

RESOLUTION

WHEREAS, on March 14, 2006, this County Board adopted a Resolution directing the Zoning Board of Appeals to conduct a public hearing to consider certain amendments to the text of the Lake County Unified Development Ordinance; and

WHEREAS, your Department of Planning, Building and Development has reviewed the proposed amendment and recommends that the text of the Lake County Unified Development Ordinance be amended in accordance with Exhibit A attached hereto; and

WHEREAS, after reviewing the recommendations presented at said hearing, the Lake County Zoning Board of Appeals has submitted its Report thereon to the County Board and its report attached hereto recommends by a vote of 7 - 0 that the text of the Lake County Unified Development Ordinance be amended in accordance with Exhibits A and B attached hereto; and

WHEREAS, your Planning, Building and Zoning Committee has duly considered the aforementioned recommendations and recommends that the text of the Lake County Unified Development Ordinance be amended in accordance with Exhibits A and C attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Lake County Board that the amendments contained in Exhibits A and C, attached hereto and hereby made a part of this Resolution be, and are hereby adopted and made a part of the Lake County Unified Development Ordinance; and

BE IT FURTHER RESOLVED that the Clerk of the County Board shall keep a record of this action.

DATED AT WAUKEGAN, LAKE COUNTY, ILLINOIS, this 11th day of July, 2006.

Exhibit A

Amend Article 9, Section 9.4/General Development Standards/Outdoor Lighting as follows:

§§9.4.1/ Applicability

A. General

Unless otherwise expressly stated, the provisions of this section shall apply to all outdoor lighting except lights on lots containing single-family detached houses, public street lights and the exempt outdoor recreational uses specified in the following subsection.

B. Exempt Active Outdoor Recreational Uses

Because of their unique requirements for nighttime visibility and their limited hours of operation, active outdoor recreational facilities within a public park and schools and public parks and open space uses shall be exempt from the Outdoor Lighting standards of this section. Exempt active outdoor recreational uses shall be subject to all other applicable the following requirements in addition to the general standards applicable to all outdoor lighting contained in Subsection C. of this Ordinance and the following standards:

1. Exempt outdoor recreational uses shall not exceed a maximum permitted post height of 50 feet.
- ~~2. Exempt outdoor recreational uses may exceed a total cutoff angle of 90 degrees, provided that the luminaire is shielded to prevent light and glare spillover to adjacent residential property. The maximum permitted illumination at the property line shall not exceed 2 footcandles.~~
- ~~3. No flickering or flashing lights shall be permitted.~~
- ~~2.4~~ Light sources or luminaires shall not be located within landscape areas except on pedestrian walkways.
- ~~35.~~ Lights shall not be illuminated after 11 p.m.

C. §§9.4.2/ General Standards Applicable to All Outdoor Lighting

Outdoor lighting shall comply with the following standards: [Revised 11.08.05]

- ~~1.A.~~ *Outdoor lighting shall not exceed 0.50 footcandles at any point on the adjoining property if the subject property abuts a residential zoning district or a lot containing a residential use; or [Revised 11.08.05]*
- ~~2.B.~~ *Outdoor lighting shall not exceed 1.00 footcandle at any point on the adjoining property if the subject property abuts a nonresidential zoning*

district or lot containing a nonresidential use or at the right-of-way line.
[Revised 11.08.05]

- 3.** All luminaires shall be shielded to prevent light and glare spillover to adjacent residential property and abutting rights-of-way.
- 4.** No flickering or flashing lights, searchlights, laser source lights or mercury vapor lamps shall be permitted.
- 5.C.** *Subject to the above standards, security lighting shall be installed on the site of non-residential development in accordance with industry standards for security lighting. [Revised 11.08.05]*

Amend Article 14, Section 14.2/Definitions/Terms Defined to insert the following definition:

Glare:

The sensation produced by a bright source within the visual field that is sufficiently brighter than the level to which the eyes are adapted and which causes annoyance, discomfort, or loss of visual performance and visibility.

Exhibit B:
ZBA Recommendation

Amend Article 4, Section 4.2.9.A/Site Capacity, Site Plan Review and Natural Resource Protection/Natural Resource Protection Standards/Woodlands and Significant Trees/Calculation of Natural Resource Area to add the following commentary:

Commentary:

The applicant is encouraged to preserve and protect existing property line and hedge-row landscaping located within 10 feet of the property boundary to afford a continued buffer against abutting property.

Exhibit C:
Planning, Building and Zoning Committee Recommendation

Amend Article 9, Section 9.3/General Development Standards to add a new Subsection 9.3.10 entitled "Subdivision Boundary Landscaping" and renumber subsequent subsections accordingly:

Subdivision-Boundary Landscaping

Any proposed residential subdivision of 25 acres or greater which adjoins an existing residential development having a similar or lower density (du/acre) shall install a landscape buffer consisting of 1 plant unit per 100 linear feet as close to the common boundary as possible. Plant material existing on the proposed subdivision site along the common boundary that has comparable composition and density may be used to satisfy this requirement, as authorized by the Director of Planning, Building and Development.