AGENDA

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, ILLINOIS 7:00 P.M.

MONDAY, JULY 1, 2024

FREEDOM HALL, 349 W. BIRCHWOOD, MORTON, ILLINOIS

- I. CALL TO ORDER
- II. ROLL CALL
- III. PLEDGE OF ALLEGIANCE TO THE FLAG
- IV. PUBLIC HEARING
- V. PRESENTATIONS AND SPECIAL REPORTS
- VI. PUBLIC COMMENT
 - A. Public Comments
 - B. Requests for Removal of Items from the Consent Agenda
- VII. CONSENT AGENDA
 - A. Approval of Minutes
 - 1. Regular Meeting June 17, 2024
 - 2. Closed Session June 17, 2024
 - B. Approval of Bills
- VIII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA
- IX. VILLAGE PRESIDENT
- X. VILLAGE CLERK
- XI. VILLAGE ADMINISTRATOR
- XII. CHIEF OF POLICE
- XIII. CORPORATION COUNSEL
- XIV. DIRECTOR OF FIRE AND EMERGENCY SERVICES
- XV. DIRECTOR OF PUBLIC WORKS
 - A. Resolution Approving Easement With Trails At Timber Oaks, LLC
 - B. Resolution Authorizing Local Match To Federal Proposal For Main Street Pavement Improvements And Shared Use Path
 - C. Resolution Authorizing Amendment To Natural Gas Management Agreement Between Utility Gas Management And Village Of Morton

XVI. ZONING AND CODE ENFORCEMENT OFFICER

- A. Petition No. 24-02 ZA
- B. Petition No. 24-03 ZA
- C. Petition No. 24-04 SP

XVII. VILLAGE TRUSTEES

- A. Trustee Blunier
- B. Trustee Hilliard
- C. Trustee Leitch
- D. Trustee Menold
- E. Trustee Newman
- F. Trustee Parrott

XVIII. CLOSED SESSIONS

XIX. CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS

XX. ADJOURNMENT

VILLAGE BOARD OF TRUSTEES REGULAR MEETING 7:00 P.M., June 17, 2024

After calling the meeting to order, the Pledge of Allegiance was recited before Clerk Evans called the roll, finding the following members present: Blunier, Leitch, Menold, Parrott – 4.

PUBLIC HEARING – None.

PRESENTATIONS – None.

PUBLIC COMMENT – Joel Dickerson of the Morton Park District spoke about their events and gave thanks to Village departments for their efforts in such events.

CONSENT AGENDA

- A. Approval of Minutes.
 - 1. Regular Meeting June 3, 2024
- B. Approval of Bills

Trustee Leitch moved to approve the Consent Agenda. Motion was seconded by Trustee Parrott and approved with the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott – 4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

VILLAGE PRESIDENT – President Kaufman requested approval of \$12,500.00 for half the cost of the Morton Fireworks display to be paid to Morton Park District. Trustee Parrott moved to approve and it was seconded by Trustee Menold before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott -4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

VILLAGE CLERK – None.

VILLAGE ADMINISTRATOR – Administrator Smick presented a Building Improvement Grant recommendation. Trustee Leitch moved to approve and it was seconded by Trustee Parrott before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott -4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

CHIEF OF POLICE – None.

CORPORATION COUNSEL – None.

DIRECTOR OF FIRE AND EMERGENCY SERVICES – None.

DIRECTOR OF PUBLIC WORKS – DPW Loudermilk presented A Resolution Authorizing Purchase of Real Property From Greiner/McCallie/Rueb For Flint Avenue Extension. Trustee Menold moved to approve and it was seconded by Trustee Parrott before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott -4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

Next, DPW Loudermilk requested acceptance of bid for exterior protective coating restoration for the North Main Street water tower in the amount of \$247,600.00 and award of contract for same to Tricot, LLC (Pacific, MO). Trustee Leitch moved to approve and it was seconded by Trustee Parrott before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott − 4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

After that, DPW Loudermilk requested to waive formal bidding and accept a proposal from Drake-Scruggs Equipment Inc. (Springfield, IL) for a Stellar TMAX1-11 Aluminum Mechanics Body and 8630 Crane Package in the amount of \$178,200.00, and from Karl Ford (Story City, IA) for a Ford F550 4WD Regular Cab Chassis in the amount of \$57,989.00. Trustee Parrott moved to approve and it was seconded by Trustee Leitch before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott – 4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

Foinally, DPW Loudermilk proposed Resolution to Donate 450 sq ft of land to IDOT for Birchwood Intersection Widening: Contract No. 89853. Trustee Parrott moved to approve and it was seconded by Trustee Menold before approval by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott – 4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

ZONING AND CODE ENFORCEMENT OFFICER – None.

VILLAGE TRUSTEES

Trustee Blunier – None.

Trustee Hilliard – None.

Trustee Leitch – None.

Trustee Menold – None.

Trustee Newman – None.

Trustee Parrott – None

CLOSED SESSIONS – Trustee Parrott moved to enter into Closed Session pursuant to 5 ILCS 120/2(c)(5) to discuss the purchase or lease of real property for the use of the Village. The motion was seconded by Trustee Leitch and approved by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott −4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS – Following the Closed Session, Clerk Evans called the roll, finding the following members present: Blunier, Leitch, Menold, Parrott – 4. Attorney McGrath presented A Resolution Authorizing The Purchase Of Real Property From David J. Knit Trust Known As 325 S. First Avenue. This item was brought forth for discussion by a motion from Trustee Leitch and second from Trustee Parrott. Then, Trustee Leitch moved to amend the contract by providing a \$33,000.00 hold back from the purchase price to be held in the McGrath Law Office escrow account for release only upon cleanup of the property as agreed, extending the lease term to run for one calendar year beginning on the closing date, and extending the closing date to July 12, 2024 or before. Trustee Menold seconded the motion to amend and the amendment was approved by the following roll call vote:

Yes: Blunier, Leitch, Menold – 3.

No: Parrott - 1.

Absent: Hilliard, Newman -2.

Abstain: None -0.

Following approval of the amendment, the amended Resolution was approved by the following roll call vote:

Yes: Blunier, Leitch, Menold, Parrott −4.

No: None -0.

Absent: Hilliard, Newman -2.

Abstain: None -0.

ADJOURNMENT – With no further business to come before the Board, Trustee Menold moved to adjourn. The motion was seconded by Trustee Parrott and followed by unanimous voice vote of all present board members.			
of an present board members.			
PRESIDENT			
ATTEST:			
	VILLAGE CLERK		

RESOLUTION APPROVING EASEMENT WITH TRAILS AT TIMBER OAKS, LLC

WHEREAS, the Village of Morton (hereinafter the "VILLAGE") has requested that TRAILS AT TIMBER OAKS, LLC, an Illinois Limited Liability Company, with principal offices in Plano, TX, (hereinafter "TRAILS") execute a permanent storm sewer and drainage easement over certain property owned by TRAILS and legally described in the attached easement; and,

WHEREAS, TRAILS is willing to grant the Village of Morton said permanent easement for the consideration of one-dollar (\$1.00) and other valuable consideration which is acknowledged by TRAILS.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, Tazewell County, Illinois, as follows:

- 1. The easement in the form as attached to this agreement as Exhibit A is approved; and
- 2. The President of the Board of Trustees is authorized to execute the easement on behalf of the VILLAGE.

BE IT FURTHER RESOLVED that this resolution shall be in full force and effect upon its passage and approval.

PASSED AND APPROVED at a regular meeting of the President and Board of Trustees of		
Village of Morton, Tazewell County, Illinois, this day of	, 2024 and upon roll	
call the vote was as follows:		
AYES:		
NAYS:		
ABSENT:		
ABSTAINING:		

APPROVED this _____ day of ______, 2024.

	Village President
ATTEST:	
Village Clerk	

THIS DOCUMENT PREPARED BY: McGrath Law Office, P.C. 1600 S. Fourth Ave. Ste 137 Morton, IL 61550

RETURN DOCUMENT TO: McGrath Law Office, P.C. 1600 S. Fourth Ave. Ste 137 Morton, IL 61550

EASEMENT

For Recorder Use Only

PERMANENT DRAINAGE AND STORM SEWER EASEMENT

THIS INDENTURE WITNESSETH, THAT THE GRANTOR, TRAILS AT TIMBER OAKS, LLC, an Illinois Limited Liability Company (Grantor), for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, and of the covenants and agreements herein expressed, does hereby grant unto THE VILLAGE OF MORTON, ILLINOIS, an Illinois municipal corporation, its successors and assigns (Grantee), a permanent drainage and storm sewer easement in, over and across the premises described as follows:

SEE PLAT AND LEGAL DESCRIPTION ATTACHED.

PART OF PIN: 05-05-01-202-008

FOR THE BENEFIT OF PINS: 05-05-01-202-015; 06-06-06-101-001

Situated in the Village of Morton, the County of Tazewell and State of Illinois.

Said drainage and storm sewer easement is for the purpose of clearing, grading and trenching for, laying, constructing, maintaining, replacing and repairing a drainage and storm sewer.

The Grantor herein for itself and its assigns covenants and agrees that no permanent building or improvements shall ever be constructed on the land herein above described except that fencing may be installed so long as it does not obstruct the easement area. Damage during construction to any trees, shrubbery or other items of landscape shall be held to a minimum by the Grantee, but the Grantee shall have the right to remove trees or shrubbery within the area covered by this easement when such removal is necessary to construct and maintain the utilities or for the access of equipment during same.

To these covenants and agreements, the undersigned hereby bind themselves, and their assigns, forever.

IN WITNESS WHEREOF, the Grantor and Grantee this, A.D. 2	e have hereunto set their Hands and Seals on 2024.
	GRANTOR: TRAILS AT TIMBER OAKS, LLC
	By: Of James R. Jawts
	Print Name: <u>James K. Jacobs</u> Title: <u>Manager</u>
	GRANTEE: VILLAGE OF MORTON, ILLINOIS
	By :
	Print Name: <u>Jeffrey L. Kaufman</u> Title: <u>Village President</u>
STATE OF ILLINOIS) SS. COUNTY OF TAZEWELL)	
I, the undersigned, a Notary Public in and HEREBY CERTIFY that James K. Jacobs, personall AT TIMBER OAKS, LLC an Illinois Limited Liabil be the same person whose name is subscribed to appeared before me this day in person and acknowle said instrument as his free and voluntary act as sucl set forth; and on his oath stated that he was duly autil	ly known to me to be the Manager of TRAILS lity Company, and personally known to me to the foregoing instrument as such Manager, edged that he signed, sealed and delivered the Manager, for the uses and purposes therein
GIVEN under my hand and notarial seal this	12th day of June. , 2024.
RAQUEL MARIAH REID Notary Public, State of Taxas	Dand mDel
Comm. Expires 03-25-2026 Notary ID 133668538	Notary Public

The Grantor and Grantee state that the easement area described herein is Non-homestead

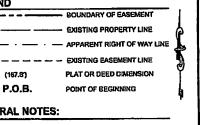
property.

STATE OF ILLINOIS) SS. COUNTY OF TAZEWELL)	
COUNTY OF TAZEWELL)	
HEREBY CERTIFY that Jeffrey L. Kaufman, po of the Village of Morton, Illinois and personally is subscribed to the foregoing instrument as suc in person and acknowledged that he signed, sea	and for said County and State aforesaid, DO ersonally known to me to be the Village President known to me to be the same person whose name h Village President, appeared before me this day led and delivered the said instrument as his free the uses and purposes therein set forth; and on his e said instrument.
GIVEN under my hand and notarial seal	this, 2024.
	Notary Public
	rotary ruone

EASEMENT PLAT

SEWER STORM 1.07 110 OF T DRAINAGE & A PART OF L

EASEMENT PLAT



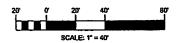
GENERAL NOTES:

LEGEND

TOTAL AREA OF DRAINAGE AND STORM SEWER EASEMENT = 0.07 ACRES.

BEARINGS ARE BASED ON THE ILLINOIS STATE PLANE COCRDINATE SYSTEM, NAD83, WEST ZONE 1202.

EASEMENT IS PART OF PIN 05-05-01-202-008.



LEGAL DESCRIPTION OF DRAINAGE AND STORM SEWER EASEMENT

A PART OF LOT 110 IN TRAILS AT TIMBER OAKS SUBDIVISION PHASE I, SAID SUBDIVISION LOCATED IN SECTION 1 TOWNSHIP 25 NORTH, RANGE 4 WEST, NORTHEAST 1/4, THE PLAT OF WHICH IS RECORDED IN PLAT BOOK FFF, ON PAGES 59-60, AS DOCUMENT NO. 20080001937, SITUATED IN THE COUNTY OF TAZEWELL, IN THE SATE OF ILLINOIS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 110, THENCE PROCEEDING NORTHWESTERLY ALONG THE NORTH RIGHT OF WAY LINE OF VETERANS ROAD, ON A CURVE, CONVEX TO THE NORTHWEST, HAVING RADIUS 129,34 FEET, A CHORD BEARING OF NORTH 57*-16*-29* WEST, A CHORD LENGTH OF 89.30 FEET, AND ARCH LENGTH OF 91.17 FEET; THENCE NORTH 53'-25'-31' WEST. A DISTANCE OF 35,21 FEET; THENCE NORTH 73"-13"-20" WEST, A DISTANCE OF 89.32 FEET, TO THE A DISTANCE OF 35.21 FEET; THENCE NUMTH 73"-13"-22 WEST, A DISTANCE OF 93.32 FEET, ID THE WEST LINE, A DISTANCE OF 11.37 FEET; THENCE SOUTH 73"-13"-20" EAST, A DISTANCE OF 117.51 FEET; THENCE SOUTH 53"-08"-39" EAST, A DISTANCE OF 61.17 FEET, THENCE PROCEEDING SOUTH-BASTERLY ON A CURVE. CONVEX TO THE NORTHWEST, HAVING RADIUS 141.34 FEET, A CHORD BEARING OF SOUTH-8"-20"-23" EAST, A CHORD LENGTH OF 25.08 FEET, AND ARCH LENGTH OF 25.09 FEET; THENCE SOUTH 90"-44"-38" EAST, ALONG EAST LINE OF SAID LOT, A DISTANCE OF 18,87 FEET TO THE POINT OF BEGINNING, SAID EASEMENT CONTAINING 0.07 ACRE, MORE OR LESS.



LICENSE EXPIRES NOVEMBER 30, 2024

MICHAEL P. COCHRAN ILLINOIS PROFESSIONAL LAND SURVEYOR No. 3879 AUSTIN ENGINEERING COMPANY, INC. (309) 691-0224 311 SW WATER ST., STE. 215 PEORIA, IL. 61602 mcochran@austinengineeringcompany.com

SPACE RESERVED FOR THE TAZEWELL COUNTY RECORDER OF DEEDS

LOT 109

PIN: 05-05-01-202-015

OWNER: WILLIS, SCOTT & LISA

WEST LINE

NORTH RIGHT OF WAY LINE OF VETERANS RD.

EXISTING 12 WIDE

N37*27*32*E 13.97*

SHAGGYBARK TR (55' R.O.W.)

NORTH RIGHT OF WAY LINE OF TURTLE CREEK TRAD

NORTHEAST CORNER

LOT 111

PDN: 06-06-06-101-001

OWNER

JOOS, RYAN & BROCKE

OF LOT 110

SOUTH RIGHT OF WAY

129.54"

- EAST LINE OF LOT 110

Ra141.34

CL=25.06"

S00*44*38*E 18.87*

P.O.B.

CORNER

SOUTHEAST

OF LOT 110

SOUTHEAST

CORNER OF LOT 110

L=25.09° CB=\$48'20'23'E

CREEK TRAIL

R=129.34 L=91.17' CB=N57*16'29'W

CL=89.30*

LOT 110 PIN: 05-05-01-202-008

OWNER: TRAILS AT TIMBER CAKS, L.L.C.

VETERANS ROAD

(40' R.O.W.)

DRAINAGE AND STORM

SEWER EASEMENT

AREA = 0.070 ACRE±

WIDTH VARIES

N73°13'20 W 126.95

N53°25'31"W 35.21'

1 OF 1

RESOLUTION NO. ____ -

RESOLUTION AUTHORIZING LOCAL MATCH TO FEDERAL PROPOSAL FOR MAIN STREET PAVEMENT IMPROVEMENTS AND SHARED USE PATH

WHEREAS, the Director of Public Works has recommended resurfacing of Main Street from just south of Third Avenue to Courtland Street, portland cement concrete pavement patching of Main Street from Jackson Street to south of Third Avenue, and the construction of a 10 foot shared use path from Nebraska Avenue to Courtland Street. The improvements include milling, resurfacing, patching, curb and gutter, and storm sewer; and

WHEREAS, the Village of Morton desires to pursue federal grant funding for this project through the Peoria-Pekin Urbanized Area Transportation Study (PPUATS)

WHEREAS, PPUATS requires a resolution from the Village of Morton to approve of making the request for federal grant funds for the proposed Main Ave. improvements project.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, Tazewell County, Illinois, as follows:

- 1. The Director of Public Works is authorized to take such action as may be necessary to seek federal grant funds through PPUATS for the Main Avenue project.
- 2. The Village of Morton hereby commits to providing at least a 20% local funding match, in an amount of not less than \$800,000.00

BE IT FURTHER RESOLVED that this resolution shall be in full force and effect upon its passage and approval.

PASSED AND APPROVED at a regular meeting of the President and Board of Trustee		
Village of Morton, Tazewell County, Illinois, this	day of	, 2024; and upon
roll call the vote was as follows:		
AYES:		
NAYS:		
ABSENT:		
ABSTAINING:		

APPROVED this	day of	, 2024.
ATTEST:		President
Village Clerk		

RESOLUTION NO.	
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RESOLUTION AUTHORIZING AMENDMENT TO NATURAL GAS MANAGEMENT AGREEMENT BETWEEN UTILITY GAS MANAGEMENT AND VILLAGE OF MORTON

WHEREAS, Village of Morton and Utility Gas Management ("UGM") are parties to a certain Natural Gas Management Agreement dated November 5, 2018; and

WHEREAS, the Village and UGM desire to amend the Natural Gas Management Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, Tazewell County, Illinois, as follows:

- The Amendment to Natural Gas Management Agreement between Utility Gas
 Management and Village of Morton attached hereto as Exhibit A is hereby approved.
- 2. The Director of Public Works is hereby authorized and directed to execute the aforesaid Amendment.

BE IT FURTHER RESOLVED that this resolution shall be in full force and effect upon its passage and approval.

PASSED AND APPROVED at a regular meeting of the	President and Board of Trustees of
the Village of Morton, Tazewell County, Illinois, this	day of,
2024; and upon roll call the vote was as follows:	
AYES:	
NAYS:	
ABSENT:	

ABSTAINING:

APPROVED this	day of	, 2024.	
		President	
ATTEST:			
Village Clerk			

AMENDMENT TO NATURAL GAS MANAGEMENT AGREEMENT BETWEEN UTILITY GAS MANAGEMENT AND VILLAGE OF MORTON, ILLINOIS

THIS AMENDMENT TO THE NATURAL GAS MANAGEMENT AGREEMENT ("NGMA") is entered into on July 1, 2024 and is effective July 1, 2024, (this "Amendment"), between UTILITY GAS MANAGEMENT ("MANAGER") and Village of Morton, Illinois, ("CLIENT").

WHEREAS, MANAGER and CLIENT are parties to a NGMA amended on November 5, 2018; and

WHEREAS, MANAGER and CLIENT have agreed to amend certain terms and conditions of the NGMA;

NOW, THEREFORE, in consideration of the premises and the respective promises, conditions, terms and agreements contained herein, and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, MANAGER and CLIENT do hereby agree that Section 5.1 Price (a) shall be replaced in its entirety as follows:

1. <u>Section 5.1</u> Price.

- (a) For all volumes delivered to CLIENT that are not volumes delivered to CLIENT pursuant to the PEFA Agreement (Non PEFA Volumes"), for all such management services provided by MANAGER, CLIENT shall pay MANAGER a Monthly Management Fee of eight cents (\$.08) per MMBtu delivered to the specified Point of Delivery into the Transporting Pipeline; and
- 3. Except as otherwise stated in this Amendment, all other terms and conditions of the NGMA shall remain in full force and effect.
- 4. This Amendment may be executed by the Parties in separate counterparts and initially delivered by facsimile transmission or otherwise to all such counterparts and shall together constitute one and the same instruments.
- 5. This Amendment shall be governed by, construed and enforced under the laws of the State of Kansas without giving effect to its conflicts of laws principles.

IN WITNESS WHEREOF, each Party has caused this Amendment to be executed by its duly authorized representative, effective as of the Effective Date.

MANAGER: UTILITY GAS MANAGEMENT

Signature

Printed Name: Ron Ragan

Title: Partner Date: 7/1/2024

CLIENT: VILLAGE OF MORTON, ILLINOIS

Signature

Printed Name: Craig Loudermilk Title: Director of Public Works

Date: 7/1/2024

PETITION FOR ZONING AMENDMENT / SPECIAL USE PERMIT

Petition Number: 24-02 ZA		Date: <u>6/3/2024</u>			
1.	Legal Description: SEC 20 T25N R3W WICKS	Legal Description: SEC 20 T25N R3W WICKS 1ST ADDN LOT 6 & E 10 OF LOT 7 NE 1/4			
Stree	eet Address: 109 W CHICAGO ST				
2.	Area of subject property: 9010	sq. ft. or	Ac.		
3.	Present land use: Commercial				
Prop	posed land use or special use: Residential				
Requ	quested zoning change: from B-2	District to R-1	District		
4.	Surrounding zoning districts:				
	North B-3 East B-2	South R-1	West R-1		
5.	Subject property is owned by:				
	Name: LT REALTY, LLC				
	Address: 420 E JEFFERSON ST MORTON, IL 61550				
	(If subject property is owned by a trustee, a v names of all beneficial owners. A change in process must be disclosed immediately.)				
6.	A list of names and addresses of all property owners in the petition area (within 250 feet of the area affected by this petition) will be provided by the Village of Morton and attached hereto.				
7.	A statement is attached hereto, indicating why, in our opinion, the amendment or special use requested in necessary for the preservation and enjoyment of substantial property rights, and why such amendment of special use will not be detrimental to the public welfare, nor the property of other persons located in the vicinit thereof.				
8.	Additional exhibits submitted by the petitioner:				
	Zoning Map of Current Zoning and Proposed	I Zoning			

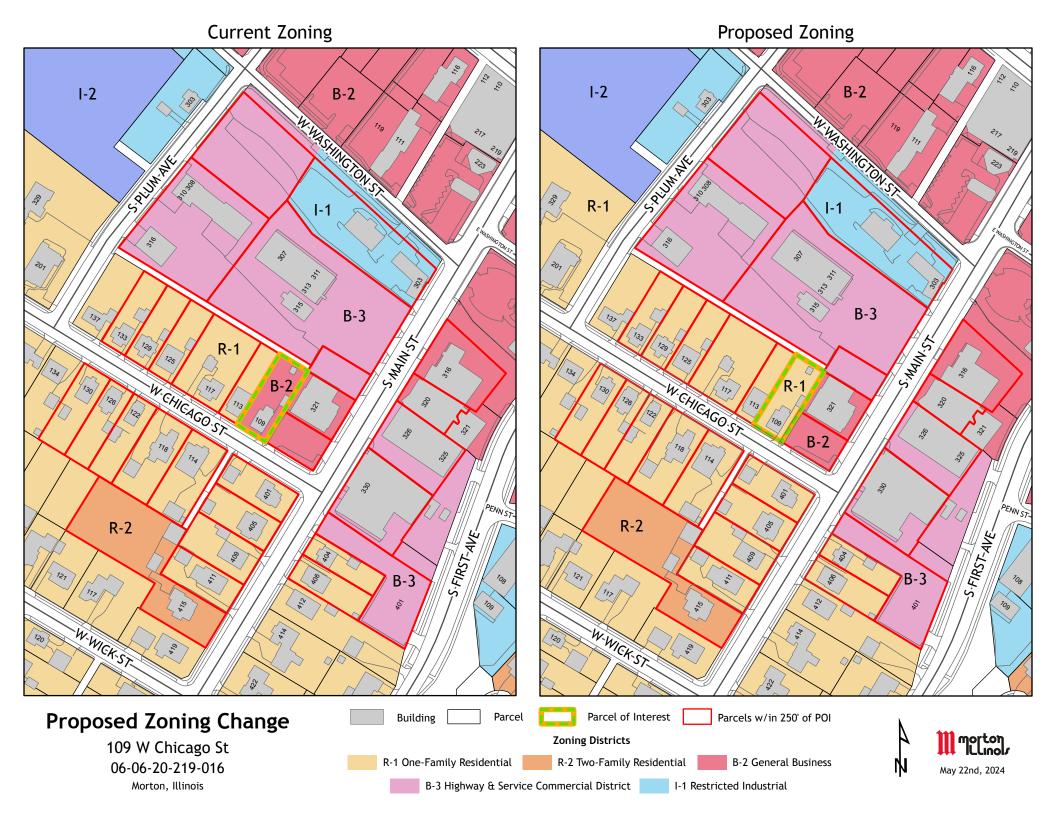
Petitioners' Signature:				
Name: Zack Davis				
Address: 120 N. Main St. Morton, IL 61550				
Phone No.: <u>309-266-5361</u>				
Email Address: zdavis@morton-il.gov				
Signature: Zack Davis				
Name:				
Address:				
Phone No.:				
Email Address:				
Signature:				
Name:				
Address:				
Phone No.:				
Email Address:				
Signature:				

9.

24-02 ZA - 109 W. Chicago St.-- PIN: 06-06-20-219-016

Statement:

The Village of Morton, with the support of the current property owner, requests to amend the zoning classification of 109 W. Chicago St. from B-2 to R-1. The majority of the surrounding properties are zoned R-1. This property is currently for sale by owner as a residential home. This rezoning will not negatively impact any of the surrounding properties.



PETITION FOR ZONING AMENDMENT / SPECIAL USE PERMIT

	ion Number: 24-03 ZA	Date:	6/3/2024				
1.	Legal Description: SEC 19 T25N R3W E 1/2 OF (EXC TRACTS) SE 1/4 46.25 AC						
Stree	et Address: Getz Ave						
2.	Area of subject property:	sq. ft. or	46.2500	Ac.			
3.	Present land use: Split between Commercial & Indu	strial B-3 & I-2 - I	Primarily Agric	cultural			
Propo	osed land use or special use: Change the entire parcel	to B-3					
Requ	ested zoning change: from B-3/I-2	District to	B-3	District			
4.	Surrounding zoning districts:						
	North <u>I-2</u> East <u>B-3/I-1</u>	South <u>I-2</u>		West 1-2			
5.	Subject property is owned by:						
	Name: GETZ ESTATE						
	Address: 29400 WARRICK RD MACKINAW, IL, 61755						
	(If subject property is owned by a trustee, a written names of all beneficial owners. A change in any oprocess must be disclosed immediately.)	of the beneficial o	wners during	the amendment/special use			
6.	A list of names and addresses of all property owners in the petition area (within 250 feet of the area affected by this petition) will be provided by the Village of Morton and attached hereto.						
7.	A statement is attached hereto, indicating why, in our opinion, the amendment or special use requested in necessary for the preservation and enjoyment of substantial property rights, and why such amendment of special use will not be detrimental to the public welfare, nor the property of other persons located in the vicinity thereof.						
8.	Additional exhibits submitted by the petitioner:						
	Zoning Map of Current Zoning and Proposed Zoning						
	Statement						

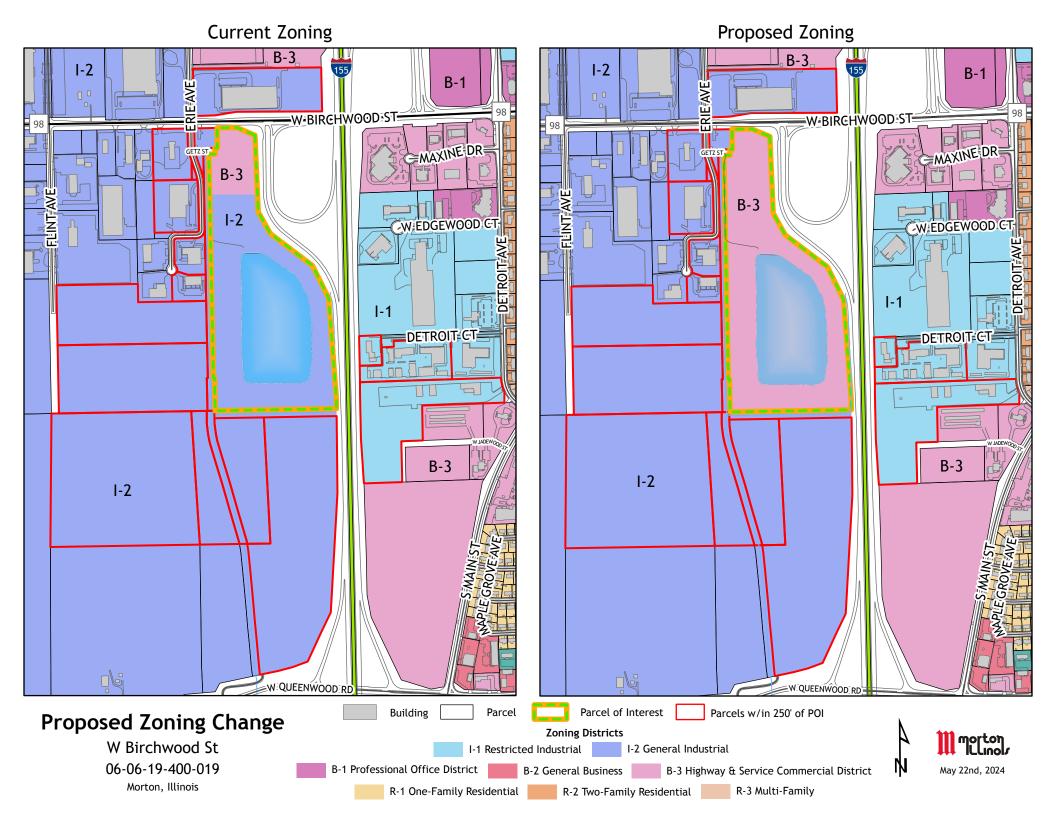
Petitioners' Signature:				
Name: Zack Davis				
Address: 120 N. Main St. Morton, IL 61550				
Phone No.: 309-266-5361				
Email Address: zdavis@morton-il.gov				
Signature: Jack Davis				
Name:				
Address:				
Phone No.:				
Email Address:				
Signature:				
Name:				
Address:				
Phone No.:				
Email Address:				
Signature:				

9.

24-03 ZA - Village of Morton - Getz Ave & W. Birchwood St. - PIN 06-06-19-400-019

Statement:

The Village of Morton requests to amend the zoning classification of Getz Ave (PIN 06-06-19-400-019) from partial B-3 & I-2 to all B-3. This will be beneficial to allow for future development on the entire parcel. The parcel is currently a tillable farm with a \pm 15 acre lake. Establishing this parcel as one zoning classification will allow the lake to be utilized for storm water retention for any future development.



PETITION FOR ZONING AMENDMENT / SPECIAL USE PERMIT

Petiti	on Number: <u>24-04</u> Date: <u>06-03-2024</u>					
1.	Legal Description: Refer to attached Preliminary ALTA					
Stree	t Address: southeast corner of the intersection of W Birchwood St and Erie Ave and bordered by I-155 to the east					
2.	Area of subject property: <u>2,015,182</u> sq. ft. or <u>46.262</u> Ac.					
3.	Present land use: Farm field					
Propo	osed land use or special use: Proposed Use: Truck Stop and Fast-food Restaurant					
Spec	ial Use: Outdoor storage/outdoor sales, fuel sales, drive-through restaurant, RV parking					
Requ	ested zoning change: from N/A District to N/A District					
4.	Surrounding zoning districts:					
	North <u>I-2</u> East <u>I-155</u> South <u>J-2</u> West <u>I-2</u>					
5.	Subject property is owned by:					
	Name: Gregory D. Getz, Sarah Jean Getz, Elsie Eigsti, Terri S. Carr, Curtis P. Hodel, James M. Hodel,					
	Address: Gary L. Hodel, Linda R. Hodel					
	Address varies					
	(If subject property is owned by a trustee, a written statement must be furnished by the trustee, disclosing the names of all beneficial owners. A change in any of the beneficial owners during the amendment/special use process must be disclosed immediately.)					
6.	A list of names and addresses of all property owners in the petition area (within 250 feet of the area affected b this petition) will be provided by the Village of Morton and attached hereto.					
7.	A statement is attached hereto, indicating why, in our opinion, the amendment or special use requested in necessary for the preservation and enjoyment of substantial property rights, and why such amendment of special use will not be detrimental to the public welfare, nor the property of other persons located in the vicinit thereof.					
8.	Additional exhibits submitted by the petitioner:					
	Preliminary ALTA/NSPS Land Title Survey by WT Group dated April 3, 2024					
	Site Plan and Landscaping plan prepared by CESO, Inc.					

9.	Petitioners' Signature:		
	Name (printed)	Address (printed)	Signature
	Steve Walters (Love's)	10601 N. Pennsylvania Ave	\overline{A}
		Oklahoma City, OK 73120	
			D PO

3601 Rigby Road, Suite 300 Miamisburg, OH 45342 937.435.8584 www.cesoinc.com



May 30, 2024

Love's Travel Stop Special Use Statement

Love's Travel Stops & Country Stores, Inc. is planning to construct a new travel center at the southeast corner of the intersection of W Birchwood St and Erie Ave and bordered by I-155 to the east in the Village of Morton, IL. The development will consist of a 11,850 ± square foot convenience store/fast-food restaurant with a drive-thru, five car fueling islands, five diesel fueling bays, a truck scale, a dog park, 4 RV parking spaces, 59 car parking spaces and 77 truck parking spaces. The site will be accessed via two driveways, one for cars and one for trucks, located off of Erie Ave.

The proposed Love's property is 46.262 acres in size and is currently owned by Getz Estate. The property is split-zoned I-2 and B-3. It is Love's understanding that the total parcel will be zoned B-3 by the Village in advance of Special Use approval. "Drive-in or drive-through restaurants where food is provided to customers in cars" is considered a special use in zoning district B-2, General Business District, and therefore, is also a special use in zoning district B-3, Highway and Service Commercial District. "Storage or parking of occupied mobile homes or recreational vehicles" is not included as a special use under the B-3 Highway and Service Commercial district; however, this use should be included as part of the Special Use Permit for the Love's Travel Stop because it is essential to the Love's operations. "Uses where outdoor storage of products or goods used or sold on the premises is a necessary part of the operation" are considered a special use in zoning district B-3, Highway and Service Commercial District.

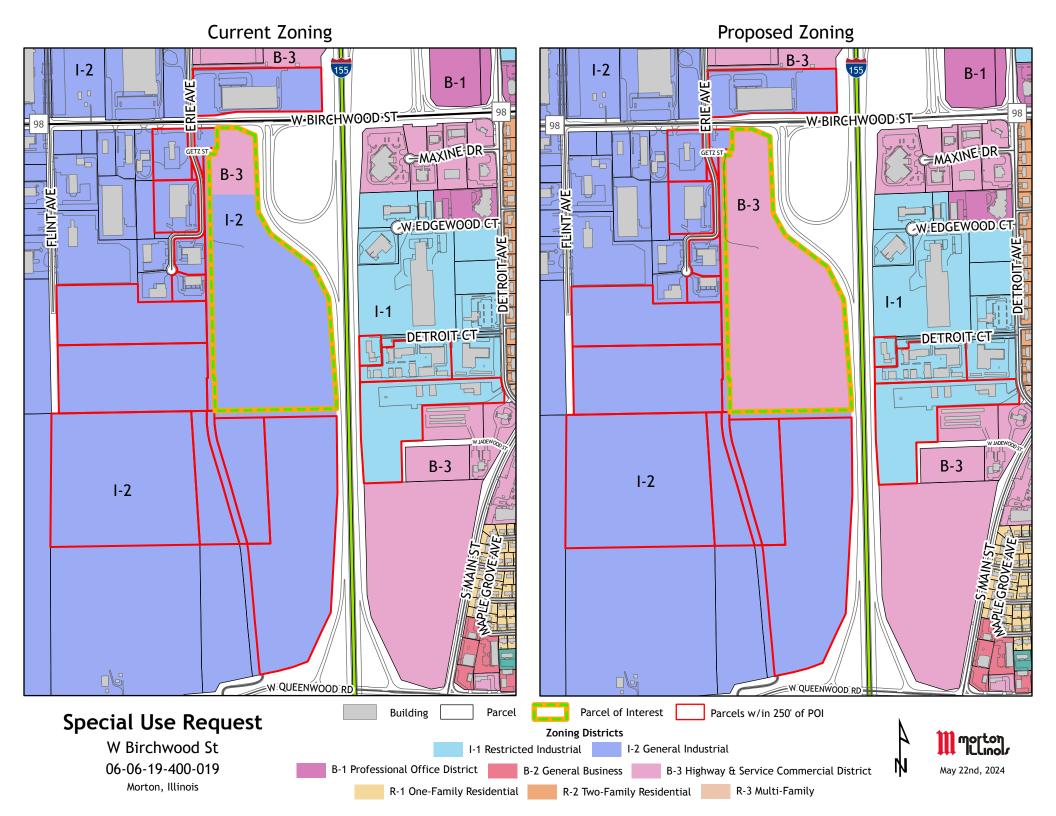
Love's Travel Stops seeks to service the traveling public, both passenger vehicles and commercial trucks, as fully as possible, providing a "one stop shop" for guests to use the restroom, refuel, purchase food and drinks and more. The Love's building, which includes a convenience-type store and fast-food restaurant, is essential in order to fully service their customers. Without the retail store, guests would be unable to purchase essential travel items or use the restroom and truckers would be unable to shower or do laundry. For truckers, this building is especially important because it allows them to maintain their personal hygiene on the go. Furthermore, without the restaurant both travelers and residents would be without an option for a meal. The restaurant drive-thru is just one other way that Love's is able to quickly and efficiently meet their customer's needs. The drive-thru allows customers to order food quickly without ever leaving their cars. Furthermore, the use of the drive-thru frees up parking for those customers that prefer to or must enter the Love's building.

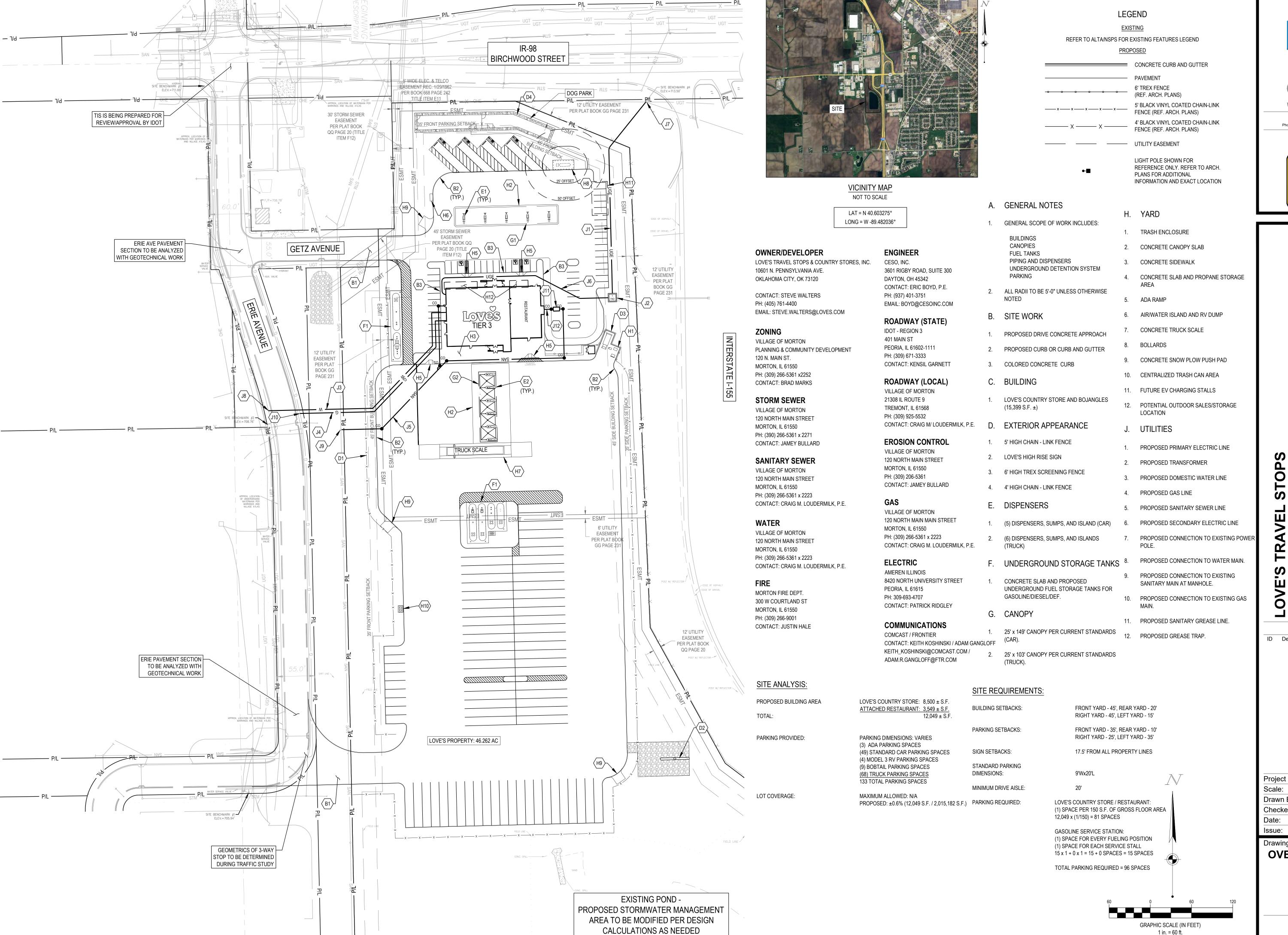
Love's Travel Stops seeks to service the traveling public and community by providing convenient items for purchase located outside of their main Love's building. These items make it convenient for the community and traveling public to obtain necessary items for every-day use and to make pass-by stops as convenient as possible. Typical items Love's may provide outdoor storage/sales for would include propane, ice, water, DEF and other fluids needed by the drivers. Bulk propane is also sold at a designated propane tank island on site. This tank is protected by bollards and is required to be located with 50' from the tank to major structures (building, fueling canopy, dispensers, etc.) and 25' from the propane tank to minor structures (above ground utilities, light poles, air/water/RV dump island, etc.). When necessary, an explosion proof fixture may be provided near the propane tank as an exempt lighting fixture. 38' clearance is also required between the point of transfer and any underground storage tanks. Outdoor storage and sales of these items provides easy access to the traveling public and eases the flow of the public through the Love's site and back on the road to their destination.

Since 2022, Love's has begun a new initiative to include recreational vehicle parking at their Travel Stops as warranted by the traveling public as a safe location to rest for a night. While some Love's Travel Stops are now

designated recreational vehicle parks, this location is intended to have four (4) RV parking stalls to accommodate the traveling public to rest along their main path of travel. The proposed Love's RV parking stalls at this location would provide sanitary, electric, and water hookups for the renter to hook-up to overnight. These RV-parking stops are intended to be a temporary stop along the public's travel to their final destination. The RV parking proposed for the Morton, IL site is parking provided adjacent to the standard auto customer parking and is not a separate RV park. Love's does not anticipate any stays in this location for more than a few nights and typically does not see stays longer than one night. All guests of the RV parking spaces must agree to Love's standard Terms and Conditions with provided "check-in" and "check-out" times, quiet hours from 10 p.m. to 8 a.m., and various other conditions.

The Love's Travel Stop will fit in well with the existing community at the I-155 and W Birchwood Street interchange because it is a business that services the traveling public on either of these roads. The proposed location will also be amongst industrial businesses and other highway commercial businesses that are currently being serviced by trucks. The Love's Travel Stop will provide critical fuel and amenities for these trucks that service the neighboring businesses. Noise, glare or odors that may be generated by the Love's will be no greater than those created by the adjacent businesses. Furthermore, no residential properties are located within the immediate area, so the 24/7 operation of the Love's will not disturb anyone.





WWW.CESOINC.COM 175 Montrose West Ave., Suite 400 Akron, OH 44321
Phone: 330.665.0660 Fax: 888.208.4826

0 \geq Revisions / Submissions

ID Description Date

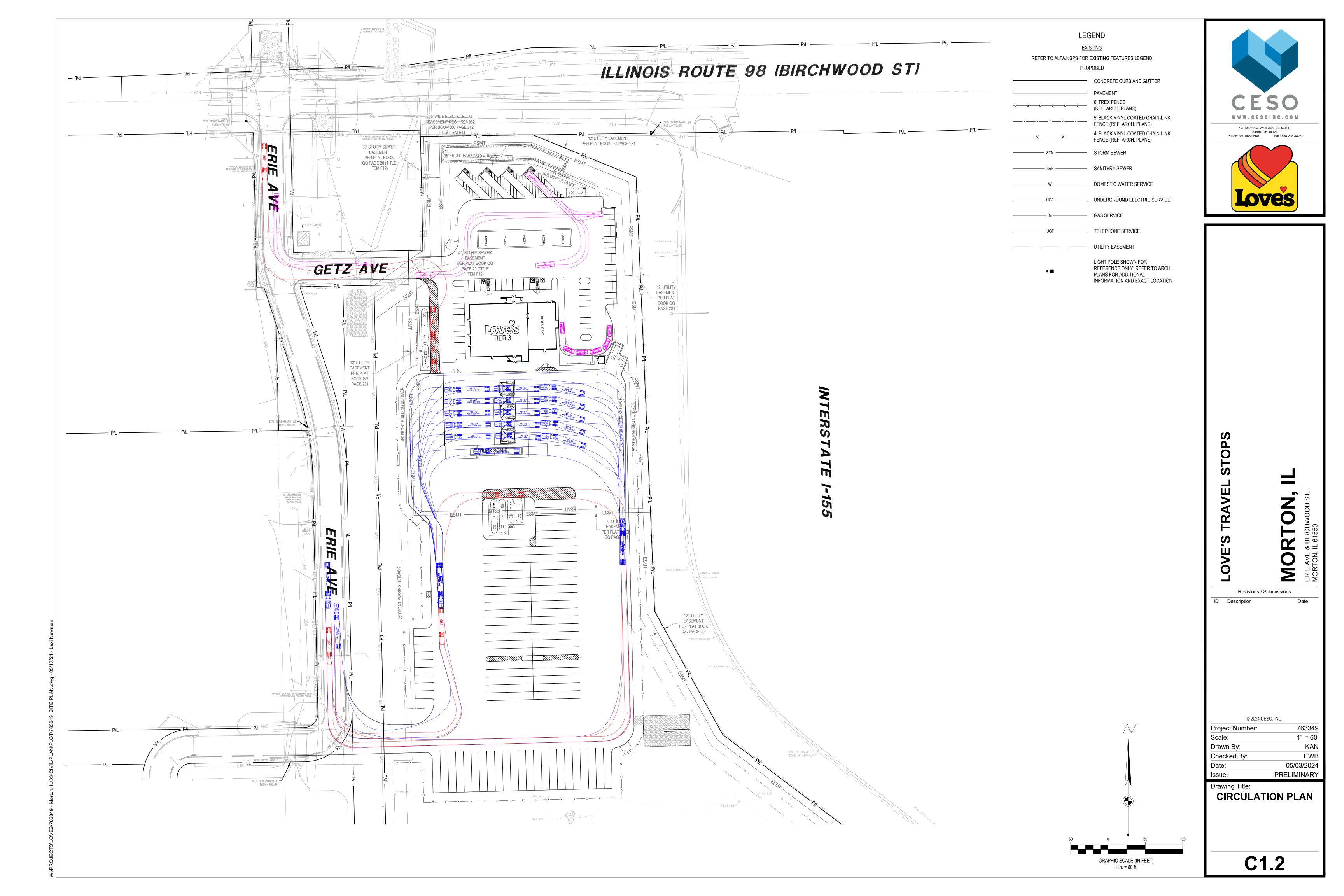
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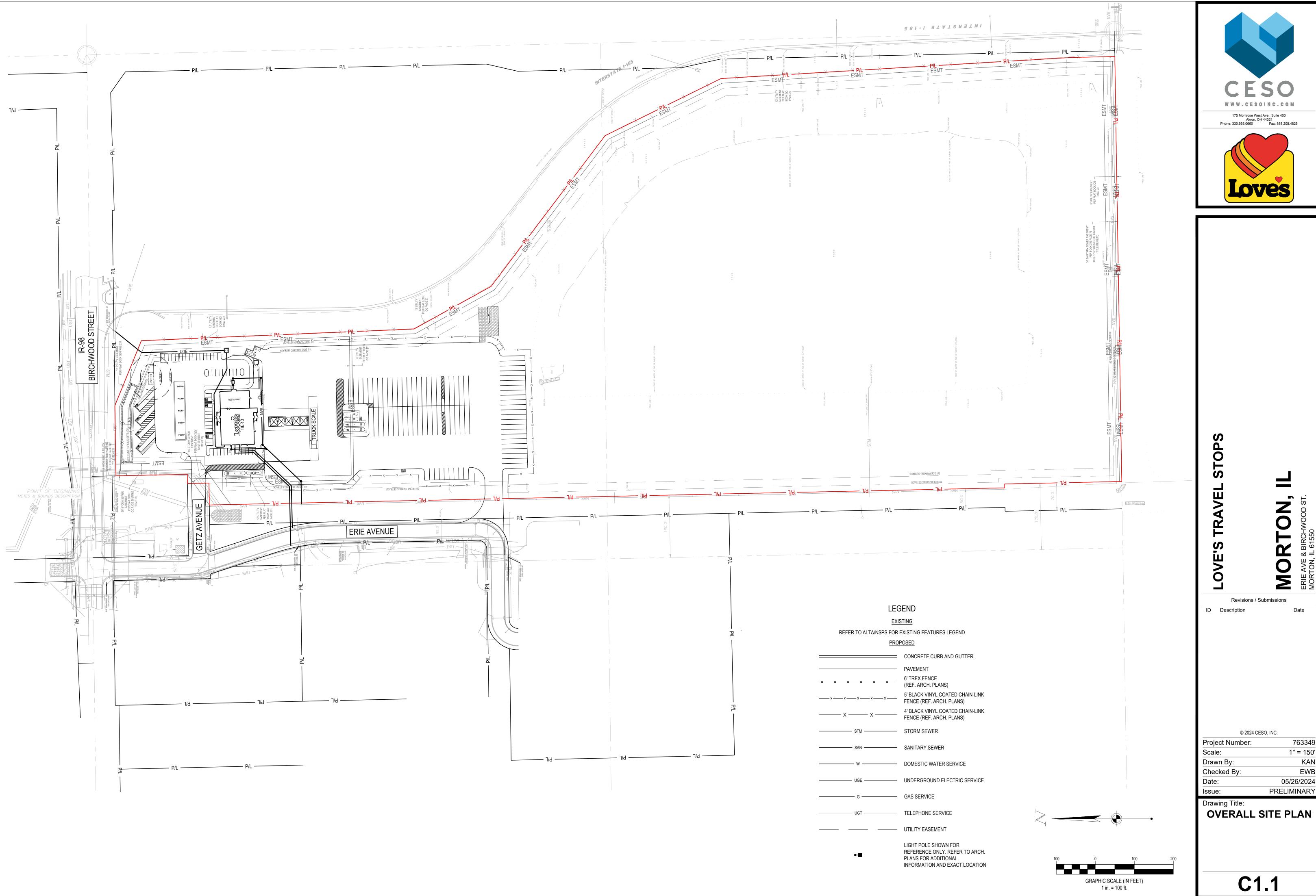
763349 **Project Number:** Scale: 1" = 60' KAN Drawn By: **EWB** Checked By: 05/26/2024 Date: PRELIMINARY Issue:

Drawing Title:

OVERALL SITE PLAN

C1.0

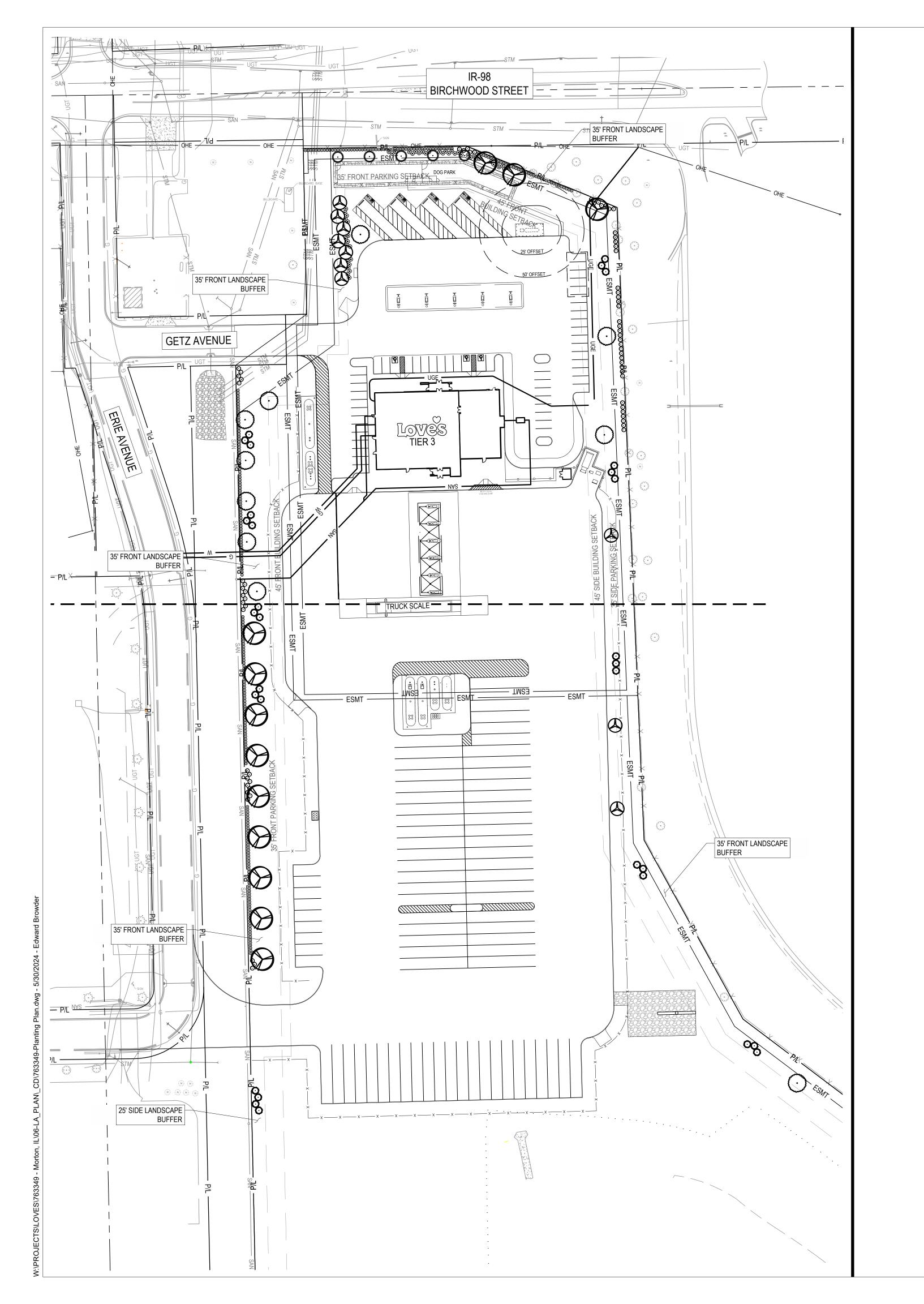






763349 1" = 150' KAN

EWB 05/26/2024 PRELIMINARY



PLANT SCHEDULE FRONT YARD

SYMBOL	<u>QTY</u>	BOTANICAL NAME	COMMON NAME	SIZE	MIN HT / SPR	SPACING
TREES	12	CANOPY TREE A		2" CAL	8` HT	AS SHOWN
Ŏ	7	CANOPY TREE B		2" CAL	8' HT	AS SHOWN
	12 7 5	EVERGREEN TREE B INTERMEDIATE TREE B		 2" CAL	5' HT 5' HT 7' HT	8' OC AS SHOWN AS SHOWN
SHRUBS © © ©	47 38 272	DECIDIOUS SHRUB B EVERGREEN SHRUB A EVERGREEN SHRUB B		 	18" HT 24" HT 24" HT	AS SHOWN AS SHOWN AS SHOWN

PLANT SCHEDULE SIDE YARD

SYMBOL	QTY	BOTANICAL NAME	COMMON NAME	SIZE	MIN HT / SPR	SPACING
TREES						
(\cdot)	3	CANOPY TREE B		2" CAL	8` HT	AS SHOWN
Ŏ	19	EVERGREEN TREE A			5` HT	8, OC
	3	EVERGREEN TREE B			5' HT	AS SHOWN
SHRUBS ©	30	EVERGREEN SHRUB A			24" HT	AS SHOWN

LANDSCAPE REQUIREMENTS

FRONT LANDSCAPE YARD (BIRCHWOOD ST, ERIE AVE: 1,347 LF): (1,347/2 = 674 POINTS)

REQUIRED WIDTH: 35'
PROPOSED WIDTH: 35'
EXISTING TREES (15 POINTS): 4 X 15 = 60 PTS
PROPOSED SHADE TREES (15 POINTS): 19 X 15 = 285 PTS
PROPOSED EVERGREEN TREES (15 POINTS): 19 X 15 = 285 PTS
PROPOSED INTERMEDIATE TREES (10 POINTS: 5 X 10 = 50 PTS
PROPOSED EVERGREEN SHRUBS (2 POINTS): 310 X 2 = 620 PTS
PROPOSED DECIDUOUS SHRUBS (1 POINT): 47 X 1 = 47 PTS

SIDE LANDSCAPE YARD (EAST, SOUTHWEST: 1,140 LF): (1,140/ 2 = 570 POINTS)

REQUIRED WIDTH: 25'
PROPOSED WIDTH: 25'
EXISTING TREES (15 POINTS): 9 X 15 = 135 PTS
PROPOSED SHADE TREES (15 POINTS): 3 X 15 = 45 PTS
PROPOSED EVERGREEN TREES (15 POINTS): 22 X 15 = 330 PTS
PROPOSED INTERMEDIATE TREES (10 POINTS:
PROPOSED EVERGREEN SHRUBS (2 POINTS): 30 X 2 = 60 PTS
PROPOSED DECIDUOUS SHRUBS (1 POINT):

LEGEND

EXISTING

REFER TO ALTA/NSPS FOR EXISTING FEATURES LEGEND

PROPOSED

	CONCRETE CURB AND GUTTER
	PAVEMENT
-000	6' TREX FENCE (REF. ARCH. PLANS)
xxx	5' BLACK VINYL COATED CHAIN-LINK FENCE (REF. ARCH. PLANS)
x x	4' BLACK VINYL COATED CHAIN-LINK FENCE (REF. ARCH. PLANS)
	STORM SEWER
SAN	SANITARY SEWER
	DOMESTIC WATER SERVICE
	UNDERGROUND ELECTRIC SERVICE
	GAS SERVICE
	TELEPHONE SERVICE
	UTILITY EASEMENT

LIGHT POLE SHOWN FOR

PLANS FOR ADDITIONAL INFORMATION AND EXACT

LOCATION

REFERENCE ONLY. REFER TO ARCH.

GRAPHIC SCALE (IN FEET)
1 in. = 60 ft.



E'S TRAVEL STOPS

LOVE'S TRAY

Revisions / Submissions

BET AVE & BIRCHWOOD S

Date

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Project Number: 763349

Scale: 1"=60'

Drawn By: PS

Checked By: EAB

Date: 05/24/2024

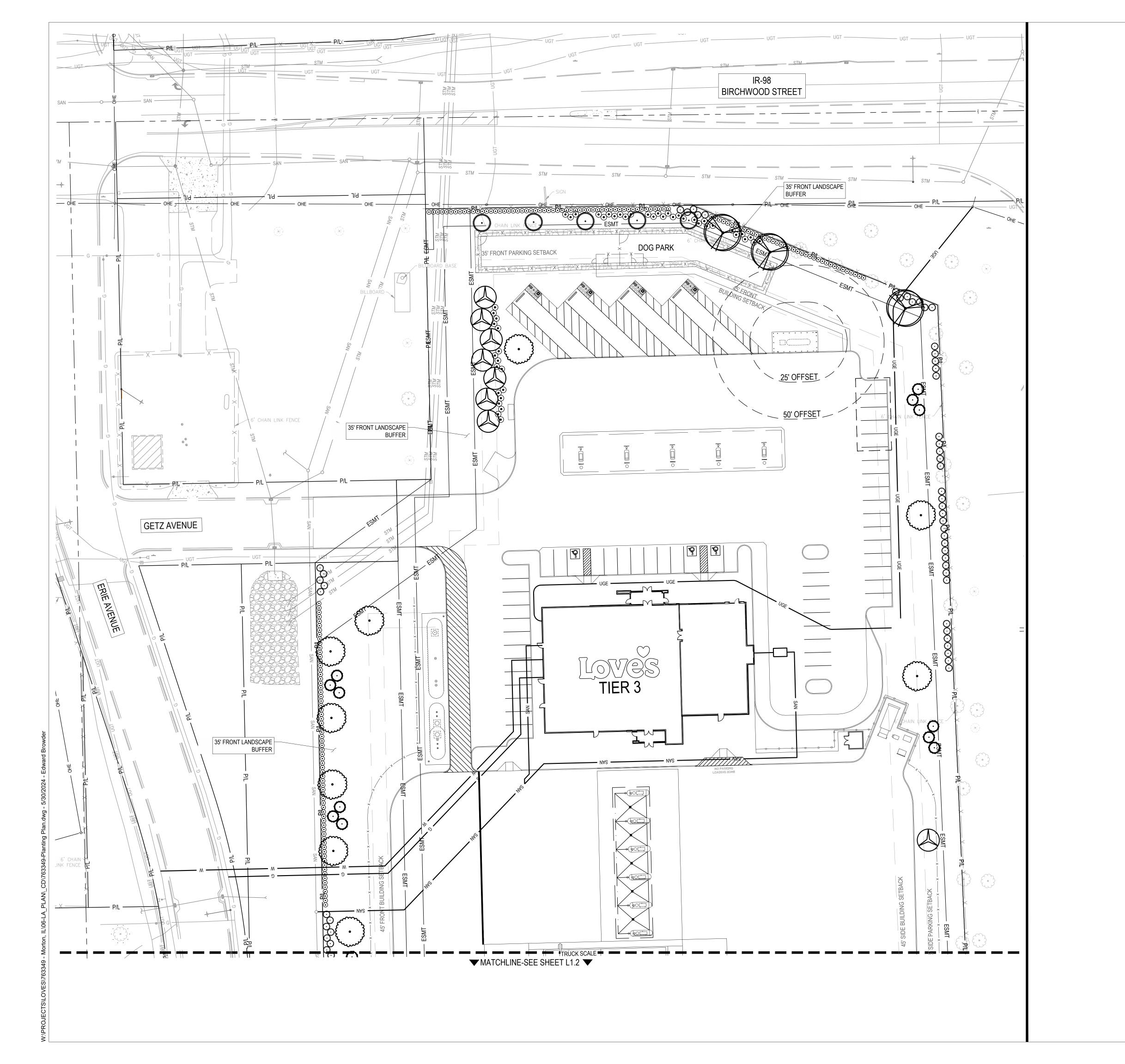
PRELIMINARY

Drawing Title:

Issue:

OVERALL PLANTING PLAN

L1.0



PLANT SCHEDULE FRONT YARD

QTY BOTANICAL NAME



CANOPY TREE A

CANOPY TREE B

EVERGREEN TREE A

EVERGREEN TREE B INTERMEDIATE TREE B

SHRUBS

DECIDIOUS SHRUB B EVERGREEN SHRUB A EVERGREEN SHRUB B

PLANT SCHEDULE SIDE YARD

QTY BOTANICAL NAME

TREES

CANOPY TREE B

EVERGREEN TREE A EVERGREEN TREE B

SHRUBS \odot

EVERGREEN SHRUB A

LANDSCAPE REQUIREMENTS

FRONT LANDSCAPE YARD (BIRCHWOOD ST, ERIE AVE: 1,347 LF): (1,347/2 = 674 POINTS)

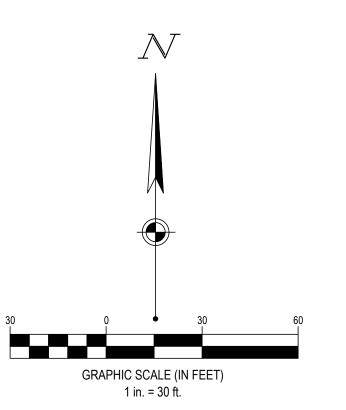
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OVE'S

Revisions / Submissions ID Description Date

MORTON

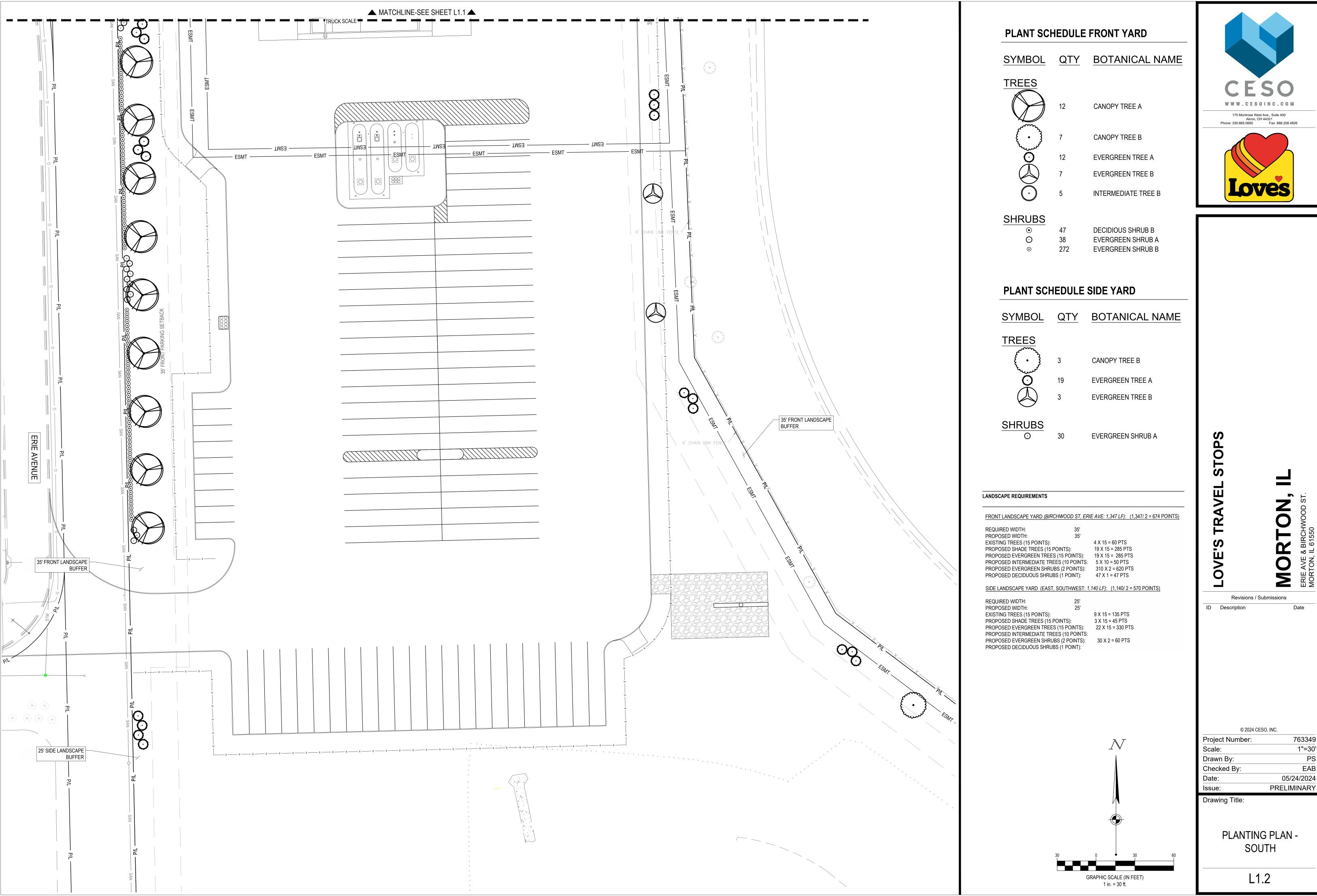
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763349 Project Number: Scale: 1"=30' Drawn By: Checked By: EAB 05/24/2024 Date: PRELIMINARY Issue:

Drawing Title:

PLANTING PLAN -NORTH

L1.1



EAB