A	AGENDA	а І ті	EM EXECUTIVE SUMMARY	Agenda Item Number: *4f		
	Title:		Recommendation to approve a Final Plat for 2600 E. Main St., Foxfield Commerce Center			
CITY OF ST. CHARLES ILLINOIS • 1834	Presenter:	Rac	hel Hitzemann			
Meeting: Planning	& Developm	ent C	ommittee Date : Nove	mber 14, 2022		
Proposed Cost:			Budgeted Amount:	Not Budgeted:		
Executive Summa	ry (if not bud	geted	please explain):	· · ·		
 Executive Summary (<i>if not budgeted please explain</i>): The 2600 E Main St., Foxfield Commerce Center PUD Preliminary Plan was approved by the City in October 2022. The project includes development of an Andy's Custard and WellNow Immediate Care Center at the NE Corner of Main St./ RT. 64 and Fieldgate Dr. The project is currently under building permit and Final Engineering review by staff. The Final Plat of Subdivision has been submitted for approval. Because the Final Plat was filed within 60 days of Preliminary Plat of Subdivision approval, Plan Commission review is not required. Staff has reviewed the plat and found it to be in substantial conformance with the approved Preliminary Plat and Title 16 "Subdivision and Land Improvement". Staff recommends approval of the Final Plat, subject to resolution of any minor revisions that occur as a part of the Final Engineering review. 						
Attachments (<i>plea</i> Application, Final I	/	linan	ce			
Recommendation/	Suggested A	ction	(briefly explain):			
Recommendation/Suggested Action (<i>briefly explain</i>): Recommendation to approve a Final Plat for 2600 E Main St., Foxfield Commerce Center						



St. Charles, IL 60174



Phone: (630) 377-4443 Email: cd@stcharlesil.gov

FINAL PLAT OF SUBDIVISION APPLICATION

For City Use	
Project Name:	00 E. main St.
Project Number:	2022 -PR-009
Cityview Project Number:	PLFP202200061



- File this application to request approval of a Final Plat of Subdivision.
- Complete the application and submit with all required attachments to the Community Development Division.
- The information you provide must be complete and accurate. If you have any questions please contact the Community Development Division.
- City staff will review the submittal for completeness and for compliance with applicable requirements. Staff will distribute the plans to other City departments for review when the application is complete.
- The Final Plat of Subdivision will be scheduled for Plan Commission review when staff has determined the plans are ready.

1.	Property	Location:			
	Information:	2600 E Main St., St. Charles, IL 60174			
		Parcel Number (s):			
		09-25-151-001, 09-25-151-002, 09-	25-100-020		
		Proposed Subdivision Name:			
		Foxfield Commons (Existing PUD)			
2.	Applicant	Name:	Phone:		
Information:	Eric G. Dams (Troutman & Dams)				
		Address 2211 N. Elston, Suite 400 Chicago, IL 60614	Email: eric@troutman-dams.com		
3.	Record Owner	Name:	Phone:		
	Information:	GW St. Charles LLC	312-441-0343		
		Address:	Email:		
		2211 N. Elston, Suite 400, Chicago, IL 60614	eric@troutman-dams.com		

City of St. Charles Final Plat of Subdivision Application

4. Identify the Type of Application:

Subdivision:

Preliminary Subdivision Plat was previously approved by the City

Combined Preliminary-Final Review Process (Preliminary Plat Application filed concurrently)

✓ Planned Unit Development (PUD):

✓ PUD Preliminary Plan was previously approved by the City

Combined Preliminary-Final Review Process (PUD Preliminary Plan Application filed concurrently)

PUD Final Plat Application filed concurrently

*Note- This application is <u>not</u> required for a Minor Subdivision. File only a Minor Subdivision-Final Plat application for a subdivision which qualifies as a Minor Subdivision per City Code Section 16.04.040.

5. Required Attachments:

If multiple zoning or subdivision applications will be submitted concurrently, do not submit duplicate checklist items or plans. Fee must be paid for each application.



APPLICATION FEE: \$300

REIMBURSEMENT OF FEES AGREEMENT: An original, executed Reimbursement of Fees Agreement and deposit of funds in escrow with the City, as provided by Appendix B of the Zoning Ordinance.

REIMBURSEMENT OF FEES INITIAL DEPOSIT: Deposit of funds in escrow with the City. Required deposit is based on review items (number of applications filed) and the size of the subject property:

Number of Review Items	Under 5 Acres	5-15 Acres	16-75 Acres	Over 75 Acres
1	\$1,000	\$2,000	\$3,000	\$4,000
2 or 3	\$2,000	\$4,000	\$5,000	\$7,000
4 or more	\$3,000	\$5,000	\$7,000	\$10,000

 \checkmark

FEE FOR INSTALLATION OF CITY BENCHMARKS: Payment for installation of City benchmarks in accordance with Appendix F of the Subdivision Code (City Code Title 16). Required payment is based on the size of the subdivision:

Subdivision Acreage	Number of Benchmarks	Fee at \$2500 per Benchmark
20+	2	\$5000
10 to 20	1	\$2500
5 to 10	0.5	\$1250
1 to 5	0.25	\$625
Less than 1	0.10	\$250

PROOF OF OWNERSHIP: a) A current title policy report; or b) A deed and a current title search

NOTE: Private covenants and deed restrictions can limit private property rights with respect to the use of land even though the City's Zoning Ordinance may authorize the use or a less restrictive use. We strongly advise that you perform a title search on the property to determine if there any private covenants containing use restrictions or other deed restrictions. As those private covenants and deed restrictions may conflict with the City's Zoning Ordinance, it is further recommended that you consult with an attorney to obtain an opinion with respect to whether your intended use is compatible with those restrictions.

