

CASE # 2010-017
RESOLUTION NUMBER 5-1

GRANTING A VARIANCE
FOR CERTAIN PROPERTY LOCATED AT
63 CIRCLE DRIVE, SPRINGFIELD
SANGAMON COUNTY, ILLINOIS

WHEREAS, the Zoning Board of Appeals has presented to the Sangamon County Board, Sangamon County, Illinois, its Findings of Fact and Recommendation that the Sangamon County Board a **variance** to the Sangamon County Zoning Ordinance with respect to the following described property, to-wit:

Lot Twenty (20) and the East 50 feet of Lot Twenty-one (21) in Charles S. Wanless Lake Springfield Estates. Except all Coal and Minerals underlying said Lots. Situated in Sangamon County, Illinois.

WHEREAS, the Petitioner, **Tricia Seifert**, has petitioned the Sangamon County Board for a **variance of Section 17.44.010E to allow a six (6) foot privacy fence along the side property line adjoining a street to be zero (0) feet from the property line instead of the required fifteen (15) feet;** and

WHEREAS, a public hearing was held at the Sangamon County Building on **April 15th, 2010**, after proper notice was posted on said property and given by news publication, as is required by said Ordinance, and all procedural and jurisdictional requirements of the Sangamon County Zoning Ordinance have been met; and

WHEREAS, the Sangamon County Zoning Board of Appeals has presented to the Sangamon County Board of Sangamon County its Findings of Fact and Recommendation that the Sangamon County Board **grant the variance;** and

WHEREAS, the Sangamon County Board does hereby adopt the recommendation of the Sangamon County Zoning Board of Appeals.

FILED

APR 28 2010

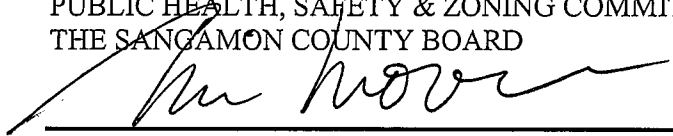
Joe Ciello
Sangamon County Clerk

NOW, THEREFORE, BE IT RESOLVED by the County Board of Sangamon County, Illinois, in session assembled this 11th day of May, 2010 that the request for a variance of Section 17.44.010E to allow a six (6) foot privacy fence along the side property line adjoining a street to be zero (0) feet from the property line instead of the required fifteen (15) feet on the above described property is hereby approved.

Signed and passed by the Sangamon County Board in session on this 11th day of May, 2010.

Respectfully submitted,

PUBLIC HEALTH, SAFETY & ZONING COMMITTEE OF THE SANGAMON COUNTY BOARD



TIM MOORE, CHAIRMAN

ABE FORSYTH, VICE CHAIRMAN

JOHN FULGENZI

DAVID MENDENHALL

SAM SNELL

DON STEPHENS

GREG STUMPF

LINDA DOUGLAS WILLIAMS

ATTEST:

SANGAMON COUNTY CLERK

COUNTY BOARD CHAIRMAN

RECAP
(For County Board Use)

COUNTY BOARD MEMBER: # 15 NAME: Tim Krell

DOCKET NUMBER: 2010-017

ADDRESS: 63 Circle Dr., Springfield, IL. 62703

PETITIONER: Tricia Seifert

PRESENT ZONING CLASSIFICATION: "R-1" Single Family Residence District

REQUESTED ZONING CLASSIFICATION: "R-1" Single Family Residence District with a variance of Section 17.44.010E to allow a six (6) foot privacy fence along the side property line adjoining a street to be zero (0) feet from the property line instead of the required fifteen (15) feet.

AREA: 24,000 Square Feet.

COMMENTS: None

OBJECTORS: None

PLANNING COMMISSION RECOMMENDATION:

Approval of the requested variance. It does not appear that there will be a negative impact and traffic visibility should not be impaired. The standards for variation are met.

SANGAMON COUNTY BOARD OF APPEALS
RECOMMENDATION:

Approval

Cyndi Knowles
RECORDING SECRETARY

SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF:)	DOCKET NO: 2010-017
Tricia Seifert)	
)	PROPERTY LOCATED AT:
)	63 Circle Dr.
)	Springfield, IL. 62703

RECOMMENDATION OF THE BOARD OF APPEALS

THIS MATTER, Coming on for a hearing before the Sangamon County Zoning Board of Appeals of Sangamon County, Illinois, and it appearing to said Board that a petition for a **variance** of the Zoning Regulations of said County has been filed herein by the above captioned petitioner (s); that legal publication has been made pursuant to law; and that a public hearing was held on **April 15th, 2010** pursuant to law; and that said Board took testimony of witnesses, examined the evidence, and otherwise being fully advised in the premises, therefore finds as follows:

1. That said Board has jurisdiction to consider the petition filed herein.
2. That the above-captioned petitioner(s) is the owner(s) and/or has a beneficial interest in, contract to purchase, or is the County Board Member representing the property commonly known as: **63 Circle Dr., Springfield, IL.** and more particularly described as:

Lot Twenty (20) and the East 50 feet of Lot Twenty-one (21) in Charles S. Wanless Lake Springfield Estates. Except all Coal and Minerals underlying said Lots. Situated in Sangamon County, Illinois.

- 3. That the present zoning of said property is **"R-1" Single Family Residence District.**
- 4. That the present land use of said property **a single family residence.**
- 5. That the proposed land use of said property is **a single family residence.**
- 6. That the requested **variance** of said property is of **Section 17.44.010E to allow a six (6) foot privacy fence along the side property line adjoining a street to be zero (0) feet from the property line instead of the required fifteen (15) feet.**
- 7. That required findings and standards of the Sangamon County Board of Appeals are accurately stated on the attached exhibit (s).
- 8. The evidence adduced at the hearing **does** support the proposition that the adoption of the proposed **variance** is in the public interest and is not solely in the interest of the petitioner(s).

IT IS, THEREFORE, the recommendation of the Sangamon County Zoning Board of Appeals to the County Board of Sangamon County that the requested **variance** be **approved.**

Charles Chimento /cx
CHAIRMAN

MINUTES OF THE
SANGAMON COUNTY ZONING BOARD OF APPEALS

There was a motion by Zoning Board Member, **Peggy Egizii**, to concur with the findings of fact and recommendation of the Regional Planning Commission and recommend to the County Board that the petition be **approved**, which was duly seconded by **Judith Johnson.**

The vote of the Board was as follows:

YES: **Charles Chimento, Byron Deaner, Peggy Egizii, Judith Johnson & Marvin Traylor**

NO:

ABSENT:

Cyndi Knowles
RECORDING SECRETARY