PLAN COMMISSION

INTER-DEPARTMENTAL REVIEW COMMITTEE REPORT

470 and 498 E. Roosevelt Road, Repeal Ordinance 6240 and Map Amendment

June 20, 2022

Title

PC 22-14

Petitioner

Keystone Planning and Design 418 Clinton Place River Forest, IL 60305

Property Owner

Five Flavors, LLC 6801 Roosevelt Road Berwyn, IL 60402

Property Location

470 and 498 E. Roosevelt Road 06-17-403-039; 06-17-403-041

Zoning

B4A and B4APD

Existing Land Use

Parking Lot and Restaurant

Comprehensive Plan

Community Commercial

Approval Sought

Repeal Ordinance 6240 and Map Amendment from B4APD to B4A

Prepared By

Tami Urish Planner I



PROJECT DESCRIPTION

The restaurant, Rainbow Cone, is consolidating the property behind the building to provide more parking spaces and removing most parking spaces around the building, with the exception of the American with Disabilities Act required parking spaces that will remain near the building. Since the property located at 470 E. Roosevelt Road is within a planned development, and the property located at 498 E. Roosevelt Road is not in a planned development, the 470 E. Roosevelt Road property needs to be rezoned.

APPROVAL(S) REQUIRED

The petitioner requests that the Village approve the repeal of Ordinance 6240 in its entirety, and remove the property at 470 E. Roosevelt Road from the geographical boundaries of the Carson Center Planned Development located within the B4A Roosevelt Road Corridor pursuant to Section 155.504(A) of Village Code (major changes in a planned development).

EXISTING CONDITIONS

A single tenant building operating an ice cream shop/restaurant use with a drive through occupies the parcel addressed as 498 E. Roosevelt. A parking lot with cross access to the Carson Center multitenant strip center next door occupies the parcel addressed as 470 E. Roosevelt.

PROJECT STATS	P	R	OJ	ECT	STATS	
---------------	---	---	----	-----	--------------	--

Lot & Bulk

Parcel Size (total of both):	1.8 acres
Building Size:	~3,000 SF
Parking Spaces	

Demand:	36 (2 ADA)
Supply @ 470	61 (6 ADA)
Supply @ 498:	30 (2 ADA)

Submittals

- 1. Petition for a public hearing;
- 2. Response to Standards for a Conditional Use, prepared by the petitioner, dated May 16, 2022;
- Plat of Consolidation, prepared by Wolf Pack Consulting, LLC, dated May 2, 2021;
- 4. Site Plan, prepared by the petitioner, dated March 22, 2022.
- 5. Informational sign exhibit prepared by Corporate Identification Solutions, dated May 10, 2022.

INTER-DEPARTMENTAL REVIEW

Building Division:

The Building Division requires the ADA spaces to remain nearest the building and both entrances into the building have cross hatched crosswalks. Should the petition be approved, additional comments may be forthcoming during permit review.

Fire Department:

The Fire Department has no comments. Should the petition be approved, additional comments may be forthcoming during permit review.

Private Engineering Services:

Private Engineering Services has no comments. Should the petition be approved, additional comments may be forthcoming during permit review.

Public Works:

The Department of Public Works has no comments. Should the petition be approved, additional comments may be forthcoming during permit review.

Planning Services Division:

The Planning Services Division (PSD) notes the following:

1. Surrounding Zoning & Land Use Compatibility

	Zoning Districts	Land Use
North	R2	Vacant lot
South	B4A (High Point Center)	Mixed Retail
East B4A (Drivetime)		Motor Vehicle sales
West	B4A (Carson Center)	Retail

The subject property is located in an established commercial corridor that contains a mixture of businesses. The building is configured as a single tenant structure and is not a multi-tenant strip center by design. The site at 498 E. Roosevelt is non-conforming to the standards of the zoning district, however, the development was approved without any variances by Ordinances 3796 and 3952 for a restaurant with a drive through in the 1990s.

Prior to 2007, the property at 470 E. Roosevelt Road was developed as an electrical contractor's office and shop (Glenbard Electric). The property was sold to the property owners of the Carson's Center located at 400-450 E. Roosevelt Road and the building on the property was razed. The property owners at the time were granted approval to utilize the existing parking lot for the benefit of the Carson's Center, west of the vacant lot, by including it in the established planned development until such time that the property could be redeveloped. The new property owners are seeking to improve access to the drive through portion of the restaurant by expanding the parking availability on this existing parking lot for the benefit of Rainbow Cone. A permit will be required to restripe the parking lot.

