

# PLANNING & ZONING COMMISSION

**TO**: City of Peoria Planning & Zoning Commission

FROM: Development Review Board

**DATE**: April 5, 2018 **CASE NO**: PZ 18-15

REQUEST: Hold a Public Hearing and forward a recommendation to City Council on the request of Gary Zumwalt of

Zumwalt and Associates, Inc, for Mark Wagner of Crossing Development, LLC, to obtain a Special Use in a Class R-3 (Single-Family Residential) District which amends Resolution 13-300 for a 12-Unit Apartment Building for the property identified as Parcel Identification No. 13-15-476-020, with an address

of 5605 W Timberedge Drive, Peoria IL (Council District 4)

#### **SUMMARY OF PROPOSAL & REQUESTED WAIVERS**

The petitioner is requesting to amend an existing resolution to construct a 12-Unit Apartment Building as described below:

Development Item	Applicant Proposal	Applicant Waiver Request & Justification	DRB Comment
Density	12 Units. The applicant is proposing a 42% increase from the original 7 Unit approval in 2013.	65% increase in density over the 7.26 dwelling unit per acre requirement in the R3 Zoning District.	Staff has no objection to this request as the original approval in 1977 was for a 56 unit development and only 20 units have been developed to date.
Parking	See attached Site Plan. The applicant proposes to adhere to parking regulations.	N/A	None
Mechanical & Utility Screening	See attached Landscape Plan. The applicant proposes to adhere to screening regulations.	N/A	None
Landscaping	See attached Landscape Plan. The applicant proposes to adhere to landscape regulations.	N/A	None
Signs	No signs are proposed.	N/A	Any signs will be processed administratively through a separate building permit process.
Exterior Lighting	No photometric plan submitted.	N/A	A photometric plan shall be required through the building permit process to ensure compliance.
Setbacks, Yards, Build To	See attached Site Plan. The applicant proposes to adhere to setback regulations.	N/A	None
Height	See attached Elevation. The applicant proposes to adhere to height regulations.	N/A	None

#### **BACKGROUND**

#### **Property Characteristics**

The subject property contains 1.018 acres of currently vacant land. The property is zoned Class R-3 Single-Family residential and surrounded by the following classifications:

North	R3 (Single-Family Residential) District	South	R3 (Single-Family Residential) District
East	R3 (Single-Family Residential) District	West	R3 (Single-Family Residential) District

#### **History**

Resolution 13-300 for a multi-family plan was approved on July 9<sup>th</sup>, 2013, which included 2 duplexes and a triplex. The subject property is part of the Charter Oak Village Planned Unit Development approved by City Council in 1977. The PUD identified the subject property as a 56 unit multi-family development, of which only 20 have been developed.

Date	Zoning
1931 - 1958	Not in City
1958 - 1963	Not in City
1963 - 1990	R1 (Low-Density Residential)
1990 - Present	R3 (Single-Family Residential)

#### **DEVELOPMENT REVIEW BOARD ANALYSIS**

The Community Development Department examines each Special Use application against the appropriate standards found in the Code of the City of Peoria and/or in case law.

Special Use Standard	Standard Met per DRB Review	DRB Condition Request & Justification
No detriment to public health, safety, or general welfare	Yes	No detriment if noted District Standards and Conditions are met
No injury to other property or diminish property values	Yes	No injury or diminishment if noted District Standards and Conditions are met
No impediment to orderly development	Yes	No impediment if noted District Standards and Conditions are met
Provides adequate facilities	Yes	
Ingress/Egress measures designed to minimize traffic congestion	Yes	
If a public use/service, then a public benefit	N/A	N/A
Conforms to all district regulations	No	Non-Compliant with density, but original development approval was larger than current conditions.
Comprehensive Plan Critical Success Factors	Grow employers and jobs	Factor met if noted Use Standards and Conditions are met
City Council Strategic Plan Goals	Attractive Neighborhoods with Character: Safe and Livable	Goal will be met if noted District Standards and Conditions are met

#### **DEVELOPMENT REVIEW BOARD RECOMMENDATION**

The Development Review Board recommends approval of the request with the following conditions:

- 1. A compliant photometric plan shall be submitted through the building permit process for review and approval.
- 2. Any visible Mechanical, Refuse or Utility Structures shall be screened per City Code requirements.
- 3. Any signs shall be approved through a separate building permit process.

**NOTE:** If a City Code Requirement is not listed as a waiver, then it is a required component of the development. The applicant is responsible for meetings all applicable code requirements through all phases of the development.