	0	0	
OWNERSHIP DISCLOSU Partnership, Corporation		losure form (attached), if the o	owner or applicant is a
			al letter of authorization from the y of St. Charles for the subject
STORMWATER MANA	GEMENT PERMIT APPLICATIO	N: If application is not alread	y filed.
STORMWATER REPOR	т		
ENGINEER'S COST EST	IMATE SPREADSHEET: Use th	e attached form.	
of the proposed guara amount, and provider provided prior to the C • Letter of Credit	ntee for the payment and com of completion guarantee colla	ppletion of Land Improvement teral – bond, cash, or letter of bdivision and recording the pla , Appendix C	
	d population and student yield		y. Use the attached worksheet to tributions in accordance with Title
		<i>tial developments only</i> . Use the development will comply w	ne attached worksheet to calculate ith Title 19 of the St. Charles
fillinois EPA Wat Illinois EPA Divi	er Pollution Control Permit fo sion of Public Works Supplies	Permit for water mains	
IDNR Office of	Water Resources Permit (for w		tes 5 acres and larger
	it from Army Corps of Enginee OT and/or IDOT signature on F		
		y to construct the required La	nd Improvements
Development permits a lar plans shall show north arr to show details or specific	rger size when necessary to sh ow and scale, and shall be drav	de the name of the project, de	
Copies: Ten (10) fo	ll size copies, one (1) 11" by 1	.7", and PDF electronic file em	nailed to: <u>cd@stcharlesil.gov</u>
	sted on the Subdivision Plat Dr	IREMENTS CHECKLIST: A Fina rawing Requirements Checklist	l Plat of Subdivision that includes t. Also submit a completed
	on the Drawing Requirement		ngineering plans that include the lans. Also submit a completed

I (we) certify that this application and the documents submitted with it are true and correct to the best of my (our) knowledge and belief.

n

Record Owner GW TD St Charles LLC

10/25/22 Date

Applicant or Authorized Agent

Date

CITY OF ST. CHARLES REIMBURSEMENT OF FEES AGREEMENT

I. Owner:

Owner of Property:GW St. Charles LLCDate: 10/19/2022Owner's Address:2211 N. Elston, Suite 400, Chicago, IL 60614Owner's Phone Number:312-441-0343If Owner is a Land Trust, the names and addresses of the beneficiaries of the Trust:

II. Person Making Request (Petitioner/Applicant):

Name of Petitioner/Applicant: Eric G. Dams (Troutman & Dams) Petitioner's/Applicant's Address: 2211 N. Elston, Suite 400, Chicago, IL 60614 Petitioner's /Applicant's Phone Number: 312-441-0343

III. Location of Property:

General Location of Property: NEC E Main St (IL-64) & Fieldgate Drive Acreage of Parcel: 2.35 Permanent Index Number(s): 09-25-151-001, 09-25-151-002, 09-25-100-020 Legal Description (attach as Exhibit A)

IV. Reimbursement of Fees:

If the City determines, in its sole and exclusive discretion, that it is necessary to obtain professional services, including, but not limited to, attorneys; engineers; planners; architects; surveyors; court reporters; traffic, drainage or other consultants, and/or to incur costs related to any required notices or recordations, in connection with any Petition or Application filed by the Petitioner/Applicant, then the Petitioner/Applicant and Owner shall be jointly and severally liable for the payment of such professional fees and costs, as shall actually be incurred by the City.

The City Administrator is hereby authorized to assign the above described services to the City staff or to consultants, as they deem appropriate. When the City staff renders any services contemplated by this agreement, then in such case the City shall be reimbursed for its cost per productive work hour for each staff person providing said services.

City of St. Charles Reimbursement of Fees Agreement

1

At the time the Petitioner/Applicant requests action from the City, he shall deposit the following amounts with the City as an initial deposit to collateralize the obligation for payment of such fees and expenses:

Number of	Under 5 Acres	5-15 Acres	16-75 Acres	Over 75 Acres
Review Items				
1	\$1,000	\$2,000	\$3,000	\$4,000
2 or 3	\$2,000	\$4,000	\$5,000	\$7,000
4 or more	\$3,000	\$5,000	\$7,000	\$10,000

As the review proceeds, the City shall deduct incurred expenditures and costs from the funds deposited. If the remaining deposit balance falls below \$500.00, the petitioner/applicant, upon notice by the City, shall be required to replenish the deposit to its original amount. The Petitioner/ Applicant shall replenish the deposit amount within fifteen (15) days of receipt of an invoice directing the replenishment of said deposit. Failure to remit payment within fifteen (15) days will cause all reviews to cease.

A petitioner/applicant who withdraws his petition or application may apply in writing to the Director of Community Development for a refund of his initial deposit. The City Administrator may, in his sole discretion, approve such refund less any actual fees and costs, which the City has already paid or incurred relative to the Petition or Application.

Upon the failure to the Petitioner/Applicant or Owner to reimburse the City in accordance with this Agreement, no further action shall be undertaken on any Petition or Application by the Mayor and City Council, or by any other official or quasi-deliberations, the granting of any relief or approvals, and the execution or recording of any documents, until all such outstanding fees are paid in full and/or the initial deposit is restored to its full amount. Further, the City may deny any application for a grading, building or other permit if such amounts have not been paid in full.

Upon any failure to reimburse the City in accordance with this section, the City may in its discretion, apply any or all of the initial deposit to the outstanding balance due and/or elect to place a lien against any real property associated with the Petitioner/Applicant's Petition or Application. In the event such amounts are not paid in full within sixty (60) days after the date when the statement of such amounts due is delivered or deposited in the U.S. mail by the City, such amounts due shall be deemed delinquent and finance charges in accordance the City's policy for accounts receivable shall be added to the amount due until such amount due, including all delinquency charges, is received by the City. Said lien shall be in an amount equal to the outstanding amount owed to the City.

