

RIVER FOREST ZONING BOARD OF APPEALS MEETING AGENDA

A meeting of the River Forest Zoning Board of Appeals will be held on Thursday, January 14, 2021 at 7:30 P.M. in the Community Room of the River Forest Village Hall, 400 Park Avenue, River Forest, Illinois.

Physical attendance at this public meeting is limited to 10 individuals, with Zoning Board of Appeals officials, staff and consultants having priority over members of the public. Public comments and any responses will be read into the public meeting record. You may submit your public comments via email in advance of the meeting to: Lisa Scheiner at lscheiner@vrf.us. You may listen to the meeting by clicking here https://us02web.zoom.us/j/86466732268 or participating in a telephone conference call as follows, dial-in number: 1-312-626-6799 with meeting id: 864 6673 2268. If you would like to participate over the phone, please contact Assistant Village Administrator Lisa Scheiner by telephone at (708) 714-3554 or by email at lscheiner@vrf.us by 12:00 pm on Thursday, January 14, 2021.

- I. Call to Order
- II. Approval of the Minutes from the meeting of the Zoning Board of Appeals on November 12, 2020
- III. Approval of Findings of Fact for the Proposed Variation Requests at 1134 1136 Harlem Avenue Enclosed Parking requirement.
- IV. Continuation of the hearing of the Variation Request for 346 Park Avenue Side Yard Setback for a home with an existing non-conforming Side Yard Setback, from 9-10-2020.
- V. Confirmation of Next Meeting February
- VI. Public Comment
- VII. Adjournment

VILLAGE OF RIVER FOREST ZONING BOARD OF APPEALS MEETING MINUTES

November 12, 2020

A meeting of the Village of River Forest Zoning Board of Appeals was held at 7:30 p.m. on Thursday, November 12, 2020 in the Community Room of the River Forest Village Hall, 400 Park Avenue, River Forest, Illinois.

I. CALL TO ORDER

Chairman Martin called the public hearing to order at 7:30 p.m.

Upon roll call, the following persons were:

Present: Members Berni, Dombrowski, O'Brien, Schubkegel, and Chairman Martin.

Absent: Members Lucchei and Smetana

Also Present: Assistant Village Administrator Lisa Scheiner and Village Attorney Greg Smith

II. APPROVAL OF OCTOBER 15, 2020 ZONING BOARD OF APPEALS MEETING MINUTES

A MOTION was made by Member O'Brien and SECONDED by Member Lucchesi to approve the minutes of the October 15, 2020 Zoning Board of Appeals meeting as amended.

Ayes: Dombrowski, O'Brien, Berni, Schubkegel, and Martin.

Nays: None

Motion passed.

III. APPROVAL OF FINDINGS OF FACT FOR THE PROPOSED ZONING VARIATIONS AT 7820 AUGUSTA STREET FROM THE MEETING OF THE ZONING BOARD OF APPEALS ON OCTOBER 15, 2020 AS AMENDED

A MOTION was made by Member O'Brien and SECONDED by Member Berni to approve the Findings of Fact and recommendation as amended.

Ayes: Dombrowski, O'Brien, Berni, Schubkegel, and Martin.

Nays: None

Motion passed.

IV. APPROVAL OF FINDINGS OF FACT FOR THE PROPOSED ZONING VARIATIONS AT 210 GALE AVENUE FROM THE MEETING OF THE ZONING BOARD OF APPEALS ON OCTOBER 15, 2020

A MOTION was made by Member O'Brien and SECONDED by Member Berni to approve the Findings of Fact and recommendation.

Ayes: Dombrowski, O'Brien, Berni, Schubkegel, and Martin.

Nays: None

Motion passed.

V. ZONING VARIATION REQUEST - 1134-1136 HARLEM AVENUE - PUBLIC HEARING

Chairman Martin called the public hearing to order.

Assistant Village Administrator Scheiner read the attestation and swore in all parties wishing to speak.

Daniel Brown, property owner, asked the project architect, Drew Nelson, to present the petition.

Mr. Nelson stated that Mr. Brown came to him after he'd lost his detached two-car garage to fire and that Mr. Brown desires to replace the two-car garage. Mr. Nelson stated that the Zoning Ordinance requires two enclosed spaces and one surface parking space for each unit. He stated that primary structure is a two-flat on a 50-foot wide lot. He continued that a four-car garage and two surface parking spaces will not fit on the site and would require the use of the side yard for more. The house is located at the intersection of an alley and an enclosed four-car garage would take up more yard space and create more impervious surface. Mr. Nelson said that this type of building is not typical for the Zoning District. He said that Mr. Brown proposes to rebuild what was there previously which includes a garage with two enclosed spaces and a parking pad for two additional spaces.

Mr. Brown stated that the backyard is attractive with fencing, trees and grass, and is used by the tenants for outdoor enjoyment. To make it smaller to accommodate the parking pads would detract from the attractiveness from of the house. The house is on Harlem Avenue and the noise is very loud. Mr. Brown continued that the back yard is quiet and nice and it would be ruined if he is required to provide enclosed parking. He stated that they have gotten by with the existing parking for years.

Mr. Nelson stated the Zoning Ordinance requires a minimum lot size in the R3 Zoning District of 8,712 square feet. He stated that the lot is smaller than is what is required and he believes that the parking requirements was a reaction to building a larger multi-unit building than the existing two-flat.

In response to a question from Chairman Martin, Mr. Brown stated that the parking spaces are used by the tenants of the parking spots. He stated that each unit gets one covered spot and one uncovered spot on the parking pad. In response to a follow-up question from Chairman Martin, Mr. Brown confirmed that the tenant leases include the exclusive use of two parking spaces. Mr. Brown stated that the fifth parking space could be squeezed onto the pad but is fits two spaces more comfortably. He continued that the pad is used as a walkway to the alley for trash.

Mr. Nelson stated that the existing pad is 24 feet 7 inches and that, per Village Code, it could be striped for two legal spaces and one compact space, but a portion of the pad is currently used as a walkway.

In response to a question from Chairman Martin about whether he intends to use the concrete pad for two or three spaces, Mr. Brown stated it is not currently striped but it could be striped.

Chairman Martin stated that he is asking this question because it appeared that Mr. Brown had five spaces prior to the fire. The petition is for the garage to be replaced in kind. Chairman Martin asked if Mr. Brown would be providing five total spaces or if he was also requesting an additional variation for the number of required parking spaces. Mr. Brown said they didn't plan to change anything, just replace the garage. Mr. Nelson stated that there would be the same amount of surface and garage parking.

In response to a question from Mr. Berni, Mr. Brown stated the garage has been gone for approximately 18 months. Mr. Brown said they had made arrangements to replace it but when they tried to get a permit they discovered that replacing it was not in compliance with Village Code.

In response to a question from Mr. Berni, Mr. Brown confirmed that the existing tenants are only expecting what they had before for parking.

Ms. Scheiner read a letter into the record from one of Mr. Brown's tenants who was unable to attend the meeting but supports the requested zoning variation. Chairman Martin stated the letter would be considered as evidence regarding the requested variation.

Chairman asked Mr. Brown how often the parking spaces are filled. Mr. Brown stated that he doesn't get over to the property very often and that there are sometimes one or two spots available. His said his tenants have different schedules and the spots are used, but he doesn't know that they're all used 100% of the time.

Chairman Martin asked whether Mr. Brown had considered building two two-car garages, one in the location of the old garage and one in the location of the pad, which would provide four enclosed parking spaces. Mr. Brown stated that they would still be short on guest

Village of River Forest Zoning Board of Appeals

parking. Mr. Martin acknowledged that they would not have two parking spots and no one is suggesting that they destroy the back yard.

Mr. Nelson stated that the new garage is a little longer than the old garage and will comply with current setback requirements.

Chairman Martin asked if there were any further questions for the applicant or anyone else who wished to speak about the application. Hearing none, Chairman Martin closed the public hearing.

Discussion and Deliberation of the Variation Request

Chairman Martin suggested that approval of the variation request be conditioned upon striping the concrete pad for three cars for a total of two enclosed and three unenclosed spaces on the property.

Mr. Berni stated that Harlem Avenue is a hardship in itself as there is no parking and that a parking pad at this property works better for guest parking and preserves open space. He stated he supports the requested variation.

Mr. Dombrowski agreed with Mr. Berni's comments.

A MOTION was made by Member Dombrowski and SECONDED by Member Berni that the requested variation be granted with the condition that the concrete pad be striped for three additional parking spaces.