#### **ATTACHMENTS**

- 1. Surrounding Zoning
- 2. Aerial Photo Site Plan
- 3. Special Use Attachments
- 4. Previous Approvals
- 5. DRB Advisory Comments

Zoning Map



# Aerial Photo



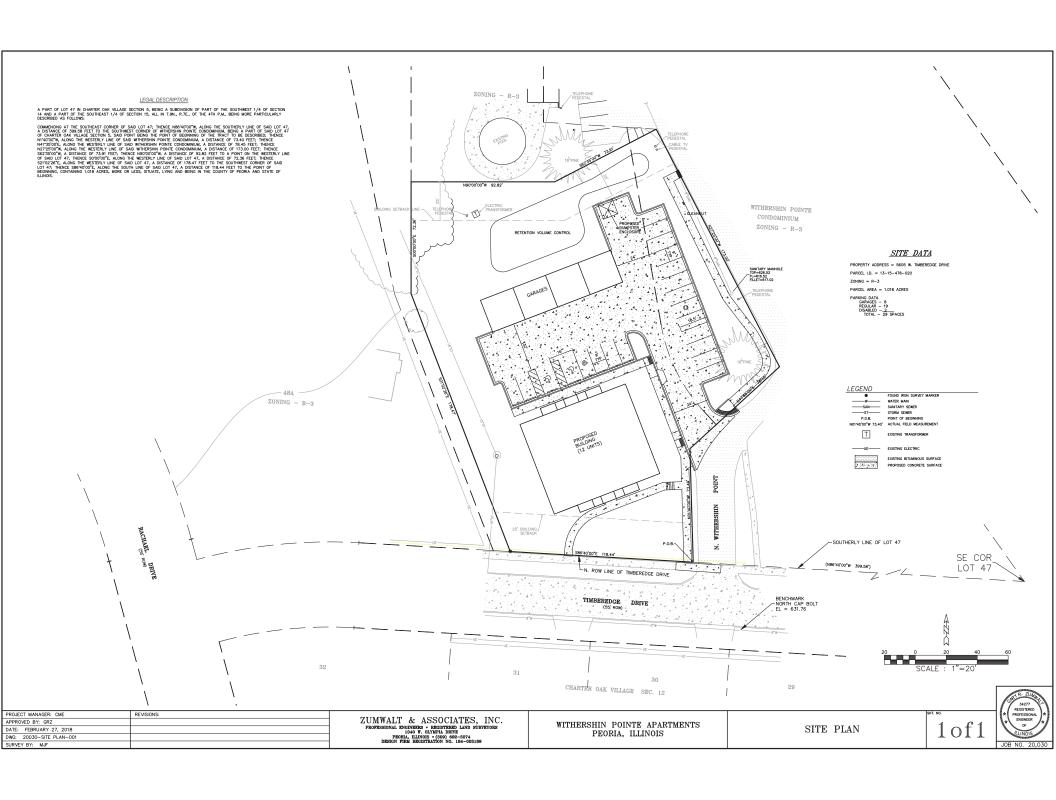
18-32 PZ 18-15

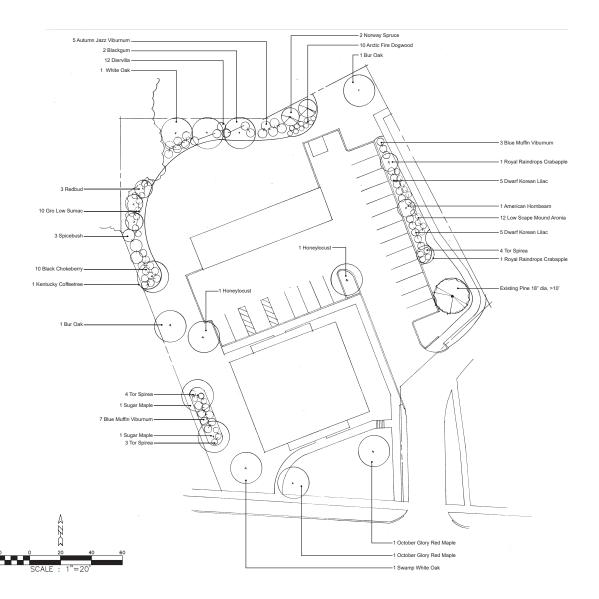
## **City of Peoria Development Center**