The remedies available to the City as set forth hereinabove are non-exclusive and nothing herein shall be deemed to limit or waive the City's right to seek relief of such fees against any or all are responsible parties in a court of competent jurisdiction.

Any remaining balance of funds deposited pursuant to this Agreement shall be refunded upon the later occurring of the following events: completion of City deliberation on the petition or application, recordation of all necessary documents associated with the petition or application, or issuance of a building permit upon the real property in question. BY SIGNING BELOW, THE PETITIONER/APPLICANT AND OWNER ACKNOWLEDGE THAT EACH OF THEM HAS READ THE FOREGOING PARAGRAPHS AND EACH OF THEM FULLY UNDERSTANDS AND AGREES TO COMPLY WITH THE TERMS SET FORTH HEREIN. FURTHER, BY SIGNING BELOW, EACH SIGNATORY WARRANTS THAT HE/SHE/IT POSSESSES FULL AUTHORITY TO SO SIGN.

THE PETITIONER/APPLICANT AND OWNER AGREE THAT PETITIONER/APPLICANT AND OWNER SHALL BE JOINTLY AND SEVERALLY LIABLE FOR PAYMENT OF FEES REFERRED TO IN APPLICABLE SECTIONS OF THE ORDINANCES OF THE CITY OF ST. CHARLES, AND AS SET FORTH HEREIN.

City of St. Charles

Petitioner/Applicant

Owner

10/25/22 Date: By: ____

City Administrator

Attest

Date:

City of St. Charles Reimbursement of Fees Agreement

OWNERSHIP DISCLOSURE FORM LIMITED LIABILITY COMPANY (L.L.C.)

STATE OF ILLINOIS)	
) SS.	
KANE COUNTY)	
I, James F	R. Troutman, being first duly sw	vorn on oath depose and say that I am
Manager of	GW St. Charles LLC	, an Illinois Limited Liability

Company (L.L.C.), and that the following persons are all of the members of the said L.L.C.:

	c G. Dams ai Wolkowicki	James R. Troutman Mitchell Goltz
_		
_		
_		
By:	AIL Manager	
Subscribed	and Sworn before me this1	day of
April	20 <u>22</u> .	BRYAN ROSENBLUM Official Seai Notary Public - State of Illinois My Commission Expires Jul 28, 2024
	Notary Public	

City of St. Charles Ownership Disclosure Forms

SUBDIVISION PLAT - DRAWING REQUIREMENTS/CHECKLIST

Name of Proposed Subdivision:

INSTRUCTIONS: To properly execute this checklist:

1. Indicate compliance with applicable requirements by initialing in all spaces where applicable. 2. Indicate those items that the subdivider considers "not applicable" with abbreviation "N.A."

Include the following on Preliminary Plats and Final Plats:

- 1. Name of proposed subdivision
- ✓ 2. Location given by town, range, section, or other legal description
- ✓ 3. Scale (minimum one inch equals 100 ft.)
- 4. Name and address of owner, trust, corporation or subdivider having control of project
- ✓ 5. Name and address of the designer of the plan
- ✓ 6. North direction
- Date of preparation and date of revision, if any
- 8. Location map
- 9. Total approximate acreage and square footage of the subdivision and each proposed lot
- 10. Boundary lines of proposed subdivision including all section and corporate lines
- ✓ 11. Proposed Conditions:
 - ✓ a. Block layout
 - ✓ b. Proposed lots, including dimensions and area
 - ✓ c. Rights-of-way
 - d. Proposed easements, numbered and dimensioned.
 - Minimum 10 ft. wide perimeter utility and drainage easement around each lot. Where ✓ i. the side lot line of a single-family residential lot abuts the side lot line of another singlefamily residential lot, the minimum easement width may be reduced to 5 ft. on each side, provided no utilities exist or are planned along the side lot line.
 - √ ii. ii. Easements over all existing and proposed overhead or underground utility services or water drainage.
 - Drainage easements over detention/retention basins, watercourse, drainage way, 🖌 iii. channel, or stream that traverses the subdivision or where a wetland exists. The easement shall include an additional area of at least 15 ft. wide adjoining both edges of the area that has been affected by floodwaters or containing wetland conditions.

Additional Requirements for Final Plats:

General Requirements for Final Plats

- 1. All plats shall be prepared by a professional land surveyor licensed by the State of Illinois, and shall bear the surveyor's signature and seal.
- 2. All plans shall describe an adequate number of benchmarks, with elevations referenced to mean sea level and the City's Geodetic Control Station Network so that elevations may be checked at any point without more than one setup of a surveyor's level.
- 1. Section corners and section lines accurately tied into subdivision by distances and angles
- 2. Official survey monuments shown and dimensioned
- 3. An accurate legal description of the entire area receiving Final Plat of Subdivision approval

- ✓ 4. An open space easement on the common area assuring that the open space shall remain open for perpetuity
- 🖌 5. Street names
- 6. Areas to be dedicated or reserved for public use shown and described with the purpose designated
- $\overline{\checkmark}$ 7. Protective covenants lettered on the plat or appropriately referenced
- 8. Chart identifying the easement area (in square feet) within each lot. Different easements must be listed separately.
- 9. Easement provision language including utility, drainage, stormwater, and access, as specified in Appendix B of Title 16, "Subdivisions and Land Improvements".
- 10. Certificates as provided in Appendix B of Title 16, "Subdivisions and Land Improvements":
 - a. Surveyor's certificates (including signature and seal)
 - b.Owner's certificate (including signature)
 - c. Notary certificate (including signature and seal)

d. County Clerk certificate (including signature)

e. Certificate as to special assessments (including signature)

f. Certificate of County Engineer, if applicable (including signature)

g. Plan Commission certificate (including signature)

h. Director of Community Development or designee certificate (including signature)

i. City Council certificate (including signature)

j. Special Flood Hazard Area certificate (including signature)

k. Mortgagee certificate, as required

- I. IDOT certificate, if applicable (including signature)
- Accurate angular and lineal dimensions for all lines, angles, and curvatures with functions used to describe all boundaries including perimeter survey of tract, streets, easements, areas to be reserved for public use, and other important features. Error of closure of boundary line surveys shall not exceed one in ten thousand (one foot for each ten thousand feet of perimeter survey). Lot lines to show dimensions in feet and hundredths, and when an angle occurs in any lot line between lot corners the measurement of the angle shall be shown.

