

CASE# 2012-009
RESOLUTION NUMBER 7-1

GRANTING A VARIANCE
FOR CERTAIN PROPERTY LOCATED
IN THE 8,100 BLOCK OF TELSTAR RD. & FUHRWORK LN., RIVERTON
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 the variance** to the Sangamon County Zoning Ordinance with respect to the following described property, to-wit:

See Exhibit A

WHEREAS, the Petitioners, **Patricia & Zachary Libben & Ollie Minder**, have petitioned the Sangamon County Board for **a variance to allow four (4) parcels less than forty (40) acres; and**

WHEREAS, a public hearing was held at the Sangamon County Building on **March 15, 2012** 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 variance; and**

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

FILED

MAR 28 2012

Joe Aiello
Sangamon County Clerk

NOW, THEREFORE, BE IT RESOLVED by the County Board of Sangamon County, Illinois, in session assembled this 11th day of April, 2012 that the request for a variance to allow four (4) parcels less than forty (40) acres on the above described property is hereby approved.

Signed and passed by the Sangamon County Board in session on this 11th day of April, 2012.

Respectfully submitted,

PUBLIC HEALTH, SAFETY & ZONING COMMITTEE OF THE SANGAMON COUNTY BOARD

TIM MOORE, CHAIRMAN
Abe Forsyth

ABE FORSYTH, VICE CHAIRMAN

JOHN FULGENZI

DAVID MENDENHALL

SAM SNELL

GREG STUMPF

JASON RATTI

LINDA DOUGLAS WILLIAMS

LINDA FULGENZI

ATTEST:

SANGAMON COUNTY CLERK

COUNTY BOARD CHAIRMAN

EXHIBIT A

Lots five (5) and Six (6) and the South Three (3) acres of Lot Nine (9) as shown in the Plat of the Partition of the estate of William Yocom filed in the Circuit Clerk's Office of Sangamon County, Illinois in Plat Book 1, Page 138, located in the East one-half (1/2) of the Northeast Quarter of Section 2, Township 16 North, Range 4 West of the Third Principal Meridian, Sangamon County, Illinois, excepting all coal and minerals underlying said lots.

RECAP
(For County Board Use)

COUNTY BOARD MEMBER: # 8 NAME: Jim Good

DOCKET NUMBER: 2012-009

ADDRESS: In the 8,100 Block of Telstar Rd. & Fuhrwork Ln., Riverton, IL. 62561

PETITIONER: Patricia & Zachary Libben & Ollie Minder

PRESENT ZONING CLASSIFICATION: "A" Agricultural District

REQUESTED ZONING CLASSIFICATION: A variance to allow four (4) parcels less than forty (40) acres.

AREA: 50 acres

COMMENTS: None

OBJECTORS: None

PLANNING COMMISSION RECOMMENDATION: **Recommend approval of the requested variance. There is joint ownership of the two parcels and the petitioners wish to end their ownership for the purpose of dividing the proposed four parcels among family members. The parcels will remain agricultural and no negative impact is anticipated with the division of the subject parcels.**

SANGAMON COUNTY BOARD OF APPEALS
RECOMMENDATION:

Approval of the variance.


RECORDING SECRETARY

SANGAMON COUNTY ZONING BOARD OF APPEALS

SANGAMON COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF:)	DOCKET NO: 2012-009
Patricia & Zachary Libben &)	
Ollie Minder)	PROPERTY LOCATED AT:
)	In the 8,100 Block of Telstar
)	Rd. & Fuhrwork Ln.
)	Riverton, IL. 62561

RECOMMENDATION OF THE BOARD OF APPEALS

THIS MATTER, Coming on for a hearing before the Sangamon County Zoning Board of Appeals of Sangamon County, Illinois, and it appearing to said Board that a petition for a **variance** of the Zoning Regulations of said County has been filed herein by the above captioned petitioner (s); that legal publication has been made pursuant to law; and that a public hearing was held on **March 15, 2012** 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: **In the 8,100 Block of Telstar Rd. & Fuhrwork Ln., Riverton, IL.** 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 **cropland**.
- 5. That the proposed land use of said property is **cropland**.
- 6. That the requested **variance** of said property is **to allow four (4) parcels less than forty (40) acres**.
- 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 **variance** is in the public interest and is not solely in the interest of the petitioner(s).

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

Charles Chimento
CHAIRMAN

MINUTES OF THE
SANGAMON COUNTY ZONING BOARD OF APPEALS

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

The vote of the Board was as follows:

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

NO:

ABSENT:

Cyndi Knowles
RECORDING SECRETARY