419 Fulton St., Room 300 Peoria, IL 61602-1217 PH: (309) 494-8600 FX: (309) 494-8680 www.peoriagov.org

PLANNING AND ZONING COMMISSION  APPLICATION  Date Received: 3.1.2018   Initials: W5
. TYPE OF REQUEST (Check all that apply)  a) Map Amendment (Rezoning)- Site Plan not required  Current Zoning District: h) Preliminary / Final Subdivision Plat  Proposed Zoning District: i) Residential Cluster Development  b) Text Amendment
. PROPERTY INFORMATION
Attach additional sheets if necessary    Tax ID Number(s): 13-15-476-020    Attach additional sheets if necessary   Parcel Area (acres or square feet): 1.018 ACRES   d) Current Zoning District: R-3
SPECIAL USE, NONCONFORMING USE CHANGE AND PUD'S DEVELOPMENT INFORMATION
Disc: VACANT   APARTMENTS   Proposed Use   38 ft.     Disc: Existing Use   4936 SQ. FT.   C) Building Height (feet): 38 ft.     Parking Spaces Provided: 2   27   27   Parking Required: Total Accessible Spaces   Total Regular Spaces     Requested Waivers and Additional Information (Attach additional sheet as needed):   WAIVER REQUESTED TO ALLOW BUILDING HEIGHT OF 38 Feet.
. SUBDIVISION, MULTI-FAMILY PLAN AND OTHER PLAN DEVELOPMENT INFORMATION
Type of Development: Single-Family Detached Single-Family Attached Multi-Family Other Development (Describe Below)
WITHERSHIN POINTE APARTMENTS  o) Plat/Plan Name: o) Number of Lots/Units: 12 UNITS d) Number of Duplex Lots:
e) Fire District: PEORIA 1 f) School District: PEORIA PUBLIC SCHOOLS g) Type of Sewer Provided: PUBLIC
i) Are Private Streets Proposed?: No i) Is the Project Within City Limits?: YES
If Not, Has Project Been Submitted to the County?: k) Requested Waivers and Additional Information (Attach additional sheet as needed):

5. OWNER INFORMATION - REQUIRED			
MARK WAGNER	CROSSIA	JG DEVELOPMENT L	Le
Name			
8500 N. KNOXVIlle A	JE.; PEDRIA;	ILLINDIS	
Address, City, State, ZIP+4	,		o ,
(309) 691-099p		WAGNER 1234 6	aol.com
Phone A A A A	Fax	Email	
× Marfulag.			
Sighalure of Owner			
6. APPLICANT INFORMATION – in different	Irom owner		
SAME Name	Сотрал	W	
Name	Compan	y	
Address, City, State, ZIP+4			
1 0 = 0.00			
Phone	 Fax	— Email	
3000 3000000	1 47		
Signature		······································	
7. REPRESENTATIVE OF APPLICANT (er	nginee architect attorney or other	r if annlicable	
GARY ZUMWALT	Zumen	ALT AND ASSOCIATE	The.
Name	Compan	V AND ASSOCIATE	3,
1040 W. OLYMAN D		IL. 61615	
1040 W. OLYMAA D Address, City, State, ZIP+4			
(309) 692-5074		grz@Zumuscra	SSOCIATES COM
Phone	Fax	Email	
Applicant's Interest in Property:	Send Correspondence To	o: Select <u>one entity</u> to receive all corr	espondence F-mail will be
□ Contractor	<b>✗</b> Owner	used for all correspondence unless	
☐ Contract Purchaser	☐ Applicant		
□ Other	☐ Representative of Applica	ant	
8. SUBMITTAL REQUIREMENTS			
Initial by each item to indicate the item is co	mplete or is included with the a	application. All items listed must be pro	ovided!
FOR ALL APPLICATIONS:			
Completed Application Ille	gible or Incomplete applications	s <b>will not</b> be accepted.	
Filing Fee:	ina)	\$625 plus \$100/para /may	¢7 E00)*
Downzone to Comprehe	nsive Plan	\$625 plus \$100/acre (max.	\$7,500)
Annexation	1017011011		\$0
Text Amendment			\$500
Special Use, Ufficial Dev	elopment Plans, Special Sigr	18\$/50 plus \$100/acre (max.	\$7,500)*
Nonconforming use Cha	nge	\$625 plus \$100/acre (max.	\$500 \$7,500\*
Residential Cluster Deve	lopment	\$625 plus \$100/acre (max.	\$7,500) \$7.500)*
Multi-Family Plan			\$1,500
Minor Subdivision with N	lo Waivers		\$1.500
Minor Subdivision with	Vaivers	\$1,500, plus \$50 pe	\$2,000
Major Subdivision with M	lo waivers	\$1,500, plus \$50 pe \$2,000, plus \$50 pe	r Iot/unit r lot/unit
Survey Plat	valver3		\$125
•		Acreage of Project) = Filing Fee	
, skins	EXAMPLE: \$750 + (\$100 X		
All submittals shall be arraid	od on a compact disc or com-	orioto digital modio including digital	ione of the application site also as 1
other attachments as require		priate digital media, including digital versi	ions of the application, site plan, and
Outor attachments as require	<u>.</u>		





length points required 118' 59 (all trees) POINTS PROVIDED: 3 shade trees (20) PARKING LOT # spaces points required 29 (shade trees) POINTS PROVIDED: 2 shade trees (20) 40 WEST TBY length points required 220 (110 pts trees, 110 pts shrubs) POINTS PROVIDED: TREES 125 4 shade trees (20) 3 intermediate trees (15) SHRUBS 37 (3) TOTAL NORTH TBY length points required 167' 167 (84 pts trees, 84 pts shrubs) POINTS PROVIDED: TREES 3 shade trees (20) 3 evergreen (15) SHRUBS 28 (3) 105 TOTAL EAST TBY length points required 173' 173 (87 pts trees, 87 pts shrubs) POINTS PROVIDED: TREES

ex evergreen >10' 15+10 1 shade tree (20) 3 intermediate trees (15) SHRUBS 29 (3) TOTAL

FRONT YARD

PLANT SCHEDULE					
2.5" SHADE TREES					
Acer rubrum 'PNI 0268'	October Glory Red Maple	2			
Acer saccharum	Sugar Maple	2			
Gleditsia triacanthos var inermis	Honeylocust	2			
Gymnocladus dioicus	Kentucky Coffeetree	1			
Nyssa slyvatica	Black Gum	2			
Quercus alba	White Oak	1			
Quercus bicolor	Swamp White Oak	1			
Quercus macrocarpa	Bur Oak	2			
6' EVERGREEN TREES					
Picea abies	Norway Spruce	2			
1.5' INTERMEDIATE TREES					
Carpinus betulus	American Hornbeam	1			
Cercis canadensis	Eastern Redbud	3			
Malus 'JFS-KW5'	Royal Raindrops Crabapple	2			
24" SHRUBS					
Aronia melanocarpa 'UCONNAM165'	Low Scape Mound Aronia	12			
Aronia melanocarpa 'Morton'	Iroquois Beauty Black Chokeberry	10			
Cornus sericea 'Farrow'	Arctic Fire Dogwood	10			
Diervilla rivularis 'SMNDRSF'	Kodiak Black Bush Honeysuckle	12			
Lindera benzoin	Spicebush	3			
Rhus aromatica 'Gro-low'	Gro Low Sumac	10			
Spiraea betulifolia 'Tor'	Tor Spirea	11			
Syringa meyeri 'Palibin'	Dwarf Korean Lilac	10			
Viburnum dentatum 'Christom'	Blue Muffin Viburnum	10			
Viburnum dentatum 'Ralph Senior'	Autumn Jazz Viburnum	5			



Landscape Architecture Site Planning Landscape Design

Corporate Office Peoria • Dunlap 2700 W. Cedar Hills Drive Dunlap, IL 61525 309.243.7761

Springfield 3000 W. Jefferson Street Springfield, IL 62707 217.787.4700

Bloomington • Normal 1813 Industrial Park Road Normal, IL 61761 309.452.9402

# Champaign • Urbana 2005 Jones Court Mahomet, IL 61853 217.586.1112

## Chicago Western Suburbs 630.898.0200

Decatur 217.428.5989

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Notes



Scale 1" = 20' Date February 2018 Drawn By JLJ Checked By Johanna James-Heinz Job Number Revisions: #, Date, Description

