

VILLAGE PRESIDENT
Seth Speiser

VILLAGE CLERK
Jerry Menard

VILLAGE TRUSTEES
Ray Matchett, Jr.
Mike Blaies
Denise Albers
Bob Kaiser
Michael Heap
Lisa Meehling

VILLAGE TREASURER
Bryan A. Vogel

VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER
14 SOUTHGATE CENTER, FREEBURG, IL 62243
PHONE: (618) 539-5545 • FAX: (618) 539-5590
Web Site: www.freeburg.com

VILLAGE ADMINISTRATOR
Tony Funderburg

PUBLIC WORKS DIRECTOR
John Tolan

POLICE CHIEF
Michael J. Schutzenhofer

ESDA COORDINATOR
Eugene Kramer

ZONING ADMINISTRATOR
Matt Trout

VILLAGE ATTORNEY
Weilmuenster & Keck, P.C.

January 28, 2019

NOTICE

MEETING OF LEGAL AND ORDINANCE COMMITTEE Annexation; Building; Zoning; Subdivision (Heap/Albers/Matchett/Meehling)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, January 30, 2019, at 5:30 p.m.**

LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

I. Items to be Discussed:

A. Old Business

1. Approval of December 17, 2018 Minutes
2. Zoning Report/Nuisance Properties
3. Meadow Pines Subdivision
4. Code Revisions/Legal Review

B. New Business

1. Pool Party/Pavilion Rules and Party Pricing
2. Friends of the Library Donation Request

C. General Concerns

D. Public Participation

E. Adjourn

At said Legal and Ordinance Meeting, the Village Trustees may vote on whether or not to hold an Executive Session to discuss the selection of a person to fill a public office [5 ILCS, 120/2 - (c)(3)], litigation [5 ILCS, 120/2 - (c)(11)] personnel [5 ILCS, 120/2 - (c)(1)]; collective negotiating matters between the public body and its employees or their representatives [5 ILCS, 120/2- (c)(2), real estate transactions [5 ILCS, 120/2 - (c)(5)]; discussion of executive session minutes, [5 ILCS-120/2-(c)(21)]; discussion of purchase or lease of real property for the use of the public body, [5 ILCS-120/2-(c)(5)]; or discussion of the setting of a price for sale or lease of property owned by the public body, [5 ILCS-120/2-(c)(6)].

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Legal and Ordinance Committee Meeting
(Annexation; Building; Zoning; Subdivision)
(Heap/Albers/Matchett/Meehling)
Monday, December 17, 2018 at 5:30 p.m.

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The meeting of the Legal and Ordinance Committee was called to order at 5:35 p.m. by Chairman Mike Heap on Monday, December 17, 2018, in the Freeburg Municipal Center. Members attending were Chairman Mike Heap, Trustee Denise Albers, Trustee Ray Matchett, Trustee Lisa Meehling, Mayor Seth Speiser, Village Clerk Jerry Menard, Trustee Mike Blaies, Trustee Bob Kaiser, Zoning Administrator Matt Trout, Police Chief Mike Schutzenhofer, Public Works Director John Tolan (absent), Village Administrator Tony Funderburg and Office Manager Julie Polson.

A. OLD BUSINESS:

1. Approval of November 28, 2018 Minutes: Trustee Lisa Meehling motioned to approve the November 28, 2018 minutes and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Zoning Administrator Matt Trout reported issuing two occupancy permits and one building permit to date. He reported our Public Works Department is fixing the drainage issue in front of Bill Herr's property. Mr. Herr has moved some of the cars out of there.
3. Meadow Pines Subdivision: Matt stated the Combined Planning and Zoning Board recommended the final plat be approved contingent on the village agreeing with the maintenance bond. He emailed that bond document to everyone earlier today. He spoke with Country Financial, and they expect everything to come back. They have submitted all the paperwork. Matt said Attorney Keck has advised the agreement will have to go to the next board in resolution form. There is a meeting Wednesday with Alex Klemme, John, Shane, Matt and Charter to discuss the \$54,000 Charter wants to charge. They want this separate from the Braun matter.
4. Code Revisions/Legal Review: Matt has nothing new to report on this.

Tony asked for a better understanding on why we are going underground with the electric on Mr. Braun's property. Matt spoke with Annie at St. Clair County regarding our building permit for the police addition. Matt said she backed down a bit and advised we could hire our own certified inspectors. Mayor Speiser has not heard back from Mark Kern on this matter. Matt further said Smithton does their own inspections.