Ayes: Dombrowski, O'Brien, Berni, Schubkegel, and Martin.

Nays: None

Motion passed.

VI. PUBLIC COMMENT

None.

VII. ADJOURNMENT

Chairman Martin announced that there would be no Zoning Board of Appeals meeting in December. The next meeting will be in January and would include a continued public hearing for the requested variation at 346 Park Avenue.

A MOTION was made by Member O'Brien and SECONDED by Member Schubkegel to adjourn the meeting at 7:57 p.m.

Ayes: Dombrowski, O'Brien, Berni, Schubkegel, and Martin.

Nays: None

Motion passed

Respectfully Submitted:

Lisa Scheiner, Secretary

Frank Martin, Chairman Zoning Board of Appeals Date: _____

VILLAGE OF RIVER FOREST ZONING BOARD OF APPEALS FINDINGS OF FACT AND RECOMMENDATION REGARDING AN ENCLOSED PARKING SPACES VARIATION RELATED TO A PROPOSED GARAGE AT 1134 – 1136 HARLEM AVENUE

WHEREAS, petitioner Daniel J. Brown ("Petitioner"), owner of the property located at 1134 – 1136 Harlem Avenue in the Village of River Forest ("Property"), requested a variation from the Village of River Forest's enclosed parking space requirement in Section 10-10-8 of the Village of River Forest Zoning Ordinance ("Zoning Ordinance"), to allow the construction of a garage with two (2) enclosed parking spaces, where the minimum number of enclosed parking spaces required is four (4) ("Variation"). The Property is located in the R-3 Single-Family (Attached) Residential Zoning District; and

WHEREAS, the Village of River Forest Zoning Board of Appeals ("ZBA") held a public hearing on the question of whether the requested Variation should be granted on November 12, 2020, and the hearing was held in accordance with Section 10-5-4(E) of the Zoning Ordinance. At the public hearing, all persons present and wishing to speak were given an opportunity to be heard and all evidence that was tendered was received and considered by the ZBA; and

WHEREAS, public notice in the form required by law was given of the public hearing by publication not more than thirty (30) days nor less than fifteen (15) days prior to said public hearing in the *Wednesday Journal*, a newspaper of general circulation in the Village, there being no newspaper published in the Village. In addition, notice was mailed to surrounding property owners; and

WHEREAS, at the public hearing on November 12, 2020, Petitioner Daniel J. Brown and Petitioner's architect provided information regarding the requested Variation, testifying, among other things, that the Property previously had a two (2) car garage which burned down approximately eighteen (18) months ago, and that Petitioner requested the Variation in order to replace that garage with a similar structure; and

WHEREAS, at the public hearing, Petitioner and his architect testified that building a garage with four (4) enclosed parking spaces as required by the Zoning Ordinance, instead of the two (2) enclosed spaces proposed, would require a significant reduction in available open space in the backyard of the Property; and

WHEREAS, at the public hearing, Petitioner and his architect also testified that the Property has three (3) additional unenclosed parking spaces on a concrete parking pad adjacent to the garage, and that Petitioner intended to keep the three (3) unenclosed parking spaces in place if the proposed two (2) car garage were allowed to be built; and

WHEREAS, five (5) members of the ZBA were present for the public hearing, which constituted a quorum of the entire ZBA that is required to convene a meeting of the ZBA, and allow for the public hearing to proceed; and

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WHEREAS, after the close of public comment, the ZBA discussed and deliberated the application for this Variation; and

WHEREAS, following discussion, the ZBA, having considered the criteria set forth in Section 10-5-4 of the Zoning Ordinance, on November 12, 2020, voted five (5) to zero (0) to recommend approval of the Variation;

NOW, THEREFORE, the ZBA makes the following findings of fact and recommendations pursuant to Section 10-5-4(E)(2) of the Zoning Ordinance:

FINDINGS OF FACT

- 1. The physical surroundings, shape or topographical conditions of the Property constitute a specific hardship upon the owner as distinguished from an inconvenience if the strict letter of the regulations were to be carried out. The ZBA finds that this standard has been met. The Property is used as a two (2) dwelling rental property and has a large backyard for tenants. Allowing the two (2) car garage to be rebuilt in generally the same location and generally the same size, as opposed to requiring a four (4) car garage to be built, will preserve open space on the Property.
- 2. The aforesaid unique physical condition did not result from any action of any person having an interest in the property, but was created by natural forces or was the result of governmental action, other than the adoption of the Village's Zoning Regulations, for which no compensation was paid. The ZBA finds that this standard has been met. The two (2) car garage previously on the Property was destroyed by fire.
- 3. The conditions of the Property upon which the petition for Variation is based may not be applicable generally to other property within the same zoning classification. The ZBA finds that this standard has been met. Other properties in the vicinity of the Property do not have the same circumstances presented here, that a garage burned down which an owner seeks to rebuild.
- 4. The purpose of the Variation is not based predominately upon a desire for economic gain. The ZBA finds that this standard has been met. The Petitioner indicated that he desires to rebuild the garage in generally the same location and size in order to preserve open space on the Property for its tenants' use, not for economic gain.
- 5. The granting of the Variation is not detrimental to the public welfare or unduly injurious to the enjoyment, use, or development value of other property or improvements in the neighborhood in which the Property is located. The ZBA finds this standard has been met, so long as the recommended condition of approval below is satisfied. There was no testimony or evidence that the garage previously on the Property was detrimental to the public welfare or injurious to neighboring properties. The Petitioner stated that if the Variation was granted, the Property would continue to have three (3) parking spaces adjacent to the rebuilt garage available for residents and guests of the

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Property. The ZBA recommends that a condition of approval of the Variation include that these three (3) parking spaces remain on the Property and be striped, to indicate their availability for parking.

- 6. The granting of the Variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety or substantially diminish or impair property values within the neighborhood. The ZBA finds that this standard has been met. The Variation, if granted, would allow a garage to be built of generally the same size and in generally the same location as the garage previously on the Property. No evidence was presented that suggested the replacement garage would have any negative impact on neighboring properties or create a dangerous situation.
- 7. The granting of the Variation will not unduly tax public utilities and facilities in the area of the Property. The ZBA finds that this standard has been met, as a two (2) car garage will not put stress on any public utilities or facilities.
- 8. There are no means other than the requested Variation by which the hardship or difficulty can be avoided or remedied to a degree sufficient to permit a reasonable use of the Property. The ZBA finds that this standard has been met. Applying the strict requirements of the Zoning Ordinance would require a four (4) car garage on the Property, which would eliminate most of the open space in the backyard. Allowing a two (2) car garage to be rebuilt on the Property is appropriate and would allow for a reasonable use of the Property.

RECOMMENDATION

The ZBA, by a vote of five (5) to zero (0) found that the standards for granting of the Variation was met. Therefore, the ZBA recommends to the Village President and Board of Trustees that the Variation to allow the construction of a garage with two (2) enclosed parking spaces be **GRANTED** on the condition that three (3) additional unenclosed parking spaces be maintained and striped on the parking pad on the Property adjacent to the garage.

Frank Martin Chairman	
Date	

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MEMORANDUM

DATE: September 2, 2020

TO: Zoning Board of Appeals

FROM: Clifford E. Radatz CeR

Building Official

SUBJECT: Variation Request – 346 Park Avenue

Shaun and Julie Krueger, owners of the property at 346 Park Avenue, have submitted the attached application for variations to the side yard setback regulations (Section 10-9-7) of the Zoning Code. The applicants propose to construct a two story addition onto the existing residence, which includes a second story addition on top of the existing house. The addition on the existing house will increase the height of the north wall which maintains a non-complying side yard setback.

Section 10-9-7 of the Zoning Code requires a minimum 5'-0" side yard setback to the wall of a building (3'-0" minimum setback to the roof eaves), and prohibits the increase in the height of a wall which maintains a non-complying side yard setback. The existing setback of the north wall of the house is approximately 2.98 feet. The roof for the addition is proposed to have an overhang of 1'-6" (1.5 feet), so the setback to the roof eave will be 1.48 feet from the north property line.

If the Zoning Board wishes to recommend the approval of these variations to the Village Board of Trustees, the following motion should be made:

Motion to recommend to the Village Board of Trustees the approval of the variations to Section 10-9-7 of the Zoning Code at 346 Park Avenue.

If you have any questions regarding this application, please do not hesitate to call me.



