

Item #3:
Resolution Approving Exceptions To Scenic Roadway
Fence At 1118 Robert Parker Coffin Road

VILLAGE OF LONG GROVE

RESOLUTION NO. 2013-R-___

**A RESOLUTION GRANTING APPROVAL
FOR THE INSTALLATION AND MAINTENANCE OF A FENCE
WITHIN 100' FEET OF A SCENIC ROAD ON PROPERTY LOCATED AT
1118 ROBERT PARKER COFFIN ROAD**

WHEREAS, Chapter 11 of the 1999 Long Grove Comprehensive Plan, as amended (Comprehensive Plan) designated certain road segments in Long Grove, including Robert Parker Coffin Road, as scenic roads; and

WHEREAS, Chapter 4-9-2 of the Village Code applies to all fences which front upon and are located within one-hundred (100') feet of any scenic road as described in Chapter 11 of the Comprehensive Plan; and

WHEREAS, Chapter 4-9-3 of the Village Code requires all fences located within one-hundred (100') feet of any scenic road to conform with specific standards, including: maximum height shall not exceed four feet (4) as measured from existing grade and that they shall be constructed with natural, nonmanmade materials such as wood; and

WHEREAS, Chapter 4-9-4 of the Village Code allows for the Village Board, upon good cause shown, to adopt a resolution granting exceptions to the height and materials standards of Chapter 4-9-3; and

WHEREAS, the owner of 1118 Robert Parker Coffin Road ("**Property**") have requested approval from the Village Board to install and maintain within one-hundred (100') feet of Robert Parker Coffin Road four foot (4'-0") tall wrought iron fence and six foot (6'-0") tall front gate with stone columns as more fully described herein ("**Proposed Fence**") to protect the property from vehicular traffic; and

WHEREAS, the Village Board of Trustees has reviewed the request for relief and has determined that it is in the best interest of the Village and its residents to grant the requested relief, subject to the conditions set forth in Section 3 of this Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LONG GROVE, LAKE COUNTY, ILLINOIS, THAT:

Section 1: Recitals. The recitals set forth above are incorporated as a part of this Resolution by this reference.

Section 2: Approval. Subject to the conditions set forth in Section 3 of this Resolution, the Village hereby approves the installation and maintenance of the Proposed Fence in the location depicted on the site plan attached to this Resolution as Exhibit A ("***Site Plan***").

Section 3: Conditions on Approval. The relief granted pursuant to Section 2 of this Resolution shall be, and is hereby, conditioned upon and limited by the following conditions, the violation of any of which shall, in the discretion of the President and Board of Trustees, render void the approvals granted by this Resolution:

- A. **Compliance with Site Plan.** The Proposed Fence shall not exceed four feet in height, the front gate and stone columns shall not exceed six feet in height and no portion of the Proposed Fence shall encroach into the right of way. The Proposed Fence shall be installed on the Property in strict accordance with the Site Plan attached to this Resolution as Exhibit A.
- B. **Fees and Costs.** The owner shall be responsible for paying all applicable fees relating to the granting of the approvals set forth herein in accordance with the Long Grove Village Code. In addition, the owner shall reimburse the Village for all of its costs (including without limitation engineering, planning, and legal expenses) incurred in connection with the review, consideration, approval, implementation, or successful enforcement of this Resolution. Any amount not paid within 30 days after delivery of a demand in writing for such payment shall, along with interest and the costs of collection, become a lien upon the property, and the Village shall have the right to foreclose such lien in the name of the Village as in the case of foreclosure of liens against real estate.

Section 4: Effective Date. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law; provided, however, that this Resolution shall, in the discretion of the Village Board of Trustees, be of no force or effect if the Owner has not (i) executed and (ii) thereafter filed with the Village Clerk, within 30 days following the passage of this Resolution, its unconditional agreement and consent, in the form

attached hereto as Exhibit B and by this reference made a part hereof, to accept and abide by each and all of the terms, conditions, and limitations set forth herein.

SECTION THREE: Effective Date. This Resolution shall be in full force and effect upon its passage and approval in the manner provided by law.

PASSED this 24th day of September, 2013.

AYES: () Trustees:

NAYS: () None

ABSENT: () None

APPROVED this 24th day of September, 2013.

