

VILLAGE OF BARRINGTON HILLS

Zoning Board of Appeals **NOTICE OF SPECIAL MEETING**



Tuesday, September 20, 2016 ~ 6:30 pm
Countryside Elementary School - 205 W County Line Rd

AGENDA

1. Call to Order & Roll Call
2. Public Comments
3. [Vote] Minutes August 30, 2016
4. [Vote] Text amendment to Title 5 of the Zoning Ordinance relative to Horse Boarding filed by James J. Drury, III. Specifically, Applicant seeks an amendment to Sections 5-2-1 Zoning Definitions – Agriculture; Sections 5-3-4(A) Regulations for Specific Uses; 5-3-4 (D)2(b) Home Occupation Definition; 5-3-4(D)3(c)(2) and (8) Home Occupation Use Limitations; 5-3-4(D)3(g) Home Occupation – Boarding and Training of Horses; 5-5-2(A) Permitted Uses R-1 Accessory Uses; 5-5-3 Special Uses and 5-10-7 Special Uses.
5. Horse Boarding Text Amendment Discussion
6. Adjournment

Chairman: Dan Wolfgram

NOTICE AS POSTED

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Daily Herald

PUBLIC HEARING
Before the Zoning Board of Appeals
Village of Barrington Hills
Re: Text Amendment/Horse Boarding and Training

Notice is hereby given that a Public Hearing will be held on Monday, July 18, 2016 at 7:30 p.m. by the Zoning Board of Appeals of the Village of Barrington Hills at the Village Hall, 112 Algonquin Road, Barrington Hills, concerning a proposed text amendment to Title 5 of the Village's Zoning Ordinance relative to Horse Boarding filed by James J. Drury, III. Specifically, Applicant seeks an amendment to Sections 5-2-1 Zoning Definitions - Agriculture; Sections 5-3-4(A) Regulations for Specific Uses; 5-3-4 (D)2(b) Home Occupation Definition; 5-3-4(D)3(c) (2) and (8) Home Occupation Use Limitations; 5-3-4(D)3(g) Home Occupation - Boarding and Training of Horses; 5-5-2(A) Permitted Uses R-1 Accessory Uses; 5-5-3 Special Uses and 5-10-7 Special Uses.

A copy of the Zoning Ordinance and the proposed amendment thereto are available for examination at the office of the Village Clerk at the Village Hall, 112 Algonquin Road, weekdays between 9:00 a.m. and 5:00 p.m. Also a copy of this notice and amendment is available at the Village website www.barringtonhills-il.gov. All interested parties are invited to attend the Public Hearing and will be given an opportunity to be heard. Written comments on the application for text amendment to be made part of the record of this proceeding will be accepted in person, by fax or email in the office of the Village Clerk through 5 p.m. Friday, July 15, 2016.

By: Village Clerk
Village of Barrington Hills
clerk@barringtonhills-il.gov
Fax 847.551.3050

Published in Daily Herald
July 1, 2016 (4445579)

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Algonquin, Antioch, Arlington Heights, Aurora, Barrington, Barrington Hills, Lake Barrington, North Barrington, South Barrington, Bartlett, Batavia, Buffalo Grove, Burlington, Campton Hills, Carpentersville, Cary, Deer Park, Des Plaines, South Elgin, East Dundee, Elburn, Elgin, Elk Grove Village, Fox Lake, Fox River Grove, Geneva, Gilberts, Grayslake, Green Oaks, Gurnee, Hainesville, Hampshire, Hanover Park, Hawthorn Woods, Hoffman Estates, Huntley, Inverness, Island Lake, Kildeer, Lake Villa, Lake in the Hills, Lake Zurich, Libertyville, Lincolnshire, Lindenhurst, Long Grove, Mt. Prospect, Mundelein, Palatine, Prospect Heights, Rolling Meadows, Round Lake, Round Lake Beach, Round Lake Heights, Round Lake park, Schaumburg, Sleepy Hollow, St. Charles, Streamwood, Tower Lakes, Vernon Hills, Volo, Wauconda, Wheeling, West Dundee, Wildwood, Sugar Grove, North Aurora, Glenview

County(ies) of Cook, Kane, Lake, McHenry

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

I further certify that the DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published July 1, 2016 in said DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

BY

Danula Baltz
Authorized Agent

Control # 4445579

**PETITION FOR TEXT AMENDMENTS TO THE VILLAGE OF BARRINGTON HILLS
ZONING CODE**

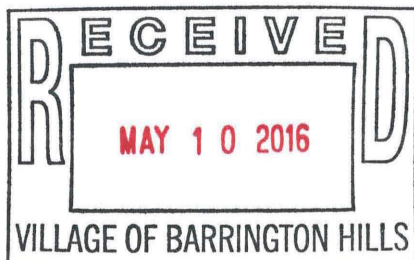
May 10, 2016

To: Ken Garrett, Zoning Enforcement Officer, Village of Barrington Hills, Illinois

The undersigned, James J. Drury III, a landowner and resident of the Village of Barrington Hills, Illinois ("Village"), with an address of 7 Deepwood Road, and affected by the subject matter addressed herein hereby petitions the Village for the following Text Amendments to the Village Code (hereafter, "Zoning Code"), and request that a Zoning Board of Appeals ("ZBA") notice of hearing on these amendments be published as prescribed by code no later than May 26, 2016 and hearing on such amendment be held on June 20, 2016 or as soon thereafter as can be accommodated by the ZBA.

The proposed Text Amendments amend Zoning Code Sections:

1. 5-2-1 (Zoning Definitions - Agriculture)
2. 5-3-4 (A) (Regulations for Specific Uses)
3. 5-3-4 (D) 2 (b) (Home Occupation Definition)
4. 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)
5. 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)
6. 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses)
7. 5-5-2-(A) (Permitted Uses R-1 Accessory Uses)
8. 5-5-3 (Special Uses)
9. 5-10-7 (Special Uses)



Zoning Code Sections 5-3-4 (A) (Regulations for Specific Uses)

5-3-4: REGULATIONS FOR SPECIFIC USES:

(A) Agriculture.

1) Other than those regulations specifically provided for in section 5-3-4(A)2(a) below, the provisions of this title shall not be exercised so as to impose regulations or require permits with respect to land used or to be used for agricultural purposes, or with respect to the erection, maintenance, repair, alteration, remodeling or extension of buildings or structures used or to be used for agricultural purposes upon such land, except that such buildings or structures for agricultural purposes may be required to conform to building or setback lines. In the event that the land ceases to be used solely for agricultural purposes, then, and only then, shall the provisions of the this zoning title shall apply.

2) Boarding and Training of Horses and Rider Instruction:

a) Regulations: The following provisions listed in this subsection 5-3-4(A)2(a) shall apply to the boarding and training of horses and rider instruction:

i.) The hours of operation of Boarding and Training Facilities shall be (a) employees (not residing on the property): from six o'clock (6:00) AM to nine o'clock (9:00) PM or 30 minutes past dusk, whichever is later; (b) boarders and riders receiving instruction: from seven o'clock (7:00) A.M. to eight thirty o'clock (8:30) P.M. or dusk, whichever is later; (c) use of machinery, seven o'clock (7:00) AM to nine o'clock (9:00) PM. These hourly restrictions shall not apply in the event of emergencies.

ii.) No property shall be allowed to conduct the activities subject to the regulations under this Section 5-3-4(A)2 that is not located on the same zoning lot or lots under the same ownership and/or control as the residence of the owner or operator of the related facility.

iii.) All barns shall have an animal waste management protocol consistent with published acceptable standards and in full compliance with 7-2-5 of the Village's Municipal Code.

iv.) Lighting for barns, stables and arenas shall only be directed onto the property for which such uses occur such that there is no direct illumination of any adjacent property from such lighting. In all respects, lighting for any activities or structures used in agriculture shall comply with all other provisions of the Village Code.

v.) Nuisance causing activities: It is unlawful for any person operating a Boarding and Training Facility to allow or permit any animal to cause serious or habitual disturbance or annoyance by frequent or habitual noisy conduct, which shall annoy, injure or endanger safety, health, comfort or repose of others. Noisy conduct is defined as noise which can be heard continuously within an enclosed structure off the property of the Boarding

and Training Facility for more than fifteen (15) minutes and which annoys, injures or endangers the safety, health, comfort or repose of others. In addition to the foregoing specific limitations, no Boarding or Training Facility shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said act being defined as a nuisance under Title 7, Chapter 1 of this Code.

vi) There shall be a limit on the number of horses that a Boarding and Training Facility is allowed to board such that there shall not be in excess of two boarded horses per zoning lot acre.

vii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall ensure that traffic associated with the agricultural operations is reasonably minimized, particularly at properties where access is from private roads, and including at times any events such as charity outings or clinics.

viii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall provide indoor toilets for use by employees, boarders and riders and shall not rely on outdoor portable toilets for ordinary operations.

ix) Properties subject to the provisions of this Section 5-3-4(A)(2) shall comply with the maximum floor area ratio requirements applicable to single family detached dwellings as specified in Section 5-5-10-1 herein.

Zoning Code Section 5-2-1 (Zoning Definitions - Agriculture)

AGRICULTURE: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture, and animal and poultry husbandry; and (including the breeding, boarding, and training of horses and riders as a hobby or as an occupation; but not the boarding of horses) and the necessary accessory uses needed for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities, following: the handling or storing of produce, conducting animal husbandry, and for the breeding, boarding, and training of horses and rider instruction. It is recognized specifically that buildings, stables or structures associated with the breeding, boarding, and training activities (boarding and training facilities) may exceed the size of building associated with residential or other uses of the land, without affecting a determination that the use of such land is deemed agricultural. This definition of agriculture shall not be construed as encompassing or extending to daily or hourly rental of horses. Such amended definition is retroactive and in full force and effect as of June 26, 2006.

Zoning Code Section 5-3-4 (D) 2 (b) (Home Occupation Definition)

b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes, except that it is recognized that any barn, stable, or arena, may exceed the size of the dwelling unit; and

Zoning Code Section 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)

(2) The floor area ratio (FAR) of the area of the building used for any such home occupation shall not exceed 0.01 (exclusive of garage floor area devoted to permissible parking of vehicles used in connection with the home occupation), ~~with the exception of any barn, stable, or arena.~~

Zoning Code Section 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)

~~(8) There shall be a limit on the number of horses that are subject to the home occupation activity such that there shall not be in excess of one boarded horse per zoning lot acre.~~

Zoning Code Section 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses),

~~g. Boarding And Training Of Horses And Riders: The boarding and training of horses and rider instruction shall be a permitted home occupation. For properties of less than ten (10) acres these activities are regulated under this subsection (D), and in addition must comply with the restrictions under subsections (A)2a(1), (A)2a(3), and (A)2a(8) of this section. For properties of ten (10) acres or larger, these activities are regulated solely under subsection (A)2 of this section. (Ord. 14-19, 12-15-2014)~~

Notwithstanding anything to the contrary contained in this subsection (D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later. (Ord. 06-12, 6-26-2006)

Zoning Code Section 5-5-2(A) (Permitted Uses R-1 Accessory Uses)

~~Breeding, boarding, and training of horses, and rider instruction, as regulated under Section 5-34(A)(2) or Section 5-3-4(D) as applicable.~~

ORDINANCE AMENDING SECTIONS 5-2-1, 5-3-4, 5-5-3 and 5-10-7

5-2-1 Definitions:

That the following defined terms be added:

AFFECTED PARTIES: Adjacent property owners, private road association (if there is private road access from any Boarding Facility), and non-adjacent property owners located on the same public road as the Boarding Facility within one-quarter (1/4) mile in either direction.

BOARDED HORSES: Horses that are not owned by the landowners or occupants of the property where the horses are kept.

BOARDING FACILITY: Any facility or property space proposed to be used or used in connection with a Commercial Boarding operation.

COMMERCIAL BOARDING: The boarding of five (5) or more boarded horses on any property; provided that the maximum number of boarded horses shall not exceed twenty (20). Commercial Boarding is permitted where the landowner receives a Special Use Permit.

GRAZING ACRE: That fenced-in portion of a property onto which horses are normally allowed during daylight hours. Grazing acres include pastures, mud lots and paddocks, but not those portions of the property that include the residence, pool, tennis court or other sports fields, nor shall it include agricultural or hay fields, streams and wetlands, or other portions of the property not suitable for the pasturing of horses.

HORSE BOARDING: Supplying food and lodging to boarded horses for pay. Boarding of four (4) or fewer horses is permitted under and subject to the Home Occupation Ordinance.

5-3-4 REGULATIONS FOR SPECIFIC USES

5-5-3 SPECIAL USES

Section 5-5-3 (A) shall be amended to include the term "Commercial Boarding" to the list of Special Uses.

5-10-7 SPECIAL USES

A new subsection (1), Commercial Boarding, shall be added to Section 5-10-7, as follows:

Commercial Boarding is a permitted Special Use in R1 Districts within the Village, provided such Commercial Boarding operation complies with the provisions of this Section 5-10-7 (J). Special Use permits issued under this subsection (1) shall not exceed a period of five (5) years from the date of issuance, and thereafter, the property owner will need to reapply for another Special Use permit. In addition, no Special Use permit for Commercial Boarding shall be granted to any property owner or boarding operator who has been found in violation of Village zoning laws or for whom their Boarding Facilities do not or have not complied fully with the building permits issued them.

1. PURPOSE, INTENT AND INTERPRETATION: The purpose of this Section is to provide specific regulations for the operation of Commercial Boarding facilities within the Village. The boarding of horses for a Commercial Boarding operation must be managed in the context of the residential nature of the Village and its desire to maintain the peace, quiet and domestic tranquility within all of the Village's residentially zoned areas. In permitting Commercial Boarding, this Section shall be interpreted to respect and protect the rights of all residents to live in a peaceful, quiet and tranquil environment, and enjoy freedom from fire hazards, excessive noise, light and traffic and other nuisances associated with commercial operations.

2. APPLICATION: All landowners seeking a Commercial Boarding Special Use permit must comply with subsections (A) through (H) of this Section 5-10-7, and in addition to the requirements set forth in subsection (C) must submit to the ZBA with applicant's permit application:

(i) A site plan clearly indicating the size, location and setback from property lines of any buildings and other improvements, structures or facilities, such as pasturage, parking areas and riding arenas, intended by the applicant to be used in connection with the operation of a Commercial Boarding facility, as well as the current on-site land uses and zoning, current adjacent land uses and zoning, adjacent roadways, location of existing utilities, existing and proposed means of access, fencing and landscaping/screening.

(ii) A survey of the property prepared by an Illinois licensed land surveyor dated within ninety (90) days of the application.

(iii) Written statements by all Affected Parties granting their permission to the proposed Commercial Boarding.

(iv) A fire emergency plan developed in conjunction with and approved by the local fire department covering the subject property.

(v) Proof of availability of business insurance with the Village as named the party being covered sufficient to protect the Village from liabilities arising from the operation of the Commercial Boarding facility. The amount of insurance coverage shall be specified by the Village based on the size of the Commercial Boarding operation and such other factors as deemed relevant by the Village after consultation with its auditors and or insurance advisors.

(vi) Such other additional information as shall be requested by the ZBA.

3. CONSIDERATION: In considering a request for a Commercial Boarding Special Use permit, the ZBA shall consider the following factors:

(i) location of the property

(ii) configuration of the property

(iii) character of the surrounding neighborhood

(iv) proximity of each Boarding Facility to wetlands, artificial lakes or other watercourses

(v) vehicular access to each Boarding Facility

- (vi) available parking
- (vii) available pasture Grazing Acres
- (viii) manure disposal plan
- (ix) access, shared or otherwise
- (x) such other relevant factors as the ZBA may deem appropriate.

In addition, the Village Board of Trustees shall have the right to place further restrictions or requirements on the applicant as conditions for granting a Special Use permit.

In considering each Commercial Boarding Special Use, the ZBA will record in the public record the number and names of Affected Parties who have granted and denied their permission. If less than all Affected Parties have granted permission to the proposed Commercial Boarding, then the applicant shall have the burden of proving that the proposed operation will NOT interfere with the peace, quiet and domestic tranquility of all Affected Parties. Overriding the failure to obtain the unanimous permission of the Affected Parties shall require a simple majority vote by both the ZBA and Village Board of Trustees.

4. USE LIMITS: Special Use permits shall not exceed the following restrictions:

a. Horses

- (i) One (1) horse (boarded or resident/landowner-owned) per Grazing Acre
- (ii) A maximum of twenty (20) boarded horses per Commercial Boarding operation regardless of the total amount of Grazing Acres

b. Hours of operation:

- (i) Employees: from 6:00 A.M. to 7:00 P.M.; animal health emergencies may be addressed at any hour, if needed
- (ii) Boarding customers: from 8:00 A.M. to 7:00 P.M.
- (iii) Use of machinery: from 9:00 A.M. to 5:00 P.M.

5. FACILITIES AND OPERATIONS

a. Barn, riding, auxiliary buildings and parking area size: A Commercial Boarding FAR of 0.04, with a maximum combined Boarding Facility (not including the residence or other buildings not involved in the Commercial Boarding operation) limit of 25,000 square feet for barns, riding arenas, auxiliary buildings and parking areas, regardless of total property acreage.

b. Setback requirements for barn, arenas, auxiliary buildings and parking area: Minimum of one-hundred (100) feet PLUS thirty-seven (37) feet for each 5,000 square feet of combined barn/arena/auxiliary buildings/parking area, calculated proportionally, from all non-public road property lines. Setback requirements from public road property lines shall be as specified in the Village Zoning Code for R-1 properties. However, if the Affected Parties grant their written permission for an exception, this setback may be

reduced, provided the minimum setback is one hundred (100) feet. If an existing Commercial Boarding operator cannot meet the setback requirements and the Affected Parties will not provide their written permission to a reduction, the Village may grant the applicant a waiver, provided the applicant otherwise meets all other zoning requirements, there were no past or existing complaints by the Affected Parties with respect to the subject Commercial Boarding operation, and there are no current or past violations of the applicant with respect to compliance with the Village's zoning ordinances.

c. Fire Safety: Every Boarding Facility stable (not including the indoor arena) over 5,000 square feet must be equipped with readily accessible Fire Department approved fire extinguishers (1 for each 1,500 square feet of stable), an automated fire monitoring system connected to the local fire department system, and illuminated fire exits (signs and area emergency lighting). In addition, barns over 10,000 square feet must be equipped with a sprinkler or other fire suppressant system that covers all fire escape routes. Boarding Facilities must work with the Fire Department to train employees on evacuation procedures and extinguisher operation, and conduct drills quarterly. Upon request, the Commercial Boarding operator shall provide written procedures and logs demonstrating the conduct of the quarterly drills.

d. Traffic and Parking: The limits shall be:

(i) Parking lot size: Limited to 1 car space per boarded horse stall with a maximum of ten (10) spaces.

(ii) Events will require a Special User permit. Event parking can use paddock/pasture areas.

(iii) Private road access: Requires written permission of the road association

(iv) Class size: Will be limited to maximum size of 6; and no more than two classes per day.

e. Horse Trailer Parking: No overnight parking of non-resident horse trailers is permitted.

f. Lighting: The area immediately around entrances and walkways may be lighted for safety purposes. No other exterior night lighting is permitted. Outdoor arenas may not be lighted at night. Further, no light may emanate from the interior, such as from riding arena windows or translucent panels, if that light presents a non-residential profile or non-residential lumen levels.

g. Indoor bathroom facilities: Facilities shall be provided for employees and customers. Outdoor portable facilities shall not be used for Commercial Boarding operations.

h. Waste & Manure:

(i) Stalls must be cleaned (mucked) daily and the waste manure/bedding mix stored in an appropriately sized dumpster, then hauled to a public waste processing facility not less than once a week. Storage or spreading of manure on the property is not permitted. If manure is kept on premise, placement cannot be closer than 300 feet to neighboring properties

(ii) Piles of manure in pastures or paddocks are not allowed, and must be picked up and disposed of in accordance with the terms of subsection (viii)(a) above.

(iii) For all Commercial Boarding operations with an average of more than ten (10) horses (Boarded Horses or applicant-owned horses), the Village reserves the right to test nearby well water and streams and ponds for manure and animal related pollutants in excess of federal EPA and Illinois EPA guidelines and regulations. If there are excess levels that reasonably appear to be the result of the Commercial Boarding operation, the Commercial Boarding operation shall be closed immediately and remain closed until the remedies are implemented to avoid future problems, and the pollutants abate.

i. Facilities Upkeep: All Boarding Facilities must be maintained to a high level, inside and out, including painting or staining all wooden fences and walls, and sound roofing materials.

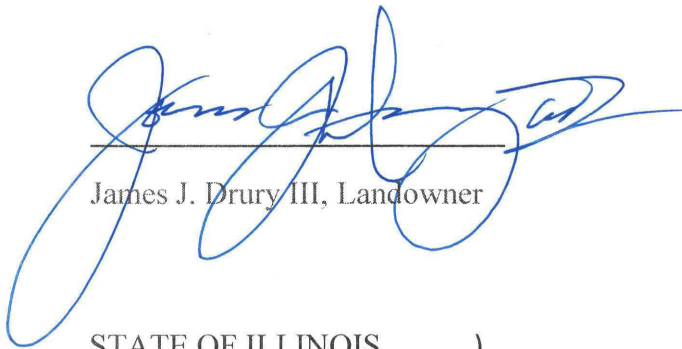
LIABILITIES: Each Commercial Boarding operator shall maintain business liability insurance to protect the Village from negligence and other lawsuits in amounts specified by the Village auditor or insurance advisor, which amount shall not be less than \$1,000,000.

NON-COMPLIANCE: In the case of non-compliance with the provisions of this Section and/or any additional restrictions imposed in the Special Use permit, the Village shall provide written notice to the Commercial Boarding operator. The written notice shall specify the area(s) of non-compliance and provide the operator with fourteen (14) calendar days to remedy the non-compliance (the "cure period"). If, after the expiration of the 14-day period, the Commercial Boarding operator has not complied with the terms of this Section or any additional restrictions imposed in the Special Use permit, the Village shall issue a cease and desist letter and such operator shall immediately suspend all Commercial Boarding operations until a compliance plan is submitted to the Village and approval of such plan is voted on by the Village Board of Trustees. If the Commercial Boarding operator continues to operate in non-compliance with the terms of this Section and any additional restrictions imposed in the Special Use permit beyond the 14-day cure period, the operator shall be subject to a fine of \$1,000 per day. Further, in connection with any enforcement action required to be taken by the Village against operator for continued violations after the cure period, operator shall reimburse the Village for any and all enforcement costs, including attorneys' fee and expenses.

EFFECTIVE DATE: Such amended definitions and additions contained herein are retroactive and in full force and effect as of June 26, 2006.

PAGE INTENTIONALLY LEFT BLANK

Proposed Commercial Boarding Text Amendment

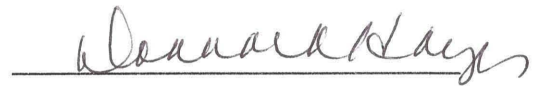


James J. Drury III, Landowner

May 10, 2016

STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

Subscribed and sworn to before me this 10th day of May, 2016.



Notary Public



PUBLIC COMMENTS

Public Comments are submitted by the public and are not reviewed or endorsed by the Village.



Anna Paul <apaul@barringtonhills-il.gov>

Horse Boarding Codes

Jameschammond@aol.com <Jameschammond@aol.com>

Wed, Jul 13, 2016 at 10:49 AM

To: apaul@barringtonhills-il.gov

Anna,

PLEASE inform the ZBA these documents were not prepared for Monday's hearing, but instead were submitted some years ago during another hearing process. I want to be sure they are clear on that.

Thank you again.

Jim

Village and County Horse Ordinance Examples, Environmental Considerations and Recommendations

Overview:

A number of villages similar to Barrington Hills have zoning regulations that address horse management, and most have a standard of one horse per acre. Some have also established rules specifying maximum private stable size and boarding of horses.

With groundwater contamination, waste management and other considerations, Barrington Hills should not allow a density of horses on private properties that can negatively affect and possibly threaten the groundwater supply for Barrington Hills residents or neighboring villages.

Villages Comparable to Barrington Hills:

Homer Glen: “Excluding horses owned by the property owner or occupant, up to three (3) horses may be boarded for remuneration provided that the total number of horses on the zoning lot not exceed 1 horse per acre.”

“Private stables, horse boarding and private indoor riding arenas must be located on a zoning lot of 2 acres or greater in size.”

Source: Homer Glen Zoning Ordinance 8.41 Private Stables, Private Indoor Riding Arena, Horse Boarding

Mettawa: “Horses, except as set forth in Section 15.309A, in a number not to exceed the resultant quotient obtained by dividing the total square foot area the single family residential lot upon which the horses are to be maintained by the number 40,000, provided that in the R-1, Single-Family Residence district, no horse shall be permitted upon any lot which does not contain at least 80,000 contiguous square feet of land. In addition, any accessory building intended or used for the stabling of horses shall contain a stall for each horse consisting of a minimum inside area, of eleven and one-half feet by eleven and one-half feet (11½ x 11½) but shall not exceed spaces for five (5) horses unless a special use permit therefore has been obtained pursuant to the terms of this Code. However, a loafing shed having a roof and at least three (3) enclosed sides, with the open side facing south shall be allowable as an accessory building.”

Source: Mettawa Zoning Ordinance 15.1202 Permitted Uses

Wadsworth: “STABLE, PRIVATE: A building housing equines and associated equipment. All private stables shall conform to Lake County Health Department

regulations. A lot for a private stable shall contain at least two (2) acres for the first equine and at least one additional acre for each additional equine. No equine shall be stabled, boarded, kept or trained for hire.

Source: Wadsworth Village Code 10-2-3: Definitions

Wayne: “Wayne allows one horse or pony per acre with a minimum lot size of two acres.”

“STABLE, PRIVATE: A building or structure, accessory in nature, which is located on a lot on which a dwelling is located, and which is designed, arranged, used or intended to be used for housing not more than one allowable horse or pony per acre, which horses or ponies are primarily for the use of the occupants of the dwelling, but in no event for hire.”

Source: Laura Shepard, Deputy Clerk - Village of Wayne (630-584-3090)

Counties In Barrington Hills:

Cook County: “Stables, private. Zoning lots must be at least three acres in size. No more than three horses are allowed on three acres, with one additional horse allowed for every acre in excess of three acres.” – Code 4.5A.6. L

Kane County: “Kane County does not have an ordinance, but they do have a standard operating procedure that says you can have one horse per acre, but use common sense with the way you plan it, making sure you have enough pasture for these horses.”

Source: Kendall County Ad Hoc Zoning Ordinance Committee Meeting Minutes of June 24, 2009

McHenry County: “The minimum lot or parcel for a private stable shall be two (2) acres.”

“The minimum gross lot area per horse over eight (8) months of age shall be fourteen thousand (14,000) square feet. However, private stables located on parcels of ten (10) or more acres shall not be subject to a minimum lot area per horse.” *Note: The minimum area per horse (14,000 SF) is considered to be the area dedicated to horse keeping according to meeting minutes.*

“No more than two (2) horses not belonging to the owner of a private stable may be boarded in such private stable.”

Source: McHenry County Code 403 Horses and Other Equines

Environmental Considerations:

“However, the hobby farm and equine facility horse populations¹ are increasing. Poor manure management practices, including spreading manure on frozen or compacted soils, manure application in excess of crop requirements, and improper manure storage can result in the contamination of surface and groundwater.”

Source: McHenry County Groundwater Protection Action Plan – October 2009

“A good rule of thumb is that a horse needs at least a gallon of water per 100 lbs of body weight. For your average horse, this equals 10 gallons a day. Water requirements vary greatly according to the weather and the level of work that the horse is doing. For instance, if your horse is exercising in hot, humid weather, he may need 2-4 *times* the minimum amount.”

Source: Tufts Cummings School of Veterinary Medicine

“The nitrogen load from horse and goat waste can migrate to and impact ground water with elevated concentrations of nitrate and pathogenic bacteria. Limiting the density of animals per acre and managing wastes can prevent this. For example, the State of Montana has ordinance of one horse per acre. The risk to ground water depends on if the animal is corralled or allowed to roam, and if the area is grass covered or bare ground.

Horses have a habit of defecating and urinating in the same location in a corral which increases the risk of nitrogen contamination reaching ground water. For waste management ideas go to the UNR Extension web site <http://www.unce.unr.edu/water> and click on ‘Protecting Nevada’s Water’”. *Note: Montana’s total population is less than one fifth that of Cook County, IL alone.*

Source: www.ndep.nv.gov/bwpc/docs/domest_animals.pdf

“When not managed properly, horse manure (feces and urine) can pollute the environment, mainly as ground or surface water pollution due to the nutrients nitrogen, phosphorus, and carbon (organic matter). These nutrients can reach waterways as surface runoff or leachate from the manure pile.”

Source: <http://www.esc.rutgers.edu/publications/stablemgt/FS036.htm>

“Recent studies prepared for the Northeastern Illinois Planning Commission (Now CMAP) and separately for BACOG have indicated that groundwater quantity continues

¹ A single horse produces seven to nine tons of manure a year.

to be the most limited natural resource that will influence the use and character of development in Barrington Hills and surrounding BACOG area.”

“Developing trends towards higher usage of the shallow aquifer, the vulnerability of the shallow aquifer to contamination, and constraints on alternative water supplies have resulted in concern for the sustainability of groundwater in the BACOG area.”

“As the significant land holders, the equestrian community of Barrington Hills may have the greatest opportunity to assure that horse raising, riding and associated activities have a positive impact on the environmental condition of land and water in the village. Safeguarding surface water (creeks, rivers, ponds, etc.) and groundwater must be an important everyday part of horse keeping.”

“Keep the size of intensively used (horse) areas small to help reduce the volume of polluted water.”

“Manage pastures to prevent heavy grazing. Avoid soil compaction and excessive removal of vegetation by timing the use of pastures and controlling the number of horses.”

Source: Village of Barrington Hills 2030 Comprehensive Plan, Amended July 14 2008

“One of the most significant discoveries was that the western edge of the Barrington area - dominated by Barrington Hills - is the area where the underground aquifers are most quickly recharged by water from the surface.” *Note: Aquifer waters migrate west to east in Barrington Hills.*

Source: December 2, 2009 Daily Herald: <http://www.dailyherald.com/story/?id=341183>

“As we grow population, we are using water at a rate that is not sustainable. Thus, groundwater supplies cannot be guaranteed beyond 2050”

“These reports suggest we must begin to make changes to the way we use, recharge, and protect the aquifers that have supplied us all these years. Many people think the water we use is primordial and comes from deep underground reservoirs of ancient glacial water. This is not the case in the Barrington area. Our ground water is supplied from surface water seeping and filtering into the shallow aquifers, typically 150 feet deep. This water is anywhere from months to decades old”

“Additionally, aquifers do not respect any boundaries”

- Robert G. Abboud, Barrington Hills Village President

Source: Quintessential Barrington March/April 2010 Issue

Recommendations:

Craft an ordinance that specifies the number of horses allowed per acre or square footage that is *dedicated* on residential property (i.e. fenced) to the keeping of horses. Establish a ratio of owned versus boarded horses for the purposes of the ordinance to accommodate for varying lot sizes in the village for private stable owners.

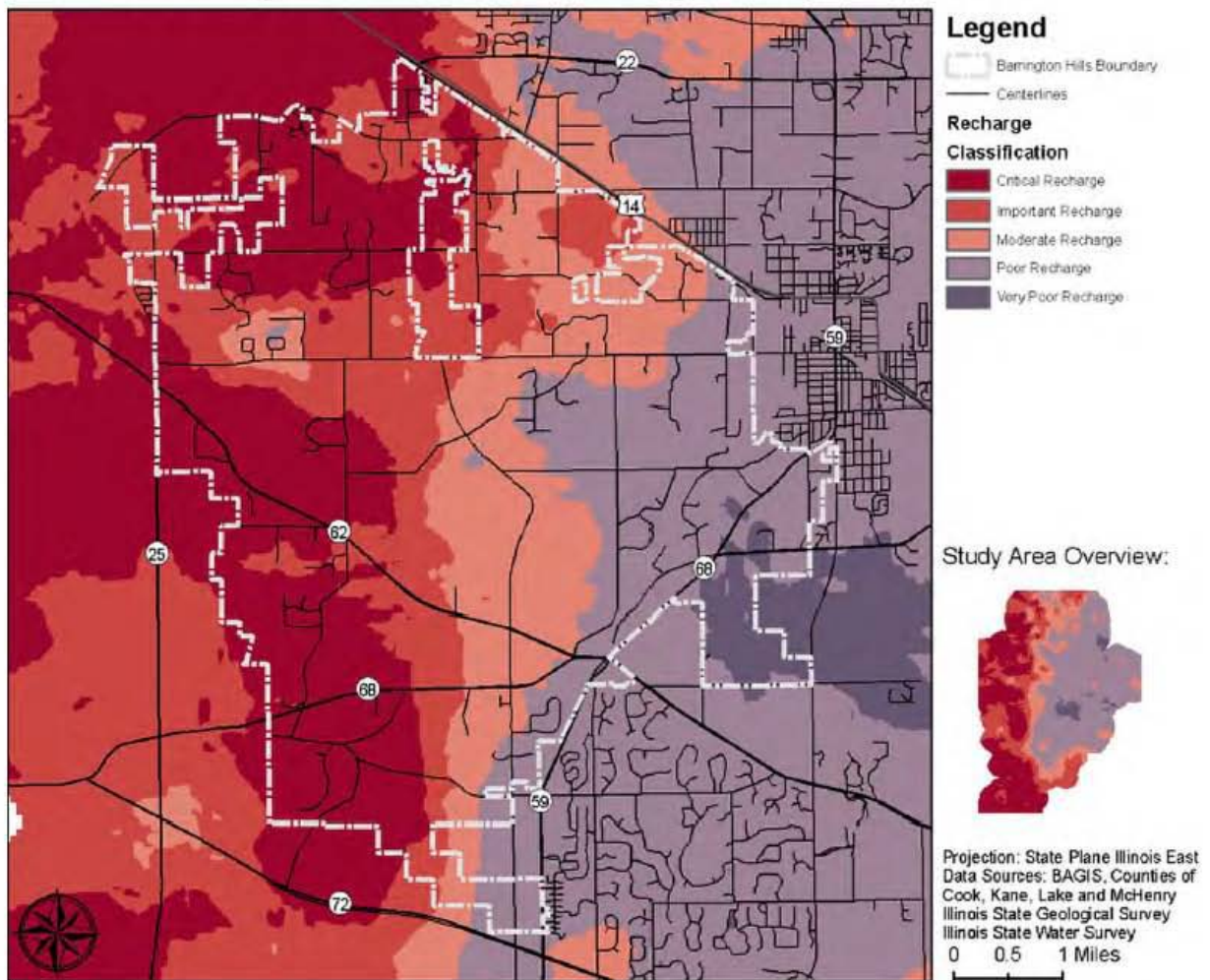
Since the boarding of horses is not licensed or inspected by the Illinois Department of Agriculture (unlike kennels or shelters for animals), there is no way to protect the welfare of horses, nor is there a system for Illinois or Barrington Hills to monitor or proper waste management or potential stored waste run off to adjacent properties or water resources.

Accordingly, the Equestrian Commission should work in conjunction with equestrian community to offer seminars and training on proper, environmentally conscious animal waste management practices. Furthermore, direct the Equestrian Commission to draft a simple waste management plan/report that considers the Illinois Livestock Management Act of 1996 and Illinois EPA guidelines for residents owning horses, regardless of number, for horse owners to submit on a reasonably periodic basis to the village.

Heavy, flooding rains are not uncommon in our area and contaminants from animal waste piles that are not contained on a suitable properly drained pad can travel miles to vital watersheds and neighboring properties. Since groundwater is so vital to village residents and surrounding communities, perhaps animal waste management should be the point of our present discussions. Protection of our environmental resources, present and future, should be the key theme of discussions.

Finally, consider the map that follows that depicts how critical water resource recharge from our village is to Barrington Hills residents and our neighbors to our east.

Barrington Hills Recharge Map



This is the portion of the recharge map that covers the Barrington Hills area. The entire western portion of the Barrington Hill area is a segment of the most important recharge area in the immediate region. Water from this recharge area supplies the groundwater in the region's drift aquifers as well as the underlying bedrock aquifer.

The poorer recharge areas, shown in grays, are in the eastern areas, and are found at higher surface elevations. The higher areas are associated with the glacial moraine which is largely composed of fine-grained materials such as silts and clays. Remember, these aquiclude and aquitard materials do not readily transmit water – a characteristic that defines poor recharge.

Comparisons of Village Horse Boarding Codes

Is horse boarding considered to be a “Home Occupation” in your village?

Bull Valley	No
Homer Glen	No
Mettawa	No
Wadsworth	No
Wayne	No
Barrington Hills Horse Boarding Amendment	Yes

What permission is required if a resident wishes to board horses in your village?

Bull Valley	Special Use Permit plus \$1,000 annual fee
Homer Glen	None
Mettawa	Special Use Permit
Wadsworth	Conditional Use Permit
Wayne	None
Barrington Hills Horse Boarding Amendment	None

Are there limitations to barn/stable size beyond the total Floor Area Ratio (FAR) of all combined property structures before a Special Use Permit is required?

Bull Valley	No
Homer Glen	Yes
Mettawa	Yes
Wadsworth	Yes
Wayne	Yes
Barrington Hills Horse Boarding Amendment	No

Does your village limit the number of horses kept on a residential property?

Bull Valley	“A reasonable number for family enjoyment”
Homer Glen	Yes, and no more than 3 boarded horses
Mettawa	Yes
Wadsworth	Yes
Wayne	Yes
Barrington Hills Horse Boarding Amendment	No

BURKE, WARREN, MacKAY & SERRITELLA, P.C.

MEMORANDUM

TO: Village of Barrington Hills

FROM: Burke, Warren, MacKay & Serritella, P.C.

RE: Comparison of Agricultural/Equestrian Zoning Ordinances

DATE: August 18, 2011

Village of Barrington Hills

OVERVIEW: The Village of Barrington Hills permits agricultural uses in all zoning districts but does not consider horse boarding to be an agricultural use. Horse boarding is only permitted in the context of the Home Occupation Ordinance.

1. Definitions:

Agriculture: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture and animal and poultry husbandry (including the breeding and raising of horses as an occupation) and the necessary accessory uses for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities.

Village of Wayne

OVERVIEW: The Village of Wayne's Zoning Ordinance contains a separate Chapter entitled "Equestrian Development and Uses" that deals specifically with commercial and private equestrian uses and facilities and creates a separate zoning district called, "E commercial equestrian". Commercial and private stables can also be special uses in residence districts.

1. Definitions:

Agriculture: The use of twenty (20) acres or more of land for agricultural purposes, including farming, dairying, pasturage, agriculture, horticulture, floriculture, viticulture and animal and poultry husbandry, and the necessary accessory uses for packing, treating, or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities

Village of Mettawa

OVERVIEW: The Village of Mettawa permits small scale boarding in residential districts as an accessory use and larger-scale boarding in residential districts pursuant to a special use permit.

1. Definitions:

Agriculture: All the processes of planting, growing, harvesting or crops in the open excluding the raising and feeding of livestock and poultry, dairy farming, farm buildings, and farm dwellings, and truck gardens, but including, flower gardens, apiaries, aviaries, nurseries, orchard, forestry, non-commercial green houses, and vegetable growing, however, no retail and/or roadside sales shall be permitted.

Stable: A detached accessory building the primary use of which is the keeping of horses

Stable, Private: A building or structure, accessory in nature, which is located on a lot on which a dwelling is located, and which is designed, arranged, used or intended to be used for housing not more than one allowable horse or pony per acre, which horses or ponies are primarily for the use of occupants of the dwelling, but in no event for hire.

Private Stable: A stable in which all horses kept on the premises are owned by the owner of the premises or members of his family, stable hands, and/or bona fide guests.

Semiprivate stable: A stable at which the operator provides for a fee, facilities to owners of horses for boarding care or training of ten (10) or more horses, including instruction in horsemanship. A bona fide sale of a horse shall not be considered to be supplying or renting of a horse by the operator to a member of the public.

2. Accessory Building:

No specific requirements for stables.

2. Accessory Buildings:

Private Stables: Stalls must be a minimum of 10' X 12'. On land between 2 and 3 acres in size, a maximum of 1,070 square feet is permitted. Size of stable increases with each additional acre, for example, a 5 acre parcel would permit a 1,745 square foot stable, up to a maximum of 2,800 square feet for any property, unless the property is over 10 acres and the owner obtains a special use permit.

2. Accessory Buildings:

Accessory buildings intended for the stabling of horses shall contain one stall for each horse and such stall must be a minimum of 11.5' X 11.5' and shall not exceed five (5) stalls without a special use permit.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include agricultural buildings and structures and private stables.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include private stables and noncommercial pursuit of agriculture, provided that no more than four (4) horses shall be kept on a 4-acre lot with one (1) additional horse permitted for each additional 4 acres.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include agriculture use and the keeping of horses not to exceed a certain number based on the property's square footage and further provided that the property must contain at least 80,000 square feet.

4. Special Uses:

No special use required for stabling of horses, which is currently only permitted in the context of the Home Occupation Ordinance.

4. Special Uses:

Special uses include commercial equestrian and commercial stables as well as private equestrian facilities, which are permitted in any zoning district. A special use for a commercial stable requires property containing at least twenty 20 acres. A special use for a private stable requires property containing at least 10 acres.

5. Commercial Equestrian District (as of right).

A Commercial stable in this District must be on property containing at least twenty (20) acres. If the horses are kept outside, then no more than one (1) horse per acre is permitted. If the horses are kept indoors, then one stall is required for each horse and such stall shall be a minimum of 12' X 12' with a maximum of 45 stalls and the no more than 100 horses is permitted on any property zoned for a commercial stable.

4. Special Uses:

Special Uses include agricultural buildings and structures including riding arenas and large stables for horses on owner-occupied property with no more than one (1) horse stall permitted per 40,000 square feet of land.



Village Clerk <clerk@barringtonhills-il.gov>

Submission of written testimony for the June 18 ZBA meeting

Jennifer Rousseau <rousseauj@dls.net>
To: clerk@barringtonhills-il.gov

Fri, Jul 15, 2016 at 9:55 AM

Please find the attached for inclusion in the ZBA meeting packet, thank you,

Jennifer Rousseau

Tudor Oaks Farm

L'Esprit Equestrian

2 attachments



2016 Horse Boarding - Contribution to the Community.docx
23K



2016 Horse Boarding Text Amendment in Barrington Hills submitted to VBH fv.docx
19K

Horse Boarding and Training in Barrington Hills:

Contributing to the Community for the Short and Long Term

Personal Introduction

- Jennifer Rousseau, residing at 127 Buckley Rd, Barrington Hills. Trainer and manager of all equestrian operations at Tudor Oaks Farm, located at 401 W. Cuba Rd, Barrington Hills, and owner, chief of instruction for L'Esprit Equestrian. I am a USEA Nationally Certified Level III instructor, meaning I am certified to train equestrians for the Olympic discipline of Eventing, also known as the triathlon of horse sports. I am also an advisor to the USEA Instructor Certification Program. In addition I am certified by the USHJA, which governs another Olympic equestrian discipline known as show jumping.

It is crystal clear that the will of our organized equestrian groups, equestrian residents, farm owners and concerned citizens, who fought for and supported every effort to amend the old zoning code, is directly in line with the Village of Barrington Hill's Comprehensive Plan:

- *Barrington Hills is an equestrian, intentionally open countryside oasis within a more chaotic urban metropolitan area.*
- *The largest percentage of land within the Village is devoted to "Equestrian Residential" use, or residential uses in excess of five (5) acres, totaling 72.3%.*
- *Barrington Hills is a community of residents acting as stewards for a quiet, secure and natural environment, unique within the metropolitan area, which supports the long term, sustainable use of property for equestrian-oriented, open countryside living.*
- *One characteristic which distinguishes Barrington Hills from other members of the BACOG is its equestrian tradition and the interrelationship with the natural environment in which the keeping of horses and the maintenance of the equestrian community requires the large-lots and interwoven trail system which, in turn, supports the long term sustainability of the sensitive natural environment.*

Providing necessary services for an equestrian community

- Horses are more than just pets; they are very large animals which require a great deal of care, attention and expertise. Horses are not machines; they are living, breathing beings with hearts and minds of their own. They can be unpredictable, unruly or simply may have had bad experiences, which cause their owners to seek professional help – sometimes only for the sake of their personal safety.
- Horse owners may use horses for trail riding and pleasure riding, or they may choose to be competitive in the Olympic disciplines of Eventing, show jumping or dressage. They may be interested in competing in the additional World Championship disciplines of endurance riding, combined driving, reining or vaulting, in the classic traditional sports of racing, or polo, or one of a number of growing horse sports, such as team penning or extreme cowboy competitions. Barrington Hills has produced many top equestrians, most recently, Olympic team hopeful Allison Springer.
- ***Whether horses are used for pleasure or sport, owners and riders need qualified expertise they can access, in their neighborhoods.***

- By offering riding lessons, local professional experts encourage people to try the sport.
- Professionally managed equestrian facilities may cater to both residents and non-residents, but they provide a valuable “feeder program” for new residents, new property owners, community leaders, and future stewards of our lifestyle.
- Local professionals train and coach equestrians in their equestrian pursuits, whether their goals are as modest as competing in the local mini-event or as lofty as representing the USA in the Olympic Games, or as simple as riding safely down the trails.
- All of these different equestrian enthusiasts need safe training areas with enclosed arenas; both indoor and outdoor arenas. These are large, safe enclosures where they can train young or difficult horses, where they can learn to ride, gain skills, and learn best practices in horse management, riding and training.
- It is far more practical to have several large training facilities accessible to multiple horse owners, than to expect every horse owner to build an indoor and outdoor arena on their five acre lot.
- People who ride horses tend to cluster together for the conveniences that facilitate equestrian pursuits: Easy access to veterinary and farrier services, fencing and equestrian landscaping experts, feed, bedding and hay providers. They also seek access to equestrian professionals and training facilities. That is how equestrian communities are born – that is how Barrington Hills was born.

Preservation of open green space, rolling pastures and conservation of parks and wildlife

- When you drive through our community, the green spaces, rolling pastures, four board fencing over acres of beautiful grass dotted with horses is the “signature” landscape of our town.
- In fact, commercial boarding is our best guardian of the look and feel of the community. It is only by protecting the larger breeding and boarding operations that we will be able to retain this pastoral setting for future generations.
- The Village of Barrington Hill’s own published goals are specific:
 - *Support the continuation of appropriate agricultural, equestrian and ancillary uses and land uses.*
 - *Encourage only those development patterns which enhance the equestrian based character of the community and avoid encroachment on natural resources and open space.*
 - *Protect the extensive system of public and private equestrian trails from the intrusion of other conflicting use, and assure the long term maintenance and preservation of the system which benefits property owners and riders throughout the community.*
- Equestrians are by definition conservationists. They are passionate warriors for the protection of parks, trails and wildlife refuges. The Spring Creek Forest Preserve which is the centerpiece of Barrington Hills is one of the last public lands which has been preserved in a very natural state with no intrusion of soccer fields, bicycle paths, parking lots and picnic tables. This is thanks to a comprehensive agreement between the different governing bodies including Cook County, the Barrington Hills Park District, with participation and input from the Fox River Valley Pony Club and the Riding Club of Barrington Hills
- As custodians of this beautiful park, members of the equestrian community work tirelessly to protect and preserve it for all to enjoy.

Response to Some of the Criticism and Opposition

- The primary quality necessary for any horse keeping operation is sufficient acreage. The Village of Barrington Hills is committed to the protection of large tracts of land:
 - *Perpetuating the keeping of horses and agricultural activities as a viable element of the community, along with the expansion of the interwoven open space and equestrian trail system*
 - *Preserving a community character which provides personal opportunities consistent with a countryside environment.*
- The term “horse factory” is not a valid term. Such an operation simply does not exist outside of PMU farms in Canada. The extremely high land value in Barrington Hills prohibits any viable commercial equestrian use other than a very high end operation serving a serious and dedicated brand of equestrian customer. Using the terms “horse factory” or “horse feed lots” are attempts to generate fear among non-equestrian property owners, using scare tactics and absolute fabrication of situations that will never, ever exist here, with or without regulation.
- The Village of Barrington Hills Comprehensive Plan also considers the historical nature of the town as follows:
 - *Equestrian activity is not a recent phenomenon to Barrington Hills or to the countryside area of the Village of Barrington. Since before World War I, equestrian farmers supplied the region with carriage or riding horses, and their names survive today in such roads as Otis, Buckley, and Hart.*
 - *Similar support existed when in 1994 the Riding Club of Barrington Hills conducted a survey of residents, over 90% of who responded that equestrian activity is an important part of the community character.*
 - *Such sentiment is borne out that since 1957 the Village has issued more building permits for stables for personal use than tennis courts, swimming pools, or other outdoor recreational structures. It is often been said that on horseback one can appreciate the environmental character of Barrington Hills, one tree at a time.*
- With respect to number of horses per acre: Every published study cited is referring to the amount of acreage required to **sustain a horse nutritionally**. In other words, they are studies of the grass/forage yield per acre relative to the nutritional requirements of the average equine. A horse consumes approximately 2.5% of his body weight per day, and so requires approximately 25 pounds of food per day. Horses are somewhat selective, meaning they will choose to eat some types of grass and not others; however, the yield of one acre of “mixed grasses” is generally considered to be sufficient to sustain one horse. The yield per acre can be enhanced with careful management, such as seasonal over seeding, manure removal, aeration, etc., but the one horse/one acre rule of thumb is a good start when a landowner is trying to keep horses nutritionally sustained by pasture.

Two things many of these studies do not address: Climate, and the stable-kept horse. Our northern climate requires that pasture kept horse be fed supplemental feeds for approximately 6 months of the year, and requires shelter or stabling for that same period.

In contrast to the pasture-kept horse, the stable-kept horse receives his entire ration of a hay and grain in the stables - with little or no pasture grass diet whatsoever. Typically, the stable-kept horse spends anywhere from 1 to 8 hours outside in a paddock designed for light exercise, not nutritional sustenance.

These "paddocks" are generally small, safe enclosures that several horses can be rotated through in the course of a day. **Therefore, the acreage required by the stable-kept horse is considerably less; arguably insignificant compared to horses kept outside on pasture.** I hope this clarifies the current language regarding number of horses that on ten or more acres, two horses per acre is permissible, and on less than ten acres, one horse per acre (not necessarily pastured acre) is the permissible number. That language is specifically designed to acknowledge the keeping of horses in stables as opposed to nutritionally sustained on pasture.

- Recently some ZBA members spoke on record and indicated that the current law is a “bad law”, or “could be better”. The simple fact is that the current law protects equestrians and non-equestrians in the best possible balance. By adding horse boarding and rider training to our existing permitted agricultural uses, we have closed the door to any other type of commercial activity, and provided for the safe and supportive resource of professional horse keeping and rider training, which is so necessary to a thriving equestrian community.

In summary, I would like to say that we feel a great sense of community here in our home of Barrington Hills, due in large part to the equestrian culture which is shared by so many of us, and which has historically been the common ground for so many residents. Common sense, education, discussion, openness to accept each other, with due consideration of our neighbors new and old, and respect for our heritage should be the path that brings us to great decisions for our community now, and for the future. The Zoning Board’s actions going forward clearly must be to protect the character of the village, and to preserve the intent of the community, which is and always has been, as an equestrian community. The lawful presence of horse training and boarding facilities are inherent to that outcome.

Summary Notes for the 2014 Horse Boarding Text Amendment in Barrington Hills

Submitted by Jennifer Rousseau, 127 Buckley Rd, Barrington Hills, IL

History:

There was a single catalyst which drove the changes to the zoning code which were passed in December of 2014. That catalyst was the publishing of the court opinion from the 2011 lawsuit Drury v. LeCompte. In that published ruling, the judge made it clear in multiple statements that, in his opinion, ***“horse boarding did not comport with the village code”*** (as it was written at that time). Many farm owners and the local Riding Club sought legal counsel following that publication to try and understand how such a ruling might affect all other horse boarding in the village. The consensus, from multiple legal advisors and municipal experts, was that this published court ruling would indeed set precedent, and ***place all horse boarding within the village at legal risk***. At that time, the ZBA took on the challenge of considering amendments to the zoning code to accommodate the activity of horse boarding, while protecting the rights of all landowners.

This language was not prepared in a vacuum, but rather came as the result of cumulating years of expert advice and testimony on the subject. However, it is important to understand that some of the expert testimony and equestrian commission recommendations were solicited prior to the above mentioned court ruling. The context of that pre-ruling testimony was that we were under the assumption that the home occupancy provision (as was written at that time) ***permitted horse boarding***. The published court document changed that context 180 degrees. When considering testimony and recommendations prior to the published court opinion, please recognize that the circumstances changed dramatically, which renders some prior recommendations and testimony invalid.

Legal Status:

In 2015 James Drury sued the village for passing the text amendment, citing three issues:

1. The process was flawed.

2. The text amendment was written for the benefit of a single land owner: Berry LeCompte (who has been locked in a legal battle with Drury for many years).
3. That the trustees who voted in favor of the amendments were involved in a conflict of interest.

The village president quickly structured a settlement which would rescind the text amendment in exchange for the dropping of the lawsuit. It is important to understand that Mr. Drury has spent a great deal of money, reportedly in excess of 3 million dollars, in his legal battle with Mr. LeCompte. The speedy series of events from the filing of the lawsuit to the village's quick resolution smelled of collusion.

However, the village was thwarted in their attempt to settle, because 12 other landowners took up the battle to protect the text amendment as it stands today. They petitioned the court to co-defend against the Drury lawsuit, citing that if the village would not defend, then they had rights that were protected by the text amendment which they were entitled to defend. The judge:

1. Granted the 12 landowners the right to co-defend against the Drury lawsuit (agreeing that their rights were at stake)
 2. Read the 12 landowners' statements in defense of the text amendment.
 3. Dismissed the lawsuit on all three points due to lack of evidence.
 4. Provided the plaintiff an opportunity to amend his complaint. He did so.
- The defendants, excluding the village, have filed motions to dismiss it on similar grounds to those in the successful dismissal granted this spring.

Clearly, this "test" of the 2014 text amendment validity, legality and impact was significant, and should be a strong measure of the resolve of local landowners to protect their rights to board horses and protect open space and the equestrian lifestyle that this village is renowned for.

Current status:

Mr. Drury is clearly not finished in his obsessive battle to "win" at all costs, regardless of the damage to the village community and other landowners. His

recent submission of his own text amendment, designed solely to benefit his court case, is firm evidence of his skewed motive.

Since enacting the text amendment, there has been no reporting of complaints or questionable operations, and no open floodgates of people building massive equestrian operations involving hundreds of horses. That is because, if you actually take the time to read carefully both the provisions and the restrictions that the current language encompasses you will see that, in fact, there are a full set of checks and balances which have and will continue to provide all landowners with equal protection of their rights and privacy.

Please accept this pared down examination of the current horse boarding language in our zoning regulations. I have tried to emphasize what the amendment does provide for, as well as, what it does not permit. There was a great deal of fear mongering and drama adherent to the process leading up to the passing of this amendment, and the facts were often lost in the melee.

What the ZBA Text Amendment, as passed in December 2014, **does:**

- Adds the words “boarding and training of horses and training of riders” to the ***existing definition of permitted agricultural use, within*** a residentially zoned property:
 - Existing permitted uses: Farming, dairying, pasturage, horticulture, floriculture, viticulture, breeding and animal husbandry including the breeding of horses.
- Recognizes that the buildings associated with breeding, boarding and training of horses and riders may exceed the size of the residence.
- Provides that properties under ten acres continue to be regulated under home occupation, with a limit of one horse per acre, and properties of ten or more acres be regulated under agriculture, with a maximum of two horses per acre.
- Requires that all buildings adhere to the **existing** setback rules, and that the maximum floor area ratio adheres to the **existing** code for residential properties.
- Adds specific hours for farm employees, riding instruction, and the operation of equipment.

- Limits and regulates waste management, lighting and nuisance such that it conforms to the existing zoning language.
- Addresses excessive road use and prohibits the use of portable toilets.
- Is consistent with the state of Illinois recognition of horse boarding under agriculture (as is the case in most states).
- **Mirrors the language which has protected our greatest historical equestrian communities, such as Middleburg, VA, Ocala, FL, Aiken, SC and many others.**
- Specifically, the retro-active provision: Protects the trustees who presided between 2006 and 2014, as well as the landowners who boarded horses during this time period, from any legal action, by applying this recognition retroactively to 2006, corresponding with the date when the vague and indefensible “notwithstanding” clause which was added to the zoning rules. This is the old wording: *Notwithstanding anything to the contrary contained in this subsection (D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of eight o'clock (8:00) A.M. and eight o'clock and eight o'clock (8:00) P.M. or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of eight o'clock (8:00) A.M. and (8:00) P.M. or sunset, whichever is later. (Ord. 06-12, 6-26-2006). The 2011 published court opinion in Drury v LeCompte clearly stated that horse boarding did not comport with this zoning code language, therefore landowners and trustees alike were legally exposed.*
- **Balances the rights of all residents, equestrian and non-equestrian, while protecting our large equestrian tracts of land under the most long-term effective categorization, which is agriculture.**

What the ZBA Text Amendment, as passed in December 2014, **does not do:**

- **Does not** open the door to commercial zoning of any kind, because it is very **specific to agriculture**. Gas stations and 7-11's are not agriculture. (Note: In other equestrian communities across the country, removing horse boarding from agriculture and applying case by case special use permits has opened the door to challenges from other types of commercial and retail operations, costing those communities dearly to defend)
- **Does not** change the rate of taxation of properties to agriculture. The State of Illinois has its own criteria for what constitutes agricultural property – **that has not changed**. All of Barrington Hills is zoned residential, and the first five acres is taxed as such – **that has not changed**. **Barrington Hills permits agricultural activities within their residential zoning – that has not changed**.
- **Does not** incentivise residents to start mass boarding of horses – *bees and beehives would be a much cheaper and easier way to get an agricultural tax break.*

Summary:

Do not underestimate the resolve of the equestrian community and many other local landowners to protect the rights afforded under the 2014 text amendment. To date, the amendment is working. The road to the passing of this amendment represents a very divisive and contemptuous period in our village history. It would be a sad mistake for the current village board and the ZBA to take us back down that road at this moment for no apparent reason, other than to pacify Mr. Drury and his questionable motives. Please familiarize yourselves with all aspects of the process and the amendment, from the critical course change which was required after the publishing of the court opinion, to the testimony presented throughout the process, and in particular, to the failure of Drury to use his financial and legal strong-arm to block the democratic process. I thank you for your time and due consideration,

Jennifer Rousseau



Village Clerk <clerk@barringtonhills-il.gov>

(no subject)

JR Davis <JDavis@davisbancorp.com>

Fri, Jul 15, 2016 at 4:59 PM

To: "clerk@barringtonhills-il.gov" <clerk@barringtonhills-il.gov>

For inclusion in ZBA packet.

J.R. Davis

Chairman and CEO

[Davis Bancorp](#)

[\(847\) 998-9000 ext 4460](#)

jdavis@davisbancorp.com



Notice: The information contained in this message may be privileged, confidential, and protected from disclosure. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by replying to this message, and then delete it from your computer. All e-mail sent to this address will be received by the Davis Bancorp corporate e-mail system and is subject to archiving and review by someone other than the recipient.

Notice: The information contained in this message may be privileged, confidential, and protected from disclosure. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by replying to this message, and then delete it from your computer. All e-mail sent to this address will be received by the Davis Bancorp corporate e-mail system and is subject to archiving and review by someone other than the recipient.

2 attachments



CHISR01A-#956339-v1-Public_Comment-ZBA_Meeting_7-18-16.docx
37K



Email from Village Attorney-July 15, 2016.pdf
181K

Public Comment for the Zoning Board of Appeals Meeting Scheduled for July 18, 2016

I am J.R. Davis, Chairman of Barrington Hills Farm, and a resident of the Village of Barrington Hills. I am speaking on behalf of Barrington Hills Farm and myself.

First, we want to thank each of you for your volunteer service on the Zoning Board of Appeals. Thank you for serving our community.

Unfortunately, Barrington Hills Farm is troubled by the Agenda posted for tonight's meeting. I attended the last ZBA meeting held on Monday, June 20, and listened to numerous public comments regarding the need to preserve horse boarding in the Village. During that meeting the ZBA engaged in a thoughtful conversation regarding the Village Code and whether there was a need to reconsider the provisions related to horse boarding. I left that meeting with the understanding that this would be a thoughtful process, which would take place over at least the next three ZBA meetings. It was my understanding that the ZBA would not be considering proposed amendments for horse boarding until this September, at the earliest. My understanding is similarly reflected in the minutes from that June 20 meeting. Yet, here we are, less than one month after that meeting, and the ZBA is purportedly voting on a horse boarding text amendment submitted by a single property owner. Barrington Hills Farm is deeply concerned with the recent change in scheduling and is disappointed that such a decision was made outside of the public eye.

Putting the new schedule aside, I urge each of you to think carefully about this proposed text amendment. The proposed amendment essentially seeks to repeal Village Ordinance 14-19, which was passed by the Village Board of Trustees on February 23, 2015, to expressly delineate the rights and obligations involved with boarding horses on R-1 property in the Village. The proposed amendment included on tonight's agenda was submitted by a single

property owner, but is positioned to impact the property rights of every R-1 property in the Village. Under Section 5-10-6 (F) of the Village Code, “The Zoning Board of Appeals shall not recommend the adoption of a proposed amendment unless it finds that the adoption of such an amendment is in the public interest and is not solely for the interest of the applicant.” Because the property owner proposing this amendment is currently engaged in two separate lawsuits regarding horse boarding activities in the Village, this amendment will advance his individual interests.

However, your role as the Zoning Board of Appeals is to consider the interests of the general public. As a member of the general public, this issue is very important to me, and to Barrington Hills Farm. First, the Village holds itself out to the community as an equestrian community. As stated in the Village’s Comprehensive Plan, “Barrington Hills is a community of residents acting as stewards for a quiet, secure and natural environment, unique within the Chicago metropolitan area, which supports the long term, sustainable use of property for equestrian-oriented, open countryside living. One characteristic which distinguishes Barrington Hills from other [] communities is its equestrian tradition.” Maintaining this vision requires ordinances that allow for horse boarding. Further, since the adoption of the 2015 horse boarding text amendment on February 23, 2015, the Village of Barrington Hills has received zero complaints regarding horse boarding activities in the Village.¹

¹ On June 28, 2016, Barrington Hills Farm through its attorneys submitted a Freedom of Information Request to the Village seeking, “Any and all complaints sent to the Village of Barrington Hills (the “Village”) regarding horse boarding activities between February 23, 2015 and today. For purposes of this request, the Village includes all Village personnel, Village representative bodies, and members of those representative bodies, including but not limited to: the Village Board, the Village Board Members (Colleen Konicek Hannigan, Fritz Gohl, Michael Harrington, Bryan C. Croll, Michell Nagy Maison, and Brian D. Cecola), the Village President (Martin J. McLaughlin), the Village Zoning Board of Appeals Members (Daniel Wolfgram, David Stieper, Richard Chambers, Jim Root, Jan C. Goss, Debra Buettner, and Patrick J. Hennelly), the Village Clerk (Anna Paul), the Director of Administration (Robert Kosin), and any past Village Board Member or Zoning Board of Appeals Member, during that time period he/she was serving the Village.” On July 15, 2016, the Village’s

(cont'd)

Second, Barrington Hills Farm acquired a substantial portion of land in and adjacent to the Village with the intention of boarding horses for two non-profit organizations, the Hooved Animal Rescue & Protection Society of Barrington, Illinois (“HARPS”) and Veterans R&R. HARPS is a non-profit organization that takes in, rehabilitates, and finds new homes for horses and other hooved animals that have been abused and neglected by their owners. Veterans R&R is a non-profit organization that works to improve the lives of Veterans and Active Duty Military members. Barrington Hills Farm invested significant money and effort based on the Village’s identity as an equestrian community and the current ordinances in the Village Code. Barrington Hills Farm is committed to providing a benefit to the community at large and to veterans. This commitment is compatible with the Village’s Comprehensive Plan and the current Village Code. Both the Village’s longstanding image as an equestrian community, and Barrington Hills Farm’s purpose in acquiring land in Barrington Hills, will be devastated if this proposed amendment is adopted.

I urge each of you to consider the Village’s longstanding commitment to equestrian uses, and our interest as residents in maintaining the current Village Code provisions regarding horse boarding. Please do not deviate from your past plans to advance the interests of a single property owner. Instead, listen to your constituents and take the time to hear from the appropriate Village entities. I urge you to vote against this proposed amendment to the Village Code. Thank you.

(cont'd from previous page)

attorneys responded to this request stating, “To confirm, the Village does not have any records responsive to item 1 (complaints regarding horse from February 23, 2015 to present).”

Winterhalter, Brooke Anderson (CHI)

From: Sean Conway <seanconway@bond-dickson.com>
Sent: Friday, July 15, 2016 4:05 PM
To: Berman, Jennifer H (CHI)
Subject: Re: June 28, 2016 FOIA - Village of Barrington Hills

Hi Jennifer,

It was nice speaking with you in connection with this FOIA Request. To confirm, the Village does not have any records responsive to item 1 (complaints regarding horse from February 23, 2015 to present) or item 3 (transcript of the June 20, 2016 ZBA meeting). The Village is still working on a search of its records concerning item 2 and I will have the Village get those records to you as soon as possible. Thanks.

Sean P. Conway
Bond, Dickson & Associates, P.C.
400 S. Knoll Street, Unit C
Wheaton, IL 60187
Phone: (630) 681-1000
Fax: (630) 681-1020

On Fri, Jul 15, 2016 at 12:58 PM, Berman, Jennifer H <Jennifer.Berman@skadden.com> wrote:

Sean,

We just learned that the Village ZBA will be holding a public hearing and vote on James Drury's proposed Horse Boarding Text amendment during the upcoming ZBA meeting on Monday, July 18. We previously agreed to a two-week extension of the Village's time to respond to our FOIA requests—giving the Village until July 19 to respond—in reliance on the ZBA's representations that Mr. Drury's text amendment would not be considered for hearing until September. (See ZBA Meeting Minutes, June 20, 2016 (attached above)). However, in light of the fact that the hearing and vote has now been advanced to Monday, July 18, we would like to request that the Village provide its responses to our FOIA requests by 12 pm that day, so that we can review the responses in advance of the public hearing.

Please let me know whether you will be able to accommodate this request.

Best,

Jennifer

From: Sean Conway [mailto:seanconway@bond-dickson.com]
Sent: Tuesday, July 05, 2016 5:34 PM
To: Berman, Jennifer H (CHI)
Subject: Re: June 28, 2016 FOIA - Village of Barrington Hills

Thanks Jennifer. Much appreciated.

Sean P. Conway
Bond, Dickson & Associates, P.C.
400 S. Knoll Street, Unit C
Wheaton, IL 60187
Phone: [\(630\) 681-1000](tel:(630)681-1000)
Fax: [\(630\) 681-1020](tel:(630)681-1020)

On Tue, Jul 5, 2016 at 5:31 PM, Berman, Jennifer H <Jennifer.Berman@skadden.com> wrote:

Sean,

Apologies for the delay. We are fine with the Village's request for an extension to respond to our FOIA requests until July 19.

Thanks,

Jennifer

On Jul 5, 2016, at 4:59 PM, Sean Conway <seanconway@bond-dickson.com> wrote:

Hi Jennifer,

In the event the requested extension is not agreeable to you, the Village will need to extend its response time under section 3(e)(iv)(v) and (vi) of FOIA. Can you let me know at your earliest convenience? Thanks.

Sean P. Conway
Bond, Dickson & Associates, P.C.
400 S. Knoll Street, Unit C
Wheaton, IL 60187
Phone: [\(630\) 681-1000](tel:(630)681-1000)
Fax: [\(630\) 681-1020](tel:(630)681-1020)

On Tue, Jul 5, 2016 at 3:23 PM, Sean Conway <seanconway@bond-dickson.com> wrote:

Hi Jennifer,

I hope all is well. I am assisting the Village with this FOIA request. The Village is still working on gathering the records you have requested but is in need of some additional time to provide a full response. The Village anticipates having this request filled on or before July 19, 2016. Can you let me know if this response date is agreeable to you? Thank you for any courtesy on this and if you have any follow-up questions, do not hesitate to contact me.

Sean P. Conway
Bond, Dickson & Associates, P.C.
400 S. Knoll Street, Unit C
Wheaton, IL 60187
Phone: [\(630\) 681-1000](tel:(630)681-1000)
Fax: [\(630\) 681-1020](tel:(630)681-1020)

This email (and any attachments thereto) is intended only for use by the addressee(s) named herein and may contain legally privileged and/or confidential information. If you are not the intended recipient of this email, you are hereby notified that any dissemination, distribution or copying of this email (and any attachments thereto) is strictly prohibited. If you receive this email in error please immediately notify me at [\(212\) 735-3000](tel:(212)735-3000)

and permanently delete the original email (and any copy of any email) and any printout thereof.

Further information about the firm, a list of the Partners and their professional qualifications will be provided upon request.

=====

This email (and any attachments thereto) is intended only for use by the addressee(s) named herein and may contain legally privileged and/or confidential information. If you are not the intended recipient of this email, you are hereby notified that any dissemination, distribution or copying of this email (and any attachments thereto) is strictly prohibited. If you receive this email in error please immediately notify me at [\(212\) 735-3000](tel:2127353000) and permanently delete the original email (and any copy of any email) and any printout thereof.

Further information about the firm, a list of the Partners and their professional qualifications will be provided upon request.

=====



Robert Kosin <rkosin@barringtonhills-il.gov>

Public comment

Jan-Dirk Lueders <jdl@cmtam.com>

Mon, Jul 18, 2016 at 3:22 PM

To: "rkosin@barringtonhills-il.gov" <rkosin@barringtonhills-il.gov>

Cc: Frauke Lueders <frauke.lueders@cmtam.com>

Dear Mr. Kosin:

In regards to this evening's ZBA meeting I would like it to be taken to protocol, that I am strongly opposed to the Horse Boarding Text amendment as filed by James J. Drury III. As you know the motivation behind the proposal is a personal neighborhood dispute and it does not serve the greater good of the community of Barrington Hills. James Drury is attempting to micro manage an activity that should be fostered and supported instead. If adopted it will have a significant negative impact on many properties in Barrington Hills and it will change forever the Barrington Hills "special way of life" that is so core to the history and present of our village.

Let's protect Barrington Hill's uniqueness. James Drury's proposal will destroy it.

Regards,

Jan-Dirk Lueders and Family, Barrington Hills residents since 2005

Jan-Dirk Lueders



Comment and Analysis of the Drury Text Amendment

7/28/16

Bruce Pfaff
254 Otis Rd.

Comment

The first and most important question is why should the Village revisit any ordinances relating to horse boarding?

As responses to FOIA requests covering over the past ten years have shown, the only complaints about horse boarding to reach the Village have been lodged against the LeComptes by the Drurys and friends. There are other horse boarding facilities in the Village and there have been no complaints to the Village about them. The Village rules and regulations have worked well for those residents.

The dispute between the Drurys and the LeComptes is a modern day Hatfield and McCoy dispute. No amount of rule-making will reduce the enmity between them. To the extent there is a dispute about the boarding operation, it is a product of the personal enmity between them and no rule change will ever cure that.

Have the LeComptes done things to offend the Drurys? Yes. Have the Drurys done things to offend the LeComptes? Yes. Is it the business of this Village government to step in the middle of this dispute? No. Should the Village by legislation choose the winner of their dispute? No.

Mr. Drury's text amendment asks the Village to ban the LeComptes from ever boarding horses on their property under any condition, *c.f.* 5-10-7.

The law has a remedy for someone whose neighbors creates an unreasonable condition on his property that adversely affects that property owner. It is called "nuisance." Mr. Drury has shown he has access to lawyers and the legal system. To the extent that the activities of the LeComptes are a "nuisance," then Mr. Drury may be entitled to legal relief. He should take his dispute to court if he really thinks the LeComptes are maintaining a "nuisance."

It is not the function of a Village government to choose sides in a private dispute between neighbors like the LeComptes and the Drurys. The Village should reject this proposed text amendment and any of its terms.

The section below analyzes the changes that the Drury Text Amendment would make to our Code.

Analysis of the Drury Proposed Text Amendment

1. 5-3-4 It deletes current boarding, training and instruction in riding rules.
2. 5-2-1 It inserts language prohibiting the boarding of horses
3. 5-3-4D It deletes language permitting the square footage of a barn to exceed the house.
4. 5-3-4D It deletes language that excludes a barn, stable or arena from the F.A.R. requirements.
5. 5-4-3D It deletes language limiting one boarded horse per acre [however, it replaces it with a more restrictive requirement of no more than one horse per acre, boarded or not.]
6. 5-3-4D It deletes the language re home occupation of boarding for properties less than 10 acres. It adds language indicating boarding of horse shall be a permitted home occupation but that no one other than family can do work other than between 0800 and 2000 hours.
7. 5-5-2A It deletes boarding, breeding and training as a permitted R1 accessory use.
8. New 5-2-1 adds definitions, includes “Affected Parties,” giving neighbors substantial new rights to interfere with horse boarding. Defines commercial boarding to be 5 or more horses and no more than 20 horses. Defines horse boarding and indicates boarding <5 horses is permitted under H.O.O.
9. 5-5-3 Commercial Boarding is now a special use.
10. 5-10-7 new section defining commercial boarding as a special use and the permit last only five years; anyone [Berry LeCompte] found to have been in violation of zoning laws can never get a special use permit.
11. 5-10-7 (1) it asserts this is a residential village not an equestrian village. [contrary to the Village’s Comprehensive Plan that establishes this as an equestrian community]
12. 5-10-7 (2) application for special use permit requires written statements of all “affected parties” granting their permission to the proposed commercial boarding. [rights of neighbors trump rights of property owner!]
13. 5-10-7(v) requires proof of available business insurance to name the Village as an additional insured [for no good reason]. Village is permitted to set the amount of coverage required. [How could the Village be liable for the operation of a boarding facility—there is no available precedent]

14. 5-10-7 (3) after an applicant for a special use permit satisfies all listed conditions for a permit, the Board of Trustees is permitted to establish new requirements. [unstated what they might be so they could be entirely arbitrary and punitive if the applicant was not in political favor].
15. 5-10-7 (3) if all Affected Parties do not consent to the request for a special use permit for commercial boarding, the applicant must then prove its operation will NOT interfere with domestic tranquility of all Affected Parties. [an absurd requirement that applies to no other special use permit application in our village].
16. 5-10-7 (4)(i) Special Use permits cannot allow more than one horse (boarded or owned by landowner) per Grazing Acre.
17. 5-10-7 (4)(ii) No more than 20 boarded horses are permitted per operation regardless of the amount of Grazing Acres. [if someone owned 200 grazing acres, still limited to 20 boarded horses].
18. 5-10-7 (b) (iii) use of machinery [undefined] is limited to the hours of 9 am – 5 pm. [there are no hours-of-operation restrictions on landowners for using equipment]
19. 5-10-7 (5) Creates a new limit on size of barns, arenas and ancillary buildings to a total of 25,000 square feet regardless of the acreage of the property.
20. 5-10-7 (5)(b) creates new and large setback requirements for barns, arenas, etc.
21. 5-10-7 (5) (c) Creates new requirements for fire suppression sprinklers and requires fire drills every three months.
22. 5-10-7 (5)(D) Creates a maximum of 10 parking spaces.
23. 5-10-7 (5)(e) Creates a prohibition on overnight parking of non-resident horse trailers.
24. 5-10-7(5)(f) Creates limitations on lighting that is different from any other village lighting ordinance. [discriminatory]
25. 5-10-7 (5)(h) Creates a new dumpster requirements and 300' setback rule that is inconsistent with existing ordinances (100'). [discriminatory]
26. 5-10-7 (5)(h)(iii) Creates a presumption that well water pollution was caused by a boarding operation and requires immediate shutdown of the boarding facility.
27. 5-10-7 (5)(i) Boarding facilities shall be maintained to a "high level" [undefined, could easily be arbitrarily enforced] [a requirement that does not apply to any other property owner in the Village]
28. 5-10-7 Liability insurance is required for at least 1M insuring the Village. [with no indication how the Village could ever be liable or need

insurance from the operation of a boarding facility] [does Barrington Hills CC provide liability insurance for the Village?]

29. 5-10-7 Non Compliance: Allows Village to shut down non-compliant facility in 14 days and to fine it \$1,000 per day.
30. 5-10-7 Retroactive Date: Proposed ordinance is made retroactive to 6/26/06, more than ten years back. [intended to affect the rights of the Drurys and LeComptes re past litigation almost certainly].

Documents in Support of Drury Text Amendment

Submitted by:
James J. Drury III

Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

Exhibit List

Drury Text Amendment

1. Petition and Proposed Text Amendment
2. Analysis of Consistency with Section 5-1-1 *et. seq.*
3. Ordinance No. 06-12 pertaining to "Home Occupations" within the Village
4. LeCompte v. the Village of Barrington Hills *958 N.E. 2d 1065 (2011)*
5. Drury v. LeCompte *2014 IL App Unpub. LEXIS 612*
6. Comparison of Village Horse Boarding Codes
7. Analysis of Agriculture/Equestrian Zoning Ordinances dated August 18, 2011
8. July 20 ,2011 Letter from Judith Freeman, former Chairman of the Zoning Board of Appeals to the Village Board submitting a proposed draft of a Commercial Horse Boarding Ordinance recommending a Special Use approach
9. Draft Language submitted with the Judith Freeman letter
10. Veto message from Mayor Marty McLaughlin to the Village Board dated January 6, 2014
11. Agreed Order of Settlement approved by the Village Board of the Village of Barrington Hills in connection with Drury v. the Village of Barrington Hills Civil Case No. 15CH3461

**PETITION FOR TEXT AMENDMENTS TO THE VILLAGE OF BARRINGTON HILLS
ZONING CODE**

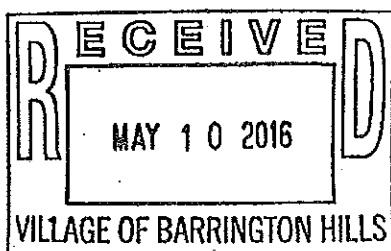
May 10, 2016

To: Ken Garrett, Zoning Enforcement Officer, Village of Barrington Hills, Illinois

The undersigned, James J. Drury III, a landowner and resident of the Village of Barrington Hills, Illinois ("Village"), with an address of 7 Deepwood Road, and affected by the subject matter addressed herein hereby petitions the Village for the following Text Amendments to the Village Code (hereafter, "Zoning Code"), and request that a Zoning Board of Appeals ("ZBA") notice of hearing on these amendments be published as prescribed by code no later than May 26, 2016 and hearing on such amendment be held on June 20, 2016 or as soon thereafter as can be accommodated by the ZBA.

The proposed Text Amendments amend Zoning Code Sections:

1. 5-2-1 (Zoning Definitions - Agriculture)
2. 5-3-4 (A) (Regulations for Specific Uses)
3. 5-3-4 (D) 2 (b) (Home Occupation Definition)
4. 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)
5. 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)
6. 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses)
7. 5-5-2-(A) (Permitted Uses R-1 Accessory Uses)
8. 5-5-3 (Special Uses)
9. 5-10-7 (Special Uses)



Zoning Code Sections 5-3-4 (A) (Regulations for Specific Uses)

5-3-4: REGULATIONS FOR SPECIFIC USES:

(A) Agriculture.

1) Other than those regulations specifically provided for in section 5-3-4(A)2(a) below, the provisions of this title shall not be exercised so as to impose regulations or require permits with respect to land used or to be used for agricultural purposes; or with respect to the erection, maintenance, repair, alteration, remodeling or extension of buildings or structures used or to be used for agricultural purposes upon such land, except that such buildings or structures for agricultural purposes may be required to conform to building or setback lines. In the event that the land ceases to be used solely for agricultural purposes, then, and only then, shall the provisions of the this zoning title shall apply.

2) Boarding and Training of Horses and Rider Instruction:

a) Regulations: The following provisions listed in this subsection 5-3-4(A)2(a) shall apply to the boarding and training of horses and rider instruction:

i.) The hours of operation of Boarding and Training Facilities shall be (a) employees (not residing on the property): from six o'clock (6:00) AM to nine o'clock (9:00) PM or 30 minutes past dusk, whichever is later; (b) boarders and riders receiving instruction: from seven o'clock (7:00) A.M. to eight thirty o'clock (8:30) P.M. or dusk, whichever is later; (c) use of machinery: seven o'clock (7:00) AM to nine o'clock (9:00) PM. These hourly restrictions shall not apply in the event of emergencies.

ii.) No property shall be allowed to conduct the activities subject to the regulations under this Section 5-3-4(A)2 that is not located on the same zoning lot or lots under the same ownership and/or control as the residence of the owner or operator of the related facility.

iii.) All barns shall have an animal waste management protocol consistent with published acceptable standards and in full compliance with 7-2-5 of the Village's Municipal Code.

iv.) Lighting for barns, stables and arenas shall only be directed onto the property for which such uses occur such that there is no direct illumination of any adjacent property from such lighting. In all respects, lighting for any activities or structures used in agriculture shall comply with all other provisions of the Village Code.

v.) Nuisance causing activities: It is unlawful for any person operating a Boarding and Training Facility to allow or permit any animal to cause serious or habitual disturbance or annoyance by frequent or habitual noisy conduct, which shall annoy, injure or endanger safety, health, comfort or repose of others. Noisy conduct is defined as noise which can be heard continuously within an enclosed structure off the property of the Boarding

and Training Facility for more than fifteen (15) minutes and which annoys, injures or endangers the safety, health, comfort or repose of others. In addition to the foregoing specific limitations, no Boarding or Training Facility shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said act being defined as a nuisance under Title 7, Chapter 1 of this Code.

vi) There shall be a limit on the number of horses that a Boarding and Training Facility is allowed to board such that there shall not be in excess of two boarded horses per zoning lot acre.

vii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall ensure that traffic associated with the agricultural operations is reasonably minimized, particularly at properties where access is from private roads, and including at times any events such as charity outings or clinics.

viii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall provide indoor toilets for use by employees, boarders and riders and shall not rely on outdoor portable toilets for ordinary operations.

ix) Properties subject to the provisions of this Section 5-3-4(A)(2) shall comply with the maximum floor area ratio requirements applicable to single family detached dwellings as specified in Section 5-5-10-1 herein.

Zoning Code Section 5-2-1 (Zoning Definitions - Agriculture)

AGRICULTURE: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture; and animal and poultry husbandry; and (including the breeding, boarding, and training of horses and riders as a hobby or as an occupation; but not the boarding of horses) and the necessary accessory uses needed for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities, following: the handling or storing of produce, conducting animal husbandry, and for the breeding, boarding, and training of horses and rider instruction. It is recognized specifically that buildings, stables or structures associated with the breeding, boarding, and training activities (boarding and training facilities) may exceed the size of building associated with residential or other uses of the land, without affecting a determination that the use of such land is deemed agricultural. This definition of agriculture shall not be construed as encompassing or extending to daily or hourly rental of horses. Such amended definition is retroactive and in full force and effect as of June 26, 2006.

Zoning Code Section 5-3-4 (D) 2 (b) (Home Occupation Definition)

b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes, except that it is recognized that any barn, stable, or arena, may exceed the size of the dwelling unit; and

Zoning Code Section 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)

(2) The floor area ratio (FAR) of the area of the building used for any such home occupation shall not exceed 0.01 (exclusive of garage floor area devoted to permissible parking of vehicles used in connection with the home occupation), ~~with the exception of any barn, stable, or arena.~~

Zoning Code Section 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)

(8) ~~There shall be a limit on the number of horses that are subject to the home occupation activity such that there shall not be in excess of one boarded horse per zoning lot acre.~~

Zoning Code Section 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses),

~~g. Boarding And Training Of Horses And Riders: The boarding and training of horses and rider instruction shall be a permitted home occupation. For properties of less than ten (10) acres these activities are regulated under this subsection (D), and in addition must comply with the restrictions under subsections (A)2a(1), (A)2a(3), and (A)2a(8) of this section. For properties of ten (10) acres or larger, these activities are regulated solely under subsection (A)2 of this section. (Ord. 14-19, 12-15-2014)~~

Notwithstanding anything to the contrary contained in this subsection (D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later. (Ord. 06-12, 6-26-2006)

Zoning Code Section 5-5-2(A) (Permitted Uses R-1 Accessory Uses)

~~Breeding, boarding, and training of horses, and rider instruction, as regulated under Section 5-34(A)(2) or Section 5-3-4(D) as applicable.~~

ORDINANCE AMENDING SECTIONS 5-2-1, 5-3-4, 5-5-3 and 5-10-7

5-2-1 Definitions:

That the following defined terms be added:

AFFECTED PARTIES: Adjacent property owners, private road association (if there is private road access from any Boarding Facility), and non-adjacent property owners located on the same public road as the Boarding Facility within one-quarter (1/4) mile in either direction.

BOARDED HORSES: Horses that are not owned by the landowners or occupants of the property where the horses are kept.

BOARDING FACILITY: Any facility or property space proposed to be used or used in connection with a Commercial Boarding operation.

COMMERCIAL BOARDING: The boarding of five (5) or more boarded horses on any property; provided that the maximum number of boarded horses shall not exceed twenty (20). Commercial Boarding is permitted where the landowner receives a Special Use Permit.

GRAZING ACRE: That fenced-in portion of a property onto which horses are normally allowed during daylight hours. Grazing acres include pastures, mud lots and paddocks, but not those portions of the property that include the residence, pool, tennis court or other sports fields, nor shall it include agricultural or hay fields, streams and wetlands, or other portions of the property not suitable for the pasturing of horses.

HORSE BOARDING: Supplying food and lodging to boarded horses for pay. Boarding of four (4) or fewer horses is permitted under and subject to the Home Occupation Ordinance.

5-3-4 REGULATIONS FOR SPECIFIC USES

5-5-3 SPECIAL USES

Section 5-5-3 (A) shall be amended to include the term "Commercial Boarding" to the list of Special Uses.

5-10-7 SPECIAL USES

A new subsection (1). Commercial Boarding, shall be added to Section 5-10-7, as follows:

Commercial Boarding is a permitted Special Use in R1 Districts within the Village, provided such Commercial Boarding operation complies with the provisions of this Section 5-10-7 (J). Special Use permits issued under this subsection (1) shall not exceed a period of five (5) years from the date of issuance, and thereafter, the property owner will need to reapply for another Special Use permit. In addition, no Special Use permit for Commercial Boarding shall be granted to any property owner or boarding operator who has been found in violation of Village zoning laws or for whom their Boarding Facilities do not or have not complied fully with the building permits issued them.

1. PURPOSE, INTENT AND INTERPRETATION: The purpose of this Section is to provide specific regulations for the operation of Commercial Boarding facilities within the Village. The boarding of horses for a Commercial Boarding operation must be managed in the context of the residential nature of the Village and its desire to maintain the peace, quiet and domestic tranquility within all of the Village's residentially zoned areas. In permitting Commercial Boarding, this Section shall be interpreted to respect and protect the rights of all residents to live in a peaceful, quiet and tranquil environment, and enjoy freedom from fire hazards, excessive noise, light and traffic and other nuisances associated with commercial operations.

2. APPLICATION: All landowners seeking a Commercial Boarding Special Use permit must comply with subsections (A) through (H) of this Section 5-10-7, and in addition to the requirements set forth in subsection (C) must submit to the ZBA with applicant's permit application:

(i) A site plan clearly indicating the size, location and setback from property lines of any buildings and other improvements, structures or facilities, such as pasturage, parking areas and riding arenas, intended by the applicant to be used in connection with the operation of a Commercial Boarding facility, as well as the current on-site land uses and zoning, current adjacent land uses and zoning, adjacent roadways, location of existing utilities, existing and proposed means of access, fencing and landscaping/screening.

(ii) A survey of the property prepared by an Illinois licensed land surveyor dated within ninety (90) days of the application.

(iii) Written statements by all Affected Parties granting their permission to the proposed Commercial Boarding.

(iv) A fire emergency plan developed in conjunction with and approved by the local fire department covering the subject property.

(v) Proof of availability of business insurance with the Village as named the party being covered sufficient to protect the Village from liabilities arising from the operation of the Commercial Boarding facility. The amount of insurance coverage shall be specified by the Village based on the size of the Commercial Boarding operation and such other factors as deemed relevant by the Village after consultation with its auditors and or insurance advisors.

(vi) Such other additional information as shall be requested by the ZBA.

3. CONSIDERATION: In considering a request for a Commercial Boarding Special Use permit, the ZBA shall consider the following factors:

(i) location of the property

(ii) configuration of the property

(iii) character of the surrounding neighborhood

(iv) proximity of each Boarding Facility to wetlands, artificial lakes or other watercourses

(v) vehicular access to each Boarding Facility

(vi) available parking

(vii) available pasture Grazing Acres

(viii) manure disposal plan

(ix) access, shared or otherwise

(x) such other relevant factors as the ZBA may deem appropriate.

In addition, the Village Board of Trustees shall have the right to place further restrictions or requirements on the applicant as conditions for granting a Special Use permit.

In considering each Commercial Boarding Special Use, the ZBA will record in the public record the number and names of Affected Parties who have granted and denied their permission. If less than all Affected Parties have granted permission to the proposed Commercial Boarding, then the applicant shall have the burden of proving that the proposed operation will NOT interfere with the peace, quiet and domestic tranquility of all Affected Parties. Overriding the failure to obtain the unanimous permission of the Affected Parties shall require a simple majority vote by both the ZBA and Village Board of Trustees.

4. USE LIMITS: Special Use permits shall not exceed the following restrictions:

a. Horses

(i) One (1) horse (boarded or resident/landowner-owned) per Grazing Acre

(ii) A maximum of twenty (20) boarded horses per Commercial Boarding operation regardless of the total amount of Grazing Acres

b. Hours of operation:

(i) Employees: from 6:00 A.M. to 7:00 P.M.; animal health emergencies may be addressed at any hour, if needed

(ii) Boarding customers: from 8:00 A.M. to 7:00 P.M.

(iii) Use of machinery: from 9:00 A.M. to 5:00 P.M.

5. FACILITIES AND OPERATIONS

a. Barn, riding, auxiliary buildings and parking area size: A Commercial Boarding FAR of 0.04, with a maximum combined Boarding Facility (not including the residence or other buildings not involved in the Commercial Boarding operation) limit of 25,000 square feet for barns, riding arenas, auxiliary buildings and parking areas, regardless of total property acreage.

b. Setback requirements for barn, arenas, auxiliary buildings and parking area: Minimum of one-hundred (100) feet PLUS thirty-seven (37) feet for each 5,000 square feet of combined barn/arena/auxiliary buildings/parking area, calculated proportionally, from all non-public road property lines. Setback requirements from public road property lines shall be as specified in the Village Zoning Code for R-1 properties. However, if the Affected Parties grant their written permission for an exception, this setback may be

reduced, provided the minimum setback is one hundred (100) feet. If an existing Commercial Boarding operator cannot meet the setback requirements and the Affected Parties will not provide their written permission to a reduction, the Village may grant the applicant a waiver, provided the applicant otherwise meets all other zoning requirements, there were no past or existing complaints by the Affected Parties with respect to the subject Commercial Boarding operation, and there are no current or past violations of the applicant with respect to compliance with the Village's zoning ordinances.

c. Fire Safety: Every Boarding Facility stable (not including the indoor arena) over 5,000 square feet must be equipped with readily accessible Fire Department approved fire extinguishers (1 for each 1,500 square feet of stable), an automated fire monitoring system connected to the local fire department system, and illuminated fire exits (signs and area emergency lighting). In addition, barns over 10,000 square feet must be equipped with a sprinkler or other fire suppressant system that covers all fire escape routes. Boarding Facilities must work with the Fire Department to train employees on evacuation procedures and extinguisher operation, and conduct drills quarterly. Upon request, the Commercial Boarding operator shall provide written procedures and logs demonstrating the conduct of the quarterly drills.

d. Traffic and Parking: The limits shall be:

(i) Parking lot size: Limited to 1 car space per boarded horse stall with a maximum of ten (10) spaces.

(ii) Events will require a Special User permit. Event parking can use paddock/pasture areas.

(iii) Private road access: Requires written permission of the road association

(iv) Class size: Will be limited to maximum size of 6; and no more than two classes per day.

e. Horse Trailer Parking: No overnight parking of non-resident horse trailers is permitted.

f. Lighting: The area immediately around entrances and walkways may be lighted for safety purposes. No other exterior night lighting is permitted. Outdoor arenas may not be lighted at night. Further, no light may emanate from the interior, such as from riding arena windows or translucent panels, if that light presents a non-residential profile or non-residential lumen levels.

g. Indoor bathroom facilities: Facilities shall be provided for employees and customers. Outdoor portable facilities shall not be used for Commercial Boarding operations.

h. Waste & Manure:

(i) Stalls must be cleaned (mucked) daily and the waste manure/bedding mix stored in an appropriately sized dumpster, then hauled to a public waste processing facility not less than once a week. Storage or spreading of manure on the property is not permitted. If manure is kept on premise, placement cannot be closer than 300 feet to neighboring properties

(ii) Piles of manure in pastures or paddocks are not allowed, and must be picked up and disposed of in accordance with the terms of subsection (viii)(a) above.

(iii) For all Commercial Boarding operations with an average of more than ten (10) horses (Boarded Horses or applicant-owned horses), the Village reserves the right to test nearby well water and streams and ponds for manure and animal related pollutants in excess of federal EPA and Illinois EPA guidelines and regulations. If there are excess levels that reasonably appear to be the result of the Commercial Boarding operation, the Commercial Boarding operation shall be closed immediately and remain closed until the remedies are implemented to avoid future problems, and the pollutants abate.

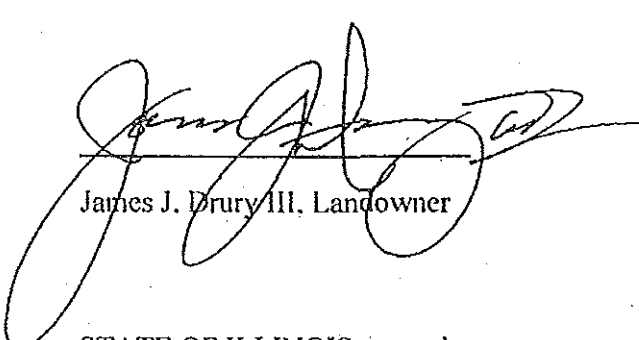
i. Facilities Upkeep: All Boarding Facilities must be maintained to a high level, inside and out, including painting or staining all wooden fences and walls, and sound roofing materials.

LIABILITIES: Each Commercial Boarding operator shall maintain business liability insurance to protect the Village from negligence and other lawsuits in amounts specified by the Village auditor or insurance advisor, which amount shall not be less than \$1,000,000.

NON-COMPLIANCE: In the case of non-compliance with the provisions of this Section and/or any additional restrictions imposed in the Special Use permit, the Village shall provide written notice to the Commercial Boarding operator. The written notice shall specify the area(s) of non-compliance and provide the operator with fourteen (14) calendar days to remedy the non-compliance (the "cure period"). If, after the expiration of the 14-day period, the Commercial Boarding operator has not complied with the terms of this Section or any additional restrictions imposed in the Special Use permit, the Village shall issue a cease and desist letter and such operator shall immediately suspend all Commercial Boarding operations until a compliance plan is submitted to the Village and approval of such plan is voted on by the Village Board of Trustees. If the Commercial Boarding operator continues to operate in non-compliance with the terms of this Section and any additional restrictions imposed in the Special Use permit beyond the 14-day cure period, the operator shall be subject to a fine of \$1,000 per day. Further, in connection with any enforcement action required to be taken by the Village against operator for continued violations after the cure period, operator shall reimburse the Village for any and all enforcement costs, including attorneys' fee and expenses.

EFFECTIVE DATE: Such amended definitions and additions contained herein are retroactive and in full force and effect as of June 26, 2006.

Proposed Commercial Boarding Text Amendment


James J. Drury III, Landowner

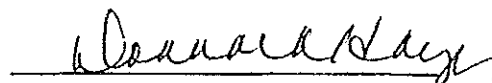
May 10, 2016

STATE OF ILLINOIS)

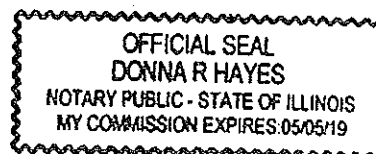
) ss

COUNTY OF COOK)

Subscribed and sworn to before me this 10th day of May, 2016.



Notary Public



5-1-1: TITLE:

This Title shall be known, cited and referred to as "The Village of Barrington Hills Zoning Ordinance".

5-1-2: INTENT AND PURPOSE:

This Title is adopted for the following purposes:

- (A) To promote and protect the public health, safety, morals, convenience and the general welfare of the people.

Current Text allows as a right throughout the Village, primarily zoned R-1 (Residential) property, does not promote or protect the public health, safety, morals, convenience and the general welfare of the people

- (B) To zone all properties in such a manner as to reflect their best use and to conserve and enhance their value.

Current Text allowing Commercial Use as a right on Residential R-1 Zoned property throughout the Village does not reflect their best use, nor does it conserve and enhance their value.

- (C) To prevent congestion by limiting the development of land to a degree consistent with the capacity of the Village to furnish adequate public services.

Current Text allowing Commercial Use on Residentially Zoned property only invites development which leads to congestion and places a potential tax burden on all Village property owners to pay for addition of services by the Village to support such development.

- (D) To prevent overcrowding of land with buildings and thereby insure maximum living and working conditions and thus prevent blight and slums.

Current Text allowing barns larger than homes does not ensure maximum living and working conditions and can contribute to blight and slums in an economic downturn.

- (E) To prevent residential, business and industrial areas alike from harmful encroachment by incompatible uses and to ensure that land allocated to a class of uses shall not be usurped by other inappropriate uses.

Current Text allows encroachment upon neighbors rights and does usurp their use by inappropriate commercial use.

- (F) To fix reasonable zoning standards to which buildings or structures shall conform.

Current Text is contrary to (F) does not call for any controls over structures.

- (G) To prevent such additions to, and alterations or remodeling of, existing buildings or structures as would not comply with the restrictions and limitations imposed hereinafter. (Ord. 63-1, 4-1-63)

Current Text has no restrictions relative to commercial structures.

- (H) To preserve and to improve the ecological balance in the area subject to this Title; to maintain and create high standards for air quality and water quality including ground water; to avoid disturbance of the terrain which may cause flooding; to avoid contamination of the ground water sources; to preserve the character of the community by preserving the area as a green belt area not subject to high density uses; to preserve the natural vegetation; and to avoid the ecological evils of urbanization. (Ord. 72-16, 12-18-72)

Current Text invites substantial intrusion of commercial operations in the Village without consideration to the impact of the total number of horses allowed on properties and commercial development therein, which could have a deleterious effect on contamination of ground water, and does not preserve the character of the community and preserve the area as a green belt area and can contribute to higher density uses and lead to the ecological evils of urbanization.

- (I) To prevent street congestion through adequate requirements for off-street parking and loading facilities.

Current Text is not specific as to parking and loading requirements.

- (J) To foster a more rational pattern of relationships between residential, business and industrial uses for the mutual benefit of all.

Current Text, given the retroactivity clause of the legislation and no identification of additional operators of large boarding facilities by the Village, was enacted for the benefit of one property owner and not for the mutual benefit of all.

- (K) To isolate or control the location of nuisance-producing uses.

Current Text allows throughout the Village potentially nuisance-producing commercial uses.

- (L) To provide protection against fire, explosion, noxious fumes and other hazards, in the interest of the public health, safety, comfort and the general welfare.

Commercial Text does not impose any controls on commercial buildings.

- (M) To define the powers and duties of the administrative officers and bodies, as provided hereinafter in this Title.

Commercial Text calls for no oversight by Village officials.

- (N) To prescribe penalties for the violation of the provisions of this Title, or of any amendment thereto. (Ord. 63-1, 4-1-63)

Current Text calls for no penalties for violations of provisions.

- (O) To classify, to regulate and restrict the use of property on the basis of family relationship. (Ord. 72-16, 12-18-72)

Current Text calls for no restrictions on larger parcels.

- (P) To insure high standards of light, air and open space in areas where people live and work. (Ord. 63-1, 4-1-63)

Current Text does not reference standards.

**ORDINANCE AMENDING SECTIONS 5-2-1 AND 5-3-4 OF THE VILLAGE
CODE BY REDEFINING AND ADDING RULES AND REGULATIONS
PERTAINING TO "HOME OCCUPATIONS" WITHIN THE VILLAGE**

WHEREAS, the Village of Barrington Hills (the "Village") regulates "Home Occupations" operating within the boundaries of the Village in order to provide peace, quiet and domestic tranquility within all residential neighborhoods within the Village and in order to guarantee to all residents freedom from nuisances, fire hazards, excessive noise, light and traffic, and other possible effects of business or commercial uses being conducted in residential districts; and

WHEREAS, Section 5-2-1 of the Village Code, presently contains the following definition of Home Occupation:

A 'home occupation' is any occupation or profession carried on by a member of the immediate family residing on the premises, in connection with which there is no display that will indicate from the exterior that the building is being utilized in whole or in part for any purpose other than that of a dwelling; there is no commodity sold upon the premises; no person is employed other than a member of the immediate family residing on the premises; and no mechanical or electrical equipment used except such as is permissible for purely domestic or household purposes. A professional person may use his residence for consultation, emergency treatment or performance of religious rites but not for the general practice of his profession. No accessory building shall be used for such home occupation. Notwithstanding the foregoing, the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided further that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of 8:00 AM and 8:00 PM or sunset, whichever is later, and additionally provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of 8:00 AM and 8:00 PM or sunset, whichever is later.

WHEREAS, in order to promote the health, safety, morals and general welfare of the Village and to better and more accurately regulate Home Occupations within the Village, the President and the Board of Trustees of the Village find and believe it to be in the best interest of the Village that Sections 5-2-1 and 5-3-4 of the Village Code be amended as provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, as a home rule municipality, the following:

Section 1. Incorporation of Preambles. The Village Board hereby finds that the recitals contained in the preambles to this Ordinance are true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Definitions. That portion of Section 5-2-1 of the Village Code, Definitions, titled, "Home Occupation," shall be, and the same hereby is, deleted in its entirety.

Section 3. Regulations for Specific Uses. Section 5-3-4 of the Village Code, Regulations for Specific Uses, shall be, and the same hereby is, amended by adding the following:

"(D) HOME OCCUPATION

INTENT AND PURPOSE:

The intent of this section is to provide peace, quiet and domestic tranquility within all residential neighborhoods within the Village and in order to guarantee to all residents freedom from nuisances, fire hazards, excessive noise, light and traffic, and other possible effects of business or commercial uses being conducted in residential districts. It is further the intent of this Section to regulate the operation of a home occupation so that the general public will be unaware of its existence. A home occupation shall be conducted in a manner which does not give an outward appearance nor manifest characteristics of a business which would infringe upon the right of neighboring residents to enjoy the peaceful occupancy of their dwelling units or infringe upon or change the intent or character of the residential district.

1. Authorization. Subject to the limitations of this Section, any home occupation that is customarily incidental to the principle use of a building as a dwelling shall be permitted in any residential zoning district.

2. Definition. A home occupation is any lawful business, profession, occupation or trade conducted from a principal building or an accessory building in a residential district that:

- a. Is conducted for gain or support by a full-time occupant of a dwelling unit; and
- b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes; and
- c. Does not change the essential residential character of such dwelling unit or the surrounding neighborhood.

3. Use Limitations:

a. Employee Limitations:

- (1) The owner of every home occupation shall be a person that is a full-time occupant of the dwelling unit where such occupation is conducted.
- (2) No more than two employees or subcontractors, other than the full-time occupants of a dwelling unit shall be engaged or employed in connection with, or otherwise participate in the operation of, a home occupation at any one time. This limitation on the number of employees or subcontractors shall not apply to employees or subcontractors who are not present and do not work at the dwelling unit devoted to such home occupation.

b. Structural Limitations:

- (1) No alteration of any kind shall be made to the dwelling unit where a home occupation is conducted that would change its residential character as a dwelling unit, including the enlargement of public utility services beyond that customarily required for residential use.
- (2) No separate entrance from the outside of the building where the home occupation is located shall be added to such building for the sole use of the home occupation.

c. Operational Limitations:

- (1) Every home occupation shall be conducted wholly within either (i) a principal building or (ii) an accessory building, but not both.
- (2) The floor area ratio (FAR) of the area of the building used for any such home occupation shall not exceed .01 (exclusive of garage floor area devoted to permissible parking of vehicles used in connection with the home occupation).
- (3) There shall be no direct retail sales of merchandise, other than by personal invitation or appointment, nor any permanent display shelves or racks for the display of merchandise to be sold in connection with the home occupation.
- (4) No routine attendance of patients, clients, customers, subcontractors, or employees (except employees and subcontractors as provided in Subparagraph 3.a.(2) of this Section)

associated with any home occupation shall be permitted at the premises of the home occupation, provided, however, that the attendance of up to four persons at any one time may be allowed for the purpose of receiving private instruction in any subject of skill. "Routine attendance" means that the conduct of the home occupation requires persons, other than the owner or permitted employees and subcontractors, to visit the premises of the home occupation as part of the regular conduct of the occupation, without regard to the number, frequency, or duration of such visits.

- (5) No vehicle or mechanical, electrical, or other equipment, that produces noise, electrical or magnetic interference, vibration, heat, glare, emissions, odor, or radiation outside the principal building or accessory building containing the home occupation that is greater or more frequent than that typical of vehicles or equipment used in connection with residential occupancy shall be used in connection with any home occupation.
- (6) All storage of goods, materials, products or merchandise used or sold in conjunction with a home occupation shall be wholly within the principal building or accessory building containing the home occupation.
- (7) No refuse in excess of the amount permitted under Section 5-3-9 of this Title shall be generated by any home occupation.

d. Signage and Visibility.

- (1) No exterior business signs on a principal building, accessory building or vehicle used in connection with the home occupation, shall be permitted in connection with any home occupation unless otherwise permitted under Section 5-5-11 of this Title.
- (2) There shall be no exterior indications of the home occupation or exterior variations from the residential character of the principal building or accessory building containing the home occupation.

e. Traffic Limitations. No home occupation shall generate significantly greater vehicular or pedestrian traffic than is typical of residences in the surrounding neighborhood of the home occupation.

f. Nuisance Causing Activities. In addition to the foregoing specific limitations, no home occupation shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said act being defined as a nuisance under Title 7, Chapter 1 of the Village Code.

- g. Boarding and Training of Horses. Notwithstanding anything to the contrary contained in this Section 5-3-4(D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation, provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of 8:00 AM and 8:00 PM or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of 8:00 AM and 8:00 PM or sunset, whichever is later."

Section 4. Validity. Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared to be invalid.

Section 5. Superseder and Effective Date. All resolutions, motions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded; and this Ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS 26th day of June, 2006.

AYES: 7

NAYS: 0

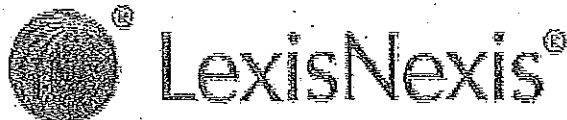
ABSENT: 0

APPROVED THIS 26th day of June, 2006.

ATTEST:

Dolores G. Tranel
Village Clerk, Deputy

[Signature]
Village President



BENJAMIN B. LECOMPTE, CATHLEEN B. LECOMPTE, and NORTH STAR TRUST COMPANY, as Successor Trustee of Harris Bank Barrington N.A., as Trustee Under Trust Number 11-5176, Plaintiffs-Appellants, v. ZONING BOARD OF APPEALS FOR THE VILLAGE OF BARRINGTON HILLS; JONATHAN J. KNIGHT, Chairman; JUDITH FREEMAN, BYRON JOHNSON, NANCY MASTERSON, GEORGE MULLEN, KAREN ROSENE and MARK ROSSI as Members of the Zoning Board of Appeals, Defendants-Appellees.

No. 1-10-0423

APPELLATE COURT OF ILLINOIS, FIRST DISTRICT, THIRD DIVISION

2011 IL App (1st) 100423; 958 N.E.2d 1065; 2011 Ill. App. LEXIS 1014; 354 Ill. Dec. 869

September 21, 2011, Decided

SUBSEQUENT HISTORY: Related proceeding at *Drury v. LeCompte*, 2014 IL App (1st) 121894-U, 2014 Ill. App. Unpub. LEXIS 612 (2014)

PRIOR HISTORY: [***1]

Appeal from the Circuit Court of Cook County. 09 CH 00934. Honorable Nancy J. Arnold, Judge Presiding. *LeCompte v. Zoning Bd. of Appeals for Barrington Hills*, 2011 Ill. App. Unpub. LEXIS 1559 (2011)

DISPOSITION: Affirmed.

SYLLABUS

The zoning board of the village where plaintiffs resided properly ordered plaintiffs to cease and desist using their property for the commercial boarding of horses, since the commercial boarding of horses was not a permitted agricultural use in the R-1 district in which plaintiffs resided.

COUNSEL: For PLAINTIFFS-APPELLANTS: Paul M. Bauch, Kenneth A. Michaels Jr., Carolina Y. Sales, Luke J. Hinkle, Of Counsel, Bauch & Michaels, LLC, Chicago,

Illinois.

For DEFENDANTS-APPELLEES: Douglas E. Wambach, George J. Lynch, Susan M. Horner, Of Counsel, Burke, Warren, MacKay & Serritella, P.C., Chicago, Illinois.

JUDGES: JUSTICE NEVILLE delivered the judgment of the court, with opinion. Justice Quinn and Justice Murphy concurred in the judgment and opinion.

OPINION BY: NEVILLE

OPINION

[*P1] [**1066] Plaintiffs, Dr. Benjamin LeCompte, Cathleen LeCompte (LeComptes), and the North Star Trust Company as successor trustee of Harris Bank Barrington N.A. and as trustee under trust number 11-5176, filed a complaint for administrative review of a final decision by the Zoning Board of Appeals (Zoning Board) for the Village of Barrington Hills (Village). The Zoning Board upheld a Village order directing the LeComptes to stop using their property for the commercial boarding of horses because it was not a

2011 IL App (1st) 100423, *P1; 958 N.E.2d 1065, **1066;
2011 Ill. App. LEXIS 1014, ***1; 354 Ill. Dec. 869

permitted agricultural use in an R-1 zoned district. The circuit court affirmed the Zoning Board's decision. We find that the commercial [***2] boarding of horses is not a permitted use of property in a R-1 zoned district because it is not agriculture as that term is defined in section 5-2-1 of The Village of Barrington Hills' Zoning Ordinance (Zoning Code). Therefore, we affirm the order of the circuit court.

[*P2] BACKGROUND

[*P3] The LeComptes are the beneficial owners of approximately 130 acres of property located at 350 Bateman Road, in the Village of Barrington Hills, Illinois. The property was organized in December of 2003, as Oakwood Farm of Barrington Hills, L.L.C. (Oakwood Farm) for the purpose of operating a horse farm. There are approximately 45 horses boarded at Oakwood Farm and 35 are owned by third [**1067] parties who signed an "Equine Training and Breeding Agreement." The other 10 horses are owned by the LeComptes and 2 of those horses are involved in breeding. The property consists of a single-family residence where the LeComptes reside with a stable and a riding arena, which is approximately 30,000 square feet, and there are 60 stalls for the horses and other buildings. In addition to boarding horses, the LeComptes also grow, cut and bale their own hay; raise, train and sell horses; provide pasturage; and provide veterinary [***3] services for the horses.

[*P4] The Village has been predominantly a residential community, with approximately 72.3% of its land dedicated to residential and agricultural property more than five acres in size, 24.6% of its land is forest preserves, 2.1% is residential property less than five acres in size, 0.7% is institutional, and 0.4% is business and industrial. Many of the residential properties are involved in equestrian activities and these activities remain an important part of the Village's character.

[*P5] Oakwood Farm is located in a residential district of the Village zoned R-1. The preamble to section 5-5-2 of the Village's Zoning Code provides (1) that agriculture is a permitted use for land located in an R-1 zoned district; (2) that other than accessory uses - uses incidental to and on the same or an adjacent zoning lot or lots under one ownership - only one of the enumerated permitted uses may be established on a zoning property; and (3) that no building or zoning lot shall be devoted to any use other than a use permitted in the zoning district.

Village of Barrington Hills Zoning Ordinance § 5-5-2 (Feb. 27, 2006).

[*P6] Section 5-2-1 of the Zoning Code defines "agriculture" as "[t]he [***4] use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture and animal and poultry husbandry (including the breeding and raising of horses as an occupation)." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972). Section 5-2-1 also defines "animal husbandry" as "[t]he breeding and raising of livestock, such as horses, cows and sheep." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added June 27, 2005).

[*P7] On January 10, 2008, the Village's attorney delivered a cease and desist letter to the LeComptes which stated that the LeComptes' property, Oakwood Farm, was being used as a commercial horse boarding facility in violation of the Zoning Code and ordered the LeComptes to immediately cease and desist using the property for the nonpermitted use.

[*P8] The LeComptes filed an appeal with the Zoning Board. The Zoning Board conducted a hearing on August 13 and 28, 2008, which was attended by the parties to this appeal, the attorneys for the LeComptes and the Village, and members of the community. The issue before the Zoning Board was whether the commercial boarding of horses is agriculture, a permitted [***5] use of property in a R-1 zoned district under section 5-5-2(A) of the Zoning Code.

[*P9] During the hearing, the LeComptes admitted that they were using their property for the commercial boarding of horses. Dr. LeCompte argued that the commercial boarding of horses is agriculture as defined by section 5-2-1 of the Zoning Code. He also argued that since the commercial boarding of horses is a permitted agricultural use, according to section 5-3-4(A) of the Zoning Code, the Zoning Board was without authority to regulate the use of his property.

[*P10] [**1068] The attorney for the Village, Doug Wambach, argued that the commercial boarding of horses is not a permitted use in an R-1 zoned district. He also argued that, according to the definition of agriculture in section 5-2-1 of the Zoning Code, only the breeding and raising of horses is a permitted use in an R-1 zoned district and horse boarding is not. He further argued that the drafters of the Zoning Code intended that the

2011 IL App (1st) 100423, *P10; 958 N.E.2d 1065, **1068;
2011 Ill. App. LEXIS 1014, ***5; 354 Ill. Dec. 869

permitted uses in an R-1 zoned district would be compatible with each other and that Oakwood Farm's commercial boarding facility was not compatible with the other single-family residences in the R-1 zoned district.

[*P11] At the conclusion of [***6] the hearing, the Zoning Board made the following findings: (1) that the LeComptes are operating a commercial boarding facility in an R-1 zoned district; (2) that the commercial boarding of horses is not a permitted agricultural use in an R-1 zoned district; and (3) that because the commercial boarding of horses is not a permitted agricultural use, section 5-3-4(A) does not apply. Finally, the Zoning Board denied the LeComptes' petition to overturn the Village's order to cease and desist using Oakwood Farm for the commercial boarding of horses.

[*P12] The LeComptes filed a complaint for administrative review in the circuit court and requested that the Zoning Board's decision be reversed. The circuit court affirmed the Zoning Board's decision and the LeComptes appealed to the appellate court.

[*P13] After the LeComptes filed their reply brief in the appellate court, the Zoning Board filed a motion to strike the reply brief and argued that it contained arguments that were not presented in the administrative proceedings in the circuit court or in its initial appellate brief. The Zoning Board's motion to strike was taken with the case.

[*P14] ANALYSIS

[*P15] I. Standard of Review

[*P16] The LeComptes appeal from the circuit [***7] court's order affirming the Zoning Board's decision. Appellate courts review the decision of the administrative agency, herein the Zoning Board, not the circuit court. *Kimball Dawson, LLC v. City of Chicago Department of Zoning*, 369 Ill. App. 3d 780, 786, 861 N.E.2d 216, 308 Ill. Dec. 151 (2006). The Zoning Board was asked to interpret the Village's Zoning Code to determine whether the commercial boarding of horses is agriculture, a permitted use under the Zoning Code. The LeComptes have admitted that they were engaged in the commercial boarding of horses on their property. However, the parties disagree about whether or not the commercial boarding of horses is agriculture. We note that a mixed question of law and fact is one in which the facts are admitted or established, the rule of law is

undisputed, and the issue is whether the facts satisfy the statutory standard or whether the rule of law as applied to the historical facts is or is not violated. *AFM Messenger Service, Inc. v. Department of Employment Security*, 198 Ill. 2d 380, 391, 763 N.E.2d 272, 261 Ill. Dec. 302 (2001). The agency's application of a rule of law to a mixed question of law and fact will not be reversed unless it is clearly erroneous. *Cook County Republican Party v. Illinois State Board of Elections*, 232 Ill. 2d 231, 243-44, 902 N.E.2d 652, 327 Ill. Dec. 531 (2009). [***8] A decision is clearly erroneous if the reviewing court is left with a definite and firm conviction that a mistake has been committed. *Cook County Republican Party*, 232 Ill. 2d at 244.

[**1069] [*P17] II. The Village's Zoning Code

[*P18] A. The Village is a Home Rule Unit of Government

[*P19] The threshold question we must decide is whether the Village had the power to promulgate the Zoning Code. We note that the Illinois Constitution makes the Village a home rule unit of government; therefore, it "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." Ill. Const. 1970, art. VII, § 6(a). As a home rule unit, the Village has the power to enact the Zoning Code (*County of Cook v. John Sexton Contractors Co.*, 75 Ill. 2d 494, 511-12, 389 N.E.2d 553, 27 Ill. Dec. 489 (1979)), as long as the legislative enactment comports with constitutional requirements. *Thompson v. Cook County Zoning Board of Appeals*, 96 Ill. App. 3d 561, 569, 421 N.E.2d 285, 51 Ill. Dec. 777 (1981). The Village also has the power to define the terms in its Zoning Code and the terms may be given a broader or narrower meaning than they otherwise would have. *County of Lake v. Zenko*, 174 Ill. App. 3d 54, 59-60, 528 N.E.2d 414, 123 Ill. Dec. 869 (1988) [***9] (citing *People v. Burmeister*, 147 Ill. App. 3d 218, 222, 497 N.E.2d 1212, 100 Ill. Dec. 850 (1986), appeal denied, 113 Ill. 2d 577, 505 N.E.2d 355, 106 Ill. Dec. 49 (1987)). Accordingly, we hold that the Illinois Constitution empowered the Village, a home rule unit, to enact its Zoning Code. Ill. Const. 1970, art. VII § 6(a).

[*P20] B. The Rules of Statutory or Ordinance Construction

[*P21] Next, we must determine whether the

2011 IL App (1st) 100423, *P21; 958 N.E.2d 1065, **1069;
2011 Ill. App. LEXIS 1014, ***9; 354 Ill. Dec. 869

Zoning Board's decision - that the commercial boarding of horses is not agriculture, a permissible use, according to the Villages' Zoning Code - was clearly erroneous. See Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972); § 5-5-2(A) (Feb. 26, 2006).

[*P22] The rules of statutory construction apply to municipal ordinances, like the Village's Zoning Code. *Pooh-Bah Enterprises, Inc. v. County of Cook*, 232 Ill. 2d 463, 492, 905 N.E.2d 781, 328 Ill. Dec. 892 (2009). When a court construes a zoning ordinance, "[e]ffect should be given to the intention of the drafters by concentrating on the terminology, its goals and purposes, 'the natural import of the words used in common and accepted usage, the setting in which they are employed, and the general structure of the ordinance.'" [Citation.] *Cosmopolitan National Bank v. County of Cook*, 103 Ill. 2d 302, 313, 469 N.E.2d 183, 82 Ill. Dec. 649 (1984). The [***10] best indication of legislative intent is the statutory language, given its plain and ordinary meaning. *Lauer v. American Family Life Insurance Co.*, 199 Ill. 2d 384, 388, 769 N.E.2d 924, 264 Ill. Dec. 87 (2002).

[*P23] C. Agriculture is a Permitted Use Under the Zoning Code

[*P24] With the rules of statutory construction in mind, we now review the Zoning Board's decision. The LeComptes argued before the Zoning Board that commercial horse boarding is a permitted agricultural use under section 5-5-2(A) of the Zoning Code. Village of Barrington Hills Zoning Ordinance § 5-5-2(A) (Feb. 26, 2006). They also argued that the terms breeding and raising, in the definition for agriculture in section 5-2-1 of the Zoning Code (Village of Barrington Hills Zoning Ordinance § 5-2-1), encompass the boarding of horses. The Village disagrees and argues that the boarding of horses is not a permitted use under section 5-5-2(A) of the Zoning Code and that the boarding of horses is not agriculture [**1070] based upon the definition of agriculture in section 5-2-1 of the Zoning Code.

[*P25] Section 5-5-2(A) of the Zoning Code provides that agriculture is a permitted use in an R-1 zoned district. Village of Barrington Hills Zoning Ordinance § 5-5-2(A) (Feb. 26, 2006). Section 5-5-2(A) [***11] sets forth the permissible uses in an R-1 zoning district as (1) agriculture, (2) single-family detached dwellings, (3) signs, and (4) accessory uses, incidental to and on the same or an adjacent zoning lot or lots under one ownership, as the principal use. Village of Barrington

Hills Zoning Ordinance § 5-5-2(A) (Feb. 26, 2006). Therefore, we must determine whether the Zoning Board erred when it found that the commercial boarding of horses is not agriculture, a permitted use, as defined by section 5-2-1 of the Zoning Code.

[*P26] D. The Commercial Boarding of Horses is Not Agriculture

[*P27] As previously indicated, section 5-2-1 defines agriculture as "[t]he use of land for agricultural purposes, including animal husbandry (including the breeding and raising of horses as an occupation)." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972). The preamble to the definitions in section 5-2-1 provides that "[i]n the construction of this zoning title, the words and definitions contained in this chapter shall be observed and applied, except when the context clearly indicates otherwise." Village of Barrington Hills Zoning Ordinance § 5-2-1. Finally, the rules of statutory construction [***12] provide that when specific definitions of any terms are provided, those definitions, when reasonable, will be sustained to the exclusion of hypothetical indulgences. *R VS Industries, Inc. v. Village of Shiloh*, 353 Ill. App. 3d 672, 674, 820 N.E.2d 503, 289 Ill. Dec. 727 (2004).

[*P28] In support of their argument that commercial horse boarding is agriculture, the LeComptes focus on the term "including" that is used in the definition of agriculture and they argue that the use of the term "including" means that the list following the term is illustrative not exhaustive, and that the terms that follow are a partial list. We find the LeComptes' argument is consistent with cases construing the terms "includes" and "including." See *People v. Perry*, 224 Ill. 2d 312, 328, 864 N.E.2d 196, 309 Ill. Dec. 330 (2007); *Paxson v. Board of Education of School District No. 87*, 276 Ill. App. 3d 912, 920, 658 N.E.2d 1309, 213 Ill. Dec. 288 (1995). However, while the Zoning Code defined "agriculture" as land used for "agricultural purposes," and used the term "including" to provide examples of other uses of land for agricultural purposes, unless the boarding of horses is similar to other uses in the definition, the rules of statutory construction prevent us from saying that the Village intended for the commercial boarding [***13] of horses to be a use included in that list. *Perry*, 224 Ill. 2d at 328 (the preceding general term is to be construed as a general description of the listed items and other similar items).

2011 IL App (1st) 100423, *P28; 958 N.E.2d 1065, **1070;
2011 Ill. App. LEXIS 1014, ***13; 354 Ill. Dec. 869

[*P29] Specifically, the LeComptes argue that the terms "breeding" and "raising" in the definition of "agriculture" encompass the boarding of horses. The definition of "agriculture" in section 5-2-1 lists animal husbandry as a use for agricultural purposes. Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972). The definition also includes the "breeding and raising of horses as an occupation" as an example of animal husbandry. Village of Barrington Hills Zoning Ordinance § 5-2-1 (added June 27, 2005). Because the Zoning Code does not define the terms "breeding" and "raising," we will look at a dictionary to give the terms their ordinary and popularly understood meaning. *O'Donnell v. City of Chicago*, 363 Ill. App. 3d 98, 107-08, 842 N.E.2d 208, [**1071] 299 Ill. Dec. 469 (2005) (citing *People v. Maggette*, 195 Ill. 2d 336, 349, 747 N.E.2d 339, 254 Ill. Dec. 299 (2001)); *In re Detention of Bailey*, 317 Ill. App. 3d 1072, 1086, 740 N.E.2d 1146, 251 Ill. Dec. 575 (2000) (A "court may look to dictionary definitions to derive the plain and ordinary meaning without rendering the term ambiguous.") (citing *In re A.P.*, 179 Ill. 2d 184, 198-99, 688 N.E.2d 642, 227 Ill. Dec. 949 (1997)).

[*P30] [***14] Webster's Third New International Dictionary defines the term "breeding" as "the action or process of bearing or generating", as gestation or hatching, or as the propagation of plants and animals. Webster's Third New International Dictionary 274(1986). Webster's also defines the term "raising" as "the breeding and care of animals", and it defines the term "raise" as breeding or caring for animals to maturity. Webster's Third New International Dictionary 1877 (1986). We note that Webster's defines "boarding" as the act of supplying meals and lodgings for pay. (Emphasis added.) Webster's Revised Unabridged Dictionary 160 (1913). We find that Webster's definitions make it clear that a person who boards horses engages in different acts from a person who breeds and raises horses.

[*P31] We note that the Zoning Code also defines "animal husbandry" as "[t]he breeding and raising of livestock, such as horses." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added June 27, 2005). The definition does not include the commercial boarding of horses as part of the definition of animal husbandry. Based upon the Zoning Code's definition of agriculture and Webster's definitions of the terms breeding, [***15] raising, and boarding, we find that the drafters of the Zoning Code did not intend for the commercial boarding

of horses to be included in the definition of agriculture as a use for agricultural purposes. *Cosmopolitan National Bank*, 103 Ill. 2d at 313.

[*P32] We are unwilling to interpret the definition for agriculture in the Zoning Code to include the commercial boarding of horses as a use for agricultural purposes because the words in context do not support such an interpretation. *Cosmopolitan National Bank*, 103 Ill. 2d at 313; Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972). Therefore, following *Perry*, we find that, while the terms in the definition of "agriculture" that describe the uses for agricultural purposes are not exhaustive, if there are any other terms to be included in the description of uses of the land for agricultural purposes they should be *similar* to, not different from, as in this case, the listed terms. *Perry*, 224 Ill. 2d at 328; also see *Paxson*, 276 Ill. App. 3d at 920; *Kostecki v. Pavlis*, 140 Ill. App. 3d 176, 181, 488 N.E.2d 644, 94 Ill. Dec. 645(1986).

[*P33] B. Using Stables for the Commercial Boarding of Horses Does Not Comport With the Village's Zoning Code

[*P34] Next, the LeComptes [***16] argue that using their stables for the commercial boarding of horses comports with the Village's Zoning Code. We disagree. The Zoning Code defines a "stable" as "[a] detached accessory building the primary use of which is the keeping of horses." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Feb. 27, 2006). We note, however, that the Zoning Code also defines an "accessory building" as "subordinate to and serves a principal building or principal use." Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Apr. 1, 1963). Although the stable may be an [**1072] accessory building, the LeComptes are not using the stable as an accessory building that is subordinate to a principal building or use. Therefore, because the LeComptes are using the stable for the commercial boarding of horses, which is a primary use and not a subordinate use, it is a use that does not comport with the Village's Zoning Code.

[*P35] F. Viewed in its Entirety, the Zoning Code Supports the Zoning Board's Decision

[*P36] The LeComptes also argued that the Village intended for residents to commercially board horses. In order to determine the intent of the Village when it

2011 IL App (1st) 100423, *P36; 958 N.E.2d 1065, **1072;
2011 Ill. App. LEXIS 1014, ***16; 354 Ill. Dec. 869

enacted the Zoning Code, we must consider the Zoning [***17] Code in its entirety. *Orlak v. Loyola University Health System*, 228 Ill. 2d 1, 8, 885 N.E.2d 999, 319 Ill. Dec. 319 (2007) (citing *Perry*, 224 Ill. 2d at 323).

[*P37] Several sections of the Zoning Code support the conclusion that its drafters did not intend for the commercial boarding of horses to be a permitted primary use in an R-1 zoned district. For example, section 5-1-2 explains the "intent and purpose" of the Zoning Code and provides that it is "[t]o promote and protect the public health, safety, *** convenience and the general welfare of the people. *** [P]revent congestion *** overcrowding of *** residential, *** areas *** from harmful encroachment by incompatible *** inappropriate uses." Village of Barrington Hills Zoning Ordinance § 5-1-2. (Apr. 1, 1963).

[*P38] In addition, subsection 5-3-4(D) entitled "Home Occupation" explains that the residential tranquility of the neighborhood must remain paramount when a business is conducted from the principal building. Village of Barrington Hills Zoning Ordinance § 5-3-4(D) (added June 26, 2006). Subsection 5-3-4(D)(2) defines "home occupation" in pertinent part as "any lawful business, *** occupation *** conducted from a principal building or an accessory building in a residential [***18] district that *** [i]s incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes." Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(2) (added June 26, 2006). A home occupation must be conducted in a manner that (1) "provide[s] peace, quiet and domestic tranquility within all residential neighborhoods," (2) "guarantee[s] * * * freedom from [the] possible effects of business or commercial uses," and (3) cannot "generate significantly greater vehicular or pedestrian traffic than is typical of residences in the surrounding neighborhood of the home occupation." Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(3)(e).

[*P39] The record reveals that commercial boarding at Oakwood Farm caused a significant increase in the traffic and noise in the neighborhood and resulted in complaints by the surrounding property owners. The record also reveals that Oakwood Farm's primary purpose is the commercial boarding of horses, which is a use that is not incidental and secondary to residential occupancy. While the Zoning Code does permit the boarding and training of horses as a home occupation, it must be done

in a manner that maintains the peace, quiet [***19] and domestic tranquility within all residential neighborhoods in an R-1 zoned district. See Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(3)(g) (added June 26, 2006). We find that the commercial boarding of horses does not comport with the overall intent of the Zoning Code. Therefore, the Zoning Board's decision was not clearly erroneous.

[*P40] G. Section 5-3-4(A) Does Not Apply in This Case

[*P41] Finally, the LeComptes also argue that section 5-3-4(A), which restricts the [***1073] Village from "impos[ing] regulations or requir[ing] permits with respect to land used or to be used for agricultural purposes," applies in this case. Village of Barrington Hills Zoning Ordinance § 5-3-4 (Apr. 1, 1963). We disagree. Section 5-3-4(A) is clear that "[i]n the event the land ceases to be used solely for agricultural purposes, then, and only then, shall the provisions of the zoning title apply." Village of Barrington Hills Zoning Ordinance § 5-3-4 (Apr. 1, 1963). Here, because the LeComptes' property as used primarily for the commercial boarding of horses, which is not a use for agricultural purposes, section 5-3-4(A) of the Zoning Code did not apply. Accordingly, the Zoning Board's decision that section 5-3-4(A) [***20] did not apply was not clearly erroneous.

[*P42] H. The LeComptes' Cases Do Not Support Their Position

[*P43] The LeComptes rely on a number of cases to support their position. In *Tuftee v. County of Kane*, 76 Ill. App. 3d 128, 394 N.E.2d 896, 31 Ill. Dec. 694 (1979), the court held that the care and training of horses for show was an agricultural purpose. We find that the zoning ordinance in *Tuftee* is different from the Zoning Code in this case. Unlike the zoning ordinance in this case, in *Tuftee*, there was no definition for agriculture provided in the zoning ordinance. Therefore, because the *Tuftee* court had to resort to extrinsic sources, other cases and the dictionary to obtain a definition for terms in its zoning ordinance, it is distinguishable from this case. *Tuftee*, 76 Ill. App. 3d at 131-32. See *County of Knox ex rel. Masterson v. The Highlands, LLC*, 188 Ill. 2d 546, 556, 723 N.E.2d 256, 243 Ill. Dec. 224 (1999).

[*P44] In *Borrelli v. Zoning Board of Appeals*, 106 Conn. App. 266, 941 A.2d 966 (Conn. App. Ct. 2008) the

2011 IL App (1st) 100423, *P44; 958 N.E.2d 1065, **1073;
2011 Ill. App. LEXIS 1014, ***20; 354 Ill. Dec. 869

facts are also distinguishable from the facts in our case. Although the zoning regulations in *Borrelli* contained a definition for "agriculture" similar to the definition of "agriculture" in our case, the descriptive phrase following "animal husbandry" "(including the breeding [***21] and raising of horses as an occupation)" in the Village's Zoning Code is not included in the zoning ordinance in *Borrelli*. *Borrelli*, 941 A.2d at 972-73. In addition, unlike the ordinance in our case, there is no definition for "animal husbandry" contained in the ordinance in *Borrelli*. *Borrelli*, 941 A.2d at 972-73. Therefore, *Borrelli* is also distinguishable from this case.

[*P45] The LeComptes also cite other Illinois cases, *People ex rel Pletcher v. City of Joliet*, 321 Ill. 385, 388, 152 N.E. 159 (1926), and *County of Knox ex rel Masterson v. Highlands, L.L.C.*, 302 Ill. App. 3d 342, 346, 705 N.E.2d 128, 235 Ill. Dec. 515 (1998), in support of their position. However, as the Zoning Board correctly states in its brief, these cases are also distinguishable. In both *City of Joliet* and *County of Knox*, the term "agriculture" was undefined and the courts resorted to extrinsic sources for a broad definition of those terms. *City of Joliet*, 321 Ill. at 388 ("is [a]griculture' is another indefinite word which renders the statute more or less uncertain"; as such the court resorted to the broad dictionary definition of "agriculture"); *County of Knox*, 302 Ill. App. 3d at 346 (the court applied the dictionary definition of "agriculture" used by the [***22] supreme court in the *City of Joliet*).

[*P46] Finally, the LeComptes' reliance on *Steege v. Board of Appeals*, 26 Mass. App. Ct. 970, 527 N.E.2d 1176, 1178 (Mass. App. Ct. 1988), is misplaced because the term "agriculture" was not defined and decisions from other jurisdictions are not binding on this court. *Travel 100 Group, Inc. v. Mediterranean Shipping Co. (USA)*, 383 Ill. App. 3d 149, 157, 889 N.E.2d 781, [**1074] 321 Ill. Dec. 516 (2008). Accordingly, because the facts in the aforementioned cases are distinguishable from the facts in the instant case, we see no reason to follow these cases.

[*P47] We find that the commercial boarding of horses is not agriculture as defined by the Zoning Code. Accordingly, we hold that the Zoning Board's decision, that the commercial boarding of horses is not agriculture and is not a permitted use in an R-1 zoned district, was not clearly erroneous. Village of Barrington Hills Zoning Ordinance § 5-2-1, (added Dec. 18, 1972); § 5-5-2(A)

(June 27, 2006), *Cosmopolitan National Bank*, 103 Ill. 2d at 313.

[*P48] III. Zoning Board's Factual Findings

[*P49] Next, the LeComptes argue that the Zoning Board's decision contains erroneous factual findings because it did not accurately summarize comments from certain audience members who were not called to [***23] testify. The Zoning Board's factual findings are deemed *prima facie* true and correct, and its decision will not be disturbed on review unless it is contrary to the manifest weight of the evidence. *Scadron v. Zoning Board of Appeals*, 264 Ill. App. 3d 946, 949, 637 N.E.2d 710, 202 Ill. Dec. 171 (1994). A decision is contrary to the manifest weight of the evidence only where the reviewing court determines, viewing the evidence in the light most favorable to the agency, that no rational trier of fact could have agreed with the agency. *Scadron*, 264 Ill. App. 3d at 949. If there is any competent evidence supporting the agency's determination, it should be affirmed. *Scadron*, 264 Ill. App. 3d at 949 (citing *Abrahamson v. Illinois Department of Professional Regulation*, 153 Ill. 2d 76, 88, 606 N.E.2d 1111, 180 Ill. Dec. 34 (1992)). We found nothing in the record to suggest that the Zoning Board's findings were unsupported by the evidence in the record. Therefore, because there was competent evidence supporting the Zoning Board's decision, we find that its factual findings were not against the manifest weight of the evidence.

[*P50] IV. Zoning Board's Motion to Strike Plaintiffs' Reply Brief

[*P51] The Zoning Board argues that the LeComptes' argument regarding the Illinois Open [***24] Meetings Act (5 ILCS 120/1 et seq. (West 2008)) in their reply brief should be stricken because it was not made in the administrative proceedings, in the circuit court or in its initial appellate brief. The LeComptes argue in their reply brief that the Zoning Board violated the Act when it (1) failed to vote in open meeting to have a closed session and identify the exception that allowed the closed session (5 ILCS 120/2(c)(4) (West 2008)), and (2) failed to indicate the results of the vote in the minutes (5 ILCS 120/2a (West 2008)). We find that this argument was not raised before the Zoning Board or in the complaint for administrative review; therefore, it is forfeited. *Western & Southern Life Insurance Co. v. Edmonson*, 397 Ill. App. 3d 146, 154, 922 N.E.2d 1133, 337 Ill. Dec. 556 (2009); *People ex rel. Hopf v. Barger*,

2011 IL App (1st) 100423, *P51; 958 N.E.2d 1065, **1074;
2011 Ill. App. LEXIS 1014, ***24; 354 Ill. Dec. 869

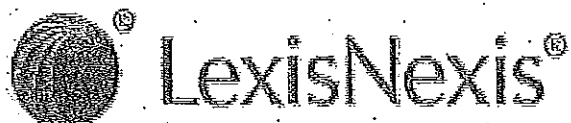
30 Ill. App. 3d 525, 539-40, 332 N.E.2d 649 (1975) (citing *Shaw v. Lorenz*, 42 Ill. 2d 246, 248, 246 N.E.2d 285 (1969)). Therefore, we see no need to address that issue.

[*P52] CONCLUSION

[*P53] We find (1) that the use of the land at Oakwood Farm for the commercial boarding of horses is not agriculture as defined in section 5-2-1 of the Zoning Code (Village of Barrington Hills Zoning Ordinance § 5-2-1 (added Dec. 18, 1972)), and (2) that since the [***25] commercial boarding [**1075] of horses is not

agriculture under section 5-5-2(A) of the Zoning Code, it is not a permitted use in an R-1 zoned district in the Village of Barrington Hills. Village of Barrington Hills Zoning Ordinance § 5-5-2(A) (June 27, 2006). After reviewing the record, we do not have a definite and firm conviction that the Zoning Board made a mistake. Accordingly, we hold that the Zoning Board's decision was not clearly erroneous, and the judgment of the circuit court is affirmed.

[*P54] Affirmed.



JAMES J. DRURY, III, as Agent of the Peggy D. Drury Declaration of Trust U/A/D 02/04/00; and MICHAEL J. MCLAUGHLIN, Plaintiffs-Appellants, v. BENJAMIN B. LECOMPTE, CATHLEEN B. LECOMPTE, and NORTH STAR TRUST CO., as Successor Trustee of Harris Bank Barrington N.A., as Trustee Under Trust Number 11-5176, Defendants-Appellees.

No. 1-12-1894

APPELLATE COURT OF ILLINOIS, FIRST DISTRICT, SIXTH DIVISION

2014 IL App (1st) 121894-U; 2014 Ill. App. Unpub. LEXIS 612

March 28, 2014, Decided

NOTICE: THIS ORDER WAS FILED UNDER SUPREME COURT RULE 23 AND MAY NOT BE CITED AS PRECEDENT BY ANY PARTY EXCEPT IN THE LIMITED CIRCUMSTANCES ALLOWED UNDER RULE 23(e)(1).

SUBSEQUENT HISTORY: Appeal denied by *Drury v. LeCompte*, 2014 Ill. LEXIS 1036 (Ill., Sept. 24, 2014).

PRIOR HISTORY: [**1]

Appeal from the Circuit Court of Cook County, No. 11 CH 03852. The Honorable Franklin U. Valderrama, Judge Presiding.

LeCompte v. Zoning Bd. of Appeals for Barrington Hills, 2011 IL App (1st) 100423, 958 N.E.2d 1065, 2011 Ill. App. LEXIS 1014, 354 Ill. Dec. 869 (2011).

DISPOSITION: Reversed and remanded.

JUDGES: JUSTICE LAMPKIN delivered the judgment of the court. Presiding Justice Gordon and Justice Reyes concurred in the judgment.

OPINION BY: LAMPKIN

OPINION

ORDER

[*P1] *Held*: The circuit court erred in dismissing plaintiff property owners' amended complaint for injunctive relief against defendants, who were owners of a horse boarding facility, on the basis of failure to exhaust administrative remedies, mootness, and lack of justiciability. Where plaintiffs' amended complaint was pending in the circuit court after a cease and desist order against defendants had been upheld by the municipal zoning board of appeals and confirmed on administrative review by the circuit and appellate courts, but defendants subsequently claimed they were in compliance with the zoning code on a basis defendants had formally waived during the administrative proceedings, plaintiffs were not required to litigate the waived issue before the zoning board of appeals before proceeding in court with their request for injunctive relief.

[*P2] Plaintiff property owners, James Drury, III, as an agent of the Peggy D. Drury [**2] Declaration of Trust U/A/D 02/04/00, and Michael McLaughlin, sought injunctive relief against defendant adjacent property owners Dr. Benjamin LeCompte, Cathleen LeCompte (LeComptes), and North Star Trust Co., as successor trustee of Harris Bank Barrington N.A., as trustee under trust number 11-5176. In their amended complaint, plaintiffs alleged that defendants were operating a

commercial horse boarding operation on their property in violation of the zoning laws of the Village of Barrington Hills (Village) and, despite plaintiffs' repeated requests, the Village refused to shut down the operation by enforcing the cease and desist letter that was issued to defendants, upheld by the Village's Zoning Board of Appeals (Zoning Board), and affirmed on administrative review by both the circuit court and this appellate court.

