VILLAGE OF PALATINE

VILLAGE HALL - COUNCIL CHAMBERS
200 E. WOOD STREET
PALATINE, IL 60067-5339 – (847) 359-9050
http://www.palatine.il.us

VILLAGE COUNCIL & COMMITTEE OF THE WHOLE

AGENDA

SEPTEMBER 11, 2023

Regular Meeting **7:00 PM**

I. ROLL CALL

II. PLEDGE TO THE FLAG

III. APPROVAL OF MINUTES

1. Village Council & Committee of the Whole - Regular Meeting - September 5, 2023

IV. MAYOR'S REPORT

1. As Submitted

V. RECESS TO THE COMMITTEE OF THE WHOLE

VI. COMMITTEE OF THE WHOLE

A. POLICE POLICY & CODE SERVICES COMMITTEE

TIM MILLAR, CHAIRMAN

1. Consider an Ordinance Granting a Special Use and Variation for a New Single-Family Residence and Access Drive at 1347 N. Grove Avenue and Vacant Lot to the East (Council District: One)

2. 139 N. Northwest Highway (Council District Six)

   A. Consider an Ordinance Granting Special Uses to Permit a Restaurant (with Liquor Service and a Drive-Through) at 139 N. Northwest Highway

   B. Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for Rep's Burgers Located at 139 N. Northwest Highway

3. 790 W. Northwest Highway (Council District One)

   A. Consider an Ordinance Granting Special Uses and a Variation to Permit a Restaurant (with Liquor Service and a Drive-Through) at 790 W. Northwest Highway

   B. Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Tellios Coffee, Inc. Located at 790 W. Northwest Highway

4. As Submitted

B. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

BRAD HELMS, CHAIRMAN

1. Consider an Ordinance Authorizing the Village Manager to Negotiate and Enter Into an Agreement for a TIF Eligibility Study, Redevelopment Plan, and Designation Services for the Proposed 2023 East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors (Council District: Five)

2. As Submitted

C. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE

KOLLIN KOZLOWSKI, CHAIRMAN

1. Amendments to the Code of Ordinances

   A. Consider an Ordinance Amending Chapter 8 Garbage and Refuse of the Palatine Code of Ordinances

   B. Consider an Ordinance Amending Chapter 9 Health and Sanitation of the Palatine Code of Ordinances

   C. Consider an Ordinance Amending Chapter 13 – Police Department of the of the Palatine Code of Ordinances

2. As Submitted

D. BUSINESS FINANCE & BUDGET COMMITTEE

SCOTT LAMERAND, CHAIRMAN

1. As Submitted

E. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE

GREG SOLBERG, CHAIRMAN

1. As Submitted

F. INFRASTRUCTURE & ENVIRONMENT COMMITTEE

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted

VII. RECONVENE THE VILLAGE COUNCIL MEETING

VIII.CONSENT AGENDA

All items are considered to be routine by the Village Council and will be enacted by one motion, with waiver of first reading. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

1. Consider an Ordinance Granting Special Uses to Permit a Restaurant (with Liquor Service and a Drive-Through) at 139 N. Northwest Highway (Council District: Six)

2. Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for Rep's Burgers Located at 139 N. Northwest Highway (Council District: Six)

3. Consider an Ordinance Granting Special Uses and a Variation to Permit a Restaurant (with Liquor Service and a Drive-Through) at 790 W. Northwest Highway (Council District: One)

4. Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Tellios Coffee, Inc. Located at 790 W. Northwest Highway (Council District: One)

5. Consider an Ordinance Authorizing the Village Manager to Negotiate and Enter Into an Agreement for a TIF Eligibility Study, Redevelopment Plan, and Designation Services for the Proposed 2023 East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors (Council District: Five)

6. Consider an Ordinance Amending Chapter 8 Garbage and Refuse of the Palatine Code of Ordinances

7. Consider an Ordinance Amending Chapter 9 Health and Sanitation of the Palatine Code of Ordinances

8. Consider an Ordinance Amending Chapter 13 – Police Department of the Palatine Code of Ordinances

9. Consider an Ordinance Amending Chapter 11 Licenses, Permits and Business Regulations of the Palatine Code of Ordinances

IX. REPORTS OF STANDING COMMITTEE

A. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE

KOLLIN KOZLOWSKI, CHAIRMAN

1. As Submitted

B. BUSINESS FINANCE & BUDGET COMMITTEE

SCOTT LAMERAND, CHAIRMAN

1. As Submitted

C. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

BRAD HELMS, CHAIRMAN

1. As Submitted

D. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE

GREG SOLBERG, CHAIRMAN

1. As Submitted

E. INFRASTRUCTURE & ENVIRONMENT COMMITTEE

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted

F. POLICE POLICY & CODE SERVICES COMMITTEE

TIM MILLAR, CHAIRMAN

1. As Submitted

X. REPORTS OF THE VILLAGE OFFICERS

A. VILLAGE MANAGER

1. As Submitted

B. VILLAGE CLERK

1. As Submitted

C. VILLAGE ATTORNEY

1. As Submitted

XI. CLOSED SESSION AS REQUIRED

XII. RECOGNITION OF AUDIENCE

XIII.ADJOURNMENT

VILLAGE OF PALATINE

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200 E. WOOD STREET
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VILLAGE COUNCIL & COMMITTEE OF THE WHOLE

MINUTES

SEPTEMBER 5, 2023

Regular Meeting **7:00 PM**

I. ROLL CALL – Time: 7:00 PM

Attendee Name	Title	Status	Arrived
Jim Schwantz	Mayor	Present	
Tim Millar	District 1 Councilman	Present	
Scott Lamerand	District 2 Councilman	Present	
Doug Myslinski	District 3 Councilman	Absent	
Greg Solberg	District 4 Councilman	Present	
Kollin Kozlowski	District 5 Councilman	Present	
Brad Helms	District 6 Councilman	Present	

Also Present:
Village Clerk Marg Duer, Village Manager Reid Ottesen, Deputy Village Manager Hadley Skeffington-Vos, Village Attorney Patrick Brankin, Director of Community Development Mike Jacobs, Director of Planning & Zoning Ben Vyverberg, Director of Public Works Matt Barry, Police Chief Dave Daigle, Fire Chief Patrick Gratzianna, IT Director Larry Schroth, Director of Finance Paul Mehring, and Director of Human Resources Pam Jackson

II. PLEDGE TO THE FLAG – Time: 7:00 PM

Mayor Schwantz invited everyone to stand and join him in the Pledge to the Flag.

III. APPROVAL OF MINUTES

1. Village Council & Committee of the Whole - Regular Meeting - August 21, 2023 **- Accepted**

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Greg Solberg, District 4 Councilman
SECONDER:	Tim Millar, District 1 Councilman
AYES:	Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

IV. MAYOR'S REPORT

1. As Submitted **-**

Mayor Schwantz announced upcoming events:

Saturday September 9: 10AM -12PM
Kiwanis Club of Palatine - Annual Family Kite Fly
Margreth Riemer Reservoir Park

Sunday September 11: 9AM
Patriot Day Remembrance
Palatine Firefighters Memorial at the corner of N. Brockway and W. Slade St.

V. RECESS TO THE COMMITTEE OF THE WHOLE

Recess to Committee of the Whole **- Motion Carried by Voice Vote**

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Scott Lamerand, District 2 Councilman
AYES:	Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

VI. COMMITTEE OF THE WHOLE

A. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE – Time: 7:02 PM

KOLLIN KOZLOWSKI, CHAIRMAN

1. Consider a Motion Granting a Waiver of the Village's Temporary Sound Amplification Ordinance and Closure of Village Parking Lot J to Permit the Annual 'Fall Back Brewfest' Sponsored by the Palatine Jaycees on October 21, 2023 at 155 W. Wilson Street **- Approved by Voice Vote** (Council District: Six)

   Village Manager Reid Ottesen presented the Palatine Jaycees' request for a waiver of the Village's Temporary Sound Amplification Ordinance for proposed live music or DJ, and for the temporary closure of Parking Lot J on Thursday, October 19 at 10 PM to Saturday, October 21 at 11 PM.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

RESULT:	**APPROVED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Tim Millar, District 1 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

2. As Submitted **-**

   Nothing was submitted.

B. POLICE POLICY & CODE SERVICES COMMITTEE – Time: 7:03 PM

TIM MILLAR, CHAIRMAN

1. Consider a Motion to Approve a Waiver of the Village's Sound Amplification Ordinance for a 60th Anniversary Celebration at Imperial Woodworking Company, 310 N. Woodwork Lane, on Sunday, September 24, 2023 **- Approved by Voice Vote** (Council District: Six)

   Village Manager Reid Ottesen presented Imperial Woodworking's request for a waiver of the Village's Sound Amplification Ordinance from 2:30 PM to 6:00 PM in their Parking Lot on N. Woodwork Lane, on September 24, 2023, for their private 60th Anniversary celebration.

   Frank Huschitt, President of Imperial Woodworking Company thanked staff and the Village Council.

RESULT:	**APPROVED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

2. Consider an Ordinance Granting a Special Use to Permit an Addition in the Side Yard Abutting a Street at 1307 N. Doe Road **- Motion Carried by Voice Vote** (Council District: One)

   Planning & Zoning Director Ben Vyverberg presented the petitioner's request for a Special Use to permit an addition set back 21 feet from the side lot line abutting a street (minimum 40 feet). The existing principal structure is set back 35 feet from the side yard abutting a street lot line along Dundee Road, an existing non-conforming (required 40-foot setback). The Planning & Zoning Commission voted unanimously to approve the Special Use and staff concurs.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

3. Consider an Ordinance Granting a Special Use to Permit an Addition in the Front Yard at 666 N. Hawk Street **- Motion Carried by Voice Vote** (Council District: Six)

   Planning & Zoning Director Ben Vyverberg presented the petitioner's request for a Special Use to permit an addition to be set back 25 feet from the front lot line (minimum required 30 feet) to construct a covered, open-style porch, along an existing single-family residence. The proposed porch style and front yard setback are comparable to other approved porch additions on R-2 zoned property in the Village. The Planning & Zoning Commission voted unanimously to approve the Special Use and staff concurs.

   In response to Councilman Millar, Vyverberg explained the various porch and stoop definitions that are open air, not detrimental.

   Village Manager Reid Ottesen noted the difference between open air and enclosed additions. Staff looks at comparable additions in the area. Ottesen stated everyone has the right to come forward and ask. If the Council wants, it can direct staff to prepare a policy change to clarify such requests.

   Councilman Solberg noted the need for available space in the front yard for such an addition. Some homes don't have the footage available.

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

4. Consider an Ordinance Granting a Special Use to Permit an Addition in the Side Yard Abutting a Street at 879 W. Leonard Road **- Motion Carried by Voice Vote** (Council District: One)

   Planning & Zoning Director Ben Vyverberg presented the petitioner's request for a Special Use to permit a second story and open-air front porch addition to be set back 21 feet in the side yard abutting a street (minimum 40') at 879 W. Leonard Road.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

The existing residence is non-conforming with side yard abutting a street 30.2' setback (minimum 40'). There is an approximately 20-foot parkway between the subject property lot line and the Leonard Road curb. One neighbor supported the proposal. The Planning & Zoning Commission voted unanimously to approve the Special Use and staff concurs.

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RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

5. Consider Ordinances Granting a Planned Development Amendment and a Special Use for an Indoor Recreational Facility at 1108 W. Northwest Highway **- Motion Carried by Voice Vote** (Council District: One)

   Planning & Zoning Director Ben Vyverberg presented the petitioner's request for a Planned Development Amendment and Special Use for a children's indoor recreational facility. Parking is sufficient. The Planning & Zoning Commission voted unanimously to approve the Planned Development Amendment and staff concurs.

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

6. As Submitted **-**

   Nothing was submitted.

C. INFRASTRUCTURE & ENVIRONMENT COMMITTEE – Time: 7:19 PM

DOUG MYSLINSKI, CHAIRMAN

1. Consider a Motion Authorizing the Village Manager to Purchase a Replacement Chipper **- Approved by Voice Vote**

   Public Works Director Matt Barry recommended authorizing the Village Manager to purchase one 2024 Bandit Intimidator 21XP chipper through the Sourcewell contract from Atlas Bobcat in the amount of $141,032., and also recommended the Village Council approve the trade-in of the existing Morbark chipper to Atlas Bobcat for a credit of $27,000, for a net purchase price of $114,032. Funds in the amount of $130,000 have been appropriated in the Capital Equipment Replacement Budget for this purchase. The savings of $15,968 will be used to offset the overage on a trailer purchase.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

RESULT:	**APPROVED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Jim Schwantz, Mayor
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

2. Consider a Motion Authorizing the Village Manager to Enter into a Contract with Flock for the Installation of Ten License Plate Recognition Cameras and Five Situational Awareness Cameras in a Five-Year Contract Not-to-Exceed $296,625, as well as any Necessary ComEd Agreements **- Approved by Voice Vote**

   To ensure comprehensive monitoring and to deter criminal activity at exit and entrance points of the Village, Village Manager Reid Ottesen recommended authorizing a contract with Flock for $167,062.50 for the installation of ten LPR cameras and $129,562.50 for the installation of five situational awareness cameras for five years. The total annual cost for these cameras over five years is $296,625. These costs will be split between the Rand/Dundee TIF District and the use of seizure funds held by the Police Department. Approval of this item will allow the Village Manager to engage ComEd for the power installation.

   Councilman Lamerand asked about the reporting of information; Chief Daigle stated the information goes to Northwest Dispatch, taking seconds to report. This would be a significant investigative tool.

   Ottesen stated there are some in operation currently, some in Homeowners' Associations and are effective.

RESULT:	**APPROVED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Tim Millar, District 1 Councilman
SECONDER:	Greg Solberg, District 4 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

3. As Submitted **-**

   Nothing was submitted.

D. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE – Time: 7:24 PM

GREG SOLBERG, CHAIRMAN

1. Consider a Resolution Recommending Halloween Trick or Treat Hours for October 31, 2023 **- Approved by Voice Vote**

   Village Manager Reid Ottesen recommended October 31, 2023, Halloween Trick or Treat hours be from 3 to 7 PM in the Village of Palatine.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

RESULT:	**APPROVED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Jim Schwantz, Mayor
SECONDER:	Doug Myslinski, District 3 Councilman
AYES:	Schwantz, Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

2. As Submitted **-**

   Nothing was submitted.

E. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE – Time: 7:25 PM

BRAD HELMS, CHAIRMAN

1. As Submitted **-**

   Nothing was submitted.

F. BUSINESS FINANCE & BUDGET COMMITTEE – Time: 7:25 PM

SCOTT LAMERAND, CHAIRMAN

1. As Submitted **-**

   Nothing was submitted.

VII. RECONVENE THE VILLAGE COUNCIL MEETING

Reconvene the Village Council Meeting **- Motion Carried by Voice Vote**

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Greg Solberg, District 4 Councilman
AYES:	Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

VIII.CONSENT AGENDA

All items are considered to be routine by the Village Council and will be enacted by one motion, with waiver of first reading. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

RESULT:	**ADOPTED BY ROLL CALL [UNANIMOUS]**
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

1. Consider a Motion to Approve 2023 Warrant # 17 **- Approved**

2. Consider a Motion Granting a Waiver of the Village's Temporary Sound Amplification Ordinance and Closure of Village Parking Lot J to Permit the Annual 'Fall Back Brewfest' Sponsored by the Palatine Jaycees on October 21, 2023 at 155 W. Wilson Street **- Approved** (Council District: Six)

3. Consider a Motion to Approve a Waiver of the Village's Sound Amplification Ordinance for a 60th Anniversary Celebration at Imperial Woodworking Company, 310 N. Woodwork Lane, on Sunday, September 24, 2023 **- Approved** (Council District: Six)

4. Consider an Ordinance Granting a Special Use to Permit an Addition in the Side Yard Abutting a Street at 1307 N. Doe Road **- Approved** (Council District: One)

   Ordinance #O-99-23

5. Consider an Ordinance Granting a Special Use to Permit an Addition in the Front Yard at 666 N. Hawk Street **- Approved** (Council District: Six)

   Ordinance #O-100-23

6. Consider an Ordinance Granting a Special Use to Permit an Addition in the Side Yard Abutting a Street at 879 W. Leonard Road **- Approved** (Council District: One)

   Ordinance #O-101-23

7. Consider Ordinances Granting a Planned Development Amendment and a Special Use for an Indoor Recreational Facility at 1108 W. Northwest Highway **- Approved** (Council District: One)

   Ordinance #O-102-23
   Ordinance #O-103-23

8. Consider a Motion Authorizing the Village Manager to Purchase a Replacement Chipper **- Approved**

9. Consider a Motion Authorizing the Village Manager to Enter into a Contract with Flock for the Installation of Ten License Plate Recognition Cameras and Five Situational Awareness Cameras in a Five-Year Contract Not-to-Exceed $296,625, as well as any Necessary ComEd Agreements **- Approved**

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

10. Consider a Resolution Recommending Halloween Trick or Treat Hours for October 31, 2023 **- Approved**

Resolution #R-25-23

IX. REPORTS OF STANDING COMMITTEE

A. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE

KOLLIN KOZLOWSKI, CHAIRMAN

1. As Submitted **-**

No Report

B. BUSINESS FINANCE & BUDGET COMMITTEE

SCOTT LAMERAND, CHAIRMAN

1. As Submitted **-**

No Report

C. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

BRAD HELMS, CHAIRMAN

1. As Submitted **-**

No Report

D. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE

GREG SOLBERG, CHAIRMAN

1. As Submitted **-**

No Report

E. INFRASTRUCTURE & ENVIRONMENT COMMITTEE

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted **-**

No Report

F. POLICE POLICY & CODE SERVICES COMMITTEE

TIM MILLAR, CHAIRMAN

1. As Submitted **-**

No Report

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

X. REPORTS OF THE VILLAGE OFFICERS

A. VILLAGE MANAGER – Time: 7:27 PM

Village Manager Reid Ottesen thanked everyone for helping with a successful Street Fest.

1. As Submitted **-**

   No Report

B. VILLAGE CLERK – Time: 7:27 PM

1. As Submitted **-**

   No Report

C. VILLAGE ATTORNEY – Time: 7:27 PM

1. As Submitted **-**

   No Report

XI. CLOSED SESSION AS REQUIRED – Time: 7:27 PM

No Closed Session requested.

XII. RECOGNITION OF AUDIENCE

No one came forward.

XIII. ADJOURNMENT – Time: 7:27 PM

Adjourn the Village Council Meeting **- Motion Carried by Voice Vote**

RESULT:	**MOTION CARRIED BY VOICE VOTE [UNANIMOUS]**
MOVER:	Brad Helms, District 6 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Millar, Lamerand, Solberg, Kozlowski, Helms
ABSENT:	Myslinski

Submitted by:

Margaret R. Duer
Village Clerk

Minutes Acceptance: Minutes of Sep 5, 2023 7:00 PM (APPROVAL OF MINUTES)

Consider an Ordinance Granting a Special Use and Variation for a New Single-Family Residence and Access Drive at 1347 N. Grove Avenue and Vacant Lot to the East

This item was continued until tonight's meeting due to a work conflict for the Petitioner. Unfortunately, the Petitioner had another work conflict for tonight's meeting and therefore Staff recommends continuing this item until the October 9th Village Council meeting.

BACKGROUND:
The Petitioner is proposing to build a new single-family home on the existing vacant lot directly east of 1347 N. Grove Avenue. In addition, a private drive is proposed to connect the vacant lot to Grove Avenue through the north side yard of 1347 N. Grove Avenue. Therefore, the Petitioner is requesting approval of the following:

Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet; and

Variation for the driveway width to be 29 feet in total width, within 5 feet of the lot line, instead of the maximum permitted 25 feet.

KEY ISSUES:
- The Subject Property, zoned R-1 Single-Family Residential, is approximately 15,488 square feet. It was platted in 1926 and conforms to the pre-1958 R-1 lot area standards (minimum of 12,000 square feet). The lots were platted in Cook County in 1926 and annexed in 2005. The vacant lot is under the same ownership as the single-family residence directly to the west (1347 N. Grove Avenue). The Village Council adopted a Sub Area Plan ("Northwest Sub Area") for these properties, which indicates that the property should be developed within the R-1 A standards.
- The Subject Property is landlocked; however, there is an unimproved right-of-way to the east. Therefore, the eastern side of the lot would be considered the front yard.
- The Petitioner is seeking to build a new home requiring a rear yard setback reduction from 50 feet to 41 feet. The remaining setbacks comply with the R-1 standards. The property to the north is vacant and the residence to the south is setback approximately 26 feet and appears to be existing nonconforming.
- The plans propose access from a private drive through 1347 N. Grove Avenue (west) reaching Grove Avenue. While there is existing unimproved right-of-way to the east (Coolidge Avenue - annexed from Cook County), the Petitioner indicates that building an access drive using the existing right of way is not feasible, due to the steep slope decline of over 6 feet across the 40 feet of the unimproved Coolidge right-of-way.
- The proposed driveway is 10 feet wide and will require an access easement to be recorded for the 1347 N. Grove Avenue property. Lot coverage for 1347 N. Grove Avenue would meet Code with the private drive addition. The driveway width at the front lot line exceeds the maximum 25 feet, therefore requiring a Variation.
- In addition to the Zoning relief requested, Chapter 16 Construction and Maintenance of Facilities in the Public Rights-of-Way of the Palatine Code of Ordinances contains regulations regarding driveways. These regulations include requiring a permit from the Village for constructing any driveway in public right-of-way. Per Chapter 16, a

driveway is defined as “a place improved for vehicular traffic **on street right-of-way** which **connects the traveled portion of the street with the lot or parcel of land adjacent thereto**.” As the proposed driveway would connect Grove Avenue (through an easement and not street right-of-way) to a lot or parcel of land that is not adjacent thereto, thus in conflict with the Code, the requested zoning relief for the driveway also includes a waiver from this regulation. Thus, even without the requested driveway width variation, the Village still has the authority to deny the proposed driveway/easement.

- All of the neighboring properties appear to be on well and septic. A water main exists along the west side of Grove Avenue, to which the new home will connect to. The closest sanitary line is located at the southeast corner of North Street and Grove Avenue. Due to the distance from the home, the Code does not require connection, unless the property is unable to provide the required septic to support the home.

ALTERNATIVES:

1. Approve the Special Use and Variation to permit a new single-family residence set back 41 from the rear lot line instead of the required minimum 50 feet and a driveway at the lot line 29 feet wide instead of the maximum 25 feet.
2. Do not approve the Special Use and Variation to permit a new single-family residence set back 41 from the rear lot line instead of the required minimum 50 feet and a driveway at the lot line 29 feet wide instead of the maximum 25 feet.

RECOMMENDATION:

Public Hearing**:**	PZC meeting on July 25, 2023.
Residents testifying:	None.
Vote:	The PZC voted unanimously to approve the Special Use and Variation to permit a new single-family residence set back 41 from the rear lot line instead of the required minimum 50 feet and a driveway at the lot line 29 feet wide instead of the maximum 25 feet. Staff recommends action at the discretion of the Village Council.

ACTION REQUIRED:

A motion to approve the ordinance granting the Special Use and Variation to permit a new single-family residence set back 41 from the rear lot line instead of the required minimum 50 feet and a driveway at the lot line 29 feet wide instead of the maximum 25 feet at 1347 N. Grove Avenue and vacant lot to the east.

ATTACHMENTS:

- Aerial Map
- ORD SU VAR 1347 N Grove Ave
- EXHIBIT - Site Plan
- EXHIBIT - Architectural Plans
- 1347 N Grove - Driveway Easement Exhibit
- Planning and Zoning Commission materials - 7-25-23
- PZC Minutes - 7-25-23

GISConsortium | 1347 N Grove Ave.

0 300 600 ft

Print Date: 7/12/2023

Notes

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and the user should independently confirm for accuracy. The map does not constitute a regulatory determination and is not a base for engineering design. A Registered Land Surveyor should be consulted to determine precise location boundaries on the ground.

Attachment: Aerial Map (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

ORDINANCE NO. _____

AN ORDINANCE GRANTING A SPECIAL USE AND VARIATION
1347 N. GROVE AVE AND VACANT LOT TO EAST

WHEREAS, pursuant to a petition and public hearing on July 25, 2023, of which public notice was given as required by law, the Planning and Zoning Commission of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings, relative to a request for a Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet, pursuant to Section 10.02 (h) (2) of the Village of Palatine Zoning Ordinance and a Variation for the driveway width to be 29 feet in total width within 5 feet of the lot line, instead of the maximum permitted 25 feet, pursuant to Section 7.04 (i) (3) of the Village of Palatine Zoning Ordinance, on the following legally described property:

LOTS 2 AND 5 IN BLOCK 2 IN WILSON'S FOREST VIEW HIGHLANDS A SUBDIVISION IN THE WEST HALF OF SECTION 9, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

Commonly known as 1347 N. Grove Avenue and vacant lot to the east (02-09-110-002-0000 and 02-09-110-005-0000).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: A Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet, pursuant to Section 10.02 (h) (2) of the Village of Palatine Zoning Ordinance and Variation for the driveway width to be 29 feet in total width within 5 feet of the lot line, instead of the maximum permitted 25 feet, pursuant to Section 7.04 (i) (3) of the Village of Palatine Zoning Ordinance, is hereby granted, subject to the following condition(s):

1. **The Special Use and Variation shall substantially conform to the site plan and**

Attachment: ORD SU VAR 1347 N Grove Ave (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

architectural plans prepared by the Urban Design Group, submitted on 06/10/2023, except as said plans may be revised to conform to the Village Code of Ordinances.

2. **Connection to the public water supply shall be required for the new construction.**
3. **A complete septic evaluation/design report shall be submitted showing sufficient area for a new system and separation from all adjoining wells shall be provided for both lots. If both properties cannot support a new septic system in the allowed area the public sanitary main shall be extended the north corner of the property and the two structures shall be connected to the public sanitary main.**
4. **An easement shall be submitted in a manner acceptable to the Village Attorney and Village Engineer for both cross access, across the proposed driveway, and for the proposed waterline and any additional utilities.**

SECTION 2: **That a copy of the public notice be attached hereto and form a part of this ordinance.**

SECTION 3: **That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.**

PASSED: This _____day of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____day of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____day of _____, 2023

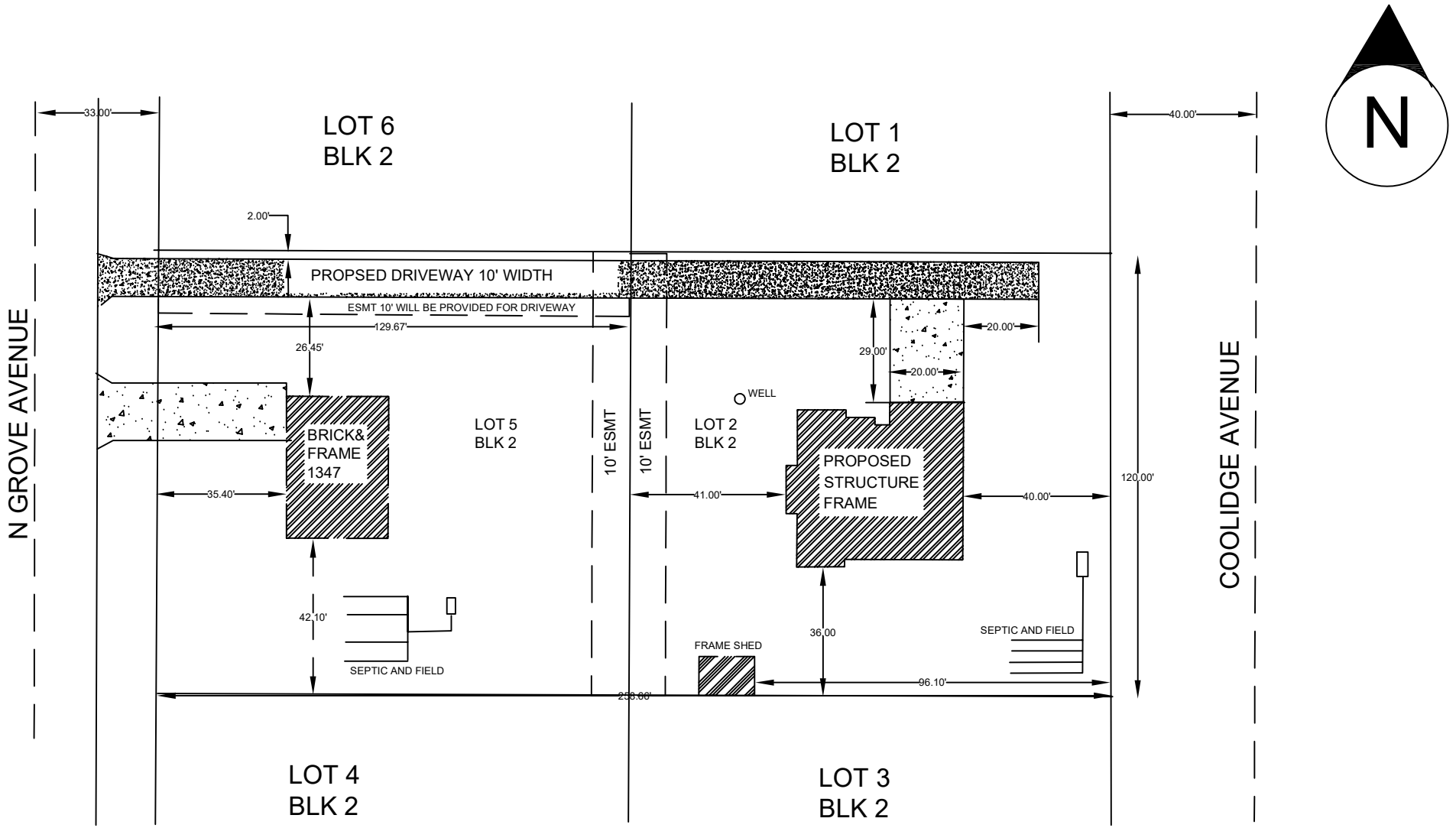
_____
Village Clerk

Attachment: ORD SU VAR 1347 N Grove Ave (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

NOTES :
- LOT COVERAGE : 23% (PROPSED STRUCTURE, DRIVEWAYS AND FRAME SHED)
- PROPOSED STRUCTURE HEIGHT : 29.4FT
- COOLIDGE AVE NOT IMPROVED, STEEP DOWNHILL GROUND AND HIGH DENSITY TREES
- SEPTIC TANK IS 30 FT FROM PROPOSED BUILDING AND 6FT FROM PROPERTY LINE
- DISPOSAL FIELD IS 30FT FROM PROPOSED BUILDING, 98FT FROM WELL AND 5 FT FROM PROPERTY LINE

Definitions :

ESMT = EASEMENT



Attachment: EXHIBIT - Site Plan (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

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FRONT ELEVATION

PROJECT NAME:

ALOBAIDI RESIDENCE

SHEET INDEX

SHEET #	
	ARCHITECTURAL PLAN
A1	GENERAL NOTES & PLAN PREVIEW
A2	MAIN FLOOR PLAN
A3	UPPER FLOOR PLAN
A4	ELEVATIONS: FRONT & RIGHT
A5	ELEVATIONS: LEFT & REAR
A6	BUILDING CROSS-SECTION - 'A'
A7	DETAILS & VENTILATION SCHEDULE

PROJECT DESCRIPTION:

PROPOSING TWO-STORY SINGLE-FAMILY RESIDENCE (SFR) WITH ATTACHED 2-CAR GARAGE

3D RENDERING NOTES:

3D ELEVATIONS ARE FOR REFERENCE ONLY.
THESE SHOULD NOT BE USED TO DETERMINE ANY PORTION OF THE CONSTRUCTION OTHER THAN GENERAL MATERIAL AND APPEARANCE.
REFER TO ELEVATION SHEETS FOR DETAILS.

BUILDING DEPARTMENT NOTES:

2018 INTERNATIONAL FIRE CODE (IFC)

HOME WILL BE REQUIRED TO HAVE A 13D SPRINKLER SYSTEM.

ALL SPRINKLERED HOMES WILL REQUIRE 1"METERS TO PROVIDE ADEQUATE FLOW.

ANY HOME WITH A FIRE SPRINKLER SYSTEM AND AN IRRIGATION SYSTEM IS REQUIRED TO HAVE AN AUTOMATIC IRRIGATION SHUT-OFF.

TEMPORARY ADDRESSING REQUIRED DURING CONSTRUCTION AND PERMANENT ADDRESSING REQUIRED. ALL FLAG LOTS ALSO REQUIRE ADDRESSING SIGN AT STREET ENTRANCE.

ALL PORTIONS OF THE EXTERIOR FIRST FLOOR OF THE OCCUPANCY MUST BE WITHIN 150' OF APPARATUS ACCESS (DRIVEWAY), AS MEASURED BY AN APPROVED ROUTE AROUND STRUCTURE.

PROJECT DATA:

PARCEL NO.:
PROPERTY TYPE:
ADDRESS:

ACRES:
Q.S.T.R.:
JURISDICTION:
ZONING:
SETBACKS:
WATER:
SEWER/SEPTIC:
ROAD ACCESS:
STREET SURFACE:

LEGAL DESCRIPTION:

DESIGN TEAM:

URBAN DESIGN GROUP
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SEATTLE, WA 98188
(206) 838-8250
urbandesigncenter@yahoo.com

OWNER INFO:

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Project

SINGLE -FAMILY RESIDENCE
SINGLE USE

Prepared for

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PLAN ISSUE:	DESIGN BY:	
REV. DATE:	COMMENTS:	
	1	1
	2	2

Project # :
1987-2-2
Sheet
COVER

Attachment: EXHIBIT - Architectural Plans (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

GENERAL NOTES

INTERNATIONAL RESIDENTIAL CODE 2018 EDITION AND ALL APPLICABLE CODES AND AUTHORITIES HAVING JURISTICTION TO BE FOLLOWED.
2018 INTERNATIONAL RESIDENTIAL CODE
2018 INTERNATIONAL MECHANICAL CODE (IMC)
2018 UNIFORM PLUMBING CODE (UPC)
2018 INTERNATIONAL FIRE CODE (IFC)

CONTRACTOR SHALL VERIFY ALL NOTES, DIMENSIONS & CONDITIONS PRIOR TO CONSTRUCTION & PROVIDE TEMPORARY BRACING AS REQUIRED UNTIL ALL PERMANENT CONNECTIONS HAVE BEEN INSTALLED. IT IS THE CONTRACTOR'S RESPONSIBILITY TO IDENTIFY

REPETITIVE FEATURES NOT NOTED ON THE DRAWINGS SHALL BE COMPLETELY PROVIDED AS IF DRAWN IN FULL

CONTRACTOR SHALL VERIFY ALL ROUGH-IN DIMENSIONS FOR ALL EQUIPMENT TO BE INSTALLED

SITE WORK

GENERAL

UNLESS A SOILS INVESTIGATION BY A QUALIFIED SOILS ENGINEER IS PROVIDED, FOUNDATION DESIGN IS BASED ON AN ASSUMED AVERAGE SOIL BEARING OF 1500 PSF. EXTERIOR FOOTINGS SHALL BEAR 1'6" (MINIMUM) BELOW FINISHED GRADE. ALL FOOTINGS TO BEAR ON FIRM UNDISTURBED EARTH BELOW ORGANIC SURFACE SOILS. BACK FILL TO BE THOROUGHLY COMPACTED. FOUNDATION VENTS SHALL NOT INTERFERE WITH DIRECT LOAD PATH OF COLUMNS.

CONCRETE

MIX AND 28 DAY STRENGTH OF CONCRETE

- BASEMENT WALLS & FOUNDATIONS & OTHER CONCRETE NOT EXPOSED TO WEATHER.	PER STRUCTURAL S-SHEETS
- BASEMENT SLABS & INTERIOR SLABS & INTERIOR SLABS ON GRADE, EXCEPT GARAGE DOOR SLABS	PER STRUCTURAL S-SHEETS
- BASEMENT WALLS & FOUNDATION WALLS, EXTERIOR WALLS & OTHER VERTICAL CONCRETE WORK EXPOSED TO THE WEATHER:	PER STRUCTURAL S-SHEETS
- PORCHES, CARPORT SLABS & STEPS EXPOSED TO WEATHER, & GARAGE FLOOR SLABS:	PER STRUCTURAL S-SHEETS

GARAGE FLOORS TO SLOPE 1/8"/FT. MIN. TOWARDS OPENING AS REQUIRED FOR DRAINAGE. CONCRETE SLABS TO HAVE CONTROL JOINTS AT 25' FT. (MAX.) INTERVALS EA. WAY. SLABS ARE TO BE 5-AIR ENTRAINED CONCRETE SIDEWALKS TO HAVE 3/4" IN. TOOLED JOINTS AT 5' FT. (MIN.) O.C.

CONCRETE COVER OF REINFORCING

3" CONCRETE CAST AGAINST AND PERMANENTLY EXPOSED TO EARTH.
1 1/2" CONCRETE EXPOSED TO EARTH OR WEATHER.
1 1/2" BEAMS AND COLUMNS NOT EXPOSED TO EARTH OR WEATHER.
3/4" SLABS AND WALLS NOT EXPOSED TO EARTH OR WEATHER.
LAP COLUMN VERTICALS. CLASS "A" CONCRETE AND MASONRY COLUMN AND WALL VERTICALS 52 DIAMETERS. LAP ALL OTHER REINFORCING 24 DIAMETERS. SPLICES AT TENSION REGIONS SHALL NOT BE PERMITTED.

CARPENTRY

GENERAL

ALL FRAMING TO COMPLY WITH ENGINEERING S-SHEETS FOR NAIL SIZES AND SPACING.

ALL WOOD IN CONTACT WITH CONCRETE TO BE PRESSURE TREATED.

6" MIN. CLEARANCE BETWEEN WOOD AND EARTH.
18" MIN. CLEARANCE BETWEEN FLOOR JOIST AND EARTH.
12" MIN. CLEARANCE BETWEEN FLOOR BEAMS AND EARTH.

FASTENERS FOR PRESSURE PRESERVATIVE AND FIRE-RETANDANT-TREATED WOOD SHALL BE OF HOT-DIPPED GALVANIZED STEEL.

REFERENCE SHEET-S1 FOR SPECIES AND GRADE (BASE DESIGN VALUES)

BOLT HEADS AND NUTS BEARING AGAINST WOOD TO BE PROVIDED WITH 3"X3"X229" PLATE WASHERS. WOOD BEARING ON OR INSTALLED WITHIN 1" OF MASONRY OR CONCRETE TO BE TREATED WITH AN APPROVED PRESERVATIVE. SOLID BLOCKING OF NOT LESS THAN 2 X THICKNESS SHALL BE PROVIDED AT ENDS AND AT ALL SUPPORT OF JOISTS AND RAFTERS. BETWEEN SUPPORTS PROVIDED AT ENDS AND AT ALL SUPPORT OF JOISTS AND RAFTERS, JOISTS, 10'-0" FOR ROOF JOISTS. TYPICAL SILL BOLTS TO BE 5/8" DIAMETER AT 6'-0" O.C. MINIMUM 7" EMBED. ALL METAL FRAMING ANCHORS AND HANGERS SHOWN ON DRAWINGS SHALL BE STRONG TIE CONNECTORS AS MANUFACTURED BY SIMPSON COMPANY.

PLYWOOD

PLYWOOD WALL AND ROOF SHEATHING SHALL BE 3/4" CDX, UNLESS OTHERWISE SPECIFIED. PLYWOOD FLOOR SHEATHING SHALL BE 3/4" CDX T&G. UNLESS OTHERWISE SPECIFIED. STAGGER END LAPS AT ROOF AND FLOOR SHEATHING. OSB SHEATHING PRODUCTS OF EQUIVALENT SPAN RATINGS SHALL BE ALLOWED.

WOOD TRUSSES

ALL ROOF TRUSSES SHALL BE FRAMED AND TIED INTO THE FRAME WORK AND SUPPORTING WALLS SO AS TO FROM AN INTEGRAL PART OF THE WHOLE BUILDING. ROOF TRUSSES SHALL HAVE JOINTS WELL FITTED AND SHALL HAVE ALL TENSION MEMBERS WELL TIGHTENED BEFORE ANY LOAD IS PLACED UPON THE TRUSS. DIAGONAL AND SWAY BRACING SHALL BE USED TO BRACEALL TRUSSES.

SEE SHEET-S1 FOR DESIGN CRITERIA

INSULATION AND MOISTURE PROTECTION

GENERAL

INSULATION BAFFLES TO MAINTAIN 1" ABOVE BATT INSULATION
BAFFLES TO EXTEND 6" ABOVE BATT INSULATION
BAFFLES TO EXTEND 12" ABOVE LOOSE FILL INSULATION
INSULATE BEHIND TUBS/SHOWERS, PARTITIONS AND CORNERS
FACE STAPLE BATTS
FRICTION FIT FACED BATTS
USE 4 MIL POLY VAPOR RETARDER AT WALLS.
• R-10 RIGID FOAM INSULATION ON 4X EADERS AT EXTERIOR WALLS.

INFILTRATION CONTROL

1. EXTERIOR JOINTS AROUND WINDOWS AND DOOR FRAMES, OPENINGS BETWEEN WALLS AND FOUNDATIONS, BETWEEN WALLS AND ROOF AND BETWEEN WALL PANELS, OPENINGS AT PENETRATIONS OF UTILITY SERVICES THROUGH WALLS, FLOOR AND ROOFS, AND ALL OTHER SUCH OPENINGS IN THE BUILDING ENVELOPE, INCLUDING ACCESS PANELS INTO UNHEATED SPACES, SHALL BE SEALED, CAULKED, GASKETED OR WEATHER-STRIPPED TO LIMIT AIR LEAKAGE. ALL OPENINGS SHALL BE FLASHED. APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDING STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL FINISH AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. APPROVED CORROSION-RESISTANT FLSHING SHALL BE INSTALLED AT ALL OF THE FOLLOWING LOCATIONS:

1. AT TOP OF ALL EXTERIOR WINDOW AND DOOR OPENINGS IN SUCH A MANNER AS TO BE LEAKPROOF, EXCEPT THAT SELF-FLASHING WINDOWS HAVING A CONTINUOUS LAP OF NOT LESS THAN 1-1/8" OVER THE SHEATHING MATERIAL AROUND THE PERIMETER OF THE OPENING, INCLUDING CORNERS, DO NOT REQUIRE ADDITIONAL FLASHING; JAMB FLASHING MAY ALSO BE OMITTED WHEN SPECIFICALLY APPROVED BY THE BUILDING OFFICIALS.
2. AT THE INTERSECTION OF CHIMNEYS OR OTHER MASONRY CONSTRUCTION WITH FRAME OR WALLS, WITH PROJECTING LIPS ON BOTH SIDES UNDER STUCCO COPINGS.
3. UNDER AND AT THE ENDS OF MASONRY, WOOD OR METAL COPINGS AND SILLS.
4. CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM.
5. WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL OR FLOOR ASSEMBLY OF WOOD-FRAME CONSTRUCTION.
6. AT WALL AND ROOF INTERSECTIONS.
7. AT BUILT-IN GUTTERS.

- ALL EXTERIOR DOORS, OTHER THAN FIRE-RATED DOORS, SHALL BE DESIGNED TO LIMIT AIR LEACKAGE AROUND THEIR PERIMETER WHEN IN A CLOSED POSITION. DOORS BETWEEN RESIDENCE AND GARAGE ARE NOT CONSIDERED FIRE-RATED AND MUST MEET THE ABOVE REQUIREMENT.

- ALL EXTERIOR WINDOWS SHALL BE DESIGNED TO AMIT INFILTRATION INTO OR FROM THE BUILDING ENVELOPE.

- Recessed Lighting Fixtures: When installed in the building envelope, recessed lighting fixtures shall be Type IC rated and certified to have no more than 2.0 cfm air movement from the conditioned space to the ceiling cavity. The lighting fixture shall be tested at 75 Pascals or 1.57 lbs/ft2 pressure difference and have a label attached, showing compliance with this test method. Recessed lighting fixtures shall be installed with a gasket or caulk between the fixture and ceiling to prevent air leakage.

VAPOR BARRIERS/ GROUND COVERS

AN APPROVED VAPOR BARRIER SHALL BE PROPERLY INSTALLED IN ROOF DECKS, IN ENCLOSED RAFTER SPACES FROMED WHERE CEILINGS ARE APPLIED DIRECTLY TO THE UNDERSIDE OF ROOF RAFTERS, AND AT EXTERIOR WALLS, INSET STAPLED BATTS WITH A PERM RATING LESS THAN ONE MAY BE INSTALLED IF THE VAPOR BARRIER IS TO THE WARM SIDE, STAPLES ARE PLACED NOT MORE THAN 8 INCHES ON CENTER AND GAPS BETWEEN THE FACING AND THE FRAMING DO NOT EXCEED 1/16 INCH.

A GROUND COVER OF 6 MIL (0.006"BLACK POLYETHYLENE OR EQUIVALENT, SHALL BE LAID OVER THE GROUND IN ALL CRAWL SPACES. THE GROUND COVER SHALL BE OVERLAPPED ONE FOOT AT EACH JOINT AND SHALL EXTEND TO THE FOUNDATION WALL.

WINDOWS, DOORS, HVAC, & ELECT. EQUIP.

GLAZING MAXIMUM:
ALL CLIMATE ZONES:
GLAZING "U" VALUE: VERTICAL (MAX): .28
OVERHEAD (MAX): .50
DOOR "U" VALUE (MAX): .20
(DOORS W/ MORE THAN 50 CONSIDERED A WINDOW)
HVAC PERFORMANCE: "MED" OR AFUE = .95
RECESSED LIGHT FIXTURES: IC RATED

DOORS, WINDOWS AND SKYLIGHTS

GENERAL
DOORS TO THE EXTERIOR SHALL HAVE MAX. 3" STEP TO MIN. 36" DEEP LANDING. .

BEDROOM EMERGENCY EGRESS WINDOWS MINIMUM NET CLEAR OPENING OF 5.7 SQ. FT. MIN. NET CLEAR OPEN ABLE WIDTH OF 20" AND MINIMUM NET CLEAR OPENING HEIGHT OF 24", MAXIMUM FINISHED SILL HEIGHT OF 44" ABOVE FLOOR.

FACTORY BUILT WINDOWS TO BE CONSTRUCTED TO PERMIT MAXIMUM INFILTRATION OF 0.5 CFM PER LINEAL FOOT OF OPERABLE SASH PERIMETER AS TESTED BY ASTM STANDARDS. SITE BUILT AND MILL WORK SHOP BUILT WOODEN SASH ARE EXEMPT FROM INFILTRATION CRITERIA ABOVE, BUT MUST BE MADE TIGHTLY FITTING AND WEATHER STRIPPED OR CAULKED. SLIDING GLASS DOORS TO PERMIT MAXIMUM INFILTRATION OF 0.5 CFM INFILTRATION PER SQUIARE FOOT OF DOOR AREA.

SAFETY GLAZING SHALL BE LOCATED WITHIN

1. INGRESS AND EGRESS DOORS
2. SLIDING GLASS DOORS, SWINGING GLASS DOORS
3. SHOWER AND BATHTUB ENCLOSURES
4. GLAZING W/ THE EXPOSED EDGE WITHIN A 24" ARC OF EITHER VERTICAL EDGE OF A DOOR IN THE CLOSED PORTION& BOTTOM EDGE IS LESS THAN 60" ABOVE THE WALKING SURFACE.
ANY GLAZING WITHIN 36-INCHES OF WALKING SURFACES, MORE THAN 9 SQ. FT. SHALL BE SAFETY GLAZING IF THE BOTTOM OF GLAZED AREA IS LESS THAN 18-INCHES ABOVE FINISH FLOOR AND THE TOP IS MORE THAN 36-INCHES ABOVE FINISH FLOOR.

WINDOW SILLS: 612.2, 24" MINIMUM SILL HEIGHT EXCEPTIONS ALLOW FOR OPENING LIMITING DEVICE FOR 4" DIAMETER SPHERE AND WINDOW FALL PREVENTION DEVICE THAT COMPLIES WITH 612.3

STRUCTURAL NOTES

1. ALL MATERIALS AND WORKMANSHIP SHALL CONFORM TO THE CONTRACT DRAWINGS.
2. DURING THE CONSTRUCTION PERIOD THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SAFETY OF THE BUILDING.
3. THE CONTACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL CONSTRUCTION PROCEDURES INCLUDING LAGGING, SHORING AND PROTECTION OF ADJACENT PROPERTY, STRUCTUES, STREETS AND UTILITIES IN ACCORDANCE WITH ALL NATIONAL, STATE AND LOCAL SAFETY ORDINANCES.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDIANTING THE WORK OF ALL TRADES AND SHALL CHECK ALL DIMENSIONS. ALL DISCREPANCIES SHALL BE CALLED TO THE ATTENTION OF ENGINEER
5. ALL DETAILS DESIGNATED AS STANDARD OR TYPICAL SHALL OCCUR IN ADDITION TO ANY OTHER SPECIFIC DETAIL CALLED OUT
6. COORDIATE WITH MECHANICAL, PLUMBING, AND ELECTICAL REQUIREMENTS FOR SIZE AND LOCATION OF ALL OPENINGS REQUIRED FOR DUCTS, PIPES, AND PIPE SLEEVES, ELECTRICAL CONDUITS, AND OTHER ITEMS TO BE EMBEDDED IN CONCRETE OR OTHERWISE INCORPORATED IN STRUCTURAL WORK.
7. PROVIDE OPENINGS AND SUPPORTS, AS REQUIRED PER STANDARD DETAILS FOR HEATERS, MECHANICAL EQUIPMINT, VENTS, DUCTS, PIPING, ETC. ALL SUSPENDED MECHANICAL EQUIPMENT SHALL BE SWAY OR LATERALLY BRACED.

PLAN PREVIEW

SCALE: NOT TO SCALE

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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PLAN ISSUE:	DESIGN BY :
REV. DATE:	COMMENTS :

Project # :
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Attachment: EXHIBIT - Architectural Plans (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

TYPICAL FLOOR NOTES:

1. INSTALL SMOKE DETECTORS IN ALL SLEEPING ROOMS AND AT AREAS ADJACENT TO SLEEPING ROOMS, AND AT CEILING HEIGHT CHANGES GREATER THAN 24". SMOKE DETECTORS TO BE HARD-WIRED AND INTERCONNECTED, WITH BATTERY BACK-UP PER CODE.
2. INSTALL CARBON MONOXIDE SENSORS ADJACENT TO SLEEPING AREAS.
3. ALL INTERIOR WALLS TO BE 2x4 @ 16" O.C. (U.N.O.)
4. ALL EXTERIOR WALLS TO BE 2x6 @ 16" O.C. (U.N.O.)
5. MAIN FLOOR HEADERS PER STRUCTURAL @ 9'-0" AFF. (U.N.O.)
6. WINDOW SIZES ARE NOMINAL ROUGH OPENING, WIDTH AND HEIGHT.
7. DOOR SIZES NOTED ARE SLABS NOT ROUGH OPENINGS
8. PROVIDE FIREBLOCKING AT ALL PLUMBING OPENINGS.
9. PROVIDE SOLID BLOCKING OVER SUPPORTS.
10. WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW THE CONCEALED SPACE OF A FLOOR-CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF CONCEALED SPACE DOES NOT EXCEED 1000 SF. DRAFTSTOPPING SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS AND SHALL BE OF ½" GYP BOARD OR OTHER APPROVED MATERIALS INSTALLED PARALLEL TO THE FLOOR FRAMING MEMBERS PER CODE.
11. PROVIDE FIREBLOCKING TO CUT OFF ALL CONCEALED HORIZONTAL AND VERTICAL DRAFT OPENINGS AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STOIRES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL CONSIST OF NOT LESS THAN 2" NOMINAL LUMBER OR OTHER APPROVED MATERIAL.
12. ASPHALT-SATURATED FELT FREE FROM HOLES OR BREAKS, WEIGHING NOT LESS THAN 14 POUNDS PER 100 SQUARE FEET AND COMPLYING WITH ASTM D 226 OR OTHER APPROVED WEATHER RESISTANT MATERIAL SHALL BE APPLIED OVER SHEATHING OF ALL EXTERIOR WALLS. APPROVED ALTERNATIVE WEATHERPROOF MEMBRANES SHALL BE USED FOR OPEN JOINT RAIN SCREEN SIDING. WEATHER RESISTANT MATERIALS SHALL BE APPLIED HORIZONTALLY PERMANUFACTURERS RECOMMENDATIONS, WITH THE UPPER LAYER LAPPED OVER THE LOWER LAYER NOT LESS THAN 2 INCHES AND NOT LESS THAN 6 INCHES WHERE JOINTS OCCUR PER CODE.
13. APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDINGS STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL SURFACE AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. FLASHING SHALL BE INSTALLED AT, BUT NOT LIMITED TO THE FOLLOWING LOCATIONS:
    - -THE TOP OF ALL EXTERIOR WINDOW & DOOR OPENINGS
    - -INTERSECTIONS OF FRAME WALLS AND MASONRY OR STUCCO
    - -UNDER MASONRY, WOOD OR METAL COPINGS AND SILLS
    - -CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM
    - -WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL
    - -AT WALL AND ROOF OR SOFFIT INTERSECTIONS
    - -AT BUILT-IN GUTTERS
14. EXTERIOR LOCATIONS FOR ENVIRONMENTAL AIR DUCT EXHAUST & INTAKE OPENINGS TO BE A MINIMUM OF 3'-0" FROM PROPERTY LINE & MINIMUM 3'-0" FROM BUILDING OPENINGS. EQUIP ALL DUCTS W/ BACK-DRAFT DAMPERS.
15. AIR EXHAUST & INTAKE OPENINGS THAT TERMINATE OUTDOORS SHALL BE PROTECTED W/ CORROSION RESISTANT SCREENS, LOUVERS, OR GRILLS W/ 1/4" MINIMUM & 1/2" MAX OPENINGS IN ANY DIMENSION. OPENINGS SHALL BE PROTECTED AGAINST LOCAL WEATHER CONDITIONS PER 2018 IRC.
16. DUCTS FOR KITCHEN RANGES SHALL BE OF METAL AND BE EQUIPPED W/ BACK-DRAFT DAMPERS PER CODE.
17. ALL INTERIOR FINISHES TO MEET MINIMUM FLAME SPREAD INDEX AND SMOKE DEVELOPMENT INDEX AS REQUIRED BY 2018 IRC.
18. UNDER FLOOR CLEANOUT NOT MORE THAN 20' FROM ACCESS DOOR WITH AN UNOBSTRUCTED 30" WIDE X 18" HIGH PATH PATHWAY. CLEANOUTS ARE ACCESSIBLE. 12" CLEARANCE REQUIRED AT LINES LESS THAN OR EQUAL TO 2", 18" CLEARANCE AT LINES GREATER THAN 2". (UPC 707.9)
19. GLAZING IN ALL FIXED AND OPERABLE PANELS OF SWINGING, SLIDING AND BIFOLD DOORS SHALL BE CONSIDERED A HAZARDOUS LOCATION. SAFETY GLAZING.

GARAGE NOTES:

1. GARAGES SHALL BE SEPARATED FROM THE RESIDENCE AND ITS ATTIC AREA BY NOT LESS THAN 5/8" TYPE X GWB APPLIED TO THE GARAGE SIDE. WHERE THE SEPARATION IS A FLOOR-CEILING ASSEMBLY, THE STRUCTURE SUPPORTING THE SEPARATION SHALL ALSO BE PROTECTED BY NOT LESS THAN ⅝" TYPE X GYPSUM BOARD OR EQUIVALENT.
2. OPENINGS BETWEEN THE GARAGE AND RESIDENCE SHALL BE EQUIPPED WITH SOLID WOOD DOORS NOT LESS THAN 1 3/8" IN THICKNESS, SOLID OR HONEYCOMB CORE STEEL DOORS NOT LESS THAN 1 3/8" THICK, OR 20-MINUTE FIRE-RATED DOORS.
3. DUCTS IN THE GARAGE AND DUCTS PENETRATING THE WALLS OR CEILINGS SEPARATING THE DWELLING FROM THE GARAGE SHALL BE CONSTRUCTED OF A MINIMUM NO. 26 GAGE SHEET STEEL OR OTHER APPROVED MATERIALS AND SHALL HAVE NO OPENINGS INTO THE GARAGE. IRC R309.1.1
4. PROVIDE OUTDOOR COMBUSTION AIR FOR WATER HEATER
5. GARAGE FLOOR SURFACES SHALL BE OF APPROVED NONCOMBUSTIBLE MATERIAL AND THE AREA USED FOR THE PARKING OF AUTOMOBILES OR OTHER VEHICLES SHALL BE SLOPED TO FACILITATE THE MOVEMENT OF LIQUIDS TO A DRAIN OR TOWARD THE MAIN VEHICLE ENTRY DOORWAY.

AREA SUMMARY

MAIN FLOOR:	1,386	sf.
UPPER FLOOR:	1,665	sf.
TOTAL:	3,051	sf.
GARAGE/SHOP:	456	sf.
COV'D PORCH:	137	sf.
COV'D DECK (REAR):	286	sf.

* SQUARE FOOTAGE MEASURED PER EXTERIOR SIDE OF EXTERIOR WALLS

NOTE:
REFER TO STRUCTURAL SHEETS FOR SHEAR WALL SCHEDULE AND ENGINEERING PLAN WHICH CONTAIN REFERENCES AND/OR INSTRUCTIONS PERTAINING TO EACH SHEAR WALL INDICATED IN THIS PLAN

NOTE:
ALL SHOWERHEAD AND KITCHEN SINK FAUCETS INSTALLED IN THE HOUSE SHALL BE RATED AT 1.75 GPM OR LESS. ALL OTHER LAVATORY FAUCETS SHALL BE RATED AT 1.0 GPM OR LESS.

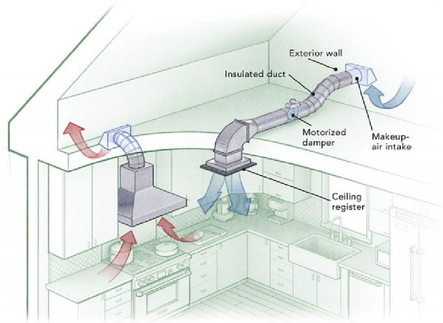
NOTE:
EACH DOOR TO BE UNDERCUT A MINIMUM OF 1/2-INCH TO ASSURE FREE FLOW OF FRESH AIR THROUGHOUT HABITABLE ROOMS

NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.

FREESTANDING RANGE AND RANGE HOOD:

M1503.4 MAKEUP AIR REQUIRED:
EXHAUST HOOD SYSTEMS CAPABLE OF EXHAUSTING IN EXCESS OF 400 CUBIC FEET PER MINUTE (0.19 M3/S) SHALL BE MECHANICALLY OR NATURALLY PROVIDED WITH MAKEUP AIR AT A RATE APPROXIMATELY EQUAL TO THE EXHAUST AIR RATE. SUCH MAKEUP AIR SYSTEMS SHALL BE EQUIPPED WITH NOT LESS THAN ONE DAMPER. EACH DAMPER SHALL BE A GRAVITY DAMPER OR AN ELECTRICALLY OPERATED DAMPER THAT AUTOMATICALLY OPENS WHEN THE EXHAUST SYSTEM OPERATES. DAMPERS SHALL BE ACCESSIBLE FOR INSPECTION, SERVICE, REPAIR AND REPLACEMENT WITHOUT REMOVING PERMANENT CONSTRUCTION OR ANY OTHER DUCTS NOT CONNECTED TO THE DAMPER BEING INSPECTED, SERVICED, REPAIRED OR REPLACED.

M1503.4.1 LOCATION:
KITCHEN EXHAUST MAKEUP AIR SHALL BE DISCHARGED INTO THE SAME ROOM IN WHICH THE EXHAUST SYSTEM IS LOCATED OR INTO ROOMS OR DUCT SYSTEMS THAT COMMUNICATE THROUGH ONE OR MORE PERMANENT OPENINGS WITH THE ROOM IN WHICH SUCH EXHAUST SYSTEM IS LOCATED. SUCH PERMANENT OPENINGS SHALL HAVE A NET CROSS-SECTIONAL AREA NOT LESS THAN THE REQUIRED AREA OF THE MAKEUP AIR SUPPLY OPENINGS.



G2407.9.1 (304.9.1) MAKEUP AIR
WHERE EXHAUST FANS ARE INSTALLED, MAKEUP AIR SHALL BE PROVIDED TO REPLACE THE EXHAUSTED AIR.

G2407.9.2 (304.9.2) APPLIANCE INTERLOCK
EACH OF THE APPLIANCES SERVED SHALL BE INTERLOCKED WITH THE MECHANICAL AIR SUPPLY SYSTEM TO PREVENT MAIN BURNER OPERATION WHEN THE MECHANICAL AIR SUPPLY SYSTEM IS NOT IN OPERATION.

G2407.9.3 COMBINED COMBUSTION AIR AND VENTILATION AIR SYSTEM

WHERE COMBUSTION AIR IS PROVIDED BY THE BUILDING'S MECHANICAL VENTILATION SYSTEM, THE SYSTEM SHALL PROVIDE THE SPECIFIED COMBUSTION AIR RATE IN ADDITION TO THE REQUIRED VENTILATION AIR.

APPLIANCES:

1. THOR KITCHEN HRG3618U 36" PRO-STYLE 6 STAINLESS STEEL BURNER GAS RANGE.
2. THOR KITCHEN HRH3606U 36" STAINLESS STEEL UNDER CABINET RANGE HOOD.

1 RANGE & HOOD

SMOKE & CARBON MONOXIDE ALARMS:

SMOKE AND CARBON MONOXIDE ALARMS MUST BE PROVIDED IN ALL REQUIRED LOCATIONS AND MUST BE:
• AUDIBLE IN ALL PARTS OF THE HOUSE
• INSTALLED PER MANUFACTURER'S INSTRUCTIONS

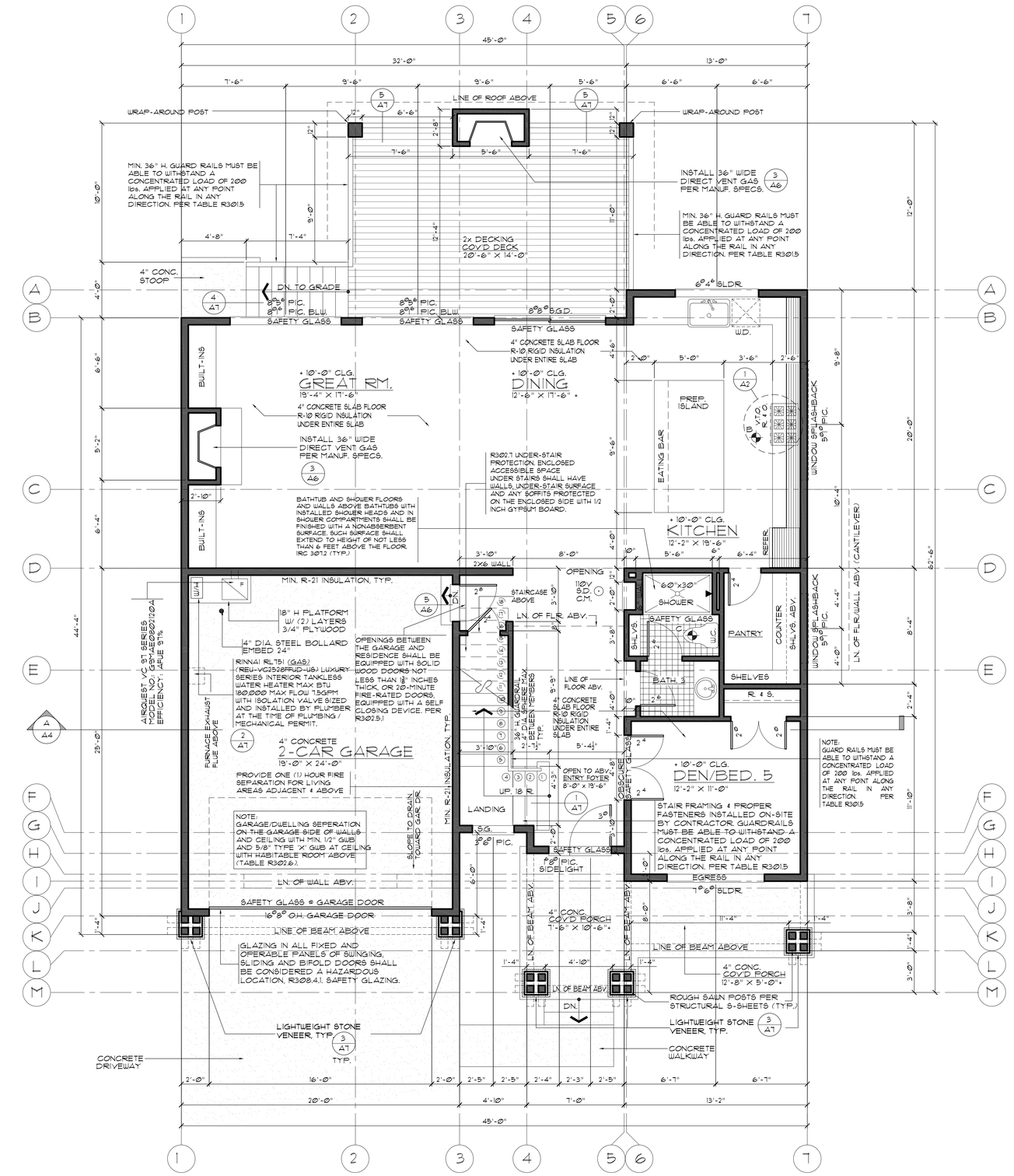
NEW HOUSES (IRC R314 & R315)
SMOKE ALARMS AND CARBON MONOXIDE ALARMS ARE REQUIRED AND MUST BE CONNECTED TO THE MAIN ELECTRICAL SYSTEM WITH BATTERY BACKUP.

CARBON MONOXIDE ALARMS ARE REQUIRED IN ALL NEW AND EXISTING HOMES, APARTMENTS, CONDOMINIUMS, AND OTHER MULTI-FAMILY UNITS.
REQUIRED LOCATIONS
• SMOKE ALARMS SHALL BE LOCATED IN EACH SLEEPING ROOM AND IN NAPPING AREAS IN A FAMILY HOME CHILD CARE.
• SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED OUTSIDE EACH SLEEPING AREA IN THE IMMEDIATE VICINITY OF THE BEDROOMS.
• SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED ON EVERY FLOOR LEVEL, INCLUDING BASEMENTS (DOES NOT INCLUDE CRAWLSPACE AND UNINHABITABLE ATTICS).
• IN SPLIT LEVEL FLOOR PLANS, AT THE UPPER LEVEL, PROVIDED THERE IS NO INTERVENING DOOR BETWEEN ADJACENT LEVELS AND THE LOWER LEVEL IS LESS THAN A FULL STORY BELOW THE UPPER LEVEL
• A CARBON MONOXIDE ALARM IS REQUIRED IN A BEDROOM WHEN A FUEL-BURNING APPLIANCE IS INSTALLED IN THE BEDROOM OR ITS ATTACHED BATHROOM.
• A COMBINATION ALARM (COMBINED SMOKE AND CARBON MONOXIDE ALARM) IS ACCEPTABLE IN ANY REQUIRED LOCATION.
•WALL MOUNTED ALARMS MUST BE NOT MORE THAN 12 INCHES FROM THE ADJOINING CEILING SURFACE.
• AVOID PLACING ALARMS LESS THAN 3 FEET FROM SUPPLY REGISTERS OF A FORCED AIR HEATING OR COOLING SYSTEM AND DO NOT PLACE ALARMS IN THE DIRECT AIRFLOW OF THE REGISTERS.
• AVOID PLACING ALARMS WITHIN 3 FEET HORIZONTALLY FROM DOORS TO BATHROOMS CONTAINING A BATHTUB OR SHOWER.
• DO NOT PLACE ALARMS IN SPACES WHERE TEMPERATURES MAY BE ABOVE OR BELOW THE ALARM'S OPERATING TEMPERATURE RANGE.
• DO NOT PLACE ALARMS WITHIN 3 FEET OF THE BLADES OF A CEILING FAN.
• ALARMS IN PEAKED OR SLOPED CEILINGS MUST BE WITHIN 3 FEET OF THE PEAK, MEASURED HORIZONTALLY, BUT NOT IN THE HIGHEST 4 INCHES OF THE CEILING, MEASURED VERTICALLY.
A. PHOTOELECTRIC SMOKE ALARMS MUST NOT BE LESS THAN 6 FEET FROM A PERMANENT COOKING APPLIANCE.

B. IONIZATION SMOKE ALARMS WITH AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 10 FEET FROM A PERMANENT COOKING APPLIANCE.

C. IONIZATION SMOKE ALARMS WITHOUT AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 20 FEET FROM A PERMANENT COOKING APPLIANCE

CARBON MONOXIDE ALARM LOCATION LIMITATIONS
• DO NOT PLACE ALARMS DIRECTLY ABOVE OR BESIDE FUEL-BURNING APPLIANCES.
• DO NOT PLACE ALARMS IN DIRECT SUNLIGHT.
• DO NOT PLACE ALARMS IN LOW AREAS WHERE CHILDREN CAN REACH. DO NOT PLACE ALARMS BEHIND CURTAINS OR ANY STRUCTURE THAT MIGHT PREVENT CARBON MONOXIDE FROM REACHING THE SENSOR.



MAIN FLOOR PLAN

SCALE: 1/4" = 1'-0"

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TYPICAL FLOOR NOTES:

1. INSTALL SMOKE DETECTORS IN ALL SLEEPING ROOMS AND AT AREAS ADJACENT TO SLEEPING ROOMS, AND AT CEILING HEIGHT CHANGES GREATER THAN 24". SMOKE DETECTORS TO BE HARD-WIRED AND INTERCONNECTED, WITH BATTERY BACK-UP PER CODE.
2. INSTALL CARBON MONOXIDE SENSORS ADJACENT TO SLEEPING AREAS.
3. ALL INTERIOR WALLS TO BE 2x4 @ 16" O.C. (U.N.O.)
4. ALL EXTERIOR WALLS TO BE 2x6 @ 16" O.C. (U.N.O.)
5. UPPER FLOOR HEADERS PER STRUCTURAL @ 8'-0" A.F.F. (U.N.O.)
6. WINDOW SIZES ARE NOMINAL ROUGH OPENING, WIDTH AND HEIGHT.
7. DOOR SIZES NOTED ARE SLABS NOT ROUGH OPENINGS
8. PROVIDE FIREBLOCKING AT ALL PLUMBING OPENINGS.
9. PROVIDE SOLID BLOCKING OVER SUPPORTS.
10. WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW THE CONCEALED SPACE OF A FLOOR-CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF CONCEALED SPACE DOES NOT EXCEED 1000 SF. DRAFTSTOPPING SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS AND SHALL BE OF ½" GYP BOARD OR OTHER APPROVED MATERIALS INSTALLED PARALLEL TO THE FLOOR FRAMING MEMBERS PER CODE.
11. PROVIDE FIREBLOCKING TO CUT OFF ALL CONCEALED HORIZONTAL AND VERTICAL DRAFT OPENINGS AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STOIRES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL CONSIST OF NOT LESS THAN 2" NOMINAL LUMBER OR OTHER APPROVED MATERIAL.
12. ASPHALT-SATURATED FELT FREE FROM HOLES OR BREAKS, WEIGHING NOT LESS THAN 14 POUNDS PER 100 SQUARE FEET AND COMPLYING WITH ASTM D 226 OR OTHER APPROVED WEATHER RESISTANT MATERIAL SHALL BE APPLIED OVER SHEATHING OF ALL EXTERIOR WALLS. APPROVED ALTERNATIVE WEATHERPROOF MEMBRANES SHALL BE USED FOR OPEN JOINT RAIN SCREEN SIDING. WEATHER RESISTANT MATERIALS SHALL BE APPLIED HORIZONTALLY PERMANUFACTURERS RECOMMENDATIONS, WITH THE UPPER LAYER LAPPED OVER THE LOWER LAYER NOT LESS THAN 2 INCHES AND NOT LESS THAN 6 INCHES WHERE JOINTS OCCUR PER CODE.
13. APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDINGS STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL SURFACE AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. FLASHING SHALL BE INSTALLED AT, BUT NOT LIMITED TO THE FOLLOWING LOCATIONS:
    - THE TOP OF ALL EXTERIOR WINDOW & DOOR OPENINGS
    - INTERSECTIONS OF FRAME WALLS AND MASONRY OR STUCCO
    - UNDER MASONRY, WOOD OR METAL COPINGS AND SILLS
    - CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM
    - WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL
    - AT WALL AND ROOF OR SOFFIT INTERSECTIONS
    - AT BUILT-IN GUTTERS
14. EXTERIOR LOCATIONS FOR ENVIRONMENTAL AIR DUCT EXHAUST & INTAKE OPENINGS TO BE A MINIMUM OF 3'-0" FROM PROPERTY LINE & MINIMUM 3'-0" FROM BUILDING OPENINGS. EQUIP ALL DUCTS W/ BACK-DRAFT DAMPERS.
15. AIR EXHAUST & INTAKE OPENINGS THAT TERMINATE OUTDOORS SHALL BE PROTECTED W/ CORROSION RESISTANT SCREENS, LOUVERS, OR GRILLS W/ 1/4" MINIMUM & 1/2" MAX OPENINGS IN ANY DIMENSION. OPENINGS SHALL BE PROTECTED AGAINST LOCAL WEATHER CONDITIONS PER 2018 IRC.
16. DUCTS FOR KITCHEN RANGES SHALL BE OF METAL AND BE EQUIPPED W/ BACK-DRAFT DAMPERS PER CODE.
17. ALL INTERIOR FINISHES TO MEET MINIMUM FLAME SPREAD INDEX AND SMOKE DEVELOPMENT INDEX AS REQUIRED BY 2018 IRC.
18. UNDER FLOOR CLEANOUT NOT MORE THAN 20' FROM ACCESS DOOR WITH AN UNOBSTRUCTED 30" WIDE X 18" HIGH PATH PATHWAY. CLEANOUTS ARE ACCESSIBLE, 12" CLEARANCE REQUIRED AT LINES LESS THAN OR EQUAL TO 2", 18" CLEARANCE AT LINES GREATER THAN 2". (UPC 707.9)
19. GLAZING IN ALL FIXED AND OPERABLE PANELS OF SWINGING, SLIFDING AND BIFOLD DOORS SHALL BE CONSIDERED A HAZARDOUS LOCATION, SAFETY GLAZING.

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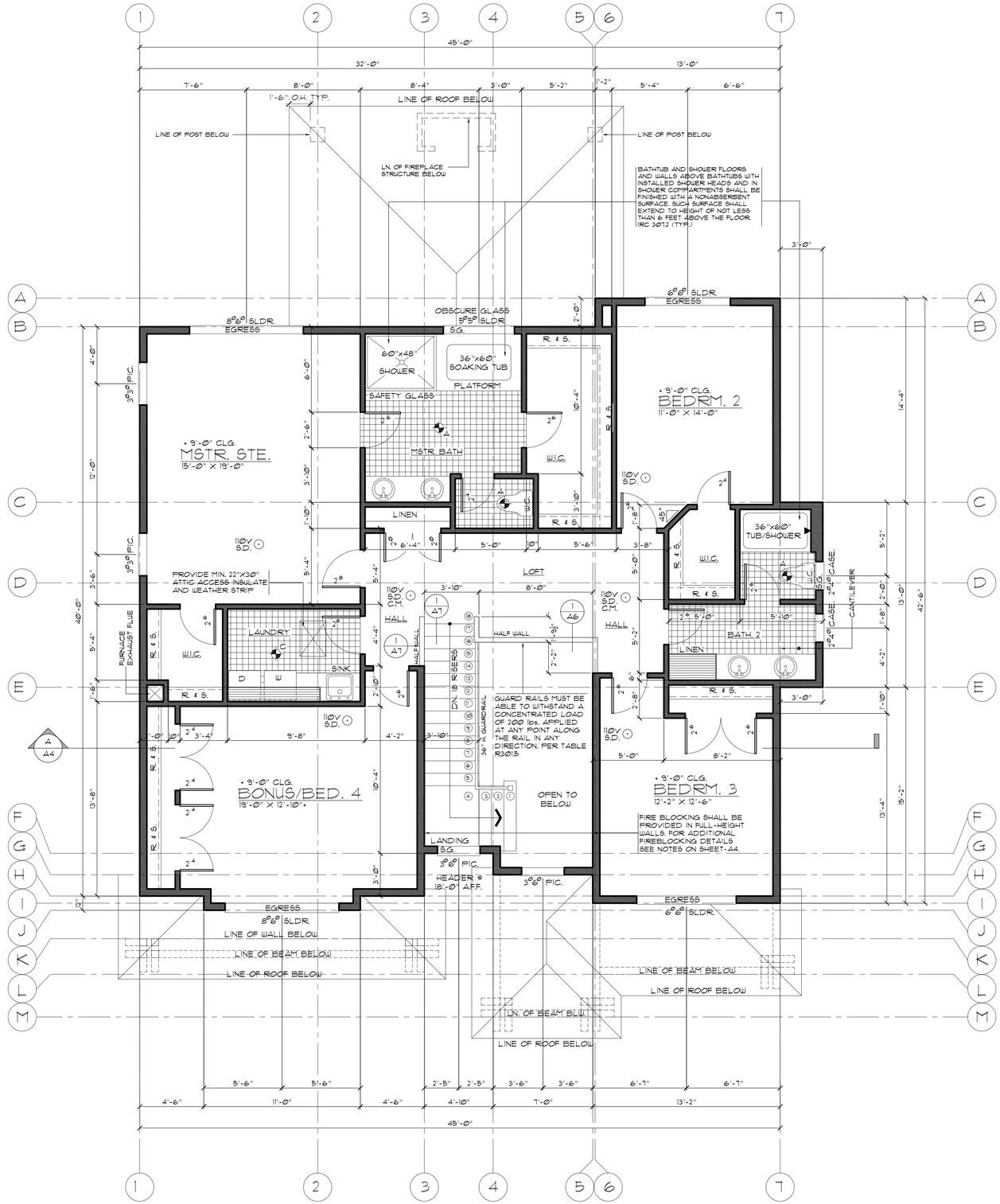

UPPER FLOOR PLAN

SCALE: 1/4" = 1'-0"

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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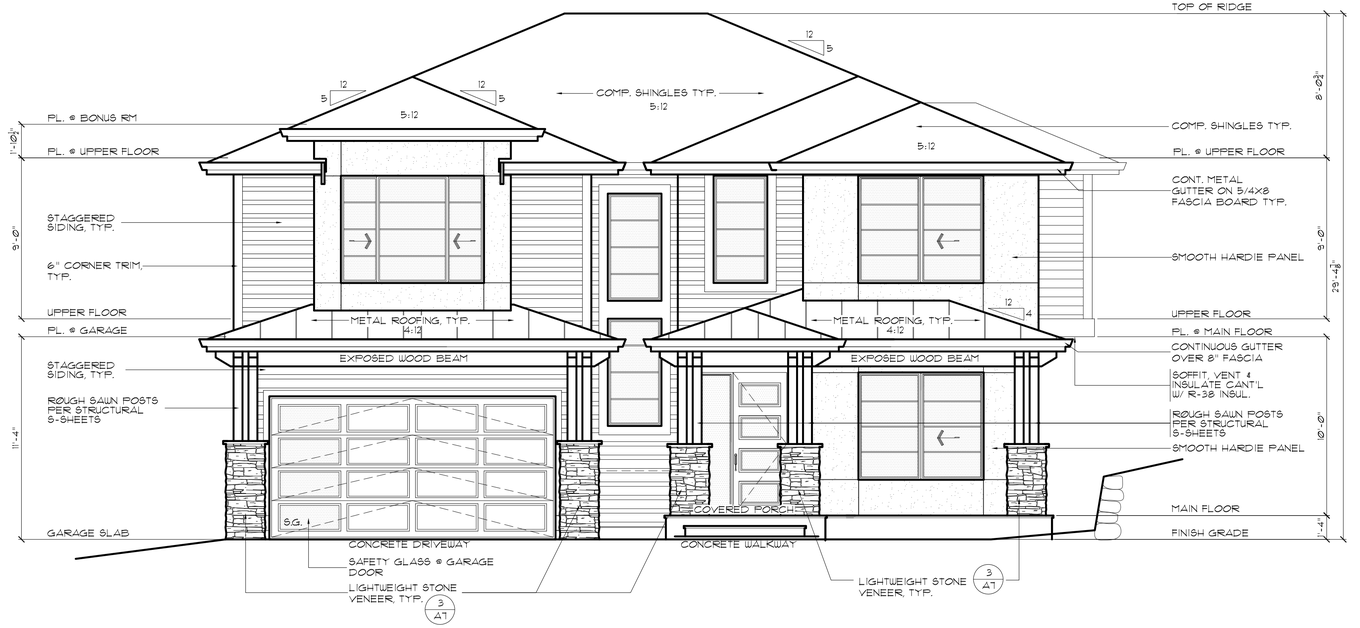

FRONT ELEVATION

SCALE: 1/4" = 1'-0"

RIGHT ELEVATION

SCALE: 1/4" = 1'-0"

ELEVATION NOTES:

1. VERIFY SHEAR WALL NAILING & HOLDOWNS PER PLAN PRIOR TO INSTALLING SIDING.
2. CAULK ALL EXTERIOR JOINTS & PENETRATIONS.
3. PROVIDE APPROVED CORROSION RESISTANT FLASHING AT EXTERIOR WALL ENVELOPE PER I.R.C. R703.8
4. PROVIDE FLASHING AT ROOF PENETRATIONS PER I.R.C. R905.2.8
5. PROVIDE WEATHER STRIPPING AT ALL EXTERIOR & GARAGE-INTERIOR DOORS.
6. PROVIDE CONTINUOUS GUTTERS & DOWNSPOUTS @ ALL EAVES, TYP.
7. ADDRESS OR HOUSE NUMBER TO BE POSTED AND PLAINLY VISIBLE FROM THE STREET FRONTAGE. MIN. 4" HEIGHT, 1/2" STROKE WIDTH AND CONTRASTING BACKGROUND.
8. PROVIDE STAIRWAY ILLUMINATION PER I.R.C. R303.6
9. SEE SHEET A1 FOR ADDITIONAL NOTES.
10. PROVIDE SURFACE DRAINAGE 6" : 10' MIN. AWAY FROM HOUSE FOOTPRINT IRC R401.3

NOTE:
NO OPERABLE WINDOW SHALL BE INSTALLED LESS THAN 24 INCHES ABOVE FINISHED FLOOR THAT IS GREATER THAN 72 INCHES ABOVE THE FINISH GRADE OR OTHER SURFACE BELOW ON THE EXTERIOR OF THE BUILDING.

NOTE:
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REAR ELEVATION

SCALE: 1/4" = 1'-0"

ELEVATION NOTES:

1. VERIFY SHEAR WALL NAILING & HOLDOWNS PER PLAN PRIOR TO INSTALLING SIDING.
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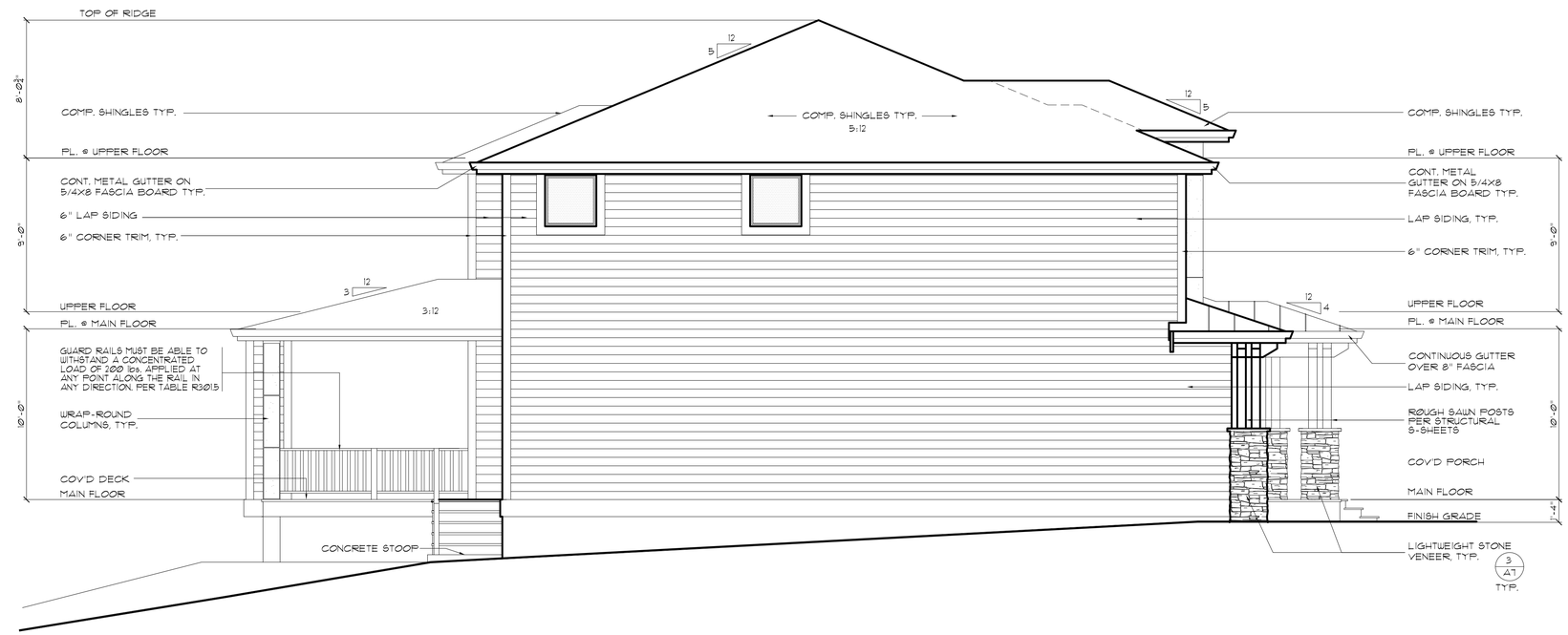

LEFT ELEVATION

SCALE: 1/4" = 1'-0"

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023-75 : 1347 N Grove Ave - SU VAR NSFR) (2
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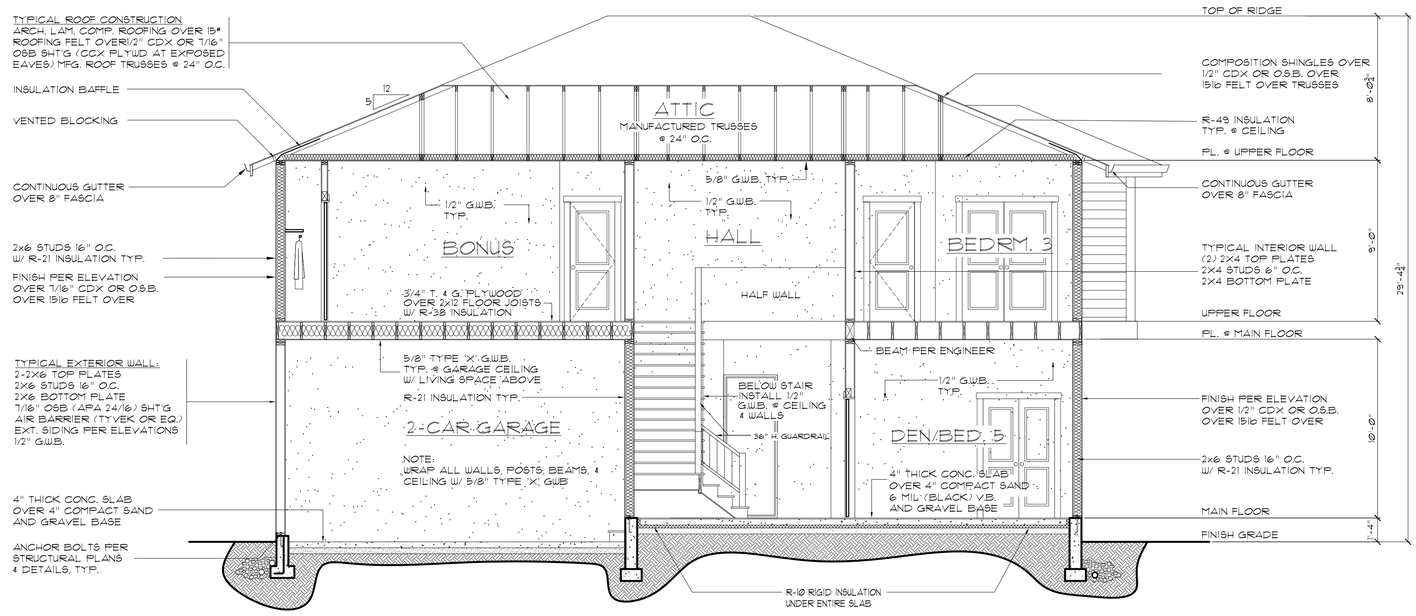
SECTION 3I2.I2: RODENT PROOFING:
STRAINER PLATES ON DRAIN INLETS SHALL BE DESIGNED AND INSTALLED SO THAT NO OPENING EXCEEDS 1/2 OF AN INCH IN THE LEAST DIMENSION.
3I2.I2.I:
METER BOXES SHALL BE CONSTRUCTED IN SUCH A MANNER THAT RATS CANNOT ENTER A BUILDING BY FOLLOWING THE SERVICE PIPES FROM THE BOX INTO THE BUILDING.
3I2.I2.2: METAL COLLARS.
IN OR ON BUILDINGS WHERE OPENINGS HAVE BEEN MADE IN WALLS, FLOORS, OR CEILINGS FOR THE PASSAGE OF PIPES, SUCH OPENINGS SHALL BE CLOSED AND PROTECTED BY THE INSTALLATION OF APPROVED METAL COLLARS SECURELY FASTENED TO THE ADJOINING STRUCTURE.
3I2.I2.3: TUB WASTE OPENINGS.
TUB WASTE OPENINGS IN FRAMED CONSTRUCTION TO CRAWL SPACES AT OR BELOW THE FIRST FLOOR SHALL BE PROTECTED BY THE INSTALLATION OF APPROVED METAL COLLARS OR METAL SCREEN SECURELY FASTENED TO THE ADJOINING STRUCTURE WITH NO OPENING GREATER THAN 1/2 OF AN INCH IN THE LEAST DIMENSION.
* 2018 UNIFORM PLUMBING CODE WITH WASHINGTON STATE AMENDMENTS (UPC)

2018 IRC SECTION R302.11 FIREBLOCKING.
IN COMBUSTIBLE CONSTRUCTION, FIREBLOCKING SHALL BE PROVIDED TO CUT OFF ALL CONCEALED DRAFT OPENINGS(BOTH VERTICAL AND HORIZONTAL) AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STORIES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL BE PROVIDED IN WOOD-FRAME CONSTRUCTION IN THE FOLLOWING LOCATIONS:
1) IN CONCEALED SPACES OF STUD WALLS AND PARTITIONS, INCLUDING FURRED SPACES AND PARALLEL ROWS OF STUDS OR STAGGERED STUDS AS FOLLOWS:
A) VERTICALLY AT THE CEILING AND FLOOR LEVELS.
B) HORIZONTALLY AT INTERVALS NOT EXCEEDING 10 FEET.
2) AT ALL INTERCONNECTIONS BETWEEN CONCEALED VERTICAL AND HORIZONTAL SPACES SUCH AS OCCUR AT SOFFITS, DROP CEILINGS AND COVE CEILINGS.
3) IN CONCEALED SPACES AT STAIR STRINGERS AT THE TOP AND BOTTOM OF THE RUN. ENCLOSED SPACES UNDER STAIRS SHALL COMPLY WITH SECTION R302.7.
4) AT OPENINGS AROUND VENTS, PIPES, DUCTS, CABLES AND WIRES AT CEILING AND FLOOR LEVEL, WITH AN APPROVED MATERIAL TO RESIST THE FREE PASSAGE OF FLAME AND PRODUCTS OF COMBUSTION. THE MATERIAL FILLING THIS ANNULAR SPACE SHALL NOT BE REQUIRED TO MEET THE ASTM E 136 REQUIREMENTS.
5) FOR THE FIREBLOCKING OF CHIMNEYS AND FIREPLACES, SEE SECTION R1003.19.
6) FIREBLOCKING OF CORNICES OF A TWO-FAMILY DWELLING IS REQUIRED AT THE LINE OF DWELLING UNIT SEPARATION. FIRE BLOCKING MATERIALS SHALL CONSIST OF MATERIAL LISTED IN SECTION R302.11. LOOSE-FILL INSULATION MATERIAL SHALL NOT BE USED AS A FIREBLOCK UNLESS SPECIFICALLY TESTED IN THE FORM AND MANNER INTENDED. THE INTEGRITY OF ALL FIREBLOCKS SHALL BE MAINTAINED. DRAFTSTOPPING: WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW A CONCEALED SPACE OF A FLOOR/CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF THE CONCEALED SPACE DOES NOT EXCEED 1000 SQUARE FEET. DRAFTSTOPS SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS. DRAFTSTOPPING MATERIALS SHALL CONSIST OF MATERIALS LISTED IN SECTION R302.12.1. DRAFTSTOPPING MATERIALS SHALL NOT BE LESS THAN 1 INCH GYPSUM, 3/8 INCH WOOD STRUCTURAL PANELS OR OTHER APPROVED MATERIALS ADEQUATELY SUPPORTED. THE INTEGRITY OF THE DRAFTSTOPS SHALL BE MAINTAINED.

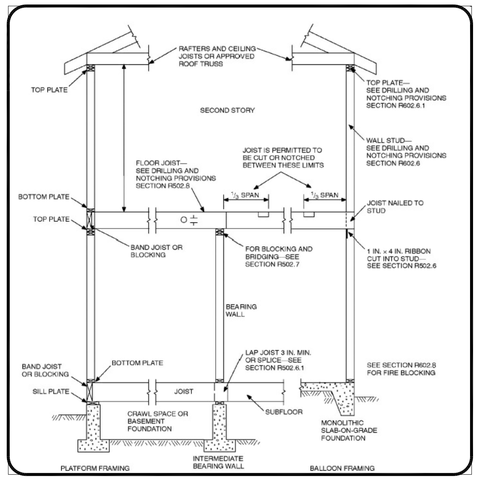


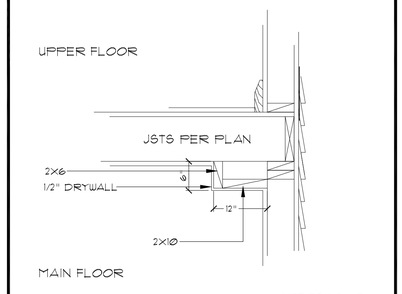
BUILDING CROSS-SECTION 'A'

SCALE: 1/4" = 1'-0"

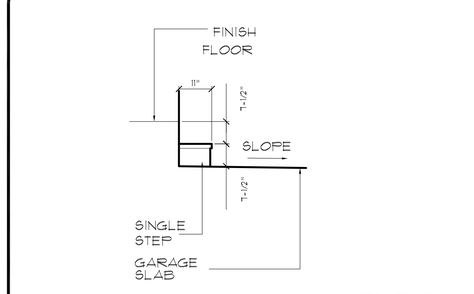
NOTE:
REFER TO STRUCTURAL SHEETS FOR SHEAR WALL SCHEDULE AND ENGINEERING PLAN WHICH CONTAIN REFERENCES AND/OR INSTRUCTIONS PERTAINING TO EACH SHEAR WALL INDICATED IN THIS PLAN

NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.

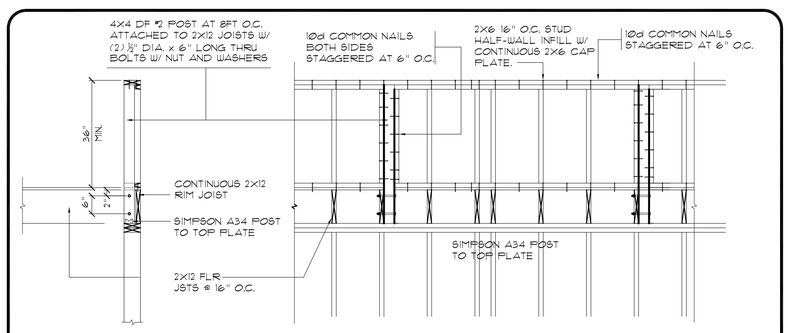




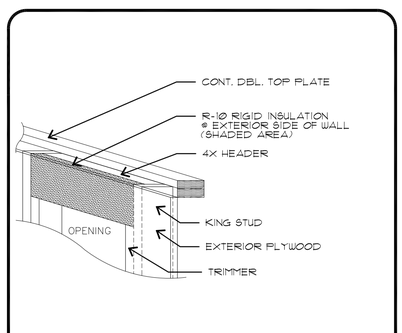
4 COFFERED CEILING-OPTIONAL



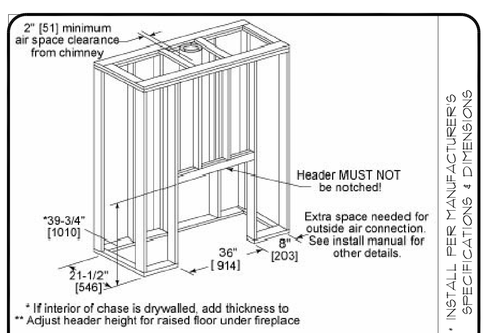
5 GARAGE STEP



1 SECTION - HALF WALL FRAMING



2 HEADER/INSULATION DETAIL



3 FIREPLACE FRAMING

REQUIRED SAFETY GLAZING LOCATIONS:

1. GLAZING IN SWINGING DOORS EXCEPT LOUVERED WINDOWS AND JALOUSIES COMPLYING WITH IRC R308.2.
2. GLAZING IN FIXED AND SLIDING PANELS OF SLIDING DOOR ASSEMBLIES AND PANELS IN SLIDING AND BIFOLD CLOSET DOOR ASSEMBLIES.
3. GLAZING IN STORM DOORS.
4. GLAZING IN ALL UNFRAMED SWINGING DOORS.
5. GLAZING IN DOORS, WALLS, FENCES AND ENCLOSURES FOR HOT TUBS, WHIRLPOOLS, SAUNAS, STEAM ROOMS, BATHROOMS, AND SHOWERS. GLAZING IN ANY PORTION OF A BUILDING WALL ENCLOSING THESE COMPARTMENTS WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 60" ABOVE ANY STANDING OR WALKING SURFACE.
EXCEPTION: OPENINGS THROUGH WHICH A 3" SHPERE IS UNABLE TO PASS.
6. GLAZING IN FIXED OR OPERABLE PANELS ADJACENT TO A DOOR WHERE THE NEAREST VERTICAL IS WITHIN A 24" ARC OF EITHER VERTICAL EDGE OF THE DOOR IN A CLOSED POSITION AND WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 60" ABOVE THE WALKING SURFACE.
EXCEPTION: WHERE THERE IS AN INTERVENING WALL OR PARTITION BETWEEN DOOR AND GLAZING OR WHERE THE DOOR ACCESSES A CLOSET 3' OR LESS IN DEPTH.
7. GLAZING IN AN INDIVIDUAL FIXED OR OPERABLE PANEL, WHEN ALL OF THE FOLLOWING APPLY:
7.1 EXPOSED AREA OF AN INDIVIDUAL PANE GREATER THAN 9 SF.
7.2 BOTTOM EDGE LESS THAN 18" ABOVE THE FLOOR.
7.3 TOP EDGE GREATER THAN 36" ABOVE THE FLOOR.
7.4 ONE OR MORE WALKING SURFACES WITHIN 36" HORIZONTALLY OF THE GLAZING.
EXCEPTION: WHERE A PROTECTIVE 1-1/2"-WIDE BAR IS INSTALLED ON THE ACCESSIBLE SIDE OF THE GLAZING 34" - 38" ABOVE THE FLOOR AND IS CAPABLE OF WITHSTANDING A LOAD OF 50 LBS PER LINEAL FOOT OR WHERE THE BOTTOM EDGE OF THE GLASS IS 25' OR MORE ABOVE GRADE, A ROOF, WALKING SURFACE, OR OTHER HORIZONTAL SURFACE.
8. GLAZING IN RAILINGS REGARDLESS OF AREA OR HEIGHT ABOVE A WALKING SURFACE. INCLUDES STRUCTURAL BALLUSTER PANELS AND NONSTRUCTURAL IN-FILL PANELS.
9. GLAZING IN WALLS AND FENCES ENCLOSING INDOOR AND OUTDOOR SWIMMING POOLS, HOT TUBS, AND SPAS WHERE THE BOTTOM EDGE OF THE GLAZING IS LESS THAN 60" ABOVE A WALKING SURFACE AND WITHIN 60" HORIZONTALLY OF THE WATER'S EDGE. THIS WILL APLY TO ALL SINGLE GLAZING AND ALL PANES IN MUTIPLE GLAZING.
10. R308.4.6 GLAZING ADJACENT TO STAIRS AND RAMPS.
GLAZING WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 36 INCHES (914 MM) ABOVE THE PLANE OF THE ADJACENT WALKING SURFACE OF STAIRWAYS, LANDINGS BETWEEN FLIGHTS OF STAIRS AND RAMPS SHALL BE CONSIDERED TO BE A HAZARDOUS LOCATION.

EXCEPTIONS:

1. WHERE A RAIL IS INSTALLED ON THE ACCESSIBLE SIDE(S) OF THE GLAZING 34 TO 38 INCHES (864 TO 965 MM) ABOVE THE WALKING SURFACE. THE RAIL SHALL BE CAPABLE OF WITHSTANDING A HORIZONTAL LOAD OF 50 POUNDS PER LINEAR FOOT (730 N/M) WITHOUT CONTACTING THE GLASS AND HAVE A CROSS-SECTIONAL HEIGHT OF NOT LESS THAN 1 1/2 INCHES (38 MM).

2. GLAZING 36 INCHES (914 MM) OR MORE MEASURED HORIZONTALLY FROM THE WALKING SURFACE.
11. R308.4.7 GLAZING ADJACENT TO THE BOTTOM STAIR LANDING.
GLAZING ADJACENT TO THE LANDING AT THE BOTTOM OF A STAIRWAY WHERE THE GLAZING IS LESS THAN 36 INCHES (914 MM) ABOVE THE LANDING AND WITHIN A 60-INCH (1524 MM) HORIZONTAL ARC LESS THAN 180 DEGREES FROM THE BOTTOM TREAD NOSING SHALL BE CONSIDERED TO BE A HAZARDOUS LOCATION.

EXCEPTION: THE GLAZING IS PROTECTED BY A GUARD COMPLYING WITH SECTION R312 AND THE PLANE OF THE GLASS IS MORE THAN 18 INCHES (457 MM) FROM THE GUARD.

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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PLAN ISSUE:	REV: DATE:	COMMENTS:	DESIGN BY:

Project # :
1987-2-2
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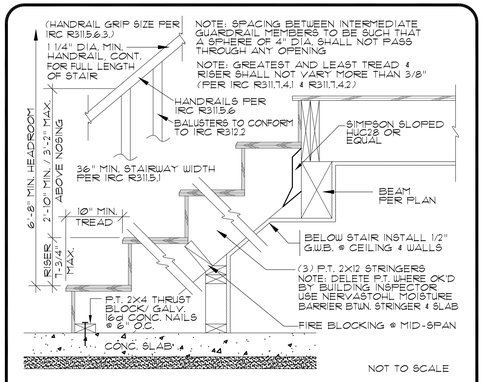
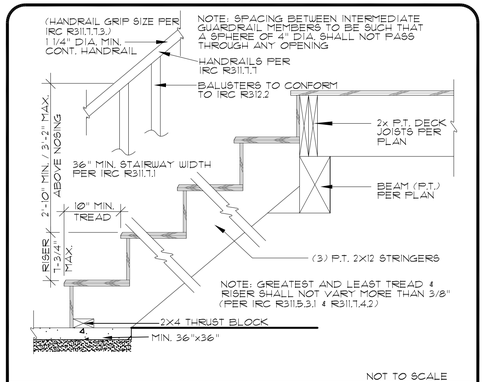
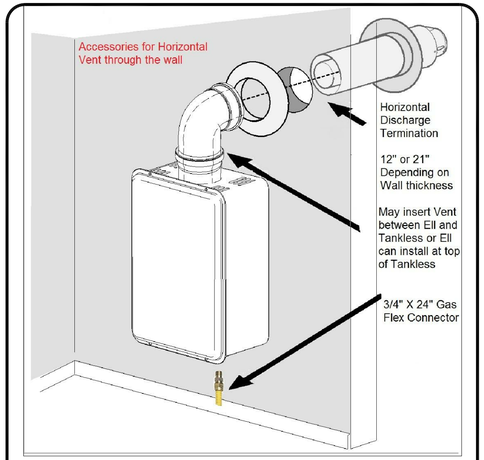
Attachment: EXHIBIT - Architectural Plans (2023-75 : 1347 N Grove Ave - SU VAR NSFR)



1 INTERIOR STAIR W/ SLAB



4 EXTERIOR STAIR DETAIL



NOTE:
- ENERGY STAR QUALIFIED
- ENERGY FACTOR OF .95 FOR BOTH NATURAL GAS AND PROPANE
- CERTIFIED FOR INSTALLATION IN MANUFACTURED (MOBILE) HOMES
- ENHANCED SCALE DETECTION LESSENS POSSIBILITY OF SERIOUS, LONG-TERM DAMAGE TO UNIT
- TEMPERATURE LOCK FUNCTION PREVENTS ACCIDENTAL OR UNAUTHORIZED CHANGES TO WATER TEMPERATURE
- COMPLIES WITH SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT 14 NG/J OR 20 PPM NOX EMISSION LEVELS

NOT TO SCALE

2 RINNAI TANKLESS WATER HEATER

- CONTINUOUS FAN OPTION PER TABLE IRC M1507.3.3(1)

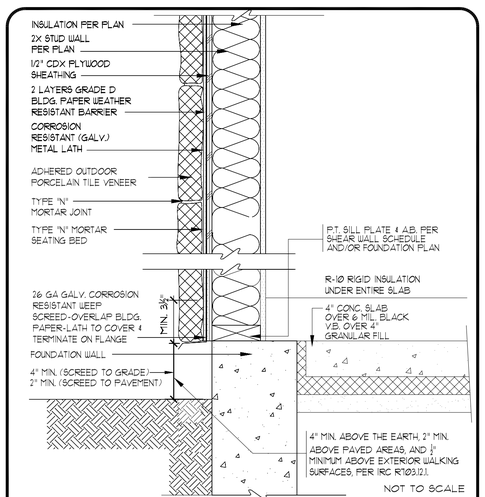
2018 WHOLE HOUSE VENTILATION

OPTION 1 - INTERMITTEN WHOLE HOUSE VENTILATION USING EXHAUST FANS

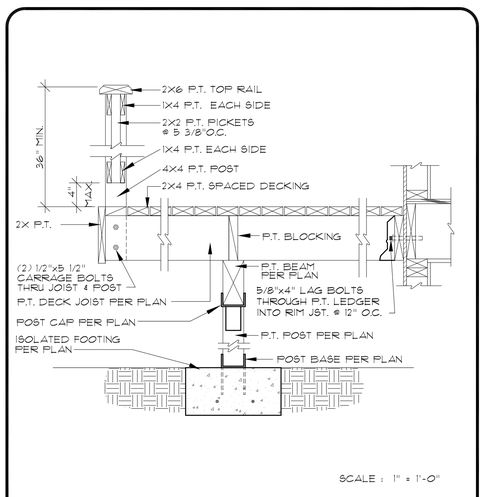
A.
- 90 CFM EXHAUST FAN FLOW RATING PER TABLE M1508.2
- FAN CONTROLS: 24 HOUR CLOCK TIMER WITH CAPACITY OF CONTINUOUS OPERATION, MANUAL AND AUTOMATIC CONTROL & ACCESSIBLE.
- WHOLE HOUSE FANS LOCATED 4 FEET OR LESS FROM THE INTERIOR GRILLE SHALL HAVE A SONE RATING OF 1.0 OR LESS AT .01 INCHES W.G.
- OUTDOOR AIR SHALL BE DISTRIBUTED TO EACH HABITABLE ROOM BY INDIVIDUAL OUTDOOR AIR INLETS. WHERE OUTDOOR AIR SUPPLIES ARE SEPARATED FROM EXHAUST POINTS BY DOORS, PROVISIONS SHALL BE MADE TO ENSURE AIR FLOW BY INSTALLING OF DISTRIBUTION DUCTS, UNDERCUTTING DOORS, GRILLES, TRANSOMES, OR SIMILAR MEANS. DOORS SHALL BE UNDERCUT A MINIMUM OF 1/2" ABOVE FLOOR COVERING

B.
90 CFM X 1.5 (66%) = 135 CFM INTERMITTEN WHOLE-HOUSE FAN @ 66% (1.5 FACTOR) RUNTIME PERCENTAGE IN EACH 4-HOUR SEGMENT PER IRC M1507.3.3(2).
- INTERMITTENT WHOLE-HOUSE MECHANICAL VENTILATION RATE PER TABLE IRC M1507.3.3(2)

NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.