Village President, Angela Underwood

ATTEST:

Village Clerk, Heidi Locker-Scheer

DRAFT

EXHIBIT A

SITE PLAN

DRAFT

PLAT OF SURVEY

BY
JOHN M. HENRIKSEN

576 E. NORTHWEST HIGHWAY DEN PLAINES, ILLINOIS 60016
TEL. 847-795-0301 FAX. 847-795-0302
WWW.HENRIKSENSURVEY.COM

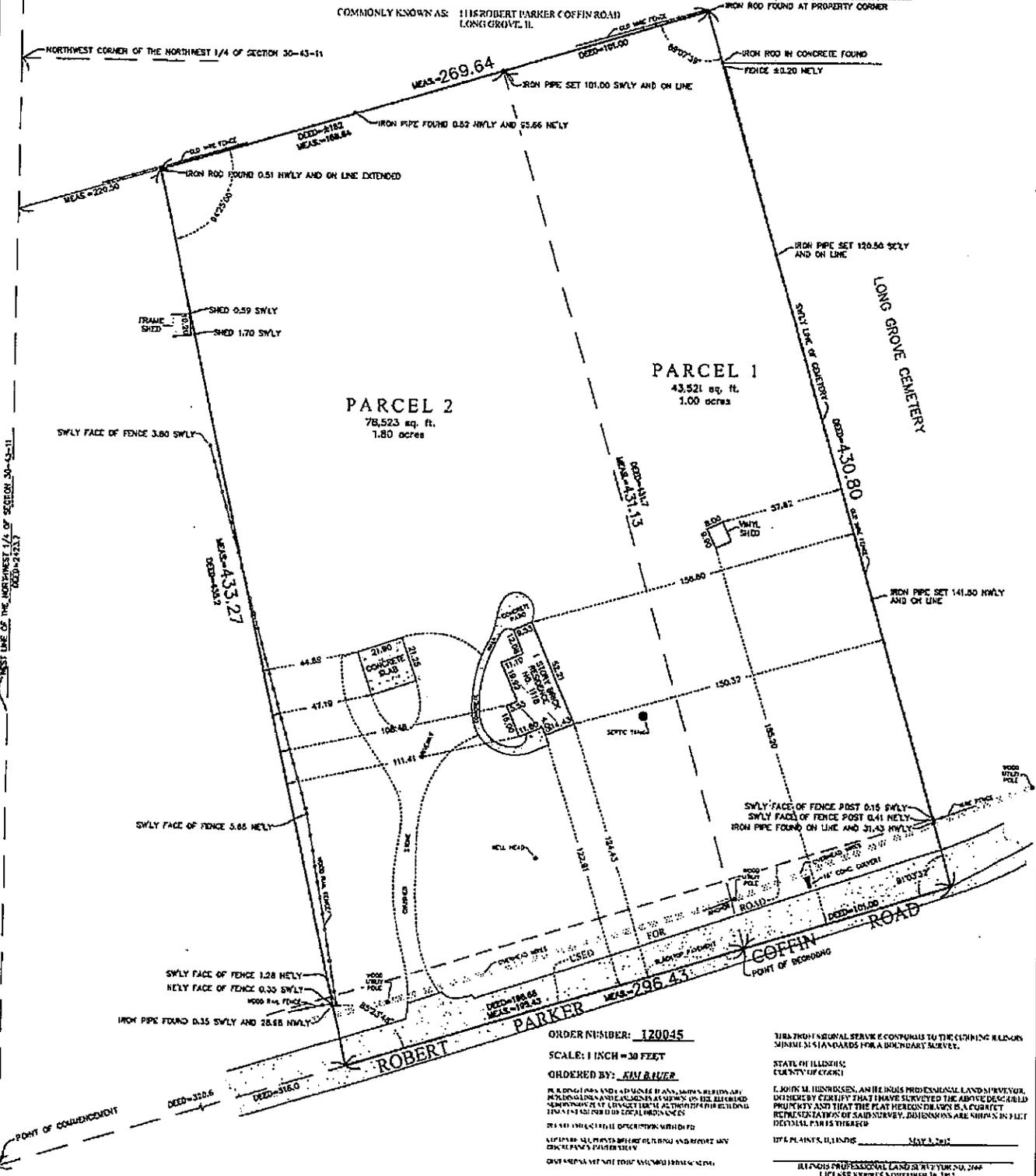
OF



PARCEL 1
SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 45 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS BEING MORE OR LESS THE WEST LINE OF SAID NORTHWEST CORNER OF SAID SECTION 30, AT A POINT 243.37 FEET SOUTH FROM THE NORTHEAST CORNER THEREOF BEING THE CENTER OF D.L. DEER ROAD, SO CALLED OR TRANCE NORTH 112 DEGREES 24 MINUTES EAST BEING THE CENTER OF SAID ROAD, SUBJECT TO THE WITHIN SHOWN FENCE AN APPROXIMATE BEING THE 16' WIDE ROAD, THENCE NORTH TO PARCEL 2, 243.37 FEET ALONG THE CENTER OF SAID LINE 101 FEET TO THE SOUTHERN MOST CORNER OF LONG GROVE CEMETERY, THENCE NORTH 89 DEGREES 56 MINUTES WEST 56.66 FEET TO THE WESTERLY LINE AND 112 DEGREES 24 MINUTES WEST 101 FEET TO THE CENTER OF SAID ROAD, THENCE SOUTH 70 DEGREES 56 MINUTES WEST 101 FEET TO THE PLACE OF BEGINNING, IN LAKELAND VILLAGE ALONG THE CENTER OF SAID ROAD, BEING 243.37 FEET TO THE PLACE OF BEGINNING.

PARCEL 2
SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 45 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS BEING MORE OR LESS THE WEST LINE OF SAID NORTHWEST CORNER OF SAID SECTION 30, AT A POINT 243.37 FEET SOUTH FROM THE NORTHEAST CORNER THEREOF