

MINUTES OF REGULAR MEETING

**Champaign County Environment
& Land Use Committee
Champaign County Brookens
Administrative Center
Urbana, IL 61802**

**DATE: October 11, 2005
TIME: 5:30 p.m.
PLACE: Meeting Room 1
Brookens Administrative Center
1776 E. Washington Street
Urbana, IL 61802**

MEMBERS PRESENT: Patricia Busboom, Chris Doenitz, Tony Fabri, Nancy Greenwalt (VC), Ralph Langenheim (C), Brendan McGinty

MEMBERS ABSENT: Jan Anderson, Steve Moser, Jon Schroeder

STAFF PRESENT: John Hall, Jeffrey Roseman, Susan Monte, Connie Berry, Frank DiNovo, Joel Fletcher (Senior Assistant State's Attorney), Susan McGrath (Assistant State's Attorney), Deb Busey (County Co-Administrator), Barbara Wysocki (County Board Chair)

OTHERS PRESENT: David Atchley, Julie Hughes, Elmer Aupperle, Larry Isaacs, Ray Hughes, Jeanne Woolen, Hubert Woolen, Ted Rund, Michael Tague, Eric Thorsland, Nathan Montgomery, Sherry Schildt, Hal Barnhart, Timothy Woodard

1. Call to Order, Roll Call

The meeting was called to order at 5:33 p.m. The roll was called and a quorum declared present.

2. Approval of Agenda

Ms. Greenwalt moved, seconded by Mr. McGinty to approve the agenda as submitted. The motion carried by voice vote.

3. Minutes of Previous Meeting (September 12, 2005)

Mr. McGinty moved, seconded by Ms. Greenwalt to approve the September 12, 2005, minutes as submitted. The motion carried by voice vote.

4. Public Participation

Mr. Hurbert Woolen, who resides at 2206 N. Walters Dr, Champaign, IL, stated that he has lived at this location for over 40 years. He said that he would like to address Item #7 on the agenda. He said that when Salt and Light first opened for business he was not sure what services they provided but once they discovered Salt and Light's mission they volunteered to help although they were declined. He said that he realizes that Salt and Light is offering a great service to the community but the dumpster which is parked along the street was utilized by everyone and anyone would dump their garbage. He said that once the dumpster was full the garbage would blow over to his yard and would become his problem for cleanup. He said that Salt and Light did construct bins for drop off but when they are full items pile up. He said that people come to the bins and sort through the items which have been dropped off. He said that Salt and Light has giveaways on Monday and Wednesday night and Saturday morning but automobiles are parked everywhere and children are unsupervised. He said that on Tuesday nights Salt and Light holds a meeting and at the last meeting he counted over 35 vehicles parked along the street. He said that he is concerned with the unsupervised children during the giveaways and their safety. He said that he has witnessed buses being required to completely stop to allow traffic to flow through the property. He submitted photographs of the drop off bins for the Committee's review. He said that when the loading dock was built for the previous business it was constructed too close to the alley and would have been required to tear the dock down if he did not sign a document indicating that it was acceptable because he could get into his garage and as a good neighbor he did sign the document. He said that the specification of the loading dock was that the previous business would have to construct a fence but it took over a year to get that completed. He said that anyone who pulled up to the loading dock would tear down the fence while backing into the dock. He said that he is not against Salt and Light but he does not feel that this is an appropriate location for their business.

Mr. Michael Tague, Attorney stated that he is the attorney for Mr. Ted Rund, owner of the subject property. He said that Mr. Rund rents the building to Salt and Light and they have an operation which receives donations from the community and distributes, free of charge, those items to those in need. He said that the subject property is currently zoned B-3, Highway Zoning which does not allow such a use. He said that the irony is that if the subject property was zoned B-2, Neighborhood Business or B-4, General Business the use would be permitted. He said that they are exploring two options to fix the zoning but currently they have decided to go through the County's process in obtaining an amendment to the zoning map. He said that they have submitted a petition to the Planning and Zoning Department to request a rezoning of the subject property from B-3, Highway Zoning to B-2, Neighborhood Business. He said that as they were going through the process Mr. Hall, Associate Planner for the Planning and Zoning Department indicated that a variance may also be required for parking. He said that once the site plan is completed it will be submitted to Mr. Hall and a hearing will be held to determine approval or denial of the requested rezoning and possible variance for parking. He said that the second option for their consideration is that since they are adjacent to the City of Champaign they could annex into the City of Champaign. He said that the City of Champaign has indicated that they will accept the subject property into the City and upon annexation the subject property will automatically be zoned General Business and their zoning problems are fixed. He said that this is not a situation where they do not want to do anything regarding the County and their process but it is an added expense to the charity because the tenant would incur an additional tax for the corporate City of Champaign. He said that they do recognize that if there are people complaining about the operation it does make it difficult for the County to approve their requests therefore they have