2. Comprehensive Plan Compatibility

The Comprehensive Plan recommends Community Commercial. The existing restaurant with drive through use is consistent with this designation.

3. Zoning Compatibility

The petitioner is proposing to consolidate two properties. Repealing Ordinance 6240, rezoning and a subsequent map amendment of one of the parcels is being sought. The proposal seeks to improve the conditional use of the drive through that was approved in 1993 and 1995.

It was noted by staff in 2008 (PC 08-28) that the expectation for the property located at 470 E. Roosevelt Road was to be redeveloped. Staff now finds that combining the two properties is a satisfactory redevelopment option.

4. Site Plan: Access & Circulation

The site is accessed by Roosevelt Road and Fairfield Avenue. There is a traffic signal at the intersection. Parking is not allowed on either street.

The petitioner proposes to remove all parking spaces on the 498 E. Roosevelt Road parcel with the exception of the three required ADA parking spaces and four standard parking spaces. Additional parking for the restaurant will be provided by the 470 E. Roosevelt Road parcel's parking lot. The property owner has found that at times the parking lot around the building gets overwhelmed with customers attempting to park or utilize the drive through. By shifting the parking exclusively to the north, the congestion is expected to improve. The property owner of 498 E. Roosevelt Road recently purchased 470 E. Roosevelt Road and subsequently submitted a plat of consolidation to the Village for this plan.

5. Cross Access with Neighboring Property

Two driveways on the west side of the subject property provide access to the shopping center located at 400-450 E. Roosevelt Road. Prior to selling 470 E. Roosevelt Road to the petitioner, the owner of the shopping center established a cross access easement over the two driveways for the benefit of the properties at 470 and 498 E. Roosevelt Road (R2021-14926). The easement ensures the existing circulation pattern among the three properties will remain unchanged.

6. Signage

No zoning relief is requested for signage. The petitioner will install new informational signage at the parking lot entrances and a permit will be required.

7. Lighting

No changes to the lighting are occurring at this time. Should the business change the lighting in the future they will need to apply for a permit and submit a photometric plan.

8. History

470 E. Roosevelt Road

PC 08-28 (400-470 E. Roosevelt Road) Ordinance 6240: Amendment to Ordinance 5456 to allow for a Vacant Property (470 E. Roosevelt Road) to be included within the geographical extent of the Carson's Center Planned Development with the following conditions:

- 1. The subject property shall be developed and operated in conformance with the site plan prepared by GEA Architects, dated August 3, 2008 and made a part of this petition.
- 2. The existing south entrance drive to Fairfield Road shall be redesigned as a right-in, right-out access drive.
- 3. A perpetual cross-access agreement shall be executed between the subject properties.
- 4. A cross-park agreement shall also be executed between the subject properties until such time that the 470 E. Roosevelt Road property is redeveloped.
- 5. The petitioner shall satisfactorily address the IDRC comments [list of engineering items for the permit of the parking lot].

498 E. Roosevelt Road

PC 93-30, Ordinance 3794: Annexation of 498 E. Roosevelt into the Village of Lombard Ordinance 3795: Map amendment for the purpose of rezoning the property from R1 Single Family Residence District to B4 Corridor Commercial District

Ordinance 3796: Conditional Use for a restaurant with drive-through service and outdoor seating.

PC 95-01, Ordinance 3952: Conditional Use for a restaurant with drive-through service and outdoor seating. Different site plan than the site plan submitted for PC 93-30. Both site plans were approved without variances.

FINDINGS & RECOMMENDATIONS

Staff finds that the proposed use is consistent with its surrounding context, the Village of Lombard Comprehensive Plan, and Zoning Ordinance.

