

VILLAGE OF HINSDALE
ZONING AND PUBLIC SAFETY COMMITTEE MINUTES
Monday, October 27, 2008
Memorial Hall
7:30 p.m.

Present: Chairman Smith, Trustee Orler, Trustee Cauley, Trustee Follett

Absent: None

Also Present: Police Chief Boom, Fire Chief Michael Kelly, Community Development Director Tim Bleuher,

Minutes

The Committee reviewed the minutes from the September, 22 2008 meeting Trustee Follett motioned for approval with corrections. Trustee Orler seconded. Motion passed unanimously.

September 2008 Monthly Reports

Chief Bloom discussed the monthly police report and reported that the Village has not yet received a response from IDOT in reference their plans to remove the tree at Lincoln and Ogden nor have we received a response from School District 181 regarding a letter the Village sent regarding cost sharing for a pedestrian warning light at Park and Chicago Ave. Chief Bloom further reported on the efforts to supplement the Code Red notification system that notifies residents via a telephone call of plans to have an e-mail notification system set up to supplement the Code Red system. The e-mail notification system is a component of the Code Red system and allows the distribution of e-mail message to specifically targeted geographic areas. Chief Bloom stated the he is working with School District 181 to use their e-mail list and they are in the process of checking with their attorney's to see how to accomplish this.

Trustee Orler thought that this would be a valuable communications tool for the Village to use. Trustee Smith asked if their was a way to have the caller ID on a Code Red message reflect that it was the Village. Chief Bloom stated he would look into this.

Chief Kelly provided the Committee with an update from the flooding that occurred in September. DuPage County was declared a disaster area, which then provided the mechanism for disaster relief. The Village has notified the commercial properties that were affected and have submitted the Village's expenses. Trustee Follett inquired about the Village's ability to fill sandbags. Chief Kelly responded that there is a limited supply of sand and sandbags in the Village however we can request additional resources through DuPage County. Trustee Follett asked if the Fire Department monthly report could include a graph or chart on emergency responses. There were no other questions on the monthly report.

Tim Bleuher, Community Development Director, provided an overview of highlights from the month of September and noted that the revenue generated by permits was up from the previous

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month and within the range of where he would like to see the department's numbers with respect to the overall Village budget.

A resident in proximity to a recently approved "site plan and exterior appearance" application for a property located at 534 Chestnut spoke on the matters described in an earlier e-mail to the Board of Trustees. The site was currently being redeveloped and the resident brought up concerns based on lack of notification to surrounding properties, lack of tree preservation regulations, potential traffic safety issues and application process.

Director Bleuher stated that the application and current work was all within zoning and building code regulations. He informed the residents that the lack in current regulations within the zoning code could be brought to the attention of the Zoning Rewrite Task Force at their next regularly scheduled meeting where they would be taken into consideration. Director Bleuher also noted that the applicant would be submitting a second application for site plan and exterior appearance review, which would omit proposed added parking in order to retain an existing landscaped berm and avert some County stormwater regulations. He stated that this second application would be heard by the Plan Commission at their meeting in December. Director Bleuher has recommended to the property owner that he meet again before this December meeting with concerned residents.

Ordinance Approving Site Plans and Exterior Appearance Plans for Modifications to a Commercial Building at 48 S. Washington Street

Trustee Orler moved to recommend approval of the above motion as submitted. Trustee Cauley seconded and motion passed on unanimous vote.

Ordinance Approving Site Plans and Exterior Appearance Plans for Modifications to a Commercial Building at 63 Village Place

Trustee Follett moved to recommend approval of the above motion as submitted. Trustee Cauley seconded and motion passed on unanimous vote.

Ordinance to Amend Section 5-3-2 of the Village Code regarding Noise Control to allow expanded hours and residential use of loud speakers

Chief Bloom stated that at the September 22, 2008 ZPS Committee meeting the Committee discussed amendments to the noise ordinance and directed staff to revise the ordinance by eliminating language that loud speakers could only be used in conjunction with a civil event and expanding the hours to mirror the curfew hours. Chief Bloom stated that the practice of the Police Department has always been to wait for a complaint and then to inform the party that a noise complaint was received and ask for voluntary compliance. Over the past 25 years this has been the practice of the Police Department and only on two recent occasions has it been necessary to cite people following multiple warnings. Mr. Kevin Conner and Mr. Michael Downs both spoke in favor of the change. A brief discussion was held regarding the noise ordinance.

Trustee Cauley moved to recommend that the Village Board approve Ordinance 5-3-12 as amended. Trustee Orler seconded. Motion passed unanimously.

Discussion - Appeal Language Under Title 9

Chairman Smith provided an overview of the proposed text amendment as other members recalled how this subject matter was first raised in the hearing of the 314 West Hinsdale Avenue property appeal. Trustee Cauley recalled and raised again the fact that this body does not have the provisions in order to hear appeals and that these items were better suited to go before the Zoning Board of Appeals.

Trustee Follett made note that having appeals heard at this level puts staff in an adversarial position against the Trustees. Trustee Orlor added that we should make an endeavor to keep the Trustees out of any potential lawsuits. Director Bleuher asked the Trustees if they would support his staff first sending a memorandum on the matter to the Zoning Board of Appeals before enacting a text amendment to make sure that they would be comfortable to hear appeals. The Committee concurred.

Respectfully Submitted,

Tim Bleuher
Community Development Director