attempted to address the neighbor's concerns. He said that Mr. Nathan Montgomery, Director of Salt and Light and Mr. Rund, owner of the subject property will address the issues mentioned in the letters received from the neighbor's to Mr. Hall. He said that the dumping has always been an issue because people have decided that this is their private garbage dump. He said that there are plans for video surveillance and the Sheriff's office has agreed to step up some of its enforcement and patrols to stop the criminal activity. He said that the photographs do indicate full bins and piles of donations outside of those bins as well as people rummaging through those items but Mr. Montgomery did become aware of the situation and did immediately clean up the area. He submitted photographs taken by Mr. Rund on October 11, 2005, of the area after Mr. Montgomery cleaned up the area and emptied the bins. He said that if the County does not want to approve the requested rezoning and possible variance then they will immediately petition to annex into the City of Champaign and their problems will be solved. He said that action to shut down Salt and Light during the interim is not necessary because ultimately their plan will be carried out and it is a good service to the community.

Mr. Ted Rund, owner of the subject property stated that two years ago Salt and Light rented the building. He said that at the time that Salt and Light signed the agreement Mr. Montgomery was the only full time paid person. He said that there are so many churches and volunteers involved in this service that there should be no problem in keeping the place clean. He said that about one month ago the Vineyard Church was installing a new parking lot and requested that they be allowed to use the facility although it turned out to be a nightmare and it will not happen again. He said that the church across the street has agreed to allow Salt and Light the use of their parking lot for their clients. He said that Salt and Light does not charge for any of their services. He said that Salt and Light now has a service which trains children in the use of computers. He said that this is a good organization and he would hate to see it shut down.

Mr. Nathan Montgomery, Director of Salt and Light stated that he and his wife initially started the charity. He said that they currently have one full-time employee and many volunteers. He said that they did have issues in the beginning and have tried to address those issues over time. He said that Mr. Woolen discussed the problem with the dumpster and the dumpster has now been moved to the other side of the building within the fenced area. He said that there has been an issue with the bins overflowing and they have addressed this issue by emptying the bins every day including weekends. He said that Salt and Light has grown immensely over the past month because they are one of the primary referral sources for the United Way and the Red Cross for relocating Katrina victims. He said that parking did become an issue especially parking in front of the neighbor's homes but one of the neighbors did donate parking cones which are set up during distribution days along with parking assistants to direct traffic into the church parking lot. He said that they try to address the issues as they come up and they are very concerned with meeting the neighbor's concerns. He said that he mentors at Garden Hills Church and has lived in Dobbins Down therefore it is important to him that the facility stay nice and neat and that all of the concerns are addressed with the neighbors. He said that they distribute food and clothing to those residents of Champaign County that are at or below poverty level. He said that approximately 50,000 articles of clothing and 180,000 pounds of food have been distributed free of charge to those residents. He said that they are in the process of offering computer training to the clients in Microsoft Office and resume writing. He said that their goal is to be a good neighbor and they will address each issue which arises. He said that Wednesday is their biggest day and they are only open one Saturday per month which distributes only clothing which produces a low amount of

traffic. He said that they have considered installing security cameras in order to capture license plate numbers of those who are dumping garbage but it is a cost issue and they must find a way to come up with those funds.

Ms. Julie Hughes, who resides at 2205 Walters Dr, Champaign, IL, stated that she lives across the street from Salt and Light. She said that are fed up with the business. She said that they are forced to look at garbage which is being dumped every single day and there are people who rummage through the dumpsters looking for items that they want and tossing the rest on the ground. She said that they have called the police department many times and they have come out to investigate. She said that the area is cleaned up one minute and people are back out there the next doing the same thing again. She said that they have people who park in their yard and they have requested that the vehicles be removed. She said that instead of the people moving their vehicles politely some have actually driven through their entire lot. She said that the buses have a hard time driving down the street because of the parking situation at Salt and Light and are actually stopped because of the traffic. She said that she has had people come to her door asking for handouts because of their close proximity to Salt and Light. She said that her husband has been working in the garage and people come into the garage and ask for money or handouts. She said that the organization is a good service for those who are in need but there are clients which visit the site which do not appear to be as needy as others. She said that there is a safety issue for her family which concerns her greatly.

Mr. Larry Isaacs, co-owner of Isaacs and Seton which owns the property which is directly east of Salt and Light. He said that they rent their property to Champaign County Mobility which has voiced their concerns. He said that there are major problems with parking during certain times of the day on certain days of the week. He said that it is a good organization but the problem is that they are a growing organization and they are not located in a building which has adequate parking for the clientele that they receive during certain times of the week. He said that it appears that this organization will get bigger and bigger therefore the issues will get worse. He said that he has been involved with both the Salvation Army and Goodwill and they both have adequate parking lots to accommodate their traffic. He said that if you are going to have an organization such as this adequate parking must be available for the clientele which is drawn to the organization. He said that Champaign County Mobility has indicated that the clientele parks in their lot and walks over to Salt and Light for services which is unfair to the clientele for Champaign County Mobility.

Mr. Eric Thorsland, who resides at 480E CR 2500N, Mahomet, IL, stated that he would like to address Item #6 of the agenda. He said that his residence is located approximately ½ mile from the proposed subdivision. He said that they farm and are certified organic vegetable farmers and he is also employed by the University of Illinois. He said that farming is important and the proposed RRO is located on farmland with a high LESA score. He said that presently there are farming operations going on out in the area and if the Board members would visit the site today they would see the apparent conflicts with the increasing traffic. He said that it appears that there are homes around their farm with one home on a ten acre parcel which appears to be a bad policy. He said that a frontage protest was filed for the parcel but the borders of the "by-right" lots were moved around so that the protest became invalid. He said that the person who filed the frontage protest did own 50% of the border but since the borders were moved around the percentage was lowered so that the protest became void. He said that if the process can be manipulated around in such a way that someone who owns 50% loses the ability to protest which would force a super-

majority of the Board for approval then there is definitely something wrong with that process. He said traffic is a major issue and the traffic studies which were presented as evidence are old and out of date. He said that he would volunteer to sit on his lawn from 6:00 a.m. to 6:00 p.m. to count the traffic. He said that the numbers which he has for the traffic traveling from CR 500E to Route 47 is far greater than what was reported in the traffic study. He said that the road was recently widened enough to trigger a new traffic count. He said that a conservative estimate is 10 trips per household per day and the request for the RRO is 10 houses which initiates 100 trips regardless of the direction that they will go and the path of least resistance is CR 500E to Route 47. He said that there is a bridge which was mistakenly built too low and which frequently floods. He said that emergency services cannot access the subdivision from Route 47 when the bridge is flooded and therefore their response time will be increased and maybe doubled. He said that the water continues to get higher each year in the area and the only difference that he can see than when he first purchased his property is that there are more houses located in the area. He reminded the Committee that when farmland is gone due to homes we do not get it back and the neighborhood is changed in a significant, permanent way. He requested that the homes be kept close to town.

Mr. David Atchley, engineer for Tim and Cyndy Woodard addressed Item #6. He said that the Committee has had time to review the submitted information. He said that the case was remanded back to the Zoning Board of Appeals at the May 09, 2005, ELUC meeting. He said that the soils are old timber soils and are not considered best prime farmland soils. He said that the report indicates the traffic data which was previously discussed by Mr. Thorsland.

Mr. Ray Hughes, who resides at 2205 Walters Dr, Champaign, IL, stated that he would like to address Item #7. He requested that the County not approve the request for the property at 1512 West Anthony Dr, Champaign, IL. He said that the use on the property does not have adequate parking. He said that the business is deteriorating the neighborhood because people drop off items constantly and a lot of those items are garbage. He said that if you are traveling west on Anthony Drive and attempt to turn north on Walters Drive you cannot make the turn if Salt and Light is having an event. He said that the events block traffic on both lanes and it makes it hard to turn onto Walters Drive which creates a safety hazard. He said that he has had people park in his driveway and yard to attend the Salt and Light giveaway events. He said that people come to their home and request handouts. He said that he has spoken with Mr. Montgomery and it appears that he is trying to correct the issues which are occurring but it appears that it is becoming unmanageable. He said that his home is on a residential street and not a commercial street therefore he requests that the rezoning not be approved.

5. Correspondence

- A. Mahomet Aquifer Consortium (May 10, 2005, minutes)
- B. Mahomet Aquifer Consortium (July 12, 2005, minutes)
- C. Mahomet Aquifer Consortium (September 27, 2005, agenda)
- D. Floodplain Management Seminar (October 27, 2005)

Mr. Doenitz moved, seconded by Ms. Greenwalt to approve and place on file the submitted correspondence. The motion carried by voice vote.

6. Case 459-AM-04 Petitioner: Tim and Cyndy Woodard and Chris Creek. Request to amend the Zoning Map to allow for the development of 6 single family residential lots (as amended on June 15, 2005) in the CR, Conservation Recreation Zoning District by adding the Rural Residential Overlay (RRO) Zoning District. Location: An approximately 27.730 acre tract of land that is located in the Northeast 1/4 of the Northwest 1/4 of Section 36 of Newcomb Township and fronts on the south side of CR 2500N and on the west side of CR 550E at the intersection of CR 2500N and CR 550E and that is also known generally as Lot 4 and portions of Lots 2 and 3 of the proposed Summerfield Subdivision that is currently being subdivided with the Village of Mahomet.

Ms. Greenwalt moved, seconded by Mr. McGinty to approve Case 459-AM-04: Tim and Cyndy Woodard and Chris Creek.

Ms. Busboom asked if the Village of Mahomet had submitted comments regarding the proposed subdivision.

Mr. Hall stated that the Village of Mahomet voted not to protest and approved the plat for the initial four lots and the plat for the remaining lots is awaiting the County's decision regarding the rezoning.

Mr. Doenitz asked if there will be four lots which will be located within the Village of Mahomet's ETJ.

Mr. Hall stated that all of the lots are within the Village of Mahomet's ETJ but under the current Ordinance there can be four lots created "by-right" and do not require the RRO. He said that the Petitioner decided to go ahead and get the approval of those four lots one of which is 27 acres and that is the lot where the RRO approval is required to divide it to add six homes.

Mr. Doenitz stated that he shares Mr. Thorsland's concern regarding traffic. He said that the traffic in the morning and afternoon is as bad as traffic within the City of Champaign. He said that there is a flooding issue in the area and it does not matter if the bridge is too low.

Mr. Langenheim asked if the traffic travels along 2500N going west.

Mr. Doenitz stated that the traffic can go west on 2500N or it can go south on 500E to Route 47.

Mr. Hall stated that the traffic which travels on CR 600E, which is located within the Mahomet Township Road District, carries more traffic than it should but the pavement is so wide that it takes more engineering than what is available in our department to even tell how the existing traffic compares to what it should be. He said that it is an engineering issue which he, as a planner, can not assist with in preparing data for traffic.

Mr. Doenitz stated that it appears that the development needs to be slowed down in this area. He said that the road is a cow path and there is not a square mile of road located in the area and it is a safety issue. He said that people drive on these roads like it is Interstate 74 and it is a wonder that there are not more wrecks out there than there is.

The motion failed.

7. Guidance concerning enforcement related to occupancy of 1512 West Anthony Drive, Champaign, IL, by Salt and Light organization.

Mr. Hall stated that there is no motion before the Committee but staff continues to receive complaints after passing the complaints along to the Petitioner. He said that one of the complainants asked if there was anything that he could do about this use and he informed them that they could come to the ELUC meeting and voice their concerns where the Committee may direct staff to proceed with enforcement procedures. He said that staff is following their normal procedure which is to abstain from enforcement action as long as the party is making progress towards receiving the necessary approvals. He said that Mr. Rund does have his application in for the rezoning and during the reviews for the legal advertisement it was noticed that they are short many parking spaces and require either a variance or more parking therefore the map amendment could not proceed. He said that Mr. Tague stated that they hope to get their revised petition in this week therefore it appears that they are still making progress although staff still receives complaints.

Ms. Busboom asked if this is within the jurisdiction of the Sheriff's office.

Mr. Hall stated that it is within the jurisdiction of the Sheriff's office.

Ms. Busboom asked Mr. Hall if staff has spoken with the Sheriff's office to confirm the number of complaints which have been received.

Mr. Hall stated that staff has not spoken to the Sheriff's office regarding this matter.

Ms. Busboom stated that she would like staff to speak to the Sheriff's office and report back to ELUC at the November meeting.

Mr. Doenitz stated that he was not aware that this charity existed prior to tonight's hearing. He said that it appears that Mr. Montgomery is trying to clean up the garbage issue and asked Mr. Hall if there was a solution for the parking issue.

Mr. Hall stated that the lot is completely developed and it does not appear that they can meet the parking requirements on this lot.

Mr. Doenitz asked if the owners annexed to the City of Champaign would parking be an issue.

Mr. Hall stated that it appears that parking will still be an issue even if they annex into the City of Champaign. He said that they may well meet the City's standards but the fact remains that they have a high level of traffic at this location.

Mr. McGinty stated that he feels for both sides because this is a good business which is outgrowing its ability to stay at this particular location therefore it may be time to find a new

location which could accommodate the expansion which the organization is experiencing.

Mr. Fabri asked if this was a business or a charity.

Mr. Hall stated that Salt and Light is a charity.

Mr. Langenheim stated that the Committee could request that the Sheriff enforce the regulations regarding traffic and parking in this area. He asked the Committee what their preference was regarding this case. He suggested that a memorandum be sent to the Sheriff informing them that the Committee is aware of the problems regarding traffic control and parking associated with this enterprise and expect the Sheriff's office to pay due attention to the problems.

Ms. Busboom requested that the neighbor's names be given to the Sheriff's office as contacts regarding the existing and future problems.

Ms. Greenwalt asked if it is the Committee's option to shut Salt and Light down until the case is finalized.

Mr. Hall stated that staff can proceed with enforcement which requires a notice to be sent out indicating that the case will be referred to the State's Attorney's Office in two weeks and at that point it is the State's Attorney's issue. He said that there is no quick resolution.

Mr. McGinty stated that this is a good business but not for this site in the long term. He said that without placing too much restriction on their ability to continue to provide the good services that they provide the community is the trick.

Ms. Greenwalt stated that she is not ready to recommend that Salt and Light be shut down if they are trying to rectify the zoning issues with the County. She said that she does desire that the Committee sends a strong message that the issues need resolved.

Mr. Hall stated that staff is proceeding with enforcement either way. He said that one fast way is to turn it over to the State's Attorney's Office and it becomes a legal problem and yet the other enforcement way is to proceed with the map amendment and variance which doesn't provide more parking and which doesn't solve the problem.

Mr. Fabri stated that it is his assumption that if the property is annexed into the City of Champaign under their general business it would allow them to continue their business as usual therefore whatever the County does is a short term solution. He said that he is reluctant to have the Sheriff's office shut them down if they are trying to attempt to make things right with the County. He asked Mr. Hall if the appropriate paperwork has been filed.

Mr. Hall stated that the paperwork has been filed but it was determined to be inadequate and staff is awaiting resubmission.

Mr. Fabri asked Mr. Hall how long it had been since the paperwork was filed.

Mr. Hall stated that it has been approximately two weeks since the paperwork was submitted to staff. He said that he does not know if the City of Champaign will ignore the parking situation. He

said that he does not know if they would be willing to annex a known problem.

Mr. Fabri stated that it appears that the owners are working off of the assumption that if they annex into the City of Champaign all of their problems will be solved.

Ms. Greenwalt asked if the use of the church parking lot has been a recent development and did it make a difference in the amount of complaints that were received.

Mr. McGinty asked if the State's Attorney had an opinion which would assist the Committee.

Ms. Susan McGrath stated that the Committee needs to decide which route they desire to take. She said that the Sheriff's office cannot shut down the business but only enforce the parking and traffic situations. She said that the State's Attorney's office can move quickly once the case is referred. She said that she does not believe that this is an issue which the City of Champaign will look at and say that they do not have to deal with the parking issue. She said that the cities of Champaign and Urbana have specific requirements in zoning which deal with the parking and traffic issue. She said that it may make sense, if the Committee so directs, that they speak to the City of Champaign legal department about what would happen if this property was annexed into the City of Champaign and what the alternatives are and how they would address the issues which have been discussed. She said that at this point they can speak with Mr. Tague and the Petitioner about the issues and what can be done to work out the problems in the mean time. She said that the enforcement process can work in both ways: 1) referral to Sheriff for parking and enforcement; and 2) referral to the State's Attorney's Office for enforcement.

Mr. McGinty stated that assuming that the parking problem is not going to go anywhere what good would these referrals do.

Ms. McGrath stated that if they find out from the City of Champaign that the annexation will not address the parking issue then their proceedings would address this issue and they would not be allowed to operate if they do not comply.

Mr. McGinty asked if the Committee would be delaying the inevitable.

Ms. McGrath stated that in her opinion that is probably true.

Mr. McGinty asked if the Committee should take a more direct action at this time so that the process can move along and what would that action be.

Mr. Hall stated that Salt and Light is not zoned properly and they are not set up to provide the necessary parking. He said that this could be referred to the State's Attorney's Office for immediate service.

Mr. Doenitz asked if the Petitioner had a workable plan for the parking.

Mr. McGinty moved, seconded by Ms. Busboom to waive the rules and allow the Petitioner to address the Committee regarding resolutions for parking. The motion carried by voice

vote.

Mr. Montgomery stated that the parking issues occurred approximately five weeks ago and parking has not been an issue since they began using the church parking lot. He said that the day that a lot of the complaints arose from was a day when they fed 170 families. He said that they have set up cones to prevent people from parking in front of people's homes and volunteers are there to direct traffic into the church parking lot. He said that the parking issue has been addressed and he believed that the primary reason why they were before the Committee tonight was due to the clientele knocking on the neighbor's doors and the garbage issue.

Mr. McGinty asked if it is fair to say that sweeping out the parking issue takes care of some of the other issues.

Mr. Montgomery stated that he just became aware of the other issues on Friday and it surprises him because they give everything away. He said that he hopes that through education these issues will be addressed.

Mr. Doenitz asked Mr. Montgomery if they had a lease for the use of their parking lot.

Mr. Montgomery stated that they do not have a lease to date. He said that they are aware that they do need this signed document and the church has agreed to the use but they do not have anything in writing to date. He said that the church only uses their parking lot on Sunday.

Mr. DiNovo stated that there would have to be a condition on the granting of the variance that the church parking lot will be utilized for off site parking by a signed lease.

Mr. Fabri stated that it appears that they have a long term problem which needs to be sorted out. He said that they seem to be diligent about addressing the other issues therefore while they are trying to solve the long term problem he would hate to create a short term problem for them by adding prosecution to their difficulties. He said that this is a group which is providing charity to very poor people and it is not a business. He said that if they were ignoring all of the complaints and requirements then that would be different but they have been very responsive.

Mr. McGinty asked if this is a non-for-profit business.

Mr. Montgomery stated yes.

Mr. McGinty asked what the time frame would be for annexation into the City of Champaign.

Mr. Hall stated that if annexation is determined upon the final determination of the rezoning case that final determination will not happen until January, 2006.

Mr. Doenitz stated that he sympathizes with the problem but annexing this property into the City of Champaign is not going to solve all of the problems. He said that just because the property is located within the City of Champaign does not mean that all of the parking issues are solved. He said that the parking could still be occurring along the right of ways that the City of Champaign does not control.

Mr. McGinty stated that it appears that the Committee cannot do anything at this point because they are working on a lease for additional parking with the church which would solve a lot of problems and he would rather let this take its course and suggested that the Committee move on to the next agenda item.

The consensus of the Committee was to continue to the next agenda item.

8. Resolution Amending Regional Pollution Control Facility Siting Procedures

Ms. McGrath stated that the documentation was mailed in the County Board packet on Friday, October 7, 2005. She said that the resolution comes from an enforcement action by the Illinois Environmental Protection Agency. She said that this resolution was originally passed in 1990, when the State law was amended to require that counties and municipalities have a mechanism by which these regional pollution control facilities be licensed and permitted. She said that the resolution which has been presented is an update of this particular resolution and that request has come to the County from the IEPA in updating our siting ordinance because they are currently undergoing enforcement action by which the party/complainant will be required to come to the County Board and ask the County Board to give permission to permit their currently unlicensed operation, which is a waste transfer station. She said that in order for the County to go through the proper procedure and to see if it is proper for them to get a permit we have to have a mechanism by which this can be judged. She said that the resolution is the same in essence as what was passed in 1990 but has been updated to meet the new statutory guidelines. She said that if the County Board does take action on this resolution this month most likely the request for the permit will come to the Board in November.

Mr. Doenitz moved, seconded by Mr. McGinty to defer action.

Mr. Doenitz stated that the reason for his motion because he does not appreciate being asked to vote on a resolution that he just received and has not had a chance to read and review.

Mr. Langenheim stated that the information was mailed in the County Board packet.

Mr. Doenitz stated that he did not receive his packet until Saturday evening.

Ms. Busboom asked if this pertained to Central Waste Management.

Ms. McGrath stated that this applies to Illini Recycling.

Mr. McGinty asked what is the time line for the need to move this resolution along.

Ms. McGrath stated that IEPA is aware that the County needs to update our particular ordinance to make this happen so if it turns out that we are not able to get his approved until November then they will work with us.

The motion carried by voice vote.

Ms. Greenwalt stated that the agenda indicated that the information would be distributed at the meeting therefore it did not occur to her to go through other non-ELUC material to find this document. She said that Ms. McGrath tried to get this document to the Committee so that we could review and take action on it at tonight's meeting therefore the next time that this situation may occur she would appreciate an e-mail informing the Committee that it will be included in other mailings.

9. "Big, small.all.champaigncounty, Countywide Visioning Project-Outreach efforts"

Mr. DiNovo distributed informational flyers to the Committee. He said that publicity is very important and face to face outreach to people who may be interested in this project is the key. He said that he would like the Committee to make contacts with some people to get the word out to the rural parts of the County to make sure that we have good participation from all of the townships in the County.

Ms. Greenwalt stated that she included a web link to her e-mail signature.

10. Job Content Evaluation Committee Report regarding classification, job description, and salary administration recommendation for Zoning Enforcement Staff.

Mr. Greenwalt moved, seconded by Mr. McGinty to recommend to the Policy, Personnel and Appointments Committee approval of the classification of the Zoning and Enforcement Department positions as follows: Director as an FLSA Exempt position assigned to a Salary Grade Range K, Associate Planner as a FLSA Exempt position assigned to Salary Grade Range J, Zoning Officer as an FLSA Non-Exempt position assigned to Salary Grand Range H, Zoning Technician as an FLSA Non-Exempt position assigned to Salary Grade Range G, and Administrative Secretary as an FLSA Non-Exempt position assigned to Grade Range F, said classifications to become effective on December 1, 2005.

Ms. Greenwalt asked if these changes would be included in the budget process.

Ms. Busey stated that if the County Board approves this action at its Board meeting on October 20, 2005, all of the relevant information will be provided to the Finance Committee at its meeting on October 26, 2005.

Mr. Langenheim stated that he would have appreciated notification of this action prior to tonight's meeting.

The motion carried by voice vote.

11. *Comprehensive Zoning Review*
A. ELUC Review of Proposed Draft Zoning Ordinance (Public Review Draft 3)

Mr. McGinty moved, seconded by Mr. Doenitz to defer Item #11. The motion carried by voiced vote.

12. Planning and Zoning Report

Mr. Hall stated that the monthly report was included in the mailing packet for the Committee's review.

Ms. Monte stated that in deferring Item #11 it is important that a date be determined. She said that meeting dates were scheduled for use of the Brooken's Gymnasium in November and new dates must be scheduled with the Urbana Park District.

Ms. Wysocki stated that the Committee must understand that by deferring Item #11 they are pushing back the process for the Zoning Ordinance. She said that if approval was given tonight the dates which have been scheduled would allow public hearings to begin in November. She said that since there is not adequate time to discuss Item #11 at this meeting a deferral to the November meeting means that the public hearings will not begin until after January 1, 2006.

Mr. Doenitz stated that this has been going on for years and 30 days should not make any difference. He said that he is not going to vote on Item #11 in the five minutes that are left for this meeting.

Mr. Langenheim stated that perhaps a special meeting could be scheduled.

Ms. Greenwalt stated that perhaps a special meeting could be scheduled prior to the next ELUC meeting.

Ms. Monte stated that even a special meeting would throw off the anticipated schedule for November because we require two weeks for legal notice.

Mr. McGinty stated that he hates to continue the delay but he would like to be totally informed before deciding upon this issue.

13. Determination of Items to be placed on the County Board Consent Agenda

Mr. Hall requested clarification of the motion for Item #6.

Mr. Fletcher stated that it would be proper that a motion be made to clarify the record.

Mr. Doenitz moved, seconded by Mr. Fabri to recommend denial of Case 459-AM-04: Tim and Cyndy Woodard and Chris Creek. The motion carried unanimously by voice vote.

The consensus of the Committee was to place Item #6 on the Consent Agenda.

14. Adjournment

The meeting adjourned at 6:56 p.m.

Respectfully submitted,

Secretary to the Environment and Land Use Committee

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