The Inter-Departmental Review Committee has reviewed the standards for the request to repeal Ordinance 6240 in its entirety, and remove the property at 470 E. Roosevelt Road from the geographical boundaries of the Carson Center Planned Development located within the B4A Roosevelt Road Corridor, and a map amendment from B4APD Roosevelt Road Corridor District Planned Development to B4A and Roosevelt Road Corridor District and finds that the proposed repeal and map amendment **complies** with the standards established by the Village of Lombard Zoning Ordinance, subject to conditions of approval based on the above considerations. As such, the Inter-Departmental Review Committee recommends that the Plan Commission make the following motion for **approval** of PC 22-14:

Based on the submitted petition and the testimony presented, the proposed repeal of Ordinance 6240 in its entirety, and the removal of the property at 470 E. Roosevelt Road from the geographical boundaries of the Carson Center Planned Development located within the B4A Roosevelt Road Corridor, and a map amendment from B4APD Roosevelt Road Corridor District Planned Development to B4A and Roosevelt Road Corridor District does comply with the standards required by the Village of Lombard Zoning Ordinance and that granting the repeal and map amendment is in the public interest and, therefore, I move that the Plan Commission accept the findings of the Inter-Departmental Review Committee Report as the findings of the Plan Commission, and recommend to the Village Board **approval** of PC 22-14, subject to the following conditions:

- 1. The existing south entrance drive to Fairfield Road shall be remain as a right-in, right-out access drive;
- 2. The petitioner shall record a plat of consolidation, combining 470 E. Roosevelt Road and 498 E. Roosevelt Road into one lot of record; the cross access easement pertaining to the driveways on the west side of the property (R2021-149626) shall be referenced on the plat of consolidation;
- 3. That the petitioner shall satisfactorily address all comments noted within the Inter-Departmental Review Committee Report;
- 4. This approval shall be subject to the commencement time provisions as set forth within Section 155.103(F)(11) and
- 5. That the petitioner shall keep the frontage along Roosevelt Road available ADA customer parking.

Inter-Departmental Review Committee Report approved by:

were

William J. Heniff, AICP ' Director of Community Development

c. Petitioner





Rainbow Cone Lombard Plat Consolidation and Rezoning STANDARDS FOR MAP AMENDMENTS (REZONINGS) from B4APD to B4A Roosevelt Road corridor

1. Compatibility with existing uses of property within the general area of the property in question;

- a. 498 E. Roosevelt Road is an existing drive-thru food service use, and the building /site has also been a food service use even before that. The owners of 498 E. Roosevelt Road have acquired the existing to remain parking lot north of their parcel. This request is to consolidate the parcel north of 498 E. Roosevelt with it to create a larger parcel, offer onsite parking to the food service use, and become B4A zoning from B4APD. Existing uses remain. There are many other restaurants and services along this commercial corridor.
- 2. Compatibility with the zoning classification of property within the general area of the property in question;
 - a. Direct compatibility with all same zoning commercial uses along Roosevelt road and with residential zoning to the north like all other adjacent commercial properties. Existing uses to remain that are already approved and built.



- *3. The suitability of the property in question to the uses permitted under the existing zoning classification.*
 - a. Existing drive-thru food service use that has been already built and approved. This use is also a permitted use in this district. On-site parking is now offered after this consolidation and rezoning, another permitted use
- 4. Consistency with the trend of development, if any, in the general area of the property in question, including changes, if any, which have taken place in its present zoning classification;
 - a. This district serves the larger community by offering a "viable retail commercial corridor" Much of the area is already built with existing single-story commercial buildings, which ours matches in scale.
- 5. The compatibility of the surrounding property with the permitted uses listed in the proposed zoning classification.
 - a. All properties to the south (across Roosevelt Road), the east and west are all commercial properties offering permitted restaurants, services, and more to the community. This is

all compatible with our uses. The properties to the north of the consolidate parcel are single-family residential, and the existing parking lot has existing landscape screening to this residential district, making it compatible by offering existing to remain uses (no changes for any of the neighbors) with required buffers.

6. The objectives of the current Comprehensive Plan for the Village of Lombard and the impact of the proposed amendment of the said objectives;

a. No amendments proposed to the current Comprehensive Plan for the Village of Lombard. The objectives of the plan remain in effect as we offer no physical changes to the buildings, buffers, landscaping, drive entry points, etc. code requirements.

7. The suitability of the property in question for permitted uses listed in the proposed zoning classification.

a. Permitted uses such as restaurants with on-site parking are suitable for this property with access from Roosevelt Road and also Fairfield. Existing access, entry, exits to the site to remain as well as existing building and parking and circulation.



CF______A D_20____

GIVEN LINDER MY HAND AND SEAL AT WESTMONT. ILLINDIS THIS 2ND DAY OF MAY 2022