An identification system for all lots and blocks.

True angles and distances to the nearest established street lines and official monuments (not less than two), which shall be accurately described in the plat by location, size and elevation.

Municipal, township, county, or section lines and section corners accurately tied to lines of the

subdivision by distances and angles, if the section lines or corners lie within the subdivision.

Accurate locations of permanent monuments:

✓ a. Pipes of three-fourths-inch diameter or steel rods one-half-inch diameter, by eighteeninch lengths, placed at the corners of each lot and block, at angle points, and at the ends and suitable intervals along curves.

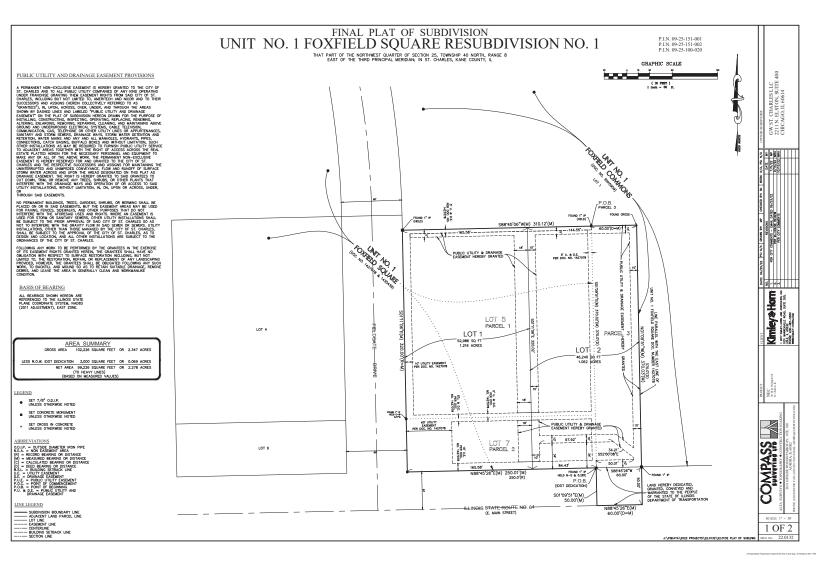
✓ b. All U.S., state, county, City, or other official benchmarks, monuments, or triangulation stations in or adjacent to the property are preserved in precise position.

