

CASE# 2010-12 8-1  
RESOLUTION NUMBER

**GRANTING A USE VARIANCE**  
FOR CERTAIN PROPERTY LOCATED AT  
**3113 SOUTH 14<sup>TH</sup> STREET, 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 **grant a use variance** to the Sangamon County Zoning Ordinance with respect to the following described property, to-wit:

**Lot 4 in Block 12 of the Town of Mildred.**

WHEREAS, the Petitioner, **Benjamin A. Liehr**, has petitioned the Sangamon County Board for a **use variance to allow for the assembly of four wheeler (quad) frames in the existing garage;** and

WHEREAS, a public hearing was held at the Sangamon County Building on **March 18, 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 use variance;** and

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

**FILED**

MAR 26 2010

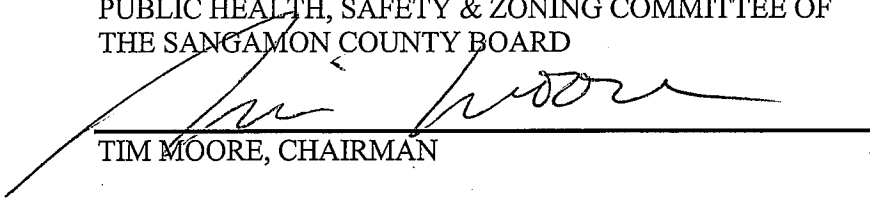
*Joe Aiello*  
Sangamon County Clerk

NOW, THEREFORE, BE IT RESOLVED by the County Board of Sangamon County, Illinois, in session assembled this 6th day of April, 2010 that the request for a use variance to allow the assembly of four wheeler (quad) frames in the existing garage on the above described property is hereby approved.

Signed and passed by the Sangamon County Board in session on this 6th day of April, 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: #21                      NAME: Clyde Bunch

DOCKET NUMBER: 2010-12

ADDRESS: 3113 South 14th Street, Springfield, Il. 62703

PETITIONER: Benjamin A. Liehr

PRESENT ZONING CLASSIFICATION: "R-2" Single Family & Two-Family Residence District.

REQUESTED ZONING CLASSIFICATION: "R-2" Single Family & Two-Family Residence District with a use variance to allow the assembly of four wheeler (quad) frames in the existing garage.

AREA: 6,720 square feet

COMMENTS: None

OBJECTORS: Yes

PLANNING COMMISSION RECOMMENDATION: **Recommend denial of a use variance. There is no hardship in relation to this property which is in a long established neighborhood with small lots resulting in little to no buffer from the effect of potential noise on adjacent properties. There does not appear to be a benefit to the community in allowing the proposed use.**

SANGAMON COUNTY BOARD OF APPEALS  
RECOMMENDATION:

Approval

Cyndi Knowles  
RECORDING SECRETARY

8-4

SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF: )	DOCKET NO: <b>2010-12</b>
<b>Benjamin A. Liehr</b> )	)
)	PROPERTY LOCATED AT:
)	<b>3113 South 14th Street,</b>
)	<b>Springfield, IL 62703</b>

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 **use 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 **March 18, 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: **3113 South 14th Street, Springfield, IL.** and more particularly described as:

**Lot 4 in Block 12 of the Town of Mildred.**

- 3. That the present zoning of said property is "R-2" Single Family & Two-Family Residence District.
- 4. That the present land use of said property is a single family residence.
- 5. That the proposed land use of said property is a single family residence with assembly of four wheeler (quad) frames in the existing garage.
- 6. That the requested use variance of said property is to allow the assembly of four-wheeler (quad) frames in the existing garage.
- 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 use 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 use variance be approved.

Charles Chimento/ck  
CHAIRMAN

MINUTES OF THE  
SANGAMON COUNTY ZONING BOARD OF APPEALS

There was a motion by Zoning Board Member, **Marvin Traylor**, to recommendation of the Regional Planning Commission and recommend to the County Board that the petition be approved, which was duly seconded by **Byron Deaner**.

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