B. NEW BUSINESS: None.

C. GENERAL CONCERNS: None.

Legal and Ordinance Committee Meeting
Monday, December 17, 2018

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VILLAGE BOARD OF TRUSTEES MEETINGS ARE HELD ON THE FIRST AND THIRD MONDAY OF EVERY MONTH

D. PUBLIC PARTICIPATION: None.

E. ADJOURN: *Trustee Lisa Meehling motioned to adjourn at 5:45 p.m. and Trustee Denise Albers seconded the motion. All voting yea, the motion carried.*



Julie Polson
Office Manager

ARTICLE VI - "SR-2" SINGLE FAMILY RESIDENCE DISTRICT

40-6-1 "SR-2" SINGLE FAMILY DISTRICT (SMALL LOT). The "SR-2", Single-family Residence District, encompasses areas suitable for single-family dwellings as well as related educational, religious, and recreational facilities. The regulations for this district are intended to stabilize and preserve sound existing single-family neighborhoods and to promote the development of subdivisions offering a range of new conventionally constructed single-family housing. Other types of residences (manufactured homes, immobilized manufactured homes, duplexes, apartments, and the like) are strictly prohibited in this district. **(Sec. 155.105) Penalty, see Section 40-25-1**

40-6-2 SPECIAL RESTRICTIONS. The provisions of **Section 40-5-2** shall be controlling in this district. **(Sec. 155.106)**

40-6-3 LOT AND BUILDING REQUIREMENTS. Every principal building erected in the "SR-2" District shall conform to the following requirements:

(A)	Minimum lot area:	6,000 square feet.
(B)	Minimum lot width at the established building line:	50 feet.
(C)	Minimum lot depth:	100 feet.
(D)	Minimum setbacks:	
	(1) From front lot line:	25 feet.
	(2) For both side yards:	15 feet.
	(3) From either side lot line:	5 feet.
	(4) From rear lot line:	25 feet.
	(5) From side yard abutting street:	25 feet.
(E)	Maximum building height:	35 feet.
(F)	Minimum off-street parking per dwelling unit:	2 spaces.
(G)	Maximum percent coverage per lot:	25%.

(Sec. 155.107)

40-6-4 PERMITTED USES. The following uses shall be permitted in the "SR-2" Single-Family Residential District:

- (A) Any use permitted in the "SR-1" District.
- (B) Community Residence.
- (C) Group Homes for people with disabilities located at least **six hundred sixty (660) linear feet** from any existing community residence, measured lot line to lot line via the most direct driving route and that are licensed, certified, or accredited by the State of Illinois, Village of Freeburg, or appropriate national licensing, certification or accreditation body.

(Ord. No. 1187; 09-19-05) (Sec. 155.108)

40-6-5 SPECIAL USES. The following uses may be allowed in the "SR-2" District by special-use permit in accordance with **Section 40-22-1** to-wit:

- (A) Churches and related religious facilities.

- (B) Home occupations, but only in conformity with the requirements of **Section 40-17-4.**
- (C) Modular homes in compliance with the provisions of **Section 40-4-3.**
- (D) Schools.
- (E) Utility substations.
- (F) Group Homes, provided:
 - (1) the cumulative effect of the proposed group home will not hinder the normalization process for residents of any existing community residence located within **six hundred sixty (660) linear feet** of the proposed community residence; and
 - (2) the cumulative effect of the proposed group home will not create a concentration of community residences in the immediate vicinity or zoning district that would change the character of the area from residential to that of a de facto social service district.

Group homes for people with disabilities for which the State of Illinois, Village of Freeburg, and the United States do not require a license, certification, or accreditation shall be allowed if found to be in substantial compliance with state licensing standards or certification standards of an appropriate national accreditation agency for a comparable type of group home. A group home or its operator that is currently denied a required license, certification, or accreditation is not eligible for a special use permit. **(Ord. No. 1187; 09-19-05)**
(Sec. 155.109)

Pool Rental Policy and Guidelines

Freeburg Pool Policy and Procedures User Agreement Policy
Effective February 1, 2019

1. Reservation Guidelines.
 - Reservations will be made on a first -come, first - served basis. Since pool parties book up very quickly, no pool party dates will be held. The paid \$100 non-refundable deposit will secure your event date.
2. Cost: The amount charged covers the cost of the staff required and private use of the pool for up to 75 swimmers. It is an additional \$1 per additional swimmer. A \$100 non-refundable deposit is due at time of the reservation and the remaining balance is due the night of the event.
 - Sun-Thurs: \$150 without Splash Area \$170 with Splash Area
 - Fri-Sat: \$160 without Splash Area \$180 with Splash Area
 - Wednesday Mini Party: \$75 without splash area \$85 with splash area
3. Weather Cancellations
 - All rentals are based on weather permitting. Severe weather is defined as thunder and/or lightning, heavy rain, and tornado watch. If any of these events should occur, the pool, deck, and bathhouses will be cleared at the lifeguards' discretion. The manager on duty will determine the safest place for pool guests to be directed to during a weather event.
 - The Village of Freeburg's safety policy requires that the facilities be cleared for 30 minutes at the first sound of thunder. For each additional instance, the 30-minute period is re-started. The same procedures apply to sightings of lightning. In case of severe weather that begins before the reservation period (thereby preventing the use of the pool), the renter is eligible for a full refund.
 - The Village of Freeburg may cancel any pool reservation due to inclement weather.
 - Any party interrupted by inclement weather will be refunded (minus cost of food) in the following manner: closed within first 30 minutes of pool time receives 75% refund, closed within the first 1 hour of pool time receives 50% refund, closed any point after one hour in the pool receives no refund.
 - If the weather is questionable on the night of your party, please stay in close contact with the pool manager throughout the day regarding proceeding with or canceling the party for the evening. The pool phone number is 618/539-9178.
4. Private party time goes from:
 - 5:00 pm – 6:00 pm for setup in the pavilion. – new?
 - 6:00 pm -7:00 pm in the pavilion (Playground is open to the public)
 - 7:00 pm-9:00 pm in the pool.