### Withershin Pointe **Apartments**

Peoria, IL

of **1** 

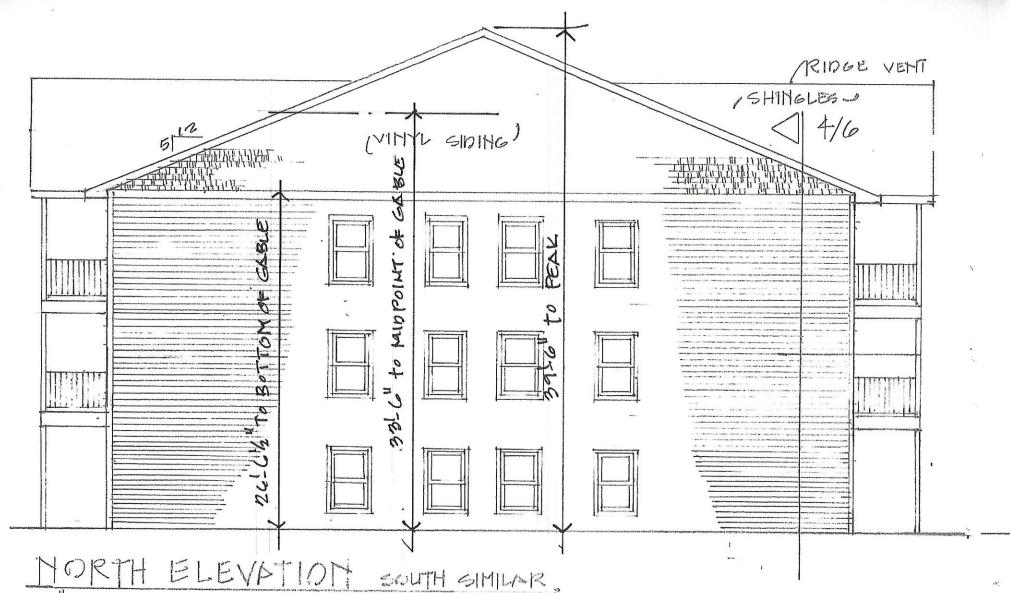
www.greenview.com



REAR ELEVATION



FRONT ELEVATION



MORTH ELEVATION SOUTH SIMILAR.

### **Zumwalt & Associates, Inc.**

PROFESSIONAL ENGINEERS • CONSULTANTS
REGISTERED LAND SURVEYORS

1040 W. Olympia Drive ● Peoria, IL 61615-2097

Phone (309) 692-5074 • FAX (309) 692-6469

**Principal:** Gary R. Zumwalt, P.E., L.S.

March 1, 2018

#### LEGAL DESCRIPTION

A PART OF LOT 47 IN CHARTER OAK VILLAGE SECTION 5, BEING A SUBDIVISION OF PART OF THE SOUTHWEST 1/4 OF SECTION 14 AND A PART OF THE SOUTHEAST 1/4 OF SECTION 15, ALL IN T.9N., R.7E., OF THE 4TH P.M., BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 47; THENCE N86°40'00"W, ALONG THE SOUTHERLY LINE OF SAID LOT 47, A DISTANCE OF 399.58 FEET TO THE SOUTHWEST CORNER OF WITHERSHIN POINTE CONDOMINIUM, BEING A PART OF SAID LOT 47 OF CHARTER OAK VILLAGE SECTION 5, SAID POINT BEING THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED; THENCE N1°40'00"W, ALONG THE WESTERLY LINE OF SAID WITHERSHIN POINTE CONDOMINIUM, A DISTANCE OF 73.40 FEET; THENCE N47°35'00'E, ALONG THE WESTERLY LINE OF SAID WITHERSHIN POINTE CONDOMINIUM, A DISTANCE OF 78.45 FEET; THENCE N27°25'00"W, ALONG THE WESTERLY LINE OF SAID WITHERSHIN POINTE CONDOMINIUM, A DISTANCE OF 173.00 FEET: THENCE S62°35'00"W, A DISTANCE OF 73.91 FEET: THENCE N90°00'00"W, A DISTANCE OF 92.82 FEET TO A POINT ON THE WESTERLY LINE OF SAID LOT 47; THENCE S0°00'00"E, ALONG THE WESTERLY LINE OF SAID LOT 47, A DISTANCE OF 72.36 FEET; THENCE S21°02'26"E, ALONG THE WESTERLY LINE OF SAID LOT 47, A DISTANCE OF 178.47 FEET TO THE SOUTHWEST CORNER OF SAID LOT 47; THENCE \$86°40'00"E, ALONG THE SOUTH LINE OF SAID LOT 47, A DISTANCE OF 118.44 FEET TO THE POINT OF BEGINNING, CONTAINING 1.018 ACRES, MORE OR LESS, SITUATE, LYING AND BEING IN THE COUNTY OF PEORIA AND STATE OF ILLINOIS.

### RESOLUTION NO. 13-300

CITY OF PEORIA

Peoria	Illinois	July	9	, 2013
1 001149	TILLIAIOIO	 	_	

A RESOLUTION APPROVING THE TIMBEREDGE DRIVE APARTMENTS, A MULTI-FAMILY RESIDENTIAL DEVELOPMENT GENERALLY LOCATED WEST OF ORANGE PRAIRIE ROAD, NORTH OF CHARTER OAK ROAD, EAST OF KOERNER ROAD, AND SOUTH OF PARCEL IDENTIFICATION NO. 13-15-402-004. THE PROPERTY IS IDENTIFIED AS PARCEL IDENTIFICATION NOS. 13-15-476-016 AND 13-15-476-017, PEORIA, IL

WHEREAS, the City of Peoria has the authority to review subdivisions and developments within the limits of its corporate boundaries and within its mile and one-half extra-territorial jurisdiction; and

WHEREAS, the City Planning Commission reviewed this request on June 19, 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS:

Section 1. That the Multi-Family Plan for Timberedge Drive Apartments, (Attachments A), a multi-family residential development, specifically described as attached (Attachment B), is hereby approved subject to the following conditions:

- 1) A Plat of Survey must be approved and recorded to complete the sale of land to the adjacent property.
- 2) A landscape plan for the front yard and parking lot areas must be submitted prior to issuance of a Zoning Certificate.
- 3) All ground and rooftop mechanical equipment must be fully screened from public streets. This includes electrical transformers and generators.
- 4) An ADA accessible sidewalk is required connecting from the public sidewalk to the development.
- 5) Relocate handicap parking space closer to proposed dwelling units.