3 ADHERED VENEER O/ SHEATHING



5 DECK

GLAZING SCHEDULE

ROOM	# OF WNDS.	WND. W.	WND. H.	MANUF.	FRAME TYPE	WDW. TYPE	MODEL NO.	AIR GAP	GAS	LO-E	U-VAL. (1)	AREA	N.A.
MAIN FLOOR													
FOYER	1	3.00	6.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	18.00	5.04
FOYER	1	1.50	8.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	12.00	3.36
DEN/BED. 5	1	7.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	42.00	11.76
DINING	1	8.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	48.00	13.44
PANTRY	1	5.00	1.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	5.00	1.40
KITCHEN	1	6.00	4.50	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	27.00	7.56
KITCHEN	1	8.00	1.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	8.00	2.24
DINING	1	8.00	8.00	MILGARD	VINYL	S.G.D.	5521	1/2"	AIR	YES	0.28	64.00	17.92
GREAT RM.	2	8.00	1.50	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	24.00	6.72
GREAT RM.	2	8.00	5.50	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	88.00	24.64
UPPER FLOOR													
FOYER	2	3.00	6.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	36.00	10.08
BEDRM. 3	1	6.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	36.00	10.08
BATH 2	2	2.00	4.00	MILGARD	VINYL	CASE.	5521	1/2"	AIR	YES	0.28	16.00	4.48
BEDRM. 2	1	6.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	36.00	10.08
MSTR. BATH	1	5.00	5.50	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	27.50	7.70
MSTR. SUITE	1	8.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	48.00	13.44
MSTR. SUITE	2	3.00	3.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	18.00	5.04
BONUS	1	8.00	6.00	MILGARD	VINYL	SLIDER	5120	1/2"	AIR	YES	0.28	48.00	13.44
											WND. TOTAL:	**601.50**	**168.42**

DOORS WITH MORE THAN 50% GLASS

DOORS WITH MORE THAN 50% GLASS-TOTAL:
AVG. U-VALUE (VERTICAL GLASS):

SKYLIGHTS AND SKYWALLS

SKYLIGHT TOTAL:
AVG. U-VALUE (OVERHEAD GLASS):

	AREA	UA
	601.50	168.42
	TOTAL 1	TOTAL 2

GLAZING % = TOTAL 1 / HEATED AREA = 601.50 S.F. / 2954.00 S.F. = 20.36%

AVG. U-VALUE = UA TOTAL (TOT. 2) / AREA TOTAL (TOT. 1) = 168.42 UA / 601.50 A = 0.28 U-VALUE

ROOF VENTILATION

Standard Truss / Scissor Truss Roof Framing Assembly:		**LOWER ROOF**
Roof Area :	499 s.f.	
Ventilation Required:	499 s.f. x 144 s.i. / s.f. / 300 =	239.52 s.i. Req'd
Provide 1/2 ventilation at eaves, 1/2 above midpoint & min. 3 ft. above eave vents		
Eave Ventilation:		
Birdblocking =	4.71 s.i. / l.f. - 25% reduction =	3.53 s.i. / l.f.
Eave Ventilation Req'd =	239.52 s.i. / 2 / s.i. per l.f. =	33.90 l.f.
Provide :	34 l.f. birdblocking. Ventilation =	120.11 s.i.
Min. Ventilation Provided =	120.105 s.i. is greater than	119.76 s.i. Req'd
Upper Roof Ventilation:		
7"x7" Attic Roof Jack =	49 s.i. each - 25% screen reduction =	36.75 s.i. each.
Upper Ventilation Req'd =	239.52 s.i. / 2 / s.i. of each vent =	3.26 vents
Provide:	4 -7"x7" roof jacks. Ventilation =	147.00 s.i.
Ventilation Provided =	147.00 s.i. is greater than	119.76 s.i. Req'd
Use : (minimum)	**34 l.f. birdblocking. Ventilation =**	**120.11 s.i.**
Use : (minimum)	**4 -7"x7" roof jacks. Ventilation =**	**147.00 s.i.**
Total Min. Ventilation Provided =	**267.11 s.i. IS GREATER THAN :**	**239.52 s.i. Req'd**

ROOF VENTILATION

Standard Truss / Scissor Truss Roof Framing Assembly:		**MAIN ROOF**
Roof Area :	1858 s.f.	
Ventilation Required:	1858 s.f. x 144 s.i. / s.f. / 300 =	891.84 s.i. Req'd
Provide 1/2 ventilation at eaves, 1/2 above midpoint & min. 3 ft. above eave vents		
Eave Ventilation:		
Birdblocking =	4.71 s.i. / l.f. - 25% reduction =	3.53 s.i. / l.f.
Eave Ventilation Req'd =	891.84 s.i. / 2 / s.i. per l.f. =	126.23 l.f.
Provide :	127 l.f. birdblocking. Ventilation =	448.63 s.i.
Min. Ventilation Provided =	448.6275 s.i. is greater than	445.92 s.i. Req'd
Upper Roof Ventilation:		
7"x7" Attic Roof Jack =	49 s.i. each - 25% screen reduction =	36.75 s.i. each.
Upper Ventilation Req'd =	891.84 s.i. / 2 / s.i. of each vent =	12.13 vents
Provide:	13 -7"x7" roof jacks. Ventilation =	477.75 s.i.
Ventilation Provided =	477.75 s.i. is greater than	445.92 s.i. Req'd
Use : (minimum)	**127 l.f. birdblocking. Ventilation =**	**448.63 s.i.**
Use : (minimum)	**13 -7"x7" roof jacks. Ventilation =**	**477.75 s.i.**
Total Min. Ventilation Provided =	**926.38 s.i. IS GREATER THAN :**	**891.84 s.i. Req'd**

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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PLAN ISSUE:	DESIGN BY :	
REV. DATE:	COMMENTS :	
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Project # :
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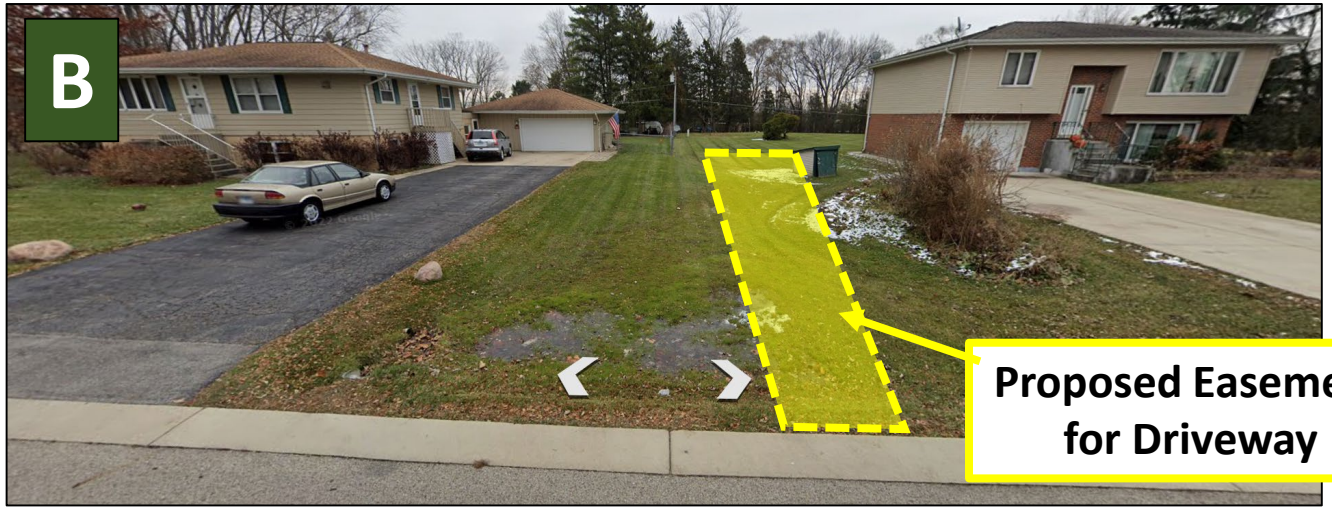
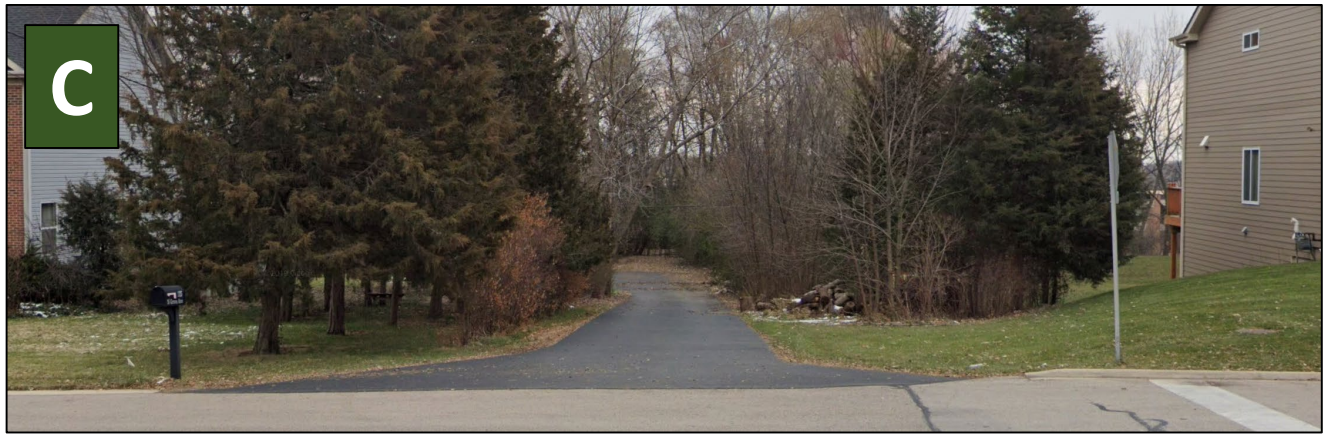
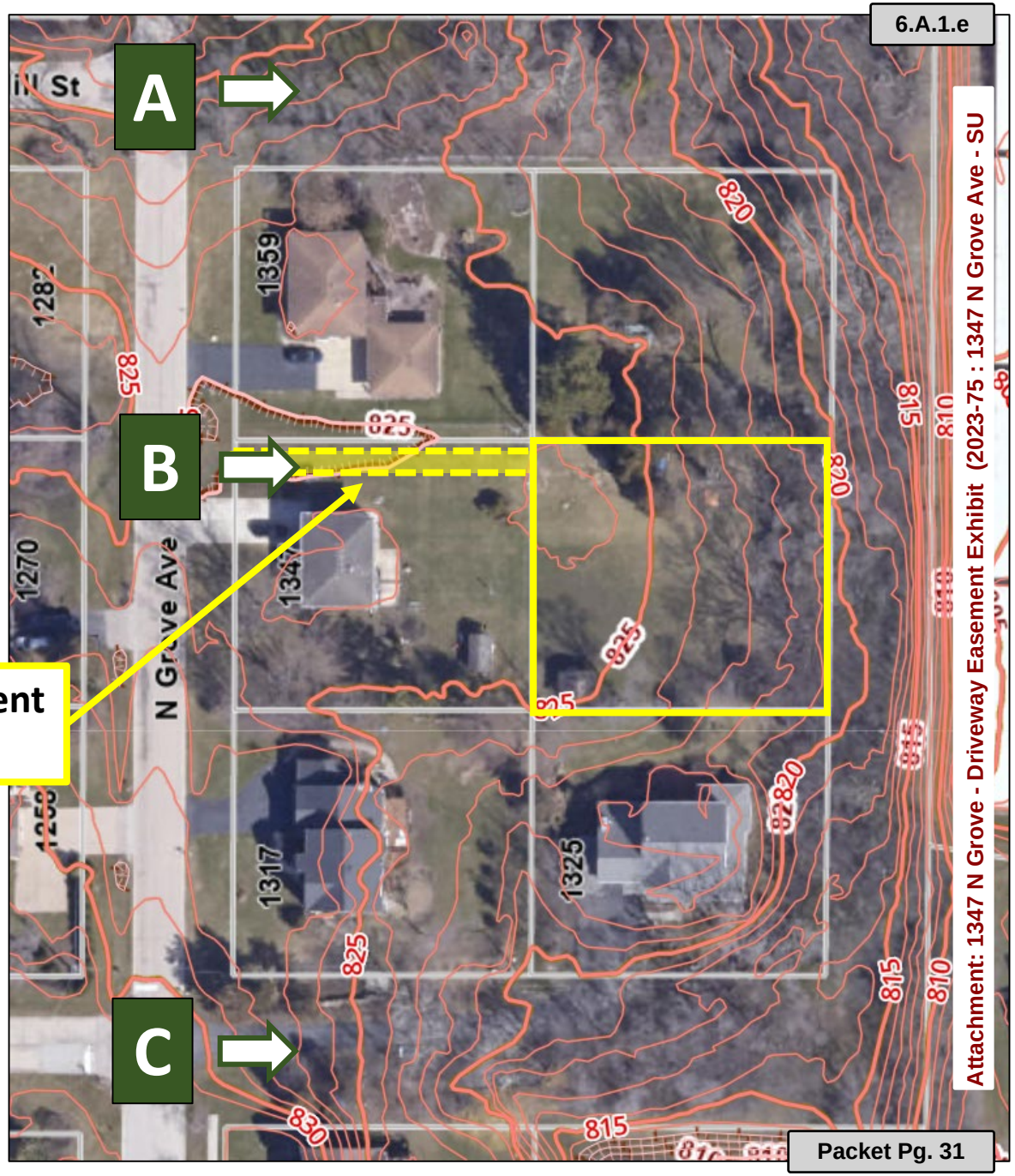
Attachment: EXHIBIT - Architectural Plans (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

1347 N. Grove Street

Attachment: 1347 N Grove - Driveway Easement Exhibit (2023-75 : 1347 N Grove Ave - SU







Attachment: 1347 N Grove - Driveway Easement Exhibit (2023-75 : 1347 N Grove Ave - SU

VILLAGE OF PALATINE

VILLAGE OF PALATINE
Planning and Zoning Commission

SCHEDULED 07/25/23 07:00 PM

STAFF REPORT (ID # 8492)

1347 N Grove Avenue

TO: Palatine Planning and Zoning Commission
Jan Wood, Chair

FROM: Lyn Bremanis

PETITIONER: Mohammed Alobaidi

PLAN NUMBER: SU-000049-2023

ADDRESS: 1347 N. Grove Avenue and Vacant Lot to the East

PROPOSAL:
Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet; and

Variation for the driveway width to be 29 feet in total width within 5 feet of the lot line instead of the maximum permitted 25 feet.

LOCATION:	1347 N Grove Ave District 1 (Millar)	**CURRENT ZONING:**	R-1 Single Family Residential

SURROUNDING CONDITIONS:

North:	R-1 Single Family Residential
South	R-1 Single Family Residential
East:	Planned Development - Multifamily Residential
West:	R-1 Single Family Residential

BACKGROUND:
The Petitioner is proposing to build a new single-family home on the vacant lot directly east of 1347 N. Grove Avenue. In addition, a private drive is proposed connecting the vacant property to Grove Avenue through the north side of 1347 N. Grove Avenue. Therefore, the Petitioner is requesting:

Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet; and

Variation for the driveway width to be 29 feet in total width within 5 feet of the lot line instead of the maximum permitted 25 feet.

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

SITE ANALYSIS:

- The Subject Property is zoned R-1 and is approximately 15,488 square feet and is conforming to the pre-1958 R-1 lot area standards (Zoning Ordinance Section 10.02 e) for a minimum of 12,000 square feet. The lots were platted in Cook County in 1926. The currently vacant property was annexed into the Village in 2005 and is under the same ownership as the single-family residence directly to the west. In conjunction with the annexation, the Village Council adopted a Sub Area Plan ("Northwest Sub Area"). The plan indicates that the property would be developed within the R-1 A standards. The subject property is landlocked, however, there is an undeveloped right of way to the east. Therefore, the eastern side of the lot would be considered the front yard.
- The Petitioner is seeking to build a new home that will require a rear yard setback reduction from 50 feet to 41 feet. The remaining setbacks comply with the R-1 requirements. The property to the north is vacant and the residence to the south is setback approximately 26 feet and appears to be existing nonconforming.
- The Petitioner is proposing to build a private drive through 1347 N. Grove Avenue to the west to access Grove Avenue. While there is existing unimproved right-of-way to the east (Coolidge Avenue), which existed at the time of annexation, the Petitioner indicates that building an access drive using the existing right of way is not feasible due to the steep slope decline of over 6 feet across the 40 feet of the Coolidge right of way.
- The proposed driveway would be 10 feet wide and will require an access easement to be recorded across 1347 N. Grove Avenue. Lot coverage for 1347 would meet code with the addition of the private drive. The driveway width at the front lot line would exceed the maximum 25 feet, therefore requiring a Variation.
- All of the neighboring properties appear to be on well and septic. There is a water main along the west side of Grove Avenue which the new home will be required to attached to. The closest sanitary line is located on the southeast corner of North Street and Grove Avenue. Due to the distance from the home, it will not be required to connect to the sanitary, unless the property is unable to provide the required septic to support the home.

DEPARTMENTAL REVIEWS:

Community Services	No Issues Identified
Engineering	Conditions for utility hook ups
Environmental Health	N/A
Fire Prevention	No Issues Identified
Public Works	N/A
Police	N/A

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STANDARDS FOR SPECIAL USE: Since this Petition is not for a use publicly operated or traditionally affected with the public interest, those standards under Section 14.05 D (2) and (3) are applicable. Specifically, the Petitioners must show that the Special Use, if granted, is so designed, located, and proposed to be operated that the public health, safety, and welfare will be protected and will not cause substantial injury to the value of other property in the neighborhood in which it is located. The Petitioners have attempted to address the required standards.

STANDARDS FOR A VARIATION: Standards for a Variation are found in Section 14.03 D (1) and (2) of the Zoning Code. Specifically, the Petitioners must show that the property in question cannot yield a reasonable return if permitted to be used only under the conditions allowed by the regulations governing the district in which it is located; that the plight of the owner is due to unique circumstances; and that the variation, if granted, will not alter the essential character of the locality. The Petition for Variation is attached, and the Petitioners have attempted to address the required standards.

STAFF RECOMMENDATION:

The Petitioner has applied to reduce the required rear yard setback from 50 feet to 41 feet. The existing residence to the south has a legal non-conforming rear yard setback of approximately 20 feet from its' eastern lot line, which is roughly half of what the petitioner is proposing. It was constructed in unincorporated Cook County and annexing into the Village. In addition, the proposed side yard setbacks for the subject property exceed the required 15-foot setback, leaving a significant amount of open space. Therefore, the rear yard setback reduction should not impact the surrounding properties.

Due to the circumstance of being a land locked without direct access to an improved right of way, a private drive is proposed to allow access to the subject property. In adding the private drive, the total width of the two driveways exceeds the maximum 25 feet allowed width within 5 feet of the front lot line with a proposed 29 feet, thus requiring a Variation.

Due to the uniqueness of the proposed driveway access crossing the adjacent lot, and adding a second curb cut, this is ultimately a policy decision for the Planning and Zoning Commission to recommend and the Village Council to determine. Therefore, Staff recommends action and the discretion of the Planning and Zoning Commission. If the Planning and Zoning Commission recommends approval of Special Use and Variation, Staff recommends the following conditions:

1. The Special Use and Variation shall substantially conform to the site plan and architectural plans prepared by the Urban Design Group, submitted on 06/10/2023, except as said plans may be revised to conform to the Village Code of Ordinances.

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

2. Connection to the public water supply shall be required for the new construction.

3. A complete septic evaluation/design report shall be submitted showing sufficient area for a new system and separation from all adjoining wells shall be provided for both lots. If both properties cannot support a new septic system in the allowed area the public sanitary main shall be extended the north corner of the property and the two structures shall be connected to the public sanitary main.

4. An easement shall be submitted in a manner acceptable to the Village Attorney and Village Engineer for both cross access across the proposed driveway and for the proposed waterline and any additional utilities.

ATTACHMENTS:

- Aerial Map
- Special Use Application
- Plat of Survey
- Site Plan
- Elevation and Floor Plans
- Aerial-Utilites
- Petitioner Exhibits
- Public Notice

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

GISConsortium

1347 N Grove Ave.

0 300 600 ft

Print Date: 7/12/2023

Notes

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and t

Attachment: Aerial Map (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

VILLAGE OF PALATINE

SPECIAL USE APPLICATION

Department of Planning & Zoning
200 E. Wood Street · Palatine, IL · 60067-5339
Telephone: (847) 359-9047 · Fax (847) 963-6247

Petitioner Name

Alobaidi, Mohammed

Business Name (if applicable)

Subject Property Address

1347 N Grove Ave Palatine, IL 60067

Please provide a description of your proposed request:

Proposing a single-family home building on interior LOT accessed through a driveway passing on the front lot to (Grove Ave), Sub-division (LOT 2 BLK 2)

Requesting a reduction in rear setback from 50ft to 41ft (9ft) to accommodate a standard-looking home on the lot, the following points explainS why the reduction is necessary in this case and the necessity of driveway to the lot :

1. (The Unique Circumstances)

Have worked diligently with the architecture to have the design minimize the encroachment on the required setbacks, however with the lot size and the established setbacks in the zoning ordinance it makes it really hard to design a house that will look in harmony with the rest of the neighborhood houses, otherwise, the house will look too thin in width,

2. (That because)

The sub-division design and sizes and the setback requirements in the zoning ordinance create a hardship to build on this LOT, almost every home on (Grove Ave) with R1 zoning doesn't have the required setback, and that affirms the unique circumstances in order to build on this LOT, in attachments is an example of next door LOT with only 21ft of rear setback.

3. (Such hardship has not been created by the applicant/owner)

this hardship is a result of the original plat sub-division and the required setbacks make no room to build a standard house that is consistent with the neighboring properties' design.

4. (Proposed Driveway)

although there's no violation to the zoning ordinance with the proposed driveway, it's important to mention why this driveway is important to the development of this LOT, current circumstances make this land look useless with no access and it's a hardship to the owner of the property, in the original plat sub-division it's indicated that (Coolidge Ave) can be developed to access the LOTS but with high trees density and the steep downhill ground makes the development of that road extremely hard and will require new soil and top fill to support the ground.

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

Petitioner Justification

Special Uses shall not be granted except on findings based upon the evidence in each specific case. Please address the following standards as these will be used in considering the specific relief you are seeking.

That use deemed necessary for the public convenience at that location. Explain:

The use is deemed necessary in this case because of the way this plat is sub-divided and the required setbacks in zoning ordinance makes it hard to build a standard house that will look in harmony and consistent with the rest of the neighborhood, otherwise, the house design will need to be too thin in width and it will not be consistent with rest of houses in the block, almost every house on (Grove Ave) with R1 Zoning doesn't meet the required setback requirements and that further affirm the need for special use request in this case,

with the generous amount of side setbacks of 41ft and 36ft respectively more than the required 15ft setback and with a front setback of 40ft, the requested reduction in the rear setback of 9ft will be a minimum variation from the zoning ordinance.

The Plat was divided to have homes built on it and to create that neighborhood feel instead of an empty LOT that requires a lot of maintenance with poor drainage and collects diseases from dead animals and their feces, with that it deemed to be a public convenience to have this empty LOT developed and have better drainage, cleaner, and occupied by future residents that will maintain and take a good care of the overall well being of this land.

The proposed Driveway is solves the hardship of no access to the land and an easement will be provided to the proposed driveway, it's not uncommon in the neighborhood to have a driveway to access the interior LOT, in the attachments are a few examples from the same subdivision.

The use is designed, located, and proposed to be operated that the public health, safety, welfare will be protected. Explain:

Having an empty LOT in the block that was designed to have a house built on it and have residents occupy it makes the land more susceptible to environmental and health risks to the neighboring homes and their residents, the drainage on empty lands are poor and collects bugs, termites, rats, and mosquitos, I have seen neighbors complain about another empty LOT in the block that collects water and causing health and property damage to them, there have been instances where dead animals are found on the empty LOT and that create disease and other health factors,

with the proposed building request and the use request, the land that was intended to have a house built on it will be developed with the most up-to-date drainage systems, it will be treated for termites, rats, bugs, and other disease-causing factors, it will create cleaner and more environmentally friendly space for the neighbors and their residents,

With the requested building proposal safety took the number one priority to the surrounding neighbors and the future inhabitants of the property, by studying similar interior LOTS in the same sub-division and block, with improved signs and lighting will make this land safer than it is currently, 20ft of asphalt driveway has been added just east of the property to accommodate and give room to first responders vehicles when needed, and future plans to incorporate sidewalks from the proposed structure to (Grove ave) and south connecting with other sidewalks.

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

The use will not cause substantial injury to nearby property values. Explain:

With no assumption about future financial values but to mention a few facts about recent empty lands that were developed on the same street and
historical data about developed interior LOTS for example (1325 N Grove Ave),
that home was built in the year of 2000, homes in that area saw a value increase of 7.8% same year in December (source: cook county house price index) the neighboring homes saw the same appreciation without any decline in value after building that lot,

The proposed building will not cause any damage to the nearby property values, in fact, based on historical data it usually enhances the nearby properties' value for the following reasons :

1. the proposed home design is consistent with the nearby home designs and will have a similar modern look.

2. the proposed building will give more of a community feel to the neighborhood instead of an empty undeveloped LOT, in fact, that usually enhances nearby properties' value.

3. for previously discussed health and environmental benefits the neighborhood will be more appealing when that empty land is developed.

4. the generous amount of side setbacks of 41ft and 36 ft instead of the required 15ft, plus the front setback of 40ft.

5. the request for the rear setback reduction of 9ft it will be the minimum variation from the established zoning ordinance and it will not cause a very significant deviation.

In order to supplement the above standards, the Planning and Zoning Commission may also consider the following:

With respect to front yard fencing and fencing in a rear yard/side yard abutting a street, the following additional standards must be met:

a. Will meet the following aesthetic criteria:

i. Will not destroy existing vistas in the area;

ii. Will enhance the appearance of the homes and the streets in the area; and

iii. Will not detract from the overall appearance of the community; or

b. The fencing is found to be necessary to protect private property or the safety of the inhabitants of the property.

N/A

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Proposing a single-family home building on interior LOT accessed through a driveway passing on the front lot to (Grove Ave), Sub-division (LOT 2 BLK 2)

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The use is deemed necessary in this case because of the way this plat is sub-divided and the required setbacks in zoning ordinance makes it hard to build a standard house that will look in harmony and consistent with the rest of the neighborhood, otherwise, the house design will need to be too thin in width and it will not be consistent with rest of houses in the block, almost every house on (Grove Ave) with R1 Zoning doesn't meet the required setback requirements and that further affirm the need for special use request in this case,

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(Environmental, Health, and Safety)

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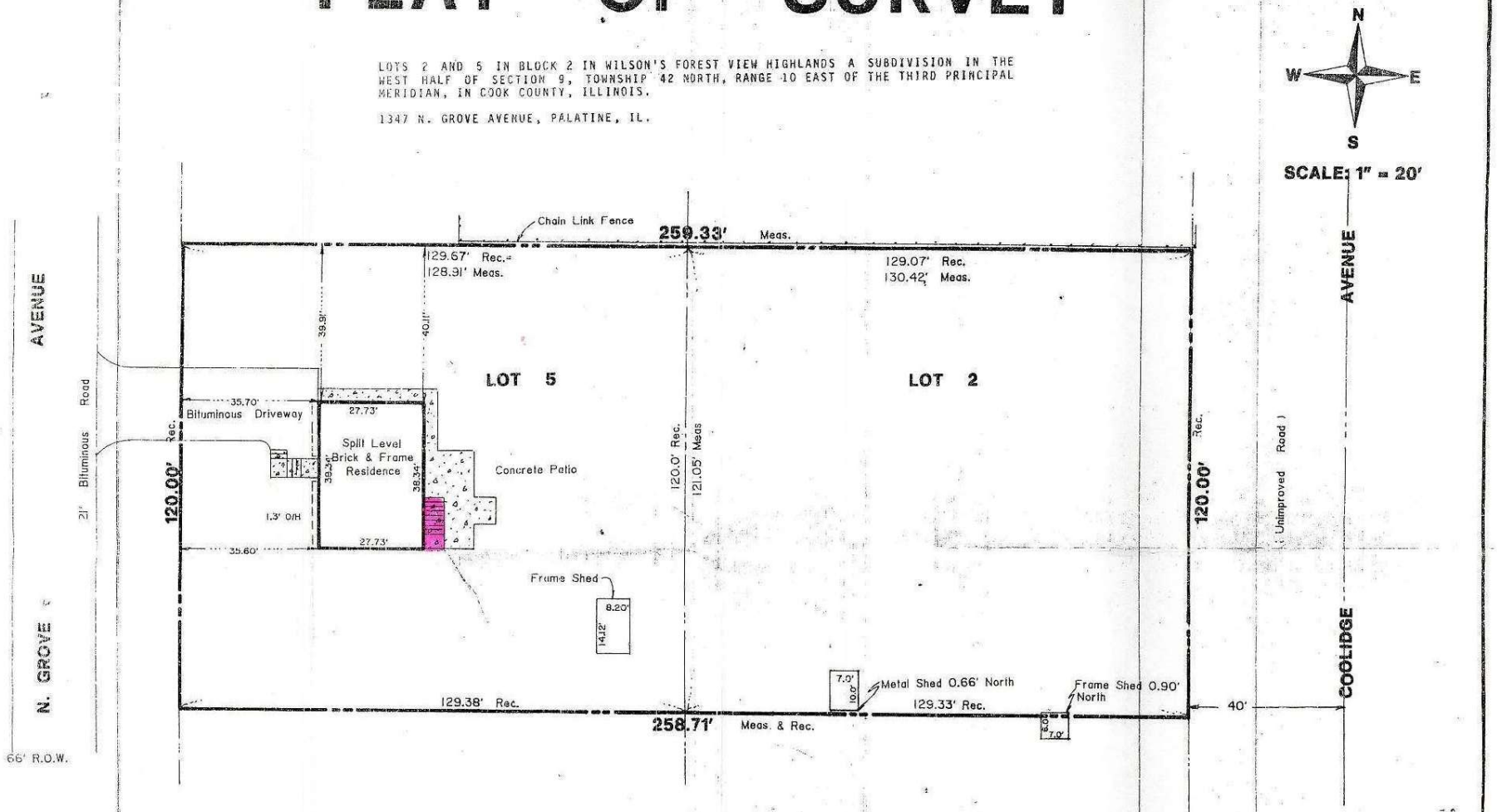
PLAT OF SURVEY

LOTS 2 AND 5 IN BLOCK 2 IN WILSON'S FOREST VIEW HIGHLANDS A SUBDIVISION IN THE WEST HALF OF SECTION 9, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

1347 N. GROVE AVENUE, PALATINE, IL.



R1

VILLAGE COPY
APPROVED DATE: 10/17/19
BY:
FULL PERMIT

APPROVED
APPROVED 10/1/19 BY:
PLANNING & ZONING

1. FOR BUILDING LINES, EASEMENTS AND OTHER RESTRICTIONS NOT SHOWN HEREON, REFER TO YOUR DEED, ABSTRACT CONTRACT AND LAND DEVELOPMENT ORDINANCES.
2. CAUTION: BUILDING TIE DIMENSIONS SHOULD NOT BE USED TO DETERMINE LOT LINE LOCATIONS WHEN BEING USED FOR CONSTRUCTION PURPOSES ALONG LOT LINES. REFER TO ACTUAL LOT CORNERS FOR CONSTRUCTION.
3. SCALING FROM REPRODUCTIONS IS NOT RECOMMENDED.
4. THE LEGAL DESCRIPTION SHOWN HEREON IS THAT PROVIDED TO THE SURVEYOR.

RECEIVED
SEP 30 2019
VILLAGE OF PALATINE

STATE OF ILLINOIS)
COUNTY OF COOK)

I, KEITH E. LACY, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF ILLINOIS, DO HEREBY CERTIFY THAT A SURVEY HAS BEEN MADE UNDER MY SUPERVISION OF THE PROPERTY DESCRIBED HEREON, AND THAT THE PLAT HEREON DRAWN IS A CORRECT REPRESENTATION THEREOF.

DATE: 01-19-98

KEITH E. LACY
PROFESSIONAL LAND SURVEYOR
ILLINOIS NO. 1776

BARRINGTON ENGINEERING
-B S. NORTHWEST HWY.
RRINGTON, ILLINOIS 60010
: (847) 382-6337
: (847) 382-6386

d By: John E. Clery All'y Job No. 386-25 390-25

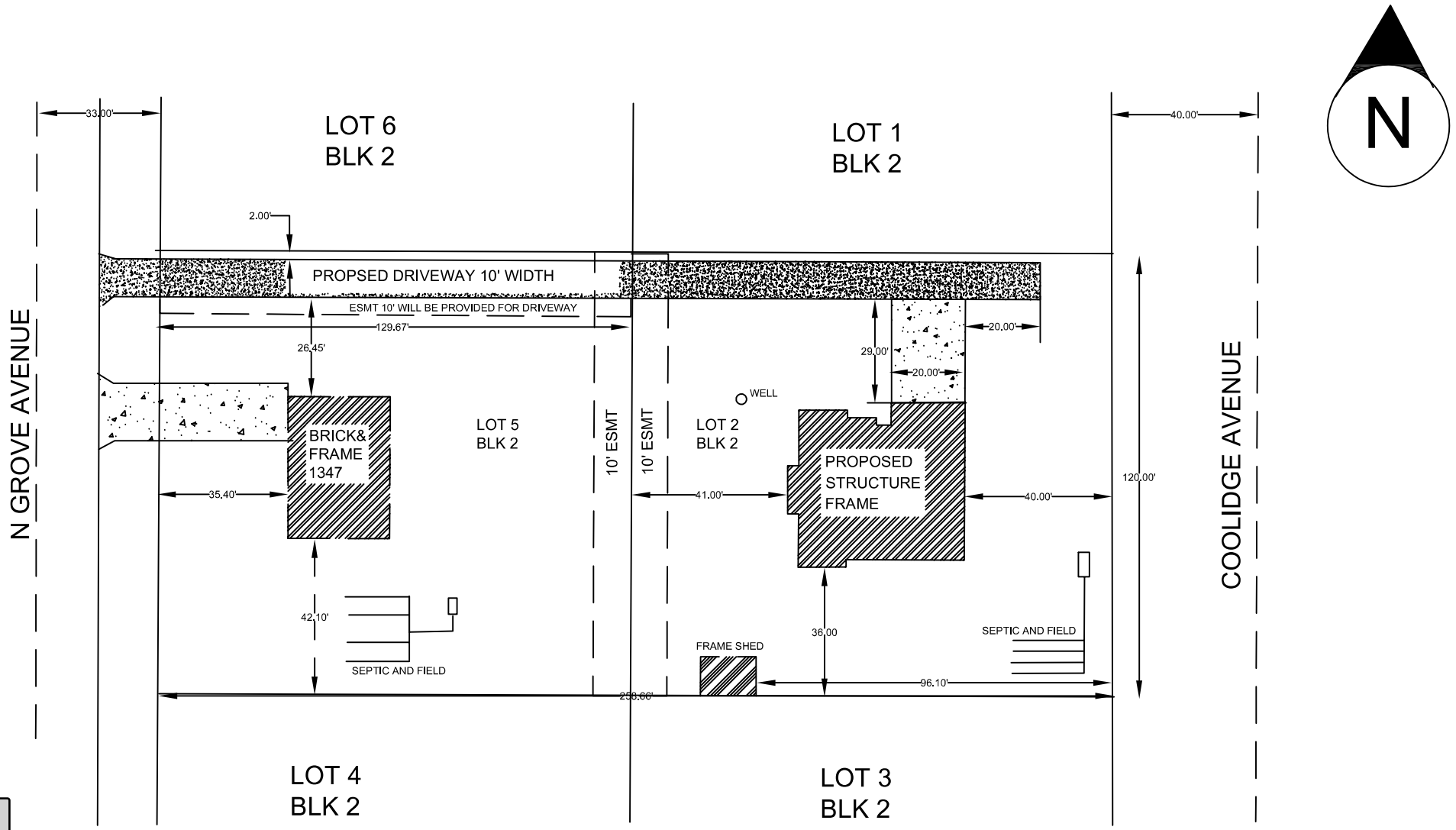
Attachment: Plat of Survey (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

NOTES :
- LOT COVERAGE : 23% (PROPSED STRUCTURE, DRIVEWAYS AND FRAME SHED)
- PROPOSED STRUCTURE HEIGHT : 29.4FT
- COOLIDGE AVE NOT IMPROVED, STEEP DOWNHILL GROUND AND HIGH DENSITY TREES
- SEPTIC TANK IS 30 FT FROM PROPOSED BUILDING AND 6FT FROM PROPERTY LINE
- DISPOSAL FIELD IS 30FT FROM PROPOSED BUILDING, 98FT FROM WELL AND 5 FT FROM PROPERTY LINE

Definitions :

ESMT = EASEMENT



Attachment: Site Plan (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

URBAN DESIGN GROUP
THESE PLANS AND DESIGNS ARE THE PROPERTY OF URBAN DESIGN GROUP AND ARE NOT TO BE USED IN ANY FORM OR MANNER WHATSOEVER, EXCEPT BY AGREEMENT WITH OR PERMISSION FROM URBAN DESIGN GROUP. ALL DIMENSIONS AND CONDITIONS SHALL BE CHECKED AND VERIFIED BY THE CONTRACTOR PRIOR TO THE COMMENCEMENT OF ANY WORK. DRAWINGS ARE NOT TO BE SCALED. CONTRACTORS SHALL VERIFY AND BE RESPONSIBLE FOR ALL DIMENSIONS AND CONDITIONS ON THE JOB AND REPORT ANY DISCREPANCIES TO THE DESIGNER BEFORE PROCEEDING WITH THE WORK. DO NOT SCALE DRAWINGS. CONTRACTORS SHALL VERIFY AND BE RESPONSIBLE FOR ALL DIMENSIONS AND CONDITIONS ON THE JOB AND REPORT ANY DISCREPANCIES TO THE DESIGNER BEFORE PROCEEDING WITH THE WORK. DO NOT SCALE DRAWINGS. NOTIFY DESIGNER IN WRITING OF ANY VARIATION FROM THE DIMENSIONS, CONDITIONS AND SPECIFICATIONS CONTAINED ON THESE DRAWINGS.
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FRONT ELEVATION

SHEET INDEX

SHEET #	
	ARCHITECTURAL PLAN
A1	GENERAL NOTES & PLAN PREVIEW
A2	MAIN FLOOR PLAN
A3	UPPER FLOOR PLAN
A4	ELEVATIONS: FRONT & RIGHT
A5	ELEVATIONS: LEFT & REAR
A6	BUILDING CROSS-SECTION - 'A'
A7	DETAILS & VENTILATION SCHEDULE

PROJECT NAME:

ALOBAIDI RESIDENCE

PROJECT DESCRIPTION:

PROPOSING TWO-STORY SINGLE-FAMILY RESIDENCE (SFR) WITH ATTACHED 2-CAR GARAGE

BUILDING DEPARTMENT NOTES:

3D RENDERING NOTES:

3D ELEVATIONS ARE FOR REFERENCE ONLY.
THESE SHOULD NOT BE USED TO DETERMINE ANY PORTION OF THE CONSTRUCTION OTHER THAN GENERAL MATERIAL AND APPEARANCE.
REFER TO ELEVATION SHEETS FOR DETAILS.

2018 INTERNATIONAL FIRE CODE (IFC)

HOME WILL BE REQUIRED TO HAVE A 13D SPRINKLER SYSTEM.

ALL SPRINKLERED HOMES WILL REQUIRE 1" METERS TO PROVIDE ADEQUATE FLOW.

ANY HOME WITH A FIRE SPRINKLER SYSTEM AND AN IRRIGATION SYSTEM IS REQUIRED TO HAVE AN AUTOMATIC IRRIGATION SHUT-OFF.

TEMPORARY ADDRESSING REQUIRED DURING CONSTRUCTION AND PERMANENT ADDRESSING REQUIRED. ALL FLAG LOTS ALSO REQUIRE ADDRESSING SIGN AT STREET ENTRANCE.

ALL PORTIONS OF THE EXTERIOR FIRST FLOOR OF THE OCCUPANCY MUST BE WITHIN 150' OF APPARATUS ACCESS (DRIVEWAY), AS MEASURED BY AN APPROVED ROUTE AROUND STRUCTURE.

PROJECT DATA:

PARCEL NO:	
PROPERTY TYPE:	
ADDRESS:	
ACRES:	
Q.S.T.R.:	
JURISDICTION:	
ZONING:	
SETBACKS:	
WATER:	
SEWER/SEPTIC:	
ROAD ACCESS:	
STREET SURFACE:	
LEGAL DESCRIPTION:	

DESIGN TEAM: URBAN DESIGN GROUP
15445 53rd AVE. S, STE. 110
SEATTLE, WA 98188
(206) 838-8250
urbandesigncenter@yahoo.com

OWNER INFO: MOHAMMED ALOBAIDI
1347 N GROVE AVE
PALATINE, IL 60067
PH: (321) 337-5908
EMAIL: m.alobadi94@yahoo.com

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

Prepared for
MOHAMMED ALOBAIDI
1347 N GROVE AVE
PALATINE, IL 60067
PH: (321) 337-5908
EMAIL: m.alobadi94@yahoo.com

URBAN DESIGN GROUP
15445 53rd AVE. S, STE. 110 SEATTLE, WA 98188
(206) 838-8250 E-mail: urbandesigncenter@yahoo.com

PLAN ISSUE:
REV. DATE:
DESIGN BY:
COMMENTS:
1
2

Project # :
1987-2-2
Sheet
COVER

GENERAL NOTES

INTERNATIONAL RESIDENTIAL CODE 2018 EDITION AND ALL APPLICABLE CODES AND AUTHORITIES HAVING JURISTICTION TO BE FOLLOWED.
2018 INTERNATIONAL RESIDENTIAL CODE
2018 INTERNATIONAL MECHANICAL CODE (IMC)
2018 UNIFORM PLUMBING CODE (UPC)
2018 INTERNATIONAL FIRE CODE (IFC)

CONTRACTOR SHALL VERIFY ALL NOTES, DIMENSIONS & CONDITIONS PRIOR TO CONSTRUCTION & PROVIDE TEMPORARY BRACING AS REQUIRED UNTIL ALL PERMANENT CONNECTIONS HAVE BEEN INSTALLED. IT IS THE CONTRACTOR'S RESPONSIBILITY TO IDENTIFY

REPETITIVE FEATURES NOT NOTED ON THE DRAWINGS SHALL BE COMPLETELY PROVIDED AS IF DRAWN IN FULL

CONTRACTOR SHALL VERIFY ALL ROUGH-IN DIMENSIONS FOR ALL EQUIPMENT TO BE INSTALLED

SITE WORK

GENERAL

UNLESS A SOILS INVESTIGATION BY A QUALIFIED SOILS ENGINEER IS PROVIDED, FOUNDATION DESIGN IS BASED ON AN ASSUMED AVERAGE SOIL BEARING OF 1500 PSF. EXTERIOR FOOTINGS SHALL BEAR 16" (MINIMUM) BELOW FINISHED GRADE. ALL FOOTINGS TO BEAR ON FIRM UNDISTURBED EARTH BELOW ORGANIC SURFACE SOILS. BACK FILL TO BE THOROUGHLY COMPACTED. FOUNDATION VENTS SHALL NOT INTERFERE WITH DIRECT LOAD PATH OF COLUMNS.

CONCRETE

MIX AND 28 DAY STRENGTH OF CONCRETE

- BASEMENT WALLS & FOUNDATIONS & OTHER CONCRETE NOT EXPOSED TO WEATHER:	PER STRUCTURAL S-SHEETS
- BASEMENT SLABS & INTERIOR SLABS & INTERIOR SLABS ON GRADE EXCEPT GARAGE DOOR SLABS	PER STRUCTURAL S-SHEETS
- BASEMENT WALLS & FOUNDATION WALLS, EXTERIOR WALLS & OTHER VERTICAL CONCRETE WORK EXPOSED TO THE WEATHER.	PER STRUCTURAL S-SHEETS
- PORCHES, CARPORT SLABS & STEPS EXPOSED TO WEATHER, & GARAGE FLOOR SLABS.	PER STRUCTURAL S-SHEETS

GARAGE FLOORS TO SLOPE 1/8"/FT. MIN. TOWARDS OPENING AS REQUIRED FOR DRAINAGE. CONCRETE SLABS TO HAVE CONTROL JOINTS AT 25' FT. (MAX.) INTERVALS EA WAY. SLABS ARE TO BE 5% AIR ENTRAINED CONCRETE SIDEWALKS TO HAVE 3/4" IN. TOOLED JOINTS AT 5' FT. (MIN.) O.C.

CONCRETE COVER OF REINFORCING

3" CONCRETE CAST AGAINST AND PERMANENTLY EXPOSED TO EARTH.
1 1/2" CONCRETE EXPOSED TO EARTH OR WEATHER.
1 1/2" BEAMS AND COLUMNS NOT EXPOSED TO EARTH OR WEATHER.
3/4" SLABS AND WALLS NOT EXPOSED TO EARTH OR WEATHER.
LAP COLUMN VERTICALS. CLASS "A" CONCRETE AND MASONRY COLUMN AND WALL VERTICALS 32 DIAMETERS. LAP ALL OTHER REINFORCING 24 DIAMETERS. SPLICES AT TENSION REGIONS SHALL NOT BE PERMITTED.

CARPENTRY

GENERAL

ALL FRAMING TO COMPLY WITH ENGINEERING S-SHEETS FOR NAIL SIZES AND SPACING.

ALL WOOD IN CONTACT WITH CONCRETE TO BE PRESSURE TREATED.

6" MIN. CLEARANCE BETWEEN WOOD AND EARTH.
18" MIN. CLEARANCE BETWEEN FLOOR JOIST AND EARTH.
12" MIN. CLEARANCE BETWEEN FLOOR BEAMS AND EARTH.

FASTENERS FOR PRESSURE PRESERVATIVE AND FIRE-RETANDANT-TREATED WOOD SHALL BE OF HOT-DIPPED GALVANIZED STEEL.

REFERENCE SHEET-S1 FOR SPECIES AND GRADE (BASE DESIGN VALUES)

BOLT HEADS AND NUTS BEARING AGAINST WOOD TO BE PROVIDED WITH 3"X3"X.229" PLATE WASHERS. WOOD BEARING ON OR INSTALLED WITHIN 1" OF MASONRY OR CONCRETE TO BE TREATED WITH AN APPROVED PRESERVATIVE. SOLID BLOCKING OF NOT LESS THAN 2 X THICKNESS SHALL BE PROVIDED AT ENDS AND AT ALL SUPPORT OF JOISTS AND RAFTERS. BETWEEN SUPPORTS PROVIDED AT ENDS AND AT ALL SUPPORT OF JOISTS AND RAFTERS, JOISTS, 10'-0" FOR ROOF JOISTS. TYPICAL SILL BOLTS TO BE 5/8" DIAMETER AT 6'-0" O.C. MINIMUM 7" EMBED. ALL METAL FRAMING ANCHORS AND HANGERS SHOWN ON DRAWINGS SHALL BE STRONG TIE CONNECTORS AS MANUFACTURED BY SIMPSON COMPANY.

PLYWOOD

PLYWOOD WALL AND ROOF SHEATHING SHALL BE 3/4" CDX, UNLESS OTHERWISE SPECIFIED. PLYWOOD FLOOR SHEATHING SHALL BE 3/4" CDX T&G, UNLESS OTHERWISE SPECIFIED. STAGGER END LAPS AT ROOF AND FLOOR SHEATHING. OSB SHEATHING PRODUCTS OF EQUIVALENT SPAN RATINGS SHALL BE ALLOWED.

WOOD TRUSSES

ALL ROOF TRUSSES SHALL BE FRAMED AND TIED INTO THE FRAME WORK AND SUPPORTING WALLS SO AS TO FROM AN INTEGRAL PART OF THE WHOLE BUILDING. ROOF TRUSSES SHALL HAVE JOINTS WELL FITTED AND SHALL HAVE ALL TENSION MEMBERS WELL TIGHTENED BEFORE ANY LOAD IS PLACED UPON THE TRUSS. DIAGONAL AND SWAY BRACING SHALL BE USED TO BRACE ALL TRUSSES.

SEE SHEET-S1 FOR DESIGN CRITERIA

INSULATION AND MOISTURE PROTECTION

GENERAL

INSULATION BAFFLES TO MAINTAIN 1" ABOVE BATT INSULATION
BAFFLES TO EXTEND 6" ABOVE BATT INSULATION
BAFFLES TO EXTEND 12" ABOVE LOOSE FILL INSULATION
INSULATE BEHIND TUBS/SHOWERS, PARTITIONS AND CORNERS
FACE STAPLE BATTS
FRICTION FIT FACED BATTS
USE 4 MIL POLY VAPOR RETARDER AT WALLS.
* R-10 RIGID FOAM INSULATION ON 4X EADERS AT EXTERIOR WALLS.

INFILTRATION CONTROL

1. EXTERIOR JOINTS AROUND WINDOWS AND DOOR FRAMES, OPENINGS BETWEEN WALLS AND FOUNDATIONS, BETWEEN WALLS AND ROOF AND BETWEEN WALL PANELS, OPENINGS AT PENETRATIONS OF UTILITY SERVICES THROUGH WALLS, FLOOR AND ROOFS, AND ALL OTHER SUCH OPENINGS IN THE BUILDING ENVELOPE, INCLUDING ACCESS PANELS INTO UNHEATED SPACES, SHALL BE SEALED, CAULKED, GASKETED OR WEATHER-STRIPPED TO LIMIT AIR LEAKAGE. ALL OPENINGS SHALL BE FLASHED, APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDING STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL FINISH AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. APPROVED CORROSION-RESISTANT FLSHING SHALL BE INSTALLED AT ALL OF THE FOLLOWING LOCATIONS:

1. AT TOP OF ALL EXTERIOR WINDOW AND DOOR OPENINGS IN SUCH A MANNER AS TO BE LEAKPROOF, EXCEPT THAT SELF-FLASHING WINDOWS HAVING A CONTINUOUS LAP OF NOT LESS THAN 1-1/8" OVER THE SHEATHING MATERIAL AROUND THE PERIMETER OF THE OPENING, INCLUDING CORNERS, DO NOT REQUIRE ADDITIONAL FLASHING. JAMB FLASHING MAY ALSO BE OMITTED WHEN SPECIFICALLY APPROVED BY THE BUILDING OFFICIALS.
2. AT THE INTERSECTION OF CHIMNEYS OR OTHER MASONRY CONSTRUCTION WITH FRAME OR WALLS, WITH PROJECTING LIPS ON BOTH SIDES UNDER STUCCO COPINGS.
3. UNDER AND AT THE ENDS OF MASONRY, WOOD OR METAL COPINGS AND SILLS.
4. CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM.
5. WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL OR FLOOR ASSEMBLY OF WOOD-FRAME CONSTRUCTION.
6. AT WALL AND ROOF INTERSECTIONS.
7. AT BUILT-IN GUTTERS.

- ALL EXTERIOR DOORS, OTHER THAN FIRE-RATED DOORS, SHALL BE DESIGNED TO LIMIT AIR LEAKAGE AROUND THEIR PERIMETER WHEN IN A CLOSED POSITION. DOORS BETWEEN RESIDENCE AND GARAGE ARE NOT CONSIDERED FIRE-RATED AND MUST MEET THE ABOVE REQUIREMENT.

- ALL EXTERIOR WINDOWS SHALL BE DESIGNED TO LIMIT INFILTRATION INTO OR FROM THE BUILDING ENVELOPE.

- Recessed Lighting Fixtures: When installed in the building envelope, recessed lighting fixtures shall be Type IC rated and certified to have no more than 2.0 cfm air movement from the conditioned space to the ceiling cavity. The lighting fixture shall be tested at 75 Pascals or 1.57 lbs/ft2 pressure difference and have a label attached, showing compliance with this test method. Recessed lighting fixtures shall be installed with a gasket or caulk between the fixture and ceiling to prevent air leakage.

VAPOR BARRIERS/ GROUND COVERS

AN APPROVED VAPOR BARRIER SHALL BE PROPERLY INSTALLED IN ROOF DECKS, IN ENCLOSED RAFTER SPACES FORMED WHERE CEILINGS ARE APPLIED DIRECTLY TO THE UNDERSIDE OF ROOF RAFTERS, AND AT EXTERIOR WALLS. INSET STAPLED BATTS WITH A PERM RATING LESS THAN ONE MAY BE INSTALLED IF THE VAPOR BARRIER IS TO THE WARM SIDE. STAPLES ARE PLACED NOT MORE THAN 6 INCHES ON CENTER AND GAPS BETWEEN THE FACING AND THE FRAMING DO NOT EXCEED 1/6 INCH.

A GROUND COVER OF 6 MIL (0.006") BLACK POLYETHYLENE OR EQUIVALENT, SHALL BE LAID OVER THE GROUND IN ALL CRAWL SPACES. THE GROUND COVER SHALL BE OVERLAPPED ONE FOOT AT EACH JOINT AND SHALL EXTEND TO THE FOUNDATION WALL.

WINDOWS, DOORS, HVAC, & ELECT. EQUIP.

GLAZING MAXIMUM:
ALL CLIMATE ZONES:
GLAZING "U" VALUE: VERTICAL (MAX): .28
OVERHEAD (MAX): .50
DOOR "U" VALUE (MAX) .20
(DOORS W/ MORE THAN 50 CONSIDERED A WINDOW)
HVAC PERFORMANCE: "HSPF" OR AFUE = .95
RECESSED LIGHT FIXTURES: IC RATED

DOORS, WINDOWS AND SKYLIGHTS

GENERAL
DOORS TO THE EXTERIOR SHALL HAVE MAX. 3" STEP TO MIN. 36" DEEP LANDING. .

BEDROOM EMERGENCY EGRESS WINDOWS MINIMUM NET CLEAR OPENING OF 5.7 SQ. FT. MIN. NET CLEAR OPEN ABLE WIDTH OF 20" AND MINIMUM NET CLEAR OPENING HEIGHT OF 24", MAXIMUM FINISHED SILL HEIGHT OF 44" ABOVE FLOOR.

FACTORY BUILT WINDOWS TO BE CONSTRUCTED TO PERMIT MAXIMUM INFILTRATION OF .05 CFM PER LINEAL FOOT OF OPERABLE SASH PERIMETER AS TESTED BY ASTM STANDARDS. SITE BUILT AND MILL WORK SHOP BUILT WOODEN SASH ARE EXEMPT FROM INFILTRATION CRITERIA ABOVE, BUT MUST BE MADE TIGHTLY FITTING AND WEATHER STRIPPED OR CAULKED. SLIDING GLASS DOORS TO PERMIT MAXIMUM INFILTRATION OF .05 CFM INFILTRATION PER SQUARE FOOT OF DOOR AREA.

SAFETY GLAZING SHALL BE LOCATED WITHIN

1. INGRESS AND EGRESS DOORS
2. SLIDING GLASS DOORS, SWINGING GLASS DOORS
3. SHOWER AND BATHTUB ENCLOSURES
4. GLAZING W/ THE EXPOSED EDGE WITHIN A 24" ARC OF EITHER VERTICAL EDGE OF A DOOR IN THE CLOSED PORTION & BOTTOM EDGE IS LESS THAN 60" ABOVE THE WALKING SURFACE.
ANY GLAZING WITHIN 36-INCHES OF WALKING SURFACES, MORE THAN 9 SQ. FT. SHALL BE SAFETY GLAZING IF THE BOTTOM OF GLAZED AREA IS LESS THAN 18-INCHES ABOVE FINISH FLOOR AND THE TOP IS MORE THAN 36-INCHES ABOVE FINISH FLOOR.

WINDOW SILLS: 6@12, 24" MINIMUM SILL HEIGHT EXCEPTIONS ALLOW FOR OPENING LIMITING DEVICE FOR 4" DIAMETER SPHERE AND WINDOW FALL PREVENTION DEVICE THAT COMPLIES WITH 6123

STRUCTURAL NOTES

1. ALL MATERIALS AND WORKMANSHIP SHALL CONFORM TO THE CONTRACT DRAWINGS.
2. DURING THE CONSTRUCTION PERIOD THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SAFETY OF THE BUILDING.
3. THE CONTACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL CONSTRUCTION PROCEDURES INCLUDING LAGGING, SHORING AND PROTECTION OF ADJACENT PROPERTY, STRUCTURES, STREETS AND UTILITIES IN ACCORDANCE WITH ALL NATIONAL, STATE AND LOCAL SAFETY ORDINANCES.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDIANTING THE WORK OF ALL TRADES AND SHALL CHECK ALL DIMENSIONS. ALL DISCREPANCIES SHALL BE CALLED TO THE ATTENTION OF ENGINEER
5. ALL DETAILS DESIGNATED AS STANDARD OR TYPICAL SHALL OCCUR IN ADDITION TO ANY OTHER SPECIFIC DETAIL CALLED OUT
6. COORDIATE WITH MECHANICAL, PLUMBING, AND ELECTICAL REQUIREMENTS FOR SIZE AND LOCATION OF ALL OPENINGS REQUIRED FOR DUCTS, PIPES, AND PIPE SLEEVES, ELECTRICAL CONDUITS, AND OTHER ITEMS TO BE EMBEDDED IN CONCRETE OR OTHERWISE INCORPORATED IN STRUCTURAL WORK.
7. PROVIDE OPENINGS AND SUPPORTS, AS REQUIRED PER STANDARD DETAILS FOR HEATERS, MECHANICAL EQUIPMENT, VENTS, DUCTS, PIPING, ETC. ALL SUSPENDED MECHANICAL EQUIPMENT SHALL BE SWAY OR LATERALLY BRACED.

PLAN PREVIEW

SCALE: NOT TO SCALE

3.5.a

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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Project # :
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Attachment: Elevation and Floor Plans (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

TYPICAL FLOOR NOTES:

1. INSTALL SMOKE DETECTORS IN ALL SLEEPING ROOMS AND AT AREAS ADJACENT TO SLEEPING ROOMS, AND AT CEILING HEIGHT CHANGES GREATER THAN 24". SMOKE DETECTORS TO BE HARD-WIRED AND INTERCONNECTED, WITH BATTERY BACK-UP PER CODE.
2. INSTALL CARBON MONOXIDE SENSORS ADJACENT TO SLEEPING AREAS.
3. ALL INTERIOR WALLS TO BE 2x4 @ 16" O.C. (U.N.O.)
4. ALL EXTERIOR WALLS TO BE 2x6 @ 16" O.C. (U.N.O.)
5. MAIN FLOOR HEADERS PER STRUCTURAL @ 8'-0" AFF. (U.N.O.)
6. WINDOW SIZES ARE NOMINAL ROUGH OPENING, WIDTH AND HEIGHT.
7. DOOR SIZES NOTED ARE SLABS NOT ROUGH OPENINGS
8. PROVIDE FIRESTOPPING AT ALL PLUMBING OPENINGS
9. PROVIDE SOLID BLOCKING OVER SUPPORTS.
10. WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW THE CONCEALED SPACE OF A FLOOR-CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF CONCEALED SPACE DOES NOT EXCEED 1000 SF. DRAFTSTOPPING SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS AND SHALL BE OF ½" GYP BOARD OR OTHER APPROVED MATERIALS INSTALLED PARALLEL TO THE FLOOR FRAMING MEMBERS PER CODE.
11. PROVIDE FIREBLOCKING TO CUT OFF ALL CONCEALED HORIZONTAL AND VERTICAL DRAFT OPENINGS AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STORIES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL CONSIST OF NOT LESS THAN 2" NOMINAL LUMBER OR OTHER APPROVED MATERIAL.
12. ASPHALT-SATURATED FELT FREE FROM HOLES OR BREAKS, WEIGHING NOT LESS THAN 14 POUNDS PER 100 SQUARE FEET AND COMPLYING WITH ASTM D 226 OR OTHER APPROVED WEATHER RESISTANT MATERIAL SHALL BE APPLIED OVER SHEATHING OF ALL EXTERIOR WALLS. APPROVED ALTERNATIVE WEATHERPROOF MEMBRANES SHALL BE USED FOR OPEN JOINT RAIN SCREEN SIDING. WEATHER RESISTANT MATERIALS SHALL BE APPLIED HORIZONTALLY WITH THE LAPPING AS PER MANUFACTURERS RECOMMENDATIONS, WITH THE UPPER LAYER LAPPED OVER THE LOWER LAYER NOT LESS THAN 2 INCHES AND NOT LESS THAN 6 INCHES WHERE JOINTS OCCUR PER CODE.
13. APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDINGS STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL SURFACE AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. FLASHING SHALL BE INSTALLED AT, BUT NOT LIMITED TO THE FOLLOWING LOCATIONS:
    - THE TOP OF ALL EXTERIOR WINDOW & DOOR OPENINGS
    - INTERSECTIONS OF FRAME WALLS AND MASONRY OR STUCCO
    - UNDER MASONRY, WOOD OR METAL COPINGS AND SILLS
    - CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM
    - WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL
    - AT WALL AND ROOF OR SOFFIT INTERSECTIONS
    - AT BUILT-IN GUTTERS
14. EXTERIOR LOCATIONS FOR ENVIRONMENTAL AIR DUCT EXHAUST & INTAKE OPENINGS TO BE A MINIMUM OF 3'-0" FROM PROPERTY LINE & MINIMUM 3'-0" FROM BUILDING OPENINGS. EQUIP ALL DUCTS W/ BACK-DRAFT DAMPERS.
15. AIR EXHAUST & INTAKE OPENINGS THAT TERMINATE OUTDOORS SHALL BE PROTECTED W/ CORROSION RESISTANT SCREENS, LOUVERS, OR GRILLS W/ 1/4" MINIMUM & 1/2" MAX OPENINGS IN ANY DIMENSION. OPENINGS SHALL BE PROTECTED AGAINST LOCAL WEATHER CONDITIONS PER 2018 IRC.
16. DUCTS FOR KITCHEN RANGES SHALL BE OF METAL AND BE EQUIPPED W/ BACK-DRAFT DAMPERS PER CODE.
17. ALL INTERIOR FINISHES TO MEET MINIMUM FLAME SPREAD INDEX AND SMOKE DEVELOPMENT INDEX AS REQUIRED BY 2018 IRC.
18. UNDER FLOOR CLEANOUT NOT MORE THAN 20' FROM ACCESS DOOR WITH AN UNOBSTRUCTED 30" WIDE X 18" HIGH PATH. PATHWAY, CLEANOUTS ARE ACCESSIBLE. 12" CLEARANCE REQUIRED AT LINES LESS THAN OR EQUAL TO 2', 18" CLEARANCE AT LINES GREATER THAN 2'. (UPC 707.5)
19. GLAZING IN ALL FIXED AND OPERABLE PANELS OF SLIDING, SLIDING AND BIFOLD DOORS SHALL BE CONSIDERED A HAZARDOUS LOCATION, SAFETY GLAZING.

GARAGE NOTES:

1. GARAGES SHALL BE SEPARATED FROM THE RESIDENCE AND ITS ATTIC AREA BY NOT LESS THAN 5/8" TYPE X GWB APPLIED TO THE GARAGE SIDE. WHERE THE SEPARATION IS A FLOOR-CEILING ASSEMBLY, THE STRUCTURE SUPPORTING THE SEPARATION SHALL ALSO BE PROTECTED BY NOT LESS THAN ⅝" TYPE X GYPSUM BOARD OR EQUAL.
2. OPENINGS BETWEEN THE GARAGE AND RESIDENCE SHALL BE EQUIPPED WITH SOLID WOOD DOORS NOT LESS THAN 1 3/8" IN THICKNESS, SOLID OR HONEYCOMB CORE STEEL DOORS NOT LESS THAN 1 3/8" THICK, OR 20-MINUTE FIRE-RATED DOORS.
3. DUCTS IN THE GARAGE AND DUCTS PENETRATING THE WALLS OR CEILINGS SEPARATING THE DWELLING FROM THE GARAGE SHALL BE CONSTRUCTED OF A MINIMUM NO. 26 GAGE SHEET STEEL OR OTHER APPROVED MATERIALS AND SHALL HAVE NO OPENINGS INTO THE GARAGE. IRC R302.5.1
4. PROVIDE OUTDOOR COMBUSTION AIR FOR WATER HEATER.
5. GARAGE FLOOR SURFACES SHALL BE OF APPROVED NONCOMBUSTIBLE MATERIAL AND THE AREA USED FOR THE PARKING OF AUTOMOBILES OR OTHER VEHICLES SHALL BE SLOPED TO FACILITATE THE MOVEMENT OF LIQUIDS TO A DRAIN OR TOWARD THE MAIN VEHICLE ENTRY DOORWAY.

AREA SUMMARY

MAIN FLOOR:	1,386	sf.
UPPER FLOOR:	1,665	sf.
TOTAL:	3,051	sf.
GARAGE/SHOP:	456	sf.
COVD PORCH:	131	sf.
COVD DECK (REAR):	286	sf.

* SQUARE FOOTAGE MEASURED PER EXTERIOR SIDE OF EXTERIOR WALLS

NOTE:
REFER TO STRUCTURAL SHEETS FOR SHEAR WALL SCHEDULE AND ENGINEERING PLAN WHICH CONTAIN REFERENCES AND/OR INSTRUCTIONS PERTAINING TO EACH SHEAR WALL INDICATED IN THIS PLAN

NOTE:
ALL SHOWERHEAD AND KITCHEN SINK FAUCETS INSTALLED IN THE HOUSE SHALL BE RATED AT 1.75 GPM OR LESS. ALL OTHER LAVATORY FAUCETS SHALL BE RATED AT 1.0 GPM OR LESS.

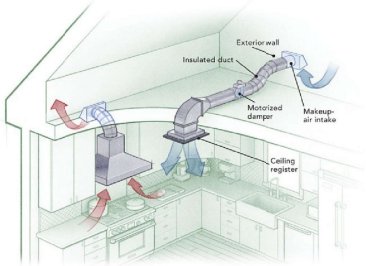
DOOR TO BE UNDERCUT A MINIMUM OF 1/2-INCH TO ASSURE FREE FLOW 50 CFM AIR THROUGHOUT HABITABLE ROOMS

TRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND RT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO ENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT TIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE TRACTOR.

FREESTANDING RANGE AND RANGE HOOD:

M1503.4 MAKEUP AIR REQUIRED:
EXHAUST HOOD SYSTEMS CAPABLE OF EXHAUSTING IN EXCESS OF 400 CUBIC FEET PER MINUTE (0.19 M3/S) SHALL BE MECHANICALLY OR NATURALLY PROVIDED WITH MAKEUP AIR AT A RATE APPROXIMATELY EQUAL TO THE EXHAUST AIR RATE. SUCH MAKEUP AIR SYSTEMS SHALL BE EQUIPPED WITH NOT LESS THAN ONE DAMPER. EACH DAMPER SHALL BE A GRAVITY DAMPER OR AN ELECTRICALLY OPERATED DAMPER THAT AUTOMATICALLY OPENS WHEN THE EXHAUST SYSTEM OPERATES. DAMPERS SHALL BE ACCESSIBLE FOR INSPECTION, SERVICE, REPAIR AND REPLACEMENT WITHOUT REMOVING PERMANENT CONSTRUCTION OR ANY OTHER DUCTS NOT CONNECTED TO THE DAMPER BEING INSPECTED, SERVICED, REPAIRED OR REPLACED.

M1503.4.1 LOCATION:
KITCHEN EXHAUST MAKEUP AIR SHALL BE DISCHARGED INTO THE SAME ROOM IN WHICH THE EXHAUST SYSTEM IS LOCATED OR INTO ROOMS OR DUCT SYSTEMS THAT COMMUNICATE THROUGH ONE OR MORE PERMANENT OPENINGS WITH THE ROOM IN WHICH SUCH EXHAUST SYSTEM IS LOCATED. SUCH PERMANENT OPENINGS SHALL HAVE A NET CROSS-SECTIONAL AREA NOT LESS THAN THE REQUIRED AREA OF THE MAKEUP AIR SUPPLY OPENINGS.



G2407.9.1 (304.9.1) MAKEUP AIR
WHERE EXHAUST FANS ARE INSTALLED, MAKEUP AIR SHALL BE PROVIDED TO REPLACE THE EXHAUSTED AIR.

G2407.9.2 (304.9.2) APPLIANCE INTERLOCK
EACH OF THE APPLIANCES SERVED SHALL BE INTERLOCKED WITH THE MECHANICAL AIR SUPPLY SYSTEM TO PREVENT MAIN BURNER OPERATION WHEN THE MECHANICAL AIR SUPPLY SYSTEM IS NOT IN OPERATION.

G2407.9.3 COMBINED COMBUSTION AIR AND VENTILATION AIR SYSTEM

WHERE COMBUSTION AIR IS PROVIDED BY THE BUILDING'S MECHANICAL VENTILATION SYSTEM, THE SYSTEM SHALL PROVIDE THE SPECIFIED COMBUSTION AIR RATE IN ADDITION TO THE REQUIRED VENTILATION AIR.

APPLIANCES:

1. THOR KITCHEN HRG3618U 36" PRO-STYLE 6 STAINLESS STEEL BURNER GAS RANGE.
2. THOR KITCHEN HRH3606U 36" STAINLESS STEEL UNDER CABINET RANGE HOOD.

1 RANGE & HOOD

SMOKE & CARBON MONOXIDE ALARMS:

SMOKE AND CARBON MONOXIDE ALARMS MUST BE PROVIDED IN ALL REQUIRED LOCATIONS AND MUST BE:
- AUDIBLE IN ALL PARTS OF THE HOUSE
- INSTALLED PER MANUFACTURER'S INSTRUCTIONS

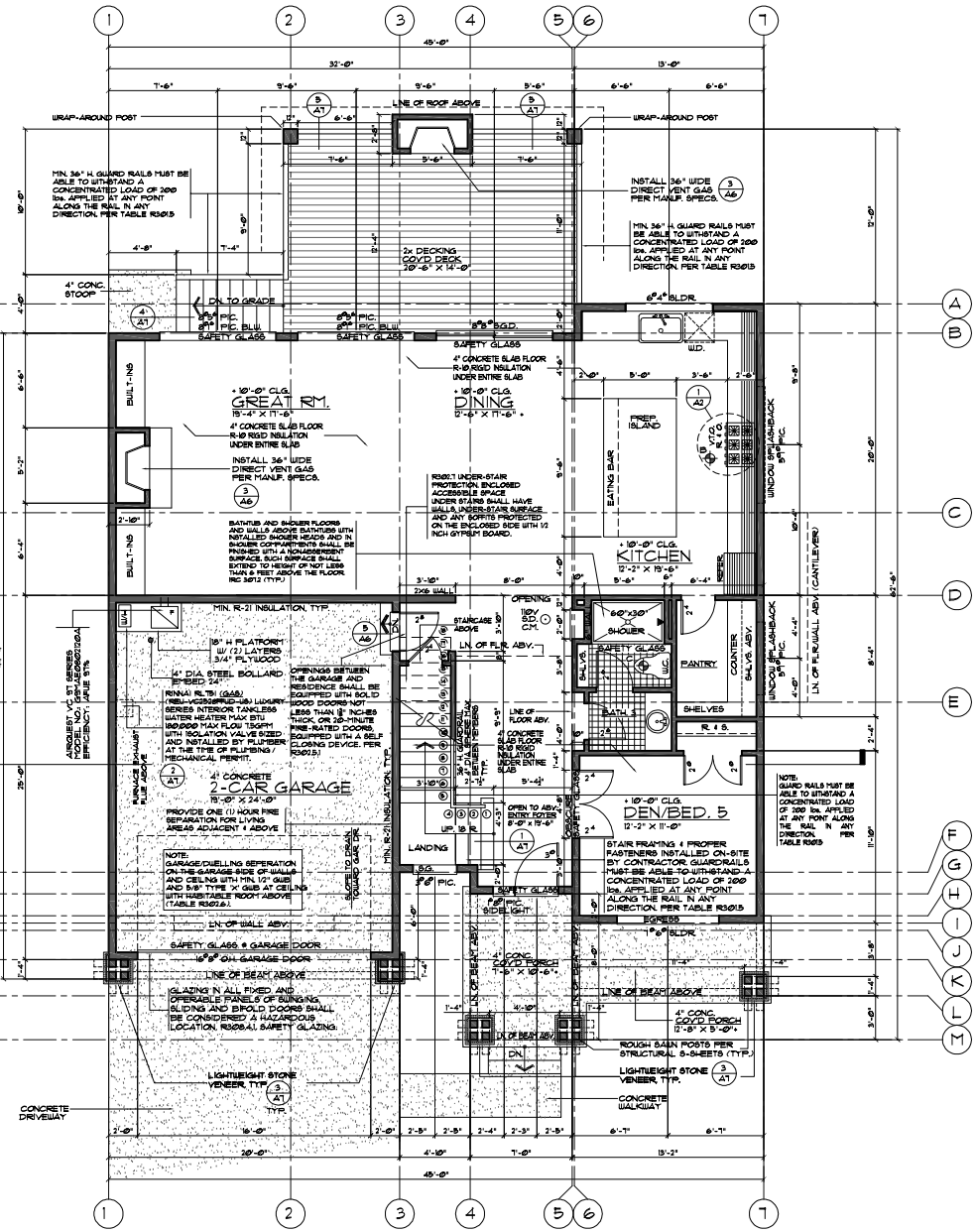
NEW HOUSES (IRC R314 & R315)
SMOKE ALARMS AND CARBON MONOXIDE ALARMS ARE REQUIRED AND MUST BE CONNECTED TO THE MAIN ELECTRICAL SYSTEM WITH BATTERY BACKUP.

CARBON MONOXIDE ALARMS ARE REQUIRED IN ALL NEW AND EXISTING HOMES, APARTMENTS, CONDOMINIUMS, AND OTHER MULTI-FAMILY UNITS.
REQUIRED LOCATIONS:
- SMOKE ALARMS SHALL BE LOCATED IN EACH SLEEPING ROOM AND IN NAPPING AREAS IN A FAMILY HOME CHILD CARE.
- SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED OUTSIDE EACH SLEEPING AREA IN THE IMMEDIATE VICINITY OF THE BEDROOMS.
- SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED ON EVERY HABITABLE LEVEL, INCLUDING BASEMENTS (DOES NOT INCLUDE CRAWLSPACE AND UNINHABITABLE ATTICS).
- IN SPLIT LEVEL FLOOR PLANS, AT THE UPPER LEVEL, PROVIDED THERE IS NO INTERVENING DOOR BETWEEN ADJACENT LEVELS AND THE LOWER LEVEL IS LESS THAN A FULL STORY BELOW THE UPPER LEVEL.
- A CARBON MONOXIDE ALARM IS REQUIRED IN A BEDROOM WHEN A FUEL-BURNING APPLIANCE IS INSTALLED IN THE BEDROOM OR ITS ATTACHED BATHROOM.
- A COMBINATION ALARM (COMBINED SMOKE AND CARBON MONOXIDE ALARM) IS ACCEPTABLE IN ANY REQUIRED LOCATION.
- WALL MOUNTED ALARMS MUST BE NOT MORE THAN 12 INCHES FROM THE ADJOINING CEILING SURFACE.
- AVOID PLACING ALARMS LESS THAN 3 FEET FROM SUPPLY REGISTERS OF A FORCED AIR HEATING OR COOLING SYSTEM AND DO NOT PLACE ALARMS IN THE DIRECT AIRFLOW OF THE REGISTERS.
- AVOID PLACING ALARMS WITHIN 3 FEET HORIZONTALLY FROM DOORS TO BATHROOMS CONTAINING A BATHTUB OR SHOWER.
- DO NOT PLACE ALARMS IN SPACES WHERE TEMPERATURES MAY BE ABOVE OR BELOW THE ALARM'S OPERATING TEMPERATURE RANGE.
- DO NOT PLACE ALARMS WITHIN 3 FEET OF THE BLADES OF A CEILING FAN.
- ALARMS IN PEAKED OR SLOPED CEILINGS MUST BE WITHIN 3 FEET OF THE PEAK, MEASURED HORIZONTALLY, BUT NOT IN THE HIGHEST 4 INCHES OF THE CEILING, MEASURED VERTICALLY.
- A PHOTOELECTRIC SMOKE ALARMS MUST NOT BE LESS THAN 6 FEET FROM A PERMANENT COOKING APPLIANCE.

B. IONIZATION SMOKE ALARMS WITH AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 10 FEET FROM A PERMANENT COOKING APPLIANCE.

C. IONIZATION SMOKE ALARMS WITHOUT AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 20 FEET FROM A PERMANENT COOKING APPLIANCE

CARBON MONOXIDE ALARM LOCATION LIMITATIONS
- DO NOT PLACE ALARMS DIRECTLY ABOVE OR BESIDE FUEL-BURNING APPLIANCES.
- DO NOT PLACE ALARMS IN DIRECT SUNLIGHT.
- DO NOT PLACE ALARMS IN LOW AREAS WHERE CHILDREN CAN REACH. DO NOT PLACE ALARMS BEHIND CURTAINS OR ANY STRUCTURE THAT MIGHT PREVENT CARBON MONOXIDE FROM REACHING THE SENSOR.



MAIN FLOOR PLAN

SCALE: 1/4" = 1'-0"

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SINGLE USE

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COMMENTS:
Project # : 1987-2-2
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Attachment: Elevation and Floor Plans (1347 N Grove Ave - SU VAR NSFR)

TYPICAL FLOOR NOTES:

1. INSTALL SMOKE DETECTORS IN ALL SLEEPING ROOMS AND AT AREAS ADJACENT TO SLEEPING ROOMS, AND AT CEILING HEIGHT CHANGES GREATER THAN 24". SMOKE DETECTORS TO BE HARD-WIRED AND INTERCONNECTED, WITH BATTERY BACK-UP PER CODE.
2. INSTALL CARBON MONOXIDE SENSORS ADJACENT TO SLEEPING AREAS.
3. ALL INTERIOR WALLS TO BE 2x4 @ 16" O.C. (U.N.O.)
4. ALL EXTERIOR WALLS TO BE 2x6 @ 16" O.C. (U.N.O.)
5. UPPER FLOOR HEADERS PER STRUCTURAL @ 8'-0" A.F.F. (U.N.O.)
6. WINDOW SIZES ARE NOMINAL ROUGH OPENING, WIDTH AND HEIGHT.
7. DOOR SIZES NOTED ARE SLABS NOT ROUGH OPENINGS
8. PROVIDE FIREBLOCKING AT ALL PLUMBING OPENINGS.
9. PROVIDE SOLID BLOCKING OVER SUPPORTS.
10. WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW THE CONCEALED SPACE OF A FLOOR-CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF CONCEALED SPACE DOES NOT EXCEED 1000 SF. DRAFTSTOPPING SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS AND SHALL BE OF ½" GYP BOARD OR OTHER APPROVED MATERIALS INSTALLED PARALLEL TO THE FLOOR FRAMING MEMBERS PER CODE.
11. PROVIDE FIREBLOCKING TO CUT OFF ALL CONCEALED HORIZONTAL AND VERTICAL DRAFT OPENINGS AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STORIES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL CONSIST OF NOT LESS THAN 2" NOMINAL LUMBER OR OTHER APPROVED MATERIAL.
12. ASPHALT-SATURATED FELT FREE FROM HOLES OR BREAKS, WEIGHING NOT LESS THAN 14 POUNDS PER 100 SQUARE FEET AND COMPLYING WITH ASTM D 226 OR OTHER APPROVED WEATHER RESISTANT MATERIAL SHALL BE APPLIED OVER SHEATHING OF ALL EXTERIOR WALLS. APPROVED ALTERNATIVE WEATHERPROOF MEMBRANES SHALL BE USED FOR OPEN JOINT RAIN SCREEN SIDING. WEATHER RESISTANT MATERIALS SHALL BE APPLIED HORIZONTALLY PER MANUFACTURERS RECOMMENDATIONS, WITH THE UPPER LAYER LAPPED OVER THE LOWER LAYER NOT LESS THAN 2 INCHES AND NOT LESS THAN 6 INCHES WHERE JOINTS OCCUR PER CODE.
13. APPROVED CORROSION-RESISTIVE FLASHING SHALL BE PROVIDED IN THE EXTERIOR WALL ENVELOPE IN SUCH A MANNER AS TO PREVENT ENTRY OF WATER INTO THE WALL CAVITY OR PENETRATION OF WATER TO THE BUILDINGS STRUCTURAL FRAMING COMPONENTS. THE FLASHING SHALL EXTEND TO THE SURFACE OF THE EXTERIOR WALL SURFACE AND SHALL BE INSTALLED TO PREVENT WATER FROM REENTERING THE EXTERIOR WALL ENVELOPE. FLASHING SHALL BE INSTALLED AT, BUT NOT LIMITED TO THE FOLLOWING LOCATIONS:
    - THE TOP OF ALL EXTERIOR WINDOW & DOOR OPENINGS
    - INTERSECTIONS OF FRAME WALLS AND MASONRY OR STUCCO
    - UNDER MASONRY, WOOD OR METAL COPINGS AND SILLS
    - CONTINUOUSLY ABOVE ALL PROJECTING WOOD TRIM
    - WHERE EXTERIOR PORCHES, DECKS OR STAIRS ATTACH TO A WALL
    - AT WALL AND ROOF OR SOFFIT INTERSECTIONS
    - AT BUILT-IN GUTTERS
14. EXTERIOR LOCATIONS FOR ENVIRONMENTAL AIR DUCT EXHAUST & INTAKE OPENINGS TO BE A MINIMUM OF 3'-0" FROM PROPERTY LINE & MINIMUM 3'-0" FROM BUILDING OPENINGS. EQUIP ALL DUCTS W/ BACK-DRAFT DAMPERS.
15. AIR EXHAUST & INTAKE OPENINGS THAT TERMINATE OUTDOORS SHALL BE PROTECTED W/ CORROSION RESISTANT SCREENS, LOUVERS, OR GRILLS W/ 1/4" MINIMUM & 1/2" MAX. OPENINGS IN ANY DIMENSION. OPENINGS SHALL BE PROTECTED AGAINST LOCAL WEATHER CONDITIONS PER 2018 IRC.
16. DUCTS FOR KITCHEN RANGES SHALL BE OF METAL AND BE EQUIPPED W/ BACK-DRAFT DAMPERS PER CODE.
17. ALL INTERIOR FINISHES TO MEET MINIMUM FLAME SPREAD INDEX AND SMOKE DEVELOPMENT INDEX AS REQUIRED BY 2018 IRC.
18. UNDER FLOOR CLEANOUT NOT MORE THAN 20' FROM ACCESS DOOR WITH AN UNOBSTRUCTED 30" WIDE X 18" HIGH PATH. PATHWAY, CLEANOUTS ARE ACCESSIBLE 12" CLEARANCE REQUIRED AT LINES LESS THAN OR EQUAL TO 2', 18" CLEARANCE AT LINES GREATER THAN 2'. (UPC 707.5)
19. GLAZING IN ALL FIXED AND OPERABLE PANELS OF SLIDING, SLIDING AND BIFOLD DOORS SHALL BE CONSIDERED A HAZARDOUS LOCATION, SAFETY GLAZING.

AREA SUMMARY

MAIN FLOOR:	1,386	sf.
UPPER FLOOR:	1,665	sf.
TOTAL:	3,051	sf.
GARAGE/SHOP:	436	sf.
COVD PORCH:	137	sf.
COVD DECK (REAR):	286	sf.

* SQUARE FOOTAGE MEASURED PER EXTERIOR SIDE OF EXTERIOR WALLS

NOTE:
REFER TO STRUCTURAL SHEETS FOR SHEAR WALL SCHEDULE AND ENGINEERING PLAN WHICH CONTAIN REFERENCES AND/OR INSTRUCTIONS PERTAINING TO EACH SHEAR WALL INDICATED IN THIS PLAN

NOTE:
ALL SHOWERHEAD AND KITCHEN SINK FAUCETS INSTALLED IN THE HOUSE SHALL BE RATED AT 1.75 GPM OR LESS. ALL OTHER LAVATORY FAUCETS SHALL BE RATED AT 1.0 GPM OR LESS.

DOOR TO BE UNDERCUT A MINIMUM OF 1/2-INCH TO ASSURE FREE FLOW ESH AIR THROUGHOUT HABITABLE ROOMS

TRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND RT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO ENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT TIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE TRACTOR.

SMOKE & CARBON MONOXIDE ALARMS:

SMOKE AND CARBON MONOXIDE ALARMS MUST BE PROVIDED IN ALL REQUIRED LOCATIONS AND MUST BE:
- AUDIBLE IN ALL PARTS OF THE HOUSE
- INSTALLED PER MANUFACTURER'S INSTRUCTIONS

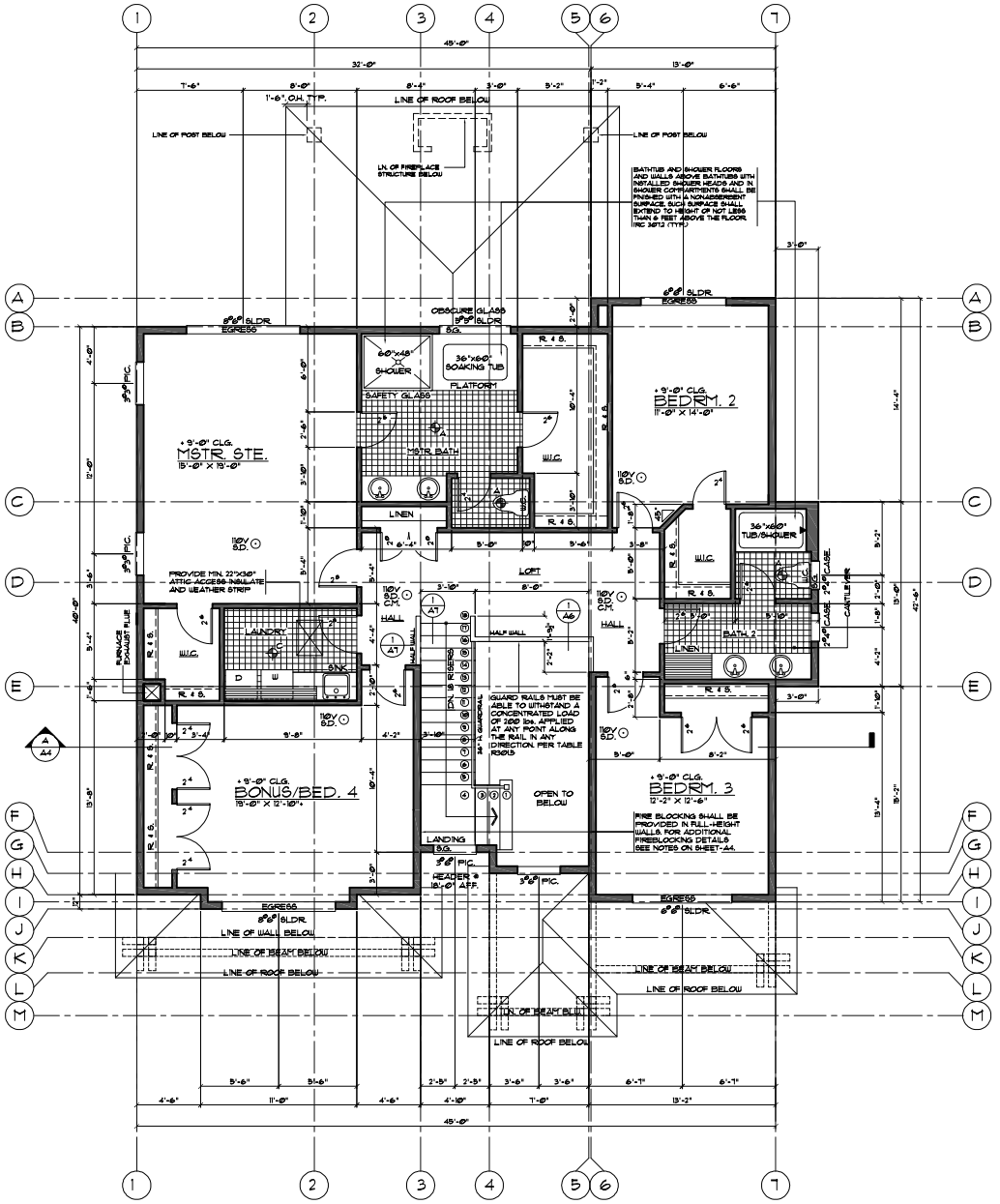
NEW HOUSES (IRC R314 & R315)
SMOKE ALARMS AND CARBON MONOXIDE ALARMS ARE REQUIRED AND MUST BE CONNECTED TO THE MAIN ELECTRICAL SYSTEM WITH BATTERY BACKUP.

CARBON MONOXIDE ALARMS ARE REQUIRED IN ALL NEW AND EXISTING HOMES, APARTMENTS, CONDOMINIUMS, AND OTHER MULTI-FAMILY UNITS.
REQUIRED LOCATIONS
- SMOKE ALARMS SHALL BE LOCATED IN EACH SLEEPING ROOM AND IN NAPPING AREAS IN A FAMILY HOME CHILD CARE.
- SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED OUTSIDE EACH SLEEPING AREA IN THE IMMEDIATE VICINITY OF THE BEDROOMS.
- SMOKE ALARMS AND CARBON MONOXIDE ALARMS SHALL BE LOCATED ON EVERY FLOOR LEVEL, INCLUDING BASEMENTS (DOES NOT INCLUDE CRAWLSPACE AND UNINHABITABLE ATTICS).
- IN SPLIT LEVEL FLOOR PLANS, AT THE UPPER LEVEL PROVIDED THERE IS NO INTERVENING DOOR BETWEEN ADJACENT LEVELS AND THE LOWER LEVEL IS LESS THAN A FULL STORY BELOW THE UPPER LEVEL.
- A CARBON MONOXIDE ALARM IS REQUIRED IN A BEDROOM WHEN A FUEL-BURNING APPLIANCE IS INSTALLED IN THE BEDROOM OR ITS ATTACHED BATHROOM.
- A COMBINATION ALARM (COMBINED SMOKE AND CARBON MONOXIDE ALARM) IS ACCEPTABLE IN ANY REQUIRED LOCATION.
WALL MOUNTED ALARMS MUST BE NOT MORE THAN 12 INCHES FROM THE ADJOINING CEILING SURFACE.
- AVOID PLACING ALARMS LESS THAN 3 FEET FROM SUPPLY REGISTERS OF A FORCED AIR HEATING OR COOLING SYSTEM AND DO NOT PLACE ALARMS IN THE DIRECT AIRFLOW OF THE REGISTERS.
- AVOID PLACING ALARMS WITHIN 3 FEET HORIZONTALLY FROM DOORS TO BATHROOMS CONTAINING A BATHTUB OR SHOWER.
- DO NOT PLACE ALARMS IN SPACES WHERE TEMPERATURES MAY BE ABOVE OR BELOW THE ALARM'S OPERATING TEMPERATURE RANGE.
- DO NOT PLACE ALARMS WITHIN 3 FEET OF THE BLADES OF A CEILING FAN.
- ALARMS IN PEAKED OR SLOPED CEILINGS MUST BE WITHIN 3 FEET OF THE PEAK, MEASURED HORIZONTALLY, BUT NOT IN THE HIGHEST 4 INCHES OF THE CEILING, MEASURED VERTICALLY.
A PHOTOELECTRIC SMOKE ALARMS MUST NOT BE LESS THAN 6 FEET FROM A PERMANENT COOKING APPLIANCE.

B. IONIZATION SMOKE ALARMS WITH AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 10 FEET FROM A PERMANENT COOKING APPLIANCE.

C. IONIZATION SMOKE ALARMS WITHOUT AN ALARM-SILENCING SWITCH MUST NOT BE LESS THAN 20 FEET FROM A PERMANENT COOKING APPLIANCE

CARBON MONOXIDE ALARM LOCATION LIMITATIONS
- DO NOT PLACE ALARMS DIRECTLY ABOVE OR BESIDE FUEL-BURNING APPLIANCES.
- DO NOT PLACE ALARMS IN DIRECT SUNLIGHT.
- DO NOT PLACE ALARMS IN LOW AREAS WHERE CHILDREN CAN REACH. DO NOT PLACE ALARMS BEHIND CURTAINS OR ANY STRUCTURE THAT MIGHT PREVENT CARBON MONOXIDE FROM REACHING THE SENSOR.



UPPER FLOOR PLAN

SCALE: 1/4" = 1'-0"

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SINGLE USE

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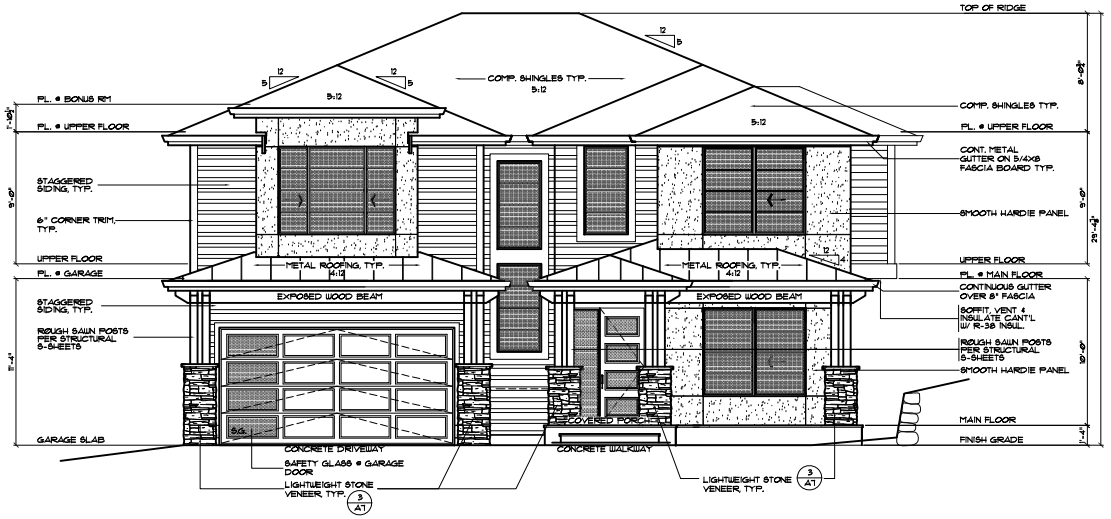
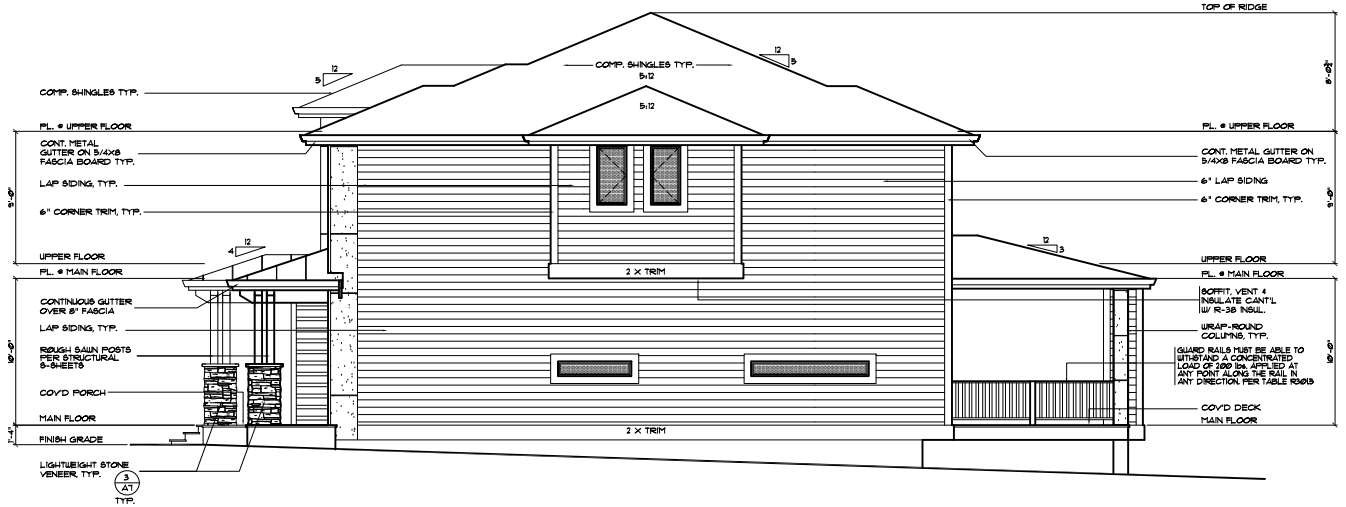
Attachment: Elevation and Floor Plans (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)



FRONT ELEVATION

SCALE: 1/4" = 1'-0"



RIGHT ELEVATION

SCALE: 1/4" = 1'-0"

ELEVATION NOTES:

1. VERIFY SHEAR WALL NAILING & HOLDOWNS PER PLAN PRIOR TO INSTALLING SIDING.
2. CAULK ALL EXTERIOR JOINTS & PENETRATIONS.
3. PROVIDE APPROVED CORROSION RESISTANT FLASHING AT EXTERIOR WALL ENVELOPE PER I.R.C. R703.8
4. PROVIDE FLASHING AT ROOF PENETRATIONS PER I.R.C. R905.2.8
5. PROVIDE WEATHER STRIPPING AT ALL EXTERIOR & GARAGE-INTERIOR DOORS.
6. PROVIDE CONTINUOUS GUTTERS & DOWNSPOUTS @ ALL EAVES, TYP.
7. ADDRESS OR HOUSE NUMBER TO BE POSTED AND PLAINLY VISIBLE FROM THE STREET FRONTAGE. MIN. 4" HEIGHT, 1/2" STROKE WIDTH AND CONTRASTING BACKGROUND.
8. PROVIDE STAIRWAY ILLUMINATION PER I.R.C. R303.6
9. SEE SHEET A1 FOR ADDITIONAL NOTES.
10. PROVIDE SURFACE DRAINAGE 6" : 10' MIN. AWAY FROM HOUSE FOOTPRINT IRC R401.3

NOTE:
NO OPERABLE WINDOW SHALL BE INSTALLED LESS THAN 24 INCHES ABOVE FINISHED FLOOR THAT IS GREATER THAN 72 INCHES ABOVE THE FINISH GRADE OR OTHER SURFACE BELOW ON THE EXTERIOR OF THE BUILDING.

NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.

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SINGLE USE

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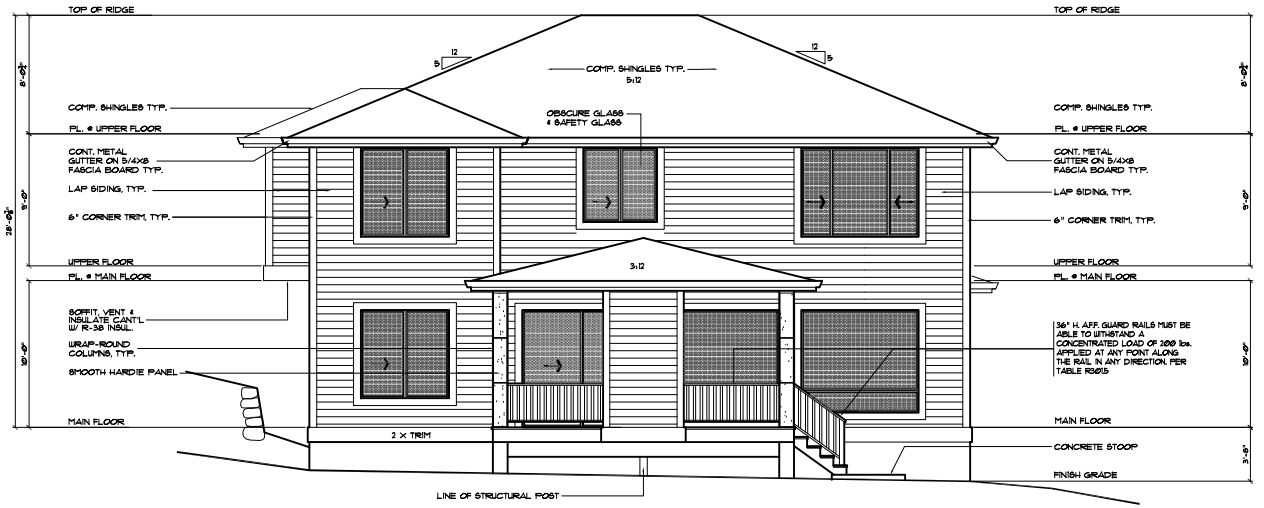
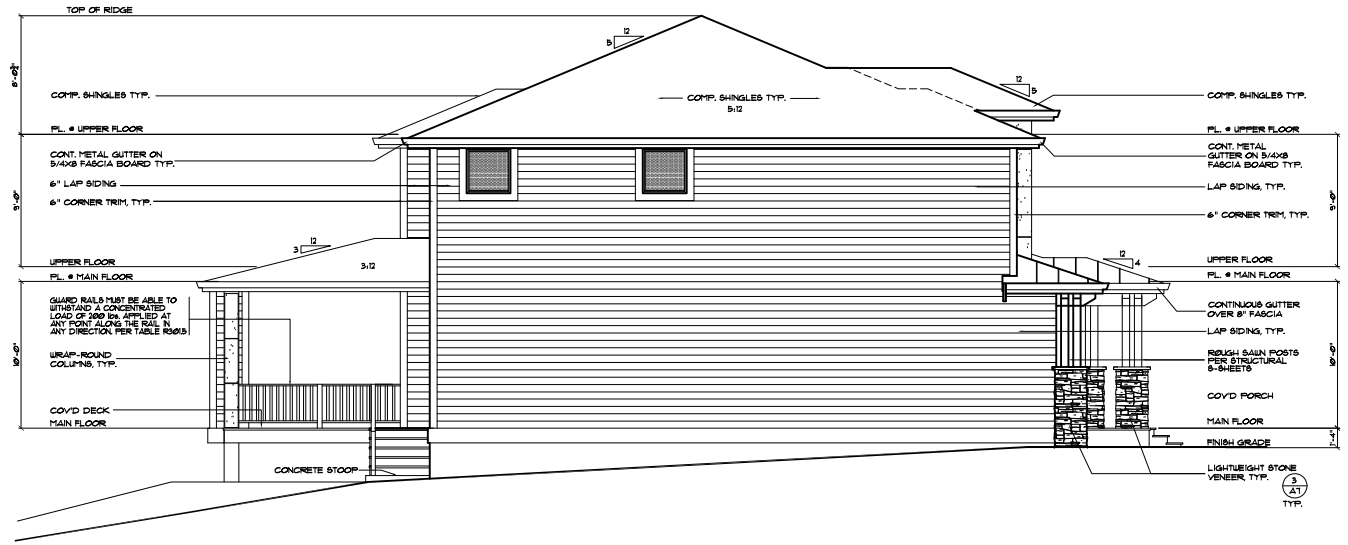


REAR ELEVATION

SCALE: 1/4" = 1'-0"



LEFT ELEVATION

SCALE: 1/4" = 1'-0"

ELEVATION NOTES:

1. VERIFY SHEAR WALL NAILING & HOLDOWNS PER PLAN PRIOR TO INSTALLING SIDING.
2. CAULK ALL EXTERIOR JOINTS & PENETRATIONS.
3. PROVIDE APPROVED CORROSION RESISTANT FLASHING AT EXTERIOR WALL ENVELOPE PER I.R.C. R703.8
4. PROVIDE FLASHING AT ROOF PENETRATIONS PER I.R.C. R905.2.8
5. PROVIDE WEATHER STRIPPING AT ALL EXTERIOR & GARAGE-INTERIOR DOORS.
6. PROVIDE CONTINUOUS GUTTERS & DOWNSPOUTS @ ALL EAVES, TYP.
7. ADDRESS OR HOUSE NUMBER TO BE POSTED AND PLAINLY VISIBLE FROM THE STREET FRONTAGE. MIN. 4" HEIGHT, 1/2" STROKE WIDTH AND CONTRASTING BACKGROUND.
8. PROVIDE STAIRWAY ILLUMINATION PER I.R.C. R303.6
9. SEE SHEET A1 FOR ADDITIONAL NOTES.
10. PROVIDE SURFACE DRAINAGE 6" : 10' MIN. AWAY FROM HOUSE FOOTPRINT IRC R401.3

NOTE:
NO OPERABLE WINDOW SHALL BE INSTALLED LESS THAN 24 INCHES ABOVE FINISHED FLOOR THAT IS GREATER THAN 72 INCHES ABOVE THE FINISH GRADE OR OTHER SURFACE BELOW ON THE EXTERIOR OF THE BUILDING.

NOTE:
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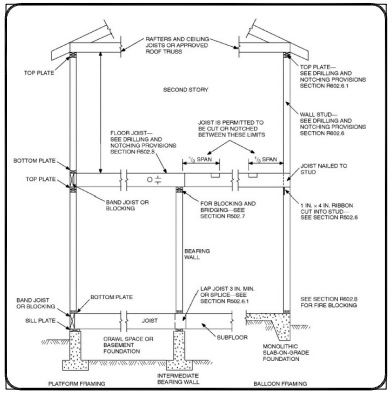
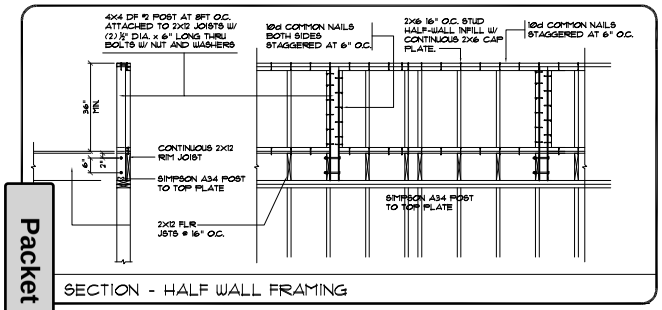
SECTION 312.12: RODENT PROOFING:
STRAINER PLATES ON DRAIN INLETS SHALL BE DESIGNED AND INSTALLED SO THAT NO OPENING EXCEEDS 1/2 OF AN INCH IN THE LEAST DIMENSION.
312.12.1:
METERS BOXES SHALL BE CONSTRUCTED IN SUCH A MANNER THAT RATS CANNOT ENTER A BUILDING BY FOLLOWING THE SERVICE PIPES FROM THE BOX INTO THE BUILDING.
312.12.2: METAL COLLARS.
IN OR ON BUILDINGS WHERE OPENINGS HAVE BEEN MADE IN WALLS, FLOORS, OR CEILINGS FOR THE PASSAGE OF PIPES, SUCH OPENINGS SHALL BE CLOSED AND PROTECTED BY THE INSTALLATION OF APPROVED METAL COLLARS SECURELY FASTENED TO THE ADJOINING STRUCTURE.
312.12.3: TUB WASTE OPENINGS.
TUB WASTE OPENINGS IN FRAMED CONSTRUCTION TO CRAWL SPACES AT OR BELOW THE FIRST FLOOR SHALL BE PROTECTED BY THE INSTALLATION OF APPROVED METAL COLLARS OR METAL SCREEN SECURELY FASTENED TO THE ADJOINING STRUCTURE WITH NO OPENING GREATER THAN 1/2 OF AN INCH IN THE LEAST DIMENSION.
* 2018 UNIFORM PLUMBING CODE WITH WASHINGTON STATE AMENDMENTS (UPC)

2018 IRC SECTION R302.11 FIREBLOCKING.
IN COMBUSTIBLE CONSTRUCTION, FIREBLOCKING SHALL BE PROVIDED TO CUT OFF ALL CONCEALED DRAFT OPENINGS(BOTH VERTICAL AND HORIZONTAL) AND TO FORM AN EFFECTIVE FIRE BARRIER BETWEEN STORIES, AND BETWEEN A TOP STORY AND THE ROOF SPACE. FIREBLOCKING SHALL BE PROVIDED IN WOOD-FRAME CONSTRUCTION IN THE FOLLOWING LOCATIONS:
1) IN CONCEALED SPACES OF STUD WALLS AND PARTITIONS, INCLUDING FURRED SPACES AND PARALLEL ROWS OF STUDS OR STAGGERED STUDS AS FOLLOWS:
A) VERTICALLY AT THE CEILING AND FLOOR LEVELS.
B) HORIZONTALLY AT INTERVALS NOT EXCEEDING 10 FEET.
2) AT ALL INTERCONNECTIONS BETWEEN CONCEALED VERTICAL AND HORIZONTAL SPACES SUCH AS OCCUR AT SOFFITS, DROP CEILINGS AND COVE CEILINGS.
3) IN CONCEALED SPACES AT STAIR STRINGERS AT THE TOP AND BOTTOM OF THE RUN. ENCLOSED SPACES UNDER STAIRS SHALL COMPLY WITH SECTION R302.7.
4) AT OPENINGS AROUND VENTS, PIPES, DUCTS, CABLES AND WIRES AT CEILING AND FLOOR LEVEL, WITH AN APPROVED MATERIAL TO RESIST THE FREE PASSAGE OF FLAME AND PRODUCTS OF COMBUSTION. THE MATERIAL FILLING THIS ANNULAR SPACE SHALL NOT BE REQUIRED TO MEET THE ASTM E 136 REQUIREMENTS.
5) FOR THE FIREBLOCKING OF CHIMNEYS AND FIREPLACES, SEE SECTION R1003.19.
6) FIREBLOCKING OF CORNICES OF A TWO-FAMILY DWELLING IS REQUIRED AT THE LINE OF DWELLING UNIT SEPARATION. FIRE BLOCKING MATERIALS SHALL CONSIST OF MATERIAL LISTED IN SECTION R302.11. LOOSE-FILL INSULATION MATERIAL SHALL NOT BE USED AS A FIREBLOCK UNLESS SPECIFICALLY TESTED IN THE FORM AND MANNER INTENDED. THE INTEGRITY OF ALL FIREBLOCKS SHALL BE MAINTAINED. DRAFTSTOPPING: WHEN THERE IS USABLE SPACE BOTH ABOVE AND BELOW A CONCEALED SPACE OF A FLOOR/CEILING ASSEMBLY, DRAFTSTOPS SHALL BE INSTALLED SO THAT THE AREA OF THE CONCEALED SPACE DOES NOT EXCEED 1000 SQUARE FEET. DRAFTSTOPS SHALL DIVIDE THE CONCEALED SPACE INTO APPROXIMATELY EQUAL AREAS. DRAFTSTOPPING MATERIALS SHALL CONSIST OF MATERIALS LISTED IN SECTION R302.12.1. DRAFTSTOPPING MATERIALS SHALL NOT BE LESS THAN 1 INCH GYPSUM, 3/8 INCH WOOD STRUCTURAL PANELS OR OTHER APPROVED MATERIALS ADEQUATELY SUPPORTED. THE INTEGRITY OF THE DRAFTSTOPS SHALL BE MAINTAINED.

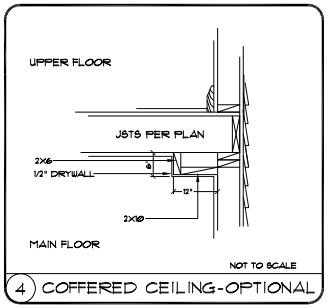


NOTE:
REFER TO STRUCTURAL SHEETS FOR SHEAR WALL SCHEDULE AND ENGINEERING PLAN WHICH CONTAIN REFERENCES AND/OR INSTRUCTIONS PERTAINING TO EACH SHEAR WALL INDICATED IN THIS PLAN

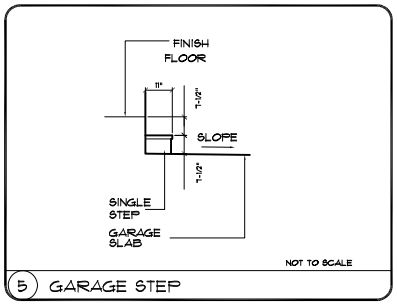
NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.



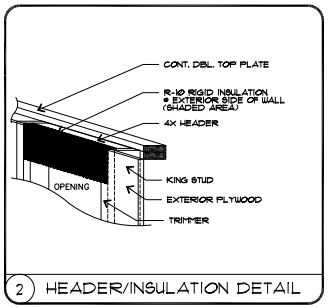
SECTION - HALF WALL FRAMING



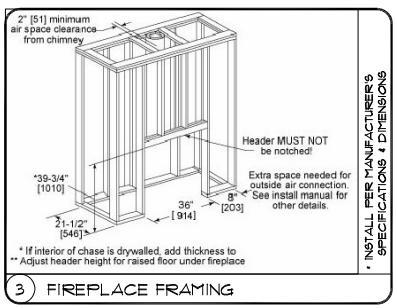
4 COFFERED CEILING-OPTIONAL



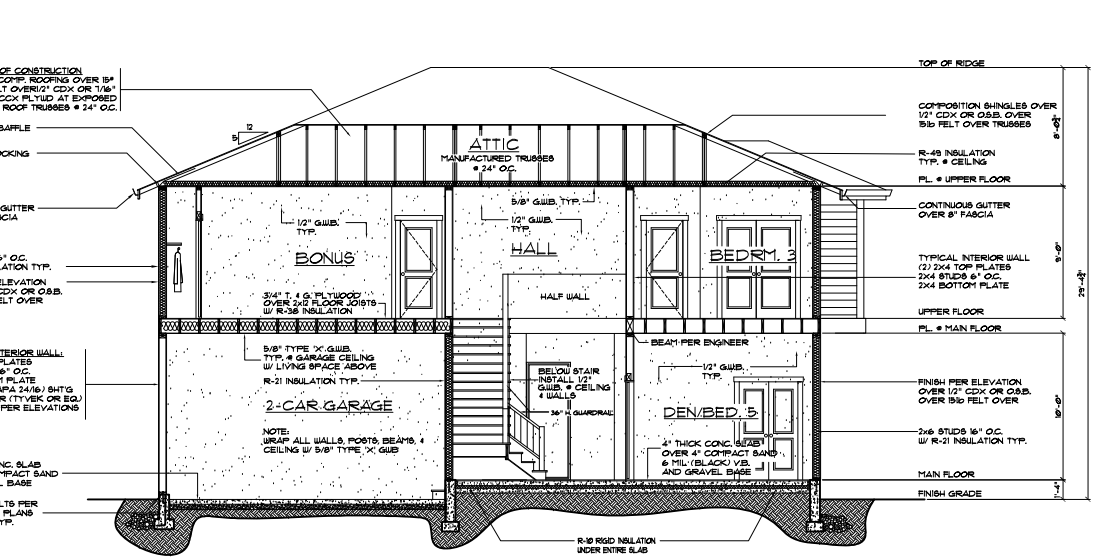
5 GARAGE STEP



2 HEADER/INSULATION DETAIL



3 FIREPLACE FRAMING



BUILDING CROSS-SECTION 'A'

SCALE: 1/4" = 1'-0"

REQUIRED SAFETY GLAZING LOCATIONS:

1. GLAZING IN SWINGING DOORS EXCEPT LOUVERED WINDOWS AND JALOUSIES COMPLYING WITH IRC R308.2.
2. GLAZING IN FIXED AND SLIDING PANELS OF SLIDING DOOR ASSEMBLIES AND PANELS IN SLIDING AND BIFOLD CLOSET DOOR ASSEMBLIES.
3. GLAZING IN STORM DOORS.
4. GLAZING IN ALL UNFRAMED SWINGING DOORS.
5. GLAZING IN DOORS, WALLS, FENCES AND ENCLOSURES FOR HOT TUBS, WHIRLPOOLS, SAUNAS, STEAM ROOMS, BATHROOMS, AND SHOWERS. GLAZING IN ANY PORTION OF A BUILDING WALL ENCLOSING THESE COMPARTMENTS WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 60" ABOVE ANY STANDING OR WALKING SURFACE.
EXCEPTION: OPENINGS THROUGH WHICH A 3" SPHERE IS UNABLE TO PASS.
6. GLAZING IN FIXED OR OPERABLE PANELS ADJACENT TO A DOOR WHERE THE NEAREST VERTICAL IS WITHIN A 24" ARC OF EITHER VERTICAL EDGE OF THE DOOR IN A CLOSED POSITION AND WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 60" ABOVE THE WALKING SURFACE.
EXCEPTION: WHERE THERE IS AN INTERVENING WALL OR PARTITION BETWEEN DOOR AND GLAZING OR WHERE THE DOOR ACCESSES A CLOSET 3' OR LESS IN DEPTH.
7. GLAZING IN AN INDIVIDUAL FIXED OR OPERABLE PANEL WHEN ALL OF THE FOLLOWING APPLY:
   7.1 EXPOSED AREA OF AN INDIVIDUAL PANE GREATER THAN 9 SF.
   7.2 BOTTOM EDGE LESS THAN 18" ABOVE THE FLOOR.
   7.3 TOP EDGE GREATER THAN 36" ABOVE THE FLOOR.
   7.4 ONE OR MORE WALKING SURFACES WITHIN 36" HORIZONTALLY OF THE GLAZING.
EXCEPTION: WHERE A PROTECTIVE 1-1/2"-WIDE BAR IS INSTALLED ON THE ACCESSIBLE SIDE OF THE GLAZING 34" - 38" ABOVE THE FLOOR AND IS CAPABLE OF WITHSTANDING A LOAD OF 50 LBS PER LINEAL FOOT OR WHERE THE BOTTOM EDGE OF THE GLASS IS 25" OR MORE ABOVE GRADE, A ROOF, WALKING SURFACE, OR OTHER HORIZONTAL SURFACE.
8. GLAZING IN RAILINGS REGARDLESS OF AREA OR HEIGHT ABOVE A WALKING SURFACE. INCLUDES STRUCTURAL BALUSTER PANELS AND NONSTRUCTURAL IN-FILL PANELS.
9. GLAZING IN WALLS AND FENCES ENCLOSING INDOOR AND OUTDOOR SWIMMING POOLS, HOT TUBS, AND SPAS WHERE THE BOTTOM EDGE OF THE GLAZING IS LESS THAN 60" ABOVE A WALKING SURFACE AND WITHIN 60" HORIZONTALLY OF THE WATER'S EDGE. THIS WILL APPLY TO ALL SINGLE GLAZING AND ALL PANES IN MULTIPLE GLAZING.
10. R308.4.6 GLAZING ADJACENT TO STAIRS AND RAMPS.
GLAZING WHERE THE BOTTOM EXPOSED EDGE OF THE GLAZING IS LESS THAN 36 INCHES (914 MM) ABOVE THE PLANE OF THE ADJACENT WALKING SURFACE OF STAIRWAYS, LANDINGS BETWEEN FLIGHTS OF STAIRS AND RAMPS SHALL BE CONSIDERED TO BE A HAZARDOUS LOCATION.

EXCEPTIONS:

1. WHERE A RAIL IS INSTALLED ON THE ACCESSIBLE SIDE(S) OF THE GLAZING 34 TO 38 INCHES (864 TO 965 MM) ABOVE THE WALKING SURFACE. THE RAIL SHALL BE CAPABLE OF WITHSTANDING A HORIZONTAL LOAD OF 50 POUNDS PER LINEAR FOOT (730 N/M) WITHOUT CONTACTING THE GLASS AND HAVE A CROSS-SECTIONAL HEIGHT OF NOT LESS THAN 1½ INCHES (38 MM).
2. GLAZING 36 INCHES (914 MM) OR MORE MEASURED HORIZONTALLY FROM THE WALKING SURFACE.

11. R308.4.7 GLAZING ADJACENT TO THE BOTTOM STAIR LANDING.
GLAZING ADJACENT TO THE LANDING AT THE BOTTOM OF A STAIRWAY WHERE THE GLAZING IS LESS THAN 36 INCHES (914 MM) ABOVE THE LANDING AND WITHIN A 60-INCH (1524 MM) HORIZONTAL ARC LESS THAN 180 DEGREES FROM THE BOTTOM TREAD NOSING SHALL BE CONSIDERED TO BE A HAZARDOUS LOCATION.

EXCEPTION: THE GLAZING IS PROTECTED BY A GUARD COMPLYING WITH SECTION R312 AND THE PLANE OF THE GLASS IS MORE THAN 18 INCHES (457 MM) FROM THE GUARD.