nature – Applicant

10/25/22 Date

City of St. Charles Subdivision Plat Drawing Requirements /Checklist

2



	FINAL PLAT OF SUBDIVISION	
LIN	IT NO. 1 FOXFIELD SQUARE RESUBE	DIVISION NO 1
OWNER'S CERTIFICATE	THAT PART OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 40 NORTH, RANG EAST OF THE THIRD PRINCIPAL MERIDIAN; IN ST. CHARLES, KANE COUNTY, IL	E 8
STATE OF ILLINOIS		
COUNTY OF) SS		
THIS IS TO CERTIFY THAT	SPACE FOR I.D.O.T. STAMP	
THIS IS TO CERTIFY THAT. INTEL OUR DATE OF THE PROPERTY DESCRIPTION OF THE PROPERTY DESCRIPTION AND AS SUCH OWNER, HAS CAURDING THE PROPERTY TO BE SURVICED AND BREAVED AS SHOW HEREON, YOR THE USES AND UNREVESTIME THE PROPERTY TO BE SURVICED AND DREAVED AS SHOW HEREON, YOR SHO DIMITED LABELITY COMMANY DOES HEREBY ADVIORILED CAND ADOPT THE SAME UNDER THE STYLE AND THE AVERSIAD.	THIS PLAT HAS BEEN APPROVED BY THE ILLINOIS DEPARTMENT OF TRANSPORTATION MITH RESPECT TO ROADWAY ACCESS UNRURANCE OF CHA. 2 OF "AN ACT TO	COUNTY CLERK CERTIFICATE
SAID UNITED LABILITY COMPANY DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE AFORESAID.	RONOWAY ACCESS FURSULATIO CF CH. 2 OF "AN ACT TO RENSET THE LAW IN RELITION TO FLAFF, AS AMENDED. A FLAN THAT MEETS THE REQUIREMENTS CONTAINED IN THE DEPARTMENTS TO FOLLOY ON PERMITS FOR ACCESS	STATE OF ILLINOIS)
ALSO, THIS IS TO CERTIFY THAT THE PROPERTY BEING SUBDIVIDED AFORESAID AND, TO THE BEST OF OWNERS KNOWLEDGE AND BELIEF, SAID SUBDIVISION LES ENTIRELY WITHIN THE LIMITS OF ST. CHARLES COMMUNIT WHIT SORED, DISTINGT 300 LISTINGT 300	THE DEPARTMENT'S "POLICY ON PERMITS CONTINUED BY THE DEPARTMENT'S "POLICY ON PERMITS FOR ACCESS DEPARTMENTS TO STATE HIGHWAYS" MILL BE DECIDED BY	
COMMUNITY UNIT SCHOOL DISTRICT 303. DATED AT THIS DAY OF,	DRIVEWAYS TO STATE HIGHWAYS WILL, BE REQUIRED BY THE DEPARTMENT.	U. COUNTY CLERK OF KAME COUNTY, LLUNGS, DO HERERY CERTIFY THAT THERE ARE NO DELINQUINT GORRAR LAXES, NO URPORT OFFETED TAXES AND NO REDEDARME TAX SALES AGAINST ANY OF THE LAND INCLUDED IN THE ANNEXED PLAT. I PURTHER CERTIFY THAT I HAVE RECEVED ALL STATUTORY FEES IN CONNECTION WITH THE MANKED PLAT.
A.D., 202		
8%	JOSE RIOS, P.E. REGION ONE ENGINEER	GIVEN UNDER MY HAND AND SEAL AT, ILLINOIS, THIS DAY OF, A.D. 20
175		COUNTY CLERK
BY:	ILLINOIS STATE ROUTE NO. 64 (E. MAIN STREET) DEDICATION	
(PRINT NAME)	THAT PART OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THERD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:	
NOTARY'S CERTIFICATE	BEGINNING AT THE SOUTHEAST CORNER OF LOT 7, UNIT NO. 1 FOXFIELD SQUARE, BEING A	SURVEYOR'S AUTHORIZATION TO RECORD
STATE OF ILLINOIS)	SUBUMSION IN THE NORTHWEST QUARTER OF SECTION 25 AND PART OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERDIAN, ACCERDING TO THE PLAT THEREOF, RECORDED OCTOBER 11TH, 1977 AS DOCUMENT NO. 14/2078	HERERY DESIGNATE AND /OR
COUNTY OF }SS	THE INTER STRATEGY BECAUSE AND ALL ADVANCE TO ALL ADVANCE BECOMMEND, AT ILE SOUTHERST CONSTRATE OF (0.7, ULM 100, 11 OVER 10 SOUMRE, BEING A, DE SOURCE AS, TORNEDE AS, ONESTI, SALESS SOURCE, SALESS SOURCE, BEING A, ACCORDEN DT INE PART HERBER STRATEGY SOURCE SCIENCE INFO THE THEO PRINCIPAL MEDICINA, ACCORDEN DT INE PART HERBER STRATEGY SOURCE SCIENCE INFO, 110, 1774 SO DOUBLING THE CONSTRATE SCIENCE	I HEREBY DESIGNATE REPRESENTINGS THEREOF, TO RECORD THIS PLAT, A TRUE COPY OF WHICH HAS BEEN RETAINED BY ME TO ASSURE NO CHANGES HAVE BEEN MADE TO SUM PLAT.
I,, A NOTARY PUBLIC IN AND FOR THE SAID COUNTY IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT; MANAGER OF SAID	LINE OF SAID LOT 7, A DISTANCE OF 50.00 FEET TO THE CONTER LINE OF LUNXIS STATE ROUTE NO. 64; THENCE EASTERLY ALONG SAID CENTER LINE 60.00 FEET TO A LINE PARALLEL WITH AND 60.00 FEET FAST OF AS WEASINER'D AT RIGHT AND FS TO. THE FAST LINE OF SAID LINIT NO. 1	DATED THISDAY OF, 202_, AT AURORA, KANE COUNTY, ILLINOIS,
LIMITED LIABILITY COMPANY, WHO IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FORECOND INSTRUMENT AS SUCH MANAGER, APPEARED BEFORE ME THIS DAY IN DEPEND AND ACCOUNT ECONOMING THAT THEY CAN DE ALL DEPENDENT AS THE DATA INSTRUMENT AS THE DATA	FOXFIELD SQUARE, THENCE NORTH 01 DEGREE 09 MINUTES 51 SECONDS WEST ALONG SAID PARALLEL LINE, 50:00 FEET TO THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 7 IN SAID	COMPASS SURVEYING LTD PROFESSIONAL DESIGN FIRM
1. A NOTARY PARLEY NO. A REFERENCE TO THAT PARLE IN AND FOR THE SAD CONTY IN THE STATE AFGRESAD, DO HORSEY CONTRY THAT UNITED LURLIP COMPARY, WHO IS PRESONALLY KNOWN TO LET DE THE SAME PRESON MHOSE MAKE IS DESCRIPTION TO HE (TOSECHAN DERIVATION AS ON MAKED, AFFRESAD EFFECTIVE, LET BO JAN IN STREEMED VILLITATE AFGRESAD AS A DE TREEMED AND AND AND AND THE DE TREEMED AND AND FREE AND VILLITATE AT AND AS THE FREE AND VILLITATE ATO TO SAD UNITED LURLIP COMPARY, FOR THE USES AND PARLOPES THERE AS IT FORTH.	UNIT NO. 1 FOOTBLD SQUARE; THENCE SQUIH 88 DECREES 45 MINUTES 28 SECONDS WEST ALONG SAID SOUTH LINE OF SAID LOT 7 EXTENDED, 60.00 FEET TO THE POINT OF BEGINNING, KANE COUNTY, LLINDIS	PROFESSIONAL DESIGN FIRM LAND SURVEYOR CORPORATION NO. 184-002778 LICENSE EXPIRES 4/30/2023
GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS DAY OF A.D.,	ILLINOIS DEPARTMENT OF TRANSPORTATION ACCEPTANCE	BY: SCOTT C. KREBS
2020.	THE PROPOSED DEDICATION TO THE PEOPLE OF THE STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION IS HEREBY ACCEPTED.	ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3509
NOTARY PUBLIC SIGNATURE	BY: DATE: 20	EXPIRES 11/30/2022
(PRINT NAME)	JOSE RIOS, P.E. REGION ONE ENGINEER	
MORTGAGEE'S CERTIFICATE	PLAN COMMISSION CERTIFICATE	SURVEYOR'S CERTIFICATE
STATE OF ILLINOIS)	STATE OF ILLINOIS) CITY OF ST. CHARLES) SS.	STATE OF ILLINOIS) SS COUNTY OF KANE
COUNTY OF)	APPROVED THIS DAY OF A.D. 202	COUNTY OF KARE) I, SCOTT C. KREBS, ILLINGIS PROFESSIONAL LAND SURVEYOR NO. 3509, HAVE SURVEYED AND SUBDIVIDED THE FOLLINING PROFERTY:
, AS MORTGAGEE UNDER PROVISIONS OF A CERTAIN MORTGAGE DATED	CITY OF ST. CHARLES PLAN COMMISSION	SUBDIVIDED THE FOLLOWING PROPERTY: PARCEL 1:
AND RECORDED IN THE RECORDER'S OFFICE OF COUNTY,	CHAIRMAN	FARCEL 1: LOT 5 IN UNIT NO. 1 OF FOXFIELD SQUARE, ST. CHARLES, KANE COUNTY, IN THE CITY OF ST. CHARLES, KANE COUNTY, ILLINDIS.
ILLINOIS, AS DOCUMENT NUMBER, HEREBY CONSENTS TO RECORDING OF THE SUBDIVISION HEREIN SHOWN.		CHARLES, KANE COUNTY, ILLINOIS.
DATED AT, THIS DAY OF, A.D., 20	CITY COUNCIL CERTIFICATE APPROVED AND ACCEPTED THIS DAY OF AD. 202	LOT 7 OF UNIT 1, FOXFIELD SQUARE ST. CHARLES, KANE COUNTY, ILLINDIS, IN THE CITY OF ST. CHARLES, KANE COUNTY, ILLINDIS.
8r 8r	CITY COUNCIL OF CITY OF ST. CHARLES, ILLINOIS	CHARLES, KANE COUNTY, ILLINOIS. PARCEL 3:
TILE:	MAYOR	
	ATTEST:	REGIMINE AT THE MORTHEAST COMER OF CLOSE, NOT 9, MINE 10, 17 CONTED SOURCE ST CHARGES, KAHE COMPT, LIANDIS THERE SOUTHERS' ADDRESS AT A COME AN EST THE OF SAUL WITH NO. 1, 3700 FET TO THE CONTENT LIKE OF LIANDE STATE MONTH NO. 45, THERE I LATENT, A LONG SAUL WITH NO. 10, 10, 10, 10, 10, 10, 10, 10, 10, 10,
NOTARY'S CERTIFICATE		THE NORTH UNE EXTENDED EASTERLY OF SAID LOT 5; THENCE WESTERLY ALONG SAID NORTH UNE EXTENDED 80.0 FEET TO THE POINT OF BEGINNING, IN THE CITY OF ST. CHARLES, KANE
STATE OF ILLINOIS) SS COUNTY OF)	DIRECTOR OF COMMUNITY DEVELOPMENT (OR DESIGNEE) CERTIFICATE	COUNTY, ILLINOIS AND CONTAINING 0.510 ACRES MORE OR LESS IN THAT PART OF THE NORTHWEST 1/4 OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERITIAN
COUNTY OF	STATE OF ILLINOIS) COUNTY OF KANE) SS.	
	L. DO HEREBY CERTIFY THAT THE REQUIRED IMPROVEMENTS HAVE BEEN INSTALLED, OR THE REQUIRED GUARANTEE BOND HAS BEEN POSTED FOR THE COMPLETION OF	ALL IN KANE COUNTY, ILLINOIS.
(TITLE) AND	ALL REQUIRED LAND IMPROVEMENTS.	AND SUBDIVISION, ALL DISTANCES ARE SHOWN IN FEET AND DECIMALS THEREOF. THIS SUBDIVISION IS WITHIN THE CITY OF ST. CHARLES WHICH HAS ADOPTED AN OFFICIAL
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	STATE OF ILLINOIS) COUNTY OF KANE) SS.	COMPASS SURVETING LTD PROFESSIONAL DESIGN FRIEND NO. 184-002778 LAND SURVETOR CORPORATION NO. 184-002778 LICENSE EXPERES 4/30/2023
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	COLLECTOR OF SPECIAL ASSESSMENTS	SCOTT C. KREBS ILLINGIS PROFESSIONAL LAND SURVEYOR NO. 3509 LICENSE EXPIRES 11/30/2022
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GW ST. CHARLES LLC 2211 N. ELSTON, SUITE 400 CHICAGO, IL 60614