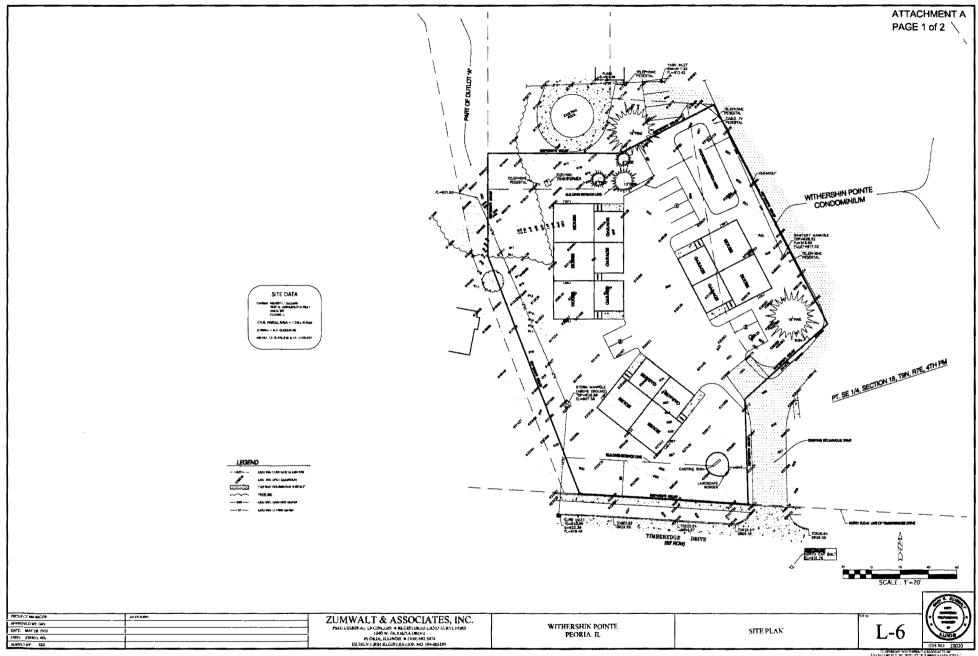
PASSED BY THE CITY (	COUNCIL OF 2013.	THE CITY (	OF PEORIA,	ILLINOIS, THI	S <u>9th</u>	_DAY OI
		APPROVE	81 /	1		

ATTEST:

City Clerk.

EXAMINED AND APPROVED

Corporation Counsel



RESOLUTION NO. 13-300

RESOLUTION NO. 13-300.

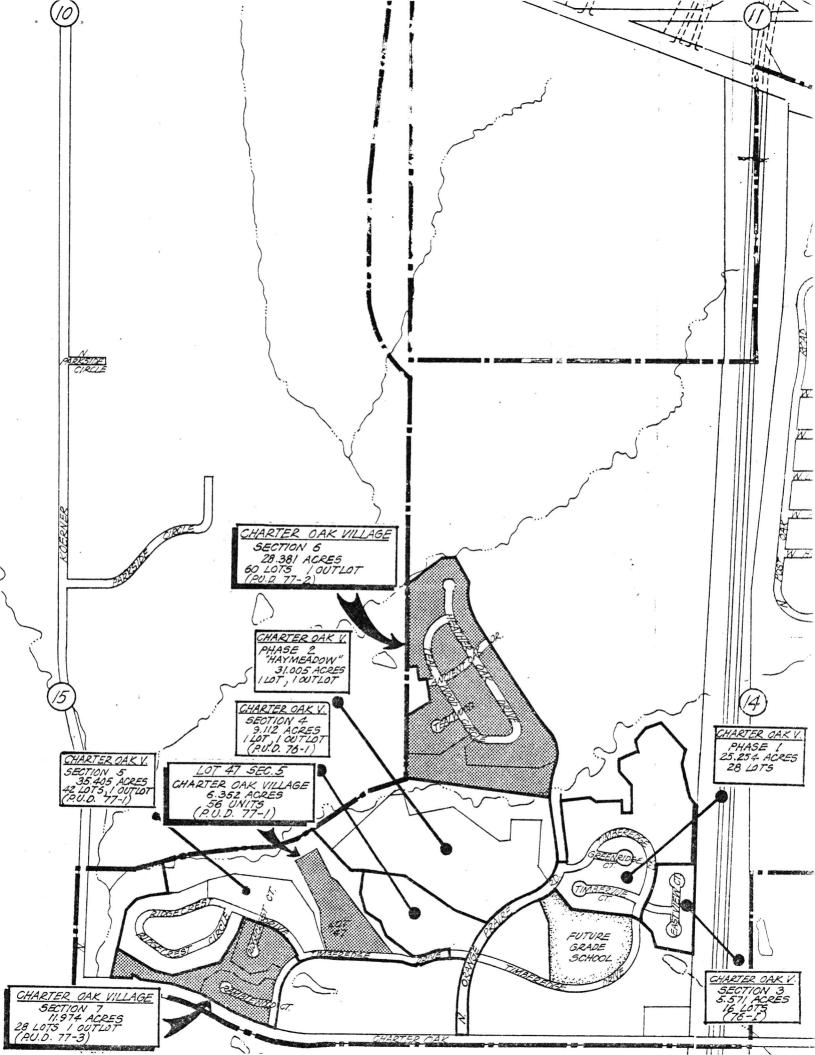
ATTACHMENT B

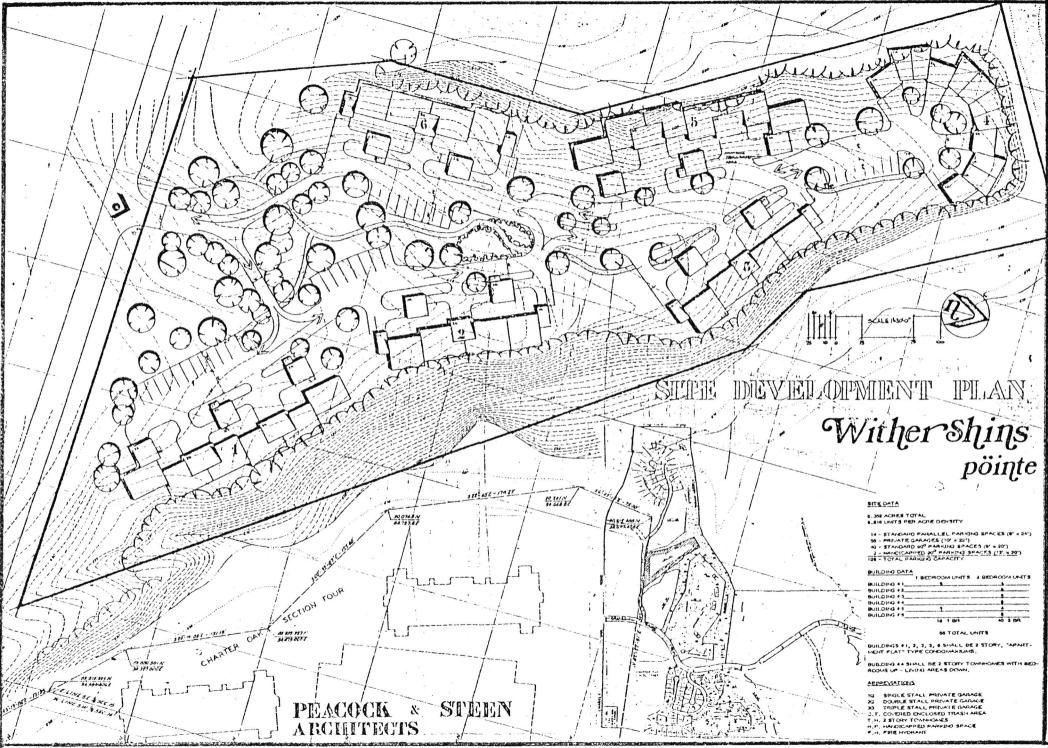
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### **DEVELOPMENT REVIEW BOARD COMMENTS**

Address / PIN / General Location: 5605 Timberedge

Building Job ID: Project # 18-32

Project Description: P & Z Commission – Special Use, Withershin Pointe Apartments

**Project Status:** ACTIVE **Department:** Public Works

Comment Date: March 14, 2018

#### CONDITIONS OF APPROVAL REGARDING THE PLANS AND APPLICATION

No Comments on the Special Use.