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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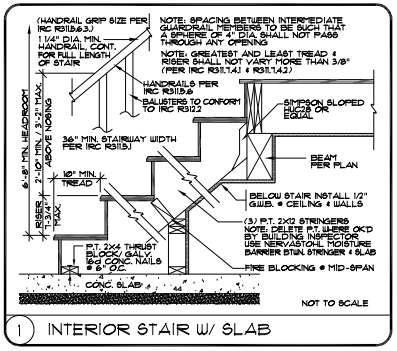
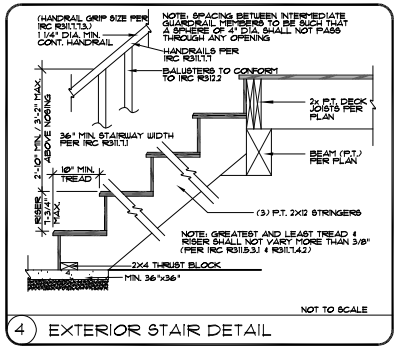
PLAN NAME: | DESIGN BY: | REV. DATE: | COMMENTS:

Project # :
1987-2-2
Sheet
A6

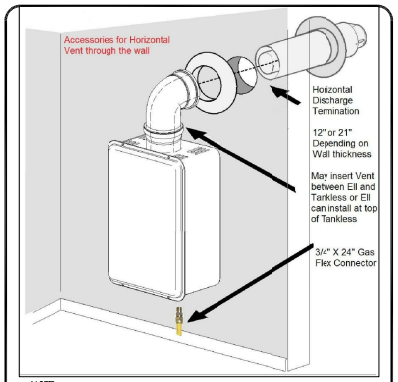
Attachment: Elevation and Floor Plans (1347 N Grove Ave - SU VAR NSFR)



1 INTERIOR STAIR W/ SLAB



4 EXTERIOR STAIR DETAIL



2 RINNAI TANKLESS WATER HEATER

• CONTINUOUS FAN OPTION PER TABLE IRC M1507.3.3(1)

2018 WHOLE HOUSE VENTILATION

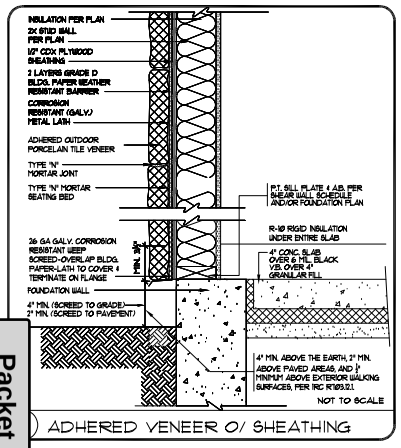
OPTION 1 - INTERMITTEN WHOLE HOUSE VENTILATION USING EXHAUST FANS

A.
• 90 CFM EXHAUST FAN FLOW RATING PER TABLE M1508.2
• FAN CONTROLS: 24 HOUR CLOCK TIMER WITH CAPACITY OF CONTINUOUS OPERATION, MANUAL AND AUTOMATIC CONTROL & ACCESSIBLE.
• WHOLE HOUSE FANS LOCATED 4 FEET OR LESS FROM THE INTERIOR GRILLE SHALL HAVE A SONE RATING OF 1.0 OR LESS AT Ø1 INCHES WG.
• OUTDOOR AIR SHALL BE DISTRIBUTED TO EACH HABITABLE ROOM BY INDIVIDUAL OUTDOOR AIR INLETS. WHERE OUTDOOR AIR SUPPLIES ARE SEPARATED FROM EXHAUST POINTS BY DOORS, PROVISIONS SHALL BE MADE TO ENSURE AIR FLOW BY INSTALLING OF DISTRIBUTION DUCTS, UNDERCUTTING DOORS, GRILLES, TRANSFERS, OR SIMILAR MEANS. DOORS SHALL BE UNDERCUT A MINIMUM OF 1/2" ABOVE FLOOR COVERING

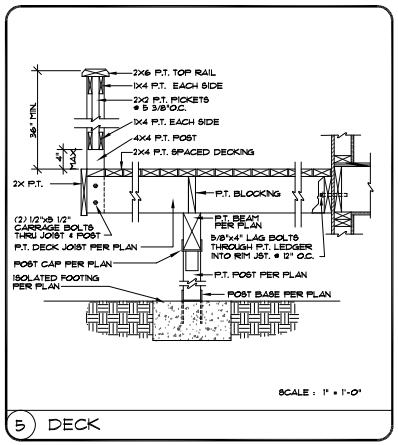
B.
90 CFM X 15 (66%) + 135 CFM INTERMITTEN WHOLE-HOUSE FAN @ 66% (15 FACTOR) RUNTIME PERCENTAGE IN EACH 4-HOUR SEGMENT PER IRC M1507.3.3(2).

• INTERMITTENT WHOLE-HOUSE MECHANICAL VENTILATION RATE PER TABLE IRC M1507.3.3(2)

NOTE:
CONTRACTOR TO VERIFY ALL DIMENSIONS AND CONDITIONS OF PROJECT AND REPORT ANY OMISSIONS / DISCREPANCIES TO DESIGNER PRIOR TO COMMENCING WORK. DESIGNER SHALL NOT BE RESPONSIBLE FOR DISCREPANT CONDITIONS RESULTING FROM UNAUTHORIZED WORK PERFORMED BY THE CONTRACTOR.



3 ADHERED VENEER O/ SHEATHING



5 DECK

GLAZING SCHEDULE

ROOM	# OF WNDS.	WND. W.	WND. H.	MANUF.	FRAME TYPE	WDW. TYPE	MODEL NO.	AIR GAP	GAS	LO-E	U-VAL (1/	AREA	N.A.
MAIN FLOOR													
FOYER	1	3.00	6.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	18.00	5.04
FOYER	1	1.50	8.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	12.00	3.36
DEN/BED. 5	1	7.00	6.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	42.00	11.76
DINING	1	8.00	6.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	48.00	13.44
PANTRY	1	5.00	1.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	5.00	1.40
KITCHEN	1	6.00	4.50	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	27.00	7.56
KITCHEN	1	8.00	1.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	8.00	2.24
DINING	1	8.00	8.00	MILGARD	VINYL	S.G.D.	5521	1/2"	AIR	YES	0.28	64.00	17.92
GREAT RM.	2	8.00	1.50	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	24.00	6.72
GREAT RM.	2	8.00	5.50	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	88.00	24.64
UPPER FLOOR													
FOYER	2	3.00	8.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	36.00	10.08
BEDRM. 3	1	9.00	8.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	36.00	10.08
BAT-12	2	2.00	4.00	MILGARD	VINYL	CASE	5521	1/2"	AIR	YES	0.28	16.00	4.48
BEDRM. 2	1	9.00	8.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	36.00	10.08
MSTR. BATH	1	5.00	5.50	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	27.50	7.70
MSTR. SUITE	1	8.00	6.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	48.00	13.44
MSTR. SUITE	2	3.00	3.00	MILGARD	VINYL	PICTURE	5320	1/2"	AIR	YES	0.28	18.00	5.04
BONUS	1	8.00	6.00	MILGARD	VINYL	S.DER	5120	1/2"	AIR	YES	0.28	48.00	13.44
											WND. TOTAL:	601.50	168.42

DOORS WITH MORE THAN 50% GLASS

DOORS WITH MORE THAN 51% GLASS-TOTAL:
AVG. U-VALUE (VERTICAL GLASS):

SKYLIGHTS AND SKYWALLS

SKYLIGHT TOTAL:
AVG. U-VALUE (OVERHEAD GLASS):

	AREA	UA
	601.50	168.42
	TOTAL 1	TOTAL 2

GLAZING % = TOTAL 1 / HEATED AREA = 601.50 S.F. / 2954.00 S.F. = 20.36%

AVG. U-VALUE = UA TOTAL (TOT. 2) / AREA TOTAL (TOT. 1) = 168.42 UA / 601.50 A = 0.28 U-VALUE

ROOF VENTILATION

Standard Truss / Scissor Truss Roof Framing Assembly:		LOWER ROOF
Roof Area :	499 s.f.	
Ventilation Required:	499 s.f. x 144 s.i. / s.f. / 300 =	239.52 s.i Req'd
Provide 1/2 ventilation a: eaves, 1/2 above midpoint & min. 3 ft. above eave vents		
Eave Ventilation:		
Birdblocking =	4.71 s.i. / l.f. - 25% reduction =	3.53 s.i / l.f.
Eave Ventilation Req'd =	239.52 s.i. / 2 / s.i. per l.f. =	33.90 l.f.
Provide :	34 l.f. birdblocking. Ventilation =	120.11 s.i
Min. Ventilation Provided =	120.105 s.i. is greater than	119.76 s.i Req'd
Upper Roof Ventilation:		
7"x7" Attic Roof Jack =	49 s.i. each - 25% screen reduction =	36.75 s.i each
Upper Ventilation Req'd =	239.52 s.i. / 2 / s.i. of each vent =	3.26 vents
Provide:	4 -7"x7" roof jacks. Ventilation =	147.00 s.i
Ventilation Provided =	147.00 s.i. is greater than	119.76 s.i Req'd
Use : (minimum)	**34 l.f. birdblocking. Ventilation =**	**120.11 s.i**
Use : (minimum)	**4 -7"x7" roof jacks. Ventilation =**	**147.00 s.i**
Total Min. Ventilation Provided =	**267.11 s.i. IS GREATER THAN :**	**239.52 s.i Req'd**

ROOF VENTILATION

Standard Truss / Scissor Truss Roof Framing Assembly:		MAIN ROOF
Roof Area :	1858 s.f.	
Ventilation Required:	1858 s.f. x 144 s.i. / s.f. / 300 =	891.84 s.i Req'd
Provide 1/2 ventilation a: eaves, 1/2 above midpoint & min. 3 ft. above eave vents		
Eave Ventilation:		
Birdblocking =	4.71 s.i. / l.f. - 25% reduction =	3.53 s.i / l.f.
Eave Ventilation Req'd =	891.84 s.i. / 2 / s.i. per l.f. =	126.23 l.f.
Provide :	127 l.f. birdblocking. Ventilation =	448.63 s.i
Min. Ventilation Provided =	448.6275 s.i. is greater than	445.92 s.i Req'd
Upper Roof Ventilation:		
7"x7" Attic Roof Jack =	49 s.i. each - 25% screen reduction =	36.75 s.i each
Upper Ventilation Req'd =	891.84 s.i. / 2 / s.i. of each vent =	12.12 vents
Provide:	13 -7"x7" roof jacks. Ventilation =	477.75 s.i
Ventilation Provided =	477.75 s.i. is greater than	445.92 s.i Req'd
Use : (minimum)	**127 l.f. birdblocking. Ventilation =**	**448.63 s.i**
Use : (minimum)	**13 -7"x7" roof jacks. Ventilation =**	**477.75 s.i**
Total Min. Ventilation Provided =	**926.38 s.i. IS GREATER THAN :**	**891.84 s.i Req'd**

Project
SINGLE -FAMILY RESIDENCE
SINGLE USE

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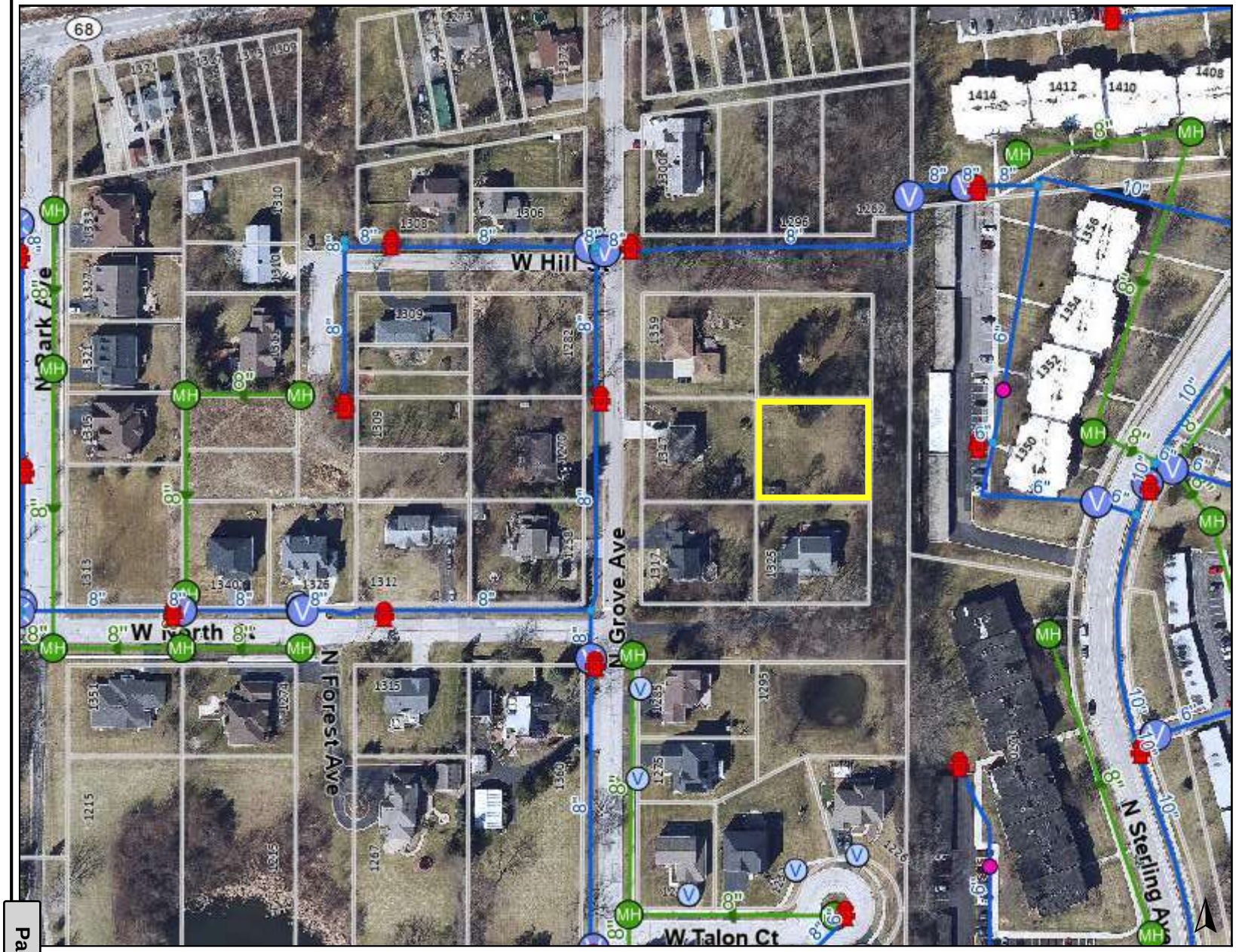
PLAN ISSUE:
REV. DATE:
COMMENTS :
DESIGN BY :

Project # :
1987-2-2
Sheet
A7

Attachment: Elevation and Floor Plans (1347 N Grove Ave - SU VAR NSFR)

GISConsortium | Utilites for 1347 N Grove Ave



Legend

Water Utilities

- Hydrant
- Water Fitting
- Water Valve
  - Open
- Water Service Valve
  - Open
- Water Main Break
- Water Main
  - Active

Sanitary Utilities

- Sanitary Manhole
- Sanitary Main
  - Active

0 300 600 ft

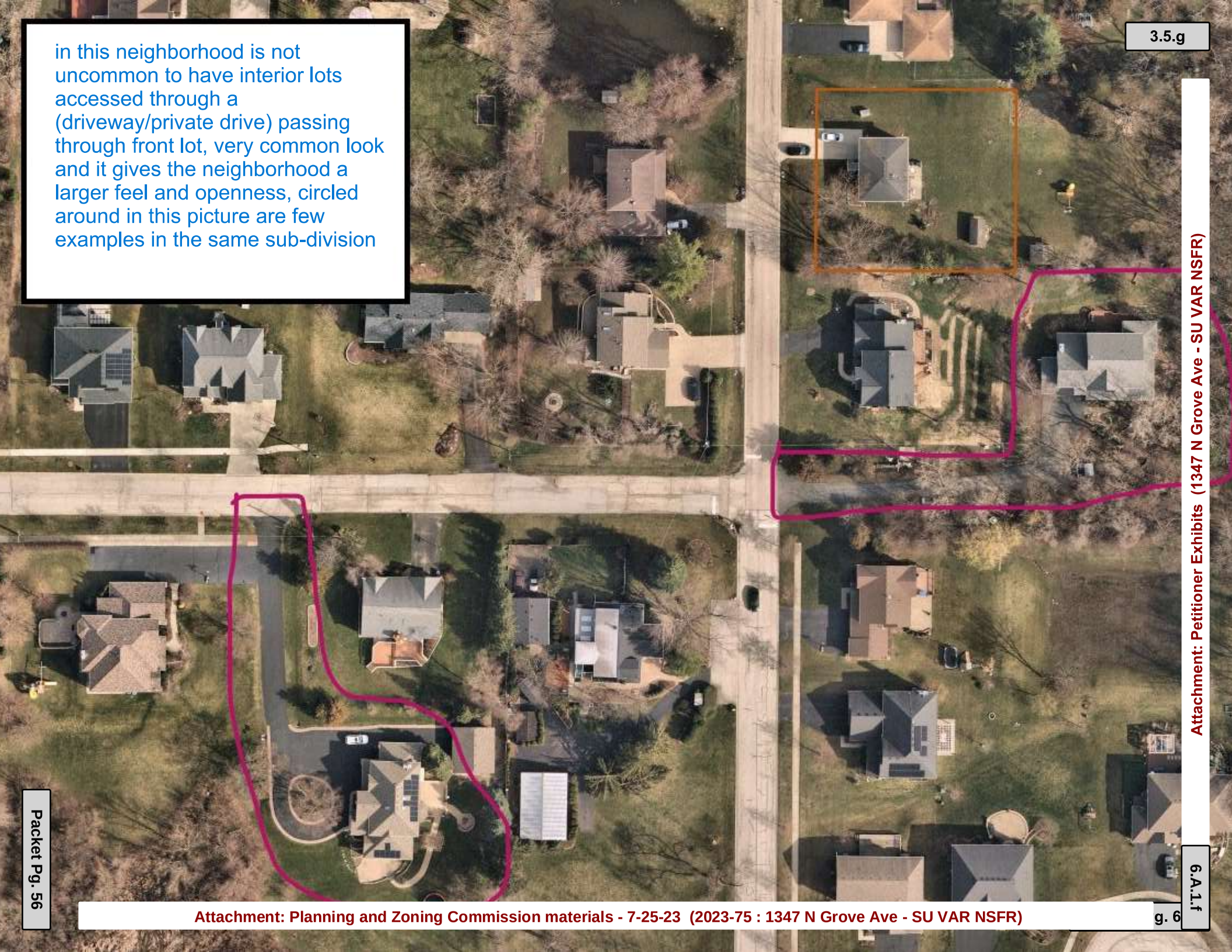
Print Date: 6/15/2023

Notes

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and t

Attachment: Aerial-Utilites (1347 N Grove Ave - SU VAR NSFR)

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)


in this neighborhood is not uncommon to have interior lots accessed through a (driveway/private drive) passing through front lot, very common look and it gives the neighborhood a larger feel and openness, circled around in this picture are few examples in the same sub-division

Google Maps

next door lot with structure, rear setback only 21ft

Map data ©2023 , Map data ©2023 20 ft

Measure distance
Total distance: 21.04 ft (6.41 m)

in this block is not uncommon for homes to be less than 50ft in rear setback or 40ft in front setback, most homes around proposed structure doesn't have the required setbacks

Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

CERTIFICATE OF PUBLICATION

DES PLAINES JOURNAL, INC., a corporation organized and existing under and by virtue of the laws of the State of Illinois, does hereby CERTIFY that it is the publisher of the:

Journal & Topics Newspapers
AKA Des Plaines Journal, Inc.
622 Graceland Ave.
Des Plaines, IL 60016-4556

and that said newspaper(s) is a secular newspaper of general circulation and has been published weekly in the

(Village) (Town) (City) (Township) of PALATINE 1347 N. GROVE AVE.

◉ ○ ○ ○

County of COOK

and State of Illinois, continuously for more than one year prior to date of the first publication of the notice attached hereto, and that said newspaper(s) complies with the requirements of Paragraphs 5 and 10, Chapter 100, of the Illinois Revised Statutes.

Further, that the notice, of which the attached is a true copy, was published ONE times in the said newspaper(s), namely once each week for ONE successive week(s) and that the first publication of said notice was made on the 6TH day of JULY, A.D. 20 23., and the last publication thereof was made on the 6TH day of JULY, A.D. 20 23.

Your Legal appeared in the following Journal & Topics Newspapers (Des Plaines Journal, Inc.)

- ☐ Des Plaines Journal
- ☐ Elk Grove Village Journal
- ☐ Mt. Prospect Journal
- ☐ Niles Journal
- ☐ Park Ridge-Golf Mill Journal
- ☐ Prospect Heights Journal
- ☐ Rosemont Journal
- ☐ Arlington Heights Topics
- ☐ Buffalo Grove Topics
- ☑ Palatine Topics
- ☐ Rolling Meadows Topics
- ☐ Wheeling Topics
- ☐ Suburban Journal
- ☐ Northwest Journal
- ☐ Glenview Journal

"OFFICIAL SEAL"
MARY ALICE WENZL
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 07/15/2025

Mary Alice Wenzl

IN WITNESS WHEREOF, **THE DES PLAINES JOURNAL, INC.**, has caused this certificate to be signed and its corporate seal affixed hereto at Des Plaines, Illinois this 6TH day of JULY A.D., 20 23.

By Todd Wessell

President
Title of Corporate Officer

County of Cook
State of Illinois

Subscribed and sworn to before me this 6TH day of JULY A.D., 20 23.

My commission expires the 15TH day of JULY A.D., 20 25.

Attachment: Public Notice (1347 N Grove Ave - SU VAR NSFR)
Attachment: Planning and Zoning Commission materials - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

5. 1347 N Grove Avenue **- Recommend To Approve**

Notice was published in the Journal & Topics on July 6, 2023 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. Application for Special Use & Variation
2. Proof of Ownership
3. Plat of Survey
4. Site Plan
5. Elevations and Floor Plans
6. Aerial- Utilities
7. Aerial- common neighborhood properties
8. Public Notice

Ms. Bremanis gave a brief outline of the request explaining the petitioner is proposing to build a new single-family home on the vacant lot directly east of 1347 N. Grove Avenue. In addition, a private drive is proposed connecting the vacant property to Grove Avenue through the north side of 1347 N. Grove Avenue. Therefore, the petitioner is requesting:

- Special Use to permit a new single-family residence to be set back 41 feet from the rear property line, instead of the minimum required 50 feet; and
- Variation for the driveway width to be 29 feet in total width within 5 feet of the lot line instead of the maximum permitted 25 feet.

Sworn in petitioner: Mr. Muhammed Alobaidi 1347 N. Grove Avenue
Mr. Alobaidi stated they have lived in the Village for almost 2 years. He stated his family is growing and the home is becoming too small. Mr. Alobaidi explained they are looking to build a new home on the back lot which would need an additional driveway to access. He explained the need for the relief is for the driveway access which is 4ft more than minimum required. He stated the only way to build within code is to cut the existing driveway which will not look right. He stated the special use request would not even be needed, if they were zoned the same as neighboring properties.

Chairman Wood asked if they own both lots. She asked what will happen to existing house.
Mr. Alobaidi answered yes and stated it will remain.

Chairman Wood asked about setback relief
Mr. Alobaidi tried with stay within setback but would have to be very narrow at 29ft and would not be consistent with neighborhood.

Ms. Bremanis gave a brief overview stating it is zoned R-1 and is approximately

Attachment: PZC Minutes - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

15,488 square feet and is conforming to the pre-1958 R-1 lot area standards. She stated when annexed it was planned under the sub area plan to be developed under the R1A standards, with front yard setback being 30ft and the rear yard being 45ft. versus the R-1 standards of 40ft & 50ft. Ms. Bremanis explained the petitioner could have accommodated the required setbacks if zoned R1A. She spoke to the driveway options and referred to the aerial slide to show alternative location using the right of way. She stated based on elevations there is a 6-7ft drop along Coolidge Ave undeveloped property and is highly densely wooded. Ms. Bremanis referred to existing conditions slide to show what proposed driveway would look like. She stated the home will be required to hook into water and possibly septic if Cook County deems it not able to take care of proposed home. She stated Community Services and Fire Prevention reviewed and had no issues. She stated Engineering reviewed and identified the utility hookup conditions.

Commissioner Friedman asked staff how the front and backyard are determined.
Ms. Bremanis explained they took Coolidge Ave as their front yard.

Commissioner Bettenhausen asked about the easement width being the same as the drive. He asked if that's enough if they need waterline access won't they need more
Ms. Bremanis stated staff told them to identify the easements, but the final plans would be reviewed and submitted in a manner acceptable to the Village Engineer.
Discussion on easements and additional 2ft gap to lot line.

STAFF RECOMMENDATION:

The Petitioner has applied to reduce the required rear yard setback from 50 feet to 41 feet. The existing residence to the south has a legal non-conforming rear yard setback of approximately 20 feet from its' eastern lot line, which is roughly half of what the petitioner is proposing. It was constructed in unincorporated Cook County and annexed into the Village. In addition, the proposed side yard setbacks for the subject property exceed the required 15-foot setback, leaving a significant amount of open space. Therefore, the rear yard setback reduction should not impact the surrounding properties.
Due to the circumstance of being a land locked without direct access to an improved right of way, a private drive is proposed to allow access to the subject property. In adding the private drive, the total width of the two driveways exceeds the maximum 25 feet allowed width within 5 feet of the front lot line with a proposed 29 feet, thus requiring a Variation.
Due to the uniqueness of the proposed driveway access crossing the adjacent lot, and adding a second curb cut, this is ultimately a policy decision for the Planning and Zoning Commission to recommend and the Village Council to determine. Therefore, Staff recommends action and the discretion of the

Attachment: PZC Minutes - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

Planning and Zoning Commission. If the Planning and Zoning Commission recommends approval of Special Use and Variation, Staff recommends the following conditions:

1. The Special Use and Variation shall substantially conform to the site plan and architectural plans prepared by the Urban Design Group, submitted on 06/10/2023, except as said plans may be revised to conform to the Village Code of Ordinances.
2. Connection to the public water supply shall be required for the new construction.
3. A complete septic evaluation/design report shall be submitted showing sufficient area for a new system and separation from all adjoining wells shall be provided for both lots. If both properties cannot support a new septic system in the allowed area the public sanitary main shall be extended the north corner of the property and the two structures shall be connected to the public sanitary main.
4. An easement shall be submitted in a manner acceptable to the Village Attorney and Village Engineer for both cross access across the proposed driveway and for the proposed waterline and any additional utilities.

Ms. Bremanis pointed out house to south is setback 29ft and has a private drive, as well, but had access to right of way to build an access drive.

Commissioner Kolososki asked if there is any chance the streets will be put in. Ms. Bremanis stated Public Works has no current plans.

There were no further questions. The public hearing was closed.

Commissioner Cavanaugh made a motion to approve subject staff's conditions; seconded by Commissioner Kolososki

DELIBERATIONS:

Commissioner Kolososki stated it is a tight situation, but it works. He pointed out they are not asking for anything excessive. He stated it is a small project that fills a small area.

Chairman Wood summarized that this request has met the standards and was unanimously approved by a vote of 5-0. This item will tentatively go to Village Council on August 14, 2023

RESULT:	**RECOMMEND TO APPROVE [UNANIMOUS]**
MOVER:	Kevin Cavanaugh, Commissioner
SECONDER:	Robert Kolososki, Commissioner
AYES:	Friedman, Wood, Bettenhausen, Kolososki, Cavanaugh
ABSENT:	Noonan, Roth-Wurster, Luszczak, Fedota

Attachment: PZC Minutes - 7-25-23 (2023-75 : 1347 N Grove Ave - SU VAR NSFR)

Consider an Ordinance Granting Special Uses to Permit a Restaurant (with Liquor Service and a Drive-Through) at 139 N. Northwest Highway

BACKGROUND:
The Petitioner is proposing to renovate the existing building (formally Arby's) to open a new restaurant with a drive-thru and liquor service for dine-in customers. Therefore, the Petitioner is requesting:

Special Uses to permit a restaurant with liquor service and a drive-through.

KEY ISSUES:

- The Subject Property, containing 0.45-acres, is zoned B-2 General Business District. The existing building and drive-through was previously occupied by Arby's, which closed in January 2022.
- The Petitioner is proposing to open a new restaurant (Rep's Burgers), with liquor service and a drive-through. Staff notes that the Village Code prohibits the sale of alcohol through the drive-through. Additionally, the submitted business plan also notes this prohibition and indicates that alcohol sales will be provided through table service, by appropriately licensed employees.
- The proposed hours of operation are: Sunday - Thursday from 11 AM - 10 PM, Friday and Saturday 11 AM - Midnight. The business plan indicates that they will have up to 20 full-time employees and 15 part-time. The floor plan indicates 48 seats, and, per the business plan, 250-300 customers are anticipated per day.
- The initial plans indicated that there will be no exterior site plan changes. Nevertheless, as a Code requirement, a dumpster enclosure will have to be provided. In addition, the existing 4-foot fence along the rear of the property will be replaced with a taller fence to provide additional screening for the residential properties to the east (behind the restaurant). This is a Staff recommended condition of the ordinance and the Petitioner is agreeable to both the fencing improvements and dumpster enclosure.
- The required parking is 20 spaces, per 1 to 2.5 seats calculation (48 proposed seats). There are 26 parking spaces provided, 2 of which are handicapped.

ALTERNATIVES:

1. Approve the Special Uses to permit a restaurant with liquor service and a drive-through.
2. Do not approve the Special Use to permit a restaurant with liquor service and a drive-through.

RECOMMENDATION:

Public Hearing**:**	PZC meeting on August 22, 2023.
Residents testifying:	3 - concerns on fence buffering and drive-thru noise.
Vote:	The PZC voted unanimously to approve the Special Use to permit a restaurant with liquor service and a drive-through and Staff concurs.

ACTION REQUIRED:
A motion to approve the ordinance granting the Special Use to permit a restaurant with liquor service and a drive-through at 139 N. Northwest Highway.

ATTACHMENTS:

- Aerial Map
- ORD SU 139 N Northwest Hwy
- EXHIBIT - Site Plan/Survey
- EXHIBIT - Floor Plan
- EXHIBIT - Rep's Burgers Updated Business Plan (2) (1)
- PZC Materials 8-22-23
- PZC Minutes 8-22-23
- Public Notice

GISConsortium

139 N Northwest Highway

Attachment: Aerial Map (139 N Northwest Highway - SU Reps Place)

0 300 600 ft

Print Date: 8/11/2023

Notes

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and the user should independently confirm for accuracy. The map does not constitute a regulatory determination and is not a base for engineering design. A Registered Land Surveyor should be consulted to determine precise location boundaries on the ground.

ORDINANCE NO. _____

AN ORDINANCE GRANTING SPECIAL USES TO PERMIT A RESTAURANT (WITH LIQUOR SERVICE AND A DRIVE-THROUGH) 139 N. NORTHWEST HIGHWAY

WHEREAS, pursuant to a petition and public hearing on August 22, 2023, of which public notice was given as required by law, the Planning and Zoning Commission of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings, relative to a request for Special Uses to permit a restaurant, with a drive-through and liquor service, pursuant to Section 11.03 (d) (26) of the Village of Palatine Zoning Ordinance. Pursuant to both the Village Code of Ordinances and the submitted business plan, alcohol sales are prohibited through the drive through and alcohol sales shall be provided through table service by a licensed employee delivering, directly to the tables. The Special Uses are hereby granted on the following legally described property:

LOT 16 (EXCEPT THE SOUTH 10.00 FEET) AND LOT 17 IN BLOCK 3 IN ARTHUR T. MCINTOSH AND COMPANY'S PALATINE NORTHWEST HIGHWAY ADDITIONS, IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 28, 1925 AND DECEMBER 10, 1926 AS DOUMENT 9019237, IN COOK COUNTY, ILLINOIS.

Commonly known as 139 North Northwest Highway (02-14-402-004-0000 & 02-14-402-023-0000).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: The Special Uses to permit a restaurant with a drive-through and liquor service pursuant to Section 11.03 (d) (26) of the Village of Palatine Zoning Ordinance. Pursuant to both the Village Code of Ordinances and the submitted

Attachment: ORD SU 139 N Northwest Hwy (139 N Northwest Highway - SU Reps Place)

business plan, alcohol sales are prohibited through the drive through and alcohol sales shall be provided through table service by a licensed employee delivering, directly to the tables. The Special Uses are hereby granted, subject to the following condition(s):

1. **The Special Use shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, Mike Reppe, Rep's Place, except as such plans may be changed to conform to Village Codes and Ordinances.**
2. **A revised site plan, including a dumpster enclosure and solid fence plan/ elevation, shall be submitted as part of the building permit review in a manner acceptable to the Planning and Zoning Director.**

SECTION 2: **That a copy of the public notice be attached hereto and form a part of this ordinance.**

SECTION 3: **That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.**

PASSED: This _____day of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____day of _____, 2023

_____
Mayor of the Village of Palatine

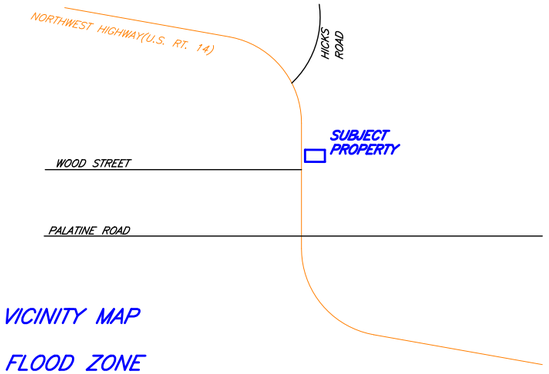
ATTESTED and FILED in the office of the Village Clerk this

_____day of _____, 2023

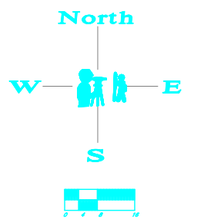
_____
Village Clerk

Attachment: ORD SU 139 N Northwest Hwy (139 N Northwest Highway - SU Reps Place)

PLAT OF SURVEY
ALTA \NSPS LAND TITLE SURVEY
by
Michael J. Emmert Surveys, Inc.



VICINITY MAP



BASIS OF BEARINGS IS ASSUMED

FLOOD ZONE

MICHAEL J. EMMERT SURVEY'S INC., DOES HEREBY CERTIFY THAT WE HAVE EXAMINED THE FLOOD INSURANCE RATE MAP OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY OF THE FEDERAL INSURANCE ADMINISTRATION AND DETERMINED THE FOLLOWING:
PROPERTY IS LOCATED WITHIN COMMUNITY NUMBER – 175170
CURRENT EFFECTIVE MAP DATE – AUGUST 19, 2008
ON PANEL NUMBER – 17031C0181J
AND FIND THAT THE PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN)

BEARING BASIS

THE CENTERLINE OF NORTHWEST HIGHWAY IS ASSUMED TO BE NORTH 00 DEGREES 10 MINUTES 48 SECONDS WEST

PARKING

AS BUILT PARKING SUMMARY
REGULAR SPACES – 24
HANDICAP SPACES – 2
TOTAL SPACES – 26

LEGALLY DESCRIBED AS FOLLOWS:

LOT 16 (EXCEPT THE SOUTH 10.00 FEET) AND LOT 17 IN BLOCK 3 IN ARTHUR T. MC INTOSH AND COMPANY'S PALATINE NORTHWEST HIGHWAY ADDITION, IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 28, 1925 AND DECEMBER 30, 1926 AS DOCUMENT 9019237, IN COOK COUNTY, ILLINOIS.

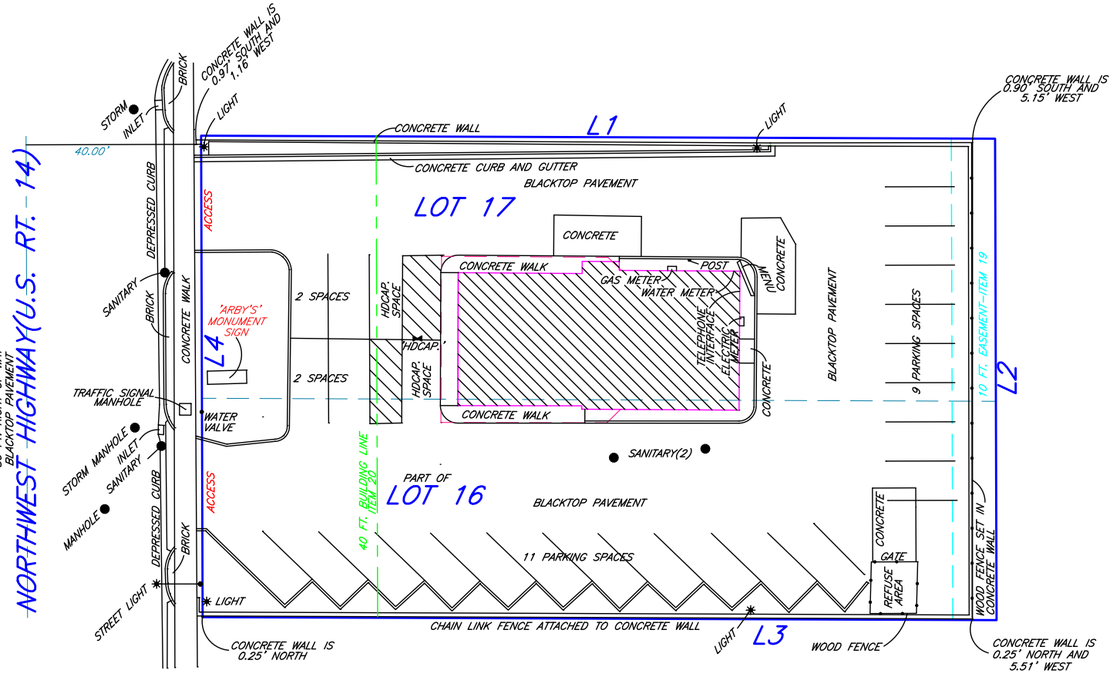
REFERENCE BEING HAD TO TITLE INSURANCE COMMITMENT NUMBER 1719741 BEARING AN EFFECTIVE DATE OF AUGUST 9, 2917 AS PREPARED BY SATURN TITLE LLC AND FIDELITY NATIONAL TITLE INSURANCE COMPANY .

CONTAINING 19,958 SQ. FT. OR 0.4587 ACRES

THE SUBJECT PROPERTY ADJOINS NORTHWEST HIGHWAY (A PUBLIC STREET) ON THE WEST. DIRECT ACCESS IS PROVIDED VIA THE AFOREMENTIONED STREET.

SCHEDULE B SPECIAL EXCEPTIONS

1. PERMANENT INDEX NUMBER 02-14-402-004-0000
2. PERMANENT INDEX NUMBER 02-14-402-023-0000
ITEMS 3 THROUGH 18 – NOT SURVEY RELATED
19. 10 FT. EASEMENT – PLOTTED
20. 40 FT. BUILDING LINE PER SUBDIVISION – PLOTTED
ITEMS 21 THROUGH 26 – NOT SURVEY RELATED



AS PER MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS EFFECTIVE FEBRUARY 23, 2016 – ITEM 7 CERTIFICATION:
THE PLAT OR MAP OF AN ALTA/NSPS LAND TITLE SURVEY SHALL BEAR ONLY THE FOLLOWING CERTIFICATION, UNALTERED, EXCEPT AS MAY BE REQUIRED PURSUANT TO SECTION 3.B

TO: MSG GROUP II, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY
BANK OF THE WEST, ITS SUCCESSORS AND/OR ASSIGNS
SATURN TITLE LLC AND
FIDELITY NATIONAL TITLE INSURANCE COMPANY
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS AND INCLUDES ITEMS 2, 3, 4, 7(A), 8, 9, 16 AND 17 OF TABLE A THEREOF.
THE FIELD WORK WAS COMPLETED ON SEPTEMBER 5, 2017.

DATED THIS 5TH. DAY OF SEPTEMBER, 2017

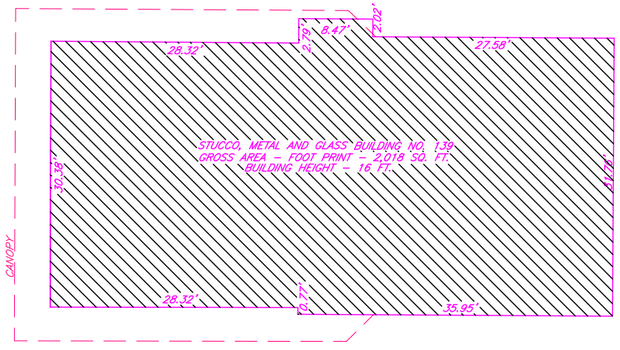
BY: MICHAEL J. EMMERT SURVEYS, INC.
MICHAEL J. EMMERT PRESIDENT
PROFESSIONAL ILLINOIS LAND SURVEYOR NO. 2499

STATE OF ILLINOIS
MICHAEL J. EMMERT
No. 2499
PROFESSIONAL LAND SURVEYOR

original plat is in colors
Michael J. Emmert Surveys, Inc
185 East Valletta Street
Elmhurst, Illinois 60126
Office 630-516-0383
Fax 630-516-0387

NOTES

1. SURVEY SHOWN HEREON IS AN "AS-BUILT" SURVEY.
2. SURVEY SHOWN HEREON IS LIMITED TO ABOVE GROUND VISIBLE IMPROVEMENTS AND NO UNDERGROUND INFORMATION IS INTENDED TO BE PROVIDED.
3. ALL UTILITIES APPEAR TO ENTER THE PROPERTY VIA A PUBLIC RIGHT OF WAY.
4. THE SUBJECT PROPERTY APPEARS TO DRAIN INTO A PUBLIC RIGHT OF WAY.
5. THERE IS NO OBSERVABLE EVIDENCE OF EARTH MOVING WORK, BUILDING CONSTRUCTION OR BUILDING ADDITIONS WITHIN RECENT MONTHS.
6. THERE ARE NO CHANGES IN STREET RIGHT OF WAY LINES EITHER COMPLETED OR PROPOSED TO THE BEST OF OUR KNOWLEDGE, AND AVAILABLE FROM THE CONTROLLING JURISDICTION.
7. THERE IS NO OBSERVABLE EVIDENCE OF RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIRS.
8. THERE IS NO OBSERVABLE EVIDENCE OF SITE USE AS A SOLID WASTE DUMP, SUMP OR SANITARY LANDFILL OR CEMETERY.



LINE TABLE

Line	Bearing	Distance	Measure
L1	S.89°46'59"E.	181.44'	181.44'
L2	S.00°10'48"E.	110.00'	110.00'
L3	N.89°46'59"W.	181.44'	181.44'
L4	N.00°10'48"W.	110.00'	110.00'

SYMBOLS

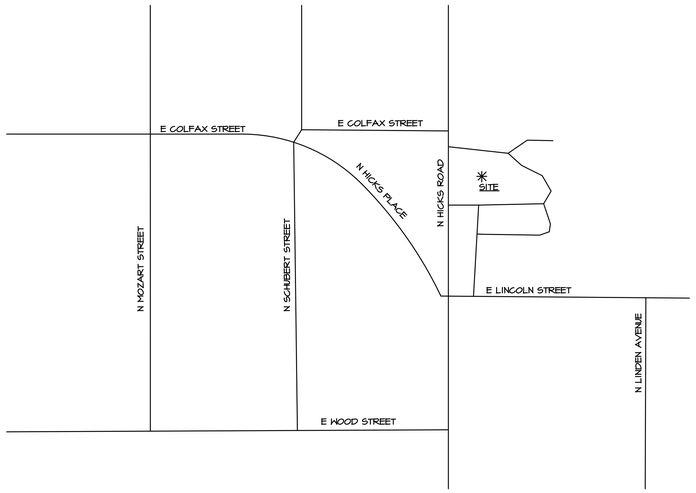
- CONCRETE FILLED POST
- HYDRANT
- MANHOLE
- SIGN
- LIGHT
- UTILITY POLE
- CONCRETE CURB
- CONCRETE CURB AND GUTTER
- CONCRETE

A.C. – AIR CONDITIONER
W.M.–WATER METER
G.M.–GAS METER
T.I.–TELEPHONE INTERFACE
C.S.–CABLE SERVICE
E.M.–ELECTRIC METER

139 N. NORTHWEST HIGHWAY PALATINE, ILLINOIS	
SCALE: 1" = 16'	CHKD. / AP'V'D:
DATE: SEPTEMBER 5, 2017	APPROVED:
DWN. BY: MJE	
CHKD. BY: ADE	

Attachment: EXHIBIT - Site Plan/Survey (139 N Northwest Highway - SU Reps Place)

TENANT FINISH OUT FOR:
REP'S PLACE
139 N NW HIGHWAY
PALATINE, ILLINOIS 60067



N
LOCATION MAP
N.T.S.

GENERAL NOTES

1. ALL WORK SHALL COMPLY WITH THE RULE AND REGULATIONS OF APPLICABLE BUILDING AND ZONING CODES AND ALL OTHER AUTHORITIES HAVING JURISDICTION.

2. NOT USED.

3. THE CONTRACTOR SHALL OBTAIN FULL KNOWLEDGE BY PERSONAL, DIRECT AND CAREFUL EXAMINATION OF ALL REQUIREMENTS OF THE SPECIFICATIONS AND DRAWINGS. THE CONTRACTOR HEREBY ACCEPTS ALL SUCH CONDITIONS AND REQUIREMENTS AND HEREBY ASSUMES ALL RESPONSIBILITY AND COSTS RESULTING FROM HIS FAILURE TO OBTAIN FULL KNOWLEDGE OF ANY OF THEM.

4. THE CONTRACTOR SHALL GUARANTEE FOR A PERIOD OF ONE (1) YEAR AFTER DATE OF WORK ACCEPTANCE AND IT IS UNDERSTOOD BY HIS ACCEPTANCE OF THE CONTRACT THAT HE WILL MAKE GOOD ANY AND ALL WORK WHICH IN ANY WAY BECOMES DEFECTIVE AS TO THE QUALITY OF MATERIALS AND WORKMANSHIP FOR ANY CAUSE OTHER THAN ORDINARY WEAR AND TEAR.

5. THE CONTRACTOR SHALL VISIT THE SITE AND FULLY INFORM HIMSELF OF ALL CONDITIONS AND LIMITATIONS THAT WILL AFFECT HIS WORK AND INCLUDE IN HIS PROPOSAL A SUM TO COVER ALL WORK CALLED FOR OR REASONABLY INFERABLE FROM THE DRAWINGS AND SPECIFICATIONS INCLUDING ALL LABOR, MATERIALS AND MEANS OF CONSTRUCTION NECESSARY FOR A COMPLETE INSTALLATION.

6. THE SUBMISSION OF A PROPOSAL WILL BE CONSTRUED AS EVIDENCE THAT SUCH AN EXAMINATION HAS BEEN MADE AND LATER CLAIMS FOR ALL LABOR, EQUIPMENT AND MATERIALS REQUIRED FOR DIFFICULTIES ENCOUNTERED WHICH COULD HAVE BEEN FORESEEN, WILL NOT BE RECOGNIZED.

7. THE CONTRACTOR SHALL NOTIFY THE ARCHITECT OF ANY DISCREPANCIES OR QUESTIONS REGARDING THE DRAWINGS AND SPECIFICATIONS OR CONFLICTS AMONG THE DRAWINGS, SPECIFICATIONS AND FIELD CONDITIONS PRIOR TO THE START OF WORK.

8. ALL DRAWINGS AND CONSTRUCTION NOTES ARE COMPLEMENTARY AND WHAT IS CALLED FOR BY ONE SHALL BE BINDING AS IF CALLED FOR BY ALL.

9. N.I.C. INDICATES NOT IN CONTRACT.

10. WHERE THE TERM "APPROVED EQUAL" IS USED IN THE DRAWINGS OR SPECIFICATIONS, IT SHALL BE UNDERSTOOD THAT THE REFERENCE IS MADE TO THE RULING AND JUDGMENT OF THE ARCHITECT AND SHALL BE SUBMITTED TO THE ARCHITECT FOR REVIEW AND APPROVAL. SUBMIT ACTUAL SAMPLES AND ANY NECESSARY TECHNICAL DATA OR INFORMATION OF ALL PROPOSED SUBSTITUTIONS.

11. THE CONTRACTOR SHALL SUBMIT MANUFACTURERS CATALOG CUTS AND ACTUAL SAMPLES OF ALL FIXTURES AND EQUIPMENT CALLED FOR IN THE DRAWINGS AND SPECIFICATIONS.

12. THE CONTRACTOR SHALL SUBMIT ALL FABRICATION SHOP DRAWINGS AND FIXTURE CUTS TO THE ARCHITECT FOR REVIEW AND APPROVAL. ALL SHOP DRAWINGS AND CUTS ARE SIGNED "PROVIDE AS SUBMITTED" OR "PROVIDE AS CORRECTED" FOR CONFORMATION TO DESIGN APPEARANCES ONLY. THE CONTRACTOR SHALL ASSUME RESPONSIBILITY FOR ALL ERRORS AND/OR OMISSIONS ON HIS DRAWINGS.

13. THE CONTRACTOR SHALL FURNISH A FIELD PROGRESS SCHEDULE TO THE ARCHITECT FOR ALL PHASES OF ERECTION.

14. THE CONTRACTOR SHALL COORDINATE WITH ALL WORK OF THE VARIOUS TRADES WHETHER INCLUDED IN HIS CONTRACTOR OR NOT. HE SHALL MAKE OPENINGS AS REQUIRED BY OTHER TRADES AND CLOSE SAME. HE SHALL SCHEDULE WORK OF THE VARIOUS TRADES SO AS NOT TO IMPEDE THE PROPER SEQUENCE OF THE PROGRESS OF THE WORK.

15. REMOVAL OF DEBRIS SHALL BE MADE OFTEN AND AS NECESSARY TO MAINTAIN SAID PREMISES IN A SAFE, CLEAN AND ACCESSIBLE CONDITION.

16. NOT USED.

17. THE CONTRACTOR SHALL INDEMNIFY AND HOLD HARMLESS THE OWNER AND HIS AGENTS FOR AND AGAINST ALL SUITS, CLAIMS OR LIABILITY ON ACCOUNT OF PERSONAL INJURIES OR PROPERLY DAMAGES ARISING OUT OF NEGLIGENT ACTS OF THE CONTRACTOR IN THE PERFORMANCE OF THE WORK COVERED BY THE CONTRACT.

18. THE CONTRACTOR SHALL PROVIDE AND MAINTAIN ALL TEMPORARY PROTECTION OF ADJACENT WORK, EQUIPMENT AND OCCUPIED AREA AND SAME SHALL BE SUBJECT TO THE OWNER'S APPROVAL.

19. ALL NEW LUMBER SHALL BE GRADE MARKED AT THE MILL PRIOR TO DELIVERY TO THE JOB SITE AS SPECIFIED.

20. PROVIDE WOOD GROUNDS AT DRYWALL CONSTRUCTION WHERE REQUIRED FOR CABINETWORK AND TRIMWORK. ALL GROUNDS SHALL BE FURNISHED AS SET BY THE CABINETWORK CONTRACTOR AND THE DRYWALL CONTRACTOR SHALL COORDINATE THEIR WORK TO ASSURE THAT CABINET WORK GROUNDS ARE SET ACCURATELY AND TIMELY.

21. ALL DRYWALL PARTITION DIMENSIONS ARE TO FINISH FACE OF GYPSUM BOARD UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

22. ALL WALL MOUNTED LIGHT FIXTURE LOCATION DIMENSIONS ARE TO THE CENTERLINE OF THE OUTLET BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

23. ALL CEILING MOUNTED LIGHT FIXTURE LOCATIONS ARE TO THE CENTERLINE OF THE OUTLET/JUNCTION BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

24. ALL GYPSUM WALL BOARD AT TOILETS SHALL BE WATER RESISTANT TYPE.

25. ALL SWITCHES AND CONTROLS FOR LIGHTS, HEAT, VENTILATION, WINDOW DRAPERIES AND ALL SIMILAR CONTROLS OF FREQUENT OR ESSENTIAL USE SHALL BE PLACED WITHIN REACH OF INDIVIDUALS IN WHEELCHAIRS(48" ABOVE THE FLOOR - MAX)

SITE & BUILDING STATISTICS

JURISDICTION:	VILLAGE OF PALATINE
ZONING CLASSIFICATION:	B-2 - GENERAL BUSINESS DISTRICT
CONSTRUCTION TYPE :	V-B - COMBUSTIBLE, UNPROTECTED.
OCCUPANCY TYPE:	A-2 ASSEMBLY
FIRE SPRINKLER:	NO
ALLOWABLE BUILDING AREA:	6,000 S.F. PER STORY
ACTUAL AREA:	2,018 S.F.
ALLOWABLE BUILDING HEIGHT:	1 STORIES
ACTUAL BUILDING HEIGHT:	1 STORIES
OCCUPANT LOAD: (BASED ON ACTUAL AREAS)	EATING AREA (UNCONCENTRATED) 704/15 S.F. = 47 KITCHEN AREA 553/200 S.F. = 3 EMPLOYEES =6 TOTAL BUILDING OCCUPANT LOAD: 56
OCCUPANT LOAD: (PER ILLINOIS PLUMBING CODE, SECTION 890.810(2))	FOOD SERVICE ESTABLISHMENT AREA - CLUBS, TAVERNS, AND OTHER EATING/DRINKING FACILITIES AREA: 1/30 S.F. GROSS = 2,018 SQ FT/30 S.F. = 67 PEOPLE USE ACTUAL OCCUPANT LOAD OF 56 WATER CLOSET REQ'D: 1 MALE, 1 FEMALE LAVATORIES REQ'D: 1 MALE, 1 FEMALE OTHER REQ'D: 1 SERVICE SINK

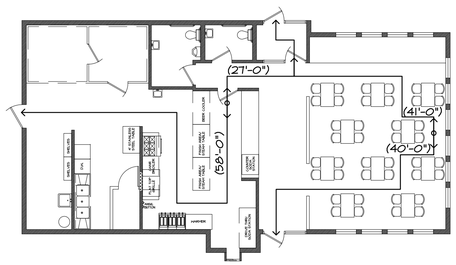
DESCRIPTION:
THIS FACILITY IS TO BE REMODELED AS A RESTAURANT. THE PREVIOUS USE OF THE FACILITY WAS AS A RESTAURANT. TOILET FACILITIES HAVE BEEN PROVIDED FOR PUBLIC USE.

CODES

BUILDING CODE:	2015 INTERNATIONAL BUILDING CODE W/ AMENDMENTS 2015 EXISTING BUILDING CODE W/ AMENDMENTS
MECHANICAL CODE:	2015 INTERNATIONAL MECHANICAL CODE
ELECTRICAL CODE:	2017 NATIONAL ELECTRIC CODE
PLUMBING CODE:	2014 ILLINOIS STATE PLUMBING CODE
FUEL GAS CODE:	2015 INTERNATIONAL FUEL GAS CODE
FIRE CODE:	2015 INTERNATIONAL FIRE CODE
ENERGY CONSERVATION CODE:	2018 ILLINOIS ENERGY CONSERVATION CODE W/ ILLINOIS AMENDMENTS
ACCESSIBILITY CODE:	2018 ILLINOIS ACCESSIBILITY CODE

ABBREVIATIONS

AB	ANCHOR BOLT
A/C	AIR CONDITIONING
AC	ACOUSTIC
ADJ	ADJUSTABLE
AFF	ABOVE FINISH FLOOR
AL	ALUMINUM
ALT	ALTERNATE
APPROX	APPROXIMATE
ARCH	ARCHITECTURAL
ASPH	ASPHALT
ASSY	ASSEMBLY
AUTO	AUTOMATIC
AVG	AVERAGE
B/	BOTTOM OF
BAL	BALANCE
BD	BOARD
BIT	BITUMINOUS
BLDG	BUILDING
BLKG	BLOCKING
BM	BEAM
BOT	BOTTOM
BSMT	BASEMENT
BTW	BETWEEN
CAB	CABINET
CAP	CAPACITY
CB	CATCH BASIN
CEM	CEMENT
CER	CERAMIC
CFM	CUBIC FEET PER MINUTE
CI	CAST IRON
CJ	CONSTRUCTION JOINT
CL	CENTERLINE
CLG	CEILING
CLO	CLOSET
CLR	CLEAR
CMU	CONCRETE MASONRY UNIT
COL	COLUMN
CONC	CONCRETE
CONF	CONFERENCE
CONN	CONNECTION
CONSTR	CONSTRUCTION
CONT	CONTINUOUS
CONTR	CONTRACTOR
CT	CERAMIC TILE
CTSK	COUNTERSINK
d	PENNY (NAIL)
DBL	DOUBLE
DEG	DEGREE
DF	DRINKING FOUNTAIN
DIA	DIAMETER
DIFF	DIFFUSER
DIM	DIMENSION
DL	DEAD LOAD
DN	DOWN
DR	DOOR
DS	DOWN SPOUT
DTL	DETAIL
DW	DISHWASHER
E	EAST
EA	EACH
EB	EXPANSION BOLT
EJ	EXPANSION JOINT
EL/ELEV	ELEVATION
ELECT	ELECTRIC
ENCL	ENCLOSURE
ENTR	ENTRANCE
EQ	EQUAL
EQPT	EQUIPMENT
EWC	ELECTRIC WATER COOLER
EXP	EXPANSION
(EX)	EXISTING
EXT	EXTERIOR
FD	FLOOR DRAIN
FE	FIRE EXTINGUISHER
FEC	FIRE EXTINGUISHER CABINET
FH	FIRE HYDRANT
FHC	FIRE HOSE CABINET
FHMS	FLAT HEAD MACHINE SCREW
FHWS	FLAT HEAD WOOD SCREW
FIN	FINISH
FL	FLOOR
FND	FOUNDATION
FPHB	FROST PROOF HOSE BIBB
FLSG	FLASHING
FT	FOOT/FEET
FTG	FOOTING
GA	GAGE
GALV	GALVANIZED
GL	GLASS
GR	GRADE
GR BM	GRADE BEAM
GWB	GYPSUM WALL BOARD
GYP	GYPSUM
HAT	HEAD ANCHOR STUD
HB	HOSE BIBB
HC	HOLLOW CORE
HDBD	HARDBOARD
HDR	HEADER
HDWD	HARDWOOD
HDWR	HARDWARE
HM	HOLLOW METAL
HORIZ	HORIZONTAL
HST	HEIGHT
HVAC	HEATING, VENTILATING & AIR CONDITIONING
HYD	HYDRANT
ID	INSIDE DIAMETER
IN	INCHES
INSUL	INSULATION
INT	INTERIOR
JT	JOINT
KIT	KITCHEN
LAM	LAMINATED
LAV	LAVATORY
LL	LIVE LOAD
LLH	LONG LEG HORIZONTAL
LLV	LONG LEG VERTICAL
MAINT	MAINTENANCE
MATL	MATERIAL
MAX	MAXIMUM
MECH	MECHANICAL
MEMB	MEMBRANE
MEZZ	MEZZANINE
MFR	MANUFACTURER
MIN	MINIMUM
MISC	MISCELLANEOUS
MO	MASONRY OPENING
MSNRY	MASONRY
MTG	MOUNTING
MTL	METAL
MUL	MULLION
(N)	NEW
N	NORTH
NIC	NOT IN CONTRACT
No.	NUMBER
NOM	NOMINAL
NTS	NOT TO SCALE
OBS	OBSCURE
OC	ON CENTER
OD	OUTSIDE DIAMETER
OH	OVER HEAD
OPP	OPPOSITE
PART	PARTITION
PERF	PERFORATED
P LAM	PLASTIC LAMINATE
PL GL	PLATE GLASS
PLMB	PLUMBING
PLYWD	PLYWOOD
POL	POLISHED
PR	PAIR
PREFAB	PREFABRICATED
PRV	POWER ROOF VENTILATOR
PSF	POUNDS PER SQUARE FOOT
PSI	POUNDS PER SQUARE INCH
PART	PARTITION
PT	PAINT
PVMT	PAVEMENT
QT	QUARRY TILE
R	RISER
RAD	REINFORCING/REINFORCEMENT
RD	ROOF DRAIN
REF	REFERENCE
REFR	REFRIGERATOR
REINF	
REQ	REQUIRED
RM	ROOM
RO	ROUGH OPENING
S	SOUTH
SC	SOLID CORE
SCHED	SCHEDULE
SECT	SECTION
SHT	SHEET
SH	SHOWER
SIM	SIMILAR
SPEC	SPECIFICATION
SQ	SQUARE
S.F./SQ FT	SQUARE FOOT
SS	SERVICE SINK
S/S	STAINLESS STEEL
ST	STREET
STA	STATION
STD	STANDARD
STL	STEEL
STOR	STORAGE
STR	STRUCTURAL/STRUCTURE
SUSP	SUSPENDED
S+V	STAIN AND VARNISH
T/	TOP OF
T&B	TOP AND BOTTOM
T&G	TONGUE AND GROVE
TB	TACKBOARD
TC	TOP OF CONCRETE
TEMP	TEMPERATURE
TS	TOP OF STEEL
THK	THICK/THICKNESS
TYP.	TYPICAL
UNFIN	UNFINISHED
UR	URINAL
V	VENT, VOLT
VCT	VINYL COMPOSITION TILE
VENT	VENTILATION
VRT/VERT	VERTICAL
W	WEST
W/	WITH
W/O	WITHOUT
WC	WATER CLOSET
WD	WOOD
WGL	WIRE GLASS
WM	WIRE MESH
WP	WEATHERPROOF
WWF	WELDED WIRE FABRIC
YD	YARD



MAX. TRAVEL DISTANCE
A USE GROUP (NON-SPRINKLERED):
200'-0"

N
EGRESS PLAN
N.T.S.

DRAWING INDEX

T-1	TITLE SHEET, BLDG. STATS , DRAWING INDEX , GENERAL NOTES
A-1	PARTIAL FLOOR PLAN, PARTIAL DEMOLITION PLAN, WALL TYPES, EQUIPMENT SCHEDULE
A-2	REFLECTED CEILING PLAN, ENLARGED PLANS, PLUMBING SCHEDULE, PLUMBING RISER DIAGRAMS
A-3	DOOR SCHEDULE, DOOR DETAILS, ROOM FINISH SCHEDULE, PANEL SCHEDULE

COMPLIANCE STATEMENT

I HAVE PREPARED, OR CAUSED TO BE PREPARED UNDER MY DIRECT SUPERVISION, THE ATTACHED PLANS AND SPECIFICATIONS AND STATE THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF AND TO THE EXTENT OF MY CONTRACTUAL OBLIGATION, THEY ARE IN COMPLIANCE WITH THE ENVIRONMENTAL BARRIERS ACT (410 ILCS 25). AND THE ILLINOIS ACCESSIBILITY CODE, 71 ILL. ADM. CODE 400.

STATE OF ILLINOIS
RICHARD J. BIERMAN
001-016521
LICENSED ARCHITECT

ARCHITECT

DESIGN FIRM REGISTRATION NO.: 184-004481

ILLINOIS REGISTRATION NO.: 001-016521

DATE: JUNE 14, 2023

EXPIRES: NOVEMBER 30, 2024

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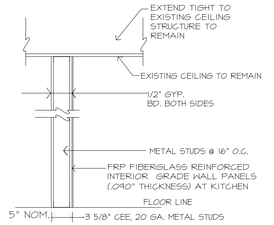
REVISIONS	BY

TITLE SHEET, BUILDING STATS, DRAWINGS INDEX, GENERAL NOTES

R.B. CUSTOM DESIGNS INC.
2106 W. Jonsborg Road
Jonsborg, Illinois 60050
Phone: 815-754-4484
Fax: 815-307-8200

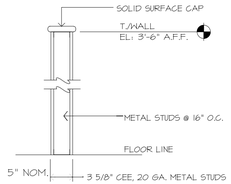
Date	6/14/23
Scale	AS NOTED
Drawn	R.JB
Job	202344
Sheet	T-1
Of	Sheets

Attachment: EXHIBIT - Floor Plan (139 N Northwest Highway - SU Reps Place)



WALL TYPE #1

3/4" = 1'-0"



WALL TYPE #2

3/4" = 1'-0"

SYMBOLS LIST

GFI	GROUND FAULT INTERRUPT
	RECEPTACLE - DUPLEX
	RECEPTACLE - QUAD
	WALL MOUNTED TELEPHONE/DATA OUTLET
AV	AUDIO/VISUAL ALARM
M	MANUAL ALARM PULL STATION
T	THERMOSTAT
E	EXISTING TO REMAIN

NOTE:
SECURITY WIRING & LOW VOLTAGE DATA/INTERNET WIRING TO BE PROVIDED & INSTALLED BY TENANT.

KITCHEN EQUIPMENT SCHEDULE

ITEM NO.	QTY	EQUIPMENT CATEGORY	HOT WATER SIZE (IN.)	COLD WATER SIZE (IN.)	DIRECT DRAIN SIZE (IN.)	INDIRECT DRAIN SIZE (IN.)	GAS SIZE (IN.)	MBTUH	HP	KW	AMPS	VOLTS	DIRECT	PLUG	PHASE	EQUIPMENT REMARKS
1	2	ADVANCE TABCO SEALED WELL ELECTRIC TABLE #SW-4E-120									21.33	120		X		WITH UNDERSHELF
2	1	CHEF FRY HARMER DUMP STATION #JL-102										220		X		
3	1	ACCUREX KITCHEN EXHAUST HOOD W/ ANSUL SYSTEM #XB-E-W														NOTE 6
4	3	VULCAN FREE STANDING GAS FRYER #LG300					1/2	90								
5	1	CONTINENTAL GRIDDLE STAND REFRIGERATOR #D10BGN							1/4		4.5	115		X		
6	1	VULCAN GAS GRIDDLE #MSA36					3/4	81								
7	1	VULCAN COUNTER CHARBROILER #VAC36					3/4	102								
8	1	VULCAN 6-BURNER GAS RANGE W/ STANDARD OVEN #36S-6BN					3/4	215								
9	1	CMA DISHWASHER #CMA-180		3/4		2			1		36	208	X			
10	1	SERVEND BEVERAGE DISPENSOR W/ ICE MAKER #SV-250		1/2		3/4					2.8	120		X		
11	1	TRUE UNDERBAR COOLER #TBB-4G-HC-LD							1/4		2.8	115		X		
S-1	1	HAND SINK - ADVANCE TABCO #T-PS-23 W/ GOOSENECK FAUCET	1/2	1/2		1 1/2										WRIST BLADE FAUCET
S-2	1	3-COMP. SINK - ADVANCE TABCO #DTC-3-2020-12OR W/ DTA-100	1/2	1/2		1 1/2										NOTE 7
MB-1	1	ADVANCE TABCO FLOOR MOP SINK #4-OP-20-EC-X W/ K-240 FAUCET	1/2	1/2		2										

KITCHEN EQUIPMENT NOTES:

1. REFERENCE EQUIPMENT MANUFACTURER RECOMMENDATIONS PRIOR TO INSTALLATION.
2. SIZES SHOWN ABOVE FOR FIXTURE ONLY, UNLESS NOTED OTHERWISE ON PLAN.
3. FIXTURE STOPS SHALL BE 12" MINIMUM ABOVE FINISHED FLOOR.
4. PROVIDE OTHER EQUIPMENT (TRIM, STRAINER, ACCESSORIES, VALVES, WATER HAMMER ARRESTORS).
5. IF NOT COVERED ABOVE, PROVIDE REQUIRED ITEMS BY MANUFACTURER TO MAKE PLUMBING SYSTEMS COMPLETE.
6. NEW 3'-0" x 21'-0" EXHAUST HOOD CONNECTED TO EXHAUST AND FRESH AIR INTAKE DUCTWORK.
7. PROVIDE K-116 SPLASH MOUNT PRERINSE FAUCET W/ WRIST BLADES.

DOOR SCHEDULE

MK.	DOOR TYPE	DOOR SIZE	DOOR THK.	DOOR MAT'L.	FRAME JAMB	FRAME HEAD	FRAME SILL	FRAME MAT'L.	HDWR.	FIRE	REMARKS
A	A	3'-0" x 7'-0"	1 3/4"	H.M.	A	B	C	WD	2		

HARDWARE SCHEDULE

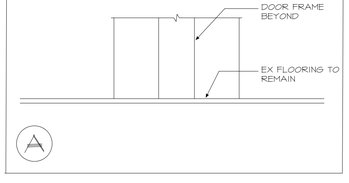
HDW SET 2

- 1 1/2 PAIR BUTTS
- 1 LEVER LOCKSET - STORAGE FUNCTION
- 3 SILENCERS
- 1 WALL BUMPER

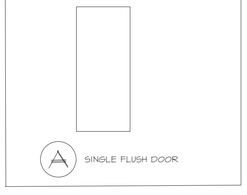
ITEM	MFR.	MODEL	FINISH
BUTTS	STANLEY	BALL BEARING 5 KNUCKLE	626 or 605 VERIFY W/ OWNER
LOCKSET	SCHLAGE	LATITUDE LEVER W/ COLLINS TRIM	F40-LAT-BIR-COL VERIFY W/ OWNER
CLOSER	LCN	SURFACE MOUNTED	626 or 605 VERIFY W/ OWNER
THRESHOLD	REESE	VARIES (MAX 1/2" H.)	ALUMINUM
H.M. FRAME	---	16ga. WELDED	PAINTED
H.M. DOOR	---	18ga. FACES	PAINTED

NOTE:
1. DOOR HARDWARE SHALL BE CAPABLE OF OPERATION WITH THE USE OF ONE (1) HAND AND SHALL NOT REQUIRE TIGHT PINCHING, TIGHT GRASPING OR TWISTING OF THE WRIST TO OPERATE. THUMBTURN DEADBOLTS ARE PROHIBITED. LEVER, U-SHAPED HANDLES OR PADDLE DEADBOLT RELEASES ARE ACCEPTABLE. ALL EGRESS DOORS SHALL BE READILY OPERABLE FROM THE EGRESS SIDE WITHOUT THE USE OF A KEY OR SPECIAL KNOWLEDGE OR EFFORT. DOOR THRESHOLD SHALL NOT EXCEED ONE-HALF INCH (½") IN HEIGHT. THRESHOLDS EXCEEDING ONE-QUARTER INCH (¼") IN HEIGHT SHALL HAVE A 1:2 BEVEL. DOOR CLOSERS SHALL MEET OPENING FORCE AND SWEEP PERIOD REQUIREMENTS.
2. OPENING FORCE FOR PUSHING/PULLING EXTERIOR SWING DOORS SHALL NOT EXCEED 8.5 LBF. OPENING FORCE FOR PUSHING/PULLING INTERIOR SWINGING DOORS SHALL NOT EXCEED 5 LBF WHEN APPLIED TO THE LATCH SIDE OF THE DOOR. THESE FORCES DO NOT APPLY TO THE FORCE REQUIRED TO RETRACT LATCH BOLTS OR DISENGAGE OTHER DEVICES THAT HOLD THE DOOR IN A CLOSED POSITION
3. ALL DOORS OF SPEIGAL HAZARD ROOMS SHALL HAVE SIGNS POSTED TO IDENTIFY THE ROOMS SUCH AS FIRE EQUIPMENT, MECHANICAL, ELECTRICAL, UTILITY, ETC.
4. DOOR HANDLES, PULLS, LATCHES, LOCKS AND OTHER OPERATING DEVICES SHALL BE INSTALLED 34" MINIMUM AND 48" MAXIMUM ABOVE THE FINISHED FLOOR. LOCKS USED ONLY FOR SECURITY PURPOSES AND NOT USED FOR NORMAL OPERATION ARE PERMITTED AT ANY HEIGHT.
5. DOOR CLOSERS AND GATE CLOSERS SHALL BE ADJUSTED SO THAT FROM AN OPEN POSITION OF 90 DEGREES, THE TIME REQUIRED TO MOVE THE DOOR TO A POSITION OF 12 DEGREES FROM THE LATCH IS 5 SECONDS MINIMUM. DOOR AND GATE SPRING HINGES SHALL BE ADJUSTED SO THAT FROM THE OPEN POSITION OF 70 DEGREES, THE DOOR OR GATE SHALL MOVE TO THE CLOSED POSITION IN 1.5 SECONDS MINIMUM.

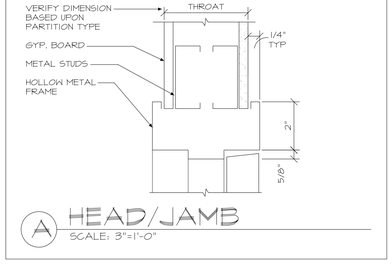
SILL TYPES



DOOR TYPES

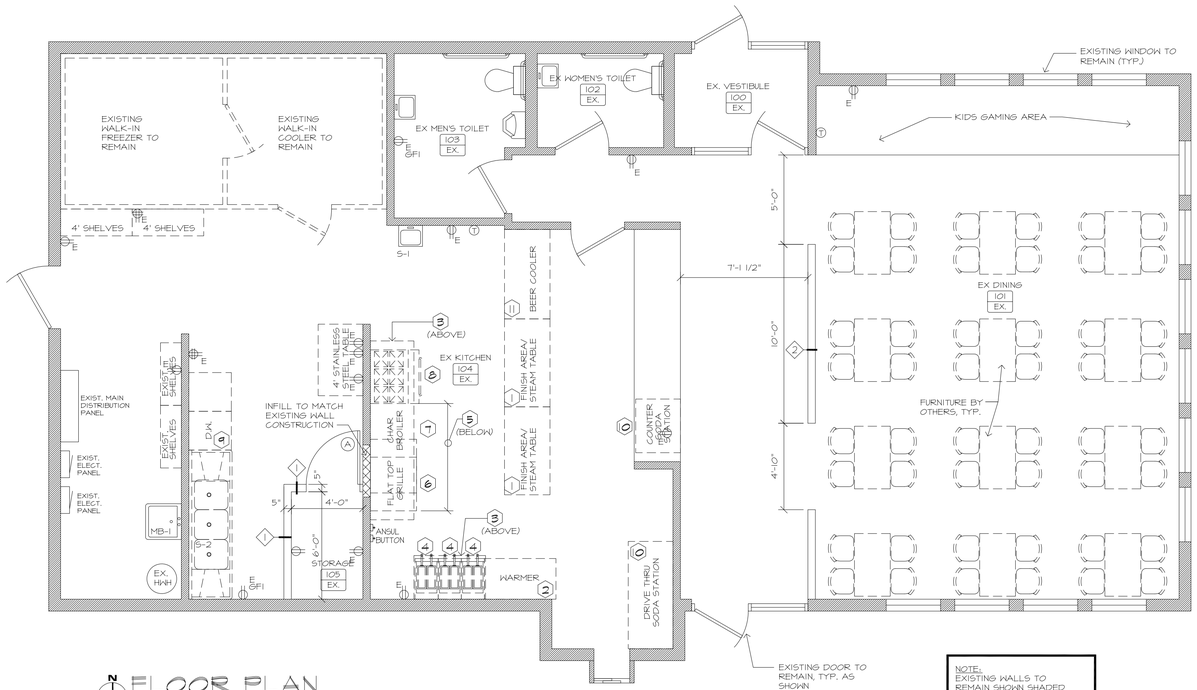


DOOR DETAILS



HEAD/JAMB

SCALE: 3"=1'-0"



N

FLOOR PLAN

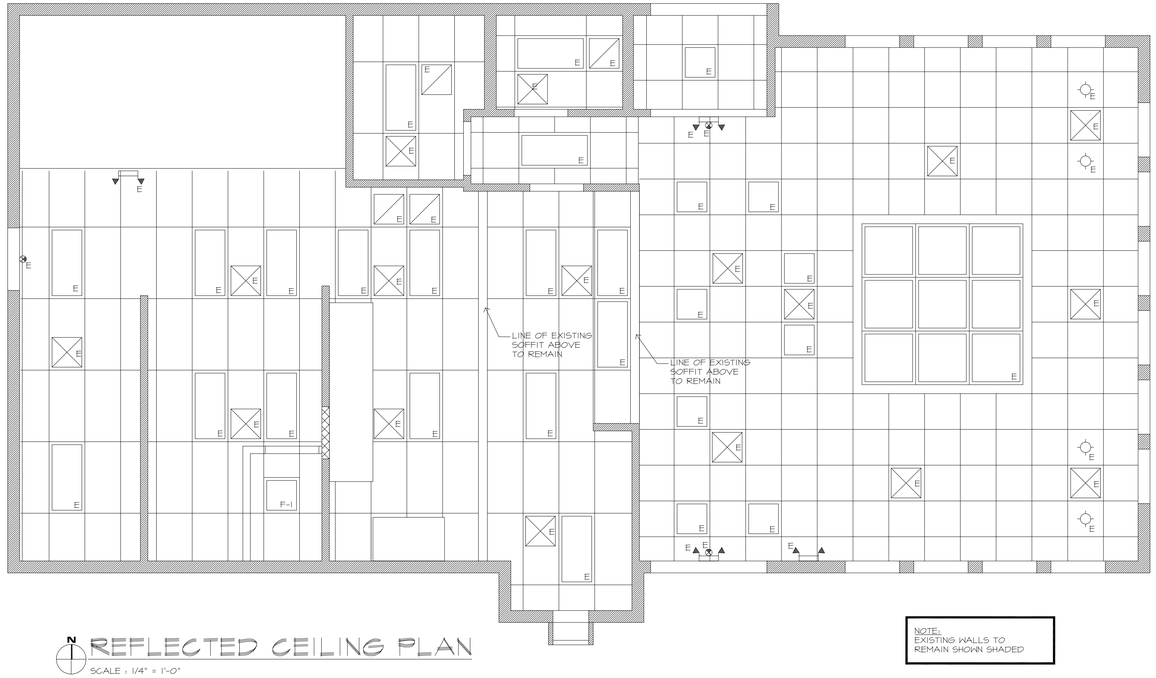
SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

LIGHT FIXTURE SCHEDULE

TYPE	MRFG.	MODEL NUMBER	LAMPS	DESCRIPTION
F-1	LSI	GA22 LED 55 NW UE P12 FGI	28W LED	2x4 RECESSED PRISMATIC FIXTURE LISTED FOR KITCHEN

NOTES:
- FLUORESCENT FIXTURES SHALL BE 120V UNLESS NOTED. <10% THD ELECTRONIC BALLASTS IN ALL FIXTURES.
- MASTER/SLAVE UNITS WHERE EVER POSSIBLE TO MINIMIZE BALLAST QUANTITIES.
- FIXTURES SHALL UTILIZE DUAL LEVEL SWITCHING (TANDEM WIRING PER COMM. 63.53) AS SHOWN ON PLANS
- PROVIDE SPECIFIED FIXTURES ONLY.
- CONNECT ALL FIXTURES TO EXISTING LIGHTING CIRCUITS & SWITCHING AT AREA OF REPLACEMENT.



N

REFLECTED CEILING PLAN

SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

REVISIONS	BY

PARTIAL DEMOLITION PLAN
PARTIAL FLOOR PLAN
WALL TYPES
EQUIPMENT SCHEDULE

TENANT FINISH OUT FOR:
REP'S PLACE
8431 N. NORTHWEST HIGHWAY
PALATINE, ILLINOIS 60067

R.B. CUSTOM DESIGNS INC.
206 N. Jonsburg Road
Jonsburg, Illinois 60051
Phone: 815-754-9458
Fax: 815-307-8200

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Date	6/14/23
Scale	AS NOTED
Drawn	RJB
Job	202344
Sheet	A-1
Of	Sheets

Attachment: EXHIBIT - Floor Plan (139 N Northwest Highway - SU Reps Place)

Business Plan

HOURS OF OPERATION

Sunday - Thursday : 11am to 10pm
Friday & Saturday : 11am to Midnight

NUMBER OF EMPLOYEES

10 Full Time
15 Part - Time

DAILY ANTICIPATED TRAFFIC

We anticipate we will serve between 250 to 300 customers per day. This number is based on location alone. We expect patrons from from the aquatic center , the park, commuter traffic, & community members

OBJECTIVE

To offer Palatine & surrounding communities a unique & delicious dining option. Our menu is simple so we can serve you fast and keep our product consistent. We're serving up Smashed Burgers, Smashed Chicken Sandwiches, Fries, Milkshakes, Beer, Wine, & Hard Seltzers. That's it! Unless you count the good vibes and fast service that come complimentary with every meal.

All alcohol will be sold only to dine - in patrons only and will not be sold through our drive through.

All alcoholic beverages will be deilvered directly to dine-in patrons at their table.

mike@repsplace.com

Attachment: EXHIBIT - Rep's Burgers Updated Business Plan (2) (1) (139 N Northwest Highway - SU Reps Place)

VILLAGE OF PALATINE

VILLAGE OF PALATINE
Planning and Zoning Commission

SCHEDULED 08/22/23 07:00 PM

STAFF REPORT (ID # 8546)

139 N. Northwest Highway

TO: Palatine Planning and Zoning Commission
Jan Wood, Chair

FROM: Lyn Bremanis

PETITIONER: Mike Reppe, Rep's Place

PLAN NUMBER: SU-000040-2023

ADDRESS: 139 N. Northwest Highway

PROPOSAL:
Special Use to permit a restaurant with liquor service and a drive-thru.

LOCATION:	139 N Northwest Hwy District 6 (Helms)	**CURRENT ZONING:**	B-2 General Business District

SURROUNDING CONDITIONS:

North:	B-2 General Business District
South	B-2 General Business District
East:	R-2 Single Family Residential
West:	B-2 General Business District

BACKGROUND:
The Petitioner is proposing to renovate the existing building, formally Arby's to open a restaurant with a drive-thru and liquor service for dine in. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant with liquor service and a drive-thru.

SITE ANALYSIS:

- The Subject Property is 19,958 square feet and is zoned B-2 General Business District. The existing building was formerly occupied by Arby's which closed in January of 2022.
- The Petitioner is proposing to renovate the existing building on the site to open a restaurant, with liquor service and a drive-thru.
- The proposed hours of operation are: Sunday - Thursday from 11 AM - 10 PM,

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

Friday and Saturday 11 AM - Midnight. The business plan indicates that they will have up to 20 full time employees and 15 part-time. The floor plan indicates 48 seats and, per the business plan, 250-300 customers are anticipated, per day.

- The initial plans indicate that there will be no exterior site plan changes. As a requirement, during the building permit process, a dumpster enclosed will have to be provided for the proposed restaurant. In addition, the existing 4-foot fence at the rear of the property does not provide an adequate buffer and should be replaced with a taller fence.
- Required parking would be 20 spaces per 1 to 2.5 seats calculation as there are 48 proposed seats. There are 26 parking spaces provided, of which 2 are handicapped.

DEPARTMENTAL REVIEWS:

Community Services	No Issues Identified
Engineering	No Issues Identified
Environmental Health	No Issues Identified
Fire Prevention	N/A
Public Works	N/A
Police	N/A

STANDARDS FOR SPECIAL USE: Since this Petition is not for a use publicly operated or traditionally affected with the public interest, those standards under Section 14.05 D (2) and (3) are applicable. Specifically, the Petitioners must show that the Special Use, if granted, is so designed, located, and proposed to be operated that the public health, safety, and welfare will be protected and will not cause substantial injury to the value of other property in the neighborhood in which it is located. The Petitioners have attempted to address the required standards.

STAFF RECOMMENDATION:
The Petitioner is proposing to open a new restaurant, with drive-thru at the former Arby's. The existing building site plan will generally remain the same and the use is consistent with the neighboring businesses along Northwest Highway. Per Staff review and submitted resident comments, the existing 4' fence does not appear to provide an adequate buffer between the commercial business and the residential neighborhood to the east. To that end, a taller fence would help contain loose debris & refuse and dampen the noise from the drive-thru speaker. There are also Code requirements that will insure that such deficiencies are managed. Ultimately, as the previous use operated with a drive-thru, with no identified issues, the proposal should not cause any injury to the value of the other properties within the surrounding neighborhood. Therefore, Staff recommends approval of the Special Use, subject to the following conditions:

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

1. The Special Use shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, Mike Reppe, Rep's Place, except as such plans may be changed to conform to Village Codes and Ordinances.
2. A revised site plan, including a dumpster enclosure and solid fence plan/ elevation along the east side of the property, shall be submitted through the building permit process, in a manner acceptable to the Planning and Zoning Director.

ATTACHMENTS:

- Aerial Map
- Application
- Plat of Survey
- Floor Plans
- Rep's Burgers Business Plan
- Letter of Objection
- Letter of Objection 2
- Public Notice

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

GISConsortium

139 N Northwest Highway

0 300 600 ft

Print Date: 8/11/2023

Notes

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and t

Attachment: Aerial Map (139 N Northwest Highway - SU Reps Place)

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

VILLAGE OF PALATINE

SPECIAL USE APPLICATION

Department of Planning & Zoning
200 E. Wood Street · Palatine, IL · 60067-5339
Telephone: (847) 359-9047 · Fax (847) 963-6247

Petitioner Name

Mike Reppe

Business Name (if applicable)

Rep's Place

Subject Property Address

139 N Northwest Highway

Please provide a description of your proposed request:

We intend to lease the building located at 139 N. Northwest Highway in Palatine (the former Arbys) and open a diner type burger joint that serves smashed burgers & smashed chicken sandwiches as well as milkshakes, fries, & fountain sodas. We plan to make minor cosmetic changes to the building's exterior and interior that include painting, landscaping, & new furniture and kitchen equipment also intend to use the existing drive thru window.

Petitioner Justification

Special Uses shall not be granted except on findings based upon the evidence in each specific case. Please address the following standards as these will be used in considering the specific relief you are seeking.

That use deemed necessary for the public convenience at that location. Explain:

Our restaurant will be an excellent addition to the area and will provide a safe and exciting place for families to gather and enjoy one of the best burgers Palatine has to offer!

The use is designed, located, and proposed to be operated that the public health, safety, welfare will be protected. Explain:

We intend to follow all food safety & sanitation regulations. Protecting this community and serving the public the best

The use will not cause substantial injury to nearby property values. Explain:

No because the building was previously occupied by Arbys. No structural changes will be made to the building. Only repairs and cosmetic improvements.

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

In order to supplement the above standards, the Planning and Zoning Commission may also consider the following:

With respect to front yard fencing and fencing in a rear yard/side yard abutting a street, the following additional standards must be met:

a. Will meet the following aesthetic criteria:

i. Will not destroy existing vistas in the area;

ii. Will enhance the appearance of the homes and the streets in the area; and

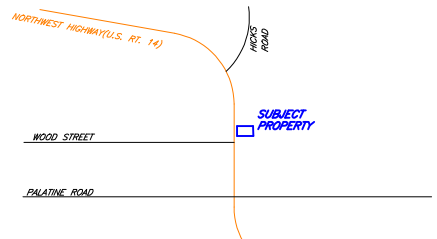
iii. Will not detract from the overall appearance of the community; or

b. The fencing is found to be necessary to protect private property or the safety of the inhabitants of the property.

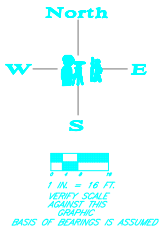
We fully intend on improving the overall look of the area and not creating something that is loud or offensive to the community.

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

PLAT OF SURVEY
ALTA \NSPS LAND TITLE SURVEY
by
Michael J. Emmert Surveys, Inc.



VICINITY MAP



FLOOD ZONE

MICHAEL J. EMMERT SURVEY'S INC., DOES HEREBY CERTIFY THAT WE HAVE EXAMINED THE FLOOD INSURANCE RATE MAP OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY OF THE FEDERAL INSURANCE ADMINISTRATION AND DETERMINED THE FOLLOWING:
PROPERTY IS LOCATED WITHIN COMMUNITY NUMBER – 175170
CURRENT EFFECTIVE MAP DATE – AUGUST 19, 2008
ON PANEL NUMBER – 17031C0181J
AND FIND THAT THE PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN)

BEARING BASIS

THE CENTERLINE OF NORTHWEST HIGHWAY IS ASSUMED TO BE NORTH 00 DEGREES 10 MINUTES 48 SECONDS WEST

PARKING

AS BUILT PARKING SUMMARY
REGULAR SPACES – 24
HANDICAP SPACES – 2
TOTAL SPACES – 26

LEGALLY DESCRIBED AS FOLLOWS:

LOT 16 (EXCEPT THE SOUTH 10.00 FEET) AND LOT 17 IN BLOCK 3 IN ARTHUR T. MC INTOSH AND COMPANY'S PALATINE NORTHWEST HIGHWAY ADDITION, IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 28, 1925 AND DECEMBER 30, 1926 AS DOCUMENT 9018237, IN COOK COUNTY, ILLINOIS.

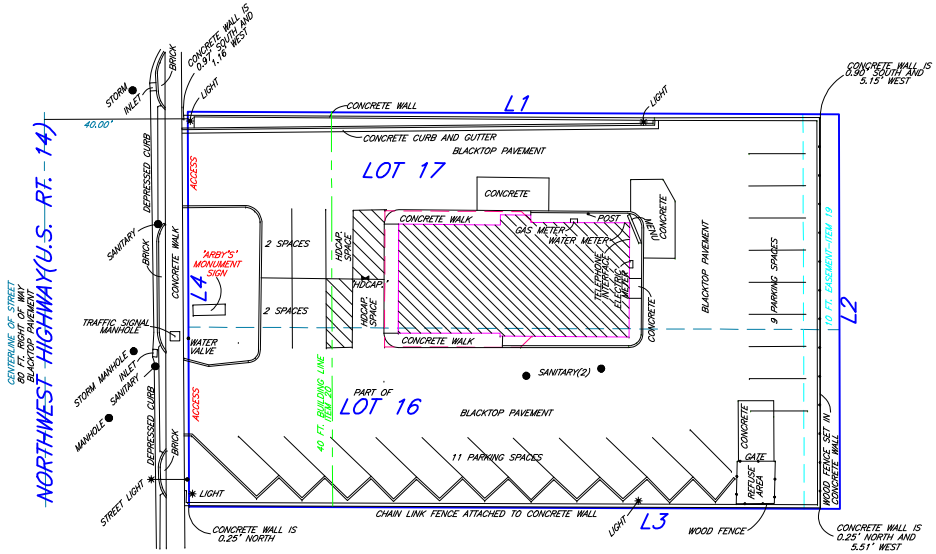
REFERENCE BEING HAD TO TITLE INSURANCE COMMITMENT NUMBER 1718741 BEARING AN EFFECTIVE DATE OF AUGUST 8, 2917 AS PREPARED BY SATURN TITLE LLC AND FIDELITY NATIONAL TITLE INSURANCE COMPANY .

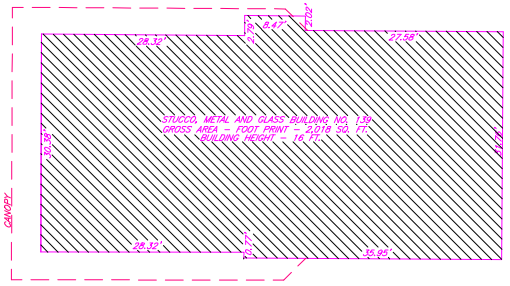
CONTAINING 19,958 SQ. FT. OR 0.4587 ACRES

THE SUBJECT PROPERTY ADJOINS NORTHWEST HIGHWAY (A PUBLIC STREET) ON THE WEST. DIRECT ACCESS IS PROVIDED VIA THE AFOREMENTIONED STREET.

SCHEDULE B SPECIAL EXCEPTIONS

1. PERMANENT INDEX NUMBER 02-14-402-004-0000
2. PERMANENT INDEX NUMBER 02-14-402-023-0000
ITEMS 3 THROUGH 18 – NOT SURVEY RELATED
19. 10 FT. EASEMENT – PLOTTED
20. 40 FT. BUILDING LINE PER SUBDIVISION – PLOTTED
ITEMS 21 THROUGH 26 – NOT SURVEY RELATED





LINE TABLE

Line	Bearing	Distance	Measure
L1	S.89°46'59"E.	181.44'	181.44'
L2	S.00°10'48"E.	110.00'	110.00'
L3	N.89°46'59"W.	181.44'	181.44'
L4	N.00°10'48"W.	110.00'	110.00'

AS PER MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS EFFECTIVE FEBRUARY 23, 2016 – ITEM 7 CERTIFICATION:
THE PLAT OR MAP OF AN ALTA/NSPS LAND TITLE SURVEY SHALL BEAR ONLY THE FOLLOWING CERTIFICATION, UNALTERED, EXCEPT AS MAY BE REQUIRED PURSUANT TO SECTION 3.B

TO: MSG GROUP II, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY
BANK OF THE WEST, ITS SUCCESSORS AND/OR ASSIGNS
SATURN TITLE LLC AND
FIDELITY NATIONAL TITLE INSURANCE COMPANY
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS AND INCLUDES ITEMS 2, 3, 4, 7(A), 8, 9, 16 AND 17 OF TABLE A THEREOF.
THE FIELD WORK WAS COMPLETED ON SEPTEMBER 5, 2017.

DATED THIS 5TH. DAY OF SEPTEMBER, 2017

BY: MICHAEL J. EMMERT SURVEYS, INC.
MICHAEL J. EMMERT PRESIDENT
PROFESSIONAL ILLINOIS LAND SURVEYOR NO. 2499

STATE OF ILLINOIS
MICHAEL J. EMMERT
No. 2499
PROFESSIONAL LAND SURVEYOR

original plat is in colors
Michael J. Emmert Surveys, Inc
185 East Valiette Street
Elmhurst, Illinois 60126
Office 630-516-0383
Fax 630-516-0387

NOTES

1. SURVEY SHOWN HEREON IS AN "AS-BUILT" SURVEY.
2. SURVEY SHOWN HEREON IS LIMITED TO ABOVE GROUND VISIBLE IMPROVEMENTS AND NO UNDERGROUND INFORMATION IS INTENDED TO BE PROVIDED.
3. ALL UTILITIES APPEAR TO ENTER THE PROPERTY VIA A PUBLIC RIGHT OF WAY.
4. THE SUBJECT PROPERTY APPEARS TO DRAIN INTO A PUBLIC RIGHT OF WAY.
5. THERE IS NO OBSERVABLE EVIDENCE OF EARTH MOVING WORK, BUILDING CONSTRUCTION OR BUILDING ADDITIONS WITHIN RECENT MONTHS.
6. THERE ARE NO CHANGES IN STREET RIGHT OF WAY LINES EITHER COMPLETED OR PROPOSED TO THE BEST OF OUR KNOWLEDGE, AND AVAILABLE FROM THE CONTROLLING JURISDICTION.
7. THERE IS NO OBSERVABLE EVIDENCE OF RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIRS.
8. THERE IS NO OBSERVABLE EVIDENCE OF SITE USE AS A SOLID WASTE DUMP, SUMP OR SANITARY LANDFILL OR CEMETERY.

SYMBOLS

- CONCRETE FILLED POST
- HYDRANT
- MANHOLE
- SIGN
- LIGHT
- UTILITY POLE
- CONCRETE CURB
- CONCRETE CURB AND GUTTER
- CONCRETE

A.C. – AIR CONDITIONER
W.M.–WATER METER
G.M.–GAS METER
T.I.–TELEPHONE INTERFACE
C.S.–CABLE SERVICE
E.M.–ELECTRIC METER

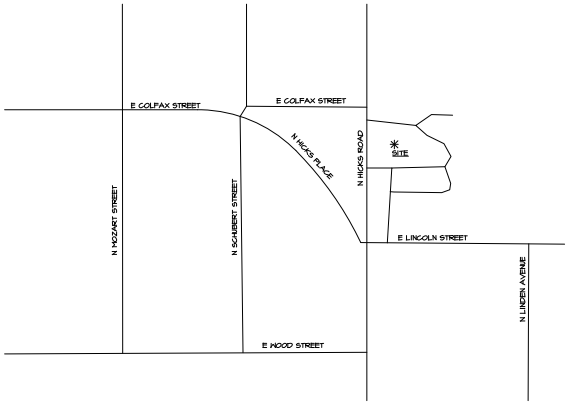
139 N. NORTHWEST HIGHWAY
PALATINE, ILLINOIS

SCALE: 1" = 16'	CHKD. / AP'VD:
DATE: SEPTEMBER 5, 2017	APPROVED:
DWN. BY: MJE	
CHKD. BY: ADE	

Attachment: Plat of Survey (139 N Northwest Highway - SU Reps Place)

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

TENANT FINISH OUT FOR:
REP'S PLACE
139 N NW HIGHWAY
PALATINE, ILLINOIS 60067



N LOCATION MAP
N.T.S.

GENERAL NOTES

1. ALL WORK SHALL COMPLY WITH THE RULE AND REGULATIONS OF APPLICABLE BUILDING AND ZONING CODES AND ALL OTHER AUTHORITIES HAVING JURISDICTION.

2. NOT USED.

3. THE CONTRACTOR SHALL OBTAIN FULL KNOWLEDGE BY PERSONAL, DIRECT AND CAREFUL EXAMINATION OF ALL REQUIREMENTS OF THE SPECIFICATIONS AND DRAWINGS. THE CONTRACTOR HEREBY ACCEPTS ALL SUCH CONDITIONS AND REQUIREMENTS AND HEREBY ASSUMES ALL RESPONSIBILITY AND COSTS RESULTING FROM HIS FAILURE TO OBTAIN FULL KNOWLEDGE OF ANY OF THEM.

4. THE CONTRACTOR SHALL GUARANTEE FOR A PERIOD OF ONE (1) YEAR AFTER DATE OF WORK ACCEPTANCE AND IT IS UNDERSTOOD BY HIS ACCEPTANCE OF THE CONTRACT THAT HE WILL MAKE GOOD ANY AND ALL WORK WHICH IN ANY WAY BECOMES DEFECTIVE AS TO THE QUALITY OF MATERIALS AND WORKMANSHIP FOR ANY CAUSE OTHER THAN ORDINARY WEAR AND TEAR.

5. THE CONTRACTOR SHALL VISIT THE SITE AND FULLY INFORM HIMSELF OF ALL CONDITIONS AND LIMITATIONS THAT WILL AFFECT HIS WORK AND INCLUDE IN HIS PROPOSAL A SUM TO COVER ALL WORK CALLED FOR OR REASONABLY INFERABLE FROM THE DRAWINGS AND SPECIFICATIONS INCLUDING ALL LABOR, MATERIALS AND MEANS OF CONSTRUCTION NECESSARY FOR A COMPLETE INSTALLATION.

6. THE SUBMISSION OF A PROPOSAL WILL BE CONSTRUED AS EVIDENCE THAT SUCH AN EXAMINATION HAS BEEN MADE AND LATER CLAIMS FOR ALL LABOR, EQUIPMENT AND MATERIALS REQUIRED FOR DIFFICULTIES ENCOUNTERED WHICH COULD HAVE BEEN FORESEEN, WILL NOT BE RECOGNIZED.

7. THE CONTRACTOR SHALL NOTIFY THE ARCHITECT OF ANY DISCREPANCIES OR QUESTIONS REGARDING THE DRAWINGS AND SPECIFICATIONS OR CONFLICTS AMONG THE DRAWINGS, SPECIFICATIONS AND FIELD CONDITIONS PRIOR TO THE START OF WORK.

8. ALL DRAWINGS AND CONSTRUCTION NOTES ARE COMPLEMENTARY AND WHAT IS CALLED FOR BY ONE SHALL BE BINDING AS IF CALLED FOR BY ALL.

9. N.I.C. INDICATES NOT IN CONTRACT.

10. WHERE THE TERM "APPROVED EQUAL" IS USED IN THE DRAWINGS OR SPECIFICATIONS, IT SHALL BE UNDERSTOOD THAT THE REFERENCE IS MADE TO THE RULING AND JUDGMENT OF THE ARCHITECT AND SHALL BE SUBMITTED TO THE ARCHITECT FOR REVIEW AND APPROVAL. SUBMIT ACTUAL SAMPLES AND ANY NECESSARY TECHNICAL DATA OR INFORMATION OF ALL PROPOSED SUBSTITUTIONS.

11. THE CONTRACTOR SHALL SUBMIT MANUFACTURERS CATALOG CUTS AND ACTUAL SAMPLES OF ALL FIXTURES AND EQUIPMENT CALLED FOR IN THE DRAWINGS AND SPECIFICATIONS.

12. THE CONTRACTOR SHALL SUBMIT ALL FABRICATION SHOP DRAWINGS AND FIXTURE CUTS TO THE ARCHITECT FOR REVIEW AND APPROVAL. ALL SHOP DRAWINGS AND CUTS ARE SIGNED "PROVIDE AS SUBMITTED" OR "PROVIDE AS CORRECTED" FOR CONFORMATION TO DESIGN APPEARANCES ONLY. THE CONTRACTOR SHALL ASSUME RESPONSIBILITY FOR ALL ERRORS AND/OR OMISSIONS ON HIS DRAWINGS.

13. THE CONTRACTOR SHALL FURNISH A FIELD PROGRESS SCHEDULE TO THE ARCHITECT FOR ALL PHASES OF ERECTION.

14. THE CONTRACTOR SHALL COORDINATE WITH ALL WORK OF THE VARIOUS TRADES WHETHER INCLUDED IN HIS CONTRACTOR OR NOT. HE SHALL MAKE OPENINGS AS REQUIRED BY OTHER TRADES AND CLOSE SAME. HE SHALL SCHEDULE WORK OF THE VARIOUS TRADES SO AS NOT TO IMPEDE THE PROPER SEQUENCE OF THE PROGRESS OF THE WORK.

15. REMOVAL OF DEBRIS SHALL BE MADE OFTEN AND AS NECESSARY TO MAINTAIN SAID PREMISES IN A SAFE, CLEAN AND ACCESSIBLE CONDITION.

16. NOT USED.

17. THE CONTRACTOR SHALL INDEMNIFY AND HOLD HARMLESS THE OWNER AND HIS AGENTS FOR AND AGAINST ALL SUITS, CLAIMS OR LIABILITY ON ACCOUNT OF PERSONAL INJURIES OR PROPERLY DAMAGES ARISING OUT OF NEGLIGENT ACTS OF THE CONTRACTOR IN THE PERFORMANCE OF THE WORK COVERED BY THE CONTRACT.

18. THE CONTRACTOR SHALL PROVIDE AND MAINTAIN ALL TEMPORARY PROTECTION OF ADJACENT WORK, EQUIPMENT AND OCCUPIED AREA AND SAME SHALL BE SUBJECT TO THE OWNERS APPROVAL.

19. ALL NEW LUMBER SHALL BE GRADE MARKED AT THE MILL PRIOR TO DELIVERY TO THE JOB SITE AS SPECIFIED.

20. PROVIDE WOOD GROUNDS AT DRYWALL CONSTRUCTION WHERE REQUIRED FOR CABINETWORK AND TRIMWORK. ALL GROUNDS SHALL BE FURNISHED AS SET BY THE CABINETWORK CONTRACTOR AND THE DRYWALL CONTRACTOR SHALL COORDINATE THEIR WORK TO ASSURE THAT CABINET WORK GROUNDS ARE SET ACCURATELY AND TIMELY.

21. ALL DRYWALL PARTITION DIMENSIONS ARE TO FINISH FACE OF GYPSUM BOARD UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

22. ALL WALL MOUNTED LIGHT FIXTURE LOCATION DIMENSIONS ARE TO THE CENTERLINE OF THE OUTLET BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

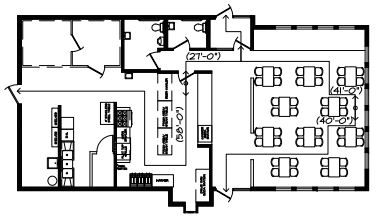
23. ALL CEILING MOUNTED LIGHT FIXTURE LOCATIONS ARE TO THE CENTERLINE OF THE OUTLET/JUNCTION BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

24. ALL GYPSUM WALL BOARD AT TOILETS SHALL BE WATER RESISTANT TYPE.

25. ALL SWITCHES AND CONTROLS FOR LIGHTS, HEAT, VENTILATION, WINDOW DRAPERIES AND ALL SIMILAR CONTROLS OF FREQUENT OR ESSENTIAL USE SHALL BE PLACED WITHIN REACH OF INDIVIDUALS IN WHEELCHAIRS48" ABOVE THE FLOOR - MAX.)

ABBREVIATIONS

AB	ANCHOR BOLT	d	PENNY (NAIL)	FD	FLOOR DRAIN	LAM	LAMINATED	GT	GUARRY TILE	T/	TOP OF
A/C	AIR CONDITIONING	DBL	DOUBLE	FE	FIRE EXTINGUISHER	LAV	LAVATORY			T&B	TOP AND BOTTOM
AC	ACOUSTIC	DEG	DEGREE	FEC	FIRE EXTINGUISHER CABINET	LL	LIVE LOAD	R	RISER	T&G	TONGUE AND GROVE
ADJ	ADJUSTABLE	DF	DRINKING FOUNTAIN	FH	FIRE HYDRANT	LLH	LONG LEG HORIZONTAL	RAD	REINFORCING/REINFORCEMENT	TB	TACKBOARD
AFF	ABOVE FINISH FLOOR	DIA	DIAMETER	FHC	FIRE HOSE CABINET	LLV	LONG LEG VERTICAL	RD	ROOF DRAIN	TC	TOP OF CONCRETE
AL	ALUMINUM	DIFF	DIFFUSER	FHMS	FLAT HEAD MACHINE SCREW			REF	REFERENCE	TEMP	TEMPERATURE
ALT	ALTERNATE	DIM	DIMENSION	FHWS	FLAT HEAD WOOD SCREW	MAINT	MAINTENANCE	REFR	REFRIGERATOR	TS	TOP OF STEEL
APPROX	APPROXIMATE	DL	DEAD LOAD	FIN	FINISH	MATL	MATERIAL	REINF		THK	THICK/THICKNESS
ARCH	ARCHITECTURAL	DN	DOWN	FL	FLOOR	MAX	MAXIMUM	REQ	REQUIRED	TYP.	TYPICAL
ASPH	ASPHALT	DR	DOOR	FND	FOUNDATION	MECH	MECHANICAL	RM	ROOM		
ASSY	ASSEMBLY	DS	DOWN SPOUT	FPHB	FROST PROOF HOSE BIBB	MEMB	MEMBRANE	RO	ROUGH OPENING	UNFIN	UNFINISHED
AUTO	AUTOMATIC	DTL	DETAIL	FLSH	FLASHING	MEZZ	MEZZANINE			UR	URINAL
AVG	AVERAGE	DW	DISHWASHER	FT	FOOT/FEET	MFR	MANUFACTURER	S	SOUTH		
				FTG	FOOTING	MIN	MINIMUM	SC	SOLID CORE	V	VENT, VOLT
BV	BOTTOM OF	E	EAST			MISC	MISCELLANEOUS	SCHED	SCHEDULE	VCT	VINYL COMPOSITION TILE
BAL	BALANCE	EA	EACH	GA	GAGE	MO	MASONRY OPENING	SECT	SECTION	VENT	VENTILATION
BD	BOARD	EB	EXPANSION BOLT	GALV	GALVANIZED	MSNRY	MASONRY	SHT	SHEET	VERT/VERT	VERTICAL
BIT	BITUMINOUS	EJ	EXPANSION JOINT	GL	GLASS	MTG	MOUNTING	SH	SHOWER		
BLDG	BUILDING	EL/ELEV	ELEVATION	GR	GRADE	MTL	METAL	SIM	SIMILAR	W	WEST
BLKG	BLOCKING	ELECT	ELECTRIC	GR BM	GRADE BEAM	MUL	MULLION	SPEC	SPECIFICATION	W/	WITH
BM	BEAM	ENCL	ENCLOSURE	GWB	GYPSUM WALL BOARD			SQ	SQUARE	W/O	WITHOUT
BOT	BOTTOM	ENTR	ENTRANCE	GYP	GYPSUM	(N)	NEW	SF,/SQ FT	SQUARE FOOT	WC	WATER CLOSET
BSMT	BASEMENT	EQ	EQUAL			N	NORTH	SS	SERVICE SINK	WD	WOOD
BTW	BETWEEN	EQPT	EQUIPMENT	HAT	HEAD ANCHOR STUD	NIC	NOT IN CONTRACT	SS	STAINLESS STEEL	WDW	WIRE GLASS
		EWC	ELECTRIC WATER COOLER	HB	HOSE BIBB	No.	NUMBER	S/S	STREET	WM	WIRE MESH
CAB	CABINET	EXP	EXPANSION	HC	HOLLOW CORE	NOM	NOMINAL	ST	STATION	WP	WEATHERPROOF
CAP	CAPACITY	EXH	EXHAUST	HDBD	HARDBOARD	NTS	NOT TO SCALE	STA	STANDARD	WWF	WELDED WIRE FABRIC
CB	CATCH BASIN	EXT	EXTERIOR	HDR	HEADER			STD	STEEL		
CEM	CEMENT			HDWD	HARDWOOD	OBS	OBSCURE	STL	STORAGE	YD	YARD
CER	CERAMIC			HDWR	HARDWARE	OC	ON CENTER	STOR	STRUCTURAL/STRUCTURE		
CFM	CUBIC FEET PER MINUTE			HM	HOLLOW METAL	OD	OUTSIDE DIAMETER	STR	SUSPENDED		
CI	CAST IRON			HORIZ	HORIZONTAL	OH	OVER HEAD	SUSP	STAIN AND VARNISH		
CJ	CONSTRUCTION JOINT			HGT	HEIGHT	OPP	OPPOSITE	SV			
CL	CENTERLINE			HVAC	HEATING, VENTILATING & AIR CONDITIONING	PART	PARTITION				
CLG	CEILING			HYD	HYDRANT	PERF	PERFORATED				
CLO	CLOSET					PLAM	PLASTIC LAMINATE				
CLR	CLEAR			ID	INSIDE DIAMETER	PL GL	PLATE GLASS				
CMU	CONCRETE MASONRY UNIT			IN	INCHES	PLMB	PLUMBING				
COL	COLUMN			INSUL	INSULATION	PLYWD	PLYWOOD				
CONC	CONCRETE			INT	INTERIOR	POL	POLISHED				
CONF	CONFERENCE					PR	PAIR				
CONN	CONNECTION			JT	JOINT	PREFAB	PREFABRICATED				
CONSTR	CONSTRUCTION					PRV	POWER ROOF VENTILATOR				
CONT	CONTINUOUS			KIT	KITCHEN	PSF	POUNDS PER SQUARE FOOT				
CONTR	CONTRACTOR					PSI	POUNDS PER SQUARE INCH				
CT	CERAMIC TILE					PART	PARTITION				
CTSK	COUNTERSINK					PT	PAINT				
						PVMT	PAVEMENT				



MAX. TRAVEL DISTANCE
A USE GROUP (NON-SPRINKLERED).
200'-0"

N EGRESS PLAN
N.T.S.

SITE & BUILDING STATISTICS

JURISDICTION:	VILLAGE OF PALATINE
ZONING CLASSIFICATION:	B-2 - GENERAL BUSINESS DISTRICT
CONSTRUCTION TYPE :	V-B - COMBUSTIBLE, UNPROTECTED.
OCCUPANCY TYPE:	A-2 ASSEMBLY
FIRE SPRINKLER:	NO
ALLOWABLE BUILDING AREA:	6,000 S.F. PER STORY
ACTUAL AREA:	2,018 S.F.
ALLOWABLE BUILDING HEIGHT:	1 STORIES
ACTUAL BUILDING HEIGHT:	1 STORIES
OCCUPANT LOAD: (BASED ON ACTUAL AREAS)	EATING AREA (UNCONCENTRATED) 704/15 S.F. = 47 KITCHEN AREA 953/200 S.F. = 5 EMPLOYEES =6 TOTAL BUILDING OCCUPANT LOAD: 58
OCCUPANT LOAD: (PER ILLINOIS PLUMBING CODE, SECTION 890.860(2))	FOOD SERVICE ESTABLISHMENT AREA - CLUBS, TAVERNS, AND OTHER EATING/DRINKING FACILITIES AREA: 1/30 S.F. @N/256 = 2,018 SQ FT/30 S.F. = 67 PEOPLE USE ACTUAL OCCUPANT LOAD OF 58 WATER CLOSET REQ'D: 1 MALE, 1 FEMALE LAVATORIES REQ'D: 1 MALE, 1 FEMALE OTHER REQ'D: 1 SERVICE SINK
DESCRIPTION:	THIS FACILITY IS TO BE REMODELED AS A RESTAURANT. THE PREVIOUS USE OF THE FACILITY WAS AS A RESTAURANT. TOILET FACILITIES HAVE BEEN PROVIDED FOR PUBLIC USE.

CODES

BUILDING CODE:	2015 INTERNATIONAL BUILDING CODE W/ AMENDMENTS 2015 EXISTING BUILDING CODE W/ AMENDMENTS
MECHANICAL CODE:	2015 INTERNATIONAL MECHANICAL CODE
ELECTRICAL CODE:	2017 NATIONAL ELECTRIC CODE
PLUMBING CODE:	2014 ILLINOIS STATE PLUMBING CODE
FUEL GAS CODE:	2015 INTERNATIONAL FUEL GAS CODE
FIRE CODE:	2015 INTERNATIONAL FIRE CODE
ENERGY CONSERVATION CODE:	2015 ILLINOIS ENERGY CONSERVATION CODE W/ ILLINOIS AMENDMENTS
ACCESSIBILITY CODE:	2015 ILLINOIS ACCESSIBILITY CODE

DRAWING INDEX

T-1	TITLE SHEET, BLDG. STATS , DRAWING INDEX , GENERAL NOTES
A-1	PARTIAL FLOOR PLAN, PARTIAL DEMOLITION PLAN, WALL TYPES, EQUIPMENT SCHEDULE
A-2	REFLECTED CEILING PLAN, ENLARGED PLANS, PLUMBING SCHEDULE, PLUMBING RISER DIAGRAMS
A-3	DOOR SCHEDULE, DOOR DETAILS, ROOM FINISH SCHEDULE, PANEL SCHEDULE

COMPLIANCE STATEMENT

I HAVE PREPARED, OR CAUSED TO BE PREPARED UNDER MY DIRECT SUPERVISION, THE ATTACHED PLANS AND SPECIFICATIONS AND STATE THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF AND TO THE EXTENT OF MY CONTRACTUAL OBLIGATION, THEY ARE IN COMPLIANCE WITH THE ENVIRONMENTAL BARRIERS ACT (410 ILCS 25). AND THE ILLINOIS ACCESSIBILITY CODE, TI ILL. ADM. CODE 400.

