSTRUCTION * FEMA CERTIFICATES *

SCHOMIG LAND SURVEYORS, LTD
PLAT OF SURVEY

909 EAST 31ST STREET
LA GRANGE PARK, ILLINOIS 60526
SCHOMIG-SURVEY@SBCGLOBAL.NET
WWW.LAND-SURVEY-NOW.COM
PHONE: 708-352-1452
FAX: 708-352-1454

LOT 2 IN BORMAN SUBDIVISION IN SECTION 22, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 25, 1983 AS DOCUMENT NUMBER R83-04642, IN DUPAGE COUNTY, ILLINOIS.

COMMON ADDRESS: 6544 TENNESSEE AVENUE, WILLOWBROOK.



THE CUSTOMER LISTED BELOW PROVIDED THE LEGAL DESCRIPTION SHOWN HEREON. WE DO NOT GUARANTEE THAT THIS IS THE CORRECT LEGAL DESCRIPTION FOR THE TRANSACTION INTENDED.

IMPORTANT: COMPARE LEGAL DESCRIPTION TO DEED OR TITLE POLICY AND REPORT ANY DISCREPANCY FOR CLARIFICATION OR CORRECTION IMMEDIATELY. UNLESS OTHERWISE NOTED, THIS PLAT DOES NOT SHOW BUILDING LINES OR OTHER RESTRICTIONS ESTABLISHED BY LOCAL ORDINANCES.

DO NOT SCALE DIMENSIONS FROM THIS PLAT; THE LOCATION OF SOME FEATURES MAY BE EXAGGERATED FOR CLARITY. NO EXTRAPOLATIONS MAY BE MADE FROM THE INFORMATION SHOWN WITHOUT THE WRITTEN PERMISSION OF SCHOMIG LAND SURVEYORS LTD. ONLY PLATS WITH AN EMBOSSED SEAL ARE OFFICIAL DOCUMENTS. FIELD WORK WAS COMPLETED PER SURVEY DATE LISTED BELOW. (C) COPYRIGHT, ALL RIGHTS RESERVED.

SURVEY DATE: NOVEMBER 3RD, 2020.

BUILDING LOCATED: NOVEMBER 3RD, 2022

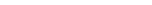
ORDERED BY: HAWBECKER & GARVER ATTORNEYS

PLAT NUMBER: 120519 & 200101 & FC3041 & ROLL 109-43

FILE:971206.CF

NORTH LINE OF 67TH STREET

LEGEND

M. = MEASURED DIMENSION		= CENTER LINE
R. = RECORDED DIMENSION		I.F. = IRON FENCE
B.L. = BUILDING LINES		C.L.F. = CHAIN LINK FENCE
P.U.E. = PUBLIC UTILITY EASEMENT		W.F. = WOOD FENCE
D.E. = DRAINAGE EASEMENT		V.F. = VINYL FENCE

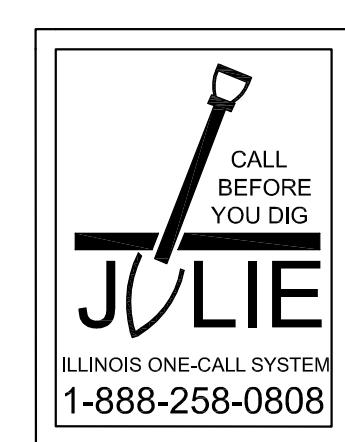
STATE OF ILLINOIS) LOT AREA: 59,258 SQUARE FEET.
COUNTY OF COOK)
SS

SCHOMIG LAND SURVEYORS, LTD. AS AN ILLINOIS PROFESSIONAL DESIGN
M, LAND SURVEYOR CORPORATION, DO HEREBY CERTIFY THAT WE HAVE
SURVEYED THE PROPERTY DESCRIBED HEREON.

DIMENSIONS ARE IN FEET AND DECIMAL PARTS OF
FOOT. DIMENSIONS SHOWN ON BUILDINGS ARE TO THE
SIDE OF BUILDINGS. THE BASIS OF BEARINGS, IF
OWN AND UNLESS OTHERWISE NOTED, ARE ASSUMED
TO SHOW TO INDICATE ANGULAR RELATIONSHIP OF
LINES.

6 PROFESSIONAL SERVICE CONFORMS TO THE
CURRENT ILLINOIS MINIMUM STANDARDS FOR A
BOUNDARY SURVEY.

Russell W. Schomig
PROFESSIONAL ILLINOIS LAND SURVEYOR LICENSE # 035-002446
LICENSE EX-
11-30-





Attachment 5
Final Plat of Subdivision (1 sheet)



Attachment 6
Engineer's Review Letters (4 pages)



CHRISTOPHER B. BURKE ENGINEERING, LTD.

9575 W Higgins Road, Suite 600 Rosemont, Illinois 60018-4920 Tel (847) 823-0500 Fax (847) 823-0520

November 17, 2020

Village of Willowbrook
835 Midway Drive
Willowbrook, IL 60527

Attention: Ann Choi

Subject: 6544 Tennessee Ave.
Pye Resubdivision
(CBBEL Project No. 900144.H204)

Dear Ann:

As requested by email on November 6, 2020, we have reviewed the following documents:

- Final Plat of Pye's Resubdivision prepared by Schomig Land Surveyors, Ltd and dated December 11, 2019
- Plat of Survey prepared by Schomig Land Surveyors, Ltd. and dated November 3, 2020
- Topographic Survey prepared by Schomig Land Surveyors, Ltd. and dated December 11, 2019
- Wetland Delineation Report prepared by Engineering Resource Associates and dated December 9, 2019

The following comments are submitted for your consideration:

1. The Wetland Delineation Report has been reviewed by CBBEL environmental staff and a field confirmation of the findings was conducted. We concur with the report findings and the limits of the proposed Wetlands & Conservation Easement.
2. It is noted that there is watermain and sanitary sewer on the frontage of this property and no other development is proposed at this time. The proposed subdivision will create one new buildable lot, and all Village code requirements will apply to that lot when a building permit application is submitted.
3. The Utility Easement Provisions on the plat shall be replaced with the Village standard language (copy attached).
4. The Municipal Utility Easement provisions may be removed from the plat.
5. Wetland and Conservation Easement provisions shall be added to the plat.
6. On the plat note for the right of way dedication, add the words "to the Village of Willowbrook"
7. The Du Page County Health Department certificate should be removed from the plat.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel L. Lynch".

Daniel L. Lynch, PE, CFM
Head, Municipal Engineering Department

Cc Roy Giuntoli, Village of Willowbrook

UTILITY EASEMENT PROVISIONS

PERPETUAL EASEMENTS FOR PROVIDING UTILITY SERVICES TO THE PROPERTY DESCRIBED AND SHOWN ON THIS PLAT AND OTHER PROPERTY ARE HEREBY RESERVED FOR AND GRANTED TO THE VILLAGE OF WILLOWBROOK, TO THOSE COMPANIES OPERATING, FROM TIME TO TIME, UNDER FRANCHISE OR LICENSE FROM THE VILLAGE OF WILLOWBROOK, AND TO UNITS OF LOCAL GOVERNMENT PROVIDING SERVICES TO THE PROPERTY, INCLUDING, BUT NOT LIMITED TO, AMERITECH, NORTHERN ILLINOIS GAS COMPANY, COMMONWEALTH EDISON COMPANY, THE HINSDALE SANITARY DISTRICT, THE COUNTY OF DUPAGE DEPARTMENT OF ENVIRONMENTAL CONCERNS, AND THEIR SUCCESSORS AND ASSIGNS JOINTLY AND SEVERALLY, IN, OVER, UNDER, ACROSS, ALONG, THROUGH AND UPON THE AREAS BOUNDED BY THE LOT LINES AND DOTTED LINES ON THIS PLAT AND INDICATED AS PUBLIC UTILITY EASEMENT AND/OR PUBLIC UTILITY AND DRAINAGE EASEMENT. FOR THE PURPOSES OF THIS PLAT, PROVIDING UTILITY SERVICES SHALL INCLUDE THE RIGHT, BUT NOT THE OBLIGATION, FROM TIME TO TIME, TO INSTALL, CONSTRUCT, RECONSTRUCT, IMPROVE, KEEP, OPERATE, INSPECT, MAINTAIN, REPAIR, REPLACE, ENLARGE, RENEW, RELOCATE, REMOVE AND/OR INCREASE THE SIZE, NUMBER AND/OR TYPE OF FACILITIES USED IN CONNECTION WITH TRANSMISSION AND DISTRIBUTION OF GAS AND WATER, ELECTRICITY AND TELECOMMUNICATIONS AND CABLE TELEVISION SERVICES, SANITARY SEWER AND ANY OTHER FACILITIES USED IN THE TRANSMISSION, DISTRIBUTION OR TRANSPORTATION OF ANY COMMODITY IN A LIQUID OR GASEOUS STATE, INCLUDING ANY AND ALL APPURTENANCES AS MAY BE DEEMED NECESSARY BY SAID VILLAGE, IN, OVER, UNDER, ACROSS, ALONG, THROUGH AND UPON SUCH EASEMENT AREAS, AND THE PROPERTY DESIGNATED ON THE PLAT FOR STREETS AND ALLEYS, TOGETHER WITH THE RIGHT, BUT NOT THE OBLIGATION, TO INSTALL REQUIRED SERVICE CONNECTIONS ON EACH LOT TO SERVE IMPROVEMENTS THEREON, OR IN ADJACENT LOTS, THE RIGHT, BUT NOT THE OBLIGATION, TO CUT, TRIM OR REMOVE TREES, BUSHES AND ROOTS AS MAY BE REASONABLY REQUIRED INCIDENT TO THE RIGHTS HEREIN GIVEN, AND THE RIGHT, BUT NOT THE OBLIGATION, TO ENTER UPON THE PROPERTY FOR ALL SUCH PURPOSES. OBSTRUCTIONS SHALL NOT BE PLACED OVER GRANTEES' FACILITIES OR IN, OVER, UNDER, ACROSS, ALONG, THROUGH OR UPON SUCH EASEMENT AREAS WITHOUT THE PRIOR WRITTEN CONSENT OF GRANTEES. AFTER INSTALLATION OF ANY SUCH FACILITIES, THE GRADE OF THE PROPERTY SHALL NOT BE ALTERED IN A MANNER AS TO INTERFERE WITH THE PROPER OPERATION AND MAINTENANCE THEREOF OR THE EXERCISE OF GRANTEES' OTHER RIGHTS PROVIDED HEREIN. EASEMENTS FOR STORM WATER DRAINAGE, DETENTION AND/OR RETENTION PURPOSES ARE GRANTED UNDER A SEPARATE PROVISION OF THIS PLAT, AND FACILITIES FOR SAID PURPOSES, AND APPURTENANCES THERETO, SHALL BE CONTROLLED BY SAID PROVISION.