BEING THE CENTER OF D.L. DEER ROAD, THENCE NORTH 112 DEGREES 24 MINUTES EAST ALONG THE CENTER OF SAID ROAD, 101 FEET TO THE SOUTHEAST CORNER AND TO THE PLACE OF BEGINNING OF THE DESCRIBED TRACT, NORTH 112 DEGREES 24 MINUTES WEST ALONG THE WESTERLY LINE OF PRESENTLY OWNED BY JAMES W. DEER AND DOROTHY S. DEER, THENCE NORTH 89 DEGREES 56 MINUTES WEST 56.66 FEET TO THE WESTERLY LINE OF PRESENTLY OWNED BY JAMES W. DEER AND DOROTHY S. DEER, THENCE NORTH 112 DEGREES 24 MINUTES EAST BEING THE CENTER OF SAID ROAD, THENCE SOUTH 70 DEGREES 56 MINUTES WEST 101 FEET TO THE WESTERLY LINE AND 112 DEGREES 24 MINUTES WEST 101 FEET TO THE CENTER OF SAID ROAD, THENCE SOUTH 70 DEGREES 56 MINUTES WEST 101 FEET TO THE PLACE OF BEGINNING, IN LAKELAND VILLAGE ALONG THE CENTER OF SAID ROAD, BEING 243.37 FEET TO THE PLACE OF BEGINNING.

COMMONLY KNOWN AS: 1118 ROBERT PARKER COFFIN ROAD
LONG GROVE, IL.



PARCEL 2
78,523 sq. ft.
1.80 acres

PARCEL 1
43,521 sq. ft.
1.00 acres

ORDER NUMBER: 120045

SCALE: 1 INCH = 30 FEET

ORDERED BY: KIM BAUER

PLATTING AND SURVEYING IS A PROFESSIONAL SERVICE. JOHN M. HENRIKSEN, A PROFESSIONAL LAND SURVEYOR, HAS SURVEYED THE ABOVE DESCRIBED PROPERTY AND THAT THE PLAT HEREON FORWAS A CAREFUL REPRESENTATION OF SAID SURVEY. DIMENSIONS ARE SHOWN IN FEET UNLESS OTHERWISE NOTED.

IF YOU ARE NOT THE OWNER OF THIS PROPERTY, YOU SHOULD CONTACT THE SURVEYOR IMMEDIATELY.

THE THIRD NATIONAL BANK CONTROLS THE COFFIN ROAD-ON MINIMUM STANDARDS FOR A BOUNDARY SURVEY.

