

CASE # 2009-53

RESOLUTION NUMBER 12-1

GRANTING VARIANCES
FOR CERTAIN PROPERTY LOCATED AT
2825 ALPINE 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 **grant variances to** the Sangamon County Zoning Ordinance with respect to the following described property, to-wit:

Wanless Place, 3rd Plat, Tri Pce, North East Corner, Lot 31, 69 feet by 417 feet and part of Lot 32

WHEREAS, the Petitioners, **John & Tracy Moyer**, has petitioned the Sangamon County Board for **variances to allow the front yard setback from 30' to 1', a variance of the side yard setback from 10' to 2', and a variance of the rear yard setback from 30' to 20'**; and

WHEREAS, a public hearing was held at the Sangamon County Building on **October 15, 2009**, 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 variances**; and

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

FILED

OCT 29 2009

Joe Aiello
Sangamon County Clerk

NOW, THEREFORE, BE IT RESOLVED by the County Board of Sangamon County, Illinois, in session assembled this 10th day of November, 2009 that the request for a variance of the front yard setback from 30' to 1', a variance of the side yard setback from 10' to 2', and a variance of the rear yard setback from 30' to 20' on the above described property is hereby approved.

Signed and passed by the Sangamon County Board in session on this 10th day of November, 2009.

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

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RECAP
(For County Board Use)

COUNTY BOARD MEMBER: # 9 NAME: Sarah Musgrave

DOCKET NUMBER: 2009- 53

ADDRESS: 2825 Alpine Drive, Springfield, IL. 62712

PETITIONER: John & Tracy Moyer

PRESENT ZONING CLASSIFICATION: "A" Agricultural District.

REQUESTED ZONING CLASSIFICATION: "A" Agricultural District with a variance of the front yard requirement from 30' to 1', a variance of the side yard requirement from 10' to 2' and a variance of the rear yard requirement from 30' to 20'.

AREA: Approximately .70 acre

COMMENTS: None

OBJECTORS: None

PLANNING COMMISSION RECOMMENDATION: Recommend approval of requested variances. The standards for variation are met.

SANGAMON COUNTY BOARD OF APPEALS
RECOMMENDATION:

Approval

Cyndi Knowles
RECORDING SECRETARY

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SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

| | |
|-------------------------------------|------------------------------|
| IN THE MATTER OF THE PETITION OF:) | DOCKET NO: 2009- 53 |
| John & Tracy Moyer) | |
|) | PROPERTY LOCATED AT: |
|) | 2825 Alpine Drive |
|) | Springfield Il. 62712 |

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 **variances** 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 **October 15, 2009** 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 **2825 Alpine Dr., Springfield, IL 62712** and more particularly described as:

Wanless Place, 3rd Plat, Tri Pce, North East Corner, Lot 31, 69 feet by 417 feet and part of Lot 32

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3. That the present zoning of said property is "A" Agricultural 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 construction of an unattached two car garage.
6. That the requested variances of said property are to allow for the front yard setback from 30' to 1', a variance of the side yard setback from 10' to 2', and a variance of the rear yard setback from 30' to 20'.
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 variances are in the public interest and 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 variances be approved.

Charles Chimento /cc
CHAIRMAN

MINUTES OF THE
SANGAMON COUNTY ZONING BOARD OF APPEALS

There was a motion by Zoning Board Member **Marvin Traylor**, 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 **Byron Deaner**.

The vote of the Board was as follows:

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

NO:

ABSENT:

Cyndi Knowles
RECORDING SECRETARY