WETLAND CONSERVATION AREA PROVISIONS

A COVENANT IS HEREBY ESTABLISHED FOR THE PROTECTION OF UNIQUE AREA SUCH AS, BUT NOT LIMITED TO, WETLANDS, FENA, MARSHES, RIVERS, STREAMS, PONDS, LAKES, WOODS AND PRAIRIES OVER AND UPON THOSE AREAS OF LAND DESIGNATED "WETLAND CONSERVATION AREA" ON THE PLAT HEREON DRAWN FOR THE FOLLOWING PURPOSES:

- A. TO ACCEPT AND CONDUCT SURFACE WATER DISCHARGES FROM ADJACENT UPSTREAM PROPERTY; INCLUDING ANY NECESSARY STORM SEWER PIPES AND APPURTENANCES;
- B. TO PRESERVE SAID LAND IN ITS NATURAL, SCENIC AND OPEN CONDITION, AND;
- C. AUTHORITIES GOVERNING SUCH UNIQUE AREAS SHALL RETAIN THE RIGHT BUT NOT THE DUTY TO ENTER SAID LAND AT ALL REASONABLE TIMES FOR THE PURPOSE OF INSPECTING SAID LAND TO DETERMINE IF THE GRANTOR, OR HIS ASSIGNS, IS COMPLYING WITH THE COVENANTS AND PURPOSES OF THIS GRANT. THE VILLAGE SHALL HAVE THE RIGHT TO PERFORM MAINTENANCE OF SAID FACILITY TO INSURE PROPER FUNCTION THEREOF.

IN FURTHERANCE OF THE FOREGOING AFFIRMATIVE RIGHTS, THE GRANTOR MAKES THE FOLLOWING COVENANTS/RESTRICTIONS ON BEHALF OF HIMSELF, HIS HEIRS AND ASSIGNS, WHICH COVENANTS/RESTRICTIONS SHALL RUN WITH SAID LAND IN PERPETUITY:

- A. THERE SHALL BE NO DREDGED OR FILL MATERIAL PLACED UPON SAID LAND;
- B. THERE SHALL BE NO FENCES, BUILDINGS OR STRUCTURES, INCLUDING SIGNS, CONSTRUCTED UPON SAID LAND; EXCEPT FOR UTILITIES AND APPURTENANCES THEREOF WHICH HAVE CERTAIN UNDERLYING EASEMENT RIGHTS WITHIN THE UTILITY EASEMENTS GRANTED THEREIN;
- C. THERE SHALL BE NO REMOVAL OR DESTRUCTION OF LIVING TREES AND PLANTS ON SAID LAND, EXCEPT FOR THE INSTALLATION AND MAINTENANCE OF UTILITIES CONSTRUCTED THEREIN;
- D. THERE SHALL BE NO PLOWING OF SAID LAND NOR SHALL THERE BE ANY MINING, REMOVAL OF TOPSOIL, SAND, ROCK, MINERALS OR OTHER MATERIAL FROM SAID LAND, EXCEPT FOR ANY ACTIVITY NECESSARY FOR INSTALLATION OR MAINTENANCE OF UTILITIES CONSTRUCTED THEREIN;
- E. THERE SHALL BE NO GRAZING OF KEEPING OF LIVESTOCK OR DOMESTIC ANIMALS OF ANY KIND ON SAID LAND, AND;
- F. THERE SHALL BE NO OPERATION OF SNOWMOBILES, DUNE BUGGIES, MOTORCYCLES, ALL-TERRAIN VEHICLES, OR ANY OTHER MOTORIZED VEHICLES ON SAID LAND, EXCEPT FOR MACHINERY NEEDED FOR INSTALLATION OF UTILITIES CONSTRUCTED THEREIN;
- G. PERSONS ARE PROHIBITED TO DISCARD RUBBISH OF ANY KIND, INCLUDING CLIPPINGS, IN THE DEDICATED AREA;
- H. PERSONS ARE PROHIBITED TO PLANT OR DISPERSE NATIVE OR NON-NATIVE PLANT SPECIES OR THEIR PARTS INTO THE DEDICATED AREA WITHOUT WRITTEN APPROVAL OF THE HOMEOWNERS ASSOCIATION OR AUTHORIZED AGENT;
- I. PERSONS ARE PROHIBITED TO SPREAD FERTILIZER OR HERBICIDES WITHIN 25 FEET OF THE WETLAND OTHER THAN FOR ATTAINMENT OF SPECIFIC VEGETATION MANAGEMENT GOALS TO MEET AND MAINTAIN PERFORMANCE STANDARDS. IF USED TO CONTROL NOXIOUS WEEDS AND NON-NATIVE SPECIES, HERBICIDES WILL BE APPLIED ONLY UPON CONSULTATION WITH LICENSED HERBICIDE APPLICATOR;
- J. MODIFICATIONS ARE PROHIBITED TO THE HYDROLOGY OF THE RESTRICTED PROPERTY THAT WOULD ALLOW MORE WATER ONTO, OR THAT WOULD DRAIN WATER AWAY FROM THE RESTRICTED PROPERTY OTHER THAN OUTLINED IN THE PERMITTED ACTION. SUCH MODIFICATIONS INCLUDED, BUT ARE NOT LIMITED TO, DITCHING, CHANGES TO STRUCTURES, REPAIRING OF DRAINAGE TILES OR ALTERATIONS TO ANY NATURALLY OCCURRING STRUCTURES.

SAID "WETLAND CONSERVATION AREA" MAY BE CHANGED, MODIFIED OR ABROGATED ONLY UPON WRITTEN APPROVAL OF SAID GOVERNING AUTHORITIES. EXCEPT AS EXPRESSLY LIMITED HEREIN, THE GRANTOR RESERVED FOR HIMSELF, HIS HEIRS AND ASSIGNS, ALL RIGHTS AS OWNER OF SAID LAND, INCLUDING THE RIGHT OF USE OF SAID LAND FOR ALL PURPOSES NOT INCONSISTENT WITH THIS GRANT. WETLAND CONSERVATION AREA SUBJECT TO THE STORMWATER DETENTION EASEMENT PROVISIONS GRANTED AND DEFINED HEREIN.



CHRISTOPHER B. BURKE ENGINEERING, LTD.

9575 W Higgins Road, Suite 600 Rosemont, Illinois 60018-4920 Tel (847) 823-0500 Fax (847) 823-0520

December 3, 2020

Village of Willowbrook
835 Midway Drive
Willowbrook, IL 60527

Attention: Ann Choi

Subject: 6544 Tennessee Ave.
Pye Resubdivision
(CBBEL Project No. 900144.H204)

Dear Ann:

As requested by email on December 1, 2020, we have reviewed the following documents:

- Final Plat of Pye's Resubdivision prepared by Schomig Land Surveyors, Ltd and dated December 11, 2019 (Please note that the plat has been revised but no revision date added. The latest plat reviewed was the one you emailed to me on December 1, 2020)
- Plat of Survey prepared by Schomig Land Surveyors, Ltd. and dated November 3, 2020 (Previously Reviewed)
- Topographic Survey prepared by Schomig Land Surveyors, Ltd. and dated December 11, 2019 (Previously Reviewed)
- Wetland Delineation Report prepared by Engineering Resource Associates and dated December 9, 2019 (Previously Reviewed)

Our previous comments have been addressed and we have no objection to the Village approving this plat. Please note that there are no proposed improvements associated with this subdivision and therefore no development security will be required. The purpose is to split one existing lot into two, to provide one additional buildable lot.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel L. Lynch".