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Minutes_	10-1	7- 2022	
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City of St. Charles, Illinois

Ordinance No.: 2022-Z-21

An Ordinance Granting Approval of a PUD Preliminary Plan and Special Use for a Drive-Through Facility at 2600 E Main St. (WellNow Immediate Care Center & Andy's Frozen Custard)

> Adopted by the City Council of the City of St. Charles October 17, 2022

Published in pamphlet form by authority of the City Council of the City of St. Charles, Kane and Du Page Counties, Illinois, October 24, 2022

City



(SEAL)

City of St. Charles, Illinois Ordinance No. 2022-Z-21

An Ordinance Granting Approval of a PUD Preliminary Plan and Special Use for a Drive Through Facility for 2600 E Main St., Foxfield Commerce Center PUD

(WellNow Immediate Care Center & Andy's Frozen Custard)

WHEREAS, on or about May 6, 2022, Eric G. Dams on behalf of GW St. Charles LLC (the "Applicant") filed petitions for: 1) PUD Preliminary Plan; 2) Special Use for a Drive Through Facility, both for the real estate legally described on Exhibit "A" attached hereto and incorporated herein (the "Subject Property"), for the purpose of developing a WellNow Immediate Care Center and an Andy's Frozen Custard with a Drive Through Facility; and,