STATE OF ILLINOIS
RICHARD J.
BIERMAN
001-016521
LICENSED ARCHITECT

ARCHITECT

DESIGN FIRM REGISTRATION NO.: 184-004981

ILLINOIS REGISTRATION NO.: 001-016521

DATE: JUNE 14, 2023

EXPIRES: NOVEMBER 30, 2024

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REVISIONS	BY

TITLE SHEET, BUILDING STATS, DRAWINGS INDEX, GENERAL NOTES

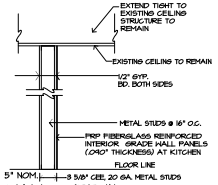
TENANT FINISH OUT FOR:
REP'S PLACE
139 N NORTHWEST HIGHWAY
PALATINE, ILLINOIS 60067

R.B. CUSTOM DESIGNS INC.
2108 N. Jonsburg Road
Jonsburg, Illinois 60050
Phone: 815-791-4891
Fax: 815-307-8200

Date	6/14/23
Scale	AS NOTED
Drawn	RJB
Job	202344
Sheet	T-1
Of	Sheets

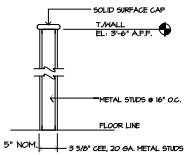
Attachment: Floor Plans (139 N Northwest Highway - SU Reps Place)

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)



WALL TYPE #1

3/4" = 1'-0"



WALL TYPE #2

3/4" = 1'-0"

SYMBOLS LIST

GFI	GROUND FAULT INTERRUPT
	RECEPTACLE - DUPLEX
	RECEPTACLE - QUAD
	WALL MOUNTED TELEPHONE/DATA OUTLET
AV	AUDIO/VISUAL ALARM
M	MANUAL ALARM PULL STATION
T	THERMOSTAT
E	EXISTING TO REMAIN

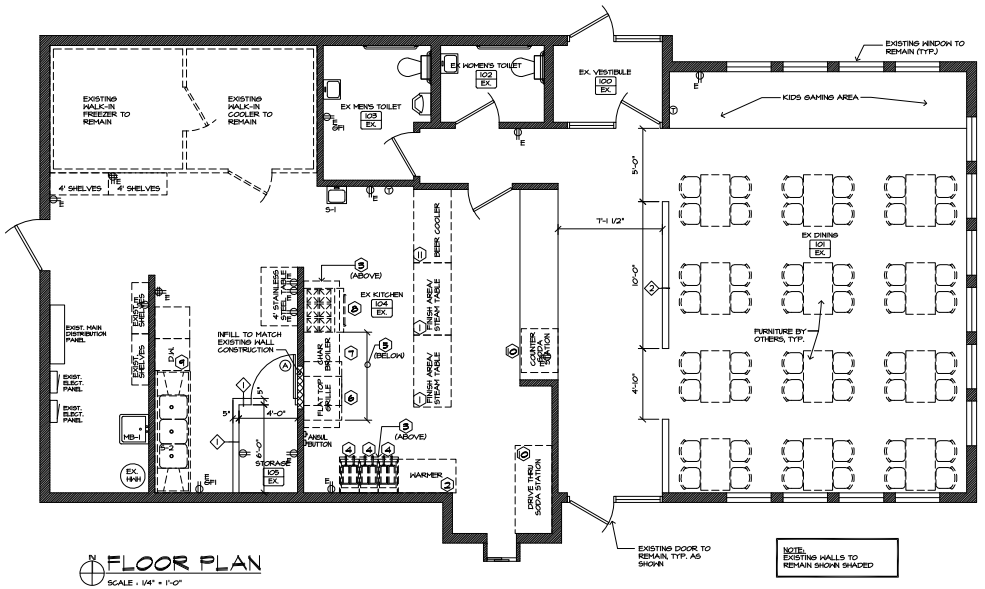
NOTE:
SECURITY WIRING & LOW VOLTAGE DATA/INTERNET WIRING TO BE PROVIDED & INSTALLED BY TENANT.

KITCHEN EQUIPMENT SCHEDULE

ITEM NO.	QTY	EQUIPMENT CATEGORY	HOT WATER SIZE (IN)	COLD WATER SIZE (IN)	DIRECT DRAIN SIZE (IN)	INDIRECT DRAIN SIZE (IN)	GAS SIZE (IN)	MBTUH	HP	KW	AMPS	VOLTS	DIRECT	PLUG	PHASE	EQUIPMENT REMARKS
1	2	ADVANCE TABCO SEALED WELL ELECTRIC TABLE #SH-4E-120									21.33	120		X		WITH UNDERSHELF
2	1	CHEF FRY WARMER DUMP STATION #JL-402										220		X		
3	1	ACCUREX KITCHEN EXHAUST HOOD W/ ANSUL SYSTEM #XB-E-14														NOTE 6
4	3	VULCAN FREE STANDING GAS FRYER #LG300					1/2	90								
5	1	CONTINENTAL GRIDDLE STAND REFRIGERATOR #D1036N							1/4		4.5	115		X		
6	1	VULCAN GAS GRIDDLE #HSA36					3/4	81								
7	1	VULCAN COUNTER CHARBROILER #VAC36					3/4	102								
8	1	VULCAN 6-BURNER GAS RANGE W/ STANDARD OVEN #365-6BN					3/4	215								
9	1	CMA DISHWASHER #CMA-180		3/4		2			1		36	208	X			
10	1	SERVEND BEVERAGE DISPENSOR W/ ICE MAKER #SV-250		1/2		3/4					2.8	120		X		
11	1	TRUE UNDERBAR COOLER #TBB-4G-HC-LD							1/4		2.8	115		X		
S-1	1	HAND SINK - ADVANCE TABCO #7-PS-23 W/ GOOSENECK FAUCET	1/2	1/2		1 1/2										WRIST BLADE FAUCET
S-2	1	3-COMP. SINK - ADVANCE TABCO #DTC-3-2020-12OR W/ DTA-100	1/2	1/2		1 1/2										NOTE 7
MB-1	1	ADVANCE TABCO FLOOR MOP SINK #14-OP-20-EC-X W/ K-240 FAUCET	1/2	1/2		2										

KITCHEN EQUIPMENT NOTES:

1. REFERENCE EQUIPMENT MANUFACTURER RECOMMENDATIONS PRIOR TO INSTALLATION.
2. SIZES SHOWN ABOVE FOR FIXTURE ONLY, UNLESS NOTED OTHERWISE ON PLAN.
3. FIXTURE STOPS SHALL BE 12" MINIMUM ABOVE FINISHED FLOOR.
4. PROVIDE OTHER EQUIPMENT (TRIM, STRAINER, ACCESSORIES, VALVES, WATER HAMMER ARRESTORS).
5. IF NOT COVERED ABOVE, PROVIDE REQUIRED ITEMS BY MANUFACTURER TO MAKE PLUMBING SYSTEMS COMPLETE.
6. NEW 3'-0" x 21'-0" EXHAUST HOOD CONNECTED TO EXHAUST AND FRESH AIR INTAKE DUCTWORK.
7. PROVIDE K-116 SPLASH MOUNT PRERINSE FAUCET W/ WRIST BLADES.



FLOOR PLAN

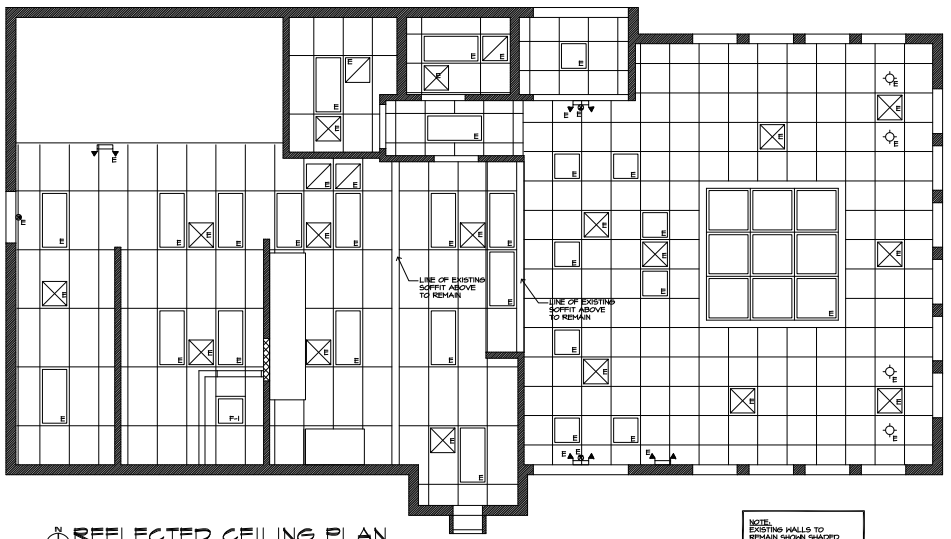
SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

LIGHT FIXTURE SCHEDULE

TYPE	MFRS.	MODEL NUMBER	LAMPS	DESCRIPTION
F-1	LSI	6A22 LED 86 NH UE FI2 FCI	24W LED	2x4 RECESSED PRISMATIC FIXTURE LISTED FOR KITCHEN

NOTES:
- FLUORESCENT FIXTURES SHALL BE 120V UNLESS NOTED, 10% THD ELECTRONIC BALLASTS IN ALL FIXTURES.
- MASTER/SLAVE UNITS WHERE EVER POSSIBLE TO MINIMIZE BALLAST QUANTITIES.
- FIXTURES SHALL UTILIZE DUAL LEVEL SWITCHING (TANDEM WIRING PER COMM. 68338) AS SHOWN ON PLANS
- PROVIDE SPECIFIED FIXTURES ONLY.
- CONNECT ALL FIXTURES TO EXISTING LIGHTING CIRCUITS & SWITCHING AT AREA OF REPLACEMENT.



REFLECTED CEILING PLAN

SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

DOOR SCHEDULE

MK.	DOOR TYPE	DOOR SIZE	DOOR THK.	DOOR MATL.	FRAME JAMB	FRAME HEAD	FRAME SILL	FRAME MATL.	HDWR.	FIRE	REMARKS
A	A	3'-0" x 7'-0"	1 3/4"	H.M.	A	B	C	HD	2		

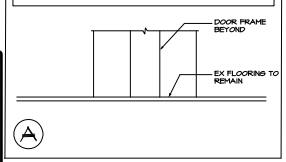
HARDWARE SCHEDULE

HDW SET 2
- 1 1/2 PAIR BUTTS
- 1 LEVER LOCKSET - STORAGE FUNCTION
- 3 SILENCERS
- 1 WALL BUMPER

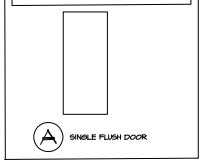
ITEM	MFR.	MODEL	FINISH
BUTTS	STANLEY	BALL BEARING 5 KNUCKLE	626 or 605 VERIFY W/ OWNER
LOCKSET	SCHLAGE	LATITUDE LEVER W/ COLLINS TRIM	F40-LAT-619-COL VERIFY W/ OWNER
CLOSER	LCN	SURFACE MOUNTED	626 or 605 VERIFY W/ OWNER
THRESHOLD	REESE	VARIES (MAX 1/2" H.)	ALUMINUM
H.M. FRAME	---	16ga. WELDED	PAINTED
H.M. DOOR	---	18ga. FACES	PAINTED

NOTE:
1. DOOR HARDWARE SHALL BE CAPABLE OF OPERATION WITH THE USE OF ONE (1) HAND AND SHALL NOT REQUIRE TIGHT PINCHING, TIGHT GRASPING OR TWISTING OF THE WRIST TO OPERATE. MAGNETURN DEADBOLTS ARE PROHIBITED. LEVER, U-SHAPED HANDLES OR PADDLE DEADBOLT RELEASES ARE ACCEPTABLE. ALL EGRESS DOORS SHALL BE READILY OPERABLE FROM THE EGRESS SIDE WITHOUT THE USE OF A KEY OR SPECIAL KNOWLEDGE OR EFFORT. DOOR THRESHOLD SHALL NOT EXCEED ONE-HALF INCH (1/2") IN HEIGHT, THRESHOLDS EXCEEDING ONE-QUARTER INCH (1/4") IN HEIGHT SHALL HAVE A 1:2 BEVEL. DOOR CLOSERS SHALL MEET OPENING FORCE AND SWEEP PERIOD REQUIREMENTS.
2. OPENING FORCE FOR PUSHING/PULLING EXTERIOR SWING DOORS SHALL NOT EXCEED 8.5 LBF. OPENING FORCE FOR PUSHING/PULLING INTERIOR SWINGING DOORS SHALL NOT EXCEED 5 LBF WHEN APPLIED TO THE LATCH SIDE OF THE DOOR. THESE FORCES DO NOT APPLY TO THE FORCE REQUIRED TO RETRACT LATCH BOLTS OR DISENGAGE OTHER DEVICES THAT HOLD THE DOOR IN A CLOSED POSITION
3. ALL DOORS OF SPECIAL HAZARD ROOMS SHALL HAVE SIGNS POSTED TO IDENTIFY THE ROOMS SUCH AS FIRE EQUIPMENT, MECHANICAL, ELECTRICAL, UTILITY, ETC.
4. DOOR HANDLES, PULLS, LATCHES, LOCKS AND OTHER OPERATING DEVICES SHALL BE INSTALLED 34" MINIMUM AND 48" MAXIMUM ABOVE THE FINISHED FLOOR. LOCKS USED ONLY FOR SECURITY PURPOSES AND NOT USED FOR NORMAL OPERATION ARE PERMITTED AT ANY HEIGHT.
5. DOOR CLOSERS AND GATE CLOSERS SHALL BE ADJUSTED SO THAT FROM AN OPEN POSITION OF 90 DEGREES, THE TIME REQUIRED TO MOVE THE DOOR TO A POSITION OF 12 DEGREES FROM THE LATCH IS 5 SECONDS MINIMUM. DOOR AND GATE SPRING HINGES SHALL BE ADJUSTED SO THAT FROM THE OPEN POSITION OF 70 DEGREES, THE DOOR OR GATE SHALL MOVE TO THE CLOSED POSITION IN 1.5 SECONDS MINIMUM.

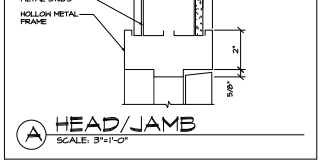
SILL TYPES



DOOR TYPES



DOOR DETAILS



HEAD/JAMB

SCALE: 3"=1'-0"

R.B. CUSTOM DESIGNS INC.
2108 N. Jamsburg Road
Jamsburg, Illinois 60051
Phone: 815-791-4891
Fax: 815-307-8200

TENANT FINISH OUT FOR:
REP'S PLACE
139 N NORTHWEST HIGHWAY
PALATINE, ILLINOIS 60067

REVISIONS	BY

PARTIAL DEMOLITION PLAN
PARTIAL FLOOR PLAN
WALL TYPES
EQUIPMENT SCHEDULE

Date 6/14/23
Scale AS NOTED
Drawn RJB
Job 202344
Sheet A-1
Of Sheets

©COPYRIGHT 2023

Attachment: Floor Plans (139 N Northwest Highway - SU Reps Place)

Business Plan

HOURS OF OPERATION

Sunday - Thursday : 11am to 10pm
Friday & Saturday : 11am to Midnight

NUMBER OF EMPLOYEES

10 Full Time
15 Part - Time

DAILY ANTICIPATED TRAFFIC

We anticipate we will serve between 250 to 300 customers per day. This number is based on location alone. We expect patrons from from the aquatic center , the park, commuter traffic, & community members

OBJECTIVE

To offer Palatine & surrounding communities a unique & delicious dining option. Our menu is simple so we can serve you fast and keep our product consistent. We're serving up Smashed Burgers, Smashed Chicken Sandwiches, Fries, & Milkshakes. That's it! Unless you count the good vibes and fast service that come complimentary with every meal :)

mike@repsplace.com

Attachment: Rep's Burgers Business Plan (139 N Northwest Highway - SU Reps Place)
Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

DRIVE THRU

EST. 2020

REP'S

BURGERS • CHICKEN • FRIES • SHAKES

SMASHERS

THE ORIGINAL SMASHER

TWO FRESH GROUND BEEF MEAT BALLS SMASHED TO PERFECTION AND LAYERED WITH TWO SLICES OF CHEESE ON A TOASTED BRIOCHE BUN & PICKLES ON THE SIDE

DOUBLE SMASHER

THREE FRESH GROUND BEEF MEAT BALLS SMASHED TO PERFECTION AND LAYERED WITH THREE SLICES OF CHEESE ON A TOASTED BRIOCHE BUN & PICKLES ON THE SIDE

COMING SOON

CHICKEN SMASHER

coming soon

LEVEL-UP TOPPINGS

LETTUCE • TOMATO • RED ONION
(NOT RECOMMENDED, TRUST US!)

BACON • GRILLED ONION

BEER CHEESE FOR SMASHER DIPPIN'

EXTRAS

SEASONED WAFFLE FRIES | $3.49

GET CHEESY WITH IT | +$2.25

24 OZ SODA | $2.75

MILKSHAKES $8.49

chocolate, strawberry, vanilla

MAKE IT A MEAL

ADD FRIES + DRINK TO ANY SMASHER

Attachment: Rep's Burgers Business Plan (139 N Northwest Highway - SU Reps Place)

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

PLEASE NOTE THIS IS NOT A FINAL MENU.
BUT ALL OF THESE ITEMS WILL BE INCLUDED.
PORTION, PRICE, AND DESCRIPTION ARE SUBJECT TO CHANGE

Lyn Bremanis

From: Lindemann, Lisa
Sent: Wednesday, August 9, 2023 10:28 AM
To: Lyn Bremanis
Subject: Reps Place

Caution: This is an external email, Please take care when clicking links or opening attachments. When in doubt, please talk with the sender or check with VOP IT

Hello Lyn,
Thank you for speaking with me today.

We live in the house that is directly behind the old Arby's establishment. After 32 years of living in this house we have experienced the following issues and would like to share with the Village. We have experienced headlights from cars into our bedroom windows late at night because of low fence along with gap in fence. Speaker volume so loud talking to customers in drive thru late at night that we can hear in our house with windows closed. Garbage and food thrown over the fence into our back yard. Workers and customers standing on concrete slab at fence smoking and hanging over fence looking into our back yard.

The old Arby's establishment is raised with concrete by about a foot above other establishments on northwest highway. The fence behind the establishment is built upon a concrete ledge that is approximately a foot higher above that raised concrete. Please note the fence is not very tall and the village allows up to an 8-foot-high fence. The fence is placed at the back of this concrete ledge and the small fence placed on top of concrete ledge.. Please note the following issues:

- The concrete Ledge allows for people to stand on ledge and see directly in our back yard.
- Small fence allows for people to throw garbage and leftover food into our back yard which happened daily.
    - Our dogs have eaten this food tossed over fence and have gotten sick.
- Fences generally have the pretty side of fence facing outward. This fence is the opposite and good side faces the establishment.
- The drop from the top of fence to our backyard is approximately 10 feet and if anyone jumps over fence it would injure them severely.

We ask that the fence be replaced with a taller fence that would be a better blocker of noise volume from speaker, car lights and garbage being thrown in our yard.

Lisa and Bob Lindemann
132 North Linden Avenue
Palatine, IL 60074

Please be advised that this email may contain confidential information. If you are not the intended recipient, please notify us by email by replying to the sender and delete this message.

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

Lyn Bremanis

From: Lars Andersen
Sent: Wednesday, August 16, 2023 7:42 AM
To: Lyn Bremanis
Subject: Reps Resturant

Caution: This is an external email, Please take care when clicking links or opening attachments. When in doubt, please talk with the sender or check with VOP IT

Good morning Lyn

We will be attending the hearing on the 22nd but wanted to voice our concerns
The light spillage from the parking lot and the headlights
The volume of the drive-thru speaker
There are many mature trees that block light and noise already, please dont cut them down.
If a new fence is installed please build around the tree.

Thank you
Lars Andersen
128 N Linden Ave
Palatine

Lars Andersen
Kaplan Pavement Services

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

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622 Graceland Ave.
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and that said newspaper(s) is a secular newspaper of general circulation and has been published weekly in the

(Village) (Town) (City) (Township) of PALATINE 139 N. NORTHWEST HIGHWAY

(●) ( ) ( ) ( )

County of COOK

and State of Illinois, continuously for more than one year prior to date of the first publication of the notice attached hereto, and that said newspaper(s) complies with the requirements of Paragraphs 5 and 10, Chapter 100, of the Illinois Revised Statutes.

Further, that the notice, of which the attached is a true copy, was published ONE times in the said newspaper(s), namely once each week for ONE successive week(s) and that the first publication of said notice was made on the 3RD day of AUGUST, A.D. 20 23., and the last publication thereof was made on the 3RD day of AUGUST, A.D. 20 23.

Your Legal appeared in the following Journal & Topics Newspapers (Des Plaines Journal, Inc.)

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- ☐ Arlington Heights Topics
- ☐ Buffalo Grove Topics
- ☑ Palatine Topics
- ☐ Rolling Meadows Topics
- ☐ Wheeling Topics
- ☐ Suburban Journal
- ☐ Northwest Journal
- ☐ Glenview Journal

"OFFICIAL SEAL"
MARY ALICE WENZL
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 07/15/2025

Mary Alice Wenzl

IN WITNESS WHEREOF, **THE DES PLAINES JOURNAL, INC.,** has caused this certificate to be signed and its corporate seal affixed hereto at Des Plaines, Illinois this 3RD day of AUGUST A.D., 20 23.

By Todd Wessell

President
Title of Corporate Officer

County of Cook
State of Illinois

Subscribed and sworn to before me this 3RD day of AUGUST A.D., 20 23.

My commission expires the 15TH day of JULY A.D., 20 25.

Attachment: PZC Materials 8-22-23 (139 N Northwest Highway - SU Reps Place)

5. 139 N. Northwest Highway

SU-000040 - 139 N. Northwest Highway

Notice was published in the Journal & Topics on August 3rd, 2023 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. **Special Use Application**
2. **Proof of Ownership**
3. **Plat of Survey**
4. **Floor Plans**
5. **Rep's Burgers Business Plan**
6. **Letter of Objection**
7. **Letter of Objection 2**
8. **Public Notice**

Ms. Bremanis provides a brief overview and states the Petitioner is proposing to renovate the existing building, formally Arby's to open a restaurant with a drive thru and liquor service for dine in. Their request is to permit a restaurant with liquor service and drive thru.

Sworn in petitioner: Mike Reppe - 139 N. Northwest Highway

Mr. Reppe states that he and his partner have been in the restaurant business for the last couple of decades and has another location in Rolling Meadows. He states this would be the first location with a drive thru. They will work to correct any issues presented by staff or surrounding residents.

Chairman Wood asks if the fence issue would be addressed as this seems to be an issue.
Mr. Reppe states that the fence issue is being working on with the landlord and have a fence company that is helping them to resolve.
Chairman Wood clarifies that the property is leased not owned.
Mr. Reppe states that is true.

Commissioner Kolososki asks if they will be on site to manage.
Mr. Reppe states they have a team of partners that have a consolidated business experience of over 80 years.

Chairman Wood inquires as to what the business hours would be.
Mr. Reppe states 11pm or Midnight - has not made a final decision.

Ms. Bremanis states the business plan application requested midnight and they would be allowed the requested hours but if they wanted to close earlier they could.

Attachment: PZC Minutes 8-22-23 (139 N Northwest Highway - SU Reps Place)

She also states that if there are complaint issues regarding the hours or sound they would address at the time.
Commissioner Cavanaugh asks if a new lighting plan would be required.
Ms. Bremanis states that if the current lighting plan meets code, they would be allowed to use the existing.

Commissioner Roth-Wurster asks if that would also apply to the drive thru speaker.
Mr. Reppe states that a new drive thru system will be installed and will have a lower speaker system directed at the car windows.

Chairman Wood states past complaints for similar businesses along this stretch have been regarding dumpster banging, trash and noise from the drive thru. She would like to ensure matters of this nature are addressed.
Mr. Reppe states that these types of matters would be addressed and would like to be a good neighbor for a long time. They will find the best speaker location, provide a suitable fence and keep the property safe.

Commissioner Bettenhausen asks if the current pole for signage will be utilized.
Mr. Reppe states it would be.

Ms. Bremanis provides a site analysis and explains the business plan to renovate the building and the proposed hours. She clarifies the property lines for this property and states that the area behind the fence line belongs to the subject property and are responsible to maintaining.

Resident - Lars Anderson - 128 N. Linden Ave.
Mr. Anderson states they are excited to have a new business at this lot since the existing is run down and an eyesore. He has concerns regarding the light shining from cars onto his property. He requests a side fence at the dumpster area which would address this issue. He asks that the existing tree in that area not be cut down as it provides a buffer. He further explains that the current speaker system is disruptive and asks if the new system might face the adjacent business. He also states that staying open until midnight seems excessive.

Resident - Lisa Lindemann - 132 N. Linden Ave.
Ms. Lindemann states that the back of the subject property has been a hangout place for employees and patrons in the past. She points out that the concrete barrier is a place that they can stand on and see into the adjacent yards and has always been uncomfortable with this situation. She requests that the fence be installed directly on top of the asphalt to deter people from standing on the concrete and throwing garbage into the open area between the fence and the lot lines. She also states that the speaker should be kept at a lower volume.

Commission Friedman refers to the diagram of the fence submitted for this application and clarifies which fence is her fence.

Attachment: PZC Minutes 8-22-23 (139 N Northwest Highway - SU Reps Place)

Mr. Bradshaw clarifies the fence locations.
Commissioner Noonan asks who maintains the property between the fences.
Ms. Bremanis states that the property owner of the subject property is required to maintain the property.
Further discussion ensues regarding fence location and height.

Resident - Robertina Villalobos - 138 N. Linden Ave.
Ms. Villalobos states her concerns regarding the late hours, speakers, loud music and the fence. They have resided in her home for 6 years and states these issues have been a problem in the past and would like to be sure they are addressed.

Mr. Reppe addresses the neighbors' concerns and states the fence issue will be resolved. They will work with the property owner to have the fence installed in front of the concrete slab. He also states they will try to keep the area clean and safe. He notes that the drive thru menu is a small limited menu and anticipate that the drive thru requests will be short. He will work to install the speaker system so as not to be too disruptive to the neighbors. He states that outdoor seating is in his future plans and may request 3 or 4 round tables at the front of the restaurant but will not have this plan in place until next year.

Commissioners further discuss fence and speaker situation.

STAFF RECOMMENDATION:

The Petitioner is proposing to open a new restaurant, with drive-thru at the former Arby's. The existing building site plan will generally remain the same and the use is consistent with the neighboring businesses along Northwest Highway. Per Staff review and submitted resident comments, the existing 4' fence does not appear to provide an adequate buffer between the commercial business and the residential neighborhood to the east. To that end, a taller fence would help contain loose debris & refuse and dampen the noise from the drive-thru speaker. There are also Code requirements that will insure that such deficiencies are managed. Ultimately, as the previous use operated with a drive-thru, with no identified issues, the proposal should not cause any injury to the value of the other properties within the surrounding neighborhood. Therefore, Staff recommends approval of the Special Use, subject to the following conditions:

1. The Special Use shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, Mike Reppe, Rep's Place, except as such plans may be changed to conform to Village Codes and Ordinances.
2. A revised site plan, including a dumpster enclosure and solid fence plan/ elevation along the east side of the property, shall be submitted through the building permit process, in a manner acceptable to the Planning and Zoning Director.
   Resident - Lars Anderson states he would like to confirm the fence would follow through to the dumpster area.

Attachment: PZC Minutes 8-22-23 (139 N Northwest Highway - SU Reps Place)

Ms. Bremanis - Condition concerning fence will address this:

Revised site plan for the dumpster enclosure and solid fence plan elevation should be submitted through the building permit process in a manner acceptable to the Planning and Zoning Director.

There were no further questions. The public hearing was closed.

Commissioner Noonan made a motion to approve subject staff's conditions; seconded by Commissioner Kolososki.

DELIBERATIONS:

Commissioner Kolososki states it would be a good project.

Commissioner Cavanaugh states there should be no issue with restaurant with liquor license and drive thru. He thinks the petitioner is willing to work with the neighbors and the project meets the standards.

Commissioner Fedota states it meets standards and will be a good use.

Chairman Wood states there is a good reputation for this business. Confident staff will make sure buffers are in place for the surrounding neighbors. She notes that the Petitioner has a successful business in Rolling Meadows and this request meets the standards.

Commissioner Friedman states the neighbors will have an advantage having a local business owner vs an out of state corporate chain.

Commissioner Roth Wurster states the petitioner has a positive business in Rolling Meadows and the request has met the standards.

Chairman Wood summarized that this request has met the standards and was unanimously approved by a vote of 8-0. This item will tentatively go to Village Council on Monday, September 11th, 2023.

RESULT:	**RECOMMEND TO APPROVE [UNANIMOUS]**
MOVER:	Patrick Noonan, Commissioner
SECONDER:	Robert Kolososki, Commissioner
AYES:	Noonan, Roth-Wurster, Friedman, Wood, Bettenhausen, Kolososki, Cavanaugh, Fedota
ABSENT:	Luszczak

Attachment: PZC Minutes 8-22-23 (139 N Northwest Highway - SU Reps Place)

IV. COMMUNICATIONS

Communications:

969 N Carmel St request for the rear addition was approved unanimously at Village Council

615 E Delgato was approved at Village Council last night

Ms. Wood asks about the Helen property request that was recently heard.

Mr. Bradshaw states it was denied by Village Council. The petitioner resubmitted plans that meet code and are now moving forward with the project.

Palatine Street Fest is this weekend.

Next hearing is scheduled for 9/12/23.

V. ADJOURNMENT

Attachment: PZC Minutes 8-22-23 (139 N Northwest Highway - SU Reps Place)

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- ☐ Wheeling Topics
- ☐ Suburban Journal
- ☐ Northwest Journal
- ☐ Glenview Journal

"OFFICIAL SEAL"
MARY ALICE WENZL
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 07/15/2025

Mary Alice Wenzl

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By Todd Wessell

President
Title of Corporate Officer

County of Cook
State of Illinois

Subscribed and sworn to before me this 3RD day of AUGUST A.D., 20 23.

My commission expires the 15TH day of JULY A.D., 20 25.

Attachment: Public Notice (139 N Northwest Highway - SU Reps Place)

Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for Rep's Burgers Located at 139 N. Northwest Highway

BACKGROUND:
On this evening's agenda is a Special Use request for a dine-in restaurant with a drive-thru for Rep's Burgers located at 139 N. Northwest Highway. Owners Mike Reppe and Mike Mele wish to apply for a Class G (Beer and Wine) liquor license. There will be no drive-thru liquor service. The proposed hours of operation are Sunday-Thursday: 11 AM - 10 PM, Friday-Saturday: 11 AM - Midnight.

KEY ISSUES:
- Increase Class G (Beer & Wine) Liquor Licenses by one.

ALTERNATIVES:
1. Approve the Ordinance increasing the number of Class G Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class G Liquor Licenses by one.

RECOMMENDATION:
Action is at the discretion of the Committee.

ACTION REQUIRED:
Action is at the discretion of the Committee.

ATTACHMENTS:
- ORD Increase Class G Liquor License Rep's Burgers
- Floor Plan - Rep's Burger
- Letter and Menu
- Rep's Burgers Business Plan

ORDINANCE NO._____

AN ORDINANCE INCREASING THE NUMBER OF CLASS G (BEER & WINE) LIQUOR LICENSES PURSUANT TO CHAPTER 3, SECTION 3-37 OF THE VILLAGE OF PALATINE CODE OF ORDINANCES FOR REP'S BURGERS LOCATED AT 139 N. NORTHWEST HIGHWAY

BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power:

SECTION 1: That the number of Class G (Beer & Wine) liquor licenses shall be increased by one for Rep's Burgers for a total of 9 Class G liquor licenses, subject to approval of the Liquor Commission.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this _____ day of _____, 2023

AYES: _____ NAYS: _____ ABSENT: _____ PASS:_____

APPROVED by me this _____ day of _____, 2023

_____
Mayor of the Village of Palatine

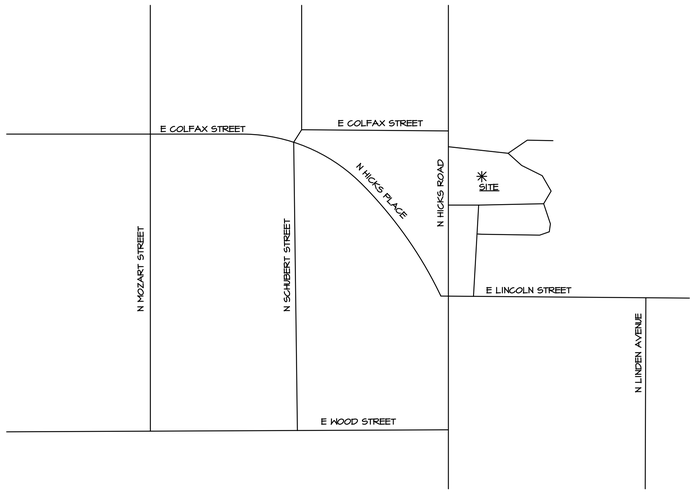
ATTESTED and FILED in the office of the Village Clerk this

_____ day of _____, 2023

_____
Village Clerk

Attachment: ORD Increase Class G Liquor License Rep's Burgers (139 N. Northwest Hwy - Increase Class G Liq. Rep's Burgers)

TENANT FINISH OUT FOR:
REP'S PLACE
139 N NW HIGHWAY
PALATINE, ILLINOIS 60067



N LOCATION MAP
N.T.S.

GENERAL NOTES

1. ALL WORK SHALL COMPLY WITH THE RULE AND REGULATIONS OF APPLICABLE BUILDING AND ZONING CODES AND ALL OTHER AUTHORITIES HAVING JURISDICTION.

2. NOT USED.

3. THE CONTRACTOR SHALL OBTAIN FULL KNOWLEDGE BY PERSONAL, DIRECT AND CAREFUL EXAMINATION OF ALL REQUIREMENTS OF THE SPECIFICATIONS AND DRAWINGS. THE CONTRACTOR HEREBY ACCEPTS ALL SUCH CONDITIONS AND REQUIREMENTS AND HEREBY ASSUMES ALL RESPONSIBILITY AND COSTS RESULTING FROM HIS FAILURE TO OBTAIN FULL KNOWLEDGE OF ANY OF THEM.

4. THE CONTRACTOR SHALL GUARANTEE FOR A PERIOD OF ONE (1) YEAR AFTER DATE OF WORK ACCEPTANCE AND IT IS UNDERSTOOD BY HIS ACCEPTANCE OF THE CONTRACT THAT HE WILL MAKE GOOD ANY AND ALL WORK WHICH IN ANY WAY BECOMES DEFECTIVE AS TO THE QUALITY OF MATERIALS AND WORKMANSHIP FOR ANY CAUSE OTHER THAN ORDINARY WEAR AND TEAR.

5. THE CONTRACTOR SHALL VISIT THE SITE AND FULLY INFORM HIMSELF OF ALL CONDITIONS AND LIMITATIONS THAT WILL AFFECT HIS WORK AND INCLUDE IN HIS PROPOSAL A SUM TO COVER ALL WORK CALLED FOR OR REASONABLY INFERABLE FROM THE DRAWINGS AND SPECIFICATIONS INCLUDING ALL LABOR, MATERIALS AND MEANS OF CONSTRUCTION NECESSARY FOR A COMPLETE INSTALLATION.

6. THE SUBMISSION OF A PROPOSAL WILL BE CONSTRUED AS EVIDENCE THAT SUCH AN EXAMINATION HAS BEEN MADE AND LATER CLAIMS FOR ALL LABOR, EQUIPMENT AND MATERIALS REQUIRED FOR DIFFICULTIES ENCOUNTERED WHICH COULD HAVE BEEN FORESEEN, WILL NOT BE RECOGNIZED.

7. THE CONTRACTOR SHALL NOTIFY THE ARCHITECT OF ANY DISCREPANCIES OR QUESTIONS REGARDING THE DRAWINGS AND SPECIFICATIONS OR CONFLICTS AMONG THE DRAWINGS, SPECIFICATIONS AND FIELD CONDITIONS PRIOR TO THE START OF WORK.

8. ALL DRAWINGS AND CONSTRUCTION NOTES ARE COMPLEMENTARY AND WHAT IS CALLED FOR BY ONE SHALL BE BINDING AS IF CALLED FOR BY ALL.

9. N.I.C. INDICATES NOT IN CONTRACT.

10. WHERE THE TERM "APPROVED EQUAL" IS USED IN THE DRAWINGS OR SPECIFICATIONS, IT SHALL BE UNDERSTOOD THAT THE REFERENCE IS MADE TO THE RULING AND JUDGMENT OF THE ARCHITECT AND SHALL BE SUBMITTED TO THE ARCHITECT FOR REVIEW AND APPROVAL. SUBMIT ACTUAL SAMPLES AND ANY NECESSARY TECHNICAL DATA OR INFORMATION OF ALL PROPOSED SUBSTITUTIONS.

11. THE CONTRACTOR SHALL SUBMIT MANUFACTURERS CATALOG CUTS AND ACTUAL SAMPLES OF ALL FIXTURES AND EQUIPMENT CALLED FOR IN THE DRAWINGS AND SPECIFICATIONS.

12. THE CONTRACTOR SHALL SUBMIT ALL FABRICATION SHOP DRAWINGS AND FIXTURE CUTS TO THE ARCHITECT FOR REVIEW AND APPROVAL. ALL SHOP DRAWINGS AND CUTS ARE SIGNED "PROVIDE AS SUBMITTED" OR "PROVIDE AS CORRECTED" FOR CONFORMATION TO DESIGN APPEARANCES ONLY. THE CONTRACTOR SHALL ASSUME RESPONSIBILITY FOR ALL ERRORS AND/OR OMISSIONS ON HIS DRAWINGS.

13. THE CONTRACTOR SHALL FURNISH A FIELD PROGRESS SCHEDULE TO THE ARCHITECT FOR ALL PHASES OF ERECTION.

14. THE CONTRACTOR SHALL COORDINATE WITH ALL WORK OF THE VARIOUS TRADES WHETHER INCLUDED IN HIS CONTRACTOR OR NOT. HE SHALL MAKE OPENINGS AS REQUIRED BY OTHER TRADES AND CLOSE SAME. HE SHALL SCHEDULE WORK OF THE VARIOUS TRADES SO AS NOT TO IMPEDE THE PROPER SEQUENCE OF THE PROGRESS OF THE WORK.

15. REMOVAL OF DEBRIS SHALL BE MADE OFTEN AND AS NECESSARY TO MAINTAIN SAID PREMISES IN A SAFE, CLEAN AND ACCESSIBLE CONDITION.

16. NOT USED.

17. THE CONTRACTOR SHALL INDEMNIFY AND HOLD HARMLESS THE OWNER AND HIS AGENTS FOR AND AGAINST ALL SUITS, CLAIMS OR LIABILITY ON ACCOUNT OF PERSONAL INJURIES OR PROPERLY DAMAGES ARISING OUT OF NEGLIGENT ACTS OF THE CONTRACTOR IN THE PERFORMANCE OF THE WORK COVERED BY THE CONTRACT.

18. THE CONTRACTOR SHALL PROVIDE AND MAINTAIN ALL TEMPORARY PROTECTION OF ADJACENT WORK, EQUIPMENT AND OCCUPIED AREA AND SAME SHALL BE SUBJECT TO THE OWNER'S APPROVAL.

19. ALL NEW LUMBER SHALL BE GRADE MARKED AT THE MILL PRIOR TO DELIVERY TO THE JOB SITE AS SPECIFIED.

20. PROVIDE WOOD GROUNDS AT DRYWALL CONSTRUCTION WHERE REQUIRED FOR CABINETWORK AND TRIMWORK. ALL GROUNDS SHALL BE FURNISHED AS SET BY THE CABINETWORK CONTRACTOR AND THE DRYWALL CONTRACTOR SHALL COORDINATE THEIR WORK TO ASSURE THAT CABINET WORK GROUNDS ARE SET ACCURATELY AND TIMELY.

21. ALL DRYWALL PARTITION DIMENSIONS ARE TO FINISH FACE OF GYPSUM BOARD UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

22. ALL WALL MOUNTED LIGHT FIXTURE LOCATION DIMENSIONS ARE TO THE CENTERLINE OF THE OUTLET BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

23. ALL CEILING MOUNTED LIGHT FIXTURE LOCATIONS ARE TO THE CENTERLINE OF THE OUTLET/JUNCTION BOX UNLESS SPECIFICALLY DETAILED OR NOTED OTHERWISE ON THE DRAWINGS.

24. ALL GYPSUM WALL BOARD AT TOILETS SHALL BE WATER RESISTANT TYPE.

25. ALL SWITCHES AND CONTROLS FOR LIGHTS, HEAT, VENTILATION, WINDOW DRAPERIES AND ALL SIMILAR CONTROLS OF FREQUENT OR ESSENTIAL USE SHALL BE PLACED WITHIN REACH OF INDIVIDUALS IN WHEELCHAIRS(48" ABOVE THE FLOOR - MAX.)

SITE & BUILDING STATISTICS

JURISDICTION:	VILLAGE OF PALATINE
ZONING CLASSIFICATION:	B-2 - GENERAL BUSINESS DISTRICT
CONSTRUCTION TYPE :	V-B - COMBUSTIBLE, UNPROTECTED.
OCCUPANCY TYPE:	A-2 ASSEMBLY
FIRE SPRINKLER:	NO
ALLOWABLE BUILDING AREA:	6,000 S.F. PER STORY
ACTUAL AREA:	2,018 S.F.
ALLOWABLE BUILDING HEIGHT:	1 STORIES
ACTUAL BUILDING HEIGHT:	1 STORIES
OCCUPANT LOAD: (BASED ON ACTUAL AREAS)	EATING AREA (UNCONCENTRATED) 704/15 S.F. = 47 KITCHEN AREA 553/200 S.F. = 3 EMPLOYEES =6 TOTAL BUILDING OCCUPANT LOAD: 56
OCCUPANT LOAD: (PER ILLINOIS PLUMBING CODE, SECTION 890.810(2))	FOOD SERVICE ESTABLISHMENT AREA - CLUBS, TAVERNS, AND OTHER EATING/DRINKING FACILITIES AREA. 1/30 S.F. GROSS = 2,018 SQ FT/30 S.F. = 67 PEOPLE USE ACTUAL OCCUPANT LOAD OF 56 WATER CLOSET REQ'D: 1 MALE, 1 FEMALE LAVATORIES REQ'D: 1 MALE, 1 FEMALE OTHER REQ'D: 1 SERVICE SINK

DESCRIPTION:
THIS FACILITY IS TO BE REMODELED AS A RESTAURANT. THE PREVIOUS USE OF THE FACILITY WAS AS A RESTAURANT. TOILET FACILITIES HAVE BEEN PROVIDED FOR PUBLIC USE.

CODES

BUILDING CODE:	2015 INTERNATIONAL BUILDING CODE W/ AMENDMENTS 2015 EXISTING BUILDING CODE W/ AMENDMENTS
MECHANICAL CODE:	2015 INTERNATIONAL MECHANICAL CODE
ELECTRICAL CODE:	2017 NATIONAL ELECTRIC CODE
PLUMBING CODE:	2014 ILLINOIS STATE PLUMBING CODE
FUEL GAS CODE:	2015 INTERNATIONAL FUEL GAS CODE
FIRE CODE:	2015 INTERNATIONAL FIRE CODE
ENERGY CONSERVATION CODE:	2018 ILLINOIS ENERGY CONSERVATION CODE W/ ILLINOIS AMENDMENTS
ACCESSIBILITY CODE:	2018 ILLINOIS ACCESSIBILITY CODE

DRAWING INDEX

T-1	TITLE SHEET, BLDG. STATS , DRAWING INDEX , GENERAL NOTES
A-1	PARTIAL FLOOR PLAN, PARTIAL DEMOLITION PLAN, WALL TYPES, EQUIPMENT SCHEDULE
A-2	REFLECTED CEILING PLAN, ENLARGED PLANS, PLUMBING SCHEDULE, PLUMBING RISER DIAGRAMS
A-3	DOOR SCHEDULE, DOOR DETAILS, ROOM FINISH SCHEDULE, PANEL SCHEDULE

COMPLIANCE STATEMENT

I HAVE PREPARED, OR CAUSED TO BE PREPARED UNDER MY DIRECT SUPERVISION, THE ATTACHED PLANS AND SPECIFICATIONS AND STATE THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF AND TO THE EXTENT OF MY CONTRACTUAL OBLIGATION, THEY ARE IN COMPLIANCE WITH THE ENVIRONMENTAL BARRIERS ACT (410 ILCS 25). AND THE ILLINOIS ACCESSIBILITY CODE, 71 ILL. ADM. CODE 400.

STATE OF ILLINOIS
RICHARD J. BIERMAN
001-016521
LICENSED ARCHITECT

ARCHITECT

DESIGN FIRM REGISTRATION NO.: 184-004181

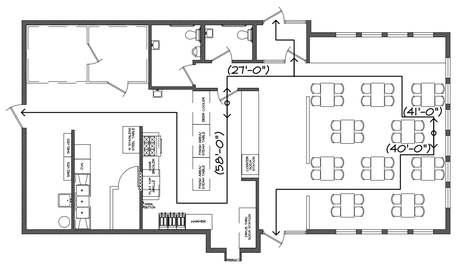
ILLINOIS REGISTRATION NO.: 001-016521

DATE: JUNE 14, 2023

EXPIRES: NOVEMBER 30, 2024

ABBREVIATIONS

AB	ANCHOR BOLT	d	PENNY (NAIL)	FD	FLOOR DRAIN	LAM	LAMINATED	QT	QUARRY TILE	T/	TOP OF
A/C	AIR CONDITIONING	DBL	DOUBLE	FE	FIRE EXTINGUISHER	LAV	LAVATORY			T&B	TOP AND BOTTOM
AC	ACOUSTIC	DEG	DEGREE	FEC	FIRE EXTINGUISHER CABINET	LL	LIVE LOAD	R	RISER	T&G	TONGUE AND GROVE
ADJ	ADJUSTABLE	DF	DRINKING FOUNTAIN	FH	FIRE HYDRANT	LLH	LONG LEG HORIZONTAL	RAD	REINFORCING/REINFORCEMENT	TB	TACKBOARD
AFF	ABOVE FINISH FLOOR	DIA	DIAMETER	FHC	FIRE HOSE CABINET	LLV	LONG LEG VERTICAL	RD	ROOF DRAIN	TC	TOP OF CONCRETE
AL	ALUMINUM	DIFF	DIFFUSER	FHMS	FLAT HEAD MACHINE SCREW			REF	REFERENCE	TEMP	TEMPERATURE
ALT	ALTERNATE	DIM	DIMENSION	FHWS	FLAT HEAD WOOD SCREW	MAINT	MAINTENANCE	REFR	REFRIGERATOR	TS	TOP OF STEEL
APPROX	APPROXIMATE	DL	DEAD LOAD	FIN	FINISH	MATL	MATERIAL	REINF		THK	THICK/THICKNESS
ARCH	ARCHITECTURAL	DN	DOWN	FL	FLOOR	MAX	MAXIMUM	REQ	REQUIRED	TYP.	TYPICAL
ASPH	ASPHALT	DR	DOOR	FND	FOUNDATION	MECH	MECHANICAL	RM	ROOM		
ASSY	ASSEMBLY	DS	DOWN SPOUT	FPHB	FROST PROOF HOSE BIBB	MEMB	MEMBRANE	RO	ROUGH OPENING	UNFIN	UNFINISHED
AUTO	AUTOMATIC	DTL	DETAIL	FLSG	FLASHING	MEZZ	MEZZANINE			UR	URINAL
AVG	AVERAGE	DW	DISHWASHER	FT	FOOT/FEET	MFR	MANUFACTURER	S	SOUTH		
				FTG	FOOTING	MIN	MINIMUM	SC	SOLID CORE	V	VENT, VOLT
B/	BOTTOM OF	E	EAST			MISC	MISCELLANEOUS	SCHED	SCHEDULE	VCT	VINYL COMPOSITION TILE
BAL	BALANCE	EA	EACH	GA	GAGE	MO	MASONRY OPENING	SECT	SECTION	VENT	VENTILATION
BD	BOARD	EB	EXPANSION BOLT	GALV	GALVANIZED	MSNRY	MASONRY	SHT	SHEET	VRT/VERT	VERTICAL
BIT	BITUMINOUS	EJ	EXPANSION JOINT	GL	GLASS	MTG	MOUNTING	SH	SHOWER		
BLDG	BUILDING	EL/ELEV	ELEVATION	GR	GRADE	MTL	METAL	SIM	SIMILAR	W	WEST
BLKG	BLOCKING	ELECT	ELECTRIC	GR BM	GRADE BEAM	MUL	MULLION	SPEC	SPECIFICATION	W/	WITH
BM	BEAM	ENCL	ENCLOSURE	GWB	GYPSUM WALL BOARD			SQ	SQUARE	W/O	WITHOUT
BOT	BOTTOM	ENTR	ENTRANCE	GYP	GYPSUM	(N)	NEW	SF/SQ FT	SQUARE FOOT	WC	WATER CLOSET
BSMT	BASEMENT	EQ	EQUAL			N	NORTH	SS	SERVICE SINK	WD	WOOD
BTW	BETWEEN	EQPT	EQUIPMENT	HAT	HEAD ANCHOR STUD	NIC	NOT IN CONTRACT	S/S	STAINLESS STEEL	WGL	WIRE GLASS
		EWC	ELECTRIC WATER COOLER	HB	HOSE BIBB	No.	NUMBER	ST	STREET	WM	WIRE MESH
CAB	CABINET	EXP	EXPANSION	HC	HOLLOW CORE	NOM	NOMINAL	STA	STATION	WP	WEATHERPROOF
CAP	CAPACITY	(EX)	EXISTING	HDBD	HARDBOARD	NTS	NOT TO SCALE	STD	STANDARD	WWF	WELDED WIRE FABRIC
CB	CATCH BASIN	EXT	EXTERIOR	HDR	HEADER			STL	STEEL		
CEM	CEMENT			HDWD	HARDWOOD	OBS	OBSCURE	STOR	STORAGE	YD	YARD
CER	CERAMIC			HDWR	HARDWARE	OC	ON CENTER	STR	STRUCTURAL/STRUCTURE		
CFM	CUBIC FEET PER MINUTE			HM	HOLLOW METAL	OD	OUTSIDE DIAMETER	SUSP	SUSPENDED		
CI	CAST IRON			HORIZ	HORIZONTAL	OH	OVER HEAD	S4V	STAIN AND VARNISH		
CJ	CONSTRUCTION JOINT			HST	HEIGHT	OPP	OPPOSITE				
CL	CENTERLINE			HVAC	HEATING, VENTILATING & AIR CONDITIONING	PART	PARTITION				
CLG	CEILING			HYD	HYDRANT	PERF	PERFORATED				
CLO	CLOSET					P LAM	PLASTIC LAMINATE				
CLR	CLEAR			ID	INSIDE DIAMETER	PL GL	PLATE GLASS				
CMU	CONCRETE MASONRY UNIT			IN	INCHES	PLMB	PLUMBING				
COL	COLUMN			INSUL	INSULATION	PLYWD	PLYWOOD				
CONC	CONCRETE			INT	INTERIOR	POL	POLISHED				
CONF	CONFERENCE					PR	PAIR				
CONN	CONNECTION			JT	JOINT	PREFAB	PREFABRICATED				
CONSTR	CONSTRUCTION					PRV	POWER ROOF VENTILATOR				
CONT	CONTINUOUS			KIT	KITCHEN	PSF	POUNDS PER SQUARE FOOT				
CONTR	CONTRACTOR					PSI	POUNDS PER SQUARE INCH				
CT	CERAMIC TILE					PART	PARTITION				
CTSK	COUNTERSINK					PT	PAINT				
						PVMT	PAVEMENT				



MAX. TRAVEL DISTANCE
A USE GROUP (NON-SPRINKLERED).
200'-0"

N EGRESS PLAN
N.T.S.

REVISIONS	BY

TITLE SHEET, BUILDING STATS, DRAWINGS INDEX, GENERAL NOTES

TENANT FINISH OUT FOR:
REP'S PLACE
139 N NORTHWEST HIGHWAY
PALATINE, ILLINOIS 60067

R.B. CUSTOM DESIGNS INC.
2108 W. Johnsberg Road
Johnsburg, Illinois 60050
Phone: 815-754-4454 Fax: 815-307-8200

Date	6/14/23
Scale	AS NOTED
Drawn	R.JB
Job	202344
Sheet	T-1
Of	Sheets

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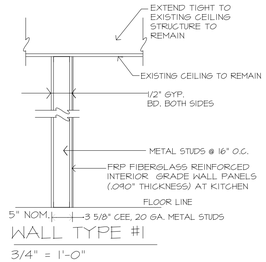
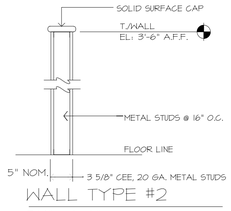
Attachment: Floor Plan - Rep's Burger (139 N. Northwest Hwy - Increase Class G Liq, Rep's Burgers)



WALL TYPE #1

3/4" = 1'-0"



WALL TYPE #2

3/4" = 1'-0"

SYMBOLS LIST

GFI	GROUND FAULT INTERRUPT
	RECEPTACLE - DUPLEX
	RECEPTACLE - QUAD
	WALL MOUNTED TELEPHONE/DATA OUTLET
AV	AUDIO/VISUAL ALARM
M	MANUAL ALARM PULL STATION
T	THERMOSTAT
E	EXISTING TO REMAIN

NOTE:
SECURITY WIRING & LOW VOLTAGE DATA/INTERNET WIRING TO BE PROVIDED & INSTALLED BY TENANT.

KITCHEN EQUIPMENT SCHEDULE

ITEM NO.	QTY	EQUIPMENT CATEGORY	HOT WATER SIZE (IN.)	COLD WATER SIZE (IN)	DIRECT DRAIN SIZE (IN.)	INDIRECT DRAIN SIZE (IN)	GAS SIZE (IN)	MBTUH	HP	KW	AMPS	VOLTS	DIRECT	PLUG	PHASE	EQUIPMENT REMARKS
1	2	ADVANCE TABCO SEALED WELL ELECTRIC TABLE #SW-4E-120									21.33	120		X		WITH UNDERSHELF
2	1	CHEF FRY WARMER DUMP STATION #JL-102										220		X		
3	1	ACCUREX KITCHEN EXHAUST HOOD W/ ANSUL SYSTEM #XB-E-W														NOTE 6
4	3	VULCAN FREE STANDING GAS FRYER #LG300					1/2	90								
5	1	CONTINENTAL GRIDDLE STAND REFRIGERATOR #D10BGN							1/4		4.5	115		X		
6	1	VULCAN GAS GRIDDLE #MSA36					3/4	81								
7	1	VULCAN COUNTER CHARBROILER #VAC36					3/4	102								
8	1	VULCAN 6-BURNER GAS RANGE W/ STANDARD OVEN #36S-6BN					3/4	215								
9	1	CMA DISHWASHER #CMA-180		3/4		2			1		36	208	X			
10	1	SERVEND BEVERAGE DISPENSOR W/ ICE MAKER #SV-250		1/2		3/4					2.8	120		X		
11	1	TRUE UNDERBAR COOLER #TBB-4G-HC-LD							1/4		2.8	115		X		
S-1	1	HAND SINK - ADVANCE TABCO #T-PS-23 W/ GOOSENECK FAUCET	1/2	1/2		1 1/2										WRIST BLADE FAUCET
S-2	1	3-COMP. SINK - ADVANCE TABCO #DTC-3-2020-12OR W/ DTA-100	1/2	1/2		1 1/2										NOTE 7
MB-1	1	ADVANCE TABCO FLOOR MOP SINK #4-OP-20-EC-X W/ K-240 FAUCET	1/2	1/2		2										

KITCHEN EQUIPMENT NOTES:

1. REFERENCE EQUIPMENT MANUFACTURER RECOMMENDATIONS PRIOR TO INSTALLATION.
2. SIZES SHOWN ABOVE FOR FIXTURE ONLY, UNLESS NOTED OTHERWISE ON PLAN.
3. FIXTURE STOPS SHALL BE 12" MINIMUM ABOVE FINISHED FLOOR.
4. PROVIDE OTHER EQUIPMENT (TRIM, STRAINER, ACCESSORIES, VALVES, WATER HAMMER ARRESTORS).
5. IF NOT COVERED ABOVE, PROVIDE REQUIRED ITEMS BY MANUFACTURER TO MAKE PLUMBING SYSTEMS COMPLETE.
6. NEW 3'-0" x 21'-0" EXHAUST HOOD CONNECTED TO EXHAUST AND FRESH AIR INTAKE DUCTWORK.
7. PROVIDE K-116 SPLASH MOUNT PRERINSE FAUCET W/ WRIST BLADES.

DOOR SCHEDULE

MK.	DOOR TYPE	DOOR SIZE	DOOR THK.	DOOR MAT'L.	FRAME JAMB	FRAME HEAD	FRAME SILL	FRAME MAT'L.	HDWR.	FIRE	REMARKS
A	A	3'-0" x 7'-0"	1 3/4"	H.M.	A	B	C	WD	2		

HARDWARE SCHEDULE

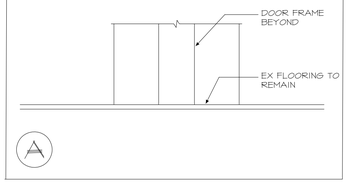
HDW SET 2
- 1 1/2 PAIR BUTTS
- 1 LEVER LOCKSET - STORAGE FUNCTION
- 3 SILENCERS
- 1 WALL BUMPER

MANUFACTURER & FINISHES

ITEM	MFR.	MODEL	FINISH
BUTTS	STANLEY	BALL BEARING 5 KNUCKLE	626 or 605 VERIFY W/ OWNER
LOCKSET	SCHLAGE	LATITUDE LEVER W/ COLLINS TRIM	F40-LAT-619-COL VERIFY W/ OWNER
CLOSER	LCN	SURFACE MOUNTED	626 or 605 VERIFY W/ OWNER
THRESHOLD	REESE	VARIES (MAX 1/2" H.)	ALUMINUM
H.M. FRAME	---	16ga. WELDED	PAINTED
H.M. DOOR	---	18ga. FACES	PAINTED

NOTE:
1. DOOR HARDWARE SHALL BE CAPABLE OF OPERATION WITH THE USE OF ONE (1) HAND AND SHALL NOT REQUIRE TIGHT PINCHING, TIGHT GRASPING OR TWISTING OF THE WRIST TO OPERATE. THUMBTURN DEADBOLTS ARE PROHIBITED; LEVER, U-SHAPED HANDLES OR PADDLE DEADBOLT RELEASES ARE ACCEPTABLE. ALL EGRESS DOORS SHALL BE READILY OPERABLE FROM THE EGRESS SIDE WITHOUT THE USE OF A KEY OR SPECIAL KNOWLEDGE OR EFFORT. DOOR THRESHOLD SHALL NOT EXCEED ONE-HALF INCH (½") IN HEIGHT, THRESHOLDS EXCEEDING ONE-QUARTER INCH (¼") IN HEIGHT SHALL HAVE A 1:2 BEVEL. DOOR CLOSERS SHALL MEET OPENING FORCE AND SWEEP PERIOD REQUIREMENTS.
2. OPENING FORCE FOR PUSHING/PULLING EXTERIOR SWING DOORS SHALL NOT EXCEED 8.5 LBF. OPENING FORCE FOR PUSHING/PULLING INTERIOR SWINGING DOORS SHALL NOT EXCEED 5 LBF WHEN APPLIED TO THE LATCH SIDE OF THE DOOR. THESE FORCES DO NOT APPLY TO THE FORCE REQUIRED TO RETRACT LATCH BOLTS OR DISENGAGE OTHER DEVICES THAT HOLD THE DOOR IN A CLOSED POSITION
3. ALL DOORS OF SPECIAL HAZARD ROOMS SHALL HAVE SIGNS POSTED TO IDENTIFY THE ROOMS SUCH AS FIRE EQUIPMENT, MECHANICAL, ELECTRICAL, UTILITY, ETC.
4. DOOR HANDLES, PULLS, LATCHES, LOCKS AND OTHER OPERATING DEVICES SHALL BE INSTALLED 34" MINIMUM AND 48" MAXIMUM ABOVE THE FINISHED FLOOR. LOCKS USED ONLY FOR SECURITY PURPOSES AND NOT USED FOR NORMAL OPERATION ARE PERMITTED AT ANY HEIGHT.
5. DOOR CLOSERS AND GATE CLOSERS SHALL BE ADJUSTED SO THAT FROM AN OPEN POSITION OF 90 DEGREES, THE TIME REQUIRED TO MOVE THE DOOR TO A POSITION OF 12 DEGREES FROM THE LATCH IS 5 SECONDS MINIMUM. DOOR AND GATE SPRING HINGES SHALL BE ADJUSTED SO THAT FROM THE OPEN POSITION OF 70 DEGREES, THE DOOR OR GATE SHALL MOVE TO THE CLOSED POSITION IN 1.5 SECONDS MINIMUM.

SILL TYPES



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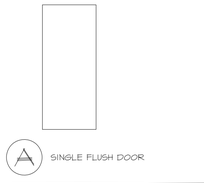
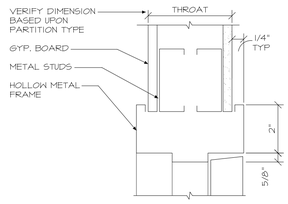
DOOR TYPES



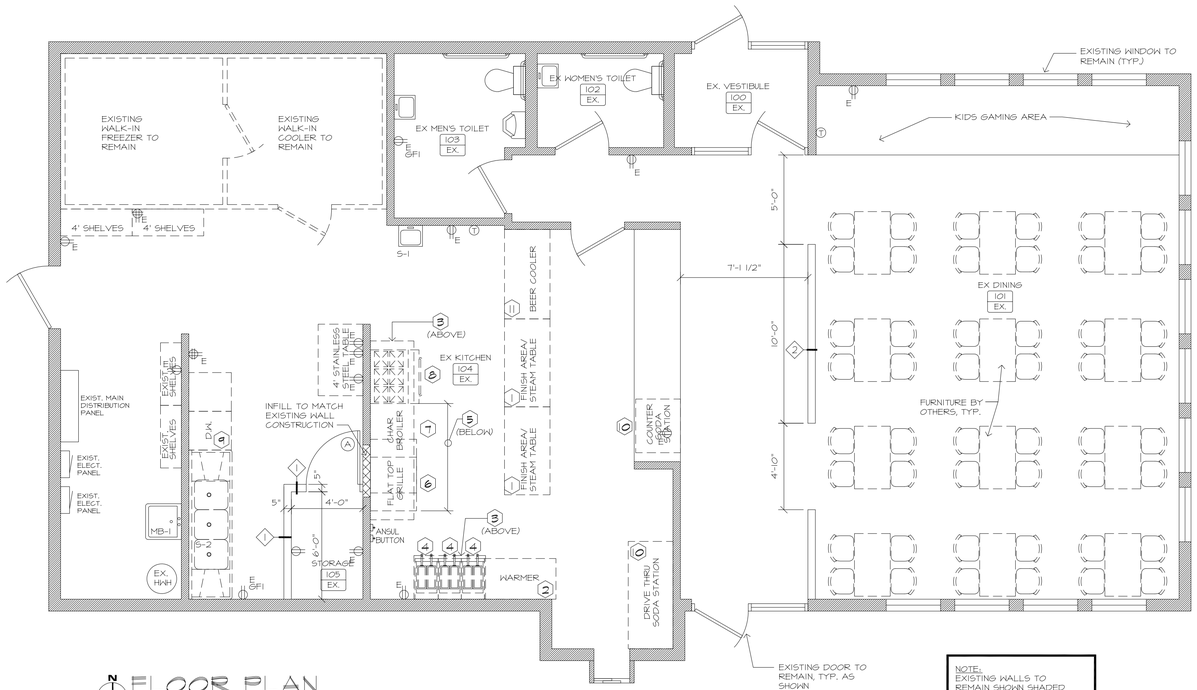
A SINGLE FLUSH DOOR

DOOR DETAILS



A HEAD/JAMB

SCALE: 3"=1'-0"



N

FLOOR PLAN

SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

LIGHT FIXTURE SCHEDULE

TYPE	MFRG.	MODEL NUMBER	LAMPS	DESCRIPTION
F-1	LSI	6A22 LED SS NA UE P12 FGI	29W LED	2x4 RECESSED PRISMATIC FIXTURE LISTED FOR KITCHEN

NOTES:
- FLUORESCENT FIXTURES SHALL BE 120V UNLESS NOTED, 10% THD ELECTRONIC BALLASTS IN ALL FIXTURES.
- MASTER/SLAVE UNITS WHERE EVER POSSIBLE TO MINIMIZE BALLAST QUANTITIES.
- FIXTURES SHALL UTILIZE DUAL LEVEL SWITCHING (TANDEM WIRING PER COMM. 63.53) AS SHOWN ON PLANS
- PROVIDE SPECIFIED FIXTURES ONLY.
- CONNECT ALL FIXTURES TO EXISTING LIGHTING CIRCUITS & SWITCHING AT AREA OF REPLACEMENT.

N

REFLECTED CEILING PLAN

SCALE : 1/4" = 1'-0"

NOTE:
EXISTING WALLS TO REMAIN SHOWN SHADED

REVISIONS	BY

PARTIAL DEMOLITION PLAN
PARTIAL FLOOR PLAN
WALL TYPES
EQUIPMENT SCHEDULE

TENANT FINISH OUT FOR:
REP'S PLACE
134 N NORTHWEST HIGHWAY
PALATINE, ILLINOIS 60067

R.B. CUSTOM DESIGNS INC.
2108 N. Jonsberg Road
Jonsberg, Illinois 60051
Phone: 815-754-9458
Fax: 815-301-8200

Date	6/14/23
Scale	AS NOTED
Drawn	RJB
Job	202344
Sheet	A-1
Of	Sheets

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Attachment: Floor Plan - Rep's Burger (139 N. Northwest Hwy - Increase Class G Liq, Rep's Burgers)

TO :
Doris Sadik
Village of Palatine
200 E. Wood Street | Palatine, IL 60067

7 July 2023

In the interest of obtaining a local and state liquor license for the property our new restaurant, Rep's Burgers, will occupy at 139 N. Northwest Highway in Palatine, I would like to submit this fomal request.

My name is Mike Reppe. I am the proud owner of Rep's Place in Rolling Meadows - A local Family Restaurant & Sports Bar. We just celebrated 5 years in business this June! A milestone year for us and we're just getting started!

The concept of our new place, set to open this August in Palatine, is simple - smashed burgers, smashed chicken, milkshakes, fries, beer, & wine. Think In & Out Burger of the midwest.

In no way will beer or wine be the focused of this up beat, diner style hamburger joint, but we'd love to offer alcholic beverages as an option.

Liquor will be sold as dine-in only and served by employees 21 years of age and older exclusively. All employees handling liquor sales will be required to complete basset certification & training

We believe the people of Palatine would enjoy the option of having a beer or glass of wine with their burger.

I appreciate your consideration and look forward to serving this incredible community!

Regards,

Mike Reppe

Mike Reppe
Owner
3200 Kirchoff Rd | Rolling Meadows, IL 60008
773-575-8802

Attachment: Letter and Menu (139 N. Northwest Hwy - Increase Class G Liq. Rep's Burgers)

DRIVE THRU
EST. 2020
REP'S
BURGERS • CHICKEN • FRIES • SHAKES

SMASHERS

THE ORIGINAL SMASHER | $9.99
TWO FRESH GROUND BEEF MEAT BALLS SMASHED TO PERFECTION AND LAYERED WITH TWO SLICES OF CHEESE ON A TOASTED BRIOCHE BUN & PICKLES ON THE SIDE

PALATINE SMASHER | $12.99
THREE FRESH GROUND BEEF MEAT BALLS SMASHED TO PERFECTION AND LAYERED WITH THREE SLICES OF CHEESE ON A TOASTED BRIOCHE BUN & PICKLES ON THE SIDE

BIG BAD BIRD CHICKEN SANDWICH | $9.99
TWO JUICY CHICKEN BREASTS SMASHED THIN, SEASONED & BREADED. LAYERED WITH LETTUCE AND OUR FAMOUS BEER CHEESE. IT'LL BE YOUR NEW FAVORITE

MAKE IT A MEAL $5
ADD FRIES + DRINK TO ANY SMASHER

LEVEL-UP TOPPINGS
LETTUCE • TOMATO • RED ONION | $.50
BACON • GRILLED ONION | $1.50
BEER CHEESE | $2

FRIES | $3.49
SEASONED WAFFLE FRIES

SHAKES | SM $4 LG $6
CHOCOLATE, STRAWBERRY, VANILLA

SODA POP | SM $2 MED $3 LG $4
PEPSI , DIET PEPSI, ROOT BEER, STARRY, ICED TEA, LEMONADE, MOUNTAIN DEW

BEER & WINE | 21 & OLDER
GLASS OF WINE | $4
HARD SELTZER | $5
DOMESTIC BEER | $4
IMPORT/CRAFT BEER $5

Attachment: Letter and Menu (139 N. Northwest Hwy - Increase Class G Liq. Rep's Burgers)

Business Plan

HOURS OF OPERATION

Sunday - Thursday : 11am to 10pm
Friday & Saturday : 11am to Midnight

NUMBER OF EMPLOYEES

10 Full Time
15 Part - Time

DAILY ANTICIPATED TRAFFIC

We anticipate we will serve between 250 to 300 customers per day. This number is based on location alone. We expect patrons from from the aquatic center , the park, commuter traffic, & community members

OBJECTIVE

To offer Palatine & surrounding communities a unique & delicious dining option. Our menu is simple so we can serve you fast and keep our product consistent. We're serving up Smashed Burgers, Smashed Chicken Sandwiches, Fries, Milkshakes, Beer, Wine, & Hard Seltzers. That's it! Unless you count the good vibes and fast service that come complimentary with every meal.

All alcohol will be sold only to dine - in patrons only and will not be sold through our drive through.

All alcoholic beverages will be deilvered directly to dine-in patrons at their table.

mike@repsplace.com

Attachment: Rep's Burgers Business Plan (139 N. Northwest Hwy - Increase Class G Liq. Rep's Burgers)

Consider an Ordinance Granting Special Uses and a Variation to Permit a Restaurant (with Liquor Service and a Drive-Through) at 790 W. Northwest Highway

BACKGROUND:
The Petitioner is proposing to renovate the existing building on the Subject Property to open a new restaurant, with a drive-through. The restaurant will primarily be a full-service coffee bar and dine-in restaurant, with liquor service. Therefore, the Petitioner is requesting approval of the following:

> **Special Use to permit a restaurant with a drive-through; and Special Use to permit a restaurant to operate with a liquor license; and Variation from the minimum required 45-degree angled parking space depth.**

KEY ISSUES:
- The Petitioner is proposing to renovate the existing building to open a new restaurant with a drive-through and would also include dine-in liquor service for the indoor seated portion of the restaurant. This outlot was initially a Boston Market and most recently operated as a Peapod store.
- The proposed restaurant will primarily be a full-service coffee bar and a dine-in restaurant with specialty coffee drinks, beer, and wine. The menu includes a variety of breakfast items, as well as typical lunch items, including sandwiches, burgers, and salads. The Village Code prohibits the sale of alcohol through the drive-through. Additionally, the submitted business plan also notes this prohibition and indicates that alcohol sales will be provided through table service, by appropriately licensed employees.
- The proposed hours of operation are 7 days a week from 6 AM - 8 PM. The business plan indicates that they will have up to 20 total employees. The proposed capacity for customers in the seating area is 48 persons.
- To meet the demand for express coffee and other quick breakfast/lunch goods, the Petitioner is proposing to utilize, and expand upon, the existing drive-through around the building. This was used by Peapod for both pick-ups and deliveries. The expanded drive-thru area on the west side of the building will eliminate six existing parking spaces. Nevertheless, the proposed site plan complies with the required parking.
- The eight existing parallel parking spaces on the south side of the property would be converted into 45-degree angled parking. The proposed depth of the angled spaces does not appear to meet the 19.8-foot depth requirement and a Variation is required to permit the angled parking spaces to be 19.1 feet deep.
- There are five tables proposed to be located on the exterior patio on the south side of the building. This area would be directly adjacent to the one-way drive aisle. Therefore, a condition of the ordinance requires the inclusion of safety bollards along the exterior patio area.

ALTERNATIVES:
1. Approve the Special Uses and Variation to permit a restaurant, with liquor service and a drive-through.
2. Do not approve the Special Uses and Variation to permit a restaurant, with liquor service and a drive-through.

RECOMMENDATION:

Public Hearing**:**	PZC meeting on June 27, 2023.
Residents testifying:	None.
Vote:	The PZC voted unanimously to approve the Special Uses and Variation to permit a restaurant, with liquor service and drive-through, and Staff concurs.

ACTION REQUIRED:

A motion to approve the ordinance granting Special Uses and Variation to permit a restaurant, with liquor service and a drive-through, at 790 W. Northwest Highway.

ATTACHMENTS:

- Aerial Map
- ORD SU 790 W Northwest Hwy
- EXHIBIT - Site Plan & Elevations
- EXHIBIT - Business Plan - Tellios Coffee Inc.
- PZC Materials - June 27, 2023
- PZC Minutes - June 27, 2023
- Public Notice

GISConsortium | 790 W. Northwest Highway

0 300 600 ft

Print Date: 5/26/2023

Notes

Cook County Aerial 2020

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and the user should independently confirm for accuracy. The map does not constitute a regulatory determination and is not a base for engineering design. A Registered Land Surveyor should be consulted to determine precise location boundaries on the ground.

Attachment: Aerial Map (790 W. Northwest Highway - SU Restaurant with Liquor)

ORDINANCE NO. _____

AN ORDINANCE GRANTING SPECIAL USES AND A VARIATION TO PERMIT A RESTAURANT (WITH LIQUOR SERVICE AND A DRIVE-THROUGH) AT 790 W. NORTHWEST HIGHWAY

WHEREAS, pursuant to a petition and public hearing on June 27, 2023, of which public notice was given as required by law, the Planning and Zoning Commission of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings, relative to a request for a Special Use to permit a restaurant, with drive-thru, and liquor service for the sit-down tables within the restaurant. Pursuant to both the Village Code of Ordinances and the submitted business plan, alcohol sales are prohibited through the drive through and alcohol sales shall be provided through table service by a licensed employee delivering directly to the tables. The Special Use is granted pursuant to Section 11.03 (d) (26) of the Village of Palatine Zoning Ordinance; and a Variation to permit 45-degree angled parking spaces to be 19.1 feet in depth, instead of the minimum required 19.8 feet deep pursuant to Section 7.04 (d) (3) (a) of the Palatine Zoning Ordinance, on the following legally described property:

PARCEL 1: LOT 2 IN QUENTIN CORNERS, BEING A SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN. ACCORDING TO THE PLAT THEREOF RECORDED MARCH 23, 1988 AS DOCUMENT 88120372, IN COOK COUNTY, ILLINOIS, EXCEPTING THEREFROM THAT PART TAKEN FOR ROAD PURPOSES IN CONDEMNATION CASE 2001L50327.

PARCEL 2: NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS IN FAVOR OF PARCEL 1, AS SET FORTH ON QUENTIN CORNERS PLAT OF SUBDIVISION RECORDED MARCH 23, 1988 AS DOCUMENT NUMBER 88120312. OVER THE FOLLOWING DESCRIBED LAND: LOT 1 IN QUENTIN CORNERS, BEING A SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3: PERPETUAL NON-EXCLUSIVE EASEMENT FOR PEDESTRIAN AND

Attachment: ORD SU 790 W Northwest Hwy (790 W. Northwest Highway - SU Restaurant with Liquor)

VEHICULAR INGRESS, EGRESS, PASSAGE AND PARKING BY PEDESTRIANS AND MOTOR VEHICLES CREATED BY COVENANTS, CONDITIONS, RESTRICTIONS AND RECIPROCAL RIGHTS AGREEMENT DATED OCTOBER 3, 1990 AND RECORDED OCTOBER 10, 1990 AS DOCUMENT NUMBER 90496069 AND AMENDED BY DOCUMENT 93838457 OVER AND ACROSS THOSE PARTS OF SAID LOT 1 IN QUENTIN CORNERS AFORESAID AS ARE FROM TIME TO TIME IMPROVED FOR USE AS ROADWAYS, PARKING SPACES AND PEDESTRIAN WALKS.

PARCEL 4: EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY A RECIPROCAL EASEMENT AGREEMENT RECORDED OCTOBER 19, 1993 AS DOCUMENT 93838458 FOR PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS UPON, OVER, AND ACROSS THE PARKING AREAS, DRIVEWAYS, AISLES AND CURB CUTS SITUATED FROM TIME TO TIME ON LOT 1 IN QUENTIN, BEING A SUBDIVISION OF PART OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 23, 1988 AS DOCUMENT 88120312, IN COOK COUNTY, ILLINOIS.

Commonly known as 790 W. Northwest Highway (02-10-306-021-0000).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: A Special Use to permit a restaurant, with drive-thru and liquor service for the sit-down tables within the restaurant. Pursuant to both the Village Code of Ordinances and the submitted business plan, alcohol sales are prohibited through the drive through and alcohol sales shall be provided through table service by a licensed employee delivering directly to the tables. The Special use is granted through Section 11.03 (d) (26) of the Village of Palatine Zoning Ordinance; and a Variation to permit 45-degree angled parking spaces to be 19.1 feet in depth, instead of the minimum required 19.8 feet deep pursuant to Section 7.04 (d) (3) (a) of the Palatine Zoning Ordinance, is hereby granted, subject to the following condition(s):

1. **The Special Use and Variation shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, George Kalkounos, 790 W. Northwest Highway, LLC, except as such plans may be changed to conform to Village Codes and Ordinances.**

2. **Any final traffic directional signage or pavement markings for the one-way drive aisle shall be submitted in a manner acceptable to the Village**

Attachment: ORD SU 790 W Northwest Hwy (790 W. Northwest Highway - SU Restaurant with Liquor)

Engineer.

3. **Bollards shall be installed as a buffer between the outdoor patio seating, south of the building, and the one-way drive aisle. A Site Plan and elevation of the bollards shall be submitted in a manner acceptable to the Director of Planning and Zoning.**

SECTION 2: **That a copy of the public notice be attached hereto and form a part of this ordinance.**

SECTION 3: **That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.**

PASSED: This _____day of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____day of _____, 2023

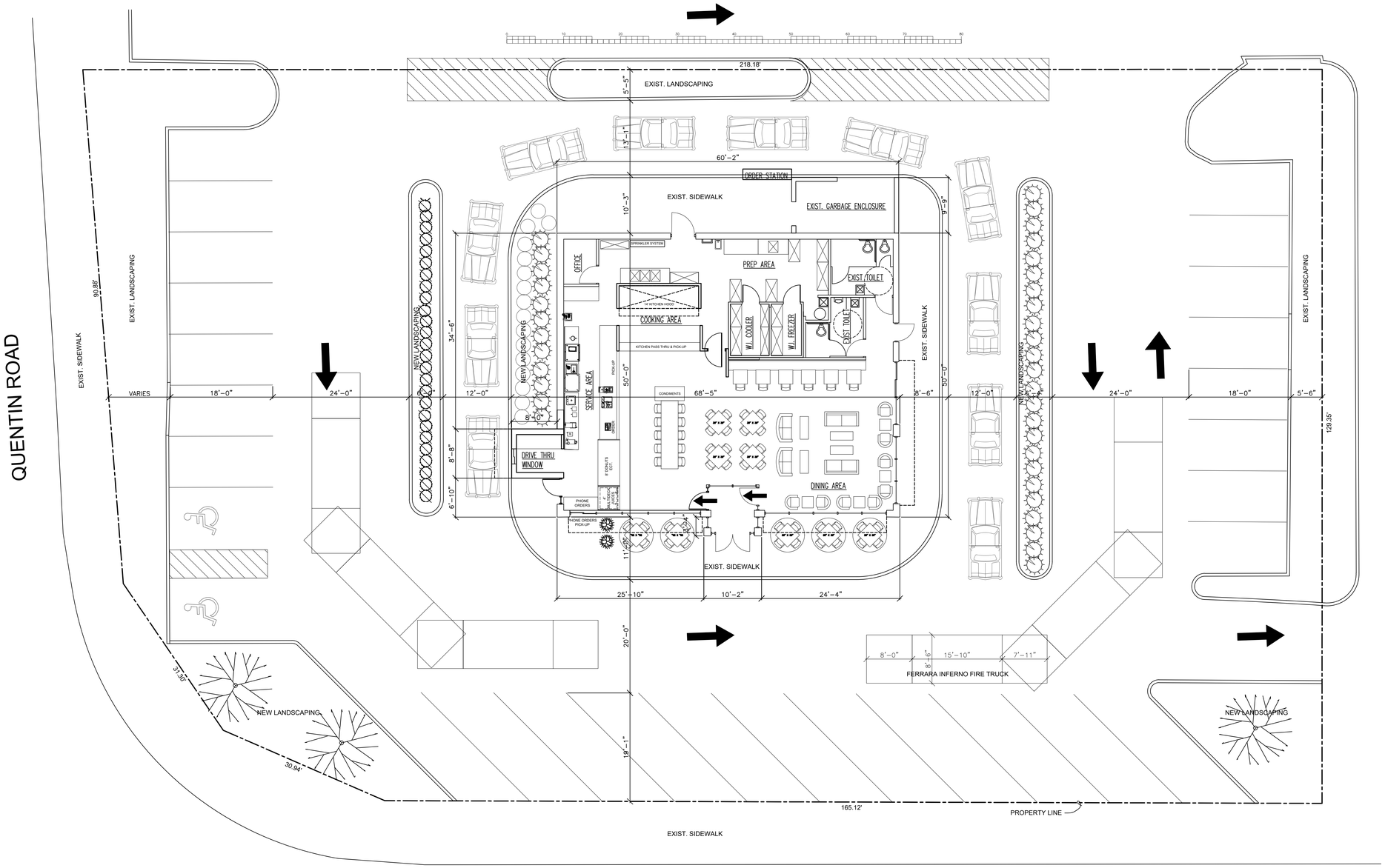
_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____day of _____, 2023

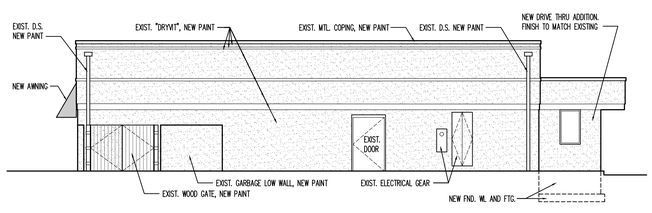
_____
Village Clerk

Attachment: ORD SU 790 W Northwest Hwy (790 W. Northwest Highway - SU Restaurant with Liquor)

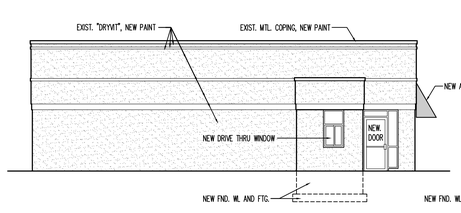


SITE / FLOOR PLAN
SCALE: 1/8"=1'-0"

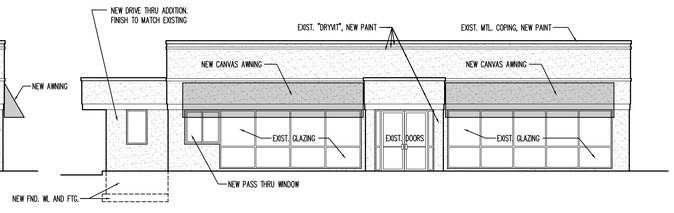
NORTHWEST HIGHWAY



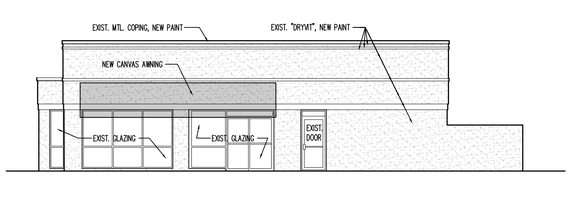
NORTH ELEVATION
SCALE: 1/8"=1'-0"



WEST ELEVATION
SCALE: 1/8"=1'-0"



SOUTH ELEVATION
SCALE: 1/8"=1'-0"



EAST ELEVATION
SCALE: 1/8"=1'-0"

REVISIONS	BY
.	.

ANGELO STAMATOUKOS - ARCHITECT
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.
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113 CENTRAL, WILLOWBROOK, ILLINOIS 60527
(630)-269-2314 E-mail: angelostamatoukos@att.net

PROPOSED SITE PLAN AND ELEVATIONS

PROPOSED REMODELING OF EXIST. RESTAURANT
.
N.E. CORNER OF QUENTIN ROAD AND NORTHWEST HIGHWAY, PALATINE ILLINOIS

Date: 5/15/23
Scale:
Drawn: .
Job: 230315
Sheet: A-1

Attachment: EXHIBIT - Site Plan & Elevations (790 W. Northwest Highway - SU Restaurant with Liquor)

Tellios Coffee, Inc.

George Kalkounos, Owner

Created on May 6th, 2023

Amended September 5, 2023

Executive Summary

Tellios Coffee, Inc. ("Tellios") shall be a cross between a full-service coffee bar and a dine-in restaurant serving specialty coffee drinks including, but not limited to a variety of liquor coffee drinks, such as espresso martinis, craft beer, wine, and other such beverages. In addition, Tellios will serve a variety of breakfast items, such as skirt steak and eggs, traditional egg dishes, omelets, and other such breakfast items; lunch fare, such as sandwiches, burgers, pastas, soups, and other grill items (i.e. serving a variety of plated sandwiches, salads, snacks, desserts, specialty coffee drinks, and liquor), which would be available for patrons through the business day. We plan to employee 20 people at this location. Additionally, we seek a capacity of 48 customers in the seating area.

Customers

The target audience for Tellios is local residents and businesspeople in the area. We will also cater to groups who would like a meeting place for business or social get-togethers. We will provide beverages and quick meals from breakfast to desserts. Alcohol sales will also be an added benefit to the establishment as the offering is currently popular for certain brunch items (such as mimosas and bloody mary drinks), various liquor coffee drinks (Kahlua, chocolate and hazelnut liquors, peppermint schnapps), and various beer and wine offerings for the lunch and dinner crowds; however, (i) the sale or deliver of alcohol through the drive-through facility will be strictly prohibited; and (ii) all alcohol sales shall only be provided through table service delivery by a licensed Tellios employee.

Future of the Company

Tellios estimates a gross revenue of $120,000 per month to service customers from 6 am to 8 pm daily.

Attachment: EXHIBIT - Business Plan - Tellios Coffee Inc. (790 W. Northwest Highway - SU Restaurant with Liquor)

VILLAGE OF PALATINE

VILLAGE OF PALATINE
Planning and Zoning Commission

SCHEDULED 06/27/23 07:00 PM

STAFF REPORT (ID # 8448)

790 W. Northwest Highway

TO: Palatine Planning and Zoning Commission
Jan Wood, Chair

FROM: Alex Bradshaw

PETITIONER: George Kalkounos, Tellios Coffee, Inc. (Petitioner)
Sprios Alikakos, Skoubis Alikakos LLC (Agent)

PLAN NUMBER: SU-000042-2023

ADDRESS: 790 W. Northwest Highway

PROPOSAL:
Special Use to permit a restaurant with a drive-thru; and

Special Use to permit a restaurant to operate with a liquor license; and

Variation from the minimum required 45-degree angled parking space depth.

LOCATION:	790 W. Northwest Highway District 1 (Millar)	**CURRENT ZONING:**	P - Planned Development (Quentin Corners)

SURROUNDING CONDITIONS:

North:	P - Planned Development (Quentin Corners Shopping Center)
South	B-2 General Business (7-11 Gas Station)
East:	P - Planned Development (ATI Physical Therapy)
West:	B-2 General Business

BACKGROUND:
The Petitioner is proposing to renovate the existing building on the site to open a restaurant, with a drive-thru. The restaurant will primarily be a full-service coffee bar and dine-in restaurant, with liquor service. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant with a drive-thru; and

Special Use to permit a restaurant to operate with a liquor license; and

Variation from the minimum required 45-degree angled parking space depth.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

SITE ANALYSIS:

- The Subject Property, approximately 27,000 sf (.61 acres), is zoned Planned Development and is an out-lot within the Quentin Corners Planned Development. The existing building was formerly occupied by Boston Market, and more recently Peapod home-delivery/pickup food store, which closed in March of 2021.

- The Petitioner is proposing to renovate the existing building to open a new restaurant with a drive-thru, and is also proposing to have a liquor license for the restaurant.

- The proposed restaurant will primarily be a full-service coffee bar and a dine-in restaurant with specialty coffee drinks, beer, and wine. In regard to food, there will be a variety of breakfast items, as well as typical lunch fare.

- The proposed hours of operation are 7 days a week from 6:00 AM - 8:00 PM. The business plan indicates that they will have up to 20 total employees. The proposed capacity for customers in the seating area is 48 persons.

- To meet the demand for express coffee and other quick breakfast/lunch goods, the Petitioner is proposing to utilize, and expand upon, the existing drive-thru around the building. The expand drive-thru area on the west side of the building will eliminate 6 existing parking spaces.

- The 8 existing parallel parking spaces on the south side of the property are proposed to be converted into 45-degree angled parking. The proposed depth of the angled spaces does not appear to meet the 19.8-foot depth requirement. Therefore, a Variation would be required to permit the angles parking spaces to be 19.1 feet deep, instead of the required 19.8 feet.

- Required parking would be 28 spaces per 1 to 2.5 seats calculation as there are 68 proposed seats, including the seats located in the south side patio area. There are 28 parking spaces provided of which 2 are handicapped.

- There are 5 tables proposed to be located on the exterior patio on the south side of the building. As this area would be directly adjacent to the one-way drive aisle.

DEPARTMENTAL REVIEWS:

Community Services	Bollards need to be added around the exterior of the outdoor patio seating area.
Engineering	N/A
Environmental Health	A permanent food establishment permit shall be applied for

	and reviewed during the permit stage.
Fire Prevention	N/A
Public Works	N/A
Police	N/A

STANDARDS FOR SPECIAL USE: Since this Petition is not for a use publicly operated or traditionally affected with the public interest, those standards under Section 14.05 D (2) and (3) are applicable. Specifically, the Petitioners must show that the Special Use, if granted, is so designed, located, and proposed to be operated that the public health, safety, and welfare will be protected and will not cause substantial injury to the value of other property in the neighborhood in which it is located. The Petitioners have attempted to address the required standards.

STANDARDS FOR A VARIATION: Standards for a Variation are found in Section 14.03 D (1) and (2) of the Zoning Code. Specifically, the Petitioners must show that the property in question cannot yield a reasonable return if permitted to be used only under the conditions allowed by the regulations governing the district in which it is located; that the plight of the owner is due to unique circumstances; and that the variation, if granted, will not alter the essential character of the locality. The Petition for Variation is attached, and the Petitioners have attempted to address the required standards.

STAFF RECOMMENDATION:
The Petitioner is proposing to open a new restaurant, with drive-thru at the former Peapod food store. The existing building will be renovated to accommodate a full-service coffee bar and a dine-in restaurant with alcohol service included. Additionally, the Site Plan submitted by the Petitioner indicates that the existing parking stalls south of the building will be reconfigured to allow for an increased number of parking stalls, thus meeting the minimum required parking count.

Ultimately, as the previous business at the subject property operated with a drive-thru, with no identified issues, the proposal should not cause any injury to the value of the other properties within the surrounding neighborhood. Therefore, Staff recommends approval of the Special Use and Variation, subject to the following conditions:

1. The Special Use shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, George Kalkounos, 790 W. Northwest Highway, LLC, except as such plans may be changed to conform to Village Codes and Ordinances.

2. Any final traffic directional signage or pavement markings for the one-way drive aisle shall be submitted in a manner acceptable to the Village Engineer.

3. Bollards shall be installed as a buffer between the outdoor patio seating, south of

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

the building, and the one-way drive aisle. A Site Plan and elevation of the bollards shall be submitted in a manner acceptable to the Director of Planning and Zoning.

ATTACHMENTS:

- Aerial Map
- Special Use Application
- Plat of Survey
- Site Plan
- Elevations
- Floor Plan
- Business Plan
- Public Notice

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

GISConsortium | 790 W. Northwest Highway

0 300 600 ft

Print Date: 5/26/2023

Notes

Cook County Aerial 2020

Disclaimer: The GIS Consortium and MGP Inc. are not liable for any use, misuse, modification or disclosure of any map provided under applicable law. This map is for general information purposes only. Although the information is believed to be generally accurate, errors may exist and the user should independently confirm for accuracy. The map does not constitute a regulatory determination and is not a base for engineering design. A Registered Land Surveyor should be consulted to determine precise location boundaries on the ground.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

VILLAGE OF PALATINE

SPECIAL USE APPLICATION

Department of Planning & Zoning
200 E. Wood Street · Palatine, IL · 60067-5339
Telephone: (847) 359-9047 · Fax (847) 963-6247

Petitioner Name

790 W. Northwest Highway, LLC
George Kalkounos (Petitioner)
Spiros Alikakos (Agent)

Business Name (if applicable)

790 W. Northwest Highway, LLC

Subject Property Address

790 W. Northwest Highway

Please provide a description of your proposed request:

The Petitioner seeks a special use to operate a restaurant with a drive-through, and the right to dispense alcoholic beverages for consumption on the premises (subject to obtaining all required licensing from any governing bodies). Additionally, the Petitioner seeks a variance for three (3) parking spaces an no escape lane for the drive-through.

Petitioner Justification

Special Uses shall not be granted except on findings based upon the evidence in each specific case. Please address the following standards as these will be used in considering the specific relief you are seeking.

That use deemed necessary for the public convenience at that location. Explain:

The need for a convenient, drive-through restaurant with specialty coffee and other food items is lacking in the immediate area. The subject location has the space to safely provide patrons such convenient location for both dine-in and drive-through food and beverage items.

The use is designed, located, and proposed to be operated that the public health, safety, welfare will be protected. Explain:

The subject location has ample parking and space to allow patrons dining within the restaurant to park vehicles, while maintaining ample room for drive-through traffic and any emergency vehicles to access the subject property. The restaurant will be fully licensed with operations oversight by a current restauranteur with decades of experience in the trade.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

The use will not cause substantial injury to nearby property values. Explain:

The proposed use can only add to the area as it is in a general business district, but will provide a newly remodeled restaurant for the requested special use.

In order to supplement the above standards, the Planning and Zoning Commission may also consider the following:

With respect to front yard fencing and fencing in a rear yard/side yard abutting a street, the following additional standards must be met:

a. Will meet the following aesthetic criteria:

i. Will not destroy existing vistas in the area;

ii. Will enhance the appearance of the homes and the streets in the area; and

iii. Will not detract from the overall appearance of the community; or

b. The fencing is found to be necessary to protect private property or the safety of the inhabitants of the property.

Confirmed that the Petitioner shall abide by and follow the municipal requirements and ordinances as required and agreed upon to obtain the requested special use.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

PLAT OF SURVEY
ALTA \NSPS LAND TITLE SURVEY
by
Michael J. Emmert Surveys, Inc.

North
W E
S

0 8 16
1 IN. = 16 FT.
VERIFY SCALE AGAINST THIS GRAPHIC.
BASIS OF BEARINGS IS ASSUMED

AS PER MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS EFFECTIVE FEBRUARY 23, 2021 – ITEM 7 CERTIFICATION:
THE PLAT OR MAP OF AN ALTA/NSPS LAND TITLE SURVEY SHALL BEAR ONLY THE FOLLOWING CERTIFICATION, UNALTERED, EXCEPT AS MAY BE REQUIRED PURSUANT TO SECTION 3.B

TO: 790 W. NORTHWEST HIGHWAY, LLC AND
CHICAGO TITLE INSURANCE COMPANY
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2021 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS AND INCLUDES ITEMS 2, 3, 4, 7(A), 7(B)(1), 8, 9, 16, 17 AND 20 (ABOVE GROUND VISIBLE UTILITIES) OF TABLE A THEREOF.
THE FIELD WORK WAS COMPLETED ON MAY 4, 2023

DATED THIS 4TH. DAY OF MAY, 2023

BY: MICHAEL J. EMMERT SURVEYS, INC.
MICHAEL J. EMMERT PRESIDENT
PROFESSIONAL ILLINOIS LAND SURVEYOR NO. 2499

STATE OF ILLINOIS
MICHAEL J. EMMERT
No. 2499
PROFESSIONAL LAND SURVEYOR

mike@mjesurveys.com
Michael J. Emmert Surveys, Inc
185 East Vallette Street
Elmhurst, Illinois 60126
Office 630-516-0383

FLOOD ZONE
MICHAEL J. EMMERT SURVEY'S INC., DOES HEREBY CERTIFY THAT WE HAVE EXAMINED THE FLOOD INSURANCE RATE MAP OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY OF THE FEDERAL INSURANCE ADMINISTRATION AND DETERMINED THE FOLLOWING:
PROPERTY IS LOCATED WITHIN COMMUNITY NUMBER – 175170
CURRENT EFFECTIVE MAP DATE – AUGUST 19, 2008
ON PANEL NUMBER – 17031C0039J
AND FIND THAT THE PROPERTY IS LOCATED WITHIN ZONE X (AREA OF MINIMAL FLOOD HAZARD)

BEARING BASIS
THE NORTH LINE OF SUBJECT PROPERTY IS ASSUMED TO BE NORTH 89 DEGREES 58 MINUTES 46 SECONDS EAST

PARKING
AS BUILT PARKING SUMMARY
REGULAR SPACES – 26
HANDICAP SPACES – 1
TOTAL SPACES – 27

LEGALLY DESCRIBED AS FOLLOWS:
PARCEL 1:
LOT 2 IN QUENTIN CORNERS, BEING A SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 23, 1988 AS DOCUMENT 88120312, IN COOK COUNTY, ILLINOIS (EXCEPTING THEREFROM THAT PART TAKEN FOR ROAD PURPOSES IN CONDEMNATION CASE 2001L50327).

PARCEL 2:
NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS IN FAVOR OF PARCEL 1, AS SET FORTH ON QUENTIN CORNERS PLAT OF SUBDIVISION RECORDED MARCH 23, 1988 AS DOCUMENT NUMBER 88120312, OVER THE FOLLOWING DESCRIBED LAND: LOT 1 IN QUENTIN CORNERS, BEING A SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3:
PERPETUAL NON-EXCLUSIVE EASEMENT FOR PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS, PASSAGE AND PARKING BY PEDESTRIANS AND MOTOR VEHICLES CREATED BY COVENANTS, CONDITIONS, RESTRICTIONS AND RECIPROCAL RIGHTS AGREEMENT DATED OCTOBER 3, 1990 AND RECORDED OCTOBER 10, 1990 AS DOCUMENT NUMBER 90496059 AND AMENDED BY DOCUMENTS 93838457 AND 1223612154 OVER AND ACROSS THOSE PARTS OF SAID LOT 1 IN QUENTIN CORNERS, AFORESAID, AS ARE FROM TIME TO TIME IMPROVED FOR USE AS ROADWAYS, PARKING SPACES AND PEDESTRIAN WALKS.

PARCEL 4: NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY A RECIPROCAL EASEMENT AGREEMENT RECORDED OCTOBER 19, 1993 AS DOCUMENT 93838456 FOR PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS UPON, OVER AND ACROSS THE PARKING AREAS, DRIVEWAYS, AISLES AND CURB CUTS SITUATED FROM TIME TO TIME ON LOT 1 IN QUENTIN CORNERS, BEING A SUBDIVISION OF PART OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 23, 1988 AS DOCUMENT 88120312, IN COOK COUNTY, ILLINOIS.

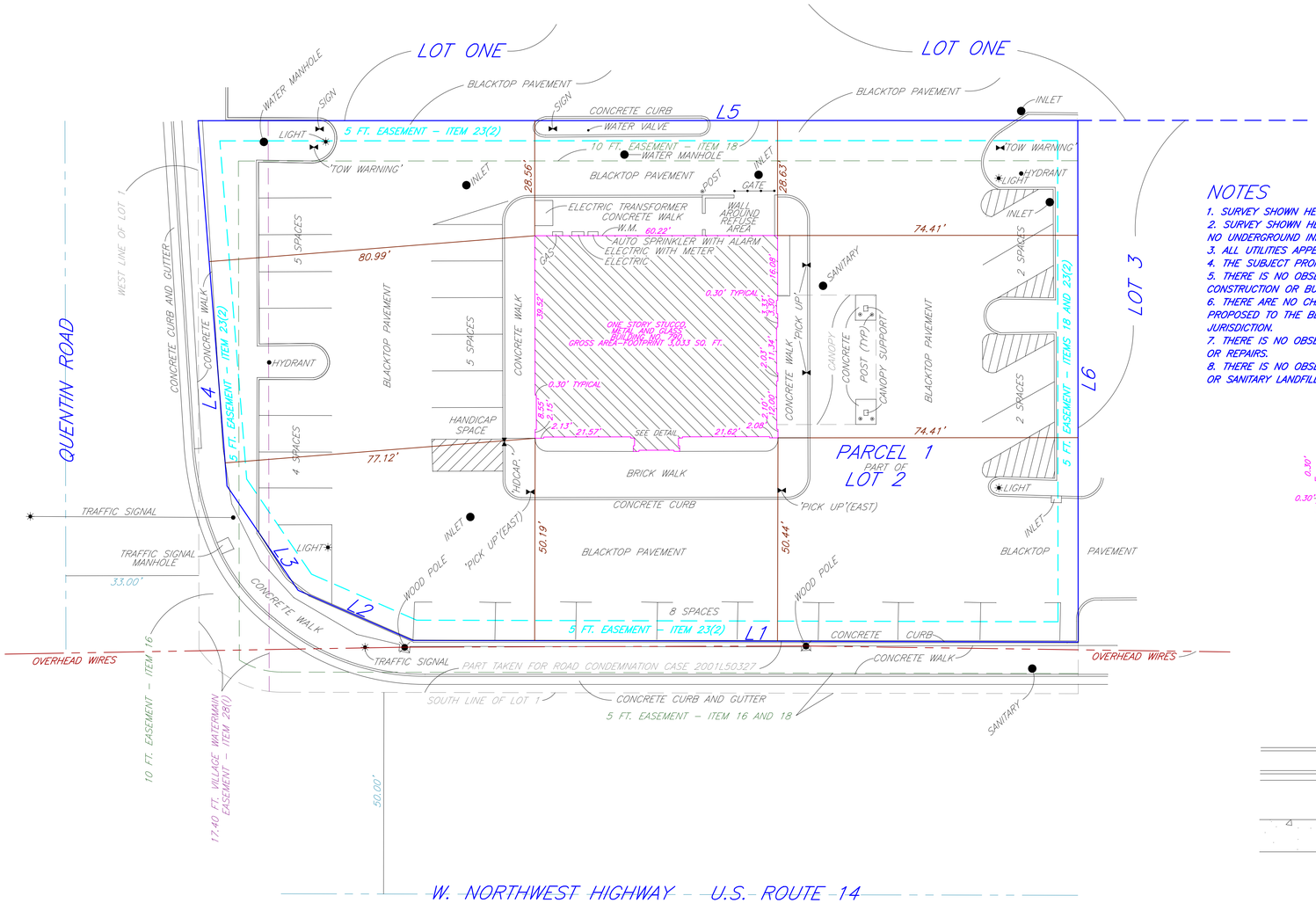
REFERENCE BEING HAD TO TITLE INSURANCE COMMITMENT NUMBER 22CC0040001RM BEARING AN EFFECTIVE DATE OF APRIL 13, 2023 AS PREPARED BY CHICAGO TITLE INSURANCE COMPANY .

CONTAINING 26,940 SQ. FT. OR 0.6184 ACRES MORE OR LESS

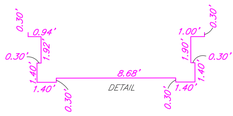
SCHEDULE B GENERAL EXCEPTIONS
ITEMS 1 THROUGH 7 – NOT SURVEY RELATED
8. PERMANENT TAX NUMBER 02-10-306-021-0000
ITEMS 9 THROUGH 15 – NOT SURVEY RELATED
16. EASEMENT DOCUMENT 8649799- RECORDED OCTOBER 24, 1986 – PLOTTED
17. NOT SURVEY RELATED
18. EASEMENT DOCUMENT 88120312 (AFFECTS NORTH 10 FEET, EAST 5 FEET AND SOUTH 5 FEET OF LOT 1) – PLOTTED
19. EASEMENT SHOWN ON EXHIBIT C DOCUMENT 88147916 RECORDED APRIL 8, 1988 – DOCUMENT NOT PROVIDED – SIZE AND LOCATION NOT STATED.
ITEMS 20 THROUGH 22 – NOT SURVEY RELATED
23(2). EASEMENT DOCUMENT 90496059 (AFFECTS 5 FEET IN WIDTH AS DISCLOSED BY PRIOR SURVEY) – PLOTTED
ITEMS 24 AND 25 – NOT SURVEY RELATED
26. EASEMENT DOCUMENT 94675726 RECORDED AUGUST 1, 1994 – DOCUMENT NOT PROVIDED – SIZE AND LOCATION NOT STATED.
27. NOT SURVEY RELATED
28(). 17.40 FT. EASEMENT DOCUMENT 88120312 RECORDED MARCH 23, 1988 – PLOTTED
29. NOT SURVEY RELATED
END OF SCHEDULE B

LINE TABLE

Line	Bearing	Distance	Measure
L1	N.89°51'34"W.	165.12'	165.12'
L2	N.66°20'59"W.	30.94'	30.94'
L3	N.34°16'36"W.	31.30'	31.30'
L4	N.04°32'14"W.	90.88'	90.88'
L5	N.89°58'46"E.	218.18'	218.18'
L6	S.00°02'36"E.	129.35'	129.35'



NOTES
1. SURVEY SHOWN HEREON IS AN "AS-BUILT" SURVEY.
2. SURVEY SHOWN HEREON IS LIMITED TO ABOVE GROUND VISIBLE IMPROVEMENTS AND NO UNDERGROUND INFORMATION IS INTENDED TO BE PROVIDED.
3. ALL UTILITIES APPEAR TO ENTER THE PROPERTY VIA A PUBLIC RIGHT OF WAY.
4. THE SUBJECT PROPERTY APPEARS TO DRAIN INTO A PUBLIC RIGHT OF WAY.
5. THERE IS NO OBSERVABLE EVIDENCE OF EARTH MOVING WORK, BUILDING CONSTRUCTION OR BUILDING ADDITIONS WITHIN RECENT MONTHS.
6. THERE ARE NO CHANGES IN STREET RIGHT OF WAY LINES EITHER COMPLETED OR PROPOSED TO THE BEST OF OUR KNOWLEDGE, AND AVAILABLE FROM THE CONTROLLING JURISDICTION.
7. THERE IS NO OBSERVABLE EVIDENCE OF RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIRS.
8. THERE IS NO OBSERVABLE EVIDENCE OF SITE USE AS A SOLID WASTE DUMP, SUMP OR SANITARY LANDFILL OR CEMETERY.



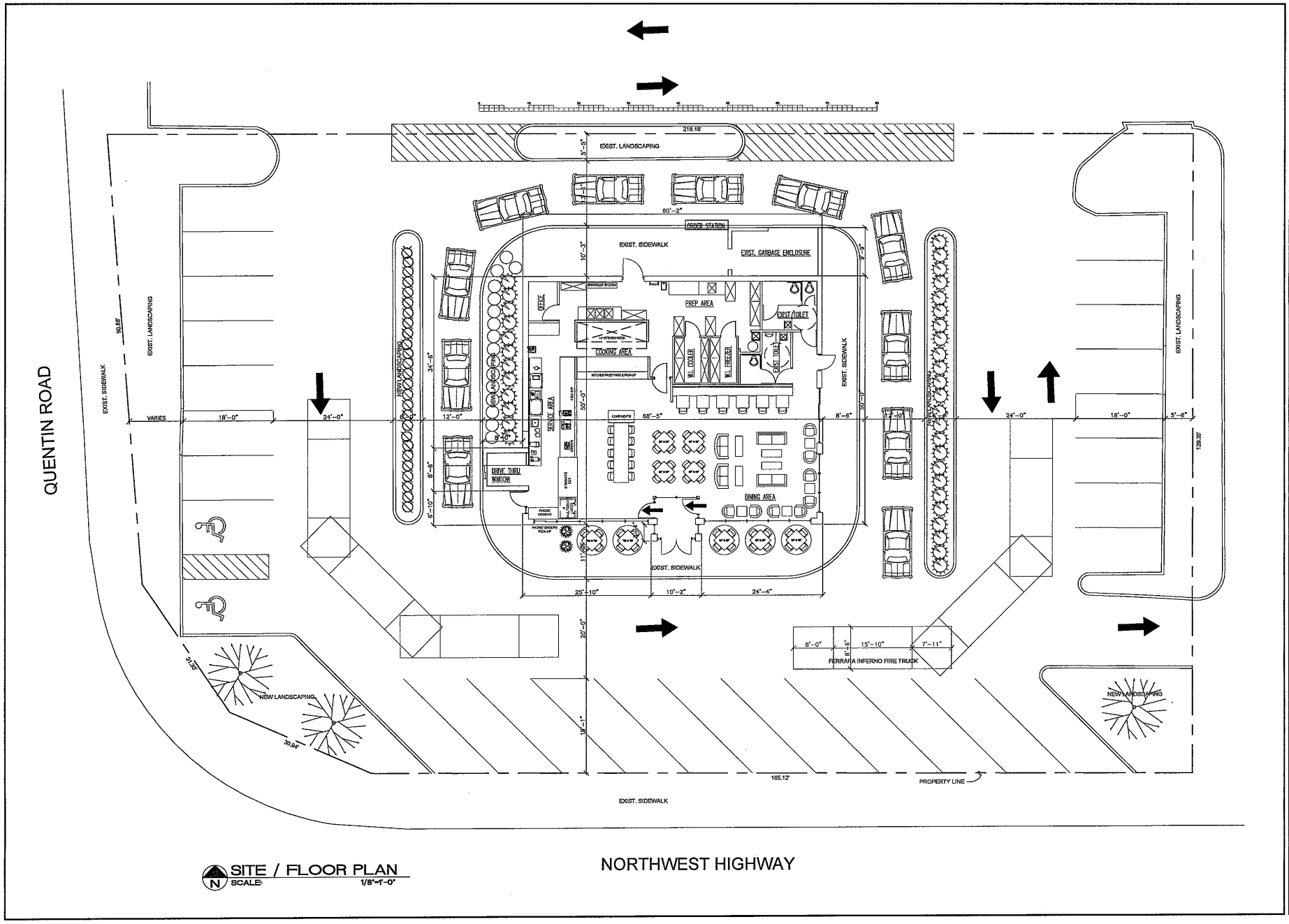
SYMBOLS
- CONCRETE FILLED POST
- HYDRANT
- MANHOLE
- SIGN
- LIGHT
- UTILITY POLE
- CONCRETE CURB
- CONCRETE CURB AND GUTTER
- CONCRETE

A.C. – AIR CONDITIONER
W.M.–WATER METER
G.M.–GAS METER
T.I.–TELEPHONE INTERFACE
C.S.–CABLE SERVICE
E.M.–ELECTRIC METER

790 W. NORTHWEST HIGHWAY
PALATINE, ILLINOIS

SCALE: 1" = 16'	CHKD. / AP'V'D:
DATE: MAY 4, 2023	APPROVED:
DWN. BY: MJE	
CHKD. BY: ADE	

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)



SITE / FLOOR PLAN
SCALE: 1/8"=1'-0"

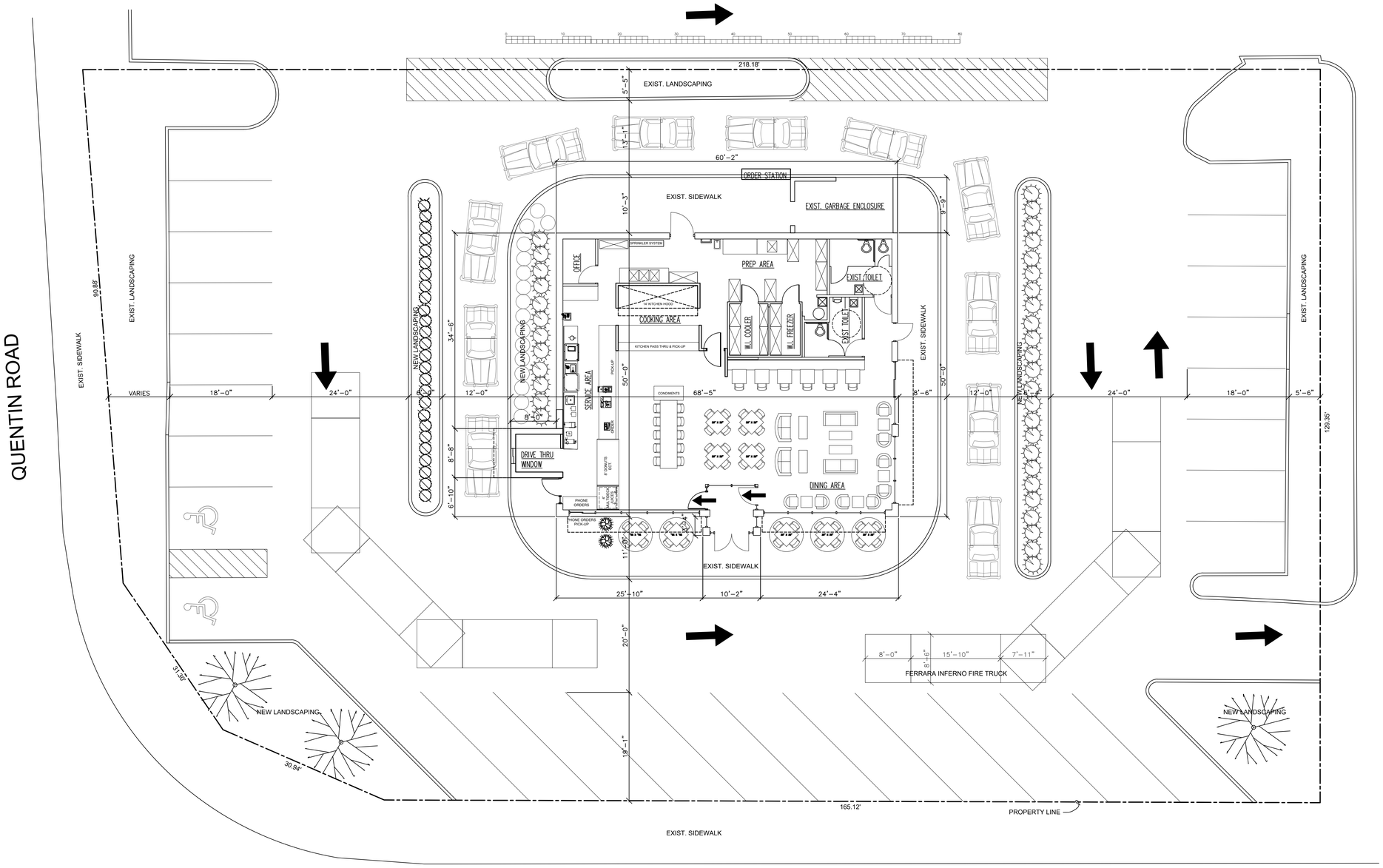
REVISIONS

ANGELO STAMATOUKOS - ARCHITECT
113 CENTRAL, WILLOWBROOK, ILLINOIS 60527

PROPOSED SITE PLAN
PROPOSED REMODELING OF EXIST. RESTAURANT

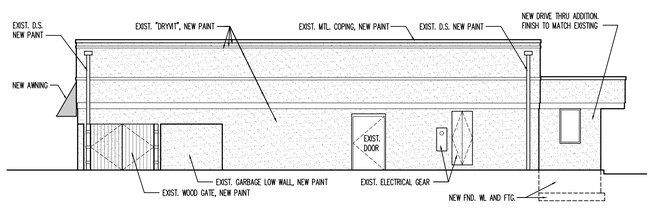
Date: 4/11/2
Scale:
Drawn:
Job: 23031
Sheet:
A-1

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

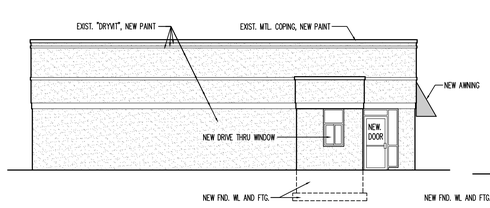


SITE / FLOOR PLAN
SCALE: 1/8"=1'-0"

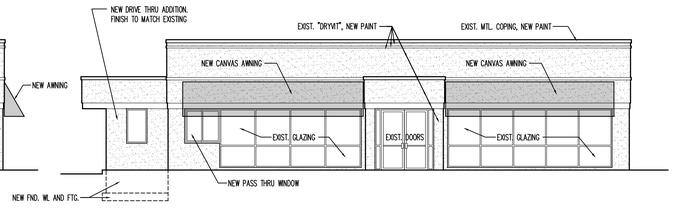
NORTHWEST HIGHWAY



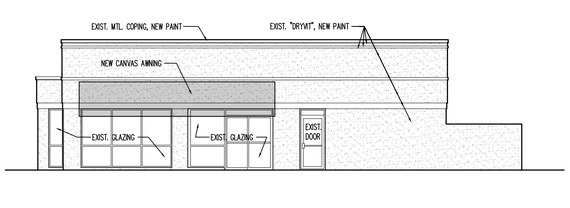
NORTH ELEVATION
SCALE: 1/8"=1'-0"



WEST ELEVATION
SCALE: 1/8"=1'-0"



SOUTH ELEVATION
SCALE: 1/8"=1'-0"



EAST ELEVATION
SCALE: 1/8"=1'-0"

REVISIONS	BY
.	.