Daniel L. Lynch, PE, CFM
Head, Municipal Engineering Department

Cc Roy Giuntoli, Village of Willowbrook



Attachment 7
Wetland Delineation Report



6544 Tennessee Avenue

Willowbrook, DuPage County, IL



Wetland Delineation Report

ERA Project #191206

Prepared for:

Mr. Paul Garver

December 09, 2019

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Exhibits

1. Location Map
2. National Wetland Inventory
3. DuPage County Wetland Map
4. Aerial Photograph
5. NRCS Soils Map
6. Topographic Map
7. DuPage County Regulatory Flood Map
8. Approximate Wetland Boundary

Appendices

- A. Data forms
- B. Floristic Quality Assessment
- C. MDNR
- D. Photographs
- E. IDNR Consultation
- F. USFWS Consultation
- G. High Quality Aquatic Resource Description

STUDY LOCATION AND LAND USES

The study area is in Willowbrook, DuPage County, IL and is within the Flagg Creek watershed (**Exhibit 1**). The parcel is bound by residential property on all sides with Tennessee Avenue to the east. The site consists of maintained turf and a single-family residence with a wooded area covering the west half of the parcel containing a small corner of a larger wetland system. The U.S. Fish and Wildlife Service (USFWS) National Wetland Inventory (NWI) (**Exhibit 2**) and the DuPage County Wetland Map (**Exhibit 3**) both identify a wetland onsite that is larger than the observed boundaries.

PURPOSE OF THE FIELD INVESTIGATION

The purpose of the field investigation was to determine the existence, location, and size of any jurisdictional wetlands or Waters of the U.S. within the scope of the project. The United States Army Corps of Engineers (Corps) outlined methods for delineating wetlands in the Corps of Engineers Wetlands Delineation Manual (Manual) dated 1987/Interim Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Midwest Region dated September 2010. These methods were used to delineate any jurisdictional areas. A floristic quality assessment was performed for the wetland by calculating the Coefficient of Conservatism (C) and Floristic Quality Index (I) using plant species observed in the field and nomenclature given in Plants of the Chicago Region (Swink and Wilhelm 1994). In addition, a wildlife habitat and use assessment was determined using the Modified Michigan Department of Natural Resources Method (MDNR) and evaluation score sheet.

METHODOLOGY

The Corps Federal Register (1982) and Environmental Protection Agency (EPA) Federal Register (1980) jointly define wetlands as: "Those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions." Therefore, in order to be considered a jurisdictional wetland, three criteria: soils, hydrology, and vegetation must be met.

The Corps requires data forms and technical information as part of a delineation report to document the three criteria for any area determined to be a wetland. The corresponding data forms for this project are provided in **Appendix A**. A description of the three criteria, field methods, and floristic quality assessment are provided below.

i. Hydrology:

An area has wetland hydrology if it is inundated or saturated within the root zone and/or within 12" of the surface continuously for at least 5% of the growing season, approximately 9-14 days, in most years.

The Manual defines the growing season as the portion of the year when the soil temperature (measured 20in below the surface) is above biological zero (5°C or 41°F) which can be approximated by the number of “frost free” days (>28°F at a frequency of 5 years in 10).

Recorded data such as: aerial photographs (**Exhibit 4**), stream gage data, planning documents, and federal, state, county, and local agency records were examined prior to the site investigation to determine if hydrology may be present. Primary and secondary indicators were investigated in the field. Inundation, saturation in the upper 12”, water marks, drift lines, sediment deposits, drainage patterns, oxidized root channels in the upper 12”, water-stained leaves, local soil survey data, and the FAC-neutral test are all examples of field indicators. Seasonal factors and professional judgment were also taken into account when hydrology was determined.

ii. Soils:

Hydric soils are those soils that are sufficiently wet in the upper part to develop anaerobic conditions during the growing season. The field indicators of hydric soils in LRR, K, L, M, N, O, P for Illinois were used to determine if hydric soils are present. Natural Resources Conservation Service (NRCS) soil maps were examined prior to the site investigation to determine if hydric soils were present (**Exhibit 5**). Mapped types and/or the presence of field indicators were confirmed by digging soil pits. Soil pits at all data points were dug to a depth of approximately 24”, if able, as field indicators are typically observed within 20-36 inches of the soil surface. Soil colors were determined using the Munsell Soils Color Charts, dated 2000.

iii. Vegetation:

In order to be considered a wetland greater than 50% of the dominant plant species in the community must be hydrophytic. The USFWS published a regional list of plant species occurring in wetlands in 1988. Each species is assigned to a Wetland indicator category based upon its probability of naturally occurring in a wetland (Table 1). According to the Manual, when species that adapt for life in anaerobic soil conditions (OBL, FACW, FAC) immediately exceed 50% of the total dominance for each stratum, hydrophytic vegetation is present.

Table 1. Plant Indicator Status Categories* (USFWS 1988)

INDICATOR CATEGORY	REGION 3 INDICATOR	DEFINITION
Obligate Wetland	OBL	Occur almost always (estimated probability >99%) under natural conditions in wetlands, but which may also occur rarely (estimated probability <1%) in non-wetlands.
Facultative Wetland	FACW	Usually occur in wetlands (estimated probability 67%-99%), but occasionally found in non-wetlands, but occasionally found

		in non-wetlands (estimated probability 1%-33%).
Facultative	FAC	Equally likely to occur in wetlands or non-wetlands (estimated probability 34%-66%).
Facultative Upland	FACU	Usually occur in non-wetlands (estimated probability 67%-99%), but occasionally found in wetlands (estimated probability 1%-33%).
Obligate Upland	UPL	Occur almost always (estimated probability >99%) under natural conditions in non-wetlands in the region specified, but which may also occur rarely (estimated probability <1%) in wetlands.

* The three facultative categories are subdivided by (+) and (-) modifiers.

Several other indicators of hydrophytic vegetation may also be utilized, such as: the FAC neutral test, visual observations of plant species growing in prolonged inundation and/or soil saturation, morphological adaptations, technical literature, and physiological and reproductive adaptations. During the field inspection plant species lists were compiled at each data point and throughout each wetland to determine hydrophytic dominance and floristic quality.

Using the species list compiled in the field, a floristic quality assessment was performed for each wetland by calculating the Coefficient of Conservatism (C), Floristic Quality Index (I), and mean wetness coefficient (both native and including adventives), utilizing nomenclature given in Plants of the Chicago Region (Swink and Wilhelm 1994). The coefficient of conservatism number (C) is based upon the rarity of a species to occur and/or its resiliency to tolerate disturbance. The greater the number of species with a high C number will result in a higher native mean C (\hat{c}) or Floristic Quality Index (I). An area may be considered high quality if the \hat{c} and/or I are equal to or greater than 3.5 and/or 20, respectively. The mean wetness coefficient is calculated utilizing each species indicator status.

REGULATORY REQUIREMENTS

i. U.S. Army Corps of Engineers:

Areas under the Corps jurisdiction include navigable waters of the U.S. and most other lakes, rivers, streams, small tributary waterways, natural ponds, and wetlands (bogs, fens, wet meadows, etc.). Ditches for the purpose of drainage, excavated in uplands are not considered jurisdictional waters of the U.S. or wetlands. Section 10 of the Rivers and Harbors Act of 1899 (RHA) authorizes the Corps to regulate structures or work in, over, or under navigable waters of the United States, while, Section 404 of the Clean Water Act (CWA) gives the Corps authority to regulate discharges of dredged or fill material in waters of the U.S., including wetlands.

However, on January 9, 2001 in the U.S. Supreme Court Ruling in Solid Waste Agency of North Cook County v. U.S. Army Corps of Engineers, Corps regulatory jurisdiction was restricted under Section 404 of the CWA to navigable waters (i.e. Section 10 of RHA), surface tributaries to such navigable waters, and waters and wetlands that are adjacent to the Section 10 waters and their tributaries. Areas under jurisdiction on the basis of the "Migratory Bird Rule" which extended jurisdiction to include "intrastate waters" that lack a connection to a surface water tributary such as small isolated waters and wetlands like pocosins, prairie potholes, vernal pools and playa lakes, are excluded. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes and the like are "adjacent wetlands."

The Chicago District of the Corps issued a Regional Permit Program (RRP) for activities with minimal impacts for Cook and the surrounding collar counties. The RRP authorizes structures or work in or affecting navigable waters of the U.S. under RHA Section 10 and CWA Section 404. Authorization under RHA Section 10 is required for construction of structures such as piers, decks, breakwaters, jetties, utility lines, and activities such as dredging within, over, or under navigable waters of the United States. While, authorization for the discharge of dredged or fill material within CWA Section 404 Waters of the U.S. is required.

Activities are divided into two categories under the RRP (Category I & II). Projects that impact less than 0.5 acres of waters of the U.S. and do not impact any high-quality aquatic resources are processed under Category I. Compensatory mitigation is not required for impacts under 0.10 acres. Projects that impact between 0.5 and 1.0 acres of waters of the U.S. or impact high-quality aquatic resources are processed under Category II. Compensatory mitigation for impacts over 0.10 acres is required. High-Quality Aquatic Resources (HQARs) are generally considered unsuitable for dredge or fill activities. A description and list of HQARs as described by the Corps in the RRP is provided in **Appendix G**. Impacts to a high-quality aquatic resource or impacts over 1.0 acres require an Individual Permit (IP) as a more thorough examination of the project must be performed, in addition to public comment.

A native upland buffer (or other appropriate vegetation approved by the Corps) adjacent to all created, restored, enhanced or preserved waters of the U.S. and wetlands must be established or enhanced. According to the RRP the following buffer widths are required:

1. For any Waters of the U.S. (e.g. river, stream, creek, etc.), the buffer shall be a minimum of 50 feet from the Ordinary High-Water Mark (OHWM);
2. For any waters of the U.S., including wetlands, over 0.25 acres and up to 0.5 acres in size, the buffer shall be 30 feet wide;
3. For any waters of the U.S. including wetlands, 0.5 acres or larger in size, the buffer shall be 50 feet wide; and
4. For any area determined to be a high-quality resource, the buffer shall be 100 feet wide.

The above requirements do not apply to linear road crossings.

ii. DuPage County:

Per Article IV Section 15-40.H of the April 23, 2013 DuPage County Countywide Stormwater and Flood Plain Ordinance (DCSFPO), a stormwater permit is required if the development involves regulatory floodplains, wetlands and wetland buffers. Both isolated and adjacent wetlands are jurisdictional under the (DCSFPO). All wetland determinations and delineations that are conducted in DuPage County are required to use procedures in accordance with the current Federal wetland delineation methodology authorized under Section 404 of the CWA. As such, the above methodology as set forth in the Manual was used. All wetland delineations must be verified by DuPage County or the authorized Ordinance Administrator for all complete waiver communities. The Corps has issued DuPage County Department of Development and Economic Planning a Programmatic General Permit (RP-25), which designates the County as the lead agency to review permits involving wetlands.

All wetlands must be classified as critical or regulatory based on the assessment of certain functions and values. They are as follows:

- The wetland is identified as a critical wetland in the County's wetland inventory.
- The wetland is known to possess a Federal or State listed threatened or endangered species.
- The plant community within the wetland is determined to have a native floristic quality index of 20 or higher during a single season assessment, a native mean C-value of 3.5 or greater, or alternatively a natural area rating index (NARI) value of 35.0 or higher during a spring, summer, and fall assessment, as calculated by the Swink & Wilhelm methodology. If both methods are performed, the NARI value shall prevail as the determining value.
- The initial wildlife quality value using the Modified Michigan Department of Natural Resources Method is 5.0 or higher, or alternatively the mean rated wildlife quality (MWRQ) is determined to be 8.0 or higher, as calculated by the Ludwig wildlife habitat evaluation methodology. If both methods are performed, the Ludwig value shall prevail as the determining value.

Development within or affecting critical wetlands under the DCSFPO is prohibited, unless documentation is submitted that conclusively proves that the presence of critical wetlands precludes all economic use of the entire parcel, and that no practicable alternative to wetland modification exists. Mitigation for impacts to critical wetlands is required at a minimum proportional rate of three to one (3:1).

All other wetlands that do not meet any of the functions and values described above are considered regulatory. Development within or affecting a regulatory wetland that is equal to or greater than 0.10 acre shall be prohibited unless documentation is submitted that conclusively proves that no practicable

alternative to wetland modification exists. While, development within or affecting a regulatory wetland that is less than 0.10 acre in total size does not require documentation showing that no practicable alternative to wetland modification exists. Mitigation for impacts to regulatory wetlands is required at a minimum proportional rate of one and a half to one (1.5:1).

Development within 50ft of a regulatory wetland and 100ft of a critical wetland must mitigate the natural functions of the buffer to the extent practicable.

JURISDICTIONAL WETLANDS AND WATERS OF THE U.S.

There is one wetland located within the study area. The boundaries of this wetland were staked with pink pin flags with the wording “Wetland Delineation.” Data points were taken both within and outside of the wetland boundaries to support our conclusions. These data points are marked on an aerial photograph with the approximate wetland boundary (**Exhibit 8**). The corresponding data forms are provided in **Appendix A**. The following text characterizes the wetland.

i. Wetland 1:

This area consists of a small corner of a larger wetland complex extending to the west and north of the studied parcel. The U.S. Fish and Wildlife Service (USFWS) National Wetland Inventory (NWI) (**Exhibit 2**) identifies this area as a wooded wetland, and the DuPage County Wetland Map (**Exhibit 3**) indicated this same wetland to be regulatory. Two data points were used to support our findings.

The hydrology is provided by precipitation, surface runoff, and possibly groundwater. Presence of surface saturation, a water table 1" below the soil surface, and water stained leaves in a small depression helped to determine persistent hydrology within the project bounds. Soils are mapped Peotone Silty Clay Loam and hydric soil indicator F6 showed hydric soil was present at the sample site. Dominant vegetation consisted of buckthorn (*Rhamnus cathartica*). Therefore, the sample site satisfies all three criteria and qualifies as a wetland.

The Coefficient of Conservatism (C), Floristic Quality Index (I), and mean wetness coefficient for the wetland was 1.43, 3.78, and -0.43, respectively and are provided in the floristic quality assessment as **Appendix B**. The MDNR Wildlife Assessment score was 3.0, and has been provided in **Appendix C**, as such, this wetland is considered regulatory.

The USFWS and IDNR consultation tools regarding threatened or endangered species were used to determine the likeliness of a T&E species being found on the property. These consultations are provided as **Appendix E & F**.

As the wetland is of small size and low quality, it provides functions at a low level. Several functions include: sediment filtration from upland areas, stormwater storage during and after precipitation events, reducing the impact of urbanization on water quality by filtering and assimilating nutrients

discharged from surrounding uplands, and provides a habitat for resting, reproducing, and nesting animals.

As this wetland is considered regulatory, a 50ft buffer is present. The 50ft buffer currently consists of turf grass and low-quality volunteer and invasive species, meaning an extremely limited native buffer is currently present.

Recommendations

Should development be proposed on this property, a stormwater management application should be sought from the DuPage County stormwater department. It also advised to request a jurisdictional determination to determine the presiding authority over this wetland by submitting a jurisdictional request form to the USACE prior to any development occurring within the parcel.

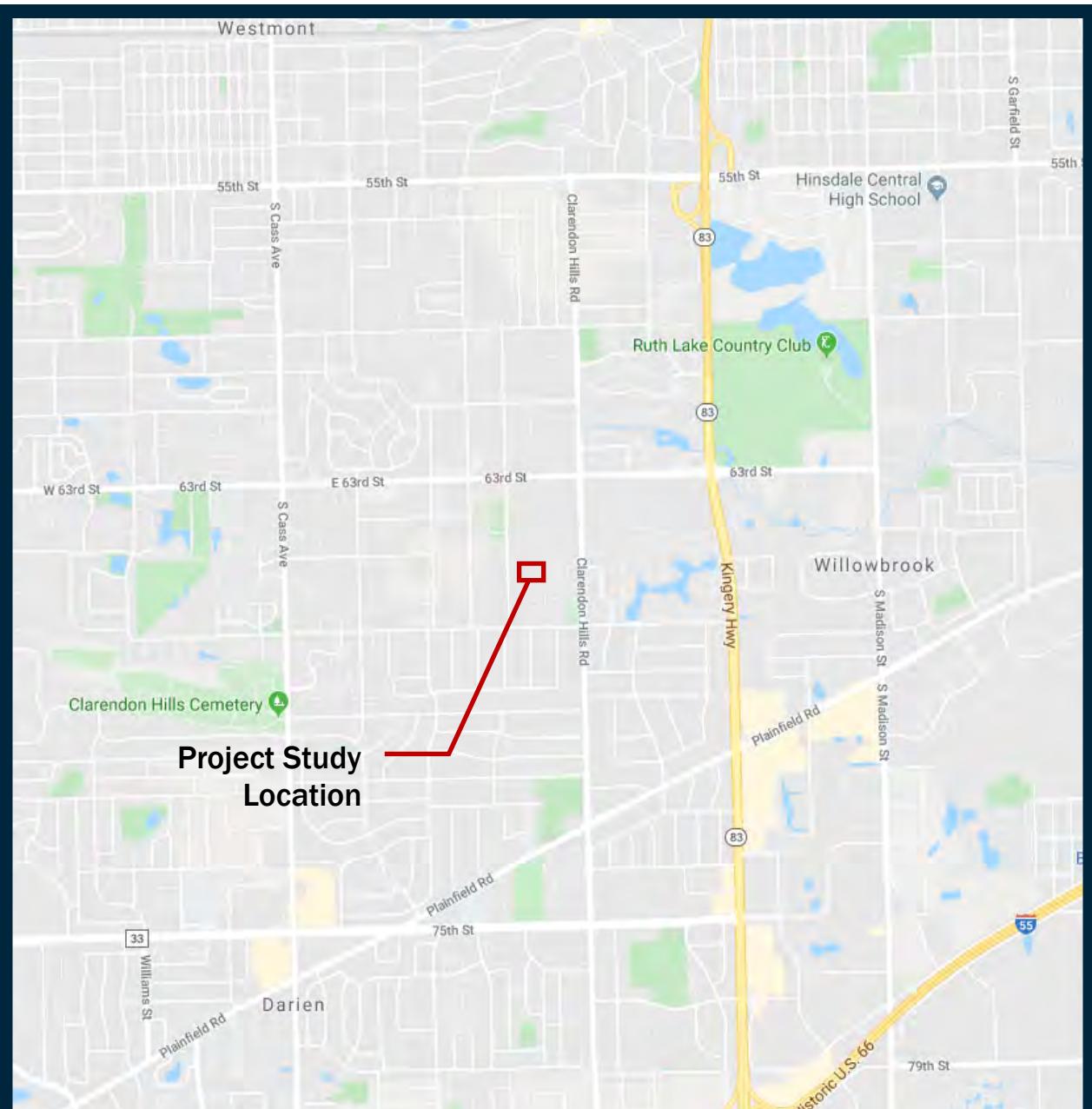
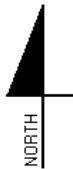


Exhibit 1

Location Map

Lat/Long: $41^{\circ} 46'07"$, $-87^{\circ} 57'29"$

Project Study Location



Client: Mr. Paul Garver
 Project Name: 6544 Tennessee Ave
 ERA Project #: 191206
 Source : Google Maps

Not to Scale



Engineering Resource Associates, Inc.