[*P3] Defendants moved to dismiss the amended complaint for mootness, lack of subject matter jurisdiction, and lack of justiciability. Defendants argued that plaintiffs' injunctive relief action was rendered moot upon the issuance of a letter by a Village code enforcement officer, which stated that defendants' boarding and training of horses appeared to be a home occupation based [**3] on their hours of operation. Defendants also argued that plaintiffs forfeited any judicial remedies by failing to exhaust their administrative remedies and follow through with their appeal before the Zoning Board of the Village code enforcement officer's decision.

[*P4] The circuit court granted defendants' motion to dismiss. On appeal, plaintiffs contend the circuit court erred because their complaint was neither moot nor nonjusticiable. Plaintiffs argue that: (1) any change in defendants' operating hours had no effect on this appellate court's decision that defendants' commercial horse boarding operation did not comply with the Village's zoning code; (2) plaintiffs were not required to exhaust any administrative remedies before the Zoning Board prior to seeking injunctive relief in the circuit court; and (3) the circuit court denied plaintiffs due process by terminating discovery and failing to adjudicate the issue concerning the authenticity and validity of the Village code enforcement officer's letter.

[*P5] For the reasons that follow, we reverse the circuit court's dismissal of plaintiffs' amended complaint and remand this cause for further proceedings.

[*P6] I. BACKGROUND

[*P7] Although the issue before [**4] this court is the dismissal of plaintiffs' 2011 amended complaint seeking injunctive relief, the origins of this litigation go back to 2007, when plaintiffs complained to the Village that the LeComptes were boarding horses on their property for a commercial purpose in violation of the Village's zoning laws. The LeComptes were the

beneficial owners of 130 acres of property in the Village. The property was organized as Oakwood Farm of Barrington Hills, L.L.C. (Oakwood Farm) for the purpose of operating a horse farm. The property consisted of a single-family home where defendants resided, a stable, a riding arena, 60 stalls for horses, and other buildings.

[*P8] In January 2008, the Village's attorney sent a cease and desist letter to the LeComptes. The Village informed them that, pursuant to the Village zoning code, their operation of a commercial horse boarding facility was not one of the permitted uses of their property, which was located in a residential district of the Village zoned R-1. The only permitted uses within an R-1 zoning district were (1) single-family detached dwellings; (2) agricultural; (3) signs as regulated by the zoning code; and (4) accessory uses, which included home [**5] occupations. The LeComptes appealed this determination to the Zoning Board.

[*P9] At the August 2008 hearing sessions before the Zoning Board, the LeComptes admitted that they were using their property for the commercial boarding of horses. They argued, however, that this use was a permitted agricultural use of the property pursuant to the Village zoning code and, thus, the Zoning Board had no authority to regulate this use of the LeComptes' property. Dr. LeCompte acknowledged that the zoning code allowed horse boarding as a home occupation, but he emphasized that the LeComptes were not claiming that their use was a permitted accessory use incidental to the principal use by virtue of the home occupancy provisions, and he "would never even come to the [the Zoning] Board and say I'm a home occupation."

[*P10] The Village argued that the commercial boarding of horses was not a permitted use in an R-1 zoned district. The Village contended that, according to the definition of "agriculture" in the zoning code, the breeding and raising of horses was a permitted use in an R-1 zoned district but the distinct use of horse boarding was not a permitted use. The Village also argued that the drafters of the zoning [**6] code intended for the permitted uses in an R-1 zoned district to be compatible with each other and Oakwood Farm's commercial boarding facility was not compatible with the other single family residences in the R-1 zoned district. When the chairman of the Zoning Board asked if home occupation use applied to this matter, the Village responded that the home occupation definition allowed people to board

horses in a residential area. The provision allowing horse boarding as a permitted home occupation use was intended to enable people who had a four or five stall barn to board a couple of horses for neighbors or friends. However, given the zoning code's proscriptions against excessive traffic, noise, and disruptions to the tranquility of the residential area, the operation of a 60 to 70 stall horse boarding facility could not even be contemplated as a permitted home occupation use.

[*P11] Zoning Board member Byron Johnson commented on the record that, although the boarding of horses in the Village had been illegal, the Village knew that horse boarding was occurring on some scale. When the Village amended section 5-3-4(D) of the zoning code concerning home occupations to allow horse boarding and [**7] training pursuant to subsection 5-3-4(D)(3)(g), the Village did not want to allow large-scale horse boarding operations. Accordingly, the Village added an intent and purpose preamble to section 5-3-4(D) to clarify that the conduct of any home occupation, including horse boarding and training, must not infringe upon the rights of neighboring residents to enjoy the peaceful occupancy of their homes or change the character of the residential area. Consequently, when subsection 5-3-4(D)(3)(g) was added to the home occupation section, it permitted horse boarding and training subject to compliance with the various conditions set forth in section 5-3-4(D) of the zoning code.

[*P12] In November 2008, the Zoning Board concluded that the LeComptes were operating a commercial boarding facility impermissibly in an R-1 residential district and that the commercial boarding of horses was not a permitted agricultural use of the property. The Zoning Board denied the LeComptes' petition to overturn the Village's cease and desist order.

[*P13] The LeComptes then filed a complaint for administrative review in the circuit court. The circuit court confirmed the Zoning Board's decision in January 2010, and the LeComptes [**8] appealed to this court.

[*P14] While that appeal was pending, plaintiffs Drury and McLaughlin sent a letter to the Village in December 2010, asking the Village to take the necessary action against the LeComptes to enforce the January 2008 cease and desist letter. The Village responded that no further action would be instituted while the LeComptes' appeal to this appellate court was pending.

[*P15] In January 2011, plaintiffs filed in the circuit court a complaint against defendants seeking injunctive relief pursuant to *section 11-13-15* of the Illinois Municipal Code (65 ILCS 5/11-13-15 (West 2010)). In response, defendants filed multiple motions to dismiss the complaint.

[*P16] Meanwhile, in a February 2011 letter to the Village attorney, defendants asked the Village to concur in writing defendants' compliance with the zoning code. Defendants argued that subsection 5-3-4(D)(3)(g) of the code allowed unlimited horse boarding in their R-1 residential district as a home occupation as long as they complied with the operating hours of 8 a.m. through 8 p.m. Defendants asserted that, in addition to their exemption from Village regulations as an agricultural use, their new operating hours complied with subsection [**9] 5-3-4(D)(3)(g) and, thus, meant that they were in compliance with the code. In a response letter, the Village attorney stated that "[i]t is and has been the Village's position that Oakwood Farms does not comply with the requirements of the home occupation provisions of the Village's zoning code." The Village attorney noted that defendants consistently took the position that their horse boarding activities did not constitute a home occupation in sworn testimony before the Zoning Board, in statements to the circuit court on administrative review, and in their brief to this appellate court. Defendants did not file any appeal to the Village attorney's letter.

[*P17] On June 9, 2011, the circuit court dismissed plaintiffs' complaint, without prejudice, as moot. The circuit court ruled that a March 2011 letter from a Village officer to defendants stating that their land use was a home occupation resolved any issues brought in plaintiffs' complaint for injunctive relief.

[*P18] Meanwhile, on June 30, 2011, this court, upon administrative review of the LeComptes' appeal of the Zoning Board cease and desist order, confirmed the Zoning Board's decision in an unpublished order. The unpublished order was subsequently [**10] published as an opinion in September 2011. This court construed the Village's zoning code and ruled, in pertinent part, that the commercial boarding of horses was not an agricultural use as defined in the Village's zoning code. *LeCompte v. Zoning Board of Appeals for the Village of Barrington Hills*, 2011 IL App (1st) 100423, ¶¶ 24-32, 958 N.E.2d 1065, 354 Ill. Dec. 869.

[*P19] This court also rejected the LeComptes' argument that their use of their stables for the commercial boarding of horses comported with the Village's zoning code. *Id.* at ¶ 34. Specifically, this court construed the zoning code definitions of "stable" and "accessory building," and noted that the LeComptes' use of their stable was a primary use and not a subordinate use. *Id.*

[*P20] In addition, this court rejected the LeComptes' argument that the Village intended for residents to commercially board horses. *Id.* at ¶¶ 36-37. In reaching this determination, this court considered the entire zoning code and found that several sections established that the code did not intend for the commercial boarding of horses to be a permitted primary use in an R-1 zoned district. *Id.* at ¶ 37. Specifically, section 5-1-2 of the zoning code explained that the code intended to, *inter* [*11] *alia*, promote and protect the convenience and general welfare of the people and prevent congestion and overcrowding of residential areas from the harmful encroachment of incompatible and inappropriate uses. *Id.* (citing Village of Barrington Hills Zoning Ordinance § 5-1-2 (April 1, 1963)).

[*P21] Furthermore, "subsection 5-3-4(D) entitled 'Home Occupation,' explain[ed] that the residential tranquility of the neighborhood must remain paramount when a business is conducted from the principal building." *Id.* at ¶ 38 (quoting Village of Barrington Hills Zoning Ordinance § 5-3-4(D) (June 26, 2006)). The zoning code defined "home occupation" in pertinent part as "any lawful business, *** occupation *** conducted from a principal building or an accessory building in a residential district that *** [i]s incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes." *Id.* (quoting Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(2)). Moreover, a home occupation had to be conducted in a manner that was peaceful, quiet and domestically tranquil; guaranteed freedom from the possible effects of business or commercial uses; and did not generate significantly [*12] greater vehicular or pedestrian traffic than would be typical of residences in the neighborhood. *Id.* (citing Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(3)(c)).

[*P22] This court found that, although the zoning code allowed the boarding and training of horses as a home occupation, it had to be done in a manner that maintained the peace, quite and domestic tranquility of

all residential neighborhoods in an R-1 zoned district. *Id.* at ¶ 39 (citing Village of Barrington Hills Zoning Ordinance § 5-3-4(D)(3)(g)). This court concluded that the LeComptes' commercial boarding of horses did not comport with the overall intent of the zoning code where the record established that Oakwood Farm's primary purpose was the commercial boarding of horses, which was a use that was not incidental and secondary to residential occupancy, and Oakwood Farm's commercial boarding caused a significant increase in traffic and noise in the neighborhood and resulted in complaints by the surrounding property owners. *Id.* In a petition for rehearing, the LeComptes asked this court, *inter alia*, [*13] to strike the discussion of the boarding and training of horses as a home occupation, but this court denied that petition.

[*P23] Although plaintiffs' initial complaint for injunctive relief had been dismissed, without prejudice, as moot in June 2011, plaintiffs, with leave of court, filed in July 2011 the amended complaint at issue here. Plaintiffs sought injunctive relief pursuant to *section 11-13-15* of the Illinois Municipal Code. Plaintiffs alleged that defendants were operating a commercial horse boarding operation on their property in violation of the zoning laws of the Village and, despite plaintiffs' repeated requests, the Village refused to shut down the operation by enforcing the cease and desist letter that was issued to defendants, upheld by the Zoning Board, and confirmed on administrative review by both the circuit court and this appellate court.

[*P24] In November 2011, defendants moved to dismiss the amended complaint for mootness, lack of subject matter jurisdiction, and lack of justiciability pursuant to *section 2-619(a)(1)* of the Code of Civil Procedure (Code) (*735 ILCS 5/2-619(a)(1)* (West 2010)). Defendants argued that plaintiffs' injunctive relief action was rendered moot upon [*14] the issuance of a letter, dated March 15, 2011, to defendants from Don Schuman, the Village building and code enforcement officer (the Schuman letter). In this letter, Schuman noted defendants' request that the Village consider their use of Oakwood Farm for the boarding and training of horses as a home occupation. Schuman referenced defendants' submission of (1) an affidavit, which averred that they had limited their hours of operation to 8 a.m. through 8 p.m. and asserted that this change meant that they were now conducting their boarding and training of horses as a home occupation use in compliance with subsection

5-3-4(D)(3)(g) of the Village's zoning code; and (2) an employee register, which listed the extent of their employees' work hours. Schuman stated that "it appears that the use of Oakwood Farm is a Home Occupation." Moreover, in a letter dated March 29, 2011, the Village attorney advised plaintiffs and defendants that the Schuman letter represented a final and official decision of that officer.

[*P25] Defendants also argued that plaintiffs forfeited any judicial remedies by failing to exhaust their administrative remedies and follow through with their appeal of the Schuman letter [*15] before the Zoning Board. Specifically, defendants recounted that: (1) plaintiffs had appealed the Schuman letter to the Zoning Board in April 2011 but then, in June 2011, informed the circuit court that they would withdraw their Zoning Board appeal; (2) the circuit court, nevertheless, dismissed without prejudice plaintiffs' complaint for injunctive relief, finding that, as a result of the Schuman letter, there was no justiciable controversy and the matter was moot; (3) counsel for plaintiffs argued to the Zoning Board in a letter that the doctrines of collateral estoppel and judicial estoppel precluded the Zoning Board from considering plaintiffs' appeal of the Schuman letter because the Zoning Board was legally bound by this appellate court's decision in *LeCompte, 2011 IL App (1st) 100423, 958 N.E.2d 1065, 354 Ill. Dec. 869*, which had resolved the same matter at issue in plaintiffs' appeal of the Schuman letter; and (4) the Zoning Board ultimately dismissed plaintiffs' appeal of the Schuman letter for want of prosecution in August 2011. Defendants argued that plaintiffs' April 2011 appeal to the Zoning Board effectively divested the circuit court of subject matter jurisdiction. According to defendants, the sole issue [*16] adjudicated in the *LeComptes'* prior hearing before the Zoning Board was the question of whether their boarding of horses was an agricultural use of the land; the issue of the separate and distinct use of their land as a home occupation was never presented in the administrative proceeding and, thus, should not have been addressed on administrative review by this appellate court. Defendants argued that the Schuman letter rendered plaintiffs' amended complaint moot and plaintiffs forfeited any judicial remedies by failing to pursue their Zoning Board appeal of the Schuman letter, which was dismissed for want of prosecution.

[*P26] Plaintiffs responded to the motion to dismiss, arguing (1) defendants' position that Oakwood Farm was

a home occupation was irreconcilable with and refuted by this appellate court's September 2011 opinion; (2) the Schuman letter was irrelevant by virtue of this court's September 2011 opinion and did not render this case moot because the circuit court had statutory jurisdiction to grant plaintiffs injunctive relief where the Village failed to enforce its own zoning laws; and (3), in the alternative, the motion to dismiss must be denied because the amended complaint presented [*17] genuine issues of disputed fact as to whether Oakwood Farm complied with the zoning code.

[*P27] In their reply, defendants argued that (1) this appellate court never considered the issue of whether the *LeComptes'* current use of their property complied with the home occupation provisions of the zoning code; (2) the Schuman letter divested the circuit court of jurisdiction over plaintiffs' claim for injunctive relief, administrative review law applied to this case, and *section 11-13-15* of the Illinois Municipal Code did not create concurrent jurisdiction; and (3) the proper venue for the resolution of any factual disputes was the Zoning Board.

[*P28] On December 19, 2011, the circuit court granted defendants' motion and dismissed plaintiffs' amended complaint with prejudice for want of justiciability.

[*P29] Plaintiffs filed a motion to reconsider, arguing that jurisdiction existed in the court because *section 11-13-15* of the Illinois Municipal Code provided a cause of action for adjacent landowners to bring a suit for an alleged zoning ordinance violation. Plaintiffs also argued the circuit court failed to consider the authenticity of the Schuman letter and new evidence suggested defendants schemed with Village [*18] representatives to obtain dismissal of the injunctive relief action. Further, plaintiffs argued the circuit court erroneously concluded that the home occupation provisions of the zoning code were not an issue before the Zoning Board and circuit and appellate courts.

[*P30] On May 31, 2012, the circuit court denied plaintiffs' motion to reconsider. The circuit court found that (1) *section 11-13-15* of the Illinois Municipal Code did not provide a basis for the court to exercise jurisdiction over this matter involving zoning code violations; (2) plaintiffs were required, but failed, to exhaust their administrative remedies prior to filing their lawsuit in this case; (3) the Schuman letter was

admissible under the rules of evidence without need of further authentication; (4) although the appellate court discussed the home occupation provisions of the zoning code, it only ruled on the issue of whether the LeComptes' use was agricultural; and (5) plaintiffs' newly discovered evidence was not relevant to the jurisdiction issue before the court.

[*P31] Plaintiffs timely appealed the circuit court's December 2011 and May 2012 orders.

[*P32] II. ANALYSIS

[*P33] A motion to dismiss pursuant to *section 2-619* of the Code admits [*19] the legal sufficiency of the pleading and raises defects, defenses, or other affirmative matters that act to defeat the claim. *Keating v. 68th and Paxton, L.L.C.*, 401 Ill. App. 3d 456, 463, 936 N.E.2d 1050, 344 Ill. Dec. 293 (2010). When ruling on a 2-619 motion to dismiss, the issue is whether, after reviewing the pleadings, depositions and affidavits, there is a genuine issue of material fact that precludes dismissal, or whether dismissal is proper as a matter of law. *Id.*

[*P34] A. Scope of 2011 Appellate Opinion

[*P35] In supporting its decision to dismiss plaintiffs' amended complaint, the circuit court stated that, although this court discussed the home occupation provisions of the zoning code, this court's September 2011 opinion ruled only on the issue of whether the LeComptes' use was agricultural. Defendants adopt this position and contend our 2011 opinion in the prior case did not affect or control the instant case because the prior case was between the LeComptes and the Village on an unrelated zoning issue with a different factual scenario. Defendants argue that the home occupation discussion in our 2011 opinion was *obiter dictum* and does not control the instant appeal or prevent the Village from recognizing that defendants [*20] could change their operating hours and conditions to bring the farm into compliance with the Village home occupation provisions of the zoning code. Defendants contend this court's home occupancy discussion was neither germane nor necessary to our 2011 opinion, which was limited to the issue of whether boarding horses was an agricultural use under the code. Defendants assert that the issue of their compliance with the home occupation provisions of the code was never presented by the parties or briefed as an issue in the proceedings reviewed by this appellate court.

[*P36] We disagree. When administrative hearings were held on the LeComptes' appeal of the Village's 2008 cease and desist letter, the LeComptes formally waived the home occupation provisions of the zoning code as a basis for finding that their commercial boarding of horses was a permitted use of their property in their residential area. Nevertheless, the Village, in addition to countering the LeComptes' argument that horse boarding was a permitted agricultural use of their property, also explained to the Zoning Board that Oakwood Farm's large scale commercial horse boarding operation did not comply with the code provisions that [*21] permitted horse boarding in residential zones as a home occupation. Furthermore, witnesses testified at the administrative hearings about the disruption to the residential neighborhood's peace and tranquility as a result of the LeComptes' horse boarding operation.

[*P37] After the LeComptes lost before the Zoning Board and sought administrative review before the courts, the Village, in addition to countering the LeComptes' argument concerning permitted agricultural uses, also argued to this court that the LeComptes' commercial boarding of horses did not qualify as a home occupation where the relevant code provisions permitted boarding and training of horses as a home occupation incidental to a permitted primary use of a property and the LeComptes had admitted that the primary use of the Oakwood Farm facility was horse boarding. See *Kravis v. Smith Marine, Inc.*, 60 Ill. 2d 141, 147, 324 N.E.2d 417 (1975) (an appellee may defend a judgment by raising a previously unruled-upon issue if the necessary factual basis for determining the issue is in the record); accord *Kuney v. Zoning Board of Appeals of City of De Kalb*, 162 Ill. App. 3d 854, 856, 516 N.E.2d 850, 114 Ill. Dec. 695 (1987).

[*P38] Moreover, the LeComptes argued to this court that their use [*22] of their stables for commercial horse boarding comported with the Village's code and the Village intended for residents to commercially board horses. In refuting those claims, this court viewed the zoning code in its entirety, even discussed subsection 5-3-4(D)(3)(g) of the zoning code—the same section defendants now claim compliance with in this appeal—and concluded that the LeComptes' use did not comply with several provisions concerning home occupations in subsection 5-3-4(D). Specifically, this court concluded that Oakwood Farm's primary purpose was the commercial boarding of horses, which was a use that was not incidental and secondary to residential occupancy,

and their commercial horse boarding operation could not be done in a manner that maintained the peace, quiet and domestic tranquility within their R-1 zoned residential district. *LeCompte*, 2011 IL App (1st) 100423, ¶¶ 34-39. In addition, when the LeComptes filed a petition for rehearing asking this court to strike our discussion of their failure to comply with the home occupancy provisions of the code, this court denied the petition, rejecting their argument that the issue was not raised in the appeal.

[*P39] Accordingly, the circuit [**23] court erroneously concluded that this court's 2011 opinion only ruled on the issue of whether the LeComptes' use was agricultural. A careful reading of the opinion establishes that this court not only rejected the LeComptes' argument that their horse boarding operation was a permitted agricultural use, but also accepted the Village's argument that the LeComptes' use was not in compliance with the necessary code requirements concerning home occupations as a permitted accessory use. The issue of the LeComptes' noncompliance with the home occupancy provisions of the code was integral to this court's ruling and a mere change in operating hours had no effect on that ruling because it did nothing to address this court's conclusions that (1) the stable was not an accessory building that was subordinate to a principal building, and (2) commercial horse boarding was inconsistent with the overall intent of the zoning code.

[*P40] The facts established that defendants' 30,000 square-foot horse barn contained 45 or more horses whose owners paid monthly rent to defendants. Moreover, the attendant horse trailers, manure trucks, and customer parking lot and vehicles dominated the property and dwarfed defendants' [**24] home. Defendants' inconsequential change in the operating hours of their business had no effect on this court's holding that the horse barn was not an accessory building and its primary use was commercial horse boarding in violation of the zoning code.

[*P41] This court's discussion of the home occupancy provision was not mere *obiter dictum* because even though Oakwood Farm was not a permitted agricultural use, it could have been a legal use if it complied with some other section of the Village's zoning code, like the home occupation section. This court, however, held that Oakwood Farm was not a permitted use because it did not comport with the Village's zoning

code's overall intent and purpose. Central to this court's opinion was the determination that, in order to comply with the zoning code, Oakwood Farm's stables had to be a subordinate, not a primary, use of the property. Because defendants were using the stable for the commercial boarding of horses, which was a primary use and not a subordinate use, it was a use that did not comport with the Village's zoning code. Defendants' alleged compliance with one subsection of the home occupancy provisions concerning the permissible operating hours [**25] for home occupation horse boarding cannot be reconciled with this court's ruling.

[*P42] B. Exhaustion of Administrative Remedies

[*P43] Defendants argue the circuit court correctly dismissed plaintiffs' amended complaint for injunctive relief based on mootness and lack of justiciability because plaintiffs failed to exhaust their administrative remedies. Defendants conceded at oral argument before this court that the circuit court had jurisdiction over plaintiffs' injunctive relief complaint when it was filed. Nevertheless, defendants contend that the issuance of the Schuman letter divested the circuit court of that jurisdiction and required plaintiffs to seek administrative relief by appealing the Schuman letter to the Zoning Board. According to defendants, where the plaintiffs had initiated an appeal of the Schuman letter before the Zoning Board but then abandoned it, they failed to exhaust their administrative remedies and dismissal of their injunctive relief lawsuit was proper.

[*P44] Plaintiffs respond that they were not seeking to appeal an administrative decision; instead they filed a lawsuit under *section 11-13-15* of the Illinois Municipal Code to enjoin defendants' ongoing violation of the Village [**26] zoning code, as determined by the Zoning Board, circuit court, and this court. Plaintiffs argue the circuit court had independent jurisdiction to hear plaintiffs' injunctive relief case under *section 11-13-15* of the Illinois Municipal Code, which empowers adjacent landowners to bring a legal proceeding to enforce laws when the municipality fails or is reluctant to act or acts in a manner contrary to the adjacent landowners' interests. See *Dunlap v. Village of Schaumburg*, 394 Ill. App. 3d 629, 638, 915 N.E.2d 890, 333 Ill. Dec. 819 (2009); *LaSalle National Bank v. Harris Trust & Savings Bank*, 220 Ill. App. 3d 926, 932, 581 N.E.2d 363, 163 Ill. Dec. 412 (1991).

[*P45] Plaintiffs assert that defendants' ongoing

zoning code violation was not a moot issue, and the disputed Schuman letter did not moot the case, divest the circuit court of jurisdiction, or require exhaustion of administrative remedies. Plaintiffs note that it was only after they sought injunctive relief in the courts that defendants solicited the disputed Schuman letter and asserted that plaintiffs must re-litigate the already ruled upon home occupancy issue, which defendants had previously waived at the 2008 Zoning Board hearings. Plaintiffs argue they properly sought court relief pursuant to *section 11-13-15*, [**27] which expressly states that "the court with jurisdiction *** has the power" to resolve complaints under *section 11-13-15*, and nothing in *section 11-13-15* places the resolution of lawsuits to enjoin zoning code violations within the exclusive jurisdiction of administrative agencies. Plaintiffs contend that *section 11-13-15* is its own remedy, makes no mention of exhausting administrative remedies, and cases applying *section 11-13-15* show that it provides a remedy to adjacent landowners outside of the administrative review process. Moreover, plaintiffs assert that the Schuman letter plainly shows the Village has failed to act where there was a clear violation of its own zoning code, as determined by this appellate court in 2011.

[*P46] Plaintiffs also explain that their appeal of the Schuman letter to the Zoning Board was a defensive action, filed out of an abundance of caution. Plaintiffs state that they continued to prosecute the instant lawsuit and challenged the jurisdiction of the Zoning Board, arguing that the doctrines of collateral estoppel and judicial estoppel precluded the Zoning Board from considering the Schuman letter appeal because the Zoning Board was legally barred by this court's [**28] 2011 opinion, which had resolved the same home occupancy matter at issue in the Schuman letter.

[*P47] Because these arguments present only issues of law, our review is *de novo*. See *In re A.H.*, 207 Ill. 2d 590, 593, 802 N.E.2d 215, 280 Ill. Dec. 290 (2003). For the reasons discussed below, we conclude that plaintiffs' choice of remedy was not incorrect and their complaint should not have been dismissed because, under the circumstances of this case, the exhaustion of administrative remedies was not necessary.

[*P48] A justiciable matter is a controversy appropriate for review by the court, in that it is definite and concrete, as opposed to hypothetical or moot. *Owens v. Snyder*, 349 Ill. App. 3d 35, 40, 811 N.E.2d 738, 285

Ill. Dec. 251 (2004). "A moot question is one that existed but because of the happening of certain events has ceased to exist and no longer presents an actual controversy over the interests or rights of the party." *In re Nancy A.*, 344 Ill. App. 3d 540, 548, 801 N.E.2d 565, 279 Ill. Dec. 891 (2003). We agree with plaintiffs that the Schuman letter did not render their injunctive relief claim moot or nonjusticiable where this court ruled in 2011 that defendants' Oakwood Farm was in violation of the zoning code, defendants were still operating their commercial horse boarding facility impermissibly [**29] in an R-1 residential district, and the relief provided in *section 11-13-15* of the Illinois Municipal Code was an available remedy to plaintiffs. This is not a situation where an injunctive relief action was rendered moot because a zoning board had re-zoned the property; all that changed here was defendants' hours of operation at their commercial horse boarding facility.

[*P49] The statutory relief extended to citizens under *section 11-13-15* of the Illinois Municipal Code provides enforcement authority where municipal officials are slow or reluctant to act, or are otherwise not protective of the private citizen's interests. *Dunlap*, 394 Ill. App. 3d 638. However, if there is an ordinance violation, the usual remedy would be to object before the zoning board of appeal. "[A] party aggrieved by administrative action ordinarily cannot seek review in the courts without first pursuing all administrative remedies available to him." *Illinois Bell Telephone Co. v. Allphin*, 60 Ill. 2d 350, 358, 326 N.E.2d 737 (1975). This rule allows full development of the facts before the agency, allows the agency an opportunity to utilize its expertise, and may render judicial review unnecessary if the aggrieved party succeeds before [**30] the agency. *Id.* The exhaustion rule, however, can produce very harsh and inequitable results if strictly applied. *Id.* Consequently, although our courts have required comparatively strict compliance with the exhaustion rule, exceptions have been recognized pursuant to the time-honored rule that equitable relief will be available if the remedy at law is inadequate. *Id.*

[*P50] Illinois courts have recognized several exceptions to the doctrine of exhaustion of administrative remedies. *Castaneda v. Illinois Human Rights Comm'n*, 132 Ill. 2d 304, 308, 547 N.E.2d 437, 138 Ill. Dec. 270 (1989). An aggrieved party may seek judicial review of an administrative decision without complying with the exhaustion of remedies doctrine where the administrative

body's assertion of jurisdiction is attacked on its face and in its entirety on the ground that it is not authorized by statute. *One Way Liquors, Inc. v. Byrne*, 105 Ill. App. 3d 856, 861, 435 N.E.2d 144, 61 Ill. Dec. 655 (1982). A party may also seek judicial review where issues of fact are not presented and agency expertise is not involved. *Canel v. Topinka*, 212 Ill. 2d 311, 321, 818 N.E.2d 311, 288 Ill. Dec. 623 (2004). In addition, where multiple remedies exist before the same administrative agency and at least one has been exhausted, the exhaustion of [**31] remedies rule is not required. *Allphin*, 60 Ill. 2d at 358; *Kuney*, 162 Ill. App. 3d at 857; *Pecora v. County of Cook*, 323 Ill. App. 3d 917, 927-28, 752 N.E.2d 532, 256 Ill. Dec. 652 (2001). Furthermore, exhaustion is not required if the administrative remedy is inadequate or futile or in instances where the litigant will be subjected to irreparable injury due to lengthy administrative procedures that fail to provide interim relief. *Castaneda*, 132 Ill. 2d at 309.

[*P51] Under the circumstances of this case, we hold that exhaustion was unnecessary. Whether the Schuman letter's determination was correct is not the controlling question in the present posture of the case. Nor are we overly concerned with defendants' assertion that they have not yet argued before the Zoning Board that they need only comply with the operating hour requirements specified in subsection 5-3-4(D)(3)(g) for horse boarding home occupations, which predicament is self-induced by their decision to formally waive the home occupation issue during the 2008 administrative proceedings. The problem before us is the procedural snarl brought about by defendants' course of conduct after the plaintiffs properly availed themselves of the relief provided by section 11-13-15 [**32] of the Illinois Municipal Code. Defendants minimize their waiver of the home occupancy issue at the 2008 Zoning Board hearings and magnify the plaintiffs' refusal to proceed, on jurisdiction grounds, with their appeal of the Schuman letter before the Zoning Board.

[*P52] Administrative proceedings had already been held on the Village's cease and desist order against defendants, and plaintiffs had already begun proceedings under section 11-13-15 before defendants revived the home occupancy issue they had previously and explicitly waived at the administrative hearings. It was only after plaintiffs filed this lawsuit for injunctive relief that defendants solicited the Schuman letter from Village officials. As discussed above, the home occupation issue

was part of the Village's argument before the Zoning Board and this court, and no useful purpose would be served by requiring plaintiffs to institute another round of administrative hearings based on subsection 5-3-4(D)(3)(g) of the zoning code. Defendants' latest nuance of the home occupation issue, which is based on the operating hours discussed in subsection 5-3-4(D)(3)(g), is subsumed or rendered irrelevant by this court's 2011 opinion, which [**33] confirmed the cease and desist order and concluded that defendants' commercial horse boarding operation did not qualify as a permitted use under all the relevant provisions of the zoning code, including the permissible use of horse boarding as a home occupation.

[*P53] It would be a strained application of the exhaustion doctrine to force plaintiffs to litigate before the Zoning Board essentially the same home occupation use issue that was formally waived by defendants during the 2008 administrative hearings but refuted anyway by the Village both at the administrative hearing sessions and again on administrative review before this appellate court. It is not reasonable to assume that the Zoning Board would reverse itself and now conclude that defendants' commercial horse boarding operation was a permissible home occupation use in a residential zone, which would be contrary to the Village's positions before the Zoning Board in the 2008 hearing sessions and in the Village's brief on appeal to this court. To insist on the additional useless step of litigating before the Zoning Board the waived and irrelevant issue of home occupancy, which irrelevancy was confirmed in this court's 2011 opinion, [**34] would merely give lip service to a technicality and thereby increase costs and delay the administration of justice, which is the very thing the exhaustion of remedies rule tries to avoid. *Herman v. Village of Hillside*, 15 Ill. 2d 396, 408, 155 N.E.2d 47 (1958).

[*P54] While plaintiffs could have abandoned their lawsuit for injunctive relief and pursued their appeal of the Schuman letter before the Zoning Board, their not doing so, under the circumstances of this case, is not interdictive of the remedy they chose. Plaintiffs chose a remedy most beneficial to them, just as defendants, in proceeding under their revised home occupation argument, chose the course they thought most beneficial to them. The remedy chosen by plaintiffs was appropriate to the predicament confronting them. They were attempting to prohibit a zoning violation which was

declared by the Village, upheld by the Zoning Board, and confirmed by the circuit and appellate courts. Plaintiffs were an aggrieved party and their predicament was exacerbated by defendants acting to derail plaintiffs' properly filed lawsuit by raising before the Village anew the home occupation issue they had formally waived in 2008. Under the circumstances of this case, [*35] plaintiffs' choice of remedy was not incorrect and their complaint should not have been dismissed. This court's 2011 opinion remains in force and defendants cannot evade the effect of that ruling by using their subsequent solicitation of the Schuman letter as a fait accompli-shield to justify their noncompliance with the zoning code or to deprive plaintiffs of relief.

[*P55] Therefore, we find that plaintiffs' injunctive relief complaint was properly before the circuit court,

exhaustion of further administrative remedies was not necessary under the circumstances of this case, and plaintiffs' complaint was erroneously dismissed as moot and nonjusticiable by the circuit court.

[*P56] III. CONCLUSION

[*P57] Under the foregoing circumstances, plaintiffs were not required to exhaust any administrative remedies before proceeding with their injunctive relief action in the circuit court. The judgment of the circuit court dismissing plaintiffs' amended complaint for injunctive relief is reversed and the cause is remanded for further proceedings before the circuit court.

[*P58] Reversed and remanded.

Comparisons of Village Horse Boarding Codes

Is horse boarding considered to be a "Home Occupation" in your village?

Bull Valley	No
Homer Glen	No
Mettawa	No
Wadsworth	No
Wayne	No
Barrington Hills Horse Boarding Amendment	Yes

What permission is required if a resident wishes to board horses in your village?

Bull Valley	Special Use Permit plus \$1,000 annual fee
Homer Glen	None
Mettawa	Special Use Permit
Wadsworth	Conditional Use Permit
Wayne	None
Barrington Hills Horse Boarding Amendment	None

Are there limitations to barn/stable size beyond the total Floor Area Ratio (FAR) of all combined property structures before a Special Use Permit is required?

Bull Valley	No
Homer Glen	Yes
Mettawa	Yes
Wadsworth	Yes
Wayne	Yes
Barrington Hills Horse Boarding Amendment	No

Does your village limit the number of horses kept on a residential property?

Bull Valley	"A reasonable number for family enjoyment"
Homer Glen	Yes, and no more than 3 boarded horses
Mettawa	Yes
Wadsworth	Yes
Wayne	Yes
Barrington Hills Horse Boarding Amendment	No

Use of the words "board" and "boarding" refer to the housing, feeding and caring for horses not owned by the property owner.

BURKE, WARREN, MacKAY & SERRITELLA, P.C.

MEMORANDUM

TO: Village of Barrington Hills

FROM: Burke, Warren, MacKay & Serritella, P.C.

RE: Comparison of Agricultural/Equestrian Zoning Ordinances

DATE: August 18, 2011

Village of Barrington Hills

OVERVIEW: The Village of Barrington Hills permits agricultural uses in all zoning districts but does not consider horse boarding to be an agricultural use. Horse boarding is only permitted in the context of the Home Occupation Ordinance.

1. Definitions:

Agriculture: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture and animal and poultry husbandry (including the breeding and raising of horses as an occupation) and the necessary accessory uses for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities.

Village of Wayne

OVERVIEW: The Village of Wayne's Zoning Ordinance contains a separate Chapter entitled "Equestrian Development and Uses" that deals specifically with commercial and private equestrian uses and facilities and creates a separate zoning district called, "E commercial equestrian". Commercial and private stables can also be special uses in residence districts.

1. Definitions:

Agriculture: The use of twenty (20) acres or more of land for agricultural purposes, including farming, dairying, pasturage, agriculture, horticulture, floriculture, viticulture and animal and poultry husbandry, and the necessary accessory uses for packing, treating, or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities

Village of Mettawa

OVERVIEW: The Village of Mettawa permits small scale boarding in residential districts as an accessory use and larger-scale boarding in residential districts pursuant to a special use permit.

1. Definitions:

Agriculture: All the processes of planting, growing, harvesting or crops in the open excluding the raising and feeding of livestock and poultry, dairy farming, farm buildings, and farm dwellings, and truck gardens, but including, flower gardens, apiaries, aviaries, nurseries, orchard, forestry, non-commercial green houses, and vegetable growing, however, no retail and/or roadside sales shall be permitted.

Stable: A detached accessory building the primary use of which is the keeping of horses

Stable, Private: A building or structure, accessory in nature, which is located on a lot on which a dwelling is located, and which is designed, arranged, used or intended to be used for housing not more than one allowable horse or pony per acre, which horses or ponies are primarily for the use of occupants of the dwelling, but in no event for hire.

Private Stable: A stable in which all horses kept on the premises are owned by the owner of the premises or members of his family, stable hands, and/or bona fide guests.

Semiprivate stable: A stable at which the operator provides for a fee, facilities to owners of horses for boarding care or training of ten (10) or more horses, including instruction in horsemanship. A bona fide sale of a horse shall not be considered to be supplying or renting of a horse by the operator to a member of the public.

2. Accessory Building:

No specific requirements for stables.

2. Accessory Buildings:

Private Stables: Stalls must be a minimum of 10' X 12'. On land between 2 and 3 acres in size, a maximum of 1,070 square feet is permitted. Size of stable increases with each additional acre, for example, a 5 acre parcel would permit a 1,745 square foot stable, up to a maximum of 2,800 square feet for any property, unless the property is over 10 acres and the owner obtains a special use permit.

2. Accessory Buildings:

Accessory buildings intended for the stabling of horses shall contain one stall for each horse and such stall must be a minimum of 11.5' X 11.5' and shall not exceed five (5) stalls without a special use permit.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include agricultural buildings and structures and private stables.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include private stables and noncommercial pursuit of agriculture, provided that no more than four (4) horses shall be kept on a 4-acre lot with one (1) additional horse permitted for each additional 4 acres.

3. Accessory Uses in Residence Districts:

Accessory uses in single-family districts include agriculture use and the keeping of horses not to exceed a certain number based on the property's square footage and further provided that the property must contain at least 80,000 square feet.

4. Special Uses:

No special use required for stabling of horses, which is currently only permitted in the context of the Home Occupation Ordinance.

4. Special Uses:

Special uses include commercial equestrian and commercial stables as well as private equestrian facilities, which are permitted in any zoning district. A special use for a commercial stable requires property containing at least twenty 20 acres. A special use for a private stable requires property containing at least 10 acres.

4. Special Uses:

Special Uses include agricultural buildings and structures including riding arenas and large stables for horses on owner-occupied property with no more than one (1) horse stall permitted per 40,000 square feet of land.

5. Commercial Equestrian District (as of right).

A Commercial stable in this District must be on property containing at least twenty (20) acres. If the horses are kept outside, then no more than one (1) horse per acre is permitted. If the horses are kept indoors, then one stall is required for each horse and such stall shall be a minimum of 12' X 12' with a maximum of 45 stalls and the no more than 100 horses is permitted on any property zoned for a commercial stable.

July 20, 2011

President and Board of Trustees
Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010

RE: Commercial Horse Boarding

Dear President and Trustees:

After many months of discussion of the commercial horse boarding issue in Barrington Hills, we have reached a consensus on a proposed manner of regulating boarding in the Village. We are respectfully requesting that you review and discuss our proposal and if it is acceptable to you, that you refer it back to the Zoning Board of Appeals to conduct a public hearing so that we may make the appropriate recommendation to the Board of Trustees for its adoption. The specific language that we have discussed and are proposing is attached hereto as Exhibit A.

As you are aware, this issue has been under consideration for several years and numerous meetings and discussions have taken place with regard to it. We have had various "white papers" submitted to us by the Equestrian Commission and a number of proposals that have been made by the Legal Committee, the Equestrian Commission and others. We are aware of the situation with Oakwood Farms and the recent holding by the Illinois Appellate Court denying the claim by Oakwood Farms that horse boarding is agriculture and therefore a permitted use.

In 2005, the ZBA recommended and the Board of Trustees approved changes to the Home Occupation Ordinance, which allowed horse boarding as a home occupation. While we considered simply allowing all boarding operations to operate as home occupations, we felt that was not the best approach. Larger boarding operations can have impacts on the surrounding properties. In these circumstances, we are recommending that larger boarding operations should be required to obtain a Special Use Permit. The special use permit requirement would allow the community to have some involvement in whether such operations are appropriate at that particular location and, if so, under what conditions they should operate. As a result, we are suggesting that those facilities that board ten (10) horses or more be regulated as Special Uses. We discussed, at length, requiring stables or barns of a certain size to also obtain a Special Use Permit, but in the end determined that was burdensome and potentially overreaching.

We feel that the attached proposal represents a good balance between preserving and protecting the equestrian nature of the Village while taking into account the concerns of residents who might be impacted by larger boarding facilities.

Very truly yours,

Judith Freeman -- Chairman
Zoning Board of Appeals

cc: Copy to each of the ZBA members

0297610002099447.1

Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

EXHIBIT A

5-2-1 DEFINITIONS

ANIMAL HUSBANDRY: The breeding, raising, training and boarding of domestic livestock.

LIVESTOCK: Horses, cattle, sheep, llamas, alpacas, donkeys and other domestic farm animals that create a similarly limited impact on property and adjoining landowners and occupants, but specifically excluding dogs and cats.

5-3-4 (A) Agriculture: The provisions of this title shall not be exercised so as to impose regulations or require permits with respect to land used or to be used for non-commercial agricultural purposes, except with respect to the erection, maintenance, repair, alteration, remodeling or extension of buildings or structures used or to be used for any agriculture purposed upon such land.

5-3-4(D)(3)(g) Home Occupation: The breeding, raising, training and boarding of livestock is a permitted home occupation subject to the provisions of subsections 3(a) – 3(f), excluding 3(a)(2), 3(b)2, 3(c)(2) and 3(c)4 of this Section 5-3-4(D); provided that no persons engaged to facilitate such boarding, breeding, raising or training other than the immediate family residing on the premises, shall be permitted to carry out their activities except between the hours of six o'clock a.m. and eight o'clock p.m. or sunset, whichever is later, other than in emergency situations. It is further provided that no person engaged to facilitate such boarding, breeding, raising or training shall operate machinery or vehicles on the premises other than passenger cars or light trucks except between the hours of six o'clock a.m. and eight o'clock p.m. or sunset, whichever is later. The harvesting of crops in connection with the breeding, racing, training and boarding of livestock after sunset is permitted under this Section.

5-3-13 REGULATIONS FOR COMMERCIAL HORSE BOARDING:

- (A) **SPECIAL USE:** Commercial horse boarding is a permitted special use in the R1 District within the Village subject to the provision of Section 5-10-7, provided, however, no special use permit for commercial horse boarding shall be granted unless such commercial horse boarding operation also complies with the provisions of this Section 5-3-13.
- (B) **PURPOSE AND INTERPRETATION:** The purpose of this Section 5-3-13, is to provide specific regulations for the operation of commercial horse boarding facilities within the Village. The boarding of horses in the Village is a desirable activity from the point of view of the equestrian community and the Village at large but such activity must be managed in the context of the residential nature of the Village and its desire to maintain the peace, quiet and domestic tranquility within all of the Village's neighborhoods. It is the further intent of this ordinance to regulate the operation of commercial horse boarding facilities so that the general public and neighboring residences will enjoy reasonable freedom from fire hazards, excessive noise, light and traffic and other nuisances.
- (C) **DEFINITIONS:** For purposes of this Section 5-3-13, defined terms shall have the meanings ascribed to them in Section 5-2-1 and this Subsection 5-3-13(C).

BOARDING: The keeping and/or sheltering of horses in which the owners or occupants of the property do not have an ownership interest in exchange for money, provided, however, boarding of horses shall not include a livery stable.

COMMERCIAL HORSE BOARDING: The boarding of ten (10) or more horses.

LIMITED-FACILITY BOARDING: The boarding of nine (9) or fewer horses, which shall be a permitted use without the need for a special use permit, and regulated as a Home Occupation under Section 5-3-4 of the Zoning Code.

LIVERY STABLE: A stable where horses are kept for hire.

PRIVATE STABLE: A barn, stable, arena or other facility where horses owned by the owner or occupant of the property are kept.

(D) FACILITY REQUIREMENTS:

- (i) All buildings, excluding stables, used in connection with commercial horse boarding, shall be considered accessory uses and shall comply with the setback requirements for agricultural buildings and structures.
- (ii) Stables used in connection with commercial horse boarding shall be considered accessory uses and shall comply with the setback requirements for stables.
- (iii) All buildings, including, but not limited to stables, used in connection with commercial boarding shall be considered agricultural buildings for the purpose of building permit review and shall be classified as utility buildings under the BOCA 1990 Building Code, so constructed, equipped and maintained to address fire and safety hazards in accordance with Village Ordinances and the BOCA Building Code.

(E) SCOPE: In the course of reviewing any request for a special use permit required under this Section 5-3-13, the Zoning Board of Appeals may limit the number of horses permitted to be boarded at any one time and shall consider the following factors in its determination: (i) location of the property, (ii) configuration of the property, (iii) character of the surrounding neighborhood, (iv) storm water drainage, (v) vehicular access to the boarding facility, (vi) parking plan, (vii) manure disposal plan, (viii) lighting plan, and (ix) such other factors as the Zoning Board of Appeals may deem appropriate for consideration concerning healthy, safety and welfare of the community and surrounding neighborhood.

(F) SPECIAL USE APPLICATION REQUIREMENTS: In addition to any requirements of Section 5-10-7, an applicant for a special use permit for commercial horse boarding shall submit the following documentation and information:

- (i) A site plan clearly indicating the size, location and setback from property lines of any buildings and other improvements, structures or facilities, such as pasturage, parking areas and riding arenas, intended by the applicant to be used in connection with the operation of a commercial horse boarding facility, as well as the current on-site land uses and zoning, current adjacent land uses and zoning, adjacent roadways, existing and proposed means of access, fencing and landscaping/screening.
 - (ii) Such other additional information necessary to a decision by the Zoning Board of Appeals.
- (G) EXCLUSIONS: Nothing in this Section 5-3-13, shall be construed to apply to private stables or to limited-facility boarding facilities.
- 5-9-3(D)(3) Stables: Notwithstanding the foregoing provisions of this Section 5-9-3 (D), any non-conforming barn, stable, arena or other structure used for an equestrian purpose which is destroyed or damaged by fire or other casualty or other acts of God may be restored or rebuilt to the same extent as existed prior to such fire or other casualty, including any such nonconformity.



Robert Kosin <rkosin@barringtonhills-il.gov>

(no subject)

Marty <mclkn6@aol.com>

Mon, Jan 26, 2015 at 5:34 PM

To: mmclaughlin@barringtonhills-il.gov, clerk@barringtonhills-il.gov, Robert Kosin <rkosin@barringtonhills-il.gov>

**VETO MESSAGE FROM THE VILLAGE PRESIDENT
OF THE VILLAGE OF BARRINGTON HILLS**

January 6,
2014

To the Honorable Trustees of the Village of Barrington Hills:

In accordance with Sections 1-5-4 and 1-5-12 of the Village Code and Sections 3.1-45-5 and 3.1-40-45 of the Illinois Municipal Code, I hereby veto Ordinance No. 14-19 entitled "AN ORDINANCE AMENDING TITLE 5, ZONING REGULATIONS SET FORTH IN CHAPTERS 2, 3 AND 5 REGARDING HORSE BOARDING", which was passed by the Village Board of Trustees on December 15, 2014.

My opposition to this Text Amendment is well known, and I believe supported by a majority of the residents of the Village of Barrington Hills as evidenced by testimony and written submission to the Clerk. I join my fellow residents in being suspect about the reasons for the speed at which the majority of the Zoning Board of Appeals and the Board of Trustees determined to adopt the Text Amendment at issue – particularly when this issue had been the subject of lengthy debate in 2011, but never formally addressed. I believe the only change in circumstance which forced the series of special meetings to adopt the Text Amendment was a change in legal circumstances for one property owner in the Village. This is not a good reason to change the Village Code and its effect on all residents of the Village. The fact that the Text Amendment is to serve only one resident is brutally apparent given the retroactive nature of the Text Amendment.

Our Village working with South Barrington just settled 18 years of legal wrangling with Sears litigation which cost our taxpayers over \$1.5 million dollars. Now, the majority of the Zoning Board of Appeals and the Board of Trustees seem interested in only putting the Village right back, squarely in litigation yet again, because I am sure, like me, that you have heard the repeated threats of litigation should the Village Board adopt the Text Amendment. The temporary Village attorney and special counsel has provided a clear opinion as to the jeopardy a change in the law can cause. Yet, the majority of the Board seems not to care.

Lest there be any question, I want to make clear that I am a supporter of the Village's equestrian heritage. I support horse boarding. But, I do not support this text amendment. I believe we should mirror the countless other municipalities in the State of Illinois and allow large scale horse boarding through the grant of a Special Use Permit. Such a process will allow the Village to remain in authority over the operation of these commercial operations to protect the Village and the neighbors of such operations. The Zoning Board of Appeals recognized the value of the Special Use Approval for horse boarding in 2011, but does not now. One should ask, what has changed that we now are forced to allow commercial horse boarding as of right, by amending the definition of agriculture?

I am firmly opposed to this measure. Accordingly, I must return this Ordinance to the Village Board of Trustees with my veto. Pursuant to Sections 1-5-4 and 1-5-12 of the Village Code and Sections 3.1-45-5 and 3.1-40-45 of the Illinois Municipal Code, I hereby return Ordinance No. 14-19 entitled "AN ORDINANCE AMENDING TITLE 5, ZONING REGULATIONS SET FORTH IN CHAPTERS 2, 3 AND 5 REGARDING HORSE BOARDING", to the next regular meeting of the Village Board of Trustees, occurring not less than 5 day after the date of passage, with the foregoing objections, vetoed in its entirety.

Sincerely,

Martin J. McLaughlin,
Village President, Village of Barrington Hills

Dated: _____

Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

JAMES J. DRURY III, as agent of the)	
Peggy D. Drury Declaration of Trust U/A/D)	
02/04/00, Jack E. Reich and)	
James T. O'Donnell,)	
Plaintiffs,)	
-v-)	No. 15-CH- 3461
-v-)	
VILLAGE OF BARRINGTON HILLS,)	
an Illinois Municipal Corporation,)	
Defendant.)	

AGREED ORDER OF SETTLEMENT

The Court being advised that the Plaintiffs and the Defendant have agreed to a settlement of this action, the terms of which are incorporated below:

A. The Plaintiffs, and each and every one of them, are the individuals named in the Complaint and particularly described in paragraphs 5 and 9 through 16 of the Complaint for Declaratory Judgment and Injunction.

B. The Defendant, Village of Barrington Hills, is an Illinois municipal corporation organized and existing pursuant to the Illinois Municipal Code 65 ILCS 5/1-1 *et seq.* and as such exercises jurisdiction and control over the property subject to this lawsuit.

C. Plaintiffs brought this action *inter alia* pursuant to the Declaratory Judgment Act, 735 ILCS 5/2-701, wherein Plaintiffs sought a declaration of rights regarding the legal validity of the Commercial Horse Boarding Text Amendment (Ordinance No. 14-19 entitled "*An Ordinance Amending Title 5 Zoning Regulations Set Forth In Chapter 2, 3 and 5 Regarding Horse Boarding.*") "Commercial Horse Boarding Text Amendment" attached as Exhibit A to its Complaint and pursuant to the Injunction statute 735 ILCS 5/11-101, requesting this Honorable Court to permanently enjoin the enforcement of the Commercial Horse Boarding Text Amendment. This action for de novo judicial review was brought pursuant to 65 ILCS 5/11-13-25 within ninety (90) days of the date that the Village Board adopted the Commercial Horse Boarding Text Amendment.

D. On June 29, 2015 on Plaintiffs' motion, this Court voluntarily non-suited Counts I and II of the Complaint.

E. Prior to authorizing its attorneys to present this settlement agreement to this Honorable Court the Village Board held a properly noticed Public Hearing/meeting on September 23, 2015 affording all interested persons the opportunity to be heard.

F. The Legal Notice of the Public Hearing was published in the Daily Herald newspaper, a newspaper of general circulation within the Village of Barrington Hills, more than fifteen (15) days prior to said hearing, on September 8, 2015. A copy of the legal notice appearing in the paper is attached hereto as Exhibit A.

G. Notice was also sent via regular mail to all persons who provided their address at any of the meetings conducted by the Zoning Board of Appeals in 2014 in connection with the Public Hearings on the commercial horse boarding text amendment on September 9, 2015. A copy of the Notice to the interested public is attached hereto as Exhibit B.

H. Notice of the public hearing also appeared on the Village's website, not less than 15 days before the public hearing, from September 4, 2015 through September 23, 2015. A copy of the website Notice is attached hereto as Exhibit C.

I. Notice was also sent via regular mail to all Litigants in connection with the instant litigation on September 11, 2015. A copy of the Notice to the Litigants is attached hereto as Exhibit D.

J. Notice was also sent via electronic mail to all Attorneys of record for all of the Litigants in connection with the instant litigation regarding the commercial horse boarding text amendment on September 11, 2015. A copy of the Notice to the Attorneys for the Litigants is attached hereto as Exhibit E.

K. The Village Board, at properly noticed Village Board Meetings, after careful deliberations in Executive Session under the pending litigation exception to the Open Meetings Act, 5 ILCS 120/2(c)11 on September 28, 2015 and again on October 26, 2015, in Executive Session and thereafter, in Open Session, voted to settle this matter on the terms and conditions set forth in this Agreed Order of Settlement.

L. The Court finds that it has jurisdiction of all of the Parties and the subject matter herein and it has the authority to enter this Agreed Order.

M. The Plaintiffs and the Defendant agree that it is in their best interests and the best interests and the best interests of the residents of the Village that this matter be fully and fairly resolved, without any further resort to the Court for relief.

WHEREFORE, the Parties adopt the preambles set forth above as if fully set forth herein and adopt the following terms and conditions as their Agreed Order of Settlement and acknowledge that the same are supported by sufficient consideration:

1. The Plaintiffs and the Defendant agree that this Agreed Order constitutes a final and binding order with respect to the Village pertaining to the Commercial Horse Boarding Text Amendment.

Defendant judicially admits as follows:

- a. Count III of Plaintiffs' Complaint states a viable cause of action.
- b. The Village Board, after careful analysis and upon closer scrutiny has determined that the Commercial Horse Boarding Text Amendment, on the date of entry of this Agreed Order and at the time of its adoption, bears no rational relationship to the public health, safety, comfort, morals or general welfare and is otherwise unlawful, in that it alters the residential character of the Village, does not take into consideration the impact of large scale commercial horse boarding on the character of the Village, it does not consider the effect of such on the residential roadways within the Village, relative to traffic in residential areas and the detrimental effect of large trucks on the Village roadways, does not take into consideration the potential noise implications of large scale commercial horse boarding on the residential character of the Village, does not impose a limitation on the number of commercial horse boarding facilities within the Village and has a potentially negative impact upon property values within the Village, among other things.
- c. The Commercial Horse Boarding Text Amendment is at the time of entry of this Agreed Order and was at the time of its adoption unreasonable, unlawful, and null and void *ab initio*, due to said Commercial Horse Boarding Text Amendment being inconsistent with the standards contained in the Village Ordinance as alleged in paragraph 132 of the Complaint.
- d. The Village, its officers, agents, servants and employees are permanently enjoined from enforcing the terms of the Commercial Horse Boarding Text Amendment.

3. The Attorneys for the Plaintiffs have represented to the Court that they are authorized by all of the named Plaintiffs to enter into this Agreed Order of Settlement; said Attorneys have explained the terms and conditions of this Agreed Order of Settlement to all of the named Plaintiffs; and that said named Plaintiffs have affirmed to said Attorneys that they understand the contents herein and agree to the terms and conditions contained herein.

4. The Attorneys for the Defendant have represented to the Court that they are authorized by the corporate authorities of the Village to enter into this Agreed Order of Settlement and that the Village has the authority to enter into this Agreed Order of Settlement.

5. The Plaintiffs and the Defendant agree that none of the Parties to this proceeding shall recover of and from any other party any costs which such party has sustained in connection with this cause. All such costs having been paid and shall remain with and be taxed to the party which has heretofore incurred such costs.

IT IS HEREBY ORDERED THAT:

A. The recitals set forth above are incorporated herein by reference in their entirety and made part hereof.

B. The Commercial Horse Boarding Text Amendment is null and *void ab initio*.

C. Counts I and II are hereby voluntarily dismissed, with prejudice.

D. Judgment is entered on Count III, against the Village pursuant to the terms of this Order.

F. This Court shall retain jurisdiction of the above-entitled action for the purpose of construing, implementing and enforcing the provisions of this Settlement Agreement.

DATED: November ____, 2015

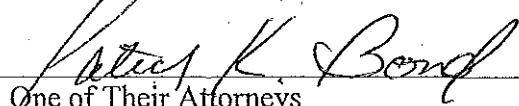
ENTER:

Honorable Judge David Adkins

AGREED:

VILLAGE OF BARRINGTON HILLS

By: _____


One of Their Attorneys

Patrick Bond (ARDC No. 6193855)

BOND AND DICKSON

400 S. Knoll Street, Unit C

Wheaton, IL 60187

Phone: (630)681-1000

patrickbond@bond-dickson.com

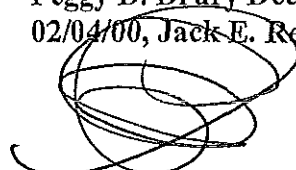
AGREED:

JAMES J. DRURY III, as agent of the

Peggy D. Drury Declaration of Trust U/A/D

02/04/00, Jack E. Reich and James T. O'Donnell

By: _____


One of their attorneys

Thomas R. Burney (ARDC No. 0348694)

Law Office of Thomas R. Burney, LLC

40 Brink Street

Crystal Lake, IL 60014

Phone: (815)459-8800

Fax: (815) 459-8429

Village of Barrington Hills
Special Village Board
Public Meeting Notice

The Village Board of Trustees, in February 2015, amended the Village Code to regulate large scale commercial horse boarding operations through a Text Amendment to the Village Code. Previously, horse boarding was regulated under the Home Occupation provisions of the Code. Since the adoption of the Amendment, a lawsuit has been filed challenging the Text Amendment. The Village Board is committed to permitting commercial horse boarding and equestrian activities within the Village. The Board is deliberating the current regulatory scheme in an effort to determine the most appropriate method to regulate large scale commercial horse boarding operations in such a way as to preserve the existing character of the community. The Board is exploring all of the Village's options, including the possible settlement of the pending litigation.

The Village Board is seeking input from the public on this issue at a Special Village Board Meeting, scheduled for Wednesday, September 23, 2015 at 6:30 p.m. at Countryside Elementary School, located at 205 West County Line Road, Barrington, IL, to provide comment. If you are unable to attend, please feel free to e-mail written comments to clerk@vbhll.gov by September 22, 2015.

Please go to vbhll.gov/news.html for more information, including viewing a copy of the lawsuit in the case entitled, James J. Drury III v. Village of Barrington Hills, Case No.: 2015 CH 3461.

VILLAGE OF
BARRINGTON HILLS
BOARD OF TRUSTEES
AGENDA

Special Called Meeting
Wednesday, September 23,
2015, 6:30 p.m.

Countryside
Elementary School
205 West County Line Road,
Barrington Hills, Illinois.

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF

ALLEGEANCE

IV. PUBLIC COMMENT:
REGARDING THE PO-
TENTIAL SETTLEMENT
OF PENDING LITIGA-
TION, JAMES J. DRURY
III V. VILLAGE OF BAR-
RINGTON HILLS, CASE
NUMBER: 2015 CH 03461,
CHALLENGING THE CUR-
RENT ZONING FOR
HORSE BOARDING AND
TRAINING FACILITIES IN
THE VILLAGE OF BAR-
RINGTON HILLS RESULT-
ING FROM THE 2015 TEXT
AMENDMENT

(All persons wishing to speak shall state their names before offering comment. Commentary shall be limited to 3 minutes or such other time as the Board of Trustees may set. After speaking, speakers shall remain at the podium for any questions from the Village President or Village Trustees, if requested.)

V. ADJOURNMENT
Published in Daily Herald
September 8, 2015 (4418608)

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the DAILY HERALD. That said DAILY HERALD is a secular newspaper and has been circulated daily in the Village(s) of Algonquin, Antioch, Arlington Heights, Aurora, Barrington, Barrington Hills, Lake Barrington, North Barrington, South Barrington, Bartlett, Batavia, Buffalo Grove, Burlington, Campton Hills, Carpentersville, Cary, Deer Park, Des Plaines, South Elgin, East Dundee, Elburn, Elgin, Elk Grove Village, Fox Lake, Fox River Grove, Geneva, Gilberts, Grayslake, Green Oaks, Gurnee, Hainesville, Hampshire, Hanover Park, Hawthorn Woods, Hoffman Estates, Huntley, Inverness, Island Lake, Kildeer, Lake Villa, Lake in the Hills, Lake Zurich, Libertyville, Lincolnshire, Lindenhurst, Long Grove, Mt. Prospect, Mundelein, Palatine, Prospect Heights, Rolling Meadows, Round Lake, Round Lake Beach, Round Lake Heights, Round Lake park, Schaumburg, Sleepy Hollow, St. Charles, Streamwood, Tower Lakes, Vernon Hills, Volo, Wauconda, Wheeling, West Dundee, Wildwood, Sugar Grove, North Aurora

County(ies) of Cook, Kane, Lake, McHenry

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

I further certify that the DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 8, 2015 in said DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

BY

Laurel Baltz
Authorized Agent

Control # 4418608

EXHIBIT

Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

Village of Barrington Hills
Special Village Board
Public Meeting Notice

The Village Board of Trustees, in February 2015, amended the Village Code to regulate large scale commercial horse boarding operations through a Text Amendment to the Village Code. Previously, horse boarding was regulated under the Home Occupation provisions of the Code. Since the adoption of the Amendment, a lawsuit has been filed challenging the Text Amendment. The Village Board is committed to permitting commercial horse boarding and equestrian activities within the Village. The Board is deliberating the current regulatory scheme in an effort to determine the most appropriate method to regulate large scale commercial horse boarding operations in such a way as to preserve the existing character of the community. The Board is exploring all of the Village's options, including the possible settlement of the pending litigation.

The Village Board is seeking input from the public on this issue at a **Special Village Board Meeting**, scheduled for **Wednesday, September 23, 2015 at 6:30 p.m. at Countryside Elementary School**, located at 205 West County Line Road, Barrington, IL, to provide comment. If you are unable to attend, please feel free to e-mail written comments to clerk@vbhil.gov by September 22, 2015.

Please go to vbhil.gov/news.html for more information, including viewing a copy of the lawsuit in the case entitled, *James J. Drury III v. Village of Barrington Hills*, Case No.: 2015 CH 3461

EXHIBIT

Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

Village of Barrington Hills
Special Village Board
Public Meeting Notice

The Village Board of Trustees, in February 2015, amended the Village Code to regulate large scale commercial horse boarding operations through a Text Amendment to the Village Code. Previously, horse boarding was regulated under the Home Occupation provisions of the Code. Since the adoption of the Amendment, a lawsuit has been filed challenging the Text Amendment. The Village Board is committed to permitting commercial horse boarding and equestrian activities within the Village. The Board is deliberating the current regulatory scheme in an effort to determine the most appropriate method to regulate large scale commercial horse boarding operations in such a way as to preserve the existing character of the community. The Board is exploring all of the Village's options, including the possible settlement of the pending litigation.

The Village Board is seeking input from the public on this issue at a **Special Village Board Meeting**, scheduled for **Wednesday, September 23, 2015 at 6:30 p.m. at Countryside Elementary School**, located at 205 West County Line Road, Barrington, IL, to provide comment. If you are unable to attend, please feel free to e-mail written comments to clerk@vbhil.gov by September 22, 2015.

Please go to vbhil.gov/news.html for more information, including viewing a copy of the lawsuit in the case entitled, *James J. Drury III v. Village of Barrington Hills*, Case No.: 2015 CH 3461

VILLAGE OF BARRINGTON HILLS
BOARD OF TRUSTEES

AGENDA

Special Called Meeting
Wednesday, September 23, 2015, 6:30 p.m.
Countryside Elementary School
205 West County Line Road, Barrington Hills,
Illinois.

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGEANCE

IV. PUBLIC COMMENT: REGARDING THE
POTENTIAL SETTLEMENT OF PENDING
LITIGATION, JAMES J. DRURY III v. VILLAGE OF
BARRINGTON HILLS, CASE NUMBER: 2015 CH
03461, CHALLENGING THE CURRENT ZONING
FOR HORSE BOARDING AND TRAINING
FACILITIES IN THE VILLAGE OF BARRINGTON
HILLS RESULTING FROM THE 2015 TEXT
AMENDMENT

(All persons wishing to speak shall state their
names before offering comment. Commentary
shall be limited to 3 minutes or such other time
as the Board of Trustees may set. After
speaking, speakers shall remain at the podium
for any questions from the Village President or
Village Trustees, if requested.)

V. ADJOURNMENT

Village of Barrington Hills
Special Village Board
Public Meeting Notice

The Village Board of Trustees, in February 2015, amended the Village Code to regulate large scale commercial horse boarding operations through a Text Amendment to the Village Code. Previously, horse boarding was regulated under the Home Occupation provisions of the Code. Since the adoption of the Amendment, a lawsuit has been filed challenging the Text Amendment. The Village Board is committed to permitting commercial horse boarding and equestrian activities within the Village. The Board is deliberating the current regulatory scheme in an effort to determine the most appropriate method to regulate large scale commercial horse boarding operations in such a way as to preserve the existing character of the community. The Board is exploring all of the Village's options, including the possible settlement of the pending litigation.

The Village Board is seeking input from the public on this issue at a **Special Village Board Meeting**, scheduled for **Wednesday, September 23, 2015 at 6:30 p.m.** at **Countryside Elementary School**, located at 205 West County Line Road, Barrington, IL, to provide comment. If you are unable to attend, please feel free to e-mail written comments to clerk@vbhil.gov by September 22, 2015.

Please go to vbhil.gov/news.html for more information, including viewing a copy of the lawsuit in the case entitled, *James J. Drury III v. Village of Barrington Hills*, Case No.: 2015 CH 3461

VILLAGE OF BARRINGTON HILLS
BOARD OF TRUSTEES

AGENDA

Special Called Meeting
Wednesday, September 23, 2015, 6:30 p.m.
Countryside Elementary School
205 West County Line Road, Barrington Hills,
Illinois.

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGEANCE

IV. PUBLIC COMMENT; REGARDING THE
POTENTIAL SETTLEMENT OF PENDING
LITIGATION, JAMES J. DRURY III v. VILLAGE OF
BARRINGTON HILLS, CASE NUMBER: 2015 CH
03461, CHALLENGING THE CURRENT ZONING
FOR HORSE BOARDING AND TRAINING
FACILITIES IN THE VILLAGE OF BARRINGTON
HILLS RESULTING FROM THE 2015 TEXT
AMENDMENT

(All persons wishing to speak shall state their
names before offering comment. Commentary
shall be limited to 3 minutes or such other time
as the Board of Trustees may set. After
speaking, speakers shall remain at the podium
for any questions from the Village President or
Village Trustees, if requested.)

V. ADJOURNMENT

EXHIBIT

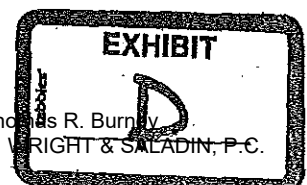
Submitted by Thomas R. Boney
ZANCK, CO. WRIGHT & SALADIN, P.C.

Village of Barrington Hills
Special Village Board
Public Meeting Notice

The Village Board of Trustees, in February 2015, amended the Village Code to regulate large scale commercial horse boarding operations through a Text Amendment to the Village Code. Previously, horse boarding was regulated under the Home Occupation provisions of the Code. Since the adoption of the Amendment, a lawsuit has been filed challenging the Text Amendment. The Village Board is committed to permitting commercial horse boarding and equestrian activities within the Village. The Board is deliberating the current regulatory scheme in an effort to determine the most appropriate method to regulate large scale commercial horse boarding operations in such a way as to preserve the existing character of the community. The Board is exploring all of the Village's options, including the possible settlement of the pending litigation.

The Village Board is seeking input from the public on this issue at a **Special Village Board Meeting**, scheduled for **Wednesday, September 23, 2015 at 6:30 p.m.** at **Countryside Elementary School**, located at 205 West County Line Road, Barrington, IL, to provide comment. If you are unable to attend, please feel free to e-mail written comments to clerk@vbhil.gov by September 22, 2015.

Please go to vbhil.gov/news.html for more information, including viewing a copy of the lawsuit in the case entitled, *James J. Drury III v. Village of Barrington Hills*, Case No.: 2015 CH 3461





BOND DICKSON
ATTORNEYS AT LAW

September 11, 2015

VIA E-MAIL TRANSMISSION

Mr. Thomas Burney
Law Offices of Thomas Burney
40 Brink Street
Crystal Lake, Illinois 60014

Mr. James P. Kelly
Matuszewich & Kelly, LLP
101 N. Virginia Street, Suite 150
Crystal Lake, Illinois 60014

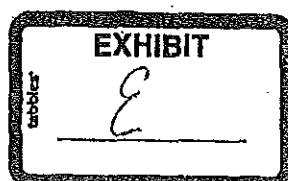
Mr. Terrence J. Freeman
Law Offices of Terrance J. Freeman, P.C.
1250 Grove Avenue, Suite 200
Barrington, Illinois 60010

Patrick Fitzgerald
Mark E. Rakoczy
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
155 North Wacker Drive
Chicago, Illinois 60606

Re: *Drury v. Village of Barrington Hills*
Case No. 2015 CH 03461
Our File No. 14-1056

Gentlemen:

As you may be aware, Bond, Dickson & Associates, P.C. represents the Village of Barrington Hills. In connection with that representation, the Village Board has been assessing its legal options relative to the above referenced matter. In order to assist the Board of Trustees in determining the appropriate course of action for the Village, there will be a Special Village Board Meeting held on Wednesday, September 23, 2015, at 6:30 p.m. at Countryside Elementary School, located at 205 W. County Line Road in Barrington Hills. The Village Board will be seeking input from the Public to guide its decision relative to analyzing the possibility of settling the pending litigation as well as alternate ways of regulating commercial horse boarding operations.



Submitted by Thomas R. Burney
ZANCK, COEN, WRIGHT & SALADIN, P.C.

Drury v. Village of Barrington Hills
September 11, 2015
Page 2

A copy of the Meeting Notice was published in the Daily Herald Newspaper, along with the Agenda for said Meeting. The Meeting Notice and Agenda are posted on the Village website and were included in the Village Newsletter. In addition thereto, each person who participated in or attended the various Public Hearings on the Commercial Horse Boarding Text Amendment before the Zoning Board of Appeals and the Village Board were provided a copy of the Meeting Notice and Agenda. Each of your respective Clients was provided with notice from the Village relative to the Meeting Notice and the Agenda.

As a courtesy, I am providing you herewith a copy of the Special Village Board Public Meeting Notice and the Agenda for said Special Called Meeting. The Board will not be deliberating on this matter at the Special Meeting. The board will simply be receiving input from the public as set forth above.

Should you have any questions regarding this Meeting, please feel free to contact me.

Very truly yours,

BOND, DICKSON & ASSOCIATES, P.C.

/s/ Patrick K. Bond

Patrick K. Bond

PKB/amo
Attachments

Public Comment for the Zoning Board of Appeals Meeting Scheduled for July 18, 2016, and Continued to August 1, 2016

I am J.R. Davis, Chairman of Barrington Hills Farm, and a resident of the Village of Barrington Hills. I am speaking on behalf of myself, a landowner and resident of Barrington Hills, and as Chairman of Barrington Hills Farm, a 602-acre tract of land in the northwest corner of Barrington Hills, originally owned by Alex and Barbara MacArthur as Strathmore Farms, and then by Fritz Duda. First, we want to thank each of you for your volunteer service on the Zoning Board of Appeals. Thank you for serving our community.

On behalf of Barrington Hills Farm and the greater Barrington Hills equestrian community, I respectfully request that the Zoning Board of Appeals ("ZBA") table its consideration of the Zoning Ordinance text amendment submitted by Mr. James J. Drury III, until it has completed the process it set forth in its June 20, 2016 meeting. I request that the ZBA continue tonight's meeting by discussing the history of horse boarding in the Village as the ZBA set forth in its June 20, 2016 meeting as the first step in this process.

In furtherance of this request, I would like to take this opportunity to provide you with some historical information. First, the Village has continually represented itself as an equestrian community. This proposition is evidenced on the Village's website, which prominently states "The Village of Barrington Hills: A unique rural equestrian community . . . an oasis of another time." It is evidenced in the Village's Comprehensive Plan, which was amended and adopted most recently in 2008. The Comprehensive Plan states, "Barrington Hills is a community of residents acting as stewards for a quiet, secure and natural environment, unique within the Chicago metropolitan area, which supports the long term, sustainable use of property for equestrian-oriented, open countryside living. One characteristic which distinguishes

Barrington Hills from other [] communities is its equestrian tradition.” The Plan also describes the existing conditions as follows: “[m]ost residences are located on individual lots of five (5) or more acres, many for an equestrian lifestyle and for the appreciation of tradition of equestrian activities associated with these five acre lots.” Consistent with these representations, the Village Code provides for horse boarding on property within the Village and in 2015, adopted additional regulations regarding the boarding and training of horses. (See Village Code 5-3-4(A).) Since that 2015 horse boarding text amendment was adopted on February 23, 2015, the Village of Barrington Hills has received zero complaints regarding horse boarding activities in the Village.¹

As a member of the Village, this issue is very important to me, and to Barrington Hills Farm. Barrington Hills Farm acquired a substantial portion of land in and adjacent to the Village with the intention of boarding horses for two non-profit organizations, the Hooved Animal Rescue & Protection Society of Barrington, Illinois (“HARPS”) and Veterans R&R. HARPS is a non-profit organization that takes in, rehabilitates, and finds new homes for horses and other hooved animals that have been abused and neglected by their owners. Veterans R&R is a non-profit organization that works to improve the lives of Veterans and Active Duty Military members. Barrington Hills Farm invested significant money and effort based on the Village’s identity as an equestrian community and the current ordinances in the Village Code. Barrington

¹ On June 28, 2016, Barrington Hills Farm, through its attorneys, submitted a Freedom of Information Request to the Village seeking, “Any and all complaints sent to the Village of Barrington Hills (the “Village”) regarding horse boarding activities between February 23, 2015 and today. For purposes of this request, the Village includes all Village personnel, Village representative bodies, and members of those representative bodies, including but not limited to: the Village Board, the Village Board Members (Colleen Konicek Hannigan, Fritz Gohl, Michael Harrington, Bryan C. Croll, Michell Nagy Maison, and Brian D. Cecola), the Village President (Martin J. McLaughlin), the Village Zoning Board of Appeals Members (Daniel Wolfgram, David Sticper, Richard Chambers, Jim Root, Jan C. Goss, Debra Buettner, and Patrick J. Hennelly), the Village Clerk (Anna Paul), the Director of Administration (Robert Kosin), and any past Village Board Member or Zoning Board of Appeals Member, during that time period he/she was serving the Village.” On July 15, 2016, the Village’s attorneys responded to this request stating, “To confirm, the Village does not have any records responsive to item 1 (complaints regarding horse from February 23, 2015 to present).”

Hills Farm is committed to providing a benefit to the community at large and to veterans. This commitment is compatible with the Village's Comprehensive Plan and the current Village Code. Both the Village's longstanding image as an equestrian community, and Barrington Hills Farm's purpose in acquiring land in Barrington Hills, will be devastated by the proposed amendment.

Tonight, I hope that you will continue to delve into the Village's equestrian roots, and listen to the voices of your community. I urge you to table any discussion regarding amendments to the text of the horse boarding portions of the Village Code until you have completed this process.

However, should you continue discussion of the Drury Amendment tonight, there are two fundamental problems with this amendment that you must recognize. First, this amendment was initiated to advance the interests of an individual, not the public at-large. Under Section 5-10-6 (F) of the Village Code, "The Zoning Board of Appeals shall not recommend the adoption of a proposed amendment unless it finds that the adoption of such an amendment is in the public interest and is not solely for the interest of the applicant." The proposed amendment seeks to repeal Village Ordinance 14-19, which was passed by the Village Board of Trustees on February 23, 2015, to expressly delineate the rights and obligations involved with boarding horses on R-1 property in the Village. However, as I stated before, there have been no complaints regarding horse boarding since the 2015 ordinance was enacted, and there has been no evidence that this amendment was initiated to serve the interests of the general public. Further, the property owner proposing this amendment is currently engaged in two separate lawsuits regarding horse boarding activities in the Village. This amendment advances the individual interests of Mr. Drury, and will not further the public interest. Because this amendment does not advance the public interest, it should not be recommended.

Second, this text amendment, initiated by a single Village resident diminishes the property rights of all other R-1 property owners in the Village. I ask that the ZBA consider whether it is appropriate for one resident to initiate a text amendment that will diminish the property rights of multiple other landowners, but that appears to have no adverse effect on this resident's own property. I also ask that the ZBA delineate the underlying authority that allows an individual resident to propose such an amendment to the Village Code. Without this requisite authority, Mr. Drury's amendment should not be considered by the ZBA.

I urge each of you to consider the Village's longstanding commitment to equestrian uses, and our interest as residents in maintaining the current Village Code provisions regarding horse boarding. Please do not deviate from your past plans to advance the interests of a single property owner. Instead, listen to your constituents and take the time to hear from the appropriate Village entities. I urge you to table this proposed amendment to the Village Code.

Thank you.

To the Village of Barrington Hills' Zoning Board of Appeals:


On behalf of Barrington Hills Farm and the greater Barrington Hills equestrian community, I write to respectfully request that the Zoning Board of Appeals ("ZBA") table its consideration of the Zoning Ordinance text amendment recently submitted by Mr. James J. Drury III (the "Drury Amendment"), which is currently scheduled for a public hearing and vote at the August 1, 2016 ZBA Meeting.

The Drury Amendment was proposed in May of 2016 and was first addressed at the June 20, 2016 ZBA Meeting. During that meeting, the ZBA indicated that it would hold a public hearing on the Amendment in September. In an effort to gather information that would help inform the ZBA's consideration of the Amendment, Barrington Hills Farm—an organization committed to maintaining the Village's equestrian vision by providing educational seminars for new and veteran horse owners—submitted a request under the Illinois Freedom of Information Act, 5 ILCS 140/1, *et seq.*, seeking, among other things, (1) all complaints sent to the Village regarding horse boarding activities since the enactment of Village Ordinance 14-19 (a 2015 Zoning Ordinance that clarified residents' rights to board horses on their property), and (2) all documents, correspondence, or other materials reflecting communications to or from the Village regarding Barrington Hills Farm.

The hearing on the Drury Amendment is now less than two business days away, and the Village still has not yet provided a complete production in response to the FOIA requests that Barrington Hills Farm submitted over a month ago. Barrington Hills Farm does not know whether the remaining records will be of consequence, but the ZBA should not be forced to proceed where additional records may be material to its decision. Barrington Hills Farm thus respectfully urges the ZBA to table the consideration of the Drury Amendment until the Village has completed its FOIA production. Postponing a vote on the Amendment will not prejudice any party, and will ensure that the ZBA has the opportunity to consider all relevant information before resolving an issue of great importance to Barrington Hills community members.

Thank you for your consideration and your continued service to our community.

Sincerely,



J.R. Davis
Barrington Hills Farm

PUBLIC COMMENTS FOR THE BARRINGTON HILLS ZONING BOARD
OF APPEALS MEETING SCHEDULED FOR JULY 18, 2016, AND
CONTINUED TO AUGUST 1, 2016

My name is Pearl Zager. I am an attorney with the firm of Vedder Price, and I represent Barrington Hills Farm. Barrington Hills Farm is the organization that acquired the 600 acres known as the “Duda property” in 2014.

Barrington Hills Farm has an interest in this amendment because some of the land it acquired is still within the boundaries of the Village, and all of its land is within the peripheral planning zone for purposes of the Village’s Comprehensive Plan. Also, one of the intended uses of the property acquired by Barrington Hills Farm is the construction of an equestrian facility with adjacent pasture and farm land for use by the Hooved Animal Rescue and Protection Society (HARPS) and Veterans R&R. Barrington Hills Farm views this use as complimentary to the equestrian activity in the Village and expects the equestrian community to be among the supporters of these charitable organizations.

Barrington Hills Farm believes that the Zoning Code text amendment proposed by James J. Drury III is flawed for several reasons.

1. Given that there have not been any complaints to the Village about horse boarding operations since the latest Zoning Code amendment governing horse boarding was adopted in 2015, it is not clear what issues the amendment is intended to address or what constituency it is serving.
2. Many of the provisions of the proposed amendment do not make sense from a practical point of view. For example, in proposed Zoning Code section 5-3-4(D)3(g), regarding boarding horses and training horses and riders as a permitted home occupation:

(a) Only the immediate family of the home owner who reside on the premises are allowed to carry out the functions of boarding and training horses and their riders before 8 am and after 8 pm or sunset, whichever is later. The person who owns the boarded horse cannot feed or groom the horse or muck the stall herself unless she does it between the hours of 8 am and 8 pm or sunset. For the horse owner who is employed in downtown Chicago or elsewhere and has a long commute and a long workday, this provision eliminates any early morning opportunities to perform those functions. This restriction to family members who reside on the premises means the adult son or daughter who participates in the home occupation but no longer lives with mom and dad cannot handle any of the boarding or training duties except during those prescribed hours. This restriction precludes the home owners’ family from taking a vacation together and having a third party (whether a paid employee or friendly volunteer) care for the animals in their absence on a 24/7 basis.

(b) No vehicles or machinery, except those owned by the immediate family of the home owner who reside on the premises, may be operated on the premises except between hours of 8 am and 8 pm or sunset. This means the home owners cannot employ non-family members or non-resident family members to do any of the early morning boarding work if the non-family or non-resident family workers use their own vehicles or equipment. However, the non-family

and non-resident family workers can operate any of the vehicles and machinery owned by the immediate family who resides on the premises at any time of day or night. This restriction cannot be intended to address a noise issue, as a family-owned tractor makes the same amount of noise as the same tractor owned by a third party.

(c) If the aim of the vehicle restriction is to reduce traffic on the Village roads, is there empirical evidence that the vehicles and machinery operated and transported by third party boarding service and product providers are more burdensome on the roads in the Village than all of the other service and product deliveries that home owners (with and without horses) use on a daily basis? Consider that many home owners hire outside cleaning services, landscapers, personal trainers, caterers, repairmen, home remodelers or order products delivered by UPS or Federal Express, all of which use the same roads.

(d) There are various degrees of boarding contract terms. These more restrictive provisions may adversely affect the home owners' ability to enter into a boarding contract that is less than a full service agreement, where there is an adjustment on the price in consideration for the non-resident horse owner performing some of the boarding functions, if the non-resident horse owner is not regularly available during the permitted hours.

(e) Conversely, the home owner who does not board anyone else's horses, but who has the same number of horses, can hire anyone he wants, family or not, and operate any vehicle or machinery on the premises to carry out any of the same functions that the boarding operation does before 8 am and after 8 pm or sunset. The public interest purpose of these proposed amendments reducing the hours during which boarding and training facilities may conduct specific activities and expanding the people and activities that are restricted is not clear.

3. There is no need to distinguish "commercial" boarding operations. There are other Village codes in place governing septic system requirements and animal waste management (as noted in the existing provisions of Zoning Code Section 5-3-4 (A)2(iii)). Title 7 of the Village Code is sufficient to regulate nuisances and other health concerns, such as noise, light pollution, manure disposal and odor issues with any horse boarding operations, regardless of size or type of ownership.

4. The special use provisions in Section 5-10-7 of the proposed amendment have the effect of precluding the existence or continuation of any horse boarding that falls within the proposed definition of "Commercial Boarding". The proposed special use permit expires after 5 years. There is no incentive to invest the capital required to operate a horse boarding facility if the owner has no certainty that he/she will be able to continue operating after 5 years, even if he/she is in compliance with all applicable codes and regulations. It also eliminates any value of the horse boarding operation as a going concern for anyone who does obtain the special use permit, leaving the owner with nothing to sell at the end of the 5 year term except a pile of used equipment.

5. The conservation, health and welfare issues that the proposed amendment appears to attempt to address are not dependent on the ownership of the horses. The number of horses, the size of the land, and the design and operation of the facilities and equipment are the relevant factors. Those are issues that need to be addressed in tandem with other departments in the

Village and other sections of the Village Code. The Zoning Code should not be used to circumvent a comprehensive, integrated approach to any known issues or future planning goals.

6. If the purpose for amending the horse boarding provisions of the Village Code is more global and intended to address and implement some of the visions in the Village's Comprehensive Plan, then it does not seem appropriate for the ZBA to accept, without broad public input and an appropriate time line, a proposed amendment prepared by one private resident. If this is the purpose, then the ZBA should be investigating other communities approaches to horse boarding, as it did through its prior Village attorneys in 2011, as well as other similarly situated equestrian communities across the country. It should be researching best practices for conserving equestrian land and natural resources and balancing those goals. This information is readily available from professionals in the field, like John Blackburn of Blackburn Architects, whom Barrington Hills Farm has employed to design the equestrian facility that will be used by HARPS and the Veterans R&R. Mr. Blackburn writes and blogs extensively on barn design and equestrian land management and is the author of Healthy Barns by Design. He addresses issues such as the environmental impact of facilities on soil and water and waste management in his planning. Information on other communities' equestrian property regulations are available from equestrian societies like the national Equine Land Conservation Resource, an organization on which Mr. Blackburn and Dawn Davis, a resident of Barrington Hills, serve as directors.

For these reasons, Barrington Hills Farm believes that the Zoning Code text amendment proposed by Mr. Drury does not advance the public interest and should not be recommended.

WASHINGTON, DC

1820 N STREET NW
WASHINGTON, DC 20036
(202) 337-1755 PHONE
(202) 337-5271 FAX

SAN FRANCISCO

50 CALIFORNIA STREET
SUITE 1500
SAN FRANCISCO, CA 94111
(415) 439-5203 PHONE
(415) 439-5299 FAX

www.blackburnarch.com

Letter to Barrington Hills Zoning Board of Appeals July 30, 2016

Introduction

I am John Blackburn senior principal and founder of Blackburn Architects, a firm specializing in equestrian design with over 30 years of experience. I am a licensed architect in the state of Illinois and have designed and constructed an equestrian facility in Barrington Hills, Angel Grace Farm, for Dennis and Stacey Barsema. My firm has designed over 200 equestrian facilities located in over 30 states ranging in size from small private horse barns (of 5 horses or less on 5 acres) to larger facilities with both private and public stabling of multiple horses many with 50 or more horses on hundreds of acres of land. I have worked in many communities with issues similar to those facing Barrington Hills today.

I am also the author of the book, Healthy Stables by Design, which focuses on the design of equine facilities that provide a healthy environment for horses as it balances the horse's needs with the owner's goals and the demands of the site. The "site" as I describe in my book refers to the property on which the facility is built, the community in which it is located, the specific environmental conditions in the area as well as the building and zoning codes and other land restrictions that can often limit or prevent equine activities, purposefully or otherwise. My design philosophy has been to demonstrate how critical it is to understand these "restrictions" and design a facility that is compatible with all requirements.

I submit this letter as a board member and representative of the Equine Land Conservation Resource (ELCR) and as an equestrian architect, who has spent his entire professional career designing for horses and planning the farms that stable them in support of equine activities throughout the country and specifically today in Barrington Hills.

The Issue

The Zoning Code text amendment proposed by James J. Drury III is not, in my opinion, the proper means to address the alleged "issue." As I understand it, this amendment seeks to restrict horse boarding because of one person's concern that horse boarding as a permitted land use can have a negative impact on the environment, the aesthetic natural beauty of Barrington Hills, property values, and the general quality of life in the community.

Thus, Mr. Drury has proposed revisions to the current zoning ordinance with the purpose of preventing this alleged negative impact. The proposed zoning modifications have been designed to limit the amount of horse boarding by establishing restrictions on the minimum amount of acreage (one grazing acre per horse), the number of horses (maximum of 20 horses), the number of years a special use permit for horse boarding will exist (5 years after issuance), the hours of operation for horse boarding activities, the size of barns and other auxiliary buildings, and the lighting on the property.

Letter to Barrington Hills Zoning Board of Appeals

July 30, 2016

Page 2 of 4

Barrington Hills has long been known for its equine heritage and the reputation as one of the leading equestrian communities in the country. That equestrian life style has contributed substantially to the real estate value as a residential community and made it one of the most valued residential communities in the suburban Chicago area. As a result of its success and its bucolic beauty, Barrington Hills is experiencing pressure from suburban growth and that suburban sprawl increases the pressure on horse lands (horse farms, land values, hay production, equine support businesses, etc.). These growth pains are not limited to your community. As an equestrian designer and an active member of the ELCR, I see this everyday in communities throughout the country. You are not unique in this problem but you have a great opportunity to plan for this development without destroying what you have. **In my opinion, this amendment is a step in the wrong direction. There is another way.**

I feel strongly that excessive restriction of equine activity or the over regulation of zoning horse activities to “protect” these values in a community can actually have the opposite effect. There are any number of communities where the unique benefits that equestrian lifestyles bring to a community have been lost through implementation of overly restrictive or inappropriate restrictions of zoning and land use changes similar to what is being considered in Barrington Hills. Many of these communities were created around equestrian activities that provided aesthetic beauty, added value that people appreciated, and created a sense of uniqueness for the community. Land values and quality of life are probably the most appreciated benefits of these equestrian communities.

There are plenty of examples where the two coexist successfully and others where they do not. There are too many examples of where restrictive regulations have been put into place and have in effect “killed the golden goose” that brought a unique benefit to the community and “put the community on the map.”

Proper planning and management practices for horse farms if followed can accomplish the same goal of protecting the community without destroying the equine community or curtailing equine activities. I want to emphasize one important point: **horse boarding is not the problem. The problem is the management and operating procedures that are not followed.** Poor management and operational procedures are not unique to equine facilities. That can happen with any development whether it is single family, multi-family, commercial, or industrial development. The answer is intelligent planning.

My experience with designing for horses has shown me that proper planning, operation and maintenance are the best means to this end. It is not as simple as restricting boarding operations. That in my opinion is a reactive impulse that can be more detrimental to a community than doing nothing. I don’t necessarily recommend that nothing be done. I do recommend that through the incorporation of Best Management Practices (BMP) and the institution of sustainable land management principles we can better achieve the communities overall goals for both equestrian and non equestrian residents and preserve a wide range of equine activities at the same time maintaining the benefits of this unique equestrian community

There are many examples where proper Best Management Practices (BMP) have been followed successfully in a variety of locations and preserved equine activities and the benefits they bring to everyone in that community. As a member of the American Horse Council and a board member of the Maryland Horse Council where I am an executive member of the Horse Farm Stewardship Committee, I participate in the process of educating and assisting horse farm

Letter to Barrington Hills Zoning Board of Appeals

July 30, 2016

Page 3 of 4

owners and communities in how they can make their farm sustainable and obtain certification as such. We have over 35 sustainable horse farms in Maryland. The program not only brings recognition to the owners of those farms and environmental benefits to their community, but also contributes to the economy and property values and overall quality of life for the entire community, both equestrian and non-equestrian.

Often times the restrictions that lead to killing the golden goose happen through lack of understanding. Let's take minute to reflect on the benefits horses bring to Barrington Hills. Equine activities bring a whole host of benefits to a community that may not be recognized or just overlooked by its residents. Those benefits include: economic, aesthetic and environmental benefits.

Economic Benefits: Horses have a strong positive economic impact on our communities. Horse business and horse industry "can be significant economic drivers, creating tourism and cottage industry for communities," This "economic benefit is hard to deny". "Horses require professionals from vets to hay growers and from farriers to trainers." All farms whether they are small or large require these services. Actually they can more readily controlled and managed when it is a larger farm than when it is multiple smaller farms.

"A community that is open and receptive to horses will find that the economic impact of these cottage industries far outweigh the cost of providing municipal services for them. A well-maintained and equine friendly horse event facility or trail system will also lead to horse tourism, a great advantage for local businesses, hotels and restaurants." Management is the operative word, not blanket restrictions.

More residential and commercial development are going to bring more roads, more parking lots, more power lines and costly infrastructure, more institutional support facility i.e. schools, fire stations, sewage treatment facilities, etc. Large equestrian properties have a significant lower environmental impact on an area than intense residential development. "A large sprawling field or pasture with healthy horses grazing increases real estate sales, property values and the economic benefit that brings."

Aesthetic Benefits: While desirable landscapes are important to the overall quality of our communities, scenic vistas and view sheds are often destroyed during sudden change and uncontrolled development. Barrington Hills has that now. When development is not properly planned or managed it can have a dramatic impact upon the landscape and have a negative impact on the communities unique sense of place.

Horse properties with their open pastures, miles of fencing, that can be nicely landscaped and provide a rural and bucolic sense of scale could be lost forever with all the benefits associated with it if not properly managed.

Environmental Benefits: "Benefits accrue to the community from having horses in the neighborhood ranging from socioeconomic to environmental." They should not be limited but can be "better recognized and incorporated through land use planning efforts." Eliminating or over restricting horse boarding is not the answer. It's the management and planning for these activities that is important. "The first step in making this a reality is an understanding of what types of benefits can be gained from encouraging horse farms in the landscape." These include the important ecological contributions to the environment such as:

- Provision of wildlife habitat
- Watershed and stream protection
- Groundwater recharge

Letter to Barrington Hills Zoning Board of Appeals

July 30, 2016

Page 4 of 4

Soil conservation
Maintenance of biodiversity

Horses have a very positive impact on an area's ecology. Well maintained horse facilities protect ground water and waterways, conserve soil, and encourage biodiversity.

Conclusion:

As an equine design professional I ask that you not attempt to "resolve" your concern for horse boarding by overly restricting that activity, but instead look to putting in place zoning procedures that encourage the pursuit of Best Management Practices and encourage improved sustainability of horse properties by maximizing the resiliency of the land and waters that serve the community. These will not only address the horse boarding concerns but other equine related concerns while not restricting horse activities at the expense of what makes Barrington Hills a unique and valued equestrian community. These BMP's will in turn generate cost savings and multiple benefits over time and allow you to set an example for other equine communities that feel the pressure of unplanned development.

Horses are important, not just to a small group of residents, but to the economic, physical, emotional, and environmental well-being of the entire community. In short the community of Barrington Hills needs its horses.

Reference: This letter contains information that was obtained from www.ELCR.org, the web site for the Equine Land Conservation Resource.

Footnote:

What are Best Management Practices: BMP's are highly localized. While all BMP issues apply to all horse facilities, the actual implementation tactics vary greatly by region.

BMP are "methods and techniques designed to mitigate damage to environment while simultaneously utilizing resources in the most efficient way possible." They apply to water quality, air quality, and soil quality. When BMPs are appropriately applied they control and prevent pollution from entering waterways and the air, protect the soil on the property and the quality of life for the entire community. These are especially important "in the context of the rural-urban interface" i.e. the suburbs.

Though these benefits can be accomplished to a degree by all horse farms they can best be accomplished by well managed horse farms through the implementation of Best Management Practices.

Respectfully submitted by John A Blackburn, Blackburn Architects PC
Equine Land Conservation Resource, Board of Directors



Anna Paul <apaul@barringtonhills-il.gov>

Equine Boarding

Kenneth A. Johnson <johnsonkaj@comcast.net>
To: apaul@barringtonhills-il.gov

Mon, Aug 1, 2016 at 12:59 PM

Barrington Hills Zoning Board meeting

Intro

Ken Johnson
214 N. Brockway St.
Palatine
Boarder in Barrington Hills

I am a RCBH member, and Trail Rep., and have a Cook County horse and rider license

First and foremost I want to thank the people of Barrington Hills for giving me and others the opportunity to enjoy this area. We are very grateful for that. In my opinion the people who ride here whether residents or not are the salt of the earth. They love animals and they love nature

I have had three horses in my life time and have been a boarder here in Barrington Hills for 40 years at Fox and KC Farms. In that entire time, to my knowledge, there has not been one complaint regarding the boarding facility of either of those Farms.

All of us who ride here respect this community and know that it's a privilege to be here and not a right. I hope you will reconsider your position of restricting horse boarding and realize that we are your friends here in Barrington Hills and respect the opportunity to be here.



Village Clerk <clerk@barringtonhills-il.gov>

Tonight's zoning meeting, please add to file.

Debra Hasanoglu <Debrajeann@aol.com>

Mon, Aug 1, 2016 at 3:01 PM

To: Clerk@vbhil.gov

To whom this may concern:

I am not able to attend the zoning committee meeting this evening but would like to express my concerns in regards to the issue of allowing boarding facilities to remain active in the community of Barrington Hills or not. I am a member of the Barrington Hills Polo club since 2007. I have had the opportunity to drive through the beautiful rolling hills of Barrington on several occasions and have been awed at the impeccable care given by its community. I understand the need to stand guard to protect such a jewel. In the issue at hand is it really horses and equestrians that threaten this community? Has it been thought that the real danger is in giving ear to the intentions of one man that wishes to inflict pain and hostile actions in retribution to something he believes has been done to him. In the process dividing what once was a bonded and harmonious community. I do not believe the issues of car lights and traffic are the problem. An equestrian farm with beautiful horses and its participants enriches a community in both its landscape and its legend. A boarding facility is simply a sharing of Barrington Hills open spaces and it's history of passionate equestrian activities. This sharing has been going on since the 1800's. Have we become so petty as to live by rule of a mans translation and misinterpretations of a zoning law. The crime here is the history you are writing with this fight. Muddying a community that was respected for its harmony and agreement amongst its people. There should be some shame in all of this don't you think? This is agonizing to those of us that wish to preserve what was and what is.

Debra Hasanoglu
175 East Delaware Place
Chicago, Illinois 60611

Sent from my iPhone

Mr. Chairman and Members: I am A. Robert Abboud, 209 Braeburn Road.

I have ~~two~~ brief comments for the Record.

1. Mr. Drury claims authority to file the Amendment which is under consideration because he is a "LANDOWNER". I find no public record listing Mr. Drury as a "LANDOWNER" in his own name as his Petition claims. I, therefore, ask the Zoning Board of Appeals, QUO WARRANTO. Unless the claim of Land Ownership is documented and verified, this proceeding is ultra vires and thus a waste of taxpayer time and dollars.

2. The Drury Petition for Amendment states: "Such amended definitions and additions contained herein are retroactive and in full force and effect as of June 26, 2006". This language unconditionally violates both the Federal and Illinois State Constitutions. Both the U.S. and Illinois Constitutions declare unequivocally that NO EX POST FACTO LEGISLATION shall be passed. And, yet, the Drury Petition proposes to retroactively nullify the Village Code to benefit one constituent to the detriment of everyone else. This is akin to a bill of Attainder barred by Article 1, Section 9 of the U.S. Constitution and prohibited in the Statutes of all 50 states, including ILLINOIS.

The only limited possible exception is when rights are expanded or added but not where rights are being curtailed.

Barrington Hills

Christy and I chose Barrington Hills as the place to live and raise our family for three reasons: 1) the people were friendlier here, and 2) the equestrian nature of this community, and 3) the 5 acre zoning which made a more beautiful community.

The equestrian activities were quite noticeable, with the hunt riding across roadways, the Pony Club kids riding at the Riding Center and learning to care for horses, the adult Riding Club members on the Community's trails, and the occasional horse shows and polo.

We loved seeing those things and eventually became part of most of them. Also we noticed a stronger sense of community because of those shared activities and equestrian spirit.

And we became aware of the infrastructure necessary for those activities to exist: the trainers, and teachers and mentors for the Pony Club kids, and boarding in the community, and trails to ride on.

The community pitched in and made these things happen.

Regarding boarding, an equestrian community cannot exist without sufficient boarding facilities. And we are grateful to those landowners who provide horse boarding to our community's riders. Without that our equestrian community would lose its equestrians and beautiful unique character.

I would not want to live in another Schaumburg. And we start moving that direction if we oppress horse boarding by making its existence difficult or impossible.

Before throwing out something significant it is wise to ask what you are giving up. Barrington Hills is one of the most

beautiful villages in America, partly from its horse farms and partially from the natural land conservation an equestrian cause.

And it's one of the only areas around a big city in the U.S. that offers both

5 acre minimum zoning and a vibrant equestrian community.

To chip away at the foundations of these things is akin to ruining a great painting - it's rare, it's beautiful, and it's more beloved all the time as other communities in the U.S. surrender to short term siren call of development, and take their path towards becoming another Schaumburg.

Citizens may later regret having taken that direction, but once it's begun the movement towards the lowest common denominator is unstoppable.

Therefore I strongly support horse boarding regulation and zoning in Barrington Hills as it currently exists, and ask all citizens to think deeply about what community they want to leave their children and grandchildren.

Thanks to all of you for listening and considering my thoughts.
Bryan Cressey.

03/15/11 17:01 FAX 847 551 3050

VILLAGE BARRINGTON HILLS

002

President
ROBERT G. ABOUD

Trustees
FRITZ GOHL, Pro-Tem
WALTER E. SMITHE
STEVEN E. KNOOP
BETH MALLEN
ELAINE M. RAMESH
JOSEPH S. MESSER

KAREN S. SELMAN, Clerk
DOLORES G. TRANDEL, Deputy Clerk



112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199
www.barringtonhills-il.gov

TELEPHONE
(847) 651-3000

FACSIMILE
(847) 651-3050

Via Fax and U.S. Mail

March 15, 2011

Dr. & Mrs. LeCompte
350 Bateman Road
Barrington Hills, IL 60010

Dear Dr. & Mrs. LeCompte,

The Building Department has received and examined your affidavit dated March 4, 2011. You have asked to consider the use of Oakwood Farm as a Home Occupation. The affidavit states the terms by which the use is a Home Occupation. Similarly, you submitted an employee register in support of the extent of your employee's hours.

Your Home Occupation pertains to boarding and training of horses, which is a use specifically referenced in subsection (g) of Section 5-3-4(D)3 of the Zoning Ordinance. Based on the information in your affidavit, it appears that the use of Oakwood Farm is a Home Occupation.

Sincerely,



Don Schuman
Building and Code Enforcement Officer
847-551-3003

A HOME RULE COMMUNITY

Entered in Record @ Request
of Robert Aboud.

August 4, 2016

**Zoning Board of Appeals
Village of Barrington Hills
Barrington Hills, IL 60010**

Re: Drury Text Amendment

Dear Board Members:

Once again the Village is faced with the continued controversy regarding horse boarding. I guess it was inevitable given the history of this issue.

In our opinion, any consideration of the Drury text amendment in its current form does nothing to settle this issue for two obvious reasons. First, Mr. Drury is embroiled in litigation with the Village and his neighbor, a commercial boarding operation. Second, Mr. Drury's text amendment was developed with only the assistance of his attorney. For these reasons alone, the proposed Drury Text Amendment should be disqualified.

Given the complexities of this issue and the enormous stakes involved, it seems prudent for the ZBA to convene a committee of qualified Barrington Hills residents, on both sides of the debate, to make a recommendation for a text amendment. Within reason, this committee should be empowered to retain consultants as necessary.

The Drury Text Amendment is draconian and will only serve to perpetuate the controversy for many years to come. The ZBA has an opportunity to finally put this issue to rest. It will not do so by recommending the Drury Text Amendment to the Board of Trustees.

The sky is not falling and there is no reason not to take the time for a more reasoned approach. Your Village residents will be grateful.

Respectfully,

A handwritten signature in black ink, appearing to read "Matt and Holly Yeterian", is written over the printed name.

**Matt and Holly Yeterian
13 Deepwood Rd.
Barrington Hills, IL 60010**

David Buckley, Sr.
100 Buckley Road
Barrington Hills, Illinois

August 2, 2016

Mr. Dan Wolfgram, Chairman ZBA
Village of Barrington Hills
112 Algonquin Road
Barrington Hill, Illinois 60010

Re: Drury Amendment

Dear Mr. Wolfgram and members of the ZBA,

Dating back to 1925, I am now the fourth generation of my family to own and board horses in what eventually became the Village of Barrington Hills. There can be no doubt that I have a “dog in this fight”. The problem is, there is no fight. Thus, no need for Mr. Drury’s amendment which purports to fix a problem in the community that does not exist. Under any circumstances, Mr. Drury’s amendment is far too restrictive and assumes that horse owners in our village are all very wealthy individuals with unlimited amounts of money to spend on horses. That is far from reality. Surprisingly, although written by a former horse owner, the Drury Amendment would make it impractical for any resident to keep horses, regardless of property size.


After listening to speakers both “for” and “against” the Drury Amendment, it is clear to me that it has become a political issue, not a horse boarding issue. Look at the “players” involved on both sides of the issue. Residents opposed to the amendment (practically all are horse owners) for the most part supported Mr. Abboud in the last election, and residents in favor of the amendment are largely those who supported Mr. McLaughlin. When grouped together, proponents of both sides of the Drury Amendment represent a very small percentage of Barrington Hills residents. Why? Because there is no problem and an overwhelming majority of residents know that and simply have no interest in joining the fray. They have no “dog in the fight”.

I agree with the speaker at your August 1 meeting (I believe Mrs. VanFosson) who suggested we all take a step back and form a committee from residents on both sides of the amendment to try to come to a consensus that would work for all. To my knowledge, that has never been done despite the fact that manufactured horse boarding "problems" have been the subject of heated discussions in our community for the past few years. Many of us have witnessed friends and neighbors become highly emotional defending their respective sides, sometimes resulting in severely strained relationships.

I urge you to vote AGAINST recommending the Drury Amendment. Rather, please recommend the formation of a bi-partisan committee, comprised equally of residents nominated by each of the opposing viewpoints, whose mission is to formulate rules and regulations that will allow residents to continue to compatibly own and board horses in our community.

Thank you for your thoughtful consideration.

Respectfully,

A handwritten signature in blue ink, appearing to read 'David Buckley, Sr.', with a long horizontal flourish extending to the right.

David Buckley, Sr.

847-381-0064

da.buckstops@gmail.com

August 9, 2016

Mr. Dan Wolfgram, Chairman ZBA
Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010

RE: Drury Amendment

Dear Mr. Wolfgram and members of the ZBA,

It seems horse boarding in Barrington Hills becomes an issue every few years to divide our lovely community. It's like the Hatfield and McCoy feud that asks the whole community to choose up sides.

Other than Drury's legal vendetta with La Comp, I really don't believe there is any significant number of complaints in BH about horse boarding. Boarding horses in many cases is really a favor and an accommodation between friends. Horses eat twice a day 365 days a year and require daily care. It is not a profitable economic endeavor. No one in their right mind would ever buy property in BH simply to board horses.

The proposed amendment is totally flawed and unfixable. It puts an onerous burden on horse owners. The current ordinance seems to be working just fine. Why change it? The proposed amendment in a few words, ridiculous and impractical. Do we really need more rules and regulations, like the federal government, to impose more restrictions of our freedom?

In regard to this amendment are we really to assume that Drury is paying Tom Burney \$400 per hour simply in the altruistic, civic minded endeavor to "improve" BH. Really?

Back dating the amendment 10 years could put many BH horse owners in jeopardy for violations that they were unaware of over the last ten year period. Can you be guilty for an action that wasn't a violation when you did it?

“Vexatious litigation is legal action which is brought regardless of its merits, solely to harass or subdue an adversary. It may take the form of a primary frivolous lawsuit or may be the repetitive, burdensome and unwarranted filing over meaningless motions in a matter which is otherwise a meritorious cause of action.”

BH gave me my building permits many years ago, under the propose amendment BH misrepresented what I could use the buildings for. This could include anyone who built a horse barn in the last 20 years.

Since one must assume the proposed amendment would apply to all BH properties whether currently used for horses or not, could this create a class action problem for BH if the unintended consequences of its passage by the ZBA results in a decrease in all property values due to the new restriction? This amendment applies to current horse use but any 5 acre property could be potentially used for horses in the future. Every BH property owner will be affected by the amendment.

I urge you to vote against the Drury Amendment. Consider the unintended consequences of any ordinance or law. BH exists with 5 acre zoning because you need 5 acres to keep horses. Chase all the horses out, why do we need 5 acre zoning? Chase out all the residents who live here and buy here because of the horses, then ask your real estate friends if there could be a 10% or 20% drop in property values. It takes 368 days to sell a house in BH today. Are you trying for 600 days? Unnecessary horse boarding litigation has cost BH tax payers thousands of dollars, it is time to stop this nonsense.

BH from day one has been an equestrian community, let's keep it that way and restore good fellowship and harmony to our village.

Paul Loeber
CEO, Loeber Motors Inc.
ploeber@loebermotors.com

Barrington Hills Farm's Comments on Mr. Drury's Submission to the Village Board in Support of his Proposed Text Amendment

1. Overall, the "Analysis of Consistency with Sections 5-1-1 *et seq.*" submitted by Mr. Drury in support of his proposed amendment fails to demonstrate that his proposed amendment meets the standards for amending the Village's zoning code. Instead, this analysis makes blanket statements regarding the "Current Text" of the Village Code, but provides no specific examples or evidence demonstrating that this proposed amendment is in furtherance of the purposes set forth in Section 5-1-2 of the Village Code. (Drury Text Amendment Submission, Ex. 2.)
2. Specifically, the proponent of the amendment makes the following unsupported and inaccurate statements.
 - (a) The proponent's statement that the "Current Text allows as a right throughout the Village, primarily zoned R-1 property, does not promote or protect the public health, safety, morals, convenience and the general welfare of the people" is unsupported and contradicted by the current text of the Village Code.
 - (i) This statement is contrary to the Village Board's statement accompanying Ordinance 14-19, which states, "Whereas, the President and Village Board of Trustees has considered the matter and determined that the recommended text amendment to Title 5 Zoning Regulations, Chapters 2, 3, and 5 be granted as recommended, as such action is believed to be in the best interests of the Village and its residents."
 - (ii) It is also contrary to the Village Zoning Board of Appeals' statement in its December 8, 2014 letter to the President and Board of Trustees, which states, "[T]he text amendment, as proposed, addresses the concerns of the health, safety, and welfare of the community arising out of the breeding, boarding, and training of horses and riders within the village. It's designed to eliminate or address the issues of nuisance as well as traffic and safety for residences [sic] of the village."
 - (iii) Further, the current text of the Village Code, including Ordinance 14-19, incorporates the following restrictions to promote and protect the public health, safety, morals, convenience and the general welfare of the people in Barrington Hills:
 - (1) Limitations on the hours of operation:
 - (A) The hours of operation for horse boarding and training facilities are limited from 6:00 a.m. to 9:00 p.m., or 30 minutes past dusk, whichever is later. (Village Code 5-3-4(A)(2)(a)(i)(a)).

- (B) The permissible hours for receiving instruction is limited to 7:00 a.m. until 8:30 p.m., or dusk, whichever is later. (Village Code 5-3-4(A)(2)(a)(i)(b)).
 - (C) The hours for use of machinery on boarding and training properties is limited to 7:00 a.m. to 9:00 p.m. (Village Code 5-3-4(A)(2)(a)(i)(c)).
- (2) Barns are required to have animal waste management protocols consistent with Section 7-2-5 of the Village Code, which makes it unlawful to (A) pile manure closer than 100 feet from the property line, (B) permit manure to accumulate for more than one week except in the months of December through March at any location within 350 feet of the nearest dwelling house of another, and (C) to permit manure to accumulate within 100 feet of a watercourse, lake, or pond if surface drainage is from the point of accumulation to said body of water. (Village Code 5-3-4(A)(2)(a)(iii).)
 - (3) Lighting for barns, stables, and arenas cannot be directed anywhere other than the horse boarding property, and there shall be no direct illumination of any adjacent property from such lighting. Further lighting must comport with Section 7-1-5 of the Village Code, which does not allow: (A) flickering, flashing, blinking or rotating lights, except as part of a security system; (B) lasers and searchlights; (C) the illumination of any outdoor recreational areas; or (D) outdoor luminaries or lighting systems that directly illuminate beyond a lot line. (Village Code 5-3-4(A)(2)(a)(iv).)
 - (4) Nuisance causing activities, including those set forth in Section 7-1 of the Village Code, and frequent or habitual noisy conduct, which is defined as noise which can be heard continuously within an enclosed structure off the property of the boarding facility for more than fifteen minutes, are prohibited. (Village Code 5-3-4(A)(2)(a)(v).)
 - (5) The number of boarded horses are limited to two boarded horses per zoning lot acre on properties ten acres or larger. (Zoning Code 5-3-4(A)(2)(a)(vi).) Properties smaller than ten acres may only have one horse per zoning lot acre. (Village Code 5-3-4(D)(c)(8).)
 - (6) Horse boarding properties must ensure traffic associated with horse boarding, or other agricultural operations is reasonably minimized. (Village Code 5-3-4(A)(2)(a)(vii).)
 - (7) Horse boarding properties are required to provide indoor toilets for employees, boarders, and riders. (Village Code 5-3-4(A)(2)(a)(viii).)

- (8) Horse boarding properties are required to comply with the maximum floor area ratio requirements for single family detached dwellings as set forth in Section 5-5-10-1 of the Village Code. (Village Code 5-3-4(A)(2)(a)(ix).) R-1 properties are restricted to a maximum floor area ratio of 0.05 times the lot area. Thus, horse boarding facilities are restricted to 0.05 times the lot area. (Village Code 5-3-4(A)(2)(a)(ix); Village Code 5-5-10-1.)
- (iv) The proponent of the Drury Amendment has set forth no evidence explaining why or how these restrictions do “not promote or protect the public health, safety, morals, convenience and the general welfare of the people.”
- (b) The proponent fails to explain his statement that “Current Text allowing Commercial Use as a right on Residential R-1 Zoned property throughout the Village does not reflect their best use, nor does it conserve and enhance their value.”
 - (i) First, the current Village Code does not make any distinction between “commercial” and non-commercial horse boarding.
 - (ii) Second, Ordinance 14-19 added the right “to board[] and train[] [] horses and riders” to the definition of Agriculture under the Village Code. (Village Code 5-2-1.) It did not add any other “commercial uses” to an R-1 property owner’s rights.
 - (iii) Third, and most importantly, the proponent puts forth no evidence demonstrating why the right to board horses on residential property does not “reflect [the property’s] best use,” or how such a use fails to “conserve and enhance” residential property values.
- (c) The proponent fails to explain how the Current Text “only invites development” or how such development “leads to congestion and places a potential tax burden on all Village property owners to pay for addition of services by the Village to support such development.”
 - (i) The proponent has put forth no evidence demonstrating what development has been “invited” since the enactment of Ordinance 14-19. In fact, the proponent has put forth no evidence showing an increase in the development of horse boarding stables and barns throughout the Village since the enactment of Ordinance 14-19.
 - (ii) The proponent has also failed to put forth any evidence in support of his allegation that such development will lead to an increased tax burden.
- (d) The proponent wholly fails to explain how “allowing barns larger than homes” “does not ensure maximum living and working conditions” or how it “can contribute to blight and slums in an economic downturn.”

- (i) First, the Village Code states that “maximum living and working conditions” are ensured by “preventing overcrowding of land with buildings.” (Village Code 5-1-2(D).) In accordance with preventing the overcrowding of land, the current Village Code requires that all structures on R-1 properties, including horse boarding facilities and stables, not exceed a floor area ratio of 0.05 times the lot area. (Village Code 5-3-4(A)(2)(a)(ix); 5-5-10-1.) Thus, regardless of whether a barn exceeds the size of a home, it is still restrained by the same size requirements as other buildings located on R-1 properties in the Village. The proponent has presented no evidence demonstrating that the Village’s current floor area ratio for R-1 properties leads to overcrowding.
- (ii) Second, horse boarding has been occurring in this Village for more than the past twenty years, including during the 2008 economic crisis. Yet, petitioner has cited no example of any boarding facility contributing to blight or slums during any economic downturn, much less the most recent one.
- (e) The proponent’s statement that “Current Text . . . does not call for any controls over structures” is inaccurate. The Village Code currently includes standards for lighting used in horse boarding facilities and structures, *see* Zoning Code 5-3-4(A)(2)(a)(iv), and for the maximum floor ratio of any horse boarding structures, *id.* at (A)(2)(a)(ix).
- (f) The proponent’s comment regarding Village Code Section 5-1-2(G), which states, “Current Text has no restrictions relative to commercial structures,” is nonsensical.
 - (i) First, Village Code Section 5-1-2(G), referred to in the aforementioned statement, states that the Zoning Ordinance “[was] adopted for the following purpose[]: (G) to prevent such additions to, and alterations or remodeling of, existing buildings or structures as would not comply with the restrictions and limitations imposed hereinafter.”
 - (ii) In accordance with Section 5-1-2(G), the current Village Code contains limitations and restrictions for horse boarding operations and facilities, which are set forth in Village Code 5-3-4(A)(2)(a)(i)-(ix). These restrictions apply to “commercial” boarding structures and non-commercial boarding structures alike, as Ordinance 14-19 did not distinguish between commercial and non-commercial boarding operations.
- (g) The proponent’s statement that the “Current Text invites substantial intrusion of commercial operations in the Village without consideration to the impact of the total number of horses allowed on properties and commercial development therein, which could have a deleterious effect on contamination of ground water, and does not preserve the character of the community and preserve the area as a

green belt area and can contribute to higher density uses and lead to the ecological evils of urbanization.” is inaccurate.

- (i) First, the current Village Code limits the number of horses each boarding operation is allowed to board relative to the boarding operation’s total property size. *See* Village Code 5-3-4(A)(2)(a)(vi); Village Code 5-3-4(D)(3)(c)(viii).
 - (ii) Second, there is no provision in Ordinance 14-19, which allows for “commercial development.”
 - (iii) Third, to the extent the proponent is concerned with groundwater contamination, the Village Code has regulations regarding waste management, *see* Village Code 7-2-5, which apply to all horse boarding operations, Village Code 5-3-4(A)(2)(a)(iii), and regulations prohibiting nuisances, Village Code 7-1 and 5-3-4(A)(2)(a)(v). Further, there are also state and federal laws that protect against groundwater contamination. (*See, e.g.,* 415 ILCS 55/1 *et seq.*; 33 U.S.C. §1251 *et seq.*)
 - (iv) Fourth, as evidenced on both the Village’s website, and in its Comprehensive Plan, the Village of Barrington Hills considers itself an equestrian community. (*See* Village Website, at <http://www.barringtonhills-il.gov/index.html> (“The Village of Barrington Hills: A unique rural equestrian community.”); Village of Barrington Hills Comprehensive Plan, at 9, (“Barrington Hills is a community of residents acting as stewards for a quiet, secure and natural environment, . . . which supports the long term, sustainable use of property for equestrian-oriented, open countryside living.”).) Thus, it is inaccurate to state that Code provisions allowing for regulated equestrian operations, such as horse boarding, “do[] not preserve the character of the community.”
 - (v) Finally, the proponent provides no support for his assertion that horse boarding will contribute to “higher density uses and lead to the ecological evils of urbanization.”
- (h) The proponent’s statement that “Current Text, given the retroactivity clause of the legislation and no identification of additional operators of large boarding facilities by the Village, was enacted for the benefit of one property owner and not for the mutual benefit of all,” is directly contradicted by the number of residents speaking out in support of the current Village Code at the Village Zoning Board of Appeals public hearing held on August 1, 2016.
- (i) The proponent’s statement that the “Current Text allows throughout the Village potentially nuisance-producing commercial uses” is incorrect. To the contrary, the current Village Code and the text of Ordinance 14-19 expressly prohibit nuisance causing activities, including those related to horse boarding—whether commercial or non-commercial. (Village Code 5-3-4(A)(2)(a)(v); Village Code 7-1.)

- (j) The proponent’s statement that the “Commercial Text does not impose any controls on commercial buildings” is inaccurate. As stated above, the text of Ordinance 14-19 contains limitations and restrictions for horse boarding operations and facilities, which are set forth in Village Code 5-3-4(A)(2)(a)(i)-(ix). These restrictions are imposed on “commercial” and non-commercial horse boarding facilities and buildings. *Id.*
- 3. Because these unsupported statements wholly fail to satisfy Mr. Drury’s burden to “give specific evidence to demonstrate that the applicant’s proposal meets the standards of the zoning ordinance for the text amendment requested,” the Zoning Board of Appeals should not vote in favor of this proposed amendment. Village of Barrington Hills Zoning Board of Appeals, August 1, 2016 Minutes, at 19:4-10.



Fwd: [Request#20121015101406] FOIA Request via Website

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:28 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

As you can see the issue had been ongoing for years and the village board and administration has refused to take appropriate action....

Pauline Boyle

Begin forwarded message:

From: Joseph Messer <jmesser@barringtonhills-il.gov>

Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Date: November 25, 2012 at 9:24:09 PM CST

To: Pauline Boyle <daydreampauline@yahoo.com>

Ms. Boyle -

I'm sorry that you don't feel it would be worthwhile for us to get together and for you to show me the situation causing your concern. Can you tell me if there are any manure piles located on the St. Mark's property within 100 feet of your property line? Under 7-2-5 (A) of the Village Code it is impermissible for a property owner to have a manure pile within 100 feet of their neighbor's property line.

Thank you.

On Fri, Nov 23, 2012 at 6:51 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Instead of this ridiculous going back and forth just what is the reason you need to be here in the first place? My property is being contaminated from an uphill source both of which are owned by the St. Mark's cult. I have provided you the lab reports of consistent feces contamination with and without the presence of horses on those properties as well as other pertinent documentation also copied to federal sources. Dan Strahan has skewed his answers in favor of Abboud whose father is a member of that non for profit and I have provided you this documentation also - so his determinations are worthless. What is it you and this village intend to do about this issue - besides the vindictive actions you intend to partake in your 2012 road programs?

So getting back to the original issue - you said you would look into the situation and you have not. My initial question - where is the contamination or shall we just call it shit - coming from? Please do not cite Strahan, Lake County Health Dept, or any other corrupted organization or governmental entity Abboud thinks will cover for him this time. (Because they will not) The village is whom I'd like action from. What are you going to do?

Pauline Boyle

If you so believe a visit is necessary drive to my property, park on the apron and look to the north pasture - which nothing will grow because of the contamination. The same topography exists on the south - there is not brown spot where no vegetation will grow on that side. The difference - St. Marks and their mean spirited directive of their faulty septic systems and unauthorized filling of wetland forwarding any contaminated stormwater my way. You do not need to visit this property to do that.

From: Joseph Messer <jmesser@barringtonhills-il.gov>

To: Pauline Boyle <daydreampauline@yahoo.com>

Sent: Tuesday, November 20, 2012 8:53 PM

Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Pauline -

Submitted by Pauline Boyle

Please let me know some dates that work for you.

Thanks.

On Thu, Nov 15, 2012 at 8:39 PM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Last minute scheduling regarding issues with my deceased husband have arisen. Both Tuesday and Wednesday are no longer available for me - can we postpone until after Thanksgiving?

Thanks
Pauline

From: Joseph Messer <jmesser@barringtonhills-il.gov>

To: Pauline Boyle <daydreampauline@yahoo.com>

Sent: Thursday, November 15, 2012 8:20 PM

Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Pauline -

I'm sorry that I was unable to make it on Wednesday. The case I've been working on didn't settle and I've been extremely busy dealing with it. Looking at the calendar I'd say next Tuesday afternoon would work better than next Wednesday afternoon since that would be Thanksgiving eve. Please let me know if next Tuesday afternoon would work for you.

Thanks.

On Fri, Nov 9, 2012 at 7:37 AM, Joseph Messer <jmesser@barringtonhills-il.gov> wrote:

Great. I will let you know if I can make it next Wednesday afternoon. If not we will schedule for the following Tuesday or Wednesday. It will be just me.

Thanks.

On Fri, Nov 9, 2012 at 7:23 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

As of today all of the dates you mentioned are good. Decide what is most convenient to you. Also will you be alone or have a village employee attending?

Thanks
Pauline

From: Joseph Messer <jmesser@barringtonhills-il.gov>

To: Pauline Boyle <daydreampauline@yahoo.com>

Sent: Friday, November 9, 2012 7:12 AM

Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Sorry for the delay in responding. How does late in the afternoon on Tuesday, November 20 or Wednesday November 21 look for you? There is also a possibility that I could get there during the afternoon of this Wednesday, November 14 depending on whether I am able to settle a case I'm working on.

On Tue, Nov 6, 2012 at 7:43 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Why don't you supply me with some dates that are convenient with you and I will accommodate? Thanks

Pauline Boyle

From: Joseph Messer <jmesser@barringtonhills-il.gov>

To: Pauline Boyle <daydreampauline@yahoo.com>

Sent: Monday, November 5, 2012 8:58 AM

Submitted by Pauline Boyle

Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Ms. Boyle -

I am currently out of town and won't return until Wednesday. Then I leave town again and won't return until late the following Monday. Is there some time later during the week of November 11 that would work for you?

On Sun, Nov 4, 2012 at 8:12 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Thank you for responding.

This week I am available today Sunday after noon. Monday late afternoon, and Tuesday - Thursday at your convenience. Please let me know what is convenient for you.

Regards
Pauline

From: Joseph Messer <jmesser@barringtonhills-il.gov>
To: Pauline Boyle <daydreampauline@yahoo.com>
Sent: Saturday, November 3, 2012 1:56 PM
Subject: Re: Fw: [Request#20121015101406] FOIA Request via Website

Ms. Boyle -

I have reviewed the documents that you sent me. I apologize for the delay in responding, but when your email arrived back in July the attachments cause it to be blocked by my firewall. After receiving your below email I reviewed my historic emails and was able to retrieve it and open the attachments.

If possible I would like to get together with you to discuss the matter. I think it would be best if we could meet at your property so you could show me the area that is prone to flooding. Please let me know some dates and times that would work for you. From my standpoint it would be preferable if we could meet in the late afternoon or on a weekend.

Thanks and I look forward to hearing back from you soon.

On Fri, Nov 2, 2012 at 9:08 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Dear Mr. Messer,

I requested your follow up regarding our conversation at the July BOT meeting via a Foia request. Mr. Kosin, paid with our tax dollars, chose to forward unrelated documents that does not address the present situation and what actions YOU have taken. The documentation I provided to you more than substantiates existing issues and this email was also forwarded to various Federal and State agencies as was indicated.

I am asking you, Mr. Messer - what steps you initiated and what communications evolved regarding the contamination and flooding of my property relative to my July email to you. I am also requesting copies of such? If you chose to take no action - then please put that in writing. Please note I am forwarding a copy of this email to various Federal Law Enforcement Agencies and State Agencies as well.

I await your reply.

Pauline Boyle

Below is the reply by Mr. Kosin - please note how he cuts and pastes what issues he wished to address and not the entire foia request. I have also attached a copy of the original foia request.

Submitted by Pauline Boyle

----- Forwarded Message -----

From: FOIA Administrator <foia@barringtonhills-il.gov>

To: daydreampauline@yahoo.com

Sent: Friday, October 19, 2012 4:59 PM

Subject: Re: [Request#20121015101406] FOIA Request via Website

Dear Ms. Boyle,

I write in response to your request to provide records pertaining to "the issue of flood and stormwater contamination on my property" being 315 Ridge Road. A routine search did not retrieve or locate the responsive records and pursuant to the provisions of 5 ILCS 140/3e (iv) for which then a time of five (5) additional days will be used in this request.

Your accommodation of this request is appreciated.

Sincerely,

Robert Kosin
FOIA Officer

10/15/2012 09:15 - daydreampauline@yahoo.com wrote:

> Original FOIA Request:

>

> At the July 23, 2012 Board of Trustee meeting - during public comment I asked Trustee Messer to look into the issue of flood and stormwater contamination on my property. Messer asked that I send him my documentation and that he would look into it. I am requesting any and all communications, reports, texts, emails etc regarding follow up of this issue including that with any/all federal agencies, county agencies and state agencies.

>

>

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

Submitted by Pauline Boyle

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.



Village Clerk <clerk@barringtonhills-il.gov>

Fwd: Complaint of noxious odor of feces and/or manure

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:06 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

A complaint from last year - although a police report was filed I did have this issue documented by other residents of Barrington Hills that will confirm the stench of manure was present.....

Pauline Boyle

Begin forwarded message:

From: Building Dept <building-dept@barringtonhills-il.gov>

Subject: Fwd: Complaint of noxious odor of feces and/or manure

Date: March 12, 2015 at 12:10:36 PM CDT

To: "St. Mark's Church" <StMarks337@gmail.com>

Cc: Pauline B <daydreampauline@yahoo.com>

Be advised that Ms. Boyle at 315 Ridge has filed many complaints about the keeping of horses at 335 Ridge. I will forward any future complaints to you for your consideration.

Thank you.

Building Department
Village of Barrington Hills
Direct: [847-551-3003](tel:847-551-3003)

On Wed, Mar 11, 2015 at 4:01 PM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

Please consider this an official complaint - the stench coming from the property next door namely 335 Ridge Road is unbearable. I would appreciate the village sending out an someone to cite the appropriate ordinance.

I also respectfully request that the village police send an officer to document same.
Thank you

Pauline Boyle
315 Ridge Road

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

Submitted by Pauline Boyle



Fwd: Complaint

Pauline Boyle <daydreampauline@yahoo.com> Mon, Aug 15, 2016 at 8:13 AM
To: Bob Kosin <rkosin@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Village Clerk <clerk@barringtonhills-il.gov>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

Begin forwarded message:

From: Building Dept <building-dept@barringtonhills-il.gov>

Subject: Complaint

Date: August 28, 2014 at 11:05:59 AM CDT

To: Pauline B <daydreampauline@yahoo.com>, Dan Strahan <dstrahan@gha-engineers.com>, Robert Kosin <rkosin@barringtonhills-il.gov>

Please consider this a formal complaint - the property next door - 335 Ridge Road has moved their horses to the small pasture directly next to my property and uphill to my property. Most likely to accommodate the septic moving. I can also see that manure was spread on this pasture as a way of removal. In either case whichever action is responsible - the resultant stench is unbearable. This has been going on for several days and does not seem to subside.

With all the issues our village has to face I find it odd that this simple issue is never addressed adequately. To think that spreading fresh manure on an uphill property is not going to effect a neighboring property is silly. This is common sense for most.

I expect the proper procedure to be taken regarding this complaint. You may wish to look at the pond at that property again - one can only assume that if you are irresponsible enough to remove your manure improperly - dumping it into the pond would also be a consideration. Perhaps consideration of a bond requirement for horse boarding is in order for those who continually break our rules and codes.

Following a visit to the site, I spoke with Jeanna Erdman of St. Marks Church. Ms. Erdmann assured me that they did not spread manure other than what was deposited by the horses in the pasture. Apparently, the Church churns the droppings to evenly distribute the waste. In any case, the Church has been made aware of your concerns and will be more respectful in the future.

Thank you.

Don Schuman.

Building Department
Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010-5199
Direct: 847-551-3003
Fax: 847-551-3050

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.



Fwd: flooding at 315 Ridge Road

Pauline Boyle <daydreampauline@yahoo.com> Mon, Aug 15, 2016 at 8:24 AM
To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

Begin forwarded message:

From: "Michael Murphy" <mmurphy@vbhpd.net>
Subject: RE: flooding at 315 Ridge Road
Date: April 22, 2013 at 9:26:39 AM CDT
To: "Pauline Boyle" <daydreampauline@yahoo.com>

Thank you!

From: Pauline Boyle [<mailto:daydreampauline@yahoo.com>]
Sent: Monday, April 22, 2013 8:14 AM
To: Bob Kosin; Skip Gianopulos; Patty Meroni; Michael Murphy; J Messer
Subject: Re: flooding at 315 Ridge Road

To update the village administration - I received a call from the lab that tested the standing stormwater overflow from 335 Ridge Road late Friday stating that the water was contaminated with fecal matter and to keep all domestic pets away from the area.

To Chief Murphy - when I receive the written reports I will forward to you so that these documents can be attached to the report.

Thank you
Pauline Boyle

From: Pauline Boyle <daydreampauline@yahoo.com>
To: Bob Kosin <rkosin@barringtonhills-il.gov>; Skip Gianopulos <sgianopulos@kovitzinvestment.com>; Patty Meroni <pmeroni@barringtonhills-il.gov>; Michael Murphy <mmurphy@vbhpd.net>; J Messer <jmesser@barringtonhills-il.gov>
Sent: Thursday, April 18, 2013 10:55 AM
Subject: re: flooding at 315 Ridge Road

I am attaching once again photos of the extreme flooding of my property originating from the pond overflow at 335 Ridge Road. As you can clearly see this has been much more severe than the July 2011 floods - I believe the amount of rainfall to be close if not the same. In September of last year I was given permission by Mrs. Micek to photograph her property, the adjacent pond and search for draintile with radar. At that time I observed, along with other professionals that the Miceks had altered the terrain of the land dramatically by building berms so that the natural flow of the 335 pond - west to east - could no longer occur. This by comparison of photos from Stormwater Mgmt and other sources. Village code strictly views this as a violation but as we all know - in the past the village had flatly refused to enforce their own codes especially when it comes to me and my property.

Submitted by Pauline Boyle

Please be aware you are informed of this violation. If you wish further photos I would be

happy to supply. I am also asking for documentation of flooding of my property by the Barrington Hills Police Department - along with associated photos. If you choose to ignore this request please do so in writing.

I am respectfully requesting documentation of the flooding on my property as such;

- the north end which includes the pond overflow from 335 Ridge Road. As you can see this time the water has flooded inside the barn so additional manure will now come my way. Once again I will have the water tested as recent horse boarding of 5 horses on this small area of pasture will most certainly document the contamination of my property of fecal matter. For your information I will not be using the same company as before - I understand Dan Strahan has spoken to them. Draw your own conclusions.

- the south end of my property is now flooded due to the overflow of the catch basins of the Traszka's property situated in McHenry county. This public works project is inadequate and has been documented before. I also understand that Kosin mentioned at some bot meeting that this issue will certainly cause the collapse of Ridge Road due to the inadequate catch basins. I find it incomprehensible that you place human lives and safety behind foolish retribution.

This looks intentional to many.....including me.

Kindest regards
Pauline Boyle



Fwd: Floodng issues 315 Ridge Road

Pauline Boyle <pboyle4980@gmail.com>

Mon, Aug 15, 2016 at 8:50 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

As you can clearly see the non compliance goes back to 2010 - and continues. What matters most about the zoning amendment is whether or not it will be enforced or not. And that enforcement applies to all residents equally - which obviously has not happened in the past. How do you intend to rectify this? Obviously the owners of 335 Ridge - aka St. Marks church are given carte blanche. As was evidenced in the going hearing wherein they were allowed to violate the FAR.

Pauline Boyle

Begin forwarded message:

From: Pauline Boyle <pboyle315@sbcglobal.net>

Subject: Re: Floodng issues 315 Ridge Road

Date: February 3, 2010 at 1:45:04 PM CST

To: "Vail, Vanessa" <vvail@atg.state.il.us>

Dear Ms. Vail,

Thank you so much for responding. Regarding the follow up of the property at 337 Ridge Road. I have always ascertained for the past 7 years that the previous owner dumped their horse manure into the pond located near the barn. Your post clean up photos never addressed this issue because the water was never tested. The reason it is now a drainage issue is because of the manure in the pond. That pond has been filled in - filled in with horse manure which does indeed make it a pollution issue. I am at a loss as to why this cannot be addressed properly as I believe it to be within the scope of your jurisdiction. Thank you for your time - would you be so kind as to respond to my inquiry.

Regards
Pauline Boyle

From: "Vail, Vanessa" <vvail@atg.state.il.us>

To: Pauline Boyle <pboyle315@sbcglobal.net>

Sent: Wed, February 3, 2010 1:19:20 PM

Subject: RE: Floodng issues 315 Ridge Road

Ms. Boyle,

According to information provided by Illinois EPA, an inspection was conducted at the 337 Ridge Road facility in Barrington Hills on April 8, 2009. Based on the Agency's findings, a non-compliance advisory letter was sent to St. Mark's Episcopal Church advising the property owner of the apparent violations of the Illinois Environmental Protection Act (the Act), the Illinois Pollution Control Board Rules and Regulations, Title 35, Subtitle C, Water Pollution, CHAPTER I (Subtitle C) and the Subtitle E: Agricultural Waste Regulations (Subtitle E) and recommendations for your consideration in dealing with the violations. The property appears to have been cleaned up based on post clean-up photos the facility provided to the Illinois EPA in response to the Agency's findings.

I recently followed up with Illinois EPA to determine the status of this property, and was informed that because the problem now appears to be a drainage issue rather than a pollution issue, it is not within Illinois EPA's jurisdiction. As such, I have reached out to the Village of Barrington Hill's who informed me that their engineer will be contacting you to discuss your flooding issues. If you do not hear from the Village of Barrington Hills, please let me know.

Thank you,

Vanessa

Submitted by: Pauline Boyle

Vanessa A. Vail
Assistant Attorney General
Environmental Bureau
t: 312.814.5361

P Please consider the environment before printing this e-mail

From: Pauline Boyle [<mailto:pboyle315@sbcglobal.net>]

Sent: Tuesday, February 02, 2010 12:39 PM

To: Vail, Vanessa

Subject: Flooding issues 315 Ridge Road

Dear Ms. Vail,

We last were in communication in December of 2009 and I have left a phone message for you last week. I am writing with regards to my initial complaint regarding flooding and wish to know the status. Would you be kind enough to call or email me regarding this issue? I thank you in advance for your cooperation regarding this matter.

Regards,
Pauline Boyle
315 Ridge Road
Barrington Hills, IL 60010
[847-277-1143](tel:847-277-1143)



Fwd: Photos of 335 Ridge Road

Pauline Boyle <daydreampauline@yahoo.com> Mon, Aug 15, 2016 at 8:40 AM
To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jan Goss <JanGoss@mac.com>, Jim Drury <jdrury@jdrurypartners.com>

Plenty of complaints have been forwarded and I have many many more. I will attempt to send some photos that will confirm manure piles were in violation of village code - more importantly the 100 foot property line accumulation.

Pauline Boyle

Begin forwarded message:

From: Jameschammond@aol.com
Subject: Re: Photos of 335 Ridge Road
Date: December 22, 2011 at 7:52:41 PM CST
To: daydreampauline@yahoo.com

Pauline,

Whatever you are advised to do or actually do, keep in mind that current Village Code states the following:

7-2-5: MANURE PILES:

It shall be unlawful to:

(A) Pile manure from horses or ponies, or permit it to accumulate, closer than one hundred feet (100') from the property line of the property on which a horse is kept.

(B) Permit a pile or accumulation of manure for more than one week except in the months of December through March inclusive at any location within three hundred fifty feet (350') of the nearest dwelling house of another.

(C) Pile manure or permit it to accumulate within one hundred feet (100') of a watercourse, lake or pond if surface drainage is from the point or area of accumulation to said body of water; this provision shall not authorize or legalize the piling or accumulation of manure at any closer location in violation of any other law, ordinance or regulation of the Village. (Ord. 75-11, 11-24-1975)

I've been out most of the day, so let me think a little more about how to approach this. If I don't get back to you in time, have a very Merry Christmas.

Jim

In a message dated 12/22/2011 10:03:59 A.M. Central Standard Time, daydreampauline@yahoo.com writes:

Take a closer look at full compliance. The larger pasture photos show the hoof prints of horses - would a reasonable person deduce that if the pasture had been 'topped' - the area would have no divits and would be relatively smooth? The other photos are self explanatory - to narrate the pasture is full of horse turds.....

.....so where do I start? Village, IEPA, Health Dept.....suggestions?

Pauline



Fwd: standing water at 315 Ridge Road

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:44 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

The photo clearly shows 'algae bloom' indicating fecal matter.

Pauline Boyle

Begin forwarded message:

From: "Skip Gianopulos" <sgianopulos@barringtonhills-il.gov>

Subject: RE: standing water at 315 Ridge Road

Date: July 29, 2011 at 9:14:27 AM CDT

To: "Pauline Boyle" <daydreampauline@yahoo.com>

Cc: "Patty Meroni" <pmeroni@barringtonhills-il.gov>, <meronilaw@ameritech.net>, "Bob Kosin" <rkosin@barringtonhills-il.gov>

Ms. Boyle, Thank you for bringing this matter to my attention, I will I will drive by your property in the next day or two. I have copied Trustee Meroni and Village Administrator, Bob Kosin as they may have some additional thought on resolving this situation.

Harold (Skip) Gianopulos, Jr.
Trustee
Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010

Phone: (847) 551-3000
Fax: (847) 551-3050
Cell: (312) 505-2173
www.barringtonhills-il.gov

To ensure compliance of the Open Meetings Act, recipients of this message should not forward it to other members of the public body. Members of the public body may reply to this message, but they should not send a copy of the reply to other members.

From: Pauline Boyle [<mailto:daydreampauline@yahoo.com>]

Sent: Friday, July 29, 2011 9:03 AM

To: Skip Gianopulos

Subject: standing water at 315 Ridge Road

Submitted by Pauline Boyle

Dear Skip,

I am including a photo of the standing water on my property located at 315 Ridge Road. This water is stormwater overflow from the pond located at 335 Ridge Road. This email is informative in nature as to the size and amount of flooding that occurs due to the lack of maintenance of drain tile at the 335 Ridge Road address which was/is a previous public project . I respectfully ask that you visit this area to view not only the size of the flooding area but also the repulsive stench that is occurring. My dogs are ill and we are nauseous and have headaches. I believe this problem contributes significantly to my heart and breathing issues. As you may know horses are boarded at that address - the land is uphill and I have never noticed any attempt at cleanup from the horses. Also I have photos of a bobcat building horse manure piles to prevent flooding of their barn - which further directs manure water my way.

I send you this email because prior to the election Ms. Meroni stated she would look into this situation. I have heard nothing. I also have been told by residents that Ms. Meroni does not return phone calls - that is why this complaint is directed to you. I then have documentation that I have repeatedly complained about this issue to no avail. Also the village does not list email addresses for any trustee for direct contact - so much for open and transparent government. Feel free to forward this information to Ms. Meroni - I welcome contact via email.

Thank you for your time and feel free to contact me should you decide to view my property - invite Ms. Meroni and bring a face mask.

Sincerely
Pauline Boyle
35 Ridge Road
Barrington Hills





Fwd: Violations 335 Ridge Road

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:09 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Village Clerk <clerk@barringtonhills-il.gov>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

Begin forwarded message:

From: Building Dept <building-dept@barringtonhills-il.gov>

Subject: Re: Violations 335 Ridge Road

Date: December 16, 2014 at 12:25:34 PM CST

To: Pauline Boyle <daydreampauline@yahoo.com>

I visited the site this morning. I met with a gentleman named Victor (first name). Victor informed me that he was removing manure from the paddock. I observed a pile of manure that was awaiting removal. The area being cleaned was less than 1,000 square feet and it was not at the low point of the area. Victor stated that one load was already removed.

I did not observe any violation of Village ordinances.

Thank you.

Don Schuman

Building Department
Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010-5199
Direct: 847-551-3003

On Tue, Dec 16, 2014 at 8:51 AM, Pauline Boyle <daydreampauline@yahoo.com> wrote:

At this very moment (8:45am) there is a bobcat moving soil/? at 335 Ridge Road - at the rear of the property between the barn and the house - closer to the barn. This area effects the stormwater overflow and contaminated water that they direct onto my property.

As you know this area floods my property and has a history of altering the land to do so. I believe this is happening again. Also last night at about 9:30pm a diesel truck was delivering or working in the barn which is a violation of working hours for commercial horse boarders.

I ask that you send a reliable and non partlsan person to look into this matter - that would exclude Kosin and Strahan. You may wish to document manure management at that property also.

I also will be sending you additional documentation of another neighbor who has altered their land and adds tremendously to the flooding and contamination of my property.

Thank you
Pauline Boyle



photos re horse manure contamination

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:16 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

Begin forwarded message:

From: Pauline Boyle <daydreampauline@yahoo.com>

Subject: photos re horse manure contamination

Date: August 13, 2014 at 11:54:19 AM CDT

To: Pauline Boyle <daydreampauline@yahoo.com>

Cc: Martin McLaughlin Mayor <mmclaughlin@barringtonhills-il.gov>, Colleen Konicek <ckonicek@barringtonhills-il.gov>, "J. Messer" <jmesser@barringtonhills-il.gov>, Patty Meroni <pmeroni@barringtonhills-il.gov>, Michael Harrington <mharrington@barringtonhills-il.gov>, Fritz Gohl <fgohl@barringtonhills-il.gov>, Karen Selman <kselman@barringtonhills-il.gov>, Dolores Trandel <clerk@barringtonhills-il.gov>

Reply-To: Pauline Boyle <daydreampauline@yahoo.com>

it glows.....the pond at 335 Ridge





Complaint/reports related to horse boarding, pasture management, contamination etc....

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 7:33 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>

Cc: Village Clerk <clerk@barringtonhills-il.gov>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jan Goss <JanGoss@mac.com>, Jim Drury <jdrury@jdrurypartners.com>, Dede Wamberg <dedewamberg@mac.com>

I was a bit shocked this morning to review the most recent post in The Barrington Hills Observer and the corresponding agenda for tonight's zoning meeting. The issue of complaints regarding manure management and contamination was mentioned however as it was indicated there are no complaints regarding manure management and contamination. Although this mention limits the date to 2014 and after - I state to you this is not an adequate representation. I will throughout the day - as time allows search my emails and will forward to you the many many complaints of contamination that have gone unanswered and adequately addressed accordingly by village code and are biased engineer despite my photos, lab reports, and videos. I am sure that if the village administrator does an adequate search of village records - that numerous complaints will be found and the record can be amended in time for tonight's meeting.

I ask that all these documents be forwarded to all members of the ZBA and I will also present a hard copy at tonight's meeting as well. I question the objectivity of some members of the zoning board and how my issue is consistently 'left off the radar' in order to benefit one particular entity. An entity that has been one of the biggest offenders of contamination in this village.

Thank you
Pauline Boyle

Begin forwarded message:

From: Pauline Boyle <daydreampauline@yahoo.com>

Subject: Complaint/reports related to horse boarding, pasture management, contamination etc....

Date: August 13, 2014 at 11:39:47 AM CDT

To: Pauline Boyle <daydreampauline@yahoo.com>

Cc: Martin McLaughlin Mayor <mmclaughlin@barringtonhills-il.gov>, Dolores Trandel <clerk@barringtonhills-il.gov>, "J. Messer" <jmesser@barringtonhills-il.gov>, Fritz Gohl <fgohl@barringtonhills-il.gov>, Patty Meroni <pmeroni@barringtonhills-il.gov>, Karen Selman <kselman@barringtonhills-il.gov>, Bob Kosin <rkosin@barringtonhills-il.gov>, Colleen Konicek <ckonicek@barringtonhills-il.gov>, Michael Harrington <mharrington@barringtonhills-il.gov>

Reply-To: Pauline Boyle <daydreampauline@yahoo.com>

[Quoted text hidden]

4 attachments



St Marks 335 gewalt memo village code violation.pdf
360K



st marks 335 site observation violations.pdf
440K



st marks inspection gewalt.pdf
5229K



St Mark's Episcopal ChurchI EPA Dec2011 report.pdf
2689K

Submitted by Pauline Boyle

SITE OBSERVATION SUMMARY

Village of Barrington Hills – 335 Ridge Road



Date: Thursday, July 11, 2013
Time: 2:30 PM
Location: 335 Ridge Road
Barrington Hills, Illinois

850 Forest Edge Drive, Vernon Hills, IL 60061
TEL 847.478.9700 ■ FAX 847.478.9701

820 Lakeside Drive, Suite 5, Gurnee, IL 60031
TEL 847.855.1100 ■ FAX 847.855.1115

www.gha-engineers.com

Attendees: Ron's Tidy Tank Septic Service
Dan Strahan, GHA Inc.

The Village of Barrington Hills received notice of a suspected septic system failure in the vicinity of the property at 335 Ridge Road. After a recent rainfall event the pond on the property at 335 Ridge flooded onto neighboring properties, and an assertion was made that toilet paper was seen within the ponded area. A septic failure involving sewage discharging onto the ground surface would be in violation of Section 4-2-7(D)-7 of the Village Code. After an initial meeting with the property owner on June 26, the owner made arrangements for Ron's Tidy Tank Septic Service to complete a field locate of the septic system.

White flagging was placed to coincide with the location of the septic field laterals. Based on the determination made by Ron's Septic Service, the septic tank and septic field laterals are located east of the fence line east of the house. Five laterals were located, the first being 65' in length and the remaining four each measuring 75' in length. The ponded water had been pumped down at the time of the site visit, but based on the location it appears that at least three and probably four of the laterals were within the inundated area. A concrete septic tank lid was also visible west of the septic field laterals. Section 4-2-7(D)8(b) of the Village Code prohibits septic systems in areas of flooding, ponding, surface water, etc. As a result the property owner will be notified that the existing septic system will need to be relocated.

During the previous site visit it had been noted that a dumpster utilized to hold manure was adjacent to the barn and subject to flooding. The dumpster had been moved away from the barn at the time of this site visit, outside of the area subject to ponding water.

Copies to: Robert Kosin, Village of Barrington Hills

SITE OBSERVATION SUMMARY

Village of Barrington Hills – 335 Ridge Road

Date: Wednesday, June 26, 2013
Time: 8:00 AM
Location: 335 Ridge Road
Barrington Hills, Illinois

850 Forest Edge Drive, Vernon Hills, IL 60061
TEL 847.478.9700 ■ FAX 847.478.9701

820 Lakeside Drive, Suite 5, Gurnee, IL 60031
TEL 847.855.1100 ■ FAX 847.855.1115

www.gha-engineers.com

Attendees: Rick Cavanaugh, Properties Manager for St. Mark's Church
Robert Kosin, Village of Barrington Hills
Dan Strahan, GHA Inc.

Meeting Purpose

The Village of Barrington Hills received notice of a suspected septic system failure in the vicinity of the property at 335 Ridge Road. After a recent rainfall event the pond on the property at 335 Ridge flooded onto neighboring properties, and an assertion was made that toilet paper was seen within the ponded area. A septic failure involving sewage discharging onto the ground surface would be in violation of Section 4-2-7(D)-7 of the Village Code. A meeting was set up with the property owner to ascertain the location of the septic field and determine if any signs of a septic failure were present.

Observations

The property at 335 Ridge Road is owned by St. Mark's Church, which rents the property to a tenant. A major rainfall event occurred the morning of Wednesday, June 26, 2013, with several area weather stations reporting in excess of a 100-year storm event. Several area roadways were impassable, resulting in difficulty accessing the site.

When I arrived on the site the pond and adjacent properties had flooded. The tenant for the property indicated that water in the barn was approximately "thigh high", and the horses had to be moved to another location. Based on the limits of flooding and aerial topography, the flooding reached an elevation of approximately 809-810.

Mr. Cavanaugh arrived at the site at approximately 8:30 AM, and pointed out the general location of the septic system for the house. The tank is located east of the house with the field east of the tank, generally located between the house and the pasture area. No signs of a septic failure were evident at the time of the inspection.

Mr. Kosin arrived at the site at approximately 9:00 AM and the location of the flooding was reviewed further. Mr. Kosin noted the location of a dumpster outside the barn, which was believed to be used for manure management and was within the flooded area. It was noted that the tenant should be notified to relocate the dumpster so that it would not be inundated during periods of flooding. In addition, it was noted that recent electrical work was apparent between the house and the barn which may have crossed into the septic field area. A follow up inspection will be scheduled to confirm the location and operability of the septic field.

Copies to: All Attendees



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

DOUGLAS P. SCOTT, DIRECTOR

815/987-7760

RELEASABLE

May 6, 2009

NON-COMPLIANCE ADVISORY LETTER

St. Mark's Episcopal Church
c/o Mike Loring
337 Ridge Road
Barrington Hills, IL 60010-2331

Dear Mr. Loring:

On April 8, 2009, Lee Heeren, representing this Agency, conducted an inspection of your facility. The operation is located in Section 16 in Cuba Township in Lake County. Alberto Sandoval was contacted at the time of the visit. Based on this visit and a review of our files the following violations of the Illinois Environmental Protection Act (the Act), the Illinois Pollution Control Board Rules and Regulations, Title 35, Subtitle C, Water Pollution, CHAPTER I (Subtitle C) and the Subtitle E: Agricultural Waste Regulations (Subtitle E) were noted.

APPARENT VIOLATIONS

1. Livestock waste from your facility was deposited on the ground in such a manner that a water pollution hazard was created. This is an apparent violation of Sections 12(a), (d) and (f) of the Act, and Section 501.403(a) of Subtitle E.
2. The barren pasture may be considered a livestock management facility and as such constitute an apparent violation of Section 501.403(a) of Subtitle E.
3. Appropriate feedlot runoff control structures were not in place at your facility to collect and contain manure wastewater discharges. In some cases clean water was not diverted from the open lots. This is an apparent violation of Section 501.403(a) of Subtitle E.
4. Manure wastewater entered an unnamed tributary. This is an apparent violation of Section 302.203 of Subtitle C.

RELEASABLE

5. The contents of a livestock waste handling facility shall be kept at levels such that there is adequate storage capacity so that an overflow does not occur except in the case of precipitation in excess of a 25-year, 24-hour storm. This is an apparent violation of Section 501.401(d) of Subtitle E.
6. Livestock waste was allowed to discharge to waters of the State without an NPDES (National Pollutant Discharge Elimination System) Permit. This is an apparent violation of Section 309.102(a) of 35 Ill. Adm. Code.

Livestock waste has the potential for causing serious environmental problems. Therefore, it is important for livestock producers to familiarize themselves with proper and safe procedures for handling and disposing of livestock waste. The following is a list of some of the regulations that may apply to your operation:

IEPA Act Section 12a: No Person shall Cause or threaten or allow the discharge of any contaminants into the environment in any State so as to cause or tend to cause water pollution in Illinois, either alone or in combination with matter from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board under this Act;

IEPA Act Section 12d: No Person shall deposit any contaminants upon the land in such place and manner so as to create a water pollution hazard.

IEPA Act Section 12f: No Person shall cause, threaten or allow the discharge of any contaminant into the waters of the State, as defined herein, including but not limited to, waters to any sewage works, or into any well or from any point source within the State, without an NPDES permit for point source discharges issued by the Agency under Section 39(b) of this Act, or in violation of any term or condition imposed by such permit, or in violation of any NPDES permit filing requirement established under Section 39(b), or in violation of any regulations adopted by the Board or of any order adopted by the Board with respect to the NPDES program.

SUBTITLE C

Subtitle C: Water Pollution - Section 309.102(a) NPDES Permit Required: Except as in compliance with the provisions of the Act, Board regulations, and the CWA, and the provisions and conditions of the NPDES permit issued to the discharger, the discharge of any contaminant or pollutant by any person into the waters of the State from a point source or into a well shall be unlawful.

RELEASABLE

SUBTITLE E

Subtitle E Section 501.401(d): The transportation of livestock wastes shall be planned and conducted so as not to cause, threaten, or allow any violation of the Act and applicable regulations.

Subtitle E Section 501.403(a): Existing livestock management facilities and livestock waste-handling facilities shall have adequate diversion dikes, walls or curbs that will prevent excessive outside surface waters from flowing through the animal feeding operation and will direct runoff to an appropriate disposal, holding or storage area. The diversions are required on all aforementioned structures unless there is negligible outside surface water which can flow through the facility or the runoff is tributary to an acceptable disposal area or a livestock waste-handling facility. If inadequate diversions cause or threaten to cause a violation of the Act or applicable regulations, the Agency may require corrective measures.

Subtitle E Section 501.404(b): Temporary manure stacks shall be constructed or established and maintained in a manner to prevent runoff and leachate from entering surface or ground waters.

Subtitle E Section 501.404(c)(3): The contents of livestock waste-handling facilities shall be kept at levels such that there is adequate storage capacity so that an overflow does not occur except in the case of precipitation in excess of a 25-year 24-hour storm.

Subtitle E Section 560.203 Proximity to Water: Livestock waste should not be applied within 200 feet of surface water unless the water is upgrade or there is adequate diking. There should be a vegetative strip between the application area and any surface water. Waste should not be applied within 150 feet of any water well. Conservative loading rates should be used in the case of fractured bedrock. Caution should be exercised in applying wastes, particularly on porous soils, so as not to cause nitrate or bacteria contamination of ground waters. Such shallow ground waters are often the source of private wells in rural areas.

This Non-Compliance Advisory is not a violation notice as specified in Section 31(a)(1) of the Illinois Environmental Protection Act, 415ILCS 5/31(a)(1). However, if you do not adequately respond to this Non-Compliance Advisory, the Illinois EPA may issue a formal violation notice pursuant to Section 31(a)(1) of the Act.

RELEASABLE

RECOMMENDATIONS

The following is a list of recommendations which are presented for your consideration in dealing with the above mentioned violations:

1. Immediately cease any discharges of manure wastewater from the facility. To improve runoff control at the facility consider the following:
 - a. Consider diverting clean water away from feedlots and other areas where livestock are kept. This can include installation and maintenance of roof gutters on buildings next to feedlots, and clean water diversion berms.
 - b. If a discharge continues, an NPDES Permit from the Illinois EPA will be required.
2. Solicit technical advice to provide alternatives for your manure wastewater discharges.
3. Place the manure in a suitable container located upland to prevent a wastewater leachate discharge to waters of the State.
4. Construct an earthen berm around three sides of the horse barn to prevent storm water from coming into contact with animal manure.
5. Periodically remove the horse manure accumulations from the low-lying pastures.
6. Livestock waste spread on the surface may create a water pollution hazard. Environmental concerns should dictate the wise management and use of livestock waste. The application of livestock waste and soiled bedding must be for agronomic purposes at the appropriate nitrogen rate required for a reasonable anticipated crop yield. The emphasis in land application should be on waste utilization rather than waste disposal. If livestock waste and bedding cannot be properly applied at the facility please consider securing alternative application sites or searching for individuals that can utilize the material. It may become necessary to contract the services of a composting or disposal company.

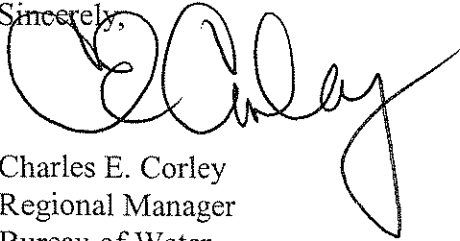
Please submit a written response by June 5, 2009, to: Illinois EPA, Attn: Lee Heeren, 4302 North Main Street, Rockford, IL 61103. The written response must include specific remedial actions, including a specified time for achieving each action. If completed, your response must include the date on which the non-compliance situation was eliminated.

St. Mark's Episcopal Church - Non-Compliance Advisory Letter
May 6, 2009
Page Five

RELEASABLE

If you have any questions or comments regarding the contents of this letter, please feel free to contact me or Lee Heeren of my staff at 815/987-7760.

Sincerely,

A handwritten signature in black ink, appearing to read 'Corley', with a large, stylized initial 'C'.

Charles E. Corley
Regional Manager
Bureau of Water
Division of Water Pollution Control

CEC:LH:svf

bcc: DWPC/FOS & Records Unit
BOW/CAS
BOW/Des Plaines
Rockford Region

RELEASABLE

Memorandum

✓ 850 Forest Edge Drive, Vernon Hills, IL 60061
TEL 847.478.9700 ■ FAX 847.478.9701

820 Lakeside Drive, Suite 5, Gurnee, IL 60031
TEL 847.855.1100 ■ FAX 847.855.1115

www.gha-engineers.com

To: Chris Kallis
Illinois Environmental Protection Agency

From: Marcy Knysz, AICP, LEED AP
Gewalt Hamilton Associates, Inc.

CC: Robert Kosin – Village of Barrington Hills
Dan Strahan – GHA
Nikki Pisula – GHA

Date: December 20, 2011

Re: Potential Illicit Discharge Inspection
337 Ridge Road, Barrington Hills

On December 2, 2011, Ms. Nikki Pisula, Environmental Consultant at Gewalt Hamilton Associates, Inc., investigated the property at 337 Ridge Road in Barrington Hills, Illinois. Ms. Pisula spoke with Richard Cavanaugh, head of the St. Marks building committee and toured the entire property with him. The property consists of St. Marks Church & School in the northwest section, a rental residence in the southwest section, a barn and pond in the southeast section and the Pastor's residence in the northeast section. Ms. Pisula found no evidence of an illicit discharge. The inspection was documented with photos provided on pages 2-7 of this memo.



Comment: Photo of the church facing northeast in the parking lot.



Comment: Photo of the renter's residence facing southeast from the church parking lot.



Comment: Photo of the barn (left) and the renter's residence (right) facing south.



Comment: Photo of the barn adjacent to the renter's house facing east. No horses were observed onsite during the inspection.



Comment: Photo of the onsite pond (located northeast of the barn) facing east.



Comment: South side of barn facing west.



Comment: Side pasture facing southeast from renter's driveway to the barn.



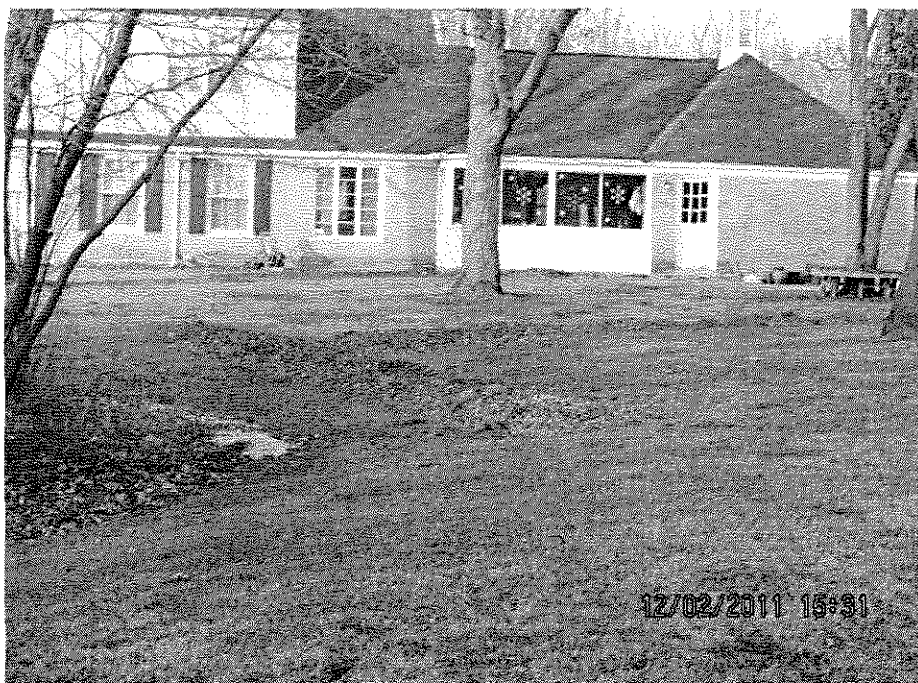
Comment: Photo of the 319 Ridge Road property facing south from the inspected property.



Comment: Photo of the front yard of the renter's driveway facing west.



Comment: Photo of the southeastern edge of the Pastor's residence facing east.



Comment: Photo of the back of the Pastor's residence facing north. Note the recent septic work.



Comment: Photo of the back of the church facing northwest.

(2)



1. ST. MARK'S CHURCH (owner of horse property)
2. Horse barn
3. St. Mark's rectory residence
4. complainant's horse barn
5. complainant's residence
6. Flooded area at property line

PAULINE BOYLE

315 Ridge Road
Barrington, IL 60010
Phone Number 847-277-1143

March 9, 2012

Eric Anderson
Staub Anderson and Green
55W. Monroe St 1925
Chicago, IL 60603

Re: St Mark's vs. Pauline Boyle
Sent via email and fax

Dear Mr. Anderson,

Within the context of the interrogatories previously provided to you - #4 which reads;
Identify any septic work, repair or plumbing for 335 and 337 Ridge Road and include bids
and invoices for any work performed. Include inspection reports by third party potential
buyers and/or any realtor documents relating to septic.

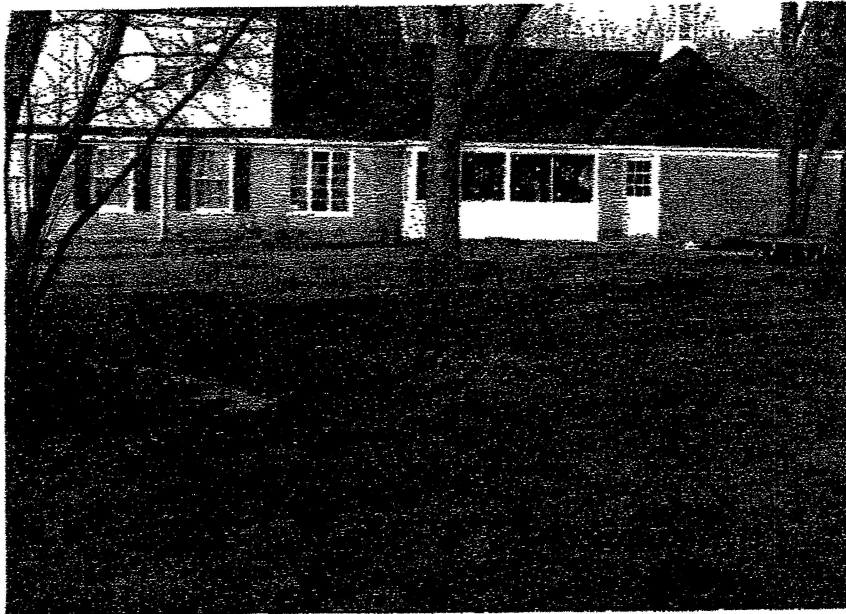
Additionally, I have attached a photo - labeled Exhibit A to this communication. At this
time I am asking if there is anything responsive to my original interrogatory within the last
four years.

Thank you for your time.

Sincerely,

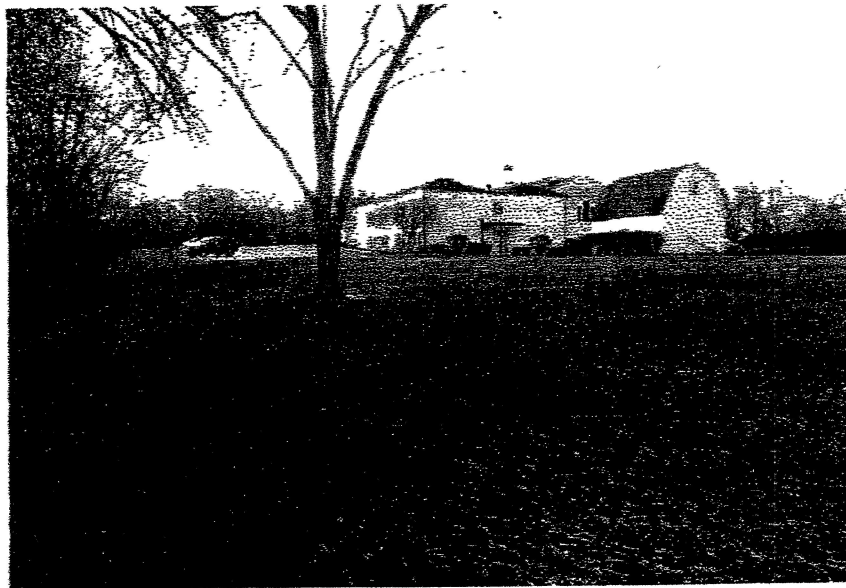


Pauline Boyle



Comment: Photo of the back of the Pastor's residence facing north. Note the recent septic work.

←
★
Dated
12/03/2011



Comment: Photo of the back of the church facing northwest.



flooding and contamination - horse manure

Pauline Boyle <daydreampauline@yahoo.com>

Mon, Aug 15, 2016 at 8:20 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

Off the charts fecal contamination - if not from horses next door at 335 Ridge Road please have village engineer and administrator confirm the source please....

Thank you
Pauline Boyle

Begin forwarded message:

From: Pauline Boyle <daydreampauline@yahoo.com>

Subject: flooding and contamination - horse manure

Date: August 13, 2014 at 11:46:25 AM CDT

To: Pauline Boyle <daydreampauline@yahoo.com>

Cc: Martin McLaughlin Mayor <mmclaughlin@barringtonhills-il.gov>, Colleen Konicek <ckonicek@barringtonhills-il.gov>, "J. Messer" <jmesser@barringtonhills-il.gov>, Patty Meroni <pmeroni@barringtonhills-il.gov>, Fritz Gohl <fgohl@barringtonhills-il.gov>, Karen Selman <kselman@barringtonhills-il.gov>, Michael Harrington <mharrington@barringtonhills-il.gov>, Dolores Trandel <clerk@barringtonhills-il.gov>

Reply-To: Pauline Boyle <daydreampauline@yahoo.com>

Lab reports

3 attachments



Boyle water lab reports.PDF

28K



boyle prop standing water lab report 2013 .pdf

1162K



boyle 315 water testing reports.pdf

177K

**ENVIRONMENTAL MONITORING & TECHNOLOGIES, INC.**8100 N. AUSTIN AVENUE
MORTON GROVE, IL 60053847-967-6666
fax 847-967-6735Client Name: P. BoyleDate: 7/28/11Project Number: —Outfall ID: PanelArrival Time: 13:40Departure Time: 14:00Weather Conditions: CloudyWind: 0 to 5 mph**PROJECT INFORMATION:**Sample Matrix (Circle): Wastewater Leachate Groundwater Drinking-Water Soils Other:Event Activities (Circle): Install Service Pull Equipment Grab Sampling Other: —**FLOW METER INFORMATION:**Meter Type (circle and add model): Isco: — Sigma: — Other: —Meter Number: — Battery Number: —RDL: — ACTL: — TF: —Primary Device: — Size: — Max. Head: —

Client Flow Meter:

Number: — RDL: — ACTL: —Incoming Water Meters: —**SAMPLE EQUIPMENT INFORMATION:**

Automated Sampler Type (circle and add model): Isco Sigma Other

Sampler Number: — Battery Number: —No. of Samples Collected (if composite): — Sampling Interval (if Composite): —Multiplex: — Good Manual Sample (circle): YES NOSampling Methodology: EVC FPC Rain Event Grab Other: —Sampling Equipment Used (If not automated Sampler): —**SAMPLE INFORMATION:**Sample Collection Time: 13:40pH Result: — pH Meter No.: — Temperature: —

Sample Description

Sample Color: Cloudy Sample Odor: mineral odorCOMMENTS: —Technician Name (Printed): A. HogenSignature: [Signature]Technician Name (Printed): —Signature: Submitted by Pauline Boyle



Enviro-Test/Perry Laboratories, Inc.
Chicago Dairy & Food Laboratories

8102 Lemont Road | Suite 1500 | Woodridge | IL | 60517 | Phone: 630.541.8098 | Fax: 630.541.8187

Pauline Boyle

315 Ridge RD
Barrington, IL 60010

Certificate of Laboratory Analysis

Illinois Department of Public Health Certified # 17134

Customer No: 8042

Report Number: W8294

Project: PAID

Purchase Order:

Report Date 4/23/2013

Date Received: 04/18/2013

Time Received 14:40:00

Relinquished By CLIENT

Received By: ML

Sample No. W8294001

Matrix: A

Sample Type GW

Sampled: 04/18/2013 @ 13:30:00

Description: STORMWATER OVERFLOW

Grab

Collected By: PAULINE

Analyte

Result

Units

Detection Limi

Analyzed Analys Method Reference

Coliform Fecal

4,100

cfu/100ml

04/19/2013

BT

SM9222D

M. Lenos, Project Manager

This Report May Not Be Duplicated,
Except In Its Entirety

*I certify that I am familiar with the information contained in
this report and that to the best of my knowledge and
belief such information is true, complete and accurate*

ENVIRONMENTAL MONITORING AND TECHNOLOGIES, INC.



8100 North Austin • Morton Grove, IL 60053-3203
847.967.6666 • 800.246.0663 • fax: 847.967.6735 • www.emt.com

Pauline Boyle
Pauline Boyle
315 Ridge Road
Barrington, IL 60010

August 05, 2011

RE Analytical Testing

Lab Orders:
11080151

Dear Ms. Pauline Boyle:

Enclosed are the analytical reports for the EMT Lab Order listed. Also included with this analytical report is a copy of the chain of custody associated with these samples. If you have any questions, please contact me at 847-967-6666.

Sincerely,

Joe Pavidonis
Project Manager

Approved by,

Mitchell Ostrowski
Laboratory Director

This Report Contains 5 pages

The Contents of this report apply to the sample(s) analyzed. No duplication is allowed except in its entirety.

State of Illinois Chemical Analysis in Drinking Water Accredited Lab. No. 100256
State of Wisconsin Wastewater and Hazardous Waste No. 999888890

environmental laboratory and testing services

water

soil

air

product

waste

Submitted by Pauline Boyle



8100 North Austin • Morton Grove, IL 60053-3203
847.967.6666 • 800.246.0663 • fax: 847.967.6735 • www.emt.com

CLIENT: Pauline Boyle
Project: Analytical Testing
Lab Order: 11080151

Date: 8/5/2011

CASE NARRATIVE

Unless otherwise noted, samples were analyzed using the methods outlined in the following references:

Test Methods for Evaluating Solid Waste, Physical/Chemical Methods, SW846, 3rd Edition

Unless otherwise noted, all method blanks, laboratory spikes, and/or matrix spikes met quality assurance objectives.

Sample results relate only to the analytes of interest tested and to the sample received at the laboratory.

All results are reported on a wet weight basis, unless otherwise noted. Dry weight adjusted results, reporting limits, method detection limits and dilution factors are indicated by the notation "dry" in the Units column. If present, a dilution factor will adjust the method detection limits and reporting limits.

The test results contained in this report meet all of the requirements of NELAC. Accreditation by the State of Illinois or Wisconsin is not an endorsement or a guarantee of the validity of data generated. For specific information regarding EMT's scope of accreditation, please contact your EMT project manager.

The Reporting Limit listed on the Report of Laboratory Analysis is EMT's reporting limit for the analyte reported. For most test methods this reporting limit is primarily based upon the lowest point in the calibration curve.

Analyst's initials of "OUT" indicate that the analyte was analyzed by a subcontracted laboratory.

Method References:

SW=USEPA, Test Methods for Evaluating Solid Waste, SW-846.

E=USEPA Methods for the Determination of Inorganic Substances in Environmental Samples; Methods for Chemical Analysis of Water and Wastes; Methods for Organic Chemical Analysis of Municipal and Industrial Wastewater, 40 CFR Part 136, App A; methods for the Determination of Metals in Environmental Samples; Methods for the Determination of Organic Compounds in Drinking Water.

SM= APHA, Standard Methods for the Examination of Water and Wastewater.

D=ASTM, Annual Book of Standards

Batch numbers starting with a letter indicate an analytical batch while those that are exclusively numerals indicate a preparation batch.



8100 North Austin • Morton Grove, IL 60053-3203
847.967.6666 • 800.246.0663 • fax: 847.967.6735 • www.emt.com

CLIENT: Pauline Boyle

Date: 8/5/2011

Project: Analytical Testing

CASE NARRATIVE

Lab Order: 11080151

Analytical Comments for METHOD 9221E_FECALCOLIFORM, 11080151-01A: The Colliforms, Fecal by Method SM9222 D was performed by the subcontracted laboratory Suburban Laboratories, Inc. Illinois Department of Health Certified # 17585 for applicable matrices.

The colonies were too numerous to generate an accurate count.



8100 North Austin • Morton Grove, IL 60053-3203
847.967.6666 • 800.246.0663 • fax: 847.967.6735 • www.emt.com

Report of Laboratory Analysis

CLIENT: Pauline Boyle
Lab Order: 11080151
Project: Analytical Testing
Lab ID: 11080151-01

Client Sample ID: POND GRAB
Report Date: 8/5/2011
Collection Date: 7/28/2011 1:50:00 PM
Matrix: Liquid

Analyses	Result	EMT Reporting Limit	Units	Date Analyzed	Batch	Analyst
Fecal Coliform		Method: SM9221 E				
Fecal Coliform	> 2000	1.	C cfu/100 ml	7/28/11	R158055	OUT

Qualifiers:

B - Analyte detected in the associated Method Blank
E - Estimated
H - Holding Time Exceeded
C - Laboratory not accredited for this parameter

S - Spike Recovery outside accepted recovery limits
R - RPD outside accepted recovery limits
J - Analyte detected below quantitation limits

environmental laboratory and testing services

water

soil

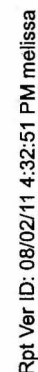
air

product

waste

Submitted by: Pauline Boyle







Fwd: re

Pauline Boyle <daydreampauline@yahoo.com> Mon, Aug 15, 2016 at 8:33 AM
To: Bob Kosin <rkosin@barringtonhills-il.gov>, Village Clerk <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, Daniel Wolfgram <dwolfgram@barringtonhills-il.gov>, Jan Goss <JanGoss@mac.com>, Lake County State's Attorney <statesattorney@lakecountyil.gov>, Jim Drury <jdrury@jdrurypartners.com>

And let's not forget the 'we tried the nice way' email of Brian Cook.

Pauline Boyle

Begin forwarded message:

From: Pauline Boyle <daydreampauline@yahoo.com>
Subject: re
Date: July 17, 2012 at 6:00:03 PM CDT
To: Pauline Boyle <daydreampauline@yahoo.com>
Reply-To: Pauline Boyle <daydreampauline@yahoo.com>

This is what I need assistance with - suggestions.....

Pauline
[847-277-1143](tel:847-277-1143) home
[847-254-5569](tel:847-254-5569) cell

4 attachments

-  **flooding narrative.docx**
20K
-  **briancookemailsmc.pdf**
406K
-  **lab reports august 2011.pdf**
11113K
-  **mike warner email.pdf**
445K

Hertel, Darcy L.

From: Woolford, Kurt A.
Sent: Monday, March 07, 2011 11:18 AM
To: Warner, Mike D.; Colletti, Joanna S.
Cc: Hmieleski, Joseph I.
Subject: RE: Merri Oaks Drainage

Pauline Boyle called me this morning looking for Mike W. She informed me that Mr. Martin of 6 Acorn Lane has restricted drainage within the drainage easement along his property. She wants to know if SMC "OK'd" this restriction and if so, she requests a copy. She also stated that Mr. Martin has refused to allow Barrington Hills to install a storm sewer within the easement due to the required tree removal that would be necessary.

I told her that I recalled her drainage problems and that we recommended she install drain tiles on her property. She stated that she should not have to spend any money to fix the drainage problems. She said her property was once the high point (and has maps to prove it) and the current drainage problems are the result of development around her. She requested that we investigate the Merri Oaks drainage for obstructions so she doesn't flood this spring.

I told her I would forward her request to Mike and Joanna since they've been previously involved. She expressed her thanks and said anything that can be done would be appreciated.

I'd like to take a look at the drainage out there.
Kurt

From: Warner, Mike D.
Sent: Thursday, June 17, 2010 3:54 PM
To: Pauline Boyle
Cc: Woolford, Kurt A.; Hmieleski, Joseph I.
Subject: RE: Merri Oaks Drainage

It is a private drainage system on private property. SMC does not have the legal authority or funding capacity to address it.

From: Pauline Boyle [mailto:pboyle315@sbcglobal.net]
Sent: Thursday, June 17, 2010 3:17 PM
To: Warner, Mike D.
Subject: RE: Merri Oaks Drainage

Thank you - once again - why is it that you are not pursuing the existing drain tile/overflow piping at 335 Ridge Road?

Pauline Boyle

--- On Thu, 6/17/10, Warner, Mike D. <MWarner@lakecountyil.gov> wrote:

From: Warner, Mike D. <MWarner@lakecountyil.gov>
Subject: RE: Merri Oaks Drainage
To: "Pauline Boyle" <pboyle315@sbcglobal.net>
Cc: "Woolford, Kurt A." <KWoolford@lakecountyil.gov>, "Hmieleski, Joseph I." <JHmieleski@lakecountyil.gov>
Date: Thursday, June 17, 2010, 10:39 AM

CLIENT: Pauline Boyle
Project: Analytical Testing
Lab Order: 11080151

CASE NARRATIVE
Date: 8/5/2011

ENVIRONMENTAL
MONITORING AND
TECHNOLOGIES, INC.

Submitted by Pauline Boyle



Unless otherwise noted, samples were analyzed using the methods outlined in the following references:
Test Methods for Evaluating Solid Waste, Physical/Chemical Methods, SW846, 3rd Edition
Unless otherwise noted, all method blanks, laboratory spikes, and/or matrix spikes met quality assurance objectives.
Sample results relate only to the analytes of interest tested and to the sample received at the laboratory.

All results are reported on a wet weight basis, unless otherwise noted. Dry weight adjusted results, reporting limits, method detection limits and dilution factors are indicated by the notation "dry" in the Units column. If present, a dilution factor will adjust the method detection limits and reporting limits.

The test results contained in this report meet all of the requirements of NELAP. Accreditation by the State of Illinois or Wisconsin is not an endorsement or a guarantee of the validity of data generated. For specific information regarding EMT's scope of accreditation, please contact your EMT project manager.

The Reporting Limit listed on the Report of Laboratory Analysis is EMT's reporting limit for the analyte reported. For most test methods this reporting limit is primarily based upon the lowest point in the calibration curve.

Analyst's initials of "OUT" indicate that the analyte was analyzed by a subcontracted laboratory.

Method References:

SW=USEPA, Test Methods for Evaluating Solid Waste, SW-846.
E=USEPA Methods for the Determination of Inorganic Substances in Environmental Samples;
Methods for Chemical Analysis of Water and Wastes; Methods for Organic Chemical Analysis of Municipal and Industrial Wastewater, 40 CFR Part 136, App A; methods for the Determination of Metals in Environmental Samples; Methods for the Determination of Organic Compounds in Drinking Water.
SM=APHA, Standard Methods for the Examination of Water and Wastewater.
D=ASTM, Annual Book of Standards

Batch numbers starting with a letter indicate an analytical batch while those that are exclusively numerals indicate a preparation batch.

environmental laboratory and testing services
water soil air product waste





ENVIRONMENTAL MONITORING & TECHNOLOGIES, INC.
8100 N. AUSTIN AVENUE
MORTON GROVE, IL 60053
847-967-6666
fax 847-967-6735

Client Name: P. Boyle
Project Number: 1350
Arrival Time: 13:00
Weather Conditions: Clear
Date: 7/28/11
Outfall ID: B-8
Departure Time: 14:00
Wind: 0-5 mph

PROJECT INFORMATION:

Sample Matrix (Circle): Wastewater Leachate Groundwater Drinking-Water Soils Other:
Event Activities (Circle): Install Service Pull Equipment Grab Sampling Other:

FLOW METER INFORMATION:

Meter Type (circle and add model): Isco Sigma Other:
Meter Number: _____
RDL: _____
ACTL: _____
TF: _____
Max. Head: _____

Client Flow Meter: _____
Number: _____
RDL: _____
ACTL: _____

Incoming Water Meters: _____

SAMPLE EQUIPMENT INFORMATION:

Automated Sampler Type (circle and add model): Isco Sigma Other:
Sampler Number: _____
No. of Samples Collected (if composite): _____
Sampling Interval (if Composite): _____

Multiplex: _____
Good Manual Sample (circle): YES NO

Sampling Methodology: EVC FPC Rain Event Grab Other: _____

Sampling Equipment Used (if not automated Sampler): _____

SAMPLE INFORMATION:

Sample Collection Time: 13:50

pH Result: _____
pH Meter No.: _____
Temperature: _____

Sample Description: _____

Sample Color: Clear
Sample Odor: Musty odor

COMMENTS:

Technician Name (Printed): A. Hogg
Signature: _____

Technician Name (Printed): _____
Signature: _____



environmental laboratory and testing services

water soil air product waste

4

Qualifiers:

- B - Analyte detected in the associated Method Blank
- E - Estimated
- H - Holding Time Exceeded
- J - Analyte detected below quantitation limits
- R - RPD outside accepted recovery limits
- S - Spike Recovery outside accepted recovery limits
- C - Laboratory not accredited for this parameter

Fecal Coliform				Fecal Coliform			
Analyses				Result			
Lab ID: 11080151-01				Method: SM9221 E			
Project: Analytical Testing				1. C			
Lab Order: 11080151				cfu/100 ml			
Client: Pauline Boyle				7/28/11			
Report Date: 8/5/2011				Date Analyzed			
Collection Date: 7/28/2011 1:50:00 PM				Batch Analyst			
Matrix: Liquid				R158055 OUT			

Report of Laboratory Analysis

ENVIRONMENTAL
MONITORING AND
TECHNOLOGIES, INC.

Submitted by Pauline Boyle





3

environmental laboratory and testing services
water soil air product waste

Analytical Comments for METHOD 9221E_FECALCOLIFORM, 11080151-01A: The Colliforms, Fecal
by Method SM9222 D was performed by the subcontracted laboratory Suburban Laboratories, Inc.
Illinois Department of Health Certified # 17585 for applicable matrices.
The colonies were too numerous to generate an accurate count.

CASE NARRATIVE

Date: 8/5/2011

CLIENT: Pauline Boyle
Project: Analytical Testing
Lab Order: 11080151

ENVIRONMENTAL
MONITORING AND
TECHNOLOGIES, INC.

Submitted by Pauline Boyle



Colletti, Joanna S.

From: Woolford, Kurt A.
Sent: Friday, June 10, 2011 11:29 AM
To: Cook, Brian J.; Gardiner, Robert D.
Subject: RE: Regulatory Flood Plain Questions

We need to discuss this internally, not via email. It was my recollection that we were going to handle this differently.

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

From: Cook, Brian J.
Sent: Friday, June 10, 2011 7:41 AM
To: Woolford, Kurt A.; Gardiner, Robert D.
Subject: FW: Regulatory Flood Plain Questions

Kurt,

I copied you on my response to Ms. Boyle. At this point, I'd suggest she get an after-the-fact permit for fill in regulatory floodplain. We tried the "nice" route and I thought she was receptive to that. Apparently not.

Let me know what you think.

Bob, I'll forward my reply to you.

From: Pauline Boyle [daydreampauline@yahoo.com]
Sent: Friday, June 10, 2011 7:23 AM
To: Cook, Brian J.
Subject: Regulatory Flood Plain Questions

Good Morning Brian,

I bet you love this weather! I have several questions regarding the regulatory flood plain you stated exists on the southernmost end of my property. First of all I would like a map of this area along with the associated 'verbage' as to when this was decided or put into effect. Nothing existed when this property was purchased by us. As you know and can clearly see - the drywells on the sw corner of Merri Oaks are inadequate - to say the least - and always overflow and direct water onto my property. Today would be a good day to see for yourself but I also have plenty of videos and photos. If it is the intention of the Village of Barrington Hills and Stormwater Mgmt to initiate this floodplain without my consent, knowledge or public hearing - let me say unequivocally that I do not agree. Just protecting my property that the Village seems to deem a dumping ground....please understand.

Thanks for listening to my concerns. I look forward to hearing from you.

Stay dry!
Pauline Boyle
315 Ridge Road
Barrington Hills
847-277-1143



Manure removal

Pauline Boyle <paulineboyle@yahoo.com>

Mon, Aug 15, 2016 at 9:07 AM

To: Bob Kosin <rkosin@barringtonhills-il.gov>, "clerk@barringtonhills-il.gov" <clerk@barringtonhills-il.gov>, Mary Dickson <marydickson@bond-dickson.com>, sean Conway <seanconway@bond-dickson.com>, "dwolfgram@barringtonhills-il.gov" <dwolfgram@barringtonhills-il.gov>, "jangoss@mac.com" <JanGoss@mac.com>, Jim Drury <jdrury@jdrurypartners.com>, "statesattorney@lakecountyil.gov" <statesattorney@lakecountyil.gov>

Attachment available until Sep 14, 2016

Attached is a copy of the manure removal in December 2014 after I called in a complaint about this to the village hall. Rather than send a representative of the village out to adequately assess the situation - someone called St Marks church to remove the manure asap to circumvent a real inspection. I have the documents as to whom that person was but will leave it up to you to do the appropriate research. Once again nothing was done. However if you turn the volume up you will get the real picture as to how manure is managed and sanctioned here in Barrington Hills.

Thank you
Pauline Boyle

[Click to Download](#)

335 manure removal dec 17 2014.zip
507.8 MB

August 15, 2016

Mr. Daniel Wolfgram
Chairman, Zoning Board of Appeals
Village of Barrington Hills
Barrington Hills, Illinois 60010-5199

Subject: Public Hearing comments: Commercial Boarding Text Amendment

Dear Mr. Chairman;

Every resident that acquires land in Barrington Hills cherishes our open spaces and tranquility, and wants to protect our 5 acre residential zoning. All of us moved here respecting and enjoying equestrian activity and none of us favor dense development or spread of commercialism.

Public discourse during the ZBA hearings incorrectly focuses on a single dispute. Instead, we call the ZBA and all residents' attention to the negative consequences of Anderson II Text Amendment for the majority 5 acre properties. These residences are in beautiful, historic neighborhoods and many share common easements.

On June 17, 2014, then ZBA Member Kurt Anderson was kind to meet with me and discuss commercial boarding. My interest was to discuss the importance of establishing proper limits on horses for the majority of 5 to 10 acre residential neighborhoods affected by commercial boarding. While Member Anderson was sympathetic, he stated at that time that any code changes needed to find a way to legalize Oakwood Farms.

In July, 2011; then ZBA chair Judy Freeman authored official opinion favoring special use. Later, the Appellate Court ruled Oakwood did not comply with Home Occupation, allowed by the infamous "Schumann letter". So, in order to legalize Oakwood and create a Riding Club corridor for commercial self-interests; Anderson II passed with a 7 year retroactive provision. That approach placed the Village in a proactive position of favoring one resident over another in the midst of legal proceedings.

Unfortunately, negative consequences of Anderson II also serve to destroy the residential rights of our 5 acre neighborhoods. The chart found below is not my interpretation, but represents summary information provided to me from the Village clerk and an enforcement officer on the Text Amendment. Any ambiguity only further points to flaws in the code for purposes of enforcement.

- **Unlimited numbers of horses are allowed on 5 & 10 acre properties**
- **Commercial boarded horses are minimums of 10 on 5 acres or 20 on 10 acres.**
- **No approvals are required from the Village to establish commercial operations**
- **Under Anderson II, no restriction for use of common easements exists and commercial traffic is allowed. If easement language does not restrict commercial operations, provisions reverse to the allowances of Anderson II.**
- **Particularly unsettling is change to floor area ratio restrictions. For instance, my wife and I could install a horse stable and riding areas sufficient to house 40 or more horses on our 10 ½ acres along Brinker; forever changing the character of that pristine road.**

One only needs to view the massive structure with associated necessary lighting, parking and road access for that 2 year construction on Algonquin and Old Sutton roads. This indoor and outdoor polo and boarding facility was granted a special use for personal use only. One can question if the current Text Amendment will now allow that property to be used for unrestricted commercial boarding under Anderson II. It is also fair to wonder what Barrington Farms has in mind or what new construction may await neighbors of Oakwood under the Text Amendment that those owners so vehemently favor.

These facts highlight the destruction of residential rights caused by Anderson II.

For several years, attempts have been made to polarize our community between pro and anti-equestrians. That is a false narrative. However, it is true that an extreme equestrian group seeks to turn our Village into a commercial boarding destination and use our public facilities and private trails for the benefit of residents and non-residents. We do not oppose commercial boarding. Large scale boarding operations that are not offensive to the residential condition of each neighborhood are part of our Village's character.

However, residential rights and protections of open spaces free of excessive commercialism has always been a hallmark of the Village. Anderson II constructed an illegal 7 year retroactive provision in order to build a work around for the benefit of one resident. The Village reversed its original cease and desist actions against Oakwood Farms in order to favor alleged special interest motivations of members of the ZBA and Trustees at that time.

We request that the Village immediately reverse the illegal 7 year retroactive provision of Anderson II to the original state of Home Occupation. Furthermore, we support the ZBA's construction of an appropriate code with reasonable limits on horse occupancy and building construction. We also request that the Village initiate an independent and official inquiry into what appears to be illegal actions taken to adopt the 7 year retroactive Anderson II code.

Please, Restore our Residential Rights!

Respectively submitted;



Jack E. Reich
26 year resident

Trustee Colleen Konicek Hannigan, Trustee Liaison to ZBA
Ms. Debra Buettner, ZBA Member
Mr. Richard Chambers, ZBA Member
Mr. Jan Goss, ZBA Member
Mr. Patrick Hennelly, ZBA Member
Mr. Jim Root, ZBA Member
Mr. David Stieper, ZBA Member
Ms. Anna Paul, Clerk, Village of Barrington Hills
Ms. Mary Dickson & Mr. Patrick Bond; Village Attorneys

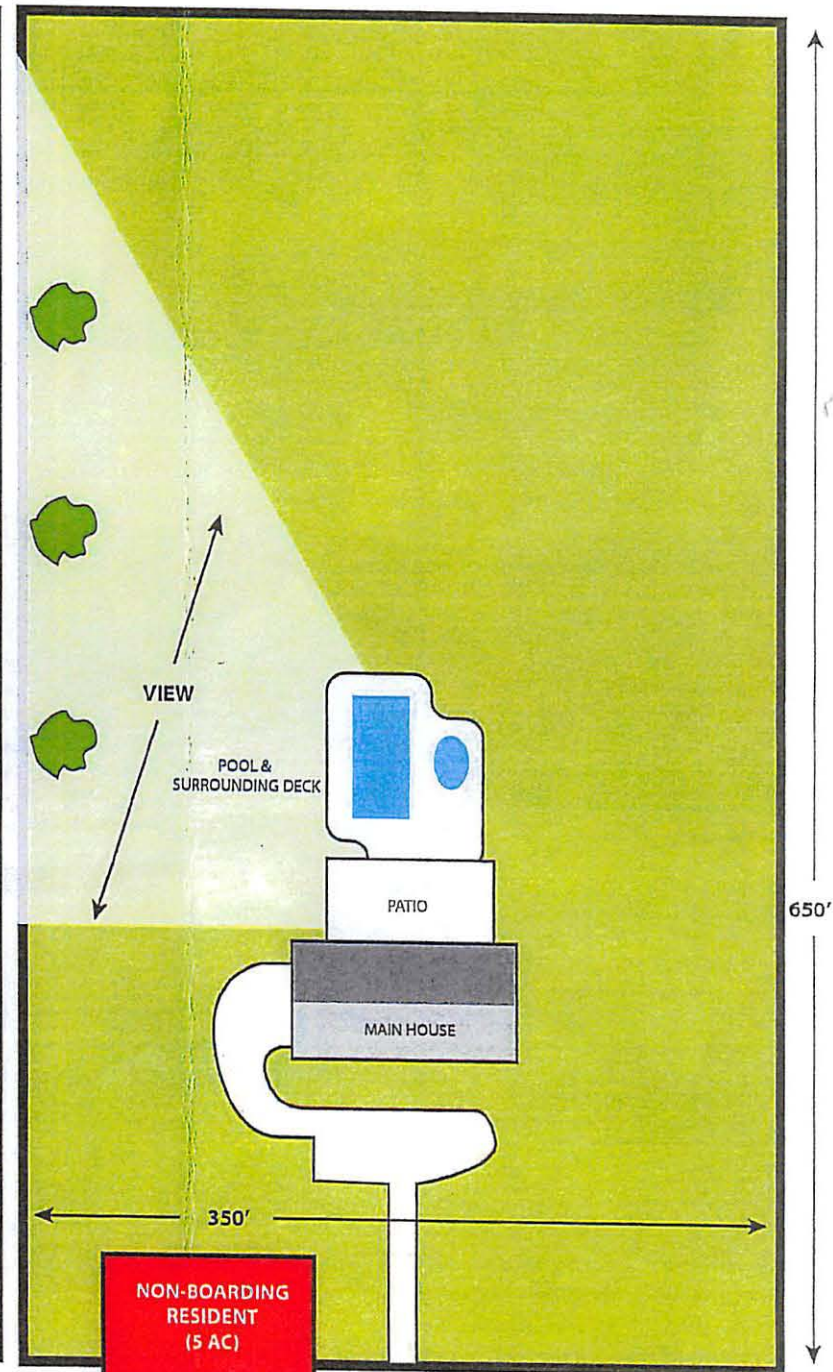
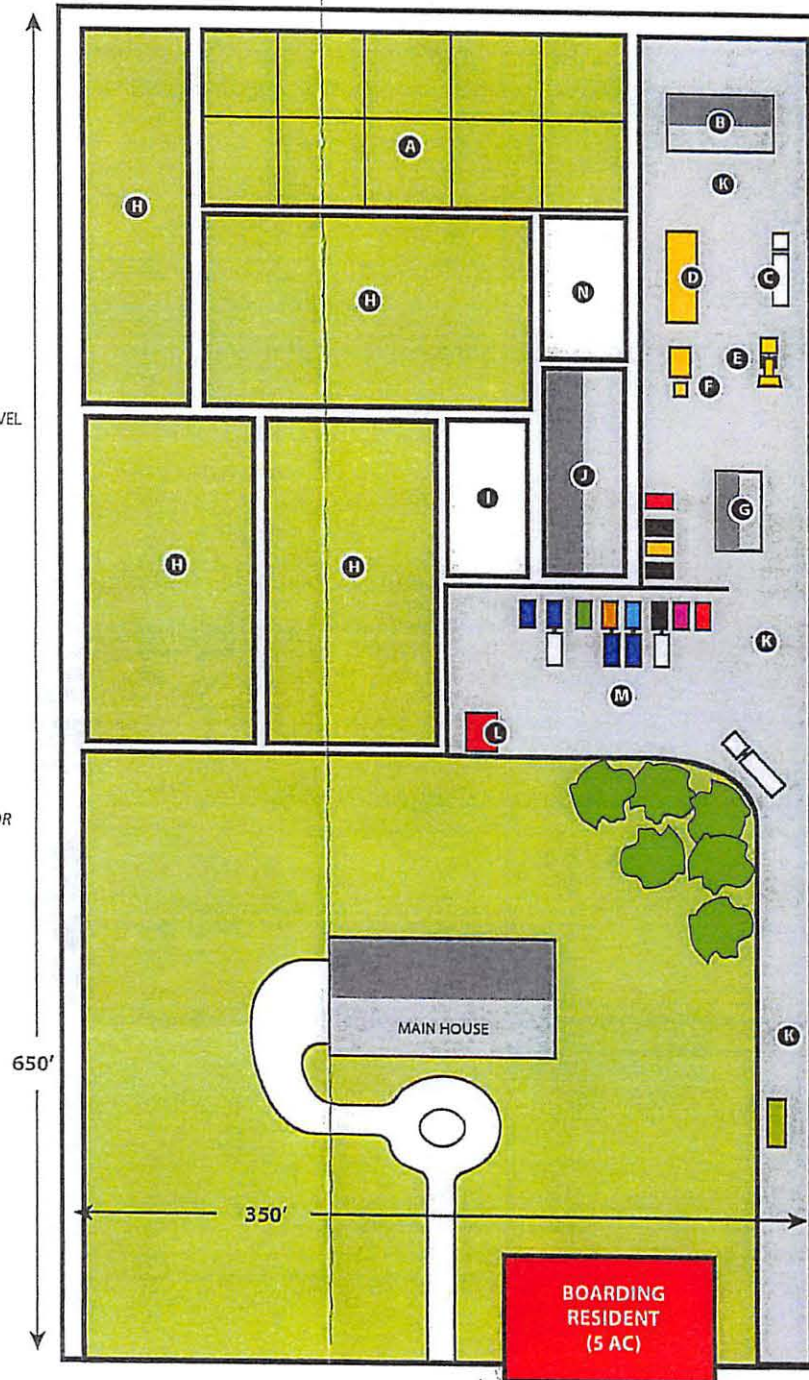
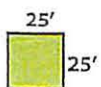
Anderson II Text Amendment Allows

	5 Acres	10 Acres
Commercial Boarded horse limits	10 horses	20 horses
Owned horse limits	unlimited	unlimited
Total Horses Allowed	Unlimited	Unlimited
Prior Approvals required for commercial boarding	<u>None required</u> , effectively eliminating neighbor rights under Home Occupation	
Floor Area Restrictions for all buildings, etc.	10,890 sq. ft.	21,780 sq. ft.
	0.5 times total lot area	
Commercial operations	6AM to 9 PM, 7 days per week	

Diagram depicting Uses on 5 acre Residential lot under Anderson II

- (A) SMALL PADDOCKS
(GRASS & DIRT)
- (B) ACCESSORY BLDG.
- (C) OWNER'S TRUCK, TRAILER
- (D) SHAVINGS SEMI-TRAILER
- (E) TRACTOR/MOWER/PLOW/SHOVEL
- (F) HAY/MANURE WAGON
- (G) HAY/FEED BARN
- (H) LARGE HORSE PADDOCKS
- (I) LIMESTONE PADDOCK
- (J) 12 HORSE BARN
(5 Boarders-7 Personal)
- (K) GRAVEL DRIVEWAY
& PARKING LOT
- (L) MANURE BIN
- (M) BOARDER'S CARS,
TRAILERS, TRUCKS
- (N) OUTDOOR LESSONS ARENA
NOT SHOWN- POSSIBLE INDOOR
RIDING ARENA

LEGEND



Photos of a Commercial Horse Boarding Operation in a
Residential District

Oakwood Farms - view from East

OAKWOOD FARMS

DEEPWOOD ROAD



BATEMAN ROAD

DEEPWOOD ROAD ENTRANCE

11/15/2012

Submitted On Behalf of Tom Burney - Drury



Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burrey - Dury





Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burrey - Druy





Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burrey - Drury



Submitted On Behalf of Tom Burney - Drury

Barrington Farms Zoning Petitions in McHenry County



MCHENRY COUNTY
STAFF PLAT REVIEW
AGENDA • APRIL 20, 2016

Public Meeting

Conference Room B

8:30 AM

667 Ware Rd., Woodstock, IL 60098

I. CALL TO ORDER

Roll Call

II. PUBLIC COMMENT

III. DRAFT MINUTES FOR APPROVAL

1. Staff Plat Review - Public Meeting - Apr 6, 2016 8:30 AM

IV. SITE PLAN REVIEW

A. Barrington Hills Farm - Equestrian Facility

1. Application and Site Plan
2. Stormwater Comments
3. Planning Comments
4. Building Comments

V. MEMBER COMMENTS

VI. ADJOURNMENT



MCHENRY COUNTY
STAFF PLAT REVIEW
MINUTES • APRIL 6, 2016

Public Meeting

Conference Room B

8:30 AM

667 Ware Rd., Woodstock, IL 60098

I. CALL TO ORDER

Mr. Sandquist called the meeting to order at 8:32 a.m.

PRESENT: Sandquist, Beets, Levato

ABSENT: Colletti, Wallen, Moore

Kim Masura was present on behalf of Joanna Colletti, Kim Kolner was present on behalf of Darrell Moore, and Shawn Hawk was present on behalf of Adam Wallen.

II. PUBLIC COMMENT

None.

III. DRAFT MINUTES FOR APPROVAL

Jeff and ray

1. Staff Plat Review - Public Meeting - Mar 16, 2016 8:30 AM

Motion by Mr. Levato, seconded by Mr. Beets to approve the minutes of the March 16, 2016 Staff Plat Committee meeting.

All members voted aye. Motion passed.

RESULT: ACCEPTED BY VOICE

IV. SITE PLAN AND SUBDIVISION REVIEW

A. Conditional Use for a Place of Worship- St. Patrick Church of Hartland 2016-007

Reverend Thomas Doyle, Administrator of the St. Patrick Church was present. He stated they are requesting a change to the conditional use. They are doing this to bring the existing facility into conformance with the Zoning Ordinance.

HEALTH - Jeff Levato

Mr. Levato stated they have indicated the location of septic and well. If they are going to expand the population in the future, the septic would have to be brought up to current standards.

If facility is going to serve more than 25 people per day, water supply would be classified as a non-community public water supply. Mr. Levato handed Reverend Doyle the Non Community Handbook.

Any proposed food service operations would be required to be in compliance, and a review and approval would be required through the Health Department.

ZONING - Kim Kolner

Minutes Acceptance: Minutes of Apr 6, 2016 8:30 AM (Draft Minutes for Approval)

Ms. Kolner advised the Reverend that 95% of the property is located within a sensitive aquifer recharge area (SARA) and the UDO has a special overlay district for the SARA areas. Right now, they are only at approximately 5% impervious. The limit is 50 so there is plenty of room for new development.

STORMWATER - Kim Masura

Ms. Masura stated she had no comments, unless other divisions request something that would change the stormwater requirements.

TOWNSHIP HIGHWAY - Ray Beets

Mr. Beets stated St. Patrick Road is a township road, therefore, he has no comments.

BUILDING - Shawn Haak

Mr. Haak had no comments. He told Reverend Doyle, if they are planning to do any building in the future, they will need to follow the adopted codes. Mr. Shawn handed Reverend Doyle a copy of the current codes. He mentioned the department is in the midst of adopting new codes, so they should be aware of that.

There were no other comments or questions.

Motion by Ms. Masura, seconded by Mr. Levato to approve the St. Patrick Church of Hartland site plan and allow it to be forwarded to the Zoning Board of Appeals, subject to it being modified to add the septic and well locations. All members voted aye, motion passes.

B. Renewal of Conditional Use for a Commercial Kennel - Jorgensen 2016-008

The owners of the kennel, Tom and Judy Jorgensen were present.

The Jorgensen's are seeking a renewal of the conditional use permit. They are not proposing any changes to the property.

BUILDING - Shawn Haak

Mr. Hawk had no comments. He informed the Jorgensen's that the department is in the process of updating the codes, so any work they do in the future would have to comply with those code.

TOWNSHIP HIGHWAY - Ray Beets

Mr. Beets had no comments.

STORMWATER - Kim Masura

Ms. Masura had no comments.

ZONING - Kim Kolner

Ms. Kolner reviewed the comments that were in the agenda packet. She mentioned the property is located in a SARA overlay district which would limit the property to 50 percent impervious. There is adequate space, so future development would not be a problem.

HEALTH DEPARTMENT - Jeff Levato

Mr. Levato had no comments. The current use is consistent with septic and wells.

Minutes Acceptance: Minutes of Apr 6, 2016 8:30 AM (Draft Minutes for Approval)

Motion by Mr. Levato, seconded by Mr. Beets to approve the Commercial Kennel and allow it to move forward to the Zoning Board of Appeals.

All members voted aye, motion passed.

C. Hennings Phase 2 Subdivision

Present on behalf of the Hennings Subdivision: Kelly Bordick, environmental scientist; Pete LeSueur, Rock Creek Development and Meghan Michel from J. Condon and Associates Inc. Ken Madziarek, Huntley Fire Marshall and Joe Buschbackher, Huntley Fire Inspector were also present from the Huntley Fire Protection District.

ZONING - Kim Kolner

Ms. Kolner stated her comments are related to the Covenants and Restrictions. Most of the comments pertain to lot numbering, and with the special service area we are under the understanding that the document will be recorded prior to the covenants and restrictions being recorded. That document number should be in listed in the covenants and restrictions so that it can be referenced easier.

Ms. Kolner noted there was a comment regarding rain gardens that were removed from the Covenants and Restrictions. She asked if this was intentional. Ms. Michel stated said she will check will the attorney.

HUNTLEY FIRE DISTRICT

Mr. Madziarek stated his comments concerned the cul-de-sac. He noted the existing cul-de-sac is 50 feet in diameter. Per the amended fire code, they are required to be 96 feet in diameter or 120 ft hammer heads or 60 foot wide.

He said the developers are aware the subdivision will fall under the Huntley Sprinkler Ordinance. Residential sprinklers are required. There was a discussion on the fire district signing the final plat.

HEALTH DEPARTMENT - Jeff Levato

Storm sewers must be located 10' from any suitable well area. It appears additional well restricted area would be required on lots 5 and 14 due to the proposed location of the sanitary sewer.

Well suitable areas must be a minimum of 25' from any proposed normal water level within the proposed detention basins. The normal water level proposed for basin P may require additional well restricted area on lots 33 and 34.

Well restriction area boundaries must be delineated on the final plat for ease of reproduction in the field.

TOWNSHIP HIGHWAY

Mr. Sandquist presented Mr. Wagner's comments since he was not able to attend.

Mr. Wagner commented that on Note 8 on the plat, should refer to lots 39 and 40 instead of lots 41 and 39.

BUILDING - Shawn Haak

Minutes Acceptance: Minutes of Apr 6, 2016 8:30 AM (Draft Minutes for Approval)

Mr. Haak handed out the most current adopted building codes. He said they should keep in mind at the time of construction and permitting, the codes may change.

He noted that the County does have codes that specify the purpose of the emergency equipment gaining access to the properties.
On board with size and turning.

TOWNSHIP HIGHWAY - Ray Beets

No Comments. This is a township road.

STORMWATER - Kim Masura

Ms. Masura stated the majority of the comments from the December 8 review have still not been addressed. They can be addressed during final engineering and final plat. The new Stormwater Ordinance requires a lot of information during engineering be provided on the plat.

Motion by Ms. Masura, seconded by Mr. Haak to approve the Hennings Phase 2 tentative plat, with the recommendation that the comments will be addressed at final.

Ms. Masura noted if the cul-de-sac changes, that could impact lots.

It was noted the existing cul-de-sac is 50 feet, so it would be double that, and it would take out the flat side and make it a complete circle.

The motion was amended to resubmit the plat to address the cul-de-sac issue. The timeline would be 90 days.

All members voted aye, motion passed.

V. MEMBER COMMENTS

No comments

VI. ADJOURNMENT

Motion by Mr. Beets, seconded by Ms. Masura to adjourn. All members voted aye, motion passed.

The meeting was adjourned at 9:04 a.m.

Minutes Acceptance: Minutes of Apr 6, 2016 8:30 AM (Draft Minutes for Approval)



Civil Engineering

Surveying

Water Resources Management

Water & Wastewater Engineering

Supply Chain Logistics

Construction Management

Environmental Sciences

Landscape Architecture

Land Planning

March 21, 2016

Kimberly S. Kolner, AICP
McHenry County Planning and Development
2200 N. Seminary Ave.
Woodstock, IL 60098

**RE: BARRINGTON HILLS FARM
NORTH EAST CORNER OF CHURCH AND CHAPEL ROAD
MCHENRY COUNTY, ILLINOIS 60010**

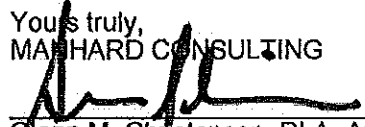
Mrs. Kolner,

We are seeking site plan approval for the Barrington Hills Hooved Animal Rescue & Protection Society (HARPS). The project consists of the development of 21-acres of agricultural property Zoned A-1 in McHenry County. The proposed development will remain Zoned A-1 and include one primary Stable and Arena building with two ancillary service buildings. The intent of the project is to provide safe refuge for abused and neglected horses and to provide boarding for horses as a means to supplement the operation costs of the horse rescue operation. Please find the following materials for your review and approval:

- One (1) Site Plan Review application and check for \$400.00
- One (1) Tree Inventory Report
- One (1) Wetland Assessment Report
- One (1) Topographic Survey
- One (1) Soil Suitability Report
- One (1) Preliminary Septic System Design Plan
- One (1) Preliminary Stormwater Report
- One (1) Preliminary Stormwater Design Plan
- One (1) Illinois Department of Natural Resource EcoCAT Consultation Termination Letter
- One (1) Illinois Historical Preservation Society Signoff Letter
- One (1) Architectural Elevation Drawings Set
- One (1) Stable & Indoor Arena Floor Plan
- One (1) Site Lighting Plan and Details
- One (1) Entry Signage Plan and Details
- One (1) Preliminary Overall Site Plan
- One (1) Preliminary Landscape Plan
- One (1) Project Description

For your review and signature. If you should have any questions, please do not hesitate to contact me at 847-325-7307 or GChristensen@manhard.com.

Yours truly,
MANHARD CONSULTING


Glenn M. Christensen, RLA, ASLA
Senior Planner

Cc: Cesar Lujan, Blackburn Architects
Enclosures

Manhard Consulting, Ltd.

900 Woodlands Parkway • Vernon Hills, Illinois 60061

tel: (847) 634-5550 • fax: (847) 634-0095 • www.manhard.com

ARIZONA • CALIFORNIA • COLORADO • GEORGIA • ILLINOIS • INDIANA • MARYLAND • NEVADA • VIRGINIA

Submitted On Behalf of Tom Burney - Drury

MCHENRY COUNTY PLANNING AND DEVELOPMENT
2200 N. SEMINARY AVENUE, WOODSTOCK, IL 60098
815-334-4560

Office Use Only

Petition # _____

APPLICATION FOR ZONING PETITION

OWNER INFORMATION:		ATTORNEY/CONTRACTOR INFORMATION (If Applicable):	
Name	JR DAVIS	Name	GLENN M. CHRISTENSEN
Address	81 MEADOW HILL ROAD	Address	900 WOODLANDS PARKWAY
City, St, Zip	BARRINGTON, ILLINOIS 60010	City, St, Zip	VERNON HILLS, ILL. 60061
Daytime Phone	847/998-9000	Phone	847/325-7307
Email		Email	gchristensen@manhard.com

PARCEL INFORMATION:	
Address	NOT KNOWN
City	BARRINGTON HILLS
Zip	ALGONQUIN TOWNSHIP
Parcel/Tax Number	20 - 30 - 100 - 002
Number of Acres	+ 22 ACRES
Description of Location	NORTHEAST CORNER OF CHAPEL ROAD & CHURCH ROAD

Applying For: (Check all that apply)	<input type="checkbox"/> Reclassification	Current Zoning	AL	Requested Zoning	
	<input type="checkbox"/> Conditional Use & Site Plan Review	CUP Request:			
	<input type="checkbox"/> Variation	Variation Request:			
	<input checked="" type="checkbox"/> Site Plan Review for Commercial Permit	Permit Number:			

NARRATIVE: Please use the space below to explain your request in detail. Please feel free to use a separate page for more space.

SEE ATTACHED

Wherefore, Petitioners pray that the Chairman of the Zoning Board of Appeals or McHenry County Hearing Officer sets a date and time for a Public Hearing to be held for the proposed request.

Signature

Print Name

J.R. Davis
Chairman
ZBF, LLC

Signature

Print Name

GLENN M. CHRISTENSEN

VERIFICATION

I, GLENN M. CHRISTENSEN, sworn on oath, hereby verify and attest to the truth and correctness of all facts, statements and information presented herein.

Signature

Print Name

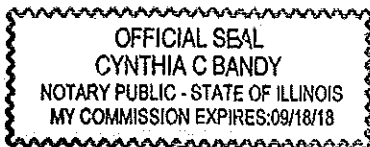
Signature

Print Name

GLENN M. CHRISTENSEN

SUBSCRIBED and SWORN to before me
this 21 day of MARCH, 2016.

Cynthia C. Bandy
NOTARY PUBLIC



Communication: Application and Site Plan (Barrington Hills Farm - Equestrian Facility)

WASHINGTON, DC

1820 N STREET NW
WASHINGTON, DC 20036
(202) 337-1755 PHONE
(202) 337-6271 FAX

SAN FRANCISCO

50 CALIFORNIA STREET
SUITE 1500
SAN FRANCISCO, CA 94111
(415) 439-6203 PHONE
(415) 439-5299 FAX

www.blackburnarch.com

Project Description

Barrington Hills Farm / HARPS
N.E. Corner of Church Road and Chapel Road
Unincorporated Barrington Hills
McHenry County, IL

Overview

Barrington Hills Farm/Hooved Animal Rescue & Protection Society (HARPS) is an equestrian facility intended to provide safe refuge for abused and neglected horses and to provide boarding for horses as a means to supplement the operation costs of the horse rescue operation. HARPS is a not-for-profit organization that has served the Greater Chicago area since 2001.

Project Scope

The project scope and primary building is a design for a 40-stall horse barn (20 for HARPS and 20 for boarding) with service spaces such as an indoor riding arena to exercise horses during inclement weather. Other service spaces would include tack room, laundry, wash and groom stalls, storage for feed, hay, and bedding, and an out-patient veterinary clinic to provide minor care to abused horses.

Administration spaces will also be included to serve visitors and include spaces like an office, handicap accessible restrooms, meeting room, and a kitchen for staff.

Secondary buildings would include a storage building for hay and bedding and vehicle garage for property maintenance equipment. On a second level above the vehicle garage would be a two-bedroom apartment for staff members who would be present on site 24/7 to care for the horses on the property.

Site Improvements and Considerations

The overall property is 21-acres bordered by Church Road to the west with neighboring properties to the north and east. The owner of Barrington Hills Farm is also the owner of the property to the south of the 21-acre parcel.

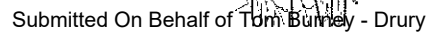
The primary structure of the horse stalls with indoor arena would be located towards the eastern edge of the property accessible by a public entrance on Church Road. A secondary service entrance would also be included located at the southwestern corner to provide access to deliveries of hay and bedding and for horse trailers.



Four stormwater ponds would be located at various locations throughout the property with fenced horse paddocks filling the remainder of the property. Aside from paddock fencing, a fence would surround the property on all four sides.

Communication: Application and Site Plan (Barrington Hills Farm - Equestrian Facility)

[illegible]

Existing Site Area:	21.76 Acres (945,161 sq. ft.)
Leas Church Road Right-of-Way:	0.65 Acres (28,039 sq. ft.)
Net Site Area:	21.00 Acres (916,222 sq. ft.)
Existing Zoning:	A-1 Agricultural District
Proposed Zoning:	A-1 Agricultural District
setbacks:	
Street (Front) Setback	30 Feet
Side Yard Setback	30 Feet
Rear Yard Setback	30 Feet

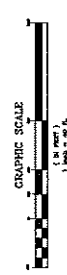
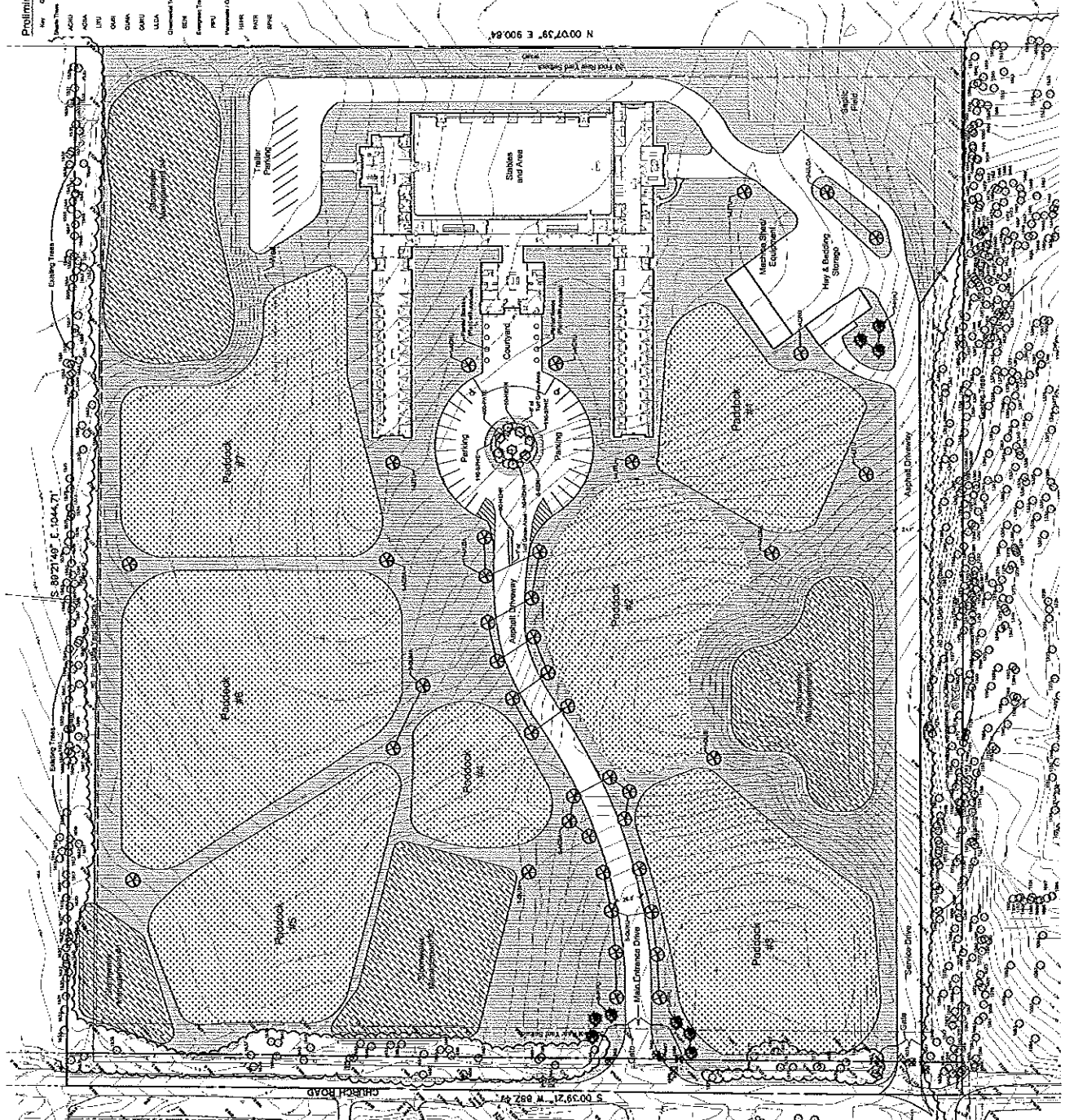


			
SEPTIC SYSTEM DESIGN BARRINGTON HILLS FARMS AT CHAPEL RD. & CHURCH RD.		PAF SEPTIC DESIGN 10000 W. 10TH ST. SUITE 100 FORT WORTH, TX 76132 TEL: 817.336.1111 FAX: 817.336.1112	
CLIENT: _____ PROJECT: _____ ADDRESS: _____ CHURCH RD. 20 BARRINGTON HILLS, TX	SCALE: 1" = 30' DATE: 2-24-2014 DRAWN BY: MPT CHECKED BY: JAW DESIGNED BY: JAW	PAF SEPTIC DESIGN 10000 W. 10TH ST. SUITE 100 FORT WORTH, TX 76132 TEL: 817.336.1111 FAX: 817.336.1112	
CLOUT: _____ BENT, LLC	CHURCH RD. 20 BARRINGTON HILLS, TX		

Preliminary Plant List:

Key	Quantity	Name	Comments
1	1	RED MAPLE	See notes
2	1	GREEN MAPLE	See notes
3	1	DOGWOOD	See notes
4	1	YUCCA	See notes
5	1	SPRING BURNING BUSH	See notes
6	1	DOGWOOD	See notes
7	1	DOGWOOD	See notes
8	1	DOGWOOD	See notes
9	1	DOGWOOD	See notes
10	1	DOGWOOD	See notes
11	1	DOGWOOD	See notes
12	1	DOGWOOD	See notes
13	1	DOGWOOD	See notes
14	1	DOGWOOD	See notes
15	1	DOGWOOD	See notes
16	1	DOGWOOD	See notes
17	1	DOGWOOD	See notes
18	1	DOGWOOD	See notes
19	1	DOGWOOD	See notes
20	1	DOGWOOD	See notes
21	1	DOGWOOD	See notes
22	1	DOGWOOD	See notes
23	1	DOGWOOD	See notes
24	1	DOGWOOD	See notes
25	1	DOGWOOD	See notes
26	1	DOGWOOD	See notes
27	1	DOGWOOD	See notes
28	1	DOGWOOD	See notes
29	1	DOGWOOD	See notes
30	1	DOGWOOD	See notes
31	1	DOGWOOD	See notes
32	1	DOGWOOD	See notes
33	1	DOGWOOD	See notes
34	1	DOGWOOD	See notes
35	1	DOGWOOD	See notes
36	1	DOGWOOD	See notes
37	1	DOGWOOD	See notes
38	1	DOGWOOD	See notes
39	1	DOGWOOD	See notes
40	1	DOGWOOD	See notes
41	1	DOGWOOD	See notes
42	1	DOGWOOD	See notes
43	1	DOGWOOD	See notes
44	1	DOGWOOD	See notes
45	1	DOGWOOD	See notes
46	1	DOGWOOD	See notes
47	1	DOGWOOD	See notes
48	1	DOGWOOD	See notes
49	1	DOGWOOD	See notes
50	1	DOGWOOD	See notes
51	1	DOGWOOD	See notes
52	1	DOGWOOD	See notes
53	1	DOGWOOD	See notes
54	1	DOGWOOD	See notes
55	1	DOGWOOD	See notes
56	1	DOGWOOD	See notes
57	1	DOGWOOD	See notes
58	1	DOGWOOD	See notes
59	1	DOGWOOD	See notes
60	1	DOGWOOD	See notes
61	1	DOGWOOD	See notes
62	1	DOGWOOD	See notes
63	1	DOGWOOD	See notes
64	1	DOGWOOD	See notes
65	1	DOGWOOD	See notes
66	1	DOGWOOD	See notes
67	1	DOGWOOD	See notes
68	1	DOGWOOD	See notes
69	1	DOGWOOD	See notes
70	1	DOGWOOD	See notes
71	1	DOGWOOD	See notes
72	1	DOGWOOD	See notes
73	1	DOGWOOD	See notes
74	1	DOGWOOD	See notes
75	1	DOGWOOD	See notes
76	1	DOGWOOD	See notes
77	1	DOGWOOD	See notes
78	1	DOGWOOD	See notes
79	1	DOGWOOD	See notes
80	1	DOGWOOD	See notes
81	1	DOGWOOD	See notes
82	1	DOGWOOD	See notes
83	1	DOGWOOD	See notes
84	1	DOGWOOD	See notes
85	1	DOGWOOD	See notes
86	1	DOGWOOD	See notes
87	1	DOGWOOD	See notes
88	1	DOGWOOD	See notes
89	1	DOGWOOD	See notes
90	1	DOGWOOD	See notes
91	1	DOGWOOD	See notes
92	1	DOGWOOD	See notes
93	1	DOGWOOD	See notes
94	1	DOGWOOD	See notes
95	1	DOGWOOD	See notes
96	1	DOGWOOD	See notes
97	1	DOGWOOD	See notes
98	1	DOGWOOD	See notes
99	1	DOGWOOD	See notes
100	1	DOGWOOD	See notes

- Turf Area
- Stormwater Detention Area
- Paved Area



Manhard
CONSULTING, LTD.
1000 N. 1st St., Suite 200
Lincoln, NE 68502
Phone: (402) 441-1111
Fax: (402) 441-1112
www.manhardconsulting.com

Barrington Hills Farm
McHenry County, Illinois
Preliminary Landscape Plan

DATE: 10/1/03
BY: [Signature]
CHECKED: [Signature]
APPROVED: [Signature]

BLACKBURN
ARCHITECTS, P.C.
10000 10th Avenue, Suite 100
Barrington Hills, IL 60010
Tel: 847.581.1000
Fax: 847.581.1001
www.blackburnarchitects.com

These drawings are prepared for the project described herein and are not to be used for any other project without the written consent of Blackburn Architects, P.C. The drawings are the property of Blackburn Architects, P.C. and shall remain confidential. No part of these drawings may be reproduced or transmitted in any form or by any means electronic, mechanical, photocopying, recording, or by any information storage and retrieval system without the prior written permission of Blackburn Architects, P.C.

Barrington Hills Farm
Horsed Animal Rescue &
Protection Society

PROJECT No.: 213020.00
DATE: March 6, 2010
DRAWN BY: CV
CHECKED BY: CL

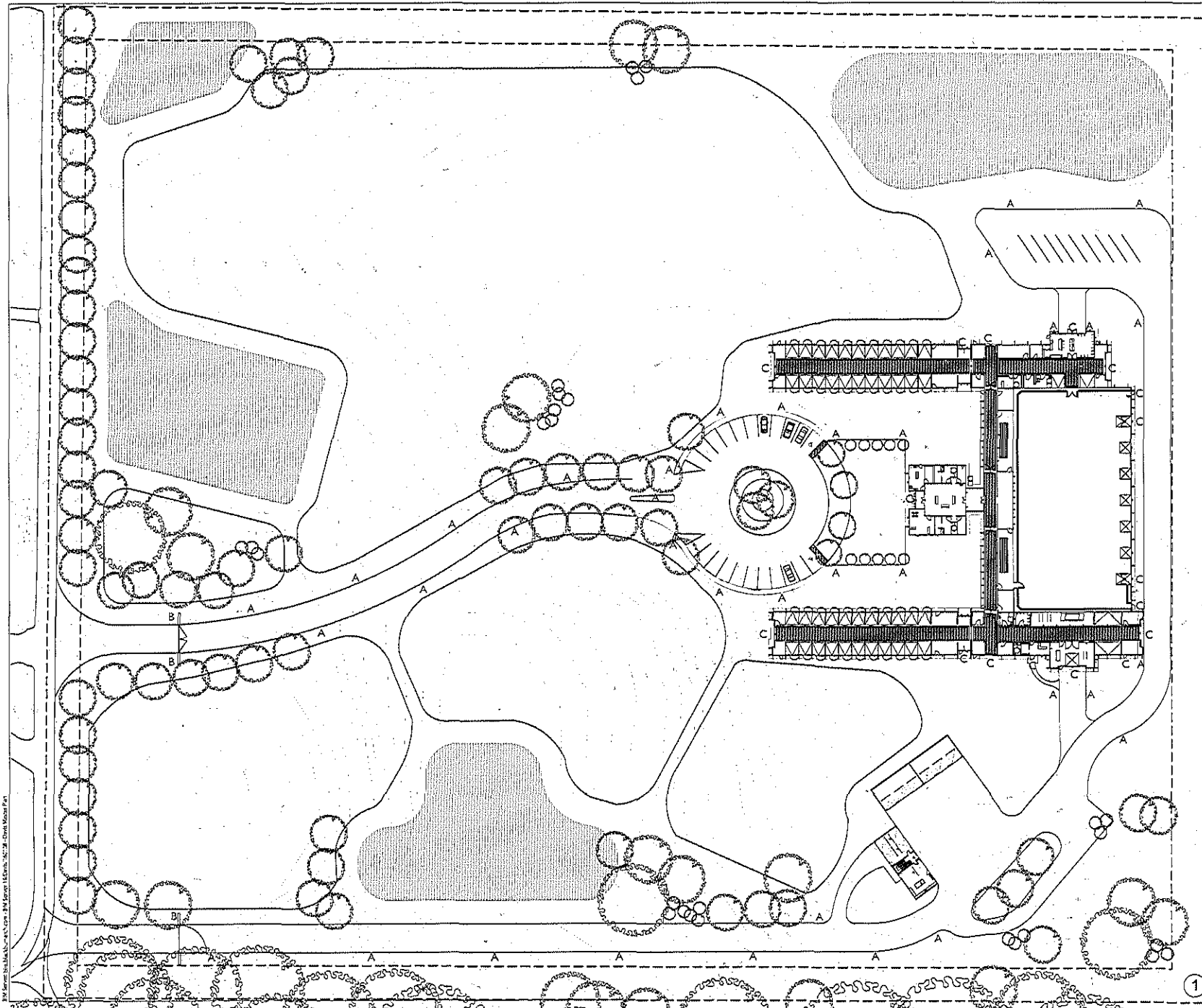
50% CONSTRUCTION
DOCUMENTS

DESIGNER'S STAMP

NOT FOR
CONSTRUCTION

Consulting Architect and Engineer: Barrington Hills Farm - Horsed Animal

Barrington Hills Farm - Horsed Animal Rescue & Protection Society - 10000 10th Avenue, Suite 100, Barrington Hills, IL 60010



- Key**
- A Path Bollard
 - B Signpost Light
 - C Building Source

Rev	Date	Description
02/05/10	50% PROGRESS SET	

TITLE
Lighting

SHEET NUMBER
A15.1

1 MASTER SITE PLAN
SCALE: 1/8" = 1'-0"

BLACKBURN
ARCHITECTS, P.C.
1100 N. 1st St.
Suite 100
Chicago, IL 60610
Tel: 312.329.1100
Fax: 312.329.1101
www.blackburnarchitects.com

Blackburn Architects, P.C. is a registered professional corporation under the laws of the State of Illinois. It is a member of the American Institute of Architects (AIA) and the Illinois Institute of Architects (IIA). Blackburn Architects, P.C. is a 501(c)(3) non-profit organization and is not a for-profit corporation.

Barrington Hills, Farm
Harvest Animal Rescue &
Protection Society

PROJECT No.: 21000000
DATE: 01/15/2010
DRAWN BY: C
CHECKED BY: C
50% CONSTRUCTION
DOCUMENTS
DESIGNER'S SEAL

NOT FOR
CONSTRUCTION

DATE: 01/15/2010
DESCRIPTION: 50% PROGRESS SET

TITLE: Lighting

SHEET NUMBER
A15.2

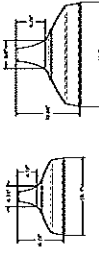
'C' - Building Sconce

CANALUS CO. JEN. WASH.

**Expressives Series
Medium and Large Deep Dome
(HID, Incandescent and Compact Fluorescent)**



TECHNICAL INFORMATION



**PHILIPS
Sconce**

'B' - Signage Light

LED Aluminum Duplex (DS) Sign/Endcap Mount

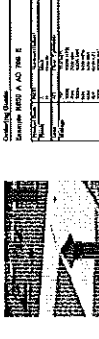


Technical specifications and notes for the LED Aluminum Duplex (DS) Sign/Endcap Mount. The text includes information about the mount's dimensions, weight, and installation requirements. It also includes a list of materials and a list of accessories.

Technical specifications and notes for the LED Aluminum Duplex (DS) Sign/Endcap Mount. The text includes information about the mount's dimensions, weight, and installation requirements. It also includes a list of materials and a list of accessories.

'A' - Path Bollard

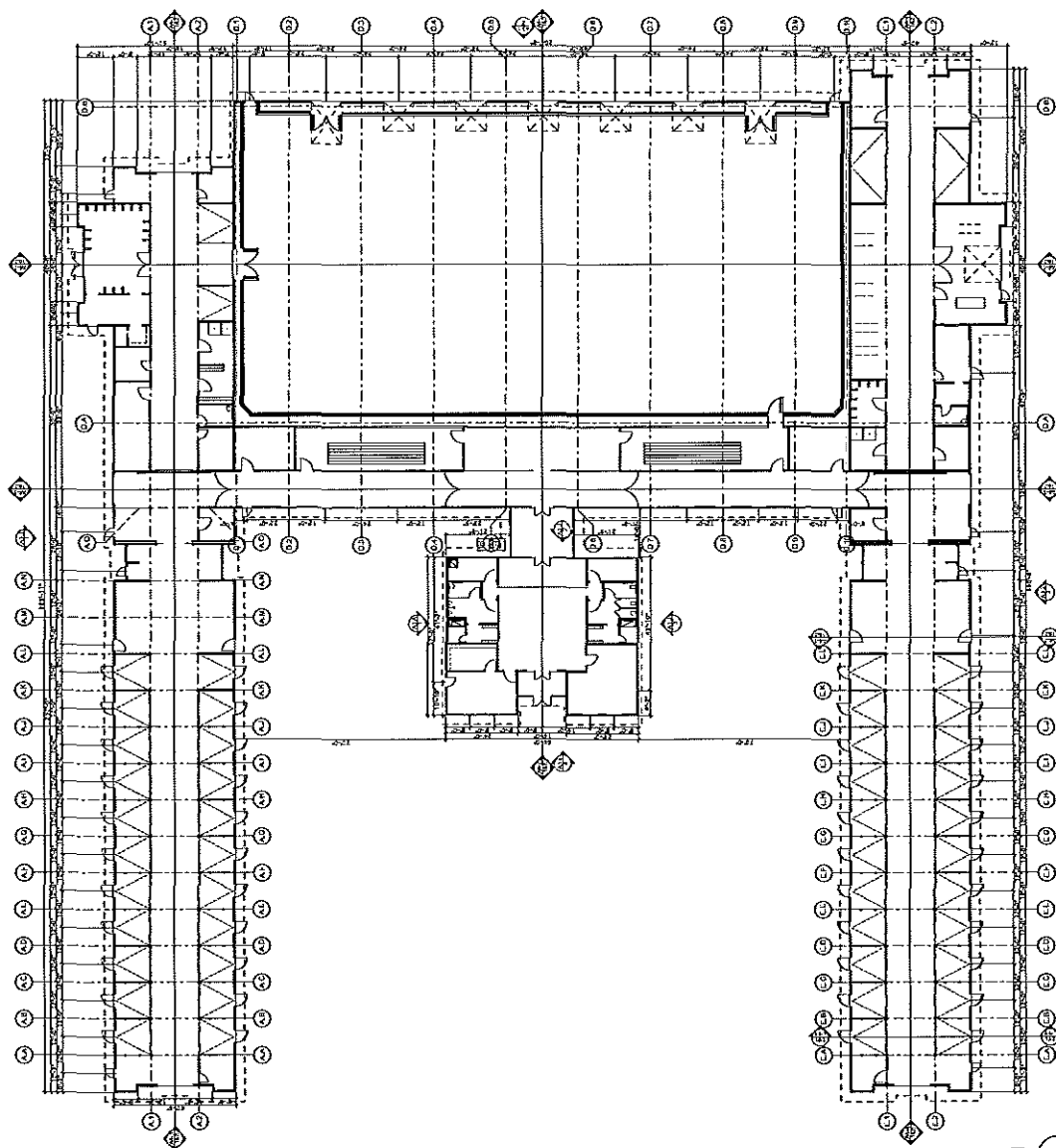
Aluminum Bollard (BSB) Round/Endcap Mount



Technical specifications and notes for the Aluminum Bollard (BSB) Round/Endcap Mount. The text includes information about the bollard's dimensions, weight, and installation requirements. It also includes a list of materials and a list of accessories.

Technical specifications and notes for the Aluminum Bollard (BSB) Round/Endcap Mount. The text includes information about the bollard's dimensions, weight, and installation requirements. It also includes a list of materials and a list of accessories.

Technical specifications and notes for the Aluminum Bollard (BSB) Round/Endcap Mount. The text includes information about the bollard's dimensions, weight, and installation requirements. It also includes a list of materials and a list of accessories.



1 STABLE & ARENA

- [illegible]

[illegible]

Warrington Hills Farm
Approved Animal Rescue &
Protection Society

PROJECT No: 215020.00
DATE: February 3, 2016
DRAWN BY: CF
CHECKED BY: CL

0 % CONSTRUCTION
DOCUMENTS

PROJECT No: 215020.00

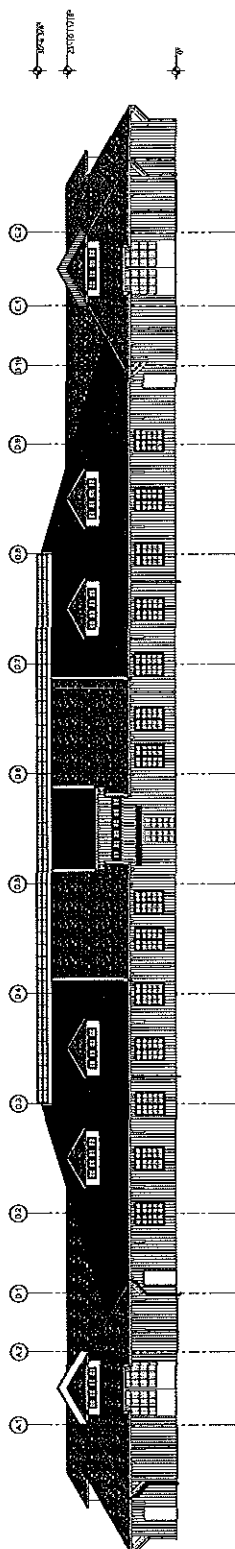
NOT FOR
CONSTRUCTION

[illegible]

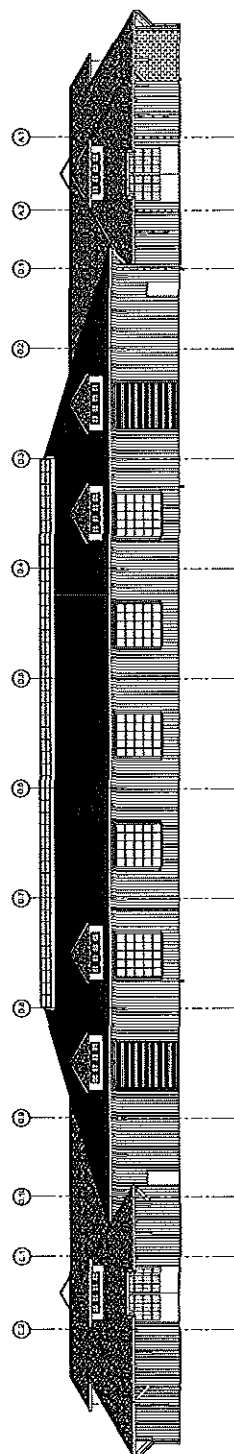
Inv	Date	Description
	02/03/16	50% PROGRESS SET

ELEVATIONS

KEY NUMBER
A3-1



West Elevation



East Elevation

[illegible]

BLACKBURN
ARCHITECTS, P.C.
10000 10th Avenue, Suite 100
Boulder, CO 80501
303.440.1000
www.blackburnarchitects.com

Blackburn Architects, P.C.
Professional Seal
Architects
No. 10000 10th Avenue, Suite 100
Boulder, CO 80501
303.440.1000
www.blackburnarchitects.com

Bartholomew Hills Farm
Horseshoe Bend Ranch &
Protection Society

PROJECT No. 2100000
DATE: January 1, 2016
DRAWN BY: CV
CHECKED BY: CL
50% CONSTRUCTION
DOCUMENTS
DESIGNER'S STAMP

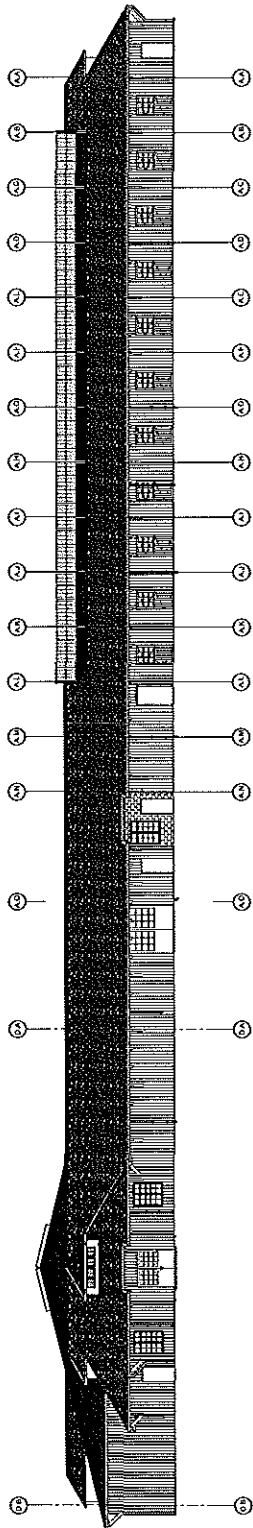
**NOT FOR
CONSTRUCTION**

Construction Applications and Plans Must Be Signed by a Licensed Professional Engineer or Architect

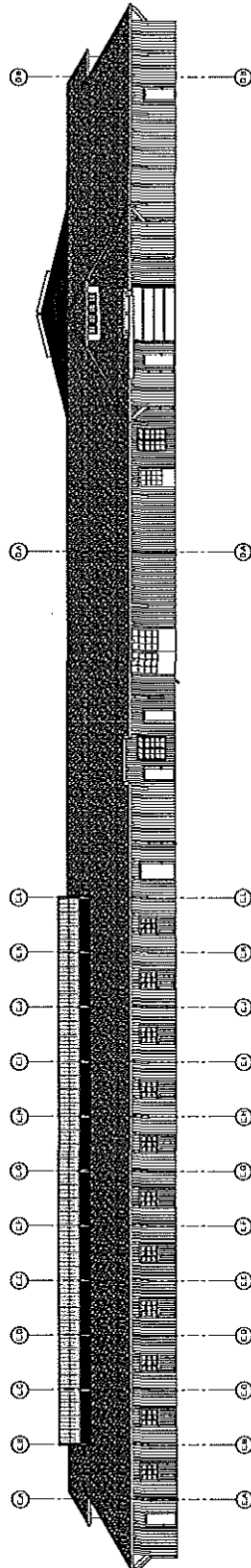
REV. DATE DESCRIPTION
00000000 30% REDRESS SET

ELEVATIONS

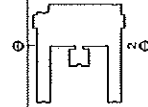
SHEET NUMBER
A3-2



1 NORTH ELEVATION
SCALE 3/8" = 1'-0"



2 SOUTH ELEVATION
SCALE 3/8" = 1'-0"



GENERAL NOTES		ELEVATION NOTES	
1. HORIZONTAL LINE INDICATES 1/2" RADIUS	2. HORIZONTAL LINE INDICATES 1/2" RADIUS	1. HORIZONTAL LINE INDICATES 1/2" RADIUS	2. HORIZONTAL LINE INDICATES 1/2" RADIUS
3. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	4. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	3. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	4. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
5. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	6. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	5. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	6. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
7. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	8. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	7. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	8. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
9. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	10. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	9. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	10. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
11. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	12. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	11. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	12. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
13. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	14. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	13. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	14. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
15. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	16. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	15. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	16. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
17. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	18. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	17. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	18. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
19. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	20. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	19. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	20. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
21. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	22. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	21. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	22. ALL DIMENSIONS SHALL BE IN FEET AND INCHES
23. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	24. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	23. ALL DIMENSIONS SHALL BE IN FEET AND INCHES	24. ALL DIMENSIONS SHALL BE IN FEET AND INCHES

BLACKBURN
ARCHITECTS, P.C.
1000 N. 10th St., Suite 100
Minneapolis, MN 55412
612.338.1111
www.blackburnarchitects.com

Blackburn Architects, P.C. is a registered professional architectural firm in the State of Minnesota. The firm is not responsible for the design or construction of any building or structure shown on these drawings unless the firm is specifically named as the architect of record for the project.

Burlington Hills Farm
Hooded Animal Rescue &
Protection Society

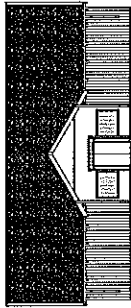
PROJECT No. 11-030-08
DATE: February 2, 2016
DRAWN BY: CV
CHECKED BY: CL
30% CONSTRUCTION
DOCUMENTS
DESIGNER'S STAMP

NOT FOR
CONSTRUCTION

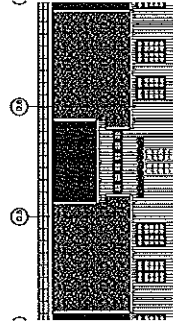
Size Description
03/05/16 30% PROGRESS SET

TITLE
ELEVATIONS

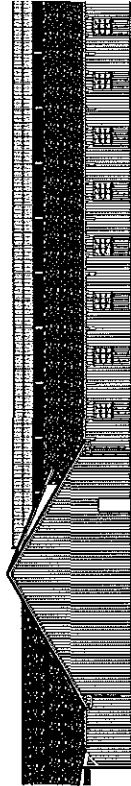
SHEET NUMBER
A3-3



2 EAST ELEVATION
SCALE 3/8" = 1'-0"



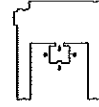
4 WEST ELEVATION
SCALE 3/8" = 1'-0"



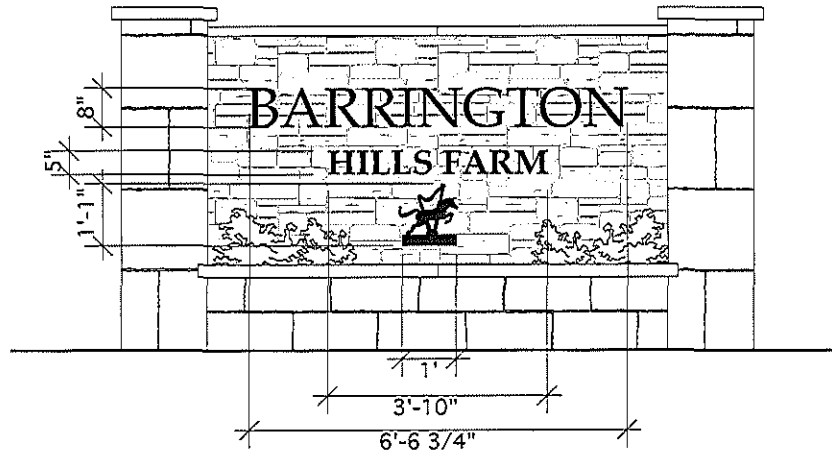
1 NORTH ELEVATION
SCALE 3/8" = 1'-0"



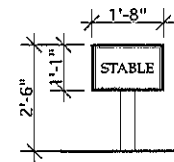
3 SOUTH ELEVATION
SCALE 3/8" = 1'-0"



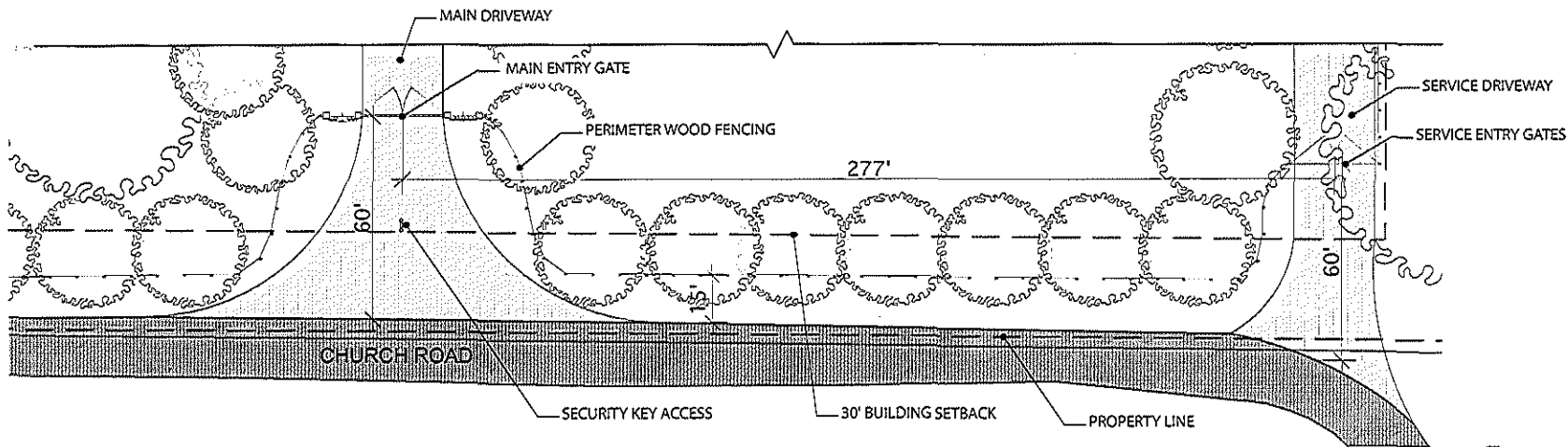
GENERAL NOTES		ELEVATION NOTES	
1. EXISTING BUILDING TO BE DEMOLISHED AND REPLACED WITH NEW CONSTRUCTION.	1. EXISTING BUILDING TO BE DEMOLISHED AND REPLACED WITH NEW CONSTRUCTION.	1. EXISTING BUILDING TO BE DEMOLISHED AND REPLACED WITH NEW CONSTRUCTION.	1. EXISTING BUILDING TO BE DEMOLISHED AND REPLACED WITH NEW CONSTRUCTION.
2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.	2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.	2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.	2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
3. ALL MATERIALS AND FINISHES TO BE AS SHOWN ON THE DRAWINGS.	3. ALL MATERIALS AND FINISHES TO BE AS SHOWN ON THE DRAWINGS.	3. ALL MATERIALS AND FINISHES TO BE AS SHOWN ON THE DRAWINGS.	3. ALL MATERIALS AND FINISHES TO BE AS SHOWN ON THE DRAWINGS.
4. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	4. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	4. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	4. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.
5. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	5. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	5. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.	5. ALL WORK TO BE DONE IN ACCORDANCE WITH THE MINNESOTA BUILDING CODE.



③ MAIN ENTRY GATE/SIGN DETAILED ELEVATION
SCALE: 1/8\"/>



② DIRECTIONAL SIGN
SCALE: 3/8\"/>



① ENTRY SITE PLAN DETAIL
SCALE: 1/16\"/>

BLAC **4A-1**
ARCHITECTS, P.C.

1000 N STREET NW
WASHINGTON, DC 20036
TEL: 202-337-1715
FAX: 202-337-5271
WWW.BLACKARCHITECTS.COM

Barrington Hills Farm
2790 Spring Creek Rd
Barrington Hills, IL 60010
PROJECT No: 215020.00
DATE: SEPTEMBER 1, 2011
DRAWN BY: CV
CHECKED BY: CL
50 % CONSTRUCTION DOCUMENTS
DESIGNER'S STAMP

NOT FOR CONSTRUCTION

CLIENT
BARRINGTON HILLS FARM
2790 SPRING CREEK RD
BARRINGTON HILLS, IL 60010

DESIGNER
JOHN A. BLACK ARCHITECT
1820 N STREET NW
WASHINGTON, DC 20036
Tel: 202-337-1715
Fax: 202-337-5271

CONSULTANTS
CIVIL ENGINEER
MAYNARD ENGINEERING
900 WOODLAND PARKWAY
BETHESDA, MD 20814
Tel: 301-221-7325
Cell: 301-514-4881

SEPTIC DESIGN
ADDRESS
CITY, STATE, ZIP
Tel: 300-000-0000
Fax: 300-000-0000

STRUCTURAL ENGINEER
PEASE ENGINEERING & ASSOCIATES, LLC
14 EXECUTIVE COURT
SOUTH BARRINGTON, IL 60010
Tel: 847-943-4350

ASD ENGINEER
THE ENGINEERING GROUP, INC.
700 LEE STREET SUITE 510
DES PLAINES, IL 60016
Tel: 847-793-6810

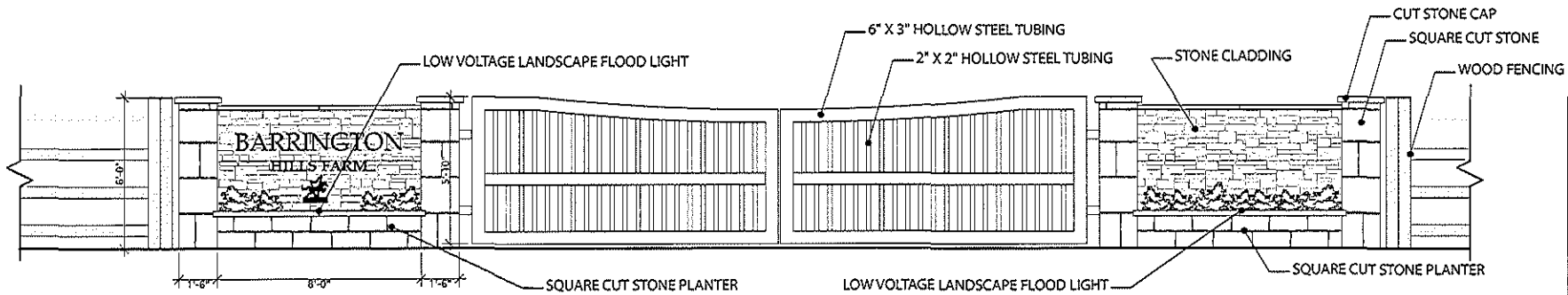
GEOTECHNICAL ENGINEER
NAME
ADDRESS
CITY, STATE, ZIP
Tel: 300-000-0000
Fax: 300-000-0000

Rev. Date Description
09/16/11 50 % SUBMITTAL

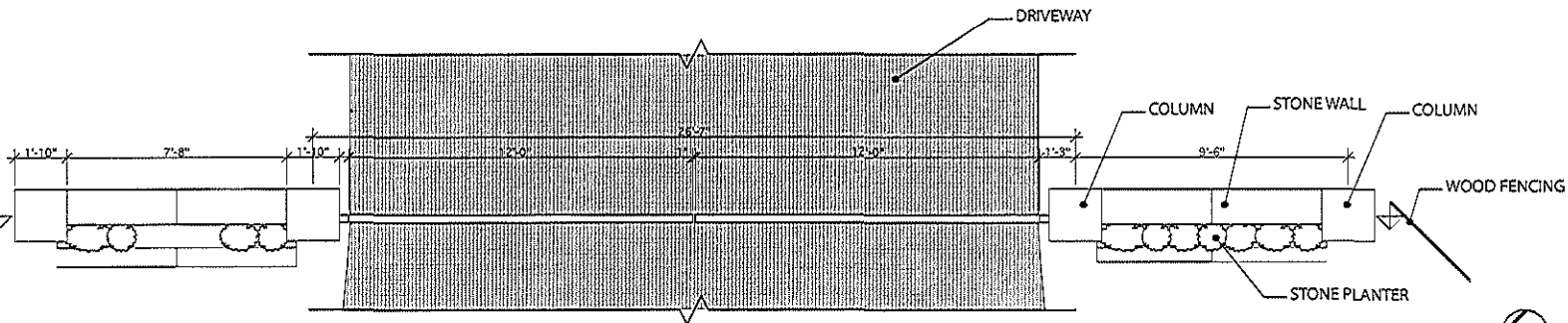
TITLE
ENTRY SIGNAGE PL
AND DETAILS

SHEET NUMBER
A01
Packet Pg. 19

Communication: Application and Site Plan (Barrington Hills Farm - Equestrian Facility)



2 MAIN ENTRY GATE/SIGN ELEVATION
SCALE: 1/2\"/>



1 MAIN ENTRY GATE/SIGN PLAN
SCALE: 1/2\"/>

BLAC
ARCHITECTS, P.C.

2790 Spring Creek Rd
Barrington Hills, IL 60015
PROJECT No: 215002.00
DATE: SEPTEMBER 1, 2011
DRAWN BY: CV
CHECKED BY: CL
50% CONSTRUCTION DOCUMENTS

Barrington Hills Farm

2790 Spring Creek Rd
Barrington Hills, IL 60015

PROJECT No: 215002.00
DATE: SEPTEMBER 1, 2011
DRAWN BY: CV
CHECKED BY: CL
50% CONSTRUCTION DOCUMENTS

DESIGNER'S STAMP

NOT FOR
CONSTRUCTION

CLIENT
BARRINGTON HILLS FARM
2790 SPRING CREEK RD
BARRINGTON HILLS, IL 60015

DESIGNER
JOHN A. BLACKBURN ARCHITECT
1809 N STREET NW
WASHINGTON, DC 20016
Tel: 202-877-1773
Fax: 202-337-5271

CONSULTANTS
CIVIL ENGINEER
MANHARD ENGINEERING
908 WOODLANDS PARKWAY
BARRINGTON HILLS, ILLINOIS 60015
Tel: 847-325-7325
Cell: 630-514-4998

SOFTK DESIGN
NAME
ADDRESS
CITY, STATE ZIP
Tel: 309-000-0000
Fax: 309-000-0000

STRUCTURAL ENGINEER
PLASE BOKER & ASSOCIATES, LLC
18 EXECUTIVE COURT
SOUTH BARRINGTON, IL 60010
Tel: 847-442-4350

MEP ENGINEER
THE ENGINEERING STUDIO, INC
701 LEE STREET SUITE 210
OIL PLAINS, IL 60016
Tel: 847-793-8510

GEOTECHNICAL ENGINEER
NAME
ADDRESS
CITY, STATE ZIP
Tel: 309-000-0000
Fax: 309-000-0000

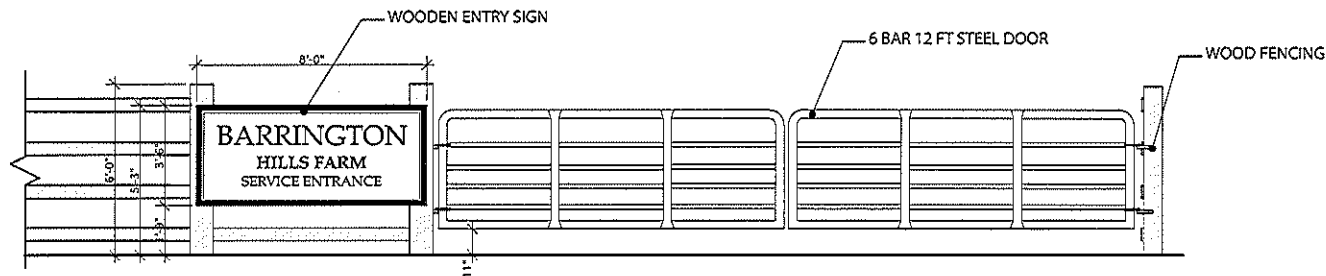
Rev	Date	Description
01/16/15		50% SUBMITTAL

TITLE
MAIN ENTRY GATE/S
DETAIL

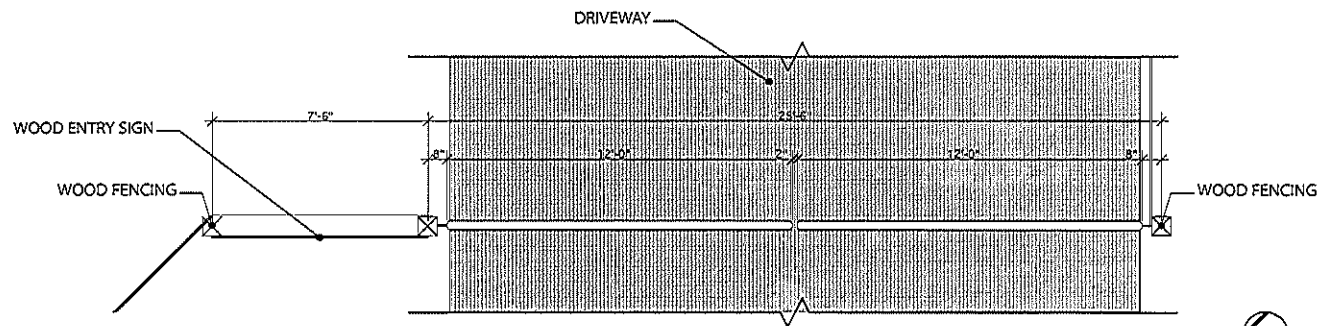
SHEET NUMBER

A82
Packet Pg. 20

Communication: Application and Site Plan (Barrington Hills Farm - Equestrian Facility)



2 SERVICE ENTRY GATE/SIGN ELEVATION
SCALE: 1/2" = 1'-0"



1 SERVICE ENTRY GATE/SIGN PLAN
SCALE: 1/2" = 1'-0"

BLAC 4A.1
ARCHITECTS, P.C.

2700 Spring Creek Rd
Barrington Hills, IL 60010
Tel: 847-482-4939
Fax: 847-482-4939

Barrington Hills Farm

2700 Spring Creek Rd
Barrington Hills, IL 60010

PROJECT No: 21502000
DATE: SEPTEMBER 1, 2011
DRAWN BY: CY
CHECKED BY: CL

50 % CONSTRUCTION
DOCUMENTS

DESIGNER'S STAMP

NOT FOR
CONSTRUCTION

CLIENT
BARRINGTON HILLS FARM
2700 SPRING CREEK RD
BARRINGTON HILLS, IL 60010

DESIGNER
JOHN A. BLACKBURN ARCHITECT
1620 N STREET NW
WASHINGTON, DC 20036
Tel: 202-837-1755
Fax: 202-837-5271

CONSULTANTS
CONSULTING ENGINEER
MAYNARD ENGINEERING
500 WOODLAND PARKWAY
VERNON HILLS, ILLINOIS 60061
Tel: 847-925-7395
Cell: 630-514-4998

SKETCH DESIGN
NAME:
ADDRESS:
CITY, STATE, ZIP:
Tel: 300-000-0000
Fax: 300-000-0000

STRUCTURAL ENGINEER
FAS: JORDI B. ASSOCIATES LLC
18 EXECUTIVE COURT
SOUTH BARRINGTON, IL 60010
Tel: 847-842-6939

MER ENGINEER
THE ENGINEERING STUDIO, INC
791 LAKE STREET SUITE 210
DAYS PLAIN, IL 60014
Tel: 647-793-0810

SELECTION ENGINEER
NAME:
ADDRESS:
CITY, STATE, ZIP:
Tel: 300-000-0000
Fax: 300-000-0000

Rev	Date	Description
08/18/11	50 % SUBMITTAL	

TITLE
SERVICE ENTRY GATE
SIGN DETAIL

SHEET NUMBER

A8.3
Packet Pg. 21

Communication: Application and Site Plan (Barrington Hills Farm - Equestrian Facility)



McHenry County
Department of Planning and Development

OFFICE: McHenry County Admin. Bldg.
 667 Ware Road, Woodstock, Illinois

MAIL: 2200 N. Seminary Ave.
 Woodstock, Illinois 60098

www.co.mchenry.il.us/plandev

EMAIL: plandev@co.mchenry.il.us
 P: 815-334-4560 F: 815-337-3720

MEMORANDUM

FROM: McHenry County Planning & Development – Water Resources Division (JSC)
 TO: Dennis Sandquist
 DATE: April 14, 2016
 REGARDING: Staff Plat Review Committee Comments - Barrington Hills Farm Equestrian Facility

Based on my review of the provided information for the Staff Plat Review Committee Meeting on April 20, 2016, I have the following comments based on the McHenry County Stormwater Management Ordinance (SMO):

1. As currently submitted, Water Resources has no comments on the submittal.

Additional comments may likely be generated once a full plan set and stormwater calculations are received. If revisions to the site plan are necessary based on other department comments (e.g., environmental health) additional comments may be generated.

For future submittals based on SMO requirements, please keep the following comments in mind:

1. A statement shall be submitted, which is signed by the licensed professional engineer that prepared the development plans, rendering an opinion that the development plans meet the minimum requirements of the Stormwater Management Ordinance. (Article V, Section E.3.a)
2. A full soil erosion and sediment control plan, including details and standard notes, shall be included in the submittal. Please note the area of disturbance will be greater than one acre, so a ILR10 permit from the IEPA will be required.
3. A permit or other documentation from the Village of Barrington Hills allowing the construction of two entrances off Church Road.
4. A drain tile survey for the site shall be submitted. Observation wells, or similar structures for inspecting and maintaining drain tiles, shall be installed at any point where an existing drain tile flows into or out of a development site. Maintenance access shall be provided to the observation well through a deed or plat restriction for regulated development disturbing 5 acres or more. (Article VI, Section B.3.e)
5. The total calculated release rate shall account for all detention basins and all disturbed, undetained areas (southern portion of the site adjacent Stormwater Basin #3 and adjacent Church Road). All releases shall be less than or equal to either of the options below, whichever is more restrictive:
 - a. The existing conditions peak runoff rate, or

Communication: Stormwater Comments (Barrington Hills Farm - Equestrian Facility)

Staff Plat Review Committee Comments – Barrington Hills Farm Equestrian Facility
April 14, 2016
Page 2

- b. 0.04 cfs/ac for the 2-year, 24-hour storm and 0.15 cfs/ac for the 100-year, 24-hour storm.
- 6. Provide documentation as to the methodology used to design the stormwater detention basins. The NIPC chart in Appendix 6 of the SMO utilizes different parameters to calculate volumes.
- 7. Provide documentation as to how the site will maintain a B type soil throughout the site while the design shows some areas of fill volume greater than five feet. Alternatively, provide revised calculations showing increasing the soil type to a C soil in the mass graded areas.
- 8. Verify the presence of depressional storage on the southern edge of the development near Stormwater Basin #3. Compensatory storage for flood storage volume lost shall be accounted for in either a detention basin or a new depressional storage area.
- 9. Recorded deed/plat restrictions will be required for all wetlands and buffers throughout the development, if present.
- 10. A recorded maintenance plan will be required for all wetlands, buffers and the stormwater management system throughout the development, as necessary.
- 11. Please note, as-built plans will be required for the stormwater management facilities.

Communication: Stormwater Comments (Barrington Hills Farm - Equestrian Facility)



McHenry County
Department of Planning and Development

OFFICE: McHenry County Admin. Bldg.
 667 Ware Road, Woodstock, Illinois

MAIL: 2200 N. Seminary Ave.
 Woodstock, Illinois 60098

www.co.mchenry.il.us/plandev

EMAIL: plandev@co.mchenry.il.us
 P: 815-334-4560 F: 815-337-3720

Barrington Hills Farm "Horse Stable/Animal Care Shelter/Horse Arena"

Zoning Enforcement Officer Site Plan Review
 Staff Plat Review Committee
 April 20, 2016

Existing Conditional Use Permit Standards

☒ Not applicable.

General Site Plan Review Standards

(UDO Article 5)

☒ No comments.

Overlay District Standards

(UDO Article 13)

Project is within the SARA Overlay district. About 40% of the site contains soils identified by the SARA map as having a high potential for aquifer contamination.

☒ "The maximum impervious surface coverage is limited to... 50%" (13.3.E.2). The proposed development will result in less than 20% impervious surface.

Use Standards

(UDO Article 14)

The project consists of four uses in combination: Horse Stable, Horse Arena, Animal Care Shelter, Residence—only one of which, Horse Stable, has any specific standards in the UDO.

Standards related to horses are restricted to minimum parcel size requirements (14.3.V. and 14.5.G).

☒ Minimum parcel size (5 acres) is met allowing for the keeping of horses (without limit as to the number) as well as erection of a horse stable and other equestrian facilities.

There is a two-bedroom residence identified in the project narrative for caretakers.

☒ This use is allowed because the residence is present only to support the agricultural use. Therefore, the residence is deemed to be an extension of the agricultural use of the property.

Required setbacks for structures are met, with the exception of the fence along Church Road.

☒ The fence along Church Road is shown inside the right-of-way. This is prohibited under Section 14.5.H.3.b.

* Section 14.5.H.3.a requires that "the finished side of all fences shall face away from the lot or parcel on which it is located."

☒ =Standard is satisfied ☒ =Standard is not satisfied ◇ =More information needed * =Reminder/advisory

Site Development Standards**(UDO Article 15)**

- ☒ Exterior lighting is identified on the site plan and shown as fully shielded meeting the standards of Section 15.2.A.

Parking**(UDO Article 16)**

- ☒ There are parking space minimums for offices and animal care shelters. A rough estimate of those portions of the building came to 19 spaces. The site plan provides for 24 spaces, including 2 handicap spaces. There are no specific parking requirements for horse stables. (Table 16-1)
- ☒ Aisle width and stall depth sufficient for head-in parking. (Figure 16-1)
- ☐ Stall width not able to be calculated. Minimum 9 feet. (Figure 16-1)

Landscaping and Screening**(UDO Article 17)**

- ☒ Parking lot perimeter landscape is not required as the lot does not abut a public street. (17.6.)
- ☒ Interior parking lot landscape is not required as the property is in an agricultural zoning district. (17.7)

Signs**(UDO Article 18)**

- ☒ Two signs proposed. Each is in compliance with height, square footage, spacing requirements, and front lot line setbacks. (Table 18-1 and 18.11.B) Note: Sign permits will be required.
- ☒ Sign at the service entrance meets the definition of 'pole ground sign,' which is not allowed to be externally illuminated. (18.11.B.4.) Lowering the bottom of the sign to no more than 18" above grade will make this a 'monument ground sign,' which does allow for external illumination.

Communication: Planning Comments (Barrington Hills Farm - Equestrian Facility)



McHenry County
Department of Planning and Development

OFFICE: McHenry County Admin. Bldg.
667 Ware Road, Woodstock, Illinois

MAIL: 2200 N. Seminary Ave.
Woodstock, Illinois 60098

www.co.mchenry.il.us/plandev

EMAIL: plandev@co.mchenry.il.us
P: 815-334-4560 F: 815-337-3720

4.A.4

MEMORANDUM

To: Darrell Moore
From: Adam P. Wallen, Building Enforcement Officer
Date: April 15, 2016
Re: Staff Plat Review Committee Comments – Barrington Hills Farm HARPS

Based on my review of the information provided for the Staff Plat Review Committee Meeting on April 20, 2016, I offer the following comments based on the Building Codes and Amendments adopted by McHenry County:

Barrington Hills Farm HARPS

- 1) The allowable height and building areas will be dictated by **[2006 IBC Table 503]**. The apparent gross square footage of the primary facility is approximately 38,600-sf. The potential for Mixed Use and Occupancy Classifications would reduce the subject area but likely require separation of occupancies, see notes below. Where in excess of the allowable floor areas appropriate separation OR a fire suppression system will be required. The follow information determines compliance with section 503:
 - a. Based on the documents submitted, the most apparent (Use and Occupancy) Classification **[2006 IBC 302]** for the 40-stall horse barn, associated riding arena, clinic and associated support spaces is a Mixed Use and Occupancy **[2006 IBC 508]** consisting of Business Group B (14,848-sf), Storage Group S1/2 (3,712-sf), & Assembly A-4 (20,040-sf).
 - b. **[2006 IBC 602]** Construction Classification. The typical construction is list but not classified. See IBC Table 601:

2006 IBC TABLE 601 FIRE-RESISTANCE RATING REQUIREMENTS FOR BUILDING ELEMENTS (hours)

BUILDING ELEMENT	TYPE I		TYPE II		TYPE III		TYPE IV	TYPE V	
	A	B	A ^e	B	A ^e	B	HT	A ^e	B
Structural frame ^a	3 ^b	2 ^b	1	0	1	0	HT	1	0
Bearing walls									
Exterior ^e	3	2	1	0	2	2	2	1	0
Interior	3 ^b	2 ^b	1	0	1	0	1/HT	1	0
Nonbearing walls and partitions	See Table 602								
Exterior									
Nonbearing walls and partitions									
Interior ^f	0	0	0	0	0	0	See Section 602.4.6	0	0
Floor construction									
Including supporting beams and joists	2	2	1	0	1	0	HT	1	0
Roof construction									
Including supporting beams and joists	1 1/2 ^c	1 ^{c,d}	1 ^{c,d}	0 ^d	1 ^{c,d}	0 ^d	HT	1 ^{c,d}	0

- c. Required separations shall be located in plan, detailed for the specific application and by the associated UL listing.
- 2) The electrical service to for the property and each structure will require detailed definition and specifications.
 - a. Given the distance from the road and likely demand throughout the site the services will be extensive. The main service from the utility company, transformer, distribution cabinet, and service feeds to each facility/load shall be located, specified, and accurately maintained throughout the project for final records.
- 3) All publically accessible buildings; places of employment or visitors shall be compliant with the Illinois Accessibility Code.
- 4) The number of plumbing fixtures for men and women shall comply with the Illinois Plumbing Code.
 - a. Employee Toilet Room Facilities.
- 5) Wash Stalls, isolation stalls, and other rooms of similar that require floor drains may require additional components such as traps, filters, or special waste holding due to the nature of the use.
 - a. Coordination with the McHenry County Department of Health and the Septic Designer may be required to identify the final system requirements and components. These modified systems and/or components shall be compliant with the Illinois Plumbing Code.
- 6) The Fox River Grove Fire District will conduct a review concurrent to the building permit application. Additional comments resulting from the Fire District's adopted ordinances may result.
- 7) The vehicle garage with a second floor dwelling unit for staff care takers would require Use and Occupancy Classification.
 - a. If the permanent use is related to the support of services required of the primary building, it would like be identified as **[2006 IBC 310] Residential Group R-2**.
 - b. If unassociated with the support and services of the primary building the apartment would classified as a single family dwelling unit and regulated by the International Residential code.
 - i. The current ordinance would require reconfiguration of the dwelling to comply with the following:
 1. **[2006 IRC 304.1.1-O]** The minimum livable ground floor area of a single-family residence shall be no less than eight-hundred (800) square feet.

GENERAL PERMIT CONSIDERATIONS

- 1) All construction documents submitted for permits shall be prepared by a design professional licensed in the State of Illinois. That architect of record or engineer of record will be required to certify modifications to the scope and any close out documents.
- 2) Permit submittals shall demonstrate compliance with the current building codes and amendments adopted by McHenry County. The adopted codes currently adopted are:
 - a. 2006 International Building Code
 - b. 2006 International Mechanical Code

- c. 2006 International Fire Code
- d. 2008 National Electric Code
- e. The Illinois Plumbing Code
- f. The Illinois Accessibility Code
- g. The Illinois Energy Conservation Code (2015 International Energy Efficiency Code)

Robert Abboud Involvement in Schuman Letter

From: Cblecompte@
Sent: Sunday, February 20, 2011 3:21 PM
To: David Stieper
Subject: Fwd: Abboud letter 3

David, also relative to the below, it would be helpful if you, being chairman of the Planning Commission, could help persuade Bobby on this issue. Thanks.
Berry

—Original Message—

From: Cblecompte@
To: [david@](#)
Sent: Sun, Feb 20, 2011 2:04 pm
Subject: Fwd: Abboud letter 3

David, below is a note to Steve Knoop regarding a prototype letter that I have proposed from Bobby Abboud. Give me a call with your thoughts if you have a chance. Thanks.
Berry

—Original Message—

From: Cblecompte@
To: [sknoop@](#) ; [cblecompte@](#)
Sent: Sun, Feb 20, 2011 2:01 pm
Subject: Fwd: Abboud letter 3
February 20, 2011

Dear Steve,

Yesterday Paddy McKevitt spent about three hours talking to Bobby Abboud about the horse boarding and training issue and, in particular, the potential negative effect Drury's and McLaughlin's suit against me could have on the entire Village if it is forced to shut down other barns. Apparently, Bobby asked Paddy what he wanted him to do, and Paddy told him, in no uncertain terms, that the Village needed to get involved in my case, which thus far Wambach has refused to do.

As you may know, effective last Monday, February 14, 2011, while we are awaiting the appellate courts decision on our agricultural status, we changed our operational procedures at Oakwood to bring the barn into compliance with the home occupation provision, pursuant to section 5-3-4(D)3(g) of the Village code.

We notified the Village and Wambach of our change, but Wambach, in his written response, refused to acknowledge our compliance. Legally, we are clearly compliant with the home occupation provision of the code at this time, and there is absolutely no valid reason for the Village not to acknowledge such.

We will be in court on Tuesday and file a motion to dismiss the Drury- McGlaughlin suit, pursuant to multiple provisions within The Illinois Code of Civil Procedure; however, based on our compliance with the code at this time, we are asking them for a voluntary dismissal or, alternatively, run the risk of being charged with a Supreme Court rule 137 violation. While at this time, they are not willing to do so,

I believe that a letter from Bobby, stating our compliance with the home occupation provision, not the agricultural provision that is now before the appellate court, would put significant pressure on them to voluntarily dismiss, or risk the 137 sanctions.

Below is a prototype letter that I drafted, with Paddy's encouragement, from Bobby to me that addresses the pertinent issues, which obviously Bobby is free to change as he deems appropriate, as long as the the substance remains essentially the same.

Hopefully, if you agree with my position, you can help persuade Bobby that this is, not only helpful to me, but more importantly, in the Village's best interest as well.

While I am currently in Scottsdale until later tonight, if you would like to discuss this with me please don't hesitate to call my cell, 847.

Thanks for any help you can provide.

Sincerely,
Berry

From: Cathleen LeCompte
To: Ken Michaels
Sent: Sun, Feb 20, 2011 11:25 am
Subject: Fwd: Abboud letter

This is a copy of the letter that berry drafted for abboud to send to us.

Cathleen LeCompte

Begin forwarded message:
From: "Cblecompte@"
Date: February 20, 2011 11:12:23 AM MST
To: cblecompte@
Subject: Abboud letter

Village of Barrington Hills
Barrington Hills, Illinois 60010
February 20, 2011
Benjamin B. LeCompte, III, MD
Oakwood Farm
350 Bateman Road
Barrington Hills, Illinois 60010

Dear Dr. LeCompte:

I am in receipt of your correspondence of 2/14/2011 and your attorney's letter of 2/15/2011 to the Village attorney, Doug Wambach, as well as Mr. Wambach's response of 2/15/11. Furthermore, I appreciate your additional clarification of the present situation at Oakwood Farm. As you are aware, the Village has and continues to take the position that boarding and training horses is not an agricultural purpose based on the Village's definition of agriculture, and therefore, is not covered by section 5-3-4(A) of the Village Code. Accordingly, from an agricultural perspective, the Village does not recognize agricultural boarding, per se, to be a legally permitted use within the Village.

Submitted On Behalf of Tom Burney - Drury

However, as you correctly point out, the Village does allow boarding and training horses as an accessory use, under the home occupation provision, pursuant to section 5-3-4(D)3 (g) of the Village Code, and, furthermore, you obviously, by law, have as much right to board horses under this provision as any other resident of the Village does. Also, I am cognizant of the fact that you have recently made operational changes at Oakwood farm to bring your farm into compliance with the home occupation provision, pursuant to with 5-3-4(D)3(g), and the Village very much appreciates the effort that both Cathy and you made to do so.

You are correct, that the ZBA and the Cook County Circuit Court both found that boarding and training horses is not agricultural within the Village and, therefore, upheld the Village's cease and desist against your farm, based on your defense that your boarding and training operation was agricultural and protected pursuant to section 5-3-4(A) of the Village code. Furthermore, you are also correct that the Village never found you to be in violation of the home occupation provision, because you never claimed to be a home occupation, but rather an agricultural enterprise as stated above. Now that your are compliant with section 5-3-4(D)3(g) and operating as a home occupation, the Village no longer considers you to be in violation of the code and, therefore, you are operating within your legal rights.

Relative to your building permit, which was resubmitted in June 2008, I realize that you made the changes requested by the Village engineer and had a local licensed architect amend your plans. The Village has only held up the processing of your permit due to the fact that, as an agricultural operation, your were found to not be in compliance with the zoning code. Accordingly, since your are no longer in violation of the Village Code, there is no reason to further delay your permit, and, therefore, I will instruct the building department to commence processing your building permit immediately.

Again, thank you for making the effort to bring you equestrian operation into compliance with the home occupation provision of the code. Additionally, I realize that your appeal, relative to the agricultural provisions of the code, is still in the appellate court and, pending the outcome of that case, you reserve the right to reassert your agricultural status. Please let me know if the Village can be of further assistance.

Sincerely yours,

Robert Abboud
President,
Village of Barrington Hills

affidavit

3/1/11 3:27 PM

From: Dan Lundmark <dan@manarchy.com>
To: cblecompte@aim.com
Subject: affidavit
Date: Tue, Mar 1, 2011 12:15 pm

Hi,
Here is the exact language Bob used as to what needs to be in your affidavit.

- you understand that the village views your property as primarily residential.
- you are subject to the home occupation ordinance.
- you have modified your practices to be compliant with the home occupation ordinance.
- your buildings are in compliance with the village building code.

Hopefully, this will work.

Dan

LEC 0253

03/16/11 17:01 FAX 847 551 3050

VILLAGE BARRINGTON HILLS

002

President
ROBERT G. ARBOUD

Trustees
FRITZ BOHL, Pro-Tem
WALTER E. SMITH
STEVEN E. KNOOP
BETH MALLEN
ELAINE M. RAMESH
JOSEPH S. MESSER

KAREN B. SELMAN, Clerk
DOLORES G. TRANDEL, Deputy Clerk



112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5198
www.barringtonhills-il.gov

TELEPHONE
(847) 651-3000

FACSIMILE
(847) 651-3050

Via Fax and U.S. Mail

March 16, 2011

Dr. & Mrs. LeCompte
350 Bateman Road
Barrington Hills, IL 60010

Dear Dr. & Mrs. LeCompte,

The Building Department has received and examined your affidavit dated March 4, 2011. You have asked to consider the use of Oakwood Farm as a Home Occupation. The affidavit states the terms by which the use is a Home Occupation. Similarly, you submitted an employee register in support of the extent of your employee's hours.

Your Home Occupation pertains to boarding and training of horses, which is a use specifically referenced in subsection (g) of Section 5-3-4(D)3 of the Zoning Ordinance. Based on the information in your affidavit, it appears that the use of Oakwood Farm is a Home Occupation.

Sincerely,


Don Schuman

Building and Code Enforcement Officer
847-551-3003

A HOME RULE COMMUNITY

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

JAMES J. DRURY III, as agent of the Peggy D.
Drury Declaration of Trust U/A/D 02/04/00, and
MICHAEL J. MCLAUGHLIN,

Plaintiffs,

-against-

BENJAMIN B. LECOMPTE, CATHLEEN B.
LECOMPTE, AND NORTH STAR TRUST CO.,
AS SUCCESSOR TRUSTEE OF HARRIS BANK
BARRINGTON N.A., AS TRUSTEE UNDER
TRUST NUMBER 11-5176,

Defendants.

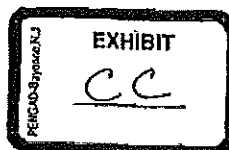
Case No. 11-ch-03852

Hon. Sebastian T. Patti

SWORN AFFIDAVIT OF BETH MALLEN

I, BETH MALLEN, of Barrington Hills, Illinois, hereby declare and affirm:

1. I am over 18 years old and otherwise competent to make this Affidavit. If sworn as a witness, I could competently testify to the matters set forth herein.
2. I have been a resident of the Village of Barrington Hills, Illinois ("Village") from April 1998 to the present. From April 2005 until April 2007 I was head of the Communications Committee for the Village, which included being editor in chief for the Village newsletter. I was elected to the Village Board of Trustees ("Board") in April 2007 and served my term which ended April 2011. In 2007 and 2008 I was the Trustee back-up to Trustee George Schueppert, who was the Trustee Liaison for the Village Zoning Board of Appeals.



3. At the December 17, 2007 Village Board of Trustees meeting, there were open discussions regarding Oakwood Farm and the commercial horse boarding operation that was ongoing at that location.

4. On January 8, 2008 there was a special meeting of the Village Board of Trustees. During that meeting, there was discussion of the commercial horse boarding at Oakwood Farm and the Board of Trustees authorized issuance of a cease and desist letter to Dr. and Mrs. Barry LeCompte.

5. On January 10, 2008 Douglas Wambach, Village counsel, sent a cease and desist letter to Dr. and Mrs. Barry LeCompte. (Ex. B.)

6. I attended the ZBA hearings in August 2008 regarding the appeal filed by the LeComptes seeking to overturn the cease and desist letter. I am aware of the decision by the ZBA on November 4, 2008 upholding the cease and desist letter and denying the appeal filed by the LeComptes.

7. It is my understanding that a lawsuit was then filed by the LeComptes against the Village in the Circuit Court of Cook County regarding the cease and desist letter, and the judge ruled against the LeComptes and in favor of the Village upholding the decision of the ZBA. It is my understanding that the LeComptes filed an appeal with the Illinois Appellate Court.

8. While I was a Village Trustee, it was my understanding that all of the provisions of section 5-3-4(D) of the Village Zoning Code would have to be complied with by a Village resident who wanted to board horses as a home occupation. Subsection (g) sets forth additional specific time limitations for horse boarding operations, but does not eliminate the

requirement that a horse boarding home occupation had to comply with all provisions of section 5-3-4(D).

9. I read the Village Newsletter dated February 2008 (Ex. Z) and specifically page 5 written by Trustee George Schueppert. As noted in paragraph 2 of my Affidavit, I was the editor in chief for the Village Newsletter from April 2005 until April 2007 and in February 2008 I was the backup Trustee to Trustee Schueppert for the Village Zoning Board of Appeals. This February 2008 Trustee update by Trustee George Schueppert accurately set forth the Village position on boarding of horses as a home occupation. The Village newsletter was mailed to Village residents to keep them apprised of the current status of events in the Village and the Village's position on issues of interest to Village residents.

10. I have been provided a copy of a letter dated February 15, 2011 from Douglas Wambach, Village counsel, sent to Ken Michaels, counsel for the LeComptes. (Ex. I.) Mr. Wambach's letter accurately sets forth and is consistent with what I have always understood to be the Village's position regarding Oakwood Farm. Mr. Wambach stated: "It is and has been the Village's position that Oakwood Farm does not comply with the requirements of the home occupation provisions of the Village's Zoning code." Robert Abboud, President of the Village of Barrington Hills, and Robert Kosin, Director of Administration of the Village of Barrington Hills, are copied on Mr. Wambach's letter. Neither Mr. Abboud nor Mr. Kosin nor Mr. Wambach ever personally advised me that the Village's position ever changed regarding Oakwood Farm.

11. I was provided a copy of the Schuman letter dated March 15, 2011 shortly after it was issued. I was shocked and outraged by the conclusion of that letter which states: "Based on the information in your affidavit, it appears that the use of Oakwood Farm is a Home

Occupation." This letter is totally inconsistent with and contrary to my understanding of the intent, purpose, and interpretation of the Home Occupation Ordinance and the Village's position on this issue.

12. On March 21, 2011 Maureen Crump (Barrington Countryside Park District Commissioner) and I went to Village Hall to meet with Don Schuman to seek clarification of and discuss Village setbacks for buildings, which was going to be discussed at the ZBA meeting that evening. During the discussion with Don Schuman that day, I raised the issue of whether Oakwood Farm complied with the Home Occupation Ordinance. Don Schuman told me in response that he did not think that Oakwood Farm was a home occupation.

13. I have been provided a copy of and have read the March 29, 2011 letter from George Lynch to Stephen C. Schulte and Ken Michaels regarding 350 Bateman Road (LeCompte's Property/Oak Wood Farms) ("Lynch letter"). This letter states: "This is to advise you that the Village of Barrington Hills has made a determination that the letter of Donald Schuman, the Building and Code Enforcement Officer, dated March 15, 2011 to Dr. and Mrs. LeCompte represents a final and official decision of the aforesaid officer." During the Village Board of Trustees meeting on March 28, 2011 (the evening before the Lynch letter was sent on March 29, 2011) the Trustees did not make a determination that the Schuman letter was a "final and official decision" of Mr. Schuman, the Trustees did not take a vote on this issue, and the Trustees did not authorize the sending of a letter with that language quoted above in the Lynch letter. I was never advised who it was at the Village "made a determination" referred to in the March 29, 2011 Lynch letter.

14. At no time during the Village Board of Trustees meeting on March 28, 2011 or any time prior thereto did President Abboud ever advise me or to my knowledge the

other Trustees that he had a meeting on February 21, 2011 or on any other date with Benjamin LeCompte, Paddy McKeivitt, and Dan Lundmark to discuss whether Oakwood Farm is a home occupation; nor did President Abboud tell us that on or before March 1, 2011 he communicated to Dan Lundmark what needed to be included in an affidavit from the LeComptes regarding compliance of Oakwood Farm with the Home Occupation Ordinance; nor did President Abboud provide a copy of the March 4, 2011 LeCompte affidavit or a copy of the March 15, 2011 Schuman letter to me as a Trustee.

15. Neither the Schuman letter dated March 15, 2011 nor the Lynch letter dated March 29, 2011 were ever reviewed by, authorized, or approved by the Village Board of Trustees prior to issuance of those letters and during the April 25, 2011 Village Board of Trustees meeting (my last meeting), the Village Board of Trustees did not subsequently authorize or approve the issuance of the Shuman letter or the Lynch letter. The "determination" in these letters that "it appears that the use of Oakwood Farm is a Home Occupation" is totally in contradiction with the intent, purpose, and interpretation of the Home Occupation Ordinance by the Village while I was a Village Trustee between April 2007 and April 2011. The letter dated February 15, 2011 from Douglas Wambach, Village Counsel, to Ken Michaels, counsel for the LeComptes (Ex. 1), is accurate and sets forth the Village's position on commercial horse boarding operations at Oakwood Farm which is owned by the LeComptes when Mr. Wambach wrote: "It is and has been the Village's position that Oakwood Farms does not comply with the requirements of the home occupation provisions of the Village's zoning code."

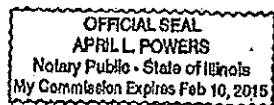
CERTIFICATION PURSUANT TO SECTION 1-109

Under penalties provided by law, pursuant to section 5/1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this affidavit are true and correct.

Beth Mallen
Beth Mallen

Subscribed and sworn to before me, the undersigned notary public, this 18th day of May, 2011.

April L. Powers
Notary Public



My Commission Expires:

2-10-2015

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

JAMES J. DRURY III, as agent of the Peggy D.
Drury Declaration of Trust U/A/D 02/04/00, and
MICHAEL J. MCLAUGHLIN,

Plaintiffs,

-against-

BENJAMIN B. LECOMPTE, CATHLEEN B.
LECOMPTE, AND NORTH STAR TRUST CO.,
AS SUCCESSOR TRUSTEE OF HARRIS BANK
BARRINGTON N.A., AS TRUSTEE UNDER
TRUST NUMBER 11-5176,

Defendants.

Case No. 11-CH-03852

Hon. Sebastian T. Patti

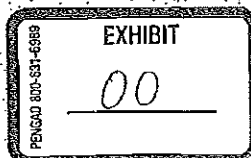
SWORN AFFIDAVIT OF MICHAEL P. HANNIGAN

I, MICHAEL P. HANNIGAN, of Barrington Hills, Illinois, hereby declare and affirm:

1. I am over 18 years old and otherwise competent to make this Affidavit. If
sworn as a witness, I could competently testify to the matters set forth herein.

2. I have been a resident of the Village of Barrington Hills, Illinois
("Village") from 2008 to the present.

3. I was present as a Village resident at the Village of Barrington Hills Board
of Trustees meeting on May 23, 2011. During this meeting there was a discussion regarding
Oakwood Farms and I actively participated in the discussion along with the Village Board,
Village President Robert Abboud and Village Counsel Douglas Wambach.



4. During the May 23, 2011 Board meeting, President Abboud stated the decision to issue a compliance letter to Oakwood Farms regarding its purported compliance with the Village's Home Occupation Ordinance was made by President Abboud alone based on his opinion that Village Code authorized him as President to enforce and interpret Village ordinances. Village Counsel Douglas Wambach disagreed with President Abboud's opinion that the President was authorized to interpret Village ordinances.

5. Following the May 23, 2011 Village Board meeting, I prepared a letter dated June 3, 2011 memorializing the discussion at that Village Board meeting regarding Oakwood Farms and another matter that was of concern to me. In my June 3, 2011 letter to President Abboud, I requested that my letter be made part of the official minutes of the Board meeting.

6. A true and correct copy of my letter dated June 3, 2011 to President Abboud is attached to my Affidavit as Exhibit 1. A copy of my letter was also sent to Village Counsel Douglas Wambach.

CERTIFICATION PURSUANT TO SECTION 1-109

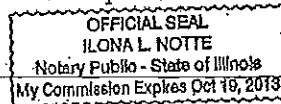
Under penalties provided by law, pursuant to section 5/1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this affidavit are true and correct.

Michael P. Hannigan
Michael P. Hannigan

Subscribed and sworn to before me, the undersigned notary public, this 3rd day of June, 2011.

Ilona L. Notte
Notary Public

My Commission Expires:



June 3, 2011

Via Email president@barringtonhills-il.gov

Robert G. Abboud

Village of Barrington Hills

112 Algonquin Road

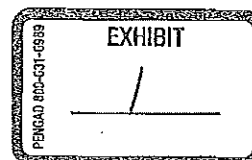
Barrington Hills, IL 60010-5199

Dear Mr. Abboud:

As you know, along with several other residents, I attended the Village Board of Trustees meeting on Monday, May 23, 2011. Unfortunately, and to the great detriment of Village residents, the Board has continued its policy of not stenographically recording Board meetings. As a result, I write to record what occurred during a portion of the meeting relating to Oakwood Farms. I ask that you include this letter as part of the official minutes of the meeting.

During the Oakwood Farms discussion, you stated that the decision to issue a compliance letter to Oakwood Farms, indicating its purported compliance with the Village's Home Occupation Ordinance, was yours alone as President. You also stated your opinion that a Village Code authorized you as President not only to enforce, but also to "interpret" Village ordinances. Notably, the Village's counsel, Doug Wambach, who was also present at the May 23 meeting, disagreed with your opinion that as President you alone were authorized to interpret Village ordinances. In any event, you made clear that the decision to issue a compliance letter to Oakwood Farms was, in fact, yours and yours alone. Of course, we know that there is no record of the Board ever having voted on the issuance of a compliance letter to Oakwood Farms, which is consistent with your statements at the May 23 meeting.

You also explained that you received legal advice from Village counsel before causing the compliance letter to be issued to Oakwood Farms. You said this advice was oral, not in writing. This was an interesting statement on your part because the compliance letter you caused to be issued to Oakwood Farms was directly at odds with the letter sent by Village counsel Wambach to Oakwood Farms on February 15, 2011. In that letter, counsel Wambach stated, "It is and has been the Village's position that Oakwood Farms does not comply with the requirements of the home occupation provisions of the Village Zoning Code." When I asked you about this inconsistency, you explained that counsel Wambach's letter was not wrong and not inconsistent with the compliance letter, but rather that the facts had changed after Mr. Wambach's letter. Specifically, you stated that after Mr. Wambach's letter, Oakwood Farms informed the Village that the primary purpose of the property on which it sits was no longer agricultural, but rather, its primary purpose was residential.



Submitted On Behalf of Tom Burney - Drury

I have been unable to locate any evidence of Oakwood Farms asserting that the primary purpose of the land on which it sits is no longer agricultural, but rather residential. Perhaps you can identify something in the public record where Oakwood Farms has taken that position, as you stated. Otherwise, there would seem to be no legitimate explanation for why the compliance letter contradicts, so starkly, the opinion expressed in counsel Wambach's February 15 letter to Oakwood Farms.

There were many other items discussed at the May 23 Board meeting. For example, you attempted to explain that the Board's authorization of the purpose of a new police car in August 2010 was followed by your issuance of a check in payment for the car. It appears from public records, however, that the opposite is true. It appears that a check for the police car was cut some 30 days before the Board voted on the authorization for the purchase of the car. Unfortunately, your fanciful explanation for this situation left much to be desired.

Once again, I would stress that the residents of our Village deserve to have Board meetings recorded stenographically. It is disappointing that the creation of an adequate public record of Village affairs requires vigilant monitoring by residents.

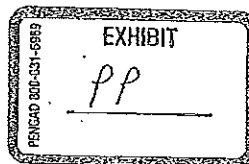
Very truly yours,

Michael P. Hannigan

cc: Douglas E. Wambach

1-5-4: POWERS AND DUTIES OF PRESIDENT:

The President is the chief executive officer of the Village, and shall perform all duties required of him by statute or ordinance. He shall be responsible for the enforcement of all laws and ordinances. He shall supervise the executive officers of the Village, and have the power and authority to inspect all books and records kept by any officer of the Village at any time. (1977 Code)



1-5-9: BOARD OF TRUSTEES:

The board of trustees shall consist of the president and trustees. The president, or the president pro tem, shall preside at all meetings of the board of trustees. (1977 Code)

1-5-12: ORDINANCE PASSAGE PROCEDURE:

- (A) The procedure for the passage of an ordinance shall be as follows: An ordinance may be introduced by any member of the board of trustees. When first introduced, said ordinance shall be read to the board of trustees by the clerk and a motion shall be made to have the same engrossed by the clerk upon the records of the proceedings of the meeting at which said proposed ordinance is introduced. The ordinance may then be referred to the proper committee for consideration and report, or may be called up for passage at the meeting at which it was introduced, or any subsequent meeting, when it shall again be read. The voting upon the passage of an ordinance shall be by ayes and nays, and the village clerk shall call upon each trustee and record his or her vote. If a majority of the trustees present constituting a quorum to do business shall vote aye, said ordinance shall be declared passed. If a tie vote results, the president shall cast the deciding vote and declare the result thereof. If the president shall approve of an ordinance, he shall sign it.
- (B) Any ordinance imposing any fine, penalty, imprisonment, or forfeiture, or making any appropriation, shall: 1) be printed or published in book or pamphlet form, published by authority of the corporate authorities, or 2) be published at least once, within ten (10) days after passage, in one or more newspapers published in the village, or if no newspaper is published there, then in one or more newspapers with a general circulation within the village. (Ord. 57-1, 4-25-1957; amd. 1977 Code)

Illinois Livestock Management Facilities Act

Information maintained by the Legislative Reference Bureau

Updating the database of the Illinois Compiled Statutes (ILCS) is an ongoing process. Recent laws may not yet be included in the ILCS database, but they are found on this site as Public Acts soon after they become law. For information concerning the relationship between statutes and Public Acts, refer to the Guide.

Because the statute database is maintained primarily for legislative drafting purposes, statutory changes are sometimes included in the statute database before they take effect. If the source note at the end of a Section of the statutes includes a Public Act that has not yet taken effect, the version of the law that is currently in effect may have already been removed from the database and you should refer to that Public Act to see the changes made to the current law.

ANIMALS

(510 ILCS 77/) Livestock Management Facilities Act.

(510 ILCS 77/1)

Sec. 1. Short title. This Act may be cited as the Livestock Management Facilities Act.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/5)

Sec. 5. Policy.

(a) The General Assembly finds the following:

(1) Enhancements to the current regulations dealing with livestock production facilities are needed.

(2) The livestock industry is experiencing rapid changes as a result of many different occurrences within the industry including increased sophistication of production technology, increased demand for capital to maintain or expand operations, and changing consumer demands for a quality product.

(3) The livestock industry represents a major economic activity in the Illinois economy.

(4) The trend is for larger concentration of animals at a livestock management facility due to various market forces.

(5) Current regulation of the operation and management of livestock production is adequate for today's industry with a few modifications.

(6) Due to the increasing numbers of animals at a livestock management facility, there is a potential for greater impacts on the immediate area.

(7) Livestock waste lagoons must be constructed according to standards to maintain structural integrity and to protect groundwater.

(8) Since a majority of odor complaints result from manure application, livestock producers must be provided with an educational program that will enhance neighbor awareness and their environmental management skills, with emphasis on management of livestock wastes.

(b) Therefore, it is the policy of the State of Illinois to maintain an economically viable livestock industry in the State of Illinois while protecting the environment for the benefit of both the livestock producer and persons who live in the vicinity of a livestock production facility.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10)

Sec. 10. Definitions. In this Act words and phrases have the meanings set forth in the following Sections, unless the context clearly requires otherwise:

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.5)

Sec. 10.5. Agency. "Agency" means the Illinois Environmental Protection Agency.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.7)

Sec. 10.7. Animal feeding operation. "Animal feeding operation" means a feeding operation as defined in the Illinois Environmental Protection Act and the rules promulgated under that Act concerning agriculture related pollution.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.10)

Sec. 10.10. Animal unit. "Animal unit" means a unit of measurement for any animal feeding operation calculated as follows:

(1) Brood cows and slaughter and feeder cattle multiplied by 1.0.

(2) Milking dairy cows multiplied by 1.4.

(3) Young dairy stock multiplied by 0.6.

(4) Swine weighing over 55 pounds multiplied by 0.4.

(5) Swine weighing under 55 pounds multiplied by 0.03.

(6) Sheep, lambs, or goats multiplied by 0.1.

(7) Horses multiplied by 2.0.

(8) Turkeys multiplied by 0.02.

(9) Laying hens or broilers multiplied by 0.01 (if the facility has continuous overflow watering).

(10) Laying hens or broilers multiplied by 0.03 (if the facility has a liquid manure handling system).

(11) Ducks multiplied by 0.02.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.15)

Sec. 10.15. Certified livestock manager. "Certified livestock manager" means a person that has been duly certified by the Department as an operator of a livestock waste handling facility.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.20)

Sec. 10.20. Department. "Department" means the Illinois Department of Agriculture.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.23)

Sec. 10.23. Farm residence. "Farm residence" means any residence on a farm owned or occupied by the farm owners, operators, tenants, or seasonal or year-round hired workers. For purposes of this definition, a "farm" is the land, buildings, and machinery used in the commercial production of

farm products, and "farm products" are those plants and animals and their products which are produced or raised for commercial purposes and include but are not limited to forages and sod crops, grains and feed crops, dairy and dairy products, poultry and poultry products, livestock, fruits, vegetables, flowers, seeds, grasses, trees, fish, honey and other similar products, or any other plant, animal, or plant or animal product which supplies people with food, feed, fiber, or fur.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.24)

Sec. 10.24. Karst Area. "Karst area" means an area with a land surface containing sinkholes, large springs, disrupted land drainage, and underground drainage systems associated with karstified carbonate bedrock and caves or a land surface without these features but containing a karstified carbonate bedrock unit generally overlain by less than 60 feet of unconsolidated materials.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/10.25)

Sec. 10.25. Lagoon. "Lagoon" means any excavated, diked, or walled structure or combination of structures designed for biological stabilization and storage of livestock wastes. A lagoon does not include structures such as manufactured slurry storage structures or pits under buildings as defined in rules under the Environmental Protection Act concerning agriculture related pollution.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.26)

Sec. 10.26. Karstified carbonate bedrock. "Karstified carbonate bedrock" means a carbonate bedrock unit (limestone or dolomite) that has a pronounced conduit or secondary porosity due to dissolution of the rock along joints, fractures, or bedding plains.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/10.30)

Sec. 10.30. Livestock management facility. "Livestock management facility" means any animal feeding operation, livestock shelter, or on-farm milking and accompanying milk-handling area. Two or more livestock management facilities under common ownership, where the facilities are not separated by a minimum distance of 1/4 mile, and that share a common livestock waste handling facility shall be considered a single livestock management facility. A livestock management facility at educational institutions, livestock pasture operations, where animals are housed on a temporary basis such as county and state fairs, livestock shows, race tracks, and horse breeding and foaling farms, and market holding facilities are not subject to this Act.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.35)

Sec. 10.35. Livestock waste. "Livestock waste" means

livestock excreta and associated feed losses, bedding, wash waters, sprinkling waters from livestock cooling, precipitation polluted by falling on or flowing onto an animal feeding operation, and other materials polluted by livestock.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.40)

Sec. 10.40. Livestock waste handling facility. "Livestock waste handling facility" means individually or collectively those immovable constructions or devices, except sewers, used for collecting, pumping, treating, or disposing of livestock waste or for the recovery of by-products from the livestock waste. Two or more livestock waste handling facilities under common ownership and where the facilities are not separated by a minimum distance of 1/4 mile shall be considered a single livestock waste handling facility.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.43)

Sec. 10.43. Modified. "Modified" means structural changes to a lagoon that increase its volumetric capacity.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.45)

Sec. 10.45. New facility. "New facility" means a livestock management facility or a livestock waste handling facility the construction or expansion of which is commenced on or after the effective date of this Act. Expanding a facility where the fixed capital cost of the new components constructed within a 2-year period does not exceed 50% of the fixed capital cost of a comparable entirely new facility shall not be deemed a new facility as used in this Act.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.47)

Sec. 10.47. Non-farm residence. "Non-farm residence" means any residence which is not a farm residence.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.50)

Sec. 10.50. Owner or operator. "Owner or operator" means any person who owns, leases, controls, or supervises a livestock management facility or livestock waste-handling facility.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.55)

Sec. 10.55. Person. "Person" means any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity or their legal representative, agent, or assigns.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/10.60)

Sec. 10.60. Populated area. "Populated area" means any area where at least 10 inhabited non-farm residences are

located or where at least 50 persons frequent a common place of assembly or a non-farm business at least once per week.
(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/11)

Sec. 11. Filing notice of intent to construct and construction data; registration of facilities.

(a) An owner or operator shall file a notice of intent to construct for a livestock management facility or livestock waste handling facility with the Department prior to construction to establish a base date, which shall be valid for one year, for determination of setbacks in compliance with setback distances or, in the case of construction that is not a new facility, with the maximum feasible location requirements of Section 35 of this Act.

(b) For a livestock waste handling facility that is not subject to Section 12 of this Act, a construction plan of the waste handling structure with design specifications of the structure noted as prepared by or for the owner or operator shall be filed with the Department at least 10 calendar days prior to the anticipated dates of construction. Upon receipt of the notice of intent to construct form or the construction plan, the Department shall review the documents to determine if all information has been submitted or if clarification is needed. The Department shall, within 15 calendar days of receipt of a notice of intent to construct or the construction plan, notify the owner or operator that construction may begin or that clarification is needed.

(c) For a livestock waste handling facility that is subject to Section 12 of this Act, a completed registration shall be filed with the Department at least 37 calendar days prior to the anticipated dates of construction. The registration shall include the following: (i) the name and address of the owner and operator of the livestock waste handling facility; (ii) a general description of the livestock waste handling structure and the type and number of the animal units of livestock it serves; (iii) the construction plan of the waste handling structure with design specifications of the structure noted as prepared by or for the owner or operator, and (iv) anticipated dates of construction. The Department shall, within 15 calendar days of receipt of the registration form, notify the person submitting the form that the registration is complete or that clarification information is needed.

(d) Any owner or operator who fails to file a notice of intent to construct form or construction plans with the Department prior to commencing construction, upon being discovered by the Department, shall be subject to an administrative hearing by the Department. The administrative law judge, upon determination of a failure to file the appropriate form, shall impose a civil administrative penalty in an amount no more than \$1,000 and shall enter an administrative order directing that the owner or operator file the appropriate form within 10 business days after receiving notice from the Department. If, after receiving the administrative law judge's order to file, the owner or operator fails to file the appropriate form with the

Department, the Department shall impose a civil administrative penalty in an amount no less than \$1,000 and no more than \$2,500 and shall enter an administrative order prohibiting the operation of the facility until the owner or operator is in compliance with this Act. Penalties under this subsection (d) not paid within 60 days of notice from the Department shall be submitted to the Attorney General's office or an approved private collection agency.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/12)

Sec. 12. Public informational meeting; lagoons and non-lagoon structures.

(a) Beginning on the effective date of this amendatory Act of 1999, within 7 days after receiving a form giving notice of intent to construct (i) a new livestock management facility or livestock waste handling facility serving 1,000 or more animal units that does not propose to utilize a lagoon or (ii) a livestock waste management facility or livestock waste handling facility that does propose to utilize a lagoon, the Department shall send a copy of the notice form to the county board of the county in which the facility is to be located and shall publish a public notice in a newspaper of general circulation within the county. After receiving a copy of the notice form from the Department, the county board may, at its discretion and within 30 days after receipt of the notice, request that the Department conduct an informational meeting concerning the proposed construction that is subject to this Section. In addition, during the county's 30-day review period, county residents may petition the county board of the county where the proposed new facility will be located to request that the Department conduct an informational meeting. When petitioned by 75 or more of the county's residents who are registered voters, the county board shall request that the Department conduct an informational meeting. If the county board requests that the Department conduct the informational meeting, the Department shall conduct the informational meeting within 15 days of the county board's request. If the Department conducts such a meeting, it shall cause notice of the meeting to be published in a newspaper of general circulation in the county and in the State newspaper and shall send a copy of the notice to the County Board. Upon receipt of the notice, the County Board shall post the notice on the public informational board at the county courthouse at least 10 days before the meeting. The owner or operator who submitted the notice of intent to construct to the Department shall appear at the meeting. At the meeting, the Department shall afford members of the public an opportunity to ask questions and present oral or written comments concerning the proposed construction.

(b) The county board shall submit at the informational meeting or within 30 days following the meeting an advisory, non-binding recommendation to the Department about the proposed new facility's construction in accordance with the applicable requirements of this Act. The advisory, non-binding recommendation shall contain at a minimum:

(1) a statement of whether the proposed facility

achieves or fails to achieve each of the 8 siting criteria as outlined in subsection (d); and

(2) a statement of the information and criteria used by the county board in determining that the proposed facility met or failed to meet any of the criteria described in subsection (d).

(c) When the county board requests an informational meeting, construction shall not begin until after the informational meeting has been held, the Department has reviewed the county board's recommendation and replied to the recommendation indicating if the proposed new livestock management facility or the new livestock waste handling facility is or will be in compliance with the requirements of the Act, and the owner, operator, or certified manager and operator has received the Department's notice that the setbacks and all applicable requirements of this Act have been met.

(d) At the informational meeting for the proposed facility, the Department of Agriculture shall receive evidence by testimony or otherwise on the following subjects:

(1) Whether registration and livestock waste management plan certification requirements, if required, are met by the notice of intent to construct.

(2) Whether the design, location, or proposed operation will protect the environment by being consistent with this Act.

(3) Whether the location minimizes any incompatibility with the surrounding area's character by being located in any area zoned for agriculture where the county has zoning or where the county is not zoned, the setback requirements established by this Act are complied with.

(4) Whether the facility is located within a 100-year floodplain or an otherwise environmentally sensitive area (defined as an area of karst area or with aquifer material within 5 feet of the bottom of the livestock waste handling facility) and whether construction standards set forth in the notice of intent to construct are consistent with the goal of protecting the safety of the area.

(5) Whether the owner or operator has submitted plans for operation that minimize the likelihood of any environmental damage to the surrounding area from spills, runoff, and leaching.

(6) Whether odor control plans are reasonable and incorporate reasonable or innovative odor reduction technologies given the current state of such technologies.

(7) Whether traffic patterns minimize the effect on existing traffic flows.

(8) Whether construction or modification of a new facility is consistent with existing community growth, tourism, recreation, or economic development or with specific projects involving community growth, tourism, recreation, or economic development that have been identified by government action for development or operation within one year through compliance with applicable zoning and setback requirements for populated areas as established by this Act.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/12.1)

Sec. 12.1. Final determination.

(a) Within 15 calendar days of the close of the comment period under subsection (b) of Section 12, the Department shall determine if, more likely than not, the provisions of the Act have been met and shall send notice to the applicant and the county board indicating that construction may proceed. If the Department finds that, more likely than not, the provisions of the Act have not been met the Department shall send notice to the applicant that construction is prohibited.

(a-5) If the Department finds that additional information or that specific changes are needed in order to assist the Department in making the determination under subsection (a) of this Section, the Department may request such information or changes from the owner or operator of the new livestock waste handling facility or waste management facility.

(b) If no informational meeting is held, the Department shall, within 15 calendar days following the end of the period for the county board to request an informational meeting, notify the owner or operator that construction may begin or that clarification is needed.

(c) If the owner or operator of a proposed livestock management facility or livestock waste handling facility amends the facility plans during the Department's review, the Department shall notify the county board, which may exercise its option of a public informational meeting pursuant to Section 12 of this Act.

(d) If the owner or operator of a proposed new livestock management or new livestock waste handling facility amends the facility plans during the Department's review process by increasing the animal unit capacity of the facility such that the required setback distances will be increased, the owner or operator shall submit a revised notice of intent to construct and comply with applicable provisions of this Act.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/13)

Sec. 13. Livestock waste handling facilities other than earthen livestock waste lagoons; construction standards; certification; inspection; removal-from-service requirements.

(a) After the effective date of this amendatory Act of 1999, livestock waste handling facilities other than earthen livestock waste lagoons used for the storage of livestock waste shall be constructed in accordance with this Section.

(1) Livestock waste handling facilities constructed of concrete shall meet the strength and load factors set forth in the Midwest Plan Service's Concrete Manure Storage Handbook (MWPS-36) and future updates. In addition, those structures shall meet the following requirements:

(A) Waterstops shall be incorporated into the design of the storage structure when consistent with the requirements of paragraph (1) of this subsection;

(B) Storage structures that handle waste in a liquid form shall be designed to contain a volume of

not less than the amount of waste generated during 150 days of facility operation at design capacity; the owner or operator of a livestock waste handling facility constructed with concrete with a design capacity of less than 300 animal units may demonstrate to the Department that a reduced storage volume, not less than 60 days, is feasible due to (i) the availability of land application areas that can receive manure at agronomic rates or (ii) another manure disposal method is proposed that will allow for the reduced manure storage design capacity; the Department shall evaluate the proposal and determine whether a reduced manure storage design capacity is appropriate for the site; and

(C) Storage structures not covered or otherwise protected from precipitation shall, in addition to the waste storage volume requirements of subparagraph (B) of paragraph (1) of this subsection, include a 2-foot freeboard.

(2) A livestock waste handling facility in a prefabricated form shall meet the strength, load, and compatibility factors for its intended use. Those factors shall be verified by the manufacturer's specifications.

(3) Livestock waste handling facilities holding semi-solid livestock waste, including but not limited to picket dam structures, shall be constructed according to the requirements set forth in the Midwest Plan Service's Livestock Waste Facilities Handbook (MWPS-18) and future updates or similar standards used by the Natural Resources Conservation Service of the United States Department of Agriculture.

(4) Livestock waste handling facilities holding solid livestock waste shall be constructed according to the requirements set forth in the Midwest Plan Service's Livestock Waste Facilities Handbook (MWPS-18) and future updates or similar standards used by the Natural Resources Conservation Service of the United States Department of Agriculture. In addition, solid livestock waste stacking structures shall be sized to store not less than the amount of waste generated during 6 months of facility operation at design capacity. The owner or operator of a livestock waste handling facility holding solid livestock waste with a design capacity of less than 300 animal units may demonstrate to the Department that a reduced storage volume, not less than 2 months, is feasible due to (i) the availability of land application areas that can receive manure at agronomic rates or (ii) another manure disposal method is proposed that will allow for the reduced storage design capacity. The Department shall evaluate the proposal and determine whether a reduced manure storage design capacity is appropriate for the site.

(5) Holding ponds used for the temporary storage of livestock feedlot run-off shall be constructed according to the requirements set forth in the Midwest Plan Service's Livestock Waste Facilities Handbook (MWPS-18) and future updates or similar standards used by the Natural Resources Conservation Service of the United

States Department of Agriculture.

(b) New livestock management facilities and livestock waste handling facilities constructed after the effective date of this amendatory Act of 1999 shall be subject to the additional construction requirements and siting prohibitions provided in this subsection (b).

(1) No new non-lagoon livestock management facility or livestock waste handling facility may be constructed within the floodway of a 100-year floodplain. A new livestock management facility or livestock waste handling facility may be constructed within the portion of a 100-year floodplain that is within the flood fringe and outside the floodway provided that the facility is designed and constructed to be protected from flooding and meets the requirements set forth in the Rivers, Lakes, and Streams Act, Section 5-40001 of the Counties Code, and Executive Order Number 4 (1979). The delineation of floodplains, floodways, and flood fringes shall be in compliance with the National Flood Insurance Program. Protection from flooding shall be consistent with the National Flood Insurance Program and shall be designed so that stored livestock waste is not readily removed.

(2) A new non-lagoon livestock waste handling facility constructed in a karst area shall be designed to prevent seepage of the stored material into groundwater in accordance with ASAE 393.2 or future updates. Owners or operators of proposed facilities should consult with the local soil and water conservation district, the University of Illinois Cooperative Extension Service, or other local, county, or State resources relative to determining the possible presence or absence of such areas. Notwithstanding the other provisions of this paragraph (2), after the effective date of this amendatory Act of 1999, no non-lagoon livestock waste handling facility may be constructed within 400 feet of any natural depression in a karst area formed as a result of subsurface removal of soil or rock materials that has caused the formation of a collapse feature that exhibits internal drainage. For the purposes of this paragraph (2), the existence of such a natural depression in a karst area shall be indicated by the uppermost closed depression contour lines on a USGS 7 1/2 minute quadrangle topographic map or as determined by Department field investigation in a karst area.

(3) A new non-lagoon livestock waste handling facility constructed in an area where aquifer material is present within 5 feet of the bottom of the facility shall be designed to ensure the structural integrity of the containment structure and to prevent seepage of the stored material to groundwater. Footings and underlying structure support shall be incorporated into the design standards of the storage structure in accordance with the requirements of Section 4.1 of the American Society of Agricultural Engineers (ASAE) EP 393.2 or future updates.

(c) A livestock waste handling facility owner may rely on guidance from the local soil and water conservation district, the Natural Resources Conservation Service of the United States Department of Agriculture, or the University of

Illinois Cooperative Extension Service for soil type and associated information.

(d) The standards in subsections (a) and (b) shall serve as interim construction standards until such time as permanent rules promulgated pursuant to Section 55 of this Act become effective. In addition, the Department and the Board shall utilize the interim standards in subsections (a) and (b) as a basis for the development of such permanent rules.

(e) The owner or operator of a livestock management facility or livestock waste handling facility may, with the approval of the Department, elect to exceed the strength and load requirements as set forth in this Section.

(f) The owner or operator of a livestock management facility or livestock waste handling facility shall send, by certified mail or in person, to the Department a certification of compliance together with copies of verification documents upon completion of construction. In the case of structures constructed with the design standards used by the Natural Resources Conservation Service of the United States Department of Agriculture, copies of the design standards and a statement of verification signed by a representative of the United States Department of Agriculture shall accompany the owner's or operator's certification of compliance. The certification shall state that the structure meets or exceeds the requirements in subsection (a) of this Section. A \$250 filing fee shall accompany the statement.

(g) The Department shall inspect the construction site prior to construction, during construction, and within 10 business days following receipt of the certification of compliance to determine compliance with the construction standards.

(h) The Department shall require modification when necessary to bring the construction into compliance with the standards set forth in this Section. The person making the inspection shall discuss with the owner, operator, or certified livestock manager an evaluation of the livestock waste handling facility construction and shall (i) provide on-site written recommendations to the owner, operator, or certified livestock manager of what modifications are necessary or (ii) inform the owner, operator, or certified livestock manager that the facility meets the standards set forth in this Section. On the day of the inspection, the person making the inspection shall give the owner, operator, or certified livestock manager a written report of findings based on the inspection together with an explanation of remedial measures necessary to enable the livestock waste handling facility to meet the standards set forth in this Section. The Department shall, within 5 business days of the date of inspection, send an official written notice to the owner or operator of the livestock waste handling facility by certified mail, return receipt requested, indicating that the facility meets the standards set forth in this Section or identifying the remedial measures necessary to enable the livestock waste handling facility to meet the standards set forth in this Section. The owner or operator shall, within 10 business days of receipt of an official written notice of deficiencies, contact the Department to develop the principles

of an agreement of compliance. The owner or operator and the Department shall enter into an agreement of compliance setting forth the specific changes to be made to bring the construction into compliance with the standards required under this Section. If an agreement of compliance cannot be achieved, the Department shall issue a compliance order to the owner or operator outlining the specific changes to be made to bring the construction into compliance with the standards required under this Section. The owner or operator can request an administrative hearing to contest the provisions of the Department's compliance order.

(i) (Blank).

(j) If any owner or operator operates in violation of an agreement of compliance, the Department shall seek an injunction in circuit court to prohibit the operation of the facility until construction and certification of the livestock waste handling facility are in compliance with the provisions of this Section.

(k) When any livestock management facility not using an earthen livestock waste lagoon is removed from service, the accumulated livestock waste remaining within the facility shall be removed and applied to land at rates consistent with a waste management plan for the facility. Removal of the waste shall occur within 12 months after the date livestock production at the facility ceases. In addition, the owner or operator shall make provisions to prevent the accumulation of precipitation within the livestock waste handling facility. Upon completion of the removal of manure, the owner or operator of the facility shall notify the Department that the facility is being removed from service and the remaining manure has been removed. The Department shall conduct an inspection of the livestock waste handling facility and inform the owner or operator in writing that the requirements imposed under this subsection (k) have been met or that additional actions are necessary. Commencement of operations at a facility that has livestock shelters left intact and that has completed the requirements imposed under this subsection (k) and that has been operated as a livestock management facility or livestock waste handling facility for 4 consecutive months at any time within the previous 10 years shall not be considered a new or expanded livestock management or waste handling facility. A new facility constructed after May 21, 1996 that has been removed from service for a period of 2 or more years shall not be placed back into service prior to an inspection of the livestock waste handling facility and receipt of written approval by the Department.

(Source: P.A. 95-38, eff. 1-1-08; 96-328, eff. 8-11-09.)

(510 ILCS 77/15)

Sec. 15. Livestock waste lagoon.

(a) Standards for livestock waste lagoon construction. Any earthen livestock waste lagoon subject to registration shall be constructed or modified in accordance with "Design of Anaerobic Lagoons for Animal Waste Management" promulgated by the American Society of Agricultural Engineers or the national guidelines as published by the United States Department of Agriculture Natural Resource Conservation Service in Illinois

Submitted On Behalf of Tom Burney - Drury

and titled Waste Treatment Lagoon. The owner or operator of the earthen livestock lagoon may, with approval from the Department, modify or exceed these standards in order to meet site specific objectives. Notwithstanding any other requirement of this subsection, every earthen livestock waste lagoon shall include the construction of a secondary berm, filter strip, grass waterway, or terrace, or any combination of those, outside the perimeter of the primary berm if an engineer licensed under the Professional Engineering Practice Act of 1989 and retained by the registrant determines, with the concurrence of the Department, that construction of such a secondary berm or other feature or features is necessary in order to ensure against a release of livestock waste from the lagoon (i) that encroaches or is reasonably expected to encroach upon land other than the land occupied by the livestock waste handling facility of which the lagoon is a part or (ii) that enters or is reasonably expected to enter the waters of this State. The Department shall determine compliance with these requirements. The Department may require changes in design or additional requirements to protect groundwater, such as extra liner depth or synthetic liners, when it appears groundwater could be impacted.

(a-5) New earthen livestock waste lagoons constructed after the effective date of this amendatory Act of 1999 shall be subject to additional construction requirements and siting prohibitions as provided in this subsection (a-5).

(1) No new earthen livestock waste lagoon may be constructed within the floodway of a 100-year floodplain. A new earthen livestock waste lagoon may be constructed within the portion of a 100-year floodplain that is within the flood fringe and outside the floodway provided that the facility is designed and constructed so that livestock waste is not readily removed during flooding and meets the requirements set forth in the Rivers, Lakes, and Streams Act, Section 5-40001 of the Counties Code, and Executive Order Number 4 (1979). The delineation of floodplains, floodways, and flood fringes shall be in compliance with the National Flood Insurance Program.

(2) A new earthen livestock waste lagoon constructed in a karst area shall be designed to prevent seepage of the stored material to groundwater. Owners or operators of proposed facilities shall consult with the local soil and water conservation district, the University of Illinois Cooperative Extension Service, or other local, county, or State resources relative to determining the possible presence or absence of such areas. Notwithstanding the other provisions of this paragraph (2), after the effective date of this amendatory Act of 1999, no earthen livestock waste lagoon may be constructed within 400 feet of any natural depression in a karst area formed as a result of subsurface removal of soil or rock materials that has caused the formation of a collapse feature that exhibits internal drainage. For the purposes of this paragraph (2), the existence of such natural depression in a karst area shall be indicated by the uppermost closed depression contour lines on a USGS 7 1/2 minute quadrangle topographic map or as determined by Department field

investigation in a karst area.

(b) Registration and certification. Any earthen livestock waste lagoon newly constructed or modified (does not include repairs) after the effective date of rules adopted for the implementation of this Act shall be registered by the owner or operator with the Department on a form provided by the Department. Lagoons constructed prior to the effective date of rules adopted for the implementation of this Act may register with the Department at no charge.

In order to give the Department notice of the owner's or operator's intent to construct or modify an earthen livestock waste lagoon, the owner or operator shall register such lagoon with the Department during the preconstruction phase. Construction shall not begin until 30 days after submittal of a registration form by certified mail to the Department. When an informational meeting is requested by the county, construction shall not begin until after the informational meeting has been held.

Livestock waste lagoon registration forms shall be made available to producers at offices of the Department of Agriculture, Cooperative Extension Service, and Soil and Water Conservation Districts.

Registration information shall include the following:

- (1) Name(s) and address(es) of the owner and operator who are responsible for the livestock waste lagoon.
- (2) General location of lagoon.
- (3) Design construction plans and specifications.
- (4) Specific location information:
 - (A) Distance to a private or public potable well;
 - (B) Distance to closest occupied private residence (other than any occupied by owner or operator);
 - (C) Distance to nearest stream; and
 - (D) Distance to nearest populated area.
- (5) Anticipated beginning and ending dates of construction.
- (6) Type of livestock and number of animal units.

The Department of Agriculture upon receipt of a livestock waste lagoon registration form shall review the form to determine that all required information has been provided. The person filing the registration shall be notified within 15 working days that the registration is complete or that clarification of information is needed. No later than 10 working days after receipt of the clarification information, the Department shall notify the owner or operator that the registration is complete.

The Department shall inspect an earthen livestock waste lagoon during preconstruction, construction, and post-construction. The Department shall require modifications when necessary to bring construction in compliance with the standards as set forth in subsection (a) of Section 15. The person making the inspection shall discuss with the owner, operator, or certified livestock manager an evaluation of the livestock waste lagoon construction and shall (i) provide on-site written recommendations to the owner, operator, or certified livestock manager of what modifications are necessary or (ii) inform the owner, operator, or certified

livestock manager that the lagoon meets the standards set forth in subsection (a) of Section 15. On the day of the inspection, the person making the inspection shall give the owner, operator, or certified livestock manager a written report of his or her findings based on the inspection, together with an explanation of any remedial measures necessary to enable the lagoon to meet the standards set forth in subsection (a).

The person making any inspection shall comply with reasonable animal health protection procedures as requested by the owner, operator, or certified livestock manager.

Upon completion of the construction or modification, but prior to placing the lagoon in service, the owner or operator of the livestock waste lagoon shall certify on a form provided by the Department that the lagoon has been constructed or modified in accordance with the standards set forth in subsection (a) of Section 15 and that the information provided on the registration form is correct.

(1) The certification notice to the Department shall include a certification statement and signature.

(2) The certification shall state: "I hereby certify that the information provided on this form is correct and that the lagoon has been constructed in accordance with the standards as required by the Livestock Management Facilities Act."

Within 10 business days of receipt of the certification of compliance, the Department shall inspect the lagoon site. The Department shall, within 5 business days of the date of inspection, send an official written notice by certified mail, return receipt requested, to the owner or operator of the facility indicating that all the requirements of this Section have been met or that deficiencies exist that must be corrected prior to the completion of the lagoon registration process and the placement of the lagoon into service. The owner or operator of the lagoon may proceed to place the lagoon in service after receipt of the Department's notice that all the requirements of this Section have been met.

(c) Complaint procedure. Any person having a complaint concerning an earthen livestock waste lagoon may file a complaint with the Agency. If the Agency finds that groundwater has been negatively impacted because of structural problems with the earthen lagoon, the Agency shall notify the Department that modification of the lagoon is necessary. The livestock owner or operator or the Department may request guidance from the United States Department of Agriculture Natural Resource Conservation Service or the University of Illinois Cooperative Extension Service.

The person making any inspection shall comply with animal health protection procedures as requested by the owner or operator.

Any earthen livestock waste lagoon in service prior to the effective date of the rules for implementation of this Act is not subject to registration but is only subject to the complaint procedure. However, any such livestock waste lagoon found impacting groundwater shall be required to be repaired, modified, or have procedures instituted so groundwater is not negatively impacted.

If an investigation reveals groundwater has been negatively impacted, the Department and Agency shall cooperate with the owner or operator of the affected livestock waste lagoon to provide a reasonable solution to protect the groundwater.

Nothing in this Section shall limit the Agency's authority under the Environmental Protection Act to investigate and respond to violations of the Environmental Protection Act or rules adopted under that Act.

(d) Livestock waste lagoon registration fee. The livestock waste lagoon registration fee is \$250.

(e) Closure of livestock waste lagoons. When any earthen livestock waste lagoon is removed from service, it shall be completely emptied. Appropriate closure procedures shall be followed as determined by rule. The remaining hole must be filled. The closure requirements shall be completed within two years from the date of cessation of operation unless the lagoon is maintained or serviced. The Department may grant a waiver to the before-stated closure requirements that will permit the lagoon to be used for an alternative purpose.

Upon a change in ownership of a registered earthen livestock waste lagoon, the owner shall notify the Department of the change within 30 working days of the closing of the transaction.

(f) Administrative authority. All actions of the Department of Agriculture are subject to the Illinois Administrative Procedure Act.

Any earthen livestock waste lagoon subject to registration shall not begin operation until the owner or operator of the lagoon has met the requirements of this Act.

The owner or operator of any earthen livestock waste lagoon subject to registration that has not been registered or constructed in accordance with standards set forth in subsection (a) of Section 15 shall, upon being identified as such by the Department, be given written notice by the Department to register and certify the lagoon within 10 working days of receipt of the notice. The Department may inspect such lagoon and require compliance in accordance with subsections (a) and (b) of this Section. If the owner or operator of the livestock waste lagoon that is subject to registration fails to comply with the notice, the Department may issue a cease and desist order until such time as compliance is obtained with the requirements of this Act. Failure to construct the lagoon in accordance with the construction plan and Department recommendations is a business offense punishable by a fine of not more than \$5,000.

(Source: P.A. 90-565, eff. 6-1-98; 91-110, eff. 7-13-99.)

(510 ILCS 77/16)

Sec. 16. Inspection of earthen livestock waste lagoons by Department. At least once each year on a random basis, the Department shall inspect every earthen livestock waste lagoon that services 1,000 or more animal units and is required to be registered under this Act. The owner or operator of the lagoon or a certified livestock manager must be present during the inspection. If the owner, operator, or certified livestock

manager is not present at the scheduled date, time, and place of the inspection, the inspection shall proceed in his or her absence. The person making the inspection shall conduct a visual inspection to determine only whether any of the following are present: burrow holes, trees or woody vegetation, proper freeboard, erosion, settling of the berm, bermtop maintenance, leaks, and seepage. The person making the inspection shall discuss with the owner, operator, or certified livestock manager an evaluation of the livestock waste lagoon's current condition and shall (i) provide on-site written recommendations to the owner, operator, or certified livestock manager of what corrective actions are necessary or (ii) inform the owner, operator, or certified livestock manager that the lagoon meets the standards set forth in this subsection.

The person making any inspection shall comply with reasonable animal health protection procedures as requested by the owner, operator, or certified livestock manager.

The Department shall send official written notice of any deficiencies to the owner or operator of the lagoon by certified mail, return receipt requested. The owner or operator and the Department shall enter into an agreement of compliance setting forth the specific action and timetable to correct the deficiencies. The person making the reinspection shall notify the Department of the results of the reinspection, and the Department shall take the appropriate action under this Section. If the Department's inspector finds a release or evidence of a release, the Department shall immediately report such information to the Agency.

For a first violation of this Section by the owner or operator of a livestock management facility or livestock waste handling facility, the Department shall send the owner or operator a written notice of the violation by certified mail, return receipt requested.

If after an administrative hearing the Department finds that the owner or operator of a livestock management facility or livestock waste handling facility has committed a second violation of this Section, the Department shall impose on the owner or operator a civil administrative penalty in an amount not exceeding \$1,000. The Attorney General may bring an action in the circuit court to enforce the collection of a penalty imposed under this Section.

If after an administrative hearing the Department finds that the owner or operator of a livestock management facility or livestock waste handling facility has committed a third violation of this Section, the Department shall enter an administrative order directing that the owner or operator cease operation of the facility until the violation is corrected.

If a livestock management facility or livestock waste handling facility has not committed a violation of this Section within the 5 years immediately preceding a violation, the violation shall be construed and treated as a first violation.

(Source: P.A. 90-565, eff. 6-1-98.)

Sec. 17. Financial responsibility. Owners of new or modified lagoons registered under the provisions of this Act shall establish and maintain evidence of financial responsibility to provide for the closure of the lagoons and the proper disposal of their contents within the time provisions outlined in this Act. Financial responsibility may be evidenced by any combination of the following:

- (1) Commercial or private insurance;
- (2) Guarantee;
- (3) Surety bond;
- (4) Letter of credit;
- (5) Certificate of Deposit or designated savings account;
- (6) Participation in a livestock waste lagoon closure fund managed by the Illinois Finance Authority.

The level of surety required shall be determined by rule and be based upon the volumetric capacity of the lagoon. Surety instruments required under this Section shall be required after the effective date of rules adopted for the implementation of this Act.

(Source: P.A. 93-205, eff. 1-1-04.)

(510 ILCS 77/18)

Sec. 18. Reporting release of waste.

(a) An owner or operator of a livestock waste handling facility shall report to the Agency any release of livestock waste from a livestock waste handling facility or from the transport of livestock waste within 24 hours after discovery of the release. Reporting shall not be required in the case of a release of less than 25 gallons that is not released to the waters of the State or from a controlled and recovered release during field application. For the purposes of this subsection (a), waters of the State do not include small temporary accumulations of surface water from precipitation or irrigation systems. The procedure for reporting releases shall be adopted by the Agency by rule.

(b) For a first violation of failing to report a release by the owner or operator of a livestock waste handling facility, the Department shall hold an administrative hearing. If, after an administrative hearing, the Department finds that an owner or operator of a livestock waste handling facility has violated subsection (a) of this Act, the Department shall assess a fine not exceeding \$1,000.

(c) For a second violation of failing to report a release by the owner or operator of a livestock waste handling facility within a 5-year period, the Department shall hold an administrative hearing. If, after the administrative hearing, the Department finds that the owner or operator of a livestock waste handling facility has committed a second violation of failing to report a release within a 5-year period, the Department shall impose on the owner or operator an administrative penalty in an amount not exceeding \$2,500. The Attorney General may bring an action in the circuit court to enforce the collection of a penalty imposed for failing to report a release.

(d) For a third or subsequent violation of failing to report a release by the owner or operator of a livestock waste

handling facility within a 5-year period, the Department shall hold an administrative hearing. If, after the administrative hearing, the Department finds that the owner or operator of a livestock waste handling facility has committed a third or subsequent violation of failing to report a release within a 5-year period, the Department shall impose on the owner or operator an administrative penalty in an amount not exceeding \$5,000 and shall seek an injunction in the circuit court through the Attorney General of the State of Illinois. The Attorney General may bring action in the circuit court to enforce the collection of a penalty imposed for failing to report a release.

(e) If the owner or operator of a livestock waste handling facility has not committed a violation of failing to report a release within the 5 years immediately preceding a violation, a violation shall be considered and treated as a first violation.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/20)

Sec. 20. Handling, storing and disposing of livestock waste.

(a) The livestock management facility owner or operator shall comply with the requirements for handling, storing, and disposing of livestock wastes as set forth in the rules adopted pursuant to the Illinois Environmental Protection Act concerning agriculture related pollution.

(b) The livestock management facility owner or operator at a facility of less than 1,000 animal units shall not be required to prepare and maintain a waste management plan.

(c) The livestock management facility owner or operator at a facility of 1,000 or greater animal units but less than 5,000 animal units shall prepare and maintain on file at the livestock management facility a general waste management plan. Notwithstanding this requirement, a livestock management facility subject to this subsection may be operated on an interim basis but not to exceed 6 months after the effective date of the rules promulgated pursuant to this Act to allow for the owner or operator of the facility to develop a waste management plan. The waste management plan shall be available for inspection during normal business hours by Department personnel.

(d) The livestock management facility owner or operator at a facility of 5,000 or greater animal units shall prepare, maintain, and submit to the Department the waste management plan for approval. Approval of the waste management plan shall be predicated on compliance with provisions of subsection (f). The waste management plan shall be approved by the Department before operation of the facility or in the case of an existing facility, the waste management plan shall be submitted within 60 working days after the effective date of the rules promulgated pursuant to this Act.

The owner or operator of an existing livestock management facility that through growth meets or exceeds 5,000 animal units shall file its waste management plan with the Department within 60 working days after reaching the stated animal units.

The owner or operator of a livestock management facility

that is subject to this subsection (d) shall file within 60 working days with the Department a revised waste management plan when there is a change as provided in subsection (e) of this Section that will materially affect compliance with the waste management plan.

(d-5) The owner or operator of multiple livestock management facilities under common facility ownership where the cumulative animal units of the facilities are equal to or greater than the animal unit numbers provided for in subsection (c) of this Section shall prepare and keep on file at each facility a waste management plan in accordance with the requirements of subsection (c). The owner or operator of multiple livestock management facilities that are under common facility ownership where the cumulative animal units of the facilities are equal to or greater than the animal unit numbers provided for in subsection (d) of this Section shall prepare and file with the Department a waste management plan in accordance with the provisions of subsection (d). Cumulative animal units shall be determined by combining the animal units of multiple livestock management facilities under the common facility ownership based upon the design capacity of each facility. For the purposes of this subsection (d-5), "under common facility ownership" means the same person or persons own, directly or indirectly, through majority owned business entities at least 51% of any person or persons (as defined by Section 10.55) that own or operate the livestock management facility or livestock waste handling facility located in the State of Illinois.

(e) The owner or operator of a livestock management facility shall update the waste management plan when there is a change in values shown in the plan under item (1) of subsection (f) of this Section. The waste management plan and records of livestock waste disposal shall be kept on file for three years.

(f) The application of livestock waste to the land is an acceptable, recommended, and established practice in Illinois. However, when livestock waste is not applied in a responsible manner, it may create pollutional problems. It should be recognized that research relative to livestock waste application based on livestock waste nutrient content is currently ongoing. The Dean of the College of Agricultural, Consumer and Environmental Sciences at the University of Illinois, or his or her designee, shall annually report to the Advisory Committee on the status of phosphorus research, including research that has been supported in whole or in part by the Illinois Council on Food and Agricultural Research. The Advisory Committee may also consult with other appropriate research entities on the status of phosphorus research. It is considered acceptable to prepare and implement a waste management plan based on a nitrogen rate, unless otherwise restricted by this Section. The waste management plan shall include the following:

(1) An estimate of the volume of livestock waste to be disposed of annually, which shall be obtained by multiplying the design capacity of the facility by the appropriate amount of waste generated by the animals. The values showing the amount of waste generated in Table 2-1,

Midwest Plan Service's, MWPS-18, Livestock Waste Management Facilities Handbook or Design Criteria for the field application of livestock waste adopted by the Agency may be used.

(2) The number of acres available for disposal of the waste, whether they are owned by the owner or operator of the livestock waste management facility or are shown to be contracted with another person or persons for disposal of waste.

(3) An estimate of the nutrient value of the waste. The owner or operator may prepare a plan based on an average of the minimum and maximum numbers in the table values derived from Midwest Plan Service's, MWPS-18, Livestock Waste Facilities Handbook, the Agency's Agriculture Related Pollution regulations, or the results of analysis performed on samples of waste. For the purposes of compliance with this subsection, the nutrient values of livestock waste may vary as indicated in the source table. In the case of laboratory analytical results, the nutrient values may vary with the accuracy of the analytical method.

(3.5) Results of the Bray P1 or Mehlich test for soil phosphorus reported in pounds of elemental phosphorus per acre. Soil samples shall be obtained and analyzed from the livestock waste application fields on land owned or under the control of the owner or operator where applications are planned. Fields where livestock waste is applied shall be sampled every 3 years. Sampling procedures, such as the number of samples and the depth of sampling, as outlined in the current edition of the Illinois Agronomy Handbook shall be followed when soil samples are obtained.

(3.6) If the average Bray P1 or Mehlich test result for soil phosphorus calculated from samples obtained from the application field is 300 pounds or less of elemental phosphorus per acre, livestock waste may continue to be applied to that field in accordance with subsection (f) of this Section. If the average Bray P1 or Mehlich test result for soil phosphorus for an application field is greater than 300 pounds of elemental phosphorus per acre, the owner or operator shall apply livestock waste at the phosphorus rate to the field until the average Bray P1 or Mehlich test for soil phosphorus indicates there is less than 300 pounds of elemental phosphorus per acre. Upon the development of a phosphorus index that is approved subject to the provisions established in Section 55 of this Act, the owner or operator shall use such index in lieu of the 300 pounds of elemental phosphorus per acre.

(4) An indication that the livestock waste will be applied at rates not to exceed the agronomic nitrogen demand of the crops to be grown when averaged over a 5-year period.

(5) A provision that livestock waste applied within 1/4 mile of any residence not part of the facility shall be injected or incorporated on the day of application. However, livestock management facilities and livestock waste handling facilities that have irrigation systems in

operation prior to the effective date of this Act or existing facilities applying waste on frozen ground are not subject to the provisions of this item (5).

(6) A provision that livestock waste may not be applied within 200 feet of surface water unless the water is upgrade or there is adequate diking, and waste will not be applied within 150 feet of potable water supply wells.

(7) A provision that livestock waste may not be applied in a 10-year flood plain unless the injection or incorporation method of application is used.

(8) A provision that livestock waste may not be applied in waterways.

(9) A provision that if waste is spread on frozen or snow-covered land, the application will be limited to land areas on which:

(A) land slopes are 5% or less, or

(B) adequate erosion control practices exist.

(10) Methods for disposal of animal waste.

(g) Any person who is required to prepare and maintain a waste management plan and who fails to do so shall be issued a warning letter by the Department for the first violation and shall be given 30 working days to prepare a waste management plan. For failure to prepare and maintain a waste management plan, the person shall be fined an administrative penalty of up to \$1,000 by the Department and shall be required to enter into an agreement of compliance to prepare and maintain a waste management plan within 30 working days. For failure to prepare and maintain a waste management plan after the second 30 day period or for failure to enter into a compliance agreement, the Department may issue an operational cease and desist order until compliance is attained.

(Source: P.A. 91-110, eff. 7-13-99; 92-16, eff. 6-28-01.)

(510 ILCS 77/25)

Sec. 25. Odor control.

(a) Operators of livestock waste handling facilities shall practice odor control methods during the course of manure removal and field application. Odor control methods shall be those methods identified in the rules adopted pursuant to the Illinois Environmental Protection Act concerning agriculture related pollution.

(b) Every single-stage livestock waste lagoon constructed after the effective date of this amendatory Act of 1997 shall comply with the following operational guidelines:

(1) In operation, the lagoon must be maintained at not less than the minimum design volume.

(2) The livestock waste supply to the lagoon must be below the minimum design volume level.

(3) The livestock waste storage capacity of the lagoon must be greater than 270 days.

(c) Above-ground livestock waste holding structures must be operated using odor control management guidelines based on scientific peer review accepted by the Department and determined to be economically feasible to the specific operation.

(d) For a first violation of this Section by the owner or operator of a livestock management facility or livestock waste handling facility, the Department shall send the owner or operator a written notice of the violation by certified mail, return receipt requested.

If after an administrative hearing the Department finds that the owner or operator of a livestock management facility or livestock waste handling facility has committed a second violation of this Section, the Department shall impose on the owner or operator a civil administrative penalty in an amount not exceeding \$1,000. The Attorney General may bring an action in the circuit court to enforce the collection of a penalty imposed under this Section.

If after an administrative hearing the Department finds that the owner or operator of a livestock management facility or livestock waste handling facility has committed a third violation of this Section, the Department shall enter an administrative order directing that the owner or operator cease operation of the facility until the violation is corrected.

If a livestock management facility or livestock waste handling facility has not committed a violation of this Section within the 5 years immediately preceding a violation, the violation shall be construed and treated as a first violation.

(Source: P.A. 89-456, eff. 5-21-96; 90-565, eff. 6-1-98.)

(510 ILCS 77/30)

Sec. 30. Certified Livestock Manager. The Department shall establish a Certified Livestock Manager program in conjunction with the livestock industry that will enhance management skills in critical areas, such as environmental awareness, safety concerns, odor control techniques and technology, neighbor awareness, current best management practices, and the developing and implementing of manure management plans.

(a) Applicability. A livestock waste handling facility serving 300 or greater animal units shall be operated only under the supervision of a certified livestock manager. Notwithstanding the before-stated provision, a livestock waste handling facility may be operated on an interim basis, but not to exceed 6 months, to allow for the owner or operator of the facility to become certified.

(b) A certification program shall include the following:

(1) A general working knowledge of best management practices.

(2) A general working knowledge of livestock waste handling practices and procedures.

(3) A general working knowledge of livestock management operations and related safety issues.

(4) An awareness and understanding of the responsibility of the owner or operator for all employees who may be involved with waste handling.

(c) Any certification issued shall be valid for 3 years and thereafter be subject to renewal. A renewal shall be valid for a 3 year period and the procedures set forth in this Section shall be followed. The Department may require anyone who is certified to be recertified in less than 3 years for

just cause including but not limited to repeated complaints where investigations reveal the need to improve management practices.

(d) Methods for obtaining certified livestock manager status.

(1) The owner or operator of a livestock waste handling facility serving 300 or greater animal units but less than 1,000 animal units shall become a certified livestock manager by:

(A) attending a training session conducted by the Department of Agriculture, Cooperative Extension Service, or any agriculture association, which has been approved by or is in cooperation with the Department; or

(B) in lieu of attendance at a training session, successfully completing a written competency examination.

(2) The owner or operator of a livestock waste handling facility serving 1,000 or greater animal units shall become a certified livestock manager by attending a training session conducted by the Department of Agriculture, Cooperative Extension Service, or any agriculture association, which has been approved by or is in cooperation with the Department and successfully completing a written competency examination.

(e) The certified livestock manager certificate shall be issued by the Department and shall indicate that the person named on the certificate is certified as a livestock management facility manager, the dates of certification, and when renewal is due.

(f) For the years prior to 2011, the Department shall charge \$10 for the issuance or renewal of a certified livestock manager certificate. For the years 2011 and thereafter, the Department shall charge \$30 for the issuance or renewal of a certified livestock manager certificate. The Department may, by rule, establish fees to cover the costs of materials and training for training sessions given by the Department.

(g) The owner or operator of a livestock waste handling facility operating in violation of the provisions of subsection (a) of this Section shall be issued a warning letter for the first violation and shall be required to have a certified manager for the livestock waste handling facility within 30 working days. For failure to comply with the warning letter within the 30 day period, the person shall be fined an administrative penalty of up to \$1,000 by the Department and shall be required to enter into an agreement to have a certified manager for the livestock waste handling facility within 30 working days. For continued failure to comply, the Department may issue an operational cease and desist order until compliance is attained.

(Source: P.A. 96-1310, eff. 7-27-10.)

(510 ILCS 77/35)

Sec. 35. Setbacks for livestock management and livestock handling facilities.

(a) Grandfather provision; facilities in existence prior

to July 15, 1991. Livestock management facilities and livestock waste handling facilities in existence prior to July 15, 1991 shall comply with setbacks in existence prior to July 15, 1991, as set forth in the Illinois Environmental Protection Act and rules promulgated under that Act.

(b) Grandfather provision; facilities in existence on effective date and after July 15, 1991. Livestock management facilities and livestock waste handling facilities in existence on the effective date of this Act but after July 15, 1991 shall comply with setbacks in existence prior to the effective date of this Act, as set forth in the Illinois Environmental Protection Act and rules promulgated under that Act.

(c) New livestock management or livestock waste handling facilities. Any new facility shall comply with the following setbacks:

(1) For purposes of determining setback distances, minimum distances shall be measured from the nearest corner of the residence or place of common assembly to the nearest corner of the earthen waste lagoon or livestock management facility, whichever is closer.

(2) A livestock management facility or livestock waste handling facility serving less than 50 animal units shall be exempt from setback distances as set forth in this Act but shall be subject to rules promulgated under the Illinois Environmental Protection Act.

(3) For a livestock management facility or waste handling facility serving 50 or greater but less than 1,000 animal units, the minimum setback distance shall be 1/4 mile from the nearest occupied residence and 1/2 mile from the nearest populated area.

(4) For a livestock management facility or livestock waste handling facility serving 1,000 or greater but less than 7,000 animal units, the setback is as follows:

(A) For a populated area, the minimum setback shall be increased 440 feet over the minimum setback of 1/2 mile for each additional 1,000 animal units over 1,000 animal units.

(B) For any occupied residence, the minimum setback shall be increased 220 feet over the minimum setback of 1/4 mile for each additional 1,000 animal units over 1,000 animal units.

(5) For a livestock management facility or livestock waste handling facility serving 7,000 or greater animal units, the setback is as follows:

(A) For a populated area, the minimum setback shall be 1 mile.

(B) For any occupied residence, the minimum setback shall be 1/2 mile.

(d) Requirements governing the location of a new livestock management facility and new livestock waste-handling facility and conditions for exemptions or compliance with the maximum feasible location as provided in rules adopted pursuant to the Illinois Environmental Protection Act concerning agriculture regulated pollution shall apply to those facilities identified in subsections (b) and (c) of this Section. With regard to the maximum feasible location requirements, any reference to a

setback distance in the rules under the Illinois Environmental Protection Act shall mean the appropriate distance as set forth in this Section.

(e) Setback category shall be determined by the design capacity in animal units of the livestock management facility.

(f) Setbacks may be decreased when innovative designs as approved by the Department are incorporated into the facility.

(g) A setback may be decreased when waivers are obtained from owners of residences that are occupied and located in the setback area.

(Source: P.A. 91-110, eff. 7-13-99.)

(510 ILCS 77/40)

Sec. 40. Environmental research. Environmental research is critical to a livestock producer's ability to implement sound, integrated management systems that will enhance industry profitability and protect the environment.

The Department of Agriculture shall annually request appropriations to fund environmental research projects pertinent to livestock management facilities. Projects may include both university research and on-farm applied research. Priorities should be given to the following:

(1) Determination of the contribution of soil applied livestock nutrient volatilization, leaching or storage in the soil and methods of application.

(2) Integrated systems that maintain and enhance water quality.

(3) Odor reduction and control through chemical, biological, or mechanical means.

(4) Environmental quality in livestock facilities affecting owner, operator, and employee health.

(5) Environmental quality that could affect residents who live adjacent to livestock facilities.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/45)

Sec. 45. Tax abatement on environmental equipment. The Department in cooperation with the Agency and the Department of Revenue shall recommend to the General Assembly incentive programs that will provide for the abatement of state income tax or real estate tax on capital expenditures made by the facility owner for purchasing equipment that will mitigate air and water quality problems.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/50)

Sec. 50. Intergovernmental cooperation. The Department shall consult and advise owners and operators of livestock management facilities serving 7,000 or greater animal units of applicable laws and rules relating to environmental laws and rules, the Water Use Act of 1983, and local road standards.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/55)

Sec. 55. Rules; Livestock Management Facilities Advisory Committee.

(a) There is hereby established a Livestock Management

Facilities Advisory Committee, which shall include the Directors of the Department of Agriculture, the Environmental Protection Agency, the Department of Natural Resources, and the Department of Public Health, or their designees. The Director of Agriculture or his or her designee shall serve as the Chair of the Advisory Committee. Members of the Advisory Committee may organize themselves as they deem necessary and shall serve without compensation.

(b) The Advisory Committee shall review, evaluate, and make recommendations to the Department of Agriculture for rules necessary for the implementation of this Act. Based upon the recommendations of the Advisory Committee, the Department of Agriculture shall: (i) propose rules to the Pollution Control Board for the implementation of design and construction standards for livestock waste handling facilities as set forth in Sections 13 and 15(a-5) of this Act based upon the standards set forth in the American Society of Agricultural Engineers' Standards, Engineering Practices and Data (ASAE Standards) and future updates, Midwest Plan Service's Concrete Manure Storage Handbook (MWPS-36) and future updates and related supplemental technical documents, the Midwest Plan Service's Livestock Waste Facilities Handbook (MWPS-18) and future updates and related supplemental technical documents or similar standards used by the Natural Resources Conservation Service of the United States Department of Agriculture; and (ii) on and after the effective date of this amendatory Act of 1999, provide public notice in the State newspaper, the Illinois Register, and on the Department's Internet website; hold public hearings during the first notice period; and take public comments and adopt rules pursuant to the Illinois Administrative Procedure Act for all Sections of this Act other than design and construction standards for livestock waste handling facility as set forth in Sections 13 and 15(a-5).

(c) The Pollution Control Board shall hold hearings on and adopt rules for the implementation of design and construction standards for livestock waste handling facilities as set forth in Sections 13 and 15(a-5) of this Act in the manner provided for in Sections 27 and 28 of the Environmental Protection Act. Rules adopted pursuant to this Section shall take into account all available pollution control technologies and shall be technologically feasible and economically reasonable.

(d) The Advisory Committee shall meet once every 6 months after the effective date of this amendatory Act of 1997 to review, evaluate, and make recommendations to the Department of Agriculture concerning the Department's random inspection of livestock waste lagoons under Section 16 of this Act.

(Source: P.A. 90-565, eff. 6-1-98; 91-110, eff. 7-13-99.)

(510 ILCS 77/60)

Sec. 60. The Livestock Management Facilities Fund. The Livestock Management Facilities Fund is created as a special fund in the State treasury. All fees and fines collected under this Act shall be deposited into this Fund. These moneys shall be appropriated to the Department for the purposes of this Act.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/100)

Sec. 100. Nothing in this Act shall be construed as a limitation or preemption of any statutory or regulatory authority under the Illinois Environmental Protection Act.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/105)

Sec. 105. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

(Source: P.A. 89-456, eff. 5-21-96.)

(510 ILCS 77/200)

Sec. 200. (Amendatory provisions; text omitted).

(Source: P.A. 89-456, eff. 5-21-96; text omitted.)

(510 ILCS 77/999)

Sec. 999. Effective date. This Act takes effect upon becoming law.

(Source: P.A. 89-456, eff. 5-21-96.)



Anna Paul <apaul@barringtonhills-il.gov>

Statement Concerning the proposed "Drury Amendment"

Jane Clement <janeclement55@gmail.com>
To: Anna Paul <apaul@barringtonhills-il.gov>

Mon, Aug 15, 2016 at 6:55 AM

Village of Barrington Hills

Monday August 15 2016

I, Jane Clement, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Please enter this into the public record of the August2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing

Address:

31W300 Healy Road

Barrington Hills IL60010

Thank you,

Jane Clement

Submitted by Jane Clement

BARRINGTON HILLS RESIDENT/LANDOWNER
STATEMENT CONCERNING THE PROPOSED
"DRURY AMANDMENT"

I, Mary Beth Holsteen, am opposed to
The proposed "Drury Amendment" regarding horse boarding in
Barrington Hills.

To be entered into the public record of the August 15, 2016 Village of
Barrington Hills Zoning Board of Appeals Public Hearing

Signed: _____

Mary Beth Holsteen

Date: _____

8/15/2016

Address: _____

4 Saville Row,

Barrington Hills, IL 60010

BARRINGTON HILLS RESIDENT/LANDOWNER
STATEMENT CONCERNING THE PROPOSED
"DRURY AMENDMENT"

I, Lauren Foos, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills. This amendment is unnecessary as the current language fairly protects both horse owners and non-horse owners alike, while keeping the Barrington Hills legacy of being an Equestrian village intact. This equestrian legacy should be celebrated and improved upon to increase our property values.

The ZBA has been hijacked by our village president who appointed members who he knows will 'rubber stamp' the Drury amendment. The Drury amendment benefits one person that we know of – Drury. Barrington Hills does not have a 'commercial' horse boarding problem. It never has had a horse boarding problem. In fact, I have lived here since 1970 and have seen only a decrease in boarding facilities, and have never heard of any other issue besides the LeCompte-Drury battle.

Barrington Hills has been caught in a neighbor vs. neighbor dispute. Of course it boils down to money. Mr. Drury does not want to pay the legal bills he incurred and caused by being a bad, hypocritical neighbor. I find it abhorrent and hypocritical that at one time he boarded over 20 horses with Mr. LeCompte and used the LeCompte polo field as his own practice area. Whatever their argument was about it has cost this village money, time, and the peace of living in a well-run cohesive village.

I implore you ZBA and Martin McLaughlin to put this nonsense and non-issue to a close by upholding the current language, voting NO on Drury amendment, and sending Drury home to pay his bills and leave our lovely village in peace.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing

Signed: Lauren B Foos
Date: August 15, 2016
Address: 90 Meadow Hill Rd.



Tonight's ZBA meeting

Lynn Topping <ydoc2005@comcast.net>
To: apaul@barringtonhills-il.gov

Mon, Aug 15, 2016 at 3:35 PM

Barrington Hills Resident Statement Concerning The Proposed "Drury Amendment"

I, Margaret Lynn Topping residing at 117 Brinker Road, Barrington Hills, IL 60010, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

I have lived in this community for over twenty two years and have yet to see a reason to restrict horse boarding at any level.

For example the case for the proposed ordinance in 2003 "establishing certain types of artificial lighting as a nuisance" was strongly rejected by residents as invading the rights of a landowner. Barrington Hills residents have managed their own property for decades and should be allowed to continue to do so.

If the rare occurrence of a resident mis-managing their property were to occur, the current nuisance ordinance would then be appropriate to uphold.

In my opinion, there are two groups of people currently living in Barrington Hills. People who agree the rights as a landowner should not be violated in regard to noise, smell and appearance as a result of their neighbor and should be addressed through the current nuisance ordinance as well as believing in the protection of the five acre zoning. This group cares about maintaining the current integrity of the community.

The second group is a small number of individuals cleverly disguising themselves as being a part of the first group but in reality are out to destroy Oakwood Farm and five acre zoning for their own personal benefit.

Our local government must act as an impartial group in managing the community.

Thank you

Lynn Topping

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Hannah Stevens am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: [Signature] Date: 8/15/16

Print Name: Hannah Stevens

Address: 31W952 Penny Rd
Barrington Hills IL 60010

847 644 6188

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Connie Stevens, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: C.S. Date: 8/15/16
Print Name: Connie Stevens
Address: 31W 952 Penny Rd
Barrington Hills 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Alexis Freeman, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Alexis Freeman Date: 8/15/16

Print Name: Alexis Freeman

Address: 87 Otis Rd, Barrington Hills,
IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Melanie Rousseau, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Melanie Rousseau Date: August 15, 2016

Print Name: Melanie Rousseau

Address: 127 Buckley Rd.
Barrington, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Elizabeth Clarke, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Elizabeth Clarke Date: August 15 2016

Print Name: Elizabeth Clarke

Address: 21960 N Harbor Rd ,

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MARY P. NAUMANN, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Mary P. Naumann

Date: 8/15/2016

Print Name:

MARY NAUMANN

Address:

11241 Hoegers Bend Rd, Barr. Hills, 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JILL Zubak, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Jill Zubak Date: 8/15/16

Print Name: Jill Zubak

Address: 129 Brinker Rd
B.H. IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, KAREN SELMAN, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Karen Selman
KAREN SELMAN

Date: 8-15-16

Print Name:

Address:

116 Brinker Rd.

Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jackie McMahon, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 8/15/16

Print Name: _____

Jackie McMahon

Address: _____

10306 Braeburn Rd Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jenny Drecoll, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Jennifer Drecoll Date: 8/15/16

Print Name:

Jennifer Drecoll

Address:

246 Steeplechase Rd, Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MELISSA WASHOR, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Melissa Washor

Date: 8/15/16

Print Name:

MELISSA WASHOR

Address:

357 OLD SUTTON RD BH. IL

60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, LARRY WASHOW, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: L. Washow Date: 8/15/16

Print Name:

LARRY WASHOW

Address:

357 OLD SUTTON RD , B14 IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Georgette Rubenstein, am opposed to the proposed
"Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and
adopted by the Board of Trustees in 2015 provides the right balance of neighbor
protection and freedom to operate best practice horse boarding, and so does not
need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington
Hills Zoning Board of Appeals Public Hearing.

Signed: Georgette Rubenstein Date: 8-15-16

Print Name: Georgette D Rubenstein

Address: 342 Ridge Rd Barrington Hills
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LAURA M. ALTER, am opposed to the proposed
"Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and
adopted by the Board of Trustees in 2015 provides the right balance of neighbor
protection and freedom to operate best practice horse boarding, and so does not
need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington
Hills Zoning Board of Appeals Public Hearing.

Signed: Laura M. Alter Date: 8-15-16

Print Name: LAURA M. ALTER


Address: 338 RIDGE ROAD
BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Daniel C. Alter, am opposed to the proposed
"Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and
adopted by the Board of Trustees in 2015 provides the right balance of neighbor
protection and freedom to operate best practice horse boarding, and so does not
need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington
Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8-
8/15/16

Print Name: Daniel C. Alter morpho

Address: 338 + 342 Ridge Road

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Drew McMahon, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Drew McMahon Date: 8/15/16

Print Name:

Drew McMahon

Address:


10306 Braeburn Rd Barrington Hills IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Paul Jansson, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.


Signed:  Date: 8/15/2016
Print Name: Paul B. Jansson
Address: 612 Plumtree Road
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Susan Jansson, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/16

Print Name: Susan Jansson

Address: 612 Plumtree Rd
Barrington Hills IL 60018

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Leslie A. Coolidge, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Leslie A. Coolidge Date: 8-15-16

Print Name: Leslie A Coolidge

Address: 315 Old Sutton Rd, Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Judith Freeman, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by
the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom
to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning
Board of Appeals Public Hearing.

Signed: JK Freeman Date: Aug 15 2016
Print Name: Judith K Freeman
Address: 87 Otis Road
Barrington Hills IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, MAUREEN PRETTYMAN, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Maureen Prettyman Date: 8-15-16

Print Name: MAUREEN PRETTYMAN

Address: 119 Deepwood Rd
Barrington Hills

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, CHARLES PRETTYMAN, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

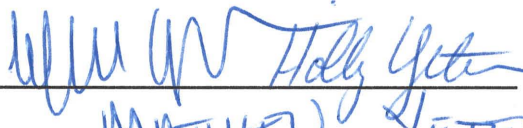
Signed: Charles D. Prettyman Date: 8-15-16
Print Name: CHARLES PRETTYMAN
Address: 119 DEERWOOD RD
BARRINGTON HILLS

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, MATT & Holly Veteran, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8.15.16
Print Name: MATTHEW VETERIAN
Address: 13 Deepwood Rd.
Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, LAURA PERAIN, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

8-15-2016 Date: _____

Print Name: _____

Address: _____

10350 Braeburn Passy
Barrington Hills, IL 60015

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, JAN-DIRK LUEDERS, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: J-D. Lueders Date: 8-15-16

Print Name:

JAN-DIRK LUEDERS

Address:

700 PLUM TREE RD.

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, FRANK LUEDERS, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Frank Lueders 8/15/16 Date:

FRANK LUEDERS

Print Name:

700 PLUM TREE RD

Address:

BARRINGTON HILLS

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Edward McKinley, am opposed to
the proposed "Drury Amendment" regarding horse
boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by
the ZBA in 2014 and adopted by the Board of Trustees in
2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does
not need revision or review at this time.

To be entered into the public record of the August 15, 2016
Village of Barrington Hills Zoning Board of Appeals Public
Hearing.

Signed: [Signature] 8/15/16 Date:

Edward McKinley

Print Name:

Address:

1 Jennifer Ct. Barrington Hills, IL

60018

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Tomasz Helenowski, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: T. Helenowski Date: 8/15/2016
Print Name: TOMASZ K. HELENOWSKI
Address: 365 BATEMAN RD

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHERYL COOK, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Cheryl Cook
CHERYL COOK

Date: 8-15-16

Print Name:

CHERYL A. COOK

Address:

52 RIDGE RD. BARRINGTON, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Erin Cotter, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Erin Cotter Date: 8/15/2016
Print Name: Erin Cotter
Address: 55 Ridge Rd BH IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Oliver Cotter, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review at
this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/2016

Print Name: Oliver Cotter

Address: 55 Ridg Rd BM IL 40010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Donna Ewing, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Donna Ewing Date: 8-15-2016
Print Name: Donna Ewing
Address: 242 Oak Knoll Rd.
Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Ronda Griffin, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Ronda Griffin Date: 8/15/16

Print Name: Ronda Griffin

Address: 244 Oak Knoll Rd

Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Holly Tauch, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by
the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom
to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning
Board of Appeals Public Hearing.

Signed: Holly Tauch Date: 8/15/2016

Print Name: Holly Tauch

Address: 7 Cross Timber Rd
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Eve E. Perry, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Eve E. Perry Date: August 14, 2016

Print Name: Eve E. Perry

Address: 3 Porter School Road, Barrington, Hills, IL 60010-2667


Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Chet Perry, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____



Date: August 14, 2016

Print Name: Chet Perry

Address: 3 Porter School Road, Barrington, Hills, IL 60010-2667

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, STEVEN KNOOP, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review at
this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Signed: 

Date: 8/15/16

Print Name: Steven Knop

Address: 3207 S Rd

Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, JACQUELYN KNOOP, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Jacquelyn Knoop Date: 8/15/16
Print Name: JACQUELYN KNOOP
Address: 320TH RD.
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marty Fahey, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Marty Fahey Date: _____

Print Name: _____

MARTY FAHEY

Address: _____

71 WINDRUSH LANE

BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kurt Anderson, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: 

Date: 8/15/16

Print Name: Kurt Anderson

3 Eagle Pt Dr Barrington Hills IL

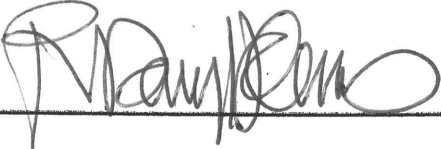
Address: _____

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DARYL ADAMS, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/16

Print Name: R. DARYL ADAMS

Address: 207 BRAEBORN RD

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ken Kedzierski, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/16

Print Name:

Ken Kedzierski

Address:

181 F Old Sutton Rd Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Char Christin, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Char Christin Date: 8/15/16

Print Name:

Char Christin

Address:

181 F Old Sutton Rd Barrington Hills, IL
60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Tedd Gagen, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Tedd Gagen Date: 8/15/16
Print Name: Tedd Gagen
Address: 8 Roundstone Ln.
Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, ALAN NORDSTADT, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Alan Nordstadt

Date:

8/14/2016

Print Name:

ALAN NORDSTADT

Address:

1 HUBBELL CT

BARRINGTON HILLS ILLINOIS
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Charlotte Ozymna, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Charlotte Ozymna Date: 8-15-16

Print Name:

CHARLOTTE OZYMNA

Address:

188 OLD SUTTON RD

BARRINGTON HILLS IL.
60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Janae Dyson, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Janae Dyson Date: 8-15-2016
JANAE DYSON

Print Name:

Address:

188 Old Sutton Rd Barr. Hills, Ill 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Ashley Dweel, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Ashley Dweel Date: 8/15/16
Ashley Dweel

Print Name:
Ashley Dweel

Address:
170 Old Sutton Rd Barrington Hills
IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, MARY OSTROM, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Mary Ostrom Date: 8/15/2016

Print Name:

MARY OSTROM

Address:

1 CREEKSIDE LANE

BARRINGTON HILLS, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Catherine Heck, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Catherine M Heck Date: _____

Print Name:

Catherine Heck

Address:

180 Old Sutton, Barrington Hills, IL

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, MAX D. PERSELS, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Max D. Persels

Date: 15 AUG, 2016

Print Name: _____

MAX D. PERSELS

Address: _____

16 CREEKSIDE LN BARRINGTON HILLS, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, NANCY L. ANDERSON-PERSELS, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Nancy L. Anderson-Perseles Date: 8/15/16

Print Name:

NANCY L. ANDERSON-PERSELS

Address:

16 CREEKSIDE LANE

BARRINGTON HILLS, IL. 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, KARIN CRAIGLER, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Karin Craigler

Date: _____

Print Name: _____

180A Old Sutton Rd.

Address: _____

BARRINGTON HILLS IL. 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, MARK GRZESKIEWICZ, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 8-15-16

Print Name: _____

MARK GRZESKIEWICZ

Address: _____

180A Old Sutton Rd
BARRINGTON HILLS, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, STANLEY BIELSKI, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Stanley E Bielski Date: 8-15-2016

Print Name: STANLEY BIELSKI

Address: 40 SPRING LANE

BARRINGTON HILLS

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, JOYCE BIELSKI, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Joyce L. Bielski Date: 8-15-16

Print Name:

JOYCE L. BIELSKI

Address:

40 SPRING LANE

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, James German, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 8/15/16

James M. German
Print Name: _____

10 Hubbell Ct, Barrington Hills, IL 60010
Address: _____

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Michael Gersten, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Michael Gersten Date: _____

Print Name: _____

Michael Gersten

Address: _____

2 Hubbell

Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Jennifer Gersten, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: _____

Print Name: _____

Jennifer Gersten

Address: _____

2 Hubbell Court

Barrington Hills IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, KENNETH LYALL, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 8/15/2016

Print Name: _____

KENNETH LYALL

Address: _____

29 OAKDEN RD.

BARRINGTON HILLS, 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, GAIL F. LYALL, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Gail F. Lyall Date: 8/15/16
GAIL F. LYALL

Print Name:

Address:

29 OAKDENE DR.


BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ronnie Canizaso, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: _____
Ronnie Canizaso

Print Name:

Address:


189 Old Sutton Rd. Barrington Hills, IL

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, Joseph Buras, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: _____

Print Name:

Joseph Buras

Address:

189 Old Sutton Rd Barrington Hills, IL
60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, LISABETH NOPARSTAK, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 08/15/16

Print Name: _____

LISABETH NOPARSTAK

Address: _____

1 HUBBELL CT., BARRINGTON HILLS

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, TRAVIS NOPARSTAK, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: _____

Print Name: _____

TRAVIS NOPARSTAK

Address: _____

1 HUBBELL CT.

BARRINGTON HILLS, IL 60010

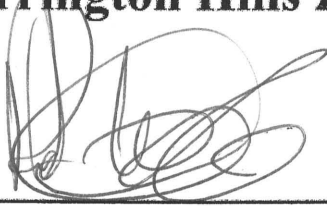
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Rich J. Wolnik Jr, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____



Date: Aug 15, 2016

Print Name: _____

Rich Wolnik Jr

Address: _____

1 Deepwood Rd, Barrington Hills, IL


60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Victoria Kelly , am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  _____ Date: 8/15/16

Print Name: Victoria Kelly

Address: 186 Old Sutton

Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gisela Baltensperger, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: G. Baltensperger Date: 8-15-16

Print Name:

Gisela Baltensperger

Address:

11311 Haegers Bend Rd
Barrington Hills Ill. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ann Malinski, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Ann Malinski Date: 8/15/16

Print Name:

Ann Malinski

Address:

3205 Spring Creek Rd BH

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sally Robinson, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 15th Aug 2016

Print Name: _____

Sally Robinson

Address: _____

123 Deepwood Ct. BH 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, KAREN ROSENE, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Karen Rose 8/15/16 Date:

Print Name:

KAREN ROSENE

Address:


208-1 Braeburn Del., Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, John Rosene, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/16

Print Name:

John Rosene

Address:

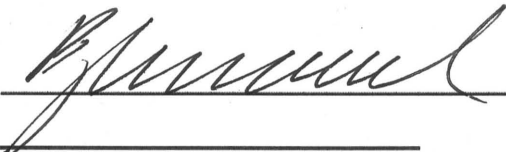
208-A Braeburn Road, Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, JESSICA UNDERWOOD, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/15/16

Print Name: JESSICA UNDERWOOD

Address: 27 RIDGE RD BH 60010

**Barrington Hills Resident/Landowner
Statement Concerning the Proposed "Drury
Amendment"**

I, VIRGINIA UNDERWOOD, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____



Date: 8/15/16

Print Name: _____

VIRGINIA UNDERWOOD

Address: _____

27 RIDGE RD, BARRINGTON HILLS, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Charles F. Meroni Jr, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:

Charles F. Meroni Jr ² Date: 8/14/16

Print Name:

Charles F. Meroni Jr

Address:

5 Bellwood Drive Barrington Hills
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Patty Meroni, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Patty Meroni Date: 8/15/16

Print Name:

PATY MERONI

Address:

5 BELLWOOD RD

BARRINGTON HILLS, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Craig C. Morosco, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Craig Morosco Date:

8/14/2016

Print Name:

Craig C. Morosco

Address:

7 Bellwood Drive Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Edna Margaret Eich, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Edna Margaret Eich Date: 8/14/2016

Print Name:

Edna Margaret Eich

Address:

7 Bellwood Drive Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MICHAEL A MOLLI, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: 

Date: 8-15-2016

Print Name: _____

MIKE MOLLI

Address: _____

16 Bellwood Drive BH, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth Molli, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Elizabeth Molli Date: 8.15.16

Print Name:

ELIZABETH MOLL

Address:

16 BELLWOOD DRIVE, BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Emily Molli, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Emily Molli Date: 8-15-2016

Print Name:

Emily Molli

Address:

16 Bellwood Dr.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, EMILY M HUGH (Emily McHugh) am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Emily McHugh Date: 8/15/16
Print Name: EMILY M HUGH
Address: 206 BRAEBURN RD.
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ELIZABETH SOYER, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by
the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom
to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning
Board of Appeals Public Hearing.

Signed:  Date: 8-15-2016

Print Name: ELIZABETH SOYER

Address: 10415 Church Rd.

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Thomas Schimpf, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8-15-16

Print Name: THOMAS SCHIMPF

Address: 10415 Church Rd.

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Steven Schroeder, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8-15-16

Print Name: Steven Schroeder

Address: 207 Spring Creek Rd.
Barrington Hills, IL 60016

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lisa Schroeder, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Lisa Schroeder Date: 8-15-16

Print Name: Lisa Schroeder

Address: 207 Spring Creek Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, B. Ray Buckley, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 8 15 16

Print Name: _____

B. Ray Buckley

Address: _____

100 Buckley Rd
B. H

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, J.R. Davis, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by
the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom
to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning
Board of Appeals Public Hearing.

Signed: _____ Date: Aug-15-16

Print Name: J.R. Davis

Address: 81 meadow Hill RD
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Dawn Davis, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Dawn Davis Date: August 15, 2016

Print Name: DAWN DAVIS

Address: 81 MEADOW HILL RD.
BARRINGTON HILLS ILL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Melissa Davis, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: MZ Davis Date: 8/15/2016

Print Name: Melissa L. Davis

Address: 81 Meadow Hill Rd
Barrington Hills, IL 60010

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Richard Davis, am opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by
the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom
to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning
Board of Appeals Public Hearing.

Signed:  Date: 03/15/2016

Print Name: Richard Davis

Address: 81 Meadow Hill Rd

Barrington Hills IL 60016

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jeffrey Mantelman, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Date: 08-15-16

Print Name: Jeffrey Mantelman

Address: 63 Ridge Rd. Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Catherine Clare Mantelman, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____



Date: 08-15-16

Print Name: Catherine Clare Mantelman

Address: 63 Ridge Rd. Barrington Hills, IL 60010

0

**VILLAGE OF BARRINGTON HILLS
ZONING BOARD OF APPEALS**

IN RE TEXT AMENDMENT TO TITLE 5 OF THE)
ZONING ORDINANCE RELATIVE TO HORSE)
BOARDING FILED BY JAMES J. DRURY, III.)
SPECIFICALLY, APPLICANT SEEKS AN)
AMENDMENT TO SECTIONS 5-2-1 ZONING)
DEFINITIONS-AGRICULTURE; SECTIONS 5-3-4(A))
REGULATIONS FOR SPECIFIC USES; 5-3-4(D)2(b))
HOME OCCUPATION DEFINITION; 5-3-4(D)3(c)(2))
AND (8) HOME OCCUPATIONS USE LIMITATIONS;))
5-3-4(D)3(g) HOME OCCUPATION-BOARDING AND)
TRAINING OF HORSES; 5-5-2(A) PERMITTED USES))
R-1 ACCESSORY USES; 5-5-3 SPECIAL USES AND)
5-10-7 SPECIAL USES)

**MOTION TO PERMANENTLY SUSPEND CROSS EXAMINATION AND
TREAT THE PUBLIC HEARING AS LEGISLATIVE FACT FINDING**

NOW COMES James Drury, III by its attorneys, The Law Office of Thomas R. Burney and petitions the Chairman and the Zoning Board to permanently suspend further cross examination by the public of any persons who speak for or against the issues raised in this matter and to conduct the remainder of the hearing on this petition as legislative fact finding. In support of its Motion, Petitioner states and alleges as follows:

1. Petitioner has filed before this Zoning Board a request that the text of several ordinances of the Village (identified in the caption) be amended to *inter alia*: i. restore the home occupation provisions pertaining to commercial horse boarding (boarding of others horses for a fee); ii. reverse and eliminate the Andersen II Amendment which *inter alia* established the right to conduct commercial horse boarding on residentially zoned ground


- in the Village as a matter of right and applied those amendments to the Village Code retroactively to June 26, 2006; and iii. proposed a special use procedure to accommodate large scale commercial horse boarding operations that did not qualify as a home occupation.
2. The initial public hearing on this matter was held on August 15, 2016 (after being continued from July 18 because the meeting room was too small to accommodate those in attendance.).
 3. On August 1, the attorney for the Petitioner presented the evidence and facts in support of the text amendment. His transcribed oral testimony consisted of 11 pages. The objectors to the text amendment were afforded 5 times more opportunity to conduct their questioning than the Petitioner took on its case. Twelve (12) different residents were afforded the opportunity to question Petitioner's witness (Pappas (2x), LeCompte (2x), Loeber, Kedzierski, Vitzerova, Van Fossen, Alter, Vines, Boshell, Bogue, Abboud, Kelly)
 4. Requiring Petitioner's witness or any witnesses in favor of or against the text amendment to undergo cross examination at a public hearing on a proposed text amendment is error.
 5. Reliance on *People ex rel. Klaeren v. Vill. of Lisle*, 202 Ill. 2d 164 (2002) is not warranted. *Klaeren* dealt with a special use application which the Supreme Court had clearly indicated in an earlier seminal decision was a quasi-judicial proceeding:

We recently raised the question of whether to classify special use permit hearings as legislative matters or administrative matters in the context of whether a municipality's decision is subject to administrative review in *City of Chicago Heights v. Living Word Outreach Full Gospel Church & Ministries, Inc.*, 196 Ill. 2d 1, 255 Ill. Dec. 434, 749 N.E.2d 916 (2001). In

WHEREFORE, Plaintiffs pray that:

- A. The Chairman either on his own or with the affirmation of a majority of the Zoning Board permanently suspend all further cross examination of any person who offers testimony, evidence or opinion whether for or against the proposed text amendment from being subject to cross-examination or other forms of questioning by other members of the public or attorneys for proponents or opponents of the proposed text amendment.
- B. Such other and further relief as the Chairman and the Zoning Board deem appropriate.

Respectfully submitted,
JAMES J. DRURY III,


By: _____
One of his attorneys

Thomas R. Burney (ARDC No. 0348694)
The Law Office of Thomas R. Burney, LLC
Firm No. 58886
40 Brink Street
Crystal Lake, Illinois 60014
(815) 459-8800
Fax: (815) 459-8429

Living Word, we recognized that "the clear weight of authority in the United States holds that a legislative body acts administratively when it rules on applications for special use permits." Living Word, 196 Ill. 2d at 14. We further noted: "[T]here is considerable force to the view that the decision of a legislative body to grant or deny an application for a special use permit, whether made by a county or municipality, should be viewed as an administrative act. The decisions from this court which have held to the contrary have been criticized. [Citation.] Further, our appellate court has suggested that, in light of amendments made to the Illinois Municipal Code governing special uses, the General Assembly [***27] has indicated a desire to treat the application process for a special use permit as an administrative [*183] function, at least with respect to municipalities. [Citations.]" Living Word, 196 Ill. 2d at 15-16.

People ex rel. Klaeren v. Village of Lisle, 202 Ill. 2d 164, 181-183 (Ill. 2002)

The Supreme Court determined that cross examination is constitutionally required in special use proceedings,

Having been freshly and squarely presented with the question by the cause at hand, we now answer it by holding that municipal bodies act in administrative or quasi-judicial capacities when those bodies conduct zoning hearings concerning a special use petition. As we stated in Living Word, the "clear weight of authority" so holds. Living Word, 196 Ill. 2d at 14. To the extent any prior decisions of this court hold the contrary to be true, we now expressly overrule [***28] those decisions.

The Supreme Court clearly distinguished special use proceedings from other forms of zoning relief,

On the other hand, when governmental action does not partake of an adjudication, as for example, when a general fact-finding investigation is being conducted, it is not necessary that the full panoply of judicial procedures be used. Therefore, as a generalization, it can be said that due



Anna Paul <apaul@barringtonhills-il.gov>

Drury amendment

happysue@comcast.net <happysue@comcast.net>

Mon, Aug 15, 2016 at 6:30 PM

To: apaul@barringtonhills-il.gov

As a resident of Barrington Hills for nearly twenty years I have enjoyed immensely the friendships I have developed over the years through the equestrian community.

The ridiculousness of the current proposal confounds, astounds and appalls me.

I have kept my own horses and boarded and trained others horses in Barrington Hills for years. My daughter was in Pony Club and we've enjoyed the trails and forest preserves and riding center.

I find it odd that in such an equestrian focused community potential buyers for my mother's property currently on the market are intimidated and frightened away from buying because, and I quote," what if I build my dream and the village takes it away?"

She called the village offices and when finally able to speak with someone the answers she got to her questions were ambiguous at best.

As the current bylaws and building codes stand she could have her little dream and I could have a wonderful neighbor with horses, in a horse centric village, but I guess I might not live in that community anymore, even though my address remains the same.

I vote NO and the amendment,

Susan Jansson

612 Plum Tree Road

Barrington Hills

Sent from my iPhone



Anna Paul <apaul@barringtonhills-il.gov>

Opposition to Drury Amendment

Sidney Overbey <soverbe@gmail.com>

Wed, Aug 24, 2016 at 8:12 PM

To: apaul@barringtonhills-il.gov

Cc: mmclaughlin@barringtonhills-il.gov, ckonicek@barringtonhills-il.gov, fgohl@barringtonhills-il.gov, Michael Harrington <mharrington@barringtonhills-il.gov>, bcroll@barringtonhills-il.gov, mmaison@barringtonhills-il.gov, bcecola@barringtonhills-il.gov

Dear Ms. Paul,

Attached is my signed opposition to the current effort of the ZBA to once again modify the definition of horse boarding in Barrington Hills. I also would like to add that since the last time the ZBA updated the definition of Horse Boarding that the not much changed. The constant changes by the ZBA seem to be driven more by ego than anything else. I would hope the BOT puts a stop to this and finds a better way to utilize peoples time.

Regards,
Sid Overbey



Drury Petition Opposition.pdf

68K

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sidney & Barbara Overbey, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sidney Overbey 08-24-2016
SIGNED DATE

Sidney Overbey
PRINTED NAME

85 Brinker Rd.
ADDRESS

Barrington Hills, IL 60010

**PETITION FOR TEXT AMENDMENTS TO THE VILLAGE OF BARRINGTON HILLS
ZONING CODE**

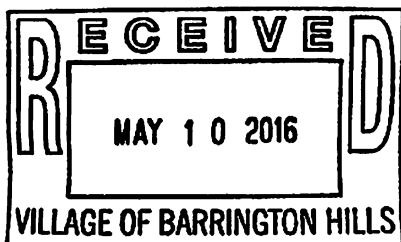
May 10, 2016

To: Ken Garrett. Zoning Enforcement Officer, Village of Barrington Hills, Illinois

The undersigned, James J. Drury III, a landowner and resident of the Village of Barrington Hills, Illinois ("Village"), with an address of 7 Deepwood Road, and affected by the subject matter addressed herein hereby petitions the Village for the following Text Amendments to the Village Code (hereafter, "Zoning Code"), and request that a Zoning Board of Appeals ("ZBA") notice of hearing on these amendments be published as prescribed by code no later than May 26, 2016 and hearing on such amendment be held on June 20, 2016 or as soon thereafter as can be accommodated by the ZBA.

The proposed Text Amendments amend Zoning Code Sections:

1. 5-2-1 (Zoning Definitions - Agriculture)
2. 5-3-4 (A) (Regulations for Specific Uses)
3. 5-3-4 (D) 2 (b) (Home Occupation Definition)
4. 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)
5. 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)
6. 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses)
7. 5-5-2-(A) (Permitted Uses R-1 Accessory Uses)
8. 5-5-3 (Special Uses)
9. 5-10-7 (Special Uses)



Zoning Code Sections 5-3-4 (A) (Regulations for Specific Uses)

5-3-4: REGULATIONS FOR SPECIFIC USES:

(A) Agriculture.

1) Other than those regulations specifically provided for in section 5-3-4(A)2(a) below, the provisions of this title shall not be exercised so as to impose regulations or require permits with respect to land used or to be used for agricultural purposes, or with respect to the erection, maintenance, repair, alteration, remodeling or extension of buildings or structures used or to be used for agricultural purposes upon such land, except that such buildings or structures for agricultural purposes may be required to conform to building or setback lines. In the event that the land ceases to be used solely for agricultural purposes, then, and only then, shall the provisions of the this zoning title shall apply.

2) Boarding and Training of Horses and Rider Instruction:

a) Regulations: The following provisions listed in this subsection 5-3-4(A)2(a) shall apply to the boarding and training of horses and rider instruction:

i.) The hours of operation of Boarding and Training Facilities shall be (a) employees (not residing on the property): from six o'clock (6:00) AM to nine o'clock (9:00) PM or 30 minutes past dusk, whichever is later; (b) boarders and riders receiving instruction: from seven o'clock (7:00) A.M. to eight thirty o'clock (8:30) P.M. or dusk, whichever is later; (c) use of machinery, seven o'clock (7:00) AM to nine o'clock (9:00) PM. These hourly restrictions shall not apply in the event of emergencies.

ii.) No property shall be allowed to conduct the activities subject to the regulations under this Section 5-3-4(A)2 that is not located on the same zoning lot or lots under the same ownership and/or control as the residence of the owner or operator of the related facility.

iii.) All barns shall have an animal waste management protocol consistent with published acceptable standards and in full compliance with 7-2-5 of the Village's Municipal Code.

iv.) Lighting for barns, stables and arenas shall only be directed onto the property for which such uses occur such that there is no direct illumination of any adjacent property from such lighting. In all respects, lighting for any activities or structures used in agriculture shall comply with all other provisions of the Village Code.

v.) Nuisance-causing activities: It is unlawful for any person operating a Boarding and Training Facility to allow or permit any animal to cause serious or habitual disturbance or annoyance by frequent or habitual noisy conduct, which shall annoy, injure or endanger safety, health, comfort or repose of others. Noisy conduct is defined as noise which can be heard continuously within an enclosed structure off the property of the Boarding

and Training Facility for more than fifteen (15) minutes and which annoys, injures or endangers the safety, health, comfort or repose of others. In addition to the foregoing specific limitations, no Boarding or Training Facility shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said act being defined as a nuisance under Title 7, Chapter 1 of this Code.

vi) There shall be a limit on the number of horses that a Boarding and Training Facility is allowed to board such that there shall not be in excess of two boarded horses per zoning lot acre;

vii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall ensure that traffic associated with the agricultural operations is reasonably minimized, particularly at properties where access is from private roads, and including at times any events such as charity outings or clinics;

viii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall provide indoor toilets for use by employees, boarders and riders and shall not rely on outdoor portable toilets for ordinary operations;

ix) Properties subject to the provisions of this Section 5-3-4(A)(2) shall comply with the maximum floor area ratio requirements applicable to single family detached dwellings as specified in Section 5-5-10-1 herein.

Zoning Code Section 5-2-1 (Zoning Definitions - Agriculture)

AGRICULTURE: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture; and animal and poultry husbandry; and (including the breeding, boarding, and training of horses and riders as a hobby or as an occupation; but not the boarding of horses) and the necessary accessory uses needed for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities, following: the handling or storing of produce, conducting animal husbandry, and for the breeding, boarding, and training of horses and rider instruction. It is recognized specifically that buildings, stables or structures associated with the breeding, boarding, and training activities (boarding and training facilities) may exceed the size of building associated with residential or other uses of the land, without affecting a determination that the use of such land is deemed agricultural. This definition of agriculture shall not be construed as encompassing or extending to daily or hourly rental of horses. Such amended definition is retroactive and in full force and effect as of June 26, 2006.

Zoning Code Section 5-3-4 (D) 2 (b) (Home Occupation Definition)

b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes, except that it is recognized that any barn, stable, or arena, may exceed the size of the dwelling unit; and

Zoning Code Section 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)

(2) The floor area ratio (FAR) of the area of the building used for any such home occupation shall not exceed 0.01 (exclusive of garage floor area devoted to permissible parking of vehicles used in connection with the home occupation), ~~with the exception of any barn, stable, or arena.~~

Zoning Code Section 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)

~~(8) There shall be a limit on the number of horses that are subject to the home occupation activity such that there shall not be in excess of one boarded horse per zoning lot acre.~~

Zoning Code Section 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses).

~~g. Boarding And Training Of Horses And Riders: The boarding and training of horses and rider instruction shall be a permitted home occupation. For properties of less than ten (10) acres these activities are regulated under this subsection (D), and in addition must comply with the restrictions under subsections (A)2a(1), (A)2a(3), and (A)2a(8) of this section. For properties of ten (10) acres or larger, these activities are regulated solely under subsection (A)2 of this section. (Ord. 14-19, 12-15-2014)~~

Notwithstanding anything to the contrary contained in this subsection (D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later. (Ord. 06-12, 6-26-2006

Zoning Code Section 5-5-2(A) (Permitted Uses R-1 Accessory Uses)

~~Breeding, boarding, and training of horses, and rider instruction, as regulated under Section 5-34(A)(2) or Section 5-3-4(D) as applicable.~~

ORDINANCE AMENDING SECTIONS 5-2-1, 5-3-4, 5-5-3 and 5-10-7

5-2-1 Definitions:

That the following defined terms be added:

AFFECTED PARTIES: Adjacent property owners, private road association (if there is private road access from any Boarding Facility), and non-adjacent property owners located on the same public road as the Boarding Facility within one-quarter (1/4) mile in either direction.

BOARDED HORSES: Horses that are not owned by the landowners or occupants of the property where the horses are kept.

BOARDING FACILITY: Any facility or property space proposed to be used or used in connection with a Commercial Boarding operation.

COMMERCIAL BOARDING: The boarding of five (5) or more boarded horses on any property; provided that the maximum number of boarded horses shall not exceed twenty (20). Commercial Boarding is permitted where the landowner receives a Special Use Permit.

GRAZING ACRE: That fenced-in portion of a property onto which horses are normally allowed during daylight hours. Grazing acres include pastures, mud lots and paddocks, but not those portions of the property that include the residence, pool, tennis court or other sports fields, nor shall it include agricultural or hay fields, streams and wetlands, or other portions of the property not suitable for the pasturing of horses.

HORSE BOARDING: Supplying food and lodging to boarded horses for pay. Boarding of four (4) or fewer horses is permitted under and subject to the Home Occupation Ordinance.

5-3-4 REGULATIONS FOR SPECIFIC USES

5-5-3 SPECIAL USES

Section 5-5-3 (A) shall be amended to include the term "Commercial Boarding" to the list of Special Uses.

5-10-7 SPECIAL USES

A new subsection (1). Commercial Boarding, shall be added to Section 5-10-7, as follows:

Commercial Boarding is a permitted Special Use in R1 Districts within the Village, provided such Commercial Boarding operation complies with the provisions of this Section 5-10-7 (J). Special Use permits issued under this subsection (1) shall not exceed a period of five (5) years from the date of issuance, and thereafter, the property owner will need to reapply for another Special Use permit. In addition, no Special Use permit for Commercial Boarding shall be granted to any property owner or boarding operator who has been found in violation of Village zoning laws or for whom their Boarding Facilities do not or have not complied fully with the building permits issued them.

1. PURPOSE, INTENT AND INTERPRETATION: The purpose of this Section is to provide specific regulations for the operation of Commercial Boarding facilities within the Village. The boarding of horses for a Commercial Boarding operation must be managed in the context of the residential nature of the Village and its desire to maintain the peace, quiet and domestic tranquility within all of the Village's residentially zoned areas. In permitting Commercial Boarding, this Section shall be interpreted to respect and protect the rights of all residents to live in a peaceful, quiet and tranquil environment, and enjoy freedom from fire hazards, excessive noise, light and traffic and other nuisances associated with commercial operations.

2. APPLICATION: All landowners seeking a Commercial Boarding Special Use permit must comply with subsections (A) through (H) of this Section 5-10-7, and in addition to the requirements set forth in subsection (C) must submit to the ZBA with applicant's permit application:

(i) A site plan clearly indicating the size, location and setback from property lines of any buildings and other improvements, structures or facilities, such as pasturage, parking areas and riding arenas, intended by the applicant to be used in connection with the operation of a Commercial Boarding facility, as well as the current on-site land uses and zoning, current adjacent land uses and zoning, adjacent roadways, location of existing utilities, existing and proposed means of access, fencing and landscaping/screening.

(ii) A survey of the property prepared by an Illinois licensed land surveyor dated within ninety (90) days of the application.

(iii) Written statements by all Affected Parties granting their permission to the proposed Commercial Boarding.

(iv) A fire emergency plan developed in conjunction with and approved by the local fire department covering the subject property.

(v) Proof of availability of business insurance with the Village as named the party being covered sufficient to protect the Village from liabilities arising from the operation of the Commercial Boarding facility. The amount of insurance coverage shall be specified by the Village based on the size of the Commercial Boarding operation and such other factors as deemed relevant by the Village after consultation with its auditors and or insurance advisors.

(vi) Such other additional information as shall be requested by the ZBA.

3. CONSIDERATION: In considering a request for a Commercial Boarding Special Use permit, the ZBA shall consider the following factors:

(i) location of the property

(ii) configuration of the property

(iii) character of the surrounding neighborhood

(iv) proximity of each Boarding Facility to wetlands, artificial lakes or other watercourses

(v) vehicular access to each Boarding Facility

(vi) available parking

(vii) available pasture Grazing Acres

(viii) manure disposal plan

(ix) access, shared or otherwise

(x) such other relevant factors as the ZBA may deem appropriate.

In addition, the Village Board of Trustees shall have the right to place further restrictions or requirements on the applicant as conditions for granting a Special Use permit.

In considering each Commercial Boarding Special Use, the ZBA will record in the public record the number and names of Affected Parties who have granted and denied their permission. If less than all Affected Parties have granted permission to the proposed Commercial Boarding, then the applicant shall have the burden of proving that the proposed operation will NOT interfere with the peace, quiet and domestic tranquility of all Affected Parties. Overriding the failure to obtain the unanimous permission of the Affected Parties shall require a simple majority vote by both the ZBA and Village Board of Trustees.

4. USE LIMITS: Special Use permits shall not exceed the following restrictions:

a. Horses

(i) One (1) horse (boarded or resident/landowner-owned) per Grazing Acre

(ii) A maximum of twenty (20) boarded horses per Commercial Boarding operation regardless of the total amount of Grazing Acres

b. Hours of operation:

(i) Employees: from 6:00 A.M. to 7:00 P.M.; animal health emergencies may be addressed at any hour, if needed

(ii) Boarding customers: from 8:00 A.M. to 7:00 P.M.

(iii) Use of machinery: from 9:00 A.M. to 5:00 P.M.

5. FACILITIES AND OPERATIONS

a. Barn, riding, auxiliary buildings and parking area size: A Commercial Boarding FAR of 0.04, with a maximum combined Boarding Facility (not including the residence or other buildings not involved in the Commercial Boarding operation) limit of 25,000 square feet for barns, riding arenas, auxiliary buildings and parking areas, regardless of total property acreage.

b. Setback requirements for barn, arenas, auxiliary buildings and parking area: Minimum of one-hundred (100) feet PLUS thirty-seven (37) feet for each 5,000 square feet of combined barn/arena/auxiliary buildings/parking area, calculated proportionally, from all non-public road property lines. Setback requirements from public road property lines shall be as specified in the Village Zoning Code for R-1 properties. However, if the Affected Parties grant their written permission for an exception, this setback may be

reduced, provided the minimum setback is one hundred (100) feet. If an existing Commercial Boarding operator cannot meet the setback requirements and the Affected Parties will not provide their written permission to a reduction, the Village may grant the applicant a waiver, provided the applicant otherwise meets all other zoning requirements, there were no past or existing complaints by the Affected Parties with respect to the subject Commercial Boarding operation, and there are no current or past violations of the applicant with respect to compliance with the Village's zoning ordinances.

c. Fire Safety: Every Boarding Facility stable (not including the indoor arena) over 5,000 square feet must be equipped with readily accessible Fire Department approved fire extinguishers (1 for each 1,500 square feet of stable), an automated fire monitoring system connected to the local fire department system, and illuminated fire exits (signs and area emergency lighting). In addition, barns over 10,000 square feet must be equipped with a sprinkler or other fire suppressant system that covers all fire escape routes. Boarding Facilities must work with the Fire Department to train employees on evacuation procedures and extinguisher operation, and conduct drills quarterly. Upon request, the Commercial Boarding operator shall provide written procedures and logs demonstrating the conduct of the quarterly drills.

d. Traffic and Parking: The limits shall be:

(i) Parking lot size: Limited to 1 car space per boarded horse stall with a maximum of ten (10) spaces.

(ii) Events will require a Special User permit. Event parking can use paddock/pasture areas.

(iii) Private road access: Requires written permission of the road association

(iv) Class size: Will be limited to maximum size of 6; and no more than two classes per day.

e. Horse Trailer Parking: No overnight parking of non-resident horse trailers is permitted.

f. Lighting: The area immediately around entrances and walkways may be lighted for safety purposes. No other exterior night lighting is permitted. Outdoor arenas may not be lighted at night. Further, no light may emanate from the interior, such as from riding arena windows or translucent panels, if that light presents a non-residential profile or non-residential lumen levels.

g. Indoor bathroom facilities: Facilities shall be provided for employees and customers. Outdoor portable facilities shall not be used for Commercial Boarding operations.

h. Waste & Manure:

(i) Stalls must be cleaned (mucked) daily and the waste manure/bedding mix stored in an appropriately sized dumpster, then hauled to a public waste processing facility not less than once a week. Storage or spreading of manure on the property is not permitted. If manure is kept on premise, placement cannot be closer than 300 feet to neighboring properties

(ii) Piles of manure in pastures or paddocks are not allowed, and must be picked up and disposed of in accordance with the terms of subsection (viii)(a) above.

(iii) For all Commercial Boarding operations with an average of more than ten (10) horses (Boarded Horses or applicant-owned horses), the Village reserves the right to test nearby well water and streams and ponds for manure and animal related pollutants in excess of federal EPA and Illinois EPA guidelines and regulations. If there are excess levels that reasonably appear to be the result of the Commercial Boarding operation, the Commercial Boarding operation shall be closed immediately and remain closed until the remedies are implemented to avoid future problems, and the pollutants abate.

i. Facilities Upkeep: All Boarding Facilities must be maintained to a high level, inside and out, including painting or staining all wooden fences and walls, and sound roofing materials.

LIABILITIES: Each Commercial Boarding operator shall maintain business liability insurance to protect the Village from negligence and other lawsuits in amounts specified by the Village auditor or insurance advisor, which amount shall not be less than \$1,000,000.

NON-COMPLIANCE: In the case of non-compliance with the provisions of this Section and/or any additional restrictions imposed in the Special Use permit, the Village shall provide written notice to the Commercial Boarding operator. The written notice shall specify the area(s) of non-compliance and provide the operator with fourteen (14) calendar days to remedy the non-compliance (the "cure period"). If, after the expiration of the 14-day period, the Commercial Boarding operator has not complied with the terms of this Section or any additional restrictions imposed in the Special Use permit, the Village shall issue a cease and desist letter and such operator shall immediately suspend all Commercial Boarding operations until a compliance plan is submitted to the Village and approval of such plan is voted on by the Village Board of Trustees. If the Commercial Boarding operator continues to operate in non-compliance with the terms of this Section and any additional restrictions imposed in the Special Use permit beyond the 14-day cure period, the operator shall be subject to a fine of \$1,000 per day. Further, in connection with any enforcement action required to be taken by the Village against operator for continued violations after the cure period, operator shall reimburse the Village for any and all enforcement costs, including attorneys' fee and expenses.

EFFECTIVE DATE: Such amended definitions and additions contained herein are retroactive and in full force and effect as of June 26, 2006.

Proposed Commercial Boarding Text Amendment


James J. Drury III, Landowner

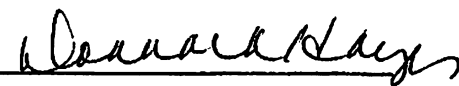
May 10, 2016

STATE OF ILLINOIS)

) ss

COUNTY OF COOK)

Subscribed and sworn to before me this 10th day of May, 2016.



Notary Public



J.R. DAVIS

81 Meadow Hill Road
Barrington Hills, IL 60010

August 22, 2016

Dear Neighbor and Friend:

I hope this letter finds you and your family in good health and enjoying everything summer in Barrington Hills has to offer. It is with great urgency and importance that I am writing to you, and requesting that you review the proposed zoning amendment submitted by Mr. Drury and consider joining me in submitting to the Village your opposition to this amendment.

On July 18, 2016, the Village ZBA hosted a meeting to discuss, among other topics, a proposal to amend the Village Code known informally as the "Drury Amendment." This proposed amendment profoundly undermines the right to board horses in Barrington Hills, and threatens to change the equestrian nature of our community. Because of the significant community attendance at the last three ZBA meetings during which this amendment was considered, the ZBA has continued its hearing and vote on the Drury Amendment once more to August 30.

Once the ZBA votes on this proposed amendment, it will move to the Board of Trustees for consideration. To demonstrate our opposition to the proposed Drury Amendment to the ZBA and Board of Trustees, I hope that you will join me in sending a signed opposition to the Village Clerk. Section 5-10-6(G) of the Village Code provides that if there is a "written protest against any proposed amendment signed and acknowledged by the owners of twenty percent (20%) of the property proposed to be altered," enacting the amendment will require a two-thirds vote by the Board of Trustees, rather than a majority vote. It is my hope that we can garner enough opposition to trigger this two-thirds voting requirement, which is entirely appropriate for such a fundamental (and I think misguided) change in the character of Barrington Hills.

Please review the Drury Amendment, attached, and consider the impact it will have on our equestrian community. If you are opposed to this amendment, please complete and send the attached opposition to the Village Clerk prior to the next ZBA meeting, which is currently scheduled for Tuesday, August 30 at 6:30 p.m. at Countryside Elementary School.

You may send additional comments regarding the Drury Amendment to the Village Clerk at 112 Algonquin Road, Barrington Hills, Illinois, 60010-5199, Attn: Anna Paul, or clerk@barringtonhills-il.gov.

Thank you for your time and attention to this important matter.

Sincerely,



J.R. Davis
Chairman, Barrington Hills Farm

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED DATE

PRINTED NAME

ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elsa Olson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/24/2016
SIGNED DATE

Elsa Olson
PRINTED NAME

13 Woodcreek Rd, Barrington Hills IL 60010
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Holly Jauch, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Holly Jauch 8/21/2016
SIGNED DATE

Holly Jauch
PRINTED NAME

7 Cross Timber Rd
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CRAIG F. HANSON

Strongly

, am [^]opposed

to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Craig F. Hanson
SIGNED

8/24/2016
DATE

CRAIG F. HANSON
PRINTED NAME

363 G Bateman Circle South
ADDRESS

BARRINGTON HILLS, ILL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CLINT Marlow, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

CLINT Marlow
10553 BARNUM RD
Barrington Hills IL 60010



Village Clerk <clerk@barringtonhills-il.gov>

Drury Amendment

betsy kosowski <betsyjunebug1@att.net>
Reply-To: betsy kosowski <betsyjunebug1@att.net>
To: "clerk@barringtonhills-il.gov" <clerk@barringtonhills-il.gov>

Wed, Aug 24, 2016 at 1:17 PM

Attached is a signed statement that I am opposed to the Drury Amendment. I own a Tennessee Walker in Barrington Hills. I moved to Barrington from Des Plaines in 1997. When I saw beautiful fields with horses, my husband talked me into buying my own horse I bought Junebug in 1999 he is still with me.

Please vote against the Drury Amendment.

Respectfully,
Betsy Kosowski

 **Drury Amendment.pdf**
397K

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Betsy Kosowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Betsy Kosowski 8-24-16
SIGNED DATE

Betsy Kosowski
PRINTED NAME

619 Cumnor Avenue, Barrington IL
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Steven E. Allen, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Steven E. Allen
SIGNED

8/24/16
DATE

Steven E. Allen
PRINTED NAME

67 Ridge Road
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kim Keper, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Kim Keper
SIGNED

8-24-16
DATE

Kim Keper
PRINTED NAME

67 Ridge Rd
ADDRESS

Barrington Hills IL 60010



Anna Paul <apaul@barringtonhills-il.gov>

Zoning Board of Appeals--Drury Amendment--Additional Public Comments

Zager, Pearl A. <pzager@vedderprice.com>

Fri, Aug 19, 2016 at 1:27 PM

To: "Anna Paul (apaul@barringtonhills-il.gov)" <apaul@barringtonhills-il.gov>

Cc: "Winterhalter, Brooke Anderson" <Brooke.Winterhalter@skadden.com>, "Davis, JR" <Jdavis@davisbancorp.com>

Ms. Paul,

We represent Barrington Hills Farm. We submit the attached additional public comments of our client regarding the proposed zoning text amendment for the consideration of the Zoning Board of Appeals in advance of the Village Zoning Board of Appeals meeting scheduled for August 30, 2016 at 6:30 pm.

Thank you for your courtesy.

Pearl A. Zager, Shareholder

VedderPriceSM

T +1 312 609 7548 | M +1 708 302 1821

Assistant: Karen Komichuk +1 312 609 7528

222 North LaSalle Street, Suite 2600

Chicago, Illinois 60601

[web](#) | [email](#) | [offices](#) | [biography](#)

CONFIDENTIALITY NOTE: This e-mail is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this e-mail message is not the intended recipient, or the employee or agent responsible for delivery of the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is prohibited. If you have received this e-mail in error, please notify us immediately by telephone at (312) 609-5038 and also indicate the sender's name. Thank you.

Vedder Price P.C. is affiliated with Vedder Price LLP, which operates in England and Wales and with Vedder Price (CA), LLP which operates in California.



Additional Public Comments V2.DOC

42K

PUBLIC COMMENTS FOR THE BARRINGTON HILLS ZONING BOARD
OF APPEALS MEETING SCHEDULED FOR JULY 18, 2016, AND
CONTINUED TO AUGUST 1, 2016, AUGUST 15, 2016, AND AUGUST 30,
2016

My name is Pearl Zager. I am an attorney with the firm of Vedder Price, and I represent Barrington Hills Farm. The following supplemental comments are submitted on behalf of Barrington Hills Farm in response to some of the issues raised during the meeting on August 15, 2016.

There were a number of questions from the Board regarding the adequacy of the existing Zoning Code provisions governing horse boarding known as Ordinance 14-19 or “Anderson II.” The impetus for Ordinance 14-19 was the finding of the Appellate Court of Illinois, First District, Third Division, in its opinion dated September 21, 2011, in LeCompte, et al. vs. the Zoning Board of Appeals of the Village of Barrington Hills, et al., Case No. 1-10-0423 stating, “*We find that the commercial boarding of horses does not comport with the overall intent of the Zoning Code.*”

At that time, the practice and understanding of many Village residents was that “commercial” boarding, meaning the boarding of horses for pay, was permitted. As such, it is not surprising that action was taken to modify then then existing Zoning Code to clarify what the community believed was true and to prevent existing residents from being in violation, albeit unintentionally, of the Zoning Code. Even though Mr. Burney has stated that he does not believe the Appellate Court’s finding was intended to be applied broadly, it can be read that way. Reasonable legal minds can and often do differ on the interpretation of the common law. Modifying the code based on a broad interpretation was a conservative measure.

Ordinance 14-19 may not be perfect, but it appears to be working. The Zoning Board of Appeals has heard several hours of testimony on the lack of complaints regarding the current Zoning Code and the issues derived from the proposed amendment--to which we will add one more discrepancy. Under the Drury Amendment, in Section 5-2-1, “Boarded Horses” are defined as horses that are not owned by the landowners or occupants of the property on which they are boarded. There is no compensation element in the definition of Boarded Horses. “Horse Boarding” is defined as supplying food and lodging to boarded horses for pay. The definition of “Commercial Boarding” uses the term “boarded horses.” This is inconsistent with the testimony, questions, and comments that assume or imply that the “commercial boarding” that needs to be subject to additional regulation is a profit-making enterprise. The Drury Amendment as written would impose the burdens of applying and paying for a Special Use Permit on any landowner that does not charge for its boarding services. It is not clear whether this was an intentional distinction aimed at a specific landowner or simply inconsistent drafting.

If there is further modification that members of the community believe is necessary to address concerns about future development and property use, then another stop-gap amendment prepared without research into underlying issues that affect the public interest is not the answer. Barrington Hills Farm is a supporter of sustainable agriculture, sustainable horse farm management, and open lands, consistent with the Village’s Comprehensive Plan. If a new ordinance is deemed to be necessary, Barrington Hills Farm strongly urges the Zoning Board to

take the time to prepare a forward-looking ordinance using the community resources, like the Equestrian Committee and Board of Health, and other national resources and expertise that focus on melding residential and horse farm uses, rather than over-burdening landowners who board horses.



Anna Paul <apaul@barringtonhills-il.gov>

zoning

Marilyn Heaton <boskyacres@earthlink.net>
To: apaul@barringtonhills-il.gov

Sat, Aug 20, 2016 at 3:30 PM

Please do not tamper with our zoning. Horses have kept beautiful Barrington Hill from being one lawn after another and all looking same. Marilyn Heaton, 7 West County Line Rd., Barrington Hills



Anna Paul <apaul@barringtonhills-il.gov>

A proposal to amend the Village Code known informally as the Drury Amendment is being considered by the village.

Donald Dugger <jaguardcd@gmail.com>

Wed, Aug 24, 2016 at 3:28 PM

To: apaul@barringtonhills-il.gov

Please be advised that we are against this amendment and plead the zoning board votes against it.

Thank you

Don & Carol Dugger
321 Old Sutton Road
Barrington Hills



Anna Paul <apaul@barringtonhills-il.gov>

A proposal to amend the Village Code known informally as the Drury Amendment g

dcdugger@comcast.net <dcdugger@comcast.net>

Wed, Aug 24, 2016 at 3:33 PM

To: apaul@barringtonhills-il.gov

Please be advised we are against this proposed amendment and strongly urge the zoning board to vote against it.



Thank you
Don & Carol Dugger
321 Old Sutton Road

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MARILYN & Bob Heaton ^{ARE}, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

  ^{Aug 25}
SIGNED _____ DATE _____
MARILYN B + Heaton C.R. Heaton
PRINTED NAME _____
2 W County Line Rd.
ADDRESS _____
Barrington Hill, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, GEORGE A. MOSER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

George A. Moser

SIGNED

DATE

MOSER GEORGE A.

PRINTED NAME

82 Hawley Woods Rd

ADDRESS

Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Diana Moser, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Diana Moser
SIGNED

8-24-16
DATE

Diana Moser
PRINTED NAME

82 Hawley woods Rd
ADDRESS

Barrington Hills 60010



Village Clerk <clerk@barringtonhills-il.gov>

Additional comments for Zoning Meeting August 30, 2016

paulineboyle@yahoo.com <paulineboyle@yahoo.com>

Tue, Aug 30, 2016 at 11:28 AM

Reply-To: paulineboyle@yahoo.com

To: Village Clerk <clerk@barringtonhills-il.gov>

To the Member of the Zoning Board,

At this time I would like to address several issues regarding the acceptance of the Drury Horse Boarding Amendment. As I have previously stated I support the proposed Drury Amendment but with several caveats. Those being the necessity for stricter regulatory measures regarding enforcement of the amendment - with special emphasis on manure management. I also suggest that if time is allowed for further deliberation that perhaps a formal EIS Environmental Impact Study on the effect of drinking and groundwater contamination be conducted and the studies from the USEPA and USDOl (dept of interior) advisory council on historic preservation be included also in your deliberations. It is also important to include some way for violations or inspections to be duly notarized or in some other fashion be made legal and public to residents to insure that the true and proper findings are being reported.

I support my request for more stringent standards based upon my experience with the Village of Barrington Hills administrations. I have previously supplied to you several documents that confirmed the existence of manure management violations. These violations were never properly addressed nor enforced which resulted in continued violations. I have attached several documents and photos throughout the years that will confirm this statement.

There is additional documentation that I have not been able to obtain a complete copy of - I will give to you a summary so that you can perhaps consider this issue tonight during your discussions. This incident involved a Barrington Hills Police Report taken on or about July 6, 2013. I have foia'd a copy of this report and because of the change in the police telecommunications - older reports have yet to be included in the present data base. That is the reason for the delay. I will - with your permission follow up and supply to you a copy of this report when it becomes available. I will also supply photos taken that day and also an email that I find of importance. The photos are taken of the north end of my property which was flooded from the pond overflow/backflow of 335 Ridge Road after a rainfall. At that time St. Marks Church owned that property. As I have always conceded - the stormwater overflow/backflow of that pond has been increased by several factors, 1. due to the obstruction of the normal flow of water eastward near the Micek driveway (which was documented by the Army Corp of Engineers) and 2. the additional water that was piped under Ridge Road from the ponding at 374 Ridge Road in McHenry County which was/is unpermitted and illegal. The mechanics for this pumping at 374 are normally hidden by a bunch of twigs visable from the road. It was disconnected for a few months this year but now it looks as if this address is again pumping water east.

Let me clarify the issue with 374 Ridge which within the transcripts of your own zoning meeting of February 17, 2016, Mr. Kosin states (p27 line 20-p28 line 6) 'Ridge Road derives its name because it is on the ridge of two separate watershed in the village. Water tends to travel to the east from Ridge Road to Flint Creek and at the same time tends to travel to the west towards Spring Creek. This poses a certain impediment because by Illinois drainage law and more recently the rules of Lake County Stormwater Management, one cannot shift, to the betterment of another, water from one watershed to the other. So water needs to remain within the watershed that it's located.' Which is exactly what is being done to my detriment now and in the past. To

Submitted by Pauline Boyle

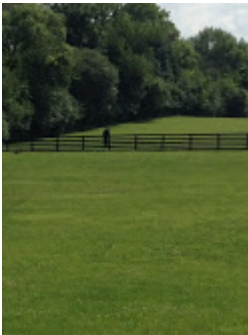
once again refute member Goss' statement that flooding on my property has been going on since the beginning of time - no - it has not. My flooding issue is exacerbated by the pumping of water from the 374 address and the blockage of the driveway culvert at the Micek home which sits directly behind the pond in question at 335.

Returning to the summarization of the police report of July 6, 2013 - photos and this report will document flooding of my property and the properties next to me - more specifically 560 Merri Oaks Road (directly east of my land) to which you will see a pump hooked up with hosing that carried this water east to recorded easements that feed into Oak Lake. I will also submit lab reports of water grab samples. These results are off the charts for fecal contamination. I have also included a copy of a Gewalt Hamilton inspection report 5 days later which documents the St. Marks/335 Ridge Road septic failure.

I will also include photos of horses in unclean uphill pastures during rain events. I have stated at previous meetings the need for more stringent codes for contamination - however the issue remains that regardless of any village code - if the administration is corrupt or lacking in enforcement skills then any/all village codes and amendments are useless. The issue of horse boarding is not an issue of a fight between neighbors. It is an issue of a corrupt administration that refuses to enforce village codes equally to all residents. I have given to you two instances where village employees have misled whether intentional or not - members of committees and our board of trustees toward false and misleading reports and statements. I can supply many more. I hope that this zoning board takes the content of this email into consideration and requests that the Board of Trustees act accordingly regarding the enforcement issues I have outlined above. I thank you for your time and consideration regarding this matter.

Respectfully,
Pauline Boyle
additional photos in separate email

5 attachments



flood st marks illegal pumping.JPG
1241K



flood st marks illegal pumping (2).JPG
2586K



flood st marks illegal pumping (5).JPG
1554K



flood st marks illegal pumping (6).JPG
1577K



epa35violationreport.pdf
3385K



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

DOUGLAS P. SCOTT, DIRECTOR

815/987-7760

RELEASABLE

May 6, 2009

NON-COMPLIANCE ADVISORY LETTER

St. Mark's Episcopal Church
c/o Mike Loring
337 Ridge Road
Barrington Hills, IL 60010-2331

Dear Mr. Loring:

On April 8, 2009, Lee Heeren, representing this Agency, conducted an inspection of your facility. The operation is located in Section 16 in Cuba Township in Lake County. Alberto Sandoval was contacted at the time of the visit. Based on this visit and a review of our files the following violations of the Illinois Environmental Protection Act (the Act), the Illinois Pollution Control Board Rules and Regulations, Title 35, Subtitle C, Water Pollution, CHAPTER I (Subtitle C) and the Subtitle E: Agricultural Waste Regulations (Subtitle E) were noted.

APPARENT VIOLATIONS

1. Livestock waste from your facility was deposited on the ground in such a manner that a water pollution hazard was created. This is an apparent violation of Sections 12(a), (d) and (f) of the Act, and Section 501.403(a) of Subtitle E.
2. The barren pasture may be considered a livestock management facility and as such constitute an apparent violation of Section 501.403(a) of Subtitle E.
3. Appropriate feedlot runoff control structures were not in place at your facility to collect and contain manure wastewater discharges. In some cases clean water was not diverted from the open lots. This is an apparent violation of Section 501.403(a) of Subtitle E.
4. Manure wastewater entered an unnamed tributary. This is an apparent violation of Section 302.203 of Subtitle C.

St. Mark's Episcopal Church - Non-Compliance Advisory Letter
May 6, 2009
Page Two

RELEASABLE

5. The contents of a livestock waste handling facility shall be kept at levels such that there is adequate storage capacity so that an overflow does not occur except in the case of precipitation in excess of a 25-year, 24-hour storm. This is an apparent violation of Section 501.401(d) of Subtitle E.
6. Livestock waste was allowed to discharge to waters of the State without an NPDES (National Pollutant Discharge Elimination System) Permit. This is an apparent violation of Section 309.102(a) of 35 Ill. Adm. Code.

Livestock waste has the potential for causing serious environmental problems. Therefore, it is important for livestock producers to familiarize themselves with proper and safe procedures for handling and disposing of livestock waste. The following is a list of some of the regulations that may apply to your operation:

IEPA Act Section 12a: No Person shall Cause or threaten or allow the discharge of any contaminants into the environment in any State so as to cause or tend to cause water pollution in Illinois, either alone or in combination with matter from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board under this Act;

IEPA Act Section 12d: No Person shall deposit any contaminants upon the land in such place and manner so as to create a water pollution hazard.

IEPA Act Section 12f: No Person shall cause, threaten or allow the discharge of any contaminant into the waters of the State, as defined herein, including but not limited to, waters to any sewage works, or into any well or from any point source within the State, without an NPDES permit for point source discharges issued by the Agency under Section 39(b) of this Act, or in violation of any term or condition imposed by such permit, or in violation of any NPDES permit filing requirement established under Section 39(b), or in violation of any regulations adopted by the Board or of any order adopted by the Board with respect to the NPDES program.

SUBTITLE C

Subtitle C: Water Pollution - Section 309.102(a) NPDES Permit Required: Except as in compliance with the provisions of the Act, Board regulations, and the CWA, and the provisions and conditions of the NPDES permit issued to the discharger, the discharge of any contaminant or pollutant by any person into the waters of the State from a point source or into a well shall be unlawful.

St. Mark's Episcopal Church - Non-Compliance Advisory Letter
May 6, 2009
Page Three

RELEASABLE

SUBTITLE E

Subtitle E Section 501.401(d): The transportation of livestock wastes shall be planned and conducted so as not to cause, threaten, or allow any violation of the Act and applicable regulations.

Subtitle E Section 501.403(a): Existing livestock management facilities and livestock waste-handling facilities shall have adequate diversion dikes, walls or curbs that will prevent excessive outside surface waters from flowing through the animal feeding operation and will direct runoff to an appropriate disposal, holding or storage area. The diversions are required on all aforementioned structures unless there is negligible outside surface water which can flow through the facility or the runoff is tributary to an acceptable disposal area or a livestock waste-handling facility. If inadequate diversions cause or threaten to cause a violation of the Act or applicable regulations, the Agency may require corrective measures.

Subtitle E Section 501.404(b): Temporary manure stacks shall be constructed or established and maintained in a manner to prevent runoff and leachate from entering surface or ground waters.

Subtitle E Section 501.404(c)(3): The contents of livestock waste-handling facilities shall be kept at levels such that there is adequate storage capacity so that an overflow does not occur except in the case of precipitation in excess of a 25-year 24-hour storm.

Subtitle E Section 560.203 Proximity to Water: Livestock waste should not be applied within 200 feet of surface water unless the water is upgrate or there is adequate diking. There should be a vegetative strip between the application area and any surface water. Waste should not be applied within 150 feet of any water well. Conservative loading rates should be used in the case of fractured bedrock. Caution should be exercised in applying wastes, particularly on porous soils, so as not to cause nitrate or bacteria contamination of ground waters. Such shallow ground waters are often the source of private wells in rural areas.

This Non-Compliance Advisory is not a violation notice as specified in Section 31(a)(1) of the Illinois Environmental Protection Act, 415ILCS 5/31(a)(1). However, if you do not adequately respond to this Non-Compliance Advisory, the Illinois EPA may issue a formal violation notice pursuant to Section 31(a)(1) of the Act.

St. Mark's Episcopal Church - Non-Compliance Advisory Letter

May 6, 2009

Page Four

RELEASABLE

RECOMMENDATIONS

The following is a list of recommendations which are presented for your consideration in dealing with the above mentioned violations:

1. Immediately cease any discharges of manure wastewater from the facility. To improve runoff control at the facility consider the following:
 - a. Consider diverting clean water away from feedlots and other areas where livestock are kept. This can include installation and maintenance of roof gutters on buildings next to feedlots, and clean water diversion berms.
 - b. If a discharge continues, an NPDES Permit from the Illinois EPA will be required.
2. Solicit technical advice to provide alternatives for your manure wastewater discharges.
3. Place the manure in a suitable container located upland to prevent a wastewater leachate discharge to waters of the State.
4. Construct an earthen berm around three sides of the horse barn to prevent storm water from coming into contact with animal manure.
5. Periodically remove the horse manure accumulations from the low-lying pastures.
6. Livestock waste spread on the surface may create a water pollution hazard. Environmental concerns should dictate the wise management and use of livestock waste. The application of livestock waste and soiled bedding must be for agronomic purposes at the appropriate nitrogen rate required for a reasonable anticipated crop yield. The emphasis in land application should be on waste utilization rather than waste disposal. If livestock waste and bedding cannot be properly applied at the facility please consider securing alternative application sites or searching for individuals that can utilize the material. It may become necessary to contract the services of a composting or disposal company.

Please submit a written response by June 5, 2009, to: Illinois EPA, Attn: Lee Heeren, 4302 North Main Street, Rockford, IL 61103. The written response must include specific remedial actions, including a specified time for achieving each action. If completed, your response must include the date on which the non-compliance situation was eliminated.

St. Mark's Episcopal Church - Non-Compliance Advisory Letter

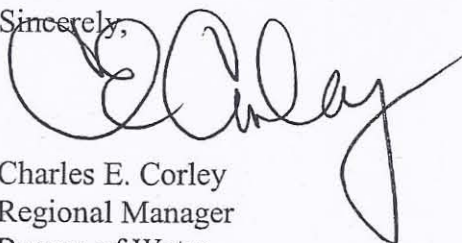
May 6, 2009

Page Five

RELEASABLE

If you have any questions or comments regarding the contents of this letter, please feel free to contact me or Lee Heeren of my staff at 815/987-7760.

Sincerely,

A handwritten signature in black ink, appearing to read "Corley", with a large, stylized initial "C" and a long, sweeping underline.

Charles E. Corley
Regional Manager
Bureau of Water
Division of Water Pollution Control

CEC:LH:svf

bcc: DWPC/FOS & Records Unit
BOW/CAS
BOW/Dcs Plaines
Rockford Region

RELEASED

Rockford Regional Office ^W **Complaint**
^P
File: St. Mark's Rectory/Ag/Lake ^C **Investigation**
⁹⁶⁶

Details of the Complaint

Reference Number: 966

Category Livestock waste

Response Bureau: BOW Assigned to: LH

Description: Manure being stockpiled on [REDACTED] and discharging into a wetland area after heavy precipitation.

Responsible Party

Name: Mike Loring

Title: Business Manager

INFORMATION
DELETED

Organization: St. Mark's Episcopal Church Address: 337 Ridge Road

City, State, Zip: Barrington Hills, IL 60010-2331

Phone: 847-381-0596

Results of Investigation:

Date: 4/8/2009

Coordinate with:

No of Visits: 1

Investigated by: LH

Investigation Report:

Investigation Completed? Yes

3-19-09:

A call was placed to the complainant to inquire about more information concerning the water quality issues concerning [REDACTED] latest complaint. The property in question is located at 337 Ridge Road in Barrington Hills, Illinois.

[REDACTED] said the [REDACTED] horse property is negligent in disposing/storing the animal waste in a responsible manner. [REDACTED] claims the manure has been placed in a low area that has over the years been built up in elevation that causes [REDACTED] property to be flooded. [REDACTED]

[REDACTED] said [REDACTED] made numerous attempts with different agencies to alleviate the problem.

[REDACTED] offered to send photographs of the area. They are attached to this report. [REDACTED] remembered speaking to someone from IEPA years back concerning the same problem.

4-8-09:

On this date an inspection was conducted at the 337 Ridge Road facility in Barrington Hills, Illinois. The results of that inspection are attached.

LH/svf

Print Up-Date:

14-Apr-09

St. Mark's Rectory/Ag/Lake - Complaint Investigation
Page Two

RELEASABLE

On 4-8-09 an inspection was conducted at the 337 Ridge Road facility in Barrington Hills, Illinois. A previous inspection was completed on 7-6-04 by this writer. Alberto Sandoval represented the horse facility during the inspection. Sandoval owns 5 horses and 1 pony that are housed in the horse building. The facility is owned by a neighboring church which acquired the property a few years ago. The residence at this address presently serves as the church rectory. The small horse building is used by Alberto Sandoval to house his horses in exchange for labor toward maintenance responsibilities for St. Mark's Church. Mike Loring serves as business manager and spokesperson for the church.

FACILITY DESCRIPTION

A building measuring approximately 30 ft wide x 70 ft in length was located in a low, wetland area. The building is approximately 30-40 years old. A private pond is located just east of the horse barn. The pond overflows to the southwest corner into a wetland-waterway area that drains southwest toward Ridge Road.

The area surrounding the horse facility building was saturated with some standing water. Two manure piles were observed on the south side of the horse facility adjacent to the building. There are 4 outside paddocks that the horses periodically use for grazing. The majority of the pastures are located in low lying areas that are periodically quite wet with standing water.

DISCUSSION & SUMMARY

Sandoval was asked how he manages the manure produced from this horse facility. He replied that the manure is collected daily from the stables and placed outside on the two piles. The manure accumulation is periodically transferred to a compost-nursery operation. Sandoval uses the equipment and horse facilities in return for labor for a landscaping operating and also for St. Mark's Church.

Sandoval was briefed on the water quality issues observed during the inspection visit. He provided a telephone number for a church spokesperson (847-370-2149). The spokesperson (Rick) explained the relationship between Sandoval and the church.

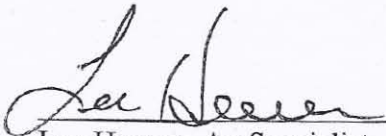
I indicated to him (Rick) that I had conducted a similar inspection, a few years prior, to this facility. I explained the problems with the manure accumulations in the wetland areas. He responded that Mr. Sandoval would comply with the removal of the manure that afternoon.

St. Mark's Rectory/Ag/Lake - Complaint Investigation
Page Three

RELEASABLE

I inquired with Rick who to address an Advisory letter to which would list the compliance issues, regulations, and some recommendations that were discussed during the visit towards rectifying the compliance issues. Digital photographs of the clean-up were promised by the church spokesperson and Sandoval.

The visit adjourned at 11:45 AM.



Lee Heeren, Ag Specialist

LH/svf

cc: DWPC/FOS & Records Unit
BOW/CAS
BOW/Des Plaines
Rockford Region



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

RECEIVED
Division of Legal Counsel

MAR 18 2009

Environmental Protection
Agency

March 17, 2009

Sent Via First Class U.S. Mail

Mr. Alec Messina
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

INFORMATION
DELETED

Re: Request for Illinois EPA Investigation – 337 Ridge Road
Lake County, Illinois

Dear Mr. Messina:

The Attorney General's Office received a citizen complaint on March 13, 2009 regarding water pollution at a residence located at 337 Ridge Road, Barrington Hills, Lake County, Illinois. This residence contains a pole barn for horses and a small wetland/pond area. The complainant, [REDACTED] According to information provided by [REDACTED] allows an overabundance of manure to collect on [REDACTED] property and serve as a berm along the wetland/pond. As a result of manure continuously spilling over into this wetland/pond area, water reportedly contaminated with manure overflows onto [REDACTED] to cause flooding.

I am therefore requesting an inspection of [REDACTED] property and [REDACTED] property by your office to determine whether there are any violations of the Illinois Environmental Protection Act or Illinois Pollution Control Board regulations. For your reference, I have enclosed a photograph of the properties that was provided to our office. Citizen complainant [REDACTED] can be reached on [REDACTED] mobile at [REDACTED]. Once the investigation is completed, please forward a copy of the investigation report to AAG Vanessa Vail. We are available to discuss this matter further with you as necessary.

RECEIVED

MAR 19 2009

ROCKFORD REGION
ENVIRONMENTAL PROTECTION
AGENCY STATE OF ILLINOIS

cc: WPC-FOS / Record Unit
WPC-CAS

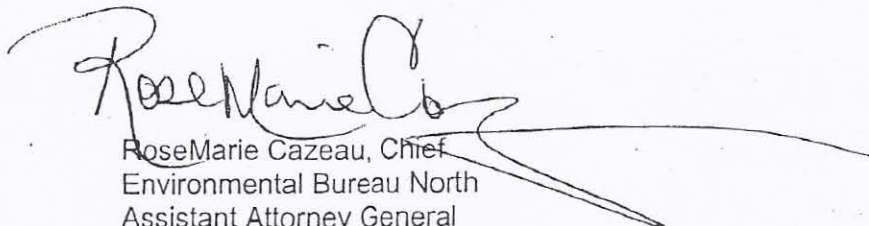
Initials: TL

Letter to Mr. Alec Messina
March 17, 2009
Page 2 of 2

RELEASABLE

Thank you in advance for your assistance in this matter. I look forward to our continued working relationship on behalf of the People of the State of Illinois.

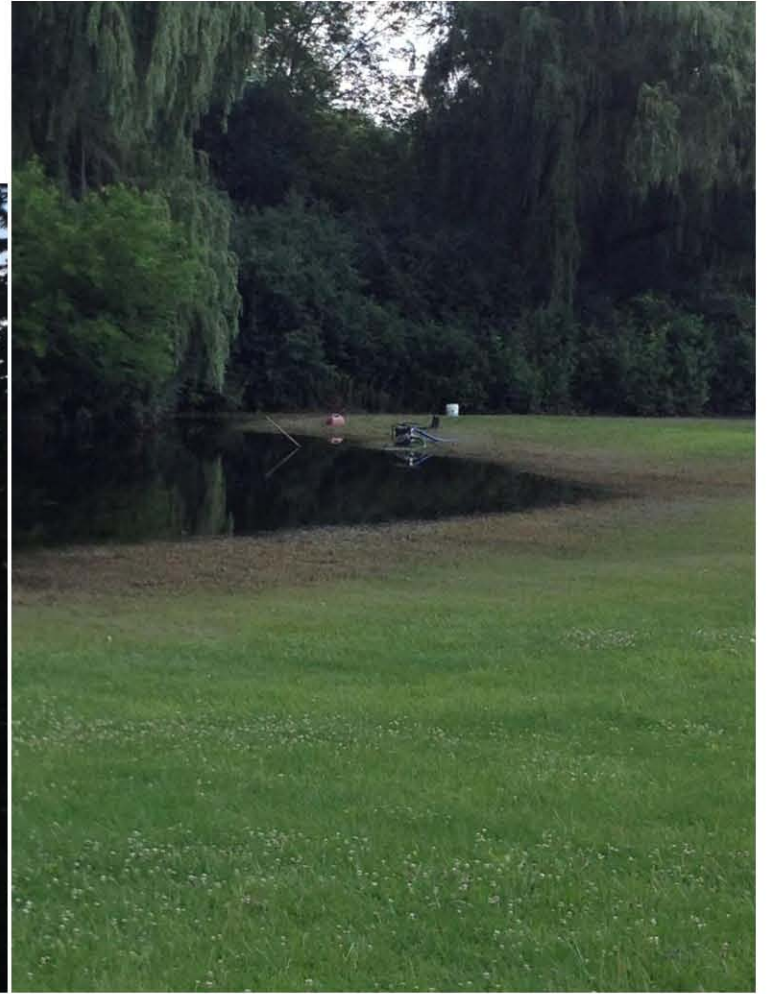
Very truly yours,

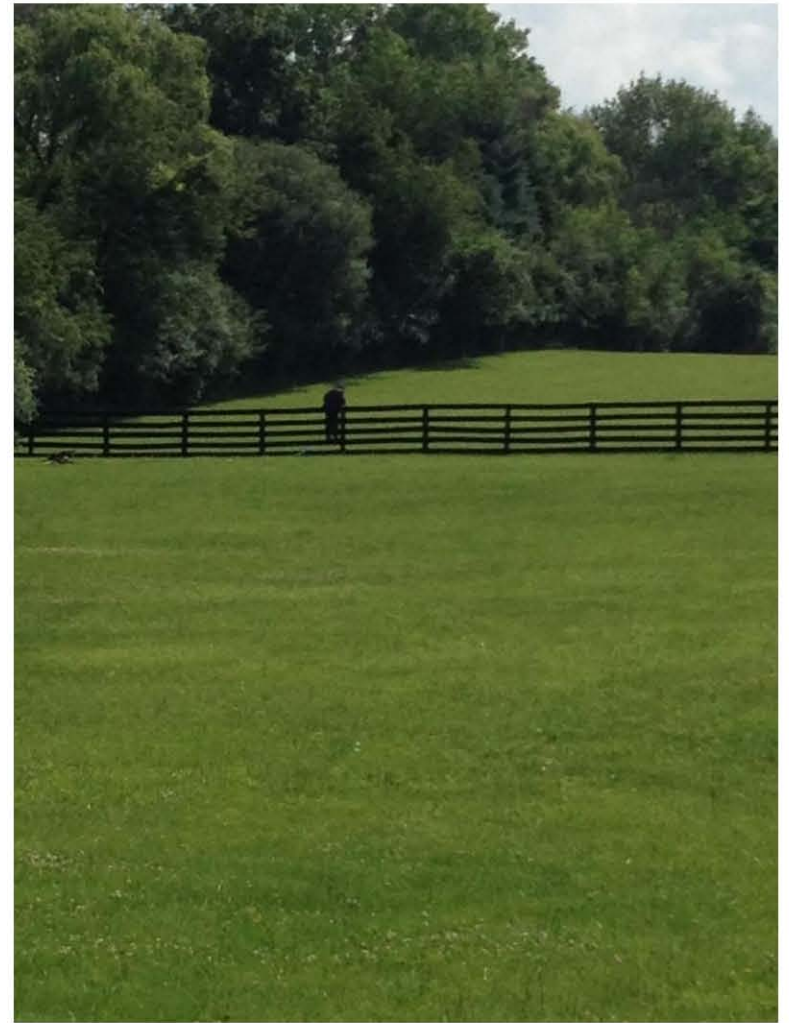
A handwritten signature in dark ink, appearing to read "RoseMarie Cazeau", with a long horizontal flourish extending to the right.

RoseMarie Cazeau, Chief
Environmental Bureau North
Assistant Attorney General
69 W. Washington St., 18th Floor
Chicago, Illinois 60602
(312) 814-3094

cc: Vanessa Vail/AGO

Enc





Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Steven Knoop, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Steven Knoop

32 Otis Road

Barrington Hills, IL 60010

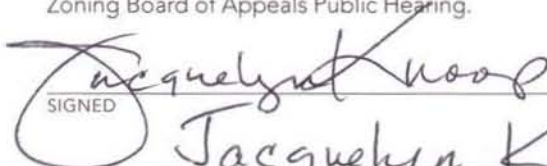
8/29/16

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jacquelyn Knoop, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED Jacquelyn Knoop DATE 8/29/16
PRINTED NAME Jacquelyn Knoop
ADDRESS 32 Otis Road
Barrington Hills, IL 60010

August 29, 2016.

To the Village Clerk of Barrington Hills and the Village Zoning Board:

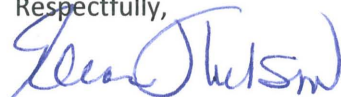
We are deeply opposed to the J.R. Davis and the Drury Amendment being proposed on Tuesday August 30, 2016, as well as the ZBA Amendment of 2014.

My husband and I have lived in Barrington Hills for over thirty years. We moved here for the country environment certainly not the "agricultural environment." We deeply believe that the beauty and essence of our community is unique. The country atmosphere as well as the animal environment should exist in harmony, yet we also believe there should be a quota on the number of horses allowed for horse boarding and training facilities. Barns or stables should not exceed the size of a residence. Barrington Hills is not an agricultural environment; it is a family and residential community, and there must be a limit to the number of horses that are boarding on each property.

This issue has gone on long enough. There must be a way for both sides to compromise and end this argument. It has taken an enormous amount of time and energy from today's Board. There are no agricultural purposes in Barrington Hills.

While I'm sure there are a number of families who strongly encourage larger and increased horse boarding facilities in the Hills, there are more families that do not. I hope you will take this letter under consideration. I have never written to a Village Board before, but feel it is now time to give my thoughts and opinions. Enough!! We are all neighbors; Let's act this way.

Respectfully,



Eleanor Nelson
3 Far Hills Road
Barrington Illinois



Residents comments for 8/30 ZBA meeting

nla918@aol.com <nla918@aol.com>
To: clerk@barringtonhills-il.gov

Sat, Aug 27, 2016 at 1:36 PM

To the Barrington Hills ZBA and Board of Trustees:

We are opposed to the J.R. Davis petition being circulated to our residents. We are opposed to current horse boarding laws that deny residents rights to peace and quiet by the intrusion of commercial enterprises. The Drury Text Amendment is not ideal and needs revisions and compromises that both sides of this conversation can agree upon.

For the record, we are horse lovers, horse owners, and we have a barn on our property. We have never boarded horses, nor will we, but are not against it with the proper protections for neighbors and safe management practices as a requirement. There should be limits as to the numbers of horses per acre, and at the very least it should be a horse per acre. Not doing so is asking for problems! Individual property rights must be respected.

One more thought - the timing of Davis's letter to residents and wording may have been confusing. I'm sure he meant it to be that way. A few residents have asked me what it was all about.

Thanks to the Board of Trustees and ZBA for their time and efforts.

Jon and Nancy Apmann
20 Steeplechase



Text amendment to Title 5 of the Zoning Ordinance relative to Horse Boarding filed by James J. Drury, III

Robert Zubak <zubak@att.net>

Mon, Aug 29, 2016 at 10:26 AM

Reply-To: Robert Zubak <zubak@att.net>

To: "apaul@barringtonhills-il.gov" <apaul@barringtonhills-il.gov>

Dear Ms. Paul: My name is Bob Zubak. My wife Jill and I live at 129 Brinker Road in Barrington Hills, IL.

I am writing to amplify her testimony on 8/15/2016 as it relates to the Vote on the Text amendment to Title 5 of the Zoning Ordinance relative to Horse Boarding filed by James J. Drury, III.

At that meeting, a gentleman flew in from D.C. to speak on responsible management regarding horses and land. He was also making the point that people who came into Barrington Hills to use the horse boarding/training facilities could boost the economy of Barrington Hills. The board made the comment that Barrington Hills doesn't have shops per se or restaurants, rejecting his premise.

While it is true that there are not many, if any, shops or restaurants in Barrington Hills, consider this scenario; we lived in Elmhurst, IL and boarded our horse in Countryside. There are no tack shops and only one feed shop between these two towns. My wife needed a saddle fitter and followed up on a recommendation to use Kate Ballard at Barrington Saddlery. She purchased a saddle there so we became familiar with this store. Then the horse needed a special diet and not many feed shops carried the brand she selected. For several years she drove up to Lake Barrington Feed to get his grain. When it came time to find a place where we could have her horse on our property, we considered Wayne, St. Charles, Winfield and the Barrington area. I liked Barrington the best so we started frequenting the restaurants and shops in town. When she found a house on line that we wanted to see, she asked Jim at Lake Barrington Feeds if he knew of a good realtor. He recommended an agent at Baird & Warner (located in Barrington) and off we went for several weekends of house hunting. We settled on 129 Brinker, making an offer on the day it went on the market. We paid pretty close to the asking price. I mention this as another person on the board, Mr. Stieper, often asks witnesses if they have an opinion on how horse boarding affects property values in Barrington Hills. I will also offer that the Cook County assessor believes our land is valuable as they increased our taxes by 40% this year. My point is that the surrounding areas helped us find and purchase a home in Barrington Hills and the value of the land held, in a way, boosting the economy of our village.

I also wanted to express my disappointment at the response another woman testifying received when asking questions of Attorney Burney. She wanted to know what the costs would be under this amendment to include price of permits, attorney fees, etc. Attorney Burney holds himself out as having extensive experience in zoning, permit approvals, drafting development agreements, etc. He acknowledges that he was instrumental in crafting the proposed text amendment. I am astonished that he could not or would not provide reasonable responses to her questions. One of her questions was related to costs for manure removal. We have a horse and two ponies. Groot comes once a week to pick up our trash and horse waste, charging \$363 per month. Perhaps she can use these figures to extrapolate what her costs might be.

The Text Amendment written by Attorney Burney also proposes that boarding stables obtain a special use permit which needs to be renewed periodically. What business person would invest in their stables and land if they had to worry that their permit request might be denied upon renewal. As a person who has years of experience in zoning and permits, I am stunned that Attorney Burney would suggest such an onerous procedure.

Finally, I will my wife and I would rather live next to a boarding/training facility that live with the freight trains that run through the back of our property at all hours of the day and night.

Ms. Paul, thank you for the opportunity to add these comments into the record for the upcoming vote. I am not able to make the meeting on August 30th but wanted to voice my comments and concerns.

Respectfully, Bob Zubak

Submitted by Bob Zubak



Drury amendment

alford zick <aezick1@att.net>
Reply-To: alford zick <aezick1@att.net>
To: clerk@barringtonhills-il.gov

Mon, Aug 29, 2016 at 12:21 PM

Alford Zick
11rolling hills drive
Barrington Hills ILLinois 60010

I have attended many meetings over the last 5 years concerning zoning issues. I am very concerned, as a resident of Barrington Hills that the current law passed in 2015 gives total freedom to the people who wish to board horses with few limitations to protect my rights to peace, quiet, and domestic tranquility. I do not believe, as MR. Davis does, that the current law provides the right balance of "neighbor protection and freedom". I believe the Zoning Board should use this opportunity to provide a better balance between the average citizens right to peace and quiet and the rights of people wishing to Board horse.

I believe that special use permits that limit the number of horse, the size of the barns or buildings, the hours of operation, and keeps the noise and traffic issues to a minimum should be considered. I believe the current law does not offer the average citizen the protection we deserve on these issues. I would hope that the ZBA could use this opportunity to provide a better balance to the rights of the average citizen and those wishing to board horse.

I respectfully request that the members of the ZBA represent all the citizens of Barrington Hills and not just the horse community.

Sincerely,

Alford Zick



Signed opposition to Drury Amendment

Paul Galvin <pgalvinret@yahoo.com>
To: clerk@barringtonhills-il.gov
Cc: Paul Galvin <pgalvinret@yahoo.com>

Fri, Aug 26, 2016 at 12:02 PM

Greetings,

Attached please find statements of opposition to the Drury amendment signed by my husband and I. We are Barrington Hills residents. By our reading of the amendment, we believe the Drury amendment would cause the elimination of horse boarding in Barrington Hills. We find that to be inconsistent with the Village's character and plan.

A hard copy is in the mail.

Elizabeth Curry-Galvin

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GALVIN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Paul Galvin

8-26-16

DATE

PRINTED NAME PAUL GALVIN

ADDRESS 210A ORALBORN RD

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth Curry-Galvin, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Elizabeth Curry-Galvin 8/26/16
DATE
PRINTED NAME Elizabeth Curry-Galvin
ADDRESS 210 A Braeburn Road
Barrington Hills, IL 60010



Resident Rights/Drury Text Amendment

Laura Fox <wonderlaur@gmail.com>

Fri, Aug 26, 2016 at 12:05 PM

To: clerk@barringtonhills-il.gov

Dear Ms. Paul,

Thank you for your time and best efforts to secure Barrington Hills as the special residential and equestrian territory its residents have enjoyed for so long.

I am not an equestrian but a long time resident. The Text Amendment was government at its worst passed late in the night when opposed Trustees were not able to object. It is clear the Text Amendment of 2014 helps only business opportunists and their friends. This group of Trustees received the largest campaign donations from the one person who is currently the benefactor of this Amendment.

I support the Drury Text Amendment as the only recourse residents have to enjoy their own right to enjoy their property. Barrington Hills government owes its residents specific regulations re: enforcement of hours, machinery, parking, lighting, noise, safety etc., to ensure their own residential and equestrian homes from huge boarding businesses. I believe there should not be zoning changes that benefit one business or one residents wishes.

Thank you for considering all of us!

Laura Fox
[847 404-1455](tel:8474041455)
41 Crabapple Lane
Barrington Hills, IL.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marianne Pappas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

M. Pappas August 26, 2016
SIGNED DATE
Marianne Pappas
PRINTED NAME
23 W. Canty Line Rd.
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, John J. Pappas, SR, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

John J. Pappas SR. 8/26/2016
SIGNED DATE

John J. Pappas SR
PRINTED NAME

23 W. County Line Rd.
ADDRESS
BARRINGTON HILLS, IL.



Equestrian Text amendment

David Russo <drusso@arccommercial.com>
To: clerk@barringtonhills-il.gov

Mon, Aug 29, 2016 at 3:50 PM

Dear ZBA and Village Board,

My wife Marla and I are opposed to the petition that someone has mailed out to the residents. We believe they have improperly stated what is going on. We do not like the Drury text amendment or the 2014 text amendment. We prefer the Village rescind the current language and start over with verbiage that is in the best interest of all Village Residents.

We have lived in Barrington Hills for approximately thirty five years and we have always loved seeing horses and having neighbors with horses. However, we do believe the Village staff needs to regulate the number of horses per acre and any or all construction within the Village of Barrington Hills. We see no reason for horse owners to be zoned agricultural.

Sincerely,

David

David & Maerla Russo -

11 Woodcreek Road

Barrington Hills, IL 60010

Phone (847) 426-5222

drusso@arccommercial.com



Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paula Jacobsen, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Paula Jacobsen 8-29-16
SIGNED DATE

Paula Jacobsen
PRINTED NAME

177D Dundee Rd
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, I. CHET PERRY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/25/2016
DATE

PRINTED NAME

I. CHET PERRY

ADDRESS

3 PORTER SCHOOL ROAD

BARRINGTON HILLS, IL 60010-2667

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, EVE E. PERRY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Eve Perry
SIGNED

8/25/2016
DATE

EVE E. PERRY
PRINTED NAME

3 PORTER SCHOOL RD.
ADDRESS

BARRINGTON HILLS, IL 60010-2667

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAULINE BOYLE, am opposed
to the proposed ~~existing Anderson II~~ "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
~~benefits a few at the cost of many~~ absolutely NO
freedom to operate best practice horse boarding, and so does ~~not~~ need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Pauline Boyle
PAULINE BOYLE

8/25/2016

DATE

PRINTED NAME

ADDRESS

315 Ridge Road
BARRINGTON HILLS IL 60010

Concerning the Proposed "Drury Amendment"

I, Andrew Boyle, am opposed
to the proposed ~~"Drury Amendment"~~ ^{existing Anderson II} regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
~~benefits a few at the cost of many~~ ^{absolutely NO} freedom to operate best practice horse boarding, and so does ~~not~~ need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Andrew Boyle
SIGNED

8/25/2016
DATE

Andrew Boyle
PRINTED NAME

315 Ridge Rd
ADDRESS

Barrington Hills IL 60010

Concerning the Proposed "Drury Amendment"

I, Ryan Boyle, am opposed
to the proposed ~~Drury Amendment~~ ^{existing "Aurora II"} regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides ~~the right balance of neighbor protection and~~ ^{absolutely no}
~~benefits a few at the cost of many~~
freedom to operate best practice horse boarding, and so does ~~not~~ need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Ryan Boyle
SIGNED

8/25/2016
DATE

Ryan Boyle
PRINTED NAME

315 Ridge Rd
ADDRESS

Barrington Hills IL 60010



Zoning Amendment vote

paulineboyle@yahoo.com <paulineboyle@yahoo.com>
Reply-To: paulineboyle@yahoo.com
To: Village Clerk <clerk@barringtonhills-il.gov>

Fri, Aug 26, 2016 at 11:52 AM

Attached are three signed petitions regarding the proposed Drury Amendment for our household located at 315 Ridge Road.

To clarify the text

I Pauline Boyle, Ryan Boyle and Andrea Boyle, am opposed to the existing Anderson II amendment regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the board of trustees in 2015 provides absolutely no neighbor protection and benefits a few at the cost of many, and so does need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

I thank you for your time.
Regards
Pauline Boyle

(Anna if you would be so kind to confirm receipt of this email please)



Village amendment form Drury.pdf
612K

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, TERRANCE GROH, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Terrance Groh
SIGNED

29-AUG-2016

DATE

TERRANCE GROH
PRINTED NAME

177 Dundee Rd.
ADDRESS

BARRINGTON HILLS IL 60010

Frank & Marianne Konicek
455 Oak Knoll Rd

We don't support the current
state of the code as it strips
property owners of their rights
& gives preferential treatment
to a minority of residents &
that you would support a new
code that protected residents
from large commercial establishments
while also preserving home
owners rights. The original
ordinance worked well &
could again.

Thank you,

Frank & Marianne Konicek

LAW OFFICES
The Pappas Law Group, LLC

JOHN J. PAPPAS, SR.
E-MAIL: JJP@PAPPASLAWGROUP.COM

STEPHEN J. HEALY
E-MAIL: SJH@PAPPASLAWGROUP.COM

121 W. Wacker Dr. - SUITE 3400
CHICAGO, ILLINOIS 60601
PHONE (312)782-5619
FAX (312)782-9590

LAKE/McHENRY COUNTY OFFICE
23 WEST COUNTY LINE ROAD
BARRINGTON HILLS, IL 60010
PHONE (847)772-5363
FAX (312)782-9590

IN REPLY REFER
TO FILE NO.

August 26, 2016

VIA EMAIL:

Village Clerk Barrington Hills
112 Algonquin Rd.
Barrington Hills, Illinois 60010-5199

Email: Clerk@barringtonhills-il.gov

Attn: Anna Paul

RE: Purposed Drury Text Amendment

Dear Ms. Paul:

I wish to respond to the letter sent to you by Kim Van Fossan and Jean Maddrell dated August 25, 2016. With respect to their point four "noisy conduct" these residents are misinformed.

Section 5-3-4(A)(5) actually provides at the conclusion of that section as follows: **"In addition to the foregoing specific limitations, no boarding or training facility shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said acting defined as a nuisance under title 7 chapter 1 of this code."**

Chapter 1, section 7-1-1(A) provides as follows **"it shall be unlawful to commit or do any act which endangers the public health or results in annoyance or discomfort to the public."**

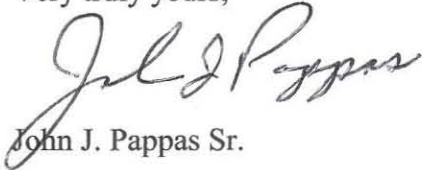
Section 7-1-6: abatement provides as follows **"it shall be unlawful for any person to permit or maintain the existence of any nuisance on any property under his control. The chief of police and the building and zoning enforcement officer are hereby authorized to abate any such nuisance existing in the village whether such nuisance is specifically recognized by ordinance or not."**

Further, contrary to their assertions the drury text amendment will abolish all horse boarding.

Indeed, the Pony Club of Barrington Hills will be eliminated to the detriment of our children.

Please add this correspondence to the record.

Very truly yours,

A handwritten signature in cursive script, reading "John J. Pappas Sr.", written in black ink.

JJP/kf

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Brian Eustis, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing

SIGNED



8/29/16
DATE

Brian Eustis

PRINTED NAME

13 Woodcreek Rd

ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DAVID M. COOK, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 9.29.16
SIGNED DATE

DAVID M. COOK
PRINTED NAME

515 Pond Gate Drive
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kristina Anderson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

Kristina Anderson

515 Pond Gate Drive

Barrington Hills, IL 60018

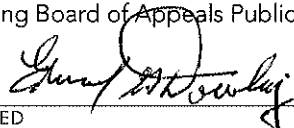
9/25/16
DATE

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, EDWARD G. DOWLING, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-25-16
SIGNED DATE

EDWARD G DOWLING
PRINTED NAME

3 MIDDLEBURY ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

August 29, 2016.

To the Village Clerk of Barrington Hills and the Village Zoning Board:

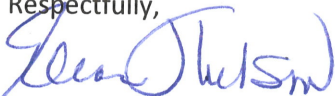
We are deeply opposed to the J.R. Davis and the Drury Amendment being proposed on Tuesday August 30, 2016, as well as the ZBA Amendment of 2014.

My husband and I have lived in Barrington Hills for over thirty years. We moved here for the country environment certainly not the "agricultural environment." We deeply believe that the beauty and essence of our community is unique. The country atmosphere as well as the animal environment should exist in harmony, yet we also believe there should be a quota on the number of horses allowed for horse boarding and training facilities. Barns or stables should not exceed the size of a residence. Barrington Hills is not an agricultural environment; it is a family and residential community, and there must be a limit to the number of horses that are boarding on each property.

This issue has gone on long enough. There must be a way for both sides to compromise and end this argument. It has taken an enormous amount of time and energy from today's Board. There are no agricultural purposes in Barrington Hills.

While I'm sure there are a number of families who strongly encourage larger and increased horse boarding facilities in the Hills, there are more families that do not. I hope you will take this letter under consideration. I have never written to a Village Board before, but feel it is now time to give my thoughts and opinions. Enough!! We are all neighbors; Let's act this way.

Respectfully,



Eleanor Nelson
3 Far Hills Road
Barrington Illinois

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Robert Warren, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Robert Warren
SIGNED

8/24/16
DATE

ROBERT J. WARREN
PRINTED NAME

215 Dundee Rd - Barrington Hills, IL 60010
ADDRESS

Attor: Anna Paul

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Renee McKinley, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

[Signature]

SIGNED

8/25/2016

DATE

Renee McKinley

PRINTED NAME

1 Jennifer Ct.

ADDRESS


Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Edward McKinley, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/25/2016
SIGNED DATE

Edward McKinley
PRINTED NAME

1 Jennifer Ct.
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Christopher J Norre, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christopher J Norre

SIGNED

DATE

Christopher J Norre

PRINTED NAME

66 Windrush Lane

ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, BONNIE NURRE, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Bonnie Nurre 8/29/2016
SIGNED DATE

BONNIE NURRE
PRINTED NAME

66 WINDRUSH LANE
ADDRESS
BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, William B. Nurre, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

William B. Nurre 28 Aug '16
SIGNED DATE

William B. Nurre
PRINTED NAME

66 Windrush Lane
ADDRESS

BARRINGTON HILLS, IL 60010

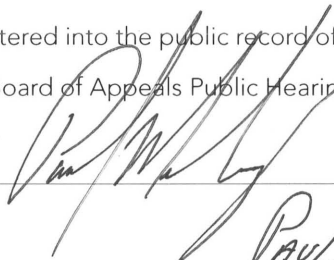
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL MAKRAY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-16
DATE

PRINTED NAME

PAUL MAKRAY

ADDRESS

275 OTIS RD.

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, KAY GOLITZ, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Kay O. Golitz August 29, 2016
SIGNED DATE

KAY O. GOLITZ
PRINTED NAME

291 OTIS ROAD
ADDRESS

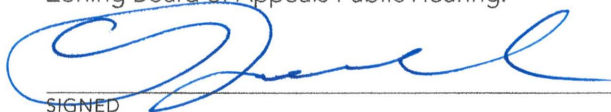
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LOUIS IACOVELLI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8/26/2016
DATE

LOUIS IACOVELLI
PRINTED NAME

12 DEERWOOD RD.
ADDRESS

BARRINGTON HILLS IL 60010

August 29, 2016

Ms. Anna Paul
Village Clerk
112 Algonquin Rd
Barrington Hills, Illinois 60010

Dear Ms. Paul:

This letter is to indicate my objection to the proposed zoning amendments by Mr. Drury.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tahereh Bakhsh-Gohar', with a stylized, flowing script.

Tahereh Bakhsh-Gohar
1 Wood Creek Rd
Barrington Hills, Illinois 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, TARIQ MURAD, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

T. Murad

8/24/2016

PRINTED NAME

TARIQ MURAD

ADDRESS

6 HICKORY LN., BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sandra Goranson / Gary Goranson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Goranson 8-26-16
SIGNED DATE
GORANSON
PRINTED NAME

ADDRESS 5 Autumn Tr. Barr. Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Maksim Gritsenko, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Maksim Gritsenko 8/25/2016
SIGNED DATE
Maksim Gritsenko
PRINTED NAME
179 E Tamarack Ln
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Julia Gritsenko, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Gritsenko

8/25/2018

DATE

PRINTED NAME

Julia Gritsenko

ADDRESS

179 C Tamarkov Ln
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Fred J. Halloran, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

F Hall 82576
SIGNED DATE

Fred J. Halloran
PRINTED NAME

88 meadowhall rd / 215 woodhaven Ln.
ADDRESS
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Donna J Hirsch, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Donna J Hirsch
SIGNED _____ DATE _____

DONNA J Hirsch
PRINTED NAME _____

99 W. COUNTY LINE
ADDRESS _____

BARRINGTON HILLS IL 60018

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Alice B. Carroll, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Alice B. Carroll 8-26-16
SIGNED DATE

Alice B. Carroll
PRINTED NAME

910 Rub of Green Lane
ADDRESS

Barrington Hills, Illinois 60010-2626

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joseph S. Messer, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

Joseph S. Messer

PRINTED NAME

21 Oakdane Rd

ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JOSEPH J. RIHA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

JOSEPH J. RIHA
6 SAVILLE Row
BARRINGTON HILLS ILL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Alan CARLSEN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8-28-2016

DATE

ALAN R. CARLSEN

PRINTED NAME

120 BRINKER ROAD

ADDRESS

BARRINGTON HILLS, ILLINOIS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sonja Colosia, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sonja Colosia 8/27/16
SIGNED DATE

Sonja Colosia
PRINTED NAME

19 Country Oaks Dr.
ADDRESS

Barrington Hills, Il. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gisela Baltensperger, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Gisela Baltensperger 8-26-2016
SIGNED DATE
Gisela Baltensperger
PRINTED NAME
11311 Haegers Bend Rd.
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, BASIL KTSANES + LIUDA KTSANES, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Basil Ktsanes Linda Ktsanes 8/26/16
SIGNED DATE

BASIL KTSANES Linda Ktsanes
PRINTED NAME

312 ALGONQUIN
ADDRESS

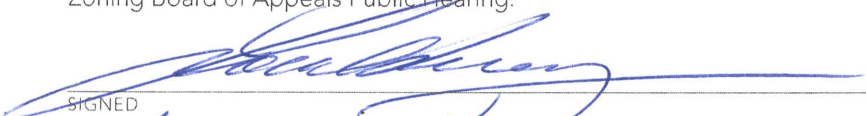
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LADISLAV KOLSEN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-24-16
SIGNED DATE
LADISLAV KOLSEN
PRINTED NAME
92 W. COUNTY LINE RD
ADDRESS
BARRINGTON HILLS IL 60010

VILLAGE CLERK OF
BARRINGTON HILLS
112 ALCONQUIN RD
BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jennifer Iacovelli, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Jennifer Iacovelli 8/26/2016
SIGNED DATE
JENNIFER IACOVELLI
PRINTED NAME
12 DEERWOOD ROAD
ADDRESS
BARRINGTON HILLS IL 60016

-ORIGINAL-

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CRAIG F. HANSON, ^{strongly} am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Craig F. Hanson
SIGNED

8/24/2016
DATE

CRAIG F. HANSON
PRINTED NAME

363 G Bateman Circle South
ADDRESS

BARRINGTON HILLS, ILL. 60010

Please DO NOT "mess" with something that makes
BARRINGTON HILLS so special and unique.

Craig Hanson

Please vote NO to this Amendment.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LARRY WASHOW, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Larry Washow
SIGNED _____ DATE _____

LARRY WASHOW
PRINTED NAME _____

357 OLD SUTTON RD
ADDRESS _____

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MELISSA WASHOW, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Melissa Washow
SIGNED

8/29/16
DATE

MELISSA WASHOW
PRINTED NAME

357 OLD SUTTON RD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gretchen Hess, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

Gretchen Hess 8/24/16
592 Plumtree Road
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Terrence J and Judith K Freeman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

871 Otis Road

Barrington Hills IL 60010


8-29-2016

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, BRYAN CRISSEY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  DATE _____
PRINTED NAME BRYAN CRISSEY
500 W. COUNTY LINE ROAD
ADDRESS BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Patti McLaughlin-Fahey, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Patti McLaughlin-Fahey 8-25-16
SIGNED DATE

Patti McLaughlin-Fahey
PRINTED NAME

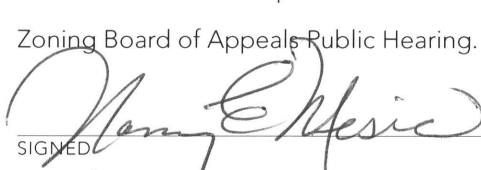
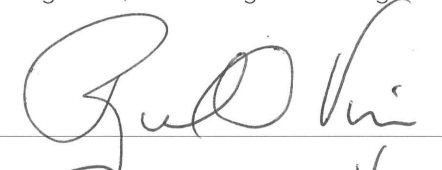
ADDRESS 71 WINDRUSH LANE
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Nancy Mesic, Richard Vines, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

		<u>8/25/16</u>
<small>SIGNED</small>		<small>DATE</small>
<u>Nancy E. Mesic</u>	<u>Richard Vines</u>	
<small>PRINTED NAME</small>		
<u>607 Windrush Ln.</u>		
<small>ADDRESS</small>		
<u>Barrington Hills</u>		

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, GENE H. HANSEN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Gene H. Hansen 8/26/2016
SIGNED DATE

GENE H. HANSEN
PRINTED NAME

11 BOWLANE
ADDRESS
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Fred R. Hoffmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Fred R. Hoffmann 8-26-16
SIGNED DATE
Fred R. Hoffmann
PRINTED NAME
45 Brinker rd.
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

^{WE}
I, ROBERT & SHELLEY MIELKE ^{ARE}
~~am~~ opposed

to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Shelley J. Mielke Robert W. Mielke 8/26/16
SIGNED DATE

SHELLEY J. MIELKE ROBERT W. MIELKE
PRINTED NAME

245 OAK KNOLL RD.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Laurie Abboud, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Laurie Abboud 8-26-16
SIGNED DATE

Laurie Abboud
PRINTED NAME

20 Surrey Ln.
ADDRESS

Barrington Hills - IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JOSEPH ABBOND, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8-26-16

DATE

JOSEPH ABBOND

PRINTED NAME

20 SURREY LANE

ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ROBERT DURESA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Robert Duresa
SIGNED _____ DATE _____

ROBERT DURESA
PRINTED NAME _____

1001 PLUM TREE RD
ADDRESS _____
B. H.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Peggy C. Judd, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Peggy C. Judd 8/27/16
DATE

PRINTED NAME PEGGY C. JUDD

ADDRESS 221 WESTFIELD WAY

BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Richard F. Judd, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED R. Judd 8/22/16
DATE

PRINTED NAME Richard F. Judd

ADDRESS 221 Westfield Way

Barrington Hills, Ill. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

^{WE} I, ROGER LANCASTER & CLJ LANCASTER, ^{AKA} am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

^{WE} Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

Roger Lancaster and CLJ Lancaster AUGUST 26, 2016
SIGNED DATE
ROGER LANCASTER and CLJ LANCASTER
PRINTED NAME
2 FERNWOOD DRIVE
ADDRESS
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ROBERT R MCGINLEY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Robert R McGinley

SIGNED

DATE

Robert R MCGINLEY

PRINTED NAME

132 BRINKER RD.

ADDRESS

BARRINGTON HILLS, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Zona Hackman and Donald Hackman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Zona Hackman and Donald F. Hackman Aug 25, 2016
SIGNED DATE
ZONA HACKMAN DONALD F. HACKMAN
PRINTED NAME
17 BARRINGTON HILLS RD.
ADDRESS
BARRINGTON, ILL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

we, Francis Patrick Murphy
x PATRICIA MURPHY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing

Francis Patrick Murphy
Patricia Murphy

SIGNED FRANCIS PATRICK MURPHY

DATE

August 26, 2016

PRINTED NAME

PATRICIA MURPHY

8/26/16

ADDRESS

38 Spring Lane, Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Drew McMahon, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Drew McMahon 8/29/16
SIGNED DATE

Drew McMahon
PRINTED NAME

10306 Breeburn Rd
ADDRESS

Barrington Hills, IL 60010

August 26, 2016

Attention: Anna Paul
Village clerk
112 Algonquin Rd.
Barrington Hills, IL 60010-5199

Re: Proposed Drury Zoning Changes

Dear Ms. Paul:

This letter is to express my opinion about the proposed zoning code changes.

We have enough regulations and rules already. We do not need more statutes or more legislative ways to be a better person. In fact we need fewer rules and regulations.

My recommendation is not to entertain any new regulatory changes.

Thank you in advance for your time and consideration in this manner.

Sincerely,

A handwritten signature in black ink, appearing to read "Alan & Tahereh Tenczar". The signature is fluid and cursive, with the first name "Alan" being more prominent.

Alan & Tahereh Tenczar
1 Wood Creek Rd
Barrington Hills, Illinois 60010

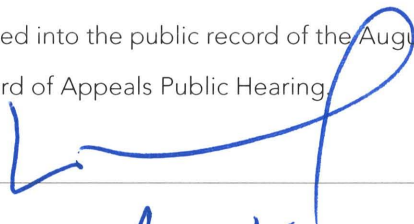
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Melody Anselos, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-28-16
DATE

PRINTED NAME

Melody Anselos

ADDRESS

358 Sieberts Ridge Rd

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Katie Rose Tseronis, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Katie Rose Tseronis
SIGNED

8/26/16
DATE

Katie Rose Tseronis
PRINTED NAME

159 Helm Rd.
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Bryan Muche, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

8/26/16
DATE

PRINTED NAME

ADDRESS

Bryan Muche
159 Helm Rd.
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Christy Traub, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Chy Z (M.C.Z) 8.26.16
DATE
PRINTED NAME Margaret C. Traub
ADDRESS 2 Far Hills Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Susan Helenowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Susan K Helenowski 8/26/16
SIGNED DATE

Susan K Helenowski
PRINTED NAME

365 Bateman Rd
ADDRESS

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Asucena Moreno Arreola, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Asucena Moreno Arreola 8-27-16
SIGNED DATE

Asucena Moreno Arreola
PRINTED NAME

362 Bateman Rd
ADDRESS

Barrington hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Damian malagon, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Damian malagon 8/26/16
DATE

PRINTED NAME Damian malagon

ADDRESS 362 Bate man Rd

Barrington IL 60076

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tomasz Helenowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tomasz Helenowski 8/20/16
SIGNED DATE

Tomasz Helenowski
PRINTED NAME

365 Bateman Rd
ADDRESS

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jan NESTRUP, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Jan Nestrup 8-26-16
SIGNED DATE
Jan NESTRUP
PRINTED NAME
8 Longmeadow Dr.
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, BONNIE DUKE, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

BONNIE DUKE

1001 PUM TREE RD

BARR, ILL.

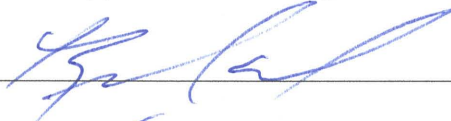
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RUSSELL SCHUMAN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/26/16
DATE

PRINTED NAME

RUSSELL SCHUMAN

ADDRESS

8 COUNTRY OAKS LANE

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Cindy Schuman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Cindy L Schuman

8-26-16

DATE

PRINTED NAME

Cindy L Schuman

ADDRESS

8 Country Oaks Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jaclyn McMahon, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8/29/16
DATE

Jaclyn McMahon
PRINTED NAME

ADDRESS

10306 Braeburn Rd Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JERYL OLSON, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/24/16
DATE

PRINTED NAME

JERYL OLSON

ADDRESS

13 WOODCREEK ROAD

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Cathleen B. LeCompte, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

Cathleen Barton LeCompte 8/25/16
SIGNED DATE
Cathleen Barton LeCompte
PRINTED NAME
350 Bateman Road
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Cynthia L. Gehrke, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Cynthia L. Gehrke 8-25-16
3 Surrey Court
BARRINGTON HILLS, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RANDALL S. JAUCH, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Randall Jauch 8/25/16
SIGNED DATE

RANDALL S. JAUCH
PRINTED NAME

7 CROSS TIMBER RD.
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Janette L. Warner, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Janette L. Warner 8/24/16 DATE
Janette L. Warner

PRINTED NAME
12 Country Oaks Lane
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, REINHARD TAYLOR, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-24-16

DATE

PRINTED NAME

REINHARD TAYLOR

ADDRESS

12 COUNTRY OAKS LN


BARR. HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CLIFTON HORN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8-23-16
DATE
PRINTED NAME CLIFTON HORN
ADDRESS 77 RIDGECROFT LN
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Karen Soeder, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Karen Soeder DATE
SIGNED
Karen Soeder
PRINTED NAME
37 Spring Lane
ADDRESS
Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Barry Shear, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  Aug 27 2016 DATE

PRINTED NAME Barry N. Shear

ADDRESS 2 Rock Ridge Rd Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kathleen Driscoll Amatangelo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Kathleen Driscoll Amatangelo 8/25/16
DATE

PRINTED NAME Kathleen Driscoll Amatangelo

ADDRESS 12 West County Line Road
Barrington Hills, Illinois 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Susan / Jerry Golf, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

[Signature]

8-24-16

DATE

PRINTED NAME

Susan / Jerry Golf DUM

ADDRESS

16 Braeburn Lane
Barrington Hills IL 60010.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ping Lau, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/25/16

DATE

PRINTED NAME

Ping Lau

14 Braeburn Ln.

ADDRESS

Barrington Hills, IL 60010

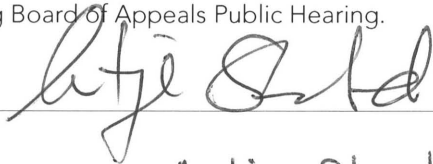
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Antje Starbird, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/26/2016
DATE

PRINTED NAME

Antje Starbird

ADDRESS

8 Cross Timber Rd

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth J. Wegbreit, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Elizabeth J. Wegbreit 8-25-16
SIGNED DATE

Elizabeth J. Wegbreit
PRINTED NAME

200 Dundee Rd
ADDRESS

Barrington IL 60010

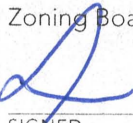
(Barrington Hills)

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Samuel Wegbreit, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8-25-16

DATE

Samuel Wegbreit

PRINTED NAME

200 Dundee Rd

ADDRESS


Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED DATE 8/25/2016
RONALD R. McLAUGHLIN
PRINTED NAME
21 Hills & Dale
ADDRESS
BARRINGTON ILL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, P. DENISE & MARK ISAAC, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

P. Denise Isaac

SIGNED

Mark T. Isaac

DATE

P. DENISE ISAAC

PRINTED NAME

MARK T. ISAAC

17 COUNTRY OAKS LANE

ADDRESS


BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth Curry-Galvin, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/24/16
SIGNED DATE
Elizabeth Curry-Galvin
PRINTED NAME
210 A Braeburn Road
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GALVIN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Paul Galvin
SIGNED

8-26-16
DATE

PAUL GALVIN
PRINTED NAME

210 A BRALBURN RD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Keith Bower, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Keith Bower
SIGNED

8-25-2016
DATE

Keith Bower
PRINTED NAME

104 W County Line Road
ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, George Wray, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

George Wray 8/23/16
SIGNED DATE
George Wray
PRINTED NAME
364 N. BATEMAN CIR
ADDRESS
BARRINGTON, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JAMES J. PALKA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

James J. Palka
SIGNED

8/26/16
DATE

JAMES J. PALKA
PRINTED NAME

420 DANA LN.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MARY W. Williams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mary W. Williams 8/26/16
SIGNED DATE
MARY W. Williams
PRINTED NAME
848 Bisque Drive
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Allen B. Cullen, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-26-2016

DATE

PRINTED NAME

Allen Cullen

ADDRESS

17 Creekside Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kathleen Hope, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Kathleen Hope 8/25/16
SIGNED DATE

Kathleen Hope
PRINTED NAME

96 Meadow Hill Road
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Benjamin B. LeCompte, III, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

Benjamin B. LeCompte III
350 Bateman Rd
Barrington Hills, Illinois 60010
8/25/16

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jennifer Adams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Jennifer Adams DATE 8-25-16

PRINTED NAME Jennifer Adams

ADDRESS 64 Hills + Dales Rd.

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/25/16

DATE

PRINTED NAME

Ervin R. Gaisler

ADDRESS

805 DORMY LT

Barrington Hills

847 494 6909

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Donna Ewing, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Donna Ewing
SIGNED

8/25/16
DATE

Donna Ewing
PRINTED NAME

242 Oak Knoll Rd.
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Susan Jansson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED [Signature] DATE 8/2/16
PRINTED NAME Susan Jansson
ADDRESS 612 Plumtree Rd
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

WE, MICHAEL and DEBORAH DRAKERT, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

Deborah K. Drakert
Michael J. Drakert

SIGNED

8/26/2016

DATE

MICHAEL & DEBORAH DRAKERT

PRINTED NAME

157D HELM RD

ADDRESS

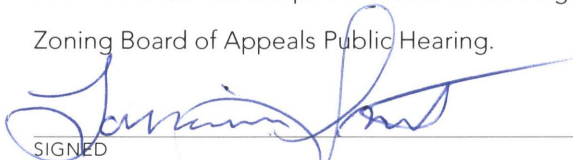
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lorraine Smith, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED _____ DATE 8/26/16
Lorraine Smith
PRINTED NAME _____
610 Plum Tree Rd
ADDRESS _____
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tracy and Dean Karambelas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tracy Karambelas Dean Karambelas 8-25-16
SIGNED DATE

Tracy and Dean Karambelas
PRINTED NAME

11 Deepwood Rd.
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ED KEMPLER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-2016

DATE

EDWARD F. KEMPLER

PRINTED NAME

618 Plum Tree Road

ADDRESS

Barrington Hills, Illinois 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tim C. Lebraico, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Tim C. Lebraico 8-26-16

DATE

PRINTED NAME

Tim C. Lebraico

ADDRESS

150 Wagonwheel Lane
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Fred & Silvia Weinert, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Alexa Weinert, HORSE TRAINER & RIDER
daughter

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Fred J Weinert

Silvia Weinert

8/25/16
DATE

PRINTED NAME

ADDRESS

367 Bateman Circle North
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JEAN-CLAUDE STUBY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Jean Claude Stuby. 8/25/2016
SIGNED DATE
JEAN-CLAUDE STUBY
PRINTED NAME

31W068 HEALY ROAD
ADDRESS
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ELAINE STUBY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Elaine Stuby 8/25/2016
SIGNED DATE

ELAINE STUBY
PRINTED NAME

31W068 HEALY ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tricia Wood, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tricia Wood 8/24/16
SIGNED DATE

Tricia Wood
PRINTED NAME

261 Aberdeen Dr.

ADDRESS Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JAMES DRISCOLL, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED James Driscoll 8-25-16
DATE

PRINTED NAME JAMES DRISCOLL

ADDRESS 2232 CLASSIC CT LAKE BARRINGTON APT 348

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Adam and Laura Fleischer, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 08-25-16
SIGNED DATE

Adam and Laura Fleischer
PRINTED NAME

364 Ridge Rd
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ALBERT SLAKIS, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Albert Slakis

8-16-2016
DATE

PRINTED NAME

ALBERT SLAKIS

ADDRESS

22320 CLASSIC CT. #229
LAKE BARRINGTON, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tierni Micek, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tierni Micek 8/26/16
SIGNED DATE

Tierni Lee Micek
PRINTED NAME

343 Ridge Rd
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CORINNE HOFFMAN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Corinne Hoffman 8-27-16 DATE

PRINTED NAME CORINNE HOFFMAN

ADDRESS 13 CREEKSIDE LANE

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 _____ 
SIGNED DATE

 _____
PRINTED NAME

Mr. Charles Porter
Apt 475
22320 Classic Ct
Lake Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Christopher P. Gaffney, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christopher P. Gaffney 8-25-16
SIGNED DATE

Christopher P. Gaffney
PRINTED NAME

400 OAK Knoll ROAD
ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, B. Rae BUCKLEY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

B. Rae Buckley
B. RAE BUCKLEY

8/26/16
DATE

PRINTED NAME

ADDRESS

100 BUCKLEY RD.
BARRINGTON HILLS

ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

WE, KATHLEE A. WILSON + KATHLEEN A. WILSON, ^{ARE} ~~am~~ opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

Bruce A. Wilson + Kathleen A. Wilson
SIGNED

8/27/2016
DATE

BRUCE A. WILSON + KATHLEEN A. WILSON
PRINTED NAME

5 EAGLE POINTE DRIVE
ADDRESS


BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED _____ DATE 8/27/16

Steven Scholtz
PRINTED NAME _____

1 Jare Lane
ADDRESS _____

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RONALD C. OWEN & BONITA R. OWEN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Ronald C. Owen and/or Bonita R. Owen
SIGNED DATE

RONALD C. OWEN
PRINTED NAME

BONITA R. OWEN

124 W. COUNTY LINE RD.
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jill Kiley, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Jill Kiley
Jill Kiley

8-26-16
DATE

PRINTED NAME

50 Braeburn Rd

ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tracy Atlas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tracy White
SIGNED

8/27/16
DATE

TRACY WHITESELL ATLAS
PRINTED NAME

22 SPRING LANE
ADDRESS

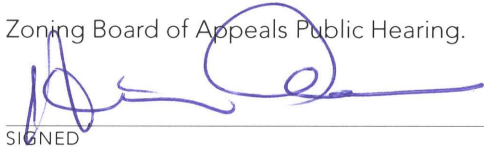
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Heidi Anderson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8-27-16
DATE

HEIDI ANDERSON
PRINTED NAME

3 EAGLE POINT DRIVE
ADDRESS

BARRINGTON HILLS, IL 60010

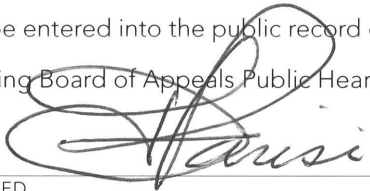
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Daniel F. Parisi, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/26/16
DATE

PRINTED NAME

Daniel F. Parisi

ADDRESS

210 e Braeburn Rd

Barrington Hills, IL 60010-9645

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, George Hitchcock, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

George Hitchcock

SIGNED

8/25/16
DATE

GEORGE D. HITCHCOCK

PRINTED NAME

31 OTIS RD

ADDRESS

BARRINGTON HILLS, IL 60010

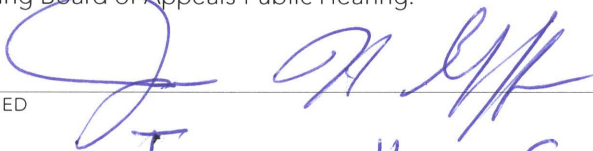
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, James H Griffin, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/24/16
DATE

PRINTED NAME

James H Griffin

ADDRESS

244 Oak Knoll Rd

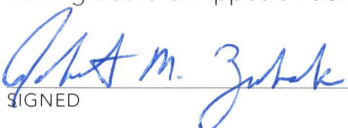
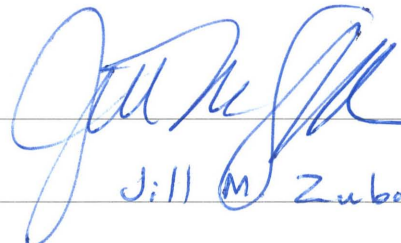
Barrington, IL 60010-2616

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Robert M. & Jill M. Zubak, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 SIGNED	 DATE
<u>Robert M. Zubak</u> PRINTED NAME	<u>Jill M. Zubak</u>
<u>129 BRINKER RD</u> ADDRESS	
<u>BARRINGTON HILLS IL, 60010</u>	

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JOHN O'CONNELL, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED John M. O'Connell

AUG 25, 2016
DATE

PRINTED NAME JOHN M. O'CONNELL

ADDRESS 21 BARRINGTON BOURNE

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Dolores Kayler, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Dolores A Kayler 8-27-16 DATE

PRINTED NAME Dolores A. Kayler

ADDRESS 11 Alderberry Ln
Barrington Hills 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I We, Donald and Barbara Kemp, ^{are} ~~am~~ opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Donald G. Kemp Barbara Kemp 8/26/16
DATE

PRINTED NAME Donald G. Kemp Barbara Kemp

ADDRESS One Auburn Lane
Barrington Hills, IL. 60010

Note: this amendment appears to infringe
upon the basic integrity and use of property
within the village. It is written in a
manner that appears punitive and overly
burdensome to the Village Police and Administration
and it appears to be very negative for our
residents and very negative for the property
values of residents with horses and barns.
The retroactive nature of the letter and
specifies about past disagreements or legal
matter makes this sound like a vendetta.
Do not pass this Amendment.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, William I Biehl, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

William I Biehl

8-26-16

DATE

PRINTED NAME

William I Biehl

ADDRESS

78 Meadow Hill Rd

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Therese Mintjal, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Therese Mintjal 8/25/16
SIGNED DATE

Therese Mintjal
PRINTED NAME

3 Round stone Lane
ADDRESS

Barrington Hills, IL 60016

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Pamela A. Hoffman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Pamela A. Hoffman
SIGNED

8/25/2016
DATE

Pamela A. Hoffman
PRINTED NAME

8 Jane Lane
ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED	<u>Lois P. Kendle</u>	<u>James R. Kendle</u>	8-25-2016
			DATE
PRINTED NAME	<u>Lois P. KENDLE</u>	<u>JAMES R. KENDLE</u>	
ADDRESS	<u>352 OLD SUTTON RD.</u>		
	<u>BARRINGTON HILLS, IL - 60010</u>		

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jerry Lewin, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/26/16
DATE

PRINTED NAME

Jerry Lewin

ADDRESS

105 Remington Dr
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

WE, GEORGE M. HOFFMAN & HELEN W. HOFFMAN, ^{ARE} ~~am~~ opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

George M. Hoffman Helen W. Hoffman 8/26/16
SIGNED DATE

GEORGE M. HOFFMAN HELEN W. HOFFMAN
PRINTED NAME

3 SPRING LANE
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DORIE L. MAHLMANN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

DORIE L. MAHLMANN AUGUST 25, 2016
SIGNED DATE

DORIE L. MAHLMANN
PRINTED NAME

210 B BRAEBURN ROAD
ADDRESS

BARRINGTON HILLS, IL 60010-9637

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Thomas M Pyra, Cathleen A Pyra, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Thomas M Pyra Cathleen A Pyra 8/20/16
DATE

PRINTED NAME

Thomas M Pyra Cathleen A Pyra

ADDRESS

253 Aberdeen Drive 253 Aberdeen Dr
Barrington Hills IL 60010 BHills 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Barbara O'Hara, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Barbara O'Hara 8-25-16
SIGNED DATE

BARBARA O'HARA
PRINTED NAME

809 Downy Lane
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MARK D. POSATERI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mark D. Posateri
SIGNED _____ DATE _____

MARK D POSATERI
PRINTED NAME _____

123 WAGON WHEEL LN
ADDRESS _____
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DAVID J WALAT, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-25-16
SIGNED DATE

DAVID J. WALAT
PRINTED NAME

41 Spring Lane
ADDRESS
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Allyson Campbell, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Allyson Campbell

PRINTED NAME

8/25/16

DATE

65 Windwish Ln, Barrington Hills IL 60010

ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, THOMAS W. WILBECK, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Thomas W. Wilbeck
SIGNED

8/25/16
DATE

PRINTED



Thomas Wilbeck
35 W Surrey Ln
Barrington, IL 60010-8806

ADDRESS

Barrington Hills Resident/ Landowner Statement Concerning the Proposed "Drury Amendment"

I, **Jaleh Sherbini**, am **NOT** opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

I also believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 **DOES NOT** provide the right balance of neighbor protection and freedom to operate best practice horse boarding in addition to, infringement of privacy. Accordingly, I believe that revision and/or review of the 2014 language should be seriously considered at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.



SIGNED 8/25/2016

DATE

JALEH SHERBINI

PRINTED NAME

33 LITTLE BEND RD. BARRINGTON HILLS 60010

ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RICHARD D. MEITZLER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8-25-16 DATE

PRINTED NAME RICHARD D. MEITZLER

ADDRESS 6 WOOD CREEK RD

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Catherine Nealey, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Catherine Nealey 8/24/16
SIGNED DATE

Catherine Nealey
PRINTED NAME

111 Dunrovin Drive
ADDRESS

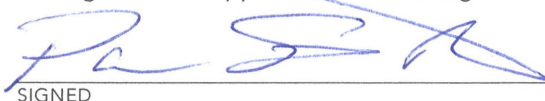
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Pam Sandbulte-Meitzler, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8-24-16

DATE

Pam Sandbulte-Meitzler

PRINTED NAME

6 Woodcreek Rd.

ADDRESS

Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, WAYNE L SCHILD, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Wayne L Schild
SIGNED

8/30/16
DATE

WAYNE L SCHILD
PRINTED NAME

43 BRINKER ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sandra Schild, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sandra L. Schild 8.28.16
SIGNED DATE

Sandra L. E. Schild
PRINTED NAME

43 Brinker Road
ADDRESS

Barrington Hills, IL 60010



Village Clerk <clerk@barringtonhills-il.gov>

Zoning meeting photos taken July 15, 2015 documenting horse manure mgmt complaint 335 Ridge

Pauline Boyle <pauline.boyle@icloud.com>
To: Village Clerk <clerk@barringtonhills-il.gov>

Tue, Aug 30, 2016 at 11:46 AM

















Village Clerk <clerk@barringtonhills-il.gov>

Zoning meeting photos taken July 15, 2015 documenting horse manure mgmt complaint 335 Ridge

Pauline Boyle <pauline.boyle@icloud.com>
To: Village Clerk <clerk@barringtonhills-il.gov>

Tue, Aug 30, 2016 at 11:46 AM

















Village Clerk <clerk@barringtonhills-il.gov>

Additioneel photos Zoning meeting 8/30/16

Pauline Boyle <pauline.boyle@icloud.com>
To: Village Clerk <clerk@barringtonhills-il.gov>

Tue, Aug 30, 2016 at 11:40 AM

Photo taken September 5, 2014

You may also wish to consider that Mr. Pappas has foia 'd all horse manure complaints since 2014. As stated there are numerous complaints - this being one as the water these horses are in is now contaminated and these contaminates are now on my property. According to Kosin in his response to Pappas - there were no complaints since 2014. Again this is false.



SITE OBSERVATION SUMMARY

Village of Barrington Hills – 335 Ridge Road



Date: Thursday, July 11, 2013
Time: 2:30 PM
Location: 335 Ridge Road
Barrington Hills, Illinois

850 Forest Edge Drive, Vernon Hills, IL 60061
TEL 847.478.9700 ■ FAX 847.478.9701

820 Lakeside Drive, Suite 5, Gurnee, IL 60031
TEL 847.855.1100 ■ FAX 847.855.1115

www.gha-engineers.com

Attendees: Ron's Tidy Tank Septic Service
Dan Strahan, GHA Inc.

The Village of Barrington Hills received notice of a suspected septic system failure in the vicinity of the property at 335 Ridge Road. After a recent rainfall event the pond on the property at 335 Ridge flooded onto neighboring properties, and an assertion was made that toilet paper was seen within the ponded area. A septic failure involving sewage discharging onto the ground surface would be in violation of Section 4-2-7(D)-7 of the Village Code. After an initial meeting with the property owner on June 26, the owner made arrangements for Ron's Tidy Tank Septic Service to complete a field locate of the septic system.

White flagging was placed to coincide with the location of the septic field laterals. Based on the determination made by Ron's Septic Service, the septic tank and septic field laterals are located east of the fence line east of the house. Five laterals were located, the first being 65' in length and the remaining four each measuring 75' in length. The ponded water had been pumped down at the time of the site visit, but based on the location it appears that at least three and probably four of the laterals were within the inundated area. A concrete septic tank lid was also visible west of the septic field laterals. Section 4-2-7(D)8(b) of the Village Code prohibits septic systems in areas of flooding, ponding, surface water, etc. As a result the property owner will be notified that the existing septic system will need to be relocated.

During the previous site visit it had been noted that a dumpster utilized to hold manure was adjacent to the barn and subject to flooding. The dumpster had been moved away from the barn at the time of this site visit, outside of the area subject to ponding water.

Copies to: Robert Kosin, Village of Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Connie Stevens, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

[Signature] 8/30/16

SIGNED Connie Stevens DATE

PRINTED NAME
31W952 Penny Rd
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jan Barlow, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Janet A Barlow

8/27/16
DATE

PRINTED NAME Janet A Barlow

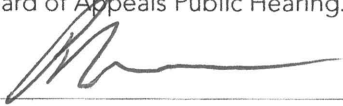
ADDRESS 706 Goodman Ct Barrington Hills, Ill.
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ronald G. Barlow, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED _____ DATE 8-27-16
Ronald G. Barlow
PRINTED NAME _____
706 Goodman Ct.
ADDRESS _____
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paula Kay Johnson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Paula Kay Johnson

DATE

8-28-16

PRINTED NAME

Paula Kay (Pk) Johnson

ADDRESS

35 Brunier Road
BH, IL 60010

Barrington Hills Resident/Landowner Statement

In response to

Proposed "Drury Amendment"

I, **Edward K. Fagan**, wish to state my opposition to the proposed "Drury Amendment" to the Barrington Hills Zoning Code. I have been a resident of Barrington Hills for thirty-three years. I own horses and keep them on my property.

I believe that properly regulated commercial horse boarding facilities are compatible with the nature and lifestyle of our community, and I support them. I believe that the elected officials of the Village are capable of developing regulations that will both support horse boarding and protect the residents and the environment.

I believe that the proposed "Drury Amendment" overreaches in its attempt to control or eliminate commercial horse boarding. It violates well established property rights as guaranteed by the Fifth and Fourteenth Amendments to the United States Constitution and as defined by over two hundred years of common law.

While I object to the proposed amendment as it is currently written, I encourage public debate on this issue and the development and implementation of reasonable and legally supportable measures to regulate commercial horse boarding facilities.



SIGNED

8/30/2016

DATE

Edward Fagan

NAME

146 ALGONQUIN Rd, BARRINGTON HILLS, IL

ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

*I do agree with it
(agree with amendment)*

I, Salvatore M Falco, am ~~opposed~~
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

SIGNED Sal Falco 8/27/16 DATE

PRINTED NAME SAL FALCO

ADDRESS 360 Deepwood Rd
Barrington Hills, IL 60010

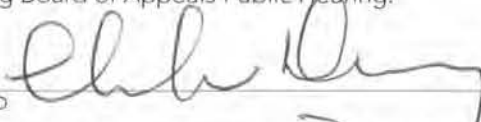
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHARLES DENNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



DATE

10/29/16

PRINTED NAME

CHARLES DENNY

ADDRESS

425 W COUNTY LINE ROAD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Constance M. Christian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Constance M. Christian 8-28-16 DATE
PRINTED NAME Constance M. Christian
ADDRESS 102 Brinker Rd
Barrington Hills IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joyce Makowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Joyce Makowski 8/27-16 DATE

PRINTED NAME Joyce Makowski

ADDRESS 151 W. Dundee Road

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark Stenberg, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Mark Stenberg
2666 Danica Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joy Dato, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Joy Dato 28/8/16 DATE
PRINTED NAME Joy Dato
ADDRESS 10555 Braeburn Rd.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

Diane Daddono, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Diane Daddono 8-28-16
SIGNED DATE

DIANE DADDONO
PRINTED NAME

12 RIDGECROFT LN.
ADDRESS

BARR. HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Luan M. GAVOLA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Luan M. GAVOLA 8/28/16 SIGNED DATE

LUAN M. GAVOLA
PRINTED NAME

20 BARRINGTON BOULE
ADDRESS

BARR HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael Hortke, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.



SIGNED

8/29/16
DATE

Michael Hortke
PRINTED NAME

ADDRESS

18 Creekside Lane, Barrington IL 60010


Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paul Loeber, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-29-16

DATE

PRINTED NAME

Paul Loeber

ADDRESS

112 W. Country Lane Rd
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sharon Bernardo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sharon Bernardo 8-28-16
SIGNED DATE

Sharon Bernardo
PRINTED NAME

221 Oak Knoll Rd
ADDRESS
Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LINDA Simonetti, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Linda Simonetti
SIGNED

8-27-16
DATE

Linda Simonetti
PRINTED NAME

30 E. Surrey Ln.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

MANISCALCO

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GETZ, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Paul Getz

PAUL GETZ

DATE

8-28-16

PRINTED NAME

9 GOOSE LAKE DRIVE

ADDRESS

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHRISTIE A. HANSES, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christie A. Hansas 8-25-2016
SIGNED DATE

CHRISTIE A. HANSES
PRINTED NAME

82 OTIS ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gwyn Mack, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Gwyn Mack
4 Roundstone Ln
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jack Adams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-16

DATE

PRINTED NAME

Jack Adams

ADDRESS

65 W. Surrey Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth G. FORTOFF, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills.

Zoning Board of Appeals Public Hearing.

Elizabeth G. Fortoff 8/27/16
SIGNED DATE

Elizabeth G. FORTOFF
PRINTED NAME

17 Barrington Bouane
ADDRESS

Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark & Jessica Hoffmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mark Hoffmann Jessica Hoffmann 8/27/16
SIGNED DATE
MARK HOFFMANN JESSICA HOFFMANN
PRINTED NAME
39 Brinker Rd
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Stanley F. & Barbara A. Bachleda am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Stanley F. Bachleda Barbara A. Bachleda 08-28-16
SIGNED DATE

Stanley F. BACHLEDA + Barbara A. Bachleda
PRINTED NAME

126 Wagon Wheel Lane
ADDRESS

Barrington Hills, IL 60010-8811

We all are with anti-zoning —
We know what they really are after
MORE LAND - MORE Building
MORE PROFITS. That's why

Barrington Hills is so very
Special — you don't see your
neighbors "Window to Window"
I know I once lived in "The City"

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PASQUALE BERNARDI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

8/28/16
DATE

PASQUALE BERNARDI

2 Bow Lane

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LAURA ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Laura M Alter 8-29-16
SIGNED DATE

LAURA M. ALTER
PRINTED NAME

342 RIDGE ROAD BARRINGTON HILLS IL
ADDRESS 60010

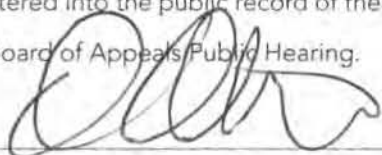
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DANIEL ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/29/16
DATE

DANIE C ALTER

PRINTED NAME

338 RIDGE ROAD

ADDRESS

BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tiffany Karas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

8/27/16

DATE

Tiffany Karas.

366 S. Bateman Circle

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marilyn Hayden, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Marilyn Hayden 8-26-16
SIGNED DATE

MARILYN HAYDEN
PRINTED NAME

352 Deepwood Rd.
ADDRESS

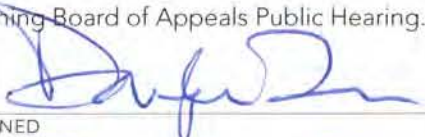
Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas E. Foos, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-26-16
SIGNED DATE

Douglas E. Foos
PRINTED NAME

90 Meadow Hill Rd
ADDRESS
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kerry Schulte, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Kerry Schulte

8/25/16
DATE

PRINTED NAME

Kerry Schulte

ADDRESS

300 Steeplechase Rd. B. Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, a Barrington Hills Resident, ~~am opposed~~ think
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Given backlash of those DATE _____
PRINTED NAME on the radical side of
ADDRESS this issue I choose to
remain anonymous

This is a bunch of BS.

There is nothing in this packet
that explains the difference
between the proposed Amendment and
the language "adopted" (what a farce
those proceedings were!) in 2015. What a
waste of \$ of the trust Mr. Davis
is charged to be a fiduciary of.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lisa Small, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Lisa Small
SIGNED

8/26/16
DATE

Lisa Small
PRINTED NAME

7 Raintree Pl
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Robert Small, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Robert Small 8/26/16
DATE

PRINTED NAME Robert Small

ADDRESS 7 Raintree Pl
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mitch + Lori Bowling, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED [Signature] DATE 8-30-16
Lori Bowling Mitch Bowling
PRINTED NAME
101 W. County Line Rd.
ADDRESS
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Melissa Wood, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

356 old Sutton Rd Barr Hills IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

DIANA JOSEPH & BRUCE GOODHART

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 9.3.16
SIGNED DATE

DIANA JOSEPH & BRUCE GOODHART
PRINTED NAME

1 HICKORY LANE
ADDRESS

BARRINGTON HILLS, IL 60010

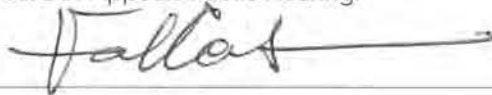
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, VALENTIN & ESTHER COSMAN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/27/16
DATE

PRINTED NAME

Esht Cos
VALENTIN COSMAN
ESTHER COSMAN

ADDRESS

23 BURNING OAK TRL.
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jane Heidkamp, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Jane Heidkamp DATE _____
PRINTED NAME JANE HEIDKAMP
ADDRESS 237 A OAK KNOLL RD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Deborah K. Fulton, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

9/4/16
DATE

Deborah K. Fulton
PRINTED NAME

13 Spring Lane
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas M. Ellis, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Douglas M. Ellis

SIGNED

9/4/16

DATE

Douglas Ellis

PRINTED NAME

13 Spring Lane

ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Andree van Vuren, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED [Signature] 08/26/2016
DATE
PRINTED NAME Andree R. van Vuren
ADDRESS 83 Meadow Hill Rd.
Barrington Hills, IL 60010.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

*I do agree with it
(agree with the amendment)*

I, Salvatore M. Falco, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Sal Falco

8/27/16
DATE

PRINTED NAME

SAL FALCO

ADDRESS

*360 Deepwood Rd
Barrington Hills, IL 60010*

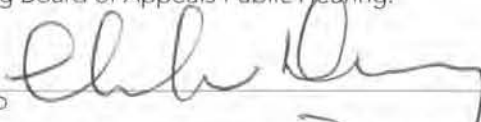
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHARLES DENNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



DATE

10/29/16

PRINTED NAME

CHARLES DENNY

ADDRESS

425 W COUNTY LINE ROAD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DONALD W. PHILLIPS, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

D.W. 8/25/16
SIGNED DATE

DONALD W. PHILLIPS
PRINTED NAME

300 RIDGE ROAD
ADDRESS

BARRINGTON HILLS, ILL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Margaret Furst, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Margaret Furst

8-25-16
DATE

PRINTED NAME Margaret Furst

ADDRESS 4 Jane Lane
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RON FURST, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  DATE 8-25-16

PRINTED NAME RON FURST

ADDRESS 4 JANE LANE

BARRINGTON HILLS IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Govic C. REDDY., am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



Aug 29 / 2016
DATE

PRINTED NAME

Govic C. REDDY.

ADDRESS

14 Longmeadow Dr.

Barrington Hills - IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, John & Mary Budyak, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Budyak 8/30/16 DATE
PRINTED NAME John Budyak, Mary Budyak
ADDRESS 17 Spring Ln
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MATT & Holly Veterian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED MATT & Holly Veterian 8-26-16
DATE
PRINTED NAME MATTHEW VETERIAN & HOLLY VETERIAN

ADDRESS 13 Deepwood Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ross Bogue, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED RAB DATE _____
PRINTED NAME Ross Bogue
ADDRESS 239 Butterfield Rd
Barrington IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MAGGIE BOGUE, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

MAGGIE BOGUE

239 BUTTERNUT RD

BARRINGTON IL

8/25/14

60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, V. VACCARO, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

V. VACCARO 25 AUG 16
SIGNED DATE

V. VACCARO
PRINTED NAME
227 W. COUNTY LINE ROAD
ADDRESS
BARRINGTON HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JAMES NAUMANN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

James Naumann
JAMES NAUMANN

8-28-16

DATE

PRINTED NAME

ADDRESS

11241 HAEGERS BEND RD
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lawrence P. McCarthy, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

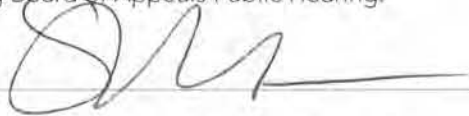
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ELIZA P. DROBNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-26-16
DATE

PRINTED NAME

ELIZA DROBNY

ADDRESS

6 CROSS TIMBER RD.

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Constance M. Christian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Constance M. Christian 8-28-16 DATE
PRINTED NAME Constance M. Christian
ADDRESS 102 Brinker Rd
Barrington Hills IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joyce Makowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Joyce Makowski 8/27-16
DATE

PRINTED NAME Joyce Makowski

ADDRESS 151 W. Dundee Road

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark Stenberg, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Mark Stenberg
2666 Danica Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joy Dato, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Joy Dato
Joy Dato

28/8/16
DATE

PRINTED NAME

ADDRESS

10555 Braeburn Rd.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

Diane Daddono, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Diane Daddono 8-28-16
SIGNED DATE

DIANE DADDONO
PRINTED NAME

12 RIDGECROFT LN.
ADDRESS

BARR. HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Luan M. GAVOLA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Luan M. GAVOLA 8/28/16 SIGNED DATE

LUAN M. GAVOLA
PRINTED NAME

20 BARRINGTON BOULE
ADDRESS

BARR HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael Hortke, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/29/16
SIGNED DATE

Michael Hortke
PRINTED NAME

ADDRESS
18 Creekside Lane, Barrington IL 60010

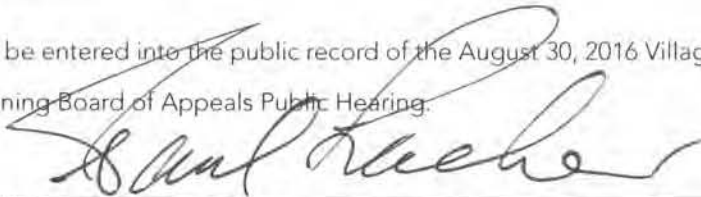
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paul Loeber, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-29-16

DATE

PRINTED NAME

Paul Loeber

ADDRESS

112 W. Country Lane Rd
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sharon Bernardo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sharon Bernardo 8-28-16
SIGNED DATE

Sharon Bernardo
PRINTED NAME

221 OAK Knoll Rd
ADDRESS
Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LINDA Simonetti, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Linda Simonetti
SIGNED

8-27-16
DATE

Linda Simonetti
PRINTED NAME

50 E. Surrey Ln.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

MANISCALCO

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GETZ, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Paul Getz

PAUL GETZ

DATE

8-28-16

PRINTED NAME

9 GOOSE LAKE DRIVE

ADDRESS

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHRISTIE A. HANSES, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christie A. Henses 8-25-2016
SIGNED DATE

CHRISTIE A. HANSES
PRINTED NAME

82 OTIS ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gwyn Mack, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Gwyn Mack
4 Roundstone Ln
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jack Adams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-16

DATE

PRINTED NAME

Jack Adams

ADDRESS

65 W. Surrey Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth G. FORTOFF, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Elizabeth G. Fortoff 8/27/16
SIGNED DATE

Elizabeth G. FORTOFF
PRINTED NAME

17 Barrington Bouane
ADDRESS

Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark & Jessica Hoffmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mark Hoffmann Jessica Hoffmann 8/27/16
SIGNED DATE
MARK HOFFMANN JESSICA HOFFMANN
PRINTED NAME
39 Brinker Rd
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Stanley F. & Barbara A. Bachleda am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Stanley F. Bachleda Barbara A. Bachleda 08-28-16
SIGNED DATE

Stanley F. BACHLEDA + Barbara A. Bachleda
PRINTED NAME

126 Wagon Wheel Lane
ADDRESS

Barrington Hills, IL 60010-8811

We all are with anti-zoning —
We know what they really are after
MORE LAND - MORE Building
MORE PROFITS. That's why

Barrington Hills is so very
special — you don't see your
neighbors "Window to Window"
I know I once lived in "The City"

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PASQUALE BERNARDI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

8/28/16
DATE

PRINTED NAME

PASQUALE BERNARDI

ADDRESS

230 W LANS

BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LAURA ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Laura M Alter 8-29-16
SIGNED DATE

LAURA M. ALTER
PRINTED NAME

342 RIDGE ROAD BARRINGTON HILLS IL
ADDRESS 60010

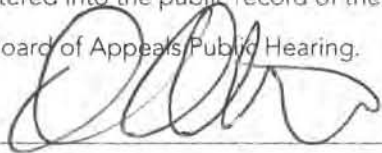
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DANIEL ACTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/29/16
DATE

DANIE C ACTER

PRINTED NAME

338 RIDGE ROAD

ADDRESS

BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tiffany Karas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

8/27/16

DATE

Tiffany Karas.

366 S. Bateman Circle

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marilyn Hayden, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Marilyn Hayden 8-26-16
SIGNED DATE

MARILYN HAYDEN
PRINTED NAME

352 Deepwood Rd.
ADDRESS

Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas E. Foos, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-26-16
SIGNED DATE

Douglas E. Foos
PRINTED NAME

90 Meadow Hill Rd
ADDRESS
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kerry Schulte, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Kerry Schulte

8/25/16
DATE

PRINTED NAME

Kerry Schulte

ADDRESS

300 Steeplechase Rd. B. Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I do agree with it

(agree with amendment)

I, Salvatore M Falco, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Sal Falco

8/27/16
DATE

PRINTED NAME

SAL FALCO

ADDRESS

*360 Deepwood Rd
Barrington Hills, IL 60010*

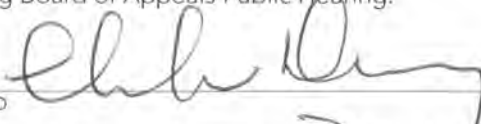
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHARLES DENNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



DATE

10/29/16

PRINTED NAME

CHARLES DENNY

ADDRESS

425 W COUNTY LINE ROAD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Constance M. Christian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Constance M. Christian 8-28-16
DATE
PRINTED NAME Constance M. Christian
ADDRESS 102 Brinker Rd
Barrington Hills IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joyce Makowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Joyce Makowski 8/27-16
DATE

PRINTED NAME Joyce Makowski

ADDRESS 151 W. Dundee Road

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark Stenberg, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Mark Stenberg
2666 Danlea Rd.
Barrington Hills, IL 60010

8-31-16

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joy Dato, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Joy Dato
Joy Dato

28/8/16
DATE

PRINTED NAME

ADDRESS

10555 Braeburn Rd.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

Diane Daddono, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Diane Daddono 8-28-16
SIGNED DATE

DIANE DADDONO
PRINTED NAME

12 RIDGECROFT LN.
ADDRESS

BARR. HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Luan M. GAVOLA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Luan M. GAVOLA 8/28/16 DATE
SIGNED

LUAN M. GAVOLA
PRINTED NAME

20 BARRINGTON BOULE
ADDRESS

BARR HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael Hortke, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/29/16
SIGNED DATE

Michael Hortke
PRINTED NAME

ADDRESS
18 Creekside Lane, Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paul Loeber, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-29-16

DATE

PRINTED NAME

Paul Loeber

ADDRESS

112 W. County Line Rd
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sharon Bernardo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sharon Bernardo 8-28-16
SIGNED DATE

Sharon Bernardo
PRINTED NAME

221 Oak Knoll Rd
ADDRESS
Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LINDA Simonetti, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Linda Simonetti
SIGNED

8-27-16
DATE

Linda Simonetti
PRINTED NAME

50 E. Surrey Ln.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

MANISCALCO

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GETZ, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Paul Getz

PAUL GETZ

DATE

8-28-16

PRINTED NAME

9 GOOSE LAKE DRIVE

ADDRESS

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHRISTIE A. HANSES, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christie A. Hansas
SIGNED

8.25.2016
DATE

CHRISTIE A. HANSES
PRINTED NAME

82 OTIS ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gwyn Mack, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Gwyn Mack
4 Roundstone Ln
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jack Adams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-16

DATE

PRINTED NAME

Jack Adams

ADDRESS

65 W. Surrey Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth G. FORTOFT, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Elizabeth G. Fortoft
SIGNED

8/27/16 DATE

Elizabeth G. FORTOFT
PRINTED NAME

17 Barrington Boune

ADDRESS

Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark & Jessica Hoffmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mark Hoffmann Jessica Hoffmann 8/27/16
SIGNED DATE
MARK HOFFMANN JESSICA HOFFMANN
PRINTED NAME
39 Brinker Rd
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Stanley F. & Barbara A. Bachleda am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Stanley F. Bachleda Barbara A. Bachleda 08-28-16
SIGNED DATE

Stanley F. BACHLEDA + Barbara A. Bachleda
PRINTED NAME

126 Wagon Wheel Lane
ADDRESS

Barrington Hills, IL 60010-8811

We all are with anti-zoning —
We know what they really are after
MORE LAND - MORE Building
MORE PROFITS. That's why

Barrington Hills is so very
special — you don't see your
neighbors "Window to Window"
I know I once lived in "The City"

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PASQUALE BERNARDI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

8/28/16
DATE

PASQUALE BERNARDI
PRINTED NAME

2 Bow Lane
ADDRESS

Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LAURA ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Laura M Alter 8-29-16
SIGNED DATE

LAURA M. ALTER
PRINTED NAME

342 RIDGE ROAD BARRINGTON HILLS, IL
ADDRESS 60010

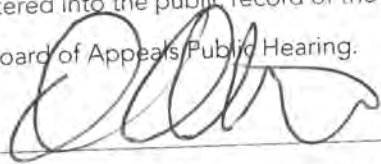
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DANIEL ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/29/16
DATE

PRINTED NAME

DANIEL C ALTER

ADDRESS

338 RIDGE ROAD

BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tiffany Karas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/27/16 DATE

PRINTED NAME Tiffany Karas.

ADDRESS 366 S. Bateman Circle
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marilyn Hayden, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Marilyn Hayden 8-26-16
DATE

PRINTED NAME MARILYN HAYDEN

ADDRESS 352 Deepwood Rd.

Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas E. Foos, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

8-26-16
DATE

Douglas E. Foos
PRINTED NAME

90 Meadow Hill Rd
ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kerry Schmitt, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Kerry Schmitt

8/25/16
DATE

PRINTED NAME

Kerry Schmitt

ADDRESS

300 Steeplechase Rd. B. Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, a Barrington Hills Resident, ~~am opposed~~ think
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Given backlash of those DATE _____
PRINTED NAME on the radical side of
ADDRESS this issue I choose to
remain anonymous

This is a bunch of BS.

There is nothing in this packet
that explains the difference
between the proposed Amendment and
the language "adopted" (what a farce
those proceedings were!) in 2015. What a
waste of \$ of the trust Mr. Davis
is charged to be a fiduciary of.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lisa Small, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Lisa Small
SIGNED

8/26/16
DATE

Lisa Small
PRINTED NAME

7 Raintree Pl
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Robert Small, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/26/16
DATE

PRINTED NAME Robert Small

ADDRESS 7 Raintree Pl
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mitch + Lori Bowling, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED   DATE 8-30-16
PRINTED NAME Lori Bowling Mitch Bowling

ADDRESS 101 W. County Line Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Melissa Wood, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

Wood Aug 27, 2016
SIGNED DATE

Melissa Wood
PRINTED NAME

356 old Sutton Rd Barr Hills IL
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

DIANA JOSEPH & BRUCE GOODHART

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 9.3.16
SIGNED DATE

DIANA JOSEPH & BRUCE GOODHART
PRINTED NAME

1 HICKORY LANE
ADDRESS

BARRINGTON HILLS, IL 60010

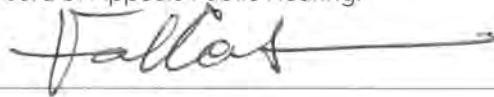
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, VALENTIN & ESTHER COSMAN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/27/16
DATE

PRINTED NAME

Esht Cos
VALENTIN COSMAN
ESTHER COSMAN

ADDRESS

23 BURNING OAK TRL.
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jane Heidkamp, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Jane Heidkamp DATE _____
PRINTED NAME JANE HEIDKAMP
ADDRESS 237 A OAK KNOLL RD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Deborah K. Fulton, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

9/4/16
DATE

Deborah K. Fulton
PRINTED NAME

13 Spring Lane
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas M. Ellis, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Douglas M. Ellis

SIGNED

9/4/16

DATE

Douglas Ellis

PRINTED NAME

13 Spring Lane

ADDRESS


Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Andree van Vuren, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  08/26/2016
DATE
PRINTED NAME Andree R. van Vuren
ADDRESS 83 Meadow Hill Rd.
Barrington Hills, IL 60010.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

*I do agree with it
(agree with amendment)*

I, Salvatore M Falco, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Sal Falco

8/27/16

DATE

PRINTED NAME

SAL FALCO

ADDRESS

*360 Deepwood Rd
Barrington Hills, IL 60010*

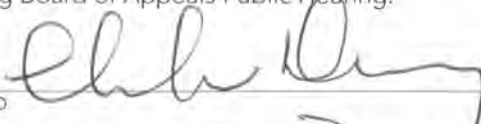
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHARLES DENNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



DATE

10/29/16

PRINTED NAME

CHARLES DENNY

ADDRESS

425 W COUNTY LINE ROAD
BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DONALD W. PHILLIPS, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

D.W. 8/25/16
SIGNED DATE

DONALD W. PHILLIPS
PRINTED NAME

300 RIDGE ROAD
ADDRESS

BARRINGTON HILLS, ILL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Margaret Furst, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Margaret Furst

8-25-16
DATE

PRINTED NAME Margaret Furst

ADDRESS 4 Jane Lane

Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, RON FURST, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8-25-16
SIGNED DATE

RON FURST
PRINTED NAME

4 JANE LANE
ADDRESS

BARRINGTON HILLS IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Govind REDDY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



Aug 29 / 2016
DATE

PRINTED NAME

Govind REDDY

ADDRESS

14 Longmeadow Dr.

Barrington Hills - IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, John & Mary Budyak, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Budyak

8/30/16

DATE

PRINTED NAME

John Budyak, Mary Budyak

ADDRESS

17 Spring Ln
Barrington Hills, IL 60016

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MATT & Holly Veterian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED MATT & Holly Veterian 8-26-16
DATE
PRINTED NAME MATTHEW VETERIAN & HOLLY VETERIAN

ADDRESS 13 Deepwood Rd.
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ross Bogue, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED RAB DATE _____
PRINTED NAME Ross Bogue
ADDRESS 239 Butternut Rd
Barrington IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MAGGIE BOGUE, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

MAGGIE BOGUE

239 BUTTERNUT RD

BARRINGTON IL

8/25/14

60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, V. VACCARO, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills

Zoning Board of Appeals Public Hearing.

V. VACCARO 25 AUG 16
SIGNED DATE

V. VACCARO
PRINTED NAME
227-W. COUNTY LINE ROAD
ADDRESS
BARRINGTON HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JAMES NAUMANN, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

James Naumann
JAMES NAUMANN

8-28-16

DATE

PRINTED NAME

ADDRESS

11241 HAEGERS BEND RD
BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Lawrence P. McCarthy, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Lawrence P. McCarthy

Lawrence P. McCarthy

7 Woodcreek Rd

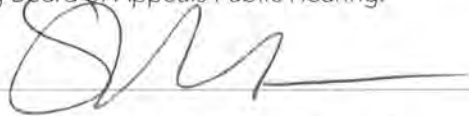
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, ELIZA P. DROBNY, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-26-16
DATE

PRINTED NAME

ELIZA DROBNY

ADDRESS

6 CROSS TIMBER RD.

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Constance M. Christian, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Constance M. Christian 8-28-16
DATE
PRINTED NAME Constance M. Christian
ADDRESS 102 Brinker Rd
Barrington Hills IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joyce Makowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Joyce Makowski 8/27-16
DATE

PRINTED NAME Joyce Makowski

ADDRESS 151 W. Dundee Road

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark Stenberg, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Mark Stenberg
2666 Danlea Rd.
Barrington Hills, IL 60010

8-31-16

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Joy Dato, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Joy Dato
Joy Dato

28/8/16
DATE

PRINTED NAME

ADDRESS

10555 Braeburn Rd.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

Diane Daddono, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Diane Daddono 8-28-16
SIGNED DATE

DIANE DADDONO
PRINTED NAME

12 RIDGECROFT LN.
ADDRESS

BARR. HILLS 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Luan M. GAVOLA, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Luan M. GAVOLA 8/28/16 DATE
SIGNED

LUAN M. GAVOLA
PRINTED NAME

20 BARRINGTON BOULE
ADDRESS

BARR HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael Hortke, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

 8/29/16
SIGNED DATE

Michael Hortke
PRINTED NAME

ADDRESS
18 Creekside Lane, Barrington IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Paul Loeber, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-29-16

DATE

PRINTED NAME

Paul Loeber

ADDRESS

112 W. County Line Rd
Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sharon Bernardo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Sharon Bernardo 8-28-16
SIGNED DATE

Sharon Bernardo
PRINTED NAME

221 Oak Knoll Rd
ADDRESS
Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LINDA Simonetti, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Linda Simonetti
SIGNED

8-27-16
DATE

Linda Simonetti
PRINTED NAME

50 E. Surrey Ln.
ADDRESS

BARRINGTON HILLS, IL. 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, _____, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Joseph J. Maniscalco *Aug 28, 2016*
JOSEPHINE MANISCALCO
90 EAST SURREY LANE
BARRINGTON HILLS, IL 60010

MANISCALCO

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PAUL GETZ, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Paul Getz

PAUL GETZ

DATE

8-28-16

PRINTED NAME

9 GOOSE LAKE DRIVE

ADDRESS

BARRINGTON HILLS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, CHRISTIE A. HANSES, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Christie A. Hansas 8.25.2016
SIGNED DATE

CHRISTIE A. HANSES
PRINTED NAME

82 OTIS ROAD
ADDRESS

BARRINGTON HILLS, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Gwyn Mack, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

DATE

PRINTED NAME

ADDRESS

Gwyn Mack
4 Roundstone Ln

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jack Adams, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8-25-16

DATE

PRINTED NAME

Jack Adams

ADDRESS

65 W. Surrey Lane

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Elizabeth G. FORTOFT, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Elizabeth G. Fortoft 8/27/16
SIGNED DATE

Elizabeth G. FORTOFT
PRINTED NAME

17 Barrington Bouanne
ADDRESS

Barrington, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Mark & Jessica Hoffmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Mark Hoffmann Jessica Hoffmann 8/27/16
SIGNED DATE
MARK HOFFMANN JESSICA HOFFMANN
PRINTED NAME
39 Brinker Rd
ADDRESS
Barrington Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Stanley F. & Barbara A. Bachleda am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Stanley F. Bachleda Barbara A. Bachleda 08-28-16
SIGNED DATE

Stanley F. BACHLEDA + Barbara A. Bachleda
PRINTED NAME

126 Wagon Wheel Lane
ADDRESS

Barrington Hills, IL 60010-8811

We all are with anti-zoning —
We know what they really are after
MORE LAND - MORE Building
MORE PROFITS. That's why

Barrington Hills is so very
special — you don't see your
neighbors "Window to Window"
I know I once lived in "The City"

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, PASQUALE BERNARDI, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

8/28/16
DATE

PRINTED NAME

PASQUALE BERNARDI

ADDRESS

230 W LANE

BARRINGTON IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, LAURA ALTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Laura M Alter 8-29-16
SIGNED DATE

LAURA M. ALTER
PRINTED NAME

342 RIDGE ROAD BARRINGTON HILLS IL
ADDRESS 60010

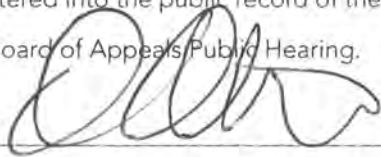
Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, DANIEL ACTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED



8/29/16
DATE

DANIE C ACTER

PRINTED NAME

338 RIDGE ROAD

ADDRESS

BARRINGTON HILLS IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tiffany Karas, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/27/16 DATE

PRINTED NAME Tiffany Karas.

ADDRESS 366 S. Bateman Circle
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Marilyn Hayden, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Marilyn Hayden 8-26-16
SIGNED DATE

MARILYN HAYDEN
PRINTED NAME

352 Deepwood Rd.
ADDRESS

Barrington Hills, IL
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Douglas E. Foos, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED

8-26-16
DATE

Douglas E. Foos
PRINTED NAME

90 Meadow Hill Rd
ADDRESS

Barrington Hills IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Kerry Schuster, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

Kerry Schuster

8/25/16
DATE

PRINTED NAME

Kerry Schuster

ADDRESS

300 Steeplechase Rd. B. Hills

ENCLOSURES AS AMENDED ON SEPTEMBER 1, 2016

1. LeCompte Testimony 8/1/2016
2. Chronological history of Oakwood Farm and Village litigation over horse boarding
3. Pre 2006 home occupation clause showing original 'notwithstanding clause'
4. Home occupation changes in section 5-3-4(D)3(g) of code in June 2006, showing amended 'notwithstanding clause with addition of hourly limitations
5. Dan Lundmark's comments that any concerns about ground water contamination by manure are without merit 4/14/10
6. Von Meier Comments at ZBA 5/19/10, wrongly *ignoring* 'notwithstanding clause and saying many barns are in violation of the 5-3-4(D) requirements
7. Equestrian Committee chairman, Dan Lundmark's comments at 8/15/11 ZBA meeting showing the history of the 'notwithstanding clause'
8. Jason Elder's letter to ZBA 6/11/14 concerning risk to all equestrian facilities from March 2014 Appellate court ruling
9. Letter from Michael Smoron to RCBH regarding potential adverse impact of appellate ruling on all barns in the village
10. Analysis of Section 5-3-4(D) of the zoning code prior to the March 2014 amendment showing no equestrian facility could ever comply with all of 5-3-4(D) requirements, and therefore the reason for the 'notwithstanding clause'
11. Village Contradictions regarding legality of horse boarding
12. Mike Harrington Analysis of 2015 Amendment: 12/15/2014 explaining his reasoning for supporting the *Anderson II* amendment
13. Pfaff analysis of Drury text amendment 7/17/2016 showing that with Drury's amendment there could be no horse boarding in the village
14. Quintessential Barrington article reinforcing equestrian nature of the village
15. Drury suit against the Village with Burney statement regarding his objection at the 9/11/14 ZBA hearing where he that it was illegal for a citizen to file an amendment. Yet, that is exactly what he is now
16. Certified Village traffic study showing no traffic problem whatsoever at Oakwood Farm

17. Excerpts from 8/28/2008 LeCompte ZBA hearing asking that the cease and desist against Oakwood Farm not be enforced pending review of the code and amendment to allow facilities like Oakwood Farm
18. 3/28/11 BOT executive session minutes showing LeCompte barn in compliance with Home Occupation predicated upon applying correct meaning of the notwithstanding clause which is contrary to the incorrect von Meier interpretation
19. Stieper and Burney reversal of opinions: Stieper 2011 objection to amendment while litigation going on yet pushing for it now, and 2014 Burney objection to individual being able to submit an amendment, a point upon which he has now completely reversed his opinion
20. New 2007 Building code for barns over 13,700 allowing large barns to be built. Why go to the trouble if these barns are not allowed by the code as Burney and Stieper claim?
21. Zoning definition of accessory building with disjunctive, "or", which shows that only one of the three parameters need be true
22. State Board of election appeal saying 2011 technical election errors were inadvertent and unintentional, and thus waiving fines
23. Conjunctive vs. disjunctive explanation
24. Retroactive application of amendment and reasoning and legal precedent for such. Also Village's potential liability for violation of the 14th amendment's equal protection clause
25. Need for retroactive legislation because of Village's inconsistent interpretation and application of home occupation laws regarding horse boarding between 2006 and 2014,
26. Newspaper clipping from 1996 showing Drury sponsors polo match at Oakwood Farm, yet in 2008 claims polo field is a nuisance and pushes for its closure
27. Excerpts from 8/13/2008 ZBA hearing on the cease and desist which showed that Chairman Knight would not let me proceed with countering the complaints of Drury and McLaughlin
28. Multiple excerpts from 8/28/2008 ZBA hearing on LeCompte cease and desist showing ZBA asked that it not be enforced until they had a chance to revisit the regulations on horse boarding to allow facilities such as mine (Actually some duplication from #18 above)

29. Excerpt from 12/3/2014 ZBA hearing showing another inconsistency in Village interpreting a disjunctive as a conjunctive, where as previously they had not
30. Certified Copy of March 15, 2011 Shuman Letter noting Oakwood Farm as a home occupation
31. 10/19/2007 memorandum on BOCA building code for barns showing extra steps needed for large barns

Below submitted 9/1/16

32. Agricultural requirements for boarding and training horses as amended in March 2015, showing requirements more strict than previously
33. Home occupation code for boarding and training horses as amended in March 2015 showing requirements for horse boarding to be more strict than previously
34. Election propaganda lies from Drury supported entity stating that LeCompte built his barns without village supervisions and the approved building and occupancy permits which negate this allegation.
35. Overhead photo of LeCompte barn and Drury property showing Drury's barn, manure dumpster, sand paddocks, and arena far closer than LeCompte's to Drury's house; LeCompte main farm entrance off of Bateman; farm seldom used Deepwood entrance far away from Drury's main drive and considerably east of Drury's art Studio such that no cars to farm would ever pass by either
36. Overhead photo of LeCompte barn and riding center showing LeCompte equestrian facility not out of keeping with the neighborhood, as Drury claims
37. Overhead photo of Drury manure dumpster showing recently constructed enclosure but with gate open, manure dumpster top open, and manure overflowing. As an aside Drury's dumpster was in violation of the code for over 20 years because of its close proximity to the street and lack of shielding. Additionally, because it is only about 50 feet from my property line it would be illegal even under his newly proposed criteria.
38. Drury election propaganda and prevarications, '*Citizens for Better Governments*', with election board filings showing Drury Contributions. Note committee started with over \$2900 that is not accounted for by the report, and committee not formed until 5 days after the election so propaganda was anonymous at the time of the election

39. Excerpt from 12/2/14 where Don Schuman states that he did edit the 'Schuman' letter and gave permission for the clerk to sign it. Also, intentional prevarication in excerpt from page 23 of 7/8/11 Drury amended complaint against LeCompte that states, "Don Schuman did not sign or authorize the so-called Schuman Letter". Note again the disjunctive 'or'.
40. Excerpt from page 16 -17 of 7/8/11 Drury amended complaint against LeCompte where Von Meier is quoted as saying that many barns are in violation of the home occupation code, again misinterpreting the 'notwithstanding clause
41. Excerpts of 9/11/14 ZBA hearing with Schuman testimony showing applicants never asked about boarding horses when applying for permit, contradicting Drury's claim that I misled the village
42. March 29, 2011 Lynch letter verifying Schuman letter acknowledging me as a home occupation
43. Front page of Village web site showing the banner title of being an equestrian community
44. 9/11/14 testimony showing ability to file complaint and process to investigate, contrary to testimony
45. Questions for Drury, which Wolfram refused to require Drury to answer, despite instructions at the beginning of the hearing saying that the applicant could be questioned

Agricultural requirements for Boarding and training horses as amended in March 2015

(A) Agriculture:

1. Permits: Other than those regulations specifically provided for in subsection (A)2a of this section, the provisions of this title shall not impose regulations or require permits with respect to land used or to be used for agricultural purposes.
2. Boarding And Training Of Horses And Rider Instruction: Regulations: The following provisions listed in this subsection (A)2a shall apply to the boarding and training of horses and rider instruction:
 - (1) Hours: **The hours of operation** of boarding and training facilities shall be:
 - a) employees (not residing on the property): from six o'clock (6:00) A.M. to nine o'clock (9:00) P.M. or thirty (30) minutes past dusk, whichever is later;
 - b) boarders and riders receiving instruction: from seven o'clock (7:00) A.M. to eight thirty o'clock (8:30) P.M. or dusk, whichever is later;
 - c) use of machinery: seven o'clock (7:00) A.M. to nine o'clock (9:00) P.M. These hourly restrictions shall not apply in the event of emergencies.
 - (2) Activities Located On Same Lot: No property shall be allowed to conduct the activities subject to the regulations under this subsection (A)2 **that is not located on the same zoning lot or lots under the same ownership and/or control as the residence of the owner or operator of the related facility.**
 - (3) Waste Management: All barns shall have **an animal waste management protocol consistent with published acceptable standards** and in full compliance with section [7-2-5](#) of this code.
 - (4) Lighting: Lighting for barns, stables and arenas shall only be directed onto the property for which such uses occur such that there is no direct illumination of any adjacent property from such lighting. In all respects, **lighting for any activities or structures used in agriculture shall comply with all other provisions of this code.**
 - (5) Nuisance Causing Activities: It is **unlawful for any person operating a boarding and training facility to allow or permit any animal to cause serious or habitual disturbance or annoyance by frequent or habitual noisy conduct, which shall annoy, injure or endanger safety, health, comfort or repose of others.** "Noisy conduct" is defined as noise which can be heard

Home occupation code for boarding and training horses on less than 10 acre, as amended in March 2015

(D) Home Occupation: The intent of this subsection is to provide peace, quiet and domestic tranquility within all residential neighborhoods within the village and in order to guarantee to all residents freedom from nuisances, fire hazards, excessive noise, light and traffic, and other possible effects of business or commercial uses being conducted in residential districts. It is further the intent of this subsection to regulate the operation of a home occupation so that the general public will be unaware of its existence. A home occupation shall be conducted in a manner which does not give an outward appearance nor manifest characteristics of a business which would infringe upon the right of neighboring residents to enjoy the peaceful occupancy of their dwelling units or infringe upon or change the intent or character of the residential district.

1. Authorization: Subject to the limitations of this subsection, any home occupation that is customarily incidental to the principal use of a building as a dwelling shall be permitted in any residential zoning district.

2. Definition: A "home occupation" is any lawful business, profession, occupation or trade conducted from a principal building or an accessory building in a residential district that:

- a. Is conducted for gain or support by a full time occupant of a dwelling unit; and
- b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes, **except that it is recognized that any barn, stable, or arena, may exceed the size of the dwelling unit;** and
- c. Does not change the essential residential character of such dwelling unit or the surrounding neighborhood.

3. Use Limitations:

a. Employee Limitations:

(1) The owner of every home occupation shall be a person that is a full time occupant of the dwelling unit where such occupation is conducted.

(2) No more than two (2) employees or subcontractors, other than the full time occupants of a dwelling unit shall be engaged or employed in connection with, or otherwise participate in the operation of, a home occupation at any one

CAN BE ATTRIBUTED TO FORMER VILLAGE PRESIDENT BOB ABBLOUD AND HIS ALLIES:

BB
54

- 2001
 - + Abboud first elected to the Barrington Hills Board of Trustees
 - + Save5Acres formed to fight Duda Property now controlled by JR Davis
- 2005
 - + Abboud elected President of Barrington Hills
- 2007
 - + Comprehensive Plan altered for "horse" to appear 94 times
- 2008
 - + Cell Tower Fiasco (ironically LeCompte lobbied AGAINST)
- 2009
 - + Abboud re-elected now with Board majority (Messer appointed)
 - + LeCompte builds giant barn without village oversight
- 2010
 - + Barrington Hills sues LeCompte and wins lawsuit
 - + Village grossly overpays Abboud's lawyers
 - + Steve Knoop's Lighting/Dark Sky Fiasco
 - + Abboud's appointees on Commissions begin horse boarding controversy
- 2011
 - + Messer, Meroni and Selman elected (financed by Save5Acres)
 - + Illinois Board of Elections cites Messer, Selman & Meroni
 - + Schumman letter appears 34 days after LeCompte donation
- 2013
 - + Marty McLaughlin elected Village President by large majority
 - + Abboud makes illegal commission appointments before leaving office
- 2014
 - + President McLaughlin attempts to cut spending and reduce legal fees
 - + Abboud's Trustees block McLaughlin's efforts
 - + Horse Boarding amendment forced through ZBA and BOT by Abboud's allies
- 2015
 - + Knowing he would have a tough time getting re-elected, Messer retires
 - + Selman and Meroni seek re-election under new "SOS" committee
 - + SOS campaign run by Abboud allies

**ABBLOUD, GOHL, MESSER, KNOOP,
MERONI, SELMAN, SAVE5ACRES,
THE RIDING CLUB OF BARRINGTON
HILLS, LUNDMARK, HARRINGTON**

We've had nothing but discord and divisiveness for the last 10 years thanks to these individuals. This election is the final clean up from Bob Abboud's 10 years of influence peddling and Chicago-style politics.

Vote for those who have no ties to Abboud and the controversies of the past.
VOTE FOR BRYAN CROLL, MICHELLE MAISON AND BRIAN CECOLA ON APRIL 7TH.

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

FILE COPY

DOUGLAS E. WAMBACH
DIRECT DIAL NUMBER
(312) 840-7010
dwambach@burkelaw.com

November 20, 2007

Dr. Benjamin B. LeCompte, III
350 Bateman Road
Barrington Hills, Illinois 60010

Re: Oakwood Farm

Dear Dr. LeCompte:

As the Village attorney, I have been asked by the Village of Barrington Hills to respond to your letter of November 1, 2007. After a careful review of all of the facts and circumstances regarding this situation, the Village is prepared to issue the occupancy certificates with respect to the buildings built under Building Permits 4507 and 4586.

With respect to the building permit for proposed Phase III, attached are memoranda from B&F Technical Code Services, McDonough Associates and Burnridge Cassell Associates specifying the additional items required to process the application and issue the building permit. You should engage a licensed Illinois architect or engineer to provide the required supplemental plans.

Very truly yours,


Douglas E. Wambach

DEW/dh
Enclosure

cc: Mr. Robert Abboud (via e-mail)
Mr. George Schueppert (via e-mail)
Mr. Robert Kosin (via e-mail)
Mr. Neal Waltmire (via e-mail)
Mr. Ken Michaels (via e-mail)

Village of Barrington Hills

COOK, KANE, LAKE AND McHENRY COUNTIES, ILLINOIS

Certificate of Compliance and Occupancy

This certifies that the building erected or premises affected under Village of Barrington Hills

Building Permit No. 4586

for Mr. Benjamin LeCompte
(Name and Address of Owner)

at 350 Bateman Road, Barrington Hills, IL 60010
(Street Address of Building or premises covered in this permit)

on 01-07-200-002
(Real Estate Index Number) (Subdivision and Lot)

has been satisfactorily completed and may be legally occupied for

Accessory Building purposes.
(Agricultural, Single-family residence, Commercial or Industrial, Etc.)

Dated 11-20-07

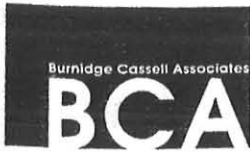
Approved by: [Signature]
Building Commissioner

VILLAGE OF BARRINGTON HILLS

By: [Signature]
Village President

It is unlawful to occupy or use this building or premises except as herein specified. A permit shall be secured from the Building Commissioner to change the kind of occupancy or use of this building or premises to a purpose other than specified herein.

KEEP THIS CERTIFICATE WITH YOUR DEED AND OTHER VALUABLE PAPERS



2425 Royal Boulevard, Elgin, Illinois 60123
Ph: 847.695.5840 Fax: 847.695.6579 www.bca-arch.com

July 28, 2006

Building and Zoning Department
Village of Barrington Hills
112 Algonquin Road
Barrington, Illinois 60010

LeCompte / M M Engineering Services: 8424-1205A
Phase 2 Barn Extension

ARCHITECTURAL DRAWING REVIEW

I have reviewed the resubmittal of the above referenced project and it was not definitive that the following items were addressed. The items need to be noted on the drawings so it is apparent to whomever is building the structure that these items are required. Items referenced to sheets in my comments were removed from the drawings but that doesn't mean they won't be included in the building.

Note: When resubmitting drawings for review, please cloud all changes made.

A. Provide a note with this information.

Above ground waste – Schedule 40 PVC, 1120 Series.
Below grade waste – Cast Iron.
Above grade water – Type L Copper.
Below grade water – Type K Copper.

Provide air chambers at all fixtures, including water closets.

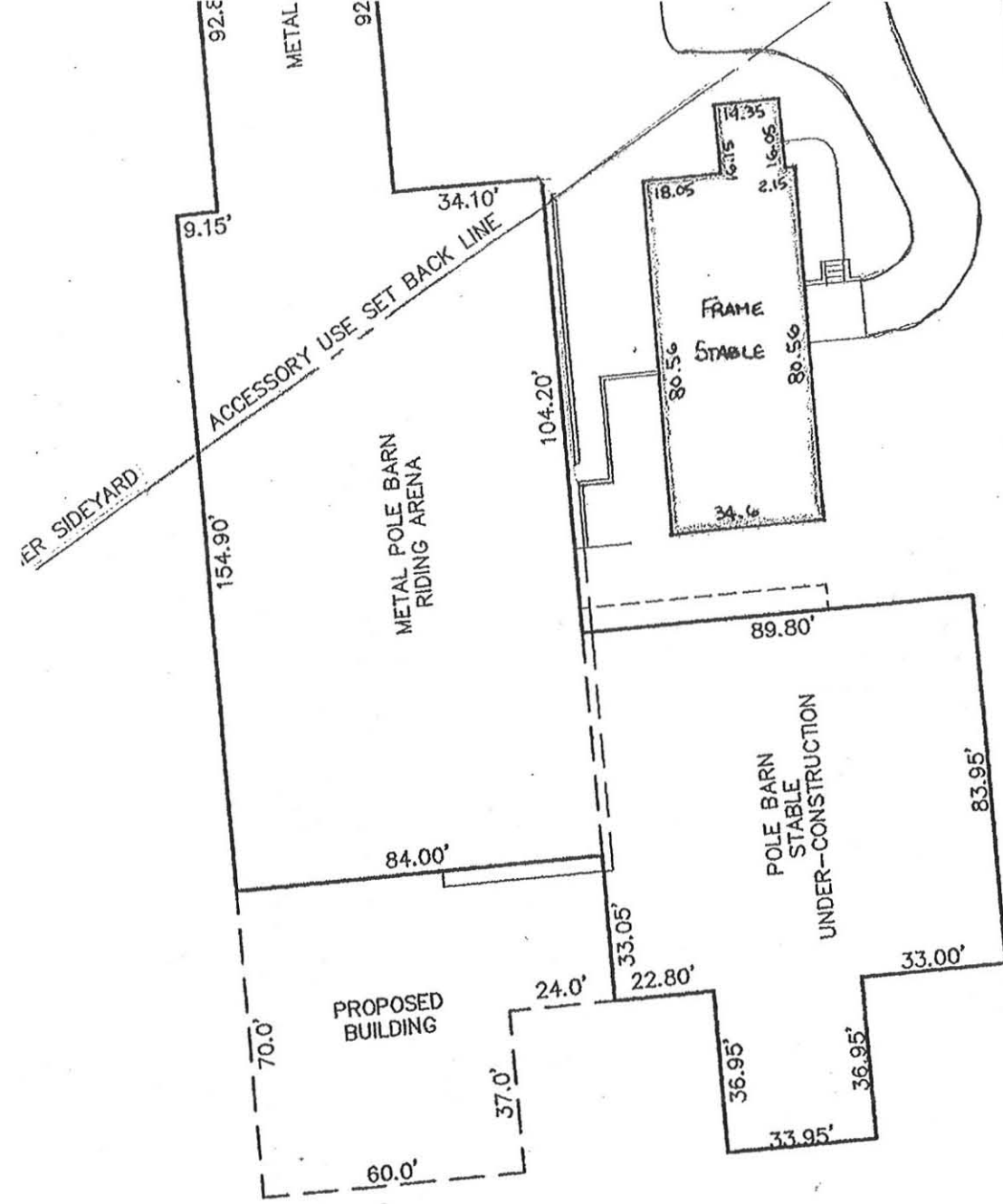
- B. Provide a note that says if gas fired heaters are provided, they require sealed combustion chambers and to draw their supply air from outside the building.
- C. Provide a note that all electrical conductors are to be solid copper in electrical metallic tubing.
- D. Provide a note that all concrete slabs require wire mesh reinforcing.
- E. Okay.
- F. Provide a note that all electrical receptacles, except in an enclosed tack room, require ground fault protection.

AREA CALCULATION

Main Level

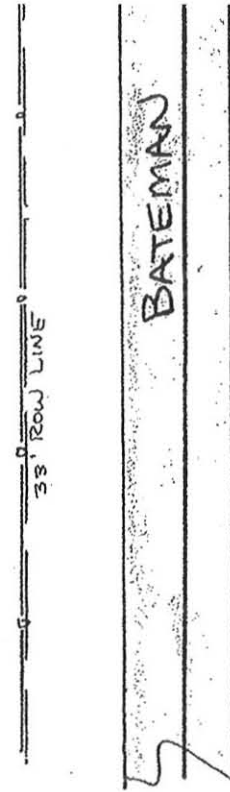
4,125 square feet.
Submitted by Barry LeCompte

8-11-06
APPROVED
BY
HOTEL
D. Mmm



BUILDING DETAIL "A"
SCALE: 1"=40.0'

SETBACK LINES SHOWN ARE
BASED ON 1988 VILL. OF
BARRINGTON HILLS ZONING
ORDINANCE (R1 DISTRICT)
SEE ORDINANCE FOR NUMEROUS
SETBACK REQUIREMENTS WHICH
AFFECT ALL USES OF THIS
PROPERTY!



any codes not all met - per [signature]

*APPROVED
J. M. W.*

*PLANS
W/2
APPENDIX
SHEETS*

**VILLAGE
COPY**

**LE COMPTE
PHASE II**

President
JAMES A. KEMPE

Trustees
THEODORE L. HORNE, Pro-Tem
ROBERT G. ABBOD, JR.
FRITZ H. GOHL, JR.
DARIA G. SAPP
WALTER E. SMITHE
JULIE McKEVITT

MARLA J. RUSSO, Clerk
GRACE WYTMAR, Deputy Clerk



TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050

112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199

April 13, 2005

Mr. and Mrs. Benjamin LeCompte
350 Bateman Road
Barrington Hills, IL 60010

Re: Indoor Riding Arena

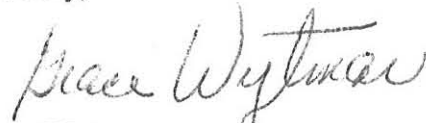
Dear Mr. and Mrs. LeCompte:

This letter serves as your receipt of documentation submitted to us for a permit for an indoor riding arena. Authorization is hereby given to commence construction in a manner consistent with the purpose of the application and in conformance with Village ordinances.

Please be advised that due to a change of personnel in the Building Department, this authorization is conditional upon the full resumption of services. Further, it is the responsibility of the applicant to obtain full and final authorization. This responsibility includes a fee to be collected as determined for the initial plan review and required inspections. The fee amount will be established in due course along with the other administrative duties in the Building Department.

Nothing in the nature of this authorization shall be construed to relieve the applicant from complying with all applicable Village ordinances, rules and regulations.

Sincerely,


Grace Wytmar
Deputy Village Clerk

c: Building Officer

APPLICATION FOR BUILDING PERMIT

No. 4586

VILLAGE OF BARRINGTON HILLS: COOK, KANE, LAKE AND MCHENRY COUNTIES, ILLINOIS

Application is hereby made on (Date) OCTOBER 7, 2005 to permit building on a property as herein described.

Real Estate Index Number(s) 01-07-200-002-0000 Volume # 001

Property Address 350 Bateman Road Mailing Address Same

This permit is to be issued for the purpose of Accessory Building

Foundation: ☐ Basement (☐ full or ☐ partial) ☐ Crawl Space ☐ Slab on Grade ☒ Other Post FRAME/Footing Pers

Construction: ☐ Frame ☐ Masonry ☒ Pole ☐ Other _____ Stories 1 Height 10

Length 78 Width 84 Rooms (not including halls, baths, closets) 0 ☒ Attic 1 Room

Number of plumbing fixtures: Tubs and/or Showers _____ Toilets _____ Lavatories _____ Sinks _____ Laundry Tubs _____

Bidets 0 Floor Drains 0 HWH 0 Sumps 0 HVAC System: ☐ Hot Air ☐ Hot Water ☐ Other 0

Setbacks:	Front <u>150</u>	Side <u>150</u>	Side <u>150</u>	Rear <u>150</u>	Floodplain
Proposed	<u>150+</u>	<u>150+</u>	<u>150+</u>	<u>150+</u>	
Required	<u>150</u>	<u>100</u>	<u>100</u>	<u>100</u>	

BP# 4507

The items are more fully set forth in the plans submitted with this application. The estimate of cost of building includes material and labor contemplated for all construction work necessary for completion and receipt of a Certificate of Compliance and Occupancy.

Owner <u>Benjamin B. LeCompte</u>	Address <u>350 Bateman Rd</u>	Phone <u>897-381-2514</u>	TOTAL COST \$ <u>125K</u>
General <u>Lanco Builders</u>	Address <u>22 N 029 St Pepper Rd</u>	Phone <u>847-277-1606</u>	
Excavator <u>Same AS ABOVE</u>	Address _____	Phone _____	
Cement Mason <u>11</u>	Address _____	Phone _____	
Brick Mason <u>N/A</u>	Address _____	Phone _____	
Carpenter <u>Same AS ABOVE</u>	Address _____	Phone _____	
Plumber <u>N/A</u>	Address _____	Phone _____	
Plumber's License No. <u>N/A</u>	State _____	County _____	
Electrician <u>MER Electrical Contr.</u>	Address <u>23752 N Midlothian Rd</u>	Phone <u>847-438-7592</u>	
HVAC Contractor <u>N/A</u>	Address _____	Phone _____	
Insulator <u>N/A</u>	Address _____	Phone _____	
Drywall <u>N/A</u>	Address _____	Phone _____	
Roofer <u>Lanco Builders</u>	Address _____	Phone _____	
Well Driller <u>N/A</u>	Address _____	Phone _____	
Well Driller's State License No. <u>N/A</u>			
Septic Installer <u>N/A</u>	Address _____	Phone _____	
Septic Installer's State License No. <u>N/A</u>			
Architect <u>Midwest Engineering</u>	Address <u>5231 Kane Rd WI</u>	Phone <u>715-876-5555</u>	

No error or omission in either plans or application, whether said plans or application has been approved by the Building Officer or not, shall permit or relieve the applicant from building in any other manner than that provided for in the ordinances of this Village. The applicant, having read this application and fully understanding the intent thereof, declares that with the owner's consent the statements made are true to the best of his knowledge and belief.

Cathleen B. LeCompte 10/7/2005
Applicant's Signature Date

FEE REVIEW

(A) Plan Review and Inspection

- ☐ 1. Single Family Residence except Plumbing _____
- ☐ 2. Single Family Residence Add'n/Alt'n except Plumbing _____
- ☒ 3. Accessory Building 300.00
- ☐ 4. Accessory Uses _____
- ☐ 5. Plumbing/Septic System _____
- ☐ 6. Additional Inspections or Plan Revisions 60.00

(B) Percolation Test

(C) Zoning Certificate

(D) Certificate of Occupancy 100.00

Building Permit Fee \$460.00
Overweight Permit Fee _____
Filing Fee Paid (Receipt No. 18802) (100.00)

TOTAL DUE \$360.00

No permit shall be issued unless the application and supporting documentation is in compliance with the provisions of the Building Code and all other provisions of the Village Code and unless the applicable fee has been paid. See Fee Schedule and other information on the back of this form.

APPROVAL

Application Approved by Roger L Fox Building Officer
Date of Approval 10-21-05

Building Department Phone Number 847-551-3003



- Imagery ©2016 Google, Map data ©2016 Google 200ft
- ① Drury Swimming Pool
 - ② Polo Field
 - 13 Drury Barn

- ⑥ My barn
- ⑦ My indoor Arena
- ⑧ What appears to be Drury's outdoor Arena
- ⑨ My outdoor Arena
- ⑩ Drury Tennis Court

- ① Drury Dumpster
- ② My Manure Spreader
- ③ Drury House
- ④ Drury Art Studio
- ⑤ Drury Barn

<https://www.google.com/maps/@42.1398191,-88.2257396,438m/data=!3m1!1e3>

Google Maps



Imagery ©2016 Google, Map data ©2016 Google 200 ft

① My Equestrian Complex
② Riding Center



CAN BE ATTRIBUTED TO FORMER VILLAGE PRESIDENT BOB ABBLOUD AND HIS ALLIES:

38

- 2001** — + Abboud first elected to the Barrington Hills Board of Trustees
+ Save5Acres formed to fight Duda Property now controlled by JR Davis
- 2005** — + Abboud elected President of Barrington Hills
- 2007** — + Comprehensive Plan altered for "horse" to appear 94 times
- 2008** — + Cell Tower Fiasco (ironically LeCompte lobbied AGAINST)
- 2009** — + Abboud re-elected now with Board majority (Messer appointed)
+ LeCompte builds giant barn without village oversight
- 2010** — + Barrington Hills sues LeCompte and wins lawsuit
+ Village grossly overpays Abboud's lawyers
+ Steve Knoop's Lighting/Dark Sky Fiasco
+ Abboud's appointees on Commissions begin horse boarding controversy
- 2011** — + Messer, Meroni and Selman elected (financed by Save5Acres)
+ Illinois Board of Elections cites Messer, Selman & Meroni
+ Schumman letter appears 34 days after LeCompte donation
- 2013** — + Marty McLaughlin elected Village President by large majority
+ Abboud makes illegal commission appointments before leaving office
- 2014** — + President McLaughlin attempts to cut spending and reduce legal fees
+ Abboud's Trustees block McLaughlin's efforts
+ Horse Boarding amendment forced through ZBA and BOT by Abboud's allies
- 2015** — + Knowing he would have a tough time getting re-elected, Messer retires
+ Selman and Meroni seek re-election under new "SOS" committee
+ SOS campaign run by Abboud allies

**ABBLOUD, GOHL, MESSER, KNOOP,
MERONI, SELMAN, SAVE5ACRES,
THE RIDING CLUB OF BARRINGTON
HILLS, LUNDMARK, HARRINGTON**

We've had nothing but discord and divisiveness for the last 10 years thanks to these individuals. This election is the final clean up from Bob Abboud's 10 years of influence peddling and Chicago-style politics.

Vote for those who have no ties to Abboud and the controversies of the past.
VOTE FOR BRYAN CROLL, MICHELLE MAISON AND BRIAN CECOLA ON APRIL 7TH.

THE LE COMPTE FAMILY
350 BATEMAN RD
BARRINGTON IL 60010-7614



Y

BARRINGTON HILLS POLICE DEPARTMENT

INCIDENT REPORT

RD NO. 10
PAGE 1

Police	UCR Code	Da
ice	9002	

Pull the plug on
Lighting Ordinances



DOB
City
Road
Barr

News updated: 7/12/2013 2:53 PM

AG's office reviews Barrington Hills e mayor's appointments

...all from Hill an
ast evening (2
...employee of the farm observed a subject
...Spring Creek Ro
...relayed that the employee followed the offending vehicle until it was pulled over for speeding by
BHPD Officer (Ofc. Baird) on Haegers Bend Road north of Spring Creek. Ofc. Baird issued the subject a ti
for speeding (55/25 10-1048) and the driver was identified as Dan Lundmark. Barrington H

LIGHT POLLUTION BY STEVE KNOOP, TRUSTEE

This being the International Year of Astronomy, celebrating the 400th anniversary of Galileo discovering the Milky Way, I am delighted to report that the village recently passed a Proclamation stating its continued intent to preserve our dark skies and to become the 2nd municipality in the nation designated as a dark sky community. Barrington Hills' leadership on this issue has led other BACOG communities and civic organizations to commend us and in some cases pass similar Proclamations of their own (we received a commendation from Illinois' Governor Pat Quinn).

Over the past year, I have written several articles for this newsletter expressing my concern about the increasing prevalence of excessive landscape lighting in the village. As seen on the cover of the November issue of National Geographic, highlighting specifically the Chicago region, excessive lighting is ruining our night sky and many think our own village character. The growth in the use of decorative outdoor lighting is not commensurate with the semi-rural community character which we all love and want to protect. Excessive lighting causes energy wastage and light trespassing which affects our

continued on page 3

...against Mr. Lundmark, the owner of th
...that the area where
...matter with McHenry County if they
...peak with Mr. Lundmark about his act
...back after speaking with
...riate.

...Mr. Lundmark readily admitt
...of looking at all the signs in Barringt
...tions. Mr. Lundma
...er action taken.

State Board of Elections
Agenda February 22, 2012

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Failure to comply with a board order
15) SBE v. Save5Acres for Barrington Hills Trustees, 23119, 11MA036; (pg.78)
...campaign disclosure items
...audits of political committees; (pg.79)
...aints & expenditures; (pg.80)
... (pgs.81-82)

Submitted by Barry LeCompte



Citizens for Better Government

Purpose: Work toward better government in Barrington Hills

P O Box 111
Barrington, IL 60010

Final

Committee ID 30603

Type of Committee: Political Action
Creation Date: 4/10/2015

Officers

Candidates

Report Type	Reporting Period	Filed	Pages	Clarification
D-2 Final Report	4/1/2015 to 6/30/2015	7/10/2015 2:50:04 PM Filed on paper	3	
A-1 (\$1000+ Year Round)	4/1/2015 to 6/30/2015	4/27/2015 12:27:49 PM Filed on paper	1	
D-1 Statement of Organization		4/27/2015		

(Amendment)		12:27:20 PM Filed on paper	2	
A-1 (\$1000+ Year Round)	4/1/2015 to 6/30/2015	4/14/2015 3:31:25 PM Filed on paper	1	
D-1 Statement of Organization		4/14/2015 3:21:47 PM Filed on paper	2	

Records 1 to 5 of 5

[Return to Committee Search](#)

PSV-PUBWEB2



FORM D-2	REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (CHECK APPROPRIATE BOXES) (PLEASE TYPE OR PRINT IN BLACK INK)	FOR OFFICE USE ONLY
	<input checked="" type="checkbox"/> Quarterly Report: (check one) <input type="checkbox"/> 1 st , <input checked="" type="checkbox"/> 2 nd , <input type="checkbox"/> 3 rd , <input type="checkbox"/> 4 th <input checked="" type="checkbox"/> Final Report <input type="checkbox"/> Amendment of the Report Indicated Above	STATE BOARD OF ELECTIONS 15 JUL 10 PM 2:43 30603-3 COMMITTEE ID#
Full name and complete mailing address of Political Committee: Citizens for Better Government PO Box 111 Barrington, IL 60010 <input type="checkbox"/> CHECK IF ADDRESS CHANGE		
e-mail address: puccinelli9@comcast.net		
REPORTING PERIOD 4/1/15 6/30/15 FROM THRU	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD: \$ 2,958.82 Repeat this amount in SECTION D line (A).	ALL POLITICAL COMMITTEES RETURN TO STATE BOARD OF ELECTIONS 2329 S MACARTHUR BLVD SPRINGFIELD, IL 62704-4503 OR STATE BOARD OF ELECTIONS JAMES R THOMPSON CENTER 100 W RANDOLPH ST. STE 14-100 CHICAGO IL 60601 3232

SECTION A - RECEIPTS**1. Individual Contributions**

a. Itemized (from Schedule A): \$ 8,590.71 (1a)
b. Not-Itemized: \$ (1b)

2. Transfers In

a. Itemized (from Schedule A): \$ (2a)
b. Not-Itemized: \$ (2b)

3. Loans Received

a. Itemized (from Schedule A): \$ (3a)
b. Not-Itemized: \$ (3b)

4. Other Receipts

a. Itemized (from Schedule A): \$ (4a)
b. Not-Itemized: \$ (4b)

TOTAL RECEIPTS (1a thru 4b) \$

5. In-Kind Contributions

a. Itemized (from Schedule I): \$ (5a)
b. Not-Itemized: \$ (5b)

TOTAL IN-KIND (5a+5b) \$

Name & address of person submitting this report if other than the
committee's chairman or treasurer:

VERIFICATION

I DECLARE THAT THIS QUARTERLY REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (INCLUDING ACCOMPANYING SCHEDULES AND STATEMENTS)
HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT AS REQUIRED BY ARTICLE 9 OF
THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE STATEMENT IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1,001 AND
UP TO \$5,000.

SIGNATURE OF COMMITTEE'S TREASURER OR CANDIDATE ONLY

THIS FORM MAY BE REPRODUCED

PAGE 1 of 2

SECTION B - EXPENDITURES**6. Transfers Out**

a. Itemized (from Schedule B): \$ (6a)
b. Not-Itemized: \$ (6b)

7. Loans made

a. Itemized (from Schedule B): \$ (7a)
b. Not-Itemized: \$ (7b)

8. Expenditures

a. Itemized (from Schedule B): \$ 11,529.53 (8a)
b. Not-Itemized: \$ (8b)

9. Independent Expenditures

a. Itemized (from Schedule B-9): \$ (9a)
b. Not-Itemized: \$ (9b)

TOTAL EXPENDITURES (6a thru 9b) \$

SECTION C - DEBTS AND OBLIGATIONS

(Include previously reported unpaid debts)

10. a. Itemized (from Schedule C): \$ (10a)
b. Not-Itemized: \$ (10b)

TOTAL DEBTS & OBLIGATIONS: \$

SECTION D - CASH BALANCE

Cash available at the beginning of the

the reporting period: \$ 2,958.82 (A)

Total Receipts from Section A: \$ 8,590.71 (B)

Total Cash (A) plus (B) \$ 11,529.53 (C)

Total Expenditures from Section B: \$ 11,529.53 (D)

Funds available at the close of the

reporting period (C) minus (D): \$ 0 (E)

INVESTMENTS TOTAL \$ 0 (F)

DATE

REVISED 5/1/15

NAME OF POLITICAL COMMITTEE:

REPORTING PERIOD

FOR OFFICE USE ONLY

Citizens for Better Government (CDBG) 4/1/15

8/30/15

FROM

THRU

SCHEDULE B EXPENDITURES

CHECK THE PART OF FORM D-2 BEING ITEMIZED:



PART #6 TRANSFERS OUT

EXPENDITURES TO POLITICAL
COMMITTEES - INCLUDING TICKET &
RAFFLE PURCHASES

PART #7 LOANS MADE



PART #8 EXPENDITURES

POLITICAL COMMITTEE

IDENTIFICATION No.

30603

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.

ITEMIZED EXPENDITURES FULL NAME, MAILING ADDRESS, AND ZIP CODE	DATE OF EXPENDITURE	PURPOSE	BENEFICIARY	AMOUNT OF EACH EXPENDITURE THIS REPORTING PERIOD	AGGREGATE AMOUNT THIS REPORTING PERIOD
Cor Strategies 738 E Dunder Rd #251 Palatine IL 60074	4/10/15	Mailing	Citizens for Better Government	2,841.14	2,841.14
Cor Strategies 738 E Dunder Rd #251 Palatine IL 60074	4/10/15	Mailing	Citizens for Better Government	2,958.82	5,799.96
Cor Strategies 738 E Dunder Rd #251 Palatine IL 60074	4/24/15	Mailing	Citizens for Better Government	5,000	10,799.96
Cor Strategies 738 E Dunder Rd #251 Palatine IL 60074	5/26/15	Mailing	Citizens for Better Government	749.57	11,529.53

USE SEPARATE SCHEDULE B FOR EACH PARTS 6, 7, & 8

TOTAL THIS PERIOD \$ 11,529.53

THIS FORM MAY BE REPRODUCED

PAGE 3

REVISED 1-1-11



FORM

D-1

STATEMENT OF ORGANIZATION

PLEASE TYPE OR PRINT IN BLACK INK

FOR OFFICE USE ONLY

2015 APR 16 PM 1:04

STATE BOARD OF ELECTIONS

Full name and complete mailing address of Political Committee:
Citizens for Better Government
PO Box 111
Barrington, IL 60010

E-MAIL ADDRESS: puccinelli9@comcast.net

☐ CHECK HERE IF ADDRESS CHANGEPOLITICAL COMMITTEE
IDENTIFICATION No.

30603-c3

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.

1.	DATE COMMITTEE CREATED: 4/10/15	2.	AMOUNT OF FUNDS AVAILABLE AS OF CREATION DATE: \$2958.82
3.	<input checked="" type="checkbox"/> NEW COMMITTEE (MUST BE FILED WITHIN 10 DAYS OF CREATION OR WITHIN 2 DAYS IF CREATED WITHIN 30 DAYS BEFORE AN ELECTION.) <input type="checkbox"/> AMENDMENT (MUST BE FILED WITHIN 10 DAYS OF <u>ANY</u> CHANGES. ENTER ONLY THOSE CHANGES FROM LAST D-1 ON FILE.) <input type="checkbox"/> REACTIVATING		
4.	POLITICAL COMMITTEE'S DESIGNATION: ALL COMMITTEES CHOOSE ONLY ONE: <input type="checkbox"/> CANDIDATE POLITICAL COMMITTEE* *For purposes of contribution limits and reporting requirements a Candidate Political Committee supporting a candidate for multiple offices elected at different elections must designate an election cycle by listing the appropriate office. This office is: _____ <input checked="" type="checkbox"/> POLITICAL ACTION COMMITTEE <input type="checkbox"/> POLITICAL PARTY COMMITTEE <input type="checkbox"/> BALLOT INITIATIVE COMMITTEE <input type="checkbox"/> INDEPENDENT-EXPENDITURE-ONLY PAC** ** May not make direct contributions or coordinated expenditures.		
5.	POLITICAL COMMITTEE'S AREA OF ACTIVITY, SCOPE, AND PARTY AFFILIATION. A. THIS COMMITTEE WILL PRIMARILY OPERATE IN THE FOLLOWING COUNTY(IES) OR DISTRICT(S): (not applicable if operating statewide or supporting/opposing statewide candidates or ballot initiatives) Barrington Hills, IL _____ B. POLITICAL PARTY AFFILIATION: _____ C. NAME AND ADDRESS OF EACH SPONSORING ENTITY: _____		
6.	PURPOSE OF THE POLITICAL COMMITTEE. Work toward better Government in Barrington Hills		
7.	CANDIDATE(S) THE COMMITTEE IS SUPPORTING OR OPPOSING. (IF AMENDING, LIST ALL AS OF TODAY'S DATE.)		

NAME AND ADDRESS	SUPPORT	OPPOSE	OFFICE	PARTY AFFILIATION
Mary Naumann, 11241 Haegers Bend Rd. Karen Selman, 116 Brinker Rd. Patty Meroni, 5 Bellwood All in Barrington Hills, IL 60010	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Village Trustee, Village of Barrington Hills, IL	None

IF MORE SPACE FOR INFORMATION IS REQUIRED, PLEASE ATTACH ADDITIONAL SHEETS.

THIS FORM MAY BE REPRODUCED

PAGE 1 OF 2

Revised 7/9/12

Submitted by Barry LeCompte

COMMITTEE NAME:	POLITICAL COMMITTEE IDENTIFICATION No.: 3060303
-----------------	--

8. REQUIRED COMMITTEE OFFICERS.

POSITION	NAME	MAILING ADDRESS, DAYTIME PHONE NUMBER, AND E-MAIL ADDRESS
CHAIRMAN	Ralph Puccinelli	450 Old Mill Grove Rd., Lake Zurich, IL 60010 (847) 401-4595 Puccinelli9@comcast.net
TREASURER	Ralph Puccinelli	450 Old Mill Grove Rd., Lake Zurich, IL 60010 (847) 401-4595 Puccinelli9@comcast.net

9. POSITION, NAME & MAILING ADDRESS OF EACH CUSTODIAN OF THE COMMITTEE'S BOOKS AND ACCOUNTS.

POSITION	NAME	MAILING ADDRESS, DAYTIME PHONE NUMBER, AND E-MAIL ADDRESS
Deputy	Ralph Puccinelli	450 Old Mill Grove Rd., Lake Zurich (847) 401-4595 Puccinelli9@comcast.net

**10. LIST OF ALL FINANCIAL INSTITUTIONS AND OTHER REPOSITORIES OF THE COMMITTEE FUNDS.
(IF AMENDING, LIST ALL AS OF TODAY'S DATE.)**

NAME	MAILING ADDRESS AND PHONE NUMBER
Barrington Bank & Trust	201 S. Hough St., Barrington, IL 60010 (847) 842-4500

11. DISPOSITION OF RESIDUAL FUNDS IN THE EVENT OF DISSOLUTION OR TERMINATION OF THE COMMITTEE:

- ☒ RETURN TO CONTRIBUTORS IN AMOUNTS NOT TO EXCEED THEIR INDIVIDUAL CONTRIBUTIONS.
☐ TRANSFER TO ANOTHER POLITICAL COMMITTEE: _____
☐ TRANSFER TO A CHARITABLE ORGANIZATION: _____

IF MORE SPACE FOR INFORMATION IS REQUIRED, PLEASE ATTACH ADDITIONAL SHEETS.

VERIFICATION- BALLOT INITIATIVE COMMITTEES ONLY

I DECLARE THAT THIS BALLOT INITIATIVE COMMITTEE IS FORMED FOR THE PURPOSE OF SUPPORTING OR OPPOSING A QUESTION OF PUBLIC POLICY. ALL CONTRIBUTIONS AND EXPENDITURES OF THE COMMITTEE WILL BE USED FOR THE PURPOSE DESCRIBED IN THIS STATEMENT OF ORGANIZATION. THE COMMITTEE MAY ACCEPT UNLIMITED CONTRIBUTIONS FROM ANY SOURCE, PROVIDED THAT THIS BALLOT INITIATIVE COMMITTEE DOES NOT MAKE CONTRIBUTIONS OR EXPENDITURES IN SUPPORT OF OR OPPOSITION TO A CANDIDATE OR CANDIDATES FOR NOMINATION FOR ELECTION, ELECTION, OR RETENTION, AND FAILURE TO ABIDE BY THESE REQUIREMENTS SHALL DEEM THIS COMMITTEE IN VIOLATION OF THIS ARTICLE. (10 ILCS 5/9)

RALPH PUCCINELLI  **4/10/15**
 PRINTED AND WRITTEN SIGNATURE OF COMMITTEE CHAIRPERSON DATE

VERIFICATION: INDEPENDENT EXPENDITURE COMMITTEES ONLY

I DECLARE THAT (i) THIS INDEPENDENT EXPENDITURE COMMITTEE IS FORMED FOR THE EXCLUSIVE PURPOSE OF MAKING INDEPENDENT EXPENDITURES, (ii) ALL CONTRIBUTIONS AND EXPENDITURES OF THE COMMITTEE WILL BE USED FOR THE PURPOSE DESCRIBED IN THE STATEMENT OF ORGANIZATION, (iii) THE COMMITTEE MAY ACCEPT UNLIMITED CONTRIBUTIONS FROM ANY SOURCE, PROVIDED THAT THE INDEPENDENT EXPENDITURE COMMITTEE DOES NOT MAKE CONTRIBUTIONS TO ANY CANDIDATE POLITICAL COMMITTEE, POLITICAL PARTY COMMITTEE, OR POLITICAL ACTION COMMITTEE, AND (iv) FAILURE TO ABIDE BY THESE REQUIREMENTS SHALL DEEM THE COMMITTEE IN VIOLATION OF THIS ARTICLE.

PRINTED AND WRITTEN SIGNATURE OF COMMITTEE CHAIRPERSON DATE

VERIFICATION: ALL POLITICAL COMMITTEES

I DECLARE THAT THIS STATEMENT OF ORGANIZATION (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENT(S)) HAS BEEN EXAMINED BY ME AND, TO THE BEST OF MY KNOWLEDGE AND BELIEF, IS A TRUE, CORRECT, AND COMPLETE STATEMENT OF ORGANIZATION AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE STATEMENT IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1001 AND UP TO \$5000.

PRINTED AND WRITTEN SIGNATURE OF TREASURER OR CANDIDATE DATE

THE ILLINOIS STATE BOARD OF ELECTIONS REQUIRES THE DISCLOSURE OF INFORMATION THAT IS NECESSARY IF YOU QUALIFY AS A POLITICAL COMMITTEE AS OUTLINED UNDER PUBLIC ACT 78-1183. WILLFUL FAILURE TO FILE OR WILLFUL FILING OF FALSE OR INCOMPLETE INFORMATION REQUIRED BY THIS ARTICLE SHALL CONSTITUTE A BUSINESS OFFENSE SUBJECT TO A FINE OF UP TO \$5000. THIS FORM IS IN COMPLIANCE WITH THE FORMS MANAGEMENT PROGRAM ACT.

ALL POLITICAL COMMITTEES RETURN TO:

STATE BOARD OF ELECTIONS 2329 S MACARTHUR BLVD SPRINGFIELD, IL 62704-4503 fax: 217-557-5630 e-mail: D1@ELECTIONS.IL.GOV (D-1s ONLY)	STATE BOARD OF ELECTIONS JAMES R. THOMPSON CENTER 100 W RANDOLPH ST, STE 14-100 CHICAGO, IL 60601-3232 fax: 312-814-6485 e-mail: D1@ELECTIONS.IL.GOV (D-1s ONLY)
--	--



FORM

D-1

STATEMENT OF ORGANIZATION

PLEASE TYPE OR PRINT IN BLACK INK

FOR OFFICE USE ONLY

Full name and complete mailing address of Political Committee:

Citizens for Better Government
PO Box 111
Barrington, IL 60010

E-MAIL ADDRESS: puccinelli9@comcast.net

☐ CHECK HERE IF ADDRESS CHANGEPOLITICAL COMMITTEE
IDENTIFICATION No.

30603-03

SEE PAMPHLET "A GUIDE TO CAMPAIGN DISCLOSURE" FOR GUIDANCE.

1.	DATE COMMITTEE CREATED:	2.	AMOUNT OF FUNDS AVAILABLE AS OF CREATION DATE :\$		
3.	<input type="checkbox"/> NEW COMMITTEE (MUST BE FILED WITHIN 10 DAYS OF CREATION OR WITHIN 2 DAYS IF CREATED WITHIN 30 DAYS BEFORE AN ELECTION.) <input checked="" type="checkbox"/> AMENDMENT (MUST BE FILED WITHIN 10 DAYS OF <u>ANY</u> CHANGES. <u>ENTER ONLY THOSE CHANGES FROM LAST D-1 ON FILE.</u>) <input type="checkbox"/> REACTIVATING				
4.	POLITICAL COMMITTEE'S DESIGNATION: <u>ALL COMMITTEES CHOOSE ONLY ONE:</u> <input type="checkbox"/> CANDIDATE POLITICAL COMMITTEE* *For purposes of contribution limits and reporting requirements a Candidate Political Committee supporting a candidate for multiple offices elected at different elections must designate an election cycle by listing the appropriate office. This office is: _____ <input type="checkbox"/> POLITICAL ACTION COMMITTEE <input type="checkbox"/> POLITICAL PARTY COMMITTEE <input type="checkbox"/> BALLOT INITIATIVE COMMITTEE <input type="checkbox"/> INDEPENDENT-EXPENDITURE-ONLY PAC** ** May not make direct contributions or coordinated expenditures.				
5.	POLITICAL COMMITTEE'S AREA OF ACTIVITY, SCOPE, AND PARTY AFFILIATION. A. THIS COMMITTEE WILL PRIMARILY OPERATE IN THE FOLLOWING COUNTY(IES) OR DISTRICT(S): (not applicable if operating statewide or supporting/opposing statewide candidates or ballot initiatives) _____ B. POLITICAL PARTY AFFILIATION: _____ C. NAME AND ADDRESS OF EACH SPONSORING ENTITY: _____				
6.	PURPOSE OF THE POLITICAL COMMITTEE.				
7.	CANDIDATE(S) THE COMMITTEE IS SUPPORTING OR OPPOSING. (IF AMENDING, LIST ALL AS OF TODAY'S DATE.)				
NAME AND ADDRESS		SUPPORT	OPPOSE	OFFICE	PARTY AFFILIATION
		<input type="checkbox"/>	<input type="checkbox"/>		

IF MORE SPACE FOR INFORMATION IS REQUIRED, PLEASE ATTACH ADDITIONAL SHEETS.

THIS FORM MAY BE REPRODUCED

PAGE 1 OF 2

Revised 7/9/12

Submitted by Barry LeCompte

COMMITTEE NAME:

POLITICAL COMMITTEE IDENTIFICATION No.: 3060303

8. REQUIRED COMMITTEE OFFICERS.

POSITION	NAME	MAILING ADDRESS, DAYTIME PHONE NUMBER, AND E-MAIL ADDRESS
CHAIRMAN		
TREASURER		

9. POSITION, NAME & MAILING ADDRESS OF EACH CUSTODIAN OF THE COMMITTEE'S BOOKS AND ACCOUNTS.

POSITION	NAME	MAILING ADDRESS, DAYTIME PHONE NUMBER, AND E-MAIL ADDRESS

**10. LIST OF ALL FINANCIAL INSTITUTIONS AND OTHER REPOSITORIES OF THE COMMITTEE FUNDS.
(IF AMENDING, LIST ALL AS OF TODAY'S DATE.)**

NAME	MAILING ADDRESS AND PHONE NUMBER

11. DISPOSITION OF RESIDUAL FUNDS IN THE EVENT OF DISSOLUTION OR TERMINATION OF THE COMMITTEE:

- ☐ RETURN TO CONTRIBUTORS IN AMOUNTS NOT TO EXCEED THEIR INDIVIDUAL CONTRIBUTIONS.
- ☐ TRANSFER TO ANOTHER POLITICAL COMMITTEE: _____
- ☐ TRANSFER TO A CHARITABLE ORGANIZATION: _____

IF MORE SPACE FOR INFORMATION IS REQUIRED, PLEASE ATTACH ADDITIONAL SHEETS.

VERIFICATION - BALLOT INITIATIVE COMMITTEES ONLY

I DECLARE THAT THIS BALLOT INITIATIVE COMMITTEE IS FORMED FOR THE PURPOSE OF SUPPORTING OR OPPOSING A QUESTION OF PUBLIC POLICY. ALL CONTRIBUTIONS AND EXPENDITURES OF THE COMMITTEE WILL BE USED FOR THE PURPOSE DESCRIBED IN THIS STATEMENT OF ORGANIZATION. THE COMMITTEE MAY ACCEPT UNLIMITED CONTRIBUTIONS FROM ANY SOURCE, PROVIDED THAT THIS BALLOT INITIATIVE COMMITTEE DOES NOT MAKE CONTRIBUTIONS OR EXPENDITURES IN SUPPORT OF OR OPPOSITION TO A CANDIDATE OR CANDIDATES FOR NOMINATION FOR ELECTION, ELECTION, OR RETENTION, AND FAILURE TO ABIDE BY THESE REQUIREMENTS SHALL DEEM THIS COMMITTEE IN VIOLATION OF THIS ARTICLE. (10 ILCS 5/6)

PRINTED AND WRITTEN SIGNATURE OF COMMITTEE CHAIRPERSON**DATE****VERIFICATION: INDEPENDENT EXPENDITURE COMMITTEES ONLY**

I DECLARE THAT (i) THIS INDEPENDENT EXPENDITURE COMMITTEE IS FORMED FOR THE EXCLUSIVE PURPOSE OF MAKING INDEPENDENT EXPENDITURES, (ii) ALL CONTRIBUTIONS AND EXPENDITURES OF THE COMMITTEE WILL BE USED FOR THE PURPOSE DESCRIBED IN THIS STATEMENT OF ORGANIZATION, (iii) THE COMMITTEE MAY ACCEPT UNLIMITED CONTRIBUTIONS FROM ANY SOURCE, PROVIDED THAT THE INDEPENDENT EXPENDITURE COMMITTEE DOES NOT MAKE CONTRIBUTIONS TO ANY CANDIDATE POLITICAL COMMITTEE, POLITICAL PARTY COMMITTEE OR POLITICAL ACTION COMMITTEE, AND (iv) FAILURE TO ABIDE BY THESE REQUIREMENTS SHALL DEEM THE COMMITTEE IN VIOLATION OF THIS ARTICLE.

PRINTED AND WRITTEN SIGNATURE OF COMMITTEE CHAIRPERSON**DATE****VERIFICATION: ALL POLITICAL COMMITTEES**

I DECLARE THAT THIS STATEMENT OF ORGANIZATION (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND, TO THE BEST OF MY KNOWLEDGE AND BELIEF, IS A TRUE, CORRECT, AND COMPLETE STATEMENT OF ORGANIZATION AS REQUIRED BY ARTICLE 7 OF THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE STATEMENT IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1001 AND UP TO \$5000.

PRINTED AND WRITTEN SIGNATURE OF TREASURER OR CANDIDATE**DATE**

THE ILLINOIS STATE BOARD OF ELECTIONS REQUIRES THE DISCLOSURE OF INFORMATION THAT IS NECESSARY IF YOU QUALIFY AS A POLITICAL COMMITTEE AS OUTLINED UNDER PUBLIC ACT 78-1183. WILLFUL FAILURE TO FILE OR WILLFUL FILING OF FALSE OR INCOMPLETE INFORMATION REQUIRED BY THIS ARTICLE SHALL CONSTITUTE A BUSINESS OFFENSE SUBJECT TO A FINE OF UP TO \$5000. THIS FORM IS IN COMPLIANCE WITH THE FORMS MANAGEMENT PROGRAM ACT.

ALL POLITICAL COMMITTEES RETURN TO:

STATE BOARD OF ELECTIONS
2329 S. MACARTHUR BLVD
SPRINGFIELD, IL 62704-4503

fax: 217-557-5830
e-mail: D1@ELECTIONS.IL.GOV (D-1s ONLY)

STATE BOARD OF ELECTIONS
JAMES R. THOMPSON CENTER
100 W RANDOLPH ST, STE 14-100
CHICAGO, IL 60601-3232

fax: 312-614-6485
e-mail: D1@ELECTIONS.IL.GOV (D-1s ONLY)

²
Excerpts from 12/3/2014 ZBA hearing

Page 107

MR. BURNEY: Are you, is your opinion that the LeCompte operation is a home occupation under the Village's zoning ordinance, as we sit here today?

MR. SCHUMAN: Frankly, I do not know the current operation.

MR. BURNEY: Okay. Are you familiar with a letter that you, that contains your signature that was dated on March 15, 2011, signed by Don Schuman?

MR. SCHUMAN: Yes, I'm familiar.

MS. DICKSON: Mr. Burney, you are going a little bit beyond the appropriate examination of this witness for purposes of this text amendment.

MR. BURNEY: I think this is a very pertinent because I believe that retroactivity provisions are designed to do the same things that the Schuman letter was designed to do in 2011, which is to undermine my client's lawsuit against Mr. LeCompte; and so therefore, I think that there's a direct correlation between the provision about retroactivity and the Schuman letter in 2011.

Mr. Schuman, did you write that letter?

MR. SCHUMAN: I had reviewed the letter and I made some changes to it.

MR. BURNEY: Did you sign the letter?

MR. SCHUMAN: It was signed in my

absence; however, I did allow the clerk to sign it.

MR. BURNEY: Does it represent your opinions at the time that it was written?

.....

MR. BURNEY: Mr. Schuman, before you participated in that letter, did you inspect what was going on at the LeCompte commercial horse boarding operation?

MR. SCHUMAN: Yes.

MR. BURNEY: All right. And at that time, what do you recall in terms of the number of boarded horses that were taking place on that property?

MR. SCHUMAN: Could you be more specific?

MR. BURNEY: Well, were there in excess of 60 boarded horses back in 2011 that were boarded at that premises at that time?

MR. SCHUMAN: I don't believe there was.

MR. BURNEY: Do you have any opinion as to how many horses were boarded there?

MR. SCHUMAN: Sir, I would have to check the records.

MR. BURNEY: So here is what I want to know: Do you have, when you wrote that letter, was it your opinion that the

operation of the LeCompte operation at that time was a home occupation because they had imposed hours on their employees?

MR. SCHUMAN: I think I said in the letter based on the information in their affidavit, it appears that the use of Oakwood Farm is a home occupation.

*Denying in Affidavit complaint
against LeCompte 7/8/11*

shortly before the February 21, 2011 secret meeting. Don Schuman did not sign or authorize the so-called "Schuman Letter." In fact, Don Schuman admitted to Trustee Beth Mallen on March 21, 2011 (six days after the date of the Schuman letter) that he did NOT think Oakwood Farm was a home occupation (Mallen Aff. ¶ 12, Ex. CC).

70. On March 18, 2011 (three days after the Schuman Letter) there was a hearing before the State Board of Elections ("SBOE") regarding the campaign donations made by Dr. LeCompte to the three candidates (Messer, Selman and Meroni). Dr. LeCompte testified:

Dr. LeCompte: ...Now what I'm presently doing now is I'm boarding and training horses pursuant to the Home Occupation Provision in the code, Section 543(d)3(g). (Ex. KK, p. 30.)

71. Village Trustee Joseph Messer in sworn testimony on March 18, 2011 at the SBOE hearing (3 days after the Schuman Letter) disagreed with Dr. LeCompte:

Q. . . . We heard testimony earlier about Mr. LeCompte's boarding operations. Are you aware of Mr. LeCompte's boarding operations?

A. Yes, I am.

Q. Do you have a position on Mr. LeCompte's boarding operations?

A. Well, I have a position on all of the significant boarding operations in the Village of Barrington Hills, and that is that they do not fit within the Home Occupation Ordinance, and it's not possible to fit those operations within that section of the ordinance. (Ex. KK, pp. 88-89, emphasis added.)

72. On March 21, 2011 Trustee Beth Mallen went to Village Hall to meet with Don Schuman to discuss Village setbacks for buildings. Beth Mallen raised the issue with Don Schuman whether Oakwood Farm complied with the HOO. Don Schuman told Beth Mallen that he did not think that Oakwood Farm was a home occupation. (Ex. CC ¶ 12.)

Excerpts From Drury Arnold
Complaint against LeCompte 7/8/11 (40)

MR. MICHAELS: Right.

THE COURT: And they have a stable or two in which they board horses, right?

MR. MICHAELS: Yes.

THE COURT: In contrast your property is a farm.

MR. MICHAELS: Correct. (Ex. X, p. 18, emphasis added)

44. After the parties fully briefed and argued the matter, Judge Nancy J. Arnold of the Circuit Court of Cook County issued a Memorandum Opinion and Order on January 15, 2010, affirming the decision of the ZBA and finding that the Village's cease and desist letter was appropriate. *See* Ex. D attached.

45. On February 9, 2010, Defendants filed a notice of appeal ("Appeal") of Judge Arnold's decision to the Appellate Court of Illinois, First Judicial District.

46. The Village filed an opposition brief in the Appeal which stated, *inter alia*, that Defendants' "Commercial Horse Boarding Operation Does Not Comport With The Village Zoning Code" because Defendants' "horse boarding operation generates intense use, traffic and noise ill-suited" to a residentially zoned district.

47. On May 19, 2010, Joseph von Meier ("von Meier"), partner with Mr. Wambach, Village Attorney, stated regarding horse boarding and the HOO:

At the time, larger facilities were operating in the village in a manner that exceeded the scope of the Home Occupation Ordinance. One of those facilities, Oakwood Farms, was operating in a fashion that caused a disturbance to its neighbors. The Village had always taken the position that commercial boarding constituted a business and was not a permitted use in the village's residential zoning districts other than as referenced under the Home Occupation Ordinance. . . . Small scale boarding is permitted within the

Excerpts from 09/11/14 ZBA hearing

Page 62

Mr. Schuman is here, David, because you had asked him.

MR. STIEPER: I did.

CHAIRMAN FREEMAN: So he is here to answer your questions, and let's do that because I told him he didn't have to stay here all night.

Mr. Schuman, are you -- there he is. Thank you.

MR. SCHUMAN: Don Schuman, the code enforcement officer.

MR. STIEPER: Mr. Schuman, are you an employee of the Village?

MR. SCHUMAN: My company subcontracts with the Village. I am not an employee.

MR. STIEPER: Okay. So your company is on contract with the Village. How many of your employees of your company work at the Village on code enforcement?

MR. SCHUMAN: We have, I would estimate, ten various inspectors that will do inspections for the Village.

MR. STIEPER: So there could be possibly ten available at any given time?

MR. SCHUMAN: Yes, sir.

MR. STIEPER: How long have you been the code enforcement officer for Barrington Hills, you, personally?

MR. SCHUMAN: Approximately, eight years.

MR. STIEPER: During your eight-year period, have any large-scale boarding operations, have any of them been constructed in Barrington Hills?

MR. SCHUMAN: I'm not sure how -- I'm not sure of the question.

MR. STIEPER: Well, large parcels, have any of them ever constructed any types of large barns, something which is not an accessory to the principal residence as defined under the Home Occupation Act, something larger than the residence?

MR. SCHUMAN: We have had large structures, yes.

MR. STIEPER: Okay. And could you recall off hand approximately how many?

MR. SCHUMAN: I'm sorry, at this time I could only estimate. I could provide more

whether it be 5-acre or 10-acre parcel, 20-acre parcel, to have anywhere, any number of horses and operate in that fashion for a fee as long as there's not a complaint, and in your opinion that's Home Occupation compliant?

MR. SCHUMAN: I'm sorry, I don't know. I can't anticipate what problems may arise.

MR. STIEPER: All right. Is the Village proactive at all in going out and finding out whether horses are being boarded for a fee or not or whether somebody is Home Occupation compliant or not?

MR. SCHUMAN: I have not been asked to do a study like that.

MR. STIEPER: Okay. As of today's date, do you know approximately the number of barns or operations, which are, in your opinion, operating outside of the Home Occupation Ordinance?

MR. SCHUMAN: I don't know of any.

MR. STIEPER: To your knowledge, has that ever been a study that's been undertaken by this Village?

MR. SCHUMAN: Not to my knowledge.

MR. STIEPER: Have you ever requested that be done?

MR. SCHUMAN: I hesitate because I'm not sure if I had asked that.

MR. STIEPER: Chairman, I know that you want to let him go, right, so --

CHAIRMAN FREEMAN: If you have questions, if you have questions for him, just please ask them so that --

MR. STIEPER: Okay. Thank you. Mr. Schuman, I'm having trouble turning my neck here. Do you mind just stepping up a little here. Does that create a problem? Does that create a problem, Miss Court Reporter? Mr. Schuman, there's four applications before this board, which are proposed text amendments for horse boarding in Barrington Hills. Have you, yourself, had an opportunity to review any of these text amendments?

MR. SCHUMAN: I have not.

MR. STIEPER: Has anybody come to you either from the Village or this board and asked you to review those text amendments?

MR. SCHUMAN: No, they have not.

MR. STIEPER: If I told you that two of these text amendments basically take the supervision, the control of these operations out of the hands of the zoning board, that is to determine whether they are, in simplistic terms, legal or not and shift that burden onto

you as the enforcement officer to not only enforce but also to make a determination as to whether they are legal or not based upon certain criteria, is that something you, as an enforcement officer, would be comfortable with doing?

MR. SCHUMAN: I believe, you know, my position as an enforcement officer, so I do not legislate nor do I make the judicial calls, but more or less enforce whatever ordinances are provided.

MR. STIEPER: Correct. But the two proposals here, in my interpretation, would take that onus off of the Zoning Board of Appeals and shift that on to you, as the enforcement officer, where you would have to make the call based upon criteria in what would be under an agricultural definition. Is that something you, as an enforcement officer for this village, is that something that you would believe you're competent and comfortable doing?

MR. SCHUMAN: I believe that's a little general. I would have to see the specifics.

MR. STIEPER: So you would like to see, then, if what I'm saying is, in fact, the case, you would like to take those ordinances and study them, correct?

MR. SCHUMAN: I would be amenable to, yes, reviewing and providing any enforcement questions.

MR. STIEPER: Then you would also like to get back to this board with some feedback on that as well, correct?

MR. SCHUMAN: If I were given that.

MR. STIEPER: We are going to expand your job immensely if this happens.

MR. SCHUMAN: Yes, I would, in cooperation with my employment.

MR. STIEPER: Let me ask you this question. Besides yourself, who has been an enforcement officer for eight years now, is there anyone else from your 15 company who has worked consistently for Barrington Hills?

MR. SCHUMAN: Not in this capacity. The gentlemen that do the inspections do not do the code enforcement necessarily. They provide inspectional services.

MR. STIEPER: How long have you been an enforcement officer, in general, outside of Barrington Hills?

MR. SCHUMAN: I worked in the City of Des Plaines for 32 years for the fire department, and approximately 13 of those years as fire prevention, and that was code enforcement at that time.

MR. STIEPER: Okay. Now, would you agree then in your experience that Barrington Hills is quite unique from other communities?

MR. SCHUMAN: Yes, I would.

MR. STIEPER: As enforcement officer, that Barrington Hills poses unique challenges?

MR. SCHUMAN: Yes, I would.

MR. STIEPER: And so that in this, you would probably be then, from what I'm -- and I don't want to put words into your mouth, if one of these proposals were passed, would shift the onus on the enforcement officer not only to enforce but to make the call of legality, would it be fair to say that right now you believe you would be the only one from your company that would be qualified to do that, if you are, yourself?

MR. SCHUMAN: I would say we do have some other gentlemen that have had municipal experience, I would consult with them also.

MR. STIEPER: Okay. Thank you. Just for the record, you and I did meet, correct?

MR. SCHUMAN: That is correct.

MR. STIEPER: I was at the village hall, and I was reviewing some files with regard to some5 large-scale boarding operations, correct?

MR. SCHUMAN: That is correct.

MR. STTEPER: Okay. Thank you, Mr. Schuman.

CHAIRMAN FREEMAN: Does anyone else have a question for Mr. Schuman? No? All right. Thank you for coming this evening.

MR. SCHUMAN: Thank you

146
42

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

330 NORTH WABASH AVENUE
22ND FLOOR
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

GEORGE J. LYNCH
DIRECT DIAL NUMBER
(312) 840-7008
glynch@burkelaw.com

March 29, 2011

Via Facsimile

Stephen C. Schulte
Winston & Strawn
35 West Wacker Drive
Chicago, Illinois 60601
(312) 558-5700

Ken Michaels
Bauch & Michaels LLC
53 West Jackson Blvd., Suite 1115
Chicago, Illinois 60604
(312) 427-5709

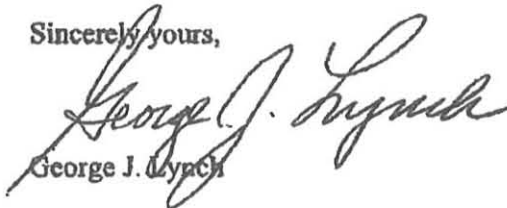
Re: 350 Bateman Road (LeCompte's Property/Oak Wood Farms)

Gentlemen:

This is to advise you that the Village of Barrington Hills has made a determination that the letter of Donald Schuman, the Building and Code Enforcement Officer, dated March 15, 2011 to Dr. and Mrs LeCompte represents a final and official decision of the aforesaid officer.

Additionally, the Village of Barrington Hills has directed me to advise both of you that any requests for discovery from the Village need to be either by way of subpoena in the pending lawsuit or by way of Freedom of Information Act request.

Sincerely yours,


George J. Lynch

GJL:jjm

841836.1


Search Our Website...

Search



The Village of Barrington Hills

A unique rural equestrian community... an oasis of another time

[HOMEPAGE](#)[CALENDAR](#)[ABOUT](#)[BOARD OF TRUSTEES](#)[COMMISSIONS](#)[DEPARTMENTS](#)[RECORDS](#)[GREEN](#)[LINKS](#)

Continued ZBA Public Hearing
Monday August 1, 2016 at
Countryside Elementary



View Meeting Packets

When available meeting packets will be posted for prior viewing.

ZBA Special Meeting August 1, 2016

The continued ZBA public hearing is scheduled for Monday August 1, 2016 at Countryside Elementary at 7:30pm

Vehicle Stickers No Longer Required

Village Mailing List

Email Address:

1 MR. ANDERSON: That is my language.
 2 MR. STIEPER: Roman numeral VIII, that would
 3 be your language?
 4 MR. ANDERSON: That's correct.
 5 MR. STIEPER: Roman numeral IX, that would
 6 be your language?
 7 MR. ANDERSON: That's correct.
 8 MR. STIEPER: Then you have compliance,
 9 which looks like it's entirely stricken?
 10 MR. ANDERSON: That is correct.
 11 MR. STIEPER: Then we move on to the last
 12 page which I have, which is part of compliance, which
 13 is all stricken?
 14 MR. ANDERSON: That's correct.
 15 MR. STIEPER: Then you have the Home
 16 Occupation Ordinance, which looks like it's stricken?
 17 MR. ANDERSON: It's stricken there, but that
 18 was also stricken in Mr. LeCompte's.
 19 MR. STIEPER: So is it your intent then --
 20 MR. ANDERSON: There's also my addition at
 21 the bottom relating to in pulling this into the
 22 definition of accessory use at the bottom.
 23 MR. STIEPER: Okay. Now, obviously you are
 24 at a great advantage, you wrote this, you did this.

1 We are at a great disadvantage. We got this at the
 2 eleventh hour, and we are asked to, hopefully not,
 3 decide tonight on whether this is even going to be
 4 close to be acceptable. This is a lot of language,
 5 would require a lot of study, just the language,
 6 itself. But anyway, are you, in going through this,
 7 Home Occupation is struck -- is stricken?
 8 MR. ANDERSON: Correct.
 9 MR. STIEPER: Is it under your design here
 10 basically to redact the Home Occupation Ordinance,
 11 strike it out of our code?
 12 MR. ANDERSON: No, only that portion
 13 relating to horse boarding is redacted from.
 14 MR. STIEPER: Let me rephrase that. The
 15 Home Occupation Ordinance as it relates to horse
 16 boarding, under your revised proposal here, it's your
 17 desire to basically do away with that portion of the
 18 Home Occupation Ordinance?
 19 MR. ANDERSON: That is correct.
 20 MR. STIEPER: So if I understand it correct,
 21 then everything with regard to commercial horse
 22 boarding would fall under the stricture of LeCompte's
 23 original application and what is now your amendments;
 24 is that correct?

1 MR. ANDERSON: That is correct.
 2 MR. STIEPER: And so take this to a full
 3 length, with regard to boarding of horses in
 4 Barrington Hills under your proposal, it would all
 5 fall under what would be your text here; is that
 6 correct?
 7 MR. ANDERSON: There may be other provisions
 8 in the code that impact upon it, but the regulation,
 9 generally speaking, does fall strictly under here.
 10 MR. STIEPER: Are you aware of anything else
 11 in our code which was boarding for a fee where there's
 12 any other provision or code which would allow for
 13 that?
 14 MR. ANDERSON: There are areas that will
 15 regulate the size of barns, those types of things and
 16 setbacks and what have you.
 17 MR. STIEPER: We are talking about use now.
 18 So we are talking about simply commercial boarding,
 19 the boarding of horses. I'll get to the structural
 20 component in a minute. But under your proposal,
 21 basically all of this would fall under your, your
 22 proposed ordinance; is that correct, or amended
 23 LeCompte's ordinance?
 24 MR. ANDERSON: Correct.

1 MR. STIEPER: Home Occupation is out?
 2 MR. ANDERSON: That is correct.
 3 MR. STIEPER: Now, with regard to
 4 enforcement --
 5 MR. ANDERSON: Yes.
 6 MR. STIEPER: -- explain to me if an
 7 operation -- I'm not going to go through all of this
 8 and go through and try to redact your language,
 9 hopefully, I will have time to do that outside of,
 10 outside of this hearing. It will be painful enough
 11 for me. I don't want to subject the audience to going
 12 through each word, but I want to ask some general
 13 questions.
 14 Under your proposal, if I am a neighbor,
 15 residential, abutting up to a, what I guess would be a
 16 boarding operation, whatever size under your
 17 proposal --
 18 MR. ANDERSON: That's correct.
 19 MR. STIEPER: -- and I don't like what's
 20 happening there, it could be maybe noxious smell --
 21 let's take the structural component out -- it could be
 22 number of horses. It could be anything. As a
 23 neighbor abutting up to that property, what recourse
 24 would I have?

1 MR. ANDERSON: You have a number of
2 different provisions that would address this. We have
3 regulations as it relates to the hours of operation.
4 So if they are operating outside of this area, you
5 would have the recourse of --

6 MR. STIEPER: You might want to talk in the
7 microphone.

8 MR. ANDERSON: You'd have the ability if
9 they are operating outside the hours listed here to
10 file complaint with the Village and deal with the
11 zoning officer, just as you do under the Home
12 Occupation. If you were to have a problem with waste
13 management, again, that would be dealt with under the
14 code under the regulations here under subparagraph
15 three; and again, you're going to be dealing with the
16 zoning officer just as you would under the Home
17 Occupation provisions.

18 MR. STIEPER: Okay. So if you --

19 MR. ANDERSON: Allow me to answer please.
20 If you have nuisances, noise, any other items that are
21 injurious to your abilities to enjoy your property,
22 you have the nuisance causes of actions under
23 paragraph five. If you have excess horses, that's
24 dealt with under paragraph six. Again, these are all

1 violations of the regulations that would be dealt with
2 by the zoning officer -- by the enforcement officer.
3 You have, you know, if you've got -- if a neighbor has
4 a porta-potty sitting outside for the normal
5 operations, again, violation. These are all items
6 that fall under either the nuisance or specifically
7 regulated, just as they are currently under the Home
8 Occupation. Even traffic is dealt with here, that
9 it's regulated that you have to make reasonable
10 efforts to restrict the impact of traffic on your
11 neighbors. And so these are all items that fall under
12 the guise of the enforcement officer. These are
13 regulations that aren't even, you know, that
14 effectively are extracted from Home Occupation and
15 we're applying those, but we are putting it into
16 such -- this puts it into such a way that effectively
17 the same or similar regulations that apply to Home
18 Occupation are being applied to these same things. It
19 gives you a specific course of action by going to the
20 zoning officer, filing your complaints for nuisances,
21 filing your complaints for manure issues. All of
22 those things are being addressed here and put under
23 the regulation of the zoning.

24 MR. STIEPER: My follow-up question --

1 MR. ANDERSON: Sure.

2 MR. STIEPER: -- you said something
3 important. You said it would be just like the Home
4 Occupation, you can file a complaint with the Village.
5 Right now if I believed there was a violation of the
6 Home Occupation Ordinance as it relates to commercial
7 boarding, where would the forum that I would, who
8 would make that decision regarding whether it's a
9 violation or not? I would file a complaint with the
10 Village, where would my grievance be addressed?

11 MR. ANDERSON: Initially, with the zoning --
12 or excuse me with the --

13 CHAIRMAN FREEMAN: Enforcement officer.

14 MR. ANDERSON: Enforcement officer, yes.

15 MR. STIEPER: And then if the grievance had
16 substance, where would it go?

17 MR. ANDERSON: Depends on the course chosen
18 by the --

19 CHAIRMAN FREEMAN: Mr. Kosin is trying to --

20 MR. KOSIN: The path is either the applicant
21 chooses to either appear before the Zoning Board of
22 Appeals or chooses to go directly to a local court.

23 MR. STIEPER: Correct. So the cease and
24 desist issued or some type of order coming from the

1 enforcement officer and then you would have then
2 recourse before the Zoning Board of Appeals; is that
3 correct?

4 MR. KOSIN: Not if you were already in a
5 judicial action.

6 MR. STIEPER: I'm not talking about judicial
7 action. I --

8 MR. KOSIN: That is an option, directly to
9 go to enjoin. If it's grievous enough, the Village
10 could seek a judicial action to enjoin further actions
11 in that regard.

12 MR. STIEPER: I understand, but under this,
13 I would also have a right to address my grievance
14 before the Zoning Board of Appeals?

15 MR. KOSIN: That is correct.

16 MR. STIEPER: My question to you is, under
17 your scenario, would I have that same right to come
18 before the Zoning Board of Appeals?

19 MR. ANDERSON: Yes.

20 MR. STIEPER: Now, the structure of your
21 ordinance, I haven't read it, all the rest, is
22 basically this criteria. If a -- I'll just use if a
23 boarding operation is following this criteria, then
24 basically the neighbor is out of luck, correct? If

Questions to Drury

Are you a landowner?

- 5 Deepwood and 7 Deepwood owned by Peggy Drury Trust
- Pinecroft Investment LLC –Bought 5 Deepwood from trust in 2008 and sold back in September 2015
- Have you bought other Property in the Village?
- If not how do you explain signing as a landowner?

You say in your submission of the Amendment that you have been affected by the subject matter of the petition. How have you been affected?

You have filed a sworn affidavit to support your case against the Village relative to the present law and why you believe the law is illegal. In it you make a dozen or so assertions against me. I have a few questions for you regarding these assertions.

Traffic:

You have stated that Deepwood Road has become a public thoroughfare because of boarders accessing my barn.

Approximately how many cars per day go down Deepwood Road?

Specifically, how many vehicles go to your property via Deepwood on a daily basis, inclusive of Peggy's art studio including, mail delivery, water delivery, other house hold delivery, household garbage pick up, barn help, horse grooms, veterinarians, farriers, equine dentist, manure pick up, landscaping, hay delivery, chip delivery, grain delivery, horse trailers and any others?

You have stated to the court that boarders from my barn access the barn via Deepwood Road? How many vehicles per day access my barn off of Deepwood Road? **Since the main entrance to the my house and my barn are off of Bateman Road, probably less than a couple of cars per day, a grain delivery every 4 months**

or so, an occasional hay delivery depending upon how much of my own gets bailed, a chip delivery every 6-8 weeks an occasional water delivery and maybe a few more. Furthermore, the access drive to my barn is only about 400 feet after turning off of Bateman onto Deepwood, and several hundred feet before the entrance to your property at #5 Deepwood and about ½ mile before your driveway at #7 Deepwood. So, how could any traffic to my barn possibly detract from your peaceful enjoyment?

Have you had a professional third party traffic study done on the ingress and egress of traffic accessing Deepwood from Bateman Road?

Are you aware that the Village did just such a study in July 2011, just 5 months after you filed your lawsuit against me claiming a traffic problem?

Do you know what that study showed? **A Village traffic study in July 2011, just 6 months after your lawsuit was filed, showed no evidence whatsoever of any commercial traffic accessing my barn off of Deepwood Road and showed no unusual volume of traffic into my barn.**

You have complained about the condition of the Deepwood Road contiguous with my property and claimed it to be a result of the traffic in and out of my barn.

Again, do you know how many cars per day travel over this section of Deepwood Road?

Since everyone that lives on Deepwood Road travels over this section, would you say this segment of road gets more traffic than the remainder?

Do you believe that the wear and tear on a road is proportional to the traffic that transgresses that road?

How high is your berm that is contiguous with my property on this section of the Road?

Where does the water drain that comes off of your berm?

Isn't it true that it drains onto the street causing freezing and thawing of the pavement during the winter?

In your affidavit you stated that it is the responsibility of property owners to keep up the road in front of their property. You know this to be false, and that the 1965 declaration of easement calls for each parcel of property to pay one share of the total cost. So if there are 25 parcels each parcel pays 1/25, except that accommodations have been made for empty lots. Why did you purposefully lie to the court about this?

Have you routinely paid for your 2 parcels?

When the entire road was paved several years ago did you refuse to pay your share? **Yes**

As a result of your and Mike McLaughlin's refusal to pay did the South Deepwood Road Association de annex the southern part of Deepwood Road from Matt Yeterian's property to Bateman, and all of Deepwood Court? **Yes**

Are you aware that I sent my check in twice to the association for my share but they returned it because of the de-annexation as a result of your behavior?

So in reality, isn't it really your fault that the southern part of Deepwood Road from Bateman to Matt Yeterian's house, is in such horrendous shape?

Do you still owe the Deepwood Road association money?

You state that traffic to my barn has created security concerns for you and your family. Please describe these concerns. Have you ever reported these concerns to the police?

Noise:

You state that you here the sound of machinery starting up first thing in the morning. What time do you routinely hear it and what type of machinery do you hear?

Do you know what type of machinery I own?

What time do landscaping companies routinely start coming down Deepwood Road to cut lawns in the morning?

What time does your barn help start in the morning?

Lights:

You state that my barn creates offensive light and glare on your property all night long. To which lights are you referring?

Do you not keep your barn lights on all night long?

How far from the street is your barn? About 100'?

Can the lights from your barn be seen by anyone driving down the road at any time all night long?

Did you know your barn lights can routinely be seen from my property all night long? Have I ever complained about that? **No**

Dust:

You state that you experience dust kicked up all day long from my property. How many all weather limestone and sand paddocks do you have? **About three**

How close to your house is your closest all weather paddock? **200'**

I have no limestone and sand paddocks, but how far from your house is my closest grass paddock? **About 500'**

Do sand paddocks routinely cause more dust than grass paddocks?

Do you have a sand arena?

How far is your sand arena from your house? **Approx.200'**

How far is my sand arena from your house approx. **530'**

How far is your sand arena from Peggy's house? **130'**

How far is my arena from Peggy's house? **530' and over a berm**

How far is your sand arena to your tennis court? **Approx.70'**

How far is my sand arena from your tennis court? **About 600'**

How far is your sand arena from your swimming pool? **130'**

How far is my sand arena from your swimming pool? **670' and over a berm**

Do you have a sand riding track around Peggy's house?

How often do you water down your arena, paddocks, and riding track?

Do you water down your arena before dragging it?

Given this information, isn't it true that if you are bothered by dust that it is from your own property and not mine?

Manure:

You complain about the smell of manure.

How far away from your house is your closest horse stall?

Approx. 130'

How far away from your house is my closest stall? **Approx. 830'**

How far away from your house is your manure dumpster? **330'**

How far away from your house is my manure spreader?

Approximately 1000', almost 1/5 of a mile

How far away from the Deepwood Road is your manure dumpster?

About 10'

How far from Deepwood Road is my manure dumpster?

How far away from my property line is your manure dumpster?

About 30'

How far from your property line is my manure spreader?

How often is your manure dumpster emptied?

How frequently is it over running with manure to the point that the lid won't close, thereby attracting flies and other insects?

How long were you in violation of the Village code by not having your manure dumpster landscaped on three sides, as required because of its close proximity to the street?

Were you reported to the village by another resident, not me, for violation of the Village code due to the location of your manure dumpster? **Yes**

Did Don Shuman inspect your property and find you to be in violation of the code leading you to landscape it like you should have done 20 years ago?

Miscellaneous:

You complain to the court that I have the following on my property:

- Manure trucks: What is a manure truck? Did you mean a manure spreader? Isn't a manure spreader a routine piece of farm equipment used on a farm to dispose of manure in an ecologically friendly manner? **Yes**
- Unimproved parking lot: By unimproved, what do you mean? **It has about a 6'-8" base of #3 recycled concrete and a topping of several inches of #8 gravel and limestone**
- Vehicles: How many vehicles are there at any one time on a daily basis? **Usually ranging from none to a half dozen, but seldom more than 10, the same number you put into your amendment.**
- Horse trailers: how many do I have parked at the barn. **3;**
 - We know you have a barn, but of your 4 contiguous neighbors that have frontage on Deepwood Road and the

two on Deepwood Court how many have barns? **All of them. Do any of them have horse trailers?**

- As you drive up and down Deepwood Road do you see any other barns with horse trailers? Have you complained about any of them?

You complain to the court that I have a large-scale commercial horse boarding facility. What is your definition of large scale?

Isn't it true that I have no more boarded horses now than when members of your polo club boarded there?

Did you have a problem with the so-called large-scale commercial boarding facility then?

If you actually thought it to be illegal and against the code why would you have allowed members of your club to board there?

What is the Village's definition of large scale? What is the Village's definition of commercial boarding? **It has none.**

Do you know what year I first started boarding horses? **1996**

When did you first become aware that I boarded horses? **1996**

When did you become the president of the Barrington Polo Club? **1999 and continued to approximately 2004?**

Did you and I routinely sit down at my house over a cup of coffee and negotiate the terms of the polo field lease? **Yes**

Did members of your club lease my entire upper barn to board their polo ponies?

During this time do you know approximately how many horses we had boarded? **About 27 including the polo ponies**

Did you ever expressed your irritation to anyone that I leased my polo field to John Rosene after Tom Uskup moved to South Carolina and you chose not to renew the lease for 2004?

Have you constantly belittled John Rosene's polo club, referring to it as so called polo?

In October 2014 were you quoted in a front-page article of the Tribune calling John Rosene's club inferior?

When Dan Lundmark called you in the spring of 2008 to enquire why you were attempting to close the very polo field that you played on for over 8 years, did you tell him you were going to take me down no matter what you had to do?

You have said that I built my barn illegally without Village supervision. Are you aware that I received building and occupancy permits for all of the buildings?

When in 2005 I needed a 15' variance to build my indoor arena, were you notified by certified mail that you had the opportunity to appear at the ZBA meeting and object? **Yes** Did you attend the meeting? **No** Did either you or Mike McLaughlin, or anyone else offer any objection? **No**

You stated to the court that I misrepresented to the village that I intended to build a horse barn, not a commercial horse barn. How does the Village define the difference? Doesn't anyone that even boards one horse in his or her barn have a commercial barn? **Yes**

Hasn't Mr. Schuman said in testimony that when evaluating a building permit for a barn the Village never asks whether one plans to board horses in the barn. **Yes. Both you and the Village knew I boarded horses.**

You stated that the Village did not inspect my barn after construction, but not only did they inspect it, they gave me an occupancy permit. Why did you make this misrepresentation to the court?

In fact, were you not aware that I got a building permit and occupancy permit for every building that I built? **I did**

You stated that in July of 2007 a Village trustee learned of violations and tried to secure compliance, leading to the January 2008 cease and desist order. Isn't it true, that this trustee attempted to help amend the building code to allow larger barns be built under the agricultural code, and was it not the same trustee, George Schuppert that saw to it that I obtained occupancy permits for my arena and barn in October 2007? Do you believe that if this trustee felt I was in violation of the code he would have sought occupancy permits for my buildings?

In fact, wasn't it your complaint at the December 17, 2007 BOT meeting that resulted in the cease and desist?

Are you aware of whether any Village official visited my property prior to the cease and desist to attempt to verify your complaints? **They did not**

Did the zoning officer, Mr. Schuman, issue me the cease and desist, as required by Village code? **He did not.**

Did the Board of trustees or the ZBA ever discuss the issue of my noncompliance before sending me the cease and desist? **They did not, as there was no meeting between the date of your complaint and the cease and desist letter**

Did the Village ever contact me to discuss your complaints before giving me the cease and desist? **They did not**

Did you ever once complain that we were in violation of the law when members of your club boarded there? **No**

When was the first time that you played polo on my field? **1996**

Did I routinely allow you to stick and ball and allow your groom to exercise your polo ponies on my field? **Yes**

Have I continued to allow your groom to cut through the driveway to my barn as a short cut to the riding center across the street? **Yes**

What year did you and my wife, Cathy, put on the first charity polo match at Oakwood Farm? **1996**

Didn't this become an annual event called the Tiffany Classic, and weren't you involved in organizing it and playing in it every year up until the time John Rosene's team started leasing the field in 2004? **Yes and Yes**

Before going to the December 2007 BOT meeting and complaining about my barn, did you ever once come to me and voice any dissatisfaction? **No**

When I found about your complaint in January 2008 and I wrote you a cordial letter asking to sit down and talk, did you refuse to speak with me? **Yes**

Did you ignore my phone calls and emails, and then respond to my letter stating that you had nothing to gain by talking with me? **Yes**

After complaining to the Village about my barn and trying to get it shut down, even though your club members had boarded there, did you then go to the Village and try to get the polo field shut down, even though you had played there for years? **Yes**

Barrington Hills Farm



May 18, 2016

Mr. Martin J. McLaughlin
Village President
The Village of Barrington Hills
Village Hall
112 Algonquin Road
Barrington Hills, IL 60010-5199

RE: Proposed Text Amendment to the Village's Zoning Ordinance

Dear Mr. McLaughlin:

I am writing to you with concern regarding a recent proposal to amend provisions of the Village's Zoning Ordinance with respect to horse boarding sent on May 10, 2016, and attached hereto (the "Proposed Amendment").

As you know, the Village is a long standing equestrian community, which boasts opportunities for its residents to raise, breed, and board horses. As the Village's Comprehensive Plan eloquently states, "Barrington Hills is a community of residents acting as stewards for a quiet, secure and natural environment, unique within the Chicago metropolitan area, which supports the long term, sustainable use of property for equestrian-oriented, open countryside living. One characteristic which distinguishes Barrington Hills from other BACOG communities is its equestrian tradition and the interrelationship with the natural environment in which the keeping of horses and the maintenance of the equestrian community requires the large-lots and interwoven trail system which, in turn, supports the long term sustainability of the sensitive natural environment."

In an effort to preserve the Village's equestrian identity and consistent with its Comprehensive Plan, the Village Board passed Ordinance No. 14-19 on February 23, 2015 (the "Horse Boarding Amendment"). This Horse Boarding Amendment was the culmination of more than six months' of political process in the Village. It was properly enacted and supported by a substantial number of Village residents concerned that horse boarding and equestrian uses would be diminished without such an amendment to the Village Code. I firmly believe that the end result of this process was a much-needed amendment to the Village's Zoning Ordinance solidifying the right to board horses on property throughout the Village.

May 18, 2016

Page 2

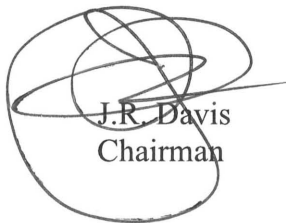
I am gravely concerned with any amendment to the Village's Zoning Ordinance that seeks to nullify the much needed impact of the Horse Boarding Amendment. I urge you to carefully consider the Proposed Amendment's impact on the Village's equestrian tradition and its equestrian citizens. I urge you to consider the benefits that come from living in one of few remaining equestrian Villages, and to carefully consider the effect of diluting equestrian rights in the Village.

Finally, I hope that you will consider the grave effect this Proposed Amendment will have on the commitments Barrington Hills Farm has made to noble non-profit organizations. Barrington Hills Farm acquired a substantial portion of land in and adjacent to the Village with the intention of boarding horses for a non-profit organization, the Hooved Animal Rescue & Protection Society of Barrington, Illinois ("HARPS"). HARPS is a non-profit organization that takes in, rehabilitates, and finds new homes for horses and other hooved animals that have been abused and neglected by their owners.

Barrington Hills Farm has invested substantial time and money to facilitate opportunities for HARPS on its property in reliance on the Horse Boarding Amendment. Barrington Hills Farm is committed to providing a benefit to the community at large. This commitment is compatible with the Village's Comprehensive Plan and the lawfully passed Horse Boarding Amendment. Both the Village's longstanding image as an equestrian community, and Barrington Hills Farm's purpose in acquiring land in Barrington Hills, will be devastated if the Horse Boarding Amendment is nullified.

Thank you for your services in our Village, and thank you for taking the time to hear and consider my concerns with the Proposed Amendment.

Sincerely,



J.R. Davis
Chairman

**PETITION FOR TEXT AMENDMENTS TO THE VILLAGE OF BARRINGTON HILLS
ZONING CODE**

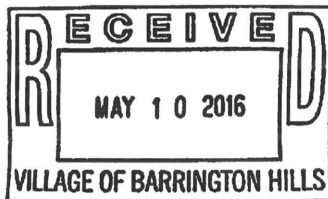
May 10, 2016

To: Ken Garrett, Zoning Enforcement Officer, Village of Barrington Hills, Illinois

The undersigned, James J. Drury III, a landowner and resident of the Village of Barrington Hills, Illinois ("Village"), with an address of 7 Deepwood Road, and affected by the subject matter addressed herein hereby petitions the Village for the following Text Amendments to the Village Code (hereafter, "Zoning Code"), and request that a Zoning Board of Appeals ("ZBA") notice of hearing on these amendments be published as prescribed by code no later than May 26, 2016 and hearing on such amendment be held on June 20, 2016 or as soon thereafter as can be accommodated by the ZBA.

The proposed Text Amendments amend Zoning Code Sections:

1. 5-2-1 (Zoning Definitions - Agriculture)
2. 5-3-4 (A) (Regulations for Specific Uses)
3. 5-3-4 (D) 2 (b) (Home Occupation Definition)
4. 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)
5. 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)
6. 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses)
7. 5-5-2-(A) (Permitted Uses R-1 Accessory Uses)
8. 5-5-3 (Special Uses)
9. 5-10-7 (Special Uses)



Zoning Code Sections 5-3-4 (A) (Regulations for Specific Uses)

5-3-4: REGULATIONS FOR SPECIFIC USES:

(A) Agriculture.

1) Other than those regulations specifically provided for in section 5-3-4(A)2(a) below, the provisions of this title shall not be exercised so as to impose regulations or require permits with respect to land used or to be used for agricultural purposes, or with respect to the erection, maintenance, repair, alteration, remodeling or extension of buildings or structures used or to be used for agricultural purposes upon such land, except that such buildings or structures for agricultural purposes may be required to conform to building or setback lines. In the event that the land ceases to be used solely for agricultural purposes, then, and only then, shall the provisions of the this zoning title shall apply.

2) Boarding and Training of Horses and Rider Instruction:

a) Regulations: The following provisions listed in this subsection 5-3-4(A)2(a) shall apply to the boarding and training of horses and rider instruction:

i.) The hours of operation of Boarding and Training Facilities shall be (a) employees (not residing on the property): from six o'clock (6:00) A.M. to nine o'clock (9:00) P.M. or 30 minutes past dusk, whichever is later; (b) boarders and riders receiving instruction: from seven o'clock (7:00) A.M. to eight thirty o'clock (8:30) P.M. or dusk, whichever is later; (c) use of machinery, seven o'clock (7:00) A.M. to nine o'clock (9:00) P.M. These hourly restrictions shall not apply in the event of emergencies.

ii.) No property shall be allowed to conduct the activities subject to the regulations under this Section 5-3-4(A)2 that is not located on the same zoning lot or lots under the same ownership and/or control as the residence of the owner or operator of the related facility.

iii.) All barns shall have an animal waste management protocol consistent with published acceptable standards and in full compliance with 7-2-5 of the Village's Municipal Code.

iv.) Lighting for barns, stables and arenas shall only be directed onto the property for which such uses occur such that there is no direct illumination of any adjacent property from such lighting. In all respects, lighting for any activities or structures used in agriculture shall comply with all other provisions of the Village Code.

v.) Nuisance-causing activities: It is unlawful for any person operating a Boarding and Training Facility to allow or permit any animal to cause serious or habitual disturbance or annoyance by frequent or habitual noisy conduct, which shall annoy, injure or endanger safety, health, comfort or repose of others. Noisy conduct is defined as noise which can be heard continuously within an enclosed structure off the property of the Boarding

and Training Facility for more than fifteen (15) minutes and which annoys, injures or endangers the safety, health, comfort or repose of others. In addition to the foregoing specific limitations, no Boarding or Training Facility shall cause or create any act, which endangers public health or results in annoyance or discomfort to the public, said act being defined as a nuisance under Title 7, Chapter 1 of this Code.

vi) There shall be a limit on the number of horses that a Boarding and Training Facility is allowed to board such that there shall not be in excess of two boarded horses per zoning lot acre.

vii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall ensure that traffic associated with the agricultural operations is reasonably minimized, particularly at properties where access is from private roads, and including at times any events such as charity outings or clinics.

viii) Properties subject to the provisions of this Section 5-3-4(A)(2) shall provide indoor toilets for use by employees, boarders and riders and shall not rely on outdoor portable toilets for ordinary operations.

ix) Properties subject to the provisions of this Section 5-3-4(A)(2) shall comply with the maximum floor area ratio requirements applicable to single family detached dwellings as specified in Section 5-5-10-1 herein.

Zoning Code Section 5-2-1 (Zoning Definitions - Agriculture)

AGRICULTURE: The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture, and animal and poultry husbandry, and ~~(including the breeding, boarding, and training of horses and riders as a hobby or as an occupation; but not the boarding of horses)~~ and the necessary accessory uses needed for handling or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities, following: the handling or storing of produce, conducting animal husbandry, and for the breeding, boarding, and training of horses and rider instruction. It is recognized specifically that buildings, stables or structures associated with the breeding, boarding, and training activities (boarding and training facilities) may exceed the size of building associated with residential or other uses of the land, without affecting a determination that the use of such land is deemed agricultural. This definition of agriculture shall not be construed as encompassing or extending to daily or hourly rental of horses. Such amended definition is retroactive and in full force and effect as of June 26, 2006.

Zoning Code Section 5-3-4 (D) 2 (b) (Home Occupation Definition)

b. Is incidental and secondary to the principal use of such dwelling unit for residential occupancy purposes, ~~except that it is recognized that any barn, stable, or arena, may exceed the size of the dwelling unit; and~~

Zoning Code Section 5-3-4 (D) 3 (c) (2) (Home Occupation Use Limitations)

(2) The floor area ratio (FAR) of the area of the building used for any such home occupation shall not exceed 0.01 (exclusive of garage floor area devoted to permissible parking of vehicles used in connection with the home occupation), ~~with the exception of any barn, stable, or arena.~~

Zoning Code Section 5-3-4 (D) 3 (c) (8) (Home Occupation Use Limitations)

(8) ~~There shall be a limit on the number of horses that are subject to the home occupation activity such that there shall not be in excess of one boarded horse per zoning lot acre.~~

Zoning Code Section 5-3-4 (D) 3 (g) (Home Occupation - Boarding and Training of Horses).

~~g. Boarding And Training Of Horses And Riders: The boarding and training of horses and rider instruction shall be a permitted home occupation. For properties of less than ten (10) acres these activities are regulated under this subsection (D), and in addition must comply with the restrictions under subsections (A)2a(1), (A)2a(3), and (A)2a(8) of this section. For properties of ten (10) acres or larger, these activities are regulated solely under subsection (A)2 of this section. (Ord. 14-10, 12-15-2014)~~

Notwithstanding anything to the contrary contained in this subsection (D), the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation; provided that no persons engaged to facilitate such boarding, other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later, and further provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises except during the hours of eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M. or sunset, whichever is later. (Ord. 06-12, 6-26-2006)

Zoning Code Section 5-5-2(A) (Permitted Uses R-1 Accessory Uses)

~~Breeding, boarding, and training of horses, and rider instruction, as regulated under Section 5-34(A)(2) or Section 5-3-4(D) as applicable.~~

ORDINANCE AMENDING SECTIONS 5-2-1, 5-3-4, 5-5-3 and 5-10-7

5-2-1 Definitions:

That the following defined terms be added:

AFFECTED PARTIES: Adjacent property owners, private road association (if there is private road access from any Boarding Facility), and non-adjacent property owners located on the same public road as the Boarding Facility within one-quarter (1/4) mile in either direction.

BOARDED HORSES: Horses that are not owned by the landowners or occupants of the property where the horses are kept.

BOARDING FACILITY: Any facility or property space proposed to be used or used in connection with a Commercial Boarding operation.

COMMERCIAL BOARDING: The boarding of five (5) or more boarded horses on any property; provided that the maximum number of boarded horses shall not exceed twenty (20). Commercial Boarding is permitted where the landowner receives a Special Use Permit.

GRAZING ACRE: That fenced-in portion of a property onto which horses are normally allowed during daylight hours. Grazing acres include pastures, mud lots and paddocks, but not those portions of the property that include the residence, pool, tennis court or other sports fields, nor shall it include agricultural or hay fields, streams and wetlands, or other portions of the property not suitable for the pasturing of horses.

HORSE BOARDING: Supplying food and lodging to boarded horses for pay. Boarding of four (4) or fewer horses is permitted under and subject to the Home Occupation Ordinance.

5-3-4 REGULATIONS FOR SPECIFIC USES

5-5-3 SPECIAL USES

Section 5-5-3 (A) shall be amended to include the term "Commercial Boarding" to the list of Special Uses.

5-10-7 SPECIAL USES

A new subsection (1). Commercial Boarding, shall be added to Section 5-10-7, as follows:

Commercial Boarding is a permitted Special Use in R1 Districts within the Village, provided such Commercial Boarding operation complies with the provisions of this Section 5-10-7 (J). Special Use permits issued under this subsection (1) shall not exceed a period of five (5) years from the date of issuance, and thereafter, the property owner will need to reapply for another Special Use permit. In addition, no Special Use permit for Commercial Boarding shall be granted to any property owner or boarding operator who has been found in violation of Village zoning laws or for whom their Boarding Facilities do not or have not complied fully with the building permits issued them.

1. PURPOSE, INTENT AND INTERPRETATION: The purpose of this Section is to provide specific regulations for the operation of Commercial Boarding facilities within the Village. The boarding of horses for a Commercial Boarding operation must be managed in the context of the residential nature of the Village and its desire to maintain the peace, quiet and domestic tranquility within all of the Village's residentially zoned areas. In permitting Commercial Boarding, this Section shall be interpreted to respect and protect the rights of all residents to live in a peaceful, quiet and tranquil environment, and enjoy freedom from fire hazards, excessive noise, light and traffic and other nuisances associated with commercial operations.

2. APPLICATION: All landowners seeking a Commercial Boarding Special Use permit must comply with subsections (A) through (H) of this Section 5-10-7, and in addition to the requirements set forth in subsection (C) must submit to the ZBA with applicant's permit application:

- (i) A site plan clearly indicating the size, location and setback from property lines of any buildings and other improvements, structures or facilities, such as pasturage, parking areas and riding arenas, intended by the applicant to be used in connection with the operation of a Commercial Boarding facility, as well as the current on-site land uses and zoning, current adjacent land uses and zoning, adjacent roadways, location of existing utilities, existing and proposed means of access, fencing and landscaping/screening.
- (ii) A survey of the property prepared by an Illinois licensed land surveyor dated within ninety (90) days of the application.
- (iii) Written statements by all Affected Parties granting their permission to the proposed Commercial Boarding.
- (iv) A fire emergency plan developed in conjunction with and approved by the local fire department covering the subject property.
- (v) Proof of availability of business insurance with the Village as named the party being covered sufficient to protect the Village from liabilities arising from the operation of the Commercial Boarding facility. The amount of insurance coverage shall be specified by the Village based on the size of the Commercial Boarding operation and such other factors as deemed relevant by the Village after consultation with its auditors and or insurance advisors.
- (vi) Such other additional information as shall be requested by the ZBA.

3. CONSIDERATION: In considering a request for a Commercial Boarding Special Use permit, the ZBA shall consider the following factors:

- (i) location of the property
- (ii) configuration of the property
- (iii) character of the surrounding neighborhood
- (iv) proximity of each Boarding Facility to wetlands, artificial lakes or other watercourses
- (v) vehicular access to each Boarding Facility

- (vi) available parking
- (vii) available pasture Grazing Acres
- (viii) manure disposal plan
- (ix) access, shared or otherwise
- (x) such other relevant factors as the ZBA may deem appropriate.

In addition, the Village Board of Trustees shall have the right to place further restrictions or requirements on the applicant as conditions for granting a Special Use permit.

In considering each Commercial Boarding Special Use, the ZBA will record in the public record the number and names of Affected Parties who have granted and denied their permission. If less than all Affected Parties have granted permission to the proposed Commercial Boarding, then the applicant shall have the burden of proving that the proposed operation will NOT interfere with the peace, quiet and domestic tranquility of all Affected Parties. Overriding the failure to obtain the unanimous permission of the Affected Parties shall require a simple majority vote by both the ZBA and Village Board of Trustees.

4. USE LIMITS: Special Use permits shall not exceed the following restrictions:

a. Horses

- (i) One (1) horse (boarded or resident/landowner-owned) per Grazing Acre
- (ii) A maximum of twenty (20) boarded horses per Commercial Boarding operation regardless of the total amount of Grazing Acres

b. Hours of operation:

- (i) Employees: from 6:00 A.M. to 7:00 P.M.; animal health emergencies may be addressed at any hour, if needed
- (ii) Boarding customers: from 8:00 A.M. to 7:00 P.M.
- (iii) Use of machinery: from 9:00 A.M. to 5:00 P.M.

5. FACILITIES AND OPERATIONS

a. Barn, riding, auxiliary buildings and parking area size: A Commercial Boarding FAR of 0.04, with a maximum combined Boarding Facility (not including the residence or other buildings not involved in the Commercial Boarding operation) limit of 25,000 square feet for barns, riding arenas, auxiliary buildings and parking areas, regardless of total property acreage.

b. Setback requirements for barn, arenas, auxiliary buildings and parking area: Minimum of one-hundred (100) feet PLUS thirty-seven (37) feet for each 5,000 square feet of combined barn/arena/auxiliary buildings/parking area, calculated proportionally, from all non-public road property lines. Setback requirements from public road property lines shall be as specified in the Village Zoning Code for R-1 properties. However, if the Affected Parties grant their written permission for an exception, this setback may be

reduced, provided the minimum setback is one hundred (100) feet. If an existing Commercial Boarding operator cannot meet the setback requirements and the Affected Parties will not provide their written permission to a reduction, the Village may grant the applicant a waiver, provided the applicant otherwise meets all other zoning requirements, there were no past or existing complaints by the Affected Parties with respect to the subject Commercial Boarding operation, and there are no current or past violations of the applicant with respect to compliance with the Village's zoning ordinances.

c. Fire Safety: Every Boarding Facility stable (not including the indoor arena) over 5,000 square feet must be equipped with readily accessible Fire Department approved fire extinguishers (1 for each 1,500 square feet of stable), an automated fire monitoring system connected to the local fire department system, and illuminated fire exits (signs and area emergency lighting). In addition, barns over 10,000 square feet must be equipped with a sprinkler or other fire suppressant system that covers all fire escape routes. Boarding Facilities must work with the Fire Department to train employees on evacuation procedures and extinguisher operation, and conduct drills quarterly. Upon request, the Commercial Boarding operator shall provide written procedures and logs demonstrating the conduct of the quarterly drills.

d. Traffic and Parking: The limits shall be:

(i) Parking lot size: Limited to 1 car space per boarded horse stall with a maximum of ten (10) spaces.

(ii) Events will require a Special User permit. Event parking can use paddock/pasture areas.

(iii) Private road access: Requires written permission of the road association

(iv) Class size: Will be limited to maximum size of 6; and no more than two classes per day.

e. Horse Trailer Parking: No overnight parking of non-resident horse trailers is permitted.

f. Lighting: The area immediately around entrances and walkways may be lighted for safety purposes. No other exterior night lighting is permitted. Outdoor arenas may not be lighted at night. Further, no light may emanate from the interior, such as from riding arena windows or translucent panels, if that light presents a non-residential profile or non-residential lumen levels.

g. Indoor bathroom facilities: Facilities shall be provided for employees and customers. Outdoor portable facilities shall not be used for Commercial Boarding operations.

h. Waste & Manure:

(i) Stalls must be cleaned (mucked) daily and the waste manure/bedding mix stored in an appropriately sized dumpster, then hauled to a public waste processing facility not less than once a week. Storage or spreading of manure on the property is not permitted. If manure is kept on premise, placement cannot be closer than 300 feet to neighboring properties

(ii) Piles of manure in pastures or paddocks are not allowed, and must be picked up and disposed of in accordance with the terms of subsection (viii)(a) above.

(iii) For all Commercial Boarding operations with an average of more than ten (10) horses (Boarded Horses or applicant-owned horses), the Village reserves the right to test nearby well water and streams and ponds for manure and animal related pollutants in excess of federal EPA and Illinois EPA guidelines and regulations. If there are excess levels that reasonably appear to be the result of the Commercial Boarding operation, the Commercial Boarding operation shall be closed immediately and remain closed until the remedies are implemented to avoid future problems, and the pollutants abate.

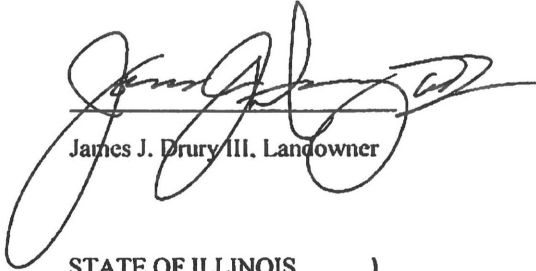
i. Facilities Upkeep: All Boarding Facilities must be maintained to a high level, inside and out, including painting or staining all wooden fences and walls, and sound roofing materials.

LIABILITIES: Each Commercial Boarding operator shall maintain business liability insurance to protect the Village from negligence and other lawsuits in amounts specified by the Village auditor or insurance advisor, which amount shall not be less than \$1,000,000.

NON-COMPLIANCE: In the case of non-compliance with the provisions of this Section and/or any additional restrictions imposed in the Special Use permit, the Village shall provide written notice to the Commercial Boarding operator. The written notice shall specify the area(s) of non-compliance and provide the operator with fourteen (14) calendar days to remedy the non-compliance (the "cure period"). If, after the expiration of the 14-day period, the Commercial Boarding operator has not complied with the terms of this Section or any additional restrictions imposed in the Special Use permit, the Village shall issue a cease and desist letter and such operator shall immediately suspend all Commercial Boarding operations until a compliance plan is submitted to the Village and approval of such plan is voted on by the Village Board of Trustees. If the Commercial Boarding operator continues to operate in non-compliance with the terms of this Section and any additional restrictions imposed in the Special Use permit beyond the 14-day cure period, the operator shall be subject to a fine of \$1,000 per day. Further, in connection with any enforcement action required to be taken by the Village against operator for continued violations after the cure period, operator shall reimburse the Village for any and all enforcement costs, including attorneys' fee and expenses.

EFFECTIVE DATE: Such amended definitions and additions contained herein are retroactive and in full force and effect as of June 26, 2006.


Proposed Commercial Boarding Text Amendment


James J. Drury III, Landowner

May 10, 2016

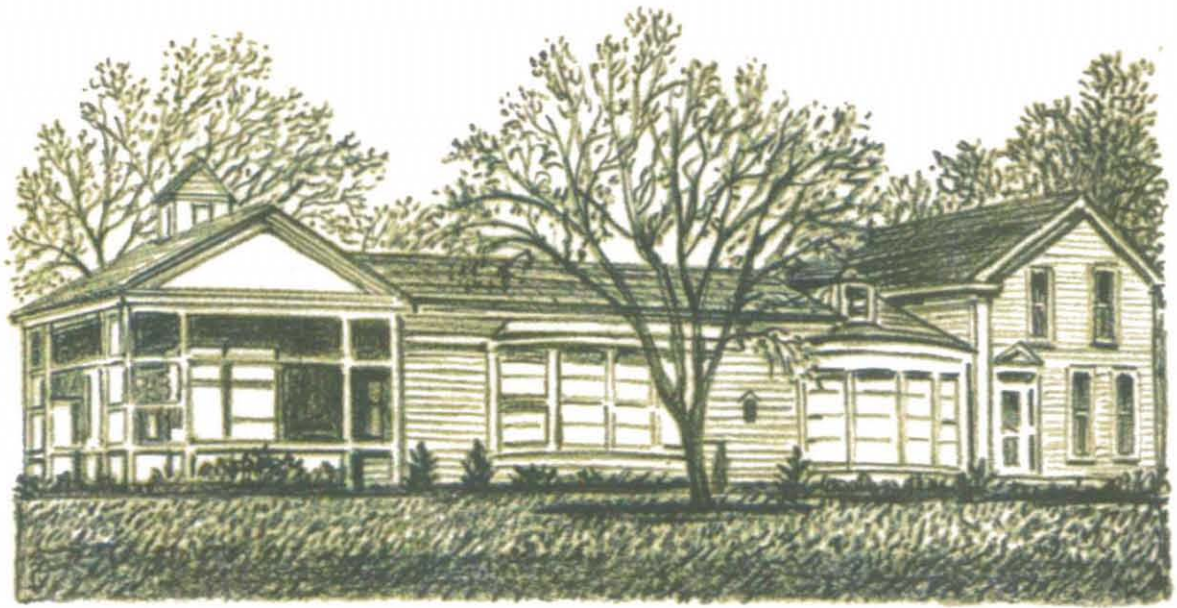
STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

Subscribed and sworn to before me this 10th day of May, 2016.


Notary Public



Andy Dallstream



the east, but its influence had not yet reached country builders in the outlands, and this house, with its plain white clapboard, would have looked as at home in the fields of Connecticut, say, as of Illinois.

There would be no problem of getting occupancy, and remodeling, to any extensive degree, appeared unnecessary, beyond a little consideration for some of the interior niceties. For another thing, the price was right, as they were asking only \$16,500 for the whole works, the hundred acres with the buildings, the woods and the pond. At the outside, I figured, I would put another \$1500 into a general sprucing up of the place, most of which I thought would go for paint and some fairly modest fencing, and I'd have a nice country retreat for a mere \$18,000 all told.

Do I have to tell you how far off I was in that first rough, even naive, guesstimate? This was before Mr. Blandings built his dream house, but I was not at least consciously aware of having any dream to fulfill. But by the time we finished fixing it up, my first \$1500 ante had been upped not once but twenty times over. Let's see, doesn't that work out to 2000 percent? To the \$16,500 for the place itself, just \$30,000 had to be added, instead of the fifteen hundred that I had first reckoned. In other words, the original investment I had contemplated making had been a little bit less than tripled.

"No, as I say," and now he was beginning to look just a little wild-eyed, as if only now beginning to realize that he might be caged with a really dangerous animal, so he probably didn't, but only seemed to, swallow a gulp before going on "it isn't a matter of how much, really, but of how long I can expect to be staying in this area—"

So then I said something about a nickel, and how at that price he'd be stealing it, but I wound up talking to myself because at that point he simply broke and fled, convinced at last that he was dealing with a lunatic.

It was lucky for me that he did, too, because well over a year later, again on a Sunday, Andy Dahlstream was playing golf at the Barrington Country Club with a man who told him he was looking for a house in the area, but that it must have three features, it must have a pond, and a woods, and be a hundred years old. Andy, now long dead, was the partner in the law firm of Pam & Hurd who represented our magazine on a retainer basis and had from the start, so he knew us all as well as if he were one of the staff.

"That's funny," he said, "the last person I heard say that was Arnold Gingrich, and he's been in Switzerland now—Say," he interrupted himself, "you know I'm not a bit sure that he sold that place of his before he left. But if you'd like to see it, it's only ten minutes from here."

Well, wouldn't you know, the guy loved it at first sight, including the *Kachelofen* and the fireplace as seen, respectively, through the right and left bay windows. So Andy put him in touch, luckily not with me in Switzerland, because by then I'd probably have figured I had to give him the place to get rid of it, but with my secretary in Chicago, a levelheaded woman who had long held my power of attorney and who treated me in general as you would a child who was not quite right in the head.

She told him that she knew I wouldn't mind letting the place go

THE FOX RIVER VALLEY HUNT: 50 YEARS OF HISTORY AND HERITAGE

The following has been documented and compiled by Victoria R. Fitch and D. Susan Johnson in celebration of the 50th Anniversary of the Fox River Valley Hunt.

In 1938, hounds were introduced to the Barrington countryside when local residents, Mr. and Mrs. Lyle Johnston, acquired four foxhounds from the Bridlespur Hunt of St. Louis. That year the Johnstons and their neighbors hunted six times, and called their little group the Barrington Hills Hunt. Local farms over which they hunted were owned by Edgerton Alva Throckmorton, Dr. Paul Magnuson and Virginia Cardwell.

Major Henry Bate, an employee of Dr. Magnuson, worked at Magnuson's Pond Gate Farm on Penny Road. Bate also ran the stables for Dennison Bingham Hull who was Joint Master of the Longmeadow Hunt in Northbrook. Bate convinced Hull to bring his drag hounds out to Dundee Township (as Barrington was then known) for a day of live hunting.

The rest, as they say, is history. Hull and Throckmorton, after an exhilarating day of live hunting, formed an alliance to create a fox hunting retreat for themselves and the generations to follow. The Fox River Valley Hunt was born, rooted in a time and place where open land and horses were a way of life.

In an early 1940 issue of the *Chronicle of the Horse* magazine, an ad appeared stating that, due to England's involvement in World War II, the Masters of Foxhounds were reducing their packs. This afforded Hull and Throckmorton the perfect opportunity to build their own pack of hounds. Thirteen couples were shipped from England. They received two stallion hounds from the Duke of Beaufort's, two couples from the South Dorset and ten couples from the Tiverton. Hurriedly Hull built a kennel for this precious cargo at his Northbrook stables.

continuing...



Mr. and Mrs. S.L. Reinhardt await a morning's hunting on Braeburn Road. Mrs. Reinhardt was one of the original organizers of the Fox River Valley Hunt along with Donald Bateman and Edgerton Throckmorton.

REGULAR MEETING OF BOARD OF TRUSTEES
VILLAGE OF SALEM NORTH MILLS
April 25, 1960

The regular meeting of the Board of Trustees of the Village of Barrington Hills was held at 8 P. M. Monday evening, April 25, 1960 at the Countryside School, Winkler and County Line Roads, Barrington Hills, Illinois. The President called the meeting to order and directed the clerk to call the roll. The following were present:

Andrew J. Callistream	President
William Voltra	Trustee
Raymond Grigby	Trustee
Belmar Olson	Trustee
Harold B. Smith	Trustee
A. F. Stresen-Seuter	Trustee

Mr. Caleb H. Janby, III, Village Attorney, Mr. Harold Olson, Superintendent of Public Works, and Mr. John I. Shaw, Chairman of the Planning and Zoning Commission, were also present.

The President asked for the reading of the minutes of the special meeting of April 21, 1960. After the minutes were read and corrected, and on motion being duly made and seconded, the following Resolution was adopted by all Trustees present:

RESOLVED, that the minutes of the special meeting of the Village Board on April 21, 1960 be and hereby are approved as corrected.

The President then asked for the re-reading of the minutes of the Village Board on March 28th. After the re-reading of the minutes, and on motion duly made and seconded, the following Resolution was re-adopted by all Trustees present:

EXHIBIT

Village Board Meeting
April 26, 1960
Barrington Hills, Ill.

RESOLVED, that the minutes of the Village Board meeting of March 28, 1960 be and hereby are approved as read.

With the unanimous approval of the Trustees present, the regular order of business was deferred in order to consider two zoning matters. The President advised the Board that he and Mr. Harold Smith, Trustee, had visited the Countryside Riding School on Gateman and Penny Roads, had examined their facilities and discussed the operation of the school with the manager. After a resume of the importance of horsemanship to the community, the President asked for a report from the Zoning Committee. Mr. Delmar Olson and Mr. Stresen-Reuter then reported that they had also visited the school and had found the facilities adequate, the plan of operation satisfactory, but that it was a riding school operated for profit. Mr. Conby advised that it is his considered opinion that a school operated for profit is not an agricultural pursuit and that therefore the Countryside Riding School is in violation of the zoning ordinance of Barrington Hills. Mr. Stresen-Reuter asked Mr. Albert A. Moore and Mr. W. J. Thompson, whose properties are near the school, to express their views. Both Mr. Moore and Mr. Thompson said they are against any violation of the zoning ordinance. Mr. Briggsby, chairman of the Zoning Committee, asked them to submit a formal written complaint, at which time the Village will advise the Countryside Riding School that they are in violation of the village statutes and order them to cease and desist.

Village board meeting
Sarrington Hills
April 28, 1980

The second zoning matter which the President referred to the trustees was the projected private airstrip near Meadowhill and County Line Roads. After discussion, the Board took no action.

The President then called for committee reports. Mr. Delmar Olson, chairman of the Finance Committee, gave each trustee a written resume of the Treasurer's report from May 1, 1979 to March 31, 1980, in order to facilitate drawing up an appropriation ordinance.

Mr. Coltrane, chairman of the Law Committee, had no report.

In the absence of Mr. Caesar, there was no report from the Roads and Highways Committee.

Mr. Stresen-Reuter, chairman of the Health Committee, and Mr. Briggsby, chairman of the Zoning and Planning Committee, had no reports.

Mr. Harold Smith, chairman of the Public Safety Committee, advised the Board that the plan for police co-operation with the Village of Sarrington is still being worked upon.

Mr. Caleb Canby, village attorney, reported that after studying the matter ~~thoroughly~~, it was his considered opinion that ~~the courts have now ruled that corporate authorities are liable.~~ After full discussion, the Trustees asked Mr. Delmar Olson to meet with Mr. Canby to study a liability insurance plan for the village.

Village Board Meeting
Barrington Hills, Ill.
April 25, 1960

Mr. Delmar Olson submitted a bill for \$13.50 from the American Surety Company for bond for Mr. Canby from April 1, 1959 to April 1, 1960. On motion duly made and seconded that the Trustees approve payment of this bill, the President directed the clerk to call the roll. The vote was as follows:

Mr. Callistreas	aye
Mr. Coltra	aye
Mr. Grigsby	aye
Mr. Delmar Olson	aye
Mr. Smith	aye
Mr. Stresen-Neuter	aye

The President announced that the Trustees present unanimously approved payment of this bill.

There being no other or farther business, and on motion being duly made and seconded, the Board voted to adjourn the meeting.

Respectfully submitted,

Clerk

* PROVIDED:

President

Directory

Village of Barrington Hills

112 Algonquin Road
Barrington Hills, IL 60010-5199

Web address with e-mail
www.barringtonhills-il.gov

Phone

847-551-3000

Village Hall Hours

Monday-Friday
9:00 a.m. — 5:00 p.m.

Director of Administration
Robert Kosin

...

MEETINGS

Village Board

4th Monday of the month,
6:30 PM

Equestrian Commission

1st Monday of the month,
7:00 PM

Development Commission

1st Monday of the month,
5:00 PM

E-911 ETSB

2nd Monday of the month,
6:30 PM

Plan Commission

2nd Monday of the month,
7:30 PM

Zoning Board of Appeals

3rd Monday of the month,
7:30 PM

Board of Health

3rd Wednesday of the
month, 7:30 PM

Communications Commission

4th Monday of the month,
5:30 PM

Police Pension Board

4th Monday of the month,
9:00 AM

All meetings are held in the
Alexander MacArthur Room of
the Barrington Hills Village Hall.

Should you wish to comment at
any of these meetings, your
advance notice, by telephoning
the office of the Village Clerk at
847-551-3000, is appreciated.

...

Board of Trustees

Robert G. Abboud
President

Fritz Gohl
Pro-Tem

Theodore L. Horne
Trustee

Steve Knoop
Trustee

Julie McKevitt
Trustee

George L. Schueppert
Trustee

Walter E. Smithe
Trustee

News from Village Hall



Fall 2006

FROM THE DESK OF THE VILLAGE PRESIDENT

Fellow Residents:

Welcome to the Fall issue of the Village Newsletter. Through the dog days of summer (that's Newton in the picture), the Village has been working on a variety of issues. These include:

- Land use, zoning and planning--both local and regional
- Road work and drainage upgrades
- Infrastructure enhancement - including cellular phone performance
- Intergovernmental and regional planning efforts
- Work to develop our branding and property value
- Transportation planning
- Budget and finance changes
- Police personnel and equipment upgrades
- Village Hall building and grounds upgrades and repairs

As you can see, a lot has been happening. This issue of the newsletter will give you some detail about these activities.

No doubt you have been reading about the zoning issues regarding the Texas developer, Fritz Duda, who proposes the "Barrington Farms" plan (neither Barrington nor farm). The Village has been very successful at protecting its zoning with a number of significant victories. These include:

- 6-0 vote by the McHenry County ZBA turning down the Barrington Farms plan.
- 6-0 vote by the McHenry County ZBA rejecting the 16 recommendations of McHenry County Planning Department
- The ruling by Judge Sullivan to allow appeal of the foreign corporation issue in Duda I
- The ruling by Judge Sullivan that the Village has affirmative defenses in Duda II
- Recognition by McHenry County that the



disconnection that preceded the Barrington Farms plan negatively impacts regional planning and is not looked on favorably by the County.

- Resolutions against Barrington Farms by Algonquin and Carpentersville, along with support from Fox River Grove.

These events were critical wins for the Village. The matter now has several possible future paths:

1. The Texas developer can elect to have the full County Board vote on the project within the next 4 months.
2. The developer can drop the current plan and make a new plan in front of the McHenry County ZBA, restarting the review process.
3. The developer can return to Barrington Hills and participate in our planning and zoning process.

I believe the consensus of the community and the regional governments is that the Texas developer should follow the third option.

The progress we have made could not have happened without the incredible support of the

continued on page 2

Village residents and surrounding communities. Our residents participated in 18 county hearings, collected some 1,400+ signatures against the development, wrote hundreds of letters to the County Board members and the press, and provided the Village with hundreds of hours of research. Our residents were so well versed during the hearings that we decided to have the residents cross examine the petitioners before the Village did. I was truly moved by the dedication of our residents. I also want to acknowledge our Village staff, counsel, and experts.

We have been making similar progress on the Iatarola disconnection and negotiation with Hoffman Estates. The Village was granted summary judgment by Judge Flynn in Cook County ruling that the developer's attempt to interconnect sections of the Village with a thin strip of property to make his disconnection work was insufficient. I am confident that this case will be resolved to the satisfaction of the Village.

Crain's Chicago Business recognized the Village as one of the best places to live in the July 31, 2006 issue. The article illustrated our commitment to open space, our very unique brand, and the rapidly appreciating property values – some 12% this year.

With the start of the new school year, please take extra care while driving. Allow yourself extra time for travel, and NEVER drive around a stopped school bus.

I want to encourage you to take full advantage of the Village WEB site, www.BarringtonHills-IL.gov. Here you will find all the Village communication, meeting schedules, a fully searchable

version of the Village Code, and all the latest happenings within the Village.

Our Communications Committee is making extensive use of the electronic medium – WEB, E-mail, Blog, etc. While we will continue to use the paper based newsletter for some time, I encourage you to sign up on the Village WEB site for receiving your newsletter by E-mail or WEB as this saves the Village thousands of dollars in processing costs. Most important in our communication efforts is providing effective channels for two-way communication so our residents can participate and be involved in the governing of the Village.

I encourage you to continue to communicate directly with me and the Trustees. I invite you to attend our regular Board and committee meetings and get involved. We have made it easier to speak and interact at the Village Board meeting by moving Public Comment to the top of the agenda. There are still slots available on several committees and I am always looking for more volunteers. We need your feedback and ideas. I can be reached directly either by e-mail or phone and I look forward to hearing from you.



Best Regards,
Robert G. Abboud
President, Village of Barrington Hills
Village Hall Office: 847-551-3000
Home: 847-381-8174
Cell: 847-921-1932
Bob@RGALabs.com

VILLAGE LOGO

The revision to the village logo, designed by Susan Hansen Palumbo of Oak Knoll Road, was created to present a more rounded picture of Barrington Hills, while retaining the image which is the official symbol and flag of the Village of Barrington Hills. The horse and rider obviously represent the equestrian community, while the oak tree and the cat tails represent the woodlands and the wetlands of our country village. The finalization of one of the designs below will be decided upon by the Village Board in the upcoming months.



**VILLAGE OF BARRINGTON HILLS
ZONING BOARD OF APPEALS**

IN RE TEXT AMENDMENT TO TITLE 5 OF THE)
ZONING ORDINANCE RELATIVE TO HORSE)
BOARDING FILED BY JAMES J. DRURY, III.)
SPECIFICALLY, APPLICANT SEEKS AN)
AMENDMENT TO SECTIONS 5-2-1 ZONING)
DEFINITIONS-AGRICULTURE; SECTIONS 5-3-4(A))
REGULATIONS FOR SPECIFIC USES; 5-3-4(D)2(b))
HOME OCCUPATION DEFINITION; 5-3-4(D)3(c)(2))
AND (8) HOME OCCUPATIONS USE LIMITATIONS;)
5-3-4(D)3(g) HOME OCCUPATION-BOARDING AND)
TRAINING OF HORSES; 5-5-2(A) PERMITTED USES)
R-1 ACCESSORY USES; 5-5-3 SPECIAL USES AND)
5-10-7 SPECIAL USES)

AFFIDAVIT OF JAMES J DRURY III

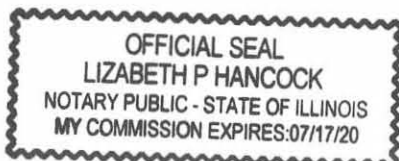
1. James J. Drury III resides at the property located at 7 Deepwood Road in the Village of Barrington Hills, Illinois. ("Drury Property") The Drury Property is improved with his residence. Title to the Drury Property is held in the Peggy D. Drury Declaration of Trust UA/D 02/04/00. Mr. James J. Drury, III is authorized to act as an agent on behalf of the trust.
2. Pursuant to the authority set forth above Affiant filed the Text Amendment which is the subject of these proceedings.
3. Based on all of the above, the Text Amendment has been properly filed by a property owner in the Village.

Further, affiant sayeth naught,

James J. Drury, III

Signed and sworn before me this
22 Day of August, 2016


Notary Public



Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, James T. Sanfilippo, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

PRINTED NAME

ADDRESS

Aug 25, 2016
DATE

James T. Sanfilippo

799 Plum Tree Rd.

Barrington Hills, IL 60010

MR. AND MRS. RICHARD J STEPHENSON

RE: Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"

We, Mr. & Mrs. Richard J Stephenson, are opposed to the proposed "Drury
Amendment" regarding horse boarding in Barrington Hills, IL.


Furthermore, we believe the current language as proposed by the ZBA in 2014
and adopted by the Board of Trustees in 2015 provides the right balance of
neighbor protection and freedom to operate best practice horse boarding, and
does not need revision or review at this time.

Moreover, we wish our statement to be entered into the public record of the
August 30, 2016 Village of Barrington Hills Zoning Board Appeals Public
Hearing.


Richard J Stephenson


Date


Dr. Stacie J. Stephenson


Date

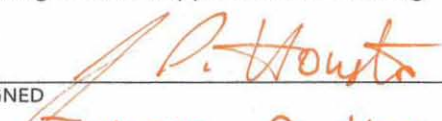
Tudor Oaks
125 Buckley Road
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, James P. Houston, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

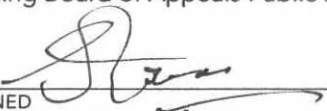
SIGNED  DATE _____
PRINTED NAME JAMES P HOUSTON
ADDRESS 127 N Buckley rd, Barrington, il
60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Sylvia K. Vitazkova, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/30/16
DATE
PRINTED NAME S.K. Vitazkova
ADDRESS 124th Buckley Rd.
Barrington, IL 60010

To: Zoning Bord Association

From: Jennifer Rousseau

RE: To be entered into public record

2016 Horse Boarding August 30, 2016, Presentation

What Do Boarding and Training Barns Look Like? What should they look like?

Both sides agree that horse boarding would be welcomed in this community. However, we have had many incorrect descriptions of how boarding and training barns operate, and how they differ from small family farms. We have heard that horse boarding does not exist in residential communities - that is false. There are literally hundreds of equestrian/residential communities across the country - Bridlewood in Aiken, SC is one of the most well-known. We have heard talk about "grazing acres" and "horse per acre rule of thumb", neither of which applies to the typical boarding and training barn. What is needed now is a clear picture of what boarding and training barns looks like.

A typical boarding barn has anywhere from 20-60 horses. The horses are usually kept in stalls at night, and may be turned loose into small "paddocks" for exercise during the day. Boarders typically are people who either do not have the right space for their horse at home, or do not have time to care for a horse at home, or who need professional help to train themselves or their horses either for their chosen sport or simply to be more safe and confident.

There is are two quite specific financial models which permit horse boarding operations to exist under two types of clientele: The casual rider, and the competitive rider. In both cases, in the Village of Barrington Hills, because of the high taxes and land values, horse boarding fees are high - higher than the National average. The casual riding barn often offers minimal "frills", and might not have grooming and training services, or jumping equipment. This model is more difficult to maintain given our taxes and land values. The second model is the one which I will call the competition barn - which may have also casual riders who just want to learn and train to be better or who may be willing to pay a higher premium for additional services and equipment. The competition barn sustains itself financially through the services - training horse, teaching riders, coaching at competitions, grooming etc. Generally an even higher premium is paid to board a horse at a competition barn.

On a personal note, I can tell you for sure, after 40 years in the business - from the time I was old enough to wield the pitchfork - there is no get rich quick scheme in horses. It is a labor of love, of sheer passion - one that I chose over the opportunities that attending Cornell University might have given me. I have no regrets, and I am

living the dream, rich with experience and lifelong friendships - but pretty scant on cold, hard cash. I say this because I want everyone to understand that there is no financial incentive for someone to go into this business.

I also want everyone to understand just how well and how professionally a horse boarding and training operation must be run and managed in order to survive. Straying from the financial model of 20-60 horses is not part of any successful horse boarding and training operation I have ever heard of.

Horses are more than the typical pets, they require an enormous amount of care and attention. Horse owners need safe enclosures, i.e. indoor and outdoor arenas, where they can train and exercise their horses. Boarding barns provide both knowledgeable care and appropriate structures for horses and riders to stay safe. It would be completely impractical to think that every local horse owner should build their own indoor and outdoor arenas. It makes much more sense for them to have access to these at local boarding barns.

In a community which endorses and favors the equestrian lifestyle, the boarding barn provides expert resource and safe training enclosures - all the while protecting large tracts of land and green spaces for our enjoyment and for the enhancement of the community at large. You might equate the local boarding barns with the pro-shop and driving range affiliated with your golf course.

We are offering to the ZBA the opportunity to tour some horse boarding facilities with some expert guidance. Let's physically through the management of stabled horses, the adherent paddock and pasture management, waste management, the types of facilities needed such as indoor and outdoor arenas, lighting, parking, jumps, dressage arenas, access to trails. At least if you are going to make decisions regarding horse boarding, let those decisions be based in fact and genuine knowledge. We welcome the opportunity to show you what horse boarding in Barrington Hills actually looks like.

Examples of acreage/stall numbers in other communities

Here are some equestrian property listings:

Wellington, Florida

BRAND NEW POOL HOME WITH 20 STALL SPORTHORSE FACILITY ADJACENT TO PALM BEACH INTERNATIONAL EQUESTRIAN CENTER. This state-of-the-art **4.5 acre farm** boasts solar tunnel lighting, solar panel power, gorgeous bamboo wood Rower & Rub Stalls, Nelson automatic waters, and a luxurious detached owners lounge overlooking the ring. Additional equestrian features include a 1/4 mile all-weather track, 8 oversized paddocks, large storage garage, a lunging arena and huge 150x240ft GGT ring. The home's upper story balcony overlooks the farm while the lower level has a sliding glass wall that opens up to a large private backyard complete with European

edgeless pool and outdoor kitchen. This property offers new construction, professional farm design and lavish living.

An equine property that is EQUIDISTANT from all 3 WEP properties (WEF, Global Dressage, New IPC annex). HACKABLE TO ALL 3 VENUES! LUXURY ESTATE AND BARN IN A SET ON OVER 6 ACRES, THIS RESIDENCE COMES COMPLETE WITH SAND JUMP RING, PADDOCKS AND 300FT STately DRIVEWAY. A MAGNIFICENT ARRIVAL COURT CENTERED ON A DOUBLE ENTRY STAIRCASE AND RUSTIC STONE AND WOOD ACCENTS ARE REMINISCENT ON AN ITALIAN COUNTRYSIDE VILLA. THE GROUND FLOOR BOASTS 16 STALLS, WASH BAYS, TACK, FEED AND SUPPLY ROOMS, ALONG WITH OWNERS OFFICE, TWO BEDROOM TRAINERS APARTMENT, KITCHEN, LAUNDRY AND FOUR CAR GARAGE. THE SECOND FLOOR LIVING AREA CONSISTS OF 3BR 3.5BA AND PERSONIFIES OLD WORLD GRANDEUR AND INNOVATIVE SATISFACTION. THE GREAT ROOM AND OUTDOOR TERRACE OVERLOOK THE REAR GROUNDS AND POND

Subdivision: SOUTHFIELDS, WELLINGTON COUNTRY

City: Wellington

County: Palm Beach

Aiken, South Carolina

Here's a rare opportunity to acquire more than five, fully fenced acres in Aiken's desirable downtown Horse District. The delightfully remodeled and updated Sand Hills cottage encompasses over 3,000 square feet and features formal living and dining rooms, state-of-the-art kitchen, family room with fireplace, breakfast bay and covered porch with fireplace. The spacious, light filled owner's suite occupies one wing of the main level and opens onto covered porch, patio and sparkling in ground pool. Upstairs are three guest bedrooms and two baths. The oversized three car garage includes a finished workshop or office. The property's original 1920's shed row barn has undergone many transformations and currently features 10 heart pine paneled stalls, wash rack, tack/feed room, lounge and "party room." There are three large board fenced paddocks, a schooling field and space for more paddocks.

Gladstone, NJ

This ten acre farm has gone green Solar panels located on the Indoor Arena roof provides a 40% reduction in electric cost annually!

Equestrian Facilities

Further down the drive you will pass the 150 x 180 outdoor arena with professional footing, 3-vehicle detached garage with loft, and spring house with well water supply. The custom 12 stall barn with attached new 152 x 70 indoor arena reside at the center of the professionally landscaped large circular drive providing for easy trailer access and turn-around. The custom built indoor offers professionally installed, sand footing for multiple disciplines, four foot kickboard interior, 6 daylight panels for bright natural lighting, 3 zone ultra-bright halogen lighting for evening riding, oversized breezeway entrance and observing area, 2nd story viewing area, and ultra-

quiet asphalt shingle roof with additional soundproofing creating a quiet ride regardless of weather conditions outside. The newly renovated barn contains 12 stalls with rubber mats, 3 windows or Dutch doors, heavy duty tongue-and-groove construction throughout, Marine finished hot & cold wash stall, insulated custom wood paneled tack room, 1,000 hay bale storage loft. The compound is surrounded by 6 pastures with post and rail or non-climb fencing and has access to the Readington Trails. In addition, 5 of the stalls have Dutch door access to small individual paddocks.

At the heart of the home is the large elegant gourmet kitchen with large granite center island with secondary sink, breakfast room, radiant wood floors and professional grade appliances including Garland commercial 6-burner stove with griddle and twin ovens, along with heat lamps and hood and commercial pot filler, Miele dishwasher and elegant granite countertops. The sunroom, with radiant imported Italian tile floors, full bath and laundry area provides not only wonderful views of the equestrian facilities and fenced side yard, but more casual living and entertaining space. The formal dining room, living room with double-sided gas started wood fireplace and library with French doors to the slate patio all have wonderful high ceilings, period moldings and beautiful wood floors. The second floor boasts original pumpkin pine floors and stately landing, a sumptuous master suite with walk-in closets and beautiful bath with extra-large glass shower, Jacuzzi tub and radiant Carerra marble flooring. Three additional bedrooms with pumpkin pine floors, period moldings, and pastoral views of the farm along with another full bath finish off the second floor.

July 5, 2016

Mr. Robert Kosin
Barrington Hills Village Hall
112 Algonquin Road
Barrington Hills, IL 60010

Dear Mr. Kosin,

We are enclosing the results of the water quality monitoring performed by Environmental Monitoring & Technologies, Inc. This annual monitoring is performed to ensure that the Village of Barrington Hills remains in compliance with the requirements of the National Pollutant Discharge Elimination System (NPDES) General Stormwater Permit ILR40 for discharges from Small Municipal Separate Storm Sewer Systems (MS4s).

An updated version of the LR40 Permit became effective on March 1, 2016, which states that: "At a minimum, analysis of stormwater discharges shall include the following parameters: total suspended solids, total nitrogen, total phosphorus, fecal coliform, chlorides, and oil and grease". Annual monitoring helps determine if the best management practices (BMPs) being performed by the Village are helping to improve water quality within the receiving waters.

Also enclosed is a report produced by Gewalt Hamilton Associates, Inc. (GHA) containing maps of the monitoring sites, a comparison of upstream and downstream results, graphs which summarize and compare results from the previous years, and recommendations for stormwater BMPs to improve the quality of stormwater runoff within the Village.

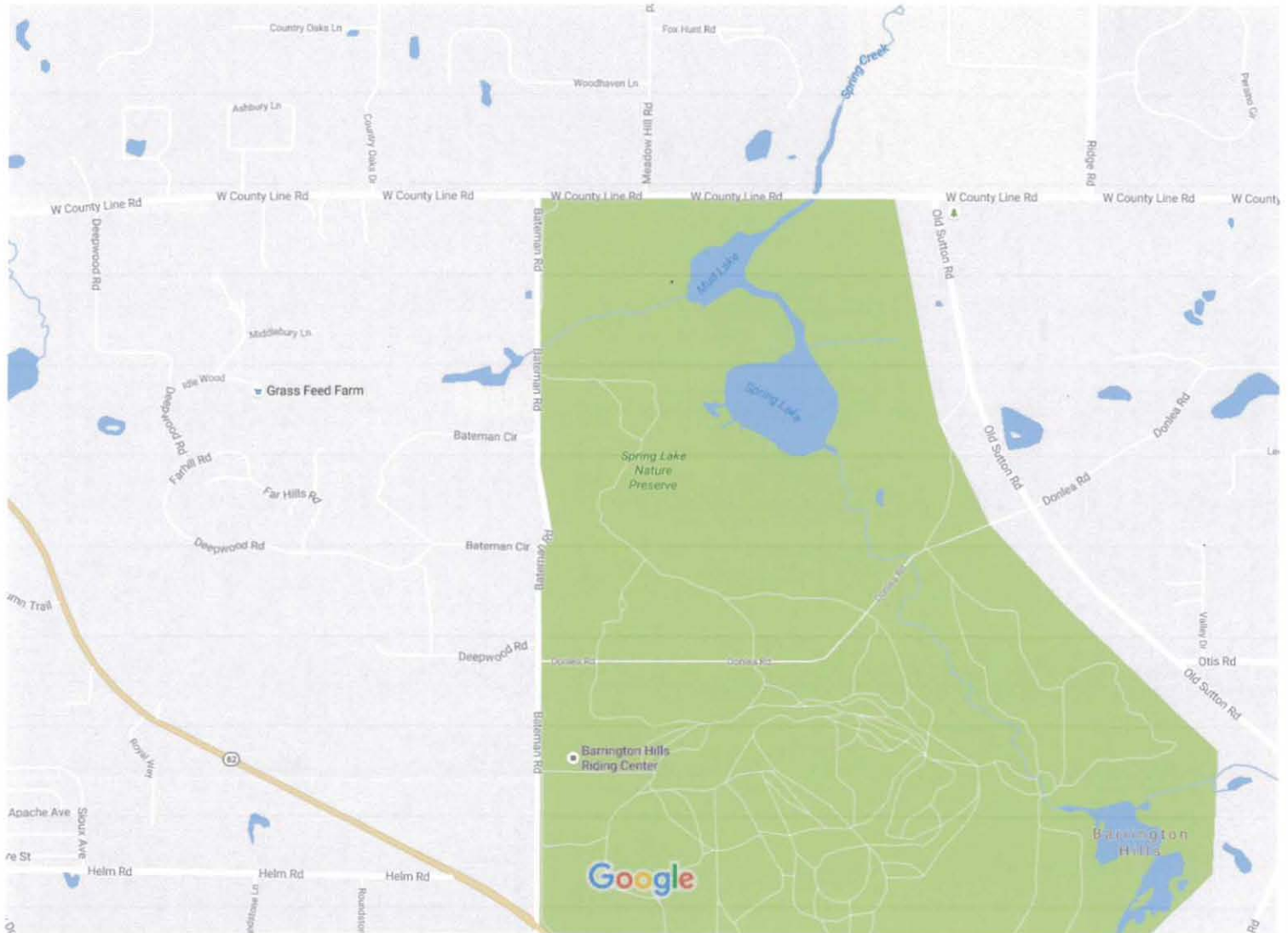
Should you have any questions, please do not hesitate to contact me at cburke@gha-engineers.com or at (847) 821-6256.

Sincerely,
GEWALT HAMILTON ASSOCIATES, INC.

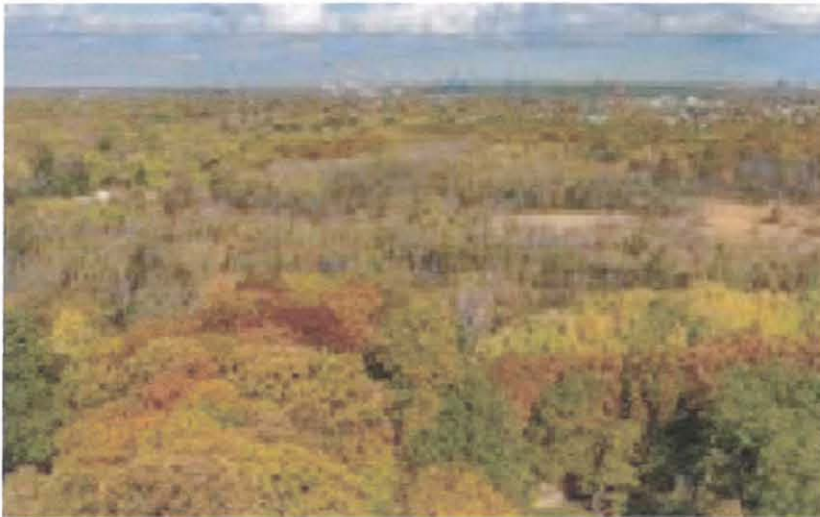


Caitlin Burke
Environmental Consultant

Spring Creek Valley Forest Preserve



Map data ©2016 Google 1000 ft

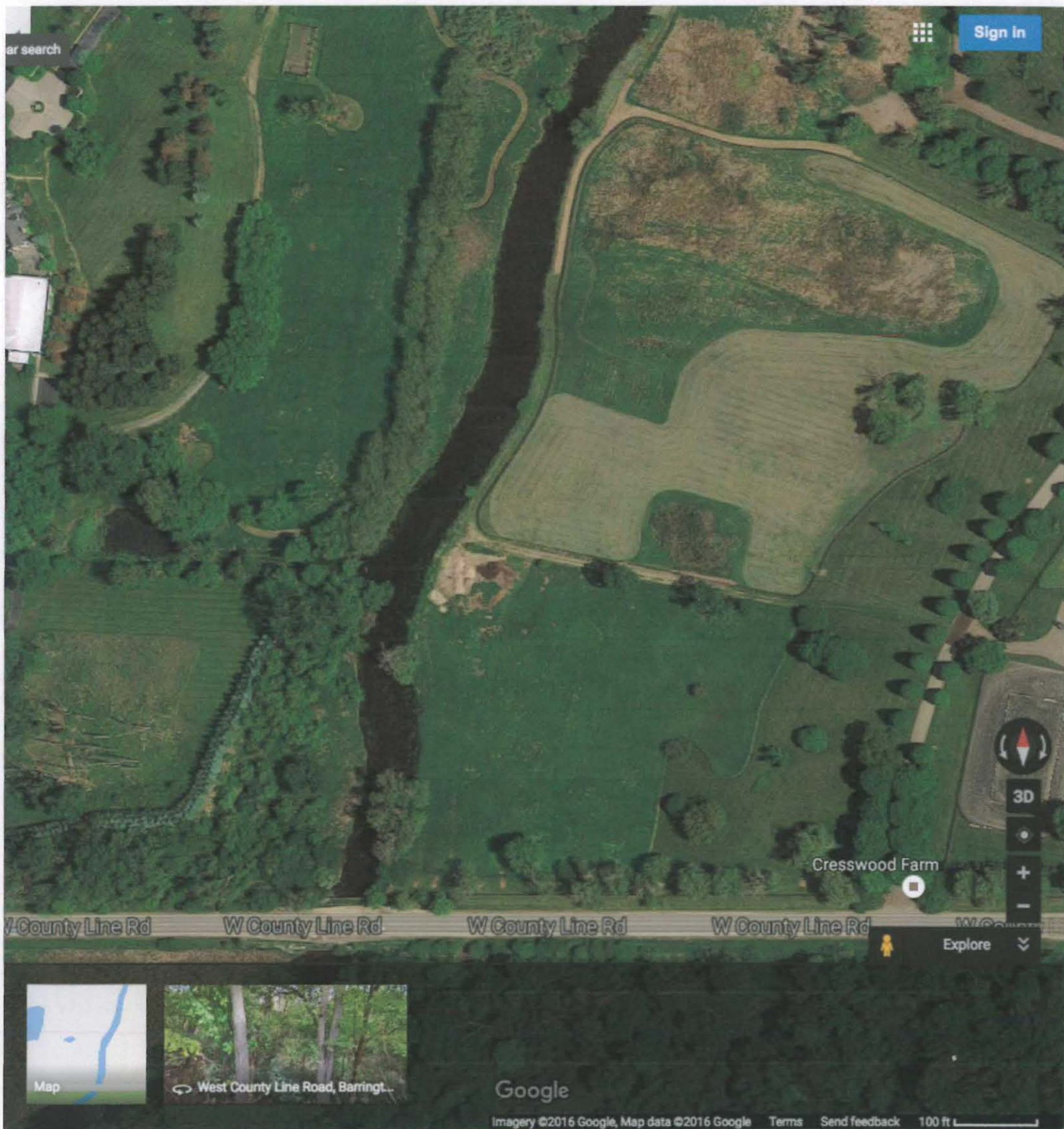


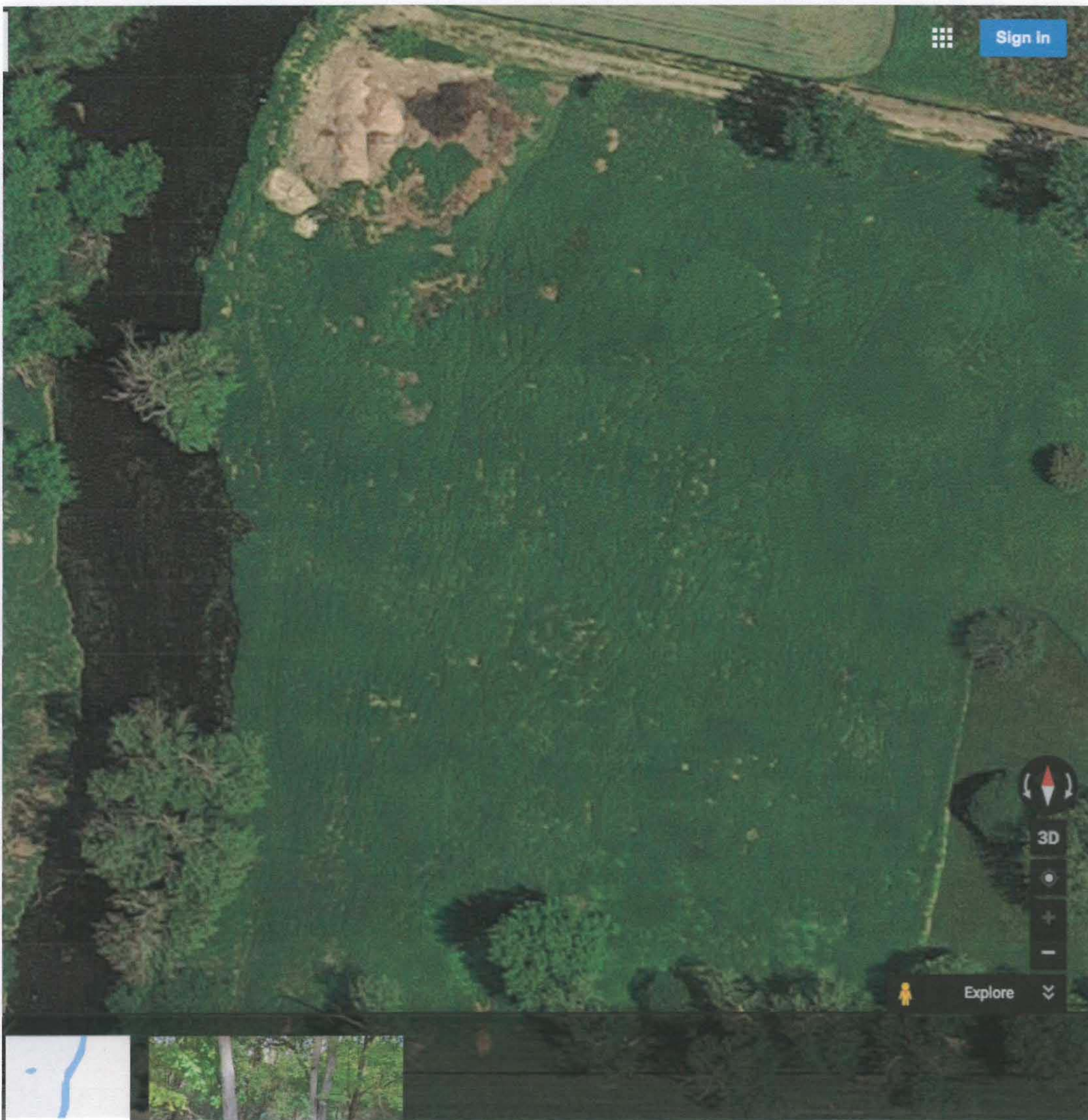
Spring Creek Valley Forest Preserve

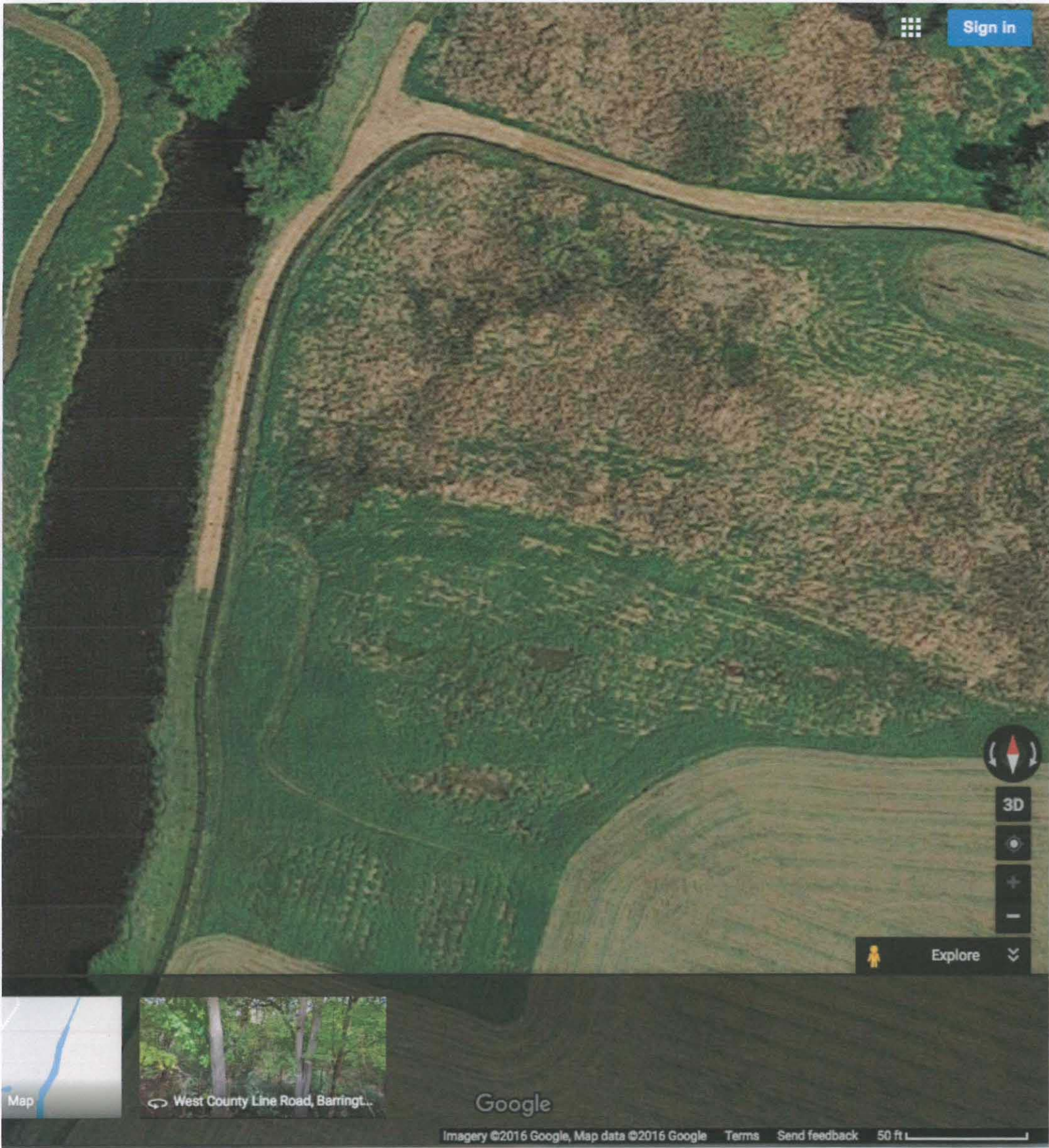
4.2 ★★★★★ 6 reviews

Park

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting









In the Village of Barrington Hills, five (5) sites were selected for testing:

1. Spring Creek North

This test site is located where Spring Creek passes underneath Lincoln Avenue, just north of the intersection of Creek Road with Lincoln Avenue. This site is considered a downstream location.

2. Spring Creek South

The test site is located at the point where Spring Creek passes underneath Dundee Road., just east Healy Road. In this report, the site is considered the upstream location for Spring Creek.

3. Spring Creek Middle

This site is located where Spring Creek passes underneath Lake Cook Rd/County Line Road after flowing through Spring Lake and Mud Lake. In this report, the site is between the upstream and downstream locations for Spring Creek.

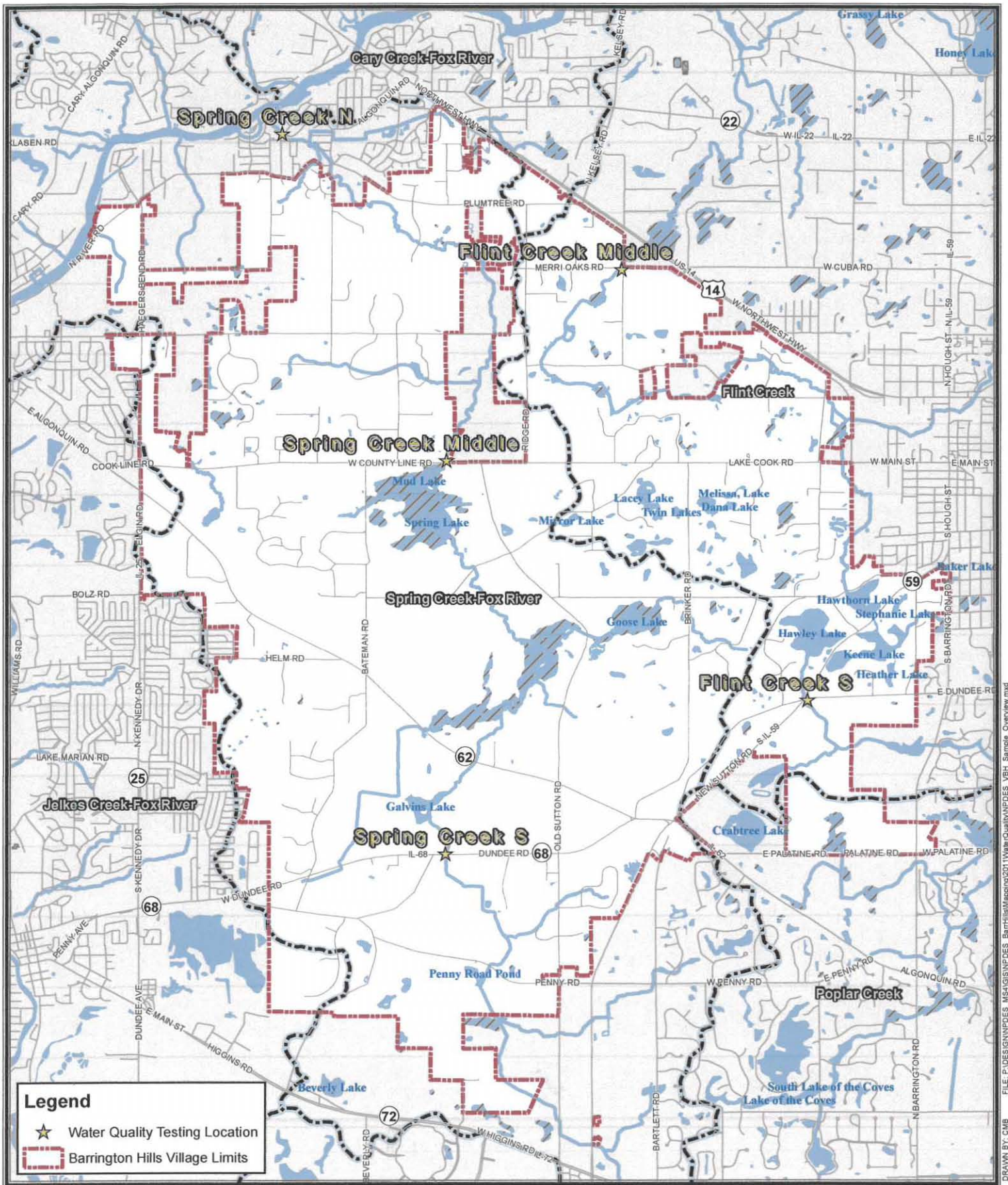
4. Flint Creek South

The test site is located on the east side of Flint Creek at the southeast corner of Dundee Road and IL Route 59 in Barrington Hills. In this report, the site is considered an upstream location for Flint Creek.

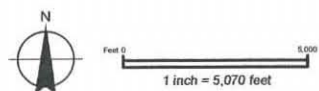
5. Flint Creek Middle

The test site is located on the west side of Flint Creek, north of Merri-Oaks Lane in Barrington Hills. In this report, the site is considered a downstream location for Flint Creek.

Maps showing the approximate locations of the sample site are included on the following pages.



Sources: BAGIS



National Pollutant Discharge Elimination System Water Sampling Locations Village of Barrington Hills, IL



Project: 9355.090
Map Code: 21038x11
DATE: 11/3/2014

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

FILE: P:\DESIGN\NPDES_MSA\GIS\NPDES_BarringtonHills\Map\2011\WaterQuality\NPDES_VBH_Sample_Overview.mxd
DRAWN BY: CMB

Legend

- ★ Barrington Hills Locations
- ▭ Subwatershed Boundaries
- ▭ Barrington Hills Limits

Spring Creek N

HILLCREST AVE

CREEK RD

CRESTVIEW RD

W WITCHIE DR

MAPLE ST
MAPLE AVE

LINCOLN AVE

KEYSTONE AVE

Spring Creek

GHA GEWALT HAMILTON
ASSOCIATES, INC.
www.gha-engineers.com

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community, Esri, HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors, and the GIS user community



1 inch = 125
Feet

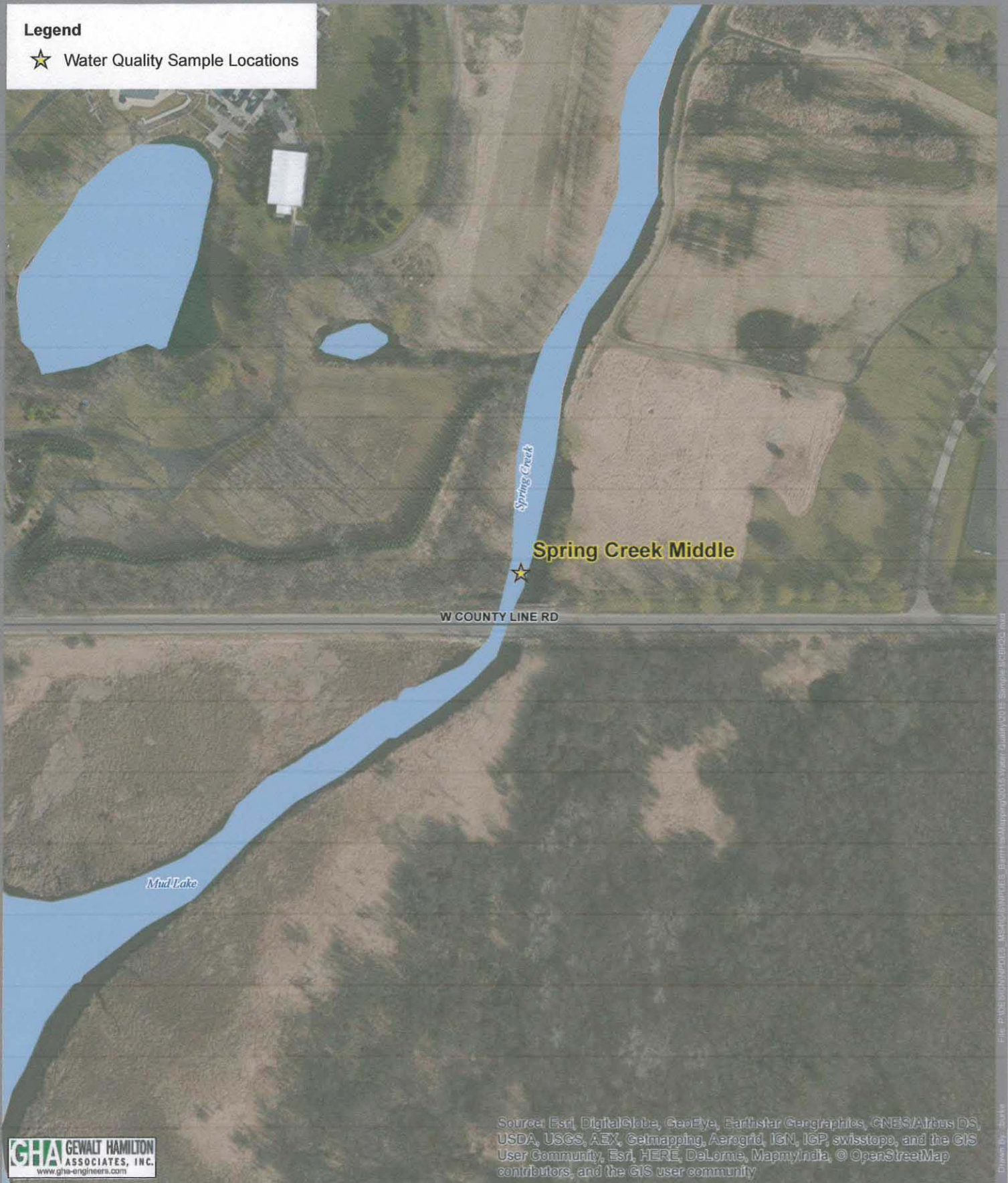
Spring Creek North

Water Sample Locations Overview
Village of Barrington Hills, Illinois

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

Legend

★ Water Quality Sample Locations



1 inch = 200 Feet

Spring Creek Middle

Upstream Water Sample Location
Village of Barrington Hills, Illinois

Submitted to Court Reporter

at August 30, 2016 ZBA Meeting

Legend

★ Water Quality Sample Locations

Spring Creek S

68

DUNDEE RD

IL-68

Sources: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community, Esri, HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors, and the GIS user community

GHA GEWALT HAMILTON
ASSOCIATES, INC.
www.gha-engineers.com



1 inch = 200
Feet

Spring Creek South

Upstream Water Sample Location
Village of Barrington Hills, Illinois

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

Map Center: -88.21162 42.11029

Project: 3880.030



**Application form:
Community Planning Program and
Local Technical Assistance Program**

DEADLINE: Noon on Thursday, June 25, 2015

This application form is online at www.rtachicago.com/applications. You may submit the form by email to applications@rtachicago.com.

Upon receipt of application, you will receive an e-mail verifying that your application has been received.

1. Name of Applicant:

Village of Wayne
5 N 430 Railroad Street
PO Box 532
Wayne, IL 60184

2. Main Contact for Application:

Name: Harlan J. Spiroff

Title: Village Attorney

Phone number: 630-510-6000

Email: Spiroff@thesglawfirm.com

3. Type of Applicant (please check any that apply):

☒ Local government

☐ Multijurisdictional group* → Please list the members of the group (including government and nongovernmental organizations):

☐ Nongovernmental organization* → Name of local government partner(s):

*Applications submitted by multijurisdictional groups and nongovernmental organizations must include a letter indicating support from each relevant local government. See the FAQs for more information. Nongovernmental applicants are strongly encouraged to contact CMAP, RTA, or CCDPH prior to submitting their application to discuss their project and the demonstration of local support.

4. Project Type (please check any that apply):

Please check all statements below that describe characteristics of your project. (This will help us determine whether your project is best handled by CMAP, RTA, or CCDPH.)

- ☐ My project involves preparation of a plan.
- ☒ My project helps to implement a past plan.
- ☐ My project links land use, transportation, and housing.
- ☐ My project has direct relevance to public transit and supports the use of the existing transit system.
- ☐ My project is a bicycle, pedestrian, or active transportation plan in suburban Cook County.
- ☐ My project is not directly related to transportation or land use, but implements GO TO 2040 in other ways.

5. Local Match Requirement (please initial to indicate you are aware of the local match requirements):

I am aware that a local match will be required for most projects, and understand that if my project is selected it is up to the project applicant to contribute a local match. (See the program guide for further details on local match requirements.)

- ☒ Yes, I understand that applicants will be required to contribute a local match.

6. Project Location:

Please provide a brief description of the location of your project. You may include a map if that helps to describe location, but this is not required. If your project helps to implement a past plan, please include a link to that plan.

The location would encompass the Village of Wayne. The current Zoning Map is included with this application.

The Village last updated its Comprehensive Plan (the "Plan") in 2005 and now seeks assistance to implement the Plan by adopting amendments to the existing Zoning Ordinance and approving a new Comprehensive Zoning Ordinance. Alternatively, assistance to update the 2005 Plan and a Comprehensive Zoning Ordinance to implement an updated plan would be welcome.

Attachments of the 2005 Plan will be emailed with this Application.

7. Project Description:

Please tell us what you would like to do in your community, and what assistance is needed. If you have more than one idea, please submit a separate application for each project. Please be specific, but also brief (less than two pages per project idea)—we simply want to have a basic understanding of what you want to do. Program staff will follow-up with you if we need any additional information to fully understand your proposed project.

(Please include any additional information that is relevant, preferably by providing links to online documents.)

The Village of Wayne is a small community with a population of 2,431. The Village's budget is very limited. Its Building and Zoning staff consists of three part-time employees with limited hours of operation. The desired technical planning assistance is the most economical and efficient way to prepare a new Zoning Ordinance for the entire community.

When the Plan was updated in 2005, a new zoning ordinance was not prepared at the same time due to budgetary constraints. The Village now seeks to implement the Plan by adopting amendments to the existing Zoning Ordinance and by approving a new Comprehensive Zoning Ordinance. Over the years, the Village has adopted various text amendments to the Zoning Ordinance, but this has been done in a somewhat piecemeal fashion.

The Project would entail technical planning assistance in making the Village's existing Zoning Ordinance more consistent with the goals of the Plan to maintain the Village's semi-rural character and large lot zoning, while making the Zoning Ordinance more user-friendly and internally consistent. Technical planning assistance is needed to review the existing Zoning Ordinance for consistency with the goals of the Plan and the Village's practice in implementing and enforcing the Ordinance, to prepare amendments to the existing Zoning Ordinance, and then ultimately to prepare a new Zoning Ordinance for the entire community. The anticipated results would be (1) more clearly defined land control regulations and less administrative confusion for homeowners, developers and Village staff in interpreting and implementing the regulations; (2) fewer variations from land control regulations; and (3) more attractive opportunities for development in the Village. All in all, the Village would be able to offer a more balanced, coordinated and integrated approach to land use despite its very small staff.

The Village is a small community, but its unique characteristics as a more rural rather than suburban community with an equestrian and strong open space emphasis make it an excellent candidate for the assistance available from the Chicago Metropolitan Agency for Planning.

As previously noted, the Village updated its Comprehensive Plan in 2005. Although assistance with updating the Plan would be welcome, it is not critical as the Village boundaries are essentially unchanged, the Village is essentially built out and there are no other projects (public infrastructure or otherwise) that would have an effect on the Plan.

Barrington Hills

Population 4,259 people

Households 1,460

Land mass 27 square miles

Forest Preserve 6,000+ acres (42%)

Homes for sale 127

Housing density 52 per sq/mile

Zoning 5 acre

Wayne, IL

2,442

716

5.87 square miles

3,500 acres

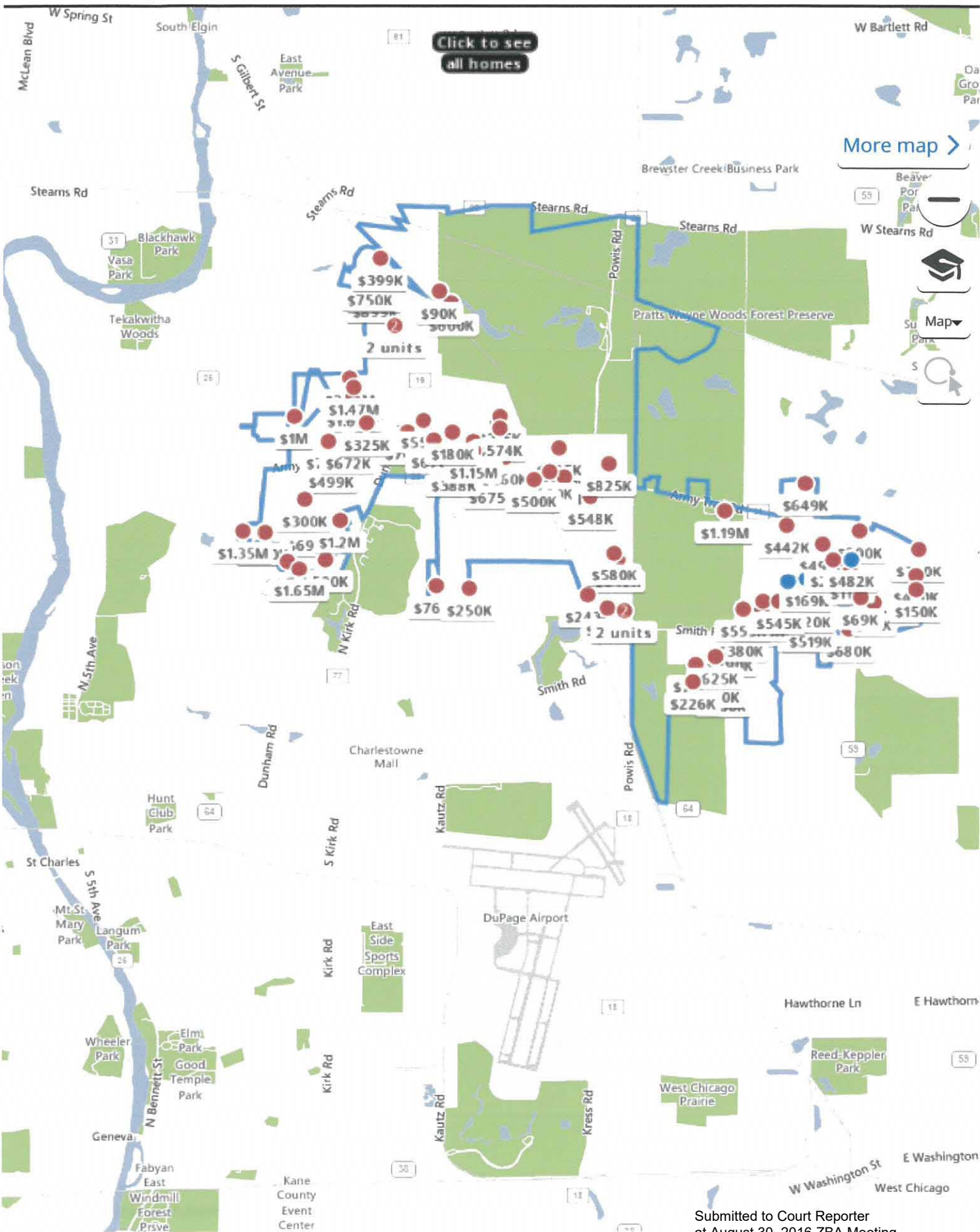
88

123 per sq/mile

4 acre, subdivisions

Commercial

mm
Built Out



All Cities (/)

/ Illinois (/city/Illinois.html), Illinois smaller cities (/city/Illinois2.html), Illinois small towns (/city/Illinois3.html)

/ Illinois forum (/forum/illinois/) / Wayne, Illinois main profile (/city/Wayne-Illinois.html)

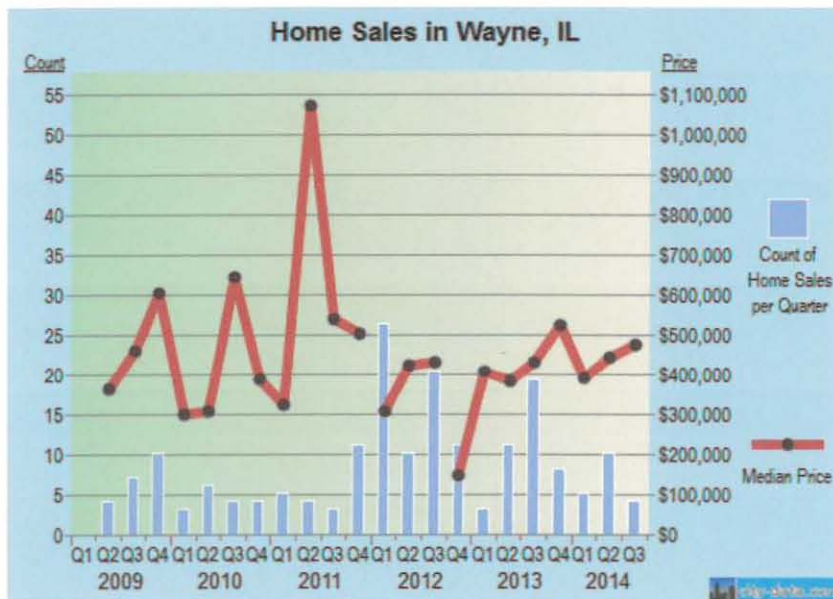
/ US Houses and Residents (index.html) / Wayne, Illinois Houses and Residents

Wayne, IL (Illinois) Houses and Residents

Kingman AZ Real Estate

Homes for sale in Kingman AZ Kingman Arizona Home Search

○ ○



Total population: 2,442 (Urban population: 2,015, Rural population: 84 (all nonfarm))

Houses: 716 (700 occupied: 865 owner occupied, 11 renter occupied)

% of renters here: 1%

State: 34%

Housing density: 123 houses/condos per square mile

Median price asked for vacant for-sale houses and condos in 2013 in this county: \$368,428.

Median contract rent in 2013: \$550 (lower quartile is \$525, upper quartile is \$575)

Median rent asked for vacant for-rent units in 2013: \$245

Median gross rent in Wayne, IL in 2013: \$625

Housing units in Wayne with a mortgage: 497 (5 second mortgage, 134 home equity loan, 0 both second mortgage and home equity loan)

Houses without a mortgage: 107

Median household income for houses/condos with a mortgage: \$170,957

Median household income for apartments without a mortgage: \$147,257

Median monthly housing costs: \$2,873



SEARCH



Full
List

SEE ALSO

Horse Racing
Suburbs and Cities as Dual Metropolis
Duchossois Industries Inc.

HISTORICAL SOURCES

ENTRIES : BARRINGTON HILLS, IL

ENTRIES

B

**Barrington Hills,
IL**

Next

Barrington Hills, IL



Cook County, 34 miles NW of the Loop. Fanning out over the four counties of **Lake**, **Cook**, **Kane**, and **McHenry**, the village of Barrington Hills, at 28.6 square miles, is geographically among the largest in Illinois. Property owners enjoy expansive vistas on minimum five-acre sites where both farming and horse raising are allowed.

The rich farmland and abundant water supplies attracted settlers Jesse Miller and William Van Orsdal in 1834. In the early 1840s other farm families arrived, many of whom were **German**, **English**, and **Irish** immigrants, and formed a town near present-day Sutton Road and Route 68. Initially called Miller's Grove, the community was later named Barrington Center. Farmers brought their crops to nearby markets on the **Fox River** in **East Dundee**. Dairy farmers supported a cheese factory in the late nineteenth century.

Barrington Center Church (used by a **Korean** Wesleyan church in the beginning of the twenty-first century) was built in 1853 and used as an army recruiting station during the **Civil War**. Industry came to the area for a short period in the 1890s, when American Malleable Iron Company built a plant on the northern fringe of Barrington Hills along Highway 14. The company hired hundreds of **Hungarian** workers and constructed a residential community for their workers which they called Chicago Highlands. The foundry closed in 1903 and the workers deserted their homes.

At the turn of the century, executives working in Chicago sought the quiet and openness that Barrington Hills offered. Many of the rolling farms subdivided into large estates where owners turned from agriculture to horse breeding and riding. By the 1920s residents began marking bridle paths. The Fox River Valley Hunt Club, founded in the late 1930s, aided in continuing the system of trails which traversed both private properties and forest preserve land. By the late 1980s over 70 miles of paths could be found.

The Barrington Horse Show began in 1945. It was held on various estates until 1965, when the 15-acre Barrington Countryside Riding Center became its permanent home. The village is home to Hill 'N Dale Farms, belonging to Richard Duchossois, owner of the Arlington Racetrack, and Bill McGinley's Horizons Farms, which exalt the equestrian flavor of the community. The community's identification with horses can be seen in names like Broncos and Colts for school teams, stores catering to saddlery and riding outfits, and subdivisions with names such as Saddlewood and Steeplechase and roads such as Bridlewood Trail and Surrey Court.

A desire to retain the rustic landscape led to village incorporation in 1957. In 1962 Barrington Hills annexed the neighboring town of Middlebury (incorporated in 1953). The Barrington Area Council of Governments (BACOG) formed in 1970 to preserve the resources of the seven villages that constitute the Barrington area.

Barrington Hills has 6,000 acres of **forest preserve**, constituting 42 percent of the village landscape. The largest is Spring Creek Nature Preserve, which measures 4,000 acres of prairie, stream, slough, and woods. Into the 1990s farmers still retained about 3,000 acres of land. Residential properties of over one acre covered 30 percent. Devoid of a downtown center, the village has a small shopping strip along Route 14. With a population of 3,915 in 2000, Barrington Hills has kept its rural flavor as industrial and commercial development has sprung up around its borders.

Barrington Hills, IL (inc. 1957)

Year	Total (and by category)		Foreign Born	Native with foreign parentage	Males per 100 females
1960	1,726		—	—	99
	1,689	White (97.9%)			
	32	Negro (1.9%)			
	5	Other races (0.3%)			
1990	4,202		8.2%	—	100
	3,830	White (91.1%)			
	250	Asian/Pacific Islander (5.9%)			
	24	Hispanic Origin* (0.6%)			
2000	3,915		5.5%	—	98
	3,692	White alone (94.3%)			
	18	Black or African American alone (0.5%)			
	153	Asian alone (3.9%)			
	29	Some other race alone (0.7%)			
	23	Two or more races (0.6%)			
	75	Hispanic or Latino* (1.9%)			

Marilyn Elizabeth Perry

Bibliography

League of Women Voters of the Barrington Area, Illinois. *In and Around Barrington*. 1990.

Lines, Arnett C. *A History of Barrington, Illinois*. 1977.

Messenger, Janet. "Country Living." *North Shore* (December 1997): 73-94.

The Electronic Encyclopedia of Chicago © 2005 Chicago Historical Society.

The Encyclopedia of Chicago © 2004 The Newberry Library. All Rights Reserved. Portions are copyrighted by other institutions and individuals. Additional information on copyright and permissions.

Part of Highland Avenue in Algonquin Barrington Hills closed through December Northwest Herald (<http://www.nwherald.com/2016/08/24/construction-closes-section-of-highland-avenue-in-algonquin-barrington-hills-through-december/at3nu9g/>)

Illinois Department of Transportation and the Village of Barrington Hills, according to the release. (nwherald.com)

Public hearing set for re-evaluation of Longmeadow Parkway 39 s environmental assessment Northwest H (<http://www.nwherald.com/2016/08/12/public-hearing-set-for-re-evaluation-of-longmeadow-parkways-environmental-assessment/anbv444/>)

of transportation, from Huntley Road east to Route 62 in Barrington Hills, adding another Fox River bridge crossing that will require a toll to pass. (nwherald.com)

Behind the effort to make Oak Brook polo great again - In Other News - Crain s Chicago Business

(<http://www.chicagobusiness.com/article/20160813/ISSUE01/308139993/behind-the-effort-to-make-oak-brook-polo-great-again>)

But in rode Drury, a Barrington Hills resident who has played at Oak Brook for decades, to put up the money to keep the club alive. Drury declines to say exactly how much he has invested in (chicagobusiness.com)

Ancestries: German (17.8%), Italian (15.8%), Irish (13.8%), English (8.8%), Polish (6.8%), French (5.6%).

Current Local Time: 1:41:02 PM CST time zone

Incorporated on 07/05/1957

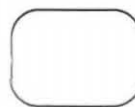
Land area: 27.9 square miles.

Population density: 153 people per square mile ☐ (very low).



Property Value Lookup

1) Enter Any Address. 2) Search It. 3) Get Value, Owner, Tax, and More.



For population 25 years and over in Barrington Hills:

- High school or higher: 99.2%
- Bachelor's degree or higher: 55.1%
- Graduate or professional degree: 24.5%
- Unemployed: 3.0%
- Mean travel time to work (commute): 35.2 minutes



For population 15 years and over in Barrington Hills village:

- Never married: 21.4%

Politics updated: 3/12/2015 9:53 AM

Horse boarding rules already facing legal challenge

Horse feud splitting Barrington Hills

News posted: 8/12/2011 5:42 AM

Barrington Hills horse farm suit alleges political favoritism

Barrington Hills passes controversial measure on horse boarding



Letter to the Editor posted: 8/9/2010 12:01 AM

Correcting record on Barrington Hills horse boarding

October 27, 2015

**Wild horses can't drag couple away from equestrian farm.
Will another lawsuit?**

By Dennis Rodkin

Save

Export

Print

Cite

Horses Likely a Ballot Issue in Barrington Hills

News updated: 6/18/2012 11:22 PM

Barrington Hills residents address horse boarding

Horse boarding continues to draw controversy in Barrington Hills



By Carolyn Rusin TribLocal reporter Aug. 26, 2011 at 1:39 p.m.



So why is the Village being sued (again) over commercial horse boarding?

Suburbs / Barrington Courier-Review

Horse feud splitting Barrington Hills

New forest preserve provides natural beauty, but land dispute gets ugly

Daily Herald

News updated: 5/18/2016 7:50 PM

Horizon Farms reopens to public amid legal tug-of-war

Daily Herald

News updated: 10/2/2015 8:41 PM

Horizon Farms still closed; former owners ask U.S. Supreme Court to intervene



Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

Daily Herald

News posted: 6/25/2015 5:30 AM

Forest preserve opens \$14.5 million Horizon Farms site to the public

Daily Herald

News posted: 3/29/2016 5:30 AM

Horizon Farms to reopen this summer; legal challenge looming

Daily Herald

News updated: 7/30/2012 4:28 PM

Horse boarding likely to be an election issue in Barrington Hills

Daily Herald

News posted: 12/17/2014 5:30 AM

Barrington Hills passes new rules on horse boarding

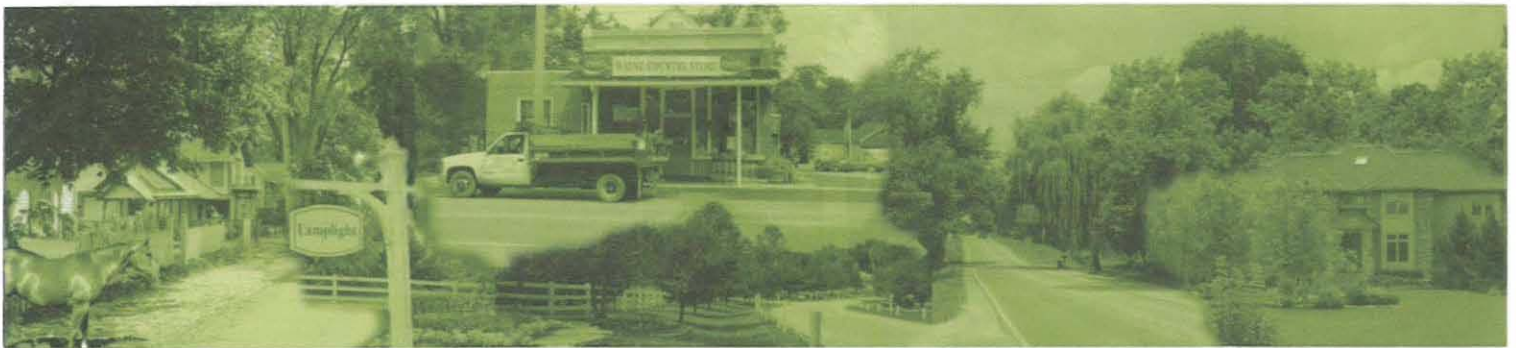
Barrington Hills debates horse boarding

local By TribLocal Community Member Aug. 16, 2010 at 4:00 p.m.

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

COMPREHENSIVE PLAN and ROUTE 25 SUB-AREA PLAN

VILLAGE OF WAYNE, IL



The Village of Wayne is a unique, quality residential community of about 2,000 people located in the Fox River Valley of Kane and DuPage counties in Illinois (*Figure 1: Location Context Map*). Wayne presents a serene and rural atmosphere, which is unique among the urban and suburban centers of the Fox Valley river corridor. Its history is rooted in equestrian and agricultural interests.

The Village dates back to 1834 when the first permanent settlers arrived in northeast Illinois. The land was then used mostly for agriculture until 1865 when Mark Dunham, a son of one of the pioneer settlers in the area, established a farm for breeding and selling prize Percheron draft horses. His farm, called the Oaklawn Farm, produced horses for buyers across the country and in Europe and served as an agricultural showcase in the 1893 World's Columbian Exposition held in Chicago.

Wayne has preserved its unique heritage – today it is one of the few communities in northeastern Illinois with extensive community-wide equestrian uses, trails, and facilities. Two of its historic districts, the Oaklawn Farm and the Village center are listed in the National Register of Historic Places. Village residents are fond of the community's strong sense of place and its relaxed rural atmosphere. The Comprehensive Plan update represents a proactive tool to preserve the unique characters and qualities of the Village, and ensure a continued high quality of life for its residents in the future.

A. NEED FOR AN UPDATED COMPREHENSIVE PLAN

A Comprehensive Plan is the Village's official policy guide to future land use, development and conservation over the next ten to fifteen years. It also provides guidance regarding provision of community services and facilities, natural resource protection, historic preservation and transportation. A Comprehensive Plan is an important policy tool which is long range in orientation yet specific enough to guide day-to-day activities of the Plan Commission, Village Board and Village Administration.

The last comprehensive planning effort was undertaken by the Village in 1991. Since then, the region has changed significantly, creating new opportunities

A. COMMUNITY VISION

A successful comprehensive plan must be based on the needs and aspiration of the community. Thus, before the plan, there must be a vision. In Wayne, a variety of public participation activities, preparation of goals and objectives, and the evaluation of alternative land use and development alternatives have led the community to define its choices for the future. The process has engaged citizens in identifying problems and opportunities facing their community, and eliciting a formal expression of an overall concept of their aspirations for how they want it to look at some point in the future. In the end, Wayne's Vision provides a central, orchestrating theme that guided the development of the planning program.

Visioning means the process by which a community, with the involvement of citizens, characterizes the future it wants, and plans how to achieve it.

Wayne will sustain itself as a high quality, rural residential community nestled in the natural environment of the Fox River Valley. We will protect the natural environment by promoting preservation and environmentally sensitive development practices. We will sustain low residential densities overall to allow the Village to continue the current system of community facilities and volunteer services. We will have realized successful development of the Route 25 Sub-area consistent with joint land use and development preferences with Kane County.

B. KEY COMMUNITY INVOLVEMENT CONSIDERATIONS

Through community involvement and input in the planning process, several key assets, advantages, issues and needs were identified which largely formed the basis for the Village's Vision. These are briefly described below.

Primary Assets and Advantages

- Equestrian uses and riding trails
- The low-density, natural, rural character of the Village
- Village history and a strong sense of community spirit of volunteerism of the residents

Most Significant Issues

- To maintain its current unique character in the face of development pressures
- Boundary agreements with some neighboring municipalities are due to expire within the next ten years
- Increasing traffic volumes in the area due to new development and raised safety concerns
- Roadway improvement projects such as the Stearns Road Bridge and other roadway proposals and concepts made by the County, Illinois Department of Transportation (IDOT) and other agencies such as the widening of Dunham Road and the Red Gate Bridge Road over the Fox River
- Wayne's ability to provide, or provide for, adequate facilities and services like storm water management and fire protection to its residents, especially if more development was annexed to the Village

Projects or Improvements to Complete within the Next Ten Years

One of the most significant projects was strengthening the identity of Wayne by establishing design guidelines that would maintain the character of the entire Village and preserving its natural resources. Conversion of vacant land to park uses and increased involvement of the Forest Preserve Districts were also identified as priorities. Other projects included improved service provision through a new Village Hall, new Fire Station, hydrology studies to track and maintain water quality, and a stormwater management system.

This Chapter provides an overview of existing conditions in the community. It focuses on key influences important to the physical planning and design of the Village and significant policy decision. It also considers plans and programs underway by adjoining jurisdictions. A detailed documentation of existing conditions is presented in the Plan Appendix under a separate cover.

A. EXISTING LAND USE

Existing patterns of land use are a strong influence on potential future land uses and are therefore an important consideration in the planning process. *Figure 2: Existing Land Use* presents the different existing land uses within the Village and its vicinity. Wayne is largely a mature, rural residential community with low-density single family residential as the dominant land use. All residential areas within the Village are in excellent condition creating a high quality residential environment. The relative large sizes of the lots, varying from one acre / unit to more than four acres / unit, create a sense of openness throughout the Village. The presence of well integrated open spaces and natural areas like the Pratts Wayne Woods Forest Preserve further enhance the scenic rural environment. Existing Village facilities and businesses are located in the historic core along Army Trail Road east of the railroad.

The most unique land use that distinguishes Wayne in northeastern Illinois is its commercial and private equestrian facilities. Private stables are present throughout the Village; the most significant commercial facility is the "Lamp-light Commercial Equestrian District" located off Dunham Road, at the north end of the Village. The historic Dunham Woods Farms Riding Center is located at the southeast corner of Army Trail and Dunham Roads in the Oaklawn Farm Historic Preservation District. There is also a network of bridle trails running through the Village providing residents the opportunity to pursue an equestrian lifestyle.

Although Wayne is largely developed, there are several parcels in its planning area which may be subject to development or redevelopment in the future. Within the Village limits, the Hoffman property located west of Powis Road and south of Army Trail Road is the largest vacant property. Outside the Village, a large area just west of the Village boundary is vacant. Smaller

PLANNING FRAMEWORK

vacant lots are scattered in the unincorporated area west of Route 25. While the vacant parcels might attract new development in the near future, several parcels in the unincorporated area west of Route 25 could undergo redevelopment impacting the character of the Village. These issues are discussed in detail in the following sections.

B. PLANNING INFLUENCES

Wayne is an integral part of the urban ecosystem in the Fox River Valley and is affected by planning and development activities not only within its own boundaries but also in its neighboring areas. *Figure 3: Planning Influences* represents the significant factors that influence the current planning environment in the Village.

Within the Village, community facilities and historic landmarks are the primary community centers and they help in defining the character of the community. The historic Village Center includes the administrative facilities and community facilities like post office and local businesses. The Village school and a park are located in close proximity. Another historic district located at the intersection of Army Trail and Dunham Roads, includes the Dunham Castle and the Dunham Woods Riding Club. The 'Lamplight District' is a significant commercial equestrian facility located at the northern edge of Wayne.

The Pratts Wayne Woods Forest Preserve provides a vast buffer of green space east and north of the Village. The Forest Preserve is home to several different species of flora and fauna and provides excellent recreational opportunities. The Illinois Prairie Path, a 30 mile long green corridor for hiking, biking and horseback riding runs through the Pratts Wayne Woods in Wayne. Forest Preserves are also present west of the Village along the Fox River. The Fox River Trail, winds along the Fox River connecting these preserves and other communities along the way to link up to the Prairie Path in Elgin.

Major regional roadways are located at the periphery of the Village; the roadways within the Village are mostly local access. The rapid growth in the Fox River Valley is generating increasing traffic and in response, the Kane County Department of Transportation (KDOT) is considering several roadway proj-

GOALS AND OBJECTIVES

A. COMMUNITY WIDE GOALS AND OBJECTIVES

Land Use and Development

Goal: Preserve the unique character of the Village of Wayne.

Objectives:

Three significant characteristics that make Wayne unique include its rural residential character, equestrian heritage and its history.

1. Rural Residential

- Ensure any new development or redevelopment is in harmony with the Village's existing character and desired future development pattern.
- Recognize that areas subject to change and vacant properties both in the Village and the adjacent unincorporated areas are of special concern.
- Seek to meet the minimum State of Illinois threshold for affordable housing in a compatible manner.

2. Equestrian Community

- Provide for the continuation of equestrian uses compatible with a rural residential community.
- Provide for maintenance and expansion of the area's equestrian trail system by appropriate ordinances, regulations, contractual agreements and donations of land.
- Pursue linkages between the area's equestrian trail segments to enhance continuity and access.

3. Historic Areas

- Respect, protect, and maintain existing historic, cultural and architectural places and landmarks, especially the state and nationally recognized Historic Districts of Wayne's Village Center and Oaklawn Farm.
- Use the Village's Historic and Rural Preservation Program (HARP) to preserve and further enhance the historic and rural character of the Village.
- Recognize and maintain the commercial, institutional, and residential mixed-use character of the Village Center.

PLAN IMPLEMENTATION

1. **Adopt the Comprehensive Plan** – Wayne should officially adopt the Comprehensive Plan so that it can serve as the basis for future actions and guiding planning activities in the Village.
2. **Review and Update Development Regulations** – The adoption of the Comprehensive Plan should be followed by a detailed review and needed updates to the Village's development regulations including the Zoning, Subdivision and Historic Preservation Ordinances.

The Village Code includes a Historic and Rural Preservation Program (HARP) which is aimed at preserving and enhancing the historic and rural character of the Village mainly through monetary and land donations from residents. The Village should review and update the Program to ensure that it remains relevant to current circumstances.

Zoning Ordinance Review – The zoning ordinance review should take a detailed look at the existing zoning designations and updates should be made as required to ensure consistency with the Comprehensive Plan recommendations. This is an important step in maintaining the integrity of established neighborhoods and equestrian amenities within the Village and ensuring that new development is compatible with it.

Subdivision Ordinance Review – The subdivision ordinance should also be reviewed comprehensively; there are specific areas that should be given detailed consideration –

- Maintaining desirable development density
 - Landscaping and vegetation requirements
 - Ensuring safe water supply, sanitary waste water treatment and effective storm water drainage
 - Restricting building in floodplains and wetlands
 - Dedication of park space in new residential developments and connections to existing and proposed open space areas
 - Incorporating design guidelines for aesthetic control
3. **Prepare and Adopt a Capital Improvement Plan** – The Village should prepare and adopt a Capital Improvement Plan (CIP) to prioritize and implement the capital improvement projects recommended in the Comprehensive Plan and to maintain its existing facilities. The Village

Equestrian, Bike and Pedestrian Paths

The Illinois Prairie Path, a regional trail passing through Wayne, presents a unique opportunity for the Village to expand its existing local trail network and to connect to a larger regional system. All new development and redevelopment projects in the Village should be encouraged to explore opportunities for providing walking, biking and riding trails and linking them to existing trails. As indicated on Figure 8, key regional connections from the Prairie Path to existing bikeways in West Chicago to the south and the Tri-County State Park to the north should be considered.

Wayne also benefits from the presence of an extensive equestrian trail system. Wayne should explore opportunities for linking existing trails to create an extensive green network easily accessible from different parts of the Village. The Plan encourages the maintenance and expansion of this system and also encourages the installation of designated equestrian crossings. Adjacent to the "Lamplight" facility on Dunham Road, a stoplight to facilitate equestrian crossing may be merited. Plans for new development or redevelopment should consider appropriate legal authorization, whether by easement or otherwise, for public access to new equestrian trails or trail extensions and connections.

3. Community Facilities and Services

Historically, a strong spirit of community volunteerism and private initiative has made for the provision of community services and facilities in Wayne. It was only in 1983 that the Village started to levy local real estate taxes, prior to which property owners made voluntary contributions in lieu of taxes. Local real estate taxes now form a significant portion of its revenue for funding these community services. The spirit of volunteerism amongst its residents strengthens the sense of community in Wayne and should continue to be a driving force behind community operations. However, the changing needs of the community continue to place additional demands on services and Wayne should strive to provide the highest quality services to its residents consistent with its rural character.

The Village should explore the feasibility of developing a new Village Hall in the Village Center to accommodate its various administrative and operating

LONG RANGE PLAN AND RECOMMENDATIONS

- **Single Family Residential Uses** – This land use class consists of single family areas at the following density levels –
 - *Estate Residential*: which includes single family detached residential dwellings at a density not to exceed 1 dwelling unit for every 4 acres
 - *Community Residential I*: which includes single family detached residential dwellings at a density not to exceed 1 dwelling unit for every two to four acres
 - *Community Residential II*: which includes single family detached residential dwellings at a density not to exceed 1 dwelling unit for every two acres.
 - *Community Residential III*: which includes single family detached residential dwellings at a density not to exceed 1 dwelling unit for every one acre.
- **Commercial Land Uses** – The Comprehensive Plan includes two classes of commercial land uses.
 - *Community Commercial*: a commercial area, which provides a wide range of commercial and retail products and services on a community-wide scale, including larger master planned shopping locations. Community commercial areas tend to concentrate in retail activity including comparison shopping goods.
 - *Village Center*: this area is the central civic and business mixed-use “core” of the Village. It is to be improved on a unified planned and coordinated basis.
- **Light Industrial** – Light manufacturing, warehousing, distribution, research and development, and related low impact uses.
- **Public and Quasi-Public Land Uses** – which includes a range of uses appropriate to Wayne, including:
 - *Equestrian*: which include both commercial and private stables, boarding, and related facilities
 - *Institutional*: which includes Village facilities, schools, fire stations, the post office, churches and similar uses.
 - *Forest Preserve*: Natural preserves owned by the Forest Preserve Districts

A fourth character recognizes the unique condition that exists in the western unincorporated Route 25 area, and the intergovernmental role between the Village of Wayne and Kane County in responsibly planning for joint land use management of the area in the future.

4. Western unincorporated residential community

- Working with Kane County and other units of government, ensure the adequate provision of basic community facilities and services, whether made through public or private services.
- Acknowledge the different land use patterns and densities of this area as distinct from the current incorporated areas of the Village of Wayne while encouraging lot consolidation to better transition from smaller to larger lot sizes.
- While protecting the unique natural resources of the area, stabilize and improve the overall quality of development.

Aesthetics / Physical Appearance

Goal: Assure that the predominant scale, arrangement and appearance of new development will be compatible with the rural equestrian character of Wayne.

Objectives:

1. Establish design guidelines and a design review process to ensure that development is in accordance with the desired character.
2. Locate utilities so as not to disrupt land uses, create a hazard, or adversely impact the environment. Encourage utility companies to bury overhead wires wherever possible.
3. Maintain and enhance roadside vegetation, and fences and hedgerows as an important element of community character.
4. Encourage the use of split rail or open board fences throughout the area to further accentuate the Village's rural and equestrian heritage.
5. Discourage the use of subdivision entrance markers.
6. Minimize light spill-over across property lines from both public and private uses.

THE COMPREHENSIVE PLAN

For the record:

July 10, 1979/1995 update- 4 X

page 9 horseback riding

page 24 Large horse stable, indoor riding
arena and The Fox Valley Pony Club

Amended August 25, 2008- 64 X

Page 3 - 2X

Page 4 - 2X

Page 9 - 3X

Page 11 - 3X

Page 12 - 2X

Page 14 - 3X

Page 20 - 4X

Page 21 - 2X

Page 34 - 5X

Page 35 - 5X -----The Stables of

Barrington Hills*****

Page 38 - 1X

Page 39 - 1X

THE COMPREHENSIVE PLAN
FOR THE VILLAGE OF
**Barrington
Hills**

CONTENTS

PREFACE	
INTRODUCTION	1
GOALS AND OBJECTIVES	5
DEVELOPMENT FACTORS	8
ENVIRONMENTAL CORRIDORS	14
PLANNING UNITS	23
ROADS AND TRIALS	32
LAND USE GUIDANCE	36

PREFACE

This document shall be known as "The Official Comprehensive Plan" of the Village of Barrington Hills. It was adopted by the Board of Trustees on August 28, 1978 pursuant to the authority conferred by Section 11-12-5 of Chapter 24 of the Illinois Revised Statutes.

There is a recurring recognition in recent judicial decisions that land use regulations must be linked to, and implement, well-considered goals and objectives for the future development and growth of the community. This process of forethought about future use and development of land in a community is called "comprehensive planning", and it is provided for in Illinois statutes as indicated above. Without it there can be no rational allocation of land uses, and local government would have no guidance for the growth and development of the community. Similarly, residents and landowners in the community would have no assurance that ad hoc decisions with respect to their land, or their neighbor's land, would not materially alter the character of an area and impair the value and use of land. Thus, land use decisions should follow a calm and deliberate consideration of the goals and objectives of the community.

In this "Comprehensive Plan" the Village of Barrington Hills articulates its goals and objectives and its plans for the future. At the same time the Village recognizes that planning must be an ongoing process and that reducing goals, objectives, and plans to writing in an adopted document does not terminate the obligation of the Village to plan for its future. The Plan does, however, give the officials of the Village a set of policies and principles to be implemented by regulations, such as the zoning and subdivision ordinances. The Plan also gives Village officials a touchstone by which later specific proposals for land use changes or development may be tested and measured.

Comprehensive planning for Barrington Hills has been coordinated with planning for the Barrington Area Council of Governments (BACOG). For this reason the Comprehensive Plan of the Barrington Area Council of Governments, adopted by BACOG on July 29, 1975, was adopted by reference by the Village of Barrington Hills in Ordinance No. 76-5 approved on May 24, 1976. The BACOG Plan is made a part of this official Comprehensive Plan, except in case of conflict between the two plans. In such a case the official Comprehensive Plan of the Village of Barrington Hills shall be controlling.



Total Retail (Excluding Big Box Outfitter)
450,000 s.f. with 2,700 Cars at 6.0/1,000 s.f.

Conceptual Site Plan © 2005 - Terra Associates, Inc.
The Stables of Barrington Hills
 Barrington Hills, Illinois
 12 August 2005



Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tomasz Helenowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tomasz K. Helenowski 8/30/2016
SIGNED DATE

TOMASZ K. HELENOWSKI
PRINTED NAME

365 Bateman Rd, Barrington Hills 60010
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Susan Helenowski, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Susan K Helenowski 8/30/2016
SIGNED DATE

Susan K Helenowski 8/30/2016
PRINTED NAME

365 Bateman Barrington Hills, IL 60010
ADDRESS



PHYLLIS K. WALTERS
RECORDER-MCHENRY COUNTY, IL

2014R0033579

10/02/2014 04:30PM PAGES 8

RECORDING FEE 30.00

GIS FEE 15.00

STATE STAMP FEE 3043.00

COUNTY STAMP FEE 1521.50

RHSPS HOUSING FEE 9.00

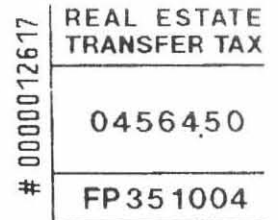
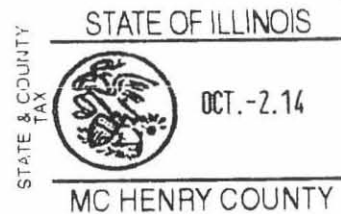
SPECIAL WARRANTY DEED

PREPARED BY:

Nicole Rudman Brown
Daspin & Aument, LLP
227 W. Monroe Street, Suite 3500
Chicago, Illinois 60606

MAIL TO:

Pearl A. Zager
Vedder Price P.C.
222 North LaSalle Street, Suite 2600
Chicago, Illinois 60601



THIS INDENTURE, made as of September 30, 2014 (the "Effective Date"), between **DALLAS-CHRISTOPHER, LTD., a Texas limited partnership ("Grantor")**, and **BHFW LLC, an Illinois limited liability company**, having an address of P.O. Box 8177, Chicago, Illinois 60680 ("Grantee"), WITNESSETH, that Grantor, for and in consideration of the sum of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by Grantee, the receipt whereof is hereby acknowledged, by these presents does GRANT, BARGAIN AND SELL unto Grantee, and to its successors and assigns, FOREVER, all the following described real estate (the "Premises") situated in the County of McHenry, the State of Illinois, known and described as follows, to wit:

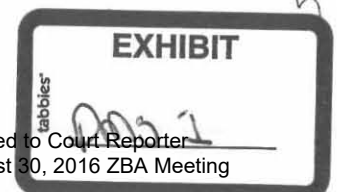
Legal Description attached hereto as Exhibit A and made a part hereof.

together with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim or demand whatsoever, of Grantor, either in law or equity, of, in and to the Premises, with the hereditaments and appurtenances: TO HAVE AND TO HOLD the Premises, with the appurtenances, unto Grantee, its successors and assigns forever.

And Grantor, for itself and its successors, does covenant, promise and agree to and with Grantee, its successors and assigns that it has not done or suffered to be done anything whereby the Premises hereby granted are, or may be, in any manner encumbered or charged, except as herein recited; and that it WILL WARRANT AND DEFEND the Premises against all persons lawfully claiming, or to claim the same, by, through or under it, subject to those matters set forth in Exhibit B attached hereto and made a part hereof.

[Signature page attached]

CHICAGO TITLE
101 N VIRGINIA ST STE 190
CRYSTAL LAKE IL 60014



In Witness Whereof, said Grantor has caused its name to be signed to these presents as of the Effective Date.

Dallas-Christopher, LTD., a Texas limited partnership

By: Fritz Duda Company, a Texas Corporation
Its: General Partner

By: [Signature]
Michael C. Duda
Its: Vice President

STATE OF _____ }
COUNTY OF _____ } ss.

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that Michael C. Duda, personally known to me to be the Vice President of Fritz Duda Company, a Texas Corporation, the General Partner of Dallas-Christopher, Ltd., a Texas limited partnership, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as such Vice President, he signed and delivered the said instrument, as his free and voluntary act, and as the free and voluntary act and deed of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and official seal, this 29th day of September, 2014.

[Signature]
Notary Public

[NOTARIAL SEAL]

My Commission Expires: 3/08/2016

SEND TAX BILLS TO:

BHFW LLC
P.O. Box 8177
Chicago, Illinois 60680

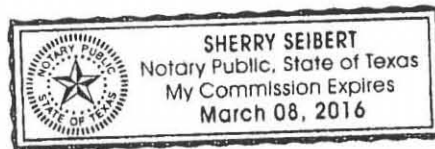


Exhibit A

Legal Description

PARCEL 1:

THE SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS; ALSO

PARCEL 2:

THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS; ALSO

PARCEL 3:

THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THE SOUTH 35 FEET OF THAT PART THEREOF LYING WEST OF THE EAST 280 FEET THEREOF, MEASURED ALONG THE EAST AND SOUTH LINES), IN MCHENRY COUNTY, ILLINOIS; ALSO

PARCEL 4:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (EXCEPT THE NORTH 10 ACRES), SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS; ALSO

PARCEL 5:

THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS; ALSO

PARCEL 6:

THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 7:

THAT PART OF THE WEST $\frac{1}{2}$ OF THE SOUTHEAST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN AND THAT PART OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING NORTH OF THE CENTER LINE OF COUNTY LINE ROAD, BOUNDED BY A LINE DESCRIBED AS FOLLOWS; BEGINNING AT THE INTERSECTION OF THE EAST LINE OF THE WEST $\frac{1}{2}$ OF SAID $\frac{1}{4}$ SECTION WITH THE NORTH LINE OF COUNTY LINE ROAD; THENCE NORTH 00 DEGREES 28 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF THE WEST $\frac{1}{2}$ OF THE SOUTHEAST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ AFORESAID, 1349.28 FEET TO THE NORTHEAST CORNER THEREOF; THENCE NORTH 89 DEGREES 19 MINUTES 30 SECONDS WEST ALONG THE NORTH LINE OF THE SOUTH $\frac{1}{2}$ OF SAID SOUTHWEST $\frac{1}{4}$, 430.0 FEET; THENCE SOUTH 14 DEGREES 33 MINUTES 07 SECONDS WEST, 644.60 FEET TO AN ANGLE POINT IN THE NORTH LINE OF THAT PROPERTY DESCRIBED WITHIN DOCUMENT 743263; THENCE CONTINUING ALONG THE NORTHERLY LINE OF SAID PROPERTY, SOUTH 58 DEGREES 55 MINUTES 52 SECONDS EAST, 205.98 FEET TO THE NORTHEAST CORNER THEREOF; THENCE NORTH 62 DEGREES 20 MINUTES 48

SECONDS EAST ALONG THE NORTHERLY LINE OF THAT PROPERTY DESCRIBED WITHIN DOCUMENT NO. 779877, 153.53 FEET; THENCE SOUTH 68 DEGREES 00 MINUTES 00 SECONDS EAST, 200.00 FEET TO THE NORTHEAST CORNER THEREOF, BEING A POINT DESCRIBED AS AN INTERSECTION WITH A LINE 100.0 FEET WEST, AS MEASURED AT RIGHT ANGLES, AND PARALLEL WITH THE EAST LINE OF THE WEST ½ OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ AFORESAID; THENCE SOUTH 00 DEGREES 28 MINUTES 00 SECONDS EAST ALONG SAID PARALLEL LINE, 615.0 FEET TO A POINT ON THE NORTH LINE OF COUNTY LINE ROAD; THENCE SOUTH 86 DEGREES 53 MINUTES 10 SECONDS EAST ALONG THE NORTH LINE OF SAID ROAD, 100.19 FEET TO THE POINT OF BEGINNING IN MCHENRY COUNTY, ILLINOIS.

120 W. County Line Rd
Barrington Hills Ill 60010
1936 300 023,061,020-030,004
1936 100 010,011

Exhibit B

Permitted Encumbrances

A. WITH RESPECT TO PARCELS 1-7:

1. TAXES AND ASSESSMENTS WHICH ARE A LIEN, BUT WHICH ARE NOT YET BILLED, OR ARE BILLED BUT ARE NOT YET DELINQUENT AND ANY ASSESSMENTS NOT SHOWN ON THE PUBLIC RECORDS.
2. ACTS DONE OR SUFFERED BY, THROUGH OR UNDER, OR JUDGMENTS AGAINST, GRANTEE.
3. RIGHTS OF TENANTS UNDER EXISTING UNRECORDED LEASES IN FAVOR OF DAVID W. DABOLL AND KARRIN OLSON DABOLL; AND AGRICULTURAL LEASE IN FAVOR OF JAY HANSEN DOING BUSINESS AS SUNCREEK FARMS.
4. RIGHTS OF THE PUBLIC, THE STATE OF ILLINOIS AND THE MUNICIPALITY IN AND TO THAT PART OF THE LAND, IF ANY, TAKEN OR USED FOR ROAD PURPOSES.
5. RIGHTS OF WAY FOR DRAINAGE TILES, DITCHES, FEEDERS, LATERALS AND UNDERGROUND PIPES, IF ANY.
6. RIGHTS OF ADJOINING OWNERS TO THE UNINTERRUPTED FLOW OF ANY STREAM WHICH MAY CROSS THE PREMISES.

B. WITH RESPECT TO PARCELS 1-6:

1. EASEMENT RIGHTS OF ILLINOIS BELL TELEPHONE COMPANY, ITS SUCCESSORS AND ASSIGNS, ACQUIRED BY PERMIT FILED APRIL 4, 1957 AS DOCUMENT NO. 321398, GRANTED BY PAULINE S. GOLTRA, ET AL. AFFECTS A STRIP OF LAND 1 ROD WIDE LYING EAST OF, ADJOINING AND PARALLEL TO A LINE ABOUT 33 FEET EAST OF THE WEST LINE OF SAID SECTION 36, SAID PROPERTY BEING DESCRIBED IN DOCUMENT NO. 293074.
2. EASEMENT RIGHTS RESERVED IN TRUSTEE'S DEED RECORDED NOVEMBER 5, 1969 AS DOCUMENT NO. 516931 OVER THE NORTHERLY 33 FEET OF THE LAND FOR INGRESS, EGRESS AND PUBLIC UTILITIES.
3. EASEMENT RIGHTS RESERVED IN TRUSTEE'S DEED RECORDED NOVEMBER 5, 1969 AS DOCUMENT NO. 516930 OVER THE WEST 50 FEET AND THE SOUTHERLY 33 FEET OF THE LAND FOR INGRESS, EGRESS AND PUBLIC UTILITIES.
4. BOUNDARY LINE AGREEMENT MADE BY AND BETWEEN WILLIAM T. YLVISAKER AND FIRST NATIONAL BANK OF DES PLAINES, AS TRUSTEE UNDER TRUST AGREEMENT DATED MAY 19, 1980 AND KNOWN AS TRUST NO. 97922977 DATED JUNE 8, 1992 AND RECORDED JULY 15, 1992 AS DOCUMENT NO. 92R38537 ESTABLISHING THE COMMON BOUNDARY LINE

BETWEEN THE LAND OWNED BY SAID PARTIES AND THE PROVISIONS THEREIN CONTAINED.

C. WITH RESPECT TO PARCEL 7:

1. RIGHTS OF THE PUBLIC AND OF THE STATE OF ILLINOIS IN AND TO THAT PART OF THE EAST THREE-QUARTERS OF THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, AS DEDICATED FOR ROAD PURPOSES BY INSTRUMENT OF DEDICATION EXECUTED BY MINNIE A. KEMP AND FRANCES K. SPENCER, DATED MARCH 3, 1942 AND FILED MAY 17, 1944, IN BOOK 30 OF MISCELLANEOUS RECORDS, PAGE 175.
2. RIGHTS OF NORTHERN ILLINOIS GAS COMPANY, ITS SUCCESSORS AND ASSIGNS, TO LAY, MAINTAIN, OPERATE, RENEW AND REMOVE GAS MAINS AND OTHER NECESSARY FACILITIES OVER THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN WITH RIGHT OF ACCESS THERETO UNDER AND BY VIRTUE OF THE GAS MAIN EASEMENT FROM JOHN A. ZALESKI AND WIFE, RECORDED JUNE 27, 1968 AS DOCUMENT NO. 491927 AND THE PROVISIONS THEREIN CONTAINED.
3. RIGHTS, IF ANY, OF THE UNITED STATES OF AMERICA, AND THE STATE OF ILLINOIS AND THE MUNICIPALITY IN AND TO SO MUCH, IF ANY, OF THE LAND AS MAY HAVE BEEN FORMED BY MEANS OTHER THAN NATURAL ACCRETIONS AND IN AND TO SO MUCH, IF ANY, AS MAY BE COVERED BY THE WATERS OF THE LAKE AND THE POND, AS DISCLOSED BY PLAT OF SURVEY OF NELSON, HARKER AND MOLLOY, INC., REGISTERED LAND SURVEYORS, AND SURVEY MADE BY GEORGE D. HARKER & ASSOCIATES DATED OCTOBER 10, 2002, ORDER NO. 020123.
4. COVENANTS AND RESTRICTIONS CONTAINED IN THE DECLARATION OF COVENANTS AND RESTRICTIONS RECORDED DECEMBER 7, 1977 AS DOCUMENT NO. 717025 MADE BY O'HARE INTERNATIONAL BANK, TRUST NO. 79-L-110, RELATING TO THE APPROVAL OF PLANS, KIND, USE AND AREA OF BUILDINGS TO BE ERECTED ON THE LAND, THE PARKING OF RECREATIONAL OR COMMERCIAL VEHICLES, KEEPING OF HOOVED ANIMALS AND PROHIBITS THE USE OF POWER BOATS, SNOWMOBILES AND MOTORCYCLES AND MAJOR REPAIR OF AUTOMOBILES ON THE LAND.

AMENDMENT TO COVENANTS AND RESTRICTIONS RECORDED SEPTEMBER 12, 1979 AS DOCUMENT NO. 778865 AND RE-RECORDED SEPTEMBER 24, 1979 AS DOCUMENT NO. 779879 RELATING TO THE USE, EXPENSE AND MAINTENANCE OF THE EXISTING LAKE.

5. RIGHTS OF COMMONWEALTH EDISON COMPANY, AN ILLINOIS CORPORATION, AND ILLINOIS BELL TELEPHONE COMPANY, AN ILLINOIS CORPORATION, THEIR SUCCESSORS AND ASSIGNS, TO CONSTRUCT, OPERATE AND MAINTAIN SERVICE FACILITIES AND OTHER EQUIPMENT IN,

ALONG, UPON AND UNDER THE EAST 10 FEET OF THE NORTH 660.0 FEET AS MEASURED AT RIGHT ANGLES TO THE NORTH LINE THEREOF THE EAST HALF OF THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACQUIRED BY GRANT OF EASEMENT FROM O'HARE INTERNATIONAL BANK, TRUST NO. 70-L-110, RECORDED AUGUST 3, 1979 AS DOCUMENT NO. 775530 AND THE PROVISIONS THEREIN CONTAINED.

6. EASEMENT OVER PART OF THE LAND IN FAVOR OF A DOMINANT TENEMENT FOR THE PURPOSES OF INGRESS AND EGRESS TO BUILD, MAINTAIN AND REPAIR A LAKE OR POND AND INCIDENTAL PURPOSES, AS CREATED BY EASEMENT AGREEMENT MADE BY O'HARE INTERNATIONAL BANK, N.A., AS TRUSTEE UNDER TRUST NO. 70-L-110, TO PALATINE NATIONAL BANK, AS TRUSTEE UNDER TRUST NO. 3200 RECORDED SEPTEMBER 12, 1979 AS DOCUMENT NO. 778864, AND THE COVENANTS, CONDITIONS AND AGREEMENTS THEREIN CONTAINED.



PHYLLIS K. WALTERS
RECORDER-MCHENRY COUNTY, IL

2014R0033580

10/02/2014 04:30PM PAGES 7

RECORDING FEE 29.00

GIS FEE 15.00

STATE STAMP FEE 2170.50

COUNTY STAMP FEE 1085.25

RHSPS HOUSING FEE 9.00

SPECIAL WARRANTY DEED

PREPARED BY:

Nicole Rudman Brown
Daspin & Aument, LLP
227 W. Monroe Street, Suite 3500
Chicago, Illinois 60606

MAIL TO:

Pearl A. Zager
Vedder Price P.C.
222 North LaSalle Street, Suite 2600
Chicago, Illinois 60601



STATE & COUNTY
TAX

STATE OF ILLINOIS



OCT. - 2.14

MC HENRY COUNTY

0000012618

REAL ESTATE
TRANSFER TAX

03255,75

FP351004

THIS INDENTURE, made as of September 30, 2014 (the "Effective Date"), between Gateway Company, L.C., a Nevada limited liability company ("Grantor"), and BHFLLC, an Illinois limited liability company, having an address of P.O. Box 8177, Chicago, Illinois 60680 ("Grantee"), WITNESSETH, that Grantor, for and in consideration of the sum of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by Grantee, the receipt whereof is hereby acknowledged, by these presents does GRANT, BARGAIN AND SELL unto Grantee, and to its successors and assigns, FOREVER, all the following described real estate (the "Premises") situated in the County of McHenry, the State of Illinois, known and described as follows, to wit:

Legal Description attached hereto as Exhibit A and made a part hereof.

together with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim or demand whatsoever, of Grantor, either in law or equity, of, in and to the Premises, with the hereditaments and appurtenances: TO HAVE AND TO HOLD the Premises, with the appurtenances, unto Grantee, its successors and assigns forever.

And Grantor, for itself and its successors, does covenant, promise and agree to and with Grantee, its successors and assigns that it has not done or suffered to be done anything whereby the Premises hereby granted are, or may be, in any manner encumbered or charged, except as herein recited; and that it WILL WARRANT AND DEFEND the Premises against all persons lawfully claiming, or to claim the same, by, through or under it, subject to those matters set forth in Exhibit B attached hereto and made a part hereof.

[Signature page attached]

CHICAGO TITLE
101 N VIRGINIA ST STE 190
CRYSTAL LAKE IL 60014



EXHIBIT

McHenry County Recorder Phyllis K. Walters # 2014R0033580

Exhibit A

Legal Description

PARCEL 1:

THE SOUTH HALF OF LOT 2 OF THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 43 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPTING THEREFROM THAT PART THEREOF CONVEYED BY HENRY JURS AND WIFE TO PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS, BY WARRANTY DEED DATED JULY 20, 1926 AND RECORDED IN THE RECORDER'S OFFICE OF MCHENRY COUNTY, ILLINOIS, IN BOOK 174 OF DEEDS, PAGE 531, ALSO EXCEPTING THEREFROM THAT PART THEREOF CONVEYED BY HENRY JURS AND WIFE TO THE PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS BY QUIT CLAIM DEED DATED JUNE 16, 1927 AND RECORDED IN SAID RECORDER'S OFFICE IN BOOK 178 OF DEED, PAGE 342, ALSO EXCEPTING THEREFROM THE WEST 40 FEET OF THE SOUTH HALF OF SAID LOT 2 (EXCEPTING THE NORTH 190 FEET THEREOF), ALSO EXCEPTING THEREFROM THE SOUTH 40 FEET OF THE NORTH 190 FEET OF THE SOUTH HALF OF LOT 2 ALSO EXCEPTING THEREFROM THAT PART LYING EASTERLY OF THE WESTERLY LINE OF PALOMA POINTE SUBDIVISION, AS MONUMENTED AND OCCUPIED, RECORDED JUNE 14, 2005 AS DOCUMENT 2005R0046336 BEING ALSO DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF SAID LOT 2 AND THE EAST LINE OF THE WEST 40 FEET OF SAID LOT 2; THENCE NORTH 00 DEGREES 30 MINUTES 39 SECONDS WEST ALONG SAID EAST LINE, 1141.67 FEET TO THE SOUTH LINE OF THE NORTH 190 FEET OF THE SOUTH HALF OF SAID LOT 2; THENCE SOUTH 89 DEGREES 49 MINUTES 37 SECONDS EAST ALONG SAID SOUTH LINE, 1121.47 FEET TO THE WESTERLY LINE OF SAID PALOMA POINTE SUBDIVISION, AS MONUMENTED AND OCCUPIED, EXTENDED NORTHERLY; THENCE SOUTH 00 DEGREES 20 MINUTES 34 SECONDS WEST ALONG SAID WESTERLY LINE, 1138.69 FEET TO THE SOUTH LINE OF SAID LOT 2; THENCE NORTH 89 DEGREES 58 MINUTES 39 SECONDS WEST ALONG SAID SOUTH LINE, 1104.47 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

THE WEST HALF EXCEPTING THEREFROM THE WEST ONE-THIRD THEREOF, OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 3:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 36; THENCE SOUTH 00 DEGREES 44 MINUTES 06 SECONDS WEST ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 36, A DISTANCE OF 1661.81 FEET TO THE SOUTH LINE OF THE NORTH 10 ACRES OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 36; THENCE SOUTH 89 DEGREES 17 MINUTES 17 SECONDS WEST ALONG SAID SOUTH LINE, A DISTANCE OF 1299.48 FEET TO THE EAST LINE OF WHITE OAK ESTATES AS MONUMENTED AND OCCUPIED; THENCE NORTH 00 DEGREES 10 MINUTES 41 SECONDS EAST ALONG SAID EAST LINE, A DISTANCE OF 1661.19 FEET TO THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 36; THENCE NORTH 89

DEGREES 16 MINUTES 32 SECONDS EAST ALONG SAID NORTH LINE, A DISTANCE OF 1315.65 FEET TO THE POINT OF BEGINNING, ALL IN McHENRY COUNTY, ILLINOIS.

2490 Spring Creek Rd, Barrington Hills, Ill

1925 400 001

2030 300 016

1936 100 004

Exhibit B

Permitted Encumbrances

A. WITH RESPECT TO PARCELS 1-3:

1. TAXES AND ASSESSMENTS WHICH ARE A LIEN, BUT WHICH ARE NOT YET BILLED, OR ARE BILLED BUT ARE NOT YET DELINQUENT AND ANY ASSESSMENTS NOT SHOWN ON THE PUBLIC RECORDS.
2. ACTS DONE OR SUFFERED BY, THROUGH OR UNDER, OR JUDGMENTS AGAINST, GRANTEE.
3. RIGHTS OF TENANTS UNDER EXISTING UNRECORDED LEASES WITH AGNIESZKA POCHIECHA AND AGRICULTURAL LEASE WITH JOHN HANSEN DOING BUSINESS AS SUNCREEK FARMS.
4. RIGHTS OF THE PUBLIC, THE STATE OF ILLINOIS AND THE MUNICIPALITY IN AND TO THAT PART OF THE LAND, IF ANY, TAKEN OR USED FOR ROAD PURPOSES.
5. RIGHTS OF ADJOINING OWNERS TO THE UNINTERRUPTED FLOW OF ANY STREAM WHICH MAY CROSS THE PREMISES.
6. RIGHTS OF WAY FOR DRAINAGE TILES, DITCHES, FEEDERS, LATERALS AND UNDERGROUND PIPES, IF ANY.

B. WITH RESPECT TO PARCEL 1:

1. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED FROM COMMONWEALTH EDISON COMPANY AS DOCUMENT NO. 789917 AND AS DOCUMENT NO. 95R31677.
2. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 518314.
3. EASEMENT IN FAVOR OF ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING

THERETO CONTAINED IN THE GRANT RECORDED/FILED IN BOOK 11 OF MISCELLANEOUS RECORDS, PAGE 462, FROM HENRY JURIS IN, ALONG, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS ADJOINING THE PROPERTY OWNED BY THE GRANTEE IN THE EAST HALF OF THE SOUTHWEST QUARTER AND WEST HALF OF SOUTHWEST QUARTER AND WEST HALF OF SOUTHWEST QUARTER OF SECTIONS 25 AND 30 OF THE LAND.

4. ENCROACHMENT OF THE FENCE LOCATED MAINLY ON THE LAND ONTO PROPERTY WEST AND ADJOINING BY 8.12 FEET.

C. WITH RESPECT TO PARCEL 3:

1. RIGHTS OF ILLINOIS BELL TELEPHONE COMPANY, ITS SUCCESSORS AND ASSIGNS TO CONSTRUCT, OPERATE AND MAINTAIN ITS LINES OR POLES, WIRES, CONDUITS AND OTHER EQUIPMENT TOGETHER WITH THE RIGHT OF ACCESS TO THE SAME FOR THE MAINTENANCE THEREOF IN, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS IN THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8, EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH THE RIGHT TO TRIM TREES, ET CETERA, UNDER BY VIRTUE OF THE PERMIT FROM MINNIE BERKLEY RECORDED JANUARY 6, 1928 IN BOOK 11 OF MISCELLANEOUS, PAGE 458 AND THE PROVISIONS THEREIN CONTAINED.

D. WITH RESPECT TO PARCELS 2-3:

1. RIGHTS OF ILLINOIS BELL TELEPHONE COMPANY, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, PLACE AND MAINTAIN ITS POLES AND WIRES FROM "EAST AND WEST ROAD (BARRINGTON-ALGONQUIN ROAD) SOUTH TO HOUSE", TOGETHER WITH RIGHT OF ACCESS SAME AND THE RIGHT TO TRIM TREES IN AND UPON SECTION 36, TOWNSHIP 43 NORTH, RANGE 8, EAST OF THE THIRD PRINCIPAL MERIDIAN, UNDER AND BY VIRTUE OF THE PERMIT FROM MINNIE BERKLEY RECORDED JANUARY 6, 1928 IN BOOK 11 OF MISCELLANEOUS, PAGE 459 AND THE PROVISIONS THEREIN CONTAINED.

E. WITH RESPECT TO PARCEL 2:

1. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED IN 1969 AS DOCUMENT NO. 518315.



PHYLLIS K. WALTERS
RECORDER-MCHENRY COUNTY, IL
2014R0033578

10/02/2014 04:30PM PAGES 9
RECORDING FEE 31.00
GIS FEE 15.00
STATE STAMP FEE 9768.50
COUNTY STAMP FEE 4884.25
RHSPS HOUSING FEE 9.00

SPECIAL WARRANTY DEED


PREPARED BY:

Nicole Rudman Brown
Daspin & Aument, LLP
227 W. Monroe Street, Suite 3500
Chicago, Illinois 60606

MAIL TO:

Pearl A. Zager
Vedder Price P.C.
222 North LaSalle Street, Suite 2600
Chicago, Illinois 60601



STATE & COUNTY TAX	STATE OF ILLINOIS	REAL ESTATE TRANSFER TAX
	 OCT.-2.14	1465275
	MC HENRY COUNTY	FP351004

THIS INDENTURE, made as of September 30, 2014 (the "Effective Date"), between **Housing Resources Company, L.C., a Nevada limited liability company** ("Grantor"), and **BHFW LLC, an Illinois limited liability company**, having an address of P.O. Box 8177, Chicago, Illinois 60680 ("Grantee"), WITNESSETH, that Grantor, for and in consideration of the sum of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by Grantee, the receipt whereof is hereby acknowledged, by these presents does GRANT, BARGAIN AND SELL unto Grantee, and to its successors and assigns, FOREVER, all the following described real estate (the "Premises") situated in the County of McHenry, the State of Illinois, known and described as follows, to wit:

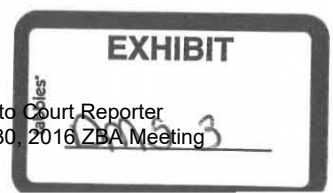
Legal Description attached hereto as Exhibit A and made a part hereof.

together with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim or demand whatsoever, of Grantor, either in law or equity, of, in and to the Premises, with the hereditaments and appurtenances: TO HAVE AND TO HOLD the Premises, with the appurtenances, unto Grantee, its successors and assigns forever.

And Grantor, for itself and its successors, does covenant, promise and agree to and with Grantee, its successors and assigns that it has not done or suffered to be done anything whereby the Premises hereby granted are, or may be, in any manner encumbered or charged, except as herein recited; and that it WILL WARRANT AND DEFEND the Premises against all persons lawfully claiming, or to claim the same, by, through or under it, subject to those matters set forth in Exhibit B attached hereto and made a part hereof.

[Signature page attached]

CHICAGO TITLE
101 N VIRGINIA ST STE 190
CRYSTAL LAKE IL 60014



In Witness Whereof, said Grantor has caused its name to be signed to these presents as of the Effective Date.

Housing Resources Company, L.C.,
a Nevada limited liability company

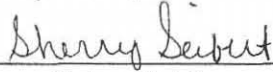
By: Fritz Duda Company, a Texas Corporation
Its: Manager

By: 
Michael C. Duda
Its: Vice President

STATE OF _____ }
COUNTY OF _____ } ss.

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that Michael C. Duda, personally known to me to be the Vice President of Fritz Duda Company, a Texas Corporation, the Manager of Housing Resources Company, L.C., and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as such Vice President, he signed and delivered the said instrument, as his free and voluntary act, and as the free and voluntary act and deed of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and official seal, this 29th day of September, 2014.


Notary Public

[NOTARIAL SEAL]

My Commission Expires: 3/08/2016

SEND TAX BILLS TO:

BHFW LLC
P.O. Box 8177
Chicago, Illinois 60680

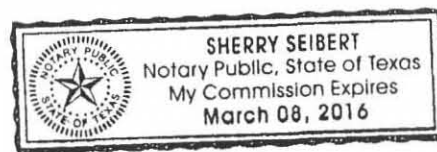


Exhibit A

Legal Description

PARCEL 1:

THE WEST HALF OF THE SOUTHWEST QUARTER IN SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 2:

THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 3:

THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, EXCEPT THE WEST 330.00 FEET THEREOF, IN SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 4:

THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THE EAST 150.00 FEET OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER, ALSO EXCEPT THAT PART OF SAID SOUTHEAST QUARTER DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SAID SOUTHEAST QUARTER; THENCE NORTH 00 DEGREES, 11 MINUTES, 39 SECONDS, WEST, A RECORD BEARING OF NORTH 00 DEGREES, 05 MINUTES, 37 SECONDS WEST ALONG THE WEST LINE OF SAID EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHERLY EXTENSION THEREOF, FOR A DISTANCE OF 1373.39 FEET, A RECORD DISTANCE OF 1373.35 FEET; THENCE NORTH 88 DEGREES, 14 MINUTES, 23 SECONDS EAST, A RECORD BEARING OF NORTH 88 DEGREES, 21 MINUTES, 14 SECONDS EAST, FOR A DISTANCE OF 527.38 FEET A RECORDED DISTANCE OF 527.41 FEET; THENCE SOUTH 82 DEGREES 08 MINUTES 49 SECONDS EAST, FOR A RECORD BEARING OF, SOUTH 82 DEGREES, 09 MINUTES, 52 SECONDS EAST, A DISTANCE OF 57.57 FEET A RECORDED DISTANCE OF 57.52 FEET; THENCE SOUTH 62 DEGREES, 07 MINUTES, 03, SECONDS EAST, A RECORD BEARING OF, SOUTH 62 DEGREES, 01 MINUTES, 01 SECONDS EAST, A DISTANCE OF 64.86 FEET; THENCE SOUTH 45 DEGREES, 26 MINUTES, 10 SECONDS EAST, A RECORD BEARING OF, SOUTH 45 DEGREES, 20 MINUTES, 08 SECONDS EAST, A DISTANCE OF 71.53 FEET; THENCE SOUTH 35 DEGREES, 48 MINUTES, 16 SECONDS EAST, A RECORD BEARING OF, SOUTH 35 DEGREES, 42 MINUTES, 14 SECONDS EAST, 69.88 FEET; THENCE SOUTH 26 DEGREES, 57 MINUTES, 55 SECONDS EAST, A RECORD BEARING OF, SOUTH 26 DEGREES, 51 MINUTES, 53 SECONDS EAST, A DISTANCE OF 72.80 FEET; THENCE SOUTH 13 DEGREES, 08 MINUTES, 43 SECONDS EAST, A RECORD BEARING OF, SOUTH 13 DEGREES, 02 MINUTES, 41 SECONDS EAST, A DISTANCE OF 89.19 FEET; THENCE SOUTH 22 DEGREES 38 MINUTES, 20 SECONDS EAST, A RECORD BEARING OF, SOUTH 22 DEGREES, 32 MINUTES, 18 SECONDS EAST, 59.63 FEET; THENCE SOUTH 27 DEGREES, 00 MINUTES, 41 SECONDS EAST, A RECORD BEARING OF SOUTH 26 DEGREES, 54 MINUTES, 39 SECONDS EAST, A DISTANCE OF 82.40 FEET; THENCE SOUTH 19 DEGREES, 01 MINUTES, 10 SECONDS EAST, A RECORD BEARING OF SOUTH 18 DEGREES, 52

MINUTES, 55 SECONDS EAST, A DISTANCE OF 96.20 FEET A RECORDED DISTANCE OF 96.11 FEET; THENCE SOUTH 06 DEGREES 11 MINUTES, 19 SECONDS WEST, A RECORD BEARING OF, SOUTH 06 DEGREES, 20 MINUTES, 47 SECONDS WEST, A DISTANCE OF 98.92 FEET A RECORDED DISTANCE OF 99.03 FEET; THENCE SOUTH 02 DEGREES 10 MINUTES 29 SECONDS EAST, A RECORD BEARING OF, SOUTH 02 DEGREES, 05 MINUTES, 01 SECONDS EAST, A DISTANCE OF 762.48 FEET, A RECORD DISTANCE OF 762.43 FEET TO A POINT ON THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89 DEGREES, 09 MINUTES, 29 SECONDS WEST, A RECORD BEARING OF, SOUTH 89 DEGREES, 15 MINUTES, 51 SECONDS WEST, A DISTANCE OF 892.06 FEET, A RECORD DISTANCE OF 892.03 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING IN MCHENRY COUNTY, ILLINOIS.

ALSO EXCEPT THE WEST 1/2, EXCEPTING THEREFROM THE WEST 1/3 THEREOF, OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 5:

THAT PART OF LOT 2 OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 43 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE WEST LINE OF SAID NORTHWEST QUARTER LYING 1,731.10 FEET SOUTH, AS MEASURED ON SAID LINE, FROM THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER THEREOF, FOR A POINT OF BEGINNING; THENCE SOUTH ALONG SAID WEST LINE OF SAID QUARTER SECTION, 907.50 FEET TO THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE EAST ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER, 1052.8 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF THE PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS; THENCE NORTH ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 913.00 FEET TO A POINT LYING 1044.82 FEET EAST FROM THE PLACE OF BEGINNING; THENCE WEST ALONG A LINE FORMING AN ANGLE OF 90 DEGREES 25 MINUTES 07 SECONDS FROM SOUTH TO WEST WITH THE LAST DESCRIBED RIGHT OF WAY LINE, A DISTANCE OF 1044.82 FEET TO THE POINT OF BEGINNING, IN MCHENRY COUNTY, ILLINOIS.

PARCEL 6:

THE NORTH HALF OF LOT 2 OF THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 43 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN EXCEPTING THEREFROM THAT PART THEREOF CONVEYED BY JOSEPHINE JANAK AND OTHERS TO PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS, BY WARRANTY DEED DATED AUGUST 4, 1926 AND RECORDED IN BOOK 174 OF DEEDS, PAGE 553; ALSO EXCEPTING THEREFROM THAT PART THEREOF CONVEYED BY JOSEPHINE JANAK AND OTHERS TO PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS BY QUIT CLAIM DEED DATED NOVEMBER 22, 1927 AND RECORDED IN BOOK 178 OF DEEDS, PAGE 495, ALL IN MCHENRY COUNTY, ILLINOIS.

PARCEL 7:

THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

Exhibit B

Permitted Encumbrances

1. TAXES AND ASSESSMENTS WHICH ARE A LIEN, BUT WHICH ARE NOT YET BILLED, OR ARE BILLED BUT ARE NOT YET DELINQUENT AND ANY ASSESSMENTS NOT SHOWN ON THE PUBLIC RECORDS.
2. ACTS DONE OR SUFFERED BY, THROUGH OR UNDER, OR JUDGMENTS AGAINST, GRANTEE.
3. RIGHTS OF THE PUBLIC, THE STATE OF ILLINOIS AND THE MUNICIPALITY IN AND TO THAT PARTS OF THE LAND, IF ANY, TAKEN OR USED FOR ROAD PURPOSES.
4. RIGHTS OF WAY FOR DRAINAGE TILES, DITCHES, FEEDERS, LATERALS UNDERGROUND PIPES, IF ANY.
5. RIGHTS OF ADJOINING OWNERS TO THE UNINTERRUPTED FLOW OF ANY STREAM WHICH MAY CROSS THE PREMISES.
6. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 527632, AFFECTING THE NORTHERLY HALF OF THE PUBLIC HIGHWAY KNOWN AS SPRING CREEK ROAD, WHICH EXTENDS ALONG THE SOUTHERLY SIDE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN AND THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS. AFFECTS: PROPERTY IN QUESTION AND OTHER PROPERTY.
7. EASEMENT IN FAVOR OF ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED IN BOOK 11 OF MISCELLANEOUS RECORDS, PAGE 457, FROM JOHN C. HOPP, IN, ALONG, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS ADJOINING THE PROPERTY OWNED BY THE GRANTEE IN THE SOUTHEAST QUARTER OF SECTION 26 OF THE LAND.
8. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 518327, AFFECTING THE NORTHERLY HALF OF THE PUBLIC HIGHWAY KNOWN AS SPRING CREEK ROAD WHICH EXTENDS

ALONG THE SOUTHERLY SIDE OF THE FOLLOWING DESCRIBED PROPERTY: AND ALSO WITHIN THE EASTERLY HALF OF THE PUBLIC HIGHWAY KNOWN AS ROUTE 25 EXTENDED WHICH EXTENDS THROUGH THE FOLLOWING DESCRIBED PROPERTY: THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26 LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF SPRING CREEK ROAD AND ROUTE 25 EXTENDED IN THE SOUTHWEST QUARTER OF SECTION 25, ALL IN TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN OF THE LAND. AFFECTS THE LAND AND OTHER LAND.

9. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED FROM COMMONWEALTH EDISON COMPANY AS DOCUMENT NO. 789917 AND AS DOCUMENT NO. 95R31677. AFFECTS: PROPERTY IN QUESTION AND OTHER PROPERTY.
10. EASEMENT IN FAVOR OF ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED IN BOOK 11 OF MISCELLANEOUS RECORDS, PAGE 458, IN, ALONG, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS ADJOINING THE PROPERTY OWNED BY THE GRANTEE IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 25 OF THE LAND.
11. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 518314, AFFECTING THE NORTHERLY HALF OF THE PUBLIC HIGHWAY KNOWN AS SPRING CREEK ROAD WHICH EXTENDS ALONG THE SOUTHERLY SIDE OF THE LAND. AFFECTS: PART OF PROPERTY IN QUESTION AND OTHER PROPERTY.
12. AGREEMENT FOR EASEMENT MADE BY AND BETWEEN CARL R. SWANSON AND RUTH SWANSON, HIS WIFE AND CHARLES O. RACE AND MARY D. RACE, HIS WIFE OVER THE EAST 20 FEET OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN FOR ROADWAY, ROAD AND HIGHWAY PURPOSES AND AS A MEANS OF INGRESS EGRESS TO AND FROM THE FOLLOWING DESCRIBED LAND: THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25; THE SOUTH HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 25, THE EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 25, ALL IN TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN AND THE NORTH HALF OF LOT 2 OF THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 43 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN MCHENRY COUNTY, ILLINOIS AS CREATED BY INST

RECORDED NOVEMBER 30, 1948 IN BOOK 334 OF RECORDS, PAGE 591. AND THE FURTHER PROVISIONS THEREIN CONTAINED.

13. EASEMENT IN FAVOR OF COMMONWEALTH EDISON COMPANY AND ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 395439, AFFECTING THE WEST 8 FEET OF THE NORTH HALF OF LOT 2 OF THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN; POLES TO BE LOCATED WITHIN THE WEST 3 FEET OF THE SAID WEST 8 FEET OF THE AFOREDESCRIBED PROPERTY. ALSO THE EAST 4 FEET OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN. AFFECTS: PART OF PROPERTY IN QUESTION AND OTHER PROPERTY.
14. EASEMENT IN FAVOR OF ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED IN BOOK 11 OF MISCELLANEOUS RECORDS, PAGE 462, FROM HENRY JURIS IN, ALONG, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS ADJOINING THE PROPERTY OWNED BY THE GRANTEE IN THE EAST HALF OF THE SOUTHWEST QUARTER AND WEST HALF OF SOUTHWEST QUARTER AND WEST HALF OF SOUTHWEST QUARTER OF SECTIONS 25 AND 30 OF THE LAND. AFFECTS: PART OF PROPERTY IN QUESTION AND OTHER PROPERTY.
15. EASEMENT FOR PIPELINE, APPARATUS AND EQUIPMENT TOGETHER WITH RIGHT OF INSPECTION OVER PART OF THE LAND, AS CREATED BY GRANT FROM MICHAEL W. KASHANITZ, ET AL., RECORDED AUGUST 8, 1967 AS DOCUMENT NO. 476318 AND THE PROVISIONS THEREIN CONTAINED.

ASSIGNMENT OF EASEMENT NOTED ABOVE BY AND BETWEEN BECHTEL CORPORATION AND LAKEHEAD PIPE LINE COMPANY, INC., RECORDED AUGUST 30, 1971 AS DOCUMENT NO. 550081

16. EASEMENT IN FAVOR OF ILLINOIS BELL TELEPHONE COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED IN BOOK 11 OF MISCELLANEOUS RECORDS, PAGE 459 FROM CARL J. NELSON IN, ALONG, UPON AND UNDER THE ROADS, STREETS AND HIGHWAYS ADJOINING THE PROPERTY OWNED BY THE GRANTEE IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 25 OF THE LAND.
17. EASEMENT IN FAVOR OF NORTHERN ILLINOIS GAS COMPANY, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN

ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING THERETO CONTAINED IN THE GRANT RECORDED/FILED AS DOCUMENT NO. 532499, AFFECTING THE EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 25; AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25 (EXCEPT) OF THE LAND.

18. EASEMENT AGREEMENT IN FAVOR OF VILLAGE OF BARRINGTON HILLS, AN ILLINOIS MUNICIPAL CORPORATION, AND ITS/THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, TO INSTALL, OPERATE AND MAINTAIN ALL EQUIPMENT NECESSARY FOR THE PURPOSE OF SERVING THE LAND AND OTHER PROPERTY, TOGETHER WITH THE RIGHT OF ACCESS TO SAID EQUIPMENT, AND THE PROVISIONS RELATING TO PERMANENT ROADWAY AND UTILITY EASEMENT OVER A PORTION OF THE PROPERTY CONTAINED IN THE GRANT RECORDED/FILED APRIL 20, 2012 AS DOCUMENT NO. 2012R0017403, AND THE TERMS AND PROVISIONS CONTAINED THEREIN. AFFECTS: THAT PART OF PARCELS 1, 2, 3 AND 4 - SEE RECORD FOR PARTICULARS).
19. RIGHTS OF TENANTS UNDER EXISTING UNRECORDED LEASES IN FAVOR OF CLIFF MCCONVILLE DOING BUSINESS AS AGRICULTURAL BARRINGTON NATURAL FARMS; BRENT BURVAL; FELIPE MARIN; LESLIE A. NATHAN AND AGRICULTURAL LEASE IN FAVOR OF JAY HANSEN DOING BUSINESS AS SUNCREEK FARMS.

*Vacant land North of Spring Creek
Road, Barrington Hills Ill 60010*

1925 300 006,007

20 30 100002

20 30 300 017

1926 400 005

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael C. Drecoll + Jenny Drecoll, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Michael C Drecoll, Jenny Drecoll 8-28-16
SIGNED DATE

Michael C. Drecoll
PRINTED NAME

246 Steeplechase Rd
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Erin Cotter, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Erin Cotter 8/30/2016
SIGNED DATE

Erin Cotter
PRINTED NAME

55 Ridge Road Barrington Hills IL 60010
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, OLIVER COTTER, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Oliver Cotter 8/30/16
SIGNED DATE

OLIVER COTTER
PRINTED NAME

55 RIDGE RD BARRINGTON HILLS, IL 60010
ADDRESS

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Tara Johannesen, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Tara Johannesen 8-27-16
SIGNED DATE

Tara Johannesen
PRINTED NAME

59 Ridge Rd
ADDRESS


Barrington Hill, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, John Johannesen, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  Aug 27, 2006
DATE

John Johannesen
PRINTED NAME

57 Ridge Rd
ADDRESS

Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Ann Wolfrum, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED Ann Wolfrum 8/30/16
DATE

PRINTED NAME Ann Wolfrum

ADDRESS 3 Acorn

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Blaise Wolfrum, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED 

8/30/16
DATE

PRINTED NAME Blaise Wolfrum

ADDRESS 3 Acorn

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Jeffrey Mantelman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED

8/30/16
DATE

PRINTED NAME

Jeffrey Mantelman
63 Ridge Rd, Btl 60010
ADDRESS

Ms. Wamburg said she does not
~~understand the passion we have for our~~
horses. We have this passion because they
live to be about 30, these horses are a
huge part of our life. We must train & ride
them on a nearly daily basis in order for
them to be kept ^{sound} ~~safe~~ to ride. ~~The~~ If you
get a chance to be on the back of a horse
and go on the trails you are going to see
beauty which will take your breath away and
feed your soul. ~~There~~ I have found there is
a love for your parent, a ^{different} love for your spouse, a
another love for your child and ~~there is a new love~~
with a horse

Please make decision for the future
not for the past.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Clare Mantelmann, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/30/16
DATE

PRINTED NAME Clare Mantelmann

ADDRESS 63 Ridge Rd, BtH 60016

I moved to BH because it is a horse community. I used to live in Inverness but they don't allow horses so

I have two horses on my property and I bought it specifically because it is on a trail.

I have since found that trails are being closed for political reasons ^{and no other reason.} These trails have been

around for nearly 100 years to connect friends & families, not politics are tearing them ^{apart}. Why move to B.H. if you don't like horses

It is like going to a sushi restaurant and complaining there is only fish on the menu.

Our park district is a riding facility

Am afraid that equestrians are being pushed out. The ~~bottom line~~ is horse boarding is down, ~~the~~

~~and~~ ^{equine} there are so many restrictions imposed by the drury amendment it will be impossible

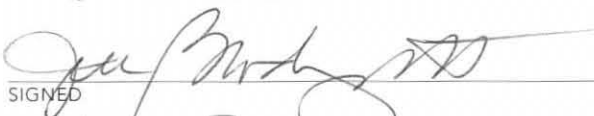
to keep the horses here. How are you going to be able to build a barn w/ an indoor arena if it has to be smaller than your horse?

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, JILL BLODGETT, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  8/30/16 DATE

PRINTED NAME JILL BLODGETT

ADDRESS 6 FERNWOOD DR

BARRINGTON HILLS IL


60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Christina Blodgett, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.


SIGNED _____ DATE 8/30/16
Christina Blodgett
PRINTED NAME _____
6 Fernwood Dr
ADDRESS _____
Barrington Hills, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, GREGG WERNER, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August ³⁰~~15~~, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: _____

Gregg Werner

Date: 8/27/16

Print Name: _____

GREGG WERNER

Address: _____

7 HUBBELL CT
BH, IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, MARSHA WERNER, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August ³⁰~~15~~, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed:  Date: 8/30/16

Print Name:

MARSHA WERNER

Address:

7 Hubbell Ct
BH

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, Ronda Griffin, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: Ronda Griffin Date: 8/30/16
Print Name: Ronda Griffin
Address: 244 Oak Knoll Rd.
Barrington Hills, IL

**Barrington Hills Resident/Landowner Statement Concerning the
Proposed "Drury Amendment"**

I, James Griffin, am opposed to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted by the Board of Trustees in 2015 provides the right balance of neighbor protection and freedom to operate best practice horse boarding, and so does not need revision or review at this time.

To be entered into the public record of the August 15, 2016 Village of Barrington Hills Zoning Board of Appeals Public Hearing.

Signed: JH Griffin Date: 8-30-16

Print Name: James Griffin

Address: 244 Oak Hill Rd.

B.H.

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Virginia Underwood, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Underwood
SIGNED

DATE

VIRGINIA M. UNDERWOOD
PRINTED NAME

27 Ridge
ADDRESS

Barr. Hills

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, KAREN Selman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Karen Selman 8/29/16
SIGNED DATE

KAREN Selman
PRINTED NAME

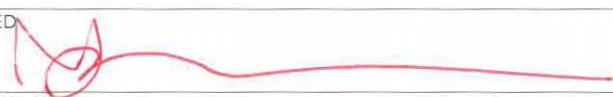
116 Brinker Rd.
ADDRESS
Barrington Hills, IL

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Nick Robinson, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

SIGNED  29-Aug-2016 DATE
PRINTED NAME Nick Robinson
ADDRESS 123 Deepwood Court. BH IL 60010

Barrington Hills Resident/Landowner Statement Concerning the Proposed "Drury Amendment"

I, Michael Prettyman, am opposed
to the proposed "Drury Amendment" regarding horse boarding in Barrington Hills.

Furthermore, I believe the current language as proposed by the ZBA in 2014 and adopted
by the Board of Trustees in 2015 provides the right balance of neighbor protection and
freedom to operate best practice horse boarding, and so does not need revision or review
at this time.

To be entered into the public record of the August 30, 2016 Village of Barrington Hills
Zoning Board of Appeals Public Hearing.

Michael Prettyman 8-29-16
SIGNED DATE

Michael Prettyman
PRINTED NAME

119 Deepwood Rd Barrington Hills
ADDRESS

IL-60010

Incident#: 13-00524



Barrington Hills Police Department

112 Algonquin Road Barrington Hills, IL 60010 847-551-3006



STATION COMPLAINT UCR/Offense Code

9059 (Other Public Complaints)

REPORT TYPE

Incident Report

WHEN REPORTED

07/06/2013 13:14

TIME OF OCCURRENCE

07/06/2013 13:14

DESCRIPTION

Other Public Complaints

RELATED CAD

C13-016857

LOCATION OF OFFENSE (HOUSE NO., STREET NAME)

████ RIDGE █████ RD BARRINGTON HILLS, IL 60010

STATUS CODE

INCIDENT

13-00524

HOW RECEIVED

In-Person

STATUS DATE

INVOLVED ENTITIES

NAME

████████████████████

DOB

██████████

AGE

59

ADDRESS

██

SEX

F

RACE

White, Caucasian

HGT

██████████

WGT

██████████

HAIR

██████████

EYES

██████████

PHONE

██████████

SID

██████████

DL

██████████

FBI

██████████

ALT PHONE

██████████

CLOTHING

UCR

9059 (Other Public Complaints) - 1 count(s)

TYPE

Complainant

RELATED EVENT

NAME

Cavanaugh, Rick F

DOB

██████████

AGE

52

ADDRESS

██

SEX

M

RACE

White, Caucasian

HGT

██████████

WGT

██████████

HAIR

██████████

EYES

██████████

PHONE

██████████

SID

██████████

DL

██████████

FBI

██████████

ALT PHONE

██████████

CLOTHING

UCR

9059 (Other Public Complaints) - 1 count(s)

TYPE

Involved

RELATED EVENT

NARRATIVES

PRIMARY NARRATIVE

On 07/06/13 at 1314 Hrs, I Sgt. David M. Kann # 807 was dispatched to █████ Ridge Road reference a rain water problem. Upon my arrival at █████ Ridge Road, I spoke with █████. █████ related that over the past week her property has been covered with water from the rains. █████ also related that she has had the water tested by McHenry Analytical Water Laboratory, Inc. and they have indicated that the water on her property contains Fecal Coliform. █████ went on to say that it is unlawful to move sewage from one property to another.

I told █████ that this was a building department issue and she needed to contact the building department. █████ related that the building department was involved and the subject was pumping the water off on a Saturday to avoid being detected during the week. I spoke with Rick Cavanaugh, who related that he has been working with Wendi at the building department and Dan Stranan from Gewalt Engineers to remove the rain water from the properties involved.

Cavanaugh said that Stranan advised that the water was a property issue between private property owners and he did not need a permit to move the water or permission from the Village. He said that he has placed the discharge hose near Merri Oaks to discharge the water into Oak Lake as discussed with Stranan. I told Cavanaugh that if the information was correct he was doing what Stranan had told him to do. I observed a blue discharge hose leading from the area

Incident#: 13-00524



Barrington Hills Police Department

112 Algonquin Road Barrington Hills, IL 60010 847-551-3006



STATION COMPLAINT UCR/Offense Code

9059 (Other Public Complaints)

REPORT TYPE

Incident Report

WHEN REPORTED

07/06/2013 13:14

TIME OF OCCURRENCE

07/06/2013 13:14

DESCRIPTION

Other Public Complaints

RELATED CAD #

C13-016857

DOT #

LOCATION OF OFFENSE (HOUSE NO., STREET NAME)

RD BARRINGTON HILLS, IL 60010

STATUS CODE

INCIDENT #

13-00524

HOW RECEIVED

In-Person

STATUS DATE

through several backyards and into the creek that runs under Merri Oaks.

I told [REDACTED] that St. Marks Church was pumping out the water and they had spoken with the Village and Gewalt about the water discharge. [REDACTED] related that it was unlawful to discharge sewage water from one property to another and she would be calling Lake County about the complaint. She also said that she has notified the Illinois Environmental Protection Agency, the Federal Environmental Agency and other agencies that have an interest in the matter. [REDACTED] also said that she had called Lake County and requested an inspection today reference the matter.

I told [REDACTED] that I would contact our building department to verify that they have been working with Cavanaugh. I spoke with Wendi, who related that she has been working with Cavanaugh and Stranan to try and remove the water from the property. She also related that she would be calling Stranan and provided his telephone number.

I spoke with Stranan, who related that he had spoken with Cavanaugh and related to him that it was a private property owner problem and Cavanaugh would have to talk with the neighbors about the problem. As I was talking with Wendi and Stranan, I was informed that Lake County Environmental Health inspector Tim Moore TX- [REDACTED] would be responding to the area to inspect the problem. I told Wendi that an inspector would be en route to the area and it because it was a building department issue. I suggested that she inspect the area with the inspector to confirm his findings. Wendi related that she would be en route to meet with the inspector.

It was later determined that Cavanaugh would be allowed to pump the water from the property. It was also determined that the Village and Lake County would not stop Cavanaugh at this time. Cavanaugh related that he would be pumping the water until around 1700 Hrs on today's date and he would be pumping until Monday morning. I told Cavanaugh that the building department would be out on Monday to inspect the process.

I spoke with [REDACTED] over the phone and informed her that the pumping would not be stopped at this time and she would have to call the Village Building Department on Monday, as well as the health department on Monday. [REDACTED] related that she would be calling the Village, County, State and Federal authorities about the sewage problem on her property.

It should be noted that Cavanaugh is a church volunteer and is working to remove the water from the property.

REPORTING OFFICER

Kann, David

STAR #

807

APPROVED BY

Colditz, Joseph

STAR #

803

Date: Mon, 8 Jul 2013 09:33:51 -0500

From: Dan Strahan <dstrahan@gha-engineers.com>

To: Wendi Frisen <wfrisen@barringtonhills-il.gov>

Subject: Re: 335 Ridge Road

As discussed and so that the written record is clear on this as well, what I told Mr. Cavanaugh last week is that this is considered a drainage issue between private property owners and the Village does not have any standing to either issue permission or prevent him from pumping stormwater to a neighboring property owner, provided that he has the property owner or owners' approval.

Dan

On Sat, Jul 6, 2013 at 2:06 PM, Wendi Frisen <

> wrote:

Dan, PD and Lake County Health are at the above address after receiving a complaint that the church is pumping out water and the man at the church states you gave him permission to pump the water to Oak Lake. Can you confirm or should we stop them from pumping? Please advise. Wendi

Regards,

Wendi L. Frisen

Manager of Municipal Services

OMA Officer, Administration

Village of Barrington Hills

112 Algonquin Road

Barrington Hills, IL 60010-5199

P: F:

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

--
Dan Strahan, P.E., CFM
Gewalt Hamilton Associates, Inc.
820 Lakeside Drive, Unit 5
Gurnee, IL 60031
(847)-855-1100

This message contains proprietary, privileged, and/or confidential information solely for the use of the individual(s) to which it is addressed. If you received this message in error or are not the intended recipient, please notify the sender by reply e-mail and delete and destroy the message.

Clark

right tab fold

①

Benjamin B. LeCompte, III
350 Bateman Road
Barrington Hills, Illinois 60010

August 1, 2016

Members of the Barrington Hills Zoning Board of Appeals:

Good evening. My Name is Berry LeCompte and I reside at Oakwood Farm located at 350 Bateman Road in Barrington Hills. At last month's ZBA meeting I presented each of you with a packet of information pertinent to the history of horse boarding in Barrington Hills, and hope that you have had the opportunity to read and digest the material. For the record, I am presenting the same materials tonight to be placed into the record of this hearing.

The excellent speakers tonight and the submissions in your packet address the horse boarding issue in great detail. Thus, there is no need for me to be redundant, except to reiterate that the passage of the Drury amendment would be catastrophic for the Village of Barrington Hills, which has always prided itself upon its open land and equestrian heritage. There is absolutely no doubt that if the amendment passes, the equestrian nature of Barrington Hills will soon be no more than a memory.

As someone who has boarded horses for over 20 years, I can state unequivocally that the proposed constraints that would be put upon obtaining a special use permit are so onerous that no sane individual with a passion for equestrian activities would relocate or move to Barrington Hills. This is not just mere speculation, as I am aware of two situations where deals on large parcels fell through because of the contentious nature of the horse-boarding saga here in the Village. Unfortunately, this would eventually lead to our treasured open land ending up in the hands of developers, which is exactly what some of the vociferous opponents of horse boarding really want.

However, the real tragedy is that, while Jim Drury has filed a law suit against the Village and now has proposed this draconian amendment, his issue is really not about horse boarding at all, but rather an attempt to effect his vendetta against me, for what reason I do not know, as we used to be friends.

Consider that Jim Drury and my wife Cathy put on the first polo match at Oakwood farm in June of 1996, *The Tiffany Classic*, which was an annual charity event for breast cancer that continued for almost a decade.

Additionally, he was president of the Barrington Polo Club for over 4 years, during which time his club leased my entire 15 stall upper barn for at least two seasons so that their members could board their polo ponies. Yet he now claims that horse boarding at Oakwood Farm is a nuisance because of the congestion and traffic, although a commissioned Village traffic study in 2011 completed negated his claim. Interestingly, it must not have been a nuisance when members of his club boarded there, even though we have no more horses boarded now than we did then.

Also consider that after he exercised his ponies and practiced on my field for years, and after his polo club played there for over four years, he tried to shut down polo when John Rosene's club started playing on the field, saying it was a nuisance and not in keeping with the neighborhood. Again, it is quite interesting that it was in perfect harmony with the neighborhood and did not at all appear to present a nuisance when his team played there, even though his club used the field far more often than John's club does. So how did playing polo on the same field only become an intolerable nuisance after John Rosene's club took over in 2005? When questioned about this obvious and blatant hypocrisy by Dan Lundmark, he told Dan that he had nothing against polo, but was going to take me down no matter what he had to do, and that his attorneys had advised him to go after me with everything he could.

Mr. Drury is willing to risk the equestrian lifestyle and heritage of the Village just to satisfy his narcissistic ego, without any regard for the consequences. If this amendment should pass, dozens of horse farms and boarding facilities will be in violation of the Village code and subject to a cease and desist order if they cannot jump through the onerous hoops necessary to obtain a special use permit. In fact, so intent is Mr. Drury on destroying me that at least two of the provisions of the special use criteria are aimed directly at me and no one else.

Adoption of the Drury amendment would undoubtedly drive the bucolic equestrian life from Barrington Hills and render our village a lithographic print of every other congested municipality and suburb in the Chicago metropolitan area. It would also violate my family's equal protection rights and compel us to pursue litigation against the Village in the federal courts.

More than this however, the passage of this amendment would result in dozens of other law suits against the Village, since there are numerous residents, me included, that have invested hundreds of thousands of dollars, if not millions, in their equestrian facilities, and in doing so depended upon the validity of the present Village ordinance to legally operate these facilities.

For this reason it is doubtful that the amendment would ever pass judicial scrutiny even if passed by the Village, because it amounts to a taking, by depriving property owners of that in which they have a legally vested interest. What is certain, however, is that it would cost the Village millions of dollars to defend the dozens of lawsuits that would inevitably result from such passage.

Does this Village really want to go down this road and risk losing its unique equestrian character just to appease and satisfy the ego of an angry contemptuous property owner whose real motive is to carry out his personal agenda against me, and has nothing whatsoever to do with boarding horses? That, my friends, is the real question for this board to consider.

Respectfully submitted,

Berry LeCompte
Oakwood Farm

**CHRONOLOGICAL HISTORY OF OAKWOOD FARM AND VILLAGE
LITIGATION RELATIVE TO THE MARCH 2015 HORSE BOARDING LAW**

Note: The Oakwood Farm history and legal events relative to its horse boarding operation, which are detailed below, are completely separate and apart from Drury's law suit against the Village concerning the validity of the horse boarding text amendment that became law in March 2015. However, since Drury's amended complaint, filed on May 26, 2016 is actually all about LeCompte, which should be seen as irrelevant relative to the validity of the Village text amendment, it is necessary that the LeCompte history be totally understood in order to fully answer the Drury complaint against the Village. Thus, although they are entirely separate matters, I have incorporated the two time lines in order to provide the facts necessary to effectively answer the amended complaint.

- In 1986 Michael sparks bought the subject property from the farmer who had lived in the house for years, built a 19,000 square foot house, and was subsequently granted a final plat approval for a 24 house subdivision, which the neighbors had fought vigorously,
- In November 1992 Dr. and Mrs. LeCompte moved into and leased their present home from Mr. Sparks.
- In 2005 Mr. Sparks was granted a final plat approval for the 24 house subdivision
- In November 1995 Dr. LeCompte purchased the entire 126.3 acres, known as Oakwood Farm, in a bankruptcy auction. The property included a 19,000 square foot manner home, two rental properties, two horse barns, a hay barn and three out buildings.
- This property had previously been a dairy farm and converted by the previous owner to an equestrian farm where he kept his own horses and boarded horses for others.
- In the spring of 1996 the LeComptes' spruced up the barns with some new stalls and began to operate their present equestrian facility with personal and boarded horses with a total of 29 stalls.
- In the summer of 1996 the defendant, Mrs. LeCompte, and the plaintiff, Mr. Drury sponsored the first polo match at Oakwood Farm as Breast Cancer Charity event, which was held annually for 6 to 7 years.
- Between approximately 2000 and 2003 the plaintiff, Mr. Drury, was president of the Barrington Polo Club that leased and played on LeCompte's polo field. For two summers during this period of time, his polo club leased the LeCompte's entire upper barn, with 15 stalls, for some of its members to board their polo ponies.
- During the LeComptes' ownership of Oakwood Farm the plaintiff, Mr. Drury has used the farm for practicing polo and exercising his polo ponies

- During the LeComptes' ownership of Oakwood Farm, Mr. McLaughlin's family has used the farm's facilities for equestrian activities including riding and riding lessons.
- During the LeCompte's ownership of Oakwood Farm children of both the Drury and McLaughlin families were allowed by the defendants to use their property for various play and sporting activities.
- To this day Mr. Drury's groom still uses Oakwood Farm as a short cut in taking the polo ponies to the riding center across the street.
- In 2004 The Barrington polo Club did not renew its lease of the Polo field and another polo club, the Barrington Hills polo Club, under the leadership of John Rosene, took over leasing the field, which they have done ever since.
- Since the Barrington Hills Polo Club took over the lease, the annual charity polo match has grown in scope to be the single largest social event of the year in the Village.
- In the spring of 2005 Dr. LeCompte applied for a variance to build a 13,000 square foot riding arena. As required by law, Dr. LeCompte sent notices by certified mail to all surrounding neighbors, including both plaintiffs, Mr. McLaughlin and Mr. Drury. neither of whom came to the ZBA hearing nor in any way objected to LeCompte's arena. The only neighbor who did come to that hearing, Nancy Schmidt, voiced no objection to the arena.
- The variance was granted, a building permit subsequently granted, and construction commenced in the summer of 2005 and completed in the fall of 2005.
- In the spring of 2006 the LeComptes' decided to demolish one of the old barns and build a new one in its place. A building permit was issued and construction commenced. Later that summer the building permit was amended and granted, with the construction commencing in the late spring and ending in the late fall of 2006.
- In December of 2006 a wooden hay barn, separate and apart from the equestrian barn, caught fire, presumably by spontaneous combustion from damp hay, and burned to the ground.
- The plaintiff Mr. Drury had just purchased the lot adjacent to his house and across the street from the LeCompte Farm. When the LeComptes' requested permission to allow the fire department to spread the smoldering hay over part of Mr. Drury's recently acquired, snow covered hay field. Mr. Drury graciously agreed.
- In the spring of 2007 the LeComptes' applied for and were granted a building permit to replace they hay barn that had burnt down. This was completed in the late spring of 2007. In the early summer of 2007 the LeComptes' demolished the old lower barn and applied for the third and final permit to complete their equestrian structure in the space where the old barn had been.

- In the late summer of 2007 the Village declined the building permit because it said that the new part of the building would have to be in compliance with the storage provisions of the Boca Code, not the agricultural building provisions that all of the four previous permits had been granted. In an effort to work out the building permit logistics, over the next several months Dr. LeCompte had numerous meetings, phone calls, emails and conferences with different Village personnel including the Village administrator, Mr. Kosin; the building and zoning enforcement officer, Mr. Schuman; trustee in charge of zoning, Mr. Schuppert; and chairman of the equestrian committee, Dan Lundmark. The concern centered on fire safety issues in the new barn for all boarders and horses. Trustee Schuppert even visited the barn on several occasions, at which time he was given a tour of the boarding facilities and explained to about boarding procedures. During this process, and at the request and recommendation of Trustee Schuppert, in the fall of 2007 the Village changed the building permit rules to allow Oakwood Farm to complete its arena under the agricultural provisions as long as they met certain additional fire safety standards for the protection of the horses and its boarders. Dr. LeCompte appreciated Mr. Schuppert's efforts but challenged the Village as to why he should have to comply with a provision that no other barn had been subjected to. Dr. LeCompte lost this challenge being told that mistakes had been made with previous barns and they were now correcting it.
- LeCompte then met several times with engineers and other consultant of the village to determine how best to comply with the newly passed building code requirements concerning fire safety. An agreement was worked out that LeCompte would be able to construct the final section of the barn if he equipped the entire barn and arena complex with a fire detection system, among other requirements. Of note is the fact that, even though the expansion was never completed, Dr. LeCompte of his own volition installed a monitored fire protection system.
- In October 2007, at the request of trustee Schuppert, Dr. LeCompte was given occupancy permits for the new barn and arena complex.
- In December 2007 Mr. Drury and Mr. McLaughlin went to the Village Board meeting and complained about LeCompte's barn.
- In January 2008, just three months after issuing the occupancy permits, based on those complaints the village issued a cease and desist letter to LeCompte regarding what the Village classified as commercial boarding that did not comply with the Village code. Dr. LeCompte was neither told by the Village exactly what he was in violation of, other than "commercial" boarding of horses, a term not defined in the Village, nor was he given the customary 30 days to cure such a violation. Dr. LeCompte responded to the Village that he was operating under the agricultural provisions of the code and felt that he was in compliance.
- The Village took the position that horse boarding was not a usage allowed under the agricultural provisions.

- The Village zoning officer never attempted to verify the veracity of the complaints, as required by code; nor did the zoning officer visit the barn, review the records do a traffic study or conduct in other due diligence, presumably because the issue at hand was whether horse boarding was an allowed agricultural usage, not whether it was a legal home occupation. Furthermore, after asserting that he was operating under the agricultural provisions the question of home occupation became moot. A ZBA hearing then ensued relative to whether boarding and training horses is an allowed agricultural use.
- In Spring 2008 Mr. Drury and Mr. McLaughlin filed a complaint with the Village against The Barrington Hills Polo club stating that their playing polo was a disruption to the community and decreased property values, and attempted to have the Polo Club barred from playing on the Oakwood farm polo field. This went to a ZBA hearing and since that time the polo club has been allowed to play on the field under the auspices of a special use permit, which restricts the polo club to significantly less usage of the field than when M. Drury's club was leasing the field. While Mr. Drury's Club leased and played on the field there was never a need for special use permit require.
- In March of 2008 LeCompte had a hearing before the ZBA on the building code issue and lost. Then, although Dr. LeCompte agreed to comply with the new building code, something that no other barn owner had ever been required to do, the Village refused to issue the building permit because of the alleged zoning violation. As a result, the permit has never been issued and the barn construction was never completed.
- In August 2008 there was a ZBA hearing regarding Oakwood Farm's horse boarding being an agriculturally permitted use. In November the Village ZBA ruled against LeCompte stating that horse boarding did not fall within the definition of agricultural per the Village code and, therefore, was not a permitted use on R-1 property where the primary use was agriculture. However, at the same time the ZBA requested that the board hold off enforcing the cease and desist until the ZBA had a chance to amend the agricultural code to allow LeCompte to board horses. Based on this, the board then decided not to enforce the cease and desist until after the appeal had run its course.
- During 2009, 2010, 2011, and 2012 the ZBA had multiple meetings trying to address the problems with the code relative o horse boarding, the definition of agriculture, and home occupation.
- In 2009 Dr. LeCompte appealed to the circuit court and later that year the circuit court upheld the ZBA ruling.
- At the May 19th 2010 ZBA hearing on horse boarding Joseph von Meier the Village attorney, opined: *"At the time larger facilities were operating in the village in a manner that exceeded the scope of the Home Occupation Ordinance..... Specifically, Section 5-3-4(D)(3)(g) provides that the boarding of horses in a stable*

and the training of horses of horses and their riders is a permitted home occupation subject to the provisions of section 5-3-4(D).....Many of the large horse boarding facilities currently operating in the village cannot meet the stringent requirements of the Home Occupation Ordinance and thus are thus in violation”
{emphasis add

- In 2010 LeCompte appealed to the appellate court.
- In December 2010 Drury and McLaughlin wrote to the Village, demanding that the cease and desist be enforced. Mr. Lynch, the Village attorney, then responded to Mr. Drury informing him that the Village would not enforce the cease and desist until the appeal had been adjudicated.
- In January 2011 Jim Drury and Michael McLaughlin filed Suit against Dr. LeCompte under the adjacent land owner provision of the Illinois municipal code to get an injunction to close down boarding at Oakwood Farm.
- In February of 2011 LeCompte changed his hours of operation to comply with the home occupation provisions of the code, and requested that the Village recognize his principle usage as residential and his equestrian operation as a home occupation.
- LeCompte went on to explain to President Abboud that, as a result of Von Meier's interpretation, that boarding operations were required to comply with all of section 5-3-4(D), von Meier had opined in the May 2010 ZBA hearing that multiple barns were in violation of the Village code. Yet, as LeCompte pointed out, the Village had taken no action against any barn other than Oakwood Farm.
- Later in February 2011 LeCompte; Paddy McKevitt, president of the RCBH; and Dan Lundmark, chairman of the equestrian committee, met with President Abboud in his office at Village Hall and explained that von Meier's interpretation of the home occupation code was wrong, and that the notwithstanding clause in section 5-3-4(d)3(g) clearly precluded horse boarding operations from having to comply with the preceding requirements of 5-3-4(D) and only required compliance with the operational hours that followed the notwithstanding clause in 5-3-4(D)3(g).
- In March 2011 LeCompte, as requested by President Abboud, submitted a sworn affidavit to the Village changing his principle use from agricultural to residential, and agreed that his equestrian operation would be conducted as a home occupation and would comply with the home occupation provisions of the code.

- Then to verify compliance with the code the village zoning officer inspected the building twice, reviewed operational procedures, reviewed employee time logs, and reviewed building and occupancy permits.
- Later In March 2011, apparently concluding that LeCompte's interpretation of he code was correct and that boarding operations were subject to only the hourly requirements in 5-3-4(D)3(g) and were not required to comply with the other provisions of 5-3-4(D), Don Schuman issued Dr. LeCompte a letter stating that based on the above, his equestrian operation appeared to be a home occupation. Two weeks later this was confirmed by a letter from George Lynch, the Village attorney.
- Base on this, in March 2011 LeCompte requested that the Drury suit be dismissed for lack of proper venue and mootness.
- In April 2011, Drury submitted a request to the Village for a ZBA hearing to contest the Village's determination that Dr. LeCompte's barn complied with the home occupation requirements of the code.
- In June of 2011 the circuit court dismissed Drury's lawsuit against LeCompte based on mootness and failure to exhaust administrative remedies.
- On June 30, 2011, the appellate court issued a Rule 23 order upholding the circuit court's decision that horse boarding was not a permitted agricultural use in R-1 zoning districts, but included some *obiter dictum* language implying that Oakwood could not be a home occupation either.
- In July, based on appellate decision, Drury filed an amended complaint against LeCompte in the circuit court and was granted a rehearing.
- July 2011, in an effort to check the legitimacy of Mr. Drury's complaints about traffic volume and congestion around Dr. LeCompte's barn, President Abboud commissioned a traffic study, which showed no unusual traffic congestion, noise, or pedestrian congestion in the vicinity of the barn.
- In July 2011 when time came for the Drury ZBA hearing his lawyer informed the court by letter that they would not go through with the hearing. Drury showed up for the hearing anyway, but refused to take the oath to tell the truth and walked out of the meeting, at which time the ZBA dismissed the case for want of prosecution.
- In July 2011 LeCompte filed to strike the *obiter dictum* language, at which time the Village objected and asked that the case be published to set precedent on the agricultural issue. However, Wambach included in his brief that the ZBA hearing, circuit court hearing, and appellate court hearing had nothing to do with home occupation and that home occupation was irrelevant to the case. He further stated that the hearing was strictly over whether horse boarding was a permitted R-1 agricultural use.

- The Village won on its request to publish and LeCompte lost on his request to strike certain language.
- Based on the court's decision to publish, the findings of the circuit court became precedent and applicable to any other case brought against another resident in the Village.
- In December 2012 the circuit court, this time a different judge, again dismissed the Drury case on mootness and failure to exhaust administrative remedies.
- In January, base on what Drury claimed was new evidence, he requested and received a rehearing.
- In June 2012 the circuit court dismissed the Drury suit for the third time on the same basis as before.
- In July 2012 Drury appealed the decision to the appellate court.
- In July 2013 oral arguments were heard before the appellate court.
- On March 28, 2014 the appellate court issued a rule 23 orders against LeCompte remanding the case back to the trial court for further proceedings. However, the court based its opinion on the language from the 2011 case regarding home occupation, ruling that the language was not *obiter dictum* as LeCompte and the circuit court maintained.
- In April 2014, Judy Freeman, chairwoman of the ZBA and Joe Messer member of the Board of Trustees reviewed the decision and felt strongly that the published language, on which the court made its decision, threatened many of the barns in the Village with non compliance should a suit be brought against them by either a neighbor or the Village.
- In April 2014 LeCompte met at Village Hall with President McLaughlin and Mr. Bond, the Village attorney, to review the history of Oakwood Farm and the case against him by the Village. At this LeCompte requested that the Village file a brief with the court reiterating that LeCompte's case with the Village was never about home occupation, but only about agricultural usage, and that ever since the Village's decision in March 2011 granting LeCompte home occupation status he was operating as a legal home occupation.
- The Village refused LeCompte's request, although 3 years before it had issued two letters, one from Shuman and one from Lynch, stating that he was compliant with the home occupation provisions of the code relative to horse boarding.
- Later in April LeCompte petitioned the appellate court for reconsideration.
- In May 2014 the Appellate Court denied LeCompte's request for reconsideration

- In May 2014 Jason Elder, President of the Riding Club of Barrington Hills, requested an independent legal analysis of the situation by an outside attorney, Mr. Smoron, to determine if the appellate court decision put any other Village equestrian facilities at risk.
- After thorough review Mr. Smoron concluded that based on the decision in the LeCompte case, other owners would be at risk should a suit be brought against them.
- Base on this, in June 2014, the riding club filed a request with the Village clerk to amend the horse boarding provisions of the code.
- In June of 2011 Dr. LeCompte also filed a request with the clerk to amend the horse boarding provisions of the code.
- In July 2014 Judy Freeman, chairwoman of the ZBA, held a ZBA meeting to discuss the horse boarding status in the Village.
- Hearing on the amendments was scheduled for July but canceled.
- In August 2014 Mr. Drury and Mr. Hammond both file separate amendments addressing the horse boarding provisions of the code.
- On September 11, 2014 the ZBA met at Barrington High School and approved the LeCompte amendment by a 5-2 vote, wit only Stieper and Wolfram voting against adoption.
- At the September 22, 2014 BOT meeting Mr. Thomas Burney, Drury's attorney, despite the fact that Mr. Drury had filed his own text amendment, opined that an individual could not submit a text amendment and that the language in the code concerning an individual amendment only applied to a map amendment where an individual could submit a request to change the zoning of their property.
-
- On September 29, partially based on Burney's statement, at their September 22nd meeting, the Board of Trustees tabled the LeCompte amendment and sent it back to the ZBA for more study and asked that the ZBA draft their own amendment.
- On October 20, 2014 the ZBA heard the other three amendments and turned them down.
- The ZBA, under the lead of Kurt Anderson, then formulated their own amendment, adding some of their own language and drawing from those amendments that had previously been submitted.
- The ZBA met on December 3, 2014 and passed the Anderson amendment, recommending to the BOT that the amendment be adopted.
- The BOT met later on December 15, 2014 and approved the Anderson amendment by a 5-1 vote, President McLaughlin not being President.

- The BOT met on December 18th, 2014 and voted against approval of the Drury, Hammond, and RCBH text amendments.
- President McLaughlin refused to sign the approval of the Anderson amendment, which is required by law to become effective,
- At the January 26, 2015 BOT meeting President McLaughlin vetoed the Anderson Horse Boarding amendment.
- At the February 23, 2014 BOT meeting, the board voted 5-2 to reconsider the Anderson text amendment and then to override President McLaughlin's veto, with only McLaughlin and Konicek dissenting.
- Subsequently, in late February 2015 Drury, Reich, and O' Donnell filed a suit against the Village stating that the amendment had been passed illegally and requested that the BOT negate the amendment as if it had never been passed.
- The Village was given to early April to answer the complaint, but, under McLaughlin's leadership, failed to meet that deadline and, moreover, has never filed an answer.
- Drury then dropped the first two counts of the complaint leaving only the third and final complaint standing. At the end of May, Drury filed an amended complaint against the Village, which read more like the suit against LeCompte than it did a suit against the Village.
- At the August 24, 2015 BOT meeting, President McLaughlin announced that he would like to settle the suit and would hold a meeting where the residents could voice their opinion on whether or not the Village should agree to settle. McLaughlin then assured those at the meeting that the terms of the settlement would be published far in advance so that anyone wishing to speak at the meeting would have the facts necessary to do so.
- In August 2015, seeing that under McLaughlin's leadership the Village would not defend its own law, LeCompte, joined by John Pappas, Barbra McMorris, Victoria Kelly, and Marianna and Pasquale Bernard petitioned the court to intervene as additional defendants. Also, on behalf of Barrington Farms, JR Davis and Robert Abboud filed a request to separately intervene, and Judy freeman filed an additional request for intervention.
- On September 23, 2015 the BOT held a special meeting for the public to discuss settlement was held in September, but the terms of the settlement were never released prior to the meeting, thus not giving the residents any opportunity to opine on the proposed settlement.

- At the October 26, 2015 BOT meeting the terms of the settlement were announced late at night after the conclusion of the executive session, not allowing for any public comment on the proposed terms of the settlement, which caved into Drury's request and acknowledged that the amendment was passed illegally and was declared null and void. A Vote was taken immediately and the proposed settlement passed by 4-2 vote, with Maison abstaining and only Trustees Harrington and Gohl voting against settlement.
- In December 2015 Drury filed a motion with the court to approve the settlement
- In December 2015 the court granted the three petitioners their request to intervene
- In January 2016 the three groups intervening filed a motion asking the court not to approve the settlement and to dismiss the case.
- In May 2016 the court denied approval of the Village settlement and stated that a settlement could only be approved if all parties, including those intervening, agreed to the terms of the settlement. At the same time the court dismissed Drury's case against the Village without prejudice, but gave him the opportunity to file an amended complaint.
- Later in May, despite the fact that Drury's attorney, Tom Burney, had opined in September 2015 that an individual could not submit a text amendment, Drury submitted his own amendment, which basically negated the entire language of the previous horse boarding amendment and called for the necessity of special use permit to board more than 4 horses, and asked that it be heard at the June 20th ZBA meeting.
- At the June 20, 2016 ZBA meeting the ZBA set out an agenda for the next three months, to hear about the history of horse boarding in Barrington Hills at the July 18, 2016 meeting; to have expert testimony at the August ZBA meeting; and to consider the Drury amendment at the September 2016 ZBA meeting.
- At the June 27, 2016 BOT meeting the BOT reiterated the above ZBA hearing schedule
- With no explanation on July 1, 2016, the Friday before the long July 4th weekend, the Village placed a notice in the Herald announcing the hearing and vote on the Drury amendment would be on July 18th, despite its recently adopted schedule which had also been announced by the BOT.
- On July 18, 2016 so many people showed up for the ZBA meeting that they could not all fit into Village hall and the meeting had to be continued until 8/1/16, which brings us up to tonight.

STABLES ZONING AMENDMENTS

5-2-1 DEFINITIONS

HOME OCCUPATION: A "home occupation" is any occupation or profession carried on by a member of the immediate family residing on the premises, in connection with which there is no display that will indicate from the exterior that the building is being utilized in whole or in part for any purpose other than that of a dwelling; there is no commodity sold upon the premises; no person is employed other than a member of the immediate family residing on the premises; and no mechanical or electrical equipment is used except such as is permissible for purely domestic or household purposes. A professional person may use his residence for consultation, emergency treatment or performance of religious rites but not for the general practice of his profession. No accessory building shall be used for such home occupation. Notwithstanding the foregoing, the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation.

STABLE: A "stable" is a detached accessory building the primary use of which is the keeping of horses. (Ord. 79-24, 10-29-79)

USE, PRINCIPAL: A "principal use" is the main use of land or buildings as distinguished from a subordinate or accessory use. A "principal use" may be either "permitted" or "special". A zoning lot may have only one principal use.

* * *

5-5-2 PERMITTED USES:

Permitted uses of land or buildings, as hereinafter listed, shall be permitted in the districts indicated under the conditions specified. Other than accessory uses, only one of the enumerated permitted uses may be established on a zoning lot. Unless otherwise specifically set forth, wherever a permitted use is named as a major category in this Chapter, it shall be deemed to include all and only those itemized uses listed under the said major category in the R1 through R4 Districts, as set forth in this Section. No building or zoning lot shall be devoted to any use other than a use permitted hereinafter in the zoning district in which such building or zoning lot shall be located, with the exception of the following:

1. Single-family detached dwellings, as a principal use.
2. Agriculture, as a principal use. (Ord. 63-1, 4-1-1963)

* * *

4. Accessory uses, incidental to and on the same or an adjacent zoning lot or lots under one ownership, as the principal use:

- j. Stables.

Notwithstanding the foregoing, the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation, provided further that no persons engaged to facilitate such boarding, ^{or driving} other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of 8:00 AM and 8:00 PM or sunset, whichever is later, and additionally provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated ^{parked or stored} on the premises except during the hours of 8:00 AM and 8:00 PM or sunset, whichever is later.

Per G. SCHWABERT

Notice here that the
Notwithstanding clause remained
only addition was hours of
operation as explained in minutes

Notwithstanding the foregoing, the boarding of horses in a stable and the training of horses and their riders shall be a permitted home occupation, provided further that no persons engaged to facilitate such boarding, ^{or training} other than the immediate family residing on the premises, shall be permitted to carry out their functions except between the hours of 8:00 AM and 8:00 PM or sunset, whichever is later, and additionally provided that no vehicles or machinery, other than that belonging to the immediate family residing on the premises shall be permitted to be operated on the premises ^{parked or stored} except during the hours of 8:00 AM and 8:00 PM or sunset, whichever is later.

Per G. SCHVAPERT

Noted here that the
Notwithstanding clause remained
only addition was hours of
operation as explained in minutes

5

Several residents have raised the question of whether or not horse manure endangers the aquifer from which we draw well water or the ground water within the village. As chairman of the Equestrian Commission I would like to address this question.

The answer, supported by information from the Illinois Environmental Protection Agency (IEPA) and the water control agencies of Cook, Lake, McHenry and Kane counties is a categorical **NO**. Here are the facts:

1. The underlying theoretical issue with animal manure and water supply is ***nitrogen loading***, a concentration of manure that creates a high level of nitrogen in the water supply. The IEPA states that nitrogen loading is a concern when the concentration of animals is between 100 and 150 animals ***per acre***.

Barrington Hills doesn't even come close.

2. Our village covers an area of 19,000 acres. Our horse population numbers approximately 1,200. This is a concentration of a ***single horse per 15.8 acres***.
3. As recently as 20 years ago there were three working dairy farms within the village. The dairy farms along with the horse population were all depositing manure. At no time during this period of ***increased animal population*** was our water found to be affected by nitrogen loading.
4. Under the current ***reduced animal population***, neither the IEPA nor Cook, Lake, McHenry or Kane county water control have found increased levels of nitrogen or bacteria in either our aquifer or our ground water due to horses or livestock.
5. Our animal population is not increasing, but even if it were, it is unlikely to approach 100 to 150 per acre, the concentration required to spark nitrogen loading levels high enough to affect our water.
6. The USEPA has determined that properties that are not designated CAFOs (concentrated animal feedlots, with concentrations of 100 to 150 animals per acre) ***do not need to be regulated*** to protect the environment.

Finally, it is important to understand how most equestrians deal with manure. The majority of horses in Barrington Hills are kept on 5-acre parcels. Manure is picked from stables and pastures, daily or weekly, and deposited in dumpsters to be hauled away by waste management companies. Larger horse properties may spread their manure over their pastures.

Furthermore, current village ordinances concerning manure have proved effective as evidenced by the fact that our aquifer and ground water have consistently tested safe and potable.

While I understand their concerns, any worries village residents may have about horse manure's effect on water supplies are groundless. Therefore, I urge that before our village commissions, boards and committees spend any time and resources on this issue, we ask these residents to bring forward evidence that horse manure in Barrington Hills puts our water supplies in jeopardy. I also suggest that the village defer to the IEPA and relevant county agencies on this issue

Dan Lundmark's remarks 4/14/10

At May 19, 2010, ZBA hearing Joseph E. von Meier, village attorney, made the following statement:

*"At the time larger facilities were operating in the village in a manner that exceeded the scope of the Home Occupation Ordinance..... Specifically, Section 5-3-4(D)(3)(g) provides that the boarding of horses in a stable and the training of horses of horses and their riders is a permitted home occupation **subject to the provisions of section 5-3-4(D)**.....Many of the large horse boarding facilities currently operating in the village cannot meet the stringent requirements of the Home Occupation Ordinance and thus are thus in violation" {emphasis added}*

1 it's just background on how we got here today.

2 MR. KNIGHT: You are taking evidence from
3 the public. I have a problem with that as a member of
4 the public. It's not noticed. The meeting isn't
5 noticed.

6 CHAIRMAN FREEMAN: I appreciate your
7 comments. Dan, you don't have to speak so I don't
8 want to put you on the spot. So if you are willing
9 to, we'd like to just listen to what you have to say.

10 MR. LUNDMARK: Specific to -- do I have to
11 stand?

12 CHAIRMAN FREEMAN: I don't think so.

13 COURT REPORTER: Yes, please.

14 MR. LUNDMARK: Dan Lundmark, 23 Bow Lane,
15 Barrington Hills.

16 CHAIRMAN FREEMAN: Really, it just came --
17 at one of our prior meetings -- it's just useful to
18 have you here. At one of our prior meetings we were
19 trying to talk a bit about the history of the ten or
20 more horses and why that line was drawn as being
21 commercial boarding versus, you know, perhaps
22 noncommercial boarding where there was a presumption
23 that if the barn held more than nine horses that it
24 might be used for another purpose. That was one

1 question that came up.

2 And then another question came up about
3 should there be a restriction on the number of horses
4 per acre and that was tossed around, one horse per
5 acre, two horse per acre, that type of thing. So I
6 didn't know if you could just share anything that
7 might be useful to the group.

8 MR. LUNDMARK: Sure. Absolutely. When
9 Mr. Abboud won his first term as president of the
10 Village, one of the things that Bob wanted to do was,
11 and I'm paraphrasing, but I think this is close to
12 what he said, he didn't want residents to have to
13 ignore ordinances to do what they have always done.
14 So lawyers work out of their house. Consultants work
15 out of their house. People have been boarding horses
16 since 1937 here.

17 The Equestrian Commission was started and
18 given the direction to look into and make a
19 recommendation to, I guess, the ZBA on the question of
20 boarding horses.

21 At that time, George Schueppert was the
22 trustee liaison to the ZBA, not to the Equestrian
23 Commission, but because he was interested in this
24 boarding question, he began attending our meetings in

1 which we had that discussion.

2 We determined rather quickly that, yes,
3 boarding has existed in the Village for decades and
4 boarding should continue in the Village. George had
5 several questions in regards to quantifying, should we
6 quantify boarding. It seemed to George, as a
7 non-horse guy, it didn't make sense that it would be
8 unlimited. We had many, many discussions about that
9 issue.

10 At the time, the Equestrian Commission was
11 comprised of myself, Dara Valin and John Hart. John
12 is, of course, since passed away. We collectively all
13 felt and prevailed upon George that horse boarding is
14 a self-regulating industry because the horse owners --
15 George had this hypothetical of 100 horses on five
16 acres as kind of his, you know, worst-case scenario,
17 almost a metaphor for what could go wrong with
18 boarding, and we all explained to George, and he came
19 to, I believe, agree with us that because somebody
20 says I'm boarding horses doesn't mean that a horse
21 owner is going to utilize that facility. The horse
22 owner is going to look at the conditions and be very
23 aware of the horse.

24 So George came to agree with us that putting

1 a number was going to be difficult. Mr. Kosin
2 explained that the Village effectively had no way to
3 regulate that. Who's to say that those two horses
4 don't belong to the owner as opposed to those two
5 horses. So the Equestrian Commission recommended that
6 boarding of horses be an allowed activity in the
7 Village. There was absolutely no recommendation from
8 the Equestrian Commission, and our liaison at the time
9 was Julie McKevitt. Julie and George both agreed with
10 this that it would simply be boarding of horses,
11 whether it was one horse in somebody's extra stall or
12 a larger operation.

13 There was discussion about whether or not
14 horse boarding was such a unique activity that it
15 should be and have its own ordinance and the feedback
16 that the Equestrian Commission got was that one of the
17 principles of municipal law, I guess, or governance is
18 the fewer ordinances the better. So the feedback that
19 we got from George and Julie was that horse boarding
20 was going to fit in under Home Occupation.

21 My recollection is a new ordinance was --
22 language for a Home Occupation Ordinance was created
23 and George brought that language to the Equestrian
24 Commission to say does this work and we noted -- now,

1 what we saw was the first draft and to be honest with
2 you, I don't remember how many changes that draft went
3 through compared to the current ordinance but some of
4 our concerns about the way the "D" Home Occupation was
5 drafted, it would preclude, effectively, boarding. As
6 an example, it stated, It is further the intention of
7 this subsection to regulate the operation of Home
8 Occupation so that the general public will be unaware
9 of its existence. We pointed out to George and Julie
10 that in reality, it's going to be very hard to hide
11 boarding a bunch of horses. Hang on a second. This
12 is what it's like having meetings with you. No
13 separate entrance "B" under Structural Limitations,
14 "No separate entrance from the outside of the building
15 where the home occupation is located shall be added to
16 such building for the sole use of the home
17 occupation." We pointed out to George and Julie that
18 clearly a barn has entrances specific to the home
19 occupation of boarding. There were several examples
20 of this and I can go through and list them but the
21 point is we said to George and Julie that won't work.

22 CHAIRMAN FREEMAN: Okay.

23 MR. LUNDMARK: And in fairness to George and
24 Julie, again, the Home Occupation Ordinance was going

1 to be this umbrella ordinance and is effectively an
2 umbrella ordinance that covers the allowed home
3 occupations. But, in order to provide protection for
4 the neighbors, the language that would make sense for,
5 say, a law practice, it just didn't make sense for
6 boarding.

7 So George said, all right, let me come back
8 and see what I can come up with. At our next meeting
9 he brought the language that is now referred to as
10 paragraph G, Boarding and Training of Horses:
11 "Notwithstanding anything to the contrary contained in
12 this subsection (D), the boarding of horses in a
13 stable and the training of horses and their riders
14 shall be a permitted home occupation." I won't read
15 the whole thing because you are all familiar with it.
16 There was language that limited the hours.

17 In our discussions with George and Julie at
18 the Equestrian Commission early on, we said does that
19 preclude the things that are in "G" that we object to.
20 Yes, it says notwithstanding the above. So that's
21 what got passed.

22 And then when Barry and Kathy increased the
23 size of their facility, George called me and said that
24 the board, the board of trustees, wanted to take a

1 second look at boarding and wanted the Equestrian
2 Commission to start the process should there be a
3 differentiation between, I think George's term was
4 large-scale boarding and the boarding -- smaller-scale
5 boarding. George's contention was that we had not
6 foreseen operations as big as Barry's. Myself, as
7 chair, and the other members of the Equestrian
8 Commission, which at that point had expanded to five
9 members, but the two new members weren't there for the
10 early discussions, Dara and I disagreed with George.
11 We very specifically had conversations about the scale
12 of operations. Horizon Farm at one point had 200
13 horses. So George's contention that the Home
14 Occupation Ordinance was meant to be for what he
15 continually referred to as backyard boarding is
16 factually inaccurate. We had specific discussions at
17 our meetings about not limiting the size of operations
18 by ordinance because it will be self-regulating. And
19 in fact, Deepwood even then came up as having I think
20 they had, I don't know, 12 or 15 stalls.

21 So when Deepwood began expanding, George --
22 well, the trustees directed George to direct the
23 Equestrian Commission and at that point I think Julie
24 was still our liaison. We had a lot of discussions

1 within the Equestrian Commission about should there be
2 a differentiation, should there be a separation in
3 terms of large-scale operations and smaller
4 operations. And a lot of ideas came up and I think,
5 Judy, that's what you were referring to as kind of
6 urban myths.

7 CHAIRMAN FREEMAN: Right.

8 MR. LUNDMARK: Because a lot of ideas were
9 generated within the Equestrian Commission about how
10 would we go about that, how would the Village know if
11 a permit application was for one kind of boarding
12 versus another kind of boarding. And one of the ideas
13 somehow, and to be honest with you I don't remember
14 the genesis of it, but somehow this nine-horse idea
15 was floated as -- I do actually remember there were
16 discussions, well, how many horses do people generally
17 own. And Jim Drury was actually an example. At one
18 point as a polo player he had 12 horses. So that was
19 an example of -- we used that as an example to George
20 why you -- the number of horses is irrelevant. You
21 can't assume that a large number of horses ipso facto
22 means boarding. There are polo players, there are
23 other people who happen to own a lot of horses.

24 Then the idea of triggering a special use

1 permit. In our public hearings one -- the public
2 comments that were fairly consistent, and it was from
3 the neighbors on Deepwood, more specifically about the
4 Hirsch operation and Bill Springer made the point
5 that, you know, one day he woke up and was in the
6 kitchen and bulldozers are outside his kitchen window
7 and he doesn't know what's going on. Because they had
8 the floor area ratio, that they just got a permit. So
9 we had a lot of discussion about being fair to the
10 neighbors, that the Village has no way of knowing the
11 intent of a barn and if it meets the floor area ratio,
12 you know, you are good to go. Well, that made sense.
13 It made sense that, and I know Bill Springer well and
14 Carolyn and if they were upset by this, as such a huge
15 part of the equestrian community, then that spoke to
16 us.

17 So we had conversations with Morton Builders
18 and they explained to us that when you take the
19 footprint of a barn, say 60 by 30, 1800 square feet,
20 if you divide the square footage of the barn by the
21 number 300, you will get the probable number of
22 stalls. And we were like what? So we all ran home
23 and measured our barns and sure enough, my barn is 60
24 by 30 and it has six stalls because when you factor in

1 the center aisle and the wash rack and the tack room
2 and everything else, that's sort of on an average
3 that's how it works. So then that was floated up as
4 an idea. Oh, okay, well, if a barn is larger than --
5 and I don't remember, what did we use, 2400? I don't
6 remember.

7 MR. MCKEVITT: Twenty-seven.

8 MR. LUNDMARK: We decided if a barn is
9 larger than 2700 square feet, again, with the nine
10 horses somehow, it's likely not just for the resident,
11 although, a serious polo player like Jim Drury may
12 well want to build a barn that big to have 12 horses.
13 But at least that gave the Village, if the size of the
14 plan, whatever the number was, was of a certain size,
15 then the Village could assume probably or possibly
16 it's for boarding and it would trigger a special use
17 permit, which Mr. Kosin explained is one of the only
18 way for the neighbors to be notified. And that way
19 neighbors could come in and say, gee, are you aware of
20 this or are you aware of that or we don't like this.
21 So that was another idea.

22 CHAIRMAN FREEMAN: Okay.

23 MR. LUNDMARK: Ultimately, we submitted what
24 somehow became known as the White Paper to the ZBA. I

1 don't remember when.

2 CHAIRMAN FREEMAN: We have it.

3 MR. LUNDMARK: Right. Right. Right. And
4 it was submitted as here's our current thinking.
5 Subsequent to the submission of that first White
6 Paper, Bruce Pfaff attended, I don't remember the
7 months on this, I think it was the April or May
8 meeting, and he felt strongly that a special use
9 permit and having, again, trying to quantify horses
10 was way the wrong direction. He spoke at length on
11 that point and actually persuaded us that he was
12 correct. So confusingly, we submitted yet another
13 White Paper. Our intention was that was our final
14 point of view.

15 CHAIRMAN FREEMAN: Okay.

16 MR. LUNDMARK: But it was not managed
17 properly. I had submitted it to Delores and I
18 thought, inaccurately, I thought Delores automatically
19 included it in the ZBA packets. So when we had the
20 meeting at the school, nobody in the ZBA had read --
21 they couldn't have read, they didn't have it. So it
22 became confusing, and I feel accountable for that
23 because now there were -- and Doug had gone ahead and
24 drafted language for a proposed ordinance based on the

1 first White Paper that was submitted. The Equestrian
2 Commission, which is simply an advisory commission, in
3 essence, we changed our mind.

4 CHAIRMAN FREEMAN: Okay.

5 MR. LUNDMARK: And poorly communicated that.
6 I poorly communicated that. So from that point on,
7 there was a fair amount of confusion in terms of the
8 first White Paper with the 2700 square foot triggering
9 mechanism, the second White Paper that, in essence,
10 said the way it is with more precise language in the
11 Home Occupation Ordinance, which Bruce drafted and
12 exchanged some ideas with Doug. We didn't get
13 involved with the language because it was lawyer
14 talking to lawyer. But the final recommendation to
15 the ZBA from the Equestrian Commission was no number
16 of horses, no size of barn, no differentiation between
17 what George called expanded boarding and backyard
18 boarding. Boarding is boarding. There has been --
19 there have been many, many large-scale operations
20 going back to before we were a Village. It is
21 relatively self-regulating. And the issue we felt
22 with the Deepwood neighbors and Oakwood and was
23 largely the placement of the barn and the permitting
24 process. From our point of view, the Equestrian

1 Commission, it really had nothing to do with what the
2 activity that was occurring within the barn, it was
3 the size of the building, the accessory building, and
4 its proximity to the road and other houses.

5 So our final position, again, was that
6 boarding has been very successfully -- boarding
7 facilities have been very successfully operated in the
8 Village going back to the '30's and they are in all
9 the public meetings that we had and frankly in the ZBA
10 meeting public -- the ZBA meetings that I attended,
11 there were no compelling arguments against boarding as
12 much as Deepwood was an issue.

13 And, I under oath, testified that in my
14 research there had been, as of I think it was May of
15 2010 was maybe the last ZBA meeting, there had never
16 been a complaint about boarding, according to the
17 Village. That any complaints had to do generally, the
18 few complaints that the Village received were about
19 manure removal in the springtime from the winter.

20 CHAIRMAN FREEMAN: Okay. Does anybody have
21 a question on what Dan shared with you guys, George or
22 Dara?

23 MS. ROSENE: Dan, would you repeat that.

24 MR. LUNDMARK: Absolutely. Let me just

1 rewind.

2 CHAIRMAN FREEMAN: That's very useful. We
3 were chatting about a couple of these metrics and had
4 some different opinions about how they got into the
5 language and how they came out of the language and
6 wanted to --

7 MR. LUNDMARK: Let me expand on that a
8 little bit. George was very strong on wanting numbers
9 and, you know, he kind of laughed about it. It's just
10 like, hey, that's who I am, you know, I'm a financial
11 guy. I'm a nuclear engineer, whatever, I need
12 numbers. Or he was on a ship. I don't know.

13 MR. ABBOUD: I hope not. Okay.

14 MR. LUNDMARK: So he directed us to have
15 some way of quantifying and he really, really wanted X
16 number of horses per acre and we just -- that was
17 never going to happen.

18 CHAIRMAN FREEMAN: Right. Okay.

19 MR. LUNDMARK: And George was persuasive and
20 Bill Springer was persuasive. I felt bad for the
21 Springers and I tried to imagine myself, I mean, you
22 know, the houses that surround me are five acre
23 houses, and I looked at three of them adding up to 15
24 acres, the Hirsch property, and I thought, yeah, how

1 would I feel if a bulldozer just showed up. I mean,
2 it's closer than you think when you are looking out
3 your back door. But, again, enforcement, number of
4 horses, ownership of horses, it just became too
5 complicated. And in our opinion, unnecessary.

6 So the attempt of the Equestrian Commission
7 to, as you said, you know, add to these urban myths
8 about, I don't remember where nine horses came from,
9 but that became more -- and it was just a number we
10 sort of picked out of thin air. It was like who owns
11 more than nine horses in the Village. Very, very few
12 people. And we needed a starting point to make an
13 assumption if you have more than X, and we picked
14 nine, you're probably doing some boarding.

15 CHAIRMAN FREEMAN: Okay.

16 MR. LUNDMARK: But upon, you know, the
17 process got kind of dragged out and as we kept
18 meeting, and George lost his election and wasn't there
19 to keep pushing the number thing, we started asking
20 ourselves, why are we having this number. I mean, how
21 long was Horizon in business with 200 horses. So,
22 that's why our final recommendation was no numbers.

23 CHAIRMAN FREEMAN: No numbers. Okay. Thank
24 you very much.

②

Jason Elder
273 Leeds Drive
Barrington Hills, IL 60010
June 11, 2014

Barrington Hills ZBA

Dear Barrington Hills ZBA:

The Riding Club of Barrington Hills has served this community since 1937, before the village was founded. The tradition of horses, open space and large and small scale horse boarding in our area precede the Riding Club itself.

The recent LeCompte VS Drury ruling from the Appellate Court and the associated ambiguity, confusion and potential threat to horse boarding in our community prompted the Club to seek a legal opinion from the most established municipal law firm in our area (ZFRM). ZFRM successfully represents many neighboring municipalities and of particular interest to the club, represents Bull Valley, a neighboring equestrian community that has much in common with Barrington Hills.

As you can see from the attached opinion, our attorney has advised us that the recent ruling, in combination with the 2011 LeCompte VS ZBA ruling, adversely impacts owners of boarding facilities and those who use them and recommends a text amendment to eliminate these adverse impacts, along with ambiguities in existing code. As someone who boards a horse on my property and owns a horse boarded at another Barrington Hills barn, I am directly affected.

For many years, most people in the village believed horse boarding was an agricultural activity, protected under the Village Code. When I moved to Barrington Hills in 2005, this issue was debated in the first Village Board meeting I attended. The past Village Administration made many mistakes in not resolving this issue. According to our attorney, the worst mistake may have been spending a huge amount of time and money to ensure that horse boarding and training was NOT a part of our agricultural code.

He recommends re-evaluating the definition of agriculture and including the boarding and training of horses to firmly and finally eliminate any ambiguity and allow this historically important activity to continue, without undue risk of litigation, or misinterpretation by future Village officials.

Accordingly, I have attached a petition for text amendment for your consideration, and hope you will act swiftly to preserve our heritage and protect our future.

The boarding and training of horses, whether horses are owned by residents or non-residents, offers the open space, peaceful environment and scenic vistas we all appreciate.

[Recipient Name]

May 27, 2016

Page 2

The alternative for most of these properties is development and loss of the countryside, rural environment that makes Barrington Hills special. On these properties horses occupy space that would otherwise be replaced by new subdivisions.

The poor economy has insulated us from growth over the past several years, but we all know the cycle will change one day. If you do not act now to protect the future, what will we become?

Respectfully,

Jason A. Elder

President, Riding Club of Barrington Hills

LAW OFFICES
ZUKOWSKI, ROGERS, FLOOD & McARDLE
50 VIRGINIA STREET
CRYSTAL LAKE, ILLINOIS 60014

MICHAEL J. SMORON
msmoron@zrfmlaw.com

(815) 459-2050
FAX (815) 459-9057
www.zrfmlaw.com

May 19, 2014

Via E-Mail: jelder2@gmail.com

Jason Elder
President
The Riding Club of Barrington Hills
P.O. Box 418
Barrington, IL 60011

PROTECTED BY ATTORNEY-CLIENT PRIVILEGE

Re: Impact of the *LeCompte v. ZBA for Barrington Hills* and *Drury v. LeCompte*
Decisions on Horse Boarding Facilities and Resident Boarders

Dear Jason:

You have asked whether the *LeCompte v. ZBA for Barrington Hills*, which is a published opinion, and the *Drury v. LeCompte* decision, which is an unpublished "Rule 23" opinion, adversely impact those members of the Riding Club with boarding facilities, particularly larger ones, as well as those members who make use of the amenities associated with these facilities. We reviewed these opinions, certain sections of the Illinois Municipal Code, case law and portions of the Village's Zoning Ordinance in researching this matter. They absolutely do, and we recommend that the Riding Club consider petitioning, or at least encouraging, text amendments to the Village's Zoning Ordinance to eliminate such adverse impact and any ambiguities in such ordinance.

The *LeCompte v. ZBA for Barrington Hills* opinion is a published decision with precedential impact. In it, the Appellate Court for the First District opined that "the commercial boarding of horses...is a use that does not comport with the Village's Zoning Code." The language squarely places at risk any boarding facility which accepts compensation from third parties. While this appears to be a sweeping conclusion, the timeframe to ask the Appellate Court to limit or condition such language has come and gone and apparently no one asked the Appellate Court to do so.

The *Drury v. LeCompte* decision is a rule 23 opinion, is not to be cited as precedent and is not legally binding on anyone not a party to the case, and is in the

ZUKOWSKI, ROGERS FLOOD & MCARDLE

Jason Elder
May 19, 2014
Page 2

context of determining the legal sufficiency of an amended complaint – not a final decision on the merits of the underlying suit. However, it is of public record, and will certainly be considered by a circuit court judge or appellate court justice, or their staff, in researching a related matter, or when faced with a similar circumstance. In our practical experience, a circuit court judge or appellate court justice in the near future will give it considerable deference rather than render a decision that is inconsistent with that of a colleague.

In addition, section 11-13-15 of the Illinois Municipal Code provides an incentive for a landowner to proceed to court to enforce what he or she believes is his or her interpretation of the Village's Zoning Ordinance by providing for attorney's fees and costs if such landowner prevails.

One of the problematic underpinnings of the case was the Appellate Court's adopting the view of the Village at the zoning board meeting that a larger horse boarding facility was never contemplated as a permitted home occupation use. This appears to be a statement not attributed to any particular Village representative, nor is there any indication whether such representative had firsthand knowledge of the drafting of the Zoning Ordinance. Such statement may also reflect the opinion of just one person who may have constituted only one member of the zoning commission that undertook the process for such zoning amendment.

The decision also seemed to factor in purported complaints from neighbors. Such complaints are typically considered hearsay rather than reports of same being a component of a court's legal analysis as compared to the more factual nature of the intensity of traffic flow, number of boarders or patrons of the boarding facility, etc.

The analysis was also unusual insofar as the defendant himself in the *Drury v. LeCompte* decision maintained that the property was not eligible under an exemption to the Zoning Ordinance, only to claim later on in court that it was.

As regards to the Club, it should be concerned with at least four issues relative to the Village's Zoning Ordinance in light of these two decisions: i) the Appellate Court's view that *any* commercial boarding of horses is incompatible with the Village's Zoning Ordinance, ii) the very narrow, restrictive definition of the boarding of horses as a home occupation, iii) the definition of "Agriculture" in the Zoning Ordinance definition section, and iv) the ambiguity associated with determining when an accessory building is subordinate to a principal building. While a zoning ordinance is required to be precise and objective under Illinois law, that is not always the case.

While the Village could understandably argue that the Appellate Court's language in the *LeCompte v. ZBA for Barrington Hills* opinion is overbroad, sweeping

ZUKOWSKI, ROGERS FLOOD & MCARDLE

Jason Elder
May 19, 2014
Page 3

and not limited to the circumstances in the case, the Appellate Court has made a decision which will inevitably be seized upon by anyone who brings suit against any commercial boarding facility.

We recommend that the Club be proactive and focus on one or two alternatives. First, the Club may wish to encourage that the definition of "Agriculture" be reevaluated and potentially expanded to include the boarding of horses as a permitted use in the R-1 district. This would, to a large degree, recognize the existence of larger horse boarding facilities without owners having to wade into the zoning process to request specific zoning relief. This would be the most straight forward solution and which would avoid the prospect of multiple landowners having to hire attorneys and the prospect of numerous public hearings on such requests.

Another more cumbersome alternative would be a text amendment establishing the boarding of horses, which do not fit the home occupation exception, as a special or conditional use in the R-1 district which would obligate landowners to petition for such zoning relief, but with the opportunity for the Village to impose reasonable conditions on a given horse boarding facility to alleviate concern relative to traffic or noise or other intensity of use.

Either of these alternatives could be effected within a few weeks' time after a public hearing and public notice and which could eliminate much of the concern of the community arising in the aftermath of these decisions.

I hope this is helpful. Please let us know what we can do to assist in this matter. Thank you.

Sincerely,



Michael J. Smoron

MJS:dm

Z:\B\Barrington Hills Riding Club\LElder.druryvlecomptedecision.doc

Analysis of Section 5-3-4(D) as it pertains to 5-3-4(D)3(g)

In ZBA meetings and Board of trustees meetings it has been clearly opined that, pursuant to the notwithstanding clause at the beginning of section 5-3-4(D)3(g), only section 5-3-4(D)3(g) applies to the home occupation of horse boarding. However, according to Mr. Stieper and implied by, but not specifically stated in, the recent appellate court decision, all provisions of section 5-3-4(D) apply to the home occupation of horse boarding, not just 5-3-4(D)3(g), as stated in the code. If that were the case all of the following would apply:

1. If you board horses as a home occupation and the aggregate square footage of your equestrian complex is in excess of that of your house you are in violation of section 5-2-1(B) according to the court, even though the purpose of your horse boarding is subordinate to the primary purpose of your property, despite the fact that the wording in section 5-2-1(B) states "*subordinate in area, extent, or purpose.*"
2. If the barn in which the horses are boarded does not resemble a residential dwelling unit the resident is in violation of section 5-3-4(D)2(c) of the home occupation provisions.
3. If at any one time more than 2 employees or subcontractors, who who are engaged, employed or otherwise participate in the operation of the boarding and training operation, are on the premises at any one time the resident is in violation section 5-3-4(D)3(a)2. (So if a barn manager and trainer are at the barn, a farrier or veterinarian could not also be there at the same time.)
4. If, in addition to their barn not looking like a dwelling unit, a resident has a separate utility service to their barn they are in violation of section 5-3-4(D)3(b)1.
5. If, for safety purposes, a resident installs extra doors in a barn in which they board horses, which, for safety reasons, the 2007 revised Village building code requires for many barns, they are in violation of section 5-3-4(D)3(b)2.

6. If the home occupation of horse boarding and training is not done wholly within a primary or accessory building, but is also done outside in the pastures, paddocks, and arena the resident is in violation of section 5-3-4(D)3(c)1.
7. If more than 4 persons, including boarders and trainers are ever on the premises at the same time the resident is in violation of section 5-3-4(D)3(c)4.
8. If a resident, in their home occupation of horse boarding, uses a tractor to move hay bales they are in violation of section 5-3-4(D)3(c)5 since tractors are not "typical of vehicles or equipment used in connection with residential occupancy".
9. If, for fire safety reasons, a resident stores hay in a separate building from that in which horses are boarded and trained, they are in violation of section 5-3-4(D)3(c)6.
10. If, in addition to the barn not looking like a residence, there are any exterior indications of the home occupation, such as boarded horses grazing in pastures or boarders taking lessons and or riding in the outdoor arena, they are in violation of section 5-3-4(D)3(d) 2.
11. If any resident on a standard 5 acre lot boards horses they are in violation of 5-3-4(D)3(c)2 if they have a barn and or arena that in the aggregate is in excess of 2178 square feet due to the floor area ratio provisions of section 5-4-3(D)3(c)2, which only allows 1% of the square footage of the lot to be used for the home occupation.

When applying all of these qualifications, few if any boarding barns would be able to be a home occupation. Therefore, it **is essential that horse boarding be removed from home occupation, section 5-3-4(D) and placed in a new section, 5-3-4(F)** where the present hourly restrictions would still apply. This would not change anything from what is presently the law, but would avoid confusion and preclude opponents of horse boarding, like Mr. Stieper, from obfuscating the issue by arguing that notwithstanding anything to the contrary doesn't really mean what it says.

Village Contradiction

At the May 19, 2010 ZBA meeting Village attorney Joseph von Meier made the following statement:

"Many of the large horse boarding facilities currently operating in the Village cannot meet the stringent requirements of the Home Occupation Ordinance and thus are in Violation".

September 2010 Village brief to appellate court:

"Because each piece of property within the Village is zoned for certain permitted uses, and horse boarding is not one of those permitted uses in an R-1 zoning district under the Village Code, Plaintiffs' use of the Property for a commercial horse boarding operation is unlawful.

June 30, 2011 appellate decision:

"We find that the commercial boarding of horses does not comport with the overall intent of the Zoning code".

Today, 5/29/14 the Village posted the following:

According to Barrington Hills Village Code: Horse Boarding and training IS NOT illegal and IS NOT a prohibited use for properties in Barrington Hills. Recent court decisions DO NOT impact any property owner other than those parties within the case. Further the unfortunate litigation between neighbors and the rulings only apply to those involved.

Mike Harrington
Comments at the Special Meeting of the Barrington Hills Board of Trustees
December 15, 2014

1. My wife and I moved to BH 20 years ago. We moved here because BH is unique. It is unique because of its open spaces and equestrian amenities and lifestyle. I know many other residents moved here for the same reason. Like everyone who lives here, we could have lived in any of the many other suburbs of Chicago. In fact we actively looked at the North Shore for about 6 months before we discovered BH but we chose to live in BH because of the unique open space and equestrian amenities. As a long-time resident of BH, my family and I wish to continue enjoying the open space and equestrian amenities that make this village unique. I believe the vast majority of BH residents feel the same way. It is clear to me, and confirmed by the recent VBH resident survey, that most residents, even those who do not own horses or ride, love the beauty of horses and large horse farms. Many responsible government officials who served before me had the long-term vision and foresight to protect the unique open spaces and equestrian amenities that all of us now enjoy. I believe we as trustees have the same responsibility to serve as stewards for future generations so that our kids and their neighbors and future residents of this great village can enjoy the great amenities that we enjoy. So my first point is that I strongly believe the unique open space and equestrian amenities of our village are worth preserving.
2. The question of horse boarding has been actively debated since 2005. That's ten years! This issue has been more thoroughly debated than any issue in the history of this village. Many have spoken, many others have spoken many times, and much information, some true and some unfortunately misleading or inaccurate, has been circulated. We have beaten the proverbial dead horse and, in my opinion, there is no need to beat this horse further. The existing village code with respect to boarding is vague and confusing and it is obvious that clarity is sorely needed. I have no interest in passing the buck. It's the responsibility of this board to decide and now is the time to do it. So my second point is: ten years of debate is enough and it's time to move forward.
3. When I ran for office and was asked about horse boarding I said I would be open to reasonable regulation. A reasonable solution means that there has to be some balance and some compromise. When an issue has become as politically charged as this one, a perfect solution – one which makes everyone happy – simply does not exist. As such I have no illusions that any action taken by me or this board relative to this issue will make everyone happy. Even if we debated this thing for another 10 years, the outcome would be the same - not everyone is going to get everything they want. So my third point is that I believe my responsibility is to decide if this proposed text amendment is a reasonable solution.

In arriving at my decision, I considered many issues, I heard from many people, talked to many people, attended many meetings and read a large quantity of materials. In the interest of time I will address my position on a few of what I consider to be the big questions surrounding this issue:

1. First, does this proposed text amendment provide additional regulation and clarity? The answer is yes. It adds or enhances language relative to the regulation of boarding and training of horses in the following key areas: hours of operation, residency requirement (e.g. owner or operator must reside at the property), animal waste management, lighting, nuisance causing activities, traffic, indoor toilets, maximum floor area ratio requirements, and for the first time, places limits on the number of horses that can be kept at a property.
2. Second, does the proposed text amendment invite other commercial activity? In my opinion, a reasonable person would conclude that the language is very specific in its strict application to horses and horse-related activities and this specificity provides sufficient protection from non-conforming commercial activities. Does this mean that there is a 100% certainty that a clever lawyer won't try to manipulate our code in order to build a Jimmy Johns or a Speedway? No, it does not and the current code without the amendment does not provide 100% certainty either. But the chances of such an effort succeeding are extremely slim and I am confident our own village, with the help of a reasonable court of law if necessary, and the help of our very politically active, resourceful and vocal residents, could successfully block any such effort.
3. Third, is the proposed text amendment likely to help or hurt property values? I believe this amendment has the potential to help real estate values for three reasons. First, it removes uncertainty. Uncertainty, also known as risk, is the enemy of valuation. A basic principle of asset valuation is that the greater the risk the higher the expected return that is necessary to compensate for the risk. Real estate buyers manage risk by paying lower prices. So removing uncertainty/risk is good for prices. Second, the laws of supply and demand come into play. Current horse owners and riders who were drawn to the equestrian amenities of BH could easily be repelled if BH does not remain a horse friendly community. If horse owners and riders don't feel comfortable here or their lifestyle is threatened, they will choose to live elsewhere. This means more sellers and more homes on the market; in other words, more supply. On the demand side of the equation, if we chase away equestrian buyers, we will have fewer buyers for our properties. Basic economics tells us that greater supply and lower demand leads to lower prices. And it's not lower prices for only equestrian properties. Comparable sales prices are the primary means of setting asking prices. If the sales price of equestrian properties in your neighborhood go down, the value of non-equestrian properties will go down too. Thirdly, solidifying our village's existing equestrian image or brand, is value-enhancing. It helps make our community unique and stand out from the many other communities in suburban Chicago. Uniqueness and rarity contribute to value; Sameness and similarity do not! Why would we ever trade uniqueness for sameness? The equestrian image and lifestyle are highly desirable and having these attributes as part of our brand is very valuable. Ralph Lauren understands the power and appeal and aspirational lifestyle attractiveness of the equestrian image, which is why he created the fabulously successful and timeless equestrian-image-based Polo and Chaps brands, which by the way helped Ralph amass an \$8 billion fortune. It is in the best interests of all BH property owners to protect and enhance the equestrian image that is a tremendously positive part of the BH brand.

4. Fourth, will the text amendment harm our ground water? Horses have been in BH since before the village was incorporated in 1950's and there is no evidence that horses have contaminated our aquifers. The key to making sure that it never becomes a problem is multi-faceted. Density is one issue and this text amendment addresses density by placing limits on the number of horses per acre, for the first time. Currently no such limits exist in our village code. Density is also mitigated by over 7,000 acres of park district land and the many properties, some of which are very large, that have no horses. Secondly, proper manure management is important. The existing village code section 7-2-5 outlines specific requirements for manure management and the proposed text amendment reiterates the necessity for horse owners to comply with the specific provisions of this section of the code. I believe horse owners can be counted on to practice proper manure management because it is in the best interest of their own health and the health of their horses. Thirdly, proper well installation, siting and maintenance are key factors. Accordingly to BACOG, the few instances where well contamination was reported related to flooding of older, open pit wells and poor maintenance of well heads, where something as simple as dirt or insects can cause contamination.

I believe the risk of aquifer contamination from horses is a manageable risk and the risk is no greater than the risk from other sources of potential contamination. These sources include wild animals such as geese and deer, other pets such as dogs and cats, naturally occurring minerals such as arsenic, man-made contaminants such as chloride (aka road salt, which is already registering elevated levels in ground water), nitrogen released into Flint Creek by the village of Barrington sewer treatment plant, potential hazardous spills from the CN railway and the highly effective defoliant they use to keep their right of way amazingly clear. Every time we (and our neighbors) spray our lawns, some portion of the various fertilizers, herbicides, fungicides and insecticides leaches into the ground or drains into surface waters. Not to mention the chlorine we use in our pools, the algaecides we use in our ponds and problems that can develop with our own wells and septic systems, which by design deposit everything that goes into our toilets and drains into the ground on our properties.

I also have to consider the risk of ground water contamination if the large horse farms disappear and are replaced by residential development. A 125 acre horse farm that is developed into 25 homes on 5 acre plots with 25 new septic systems servicing 250 -500 new residents also poses a risk of ground water contamination. Additional homes and residents increase the risk of accidental spills, improper well construction or cap contamination, the amount of chemicals (including nitrogen) sprayed on lawns, Chloride spread on driveways and sidewalks, dog and pet manure, etc. I believe the risk of contamination from additional homes and humans is at least as great as the risk of contamination from additional horses.

Which leads me to the question as to whether this text amendment will attract significant new or larger scale horse operations to our village. I think the answer is no. As stated by our village president on several occasions and in his village newsletter, horse boarding is currently not illegal in Barrington Hills. While the proposed text amendment adds regulations and restrictions, it does not change the fundamental status quo of horse boarding as not being illegal. So why should we expect a big change in the number of barns or horses? Additionally, property values in our village reflect

residential property prices, roughly about \$90,000 per acre currently, are too expensive to attract large-scale barn operators. Passionate and wealthy hobbyists perhaps but these land prices would not be attractive to self-sustaining, stand-alone commercial barn operators. Larger, less expensive and more economically-viable land parcels are available in other nearby areas such as Marengo.

Another key factor governing horse density is the cost of feed. To the extent that you can provide your horses with good pasture, you can keep your cost of supplemental feed down. It is easier to reduce your supplemental feed costs by maintaining reasonable horse density, and proper pasture rotational grazing. Horses are expensive to buy and expensive to maintain. With rare exception, horse owners take great care of their horses. It is safe to say that many horse owners love their horses. Great care includes ample, clean and healthy pastures and turn outs, clean stalls, and proper manure management.

Ground water pollution concerns me greatly. That is why I am working with the Health Commission and the Village Administrator to develop a base line study of ground water quality and a method for measuring changes and pollution of any kind from any source.

5. Fifth, will the text amendment affect our property taxes? I don't believe so for a simple reason - What we call our properties on a local level has no bearing on how the county assessor views our properties. Wouldn't it be great if our village government could classify properties to reduce property taxes? If this were the case then we could implement a zoning ordinance at the next trustee meeting re-classifying our entire village as a "Property Tax Free Zone." I'm sure that is something we could all agree upon! Unfortunately, and for obvious reasons, the county assessors and the state are not likely to recognize our self-serving and self-defined status. What we call our properties on the local level has no bearing on how the assessors view our properties. The assessors have their own definitions, criteria and methodologies and they don't care what our village government calls our properties.
6. Sixth, will the text amendment negatively affect our roads? As previously stated, I do not expect the text amendment will materially affect the number of barns and horses in our village so I do not expect we will see a change in traffic if we adopt this amendment. I also have seen no evidence that horse trailers and hay delivery trucks are any more taxing on our roadways than vehicles of similar or heavier weight. Such vehicles include garbage trucks, school buses, fire trucks, boat trailers, car haulers, water delivery trucks, landscaping trucks and trailers, construction rigs, moving trucks, septic pumpers, and UPS delivery trucks, among others. The good news is we have ample regulations at the federal, state and local level that regulate vehicle weight. Our own village regulations require an overweight permit for vehicles weighing in excess of 36,000 pounds. Permits are voided during March, April and May. The chief can verify that these regulations are vigorously enforced.

7. Seventh, and finally, concern was expressed about "what kind of people we are attracting to our village." I am not exactly sure how to interpret this concern but I will assume that there is fear that this proposed amendment may attract criminals to our village. I do not share that concern. I have seen no evidence that horses, horse barns or horse boarding attract people that are any less desirable, or any more prone to criminal activity, than our own residents. Furthermore, I have seen no evidence that horse hobbyists are any more prone to criminal activity than other hobbyists in our village, including car collectors, golfers, tennis players, gardeners, swimmers, birders, hikers, wine collectors or runners. My own research on the matter included a recent trip to the riding center on Bateman road, where I observed 3 middle-aged women and two teenage girls riding horses. Despite the fact that they were wearing helmets, leather boots and spurs and carried whips, I did not feel threatened in any way. These people did not scare me. Furthermore, I was not afraid when attending the Landowners Cup polo event (although two years ago an overly happy and distracted fellow wearing a cowboy hat did walk into the side of my car and spilled wine on my hood.) This year's event was attended by more than 2,000 people, many of whom were from outside Barrington Hills, and all of whom had at least a passing interest in the equestrian sport of polo. There were no criminal incidents at this event. Similarly, our village-sponsored "Hills are Alive" event was attended by more than 500 people, again many of whom were from outside our community, and again without criminal incident. For years we have hosted various charity "rides and runs" open to 100's of non-residents, again without criminal incident.

The reality is that we live in an open community with nearly 40 miles of roads (many of which are county and state roads), and 7,000 acres of park district property, all of which are open to the public. We have thousands of people pass through our village every day, including many service workers and vendors who visit our private properties and help us with maintain and repair our homes, and provide valuable services to us and our families. The only way I know to keep non-residents out is to construct gates and fences. There is no evidence that such an extreme and expensive measure is necessary. We employ a very capable police department and we have ample laws on the books that will exact a high price for individuals who engage in criminal activity. Our community is arguably extremely safe compared to most major metropolitan areas of the US and the world. We are frequently referred to as an "exclusive" community based upon the average home price, but I would hope that we never develop a reputation as being exclusionary.

Conclusion:

I know there were more issues raised than the few I addressed and there will be some people who come away thinking I did not address their specific concern. I tried to address what I think are the bigger issues and also do it in a reasonable time frame.

In summary, our open space and equestrian amenities are worth protecting. This is what makes our community unique and this is why we moved here and this is what promotes value. In my judgment, the proposed text amendment is a reasonable solution to a debate that has gone on for far too long. It provides additional, reasonable regulation and clarity around horse boarding and related activities. The risk of it inviting non-related commercial activity is extremely low. I believe the clarity it provides should

be helpful to valuations. I don't believe it will harm our aquifers. It does not create any way for horse owners to reduce their property taxes and it will not incrementally harm our roads. And there is no evidence that it will increase criminal activity in our village. I have no interest in trading large horse farms for more residential development.

Although the proposed amendment is not perfect, in that it won't make everyone happy at the same time, it does represent a reasonable compromise. That is why I intend to vote in favor of the proposed amendment and I encourage my fellow trustees to do the same.

Analysis of the Drury Text Amendment by Bruce Pfaff 7.17.16

1. 5-3-4 It deletes current boarding, training and instruction in riding rules.
2. 5-2-1 It inserts language prohibiting the boarding of horses
3. 5-3-4D It deletes language permitting the square footage of a barn to exceed the house.
4. 5-3-4D It deletes language that excludes a barn, stable or arena from the F.A.R. requirements.
5. 5-4-3D It deletes language limiting one boarded horse per acre [however, it replaces it with a more restrictive requirement of no more than one horse per acre, boarded or not.]
6. 5-3-4D It deletes the language re home occupation of boarding for properties less than 10 acres. It adds language indicating boarding of horse shall be a permitted home occupation but that no one other than family can do work other than between 0800 and 2000 hours.
7. 5-5-2A It deletes boarding, breeding and training as a permitted R1 accessory use.
8. New 5-2-1 adds definitions, includes Affected Parties, giving neighbors substantial new rights to interfere with horse boarding. Defines commercial boarding to be 5 or more horses and no more than 20 horses. Defines horse boarding and indicates boarding <5 horses is permitted under H.O.O.
9. 5-5-3 Commercial Boarding is now a special use.
10. 5-10-7 new section defining commercial boarding as a special use and the permit last only five years; anyone [Barry LeCompte] found to have been in violation of zoning laws can never get a special use permit.
11. 5-10-7 (1) Biggest alteration—it asserts this is a residential village not an equestrian village.
12. 5-10-7 (2) application for special use permit requires written statements of all “affected parties” granting their permission to the proposed commercial boarding. [rights of neighbors trump rights of property owner!]
13. 5-10-7(v) Requires proof of available business insurance to name the Village as an additional insured [for no good reason]. Village is permitted to set the amount of coverage required.
14. 5-10-7 (3) After an applicant for a special use permit satisfies all listed conditions for a permit, the Board of Trustees is permitted to establish new requirements.
15. 5-10-7 (3) If all Affected Parties do not consent to the request for a special use permit for commercial boarding, the applicant must then prove its operation will NOT interfere with domestic tranquility of all

Affected Parties. [an absurd requirement that applies to no other special use permit application in our village].

16. 5-10-7 (4)(i) Special Use permits cannot allow more than one horse (boarded or owned by landowner) per Grazing Acre.
17. 5-10-7 (4)(ii) No more than 20 boarded horses are permitted per operation regardless of the amount of Grazing Acres.
18. 5-10-7 (b) (iii) use of machinery [undefined] is limited to the hours of 9 am – 5 pm. [there are no hours restrictions on landowners for using equipment]
19. 5-10-7 (5) Creates a new limit on size of barns, arenas and ancillary buildings to a total of 25,000 square feet regardless of the acreage of the property.
20. 5-10-7 (5)(b) creates new and large setback requirements for barns, arenas, etc.
21. 5-10-7 (5) (c) Creates new requirements for fire suppression sprinklers and requires fire drills every three months.
22. 5-10-7 (5)(D) Creates a maximum of 10 parking spaces.
23. 5-10-7 (5)(e) Creates a prohibition on overnight parking of non-resident horse trailers.
24. 5-10-7(5)(f) Creates limitations on lighting that is different from any other village lighting ordinance.
25. 5-10-7 (5)(h) Creates a new dumpster requirements and 300' rule that is inconsistent with existing ordinances (100').
26. 5-10-7 (5)(h)(iii) Creates a presumption that well water pollution was caused by a boarding operation and requires immediate shutdown of the boarding facility.
27. 5-10-7 (5)(i) Boarding facilities shall be maintained to a "high level" [whatever that means] [a requirement that does not apply to any other property owner in the Village]
28. 5-10-7 Liability insurance is required for at least 1M insuring the Village.
29. 5-10-7 Non Compliance: Allows Village to shut down non-compliant facility in 14 days and to fine it \$1,000 per day.
30. 5-10-7 Retroactive Date: Proposed ordinance is made retroactive to 6/26/06, more than ten years back.

14a

President
ROBERT G. ABBOUD

Trustees
FRITZ GOHL, Pro-Tem
ELAINE M. RAMESH
JOSEPH S. MESSER
KAREN S. SELMAN
PATTY MERONI
HAROLD GIANOPULOS

DOLORES G. TRANDEL, Deputy Clerk



112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199
www.barringtonhills-il.gov

TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050

September 8, 2011

Mr. Kenneth A. Michaels, Jr.
53 W. Jackson #1115
Chicago, IL 60604

Dear Mr. Michaels,

Pursuant to your Freedom of Information Act request of September 6, 2011, enclosed are certified copies of the Schuman letter of 3/15/11, the Lynch letter of 3/29/11 and the Drury and McLaughlin letter of appeal to the ZBA of 4/28/11.

Sincerely,

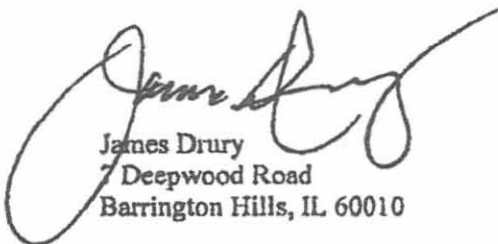
Dolores G. Trandel,
Deputy Village Clerk

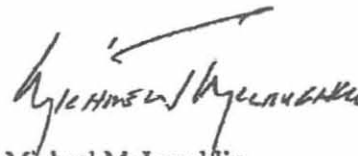
April 28, 2011

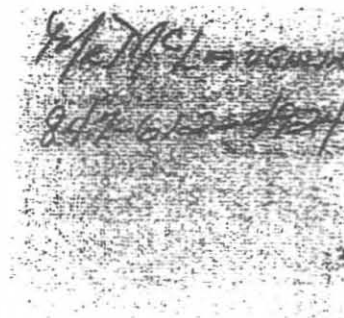
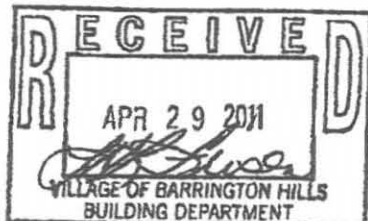
To: Village Clerk - Barrington Hills
Enforcing Officer

Pursuant to Section 5-10-5 of the Village Code, we are hereby appealing the decision set forth in the letter dated March 15, 2011 which purports to be from Don Schuman to Dr. and Mrs. LeCompte (copy attached) and the letter dated March 29, 2011 from George J. Lynch (copy attached). This appeal is based upon the incorrect application of the Home Occupation Ordinance and Village zoning code by Village official(s).

It is our understanding there is no fee to file this appeal.


James Drury
7 Deepwood Road
Barrington Hills, IL 60010


Michael McLaughlin
2 Deepwood Road
Barrington Hills, IL 60010



President
ROBERT G. ABOUD

Trustees
FRITZ GOHL, Pro-Tem
ELAINE M. RAMESH
JOSEPH S. MESSER
KAREN S. SELMAN
PATTY MERONI
HAROLD GIANOPULOS

DOLORES G. TRANDEL, Deputy Clerk



112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199
www.barringtonhills-il.gov

TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050

I, Dolores G. Trandel, do hereby certify that I am the duly appointed and qualified Deputy Village Clerk of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, a municipal corporation, and the keeper of its ordinances, records and Corporate Seal; that the attached is a true and complete copy of the "Drury and McLaughlin letter appealing to ZBA of 4/28/11" and of copies attached thereto of the "Schuman Letter of 3/15/11" and the "Lynch letter of 3/29/11".

I DO FURTHER CERTIFY that the original, of which the attached is a true and correct copy, is entrusted to the office of Village Clerk and said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

IN WITNESS WHEREOF, I have affixed my name as Deputy Village Clerk and caused the seal of said Village to be affixed hereto this 8th day of September, 2011.

(SEAL)

impressed seal
dt

Dolores G. Trandel
Deputy Village Clerk

A HOME RULE COMMUNITY

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

President
ROBERT G. ABBODD

Trustees
FRITZ GOHL, Pro-Tem
WALTER E. SMITH
STEVEN E. KNOOP
BETH MALLEN
ELAINE M. RAMESH
JOSEPH S. MESSER

KAREN S. SELMAN, Clerk
DOLORES G. TRANDEL, Deputy Clerk



112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5198
www.barringtonhills-il.gov

TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050

Via Fax and U.S. Mail

March 15, 2011

Dr. & Mrs. LeCompte
350 Bateman Road
Barrington Hills, IL 60010

Dear Dr. & Mrs. LeCompte,

The Building Department has received and examined your affidavit dated March 4, 2011. You have asked to consider the use of Oakwood Farm as a Home Occupation. The affidavit states the terms by which the use is a Home Occupation. Similarly, you submitted an employee register in support of the extent of your employee's hours.

Your Home Occupation pertains to boarding and training of horses, which is a use specifically referenced in subsection (g) of Section 5-3-4(D)3 of the Zoning Ordinance. Based on the information in your affidavit, it appears that the use of Oakwood Farm is a Home Occupation.

Sincerely,



Don Schuman

Building and Code Enforcement Officer

847-551-3003

A HOME RULE COMMUNITY

14C
146

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

330 NORTH WABASH AVENUE
22ND FLOOR
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

GEORGE J. LYNCH
DIRECT DIAL NUMBER
(312) 840-7008
glynch@burkelaw.com

March 29, 2011

Via Facsimile

Stephen C. Schulte
Winston & Strawn
35 West Wacker Drive
Chicago, Illinois 60601
(312) 558-5700

Ken Michaels
Bauch & Michaels LLC
53 West Jackson Blvd., Suite 1115
Chicago, Illinois 60604
(312) 427-5709

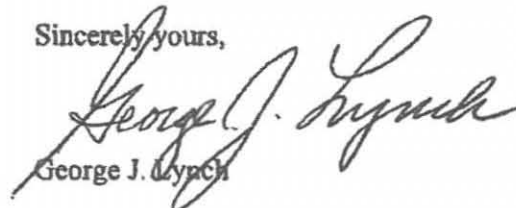
Re: 350 Bateman Road (LeCompte's Property/Oak Wood Farms)

Gentlemen:

This is to advise you that the Village of Barrington Hills has made a determination that the letter of Donald Schuman, the Building and Code Enforcement Officer, dated March 15, 2011 to Dr. and Mrs LeCompte represents a final and official decision of the aforesaid officer.

Additionally, the Village of Barrington Hills has directed me to advise both of you that any requests for discovery from the Village need to be either by way of subpoena in the pending lawsuit or by way of Freedom of Information Act request.

Sincerely yours,


George J. Lynch

GJL:jjm

841856.1

QUINTESSENTIAL BARRINGTON

LIFE AND LEISURE IN THE BARRINGTON AREA


[Contact Us](#)

[HOME](#)
[ABOUT US](#)
[SUBSCRIBE](#)
[FEATURES](#)
[QUINTESSENTIAL](#)
[EDITOR LETTER](#)
[DOWN CELLAR](#)
[JUST ASKING](#)
[VIDEO](#)
[MEDIA CENTER](#)
[ADVERTISE](#)
[AD DIRECTORY](#)
[RESTAURANT GUIDE](#)
[FIND A COPY](#)
[FEEDBACK](#)

[Finding Hospice](#) | [The Changing of the Guard](#) | [The Show of Shows](#) | [Horse Country](#)
[Good Tidings We Bring](#)

Horse Country

Living the Equestrian Lifestyle

BY KRISTINA ANDERSON | PHOTOGRAPHY: MEGAN WEST

You might have heard that Lexington, Ky., considers itself the horse capital of the world. And that San Juan Capistrano, Calif., lays claim to the title of equestrian capital of the west coast. Residents of Wellington, located in Palm Beach County, Fla., boast of the 57 miles of trails and premier equestrian competition facilities in their area.



Barrington Hills stands shoulder to shoulder with this august group of equestrian communities. The residents and their village thoughtfully strengthen their

true, viable equestrian community with a deep understanding of the importance of maintaining the rural character that makes it possible. Everyone benefits, including the surrounding communities. Despite being a relatively small town, Barrington Hills' contributions to horses and the people who love them, and to preserving a unique way of life, are countless.

Here we explore some of the foremost strengths of why our equestrian village ranks with the best of such towns across the United States, and why Barrington Hills might well be called "the horse capital of the Midwest."

The Trails

Palm Beach has nothing on the Barrington Hills! With an estimated 150 miles of contiguous trails located in the Spring Creek Forest Preserve and private properties combined, Barrington Hills is a hospitable environment for horses and their humans. The minimum five-acre lot size is essential to providing the space necessary for horses and people to live comfortably together, but it also allows space for trails around and between properties. Without the interlocking network of private and public bridle paths that connect the entire community, Barrington Hills would not be the equestrian paradise that it is, and has been for more than 50 years of happy trail riding.

The Riding Club of barrington hills: guardian of the trails

The trails would not exist without their steadfast guardian, the Riding Club of Barrington Hills (RCBH). Founded in 1937 as a primarily social organization to promote the idea of neighbors riding to meet neighbors, the RCBH has been led by prominent Barrington Hills residents over the years who have a strong commitment to preserving the rural and equestrian lifestyle, especially the private trails. Trails on

private land may only be used by riders who join the RCBH and wear the signature saddle tag that assures the property owner that the rider is someone with a legitimate connection to the community who has agreed to follow all trail rules and to respect the landowner's privacy.

A rider need not live in Barrington Hills to join the RCBH and gain access to the trails; membership is also open to anyone who boards a horse in Barrington Hills or who is a member of the Fox River Valley Hunt or Fox River Valley Pony Club. Currently, 285 families who live in Barrington Hills or otherwise qualify for membership belong to the Club. Trail maintenance is paid for with RCBH annual dues and trail donations made by members and friends.

The Equestrian Commission

To help preserve the trails and the equestrian way of life for generations to come, past RCBH President Peter Wessel (who passed away in September, 2009) and several club members developed the idea of an addition to the Barrington Hills government, an Equestrian Commission, which exists in only a handful of towns in the United States. The commission, chaired by former RCBH Board member Dan Lundmark, was implemented in 2005 and is tasked with reviewing subdivision plans and recommending deeded trail easements where appropriate, as well as researching and advising the village trustees, president, and residents regarding any equestrian issues that may arise. In just five years, the commission has proven to be an important forum for addressing a range of issues that impact horse owners and village residents.

Large Farms and open space

What would Barrington Hills look like without Hill 'N Dale on Lake-Cook Road owned by Richard Duchossois, (pictured here) or any of the iconic thoroughbred farm on Lake-Cook Road owned by Richard Duchossois, or any of the other big, beautiful horse properties that are located in or on the periphery of the Hills? For many, it's the sight of mares and foals cavorting on rolling pastures that gives the area much of its Lexington-like character and charm. From the LeCompte family's Oakwood Farm on Bateman Road, which is host to the Kalaway Landowner's Cup polo matches, to Tudor Oaks, the lovely Haflinger breeding farm, to Horizon Farms with its visionary conservation easement, driving or riding by these large horse properties adds immeasurably to the pleasure of living in the Barrington area. Add to that 6,000 acres of open space in the Spring Creek section of the Cook County Forest Preserve, and you have an equestrian mecca to compete with any in the country.

The Riding Center

Lexington is undeniably gorgeous, but does it offer its residents a park district with stables available for use during the day, state of the art riding arenas, portable jumps, and an indoor riding facility that allows you to keep training your horse throughout the cruel-weather months? The Barrington-Countryside Park District offers all this and more, including direct access to the Forest Preserve trails, horse shows and clinics presented by local groups, and nature-focused events like "Ignite the Night" that draw the entire community out to enjoy the countryside. This unique resource is enjoyed by residents ranging from the casual rider to a Pony Club student to top national competitors.

Clubs and Mallets

In addition to the Riding Club, local equestrians have joined the Fox River Valley Pony Club and the Fox River Valley Hunt in Barrington Hills over many decades. These two long-running organizations and the RCBH together purchased and donated to the Park District the property that is now the Riding Center. The Pony Club holds lessons and a camp, draws hundreds of local volunteers to run the popular Mini-Event and the nationally-recognized Horse Trials, and provides many hours of volunteer labor for conservation work in the Forest Preserve. The Hunt, founded in the 1930s, meets on private land in Barrington Hills, as well as in the Galena, Illinois area. It provides an opportunity for riders to get out and gallop, learn how hounds work, and enjoy a unique traditional sport. Led by experienced Irish Huntsman Tony Leahy, Hunt members enjoy both formal and informal meets, and a variety of social and educational opportunities.

Traditions New and Old

Although polo has been played in Barrington Hills for more 50 years, the Barrington Hills Polo Club was officially organized in 2004. The club was originally founded in 1988 as the Lakewood Acres Polo Club. In 1990, the club began to operate a polo school that is unique in the Midwest as it accepts anyone who wants

to learn to play polo, even those who are beginner riders. In 2006, the Kalaway Landowners Cup polo match was founded with the intention of thanking local landowners for allowing access to the trails on their properties. The event is named for the late Ben Kalaway, a lifelong rider. This event has quickly become the signature community event of Barrington Hills, and would not be possible without the generosity of the LeCompte family of Oakwood Farm and the strong community support for this exciting day of sport in the country.

the Small Town with Big-Time Riders

Barrington Hills' population may be under 5,000, but that doesn't stop the village from regularly producing a disproportionately large number of the nation's leading riders. In addition to accomplished eventers like Allison Springer, dressage rider Adrienne Pot represents some of the best of the area's equestrian tradition: hard-working riders who make their own luck and then pass on what they've learned to the next generation. Adrienne competes at the Grand Prix level with her Oldenburg gelding R-tistik, who was once dubbed by Adrienne's mentor, six-time Olympian Robert Dover, "the smartest horse I ever met."

Pot has been champion at the Winter Equestrian Festival in Wellington and the Palm Beach Derby, and has also earned the United States Dressage Federation Bronze, Silver, and Gold Medals. She also is a senior dressage judge and has coached many local riders, including Springer and Katlyn McMorris.

One-time Barrington High School student and award-winning rider Taylor McMurtry also lives in Barrington Hills. She has gone from training with the Kappler Farm (featuring Olympian Chris Kappler) to competing successfully against top adult riders in the nation's most challenging Grand Prix jumper competitions. McMurtry and her Dutch warmblood "Just an Illusion" have racked up an impressive string of Grand Prix placings during the past two years, including winning the \$25,000 Junior Amateur-Owner Jumper class at the Evergreen Invitational and competing this year in the American Invitational (pictured), often called the "Superbowl of Show Jumping." At the Invitational, McMurtry rode against Olympic gold medalists and international champions, and was the youngest rider ever invited to compete. In her "spare" time, McMurtry also plays polo in the Barrington Hills Polo Club with her father Bob McMurtry.

Helping Hands deliver a measurable difference

The nationally-acclaimed Hooved Animal Rescue and Protection Society (HARPS) was founded by Donna Ewing of Barrington Hills in 1971. The HARPS farm has been located in Barrington Hills since 2002, and is leased for \$1 a year to the nonprofit organization by an anonymous benefactor. Ewing says HARPS has saved hundreds of horses and other hooved animals, and that she dreams of acquiring a 500 -1,000 acre farm so that more abused, neglected and unwanted animals can be saved. To learn more about the work of HARPS, visit www.harpsonline.org.

In 2006, two prominent Barrington Hills residents founded Walk On Farm located on Cuba Road in Barrington. Walk On's mission is to provide therapeutic horseback riding (hippotherapy) services to people with disabilities. Numerous Barrington Hills equestrians serve on the advisory board of Walk On, which has about 40 participants. "Walk On" is the command the rider uses to tell the horse to move forward, and it epitomizes the goals of the program as its students advance in skills and confidence. To learn more about Walk On Farm, visit www.walkonfarm.com.

Our Cowboys in uniform

It's 10 p.m. Do your police officers know where their halters are? Barrington Hills has dedicated horse lovers and offers nearly everything you could want in a horse community. But what if one of these 1,000-pound animals jumps out of its pasture and decides to go for a stroll on Lake-Cook Road? Enter our men and women in blue, the Barrington Hills Police Department. Having been asked over the years to assist with horse emergencies ranging from a simple misdemeanor "escape" to a horse taking a felonious uninvited swim in a neighbor's pool, the Police Department realized about 10 years ago that its officers needed more than just good intentions – they needed training. HARPS instructs the officers once a year in how to catch, halter, and lead a horse to safety. And the officers manage to nab the equine escapees while also preventing and solving crimes committed by those who travel on two feet, not four.

A Spirited Community

In addition the tangible benefits of living in Barrington Hills, many residents say the best aspect of all is the

community spirit in the village. This spirit is perhaps best evidenced in the story of resident Jeryl Olson's horse "Grendel": one chilly October day several years ago, Grendel broke out of its pasture while Olson, a lawyer, was at work in Chicago. Her friend and fellow RCBH member and Pony Club parent, Tracy Beam, happened to be stopping by Olson's house and noticed that something was amiss. Beam quickly found Olson's horse—but not anywhere you'd want to find a horse. Grendel had wandered over to a neighbor's yard, stepped on their pool cover, and fallen into the pool, which was still filled. Panicky and slipping on the floor of the pool in its metal shoes, Grendel could not scramble out, and his head kept going under water as he tried. Beam called for help, and then jumped into the very cold water to calm the horse and hold his head up out of the water.

The Barrington Hills Police and Fire Departments arrived to help, along with a staff member from HARPS and several friends and neighbors. Chuck Prettyman of Barrington Hills appeared and realized that if Grendel's steel shoes could be removed, he might be able to climb out of the pool. As Tracy held the agitated horse, Prettyman dove into the cold water and began to pry the horse's shoes off, while underwater himself.

Despite Prettyman's extraordinary efforts, Grendel still couldn't get out of the pool. He'd now been in the very cold water for three or more hours. A ramp was quickly built and slid into the pool, but when the Grendel tried to climb out onto the ramp, it broke under the weight of a 1,000-pound-plus animal. Then a local veterinarian, Dr. Dale Stapleton, arrived, as did Sharon Wilson, the manager of Horizon Farm. Dr. Stapleton was able to sedate the agitated horse as Sharon pointed out that the only possible way to get the horse out – without a crane and a sling – was to lift him out with a front-end loader. (After this incident, HARPS acquired such a sling.) Grendel was wrapped in blankets and, nearly unconscious, was maneuvered onto the front-end loader and lifted out of the pool.

Although he suffered pneumonia, Grendel not only survived, but went on to compete successfully in eventing with Olsons daughter Elsa, who will be a freshman at Hotchkiss this fall. Grendel remains a happy resident of Barrington Hills—albeit one who is now enclosed in a stronger fence.

So if Barrington Hills represents the best of Midwestern equestrian communities, and there's strong evidence that it does, it is because of the people. Perhaps there are a few other towns in the United States that have miles of gorgeous bridle paths, numerous equestrian activities, and highly talented riders. But how many have neighbors who will dive underwater to remove your horse's shoes and do anything else necessary to save its life?

For its generous spirit of community, and for all it gives to the horses and the people who love them, Barrington Hills is our Horse Capital of the Midwest.

[Back to top](#)

©2010 Quintessential Barrington® | phone: 847-381-3860 | www.QBarrington.com | [Employment Opportunities](#)

©2010 Quintessential New Trier® | phone: 847-251-3006 | www.Qnewtrier.com ©2010 Quintessential Barrington® | phone: 847-381-3860 | www.QBarrington.com | [Employment Opportunities](#)

©2010 Quintessential New Trier® | phone: 847-251-3006 | www.Qnewtrier.com

142

Search Our Website...

Search



The Village of Barrington Hills

A unique rural equestrian community... an oasis of another time

[HOMEPAGE](#)[CALENDAR](#)[ABOUT](#)[BOARD OF TRUSTEES](#)[COMMISSIONS](#)[DEPARTMENTS](#)[RECORDS](#)[GREEN](#)[LINKS](#)

Continued ZBA Public Hearing
Monday August 1, 2016 at
Countryside Elementary



View Meeting Packets

When available meeting packets will be posted for prior viewing.

ZBA Special Meeting August 1, 2016

The continued ZBA public hearing is scheduled for Monday August 1, 2016 at Countryside Elementary at 7:30pm

Vehicle Stickers No Longer Required

Village Mailing List

Email Address:

15

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

JAMES J. DRURY III, as agent of the
Peggy D. Drury Declaration of Trust U/A/D
02/04/00, Jack E. Reich and
James T. O'Donnell,

Plaintiffs,

-v-

VILLAGE OF BARRINGTON HILLS,
an Illinois Municipal Corporation,

Defendants.

Case No. 15-CH-3461

Calendar 16

Judge David B. Atkins

**FIRST AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT,
INJUNCTION, AND OTHER RELIEF**

Plaintiffs, James J. Drury III, as agent of the Peggy D. Drury Declaration of Trust U/A/D 02/04/00 ("Drury"), Jack E. Reich ("Reich") and James O'Donnell ("O'Donnell") (collectively "Plaintiffs"), by their attorneys, Law Offices of Thomas R. Burney and Zanck, Coen, Wright & Saladin, P.C., for their Verified First Amended Complaint against the Village of Barrington Hills, an Illinois municipal corporation ("Village"), state as follows:

INTRODUCTION

1. This action involves a challenge to an amendment to the text of the Barrington Hills Zoning Ordinance authorizing commercial horse boarding on all residential zoned property in the Village. On February 23, 2015, the Village Board overrode the Village President's veto and voted to approve Ordinance No. 14-19 entitled "An Ordinance Amending Title 5 Zoning Regulations Set Forth In Chapter 2, 3 and 5 Regarding Horse Boarding." ("Text Amendment"¹) attached as **Exhibit A-1**.

2. The First Amended Complaint alleges that the Text Amendment is an invalid exercise of the Village's police power authority where the Text Amendment does not promote

¹ Commercial Horse Boarding Text Amendment is referred to in its June 17 to September 22, 2014 form as the "LeCompte Text Amendment". It is referred to in its October 20 to December 15, 2014 form as the "Anderson Text Amendment". After its initial adoption by the Village Board, it is referred to as the "Text Amendment".

was undertaken by the Village until nearly three years after the last text amendment effort abruptly halted--when the Drury-McLaughlin Lawsuit was reinstated by the Appellate Court.

47. LeCompte continued to operate a large scale commercial horse boarding operation at Oakwood Farm under the authority of the "Schuman" Letter for the next 2 1/2 years. The Village took no action to enforce either its cease and desist order or the judgment it had secured in *LeCompte I*.

48. Everything changed after March 28, 2014, when the Appellate Court handed down its decision in the Drury-McLaughlin Lawsuit reversing the Circuit Court's dismissal of the Drury-McLaughlin Lawsuit (the "*LeCompte II*" opinion). (See **Exhibit D**, *LeCompte II* opinion.)

49. The trial court had relied principally on the "Schuman" Letter as the grounds for dismissal in the Drury-McLaughlin Lawsuit.

50. The Appellate Court's opinion in *LeCompte II* effectively eradicated LeCompte's "Schuman" Letter defense asserted by him in the Drury-McLaughlin Lawsuit. (See Paragraphs 56 and 63-64, 67 of Count II.)

51. Then on June 17, 2014, LeCompte petitioned for a text amendment to permit large scale commercial horse boarding as a matter of right on all residential zoned land in the Village and expressly provided that the text amendment would be applied retroactively to June 26, 2006 (the "LeCompte Text Amendment").

52. The Zoning Board of Appeals conducted a public hearing on the LeCompte Text Amendment on July 21, 2014.

53. Two other property owners, James Drury and James Hammond, each filed petitions for text amendments providing for a special use approach on commercial horse boarding operations in the Village (the "Drury and Hammond Text Amendments").

54. On September 9, 2014, the Zoning Board of Appeals conducted public hearings on the Drury and Hammond Text Amendments.

55. On September 11, 2014, over written objections made by James Drury that none of the petitioners for text amendments (LeCompte, Drury and Hammond) had the legal authority to initiate a text amendment, the Zoning Board of Appeals voted 5-2 to recommend approval of the LeCompte Text Amendment. The Zoning Board of Appeals did not act on the Drury and Hammond Text Amendments at that meeting.

16

President
MARTIN J. McLAUGHLIN

Trustees
FRITZ GOHL, *Pro-Tem*
JOSEPH S. MESSER
KAREN S. SELMAN
PATTY MERONI
COLLEEN KONICEK
MICHAEL HARRINGTON

TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050




DOLORES G. TRANDEL, Village Clerk

112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199
www.barringtonhills-il.gov

I, Dolores G. Trandel, do hereby certify that I am the duly appointed and qualified Village Clerk of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, a municipal corporation, and the keeper of its ordinances, resolutions, records and Corporate Seal, that the attached is a true and complete copy of A MEMO, WITH TEN ATTACHMENTS, FROM GEWALT HAMILTON DATED JULY 20, 2011, REGARDING TRAFFIC OBSERVATIONS ON BATEMAN ROAD/DEEPWOOD ROAD/BATEMAN CIRCLE IN BARRINGTON HILLS, IL.

I DO FURTHER CERTIFY that the original, of which the attached is a true and correct copy, is entrusted to me as the Village Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

IN WITNESS WHEREOF, I have affixed my name as Village Clerk and caused the seal of said Village to be affixed hereto this 9th day of March, 2015.


Village Clerk

Seal

A HOME RULE COMMUNITY

MEMORANDUM

To: **Mr. Robert Kosin, AICP**
Village Administrator
Village of Barrington Hills

✓ 850 Forest Edge Drive, Vernon Hills, IL 60061
TEL 847.478.9700 ■ FAX 847.478.9701

820 Lakeside Drive, Suite 5, Gurnee, IL 60031
TEL 847.855.1100 ■ FAX 847.855.1115

www.gha-engineers.com

Copy: Dan Strahan, P.E. – Assistant Village Engineer

From: Dan Brinkman, P.E.

Re: Traffic Observations
Bateman Road / Deepwood Road / Bateman Circle
Barrington Hills, Illinois

Date: July 20, 2011

Per your request, Gewalt Hamilton Associates, Inc. (GHA) conducted detailed observations of traffic volumes, vehicle types and travel patterns at three locations along Bateman Road within the Village of Barrington Hills. We offer the following brief summary of our methodology, observations and findings.

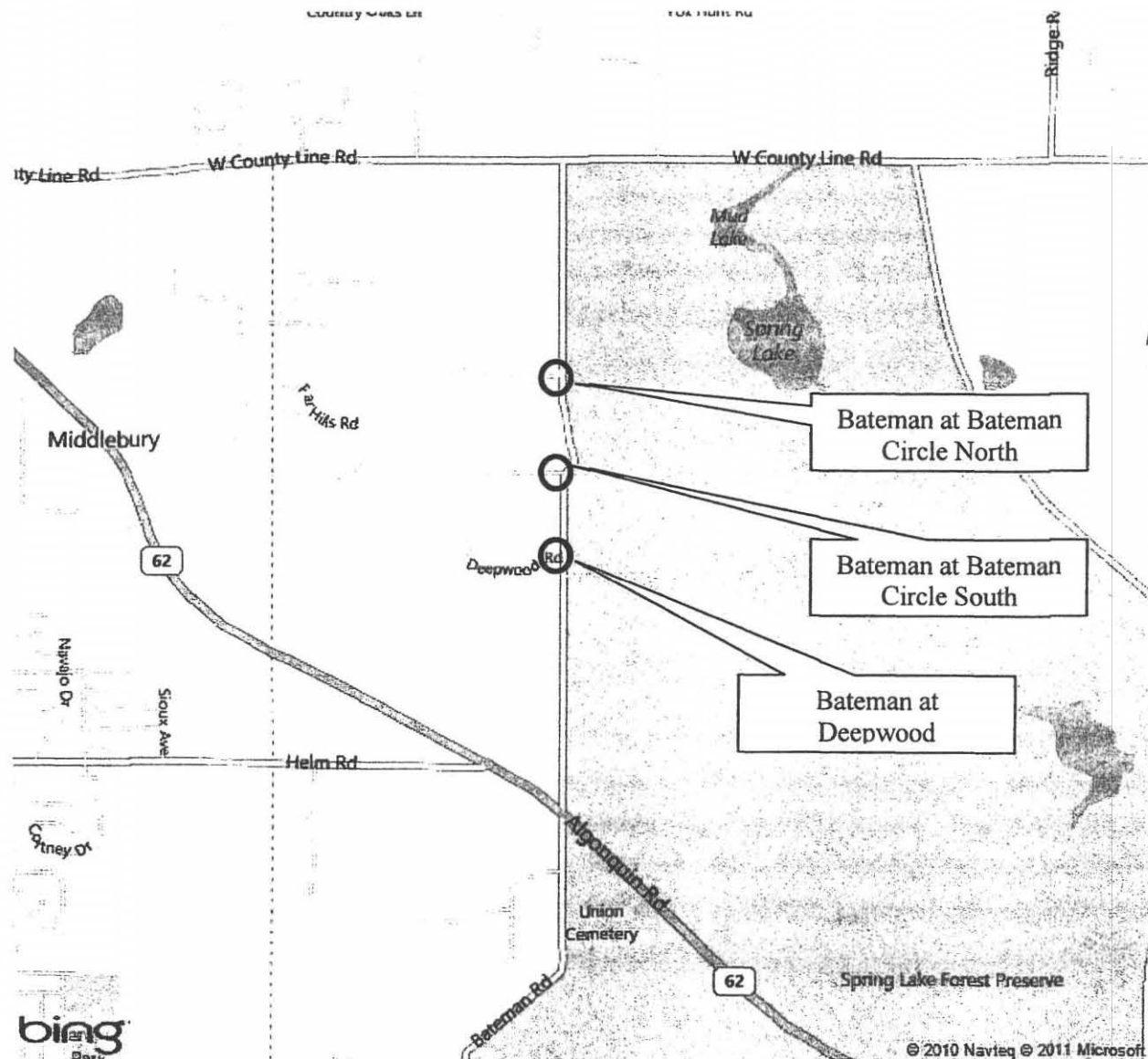
- *Exhibit 1* identifies the three locations where manual traffic counts were conducted intermittently over a period of 4 days beginning with Wednesday July 13 and ending on Monday July 18, 2011.
- The three locations were Bateman Road @ Deepwood Road, Bateman Road @ Bateman Circle South and Bateman Road @ Deepwood Circle North.
- Weekday data was collected at 15-minute intervals between 6:30-9:30 am, 11 am-1 pm and 4-6 pm.
- In lieu of simple turning movement counts, data was collected for each vehicle identifying passenger versus commercial vehicles and / or service vehicles. Each commercial vehicle was identified by the business name (e.g. "ABC-Electric"). While very limited pedestrian / equestrian volumes were also tabulated.
- Exhibits 2-4 tabulate the various locations and dates of data collection for Deepwood Road, Bateman Circle South and Bateman Circle North respectively.
- Peak Hour traffic volumes were generally in the range of 15 or fewer total movements at the intersections, which would equate to the expected trip generation of roughly 15-20 single family homes.
- Passenger vehicle volume did not seem out of character with the area and development density.
- Repeat and or patterns of commercial vehicles were limited to a few service companies. The service companies that were observed on more than one day (i.e. making repeated visits to the study area intersections) were:
 - Hinckley & Schmidt water delivery
 - Daniel Lopez Landscaping
 - Main Lite Electric
 - Marshall Appliance repair
 - Spring Tree Care

None of these business entities were observed more than once per day and none were observed more than 2 different days in the study area.

In summary, there was no obvious uncharacteristic patterns in terms of vehicular volume or pattern of repeated commercial vehicles, deliveries, etc. that were identified during our observations.

I hope that you find these comments and summarized data helpful.

9355.702 Bateman Rd Count memo.doc



Count Locations – Bateman Road; Barrington Hills, IL

Exhibit 2a
Bateman Road at Deepwood
Wednesday, July 13, 2011

Time	Turn			
	Bateman SB into Deepwood	Bateman NB into Deepwood	Deepwood to Bateman SB	Deepwood to Bateman NB
6:30AM		1 Passenger	2 Passenger	1 Passenger
6:45AM			2 Passenger	
7:00AM				1 Passenger
7:15AM	1 Passenger			
7:30AM			2 Passenger	1 Passenger
7:45AM				
8:00AM			1 Passenger	
8:15AM			1 Bicycle	
8:30AM			1 Passenger, 1 Truck- Comcast	
8:45AM	3 Passenger		1 Passenger	
9:00AM	1 Passenger	1 Passenger		1 Passenger
9:15AM				1 Passenger
11:00AM				1 Passenger, 1 Truck- Hinkely
11:15AM			1 Passenger	
11:30AM				
11:45AM			1 Passenger	
12:00PM		1 Passenger		
12:15PM				
12:30PM			2 Passenger	
12:45PM		2 Passenger		
4:00PM		1 Passenger		
4:15PM		1 Passenger	1 Passenger	
4:30PM		4 Passenger		
4:45PM		2 Passenger		
5:00PM			1 Passenger	
5:15PM			1 Passenger	
5:30PM	1 Passenger	1 Passenger		
5:45PM			1 Passenger	

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 2b
Bateman Road at Deepwood
Thursday, July 14, 2011

Turn				
Time	Bateman SB into Deepwood	Bateman NB into Deepwood	Deepwood to Bateman SB	Deepwood to Bateman NB
6:30AM		2 Passenger	2 Passenger	
6:45AM		1 Passenger	1 Passenger	
7:00AM	1 Truck and Trailer	1 Van- Construction	2 Passenger	
7:15AM	1 Truck- Wood Chipper			
7:30AM			1 Passenger	
7:45AM				
8:00AM				1 Passenger
8:15AM				1 Truck- Wood Chipper, 1 Truck- Landscaping
8:30AM			1 Truck- Wood Chipper	
8:45AM		2 Passenger		
9:00AM				
9:15AM		1 Passenger, 1 Truck- Classic Party Rentals	1 Passenger, 1 Truck- Classic Party Rentals	
11:00AM	1 Passenger	2 Passenger	1 Truck- Marshall Appliance Repair	2 Passenger
11:15AM			1 Passenger	1 Passenger
11:30AM		1 Passenger		
11:45AM			1 Passenger	
12:00PM				
12:15PM		1 Passenger		
12:30PM	1 Truck- Landscaping		Passenger	
12:45PM		2 Passenger	1 Passenger, 1 Truck- UPS	
4:00PM	1 Passenger	1 Passenger	1 Golf Cart	
4:15PM				2 Passenger
4:30PM				
4:45PM				1 Passenger
5:00PM		1 Passenger	1 Passenger	
5:15PM			1 Passenger	
5:30PM		1 Passenger	1 Passenger	1 Passenger
5:45PM	1 Passenger	1 Passenger		

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 2c
Bateman Road at Deepwood
Saturday July 16, 2011

Time	Turn			
	Bateman SB into Deepwood	Bateman NB into Deepwood	Deepwood to Bateman SB	Deepwood to Bateman NB
6:30AM				
6:45AM				
7:00AM		1 Passenger		
7:15AM				
7:30AM			2 Passenger	
7:45AM		1 Passenger	1 Passenger	
8:00AM				
8:15AM		1 Passenger		
8:30AM		1 Passenger		
8:45AM				
9:00AM				
9:15AM			1 Passenger	
9:30AM				
9:45AM				
10:00AM			2 Passenger	
10:15AM	2 Passenger		1 Passenger	
10:30AM	3 Truck and Trailer	1 Truck and Trailer		
10:45AM	1 Truck and Trailer			
11:00AM				
11:15AM		1 Passenger		
11:30AM		1 Passenger	2 Passenger	
11:45AM			1 Passenger	
12:00PM			2 Passenger	
12:15PM		1 Truck and Trailer		1 Passenger
12:30PM			1 Passenger	
12:45PM		1 Passenger		

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 2d
Bateman Road at Deepwood
Monday July 18, 2011

Time	Turn			
	Bateman SB into Deepwood	Bateman NB into Deepwood	Deepwood to Bateman SB	Deepwood to Bateman NB
6:30AM				
6:45AM			1 Passenger	
7:00AM			2 Passenger	
7:15AM			1 Passenger	
7:30AM		1 Passenger		
7:45AM			2 Passenger	
8:00AM		1 Truck- Bella Windows		
8:15AM			1 Passenger	
8:30AM			1 Passenger	
8:45AM			2 Passenger	
9:00AM			1 Passenger	
9:15AM			3 Passenger	
11:00AM	1 Passenger		1 Passenger	
11:15AM		1 Passenger		1 Passenger
11:30AM				
11:45AM				
12:00PM	1 Truck	2 Passenger		
12:15PM			1 Passenger	
12:30PM	1 Passenger			
12:45PM	1 Passenger	2 Trucks- Hinkley, RSVP Catering	1 Passenger, 1 Truck, Amy Home Services	1 Truck- RSVP Catering
4:00PM		1 Passenger		
4:15PM			1 Passenger, 1 Truck- Expert Lock and Safe	
4:30PM		1 Passenger		
4:45PM				
5:00PM		1 Passenger, 1 Truck- Appliance Marshall Repair		
5:15PM		1 Passenger	1 Passenger	
5:30PM	1 Passenger	2 Passenger		
5:45PM		2 Passenger	1 Passenger	

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 3a
Bateman Road at Bateman Circle South
Wednesday July 13, 2011

Time	Turn			
	Bateman SB into Bateman Cir	Bateman NB into Bateman Cir	Bateman Cir to Bateman SB	Bateman Cir to Bateman NB
6:30AM				
6:45AM				
7:00AM	1 Passenger		1 Passenger	
7:15AM				
7:30AM		1 Truck- Landscaping	1 Passenger	
7:45AM				
8:00AM				1 Passenger, 1 Truck- Landscaping
8:15AM	1 Passenger			2 Passenger
8:30AM		1 Passenger	1 Truck and Trailer	
8:45AM	2 Passenger	1 Passenger	1 Passenger	
9:00AM	2 Passenger		1 Passenger	1 Passenger
9:15AM			1 Passenger	
11:00AM	1 Truck and Trailer		2 Trucks- Main Lite Electric	1 Passenger, 1 Truck
11:15AM	3 Passenger			2 Passenger
11:30AM	2 Passenger			1 Truck and Trailer, 1 Truck- Landscaping, 2 Passenger, 1 Truck
11:45AM	1 Passenger			1 Passenger
12:00PM		1 Truck- Main Lite Electric	1 Truck- Main Lite Electric	2 Passenger
12:15PM	1 Passenger			3 Passenger
12:30PM	3 Passenger, 1 Mail Truck		2 Trucks- Main Lite Electric	1 Passenger
12:45PM	1 Passenger			1 Passenger
4:00PM	3 Passenger	2 Passenger	1 Passenger	2 Passenger
4:15PM	1 Passenger			1 Passenger
4:30PM	2 Passenger			1 Passenger
4:45PM	1 Passenger	1 Passenger		2 Passenger
5:00PM	2 Passenger	1 Passenger		
5:15PM	1 Passenger	1 Truck- Fed Ex Express	1 Truck- Comcast	3 Passenger
5:30PM				
5:45PM	2 Passenger			2 Passenger

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 3b
Bateman Road at Bateman Circle South
Thursday July 14, 2011

Time	Turn				PEDS
	Bateman SB into Bateman Cir	Bateman NB into Bateman Cir	Bateman Cir to Bateman SB	Bateman Cir to Bateman NB	
6:30AM				1 Passenger	
6:45AM					
7:00AM					
7:15AM	1 Passenger				
7:30AM				1 Passenger - Daniel Lopez	
7:45AM	1 Passenger - Daniel Lopez Landscaping	1 Passenger - Comcast (turned around)		1 Passenger - Comcast (turned around)	
8:00AM	1 Passenger				
8:15AM	1 Passenger			1 Truck and Trailer - Trinity Inc	1
8:30AM	2 Passenger				
8:45AM	1 Passenger		1 Passenger		
9:00AM	1 Passenger	2 Passenger			
9:15AM	1 Passenger		2 Passenger		
11:00AM	1 Passenger - Comcast				
11:15AM					
11:30AM			1 Truck - Garbage		
11:45AM	2 Passenger, 1 Truck - Garbage		2 Passenger		
12:00PM	1 Passenger	2 Passenger	1 Passenger		
12:15PM	1 Passenger, 1 Passenger - Comcast			1 Passenger - Comcast	
12:30PM		1 Passenger	1 Passenger		2
12:45PM	3 Passenger				
4:00PM	1 Passenger		1 Passenger		
4:15PM	1 Passenger				
4:30PM				1 Passenger	
4:45PM	2 Passenger		3 Passenger		
5:00PM	1 Passenger	1 Passenger	1 Passenger		
5:15PM			2 Passenger	2 Passenger	1
5:30PM	3 Passenger		3 Passenger		
5:45PM	1 Passenger	2 Passenger			

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 3c
Bateman Road at Bateman Circle South
Saturday July 16, 2011

Time	Turn				PEDS
	Bateman SB into Bateman Cir	Bateman NB into Bateman Cir	Bateman Cir to Bateman SB	Bateman Cir to Bateman NB	
6:30AM			1 Bicyclist		
6:45AM				1 Passenger	
7:00AM			1 Passenger		
7:15AM					
7:30AM		1 Truck - Daniel Lopez Landscaping	1 Passenger	1 Passenger	
7:45AM			1 Passenger	1 Truck - Daniel Lopez Landscaping	
8:00AM					
8:15AM		1 Passenger		2 Passenger	1
8:30AM		1 Truck - Main Lite Electric	1 Passenger		
8:45AM	1 Passenger		1 Passenger		
9:00AM			1 Truck - Main Lite Electric		
9:15AM					
9:30AM			1 Truck - The Care of Trees		
9:45AM		1 Truck - Eco Shield Pest Control			
10:00AM	2 Passenger, 1 Truck - FedEx	1 Truck - Fed Ex		1 Passenger	
10:15AM			1 Passenger	1 Passenger	
10:30AM			2 Passenger		
10:45AM	1 Passenger				
11:00AM					
11:15AM	2 Passenger			1 Passenger	2
11:30AM	2 Passenger		1 Passenger	1 Passenger	
11:45AM				2 Passenger	
12:00PM	1 Passenger	2 Passenger	1 Truck - Countryside	1 Passenger	
12:15PM	1 Passenger		1 Passenger		
12:30PM	1 Truck - Mail				
12:45PM	2 Passenger	1 Passenger			
					1

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 3d
Bateman Road at Bateman Circle South
Monday July 18, 2011

Time	Turn				PEDS
	Bateman SB into Bateman Cir	Bateman NB into Bateman Cir	Bateman Cir to Bateman SB	Bateman Cir to Bateman NB	
6:30AM					
6:45AM					
7:00AM			1 Passenger		
7:15AM					
7:30AM			1 Passenger		
7:45AM				2 Passenger	
8:00AM	1 Passenger	1 Passenger, 1 Truck - Daniel Lopez Landscaping	1 Passenger, 1 Truck - Benitez and Garcia Landscaping		
8:15AM	1 Passenger		2 Passenger	1 Truck - Daniel Lopez Landscaping	
8:30AM					
8:45AM				1 Passenger	
9:00AM			1 Passenger	2 Passenger	
9:15AM					
11:00AM					
11:15AM	1 Passenger				
11:30AM					
11:45AM	3 Passenger	1 Truck - Spring Tree Care	1 Passenger	2 Passenger	
12:00PM	1 Passenger			2 Passenger	
12:15PM	2 Passenger			2 Passenger	
12:30PM	1 Passenger, 1 Truck - Mail	1 Passenger			
12:45PM	1 Passenger			3 Passenger, 1 Truck - Spring Tree Care	
4:00PM	2 Passenger			2 Passenger	
4:15PM	1 Passenger	2 Passenger			
4:30PM	2 Passenger			1 Passenger	
4:45PM	2 Passenger		1 Truck		
5:00PM	1 Passenger	1 Passenger	1 Passenger		
5:15PM	2 Passenger			2 Passenger	
5:30PM					
5:45PM	1 Passenger				

GHA GEWALT HAMILTON
ASSOCIATES, INC.

Exhibit 4
Bateman Road at Bateman Circle North
Monday July 18, 2011

Time	Turn			
	Bateman SB into Bateman Cir	Bateman NB into Bateman Cir	Bateman Cir to Bateman SB	Bateman Cir to Bateman NB
6:30AM				1 Passenger
6:45AM	1 Passenger	1 Passenger		1 Passenger
7:00AM				1 Passenger
7:15AM	1 Passenger			
7:30AM	1 Passenger			5 Passenger
7:45AM		1 Truck- Landscaping		1 Passenger
8:00AM				
8:15AM	1 Passenger			1 Passenger
8:30AM			1 Passenger	
8:45AM			1 Passenger	2 Passenger
9:00AM			1 Passenger	
9:15AM				
11:00AM	1 Passenger			
11:15AM				
11:30AM		1 Passenger Truck- Spring Tree Care		
11:45AM				1 Passenger Truck- Spring Tree Care
12:00PM		1 Passenger		2 Passenger
12:15PM		2 Passenger, 1 Passenger Truck- Orkin		1 Passenger
12:30PM	1 Passenger		1 Passenger Truck- Orkin, 1 Mail truck	1 Passenger
12:45PM		1 Passenger	2 Passenger	
4:00PM			1 Passenger	1 Truck- Sawwell Tree
4:15PM	1 Passenger	1 Passenger		
4:30PM				
4:45PM				
5:00PM		1 Passenger	1 Passenger	2 Passenger
5:15PM		1 Passenger		1 Passenger
5:30PM	3 Passenger	2 Passenger		1 Passenger
5:45PM				

GHA GEWALT HAMILTON
ASSOCIATES, INC.

1 observations before I ask for a motion, if we are at
2 that point. And one thing is that will be coming up
3 with other things that we are going to discuss is how
4 do you encourage the maintenance of large tracks of
5 land in Barrington Hills. I agree with some on this
6 Board that it would be a shame if 130-acre properties
7 that now are horse farms, if you will, would be
8 broken up into five-acre lots. I personally think 25
9 five-acre lots would generate maybe 100 or 125 or
10 better people that would all have cars, what have
11 you, and I think if that came to that in this
12 village, I think it would be ashame.

13 At the same time, we have an issue before
14 us where we have to interpret the code as it's
15 written right now and as much as maybe our thoughts
16 are elsewhere, I think everyone on this Board has
17 tried to maintain their objectivity in spite of what
18 their feelings might be.

19 Now, to be specific, I did read in my
20 research of some other communities and I think it
21 best remain anecdotal at the moment. I'm not an
22 attorney. I don't tend to be an expert witness. But
23 there were other communities, one in Kentucky, one in
24 California, one in New Jersey that were -- two in

1 California that were struggling with the same issue
2 and that is to recognize that the boarding of horses
3 is not necessarily an undesirable activity. And they
4 did have definitions of agriculture which did not
5 include the boarding of horses but did include the
6 breeding and raising of horses, and they felt it
7 necessary in these communities to change the language
8 of their zoning regulations so that that was a
9 permitted use. In some instances it was a permitted
10 use with a permitting process to go through.

11 So, again, I have to look at what's before
12 us. I think the arguments that were presented that
13 might want to imply the boarding of horses, I don't
14 happen to agree with that. Again, I agree that the
15 timing of this is perhaps unfortunate but it is an --
16 it will be an issue that's coming up but, again, we
17 have to vote on what's before us and how we see the
18 code as it currently exists.

19 MS. FREEMAN: Mr. Chairman, with that in mind,
20 if we are going to vote on something, I'd like -- I
21 mean, I'd like an opportunity to suggest that we also
22 be able to consider the recommendation to the Village
23 to defer any action on this matter.

24 CHAIRMAN KNIGHT: I think we can do that as a

1 follow-up topic of discussion, but I think I can
2 judge pretty much the way this might turn out and I
3 think that's very appropriate but again, two things
4 here. The one is that we have to vote on upholding
5 the cease and desist or not.

6 MS. FREEMAN: Understood. I just want to be
7 clear, it's just very important to me --

8 CHAIRMAN KNIGHT: I understand.

9 MS. FREEMAN: -- that we address this issue in a
10 way that not only allows but encourages people like
11 Dr. LeCompte to have a large tract of land and who
12 are using it, you know, for the benefit of the
13 village and the people who live here to continue to
14 do that in whatever reasonable manner is allowed by
15 whatever regulation we can pass in the near future.

16 CHAIRMAN KNIGHT: Thank you. I would ask
17 Dr. LeCompte's counsel following our vote, would you
18 stay here and for the record we are going to have
19 some comments, if that's the way this thing is going.

20 MR. MICHAELS: Absolutely. But Chairman Knight,
21 a point of order, just in anticipating having heard
22 the comments, Dr. LeCompte has -- will be obligated
23 to file an appeal in the Circuit Court of Cook County
24 within 35 days. That's jurisdictional.

1 CHAIRMAN KNIGHT: I understand the legal
2 implications. That's your decision.

3 MR. MICHAELS: The second point is the question
4 just came up, the slides are all in evidence,
5 correct?

6 CHAIRMAN KNIGHT: Everything was submitted for
7 evidence, correct.

8 MR. MICHAELS: Including the last meeting?

9 CHAIRMAN KNIGHT: Yes, yes. We did not deny you
10 admission of anything.

11 MR. MICHAELS: We were just -- there was a
12 question. Thank you.

13 MS. FREEMAN: The slide with the kids isn't in
14 there, though.

15 MR. MICHAELS: That might be the most appealing.

16 CHAIRMAN KNIGHT: I'll entertain a motion.

17 MR. MULLEN: Motion would be to deny the appeal
18 based on the fact that the Barrington Hills Zoning
19 Ordinance does not permit the boarding of horses.

20 MS. MASTERSON: That it's not -- in R1 is not a
21 permitted use, boarding of horses is not a permitted
22 use.

23 MS. FREEMAN: What did the letter say that Doug
24 Wambach sent? Why don't we --

1 MR. WAMBACH: I don't really know that -- I
2 don't know that you really need a motion. I think
3 what you need to do is just take a vote.

4 MR. JOHNSON: Is the vote yes or which way do
5 you go?

6 MR. WAMBACH: The appeal is to ask for the
7 termination of the Village cease and desist order to
8 be overturned and I think a yes would be to overturn
9 it, a no would be to deny the petition, deny the
10 petitioner's application to overturn it.

11 CHAIRMAN KNIGHT: So we would be voting --

12 MR. WAMBACH: So I don't think you need a
13 motion.

14 MS. FREEMAN: Do you have all that down?

15 MR. MICHAELS: Yes is for LeCompte, no is for
16 the Village.

17 CHAIRMAN KNIGHT: Let's get this right again.
18 The Village has issued a cease and desist order. We
19 are voting to uphold that cease and desist order,
20 correct? Or are we going to vote --

21 MR. WAMBACH: You are voting on Dr. LeCompte's
22 appeal of the cease and desist order. He's asking --

23 CHAIRMAN KNIGHT: You vote yes if you wish to
24 deny the appeal; is that right?

1 MR. WAMBACH: You vote yes for LeCompte, you
2 hold your hands like this, you vote no for me.

3 MS. FREEMAN: We are voting on the appeal is
4 what we are doing.

5 CHAIRMAN KNIGHT: The appeal. A yes would be in
6 favor of Dr. LeCompte and a no would be in favor of
7 the Village. We've got that right?

8 MR. WAMBACH: Yes.

9 CHAIRMAN KNIGHT: Let's just conduct the vote,
10 the voice vote.

11 COURT REPORTER: Member Freeman.

12 MS. FREEMAN: No.

13 COURT REPORTER: Member Rossi.

14 MR. ROSSI: No.

15 COURT REPORTER: Member Rosene.

16 MS. ROSENE: Yes.

17 COURT REPORTER: Member Johnson.

18 MR. JOHNSON: No.

19 COURT REPORTER: Member Mullen.

20 MR. MULLEN: No.

21 COURT REPORTER: Member Masterson.

22 MS. MASTERSON: No.

23 COURT REPORTER: Chairman Knight.

24 CHAIRMAN KNIGHT: No.

1 The appeal is denied on a six-to-one vote.

2 MR. JOHNSON: Now, can we move on to the second
3 question?

4 MR. MULLEN: Now we need to send a communicate
5 to the Village Board requesting that they withhold
6 enforcement of the cease and desist order until we
7 resolve our committee's recommendation.

8 MS. FREEMAN: Until we -- we need to take action
9 on that recommendation.

10 CHAIRMAN KNIGHT: Do we want to set a specific
11 time rather than leave it open ended? Or if we say
12 cease and desist for a couple of reasons and this is
13 not out of order. In the issue of the boarding of
14 dogs, we gave them a number of months to comply.
15 That was a recommendation to the Board. The Board
16 went along with that. At the same time, when we said
17 do not enforce, that also implied that there won't be
18 any fines or penalties assessed and the idea being
19 that we will have discussions and starting with our
20 next scheduled meeting on this very topic and I would
21 certainly invite the LeComptes' participation in that
22 and anyone else that's interested, obviously. That
23 will be addressing what I think this Board perceives
24 as a deficiency in our current language of our code.

1 Is that correct?

2 MR. JOHNSON: Well, they can clarify it one way
3 or the other.

4 MS. MASTERSON: Why do we need to wait for the
5 next meeting?

6 CHAIRMAN KNIGHT: It's not on the agenda. It's
7 a public meeting.

8 MR. JOHNSON: We are not going to have any
9 hearings?

10 CHAIRMAN KNIGHT: This meeting was scheduled
11 specifically for this issue. As far as the topic of
12 discussion concerning changing a text amendment, that
13 will be on our next meeting; is that right,
14 Mr. Kosin?

15 MR. KOSIN: Yes, sir, that's September 15th.

16 CHAIRMAN KNIGHT: And according to the
17 notification rules we have to abide by, we couldn't
18 discuss that as part of this business this evening,
19 but we can make a recommendation to the Board -- how
20 do we deliver that to the Board officially?

21 MR. WAMBACH: Mr. Schueppert, I think.

22 MR. JOHNSON: I don't think we need a date
23 because all we are going to do, we are going to hold
24 hearings and we are going to make recommendations to

1 the Board of Trustees. The Board of Trustees make
2 the final decision. Their decision could be not to
3 change anything.

4 CHAIRMAN KNIGHT: Our recommendation to the
5 Board of Trustees would be that they postpone any
6 enforcement action of this cease and desist order
7 until such time --

8 MR. MULLEN: We submit our recommendation.

9 CHAIRMAN KNIGHT: -- as we make a recommendation
10 on the text amendment that will be before us at the
11 next meeting. Is that phrased properly for the
12 Board?

13 MR. JOHNSON: Can I just add a couple things
14 though because I think as part of that, I mean, what
15 I would say is they would delay, you know, the
16 effectiveness of the cease and desist until they make
17 the determination if they are going to make any
18 changes because, again, all we are going to do is
19 hold hearings, develop a recommendation. We may
20 recommend no changes, I don't know, but it's their
21 final decision. So I would say they should stay it
22 until such time as they determine whether to make
23 changes but as a condition of that, Dr. LeCompte
24 would agree not to expand his operations pending that

1 decision.

2 MS. FREEMAN: He can't. There's no permit, I
3 mean.

4 MR. JOHNSON: He can bring in more horses. I
5 think the spirit of that would be that you would
6 agree not to increase the size of your operation
7 pending where we end up on this thing.

8 DR. LECOMPTE: Are you asking me a question?

9 CHAIRMAN KNIGHT: That's --

10 DR. LECOMPTE: Would you like me to answer?

11 Right now, the operation at the barn is pretty much
12 maxed out what we have. Now, we do have a few vacant
13 stalls and they come and go. I don't know what
14 commitments we have to people there. But Trustee
15 Schueppert and Mr. Wambach earlier as far as going
16 ahead and letting my building permit get permitted to
17 build the rest of that barn, we had agreed to say
18 that, put that in writing that we would not put any
19 stalls or put anymore horses in there. So if what
20 you are asking, I don't intend to expand the
21 operation beyond what I have now. I do, you know,
22 could five or six more horses come in? We made
23 commitments to people in advance and I just don't
24 know what those commitments are but what I'm willing

1 to do is say I'm not going to put up another
2 building. I mean, my personal feeling and, again, I
3 could ask Doug and George this, but I believe I'm
4 right here, again, that I have the right to build the
5 barn, which you all have said is you don't think I
6 have the right to board horses there. I have a big
7 farm and I can store hay and farm equipment. So what
8 I would like to do is while this whole thing is being
9 worked out, I would like to go ahead and because my
10 building permit was held up pending this zoning
11 issue, okay, to go ahead and to build the rest of the
12 barn with -- and I would absolutely agree and put it
13 in writing, I won't even put stalls in there yet,
14 okay, if I can go ahead and finish building it and I
15 wouldn't expand the equestrian operation.

16 CHAIRMAN KNIGHT: Well, that's -- we don't have
17 the authority to get into that.

18 DR. LECOMPTE: Okay.

19 CHAIRMAN KNIGHT: But at the same time, by -- we
20 are making a request to the Board on this cease and
21 desist order but that doesn't preclude you from going
22 to court again. I mean, that's, you know.

23 DR. LECOMPTE: Not going to court, I was just
24 saying that the last letter that Doug wrote me on the

VILLAGE OF BARRINGTON HILLS

Minutes of the Executive Session of March 28, 2011

President Abboud called the Executive Session in the MacArthur Room to order at 6:38 P. M. Present were Trustee Messer, Trustee Ramesh, Trustee Mallen, Trustee Knoop, Trustee Gohl, and President Abboud. Also present were Robert Kosin, Director of Administration; George Lynch, Village Attorney; and Karen Selman, Village Clerk. The purpose of the session was to discuss pending litigation and personnel.

Absent was Trustee Smithe.

[REDACTED]

LeCompte - Attorney Lynch reported that there was no update on the case and that the appeal is pending. Attorney Lynch requested clarity regarding the Schuman letter of March 15th, stating that the use of Oakwood Farm is a Home Occupation. President Abboud explained that Dr. LeCompte submitted an affidavit supporting Oakwood Farm compliance with the Home Occupation Ordinance regarding the Farm's boarding and training of horses. Dr. LeCompte requested the Village Building Department complete an inspection to determine the Farm's compliance as such. Upon completion of the inspection, Mr. Schuman, Building and Code Enforcement Officer, sent Dr. LeCompte the letter of notification of compliance for Oakwood Farm. Discussion followed regarding the inspection detail, and President Abboud said that as of March, Oakwood Farm was in compliance. Discussion continued with Attorney Lynch discussing the Drury/McLaughlin letter of March 24th and polling the Trustees regarding their preference for sharing information in this court case. The Trustees agreed to having information regarding the case be accessible through the FOIA process.

Trustee Smithe arrived at 7:03 P. M.

[REDACTED]

[REDACTED]

August 26, 2011

Dear Friends and Neighbors:

I would ask that you please review my attached letter and join me in upholding the integrity of our Village Zoning process by requesting our elected officials postpone zoning of commercial boarding now until the Oakwood Farm litigation is finalized. Our Village President and three board members are undertaking this task in the face of a patent and irreconcilable conflict of interest. No matter where you stand on the issue of commercial boarding, allowing elected officials to undertake adopting an ordinance under these circumstances is beyond the pale of decent and acceptable Village government.

Please help me and others in defending the integrity of our zoning process by making your voice be heard on this most important issue. Please visit www.preservebarringtonhills.com

David Stieper

Attorney, former chairman and member of
The Village of Barrington Hills Plan Commission.

LAW OFFICES OF THOMAS R. BURNEY

40 Brink Street

Crystal Lake, IL 60014

Direct: (815) 356-2645

tburney@zcwlaw.com

September 7, 2014

rkosin@barringtonhills-il.gov

Robert Kosin

Director of Administration

847.551.3004

Re: Text Amendments for Horse Boarding

Dear Mr. Kosin:

I represent Jim Drury, a homeowner and resident of the Village. He has initiated one of the proposed text amendments pertaining to the regulation of horse boarding in the Village which is scheduled to be considered on Tuesday, September 9 by the ZBA. He requested me to review his proposed text amendment for conformity with applicable law including the Village's requirements pertaining to text amendments. In the course of my review I had occasion to review each of the other four pending text amendments.

Based on that review I have concluded that each of the pending text amendments that the Barrington Hills Zoning Board of Appeals has and will be considering with respect to horse boarding in the Village have not been properly initiated. In other words none of the four text amendments have been initiated by persons and/or entities that the Village Code recognizes as possessing the authority to so initiate.

It is my opinion that none of these petitions has been initiated by one delegated with such authority under the Village Code. The Village Code on the subject of amendments (Text and Map) expressly restricts the initiation of such amendment to:

5-10-6: AMENDMENTS:

(A) Authority: For the purposes of promoting the public health, safety, morals, comfort and general welfare, conserving the values of property throughout the village, and lessening or

avoiding congestion in the public roads and highways, the president and the board of trustees of the village may, from time to time, in the manner hereinafter set forth, amend the regulations imposed and the districts created by this title; provided, that in all amendatory ordinances adopted under the authority of this section, due allowance shall be made for existing conditions, the conservation of property values, the directions of building development to the best advantage of the entire Village, and the uses to which property is devoted at the time of the effective date hereof. (Ord. 63-1, 4-1-63)

(B) Initiation of Amendment: Amendments may be proposed by a Trustee, the Zoning Board of Appeals, the Enforcing Officer or by any person owning or having an interest in the subject property. (e.s.)

None of the petitioners of the pending text amendments satisfy the criteria set forth in the Village Code. As the petitions on their face propose amendments which effect the entire Village as a whole it cannot be claimed that the text amendments are initiated by "any person owning or having an interest in the subject property" which clearly is written to address map amendments which are also encompassed by Section 5-10-6.

In Bieretz v. The Village of Montgomery, 67 Ill. App. 2d 403; 214 N.E.2d 149; 1966 Ill. App. LEXIS 1315, the Second District in a similar circumstance observed that such amendments do not "concern a reclassification of a particular piece of property, but rather an amendment to the regulations in the body of the Ordinance."

Aurora National Bank v. The City of Aurora, 82 Ill. App. 3d 72; 402 N.E.2d 365; 1980 Ill. App. LEXIS 2499; 37 Ill. Dec. 475 is helpful on this issue. In Aurora a challenge was raised on several procedural grounds to the initiation of an amendment. One of the grounds was that the City's Planning and Zoning Committee was not included within the class of persons/entities with standing to initiate the amendment. The Appellate Court reversed finding that a separate section of the City Code granted the Committee the authority to initiate such an amendment. Significantly, the Second District looked to the language of the local ordinance in determining whether the authority existed in the zoning code or in some other provision of the City Code. Here, there is no such expressed authority for property owners to initiate a text amendment.

I know a significant amount of effort and time has gone into this effort. I don't believe that it is anyone's best interests to have this effort unravelled because of such an obvious procedural defect. Mr. Drury certainly does not intend to waive his objection to such a procedural defect in connection with the other pending text amendment petitions.

I intend to present this objection to the ZBA on Tuesday night and wanted to give you a heads up so neither you, the Village Attorney nor the Zoning Board would be taken by surprise. If you would care to discuss this further please let me know and we can arrange a convenient time to talk.

Thank you,

Tom Burney

**VILLAGE OF BARRINGTON HILLS
RESOLUTION ON BUILDING PERMIT REQUIREMENTS
FOR EQUESTRIAN FACILITIES**

WHEREAS, the Village of Barrington Hills (the "Village") is a municipality in which substantial equestrian activity is encouraged and takes place; and

WHEREAS, historically, buildings in the Village used for equestrian activities did not reach a size or type which required fire and life safety measures under the adopted 1990 BOCA Building Code; and

WHEREAS, there currently exist conflicts among the various requirements as contained in the Village's zoning ordinances and building codes for equestrian building construction and the granting of equestrian building permits; and

WHEREAS, the Village's Board of Trustees believes it is reasonable to expect that the enlightened self-interest of those in the equestrian community in the Village will govern the design, construction and safe operation of equestrian facilities; and

WHEREAS, the Village's Equestrian Committee recommends provisions addressing life-safety and fire issues for people and animals be included in the building permit process for proposed equestrian barns larger than 13,700 square feet with such provisions to include, but not be limited to, reasonable requirements for sufficient egress for people and animals to evacuate in emergency situations, fire protection and prevention, and provisions for emergency responder access to the property and buildings; and

WHEREAS, recent editions of the International Building Code, the successor to the BOCA Building Code, specify that agricultural buildings 13,700 square feet or larger be equipped and maintained to address fire and life hazards incidental to their occupancy; and

WHEREAS, the Village's Building and Zoning Enforcement Officer ("Building Officer"), as the person responsible for evaluating building permits and certificates of occupancy for the Village, is entrusted to exercise prudent care in issuing such permits and certificates; and

WHEREAS, Section 110.6 of the 1990 BOCA Building Code grants the Building Officer the "power necessary in the interest of public health, safety, and general welfare, to adopt and promulgate rules and regulations to interpret and implement provisions of this code to secure the intent thereof...";

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Lake, Kane and McHenry Counties, as a home rule municipality, the following:

Section One: That applications for any building to be used in equestrian activities, such as barns, stables, riding arenas, or similar structures shall be considered agricultural buildings and be classified as utility buildings under the BOCA 1990 Building Code, so constructed, equipped and maintained to address fire and life hazards incidental to their occupancy.

Section Two: The construction drawings for such a building shall be submitted in accordance with acceptable international standards for buildings that contain features enumerated in Section Three of this resolution.

Section Three: The Building Officer, exercising the appropriate authority under Section 110.6 of the 1990 BOCA Building Code, shall reasonably determine whether fire and life safety measures for agricultural buildings, which are 13,700 square feet or larger contain:

- A sufficient number of exits
- Sufficient illumination in exits and passageways
- A sufficient amount of fire extinguishing equipment
- A properly designed fire detection and alarm system, which can be monitored by the Barrington Hills Police Department

Section Four: Any such building shall meet other requirements for structures in the Village such as setbacks, storm water drainage, reasonable access by public safety vehicles such as fire trucks, construction materials, and nature and extent of any impact upon adjoining residences.

Section Five: A moratorium on permits for equestrian buildings, established in resolution 07-16, is no longer necessary in view of the fore mentioned operating standards for the Building Department and shall end on the effective date of this resolution.

Section Six: If any part or provision of this Resolution shall be held or deemed to be invalid, such invalidity shall not have the affect of rendering another part or provision of this Resolution invalid.

Section Seven: This resolution shall be in full force and effect from and after its passage and approved as provided by law.

APPROVED THIS ____ day of _____, 2007.

AYES: _____; NAYS: _____; ABSENT: _____

ATTEST:

Village Clerk

Village President



5-2-1: DEFINITIONS:



In the construction of this title, the words and definitions contained in this chapter shall be observed and applied, except when the context clearly indicates otherwise. Words used in the present tense shall include the future, and words used in the singular number shall include the plural number and the plural the singular; the word "shall" is mandatory and not discretionary; the word "may" is permissive; the word "building" includes all other structures of every kind regardless of similarity to buildings, and the phrase "used for" shall include the phrases "arranged for", "designed for", "intended for", "maintained for" and "occupied for".

ACCESSORY BUILDING OR USE: One which:

- (A) Is subordinate to and serves a principal building or principal use; and
 - (B) Is subordinate in area, extent or purpose to the principal building or principal use served; and
 - (C) Contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served; and
 - (D) Is located on the same zoning lot or lots under the same ownership as the principal building or principal use served, with the single exception of such accessory off street parking facilities as are permitted to locate elsewhere than on the same zoning lot with the building or use served.
- ACCESSORY BUILDING OR USE: One which:

- (A) Is subordinate to and serves a principal building or principal use; and
- (B) **Is subordinate in area, extent or purpose to the principal building or principal use served; and**
- (C) Contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served; and
- (D) Is located on the same zoning lot or lots under the same ownership as the principal building or principal use served, with the single exception of such accessory off street parking facilities as are permitted to locate elsewhere than on the same zoning lot with the building or use served.

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

Vs.

11 MA 037

Karen Selman for Barrington Hills Village Trustee 23547
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquent Filing
The D-1, Statement of Organization and
A Schedule A-1 for the 1st Quarter of 2011

The D-1 Statement of Organization was received by the Board on 3/17/11, 12 days late, resulting in a civil penalty assessment of \$600. The Committee has also been assessed a \$2,500 civil penalty for delinquent filing a Schedule A-1 on 3/17/11, 17 days late. The total assessment is \$3,100.

The Respondent was represented by attorney John Fogarty at the August 31 appeal hearing.

John Fogarty indicated that the committee Karen Selman for Barrington Hills Village Trustee was created on 3/17/11 in an effort to remedy a disclosure violation alleged against Save5Acres for Barrington Hills Trustees, which was created to support the candidacies of Patty Meroni, Karen Selman, and Joe Messer for Barrington Hills Trustee. Mr. Fogarty also indicated that the alleged violation was fully litigated before the Board in 11 CD 906. Each of the candidates in a response to the alleged violation filed a D-1, Statement of Organization, which created 3 separate candidate committees, one for each candidate. Each of the candidate committees also filed a Schedule A-1 to disclose the receipt of a \$5,000 contribution from Benjamin LeCompte III. The candidates did this in an abundance of caution and in an effort to comply with the Campaign Finance Law. Each of the candidates endorsed the \$5,000 check over to their political committee Save5Acres for Barrington Hills Trustees. All three of the candidate committees only had one receipt and one transfer and they were both in relation to this \$5,000 check. The candidate committees had no other receipt and or expenditures. Mr. Fogarty and these 3 candidates believe that the filing of the Statement of Organizations for these candidate political committees was not necessary and an attempt to withdraw these filings was made in a letter of correspondence filed with the State Board of Elections dated 3/23/11 (Exhibit B attached to the appeal affidavit). The candidate committees subsequently filed a Final Report. Mr. Fogarty also indicated that these contributions are subject to res judicata in that Save5Acres for Barrington Hills Trustees was found to be in violation of 5-9-8.5 (contribution limits) and 5-9-25 (contribution in the name of another) of the Election Code in relation to the three \$5,000 contributions that Benjamin LeCompte III gave to Patty Meroni, Karen Selman and Joe Messer. All three \$5,000 contributions were ultimately returned to Mr. LeCompte by Save5Acres for Barrington Hills Trustees out of caution that the contributions were possibly not disclosed correctly.

The Committee, Karen Selman for Barrington Hills Village Trustee, voluntarily filed the Statement of Organization on 3/17/11 even if it was in an abundance of caution and in an attempt to remedy a disclosure violation of another political committee. The Board in the past has viewed the voluntary filing of the Statement of Organization as establishing an obligation to file all required reports regardless of whether the "committee" qualified as a political committee. In order to be consistent with previous Board decisions in relation to the voluntary filing of a Statement of Organization, I recommend the appeal be denied for a lack of an adequate defense in relation to the Statement of Organization being filed 12 days late. If this recommendation is accepted by the Board the civil penalty for the delinquent filing of the Statement of Organization would be \$600. In relation to the \$5,000 contribution from Benjamin LeCompte III I also recommend the appeal be denied for a lack of an adequate defense. The Committee has an obligation to file all required reports. Karen Selman for Barrington Hills Village Trustee received a contribution of more than \$1,000 and they did not timely file a Schedule A-1. Save5Acres for Barrington Hills Trustees is a separate committee and I do not believe res judicata would apply to two different committees even if they share a similar candidate. In addition, since there is no indication that this violation was anything other than inadvertent and unintentional, I also recommend that the penalty be reduced to 10% of the original assessment, or \$250. If these recommendations are accepted by the Board, a \$850 civil penalty will be due and owing. However, since the Committee has filed a Final Report, I further recommend that should the Committee remain dissolved for a period of 2 years following the date of the Final Order imposing the penalty, the fine be abated.

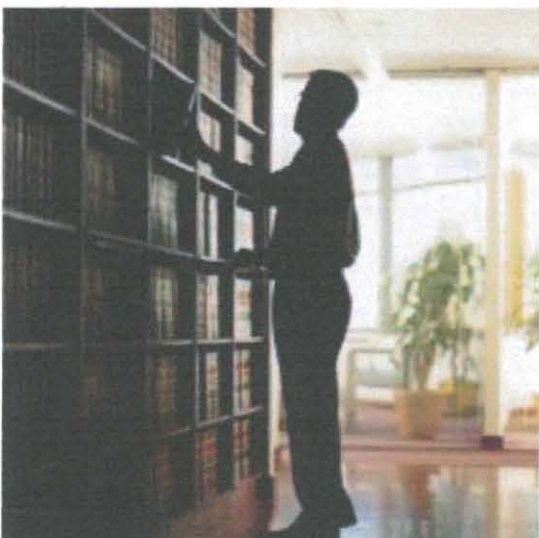

Andy Nauman - Hearing Officer

September 9, 2011

Determining a Conjunctive or Disjunctive Statute



By Teo Spengler



Keith Brofsky/Photodisc/Getty Images

Grammar and the law have a prickly relationship, since much legal jargon seems to defy grammarians' preferences. However, when you are trying to figure out whether the terms of a statute are conjunctive or disjunctive, your middle-school English class notes give you all the help you need.

Conjunctive Versus Disjunctive

When you see a list in a statute, the items are generally joined either by the term "and" or the term "or." If they are joined by "and," the statute is conjunctive. If they are joined by "or," the statute is disjunctive. In conjunctive statutes describing the elements of a crime, for example, every single item on the list must be proved for someone to be found guilty of that crime. In disjunctive statutes, proof of any one of the elements is sufficient.

Examples of Conjunctive and Disjunctive Statutes

One federal statute regarding assault on a mail carrier begins: "(a) Assault. A person who assaults any person having lawful charge, control, or custody of any mail matter or of any money or other property of the United States..." The use of the word "or" in this statute means that you can be charged with the crime if you assault a person in control of any one of the items listed: mail or money or property of the United States. If the term "and" were used, you could only be charged for assault under this law if you had done each and every one of the actions listed.

Retroactive Application of Barrington Hills Ordinance Amendment

Village of Barrington Hills has police power to amend its ordinance. Additionally, it has the power to amend the ordinance after a violation has been found. Further, the village has the power to expressly provide a retroactive effective date for the ordinance amendment.

Municipal ordinances are governed under the same general rules of statutory interpretation as state legislation. *Morgan Place of Chicago v. City of Chicago*, 975 N.E.2d 187 (1st Dist. 2012). Illinois courts examine the retroactive applicability of statute amendment by considering if the municipality has clearly indicated the temporal reach of the statute. *Berz v. City of Evanston*, 997 N.E. 2d 733 (2013); *Consiglio v. Dept. of Financial and Professional Regulation*, 988 N.E.2d 1020 (2013). If the legislature's intent regarding the temporal reach of the statute is clear, then there is no need to resort to judicial rules of statutory interpretation. Illinois law is clear that the legislature's intent, or in this case, the Village, as expressed in the municipal ordinance, **must** be given effect by the court. *Morgan Place of Chicago v. City of Chicago*, 975 N.E.2d 187 (1st Dist. 2012).

If the Village clearly expresses its temporal intent by stating the text amendment is effective as of June 26, 2006 date, which is prior to the cease and desist issued to Oakwood Farms and prior to the date the Village attorney publicly opined and thereby affirmed that all commercial boarding facilities in the Village are in violation of the ordinance, it does so with clear and enforceable police power to dictate the applicable date of the statutory amendment.

The Village does not have the police power to apply selective application of the current code to one and not all commercial boarding facilities in Barrington Hills as such conduct is unconstitutional, namely, violates the Equal Protection clause under the 14th Amendment to the United States Constitution. In its most basic analysis, a municipality cannot selectively enforce an ordinance against certain individuals or entities and not against others. It must be equally enforced against all persons or entities committing the violation.

In effort to remedy any actual or perceived selective enforcement of the ordinance against Oakwood Farms, the Village must exercise its police power and expressly provide a clear, unambiguous, and legally enforceable temporal reach of the statute amendment dating back to June 26, 2006. Otherwise, the Village is constitutionally compelled to find each and every commercial boarding facility in the Village of Barrington Hills in violation of the ordinance and subject to immediate closure. This is not the intention of my client, any proponent of the ordinance amendment, or this Board.

The retroactive application of the ordinance amendment proposed is legally enforceable under Illinois law, constitutionally mandatory under the Equal Protection clause of the 14th Amendment, and tips the scale of equities in favor of all the Village of Barrington Hills residents and facilities who have dedicated countless hours of time and effort demonstrating to this Board their support for the continuation of equine activities in this nationally recognized and long-time admired equestrian community.

C. Continued Invalidity of Primary Retroactivity

Although courts upheld most of the Twentieth Century legislation that applied with secondary retroactivity, courts generally invalidated laws that altered the past legal consequences of past action. Such primary retroactivity was thought to be especially harsh, and usually void, since the new rule did not merely affect past transactions; it also changed what the law was in the past when these transactions occurred. Unlike secondary retroactivity, which has an exclusively future effect on past transactions, primary retroactivity alters the past legal consequences of past private behavior. Consequently, legislation that operates with primary retroactivity violates two fundamental jurisprudential principles: (1) persons should not be penalized in the past for making decisions in good faith reliance on rules in effect at the time the decision was made, and (2) the legal effect of conduct should ordinarily be assessed under the law that existed when the conduct took place.

Primary retroactivity usually occurs in two ways. First, the legislative body can adopt a new law that deprives a private party of a benefit. Second, the new law may impose a penalty or burden on past private action. In both situations, the fact that the law operates with primary retroactivity is generally sufficient, by itself, to invalidate it. Courts will uphold laws that are primary retroactive in rare instances. A new law may be given **primary retroactive effect when doing so is necessary to protect private rights otherwise adversely affected by past inequitable behavior of other private parties.** Primary retroactivity is also generally acceptable when the new law **does not impose new past liability on past action but merely changes the amount of damages available or taxes due.** Courts view imposing a new past liability on individuals as a substantive change and therefore impermissible, but **generally allow retroactive modification of damages or tax on the theory that they are remedial in nature.** For primary retroactive legislation to be impermissible, the legislation must change past legal consequences; **it is not enough that the legislation has a marketplace effect that adversely affects the past decisions of private parties.**

126. See generally FULLER, *supra* note 6, at 53.

127. See *Kaiser Aluminum & Chem. Corp.*, 494 U.S. at 855 (Scalia, J., concurring).

128. Examples of this kind of invalid primary retroactivity include enactment of a statute which deprives a company of distributions of money already made under a pre-enactment contract, see *In re Workers' Compensation Refund W. Nat'l Ins. Co.*, 46 F.3d 813, 818-19 (8th Cir. 1995), reinterpretation of an ordinance to reflect an earlier termination date of an approved development plan than was previously represented, see *Resolution Trust Corp. v. Town of Highland Beach*, 18 F.3d 1536 (11th Cir. 1994), cancellation of a previously valid permit, see *NRG Co. v. United States*, 24 Cl. Ct. 51 (Cl. Ct. 1991) (holding that cancellation of mineral prospecting permit was an unconstitutional taking); but see *Achtien v. City of Deadwood*, 814 F. Supp. 808, 815-16 (D.S.D. 1993) (city can rescind previously-issued building permit if the city believes it was illegal at the time of issuance), recission of a previously acceptable buy-out rule, see *State ex rel. Reider's, Inc. v. Industrial Comm'n of Ohio*, 549 N.E.2d 532 (Ohio Ct. App. 1988), denial of an award of benefits to which the recipient was otherwise entitled, see *O'Reilly v. Town of Gloucester*, 621 A.2d 697, 705 (R.I. 1993); *Guerrero v. Adult & Family Servs. Div.*, 676 P.2d 928 (Or. Ct. App. 1984) (under former rule agency had discretion to reimburse), and nullification of an otherwise valid judgment, see *Plaut v. Spendthrift Farm, Inc.*, 115 S. Ct. 1447, 1460 (1995) (holding that Congress may not subject an earlier judgment to a reopening requirement that did not exist when the judgment was announced); *Arbour v. Jenkins*, 903 F.2d 416, 420 (6th Cir. 1990) (upholding Westfall Act because it only applies to cases not yet final); *Burch v. Monroe*, 834 P.2d 33, 35-36 (Wash. Ct. App. 1992).

129. For example, a new law may seek to make past conduct subject to (1) disciplinary action, see *Jordan v. Department of Prof'l Regulation*, 522 So. 2d 450 (Fla. Dist. Ct. App. 1988), (2) higher taxes, see *Blodgett v. Holden*, 275 U.S. 142 (1927) (holding that gift tax may not apply to gifts made prior to enactment), (3) third party approval, see *United Nuclear Corp. v. United States*, 912 F.2d 1432 (Fed. Cir. 1990), or (4) less favorable rates, see *South Cent. Bell Tel. Co. v. Louisiana Pub. Serv. Comm'n*, 594 So. 2d 357 (La. 1992). However, if rates are increased in the future to recover costs incurred in the past, the rate change is not primarily, but secondarily, retroactive and therefore valid. See *Marshall County Bd. of Educ. v. Marshall County Gas Dist.*, 992 F.2d 1171 (11th Cir. 1993). But see *City of Piqua v. Federal Energy Regulatory Comm.*, 610 F.2d 950, 954-55 (D.C. Cir. 1979) (stating that if a utility includes an estimate of costs in its rates which is subsequently found to be too low, it cannot adjust future rates to recoup past losses).

From the Journal of Urban and Contemporary law

Retroactive curative legislation will be upheld when the legislation retroactively cures defects in an administrative system. Retroactive curative rules are acceptable because of the strong public interest in a fair government system, and because they merely produce the same result that would have occurred had the lawmaker (usually an agency) promulgated the original rule correctly. Also, an amendment which "clarifies" existing law may also be applied retroactively.

STATE OF HORSE BOARDING IN BARRINGTON HILLS AND THE NEED FOR RETROACTIVE LEGISLATION

On May 19, 2010, Joseph E. von Meier, village attorney, made the following statement: "At the time larger facilities were operating in the village in a manner that exceeded the scope of the Home Occupation Ordinance..... Specifically, Section 5-3-4(D)(3)(g) provides that the boarding of horses in a stable and the training of horses of horses and their riders is a permitted home occupation **subject to the provisions of section 5-3-4(D)**.....Many of the large horse boarding facilities currently operating in the village cannot meet the stringent requirements of the Home Occupation Ordinance and thus **are thus in violation**" {emphasis added}

On September 17, 2010 The Village argued to the appellate court its brief: "Because each piece of property within the Village is zoned for certain permitted uses, and **horse boarding is not one of those permitted uses in an R-1 zoning district under the Village Code**, Plaintiffs' use of the Property for a commercial horse boarding operation is unlawful." "Because **commercial horse boarding is not permitted in R-1 zoning districts** under the Village code, The ZBA properly denied Plaintiffs' appeal."

On June 30, 2011 the Appellate Court on ruled: "**We find that the commercial boarding of horses does not comport with the overall intent of the zoning code.**"

Village Inconsistency, from the website : "According to Barrington Hills Village **Horse Boarding and training under the home occupation ordinance IS NOT illegal and IS NOT a prohibited use for properties in Barrington Hills**. Recent court decisions DO NOT impact any property owner other than those parties within the case. Further the unfortunate litigation between neighbors and the rulings only apply to those involved.

The Village, per its attorney's statement above, states that all of section 5-3-4(D) applies to commercial horse boarding, as a home occupation, and many barns are in violation, only later to state horse boarding as a home occupation is legal. If, in order to be legal, horse boarding were required to comply with all of subsection 5-3-4 (D), as Mr. von Meier stated, the following would apply:

- If the barn in which the horses are boarded does not resemble a residential dwelling unit, the resident is in violation of section 5-3-4(D)2(c) of the home occupation provisions.
- If there are ever more than two persons at any one time, other than the owner, engaged in any aspect of the horse boarding home occupation, the resident is in in violation of section 5-3-4(D)3(a)2.
- If, in addition to their barn not looking like a dwelling unit, a resident has a separate utility service to their barn they are in violation of section 5-3-4(D)3(b)1.
- If, for safety purposes, a resident installs extra doors in a barn in which they board horses, which the 2007 revised Village building code requires for many barns, they are in violation of section 5-3-4(D)3(b)2
- If the home occupation of horse boarding and training is not done wholly within a primary or accessory building, but is also done outside in the pastures, paddocks, and arena the resident is in violation of section 5-3-4(D)3(c)1.
- If a resident, as part of their home occupation of horse boarding, uses a tractor to move hay bales they are in violation of section 5-3-4(D)3(c), since tractors are not "typical of vehicles or equipment used in connection with residential occupancy".
- If, for fire safety reasons, a resident stores hay in a separate building from that in which horses are boarded and trained, they are in violation of section 5-3-4((D)3(c)6.
- If, in addition to the barn not looking like a residence, there are any exterior indications of the home occupation, such as boarded horses grazing in pastures or boarders taking lessons and or riding in the outdoor arena, they are in violation of section 5-3-4(D)3(d) 2.
- If the area of the equestrian facility is in excess of 1% of the lot area, 2,178 square feet for a 5-acre lot, the resident is in violation of section 5-3-4(D)3[c]2

"This is a draft of the minutes of Regular Session of the Meeting on Wednesday, May 28, 2014. It has not been reviewed by the Board of Trustees, has not been approved by the Board as an official document, may be revised in whole or in part and hence should be viewed only as a tentative and possibly inaccurate recitation of Board action. It is not an official document of the Village of Barrington Hills and should not be relied upon as such."

These minutes are merely a summary and an attempt to reference comments that took place on the Board. The accurate official record is the recordings.

VILLAGE OF BARRINGTON HILLS

Minutes of the Meeting of the Board of Trustees Wednesday, May 28, 2014

President McLaughlin called the Meeting to order at 6:39 p.m. Roll Call.

Present

Martin J. McLaughlin, President
Fritz H. Gohl, President Pro Tem
Joseph S. Messer, Trustee
Karen S. Selman, Trustee (absent)
Patty Meroni, Trustee
Colleen Konicek, Trustee
Michael Harrington, Trustee

Michael Murphy, Police Chief
Rich Semelsberger, Deputy Chief
Doug Wambach, Village Attorney
Patrick Bond, Village Attorney (left at 8:25 p.m.)
Robert Kosin, Village Administrator
Anna Paul, Deputy Village Clerk

Guests

Guests are listed on the next page.

PUBLIC SESSION

Pledge of Allegiance

President McLaughlin addressed the Board of Trustees and the audience as follows:

"Before we begin the meeting tonight, I am pleased to see so many of our neighbors here to participate in the public process of local government. We, I trust, are here for the same reason, to protect our community and its traditions and heritage. We will open the floor for public comments in a moment, where each individual can make comments for three minutes expressing his or her opinion on matters they wish brought before the Board. We ask that you understand that your comments will be recorded and added to the record, which is accessible on the Village website. I ask that each of you who wish to speak, please do so in a courteous manner, which I am sure will occur in an environment free from slander and disparaging personal comments. I will ask for order if there are outbursts, which I am sure won't be necessary. My objective and that of our Board, is to listen to as many people as possible while keeping the process of moving the Village forward. Tonight, we will need to discuss current issues, legacy issues, budgets, Village

I thank you in advance for your desire to have an impact on our Village in a positive way and would like to have read into the record, the official position of the Village regarding certain issues that have been unfortunately misrepresented by some in our community.

Clarity has been used quite a bit lately, and to be direct and clear to all in the attendance. This **is not my personal** opinion, but the ACTUAL LAW OF THE LAND. Horse Boarding and training IS NOT illegal and IS NOT a prohibited use for properties in Barrington Hills. Recent court decisions DO NOT IMPACT any property owner, other than those parties within the case. Further, the unfortunate litigation between neighbors and the rulings only apply to those properties. I would ask counsel to confirm or deny this statement and expound upon it further if they desire.”

Attorney Doug Wambach – That is an accurate statement. The case between the two neighbors is not binding on the Village, it has not been resolved, it is still in court and there are many additional things that have yet to come to bring that to a conclusion.

Village Administrator, Robert Kosin – There are no enforcement actions.

Attorney Patrick Bond – The Appellate Court in the case between the neighbors determined that horse boarding is, as a Home Occupation, and is, in fact authorized under the Village Code. Horse boarding must be incidental to the residential use. The purpose of that is so that everyone can enjoy the quiet enjoyment of their own property. The case pending in court is very fact specific and determined that a large commercial horse boarding operation, like the one at issue was not a Home Occupation which was incidental to the residential use. The Court did not impact or have any type of ruling that would challenge the Village Code relative to Home Occupation as an authorized use for horse boarding.

Chief Murphy – confirmed that there is nothing currently going on for shutting down any backyard barns, stables or anyone.

President McLaughlin further stated, “So as we open the floor, please be assured that a year ago, a month ago and today, the laws of our community have not changed. Since the inception of our Village, up to today and tomorrow, horse boarding and training are accepted, traditional, welcomed and most importantly, legal practices within our Village.”

PUBLIC COMMENTS: Public Comments were given by the following:

Linda Cools, 32 Little Bend Road
Bonnie Duresa, 1001 Plum Tree Road
Richard Frankiewicz, 36 Spring Lane
David Stieper, 10304 Braeburn Road
Patty Fahey, 71 Windrush Lane
Laurie Abboud, 20 Surrey Lane
Ann Malinski, 3205 Spring Creek Road
Mary Naumann, 11241 Haeger's Bend Road
Bill Goffrey, Manager of Barrington Bicycle Club
Jason Elder, 273 Leeds Drive
Matt Yeterian, 223 Deepwood Court
Sunny Robinson, 100 Deepwood Road

Sneedlings . . . Local lore: Singer; artist Tony Bennett showed up at the American Booksellers Association to introduce his new art book, *What My Heart Has Seen*, which he produced under his given name, Anthony Benedetto. The book is due out in August, in time for his 70th birthday. The singer is headlining Aug. 5 at Ravinia, which he captured on canvas and which is featured in the book. . . . Actor Jim Byrnes, who co-starred in the TV series "Wiseguy" with Ken Wahl and Jonathan Banks, flew into Chicago and stopped by Marion Street Grill in Oak Park for a bite en route to Vancouver to film his TV series "Highlander," which airs Sundays on WPWR-Channel 50. . . . **Hear ye! Polo returns to Barrington Hills for the first time in 20 years when Spencer Stuart's Jim Drury puts on the Tiffany Classic match at the estate of Barry and Kathy LeCompte on Bateman Road on Saturday.** The public is invited. Proceeds go to kennel and pony clubs. . . . Congrats to Timothy McCarthy and Jennifer Diver on their impending nuptials Friday. . . . Condolences to the family of Joe Novak, whose mother, Edna, died Tuesday. . . . Today's birthdays: Ross Perot, 66; Julia Duffy, 45; Norma Kamali, 51; Craig Hodges, 36.

LOAD-DATE: June 27, 1996

22

Page 58

1 My daughter told me I had it too dark. She was
2 right. But what I did was take a few pictures
3 because I wanted to show some of the hillbilly
4 slum-like conditions. This is looking at our farm
5 from Bateman Road. Now, you can see, and again, this
6 doesn't look as nice as I would like it to look. Up
7 here is a shed roof that will come all the way across
8 once it's finished, okay. So once it's finished, it
9 will be a shed roof with a gable off of it and I
10 think it will have a pretty nice appearance. This is
11 the view you would get looking from Bateman Road.
12 Now, both Mike and Jim have complained that
13 driving east on Deepwood Road and looking into my
14 property, Mike complained that the horse trailers and
15 complained of being some hay wagons there. Well,
16 personally I don't think that horse trailers and hay
17 wagons are out of place on a horse farm. There is a
18 horse trailer there as you can see but I don't think
19 that -- it may not aesthetically meet Jim's approval,
20 but I don't think that looks like a slum.
21 Here is just another view from the road
22 looking at the horses in the pasture. This is just
23 another view of the front pasture. Now, I show this
24 because a lot has been made about my and, again, I'm

Page 59

1 not trying to go against your wishes but I think it's
2 important to show that my barn really doesn't detract
3 from the visual aesthetics from my neighbor, Jim.
4 This is a berm that he built.
5 CHAIRMAN KNIGHT: Dr. LeCompte, I think I
6 referenced earlier that this may be appropriate in a
7 different forum rather than what we are trying to
8 accomplish here. Thank you.
9 DR. LECOMPTE: Let's go through some definitions
10 then.
11 CHAIRMAN KNIGHT: That's probably more
12 important.
13 DR. LECOMPTE: What I did, I went on the
14 internet, looked up animal husbandry and you know,
15 they have some of these internet encyclopedias:
16 Breeding, feeding and management of animals or
17 livestock for the production of food, fiber, work and
18 pleasure. Under -- and this CollegeBoard. What this
19 is, it's an actual thing for college students but
20 it's interesting how they define. They said animal
21 husbandry majors learn all aspects of animal
22 agriculture. They study selection, breeding, care
23 and marketing of animals. Other topics including
24 nutrition, housing and processing.

Page 60

1 National Library of Medicine: Animal
2 husbandry includes animal breeding, feeding and care,
3 housing and nutrition. The science of breeding,
4 feeding and care of domestic animals includes housing
5 and nutrition. Another dictionary: Includes
6 nutrition, genetics, breeding and housing. Another
7 dictionary: The care and raising of domestic
8 animals, as cattle, horses, sheep, et cetera.
9 United States Patent Office, under animal
10 husbandry they defined it: This class provides for
11 the method or apparatus for the propagation, rearing,
12 training, exercising, amusing, feeding, milking,
13 grooming, housing, controlling, handling or general
14 care of a living animal unless provided for
15 elsewhere.
16 Now, why do I make a big deal about animal
17 husbandry? Because that is a critical part of the
18 definition of agriculture in this Village. Now, this
19 Village says that they allow animal husbandry and
20 they define it as the breeding and raising of
21 livestock and then they put including breeding and
22 raising of horses. Nowhere in the definition of
23 agriculture, nowhere does it preclude the boarding of
24 horses. It doesn't say that the horses you raise

Page 61

1 have to be your own horses. It doesn't say the
2 horses you care for and manage have to be your own
3 horses. It doesn't mention that whatsoever.
4 Breeding: This is an interesting, most
5 people think of breeding as just propagation but you
6 look in Webster dictionary, nurture, born and bred in
7 the country, to inculcate by training. Breed good
8 manners into one's children. By the way, our Village
9 Code does not define breeding, nor does it define
10 raising.
11 Nurture: To supply with nourishment,
12 education, further development.
13 Raise: To bring to maturity through care
14 and education. The girl was raised mainly by her
15 aunt. Bring up. To look after or assist the growth
16 of by labor and care, raises ducks, geese, grow.
17 Pasturage: This is interesting because our
18 definition of agriculture in this Village also
19 includes pasturage and pasturage obviously is very
20 important because horses are grazing animals and they
21 need a lot of forage, and pasturage we define as an
22 agricultural purpose. Let feed in a field, pasture,
23 meadow, graze. What's interesting is the law
24 requires if you are going to have animals in a

ZONING BOARD OF APPEALS
BARRINGTON HILLS, ILLINOIS

(28)

ORGANIZATIONAL)
CALL TO ORDER)
ROLL CALL)
)
350 BATEMAN ROAD)
APPEAL - OAKWOOD FARMS)
)
ADJOURNMENT)

REPORT OF PROCEEDINGS at the hearing of the
above-entitled cause before JONATHAN J. KNIGHT, Zoning
Board of Appeals Chairman, at 112 Algonquin Road,
MacArthur Room, Barrington Hills, Illinois, on the 28th
day of August, 2008, at the hour of 7:30 p.m.

ZONING BOARD OF APPEALS MEMBERS PRESENT:

MR. JONATHAN J. KNIGHT, Chairman
MR. JUDITH FREEMAN
MS. NANCY MASTERSON
MS. KAREN ROSENE
MR. BYRON JOHNSON
MR. MARK ROSSI
MR. GEORGE MULLEN

ALSO PRESENT:

MR. ROBERT KOSIN, Director
MR. DOUGLAS WAMBACH, Village Attorney

Reported by: Cynthia L. Peesel, CSR

1 MS. MASTERSON: Is that something we can do
2 before the vote or does it have to be done after the
3 vote?

4 MR. WAMBACH: I think the petitioner and the
5 Village would like to see the vote made and then if
6 the Board feels that it's -- they can talk to Trustee
7 Schueppert who can bring it to the Board of Trustees
8 and say we'd like you to defer enforcement of it
9 until such time as we get the chance to conclude
10 this, but that's -- I think that's --

11 CHAIRMAN KNIGHT: That's assuming one outcome
12 versus a different outcome and we are not making any
13 assumption at this point. Member Freeman?

14 MS. FREEMAN: You know, I sense a discussion
15 coming so can we have a five-minute break?

16 CHAIRMAN KNIGHT: Not for discussion among --

17 MS. FREEMAN: Just for me.

18 MR. ROSSI: A personal break.

19 CHAIRMAN KNIGHT: Let's take a five-minute
20 break.

21 MS. FREEMAN: How about if you confer among
22 yourselves and I'll just come right back.

23 (Short break.)

24 CHAIRMAN KNIGHT: Mr. Johnson, you were handing

1 observations before I ask for a motion, if we are at
2 that point. And one thing is that will be coming up
3 with other things that we are going to discuss is how
4 do you encourage the maintenance of large tracks of
5 land in Barrington Hills. I agree with some on this
6 Board that it would be a shame if 130-acre properties
7 that now are horse farms, if you will, would be
8 broken up into five-acre lots. I personally think 25
9 five-acre lots would generate maybe 100 or 125 or
10 better people that would all have cars, what have
11 you, and I think if that came to that in this
12 village, I think it would be ashame.

13 At the same time, we have an issue before
14 us where we have to interpret the code as it's
15 written right now and as much as maybe our thoughts
16 are elsewhere, I think everyone on this Board has
17 tried to maintain their objectivity in spite of what
18 their feelings might be.

19 Now, to be specific, I did read in my
20 research of some other communities and I think it
21 best remain anecdotal at the moment. I'm not an
22 attorney. I don't tend to be an expert witness. But
23 there were other communities, one in Kentucky, one in
24 California, one in New Jersey that were -- two in

1 California that were struggling with the same issue
2 and that is to recognize that the boarding of horses
3 is not necessarily an undesirable activity. And they
4 did have definitions of agriculture which did not
5 include the boarding of horses but did include the
6 breeding and raising of horses, and they felt it
7 necessary in these communities to change the language
8 of their zoning regulations so that that was a
9 permitted use. In some instances it was a permitted
10 use with a permitting process to go through.

11 So, again, I have to look at what's before
12 us. I think the arguments that were presented that
13 might want to imply the boarding of horses, I don't
14 happen to agree with that. Again, I agree that the
15 timing of this is perhaps unfortunate but it is an --
16 it will be an issue that's coming up but, again, we
17 have to vote on what's before us and how we see the
18 code as it currently exists.

19 MS. FREEMAN: Mr. Chairman, with that in mind,
20 if we are going to vote on something, I'd like -- I
21 mean, I'd like an opportunity to suggest that we also
22 be able to consider the recommendation to the Village
23 to defer any action on this matter.

24 CHAIRMAN KNIGHT: I think we can do that as a

1 follow-up topic of discussion, but I think I can
2 judge pretty much the way this might turn out and I
3 think that's very appropriate but again, two things
4 here. The one is that we have to vote on upholding
5 the cease and desist or not.

6 MS. FREEMAN: Understood. I just want to be
7 clear, it's just very important to me --

8 CHAIRMAN KNIGHT: I understand.

9 MS. FREEMAN: -- that we address this issue in a
10 way that not only allows but encourages people like
11 Dr. LeCompte to have a large tract of land and who
12 are using it, you know, for the benefit of the
13 village and the people who live here to continue to
14 do that in whatever reasonable manner is allowed by
15 whatever regulation we can pass in the near future.

16 CHAIRMAN KNIGHT: Thank you. I would ask
17 Dr. LeCompte's counsel following our vote, would you
18 stay here and for the record we are going to have
19 some comments, if that's the way this thing is going.

20 MR. MICHAELS: Absolutely. But Chairman Knight,
21 a point of order, just in anticipating having heard
22 the comments, Dr. LeCompte has -- will be obligated
23 to file an appeal in the Circuit Court of Cook County
24 within 35 days. That's jurisdictional.

1 CHAIRMAN KNIGHT: I understand the legal
2 implications. That's your decision.

3 MR. MICHAELS: The second point is the question
4 just came up, the slides are all in evidence,
5 correct?

6 CHAIRMAN KNIGHT: Everything was submitted for
7 evidence, correct.

8 MR. MICHAELS: Including the last meeting?

9 CHAIRMAN KNIGHT: Yes, yes. We did not deny you
10 admission of anything.

11 MR. MICHAELS: We were just -- there was a
12 question. Thank you.

13 MS. FREEMAN: The slide with the kids isn't in
14 there, though.

15 MR. MICHAELS: That might be the most appealing.

16 CHAIRMAN KNIGHT: I'll entertain a motion.

17 MR. MULLEN: Motion would be to deny the appeal
18 based on the fact that the Barrington Hills Zoning
19 Ordinance does not permit the boarding of horses.

20 MS. MASTERSON: That it's not -- in R1 is not a
21 permitted use, boarding of horses is not a permitted
22 use.

23 MS. FREEMAN: What did the letter say that Doug
24 Wambach sent? Why don't we --

1 MR. WAMBACH: I don't really know that -- I
2 don't know that you really need a motion. I think
3 what you need to do is just take a vote.

4 MR. JOHNSON: Is the vote yes or which way do
5 you go?

6 MR. WAMBACH: The appeal is to ask for the
7 termination of the Village cease and desist order to
8 be overturned and I think a yes would be to overturn
9 it, a no would be to deny the petition, deny the
10 petitioner's application to overturn it.

11 CHAIRMAN KNIGHT: So we would be voting --

12 MR. WAMBACH: So I don't think you need a
13 motion.

14 MS. FREEMAN: Do you have all that down?

15 MR. MICHAELS: Yes is for LeCompte, no is for
16 the Village.

17 CHAIRMAN KNIGHT: Let's get this right again.
18 The Village has issued a cease and desist order. We
19 are voting to uphold that cease and desist order,
20 correct? Or are we going to vote --

21 MR. WAMBACH: You are voting on Dr. LeCompte's
22 appeal of the cease and desist order. He's asking --

23 CHAIRMAN KNIGHT: You vote yes if you wish to
24 deny the appeal; is that right?

1 MR. WAMBACH: You vote yes for LeCompte, you
2 hold your hands like this, you vote no for me.

3 MS. FREEMAN: We are voting on the appeal is
4 what we are doing.

5 CHAIRMAN KNIGHT: The appeal. A yes would be in
6 favor of Dr. LeCompte and a no would be in favor of
7 the Village. We've got that right?

8 MR. WAMBACH: Yes.

9 CHAIRMAN KNIGHT: Let's just conduct the vote,
10 the voice vote.

11 COURT REPORTER: Member Freeman.

12 MS. FREEMAN: No.

13 COURT REPORTER: Member Rossi.

14 MR. ROSSI: No.

15 COURT REPORTER: Member Rosene.

16 MS. ROSENE: Yes.

17 COURT REPORTER: Member Johnson.

18 MR. JOHNSON: No.

19 COURT REPORTER: Member Mullen.

20 MR. MULLEN: No.

21 COURT REPORTER: Member Masterson.

22 MS. MASTERSON: No.

23 COURT REPORTER: Chairman Knight.

24 CHAIRMAN KNIGHT: No.

1 The appeal is denied on a six-to-one vote.

2 MR. JOHNSON: Now, can we move on to the second
3 question?

4 MR. MULLEN: Now we need to send a communicate
5 to the Village Board requesting that they withhold
6 enforcement of the cease and desist order until we
7 resolve our committee's recommendation.

8 MS. FREEMAN: Until we -- we need to take action
9 on that recommendation.

10 CHAIRMAN KNIGHT: Do we want to set a specific
11 time rather than leave it open ended? Or if we say
12 cease and desist for a couple of reasons and this is
13 not out of order. In the issue of the boarding of
14 dogs, we gave them a number of months to comply.
15 That was a recommendation to the Board. The Board
16 went along with that. At the same time, when we said
17 do not enforce, that also implied that there won't be
18 any fines or penalties assessed and the idea being
19 that we will have discussions and starting with our
20 next scheduled meeting on this very topic and I would
21 certainly invite the LeComptes' participation in that
22 and anyone else that's interested, obviously. That
23 will be addressing what I think this Board perceives
24 as a deficiency in our current language of our code.

12/3/2014 ZBA

29

1 enforcement, in that regard. So he's here tonight.

2 MR. SCHUMAN: Good evening. I believe I've
3 been asked to look at the proposed amendment from the
4 respect of -- from the aspect of enforcement.

5 In looking at the ordinance, I went through
6 it. Some of the things are not clear. I would like
7 to see a little bit more concise definitions. One
8 thing that came to mind right from the beginning is
9 that the definition of an accessory building, which is
10 in a previous section of the code, remains and has not
11 changed and that would present a conflict in the --
12 from the proposed amendment.

13 An amendment -- excuse me, an accessory
14 building is defined as -- that an accessory building
15 is defined as subordinate in area, extent, or purpose.
16 And frankly, the Village has been interpreting that to
17 be subordinate in area. So we have been enforcing
18 that.

19 MR. WOLFGRAM: Subordinate in area to what?

20 MR. SCHUMAN: subordinate in area to the
21 residence.

22 MS. ROSENE: There is an "or" there.

23 MR. SCHUMAN: Yes, ma'am, that is correct.

24 But it is, since I've been in the enforcement for the

3

President
JAMES A. KEMPE

Trustees
THEODORE L. HORNE, Pro-Tem
ROBERT G. ABBOD, JR.
FRITZ H. GOHL, JR.
DARIA G. SAPP
WALTER E. SMITHE
JULIE McKEVITT

MARLA J. RUSSO, Clerk
GRACE WYTMAR, Deputy Clerk



TELEPHONE
(847) 551-3000

FACSIMILE
(847) 551-3050

112 ALGONQUIN ROAD
BARRINGTON HILLS, ILLINOIS 60010-5199

April 13, 2005

Mr. and Mrs. Benjamin LeCompte
350 Bateman Road
Barrington Hills, IL 60010

Re: Indoor Riding Arena

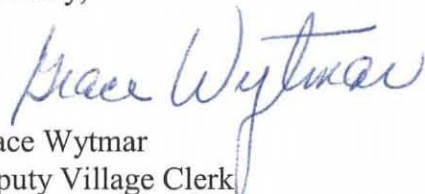
Dear Mr. and Mrs. LeCompte:

This letter serves as your receipt of documentation submitted to us for a permit for an indoor riding arena. Authorization is hereby given to commence construction in a manner consistent with the purpose of the application and in conformance with Village ordinances.

Please be advised that due to a change of personnel in the Building Department, this authorization is conditional upon the full resumption of services. Further, it is the responsibility of the applicant to obtain full and final authorization. This responsibility includes a fee to be collected as determined for the initial plan review and required inspections. The fee amount will be established in due course along with the other administrative duties in the Building Department.

Nothing in the nature of this authorization shall be construed to relieve the applicant from complying with all applicable Village ordinances, rules and regulations.

Sincerely,


Grace Wytmar
Deputy Village Clerk

c: Building Officer

APPLICATION FOR BUILDING PERMIT

No. 4586

VILLAGE OF BARRINGTON HILLS: COOK, KANE, LAKE AND MCHENRY COUNTIES, ILLINOIS

Application is hereby made on (Date) OCTOBER 7, 2005 to permit building on a property as herein described.

Real Estate Index Number(s) 01-07-200-002-0000 Volume # 001

Property Address 350 Bateman Road Mailing Address Same

This permit is to be issued for the purpose of Accessory Building

Foundation: ☐ Basement (☐ full or ☐ partial) ☐ Crawl Space ☐ Slab on Grade ☒ Other Post Frame/Footing

Construction: ☐ Frame ☐ Masonry ☒ Pole ☐ Other _____ Stories 1 Height 10

Length 78 Width 84 Rooms (not including halls, baths, closets) 0 ☒ Attic 1 Room

Number of plumbing fixtures: Tubs and/or Showers _____ Toilets _____ Lavatories _____ Sinks _____ Laundry Tubs _____

Bidets 0 Floor Drains 0 HWH 0 Sumps 0 HVAC System: ☐ Hot Air ☐ Hot Water ☐ Other 0

Setbacks:	Front <u>150</u>	Side <u>150</u>	Side <u>150</u>	Rear <u>150</u>	Floodplain
Proposed	<u>150+</u>	<u>150+</u>	<u>150+</u>	<u>150+</u>	
Required	<u>150</u>	<u>100</u>	<u>100</u>	<u>100</u>	

BP# 4507

The items are more fully set forth in the plans submitted with this application. The estimate of cost of building includes material and labor contemplated for all construction work necessary for completion and receipt of a Certificate of Compliance and Occupancy.

Owner	<u>Benjamin B. LeCompte</u>	Address	<u>350 Bateman Rd</u>	Phone	<u>897-381-25</u>
General	<u>Lanco Builders</u>	Address	<u>22 N 029 St Pepper Rd</u>	Phone	<u>847-277-160</u>
Excavator	<u>Same AS ABOVE</u>	Address		Phone	
Cement Mason	<u>11</u>	Address		Phone	
Brick Mason	<u>N/A</u>	Address		Phone	
Carpenter	<u>Same AS ABOVE</u>	Address		Phone	
Plumber	<u>N/A</u>	Address		Phone	
Plumber's License No.	<u>N/A</u>	State		County	
Electrician	<u>MER Electrical Contr.</u>	Address	<u>23752 N Midlothian Rd</u>	Phone	<u>847-438-759</u>
HVAC Contractor	<u>N/A</u>	Address		Phone	
Insulator	<u>N/A</u>	Address		Phone	
Drywall	<u>N/A</u>	Address		Phone	
Roofer	<u>Lanco Builders</u>	Address		Phone	
Well Driller	<u>N/A</u>	Address		Phone	
Well Driller's State License No.	<u>N/A</u>				
Septic Installer	<u>N/A</u>	Address		Phone	
Septic Installer's State License No.	<u>N/A</u>				
Architect	<u>Midwest Engineering</u>	Address	<u>5231 Kane Rd WI</u>	Phone	<u>715-876-5</u>

TOTAL COST \$ 125K

No error or omission in either plans or application, whether said plans or application has been approved by the Building Officer or not, shall permit or relieve the applicant from building in any other manner than that provided for in the ordinances of this Village. The applicant, having read this application and fully understanding the intent thereof, declares that with the owner's consent the statements made are true to the best of his knowledge and belief.

Catherine B. LeCompte 10/7/2005
Applicant's Signature Date

FEE REVIEW

(A) Plan Review and Inspection

- ☐ 1. Single Family Residence except Plumbing
- ☐ 2. Single Family Residence Add'n/Alt'n except Plumbing

(C) Zoning Certificate

(D) Certificate of Occupancy

Submitted to Court Reporter
at August 30, 2016 ZBA Meeting

100.00

**Village of
Barrington Hills**

Memo

To: Trustee Schueppert

From: Neal Waltmire, Planning and Zoning Coordinator

CC: President; Board of Trustees; Village Attorney

Date: October 19, 2007

Re: Equestrian Facilities Life and Safety Regulations – Moratorium
Removed

At the September Board of Trustees meeting, the Board passed Resolution 07-16, which placed a moratorium on the issuance of building permits for equestrian and other agricultural buildings with a square footage of 10,500 or larger.

Since the passage of the resolution, discussions have occurred between the Building Department, Zoning Department, Village Attorney's Office, and potentially affected property owners regarding life and safety features for buildings of this size and type.

The attached resolution is the result of those discussions and is offered for your consideration at the October 22nd meeting. The resolution has the following effects:

- Classifies equestrian and other agricultural buildings as U "Utility" use group under the 1990 BOCA Building Code
- Directs the Building Officer to use appropriate discretion under 110.6 of the 1990 BOCA Building Code to ensure certain life and safety features listed below are incorporated in equestrian and agricultural buildings with a square footage of 13,700 feet or larger. Specific guidelines for life and safety features listed below are found in recent editions of the International Building Code for various use

OVER

**VILLAGE OF BARRINGTON HILLS
RESOLUTION ON BUILDING PERMIT REQUIREMENTS
FOR EQUESTRIAN FACILITIES**

WHEREAS, the Village of Barrington Hills (the "Village") is a municipality in which substantial equestrian activity is encouraged and takes place; and

WHEREAS, historically, buildings in the Village used for equestrian activities did not reach a size or type which required fire and life safety measures under the adopted 1990 BOCA Building Code; and

WHEREAS, there currently exist conflicts among the various requirements as contained in the Village's zoning ordinances and building codes for equestrian building construction and the granting of equestrian building permits; and

WHEREAS, the Village's Board of Trustees believes it is reasonable to expect that the enlightened self-interest of those in the equestrian community in the Village will govern the design, construction and safe operation of equestrian facilities; and

WHEREAS, the Village's Equestrian Committee recommends provisions addressing life-safety and fire issues for people and animals be included in the building permit process for proposed equestrian barns larger than 13,700 square feet with such provisions to include, but not be limited to, reasonable requirements for sufficient egress for people and animals to evacuate in emergency situations, fire protection and prevention, and provisions for emergency responder access to the property and buildings; and

WHEREAS, recent editions of the International Building Code, the successor to the BOCA Building Code, specify that agricultural buildings 13,700 square feet or larger be equipped and maintained to address fire and life hazards incidental to their occupancy; and

WHEREAS, the Village's Building and Zoning Enforcement Officer ("Building Officer"), as the person responsible for evaluating building permits and certificates of occupancy for the Village, is entrusted to exercise prudent care in issuing such permits and certificates; and

WHEREAS, Section 110.6 of the 1990 BOCA Building Code grants the Building Officer the "power necessary in the interest of public health, safety, and general welfare, to adopt and promulgate rules and regulations to interpret and implement provisions of this code to secure the intent thereof...";

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Lake, Kane and McHenry Counties, as a home rule municipality, the following:

Section One: That applications for any building to be used in equestrian activities, such as barns, stables, riding arenas, or similar structures shall be considered agricultural buildings and be classified as utility buildings under the BOCA 1990 Building Code, so constructed, equipped and maintained to address fire and life hazards incidental to their occupancy.

Section Two: The construction drawings for such a building shall be submitted in accordance with acceptable international standards for buildings that contain features enumerated in Section Three of this resolution.

Section Three: The Building Officer, exercising the appropriate authority under Section 110.6 of the 1990 BOCA Building Code, shall reasonably determine whether fire and life safety measures for agricultural buildings, which are 13,700 square feet or larger contain:

- A sufficient number of exits
- Sufficient illumination in exits and passageways
- A sufficient amount of fire extinguishing equipment
- A properly designed fire detection and alarm system, which can be monitored by the Barrington Hills Police Department

Section Four: Any such building shall meet other requirements for structures in the Village such as setbacks, storm water drainage, reasonable access by public safety vehicles such as fire trucks, construction materials, and nature and extent of any impact upon adjoining residences.

Section Five: A moratorium on permits for equestrian buildings, established in resolution 07-16, is no longer necessary in view of the fore mentioned operating standards for the Building Department and shall end on the effective date of this resolution.

Section Six: If any part or provision of this Resolution shall be held or deemed to be invalid, such invalidity shall not have the affect of rendering another part or provision of this Resolution invalid.

Section Seven: This resolution shall be in full force and effect from and after its passage and approved as provided by law.

APPROVED THIS _____ day of _____, 2007.

AYES: _____; NAYS: _____; ABSENT: _____

ATTEST:

Village Clerk

Village President

4. Per Table 806.1.2, Storage uses are required to provide a minimum of 300gsf per occupant. Assuming the existing facility's area complied with the maximum allowed by code (including all increases), the occupant load of the building would be: $14,700\text{sf} / 300\text{sf} = 49$ people.

Note that per Table 807.5, the maximum allowable travel distance with a sprinkler system is 250ft. Per Table 809.2, a minimum of 2 exits must be provided.

In conclusion, the existing facility is noncompliant with the Village's adopted code as it exceeds the maximum allowable area by approximately 23,319sf and maximum allowable height by approximately 10'-0". All deficiencies and nonconforming elements of the existing facility must be rectified prior to the review of any further proposed structures at this location.

Please feel free to call me with any comments or questions.

Thank you.

Steven Steffens
Architect
Direct: (312) 729-4814

cc: Mike Shymanski
Bob Kosin
Neal Waltnire
Doug Wambach
Gerald Bunting



Horse boarding comment for record

Sally Robinson <sallyrob@gmail.com>

Tue, Aug 30, 2016 at 9:06 PM

To: Village Clerk <clerk@barringtonhills-il.gov>

Hi,

I didn't want to speak at the ZBA meeting tonight because I felt Mr Wolfgram was shouting down people who gave comment I was too intimidated. I really didn't like the way the meeting was run at all. As a result I am emailing my comment. Firstly I think it's hard not to repeat people's comments unless you have attended all the other meetings so they should be given the time to say their part, there's no rush here everyone should be heard no matter how irrelevant their opinion is deemed. There is a huge distrust in the village and stopping people air their views will only exaggerate the issues.

My point I wish to make is, I share a fence line with Oakwood farms, I feel completely protected by the Anderson 2 amendment should I have a sustainable complaint. I studied Equine studies and business management at the Berkshire College of agriculture in Pinkneys Green England. During my time there I learned about pasture management, stable construction and safety , estate management and machinery, horse riding and teaching under the British horse society Instructor scheme (the only respected qualification most barns in the UK require for insurance purposes) so my point being , I therefore know what it takes to make a barn profitable and safe and to be a good neighbor. That's why I thoroughly investigated many barns in Barrington hills before I bought property and deemed most of them to be run very text book. I cannot think of one issue I could possibly complain about currently, all the major problems would be covered by the Anderson amendment. I can however immediately tear huge holes in the Drury proposal, the costs involved in applying for special use permits , the extra manure removal costs and damage to roads, I am fed of having to wait sometimes 15 mins for Mr Drury's manure dumpster to be emptied it's often over full and the truck driver shakes it for ages I cannot pass by on my horse she is petrified of it , the noise is constant and very loud(spreading manure in the amounts it's spread in our village is proven to be ecological and economical) It also proposes ridiculous hours of operation making it impossible to get a vet or farrier to see your horse before work or leaving early for a horse show. So the fact we are even discussing it is a waste of everyone's time. What I do suggest is you use " complaints" as a reason to change things and you also should consult the equestrian commission on what is viable and relevant to boarding facilities so you don't entertain overly restrictive suggestions it's common sense some of these won't work if you have any knowledge about operating a barn. You should discuss proposals with large barn owners before dragging everyone in to it. You simply cannot bring something in that makes current businesses unprofitable or operating outside the law. It's tough enough to make money running a barn and if you bring in all these extra costs I can only see barns closing or cutting of corners occurring on landscaping or non essential items that will not only make it more expensive for us residents to board our horses but may affect the curb appeal, something we are trying to protect. We need these big barns as winter training facilities for our children there simply are not enough barns as it is so please consider that, I moved here because of the opportunities my children could enjoy here. I feel if you adopt any of these changes Drury is offering you are opening up the village to be sued they are not in the interests of anyone but Mr Drury and his court case.

Regards

Sally Robinson
312-833-1739

Date: Mon, 8 Jul 2013 09:33:51 -0500

From: Dan Strahan <dstrahan@gha-engineers.com>

To: Wendi Frisen <wfrisen@barringtonhills-il.gov>

Subject: Re: 335 Ridge Road

As discussed and so that the written record is clear on this as well, what I told Mr. Cavanaugh last week is that this is considered a drainage issue between private property owners and the Village does not have any standing to either issue permission or prevent him from pumping stormwater to a neighboring property owner, provided that he has the property owner or owners' approval.

Dan

On Sat, Jul 6, 2013 at 2:06 PM, Wendi Frisen <

> wrote:

Dan, PD and Lake County Health are at the above address after receiving a complaint that the church is pumping out water and the man at the church states you gave him permission to pump the water to Oak Lake. Can you confirm or should we stop them from pumping? Please advise. Wendi

Regards,

Wendi L. Frisen

Manager of Municipal Services

OMA Officer, Administration

Village of Barrington Hills

112 Algonquin Road

Barrington Hills, IL 60010-5199

P: F:

To ensure compliance with the Open Meetings Act, elected or appointed members of the public body may reply to this message, but they should not forward it or send a copy of the reply to other members of the public body.

--

Dan Strahan, P.E., CFM

Gewalt Hamilton Associates, Inc.

820 Lakeside Drive, Unit 5

Gurnee, IL 60031

(847)-855-1100

This message contains proprietary, privileged, and/or confidential information solely for the use of the individual(s) to which it is addressed. If you received this message in error or are not the intended recipient, please notify the sender by reply e-mail and delete and destroy the message.

Incident#: 13-00524



Barrington Hills Police Department

112 Algonquin Road Barrington Hills, IL 60010 847-551-3006



STATION COMPLAINT UCR/Offense Code		DESCRIPTION	INCIDENT #
9059 (Other Public Complaints)		Other Public Complaints	13-00524
REPORT TYPE	RELATED CAD #	DOT #	HOW RECEIVED
Incident Report	C13-016857		In-Person
WHEN REPORTED	LOCATION OF OFFENSE (HOUSE NO., STREET NAME)		
07/06/2013 13:14	[REDACTED] RIDGE [REDACTED] RD BARRINGTON HILLS, IL 60010		
TIME OF OCCURRENCE	STATUS CODE		STATUS DATE
07/06/2013 13:14			

INVOLVED ENTITIES

NAME		DOB	AGE	ADDRESS			
[REDACTED]		[REDACTED]	59	[REDACTED]			
SEX	RACE	HGT	WGT	HAIR	EYES	PHONE	
F	White, Caucasian					[REDACTED]	
SID #	DL #	FBI #			ALT PHONE		
	[REDACTED]				[REDACTED]		
CLOTHING							
UCR				TYPE		RELATED EVENT #	
9059 (Other Public Complaints) - 1 count(s)				Complainant			
NAME		DOB	AGE	ADDRESS			
Cavanaugh, Rick F		[REDACTED]	52	[REDACTED]			
SEX	RACE	HGT	WGT	HAIR	EYES	PHONE	
M	White, Caucasian					[REDACTED]	
SID #	DL #	FBI #			ALT PHONE		
					[REDACTED]		
CLOTHING							
UCR				TYPE		RELATED EVENT #	
9059 (Other Public Complaints) - 1 count(s)				Involved			

NARRATIVES

PRIMARY NARRATIVE

On 07/06/13 at 1314 Hrs, I Sgt. David M. Kann # 807 was dispatched to [REDACTED] Ridge Road reference a rain water problem. Upon my arrival at [REDACTED] Ridge Road, I spoke with [REDACTED]. [REDACTED] related that over the past week her property has been covered with water from the rains. [REDACTED] also related that she has had the water tested by McHenry Analytical Water Laboratory, Inc. and they have indicated that the water on her property contains Fecal Coliform. [REDACTED] went on to say that it is unlawful to move sewage from one property to another.

I told [REDACTED] that this was a building department issue and she needed to contact the building department. [REDACTED] related that the building department was involved and the subject was pumping the water off on a Saturday to avoid being detected during the week. I spoke with Rick Cavanaugh, who related that he has been working with Wendi at the building department and Dan Stranan from Gewalt Engineers to remove the rain water from the properties involved.

Cavanaugh said that Stranan advised that the water was a property issue between private property owners and he did not need a permit to move the water or permission from the Village. He said that he has placed the discharge hose near Merri Oaks to discharge the water into Oak Lake as discussed with Stranan. I told Cavanaugh that if the information was correct he was doing what Stranan had told him to do. I observed a blue discharge hose leading from the area

Incident#: 13-00524



Barrington Hills Police Department

112 Algonquin Road Barrington Hills, IL 60010 847-551-3006



STATION COMPLAINT UCR/Offense Code		DESCRIPTION	INCIDENT #
9059 (Other Public Complaints)		Other Public Complaints	13-00524
REPORT TYPE	RELATED CAD #	DOT #	HOW RECEIVED
Incident Report	C13-016857		In-Person
WHEN REPORTED	LOCATION OF OFFENSE (HOUSE NO., STREET NAME)		
07/06/2013 13:14	[REDACTED] RIDGE [REDACTED] RD BARRINGTON HILLS, IL 60010		
TIME OF OCCURRENCE	STATUS CODE		STATUS DATE
07/06/2013 13:14			

through several backyards and into the creek that runs under Merri Oaks.

I told [REDACTED] that St. Marks Church was pumping out the water and they had spoken with the Village and Gewalt about the water discharge. [REDACTED] related that it was unlawful to discharge sewage water from one property to another and she would be calling Lake County about the complaint. She also said that she has notified the Illinois Environmental Protection Agency, the Federal Environmental Agency and other agencies that have an interest in the matter. [REDACTED] also said that she had called Lake County and requested an inspection today reference the matter.

I told [REDACTED], that I would contact our building department to verify that they have been working with Cavanaugh. I spoke with Wendi, who related that she has been working with Cavanaugh and Stranan to try and remove the water from the property. She also related that she would be calling Stranan and provided his telephone number.

I spoke with Stranan, who related that he had spoken with Cavanaugh and related to him that it was a private property owner problem and Cavanaugh would have to talk with the neighbors about the problem. As I was talking with Wendi and Stranan, I was informed that Lake County Environmental Health inspector Tim Moore TX [REDACTED] would be responding to the area to inspect the problem. I told Wendi that and inspector would be en route to the area and it because it was a building department issue, I suggested that she inspect the area with the inspector to confirm his findings. Wendi related that she would be en route to meet with the inspector.

It was later determined that Cavanaugh would be allowed to pump the water from the property. It was also determined that the Village and Lake County would not stop Cavanaugh at this time. Cavanaugh related that he would be pumping the water until around 1700 Hrs on today's date and he would be pumping until Monday morning. I told Cavanaugh that the building department would be out on Monday to inspect the process.

I spoke with [REDACTED] over the phone and informed her that the pumping would not be stopped at this time and she would have to call the Village Building Department on Monday, as well as the health department on Monday. [REDACTED] related that she would be calling the Village, County, State and Federal authorities about the sewage problem on her property.

It should be noted that Cavanaugh is a church volunteer and is working to remove the water from the property.

REPORTING OFFICER	STAR #	APPROVED BY	STAR #
Kann, David	807	Colditz, Joseph	803

Marianna Paulson
152 W. Dundee Road
Barrington, Illinois 60010

9/19/16

Dear Mr. McLaughlin -

I have been a resident
of Barrington Hills since 1958.

I want you to know that
I am deeply opposed to
to the Drug amendment.

I am also opposed to switching
back to the 2011 amendment.

Sincerely,

Marianna Paulson



Village Clerk <clerk@barringtonhills-il.gov>

Drury amendment

Aaron Wahls <aaron.wahls@gmail.com>

Thu, Sep 1, 2016 at 8:55 PM

To: clerk@barringtonhills-il.gov

I am a new home owner in Barrington Hills. I received a letter informing me of the proposed "drury amendment" which included a letter to sign and send back showing support for opposing this amendment. I gladly signed to show my support towards opposition.

I don't own horses nor have any intentions to ever do so but I am always against any regulation by government busy bodies concerning private property. Please spend your time and my tax dollars on something more productive.

Thank you,

Aaron Wahls
385 old sutton road
Barrington il 60010

Sent from my iPhone

Barrington Hills Farm



August 30th, 2016

Village of Barrington Hills
112 Algonquin Road
Barrington Hills, IL 60010-5199

Sirs,

We are opposed to the Drury text amendment and all of its content. The code as current is fine.

All of our property in Barrington Hills is represented in this document.

J.R. Davis

Chairman