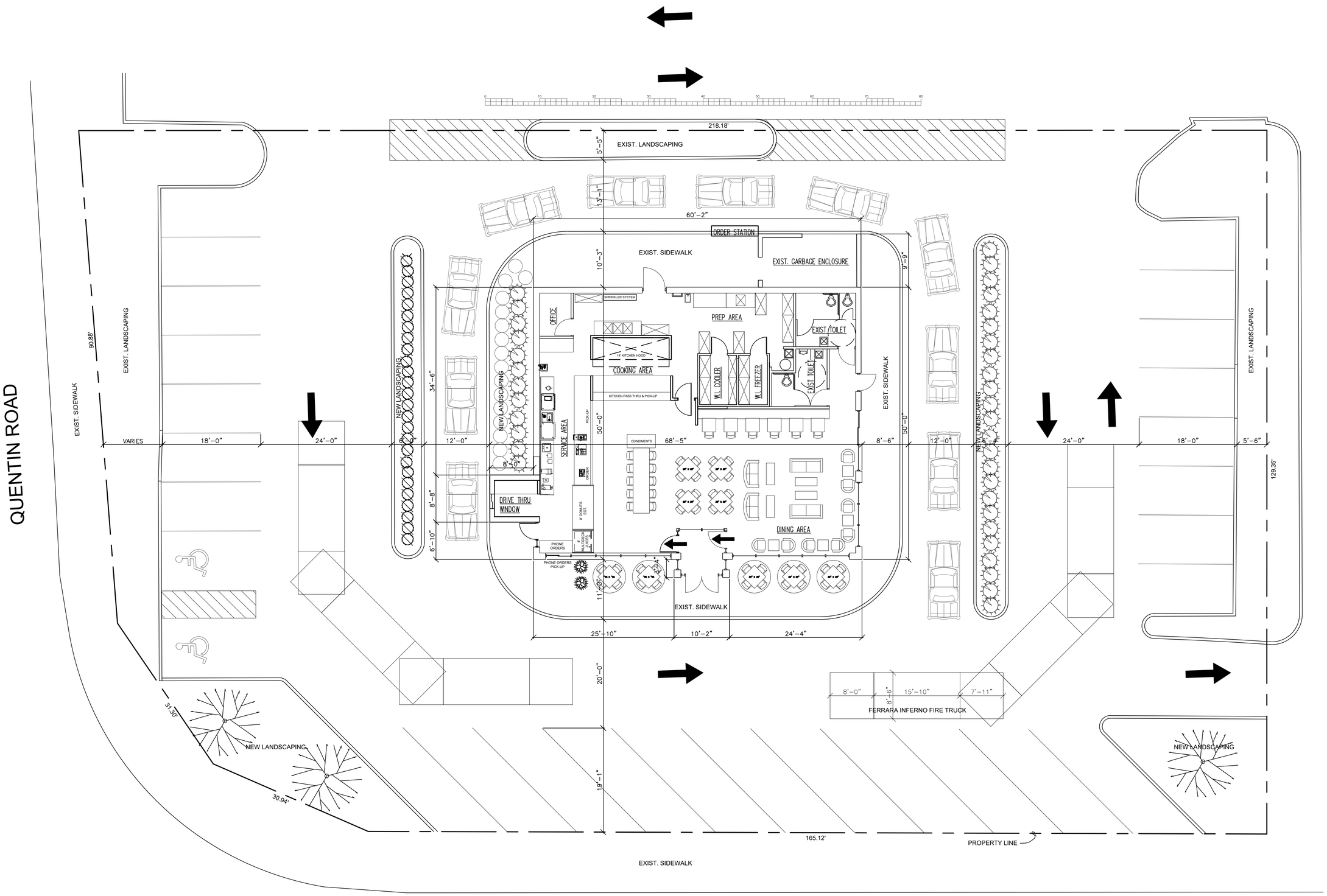
ANGELO STAMATOUKOS - ARCHITECT
.
.
.
113 CENTRAL, WILLOWBROOK, ILLINOIS 60527
(630)-269-2314 E-mail: angelostamatoukos@att.net

PROPOSED SITE PLAN AND ELEVATIONS

PROPOSED REMODELING OF EXIST. RESTAURANT
.
N.E. CORNER OF QUENTIN ROAD AND NORTHWEST HIGHWAY, PALATINE ILLINOIS

Date: 5/15/23
Scale:
Drawn: .
Job: 230315
Sheet:
A-1

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)



SITE / FLOOR PLAN
SCALE: 1/8"=1'-0"

REVISIONS	BY
.	.

ANGELO STAMATOUKOS - ARCHITECT
.
.
113 CENTRAL, WILLOWBROOK, ILLINOIS 60527
(630)-269-2314 E-mail: angelostamatouks@att.net

PROPOSED SITE PLAN

PROPOSED REMODELING OF EXIST. RESTAURANT
.
N.E. CORNER OF QUENTIN ROAD AND NORTHWEST HIGHWAY, PALATINE ILLINOIS

Date: 4/11/23
Scale:
Drawn: .
Job: 230315
Sheet: A-1

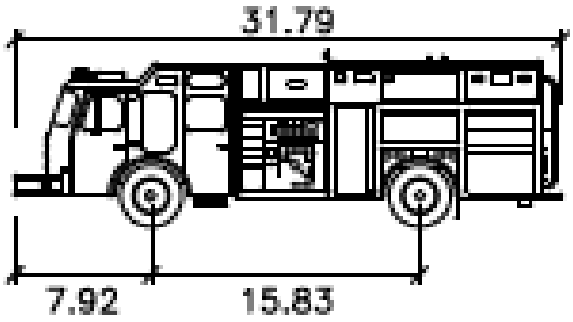
Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

VEHICLE ENVELOPES

FRONT TIRE PATH

REAR TIRE PATH

VEHICLE BODY ENVELOPE



Palatine Ferrara Inferno Fire Truck

	feet
Width	: 8.50
Track	: 8.50
Lock to Lock Time	: 6.0
Steering Angle	: 43.0

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

790 Northwest Highway LLC

George Kalkounos, Owner

Created on May 6th, 2023

Executive Summary

790 Northwest Highway, LLC shall be a cross between a full-service coffee bar and a dine-in restaurant serving specialty coffee drinks including, but not limited to a variety of liquor coffee drinks, such as espresso martinis, craft beer, wine, and other such beverages. In addition, 790 Northwest Highway, LLC will serve a variety of breakfast items, such as skirt steak and eggs, traditional egg dishes, omelets, and other such breakfast items; lunch fare, such as sandwiches, burgers, pastas, soups, and other grill items (i.e. serving a variety of plated sandwiches, salads, snacks, desserts, specialty coffee drinks, and liquor), which would be available for patrons through the business day. We plan to employee 20 people at this location. Additionally, we seek a capacity of 48 customers in the seating area.

Customers

The target audience for 790 Northwest Highway LLC is local residents and businesspeople in the area. We will also cater to groups who would like a meeting place for business or social get-togethers. We will provide beverages and quick meals from breakfast to desserts.

Future of the Company

790 Northwest Highway LLC estimates a gross revenue of $120,000 per month to service customers from 6 am to 8 pm daily.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

CERTIFICATE OF PUBLICATION

DES PLAINES JOURNAL, INC., a corporation organized and existing under and by virtue of the laws of the State of Illinois, does hereby CERTIFY that it is the publisher of the:

Journal & Topics Newspapers
AKA Des Plaines Journal, Inc.
622 Graceland Ave.
Des Plaines, IL 60016-4556

and that said newspaper(s) is a secular newspaper of general circulation and has been published weekly in the

(Village) (Town) (City) (Township) of PALATINE 790 W. NORTHWEST HWY.

(●) ( ) ( ) ( )

County of COOK

and State of Illinois, continuously for more than one year prior to date of the first publication of the notice attached hereto, and that said newspaper(s) complies with the requirements of Paragraphs 5 and 10, Chapter 100, of the Illinois Revised Statutes.

Further, that the notice, of which the attached is a true copy, was published ONE times in the said newspaper(s), namely once each week for ONE successive week(s) and that the first publication of said notice was made on the 8TH day of JUNE, A.D. 20 23., and the last publication thereof was made on the 8TH day of JUNE, A.D. 20 23.

Your Legal appeared in the following Journal & Topics Newspapers (Des Plaines Journal, Inc.)

- [x] Des Plaines Journal
- [x] Elk Grove Village Journal
- [x] Mt. Prospect Journal
- [x] Niles Journal
- [x] Park Ridge-Golf Mill Journal
- [x] Prospect Heights Journal
- [x] Rosemont Journal
- [x] Arlington Heights Topics
- [x] Buffalo Grove Topics
- [x] Palatine Topics
- [x] Rolling Meadows Topics
- [x] Wheeling Topics
- [ ] Suburban Journal
- [ ] Northwest Journal
- [ ] Glenview Journal

"OFFICIAL SEAL"
MARY ALICE WENZL
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 07/15/2025

Mary Alice Wenzl

IN WITNESS WHEREOF, **THE DES PLAINES JOURNAL, INC.,** has caused this certificate to be signed and its corporate seal affixed hereto at Des Plaines, Illinois this 8TH day of JUNE A.D., 20 23.

By Todd Wessell

President
Title of Corporate Officer

County of Cook
State of Illinois

Subscribed and sworn to before me this 8TH day of JUNE A.D., 20 23.

My commission expires the 15TH day of JULY A.D., 20 25.

Attachment: PZC Materials - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

4. 790 W. Northwest Highway **- Recommend To Approve**

SU-000042 - 790 W. Northwest Highway

Notice was published in the Journal & Topics on June 8th, 2023 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. **Special Use Application**
2. **Proof of Ownership**
3. **Plat of Survey**
4. **Site Plan**
5. **Elevations**
6. **Floor Plan**
7. **Business Plan**
8. **Public Notice**

Mr. Bradshaw gave a brief overview of the request stating the petitioner is proposing to renovate the existing building on the site to open a restaurant with a drive thru. The restaurant will be a full-service coffee bar and dine-in restaurant with liquor service.

Sworn in petitioner: Spiro Kalkounos - attorney for 790 W. Northwest Highway - representing the petitioner.

Mr. Kalkounos states the location is the former Peapod location and his client is a long-time restaurateur. Would like to open coffee shop/full service restaurant on the inside with liquor and drive thru would not have liquor but would offer other breakfast and lunch selection. His business plan requires the drive thru to meet his economic plan.

Chairman Wood asks about the 45-degree parking space.
Mr. Kalkounos states that the reason for the parking is for maneuvering thru the drive thru area and backing out safety.

Chairman Wood asks about his other ventures.
Mr. Kalkounos notes he is the current principal in this venture and is also the principal at other notable restaurants and states he has had 13 restaurants in recent years.

Commissioner Kolososki asks if there is any access to site off Northwest Highway.
Mr. Kalkounos states a curb cut could be requested but he doesn't see any

Attachment: PZC Minutes - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

benefit from that.

Commissioner Bettenhausen asks if there will be signs to direct customers to drive thru.
Mr. Kalkounos states there would be sign/arrows.

Commissioner Bettenhausen asks if there is a handicap access ramp.
Mr. Kalkounos states he is not sure if there is an existing ramp but would provide one as required.

Chairman Wood asks if the footprint of the existing building would remain the same and only the interior would be remodeled.
Mr. Kalkounos states that is correct.

Chairman Wood asks about hours and the liquor license.
Mr. Kalkounos states it would be open for breakfast thru dinner.
Chairman Wood notes that the request states hours would be 6am to 8pm.
Mr. Kalkounos states that is correct.

Commissioner Cavanaugh asks if there is a full bar or just a service bar.
Mr. Kalkounos states it is just a service bar.

Commissioner Bettenhausen asks if the shopping center parking is also available.
Mr. Kalkounos states that it is being discussed but currently it is not part of the plan.
Mr. Bradshaw states that parking will meet code as is.

Chairman Wood asks about an escape lane at the drive thru.
Mr. Bradshaw states the drive thru has an adequate escape lane at the drive thru because there are various escape points that will allow them to access the exterior drive aisle to exit the property.

Commissioner Friedman asks about the order board - is it in the drive lane or the side.
Mr. Kalkounos states he's not sure but he believes it is at the side by the entrance.

Mr. Bradshaw provides background on the property. He states the petitioner is proposing to open a new restaurant with drive thru and requesting a liquor license for the restaurant. He states it will be a full-service coffee bar and a dine in restaurant. Proposed hours are 7 days a week from 6am to 8pm. He states the parking spaces would require a variation to permit the angles parking spaces that would be 19.1 feet deep instead of the required 19.8 feet. There are 28 parking spaces provided which 2 are handicapped. All departments have reviewed and Community Services stated Bollards need to be added around the

Attachment: PZC Minutes - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

exterior of the outdoor patio seating. Environmental Health stated a permanent food establishment permit shall be applied for and reviewed during permit stage. All other departments had no issues.

Commissioner Kolososki asks about signage.
Mr. Bradshaw states that signs have not been proposed at this time.
Commissioner Cavanaugh if there are any staff parking requirements.
Mr. Bradshaw states that parking is still being discussed with landlord.

STAFF RECOMMENDATION:

The Petitioner is proposing to open a new restaurant, with drive-thru at the former Peapod food store. The existing building will be renovated to accommodate a full-service coffee bar and a dine-in restaurant with alcohol service included. Additionally, the Site Plan submitted by the Petitioner indicates that the existing parking stalls south of the building will be reconfigured to allow for an increased number of parking stalls, thus meeting the minimum required parking count.

Ultimately, as the previous business at the subject property operated with a drive-thru, with no identified issues, the proposal should not cause any injury to the value of the other properties within the surrounding neighborhood. Therefore, Staff recommends approval of the Special Use and Variation, subject to the following conditions:

1. The Special Use shall substantially conform to the Site Plan, Floor Plan, and Business Plan submitted by the Petitioner, George Kalkounos, 790 W. Northwest Highway, LLC, except as such plans may be changed to conform to Village Codes and Ordinances.

2. Any final traffic directional signage or pavement markings for the one-way drive aisle shall be submitted in a manner acceptable to the Village Engineer.

3. Bollards shall be installed as a buffer between the outdoor patio seating, south of the building, and the one-way drive aisle. A Site Plan and elevation of the bollards shall be submitted in a manner acceptable to the Director of Planning and Zoning.

There were no further questions. The public hearing was closed.

Commissioner Cavanaugh Made a motion to approve subject staff's conditions; seconded by Commissioner Bettenhausen.

DELIBERATIONS:

Attachment: PZC Minutes - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

Commissioner Cavanaugh states his only issue is the parking but finds it to be a great use of the property.
Chairman Wood states that it would be a good use of the vacant building. Business hours are acceptable and states the small variation would be acceptable.

Chairman Wood summarized that this request has met the standards and was unanimously approved by a vote of 8-0. This item will tentatively go to Village Council on July 10th, 2023.

RESULT:	**RECOMMEND TO APPROVE [UNANIMOUS]**
MOVER:	Kevin Cavanaugh, Commissioner
SECONDER:	Rodney Bettenhausen, Plan Commissioner
AYES:	Noonan, Roth-Wurster, Friedman, Wood, Luszczak, Bettenhausen, Kolososki, Cavanaugh
ABSENT:	Fedota

Attachment: PZC Minutes - June 27, 2023 (790 W. Northwest Highway - SU Restaurant with Liquor)

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DES PLAINES JOURNAL, INC., a corporation organized and existing under and by virtue of the laws of the State of Illinois, does hereby CERTIFY that it is the publisher of the:

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and that said newspaper(s) is a secular newspaper of general circulation and has been published weekly in the

(Village) (Town) (City) (Township) of PALATINE 790 W. NORTHWEST HWY.

◉ ○ ○ ○

County of COOK

and State of Illinois, continuously for more than one year prior to date of the first publication of the notice attached hereto, and that said newspaper(s) complies with the requirements of Paragraphs 5 and 10, Chapter 100, of the Illinois Revised Statutes.

Further, that the notice, of which the attached is a true copy, was published ONE times in the said newspaper(s), namely once each week for ONE successive week(s) and that the first publication of said notice was made on the 8TH day of JUNE, A.D. 20 23., and the last publication thereof was made on the 8TH day of JUNE, A.D. 20 23.

Your Legal appeared in the following Journal & Topics Newspapers (Des Plaines Journal, Inc.)

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- ☑ Elk Grove Village Journal
- ☑ Mt. Prospect Journal
- ☑ Niles Journal
- ☑ Park Ridge-Golf Mill Journal
- ☑ Prospect Heights Journal
- ☑ Rosemont Journal
- ☑ Arlington Heights Topics
- ☑ Buffalo Grove Topics
- ☑ Palatine Topics
- ☑ Rolling Meadows Topics
- ☑ Wheeling Topics
- ☐ Suburban Journal
- ☐ Northwest Journal
- ☐ Glenview Journal

"OFFICIAL SEAL"
MARY ALICE WENZL
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 07/15/2025

Mary Alice Wenzl

IN WITNESS WHEREOF, **THE DES PLAINES JOURNAL, INC.**, has caused this certificate to be signed and its corporate seal affixed hereto at Des Plaines, Illinois this 8TH day of JUNE A.D., 20 23.

By Todd Wessell

President
Title of Corporate Officer

County of Cook
State of Illinois

Subscribed and sworn to before me this 8TH day of JUNE A.D., 20 23.

My commission expires the 15TH day of JULY A.D., 20 25.

Attachment: Public Notice (790 W. Northwest Highway - SU Restaurant with Liquor)

Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Tellios Coffee, Inc. Located at 790 W. Northwest Highway

BACKGROUND:
On this evening's agenda is a Special Use for a dine-in restaurant with a full-service coffee bar and drive-thru for Tellios Coffee, Inc. located at 790 W. Northwest Highway. Petitioner and owner, George Kalkounos wishes to apply for a Class D (Restaurant) Liquor License. There will be no drive-thru liquor service. The hours of operation are Monday through Sunday, 6am to 8pm. The permitted hours for a Class D Liquor License are Sunday - Wednesday 6AM - 1AM and Thursday - Saturday 6AM - 2AM.

KEY ISSUES:
- An Ordinance has been prepared increasing the number of Class D liquor licenses by one.

ALTERNATIVES:
1. Approve the Ordinance increasing the number of Class D Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class D Liquor Licenses by one.

RECOMMENDATION:
Action is at the discretion of the Committee.

ACTION REQUIRED:
Action is at the discretion of the Committee.

ATTACHMENTS:
- ORD Increase Class D Liquor Tellios Coffe
- Exhibit - Menu, Letter & Floor Plan
- UPDATED- Business Plan - Tellios Coffee Inc.

ORDINANCE NO._____

CONSIDER AN ORDINANCE AMENDING THE CODE OF ORDINANCES CHAPTER 3, SECTION 3-35 LIQUOR LICENSES INCREASING CLASS D (RESTAURANT) LIQUOR LICENSES BY ONE FOR TELLIOS COFFEE, 790 W. NORTHWEST HIGHWAY

BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power:

SECTION 1: That the Code of Ordinances of the Village of Palatine, Illinois, as amended, be and the same is hereby further amended by increasing the number of Class "D" Liquor Licenses listed in Section 3-35 Chapter 3 by one for a total of 37 for Tellios Coffee located at 790 W. Northwest Highway.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this _____day of _____, 2023

AYES: _____ NAYS:_____ ABSENT: _____ PASS:_____

APPROVED by me this _____day of _____, 2023

_____

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____day of _____, 2023

_____

Village Clerk

Attachment: ORD Increase Class D Liquor Tellios Coffe (790 W. Northwest Highway - Increase Class D Liq Lic Tellios Coffee)

TELLIOS COFFE, INC.
790 W. NORTHWEST HWY.
PALATINE, ILLINOIS 60067

August 11, 2023

Village of Palatine
Liquor Commission
Attn: Ms. Doris Sadik
200 E. Wood St.
Palatine, Illinois 60067

RE: Tellios Coffee, Inc., 790 W. Northwest Hwy, Palatine

Dear Ms. Sadik:

Enclosed please find a completed application for a new liquor license and accompanying documentation and our check in the amount of $250 for the processing fee.

We are requesting that the Village issue a liquor license for the above-captioned business at the designated address.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

George Kalkounos,
President

Attachment: Exhibit - Menu, Letter & Floor Plan (790 W. Northwest Highway - Increase Class D Liq Lic Tellios Coffee)

Stacey Miles

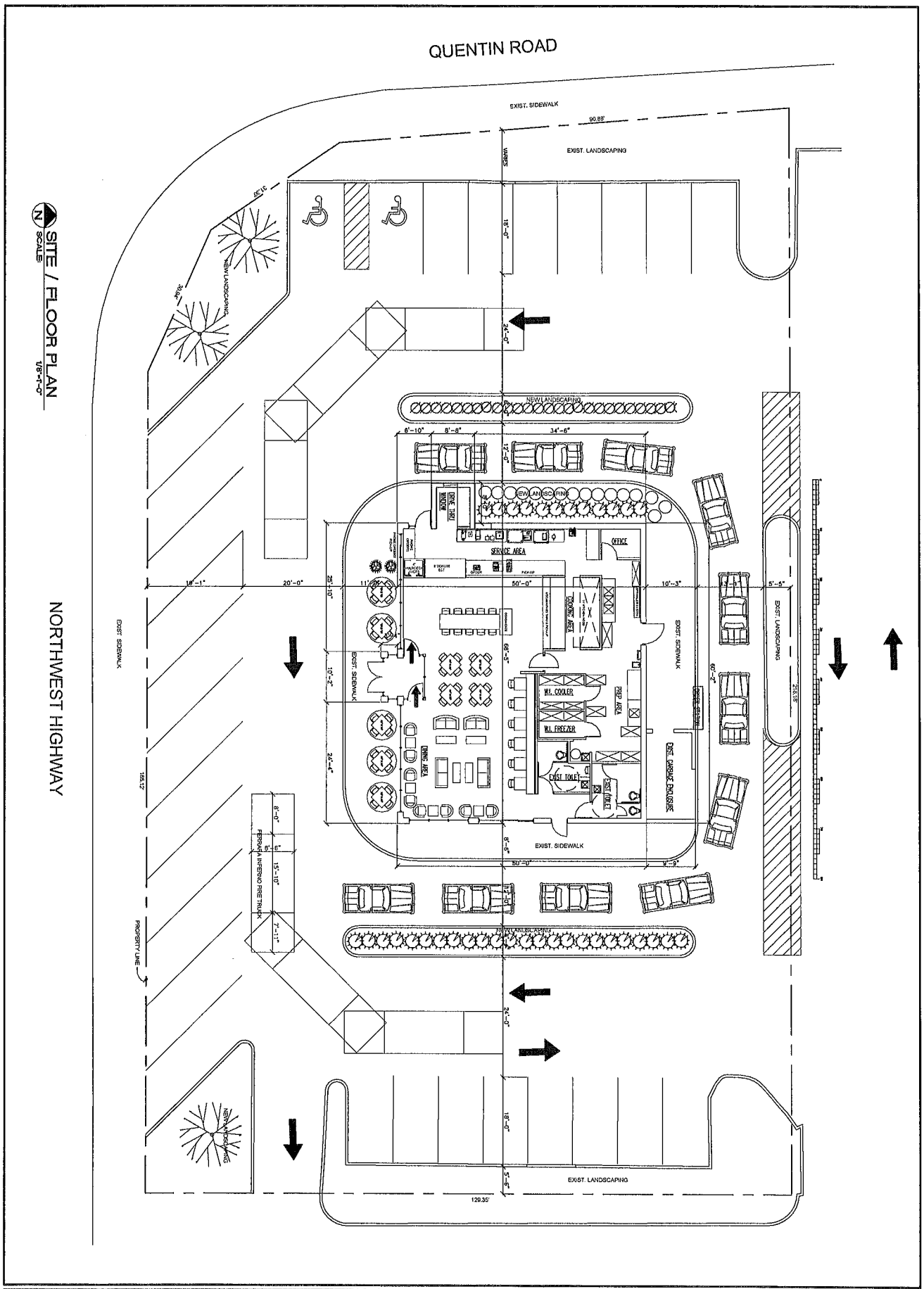
From: Dine@ChicagoPrimeSteakhouse <dine@chicagoprimesteakhouse.com>
Sent: Tuesday, August 8, 2023 3:52 PM
To: John N. Skoubis; Stacey Miles
Subject: Menu

Breakfast / Launch
Spanakopita
Tyropita
Ham & Cheese Pita
Bougatsa
Donuts
Cake Pops
Cold Sandwiches
Salads

Dinner
Beef Kabop
Pork Kabop
Chicken Kabop
Greek Style Rice Pilaf
Greek Style Oven Roasted Potatoes
Crepes

Chicago Prime Steakhouse
1444 E Algonquin Road
Schaumburg, IL 60173

Attachment: Exhibit - Menu, Letter & Floor Plan (790 W. Northwest Highway - Increase Class D Liq Lic Tellios Coffee)



A-1	PROPOSED SITE PLAN PROPOSED REMODELING OF EXIST. RESTAURANT N.E. CORNER OF QUENTIN ROAD AND NORTHWEST HIGHWAY, PALATINE ILLINOIS	ANGELO STAMATOUKOS - ARCHITECT 113 CENTRAL, WILLOWBROOK, ILLINOIS 60527 (630)-269-2314 E-mail: angelostamatoukos@att.net	REVISIONS

Sheet: A-1 | Job: 23031S | Drawn: | Scale: | Date: 4/11/23

Attachment: Exhibit - Menu, Letter & Floor Plan (790 W. Northwest Highway - Increase Class D Liq Lic Tellios Coffee)

Tellios Coffee, Inc.

George Kalkounos, Owner

Created on May 6th, 2023

Amended September 5, 2023

Executive Summary

Tellios Coffee, Inc. ("Tellios") shall be a cross between a full-service coffee bar and a dine-in restaurant serving specialty coffee drinks including, but not limited to a variety of liquor coffee drinks, such as espresso martinis, craft beer, wine, and other such beverages. In addition, Tellios will serve a variety of breakfast items, such as skirt steak and eggs, traditional egg dishes, omelets, and other such breakfast items; lunch fare, such as sandwiches, burgers, pastas, soups, and other grill items (i.e. serving a variety of plated sandwiches, salads, snacks, desserts, specialty coffee drinks, and liquor), which would be available for patrons through the business day. We plan to employee 20 people at this location. Additionally, we seek a capacity of 48 customers in the seating area.

Customers

The target audience for Tellios is local residents and businesspeople in the area. We will also cater to groups who would like a meeting place for business or social get-togethers. We will provide beverages and quick meals from breakfast to desserts. Alcohol sales will also be an added benefit to the establishment as the offering is currently popular for certain brunch items (such as mimosas and bloody mary drinks), various liquor coffee drinks (Kahlua, chocolate and hazelnut liquors, peppermint schnapps), and various beer and wine offerings for the lunch and dinner crowds; however, (i) the sale or deliver of alcohol through the drive-through facility will be strictly prohibited; and (ii) all alcohol sales shall only be provided through table service delivery by a licensed Tellios employee.

Future of the Company

Tellios estimates a gross revenue of $120,000 per month to service customers from 6 am to 8 pm daily.

Attachment: UPDATED- Business Plan - Tellios Coffee Inc. (790 W. Northwest Highway - Increase Class D Liq Lic Tellios Coffee)

Consider an Ordinance Authorizing the Village Manager to Negotiate and Enter Into an Agreement for a TIF Eligibility Study, Redevelopment Plan, and Designation Services for the Proposed 2023 East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors

BACKGROUND:
The Village annexed the approximately 50 acres of property along Dundee Road, between Baldwin Road and Route 53, from 1986 through 1994. A majority of the properties were developed while in unincorporated Cook County and were experiencing declining conditions, lack of maintenance, lack of municipal facilities, obsolete platting, and little reinvestment.

KEY ISSUES:
- Recognizing the Dundee Road corridor's importance, there is a desire to help promote and facilitate reinvestment and redevelopment within this area.
- As outlined in the attached proposal from SB Friedman Development Advisors, the consultant services related to a Tax Increment Finance (TIF) Eligibility Study, Redevelopment Plan and Designation Services for the proposed 2023 East Dundee Road Corridor TIF Study would be in an amount not to exceed $29,250.

ALTERNATIVES:
1. Approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.
2. Do not approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

RECOMMENDATION:
Staff recommends approval of the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

ACTION REQUIRED:
A motion to approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

ATTACHMENTS:
- Ord Authorizing East Dundee Road Corridor TIF Study Area with SB Friedman
- Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal
- Exhibit B: Map

Attachment: Ord Authorizing East Dundee Road Corridor TIF Study Area with SB Friedman (Authorize Services for the Dundee Rd & Kennedy

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR A TIF ELIGIBILITY STUDY, REDEVELOPMENT PLAN, AND DESIGNATION SERVICES FOR THE PROPOSED 2023 EAST DUNDEE ROAD CORRIDOR TIF STUDY AREA WITH SB FRIEDMAN DEVELOPMENT ADVISORS

WHEREAS, several portions of the East Dundee Road Corridor (the Corridor) have not been subject to growth and redevelopment through investment by private enterprise and would not reasonably be anticipated to be developed without the benefits provided by a TIF District.

WHEREAS, the Village Council desires to promote and protect the public health, safety and welfare of the Corridor by encouraging redevelopment within the Corridor.

WHEREAS, the Village Council sought to determine whether this portion of the Dundee Road corridor qualified as a TIF District.

WHEREAS, Section 11-74.4-4.1 requires the Village to act by Ordinance or Resolution to provide for a TIF feasibility study on the designation of an area as a redevelopment project area.

WHEREAS, the Village of Palatine, Cook County, Illinois (the "Village") is a duly organized and existing home rule municipality created under the provisions of the laws of the State of Illinois; and

NOW THEREFORE, Be it ordained, by the Mayor and Village Council of the Village of Palatine, acting in the exercise of its home rule power that:

SECTION 1: The foregoing recitals shall be and are hereby incorporated in this Section One as if said recitals were fully set forth herein.

SECTION 2: The Village Council affirms by this Ordinance that the Village Manager is authorized to negotiate and enter into an agreement with SB Friedman Development Advisors to perform a TIF feasibility study on the designation of the

Corridor as set forth in the attached Exhibit "A" as a redevelopment project area in an amount not to exceed $29,250 (not including related out of pocket expenses).

SECTION 3: As illustrated in the attached Exhibit "B", the Corridor to be studied generally includes land located on both the north and south sides of Dundee Road, from Baldwin Road to Route 53, and also includes properties on N. Kennedy Drive.

SECTION 4: The purpose of the proposed redevelopment plan and project is to encourage reinvestment in the study area, to bring municipal utilities to the area, and to facilitate redevelopment.

SECTION 5: Tax Increment Financing under the TIF Act allows a municipality to create a TIF District. Once created the amount of real estate taxes generated from the TIF District over and above the real estate taxes generated in the base year of the TIF will be put into a TIF Fund so that those dollars constituting the incremental increase in taxes will be available to be spent on specified costs as delineated in the TIF Act. Individual projects will be the subject of redevelopment agreements. Utilizing TIF Funds to pay for TIF eligible expenses allows developers and property owners to invest money that they would not otherwise be willing to invest without the financial assistance provided by the TIF Fund. The benefit to the municipality, residents and taxpayers is to provide an influx of investment dollars in an area that would not otherwise be redeveloped. At the end of the TIF period, the real estate taxes over and above the base year's amount are then distributed to the taxing bodies and the amount of real estate taxes to be generated from the TIF District is anticipated to be higher than if no reinvestment occurred.

SECTION 6: The Ordinance is a declaration of Village intent, pursuant to Section 65 ILCS 5/11-74.4-4 (J), to reimburse the Village for the planning expenditures incurred after the date of this Ordinance, including but not limited to those incurred in the feasibility study.

Attachment: Ord Authorizing East Dundee Road Corridor TIF Study Area with SB Friedman (Authorize Services for the Dundee Rd & Kennedy

SECTION 7: If any section, paragraph, clause or provisions of this ordinance shall be held invalid, thereof shall not affect any other provision of this ordinance.

SECTION 8: Inquiries for additional information regarding this potential TIF District should be made to Reid Ottesen, Village Manager, (847) 358-7500. His address is 200 E Wood Street, Palatine, IL 60067

SECTION 9: This Ordinance shall be in full force and effect upon passage and approval as provided by law.

PASSED: This ____day of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____day of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this _____day of

_____, 2023

_____
Village Clerk

Attachment: Ord Authorizing East Dundee Road Corridor TIF Study Area with SB Friedman (Authorize Services for the Dundee Rd & Kennedy

SBFRIEDMAN

VISION
ECONOMICS
STRATEGY#
FINANCE
IMPLEMENTATION

August 29, 2023

Mr. Reid Ottesen
Village Manager
Village of Palatine
200 E Wood Street
Palatine, IL 60067

RE: Proposed Dundee Road and IL 53 TIF Designation Support

Dear Mr. Ottesen

Pursuant to our recent discussions, SB Friedman Development Advisors, LLC (SB Friedman) is pleased to present this proposal to the Village of Palatine (the "Village") to provide tax increment financing ("TIF") consulting services for a potential TIF district located along Dundee Road near IL 53.

Background and Approach

It is our understanding that the Village is interested in encouraging private investment and supporting development/redevelopment in the "Study Area" as shown in **Map 1** on the following page. It is our understanding that the Village is considering establishing a TIF district as a potential source of funds to help pay for improvements required to make development feasible and seeks assistance in evaluating the eligibility of and designating a potential TIF district for the Study Area.

SB Friedman proposes to support the Village's effort to establish a TIF district for the Study Area. Under this scope of services, SB Friedman will work with Village staff to conduct a full TIF district designation process for the Study Area. We have organized our scope of services for this assignment into four primary phases:

1) Conduct TIF Eligibility Reconnaissance Study
2) Prepare Redevelopment Plan and Project Document
3) Prepare Mailing Lists
4) Support Public Review Process

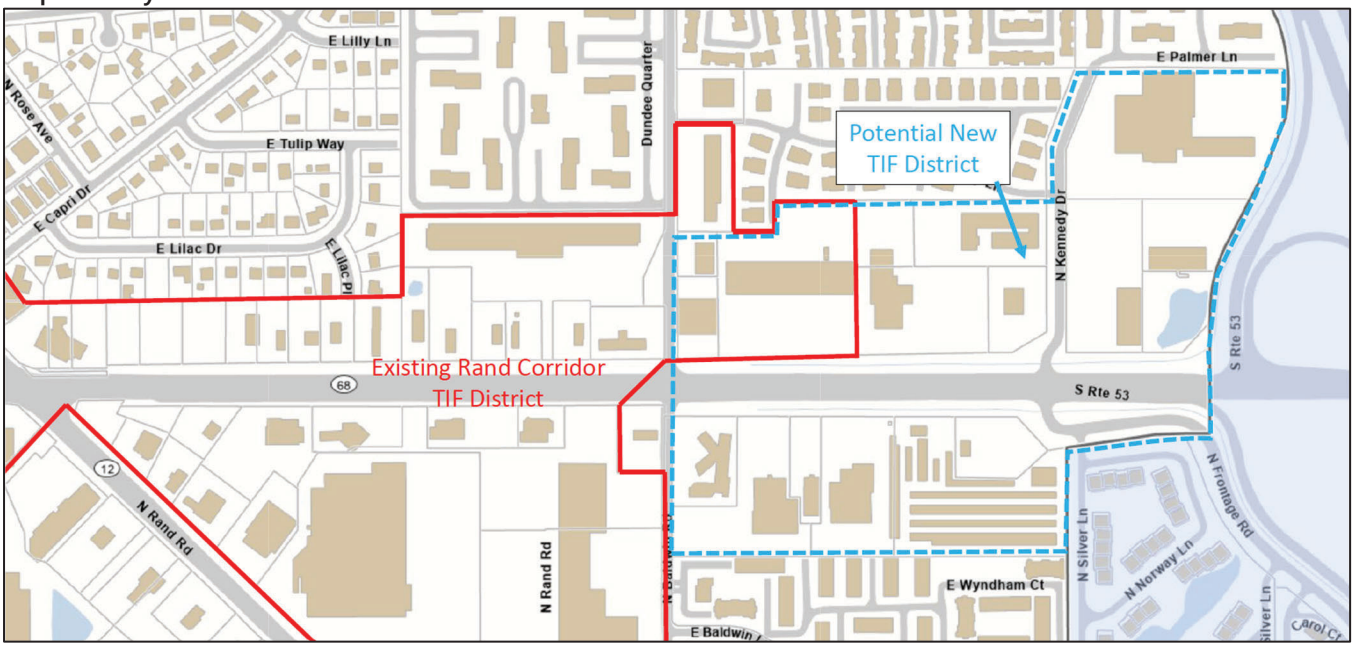
We will begin the engagement by conducting a TIF Eligibility Reconnaissance Study. Assuming the Study Area is eligible, the designation support process would include documentation of our findings in a formal Eligibility Report, preparation of the TIF district Redevelopment Plan and Project document, and assisting the Village with the public review process, including preparation of mailing lists. Based on a preliminary scan, it appears that there are no residential units in the proposed Study Area. Therefore, for budgeting purposes, we have assumed that a Housing Impact Study will not be required.

It is our understanding that the Study Area contains three parcels currently located within the existing Rand Corridor TIF District (see **Map 1**). We assume that the Village and the Village Attorney will remove those three parcels from the Rand Corridor TIF District via a minor amendment. This proposal does not contemplate SB Friedman playing any role in changes to the boundary of, or Plan for, the Rand Corridor TIF District.

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Map 1: Study Area



Source: Village of Palatine

SB Friedman has broad and deep experience in all aspects of TIF, such as: TIF district designation and amendment, including housing impact studies; developing incremental property tax projections for TIF assistance requests and underwriting of various financing obligations; supporting the negotiation of term sheets and redevelopment agreements; and documenting and supporting TIF compliance activities. We are noted for our rigorous analyses of TIF eligibility, feasibility, and the market, fiscal, economic and related aspects of public-private development projects.

Scope of Services

Our proposed scope of services and work steps for each phase are as follows:

PHASE 1: CONDUCT TIF ELIGIBILITY RECONNAISSANCE STUDY

1) Conduct Project Kickoff Call

We will conduct a kickoff call with the Village to:

- Discuss the project scope and timeframe;
- Confirm the Study Area boundary;
- Review existing documents compiled by the Village, including the Village's first and current Comprehensive Plans and current zoning map;
- Identify additional key sources of data that we will need for our analysis, and
- Confirm the assumptions to be used in developing the TIF budget, goals and objectives, and the projections of future incremental property taxes.

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

2) Obtain and Examine Necessary Data

We will pursue key data to determine whether the Study Area qualifies for TIF district designation, based on the criteria outlined in the TIF Act. To complete our Eligibility Reconnaissance Study, we will:

- Obtain current GIS parcel shape files and/or existing base maps from the Village and/or County, and prepare internal base maps;
- Obtain and review building age data (if any);
- Obtain and review five-year history of building permit data for parcels within the Study Area;
- Obtain information about infrastructure age and condition from Village staff and others, as available;
- Prepare PIN list, and order and enter taxpayer and six-year history of equalized assessed values (EAV) for the Study Area and Village; and
- Enter, proof and map eligibility criteria, as required.

3) Conduct Fieldwork

We will conduct field research for the Study Area to document field-observable eligibility factors. We anticipate up to one full day of field research in the Village for two staff members.

4) Analyze EAV Growth

We will analyze the growth in EAV over the past six years (five year-to-year periods) and compare Study Area growth to Village growth and Consumer Price Index growth over those periods.

5) Analyze Additional Eligibility Factors/Required Findings and Tests

Based on our field research and other data, we will assess the presence and distribution of factors to establish eligibility and to meet the "but for…" and "lack of growth through private investment" requirements, as outlined in the Act. The eligibility findings and boundaries will be documented in a series of maps for the Study Area. If for any reason the Study Area does not qualify for a TIF district designation, we will meet with you to discuss potential strategies at that point.

6) Prepare Eligibility Study Summary

We will prepare slides documenting the findings of our eligibility research, including maps and tables.

7) Conduct Call with Village

We will conduct a call with the Village to discuss our findings and recommendations.

PHASE 2: FINALIZE ELIGIBILITY RESEARCH AND PREPARE REDEVELOPMENT PLAN AND PROJECT DOCUMENT

1) Prepare Maps of the Proposed TIF District

A series of maps of the proposed TIF district will be prepared for inclusion in the Redevelopment Plan and Project document. This series will include maps of the proposed boundary, documented distribution of eligibility factors,

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

existing land use, and future land use.

2) Obtain and Proof Boundary Legal Description

We will engage and manage a licensed surveyor on the Village's behalf to draft a boundary legal description for the proposed TIF district. If the Village prefers to work with a particular surveyor, we will engage with that company. Otherwise, we can use a surveyor with whom we have worked in the past. To ensure accuracy of the boundary legal description, we will conduct a proof. We will work with Cook County to ensure that they are comfortable with the legal description prior to filing the TIF plan with the Village Clerk.

3) Prepare Draft of Redevelopment Plan and Project (Redevelopment Plan) Document

We will prepare a Redevelopment Plan and Project document for the proposed TIF district. We assume this will represent the second half of the combined Eligibility Report and Redevelopment Plan and Project Document. As required by the Act, the Eligibility Report and Redevelopment Plan document will include:

- Redevelopment Project Area (RPA) Description
- Boundary Legal Description of the RPA
- Summary of Blight/Conservation Area Conditions and Analysis of Eligibility Factors
- Redevelopment Plan Goals, Objectives and Strategy
- Existing and Proposed Land Use
- Most Recent EAV and Estimated Future EAV
- Estimated Redevelopment Project Costs (line-item budget)
- Assessment of Impacts on Other Taxing Districts
- Affirmative Action Plan
- Statement of Conformance with Other Community Plans

Preliminary projections of incremental property taxes from the TIF district will be prepared to confirm the supportable budget for the TIF plan and estimating the future EAV of the Redevelopment Project Area, as required by the Act.

The Act requires that a Housing Impact Study (HIS) be completed if the plan would result in the displacement of 10 or more occupied residential units, or if the area contains 75 or more occupied residential units and the Village does not certify that no residential displacement will occur. Based on a preliminary scan, it appears that there are fewer than 10 residential units in the proposed Study Area. If required, we will conduct the HIS as an additional service.

We will prepare a final Eligibility Report and Redevelopment Plan and Project document combining the Eligibility Study, redevelopment Plan, legal description, appropriate maps, and other required documentation. We anticipate first preparing draft documents to be distributed to and reviewed by the Village. Any revisions to the draft Plan documents will be incorporated into the final Redevelopment Plan document, which will be filed with the Village Clerk at least 10 days prior to introduction to the Village Board.

PHASE 3: PREPARE MAILING LISTS AND SUPPORT NOTICE PROCESS

1) Create Mailing Lists for Noticing

The Act requires that municipalities make a good faith effort to provide notice of the availability of the Eligibility Report and Redevelopment Plan and how to obtain the report by mail to all residential addresses within 750 feet of the

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

boundary of any proposed TIF district. We will prepare a map identifying this buffer area. We will conduct fieldwork to gather the addresses in this area as part of our initial fieldwork. Additionally, we will prepare other mailing lists for noticing, as required by the Act.

Our scope includes preparation of the following mailing lists:

- Affected taxing bodies and the Illinois Department of Commerce and Economic Opportunity (DCEO);
- Taxpayers within the proposed TIF area;
- Taxpayers of properties within the proposed TIF area for which taxes were not paid in the prior year; and
- Residential addresses within 750 feet of the TIF boundary.

The Village may elect to engage a mailing company for preparation and distribution of the mailings or to prepare the mailings using Village staff resources.

2) Support Notice and Approval Process

We assume that the Village will print and prepare the mailings and publish required notices in local newspapers. We will coordinate with the Village to ensure all mailing addresses are provided in a timely fashion.

We assume that the Village's legal counsel will establish and manage a timeline for mailings, meetings and noticing based on state law, the overall project timeline, newspaper publishing dates, and the Village Board meeting schedule.

PHASE 4: SUPPORT PUBLIC REVIEW PROCESS

We will attend and, as appropriate, make presentations at the two key meetings that are part of the review process as provided in the Act. These meetings include the Joint Review Board Meeting and the Public Hearing, both of which we assume will be held in person. We are available for additional meetings or public presentations, as described in the "Additional Services" section below.

Additional Services

If additional meetings are required, we are able to attend and present our findings at the billing rates provided below. We are also available to provide other TIF-related services, such as tax increment projections or financial deal reviews for projects requesting TIF assistance.

Timeframe

Based on the scope of the work outlined herein and our experience with similar projects, we estimate it will take approximately 30 to 45 days to complete the TIF Eligibility Reconnaissance Study (Phase 1), 30 to 45 days to complete the Redevelopment Plan and Project (Phase 2), and 90 to 120 days to complete the public approval process (Phases 3 and 4). However, we will work with you to meet any specific deadlines, where possible.

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Fees

Professional fees for our services will be based on the time required at the billing rates of the SB Friedman personnel assigned to the project. The scope of the engagement and our experience with similar services indicate that our professional fees and expenses will total **$29,250**, as shown in the detailed budget.

Phase 1: Conduct TIF Eligibility Reconnaissance Study	$12,260
Phase 2: Prepare Redevelopment Plan and Project Document	$8,570
Phase 3: Prepare Mailing Lists and Support Notice Process	$3,070
Phase 4: Support Public Review Process	$4,850
General Expenses	$500
TOTAL SB FRIEDMAN FEES AND EXPENSES	**$29,250**

Other expenses to be incurred directly by the Village:

- Surveyor - Boundary Legal Description

This fee estimate is based upon the detailed work steps and time budgets shown in the attached budget table. Actual billings will be based on time expended at the special project rates that are currently as follows:

Senior Vice President	$300
Vice President	$260
Senior Project Manager	$250
Project Manager	$245
Associate Project Manager	$225
Senior Associate	$205
Associate	$185
Research Associate	$160

Travel, publications, maps, outside data, report reproduction, and other out-of-pocket expenses will be billed as incurred without mark-up. We anticipate that the Village will publish notices in the local paper and have not included an allowance for these costs.

This fee estimate is subject to revision if the engagement entails more time than estimated due to problems that are encountered that could not reasonably have been foreseen at the commencement of the engagement or if the scope is changed. In this event, we will discuss the matter with you so that a mutually acceptable revision may be made. If the time spent on this engagement is substantially less than we have estimated, we will bill you a lesser amount.

This estimate contemplates our in-person attendance at the following meetings:

- Joint Review Board Meeting
- Public Hearing

Additional meeting time and additional services, beyond what has been included in the budget, will be billed at the project rates outlined above.

Invoices will be rendered not more frequently than monthly as our work progresses for services and costs incurred. These invoices are payable within 30 days. If at any point the decision is made to discontinue our services, our fee will be based upon the actual time expended and out-of-pocket costs incurred to that date.

Acceptance Procedures

We appreciate the opportunity to continue to assist the Village. To indicate your acceptance of this proposal, please sign and return it to us as authorization for us to proceed.

Geoffrey Dickinson, AICP
Senior Vice President

Michael Ryzhov, AICP
Project Manager

Accepted: _____
Signature Date

_____
Name Title

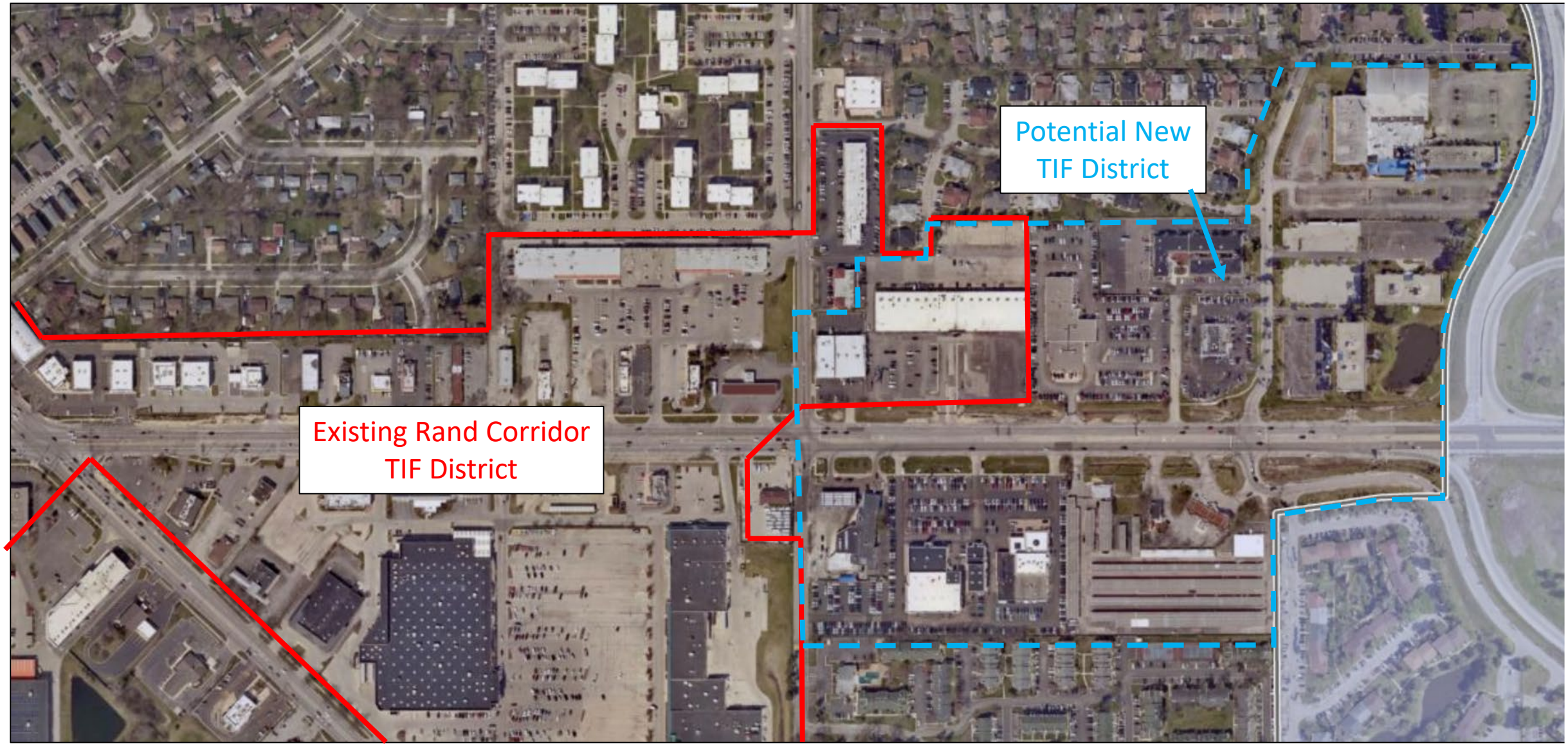
Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Attachment: Exhibit A: SBF Palatine - Dundee & Kennedy TIF Designation Proposal (Authorize Services for the Dundee Rd & Kennedy Drive TIF

DETAILED BUDGET

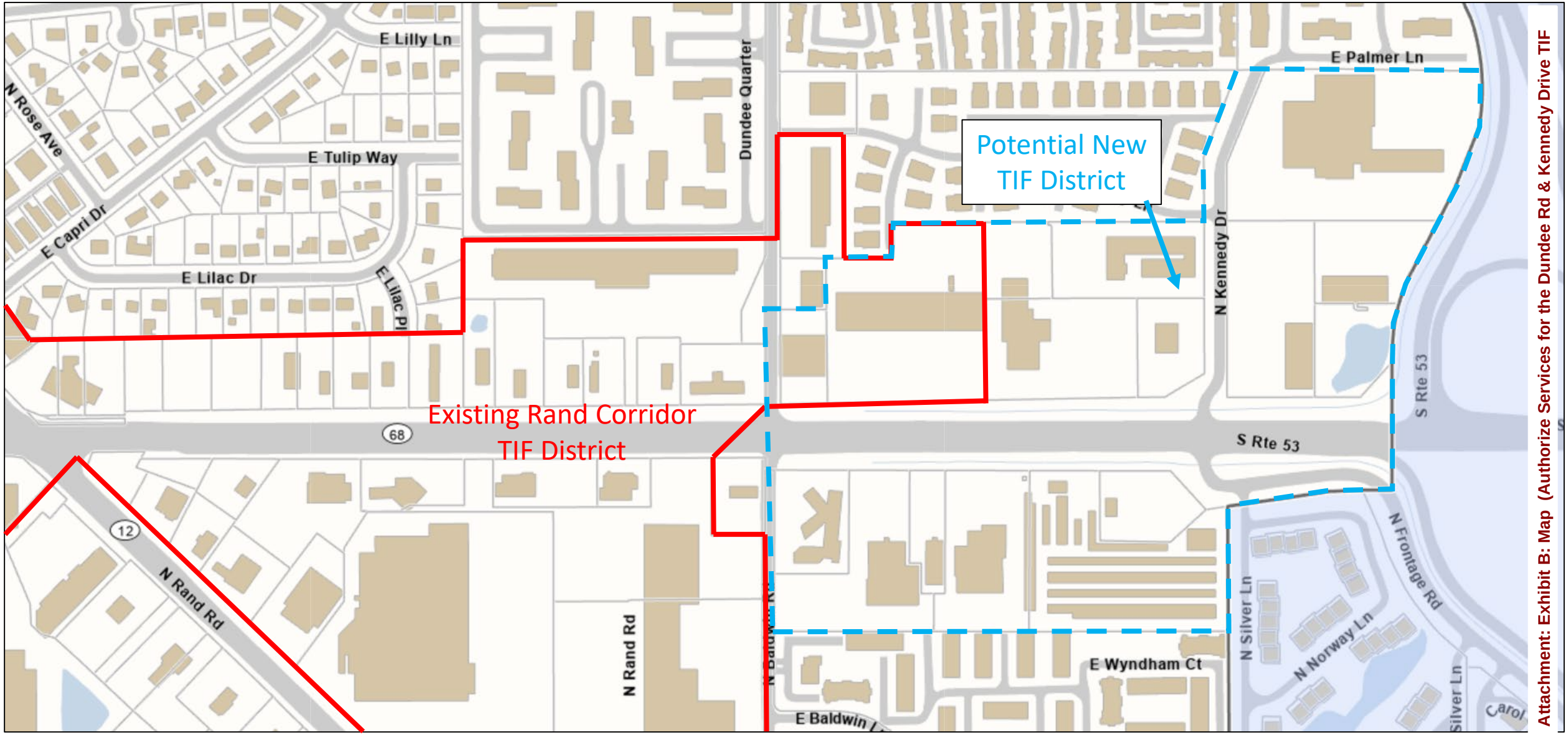
Special TIF Project Rates	Person: Rate:	Senior Vice President $ 300	Project Manager $ 245	Associate $ 185
Phase 1: Conduct TIF Eligibility Reconnaissance Study				
Conduct Project Kickoff Call		1	1	1
Obtain/Examine Existing Reports/Data			2	4
Conduct Fieldwork			8	12
Analyze EAV Growth			2	4
Analyze Additional Eligibility Items		2		8
Prepare Eligibility Study Summary		2		8
Conduct Call with Village		1	1	1
Subtotal Hours for Phase 1-Conduct Eligibility Recon Study	**58**	**6**	**14**	**38**
Subtotal Dollars for Phase 1-Conduct Eligibility Recon Study	**$ 12,260**	**$ 1,800**	**$ 3,430**	**$ 7,030**
Phase 2: Prepare Redevelopment Plan and Project Document				
Prepare Maps of the Proposed TIF District		2	2	12
Obtain and Proof Boundary Legal Description		0	2	2
Prepare Draft of Redevelopment Plan and Project (Redevelopment Plan) Document		4	4	12
Subtotal Hours for Phase 2-Prepare Redevelopment Plan	**40**	**6**	**8**	**26**
Subtotal Dollars for Phase 2-Prepare Redevelopment Plan	**$ 8,570**	**$ 1,800**	**$ 1,960**	**$ 4,810**
Phase 3: Prepare Mailing Lists				
Create Mailing Lists for Noticing				
A. Prepare Buffer Map				2
B. Conduct Fieldwork and Collect Addresses (included as part of initial fieldwork)				0
C. Enter Addresses/Obtain Postal Information			1	4
D. Compile/Proof List for Mailing			1	4
Support Notice and Approval Process		1	1	1
Print/Package/Mail All Applicable Notices		Assumed Completed by Village		
Subtotal Hours for Phase 3-Prepare Mailing Lists	**15**	**1**	**3**	**11**
Subtotal Dollars for Phase 3-Prepare Mailing Lists	**$ 3,070**	**$ 300**	**$ 735**	**$ 2,035**
Phase 4: Support Public Review Process				
Prepare/Attend/Present at Joint Review Board Meeting		4	6	
Prepare/Attend/Present at Public Hearing		4	4	
Subtotal Hours for Phase 4-Support Public Review Process	**18**	**8**	**10**	**0**
Subtotal Dollars for Phase 4-Support Public Review Process	**$ 4,850**	**$ 2,400**	**$ 2,450**	**$ -**
Total Hours	**131**	**21**	**35**	**75**
Total Dollars	**$ 28,750**	**$ 6,300**	**$ 8,575**	**$ 13,875**
General Expenses	$ 500			
TOTAL BUDGET FOR PHASES 1 - 4	**$ 29,250**			
Allowance for Boundary Legal	Assumed incurred directly by Village			
Mailing Costs and Title Company Tax Delinquency Research	None Assumed			
TOTAL ESTIMATED PROJECT BUDGET	**$ 29,250**			

Exhibit B



Attachment: Exhibit B: Map (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Exhibit B



Attachment: Exhibit B: Map (Authorize Services for the Dundee Rd & Kennedy Drive TIF

Consider an Ordinance Amending Chapter 8 Garbage and Refuse of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 8 - Garbage and Refuse and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Adjusts some of the definitions to be consistent with the Village's Solid Waste Service Agreement.
- Clarifies and expands the applicable specifications for the curbside pickup program.
- Eliminates some existing language that is repetitive or inconsistent with the Village's Solid Waste Service Agreement.

ALTERNATIVES:
1. Approve ordinance amending Chapter 8.
2. Do not approve ordinance amending Chapter 8.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 8 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 8 of the Code of Ordinances.

ATTACHMENTS:

- Ord Amend Chapter 8 Sept 5 2023
- Exhibit A - Chapter 8 Revision Sept 2023
- Exhibit B - Chapter 8 Revision Redline Sept 2023

ORDINANCE NO. _____

AN ORDINANCE AMENDING
CHAPTER 8 GARBAGE AND REFUSE OF THE CODE OF
ORDINANCES OF THE VILLAGE OF PALATINE

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power, that:

SECTION 1: That the Code of Ordinances, of the Village of Palatine, Illinois, as amended, be and the same is hereby further amended by amending Chapter 8 Garbage and Refuse by deleting Chapter 8 in its entirety, and by substituting a new Chapter 8, which shall be read as indicated on Exhibit "A".

SECTION 2: That the Village Clerk is directed to maintain a record of the modifications to the existing ordinance, all of which are indicated on Exhibit "B" (a redlined version of the modifications approved pursuant to this Ordinance).

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk

this _____ of _____, 2023

_____
Village Clerk

Attachment: Ord Amend Chapter 8 Sept 5 2023 (Amendments to Ch. 8 of Code of Ordinances)

***Editor's Note(s)**—Chapter 8 was replaced in its entirety by Ord. No. O-33-20 enacted May 11, 2020, to add Section 8-1. Definitions to the Garbage and Refuse Code of Ordinances.

***Cross reference(s)**--Fire protection and prevention, Ch. 7; health and sanitation, Ch. 9; housing, Ch. 10; antilitter regulations, §12-191, et seq.

Sec. 8-1. Definitions.

As used in this Chapter and unless the context clearly requires otherwise, the words and terms listed below shall have the meanings ascribed to them in this Section. (Ord. No. O-33-20, 05/11/2020)

"Bulk Items" – Shall mean items which are too large and bulky to be bagged, including, but not limited to, beds, box springs, mattresses, sofas, furniture, furnishings, fixtures, rugs, carpeting rolls not to exceed 4', bicycles, swing sets not to exceed 4' length, barbeque grills, lawn care equipment, snow blowers, Remodeling Waste, plumbing fixtures, vanities/cabinets, counter tops, and exercise equipment. Bulk Items shall not include White Goods.

"Electronic Waste" – Shall mean covered electronic devices as defined under theIllinois Consumer Electronics Recycling Act including any computer, computer monitor, television, printer, electronic keyboard, facsimile machine, videocassette recorder, portable digital music player that has memory capability and is battery powered, digital video disc player, video game console, electronic mouse, scanner, digital converter box, cable receiver, satellite receiver, digital video disc recorder, or small-scale server sold at retail
.

"Excluded Waste" – Shall mean any material which is or contains, or which the Village refuse contractor reasonably believes to be or contain, hazardous waste, radioactive, volatile, corrosive, highly flammable, explosive, biomedical, infectious, biohazardous, toxic or hazardous as defined by the applicable federal, state, or local laws or regulations.

"Garbage" – Shall mean all residential animal and vegetable waste resulting from the handling, preparation, cooking, and consumption of food.

Landscape Waste" – Shall mean all accumulations of grass or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the care of lawns, shrubbery, vines and trees, excluding, however, tree limbs that are more than four (4) inches in diameter.

"Recyclable Materials" – Shall mean metal including aluminum, tin and steel food and spray cans, aluminum foil and foil trays; glass including clear and colored bottles and jars; paper including newspaper, magazines, catalogs, telephone books, hardcover, softcover, office paper, advertising/junk mail, kraft paper bags, chip board/paperboard, corrugated cardboard, beverage cartons and aseptic packaging, wrapping paper; plastic including bottles, containers and bags numbered 1 for polyethylene terephthalate or PETE, 2 and HDPE for high density polyethylene, 3 and V for polyvinyl chloride or PVC, 4 and LDPE for low density polyethylene, 5 and PP for polypropylene, 6 and PS for polystyrene, and 7 and Other for other materials, including multi-layer materials.#1 PETE plastic containers and #2 HPDE plastic containers #3-#7 plastic containers and bags, aseptic beverage containers and packages, six-pack rings and twelve-pack bands.

"Refuse" – Shall mean all garbage, ashes, discarded household furniture, furnishings, fixtures, laundry tubs, appliances other than White Goods, manure, dead animals and parts thereof, household litter, junk scraps, and small auto parts. Landscape waste and recyclable materials are not "refuse."

"Remodeling Waste" – Shall mean two (2) cubic yards or less of building materials from do-it-yourself construction or demolition projects.

"Single-Family Dwelling" – Shall mean a single-family residential unit, including duplexes, with

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a separate entrance and separately metered electric, water or sewer facilities.

"White Goods" – Shall include all discarded refrigerators, ranges, water heaters, freezers, air conditioners, humidifiers, washing machines, dryers, dishwashers, ovens, furnaces, dehumidifiers, water softeners, trash compactors, microwave ovens and other similar domestic large appliances.

Sec. 8-2. Collection charges.

The garbage and refuse collection charge, which includes the collection of garbage, refuse, recycling materials, and landscape waste, shall be included in the Village's billing to the eligible residence for water and sewer service and shall be subject to the collection and penalty provisions provided for water and sewer charges. All monies received by the Village in payment of the consolidated refuse, water and sewer bill shall be applied first toward the payment of the refuse bill, second to the sewer bill, and the balance to the water bill.

Each Single-Family Dwelling unit shall pay in advance a monthly Basic User Billing Charge as set out in the Fee Schedule Supplement to the Code of Ordinances; however, this shall not be in addition to the Basic User Billing Charge charged under Section 19-62. In addition to this Basic User Billing Charge, each Single-family dwelling unit shall pay the following rates: (Ord. 0-168-08, §1, 12/1/08, effective Jan. 1, 2009; Ord. #157-11, §1, 12/12/11, effective Jan. 1, 2012; Ord. O-136-18 effective 1-1-19)

(a) **Single-Family Dwelling Units:**

(1) *Curbside Pickup Charge:* The monthly garbage and refuse collection fee for the Village's mandatory garbage and refuse collection and disposal service shall be as set out in the Fee Schedule Supplement to the Code of Ordinances. Said payment shall entitle the dwelling unit to one (1) weekly pickup of all garbage and refuse at the curb, as prescribed in section 8-3. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003, Ord. No. 0-284-03, §2, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. #157-11, §2, 12/12/11, effective Jan. 1, 2012)

(2) *Rear Door Pickup Premium*: A unit may elect in writing to have garbage and recycling picked up at the rear of the premises once per week. The Rear Door Pickup Premium shall be as set out in the Fee Schedule Supplement to the Code of Ordinances as an additional charge per month to the rate charged in subsection (1). Said payment shall entitle the dwelling unit to the collection of one (1) sixty-five (65) or ninety-five (95) gallon wheeled refuse cart and one (1) sixty-five (65) or thirty-five (35) gallon wheeled recycling cart provided by the Village's garbage and refuse collection contractor with any excess garbage or refuse placed at the curb in compliance with the Specifications under Section 8.3. Requests from residents to change service to provide or delete Rear Door Collection will be granted for periods of not less than one (1) month. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-284-03, §3, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. No. 0-168-08, §2, 12-1-08, effective Jan. 1, 2009; Ord. #157-11, §3, 12/12/11, effective Jan. 1, 2012, Ord. No. O-33-20, 05/11/2020)

(3) *Yard-Waste Exempt Discount*: The Yard-Waste Exempt Discount shall be as set out in the Fee Schedule Supplement to the Code of Ordinances and shall be a per month reduction to the rate charged in subsection (1). To qualify for a Yard-Waste Exempt Discount, an application must be filled out by an officer of a condominium or townhouse association that a) provides for individual refuse pickup, b) employs a comprehensive yard care service for all dwelling units, and c) certifies that such yard waste as collected is deposited in

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accordance with state law. Said application and certification shall be in a form and manner determined by the Director of Finance and Operations and shall be renewed from time to time as determined by the Director of Finance and Operations. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-284-03, §4, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. No. 0-168-08, §3, 12-1-08 effective Jan. 1, 2009; Ord. #157-11, §4, 12/12/11, effective Jan. 1, 2012)

(4) *Senior Citizen Discount*: The Senior Citizen Discount shall be as set out in the Fee Schedule Supplement to the Code of Ordinances and shall be a per month reduction to the rate charged in subsection (1). To qualify for a senior refuse discount, an application must be filled out at the Village Hall in person, the applicant must be sixty-five (65) years or older, have the garbage and refuse account in their name and be the titleholder of the single-family dwelling unit for which the senior citizen rate is sought. This rate shall become effective with all billings prepared after January 1, 2002. (Ord. 0-159-01, §1, 11-12-01, effective 1-1-02) (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-168-08, §4, 12-1-08, effective Jan. 1, 2009; Ord. #157-11, §5, 12/12/11, effective Jan. 1, 2012)

(b) Multiple-Family Dwelling Units:

Each structure with two dwelling units shall pay a monthly rate equal to two times the rate charged in subsection (1), which garbage and refuse collection and disposal service shall be mandatory for all two (2) dwelling unit structures within the Village. (Ord. 0-168-08, §5, 12-1-08, effective Jan. 1, 2009)

(Code 1961 §17.201; Ord. No. O-7-75, §1, 1-27-75; Ord. No. O-83-75, □ §1, 11-24-75; Ord. No. O-135-77, □ §1, 12-27-77; Ord. No. O-35-80, □□ §1--3, 4-14-80; Ord. No. O-72-81, □□ §1, 2, 8-24-81; Ord. No. O-29-86, □ §1, 4-14-86; Ord. No. O-180-88, □ §3, 12-27-88; Ord. No. O-48-90, §1, 4-23-90; Ord. No. O-88-91, □ §1, 6-24-91; Ord. No. O-55-92, □ §1, 2, 4-27-92; Ord. No. 0-50-94, □ §1, 4-25-94; Ord. No. O-65-96 □ §2. 4-22-96;Ord. No. 0-63-97;□ §2,4-28-97; Ord.No.0-44-98 □ §2, 4/27/98;Ord.No.0-86-99,□ §1,6-28-99; Ord. No. 0-206-06, §1, 12/4/06 effec. 1/1/07, Ord. No. O-33-20, 05/11/2020)

Sec. 8-3. Specifications for Curbside Pickup.

(a) **Refuse and Recycling Carts**. All refuse and recyclable materials shall be placed in refuse and recycling carts provided by the Village's refuse contractor and placed at the curb on the regularly scheduled collection day.
Any excess refuse that will not fit in the refuse cart shall be bagged and placed at the curb for collection. Each bag of refuse shall not exceed fifty (50) pounds. Bulk items that are too large to put in a refuse cart or be bagged shall be placed at the curb.

(b) **Landscape Waste**. All Landscape waste shall be placed in thirty (30) gallon, two (2) ply kraft paper bags or bundled not to exceed a length of more than four (4) feet or diameter of more than four (4) inches. Each bag or bundle shall not exceed sixty (60) pounds. Bundles shall be tied with a natural fiber cord that is biodegradable, such as twine. Landscape waste is collected from April 1 through the second week of December, unless otherwise specified by the Village.

(c) **Remodeling Waste**. All remodeling waste shall not exceed two (2) cubic yards. Remodeling waste shall be placed in a refuse cart, bagged or bundled. Each waste bag or bundle shall not exceed fifty (50) pounds.

(d) **Materials Not Collected**. Materials that will not be collected shall include excluded waste, earth, rocks, concrete, waste from remodeling or construction of homes by commercial contractors, tree limbs, stumps or logs that are greater than four (4) inches in diameter, tires, liquid waste, hazardous waste, potentially infectious medical waste, white goods, electronic waste, or other materials whose

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collection is not permitted by the Illinois Environmental Protection Act. (Ord. No. O-33-20, 05/11/2020)

(e) **Set Out Time**. No garbage, refuse, recycling, landscape waste or refuse/recycling carts shall be set out or placed at the curb any sooner than 7:00 p.m. the day before collection or any later than 6:00 a.m. on the collection day.

(f) **Unsecured Waste**. All refuse, recyclable, landscape waste and remodeling waste shall be placed in a cart, bagged or bundled for collection, excluding bulk items. No such waste shall be placed unsecured or loose at the curb that can be blown or scattered by the wind.

Sec. 8-4. Deposits prohibited; burial specifications.

It shall be unlawful for any person to deposit anywhere in the village any uncovered piles of animal excrement, refuse, garbage, offal or carcasses of dead animals. Such refuse must be buried at least two (2) feet below the surface of the ground or otherwise properly disposed of within twenty-four (24) hours. Any uncovered pile of refuse, animal excrement, garbage, offal or carcasses of dead animals are hereby declared to be a nuisance. (Code 1961, 17.305)

Sec. 8-5. Burning, burying, accumulating refuse prohibited.

It shall be unlawful for any person to burn or bury garbage or other refuse within the village; to permit garbage or other refuse to accumulate in any manner so as to create a nuisance and to attract flies, vermin or rodents, or to permit any garbage or other refuse to accumulate for more than ten (10) days. (Code 1961, 17.203)

Cross reference(s)--Fire prevention and protection, generally, Ch. 7; open fires prohibited, 12-41; grass fires prohibited, 12-42.

Sec. 8-6. Deposits in streets prohibited.

No garbage, refuse, recycling or landscape waste of any kind shall be deposited in any street, alley or public way except as provided in the Code of Ordinances (Code 1961, 17.204; Ord. No. O-34-80, 1, 4-14-80; Ord. No. O-27-86, 1, 4-14-86,
Ord. No. O-33-20, 05-11-20)

Cross reference(s)--Rubbish on streets, etc., 12-28; streets and sidewalks generally, Ch. 16; prohibited deposits, 16-20 et seq.

Sec. 8-7. Delinquent bills for refuse service; filing of statement of lien claim; notice of delinquency.

Whenever a bill for refuse service remains unpaid sixty (60) days after it has been rendered, the village manager shall refer such bills to a firm or agency specializing in collection work to pursue collection from the debtor, including all charges incurred by the village in the collection of said bills.
The village clerk shall reserve the right to file with the county recorder of deeds of Cook County a statement of lien claim on all above referenced unpaid bills. The statement shall contain the following: (Ord. No. 0-41-94 4/11/94)

(1) A legal description of the subject premises sufficient for identification thereof;

(2) The amount of money due for such services;

(3) The date when such amount became delinquent; and

(4) A notice that the village claims a lien for said amount.

If the user of the refuse service whose bill is unpaid is not the owner of the premises, and the village clerk has notice of this, notice shall be mailed to the owner of the premises, if his address be known to the clerk, whenever such bill remains unpaid for a period of sixty (60) days after it has been rendered. (Ord. No. O-103-76, 1, 11-22-76)

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Sec. 8-8. Foreclosure of lien for unpaid refuse service bills.

The village shall have the power to foreclose the lien for unpaid refuse service bill or bills, together with all filing fees, court costs and other charges incurred by the village in the collection of said bill or bills, by suit in chancery in the circuit court of Cook County. Said lien shall be effective and may be foreclosed against the subject premises whether or not the party or parties owning or occupying the premises are the same as those who owned or occupied the premises at the time such service was rendered. (Ord. No. O-103-76, 1, 11-22-76)

Sec. 8-9. Unlawful removal of recycled material.

It shall be unlawful for unlicensed persons, firms or corporations to remove any item including but not limited to newspapers; aluminum or bimetal cans; glass bottles or plastic milk containers placed in or adjacent to village recycling containers; or the recycling containers themselves. (Ord. No. O-50-89, 1, 5-8-89)

Sec. 8-10. Definitions applicable to sections 8-11 through 8-13.

The terms defined herein shall apply to the provisions of sections 8-11 through 8-13:

Agency means the Solid Waste Agency of Northern Cook County.

Municipal waste system means the waste collection, transportation and disposal system of the municipality operated under license, including all physical assets of the municipality used for the collection, transportation and disposal of system waste, all amounts on deposit in the municipal waste system fund and all amounts collected on account of rates and charges imposed under sections 8-10 through 8-13 herein.

Municipality means the Village of Palatine.

Person means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint venture, or corporation, or a receiver, trustee, conservator or other representative appointed by order of any court.

Project use agreement means the 1992 Project Use Agreement by and between the municipality and the agency, as amended from time to time.

System waste means:

(1) Garbage and general household waste;

(2) Institutional waste; and

(3) Construction and demolition waste discarded by persons within the residential zoned districts, further described as single-family, attached single-family, multifamily dwellings and Village-owned municipal buildings.

“System waste" does not include industrial, commercial, office parks or other governmental agencies other than the village. (Ord. No. O-25-92, 1, 3-9-92, Ord. No. O-33-20, 05-11-20)

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Sec. 8-11. Required use of municipal waste system.

(a) Except as permitted in paragraph (b) below, all persons owning or occupying real estate within the corporate limits of the municipality shall dispose of system waste through the municipal waste system. All system waste shall be collected by or on behalf of the municipality pursuant to the terms of these sections and shall be delivered to a transfer station as directed by the agency and the municipality or as otherwise agreed to by the agency and the municipality under the Project Use Agreement.

(b) All waste generated from real estate which is industrial, commercial [or from] office parks or other governmental agencies other than the village are exempted from the requirement to deliver the waste generated from their operations to the agency.

(c) No person shall dispose of system waste through the municipal waste system unless the system waste complies with all rules and regulations applicable thereto and established from time to time by either the municipality or the agency.

(d) Any person disposing of system waste through the municipal waste system shall pay the rates and charges established by the municipality under the provisions of section 8-2. (Ord. No. O-25-92, 1, 3-9-92)

Sec. 8-12. Private collectors and haulers.

(a) No person shall collect, transport or dispose of system waste without a license issued pursuant to chapter 11, sections 11-421 through 11-429 of the Code of Ordinances, as amended from time to time.

(b) Any person holding a license to collect, transport or dispose of system waste shall comply with the following obligations as a condition of that license:

(1) Comply with all the laws, ordinances, rules and regulations pertaining to the collection, transportation and disposal of system waste as may be enacted from time to time by any lawful authority, including the State of Illinois, this municipality and the agency.

(2) Deliver all system waste to the transfer station designated by the agency and the municipality.

(3) Maintain all equipment used to collect, transport and dispose of system waste in good repair and working order and operate it efficiently and effectively.

(4) Collect as agent for and promptly pay to the municipality all rates and charges imposed by the municipality on persons using the municipal waste system except for those persons who are to be billed by the municipality.

(5) Maintain accurate books and records and make them available to the municipality upon demand.

(c) Nothing in sections 8-10 through 8-13 is intended to impair any license issued before the effective date of these sections to any person which authorizes the person to collect, transport and dispose of municipal waste which constitutes system waste to a location other than the transfer station designated by the agency and the municipality. (Ord. No. O-25-92, 1, 3-9-92)

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Sec. 8-13. Municipal waste system fund; imposition of rates and charges.

(a) *Creation.* There is hereby created and established an enterprise fund of the municipality known as the municipal waste system fund, which shall be separate and apart from all other funds and accounts of the municipality as provided below in section (g).

(b) *Budget.* Before the beginning of each fiscal year, the village manager shall recommend and the municipality shall adopt a budget for the municipal waste system. The budget shall estimate the revenue required to:

(1) Pay all operating and maintenance expenses of the municipal waste system, including reserves for uncollected charges, and all obligations to the agency under the Project Use Agreement;

(2) Pay as they become due interest on and principal of any revenue bonds, as needed or other obligations payable from the revenues of the municipal waste system;

(3) Provide for all unpaid claims; and

(4) Maintain appropriate depreciation and reserve funds for the revenue bond issues.

The budget shall estimate the amounts available to pay those obligations from taxes levied and anticipated to be collected pursuant to law as needed; other amounts deposited in the municipal waste system fund; and rates and charges to be imposed on persons disposing of system waste through the municipal waste system.

(c) *Sufficiency of rates and charges.* The rates and charges imposed for use of the municipal waste system shall be sufficient, after taking into account monies then on hand in the municipal waste system fund and the proceeds of taxes levied and to be collected which have been assigned and pledged to the municipal waste system fund, to pay all operation and maintenance expenses of the municipal waste system, including reserves for uncollected charges, and all obligations to the agency under the terms of the Project Use Agreement; to pay as they become due interest on and principal of any revenue bonds as needed, or other obligations payable from revenues of the municipal waste system; to provide for all unpaid claims; and to provide adequate depreciation and reserve funds for revenue bond issues of the municipal waste system.

(d) *Rates set.* The rates for the service will be those as set forth in Section 8-2 of the Code of Ordinances , as amended, from time to time.

(e) *Liability for rates and charges.* The owners and occupants of real estate within the municipality served by the municipal waste system shall be jointly and severally liable to pay all rates and charges imposed by the municipality pursuant to the provisions of this section.

(f) *Deposit of amounts collected.* All amounts collected from rates and charges imposed under this section shall be deposited in the municipal waste system fund, and together with all other amounts deposited in the municipal waste system fund shall be separate apart from all other monies of the municipality, except amounts deposited in the municipal waste system fund may be invested together with other funds of the municipality. (Ord. No. O-25-92, 1, 3-9-92; Ord. No. O-37-92, 1, 3-23-92)

Sec. 8-14. Penalty.

Any person, firm or corporation violating any of the provisions of this Chapter shall be subject to a fine of not less than fifty dollars ($50.00) nor more than seven hundred and fifty dollars ($750.00) for each offense. (Ord. No. O-50-89, 1. 5-8-89, Ord. No. O-33-20, 05-11-20)

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***Editor's Note(s)**—Chapter 8 was replaced in its entirety by Ord. No. O-33-20 enacted May 11, 2020, to add Section 8-1. Definitions to the Garbage and Refuse Code of Ordinances.

***Cross reference(s)**--Fire protection and prevention, Ch. 7; health and sanitation, Ch. 9; housing, Ch. 10; antilitter regulations, §12-191, et seq.

Sec. 8-1. Definitions.

As used in this Chapter and unless the context clearly requires otherwise, the words and terms listed below shall have the meanings ascribed to them in this Section. (Ord. No. O-33-20, 05/11/2020)

"Bulk Items" – Shall mean items which are too large and bulky to be bagged, including, but not limited to, beds, box springs, mattresses, sofas, furniture, furnishings, fixtures, rugs, carpeting rolls not to exceed 4', bicycles, swing sets not to exceed 4' length, barbeque grills, lawn care equipment, snow blowers, Remodeling Waste, plumbing fixtures, vanities/cabinets, counter tops, and exercise equipment. Bulk Items shall not include White Goods.

"Electronic Waste" – Shall mean covered electronic devices ~~items~~ as defined under the ~~Illinois~~ Illinois Consumer Electronics Recycling Act including any computer, computer monitor, television, printer, electronic keyboard, facsimile machine, videocassette recorder, portable digital music player that has memory capability and is battery powered, digital video disc player, video game console, electronic mouse, scanner, digital converter box, cable receiver, satellite receiver, digital video disc recorder, or small-scale server sold at retail ~~Illinois Environmental Protection Act including computers and monitors, printers, digital converter boxes, fax machines, video cassette recorders, portable digital music players, video game consoles, scanners, electronic keyboards, small scale servers, digital video disc players, electronic mice, televisions, cable receivers, satellite receivers, and digital video disc recorders~~.

"Excluded Waste" – Shall mean any material which is or contains, or which the Village refuse contractor reasonably believes to be or contain, hazardous waste, radioactive, volatile, corrosive, highly flammable, explosive, biomedical, infectious, biohazardous, toxic or hazardous as defined by the applicable federal, state, or local laws or regulations.

"Garbage" – Shall mean all residential animal and vegetable waste resulting from the handling, preparation, cooking, and consumption of food.

Landscape Waste" – Shall mean all accumulations of grass or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the care of lawns, shrubbery, vines and trees, excluding, however, tree limbs that are more than four (4) inches in diameter.

"Recyclable Materials" – Shall mean metal including aluminum, tin and steel food and spray cans, aluminum foil and foil trays; glass including clear and colored bottles and jars; paper including newspaper, magazines, catalogs, telephone books, hardcover, softcover, office paper, advertising/junk mail, kraft paper bags, chip board/paperboard, corrugated cardboard, beverage cartons and aseptic packaging, wrapping paper; plastic including bottles, containers and bags numbered 1 for polyethylene terephthalate or PETE, 2 and HDPE for high density polyethylene, 3 and V for polyvinyl chloride or PVC, 4 and LDPE for low density polyethylene, 5 and PP for polypropylene, 6 and PS for polystyrene, and 7 and Other for other materials, including multi-layer materials.#1 PETE plastic containers and #2 HPDE plastic containers #3-#7 plastic containers and bags, aseptic beverage containers and packages, six-pack rings and twelve-pack bands.

"Refuse" – Shall mean all garbage, ashes, discarded household furniture, furnishings, fixtures, laundry tubs, appliances other than White Goods, manure, dead animals and parts thereof, household litter, junk scraps, and small auto parts. Landscape waste and recyclable materials are not "refuse."

"Remodeling Waste" – Shall mean two (2) cubic yards or less of building materials from do-it-yourself

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construction or demolition projects.

"Single-Family Dwelling" – Shall mean a single-family residential unit, including duplexes, with a separate entrance and separately metered electric, water or sewer facilities.

"White Goods" – Shall include all discarded refrigerators, ranges, water heaters, freezers, air conditioners, humidifiers, washing machines, dryers, dishwashers, ovens, furnaces, dehumidifiers, water softeners, trash compactors, microwave ovens and other similar domestic large appliances.

Sec. 8-2. Collection charges.

The garbage and refuse collection charge, which —includes the collection of garbage, refuse, recycling materials, and landscape waste, shall be included in the Village's billing to the eligible residence for water and sewer service and shall be subject to the collection and penalty provisions provided for water and sewer charges. All monies received by the Village in payment of the consolidated refuse, water and sewer bill shall be applied first toward the payment of the refuse bill, second to the sewer bill, and the balance to the water bill.

Each ~~S~~Single-F~~f~~amily- D~~d~~welling unit shall pay in advance a monthly Basic User Billing Charge as set out in the Fee Schedule Supplement to the Code of Ordinances; however, this shall not be in addition to the Basic User Billing Charge charged under Section 19-62. In addition to this Basic User Billing Charge, each Single-family dwelling unit shall pay the following rates: (Ord. 0-168-08, §1, 12/1/08, effective Jan. 1, 2009; Ord. #157-11, §1, 12/12/11, effective Jan. 1, 2012; Ord. O-136-18 effective 1-1-19)

(a) **Single-F~~f~~amily D~~d~~welling U~~u~~nits:**

(1) *Curbside Pickup Charge:* The monthly garbage and refuse collection fee for the Village's mandatory garbage and refuse collection and disposal service shall be as set out in the Fee Schedule Supplement to the Code of Ordinances. Said payment shall entitle the dwelling unit to one (1) weekly pickup of all garbage and refuse at the curb, as prescribed in section 8-3. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003, Ord. No. 0-284-03, §2, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. #157-11, §2, 12/12/11, effective Jan. 1, 2012)

(2) *Rear Door Pickup Premium*: A unit may elect in writing to have garbage and recycling picked up at the rear of the premises once per week. The Rear Door Pickup Premium shall be as set out in the Fee Schedule Supplement to the Code of Ordinances as an additional charge per month to the rate charged in subsection (1). Said payment shall entitle the dwelling unit to the collection of one (1) sixty-five (65) or ninety-five (95) gallon wheeled refuse cart and one (1) sixty-five (65) or thirty-five (35) gallon wheeled recycling cart provided by the Village's garbage and refuse collection contractor with any excess ~~excel~~ garbage or refuse placed at the curb in compliance with the Specifications under Section 8.3. Requests from residents to change service to provide or delete Rear Door Collection will be granted for periods of not less than one (1) month. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-284-03, §3, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. No. 0-168-08, §2, 12-1-08, effective Jan. 1, 2009; Ord. #157-11, §3, 12/12/11, effective Jan. 1, 2012, Ord. No. O-33-20, 05/11/2020)

(3) *Yard-Waste Exempt Discount*: The Yard-Waste Exempt Discount shall be as set out in the Fee Schedule Supplement to the Code of Ordinances and shall be a per month reduction to the rate charged in subsection (1). To qualify for a Yard-Waste Exempt Discount, an

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application must be filled out by an officer of a condominium or townhouse association that a) provides for individual refuse pickup, b) employs a comprehensive yard care service for all dwelling units, and c) certifies that such yard waste as collected is deposited in accordance with state law. Said application and certification shall be in a form and manner determined by the Director of Finance and Operations and shall be renewed from time to time as determined by the Director of Finance and Operations. (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-284-03, §4, 12-8-03, effective Jan. 1, 2004; Ord. 0-213-07, §1, 12/10/07, effective Jan. 1, 2008; Ord. No. 0-168-08, §3, 12-1-08 effective Jan. 1, 2009; Ord. #157-11, §4, 12/12/11, effective Jan. 1, 2012)

(4) *Senior Citizen Discount*: The Senior Citizen Discount shall be as set out in the Fee Schedule Supplement to the Code of Ordinances and shall be a per month reduction to the rate charged in subsection (1). To qualify for a senior refuse discount, an application must be filled out at the Village Hall in person, the applicant must be sixty-five (65) years or older, have the garbage and refuse account in their name and be the titleholder of the single-family dwelling unit for which the senior citizen rate is sought. This rate shall become effective with all billings prepared after January 1, 2002. (Ord. 0-159-01, §1, 11-12-01, effective 1-1-02) (Ord. No. 0-204-02, §1, 11-11-02, effect. Jan. 1, 2003; Ord. No. 0-168-08, §4, 12-1-08, effective Jan. 1, 2009; Ord. #157-11, §5, 12/12/11, effective Jan. 1, 2012)

(b) Multiple-Family ~~ple~~ ~~Dd~~welling Units~~, commercial, business or industrial service~~:

Each structure with ~~two~~ two dwelling units shall pay a monthly rate equal to two times the rate charged in subsection (1), which garbage and refuse collection and disposal service shall be mandatory for all two (2) dwelling unit structures within the Village. (Ord. 0-168-08, §5, 12-1-08, effective Jan. 1, 2009)

(Code 1961 §17.201; Ord. No. O-7-75, §1, 1-27-75; Ord. No. O-83-75, □ §1, 11-24-75; Ord. No. O-135-77, □ §1, 12-27-77; Ord. No. O-35-80, □□ §1--3, 4-14-80; Ord. No. O-72-81, □□ §1, 2, 8-24-81; Ord. No. O-29-86, □ §1, 4-14-86; Ord. No. O-180-88, □ §3, 12-27-88; Ord. No. O-48-90, §1, 4-23-90; Ord. No. O-88-91, □ §1, 6-24-91; Ord. No. O-55-92, □ §1, 2, 4-27-92; Ord. No. 0-50-94, □ §1, 4-25-94; Ord. No. O-65-96 □ §2. 4-22-96;Ord. No. 0-63-97;□ §2,4-28-97; Ord.No.0-44-98 □ §2, 4/27/98;Ord.No.0-86-99,□ §1,6-28-99; Ord. No. 0-206-06, §1, 12/4/06 effec. 1/1/07, Ord. No. O-33-20, 05/11/2020)

Sec. 8-3. Specifications for Curbside Pickup.

(a) **Refuse and Recycling Carts**. All refuse and recyclable materials shall be placed in refuse and recycling carts provided by the Village's refuse contractor and placed at the curb on the regularly scheduled collection day. Any excess refuse that will not fit in the refuse cart shall be bagged and placed at the curb for collection. Each bag of refuse shall not exceed fifty (50) pounds. Bulk items that are too large to put in a refuse cart or be bagged shall be placed at the curb.

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(b) **Landscape Waste**. All Landscape ~~W~~waste shall be placed in thirty (30) gallon, two (2) ply kraft paper bags or bundled not to exceed a length of more than four (4) feet or diameter of more than four (4) inches. Each bag or bundle shall not exceed sixty (60) pounds. Bundles shall be tied with a natural fiber cord that is biodegradable, such as twine. Landscape waste is ~~Landscapee will only be~~ collected from April 1 through the second week of December, unless otherwise specified by the Village.

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(c) **Remodeling Waste**. All remodeling waste shall not exceed two (2) cubic yards. Remodeling waste shall be placed in a refuse cart, bagged or bundled. Each waste bag or bundle shall not exceed fifty (50) pounds.

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(d) **Materials Not Collected**. Materials that will not be collected shall include excluded waste, earth, rocks, concrete, waste from remodeling or construction of homes by commercial contractors, tree limbs, stumps or logs that are greater than four (4) inches in diameter, tires, liquid waste, hazardous waste, potentially infectious medical waste, white goods, electronic waste, or other materials whose collection is not permitted by the Illinois Environmental Protection Act. (Ord. No. O-33-20, 05/11/2020)

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(e) **Set Out Time**. No garbage, refuse, recycling, landscape waste or refuse/recycling carts shall be set out or placed at the curb any sooner than 7:00 p.m. the day before collection or any later than 6:00 a.m. on the collection day.

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(f) **Unsecured Waste**. All refuse, recyclable, landscape waste and remodeling waste shall be placed in a cart, bagged or bundled for collection, excluding bulk items. No such waste shall be placed unsecured or loose at the curb that can be blown or scattered by the wind.

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Sec. 8-4. Deposits prohibited; burial specifications.

It shall be unlawful for any person to deposit anywhere in the village any uncovered piles of animal excrement, refuse, garbage, offal or carcasses of dead animals. Such refuse must be buried at least two (2) feet below the surface of the ground or ~~burned in properly constructed incinerators or~~ otherwise properly disposed of within twenty-four (24) hours. Any uncovered pile of refuse, animal excrement, garbage, offal or carcasses of dead animals are hereby declared to be a nuisance. (Code 1961, 17.305)

Sec. 8-5. Burning, burying, accumulating refuse prohibited.

It shall be unlawful for any person to burn or bury garbage or other refuse within the village; to permit garbage or other refuse to accumulate in any manner so as to create a nuisance and to attract flies, vermin or rodents ~~rats~~, or to permit any garbage or other refuse to accumulate for more than ten (10) ~~fourteen (14)~~ days~~, provided, however, that gas incinerators or similar equipment properly installed so that installation does not constitute a health hazard or fire hazard, where such installation has been inspected and approved by the building and zoning administrator or the director of environmental health, may be used for the burning of garbage and other refuse and properly installed kitchen disposal units may be used for the disposal of garbage into sewer lines within the village.~~ (Code 1961, 17.203)

Cross reference(s)--Fire prevention and protection, generally, Ch. 7; open fires prohibited, 12-41; grass fires prohibited, 12-42.

Sec. 8-6. Deposits in streets prohibited.

No garbage, refuse, recycling or landscape waste of any kind shall be deposited in any street, alley or public way except~~ing~~ as ~~is~~ provided in the Code of Ordinances ~~this chapter; and no such refuse shall be so placed that it can be blown or scattered by the wind, nor shall any refuse container be placed at the curb (not in the street) sooner than 7:00 p.m. the day preceding pickup during the time of the year when daylight savings time is in effect or sooner than 4:00 p.m. during the time of the year when central standard time is in effect, nor later than 6:00 a.m. on a collection day.~~ (Code 1961, 17.204; Ord. No. O-34-80, 1, 4-14-80; Ord. No. O-27-86, 1, 4-14-86,
Ord. No. O-33-20, 05-11-20)

Cross reference(s)--Rubbish on streets, etc., 12-28; streets and sidewalks generally, Ch. 16; prohibited deposits, 16-20 et seq.

Sec. 8-7. Delinquent bills for refuse service; filing of statement of lien claim; notice of delinquency.

Whenever a bill for refuse service remains unpaid sixty (60) days after it has been rendered, the village manager shall refer such bills to a firm or agency specializing in collection work to pursue collection from the debtor, including all charges incurred by the village in the collection of said bills.
The village clerk shall reserve the right to file with the county recorder of deeds of Cook County a statement of lien claim on all above referenced unpaid bills. The statement shall contain the following: (Ord. No. 0-41-94 4/11/94)

(1) A legal description of the subject premises sufficient for identification thereof;

(2) The amount of money due for such services;

(3) The date when such amount became delinquent; and

(4) A notice that the village claims a lien for said amount.

If the user of the refuse service whose bill is unpaid is not the owner of the premises, and the village clerk has notice of this, notice shall be mailed to the owner of the premises, if his address be known to the clerk, whenever such bill remains unpaid for a period of sixty (60) days after it has been rendered. (Ord. No. O-103-76, 1, 11-22-76)

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Sec. 8-8. Foreclosure of lien for unpaid refuse service bills.

The village shall have the power to foreclose the lien for unpaid refuse service bill or bills, together with all filing fees, court costs and other charges incurred by the village in the collection of said bill or bills, by suit in chancery in the circuit court of Cook County. Said lien shall be effective and may be foreclosed against the subject premises whether or not the party or parties owning or occupying the premises are the same as those who owned or occupied the premises at the time such service was rendered. (Ord. No. O-103-76, 1, 11-22-76)

Sec. 8-9. Unlawful removal of recycled material.

It shall be unlawful for unlicensed persons, firms or corporations to remove any item including but not limited to newspapers; aluminum or bimetal cans; glass bottles or plastic milk containers placed in or adjacent to village recycling containers; or the recycling containers themselves. (Ord. No. O-50-89, 1, 5-8-89)

Sec. 8-10. Definitions applicable to sections 8-11 through 8-13.

The terms defined herein shall apply to the provisions of sections 8-11 through 8-13:

Agency means the Solid Waste Agency of Northern Cook County.

Municipal waste system means the waste collection, transportation and disposal system of the municipality operated under license ~~pursuant to Section Four~~, including all physical assets of the municipality used for the collection, transportation and disposal of system waste, all amounts on deposit in the municipal waste system fund and all amounts collected on account of rates and charges imposed under sections 8-10 through 8-13 herein.

Municipality means the Village of Palatine.

Person means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint venture, or corporation, or a receiver, trustee, conservator or other representative appointed by order of any court.

Project use agreement means the 1992 Project Use Agreement by and between the municipality and the agency, as amended from time to time.

System waste means:

(1) Garbage and general household waste;

(2) Institutional waste; and

(3) Construction and demolition waste discarded by persons within the residential zoned districts, further described as single-family, attached single-family, multifamily dwellings and Village-owned municipal buildings.

"System waste" does not include industrial, commercial, office parks or other governmental agencies other than the village. (Ord. No. O-25-92, 1, 3-9-92, Ord. No. O-33-20, 05-11-20)

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Sec. 8-11. Required use of municipal waste system.

(a) Except as permitted in paragraph (b) below, all persons owning or occupying real estate within the corporate limits of the municipality shall dispose of system waste through the municipal waste system. All system waste shall be collected by or on behalf of the municipality pursuant to the terms of these sections and shall be delivered to a transfer station as directed by the agency and the municipality or as otherwise agreed to by the agency and the municipality under the Project Use Agreement.

(b) All waste generated from real estate which is industrial, commercial [or from] office parks or other governmental agencies other than the village are exempted from the requirement to deliver the waste generated from their operations to the agency.

(c) No person shall dispose of system waste through the municipal waste system unless the system waste complies with all rules and regulations applicable thereto and established from time to time by either the municipality or the agency.

(d) Any person disposing of system waste through the municipal waste system shall pay the rates and charges established by the municipality under the provisions of section 8-2. (Ord. No. O-25-92, 1, 3-9-92)

Sec. 8-12. Private collectors and haulers.

(a) No person shall collect, transport or dispose of system waste without a license issued pursuant to chapter 11, sections 11-421 through 11-429 of the Code of Ordinances~~Palatine Municipal Code~~, as amended from time to time.

(b) Any person holding a license to collect, transport or dispose of system waste shall comply with the following obligations as a condition of that license:

(1) Comply with all the laws, ordinances, rules and regulations pertaining to the collection, transportation and disposal of system waste as may be enacted from time to time by any lawful authority, including the State of Illinois, this municipality and the agency.

(2) Deliver all system waste to the transfer station designated by the agency and the municipality.

(3) Maintain all equipment used to collect, transport and dispose of system waste in good repair and working order and operate it efficiently and effectively.

(4) Collect as agent for and promptly pay to the municipality all rates and charges imposed by the municipality on persons using the municipal waste system except for those persons who are to be billed by the municipality.

(5) Maintain accurate books and records and make them available to the municipality upon demand.

(c) Nothing in sections 8-10 through 8-13 is intended to impair any license issued before the effective date of these sections to any person which authorizes the person to collect, transport and dispose of municipal waste which constitutes system waste to a location other than the transfer station designated by the agency and the municipality. (Ord. No. O-25-92, 1, 3-9-92)

Attachment: Exhibit B - Chapter 8 Revision Redline Sept 2023 (Amendments to Ch. 8 of Code of Ordinances)

Sec. 8-13. Municipal waste system fund; imposition of rates and charges.

(a) *Creation.* There is hereby created and established an enterprise fund of the municipality known as the municipal waste system fund, which shall be separate and apart from all other funds and accounts of the municipality as provided below in section (g).

(b) *Budget.* Before the beginning of each fiscal year, the village manager shall recommend and the municipality shall adopt a budget for the municipal waste system. The budget shall estimate the revenue required to:

(1) Pay all operating and maintenance expenses of the municipal waste system, including reserves for uncollected charges, and all obligations to the agency under the Project Use Agreement;

(2) Pay as they become due interest on and principal of any revenue bonds, as needed or other obligations payable from the revenues of the municipal waste system;

(3) Provide for all unpaid claims; and

(4) Maintain appropriate depreciation and reserve funds for the revenue bond issues.

The budget shall estimate the amounts available to pay those obligations from taxes levied and anticipated to be collected pursuant to law as needed; other amounts deposited in the municipal waste system fund; and rates and charges to be imposed on persons disposing of system waste through the municipal waste system.

(c) *Sufficiency of rates and charges.* The rates and charges imposed for use of the municipal waste system shall be sufficient, after taking into account monies then on hand in the municipal waste system fund and the proceeds of taxes levied and to be collected which have been assigned and pledged to the municipal waste system fund, to pay all operation and maintenance expenses of the municipal waste system, including reserves for uncollected charges, and all obligations to the agency under the terms of the Project Use Agreement; to pay as they become due interest on and principal of any revenue bonds as needed, or other obligations payable from revenues of the municipal waste system; to provide for all unpaid claims; and to provide adequate depreciation and reserve funds for revenue bond issues of the municipal waste system.

(d) *Rates set.* The rates for the service will be those as set forth in Section 8-2 ~~section 8-1 of chapter 8~~ of the ~~Palatine~~ Code of Ordinances ~~Municipal Code~~, as amended, from time to time. ~~This will include all single family, attached single family, multifamily dwellings, congregate housing, churches and village owned municipal buildings.~~

~~(e) *Summary of accounts.* The licensed private hauler shall provide to the village a detailed summary of accounts for all single family, attached single family, multifamily dwellings, congregate housing, churches and village owned municipal buildings which will include the location and the tonnage of waste delivered to the agency.~~

(~~e~~f) *Liability for rates and charges.* The owners and occupants of real estate within the municipality served by the municipal waste system shall be jointly and severally liable to pay all rates and charges imposed by the municipality pursuant to the provisions of this section.

(~~f~~g) *Deposit of amounts collected.* All amounts collected from rates and charges imposed under this section shall be deposited in the municipal waste system fund, and together with all other amounts deposited in the municipal waste system fund shall be separate apart from all other monies of the municipality, except amounts deposited in the municipal waste system fund may be invested together with other funds of the municipality. (Ord. No. O-25-92, 1, 3-9-92; Ord. No. O-37-92, 1, 3-23-92)

Sec. 8-14. ~~Sec. 8-13.~~ Penalty.

Any person, firm or corporation violating any of the provisions of this Chapter shall be subject to a fine of not less than fifty dollars ($50.00) nor more than seven hundred and fifty dollars ($750.00) for

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each offense. (Ord. No. O-50-89, 1. 5-8-89, Ord. No. O-33-20, 05-11-20)

Attachment: Exhibit B - Chapter 8 Revision Redline Sept 2023 (Amendments to Ch. 8 of Code of Ordinances)

Consider an Ordinance Amending Chapter 9 Health and Sanitation of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 9 - Health and Sanitation and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Eliminates some existing language that is repetitive or inconsistent with the applicable Food Code regulations (per Section 11-66.1 of the Palatine Code of Ordinances).
- Eliminates regulations related to contagious diseases as those duties are handled by the County and/or State.

ALTERNATIVES:
1. Approve ordinance amending Chapter 9.
2. Do not approve ordinance amending Chapter 9.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 9 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 9 of the Code of Ordinances.

ATTACHMENTS:

- Ord Amend Chapter 9 Health & Sanitation
- Exhibit A - Chapter 9 Revisions Sept 2023
- Exhibit B - Chapter 9 Revisions Red Line Sept 2023

ORDINANCE NO. _____

AN ORDINANCE AMENDING
CHAPTER 9 HEALTH AND SANITATION OF THE CODE OF
ORDINANCES OF THE VILLAGE OF PALATINE

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power, that:

SECTION 1: That the Code of Ordinances, of the Village of Palatine, Illinois, as amended, be and the same is hereby further amended by amending Chapter 9 Health and Sanitation by deleting Chapter 9 in its entirety, and by substituting a new Chapter 9, which shall be read as indicated on Exhibit "A".

SECTION 2: That the Village Clerk is directed to maintain a record of the modifications to the existing ordinance, all of which are indicated on Exhibit "B" (a redlined version of the modifications approved pursuant to this Ordinance).

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk

this _____ of _____, 2023

_____
Village Clerk

Attachment: Ord Amend Chapter 9 Health & Sanitation (Amendments to Ch. 9 of Code of Ordinances)

Chapter 9 HEALTH AND SANITATION*

***Cross reference(s)--**Environmental control board, §2-306 et seq.; director of environmental health, 2-326 et seq.; board of health, §2-341 et seq.; buildings and building regulations, Ch. 6; fire prevention and protection, Ch. 7; garbage and refuse, Ch. 8; housing, Ch. 10; water and sewer services, Ch. 19; zoning, App. A; subdivision regulations, App. B; building code, App. C.

Editor's Note: Ordinance 0-252-05, passed on December 19, 2005, effective January 1, 2006, added a New Article III Public Swimming Pools

Editor's Note: Ordinance 0-192-06, passed on November 13, 2006, effective January 2, 2007, added New Article IV Village of Palatine Clean Indoor Air Ordinance

Editor's Note: Ordinance 0-7-12, passed on January 9, 2012, deleted Sec. 9-10 Heat in apartments, 9-14 Suntanning facilities, Art. III Public Swimming Pools in their entirety.

Art. I. In General, §§ 9-1--9-25
Art. II. Reserved, §§ 9-26--9-52
Art. III. Reserved, §§9-53—9-69
Art. IV. Village of Palatine Clean Indoor Air Ordinance §9-70—9-77

ARTICLE I. IN GENERAL

Sec. 9-1. Unwholesome food prohibited.

It shall be unlawful to sell or offer for sale any unwholesome or polluted food or drink of any kind in the village. (Code 1961, §17.301)

Sec. 9-2. Reserved.

Sec. 9-3. Water sources; obstruction, pollution prohibited.

It shall be unlawful and a nuisance for any person to obstruct or pollute any water course or source of water supply in the village. (Code 1961, §17.303)

Sec. 9-4. Stagnant water prohibited.

Any stagnant pool of water in the village is hereby declared to be a nuisance. It shall be unlawful for any person, firm or corporation to permit any such nuisance to remain or exist on any property under his or its control. (Code 1961, §17.304)

Sec. 9-5. Burial of humans except in cemetery prohibited.

It shall be unlawful for any person to establish a cemetery or to bury any person within the village limits, or within three-quarters (3/4) of a mile thereof except in an established cemetery. (Code 1961, § 17.306)

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Sec. 9-6. Prohibited acts.

It shall be unlawful to commit or do any act which endangers the public health or results in annoyance or discomfort to the public. (Code 1961, §17.308)

Sec. 9-7. Reserved.

Sec. 9-8. Reserved.

Sec. 9-9. Expectoration prohibited in public places.

It shall be unlawful to spit or expectorate on any public sidewalk or other public place, or on the floor or walls of any store, theater, hall, public vehicle, or other place frequented by the public or to which the public is invited. (Code 1961, §17.312)

Sec. 9-10. Deleted (Ord. #0-7-12, §1, 1/19/12)

Sec. 9-11. Dense smoke.

It shall be unlawful to cause or permit the emission of dense smoke from any fire, chimney, engine, oil burner or any other agency in the village so as to cause annoyance or discomfort to the residents thereof.

Sec. 9-12. Radiation hazards.

The rules and regulations issued by the U.S. Department of Health, State Health Department and such other state or federal agencies authorized to promulgate rules and regulations pertaining to the control of radiation hazards shall be given the force and effect as if they were set forth in this article. It shall be unlawful to operate any machine or installation emitting gamma radiation into the body of human beings unless said machine or installation is under the direct control and supervision of a physician, dentist or veterinarian licensed to practice in the state. (Code 1961, §17.315)

Sec. 9-13. Spraying into atmosphere prohibited; exception.

It shall be unlawful for any person to operate mist sprayers or other types of spraying and fogging devices which introduce into the atmosphere chlorinated hydrocarbons or organo-phosphates within the corporate limits of the village except in emergency situations at the specific direction of the Mayor and Village Council; provided, however, that the provisions of this section shall not prohibit:

(1) The larviciding of catch basins and sewers, or

(2) Ground spraying to control or exterminate other pest insects by persons holding a license issued by the State of Illinois pursuant to the Illinois Pesticide Act as a pesticide applicator, pesticide operator, public applicator or public operator as defined therein.

Sec. 9-14. Penalty.

Any person, firm or corporation violating any of the provisions of this Chapter shall be subject to a fine of not less than fifty dollars ($50.00) nor more than seven hundred and fifty dollars ($750.00) for each offense.

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Secs. 9-15--9-25. Reserved.
(Ord. #0-7-12, §1, 1/9/12)

ARTICLE II. RESERVED

Sec. 9-26 – 9-52 Reserved.

ARTICLE III. RESERVED

Sec. 9-53—9-69 Reserved.

ARTICLE IV - VILLAGE OF PALATINE CLEAN INDOOR AIR ORDINANCE

[Editor's Note: Ordinance 0-192-06, passed on November 13, 2006, effective January 2, 2007, added New Article IV Village of Palatine Clean Indoor Air Ordinance]

Sec. 9-70. Purpose.

This Ordinance shall be known as the Village of Palatine Clean Indoor Air Ordinance and shall be in addition to and not be limited by the provisions of any state or federal legislation, it being the intent of the Mayor and Village Council to enforce the most restrictive regulations available to curb secondhand smoke.

Sec. 9-71. Definitions.

The following words and phrases used in this Article shall have the following meanings:

(A) *"Enclosed Area"* means all space between a floor and a ceiling that is enclosed with (i) solid wall or windows (exclusive of doorways) which extends from floor to the ceiling, or (ii) solid wall with half wall partitions and no windows (exclusive of doorways) without limitation to lobbies and corridors.

(B) *"Place of Employment"* means any enclosed area under the control of a public or private employer where one or more employees are required or permitted by an employer to work in the course of their employment and includes without limitation, work areas, private offices, auditoriums, classrooms, conference and meeting rooms, cafeterias, elevators, employee lounges, stairs, hallways, restrooms, medical facilities, private clubs, and the interior of a vehicle of public conveyance. A private residence is not a "Place of Employment" unless the dwelling is also used partially or exclusively as a day care facility for children or adults, a health care facility or a home based business of any kind open to the public provided that rooms in nursing homes or long-term care facilities occupied by one or more persons who have requested in writing a room where smoking is permitted shall be considered private dwelling units.

(C) *"Public Place"* means any area that is open to and used by the general public, or any area to which the public is invited or in which the public is permitted, including without limitations:

(1) Vehicles of public conveyance; including without limitation: busses, taxi cabs, limousines, trolleys;

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

(2) Public transportation facilities under the authority of government agencies, including without limitation METRA commuter rail platform, train station, and other ticket boarding and waiting areas of public transit stations and areas;

(3) Common or public areas (including without limitation lobbies, hallways, reception areas, restrooms, storage, laundry, and elevators) of apartment buildings, condominiums, dormitory buildings, nursing home care facilities, and other multiple family residential structures;

(4) Common or public areas (including without limitation lobbies, hallways, reception areas, restrooms, and elevators) or any building or structure that is accessible to the public including without limitation office, commercial and industrial buildings, banks and financial institutions, education institutions, health care facilities such as hospitals, clinics and doctor's offices, museums, libraries, restaurants, bars, polling places, government and Village-owned buildings, food stores, cafeterias, shopping malls, sports arenas, theaters, auditoriums, public transportation facilities, hotels, motels, and retail and service establishments;

(5) Rooms, chambers, halls, or other locations within which meetings, hearings, or gatherings are held, to which the public is invited or in which the public is permitted, including specifically, but without limitation, any enclosed area under the control of the Village of Palatine where there is, in progress, any public meeting.

Provided, however, that "Public Place" shall not include hotel or motel rooms designated as "smoking" provided that no more than twenty percent (20%) of the available rooms for rent in any single building shall be designated as "smoking rooms".

(D) *"Open-Air Dining Area"* means a seating area open to the air that is accessory to a restaurant, hotel cafeteria and private club or other public place, which engages in purveying commercial food or beverage services where members of the public or members of guests are invited to sit and receive food and beverage service for consideration.

(E) *"Secondhand smoke"* or *"Involuntary smoking"* is a mixture of the smoke given off by the burning ends of a cigarette, pipe, cigar, bidis, kreteks (side stream smoke), e-cigarette, hookah pipe or alternative nicotine product and the smoke emitted at the mouthpiece and exhaled from the lungs of smokers (mainstream smoke).

(F) "E-cigarettes" means a device that uses a liquid or digital system that may or may not include nicotine, including, but not limited to, vaporizers, vape pens, hookah pens, electronic cigarettes and electronic pipes. This definition also includes products necessary of the use of the product such as the liquid or cartridge meant to be used with such a device. This definition specifically excludes devices used to humidify rooms or to deliver inhaled medications.

(G) "Alternative nicotine product" means a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing or by any other means.

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

(H) *"Smoking"* means inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, weed, hookah, other lighted tobacco product, e-cigarette or alternative nicotine product in any manner or in any form.

Sec. 9-72. Prohibition of Smoking in Public Places.

Smoking shall be prohibited in all Public Places and Places of Employment within the Village of Palatine, unless exempted in Section 9-74 of this Article. The prohibition shall also extend to any enclosed or semi-enclosed sports arena or recreational area, including sports pavilion, stadium, gymnasium, health spa, boxing arena, swimming pool, roller or ice rink, bowling alley, and other similar places where members of the general public assemble. It shall be unlawful for the owner, occupant or lessee in control of the public place to permit smoking in any such public place.

Sec. 9-73. Prohibition Within Distance of Public Places.

Smoking is prohibited within fifteen (15) feet of any entrance to an enclosed area in which smoking is prohibited and also within fifteen (15) feet of any outdoor eating establishment or facility. This prohibition does not apply to any person who is temporarily within the fifteen (15) foot area for the purpose of walking or transversing through such area.

Sec. 9-74. Exemptions.

