

AGENDA FOR THE BOARD OF TRUSTEES

Monday, March 19, 2018, 7:30 P.M.

Call to Order

Roll Call

Pledge of Allegiance - Cub Scout Pack 150

Minutes of Previous Meeting

Bills and Payroll

Public Comment

REPORTS

- 18-28 Report and Recommendation of the Plan Commission re: Request Approval of an Amendment to a Sign Plan to Allow a New Ground Sign for Caterpillar Global Headquarters (Caterpillar, Inc. and Corporate 500)
- 18-29 Report and Recommendation of the Plan Commission re: Request for Approval for a Class A Special Use for a Proposed Massage Establishment to be Located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

CONSENT AGENDA

OLD BUSINESS

- 18-24-1 Ordinance Amending Chapter 15 (Morals and Conduct), Article 11 (Assault Weapons), Section 15-87 (Safe Storage of Assault Weapons) and Section 15-88 (Transportation of Assault Weapons) of the Municipal Code of the Village of Deerfield to Regulate the Possession, Manufacture and Sale of Assault Weapons in the Village of Deerfield – 1R
- 18-25-1 Ordinance Adding Chapter 12 (Health), Article 8 (Pavement Sealants), as Amended, to the Municipal Code of the Village of Deerfield to Regulate the Use and Sale of Coal Tar Pavement Sealants and Licensing of Pavement Sealant Professionals in the Village of Deerfield – 1R
- 18-22-2 Ordinance Amending the Municipal Code to Create a Class E Liquor License for Bartaco (711 Deerfield Road Unit A) and Reduce the Number of Class C Licenses by One – 2R
- 18-11-2 Ordinance Authorizing that Redevelopment of the 99 S. Waukegan Road Property (former Office Depot); a Special Use for a Chick-Fil-A Restaurant with a Drive-Thru, and a Text Amendment for a Multiple Use Unified Development (Waukegan Lake Cook, LLC and Chick-Fil-A) – 2R

NEW BUSINESS

- 18-26 Resolution Authorizing the Non-Renewal of Membership in the High-Level Excess Liability Pool
- 18-27 Resolution Authorizing Enrollment in Municipal Insurance Cooperative Agency Excess Liability Insurance Cooperative Pool
- 18-30 Authorization to Approve Bio-Solids Removal Contract
- 18-31 Authorization to Submit Joint Purchasing Requisition to Purchase Salt Under the State of Illinois Joint Purchasing Contract and the Lake County Joint Agency Bulk Rock Salt Purchase
- 18-32 Authorization to Approve Letter of Understanding with the Illinois Department of Transportation for ADA Sidewalk Ramps

Items for discussion by Mayor and Board of Trustees

Reports of the Village Manager

Adjournment

March 5, 2018

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order by Mayor Harriet Rosenthal in the Council Chambers of the Village Hall on March 5, 2018, at 7:30 p.m. The clerk called the roll and announced that the following were:

Present: Harriet Rosenthal, Mayor
Robert Benton
Thomas Jester
Mary Oppenheim
William Seiden
Dan Shapiro
Barbara Struthers

and that a quorum was present and attendance. Also present were Village Manager Kent Street and Village Attorney Matthew Rose.

PLEDGE OF ALLEGIANCE

Zoie Richardson led those in attendance in reciting the Pledge of Allegiance. Ms. Richardson is a Deerfield High School student who spoke about keeping students safe in school. She is one of a group of students organizing a walkout on March 14, 2018, from Deerfield High School to Village Hall. Student voices need to be heard and they want to see an impact. The students will be reading the names of victims of gun violence.

MINUTES OF PREVIOUS MEETING

Trustee Struthers moved to approve the minutes from the February 19, 2018, Board of Trustees meeting. Trustee Oppenheim seconded the motion. The motion passed unanimously on a voice vote.

TREASURER'S REPORT

Finance Director Eric Burk presented highlights from the January 2018 Treasurer's Report. Mr. Burk reported the non-Home-Rule sales tax decreased over the same period last year due to economic incentives. Water and sewer billings represent lower usage months, but are up from last year. Hotel tax is consistent with the same period last year. The State income tax decreased from last year, due to receiving two payments in January 2017. Building permit revenues are in line with last year. The January expenditures include the required salt purchases and tree trimming.

BILLS AND PAYROLL

Trustee Jester moved to approve the Bills and Payroll dated March 5, 2018. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)
NAYS: None (0)

PUBLIC COMMENT

There were no residents wishing to address the Board on non-agenda items.

REPORTS

REPORT AND RECOMMENDATION
OF STAFF AND THE VILLAGE
ATTORNEY RE: ASSAULT WEAPONS
BAN

Mayor Rosenthal directed Staff and the Village Attorney to prepare this report. Mr. Street noted the Village of Highland Park adopted an Ordinance that banned assault weapons. Following a legal challenge, the Highland Park Ordinance was upheld by the Federal Courts. On July 1, 2013, the Village adopted an Ordinance defining assault weapons and restricting the storage and safe transportation of assault weapons in the Village. The adoption of this Ordinance preserved the Village's right to amend it in the future.

The proposed amendment would ban the possession, sale and manufacture of assault weapons and large capacity magazines within the Village and is based on the Highland Park Ordinance.

Mr. Rose reported that in 2013, the Federal Courts ruled that the State of Illinois' ban of concealed carry of firearms violated the Second Amendment. A new law to address this ruling gave home-rule units of government the ability to regulate the possession or ownership of assault weapons in accordance to State law as long as the municipality enacted the restriction within 10 days of the law's passage. An Ordinance enacted during that time period may be amended at a later date. As such, the Village may now enact an amendment to the 2013 Ordinance that can ban the possession, sale and manufacturer of assault weapons and large capacity magazines, similar to Highland Park.

Mr. Rose reported the existing Ordinance regulated the storage and safe transportation of assault weapons. The proposed Ordinance keeps the same definitions, but amends the storage and transportation of assault weapons and bans the use of assault weapons and large capacity magazines. The proposed Ordinance provides a 60-day window after it becomes effective for residents to come into compliance.

Richard Shulman, 85 Sequoia Road, is a 30-year resident of Deerfield. Mr. Shulman congratulated the Board and expressed his support for the ban in the Village.

Michael Taitel, 1155 Stratford Road, is a Senior Director at Walgreens. He offered his support and encouragement to the Board. It is time to ban assault weapons. He believes in the Second Amendment and the right to bear arms, but believes weapons of war belong in armories not in people's homes.

Mitchell Shore, 920 King Richard's Court, is a 30-year resident. He would like to know if there is an assault weapon problem in Deerfield and questioned why the Board is considering banning assault weapons. He noted there are a number of other weapons that are similar to assault weapons but are not banned. Mr. Shore indicated there have been numerous instances where

children were killed that do not involve guns. He is a State certified law enforcement professional and would be considered a criminal in Deerfield because he has what is defined as an assault weapon. Mr. Shore reported more people have been killed due to speeding. He suggested trying to address mental health issues would be more beneficial than the proposed assault weapon ban.

Susan Mason, 900 Summit Drive, supports the initiative. She expressed concern about the enforcement and suggested making it a stricter penalty going forward.

Paul Frank, 2916 Parkside Drive, Highland Park, congratulated the Village for taking this step. It is time to do something. There is no Ordinance that will stop everything.

Nancy Rotering, Mayor of Highland Park, thanked the Village for considering this action. She believes that important initiatives like this start at the municipal level. Other communities, such as Parkland, did not have an assault weapon problem, until they did. Mayor Rotering thanked Senator Julie Morrison for introducing State Bill 2314.

Bob Morgan, 520 Pine Street, thanked the Village for doing what they can for the residents. It is a massive reflection of courage. The community will stand with the Trustees to get this done.

Jack Strom of Highland Park supports the assault weapons ban. He believes schools should be safe places for students. Mr. Strom believes more resources should be devoted to mental illness, but it is not the same issue.

Senator Julie Morrison stated that students and teachers should not feel unsafe at school. She mentioned legislation that has been sent to the Governor to improve gun safety. The Gun Dealer Licensing Bill is on the Governor's desk.

Rabbi Jason Fenster from Congregation BJBE is amazed by the moral courage of the students and the Village. People are commanded to think about what they have that may cause harm and restrict themselves for the good of the community.

Sharon Richardson, 946 Clay Court, appreciates Mr. Shore's words and respects he knows how to use firearms. She stated that her worry is about those who do not know how to use them and those who want to use them to hurt others. Ms. Richardson wants her children to be safe and believes it should start at the home. She believes anything causing harm to children, including video games and mental health issues, can also be addressed.

Alex Kogan, 1268 Christine Court, Vernon Hills, appreciates the Village is trying to do something good to protect the children. He is concerned about the method the Village is using. Mr. Kogan suggested addressing mental health issues and video games instead. There needs to be more education on firearms and mental illness.

Daniel Easterday, 390 Wilmot Road, moved out of Highland Park in 2014 because they implemented their assault weapons ban. He is a recreational shooter and pistol instructor. Mr.

Easterday questioned whether students in Deerfield have bullied others. The shooter in Florida was known to be bullied. He believes the system failed. Mr. Easterday expressed concern because the Village wants to regulate a tool rather than try to change the minds and hearts of people that will do wrong. Mr. Easterday does not believe this is a gun problem; rather, it is a culture problem. He believes the State should decide what should be done.

Ariella Karrish, 1420 North Avenue, Bannockburn, noted Deerfield High School students have instituted a support group to discuss gun violence in schools. It is on their minds. Deerfield has an opportunity to do something to make students feel safer. The students should not feel scared.

Steven Nagge, 1304 Kenton Road, believes guns need to be addressed before they become a factor in Deerfield.

Andrew Tobin, 841 Fox Hunt Trail, thanked the Board. Change must happen gradually. He applauded the Village for taking on this issue and hopes other communities will do the same.

Mayor Rosenthal reported the Board received a number of emails and thanked people for taking the time to send them. She thanked everyone for coming out.

Trustee Oppenheim moved to accept the report and recommendation banning assault weapons. Trustee Shapiro seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

**REPORT AND RECOMMENDATION
OF STAFF RE: COAL TAR SEALANT
BAN**

Assistant Village Manager Andrew Lichterman reported staff prepared a report recommending implementing a ban on the sale and use of coal tar products in the Village. As part of the

recommendation, staff suggested requiring pavement sealant professionals to obtain an annual license in the amount of \$100. As a condition of receiving the license, they would need to sign a statement acknowledging they understand the use of coal tar pavement sealants is prohibited in the Village. An education program would accompany the ban, which is recommended to take affect May 1, 2018.

David Kanter, 342 Ruby Street, Clarendon Hills, grew up in Deerfield. He represents the Pavement Coatings Technology Council (PCTC), comprised of manufacturers of driveway sealants including coal tar sealants. He submitted materials to the Board outlining the PCTC's opinions. Mr. Kanter noted that other north shore communities have bans, but they did not test their water or soil before banning coal tar sealants. The Deerfield Sustainability Commission recommended an education campaign and water and soil testing. He agrees with the Sustainability Commission's report. He noted that just because coal tar sealants have PAHs is not a reason to ban them. PAHs are produced with burning wood, internal combustion, grilling meats, etc. Many other products, such as shampoo, have coal tar in them. Some PAHs in a laboratory setting can cause cancer in humans. Other products, such as red meat, cigarettes,

tanning beds, alcohol and gasoline are also linked to cancer but have not been banned in Deerfield. There have been no lawsuits against coal tar sealants. He stated that the Village can choose not to use coal tar sealants on their properties, but Deerfield residents should also have the right to choose what sealant they want to use. Mr. Kanter asked the Board to allow the PCTC to make a presentation prior to voting.

Anne LeHuray is Executive Director at the PCTC. She stated that all organic materials have the possibility to create PAHs. Ms. LeHuray was retained by PCTC because she is a scientist. There is virtually no exposure to individual PAHs, except in laboratories. The FDA Adverse Impact Database has very few reports on coal tar. People in the sealant industry include small, multi-generational businesses. Her job, as a scientist, is to find out if coal tar sealants are causing harm. She does not believe coal tar sealants cause harm.

Trustee Struthers understands there are various studies, but believes this is a source of PAHs that the Village could reduce. Mayor Rosenthal stated that after studying the Sustainability Commission's recommendation, she does not believe the Village could stop a shopping center from using coal tar sealants. She believes the Village has an obligation to ensure the safety of the community. Trustee Oppenheim believes the Village is being cautious and there are other options for driveway sealing. The Village is not causing a hardship by banning coal tar sealants and is protecting residents.

Trustee Seiden moved to accept the report and recommendation of staff regarding banning coal tar sealants. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

CONSENT AGENDA

There were no items on the Consent Agenda.

OLD BUSINESS

ORDINANCE O-18-03 AUTHORIZING AN ORDINANCE AUTHORIZING AN AT&T LEASE
AN AT&T LEASE EXTENSION -2R extension.

Trustee Benton moved to waive the First Reading and adopt the Ordinance authorizing an AT&T lease extension. Trustee Shapiro seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

ORDINANCE AMENDING THE MUNICIPAL CODE TO CREATE A AN ORDINANCE AMENDING THE MUNICIPAL CODE TO
create a Class E liquor license for Bartaco located

CLASS E LIQUOR LICENSE FOR BARTACO (711 DEERFIELD ROAD, UNIT A) AND REDUCE THE NUMBER OF CLASS C LIQUOR LICENSES BY ONE – 1R

at 711 Deerfield Road, Unit A and reduce the number of Class C liquor licenses by 1.

Mayor Rosenthal indicated this would stand as a First Reading of the Ordinance.

RECONSIDERATION OF REPORT AND RECOMMENDATION OF THE PLAN COMMISSION RE: APPROVAL OF THE REDEVELOPMENT OF THE 99 S. WAUKEGAN ROAD PROPERTY (FORMER OFFICE DEPOT); A SPECIAL USE UNIFIED DEVELOPMENT (WAUKEGAN LAKE COOK LLC AND CHICK-FIL-A)

Rich Klawiter, attorney with DLA Piper, noted the Mayor and Board's concerns with the traffic. The Plan Commission unanimously recommended approval of the project. On January 20, 2018, the Village Board also unanimously accepted the report and recommendation of the Plan Commission. A motion to reconsider was made.

Mr. Klawiter stated there is an updated traffic report in a supplement in the Board packet. There was a Public Hearing with no opposition to the project. The project has a 40-year legacy of a strange Zoning configuration.

Trustee Struthers asked if lunchtime traffic was considered. Luay Aboona with KLOA looked at the weekday and Saturday lunch traffic, as well as breakfast and dinner. Mayor Rosenthal expressed concern that the Village is being asked to approve a Text Amendment for a drive-thru in a non-signalized intersection. She is concerned about customers making a left turn out of the property in darkness. She asked the petitioner to consider not having a drive-thru or limiting the left turn hours.

Mr. Aboona stated the traffic study looked at the site lines and ability for drivers to enter and exit the property. They looked at the gaps between the traffic and found that the driveway's placement between two traffic signals allows customers to exit in a safe manner. The existence of a drive-thru would not change the fact people will have to make a left turn out of the property. Mayor Rosenthal believes a drive-thru restaurant generates more, concentrated traffic. A successful drive-thru restaurant will have a consistent turnover during lunch and dinner hours. She questioned what would happen if there were a number of near-miss accidents.

Mr. Aboona noted there are multiple ways to exit the site. They project 20 to 25 percent of the traffic to turn left out of the site. It is critical to the business to allow left turns out of the site. Trustee Struthers noted the report states the striped median on Waukegan Road would allow a two-stage turn. She believes vehicles would get honked at if they stopped in the median. Trustee Seiden noted traffic on Waukegan Road has steadily increased. He believes the traffic creates a dangerous situation. Trustee Seiden would love to have the restaurant, but believes allowing left turns out of the site while not having a traffic signal makes it very dangerous. He asked Mr. Rose if the Special Use could be amended in the future. Mr. Rose noted there could be stipulations placed on the Special Use that would trigger a renewal based on the results of a future traffic study. Trustee Seiden noted Portillo's has a tremendous amount of traffic entering and exiting from the drive-thru. Mr. Aboona noted Portillo's has a higher usage. This site has a

number of ways to enter and exit the site. Prohibiting a left turn out of the site to go south on Waukegan Road would hurt the business.

Trustee Shapiro asked whether Chick-Fil-A would consider limiting left turns out of the property between 4 p.m. and 6 p.m. Jason Hill, with Chick-Fil-A, stated their real estate committee approved this location because it has full access. They are not in favor of this turn restriction. Trustee Shapiro inquired whether this would be the only drive-thru in the Village without a dedicated traffic signal. Josh Levy explained there are three exits on the site with two being connected to the light at Deerfield Road and Waukegan Road. Trustee Oppenheim noted Chick-Fil-A may only be looking at 31 vehicles during that time, but the medical facility would also be inconvenienced if there were a left turn restriction. Trustee Oppenheim believes the data shows this proposal will work.

Trustee Seiden noted Panera customers are not allowed to turn left onto Waukegan Road during certain hours. Trustee Benton noted Panera customers can turn left onto Waukegan Road by cutting through to the Carson's light. Trustee Oppenheim believes there needs to be internal directional signage to educate customers about the site. There are a number of ways to enter and exit the site.

Trustee Struthers would like to see a completely separate approval for building B, as they are also requesting a drive-thru. Mr. Klawiter stated they are actively marketing the site but due to the restrictions with Chick-Fil-A, the other building will not have a restaurant. Mayor Rosenthal thought the petitioner had decided not to pursue a second drive-thru. Mr. Levy stated they have not given up that right, but do not want the Chick-Fil-A approval to be influenced by possible later proposals for the second building. Trustee Shapiro indicated the Trustees expressed reluctance to have a drive-thru in the second building.

Trustee Jester moved to deny the reconsideration of the report and recommendation of the Plan Commission and accept their recommendation. Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Struthers (4)

NAYS: Seiden, Shapiro (2)

ORDINANCE AUTHORIZING THE REDEVELOPMENT OF THE 99 S. WAUKEGAN ROAD PROPERTY (FORMER OFFICE DEPOT); A SPECIAL USE UNIFIED DEVELOPMENT (WAUKEGAN LAKE COOK LLC AND CHICK-FIL-A) – 1R

An Ordinance authorizing the redevelopment of the 99 S. Waukegan Road property (former Office Depot); a Special Use unified development. First Reading.

Trustee Struthers questioned why the petitioner is insisting on using Dryvit, which does not hold up well in this environment. Mr. Street noted the

Appearance Review Commission was not in favor of the Dryvit. Brett Katz noted it was in the back of the building. They understand the ARC's view and are looking at other options. Mayor Rosenthal noted the ARC has also denied the menu board canopy. Mayor Rosenthal noted this

would stand as a First Reading of the Ordinance but noted the ordinance to include a stipulation that the petitioner shall conform with the ARC's approval.

Trustee Shapiro stated that he would like to have the Special Use approval for Chick-fil-A and the Text Amendment authorizing a Multi-Use Unit Development as two separate Ordinances rather than in one, as currently drafted. Mr. Rose noted that a motion can be made at the next meeting to do separate the Ordinances.

ORDINANCE O-18-04 AUTHORIZING THE VACATION OF A BUILDING LINE AT 755 SUMMIT DRIVE – 2R An Ordinance authorizing the vacation of a building line at 755 Summit Drive. Second Reading.

Trustee Jester moved to adopt the Ordinance.
Trustee Oppenheim seconded the motion. The motion passed by the following vote:

AYES: Benton, Jester, Oppenheim, Seiden, Shapiro, Struthers (6)

NAYS: None (0)

NEW BUSINESS

There was no New Business.

DISCUSSION

There was no further discussion.

ADJOURNMENT

There being no further business or discussion,
Trustee Oppenheim moved to adjourn the meeting.
Trustee Shapiro seconded the motion. The motion passed unanimously. The meeting was adjourned at 9:41 p.m.

The next regular Board of Trustees meeting will take place on Monday, March 19, 2018, at 7:30 p.m.

APPROVED:

Mayor

ATTEST:

Village Clerk

**BILLS FOR THE
MARCH 19, 2018
VILLAGE BOARD MEETING**

March 19, 2018 Board Meeting

Vendor	Invoice #	Description	Org	Obj	Total Invoice
ALL-TYPES ELEVATORS INC	9825887	ELEVATOR MAINTENANCE - FEB 18	102010	5320	53.34
ALL-TYPES ELEVATORS INC	9825887	ELEVATOR MAINTENANCE - FEB 18	502010	5320	53.34
ALL-TYPES ELEVATORS INC	9825887	ELEVATOR MAINTENANCE - FEB 18	542010	5320	<u>53.32</u>
					160.00
AMERICAN CHARGE SERVICE	101531	TAXI SUBSIDY/AM CHRGR SRVC/JAN 18	101210	5384	1,505.00
ARAMARK REFRESHMENT SERVICES	575745	COFFEE - PW/ENG	102010	5450	107.80
ARAMARK REFRESHMENT SERVICES	575745	COFFEE - PW/ENG	102110	5450	107.80
ARAMARK REFRESHMENT SERVICES	575745	COFFEE - PW/ENG	502010	5450	107.80
ARAMARK REFRESHMENT SERVICES	575745	COFFEE - PW/ENG	542010	5450	<u>107.80</u>
					431.20
AUTOMATIC CONTROL SERVICES	3972	SCADA PROGRAMMING	502031	5365	847.87
BITLA, SHIVASHANKER	548172/55698/FINAL	1327 GREENWOOD / DEPOSIT REFUND	910000	2423	5,000.00
CINTAS	022591660	MATS - PW/ENG/TRN STN	102010	5320	61.53
CINTAS	022591660	MATS - PW/ENG/TRN STN	102038	5320	61.52
CINTAS	022591660	MATS - PW/ENG/TRN STN	502010	5320	61.53
CINTAS	022591660	MATS - PW/ENG/TRN STN	542010	5320	61.53
CINTAS	022591661	CLOTHING - VOLE	102010	5130	359.90
CINTAS	022591662	CLOTHING - HAMILTON	102010	5130	119.69
CINTAS	022591663	MATS - WRF	542052	5320	42.40
CINTAS	022594599	CLOTHING - KEENAN	102110	5130	53.99
CINTAS	022594615	MATS - VH	101111	5320	31.50
CINTAS	022597607	MATS - VH	101111	5320	<u>31.50</u>
					885.09
COMCAST	0010692-030518	CABLE TV SRVC: 031618 - 041518	101210	5550	6.33
COMCAST	0010692-030518	CABLE TV SRVC: 031618 - 041518	106010	5550	6.32
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	101111	5550	453.90
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	101210	5550	453.90
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	101330	5550	453.90
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	102010	5550	113.48
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	102110	5550	113.48
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	106010	5550	453.90
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	502010	5550	113.48
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	542052	5550	113.48
COMCAST	62550391	FIBER INTERNET SRVC: 030118 - 033118	930000	2150	392.72
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	101111	5550	161.80
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	101210	5550	161.80
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	101330	5550	161.80
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	102010	5550	32.36
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	102110	5550	80.90
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	106010	5550	161.80
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	502010	5550	24.27
COMCAST	62579396	PRI VOICE TRUNK SRVC: 030118 - 033118	542052	5550	<u>24.28</u>
					3,483.90
COMED	1695047076-0218	A/C 1695047076 01/04/2018 TO 02/05/2018	102050	5510	203.39
CONSTELLATION NEWENERGY INC	0043480102-0218	A/C 1-1D70-912 12/20/2017 TO 01/23/2018	102050	5510	184.31
CONSTELLATION NEWENERGY INC	0043481035-0218	A/C 1-1D70-910 12/15/2017 TO 01/18/2018	102050	5510	137.11
CONSTELLATION NEWENERGY INC	0043553212-0218	A/C 1-1D70-911 01/04/2018 TO 02/04/2018	102050	5510	<u>1,061.72</u>
					1,383.14
CONTINENTAL WEATHER SERVICE	16703	WEATHER FORECASTING - MAR 18	102010	5365	37.50
CONTINENTAL WEATHER SERVICE	16703	WEATHER FORECASTING - MAR 18	502010	5365	37.50
CONTINENTAL WEATHER SERVICE	16703	WEATHER FORECASTING - MAR 18	542010	5365	37.50
CONTINENTAL WEATHER SERVICE	16703	WEATHER FORECASTING - MAR 18	542052	5365	<u>37.50</u>
					150.00
CORPORATE BUSINESS CARDS	255334	PW BUSINESS CARDS	102010	5335	16.34
CORPORATE BUSINESS CARDS	255334	PW BUSINESS CARDS	502010	5335	16.33
CORPORATE BUSINESS CARDS	255334	PW BUSINESS CARDS	542010	5335	<u>16.34</u>
					49.01
CRAFTWOOD LUMBER CO	243220	HARDWARE	702050	5470	9.00
CRAFTWOOD LUMBER CO	243295	FENCE SUPPLIES	102050	5421	<u>33.98</u>
					42.98
CREATIVE PRODUCT SOURCING, INC - DARE	109431	DARE SUPPLIES	106033	5415	510.84
CREATIVE PRODUCT SOURCING, INC - DARE	109432	DARE SUPPLIES	106033	5415	<u>783.94</u>
					1,294.78
CUMMINS NPOWER LLC	F2-5261	VH GENERATOR REPAIRS	101210	5322	507.07
CUMMINS NPOWER LLC	F2-5266	GENERATOR MAINTENANCE	106010	5320	658.01
CUMMINS NPOWER LLC	F2-5268	GENERATOR MAINTENANCE	106010	5213	220.45
CUMMINS NPOWER LLC	F2-5273	GENERATOR MAINTENANCE	106010	5320	<u>359.60</u>
					1,745.13
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	102110	5335	19.05
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	502010	5335	427.25
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	502010	5337	622.72
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	542010	5335	192.95
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	542010	5337	281.23
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	582030	5337	100.44
DATAPROSE LLC	DP1800426	U/B STMTS & LATE NOTICES: FEB 18	582030	5390	<u>68.91</u>
					1,712.55
DE VROEG, RICHARD	012905186109	SAFETY BOOTS - DEVROEG	542052	5130	148.83
DEERFIELDS BAKERY	1767275	RETIREMENT CAKE - ERNST	102010	5410	58.82
DEMUTH INC	V-584	FIBER OPTIC INSTALLATION	101210	5322	1,500.00
DICKINSON, TYLER	10497422218	EXP REIMB/APWA TRNG/QBS/TD & JG	102110	5210	80.00
DICKINSON, TYLER	734226167	EXP REIMB/APWA TRNG/DECI/BL, RP, TD & JG	102110	5210	<u>240.00</u>
					320.00

March 19, 2018 Board Meeting

Vendor	Invoice #	Description	Org	Obj	Total Invoice
DISCOVERY BENEFITS	0000851484-IN	FLEX BENEFITS ADMIN - FEB 18	101111	5365	254.80
DOUGLAS TRUCK PARTS	39559	PLOW MARKERS	702050	5470	192.40
DOUGLAS TRUCK PARTS	39798	CUTTING OIL	702050	5421	<u>23.99</u>
					216.39
ELEVATOR INSPECTION SERVICES	74720	ELEVATOR INSPECTION	101330	5365	80.00
EMPLOYMENT SCREENING ALLIANCE	14101	BACKGROUND CREDIT CHECKS	106010	5387	92.50
ENTRE SOLUTIONS II	2018-1592	POL COMMS EQUIP RELOCATION TO MONOPOLE	222082	5990	22,095.00
EXTREME TOWING & RECOVERY LLC	5136	VEHICLE TOWING	106034	5326	150.00
FEDERAL EXPRESS CORP	6-095-99495	MAILINGS - ENG	102110	5337	43.53
FLINK COMPANY	53621	PLOW REPAIR PARTS	702050	5470	500.00
FLINK COMPANY	53639	PLOW REPAIR PARTS	702050	5470	<u>500.00</u>
					1,000.00
FLOLO CORPORATION	097325	BLDG 65 BLOWER MOTOR REPAIR - WRF	542052	5322	8,550.00
FUTURE AUTOMOTIVE WAREHOUSE INC	001146207	STOCK FILTERS	702050	5470	110.64
GASAWAY DISTRIBUTORS, INC	1058006	SALT BRINE SOLUTION	102036	5422	1,936.72
GEWALT-HAMILTON ASSOCIATES INC	4382.055-3	CRABTREE WATER MAIN/PH I/121817-021818	222082	5362	1,341.16
GEWALT-HAMILTON ASSOCIATES INC	4382.060-2	MEADOW LN WATER MAIN/PH I/121817-021818	222082	5362	<u>2,616.75</u>
					3,957.91
GHA TECHNOLOGIES INC	10008943	IT SYSTEMS TECHNICIAN LAPTOP	101210	5810	2,335.00
GHA TECHNOLOGIES INC	10008944	IT SYSTEMS TECHNICIAN DOCKPORT	101210	5810	238.54
GHA TECHNOLOGIES INC	10008945	UPS SYSTEM NETWORK CARD	101210	5810	235.00
GHA TECHNOLOGIES INC	10008946	PRINTER TONER - PW FOREMAN	102010	5460	<u>195.00</u>
					3,003.54
GONZALEZ, JUSTIN	032718	TRAINING FEE REIMBURSEMENT	106020	5212	85.00
H & H ELECTRIC CO.	29989	FIBER OPTIC REPLACEMENT - PW/ENG	101210	5322	2,561.60
HEALY ASPHALT COMPANY, LLC	12877	COLD PATCH	102050	5365	2,945.10
HOME DEPOT CREDIT SERVICES	0062400	TOTES	542031	5421	116.35
HOME DEPOT CREDIT SERVICES	0063745	LIGHT BULBS	106010	5460	94.79
HOME DEPOT CREDIT SERVICES	0591276	HARDWARE - WRF	542052	5470	37.80
HOME DEPOT CREDIT SERVICES	1024213	BEAMS FOR FINESCREEN - WRF	542052	5421	124.78
HOME DEPOT CREDIT SERVICES	1062171	HARDWARE	106010	5460	12.16
HOME DEPOT CREDIT SERVICES	2063514	OPERATING SUPPLIES	101111	5460	1.47
HOME DEPOT CREDIT SERVICES	2063514	OPERATING SUPPLIES	102038	5460	5.88
HOME DEPOT CREDIT SERVICES	2063514	OPERATING SUPPLIES	106010	5460	22.05
HOME DEPOT CREDIT SERVICES	4061784	OPERATING SUPPLIES	106010	5460	20.74
HOME DEPOT CREDIT SERVICES	6023545	LUMBER - WRF	542052	5421	51.91
HOME DEPOT CREDIT SERVICES	7024805	SUPPLIES	542031	5421	441.48
HOME DEPOT CREDIT SERVICES	7161738	MAILBOX NUMBERS	102036	5421	31.96
HOME DEPOT CREDIT SERVICES	8062642	OPERATING SUPPLIES	101210	5460	10.86
HOME DEPOT CREDIT SERVICES	8062642	OPERATING SUPPLIES	106010	5460	32.56
HOME DEPOT CREDIT SERVICES	8073664	BATTERIES	702050	5421	15.98
HOME DEPOT CREDIT SERVICES	9012376	MAILBOX REPLACEMENTS	102036	5421	(24.98)
HOME DEPOT CREDIT SERVICES	9024479	MAILBOX REPLACEMENTS	102036	5421	274.82
HOME DEPOT CREDIT SERVICES	9071563	OPERATING SUPPLIES	106010	5460	5.78
HOME DEPOT CREDIT SERVICES	9583765	FLASHLIGHTS/CUTTING DISCS - WRF	542052	5470	117.85
HOME DEPOT CREDIT SERVICES	ORDER#C823579566	REPLACEMENT MAILBOX - 1355 LAUREL	102036	5470	<u>484.03</u>
					1,878.27
HR SIMPLIFIED INC	55057	COBRA NOTIFICATION - FEB 18/COBRA MIN - MAR 18	101111	5365	100.00
HYDRAULIC SERVICES & REPAIRS, INC	330442	PLOW CYLINDER REBUILDS	702050	5470	400.57
HYDROAIRE INC	17088	WILMOT RD LIFT STATION PUMP INSPECTION	542052	5322	675.00
HYDROAIRE INC	17089	WILMOT RD LIFT STATION PUMP REPAIR	542052	5322	1,830.00
HYDROAIRE INC	17090	WILMOT RD LIFT STATION PUMP REPAIR	542052	5322	<u>1,830.00</u>
					4,335.00
IDLEWOOD ELECTRIC SUPPLY INC	437883	LIGHT BULBS	101210	5460	35.55
IDLEWOOD ELECTRIC SUPPLY INC	437883	LIGHT BULBS	101330	5460	<u>35.55</u>
					71.10
ILLINOIS SECRETARY OF STATE	Z820648-2018	REGISTRATION 2018	106010	5410	101.00
IMPACT NETWORKING LLC	1052217	PRINTER/COPIER PAPER (25 CARTONS)	101111	5335	230.25
IMPACT NETWORKING LLC	1052217	PRINTER/COPIER PAPER (25 CARTONS)	101210	5335	191.88
IMPACT NETWORKING LLC	1052217	PRINTER/COPIER PAPER (25 CARTONS)	101330	5335	153.50
IMPACT NETWORKING LLC	1052217	PRINTER/COPIER PAPER (25 CARTONS)	106010	5335	<u>191.87</u>
					767.50
KONICA MINOLTA BUSINESS SOLUTIONS	250377077	COLOR MULTIFUNCTION PRINTER/BIZHUBC458/CD	211150	5810	8,584.20
KONICA MINOLTA BUSINESS SOLUTIONS	9004346868	COPIER USAGE/PW-ENG/012718-022618	102110	5322	56.93
KONICA MINOLTA BUSINESS SOLUTIONS	9004376863	COPIER USAGE/CD/122717-030118	101330	5322	<u>86.27</u>
					8,727.40
KUCEBA, DESIRAE	022218	TRAVEL REIMBURSEMENT: AUTO SHOW	106020	5211	87.31
LAKE COUNTY STORMWATER	103237030118	PERMITS - WARRINGTON RD DRAINAGE PROJECT	222082	5362	3,160.00
LAKE COUNTY TREASURER	430024171	TRAFFIC SIGNAL MAINTENANCE 12/01/17 THRU 02/28/18	102050	5611	1,663.98
LARSEN, CHRIS	10217822618	EXP REIMB - IAWPCO CONF REG/LARSEN	542052	5211	768.54
LICHTERMAN, ANDREW	03082018	EXP REIMB: CARPET DEPOSIT / VH OFFICES 007/008/009	101210	5320	900.00
LORENZ, TODD	020918	APPAREL REIMBURSEMENT	106033	5130	61.01
MANHARD CONSULTING LTD	30183	MS4 COMPLIANCE CONSULTING SRVCS - THRU 10/27/17	102110	5362	3,072.72
MANHARD CONSULTING LTD	30184	NBWWG ASSISTANCE - THRU 10/27/17	222082	5362	<u>930.00</u>
					4,002.72
MCESSY INVESTMENT COMPANY	030218	PRISONER MEALS: FEB 18	106010	5460	24.79

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Vendor	Invoice #	Description	Org	Obj	Total Invoice
MENONI & MOCOGNI, INC. MENONI & MOCOGNI, INC.	1267493 1267572	BRICKS RUBBER GLOVES	542031 542051	5421 5421	594.72 <u>10.00</u> 604.72
MERIDIAN IT INC MGP, INC	414872 4131	DATA CENTER 10 GIG NETWORK SWITCH GIS STAFFING SERVICES - FEB 18	211150 102110	5810 5375	29,755.23 6,639.53
MIDWEST TIME RECORDER INC MIDWEST TIME RECORDER INC MIDWEST TIME RECORDER INC MIDWEST TIME RECORDER INC	160131 160131 160131 160131	TIME & ATTENDANCE SERVICE - FEB 18 TIME & ATTENDANCE SERVICE - FEB 18 TIME & ATTENDANCE SERVICE - FEB 18 TIME & ATTENDANCE SERVICE - FEB 18	102010 502010 542010 542052	5370 5370 5370 5370	61.60 61.60 61.60 <u>61.60</u> 246.40
MOBOTREX INC MORRISON ASSOCIATES LTD	224792 2018:0153	REPLACEMENT TRAFFIC LIGHTS PROF DEV ANNUAL FEE/STREET/2018	102050 101210	5421 5330	849.00 1,500.00
MORTON SALT INC MORTON SALT INC MORTON SALT INC MORTON SALT INC MORTON SALT INC	5401529850 5401537153 5401538960 5401539911 5401539912	BULK ROAD SALT BULK ROAD SALT BULK ROAD SALT BULK ROAD SALT BULK ROAD SALT	102036 102036 102036 102036 102036	5422 5422 5422 5422 5422	4,870.01 17,912.17 8,745.44 17,708.64 <u>12,683.94</u> 61,920.20
MSC INDUSTRIAL SUPPLY CO MSC INDUSTRIAL SUPPLY CO MSC INDUSTRIAL SUPPLY CO	1877063001 1891412001 1899859001	MATERIALS MATERIALS MATERIALS	702050 702050 702050	5421 5421 5421	420.43 679.57 <u>312.76</u> 1,412.76
MURRIN, MICHAEL MUTUAL SERVICES OF HIGHLAND PARK NAPA AUTO PARTS - WHEELING NETWORKFLEET INC	FEB18 557717 474994 OSV1339027	PLUMBING INSPECTIONS (38) - FEB 18 SHOP CLEANING SUPPLIES GARAGE DOOR BELTS GPS SERVICE/STREET SWEEPER/020118-022818	101330 702050 702050 102010	5365 5421 5322 5550	2,660.00 67.45 44.15 18.95
NORTH CENTRAL LABORATORIES NORTH CENTRAL LABORATORIES	402181 402841	LAB CONSUMABLES - WRF LAB SUPPLIES - WRF	542052 542052	5460 5460	599.48 <u>425.52</u> 1,025.00
NORTH SHORE GAS NORTH SHORE GAS	0601405013-0218 0607361216-0218	A/C 0601405013-00001 01/16/2018 TO 02/15/2018 A/C 0607361216-00002 01/13/2018 TO 02/12/2018	101111 542052	5520 5520	32.52 <u>2,480.69</u> 2,513.21
NORTH SHORE TURF INC	3901	TREE TRIMMING ALONG RAILROAD TRACKS	102050	5365	490.00
NORTHSHORE UNIVERSITY HEALTHSYSTEM NORTHSHORE UNIVERSITY HEALTHSYSTEM NORTHSHORE UNIVERSITY HEALTHSYSTEM	004122677-030118 201354529-021318 207559154-020818	EMPLOYEE PREPLACEMENT EVALUATION EMPLOYEE POST ACCIDENT SCREENING EMPLOYEE HEP B VACCINATION	101210 542010 106010	5122 5363 5363	96.00 80.00 <u>43.00</u> 219.00
NORTHWEST POLICE ACADEMY NORTHWEST POLICE ACADEMY	110217 120717	TRAINING TRAINING	106010 106010	5212 5212	25.00 <u>150.00</u> 175.00
OFFICE DEPOT O'LEARY'S CONTRACTORS EQUIPMENT	112094027001 240946	OFFICE SUPPLIES BOBCAT TIRES	101111 702050	5450 5470	53.36 1,212.00
PASSPORT PARKING INC PASSPORT PARKING INC	180211-263 180211-263	MOBILE PAY SERVICES - FEB 18 MOBILE PAY SERVICES - FEB 18	602019 602038	5390 5390	538.87 <u>538.88</u> 1,077.75
PDC LABORATORIES INC PDC LABORATORIES INC	889368 889369	INDEPENDENT LAB TESTING - WRF INDEPENDENT LAB TESTING - WRF	542052 542052	5365 5365	179.25 <u>184.40</u> 363.65
PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE PETTY CASH - POLICE	030918 030918 030918 030918 030918 030918 030918 030918 030918 030918 030918	RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH RECONCILE & REPLENISH PETTY CASH	106010 106010 106020 106033 106033 106033 106033 106034 106034 106034 106034	5212 5460 5211 5211 5212 5415 5211 5212 5211 5212 5460	80.00 253.80 29.74 147.50 25.00 40.00 121.75 30.00 <u>100.25</u> 828.04
POMP'S TIRE SERVICE INC QUILL CORPORATION RONDOUT SERVICE CENTER LLC RUSH TRUCK CENTERS OF ILLINOIS INC	290118482 5083691 12244 3009556305	TIRE - #806 OFFICE SUPPLIES - ENG SAFETY LANE TESTING - #809/#707 REPAIR PARTS - #805/#802	702050 102110 702050 702050	5470 5450 5470 5470	402.90 105.74 46.50 478.97
RYBAK, PATRYCJA AND KONRAD RYBAK, PATRYCJA AND KONRAD RYBAK, PATRYCJA AND KONRAD	551959/55823/1ST 554614/55824/A 554614/55824/B	856 APPLETREE / DEPOSIT REFUND 856 APPLETREE / DEPOSIT REFUND 856 APPLETREE / DEPOSIT REFUND	910000 910000 910000	2423 2423 2423	5,000.00 6,500.00 <u>200.00</u> 11,700.00
SE INC SE INC SE INC SE INC SE INC SE INC SE INC SE INC SE INC SE INC	18-182823 18-182843 18-182856 18-182865 18-182899 18-182902 18-182915 18-182948 18-182992	SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN VILLAGE HALL BASEMENT REPAIR/RESTORATION SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SNOW REMOVAL/ICE CONTROL - DOWNTOWN SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SNOW REMOVAL/ICE CONTROL - DOWNTOWN/TRN STN SEMI TRUCKS USED FOR SNOW HAULOUT	102036 102036 102036 101210 102036 102036 102036 102036 102036 102036	5390 5390 5390 5320 5390 5390 5390 5390 5390 5390	2,360.00 1,550.00 1,500.00 3,865.00 1,350.00 450.00 1,300.00 1,300.00 1,575.00 <u>5,250.00</u> 19,200.00

March 19, 2018 Board Meeting

Vendor	Invoice #	Description	Org	Obj	Total Invoice
SHERIDAN AUTO PARTS	968109	SEALANT - WRF	542052	5470	34.27
SICALCO LTD	67703	CALCIUM CHLORIDE	102036	5422	2,673.48
SIMO, LAURA	022818	EXP REIMB - TRAINING TRAVEL / JAN/FEB 18	101330	5211	137.34
SOCIETY FOR HUMAN RESOURCE MANAGEMENT	9007322965	DUES / GULOTTA / 030118 - 022819	101111	5330	209.00
SPRING ALIGN OF PALATINE INC	108977	KING PIN - #805	702050	5470	50.00
STRAND ASSOCIATES INC	0135575	2018 MANHOLE REHAB PROGRAM: THRU 01/31/18	222082	5362	6,475.79
SUNSET FOOD MART INC	0006046	OPERATING SUPPLIES	101210	5460	89.98
SUNSET FOOD MART INC	0006046	OPERATING SUPPLIES	101330	5460	11.25
SUNSET FOOD MART INC	0006046	OPERATING SUPPLIES	102010	5460	11.25
					112.48
THOMAS ENGINEERING GROUP LLC	27(18-022)	DEERFIELD ROAD RECON/PH III/012818-022418	222082	5362	34,536.25
TOKARZ, BRAD W.	020818	TRAVEL REIMBURSEMENT	106033	5211	449.54
TOKARZ, BRAD W.	030218	LODGING REIMB: DARE/SOKORELIS & CARNER	910000	2452	2,373.00
					2,822.54
TOWN SQUARE PUBLICATIONS LLC	03062018	DBR CHAMBER GUIDE AD	101210	5387	675.00
TOWN SQUARE PUBLICATIONS LLC	03072018	DBR CHAMBER GUIDE AD / FARMERS MARKET	101210	5387	345.00
					1,020.00
TRIFECTA NETWORKS LLC	INV438554	NETWORK SWITCH POWER SUPPLIES	101210	5810	555.83
TWIN SUPPLIES LTD	190009	LIGHT POLE REPAIR	602038	5322	2,592.00
UNITED DISPATCH LLC	46679	TAXI SUBSIDY/303 TAXI/FEB 18	101210	5384	2,310.00
US BANK	4913167	FISCAL AGENT FEES/GOB2017/FEB18-JAN19	357078	5760	450.00
US BANK	4918333	FISCAL AGENT FEES/GOB2012/FEB18-JAN19	542010	5760	450.00
					900.00
VERIZON WIRELESS	9794304612	CELL SRVC / SCADA: 091117 - 101017	502010	5550	118.55
VERIZON WIRELESS	9794304612	CELL SRVC / SCADA: 091117 - 101017	542052	5550	202.57
VERIZON WIRELESS	9796080447	CELL SRVC / SCADA: 101117 - 111017	502010	5550	118.55
VERIZON WIRELESS	9796080447	CELL SRVC / SCADA: 101117 - 111017	542052	5550	372.53
					812.20
VOLE, STEVEN	1074 12 285 8	CLOTHING - VOLE	102010	5130	48.12
WALGREEN NATIONAL CORP	DEC17	SALES TAX REBATE - DEC 17 SALES	101111	5395	215,450.73
WARD, RYAN	10601022618	EXP REIMB - IAWPCO CONF REG/WARD	542052	5211	333.50
WASTE MANAGEMENT	6247024-2008-1	REFUSE SERVICE - FEB 18	582030	5391	4,081.50
WASTE MANAGEMENT	6251206-2008-7	REFUSE SERVICE - FEB 18	582030	5391	99,832.56
					103,914.06
WEISS, MATT	114-0517848-9729830	EXP REIMB - USB NETWORK ADAPTER	101210	5410	13.99
WEISS, MATT	114-6658438-8606609	EXP REIMB - COMPUTER ACCESSORIES	101111	5460	14.99
WEISS, MATT	114-6658438-8606609	EXP REIMB - COMPUTER ACCESSORIES	101210	5460	30.97
WEISS, MATT	114-6658438-8606609	EXP REIMB - COMPUTER ACCESSORIES	101330	5460	14.99
WEISS, MATT	114-7099993-2889065	EXP REIMB - CELL PHONE CASE	502010	5460	8.95
WEISS, MATT	114-8816292-2797015	EXP REIMB - LAPTOP CASE / IT SYS TECH	101210	5460	55.00
WEISS, MATT	MVNX5J0YNB	EXP REIMB - IPAD APP FOR PD ROLL CALL	106010	5370	10.61
					149.50
WGS DISTRIBUTION	12499	SMALL TOOLS	702050	5440	39.74
WINER & WINER	030118	PROSECUTION SERVICES: FEB 18	106010	5361	4,845.00
WRZOSEK, DARIUSZ	520661/54479/1	1631 MONTGOMERY / DEPOSIT REFUND	910000	2423	12,000.00
ZIEBELL WATER SERVICE PRODUCTS	240616-000	REPAIR CLAMPS	502050	5421	1,317.14
					Total Invoices
					\$ 634,002.09
Pre-Paid Wire Transactions					
AUTHORIZE.NET	PSPRTAUTHNET/JAN18	PASSPORT AURTHNET FEES: JAN 18	602019	5390	18.45
AUTHORIZE.NET	PSPRTAUTHNET/JAN18	PASSPORT AURTHNET FEES: JAN 18	602038	5390	18.45
					36.90
DEERFIELD BANK & TRUST	BAF1010FEB18	BANK ANALYSIS FEE/1010/FEB 18	730000	2801	536.62
ILLINOIS NATIONAL BANK	BAF1190FEB18	BANK ANALYSIS FEE/1190/FEB 18	730000	2801	21.86
NORTHBROOK BANK & TRUST	PSPRTCC/JAN18	PASSPORT CC FEES: JAN 18	602019	5390	163.19
NORTHBROOK BANK & TRUST	PSPRTCC/JAN18	PASSPORT CC FEES: JAN 18	602038	5390	163.19
					326.38
US BANK	SNKTRSTFEB18	TRUST FEES/SINK ACCT/FEB 18	367072	5369	61.09
US BANK	VILLTRSTFEB18	TRUST FEES/VILL ACCT/FEB 18	730000	2801	129.42
					190.51
					Total Pre-Paid Wire Transactions
					\$ 1,112.27
					Grand Total
					\$ 635,114.36

To the Finance Director:

The payment of the above listed accounts has been approved by the Board of Trustees at their meeting held on March 19, 2018 and you are hereby authorized to pay them from the appropriate funds.