3S701 West Avenue, Suite 150
 Warrenville, IL 60555
 Phone: (630) 393-3060 FAX: (630) 393-2152

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Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : USFWS



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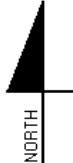
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EXHIBIT 3

DuPage County Wetland Map
Lat/Long: $41^{\circ} 46'07''$, $-87^{\circ} 57'29''$

— Project Study Location



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : DuPage GIS

Not to Scale



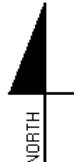
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Exhibit 4
Aerial Photo
Lat/Long: $41^{\circ} 46'07''$, $-87^{\circ} 57'29''$
— Project Study Location



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : Google Maps

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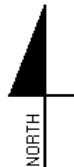


Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
146A	Elliott silt loam, 0 to 2 percent slopes	1.1	78.9%
232A	Ashkum silty clay loam, 0 to 2 percent slopes	0.3	18.7%
330A	Peotone silty clay loam, 0 to 2 percent slopes	0.0	2.4%
Totals for Area of Interest		1.4	100.0%

EXHIBIT 5
NRCS Soils Map
Lat/Long: $41^{\circ} 46'07''$, $-87^{\circ} 57'29''$

 **Project Study Location**



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : USDA

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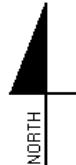
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EXHIBIT 6

Flood Insurance Rate Map
Lat/Long: 41° 46'07", -87° 57'29"

Project Study Location



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : FEMA

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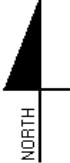
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EXHIBIT 7

USGS Topographic Map
Lat/Long: $41^{\circ} 46' 07''$, $-87^{\circ} 57' 29''$

Project Study Location



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : USGS

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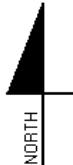


EXHIBIT 8

Approximate Wetland Location

Lat/Long: $41^{\circ} 46'07"$, $-87^{\circ} 57'29"$

- Approximate Wetland Boundary
- Approximate Offsite Wetlands Boundary
- Project Study Location
- Data Point



Client: Mr. Paul Garver
Project Name: 6544 Tennessee Ave
ERA Project #: 191206
Source : Google Earth

Not to Scale



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Appendix A.1
WETLAND DETERMINATION DATA FORM - Midwest Region

Project/Site 6544 Tennessee Avenue City/County: DuPage Sampling Date: December 04, 2019
 Applicant/Owner: Mr. Paul Garver State: IL Sampling Point: 1
 Investigator(s): Brad Earnest Section, Township, Range: S22 T38N R11E
 Landform (hillslope, terrace, etc.): Closed Depression Local relief (concave, convex, none): Concave
 Slope (%): 0%-2% Lat: 41°46'08" Long: -87°57'31" Datum: WGS 1984
 Soil Map Unit Name: 330A Peotone silty clay loam NWI Classification:伍ooded Wetland

Are climatic/hydrologic conditions of the site typical for this time of the year? (If no, explain in remarks)

Are vegetation _____, soil _____, or hydrology _____ significantly disturbed? Are "normal circumstances" present?

Are vegetation _____, soil _____, or hydrology _____ naturally problematic? present? Yes

SUMMARY OF FINDINGS

Hydrophytic vegetation present? <input checked="" type="checkbox"/>	Is the sampled area within a wetland? <input checked="" type="checkbox"/>
Hydric soil present? <input checked="" type="checkbox"/>	f yes, optional wetland site ID: _____
Wetland hydrology present? <input checked="" type="checkbox"/>	
Remarks: (Explain alternative procedures here or in a separate report.)	

VEGETATION -- Use scientific names of plants.

<p><u>Tree Stratum</u> (Plot size: 30)</p> <p>1 <i>Rhamnus cathartica</i> 65 Y FAC</p> <p>2 <i>Populus deltoides</i> 10 N FAC</p> <p>3 <i>Ulmus americana</i> 5 N FACW</p> <p>4 _____</p> <p>5 _____</p> <p style="text-align: right;">80 = Total Cover</p> <p><u>Sapling/Shrub stratum</u> (Plot size: 15)</p> <p>1 _____</p> <p>2 _____</p> <p>3 _____</p> <p>4 _____</p> <p>5 _____</p> <p style="text-align: right;">0 = Total Cover</p> <p><u>Herb stratum</u> (Plot size: 5)</p> <p>1 _____</p> <p>2 _____</p> <p>3 _____</p> <p>4 _____</p> <p>5 _____</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p style="text-align: right;">0 = Total Cover</p> <p><u>Woody vine stratum</u> (Plot size: 30)</p> <p>1 <i>Vitis riparia</i> 5 Y FACW</p> <p>2 _____</p> <p style="text-align: right;">5 = Total Cover</p>	<p>Dominance Test Worksheet</p> <p>Number of Dominant Species that are OBL, FACW, or FAC: 2 (A)</p> <p>Total Number of Dominant Species Across all Strata: 2 (B)</p> <p>Percent of Dominant Species that are OBL, FACW, or FAC: 100.00% (A/B)</p> <p>Prevalence Index Worksheet</p> <p>Total % Cover of:</p> <table style="margin-left: 20px;"> <tr><td>OBL species</td><td>0</td><td>x 1 =</td><td>0</td></tr> <tr><td>FACW species</td><td>5</td><td>x 2 =</td><td>10</td></tr> <tr><td>FAC species</td><td>75</td><td>x 3 =</td><td>225</td></tr> <tr><td>FACU species</td><td>0</td><td>x 4 =</td><td>0</td></tr> <tr><td>UPL species</td><td>0</td><td>x 5 =</td><td>0</td></tr> <tr><td>Column totals</td><td>80 (A)</td><td></td><td>235 (B)</td></tr> </table> <p>Prevalence Index = B/A = 2.94</p> <p>Hydrophytic Vegetation Indicators:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Rapid test for hydrophytic vegetation <input checked="" type="checkbox"/> Dominance test is >50% <input checked="" type="checkbox"/> Prevalence index is ≤3.0* <input type="checkbox"/> Morphological adaptations* (provide supporting data in Remarks or on a separate sheet) <input type="checkbox"/> Problematic hydrophytic vegetation* (explain) <p>*Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic</p> <p>Hydrophytic vegetation present? <input checked="" type="checkbox"/></p>	OBL species	0	x 1 =	0	FACW species	5	x 2 =	10	FAC species	75	x 3 =	225	FACU species	0	x 4 =	0	UPL species	0	x 5 =	0	Column totals	80 (A)		235 (B)
OBL species	0	x 1 =	0																						
FACW species	5	x 2 =	10																						
FAC species	75	x 3 =	225																						
FACU species	0	x 4 =	0																						
UPL species	0	x 5 =	0																						
Column totals	80 (A)		235 (B)																						

Remarks: (Include photo numbers here or on a separate sheet)

Depth (Inches)	Matrix		Redox Features				Texture	Remarks
	Color (moist)	%	Color (moist)	%	Type*	Loc**		
0-3	2.5Y 2.5/1	100					Clay Loam	
3-12	2.5Y 2.5/1	98	7.5YR 4/6	2	C	M	Clay Loam	

*Type: C = Concentration, D = Depletion, RM = Reduced Matrix, MS = Masked Sand Grains. **Location: PL = Pore Lining, M = Matrix

Hydric Soil Indicators:		Indicators for Problematic Hydric Soils:	
<input type="checkbox"/> Histisol (A1)	<input type="checkbox"/> Sandy Gleyed Matrix (S4)	<input type="checkbox"/> Coast Prairie Redox (A16) (LRR K, L, R)	
<input type="checkbox"/> Histic Epipedon (A2)	<input type="checkbox"/> Sandy Redox (S5)	<input type="checkbox"/> Dark Surface (S7) (LRR K, L)	
<input type="checkbox"/> Black Histic (A3)	<input type="checkbox"/> Stripped Matrix (S6)	<input type="checkbox"/> 5 cm Mucky Peat or Peat (S3) (LRR K, L, R)	
<input type="checkbox"/> Hydrogen Sulfide (A4)	<input type="checkbox"/> Loamy Mucky Mineral (F1)	<input type="checkbox"/> Iron-Manganese Masses (F12) (LRR K, L, R)	
<input type="checkbox"/> Stratified Layers (A5)	<input type="checkbox"/> Loamy Gleyed Matrix (F2)	<input type="checkbox"/> Very Shallow Dark Surface (TF12)	
<input type="checkbox"/> 2 cm Muck (A10)	<input type="checkbox"/> Depleted Matrix (F3)	<input type="checkbox"/> Other (explain in remarks)	
<input type="checkbox"/> Depleted Below Dark Surface (A11)	<input checked="" type="checkbox"/> Redox Dark Surface (F6)		
<input type="checkbox"/> Thick Dark Surface (A12)	<input type="checkbox"/> Depleted Dark Surface (F7)		
<input type="checkbox"/> Sandy Mucky Mineral (S1)	<input type="checkbox"/> Redox Depressions (F8)		
<input type="checkbox"/> 5 cm Mucky Peat or Peat (S3)			
Restrictive Layer (if observed):		Indicators of hydrophytic vegetation and wetland hydrology must be present, unless disturbed or problematic	
Type: _____		Hydric soil present? <input type="checkbox"/> Y	
Depth (inches): _____			
Remarks:			