Notwithstanding any other provision of this Article, the following areas shall be exempted from its provision provided smoking is not limited or prohibited in such areas under the Illinois Clean Indoor Air Act or federal legislation:

(a) Private residences as hereinabove defined.
(b) Hotel and motel sleeping rooms subject to restrictions as hereinabove set forth.
(c) Private and semi-private rooms in nursing homes and long-term care facilities occupied by one or more persons, all of whom are smokers and have requested in writing to be placed or to remain as the case may be in a room where smoking is permitted.

Sec. 9-75. Posting of Signs.

Every public place and place of employment where smoking is prohibited by this Ordinance shall have posted at every entrance a conspicuous sign indicating "NO SMOKING". It shall be unlawful for any person to remove, deface or obscure any sign posted pursuant to the provisions of this ordinance. The operator, manager, or other person having control of an area where smoking is prohibited shall remove all ashtrays and other smoking paraphernalia intended for use where smoking is prohibited.

Sec. 9-76. Violations and Penalties and Enforcement.

Any person who smokes in an area where smoking is prohibited by this Ordinance shall be punished of a fine of not more than One Hundred Dollars ($100). Any person who owns, manages, operates, or otherwise controls public place or place of employment who fails to comply with the provisions of this Ordinance shall be fined not exceeding One Hundred Dollars ($100) for the first violation and Five Hundred Dollars ($500) for the each subsequent offense within one year of the first violation. Each day on which a violation of this Ordinance occurs shall be considered a separate offense. The Village Manager or his designee is hereby

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

authorized to enforce this ordinance and is further authorized to seek an injunction if he determines intentional and repeated violations of this Ordinance by the owner, manager, or person in control of a public place or place of employment and may commence revocation proceedings for any license issued to a public place subject to licensing by the Village.

Sec. 9-77. Severability.

If any provision of this Ordinance, or any section, sentence, clause, phrase or word, or the application thereof, in any circumstance, is held to be invalid, the remainder of this Ordinance shall be construed as if such invalid part were never included herein, and this Ordinance shall be and remain valid and enforceable to the fullest extent permitted by law.

Attachment: Exhibit A - Chapter 9 Revisions Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Chapter 9 HEALTH AND SANITATION*

***Cross reference(s)--**Environmental control board, §2-306 et seq.; director of environmental health, 2-326 et seq.; board of health, §2-341 et seq.; buildings and building regulations, Ch. 6; fire prevention and protection, Ch. 7; garbage and refuse, Ch. 8; housing, Ch. 10; water and sewer services, Ch. 19; zoning, App. A; subdivision regulations, App. B; building code, App. C.

Editor's Note: Ordinance 0-252-05, passed on December 19, 2005, effective January 1, 2006, added a New Article III Public Swimming Pools

Editor's Note: Ordinance 0-192-06, passed on November 13, 2006, effective January 2, 2007, added New Article IV Village of Palatine Clean Indoor Air Ordinance

Editor's Note: Ordinance 0-7-12, passed on January 9, 2012, deleted Sec. 9-10 Heat in apartments, 9-14 Suntanning facilities, Art. III Public Swimming Pools in their entirety.

Art. I. In General, §§ 9-1--9-25
Art. II. Reserved~~Contagious Diseases~~, §§ 9-26--9-5241
Art. III. Reserved, §§9-53—9-69
Art. IV. Village of Palatine Clean Indoor Air Ordinance §9-70—9-77

ARTICLE I. IN GENERAL

Sec. 9-1. Unwholesome food prohibited.

It shall be unlawful to sell or offer for sale any unwholesome or polluted food or drink of any kind in the village. (Code 1961, §17.301)

Sec. 9-2. Reserved~~Sanitary regulations.~~

~~All premises used in the sale or storage of food or drink intended for human consumption shall be kept in a clean and sanitary condition. It shall be unlawful to permit any person who is afflicted with a contagious disease to handle any food or drink intended for human consumption. Premises shall be kept free from flies and vermin of all kinds. (Code 1961, §17.302)~~

Sec. 9-3. Water sources; obstruction, pollution prohibited.

It shall be unlawful and a nuisance for any person to obstruct or pollute any water course or source of water supply in the village. (Code 1961, §17.303)

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Sec. 9-4. Stagnant water prohibited.

Any stagnant pool of water in the village is hereby declared to be a nuisance. It shall be unlawful for any person, firm or corporation to permit any such nuisance to remain or exist on any property under his or its control. (Code 1961, §17.304)

Sec. 9-5. Burial of humans except in cemetery prohibited.

It shall be unlawful for any person to establish a cemetery or to bury any person within the village limits, or within three-quarters (3/4) of a mile thereof except in an established cemetery. (Code 1961, § 17.306)

Sec. 9-6. Prohibited acts.

It shall be unlawful to commit or do any act which endangers the public health or results in annoyance or discomfort to the public. (Code 1961, §17.308)

Sec. 9-7. Reserved~~Common drinking cups in public places prohibited.~~

~~It shall be unlawful to maintain any common drinking cup, or cups, dipper or other similar utensil, for the use of more than one person in any public hall, theater, store or other place frequented by the public. (Code 1961 §17.309)~~

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Sec. 9-8. Reserved~~Sanitary utensils for service of food required; violation declared a nuisance; abatement.~~

~~Utensils for personal use in all places serving food or drink to the public shall be thoroughly cleaned and sterilized after each such usage.~~

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~~The chief of police and the health officer each hereby is authorized to abate any such nuisance existing in the village, whether such nuisance is specifically recognized by this Code or other ordinance or not. (Code 1961, §17.310)~~`

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Sec. 9-9. Expectoration prohibited in public places.

It shall be unlawful to spit or expectorate on any public sidewalk or other public place, or on the floor or walls of any store, theater, hall, public vehicle, or other place frequented by the public or to which the public is invited. (Code 1961, §17.312)

Sec. 9-10. Deleted (Ord. #0-7-12, §1, 1/19/12)

Sec. 9-11. Dense smoke.

It shall be unlawful to cause or permit the emission of dense smoke from any fire, chimney, engine, oil burner or any other agency in the village so as to cause annoyance or discomfort to the residents thereof.

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~~For the purpose of testing and grading the density of smoke, the Ringelmann Smoke Chart as published and used by the United States Geological Survey, shall be and is hereby adopted as a standard for such grading, and smoke shall be, and is hereby defined as and declared to be "dense" when it is of a degree of density of number three (3) of said chart, or greater, for more than six (6) minutes in any one hour; whether such period of time is consecutive or not. (Code 1961, §17.314)~~

Sec. 9-12. Radiation hazards.

The rules and regulations issued by the U.S. Department of Health, State Health Department and such other state or federal agencies authorized to promulgate rules and regulations pertaining to the control of radiation hazards shall be given the force and effect as if they were set forth in this article. It shall be unlawful to operate any machine or installation emitting gamma radiation into the body of human beings unless said machine or installation is under the direct control and supervision of a physician, dentist or veterinarian licensed to practice in the state. (Code 1961, §17.315)

Sec. 9-13. Spraying into atmosphere prohibited; exception.

It shall be unlawful for any person to operate mist sprayers or other types of spraying and fogging devices which introduce into the atmosphere chlorinated hydrocarbons or organo-phosphates within the corporate limits of the village except in emergency situations at the specific direction of the Mayor and Village Council~~president and board~~; provided, however, that the provisions of this section shall not prohibit:

(1) The larviciding of catch basins and sewers, or

(2) Ground spraying to control or exterminate other pest insects by persons holding a license issued by the State of Illinois pursuant to the Illinois Pesticide Act~~Custom or Public Application of Pesticides Act, 415ILCS60/11,~~ as a pesticide applicator, pesticide operator, public applicator or public operator as defined therein.

(Code 1961, §17.316)

Sec. 9-14. Penalty.

Any person, firm or corporation violating any of the provisions of this Chapter shall be subject to a fine of not less than fifty dollars ($50.00) nor more than seven hundred and fifty dollars ($750.00) for each offense.

Secs. 9-154--9-25. Reserved.
(Ord. #0-7-12, §1, 1/9/12)

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ARTICLE II. RESERVED~~CONTAGIOUS DISEASES~~

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~~Sec. 9-26. Report required.~~

~~Every physician called in to care for or treat a person afflicted with a contagious disease or any epidemic disease shall make a report of the same within twenty-four (24) hours after being called in to the health officer. In case no physician is in attendance it shall be the duty of the person in charge or having the care of such person to make a report within twenty-four (24) hours from the time the disease is recognized. (Code 1961, §17.101)~~

~~Sec. 9-27. Quarantine.~~

~~The health officer shall have charge of the enforcement of the quarantine rules. He shall have the power and the authority to place any premises within which a contagious or epidemic disease occurs under quarantine, and the health officer shall determine the time when the quarantine ends. (Code 1961, §17.102)~~

~~Sec. 9-28. Same--Deliveries to premises.~~

~~No person engaged in the delivery of food or drink intended for human consumption shall enter any premises which are quarantined because of the existence of a contagious or epidemic disease. No containers or bottles shall be removed from any such premises until the termination of the quarantine and no such container which has been left at such premises during the quarantine shall be placed in use for carrying food or drink until it has been thoroughly sterilized. (Code 1961, §17.104)~~

~~Sec. 9-29. Spreading contagion prohibited.~~

~~It shall be unlawful for any person to spread, wilfully or carelessly, any contagious disease or to so cause the spread of same. (Code 1961, §17.103)~~

~~Sec. 9-30. Regulation of medical wastes.~~

~~The handling and disposal of medical wastes as hereinafter defined shall be regulated in accordance with the provisions of this chapter. (Ord. No. O-170-90, §1, 12-17-90)~~

~~Sec. 9-31. Definition for sections 9-30 through 9-39.~~

~~For purposes of sections 9-30 through 9-39, the following definitions shall apply:~~

~~*Communicable disease:* An infectious agent or its toxic products which is transmitted directly or indirectly to a well person from an infected person, animal or arthropod, or through the agency of an intermediate host, vector or the inanimate environment.~~

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Effective treatment: Treatment that reduces the pathogenic qualities of the waste to a point where it is safe to handle by nonclassified personnel. To be effective, the treatment must be designed for the waste in question and be carried out in a manner acceptable to the health officer. The treatment may include, but is not limited to the following:

(1) Incineration

(2) Steam sterilization (autoclaving)

(3) Chemical disinfection

(4) Thermal inactivation

(5) Irradiation

Health officer: The director of environmental health of the Village of Palatine or his authorized representative.

Infectious waste: Waste that is capable of transmitting a communicable disease. Infectious waste includes, but is not limited to, the following:

(1) Pathological wastes (human tissues, blood, excreta, and secretions);

(2) Cultures;

(3) Used sharps;

(4) Infectious agent stock and associated biologicals;

(5) Human blood and blood products;

(6) Human body parts and contaminated disposable bedding, bandages and dressings;

(7) Contaminated laboratory wastes;

(8) Wastes from surgery and autopsy;

(9) Contaminated animal carcasses, body parts and bedding.

Examples of establishments generating infectious waste include but are not limited to, hospitals, doctor's and dentist's offices, medical and diagnostic laboratories, blood banks and plasma centers, ambulatory surgical facilities, long term health care facilities, research laboratories, pharmaceutical facilities, veterinary offices and hospitals, clinics, mortuaries, animal quarantine facilities and ambulatory animal clinics.

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Liquid infectious waste: Liquid waste that is included with solid infectious waste for treatment and disposal. It does not include urine, wash water and other liquids most properly disposed of via the sanitary sewer.

Secure area: An area which is accessible only to classified personnel. If indoors, it must not be accessible to the general public. If outdoors, the area must be locked. Any secure area must be marked with the biohazard symbol at least six (6) inches high.

Sharps: Hypodermic and suture needles, syringes, scalpel blades, pipettes, lancets, guidewires or other objects that could cut or penetrate the skin but not limited to the above. (Ord. No. O-170-90, §1, 12-17-90)

Sec. 9-32. Written protocol.

A written protocol for infectious waste treatment and disposal must be maintained on the premises and available for inspection by the health officer and one copy must be sent to village health department. Any changes or modifications of this protocol must also be sent to the health department upon instituting such changes or modifications. The protocol must include storage before treatment, methods of treatment, quality assurance checks per specifications of the manufacturer of the equipment used to treat the infectious waste and final disposal methods. (Ord. No. O-170-90, §1, 12-17-90)

Sec. 9-33. Treatment before storage in an unsecured area.

No infectious waste shall be placed in an unsecured area until the waste has been effectively treated, per written protocol, prior to its final disposal. (Ord. No. O-170-90, §1, 12-17-90)

Sec. 9-34. Storage before treatment.

Infectious waste being stored prior to treatment, or prior to collection for subsequent treatment, shall be kept in secure area. Used sharps shall be placed in puncture-resistant containers. Liquid infectious waste shall be stored in leak-proof containers. Each infectious waste container in the storage area shall be individually marked with the universal biohazard symbol. (Ord. No. O-170-90, § 1, 12-17-90)

Sec. 9-35. Storage times.

Storage times for infectious waste that can putrefy and generate noxious odors shall be no longer than seven (7) days above fifteen (15) degrees Fahrenheit or thirty (3 0) days below fifteen (15) degrees Fahrenheit. Storage times for other infectious wastes shall be kept as short as possible but not to exceed thirty (30) days. (Ord. No. O-170-90, §1, 12-17-90)

Sec. 9-36. Packaging of treated waste.

Infectious waste which has received effective treatment, except for ashes as set forth in section 9-37, shall, prior to being placed in a nonsecure area for transportation to final disposal, be packaged in the following manner:

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

~~(1) If liquid, in a leak-proof container before being bagged.~~

~~(2) If sharps, in a puncture-resistant container which is nonopenable except by use of tools before being bagged.~~

~~(3) All waste placed in sealed, tear-resistant plastic bags identified by the universal biohazard symbol. The bags shall be thick enough to contain any spilled liquid infectious waste.~~

~~(4) All waste in a second properly identified bag or box if the treatment process destroyed the biohazard marking or reduced the structural integrity of the original bag.~~

~~(Ord. No. O-170-90, §1, 12-17-90)~~

~~Sec. 9-37. Ashes.~~

~~Ashes from the effective treatment of infectious waste by proper incineration are exempt from the packaging requirements of section 9-36 and shall be disposed of in an approved landfill. (Ord. No. O-170-90, §1, 12-17-90)~~

~~Sec. 9-38. Final disposal.~~

~~Final disposal of infectious or medical hazardous wastes must be in a United States Environmental Protection Agency approved sanitary landfill or incinerator approved for infectious or medical hazardous wastes. (Ord. No. O-170-90, § 1, 12-17-90)~~

~~Sec. 9-39. Exemptions.~~

~~Exemptions from the requirements of section 9-30 through 9-38 may be granted in writing by the board of health if sufficient evidence indicates that such exemptions would not cause a risk to public health or would result in a safer environment. (Ord. No. O-170-90, §1, 12-17-90)~~

~~Sec. 9-40. Penalties.~~

~~Any person found guilty of violating any provision of section 9-32 shall be fined no less than seven hundred fifty dollars ($750.00) per violation. This shall be in addition to any other remedy available to any party. (Ord. No. O-170-90, §1, 12-17-90; Ord.No. 0-5-98, §10, 1-26-98)~~

~~Sec. 9-41. Violations declared a nuisance.~~

~~Any violation of sections 9-30, 9-31 and 9.33 through 9-38 of this article is declared a public nuisance and shall be subject to the abatement provisions of article XXII of chapter 12 and the penalty provisions of article XXIII of chapter 12 of this Code. (Ord. No. O-170-90, §1, 12-17-90)~~

Sec. 9-26~~42~~ – 9-52 Reserved.

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ARTICLE III. RESERVED

Sec. 9-53—9-69 Reserved.

ARTICLE IV - VILLAGE OF PALATINE CLEAN INDOOR AIR ORDINANCE

[Editor's Note: Ordinance 0-192-06, passed on November 13, 2006, effective January 2, 2007, added New Article IV Village of Palatine Clean Indoor Air Ordinance]

Sec. 9-70. Purpose.

This Ordinance shall be known as the Village of Palatine Clean Indoor Air Ordinance and shall be in addition to and not be limited by the provisions of any state or federal legislation, it being the intent of the Mayor and Village Council to enforce the most restrictive regulations available to curb secondhand smoke.

Sec. 9-71. Definitions.

The following words and phrases used in this Article shall have the following meanings:

(A) *"Enclosed Area"* means all space between a floor and a ceiling that is enclosed with (i) solid wall or windows (exclusive of doorways) which extends from floor to the ceiling, or (ii) solid wall with half wall partitions and no windows (exclusive of doorways) without limitation to lobbies and corridors.

(B) *"Place of Employment"* means any enclosed area under the control of a public or private employer where one or more employees are required or permitted by an employer to work in the course of their employment and includes without limitation, work areas, private offices, auditoriums, classrooms, conference and meeting rooms, cafeterias, elevators, employee lounges, stairs, hallways, restrooms, medical facilities, private clubs, and the interior of a vehicle of public conveyance. A private residence is not a "Place of Employment" unless the dwelling is also used partially or exclusively as a day care facility for children or adults, a health care facility or a home based business of any kind open to the public provided that rooms in nursing homes or long-term care facilities occupied by one or more persons who have requested in writing a room where smoking is permitted shall be considered private dwelling units.

(C) *"Public Place"* means any area that is open to and used by the general public, or any area to which the public is invited or in which the public is permitted, including without limitations:

(1) Vehicles of public conveyance; including without limitation: busses, taxi cabs, limousines, trolleys;

(2) Public transportation facilities under the authority of government agencies, including without limitation METRA commuter rail platform, train station, and other ticket boarding and waiting areas of public transit stations and areas;

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(3) Common or public areas (including without limitation lobbies, hallways, reception areas, restrooms, storage, laundry, and elevators) of apartment buildings, condominiums, dormitory buildings, nursing home care facilities, and other multiple family residential structures;

(4) Common or public areas (including without limitation lobbies, hallways, reception areas, restrooms, and elevators) or any building or structure that is accessible to the public including without limitation office, commercial and industrial buildings, banks and financial institutions, education institutions, health care facilities such as hospitals, clinics and doctor's offices, museums, libraries, restaurants, bars, polling places, government and Village-owned buildings, food stores, cafeterias, shopping malls, sports arenas, theaters, auditoriums, public transportation facilities, hotels, motels, and retail and service establishments;

(5) Rooms, chambers, halls, or other locations within which meetings, hearings, or gatherings are held, to which the public is invited or in which the public is permitted, including specifically, but without limitation, any enclosed area under the control of the Village of Palatine where there is, in progress, any public meeting.

Provided, however, that "Public Place" shall not include hotel or motel rooms designated as "smoking" provided that no more than twenty percent (20%) of the available rooms for rent in any single building shall be designated as "smoking rooms".

(D) *"Open-Air Dining Area"* means a seating area open to the air that is accessory to a restaurant, hotel cafeteria and private club or other public place, which engages in purveying commercial food or beverage services where members of the public or members of guests are invited to sit and receive food and beverage service for consideration.

(E) *"Secondhand smoke"* or *"Involuntary smoking"* is a mixture of the smoke given off by the burning ends of a cigarette, pipe, cigar, bidis, kreteks (side stream smoke), e-cigarette, hookah pipe or alternative nicotine product and the smoke emitted at the mouthpiece and exhaled from the lungs of smokers (mainstream smoke).

(F) "E-cigarettes" means a device that uses a liquid or digital system that may or may not include nicotine, including, but not limited to, vaporizers, vape pens, hookah pens, electronic cigarettes and electronic pipes. This definition also includes products necessary of the use of the product such as the liquid or cartridge meant to be used with such a device. This definition specifically excludes devices used to humidify rooms or to deliver inhaled medications.

(G) "Alternative nicotine product" means a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing or by any other means.

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

(H) *"Smoking"* means inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, weed, hookah, other lighted tobacco product, e-cigarette or alternative nicotine product in any manner or in any form.

Sec. 9-72. Prohibition of Smoking in Public Places.

Smoking shall be prohibited in all Public Places and Places of Employment within the Village of Palatine, unless exempted in Section 9-74 of this Article. The prohibition shall also extend to any enclosed or semi-enclosed sports arena or recreational area, including sports pavilion, stadium, gymnasium, health spa, boxing arena, swimming pool, roller or ice rink, bowling alley, and other similar places where members of the general public assemble. It shall be unlawful for the owner, occupant or lessee in control of the public place to permit smoking in any such public place.

Sec. 9-73. Prohibition Within Distance of Public Places.

Smoking is prohibited within fifteen (15) feet of any entrance to an enclosed area in which smoking is prohibited and also within fifteen (15) feet of any outdoor eating establishment or facility. This prohibition does not apply to any person who is temporarily within the fifteen (15) foot area for the purpose of walking or transversing through such area.

Sec. 9-74. Exemptions.

Notwithstanding any other provision of this Article, the following areas shall be exempted from its provision provided smoking is not limited or prohibited in such areas under the Illinois Clean Indoor Air Act or federal legislation:

(a) Private residences as hereinabove defined.
(b) Hotel and motel sleeping rooms subject to restrictions as hereinabove set forth.
(c) Private and semi-private rooms in nursing homes and long-term care facilities occupied by one or more persons, all of whom are smokers and have requested in writing to be placed or to remain as the case may be in a room where smoking is permitted.

Sec. 9-75. Posting of Signs.

Every public place and place of employment where smoking is prohibited by this Ordinance shall have posted at every entrance a conspicuous sign indicating "NO SMOKING". It shall be unlawful for any person to remove, deface or obscure any sign posted pursuant to the provisions of this ordinance. The operator, manager, or other person having control of an area where smoking is prohibited shall remove all ashtrays and other smoking paraphernalia intended for use where smoking is prohibited.

Sec. 9-76. Violations and Penalties and Enforcement.

Any person who smokes in an area where smoking is prohibited by this Ordinance shall be punished of a fine of not more than One Hundred Dollars ($100). Any person who owns, manages, operates, or otherwise controls public place or place of employment who fails to comply with the provisions of this Ordinance shall be fined not exceeding One Hundred Dollars ($100) for the first violation and Five Hundred Dollars ($500) for the each subsequent offense within one year of the first violation. Each day on which a violation of this Ordinance occurs shall be considered a separate offense. The Village Manager or his designee is hereby

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

authorized to enforce this ordinance and is further authorized to seek an injunction if he determines intentional and repeated violations of this Ordinance by the owner, manager, or person in control of a public place or place of employment and may commence revocation proceedings for any license issued to a public place subject to licensing by the Village.

Sec. 9-77. Severability.

If any provision of this Ordinance, or any section, sentence, clause, phrase or word, or the application thereof, in any circumstance, is held to be invalid, the remainder of this Ordinance shall be construed as if such invalid part were never included herein, and this Ordinance shall be and remain valid and enforceable to the fullest extent permitted by law.

Attachment: Exhibit B - Chapter 9 Revisions Red Line Sept 2023 (Amendments to Ch. 9 of Code of Ordinances)

Consider an Ordinance Amending Chapter 13 – Police Department of the of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 13 - Police Department and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Update titles of staff positions throughout the Chapter.
- Bring the residency requirement in line with the Village Handbook.
- General housekeeping grammar and numbering updates.

ALTERNATIVES:
1. Approve ordinance amending Chapter 13.
2. Do not approve ordinance amending Chapter 13.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 13 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 13 of the Code of Ordinances.

ATTACHMENTS:

- Ordinance Amending Ch 13
- Exhibit A_Chapter 13 Final
- Chapter 13 Track Changes

ORDINANCE NO. _____

AN ORDINANCE AMENDING
CHAPTER 13 – POLICE DEPARTMENT OF THE
CODE OF ORDINANCES OF THE VILLAGE OF PALATINE

WHEREAS, the Village of Palatine is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, the Mayor and Council desire to amend Chapter 13 of the Village Code to update the residency requirement to mirror the Village Employee Handbook and other housekeeping changes; and

WHEREAS, the Mayor and Council have determined that it will serve and be in the best interests of the Village and its residents to amend Chapters 13 of the Village Code pursuant to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power, that:

SECTION 1: That the Code of Ordinances, of the Village of Palatine, Illinois is hereby amended by amending Chapter 13 – Police Department, which shall be read as indicated on Exhibit "A".

SECTION 2: That the Village Clerk is directed to maintain a record of the modifications to the existing ordinance (a redlined version of the modifications approved pursuant to this Ordinance).

Attachment: Ordinance Amending Ch 13 (Amendments to Cht 13 of Code of Ordinances)

SECTION 3: If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance are to remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk

this _____ of _____, 2023

_____
Village Clerk

Attachment: Ordinance Amending Ch 13 (Amendments to Cht 13 of Code of Ordinances)

Chapter 13 POLICE DEPARTMENT*

***Editor's note--**Ord. No. O-108-76, 1, enacted Dec. 13, 1976, repealed former Ch. 13, relative to the police department, and enacted in lieu thereof a new Ch. 13, pertaining to the same subject matter. Former Ch. 13 was derived from Code 1961, 5.001--5.016.

Cross reference(s)--Police and fire commission. 2-361 et seq.

Editor's Note: Ordinance 0-16-02 passed on 1/28/02 replaced Secs. 13-1 through 13-8.

Sec. 13-1. Creation; composition.

There is hereby created a Police Department for the Village of Palatine, which shall consist of a Chief of Police and as many employees as the Corporate Authorities may designate from time to time. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-1.1. Reserved. (Ord. No. 0-16-02 §4, 1/28/02)

Editor's note--Section 13-1.1, pertaining to agreements for police services for state and federally owned facilities located in the Village, and derived from Ord. No. O-180-88, ' 2, adopted Dec. 27, 1988, was deleted by Ord. No. O-88-91, §1, adopted June 24, 1991. (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-2. Appointment and Removal of the Chief of Police.

The Chief of Police shall be appointed by the Village Manager. The person appointed as Chief of Police must have achieved a baccalaureate degree from an accredited college or university prior to the date of appointment. The Chief of Police shall serve at the pleasure of the Village Manager and may be removed by the Village Manager at any time thereafter. (Ord. No. O-108-76. §1, 12-13-76; Ord. No. O-4-86, §1, 1-13-86) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-3. Supervision and Control of the Chief of Police.

The Village Manager shall be the immediate supervisor of the Chief of Police, and all policies, directives and orders from the Village to the Chief of Police shall be made by or transmitted through the Village Manager. The Chief of Police shall report directly to the Village Manager and not to the Mayor and Village Council or to individual members thereof. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-4. Powers and Duties of the Chief of Police Generally.

The Chief of Police shall direct the administration and operation of the Police Department and in addition to policies transmitted to him/her by the Village Manager, shall establish such other policies, directives, rules and regulations for the administration and operation of the department as he/she sees fit, and provided in written form to all employees. The Chief of Police shall have the authority and responsibility for fiscal management of the Police Department within the fiscal policies and procedures established by the Village Manager and Corporate Authorities. The Chief of Police shall serve as appointing authority for appointment to any position within the department other than his/her own, and shall have the power to suspend, demote or

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dismiss any employee, subject to and in accordance with the provisions of this Code governing the Fire and Police Commission, Chapter 2, Article XX, and the Village work rules. (Ord. No. O-108-76, §1, 12-13-76; Ord. No. O-4-86, §1, 1-13-86) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-5. Civil Service Exempt Command Positions.

The Chief of Police, with the concurrence of the Village Manager, shall have the authority to recruit and appoint individuals to civil service exempt command positions within the department. Civil service exempt command positions will not have certified status and rights. Individuals appointed to exempt command positions shall serve at the pleasure of the Chief of Police and may be removed by the Chief with concurrence of the Village Manager at any time thereafter.

Sec. 13-6. Dismissals.

No full-time, certified member of the Police Department, except the Chief of Police, shall be dismissed until after a hearing by the Fire and Police Commission, in accordance with its rules and the provisions of Chapter 13 of this Code. The Chief of Police, without the requirement of a hearing, shall have the power to dismiss a patrol officer who is serving in an original appointment probationary period. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-7. Residency Requirement for all Police Officers.

All persons who are appointed police officers of the Village of Palatine shall maintain residence in accordance with the most current version of the Village of Palatine Employee Handbook. (Ord. No. O-136-77, §1, 12-27-77; Ord. No. 0-97-94 §1, 7-25-94) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-8. Auxiliary Police Unit. Intentionally omitted. (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-9. Disposition of Abandoned Property.

(a) *Office of property custodian created.* There hereby is created a property custodian for the Village, who may be an officer of the Police Department, appointed by and to serve at the pleasure of the Chief of Police, or a civilian employee whose appointment shall be approved by the Chief of Police and who shall serve at the pleasure of the Chief of Police.

(b) *Duties of property custodian.* The property custodian shall act as custodian of all personal property seized, taken, or otherwise transferred to the possession of the Police Department. All officers and members of the department into whose possession may be transferred any such personal property shall deliver the same promptly to the property custodian, unless it is needed for immediate use as evidence, in which case, a report and inventory of the same shall be forwarded promptly to the property custodian. Provided, however, that nothing herein contained shall be deemed to require the property custodian to take possession or make disposition of any lost or stolen property, the possession or disposition of which is otherwise provided for by this Code.

(c) *Custody and disposition of personal property.* The property custodian shall maintain a complete and accurate record of all personal property which may be seized or otherwise transferred to the possession of the Police Department and shall make reasonable efforts to identify and notify the owner or other person entitled to possession thereof, and shall return the property after such person provides satisfactory proof of ownership or right to possession and reimburse the Police Department for reasonable expenses and costs.

If the identity or location of the owner or other person entitled to possession of such personal property has not been ascertained within sixty (60) days after the Police Department obtains possession thereof, the

Attachment: Exhibit A_Chapter 13 Final (Amendments to Cht 13 of Code of Ordinances)

property custodian shall proceed to dispose of said personal property. If such personal property is deemed saleable, the property custodian shall cause to be published in a newspaper of general circulation within the Village and on the Village's website a notice of sale, his/her intent to sell the same at public auction for cash, describing it in general terms and not by individual item. Thereupon, such personal property will be sold at public auction at such place as the Chief of Police may direct in such manner as to expose to the inspection of the bidders all such personal property so offered for sale. Property offered, but not sold, at such auction may be offered and sold at a subsequent public auction without such notice.

If any such personal property is deemed to be of use to any Village department, such property may be retained for use of such department upon approval of the Village Manager. Any such personal property deemed by the property custodian to be unsaleable shall be confiscated or destroyed. The proceeds of any sale or sales so made, after deducting the cost of storage, advertising, and other expenses incident to the handling and sale of such property, shall be paid by the property custodian to the Village of Palatine Finance Director who shall deposit said proceeds in the General Fund of the Village.

(d) *Exception; weapons.* The preceding provision of this section shall not apply to pistols, revolvers, knives, dirks, slingshots, metallic knuckles, or other deadly weapons of like character. All such weapons, except those that the Chief of Police shall order retained for the use of the Police Department, shall be presented to the Chief of Police by the property custodian, within one year after their receipt, for destruction.

(e) *Perishable property.* Any personal property seized or transferred to the possession of the Police Department which is of a perishable nature so as to make it dangerous or inadvisable to retain possession thereof for the length of time specified in the preceding subsections, the property custodian upon certifying such fact to the Chief of Police and setting forth his/her reason why such property should not be retained for the period hereinabove fixed, and with the approval of the Chief of Police, shall cause such property, if deemed by the property custodian to be saleable, to be advertised forthwith in a newspaper of general circulation within the Village and on the Village's website and shall sell such personal property at public auction at any time after three (3) days have elapsed from the seizure or taking possession thereof; provided, however, that any such personal property deemed to be unsaleable or dangerous shall be disposed of as refuse or in other reasonable manner as the Chief of Police shall direct. (Ord. No. O-16-79, 1, 3-12-79)

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Chapter 13 POLICE DEPARTMENT*

***Editor's note--**Ord. No. O-108-76, 1, enacted Dec. 13, 1976, repealed former Ch. 13, relative to the police department, and enacted in lieu thereof a new Ch. 13, pertaining to the same subject matter. Former Ch. 13 was derived from Code 1961, 5.001--5.016.

Cross reference(s)--Police and fire commission. 2-361 et seq.

Editor's Note: Ordinance 0-16-02 passed on 1/28/02 replaced Secs. 13-1 through 13-8.

Sec. 13-1. Creation; composition.

There is hereby created a Ppolice ddepartment for the Village of Palatine, which shall consist of a ~~chief~~ Chief of ~~police~~ Police and as many employees as the Corporate Authorities may designate from time to time. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-1.1. Reserved. (Ord. No. 0-16-02 §4, 1/28/02)

Editor's note--Section 13-1.1, pertaining to agreements for police services for state and federally owned facilities located in the ~~village~~Village, and derived from Ord. No. O-180-88, ' 2, adopted Dec. 27, 1988, was deleted by Ord. No. O-88-91, §1, adopted June 24, 1991. (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-2. Appointment and Rremoval of the ~~chief~~ Chief of ~~police~~Police.

The ~~chief~~ Chief of ~~police~~ Police shall be appointed by the ~~village~~ Village Mmanager ~~with the approval by a majority vote of the Corporate Authorities.~~. The person appointed as ~~chief~~ Chief of ~~police~~ Police must have achieved a baccalaureate degree from an accredited college or university prior to the date of appointment. The ~~chief~~ Chief of ~~police~~ Police shall serve at the pleasure of the ~~village~~ Village ~~manager~~ Manager and may be removed by the ~~village~~ Village ~~manager~~ Manager at any time thereafter. (Ord. No. O-108-76. §1, 12-13-76; Ord. No. O-4-86, §1, 1-13-86) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-3. Supervision and ~~control~~ Control of the ~~chief~~ Chief of ~~police~~Police.

The ~~v~~Village ~~manager~~ Manager shall be the immediate supervisor of the ~~chief~~ Chief of ~~police~~Police, and all policies, directives and orders from the ~~village~~ Village to the ~~chief~~ Chief of ~~police~~ Police shall be made by or transmitted through the ~~village~~ Village ~~manager~~Manager. The ~~chief~~ Chief of ~~p~~Police shall report directly to the ~~village~~ Village ~~manager~~ Manager and not to the Mayor and Village Council or to individual members thereof. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-4. Powers and ~~duties~~ Duties of the ~~police~~ Chief of ~~chief~~Police ~~g~~Generally.

The ~~chief~~ Chief of ~~police~~ Police shall direct the administration and operation of the ~~police~~ Police Ddepartment and in addition to policies transmitted to him/her by the ~~village~~ Village ~~manager~~Manager, shall establish such other policies, directives, rules and regulations for the administration and operation of the department as he/she sees fit, and provided in written form to all employees. The ~~chief~~ Chief of ~~police~~ Police shall have the authority and responsibility for fiscal management of the ~~police~~ Police ddepartment within the fiscal policies

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and procedures established by the ~~v~~Village Mmanager and Corporate Authorities. The ~~chief~~ Chief of ~~police~~ Police shall serve as appointing authority for appointment to any position within the department other than his/her own, and shall have the power to suspend, demote or dismiss any employee, subject to and in accordance with the provisions of this Code governing the ~~fire~~ Fire and ~~p~~Police ~~c~~Commission, Chapter 2, Article XX, and the ~~village~~ Village work rules. (Ord. No. O-108-76, §1, 12-13-76; Ord. No. O-4-86, §1, 1-13-86) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-5. Civil Service Exempt Command Positions.

The ~~chief~~ Chief of ~~police~~Police, with the concurrence of the ~~village~~ Village Mmanager, shall have the authority to recruit and appoint individuals to civil service exempt command positions within the department. Civil service exempt command positions will not have certified status and rights. Individuals appointed to exempt command positions shall serve at the pleasure of the ~~chief~~ Chief of ~~police~~ Police and may be removed by the ~~chief~~ Chief with concurrence of the ~~village~~ Village ~~manager~~ Manager at any time thereafter. ~~If an individual is appointed to such a position who holds certified status within the department in another position, the individual shall retain a guaranteed right to return to the former position with certified status upon termination from the exempt command position, subject to section 2-380 of this Code. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)~~

Sec. 13-6. Dismissals.

No full-time, certified member of the ~~police~~ Police Ddepartment, except the ~~police chief~~Chief of Police, shall be dismissed until after a hearing by the ~~fire~~ Fire and Ppolice ~~c~~Commission, in accordance with its rules and the provisions of Chapter 13 of this Code. The ~~chief~~ Chief of ~~police~~Police, without the requirement of a hearing, shall have the power to dismiss a patrol officer who is serving in an original appointment probationary period. (Ord. No. O-108-76, §1, 12-13-76) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-7. Residency ~~requirement~~ Requirement for all ~~police~~ Police ~~o~~Officers.

All persons who are appointed police officers of the ~~village~~ Village of Palatine shall maintain residence in ~~one of the following Illinois Counties: Cook, DuPage, Kane, McHenry, or Lake~~accordance with the most current version of the Village of Palatine Employee Handbook. (Ord. No. O-136-77, §1, 12-27-77; Ord. No. 0-97-94 §1, 7-25-94) (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-8. Auxiliary ~~police~~ Police U~~u~~nit. Intentionally omitted. (Ord. No. 0-16-02 §4, 1/28/02)

Sec. 13-9. Disposition of A~~a~~bandoned ~~property~~Property.

(a) *Office of property custodian created.* There hereby is created a property custodian for the ~~village~~Village, who may be an officer of the ~~police~~ Police dDepartment, appointed by and to serve at the pleasure of the ~~chief~~ Chief of ~~police~~Police, or a civilian employee whose appointment shall be approved by the ~~chief~~ Chief of ~~police~~ Police and who shall serve at the pleasure of the ~~chief~~ Chief of ~~police~~Police.

(b) *Duties of property custodian.* The property custodian shall act as custodian of all personal property seized, taken, or otherwise transferred to the possession of the ~~police~~ Police dDepartment. All officers and members of the department into whose possession may be transferred any such personal property shall deliver the same promptly to the property custodian, unless it is needed for immediate use as evidence, in which case, a report and inventory of the same shall be forwarded promptly to the property custodian. Provided, however, that nothing herein contained shall be deemed to require the property custodian to take possession or make disposition of any lost or stolen property, the possession or disposition of which is otherwise provided for by this Code.

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(c) *Custody and disposition of personal property.* The property custodian shall maintain a complete and accurate record of all personal property which may be seized or otherwise transferred to the possession of the ~~police~~ Police D~~d~~epartment and shall make reasonable efforts to identify and notify the owner or other person entitled to possession thereof, and shall return the property after such person provides satisfactory proof of ownership or right to possession and reimburse the ~~police~~ Police D~~d~~epartment for reasonable expenses and costs.

If the identity or location of the owner or other person entitled to possession of such personal property has not been ascertained within sixty (60) days after the ~~police~~ Police ~~d~~Department obtains possession thereof, the property custodian shall proceed to dispose of said personal property. If such personal property is deemed saleable, the property custodian shall cause to be published in a newspaper of general circulation within the ~~village~~ Village and on the Village's website a notice of sale, his/her intent to sell the same at public auction for cash, describing it in general terms and not by individual item. Thereupon, such personal property will be sold at public auction at such place as the ~~chief~~ Chief of ~~police~~ Police may direct in such manner as to expose to the inspection of the bidders all such personal property so offered for sale. Property offered, but not sold, at such auction may be offered and sold at a subsequent public auction without such notice.

If any such personal property is deemed to be of use to any ~~village~~ Village department, such property may be retained for use of such department upon approval of the ~~village~~ Village ~~manager~~Manager. Any such personal property deemed by the property custodian to be unsaleable shall be confiscated or destroyed. The proceeds of any sale or sales so made, after deducting the cost of storage, advertising, and other expenses incident to the handling and sale of such property, shall be paid by the property custodian to the Village of Palatine ~~finance~~ Finance ~~director~~ Director who shall deposit said proceeds in the ~~general~~ General ~~fund~~ Fund of the ~~village~~Village.

(d) *Exception; weapons.* The preceding provision of this section shall not apply to pistols, revolvers, knives, dirks, slingshots, metallic knuckles, or other deadly weapons of like character. All such weapons, except those that the ~~chief~~ Chief of P~~p~~olice shall order retained for the use of the ~~police~~ Police D~~d~~epartment, shall be presented to the ~~chief~~ Chief of ~~police~~ Police by the property custodian, within one year after their receipt, for destruction.

(e) *Perishable property.* Any personal property seized or transferred to the possession of the ~~police~~ Police D~~d~~epartment which is of a perishable nature so as to make it dangerous or inadvisable to retain possession thereof for the length of time specified in the preceding subsections, the property custodian upon certifying such fact to the ~~chief~~ Chief of ~~police~~ Police and setting forth his/her reason why such property should not be retained for the period hereinabove fixed, and with the approval of the ~~chief~~ Chief of ~~police~~Police, shall cause such property, if deemed by the property custodian to be saleable, to be advertised forthwith in a newspaper of general circulation within the ~~village~~ Village and on the Village's website and shall sell such personal property at public auction at any time after three (3) days have elapsed from the seizure or taking possession thereof; provided, however, that any such personal property deemed to be unsaleable or dangerous shall be disposed of as refuse or in other reasonable manner as the ~~chief~~ Chief of ~~police~~ Police shall direct. (Ord. No. O-16-79, 1, 3-12-79)

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Attachment: Chapter 13 Track Changes (Amendments to Cht 13 of Code of Ordinances)

Consider an Ordinance Granting Special Uses to Permit a Restaurant (with Liquor Service and a Drive-Through) at 139 N. Northwest Highway

BACKGROUND:
The Petitioner is proposing to renovate the existing building (formally Arby's) to open a new restaurant with a drive-thru and liquor service for dine-in customers. Therefore, the Petitioner is requesting:

Special Uses to permit a restaurant with liquor service and a drive-through.

KEY ISSUES:

- The Subject Property, containing 0.45-acres, is zoned B-2 General Business District. The existing building and drive-through was previously occupied by Arby's, which closed in January 2022.
- The Petitioner is proposing to open a new restaurant (Rep's Burgers), with liquor service and a drive-through. Staff notes that the Village Code prohibits the sale of alcohol through the drive-through. Additionally, the submitted business plan also notes this prohibition and indicates that alcohol sales will be provided through table service, by appropriately licensed employees.
- The proposed hours of operation are: Sunday - Thursday from 11 AM - 10 PM, Friday and Saturday 11 AM - Midnight. The business plan indicates that they will have up to 20 full-time employees and 15 part-time. The floor plan indicates 48 seats, and, per the business plan, 250-300 customers are anticipated per day.
- The initial plans indicated that there will be no exterior site plan changes. Nevertheless, as a Code requirement, a dumpster enclosure will have to be provided. In addition, the existing 4-foot fence along the rear of the property will be replaced with a taller fence to provide additional screening for the residential properties to the east (behind the restaurant). This is a Staff recommended condition of the ordinance and the Petitioner is agreeable to both the fencing improvements and dumpster enclosure.
- The required parking is 20 spaces, per 1 to 2.5 seats calculation (48 proposed seats). There are 26 parking spaces provided, 2 of which are handicapped.

ALTERNATIVES:

1. Approve the Special Uses to permit a restaurant with liquor service and a drive-through.
2. Do not approve the Special Use to permit a restaurant with liquor service and a drive-through.

RECOMMENDATION:

Public Hearing**:**	PZC meeting on August 22, 2023.
Residents testifying:	3 - concerns on fence buffering and drive-thru noise.
Vote:	The PZC voted unanimously to approve the Special Use to permit a restaurant with liquor service and a drive-through and Staff concurs.

ACTION REQUIRED:
A motion to approve the ordinance granting the Special Use to permit a restaurant with liquor service and a drive-through at 139 N. Northwest Highway.

Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for Rep's Burgers Located at 139 N. Northwest Highway

BACKGROUND:
On this evening's agenda is a Special Use request for a dine-in restaurant with a drive-thru for Rep's Burgers located at 139 N. Northwest Highway. Owners Mike Reppe and Mike Mele wish to apply for a Class G (Beer and Wine) liquor license. There will be no drive-thru liquor service. The proposed hours of operation are Sunday-Thursday: 11 AM - 10 PM, Friday-Saturday: 11 AM - Midnight.

KEY ISSUES:
- Increase Class G (Beer & Wine) Liquor Licenses by one.

ALTERNATIVES:
1. Approve the Ordinance increasing the number of Class G Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class G Liquor Licenses by one.

RECOMMENDATION:
Action is at the discretion of the Committee.

ACTION REQUIRED:
Action is at the discretion of the Committee.

Consider an Ordinance Granting Special Uses and a Variation to Permit a Restaurant (with Liquor Service and a Drive-Through) at 790 W. Northwest Highway

BACKGROUND:
The Petitioner is proposing to renovate the existing building on the Subject Property to open a new restaurant, with a drive-through. The restaurant will primarily be a full-service coffee bar and dine-in restaurant, with liquor service. Therefore, the Petitioner is requesting approval of the following:

> **Special Use to permit a restaurant with a drive-through; and Special Use to permit a restaurant to operate with a liquor license; and Variation from the minimum required 45-degree angled parking space depth.**

KEY ISSUES:
- The Petitioner is proposing to renovate the existing building to open a new restaurant with a drive-through and would also include dine-in liquor service for the indoor seated portion of the restaurant. This outlot was initially a Boston Market and most recently operated as a Peapod store.
- The proposed restaurant will primarily be a full-service coffee bar and a dine-in restaurant with specialty coffee drinks, beer, and wine. The menu includes a variety of breakfast items, as well as typical lunch items, including sandwiches, burgers, and salads. The Village Code prohibits the sale of alcohol through the drive-through. Additionally, the submitted business plan also notes this prohibition and indicates that alcohol sales will be provided through table service, by appropriately licensed employees.
- The proposed hours of operation are 7 days a week from 6 AM - 8 PM. The business plan indicates that they will have up to 20 total employees. The proposed capacity for customers in the seating area is 48 persons.
- To meet the demand for express coffee and other quick breakfast/lunch goods, the Petitioner is proposing to utilize, and expand upon, the existing drive-through around the building. This was used by Peapod for both pick-ups and deliveries. The expanded drive-thru area on the west side of the building will eliminate six existing parking spaces. Nevertheless, the proposed site plan complies with the required parking.
- The eight existing parallel parking spaces on the south side of the property would be converted into 45-degree angled parking. The proposed depth of the angled spaces does not appear to meet the 19.8-foot depth requirement and a Variation is required to permit the angled parking spaces to be 19.1 feet deep.
- There are five tables proposed to be located on the exterior patio on the south side of the building. This area would be directly adjacent to the one-way drive aisle. Therefore, a condition of the ordinance requires the inclusion of safety bollards along the exterior patio area.

ALTERNATIVES:
1. Approve the Special Uses and Variation to permit a restaurant, with liquor service and a drive-through.
2. Do not approve the Special Uses and Variation to permit a restaurant, with liquor service and a drive-through.

RECOMMENDATION:

Public Hearing**:**	PZC meeting on June 27, 2023.
Residents testifying:	None.
Vote:	The PZC voted unanimously to approve the Special Uses and Variation to permit a restaurant, with liquor service and drive-through, and Staff concurs.

ACTION REQUIRED:

A motion to approve the ordinance granting Special Uses and Variation to permit a restaurant, with liquor service and a drive-through, at 790 W. Northwest Highway.

Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Tellios Coffee, Inc. Located at 790 W. Northwest Highway

BACKGROUND:
On this evening's agenda is a Special Use for a dine-in restaurant with a full-service coffee bar and drive-thru for Tellios Coffee, Inc. located at 790 W. Northwest Highway. Petitioner and owner, George Kalkounos wishes to apply for a Class D (Restaurant) Liquor License. There will be no drive-thru liquor service. The hours of operation are Monday through Sunday, 6am to 8pm. The permitted hours for a Class D Liquor License are Sunday - Wednesday 6AM - 1AM and Thursday - Saturday 6AM - 2AM.

KEY ISSUES:
- An Ordinance has been prepared increasing the number of Class D liquor licenses by one.

ALTERNATIVES:
1. Approve the Ordinance increasing the number of Class D Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class D Liquor Licenses by one.

RECOMMENDATION:
Action is at the discretion of the Committee.

ACTION REQUIRED:
Action is at the discretion of the Committee.

Consider an Ordinance Authorizing the Village Manager to Negotiate and Enter Into an Agreement for a TIF Eligibility Study, Redevelopment Plan, and Designation Services for the Proposed 2023 East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors

BACKGROUND:
The Village annexed the approximately 50 acres of property along Dundee Road, between Baldwin Road and Route 53, from 1986 through 1994. A majority of the properties were developed while in unincorporated Cook County and were experiencing declining conditions, lack of maintenance, lack of municipal facilities, obsolete platting, and little reinvestment.

KEY ISSUES:
- Recognizing the Dundee Road corridor's importance, there is a desire to help promote and facilitate reinvestment and redevelopment within this area.
- As outlined in the attached proposal from SB Friedman Development Advisors, the consultant services related to a Tax Increment Finance (TIF) Eligibility Study, Redevelopment Plan and Designation Services for the proposed 2023 East Dundee Road Corridor TIF Study would be in an amount not to exceed $29,250.

ALTERNATIVES:
1. Approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.
2. Do not approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

RECOMMENDATION:
Staff recommends approval of the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

ACTION REQUIRED:
A motion to approve the ordinance authorizing the Village Manager to negotiate and enter into an agreement for a TIF eligibility study, redevelopment plan, and designation services for the proposed East Dundee Road Corridor TIF Study Area with SB Friedman Development Advisors.

Consider an Ordinance Amending Chapter 8 Garbage and Refuse of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 8 - Garbage and Refuse and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Adjusts some of the definitions to be consistent with the Village's Solid Waste Service Agreement.
- Clarifies and expands the applicable specifications for the curbside pickup program.
- Eliminates some existing language that is repetitive or inconsistent with the Village's Solid Waste Service Agreement.

ALTERNATIVES:
1. Approve ordinance amending Chapter 8.
2. Do not approve ordinance amending Chapter 8.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 8 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 8 of the Code of Ordinances.

Consider an Ordinance Amending Chapter 9 Health and Sanitation of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 9 - Health and Sanitation and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Eliminates some existing language that is repetitive or inconsistent with the applicable Food Code regulations (per Section 11-66.1 of the Palatine Code of Ordinances).
- Eliminates regulations related to contagious diseases as those duties are handled by the County and/or State.

ALTERNATIVES:
1. Approve ordinance amending Chapter 9.
2. Do not approve ordinance amending Chapter 9.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 9 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 9 of the Code of Ordinances.

Consider an Ordinance Amending Chapter 13 – Police Department of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 13 - Police Department and are recommending several minor revisions.

KEY ISSUES:
The following outlines the significant revisions included within the proposed amendments:

- Update titles of staff positions throughout the Chapter.
- Bring the residency requirement in line with the Village Handbook.
- General housekeeping grammar and numbering updates.

ALTERNATIVES:
1. Approve ordinance amending Chapter 13.
2. Do not approve ordinance amending Chapter 13.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 13 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 13 of the Code of Ordinances.

Consider an Ordinance Amending Chapter 11 Licenses, Permits and Business Regulations of the Palatine Code of Ordinances

BACKGROUND:
From time to time, it is necessary to review different sections and chapters of the Village's Code of Ordinances. Various Village Departments have completed such an analysis of Chapter 11 - Licenses, Permits and Business Regulations and are recommending a minor revision.

KEY ISSUES:
The revision included within the proposed amendment pertains to 11-16 and takes any appeal to a business license suspension or revocation to the Circuit Court of Cook County, rather than the Village Council.

ALTERNATIVES:
1. Approve ordinance amending Chapter 11.
2. Do not approve ordinance amending Chapter 11.

RECOMMENDATION:
Staff recommends approval of the ordinance amending Chapter 11 of the Code of Ordinances.

ACTION REQUIRED:
Motion to approve the ordinance amending Chapter 11 of the Code of Ordinances.

ATTACHMENTS:

- Ordinance Amending Ch 11
- Exhibit A (Final Version)
- Amendments to Chapter 11

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 11 – LICENSES, PERMITS AND BUSINESS REGULATIONS OF THE CODE OF ORDINANCES OF THE VILLAGE OF PALATINE

WHEREAS, the Village of Palatine is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, the Mayor and Council desire to amend Chapter 11 of the Village Code to direct the appeal process of a business license suspension or revocation to Cook County Circuit Court; and

WHEREAS, the Mayor and Council have determined that it will serve and be in the best interests of the Village and its residents to amend Chapter 11 of the Village Code pursuant to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power, that:

SECTION 1: That the Code of Ordinances, of the Village of Palatine, Illinois is hereby amended by amending Chapter 11 Licenses, Permits and Business Regulations, which shall be read as indicated on Exhibit "A".

SECTION 2: That the Village Clerk is directed to maintain a record of the modifications to the existing ordinance (a redlined version of the modifications approved pursuant to this Ordinance).

Attachment: Ordinance Amending Ch 11 (Amendments to Ch 11 of Code of Ordinances (CA))

SECTION 3: If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance are to remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 4: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ of _____, 2023

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ of _____, 2023

_____
Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk

this _____ of _____, 2023

_____
Village Clerk

Attachment: Ordinance Amending Ch 11 (Amendments to Ch 11 of Code of Ordinances (CA))

Chapter 11 LICENSES, PERMITS AND BUSINESS REGULATIONS

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Art. VIII. Commercial Vehicle Relocators Licensing Law, §§ 11-601--11-611
Art. IX. Young Adult Entertainment Facilities §§ 11-612—11-629
Art. X. Special Events, Sections 11-630 – 11-631

Attachment: Exhibit A (Final Version) (Amendments to Ch 11 of Code of Ordinances (CA))

ARTICLE I. IN GENERAL

Sec. 11-1. Definitions.

For the purposes of this chapter the following words shall have the meanings indicated unless their context clearly requires otherwise:

Accessory use is a use customarily incidental and subordinate to the principal use of a building located on the same lot with the principal use of the building.

Corporate Authorities are the Mayor and Village Council.

Floor area is the sum total of the gross horizontal areas of all of the several floors of a building and its accessory buildings measured in square feet from the exterior faces of the exterior walls or from the center line of party walls separating two buildings or establishments on each of the respective floors, and shall include the basement floor, cellar floor, indoor motor vehicle parking space when such space is used in conjunction with a retail and wholesale establishment devoted to the sale, service or repair of motor vehicles, floor space used for storage of merchandise, whether open or enclosed, including such storage space as may be located on the roof, penthouse, attic space, balconies, mezzanines, porches and verandas and any other floor area devoted to and occupied by accessory uses.

Live Entertainment - shall consist of live music, dancing and/or singing performances, floor shows, D.J. shows and other entertainment performances, whether or not an admission fee is charged. Live entertainment shall not include ambient or incidental music provided for guests or patrons by musicians, such as a piano player, harpist, strolling violinist, traditional juke box, karaoke or guitarist. However, if there is an admission charge required to observe or attend such ambient or incidental music or entertainment, the music will be considered live entertainment. (Ord. 0-2-10, §1, 1/11/10)

Owner is any individual, firm, association, partnership, corporation, trust or any other legal entity having sufficient proprietary interest in any establishment to maintain and manage its operation.

Retail and wholesale establishment is a building or premises or portion thereof the principal use of which is for the sale or distribution of any commodity for a price or fee by a seller to a consumer or by one business to another business.

Service establishment is a building or premises or a portion thereof the principal use of which is for the rendering of a personal or material service, including a service intended to generate a sale by the person rendering the service or a person, firm, partnership or corporation represented by the person rendering the service, whether as a salesman, broker, manufacturer's representative or otherwise, regardless of whether or not a commodity is worked upon or exchanged; and also including clerical, administrative or other support services for or on behalf of a person, firm or corporation engaged in rendering a service, as described herein.

Village Manager - refers to the person in the position of Village Manager or his/her designee.

Sec. 11-2. Applications.

Applications for all licenses, permits and certificates of registration required by this chapter shall be made in writing to the Village Manager on forms supplied by the Village Manager, in the absence of

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provisions to the contrary. Each application shall state the names of the applicants, the permit, license or certificate of registration desired, and the location to be used, if any. Each application shall contain such additional information as may be requested for the proper guidance of the village officials in the issuing of the permit or license applied for. (Code 1961, § 10.001)

Sec. 11-3 License required.

It shall be unlawful for any person (which refers to, for purposes of this Chapter, any individual, partnership, corporation, entity which conducts, engages in, maintains, operates, carries on or manages a business or occupation within the Village of Palatine) to conduct, engage in, maintain, operate, carry on, or manage a business or occupation for which a license is required by any provision of this code, without a license first having been procured for such business or occupation. Any person violating this section shall be fined no less than $200 nor more than $1,000 for each offense, and every day such violation continues shall constitute a separate and distinct offense.

Any business or occupation for which a license is required under this chapter or any other provision of this code, and to which no license to operate for this period in question has been issued may be closed by the Village Manager until such license is procured.

11-3.1 License required for businesses and occupations not provided for by other code provisions.

All persons who conduct, engage in, maintain, operate, carry on or manage a business or occupation for which a license is not required under any other provision of this code, other than those businesses or occupations which are exempt from municipal licensing pursuant to law, shall be required to make application to the Village and obtain a general business license for such business or occupation. The license fee for said license shall be set forth in Section 11-20.

Sec. 11-4. Duty of Village Manager.

Forms for all licenses, permits, certificates of registration and applications therefor, shall be prepared and kept on file by the Village Manager. (Code 1961, § 10.003)

Sec. 11-5. Reserved.

Sec. 11-6. Investigations.

(a) Upon receipt of an application for a license or permit, where an investigation or inspection is required by this chapter before the issuance of such permit or license, or where an inspection or investigation shall be deemed reasonably necessary or appropriate, the Village Manager, within five (5) business days of such receipt, shall refer the application to the appropriate officials for the making of such investigation or inspection.

(b) The officials to whom the application has been referred shall make a report thereon, favorably or otherwise, within thirty (30) working days after receiving such application or a copy thereof.

(c) The health officer shall make or cause to be made an inspection regarding such permits and licenses as relate to the care and handling of food, the prevention of nuisances and the spread of disease, and the protection of health. The Department of Community Development shall make or cause to be made any inspections which relate to compliance with the building code, zoning ordinance, and other related

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regulations. All other investigations, except where otherwise provided, shall be made by the Chief of Police or by some other officer designated by the Village Manager.

(d) If, after due consideration of the information contained within the application and the related investigative reports, the Village Manager shall determine that the application is satisfactory, he shall approve the application and issue the license or permit.

(e) If, after due consideration of the information contained within the application and the related investigative reports, the Village Manager shall determine that the matters concerning the application are unsatisfactory, he may disapprove such application, indicating the reasons therefor. Thereupon, he shall promptly notify the applicant that his application is disapproved, and that no license or permit will be issued.

(f) In the event the Village Manager fails or refuses to issue a license, the Village Manager shall state in writing the basis of the denial. The denial may be appealed to the Corporate Authorities for a hearing. The person objecting to the denial shall present any facts or evidence showing compliance with Village ordinances, rules and regulations. The Village Manager shall detail the basis of the denial. The Corporate Authorities shall take final action on the recommendation and determine to issue or deny the license, permit or certificate of registration.

Sec. 11-7. Fees.

In the absence of provision to the contrary, all fees and charges for licenses, permits or certificates of registration shall be paid in advance at the time application therefor is made to the Village in the amounts prescribed in this Chapter or the Village's Fee Schedule Supplement to the Palatine Code of Ordinances.

Sec. 11-8. Termination.

All annual licenses shall be operative and the license year for the Village shall commence on the 1st day of January of each calendar year and shall terminate on the 31st day of December of the same year, where no provision to the contrary is made.

As directed by the Manager the business license division shall notify all licensees of the Village of the time of expiration three (3) weeks prior to the date of such expiration. Provided, however, that a failure to make such notification, or failure of the licensee to receive it, shall not excuse the licensee from the obligation to obtain a new license, or renewal thereof, nor shall it be a defense in an action based upon operation without a license. All payments are due on or before the last day of January. Starting on the first day of February a fifty (50) percent penalty will be added and after the last day of February an additional fifty (50) percent penalty plus a citation will be issued.

Sec. 11-9. Building and premises; compliance with laws required.

No license shall be issued for the conduct of any business, and no permit shall be issued for any purpose or activity, if the premises and building to be used for the purpose do not fully comply with all applicable provisions of this Code and other ordinances and regulations of the Village and the State.

Sec. 11-10. Location--Limited to one per license.

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No license for the operation of a business or establishment in the Village shall be construed to permit the operation of a licensed business or establishment in more than one (1) location in the Village; a separate license shall be required for each location of a licensed establishment. For the purposes of this chapter, the existence of a single location shall be evidenced by the fact that all buildings containing the principal or accessory uses shall be connected or shall be located on the same lot or parcel, shall be operated and managed by the same person or owner, and shall be an establishment with the same classification.

Sec. 11-11. Location --Changes.

The location of any licensed business or occupation, or the location of any permitted act, may be changed provided that ten (10) days' notice thereof is given to the Village in the absence of any provisions to the contrary; provided, however, that all applicable provisions of this Code and other ordinances and regulations of the village shall be complied with.

Sec. 11-12. Nuisances prohibited.

(a) *Generally:* No business or establishment, whether or not licensed, shall be so conducted or operated as to constitute a nuisance in fact; and no building, vehicle, structure, yard, lot, premises, or part thereof, shall be used, kept, maintained, or operated in connection with any business or establishment so as to occasion any nuisance, or so as to be dangerous to life or detrimental to health.

(b) *Unsafe or unhealthful business:*

(1) No building or structure, utilized, constructed, or maintained in connection with any business or occupation, shall evidence an unsanitary, unsafe, or dangerous condition.

(2) No substance, matter, or thing of any kind whatever, which shall be dangerous or detrimental to health, shall be allowed to exist in connection with any business or occupation, or be used in any work or labor performed in the Village.

(c) *Refuse disposal:*

(1) *Containers:* The standard refuse container required by this section shall be a receptacle of not less than twenty (20) nor more than thirty-two (32) gallons capacity, of impervious material and sturdy construction, with a tight fitting cover, and equipped with handles properly placed to facilitate handling.

(2) *Duty to provide containers:* The occupant of every building, structure, or premises used or maintained in connection with any business or occupation shall provide and maintain in good condition and repair a sufficient number of refuse containers for the temporary storage of all refuse accumulating between collections. All refuse which is placed for collection service outside any building or structure must be kept in standard refuse containers.

(3) *Removal:* It shall be the duty of the occupant of every building, structure, or premises used or maintained in connection with any business or occupation to cause to be removed at his own cost and expense at least once each week all refuse produced therein.

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(4) *Removal of restaurant garbage.* Every person owning or controlling any hotel, restaurant, cafe, or retail food establishment where more than thirty-two (32) gallons of refuse is normally produced weekly shall cause all garbage to be placed in sanitary refuse containers and shall cause all substances deposited in such containers to be removed daily from his premises and to be disposed of at his own expense.

Sec. 11-13. Working conditions.

(a) *Health requirements:* No owner, lessee, manager, or superintendent of any store, factory, workshop, or other place where persons are employed shall cause or permit such place, or any room or part thereof, to be overcrowded or inadequate or faulty in respect to light, ventilation, heat or cleanliness.

(b) *Sanitation:* All such places of employment shall be kept in a clean condition, free from the effluvia of a sewer, drain, privy, stable, or other nuisance; also as far as practicable such premises shall be free from all gases, vapors, dust, or other impurities generated by manufacturing processes or otherwise which are injurious to health. Sufficient washroom facilities for male and female employees shall be provided and such facilities shall be properly ventilated.

(c) *Heat required:*

(1) It shall be the duty of every person owning or controlling the heating plant which furnishes heat to any factory or workshop, to maintain a temperature within such factory or workshop of not less than sixty-eight (68) degrees Fahrenheit without such undue restriction of ventilation as to interfere with proper sanitary conditions therein; provided, however, that this requirement shall not apply to any factory or workshop where the business conducted therein is of such a nature that a higher or lower temperature than sixty-eight (68) degrees Fahrenheit is necessary or expedient for the work or manufacturing processes of such business.

(2) It shall be the duty of any person owning or controlling the heating plant which furnishes heat to any office, store, or other place of employment to maintain a temperature therein of not less than sixty-eight (68) degrees Fahrenheit without such undue restriction of ventilation as to interfere with proper sanitary conditions therein, between the hours of 8:00 a.m. and 6:00 p.m. from October 1 of each year to June 1 of the succeeding year, Sundays and legal holidays excepted.

(d) *Inspection:* The health officer and the Director of Community Development, or their designees, shall visit or cause to be visited all such places of employment in the Village as often as they shall deem necessary to assure compliance with the provisions of this section, and to have such arrangements made as may be deemed necessary for the health and safety of the employees.

Sec. 11-14. Inspections

(a) Whenever inspections of the premises used for or in connection with the operation of a licensed business or occupation are provided for or required by any provision of this chapter, or are reasonably

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necessary to assure compliance with any provisions of this Code or other ordinance or regulation of the Village, or to detect violations thereof, it shall be the duty of the licensee or the person in charge of the premises to admit thereto for the purpose of making the inspection any officer or employee of the Village who is duly authorized to make such inspection at any reasonable time that such admission or entry is requested.

(b) Whenever an analysis of any commodity or material is reasonably necessary to assure compliance with the provisions of any ordinance or regulation, or to detect violations thereof, it shall be the duty of the licensee or the person in charge of the premises to give to any duly authorized officer or employee of the Village requesting the same sufficient sample of such material or commodity for such analysis upon official request.

(c) In addition to any other penalty which may be provided, the Village Manager may revoke the license of any owner or operator of a licensed business in the Village who refuses to permit any duly authorized officer or employee to make such inspection or to take an adequate sample of said commodity, or who interferes with such officer or employee while in the performance of his duties; provided, however, that no license shall be subject to revocation for such cause unless such officer or employee has been refused permission to enter upon the premises in the name of the Village after first having presented an administrative warrant authorizing such entry.

Sec. 11-15. Suspension or revocation of license or permit.

(a) Any license, permit, or certificate of registration issued under this Chapter may be suspended, revoked and/or a fine imposed for any of the following causes:

(1) Any fraud, misrepresentation, or false statement contained in the application for the license or permit;

(2) Any violation by the licensee or permittee of ordinance provisions relating to the license or permit or the premises occupied; violation of conditions of the license or permit; violation of or any other ordinance of the village; or violation of any state or federal law;

(3) Conviction of the licensee or permittee of any felony or of a misdemeanor involving moral turpitude;

(4) Failure of the licensee or permittee to pay any fee, tax, fine or penalty owing to the Village;

(5) Refusal to permit an inspection or sampling, or any interference with a duly authorized Village officer or employee while in the performance of his duties in making such inspections, as provided in section 11-14.

(6) Cause a nuisance or danger to public health, safety or welfare.

(7) Disorderly conduct on the premises or in the parking lot or for such acts that occur on adjoining land or in any other area within the control of the licensee, attributable to patrons of the holder of the license or the holder of the license or its employees. (Ord. #106-13, §1, 9/9/13)

(8) Fraudulent or unfair business practices.

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(9) Cessation of business for more than sixty (60) consecutive days.

Such suspension or revocation, if ordered, shall not preclude prosecution and imposition of any other penalties provided for the violation of other applicable ordinances of the Village.

(b) The Village Attorney shall notify the licensee, permittee, or registrant of a violation of one or more of the above causes and call a hearing before the Village Manager (or designee) for the purposes of determining whether or not the license, permit or certificate of registration should be suspended, revoked and/or a fine imposed. Notice of the hearing for suspension or revocation of a license or permit shall be given in writing setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be mailed to the licensee or permittee at his last known address at least five (5) days prior to the date set for the hearing.

(c) The Village Manager (or designee) shall preside over any hearing pursuit to section (b) above. At the hearing, the Village Attorney shall present the complaint and shall represent the village. The licensee or permittee shall be permitted counsel and shall have the right to submit evidence and otherwise fully participate in the proceeding. A record shall be made of the proceedings. If the Village Manager, (or designee) determines that the licensee, permittee, or registrant is guilty of one or more of the charges in the complaint, he shall issue written findings and an order with respect to the evidence presented. A copy of such order shall be delivered as promptly as possible to the licensee or permittee. The order shall state the penalty to be imposed. The Village Manager, (or designee) may impose any one or any combination of the following penalties:

(1) Suspension of the license or permit for a period not to exceed thirty (30) days;
(2) Revocation of the license or permit;
(3) The payment of a fine not to exceed $2,500 for each offense, not including any other applicable fees or fines as outlined in this Chapter;
(4) Such other penalty or imposition of conditions on further operations designed to correct and prevent future violations that the licensee or permittee was found guilty of violating.
(5) Refer the matter of suspension or revocation or further penalty, with or without a recommendation, to a hearing body of the Corporate Authorities for proceedings consistent with Section 11-16. The Corporate Authorities shall have the authority to impose any of the penalties set forth herein.

In the event that the Village Manager has a reason to believe that the continued operation of a particular licensed business will immediately threaten the welfare of the community, the Village Manager shall have the authority to issue a written order requiring the licensed business to close for not more than seven (7) days, giving the licensed business the opportunity to be heard at a hearing pursuant to Section 11-15 (b) of this Chapter.

(d) *Cessation of operation required.* If a suspension or revocation is imposed as a penalty, no activity at that location otherwise permitted under the license, permit, or certificate of registration shall be conducted by the licensee, permittee, or registrant until the suspension is served or the license, permit, or certificate of registration is reinstated.

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(e) *Reinstatement*. Any licensee, permittee, or registrant whose license, permit, or certificate of registration has been revoked may make application for reinstatement. Following receipt of a written request, including a statement signed by the applicant that the conditions causing the revocation have been corrected, the Village Manager may reinstate or set a hearing which shall be conducted within not more than ten (10) working days. If a hearing is conducted, based upon the record of such hearing, the Village Manager shall make a finding, sustaining, modifying or rescinding the previous order. A written report of the hearing decision shall be furnished to the licensee, permittee, or registrant by mail.

Sec. 11-16. Appeal.

Any person aggrieved by the decision of the Village Manager, (or designee) in regard to the suspension or the revocation of a license or permit, or the failure to reinstate the same, as provided in section 11-15, shall make any such claim directly to the Circuit Court of Cook County pursuant to the Administrative Review Act (735 ILCS 5/3-101 et seq.). (Ord. No. O-17-75, § 2, 2-10-75)

Sec. 11-17. Costs and Expenses

All costs and expenses including but not limited to court reporter fees and attorneys' fees incurred by the Village in connection with any license suspension or revocation proceedings, shall be paid by the Licensee.

Sec. 11-18. Posting required.

It shall be the duty of every person conducting a licensed business in the Village to keep his license posted in a prominent place on the premises used for such business at all times.

Sec. 11-19. Required records.

The Village Clerk shall cause to be maintained a record of all establishments and regulatory documents which may from time to time be deemed necessary for the purpose of classifying, inspecting, serving, licensing and regulating all establishments in the Village.

Sec. 11-20. License suspension during liquor license suspension or revocation

Any license or permit issued under this chapter shall be suspended while a Village liquor license issued for the same premises, when the predominant use of the premises is the sale of alcoholic beverages, is suspended or revoked unless otherwise provided in the order of suspension

Sec. 11-21. Business License Types and Fees.

Business License fees for the businesses license types set forth below shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Attachment: Exhibit A (Final Version) (Amendments to Ch 11 of Code of Ordinances (CA))

TYPE A--AMUSEMENT & ENTERTAINMENT ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501—over

TYPE B--FOOD ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--5,000
3	5,001--7,500
4	7,501--over

TYPE C--SERVICE ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--over

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TYPE D--RETAIL, WHOLESALE & OTHER ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--5,000
3	5,001--7,500
4	7,501--over

TYPE E--INDUSTRIAL ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--10,000
2	10,001--20,000
3	20,001--over

TYPE F - HOME OCCUPATIONS

The Business License type used to calculate the applicable Business License fee shall be based on the use that occupies the majority of the businesses floor area. The total floor area applicable for the determination of the yearly license fee shall include the sum total of all the floor area in use or reserved for or retained for the use of the amusement and entertainment, food, service, retail and wholesale, or industrial establishment, including but not restricted to principal and accessory floor area, cellars and basements, storage or detached accessory buildings, even though any such floor area may be temporarily vacant or not in use.

For a business that has been issued a village food permit, but the majority of their floor area is occupied by some other business use, the business license fee shall be calculated as follows. The floor area dedicated to the food establishment shall be used to calculate the corresponding Type B license fee (which fee shall then be reduced by fifty percent) and shall not be included in the total floor area when calculating the applicable business license fee for the remainder of the business (Type A, C, D or E).
All measured area expressed in square feet shall be to the nearest integral square foot; if a fraction is one-half (1/2) square foot or more, the integral square foot next above shall be taken.

Excluding Home Occupations, when an applicant has not engaged in the business or activity until after the expiration of part of the current license year the license fee shall be prorated by quarters and the fee paid for each quarter or fraction thereof during which the business or activity has been or will be conducted.

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Except as otherwise provided, all license and permit fees shall become a part of the corporate fund. In no event shall any rebate or refund be made of any license fee, or part thereof, by reason of death or departure of the licensee or permittee; nor shall any rebate or refund be made by reason of non-use of the license or discontinuance of the operation or conduct of the licensed establishment, business or activity.

Sec. 11-22--11-29. Reserved.

ARTICLE II. AMUSEMENT FACILITIES

DIVISION 1. GENERALLY

Sec. 11-30. Definitions.

Amusement and entertainment establishment is a building or premises or a portion thereof the principal use of which is for the presentation to the public for a price or fee of any type of exhibition, athletic event, show or other amusement or entertainment, or the making available of such building or premises or portion thereof or facilities therein for the use, recreation, amusement or entertainment of a consumer thereof.

Sec. 11-31. Street shows.

No license or permit shall be granted or given for any carnival, exhibition, show or other amusement to be given on any public street or sidewalk or in such place that the only main accommodation for the public or the audience will be in a public place, except on order of the Village Council.

Sec. 11-32. Coin-operated amusement devices

(A) *Definition.* A "coin-operated amusement device" shall mean and include any machine which, upon the insertion of a coin, currency, slug, token, plate or disc, may be operated by the public generally for use as a game, entertainment or amusement, whether or not registering a score. It shall include such devices as marble machines, pinball machines, electronic games, skill ball, mechanical grab machines and all similar games, operations or devices however designated; but shall not include any music vending machine, contrivance or device, commonly known as a "juke box," which, upon the insertion of a coin, currency, slug, token, plate, disc or key into any slot or other opening, produces, plays or emits songs, music or other prerecorded entertainment.

(B) *License required.* No person, firm or corporation shall place, keep, install, maintain, operate or permit any coin-operated amusement device in any building or place within the Village for use by the public without first having obtained a license for each such device.

(C) *Classification of licenses and number of devices.*

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(1) Classification of licenses. Licenses of coin-operated amusement devices shall be issued only for use in the following establishments and categories:

(a) Type A licenses shall be granted only to the following establishments which are duly licensed as such by the Village: Hotels and motels containing more than one hundred fifty (150) rooms and restaurants. In the case of hotels and motels, all coin-operated amusement devices shall be located in a single game room, access to which shall be available only to registered guests through the use of a room key.

(b) Type B licenses shall be granted only to facilities (not including those in (a) above) which are duly licensed for the sale of alcoholic liquor for consumption upon the premises. In such facilities where the holder of the liquor license is also engaged in another business, coin-operated amusement devices may only be located in the area in which alcoholic liquors are sold and to which access is limited to no person, other than an employee of the licensee, less than age twenty-one (21).

(c) Type C licenses shall be granted only to community colleges.

(d) Type D licenses shall be granted only to social service facilities, sponsored by agencies of local governments, which provide counseling services for persons under the age of eighteen (18) and which provide on-site adult supervision during their hours of operation.

(e) Type E licenses shall be granted only to bowling centers. Persons under the age of eighteen (18) are prohibited from operating coin-operated amusement devices on any premises subject to a Type E license except between the hours of 4:00 p.m. and curfew other than on Saturdays, Sundays and school holidays on which days curfew hours shall apply.

(f) Type F licenses shall be granted only to indoor sports facilities which offer sports for participation of the customer, including but not limited to soccer and baseball with use of the coin-operated amusement devices strictly limited to the time or times when such indoor sports facilities are in use and operation.

(g) Type G licenses shall be granted only to not-for-profit community organizations providing recreational facilities and activities to its members.

(h) Type H licenses shall be granted only to establishments conducting light-beam enhanced competitions which operate coin-operated amusement devices in a separate enclosed room as an incidental or ancillary use to the primary business of the establishment.

(i) Type I licenses shall be granted only to establishments providing admittance to children 16 and under who are accompanied by an adult. Such establishments shall require an admission charge.

(j) Type J licenses shall be granted only to restaurant establishments.

2) Number of devices.

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(a) The number of coin-operated amusement devices permitted in Type A, B, D, G, H, and J, establishments shall be determined on the basis of the size of the establishment in accordance with the following schedule:

Size of Establishment (in square feet)	Number of Coin-Operated Amusement Devices Permitted
0—400	1
400—800	2
800--1,200	3
1,200--1,600	4
1,600--2,000	5
2,000--2,400	6
2,400--2,800	7
2,800--3,200	8
3,200--3,600	9
Over 3,600	10

(b) The number of coin-operated amusement devices permitted in Type E and F establishments shall be determined on the basis of the size of the establishment in accordance with the following schedule:

Size of Establishment (in square feet)	Number of Coin-Operated Amusement Devices Permitted
0—1,200	1
1,200--2,000	2
2,000--2,800	3
2,800--3,600	4
Over 3,600	5

(c) The number of coin-operated amusement devices permitted in Type C establishments shall be limited to twenty-two (22) and their location be restricted to the Student Union only.

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(d) No coin-operated amusement device shall be permitted within one thousand six hundred (1,600) feet of any public or private school, other than community colleges.

(e) The number of coin operated amusement devices permitted in Type I establishments shall be limited to twenty (20).

(D) *Amortization.* Any establishment not authorized to be licensed for the use and operation of coin-operated amusement devices hereunder, which nevertheless has one or more coin-operated amusement devices in use and operation on the effective date of this amendatory ordinance, being April 26, 1982, shall phase out and terminate the use thereof within a period of two (2) years following said date, or reduce the number of devices to the appropriate number permitted.

(E) *Generally.* Unless otherwise authorized pursuant to Chapter 3 of the Code of Ordinances, no coin-operated amusement device shall provide a monetary reward for skill in the operation thereof, nor shall gambling of any kind be permitted in connection with any coin-operated amusement device. No coin-operated amusement device upon which free replays are awarded shall award more than six (6) free replays in total, howsoever accumulated, nor shall any coin-operated amusement device be equipped with a so-called "knock-off button" or other mechanism which releases or cancels free replays.

(F) *Application for license.* Any person, firm or corporation desiring a license shall make application therefor to the Village Manager. Application forms shall be provided by the Village Manager. The application shall set forth the names and addresses of the applicant or if a corporation, partnership or association, the principal officers and registered agent thereof and their addresses, the owners of the machine(s) and the address of the building where such device(s) will be located, maintained and operated, the character of the existing license, trade name and general description and total number of devices to be licensed and the charge to be made to the customer for such operation.

No license shall be issued for coin-operated amusement devices for any premises which are not in full compliance with all applicable ordinances of the Village.

(G) *Fees.* License fees for each coin-operated amusement device shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances. In the event a coin-operated amusement device upon which an annual license fee has been paid is removed and replaced by another coin-operated amusement device, the full license fee shall be payable on the replacement device.

Sec. 11-32.1. Juke boxes.

It shall be unlawful to offer or maintain for public use any music vending machine, contrivance or device, commonly known as a "juke box," which, upon the insertion of a coin, currency, slug, token, plate, disc or key into any slot or other opening, or other payment method, produces, plays or emits songs, music or other prerecorded entertainment, without first having obtained a permit therefor. The annual fee for such permit shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-33. Athletic exhibitions.

It shall be unlawful to conduct, operate or exhibit any race between persons, animals or vehicles, or any baseball game, boxing or wrestling matches, light-beam enhanced competitions or any other athletic contest or exhibition for admission to which a fee is charged without having first procured a license therefor.

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Any sporting event held by a local school shall be exempt from this section. The fee for such license shall be one hundred dollars ($100.00).

The proprietor of such exhibition shall submit to the Village Manager a statement verified under oath of the gross receipts of each such game, contest or race, within one (1) week after such exhibition. At the same time, the proprietor or person exhibiting or operating such exhibition shall pay to the Village Manager a sum equal to three (3) per cent of the gross receipts, after deducting the license fee paid.

Sufficient members of the Police Department shall be admitted free of charge, to all such exhibitions for the purpose of preserving and maintaining order; and the Village Manager may post a person or any number of persons at the box office of each such performance; and may examine all the books pertaining to such performance showing or tending to show the gross receipts. (Code 1961, § 11.105; Ord. No. O-63-86, § 1, 6-23-86)

Sec. 11-34. Duty of audience to be orderly; crowding prohibited.

The audience of any amusement, show or theatrical must be orderly and quiet at all times, and it shall be unlawful for any person attending such amusement, show or theatrical to create a disturbance in the audience.

It shall be unlawful to permit or gather such a crowd to witness any amusement or show as to create a dangerous condition because of fire or other risks. (Code 1961, § 11.106)

Sec. 11-35. Inspections.

It shall be the duty of the Chief of Police and Fire Chief to see that every exhibition, amusement, theatrical or other public show or amusement is inspected by a member of the Police and Fire Departments, and to ensure conformity with the provisions concerning such amusements. (Code 1961, § 11.107)

Sec. 11-36. Indecency prohibited.

It shall be unlawful to permit any person to offer or present any theatricals or motion pictures which have a tendency to cause a riot or public disturbance of the peace, or any immoral, indecent, or blasphemous picture or performance.

Sec. 11-37. Exhibitions of criminals prohibited.

It shall be unlawful for any person, firm or corporation to exhibit any criminal or the body of any criminal or any person who shall have become notorious because of the commission of a crime, in any theatrical, exhibition, carnival, or other public place.

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Sec. 11-38. Riots; amusements to cause, prohibited.

It shall be unlawful to present any public amusement or show of any kind which tends to or is calculated to cause or promote any riot or disturbance.

Sec. 11-39. Smoking--Regulations.

It shall be unlawful to smoke or carry a lighted cigar, cigarette or pipe on or beneath the stage or in a dressing room of any building used as an assembly hall with seating accommodations for more than one hundred (100) persons or in which theatricals, shows, amusements, lectures, or other entertainment are offered, presented, operated or exhibited.

Sec. 11-40. Same--Signs.

It shall be the duty of the owner of such premises or of the occupant in charge, to provide and place printed signs on which the words "NO SMOKING" shall appear in letters at least four (4) inches high, in conspicuous places, at least two (2) signs being upon the stage or in the wings thereof and one (1) in each dressing room.

Sec. 11-41. Exit lights.

It shall be the duty of the owner or occupant in charge of any building or hall used as an assembly hall to comply with the Life Safety Code.

Sec. 11-42. Premises.

It shall be unlawful to operate or permit the operation of any amusement licensed in this article unless the premises in which such amusement is operated or permitted to be operated conforms with all the provisions or requirements in this code relating to public buildings and public gatherings.

Sec. 11-43. Bowling alleys and billiard halls, etc.; hours of operation.

No person shall keep open, operate, or use any bowling alley or billiard hall or any other hall between the hours of 1:00 a.m. and 6:00 a.m. If any bowling alley, billiard hall, or other hall holds a Village liquor license, such facility shall operate in compliance with the corresponding permitted hours of operation for such liquor license.

Sec. 11-44. Reserved.

Sec. 11-45. Circuses, carnivals--Sideshows, rides, games and concessions.

The license fee for a circus shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

The fee for a carnival license shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

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The fee for each sideshow, ride, game and concession (food or otherwise) operated in connection with any circus or carnival, shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Fees can be waived only by the Corporate Authorities upon prior written request by the applicant.

Sec. 11-46. Same--Inspections required.

It shall be the duty of the Chief of Police and the Fire Marshal to see that inspections as provided for in article I of this chapter, shall be made of all circuses, circus performances, and of the premises used.

Sec. 11-47. Same--Bonding requirement.

It shall be unlawful to conduct any parade connected with a circus on any public street, alley or other public way or place in the Village, unless a permit therefor is first obtained from the Village Manager. Such permit shall specify the route to be followed, and shall be accompanied by a bond in the sum of ten thousand dollars ($10,000.00), conditioned to indemnify the Village for any loss, damage or liability incurred or caused by the conduct of such exhibition or such parade.

Sec. 11-48. Theaters--Seating of audience required.

It shall be unlawful to permit any person, excepting ushers or other theater employees, to remain standing in a hall or room in which a motion picture is presented during the time of such performance; and it shall be unlawful to admit to any such hall more persons than can be accommodated by the seating arrangements for the premises.

Sec. 11-49. Same--Scenery.

It shall be unlawful to use any scenery in any theater other than non-flammable scenery or such as shall have been rendered non-flammable by the application of fire preventive coatings.

Sec. 11-50. Same--Exits.

It shall be unlawful to obstruct or permit the obstruction of any aisles, corridors or exits leading from the room or enclosures in which a motion picture performance or theatrical is being given or in which an audience for such a performance is gathered.

Sec. 11-51. Same--Outdoor; compliance required; washrooms required.

Outdoor theaters, where the audience is not housed in a building, shall be conducted in full compliance with all applicable provisions of this article. Each outdoor theater shall be equipped with washrooms.

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Sec. 11-52. Public dance halls--Defined.

For the purposes of this article, a "public dance hall" shall mean an establishment offering dancing to music to the public. It shall include a club or other form of operation although admission may be open only to members, but not a dance sponsored by a public school, local government, or local unit of a recognized national fraternal or veterans organization.

Sec. 11-53. Same--regulations.

No public dance hall licensed hereunder may remain open between the hours of 1:00 a.m. and 1:00 p.m. Dance halls shall be supervised by at least one (1) adult employee, exclusive of checkroom or concession personnel, but including the proprietor or manager, for every one hundred (100) persons in attendance.

All areas designated for parking or driveways shall be illuminated to an average intensity of not less than two (2) foot candles. Luminaries height shall be not less than one-quarter (1/4) the distance between luminaries.

Sec. 11-54. Skating Rink; conduct restrictions.

It shall be unlawful to indulge in any improper conduct or to permit any improper conduct at any public ice-skating or roller skating rink, and it shall be unlawful to permit music at any public ice-skating or roller skating rink after the hour of 11:00 p.m.

Secs. 11-55--11-60. Reserved.

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DIVISION 2. LIVE ENTERTAINMENT*

Sec. 11-61. Special use permit required.

It shall be unlawful to conduct or allow to occur any live entertainment unless a special use permit shall have been granted therefore, pursuant to the special use provisions of the zoning ordinance of the Village of Palatine. Live entertainment conducted indoors at public institutions, schools, and religious facilities, or within or upon any Park District facilities, shall be exempt from all the requirements of this Division.

Sec. 11-62. Applications and standards.

Applications for such special use permits and the standards for authorizing such live entertainment shall be as set forth in paragraph (d)(4), of Section 14.05 Article XIV of the Zoning Ordinance of the Village of Palatine.

Sec. 11-63. Procedures and fees.

(a) *Necessity of license.* No person, firm or corporation shall offer, provide, procure, make available, allow, suffer or permit *ANY* live entertainment without having first complied with the terms of this section relating to same and having procured a live entertainment license to do so. All licenses shall be subject to periodic inspections to ensure continual compliance with the terms of this section.

(b) *Issuance.* Upon issuance by the Village Manager, such live entertainment license shall entitle the holder to conduct live entertainment subject to all of the conditions imposed upon the licensee pursuant to the special use approval and pursuant to the Palatine Code of Ordinances, only upon the licensed premises.

(c) *Appeal of denial of license.* In the event the Village Manager fails or refuses to issue a live entertainment license, the Village Manager shall state, in writing, the basis of the denial. The denial may be appealed to the Corporate Authorities pursuant to the provisions of Section 11-6 (e) and (f) for a hearing.

(d) *Licenses term.* All live entertainment licenses shall expire on the thirtieth day of June thereafter. Such license may in the discretion of the Village Manager be transferred to a new location. The new premises must comply in all respects with all provisions of this section as if a new application were being made. This same provision shall apply whenever a change of agent of a corporation occurs, a change in managers or a change of ownership of the corporation (which shall be defined as a change of five (5) percent or more in the ownership of the stock) and such live entertainment license may, in the discretion of the Village Council, be transferred to the new agent. Any change of agency, management or ownership as herein defined shall be reported to the Village Manager within five (5) business days.

(e) *Suspension/revocation.* A live entertainment license may be suspended by the Village Manager and subsequently revoked or other penalties imposed by the Corporate Authorities for disorderly or immoral conduct on the premises or in the parking lot or for such acts that occur on adjoining land attributable to patrons of the holder of the license or in any other area within the control of the licensee, or for the violation of any of the rules, regulations or laws governing or applying to entertainment licenses or premises licensed to sell intoxicating liquor, or for any other violation of the Palatine Code of Ordinances or on any of the

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grounds set forth in section 11-15 (a). The proceedings for suspension or revocation shall be pursuant to Section 11-15 through 11-17 of the Palatine Code of Ordinances.

(f) *Application terms.* No live entertainment license shall be granted hereunder unless the person or corporation desiring the same shall first have filed with the Village Manager a written application therefor under oath and on forms to be furnished by the Village Manager, designating the kind of license applied for, the address and description of the premises for which the license is desired and such other information as may be required to ensure compliance with this section, state law or such as may be required by the Village Council. No live entertainment license shall be granted under this section, however, unless the Village Council shall have approved the necessary special use. The Village Manager, in determining whether to issue or not issue such a license, may also consider as evidence the previous operating experience and past record of convictions or admissions of violations of the applicant related to the operation of entertainment establishments, restaurants, bars or other related businesses. The Village Manager may impose such reasonable conditions on the establishment including additional limitations on hours given the nature of the use, the location of the use and its environs and neighborhood and the past operating history of the applicant. Such live entertainment license shall be purely a personal privilege good for not more than one (1) year after issuance unless sooner revoked, as provided herein, and it shall not constitute property.

(g) *Minimum requirements and conditions:*

(1) Every room used for entertainment purposes shall comply with the special use requirements established by the Village Council.

(2) Effective means shall be employed to prevent ordinary sounds of music, dancing, singing or entertainment within the premises from being heard on adjoining premises or on the public street, and no unusually loud music, singing or entertainment or any boisterousness or noisy conduct on the part of the patrons shall be permitted.

(3) All licensed premises and the parking lot(s) shall be lighted in accordance with Village ordinance at all times when any patrons shall be therein and at all times when the same is open to the public.

(4) The licensee shall, at all times, maintain sufficient supervisory control over the patrons on the premises and on the parking lot to prevent disturbance to the residents of adjoining property and to secure the safety of the patrons.

(5) No dancer or entertainer shall be permitted to engage in any performance that is lewd, obscene or indecent. As used in this subsection, "lewd," "obscene" or "indecent" means a performance which, when taken as a whole, depicts or describes sexual conduct in any way that appeals to the prurient interest, portrays sexual conduct in a patently offensive way, and does not have serious literary, artistic, political or scientific value. As used in this subsection, "sexual conduct" means acts of sexual intercourse between humans, normal or perverted, actual or simulated; acts of masturbation, fellatio, cunnilingus; acts of excretory function; lewd exhibition of the genitals, especially in a stimulated condition; and sexual relations between animals and humans.

(6) No intoxicated person shall be permitted to remain in any licensed premises and no person bordering on intoxication shall be permitted to dance in any licensed premises.

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(7) The sale, service or consumption of commodities for which licenses are otherwise required shall not be permitted in any licensed premises unless the proper license or licenses therefor are obtained for the licensed premises in the name of the owner or manager of such licensed premises.

(8) As a condition of licensing, the licensee shall permit free and unobstructed access to the premises when licensed premises are open to the public by police, fire and health officers while acting on official duty.

(9) No person holding a live entertainment license under this chapter shall permit on the licensed premises any officer, director, associate, member, representative, agent, entertainer, patron or any employee of such licensee (whether the same are engaged in any live act, demonstration, dance, exhibition or otherwise) to:

a. Expose his or her genitals, pubic hair, buttocks, perineum and anal region or pubic hair region; or

b. Expose any device, costume or covering which gives the appearance of or simulates the genitals, pubic hair, buttocks, perineum, anal region or pubic hair region; or

c. Expose any portion of the female breasts at or below the areola thereof; or

d. Commit an act which constitutes public indecency under section 12-6 hereof.

(h) *Additional requirements and conditions for premises where the consumption of alcohol is permitted:*

(1) All premises shall comply with the Chapter 3 “Alcoholic Beverages” section of the Village’s code of ordinances.

(2) All premises shall be closed to the public and no patron shall be therein during the time that liquor or fermented malt beverages may not be sold.

(3) No minor under the age of twenty-one (21) years shall be permitted in any live entertainment licensed premises where alcohol is sold unless accompanied by parent or guardian.

Secs. 11-64 and 65. Reserved.

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ARTICLE III. FOOD ESTABLISHMENTS AND VENDING MACHINES

DIVISION 1. GENERALLY

Sec. 11-66. Definitions.

The following adopted codes and Village of Palatine Ordinances sets the standards for the management and personnel; food operations; and equipment and facilities; and provides for plan review; employee exclusion and restriction; permit and license issuance, inspection and permit suspension of food establishments.

Sec. 11-66.1. Minimum Standards.

The Village of Palatine hereby adopts by reference the current version of the Food Code, Title 77, Chapter I, and subchapter m, Part 750 of the Illinois Administrative Code, effective December 7, 2018, as now or hereafter amended.

Sec. 11-66.2. Definitions.

For the purposes of this article, the following words shall have the meanings indicated unless their context clearly requires otherwise:

Food establishment means any operation as defined in the minimum standards referenced in Sec. 11-66.1.

Health authority means the Environmental Health Division of the Village of Palatine.

Health Officer means the Field Director of the Environmental Health Division of the Village of Palatine or their designated representative.

Permit means the document issued by the Health Officer that authorizes a person to operate a food establishment and can be further defined as one of the following types.

(a) *Permanent Food Establishment Permit* allows a permanent food establishment to operate in a permanently constructed structure.

(b) *Temporary Food Establishment Permit* allows a temporary food establishment to operate for a period of no more than 14 consecutive days in conjunction with a single event.

(c) *Stationary Food Establishment Permit* allows a stationary food establishment to operate in a non-permanently constructed structure and does not include temporary or mobile food establishments.

(d) *Mobile Food Dispensing Unit Permit* allows a mobile food establishment to operate and serve only TCS food in individual servings that are prepared and prepackaged or commercially prepackaged in an approved processing plant.

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(e) *Vending Machine TCS Food Permit* allows the operation of a self-service device that dispenses unit servings of TCS food in bulk or packages that is not ancillary to a permanent food establishment.

(f) *Delivery Vehicle Residential Permit* allows the operation of a delivery service of TCS foods to residential properties that is not ancillary to a permanent food establishment.

(g) *Delivery Vehicle Retail Permit* allows the operation of a delivery service of TCS foods to commercial properties that is not ancillary to a permanent food establishment.

Time/Temperature Control for Safety (TCS) Food means a food or beverage as defined in the minimum standards referenced in section 11-66.1.

Sec. 11-67. Licenses, Permits and Fees Required.

(a) It shall be unlawful for any person to operate a food establishment in the Village of Palatine without having obtained a license and permit, pursuant to Sec. 11-3 and Article III of this Chapter. Such license and permit shall be valid only for the premises, machine, or vehicle for which it is issued. No license or permit may be transferable to any person other than to that issued. A valid license and permit shall be displayed on the premises, machine, or vehicle of any such food establishment at all times when such service is available to the public.

(b) Each of the following vending classifications shall require a separate annual license and license fee as provided in the fee schedule supplement to the Palatine Code of Ordinances:

(1) Vending machine that offers only prepackaged, non TCS food or beverages;

(2) Ice machine not ancillary to primary use;

(3) Machines vending general merchandise (no food or beverage of any kind).

(c) Each of the following vending classifications shall require a separate permit, annual license, and license fee as provided in the fee schedule supplement to the Palatine Code of Ordinances:

(1) Vending machine that offers TCS foods or beverages;

(2) Mobile food dispensing units and roadside stands;

(3) Vehicles used for the delivery of TCS foods or beverages.

(a) To individual residences;
(b) To retail establishments.

Sec. 11-68. License and Permit Application.

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(a) *In general*: All applications for a license and permit shall be made on forms supplied by the Village Manager.

(b) *Permits*: All such applications for a permit shall be referred to the health authority, who shall either issue said permit or refuse issuance with a report of its findings and reasons for such refusal.

(c) *Licenses*: Licenses shall be issued by the Village Manager when the applicant has complied with all provisions of this Chapter, including issuance of a permit.

Sec. 11-69. Summary Suspension and Revocation of Food Establishment Permits

(a) *Suspension of permits by the Health Officer:*

(1) *Suspension of food establishment permits*: Whenever the Health Officer finds an imminent health hazard or other condition or circumstance that may endanger public health during the course of the inspection of a food establishment; the Health Officer may, in addition to any other action taken, order the immediate suspension of such permit. When a permit is suspended, business operations shall immediately cease. The holder of the permit shall be afforded, upon written request to the Health Officer an opportunity for hearing within two (2) business days of receipt of a request for hearing.

(2) *Reinstatement of suspended permits*: Any person whose permit has been suspended may, at any time, make application for a re-inspection for the purpose of reinstatement of the permit to the Health Officer. Following receipt of a written request, including a statement signed by the permit holder that the condition causing the suspension of the food establishment permit has been corrected; the Health Officer shall make a re-inspection. If the permit holder is found to be in compliance with the requirements of this Code, the permit shall be reinstated.

(3) *Hearings*: The hearings provided for in this section shall be conducted by the Village Manager at the time and place designated by the Village Manager within five (5) business days after receipt of a request for hearing from the permit holder. Based upon the record of such hearing, the Village Manager shall make a finding and shall sustain, modify, or rescind any official notice or order considered at the hearing. A written report of the hearing decision shall be furnished to the permit holder by the Village Manager.

(4) *Appeal*: The permit holder may appeal the decision of the Village Manager to the Board of Health by filing written notice of such appeal with the Village Manager within five (5) days after receipt of the Village Manager's written report of the hearing decision. The Board of Health shall hear such appeal within five (5) days after the permit holder files written notice thereof. The Board of Health shall promptly notify the permit holder of the time and place of such hearing. The decision of the Board of Health shall be final. Any appeal from a decision of the Board of Health shall be made directly to the Circuit Court of Cook County pursuant to the Administrative Review Act.

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(b) *Suspension or revocation of licenses by Village Manager*: In the alternative, any license issued to a food establishment may be suspended or revoked by the Village Manager in accordance with Sec. 11- 15 of this Chapter.

Sec. 11-70. Food Establishment Noncompliance Inspection Service Fee.

When the Health Officer determines after an initial inspection of a food establishment, that additional follow-up inspections are necessary for enforcement of the code, two additional follow-up inspections for noncompliance shall be granted each permittee without charge. In the event more than two follow-up inspections are needed, the permittee shall be assessed a noncompliance service charge of $50. The $50 noncompliance service charge shall be assessed for each and every follow-up inspection after the initial inspection and two follow-up inspections per inspection cycle. Payment must be made in full prior to the business license being renewed. Failure to pay any balance will serve as grounds to deny further permits or licenses from being issued by the Village.

Sec. 11-71--11-89. Reserved.

DIVISION 2. DELIVERY VEHICLES

Sec. 11-90. Restrictions on Sales in School Zones.

It shall be unlawful for any person to sell, offer to sell, barter or exchange ice cream or other food products from mobile food dispensing units and delivery vehicles on any public street, alley, highway or public way within five hundred (500) feet of a school between the hours of 7:30 a.m. and 4:30 p.m. on a day when school is in session; provided, however, that this section shall not preclude the delivery of any items previously ordered where the purchaser has requested the seller, in writing, to deliver such merchandise.

For the purpose of this section, school property shall be measured from the property line of any lands owned by a public school district or a private or parochial school authorized to provide education by the state.

Sec. 11-91. Restrictions on Hours of Operation.

It shall be unlawful for any person to sell, offer to sell, barter or exchange ice cream or other food products from mobile food dispending units and delivery vehicles on any public street, alley, highway, or public way between the hours of 8:30 p.m. and 6:30 a.m.

Sec. 11-92--11-115. Reserved.

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ARTICLE IV. MERCHANTS

DIVISION 1. RESERVED

Sec. 11-116--11-125. Reserved.

DIVISION 2. AUCTIONEERS

Sec. 11-126. License required.

It shall be unlawful for any person to conduct an auction in the Village or to do business as an auctioneer without having first obtained a license as is herein required, and paying the fee herein set forth.

Sec. 11-127. Fee.

The fee, payable in advance, for auctioneers shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances; and a daily license fee shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-128. Application.

Applications for an auctioneer's license shall be made in writing to the Village Manager and shall state thereon the place of business, if any, intended to be occupied; and the names of any employees, not to exceed two (2), who are to be authorized to conduct auctions under the authority of the license.

Sec. 11-129. Investigations.

The Chief of Police, or any other officer designated by the Village Manager, shall investigate the character of every applicant for an auctioneer's license, and no such license shall he issued to any person who is not of good character.

Sec. 11-130. Employees.

Every person, licensed as an auctioneer, may designate not to exceed two (2) employees who may be authorized by him to conduct auctions. Notice containing the names of the employees so designated must be given to the Village, and an employee's license shall be issued on the payment of a fee as provided in the fee schedule supplement to the Palatine Code of Ordinances. This license shall be good for one year, and it shall be unlawful for any person, not licensed under this section to conduct an auction, or for any auctioneer to permit an auction to be conducted by an unlicensed employee.

Sec. 11-131. On streets prohibited.

No person shall sell or attempt to sell or offer for sale at public auction, any goods, chattels, or personal or real property of any kind upon the public streets or sidewalks of the Village.

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Sec. 11-132. Exemptions.

Nothing in this article shall apply to any public auction or sale made or conducted by a public officer by virtue of any judicial order or process or by virtue of any power or authority contained in a mortgage or trust deed.

Sec. 11-133. Suspension or revocation of licenses and permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-134--11-140. Reserved.

DIVISION 3. CIGARETTE AND TOBACCO DEALERS

Sec. 11-141. License required.

It shall be unlawful to engage in the sale at retail of cigarettes, cigars or tobacco in any form, or in any number without having obtained first a license therefor. Applications for such licenses shall be made to the Village Clerk; and no such license shall be issued to any person who is not a person of good character, or to any corporation that is not represented in the Village by a person of good character.

Sec. 11-142. Fee.

The annual fee for such licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-143. Sanitation.

Premises and buildings used for the sale of cigarettes, cigars or tobacco shall be kept in a clean and sanitary condition; the health officer shall investigate such places sufficiently often to insure compliance with the provisions of this section.

Sec. 11-144. Minors.

It shall be unlawful to sell or give tobacco products, alternative nicotine products or electronic smoking devices to any person under twenty-one (21) years of age.

Sec. 11-145. Sale and Possession of Tobacco Products, Alternative Nicotine Products or Electronic Smoking Devices

(a) Possession. It shall be unlawful for any person under the age of twenty-one (21) to possess any tobacco products, alternative nicotine products or electronic smoking devices.

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(b) Sales, delivery. It shall be unlawful for any person, including any licensee, to sell, offer for sale, give away or deliver tobacco products, alternative nicotine products or electronic smoking devices to any person under the age of twenty-one (21).

(c) Purchase. It shall be unlawful for any person under the age of twenty-one (21) to purchase tobacco products, alternative nicotine products or electronic smoking devices or to misrepresent their identity or age, or to use false or altered identification for the purpose of purchasing tobacco products, alternative nicotine products or electronic smoking devices.

Sec. 11-146. Signage.

Signs informing the public of the age restrictions provided for herein shall be posted by every licensee at or near every display of tobacco products which offers tobacco products for sale. Each such sign shall be compliant with signage required by the Illinois Department of Human Services.

Sec. 11-147. Vending Machines.

It shall be unlawful for any licensee to sell or offer for sale, give away, deliver or to keep with the intention of selling, giving away or delivering tobacco products by use of a vending machine.

Sec. 11-148. Fines.

Fines for violations of this Division shall be assessed per the Village Fee Schedule Supplement.

Sec. 11-149. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-150--11-189. Reserved.

DIVISION 4. RESERVED

Sec. 11-190--11-200. Reserved.

DIVISION 5. ITINERANT MERCHANTS

Sec. 11-201. License required.

No itinerant merchant shall do business in the Village without having first obtained a license therefor. The fee for doing business as an itinerant merchant shall be as provided in the fee schedule supplement, except that the fee for doing business as an itinerant dealer in gold and silver shall be as provided in section 11-512, Division 16, of this chapter. Itinerant merchants operating in a Village-authorized farmer's market shall pay a fee as indicated in the fee schedule supplement.

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Sec. 11-202. Fraud.

No itinerant merchant shall make any fraudulent statements in regard to the articles or merchandise with which he deals.

Sec. 11-203. Premises or conveyances.

Premises or conveyances used for business by an itinerant merchant must be kept in a clean and sanitary condition. It shall be unlawful to permit a collection or accumulation of combustible materials so as to create a fire hazard. The Village Manager shall be authorized to issue appropriate health and safety regulations for Village-authorized farmer's market merchants.

Sec. 11-204. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-205--11-210. Reserved.

DIVISION 6. RESERVED

Sec. 11-211--11-220. Reserved.

DIVISION 7. PAWNBROKERS

Sec. 11-221. 1 License required.

It shall be unlawful to operate or carry on the business of a pawnbroker without having obtained a license therefore, pursuant to Sec. 11-2 of this Chapter.

Sec. 11-221.2 Required records.

Every pawnbroker doing business in the Village shall keep a record of every article pledged with him or sold to him. This record shall be open to the inspection of any police officer And reported in a manner specified by the Palatine Police Department. Pawnbrokers shall remain compliant with the Pawnbrokers Regulation Act, 205 ILCS 510/.

Sec. 11-222. Weapons; restrictions on purchase and display.

No pawnbroker shall receive as a pledge or purchase any revolver, pistol, blackjack, or sawed-off shot gun. And no pawnbroker shall display in his window or shop any such weapons for sale.

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Sec. 11-223. Minors.

No pawnbroker's license shall be issued to any person who is not twenty-one (21) years of age or over; and no pawnbroker shall employ a person of less than twenty-one (21) years of age to assist him in his business. No pawnbroker shall have any business dealings as pawnbroker with any person less than twenty-one (21) years of age, except with the written consent of the parent or guardian of the minor to each particular transaction.

Sec. 11-224. Stolen goods.

It shall be the duty of every pawnbroker to report to the police any article pledged with him, or which it is sought to pledge with him, if he shall have reason to believe that the article was stolen or lost, and found by the person attempting to pledge in the case of a lost article.

Sec. 11-225. Separate license for second-hand dealer required.

No pawnbroker shall conduct the business of a second-hand dealer without having obtained the license required for such dealer in addition to his pawnbroker's license.

Sec. 11-226. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec, 11-227. Violations.

Any violation of this Division shall be fined according to the Village Fee Schedule Supplement.

DIVISION 8. RESERVED

Sec. 11-228--11-240. Reserved.

DIVISION 9. RESERVED

Sec. 11-241--11-250. Reserved.

ARTICLE V. MISCELLANEOUS BUSINESS OPERATIONS

DIVISION 1. RESERVED

Sec. 11-251--11-259. Reserved.

DIVISION 2. RESERVED

Sec. 11-260--11-269. Reserved.

DIVISION 3. RESERVED

Sec. 11-270--11-280. Reserved.

DIVISION 4. RESERVED

Sec. 11-281 – 11-300. Reserved

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DIVISION 5. ELECTRICAL CONTRACTORS

Sec. 11-301. Defined.

The term "electrical contractor" as used in this Chapter is hereby defined and shall be construed to mean any person engaged in the business of installing or altering by contract, equipment and electrical appliances, for the utilization of electricity supplied by light, heat or power, not including radio apparatus or equipment for wireless reception of sounds and signals, and not including apparatus, conductors and other equipment installed for or by public utilities, including common carriers, which are under the jurisdiction of the Illinois Commerce Commission for use in their operation as public utilities, but the term "electrical contractor" does not include employees employed by such contractor to do or supervise such work.

Sec. 11-302. Registration required.

No person shall engage in the business of electrical contractor without having first obtained a certificate of registration therefor as herein required. Every person doing business in the Village as an electrical contractor shall show proof of a certificate of licensure. This certificate of licensure can be from any other city or village in this state that issues an electrical license or by other authorized agencies.

Sec. 11-303. Fees.

The required annual registration fee shall be as outlined in Section 11-473 of this Chapter.

Sec. 11-304. Regulations.

It shall be unlawful for any person registered under the provisions of this division to install any electrical appliances, wiring or fixtures without strict compliance with the ordinances relating to such fixtures, and it shall be unlawful for any such person to do any such work without having obtained such permits as may be required.

Sec. 11-305. Completion, Compliance and Damage Surety Bond

The provisions of Section 11-474 shall apply.

Sec. 11-306. Suspension or revocation of certificate of registration by Village Manager.

Any certificates of registration may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-307--11-310. Reserved.

DIVISION 6. RESERVED

Sec. 11-311--11-325. Reserved.

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DIVISION 7. LAUNDRIES

Sec. 11-326. License required.

No person shall operate or conduct a laundry in the Village without having first obtained a license. Pursuant to Section 11-2 of this Chapter, applications for such license shall be made in writing to the Village Manager and shall state thereon the location intended to be occupied.

Sec. 11-327. Sanitation requirements.

Premises used for laundries must be kept in a clean and sanitary condition.

No refuse of any kind shall be permitted to accumulate on such premises; and the premises must be kept free from rats, mice and vermin.

It shall be unlawful to employ any person afflicted with a venereal or any contagious disease in a laundry.

Sec. 11-328. Inspections required.

It shall be the duty of the health officer or other official designated by the Corporate Authorities to inspect or cause to be inspected every establishment licensed under this division at least once every six (6) months. Any violation under the terms of this article, which are discovered, shall be reported to the Corporate Authorities.

Sec. 11-329. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-330. Operation.

As of January 1, 2023, any laundromat shall provide continuous on-site staffing during its hours of operation. Any laundromat in operation prior to January 1, 2023, that did not provide continuous on-site staffing as of January 1, 2023, shall, by not later than January 1, 2024, adjust their business operations to provide continuous on-site staffing during its hours of operation or provide video surveillance equipment, in a manner acceptable to the Village, that will function at any time that on-site staffing is not provided within the laundromat during hours of operation.

Sec. 11-331--11-350. Reserved.

DIVISION 8. RESERVED

Sec. 11-351--11-365. Reserved.

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DIVISION 9. OUTDOOR ADVERTISERS

Sec. 11-366. Defined.

The term "advertiser" as used in this division is hereby defined, and for the purpose of this division shall be construed to mean any person engaged in the business of placing, posting, or painting any advertisements, notices, or displays in or on any place for the purpose of outdoor advertising so that the resultant display is visible from any street, alley, sidewalk or other public place. The term “advertiser” includes the owner or operator of a billboard. In connection with a billboard or any other advertisement, notice or display the issuance of such a license shall be conditioned upon the applicant obtaining the necessary zoning approvals to permit the establishment of same on a premises.

Sec. 11-367. License required.

It shall be unlawful for any outdoor advertiser to do business in the municipality without having first secured a license therefor pursuant to Section 11-2 and 11-368 of this Chapter, provided that no license, issued under this division shall be construed to permit the use of any structures, natural or artificial, which are located in any public street, sidewalk, alley or other public place for advertising purposes.

Sec. 11-368. Application.

Applications for such licenses shall be made in writing to the Village Manager, and shall be accompanied by a list of all places, including billboards or natural structures on which it is intended to place signs or advertisements. This list shall be amended from time to time by the licensee as the right to post or place advertisements or signs on additional places is required.

Sec. 11-369. Fee.

The annual fee for outdoor advertisers' licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-370. Use of billboards.

No person shall post or maintain any advertisement or sign on any billboard or signboard which does not fully comply with this Code or any other ordinances of this municipality.

Sec. 11-371. Consent of owner.

It shall be unlawful to post any advertisement on any premises in the municipality without the consent of the owner of such premises. Such consents must be in writing and must be filed with the Village Manager.

Sec. 11-372. Refuse.

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It shall be unlawful for any person engaged in outdoor advertising to permit any refuse resulting from this work to accumulate anywhere in the municipality except by placing it in properly established refuse receptacles. It shall be unlawful to permit any loose or flapping combustible materials to hang from or to be attached to any billboard, signboard or other place used for display or advertising purposes. All refuse resulting from the operating of this business must be carefully gathered and properly disposed of.

Sec. 11-373. Weeds and material at base of billboards.

It shall be the duty of every outdoor advertiser to keep all grass, weeds and other growths except trees and ornamental shrubbery, cut so that the same shall not grow to be a greater height than ten (10) inches within six (6) feet of any billboard or signboard used by him, provided that this obligation shall extend only to property controlled by the advertiser.

Sec. 11-374. Unlawful advertising.

It shall be unlawful for any person to post or display any advertisement of an obscene or immoral character, any advertisement tending to promote or cause a riot or breach of peace, any advertisement for an unlawful gathering, or advertisements of unlawful sales.

Sec. 11-375. Disfiguring signs.

It shall be unlawful to mutilate or disfigure any lawful sign or advertisement in the municipality.

Sec. 11-376. Name of advertiser.

It shall be unlawful for any outdoor advertiser to carry on his business unless the name of such advertiser is attached, displayed or printed on all billboards or signboards used by him, or in any notice, placard or advertisement posted by him, in such lettering as to be visible from a distance of at least five (5) feet from the notice or advertisement.

Sec. 11-377. Exemptions.

The provisions of this division shall not be construed to apply to the posting of a sign or notices by order of any court or by any public officer in the performance of his duties.

Sec. 11-378. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-379--11-390. Reserved.

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DIVISION 10. RESERVED

Sec. 11-391--11-420. Reserved.

DIVISION 11. SCAVENGERS*

Sec. 11-421. License required.

It shall be unlawful for any person, firm or corporation to engage in the business of scavenger, or recycling, or the collection or disposal of animal, human or vegetable refuse, offal or refuse of any kind, without first having secured a license therefor.

Sec. 11-422. Classification of licenses.

(a) *Residential scavenger license.* Only one (1) public scavenger license shall be issued for the purpose of performing refuse collection from all residential property, including multifamily residences. That person, firm or corporation shall be awarded the contract with the Village which also includes the right to the collection or disposal of animal, human or vegetable refuse, offal or refuse of any kind from commercial, industrial and institutional properties, and no additional license will be required, therefor.

(b) *Commercial, industrial and institutional license.* The number of licenses issued for servicing commercial, industrial and institutional facilities, but not residential properties, are unlimited. A license for this purpose will be issued to each qualified applicant who presents evidence that he has adequate and proper equipment and approved disposal facilities. Each licensee will be issued vehicle licenses as are necessary. Such license shall be provided by the Village and displayed on each vehicle of the licensee used in the Village.