(Treasurer)

REQUEST FOR BOARD ACTION

Agenda Item: 18-28

Subject: Report and Recommendation of the Plan Commission re: the Request for Approval of an Amendment to a Sign Plan to Allow a New Ground Sign for Caterpillar Global Headquarters (Caterpillar, Inc. and Corporate 500)

Action Requested: Approval for Recommendation

Originated by: Plan Commission

Referred to: Mayor and Board of Trustees

Summary of Background and Reason for Request:

The Petitioners are requesting approval of an Amendment to a Sign Plan to Allow a New Ground Sign for Caterpillar Global Headquarters. The Plan Commission is recommending approval of the proposed Amendment to the Sign Plan.

Reports and Documents Attached:

Recommendation
Public Hearing and Workshop Minutes 2/22/2018
Prefiling Conference Minutes 1/11/2018
Zoning Map
Petitioner's Materials

Date Referred to Board: March 19, 2018

Action Taken: _____

RECOMMENDATION

TO: Mayor and Board of Trustees

FROM: Plan Commission

DATE: February 22, 2018

RE: Request for an Amendment to a Sign Plan for the Corporate 500 to Allow a Ground Sign for Caterpillar World Headquarters

We transmit for your consideration a recommendation adopted by the Plan Commission of the Village of Deerfield on the request of the petitioners for approval of an amendment to a sign plan for Corporate 500 to allow for a ground sign for Caterpillar world headquarters. The Plan Commission held a public hearing on February 22, 2018. At that public hearing, the petitioners presented testimony and documentary evidence in support of the request. A copy of the public hearing and workshop minutes are attached.

In support of its request, the Plan Commission makes the following findings of fact and conclusions:

FINDINGS OF FACT

Subject Property

The subject property consists of the Corporate 500 development. The property is zoned I-1 Office, Research, and Restricted Industrial District and is developed with four office buildings (500, 510, 520 and 540 Lake Cook Road), a Marriott Residence Inn extended stay hotel at 530 Lake Cook Road, and Venue One at 550 Lake Cook Road (former Berto Center) which is a high-end premium meeting and event center for corporate networking events and meetings, and other events.

The Corporate 500 property was developed as a Planned Unit Development. In 2013, Corporate 500 amended their existing sign plan in order to upgraded and modernize the ground signage on the property. That current sign plan is in place on the subject property.

Background

In April of 2017, Caterpillar announced that it selected Deerfield as home for its global headquarters. Caterpillar joins several other well-known national and international companies who enjoy Deerfield amenities and ease of access to highways, airports (Chicago Executive Airport, 8 miles and O'Hare, 15 miles) and two train stations. Caterpillar employees worked out of temporary offices at 520 Lake Cook Road as they underwent an extensive remodel of their permanent office space at 510 Lake Cook

Road. The company anticipated about 100 employees to relocate in 2017, and eventually about 300 people will work in the new global headquarters when fully operational in mid-2018. Caterpillar has been in business for over 90 years and had 2016 sales and revenues of \$38.5 billion. Caterpillar is the world's leading manufacturer of construction and mining equipment, diesel and natural gas engines, industrial gas turbines and diesel-electric locomotives (cat.com). Caterpillar also owns a portfolio of 22 different brands (caterpillar.com).

Proposed Plan

The petitioners are seeking to amend the sign plan for the property in order to add a new ground sign for Caterpillar's global headquarters, which recently located in the 510 Lake Cook Road building in the Corporate 500 development. The new ground sign will help identify Caterpillar's presence in Deerfield and direct clients to their offices. Caterpillar's new global headquarters will bring new traffic to the area from both national and international business. Caterpillar anticipates 30 to 50 visitors per day at their headquarters. This includes employee visitors from around the world including the employees in the Peoria area, as well as consultants, customers, and dealers. Mr. Eric Nieukirk, Corporate Real Estate & Economic Development Manager, believes the close proximity to O'Hare airport will increase the mix of visitors from outside of Illinois and the United States.

The new ground sign is proposed to be located along the Lake Cook Road frontage of the Corporate 500 development, 116 feet to the west of the existing multi-tenant sign as shown on the plat of survey and aerial photo in the petitioner's packet. The proposed sign is a double-sided illuminated ground sign. The sign is 76 square feet per face (13 feet long by 5'10") and sits on top of a stone veneer base. The letters of the sign will be 2-inch deep reverse channel letters made of stainless steel brushed finish and the background of the sign will be a black flex slate (lamine). See sign drawing from Parvin-Clauss for details of the new double-sided sign. Landscaping will be provided around the base of the new Caterpillar monument sign as shown on the landscape plan.

Caterpillar is currently on the double-sided multi-tenant sign for the Corporate 500 development, which is located to the west of the intersection of Corporate 500 Drive and Lake Cook Road. Their name will be removed from the main multi-tenant ground sign when the new ground sign is installed. The existing leasing sign for Corporate 500 located along Lake Cook Road will be relocated 30 feet to the northeast of its current location as it is in the line of sight of the new ground sign for Caterpillar.

Zoning Conformance

Article 9.02-C (for I-1 PUDs) indicates that because of the unique nature of Planned Unit Developments in the I-1 District, including location within the Village, the tendency toward larger developments and their special needs, the Village recognizes that exceptions to the strict application of the following signage provisions may be necessary

and desirable to best serve the interests of the Village. Therefore, upon the recommendation of the Plan Commission, the Village Board of Trustees may authorize such exceptions to the strict application as they deem appropriate considering the signs in relation to all aspects of the Planned Unit Development.

Business Ground Sign in an I-1 PUD

Number and Content

Permitted: Not more than one (1) ground sign for each frontage, except where a PUD has frontage in excess of 500 feet, one (1) additional ground sign is permitted. Said sign shall be located at least a distance equal to one half of the length of the property frontage from each other. Said sign may include name of the building, or the name of the development, or the name of one (1) tenant located in the development. The sign may include the address of the development. Corporate 500 has frontage in excess of 500 feet, therefore two ground signs are allowed at a distance between them of one-half the length of the property frontage. The length of the Corporate 500 frontage is 770 feet and half of this distance is 385 feet, which is the requirement for the distance between the signs.

Proposed: The new Caterpillar ground sign has the wording “Caterpillar” and “Global Headquarters” in smaller letters below and the new ground sign is proposed to be located 116 feet west from the existing ground sign. A sign exception (previously referred to a variation/modification) is needed for the location of the new ground sign. If the new ground sign is located much further to the west, it may not be effective because the road drops in grade due to the underpass.

Area

Permitted: The maximum surface area of the ground sign may be up to forty-five (45) square feet per face not exceeding an aggregate surface of 90 square feet.

Proposed: 76 square feet in area per face and an aggregate surface area of 152 square feet. The petitioners are seeking an exception for the size of the new ground sign.

Location

Permitted: May not be located in any required perimeter setback.

Proposed: The petitioners will be seeking an exception to allow the sign in the perimeter setback. The existing multiple tenant sign is located in this perimeter PUD setback.

Height

Permitted: Not to project higher than 6 feet.

Proposed: 7' 2 ½" from grade to the top of the sign, requiring an exception.

Note: The Zoning Ordinance allows ground signs to be a maximum depth of 1', and the proposed sign has a depth of 2' requiring an exception.

Prefiling Conference

Attached are the January 11, 2018 prefiling conference minutes.

CONCLUSIONS

The Plan Commission has reviewed Caterpillar's request for a new ground sign at Corporate 500 and they believe there is a need for the new ground sign and the request is reasonable and appropriate. The sign will provide identity to Caterpillar who is major tenant in the Corporate 500 development. Caterpillar estimates 30 to 50 visitors per day at their world headquarters including employees, consultants, customers, and dealers. The Plan Commission believes the sign is attractive and maintains the architectural integrity of the property. The sign is not excessive and is aesthetically appealing. Overall, the Plan Commission believes the sign is well designed and is a classy looking sign.

The Plan Commission has reviewed the requested sign exceptions (sign modifications) and believes the request is reasonable and appropriate. The Plan Commission believes the new ground sign is well planned and granting the requested signage exceptions will not create a negative impact on the subject property or surrounding properties. The Plan Commission believes the location, size, and height of the proposed signage is appropriate. The proposed signage is properly located to be effective, maintains the architectural integrity of the campus, and is in scale with the development.

RECOMMENDATION

Accordingly, it is the recommendation of the Plan Commission that Caterpillar's request for an amendment to a sign plan to allow a new ground sign for their global headquarters office along Lake Cook Road be approved.

Ayes: (5) Bromberg, Goldstone, Jacoby, Silva, Berg

Nays: (0) None

Respectfully submitted,
Larry Berg, Chairman
Deerfield Plan Commission

**PLAN COMMISSION
VILLAGE OF DEERFIELD
Minutes**

The Plan Commission of the Village of Deerfield called to order a Public Hearing at 7:30 P.M. on February 22, 2018 at the Village Hall, 850 Waukegan Road, Deerfield, Illinois.

Present were: Larry Berg, Chairman
 Al Bromberg
 Elaine Jacoby
 Jennifer Goldstone
 Justin Silva

Absent were: Sean Forrest
 Stuart Shayman

Also present: Jeff Ryckaert, Principal Planner
 Daniel Nakahara, Planner

Chairman Berg swore in all who plan to testify before the Commission.

Public Comment on a Non-Agenda Item

There were no comments from the public on a non-agenda item.

PUBLIC HEARING

(1) Public Hearing: Request Approval of an Amendment to a Sign Plan to Allow a New Ground Sign for Caterpillar Global Headquarters (Caterpillar, Inc. and Corporate 500)

Chairman Berg asked for proof of publication from the petitioners. Principal Planner Jeff Ryckaert reported that the legal notice was published in the Deerfield Review on February 1, 2018 and the petitioner provided certified mailing receipts.

The petitioner Eric Nieukirk of Caterpillar addressed the Commission. He reported that they would provide a brief overview of their signage plans and changes made since the Prefiling Conference. He stated that Caterpillar is excited to be a newer resident of Deerfield and that they appreciate the assistance they have received from Village staff. As background, Mr. Nieukirk explained that Caterpillar chose Deerfield as the location for their new headquarters last year, and prior to this decision they held a meeting with the Mayor and the Village Manager to discuss signage, as branding is very important to them. Corporate 500's signage opportunities were limited, and they identified this as an issue and decided to meet with Village officials before moving forward with lease agreements. Caterpillar's agreement with Lincoln Properties then included the addition of a monument sign pending final approval from the Village.

Mr. Nieukirk reported that he is accompanied by Brian Newton from Parvin-Clauss Sign Company and Marlies Hansen representing Corporate 500 management Lincoln Properties.

Mr. Niekirk shared that Caterpillar has about 300 employees at their headquarters in Deerfield and visitor traffic is fairly heavy given the proximity to O'Hare. Signage from the street is important in directing visitors to the property since it is tucked back off of Lake Cook Road. Mr. Niekirk stated that at the Prefiling Conference he presented a possible alternate sign with the addition of the words "Global Headquarters" at bottom of the sign and that was the version of the sign chosen by the executive team.

Brian Newton of Parvin-Clauss Sign Company in Carol Stream gave an overview of the signage plans. He reported that the proposed new monument sign location is 116 feet away from the existing tenant monument sign for Corporate 500 and that the nearby leasing sign will be relocated. He stated that they are proposing a double-faced fabricated illuminated cabinet with a slate background. The sign will be on a masonry base of natural stone which will be a stone veneer on a concrete foundation. The letters in Caterpillar will be illuminated and the words Global Headquarters will not have illuminated letters but will be lit from the ground up, so the words are still visible at night. The sign will also have a stone planter wall with landscaping plan around it. Mr. Newton stated that the inside of the sign body will contain the electrical components.

Mr. Newton showed the materials that will be used in the sign as well as renderings of views of the sign in daylight and at night and from different elevations from inside Corporate 500 and from the street. Mr. Newton added that the relocation of the leasing sign is part of the signage plans.

Marlies Hansen of Lincoln Property Company stated that she represents the Corporate 500 ownership. She reported that Corporate 500 ownership approves of the sign package presented by Caterpillar and they feel it is aesthetically pleasing and enhances the look of the office park. She added that Caterpillar requested that the leasing sign be relocated out of the line of sight of their new monument sign which has been approved.

Mr. Niekirk stated that landscaping around the new sign will be minimal and will be consistent with the rest of the corporate park. They are planning low profile planters that do not interfere with sight lines of the sign. Plantings will include short prairie grass on the sides and other small plantings in the front. Mr. Niekirk reported that this concludes their presentation.

There were no comments from Commission and there were no comments from the public.

Chairman Berg asked for a motion to close the Public Hearing. He stated that the Plan Commission will now meet in an open workshop setting to consider their recommendation on this matter. He stated that a written recommendation will be made to the Village Board who will make the final binding decision on this matter. Commissioner Bromberg moved, seconded by Commissioner Jacoby to close the Public Hearing. Said motion passed with the following vote:

Ayes: Bromberg, Goldstone, Jacoby, Silva, Berg (5)

Nays: None (0)

**PLAN COMMISSION
VILLAGE OF DEERFIELD
Minutes**

The Plan Commission of the Village of Deerfield called to order a Workshop Meeting on February 22, 2018 at the Village Hall, 850 Waukegan Road, Deerfield, Illinois.

Present were: Larry Berg, Chairman
 Al Bromberg
 Elaine Jacoby
 Jennifer Goldstone
 Justin Silva

Absent were: Sean Forrest
 Stuart Shayman

Also present: Jeff Ryckaert, Principal Planner
 Daniel Nakahara, Planner

WORKSHOP MEETING

(1a) Discussion of Caterpillar Ground Sign

All Commissioners commented that they are in favor of the proposal. All agreed the proposed ground sign is an attractive, first class sign.

Commissioner Bromberg asked about the exceptions for the sign. Mr. Ryckaert replied that exceptions are for height, area, sign width and location of the sign.

Commissioner Bromberg moved to approve an amendment to a sign plan to allow a new ground sign for Caterpillar Global Headquarters. The motion was seconded by Commissioner Jacoby. The motion passed with the following roll call vote:

Ayes: Bromberg, Goldstone, Jacoby, Silva, Berg (5)
Nays: None (0)

This matter will go before the Village Board on March 19, 2018.

~~**(2a) Discussion on Massage Heights Special Use**~~

~~Commissioner Jacoby commented that she is fine with parking based on what the petitioners presented and that she agrees that they cannot have more than 20% commercial advertising covering the windows.~~

~~Commissioner Bromberg commented that he agrees with the suggestion to change the floor layout to not have to cover the windows and that he has no issue with use of the space as a massage establishment.~~

~~Commissioner Goldstone agreed that she has no issue with the use but stated that she has concerns about parking and the windows.~~

compliance with the Code. The proposed text amendment takes into account that the two properties functionally operate as a PUD. Mr. Rose explained that normally petitioners would need to have a development plan to show the traffic for the buildings and uses but they in theory already know this information for these two properties. So instead of going forth with initial development planning as a PUD would, the text amendment alleviates this.

Commissioner Goldstone asked if the text amendment would apply only to this property. Mr. Rose replied that it could in theory apply to other properties, but they must be zoned C-2 and be adjoining properties as these are but at this time this is the only location the text amendment applies to. Mr. Rose stated that the text amendment is written in a manner that will apply to these properties and Village staff do not believe it will apply to any other location in the Village. Mr. Rose explained that if the Plan Commission recommends approving the text amendment to the Village Board and the Board approves it, then it is an alternative process to the PUD process.

Commissioner Goldstone commented that she does not have a problem with the text amendment and she feels the petitioners did a nice job and addressed all of the Plan Commissioners concerns raised at the Prefiling Conference.

Commissioner Forrest commented that it is a nice redevelopment of a challenging site but he is still concerned about the drive-thru traffic without a dedicated traffic signal.

Commissioner Bromberg commented that the developers did a nice job and he is in favor of their plans.

Commissioner Silva commented that it is wonderful that the petitioners are working well with the North Shore building and he thinks they did a great job.

Chairman Berg stated that he believes the petitioners have been adequately addressed all Plan Commission concerns. He commented that any time a project borders a residential area there is extra consideration given for deliveries and anything else that can be disturbing to neighbors. As indicated, the Village did receive a letter from a homeowner concerning the fence at the back of the property and he impressed upon the petitioners to further evaluate the fence and replace any sections that need replacing. Chairman Berg stated that overall, this is a good project and he is impressed with the changes made to the plans after the Prefiling Conference.

Commissioner Bromberg moved to approve the Zoning Ordinance text amendment for the multi-use unified development and the Special Use Permit for Chick-fil-A along with all variances and exceptions requested, subject to receiving approval from the Northbrook Fire Department. Commissioner Forrest seconded the motion. The motion passed with the following roll call:

Ayes: Bromberg, Forrest, Goldstone, Silva, Berg (5)
Nays: None (0)

(3) Prefiling Conference for an Amendment to a Sign Plan to Allow a New Ground Sign for Caterpillar, Global Headquarters (Caterpillar, Inc. and Corporate 500)

Mr. Eric Nieukirk, Corporate Real Estate & Economic Development Manager, Caterpillar addressed the Commission. He shared that he is accompanied by Brian Newton from the sign manufacturing company and Marlies Hansen representing Corporate 500.

Mr. Nieukirk commented that Caterpillar is very pleased to be a new member of the Deerfield community and that they appreciate all of the support they have received from Village staff. He shared that Caterpillar headquarters moved to their new home at 510 Lake Cook Road in mid-December. When this location was selected, executive staff and board members at Caterpillar indicated that branding is important to them. As such, they are asking for their own monument sign at Corporate 500. At Corporate 500, branding and signage has been a challenge and before settling on this site, Caterpillar worked with Corporate 500 and to write into the lease that Caterpillar could have their own separate monument sign along Lake Cook Road. They also met with the Deerfield Mayor and Village Manager to learn the process of getting the monument sign approved.

Mr. Nieukirk shared that they have about 300 employees and estimate 30 to 50 visitors a day at this location who would be viewing the sign. They also foresee visitors increasing given proximity to O'Hare as compared to their Peoria location.

Mr. Brian Newton of Parvin-Clauss Sign Company in Carol Stream addressed the Commission. He showed the location of the new proposed sign commenting that a sight line test was completed to determine the best location for the monument sign. He stated that the proposed ground sign will be close in line to the existing telephone pole. The sign will have the same setback as the other Corporate 500 signs along Lake Cook Road and will be located 116 feet to the west of the current Corporate 500 ground sign.

Mr. Newton displayed a rendering of the sign and shared samples of the sign material. The background will be slate that is thinly sliced and applied to fiberglass, which enhances the rigidity of the product, as slate is a brittle material. Mr. Newton stated that the sign is five feet ten inches tall and 13 feet wide. The letters are stainless steel and will be one foot nine inches tall. The sign will be internally illuminated with LED lights. The lighting will project into the slate and give a halo effect. The sign will have a masonry base with a concrete foundation and walls with the face stone on them.

Mr. Newton showed renderings of the ground sign in daylight and lit at night. He showed the view of the sign from all elevations and pointed out where it will be located relative to Lake Cook Road and relative to the Corporate 500 sign.

Commissioner Bromberg asked the petitioners if the leasing sign shown in the images will be removed. Mr. Newton replied commenting that the elevation is important to make the sign visible while driving in either direction and as such the phone pole will be removed from the viewing path. He reviewed where the leasing sign sits and introduced Marlies Hansen representing Corporate 500 to discuss the relocation of this sign.

Ms. Hansen stated that she is with Lincoln Property Company, which manages and handles leasing for the Corporate 500 corporate development. She stated that the existing leasing sign will be moved and will likely be pushed further back from Lake Cook Road or placed in another alternate location. Ms. Hansen also shared that the design package from Caterpillar was

presented to the Corporate 500 owners and all were in agreement that they approve of the design.

Mr. Nieu Kirk reviewed the landscaping plan around the sign. He stated that they are planning simple, low plants and prairie grass around the sign to keep it visible.

Mr. Nieu Kirk also pointed out that the width of the sign is greater than the height due to the length of the Caterpillar name. He indicated the corporate branding department determines the letter sizing and spacing.

Mr. Nieu Kirk then showed an alternate sign currently being reviewed at Caterpillar that may come to fruition. The alternate sign has the added text "Global Headquarters".

Commissioner Goldstone commented that she likes the Caterpillar sign but does not think the leasing sign looks good. Ms. Hansen stated that it is a typical broker branded temporary leasing sign and that ideally it will go away when all space is leased. She added that it will not obstruct the Caterpillar sign.

Commissioner Bromberg commented in support of the Caterpillar sign.

Chairman Berg asked the petitioners to inform Village staff of which sign version they decide on.

Mr. Ryckaert reported that the Public Hearing on this matter will be February 22, 2018.

(4) Prefiling Conference for Class A Special Use for a Proposed Massage Establishment to be located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

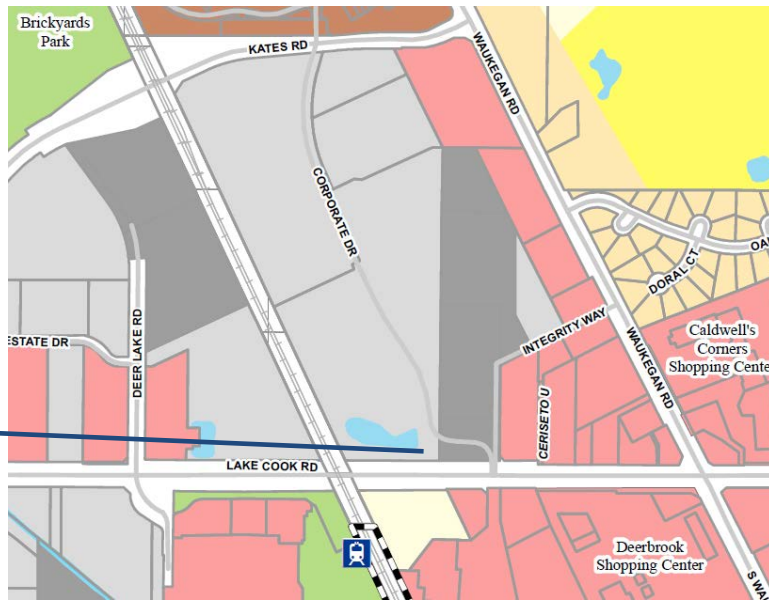
Petitioner Eric Carlson of ECA Architects in Geneva addressed the Commission. He stated that on behalf of franchisee Carole Holland, they are requesting a Special Use Permit for a massage establishment. Massage Heights is a nationally recognized massage establishment with 150 locations across the U.S. and adding 25 more this year. The proposed location is in the building at the corner of Waukegan Road and Deerfield Road next to the bicycle shop, which is all part of a larger development with shared parking.

Mr. Carlson reported that will be taking over a former Mattress Firm store. He stated that there is shared parking for the building with about 35 to 40 spaces located behind and adjacent to the store that would be the primary parking for their customers. Chairman Berg asked if the parking is shared with the neighboring bank. Mr. Ryckaert replied that parking in the Deerfield Centre development is shared with some designated spaces. Mr. Carlson showed a map highlighting some parking that is designated as bank parking and some spaces that are designated for an office building in the back of the development with the rest being open shared parking.












Mr. Carlson reviewed the interior floor plan layout with a reception area and about 15 private massage rooms for individuals and couples' massages. The establishment will hire 20 to 25 state licensed professional massage therapists.

Mr. Carlson stated that the petitioners are also seeking approval on signage and will go before the ARC soon. He commented that their signage plans are different than previous businesses at this location. They hope to get better visibility from traffic with a sign set back on a wall panel

Village of Deerfield 2018 Zoning Ordinance Map



Subject Property

	R-1	SINGLE FAMILY DISTRICT ONE FAMILY DWELLINGS AND ACCESSORY USES
	R-2	SINGLE FAMILY DISTRICT SAME AS R1
	R-3	SINGLE FAMILY DISTRICT SAME AS R1
	R-4	SINGLE & TWO FAMILY ONE FAMILY & TWO FAMILY DWELLINGS & ACCESSORY USES
	R-5	GENERAL RESIDENCE ONE FAMILY & TWO FAMILY DWELLINGS & ACCESSORY USES
	C-1	VILLAGE CENTER
	C-2	OUTLYING COMMERCIAL
	C-3	LIMITED COMMERCIAL OFFICE
	I-1	OFFICE, RESEARCH, RESTRICTED INDUSTRY
	I-2	LIMITED INDUSTRIAL
	P-1	PUBLIC LANDS SCHOOLS, PARKS, PUBLIC BUILDINGS & CEMETERIES

Letter of Intent

Caterpillar Monument Sign 510 Lake Cook Road, Deerfield, IL Amendment to Sign Plan

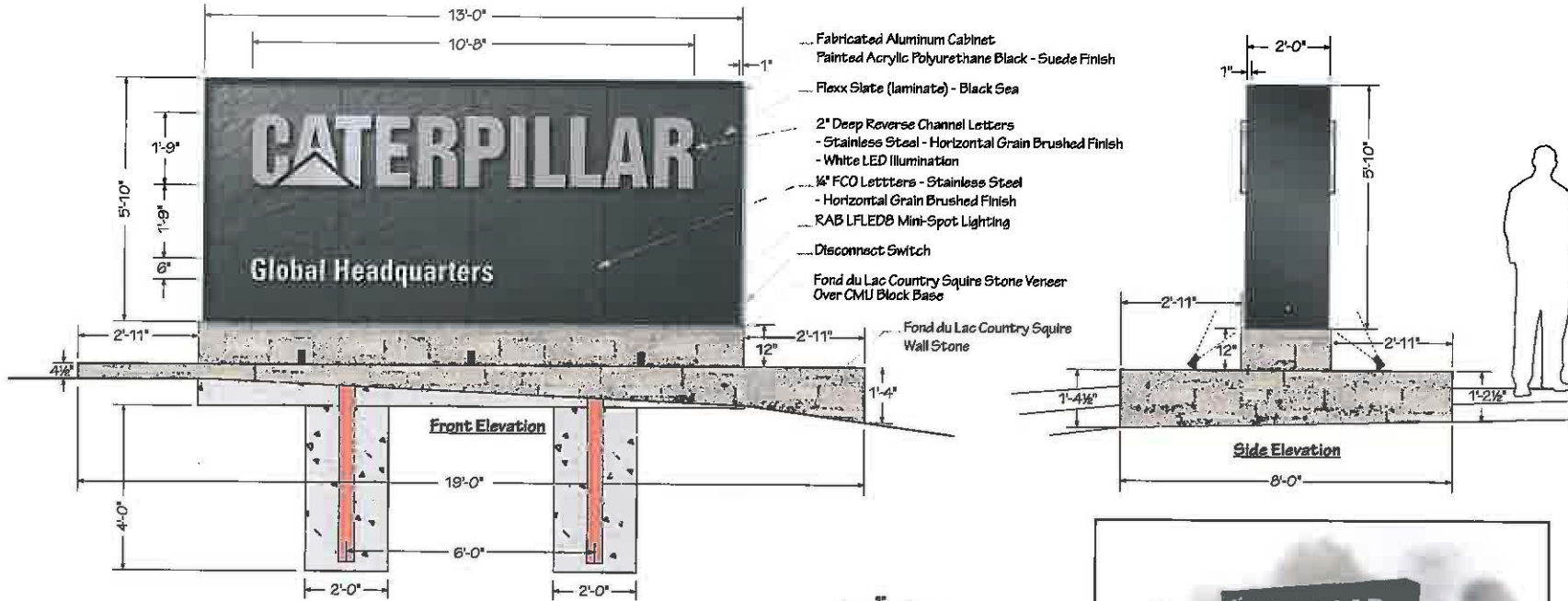
Corporate 500 Center would like to amend their existing sign plan, which includes two monument signs and 13 directional signs, to allow an additional ground sign along Lake Cook Road. The request is for a new individual monument sign for the new global headquarters of Caterpillar Inc. The intent of this sign is to provide the community, drive-by traffic, and visitors awareness of Caterpillar's presence in Deerfield.

With Caterpillar's global headquarters moving to Deerfield, a separate monument sign is essential to identify and direct clients. Caterpillar's headquarters, now located in Deerfield, will bring new traffic to the area from national and international businesses. It is critical that Caterpillar has a sense of permanency and identification for this global conglomerate as they relocate their headquarters to this new location on Lake Cook Road.

This sign will be located on the Lake Cook Road frontage, 116' to the west of the existing tenant monument sign. The sign will be constructed of high quality materials that will fit nicely into the upscale business park of Corporate 500 Center, but also contrast enough to individualize Caterpillar's presence and identity.

Corporate 500 Center and Caterpillar Inc. leadership supports this plan and all of the supporting details provided.

OPTION A



(1) 5'-10" x 13'-0" x 2'-0" Double Face Illuminated Monument Sign

Base Cabinet: Fabricated Aluminum Painted MAP Black - Suede Finish

Frame: 1" x 1" Aluminum Painted MAP Black - Suede Finish

Faces: Flexx Slate Laminated on Aluminum Panels - Black Sea
- Minimal Seams

Letter Faces & Returns: Fabricated Stainless Steel - Brushed Finish - Horizontal Grain

Backs: Clear Polycarbonate

Letter Illumination: Sloan Prism White LEDs & 60W Power Supplies

Letter Mounting: Stud Mount 1 1/2" off Face Panels

FCO Letters: 1/4" FCO Stainless Steel - Brushed Finish - Horizontal Grain

Mounting: Stud Mount Flush

Base: CMU Block Core w/ Fond du Lac Country Squire Stone Veneer

Planter Wall: Fond du Lac Wall Stone

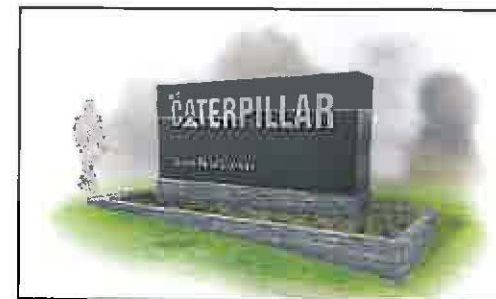
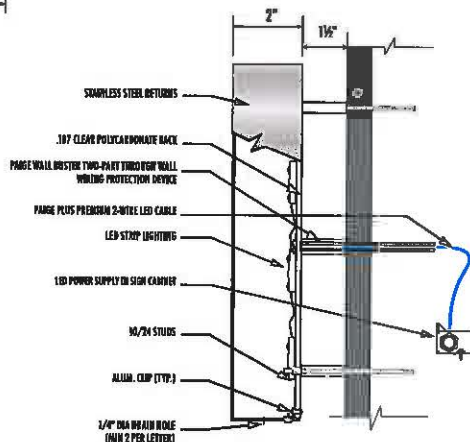
- Landscaping - TBD (customer to contract this directly with their landscaper)

Base Illumination: (6) RAB LFLEDB Spots

Power: (1) 20Amp @ 120Volts Electrical Circuit Run to Site by Others

Mounting: (2) 4" (4 1/2" O.D.) Steel Pipes Set in 2'-0" Dia. x 6'-0" Deep Concrete Pier Foundations

- 2'-2" W x 13'-2" L x 8" D Reinforced Formed Concrete Pad



Parvin-Clauss SIGN COMPANY

Design • Fabrication • Installation • Maintenance
165 Tubeway Drive • Carol Stream • Illinois 60188
Tel/630-510-2020 • Fax/630-510-2074
e-mail/signs@parvinclauss.com
www.parvinclauss.com

PROJECT:

CATERPILLAR

510 Lake Cook Road
Deerfield, IL

CUSTOMER APPROVAL:

DATE

AUTHORIZED SIGNATURE

REPRESENTATIVE

Lisa Staszak

DRAWN BY

Bill Marlow

DATE

6.21.17

SCALE

3/8" = 1'

SHEET NO.

1 of 4

WORK ORDER

77858

FILE NAME

CAT77858

REVISIONS:

1 9.21.17 - new design

2 11.01.17 - new materials

3 11.06.17 - stone

4 1.09.18 - fco letters

5

6

7

8

9

This sign is intended to be installed in accordance with the requirements of Article 600 of the National Electrical Code and/or other applicable local codes. This includes proper grounding and bonding of the sign.



This sign is built to UL Standards for operation in North America.

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PROJECT:

CATERPILLAR

510 Lake Cook Road
Deerfield, IL

CUSTOMER APPROVAL:

DATE _____

AUTHORIZED SIGNATURE _____

REPRESENTATIVE _____

Lisa Staszak

DRAWN BY _____

Bill Marlow

DATE _____

6.21.17

SCALE _____

3/8" = 1'

SHEET NO. _____

2 of 4

WORK ORDER _____

77858

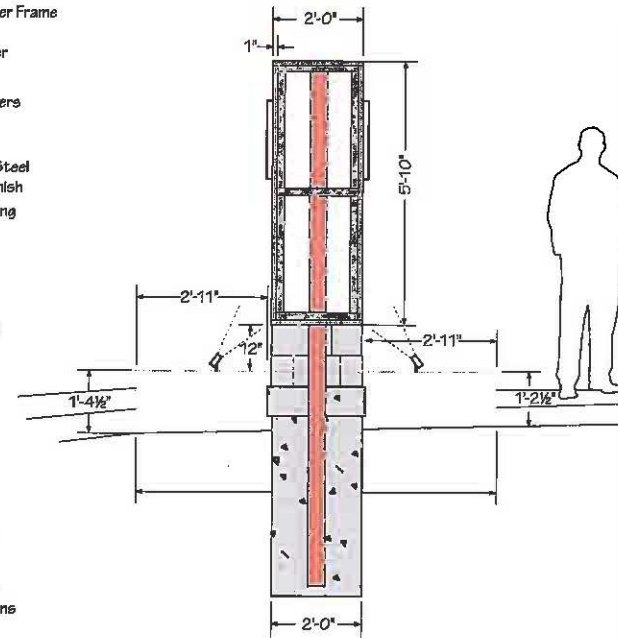
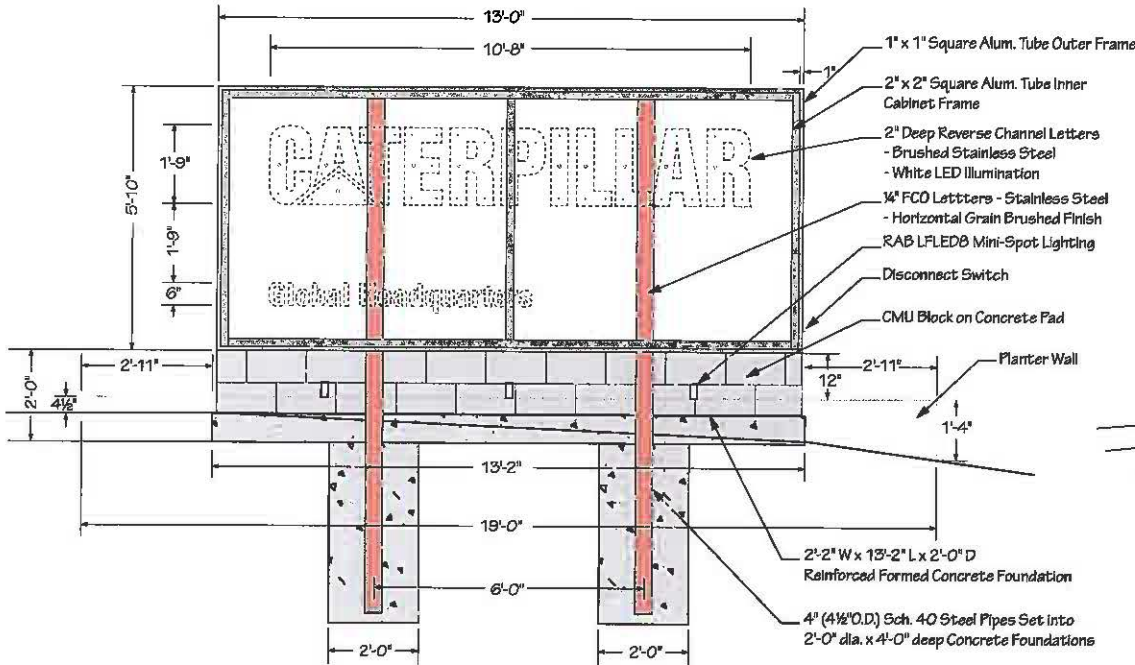
FILE NAME _____

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- 9 _____

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Flexx Slate Laminate - Black Sea



Fond du Lac Country Squires Veneer



Fond du Lac - Wall Stone

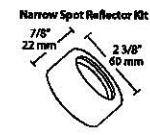


Microprismatic diffuser produces a smooth distribution and low glare
Three optical distributions available:
Flood (standard)
Spot (optional reflector kit)
Narrow spot (optional reflector kit)
Runs cool; prevents burning foliage or fingers
5-Year LED Warranty

- Bronze
- Black
- Verde Green
- White

Dimensions and weight

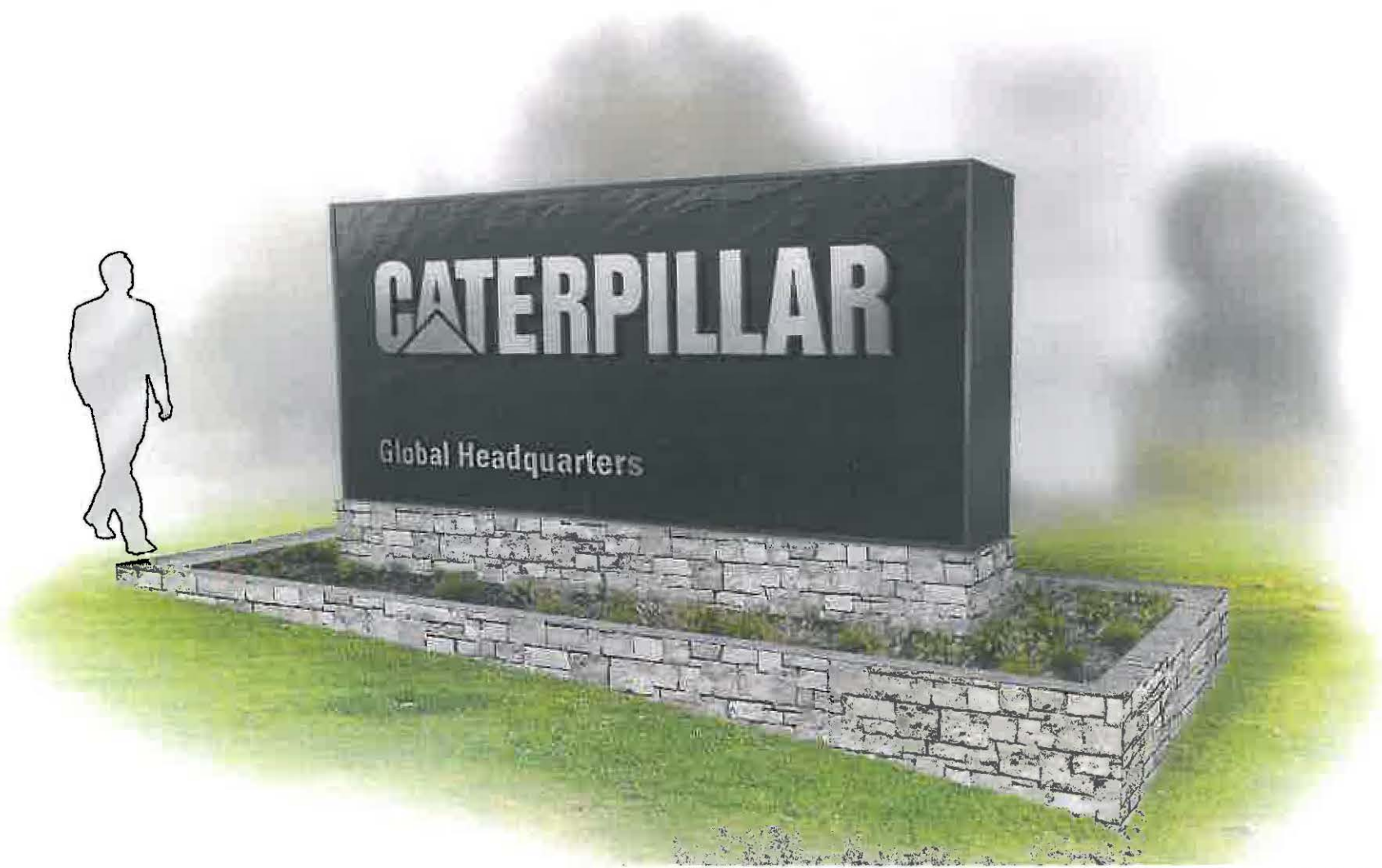
Weight: 1.5 lbs.



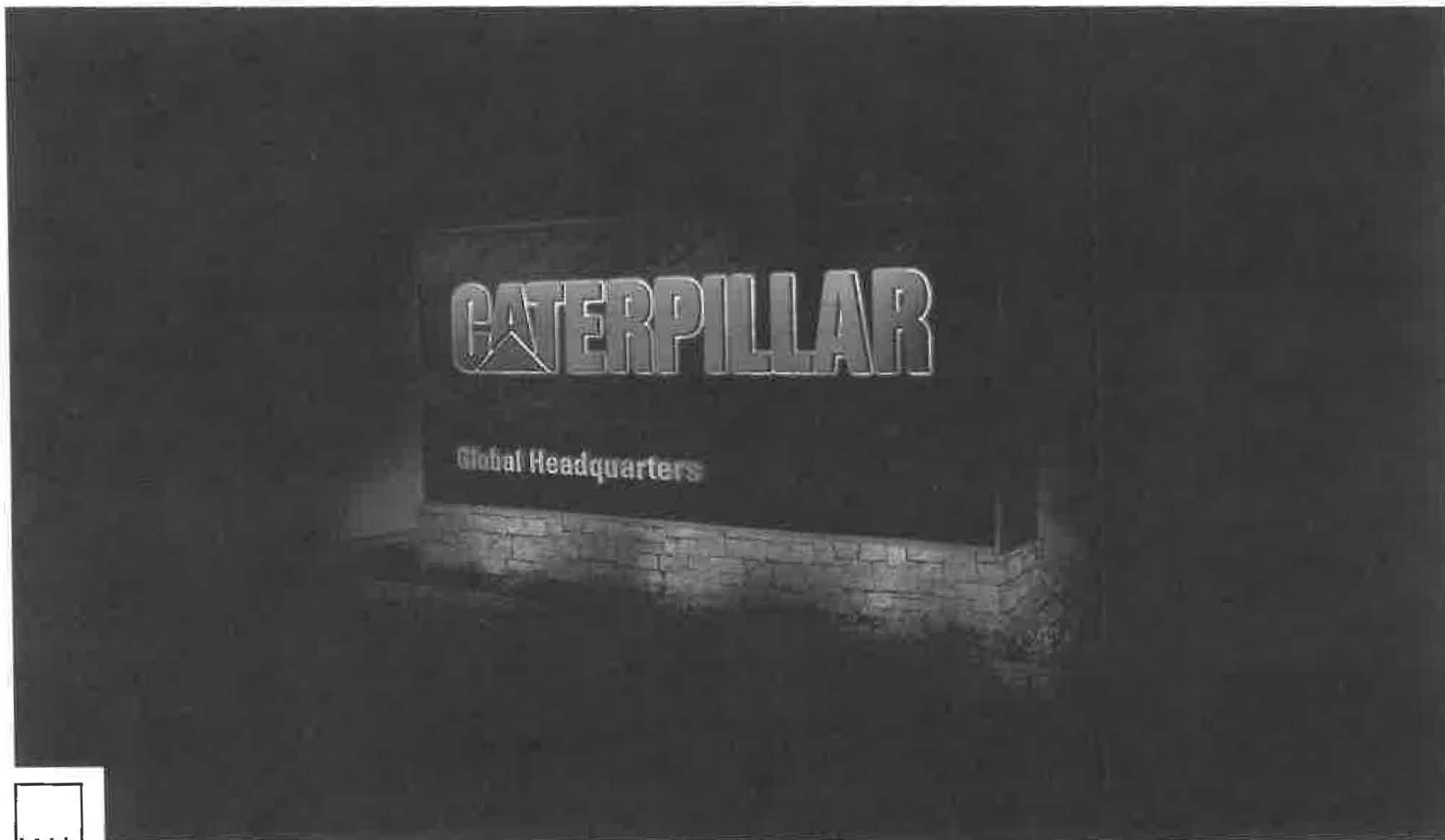
This sign is built to UL Standards for operation in North America.

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Project Spartan Signage Concept: Night



Project Spartan Signage Concept: View 1

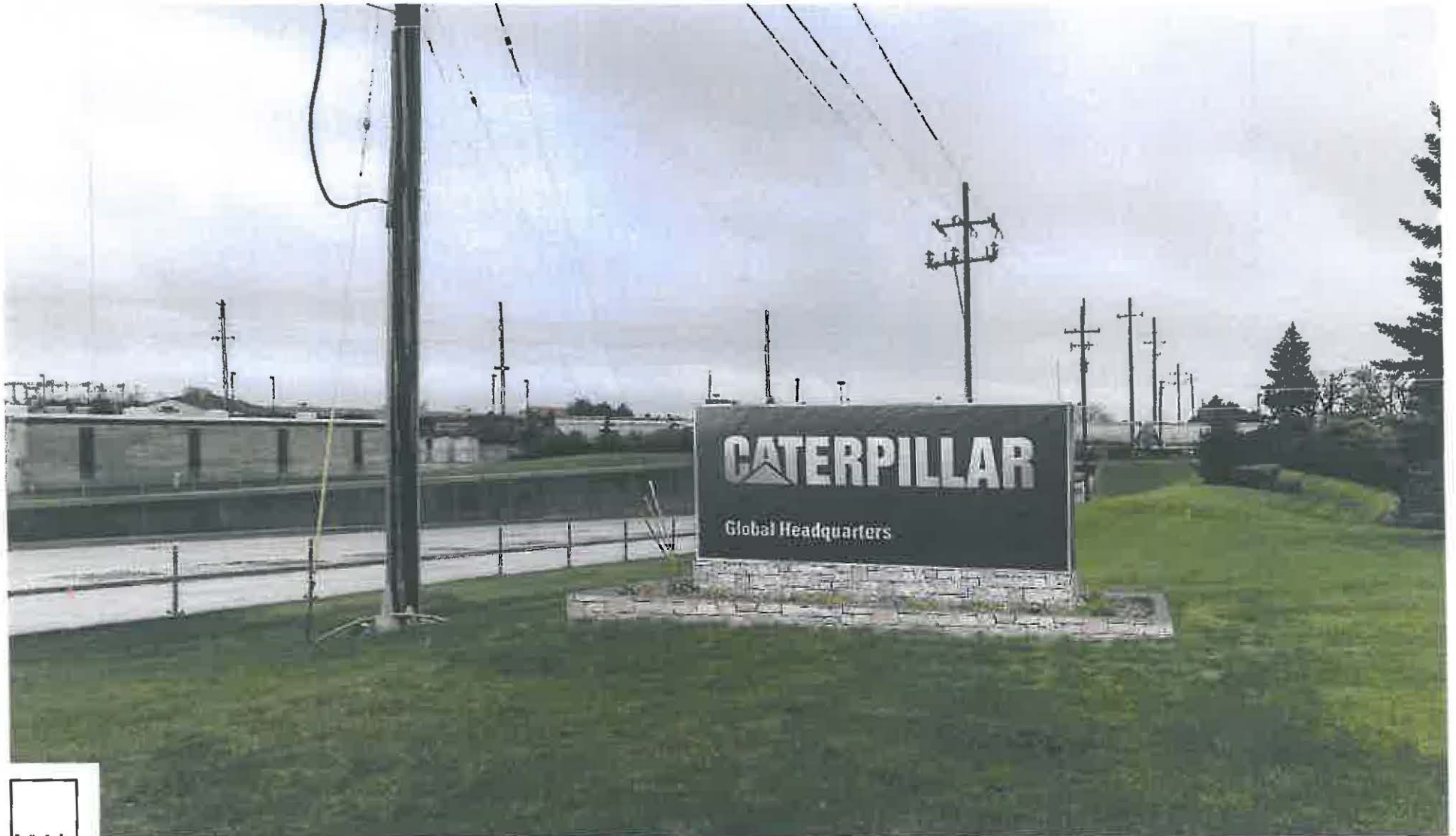


Project Spartan Signage Concept: View 3



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Project Spartan Signage Concept: View 4



Project Spartan Signage: Materials



Flexx Slate Laminate - Black Sea



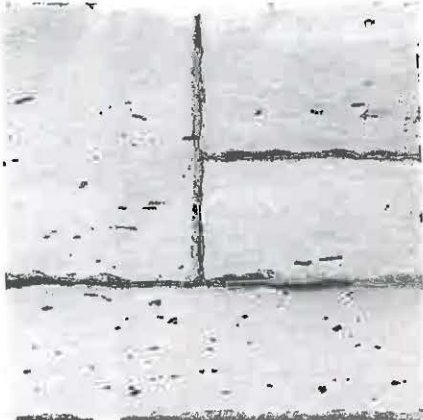
Solid Brushed Aluminum Letters



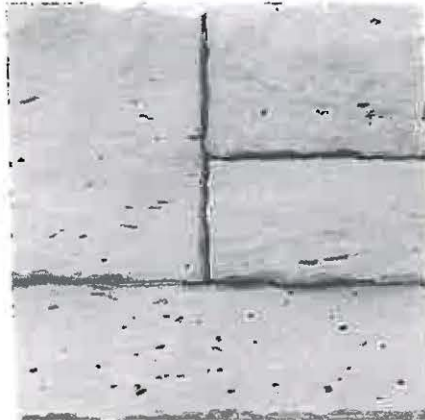
Logo Lettering Halo Lit at Night



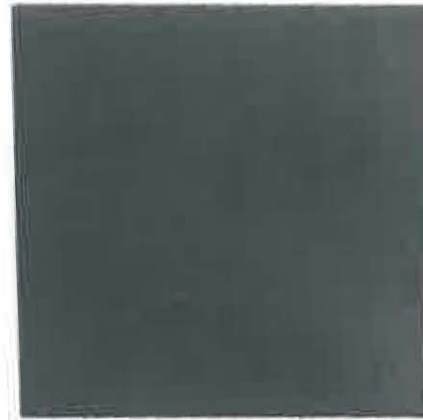
Option to Match Existing Site Landscaping



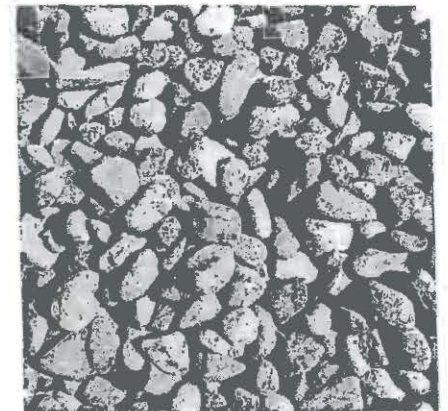
Fond du Lac Country Squire Veneer



Fond du Lac Country Squire Wall Stone

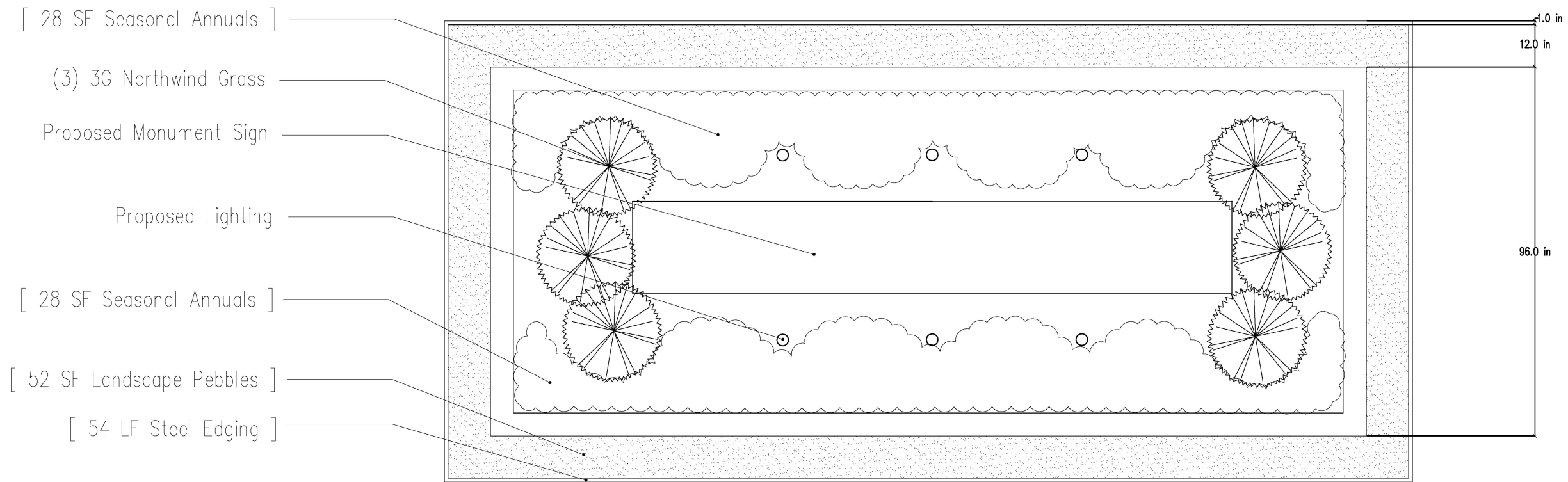


Sign Frame Black Powdercoat Finish USS-1522

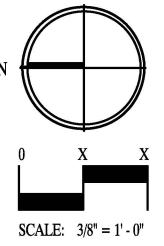


Optional Landscaping Pebbles for Low Maintenance

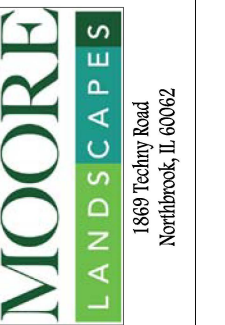




CATERPILLAR MONUMENT SIGN
DEERFIELD, ILLINOIS



SUBMITTAL		
NO.	DATE	DESCRIPTION
△	1/8/17	Landscape Plan



SHEET TITLE
LANDSCAPE PLAN

PREPARED BY: CL
APPROVAL: MP
CLIENT: CATERPILLAR

SHEET NO.
ML-01.1
SHEET 1 OF 1
JOB NO.

North



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165 Tubeway Drive • Carol Stream • Illinois 60188
Tel: 630-510-2020 • Fax: 630-510-2074
e-mail: signs@parvinclauss.com
www.parvinclauss.com

PROJECT:

CATERPILLAR

510 Lake Cook Road
Deerfield, IL

CUSTOMER APPROVAL:

DATE

AUTHORIZED SIGNATURE

REPRESENTATIVE

Lisa Staszak

DRAWN BY

Bill Marlow

DATE

2.12.18

SCALE

NTS

SHEET NO.

WORK ORDER

77858

FILE NAME

CAT77858

REVISIONS:

- 1
- 2
- 3
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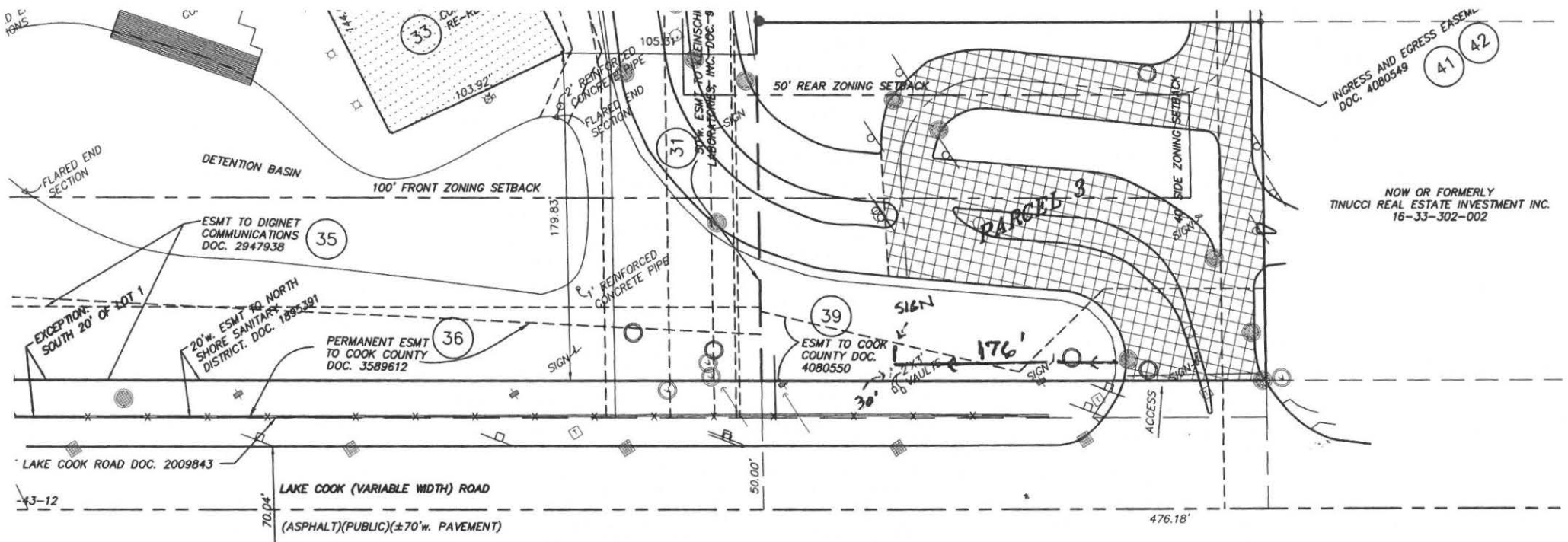
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LEGEND			
□	SIGN	⊕	SANITARY MANHOLE
⊕	GROUND LIGHT	⊖	WATER VALVE
—O—	OVERHEAD UTILITY	— —	FENCE
—P—P—	POWER POLE	⊕	FIRE HYDRANT
○	LIGHT POLE	⊙	BOLLARD
⊕	TRAFFIC POLE	⊕	STORM MANHOLE
⊕	GAS VALVE	⊕	CW-CUY WIRE
□ TR	TRANSFORMER	⊕	WATER MANHOLE
*	IRON PIPE FOUND	⊕	CATCH BASIN
○	IRON PIPE SET	HC	HANDICAP
S/W	SIDEWALK	C/L	CENTERLINE
BRL	BUILDING RESTRICTION LINE	CONC.	CONCRETE
BC	BACK OF CURB		

HOW OR FORMERLY
SHERILL AND COMPANY
10-23-20-007

EASEMENT NO. 3
EASY FOR ACCESS BY
DOC. 200841

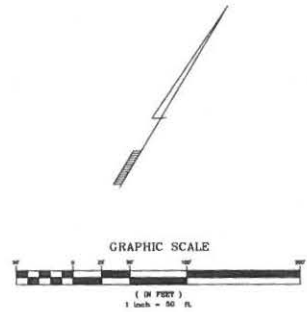
EASEMENT NO. 1
EASY FOR
IMPROVEMENTS BY
DOC. 200241

NOTE: ALL AREAS FREE OF THE
SHADE OF THIS DOCUMENT
ARE NOT PART OF THIS PLAN.

HOW OR FORMERLY
THACKER REAL ESTATE INVESTMENT INC.
12-22-20-022

EAST LINE OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 33-42-12
THE CITY

87' 0"



SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 33-42-12
LANE COOK (PARALLEL WITH) ROAD
(ASPHALT/PUBLIC/670' W/ PAYMENT)

S.A. JOB NO. 15166-01

SHEET 3 OF 3

SA SHERILL ASSOCIATES, INC.
Engineers
Surveyors
PH (618) 656-5251 FAX (618) 656-9498
Illinois Design Firm #104-001230

REQUEST FOR BOARD ACTION

Agenda Item: 18-29

Subject: Report and Recommendation of the Plan Commission re: the Request for Approval for a Class A Special Use for a Proposed Massage Establishment to be Located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

Action Requested: Approval for Recommendation

Originated by: Plan Commission

Referred to: Mayor and Board of Trustees

Summary of Background and Reason for Request:

The Petitioners are requesting the approval for a Class A Special Use for a Proposed Massage Establishment to be Located at 711 Waukegan Road. The Plan Commission is recommending approval of the proposed Special Use.

Reports and Documents Attached:

Recommendation
Public Hearing and Workshop Minutes 2/22/2018
Prefiling Conference Minutes 1/11/2018
Zoning Map
Aerial Photo
Ordinance O-07-26
Window Sign Regulations
Petitioner's Materials

Date Referred to Board: March 19, 2018

Action Taken: _____

RECOMMENDATION

TO: Mayor and Board of Trustees

FROM: Plan Commission

DATE: February 22, 2018

RE: Request for a Class A Special Use for Massage Height to be located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

We transmit for your consideration a recommendation adopted by the Plan Commission of the Village of Deerfield on the request of the petitioners for a Class A Special Use for massage establishment to be located at 711 Waukegan Road at the south end of the Deerfield Village Center development. The Plan Commission held a public hearing on February 22, 2018. At that public hearing, the petitioners presented testimony and documentary evidence in support of the request. A copy of the public hearing and workshop minutes are attached.

In support of its request, the Plan Commission makes the following findings of fact and conclusions:

FINDINGS OF FACT

Subject Property

The subject property consists of the Deerfield Village Centre development at the southeast corner of Deerfield Road and Waukegan Road. The property is zoned C-1 Village Center District and was approved as a commercial Planned Unit Development (PUD). The development consists of five buildings: retail building #1 on the corner; retail building #2 along Deerfield Road (with residential above the first floor); retail building #3 which is the proposed building for the Massage Heights (including Deerfield Cyclery); and the First Midwest Bank. The setbacks, access points, lot coverage, open space, number of parking spaces, site landscaping, parking lot lighting, trash areas, and storm water management for this commercial PUD were previously approved. Ordinance O-99-34 in 1999 approved the original Deerfield Centre Planned Unit Development. Vehicular access to the development is via a signalized access point on Deerfield Road, a signalized access point on Waukegan Road, and a right in/right out access point on Waukegan Road.

Surrounding Land Use and Zoning

North: C-1 Village Center District (across Deerfield Road) – US Bank and Shoppers Court

South: C-1 Village Center District – Small strip center with dry cleaner, beauty shop and ice cream store

East: R-3 Single Family Residential – Residential

West (across Waukegan Road): C-1 Village Center District – Deerfield Square Shopping Center

Proposed Plan

The petitioner is proposing a 3,990 square foot massage establishment in Deerfield Centre at 711 Waukegan Road (former Mattress Firm / Blockbuster space). The proposed establishment will be known as Massage Heights, and will take up the entire building.

Massage Heights will offer therapeutic massage, custom facials and a small retail sales area. The petitioner's material indicate that Massage Heights is nationally recognized franchise with over 150 locations in 22 states across the United States as well as the Alberta, Calgary region of Canada. Massage Heights is a membership-based business that is always open to the public. Offering four lifestyle programs to clients, the monthly membership includes one monthly service, depending on the lifestyle program. Membership is not mandatory. The space will consist of a reception area with customer seating, four points of sale, retail displays and file storage, 12 massage rooms (2 of the massage rooms are also used for facials), break room area, office, 3 restrooms (two accessible and one existing), and storage rooms. There are no showers. Note: The petitioner's material indicates that a multi-purpose bar in the reception area is used for Lifestyle Program explanations or retail product discussions. There will not be any alcohol on the premises.

The proposed hours of operation will be from 8 a.m. to 10 p.m. Monday thru Friday; 8 a.m. to 8 p.m. on Saturday and 9 a.m. to 9 p.m. on Sunday. According to the petitioner's material, the peak hours will be from 10 a.m. to 2 p.m. on Mondays and Fridays, 4 p.m. to 8 p.m. on Saturdays and 10 a.m. to 8 p.m. on Sundays. The petitioners have indicated that most of their business is appointment based, although approximately 10% of their customers are walk-in. The maximum number of employees plus customers on the premises at one time during the peak time frame would be 25-30 people (combination of staff and clientele ranging from 13 to 16 employees with 12 to 14 clients depending on services chosen).

Village staff has asked the petitioners for a detailed written description of the proposed use at this location. In order to avoid repetition in the recommendation, please see the petitioner's written materials for more detailed information on the plans for the proposed massage establishment.

Additional Licensing Requirements

Chairman Berg has observed that other north shore communities regulate massage therapists over and above state requirements in the event of issues with the business. The Village passed massage establishment regulations in 1997 in the Municipal Code. In 2003, the Illinois Massage Licensing Act preempted home-rule regulations for licensing of massage therapists. No massage therapist may be employed in a massage establishment in Illinois who does not hold a current, valid license issued by the Illinois Department of Financial and Professional Regulation, as required by the Massage Licensing Act (225 ILCS 57 et seq.). Licensing for massage therapists is handled by the State and not by the Village of Deerfield Police Department. At a recent staff meeting, the issue was discussed and staff believed it would be a good idea for the Village to establish its own regulations (as land use regulations alone may not address the concerns with massage establishments) and Northbrook's regulations will be examined. Any additional regulations for massage establishments will be part of the Municipal Code and not the Zoning Ordinance.

Zoning Conformance

Massage establishments are a Class A Special Use in the C-1 Village Center District. Massage is currently offered as ancillary services at some spas in the Village. Only retail uses are allowed as Permitted Uses on the ground floor in the Village Center. Class A Special Uses located on the ground floor in the C-1 Village Center District require a Special Use, but are a Permitted Use if they are located above the ground floor in the C-1 Village Center District.

Parking

There is no specific requirement for a massage establishment in the Zoning Ordinance. According to Article 8.02-E,8. when required parking is not listed for a use in the Zoning Ordinance, parking shall be as recommended by the Plan Commission. The closest requirement in the zoning ordinance for this use is a beauty shop, which requires 1 parking space for each 150 square feet of gross floor area, which the Plan Commission believes, is a similar type of type of use with clients being in the business establishment for an extended period of time for an appointment. When this parking requirement for a beauty shop is used for the massage establishment a total of 27 parking spaces are required ($3,990 \text{ s.f.} / 150 = 26.6 = 27$). If this space were retail, a total of 20 parking spaces would be required ($3,990/200 = 19.95 = 20$).

At the time the Deerfield Centre Planned Unit Development (PUD) was approved, parking for the development was approved at 5 per 1,000 square feet of gross floor area for retail (i.e., 1 parking space per 200 square feet of floor area) and 4 per 1,000 square feet of gross floor area for office (i.e., parking space per 250 square feet of floor area) with a 15% reduction for storage areas in the buildings. With a 15% reduction for storage areas, a total of 405 parking spaces were required by code for the subject property, which was determined as follows:

Retail:

$44,776 \text{ s.f.} \times .85 = 38,059.6/200 = 190.29 \text{ spaces}$

Deerfield Cyclery: $3,572 \text{ s.f.} \times .85 = 3,036.2/200 = 15.18 \text{ spaces}$

Future Deerfield Cyclery addition: $972 \text{ s.f.} \times .85 = 826.2/200 = 4.13 \text{ spaces}$

Total Retail: 209.6 spaces

Office:

$20,286 \text{ s.f.} \times .85 = 17,243.1/250 = 68.97 \text{ spaces}$

Bank: $7,652 \times .85 = 6,504.2/250 = 26.01 \text{ spaces}$

Total Office: 94.98 spaces

Residential (56 total apartment units):

$24 \text{ (one bedroom)} \times 1.5 = 36 \text{ spaces}$

$32 \text{ (two bedroom)} \times 2 = 64 \text{ spaces}$

Total Residential: 100 spaces

Total:

209.6 (retail) + 94.98 (office) + 100 (residential) = 404.45 = 405 spaces required based on retail, office, and residential uses with a 15% reduction in square footage for storage areas within the building in the development.

The approved 1999 site plan provided a total of 371 parking spaces on the subject property (279 at grade spaces for the commercial uses and 92 indoor spaces for the apartments for a total of 371 spaces for the development). The Deerfield Centre development was short 34 spaces when it was approved (405 spaces required - 371 spaces provided = 34 spaces short). Of the 34 spaces short in the Deerfield Centre development, 26 spaces were in the commercial portion of the development and 8 spaces were in the residential (apartment) portion of the development.

At the time this development was approved, Ordinance O-99-34 granted a parking variation to allow for 371 spaces. The variation was a reduction in the amount of required parking to reflect the varying peak hour demands for the different uses in the development. In other words, when Deerfield Centre was approved, the various uses in the development were to share parking. The amount of parking for the different mix of uses in the development will vary throughout the day as the different uses in the development will have varying peak hour demands.

As part of this Special Use petition for Massage Heights (and any Special Use), the petitioners must demonstrate that parking will be adequate. A Shared Parking Analysis dated December 20, 2017 from Walker Consultants was undertaken and is provided in the petitioner's material. Walker Consultants conducted inventory and occupancy counts of the surface parking lot intended to serve the Deerfield Village Centre on Friday, November 17, 2017. The table noting current and future parking spaces on page 5, indicates approximately 256 surface parking exists on the site with approximately 196 spaces designated for customer use. As of December 1, 2017, a new office tenant will occupy additional office space and Deerfield Village Centre will designate 10 bank spaces and 20 customer spaces to the office use during the hours of 9:00am-5:00pm. These parking spaces are noted in the future spaces column on page 5 of the report and the location of the designated parking is depicted in Figure 1 on page 3 of the study.

Weekday peak-hour occupancy counts were taken on Wednesday, November 1, 2017 at 12:00pm and summarized in the Occupancy table toward the bottom of page 5. Data representing the peak hour of the year was compared to the total number of cars parked to project an approximate "parking demand ratio" for each land use. Table 2 on page 6 illustrates the base parking demand ratios. Table 5 on page 10 notes the shared parking demand during *weekday* peak-hour once Massage Heights is operational is approximately 217 parking spaces or 61% of the unadjusted parking demand of all of the uses in the centre. Table 6 on page 11 indicates the shared parking demand during *weekend* peak-hour is approximately 181 parking spaces or 54% of the unadjusted parking demand of the uses in the centre. The study concludes that the current parking supply at Deerfield Village Centre should adequately accommodate the peak-hour parking projection once Massage Heights is operational.

Wall Signage

The petitioner's material indicate wall signage on the north and west elevations as well as a wall sign above the entrance canopy. The proposed wall signage conforms except that the corner sign is outside of the sign criteria. A total of 3 wall signs are proposed, 1 on the north wall, 1 on the west wall, and 1 above the entrance canopy. The sign criteria for Deerfield Village Centre allows sign letters to be a maximum of 24 inches in height and a maximum length of 80% of the store frontage. The petitioners have indicated that the north wall sign will be approximately 24 inches in height and 26 feet 10 inches in length (53.66 s.f. in area) and contain the text "Massage Heights body+face" with a logo. The proposed west wall sign will be approximately 24 inches in height and 6 feet, 11 inches in length (13.83 s.f. in area) and contain the same text and logo. Both the north and the west wall signage comply with the Deerfield Village Centre sign criteria and Zoning Ordinance.

The petitioner is requesting a 24-inch high by 10 feet long (10 s.f. in area) wall sign on the metal panel above the entrance canopy on the corner of the building, facing the intersection at Waukegan Road. The wall sign will contain the wording "Massage Heights body+face" with a logo. A tenant sign is allowed by the sign criteria to be mounted at the face of the steel canopy above the front door facing the intersection at Waukegan Road. The wall (front) signage is restricted to a maximum height of 24 inches and 10 feet in length. This wall sign will need an exception to the sign criteria for this shopping center for its placement on the panel above the entrance canopy (instead of placement/mounted at the face of the steel canopy) and this wall sign is above the roof deck by 8 inches, but the Appearance Review Commission can grant a variance above the roof deck by up to 3 feet.

Window Signage

The window signage regulations apply to commercial zoned properties. The window signage regulations indicate that permanent and temporary signage in a window sign cannot be more than 20 percent of the area of the window. The north wall of the building has a lot of windows, and these windows are proposed to be opaqued (so someone cannot see into the spaces) as there will be massages taking place right behind these windows and there is a sidewalk right outside these windows. Practically, a blind or shade over the window probably would not work as clients will want to ensure their privacy during the massage that a blind or shade could not provide. The petitioner's material indicate that they are planning to opaque the north windows with signage and art.

The Village's window sign regulations require that in order to opaque an entire window, the Appearance Review Commission (ARC) must approve that request. Also, the Board of Zoning Appeals (BZA) must approve a sign modification for the window signage if over 20% of the area of the window is a commercial sign (anything that relates to the business in any way is considered to be a commercial window sign). If the petitioners redesign the windows they will avoid the sign variation with the BZA for having over 20% of the area of the window in commercial signage. No BZA public hearing is scheduled for beyond 20% commercial coverage as the petitioners will hopefully comply with the window sign regulations.

The petitioners have provided several options in their materials regarding proposed window signage. There are 3 windows on the north wall of the building that are proposed to be opaqued – according to the Village’s window sign ordinance, a window is an area of glass that includes the mullions and is located between the structural members, in this case the structural members are the brick columns of the building.

The first window graphic option in the petitioner’s packet has 2 of the 3 windows that need a sign modification to the window signage regulations (sign modifications for window signage is considered by the BZA, not the Plan Commission). The easternmost window is yoga and is considered art. The middle window is product and needs a sign modification. The westernmost window is a picture of a massage and the name of the business and needs a sign modification.

The second window option in the packet has 2 windows as art (nature shot with flowers and sunset) and the other window is the picture of a massage and name of the business requiring a sign modification.

The third window option has all 3 windows as commercial signage needing a sign modification for all 3 windows. The 2 windows with the white background feature product related to a massage, and the other window is a picture of a massage and name of the business requiring sign modifications.

The fourth option has 1 commercial window, which is a picture of a massage along with the name of the business requiring a sign modification. The other 2 windows are non-commercial with a picture of flowers.

The fifth option has all 3 windows as commercial signage needed a sign modification for all 3 windows. The 2 windows with the black stones feature product related to a massage, and the other window is a picture of a massage and the name of the business requiring sign modifications.

The Plan Commission provided their opinion regarding the proposed window options as part of the Special Use (see the Conclusions section below), but the actual opaquing of the windows is in the purview of the ARC according to the window sign ordinance. Also, any window sign modifications needed are in the purview of the BZA according to the window sign ordinance. Attached is the window signage ordinance, see page 5 for ARC opaque of window and BZA granting window sign modifications. At the February 26 ARC preliminary meeting, the petitioners indicated that they were amenable to working within the Village’s window sign ordinance, and they were going back to their corporate people to discuss the new window design. The petitioners were looking at a new design of the windows with a beige finished wall behind the windows that would create a beige backdrop. There would be some space/depth behind the windows for the new beige wall/backdrop. They were also proposing white logos on the glass. The petitioners will return to the ARC for final approval of their window graphics if the massage establishment use is approved by the Board.

CONCLUSIONS

Compatible with Existing Development

The Plan Commission believes that the proposed massage establishment will be compatible with existing development and should not impede the orderly development and improvement of surrounding properties. The Plan Commission believes that the use will bring people into the Village Center by offering a service that is desired in today's marketplace. The Plan Commission believes the massage establishment will be compatible with the existing development in the area. They believe the proposed Massage Heights will not have an adverse impact on surrounding properties. The Plan Commission did express concern regarding the proposed window signage options that were presented as being too overwhelming in their visual impact, and recommends that the windows opaque be revised to be simple, elegant, and tasteful. The Plan Commission observed that the north wall of the building has 3 large sets of windows and the displays/visuals in these windows will have a big visual impact on the Village Center. The Plan Commission would be in favor of a frosted glass on the windows, and further recommends that if Massage Heights wants to use commercial window signage that they should stay within the window sign ordinance and not occupy more than 20% of the area of the window with commercial signage instead of a full window of commercial signage. As mentioned on page 6, at the February 26 Preliminary ARC meeting, the petitioners indicated they were redesigning the windows with a beige backdrop and a logo on the windows.

Lot of Sufficient Size

The Plan Commission believes the subject property is of sufficient size for the proposed use. The Plan Commission believes the property is suitable for the proposed use and will not create a negative impact on surrounding properties.

Traffic

The Plan Commission believes that the proposed use should not create traffic problems on the subject property and should not have an adverse impact on surrounding properties. They believe the traffic generated by the proposed use will not have an adverse impact on traffic in the area. The shopping center generates a lot of in and out traffic and the Plan Commission believes that the traffic in the area should not be adversely impacted by the proposed Massage Heights business. No changes will be made to the parking lot layout for the proposed massage establishment.

Parking and Access

The Plan Commission reviewed the petitioner's parking study and believes that parking will be adequate for the proposed use and they believe the proposed business should not create a major parking shortage in the area. There will be times when there will be a heavy parking demand with the proposed Massage Heights, but the Plan Commission believes the parking can work. The Plan Commission realizes that parking is tight in this development at times, and this has been the parking situation in this development since its inception. Parking in the north lot of this shopping center is currently tight and gets full at times where Chipotles,

Bobby's, Seta, and other businesses are located. The Deerfield Centre development was approved with the shared parking concept - there are a mix of uses in this development and the amount of parking demand will vary throughout the day because the different uses have different peak parking times. The petitioner's parking study they conducted for the proposed Massage Heights indicates that adequate parking will be available on the subject property for the proposed business. The petitioner has indicated at the public hearing that there will be times when the parking lot will get very full, as there is an overlap when customers are coming in and other customers are leaving Massage Heights that would result in 40 parking spaces being used at the peak time during the weekend peak. The Plan Commission believes that the south end of the parking lot will be very busy, but the parking will work for this use. One of the commissioners questioned if there were any spaces in the apartments parking garage where customers of Massage Heights might be able to park, and suggested they check into this. The main parking demands toward the south end of the property will be the proposed massage establishment, the bike shop, and the bank.

The existing access points to this development will not be changed for the proposed massage establishment.

Effect on Neighborhood

The Plan Commission believes the proposed use should not be significantly or materially detrimental to the health, safety, or welfare of the public or injurious to the other property or improvements in the neighborhood nor should it diminish or impair property values in the surrounding area. The Plan Commission believes the proposed use will not have an adverse impact on surrounding properties. The Plan Commission believes that the proposed massage establishment is an appropriate use for this vacant space and will bring people into the Village Center. As mentioned under the compatibility section, the Plan Commission would like to see the window signage revised to a simple and clean design.

Adequate Facilities

Adequate facilities (utilities, access roads) will be provided on the subject property.

Adequate Buffering

The Plan Commission believes that the existing buffering on the subject property is adequate.

Not Injurious to the Character of the C-1 Village Center District as a Retail Center

The Plan Commission believes the proposed massage establishment should not be injurious to the character of the C-1 Village Center District as retail center. The Plan Commission believes the use fits in this location at the south end of this development and will be service use available to residents. This use for a non-retail use for many years, prior to the mattress store use, when it was used for Blockbuster Video.

RECOMMENDATION

Accordingly, it is the recommendation of the Plan Commission that Massage Height's request for approval of a Class A Special Use for a proposed massage establishment to be located at 711 Waukegan Road, be approved with the exception of the window signage options presented to the Plan Commission.

Ayes: Bromberg, Jacoby, Goldstone, Silva, Berg (5)

Nays: None (0)

Accordingly, it is also the recommendation of the Plan Commission that the window signage for the massage establishment be kept clean and simple with the preference for a frosted window design, but if commercial window signage is to be used, it come into compliance with the ordinance of no more than 20% window coverage for commercial signage.

Ayes: Bromberg, Jacoby, Goldstone, Silva, Berg (5)

Nays: None (0)

Respectfully submitted,
Larry Berg, Chairman
Deerfield Plan Commission

(2) Public Hearing: Request for Approval for a Class A Special Use for a Proposed Massage Establishment to be Located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

Chairman Berg asked for proof of publication from the Petitioners. Mr. Ryckaert reported that the legal notice was published in the Deerfield Review on February 1, 2018. The petitioner reported that certified mailing receipts were left at his office. Chairman Berg asked that they be provided to the Village by Monday.

The petitioner Eric Carlson of ECA Architects in Geneva addressed the Commission. He stated that he is accompanied by Carole Holland, Manager for Massage Heights. Mr. Carlson stated that Massage Heights is a therapeutic massage center that provides various services to clients to help relax and de-stress including massage and facials. He displayed the site plan and stated that the site is located in a shopping center, but it is a standalone building that was formerly a bedding store and is next door to a bicycle shop. He added that the center has shared parking throughout and they have completed a parking study with Walker Consultants analyzing the current parking availability based on the projected needs for this business.

Mr. Carlson showed the floor plan stating that there are 16 private massage rooms and they plan to have 16 certified massage therapists working at a time. There will be an additional four staff members at the front during peak times. Mr. Carlson reported that the completed parking study assesses parking with a projected demand of 24 spaces. However, during peak times, they expect to require more than 24 spaces. With customers and staff, they expect to need 40 or more spaces during peak times. Peak times are expected to be 10 A.M. to 2 P.M. and 7 P.M. to 9 P.M. weekdays and on weekends during business hours. Hours will be 8 A.M. to 10 P.M. Monday through Friday, 8 A.M. to 8 P.M. on Saturdays and 9 A.M. to 5 P.M. on Sundays.

Mr. Carlson provided an overview of signage and window plans. He reported that they plan to comply with signage height and size requirements. At the Prefiling Conference, there was discussion regarding possible window graphics as the north side of the space will have private massage rooms and the windows to the street need to be blacked out for privacy. Mr. Carlson showed images of the Naperville Massage Heights location's window graphics but added that they do not comply with what Deerfield requires. He then showed some possible options of window graphics that they were given from Massage Heights corporate that they feel are not business signage. Mr. Carlson reported that they are going before the Appearance Review Commission on February 26 and are prepared to discuss options further at that meeting. Commissioner Jacoby asked if the window graphics will block all light. Mr. Carlson responded that yes, they will be entirely opaque. Mr. Carlson showed the door signage graphics which will list business hours.

Regarding parking, Mr. Carlson stated that they anticipate having available the parking area directly behind the building and the area across the lot behind the bank. Mr. Carlson reported that as they looked at parking demand and compared numbers to the Naperville store, they anticipate requiring more parking than what the parking study projected.

Ms. Holland added that she has driven by the site several times recently and has observed that the lot is often over half full even though the proposed site is currently a vacant building. She stated that this is a huge concern because parking is already a huge challenge at the Naperville location and it can be a deterrent to customers. Mr. Carlson commented that the Plan Commission knows the area best and that as petitioners they want to make sure their proposed

use is right for this site. He added that they feel that peak time parking demand will be more than what the Walker Consulting study projected.

Commissioner Bromberg confirmed that the petitioners have seen the parking lot behind the site half full and added that the previous use of a mattress store generated little parking demand compared to this use. Commissioner Bromberg commented that the petitioners raise a valid point, but it is a decision that they (the petitioner) will need to make as business operators.

Mr. Carlson reported that there are 52 parking spaces behind the site and that on an average basis this will likely be sufficient but during peak times it could be challenging.

Commissioners Bromberg and Jacoby suggested that if their employees are required to park further away this could help their situation.

Commissioner Goldstone commented that the petitioners bring up a valid point and it is a concern to her. She added that the bank's parking is currently being used for restaurant parking when the bank is closed.

Mr. Ryckaert stated that like most PUDs, this PUD has shared parking where the various uses in the development are busier at different times of the day. For example, the office use has a heavy demand during the weekdays, but not in the late evenings or weekends. The traffic study indicates there is adequate parking available on the weekdays and weekends, but the applicant is now indicating there will be more parking demand than the study showed as there is overlap when clients are coming and going for appointments. Mr. Ryckaert asked if they can space out their appointments to alleviate parking concerns. Ms. Holland replied that it would be too costly to space out appointments.

Mr. Nakahara asked if these concerns have been raised to their parking consultant who completed the study. Mr. Carlson stated that the consultant completed the study based on standards that the Urban Land Institute uses, and the consultant is fairly comfortable with the numbers and assessment. Mr. Carlson stated that study determines that there is a comfortable surplus of parking even with a weekend peak of 40 spaces required however the consultant admitted that their study was done in a limited amount of time and it is not a large window.

Mr. Carlson stated that although they want to open this business at this location, they do not want to be a nuisance to the community. He added that the Plan Commission knows the area better than a traffic study and they are open to the Commission's feedback on parking.

Commissioner Bromberg commented that he does not have much experience in this lot and that as a Plan Commissioner he forms an opinion based on the parking study and other materials provided by the petitioners. Chairman Berg informed the petitioners that it is a business decision that they will have to make.

Chairman Berg commented that regarding the window coverings, the Petitioners chose a challenging location. There are three sets of windows, each with a separate awning, and several of the options suggested are clearly advertisements which are not allowed to cover more than 20% of the windows. Chairman Berg suggested that the petitioners consider flipping the floor plan so that rooms are on the interior and a hallway can be along the windows so that they do not have to be covered and they can eliminate the problem of covering windows with an advertisement.

Ms. Holland replied that the designs came from Massage Heights corporate offices and they did not have any say in its layout. Mr. Carlson commented that he can look at floor plan options. Chairman Berg reiterated that he anticipates the ARC will have issues with the window coverings too.

Commissioner Silva suggested that they consider an alternative to window graphics such as frosted glass.

Commissioner Bromberg commented that the biggest concern he had with the petitioners plans was the window signs, but he now has the added concern of parking as well.

Chairman Berg reiterated that commercial advertisements cannot cover more than 20% of windows. Mr. Carlson stated that they are comfortable to work with the ARC further on this matter and that they may consider frosted glass or another alternative.

Commissioner Jacoby asked the petitioners to explain the wall signage plans. Mr. Carlson reported that signs will be in the same locations as the previous use except for the front elevation where it has been slightly moved for better visibility. All signage will be in compliance with height and size requirements. Mr. Ryckaert stated that the wall sign over the door is outside of the sign criteria for this PUD.

Commissioner Jacoby asked if they will have an entrance for the public in the back. Mr. Carlson replied that the back entrance will be for employees and the public will use the front entrance.

Commissioner Bromberg asked the petitioners if they are asking for Plan Commission approval or if they are reconsidering their plans. Chairman Berg informed the petitioners that they can request a continuance on this matter. Mr. Holland stated that they are asking for guidance from the Commission regarding parking. She added that if parking is going to be a major issue they do not want to make a bad decision for their business as well as the community. Ms. Holland stated that they are looking to move forward with a recommendation to carry forward to the Village Board.

Commissioner Bromberg commented that employees of other businesses may be parking at the site.

Commissioner Jacoby commented that the Village cannot say whether a business will be successful or not. She added that if a parking consultant's report indicates that parking will be adequate for a given use, the Plan Commission weighs that heavily when voting on a petition.

Commissioner Goldstone commented that she frequents this center and she is concerned because parking in this lot is already half full most of the time with a vacant building because it is used as overflow parking for neighboring restaurants. She added that she thinks the entrance being in the front is a far distance from parking in the back. She suggested that if an entrance in the back can be provided for customers, that would be better.

Commissioner Silva suggested that the petitioners talk to the neighboring apartment building and see if there is an opportunity for extra parking there. Commissioner Silva suggested that if the petitioners are not confident with the parking study they should go back to the traffic engineer and get more information.

Chairman Berg asked the petitioners if they would like more time to reassess their plans or if they would like the Commission to proceed with a vote. Mr. Carlson responded that they would like to proceed.

Mr. Ryckaert reported that the Plan Commission's input regarding the windows should be taken into consideration as part of the Special Use and this input will be provided to the ARC.

Chairman Berg commented that proposed images are advertisements and he is not in favor of the window graphics.

Commissioner Bromberg commented that he agrees that simple frosted window would be better than the graphics.

Commissioner Jacoby asked for clarification on the window sign regulations. Mr. Ryckaert reported that the Ordinance states that if windows will be made opaque, then ARC approval is required, and additionally a variation is required (by the BZA) for any window coverage of more than 20%. At this time, staff is asking the Plan Commission to weigh in on this window issue as a part of the Special Use.

Commissioner Bromberg commented that he is not in favor of varying from the 20% requirement so significantly.

There were no comments from the public on this matter.

Chairman Berg asked for a motion to close the Public Hearing. He stated that the Plan Commission will now meet in an open workshop setting to consider their recommendation on this matter. He stated that a written recommendation will be made to the Village Board who will make the final binding decision on this matter. Commissioner Jacoby moved, seconded by Commissioner Bromberg to close the Public Hearing. Said motion passed with the following vote:

Ayes: Bromberg, Jacoby, Goldstone, Silva, Berg (5)
Nays: None (0)

~~(3) **Public Hearing: Request for an Amendment to a Special Use to Allow Renovations to Tennaqua Swim and Racquet Club (Tennaqua Inc.)**~~

~~Chairman Berg asked for proof of publication from the petitioners. Mr. Ryckaert reported that the legal notice was published in the Deerfield Review on February 1, 2018 and the petitioners provided certified mailing receipts.~~

~~Nick Alex addressed the Commission and stated that he is the Board President of Tennaqua Club and is also a long-time resident of the Village. He stated that Tennaqua has been in the community since 1958 and they are here to talk about their assets and the need to reinvest. Mr. Alex stated that the Club is at a bit of a crossroads as the pool, clubhouse, and most tennis courts are original to the 1958 opening of the Club. Membership is at about 200 families, the vast majority of which are Deerfield residents. The Club's membership is stepping up to raise the capital necessary to complete renovations to the Club.~~

**PLAN COMMISSION
VILLAGE OF DEERFIELD
Minutes**

The Plan Commission of the Village of Deerfield called to order a Workshop Meeting on February 22, 2018 at the Village Hall, 850 Waukegan Road, Deerfield, Illinois.

Present were: Larry Berg, Chairman
Al Bromberg
Elaine Jacoby
Jennifer Goldstone
Justin Silva

Absent were: Sean Forrest
Stuart Shayman

Also present: Jeff Ryckaert, Principal Planner
Daniel Nakahara, Planner

WORKSHOP MEETING

~~(1a) **Discussion of Caterpillar Ground Sign**~~

~~All Commissioners commented that they are in favor of the proposal. All agreed the proposed ground sign is an attractive, first class sign.~~

~~Commissioner Bromberg asked about the exceptions for the sign. Mr. Ryckaert replied that exceptions are for height, area, sign width and location of the sign.~~

~~Commissioner Bromberg moved to approve an amendment to a sign plan to allow a new ground sign for Caterpillar Global Headquarters. The motion was seconded by Commissioner Jacoby. The motion passed with the following roll call vote:~~

~~Ayes: Bromberg, Goldstone, Jacoby, Silva, Berg (5)
Nays: None (0)~~

~~This matter will go before the Village Board on March 19, 2018.~~

(2a) Discussion on Massage Heights Special Use

Commissioner Jacoby commented that she is fine with parking based on what the petitioners presented and that she agrees that they cannot have more than 20% commercial advertising covering the windows.

Commissioner Bromberg commented that he agrees with the suggestion to change the floor layout to not have to cover the windows and that he has no issue with use of the space as a massage establishment.

Commissioner Goldstone agreed that she has no issue with the use but stated that she has concerns about parking and the windows.

Commissioner Silva commented that he is fine with the use and that his preference is clean, simple windows without graphics. Commissioner Goldstone agreed. Commissioner Silva suggested that the petitioners ask their parking consultant for more information if they are concerned about their parking situation.

Chairman Berg stated that this building is a major focal point in the downtown district and that he does not want to do anything to damage that appearance. He added that some options shown are not compliant and it would be a mistake if the window coverings were permitted. He commented that if the Commission votes in favor of the establishment, he would like to add to the recommendation that windows are not to be billboards and must be done tastefully.

Commissioner Jacoby moved to approval a Class A Special Use for a proposed massage establishment to be located at 711 Waukegan Road. The motion was seconded by Commissioner Bromberg. The motion passed with the following roll call:

Ayes: Bromberg, Goldstone, Jacoby, Silva, Berg (5)
Nays: None (0)

Commissioner Jacoby moved to approve signage for the massage establishment that is in compliance with the ordinance of no more than 20% window covering and to be kept clean and simple without graphics. The motion was seconded by Commissioner Goldstone. The motion passed with the following roll call:

Ayes: Bromberg, Jacoby, Goldstone, Silva, Berg (5)
Nays: None (0)

This matter will go before the Village Board on March 19, 2018.

(3a) Discussion of Tennaqua Master Plan Special Use

Commissioner Bromberg commented that the neighbors brought up issues he was not anticipating. He added that is happy they shortened the timeframe and added some specificity to the plan. He thinks the main issue is the hours of paddle play. He asked Village staff to find out if there were hours of play specified when Briarwood's paddle courts were approved.

Commissioner Goldstone commented that she is also happy with the shorter timeframe at the end of which approvals expire and that she agrees that there needs to be parameters on hours of paddle play.

Commissioner Jacoby agreed and added that she would like for play to end at 10 P.M. every night. She encouraged the neighbors in attendance to call Tennaqua and the Village to report noise complaints late at night. Commissioner Jacoby also asked if lights added can have a design with blinders on the sides. Mr. Mosser replied that they have not selected a specific type of light fixture yet as this will be done a few years, but they will look into lighting facing straight down or with blinders.

Commissioner Jacoby suggested that paddle leagues that begin at 7 P.M. on weekdays could begin at 6 P.M. instead so they can end earlier.

presented to the Corporate 500 owners and all were in agreement that they approve of the design.

Mr. Nieu Kirk reviewed the landscaping plan around the sign. He stated that they are planning simple, low plants and prairie grass around the sign to keep it visible.

Mr. Nieu Kirk also pointed out that the width of the sign is greater than the height due to the length of the Caterpillar name. He indicated the corporate branding department determines the letter sizing and spacing.

Mr. Nieu Kirk then showed an alternate sign currently being reviewed at Caterpillar that may come to fruition. The alternate sign has the added text "Global Headquarters".

Commissioner Goldstone commented that she likes the Caterpillar sign but does not think the leasing sign looks good. Ms. Hansen stated that it is a typical broker branded temporary leasing sign and that ideally it will go away when all space is leased. She added that it will not obstruct the Caterpillar sign.

Commissioner Bromberg commented in support of the Caterpillar sign.

Chairman Berg asked the petitioners to inform Village staff of which sign version they decide on.

Mr. Ryckaert reported that the Public Hearing on this matter will be February 22, 2018.

(4) Prefiling Conference for Class A Special Use for a Proposed Massage Establishment to be located at 711 Waukegan Road (Massage Heights and Deerfield Village Centre)

Petitioner Eric Carlson of ECA Architects in Geneva addressed the Commission. He stated that on behalf of franchisee Carole Holland, they are requesting a Special Use Permit for a massage establishment. Massage Heights is a nationally recognized massage establishment with 150 locations across the U.S. and adding 25 more this year. The proposed location is in the building at the corner of Waukegan Road and Deerfield Road next to the bicycle shop, which is all part of a larger development with shared parking.

Mr. Carlson reported that will be taking over a former Mattress Firm store. He stated that there is shared parking for the building with about 35 to 40 spaces located behind and adjacent to the store that would be the primary parking for their customers. Chairman Berg asked if the parking is shared with the neighboring bank. Mr. Ryckaert replied that parking in the Deerfield Centre development is shared with some designated spaces. Mr. Carlson showed a map highlighting some parking that is designated as bank parking and some spaces that are designated for an office building in the back of the development with the rest being open shared parking.

Mr. Carlson reviewed the interior floor plan layout with a reception area and about 15 private massage rooms for individuals and couples' massages. The establishment will hire 20 to 25 state licensed professional massage therapists.

Mr. Carlson stated that the petitioners are also seeking approval on signage and will go before the ARC soon. He commented that their signage plans are different than previous businesses at this location. They hope to get better visibility from traffic with a sign set back on a wall panel

rather than a sign on the corner canopy. They will comply with all required sign elevations and roof deck requirements. One additional change to the exterior of the building will be adding opaque glass to the windows for privacy, which will be reviewed for the ARC. Mr. Carlson showed an image of the planned signs as viewed from the parking lot. Commissioner Bromberg confirmed that the awnings shown currently exist.

Franchisee Carole Holland addressed the Commission stating that she currently operates a Massage Heights in Naperville. At this store they applied blackout paint to the windows and then covered them with a mesh mural, which created privacy and helped beautify the windows. Mr. Carlson added that there will be a logo and store hours on the entry doors in small graphics.

Natalie Kubik of Walker Parking Consultants stated that they completed a shared parking study. She showed the shared parking map and pointed out the spaces designated for the bank and for the office building with the rest being shared. The development has an 87 percent drive ratio, which means that 87 percent of patrons drive there. This also accounts for those who drive and visit multiple places at one time. Ms. Kubik stated that normally they review the ratio of cars per square foot but this development peaks at different times with the multiple uses. Some uses may be taking up no parking while others are in full swing. They projected that Massage Height's peak time will be 12:00 P.M. during the week. At this time there are typically 217 parking spaces in use in Deerfield Centre with a surplus of 39, which is adequate.

Chairman Berg asked if any parking is designated for employee parking for Massage Heights. Ms. Kubik replied that none is specifically designated as employee parking and this is not recommended as it can hinder other parking. She stated that they believe that customers will park adjacent to the building and behind the building where there are plenty of spaces. Mr. Carlson added that employees will be asked to park further from the entrance to leave closer spaces open for customers.

Ms. Holland provided an overview of the business. She stated that they offer custom therapeutic massages and aim for quality and not quantity. Massages are customized for the needs of the client and clients are not charged extra for deep tissue, maternity or other special needs. She stated that all hired massage therapists will be licensed by the State of Illinois and required to complete continued education to maintain their licensure.

Ms. Holland reported that they do not service minors under the age of 11 and from the age of 11 to 16, a parent must be present in the room the entire time and the therapist must be of the same gender as the client. Over the age of 16, a parent can choose to sit in the room or sign a release.

Ms. Holland stated that their business mission is to serve customers. She has 350 members at her Naperville location with all five-star reviews online. She added that they also hire licensed aestheticians for facials and sell a small retail product line consisting of oils, body butters and bath salts.

Commissioner Bromberg asked if the size of this location is consistent with other Massage Heights locations. Ms. Holland replied that this location is larger than their Naperville location and they will have more space in each private room.

Ms. Holland shared that the business offers memberships but is open to the public at all times and a customer's first session is at member pricing. After this they can chose to purchase a membership at one of the three levels of membership with competitive pricing.

Chairman Berg asked staff if Deerfield has any specific regulations on massage businesses. Village Attorney Matthew Rose stated that Deerfield does not have any specific regulations, which means they default to the State of Illinois regulations, which requires professional licensing to be renewed annually. Ms. Holland added that she also completes annual background checks on employees and purchases additional insurance for protection for all parties involved.

Mr. Nakahara asked Ms. Holland to clarify what the bar counter shown in the plans is used for. Ms. Holland replied that it is used for customer service and clarified that no alcohol will be served at any time.

Chairman Berg commented that this building is a focal point in downtown Deerfield and he is unsure how the opaque windows will look. Ms. Holland reported that Naperville was pleasantly surprised with the outcome of the opaque window murals in place there. She added that she will show specific plans for the windows at the Public Hearing. Commissioner Bromberg suggested they also review the window plans in detail with the ARC.

Mr. Ryckaert asked if the window murals will be non-commercial in nature as this would make it exempt from Village regulations. Ms. Holland replied that they will adapt the murals to be within Village requirements.

Mr. Rose asked what percent of income is generated from retail product sales. Ms. Holland replied that it is around five percent.

Chairman Berg asked about the hours of operation. Ms. Holland shared that hours will be 8:00 A.M. to 10:00 P.M. Monday through Friday, 8:00 A.M. to 8:00 P.M. on Saturdays and 9:00 A.M. to 9:00 P.M. on Sundays.

Mr. Ryckaert asked Chairman Berg if he is suggesting that the Village have its own regulations on massage establishments in addition to state regulations. Mr. Rose stated that the Village could not require less than what the State requires but they could add more regulations, which would be laid out in its own section in the Municipal Code.

Ms. Holland added that she requires all massage therapists to have their own liability coverage and in turn, Massage Heights requires customers to sign a clause protecting the therapists.

Chairman Berg reminded the petitioners to finalize plans for the windows and show examples at other locations for the ARC and at the Public Hearing.

Mr. Ryckaert reported that the Public Hearing for this matter will be on February 22, 2018.

Document Approval

The Commission approved the minutes from the December 14, 2017 meeting.

Comments from Staff

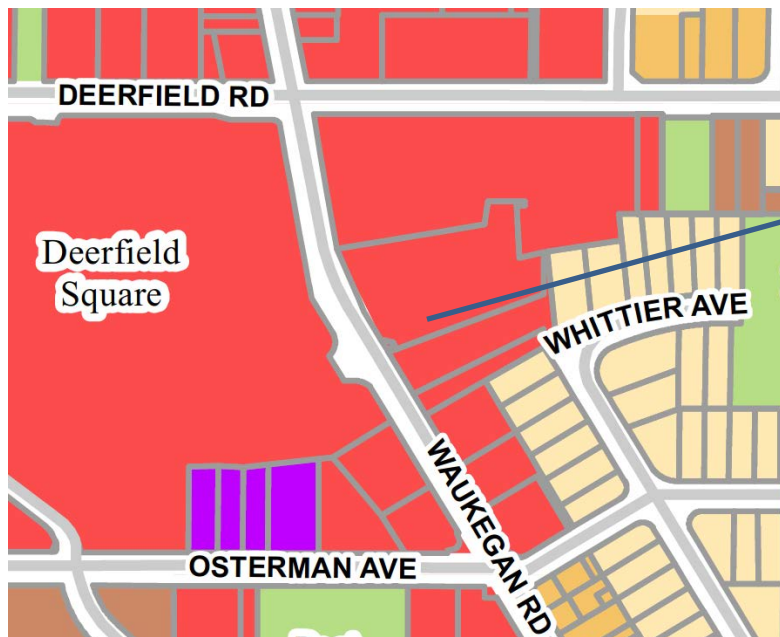
Mr. Ryckaert reviewed items for upcoming Plan Commission meetings.











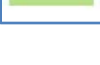
Adjournment

There being no further discussion, Commissioner Silva moved, seconded by Commissioner Bromberg to adjourn the Workshop Meeting at 9:52 P.M. Said motion passed with a unanimous voice vote.

Respectfully Submitted,
Laura Boll

Village of Deerfield 2018 Zoning Ordinance Map

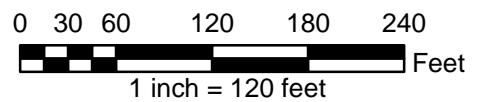


	R-1	SINGLE FAMILY DISTRICT ONE FAMILY DWELLINGS AND ACCESSORY USES
	R-2	SINGLE FAMILY DISTRICT SAME AS R1
	R-3	SINGLE FAMILY DISTRICT SAME AS R1
	R-4	SINGLE & TWO FAMILY ONE FAMILY & TWO FAMILY DWELLINGS & ACCESSORY USES
	R-5	GENERAL RESIDENCE ONE FAMILY & TWO FAMILY DWELLINGS & ACCESSORY USES
	C-1	VILLAGE CENTER
	C-2	OUTLYING COMMERICAL
	C-3	LIMITED COMMERICAL OFFICE
	I-1	OFFICE, RESEARCH, RESTRICTED INDUSTRY
	I-2	LIMITED INDUSTRIAL
	P-1	PUBLIC LANDS SCHOOLS, PARKS, PUBLIC BUILDINGS & CEMETERIES

Deerfield Village Centre



Subject Property



**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. 0-07-26

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF
THE VILLAGE OF DEERFIELD TO REGULATE WINDOW
SIGNS IN THE C-1 VILLAGE CENTER DISTRICT AND
THE C-2 OUTLYING COMMERCIAL DISTRICT**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

2nd day of July, 2007.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
2nd day of July, 2007.**

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. 0-07-26

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF
THE VILLAGE OF DEERFIELD TO REGULATE WINDOW
SIGNS IN THE C-1 VILLAGE CENTER DISTRICT AND
THE C-2 OUTLYING COMMERCIAL DISTRICT**

WHEREAS, the Deerfield Window Signage Committee (the “Committee”) was formed by the corporate authorities of the Village of Deerfield to address the issue of both permanent and temporary window signage in the C-1 and C-2 commercial zoning districts including the effect of window signage on aesthetic values in the C-1 and C-2 zoning districts, on merchant advertising programs, on store window merchandising, on public communication and on security concerns; and,

WHEREAS, the Committee has recommended to the Plan Commission of the Village of Deerfield that certain window sign regulations be adopted as text amendments to the Zoning Ordinance of the Village of Deerfield in the C-1 Village Center District and C-2 Outlying Commercial District; and,

WHEREAS, the Plan Commission of the Village of Deerfield held a public hearing on September 14, 2006 pursuant to public notice to consider the proposed text amendments, said hearing and notice conforming in all respects, in both manner and form, with the requirements of the statutes of the State of Illinois and the Zoning Ordinance of the Village of Deerfield, as amended; and,

WHEREAS, the Plan Commission has submitted its report recommending approval of certain temporary and permanent window signage regulations; and,

WHEREAS, the President and Board of Trustees of the Village of Deerfield have considered the report and recommendation of the Plan Commission and the report and recommendation of the Deerfield Window Signage Committee and have determined that the public health, safety, comfort and welfare of the Village will be served by amending the Zoning Ordinance of the Village of Deerfield to adopt certain regulations as provided herein governing permanent and temporary window signage in the C-1 Village Center District and the C-2 Outlying Commercial District;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: That Article 9.02-B, Commercial District, of Article 9, Signs, of the Zoning Ordinance of the Village of Deerfield, as amended, be and the same is hereby further amended to add the following as Paragraph 13 thereof:

9.02-B Commercial Districts

* * * * *

13. Window Signage in the C-1 Village Center District and C-2 Outlying Commercial District.

- a. Window Coverage: In the C-1 Village Center District and the C-2 Outlying Commercial District, a maximum of 20% of a window area may be used for temporary and/or permanent window signs, but not to exceed fifty (50) square feet per window area. (See Appendix II for illustration of window and signage measurements explained)
- b. Exceptions to Window Coverage Limit: The following exceptions are permitted to exceed the 20% maximum coverage of a window area:
 - (1) Permanent Signs, subject to the following regulations:
 - (i) Open/Closed Sign: a maximum of two (2) square feet is allowed. One (1) sign per street elevation is allowed. Internal illumination, including exposed neon, is allowed.

- (ii) Informational Sign: a maximum of two (2) square feet on or adjacent to an entrance door shall be allowed for posting the following information: days and hours of operations, building or tenant address, phone numbers, accepted credit cards.
- (2) Temporary Window Signs: An additional 10% of window area coverage is allowed for the following temporary signs, provided that in no circumstance may a total of more 30% of a window area be covered with signage:
 - (i) Deerfield Community Events: A sign for a Deerfield community event held within the Village of Deerfield or to benefit a public or quasi-public organization within the Village of Deerfield may be displayed once per street elevation for a maximum of thirty (30) days prior to the event, and shall be removed within seven (7) days following said event.
 - (ii) Political Election Signs: Political elections signs may be displayed once per street elevation for a maximum of thirty (30) days prior to the election to which such signs are applicable, and shall be removed within seven (7) days following such election.
- c. Permanent Window Signs, subject to the following regulations:
 - (1) Such sign(s) shall be either permanently affixed to the window, such as gold leaf and decal application, or hung, mounted or displayed a minimum of one inch away from the glass within the interior of a structure
 - (2) No such sign shall be displayed more than once per elevation (north, south, east, west). In special cases, a request to allow redundancy may be granted through the Appearance Review Commission – Certificate of Approval required.
 - (3) All such signs are allowed to be indirectly illuminated with the light source concealed from public view.
 - (4) 40% of the 20% allowable window coverage (8% of window area) may be internally illuminated, including exposed neon, but not to exceed a maximum of 20 square feet per window area.

- (5) All electric signs shall utilize UL approved electric elements and shall be subject to the National Electrical Code and a permit from the Village's electrical inspector.

d. Temporary Window Signs, subject to the following regulations:

- (1) No such sign, other than a leasing or "for rent" sign, shall be displayed for more than thirty (30) days.
- (2) The first day on which such a sign is displayed shall be printed, inscribed or otherwise permanently marked upon the lower, right corner of the sign in print that can be read through the window from the adjacent public way or sidewalk. It is unlawful to display any such sign without such inscription.
- (3) No such sign shall be displayed more than once per elevation (north, south, east, west).
- (4) No such sign may be illuminated.
- (5) No such sign shall be placed in any manner to the glass surface of the exterior of a structure.
- (6) Signs should be placed between window mullions and should not cross over mullions.
- (7) The method of displaying a temporary sign by taping it to the glass is highly discouraged. The recommended method would be to hang or mount it away from the glass.
- (8) Holiday decorations are exempt from these regulations as provided in Article 9.01-A,3.

e. Second Floor Windows, subject to the following regulations:

- (1) Window signage is prohibited in the C-1 (Village Center) District in second floor windows and other window areas that are predominantly above the eye level of passersby.
- (2) In the C-2 (Outlying Commercial) District, a second floor retail business, if not occupying any first floor space, may install one window identification sign above the first floor if no other exterior sign has been granted for this use or tenancy, and provided further that the sign shall not cover more than

15% of the window area (section or bay) and shall not be internally illuminated.

f. Window Business Sign, subject to the following regulations:

- (1) Instead of a Business Wall Sign attached to a building's exterior, a business may apply to the Department of Building and Zoning for a Window Business Sign (company name) permit, in which case a greater percentage of window coverage may be allowed than under the 20% window coverage regulation. The same regulations and procedures as for approval of a Commercial Business Wall Sign shall apply, including ARC review and approval.

g. Opaque Windows, subject to the following regulations:

- (1) It may be necessary to cover an entire window due to unsightly views such as storage rooms. In this case, the window shall be considered to be part of the wall of the building and shall be regulated as such by the Appearance Code, including ARC review and approval.
- (2) Boxes and supplies stacked against a window will not be considered a window display and the items must be relocated or the window covered.

h. Modifications.

- (1) Unusual conditions may require modification of the window signage requirements pursuant to Article 13.08. In addition to a public hearing with the Board of Zoning Appeals, an application to and hearing before the Appearance Review Commission will be required in order to have the Board of Trustees consider a modification to the window signage regulations.
- (2) Any modification to the illumination requirements for window signs may not be accompanied by a modification to other window sign regulations.
- (3) An order of the Board of Trustees approving a modification shall expire on removal, replacement or material alteration of such sign.

i. Non-conforming Signs.

- (1) After the effective date of this ordinance, temporary window signs may not be installed or maintained except as provided in this Paragraph 13.
- (2) To ease the economic impact of this Paragraph 13 on businesses with investments in permanent window signs in existence on the effective date of this ordinance, non-conforming permanent window signs may be continued in use until July 31, 2009.

SECTION 2: That Article 14.02, Definitions, of Article 14, Rules and Definitions, of the Zoning Ordinance of the Village of Deerfield, as amended, be and the same is hereby further amended to add the following as defined words and phrases:

Window Area: The area of glazing (glass), including mullions, of a single window unit, section or bay; the set of windows between structural materials, i.e. brick columns.

Window Display: The display of actual merchandise, products, and goods sold, as well as the means or materials necessary to display those items. Reasonably sized photographs and artwork (with no letters, words or numerals, unless included on product) may be used and placed no closer than six (6) inches from the glass. Indirect lighting with the light source concealed from public view shall be the only type of lighting allowed in a window display, except as expressly permitted for permanent signs. Among other things, the intent of the window signage regulations is to encourage creative window displays.

Window Sign: A sign that includes any writing (letters, words or numerals), is painted on or applied to the exterior or interior of a window, or is located within four (4) feet of a window in the interior of a structure and is plainly visible from the exterior of the structure.

Window Sign, Temporary: A sign that is not permanent and constructed of paper, cardboard, cloth or other lightweight fabric or material and is intended to be displayed for a short period of time. The following types of signs shall be deemed temporary signs: Promotional/Sales Signs; Community Event Posters; Help Wanted/Now Hiring Signs; Real Estate/Rent/Leasing Signs; Political Election Signs; Holiday (patriotic or religious) Signs.

SECTION 3: That Appendix II of the Zoning Ordinance of the Village of Deerfield entitled “Graphic Illustration – Signage Regulations” is hereby amended to incorporate the graphics attached

hereto as Exhibit A as an aide to illustrate the application of the window signage regulations adopted herein as Article 9.01-A, Paragraph 13 of the Zoning Ordinance of the Village of Deerfield.

SECTION 3: That this Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should: (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 4: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this 2nd day of July, 2007.

AYES: Benton, Feldman, Jester, Rosenthal, Seiden, Struthers (6)

NAYS: None (0)

ABSENT: None (0)

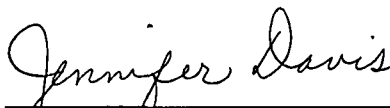
ABSTAIN: None (0)

APPROVED this 2nd day of July, 2007.



Village Resident

ATTEST:



Deputy Village Clerk



VILLAGE OF DEERFIELD

Window Sign Regulations

Adopted July 2007

The goal in regulating window signs is to promote the high aesthetic values that make Deerfield a desirable place to shop and thereby contribute to the success of all in our commercial community. This pamphlet summarizes the requirements of the window sign code. A copy of the ordinance is available at the Department of Community Development or on line at www.deerfield-il.org under Permits and Regulations.

The following regulations apply to the commercial zoned properties. See back page for jurisdiction map.

Window Signs

No permit required, unless noted, however the following applies:

- ~ A regulated window sign is one that includes any writing (letters, words, or numerals), is located within four (4) feet of the window and is plainly visible from the exterior of the building.
- ~ A maximum of 20% of a window area (see Measurements Explained) may be used for permanent and/or temporary signage or 50 square feet, whichever is less. Additional square footage is allowed for informational, political and local community event signs.

Permanent Window Signs:

- ~ The sign(s) may be permanently affixed to the window, such as gold leaf and decal application; or hung, mounted or displayed a minimum of one (1) inch away from the glass
- ~ A sign may not be displayed more than once per elevation (north, south, east, west).
In special cases, a variation to allow redundancy may be requested through the Appearance Review Commission - ***permit required***
- ~ All permanent signs are allowed to be indirectly illuminated, with the light source concealed from public view
- ~ A maximum of 8% of a window area (40% of the 20% allowed window coverage) or 20 square feet, whichever is less, may be internally illuminated, including exposed neon. ***All such signs will require approval from the Village's electrical inspector***
- ~ If there is not an exterior business sign, a larger window sign may be granted through the Appearance Review Commission - ***permit required***
- ~ No signs shall be allowed above the first floor windows (exception: in C-2, see ordinance)
- ~ Existing non-conforming permanent window signs are grandfathered until July 1, 2009

Temporary Window Signs

Includes: Promotional/Sales Signs; Community Event Posters; Help Wanted/Now Hiring Signs; Real Estate/Rent/Leasing Signs; Political Election Signs; Holiday (patriotic or religious) Signs.

- ~ Signs are allowed to be displayed for a maximum of thirty (30) days (exception: Rent/Leasing Sign)
- ~ In the lower right corner of the sign, the date of first day of display MUST be shown
- ~ A sign may not be displayed more than once per elevation (north, south, east, west)
- ~ Temporary signs may not be illuminated
- ~ Signs should not be taped to the glass and should not be placed crossing over window mullions
- ~ No signs shall be allowed above the first floor windows

Exception: an additional 10% window area coverage is granted for local community event signs and political signs. Each sign may be displayed a maximum of thirty (30) days prior to the event or election and shall be removed within seven (7) days following said event or election. Not in any circumstance may more than 30% of a window area be covered with signage.

Information Signs

No permit required, unless noted, however the following applies:

- ~ For posting of days and hours of operations, building or tenant address, phone numbers, accepted credit cards: a maximum of two (2) square feet is allowed on or adjacent to the entrance door
- ~ Open/Closed Sign: a maximum of two (2) square feet is allowed, and illuminated, including exposed neon, is allowed. **Requires approval of Village's electrical inspector**

Window Display

- ~ Be creative. The use of actual merchandise, product and goods sold, as well as the materials necessary to display, is encouraged
- ~ Reasonably sized photographs and artwork (with no letters, words or numerals, unless included on product) may be used and placed no closer than six (6) inches from the glass
- ~ Indirect lighting, with the light source concealed from public view, shall be the only type of lighting allowed (exception: permitted internally illuminated signs)
- ~ Unsightly views, such as into a storage room or supplies stacked in a window, must be addressed. Either relocate the items or cover the window with a neutral colored drape or blind. In order to opaque and cover an entire window, a request must be made to the Appearance Review Commission - **permit required**

Flashing, moving or shimmering signs, lights or advertising devices are prohibited!

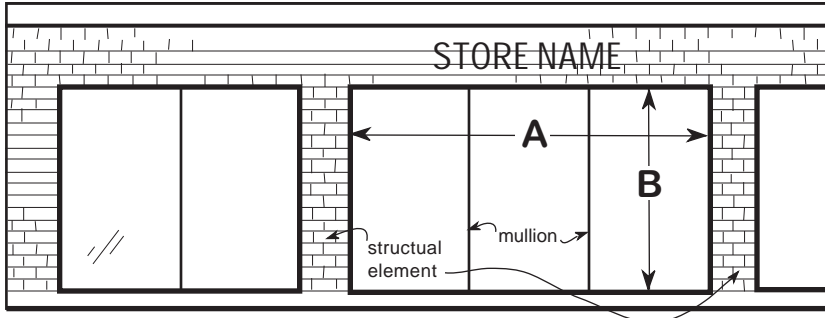
Variation

A request may be made for an exception to the regulations. Certain standards must be met, and hearings before the Board of Zoning Appeals and the Appearance Review Commission will be necessary.

Any questions, please contact the Community Development Department at (847) 945-5000.

Window & Signage Measurements Explained

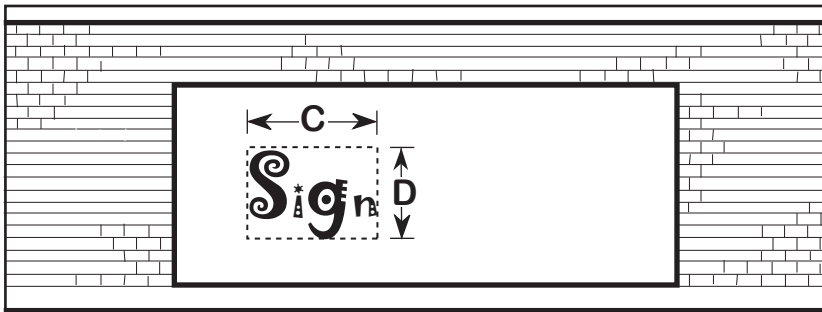
Window Area, the area of glass, including mullions, of a single window unit, set between structural materials



'A' x 'B' = window area

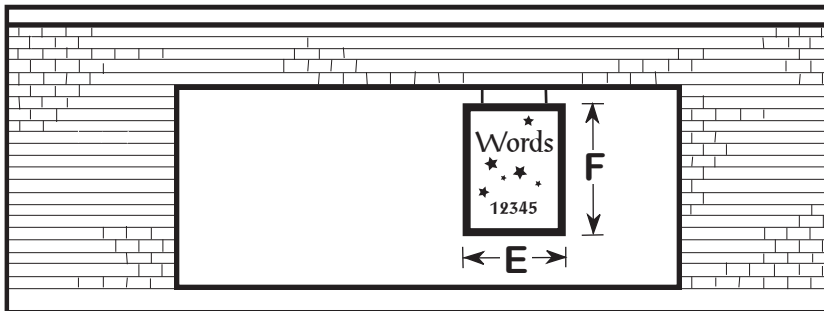
a maximum sign area of 20% or 50 square feet, whichever is less, is allowed for each window area

Sign Area, where there is no defined background, such as individual letters applied to the glass, draw a rectangle around the outer most points



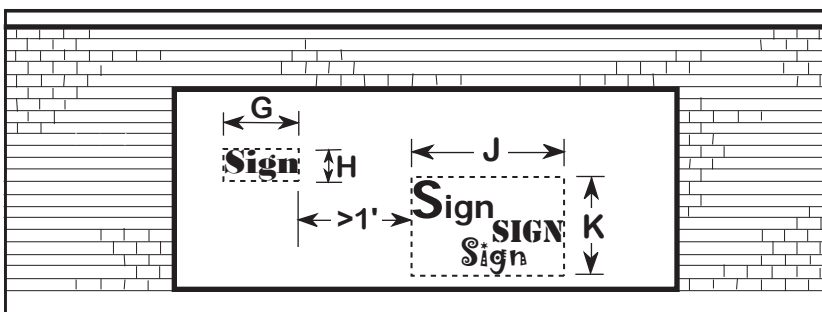
'C' x 'D' = sign area

Sign Area, where a background exists, such as a panel hung or mounted within four (4) feet of the window



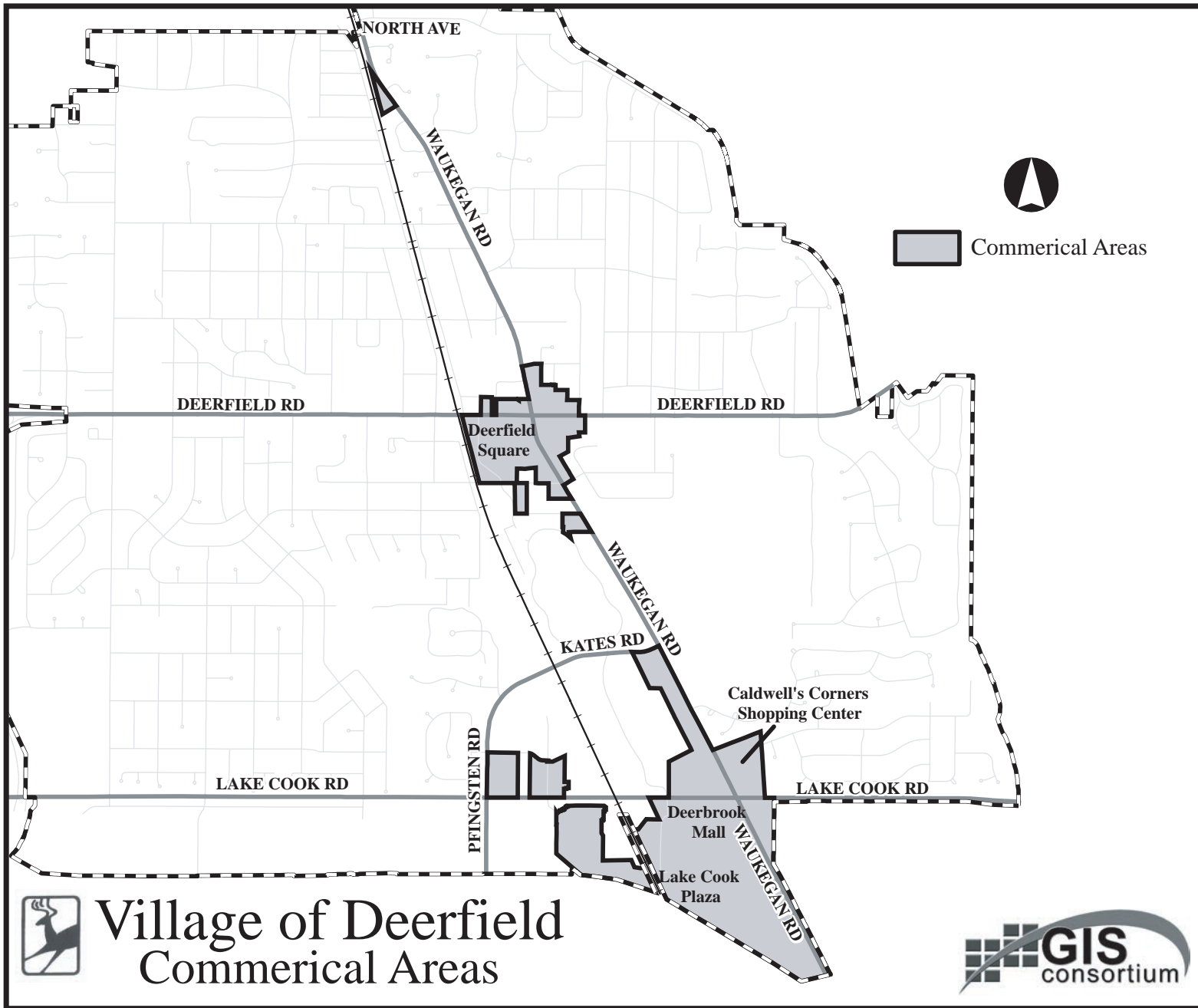
'E' x 'F' = sign area

Multiple Signs, signs less than one foot apart are measured as one sign. Draw a rectangle around the outer most points



('G' x 'H') + ('J' x 'K') = sign area

Jurisdiction Map ~ Commercial Zoned Properties



Any questions regarding Window Sign Regulations, permitting procedures, variations and the Appearance Review Commission should be directed to the Department of Community Development, Jean Spagnoli, Planner, (847) 719-7483



MASSAGE HEIGHTS

Proposed Address: 711 Waukegan Road

Village of Deerfield
Plan Commission Submission
Special Use

Dated: 02.06.18

Table of Contents:

- I. Introduction
- II. Special Use Request
- III. About Us
- IV. Site Map
- V. Floor Plan
- VI. Services and Staff
- VII. Special Use Criteria
- VIII. Signage
- IX. Parking Study
- X. Conclusion

I. Introduction

Massage Heights is a nationally recognized, brand of choice offering therapeutic massage and custom facials; with over 150 locations in 22 states across the United States of America, as well as the Alberta, Calgary region of Canada.

The proposed location for Massage Heights is 711 Waukegan Road. This is an existing one-story brick building, approximately 3,990 SF, south of Deerfield Road. The renovation will be an interior build out only with new exterior signage.

II. About Us

The Massage Heights franchise was founded in 1987, and Franchisee's, Jay Pudukollu, Raj Patel and Managing Partner, Carole Holland bring over 20 years of combined franchise development experience to the Massage Heights brand, with Carole handling all of the day to day operations of the retreats.

Massage Heights is known for its superior therapeutic, custom massages & facials set in an upscale environment that always exceeds our client's expectations. We focus on elevating the lives of the people we touch by caring for the mind, body and spirit through our relationships with our guests. As franchisees, our mission is, "To build a Family Dedicated to the Well Being of the People We Serve" by investing love, and positive energy into everything we do at each of our locations. We are passionate about our guests, we are loyal to our people and we are diligent in our pursuit to provide a consistently elevated experience. Overall, we are authentic in our commitment to be the massage brand of choice.

Massage Heights is a membership based business that is always open to the public. We offer four lifestyle programs, as an option to clients. A monthly membership includes one monthly service, depending on the lifestyle program, and 50% off any additional services that the member received during the month. Membership is not mandatory and Member versus Non-member pricing can be located on the brochure.

We have served the South Naperville area for the past year and are now looking to bring our 5 Star, custom therapeutic massage and facial services to Deerfield by expanding our franchise brand business, Massage Heights.

III. Special Use Request

We are seeking a Class A Special Use Permit to allow a therapeutic massage establishment use in the C-1 Village Center District zoning area. The business would be located at ground floor level and will not be injurious to the character of the Village Center District.

IV. Site Map

See attached Exhibit A and B for site maps of location. Exhibit C is a scaled site plan showing the proposed tenant space with existing tenants labeled on the plan.

V. Floor Plan

See attached Exhibit D for scaled floor plan of the proposed space, including all of the massage rooms and other service stations.

The layout includes:

- Reception area with customer seating, four points of sale, retail displays and file storage.
- 12 massage rooms
- Two of the massage rooms are also used for facials
- Break room area
- Office
- Restrooms (two accessible and one existing), no showers.
- Storage rooms

Note: the Multi-purpose Bar in the Reception area is used for Lifestyle Program explanations or retail product discussions. There is never any alcohol on the premises.

VI. Services and Staff

Massage Heights elevates the lives of the people we touch by caring for the mind, body and spirit through our relationships with our guests, and our team members. It is our vision to build a family dedicated to the well-being of the people we serve by investing love and positive energy into every custom therapeutic session we offer. Regular therapeutic massage helps to promote a healthy lifestyle for our customers and helps reduce stress which is a primary component to sustaining individual well-being.

Massage modalities offered include: Swedish, Shiatsu, Trigger Point, Light, Medium, Firm Pressure, Deep Tissue, Sports, Maternity and Acupressure.

To elevate our guests experience we also offer: Hot Stone Therapy, Revitalizing Face Massages, Reviving Foot Scrubs and Aromatherapy services that can be added to any session. A wide range of custom facials are offered, such as, anti-aging facials, sensitive skin facials, BioActive Peels and Microdermabrasion.

Retail items in the reception area are available for our guests to purchase to allow them to bring their Massage Heights experience home with them. Such items include but are not limited to: Essential Oils, Candles, Aromatherapy products, Skin Care Products for body and face that are mostly private label and cannot be bought anywhere else.

Staff includes 20-25 State of Illinois Licensed Massage Therapists and Estheticians plus 8 reception staff members. This location will have a total of 13-16 employees at

the peak time frame. Hours of Relaxation are: 8am – 10pm Monday thru Friday, 8am – 8pm on Saturday and 9am – 9pm on Sunday.

Based on similar Massage Heights facilities in the Chicagoland area, the busiest times are Fridays and Mondays at 10am to 2pm and 4pm to 8pm, Saturdays at 10am to 6pm, and Sundays at 10 am to 8pm. The maximum number of customers anticipated for this facility at one time during the peak time frame would be 12-14 people. Most clients make appointments, however, about 10% of the business is walk-in customers.

The maximum number of employees plus customers on the premises at one time during the peak time frame would be 25-30 people (combination of staff and clientele ranging from 13 to 16 employees with 12 to 14 clients depending on services chosen).

VII. Special Use Criteria

1. Compatible with Existing Development:
We will conduct normal business activity with no proposal for any external or structural design changes. It will remain compatible with the existing development.
2. Lot of Sufficient Size:
The lot is of sufficient size for proposed use.
3. Traffic:
The location of the special use will not have any adverse effects on the surrounding properties nor the traffic generated by the proposed special use. There are no parking spaces along Waukegan Road and the north face of the building that would add congestion and negatively affect traffic on either street. The intersection abutting the north side of the building and Waukegan Road is controlled by a traffic signal.
4. Parking and Access:
Please see enclosed “Shared Parking Analysis” report prepared by Walker Consultants. They have concluded that there will be a surplus of parking spaces in the existing shared parking lots when Massage Heights is operational during peak demand conditions. Therefore, the parking needs of the special use will not adversely affect the existing businesses and patrons of the shared parking lots that will also be used by Massage Heights staff and customers. We do not expect a parking shortage or an inconvenience to any center patrons. The traffic produced will not create a nuisance or hazard to the development and it will not be difficult to enter or exit onto Waukegan at the signaled intersection.
5. Effect on Neighborhood:
The proposed special use will not diminish or impair property values in the surrounding area, or be detrimental to the health, safety and welfare of the area. Massage Heights is designed and managed to look and feel like an upscale retreat with upscale spa experiences at the most affordable price.
6. Adequate Facilities:
Utilities, access roads and other necessary facilities have been provided.

7. Adequate Buffering:

The existing property does not currently have fencing or screening and the proposed use does not change the parking, visual impact or public safety of the property. Therefore, fencing and screening will not be needed.

8. If in C-1 Village Center District: that the establishment of the Special Use will not be injurious to the character of the C-1 Village Center District as a retail center for the Village:

The proposed massage establishment will complement the adjacent shopping and dining locations by offering an additional reason to visit the area. The proposed services are not limited to any specific user and are enhanced with a small retail component. The special use will not be injurious to the character of the zoning district.

VIII. Signage

The outdoor signage will comply with the regulations outlined in the zoning ordinance and PUD for the development, with a variance request to allow 24" tall signage on the diagonal face of the building above the entrance canopy on the green metal wall panel. See Exhibit EX1 and EX2 for proposed opaque window locations, signs and sign locations on the exterior of the building. Based on Prefiling Conference feedback we've also included an exhibit with various window graphic options for the north façade. The opaque windows /window graphics are located where privacy is required for the space sharing the window. The signage and opaque window locations will be submitted to the ARC for review and approval. Exhibit F, illustrates the door graphics typical for Massage Heights locations.

IX. Parking Study

The proposed property is adjacent to existing public parking to the north and east. Based on the Shared Parking Analysis report prepared by Walker Consultants, there is a surplus of parking spaces at the existing lots after the estimated Massage Heights employee and customer counts were added to the existing demand at the Deerfield Village Center. Per the report, there are 256 spaces available to the center. At the projected worst-case peak-hour demand, with Massage Heights expected to use about 24-26 spaces, it is expected that 39 spaces will remain unused. It is Walker Consultants conclusion that "the current parking supply at the DVC should adequately accommodate the peak-hour parking demand projection once Massage Heights is fully operational."

X. Conclusion

In this day in age, massage is no longer a luxury it is a necessity and we take great pride in offering the best, most professional, therapeutic, custom massage and custom facial services at the most affordable prices. Our clients include men, women and children (11 yrs. - 17yrs. when accompanied by an adult).

Deerfield offers a great opportunity for us to bring our services and to expand our brand/business to the Lake & Cook County Regions; while at the same time providing

local jobs not only for Massage Therapists and Estheticians licensed by the State of Illinois, but also front of the house administrative employees.

Based on the quality of services and interior environment of the proposed nationally recognized massage establishment, we believe there will not be a negative or injurious impact to the Village Center District. In fact, we believe that it will enhance the shopping experience in the area by offering a compatible service to other retailers for the people shopping in the area. Based on the offerings for massage and facials, it is also a destination experience for the surrounding community which will benefit the rest of the Village.

We respectfully ask for the Village's favorable recommendation to allow this special use in the C-1 district.

Thank you for your time and consideration in this matter.

EXHIBIT A – 711 WAUKEGAN ROAD

Massage Heights
Site Map of Area

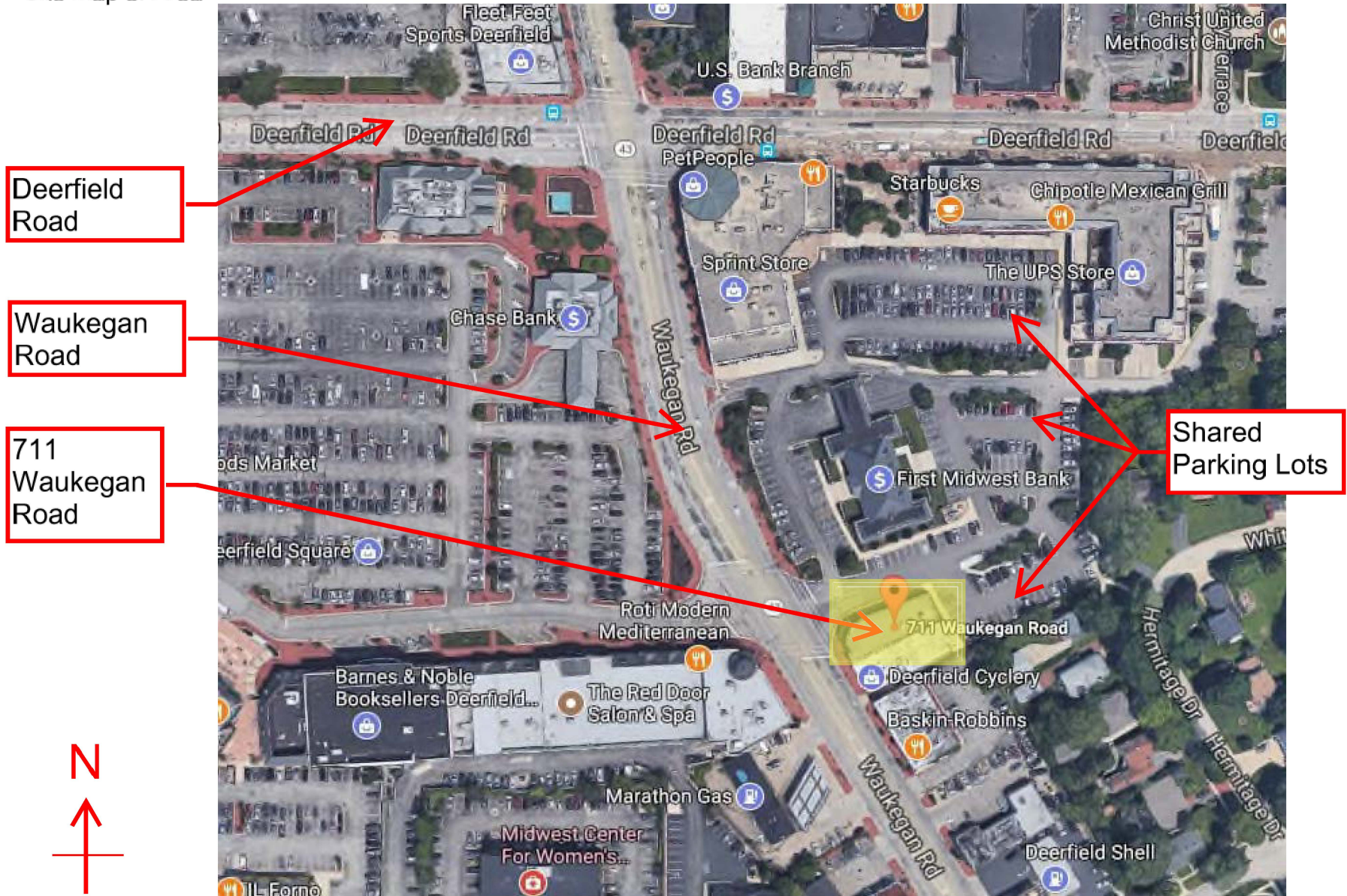


EXHIBIT B – 711 WAUKEGAN ROAD
Massage Heights
Site Map of Property

Adjacent public parking

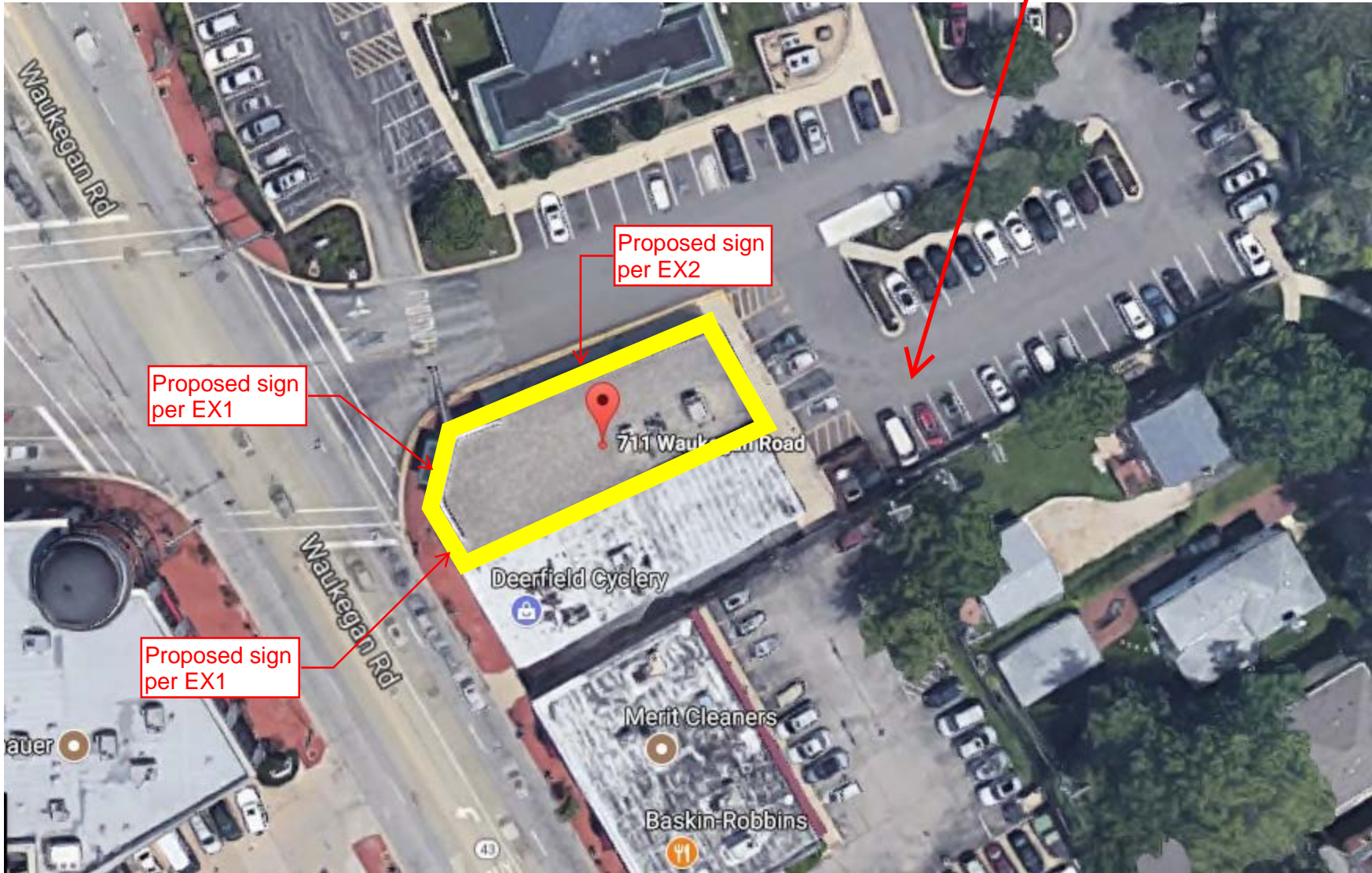


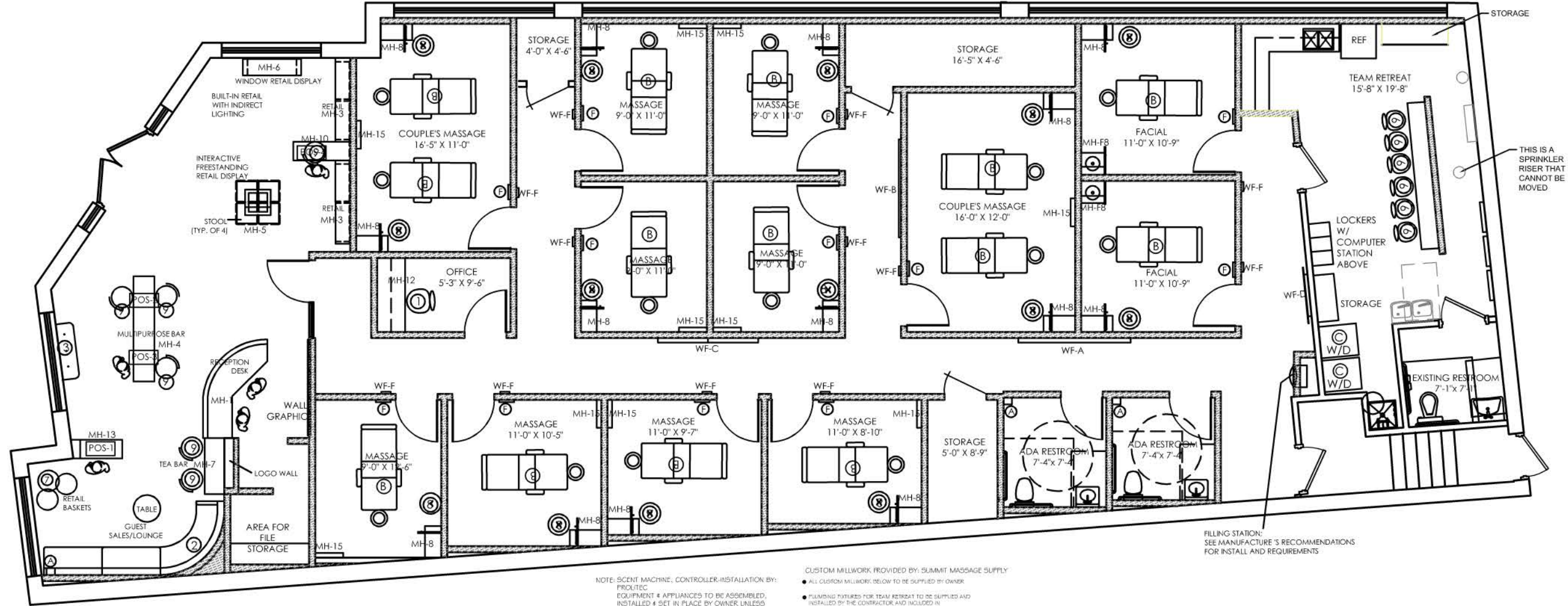
EXHIBIT D

EXISTING STOREFRONT TO REMAIN WITH PROPOSED OPAQUE WINDOW COVERING WHERE NOTED

OPAQUE WINDOW GRAPHICS TO COVER FRAME WALL USED FOR PRIVACY

OPAQUE WINDOW GRAPHICS TO COVER FRAME WALL USED FOR PRIVACY AND TO BLOCK VIEW OF STORAGE

OPAQUE WINDOW GRAPHICS TO COVER FRAME WALL USED FOR PRIVACY



NOTE: SCENT MACHINE, CONTROLLER-INSTALLATION BY: FROTEC
EQUIPMENT & APPLIANCES TO BE ASSEMBLED, INSTALLED & SET IN PLACE BY OWNER, UNLESS OTHERWISE SPECIFIED

CUSTOM MILLWORK PROVIDED BY: SUMMIT MASSAGE SUPPLY
• ALL CUSTOM MILLWORK BELOW TO BE SUPPLIED BY OWNER
• FURNISHING PARTS FOR TEAM RETREAT TO BE SUPPLIED AND INSTALLED BY THE CONTRACTOR AND INCLUDED IN CONTRACTOR PRICE
• SHELVING TO BE FURNISHED AND INSTALLED BY TEAM & INSTALLED BY CONTRACTOR

FILLING STATION: SEE MANUFACTURE'S RECOMMENDATIONS FOR INSTALL AND REQUIREMENTS

EQUIPMENT SCHEDULE		
SYM.	QTY	DESCRIPTION
(A)	3	SCENT MACHINE
(B)	12	MASSAGE TABLE
(C)	2	STACK WASHER/DRYER
(D)	-	WASHER
(E)	-	DRYER
(F)	11	BLUETOOTH VOL. CONTROL
(G)	3	LOUNGER

WALL FIXTURE SCHEDULE		
SYM.	QTY	DESCRIPTION
WF-A	1	WALL ART STYLE A, 96"L
WF-B	1	WALL ART STYLE B, 84"L
WF-C	1	WALL ART STYLE C, 86"L
WF-D	1	WALL ART STYLE D, 48"L
WF-F	11	ROOM IDENTIFICATION SIGNAGE

CUSTOM MILLWORK SCHEDULE		
SYM.	QTY	DESCRIPTION
MH-1	1	RECEPTION DESK
MH-2	-	CREDENZA
MH-3	2	RETAIL DISPLAY
MH-5	1	INTERACTIVE RETAIL DISPLAY
MH-6	1	FREESTANDING RETAIL DISPLAY
MH-6B	-	FREESTANDING RETAIL DISPLAY W/ BACK
MH-8	12	TREATMENT ROOM CABINETS
MH-8B	2	OPTIONAL TREATMENT ROOM CABINET (FACIAL)
MH-9	-	LINEN STORAGE/HAMPER
MH-10	-	SET OF DISPLAY TABLES
MH-11	-	LINEN STORAGE W/DROP
MH-12	1	DESK (OFFICE)
MH-13	1	RETAIL CABINET
MH-15	9	TREATMENT ROOM RETAIL PANEL

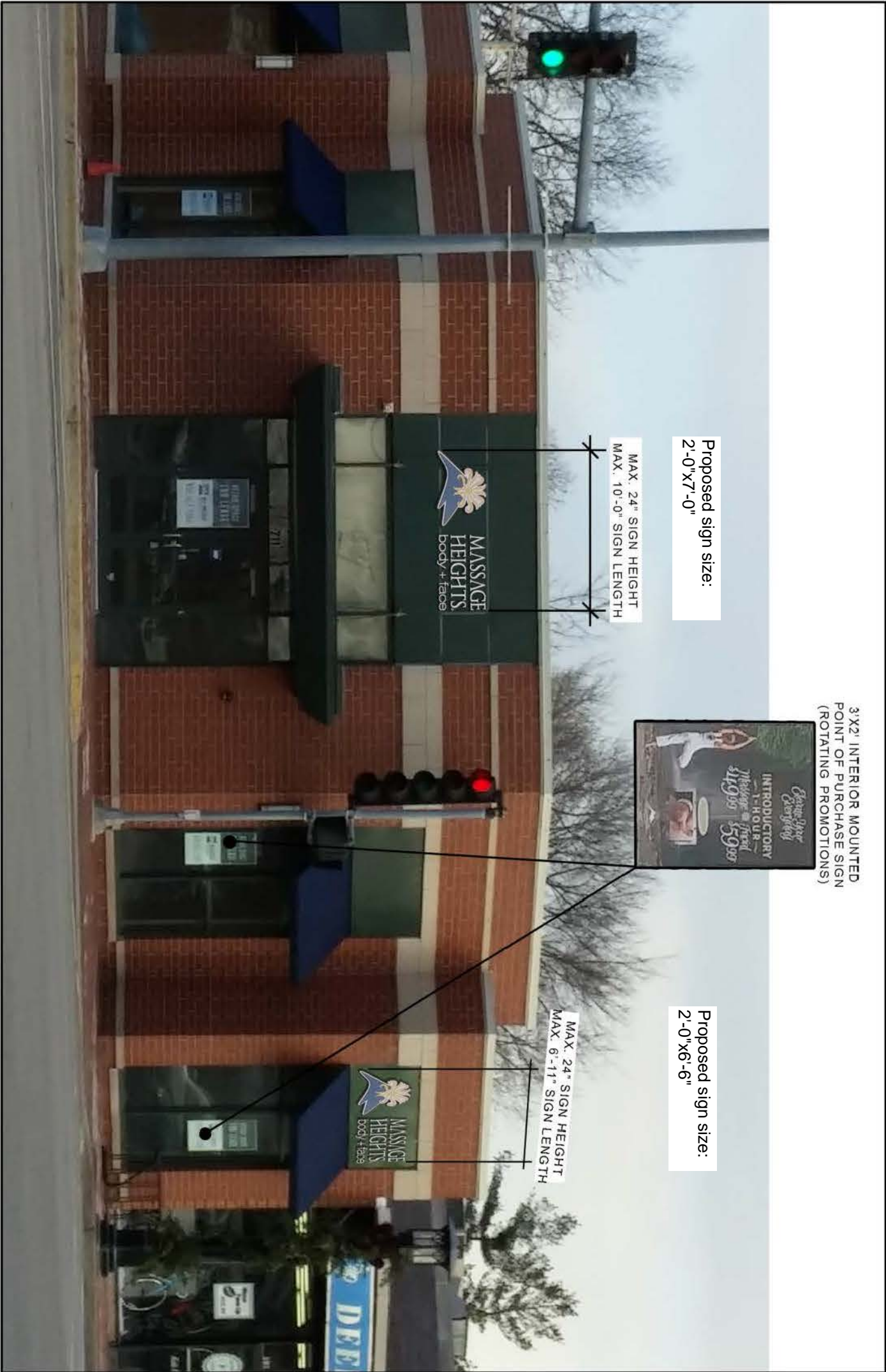
NOTE: ALL FURNITURE TO BE SUPPLIED & ASSEMBLED BY OWNER UNLESS OTHERWISE SPECIFIED

FURNITURE SCHEDULE		
SYM.	QTY	DESCRIPTION
(1)	1	OFFICE CHAIR
(2)	1	SOFA
(3)	1	BENCH SEATING (STANDARD SIZE)
(5)	-	FILE STORAGE SHELVING (OFFICE)
(6)	-	OPTIONAL SOFA FOR TEAM RETREAT
(7)	1	SET OF RETAIL BASKETS (3)
(8)	12	TREATMENT ROOM GUEST STOOL

LEGEND	
	NEW WALLS
	EXISTING WALLS



1/8" = 1'-0"



Proposed sign size:
2'-0"X7'-0"

MAX. 24" SIGN HEIGHT
MAX. 10'-0" SIGN LENGTH

3'X2' INTERIOR MOUNTED
POINT OF PURCHASE SIGN
(ROTATING PROMOTIONS)

Proposed sign size:
2'-0"X6'-6"

MAX. 24" SIGN HEIGHT
MAX. 6'-11" SIGN LENGTH

EX1

EXTERIOR ELEVATION
SIGNAGE

REVISIONS	DATE	BY	REASON

DRAWN BY: SBD REVIEWED BY: EC
FILE NAME: 17013.MASSAGE HEIGHTS

Interior Build-out:
MASSAGE HEIGHTS
711 Waukegan Road
Deerfield, Illinois 60015

24 N. BENNETT ST.
GENEVA IL 60134
PH: 630-608-0500
FAX: 630-786-3132

PROFESSIONAL
DESIGN FIRM
NO. 184 005766



⊖ NORTH ELEVATION

OPAQUE WINDOW GRAPHICS TO BLOCK VIEW OF FRAME WALL FOR PRIVACY

OPAQUE WINDOW GRAPHICS TO BLOCK VIEW OF FRAME WALL FOR PRIVACY & VIEW OF STORAGE ROOM

OPAQUE WINDOW GRAPHICS TO BLOCK VIEW OF FRAME WALL FOR PRIVACY

80'-0" overall length
Proposed sign size:
2'-0" x 24'-6"

MAX. 24" SIGN HEIGHT & MAX. 25'-10" SIGN LENGTH

16'-0" overall height

3'x2' INTERIOR MOUNTED POINT OF PURCHASE SIGN (ROTATING PROMOTIONS)



REVISIONS	DATE	BY	REASON

DRAWN BY: SBD REVIEWED BY: EC
FILE NAME: 17013.MASSAGE HEIGHTS

Interior Build-out:
MASSAGE HEIGHTS
711 Waukegan Road
Deerfield, Illinois 60015

24 N. BENNETT ST.
GENEVA IL 60134
PH: 630-608-0500
FAX: 630-786-3132

PROFESSIONAL DESIGN FIRM
NO. 184 005766

EX2

EXTERIOR ELEVATION
SIGNAGE



○ NAPERVILLE - FRONT WINDOW MURAL



○ NAPERVILLE - SIDE WINDOW MURAL

EX3	NAPERVILLE EXAMPLE WINDOW GRAPHICS	<table border="1"> <tr> <td>REVISIONS</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>1</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>2</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table>	REVISIONS						1						2						Interior Build-out: MASSAGE HEIGHTS 711 Waukegan Road Deerfield, Illinois 60015		 24 N. BENNETT ST. GENEVA IL 60134 PH: 630-608-0500 FAX: 630-786-3132 PROFESSIONAL DESIGN FIRM NO. 184 005766
	REVISIONS																						
	1																						
2																							
		DRAWN BY: SBD FILE NAME: 17013.MASSAGE HEIGHTS																					
		REVIEWED BY: EC																					

MASSAGE HEIGHTS
WINDOW GRAPHICS
OPTION 1
PLAN COMMISSION



MASSAGE HEIGHTS
WINDOW GRAPHICS
OPTION 2
PLAN COMMISSION



MASSAGE HEIGHTS
WINDOW GRAPHICS
OPTION 3
PLAN COMMISSION

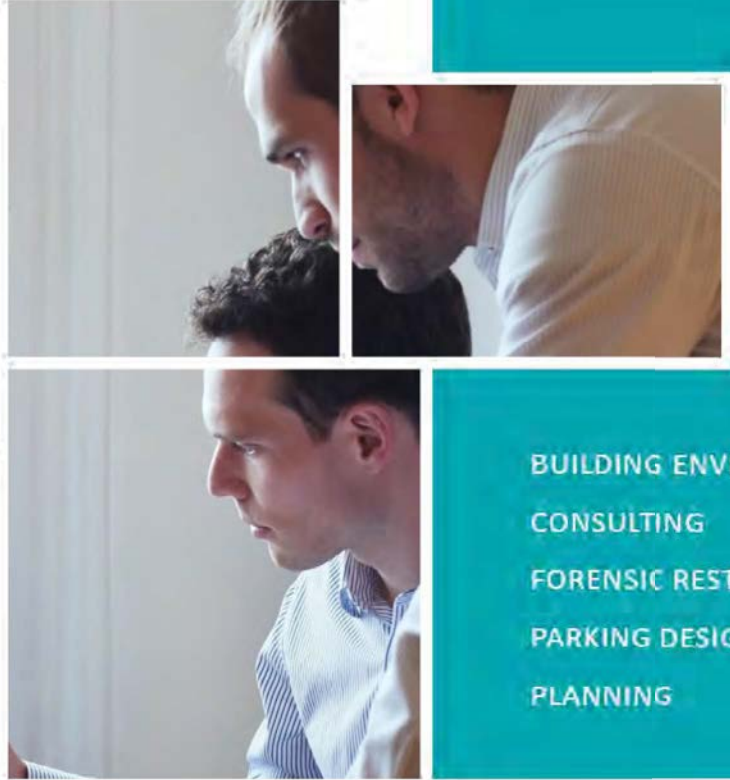
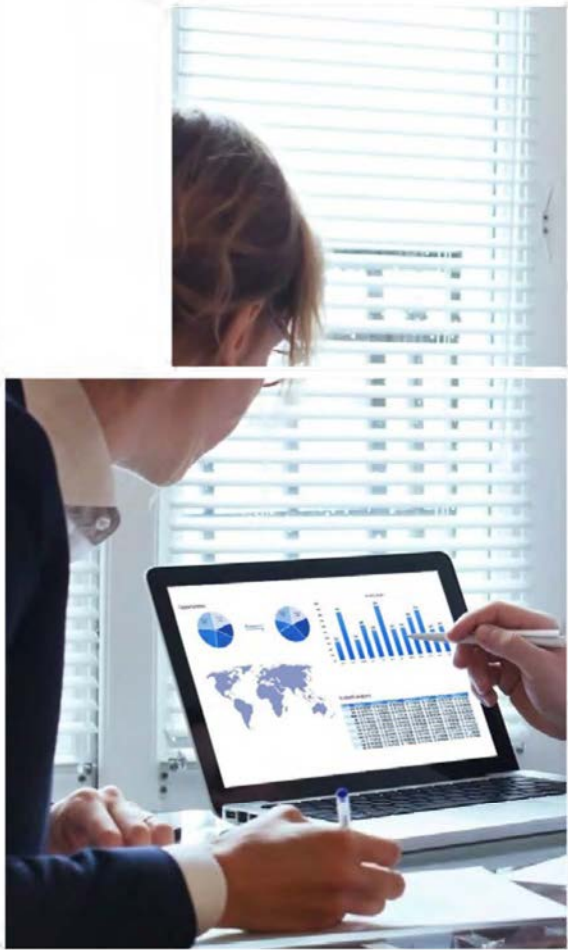


MASSAGE HEIGHTS
WINDOW GRAPHICS
OPTION 4
PLAN COMMISSION



MASSAGE HEIGHTS
WINDOW GRAPHICS
OPTION 5
PLAN COMMISSION





BUILDING ENVELOPE
CONSULTING
FORENSIC RESTORATION
PARKING DESIGN
PLANNING

Planning Study

711 Waukegan Road Shared Parking Analysis

December 20, 2017
Eric Carlson, ECA Architects



WALKER
CONSULTANTS

EXECUTIVE SUMMARY

Based upon Walker's analysis of the land use data provided by the Client, field observations conducted by Walker, and the *Shared Parking* model prepared for Deerfield Village Center (the "DVC") that includes the impact of the proposed Massage Heights establishment, the following summarizes the results of our analysis.

- Based upon the drive ratios, non-captive ratios and peak-hour adjustments discussed in our report, the projected weekday peak-hour parking demand is 217± spaces, on the busiest weekday annually. The projected weekend day peak-hour parking demand is 181± spaces, on the busiest weekend annually.
- Massage Heights will potentially require twenty-four (24±) spaces during weekday peak-hour parking demand conditions.
- Massage Heights will potentially require twenty-six (26±) spaces of parking demand during weekend peak-hour parking demand conditions.
- When the existing supply (256± spaces) is compared to the projected peak-hour demand (217± spaces), a positive surplus of 39± spaces will exist.
- The current parking supply at DVC should adequately accommodate the peak-hour parking demand projection once Massage Heights is fully operational.

INTRODUCTION

The Client is proposing a build-out for Suite 180 at DVC for a Massage Heights therapeutic massage establishment. The figure on the following page depicts an aerial view of the DVC study area (outlined in red), with the proposed Massage Heights site labeled (blue shading).

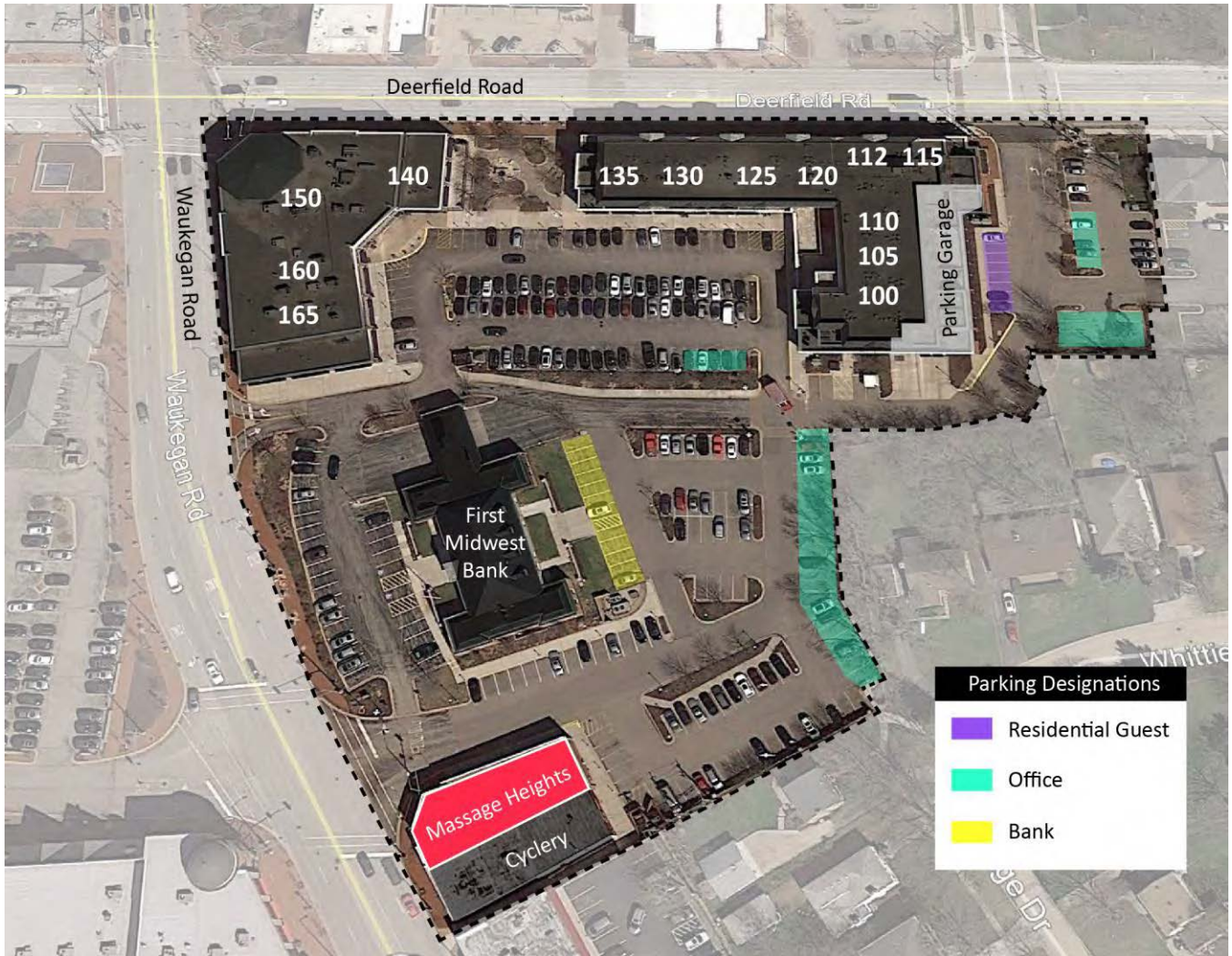
The proposed Massage Heights build requires a Special Use Permit, whereby an analysis of parking and access to the site is needed to determine compatibility of the proposed land-use with the already established land-uses that comprise the development. To fulfill this requirement, the Client engaged Walker (a third-party parking consulting firm) to assess parking adequacy (surplus or deficit) that will exist in the future, assuming the added parking demand projected for Massage Heights.

To accomplish this goal, Walker generated a shared parking model using Urban Land Institute's (ULI) Shared Parking Methodology, and program data regarding the current and proposed land uses that was provided by the Client for DVC. Furthermore, Walker calibrated the model using empirical data collected during inventory and occupancy counts recently collected on a typical business day at DVC. The enclosed report includes the following:

- I. Existing Conditions: Program Data and Observations;
- II. Analysis: Shared Parking Model;
- III. Conclusion: Adequacy

EXISTING CONDITIONS

Figure 1: Deerfield Village Center at 711 Waukegan Road in Deerfield, IL



Source: Google Earth and Walker Parking Consultants

LAND USES

Based upon information provided by the Client, DVC contains retail, service retail, restaurant, residential, and office land uses. Proposed plans include a build-out of Suite 180 to include 3,990 square feet (GLA) therapeutic massage establishment. The proposed establishment (Massage Heights) will include a reception area for customer seating and points of sale with retail displays, as well as massage rooms with massage tables, rooms for facials, a break room, restrooms, and an office. According to the Client, 13-16 employees will be on-site during peak hours of operation. The maximum number of clients that could be accommodated during peak times is 12-14 clients.

The following table and figure detail the current program data for DVC and proposed Massage Heights. Walker used this information to develop a *Shared Parking* demand model that depicts the approximate number of spaces needed to accommodate the projected peak-hour parking demand for the DVC site, at the 85th percentile level of performance. The approximate leasable space quantities depicted (area in square feet) was provided by the Client, and the hours of operations shown for each business is based upon information posted to various owner websites. The Office hours depicted in the table are assumed as 9:00 AM - 5:00 PM during weekdays and negligible on weekend days. It should also be noted that Walker assumed Suite 125 will be leased to a retail tenant, based on information from the Client (“Lease Pending (Assumed Retail)”).

Table 1: DVC– Program Data

Suite #/Address	Name	GLA (SF)	Weekday Hours	Weekend Hours
100	UPS Store	1,650	8:30am-7:00pm	10:00am-4:00pm
105	Alley Cleaners	1,200	7:30am-6:30pm	8:00am-5:30pm
110	Seta's Salon	2,005	8:00am-7:00pm	8:00am-5:00pm
112	Kid's Snips	1,425	10:00am-7:00pm	10:00am-5:30pm
115	Vogue Jewelers	1,160	10:00am-6:00pm	10:00am-6:00pm
120	Chipotle	2,879	10:45am-9:00pm	10:45am-9:00pm
125	Lease Pending (Assumed Retail)	1,245	10:00am-6:00pm	10:00am-6:00pm
130	Garber Furs	1,930	10:00am-6:00pm	10:00am-6:00pm
135	Starbuck's	2,520	5:30am-9:00pm	5:30am-9:00pm
140	Bobby's	5,362	11:00am-10:00pm	4:00pm-9:00pm
150	Pet People	6,844	9:00am-9:00pm	9:00am-8:00pm
160	Leather Creations	6,219	10:00am-7:00pm	10:00am-6:00pm
165	Sprint	2,720	10:00am-8:00pm	10:00am-8:00pm
170A	Menchie's	1,300	12:00pm-10:00pm	12:00pm-10:00pm
170B	Fannie May	1,300	10:00am-8:00pm	10:00am-6:00pm
180	Massage Heights	3,990	8:00am-10:00pm	8:00am-9:00pm
201	Office	21,000	9:00am-5:00pm	--
705 Waukegan Rd	Deerfield Cyclery	3,572	8:00am-10:00pm	8:00am-9:00pm
725 Waukegan Rd	First Midwest Bank	7,652	9:00am-5:00pm	9:00am-5:00pm

Source: Mid-America Management Inc.

In addition, DVC also contains 56 residential units that are not tabulated above. Parking for the residential component is accommodated in a parking structure (99± spaces) that is restricted from use by commercial tenant employees and visitors. Given this fact, “sharing” of the parking supply contained in the residential parking structure does not exist. Moreover, to project future parking conditions for DVC, Walker’s analysis is based on only the commercial land-uses that comprise the site, as tabulated above.

PARKING SUPPLY

Walker conducted inventory and occupancy counts of the surface parking lots intended to serve DVC on November 17, 2017, a typical business day. A total of 257± surface parking facility spaces exist on the site, which include 196± spaces designated for customer use, 43± spaces designated for office employee use, 8± spaces designated for resident guest parking, and 10± spaces designated for the bank (inset table).

Designation	Current Spaces	Future Spaces
Customer	196	176
Office	43	73
Resident Guest	8	8
Bank	10	0
Sub-Total	257	257
Office Garage	7	7
Total	256	256

Source: Walker Consultants

The eight residential guest parking spaces are located east of the aforementioned parking structure, and were not included in the parking supply total used for our study, as these spaces do not provide supply for the commercial land-uses that comprise DVC; which is the focus of this analysis. Furthermore, seven (7±) spaces are reserved for office employees within the parking structure; therefore, a total parking supply of 256± spaces are available for commercial land-use parking at DVC.

We note that based upon our discussion with the Client, parking designations at DVC are subject to change as of December 1, 2017, when a new Office tenant is planned to occupy additional space on the site. Approximately ten (10±) Bank spaces, and twenty (20±) Customer spaces will be reassigned to the Office parking supply only from 9 AM – 5 PM, totaling thirty (30±) additional Office spaces. Future designation totals are tabulated in the inset table above, and the total number of available parking spaces for commercial patron use at DVC (256± spaces) will remain unchanged. Location of parking designations are depicted in Figure 1.

OCCUPANCY COUNTS

Walker performed occupancy counts on Wednesday, November 1, 2017 at 12:00pm. This date and time was chosen to observe typical weekday peak-hour parking conditions at DVC for the existing land uses. The inset table summarizes Walker’s observed occupancy counts on the survey day.

Designation	Spaces
Customer	125
Office	17
Bank	7
Total	149

On the survey day, we observed high turnover rates during the lunch hour, especially on the northern portion of the site. A total of 149± cars were observed as parked during the peak-hour occupancy count. Of the 149± parked cars, 125± cars were parked in customer designated spaces, 17± were parked in office designated spaces, and 7± were parked in bank designated spaces. When compared to the total parking supply (256± spaces), the numbers of cars observed as parked (149) represent a 58% occupancy rate.

SHARED PARKING ANALYSIS

METHODOLOGY

Walker developed a *Shared Parking* demand model specifically for DVC that includes the Massage Heights establishment, using Walker’s basic parking demand ratios. Additionally, we used data compiled by the Urban Land Institute (ULI), the Institute of Transportation Engineers (ITE), and other agencies gathered by observing hourly accumulations of vehicles around standalone land-uses during the course of a typical year (365 days).

Data representing the peak-hour of the year was compared to the total number of cars parked to project an approximate “*parking demand ratio*” for each land use. The parking demand ratio is based upon a designated key unit of measure specific to each land-use during the peak-hour (square footage for all uses within the DVC); additionally, some ratios were supplemented through added fieldwork. The ratios used for the analysis prepared for the DVC land uses and Massage Heights establishment are shown in the following table.

Table 2: Base Parking Demand Ratios

Land Use	Recommended Parking Ratios						Total	
	Spaces required per unit land use							
	Weekday		Weekend		Unit	Source	Weekday	Weekend
	Visitor	Employee	Visitor	Employee				
Sprint	0.66	0.50	1.17	0.66	/ksf GLA	5	1.16	1.83
Leather Creations	1.34	0.75	1.34	1.00	/ksf GLA	2	2.09	2.34
Pet People	0.66	0.50	1.17	1.00	/ksf GLA	2	1.16	2.17
Starbuck's	14.67	1.50	14.67	1.50	/ksf GLA	2	16.17	16.17
Chipotle	12.75	2.25	12.00	2.00	/ksf GLA	3	15.00	14.00
Bobby's	9.00	1.50	12.75	2.25	/ksf GLA	2	10.50	15.00
Menchie's	12.75	2.00	12.00	2.00	/ksf GLA	3	14.75	14.00
Seta's Salon	4.00	2.50	4.90	5.00	/ksf GLA	5	6.50	9.90
Vogue Jewelers	1.90	1.00	2.10	1.00	/ksf GLA	5	2.90	3.10
Kid's Snips	4.00	2.50	4.90	5.00	/ksf GLA	5	6.50	9.90
Lease Pending (Assumed Retail)	2.90	0.70	3.20	0.80	/ksf GLA	3	3.60	4.00
UPS Store	5.00	0.50	5.50	0.55	/ksf GLA	2	5.50	6.05
Garber Furs	1.00	0.50	2.00	0.50	/ksf GLA	5	1.50	2.50
Deerfield Cyclery	2.0	0.80	2.0	0.80	/ksf GLA	5	2.80	2.80
Alley Cleaners	2.44	0.50	2.44	0.50	/ksf GLA	3	2.94	2.94
Fannie May	0.66	0.50	1.17	1.00	/ksf GLA	3	1.16	2.17
Office	0.30	2.90	0.03	0.29	/ksf GFA	3	3.20	0.32
Massage Heights	3.50	4.00	3.50	4.00	/ksf GLA	3	7.50	7.50
First Midwest Bank	1.50	0.80	1.50	0.80	/ksf GLA	3	2.30	2.30

Sources:

1. Parking Generation, Third Edition. Washington DC: Institute of Transportation Engineers, 2004
2. Shared Parking, Second Edition. Washington DC: ULI-The Urban Land Institute, 2005
3. Walker Parking Consultants Experience and Database
4. Recommended Zoning Ordinance Provisions for Parking Washington DC: National Parking Association, 2006
5. Walker Parking Consultants Experience and Database

Table 3: US Census, 2011-2015 American Community Survey 5-Year Estimates

Means of Transportation to Work	% of Surveyed Population
Drove Alone	72%
Carpooled	4%
Public Transportation	11%
Walked	2%
Other	1%
Worked from Home	10%

Source: U.S. Census

We utilized the above ratios and specifically tailored them to DVC using the following three factors to customize our Shared Parking model:

- **Driving Ratio** - Driving ratio represents the percentage of users arriving at the site by means other than a personal vehicle. Table 3 represents means of transportation to work statistics from the 2011-2015 American Community Survey 5-Year Estimates. According to the Census, 72% of residents drive to work using a personal vehicle and 4% carpool. Therefore, 76% of those surveyed arrive to their destination via car. Due to the service-nature of the land uses in the DVC, it can be assumed that no employees work from home except those who work in the office. Therefore, we added the 10% worked at home category to the drive ratio, and used 87% in the shared parking model.
- **Non-Captive Ratio**. Non-captive ratios are typically expressed as a percentage of users who create no incremental parking demand when visiting more than one land use on the same trip. For example, an office employee who eats lunch at the DVC is considered captive. Overall, the effect of the captive market can be significant, and the use of non-captive factors ensures that patrons are not counted twice in the overall projected parking demand. The non-captive ratios assumed for our analysis are based on observations and studies compiled over time for various development projects.
- **Presence Factor** - Presence is expressed as a percentage of the peak potential demand modified for time of day and month of year, which can have a significant effect on demand at a mixed-use development. By example, a 10,000 sf retail store has a peak demand of about 36 spaces on a weekday, or 40 spaces on a weekend day during the peak hour at 11:00 AM; while the same store is unlikely to project any parking demand at 11:00 PM in the evening. Walker specifically adjusted presence factor in the model to reflect hours of operation of businesses within the Site, as well as peak-hours expressed by business staff.

The following table includes the various adjustments made to the base parking demand ratios, in an effort to render project specific projections and calibrate the model to field observations.

Table 4: Adjustments to Base Ratios for Driving and Captive Users

Land Use	Quantity	Unadjusted Spaces		Driving Ratio				Non Captive Ratio			
				Weekday		Weekend		Weekday		Weekend	
				Weekday	Weekend	Daytime	Evening	Daytime	Evening	Daytime	Evening
Sprint	2,720 GLA	2	3	100%	100%	100%	100%	100%	100%	95%	95%
Employee		1	2	82%	87%	87%	95%	100%	100%	100%	100%
Leather Creations	6,219 GLA	8	8	100%	100%	100%	100%	100%	100%	95%	95%
Employee		5	6	82%	87%	87%	95%	100%	100%	100%	100%
Pet People	6,844 GLA	5	8	100%	100%	100%	100%	100%	100%	100%	100%
Employee		3	7	82%	87%	87%	95%	100%	100%	100%	100%
Starbuck's	2,520 GLA	37	37	100%	100%	100%	100%	89%	97%	100%	100%
Employee		4	4	82%	87%	87%	95%	100%	100%	100%	100%
Chipotle	2,879 GLA	37	35	100%	100%	100%	100%	94%	98%	95%	99%
Employee		6	6	82%	87%	87%	95%	100%	100%	100%	100%
Bobby's	5,362 GLA	48	68	100%	100%	100%	100%	94%	98%	95%	99%
Employee		8	12	82%	87%	87%	95%	100%	100%	100%	100%
Menchie's	1,300 GLA	17	16	100%	100%	100%	100%	97%	98%	96%	99%
Employee		3	3	82%	87%	87%	95%	100%	100%	100%	100%
Seta's Salon	2,005 GLA	8	10	100%	100%	100%	100%	100%	100%	95%	99%
Employee		5	10	82%	87%	87%	95%	100%	100%	100%	100%
Vogue Jewelers	1,160 GLA	2	2	100%	100%	100%	100%	99%	107%	100%	100%
Employee		1	1	82%	87%	87%	95%	100%	100%	100%	100%
Kid's Snips	1,425 GLA	6	7	100%	100%	100%	100%	100%	100%	100%	100%
Employee		4	7	82%	87%	87%	95%	100%	100%	100%	100%
UPS Store	1,650 GLA	8	0	100%	100%	100%	100%	99%	107%	100%	100%
Employee		1	1	82%	87%	87%	95%	100%	100%	100%	100%
Garber Furs	1,930 GLA	2	4	100%	100%	100%	100%	100%	100%	95%	99%
Employee		1	1	82%	87%	87%	95%	100%	100%	100%	100%
Deerfield Cyclery	3,572.0 GLA	7	7	100%	100%	100%	100%	89%	97%	100%	100%
Employee		3	3	82%	87%	87%	95%	100%	100%	100%	100%
Alley Cleaners	1,200 GLA	3	3	100%	100%	100%	100%	100%	100%	100%	100%
Employee		1	1	82%	87%	87%	95%	100%	100%	100%	100%
Fannie May	1,300 GLA	1	2	100%	100%	100%	100%	100%	100%	100%	100%
Employee		1	1	82%	87%	87%	95%	100%	100%	100%	100%
Office	21,000 GFA	6	1	100%	100%	100%	100%	100%	100%	100%	100%
Employee		61	6	87%	92%	92%	100%	100%	100%	100%	100%
Massage Heights	3,990 GLA	14	14	100%	100%	100%	100%	100%	100%	100%	100%
Employee		16	16	87%	92%	92%	100%	100%	100%	100%	100%
First Midwest Bank	7,652 GLA	11	11	100%	100%	100%	100%	97%	100%	98%	100%
Employee		6	6	87%	92%	92%	100%	100%	100%	100%	100%
Total Required		357	334								

Source: Walker Parking Consultants

Using the above methodology and provided program data (Table 1), Walker developed the *Shared Parking* model detailed in the next section, which projects the approximate number of spaces needed to provide adequate parking on weekdays and weekend days during peak-hour demand conditions, at an 85th percentile level of performance. Since we feel the survey day represented a typical business day, to depict Design Day conditions, we assumed a 15% increase in parking demand from the observed Survey Day demand to calibrate the model for a representative Design Day, which typically occurs a few days each month throughout the year.

We further note that the projected Office employee demand is greater than the current observed conditions (40± employees per the Client). According to the Client a new Office tenant will occupy space at DVC starting in December (2017), and this will add approximately twenty (20±) spaces to the Office parking demand. Walker accounted for this projected increase in the Office employee parking demand in our analysis.

SHARED PARKING FINDINGS

Time of day and the time of year have considerable effect on the overall parking demand. For instance, restaurant activity typically peaks in the early evening, while fast food restaurant activity peaks during lunch hour. Walker's *Shared Parking* model assumes the effect of these variations by time of day and time of year. Moreover, parking demand is a fluid force, subject to variations according to the availability of alternative transportation, proximity of complimentary land uses, differences in user presence by time of day and time of year, building occupancy rates and a host of other factors. Conversely, the available parking supply tends to be a fixed quantity, limited by the amount of space allocated on a given site for parking.

Assuming the effects of *Shared Parking*, the projected weekday peak-hour parking demand projected for DVC once Massage Heights is in operation is 217± spaces, as shown in Table 5, on the following page. The peak-hour demand, which is projected to occur in August at 12:00 PM, is calculated based upon driving and non-captive ratios as well as the presence factors (peak-hour adjustments) shown in the table. As depicted, the projected peak-hour weekday demand represents a 39% reduction from the unadjusted weekday parking demand projected for the site. Massage Heights is adding potentially twenty-four (24±) spaces of parking demand during weekday peak-hour parking demand conditions.

Assuming the effects of *Shared Parking*, the projected weekend day peak-hour parking demand (181 ± spaces) for the site is shown in Table 6. The model projects the peak-hour weekend day demand will occur in May at 5:00 PM. Massage Heights is adding potentially twenty-six (26±) spaces of parking demand during weekend peak-hour parking demand conditions. The peak-hour demand is calculated using the drive and non-captive ratios, as well as the presence factors (peak-hour adjustments) shown in the table. The projected peak-hour weekend day demand represents a 46% reduction from the unadjusted weekend day parking demand projected for the site.

Table 5: Shared Parking – Weekday Demand (projected)

Land Use	Weekday					Demand	Demand
	Unadj	Month Adj	Pk Hr Adj	Non Captive	Drive Ratio	Aug	Aug
	Demand	Aug	12:00 PM	Daytime	Daytime	12:00 PM	6:00 PM
Sprint	2	94%	80%	100%	100%	2	2
Employee	1	87%	100%	100%	82%	1	1
Leather Creations	8	85%	70%	100%	100%	5	5
Employee	5	90%	70%	100%	82%	3	3
Pet People	5	69%	95%	100%	100%	3	3
Employee	3	80%	100%	100%	82%	2	2
Starbuck's	37	84%	50%	89%	100%	14	9
Employee	4	90%	90%	100%	82%	3	3
Chipotle	37	99%	60%	94%	100%	21	18
Employee	6	100%	100%	100%	82%	5	4
Bobby's	48	99%	30%	94%	100%	13	33
Employee	8	100%	85%	100%	82%	6	6
Menchie's	17	99%	50%	97%	100%	8	8
Employee	3	100%	50%	100%	82%	1	2
Seta's Salon	8	99%	70%	100%	100%	6	0
Employee	5	100%	75%	100%	82%	3	2
Vogue Jewelers	2	68%	65%	99%	100%	1	1
Employee	1	90%	100%	100%	82%	1	1
Kid's Snips	6	40%	75%	100%	100%	2	0
Employee	4	75%	75%	100%	82%	2	0
Lease Pending (Assumed Retail)	4	90%	80%	100%	100%	3	3
Employee	1	100%	100%	100%	82%	1	1
UPS Store	8	68%	90%	99%	100%	5	6
Employee	1	90%	100%	100%	82%	1	1
Garber Furs	2	99%	90%	100%	100%	2	1
Employee	1	100%	100%	100%	82%	1	1
Deerfield Cyclery	7	100%	65%	89%	100%	4	4
Employee	3	100%	100%	100%	82%	2	1
Alley Cleaners	3	70%	50%	100%	100%	1	1
Employee	1	80%	100%	100%	82%	1	1
Fannie May	1	75%	100%	100%	100%	1	1
Employee	1	85%	100%	100%	82%	1	1
Office	6	95%	65%	100%	100%	4	0
Employee	61	95%	100%	100%	87%	50	5
Massage Heights	14	95%	80%	100%	100%	11	11
Employee	16	95%	100%	100%	87%	13	10
First Midwest Bank	11	100%	80%	97%	100%	9	0
Employee	6	95%	100%	100%	87%	5	0
Total Parking Spaces Required	357					217	151
					% reduction	39%	

Source: Walker Parking Consultants

Table 6: Shared Parking – Weekend Day Demand (projected)

Land Use	Weekend					Demand	Demand
	Unadj Demand	Month Adj May	Pk Hr Adj 5:00 PM	Non Captive Daytime	Drive Ratio Daytime	May 5:00 PM	May 6:00 PM
Sprint	3	100%	65%	95%	100%	2	1
Employee	2	100%	90%	100%	87%	2	2
Leather Creations	8	100%	65%	95%	100%	5	3
Employee	6	100%	90%	100%	87%	5	5
Pet People	8	66%	70%	100%	100%	4	3
Employee	7	80%	75%	100%	87%	4	4
Starbuck's	37	100%	40%	100%	100%	15	11
Employee	4	100%	65%	100%	87%	2	2
Chipotle	35	96%	65%	95%	100%	21	18
Employee	6	100%	100%	100%	87%	5	6
Bobby's	68	96%	65%	95%	100%	40	45
Employee	12	100%	95%	100%	87%	10	11
Menchie's	16	96%	100%	96%	100%	15	15
Employee	3	100%	70%	100%	87%	2	3
Seta's Salon	10	96%	0%	95%	100%	0	0
Employee	10	100%	0%	100%	87%	0	0
Vogue Jewelers	2	60%	70%	100%	100%	1	1
Employee	1	90%	80%	100%	87%	1	1
Kid's Snips	7	71%	60%	100%	100%	3	0
Employee	7	80%	100%	100%	87%	5	1
Lease Pending (Assumed Retail)	4	90%	70%	100%	100%	3	2
Employee	1	100%	75%	100%	87%	1	1
UPS Store	0	60%	0%	100%	100%	0	0
Employee	1	90%	0%	100%	87%	0	0
Garber Furs	4	96%	65%	95%	100%	2	2
Employee	1	100%	100%	100%	87%	1	1
Deerfield Cyclery	7	60%	0%	100%	100%	0	0
Employee	3	90%	0%	100%	87%	0	0
Alley Cleaners	3	65%	90%	100%	100%	2	2
Employee	1	75%	100%	100%	87%	1	1
Fannie May	2	60%	97%	100%	100%	1	1
Employee	1	70%	90%	100%	87%	1	1
Office	1	100%	10%	100%	100%	0	0
Employee	6	100%	10%	100%	92%	1	0
Massage Heights	14	100%	80%	100%	100%	11	11
Employee	16	100%	100%	100%	92%	15	11
First Midwest Bank	11	100%	0%	98%	100%	0	0
Employee	6	100%	0%	100%	92%	0	0
Total Parking Spaces Required	334					181	165
					% reduction	46%	

Source: Walker Parking Consultants

CONCLUSION

PARKING ADEQUACY

We define the term “Parking Adequacy” as the ability of the parking supply to accommodate the projected peak-hour parking demand. A positive or negative remainder when compared to the proposed parking supply indicates a parking surplus or deficit within the system. Based upon the observed occupancy, and Walker’s shared parking analysis, once Massage Heights is fully operational, the total projected peak-hour weekday demand is projected at approximately 217 ± spaces; therefore, during peak demand conditions, a 39± space surplus is projected for the site, as shown in Table 7.

Table 7: Parking Adequacy (projected)

	Weekday		Weekend	
	Aug 12:00 PM	Aug 6:00 PM	May 5:00 PM	May 6:00 PM
Customer/Guest, All Uses	115	106	125	115
Employee, All Uses	102	45	56	50
Total Parking Spaces Required	217	151	181	165
Planned Supply	256	256	256	256
Surplus (+)/Deficit (-)	39	105	75	91

Source: Walker Parking Consultants

CONCLUSION

Based upon Walker’s analysis of the land use data provided by the Client, field observations conducted by Walker, and the *Shared Parking* model prepared for DVC that includes the impact of the proposed Massage Heights establishment, the current parking supply at DVC should adequately accommodate the peak-hour parking demand projection once Massage Heights is fully operational.

STATEMENT OF LIMITING CONDITIONS

This report is subject to the following limiting conditions:

1. This report is based on assumptions outside the control of Walker Consultants (“Walker”) and/or our client; therefore, Walker cannot guarantee the results.
2. The results and conclusions presented in this report may be dependent on future assumptions regarding the local, national, or international economy. These assumptions and resultant conclusions may be invalid in the event of war, terrorism, economic recession, rationing, or other events that may cause a significant change in economic conditions.
3. Walker assumes no responsibility for any events or circumstances that take place or change subsequent to the date of our field inspections.
4. Walker is not qualified to detect hazardous substances, has not considered such, and therefore urges the client to retain an expert in this field, if relevant to this study.
5. Sketches, photographs, maps and other exhibits included herein may not be of engineering quality or to a consistent scale, and should not be relied upon as such.
6. All information, estimates, and opinions obtained from parties not employed by Walker, are assumed to be accurate. We assume no liability resulting from information presented by the client or client’s representatives, or received from third-party sources.
7. All mortgages, liens, encumbrances, leases, and servitudes have been disregarded unless specified otherwise. Unless noted, we assume that there are no encroachments, zoning violations, or building violations encumbering the subject property.
8. This report is to be used in whole and not in part. None of the contents of this report may be reproduced or disseminated in any form for external use by anyone other than our client without our written permission.
9. The projections presented in the analysis assume responsible ownership and competent management. Any departure from this assumption may have a negative impact on the conclusions.
10. Computer models that use and generate precise numbers generate some of the figures and conclusions presented in this report. The use of seemingly exact numbers is not intended to suggest a level of accuracy that may not exist. A reasonable margin of error may be assumed regarding most numerical conclusions. Conversely, some numbers are rounded and as a result some conclusions may be subject to small rounding errors.
11. Walker Consultants prepared this report. All opinions, recommendations, and conclusions expressed for this assignment are rendered by the staff of Walker Consultants as employees, rather than as individuals.

Life Feels Better

WHEN LIVED AT A HIGHER LEVEL

Don't think of massage as a one-time treat, an indulgence, or a reward for a tough week. Regular massage truly elevates your everyday life, smoothing out the rough spots, helping you be your best, and making it easier to deal with life's curve balls. At Massage Heights, we sell a lifestyle, a better way to live. Our Programs are designed to facilitate an overall feeling of well-being that gets even better with each session.

LIFESTYLE PROGRAMS

Your Lifestyle Consultant will help you select a plan that will address and support your specific needs and goals, both now and in the future. Programs include various session lengths and Aromatherapies as well as opportunities to add therapeutic Elevations.

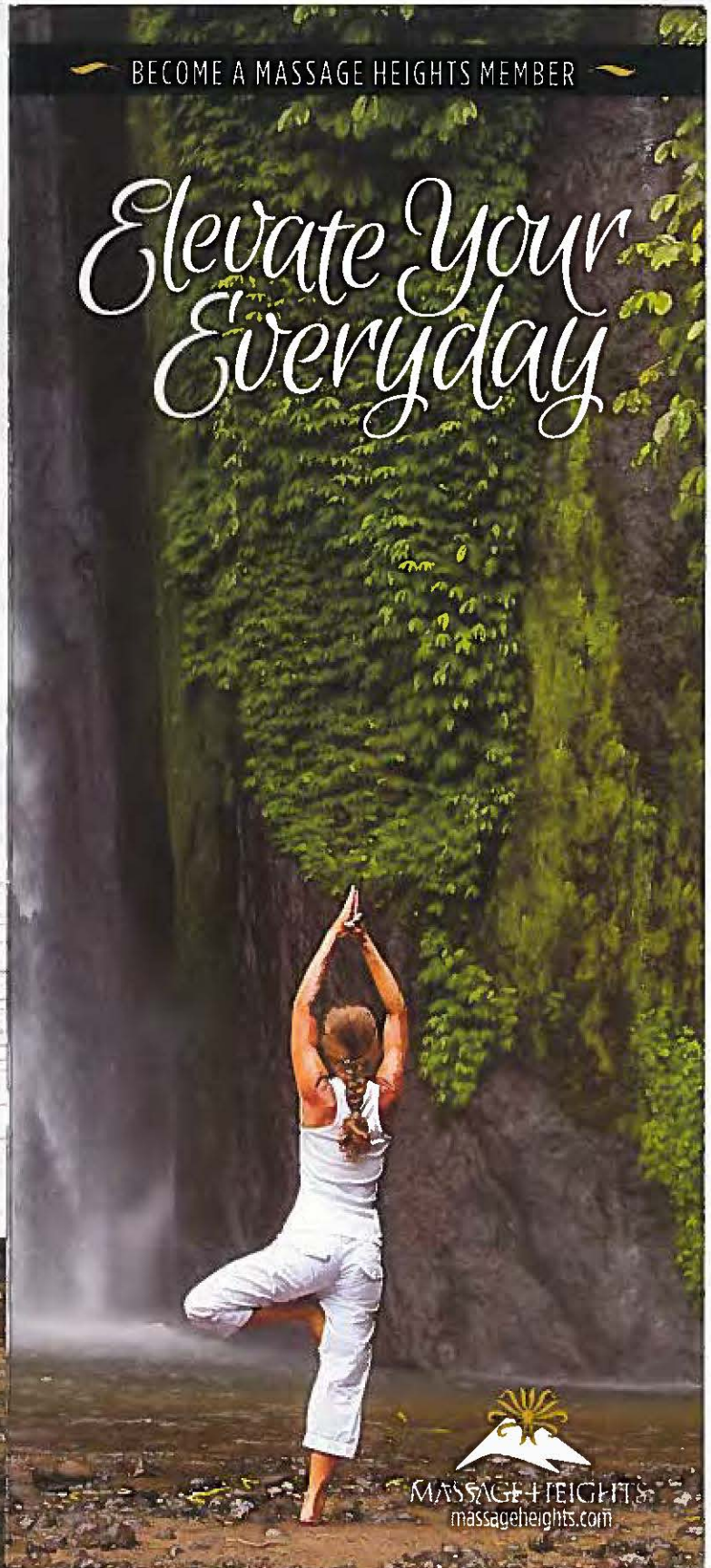
ELEVATIONS & AROMATHERAPY

Members can enhance their massage with various Elevations (from Hot Stone Therapy and Reviving Foot Scrubs to Revitalizing Face Massage and Active Therapy), as well as all-natural Aromatherapies designed with specific benefits in mind.

Specific details and pricing can be found on our Lifestyle Program inserts. Ask a Lifestyle Consultant for more information.

OTHER MEMBERSHIP BENEFITS

- Free Aromatherapy
- 50% off the non-member rate on subsequent massages after your included 1-hour visit
- The myHEIGHTSrewards™ Program, which earns you points on purchases and referrals you can redeem for products and services
- Split your 1-hour included service into two 30-minute sessions if you're short on time
- Roll over unused services into the next month—even combine them for a longer session



Relax

Your introductory visit to Massage Heights is only the beginning. It's the first step toward discovering just how good life can feel. The benefits of regular massage go beyond soothing the stresses and strains of the moment. More than a luxury or singular reward, Massage Heights Lifestyle Programs are customized Memberships that provide a series of rejuvenating sessions—each building on the last—to calm your nerves, clear your mind, and elevate your everyday.

Revive

Although you'll hate to see your session end, we'll provide you with at-home recommendations so you can continue reaping the therapeutic benefits of your service. Like any ongoing health regimen, what you get out of it gets better over time. The more often your appointments, the more those glorious post-massage feelings become infused in your everyday life. You'll notice changes in what you can do and how you feel doing it. Soon, the idea of missing an appointment is simply unthinkable.

Repeat

Our Lifestyle Programs are varied so you can choose the one that meets your needs and schedule. We offer 60-, 90-, and 120-minute custom massage sessions, as well as 30-minute targeted treatments. And, if you like, enhance your visit with Aromatherapy or therapeutic add-ons called Elevations to make the experience even more tailored.

BENEFITS OF REGULAR MASSAGE

With guaranteed professional and affordable therapeutic services in a relaxing, spa-like environment, Massage Heights Lifestyle Programs will help improve your overall wellness in a number of ways, some of which include:

- Lowering your stress levels
- Strengthening your immune system
- Increasing your flexibility
- Enhancing your athletic performance
- Managing your pain
- Improving your circulation
- Reducing your blood pressure

WE EVEN MAKE SCHEDULING APPOINTMENTS LOW-STRESS

Our Retreats are open 7 days a week, from early to late, with more than 20 licensed therapists on staff committed to guiding you to a higher level of well-being. They'll create a massage experience customized just for you, with a pre-massage consultation targeting your individual needs, life stresses, daily activities, pain points, and triggers. They'll also discuss the styles of massage that will best help you today and long term. Choose from a variety of options:

- Swedish
- Sports
- Deep Tissue
- Trigger Point
- Reflexology
- Prenatal
- Couples Massage

LET US HELP YOU *Elevate Your
Everyday*



Types of Facials

Regular facials are an important part of your overall skin care regimen and help ensure full body health. Facials include deep cleansing, customized exfoliation, moisturizing, masques, and sometimes massage. Regular facials ensure the youthful glow of healthy skin.

Essential Facial

Our Essential Facial is fully inclusive to deliver your skin's best health and includes a combination of a professional double cleanse, customized exfoliation, extractions (as needed), masque, toner, enriching moisturizer, and solar protection. This customized facial treats your everyday skin care concerns such as oiliness, dryness and dehydration.

Anti-Aging Facial

Are the signs of aging becoming more prevalent on your skin? Give it a revitalizing power boost with this treatment designed to help firm, smooth, nourish, regenerate and energize while controlling the biochemical triggers that lead to skin aging.

Sensitive Skin

Red, itching, burning skin—don't conceal it. Control it! This treatment is serious relief for sensitized skin that calms, soothes and replenishes the most aggravated, irritated and inflamed skin. By targeting the triggers behind redness, itching and stinging, this treatment will help recover skin health for long-term relief from flare-ups.

Clear Skin

It's the end of the line for adult acne. Treat, clean and prevent adult breakouts with this powerful treatment that jump-starts acne clearing and helps prevent acne well beyond the treatment.

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Types of Massage

Swedish

Light to firm pressure includes long, smooth strokes, kneading and friction techniques, and active and passive joint movement.

Sports

Dynamic stretching increases range of motion and reduces possible injury. Long strokes flush out toxins from activities that cause muscle and joint soreness.

Deep Tissue

Slow strokes and pressure focusing on the deeper layers of muscle tissue reduce pain, increase range of motion, relieve chronic muscle spasms, and improve circulation.

Trigger Point

Also known as Myotherapy or Neuromuscular Therapy. Concentrated pressure on "trigger points" (painful, irritated areas in muscles) reduces spasms and pain.

Reflexology

Specific massage strokes focus on a system of points in the hands and feet thought to correspond with specific areas and energy channels of the body.

Prenatal

Minimizes stress, promotes relaxation, and alleviates pain that is commonly associated with pregnancy. Prenatal massage is performed only by certified therapists who have received special training—and only with your doctor's approval. This massage modality is performed while lying on your side for the safety of both expectant mother and baby.

Couples Massage

Relax together in a larger room made to accommodate two tables and two therapists working in synchronization.

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Facial Elevations

Our Elevations enhance the therapeutic results of your facial through accelerated delivery of ingredients that target advanced skin care concerns.

Skin Enriching

Enhance the results of your customized facial with our Skin Enriching Elevation. It allows for deeper penetration of our skin care products and increases speed of results. Additionally, this elevation helps reduce the appearance of fine lines and wrinkles, increases your youthful look by lifting and firming your skin, aids in eliminating and preventing acne, and reduces dark under-eye circles and eye inflammation.

Skin Purifying

Give your skin a youthful glow with our Skin Purifying Elevation. It promotes deep cleansing by loosening cellular blockages and increasing the skin's natural function to remove waste products and sluff off unhealthy skin. Your revived, youthful skin will look, feel and function naturally.

Skin Refining

Perfect your customized facial with our Skin Refining Elevation. Enriched oxygen eliminates acne-causing bacteria, has a healing effect on skin, stimulates circulation, and helps oxygenate the skin. Also, aids in eliminating and preventing acne.

BioActive Peel

BioActive Peel gently and effectively targets fine lines, hyperpigmentation, and acne. The unique, multiphase treatment works with the skin's biology to safely remove dull epidermal layers and accelerate cell renewal without the inflammation and prolonged downtime typically associated with chemical peels.

Visit any of our Massage Heights body + face Retreat locations to receive your complimentary "Face Map" analysis to find out if your skin would benefit from a BioActive Peel treatment.

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Body Elevations

Our Body Elevations expand the therapeutic effects of your massage by engaging your senses, contributing to an overall feeling of well-being that gets better with each session. These can be added onto any 1-Hour, 90-Minute or 2-Hour Massage session.

Hot Stone Therapy

Intensify the restorative properties of your massage, relieve stress and tension, and rid the body of toxins with the thermo-therapeutic effects of Hot Stone Therapy and your choice of Aromatherapy blend.

Reviving Foot Scrub

Stimulating lemongrass and lavender essential oils from our Revive body butter and body scrub—along with an infusion of heat and moisture—help soften, hydrate, and revive tired feet and legs.

Revitalizing Face Massage

A combination of soothing warm towels and cool stones revitalizes your senses and allows beneficial oxygen and nutrients to penetrate your skin. Using soothing Aromatherapy of Breathe essential oil and linen spray, this Elevation also helps reduce eye inflammation, headache, and sinus pain.

Aromatherapy

Elevate your experience with our invigorating Aromatherapy treatments, which help relax tight and tense muscles and facilitate stimulation of blood and lymph circulation.

*Prepaid Elevations may not be applied.

LET US HELP YOU *Elevate Your Everyday*

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Heights at Home REMEDIES

Between treatments, relax at home with the same products used in our Retreats. Choose your favorite Heights at Home® blend or try something new. Available in relax, breathe, energize, revive, and relieve blends.

Body Milk

An all-natural, light and creamy body lotion to keep skin soft and moisturized. Blended with essential oils for therapeutic aromatic benefits. Can be used as an everyday moisturizer.

Body Butter

Formulated to provide maximum hydration to treat dry, cracked, and dehydrated skin.

Body Wash

A natural and sulfate-free bath and shower gel blended to gently cleanse the skin.

Bath Salts

Re-mineralize your skin with a blend of Dead Sea salts and essential oils formulated to create a calming and balancing bathing experience. A great way to help detoxify the body after a massage.

Essential Oils

Our high-quality essential oils and other ingredients are made from renewable resources. Oils are cold-pressed from plant leaves and flowers instead of using heat or chemical extraction (which deteriorates the therapeutic effects and properties).

LET US HELP YOU *Elevate Your
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Life is Better Lived AT A HIGHER LEVEL

Your introductory visit to Massage Heights is the first step towards discovering **just how good life can feel.**

More than a luxury or singular reward, Massage Heights Lifestyle Programs are customized Memberships that provide a series of rejuvenating sessions—each building on the last—to calm your nerves, clear your mind, and **elevate your everyday.**

INTRODUCTORY SERVICE

1 Hour custom Massage with Free Aromatherapy	49.99*
1 Hour custom Facial with Free Aromatherapy	59.99*

THE BENEFITS OF MEMBERSHIP

Professional and affordable therapeutic services in a relaxing, spa-like environment:

- Licensed, professional therapists
- Roll over unused services into the next month—even combine them for a longer session
- Use your Membership at any Massage Heights Retreat in the US and Canada

ADDITIONAL BENEFITS OF MEMBERSHIP

- Free Aromatherapy
- 50% off Non-member pricing on additional Services and Elevations
- Rollover unused services month to month
- Short on time? Split a 1-Hour included service into two 30-Minute sessions
- Earn points on purchases and referrals with myHEIGHTSrewards™ loyalty program
- Upgrade any massage service to a facial for as low as \$10

LET US HELP YOU *Elevate Your
Everyday*


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Heights at Home

ESSENTIAL OILS

Our all-natural proprietary Aromatherapy essential oil blends can be used topically, inhaled, incorporated into massage, or used as a complement to your favorite body care products.

Relax

An aromatic blend of lavender, sweet orange, and ylang-ylang essential oils are ideal to alleviate fatigue, insomnia, nervousness, tension, and stress.

Breathe

Eucalyptus, rosemary, and myrtle essential oils are effective against congestion, colds, sinus headaches, and other minor respiratory complaints.

Energize

Fight physical and mental fatigue, exhaustion, and sluggishness with a blend of rosemary, sage, and basil essential oils.

Revive

A soothing blend of lemongrass, lavender, and basil essential oils help revitalize your body and balance your mind.

Relieve

This peaceful combination of wintergreen, menthol, and peppermint essential oils cools aching, painful muscles and joints.

LET US HELP YOU *Elevate Your Everyday*



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Life's Better Lived

AT A HIGHER LEVEL

LIFESTYLE PROGRAMS

Massage Heights offers four customizable Lifestyle Programs to meet your individual needs

PINNACLE

One, 90-Minute Massage service monthly with complimentary Aromatherapy and your choice of One Elevation **89.99**

PEAK

One, 90-Minute Massage service monthly with complimentary Aromatherapy **79.99**

HEIGHTENED

One, 60-Minute Massage service monthly with complimentary Aromatherapy and your choice of One Elevation **69.99**

FOUNDATION

One, 60-Minute Massage service monthly with complimentary Aromatherapy **59.99**

Every Member will be able to upgrade their monthly session from a massage to a facial for an additional fee:

1-Hour Facial **10.00**
90-Minute Facial **15.00**

ADDITIONAL MEMBERSHIP BENEFITS

Members can exclusively enjoy 50% off all additional services each month

SERVICES	Member	Non-Member
30-Minute Massage	19.99	39.99
1-Hour Massage	39.99	79.99
90-Minute Massage	59.99	119.99
2-Hour Massage	79.99	159.99
30-Minute Facial	24.99	49.99
1-Hour Facial	49.99	99.99
90-Minute Facial	74.99	149.99

ELEVATIONS	Member	Non-Member
Hot Stone Therapy	20.00	40.00
Revitalizing Face Massage	12.00	24.00
Reviving Foot Scrub	12.00	24.00
Skin Enriching	12.00	24.00
Skin Purifying	12.00	24.00
Skin Refining	12.00	24.00
BioActive Peel	30.00	60.00

*Introductory rate valid for first-time clients only. All sessions include time for 5-minute pre and post-appointment consultation. Additional local taxes and fees may apply. Rates and services may vary by location. Each Massage Heights treatment is independently owned and operated. © 2016 Massage Heights Franchising. Franchise opportunities available. 11-A-BF-REV-0616

REQUEST FOR BOARD ACTION

18-24-1

Agenda Item: _____

Subject: Ordinance Amending Chapter 15 (Morals and Conduct), Article 11 (Assault Weapons),

Section 15-87 (Safe Storage of Assault Weapons) and Section 15-88 (Transportation of

Assault Weapons) of the Municipal Code of the Village of Deerfield To Regulate The

Possession, Manufacture and Sale of Assault Weapons

Action Requested: First Reading

Originated By: Mayor Rosenthal

Referred To: Village Board of Trustees

Summary of Background and Reason for Request

A report and recommendation concerning the implementation of a ban on assault weapons was accepted by the Board at the March 5, 2018 meeting.

Written correspondence received since the last meeting is enclosed.

Reports and Documents Attached:

Ordinance Amendment
Copy of Ordinance O-13-24
Correspondence received on this topic

Date Referred to Board: March 19, 2018

Action Taken: _____

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 15 (MORALS AND CONDUCT),
ARTICLE 11 (ASSAULT WEAPONS), SECTION 15-87 (SAFE STORAGE OF
ASSAULT WEAPONS) AND SECTION 15-88 (TRANSPORTATION OF ASSAULT
WEAPONS) OF THE MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD
TO REGULATE THE POSSESSION, MANUFACTURE AND SALE OF ASSAULT
WEAPONS IN THE VILLAGE OF DEERFIELD**

WHEREAS, Chapter 15 (Morals and Conduct), Article 11 (Assault Weapons), Section 15-87 (Safe Storage of Assault Weapons; Exceptions) and Section 15-88 (Transportation of Assault Weapons; Exceptions) of the Municipal Code of the Village of Deerfield, as enacted by Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), regulate the possession, storage and transportation of assault weapons in the Village of Deerfield; and

WHEREAS, the Firearm Concealed Carry Act, 430 ILCS 65/13.1(c), as amended by Public Act 98-63, § 150 (eff. July 9, 2013), provides that the Village of Deerfield, as a home rule unit of local government under the provisions of Article VII, Section 6 of the Illinois Constitution of 1970, may amend Village of Deerfield Ordinance No. 0-13-24, which was enacted on, before or within ten (10) days after the effective date of Public Act 98-63, § 150, pursuant to the Village's home rule exercise of any power and performance of any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the corporate authorities of the Village of Deerfield find that, since the enactment of Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), assault weapons have been increasingly used in an alarming number of notorious mass shooting incidents at public

schools, public venues, places of worship and places of public accommodation including, but not limited to, the recent mass shooting incidents in Parkland, Florida (Margery Stoneman Douglas High School; 17 people killed), Sutherland Springs, Texas (First Baptist Church; 26 people killed), Las Vegas, Nevada (Music Festival; 58 people killed), and Orlando, Florida (Pulse Nightclub; 49 people killed); and

WHEREAS, the corporate authorities of the Village of Deerfield find that assault weapons are dangerous and unusual weapons which are commonly associated with military or antipersonnel use, capable of a rapid rate of fire, have the capacity to fire a large number of rounds due to large capacity fixed magazines or the ability to use detachable magazines, present unique dangers to law enforcement, and are easily customizable to become even more dangerous weapons of mass casualties and destruction; and

WHEREAS, the corporate authorities of the Village of Deerfield find that amending Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013) to prohibit the possession, manufacture and sale of assault weapons in the Village of Deerfield may increase the public's sense of safety at the public schools, public venues, places of worship and places of public accommodation located in the Village of Deerfield; and

WHEREAS, the corporate authorities of the Village of Deerfield find that amending Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013) to prohibit the possession, manufacture and sale of assault weapons in the Village of Deerfield may increase the public's sense of safety by deterring and preventing a mass shooting incident in the Village of Deerfield, notwithstanding potential objections regarding the availability of alternative weaponry or the enforceability of such a ban; and

WHEREAS, the corporate authorities of the Village of Deerfield find that amending Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013) to prohibit the possession, manufacture

and sale of assault weapons in the Village of Deerfield may increase the public's sense of safety by effecting a cultural change which communicates the normative value that assault weapons should have no role or purpose in civil society in the Village of Deerfield; and

WHEREAS, the corporate authorities of the Village of Deerfield find that, since the enactment of Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), the possession, manufacture and sale of assault weapons in the Village of Deerfield is not reasonably necessary to protect an individual's right of self-defense or the preservation or efficiency of a well-regulated militia; and

WHEREAS, the corporate authorities of the Village of Deerfield find that, since the enactment of Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), courts throughout our State and Nation have uniformly upheld the constitutionality of local ordinances and legislation prohibiting the possession, manufacture and sale of assault weapons including, but not limited to, an ordinance enacted by the City of Highland Park, Illinois; and

WHEREAS, the corporate authorities of the Village of Deerfield find that, since the enactment of Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), State and Federal authorities have failed to regulate the possession, manufacture and sale of assault weapons in the best interests for the protection of the public health, safety, morals and welfare of the Village of Deerfield; and

WHEREAS, the corporate authorities of the Village of Deerfield request that State and Federal authorities enact Statewide or Nationwide regulations to prohibit the possession, manufacture or sale of assault weapons; and

WHEREAS, the corporate authorities of the Village of Deerfield find that amending Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013) to prohibit the possession, manufacture

and sale of assault weapons in the Village of Deerfield is in the Village's best interests for the protection of the public health, safety, morals and welfare of the Village of Deerfield;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: The recitals to this Ordinance are incorporated into and made a part of this Ordinance as if fully set forth herein.

SECTION 2: Chapter 15 (Morals and Conduct), Article 11 (Assault Weapons), Section 15-87 (Safe Storage of Assault Weapons; Exceptions) and Section 15-88 (Transportation of Assault Weapons; Exceptions) of the Municipal Code of the Village of Deerfield, as enacted by Village of Deerfield Ordinance No. 0-13-24 (July 1, 2013), shall be amended to read as follows (additions are indicated by underlining and deletions are indicated by ~~strikeout~~ markings):

Sec. 15-87. Safe Storage of Assault Weapons; Exceptions.

(a) ~~Safe Storage.~~ It shall be unlawful to possess, bear, manufacture, sell, transfer, store or keep any assault weapon in the Village, ~~unless such weapon is secured in a locked container or equipped with a tamper resistant mechanical lock or other safety device, properly engaged so as to render such weapon inoperable by any person other than the owner or other lawfully authorized user. For purposes of this section, such weapon shall not be deemed stored or kept when being carried by or under the control of the owner or other lawfully authorized user.~~

(b) ~~Self defense exception.~~ ~~No person shall be punished for a violation of this section if an assault weapon is used in a lawful act of self defense or in defense of another.~~

(~~e~~) The provisions of this section do not apply to (i) any law enforcement officer, agent or employee of any municipality of the State of Illinois (ii) any law enforcement officer, agent or employee of the State of Illinois, of the United States, or of any other state (iii) any member of the military or other service of any state or the United States, including national guard and reserves, if the persons described are authorized by a competent authority to so carry an assault weapon loaded on a public way and such person is acting within the scope of his duties or training, except that any such assault weapon shall be secured in a locked container or equipped with a tamper-resistant mechanical lock or other safety device, properly engaged so as to render such weapon inoperable by any person other than the owner or other lawfully authorized user unless otherwise provided by the

rules, regulations, general orders, ordinances or legislation regulating such conduct of said law enforcement officer or service member.

Section 15-88. Transportation of Assault Weapons; Exceptions.

(a) It is unlawful and a violation of this section for any person to carry, keep, bear, manufacture, sell, transfer or possess an assault weapon in the Village, ~~except when on his land or in his own abode, legal dwelling or fixed place of business, or on the land or in the legal dwelling of another person as an invitee with that person's permission, except that this section does not apply to or affect transportation of assault weapons that meet one of the following conditions:~~

- ~~(i) are broken down in a non-functioning state; or~~
- ~~(ii) are not immediately accessible; or~~
- ~~(iii) are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container by a person who has been issued a currently valid Firearm Owner's Identification Card; or~~

(b) The provisions of this section do not apply to (i) any law enforcement officer, agent or employee of any municipality of the State of Illinois (ii) any law enforcement officer, agent or employee of the State of Illinois, of the United States, or of any other state (iii) any member of the military or other service of any state or the United States, including national guard and reserves officer, agent or employee of any municipality of the commonwealth, if the persons described are authorized by a competent authority to so carry an assault weapon loaded on a public way and such person is acting within the scope of his duties or training.

Section 15-89. Penalty.

Any person who is found to have violated this Article shall be fined not less than \$250 and not more than \$1,000 for each offense.

Section 15-90. Disposition of Assault Weapon and Large Capacity Magazine.

Any person who, prior to the effective date of Ordinance No. _____, was legally in possession of an Assault Weapon or Large Capacity Magazine prohibited by this Article, shall have 60 days from the effective date of Ordinance No. _____, to do any of the following without being subject to prosecution hereunder:

(a) Remove, sell or transfer the Assault Weapon or Large Capacity Magazine from within the limits of the Village;

(b) Modify the Assault Weapon or Large Capacity Magazine either to render it permanently inoperable or to permanently make it a device no longer defined as an Assault Weapon or Large Capacity Magazine;

(c) Surrender the Assault Weapon or Large Capacity Magazine to the Chief of Police or his or her designee for disposal as provided in Section 15-91 of this Article; or

(d) Take the steps necessary to cause the Assault Weapon or Large Capacity Magazine to be broken down, in a nonfunctioning state, not immediately accessible to any person, and unloaded and enclosed in a case, firearm carrying box, shipping box, or other container by a person who has been issued a currently valid Firearm Owner's Identification Card.

Section 15-91. Destruction of Assault Weapons and Large Capacity Magazines.

The Chief of Police shall cause to be destroyed each Assault Weapon or Large Capacity Magazine surrendered or confiscated pursuant to this Article; provided, however, that no Assault Weapon or Large Capacity Magazine shall be destroyed until such time as the Chief of Police determines that the Assault Weapon or Large Capacity Magazine is not needed as evidence in any matter. The Chief of Police shall cause to be kept a record of the date and method of destruction of each Assault Weapon or Large Capacity Magazine destroyed pursuant to this Article.

SECTION 3: The Village Manager, or his designee, is authorized and directed to submit to the Illinois Department of State Police a copy of this Ordinance, 30 days after its adoption, and any such other measures as may be necessary to effect the requirements of 430 ILCS 65/13.3.

SECTION 4: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 5: This Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should: (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 6: This Ordinance shall be in full force and effect upon its passage and approval and shall subsequently be published in pamphlet form as provided by law.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 15 (MORALS AND CONDUCT),
ARTICLE 11 (ASSAULT WEAPONS), SECTION 15-87 (SAFE STORAGE OF
ASSAULT WEAPONS) AND SECTION 15-88 (TRANSPORTATION OF ASSAULT
WEAPONS) OF THE MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD
TO REGULATE THE POSSESSION, MANUFACTURE AND SALE OF ASSAULT
WEAPONS IN THE VILLAGE OF DEERFIELD**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

_____ day of _____, 2018.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
_____ day of _____, 2018.**

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. 0-13-24

**AN ORDINANCE REGULATING THE OWNERSHIP
AND POSSESSION OF ASSAULT WEAPONS
IN THE VILLAGE OF DEERFIELD**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

1st day of July, 2013.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
1st day of July, 2013.**

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. 0-13-24

**AN ORDINANCE REGULATING THE OWNERSHIP
AND POSSESSION OF ASSAULT WEAPONS
IN THE VILLAGE OF DEERFIELD**

WHEREAS, the Illinois General Assembly has adopted House Bill 183, the “Firearm Concealed Carry Act,” which will become effective upon signature by the Governor of the State of Illinois; and

WHEREAS, the Firearm Concealed Carry Act will preempt the authority of home rule units of government in the State of Illinois, including the Village of Deerfield, to regulate assault weapons unless such a home rule ordinance or regulation is enacted on, before or within ten (10) days after the effective date of the Firearm Concealed Carry Act; and

WHEREAS, the corporate authorities of the Village of Deerfield are of the opinion that assault weapons, as defined in this Ordinance, are subject to regulation as provided herein, and should be regulated as provided herein within the corporate limits of the Village of Deerfield; and

WHEREAS, the corporate authorities of the Village of Deerfield find that assault weapons are capable of a rapid rate of fire and have the capacity to fire a large number of rounds due to large capacity fixed magazines or the ability to use detachable magazines; and,

WHEREAS, the corporate authorities of the Village of Deerfield find that assault weapons have been used in a number of notorious mass shooting incidents in venues such as public schools, including recent shooting incidents in Newtown, Connecticut, and Santa Monica, California, and are commonly associated with military or antipersonnel use; and

WHEREAS, the corporate authorities of the Village of Deerfield find that assault weapons should be subject to safe storage and security requirements as provided herein to limit the opportunity for access and use of these firearms by untrained or unauthorized users;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: That Chapter 15 (“Morals and Conduct”) of the Municipal Code of the Village of Deerfield be and the same is hereby amended to add the following as Article 11 thereof entitled “Assault Weapons”:

Article 11. Assault Weapons.

Sec. 15-86. Definitions.

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Assault weapon means:

- (1) A semiautomatic rifle that has the capacity to accept a large capacity magazine detachable or otherwise and one or more of the following:
 - (A) Only a pistol grip without a stock attached;
 - (B) Any feature capable of functioning as a protruding grip that can be held by the non-trigger hand;
 - (C) A folding, telescoping or thumbhole stock;
 - (D) A shroud attached to the barrel, or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel; or
 - (E) A muzzle brake or muzzle compensator.
- (2) A semiautomatic rifle that has a fixed magazine that has the capacity to accept more than ten rounds of ammunition.
- (3) A semiautomatic pistol that has the capacity to accept a detachable magazine and has one or more of the following:

- (A) Any feature capable of functioning as a protruding grip that can be held by the non-trigger hand;
 - (B) A folding, telescoping or thumbhole stock;
 - (C) A shroud attached to the barrel, or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel;
 - (D) The capacity to accept a detachable magazine at some location outside of the pistol grip.
- (4) A semiautomatic shotgun that has one or more of the following:
- (A) Only a pistol grip without a stock attached;
 - (B) Any feature capable of functioning as a protruding grip that can be held by the non-trigger hand;
 - (C) A folding, telescoping or thumbhole stock;
 - (D) A fixed magazine capacity in excess of five rounds; or
 - (E) An ability to accept a detachable magazine.
- (5) Any shotgun with a revolving cylinder.
- (6) Conversion kit, part or combination of parts, from which an assault weapon can be assembled if those parts are in the possession or under the control of the same person.
- (7) Shall include, but not be limited to, the assault weapons models identified as follows:
- (A) The following rifles or copies or duplicates thereof:
 - (i) AK, AKM, AKS, AK-47, AK-74, ARM, MAK90, Misr, NHM 90, NHM 91, SA 85, SA 93, VEPR;
 - (ii) AR-10;
 - (iii) AR-15, Bushmaster XM15, Armalite M15, or Olympic Arms PCR;
 - (iv) AR70;
 - (v) Calico Liberty;
 - (vi) Dragunov SVD Sniper Rifle or Dragunov SVU;
 - (viii) Fabrique National FN/FAL, FN/LAR, or FNC;
 - (viii) Hi-Point Carbine;
 - (ix) HK-91, HK-93, HK-94, or HK-PSG-1;
 - (x) Kel-Tec Sub Rifle;
 - (xi) Saiga;
 - (xii) SAR-8, SAR-4800;
 - (xiii) SKS with detachable magazine;
 - (xiv) SLG 95;
 - (xv) SLR 95 or 96;
 - (xvi) Steyr AUG;
 - (xvii) Sturm, Ruger Mini-14;
 - (xviii) Tavor;

- (xix) Thompson 1927, Thompson M1, or Thompson 1927 Commando; or
- (xx) Uzi, Galil and Uzi Sporter, Galil Sporter, or Galil Sniper Rifle (Galatz).

(B) The following pistols or copies or duplicates thereof, when not designed to be held and fired by the use of a single hand:

- (i) Calico M-110;
- (ii) MAC-10, MAC-11, or MPA3;
- (iii) Olympic Arms OA;
- (iv) TEC-9, TEC-DC9, TEC-22 Scorpion, or AB-10; or
- (v) Uzi.

(C) The following shotguns or copies or duplicates thereof:

- (i) Armscor 30 BG;
- (ii) SPAS 12 or LAW 12;
- (iii) Striker 12; or
- (iv) Streetsweeper.

“Assault weapon” does not include any firearm that has been made permanently inoperable, or satisfies the definition of “antique firearm,” stated in this section, or weapons designed for Olympic target shooting events.

Detachable magazine means any ammunition feeding device, the function of which is to deliver one or more ammunition cartridges into the firing chamber, which can be removed from the firearm without the use of any tool, including a bullet or ammunition cartridge.

Large capacity magazine means any ammunition feeding device with the capacity to accept more than ten rounds, but shall not be construed to include the following:

- (1) A feeding device that has been permanently altered so that it cannot accommodate more than ten rounds.
- (2) A 22 caliber tube ammunition feeding device.
- (3) A tubular magazine that is contained in a lever-action firearm.

Muzzle brake means a device attached to the muzzle of a weapon that utilizes escaping gas to reduce recoil.

Muzzle compensator means a device attached to the muzzle of a weapon that utilizes escaping gas to control muzzle movement.

Sec. 15-87. Safe Storage of Assault Weapons; Exceptions.

(a) Safe Storage. It shall be unlawful to store or keep any assault weapon in the Village unless such weapon is secured in a locked container or equipped with a tamper-resistant mechanical lock or other safety device, properly engaged so as to render such

weapon inoperable by any person other than the owner or other lawfully authorized user. For purposes of this section, such weapon shall not be deemed stored or kept when being carried by or under the control of the owner or other lawfully authorized user.

(b) Self defense exception. No person shall be punished for a violation of this section if an assault weapon is used in a lawful act of self-defense or in defense of another.

(c) The provisions of this section do not apply to (i) any law enforcement officer, agent or employee of any municipality of the State of Illinois (ii) any law enforcement officer, agent or employee of the State of Illinois, of the United States, or of any other state (iii) any member of the military or other service of any state or the United States, including national guard and reserves, if the persons described are authorized by a competent authority to so carry an assault weapon loaded on a public way and such person is acting within the scope of his duties or training.

Section 15-88. Transportation of Assault Weapons; Exceptions.

(a) It is unlawful and a violation of this section for any person to carry or possess an assault weapon in the Village, except when on his land or in his own abode, legal dwelling or fixed place of business, or on the land or in the legal dwelling of another person as an invitee with that person's permission, except that this section does not apply to or affect transportation of assault weapons that meet one of the following conditions:

- (i) are broken down in a non-functioning state; or
- (ii) are not immediately accessible; or
- (iii) are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container by a person who has been issued a currently valid Firearm Owner's Identification Card; or

(b) The provisions of this section do not apply to (i) any law enforcement officer, agent or employee of any municipality of the State of Illinois (ii) any law enforcement officer, agent or employee of the State of Illinois, of the United States, or of any other state (iii) any member of the military or other service of any state or the United States, including national guard and reserves officer, agent or employee of any municipality of the commonwealth, if the persons described are authorized by a competent authority to so carry an assault weapon loaded on a public way and such person is acting within the scope of his duties or training.

Section 15-89. Penalty. Any person who is found to have violated this Article shall be fined not less than \$250 and not more than \$1,000 for each offense.

SECTION 2: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 3: That this Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should: (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 4: This Ordinance shall be in full force and effect upon its passage and approval and shall subsequently be published in pamphlet form as provided by law.

PASSED this 1st day of July, 2013.

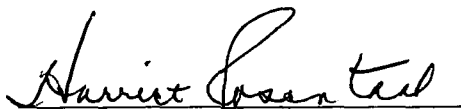
AYES: Benton, Jester, Seiden, Struthers

NAYS: None

ABSENT: Farkas, Nadler

ABSTAIN:

APPROVED this 1st day of July, 2013.


Village President

ATTEST:


Village Clerk

David E. Fitzgerald

From: Felice Isaacs <feliceisaacs123@gmail.com>
Sent: Thursday, March 1, 2018 7:13 PM
To: David E. Fitzgerald
Subject: ban on assault weapons

Hi David

My name is Felice Isaacs. I am a Deerfield resident. I am in favor of the Village of Deerfield to ban assault weapons. Do you need people to show up at the board meeting on Monday?

Felice

David E. Fitzgerald

From: susanaberg@comcast.net
Sent: Friday, March 2, 2018 2:26 PM
To: David E. Fitzgerald
Subject: Support ban on assault weapons

Hi
My name is Susan Berg and I'm a resident of Deerfield. I would like to express my support for the ban of assault weapons.

Thank you,
Susan Berg
1232 Country Lane
Deerfield IL 60015

Sent from my iPhone

David E. Fitzgerald

From: Joe Goldman <joegoldman2236@yahoo.com>
Sent: Friday, March 2, 2018 2:35 PM
To: David E. Fitzgerald
Subject: Ban All Guns



65 Salem, Evanston, IL 60203
We Stand Behind Our Work Unconditionally

Go as far as you can on this, banning sales or even possession. Ignore the argument "Well, they'll buy them somewhere else anyway." Let good, progressive Deerfield take a stand that it and its fine citizens have had enough of this carnage, and that Deerfield itself will stand in the way of guns as much as possible.

Best regards,

- Joe Goldman

Joe Goldman
PRESIDENT

Mr. Electric of the North Shore
(312) 550-3807

joe.goldman@mail.mrelectric.com

www.mrelectric.com/north-shore

LinkedIn: <https://www.linkedin.com/in/joe-goldman-4307455/>

Facebook: <https://www.facebook.com/mrelectricofthenorthshore/>

David E. Fitzgerald

From: Andi G <aj.goldstein@comcast.net>
Sent: Saturday, March 3, 2018 5:56 PM
To: David E. Fitzgerald
Subject: Ban on Assault Weapons

To Mayor Rosenthal and The Village Board of Trustees,

I understand you will be voting for a ban on assault weapons. I have been a resident of Deerfield for almost 20 years. I love this village. However, given the state of our country and the freedom with which guns can be obtained, I am asking that you ban assault weapons from Deerfield. I'm sure all of you have been affected by the increase in mass shootings around the country. It is not only schools. It's everywhere: airports, malls, streets, stores. It stresses people out to always be on alert and to see so many people in pain.

Thank you for letting me voice my opinion. I would appreciate your voting yes to a ban on assault weapons.

Sincerely,
Andi Goldstein

Sent from my iPad

David E. Fitzgerald

From: Kent Street
Sent: Monday, March 5, 2018 1:30 PM
To: David E. Fitzgerald
Subject: Fwd: Assault Weapons in Village of Deerfield

Sent from my Verizon Wireless 4G LTE DROID

----- Original Message -----

Subject: Assault Weapons in Village of Deerfield
From: Teesie Heineman Eck <teesie2@gmail.com>
To: Kent Street <kstreet@deerfield.il.us>, Harriet Rosenthal <harrietrose@comcast.net>
CC:

Dear Mayor Rosenthal, Village Trustees & Staff,

As a 37 year resident, I wish to go on record in full support of an ordinance amendment which would BAN the possession, use, sale or trade of military style assault weapons within the Village of Deerfield. Additionally, it is imperative that we ban those devices that enable a single shot weapon to effectively become a machine gun. Residents count on you, our Village Leadership Team, to ensure that Deerfield is a safe, healthy, and secure community to call home. Thank you for taking bold action to remove the accessibility of these killing machines which have no other purpose than to harm human beings.

Thanks again,
Teesie Heineman Eck
755 Chestnut St
Deerfield, IL

--

Teesie

David E. Fitzgerald

From: JGottfried <jgottfried4@yahoo.com>
Sent: Monday, March 5, 2018 10:50 AM
To: David E. Fitzgerald
Subject: Weapons ban in Deerfield.

I understand you are voting in an ordinance tonight. I am strongly in favor of a weapons ban in our community. Thank you.

Jo Anne

Jo Anne Gottfried
chief operating officer

445 north wells street, suite 200
chicago, Illinois 60654
direct 312-970-3229

www.urbaninnovations.com

David E. Fitzgerald

From: Kent Street
Sent: Monday, March 5, 2018 2:23 PM
To: David E. Fitzgerald
Subject: Fwd: March 5th Meeting - Weapons in Village of Deerfield

Fyi.

Sent from my Verizon Wireless 4G LTE DROID

----- Original Message -----

Subject: March 5th Meeting - Weapons in Village of Deerfield
From: "Paul L. Eck" <paulleck1@gmail.com>
To: Kent Street <kstreet@deerfield.il.us>, Harriet Rosenthal <harrietrose@comcast.net>
CC: Teesie Heineman Eck <teesie2@gmail.com>

Dear Mayor Rosenthal, Village Trustees & Staff,

As a 37 year resident at 755 Chestnut Street, I wish to go on record in full support of an ordinance amendment which would BAN the possession, use, sale or trade of military style assault weapons within the Village of Deerfield. Additionally, it is imperative that we ban those devices that enable a single shot weapon to effectively become a machine gun.

Further I do not want to have any type of weaponized drone allowed to be flown in our air space or operated in any manner within our limits.

I speak as a gun builder in Explorer Scouting and a current gun owner that there are rational limits to what should be allowed. We have not allowed explosives and machine guns for decades because of their destructive and killing potential. Meanwhile, over the years, technology has provided ever more efficient and effective killing weaponry that is now available to the public. So much of what is relatively easy to obtain today rivals or surpasses those Tommy Guns from the prohibition era that led the Feds to crack down so the agents were not out gunned. We simply need to bring our statement of rational limits forward to include those now too easily obtainable, too effective, too deadly weapons that would not leave any trophy or meal to speak of if one used it deer hunting.

Respectfully submitted,
Paul L. Eck
755 Chestnut Street
Deerfield, IL 60015

David E. Fitzgerald

From: Harriet Rosenthal <harrietrose1@comcast.net>
Sent: Tuesday, March 6, 2018 8:53 AM
To: David E. Fitzgerald
Subject: Fwd: Assault Weapons Ban

Sent from my iPad

Begin forwarded message:

From: Jpdelgreco <jpdelgreco@gmail.com>
Date: March 5, 2018 at 5:54:37 PM CST
To: harrietrose@comcast.net
Subject: Assault Weapons Ban

Mayor Rosenthal and trustees,

As a resident of Deerfield of 25 years I wish to express my opposition to amending the existing ordinance regarding so-called "assault weapons".

Statistically, deaths due to the use of any kind of rifle is extremely rare, according to the FBI, and while I was saddened by the event in Florida, I feel it would be wrong to persecute and punish lawful gun owners for the actions of one individual. The individual of whom I speak that should not have been able to purchase his firearm in the first place but was able to due to the failures of local police and the FBI, but I digress.

In closing, please consider that the individuals who will be effected, should the existing ordinance be amended, are law-abiding, tax paying, upstanding members of the community. Criminals, however, will not be effected by an amended ordinance, as criminals rarely, if ever, obey the law.

I hope this email finds you well, and feel free to share my comments during the meeting. I would gladly be there in person, but my work schedule precludes me from attending.

Best regards,

Joseph P. Del Greco
820 Rosemary Ter.
Deerfield, IL 60015
847 340-2191

Sent from my iPhone

David E. Fitzgerald

From: Harriet Rosenthal <harrietrose1@comcast.net>
Sent: Tuesday, March 6, 2018 8:54 AM
To: Kent Street; Andrew Lichterman; David E. Fitzgerald
Subject: Fwd: Tonight's meeting

Sent from my iPad

Begin forwarded message:

From: Michael Purdy <mcpurdy3@gmail.com>
Date: March 5, 2018 at 3:59:20 PM CST
To: harrietrose@comcast.net
Cc: bobbenton@prodigy.net, tapjester@yahoo.com, mmoart@comcast.net, wss5@comcast.net, dshapiro@shapiroassociateslaw.com, bjstruthers@bjsltd.net
Subject: **Tonight's meeting**

Mayor Rosenthal and Board:

I was born and raised in Deerfield, moved back almost 26 years ago to raise a family here. It has been a good choice.

The reason for this email is that I would love to attend tonight's meeting but am unable to.

My concern is the discussion of a ban of so called assault weapons or magazines etc. in the village. I feel that this is simply a knee-jerk reaction to the tragedy in Parkland by an individual who was flagged at least 23 times by local authorities. The FBI was also notified twice.

The idea that "we must do something" will not affect criminals or anyone with criminal intent, as evidenced by every horrible mass shooting. Banning the most popular sporting rifle in the country will only affect law abiding citizens, taking away the ability to defend ones home and family as well as enjoying the sport. This is the worst kind of gun control, it preserves the ability of criminals to access guns while restricting the access of law abiding residents. There is no such thing as law-abiding criminals

I do believe there are measures that can be taken to reduce these horrible events, this is not one of them. ensuring that states report prohibited persons to the NICS system and improving the reporting of mental health issues are the big ones.

I strongly urge you and the board to not consider a village ban of any kind. Thank you and I hope that this email can be considered by the board - feel free to make this public record in tonight's meeting. I would also be open to any further discussion.

Thanks, Mike

Michael Purdy
880 Summit Drive

Deerfield, IL 60015
H 847-405-0750
C 312-520-1673
mcpurdy3@gmail.com

David E. Fitzgerald

From: Francis and Elizabeth Kowalik <kowalik@integrity.com>
Sent: Wednesday, March 7, 2018 11:59 AM
To: David E. Fitzgerald
Subject: Ordinance O-13-24

Dear David-

It was nice to speak with you today concerning the proposed ban of so-called "assault weapons" in Deerfield. Please feel free to forward my comments to Ms. Rosenthal and the Board.

In times when awful things happen it's a common reaction to ask "What can we do?" It's times like these that require us to act from reason and not emotion. What is reasonable here is to realize that law abiding owners of firearms are not the problem, and ordinances that infringe on the rights of law abiding citizens are not the solution. I'd like to point out the recent events in Oswego, where an armed citizen, carrying an AR-15, saved lives in breaking up a knife attack near his home. Those are the kinds of actions we should be applauding since it is the person, not the instrumentality, that makes the moral decision. Sure, the guns on the list look "scary" and are easily demonized. But what is the real effect of the proposed ordinance? I posit that the proposed ordinance will do absolutely nothing to improve safety in Deerfield. Rather, it will render formerly law abiding citizens who, rather than posing a threat to the people of Deerfield, are most likely to be their defenders like in Oswego, violators of a municipal ordinance.

As people who have lost family in both Germany and the Ukraine in the 1930's and 1940's our family has come to have a deep appreciation of the rights enumerated in the United States Constitution. Those rights to freedom of speech, worship, self-defense, due process and freedom from unreasonable search and seizure are what make America unique. There is no "need" associated with these rights, they are guaranteed absolutely. Just as no one "needs" to demonstrate to others their right to worship as they please, to speak their mind and there's no "need" to demonstrate to others for someone to own the firearm of their choice. To weaken one part of the Constitution to satisfy the vagaries of the times is to weaken all of the Constitution and lessen all of our liberty.

Harriet, you may not like firearms, and that is your right as a citizen. But as an elected official, it is your duty to see that the rights of all citizens, especially those who may have presently unpopular positions, are preserved. The proposed ordinance should NOT be enacted.

Best regards,

Francis C. Kowalik
Elisabeth A. Kowalik
1111 Osterman Ave.
Deerfield, IL 60015

David E. Fitzgerald

Subject: FW: please consider

From: Dan Gross <grossd@gmail.com>

Date: Wednesday, March 7, 2018 at 1:29 PM

To: Daniel Shapiro <dshapiro@shapiroassociateslaw.com>

Subject: please consider

Mr. Shapiro,

I urge you to reconsider banning AR-15 and other similar firearms completely from Deerfield. I totally understand the urgency to do something, but with one vote you will be turning more Deerfield residents in to criminals than you think. Without a lot of care and forethought, law abiding citizens who have never committed any crimes in their life will now be considered criminals.

Limit sales, insist that the firearms are being locked and stored safely, perhaps grandfather in current residents who already own a rifle that is included in your proposed ban. I strongly believe that some flexibility needs to be included in this decision.

Please be reasonable in your approach and consider all Deerfield citizens when debating this issue in coming weeks.

Best,
Dan Gross
Deerfield Resident

David E. Fitzgerald

From: Harriet Rosenthal <harrietrose1@comcast.net>
Sent: Wednesday, March 7, 2018 9:30 PM
To: Robert Shmikler
Cc: Kent Street; Andrew Lichterman; David E. Fitzgerald; John J. Sliozis
Subject: Re: Proposed "assault weapons" ban in Deerfield

Thank you for your email. A copy will be sent to the Board of Trustees.

Best,

Harriet

Sent from my iPad

On Mar 7, 2018, at 12:42 PM, Robert Shmikler <rshmikler@att.net> wrote:

Mayor Rosenthal:

As a Deerfield resident for 37 years I want to object to the proposed "assault weapons" ban. I spoke at the meeting in 2013 against such a ban and considered the safe storage provision a reasonable compromise which addressed all of the needs and concerns of the community. There has been no violation of that ordinance that I have seen reported since it was enacted. I am aware that the proposed change will severely impact at least several members of the community and probably many to the point where they are forced to or will desire to move away. Where is the need for this ban? How will it prevent or even hinder an attack by an outlaw? It clearly will not.

It seems to me that this is political pandering of the worst order. You will deprive Deerfield citizens of their legal property rights and impair their self defense rights and for what purpose?

The implications of this action are deeply disturbing to me even though I am not personally effected at this time. Since it is clear to me that this ordinance will have no positive result it seems it is a manipulation to harass certain firearm owners in Deerfield. How could you do such thing to your abiding citizens?

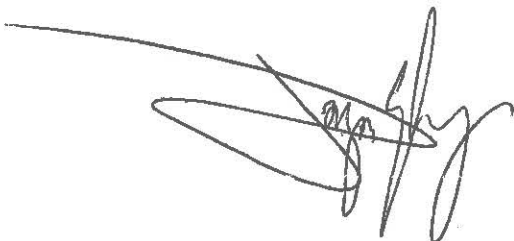
Sincerely,

Robert Shmikler
1316 Laurel Ave
Deerfield

Dear Mayor Rosenthal,

I am a teenager that goes to Deerfield High School and very much a Conservative. I want to stress this point, the people advocating for the DHS walk-out and subsequent legislation DO NOT SPEAK FOR THE MAJORITY OF THE SCHOOL. There are countless conservatives who agree with my on this and I hope that you do not restrict "Assault Weapons" in Deerfield Illinois. As an American citizen I have the constitutional right to voice this opinion and to own a firearm. There have been several restrictions made for the second amendment already and I believe that the only way to end gun crime is to currently enforce the laws we have. I can assure you that there is no reason to ban assault weapons in Deerfield seeing that we barely have a crime rate. From my point of view this piece of legislation is just to secure favor of the kids advocating for it. You have no constitutional right to limit a citizen's right to a firearm. The assault weapons ban that was put into effect in Highland Park is an unconstitutional mess and I hope you do not adopt this. For me this weapons ban is just a symbolic gesture that will have no effect except the limiting of me and my family's constitutional right. This issue has been taken to court before and I guarantee you if this ban passes it will go to court again. With a more conservative Supreme court I guarantee you they will want to hear this case unlike what happened long ago. What kind of government can ethically go into someone's house, metaphorically put a gun to the person's head, and take their constitutional right or even force them to destroy their private property. There are many citizens in Deerfield like Daniel Easterday who are law abiding citizens who happen to own firearms. By banning these weapons you are stripping them of their right to defend themselves and their family. Judge Easterbrook said "it [Banning assault weapons] may reduce the carnage if a mass shooting occurs." He was speaking about the Highland Park ban on assault weapons. Mayor Rosenthal I ask you this. If a person is hellbent on killing people what makes you think that taking assault weapons from law abiding citizens' hands would lesson the carnage? What do you think the benefits of a disarmed population are? How are less guns in the hands of law abiding citizens in anyway good for the general public of Deerfield? Mayor if you allow this to continue you are going to be a person that infringes upon the entire towns constitutional rights as United States citizens. In closing, I hope that you do not let this unconstitutional proposition pass at all. Please do whatever is in your power to stop this in its tracks. No matter how much the people want this right taken away please do no listen to them. Not a single comma, word, or phrase was put into our constitution and our bill of rights without numerous debates. I leave you with a quote by Jeffery Snyder, an American author "To ban guns because criminals use them is to tell the innocent and law-abiding that their rights and liberties depend not on their own conduct, but on the conduct of the guilty and the lawless." Please do not allow this act to pass.

Sincerely, Jason Shrago

A handwritten signature in black ink, appearing to read "Jason Shrago". The signature is stylized and somewhat cursive, with a long horizontal line extending to the left from the start of the name.

REQUEST FOR BOARD ACTION

18-25-1

Agenda Item: _____

Subject: Ordinance Adding Chapter 12 (“Health”), Article 8 (“Pavement Sealants”), As Amended,

To the Municipal Code of the Village of Deerfield to Regulate the Use and Sale of Coal

Tar Pavement Sealants and Licensing of Pavement Sealant Professionals

Action Requested: _____
First Reading

Village Manager’s Office

Originated By: _____
Village Board of Trustees

Referred To: _____

Summary of Background and Reason for Request

A report and recommendation to ban the use and sale of coal tar sealant products in the Village of Deerfield was accepted at the March 5, 2018 meeting.

The ordinance narrowly defines Coal Tar Products to ensure that the ban only applies to pavement sealants and sealcoat products that contain coal tar, coal pitch and its volatiles, derivatives, mixtures and variations but does not apply to other consumer products such as cosmetics.

The ordinance includes an effective date of May 1, 2018.

Reports and Documents Attached:

Ordinance

Date Referred to Board: _____
March 19, 2018

Action Taken: _____

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

AN ORDINANCE ADDING CHAPTER 12 (“HEALTH”), ARTICLE 8 (“PAVEMENT SEALANTS”), AS AMENDED, TO THE MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD TO REGULATE THE USE AND SALE OF COAL TAR PAVEMENT SEALANTS AND LICENSING OF PAVEMENT SEALANT PROFESSIONALS

WHEREAS, the Village of Deerfield is a home rule unit of local government under the provisions of Article VII, Section 6 of the Illinois Constitution that may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the corporate authorities of the Village of Deerfield find that numerous academic and government studies have found that coal tar pavement sealants contain significantly higher concentrations of polycyclic aromatic hydrocarbons which may damage human health and the environment; and

WHEREAS, the corporate authorities of the Village of Deerfield find that there are readily available alternatives to coal tar pavement sealants which are commonly used by individuals and pavement sealant professionals in the Village of Deerfield; and

WHEREAS, the corporate authorities of the Village of Deerfield have determined that the regulations provided herein are in the best interests of the public health, safety and welfare of the Village of Deerfield;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: The recitals to this Ordinance are incorporated into and made a part of this Ordinance as if fully set forth herein.

SECTION 2: Chapter 12 (“Health”) of the Municipal Code of the Village of Deerfield shall be amended to add the following as Article 8, which shall be entitled “Pavement Sealants”, and which shall read as follows:

Article 8. Pavement Sealants

Sec. 12-53. Definitions.

For the purposes of this Article, the following words and phrases shall have the meanings respectively ascribed to them by this Section:

Coal tar products means pavement sealant or sealcoat products that contain coal tar, coal tar pitch, coal tar derivatives, coal tar pitch volatiles, coal tar mixtures or any variation assigned the Chemical Abstracts Service (CAS) numbers 65996-93-2, 65996-89-6, or 8007-45-2.

Licensee means a holder of a pavement sealant professional's license issued by the Village of Deerfield, as well as the agents, employees and independent contractors of the licensee.

Pavement sealant professional means any person that employs one or more individuals for the purpose of providing pavement sealing for clients including, but not limited to, pavement sealing of any driveway, driveway approach, on or off-street parking area, playground, sidewalk, bike trail, patio, sports facility, loading area or facility, or roadway.

Pavement sealing means the application of sealant or sealcoat product to maintain any surface, including but not limited to, a driveway, driveway approach, on or off-street parking area, playground, sidewalk, bike trail, patio, sports facility, loading area or facility, street, highway, or roadway.

Person means any individual, association, partnership, firm, trust, corporation or limited liability company.

Vehicle means any motor-driven vehicle used by the licensee to transport employees or agents who work on pavement sealing, equipment, and/or debris.

Sec. 12-54. Sale of coal tar products prohibited.

No person may sell, offer or display for sale within the Village, at wholesale or retail, coal tar products of any kind.

Sec. 12-55. Use of coal tar products prohibited.

On public and private property, no coal tar products of any kind shall be applied or used on the surface of any a driveway, driveway approach, on or off-street parking area, playground, sidewalk, bike trail, patio, sports facility, loading area or facility, street, highway, roadway, or paved surface within the Village.

Sec. 12-56. Pavement sealant professional license required.

- (a) No pavement sealant professional shall perform any pavement sealing without first securing an annual license therefor from the Village. The failure to comply with this license requirement shall be deemed a violation of this Article.
- (b) Except as otherwise provided by an annual fee resolution, the annual pavement sealant professional license fee shall be One Hundred Dollars (\$100.00). All applicable license fees and any other required fees shall be paid prior to the issuance of any license.
- (c) The license term shall expire on December 31 of the calendar year for which it is issued unless sooner revoked as provided in this Article.
- (d) A license shall be a purely personal privilege, effective for a period not to exceed one (1) year after issuance unless sooner revoked as provided in this Article, and shall not constitute property. No license is transferable, separate or divisible, and such authority as a license confers shall be conferred only on the licensee named therein.

Sec. 12-57. Application for pavement sealant professional license.

- (a) An application for a pavement sealant professional license shall be made to the Village Manager on forms provided by the Village. The application shall be completed in full and signed by the applicant, if an individual, or by a duly authorized agent thereof, if not an individual, verified by oath or affidavit, and shall set forth the following information:
 - 1. Name and address of the applicant; if the applicant is a partnership, the application shall show for each partner his name and address and interest, and all information required by paragraphs (2) through (6) of this Section, and if the applicant is a corporation, the application shall state the name and address of the registered agent, and with respect to each director, and each shareholder owning ten percent (10%) or more of the corporation's shares, (i) his or her name and address, together with (ii) the information required by paragraphs (2) through (6) of this Section.
 - 2. Whether the applicant has ever been convicted of the commission of a felony under the laws of this State, or any other state, or under the laws of the United States.
 - 3. Whether applicant ever made an application for a license under this Article, or a

pavement sealant professional business license or similar license to a state or county, city, village or other unit of local government, and if so, where and when, and if such application was granted or denied, and if such application was denied, the reasons for the denial.

4. Whether a license was ever issued to the applicant under this Article or a pavement sealant professional license or similar license was ever issued by any state or county, city, village or other unit of local government, and if so, where and when, and if such license has ever been suspended or revoked and the reasons for the suspension or revocation.
 5. Whether the applicant has ever been convicted of a violation of any of the provisions of this Article or any ordinance of any other Illinois municipality which regulates pavement sealant professionals, or any Illinois statute regulating pavement sealant professionals.
 6. A statement that the applicant has received copies of, reviewed and understands the applicable ordinances of the Village including, but not limited to, the prohibition on the use and sale of coal tar products in the Village, and will promulgate same and educate its employees thereof.
 7. The number and kind of vehicles owned and controlled by the applicant.
 8. The location of the applicant's office and garage.
 9. The color scheme, insignia, trade name, and telephone number located upon and used to designate the vehicles of the applicant.
 10. A complete description of each vehicle including the year, make, model and motor or factory number ("VIN") of the vehicle.
 11. Evidence that the applicant is covered by policies of: comprehensive general liability insurance, including bodily injury and property damage; and adequate workers' compensation and vehicle insurance unless the Village Manager, in his or her sole discretion, waives any or all of these insurance requirements.
 12. Payment of the annual license fee.
- (b) The applicant shall submit a written authorization for the Village, its agents and employees to seek information and conduct an investigation into the truth of the statements set forth in the application and the qualifications of the applicant for a license.
 - (c) The applicant shall submit such other information, documentation, and identification as the Village Manager may deem necessary to determine the identity of the applicant or to process the application.

Sec. 12-58. Issuance, denial, suspension, renewal, and revocation of pavement sealant professional's license.

- (a) In addition to the provisions under Section 1-26 (“Suspension Or Revocation Of Licenses Or Permits; Refusal To Issue Licenses Or Permits”) of this Code, the Village Manager may deny, suspend, revoke, or refuse to issue or renew, a pavement sealant professional's license for any of the following reasons:
1. The use or sale of coal tar products by the licensee within the Village;
 2. The applicant or licensee, if an individual; or any of the officers, directors, any person owning directly or beneficially more than ten percent (10%) of the stock of the corporation, if the applicant or licensee is a corporation; or any of the partners, including limited partners, if the applicant or licensee is a partnership; and the manager, assistant manager or any other person principally in charge of the operation of the business, has been:
 - (i) convicted of a felony under the laws of the State of Illinois or any other state, or under the Federal laws of the United States, within ten (10) years of the date of the application; or
 - (ii) convicted of any other criminal offense involving dishonesty, fraud, deceit or moral turpitude within ten (10) years of the date of the application; or
 - (iii) convicted of a violation of any provision of this Article or any applicable provision of this Code including, but not limited to, Chapter 14 (“Licenses”), Article 1 (“In General”) of this Code; or
 - (iv) convicted of a violation of an ordinance of any other unit of local government regulating pavement sealant professionals; or
 - (v) denied, suspended or revoked of a pavement sealant professional license or similar license by the Village or any other jurisdiction; or
 - (vi) subject to pending proceedings to suspend or revoke a pavement sealant professional license or similar license issued by the Village or any other jurisdiction; or
 - (vii) overdue on payment to the Village of fees, fines, or penalties assessed against the licensee or imposed upon the licensee in relation to the sale or use of pavement sealants; or
 - (viii) providing false, misleading or fraudulent statements of fact in the license application or in any document required by the Village in conjunction with the license application; or
 - (ix) failing to provide information required by the Village in conjunction with the

license application.

- (b) In the event that the application is denied for failure to comply with the requirements of this Article, the Village Manager shall immediately notify the applicant in writing of the reasons for the denial. If the failure is not cured within ten (10) days after the date on which the Village Manager denies the issuance of said license, the application shall be null and void.
- (c) No person whose license has been revoked may apply for a license for a period of one (1) year following the date of such revocation.
- (d) The renewal of a license shall follow the same provisions required for the issuance of a license under this Article.
- (e) Except as otherwise provided by this Section, the provisions of Section 1-26 of this Code shall govern the issuance, denial, suspension or revocation of this license.
- (f) The Village Manager shall have the discretion to deny, suspend or revoke a license for a single violation of this Article.

Sec. 12-59. Display of pavement sealant professional's license.

- (a) All vehicles operated by the licensee must at all times display:
 - 1. The information required by Section 12-59(a)(9) of this Article; and
 - 2. The pavement sealant professional's vehicle sticker issued by the Village upon issuance of a license in an open and conspicuous place in the front driver's side window of the vehicle.
- (b) The failure to comply with the provisions of this Section shall be deemed a violation of this Article.

Sec. 12-60. Penalty.

- (a) Any person found guilty of violating any provisions of this Article shall be fined in an amount not less than Fifty Dollars (\$50.00) nor more than One Thousand Dollars (\$1,000.00) for each offense. Every day that a violation exists constitutes a separate offense.
- (b) Any owner or occupant of property who permits a violation of Section 12-55 of this Article to exist or continue upon the property shall be fined in an amount not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) for each offense. Every day that such violation is permitted to exist, or is maintained by the owner of occupant, shall be considered a separate offense.

SECTION 3: If any section, paragraph, clause or provision of this Ordinance shall be held

invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 4: This Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should: (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 5: This Ordinance shall be in full force and effect upon its passage and approval and shall subsequently be published in pamphlet form as provided by law.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

AN ORDINANCE ADDING CHAPTER 12 (“HEALTH”), ARTICLE 8 (“PAVEMENT SEALANTS”), AS AMENDED, TO THE MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD TO REGULATE THE USE AND SALE OF COAL TAR PAVEMENT SEALANTS AND LICENSING OF PAVEMENT SEALANT PROFESSIONALS

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

_____ day of _____, 2018.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
_____ day of _____, 2018.**

REQUEST FOR BOARD ACTION

18-22-2

Agenda Item: _____

Subject: Ordinance Amending the Municipal Code to Create a Class E Liquor License for Bartaco (711 Deerfield Road Unit A) and Reduce the Number of Class C Licenses by One – 2R

Second Reading

Action Requested: _____

Petitioner

Originated By: _____

Mayor and Board of Trustees

Referred To: _____

Summary of Background and Reason for Request

Bartaco plans to open at 711 Deerfield Road, Unit A, later this year. They are requesting a Class E liquor license to serve beer, wine and spirits. A report and recommendation was accepted on February 20 and a First Reading was held March 5.

The attached Ordinance would update the Municipal Code to create a license for Bartaco while also reflecting the current number of active liquor licenses following the closure of previous license holders and Noodles & Co. decision to stop serving alcohol.

Reports and Documents Attached:

Ordinance

March 19, 2018

Date Referred to Board: _____

Action Taken: _____

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. O-18

**AN ORDINANCE AMENDING CHAPTER 3 OF THE
MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD OF 1975 TO
DECREASING THE NUMBER OF CLASS C LIQUOR LICENSES BY ONE TO SIX
(NOODLES & CO.) AND CREATING A CLASS E LICENSE FOR BARTACO**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this
_____ day of _____, 2018.**

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
_____ day of _____, 2018.**

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. O-18

**AN ORDINANCE AMENDING CHAPTER 3 OF THE
MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD OF 1975 TO
DECREASING THE NUMBER OF CLASS C LIQUOR LICENSES BY ONE TO SIX
(NOODLES & CO.) AND CREATING A CLASS E LICENSE FOR BARTACO**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: That Section 3-9 (Number of Licenses) of Chapter 3 (Alcoholic Beverages) of the Municipal Code of the Village of Deerfield of 1975, as amended, is hereby further amended by striking said Section in its entirety and substituting in lieu thereof the following:

Sec. 3-9. Number of Licenses.

There shall be issued in the Village no more than:

(a)	Class A	Three (3)
(b)	Class B	One (1)
(c)	Class BB	One (1)
(d)	Class C	Six (6)
(e)	Class D	Two (2)
(f)	Class D-1	Zero (0)
(g)	Class D-2	Zero (0)
(h)	Class E	Twelve (12)
(i)	Class F	Zero (0)
(j)	Class G	Four (4)
(k)	Class H	None (0)
(l)	Class I	Two (2)
(m)	Class J	Zero (0)
(n)	Class K	Two (2)
(o)	Class L	Zero (0)
(p)	Class M	Three (3)
(q)	Class N	One (1)
(r)	Class O	One (1)

SECTION 2: That the Village Clerk is hereby directed to publish this Ordinance in pamphlet form.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 4: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

REQUEST FOR BOARD ACTION

Agenda Item: 18-11-2

Subject: Ordinance Authorizing the Redevelopment of the 99 S. Waukegan Road Property (former Office Depot property); a Special Use for a Chick-Fil-A Restaurant with a Drive-Thru, and a Text Amendment for a Multiple Use Unified Development (Waukegan Lake Cook, LLC and Chick-Fil-A) – 2R

Action Requested: Second Reading

Originated by: Plan Commission

Referred to: Mayor and Board of Trustees

Summary of Background and Reason for Request:

On February 5, 2018, the Board of Trustees accepted the Plan Commission's recommendation of the Redevelopment of the 99 S. Waukegan Road Property (former Office Depot property). The proposed redevelopment included a Special Use for a Chick-Fil-A Restaurant with a Drive-Thru, and a Text Amendment for a Multiple Use Unified Development. A first reading of the ordinance was held on March 5, 2018.

Since the first reading of the ordinance, the ordinance has been changed to reflect the Board's comments that the development plan comply with the recommendations and requirement of the Appearance Review Commission as indicated in Section 6 (iii). The applicant has also requested a change to Section 6 (iv), which would allow the owners of the 49 S. Waukegan Road and the 99 S. Waukegan Road properties the flexibility to relocate 23 parking spaces in the Reciprocal Grant of Easement Agreement (REA) on the 99 S. Waukegan Road property. This change in the ordinance would not allow any reduction in parking spaces for the 99 S. Waukegan Road property. Both changes are highlighted in the ordinance on page 5 and 6.

Reports and Documents Attached:

Ordinance

Date Referred to Board: March 19, 2018

Action Taken: _____

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE REDEVELOPMENT OF 99 S. WAUKEGAN ROAD AS A MULTIPLE USE UNIFIED DEVELOPMENT, A SPECIAL USE FOR A CHICK-FIL-A RESTAURANT WITH A DRIVE-THRU, A TEXT AMENDMENT FOR A MULTIPLE USE UNIFIED DEVELOPMENT, AND NECESSARY EXCEPTIONS FOR THE MULTIPLE USE UNIFIED DEVELOPMENT

WHEREAS, on January 11, 2018, the Plan Commission of the Village of Deerfield held a public hearing on the application of Waukegan Lake Cook, LLC (the “Applicant”), who is the contract-purchaser of the property commonly known as 99 S. Waukegan Road (the “Subject Property”) for the approval of: (1) the redevelopment of the Subject Property to allow a 5,000 square foot Chick-Fil-A restaurant with a drive-thru and an 8,000 square foot multi-tenant building as a Multiple Use Unified Development (the “Redevelopment”); (2) a special use pursuant to Articles 5.02-C, 1.k. and 13.11 of the Zoning Ordinance of the Village of Deerfield to allow the establishment and operation of a 5,000 square foot Chick-Fil-A restaurant with a drive-thru on the Subject Property (the “Chick-Fil-A Special Use”); (3) a text amendment pursuant to Article 13.10 of the Zoning Ordinance of the Village of Deerfield to allow a Multiple Use Unified Development for the Subject Property (the “Text Amendment”); and (4) necessary exceptions from the Zoning Ordinance of the Village of Deerfield for the proposed Multiple Use Unified Development to allow for a Chick-Fil-A drive-thru without direct signalized access to an existing right-of-way, parking spaces within 5 feet from the front property line, waiver of 4 foot landscaped screening requirement in the front of the parking lot, the parking spaces at the northwest portion of the Subject Property to be 17 feet deep, the front west wall sign for Chick-Fil-A to be approximately 3.42 inches above the roof deck, the side north wall sign for Chick-Fil-A to be 4.35 inches above the roof deck, and the ground sign depth to be 2 feet and 4 inches (the “Exceptions”); and

WHEREAS, said public hearing was held pursuant to public notice duly given and published as required by statute and conforming in all respects, in both manner and form, with the Zoning Ordinance of the Village of Deerfield; and

WHEREAS, the Plan Commission of the Village of Deerfield, after considering the evidence, testimony and supporting materials offered at said public hearing, filed its report with the President and Board of Trustees containing its written findings of fact and recommendation that the proposed Redevelopment, Chick-Fil-A Special Use, Text Amendment, and Exceptions be approved; and

WHEREAS, the President and Board of Trustees of the Village of Deerfield have concurred in the findings and recommendation of the Plan Commission and determined that the proposed Redevelopment, Chick-Fil-A Special Use, Text Amendment, and Exceptions are in the best interests of the Village and fully comply with the requirements and standards set forth in Articles 2.00-C, 5.02-C, 12.05, 13.10, and 13.11 of the Zoning Ordinance of the Village of Deerfield, as amended herein by this Ordinance; and

WHEREAS, the President and Board of Trustees of the Village of Deerfield have determined that the proposed Redevelopment, Chick-Fil-A Special Use, Text Amendment, and Exceptions should be approved, subject to all representations made and submitted by the Applicant to the Plan Commission and the President and Board of Trustees of the Village of Deerfield, the Applicant's plans, drawings, and exhibits attached hereto and incorporated herein as Exhibit A, and to the extent provided herein by this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, in the exercise of its home rule powers, as follows:

SECTION 1: The recitals to this Ordinance are incorporated into and made a part of this Ordinance as if fully set forth herein.

SECTION 2: The corporate authorities of the Village of Deerfield authorize and approve the Redevelopment of the Subject Property to allow a 5,000 square foot Chick-Fil-A restaurant with a drive-thru and an 8,000 square foot multi-tenant building as a Multiple Use Unified Development; provided that the Redevelopment shall be subject to the conditions, regulations and restrictions set forth in Section 6 of this Ordinance.

SECTION 3: The corporate authorities of the Village of Deerfield authorize and approve the establishment and operation of a 5,000 square foot Chick-Fil-A restaurant with a drive-thru on the Subject Property as a special use pursuant to Articles 5.02-C, 1.k. and 13.11 of the Zoning Ordinance of the Village of Deerfield; provided that the Chick-Fil-A Special Use shall be subject to the conditions, regulations and restrictions set forth in Section 6 of this Ordinance.

SECTION 4: The corporate authorities of the Village of Deerfield authorize and approve a text amendment pursuant to Article 13.10 of the Zoning Ordinance of the Village of Deerfield as follows:

A. Article 2.00-C (Existing Uses) of the Zoning Ordinance of the Village of Deerfield shall be amended to read as follows (additions are indicated by underlining and deletions are indicated by ~~strikeout~~ markings):

2.00-C Existing Uses

1. Where the use of a structure or lot existing at the time of the adoption of this Ordinance is rendered nonconforming under the provisions of this Ordinance, the provisions of Article 10, Nonconformities, shall apply to such use, except as otherwise provided herein.
2. Where a structure and the use thereof or use of a lot lawfully exists on the effective date of this Ordinance, and is classified by this Ordinance as a special use in the district in which it is located, such use shall be considered a lawful Special Use. A Special Use permit issued in accordance with procedures herein set forth shall be required for any expansion or change of

such existing legal structure or Special Use.

3. Multiple Use Unified Development shall be classified as a special use planned unit development in the C-2 Outlying Commercial District, and shall be considered a lawful special use planned unit development. Application for a Multiple Use Unified Development shall be permitted in accordance with the procedures set forth herein for special uses, except that the standards and required findings shall be the same as the standards and required findings set forth for a special use planned unit development. Approval of a Multiple Use Unified Development for a tract of land shall not affect the rights of a property owner to develop the property in conformance with the provisions of the underlying zoning district; however, an applicant or property owner who has applied for and obtained the approval of a Multiple Use Unified Development shall forfeit its rights to develop the property in conformance with the provisions of the underlying zoning district and shall have the obligation to complete the Multiple Use Unified Development as set forth by the ordinance approving the application for a Multiple Use Unified Development. An amendment to a Multiple Use Unified Development shall be required for any expansion or change of any structures or uses existing as part of the Multiple Use Unified Development. An amendment to a Multiple Use Unified Development shall be permitted in accordance with the procedures set forth herein for amendments to a special use planned unit development.

B. Article 2.00-E (Number of Buildings on a Zoning Lot) of the Zoning Ordinance of the Village of Deerfield shall be amended to read as follows (additions are indicated by underlining and deletions are indicated by ~~strikeout~~ markings):

2.00-E Number of Buildings on a Zoning Lot

Not more than one (1) principal detached building shall be located on any zoning lot, except in the case of planned unit developments and multiple use unified developments.

C. Article 14.02 (Definitions) of the Zoning Ordinance of the Village of Deerfield shall be amended to read as follows (additions are indicated by underlining and deletions are indicated by ~~strikeout~~ markings):

14.02 (DEFINITIONS)

Multiple Use Unified Development: Lots of record located within the C-2 Outlying Commercial District with two or more principal commercial buildings or uses on a single zoning lot, but without approval of a planned unit development for each commercial building and use, provided that the lots were contiguous, lawfully

developed under unified ownership and control, abutting a major arterial road, and collectively sharing a gross area of not less than 2 acres and not less than 900 linear feet of frontage on a major arterial road.

SECTION 5: The corporate authorities of the Village of Deerfield authorize and approve the Exceptions from the Zoning Ordinance of the Village of Deerfield for the Multiple Use Unified Development approved by Section 2 of this Ordinance to allow for: (1) a Chick-Fil-A drive-thru without direct signalized access to an existing right-of-way; (2) parking spaces within five (5) feet from the front property line; (3) waiver of 4 foot landscaped screening requirement in the front of the parking lot; (4) the parking spaces at the northwest portion of the Subject Property to be 17 feet deep; (5) the front west wall sign for Chick-Fil-A to be approximately 3.42 inches above the roof deck; (6) the side north wall sign for Chick-Fil-A to be 4.35 inches above the roof deck; and (6) the ground sign depth to be 2 feet and four inches; provided that such Exceptions shall be subject to the conditions, regulations and restrictions set forth in Section 6 of this Ordinance.

SECTION 6: The approval and authorization of the Redevelopment, Chick-Fil-A Special Use, Text Amendment, and Exceptions are granted subject to the following additional conditions, regulations and restrictions:

- (i) the construction, establishment, development, maintenance and use of the Redevelopment approved by this Ordinance shall be in accordance with the supporting documents, materials and exhibits attached hereto and made a part hereof as Exhibit A, and with all representations made and submitted by the Applicant to the Plan Commission and the President and Board of Trustees of the Village of Deerfield, including but not limited to, the Applicant's representations that it is not seeking the approval of a second drive-thru for the multi-tenant building as part of this application and approval of this Ordinance;
- (ii) the construction, establishment, development, maintenance and use of the Subject Property for the Chick-Fil-A Special Use approved by Section 3 of this Ordinance shall be in accordance with the plans and supporting materials attached hereto and made a part of this Ordinance as Exhibit A, and with all representations made and submitted by the Applicant to the Plan Commission and the President and Board of Trustees of the Village of Deerfield;
- (iii) compliance with all applicable requirements of the Zoning Ordinance and Municipal Code of the Village of Deerfield, including compliance with the

recommendations and requirements of the Appearance Review Commission;

- (iv) any amendment to the Reciprocal Grant of Easement Agreement dated June 1, 1989 shall not modify the existing rights to the cross-easements or **number of** parking spaces unless such an amendment is approved pursuant to the process for amendments to the Multiple Use Unified Development approved by this Ordinance;
- (v) maintain and improve the existing fence along the east property line of the Subject Property as is reasonably necessary to be in a good and safe working condition and to provide sufficient screening and a visual barrier between the Subject Property and its neighboring residential properties; and
- (vi) the construction, maintenance and use of brick garbage enclosures on the Subject Property shall be in accordance with the plans and drawings attached hereto and made a part of this Ordinance as Exhibit A, and the Applicant and its tenant(s) shall maintain all exterior areas set aside for collection and deposit of waste in a clean and sightly condition to be free of any nuisance, noise or odor condition offensive to a neighboring homeowner, keep all dumpsters in the brick garbage enclosures with doors closed at all times when not in use, collect and remove waste materials with such frequency as is reasonably necessary to avoid the creation of any offensive conditions, provide pest control services, regular cleaning, power washing and maintenance of the garbage enclosure area, dumpsters and surrounding areas to reduce odors, prevent overflow and abate potential nuisances relating to any permitted restaurant use, and respond in good faith to homeowner complaints of any alleged or potential nuisance, noise, or odor condition relating to the operation of any permitted restaurant use.

SECTION 7: The Multiple Use Unified Development, Chick-Fil-A Special Use, and Exceptions approved by this Ordinance shall be binding upon and inure to the benefit of the Applicant and its successors, grantees, transferees and assigns, and any violation of this Ordinance or of the conditions, regulations, and restrictions set forth herein by the Applicant or its successors, grantees, transferees or assigns shall authorize the revocation of the amendments and special uses as hereby authorized.

SECTION 8: The Village Clerk is hereby authorized and directed to publish this Ordinance in pamphlet form and to record, at Applicant's expense, this Ordinance in the office of the Recorder of Deeds of Lake County, Illinois.

SECTION 9: This Ordinance, and each of its terms, shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should: (a) contain terms

contrary to the provisions of current or subsequent non-preemptive state law; or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Deerfield that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

Exhibit A

Documents Incorporated as Part of the Ordinance Approving the Redevelopment of 99 S. Waukegan Road as a Multiple Use Unified Development, a Special Use for a Chick-Fil-A Restaurant with a Drive-Thru, a Text Amendment for a Multiple Use Unified Development, and Necessary Exceptions for the Multiple Use Unified Development

1. Existing Overall Site Plan by OKW Architects dated 1-2-18
2. Existing Enlarged Site Plan by OKW Architects dated 1-2-18
3. Proposed Overall Site Plan by OKW Architects dated 1-2-18
4. Proposed Enlarged Site Plan by OKW Architects dated 1-2-18
5. Proposed Plan with Existing Overlay by OKW Architects dated 1-2-18
6. Overall Landscape Plan (3 sheets) by OKW Architects dated 2-15-18
7. Deerfield Photometric Analysis (4 sheets) by KSA Lighting & Controls dated 12-4-17
8. Proposed Elevations for Multitenant Building by OKW Architects dated 11-27-17
9. Proposed Roof Plan for Multi-tenant Building by OKW Architects dated 12-21-17
10. Proposed Monument Sign Plan by OKW Architects dated 2-26-18
11. Proposed Exterior Elevations (2 sheets) for Chick-Fil-A by Chick-Fil-A dated 12-20-17
12. Proposed Floor Plan for Chick-Fil-A by Chick-Fil-A dated 12-20-17
13. Proposed Roof Plan for Chick-Fil-A by Chick-Fil-A dated 12-20-17
14. Proposed Patio Plan for Chick-Fil-A by Chick-Fil-A dated 12-20-17
15. Trash Enclosure Plan for Chick-Fil-A by Chipman Design Architecture dated 12-20-17
16. Wall Sign Plan for Chick-Fil-A (2 sheets) by Chick-Fil-A
17. Tier 3 Outside Meal Delivery Plan (3 sheets) by Chick-Fil-A dated 9-26-17
18. Tier 3 Order Canopy (3 sheets) by Chick-Fil-A dated 9-26-17
19. CFA Order Point Plan for Chick-Fil-A drawing no. 200495-01
20. Typical Anchor Cage Plan for Chick-Fil-A drawing no. 20066-08
21. Proposed Light Fixtures by OKW Architects dated 12-21-17

22. Flag pole for Chick-Fil-A by Chick-Fil-A dated 7-15-16
23. Drive-thru Clearance Bar (2 sheets) for Chick-Fil-A by Chick-Fil-A dated 7-15-16
24. Proposed Site Amenities (4 sheets) for Chick-Fil-A by Chick-Fil-A dated 12-4-17
25. Traffic Impact Study for Proposed Retail Development by KLOA dated 12-20-17
26. The Reciprocal Grant of Easement Agreement dated June 1, 1989

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE REDEVELOPMENT OF 99 S. WAUKEGAN ROAD AS A MULTIPLE USE UNIFIED DEVELOPMENT, A SPECIAL USE FOR A CHICK-FIL-A RESTAURANT WITH A DRIVE-THRU, A TEXT AMENDMENT FOR A MULTIPLE USE UNIFIED DEVELOPMENT, AND NECESSARY EXCEPTIONS FOR THE MULTIPLE USE UNIFIED DEVELOPMENT

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF DEERFIELD, LAKE
AND COOK COUNTIES, ILLINOIS, this**

_____ day of _____, 2018.

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Deerfield, Lake and
Cook Counties, Illinois, this
_____ day of _____, 2018.**

REQUEST FOR BOARD ACTION

Agenda Item: 18-26, 18-27

Subject Resolution Authorizing the Non-Renewal of Membership in the High-Level Excess Liability
_____ Pool.
_____ Resolution Authorizing Enrollment in Municipal Insurance Cooperative Agency
_____ Excess Liability Insurance Cooperative Pool.
_____ Authorization

Action Requested: _____
Finance Department

Originated By: _____
Mayor and Board of Trustees

Referred To: _____

Summary of Background and Reason for Request

The first resolution authorizes non-renewal of excess liability insurance through the High-Level Excess Liability Pool as the pool has reached the end of its current 10-year term. The second resolution authorizes consolidation of the Village’s excess liability insurance in to the Municipal Insurance Cooperative Agency (MICA). MICA currently provides the Village’s general liability insurance.

Finance Director Burk will be present at the meeting to answer questions.

Reports and Documents Attached:

Memo from Finance Director Burk to Village Manager Street – March 6, 2018
Resolutions (2)

Date Referred to Board: March 19, 2018

Action Taken: _____

To: Kent Street, Village Manager
From: Eric Burk, Director of Finance
Date: March 6, 2018
RE: Excess Liability Insurance Coverage

The Village of Deerfield has been a member of the High Level Excess Liability Pool (HELP) since 1987. At that time, affordable excess liability insurance was not available for municipalities in the traditional marketplace. HELP was created by 15 municipalities to protect against high dollar general liability claims. The initial term of the pool was 11 years. Thereafter, the membership voted to extend the pool every 10 years. Due to the long-term nature of the claims that arise, the commitment level of 10 years is necessary for the stability of the pool as a whole.

Currently, the Village's first \$2 million of liability insurance coverage is provided by the Municipal Insurance Cooperative Agency (MICA) pool and coverage over \$2 million is provided by HELP. All of the MICA communities purchase excess insurance directly from MICA except for Des Plaines, Streamwood, and Deerfield who purchase excess insurance through HELP. Des Plaines and Streamwood have already taken action to purchase excess insurance through MICA beginning May 1, 2018. In addition, Arlington Heights and Mount Prospect have given notice that they are joining another insurance pool. Several other HELP communities are looking to obtain coverage elsewhere, which would effectively end HELP.

There are several factors supporting why Deerfield should move its excess liability insurance coverage to MICA. First, MICA has more members than HELP, which reduces our liability exposure. Second, the short- and long-term costs of our excess liability insurance premiums are lower in MICA due to these economies of scale. Thirdly, keeping the insurance coverages in a consolidated pool would alleviate potential concerns on shifts in coverage levels with separated pools. For example, if MICA were to increase the insurance layer to \$3 million and HELP were to stay at \$2 million, the Village would be double covered and essentially paying for the same coverage in two entities. The reverse is also true, if a change were to be made by the member communities in either pool, we could have a gap in coverage.

There is no penalty to end our participation in HELP since we are at the end of our ten-year term on April 30, 2018. Based on the initial insurance coverage estimates received from MICA, the additional coverage will cost approximately \$20,000. The Village previously paid between \$32,000 and \$55,000 per year for coverage in HELP.

I recommend you seek approval of the two attached Resolutions. The first is to end Deerfield's participation in the High Level Excess Liability Pool effective April 30, 2018. The second is to obtain excess liability coverage through the Municipal Insurance Cooperative Agency.

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE NON-RENEWAL OF MEMBERSHIP IN THE
HIGH-LEVEL EXCESS LIABILITY POOL**

WHEREAS, the Village has been a member of the High-Level Excess Liability Pool (HELP) since 1987; and

WHEREAS, the Village's current membership in HELP will expire on April 30, 2018; and

WHEREAS, the Village's Finance Department has analyzed the benefits and costs of renewing its membership in HELP versus moving its excess liability coverage to Municipal Insurance Cooperative Agency (MICA); and

WHEREAS, the Village currently has \$2 million of liability insurance coverage provided by MICA, and an additional \$13 million of high-level excess liability insurance coverage provided by HELP; and

WHEREAS, MICA is able to provide to the Village coverage for excess liability insurance, and consists of a pool of over 20 communities; and

WHEREAS, HELP currently consists of a pool of 13 municipalities, many of which are considering terminating their memberships; and

WHEREAS, the Village has determined that it is necessary, proper and in the best interest of the Village to not renew its membership in HELP at the conclusion of the current membership period; and

WHEREAS, the Village Board has determined that terminating its membership in HELP at the conclusion of the current membership period with HELP will serve and be in the best interest of the Village;

NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, that the Village shall not renew or continue its membership in the High Level Excess Liability Pool after April 30, 2018, the end of the current membership period.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

**VILLAGE OF DEERFIELD
LAKE AND COOK COUNTIES, ILLINOIS**

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING ENROLLMENT IN MUNICIPAL INSURANCE
COOPERATIVE AGENCY EXCESS LIABILITY INSURANCE COOPERATIVE POOL**

WHEREAS, the Village is currently a member of the Municipal Insurance Cooperative Agency Pool (MICA); and

WHEREAS, the Village has determined that enrolling in the MICA Excess Liability Insurance Pool offers significant benefits over the Village's prior excess liability insurance cooperative pool; and

WHEREAS, the Village has determined that MICA is able to provide excess liability insurance to the Village, and consists of a pool of over 20 communities; and

WHEREAS, the Village has determined that it is necessary, proper and in the best interest of the Village to enroll in and become a member of MICA Excess Liability Insurance Cooperative Pool;

NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, that the enrollment in the Municipal Insurance Cooperative Agency Excess Liability Insurance Pool is hereby authorized and approve.

PASSED this _____ day of _____, 2018.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2018.

Village President

ATTEST:

Village Clerk

REQUEST FOR BOARD ACTION

Agenda Item: 18-31

Subject: Authorization to Submit Joint Purchasing Requisition to Purchase Salt Under the State of Illinois Joint Purchasing Contract and the Lake County Joint Agency Bulk Rock Salt Purchase

Action Requested: Authorization to Submit Purchasing Requisition (Budgeted Amount of \$140,000)

Originated By: Public Works and Engineering

Referred To: Mayor and Village Board of Trustees

Summary of Background and Reason for Request

The Department of Public Works and Engineering requests authorization to purchase bulk rock salt for the 2018-2019 season under the State of Illinois Joint Purchase Contract, and the Lake County Joint Agency Bulk Rock Salt Purchase. In order to participate in the program, the Village must submit a requisition to the State, and must respond to Lake County, prior to March 23, 2018.

The Department of Public Works and Engineering currently maintains 1,500 tons of salt in reserves. Based on previous year's salt usage, we have requested an additional 1,000 tons of salt through the Illinois Department of Central Management Services and an additional 1,000 tons of salt through the Lake County Division of Transportation.

Staff recommends authorization to submit a Joint Purchasing Requisition to purchase bulk rock salt, and approval to obtain rock salt through the Lake County Joint Agency Purchase, for the 2018-2019 winter season up to the budgeted amount of \$140,000.

Reports and Documents Attached:

Date Referred to Board: 3.19.18

Action Taken: _____

REQUEST FOR BOARD ACTION

Agenda Item: 18-32

Subject: Authorization to Approve Letter of Understanding with the Illinois Department of Transportation for ADA Sidewalk Ramps

Action Requested: Authorization to Approve Letter of Understanding

Originated By: Public Works and Engineering

Referred To: Mayor and Village Board of Trustees

Summary of Background and Reason for Request

The Illinois Department of Transportation (IDOT) will be reconstructing sidewalk ramps at various locations along Waukegan Road, between Warwick Road and North Avenue, this coming construction season. The focus of the project is to bring cross walk ramps up to the current requirements set forth by the Americans with Disabilities Act (ADA). Once complete, sidewalks along the entire stretch of Waukegan Road within the Village will meet standards. This has been a State initiative over the last several years, and in 2016 their focus was along Waukegan Road, south of Osterman Avenue.

The project will be completely funded by the Illinois Department of Transportation. Over the next few weeks contractors will have an opportunity to give proposals on the work which is scheduled for an April bid opening, thereby allowing for work to begin as early as June. This work will require lane closures, though with most smaller IDOT contracts the contractor is typically restricted to setting up lane closures during off-peak hours. Therefore, any traffic impacts should be kept to a minimum. To keep pedestrian access open, IDOT has prohibited the closure of sidewalks on both sides of the street at the same time.

IDOT has requested a Letter of Understanding (LOU) with respect to the project. The LOU outlines the Village's responsibility with respect to maintenance of new sidewalk ramps. As part of the agreement the Village will be required to maintain ADA accessible ramps moving forward, a practice that is keeping up with our best management practices for sidewalk safety. Staff recommends authorization to approve the Letter of Understanding with the Illinois Department of Transportation ADA Sidewalk Ramps.

Reports and Documents Attached:

Location Map
Letter of Understanding

Date Referred to Board: 3.19.18

Action Taken: _____

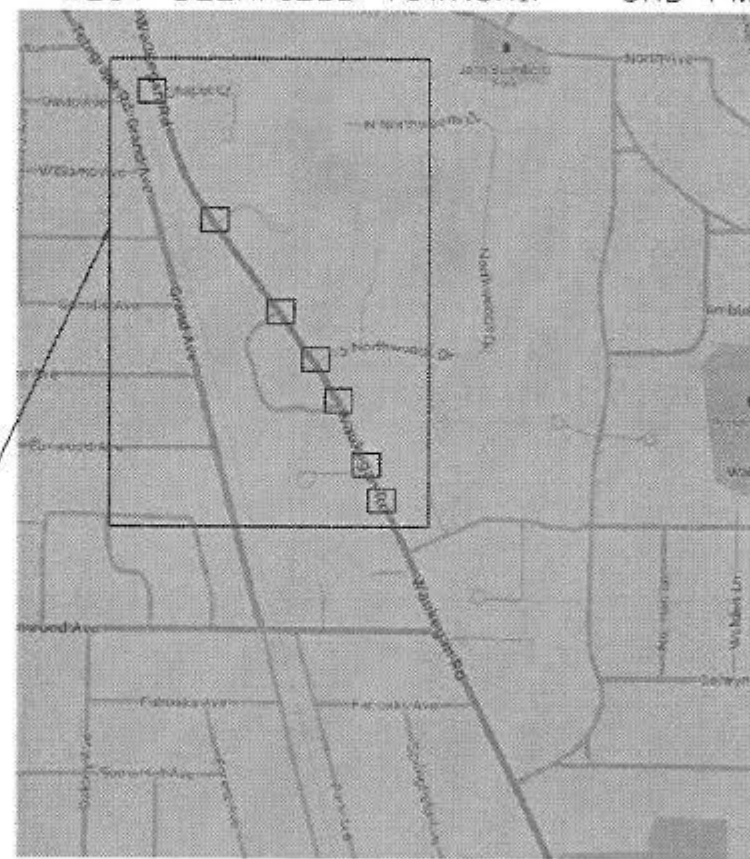


T44N / T43N

WEST

R12E

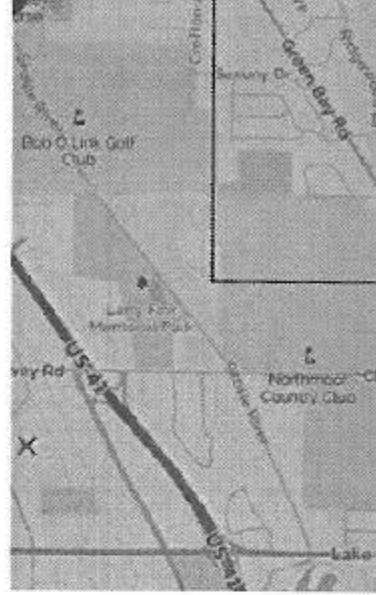
WEST DEERFIELD TOWNSHIP 3RD PM



R12E

T43N

- IL 43 (WAUKEGAN RD.)
- AT CHURCH ENTRANCE
- AT IVY LN.
- AT BARCLAY LN. (S)
- AT NORTHWOODS RD.
- AT BARCLAY LN. (N)
- AT HUNTER CT.
- AT CHAPEL CT.



HIGHLAND
LOCATION MAP

DEERFIELD

LOCATION MAP NOT TO SCALE

REVISED -
REVISED -
REVISED -
REVISED -

**STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION**

**PEDESTRIAN RAMPS-VARIOUS ROADS
LOCATION MAPS**

SCALE:	SHEET	OF	SHEETS	STA.
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Letter of Understanding
Village of Deerfield /State of Illinois
Various Routes
State Section No.: 2014-072I
State Job No.: C-91-089-15
State Contract: 62A14
Lake County
LU-118-009

LETTER OF UNDERSTANDING

The State of Illinois, through its Division of Highways, hereinafter referred to as the STATE, is desirous of improving Various State Routes within the VILLAGE OF DEERFIELD hereinafter referred to as the VILLAGE in the County of Lake, Illinois, State Section .: 2014-072I, by making the following improvements:

Sidewalk removal, combination concrete curb and gutter removal and replacement, installation of concrete sidewalks and detectable warnings to conform with Americans with Disabilities Act (ADA), drainage structure and handhole adjustments, placement of pavement markings and by performing all other work necessary to complete the improvement in accordance with the approved plans and specifications.

In order that the STATE and the VILLAGE may benefit by this proposed improvement, we are requesting concurrence with the following:

1. The STATE agrees to make the surveys, obtain all necessary rights of way, prepare plans and specifications, receive bids and award the contract, furnish engineering inspection

during construction and cause the improvement to be built in accordance with the approved plans, specifications, and contract.

2. We ask the VILLAGE to sign the plan approval page which is part of this document or provide us with a letter approving the plans and specifications as prepared.
3. We ask the VILLAGE not to permit driveway entrance openings to be made in the curb, as constructed, of STATE maintained highways improved as part of our project, without first obtaining our consent.
4. The STATE will cause private utilities to be relocated at no expense to the STATE or VILLAGE.
5. Upon completion of the improvement, the VILLAGE agrees to continue to maintain, or caused to be maintained, all existing sidewalks and all sidewalks constructed as part of this improvement, on STATE routes within the VILLAGE's municipal limits.

Approval of this Letter of Understanding shall be considered as concurrence with and acceptance of all terms contained herein, and shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

VILLAGE OF DEERFIELD

By: _____
(Signature)

By: _____
(Print or Type)

Title: _____

Date: _____

Attest:

Clerk

(SEAL)

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
Anthony J. Quigley, P.E.
Region One Engineer

Date: _____

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement of Various State Routes, State Section: 2014-072I, the VILLAGE agrees to that portion of the plans and specifications relative to the VILLAGE's maintenance obligations described herein.

APPROVED _____

DATE: _____