HYDROLOGY

Wetland Hydrology Indicators:								
Primary Indicators (minimum of one is required; check all that apply)					Secondary Indicators (minimum of two required)			
Surface Water (A1)		Aquatic Fauna (B13)			<input type="checkbox"/> Surface Soil Cracks (B6)			
<input checked="" type="checkbox"/> High Water Table (A2)		True Aquatic Plants (B14)			<input type="checkbox"/> Drainage Patterns (B10)			
<input checked="" type="checkbox"/> Saturation (A3)		Hydrogen Sulfide Odor (C1)			<input type="checkbox"/> Dry-Season Water Table (C2)			
Water Marks (B1)		Oxidized Rhizospheres on Living Roots (C3)			<input type="checkbox"/> Crayfish Burrows (C8)			
Sediment Deposits (B2)		Presence of Reduced Iron (C4)			<input type="checkbox"/> Saturated Visible on Aerial Imagery (C9)			
Drift Deposits (B3)		Recent Iron Reduction in Tilled Soils (C6)			<input type="checkbox"/> Stunted or Stressed Plants (D1)			
Algal Mat or Crust (B4)		Thin Muck Surface (C7)			<input type="checkbox"/> Geomorphic Position (D2)			
Iron Deposits (B5)		Gauge or Well Data (D9)			<input type="checkbox"/> FAC-Neutral Test (D5)			
Inundation Visible on Aerial Imagery (B7)		Other (Explain in Remarks)						
Sparsely Vegetated Concave Surface (B8)								
<input checked="" type="checkbox"/> Water-Stained Leaves (B9)								
Field Observations:								
Surface water present?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	X	Depth (inches):	>24			
Water table present?	Yes <input type="checkbox"/>	No <input type="checkbox"/>		Depth (inches):	>1"			
Saturation present?	Yes <input type="checkbox"/>	No <input type="checkbox"/>		Depth (inches):	0"			
(includes capillary fringe)								
Describe recorded data (stream gauge, monitoring well, aerial photos, previous inspections), if available:								
Remarks:								

Appendix A.2
WETLAND DETERMINATION DATA FORM - Midwest Region

Project/Site 6544 Tennessee Avenue City/County: DuPage Sampling Date: December 04, 2019
 Applicant/Owner: Mr. Paul Garver State: IL Sampling Point: 2
 Investigator(s): Brad Earnest Section, Township, Range: S22 T38N R11E
 Landform (hillslope, terrace, etc.): Closed Depression Local relief (concave, convex, none): Concave
 Slope (%): 0%-2% Lat: 41°46'08" Long: -87°57'31" Datum: WGS 1984
 Soil Map Unit Name: 330A Peotone silty clay loam NWI Classification: None

Are climatic/hydrologic conditions of the site typical for this time of the year? Y (If no, explain in remarks)

Are vegetation _____, soil _____, or hydrology _____ significantly disturbed? Are "normal circumstances"

Are vegetation _____, soil _____, or hydrology _____ naturally problematic? present? Yes

SUMMARY OF FINDINGS

(If needed, explain any answers in remarks.)

Hydrophytic vegetation present? <u>Y</u>	Is the sampled area within a wetland? <u>N</u>
Hydric soil present? <u>N</u>	f yes, optional wetland site ID: _____
Wetland hydrology present? <u>N</u>	
Remarks: (Explain alternative procedures here or in a separate report.)	

VEGETATION -- Use scientific names of plants.

<u>Tree Stratum</u> (Plot size: <u>30</u>) 1 <u>Rhamnus cathartica</u> 2 _____ 3 _____ 4 _____ 5 _____ <u>Sapling/Shrub stratum</u> (Plot size: <u>15</u>) 1 _____ 2 _____ 3 _____ 4 _____ 5 _____ <u>Herb stratum</u> (Plot size: <u>5</u>) 1 _____ 2 _____ 3 _____ 4 _____ 5 _____ 6 _____ 7 _____ 8 _____ 9 _____ 10 _____ <u>Woody vine stratum</u> (Plot size: <u>30</u>) 1 _____ 2 _____	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Absolute % Cover</th> <th style="text-align: left;">Dominant Species</th> <th style="text-align: left;">Indicator Status</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">85</td> <td style="text-align: center;">Y</td> <td style="text-align: center;">FAC</td> </tr> <tr> <td colspan="3" style="text-align: center;">85 = Total Cover</td> </tr> <tr> <td colspan="3" style="text-align: center;">0 = Total Cover</td> </tr> <tr> <td colspan="3" style="text-align: center;">0 = Total Cover</td> </tr> <tr> <td colspan="3" style="text-align: center;">0 = Total Cover</td> </tr> <tr> <td colspan="3" style="text-align: center;">0 = Total Cover</td> </tr> </tbody> </table> <p>Dominance Test Worksheet Number of Dominant Species that are OBL, FACW, or FAC: <u>1</u> (A) Total Number of Dominant Species Across all Strata: <u>1</u> (B) Percent of Dominant Species that are OBL, FACW, or FAC: <u>100.00%</u> (A/B)</p> <p>Prevalence Index Worksheet Total % Cover of: OBL species <u>0</u> x 1 = <u>0</u> FACW species <u>0</u> x 2 = <u>0</u> FAC species <u>85</u> x 3 = <u>255</u> FACU species <u>0</u> x 4 = <u>0</u> UPL species <u>0</u> x 5 = <u>0</u> Column totals <u>85</u> (A) <u>255</u> (B) Prevalence Index = B/A = <u>3.00</u></p> <p>Hydrophytic Vegetation Indicators: Rapid test for hydrophytic vegetation X Dominance test is >50% X Prevalence index is ≤3.0* Morphological adaptations* (provide supporting data in Remarks or on a separate sheet) Problematic hydrophytic vegetation* (explain)</p> <p>*Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic</p> <p>Hydrophytic vegetation present? <u>Y</u></p>	Absolute % Cover	Dominant Species	Indicator Status	85	Y	FAC	85 = Total Cover			0 = Total Cover											
Absolute % Cover	Dominant Species	Indicator Status																				
85	Y	FAC																				
85 = Total Cover																						
0 = Total Cover																						
0 = Total Cover																						
0 = Total Cover																						
0 = Total Cover																						

Remarks: (Include photo numbers here or on a separate sheet)

Depth (Inches)	Matrix		Redox Features				Texture	Remarks
	Color (moist)	%	Color (moist)	%	Type*	Loc**		
0-24	2.5Y 2.5/1	100					Clay Loam	

*Type: C = Concentration, D = Depletion, RM = Reduced Matrix, MS = Masked Sand Grains. **Location: PL = Pore Lining, M = Matrix

Hydric Soil Indicators:		Indicators for Problematic Hydric Soils:	
—	Histisol (A1)	—	Sandy Gleyed Matrix (S4)
—	Histic Epipedon (A2)	—	Sandy Redox (S5)
—	Black Histic (A3)	—	Stripped Matrix (S6)
—	Hydrogen Sulfide (A4)	—	Loamy Mucky Mineral (F1)
—	Stratified Layers (A5)	—	Loamy Gleyed Matrix (F2)
—	2 cm Muck (A10)	—	Depleted Matrix (F3)
—	Depleted Below Dark Surface (A11)	—	Redox Dark Surface (F6)
—	Thick Dark Surface (A12)	—	Depleted Dark Surface (F7)
—	Sandy Mucky Mineral (S1)	—	Redox Depressions (F8)
—	5 cm Mucky Peat or Peat (S3)		
Restrictive Layer (if observed):		Hydric soil present? <u>N</u>	
Type:			
Depth (inches):			
Remarks:			

HYDROLOGY

Wetland Hydrology Indicators:								
Primary Indicators (minimum of one is required; check all that apply)					Secondary Indicators (minimum of two required)			
—	Surface Water (A1)	—	Aquatic Fauna (B13)	—	Surface Soil Cracks (B6)	—	Drainage Patterns (B10)	—
—	High Water Table (A2)	—	True Aquatic Plants (B14)	—	Dry-Season Water Table (C2)	—	Crayfish Burrows (C8)	—
—	Saturation (A3)	—	Hydrogen Sulfide Odor (C1)	—	Saturation Visible on Aerial Imagery (C9)	—	Stunted or Stressed Plants (D1)	—
—	Water Marks (B1)	—	Oxidized Rhizospheres on Living Roots (C3)	—	Geomorphic Position (D2)	—	FAC-Neutral Test (D5)	—
—	Sediment Deposits (B2)	—	Presence of Reduced Iron (C4)	—				
—	Drift Deposits (B3)	—	Recent Iron Reduction in Tilled Soils (C6)	—				
—	Algal Mat or Crust (B4)	—	Thin Muck Surface (C7)	—				
—	Iron Deposits (B5)	—	Gauge or Well Data (D9)	—				
—	Inundation Visible on Aerial Imagery (B7)	—	Other (Explain in Remarks)	—				
—	Sparsely Vegetated Concave Surface (B8)	—		—				
—	Water-Stained Leaves (B9)	—		—				
Field Observations:								
Surface water present?	Yes	No	X	Depth (inches):	0"			
Water table present?	Yes	No	X	Depth (inches):	>24"			
Saturation present?	Yes	No	X	Depth (inches):	>24"			
(includes capillary fringe)								
Describe recorded data (stream gauge, monitoring well, aerial photos, previous inspections), if available:								
Remarks:								

Appendix B

SITE: 6544 Tennessee Avenue
 LOCALE: DuPage County
 BY: B. Earnest
 NOTES: 4-Dec-19