Sec. 11-423. Application.

(a) *Residential scavenger license.* The residential scavenger license shall be issued to the person, firm or corporation which has been awarded the contract for the collection and removal of all residential waste and shall also be subject to all conditions established in said contract. This contract shall be subject to the approval of the Corporate Authorities.

(b) *Commercial, industrial and institutional license.* Applications for the commercial, industrial and institutional license shall be made pursuant to section 11-2 of this chapter. The Director of Environmental Health shall review the application and make recommendations to the Village Manager for approval or denial. No such license shall be issued except on the order of the Village Manager.

(c) *Denial of license.* The Village Manager shall have the right to deny any applicant a license, and may require any reasonable proof necessary for assurance as to the applicant's compliance and ability to comply with the provisions this division or any other ordinance of the Village.

Sec. 11-424. Fees.

The annual fee for such licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances. Licenses issued in the midst of the, year shall be prorated.

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Sec. 11-425. Term of license.

All scavenger licenses will be valid for a period of one (1) year, which shall begin January 1 of the year for which such license is issued and shall terminate on December 31 of the same year.

Sec. 11-426. Bond and liability insurance.

No license which has been otherwise approved shall be issued until the applicant furnishes a bond in the penal sum of fifty thousand dollars ($50,000.00) executed by a responsible surety company for the period of the license, which bond shall guarantee that the scavenger shall perform scavenger service in accordance with the regulations of the Village as ordered from time to time and shall indemnify the Village from any loss or damage resulting from any failure of the scavenger to so perform. Nor shall any license be issued until the scavenger has filed with the Village Manager a certificate or other evidence that the scavenger carries insurance of the following types of at least the limits specified below:

(1) Workman's compensation--Statutory as amended for time to time.

(2) Employer's liability--$500,000.00

(3) Bodily injury liability except automobile--$500,000.00 each occurrence, $1,000,000.00 aggregate

(4) Property damage liability except automobile--$500,000.00 each occurrence, $1,000,000.00 aggregate

(5) Automobile bodily injury liability--$500,000.00 each person, $1,000,000.00 each occurrence

(6) Automobile property damage--$500,000.00 each occurrence

(7) Excess umbrella liability--$5,000,000.00 each occurrence

Sec. 11-427. Equipment; inspection.

(a) Every scavenger must demonstrate that he has adequate and sufficient equipment to render service to any customer requesting service in accordance with the requirements of this division of this Code.

(b) All scavenger trucks and refuse containers shall be subject to inspection and approval by the Director of Environmental Health or his authorized representatives.

(1) *Truck requirements.* No scavenger truck shall be operated unless it is a modern enclosed leak proof truck with a load packer. Such equipment shall be cleaned at sufficient frequency to prevent nuisance and insect breeding and shall be maintained in good condition and repair. All scavenger trucks will be clearly identified with the name of the scavenger, lettering must be at least four inches in height.

(2) *Container requirements.* Refuse containers must have a tight-fitting cover, be in a state of good repair, be leak proof, free from rust and periodically painted. The name and phone number of the scavenger must be clearly visible on the container. All containers must meet all applicable safety standards as established by the Board of Health. Covers for the storage

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of trade and construction waste shall not be necessary. The use of drums as refuse bins is prohibited.

Sec. 11-428. Service standards.

(a) All applicants and licensed scavengers shall provide evidence that all materials collected are being deposited at a lawful site designated and maintained for such purposes under the laws of the State of Illinois. The Village reserves the right to designate specific sites or locations in conjunction with its participation with the Solid Waste Agency of Northern Cook County or its successor.

(b) All licensed scavengers shall maintain an office telephone for the receipt of service calls or complaints and shall be available for such calls on all business days from 8:00 a.m. until 4:30 p.m. and between 8:00 a.m. and 12:00 noon on Saturdays.

(c) All licensed scavengers shall be responsible for the closing of all container lids after emptying and shall immediately clean up in a neat and workmanlike manner any refuse that it may have caused to spill anywhere in the Village.

(d) All licensed scavengers shall furnish capable employees for use in the crews performing the disposal services. The scavenger will prohibit any drinking of alcoholic beverages or use of illegal narcotics by its drivers and crew members while on duty.

(e) The hours of scavenger or recycling operations shall be limited to 6:30 a.m. to l2:00 midnight, and 6:30 a.m. to 8:00 p.m. within or adjacent to residential areas.

Sec. 11-429. Penalties.

(a) Any person who violates, disobeys, omits, neglects or refuses to comply with, or resists the enforcement of any of the provisions of this division, shall be fined not less than two hundred dollars ($200.00) nor more than one thousand dollars ($2,500.00) for each offense. Each day that a violation exists shall constitute a separate offense.

(b) In the event a licensed scavenger violates any provisions of any ordinance of the Village, or fails to remove the refuse as contracted with the customer, the Village Manager shall have the right to suspend or revoke the license pursuant to Section 11-15 of this Chapter, and/or abate the violation by any means available to the village, and any and all expense incurred by the Village thereby may be charged against the licensed scavenger and the performance bond furnished by the scavenger.

Sec. 11-430. Reserved.

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DIVISION 12. TAXICABS*

Sec. 11-431. Definitions.

Unless otherwise expressly stated or the context clearly indicates a different intention, the following terms shall, for the purpose of this division, have the meanings indicated in this section:

(1) The term "livery cab" means any public passenger vehicle, having a rated seating capacity of not more than seven (7) persons, transporting passengers for hire, as a result of individual contract, on a trip or hourly basis.

(2) The term "public passenger vehicle" means taxicabs and livery cabs used for the transportation of passengers for hire.

(3) The term "public passenger vehicle license" means that license issued to each public passenger vehicle upon successful compliance with the applicable provisions of this division for the issuance of such license.

(4) The term "public passenger vehicle driver's license" means that license issued to a driver or operator of any public passenger vehicle when such driver or operator has complied with the applicable provisions of this division for the issuance thereof.

(5) The term "taxicab" means all motor-propelled vehicles, having a rated seating capacity of not more than seven (7) persons, carrying passengers for hire indiscriminately, accepting and discharging all such persons as may offer themselves for transportation

(6) The term "taximeter" means any instrument or fare-registering device attached to a taxicab and designed to register mechanically the distance traveled by the vehicle, to record the time the vehicle is in waiting, and to indicate upon the records, by figures, the fare to be charged in dollars and cents.

Sec. 11-432. Penalty.

Any person, firm or corporation violating any provision of this division shall be fined not less than two hundred dollars ($200.00) nor more than one thousand dollars ($1000.00) for each offense.

Sec. 11-433. Public passenger vehicle license required.

It shall be unlawful for any person to drive or operate any public passenger vehicle or engage in the business of operating public passenger vehicles in the Village, including the operation of one or more such vehicles, without obtaining a public passenger vehicle license for each such vehicle operated as provided in this division and otherwise conforming to the requirements of this Code, and applicable provisions of other ordinances of the Village.

Sec. 11-434. Application and fee for public passenger vehicle driver's license.

Any person desiring to secure a license as a driver or operator of any public passenger vehicle licensed under this division and used for the carriage of passengers for hire, shall be at least eighteen (18) years of age. Any person desiring to secure such a license shall make an application in writing therefor to

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the Chief of Police upon the form provided, and shall pay the required annual fee as provided in the fee schedule supplement to the Palatine Code of Ordinances. The application shall set forth the following:

(1) Name, residence and occupation;

(2) Names and addresses of four (4) persons who have known the applicant for a period of at least two (2) years and who will vouch for the sobriety, honesty and general good character of the applicant;

(3) The experience of the applicant in the transportation of passengers, education background, and a concise history of employment;

(4) A statement whether or not the applicant has been convicted of a felony or of driving while intoxicated;

(5) Applicant's state chauffeur's license number;

(6) Applicant shall attach to the application two (2) recent one by one and one-half (1 X 1 1/2) inch photographs of himself, together with a set of his fingerprints for examination by the police chief;

(7) A statement whether applicant has made application for a similar license other than described in said application, and the disposition thereof;

(8) A statement that applicant is not disqualified to receive a license by reason of any matter or thing contained in this Code, laws of this state, or other ordinances of this Village;

(9) A statement whether a previous license by any state or subdivision thereof, or by the federal government, has been revoked, and the reasons therefor;

(10) A statement that the applicant will not violate any of the laws of the state or of the United States, or any provision of his Code or other ordinances of the Village in the conduct of his business;

(11) A statement as to whether such applicant's license issued under this Code or any other communities' Code has been revoked for a cause; and

(12) A statement as to whether the applicant has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this Code or shall have forfeited his bond to appear in court to answer charges for any such violation.

Inquiry shall be made as to the character and record of the applicant for honesty, sobriety and capability. The Corporate Authorities may authorize the issuance of a public passenger vehicle driver's license to an applicant convicted of a felony provided that in their judgment the applicant has been rehabilitated and provided further that more than seven (7) years have elapsed since said conviction.

Sec. 11-435. Examination of applicant; issuance or refusal of public passenger vehicle driver's license.

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(a) The Chief of Police, or person designated by him, shall satisfy himself:

(1) As to the truth of the statements made in the application for the public passenger vehicle driver's license.

(2) The applicant's knowledge of the provisions of this division, the traffic regulations of the village and the geography of the Village.

(3) The ability of the applicant to comply with the provisions of this division and the ordinances of the Village.

(4) Be able to effectively communicate with and receive directions from passengers.

(b) No public passenger vehicle driver's license shall be issued to any applicant if the results of the foregoing examination are unsatisfactory in any respect, nor to an applicant who makes false statements in his application, nor shall such license be issued (except as permitted under section 11-434 above) to:

(1) A person who has been convicted of a felony under the laws of the State of Illinois or of the United States;

(2) A person who has been convicted of reckless driving or a similar provision of a local ordinance or any like offense of another state or country, within the past five (5) years; (Ord. No. 0-149-11 §1, 12/5/11)

(3) A person whose license issued under this Code or any other communities' Code has been revoked for a cause; (Ord. No. 0-149-11 §1, 12/5/11)

(4) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;

(5) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this Code or shall have forfeited his bond to appear in court to answer charges for any such violation.

Sec. 11-435.1 Suspension or revocation by Village Manager.

In addition, any public passenger vehicle driver's license may be suspended or revoked by the Village Manager in accordance with Section 11-15 of the Code.

Sec. 11-436. Summary suspension of public passenger vehicle license.

(a) *Suspension of public passenger vehicle license by the Chief of Police.* The Chief of Police is empowered and directed to immediately suspend the operation of any public passenger vehicle found not to be in a safe condition.

(1) Not in a safe condition.

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(2) Not in good condition with respect to appearance, cleanliness and mechanical operation.

(3) Not in accord with the provisions of this division.

(b) *Reinstatement of suspended permits:* Any person whose permit has been suspended or revoked may, at any time, make application for a re-inspection for the purpose of reinstatement of the permit. Following receipt of a written request, including a statement signed by the applicant that the condition causing the suspension of the permit has been corrected, the Chief of Police shall make a re-inspection. If the applicant is found to be in compliance with the requirements of this Code, the permit shall be reinstated.

(c) *Hearings:* The hearings provided for in this section shall be conducted by the Village Manager at the time and place designated pursuant to the procedures set forth in Section 11-15(b) and (c)

(d) *Appeal:* An appeal from the decision or order of the Village Manager shall be pursuant to Section 11-16.

Sec. 11-436.1 Suspension or revocation of public passenger vehicle licenses by Village Manager.

In addition, any public passenger vehicle license issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Code.

Sec. 11-437. Insurance and bond required.

Each application for a public passenger vehicle license or for renewal of a public passenger vehicle license to operate a public passenger vehicle in the Village shall be accompanied by:

(1) A certificate from the secretary of state showing compliance by the owner for each public passenger vehicle with the provisions of the statutes of the state now or hereafter in force, relating to the bonding or insurance of motor vehicles used for the carriage of passengers for hire.

(2) A policy of insurance or certificate of insurance showing that there is in full force and effect a policy of insurance which complies with this section, by a solvent and responsible insurance company to be approved by the board insuring the owner, his consent or any person operating the public passenger vehicle with the owner's express or implied consent against liability for injury to or death of any person or for damage to property other than the public passenger vehicle resulting from the negligence of the owner, his agent or any person operating the public passenger vehicle with his express or implied consent in the operation of the public passenger vehicle. Every application for any type of public passenger vehicle license shall be accompanied by a surety bond to insure payment of property damage in the amount of five thousand dollars ($5,000.00) and public liability insurance in the amount of fifty thousand dollars ($50,000.00) for each individual and two hundred thousand dollars ($200,000.00) for each accident, or a certificate of insurance for such amount of property damage and public liability coverage. In the event the authority of the issuing company to do business in the state is revoked, the owner shall not operate nor permit any person to operate within the Village the public passenger vehicle covered

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by such policy, without replacing the policy with another policy or a bond which complies with the provisions of this section. If, at any time, in the judgment of the Corporate Authorities a policy of insurance given pursuant to this section is not sufficient for any good cause, the Corporate Authorities may require the owner of the public passenger vehicle who filed the same, to replace that policy of insurance with another good and sufficient bond or insurance policy which complies with the provisions of this section.

Sec. 11-438. Revocation of public passenger vehicle license upon failure to obtain insurance or bond.

The Village Manager is hereby empowered to revoke any license issued with respect to any public passenger vehicle not complying with the provisions of the preceding section, pursuant to the procedures set forth in Section 11-15.

Sec. 11-439. Inspection of public passenger vehicles.

No public passenger vehicle shall be issued a public passenger vehicle license until it has been thoroughly and carefully inspected and approved by the Chief of Police or a member of the Police Department designated by him and found to be in thoroughly safe condition for the transportation of passengers; clean, fit, of good appearance, and well-painted and varnished, and complying with the provisions of this division.

Sec. 11-440. Mechanical tests.

A. Mechanical tests shall be made three (3) times a year during the months of April, August and December, at any testing garage or testing station approved by the Chief of Police. Said testing shall be completed by the last day of each month and shall include the following:

(1) Brakes;
(2) Emergency brake;
(3) Wheel alignment;
(4) Horn;
(5) Windshield wipers;
(6) Rear view mirror;
(7) Steering mechanism;
(8) Head lights;
(9) Tail lights;
(10) Stop lights;
(11) Exhaust system.
(12) Taximeter; and
(13) All doors shall have functional interior door handles and latches.

B. The Chief of Police shall designate those facilities which may serve as inspection stations to conduct the vehicle inspections required by this chapter, which stations may be within or without the Village. He shall establish procedures for conducting the inspections and minimum standards in order that a vehicle be approved. He shall supply inspection stations with certified inspection forms, numbered certified vehicle inspection stickers, and such other supplies as may be required to perform the duties required by this chapter and the regulations established hereunder.

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C. A list of authorized inspection stations shall be kept by the Chief of Police and shall be given to each public passenger vehicle owner together with the notice that vehicles must be inspected. An owner may use the authorized inspection station of his choice.

D. Inspection stations shall charge the inspection fee authorized by the Chief of Police for all public passenger vehicle inspections. There shall be no charge for a reinspection within the five (5) working days allowed for repairs to a vehicle that fails the inspection. The authorized inspection fee shall be charged for reinspection made after the five (5) working days' grace period.

Sec. 11-441. Duty of owner to submit vehicles for inspection prior to issuance of public passenger vehicle license; unlawful to use until approved by Chief of Police.

It is the duty of the owner of each public passenger vehicle to submit to the Chief of Police each vehicle for inspection prior to the issuance of the public passenger vehicle license or at any time upon complaint. Also, the Police Department may inspect these vehicles at such other times as the Chief of Police may deem necessary and it is unlawful for the owner or person in charge of any such vehicle to use or permit its use, in case it has been condemned by the Chief of Police, until the vehicle has been repaired or replaced to the satisfaction of the Chief of Police.

Sec. 11-442. Public passenger vehicle license fees.

(a) A public passenger vehicle license fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, per year, shall be paid to the Village by the owner of the public passenger vehicle, which fee shall entitle such owner to a license for one public passenger vehicle. For each additional public passenger vehicle, a fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid to the Village by owner.

(b) All public passenger vehicle licenses issued hereunder shall be for the calendar year beginning January 1st and ending December 31st; provided, however, that if an application for a public passenger vehicle license is made after July 1st of any year, the fee for such license for the remainder of the calendar year for one public passenger vehicle, and the fee for each additional public passenger vehicle, shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-443. Condition of vehicles.

All vehicles licensed under this division must be kept in a safe, clean and sanitary condition, and must be equipped with properly working brakes, lights and warning signals, in accordance with the motor vehicle laws of the State of Illinois, this division and the ordinances of the Village, and no license shall be issued for the operation of any public passenger vehicle under this division until it is shown to be in good mechanical condition.

Sec. 11-444. Identification of public passenger vehicles.

The name and telephone number of the owner of the public passenger vehicle shall be plainly printed in a conspicuous place on both sides of the vehicle in letters at least two (2) inches high. If any licensee operates more than one public passenger vehicle, each vehicle shall be numbered with figures not

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less than two (2) inches high, and no two (2) vehicles shall bear the same number. All such names and numbers shall be of such color and type as to be legible to one of normal eyesight at a minimum distance of twenty-five (25) feet.

Sec. 11-445. Public passenger vehicle driver's license to be displayed upon request.

Each licensed public passenger vehicle driver shall carry his public passenger vehicle driver's license while engaged in the operation of any public passenger vehicle, and shall exhibit it whenever requested to do so by any Village official, any member of the Police Department, any passenger or any person desiring to become a passenger.

Sec. 11-446. Load limitation.

No driver or operator of a public passenger vehicle shall carry more people than is recommended by the manufacturer of said vehicle, nor shall he carry any other person than the first person employing the public passenger vehicle without the consent of the first passenger. No driver or operator of a public passenger vehicle shall allow any person other than the passenger(s) being conveyed to occupy the public passenger vehicle, except in the training of a new driver.

Sec. 11-447. Public passenger vehicle license and public passenger vehicle driver's license nontransferable.

Neither the public passenger vehicle license nor the public passenger vehicle driver's license provided for in this division shall be transferable.

Sec. 11-448. Public passenger vehicles constructed, designed, etc., in imitation of other public passenger vehicles.

No public passenger vehicle or the owner of a public passenger vehicle shall be licensed under the provisions of this division if the vehicle sought to be licensed as a public passenger vehicle is constructed, designed, painted or labeled as to be so similar to the automobiles or similar vehicles of any other person licensed and engaged in the business of operating public passenger vehicles in the Village as to be an imitation thereof and calculated to deceive the patrons of public passenger vehicles into believing that such vehicles are in reality the public passenger vehicles of such other persons. (Ord. No. O-20-76, § 1, 3-8-76)

Sec. 11-449. Reserved.

Sec. 11-450. -Reserved.

Sec. 11-451 Taximeters--Required.

Every taxicab operated in the Village shall be equipped with an accurate and dependable taximeter.

Sec. 11-452. Same--To be placed so as to be visible to passengers; maintenance.

Taximeters shall be placed in the taxicab so as to be readily visible to passengers and shall be maintained in a good and correct operating condition at all times. Every taximeter shall be tested for accuracy at least semiannually by the Chief of Police, or some member of the Police Department designated

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by him, by checking its registration over a course of known length, and by checking its time registration. Errors in distance or time registration shall be sealed.

Sec. 11-453. Same--Unlawful to tamper with or change.

It is unlawful to tamper with or change any taximeter or the seal thereon.

Sec. 11-454 and 11-455. Reserved.

Sec. 11-456. Same--Transfer.

No person controlling or operating any taxicab shall transfer the taximeter to any other taxicab, unless a new inspection and certification of the taximeter is made.

Sec. 11-457. Regular operation required.

Every taxicab shall be operated regularly in the Village to the extent reasonably necessary to meet the public demands for taxicab service.

Sec. 11-458. Licensee of taxicab to have regular telephone service; required to have telephone number listed in local directory.

Every licensee who is licensed to operate a taxicab in the Village shall have and keep in service at all times while his license is in effect regular telephone service within the Village or by cellular telephone, by means of which a person desiring to rent a taxicab may call the licensee by calling a Village telephone exchange number. Moreover, the licensee shall see that his telephone number, including cellular telephone number, is listed in the local telephone directory which is published in and for the Village by the telephone company which furnishes local telephone service in the Village.

Sec. 11-459. Taxicab rates.

Every person, firm or corporation which is licensed to operate a taxicab or taxicabs in the Village shall establish a schedule of its fares and shall cause a true and correct copy thereof to be filed with the Village. Any person, firm or corporation which shall hereafter apply for a public passenger vehicle license shall file a schedule of its proposed fares with such application. In the event of any increase in such schedule of fares, or any part thereof, such person, firm or corporation shall file a notice thereof with the Village at least thirty (30) days prior to the effective date of the said increase.

Sec. 11-460. Uniform rates throughout the day.

Any rate schedule filed with the Village shall provide that the fares charged shall be uniform throughout all twenty-four (24) hours of each day.

Sec. 11-461. Definition. "Waiting time."

"Waiting time" shall include the time when the taxicab is not in motion, beginning with the arrival at the place to which it has been called, or the time consumed while standing at the direction of the passenger, but no charge shall be made for time lost on account of inefficiency of the taxicab, or its operator, or time consumed by a premature response to a call.

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Sec. 11-462. Same--Posting of rates.

There shall be affixed on the inside of each taxicab in a conspicuous place and in such a manner that it may be conveniently and easily read by any person riding therein, a card upon which shall be printed in plain, legible type the rates of the fare of the taxicab.

Sec. 11-463. Same--Receipt.

Any taxicab passenger paying a fare shall, upon request, be given a receipt indicating the amount paid.

Sec. 11-464. Right of operator to demand fare in advance; refusal to convey passengers.

The operator or person in charge or control of any taxicab may demand, in advance, the payment of the fare of the person desiring to be carried by such taxicab, and may refuse to convey any person who shall not comply with the demand; but no driver or operator of a taxicab shall otherwise refuse or neglect to convey any orderly person, upon request, anywhere in the Village, unless previously engaged or unable to do so.

Sec. 11-465. Roof light required.

Each taxicab shall be equipped with a roof-mounted taxicab light, and this light shall be lit at all times while the taxicab is for hire. Each taxicab light shall have the word "TAXI" written on both sides of the roof light visible for a minimum distance of fifty (50) feet to one of normal eyesight.

Sec. 11-466. Unattended vehicles.

It shall be unlawful to leave any taxicab unattended in an established taxicab loading area or zone. A vehicle shall be considered unattended if its assigned driver is not in the taxicab or standing immediately adjacent thereto, available for call. It shall further be unlawful for any taxicab driver parked in an established taxicab loading zone or area to overtly solicit passengers for his vehicle.

Sec. 11-467. Livery cab regulations.

Livery cabs shall not use taxicab stands, nor pick up or solicit passengers for hire from the streets, nor indiscriminately accept passengers, but shall be limited in scope of operation to carrying passengers for hire on a contract basis at a price agreed upon prior to employment and by arrangement of the parties.

Sec. 11-468. Conduct of Taxicab Drivers.

1. It shall be unlawful for any driver to conduct himself in a disrespectful, rude or belligerent or contemptuous manner toward any person, or to use abusive or profane language while so occupied or in charge of such vehicle.

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2. It shall be unlawful for any driver to solicit by word, gesture or otherwise the patronage of any person upon any public street or place in the Village.
3. Drivers shall be obligated to render reasonable aid to any person who suffers injury or illness while a passenger of a taxicab operated by the driver.
4. It shall be unlawful for any driver to violate any provision of this division and doing so may result in sanctions including but not limited to those found in Section 11-5 of this Code.

Sec. 11-469--11-470. Reserved.

DIVISION 13. BUILDING CONTRACTORS

Sec. 11-471. Defined.

For this Division, the term "contractor" shall include any general contractor, sub-contractor, or anyone engaging in the construction, repair or alteration of any building, structure, street, sidewalk or pavement in the municipality for which the contracted valuation of work conducted is over $1,000.00, regardless of whether or not a permit is required under the ordinances of the municipality.

Sec. 11-472. Annual Registration.

It shall be unlawful to engage in business in the municipality as a contractor, including all contractors licensed or registered by an outside agency, without first having obtained an annual Village registration. Exception: Contractors exempt from local registration per State Statute.

Sec. 11-473. Fees.

An annual registration fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be assessed for the following contractor's annual registration.

(1) General contractors
(2) All other contractors and electrical contractors (as outlined in Division 5. Electrical Contractors of this Chapter)

These annual registration fees shall be reduced by fifty percent (50%) if the application for such registration is received on or after July 1 of the year in which the registration is being requested. Any contractor registered as a general contractor shall not be required to secure an additional registration for any self-performed carpentry, masonry, or concrete work.

Sec. 11-474. Completion, Compliance and Damage Surety Bond.

All building contractors shall, prior to receiving an annual registration, provide a surety bond in the following amounts.

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(1) General contractors: twenty five thousand dollars ($25,000)
(2) All other contractors: ten thousand dollars ($10,000)

The above surety bonds must be in a form acceptable to the Village and shall indemnify, keep and save harmless the municipality and the party for whom the work was performed against any loss, cost, damage, judgement or liability of any kind whatsoever which the municipality or the party for whom the work was performed may suffer or be put to, or which may accrue against, be charged to or be recovered from the municipality or any of its officials or from the party for whom the work was performed by reason of any act or thing done or neglected to be done or by virtue of the authority given in such registration, and further conditioned that the applicant shall well and faithfully observe all the provisions of this ordinance and other ordinances and other regulations of the municipality relating to the activities engaged in under or by virtue of the authority given in such registration. Such bond shall remain in full force and effect for the duration of any permit and registration issued. The building contractor shall be responsible for providing a continuation bond as needed to maintain the bond duration as provided for above. Any expenses necessary for completion of work due to failure to comply with required codes or completion per approved plans, shall necessitate the filing of a claim against said surety bond. Such claims can be filed by the bond oblige or by the individual or party for which the work is performed.

Exceptions: Surety bonds shall not be required for the following construction, provided that the homeowner is performing all work associated with the construction project.

(1) Single-family residential fence installation.

(2) Single-family residential shed installation.

(3) Single-family residential driveway.

(4) Single-family residential patios and private walks

(5) Single-family residential roof tear-off.

(6) Single-family residential deck installation.

(7) Single-family residential above-ground swimming pool.

(8) Single-family air conditioner installations.

(9) Single-family residential sewer repair or replacement.

(10) Single-family residential lawn sprinklers.

(11) Single-family residential electric service revision.

Sec. 11-475. Duties of Registrant.

It shall be the duty of all building contractors to comply with all provisions of this Code and other ordinances relating to or regulating the activities engaged in and, in addition thereto:

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(1) To at least once each week remove or cause to be removed from the site of building contractors' activities all trash, refuse and waste materials.

(2) To keep the site of activities in an orderly condition, free from standing water, unguarded dangerous implements and health and safety hazards.

(3) To not obstruct traffic on streets or sidewalks or permit dirt or waste materials to fall or to be carried onto such public ways.

(4) To begin construction work timely, complete work in a timely, workmanlike manner in accordance with the contract between the building contractor and client.

Sec. 11-476. Inspection; enforcement.

The provisions of this division are declared to be of a regulatory nature, and it shall at all times be the duty of the Community Development Department., the Police Department, and the Fire Department regularly to inspect the site of the contractors' activities to see that the activities are being conducted and operated in accordance with the requirements of all laws and ordinances applicable thereto. Failure to comply with the above, all ordinances including the provisions of the surety bond, as determined by the Director of Community Development, shall give the municipality the right to suspend, or revoke the contractor's certificate of registration in accordance with Section 11-15 of this Chapter, deny a building contractor a re-registration, deny a building contractor registration, revoke or deny a building contractor a building permit.

Sec. 11-477--11-489. Reserved.

DIVISION 14. RESERVED

Sec. 11-490--11-500. Reserved.

DIVISION 15. KENNELS, PET SHOPS, SHELTERS, POUNDS AND ANIMAL HOSPITALS

Sec. 11-501 – 11-503. Reserved.

Sec. 11-504. Sanitation requirements.

It shall be unlawful to keep, use or maintain within the Village any kennel, pet shop, shelter, pound or animal hospital that is unsanitary, foul, or offensive or in any way detrimental to the public health or safety or that violates state or local sanitation requirements. (Code 1961, § 16.604)

Sec. 11-505. Inspection.

It shall be the duty of the Village to make or cause to be made such inspections as may be necessary to insure compliance with section 11-504 above. Subject to compliance with legal requirements, the Village

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shall have the power to make or cause to be made entry into any building or premises in which is contained a kennel, pet shop, shelter, pound or animal hospital for the purpose of making such inspections.

Sec. 11-506. Suspension and revocation by the Village Manager.

The Village Manager may, in addition to other penalties provided herein, suspend, revoke or refuse to renew any kennel, pet shop, shelter, pound or animal hospital business license upon good cause, provided, however, such suspension, revocation or refusal shall be only after a hearing held in accordance with Section 11-15 .

Sec. 11-507. Reserved.

DIVISION 16. DEALERS IN GOLD AND SILVER

Sec. 11-508. Definitions.

The term "itinerant dealer in gold and silver" when used in this chapter shall mean any person engaged in the business of buying or selling tangible objects of gold and silver within the Village who has not established a permanent place of business within the Village from which such operation has been carried on for a period of at least ninety (90) days prior to the first sale or purchase of such objects.

The term "permanent dealer in gold and silver" when used in this chapter shall mean any person engaged in the business of buying or selling tangible objects of gold and silver within the Village who has established a permanent place of business within the Village and who presents to the Village Manager at the time of application title showing legal or beneficial ownership to the premises or a bona fide lease for a period of not less than one year for permanent premises within the Village.

Sec. 11-509. License required.

No person shall engage in the business of itinerant or permanent dealer in gold and silver within the Village without first having obtained a license therefor. If the operation of the gold and silver business, either as a stand alone business or in conjunction with the operation of a retail store (e.g. jewelry store, or other similar such store) results in 20% or more of their gross business receipts being derived from the purchase of gold or silver, a Special Use is required. The process and requirements are further detailed in Appendix ‘A’.

Sec. 11-510. Application.

An application as itinerant or permanent dealer in gold and silver shall be made in conformity with the general requirements of this Code relating to applications for licenses.

Sec. 11-511. Investigation.

The Chief of Police or any other Village official designated by the Village Manager shall make an investigation to determine whether the applicant is a person of good character and reputation. No such license shall be issued to any applicant who is not found to be a person of good character and reputation and no license shall be issued to any applicant who has been convicted of receiving stolen goods, burglary, robbery or any other felony in the federal or state courts. In the event that the Village Manager shall not issue a license, an applicant may appeal to the Corporate Authorities in the manner provided by section 11-16 of this Code.

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Sec. 11-512. Fees.

A fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid for each day's proposed operation within the Village by an itinerant dealer in gold and silver.

A fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid by a permanent dealer in gold and silver who is issued a license.

Sec. 11-513. Records.

Every itinerant dealer in gold and silver doing business in the Village shall keep a record of every article received, purchased, sold or exchanged by him, setting forth the following: The date of the transaction, name and address of the purchaser or seller, and a brief description of the article sold, purchased, received or exchanged, including identification number thereon, if any. Such record and the articles themselves shall, at all reasonable times, be open to the inspection of any police officer and reported in a manner as required by the Palatine Police Department.

Every permanent dealer in gold and silver doing business in the Village shall keep a record of every article received, except articles received, from an established wholesaler, antique dealer, or other licensed dealer with whom the permanent dealer does business on a regular and continuing basis, in the ordinary course of business. Such record shall be maintained, as described below. The date of the transaction, name and address of the purchaser or seller, and a brief description of the article sold, purchased, received or exchanged, including identification number thereon, if any. Such record and the articles themselves shall be open to the inspection of any police officer at all reasonable times during normal business hours. Said record shall he maintained by the dealer for a minimum of three (3) years. Refusal to permit police inspection of such record shall be grounds for immediate revocation of the license. Such records shall include the following information:

1. A listing of the item received, including the exact time and date when the item was received or purchased.
2. Digital picture or photographs of all of the received items sold, purchased or exchanged.
3. A copy of the government issued photo identification of all customers transacting an item of gold and silver.
4. Such records shall be transmitted (in a format approved by the Palatine Police Department) to the Palatine Police Department at the conclusion of each business day. Failure to deliver such record shall automatically revoke the license for the following day.

Sec. 11-514. Electronic reporting of transactions.

The Village may enter into a contract for service and maintain its contract for service with Leads Online, or a similar entity as designated by the Chief of Police, in order to enhance its investigative services to protect gold and silver dealers and members of the general public. In the event of a change to its electronic reporting system, the Village will notify all impacted licensees of the change within a reasonable time prior to such change.

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Every gold and silver dealer shall operate and maintain a computer system with internet access and photographic or video capability sufficient for the electronic reporting requirements described in this article. Any failure or malfunction of such equipment on the part of the licensee shall not exempt the licensee from the recording/reporting requirements outlined in Sec. 11-513 of this article. The licensee shall immediately notify the Police Department of any such failure or malfunction, and shall have such resolved as soon as practicable. Failure by the licensee to resolve any failure or malfunction of equipment in a reasonable amount of time will lead to license revocation proceedings under Section 11-516 of this article.

Sec. 11-515. Stolen goods.

It shall be the duty of every person licensed under the provisions of this division to report to the Police Department any article received or offered to him if he shall have reason to believe that the article was stolen or lost.

Sec. 11-516. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-516.1 Violations.

Any violations of this Division shall be cited and fined pursuant to the Village Fee Schedule Supplement.

ARTICLE VI. SOLICITORS

Sec. 11-517. Definitions.

For the purposes of this article the following words shall have the meanings indicated unless their context clearly requires otherwise:

Business shall mean and include those enterprises engaged in industry, warehousing, insurance, commercial or retail activity in order to produce a profit.

Charitable organizations are those organizations defined in the 225 ILCS 460/1 (a) and (f); to wit: (a) Any benevolent, philanthropic, patriotic, or eleemosynary person or one purporting to be such which solicits and collects funds for charitable purposes and includes each local, county, or area division with this State of such charitable organization, provided such local, county or area division has authority and discretion to disburse funds or property otherwise than by transfer to any parent organization. And (f) Charitable Purpose. Any charitable, benevolent, philanthropic, patriotic, or eleemosynary purpose.

Peddler I is defined as anyone seeking to sell or offer for sale, barter, or exchange, any goods, wares or merchandise, traveling from place to place along or upon streets of the Village, who shall sell and deliver from any vehicle: wagons, push carts, hand carts, or motor vehicles.

Peddler II is anyone who shall go about from place to place selling or delivering goods, wares and merchandise, whether selling or delivering from packs, baskets or similar containers.

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Registered solicitor shall mean and include any person who obtained a valid certificate of registration as hereinafter provided, and which certificate is in the possession of the solicitor and clearly displayed while engaged in soliciting.

Residence shall mean and include every separate living unit occupied for residential purposes by one (1) or more persons, contained within any type building or structure.

Soliciting shall mean and include any one (1) or more of the following activities:

(1) Seeking to obtain order for the purchase of goods, wares, merchandise, foodstuffs, services, of any kind, character or description. whatever; or

(2) Seeking to obtain prospective customers for application or purchase of insurance of any type, kind or character; or

(3) Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other type or kind of publication; or

(4) Seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable or non-profit association, organization or project; or

(5) Peddling either as a Peddler I or as a Peddler II.

Sec. 11-518. Certificate of registration required.

Every person and organization desiring to engage in soliciting from persons in residences within the Village is hereby required to make written application for a certificate of registration as hereinafter provided.

Sec. 11-519. Application for certificate of registration; contents, filing, and identification; persons to whom certificate will not issue.

Application for a certificate of registration shall be made upon a form provided by the Chief of Police of this Village and filed with such Chief of Police upon completion. The applicant shall truthfully state in full the information requested on the application to wit:

(1) Name, address or present place of residence and telephone number, driver's license number, or state ID, and issuing State if applicant possesses one.

(2) Physical description of the applicant, including date of birth and gender.

(3) Name, address and telephone number of the person, firm or corporation or association, if any, whom the applicant is employed by or represents.

(4) Name of the person in charge of soliciting for the firm or corporation or association.

(5) Nature of the goods or service solicited for.

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(6) Whether or not a deposit is to be collected and the number of persons to be involved in the solicitation effort.

(7) The dates of soliciting within the Village and the total number of days to be soliciting.

(8) If the person has ever solicited before within the Village, the dates and the firm or organization associated with during prior solicitations.

(9) If the applicant has ever been convicted of a felony and the details involved in the incident, arrest and conviction.

All statements made by the applicant upon the application or in connection therein shall be certified as the truth by the applicant signing their individual application.

All individual applications must be accompanied by two head and shoulder color photographs of the applicant, photographs to be no larger than one and a half inches by one and a half inches.

The Chief of Police shall cause an accurate record to be kept of every application received and acted upon together with all other information and data pertaining thereto and all certificates of registration issued under the provisions of this article and the denial of applications.

Sec. 11-520. Charitable Organizations.

Charitable organizations must furnish the Chief of Police the following information:

(1) Name and address of the organization.

(2) Name, address and telephone numbers of the person or persons having the primary responsibility for supervision of the solicitation with the village.

(3) The name, date of birth and gender of all individuals who will be soliciting.

(4) Evidence of full compliance with the provisions of "An Act to regulate solicitation and collection of funds for charitable purposes, providing for violations thereof, and making appropriation therefor," approved July 26, 1963, as amended (225 ILCS 460/1 et seq.)

(5) Two head and shoulder color photographs of each solicitor, one and a half inches by one and a half inches.

Sec. 11-521. Issuance.

The Chief of Police, after consideration of the completed application and all information obtained relative thereto, shall deny the application if the applicant does not possess the qualifications for such certificates as herein required. When the applicant is found to be fully qualified, the certificate of registration shall be issued. Provided the application for the certificate of registration is complete and all

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information required herein is provided on the application, the certificate of registration will generally be issued within two to five working days of receipt of the application by the Chief of Police.

Sec. 11-522. Youth Groups and School Groups from within the Village of Palatine

Youth groups and recognized groups from within the corporate limits of the Village of Palatine shall not be required to wear badges or name tags, nor pay required fees; however the organization shall be required to complete the solicitor's application process.

Sec. 11-523. Policy.

The regulations set forth in this and succeeding sections are designed to provide reasonable protection of the health, safety and welfare of the citizens of the Village, to guard them from unwarranted invasions of privacy and protect them in the peaceful enjoyment of their homes, while allowing all persons reasonable exercise of free speech and political expression as guaranteed by the First Amendment of the United States Constitution.

Every person desiring to secure the protection intended to be provided by the regulations pertaining to soliciting contained in this article, shall comply with the following directions, to wit:

Notice of the determination by the occupant of giving invitation to solicitors, or the refusal of invitation to solicitors, to any residence or business, shall be given in the manner following:

(1) One of four cards, approximately three inches by four inches in size, shall be exhibited upon or near the main entrance door to the residence or business, indicating the determination by the occupant, containing the applicable words, as follows:

(a) ONLY SOLICITORS REGISTERED IN PALATINE INVITED

(b) NO SOLICITORS INVITED

(c) ONLY CHARITABLE SOLICITORS INVITED

(d) SOLICITATION BY PRIOR APPOINTMENT ONLY (For display by businesses only)

(2) For purposes of uniformity, the cards shall be provided by the Village to persons requesting them.

(3) When such card is displayed, it shall constitute sufficient notice to any solicitor of the occupant's decision about inviting or not inviting solicitors to approach their door.

Sec. 11-524. Duty of solicitors.

It shall be the duty of every non-charitable solicitor engaging in solicitation from persons in residences within the Village to wear a nametag or other badge provided by the Village on his or her person clearly identifying the name of the person soliciting and nametag or badge number assigned to that individual and the date of expiration. Tags or badges pursuant to this section shall be issued by the Village

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Manager in such form as the Village Manager may determine. Fees for nametags or badges shall be as provided in the Fee Schedule Supplement to the Palatine Code of Ordinances.

It shall be the duty of every solicitor upon going onto any premises in the Village to immediately and peacefully abide by any notice so posted by the occupant in accordance with section 11-522 if indicated and depart the premises. Any solicitor who has gained entrance to any residence or business, whether invited or not, shall immediately and peacefully depart from the premises when requested to do so by the occupant.

Sec. 11-525. Prohibited soliciting.

(1) It is hereby declared to be unlawful and shall constitute a nuisance for any person to go upon any premises and ring the doorbell upon or near any door, or create any sound in any other manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engage in soliciting as herein defined, in defiance of the notice exhibited at the residence in accordance with the provisions of section 11-522.

(2) It shall be unlawful for anyone to solicit from residences within the Village of Palatine without an approved certificate of registration.

(3) It shall be unlawful for anyone to solicit from residences within the Village of Palatine without displaying their issued nametag or badge, or a recognizable uniform worn, clearly visible to the occupant of the residence whereupon the solicitation is to take place.

(4) It shall be unlawful for anyone to solicit from any business which displays a notice described in section 11-522, or to violate a clearly posted notice to solicitors that solicitation is acceptable only by prior appointment.

Sec. 11-526. Time limit for soliciting.

It is hereby declared to be unlawful and shall constitute a nuisance for any person whether registered under this article or not to go upon any residential premises and ring the doorbell upon or near any door of a residence located thereon, or rap or knock upon any door, or create any sound in any manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engage in soliciting prior to 9:00 a.m. of any weekday or Saturday, or after 7:00 p.m. of any weekday or 6:00 p.m. on Saturday, or at any time on a Sunday or on a State of Illinois or national holiday. For Peddler I and Peddler II, in addition to the foregoing time limitations, no soliciting shall occur after 6:00 p.m. on any week day.

Sec. 11-527. Fee; exemptions.

The registration fee for solicitors shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances, plus a per day fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, for each day solicitation activities are conducted in the Village; provided, however, that no fee

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shall be charged for solicitation by charitable or not-for-profit organizations other than the fee for the cost of the name tag or badge, and further provided that no fee beyond the registration fee shall be charged to solicitors for holders of a franchise granted by the Village for the operation of a cable communications system.

Sec. 11-528. Enforcement and appeal.

The Palatine Police Department shall be responsible for enforcing this ordinance and may take any of the following actions upon receiving a complaint of a violation of this ordinance by a resident:

1. The name tag or badge of the individual solicitor may be confiscated and the individual solicitor's permit to solicit within the Village may be revoked for up to one calendar year.

2. An individual's permit to solicit may be revoked without the confiscation of the individual's name tag or badge, upon notification of revocation, the name tag or badge shall be returned to the Police Department.

3. The individual solicitor may be prosecuted.

4. The organization for which the individual solicitor is a part of may have their certificate of registration revoked.

5. A solicitor found to have a criminal record of crimes against persons, gang activity, or has been convicted of the commission of a felony under the laws of the State of Illinois, or any other state or federal law of the United States, within ten (10) years of the issuance shall have their license revoked.

Upon the confiscation of an individual solicitor's name tag or badge, the circumstances surrounding the complaint shall be reviewed by the Chief of Police or his designated representative, and upon completion of the investigation, the name tag or badge along with the permit to solicit to be either revoked or reinstated. If the individual solicitor's permit is revoked, the umbrella organization, if the solicitor is part of one, will be notified of the permit revocation.

The individual whose name tag or badge is confiscated and whose permit to solicit is revoked shall have the right to appeal the revocation to the Village Manager pursuant to Section 11-15 (e) within seven working days of the revocation.

Sec. 11-529 to 11-535 Reserved.

ARTICLE VII. RAFFLES.

Sec. 11-536. License Required.

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It shall be unlawful to conduct a raffle as defined by 230 ILCS 15/2 et. seq. (1994) of the Illinois Compiled Statutes in the Village of Palatine without having obtained a license therefor in accordance with Sections 11-2, 11-539 , and 11-38 through 11-540 of this Chapter.

Sec. 11-537. Definitions.

The definitions contained in 230 ILCS 15/1 are incorporated by reference as if set forth herein.

Sec. 11-538. Fee.

A ten ($10) dollar fee shall be charged for licenses hereunder, or such fee may be waived.

Sec. 11-539. Requirements.

Only non-profit organizations as defined by 235 ILCS 15/2 of the Illinois Compiled Statutes may apply for a license. There shall be no limit on aggregate retail value of prizes, number of tickets, price of tickets or time period of the raffle.

The following are ineligible for any license under this Article.

1. Any person who has been convicted of a felony;
.
2. Any person who is not of good moral character;
3. Any firm or corporation in which a person defined in 1, 2 or 3 has a proprietary, equitable or credit interest, or in which such a person is active or employed;
4. Any organization in which a person defined in 1, 2 or 3 is an officer, director or employee, whether compensated or not;
5. Any organization in which a person defined in 1, 2 or 3 is to participate in the management or operation of a raffle as defined in this Article.

Sec. 11-540. Application.

(1) Applications for raffle licenses shall be on forms provided by the Village.

(2) The license and application for license must specify the area or areas within the Village in which raffle chances will be sold or issued, the time period during which raffle chances will be sold or issued, the date, time, location and manner of determining the winning chances;

(3) A copy of the applicants articles of incorporation and/or charter shall be attached to the license application (or other such documentation as requested by the Village Manager);

(4) The application must contain a sworn statement attesting to the not-for-profit character of the prospective license organization, signed by the presiding officer and the secretary of that organization. No bond shall be required for such application and license.

Sec. 11-541. Conduct of raffles.

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The conducting of raffles is subject to the following restrictions.

1. The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct the game.

2. No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.

3. No person may receive any remuneration or profit for participating in the management or operation of the raffle.

4. A licensee may rent a premises on which to determine the winning chance or chances in a raffle only from an organization which is also licensed under this Section.

5. Raffle chances may be sold or issued only within the area specified on the license and winning chances may be determined only at those locations specified on the license.

6. No person under the age of eighteen (18) years may participate in the conducting of raffles or chances. A person under the age of 18 years may be within the area where winning chances are being determined only when accompanied by his parent or guardian.

Sec. 11-542. Records.

Records shall be kept pursuant to the provisions 235 ILCS 15/6 of the Illinois Compiled Statutes.

Sec. 11-543. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Secs. 11-544 - 11-600. Reserved.

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ARTICLE VIII. RELOCATORS AND REPOSSESSORS

Sec. 11-601. Definitions.

For the purposes of this article, the following words shall have the meanings indicated unless their context clearly requires otherwise:

Commission: Illinois Commerce Commission.

Collateral: Any motor vehicle, boat, recreational vehicle, motor home, motorcycle or other property that is subject to a security, lease or rental agreement.

Dispatcher: Any person who, as an employee or agent of a relocator or repossession agency, dispatches vehicles for operators who perform removal activities.

Operator: Any person who, as an employee of a relocator or repossessor, removes trespassing vehicles from private property by means of towing or otherwise recovers vehicles for collateral. This term includes the driver of any vehicle used in removing a trespassing vehicle from private property as well as any person other than the driver who assists in the removal of a trespassing vehicle from private property.

Relocator's license: A license issued to a commercial vehicle relocator in accordance with this chapter.

Relocator: Any person or entity engaged in the business of removing trespassing vehicles from private property by means of towing or otherwise, and thereafter relocating and storing vehicles.

Repossessor: Any person or entity conducting business, or an employee of the business, who, for any type of consideration, engages in the business of, accepts employment, or agrees to provide collateral vehicle recovery.

Sec. 11-602. Declaration of Village policy.

It is hereby declared to be the policy of the Village of Palatine to regulate the collateral recovery of vehicles and the removal of trespassing vehicles from private property and the subsequent relocation and storage of such vehicles in such manner as to fairly distribute rights and responsibilities among vehicle owners, private property owners and relocators and repossessors. For this purpose, the Village's regulations herein are for the purpose of complementing and supplementing the regulatory process of the Commission pursuant to 225 ILCS 422 and 625 ILCS 5/18a-100 et seq., and any amendments thereto, and its enforcement efforts thereunder. The laws and regulations adopted hereunder are adopted pursuant to the home rule authority of the Village of Palatine as well as the express authority conferred by the state legislature on local units of government pursuant to 225 ILCS 422 and 625 ILCS 5/18a-100 et seq.

Sec. 11-603. Towing performed pursuant to police order.

Nothing contained in this article shall be construed to regulate or otherwise affect towing performed by any relocator pursuant to the order of a law enforcement official or agency in accordance with 625 ILCS 5/4-201 through 5/4-204 of the Illinois Vehicle Code, or pursuant to section 18-90 of the Palatine Code of Ordinances.

Sec. 11-604. Repealed.

Sec. 11-605. General powers and duties of the Village Manager.

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The Village Manager or his designee shall:

(1) Regulate relocators and repossessors and their employees or agents in accordance with this article and to that end may establish reasonable requirements with respect to proper service, and practices relating thereto;

(2) Require the maintenance of uniform systems of accounts, records and the preservation thereof;

(3) Require all drivers and other personnel used in relocation and repossession be employees of a relocator or repossessor;

(4) Issue permits to relocators and repossessors in accordance with the requirements of this article;

(5) Upon verified compliant in writing by any person, organization or body politic, or upon its own initiative, may investigate whether any relocator, reposessor, operator, dispatcher or person otherwise required to comply with any provision of this article or any rule promulgated hereunder has failed to comply with any such provision or rule.

Sec. 11-606. Relocators – unlawful practices.

It shall be unlawful for any relocator to:

(1) *Relocate vehicles from authorized spaces.* No vehicle shall be relocated if it is parked in a space on private property where it is authorized to be parked.

(2) *Relocate vehicles from private property without authorization from property owner.* No vehicle shall be relocated from private property without express, written authorization from the property owner, lessee or agent. The authorization must either direct the relocator to remove the specific vehicle in question or authorize the relocator to remove all unauthorized vehicles from the property.

(3) *Relocate vehicles not in accordance with proper posting.* No vehicle shall be relocated from a lot which does not, at the time of the tow and for at least twenty-four (24) hours prior thereto, have signs posted in compliance with this article. Furthermore, no vehicle shall be relocated to a storage lot or facility that is not identified on signs posted in compliance with this article at the location from which the vehicle is relocated. No vehicle shall be relocated and/or stored even temporarily at any other location than the location advertised on the relocator's sign. Once a vehicle is picked up from private property it must be towed immediately to the storage lot or facility that is identified on the sign posted on the private property. No vehicle shall be subsequently transported to any other lot or facility.

(4) *Relocate vehicles where owner or driver is present.* No vehicle shall be relocated where the owner or operator of such vehicle is present or arrives at such location at any time prior to the completion of the removal of the vehicle from private property, and provided such owner and operator is willing and able to remove the vehicle immediately, and provided that the owner or operator does immediately remove the vehicle from the private property.

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(5) *Commercial Motor Vehicles*. No operator shall engage in the removal of a commercial motor vehicle that requires a commercial driver's license to operate, as required under 625 ILCS 5/6-500 et seq, by operating the vehicle under its own power on a highway without authorization by a police officer

(6) *Notification of police department.* No relocator or repossessor may transact any part of its business at any location until after the relocator or repossessor has obtained and remitted payment for a permit from the Police Department. The Police Department is authorized to establish an electronic method for relocators to obtain a permit online using the internet.

(7) *Post signs at locations where the relocator is not authorized to operate or tow beyond a maximum distance.* No relocator shall remove any vehicle otherwise in accordance with this article more than ten (10) air miles from its location when towed nor shall it post a sign at a location more than ten (10) air miles from the storage lot to which the relocator can relocate vehicles.

(8) *Relocate vehicles unless the relocation lot is open during certain prescribed hours.* No vehicle shall be relocated to a lot which is not open to allow the vehicle owner to retrieve the vehicle within two (2) hours following the tow.

(9) *Accept certain types of compensation:* Except as provided in subsection (b) below, no relocator shall demand, collect or receive anything of value or compensation in relation to its relocation business;

a. From the property owner, lessee or their agents or from any person other than the owner or owner's agent of the relocated vehicle, except according to terms in the contract entered into between the property owner or lessee and the relocator;

b. From the vehicle owner, lessee or their agents;

i. Greater than the amount posted on the signs, posted on the private property from which the vehicle was relocated;
ii. Greater than or other than the rates prescribed by the Commission; or
iii. Where the relocation was not performed in compliance with the law in this Article.

c. Storage fees must be posted in accordance with administrative rules of the Commission.

d. A relocator must release the vehicle provided payment is either in cash or through a valid major credit card, including, but not limited to, VISA, American Express, Discover or MasterCard.

(10) *Prerequisites to operation within the Village.* No relocator shall:

a. Operate within the Village without a valid, current relocator's license as approved by the Village as authorized in 11-609 this article.

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b. Employ as an operator or otherwise so use the services of any person who has not been duly licensed by the Commission and the Illinois Secretary of State pursuant to the applicable laws, rules and regulations.

c. Operate a business other than in conformance with the laws of the Commission and the rules and regulations adopted thereunder.

d. Operate any towing vehicle which does not carry a copy of 625 ILCS 5/18A, of the Illinois Vehicle Code, a copy of this section of the Village of Palatine Code of Ordinances and sufficient copies of the Commission complaint form. All documents shall be made available to any complainant at their request in the event of a dispute regarding vehicle relocation.

e. Operate any vehicle which has not passed a safety test as required in 625 ILCS 5/13-101.

f. Relocate any vehicle prior to obtaining and remitting payment for a permit. The Police Department is authorized to establish an electronic method for relocators to obtain and remit payment for an online permit using the internet. This permit must be displayed in either paper or electronic form to any police officer. The fees for permits shall be codified in the Village Fee Schedule.

g. Relocate a vehicle unless the operator has a valid operator's permit issued from the Commission

(11) *Notice to police department.* A relocator must:

a. Notify the Police Department prior to such removal by purchasing a permit as described in 11-606(10)(f). Notification shall include, but not limited to, a complete description of the vehicle, including the year, make, model vehicle identification number (VIN) and state license plate number, the registration numbers, the locations from which and to which the vehicle was removed, the time of removal and any other information required by state or local regulations, statute or ordinance.

b. Make a telephone number available to the Police Department at which the relocator or an employer of the relocator may be contacted at any time, twenty-four hours each day. This phone number shall be advertised for the purpose of effectuating the release of a towed vehicle. The relocator must have an employee available at all times on the premises owned or controlled by the relocator for the purposes of arranging for the immediate release of the vehicle.

Sec. 11-606.1 Relocators – posting of signs; sign specifications.

(1) *Generally.* It shall be unlawful for an owner or other person in lawful possession or control of private property to remove or employ a relocator to remove an unauthorized vehicle from such property unless written notice is provided pursuant to the administrative rules of the Commission. Such notice shall consist of a sign posted in a conspicuous place in the affected area of a size and content as required by the

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Commission. Such sign shall state the amount of the towing charges to which the person parking may be subject. Such signs must be posted at least twenty-four (24) hours before any vehicle is relocated from the lot.

(2) *Application to residential property.* No express notice shall be required under this section upon residential property which, paying due regard to the circumstances in the surrounding area, is clearly reserved or intended exclusively for the use or occupation of residents or their vehicles.

(3) *Sign specifications:*

(a) Those portions of the sign warning that unauthorized vehicles will be relocated must be formatted in accordance with the administrative rules of the Commission.

(b) Each sign must contain:

i. A warning that unauthorized vehicles will be relocated;

ii. The full legal name of the relocator as it appears on the relocator's license, the address and telephone number of the relocator, and the address and telephone number of the location to which the vehicle will be relocated and at which it can be reclaimed, if different from the address of the relocator;

iii. The maximum fee which the relocator will charge the owner as a condition of reclaiming the vehicle and any restrictions on the method of payment which will be accepted by the relocator. No sign shall indicate a restriction on the method of acceptable payment that is contrary to section 11-606(8)(c);

iv. The hours which the owner can reclaim the vehicle to the extent that a sign does not show a limitation on hours or days when the vehicle can be reclaimed, the sign shall constitute a representation the vehicle can be reclaimed at any time or on any day. No sign shall include hours of doing business contrary to the restrictions contained in section 11-606(7).

(c) Such signs must be visible and readable from all entrances and exits, both during the day and at night, free of any natural or man-made interference.

(d) No more than one (1) location where the vehicle may be relocated shall be identified on any posted sign at any lot from where the vehicle was relocated.

(4) *Lighting standard.* All such signs shall be illuminated from dusk to dawn. Such lighting shall be directed to the sign face, uniformly distributed over the sign face and provide an illumination level on the sign face of at least twenty (20) feet.

Sec. 11-607. Repossessors - unlawful practice.

It shall be unlawful for any repossessor:

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(1) To repossess a vehicle prior to obtaining a valid permit issued by the Village of Palatine. The Police Department is authorized to establish an electronic method of repossessors to obtain and remit payment for an online permit using the internet. This permit must be displayed in either paper or electronic form to any police officer. The fees for permits shall be codified in the Village Fee Schedule.

(2) To violate any other provision of this chapter, Commission regulations or orders adopted under this chapter or pursuant to chapter or pursuant to 225 ILCS 422 et.seq.

(3) The Police Department shall establish the form and content of the online permit.

(4) No repossessor may remove a vehicle from private property where trespassing signs have been erected prohibiting a repossessor from entering and remaining on the property.

Sec. 11-608. Penalties. Any relocator, repossessor, operator, dispatcher or employee of a relocator or repossessor who violates any provision of this Chapter shall be subject to fines as established in the Village Fee Schedule.

Sec. 11-609. Relocator's License Required.

(a) *Applications, original determinations.* Each application for a license to operate as a relocator shall be made in writing to the Village Manager, shall be verified under oath, shall be in such form and contain such information as the Village Manager may require. It shall be accompanied by the required application fee and proof of security. In addition to filling out the application required by the Village Manager and paying the filing fee as provided for in the Fee Schedule Supplement to the Palatine Code of Ordinances, a certified copy of the license issued by the Illinois Commerce Commission to such applicant to operate as a relocator shall be sufficient evidence to qualify a relocator for a Village commercial vehicle relocator's license. Nothing herein, however, shall interfere with the Village Manager's right to impose reasonable conditions on the issuance of such license. The relocator shall provide a copy of the license in each vehicle engaged in relocation operations.

(b) *Transfer.* A relocator's license is not transferable.

(c) *Expiration renewal:*

(1) All relocator's licenses shall expire on the same date that the license issued by the Illinois Commerce Commission expires. Consistent with the rules and regulations of the Illinois Commerce Commission, the village may temporarily extend the duration of the license for the pendency of a renewal application until formally approved or denied by the Illinois Commerce Commission upon filing, no early than ninety (90) days nor later forty-five (45) days prior to such expiration, of written application for renewal, verified under oath, in such form and containing such information as the Village Manager requires, and accompanied by the required application fee and proof of security. The Village Manager, upon receipt of a certified copy of the Illinois Commerce Commission's renewal license, shall renew the license.

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(2) The Village Manager may at any time during the term of the license make inquiry into the management, conduct of business or otherwise determine that the provisions of this Chapter are not being observed.

Sec. 11-610. Suspension of license.

The Village Manager shall suspend or revoke the permit of a relocator if it finds that:

(1) The relocator made a false statement on the application for a relocator's permit;

(2) The relocator's license issued by the Illinois Commerce Commission has been suspended or revoked; or

(3) After a hearing, it is established the relocator has violated one (1) or more of the unlawful practices contained in section 11-606 of this article and that revocation or suspension are appropriate penalty for the misconduct.

Sec. 11-611. Hearing on revocation/suspension.

(a) *Suspension and revocation.* A vehicle relocator's license may be suspended by the Village Manager and subsequently revoked by the Corporate Authorities for violation of this article, the state law or the rules and regulations adopted thereunder or for any of the grounds set forth in Section 11-15(a), or for any other violations of the Palatine Code of Ordinances. The procedures for suspension or revocation shall be pursuant to Section 11-15 (b) and (c).

(b) *Cessation of operations required.* If a fine or a suspension is imposed as a penalty, no activity otherwise permitted under the license shall be conducted by the relocator until such fine is paid or such suspension served. If a relocator is found to be operating without a license or after a license is revoked or suspended, the village shall enforce its ordinance or any other orders by fine, injunction or in any other means permitted by law.

ARTICLE IX. YOUNG ADULT ENTERTAINMENT FACILITIES

Sec. 11-612. Definitions.

As used in this division the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

License Officer: The Village Manager or his designee.

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Light Food Service: The ability to store, prepare, sell, and service hot and cold sandwiches, snacks, and similar food items and is separately licensed by the Village as a food service establishment.

Person: One or more natural persons, corporations, limited liability companies, partnerships, associations or other entities capable of having an action of law brought against such entity.

Premises: Any Zoning Lot, as defined in the Village Zoning Ordinance, where a Young Adult Entertainment Facility is operated or maintained including, but not limited to all hallways, bathrooms, parking areas and any other portions of the Zoning Lot which is accessible to the public during operating hours.

Special Event: An activity at a Young Adult Entertainment Facility which is marketed to patrons or prospective patrons as being of a temporary or non-routine nature.

Village: Village of Palatine

Young Adult Entertainment Facility: A for-profit establishment which is open to the public, the primary function of which is to offer, provide, procure, make available, allow, suffer or permit entertainment to patrons between the ages of 16 and 20 years an opportunity to engage in social activities such as dancing, or the enjoyment of live or pre-recorded music, or the enjoyment of' entertainment provided by dancers or other performers. A Young Adult Entertainment Facility shall provide light food service and beverages (excluding alcoholic beverages) to its patrons from the time of opening until 11:00 p.m.

The term "Young Adult Entertainment Facility" does not include the following: Premises which serve alcoholic beverages as defined by State and local laws; theaters in which the patrons sit in parallel rows of fixed seats; full service restaurants where the only entertainment consists of background music which is incidental to the primary function of serving food; outdoor performances; a banquet, party or celebration conducted for invited guests which is not open to the public; dances or events sponsored and operated by a governmental entity, an educational institution, or a nonprofit or charitable group duly licensed with the state and having a five (5) year operational history in the Village.

Sec. 11-613. Young Adult Entertainment Facility License Required.

It is unlawful for any person to own, operate, manage, or maintain a Young Adult Entertainment Facility in the Village without first obtaining a Young Adult Entertainment Facility License from the Village. The license fee shall be based on the permitted occupancy of the Young Adult Entertainment Facility as follows:

For occupancy up to 100	$ 1,000.00
For occupancy from 101 to 200	$ 5,000.00
For occupancy from 201 to 300	$10,000.00
For occupancy from 301 to 600	$20,000.00
For occupancy from 601 to 800	$25,000.00
For occupancy from 801 to 1000	$30,000.00

All Young Adult Entertainment Facilities shall have an occupancy limit established by the applicable fire or Village Code of Ordinances and by the special use approved for the facility. For the

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purpose of this subsection, licensed premises shall not include kitchen area, storage areas, hallways, or any area used by the licensee and/or his employees and not open to the licensee's patrons.

A license shall be effective from the date of its issue until June 30th of each year. The fee to be paid shall be reduced in proportion to the full calendar months which have expired in the fiscal year prior to the issuance of the license.

Sec. 11-614. Special Use Ordinance Required.

All Young Adult Entertainment Facilities shall require a special use permit to operate which shall set limits on the occupancy of the facility and set forth other operational constraints and conditions in connection with the operation.

Sec. 11-615. License Application Procedures.

A. An application for a license shall be made in writing to the Village, upon forms provided, and shall include the following:

1. The name, birthdate, and address of the applicant in the case of an individual; in the case of a partnership, the persons entitled to share in the profits thereof, and in the case of a corporation, the date of incorporation (in the case of a foreign corporation, the state where it was incorporated and the date of its becoming qualified under the Illinois Business Corporation Act to transact business in the State of Illinois), and the objects for which it was organized. In the case of an Illinois Limited Liability Company, the same information for its managing member and members. The names, dates of birth, and addresses of any partner, any officer and any director, and if a majority in interest of the stock of a corporation is owned by one person or his nominees, the name, date of birth and address of such person.

2. The location of the Young Adult Entertainment Facility including address, legal description and permanent index number.

3. Evidence of proof of ownership or a valid and binding leasehold interest in the form of a title policy or a fully executed copy of the lease.

4. If a leasehold (or any legal interest that is not fee simple ownership) a letter of authorization from the legal owner of the property of which the leasehold is a part.

5. A complete statement of all convictions of the applicant as provided in this section. If the applicant is a corporation, such statement shall include applicant's officers, and directors thereof, and any stockholder or stockholders owning in the aggregate more than twenty percent of the stock of such corporation. If the applicant is a partnership, such statement shall include all general partners, and any limited partner owning more than twenty percent of the aggregate limited partner interest in such partnership. If the applicant is a limited liability company such statement shall include the managing member and shareholders owning more than 20% of the shares of the limited liability company. Such listing shall include but not be limited to the following:

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(a) Any offense involving sexual misconduct with children of other sex offenses as defined in Article 11 of the Illinois Criminal Code of 1961, as amended.

(b) A felony based upon conduct or involvement in such business or activity or related or similar business or activity, within the past ten years; or

(c) A felony unrelated to conduct or involvement in such business or activity or related or similar business or activity, but which felony involved the use of a deadly weapon, traffic in narcotic drugs, or violence against another person, including rape, within the past five years; or

(d) A misdemeanor or licensing ordinance violation, based upon conduct or involvement in such business or activity or related or similar business or activity, within the past two years.

6. A description of the proposed Young Adult Entertainment Facility, including the anticipated age and number of patrons, hours of operation and all activities and business conducted at the same location, and the physical facilities to be used.

7. A written statement setting forth all measures proposed to ensure that adequate traffic control, crowd protection and security, both inside and outside the licensed premises, will be maintained, that the age limits of the patrons to be admitted to the Young Adult Entertainment Facility will be enforced and that the curfew will be enforced.

8. A statement of whether the business will be conducted by a manager. In such case the manager's name, address, telephone number and age shall be provided, along with a statement of any convictions as set forth under subsection (3), above.

9. A statement whether applicant has made similar application for a similar other license at a location other than described in this application and the disposition of such application.

10. The license fee as provided herein.

11. A site plan for the licensed premises, including a floor plan showing all entrances, exits and public areas.

12. The operation and training manuals to be used for the establishment, setting forth procedures for complying with this chapter, including, but not limited to, security and age verification.

13. A certificate of insurance evidencing that the applicant has secured commercial general liability insurance issued by one or more companies authorized to do business in the State of Illinois providing the following minimum coverage:

(a) One million dollars ($1,000,000) per person, per occurrence; and

(b) One million dollars ($1,000,000) annual aggregate.

14. A copy of the Special Use Ordinance approved by the Village Council.

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B. In the event the applicant learns that any information or document submitted as part of this application process is inaccurate or incomplete, the applicant shall immediately notify the Village and provide appropriate corrections. Failure to accurately and completely provide, or as necessary update, required information may delay the processing of such application or result in its denial.

C. In addition to the requirements of subsections (A) and (B) above, the applicant and, if applicable, the manager shall submit their fingerprints to be used in completing the investigation. Applicants are required to present themselves for fingerprints to be taken by the Police Department as provided by the Chief of Police. If the applicant is a corporation, fingerprints shall be required of applicant's officers, directors, and any stockholder or stockholders owning in the aggregate more than twenty percent of the stock of such corporation. If the applicant is a partnership, fingerprints shall be required of all general partners, and any limited partner owning more than twenty percent of the aggregate limited partner interest in such partnership. If a limited liability company, the managing member and the owners of more than 20% of the stock shall be required. The applicant shall pay the fingerprint fee for each person required to submit fingerprints. Provided, in the case of a renewal application, fingerprints and the fingerprint fee shall not be required from a renewal applicant whose fingerprints are on file, unless the Chief of Police determines that there may be reason to believe that the renewal applicant may have unreported convictions.

Sec. 11-616. Procedures for Issuance or Denial of License.

After receiving a complete application for a Young Adult Entertainment Facility license, the Village shall follow the following procedures:

A. The License Officer shall forward copies of the application to appropriate Village officials for their comments regarding compliance with regulations under their jurisdiction. The License Officer shall consider all materials and comments submitted and issue or deny the license within thirty (30) working days after the date on which a completed application was filed unless the applicant agrees to an extension of the time period. In the event that the License Officer fails to act upon any application within the time period set forth herein, such failure to act shall be deemed a denial of the application.

B. The grounds for the denial of the issuance or renewal of a Young Adult Entertainment Facility License shall include but not be limited to one or more of the following reasons:

1. The applicant has been convicted of one or more of the following offenses

(a) Any offense involving sexual misconduct with children or other sex offenses as defined in Article 11 of the Illinois Criminal Code of 1961, as amended;

(b) A felony based upon conduct or involvement in such business or activity or related or similar business or activity, within the past ten years; or

(c) A felony unrelated to conduct or involvement in such business or activity or related or similar business or activity, but which felony involved the use of a deadly weapon, traffic in narcotic drugs, or violence against another person, including rape, within the past five years; or

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(d) A misdemeanor or licensing ordinance violation, based upon conduct or involvement in such business or activity or related or similar business or activity, within the past two years.

2. The applicant whose license issued under this chapter has been revoked for cause.

3. The applicant who at the time of application for renewal of any license issued under this chapter would not be eligible for such license upon a first application.

4. The applicant is under the age of twenty-one (21) years.

5. If the applicant is a partnership and any general partner, or any limited partner of owning more that twenty percent (20%) of the aggregate limited partner interest in such partnership, would not be eligible to receive a license under this chapter.

6. If the applicant is a corporation and any officer or director, or any stockholder or stockholders owning in the aggregate more than twenty percent (20%) of the stock of such corporation, would not be eligible to receive a license under this chapter.

7. If the applicant is a corporation unless it is incorporated in Illinois or unless it is a foreign corporation which is qualified under the "Business Corporation Act of 1983" to transact business in Illinois.

8. If the applicant is a limited liability company and its managing member are the owners of 20% or more of the stock do not possess the same qualifications required of the licensee.

9. If the business of the Young Adult Entertainment Facility is to be conducted by a manager unless the manager possesses the same qualifications required by the licensee.

10. If the applicant is not legally authorized to run the business.

11. If the Premises do not comply with all applicable Village Ordinances and State laws including its zoning ordinance and other applicable ordinances of the Village.

12. If the application is incomplete or if it contains any material misrepresentation.

13. If the application does not show adequate measures for the protection of persons or property, security, both inside and outside the premises, and the monitoring of the ages of patrons admitted to the Young Adult Entertainment Facility.

14. A pattern or history and experience of the establishment proposing a threat to the public welfare.

15. A pattern of arrests or referrals to hospitals from the establishment.

16. A pattern of complaints received including, complaints at other facilities that are owned by the applicant or owned by others operating similar facilities in the Village or in other communities in Cook County.

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17. Where grounds for revocation of the license exists.

C. In connection with the issuance of any license, the Village may impose any conditions on the license, the operating plan and on the conduct of the business that it deems necessary and appropriate including, but not limited to limitations on the days and hours of operation, the age of the patrons, the training and qualifications of the staff, staffing requirements, controls on parking lot and the environs outside of the facility, the layout of the licensed premises and additional insurance requirements.

D. If the License Officer denies a license or imposes conditions on the application found objectionable by the applicant, written notice of the denial stating the reasons why shall be sent to the applicant within five (5) working days after the denial. The applicant shall have a period of ten (10) working days after the date of license denial or the conditional license to appeal to the Village Council. Said appeal shall be in writing and shall be scheduled for hearing within fourteen (14) days of the receipt of the appeal for a regular meeting occurring not more than thirty (30) days after receipt of the notice and after at least five (5) days notification of the hearing date to the appellant.

Sec. 11-617. Operating Rules and Regulations.

A. It shall be unlawful for any person under the age of sixteen (16) years to enter or remain on the Premises of a Young Adult Entertainment Facility unless accompanied by a parent or guardian.

B. It shall be unlawful for any person twenty-one (21) years of age or older to enter or remain on the premises of a Young Adult Entertainment Facility except for bona fide employees or independent contractors hired by the licensee to work in the Young Adult Entertainment Facility, a parent or guardian of a person under twenty one (21) years of age present in the Young Adult Entertainment Facility or a governmental employee in the performance of his duties.

C. It shall be unlawful for any person to falsely represent their age for the purpose of gaining admission to a Young Adult Entertainment Facility.

D. The Licensee shall require each person admitted or seeking to be admitted to display to a supervisory security person of the Young Adult Entertainment Facility an identification card showing the photo and age of the person seeking admission. In addition all patrons shall be required to pass through a metal detection device or pass a scanning by a metal detection wand.

E. It shall be unlawful to knowingly permit a person to enter or remain in a Young Adult Entertainment Facility who is under the age of sixteen (16) years or over twenty (20) years of age or older unless such person is a bona fide employee or independent contractor hired by the licensee to work in the Young Adult Entertainment Facility or a governmental employee in the performance of his duties.

F. A patron once admitted to the Young Adult Entertainment Facility on the Premises not be permitted to exit and re-enter the Premises sooner than the following business day.

G. In the event of an emergency, health, or safety condition occurring anywhere on the licensed premises, including the parking lot, the licensee and its employees and/or agents shall immediately contact the Fire Department or Police Department, as appropriate to the incident, and request assistance. A written plan for implementing this requirement shall be placed of record with the Village.

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H. It shall be the obligation of the licensee to employ two (2) off-duty police officers who shall be present on the Premises during all operating hours to maintain peace and order and to ensure compliance with all applicable laws of the State and of the Village. The licensee shall also employ qualified security personnel who shall have been trained in crowd control, drug awareness, and gang awareness. The names, addresses and birthdates of all such security personnel must be on file with the Chief of Police at least forty-eight (48) hours before their employment.

I. Each licensee shall provide at least one supervising security person to monitor and verify ages of those persons seeking to gain admittance to the licensed premises.

J. The licensee and its agents shall not permit or allow alcoholic beverages or controlled substances to be consumed or be present on any Young Adult Entertainment Facility premises shall not allow or permit tobacco to be sold in any Young Adult Entertainment Facility and shall not allow tobacco to be used by any person under the age of eighteen (18). The presence of any prohibited item upon the licensed premises shall be deemed a violation of this provision.

K. It shall be the obligation of the licensee to refuse admittance and to remove from the Young Adult Entertainment Facility any person who is, or appears to be, under the influence of, or affected by the use of alcohol or drugs, or whose conduct poses a physical danger to the safety of others present. It shall be the obligation of the licensee to refuse admittance and to remove from a Young Adult Entertainment Facility any person under the age of eighteen (18) years who possesses or uses tobacco.

L. It shall be the obligation of the licensee to provide proper and adequate illumination of all portions of the Premises which are available for public use. Such illumination shall be not less than 1.3 foot candle at floor level at all times when the premises are open to the public or when any member of the public is permitted to enter and remain on the premises. All off-street parking areas within one hundred feet (100') of any entrance shall be illuminated during all hours of operation after sunset with a lighting system designed to provide a minimum maintained horizontal illumination of greater than one (1) foot candle of light on the parking surface and/or walkway.

M. It shall be the obligation of the licensee to prevent loitering, the creation of public nuisances or disturbances of the peace by any patrons of the Young Adult Entertainment Facility on the Premises or in the immediate vicinity. "Loitering" shall not include the act of waiting in line to gain admission to the Premises.

N. It shall be the obligation of the licensee to clean up all litter resulting from its operations. The cleanup shall occur within two (2) hours after the end of each day's operation.

O. It shall be unlawful for a licensee to permit (a) a greater number of patrons into the premises at any time than the permitted occupancy, or (b) any greater number of patrons to remain upon the premises than the permitted occupancy. All Young Adult Entertainment Facilities shall provide seating for not less than thirty percent (30%) of the maximum permitted occupancy.

P. No licensee, his agent or employee shall allow or permit any person to perform acts of or acts which simulate: a) sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts which are prohibited by law; b) the actual or simulated touching, caressing or fondling of the breast, buttocks, anus or genitals; c) the actual or simulated displaying of the pubic

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hair, anus, vulva or genitals; d) the actual or simulated displaying of the breast so as to expose the nipple of the female breast; e) the displaying of films or pictures depicting acts, a live performance of which is prohibited by a), b), c) or d) above.

Q. No licensee, his agent or employee shall allow or permit any person to remain in or upon the licensed premises who exposes in public view any portion of his or her genitals or anus.

R. Each licensee shall provide at least one (1) public telephone for outgoing calls only for each 125 patrons (based upon the maximum occupancy of the Premises). No licensee shall permit sound or vibration exceeding ninety (90) decibels measured with a standard meter "A" scale within two (2) feet of any public telephone receiver or audible at such level on the outside of any exterior wall of the premises located more than ten (10) feet from a doorway of the licensed premises. No public telephone shall be provided on the premises for incoming calls.

S. Designation of the individual who will be available prior to and during the event and who shall have authority to accept complaints, receive notice of violations, or take corrective action as required by proper officials of the Village;

T. Automatic counters are required to be used prior to entry into the licensed premises to determine occupancy of the premises;

U. The hours of operation of a Young Adult Entertainment Facility are as follows:

Sunday through Thursday, 10:00 a.m. to 11:00 p.m.
Friday and Saturday, 10:00 a.m. to midnight.
New Year's Eve, 10:00 a.m. to 1:00 a.m. the following day.

V. All employees and independent contractors hired by the licensee to work in the Young Adult Entertainment Facility who will be present on the premises during hours of operation shall submit to criminal background checks. No person shall be permitted to be employed who has been convicted of a felony violation of any section of the following:

Solicitation, Conspiracy and Attempt,
Homicide;
Kidnapping and Related Offenses;
Sex Offenses;
Bodily Harm;
Robbery;
Burglary;
Armed Violence; or Contributing to the Criminal Delinquency
of a Juvenile of the Illinois Criminal Code of 1961, as amended; or any section
of the Illinois Controlled Substances Act, as amended; or
Homicide;
Kidnapping;
Obscenity;

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Rape;
Robbery and Burglary;
Sexual Exploitation of Children;

Sec. 11-618. Special Events.

A. The licensee shall deliver to the Chief of Police, no later than seventy-two (72) hours before any scheduled Special Event occurring at a licensed premises, true and accurate copies of any and all advertisements of whatever nature therefore used to advertise or promote the event. The licensee shall also include prior to any such advertised event:

B. The number of employees and/or performers to be used for the event;

C. A security plan with an identification of any changes to the security plan on file must be submitted to the Chief of Police in writing a minimum of two (2) business days before the event. The Chief of Police shall have the authority to approve the plan, approve subject to conditions or disapprove the plan. The security plan must be followed without any changes unless such change has been submitted to the Chief of Police in writing and he has approved it prior to the event being opened;

D. Security personnel shall be required for the maximum capacity of the event as determined by the maximum occupancy of the premises under Village's ordinance unless attendance is limited to a lesser number;

E. Inspections may be conducted by the Village to ensure compliance with its codes and ordinances;

F. No members of the general public shall be allowed admittance prior to the opening of the event;

G. Tickets may be sold before the event with the number of tickets sold limited to the occupancy limit of the premises for patrons, and after all said tickets have been sold, the licensee shall post a sign stating that the event is "Sold Out."

Sec. 11-619. Access by Police Officers.

All police officers of the Village and other Village employees engaged in inspection shall be permitted access to all Young Adult Entertainment Facilities for the purpose of inspection and to enforce compliance with the provisions of this ordinance at all times including when the Premises are open to patrons.

Sec. 11-620. Suspension or Revocation of Licenses.

A. The Village Manager may, at any time, suspend a Young Adult Entertainment Facility license whenever the licensee, or any manager, officer, director, agent or employee of the licensee has caused, permitted or knowingly done any of the following:

1. Failed to keep the building structure or equipment of the licensed premises in compliance with the applicable health, building, fire or safety laws, regulations or ordinances in a way which relates to or affects public health or safety on the Young Adult Entertainment Facility Premises.

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2. Failed to comply with the provisions of Young Adult Entertainment Facilities specified in this chapter including the operating rules and regulations set forth above.

3. Whenever the Village learns that the licenses made a material false statement or representation, or failed to disclose any material information to the Village, in connection with any application for the Young Adult Entertainment Facility license or any license renewal.

4. Whenever the licensee or any manager, officer, director, agent or employee of the licensee knowingly permits conduct on the licensed premises that violates any federal, state or Village criminal or penal statute, law or ordinance, or the operating rules and regulations, this ordinance or the terms and conditions of the license and the special use or the Zoning Ordinance.

5. Whenever the operation of the Young Adult Entertainment Facility becomes the proximate cause of a significant increase in criminal activity on the premises or in the immediate vicinity in such a way as to endanger persons or property.

6. For any of the grounds set forth in Section 11-15(a).

B. Any license may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter. The procedure for suspension or revocation or any penalty shall be subject to Section 11-15(b) and (c).

C. Any appeal shall be pursuant to the procedures set forth in Section 11-16 of this Chapter.

D. In the event of a license suspension or revocation, the licensee shall be responsible for all of the costs, including attorney's fees incurred by the Village which costs shall be taxed to the licensee and payment made by certified check to the Village before the reopening of the business.

Sec. 11-621. License, Non-transferable.

A license granted under the provisions of this chapter is non-transferable. The sale, lease or transfer of substantially all of the assets (more than 25%) of a business holding an Young Adult Entertainment Facility License or a sale or transfer of a controlling interest in a corporation or partnership holding an Young Adult Entertainment Facility License shall result in the termination of the license granted herein.

A license shall only be good for one (1) year and there shall be no obligation on the part of the Village to renew said license.

Sec. 11-622. Nuisance, Injunction.

Any violation of this chapter is declared to be a nuisance. In addition to any other relief provided by this chapter, the Village Attorney may apply to a court of competent jurisdiction for an injunction to prohibit the continuation of any violation of this chapter. The application for relief may include seeking a temporary restraining order, temporary injunction or permanent injunction.

Sec. 11-623. Penalty

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Any person, firm or corporation violating any provision of this chapter shall be fined not less than Two Hundred ($200.00) Dollars nor more than One Thousand ($1,000.00) Dollars for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Sec. 11-624 – 11-629. Reserved.

ARTICLE X. SPECIAL EVENTS

Sec. 11-630. Definitions.

Special Event. A proposed event that includes one or more of the following components shall be considered a Special Event, unless otherwise exempt by the Village's Code of Ordinances or by the Village Manager: 1) closure and/or use of any public streets or Village owned parking lots, right-of-way, or property (excluding closures in conjunction with a neighborhood block party); 2) an event to be held by a licensed business that will be open to the general public and requires the use of any property that is not under the direct ownership or control of the licensed business; 3) an outdoor event that includes a request for a temporary liquor license; and 4) an outdoor event that includes a request for a waiver of the Village's sound amplification ordinance (excluding an Outdoor Sound Waiver request for residential use only). Additionally, the Village Manager may determine an event to be a Special Event regardless if it includes one or more of the components listed above, but could impact the Village.

Sec. 11-631. Application and Fees Required.

A completed Special Event application shall be submitted to the Village for review no less than sixty (60) days prior to the proposed event. Applications may be accepted less than sixty (60) days prior to the event if, in the Village Manager's determination, the scope of the event and required approvals can be reviewed and processed in a shorter amount of time. Additional applications and/or approvals may also be required based on the location and scope of activities included in a proposed event. All Special Event applications shall be reviewed by Staff and may be forwarded to the Village Council for consideration at the discretion of the Village Manager.

For an event that is requesting to utilize a street within a public right-of-way a $75 application fee shall be submitted with the corresponding Special Event application. If the requested use of a street within a public right-of-way is approved, a street utilization fee of ten cents ($0.10) for every linear foot of street utilized must be paid. The Village Manager shall have the authority to waive the application and/or street utilization fees should the applicant be a registered not-for-profit organization that operates or provides services in Palatine or provides funding to community based organizations.

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Chapter 11 LICENSES, PERMITS AND BUSINESS REGULATIONS

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ARTICLE I. IN GENERAL

Sec. 11-1. Definitions.

For the purposes of this chapter the following words shall have the meanings indicated unless their context clearly requires otherwise:

Accessory use is a use customarily incidental and subordinate to the principal use of a building located on the same lot with the principal use of the building.

Corporate Authorities are the Mayor and Village Council.

Floor area is the sum total of the gross horizontal areas of all of the several floors of a building and its accessory buildings measured in square feet from the exterior faces of the exterior walls or from the center line of party walls separating two buildings or establishments on each of the respective floors, and shall include the basement floor, cellar floor, indoor motor vehicle parking space when such space is used in conjunction with a retail and wholesale establishment devoted to the sale, service or repair of motor vehicles, floor space used for storage of merchandise, whether open or enclosed, including such storage space as may be located on the roof, penthouse, attic space, balconies, mezzanines, porches and verandas and any other floor area devoted to and occupied by accessory uses.

Live Entertainment - shall consist of live music, dancing and/or singing performances, floor shows, D.J. shows and other entertainment performances, whether or not an admission fee is charged. Live entertainment shall not include ambient or incidental music provided for guests or patrons by musicians, such as a piano player, harpist, strolling violinist, traditional juke box, karaoke or guitarist. However, if there is an admission charge required to observe or attend such ambient or incidental music or entertainment, the music will be considered live entertainment. (Ord. 0-2-10, §1, 1/11/10)

Owner is any individual, firm, association, partnership, corporation, trust or any other legal entity having sufficient proprietary interest in any establishment to maintain and manage its operation.

Retail and wholesale establishment is a building or premises or portion thereof the principal use of which is for the sale or distribution of any commodity for a price or fee by a seller to a consumer or by one business to another business.

Service establishment is a building or premises or a portion thereof the principal use of which is for the rendering of a personal or material service, including a service intended to generate a sale by the person rendering the service or a person, firm, partnership or corporation represented by the person rendering the service, whether as a salesman, broker, manufacturer's representative or otherwise, regardless of whether or not a commodity is worked upon or exchanged; and also including clerical, administrative or other support services for or on behalf of a person, firm or corporation engaged in rendering a service, as described herein.

Village Manager - refers to the person in the position of Village Manager or his/her designee.

Sec. 11-2. Applications.

Applications for all licenses, permits and certificates of registration required by this chapter shall be made in writing to the Village Manager on forms supplied by the Village Manager, in the absence of

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provisions to the contrary. Each application shall state the names of the applicants, the permit, license or certificate of registration desired, and the location to be used, if any. Each application shall contain such additional information as may be requested for the proper guidance of the village officials in the issuing of the permit or license applied for. (Code 1961, § 10.001)

Sec. 11-3 License required.

It shall be unlawful for any person (which refers to, for purposes of this Chapter, any individual, partnership, corporation, entity which conducts, engages in, maintains, operates, carries on or manages a business or occupation within the Village of Palatine) to conduct, engage in, maintain, operate, carry on, or manage a business or occupation for which a license is required by any provision of this code, without a license first having been procured for such business or occupation. Any person violating this section shall be fined no less than $200 nor more than $1,000 for each offense, and every day such violation continues shall constitute a separate and distinct offense.

Any business or occupation for which a license is required under this chapter or any other provision of this code, and to which no license to operate for this period in question has been issued may be closed by the Village Manager until such license is procured.

11-3.1 License required for businesses and occupations not provided for by other code provisions.

All persons who conduct, engage in, maintain, operate, carry on or manage a business or occupation for which a license is not required under any other provision of this code, other than those businesses or occupations which are exempt from municipal licensing pursuant to law, shall be required to make application to the Village and obtain a general business license for such business or occupation. The license fee for said license shall be set forth in Section 11-20.

Sec. 11-4. Duty of Village Manager.

Forms for all licenses, permits, certificates of registration and applications therefor, shall be prepared and kept on file by the Village Manager. (Code 1961, § 10.003)

Sec. 11-5. Reserved.

Sec. 11-6. Investigations.

(a) Upon receipt of an application for a license or permit, where an investigation or inspection is required by this chapter before the issuance of such permit or license, or where an inspection or investigation shall be deemed reasonably necessary or appropriate, the Village Manager, within five (5) business days of such receipt, shall refer the application to the appropriate officials for the making of such investigation or inspection.

(b) The officials to whom the application has been referred shall make a report thereon, favorably or otherwise, within thirty (30) working days after receiving such application or a copy thereof.

(c) The health officer shall make or cause to be made an inspection regarding such permits and licenses as relate to the care and handling of food, the prevention of nuisances and the spread of disease, and the protection of health. The Department of Community Development shall make or cause to be made any inspections which relate to compliance with the building code, zoning ordinance, and other related

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regulations. All other investigations, except where otherwise provided, shall be made by the Chief of Police or by some other officer designated by the Village Manager.

(d) If, after due consideration of the information contained within the application and the related investigative reports, the Village Manager shall determine that the application is satisfactory, he shall approve the application and issue the license or permit.

(e) If, after due consideration of the information contained within the application and the related investigative reports, the Village Manager shall determine that the matters concerning the application are unsatisfactory, he may disapprove such application, indicating the reasons therefor. Thereupon, he shall promptly notify the applicant that his application is disapproved, and that no license or permit will be issued.

(f) In the event the Village Manager fails or refuses to issue a license, the Village Manager shall state in writing the basis of the denial. The denial may be appealed to the Corporate Authorities for a hearing. The person objecting to the denial shall present any facts or evidence showing compliance with Village ordinances, rules and regulations. The Village Manager shall detail the basis of the denial. The Corporate Authorities shall take final action on the recommendation and determine to issue or deny the license, permit or certificate of registration.

Sec. 11-7. Fees.

In the absence of provision to the contrary, all fees and charges for licenses, permits or certificates of registration shall be paid in advance at the time application therefor is made to the Village in the amounts prescribed in this Chapter or the Village's Fee Schedule Supplement to the Palatine Code of Ordinances.

Sec. 11-8. Termination.

All annual licenses shall be operative and the license year for the Village shall commence on the 1st day of January of each calendar year and shall terminate on the 31st day of December of the same year, where no provision to the contrary is made.

As directed by the Manager the business license division shall notify all licensees of the Village of the time of expiration three (3) weeks prior to the date of such expiration. Provided, however, that a failure to make such notification, or failure of the licensee to receive it, shall not excuse the licensee from the obligation to obtain a new license, or renewal thereof, nor shall it be a defense in an action based upon operation without a license. All payments are due on or before the last day of January. Starting on the first day of February a fifty (50) percent penalty will be added and after the last day of February an additional fifty (50) percent penalty plus a citation will be issued.

Sec. 11-9. Building and premises; compliance with laws required.

No license shall be issued for the conduct of any business, and no permit shall be issued for any purpose or activity, if the premises and building to be used for the purpose do not fully comply with all applicable provisions of this Code and other ordinances and regulations of the Village and the State.

Sec. 11-10. Location--Limited to one per license.

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No license for the operation of a business or establishment in the Village shall be construed to permit the operation of a licensed business or establishment in more than one (1) location in the Village; a separate license shall be required for each location of a licensed establishment. For the purposes of this chapter, the existence of a single location shall be evidenced by the fact that all buildings containing the principal or accessory uses shall be connected or shall be located on the same lot or parcel, shall be operated and managed by the same person or owner, and shall be an establishment with the same classification.

Sec. 11-11. Location --Changes.

The location of any licensed business or occupation, or the location of any permitted act, may be changed provided that ten (10) days' notice thereof is given to the Village in the absence of any provisions to the contrary; provided, however, that all applicable provisions of this Code and other ordinances and regulations of the village shall be complied with.

Sec. 11-12. Nuisances prohibited.

(a) *Generally:* No business or establishment, whether or not licensed, shall be so conducted or operated as to constitute a nuisance in fact; and no building, vehicle, structure, yard, lot, premises, or part thereof, shall be used, kept, maintained, or operated in connection with any business or establishment so as to occasion any nuisance, or so as to be dangerous to life or detrimental to health.

(b) *Unsafe or unhealthful business:*

(1) No building or structure, utilized, constructed, or maintained in connection with any business or occupation, shall evidence an unsanitary, unsafe, or dangerous condition.

(2) No substance, matter, or thing of any kind whatever, which shall be dangerous or detrimental to health, shall be allowed to exist in connection with any business or occupation, or be used in any work or labor performed in the Village.

(c) *Refuse disposal:*

(1) *Containers:* The standard refuse container required by this section shall be a receptacle of not less than twenty (20) nor more than thirty-two (32) gallons capacity, of impervious material and sturdy construction, with a tight fitting cover, and equipped with handles properly placed to facilitate handling.

(2) *Duty to provide containers:* The occupant of every building, structure, or premises used or maintained in connection with any business or occupation shall provide and maintain in good condition and repair a sufficient number of refuse containers for the temporary storage of all refuse accumulating between collections. All refuse which is placed for collection service outside any building or structure must be kept in standard refuse containers.

(3) *Removal:* It shall be the duty of the occupant of every building, structure, or premises used or maintained in connection with any business or occupation to cause to be removed at his own cost and expense at least once each week all refuse produced therein.

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(4) *Removal of restaurant garbage.* Every person owning or controlling any hotel, restaurant, cafe, or retail food establishment where more than thirty-two (32) gallons of refuse is normally produced weekly shall cause all garbage to be placed in sanitary refuse containers and shall cause all substances deposited in such containers to be removed daily from his premises and to be disposed of at his own expense.

Sec. 11-13. Working conditions.

(a) *Health requirements:* No owner, lessee, manager, or superintendent of any store, factory, workshop, or other place where persons are employed shall cause or permit such place, or any room or part thereof, to be overcrowded or inadequate or faulty in respect to light, ventilation, heat or cleanliness.

(b) *Sanitation:* All such places of employment shall be kept in a clean condition, free from the effluvia of a sewer, drain, privy, stable, or other nuisance; also as far as practicable such premises shall be free from all gases, vapors, dust, or other impurities generated by manufacturing processes or otherwise which are injurious to health. Sufficient washroom facilities for male and female employees shall be provided and such facilities shall be properly ventilated.

(c) *Heat required:*

(1) It shall be the duty of every person owning or controlling the heating plant which furnishes heat to any factory or workshop, to maintain a temperature within such factory or workshop of not less than sixty-eight (68) degrees Fahrenheit without such undue restriction of ventilation as to interfere with proper sanitary conditions therein; provided, however, that this requirement shall not apply to any factory or workshop where the business conducted therein is of such a nature that a higher or lower temperature than sixty-eight (68) degrees Fahrenheit is necessary or expedient for the work or manufacturing processes of such business.

(2) It shall be the duty of any person owning or controlling the heating plant which furnishes heat to any office, store, or other place of employment to maintain a temperature therein of not less than sixty-eight (68) degrees Fahrenheit without such undue restriction of ventilation as to interfere with proper sanitary conditions therein, between the hours of 8:00 a.m. and 6:00 p.m. from October 1 of each year to June 1 of the succeeding year, Sundays and legal holidays excepted.

(d) *Inspection:* The health officer and the Director of Community Development, or their designees, shall visit or cause to be visited all such places of employment in the Village as often as they shall deem necessary to assure compliance with the provisions of this section, and to have such arrangements made as may be deemed necessary for the health and safety of the employees.

Sec. 11-14. Inspections

(a) Whenever inspections of the premises used for or in connection with the operation of a licensed business or occupation are provided for or required by any provision of this chapter, or are reasonably

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necessary to assure compliance with any provisions of this Code or other ordinance or regulation of the Village, or to detect violations thereof, it shall be the duty of the licensee or the person in charge of the premises to admit thereto for the purpose of making the inspection any officer or employee of the Village who is duly authorized to make such inspection at any reasonable time that such admission or entry is requested.

(b) Whenever an analysis of any commodity or material is reasonably necessary to assure compliance with the provisions of any ordinance or regulation, or to detect violations thereof, it shall be the duty of the licensee or the person in charge of the premises to give to any duly authorized officer or employee of the Village requesting the same sufficient sample of such material or commodity for such analysis upon official request.

(c) In addition to any other penalty which may be provided, the Village Manager may revoke the license of any owner or operator of a licensed business in the Village who refuses to permit any duly authorized officer or employee to make such inspection or to take an adequate sample of said commodity, or who interferes with such officer or employee while in the performance of his duties; provided, however, that no license shall be subject to revocation for such cause unless such officer or employee has been refused permission to enter upon the premises in the name of the Village after first having presented an administrative warrant authorizing such entry.

Sec. 11-15. Suspension or revocation of license or permit.

(a) Any license, permit, or certificate of registration issued under this Chapter may be suspended, revoked and/or a fine imposed for any of the following causes:

(1) Any fraud, misrepresentation, or false statement contained in the application for the license or permit;

(2) Any violation by the licensee or permittee of ordinance provisions relating to the license or permit or the premises occupied; violation of conditions of the license or permit; violation of or any other ordinance of the village; or violation of any state or federal law;

(3) Conviction of the licensee or permittee of any felony or of a misdemeanor involving moral turpitude;

(4) Failure of the licensee or permittee to pay any fee, tax, fine or penalty owing to the Village;

(5) Refusal to permit an inspection or sampling, or any interference with a duly authorized Village officer or employee while in the performance of his duties in making such inspections, as provided in section 11-14.

(6) Cause a nuisance or danger to public health, safety or welfare.

(7) Disorderly conduct on the premises or in the parking lot or for such acts that occur on adjoining land or in any other area within the control of the licensee, attributable to patrons of the holder of the license or the holder of the license or its employees. (Ord. #106-13, §1, 9/9/13)

(8) Fraudulent or unfair business practices.

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(9) Cessation of business for more than sixty (60) consecutive days.

Such suspension or revocation, if ordered, shall not preclude prosecution and imposition of any other penalties provided for the violation of other applicable ordinances of the Village.

(b) The Village Attorney shall notify the licensee, permittee, or registrant of a violation of one or more of the above causes and call a hearing before the Village Manager (or designee) for the purposes of determining whether or not the license, permit or certificate of registration should be suspended, revoked and/or a fine imposed. Notice of the hearing for suspension or revocation of a license or permit shall be given in writing setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be mailed to the licensee or permittee at his last known address at least five (5) days prior to the date set for the hearing.

(c) The Village Manager (or designee) shall preside over any hearing pursuit to section (b) above. At the hearing, the Village Attorney shall present the complaint and shall represent the village. The licensee or permittee shall be permitted counsel and shall have the right to submit evidence and otherwise fully participate in the proceeding. A record shall be made of the proceedings. If the Village Manager, (or designee) determines that the licensee, permittee, or registrant is guilty of one or more of the charges in the complaint, he shall issue written findings and an order with respect to the evidence presented. A copy of such order shall be delivered as promptly as possible to the licensee or permittee. The order shall state the penalty to be imposed. The Village Manager, (or designee) may impose any one or any combination of the following penalties:

(1) Suspension of the license or permit for a period not to exceed thirty (30) days;
(2) Revocation of the license or permit;
(3) The payment of a fine not to exceed $2,500 for each offense, not including any other applicable fees or fines as outlined in this Chapter;
(4) Such other penalty or imposition of conditions on further operations designed to correct and prevent future violations that the licensee or permittee was found guilty of violating.
(5) Refer the matter of suspension or revocation or further penalty, with or without a recommendation, to a hearing body of the Corporate Authorities for proceedings consistent with Section 11-16. The Corporate Authorities shall have the authority to impose any of the penalties set forth herein.

In the event that the Village Manager has a reason to believe that the continued operation of a particular licensed business will immediately threaten the welfare of the community, the Village Manager shall have the authority to issue a written order requiring the licensed business to close for not more than seven (7) days, giving the licensed business the opportunity to be heard at a hearing pursuant to Section 11-15 (b) of this Chapter.

(d) *Cessation of operation required*. If a suspension or revocation is imposed as a penalty, no activity at that location otherwise permitted under the license, permit, or certificate of registration shall be conducted by the licensee, permittee, or registrant until the suspension is served or the license, permit, or certificate of registration is reinstated.

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(e) *Reinstatement*. Any licensee, permittee, or registrant whose license, permit, or certificate of registration has been revoked may make application for reinstatement. Following receipt of a written request, including a statement signed by the applicant that the conditions causing the revocation have been corrected, the Village Manager may reinstate or set a hearing which shall be conducted within not more than ten (10) working days. If a hearing is conducted, based upon the record of such hearing, the Village Manager shall make a finding, sustaining, modifying or rescinding the previous order. A written report of the hearing decision shall be furnished to the licensee, permittee, or registrant by mail.

Sec. 11-16. Appeal.

Any person aggrieved by the decision of the Village Manager, (or designee) in regard to the suspension or the revocation of a license or permit, or the failure to reinstate the same, as provided in section 11-15, ~~shall have the right to appeal to the Corporate Authorities. Such appeal shall be taken by filing with the Village Manager, within ten (10) days after notice of a suspension or revocation of a license or permit, a written statement under oath setting forth specifically the grounds for appeal. The Corporate Authorities shall appoint a hearing body to be composed of the Mayor or her designee and two Village Council members who shall thereupon set the time and place for a hearing of such appeal, and notice of such hearing shall be given to the applicant or licensee or permittee in the same manner as provided in section 11-15(b) thereof. The hearing body shall make a recommendation to the Corporate Authorities which shall render a decision on such appeal which shall be final. Any appeal from a decision of the Corporate Authorities~~ shall make any such claim ~~be made~~ directly to the Circuit Court of Cook County pursuant to the Administrative Review Act (735 ILCS 5/3-101 et seq.). (Ord. No. O-17-75, § 2, 2-10-75)

Sec. 11-17. Costs and Expenses

All costs and expenses including but not limited to court reporter fees and attorneys' fees incurred by the Village in connection with any license suspension or revocation proceedings, shall be paid by the Licensee.

Sec. 11-18. Posting required.

It shall be the duty of every person conducting a licensed business in the Village to keep his license posted in a prominent place on the premises used for such business at all times.

Sec. 11-19. Required records.

The Village Clerk shall cause to be maintained a record of all establishments and regulatory documents which may from time to time be deemed necessary for the purpose of classifying, inspecting, serving, licensing and regulating all establishments in the Village.

Sec. 11-20. License suspension during liquor license suspension or revocation

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Any license or permit issued under this chapter shall be suspended while a Village liquor license issued for the same premises, when the predominant use of the premises is the sale of alcoholic beverages, is suspended or revoked unless otherwise provided in the order of suspension

Sec. 11-21. Business License Types and Fees.

Business License fees for the businesses license types set forth below shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

TYPE A--AMUSEMENT & ENTERTAINMENT ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501—over

TYPE B--FOOD ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--5,000
3	5,001--7,500
4	7,501--over

TYPE C--SERVICE ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--over

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TYPE D--RETAIL, WHOLESALE & OTHER ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--2,500
2	2,501--5,000
3	5,001--7,500
4	7,501--over

TYPE E--INDUSTRIAL ESTABLISHMENTS

Step	Floor Area in Square Feet
1	0--10,000
2	10,001--20,000
3	20,001--over

TYPE F - HOME OCCUPATIONS

The Business License type used to calculate the applicable Business License fee shall be based on the use that occupies the majority of the businesses floor area. The total floor area applicable for the determination of the yearly license fee shall include the sum total of all the floor area in use or reserved for or retained for the use of the amusement and entertainment, food, service, retail and wholesale, or industrial establishment, including but not restricted to principal and accessory floor area, cellars and basements, storage or detached accessory buildings, even though any such floor area may be temporarily vacant or not in use.

For a business that has been issued a village food permit, but the majority of their floor area is occupied by some other business use, the business license fee shall be calculated as follows. The floor area dedicated to the food establishment shall be used to calculate the corresponding Type B license fee (which fee shall then be reduced by fifty percent) and shall not be included in the total floor area when calculating the applicable business license fee for the remainder of the business (Type A, C, D or E).
All measured area expressed in square feet shall be to the nearest integral square foot; if a fraction is one-half (1/2) square foot or more, the integral square foot next above shall be taken.

Excluding Home Occupations, when an applicant has not engaged in the business or activity until after the expiration of part of the current license year the license fee shall be prorated by quarters and the fee paid for each quarter or fraction thereof during which the business or activity has been or will be conducted.

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Except as otherwise provided, all license and permit fees shall become a part of the corporate fund. In no event shall any rebate or refund be made of any license fee, or part thereof, by reason of death or departure of the licensee or permittee; nor shall any rebate or refund be made by reason of non-use of the license or discontinuance of the operation or conduct of the licensed establishment, business or activity.

Sec. 11-22--11-29. Reserved.

ARTICLE II. AMUSEMENT FACILITIES

DIVISION 1. GENERALLY

Sec. 11-30. Definitions.

Amusement and entertainment establishment is a building or premises or a portion thereof the principal use of which is for the presentation to the public for a price or fee of any type of exhibition, athletic event, show or other amusement or entertainment, or the making available of such building or premises or portion thereof or facilities therein for the use, recreation, amusement or entertainment of a consumer thereof.

Sec. 11-31. Street shows.

No license or permit shall be granted or given for any carnival, exhibition, show or other amusement to be given on any public street or sidewalk or in such place that the only main accommodation for the public or the audience will be in a public place, except on order of the Village Council.

Sec. 11-32. Coin-operated amusement devices

(A) *Definition.* A "coin-operated amusement device" shall mean and include any machine which, upon the insertion of a coin, currency, slug, token, plate or disc, may be operated by the public generally for use as a game, entertainment or amusement, whether or not registering a score. It shall include such devices as marble machines, pinball machines, electronic games, skill ball, mechanical grab machines and all similar games, operations or devices however designated; but shall not include any music vending machine, contrivance or device, commonly known as a "juke box," which, upon the insertion of a coin, currency, slug, token, plate, disc or key into any slot or other opening, produces, plays or emits songs, music or other prerecorded entertainment.

(B) *License required.* No person, firm or corporation shall place, keep, install, maintain, operate or permit any coin-operated amusement device in any building or place within the Village for use by the public without first having obtained a license for each such device.

(C) *Classification of licenses and number of devices.*

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(1) Classification of licenses. Licenses of coin-operated amusement devices shall be issued only for use in the following establishments and categories:

(a) Type A licenses shall be granted only to the following establishments which are duly licensed as such by the Village: Hotels and motels containing more than one hundred fifty (150) rooms and restaurants. In the case of hotels and motels, all coin-operated amusement devices shall be located in a single game room, access to which shall be available only to registered guests through the use of a room key.

(b) Type B licenses shall be granted only to facilities (not including those in (a) above) which are duly licensed for the sale of alcoholic liquor for consumption upon the premises. In such facilities where the holder of the liquor license is also engaged in another business, coin-operated amusement devices may only be located in the area in which alcoholic liquors are sold and to which access is limited to no person, other than an employee of the licensee, less than age twenty-one (21).

(c) Type C licenses shall be granted only to community colleges.

(d) Type D licenses shall be granted only to social service facilities, sponsored by agencies of local governments, which provide counseling services for persons under the age of eighteen (18) and which provide on-site adult supervision during their hours of operation.

(e) Type E licenses shall be granted only to bowling centers. Persons under the age of eighteen (18) are prohibited from operating coin-operated amusement devices on any premises subject to a Type E license except between the hours of 4:00 p.m. and curfew other than on Saturdays, Sundays and school holidays on which days curfew hours shall apply.

(f) Type F licenses shall be granted only to indoor sports facilities which offer sports for participation of the customer, including but not limited to soccer and baseball with use of the coin-operated amusement devices strictly limited to the time or times when such indoor sports facilities are in use and operation.

(g) Type G licenses shall be granted only to not-for-profit community organizations providing recreational facilities and activities to its members.

(h) Type H licenses shall be granted only to establishments conducting light-beam enhanced competitions which operate coin-operated amusement devices in a separate enclosed room as an incidental or ancillary use to the primary business of the establishment.

(i) Type I licenses shall be granted only to establishments providing admittance to children 16 and under who are accompanied by an adult. Such establishments shall require an admission charge.

(j) Type J licenses shall be granted only to restaurant establishments.

2) Number of devices.

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(a) The number of coin-operated amusement devices permitted in Type A, B, D, G, H, and J, establishments shall be determined on the basis of the size of the establishment in accordance with the following schedule:

Size of Establishment (in square feet)	Number of Coin-Operated Amusement Devices Permitted
0—400	1
400—800	2
800--1,200	3
1,200--1,600	4
1,600--2,000	5
2,000--2,400	6
2,400--2,800	7
2,800--3,200	8
3,200--3,600	9
Over 3,600	10

(b) The number of coin-operated amusement devices permitted in Type E and F establishments shall be determined on the basis of the size of the establishment in accordance with the following schedule:

Size of Establishment (in square feet)	Number of Coin-Operated Amusement Devices Permitted
0—1,200	1
1,200--2,000	2
2,000--2,800	3
2,800--3,600	4
Over 3,600	5

(c) The number of coin-operated amusement devices permitted in Type C establishments shall be limited to twenty-two (22) and their location be restricted to the Student Union only.

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(d) No coin-operated amusement device shall be permitted within one thousand six hundred (1,600) feet of any public or private school, other than community colleges.

(e) The number of coin operated amusement devices permitted in Type I establishments shall be limited to twenty (20).

(D) *Amortization.* Any establishment not authorized to be licensed for the use and operation of coin-operated amusement devices hereunder, which nevertheless has one or more coin-operated amusement devices in use and operation on the effective date of this amendatory ordinance, being April 26, 1982, shall phase out and terminate the use thereof within a period of two (2) years following said date, or reduce the number of devices to the appropriate number permitted.

(E) *Generally.* Unless otherwise authorized pursuant to Chapter 3 of the Code of Ordinances, no coin-operated amusement device shall provide a monetary reward for skill in the operation thereof, nor shall gambling of any kind be permitted in connection with any coin-operated amusement device. No coin-operated amusement device upon which free replays are awarded shall award more than six (6) free replays in total, howsoever accumulated, nor shall any coin-operated amusement device be equipped with a so-called "knock-off button" or other mechanism which releases or cancels free replays.

(F) *Application for license.* Any person, firm or corporation desiring a license shall make application therefor to the Village Manager. Application forms shall be provided by the Village Manager. The application shall set forth the names and addresses of the applicant or if a corporation, partnership or association, the principal officers and registered agent thereof and their addresses, the owners of the machine(s) and the address of the building where such device(s) will be located, maintained and operated, the character of the existing license, trade name and general description and total number of devices to be licensed and the charge to be made to the customer for such operation.

No license shall be issued for coin-operated amusement devices for any premises which are not in full compliance with all applicable ordinances of the Village.

(G) *Fees.* License fees for each coin-operated amusement device shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances. In the event a coin-operated amusement device upon which an annual license fee has been paid is removed and replaced by another coin-operated amusement device, the full license fee shall be payable on the replacement device.

Sec. 11-32.1. Juke boxes.

It shall be unlawful to offer or maintain for public use any music vending machine, contrivance or device, commonly known as a "juke box," which, upon the insertion of a coin, currency, slug, token, plate, disc or key into any slot or other opening, or other payment method, produces, plays or emits songs, music or other prerecorded entertainment, without first having obtained a permit therefor. The annual fee for such permit shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-33. Athletic exhibitions.

It shall be unlawful to conduct, operate or exhibit any race between persons, animals or vehicles, or any baseball game, boxing or wrestling matches, light-beam enhanced competitions or any other athletic contest or exhibition for admission to which a fee is charged without having first procured a license therefor.

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Any sporting event held by a local school shall be exempt from this section. The fee for such license shall be one hundred dollars ($100.00).

The proprietor of such exhibition shall submit to the Village Manager a statement verified under oath of the gross receipts of each such game, contest or race, within one (1) week after such exhibition. At the same time, the proprietor or person exhibiting or operating such exhibition shall pay to the Village Manager a sum equal to three (3) per cent of the gross receipts, after deducting the license fee paid.

Sufficient members of the Police Department shall be admitted free of charge, to all such exhibitions for the purpose of preserving and maintaining order; and the Village Manager may post a person or any number of persons at the box office of each such performance; and may examine all the books pertaining to such performance showing or tending to show the gross receipts. (Code 1961, § 11.105; Ord. No. O-63-86, § 1, 6-23-86)

Sec. 11-34. Duty of audience to be orderly; crowding prohibited.

The audience of any amusement, show or theatrical must be orderly and quiet at all times, and it shall be unlawful for any person attending such amusement, show or theatrical to create a disturbance in the audience.

It shall be unlawful to permit or gather such a crowd to witness any amusement or show as to create a dangerous condition because of fire or other risks. (Code 1961, § 11.106)

Sec. 11-35. Inspections.

It shall be the duty of the Chief of Police and Fire Chief to see that every exhibition, amusement, theatrical or other public show or amusement is inspected by a member of the Police and Fire Departments, and to ensure conformity with the provisions concerning such amusements. (Code 1961, § 11.107)

Sec. 11-36. Indecency prohibited.

It shall be unlawful to permit any person to offer or present any theatricals or motion pictures which have a tendency to cause a riot or public disturbance of the peace, or any immoral, indecent, or blasphemous picture or performance.

Sec. 11-37. Exhibitions of criminals prohibited.

It shall be unlawful for any person, firm or corporation to exhibit any criminal or the body of any criminal or any person who shall have become notorious because of the commission of a crime, in any theatrical, exhibition, carnival, or other public place.

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Sec. 11-38. Riots; amusements to cause, prohibited.

It shall be unlawful to present any public amusement or show of any kind which tends to or is calculated to cause or promote any riot or disturbance.

Sec. 11-39. Smoking--Regulations.

It shall be unlawful to smoke or carry a lighted cigar, cigarette or pipe on or beneath the stage or in a dressing room of any building used as an assembly hall with seating accommodations for more than one hundred (100) persons or in which theatricals, shows, amusements, lectures, or other entertainment are offered, presented, operated or exhibited.

Sec. 11-40. Same--Signs.

It shall be the duty of the owner of such premises or of the occupant in charge, to provide and place printed signs on which the words "NO SMOKING" shall appear in letters at least four (4) inches high, in conspicuous places, at least two (2) signs being upon the stage or in the wings thereof and one (1) in each dressing room.

Sec. 11-41. Exit lights.

It shall be the duty of the owner or occupant in charge of any building or hall used as an assembly hall to comply with the Life Safety Code.

Sec. 11-42. Premises.

It shall be unlawful to operate or permit the operation of any amusement licensed in this article unless the premises in which such amusement is operated or permitted to be operated conforms with all the provisions or requirements in this code relating to public buildings and public gatherings.

Sec. 11-43. Bowling alleys and billiard halls, etc.; hours of operation.

No person shall keep open, operate, or use any bowling alley or billiard hall or any other hall between the hours of 1:00 a.m. and 6:00 a.m. If any bowling alley, billiard hall, or other hall holds a Village liquor license, such facility shall operate in compliance with the corresponding permitted hours of operation for such liquor license.

Sec. 11-44. Reserved.

Sec. 11-45. Circuses, carnivals--Sideshows, rides, games and concessions.

The license fee for a circus shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

The fee for a carnival license shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

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The fee for each sideshow, ride, game and concession (food or otherwise) operated in connection with any circus or carnival, shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Fees can be waived only by the Corporate Authorities upon prior written request by the applicant.

Sec. 11-46. Same--Inspections required.

It shall be the duty of the Chief of Police and the Fire Marshal to see that inspections as provided for in article I of this chapter, shall be made of all circuses, circus performances, and of the premises used.

Sec. 11-47. Same--Bonding requirement.