WHEREAS, Notice of Public Hearing on said petition for Special Use for Drive Through Facility was published on or about March 20, 2022 in a newspaper having general circulation within the City, to-wit, the Daily Herald newspaper, as required by the statutes of the State of Illinois and the ordinances of the City; and,

WHEREAS, pursuant to said Notice, the Plan Commission conducted a public hearing on or about April 5, 2022 on said petition in accordance with the statutes of the State of Illinois and the ordinances of the City; and,

WHEREAS, at said Public Hearing, the Applicant presented testimony in support of said petition and all interested parties had an opportunity to be heard; and,

WHEREAS, the Plan Commission recommended approval of said petitions for PUD Preliminary Plan and Special Use for Drive Through Facility on or about June 7, 2022; and,

WHEREAS, the Planning & Development Committee of the City Council recommended approval of said petitions on or about June 13, 2022; and,

WHEREAS, the City Council of the City of St. Charles has received the recommendations of the Plan Commission and Planning & Development Committee and has considered the same.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, as follows:

1. The preambles set forth hereinabove are incorporated herein as substantive provisions of this Ordinance as though fully set out in this Section 1.

2. That passage of this Ordinance shall constitute approval of a Special Use for a Drive Through Facility pursuant to the provisions of Title 17 of the St. Charles Municipal Code, as amended, and based upon the Applicant's petitions and the evidence presented at the Public Hearing, the City Council hereby finds that the Special Use for a Drive Through Facility is in the

Ordinance No. 2022-Z-21 Page 2

public interest and adopts the Findings of Fact for Special Use, set forth on Exhibit "B", which is attached hereto and incorporated herein.

3. That passage of this Ordinance shall constitute approval of the PUD Preliminary Plan, incorporated herein as Exhibit "C", such that the following documents and illustrations are hereby approved, reduced copies of which are attached hereto, subject to satisfactory resolution of all outstanding staff review comments and compliance with such conditions, corrections, and modifications as may be required by the Director of Community Development, Director of Public Works and Fire Chief to comply with the requirements of the St. Charles Municipal Code:

- Plat of Subdivision; Compass Surveying Ltd.; revisions dated 10-10-22
- Engineering, Landscape and Photometric Plans; Kimley Horn; revisions dated 7-25-22
- WellNow Architectural Drawings; Design Studio 24, LLC,; revisions dated 9-26-22
- · Andy's Custard Architectural Drawings; Design Studio
- Andy's Custard Sign Package Drawings; Pinnacle Design Group; revisions dated 8-3-22
- WellNow Sign Package Drawings; Chandler Signs; dated 9-01-22

4. The Subject Property shall be developed only in accordance with all ordinances of the City as now in effect and as hereafter amended and;

5. That after the adoption and approval hereof, the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois this 17th day of October 2022.

PASSED by the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois this 17th day of October 2022.

APPROVED by the Mayor of the City of St. Charles, Kane and DuPage Counties, Illinois this 17th day of October 2022.

SHOP ST.CHARLES ILLING Attest INCOME OF THE OCTOBER

Ordinance No. 2022-Z-21 Page 3 Vote: Ayes: § Nays: Ø Absent: 2 Abstain: Ø Date:

EXHIBIT "A"

SUBJECT PROPERTY

PARCEL 1:

LOT 5 IN UNIT NO. 1 OF FOXFIELD SQUARE, ST. CHARLES, KANE COUNTY, IN THE CITY OF ST. CHARLES, KANE COUNTY, ILLINOIS.

PIN:09-25-151-001

PARCEL 2:

LOT 7 OF UNIT 1, FOXFIELD SQUARE ST. CHARLES, KANE COUNTY, ILLINOIS, IN THE CITY OF ST. CHARLES, KANE COUNTY, ILLINOIS.

PIN: 09-25-151-002

PARCEL 3:

BEGINNING AT THE NORTHEAST CORNER OF LOT 5, UNIT #1, FOXFIELD SQUARE, ST. CHARLES, KANE COUNTY, ILLINOIS; THENCE SOUTHERLY ALONG AN EAST LINE OF SAID UNIT #1, 370.0 FEET TO THE CENTER LINE OF ILLINOIS STATE ROUTE #64; THENCE EASTERLY ALONG SAID CENTER LINE 60.0 FEET; THENCE NORTHERLY PARALLEL WITH SAID EAST LINE 370.0 FEET TO THE NORTH LINE EXTENDED EASTERLY OF SAID LOT 5; THENCE WESTERLY ALONG SAID NORTH LINE EXTENDED 60.0 FEET TO THE POINT OF BEGINNING, IN THE CITY OF ST. CHARLES, KANE COUNTY, ILLINOIS AND CONTAINING 0.510 ACRES MORE OR LESS IN THAT PART OF THE NORTHWEST 1/4 OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN.

PIN: 09-25-100-020

EXHIBIT "B"

FINDINGS OF FACT FOR SPECIAL USE

A. Public Convenience: The Special Use will serve the public convenience at the proposed location.

Our proposed drive through for Andy's Frozen Custard will serve the public convenience.

B. Sufficient Infrastructure: That adequate utilities, access roads, drainage and/or necessary facilities have been, or are being, provided.

The property is currently serviced with sufficient infrastructure which will be revised for the proposed use.

C. Effect on Nearby Property: That the Special Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish or impair property values within the neighborhood.

The special use will note be injurious to the use and enjoyment of other property in the immediate vicinity nor diminish or impair property values within the neighborhood.

D. Effect on Development of Surrounding Property: That the establishment of the Special Use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.

The special use for the drive through will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district. Rather, I believe it will help facilitate surrounding development.

E. Effect on General Welfare: That the establishment, maintenance or operation of the Special Use will not be detrimental to or endanger the public health, safety, comfort or general welfare.