CONSERVATISM-BASED METRICS		ADDITIONAL METRICS
MEAN C (NATIVE SPECIES)	1.67	SPECIES RICHNESS (ALL) 7
MEAN C (ALL SPECIES)	1.43	SPECIES RICHNESS (NATIVE) 6
MEAN C (NATIVE TREES)	1.00	% NON-NATIVE 0.14
MEAN C (NATIVE SHRUBS)	5.00	WET INDICATOR (ALL) -0.43
MEAN C (NATIVE HERBACEOUS)	1.00	WET INDICATOR (NATIVE) -0.50
FQAI (NATIVE SPECIES)	4.08	% HYDROPHYTE (MIDWEST) 1.00
FQAI (ALL SPECIES)	3.78	% NATIVE PERENNIAL 0.86
ADJUSTED FQAI	15.43	% NATIVE ANNUAL 0.00
% C VALUE 0	0.43	% ANNUAL 0.00
% C VALUE 1-3	0.43	% PERENNIAL 1.00
% C VALUE 4-6	0.14	
% C VALUE 7-10	0.00	

SPECIES ACRONYM	SPECIES NAME (NWPL/MOHLENBROCK)	SPECIES (SYNONYM)	COMMON NAME	C VALUE	MIDWEST WET INDICATOR	NC-NE WET INDICATOR	WET (NUMERIC) INDICATOR	HABIT	DURATION	NATIVITY
ACENEG	Acer negundo	Acer negundo var.	Ash-Leaf Maple	0	FAC	FAC	0	Tree	Perennial	Native
CORSER	Cornus alba	Cornus alba sericea	Red Osier	5	FACW	FACW	-1	Shrub	Perennial	Native
GEUCAN	Geum canadense	Geum canadense	White Avens	1	FAC	FAC	0	Forb	Perennial	Native
POPDEL	Populus deltoides	Populus deltoides	Eastern Cottonwood	0	FAC	FAC	0	Tree	Perennial	Native
RHACAT	Rhamnus cathartica	Rhamnus cathartica CATHARTICA	European Buckthorn	0	FAC	FAC	0	Shrub	Perennial	Adventive
ULMAME	Ulmus americana	Ulmus americana	American Elm	3	FACW	FACW	-1	Tree	Perennial	Native
VITRIP	Vitis riparia	Vitis riparia var. syrticola	River-Bank Grape	1	FACW	FAC	-1	Vine	Perennial	Native

Appendix C

OBSERVER: Brad Earnest

DATE: December 04, 2019

LOCATION: 6544 Tennessee Ave, Willowbrook, DuPage County IL

WILDLIFE HABITAT/USE EVALUATION SCORE SHEET

To assess the existing and/or potential wildlife habitat use of the subject wetland, the applicant must first complete this score sheet. The attached documentation provides examples of each scoring parameter.

A separate sheet must be completed for each wetland. The wetland system as a whole must be considered. If the wetland extends off-site, aerial photographs, observations from public access areas (roads, etc.) should be considered in the evaluation sheet.

Applicants must document their basis for scoring decisions with field surveys followed by current photographs, and other appropriate information.

A. Utilization by Wildlife

<u>Wildlife Use</u>	<u>Score</u>
Significant	3
Evident	2
Low	1
Occasional	0.5
Non-Existent	0
<u>SUB-TOTAL =</u>	<u>0.5</u>

Observations/Notes: _____

B. Interspersion of Vegetative Cover

<u>Interspersion</u>	<u>Score</u>
High	3
Medium	2
Low	1
<u>SUB-TOTAL=</u>	<u>1</u>

% Cover of Each Plant Community Type:
Emergent _____ 10%
Scrub Shrub _____ 50%
Wet Meadow _____
Forested _____ 20%
Aquatic _____
Other _____

C. Vegetative Cover to Open Water

<u>Cover</u>	<u>Score</u>
>95% Cover	0.5
76%- 95% Cover, Peripheral	1.5
76%- 95% Cover, Various	2.5
26%- 75% Cover, Peripheral	2.0
26%- 75% Cover, Patches	3.0
5%- 25% Cover, Peripheral	1.0
<5% Cover	0.5
<u>SUB-TOTAL=</u>	<u>1.5</u>

TOTAL SCORE (A+B+C) = 3.0

Appendix C

Total score ≥ 5.00 wetland receives CRITICAL status

Total score < 5.00 wetland receives REGULATORY status

Wildlife habitat use evaluation of any particular wetland should consider both the actual wildlife uses and an analysis of the habitat values related to wildlife. Habitat evaluation provides consideration of conditions for species of wildlife that may not be currently using a wetland, but preferred habitat for feeding, nesting, rearing of young, or cover is present.

Wildlife habitat/use, ideally, should be analyzed over an entire year and for some wetlands, several years' conditions should be documented. However, obvious time constraints do not allow this. Therefore, if the evaluator does not have personal knowledge of the wetland during other seasons/years and does not have training in wildlife, a degreed wildlife biologist or ecologist should be requested to complete this section of the evaluation.

A. Utilization by Wildlife

Complete the table on the evaluation form for each wildlife group for the uses listed across the top of the table using the following point system. Consider all seasons of the year in this evaluation.

Use by wildlife group within each habitat is significant in that loss or reduction of the habitat would have an adverse effect (i.e., loss of individuals) on the population of the species or overall wildlife population in the general area (township). **SCORE = 3**

Use by wildlife group within each habitat is evident or probable and loss or reduction of the habitat would have an adverse effect (i.e., loss of individuals) on the local wildlife population (surrounding sections). **SCORE = 2**

Use by wildlife group within each habitat is incidental or low in that loss or reduction of the habitat would have a negligible effect (i.e., loss of individuals) on the local wildlife population.

SCORE = 1

Use by wildlife group within each habitat is nonexistent at any time during any year. NOTE: Use 0.5 to signify occasional use. **SCORE = 0**

B. Interspersion of Vegetative Cover

From recent aerial photographs of the wetland, determine which of the following criteria best describes the vegetative forms of the site. Determine from conditions at the peak of the growing season.

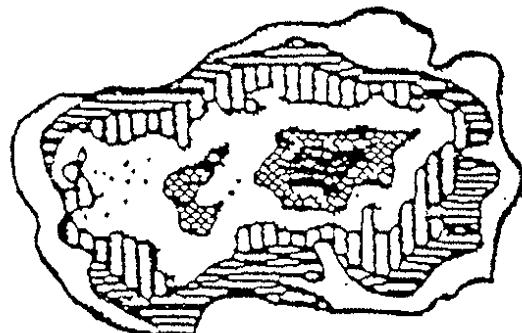
	COMMUNITY TYPE 1
	COMMUNITY TYPE 2
	COMMUNITY TYPE 3
	COMMUNITY TYPE 4
	COMMUNITY TYPE 5
	COMMUNITY TYPE 6

Appendix C

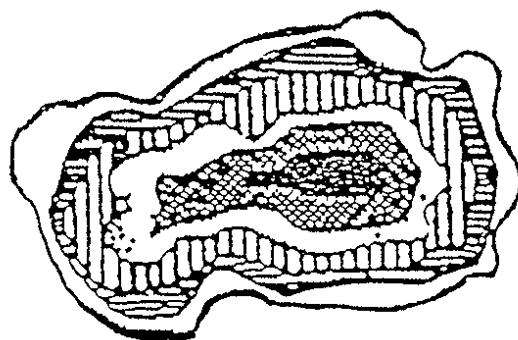
High interspersion of vegetation. Edge is abundant and consists of several species. Life form zones of vegetation are broken into segments of variable size and shape. Subforms of vegetation are small and scattered. **SCORE = 3**



Moderate interspersion of vegetation. Edge is moderate in length and diversity with some irregularity in the distribution of subform stands, but vegetation life forms remain largely intact. **SCORE = 2**



Low interspersion of vegetation. Length and types of edge are at a minimum. The wetland consists of concentric life forms and subforms. Subform stands are large and continuous. **SCORE = 1**



Appendix C

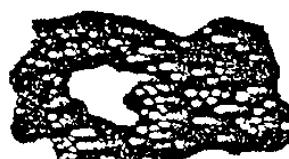
C. Vegetative Cover to Open Water

From a recent aerial photograph of the wetland, determine which of the following criteria best describes the vegetation/open water characteristics of the wetland. NOTE: Wetland cover types: white areas indicate water (with or without surface plants); black areas indicate emergents, shrubs, or trees.

Cover occupies more than 95% of wetland **SCORE = 0.5**



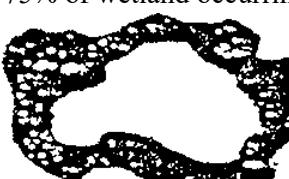
Cover occupies 76 - 95% of wetland occurring in peripheral band **SCORE = 1.5**



Cover occupies 76 – 95% of wetland with scattered open water **SCORE = 2.5**



Cover occupies 26 – 75% of wetland occurring in peripheral band **SCORE = 2.0**



Cover occupies 26 – 75% of wetland occurring in dense patches or diffuse in open stands **SCORE = 3.0**

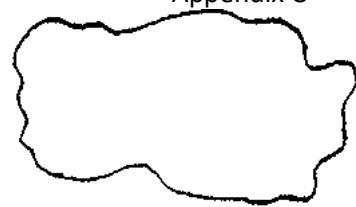


Cover occupies 5 – 25% of wetland occurring in peripheral band or diffuse in open stands **SCORE = 1.0**



Cover occupies less than 5% of wetland **SCORE = 0.5**

Appendix C



APPENDIX D

Photo 1

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing northwest into the wetland area. The property corner stake is identified by a pink ribbon in the photo.



Photo 2

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing northwest outside of the property limits. Standing water can be seen in an area dominated by cottonwood and buckthorn



Photo 3

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Photo showing a constructed berm along the west property limits.



APPENDIX D

Photo 4

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Photo taken facing the opposite direction of Photo #3 showing the berm.



Photo 5

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing southeast out of the wetland into the upland area.



Photo 6

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing into the wetland area from upland.



APPENDIX D

Photo 7

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing south along the edge of the wooded area. This portion of the woods is dominated by honeysuckle, buckthorn, and features some black locust.



Photo 8

Site: 6544 Tennessee Avenue

Date: December 04, 2019

Investigator: Brad Earnest

Description: Facing north into the adjacent property. Standing water is visible where a drainage path has been excavated leading to a stormwater drain.



Applicant: Engineering Resource Associates
Contact: Bradley Earnest
Address: 3S701 West Ave
 Suite 150
 Warrenville, IL 60555

Project: 6544 Tennessee Ave
Address: 6544 Tennessee Avenue, Willowbrook

IDNR Project Number: 2004741
Date: 12/09/2019
Alternate Number: 191206

Description: The land owner would like to divide a large lot into two smaller lots for single-family homes.

Natural Resource Review Results

This project was submitted for information only. It is not a consultation under Part 1075.

The Illinois Natural Heritage Database shows the following protected resources may be in the vicinity of the project location:

St. John Lutheran Prairie INAI Site
 St. John Lutheran Prairie Natural Heritage Landmark

Location

The applicant is responsible for the accuracy of the location submitted for the project.



County: DuPage

Township, Range, Section:
38N, 11E, 22

IL Department of Natural Resources

Contact

Impact Assessment Section
 217-785-5500
 Division of Ecosystems & Environment

Disclaimer

The Illinois Natural Heritage Database cannot provide a conclusive statement on the presence, absence, or condition of natural resources in Illinois. This review reflects the information existing in the Database at the time of this inquiry, and should not be regarded as a final statement on the site being considered, nor should it be a substitute for detailed site surveys or field surveys required for environmental assessments. If additional protected resources are encountered during the project's implementation, compliance with applicable statutes and regulations is required.

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1. The IDNR EcoCAT website was developed so that units of local government, state agencies and the public could request information or begin natural resource consultations on-line for the Illinois Endangered Species Protection Act, Illinois Natural Areas Preservation Act, and Illinois Interagency Wetland Policy Act. EcoCAT uses databases, Geographic Information System mapping, and a set of programmed decision rules to determine if proposed actions are in the vicinity of protected natural resources. By indicating your agreement to the Terms of Use for this application, you warrant that you will not use this web site for any other purpose.
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Appendix F: USFWS Consultation

MEMO

TO: Mr. Paul Garver

FROM: Bradley Earnest, Wetland Scientist

DATE: December 04, 2019

RE: Section 7 Endangered Species Act Consultation – 6544 Tennessee Avenue, Willowbrook, DuPage Co, IL - Wetland Delineation ERA Project No. 191206

The study area is in Willowbrook, DuPage County, IL (Exhibit 1) within the Flagg Creek watershed. The parcel is bound by residential single-family homes on all sides with Tennessee Avenue to the east. The site consists of mowed turf and a private residence with wooded area on the west half of the lot that contains a small portion of a larger wetland system. The U.S. Fish and Wildlife Service (USFWS) National Wetland Inventory (NWI) (Exhibit 2) identifies a freshwater stream onsite; while, the DuPage County Wetland Map (Exhibit 3) identifies the same stream to be regulatory.

Engineering Resource Associates carefully reviewed the U.S. Fish and Wildlife technical assistance website on December 09, 2019, for federally listed threatened and endangered species. According to the website, the following species are listed and may be present in DuPage County:

Northern long-eared bat <i>Myotis septentrionalis</i>	Threatened	Hibernates in caves and mines - swarming in surrounding wooded areas in autumn. Roosts and forages in upland forests and woods.	May affect but not likely to adversely affect.
Hine's emerald dragonfly <i>Somatochlora hineana</i>	Endangered	Spring fed wetlands, wet meadows and marshes	No effect
Hine's emerald dragonfly <i>Somatochlora hineana</i>	Critical Habitat Designated	Map and written description of the areas designated as Critical Habitat (PDF)	No effect
Rusty patched bumble bee <i>Bombus affinis</i>	Endangered	Grasslands with flowering plants from April through October, underground and abandoned rodent cavities or clumps of grasses above ground as nesting sites, and undisturbed soil for hibernating queens to overwinter.	No effect
Eastern prairie fringed orchid <i>(Platanthera leucophaea)</i>	Threatened	Moderate to high quality wetlands, sedge meadow, marsh, and mesic to wet prairie	No effect
Leafy-prairie clover <i>(Dalea foliosa)</i>	Endangered	Prairie remnants on thin soil over limestone	No effect

Appendix F: USFWS Consultation

<u>Mead's milkweed</u> (<i>Asclepias meadii</i>)	Threatened	Late successional tallgrass prairie, tallgrass prairie converted to hay meadow, and glades or barrens with thin soil	No effect
<u>Prairie bush clover</u>	Threatened	Dry to mesic prairies with gravelly soil	No effect
<i>Lespedeza leptostachya</i>			

Critical Habitat Designated for the Hines Emerald Dragonfly is NOT located near the project.

This area is not suited for Rusty Patch Bumblebee habitat as it has seen a history of development and disturbance as well as a lack of forbs for the bees to feed on.

It is unlikely that the northern long-eared bat would hibernate or roost in the project area. Caves, karst areas, or abandoned mines are not present near the project site, however, large mature and dead trees were observed onsite that could be used for rest sites.

This location is unsuitable for growth of eastern prairie fringe orchids, leafy-prairie clover, mead's milkweed and prairie bush clover.

APPENDIX G

HIGH-QUALITY AQUATIC RESOURCES

U.S. Army Corps of Engineers, Chicago District Regional Permit Program

High-quality aquatic resources (HQARs) are aquatic areas considered to be regionally critical due to their uniqueness, scarcity, and/or value, and other wetlands considered to perform functions important to the public interest, as defined in 33 CFR Part 320.4(b)(2). These resources include Advanced Identification (ADID) sites, bogs, ephemeral pools, fens, forested wetlands, sedge meadows, seeps, streams rated Class A or B in the Illinois Biological Stream Characterization study, streamside marshes, wet prairies, wetlands supporting Federal or Illinois endangered or threatened species, and wetlands with a floristic quality index of 20 or greater or mean C-value of 3.5 or greater. The following descriptions of high-quality aquatic resources apply to the Chicago District only.

Advanced Identification (ADID) sites: Aquatic sites that have been identified by the District and U.S. Environmental Protection Agency, in advance of specific permit requests, as areas generally unsuitable for disposal of dredged or fill material. ADID sites include various waters of the U.S., including wetlands, identified in Lake and McHenry Counties.

Bog: A low nutrient peatland, usually in a glacial depression, that is acidic in the surface stratum and often dominated at least in part by the genus *Sphagnum*.

Ephemeral pool: A seasonally inundated depression within a forested wetland or upland community, usually located on a moraine, glacial outwash plain, or in an area shallow to bedrock; also known locally as a "vernal pool." These areas may not be permanently vegetated.

Fen: A peatland, herbaceous (including calcareous floating mats) or wooded, with calcareous groundwater flow.

Forested wetland: A wetland dominated by native woody vegetation with at least one of the following species or genera present: *Carya spp.*, *Cephalanthus occidentalis*, *Cornus alternifolia*, *Fraxinus nigra*, *Juglans cinerea*, *Nyssa sylvatica*, *Quercus spp.*, or *Thuja occidentalis*.

Sedge meadow: A wetland dominated by at least one of the following genera: *Carex*, *Calamagrostis*, *Cladium*, *Deschampsia*, *Eleocharis*, *Rhynchospora*, *Scleria*, or *Eriophorum*.

Seep: A wetland, herbaceous or wooded, with saturated soil or inundation resulting from the diffuse flow of groundwater to the surface stratum.

Streams rated A or B in the Illinois Biological Stream Characterization study:

Reference Illinois Environmental Protection Agency's Biological Stream Characterization (BSC): Biological Assessment of Illinois Stream Quality (latest edition) for a current listing.

Streamside marsh: A wetland that is adjacent to, and contiguous with, a body of flowing water or supported by stream baseflow and dominated by herbaceous species.

Wet prairie: A wetland dominated by native graminoid species with a diverse indigenous forb component that is seasonally saturated and/or temporarily inundated.

Wetlands supporting Federal or Illinois endangered or threatened species: For current state-listed species, reference Illinois Endangered Species Protection Board's "Checklist of Endangered and Threatened Animals and Plants of Illinois" and/or contact the Illinois Department of Natural Resources. For Federally-listed species, reference the U.S. Fish and Wildlife Service's "Endangered and Threatened Wildlife and Plants" list (latest edition) and/or contact the U.S. Fish and Wildlife Service.

Wetlands with a Floristic Quality Index of 20 or greater or a mean C-value of 3.5 or greater: Reference Plants of the Chicago Region (F. Swink and G. Wilhelm, 4th edition, Indianapolis: Indiana Academy of Science, 1994).

Further information on the areas described above can be found in the U.S. Environmental Protection Agency's Advanced Identification studies for Lake and McHenry Counties, the Chicago Wilderness' Biodiversity Recovery Plan, the Forest Preserve District of Cook County's The Natural Communities of Cook County: An Ecological Classification System for Terrestrial Communities, Swink and Wilhelm's Plants of the Chicago Region, and the Illinois Environmental Protection Agency's Biological Stream Characterization (BSC): Biological Assessment of Illinois Stream Quality (latest edition).