It shall be unlawful to conduct any parade connected with a circus on any public street, alley or other public way or place in the Village, unless a permit therefor is first obtained from the Village Manager. Such permit shall specify the route to be followed, and shall be accompanied by a bond in the sum of ten thousand dollars ($10,000.00), conditioned to indemnify the Village for any loss, damage or liability incurred or caused by the conduct of such exhibition or such parade.

Sec. 11-48. Theaters--Seating of audience required.

It shall be unlawful to permit any person, excepting ushers or other theater employees, to remain standing in a hall or room in which a motion picture is presented during the time of such performance; and it shall be unlawful to admit to any such hall more persons than can be accommodated by the seating arrangements for the premises.

Sec. 11-49. Same--Scenery.

It shall be unlawful to use any scenery in any theater other than non-flammable scenery or such as shall have been rendered non-flammable by the application of fire preventive coatings.

Sec. 11-50. Same--Exits.

It shall be unlawful to obstruct or permit the obstruction of any aisles, corridors or exits leading from the room or enclosures in which a motion picture performance or theatrical is being given or in which an audience for such a performance is gathered.

Sec. 11-51. Same--Outdoor; compliance required; washrooms required.

Outdoor theaters, where the audience is not housed in a building, shall be conducted in full compliance with all applicable provisions of this article. Each outdoor theater shall be equipped with washrooms.

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Sec. 11-52. Public dance halls--Defined.

For the purposes of this article, a "public dance hall" shall mean an establishment offering dancing to music to the public. It shall include a club or other form of operation although admission may be open only to members, but not a dance sponsored by a public school, local government, or local unit of a recognized national fraternal or veterans organization.

Sec. 11-53. Same--regulations.

No public dance hall licensed hereunder may remain open between the hours of 1:00 a.m. and 1:00 p.m. Dance halls shall be supervised by at least one (1) adult employee, exclusive of checkroom or concession personnel, but including the proprietor or manager, for every one hundred (100) persons in attendance.

All areas designated for parking or driveways shall be illuminated to an average intensity of not less than two (2) foot candles. Luminaries height shall be not less than one-quarter (1/4) the distance between luminaries.

Sec. 11-54. Skating Rink; conduct restrictions.

It shall be unlawful to indulge in any improper conduct or to permit any improper conduct at any public ice-skating or roller skating rink, and it shall be unlawful to permit music at any public ice-skating or roller skating rink after the hour of 11:00 p.m.

Secs. 11-55--11-60. Reserved.

Attachment: Amendments to Chapter 11 (Amendments to Ch 11 of Code of Ordinances (CA))

DIVISION 2. LIVE ENTERTAINMENT*

Sec. 11-61. Special use permit required.

It shall be unlawful to conduct or allow to occur any live entertainment unless a special use permit shall have been granted therefore, pursuant to the special use provisions of the zoning ordinance of the Village of Palatine. Live entertainment conducted indoors at public institutions, schools, and religious facilities, or within or upon any Park District facilities, shall be exempt from all the requirements of this Division.

Sec. 11-62. Applications and standards.

Applications for such special use permits and the standards for authorizing such live entertainment shall be as set forth in paragraph (d)(4), of Section 14.05 Article XIV of the Zoning Ordinance of the Village of Palatine.

Sec. 11-63. Procedures and fees.

(a) *Necessity of license.* No person, firm or corporation shall offer, provide, procure, make available, allow, suffer or permit *ANY* live entertainment without having first complied with the terms of this section relating to same and having procured a live entertainment license to do so. All licenses shall be subject to periodic inspections to ensure continual compliance with the terms of this section.

(b) *Issuance.* Upon issuance by the Village Manager, such live entertainment license shall entitle the holder to conduct live entertainment subject to all of the conditions imposed upon the licensee pursuant to the special use approval and pursuant to the Palatine Code of Ordinances, only upon the licensed premises.

(c) *Appeal of denial of license.* In the event the Village Manager fails or refuses to issue a live entertainment license, the Village Manager shall state, in writing, the basis of the denial. The denial may be appealed to the Corporate Authorities pursuant to the provisions of Section 11-6 (e) and (f) for a hearing.

(d) *Licenses term.* All live entertainment licenses shall expire on the thirtieth day of June thereafter. Such license may in the discretion of the Village Manager be transferred to a new location. The new premises must comply in all respects with all provisions of this section as if a new application were being made. This same provision shall apply whenever a change of agent of a corporation occurs, a change in managers or a change of ownership of the corporation (which shall be defined as a change of five (5) percent or more in the ownership of the stock) and such live entertainment license may, in the discretion of the Village Council, be transferred to the new agent. Any change of agency, management or ownership as herein defined shall be reported to the Village Manager within five (5) business days.

(e) *Suspension/revocation.* A live entertainment license may be suspended by the Village Manager and subsequently revoked or other penalties imposed by the Corporate Authorities for disorderly or immoral conduct on the premises or in the parking lot or for such acts that occur on adjoining land attributable to patrons of the holder of the license or in any other area within the control of the licensee, or for the violation of any of the rules, regulations or laws governing or applying to entertainment licenses or premises licensed to sell intoxicating liquor, or for any other violation of the Palatine Code of Ordinances or on any of the

Attachment: Amendments to Chapter 11 (Amendments to Ch 11 of Code of Ordinances (CA))

grounds set forth in section 11-15 (a). The proceedings for suspension or revocation shall be pursuant to Section 11-15 through 11-17 of the Palatine Code of Ordinances.

(f) *Application terms.* No live entertainment license shall be granted hereunder unless the person or corporation desiring the same shall first have filed with the Village Manager a written application therefor under oath and on forms to be furnished by the Village Manager, designating the kind of license applied for, the address and description of the premises for which the license is desired and such other information as may be required to ensure compliance with this section, state law or such as may be required by the Village Council. No live entertainment license shall be granted under this section, however, unless the Village Council shall have approved the necessary special use. The Village Manager, in determining whether to issue or not issue such a license, may also consider as evidence the previous operating experience and past record of convictions or admissions of violations of the applicant related to the operation of entertainment establishments, restaurants, bars or other related businesses. The Village Manager may impose such reasonable conditions on the establishment including additional limitations on hours given the nature of the use, the location of the use and its environs and neighborhood and the past operating history of the applicant. Such live entertainment license shall be purely a personal privilege good for not more than one (1) year after issuance unless sooner revoked, as provided herein, and it shall not constitute property.

(g) *Minimum requirements and conditions:*

(1) Every room used for entertainment purposes shall comply with the special use requirements established by the Village Council.

(2) Effective means shall be employed to prevent ordinary sounds of music, dancing, singing or entertainment within the premises from being heard on adjoining premises or on the public street, and no unusually loud music, singing or entertainment or any boisterousness or noisy conduct on the part of the patrons shall be permitted.

(3) All licensed premises and the parking lot(s) shall be lighted in accordance with Village ordinance at all times when any patrons shall be therein and at all times when the same is open to the public.

(4) The licensee shall, at all times, maintain sufficient supervisory control over the patrons on the premises and on the parking lot to prevent disturbance to the residents of adjoining property and to secure the safety of the patrons.

(5) No dancer or entertainer shall be permitted to engage in any performance that is lewd, obscene or indecent. As used in this subsection, "lewd," "obscene" or "indecent" means a performance which, when taken as a whole, depicts or describes sexual conduct in any way that appeals to the prurient interest, portrays sexual conduct in a patently offensive way, and does not have serious literary, artistic, political or scientific value. As used in this subsection, "sexual conduct" means acts of sexual intercourse between humans, normal or perverted, actual or simulated; acts of masturbation, fellatio, cunnilingus; acts of excretory function; lewd exhibition of the genitals, especially in a stimulated condition; and sexual relations between animals and humans.

(6) No intoxicated person shall be permitted to remain in any licensed premises and no person bordering on intoxication shall be permitted to dance in any licensed premises.

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(7) The sale, service or consumption of commodities for which licenses are otherwise required shall not be permitted in any licensed premises unless the proper license or licenses therefor are obtained for the licensed premises in the name of the owner or manager of such licensed premises.

(8) As a condition of licensing, the licensee shall permit free and unobstructed access to the premises when licensed premises are open to the public by police, fire and health officers while acting on official duty.

(9) No person holding a live entertainment license under this chapter shall permit on the licensed premises any officer, director, associate, member, representative, agent, entertainer, patron or any employee of such licensee (whether the same are engaged in any live act, demonstration, dance, exhibition or otherwise) to:

a. Expose his or her genitals, pubic hair, buttocks, perineum and anal region or pubic hair region; or

b. Expose any device, costume or covering which gives the appearance of or simulates the genitals, pubic hair, buttocks, perineum, anal region or pubic hair region; or

c. Expose any portion of the female breasts at or below the areola thereof; or

d. Commit an act which constitutes public indecency under section 12-6 hereof.

(h) *Additional requirements and conditions for premises where the consumption of alcohol is permitted:*

(1) All premises shall comply with the Chapter 3 “Alcoholic Beverages” section of the Village’s code of ordinances.

(2) All premises shall be closed to the public and no patron shall be therein during the time that liquor or fermented malt beverages may not be sold.

(3) No minor under the age of twenty-one (21) years shall be permitted in any live entertainment licensed premises where alcohol is sold unless accompanied by parent or guardian.

Secs. 11-64 and 65. Reserved.

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ARTICLE III. FOOD ESTABLISHMENTS AND VENDING MACHINES

DIVISION 1. GENERALLY

Sec. 11-66. Definitions.

The following adopted codes and Village of Palatine Ordinances sets the standards for the management and personnel; food operations; and equipment and facilities; and provides for plan review; employee exclusion and restriction; permit and license issuance, inspection and permit suspension of food establishments.

Sec. 11-66.1. Minimum Standards.

The Village of Palatine hereby adopts by reference the current version of the Food Code, Title 77, Chapter I, and subchapter m, Part 750 of the Illinois Administrative Code, effective December 7, 2018, as now or hereafter amended.

Sec. 11-66.2. Definitions.

For the purposes of this article, the following words shall have the meanings indicated unless their context clearly requires otherwise:

Food establishment means any operation as defined in the minimum standards referenced in Sec. 11-66.1.

Health authority means the Environmental Health Division of the Village of Palatine.

Health Officer means the Field Director of the Environmental Health Division of the Village of Palatine or their designated representative.

Permit means the document issued by the Health Officer that authorizes a person to operate a food establishment and can be further defined as one of the following types.

(a) *Permanent Food Establishment Permit* allows a permanent food establishment to operate in a permanently constructed structure.

(b) *Temporary Food Establishment Permit* allows a temporary food establishment to operate for a period of no more than 14 consecutive days in conjunction with a single event.

(c) *Stationary Food Establishment Permit* allows a stationary food establishment to operate in a non-permanently constructed structure and does not include temporary or mobile food establishments.

(d) *Mobile Food Dispensing Unit Permit* allows a mobile food establishment to operate and serve only TCS food in individual servings that are prepared and prepackaged or commercially prepackaged in an approved processing plant.

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(e) *Vending Machine TCS Food Permit* allows the operation of a self-service device that dispenses unit servings of TCS food in bulk or packages that is not ancillary to a permanent food establishment.

(f) *Delivery Vehicle Residential Permit* allows the operation of a delivery service of TCS foods to residential properties that is not ancillary to a permanent food establishment.

(g) *Delivery Vehicle Retail Permit* allows the operation of a delivery service of TCS foods to commercial properties that is not ancillary to a permanent food establishment.

Time/Temperature Control for Safety (TCS) Food means a food or beverage as defined in the minimum standards referenced in section 11-66.1.

Sec. 11-67. Licenses, Permits and Fees Required.

(a) It shall be unlawful for any person to operate a food establishment in the Village of Palatine without having obtained a license and permit, pursuant to Sec. 11-3 and Article III of this Chapter. Such license and permit shall be valid only for the premises, machine, or vehicle for which it is issued. No license or permit may be transferable to any person other than to that issued. A valid license and permit shall be displayed on the premises, machine, or vehicle of any such food establishment at all times when such service is available to the public.

(b) Each of the following vending classifications shall require a separate annual license and license fee as provided in the fee schedule supplement to the Palatine Code of Ordinances:

(1) Vending machine that offers only prepackaged, non TCS food or beverages;

(2) Ice machine not ancillary to primary use;

(3) Machines vending general merchandise (no food or beverage of any kind).

(c) Each of the following vending classifications shall require a separate permit, annual license, and license fee as provided in the fee schedule supplement to the Palatine Code of Ordinances:

(1) Vending machine that offers TCS foods or beverages;

(2) Mobile food dispensing units and roadside stands;

(3) Vehicles used for the delivery of TCS foods or beverages.

(a) To individual residences;
(b) To retail establishments.

Sec. 11-68. License and Permit Application.

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(a) *In general*: All applications for a license and permit shall be made on forms supplied by the Village Manager.

(b) *Permits*: All such applications for a permit shall be referred to the health authority, who shall either issue said permit or refuse issuance with a report of its findings and reasons for such refusal.

(c) *Licenses*: Licenses shall be issued by the Village Manager when the applicant has complied with all provisions of this Chapter, including issuance of a permit.

Sec. 11-69. Summary Suspension and Revocation of Food Establishment Permits

(a) *Suspension of permits by the Health Officer:*

(1) *Suspension of food establishment permits*: Whenever the Health Officer finds an imminent health hazard or other condition or circumstance that may endanger public health during the course of the inspection of a food establishment; the Health Officer may, in addition to any other action taken, order the immediate suspension of such permit. When a permit is suspended, business operations shall immediately cease. The holder of the permit shall be afforded, upon written request to the Health Officer an opportunity for hearing within two (2) business days of receipt of a request for hearing.

(2) *Reinstatement of suspended permits*: Any person whose permit has been suspended may, at any time, make application for a re-inspection for the purpose of reinstatement of the permit to the Health Officer. Following receipt of a written request, including a statement signed by the permit holder that the condition causing the suspension of the food establishment permit has been corrected; the Health Officer shall make a re-inspection. If the permit holder is found to be in compliance with the requirements of this Code, the permit shall be reinstated.

(3) *Hearings*: The hearings provided for in this section shall be conducted by the Village Manager at the time and place designated by the Village Manager within five (5) business days after receipt of a request for hearing from the permit holder. Based upon the record of such hearing, the Village Manager shall make a finding and shall sustain, modify, or rescind any official notice or order considered at the hearing. A written report of the hearing decision shall be furnished to the permit holder by the Village Manager.

(4) *Appeal*: The permit holder may appeal the decision of the Village Manager to the Board of Health by filing written notice of such appeal with the Village Manager within five (5) days after receipt of the Village Manager's written report of the hearing decision. The Board of Health shall hear such appeal within five (5) days after the permit holder files written notice thereof. The Board of Health shall promptly notify the permit holder of the time and place of such hearing. The decision of the Board of Health shall be final. Any appeal from a decision of the Board of Health shall be made directly to the Circuit Court of Cook County pursuant to the Administrative Review Act.

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(b) *Suspension or revocation of licenses by Village Manager*: In the alternative, any license issued to a food establishment may be suspended or revoked by the Village Manager in accordance with Sec. 11- 15 of this Chapter.

Sec. 11-70. Food Establishment Noncompliance Inspection Service Fee.

When the Health Officer determines after an initial inspection of a food establishment, that additional follow-up inspections are necessary for enforcement of the code, two additional follow-up inspections for noncompliance shall be granted each permittee without charge. In the event more than two follow-up inspections are needed, the permittee shall be assessed a noncompliance service charge of $50. The $50 noncompliance service charge shall be assessed for each and every follow-up inspection after the initial inspection and two follow-up inspections per inspection cycle. Payment must be made in full prior to the business license being renewed. Failure to pay any balance will serve as grounds to deny further permits or licenses from being issued by the Village.

Sec. 11-71--11-89. Reserved.

DIVISION 2. DELIVERY VEHICLES

Sec. 11-90. Restrictions on Sales in School Zones.

It shall be unlawful for any person to sell, offer to sell, barter or exchange ice cream or other food products from mobile food dispensing units and delivery vehicles on any public street, alley, highway or public way within five hundred (500) feet of a school between the hours of 7:30 a.m. and 4:30 p.m. on a day when school is in session; provided, however, that this section shall not preclude the delivery of any items previously ordered where the purchaser has requested the seller, in writing, to deliver such merchandise.

For the purpose of this section, school property shall be measured from the property line of any lands owned by a public school district or a private or parochial school authorized to provide education by the state.

Sec. 11-91. Restrictions on Hours of Operation.

It shall be unlawful for any person to sell, offer to sell, barter or exchange ice cream or other food products from mobile food dispending units and delivery vehicles on any public street, alley, highway, or public way between the hours of 8:30 p.m. and 6:30 a.m.

Sec. 11-92--11-115. Reserved.

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ARTICLE IV. MERCHANTS

DIVISION 1. RESERVED

Sec. 11-116--11-125. Reserved.

DIVISION 2. AUCTIONEERS

Sec. 11-126. License required.

It shall be unlawful for any person to conduct an auction in the Village or to do business as an auctioneer without having first obtained a license as is herein required, and paying the fee herein set forth.

Sec. 11-127. Fee.

The fee, payable in advance, for auctioneers shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances; and a daily license fee shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-128. Application.

Applications for an auctioneer's license shall be made in writing to the Village Manager and shall state thereon the place of business, if any, intended to be occupied; and the names of any employees, not to exceed two (2), who are to be authorized to conduct auctions under the authority of the license.

Sec. 11-129. Investigations.

The Chief of Police, or any other officer designated by the Village Manager, shall investigate the character of every applicant for an auctioneer's license, and no such license shall he issued to any person who is not of good character.

Sec. 11-130. Employees.

Every person, licensed as an auctioneer, may designate not to exceed two (2) employees who may be authorized by him to conduct auctions. Notice containing the names of the employees so designated must be given to the Village, and an employee's license shall be issued on the payment of a fee as provided in the fee schedule supplement to the Palatine Code of Ordinances. This license shall be good for one year, and it shall be unlawful for any person, not licensed under this section to conduct an auction, or for any auctioneer to permit an auction to be conducted by an unlicensed employee.

Sec. 11-131. On streets prohibited.

No person shall sell or attempt to sell or offer for sale at public auction, any goods, chattels, or personal or real property of any kind upon the public streets or sidewalks of the Village.

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Sec. 11-132. Exemptions.

Nothing in this article shall apply to any public auction or sale made or conducted by a public officer by virtue of any judicial order or process or by virtue of any power or authority contained in a mortgage or trust deed.

Sec. 11-133. Suspension or revocation of licenses and permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-134--11-140. Reserved.

DIVISION 3. CIGARETTE AND TOBACCO DEALERS

Sec. 11-141. License required.

It shall be unlawful to engage in the sale at retail of cigarettes, cigars or tobacco in any form, or in any number without having obtained first a license therefor. Applications for such licenses shall be made to the Village Clerk; and no such license shall be issued to any person who is not a person of good character, or to any corporation that is not represented in the Village by a person of good character.

Sec. 11-142. Fee.

The annual fee for such licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-143. Sanitation.

Premises and buildings used for the sale of cigarettes, cigars or tobacco shall be kept in a clean and sanitary condition; the health officer shall investigate such places sufficiently often to insure compliance with the provisions of this section.

Sec. 11-144. Minors.

It shall be unlawful to sell or give tobacco products, alternative nicotine products or electronic smoking devices to any person under twenty-one (21) years of age.

Sec. 11-145. Sale and Possession of Tobacco Products, Alternative Nicotine Products or Electronic Smoking Devices

(a) Possession. It shall be unlawful for any person under the age of twenty-one (21) to possess any tobacco products, alternative nicotine products or electronic smoking devices.

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(b) Sales, delivery. It shall be unlawful for any person, including any licensee, to sell, offer for sale, give away or deliver tobacco products, alternative nicotine products or electronic smoking devices to any person under the age of twenty-one (21).

(c) Purchase. It shall be unlawful for any person under the age of twenty-one (21) to purchase tobacco products, alternative nicotine products or electronic smoking devices or to misrepresent their identity or age, or to use false or altered identification for the purpose of purchasing tobacco products, alternative nicotine products or electronic smoking devices.

Sec. 11-146. Signage.

Signs informing the public of the age restrictions provided for herein shall be posted by every licensee at or near every display of tobacco products which offers tobacco products for sale. Each such sign shall be compliant with signage required by the Illinois Department of Human Services.

Sec. 11-147. Vending Machines.

It shall be unlawful for any licensee to sell or offer for sale, give away, deliver or to keep with the intention of selling, giving away or delivering tobacco products by use of a vending machine.

Sec. 11-148. Fines.

Fines for violations of this Division shall be assessed per the Village Fee Schedule Supplement.

Sec. 11-149. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-150--11-189. Reserved.

DIVISION 4. RESERVED

Sec. 11-190--11-200. Reserved.

DIVISION 5. ITINERANT MERCHANTS

Sec. 11-201. License required.

No itinerant merchant shall do business in the Village without having first obtained a license therefor. The fee for doing business as an itinerant merchant shall be as provided in the fee schedule supplement, except that the fee for doing business as an itinerant dealer in gold and silver shall be as provided in section 11-512, Division 16, of this chapter. Itinerant merchants operating in a Village-authorized farmer's market shall pay a fee as indicated in the fee schedule supplement.

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Sec. 11-202. Fraud.

No itinerant merchant shall make any fraudulent statements in regard to the articles or merchandise with which he deals.

Sec. 11-203. Premises or conveyances.

Premises or conveyances used for business by an itinerant merchant must be kept in a clean and sanitary condition. It shall be unlawful to permit a collection or accumulation of combustible materials so as to create a fire hazard. The Village Manager shall be authorized to issue appropriate health and safety regulations for Village-authorized farmer's market merchants.

Sec. 11-204. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-205--11-210. Reserved.

DIVISION 6. RESERVED

Sec. 11-211--11-220. Reserved.

DIVISION 7. PAWNBROKERS

Sec. 11-221. 1 License required.

It shall be unlawful to operate or carry on the business of a pawnbroker without having obtained a license therefore, pursuant to Sec. 11-2 of this Chapter.

Sec. 11-221.2 Required records.

Every pawnbroker doing business in the Village shall keep a record of every article pledged with him or sold to him. This record shall be open to the inspection of any police officer And reported in a manner specified by the Palatine Police Department. Pawnbrokers shall remain compliant with the Pawnbrokers Regulation Act, 205 ILCS 510/.

Sec. 11-222. Weapons; restrictions on purchase and display.

No pawnbroker shall receive as a pledge or purchase any revolver, pistol, blackjack, or sawed-off shot gun. And no pawnbroker shall display in his window or shop any such weapons for sale.

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Sec. 11-223. Minors.

No pawnbroker's license shall be issued to any person who is not twenty-one (21) years of age or over; and no pawnbroker shall employ a person of less than twenty-one (21) years of age to assist him in his business. No pawnbroker shall have any business dealings as pawnbroker with any person less than twenty-one (21) years of age, except with the written consent of the parent or guardian of the minor to each particular transaction.

Sec. 11-224. Stolen goods.

It shall be the duty of every pawnbroker to report to the police any article pledged with him, or which it is sought to pledge with him, if he shall have reason to believe that the article was stolen or lost, and found by the person attempting to pledge in the case of a lost article.

Sec. 11-225. Separate license for second-hand dealer required.

No pawnbroker shall conduct the business of a second-hand dealer without having obtained the license required for such dealer in addition to his pawnbroker's license.

Sec. 11-226. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec, 11-227. Violations.

Any violation of this Division shall be fined according to the Village Fee Schedule Supplement.

DIVISION 8. RESERVED

Sec. 11-228--11-240. Reserved.

DIVISION 9. RESERVED

Sec. 11-241--11-250. Reserved.

ARTICLE V. MISCELLANEOUS BUSINESS OPERATIONS

DIVISION 1. RESERVED

Sec. 11-251--11-259. Reserved.

DIVISION 2. RESERVED

Sec. 11-260--11-269. Reserved.

DIVISION 3. RESERVED

Sec. 11-270--11-280. Reserved.

DIVISION 4. RESERVED

Sec. 11-281 – 11-300. Reserved

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DIVISION 5. ELECTRICAL CONTRACTORS

Sec. 11-301. Defined.

The term "electrical contractor" as used in this Chapter is hereby defined and shall be construed to mean any person engaged in the business of installing or altering by contract, equipment and electrical appliances, for the utilization of electricity supplied by light, heat or power, not including radio apparatus or equipment for wireless reception of sounds and signals, and not including apparatus, conductors and other equipment installed for or by public utilities, including common carriers, which are under the jurisdiction of the Illinois Commerce Commission for use in their operation as public utilities, but the term "electrical contractor" does not include employees employed by such contractor to do or supervise such work.

Sec. 11-302. Registration required.

No person shall engage in the business of electrical contractor without having first obtained a certificate of registration therefor as herein required. Every person doing business in the Village as an electrical contractor shall show proof of a certificate of licensure. This certificate of licensure can be from any other city or village in this state that issues an electrical license or by other authorized agencies.

Sec. 11-303. Fees.

The required annual registration fee shall be as outlined in Section 11-473 of this Chapter.

Sec. 11-304. Regulations.

It shall be unlawful for any person registered under the provisions of this division to install any electrical appliances, wiring or fixtures without strict compliance with the ordinances relating to such fixtures, and it shall be unlawful for any such person to do any such work without having obtained such permits as may be required.

Sec. 11-305. Completion, Compliance and Damage Surety Bond

The provisions of Section 11-474 shall apply.

Sec. 11-306. Suspension or revocation of certificate of registration by Village Manager.

Any certificates of registration may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-307--11-310. Reserved.

DIVISION 6. RESERVED

Sec. 11-311--11-325. Reserved.

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DIVISION 7. LAUNDRIES

Sec. 11-326. License required.

No person shall operate or conduct a laundry in the Village without having first obtained a license. Pursuant to Section 11-2 of this Chapter, applications for such license shall be made in writing to the Village Manager and shall state thereon the location intended to be occupied.

Sec. 11-327. Sanitation requirements.

Premises used for laundries must be kept in a clean and sanitary condition.

No refuse of any kind shall be permitted to accumulate on such premises; and the premises must be kept free from rats, mice and vermin.

It shall be unlawful to employ any person afflicted with a venereal or any contagious disease in a laundry.

Sec. 11-328. Inspections required.

It shall be the duty of the health officer or other official designated by the Corporate Authorities to inspect or cause to be inspected every establishment licensed under this division at least once every six (6) months. Any violation under the terms of this article, which are discovered, shall be reported to the Corporate Authorities.

Sec. 11-329. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-330. Operation.

As of January 1, 2023, any laundromat shall provide continuous on-site staffing during its hours of operation. Any laundromat in operation prior to January 1, 2023, that did not provide continuous on-site staffing as of January 1, 2023, shall, by not later than January 1, 2024, adjust their business operations to provide continuous on-site staffing during its hours of operation or provide video surveillance equipment, in a manner acceptable to the Village, that will function at any time that on-site staffing is not provided within the laundromat during hours of operation.

Sec. 11-331--11-350. Reserved.

DIVISION 8. RESERVED

Sec. 11-351--11-365. Reserved.

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DIVISION 9. OUTDOOR ADVERTISERS

Sec. 11-366. Defined.

The term "advertiser" as used in this division is hereby defined, and for the purpose of this division shall be construed to mean any person engaged in the business of placing, posting, or painting any advertisements, notices, or displays in or on any place for the purpose of outdoor advertising so that the resultant display is visible from any street, alley, sidewalk or other public place. The term “advertiser” includes the owner or operator of a billboard. In connection with a billboard or any other advertisement, notice or display the issuance of such a license shall be conditioned upon the applicant obtaining the necessary zoning approvals to permit the establishment of same on a premises.

Sec. 11-367. License required.

It shall be unlawful for any outdoor advertiser to do business in the municipality without having first secured a license therefor pursuant to Section 11-2 and 11-368 of this Chapter, provided that no license, issued under this division shall be construed to permit the use of any structures, natural or artificial, which are located in any public street, sidewalk, alley or other public place for advertising purposes.

Sec. 11-368. Application.

Applications for such licenses shall be made in writing to the Village Manager, and shall be accompanied by a list of all places, including billboards or natural structures on which it is intended to place signs or advertisements. This list shall be amended from time to time by the licensee as the right to post or place advertisements or signs on additional places is required.

Sec. 11-369. Fee.

The annual fee for outdoor advertisers' licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-370. Use of billboards.

No person shall post or maintain any advertisement or sign on any billboard or signboard which does not fully comply with this Code or any other ordinances of this municipality.

Sec. 11-371. Consent of owner.

It shall be unlawful to post any advertisement on any premises in the municipality without the consent of the owner of such premises. Such consents must be in writing and must be filed with the Village Manager.

Sec. 11-372. Refuse.

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It shall be unlawful for any person engaged in outdoor advertising to permit any refuse resulting from this work to accumulate anywhere in the municipality except by placing it in properly established refuse receptacles. It shall be unlawful to permit any loose or flapping combustible materials to hang from or to be attached to any billboard, signboard or other place used for display or advertising purposes. All refuse resulting from the operating of this business must be carefully gathered and properly disposed of.

Sec. 11-373. Weeds and material at base of billboards.

It shall be the duty of every outdoor advertiser to keep all grass, weeds and other growths except trees and ornamental shrubbery, cut so that the same shall not grow to be a greater height than ten (10) inches within six (6) feet of any billboard or signboard used by him, provided that this obligation shall extend only to property controlled by the advertiser.

Sec. 11-374. Unlawful advertising.

It shall be unlawful for any person to post or display any advertisement of an obscene or immoral character, any advertisement tending to promote or cause a riot or breach of peace, any advertisement for an unlawful gathering, or advertisements of unlawful sales.

Sec. 11-375. Disfiguring signs.

It shall be unlawful to mutilate or disfigure any lawful sign or advertisement in the municipality.

Sec. 11-376. Name of advertiser.

It shall be unlawful for any outdoor advertiser to carry on his business unless the name of such advertiser is attached, displayed or printed on all billboards or signboards used by him, or in any notice, placard or advertisement posted by him, in such lettering as to be visible from a distance of at least five (5) feet from the notice or advertisement.

Sec. 11-377. Exemptions.

The provisions of this division shall not be construed to apply to the posting of a sign or notices by order of any court or by any public officer in the performance of his duties.

Sec. 11-378. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-379--11-390. Reserved.

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DIVISION 10. RESERVED

Sec. 11-391--11-420. Reserved.

DIVISION 11. SCAVENGERS*

Sec. 11-421. License required.

It shall be unlawful for any person, firm or corporation to engage in the business of scavenger, or recycling, or the collection or disposal of animal, human or vegetable refuse, offal or refuse of any kind, without first having secured a license therefor.

Sec. 11-422. Classification of licenses.

(a) *Residential scavenger license.* Only one (1) public scavenger license shall be issued for the purpose of performing refuse collection from all residential property, including multifamily residences. That person, firm or corporation shall be awarded the contract with the Village which also includes the right to the collection or disposal of animal, human or vegetable refuse, offal or refuse of any kind from commercial, industrial and institutional properties, and no additional license will be required, therefor.

(b) *Commercial, industrial and institutional license.* The number of licenses issued for servicing commercial, industrial and institutional facilities, but not residential properties, are unlimited. A license for this purpose will be issued to each qualified applicant who presents evidence that he has adequate and proper equipment and approved disposal facilities. Each licensee will be issued vehicle licenses as are necessary. Such license shall be provided by the Village and displayed on each vehicle of the licensee used in the Village.

Sec. 11-423. Application.

(a) *Residential scavenger license.* The residential scavenger license shall be issued to the person, firm or corporation which has been awarded the contract for the collection and removal of all residential waste and shall also be subject to all conditions established in said contract. This contract shall be subject to the approval of the Corporate Authorities.

(b) *Commercial, industrial and institutional license.* Applications for the commercial, industrial and institutional license shall be made pursuant to section 11-2 of this chapter. The Director of Environmental Health shall review the application and make recommendations to the Village Manager for approval or denial. No such license shall be issued except on the order of the Village Manager.

(c) *Denial of license.* The Village Manager shall have the right to deny any applicant a license, and may require any reasonable proof necessary for assurance as to the applicant's compliance and ability to comply with the provisions this division or any other ordinance of the Village.

Sec. 11-424. Fees.

The annual fee for such licenses shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances. Licenses issued in the midst of the, year shall be prorated.

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Sec. 11-425. Term of license.

All scavenger licenses will be valid for a period of one (1) year, which shall begin January 1 of the year for which such license is issued and shall terminate on December 31 of the same year.

Sec. 11-426. Bond and liability insurance.

No license which has been otherwise approved shall be issued until the applicant furnishes a bond in the penal sum of fifty thousand dollars ($50,000.00) executed by a responsible surety company for the period of the license, which bond shall guarantee that the scavenger shall perform scavenger service in accordance with the regulations of the Village as ordered from time to time and shall indemnify the Village from any loss or damage resulting from any failure of the scavenger to so perform. Nor shall any license be issued until the scavenger has filed with the Village Manager a certificate or other evidence that the scavenger carries insurance of the following types of at least the limits specified below:

(1) Workman's compensation--Statutory as amended for time to time.

(2) Employer's liability--$500,000.00

(3) Bodily injury liability except automobile--$500,000.00 each occurrence, $1,000,000.00 aggregate

(4) Property damage liability except automobile--$500,000.00 each occurrence, $1,000,000.00 aggregate

(5) Automobile bodily injury liability--$500,000.00 each person, $1,000,000.00 each occurrence

(6) Automobile property damage--$500,000.00 each occurrence

(7) Excess umbrella liability--$5,000,000.00 each occurrence

Sec. 11-427. Equipment; inspection.

(a) Every scavenger must demonstrate that he has adequate and sufficient equipment to render service to any customer requesting service in accordance with the requirements of this division of this Code.

(b) All scavenger trucks and refuse containers shall be subject to inspection and approval by the Director of Environmental Health or his authorized representatives.

(1) *Truck requirements.* No scavenger truck shall be operated unless it is a modern enclosed leak proof truck with a load packer. Such equipment shall be cleaned at sufficient frequency to prevent nuisance and insect breeding and shall be maintained in good condition and repair. All scavenger trucks will be clearly identified with the name of the scavenger, lettering must be at least four inches in height.

(2) *Container requirements.* Refuse containers must have a tight-fitting cover, be in a state of good repair, be leak proof, free from rust and periodically painted. The name and phone number of the scavenger must be clearly visible on the container. All containers must meet all applicable safety standards as established by the Board of Health. Covers for the storage

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of trade and construction waste shall not be necessary. The use of drums as refuse bins is prohibited.

Sec. 11-428. Service standards.

(a) All applicants and licensed scavengers shall provide evidence that all materials collected are being deposited at a lawful site designated and maintained for such purposes under the laws of the State of Illinois. The Village reserves the right to designate specific sites or locations in conjunction with its participation with the Solid Waste Agency of Northern Cook County or its successor.

(b) All licensed scavengers shall maintain an office telephone for the receipt of service calls or complaints and shall be available for such calls on all business days from 8:00 a.m. until 4:30 p.m. and between 8:00 a.m. and 12:00 noon on Saturdays.

(c) All licensed scavengers shall be responsible for the closing of all container lids after emptying and shall immediately clean up in a neat and workmanlike manner any refuse that it may have caused to spill anywhere in the Village.

(d) All licensed scavengers shall furnish capable employees for use in the crews performing the disposal services. The scavenger will prohibit any drinking of alcoholic beverages or use of illegal narcotics by its drivers and crew members while on duty.

(e) The hours of scavenger or recycling operations shall be limited to 6:30 a.m. to l2:00 midnight, and 6:30 a.m. to 8:00 p.m. within or adjacent to residential areas.

Sec. 11-429. Penalties.

(a) Any person who violates, disobeys, omits, neglects or refuses to comply with, or resists the enforcement of any of the provisions of this division, shall be fined not less than two hundred dollars ($200.00) nor more than one thousand dollars ($2,500.00) for each offense. Each day that a violation exists shall constitute a separate offense.

(b) In the event a licensed scavenger violates any provisions of any ordinance of the Village, or fails to remove the refuse as contracted with the customer, the Village Manager shall have the right to suspend or revoke the license pursuant to Section 11-15 of this Chapter, and/or abate the violation by any means available to the village, and any and all expense incurred by the Village thereby may be charged against the licensed scavenger and the performance bond furnished by the scavenger.

Sec. 11-430. Reserved.

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DIVISION 12. TAXICABS*

Sec. 11-431. Definitions.

Unless otherwise expressly stated or the context clearly indicates a different intention, the following terms shall, for the purpose of this division, have the meanings indicated in this section:

(1) The term "livery cab" means any public passenger vehicle, having a rated seating capacity of not more than seven (7) persons, transporting passengers for hire, as a result of individual contract, on a trip or hourly basis.

(2) The term "public passenger vehicle" means taxicabs and livery cabs used for the transportation of passengers for hire.

(3) The term "public passenger vehicle license" means that license issued to each public passenger vehicle upon successful compliance with the applicable provisions of this division for the issuance of such license.

(4) The term "public passenger vehicle driver's license" means that license issued to a driver or operator of any public passenger vehicle when such driver or operator has complied with the applicable provisions of this division for the issuance thereof.

(5) The term "taxicab" means all motor-propelled vehicles, having a rated seating capacity of not more than seven (7) persons, carrying passengers for hire indiscriminately, accepting and discharging all such persons as may offer themselves for transportation

(6) The term "taximeter" means any instrument or fare-registering device attached to a taxicab and designed to register mechanically the distance traveled by the vehicle, to record the time the vehicle is in waiting, and to indicate upon the records, by figures, the fare to be charged in dollars and cents.

Sec. 11-432. Penalty.

Any person, firm or corporation violating any provision of this division shall be fined not less than two hundred dollars ($200.00) nor more than one thousand dollars ($1000.00) for each offense.

Sec. 11-433. Public passenger vehicle license required.

It shall be unlawful for any person to drive or operate any public passenger vehicle or engage in the business of operating public passenger vehicles in the Village, including the operation of one or more such vehicles, without obtaining a public passenger vehicle license for each such vehicle operated as provided in this division and otherwise conforming to the requirements of this Code, and applicable provisions of other ordinances of the Village.

Sec. 11-434. Application and fee for public passenger vehicle driver's license.

Any person desiring to secure a license as a driver or operator of any public passenger vehicle licensed under this division and used for the carriage of passengers for hire, shall be at least eighteen (18) years of age. Any person desiring to secure such a license shall make an application in writing therefor to

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the Chief of Police upon the form provided, and shall pay the required annual fee as provided in the fee schedule supplement to the Palatine Code of Ordinances. The application shall set forth the following:

(1) Name, residence and occupation;

(2) Names and addresses of four (4) persons who have known the applicant for a period of at least two (2) years and who will vouch for the sobriety, honesty and general good character of the applicant;

(3) The experience of the applicant in the transportation of passengers, education background, and a concise history of employment;

(4) A statement whether or not the applicant has been convicted of a felony or of driving while intoxicated;

(5) Applicant's state chauffeur's license number;

(6) Applicant shall attach to the application two (2) recent one by one and one-half (1 X 1 1/2) inch photographs of himself, together with a set of his fingerprints for examination by the police chief;

(7) A statement whether applicant has made application for a similar license other than described in said application, and the disposition thereof;

(8) A statement that applicant is not disqualified to receive a license by reason of any matter or thing contained in this Code, laws of this state, or other ordinances of this Village;

(9) A statement whether a previous license by any state or subdivision thereof, or by the federal government, has been revoked, and the reasons therefor;

(10) A statement that the applicant will not violate any of the laws of the state or of the United States, or any provision of his Code or other ordinances of the Village in the conduct of his business;

(11) A statement as to whether such applicant's license issued under this Code or any other communities' Code has been revoked for a cause; and

(12) A statement as to whether the applicant has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this Code or shall have forfeited his bond to appear in court to answer charges for any such violation.

Inquiry shall be made as to the character and record of the applicant for honesty, sobriety and capability. The Corporate Authorities may authorize the issuance of a public passenger vehicle driver's license to an applicant convicted of a felony provided that in their judgment the applicant has been rehabilitated and provided further that more than seven (7) years have elapsed since said conviction.

Sec. 11-435. Examination of applicant; issuance or refusal of public passenger vehicle driver's license.

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(a) The Chief of Police, or person designated by him, shall satisfy himself:

(1) As to the truth of the statements made in the application for the public passenger vehicle driver's license.

(2) The applicant's knowledge of the provisions of this division, the traffic regulations of the village and the geography of the Village.

(3) The ability of the applicant to comply with the provisions of this division and the ordinances of the Village.

(4) Be able to effectively communicate with and receive directions from passengers.

(b) No public passenger vehicle driver's license shall be issued to any applicant if the results of the foregoing examination are unsatisfactory in any respect, nor to an applicant who makes false statements in his application, nor shall such license be issued (except as permitted under section 11-434 above) to:

(1) A person who has been convicted of a felony under the laws of the State of Illinois or of the United States;

(2) A person who has been convicted of reckless driving or a similar provision of a local ordinance or any like offense of another state or country, within the past five (5) years; (Ord. No. 0-149-11 §1, 12/5/11)

(3) A person whose license issued under this Code or any other communities' Code has been revoked for a cause; (Ord. No. 0-149-11 §1, 12/5/11)

(4) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;

(5) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this Code or shall have forfeited his bond to appear in court to answer charges for any such violation.

Sec. 11-435.1 Suspension or revocation by Village Manager.

In addition, any public passenger vehicle driver's license may be suspended or revoked by the Village Manager in accordance with Section 11-15 of the Code.

Sec. 11-436. Summary suspension of public passenger vehicle license.

(a) *Suspension of public passenger vehicle license by the Chief of Police.* The Chief of Police is empowered and directed to immediately suspend the operation of any public passenger vehicle found not to be in a safe condition.

(1) Not in a safe condition.

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(2) Not in good condition with respect to appearance, cleanliness and mechanical operation.

(3) Not in accord with the provisions of this division.

(b) *Reinstatement of suspended permits:* Any person whose permit has been suspended or revoked may, at any time, make application for a re-inspection for the purpose of reinstatement of the permit. Following receipt of a written request, including a statement signed by the applicant that the condition causing the suspension of the permit has been corrected, the Chief of Police shall make a re-inspection. If the applicant is found to be in compliance with the requirements of this Code, the permit shall be reinstated.

(c) *Hearings:* The hearings provided for in this section shall be conducted by the Village Manager at the time and place designated pursuant to the procedures set forth in Section 11-15(b) and (c)

(d) *Appeal:* An appeal from the decision or order of the Village Manager shall be pursuant to Section 11-16.

Sec. 11-436.1 Suspension or revocation of public passenger vehicle licenses by Village Manager.

In addition, any public passenger vehicle license issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Code.

Sec. 11-437. Insurance and bond required.

Each application for a public passenger vehicle license or for renewal of a public passenger vehicle license to operate a public passenger vehicle in the Village shall be accompanied by:

(1) A certificate from the secretary of state showing compliance by the owner for each public passenger vehicle with the provisions of the statutes of the state now or hereafter in force, relating to the bonding or insurance of motor vehicles used for the carriage of passengers for hire.

(2) A policy of insurance or certificate of insurance showing that there is in full force and effect a policy of insurance which complies with this section, by a solvent and responsible insurance company to be approved by the board insuring the owner, his consent or any person operating the public passenger vehicle with the owner's express or implied consent against liability for injury to or death of any person or for damage to property other than the public passenger vehicle resulting from the negligence of the owner, his agent or any person operating the public passenger vehicle with his express or implied consent in the operation of the public passenger vehicle. Every application for any type of public passenger vehicle license shall be accompanied by a surety bond to insure payment of property damage in the amount of five thousand dollars ($5,000.00) and public liability insurance in the amount of fifty thousand dollars ($50,000.00) for each individual and two hundred thousand dollars ($200,000.00) for each accident, or a certificate of insurance for such amount of property damage and public liability coverage. In the event the authority of the issuing company to do business in the state is revoked, the owner shall not operate nor permit any person to operate within the Village the public passenger vehicle covered

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by such policy, without replacing the policy with another policy or a bond which complies with the provisions of this section. If, at any time, in the judgment of the Corporate Authorities a policy of insurance given pursuant to this section is not sufficient for any good cause, the Corporate Authorities may require the owner of the public passenger vehicle who filed the same, to replace that policy of insurance with another good and sufficient bond or insurance policy which complies with the provisions of this section.

Sec. 11-438. Revocation of public passenger vehicle license upon failure to obtain insurance or bond.

The Village Manager is hereby empowered to revoke any license issued with respect to any public passenger vehicle not complying with the provisions of the preceding section, pursuant to the procedures set forth in Section 11-15.

Sec. 11-439. Inspection of public passenger vehicles.

No public passenger vehicle shall be issued a public passenger vehicle license until it has been thoroughly and carefully inspected and approved by the Chief of Police or a member of the Police Department designated by him and found to be in thoroughly safe condition for the transportation of passengers; clean, fit, of good appearance, and well-painted and varnished, and complying with the provisions of this division.

Sec. 11-440. Mechanical tests.

A. Mechanical tests shall be made three (3) times a year during the months of April, August and December, at any testing garage or testing station approved by the Chief of Police. Said testing shall be completed by the last day of each month and shall include the following:

(1) Brakes;
(2) Emergency brake;
(3) Wheel alignment;
(4) Horn;
(5) Windshield wipers;
(6) Rear view mirror;
(7) Steering mechanism;
(8) Head lights;
(9) Tail lights;
(10) Stop lights;
(11) Exhaust system.
(12) Taximeter; and
(13) All doors shall have functional interior door handles and latches.

B. The Chief of Police shall designate those facilities which may serve as inspection stations to conduct the vehicle inspections required by this chapter, which stations may be within or without the Village. He shall establish procedures for conducting the inspections and minimum standards in order that a vehicle be approved. He shall supply inspection stations with certified inspection forms, numbered certified vehicle inspection stickers, and such other supplies as may be required to perform the duties required by this chapter and the regulations established hereunder.

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C. A list of authorized inspection stations shall be kept by the Chief of Police and shall be given to each public passenger vehicle owner together with the notice that vehicles must be inspected. An owner may use the authorized inspection station of his choice.

D. Inspection stations shall charge the inspection fee authorized by the Chief of Police for all public passenger vehicle inspections. There shall be no charge for a reinspection within the five (5) working days allowed for repairs to a vehicle that fails the inspection. The authorized inspection fee shall be charged for reinspection made after the five (5) working days' grace period.

Sec. 11-441. Duty of owner to submit vehicles for inspection prior to issuance of public passenger vehicle license; unlawful to use until approved by Chief of Police.

It is the duty of the owner of each public passenger vehicle to submit to the Chief of Police each vehicle for inspection prior to the issuance of the public passenger vehicle license or at any time upon complaint. Also, the Police Department may inspect these vehicles at such other times as the Chief of Police may deem necessary and it is unlawful for the owner or person in charge of any such vehicle to use or permit its use, in case it has been condemned by the Chief of Police, until the vehicle has been repaired or replaced to the satisfaction of the Chief of Police.

Sec. 11-442. Public passenger vehicle license fees.

(a) A public passenger vehicle license fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, per year, shall be paid to the Village by the owner of the public passenger vehicle, which fee shall entitle such owner to a license for one public passenger vehicle. For each additional public passenger vehicle, a fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid to the Village by owner.

(b) All public passenger vehicle licenses issued hereunder shall be for the calendar year beginning January 1st and ending December 31st; provided, however, that if an application for a public passenger vehicle license is made after July 1st of any year, the fee for such license for the remainder of the calendar year for one public passenger vehicle, and the fee for each additional public passenger vehicle, shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances.

Sec. 11-443. Condition of vehicles.

All vehicles licensed under this division must be kept in a safe, clean and sanitary condition, and must be equipped with properly working brakes, lights and warning signals, in accordance with the motor vehicle laws of the State of Illinois, this division and the ordinances of the Village, and no license shall be issued for the operation of any public passenger vehicle under this division until it is shown to be in good mechanical condition.

Sec. 11-444. Identification of public passenger vehicles.

The name and telephone number of the owner of the public passenger vehicle shall be plainly printed in a conspicuous place on both sides of the vehicle in letters at least two (2) inches high. If any licensee operates more than one public passenger vehicle, each vehicle shall be numbered with figures not

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less than two (2) inches high, and no two (2) vehicles shall bear the same number. All such names and numbers shall be of such color and type as to be legible to one of normal eyesight at a minimum distance of twenty-five (25) feet.

Sec. 11-445. Public passenger vehicle driver's license to be displayed upon request.

Each licensed public passenger vehicle driver shall carry his public passenger vehicle driver's license while engaged in the operation of any public passenger vehicle, and shall exhibit it whenever requested to do so by any Village official, any member of the Police Department, any passenger or any person desiring to become a passenger.

Sec. 11-446. Load limitation.

No driver or operator of a public passenger vehicle shall carry more people than is recommended by the manufacturer of said vehicle, nor shall he carry any other person than the first person employing the public passenger vehicle without the consent of the first passenger. No driver or operator of a public passenger vehicle shall allow any person other than the passenger(s) being conveyed to occupy the public passenger vehicle, except in the training of a new driver.

Sec. 11-447. Public passenger vehicle license and public passenger vehicle driver's license nontransferable.

Neither the public passenger vehicle license nor the public passenger vehicle driver's license provided for in this division shall be transferable.

Sec. 11-448. Public passenger vehicles constructed, designed, etc., in imitation of other public passenger vehicles.

No public passenger vehicle or the owner of a public passenger vehicle shall be licensed under the provisions of this division if the vehicle sought to be licensed as a public passenger vehicle is constructed, designed, painted or labeled as to be so similar to the automobiles or similar vehicles of any other person licensed and engaged in the business of operating public passenger vehicles in the Village as to be an imitation thereof and calculated to deceive the patrons of public passenger vehicles into believing that such vehicles are in reality the public passenger vehicles of such other persons. (Ord. No. O-20-76, § 1, 3-8-76)

Sec. 11-449. Reserved.

Sec. 11-450. -Reserved.

Sec. 11-451 Taximeters--Required.

Every taxicab operated in the Village shall be equipped with an accurate and dependable taximeter.

Sec. 11-452. Same--To be placed so as to be visible to passengers; maintenance.

Taximeters shall be placed in the taxicab so as to be readily visible to passengers and shall be maintained in a good and correct operating condition at all times. Every taximeter shall be tested for accuracy at least semiannually by the Chief of Police, or some member of the Police Department designated

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by him, by checking its registration over a course of known length, and by checking its time registration. Errors in distance or time registration shall be sealed.

Sec. 11-453. Same--Unlawful to tamper with or change.

It is unlawful to tamper with or change any taximeter or the seal thereon.

Sec. 11-454 and 11-455. Reserved.

Sec. 11-456. Same--Transfer.

No person controlling or operating any taxicab shall transfer the taximeter to any other taxicab, unless a new inspection and certification of the taximeter is made.

Sec. 11-457. Regular operation required.

Every taxicab shall be operated regularly in the Village to the extent reasonably necessary to meet the public demands for taxicab service.

Sec. 11-458. Licensee of taxicab to have regular telephone service; required to have telephone number listed in local directory.

Every licensee who is licensed to operate a taxicab in the Village shall have and keep in service at all times while his license is in effect regular telephone service within the Village or by cellular telephone, by means of which a person desiring to rent a taxicab may call the licensee by calling a Village telephone exchange number. Moreover, the licensee shall see that his telephone number, including cellular telephone number, is listed in the local telephone directory which is published in and for the Village by the telephone company which furnishes local telephone service in the Village.

Sec. 11-459. Taxicab rates.

Every person, firm or corporation which is licensed to operate a taxicab or taxicabs in the Village shall establish a schedule of its fares and shall cause a true and correct copy thereof to be filed with the Village. Any person, firm or corporation which shall hereafter apply for a public passenger vehicle license shall file a schedule of its proposed fares with such application. In the event of any increase in such schedule of fares, or any part thereof, such person, firm or corporation shall file a notice thereof with the Village at least thirty (30) days prior to the effective date of the said increase.

Sec. 11-460. Uniform rates throughout the day.

Any rate schedule filed with the Village shall provide that the fares charged shall be uniform throughout all twenty-four (24) hours of each day.

Sec. 11-461. Definition. "Waiting time."

"Waiting time" shall include the time when the taxicab is not in motion, beginning with the arrival at the place to which it has been called, or the time consumed while standing at the direction of the passenger, but no charge shall be made for time lost on account of inefficiency of the taxicab, or its operator, or time consumed by a premature response to a call.

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Sec. 11-462. Same--Posting of rates.

There shall be affixed on the inside of each taxicab in a conspicuous place and in such a manner that it may be conveniently and easily read by any person riding therein, a card upon which shall be printed in plain, legible type the rates of the fare of the taxicab.

Sec. 11-463. Same--Receipt.

Any taxicab passenger paying a fare shall, upon request, be given a receipt indicating the amount paid.

Sec. 11-464. Right of operator to demand fare in advance; refusal to convey passengers.

The operator or person in charge or control of any taxicab may demand, in advance, the payment of the fare of the person desiring to be carried by such taxicab, and may refuse to convey any person who shall not comply with the demand; but no driver or operator of a taxicab shall otherwise refuse or neglect to convey any orderly person, upon request, anywhere in the Village, unless previously engaged or unable to do so.

Sec. 11-465. Roof light required.

Each taxicab shall be equipped with a roof-mounted taxicab light, and this light shall be lit at all times while the taxicab is for hire. Each taxicab light shall have the word "TAXI" written on both sides of the roof light visible for a minimum distance of fifty (50) feet to one of normal eyesight.

Sec. 11-466. Unattended vehicles.

It shall be unlawful to leave any taxicab unattended in an established taxicab loading area or zone. A vehicle shall be considered unattended if its assigned driver is not in the taxicab or standing immediately adjacent thereto, available for call. It shall further be unlawful for any taxicab driver parked in an established taxicab loading zone or area to overtly solicit passengers for his vehicle.

Sec. 11-467. Livery cab regulations.

Livery cabs shall not use taxicab stands, nor pick up or solicit passengers for hire from the streets, nor indiscriminately accept passengers, but shall be limited in scope of operation to carrying passengers for hire on a contract basis at a price agreed upon prior to employment and by arrangement of the parties.

Sec. 11-468. Conduct of Taxicab Drivers.

1. It shall be unlawful for any driver to conduct himself in a disrespectful, rude or belligerent or contemptuous manner toward any person, or to use abusive or profane language while so occupied or in charge of such vehicle.

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2. It shall be unlawful for any driver to solicit by word, gesture or otherwise the patronage of any person upon any public street or place in the Village.
3. Drivers shall be obligated to render reasonable aid to any person who suffers injury or illness while a passenger of a taxicab operated by the driver.
4. It shall be unlawful for any driver to violate any provision of this division and doing so may result in sanctions including but not limited to those found in Section 11-5 of this Code.

Sec. 11-469--11-470. Reserved.

DIVISION 13. BUILDING CONTRACTORS

Sec. 11-471. Defined.

For this Division, the term "contractor" shall include any general contractor, sub-contractor, or anyone engaging in the construction, repair or alteration of any building, structure, street, sidewalk or pavement in the municipality for which the contracted valuation of work conducted is over $1,000.00, regardless of whether or not a permit is required under the ordinances of the municipality.

Sec. 11-472. Annual Registration.

It shall be unlawful to engage in business in the municipality as a contractor, including all contractors licensed or registered by an outside agency, without first having obtained an annual Village registration. Exception: Contractors exempt from local registration per State Statute.

Sec. 11-473. Fees.

An annual registration fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be assessed for the following contractor's annual registration.

(1) General contractors
(2) All other contractors and electrical contractors (as outlined in Division 5. Electrical Contractors of this Chapter)

These annual registration fees shall be reduced by fifty percent (50%) if the application for such registration is received on or after July 1 of the year in which the registration is being requested. Any contractor registered as a general contractor shall not be required to secure an additional registration for any self-performed carpentry, masonry, or concrete work.

Sec. 11-474. Completion, Compliance and Damage Surety Bond.

All building contractors shall, prior to receiving an annual registration, provide a surety bond in the following amounts.

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(1) General contractors: twenty five thousand dollars ($25,000)
(2) All other contractors: ten thousand dollars ($10,000)

The above surety bonds must be in a form acceptable to the Village and shall indemnify, keep and save harmless the municipality and the party for whom the work was performed against any loss, cost, damage, judgement or liability of any kind whatsoever which the municipality or the party for whom the work was performed may suffer or be put to, or which may accrue against, be charged to or be recovered from the municipality or any of its officials or from the party for whom the work was performed by reason of any act or thing done or neglected to be done or by virtue of the authority given in such registration, and further conditioned that the applicant shall well and faithfully observe all the provisions of this ordinance and other ordinances and other regulations of the municipality relating to the activities engaged in under or by virtue of the authority given in such registration. Such bond shall remain in full force and effect for the duration of any permit and registration issued. The building contractor shall be responsible for providing a continuation bond as needed to maintain the bond duration as provided for above. Any expenses necessary for completion of work due to failure to comply with required codes or completion per approved plans, shall necessitate the filing of a claim against said surety bond. Such claims can be filed by the bond oblige or by the individual or party for which the work is performed.

Exceptions: Surety bonds shall not be required for the following construction, provided that the homeowner is performing all work associated with the construction project.

(1) Single-family residential fence installation.

(2) Single-family residential shed installation.

(3) Single-family residential driveway.

(4) Single-family residential patios and private walks

(5) Single-family residential roof tear-off.

(6) Single-family residential deck installation.

(7) Single-family residential above-ground swimming pool.

(8) Single-family air conditioner installations.

(9) Single-family residential sewer repair or replacement.

(10) Single-family residential lawn sprinklers.

(11) Single-family residential electric service revision.

Sec. 11-475. Duties of Registrant.

It shall be the duty of all building contractors to comply with all provisions of this Code and other ordinances relating to or regulating the activities engaged in and, in addition thereto:

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(1) To at least once each week remove or cause to be removed from the site of building contractors' activities all trash, refuse and waste materials.

(2) To keep the site of activities in an orderly condition, free from standing water, unguarded dangerous implements and health and safety hazards.

(3) To not obstruct traffic on streets or sidewalks or permit dirt or waste materials to fall or to be carried onto such public ways.

(4) To begin construction work timely, complete work in a timely, workmanlike manner in accordance with the contract between the building contractor and client.

Sec. 11-476. Inspection; enforcement.

The provisions of this division are declared to be of a regulatory nature, and it shall at all times be the duty of the Community Development Department., the Police Department, and the Fire Department regularly to inspect the site of the contractors' activities to see that the activities are being conducted and operated in accordance with the requirements of all laws and ordinances applicable thereto. Failure to comply with the above, all ordinances including the provisions of the surety bond, as determined by the Director of Community Development, shall give the municipality the right to suspend, or revoke the contractor's certificate of registration in accordance with Section 11-15 of this Chapter, deny a building contractor a re-registration, deny a building contractor registration, revoke or deny a building contractor a building permit.

Sec. 11-477--11-489. Reserved.

DIVISION 14. RESERVED

Sec. 11-490--11-500. Reserved.

DIVISION 15. KENNELS, PET SHOPS, SHELTERS, POUNDS AND ANIMAL HOSPITALS

Sec. 11-501 – 11-503. Reserved.

Sec. 11-504. Sanitation requirements.

It shall be unlawful to keep, use or maintain within the Village any kennel, pet shop, shelter, pound or animal hospital that is unsanitary, foul, or offensive or in any way detrimental to the public health or safety or that violates state or local sanitation requirements. (Code 1961, § 16.604)

Sec. 11-505. Inspection.

It shall be the duty of the Village to make or cause to be made such inspections as may be necessary to insure compliance with section 11-504 above. Subject to compliance with legal requirements, the Village

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shall have the power to make or cause to be made entry into any building or premises in which is contained a kennel, pet shop, shelter, pound or animal hospital for the purpose of making such inspections.

Sec. 11-506. Suspension and revocation by the Village Manager.

The Village Manager may, in addition to other penalties provided herein, suspend, revoke or refuse to renew any kennel, pet shop, shelter, pound or animal hospital business license upon good cause, provided, however, such suspension, revocation or refusal shall be only after a hearing held in accordance with Section 11-15 .

Sec. 11-507. Reserved.

DIVISION 16. DEALERS IN GOLD AND SILVER

Sec. 11-508. Definitions.

The term "itinerant dealer in gold and silver" when used in this chapter shall mean any person engaged in the business of buying or selling tangible objects of gold and silver within the Village who has not established a permanent place of business within the Village from which such operation has been carried on for a period of at least ninety (90) days prior to the first sale or purchase of such objects.

The term "permanent dealer in gold and silver" when used in this chapter shall mean any person engaged in the business of buying or selling tangible objects of gold and silver within the Village who has established a permanent place of business within the Village and who presents to the Village Manager at the time of application title showing legal or beneficial ownership to the premises or a bona fide lease for a period of not less than one year for permanent premises within the Village.

Sec. 11-509. License required.

No person shall engage in the business of itinerant or permanent dealer in gold and silver within the Village without first having obtained a license therefor. If the operation of the gold and silver business, either as a stand alone business or in conjunction with the operation of a retail store (e.g. jewelry store, or other similar such store) results in 20% or more of their gross business receipts being derived from the purchase of gold or silver, a Special Use is required. The process and requirements are further detailed in Appendix ‘A’.

Sec. 11-510. Application.

An application as itinerant or permanent dealer in gold and silver shall be made in conformity with the general requirements of this Code relating to applications for licenses.

Sec. 11-511. Investigation.

The Chief of Police or any other Village official designated by the Village Manager shall make an investigation to determine whether the applicant is a person of good character and reputation. No such license shall be issued to any applicant who is not found to be a person of good character and reputation and no license shall be issued to any applicant who has been convicted of receiving stolen goods, burglary, robbery or any other felony in the federal or state courts. In the event that the Village Manager shall not issue a license, an applicant may appeal to the Corporate Authorities in the manner provided by section 11-16 of this Code.

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Sec. 11-512. Fees.

A fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid for each day's proposed operation within the Village by an itinerant dealer in gold and silver.

A fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, shall be paid by a permanent dealer in gold and silver who is issued a license.

Sec. 11-513. Records.

Every itinerant dealer in gold and silver doing business in the Village shall keep a record of every article received, purchased, sold or exchanged by him, setting forth the following: The date of the transaction, name and address of the purchaser or seller, and a brief description of the article sold, purchased, received or exchanged, including identification number thereon, if any. Such record and the articles themselves shall, at all reasonable times, be open to the inspection of any police officer and reported in a manner as required by the Palatine Police Department.

Every permanent dealer in gold and silver doing business in the Village shall keep a record of every article received, except articles received, from an established wholesaler, antique dealer, or other licensed dealer with whom the permanent dealer does business on a regular and continuing basis, in the ordinary course of business. Such record shall be maintained, as described below. The date of the transaction, name and address of the purchaser or seller, and a brief description of the article sold, purchased, received or exchanged, including identification number thereon, if any. Such record and the articles themselves shall be open to the inspection of any police officer at all reasonable times during normal business hours. Said record shall he maintained by the dealer for a minimum of three (3) years. Refusal to permit police inspection of such record shall be grounds for immediate revocation of the license. Such records shall include the following information:

1. A listing of the item received, including the exact time and date when the item was received or purchased.
2. Digital picture or photographs of all of the received items sold, purchased or exchanged.
3. A copy of the government issued photo identification of all customers transacting an item of gold and silver.
4. Such records shall be transmitted (in a format approved by the Palatine Police Department) to the Palatine Police Department at the conclusion of each business day. Failure to deliver such record shall automatically revoke the license for the following day.

Sec. 11-514. Electronic reporting of transactions.

The Village may enter into a contract for service and maintain its contract for service with Leads Online, or a similar entity as designated by the Chief of Police, in order to enhance its investigative services to protect gold and silver dealers and members of the general public. In the event of a change to its electronic reporting system, the Village will notify all impacted licensees of the change within a reasonable time prior to such change.

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Every gold and silver dealer shall operate and maintain a computer system with internet access and photographic or video capability sufficient for the electronic reporting requirements described in this article. Any failure or malfunction of such equipment on the part of the licensee shall not exempt the licensee from the recording/reporting requirements outlined in Sec. 11-513 of this article. The licensee shall immediately notify the Police Department of any such failure or malfunction, and shall have such resolved as soon as practicable. Failure by the licensee to resolve any failure or malfunction of equipment in a reasonable amount of time will lead to license revocation proceedings under Section 11-516 of this article.

Sec. 11-515. Stolen goods.

It shall be the duty of every person licensed under the provisions of this division to report to the Police Department any article received or offered to him if he shall have reason to believe that the article was stolen or lost.

Sec. 11-516. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Sec. 11-516.1 Violations.

Any violations of this Division shall be cited and fined pursuant to the Village Fee Schedule Supplement.

ARTICLE VI. SOLICITORS

Sec. 11-517. Definitions.

For the purposes of this article the following words shall have the meanings indicated unless their context clearly requires otherwise:

Business shall mean and include those enterprises engaged in industry, warehousing, insurance, commercial or retail activity in order to produce a profit.

Charitable organizations are those organizations defined in the 225 ILCS 460/1 (a) and (f); to wit: (a) Any benevolent, philanthropic, patriotic, or eleemosynary person or one purporting to be such which solicits and collects funds for charitable purposes and includes each local, county, or area division with this State of such charitable organization, provided such local, county or area division has authority and discretion to disburse funds or property otherwise than by transfer to any parent organization. And (f) Charitable Purpose. Any charitable, benevolent, philanthropic, patriotic, or eleemosynary purpose.

Peddler I is defined as anyone seeking to sell or offer for sale, barter, or exchange, any goods, wares or merchandise, traveling from place to place along or upon streets of the Village, who shall sell and deliver from any vehicle: wagons, push carts, hand carts, or motor vehicles.

Peddler II is anyone who shall go about from place to place selling or delivering goods, wares and merchandise, whether selling or delivering from packs, baskets or similar containers.

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Registered solicitor shall mean and include any person who obtained a valid certificate of registration as hereinafter provided, and which certificate is in the possession of the solicitor and clearly displayed while engaged in soliciting.

Residence shall mean and include every separate living unit occupied for residential purposes by one (1) or more persons, contained within any type building or structure.

Soliciting shall mean and include any one (1) or more of the following activities:

(1) Seeking to obtain order for the purchase of goods, wares, merchandise, foodstuffs, services, of any kind, character or description. whatever; or

(2) Seeking to obtain prospective customers for application or purchase of insurance of any type, kind or character; or

(3) Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other type or kind of publication; or

(4) Seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable or non-profit association, organization or project; or

(5) Peddling either as a Peddler I or as a Peddler II.

Sec. 11-518. Certificate of registration required.

Every person and organization desiring to engage in soliciting from persons in residences within the Village is hereby required to make written application for a certificate of registration as hereinafter provided.

Sec. 11-519. Application for certificate of registration; contents, filing, and identification; persons to whom certificate will not issue.

Application for a certificate of registration shall be made upon a form provided by the Chief of Police of this Village and filed with such Chief of Police upon completion. The applicant shall truthfully state in full the information requested on the application to wit:

(1) Name, address or present place of residence and telephone number, driver's license number, or state ID, and issuing State if applicant possesses one.

(2) Physical description of the applicant, including date of birth and gender.

(3) Name, address and telephone number of the person, firm or corporation or association, if any, whom the applicant is employed by or represents.

(4) Name of the person in charge of soliciting for the firm or corporation or association.

(5) Nature of the goods or service solicited for.

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(6) Whether or not a deposit is to be collected and the number of persons to be involved in the solicitation effort.

(7) The dates of soliciting within the Village and the total number of days to be soliciting.

(8) If the person has ever solicited before within the Village, the dates and the firm or organization associated with during prior solicitations.

(9) If the applicant has ever been convicted of a felony and the details involved in the incident, arrest and conviction.

All statements made by the applicant upon the application or in connection therein shall be certified as the truth by the applicant signing their individual application.

All individual applications must be accompanied by two head and shoulder color photographs of the applicant, photographs to be no larger than one and a half inches by one and a half inches.

The Chief of Police shall cause an accurate record to be kept of every application received and acted upon together with all other information and data pertaining thereto and all certificates of registration issued under the provisions of this article and the denial of applications.

Sec. 11-520. Charitable Organizations.

Charitable organizations must furnish the Chief of Police the following information:

(1) Name and address of the organization.

(2) Name, address and telephone numbers of the person or persons having the primary responsibility for supervision of the solicitation with the village.

(3) The name, date of birth and gender of all individuals who will be soliciting.

(4) Evidence of full compliance with the provisions of "An Act to regulate solicitation and collection of funds for charitable purposes, providing for violations thereof, and making appropriation therefor," approved July 26, 1963, as amended (225 ILCS 460/1 et seq.)

(5) Two head and shoulder color photographs of each solicitor, one and a half inches by one and a half inches.

Sec. 11-521. Issuance.

The Chief of Police, after consideration of the completed application and all information obtained relative thereto, shall deny the application if the applicant does not possess the qualifications for such certificates as herein required. When the applicant is found to be fully qualified, the certificate of registration shall be issued. Provided the application for the certificate of registration is complete and all

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information required herein is provided on the application, the certificate of registration will generally be issued within two to five working days of receipt of the application by the Chief of Police.

Sec. 11-522. Youth Groups and School Groups from within the Village of Palatine

Youth groups and recognized groups from within the corporate limits of the Village of Palatine shall not be required to wear badges or name tags, nor pay required fees; however the organization shall be required to complete the solicitor's application process.

Sec. 11-523. Policy.

The regulations set forth in this and succeeding sections are designed to provide reasonable protection of the health, safety and welfare of the citizens of the Village, to guard them from unwarranted invasions of privacy and protect them in the peaceful enjoyment of their homes, while allowing all persons reasonable exercise of free speech and political expression as guaranteed by the First Amendment of the United States Constitution.

Every person desiring to secure the protection intended to be provided by the regulations pertaining to soliciting contained in this article, shall comply with the following directions, to wit:

Notice of the determination by the occupant of giving invitation to solicitors, or the refusal of invitation to solicitors, to any residence or business, shall be given in the manner following:

(1) One of four cards, approximately three inches by four inches in size, shall be exhibited upon or near the main entrance door to the residence or business, indicating the determination by the occupant, containing the applicable words, as follows:

(a) ONLY SOLICITORS REGISTERED IN PALATINE INVITED

(b) NO SOLICITORS INVITED

(c) ONLY CHARITABLE SOLICITORS INVITED

(d) SOLICITATION BY PRIOR APPOINTMENT ONLY (For display by businesses only)

(2) For purposes of uniformity, the cards shall be provided by the Village to persons requesting them.

(3) When such card is displayed, it shall constitute sufficient notice to any solicitor of the occupant's decision about inviting or not inviting solicitors to approach their door.

Sec. 11-524. Duty of solicitors.

It shall be the duty of every non-charitable solicitor engaging in solicitation from persons in residences within the Village to wear a nametag or other badge provided by the Village on his or her person clearly identifying the name of the person soliciting and nametag or badge number assigned to that individual and the date of expiration. Tags or badges pursuant to this section shall be issued by the Village

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Manager in such form as the Village Manager may determine. Fees for nametags or badges shall be as provided in the Fee Schedule Supplement to the Palatine Code of Ordinances.

It shall be the duty of every solicitor upon going onto any premises in the Village to immediately and peacefully abide by any notice so posted by the occupant in accordance with section 11-522 if indicated and depart the premises. Any solicitor who has gained entrance to any residence or business, whether invited or not, shall immediately and peacefully depart from the premises when requested to do so by the occupant.

Sec. 11-525. Prohibited soliciting.

(1) It is hereby declared to be unlawful and shall constitute a nuisance for any person to go upon any premises and ring the doorbell upon or near any door, or create any sound in any other manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engage in soliciting as herein defined, in defiance of the notice exhibited at the residence in accordance with the provisions of section 11-522.

(2) It shall be unlawful for anyone to solicit from residences within the Village of Palatine without an approved certificate of registration.

(3) It shall be unlawful for anyone to solicit from residences within the Village of Palatine without displaying their issued nametag or badge, or a recognizable uniform worn, clearly visible to the occupant of the residence whereupon the solicitation is to take place.

(4) It shall be unlawful for anyone to solicit from any business which displays a notice described in section 11-522, or to violate a clearly posted notice to solicitors that solicitation is acceptable only by prior appointment.

Sec. 11-526. Time limit for soliciting.

It is hereby declared to be unlawful and shall constitute a nuisance for any person whether registered under this article or not to go upon any residential premises and ring the doorbell upon or near any door of a residence located thereon, or rap or knock upon any door, or create any sound in any manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engage in soliciting prior to 9:00 a.m. of any weekday or Saturday, or after 7:00 p.m. of any weekday or 6:00 p.m. on Saturday, or at any time on a Sunday or on a State of Illinois or national holiday. For Peddler I and Peddler II, in addition to the foregoing time limitations, no soliciting shall occur after 6:00 p.m. on any week day.

Sec. 11-527. Fee; exemptions.

The registration fee for solicitors shall be as provided in the fee schedule supplement to the Palatine Code of Ordinances, plus a per day fee, as provided in the fee schedule supplement to the Palatine Code of Ordinances, for each day solicitation activities are conducted in the Village; provided, however, that no fee

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shall be charged for solicitation by charitable or not-for-profit organizations other than the fee for the cost of the name tag or badge, and further provided that no fee beyond the registration fee shall be charged to solicitors for holders of a franchise granted by the Village for the operation of a cable communications system.

Sec. 11-528. Enforcement and appeal.

The Palatine Police Department shall be responsible for enforcing this ordinance and may take any of the following actions upon receiving a complaint of a violation of this ordinance by a resident:

1. The name tag or badge of the individual solicitor may be confiscated and the individual solicitor's permit to solicit within the Village may be revoked for up to one calendar year.

2. An individual's permit to solicit may be revoked without the confiscation of the individual's name tag or badge, upon notification of revocation, the name tag or badge shall be returned to the Police Department.

3. The individual solicitor may be prosecuted.

4. The organization for which the individual solicitor is a part of may have their certificate of registration revoked.

5. A solicitor found to have a criminal record of crimes against persons, gang activity, or has been convicted of the commission of a felony under the laws of the State of Illinois, or any other state or federal law of the United States, within ten (10) years of the issuance shall have their license revoked.

Upon the confiscation of an individual solicitor's name tag or badge, the circumstances surrounding the complaint shall be reviewed by the Chief of Police or his designated representative, and upon completion of the investigation, the name tag or badge along with the permit to solicit to be either revoked or reinstated. If the individual solicitor's permit is revoked, the umbrella organization, if the solicitor is part of one, will be notified of the permit revocation.

The individual whose name tag or badge is confiscated and whose permit to solicit is revoked shall have the right to appeal the revocation to the Village Manager pursuant to Section 11-15 (e) within seven working days of the revocation.

Sec. 11-529 to 11-535 Reserved.

ARTICLE VII. RAFFLES.

Sec. 11-536. License Required.

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It shall be unlawful to conduct a raffle as defined by 230 ILCS 15/2 et. seq. (1994) of the Illinois Compiled Statutes in the Village of Palatine without having obtained a license therefor in accordance with Sections 11-2, 11-539 , and 11-38 through 11-540 of this Chapter.

Sec. 11-537. Definitions.

The definitions contained in 230 ILCS 15/1 are incorporated by reference as if set forth herein.

Sec. 11-538. Fee.

A ten ($10) dollar fee shall be charged for licenses hereunder, or such fee may be waived.

Sec. 11-539. Requirements.

Only non-profit organizations as defined by 235 ILCS 15/2 of the Illinois Compiled Statutes may apply for a license. There shall be no limit on aggregate retail value of prizes, number of tickets, price of tickets or time period of the raffle.

The following are ineligible for any license under this Article.

1. Any person who has been convicted of a felony;
.
2. Any person who is not of good moral character;
3. Any firm or corporation in which a person defined in 1, 2 or 3 has a proprietary, equitable or credit interest, or in which such a person is active or employed;
4. Any organization in which a person defined in 1, 2 or 3 is an officer, director or employee, whether compensated or not;
5. Any organization in which a person defined in 1, 2 or 3 is to participate in the management or operation of a raffle as defined in this Article.

Sec. 11-540. Application.

(1) Applications for raffle licenses shall be on forms provided by the Village.

(2) The license and application for license must specify the area or areas within the Village in which raffle chances will be sold or issued, the time period during which raffle chances will be sold or issued, the date, time, location and manner of determining the winning chances;

(3) A copy of the applicants articles of incorporation and/or charter shall be attached to the license application (or other such documentation as requested by the Village Manager);

(4) The application must contain a sworn statement attesting to the not-for-profit character of the prospective license organization, signed by the presiding officer and the secretary of that organization. No bond shall be required for such application and license.

Sec. 11-541. Conduct of raffles.

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The conducting of raffles is subject to the following restrictions.

1. The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct the game.

2. No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.

3. No person may receive any remuneration or profit for participating in the management or operation of the raffle.

4. A licensee may rent a premises on which to determine the winning chance or chances in a raffle only from an organization which is also licensed under this Section.

5. Raffle chances may be sold or issued only within the area specified on the license and winning chances may be determined only at those locations specified on the license.

6. No person under the age of eighteen (18) years may participate in the conducting of raffles or chances. A person under the age of 18 years may be within the area where winning chances are being determined only when accompanied by his parent or guardian.

Sec. 11-542. Records.

Records shall be kept pursuant to the provisions 235 ILCS 15/6 of the Illinois Compiled Statutes.

Sec. 11-543. Suspension or revocation of licenses or permits by Village Manager.

Any license or permit issued may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter.

Secs. 11-544 - 11-600. Reserved.

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ARTICLE VIII. RELOCATORS AND REPOSSESSORS

Sec. 11-601. Definitions.

For the purposes of this article, the following words shall have the meanings indicated unless their context clearly requires otherwise:

Commission: Illinois Commerce Commission.

Collateral: Any motor vehicle, boat, recreational vehicle, motor home, motorcycle or other property that is subject to a security, lease or rental agreement.

Dispatcher: Any person who, as an employee or agent of a relocator or repossession agency, dispatches vehicles for operators who perform removal activities.

Operator: Any person who, as an employee of a relocator or repossessor, removes trespassing vehicles from private property by means of towing or otherwise recovers vehicles for collateral. This term includes the driver of any vehicle used in removing a trespassing vehicle from private property as well as any person other than the driver who assists in the removal of a trespassing vehicle from private property.

Relocator's license: A license issued to a commercial vehicle relocator in accordance with this chapter.

Relocator: Any person or entity engaged in the business of removing trespassing vehicles from private property by means of towing or otherwise, and thereafter relocating and storing vehicles.

Repossessor: Any person or entity conducting business, or an employee of the business, who, for any type of consideration, engages in the business of, accepts employment, or agrees to provide collateral vehicle recovery.

Sec. 11-602. Declaration of Village policy.

It is hereby declared to be the policy of the Village of Palatine to regulate the collateral recovery of vehicles and the removal of trespassing vehicles from private property and the subsequent relocation and storage of such vehicles in such manner as to fairly distribute rights and responsibilities among vehicle owners, private property owners and relocators and repossessors. For this purpose, the Village's regulations herein are for the purpose of complementing and supplementing the regulatory process of the Commission pursuant to 225 ILCS 422 and 625 ILCS 5/18a-100 et seq., and any amendments thereto, and its enforcement efforts thereunder. The laws and regulations adopted hereunder are adopted pursuant to the home rule authority of the Village of Palatine as well as the express authority conferred by the state legislature on local units of government pursuant to 225 ILCS 422 and 625 ILCS 5/18a-100 et seq.

Sec. 11-603. Towing performed pursuant to police order.

Nothing contained in this article shall be construed to regulate or otherwise affect towing performed by any relocator pursuant to the order of a law enforcement official or agency in accordance with 625 ILCS 5/4-201 through 5/4-204 of the Illinois Vehicle Code, or pursuant to section 18-90 of the Palatine Code of Ordinances.

Sec. 11-604. Repealed.

Sec. 11-605. General powers and duties of the Village Manager.

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The Village Manager or his designee shall:

(1) Regulate relocators and repossessors and their employees or agents in accordance with this article and to that end may establish reasonable requirements with respect to proper service, and practices relating thereto;

(2) Require the maintenance of uniform systems of accounts, records and the preservation thereof;

(3) Require all drivers and other personnel used in relocation and repossession be employees of a relocator or repossessor;

(4) Issue permits to relocators and repossessors in accordance with the requirements of this article;

(5) Upon verified compliant in writing by any person, organization or body politic, or upon its own initiative, may investigate whether any relocator, reposessor, operator, dispatcher or person otherwise required to comply with any provision of this article or any rule promulgated hereunder has failed to comply with any such provision or rule.

Sec. 11-606. Relocators – unlawful practices.

It shall be unlawful for any relocator to:

(1) *Relocate vehicles from authorized spaces.* No vehicle shall be relocated if it is parked in a space on private property where it is authorized to be parked.

(2) *Relocate vehicles from private property without authorization from property owner.* No vehicle shall be relocated from private property without express, written authorization from the property owner, lessee or agent. The authorization must either direct the relocator to remove the specific vehicle in question or authorize the relocator to remove all unauthorized vehicles from the property.

(3) *Relocate vehicles not in accordance with proper posting.* No vehicle shall be relocated from a lot which does not, at the time of the tow and for at least twenty-four (24) hours prior thereto, have signs posted in compliance with this article. Furthermore, no vehicle shall be relocated to a storage lot or facility that is not identified on signs posted in compliance with this article at the location from which the vehicle is relocated. No vehicle shall be relocated and/or stored even temporarily at any other location than the location advertised on the relocator's sign. Once a vehicle is picked up from private property it must be towed immediately to the storage lot or facility that is identified on the sign posted on the private property. No vehicle shall be subsequently transported to any other lot or facility.

(4) *Relocate vehicles where owner or driver is present.* No vehicle shall be relocated where the owner or operator of such vehicle is present or arrives at such location at any time prior to the completion of the removal of the vehicle from private property, and provided such owner and operator is willing and able to remove the vehicle immediately, and provided that the owner or operator does immediately remove the vehicle from the private property.

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(5) *Commercial Motor Vehicles*. No operator shall engage in the removal of a commercial motor vehicle that requires a commercial driver's license to operate, as required under 625 ILCS 5/6-500 et seq, by operating the vehicle under its own power on a highway without authorization by a police officer

(6) *Notification of police department.* No relocator or repossessor may transact any part of its business at any location until after the relocator or repossessor has obtained and remitted payment for a permit from the Police Department. The Police Department is authorized to establish an electronic method for relocators to obtain a permit online using the internet.

(7) *Post signs at locations where the relocator is not authorized to operate or tow beyond a maximum distance.* No relocator shall remove any vehicle otherwise in accordance with this article more than ten (10) air miles from its location when towed nor shall it post a sign at a location more than ten (10) air miles from the storage lot to which the relocator can relocate vehicles.

(8) *Relocate vehicles unless the relocation lot is open during certain prescribed hours.* No vehicle shall be relocated to a lot which is not open to allow the vehicle owner to retrieve the vehicle within two (2) hours following the tow.

(9) *Accept certain types of compensation:* Except as provided in subsection (b) below, no relocator shall demand, collect or receive anything of value or compensation in relation to its relocation business;

a. From the property owner, lessee or their agents or from any person other than the owner or owner's agent of the relocated vehicle, except according to terms in the contract entered into between the property owner or lessee and the relocator;

b. From the vehicle owner, lessee or their agents;

i. Greater than the amount posted on the signs, posted on the private property from which the vehicle was relocated;
ii. Greater than or other than the rates prescribed by the Commission; or
iii. Where the relocation was not performed in compliance with the law in this Article.

c. Storage fees must be posted in accordance with administrative rules of the Commission.

d. A relocator must release the vehicle provided payment is either in cash or through a valid major credit card, including, but not limited to, VISA, American Express, Discover or MasterCard.

(10) *Prerequisites to operation within the Village.* No relocator shall:

a. Operate within the Village without a valid, current relocator's license as approved by the Village as authorized in 11-609 this article.

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b. Employ as an operator or otherwise so use the services of any person who has not been duly licensed by the Commission and the Illinois Secretary of State pursuant to the applicable laws, rules and regulations.

c. Operate a business other than in conformance with the laws of the Commission and the rules and regulations adopted thereunder.

d. Operate any towing vehicle which does not carry a copy of 625 ILCS 5/18A, of the Illinois Vehicle Code, a copy of this section of the Village of Palatine Code of Ordinances and sufficient copies of the Commission complaint form. All documents shall be made available to any complainant at their request in the event of a dispute regarding vehicle relocation.

e. Operate any vehicle which has not passed a safety test as required in 625 ILCS 5/13-101.

f. Relocate any vehicle prior to obtaining and remitting payment for a permit. The Police Department is authorized to establish an electronic method for relocators to obtain and remit payment for an online permit using the internet. This permit must be displayed in either paper or electronic form to any police officer. The fees for permits shall be codified in the Village Fee Schedule.

g. Relocate a vehicle unless the operator has a valid operator's permit issued from the Commission

(11) *Notice to police department.* A relocator must:

a. Notify the Police Department prior to such removal by purchasing a permit as described in 11-606(10)(f). Notification shall include, but not limited to, a complete description of the vehicle, including the year, make, model vehicle identification number (VIN) and state license plate number, the registration numbers, the locations from which and to which the vehicle was removed, the time of removal and any other information required by state or local regulations, statute or ordinance.

b. Make a telephone number available to the Police Department at which the relocator or an employer of the relocator may be contacted at any time, twenty-four hours each day. This phone number shall be advertised for the purpose of effectuating the release of a towed vehicle. The relocator must have an employee available at all times on the premises owned or controlled by the relocator for the purposes of arranging for the immediate release of the vehicle.

Sec. 11-606.1 Relocators – posting of signs; sign specifications.

(1) *Generally.* It shall be unlawful for an owner or other person in lawful possession or control of private property to remove or employ a relocator to remove an unauthorized vehicle from such property unless written notice is provided pursuant to the administrative rules of the Commission. Such notice shall consist of a sign posted in a conspicuous place in the affected area of a size and content as required by the

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Commission. Such sign shall state the amount of the towing charges to which the person parking may be subject. Such signs must be posted at least twenty-four (24) hours before any vehicle is relocated from the lot.

(2) *Application to residential property.* No express notice shall be required under this section upon residential property which, paying due regard to the circumstances in the surrounding area, is clearly reserved or intended exclusively for the use or occupation of residents or their vehicles.

(3) *Sign specifications:*

(a) Those portions of the sign warning that unauthorized vehicles will be relocated must be formatted in accordance with the administrative rules of the Commission.

(b) Each sign must contain:

i. A warning that unauthorized vehicles will be relocated;

ii. The full legal name of the relocator as it appears on the relocator's license, the address and telephone number of the relocator, and the address and telephone number of the location to which the vehicle will be relocated and at which it can be reclaimed, if different from the address of the relocator;

iii. The maximum fee which the relocator will charge the owner as a condition of reclaiming the vehicle and any restrictions on the method of payment which will be accepted by the relocator. No sign shall indicate a restriction on the method of acceptable payment that is contrary to section 11-606(8)(c);

iv. The hours which the owner can reclaim the vehicle to the extent that a sign does not show a limitation on hours or days when the vehicle can be reclaimed, the sign shall constitute a representation the vehicle can be reclaimed at any time or on any day. No sign shall include hours of doing business contrary to the restrictions contained in section 11-606(7).

(c) Such signs must be visible and readable from all entrances and exits, both during the day and at night, free of any natural or man-made interference.

(d) No more than one (1) location where the vehicle may be relocated shall be identified on any posted sign at any lot from where the vehicle was relocated.

(4) *Lighting standard.* All such signs shall be illuminated from dusk to dawn. Such lighting shall be directed to the sign face, uniformly distributed over the sign face and provide an illumination level on the sign face of at least twenty (20) feet.

Sec. 11-607. Repossessors - unlawful practice.

It shall be unlawful for any repossessor:

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(1) To repossess a vehicle prior to obtaining a valid permit issued by the Village of Palatine. The Police Department is authorized to establish an electronic method of repossessors to obtain and remit payment for an online permit using the internet. This permit must be displayed in either paper or electronic form to any police officer. The fees for permits shall be codified in the Village Fee Schedule.

(2) To violate any other provision of this chapter, Commission regulations or orders adopted under this chapter or pursuant to chapter or pursuant to 225 ILCS 422 et.seq.

(3) The Police Department shall establish the form and content of the online permit.

(4) No repossessor may remove a vehicle from private property where trespassing signs have been erected prohibiting a repossessor from entering and remaining on the property.

Sec. 11-608. Penalties. Any relocator, repossessor, operator, dispatcher or employee of a relocator or repossessor who violates any provision of this Chapter shall be subject to fines as established in the Village Fee Schedule.

Sec. 11-609. Relocator's License Required.

(a) *Applications, original determinations.* Each application for a license to operate as a relocator shall be made in writing to the Village Manager, shall be verified under oath, shall be in such form and contain such information as the Village Manager may require. It shall be accompanied by the required application fee and proof of security. In addition to filling out the application required by the Village Manager and paying the filing fee as provided for in the Fee Schedule Supplement to the Palatine Code of Ordinances, a certified copy of the license issued by the Illinois Commerce Commission to such applicant to operate as a relocator shall be sufficient evidence to qualify a relocator for a Village commercial vehicle relocator's license. Nothing herein, however, shall interfere with the Village Manager's right to impose reasonable conditions on the issuance of such license. The relocator shall provide a copy of the license in each vehicle engaged in relocation operations.

(b) *Transfer.* A relocator's license is not transferable.

(c) *Expiration renewal:*

(1) All relocator's licenses shall expire on the same date that the license issued by the Illinois Commerce Commission expires. Consistent with the rules and regulations of the Illinois Commerce Commission, the village may temporarily extend the duration of the license for the pendency of a renewal application until formally approved or denied by the Illinois Commerce Commission upon filing, no early than ninety (90) days nor later forty-five (45) days prior to such expiration, of written application for renewal, verified under oath, in such form and containing such information as the Village Manager requires, and accompanied by the required application fee and proof of security. The Village Manager, upon receipt of a certified copy of the Illinois Commerce Commission's renewal license, shall renew the license.

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(2) The Village Manager may at any time during the term of the license make inquiry into the management, conduct of business or otherwise determine that the provisions of this Chapter are not being observed.

Sec. 11-610. Suspension of license.

The Village Manager shall suspend or revoke the permit of a relocator if it finds that:

(1) The relocator made a false statement on the application for a relocator's permit;

(2) The relocator's license issued by the Illinois Commerce Commission has been suspended or revoked; or

(3) After a hearing, it is established the relocator has violated one (1) or more of the unlawful practices contained in section 11-606 of this article and that revocation or suspension are appropriate penalty for the misconduct.

Sec. 11-611. Hearing on revocation/suspension.

(a) *Suspension and revocation.* A vehicle relocator's license may be suspended by the Village Manager and subsequently revoked by the Corporate Authorities for violation of this article, the state law or the rules and regulations adopted thereunder or for any of the grounds set forth in Section 11-15(a), or for any other violations of the Palatine Code of Ordinances. The procedures for suspension or revocation shall be pursuant to Section 11-15 (b) and (c).

(b) *Cessation of operations required.* If a fine or a suspension is imposed as a penalty, no activity otherwise permitted under the license shall be conducted by the relocator until such fine is paid or such suspension served. If a relocator is found to be operating without a license or after a license is revoked or suspended, the village shall enforce its ordinance or any other orders by fine, injunction or in any other means permitted by law.

ARTICLE IX. YOUNG ADULT ENTERTAINMENT FACILITIES

Sec. 11-612. Definitions.

As used in this division the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

License Officer: The Village Manager or his designee.

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Light Food Service: The ability to store, prepare, sell, and service hot and cold sandwiches, snacks, and similar food items and is separately licensed by the Village as a food service establishment.

Person: One or more natural persons, corporations, limited liability companies, partnerships, associations or other entities capable of having an action of law brought against such entity.

Premises: Any Zoning Lot, as defined in the Village Zoning Ordinance, where a Young Adult Entertainment Facility is operated or maintained including, but not limited to all hallways, bathrooms, parking areas and any other portions of the Zoning Lot which is accessible to the public during operating hours.

Special Event: An activity at a Young Adult Entertainment Facility which is marketed to patrons or prospective patrons as being of a temporary or non-routine nature.

Village: Village of Palatine

Young Adult Entertainment Facility: A for-profit establishment which is open to the public, the primary function of which is to offer, provide, procure, make available, allow, suffer or permit entertainment to patrons between the ages of 16 and 20 years an opportunity to engage in social activities such as dancing, or the enjoyment of live or pre-recorded music, or the enjoyment of' entertainment provided by dancers or other performers. A Young Adult Entertainment Facility shall provide light food service and beverages (excluding alcoholic beverages) to its patrons from the time of opening until 11:00 p.m.

The term "Young Adult Entertainment Facility" does not include the following: Premises which serve alcoholic beverages as defined by State and local laws; theaters in which the patrons sit in parallel rows of fixed seats; full service restaurants where the only entertainment consists of background music which is incidental to the primary function of serving food; outdoor performances; a banquet, party or celebration conducted for invited guests which is not open to the public; dances or events sponsored and operated by a governmental entity, an educational institution, or a nonprofit or charitable group duly licensed with the state and having a five (5) year operational history in the Village.

Sec. 11-613. Young Adult Entertainment Facility License Required.

It is unlawful for any person to own, operate, manage, or maintain a Young Adult Entertainment Facility in the Village without first obtaining a Young Adult Entertainment Facility License from the Village. The license fee shall be based on the permitted occupancy of the Young Adult Entertainment Facility as follows:

For occupancy up to 100	$ 1,000.00
For occupancy from 101 to 200	$ 5,000.00
For occupancy from 201 to 300	$10,000.00
For occupancy from 301 to 600	$20,000.00
For occupancy from 601 to 800	$25,000.00
For occupancy from 801 to 1000	$30,000.00

All Young Adult Entertainment Facilities shall have an occupancy limit established by the applicable fire or Village Code of Ordinances and by the special use approved for the facility. For the

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purpose of this subsection, licensed premises shall not include kitchen area, storage areas, hallways, or any area used by the licensee and/or his employees and not open to the licensee's patrons.

A license shall be effective from the date of its issue until June 30th of each year. The fee to be paid shall be reduced in proportion to the full calendar months which have expired in the fiscal year prior to the issuance of the license.

Sec. 11-614. Special Use Ordinance Required.

All Young Adult Entertainment Facilities shall require a special use permit to operate which shall set limits on the occupancy of the facility and set forth other operational constraints and conditions in connection with the operation.

Sec. 11-615. License Application Procedures.

A. An application for a license shall be made in writing to the Village, upon forms provided, and shall include the following:

1. The name, birthdate, and address of the applicant in the case of an individual; in the case of a partnership, the persons entitled to share in the profits thereof, and in the case of a corporation, the date of incorporation (in the case of a foreign corporation, the state where it was incorporated and the date of its becoming qualified under the Illinois Business Corporation Act to transact business in the State of Illinois), and the objects for which it was organized. In the case of an Illinois Limited Liability Company, the same information for its managing member and members. The names, dates of birth, and addresses of any partner, any officer and any director, and if a majority in interest of the stock of a corporation is owned by one person or his nominees, the name, date of birth and address of such person.

2. The location of the Young Adult Entertainment Facility including address, legal description and permanent index number.

3. Evidence of proof of ownership or a valid and binding leasehold interest in the form of a title policy or a fully executed copy of the lease.

4. If a leasehold (or any legal interest that is not fee simple ownership) a letter of authorization from the legal owner of the property of which the leasehold is a part.

5. A complete statement of all convictions of the applicant as provided in this section. If the applicant is a corporation, such statement shall include applicant's officers, and directors thereof, and any stockholder or stockholders owning in the aggregate more than twenty percent of the stock of such corporation. If the applicant is a partnership, such statement shall include all general partners, and any limited partner owning more than twenty percent of the aggregate limited partner interest in such partnership. If the applicant is a limited liability company such statement shall include the managing member and shareholders owning more than 20% of the shares of the limited liability company. Such listing shall include but not be limited to the following:

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(a) Any offense involving sexual misconduct with children of other sex offenses as defined in Article 11 of the Illinois Criminal Code of 1961, as amended.

(b) A felony based upon conduct or involvement in such business or activity or related or similar business or activity, within the past ten years; or

(c) A felony unrelated to conduct or involvement in such business or activity or related or similar business or activity, but which felony involved the use of a deadly weapon, traffic in narcotic drugs, or violence against another person, including rape, within the past five years; or

(d) A misdemeanor or licensing ordinance violation, based upon conduct or involvement in such business or activity or related or similar business or activity, within the past two years.

6. A description of the proposed Young Adult Entertainment Facility, including the anticipated age and number of patrons, hours of operation and all activities and business conducted at the same location, and the physical facilities to be used.

7. A written statement setting forth all measures proposed to ensure that adequate traffic control, crowd protection and security, both inside and outside the licensed premises, will be maintained, that the age limits of the patrons to be admitted to the Young Adult Entertainment Facility will be enforced and that the curfew will be enforced.

8. A statement of whether the business will be conducted by a manager. In such case the manager's name, address, telephone number and age shall be provided, along with a statement of any convictions as set forth under subsection (3), above.

9. A statement whether applicant has made similar application for a similar other license at a location other than described in this application and the disposition of such application.

10. The license fee as provided herein.

11. A site plan for the licensed premises, including a floor plan showing all entrances, exits and public areas.

12. The operation and training manuals to be used for the establishment, setting forth procedures for complying with this chapter, including, but not limited to, security and age verification.

13. A certificate of insurance evidencing that the applicant has secured commercial general liability insurance issued by one or more companies authorized to do business in the State of Illinois providing the following minimum coverage:

(a) One million dollars ($1,000,000) per person, per occurrence; and

(b) One million dollars ($1,000,000) annual aggregate.

14. A copy of the Special Use Ordinance approved by the Village Council.

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B. In the event the applicant learns that any information or document submitted as part of this application process is inaccurate or incomplete, the applicant shall immediately notify the Village and provide appropriate corrections. Failure to accurately and completely provide, or as necessary update, required information may delay the processing of such application or result in its denial.

C. In addition to the requirements of subsections (A) and (B) above, the applicant and, if applicable, the manager shall submit their fingerprints to be used in completing the investigation. Applicants are required to present themselves for fingerprints to be taken by the Police Department as provided by the Chief of Police. If the applicant is a corporation, fingerprints shall be required of applicant's officers, directors, and any stockholder or stockholders owning in the aggregate more than twenty percent of the stock of such corporation. If the applicant is a partnership, fingerprints shall be required of all general partners, and any limited partner owning more than twenty percent of the aggregate limited partner interest in such partnership. If a limited liability company, the managing member and the owners of more than 20% of the stock shall be required. The applicant shall pay the fingerprint fee for each person required to submit fingerprints. Provided, in the case of a renewal application, fingerprints and the fingerprint fee shall not be required from a renewal applicant whose fingerprints are on file, unless the Chief of Police determines that there may be reason to believe that the renewal applicant may have unreported convictions.

Sec. 11-616. Procedures for Issuance or Denial of License.

After receiving a complete application for a Young Adult Entertainment Facility license, the Village shall follow the following procedures:

A. The License Officer shall forward copies of the application to appropriate Village officials for their comments regarding compliance with regulations under their jurisdiction. The License Officer shall consider all materials and comments submitted and issue or deny the license within thirty (30) working days after the date on which a completed application was filed unless the applicant agrees to an extension of the time period. In the event that the License Officer fails to act upon any application within the time period set forth herein, such failure to act shall be deemed a denial of the application.

B. The grounds for the denial of the issuance or renewal of a Young Adult Entertainment Facility License shall include but not be limited to one or more of the following reasons:

1. The applicant has been convicted of one or more of the following offenses

(a) Any offense involving sexual misconduct with children or other sex offenses as defined in Article 11 of the Illinois Criminal Code of 1961, as amended;

(b) A felony based upon conduct or involvement in such business or activity or related or similar business or activity, within the past ten years; or

(c) A felony unrelated to conduct or involvement in such business or activity or related or similar business or activity, but which felony involved the use of a deadly weapon, traffic in narcotic drugs, or violence against another person, including rape, within the past five years; or

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(d) A misdemeanor or licensing ordinance violation, based upon conduct or involvement in such business or activity or related or similar business or activity, within the past two years.

2. The applicant whose license issued under this chapter has been revoked for cause.

3. The applicant who at the time of application for renewal of any license issued under this chapter would not be eligible for such license upon a first application.

4. The applicant is under the age of twenty-one (21) years.

5. If the applicant is a partnership and any general partner, or any limited partner of owning more that twenty percent (20%) of the aggregate limited partner interest in such partnership, would not be eligible to receive a license under this chapter.

6. If the applicant is a corporation and any officer or director, or any stockholder or stockholders owning in the aggregate more than twenty percent (20%) of the stock of such corporation, would not be eligible to receive a license under this chapter.

7. If the applicant is a corporation unless it is incorporated in Illinois or unless it is a foreign corporation which is qualified under the "Business Corporation Act of 1983" to transact business in Illinois.

8. If the applicant is a limited liability company and its managing member are the owners of 20% or more of the stock do not possess the same qualifications required of the licensee.

9. If the business of the Young Adult Entertainment Facility is to be conducted by a manager unless the manager possesses the same qualifications required by the licensee.

10. If the applicant is not legally authorized to run the business.

11. If the Premises do not comply with all applicable Village Ordinances and State laws including its zoning ordinance and other applicable ordinances of the Village.

12. If the application is incomplete or if it contains any material misrepresentation.

13. If the application does not show adequate measures for the protection of persons or property, security, both inside and outside the premises, and the monitoring of the ages of patrons admitted to the Young Adult Entertainment Facility.

14. A pattern or history and experience of the establishment proposing a threat to the public welfare.

15. A pattern of arrests or referrals to hospitals from the establishment.

16. A pattern of complaints received including, complaints at other facilities that are owned by the applicant or owned by others operating similar facilities in the Village or in other communities in Cook County.

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17. Where grounds for revocation of the license exists.

C. In connection with the issuance of any license, the Village may impose any conditions on the license, the operating plan and on the conduct of the business that it deems necessary and appropriate including, but not limited to limitations on the days and hours of operation, the age of the patrons, the training and qualifications of the staff, staffing requirements, controls on parking lot and the environs outside of the facility, the layout of the licensed premises and additional insurance requirements.

D. If the License Officer denies a license or imposes conditions on the application found objectionable by the applicant, written notice of the denial stating the reasons why shall be sent to the applicant within five (5) working days after the denial. The applicant shall have a period of ten (10) working days after the date of license denial or the conditional license to appeal to the Village Council. Said appeal shall be in writing and shall be scheduled for hearing within fourteen (14) days of the receipt of the appeal for a regular meeting occurring not more than thirty (30) days after receipt of the notice and after at least five (5) days notification of the hearing date to the appellant.

Sec. 11-617. Operating Rules and Regulations.

A. It shall be unlawful for any person under the age of sixteen (16) years to enter or remain on the Premises of a Young Adult Entertainment Facility unless accompanied by a parent or guardian.

B. It shall be unlawful for any person twenty-one (21) years of age or older to enter or remain on the premises of a Young Adult Entertainment Facility except for bona fide employees or independent contractors hired by the licensee to work in the Young Adult Entertainment Facility, a parent or guardian of a person under twenty one (21) years of age present in the Young Adult Entertainment Facility or a governmental employee in the performance of his duties.

C. It shall be unlawful for any person to falsely represent their age for the purpose of gaining admission to a Young Adult Entertainment Facility.

D. The Licensee shall require each person admitted or seeking to be admitted to display to a supervisory security person of the Young Adult Entertainment Facility an identification card showing the photo and age of the person seeking admission. In addition all patrons shall be required to pass through a metal detection device or pass a scanning by a metal detection wand.

E. It shall be unlawful to knowingly permit a person to enter or remain in a Young Adult Entertainment Facility who is under the age of sixteen (16) years or over twenty (20) years of age or older unless such person is a bona fide employee or independent contractor hired by the licensee to work in the Young Adult Entertainment Facility or a governmental employee in the performance of his duties.

F. A patron once admitted to the Young Adult Entertainment Facility on the Premises not be permitted to exit and re-enter the Premises sooner than the following business day.

G. In the event of an emergency, health, or safety condition occurring anywhere on the licensed premises, including the parking lot, the licensee and its employees and/or agents shall immediately contact the Fire Department or Police Department, as appropriate to the incident, and request assistance. A written plan for implementing this requirement shall be placed of record with the Village.

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H. It shall be the obligation of the licensee to employ two (2) off-duty police officers who shall be present on the Premises during all operating hours to maintain peace and order and to ensure compliance with all applicable laws of the State and of the Village. The licensee shall also employ qualified security personnel who shall have been trained in crowd control, drug awareness, and gang awareness. The names, addresses and birthdates of all such security personnel must be on file with the Chief of Police at least forty-eight (48) hours before their employment.

I. Each licensee shall provide at least one supervising security person to monitor and verify ages of those persons seeking to gain admittance to the licensed premises.

J. The licensee and its agents shall not permit or allow alcoholic beverages or controlled substances to be consumed or be present on any Young Adult Entertainment Facility premises shall not allow or permit tobacco to be sold in any Young Adult Entertainment Facility and shall not allow tobacco to be used by any person under the age of eighteen (18). The presence of any prohibited item upon the licensed premises shall be deemed a violation of this provision.

K. It shall be the obligation of the licensee to refuse admittance and to remove from the Young Adult Entertainment Facility any person who is, or appears to be, under the influence of, or affected by the use of alcohol or drugs, or whose conduct poses a physical danger to the safety of others present. It shall be the obligation of the licensee to refuse admittance and to remove from a Young Adult Entertainment Facility any person under the age of eighteen (18) years who possesses or uses tobacco.

L. It shall be the obligation of the licensee to provide proper and adequate illumination of all portions of the Premises which are available for public use. Such illumination shall be not less than 1.3 foot candle at floor level at all times when the premises are open to the public or when any member of the public is permitted to enter and remain on the premises. All off-street parking areas within one hundred feet (100') of any entrance shall be illuminated during all hours of operation after sunset with a lighting system designed to provide a minimum maintained horizontal illumination of greater than one (1) foot candle of light on the parking surface and/or walkway.

M. It shall be the obligation of the licensee to prevent loitering, the creation of public nuisances or disturbances of the peace by any patrons of the Young Adult Entertainment Facility on the Premises or in the immediate vicinity. "Loitering" shall not include the act of waiting in line to gain admission to the Premises.

N. It shall be the obligation of the licensee to clean up all litter resulting from its operations. The cleanup shall occur within two (2) hours after the end of each day's operation.

O. It shall be unlawful for a licensee to permit (a) a greater number of patrons into the premises at any time than the permitted occupancy, or (b) any greater number of patrons to remain upon the premises than the permitted occupancy. All Young Adult Entertainment Facilities shall provide seating for not less than thirty percent (30%) of the maximum permitted occupancy.

P. No licensee, his agent or employee shall allow or permit any person to perform acts of or acts which simulate: a) sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts which are prohibited by law; b) the actual or simulated touching, caressing or fondling of the breast, buttocks, anus or genitals; c) the actual or simulated displaying of the pubic

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hair, anus, vulva or genitals; d) the actual or simulated displaying of the breast so as to expose the nipple of the female breast; e) the displaying of films or pictures depicting acts, a live performance of which is prohibited by a), b), c) or d) above.

Q. No licensee, his agent or employee shall allow or permit any person to remain in or upon the licensed premises who exposes in public view any portion of his or her genitals or anus.

R. Each licensee shall provide at least one (1) public telephone for outgoing calls only for each 125 patrons (based upon the maximum occupancy of the Premises). No licensee shall permit sound or vibration exceeding ninety (90) decibels measured with a standard meter "A" scale within two (2) feet of any public telephone receiver or audible at such level on the outside of any exterior wall of the premises located more than ten (10) feet from a doorway of the licensed premises. No public telephone shall be provided on the premises for incoming calls.

S. Designation of the individual who will be available prior to and during the event and who shall have authority to accept complaints, receive notice of violations, or take corrective action as required by proper officials of the Village;

T. Automatic counters are required to be used prior to entry into the licensed premises to determine occupancy of the premises;

U. The hours of operation of a Young Adult Entertainment Facility are as follows:

Sunday through Thursday, 10:00 a.m. to 11:00 p.m.
Friday and Saturday, 10:00 a.m. to midnight.
New Year's Eve, 10:00 a.m. to 1:00 a.m. the following day.

V. All employees and independent contractors hired by the licensee to work in the Young Adult Entertainment Facility who will be present on the premises during hours of operation shall submit to criminal background checks. No person shall be permitted to be employed who has been convicted of a felony violation of any section of the following:

Solicitation, Conspiracy and Attempt,
Homicide;
Kidnapping and Related Offenses;
Sex Offenses;
Bodily Harm;
Robbery;
Burglary;
Armed Violence; or Contributing to the Criminal Delinquency
of a Juvenile of the Illinois Criminal Code of 1961, as amended; or any section
of the Illinois Controlled Substances Act, as amended; or
Homicide;
Kidnapping;
Obscenity;

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Rape;
Robbery and Burglary;
Sexual Exploitation of Children;

Sec. 11-618. Special Events.

A. The licensee shall deliver to the Chief of Police, no later than seventy-two (72) hours before any scheduled Special Event occurring at a licensed premises, true and accurate copies of any and all advertisements of whatever nature therefore used to advertise or promote the event. The licensee shall also include prior to any such advertised event:

B. The number of employees and/or performers to be used for the event;

C. A security plan with an identification of any changes to the security plan on file must be submitted to the Chief of Police in writing a minimum of two (2) business days before the event. The Chief of Police shall have the authority to approve the plan, approve subject to conditions or disapprove the plan. The security plan must be followed without any changes unless such change has been submitted to the Chief of Police in writing and he has approved it prior to the event being opened;

D. Security personnel shall be required for the maximum capacity of the event as determined by the maximum occupancy of the premises under Village's ordinance unless attendance is limited to a lesser number;

E. Inspections may be conducted by the Village to ensure compliance with its codes and ordinances;

F. No members of the general public shall be allowed admittance prior to the opening of the event;

G. Tickets may be sold before the event with the number of tickets sold limited to the occupancy limit of the premises for patrons, and after all said tickets have been sold, the licensee shall post a sign stating that the event is "Sold Out."

Sec. 11-619. Access by Police Officers.

All police officers of the Village and other Village employees engaged in inspection shall be permitted access to all Young Adult Entertainment Facilities for the purpose of inspection and to enforce compliance with the provisions of this ordinance at all times including when the Premises are open to patrons.

Sec. 11-620. Suspension or Revocation of Licenses.

A. The Village Manager may, at any time, suspend a Young Adult Entertainment Facility license whenever the licensee, or any manager, officer, director, agent or employee of the licensee has caused, permitted or knowingly done any of the following:

1. Failed to keep the building structure or equipment of the licensed premises in compliance with the applicable health, building, fire or safety laws, regulations or ordinances in a way which relates to or affects public health or safety on the Young Adult Entertainment Facility Premises.

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2. Failed to comply with the provisions of Young Adult Entertainment Facilities specified in this chapter including the operating rules and regulations set forth above.

3. Whenever the Village learns that the licenses made a material false statement or representation, or failed to disclose any material information to the Village, in connection with any application for the Young Adult Entertainment Facility license or any license renewal.

4. Whenever the licensee or any manager, officer, director, agent or employee of the licensee knowingly permits conduct on the licensed premises that violates any federal, state or Village criminal or penal statute, law or ordinance, or the operating rules and regulations, this ordinance or the terms and conditions of the license and the special use or the Zoning Ordinance.

5. Whenever the operation of the Young Adult Entertainment Facility becomes the proximate cause of a significant increase in criminal activity on the premises or in the immediate vicinity in such a way as to endanger persons or property.

6. For any of the grounds set forth in Section 11-15(a).

B. Any license may be suspended or revoked by the Village Manager in accordance with Section 11-15 of this Chapter. The procedure for suspension or revocation or any penalty shall be subject to Section 11-15(b) and (c).

C. Any appeal shall be pursuant to the procedures set forth in Section 11-16 of this Chapter.

D. In the event of a license suspension or revocation, the licensee shall be responsible for all of the costs, including attorney's fees incurred by the Village which costs shall be taxed to the licensee and payment made by certified check to the Village before the reopening of the business.

Sec. 11-621. License, Non-transferable.

A license granted under the provisions of this chapter is non-transferable. The sale, lease or transfer of substantially all of the assets (more than 25%) of a business holding an Young Adult Entertainment Facility License or a sale or transfer of a controlling interest in a corporation or partnership holding an Young Adult Entertainment Facility License shall result in the termination of the license granted herein.

A license shall only be good for one (1) year and there shall be no obligation on the part of the Village to renew said license.

Sec. 11-622. Nuisance, Injunction.

Any violation of this chapter is declared to be a nuisance. In addition to any other relief provided by this chapter, the Village Attorney may apply to a court of competent jurisdiction for an injunction to prohibit the continuation of any violation of this chapter. The application for relief may include seeking a temporary restraining order, temporary injunction or permanent injunction.

Sec. 11-623. Penalty

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Any person, firm or corporation violating any provision of this chapter shall be fined not less than Two Hundred ($200.00) Dollars nor more than One Thousand ($1,000.00) Dollars for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Sec. 11-624 – 11-629. Reserved.

ARTICLE X. SPECIAL EVENTS

Sec. 11-630. Definitions.

Special Event. A proposed event that includes one or more of the following components shall be considered a Special Event, unless otherwise exempt by the Village's Code of Ordinances or by the Village Manager: 1) closure and/or use of any public streets or Village owned parking lots, right-of-way, or property (excluding closures in conjunction with a neighborhood block party); 2) an event to be held by a licensed business that will be open to the general public and requires the use of any property that is not under the direct ownership or control of the licensed business; 3) an outdoor event that includes a request for a temporary liquor license; and 4) an outdoor event that includes a request for a waiver of the Village's sound amplification ordinance (excluding an Outdoor Sound Waiver request for residential use only). Additionally, the Village Manager may determine an event to be a Special Event regardless if it includes one or more of the components listed above, but could impact the Village.

Sec. 11-631. Application and Fees Required.

A completed Special Event application shall be submitted to the Village for review no less than sixty (60) days prior to the proposed event. Applications may be accepted less than sixty (60) days prior to the event if, in the Village Manager's determination, the scope of the event and required approvals can be reviewed and processed in a shorter amount of time. Additional applications and/or approvals may also be required based on the location and scope of activities included in a proposed event. All Special Event applications shall be reviewed by Staff and may be forwarded to the Village Council for consideration at the discretion of the Village Manager.

For an event that is requesting to utilize a street within a public right-of-way a $75 application fee shall be submitted with the corresponding Special Event application. If the requested use of a street within a public right-of-way is approved, a street utilization fee of ten cents ($0.10) for every linear foot of street utilized must be paid. The Village Manager shall have the authority to waive the application and/or street utilization fees should the applicant be a registered not-for-profit organization that operates or provides services in Palatine or provides funding to community based organizations.

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