For Wednesday Mini Party nights:

 - 6:00pm – 7:00pm for setup in the pavilion
 - 7:00pm – 8:00pm in the pavilion (Playground is open to the public)
 - Wednesday Mini Party 8:00 p.m.-9:00pm in the pool

For All Pool Parties:

 - Please make your reservation at least a week in advance.
 - Pool Pavilion closes at 10:00 PM.

5. Any changes to food orders must be made at least 24 business hours in advance or the full amount will be your responsibility.
6. You may bring your own cake, food and drinks to the pavilion but nothing is permitted in the pool area.
7. The concession stand can be opened upon request for one hour to accommodate food/drink orders during a pool party.
8. Renter responsible for placing all litter/trash from event in proper containers. If containers are full all litter/trash must be bagged, tied and placed adjacent to containers.
9. No smoking or tobacco allowed in facility. This includes chewing tobacco, pipes and vaping.
10. Flotation devices are at the manager's discretion.
11. All Freeburg Pool rules must be followed during the rental. Please visit our website at www.freeburg.com and go to the Community Page for a complete list of our Pool Rules.
12. Rental time includes set up and breakdown. You will not be allowed in prior to the start of your rental time for setting up for your event unless prior authorization is given.
13. Additional tables and chairs may be brought by renter.

General Rules

1. Alcohol in any form is not allowed.
2. All motorized vehicles are prohibited in any park (You cannot drive a vehicle, motor bike, scooters, go cart, etc. in the park including loading and unloading).
3. You can bring a small back yard pit to cook as long as all safety precautions are followed, but the pit must be outside the Pool gated area. We have a charcoal grill on site that can be used.
4. Inflatables, carnival rides and other amusement devices must be pre-approved by the Village of Freeburg. A copy of liability insurance coverage must be on file prior to the rental of the pavilion/pool. The insurance must add the Village of Freeburg as an additional insured. Such amusements are not allowed inside the pool area but can be outside our facility with permission.
5. Musical Groups (Bands) or Musical Instruments are not allowed at any rental.
6. Glass containers are prohibited.
7. Any tents, awnings, etc. must be pre-approved by the Village of Freeburg.
8. Deck area must be accessible for flow of traffic and cannot be blocked at any time.
9. No fires allowed other than in cooking related devices.
10. No person shall place or attach any object to the pavilion.
11. Follow all posted rules and regulations at the pool and pavilion.
12. The Village of Freeburg reserves the right to cancel any reservations with just cause due to weather, reservation conflict, internal programming, staffing or anything similar.

Party with Splash Area (2 hours):

(\$30) 1 manager @ \$15 per hour
(\$110*) 5 guards for two hours (splash, shallow, slide, deep, office)
(\$50) Other expenses electricity/misc

<u>Current Rate</u>	<u>Approximate Cost</u>	<u>Proposed Rate</u>
\$160.00	\$190.00	\$200.00
\$170.00	\$190.00	\$220.00

Sunday-Thursdays
Friday-Saturday

Party without Splash Area (2 hours):

(\$30) 1 manager @ \$15 per hour
(\$88*) 4 guards for two hours (shallow, slide, deep, office)
(\$50) Other expenses electricity/misc

<u>Current Rate</u>	<u>Approximate Cost</u>	<u>Proposed Rate</u>
\$180.00	\$168.00	\$180.00
\$200.00	\$168.00	\$200.00

Sunday-Thursdays
Friday-Saturday

Mini Party with Splash Area (1 hour):

(\$15) 1 manager @ \$15 per hour
(\$55*) 5 guards for two hours (splash, shallow, slide, deep, office)
(\$25) Other expenses electricity/misc

<u>Current Rate</u>	<u>Approximate Cost</u>	<u>Proposed Rate</u>
N/A	\$95.00	\$100.00
N/A	\$95.00	\$110.00

Sunday-Thursdays
Friday-Saturday

Mini Party without Splash Area (1 hour):

(\$15) 1 manager @ \$15 per hour
(\$44*) 4 guards for two hours (shallow, slide, deep, office)
(\$25) Other expenses electricity/misc

<u>Current Rate</u>	<u>Approximate Cost</u>	<u>Proposed Rate</u>
N/A	\$84.00	\$90.00
N/A	\$84.00	\$100.00

Sunday-Thursdays
Friday-Saturday

*using \$11 an hour for guards (This includes everything)