STATE OF ILLINOIS
COUNTY OF ILLINOIS

JOHN M. HENRIKSEN, AN ILLINOIS PROFESSIONAL LAND SURVEYOR, HEREBY CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY AND THAT THE PLAT HEREON FORWAS A CAREFUL REPRESENTATION OF SAID SURVEY. DIMENSIONS ARE SHOWN IN FEET UNLESS OTHERWISE NOTED.

DATE PLATTED: 11/10/05

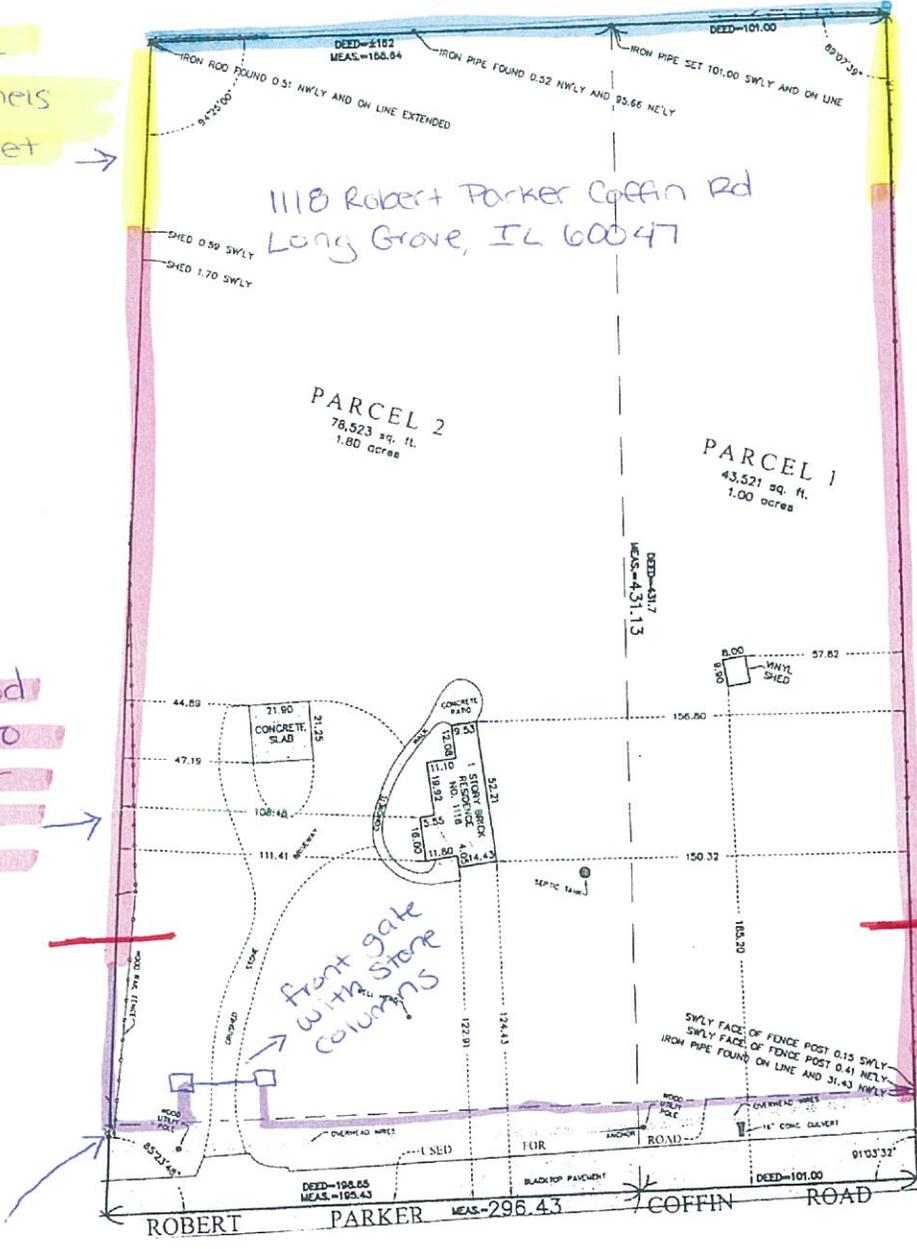
ILLINOIS PROFESSIONAL LAND SURVEYING BOARD
LICENSE NUMBER: 011612

Creek

No Fence panels along back

Remove fence - No fence panel within 100' feet of creek

Remove fence - No fence panels within 100' feet of creek



Neighbor

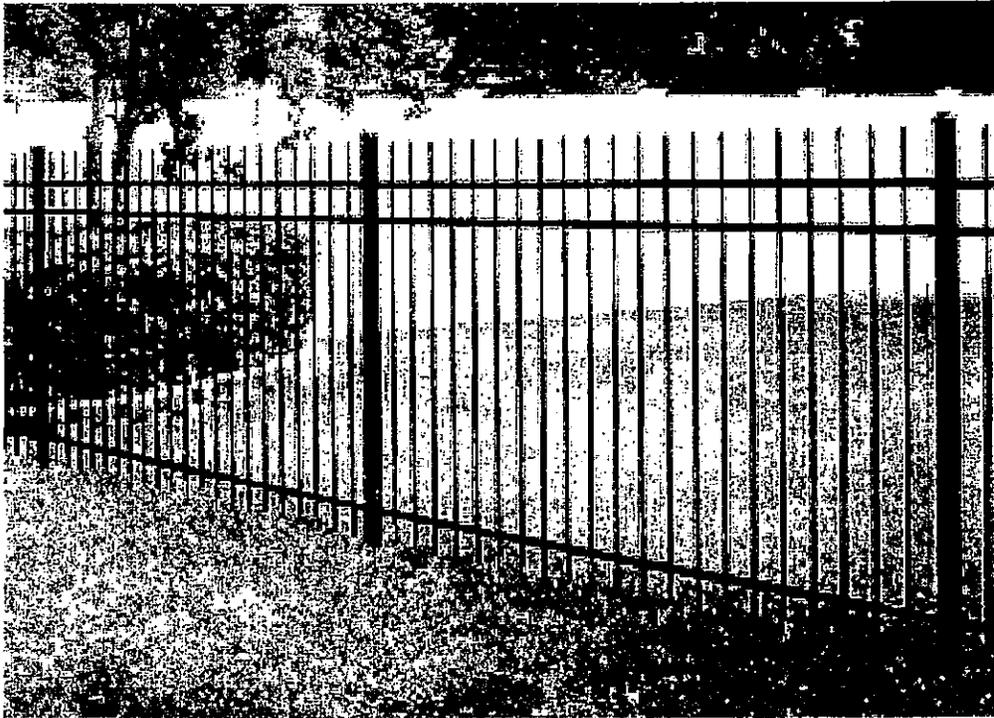
6' foot tall wood privacy fence to stay how it is - stops 100' ft from road

6' foot tall wood privacy fence to stay how it is - goes to property line no closer than 100' of front yard property line.

4' tall black wrought iron fence

Road

Long Grove Church



48" tall
black wrought
iron fence



limestone
columns ←

EXHIBIT B
Unconditional Agreement and Consent

Pursuant to Section 4 of Long Grove Resolution No. 2013-R-___, and to induce the Village of Long Grove to grant the approvals provided for in such Resolution, the undersigned acknowledges for herself and her successors and assigns in title to the Property that she

1. has read and understands all of the terms and provisions of said Resolution No. 2013-R-___;
2. hereby unconditionally agrees to accept, consent to, and abide by all of the terms, conditions, restrictions, and provisions of this Resolution, the Long Grove Village Code, and all other applicable codes, ordinances, rules, and regulations;
3. acknowledges and agrees that the Village is not and shall not be, in any way, liable for any damages or injuries that may be sustained as a result of the Village's issuance of any permits for the Proposed Fence, and that the Village's issuance of any permit does not, and shall not, in any way, be deemed to insure the owner against damage or injury of any kind and at any time;
4. acknowledges that any required public notices and meetings have been properly given and held with respect to the adoption of the Resolution;
5. agrees to and does hereby hold harmless, defend, and indemnify the Village, the Village's corporate authorities, and all Village elected and appointed officials, officers, employees, agents, representatives, and attorneys, from any and all claims that may, at any time, be asserted against any of these parties with respect to the property and the Village's adoption of the Resolution or granting the approvals to the owner pursuant to the Resolution; and
6. represents and acknowledges that the person signing this Unconditional Agreement and Consent is duly authorized to do so on behalf of the owner of the property.

**1118 ROBERT PARKER COFFIN ROAD
PROPERTY OWNER**

By: _____

Its _____

ATTEST:
