

CASE# 2016-012  
RESOLUTION NUMBER 6-1

**GRANTING A REZONING AND VARIANCES**  
**FOR CERTAIN PROPERTY LOCATED AT**  
**600 JOSTES ROAD, ROCHESTER**  
**SANGAMON COUNTY, ILLINOIS**

WHEREAS, the Zoning Board of Appeals has presented to the Sangamon County Board, Sangamon County, Illinois, its Findings of Fact and Recommendation that the Sangamon County Board **grant an amendment and variances** to the Sangamon County Zoning Ordinance with respect to the following described property, to-wit:

**See Exhibit A**

WHEREAS, the Petitioners, **Grant & Alison Blasdel**, have petitioned the Sangamon County Board for **proposed Parcel 1: a variance to allow one (1) parcel less than forty (40) acres and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width; and, for proposed Parcel 2: a rezoning from “A” Agricultural District to “R-1” Single-Family Residence District, and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width; and**

WHEREAS, a public hearing was held at the Sangamon County Building on **April 21, 2016** after proper notice was posted on said property and given by news publication, as is required by said Ordinance, and all procedural and jurisdictional requirements of the Sangamon County Zoning Ordinance have been met; and

WHEREAS, the Sangamon County Zoning Board of Appeals has presented to the Sangamon County Board of Sangamon County its Findings of Fact and Recommendation that the Sangamon County Board **grant the rezoning and variances; and**

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

**FILED**

APR 28 2016

*Don J. King*  
Sangamon County Clerk

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of Sangamon County, Illinois, in session assembled this 10<sup>th</sup> Day of May, 2016 that the request for proposed Parcel 1: a variance to allow one (1) parcel less than forty (40) acres and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width; and, for proposed Parcel 2: a rezoning from “A” Agricultural District to “R-1” Single-Family Residence District, and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width on the above described property is hereby approved.

Signed and passed by the Sangamon County Board in session on this 10<sup>th</sup> day of May, 2016.

Respectfully submitted,

PUBLIC HEALTH, SOLID WASTE & ZONING  
COMMITTEE OF THE SANGAMON COUNTY BOARD

  
\_\_\_\_\_  
GREG STUMPF, CHAIRMAN

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DAVID MENDENHALL, VICE CHAIRMAN

\_\_\_\_\_  
CRAIG HALL

\_\_\_\_\_  
SAM SNELL

\_\_\_\_\_  
ABE FORSYTH

\_\_\_\_\_  
JASON RATTS

\_\_\_\_\_  
LINDA DOUGLAS WILLIAMS

\_\_\_\_\_  
ANNETTE FULGENZI

\_\_\_\_\_  
LINDA FULGENZI

\_\_\_\_\_  
LISA HILLS

\_\_\_\_\_  
MIKE SULLIVAN

**ATTEST:**

\_\_\_\_\_  
SANGAMON COUNTY CLERK

\_\_\_\_\_  
COUNTY BOARD CHAIRMAN

**EXHIBIT A**

Part of the North Half of the Southeast Quarter of Section 35, Township 16 North, Range 4 West of the Third Principal Meridian, Sangamon, County, Illinois, described as follows:

Commencing at an iron pin marking the Northeast Corner of said Southeast Quarter, Section 35; thence S 00°15'31" W, 883.68 feet along the east line of said Southeast Quarter, Section 35 to the Northeast Corner of the South Half of the Northeast Quarter of said Southeast Quarter, Section 35, said point being the Point of Beginning: thence S 00°15'31" W, 485.03 feet along the east line of said Southeast Quarter, Section 35; thence N 89°36'36" W, 2104.47 feet; thence N 00°31'47" W, 595.20 feet; thence 89°07'19" E, 781.40 feet to a point on the east line of the Northwest Quarter of said Southeast Quarter, Section 35; thence S 00°13'58" W, 96.09 feet to the Northwest Corner of the South Half of the Northeast Quarter of Said Southeast Quarter, Section 35; thence S 89°17'38" E, 1331.29 feet along the north line of said South Half, Northeast Quarter, Southeast Quarter, Section 35 to the Point of Beginning. Containing 25.495 acres, more or less.

And

Lot 1 except the West 291.06 feet thereof, and Lot 4 except the North 290.00 feet thereof, and Lot 5, except the North 290.00 feet thereof, all in Deerpath Acres Subdivision of the Northwest Quarter of the Southeast Quarter of Section 35, Township 16 North, Range 4 West of the Third Principal Meridian, Sangamon County, Illinois.

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**RECAP**

(For County Board Use)

COUNTY BOARD MEMBER: #3 NAME: David Mendenhall

DOCKET NUMBER: 2016-012

ADDRESS: 600 Jostes Road, Rochester, IL 62563

PETITIONER: Grant & Alison Blasdel

PRESENT ZONING CLASSIFICATION: "A" Agricultural District

REQUESTED ZONING CLASSIFICATION: For proposed Parcel 1: "A" Agricultural District with a variance to allow one (1) parcel less than forty (40) acres, and a variance to allow the lot depth to be greater than two and one-half (2 1/2) times the lot width; and, for proposed Parcel 2: a rezoning from "A" Agricultural District to "R-1" Single-Family Residence District, and a variance to allow the lot depth to be greater than two and one-half (2 1/2) times the lot width.

AREA: 27.65 acres

COMMENTS: None

OBJECTORS: None

PLANNING COMMISSION RECOMMENDATION: Recommend approval. The LESA score of 173 indicates the property is marginal for non-agricultural use. The subject property sits in an area where the prevailing trend appears to be toward rural residential uses, especially to the north. Also, staff believes the essential character of the area will not change in granting the variance. The existing residence and the proposed residence will be situated a fair distance back from the road, which should provide a buffer for the residences to the north. The Standards for Variation are met.

SANGAMON COUNTY BOARD OF APPEALS  
RECOMMENDATION: Approval as staff recommended.

  
RECORDING SECRETARY

SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF:	)	DOCKET NO: <b>2016-0012</b>
<b>Grant &amp; Alison Blasdell</b>	)	
	)	PROPERTY LOCATED AT:
	)	<b>600 Jostes Road</b>
	)	<b>Rochester, IL 62563</b>

RECOMMENDATION OF THE BOARD OF APPEALS

THIS MATTER, Coming on for a hearing before the Sangamon County Zoning Board of Appeals of Sangamon County, Illinois, and it appearing to said Board that a petition for an **amendment and variances** of the Zoning Regulations of said County has been filed herein by the above captioned petitioner (s); that legal publication has been made pursuant to law; and that a public hearing was held on **April 21, 2016** pursuant to law; and that said Board took testimony of witnesses, examined the evidence, and otherwise being fully advised in the premises, therefore finds as follows:

1. That said Board has jurisdiction to consider the petition filed herein.
2. That the above-captioned petitioner(s) is the owner(s) and/or has a beneficial interest in, contract to purchase, or is the County Board Member representing the property commonly known as: **600 Jostes Road, Rochester, IL 62563** and more particularly described as:

**See Exhibit A**

3. That the present zoning of said property is **"A" Agricultural District.**
4. That the present land use of said property is **a horse farm and a single-family residence.**
5. That the proposed land use of said property is **a horse farm, single-family residence and a proposed new single-family residence.**
6. That the requested **rezoning and variances** of said property are **for proposed Parcel 1: a variance to allow one (1) parcel less than forty (40) acres and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width; and, for proposed Parcel 2: a rezoning from "A" Agricultural District to "R-1" Single-Family Residence District, and a variance to allow the lot depth to be greater than two and one-half (2 ½) times the lot width.**
7. That required findings and standards of the Sangamon County Board of Appeals are accurately stated on the attached exhibit(s).
8. The evidence adduced at the hearing **does** support the proposition that the adoption of the proposed **rezoning and variances** is in the public interest and is not solely in the interest of the petitioner(s).

IT IS, THEREFORE, the recommendation of the Sangamon County Zoning Board of Appeals to the County Board of Sangamon County that the requested **rezoning and variances** be **approved**.

  
CHAIRMAN

MINUTES OF THE  
SANGAMON COUNTY ZONING BOARD OF APPEALS

There was a motion by Zoning Board Member, **Andrew Spiro**, to concur with the findings of fact and recommendation of the Regional Planning Commission and recommend to the County Board that the petition be **approved** which was duly seconded by **Anthony Mares**.

The vote of the Board was as follows:

YES: **Charles Chimento, Anthony Mares, Andrew Spiro, John Lucchesi and Janet Dobrinsky**

NO:

PRESENT: **Don Wulf (Recused)**

ABSENT:

  
RECORDING SECRETARY

**SANGAMON COUNTY  
RECOMMENDED - FINDINGS OF FACT**

Case #: 2016-012

Address: 600 Jostes, Rochester

- (i) Existing uses of property within the general area of the property in question.

**To the north and part of the east are residences. To part of the east is a private camping club and floodplain. To the south are cropland and timber. To the west are residences, pasture and timber.**

- (ii) The zoning classification of property within the general area of the property in question.

**The surrounding zoning is Agricultural. There is some R-1 zoning northeast of the subject property where Jostes Road turns north to become Pakey Road.**

- (iii) The suitability of the property in question to the uses permitted under the existing zoning classification.

**The subject property is zoned Agricultural, is located in a mixed area of agricultural and residential uses, and is developed with a residence and a horse barn. The prevailing trend seems to be toward residential, especially north of the subject property. The LESA score of 173 indicates the property is marginal for agricultural usage.**

- (iv) The trend of development, within the vicinity since the property was originally classified.

**There appears to be a trend toward rural residential usage in the area as water is available through the Village of Dawson. In 1971 and 1973, property northeast of the subject property was rezoned to R-1. In 1992, a CPU to allow a private outdoor recreation center was passed for property immediately to the east of the subject property.**



**SANGAMON COUNTY  
RECOMMENDED - STANDARDS FOR VARIATIONS**

Case #: **2016-012**

Address: **600 Jostes, Rochester**

The Zoning Board of Appeals shall not recommend to the Sangamon County Board that the regulations of this ordinance be varied as authorized in F. (1) hereof, unless it shall make findings of fact based upon the evidence presented to it in each specified case:

- (i) that the property in question cannot be economically used or yield a reasonable return, if permitted to be used only for the conditions allowed by the regulations.

**The applicant wants to ensure the property is adequately situated for future family needs.**

- (ii) that the plight of the owner is due to circumstances unique to the property and not generally applicable to other property in the area.

**The house is situated a fair distance from the road and this poses a somewhat unique circumstance for the property.**

- (iii) that the variation, if granted, will not alter the essential character of the locality, impair an adequate supply of light and air to adjacent property, increase the congestion of traffic, or diminish or impair property values in the locality.

**The essential character of the area will not change in granting the variance. The existing residence and the proposed residence will be situated a fair distance back from the road, which should provide a buffer for the residences to the north. Negative impacts related to the other factors are not anticipated.**

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Parcel # 15-35-400-041

Zoning Case # 2016-012

**LAND EVALUATION AND SITE ASSESSMENT**

**Part 1: Site Assessment**

	Available Points	Points
<b><u>AGRICULTURAL/RURAL LAND WITHIN .5 MILE</u></b>		
90% or more	20	
75-89%	10	<b>5</b>
50-74%	5	
Under 50%	0	
<b><u>CONTIGUOUS AGRICULTURAL/RURAL LAND</u></b>		
90% or more	20	
75-89%	10	<b>0</b>
50-74%	5	
Under 50%	0	
<b><u>PERCENTAGE OF SITE AGRICULTURAL/RURAL</u></b>		
75-100%	10	
50-74%	5	<b>10</b>
Under 50%	0	
<b><u>COUNTY SECTOR</u></b>		
Rural	20	
0.5 mile from incorporated area	10	<b>20</b>
Incorporated area	0	
<b><u>SOIL WITH SEVERE RESTRICTIONS FOR ON-SITE WASTE DISPOSAL</u></b>		
75% or more	20	
50-74%	10	<b>20</b>
25-49%	5	
Less than 25% or sewer available	0	
<b><u>ENVIRONMENTAL IMPACT OF PROPOSED USE</u></b>		
Negative impact	15	
Little or none with protective measures	5	<b>0</b>
Little or none	0	

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<u>IMPACT ON UNIQUE HISTORICAL/CULTURAL FEATURES</u>		
Negative impact	10	<b>0</b>
No impact	0	

<u>CONDITION OF ROAD</u>		
unpaved, <40' ROW, or < 16' pavement	20	<b>15</b>
16'-18' pavement, 40' ROW	15	
18'-20' pavement, 40' ROW	10	
> 20' pavement, 40' ROW or County or State Highway	0	

<u>AVAILABILITY OF PUBLIC SEWER</u>		
Not available	15	<b>15</b>
Sewer over 600'-1200' away	8	
Private central sewage system	5	
Sewer 600' or less away and available	0	

<u>AVAILABILITY OF PUBLIC WATER</u>		
Not available	20	<b>0</b>
1,000-1,500' away	15	
Less than 1,000' away	5	
Public water available at site	0	

<u>DISTANCE FROM RESPONDING FIREHOUSE</u>		
Not in fire protection district	20	<b>5</b>
More than 5 miles or fire protection by assignment	10	
2.6-5 miles	5	
0-2.5 miles	0	

<u>DRIVING TIME TO HIGH SCHOOL</u>		
Over 30 minutes	10	<b>0</b>
15-30 minutes	5	
Less than 15 minutes	0	

<b>SITE ASSESSMENT TOTAL</b>		<b>90</b>
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**Part 2: Agricultural Land Evaluation (Based on Sangamon County Soil Survey)**

<u>Soil</u>	<u>Name</u>	<u>Type</u>	<u>%</u>	<u>Relative Value</u>	<u>Points</u>
198A	Elburn	P		100	
199A	Plano	P		100	
43A	Ipava	P	14	100	14
7148A	Proctor	P		100	
46A	Herrick	P		100	
7037A	Worthen	P		100	
705A	Buckhart	P		98	
199B	Plano	P		98	
36B	Tama	P		98	
244A	Hartsburg	P2		98	
257A	Clarksdale	P2	15	98	15
68A	Sable	P2		87	
679B	Blackberry	P		87	
705B	Buckhart	P		87	
86B	Oско	P		87	
684B	Broadwell	P		87	
50A	Virden	P2		87	
712A	Spaulding	P2		87	
127B	Harrison	P		87	
3077A	Huntsville	P3		87	
138A	Shiloh	P2		87	
249A	Edinburg	P2		87	
242A	Kendall	P2		87	
7242A	Kendall	P2		87	
134A	Camden	P		87	
17A	Keomah	P2	44	87	38
3451A	Lawson	P3		75	
3107A	Sawmill	P5		75	
7075B	Drury	P		75	
8396A	Vesser	P2		75	
3074A	Radford	P3		75	
3073A	Ross	P3		75	
3284A	Tice	P3		75	
279B	Rozetta	P	16	75	12
45A	Denny	P2	2	75	2
134B	Camden	P		75	
112A	Cowden	P2		75	
685B	Middletown	P		75	
3405A	Zook	P5		75	
131C2	Alvin	P		75	
86C2	Oско	I		74	
36C2	Tama	I		74	
684C2	Broadwell	I		74	
119C2	Elco	I		74	
119D	Elco	I		74	
127C2	Harrison	I		74	
119D2	Elco	I		74	
567C2	Elkhart	I		74	
134C2	Camden	I		74	

259C2	Assumption	I		74	
685C2	Middletown	I		74	
280D2	Fayette	I		74	
119D3	Elco	N	3	74	2
259D2	Assumption	I		74	
212C2	Thebes	I		74	
630C2	Navlys	I		74	
630D2	Navlys	I		74	
630D3	Navlys	I		57	
131D2	Alvin	I		57	
8D	Hickory	I		50	
8D2	Hickory	I		50	
280D3	Fayette	I		44	
8D3	Hickory	I		44	
8F	Hickory	N		44	
549G	Marseilles	N		0	
533	Urban Land	N			
536	Dumps	N			
830	Orthents, Land	N			
862	Pits, Sand	N			
864	Pits, Quarries	N			
801C	Orthents, Silty	N			
W	Water				

Prime/Important Farmlands Designations:

- P: Prime farmland
- P2: Prime where drained
- P3: Prime where protected from flooding or flooding is less often than once in two years during the growing season.
- P5: Prime where drained and either protected from flooding or flooding is less often than once in two years during the growing season.
- I: Important farmland
- N: Not Prime/Important Farmland

<b>AGRICULTURAL LAND EVALUATION TOTAL</b>	<b>83</b>
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<b>GRAND TOTAL</b>	<b>173</b>
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Fewer than 150 points shall be deemed acceptable for non-agricultural development.

**From 150 - 175 points is considered marginal requiring mitigating factors for non-ag development.**

Greater than 175 points shall be considered suitable for agricultural use only.