#### **Advisory Comments for Plan Development:**

- 1. Accessible parking spaces shall be signed with an R7-8 sign and an R7-101 \$350 fine plate.
- 2. Stormwater Management is required in accordance with the City's recently revised Erosion, Sediment and Stormwater Control Ordinance. For any project disturbing more than 5000 square feet and increasing impervious area by less than 0.5 acres (even if project decreases impervious area), volume control is required per Sec. 9.5-31. Retrofitting Presently Developed Sites. For any project that increases impervious area by more than 0.5 acre, cumulative over the last 5 years, volume control, detention and 100-year floodrouting are required.
- 3. The City strongly encourages the use of sustainable Best Management Practices (BMP) for storm water management including, but not limited to, native grasses, bioswales, rain barrels, raingardens, dry wells, permeable pavement, etc.
- 4. Provide traffic projections in accordance with the ITE Trip Generation Manual, and anticipated split between and at each of the three entrances.
- 5. The following Public Works permits are required. Contractors must be licensed and bonded with the City of Peoria:
  - a. Erosion, Sediment and Storm Water Control Permit
- 6. Additional permits may be required:
  - a. Sidewalk/Drive Approach Permit
  - b. Excavation Permit (for utility connections; flowable fill is required for any excavations within two feet of pavement, curb and gutter and/or sidewalk)
  - c. General ROW Use permit
- 7. An NPDES construction permit from the Illinois EPA may be required for this project.
- 8. The City of Peoria's Stormwater Utility (SWU) goes into effect June 1, 2018. All property owners in the City of Peoria will receive a SWU bill based on the amount of impervious surface on the property. This includes surfaces such as rooftops, sidewalks, and concrete, asphalt or gravel pavement. You may be able to reduce your SWU bill by reducing the stormwater runoff from your property. Below is a brochure providing some information about the SWU. Additional information can be found at <a href="https://www.onewaterpeoria.com">www.onewaterpeoria.com</a>. More information will be added over the coming months.

### **FUNDING PEORIA'S SUSTAINABLE FUTURE**

#### STORMWATER UTILITY OVERVIEW

A stormwater utility is:



an enterprise fund created to finance wet weather management.



only applicable to wet weather needs.



like a water or electric utility, based on usage (in this case, of the stormwater system).



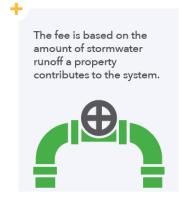
common – other Illinois cities, like Morton, Bloomington, Champaign and others, also have a stormwater utility.



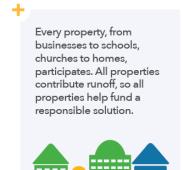
important for our community to fix and maintain critical infrastructure that could impact public safety.

#### **FAIR & EQUITABLE SOLUTION**

A stormwater utility is fair and equitable because:







#### BENEFITS FOR PEORIA

## HEALTHIER WATERWAYS & WILDLIFE

Helps Peoria slow, cleanse and recharge groundwater, benefitting people, animals and water sources.

#### EMPLOYMENT OPPORTUNITIES

Will create jobs in construction, design and maintenance.

#### MAINTAIN OUR SYSTEM

Helps Peoria maintain over 150 miles of underground pipes and inlets.

### COMPLETE STREETS

Adding green infrastructure to roads will allow for better water infiltration and can provide a buffer between cars and bike/pedestrian traffic.

#### LESS FLOODING

More street sweeping, preventing flooding from pollution-clogged inlets.

### FREED UP GENERAL FUND

One less competing funding priority lets our city focus on other essentials, such as street repair, fire and police.

#### **HOW THE STORMWATER UTILITY IS CALCULATED**

Impervious surface areas, like rooftops, sidewalks, walkways, patio areas, driveways, parking lots and sheds, prevent stormwater from soaking into the ground. Instead, the water flows over the ground as stormwater runoff, which can be very damaging.

The stormwater utility fee is based on the amount of impervious surface area on a property. Each billing unit will be set per 1,000 square feet of impervious area.

Homeowners will also be able to apply for credit and incentives to lessen their bills. Public Works will share details about credits and incentives soon.



#### WILL THIS PAY FOR THE COMBINED SEWER OVERFLOW (CSO) FIX?

The total CSO fix will cost Peoria \$200-250 million. That would be a BIG monthly bill. The stormwater utility will instead pay for a portion of the CSO solution, namely the maintenance of green infrastructure. Green infrastructure is not only good for the combined sewer area, it benefits our whole community. The rest of the CSO funding will likely come from sewer rate increases or tax increases.

To learn more please visit OneWaterPeoria.com.





### **DEVELOPMENT REVIEW BOARD COMMENTS**

Address / PIN / General Location: 5605 Timberidge

**Building Job ID: 18-32** 

**Project Description: Special use** 

Project Status: ACTIVE

**Department**: Fire

Comment Date: 03-14-2018

#### CONDITIONS OF APPROVAL REGARDING THE PLANS AND APPLICATION

No comment on site plan.

No guarantee is rendered as to the completeness of the plan review, and the responsibility for full compliance with both state and locally adopted codes, standards and regulations rests with the owner or his authorized agent or subcontractor. Subsequent discovery of errors or omissions shall not be construed as authority to violate, cancel or set aside any provisions of any applicable codes.