LEGAL NOTICE ZONING BOARD OF APPEALS RIVER FOREST, ILLINOIS

Public Notice is hereby given that a public hearing will be held by the Zoning Board of Appeals (ZBA) of the Village of River Forest, County of Cook, State of Illinois, on Thursday, September 10, 2020 at 7:30 p.m. in the First Floor Community Room of the River Forest Village Hall, 400 Park Avenue, River Forest, Illinois on the following matter:

The ZBA will consider an application for a major zoning variation submitted by Shaun and Julie Krueger, owners of the property at 346 Park Avenue, who are proposing to construct a second story addition onto the existing home.

Section 4-8-5 of the Village Code provides the Zoning Board jurisdiction to hold public hearings and offer recommendations to the Village Board concerning variations to Zoning Ordinance.

The applicants are requesting a major variation to Section 10-9-7 that would allow the north wall of the home, which has a non-conforming side yard setback of 2.98 feet, to increase in height from one story to two stories. The applicants are also requesting a variation for a roof overhang of 1'-6" at the second floor level, resulting in a setback of only 1.48 feet to the roof edge.

The Zoning Ordinance prohibits any increase in height of a wall which maintains a non-conforming side yard setback. The Zoning Code requires the roof eave to have a minimum 3-foot side yard setback.

The legal description of the property at 346 Park Avenue is as follows:

LOT 25 IN RIVER FOREST PARK HOMES SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT NUMBER 14446645 IN THE VILLAGE OF RIVER FOREST, IN COOK COUNTY, ILLINOIS.

A copy of the application will be available to the public at Village Hall and on the Village's website at www.vrf.us/zoningvariation no less than 15 days prior to the public hearing. The Zoning Board of Appeals meeting packet will also be available at www.vrf.us/meetings no less than 48 hours prior to the public hearing.

All interested persons will be given the opportunity to be heard at the public hearing. For public comments to be considered by the Zoning Board of Appeals and Village Board of Trustees in their decision, they must be included as part of the public hearing record. Interested persons can learn more about how to participation in the hearing by visiting www.vrf.us/zoningvariation.

Sincerely,
Clifford Radatz
Secretary, Zoning Board of Appeals



APPLICATION FOR ZONING VARIATION Village of River Forest Zoning Board of Appeals

Date of Application: 8/12/20 346 Park Avenue Address of Subject Property: Architect / Contractor Applicant Name: David Muriello Name: Shaun & Julie Krueger Address: 635 N. Lombard Avenue Address: 346 Park Avenue City/State/Zip: River Forest, IL 60305 City/State/Zip: Oak Park, IL Phone: (708) 386-8090 Fax: Phone: (773) 988-3796 Fax: Email: davemuriello@gmail.com Email: spkrueg@gmail.com Relationship of Applicant to Property (owner, contract purchaser, legal counsel, etc.): OWNER OR1 OR2 OR3 OR4 OC1 OC2 OC3 OPRI OORIC **Zoning District of Property:** Please check the type(s) of variation(s) being requested: ☐ Building Code (fence variations only) ✓ Zoning Code Application requirements: Attached you will find an outline of the other application requirements. Please read the attached carefully, the applicant will be responsible for submitting all of the required information. Also attached for your information are the Zoning Board of Appeals "Rules of Procedure" for their public hearings. Application Deadline: A complete variation application must be submitted no later than the 15th day of the month in order to be heard by the Zoning Board of Appeals in the following month. The Zoning Board of Appeals meets on the second Thursday of each month. SIGNATURES: The undersigned hereby represent for the purpose of inducing the Village of River Forest to take the action herein requested, that all statements herein and on all related attachments are true and that all work herein mentioned will be done in accordance with the ordinances of the Village of River Forest and the laws of the State of Illinois. Owner: Applicant (if other than Owner):

Application Fee: A non-refundable fee of \$750.00 must accompany every application for variation, which includes the cost of recording the variation with the County. Checks should be made out to the Village of River Forest.

APPLICATION FOR ZONING VARIATION

346 Park Avenue Address of Subject Property:

Date of Application: 8/12/20

Summary of Requested Variation(s):

Applicable Code Section (Title, Chapter, Section) Example: 10-8-5, lot coverage 10-8-7-C-2-b	Code Requirement(s) Example: no more than 30% of a lot The height of a wall that maintains a conforming side yard setback may not be increased.	Proposed Variation(s) Example: 33.8% of the lot (detailed calculations am a separate sheet are required) Increase the height of the north wall which maintains a nonconforming side yard setback, from a single story into the second story by adding a second floor to the existing footprint.
10-8-7-C-2-b	The eaves of a structure shall be required to maintain a minimum 3 foot side yard setback.	Allow the construction of eaves at the north wall of the builing with a side yard setback of 1.44.

THE APPLICANT IS REQUIRED TO SUBMIT DETAILED LONG HAND CALCULATIONS AND MEASUREMENTS FOR ALL APPLICABLE ZONING PROVISIONS. APPLICATIONS WILL NOT BE CONSIDERED COMPLETE WITHOUT THESE CALCULATIONS AND MEASUREMENTS.

September 2, 2020

Shaun & Julie Krueger 346 Park Avenue River Forest, IL 60305

River Forest Zoning Board of Appeals Village of River Forest Trustees

Project Description

Shaun and Julie Krueger are the parents of three young school age boys. The Kruegers, hereinafter the Applicants, have long desired to live in River Forest, where Julie Krueger grew up and attended school. The Applicants were very pleased when they purchased the single-story brick Cottage on the 300 block of Park Avenue. However, in its current state, the house does not meet the Applicant's current housing needs. The existing kitchen is undersized, there are only two bedrooms and one bathroom, and the existing stairs to the basement are very steep and lack proper head clearance. Overall, the house has been only minimally updated since it was built in 1954, and the existing layout is not a functional space for a family of five. The Applicants hired an architect, David Muriello of Oak Park to draw up plans for an addition to the back of the house as well as a second story to the existing building. This will add three additional bedrooms and one additional bathroom. The planned project also consists of remodeling the existing first floor area to provide a larger more functional kitchen, new breakfast area, a family room, and a larger living room. The project will also involve bringing all the plumbing, electrical, insulations and building envelope up to date and to current the building code specifications. Once complete, the applicant's new home with allow the applicants family to age and grow in place; see attached survey of applicant's lot.

The applicants have submitted a Plat of Survey for the property dated July 3, 2018, which reflects a 3' side yard setback on the north side of the property.

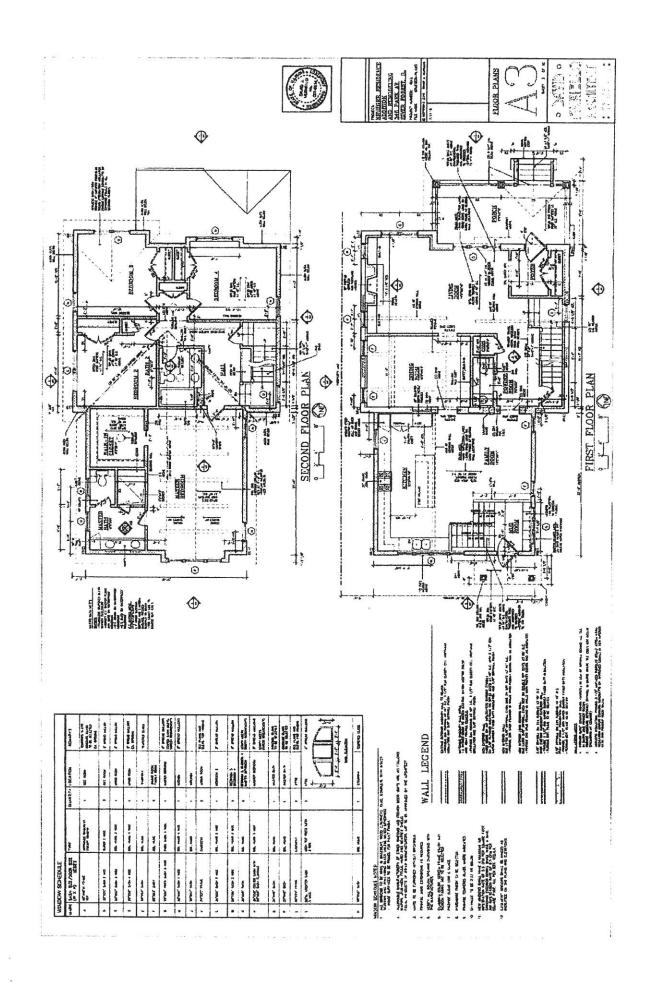
According to the River Forest Village Ordinance, Section 10-8-7-C, a 5 foot setback for the wall built on the north side of the second floor addition of the existing building is required. If the strict letter of the zoning ordinance were carried out, it would create unnecessary hardships as described.

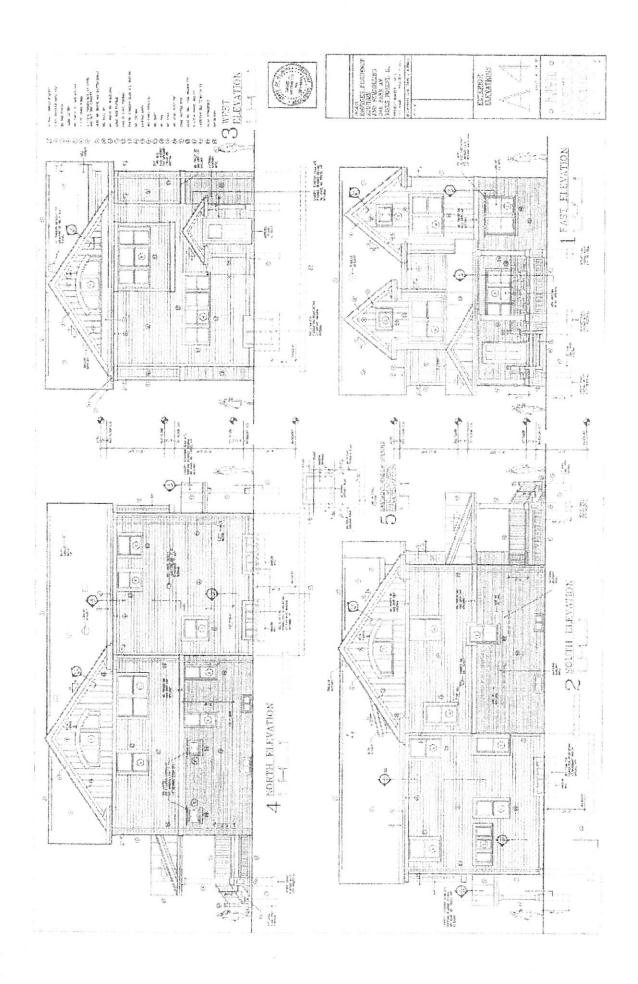
Description of Requested Zoning Variation

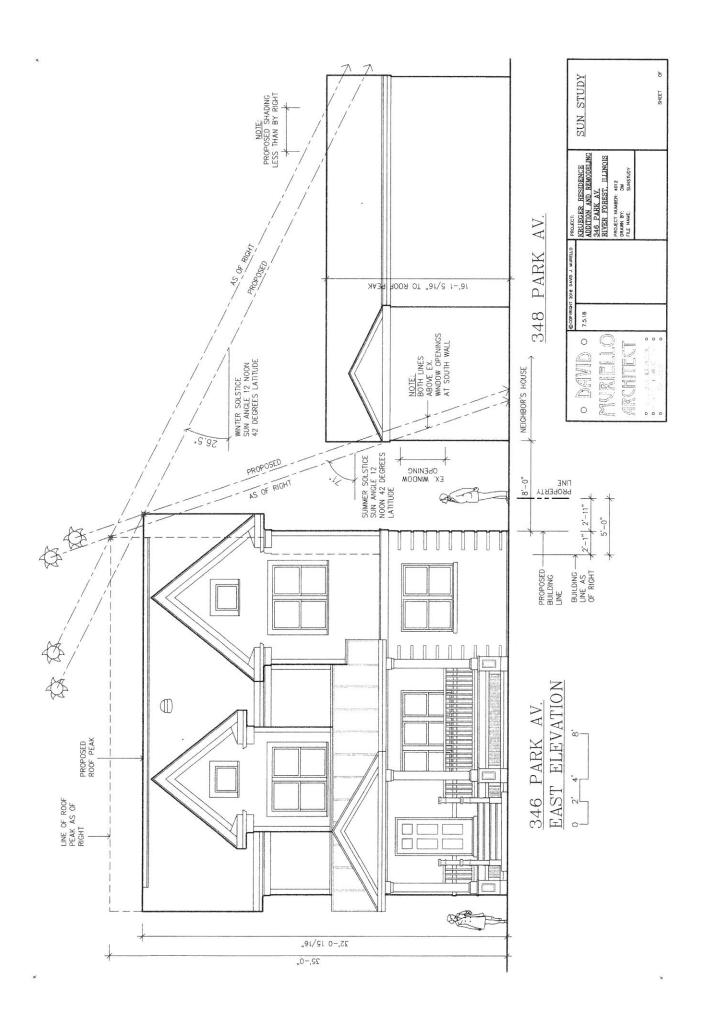
Applicants are respectfully requesting a zoning variance to allow the non-conforming, first floor, north wall of the home to increase from one story to two stories, with a side yard setback of 3 feet to match the existing home instead of the required 5 feet. The eve of the same wall also requires a variance to match the eaves of the conforming wall of the rest of the house. The eaves of this wall will project 18 inches into a required 3 foot side yard setback.

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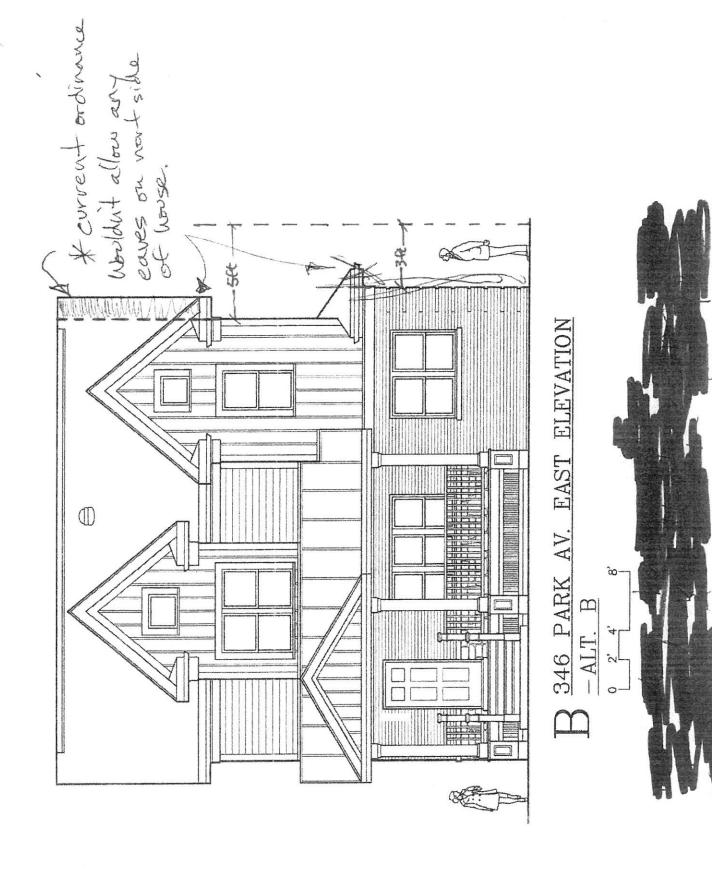
PLAT OF SURVEY







B. Alterative Fleurtran Following great extinance to the leffer



Zoning Review Checklist

Address: 346 Park Avenue

Date of Review: 5/23/2018 Date of Submission: 5/15/2018

Contact: Telephone #:

Zoning District: R2

Zoning Distric	ι.	IXZ				
Use: Addition to a Single Family Residence						
		Permitted U				
Lot Area		Lot Width	Lot Depth	Lot Area		
		45.00	198.00	8910.00		
Lot Coverage		Allowed	Existing	Proposed		
30% allowed for the R2 District		2673.00	1766.30	2519.94	\checkmark	
Floor Area Datio		Allannad	19.82%	28.28%		
Floor Area Ratio		Allowed	Existing	Proposed		
40% allowed for the R2 District		3564.00	1266.30 14.21%	3492.44 39.20%	lacksquare	
Setbacks		Required	Existing	Proposed		
Frontyard	East					
			47.7600	47.7600		
Eave Length			0.0000	1.5000		
Setback to Eave		45.6500	47.7600		$\overline{\checkmark}$	
Sideyard	North			Proposed set at addition	back NC SYSB	
10% of Lot Width for the R2 Dist	rict	5.0000	2.9400	2.9400	X X	
Eave Length			0.0000	1.5000		
Setback to Eave		3.0000	2.9400	1.4400	×	
Sideyard	South					
10% of Lot Width for the R2 Dist	rict	5.0000	9.9100	9.9100	\checkmark	
Eave Length				1.5000		
Setback to Eave		3.0000	9.9100	8.4100	\checkmark	
Combined Sideyard						
25% of Lot Width for the R2 Dist	rict	11.2500	12.8500	12.8500	$\overline{\checkmark}$	
Rearyard	West					
15% of Lot Depth or 26'-2" minin						
	num		122.2400	100.2400		
Eave Length	num		122.2400 0.0000	100.2400 1.5000		

Zoning Review Checklist

Building Height Ridge	Allowed	Existing	Proposed H at addition	t.
Height above grade in feet	35'	17.75'	33.08'	\checkmark
Story Height	2.5	1	2.5	\checkmark
Off-Street Parking	Required	Existing	Existing + Proposed	
Garage spaces	2	3	3	

346 Park Avenue Area Calculations	F/4F/0040		5/23/2018	
Date of Submission Lot Area	5/15/2018	45.0000	198.0000	8910.0000
Allowed Coverage Allowed FAR		0.3000 0.4000		2673.0000 3564.0000
Lot Coverage - Existing First Floor Area Detached Garage Open Porch	Existing Existing Existing Existing Total		855.6375 910.6667 0.0000 0.0000 1766.3042	
Lot Coverage - New First Floor Area Detached Garage Open Porch	Proposed Existing Proposed Total		1405.6375 910.6667 203.6329 0.0000 2519.9370	
Floor Area - Existing Floor Area - existing Detached Garage garage allowance (up to	1st floor 2nd floor Attic Existing 5 500 s.f)		855.6375 0.0000 0.0000 910.6667 -500.0000 1266.3042	
Floor Area - Proposed Floor Area - Proposed Detached Garage garage allowance	1st floor 2nd floor Attic Existing		1405.6375 1425.3042 250.8275 910.6667 -500.0000 3492.4358	

346 Park Avenue 5/23/2018

House - 1st floor - Existing	ng to re	main		
	Α	2.0000	11.8000	23.6000
	В	25.9000	32.1250	832.0375
	С	1.7500	1.0500	1.8375
				0.0000
	"- C"	-1.7500	1.0500	-1.8375
	Ū	1.7000	1.0000	855.6375
				000.0070
House - 1st floor - Propo	sed			
Existing to remain	Jua			855.6375
Existing to remain	е	22.0000	25.0000	550.0000
	C	22.0000	23.0000	0.0000
				1405.6375
House 2nd floor Existi	ina			
House - 2nd floor - Existi	ing			0.0000
				0.0000
				0.0000
III O. I (I				
House - 2nd floor - Propo	osea			
Existing to remain				0.0000
	j	22.0000	25.0000	550.0000
	k	2.0000	11.8000	23.6000
	I	25.9000	32.1250	832.0375
rear bay	m	10.6667	1.0000	10.6667
front bay	n	9.0000	1.0000	9.0000
				1425.3042
House - Attic half story - I	Propose	ed		
Existing to remain				0.0000
	0	3.8500	32.1250	123.6813
	р	33.0250	3.8500	127.1463
	•			
				250.8275
Detached Garage - Exist	ing			
G	q	4.0000	13.1667	52.6667
	r	22.0000	39.0000	858.0000
	•	22.0000	00.000	000.000
				910.6667
				5.5.5507
Open Front Porch - Prop	osed			
Sport tolk folding frop	U	7.7500	21.0365	163.0329
	V	2.0000	20.3000	40.6000
				203.6329

Responses to Standards

 The physical surroundings, shape or typographical conditions of the specific property involved will bring a specific hardship upon the owner as distinguished from an inconvenience if the strict letter of the regulations were to be carried out;

Response:

346 Park Avenue (lot 25) is substandard due to lot width-"A"

Section 10-9-4 of the River Forest Village Code requires a minimum lot width of 50 feet in an R-2 District. This provision in the River Forest Zoning Code describes a topographical condition which brings a specific hardship upon petitioners as distinguished from an inconvenience. The Krueger's lot is 45 feet wide. The Krueger's property, lot 25, is substandard by definition with the specific zoning district, and is specifically related to lot width. See following response "B" below concerning the impact of the loss of five feet in lot width relating to this hardship.

346 Park Ave (lot 25) is substandard due to the location of the house built on lot 26-"B"

Petitioner's Lot 25 suffers a hardship in its relation to Lot 26. Lot 26 does not contain a driveway on its southern boundary. The remaining eleven lots south of lot 25 on the western side of the block, 14-24, each has driveways running on their southern border and their houses are all built on its north side of the lots. Lot 26 has no driveway and is built in the center of the lot.

Moreover, each of these houses built on lots 14-25, consecutively, are built on the allowable northern portion of its respective lot. The house built on lot 26 is built in the maximum allowable central portion of the lot. The result is the house on lot 25 is nearly ten feet closer to the house built on lot 26 than all the houses to its south, 14-24. See attached exhibit 1.

2. The aforesaid unique physical condition did not result from an action of any person having an interest in the property, but was created by natural forces or was the result of governmental action, rather than the adoption of this Zoning Ordinance, for which no compensation was paid:

Petitioners were not a party to the decision made many decades ago concerning the subdivision of all the lots on the 300 block of Park Ave. Specifically, Petitioners were not party to the decisions made decades ago when all the houses built on Lots 14-25 of Park Avenue were located on the north side of each lot. Also, Petitioners were not a party to any aspect of the house built on Lot 26 including the absence of front driveways and its middle of the lot house location. Accordingly, the origin of Petitioner's hardship was not created by petitioner's actions or by the adoption of the River Forest Zoning Ordinance.

The conditions upon which the petition for variation is based may not be applicable generally to other property within the same zoning classification;

Response: The hardships and conditions upon which this variation is based are exclusive and unique in its causal relation between Lots 25 and 26 and no other. See also response to #1.

4. The purpose of the variation is not based predominately upon a desire for economic gain;

Response: Petitioners have owned but not lived at 346 Park for nearly five years. To date, the Krueger's experience with this property has resulted in an economic loss caused primarily to their not living at 346 Park. The Petitioners' motive is not economic gain as evidenced by the Kruegers' continued interest in the improvement of 346 Park after nearly five years.

Petitioners plan to live and raise their young family for many years to come in River Forest mindful of the access to excellent schools and to the stable property values of River Forest.

The variation would provide for an attractive updated family home with adequate living space for a family of five.

 The granting of the variation shall not be detrimental to the public welfare or unduly injurious to the enjoyment, use, or development value of other property or improvements in the neighborhood in which the property is located;

Response: This variation would result in the construction of a modestly sized second story addition in a residential neighborhood. The very limited scope of the requested variance coupled with the traditional nature and size of the project demonstrates the variance will not be detrimental to the public welfare or unduly injurious to the enjoyment use or development value of other property or improvements in the neighborhood in which the property is located.

The primary effect of this variation would be the addition of an attractive newly updated and enlarged family residence to the neighborhood. The planned residence matches and blends in with both the size and character of existing homes in this area.

 The proposed variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire, or otherwise endanger the public safety or substantially diminish or impair property values within the neighborhood;

Response: The sun study submitted by Petitioners shows the roof line (the focus point of the study) is to be built three feet under what is already allowed as a matter of right *currently* and is fully compliant with currently applicable zoning law. Applicants respectfully note that *any* second floor home addition at 346 Park would with have an impact of light. A showing of substantial diminishment or impairment of property is required. Applicants are unaware of any evidence or suggestion of substantial diminishment. Applicants regret any loss of light to its neighbors but a second story addition is an allowable and reasonable use.

The zoning ordinance does not prohibit variances that have *any* impact on light. The impact of the other proposed variation does not substantially diminish or impair property values. The loss of light is triggered by an unavoidable elevated roof as would any second floor home addition and not by a side yard setback. This is a limited increase which according to the sun study submitted currently complies with applicable ordinances.

7. That the granting or the variation would not unduly tax public utilities and facilities in area;

Response: The utilities and facilities required would not be above normal usage. The amount of square footage proposed by this project is well below the permissible floor area ratio, which has been established by the Village of River Forest zoning ordinance and building code provision, as the level that will be supported by public utilities. By granting the requested variance there would be no undue burden placed on schools, the fire department, the police department, streets and sanitation, etc.

 That there is no means other than the requested variation by which the alleged hardship or difficulty can be avoided or remedied to a degree sufficient to permit a reasonable use of the subject –

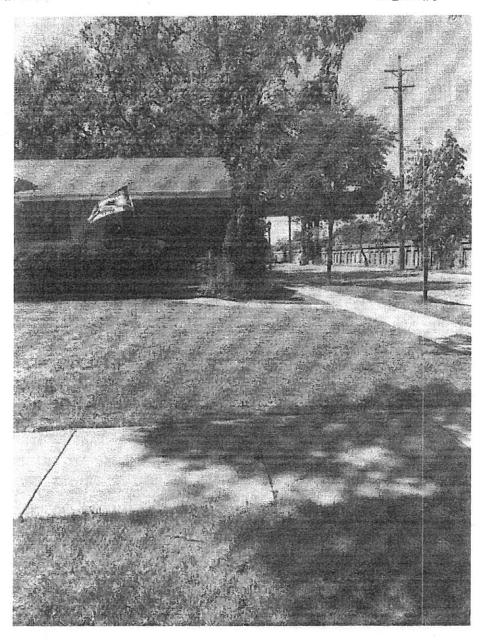
Response: The Applicant's house in its current state does not meet the applicant's current housing needs. The existing kitchen is undersized, there are only two bedrooms and one bathroom, and the existing stairs to the basement are very steep and lack proper height.

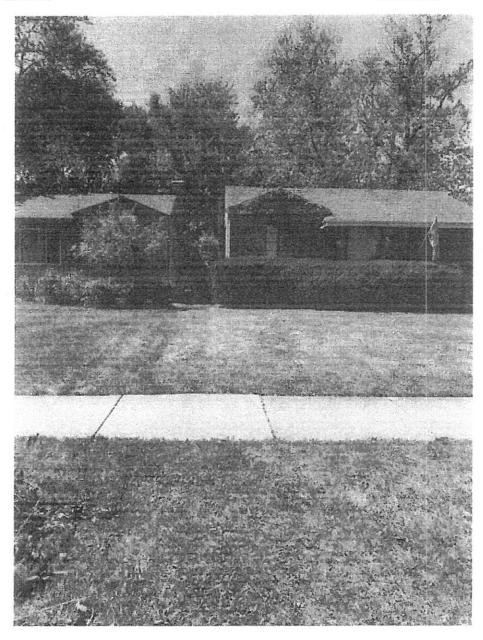
The construction of a second floor load-bearing wall which is not is not bearing on the floor below it, but rather offset by 2 feet from the wall below it, adds significantly to the degree of difficulty of construction.

The addition built without the requested variance would lose 18-20% of critically needed and habitable floor space in the north bedrooms of the proposed second floor.

There is not an alternative location for the addition to this house as an addition on the south end of the house is precluded by the now existing and required side driveway providing the sole means of ingress and egress.

End of Responses

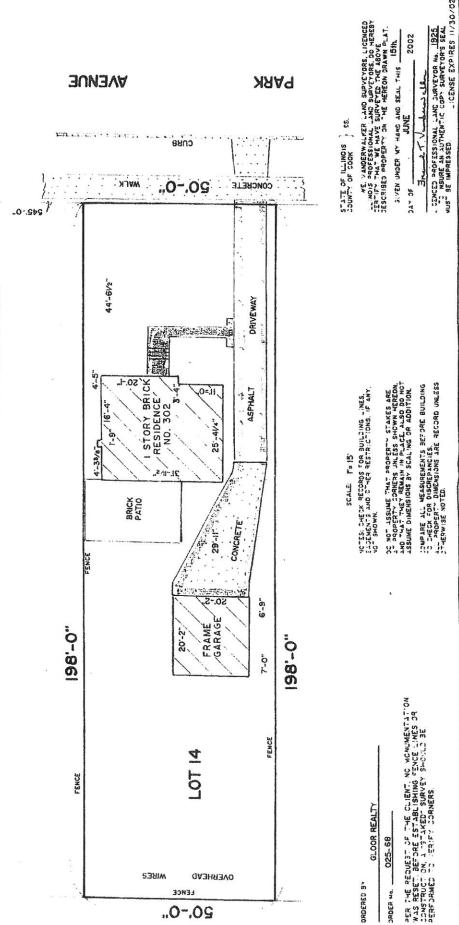






PLAT OF SURVEY

LOT 14 IN THE RIVERFOREST PARK HOMES SUBDIVISION, PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 39 NORTH. RANGE 12, EAST OF THE THIRD PRINCIPAL MEMBER, 14446645 IN COOK COUNTY, ILLINOIS. -0-.Stg 7 SOUTH LINE OF HAWTHORNE AVENUE



1

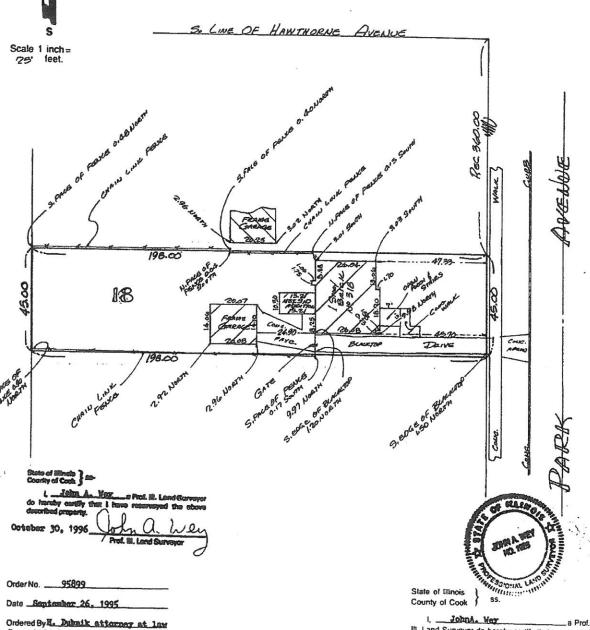
PLAT OF SURVEY NORTHWEST SURVEY SERVICE

685-4077 685-4078

4425 W. IRVING PARK RD. CHICAGO, ILLINOIS 60641

Lot 18 in River Forest Park Homes, a Subdivision of part of the West half of the Southwest quarter of Section 12, Township 39 North, Range 12, East of the Third Principal Meridian, according to the Plat thereof Recorded November 19, 1948 as Document 14446645, in Cook County, Illinois.

E 1997 Property Scauser



Recertifică fer Pollogrini & Cristiano

Compare all points before building and at once report any difference

I. Johna. Way a Prof.

III. Land Surveyor do hereby certify that a survey of the above described properly has been made under my supervision and that the plat hereon drawn is a correct representation of said survey corrected to a temperature of 62° Fatherhett.

John a. Wey PROF. ILL LAND SURVEYOR

PLAT OF SURVEY SERVICE

685-4077 685-4078

4425 W. IRVING PARK RD. CHICAGO, ILLINOIS 60641

Lot 18 in River Forest Park Homes, a Subdivision of part of the West half of the Southwest quarter of Section 12, Township 39 North, Range 12, East of the Third Principal Meridian, according to the Plat thereof Recorded November 19, 1946 as Document 14446645, in Cock County, Illinois.

318 Park sice Droperty Scanfer 1998

Scale 1 inch=
75 leet.

Scale 2 inch of parts of

Order No. 95899

Date _Bentenber_26_1995

Ordered Byll. Dubnik attorney at law Reservified for Pellegrini & Cristians II. Land Surveyor do hereby certify that a survey of the above described property has been made under my supervision and that the plat hereon drawn is a correct representation of said survey corrected to a lamperature of 62° Fatrenheit.

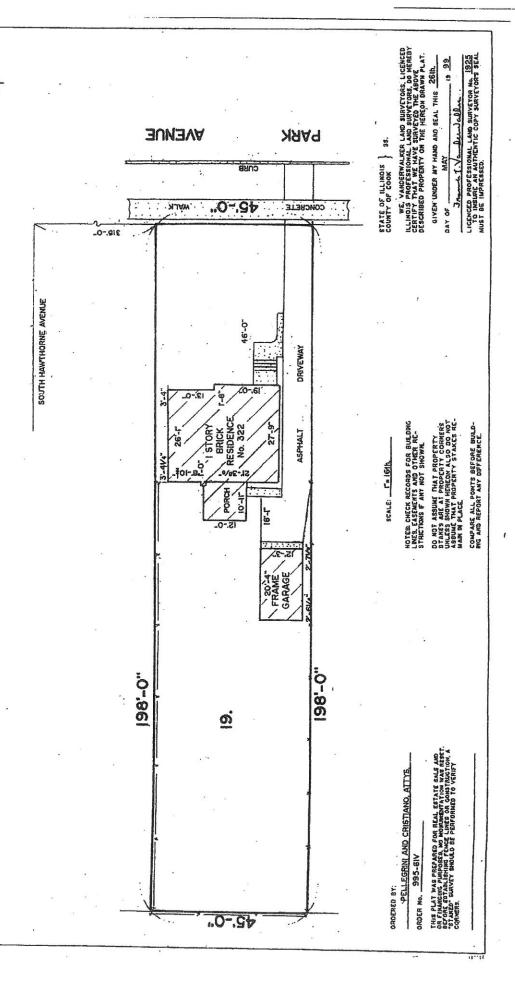
State of Illinois County of Cook

> John a. Wey PROF. ILL LAND SURVEYOR

Compare all points before building and at once report any difference.

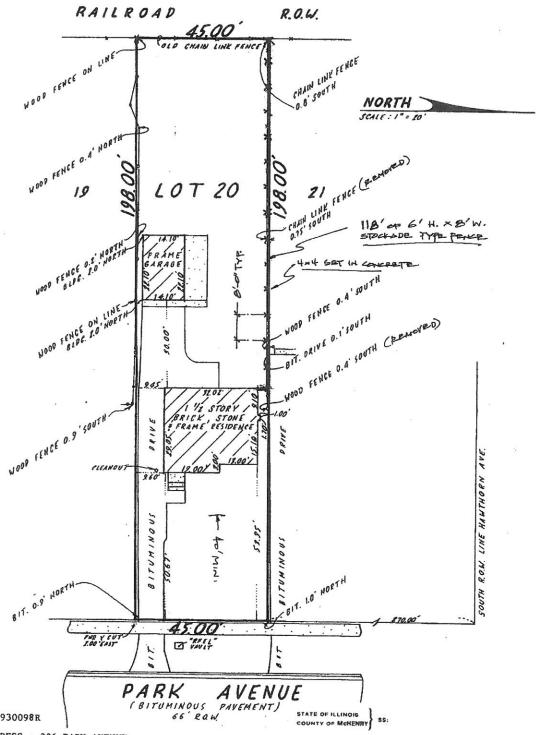


Lot 19 in the River Forest Park Homes Subdivision of part of the West 1/2 of the Southwest 1/4 of Section 12, Township 39 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded November 19, 1948 as Document 14446645 in Gook County, Illinois. 12543 S. 73rd AVE.
PALOS HEIGHTS, ILL. 60463-1418
PHONE (708) 361-1161
FAX (708) 361-7818



PLAT OF SURVEY

LOT 20 IN RIVER FOREST HOMES SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD, PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.



JOB NO. : 930098R

COMMON ADDRESS : 326 PARK AVENUE RIVER FOREST, ILLINOIS 60305

KUROWSKI ENGINEERING COMPANY

408 ASBURY AVENUE FOX RIVER GROVE ILLINOIS 60021 639-9391



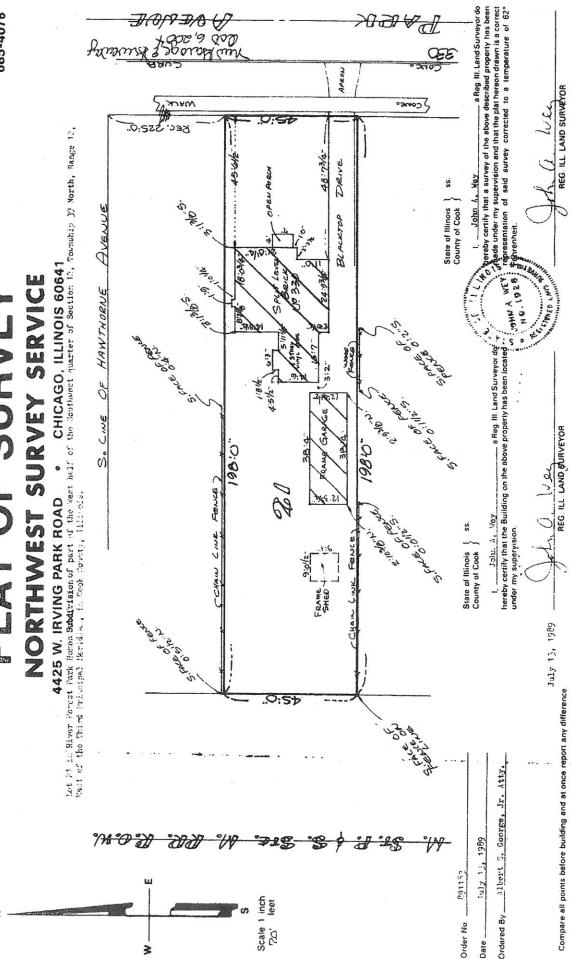
Do Not Scale Drawing

1, DANIEL A. KURDWSKI, AN ILLINOIS PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY HAS BEEN SURVEYED, UNDER MY SUPERVISION, IN THE MANNER REPRE-

DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF. AND ARE CORRECTED TO A TEMPERATURE OF 67 DEGREES FAMRENMEIT.

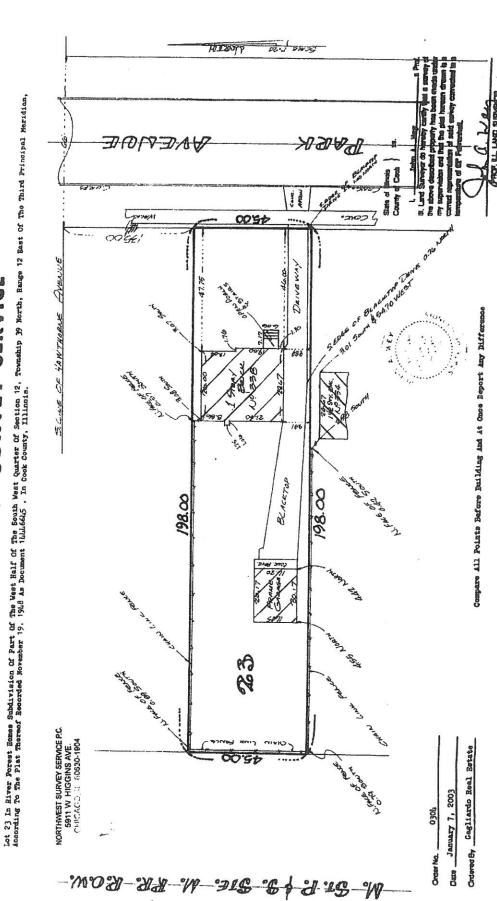
OCTOBER 20, 1998 Hurousk

PLAT OF SURVEY



TO 685-4077

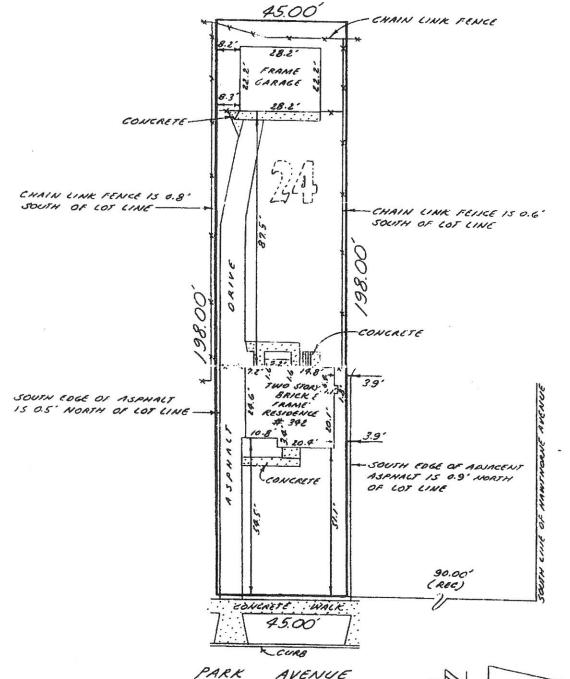
PLAT OF SURVEY SERVICE



PLAT OF SURVEY

OF

LOT 24 IN RIVER FOREST PARK HOMES SUBDIVISION, PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 39 HORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 19, 1949 AS DOCUMENT 14446645, IN COOK COUNTY, ILLINOIS.



Greater Illinois Survey Company

> 120 North LeSelle - Suite 900 Chicago, Illinois 80602 Phone: (312) 236-7300 Fax: (312) 238-0284

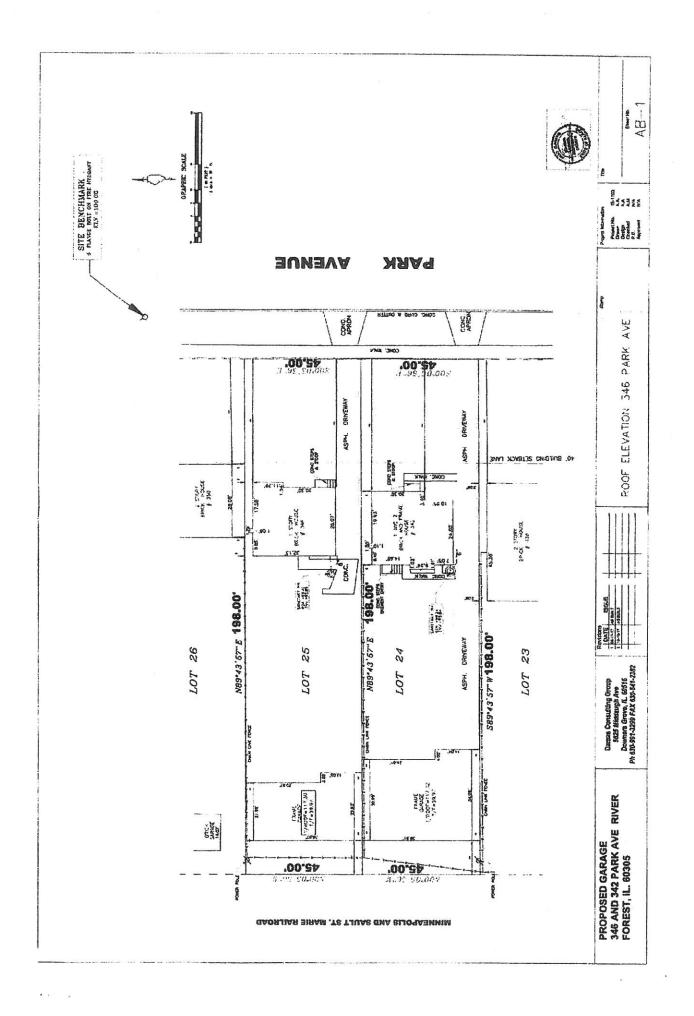
ORDER NO. 12925/4179052

STATE OF ILLINOIS) as

Greater illinois Survey Company hereby cartifies that it has surveyed the tract of land above described and that the hereon drawn plat is a correct representation thereof. This survey has been made for use in connection with a real estate or mortgage tean transaction and is not to be used for construction.

Detect this 122 Hallmarian to 95

19 8 No 2625



SCALE: 1"=20' MICHAEL J. BYBK VAERGE LOT 25 IN RIVER FOREST FARK HOMES SUBDIVISION OF PART OF THE WEST HALF OF THE SOLTBURST QUARTER OF SECTION 12, TOWNSHIP 36 NORTH, RARGE (2 RAST OF THE THIRD PIGNOCIPAL MERIDIAN), ACCORDING TO THE PLAT THEREOF RECORDED AS DOCTORENT MUMBER 14446646 IN THE YOLAGE OF RIVER FOREST, IN COOK COUNTY, HANDONS. 00.24 YIVA STATE OF HILBS 1 SURYEN URPHRED BY-COUNTY OF COOK 3 S. LINE OF HAWTHORNE AVENUE CORNER OF ADJACENT BUILDING 51,05 W. & 3,88 S. ASPRALT DRIVE 47.73 49.75 TREE SOUTHINGS 2.00 5 PRAME S CORNER OF ADJACENT SPLIT LEVYL STORY CLEATER BY CHASS. PLAT OF SURVEY 2,86 5. CONCHETE EXT OF FRAIS 188K 198.00 198.00 200 らい く KND OF CHAIN LOSE. FRICE 6.7 S. UENERAL MOTES CORNER OF ADJACENT GARAGE 2,84 S. & 12,94 E. ADDRESS: 346 PARK AVENUE, RIVER FOREST, HAUNOIS P.I.N. 45-42-502-029 CORNER OF ADJACENT GARAGE 2.86 S. FRAME BARACK COPNER OF ADJACENT SHED 2.86 S. S 10'E CONSLENCTION LINDER '5 01'C-12.93 13.04 CENTER OF CHAIN HER. PENCE A.D. E. & B.N. S. 00.24 CORNER OF ADJACENT (2008 14 061) MYEIE RAILROAD MINNEYLOPIS ZYLLT 38

THE SUBSECTION OF THE HILDRED DAYS AND PASEMENTS AS INDICATED BY THE RECOIDED PLAT. THIS PLAT DAYS NOT SHOW ANY REPRESENDING BY CACLE SUBJECTIONS SUPPLIED BY CHARLES BY THE CHART. 1) THE LIGHT RESCRIPTION BAS HERN PROVIDED BY THE CLIENT ON THE AMENT.

3) BASIS OF BEARING FOR THIS EURYRY IS AS ANSUMED NORTH

1) MONDACTE WIRE NOT SET PER THE CLENT REQUEST.

SY DARATION OF SOME FEATURES MAY BE EXACORRATED FOR CLARETS IN INTERNAL THE HEYGRAATION SHOWE HEREN.

TRAS W. TOTA STREET BRODONER, H. 60453 Phone TOT-456-7845 / The 706-458-7056 Pring pulsaryon com-

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B) ONLY COPIES WITH AN ORIGINAL ERGNATURE AND SEAL ARE OFFICIAL USCAL. BIGGEREA. BUCCHERALS MALKOPEYS ARE OPPRICIEITE MATRIMAS WITH 41, RIGHTS RESERVED.

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Clifford Radatz Secretary, Zoning Board of Appeals 400 Park Avenue River Forest, IL 60305

Dear Cliff.

My name is Christine and my husband Jayme and I live at 334 Park. We are close neighbors of Shaun and Julie Krueger and are writing in regard to the zoning variation application for their addition. We have seen the plans and have no issue with their expansion plans. Both the new garage and this addition will be a nice improvement for our block and feel fortunate that our neighbors continue to invest in the expansion and beautification of their home.

Sincerely,

Christine and Jayme Barnay

334 Park



August 1, 2018

Shaun and Julie Krueger 346 Park Ave. River Forest, IL 60305

Dear Shaun and Julie,

I understand your proposed plan to add a second story to your existing home, and that the Village is requiring a variance from the side yard setback requirement to do so.

As a Realtor who specializes in River Forest my opinion is that adding a second story above the existing first floor plan will not harm neighboring homes. A house with a second story that is offset 2' from the existing wall will have a negative impact on the neighborhood because of its odd appearance. The second story that you are proposing to build will benefit the neighborhood by mirroring the houses with second stories that already exist in your neighborhood. This will also add value to the homes in area.

Please feel free to contact me with any questions.

Thank you,

Dionna H Plywacz | Broker

@properties

1011 South Boulevard Oak Park, IL 60302 708.848.0200 office 708.848.0400 fax 773.297.2160 cell

dplywacz@atproperties.com

Stop looking, start finding® attroperties.com

Village of River Forest Zoning Board 400 Park Ave. River Forest, IL 60305

Dear Members,

I have been neighbors with Shaun and Julie Krueger for three years. I am writing this letter to express my support for their plans to add a two-story addition to their existing home. I am also in support of their request for a zoning variance. I think the house will look lopsided without the requested variance.

I have seen their plans and feel that what they are proposing is a reasonable size for the lot. This addition will be a significant improvement to their home as well as our neighborhood.

Sincerely,

Mark Nunn 342 Park Ave. July 25, 2018

Dear Zoning Board Members,

We reside across the street from Shaun and Julie Krueger. We were delighted when they shared their plans with us for expanding their home. Their current home is quite cramped for a family of five; we are fully supportive of their plans to add a second floor and addition onto their home.

Our block is comprised of bungalows, split-levels, and two-story homes. The Kruegers' plans for enlarging their home are aesthetically pleasing to the eye and will enhance the character of our neighborhood. We are in full support of the variation they asking for to extend the second floor straight up instead of bumping in two feet

Please feel to contact us if you have any questions.

Kindest Regards.

Man Smith & Nadine Horwitz and Machiet formits

347 Park Ave.

630-675-6366