The drive through for Andy's Frozen Custard will not be detrimental to or endanger the public

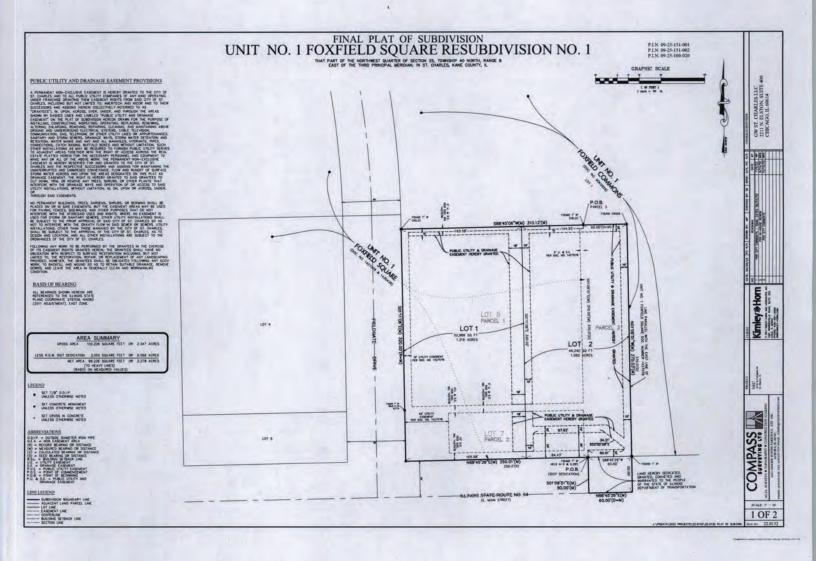
health, safety, comfort or general welfare.

F. Conformance with Codes: That the proposed Special Use conforms to all existing Federal, State and local legislation and regulation and meets or exceeds all applicable provisions of this Title, except as may be varied pursuant to a Special Use for Planned Unit Development.

The proposed development will meet or exceed all applicable municipal codes.

EXHIBIT "C"

PUD PRELIMINARY PLAN (60 pages)



FINAL PLAT OF SUBDIVISION UNIT NO. 1 FOXFIELD SQUARE RESUBDIVISION NO. 1 THAT PART OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN; IN ST. CHARLES, KANE COUNTY, IL

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DIRECTOR OF COMMUNITY DEVELOPMENT (OR DESIGNEE) CERTIFICATE STATE OF ELINOIS SS

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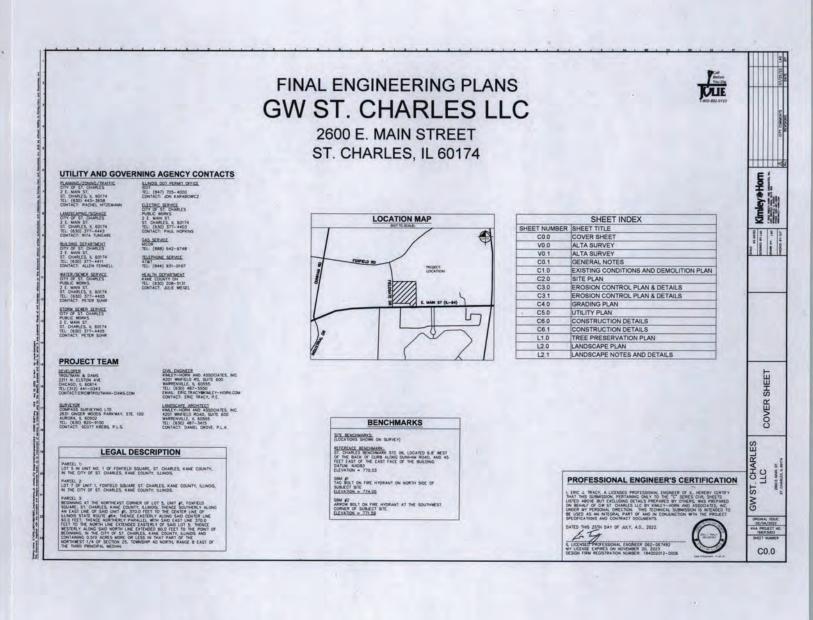
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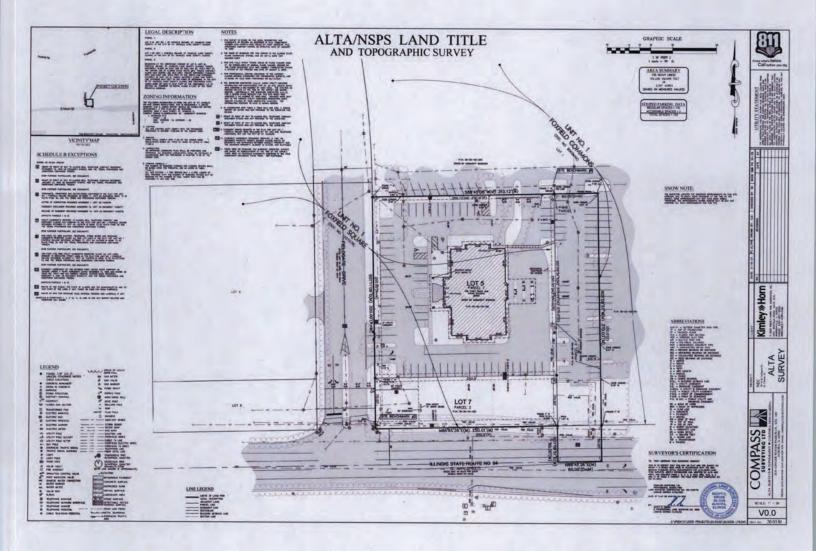
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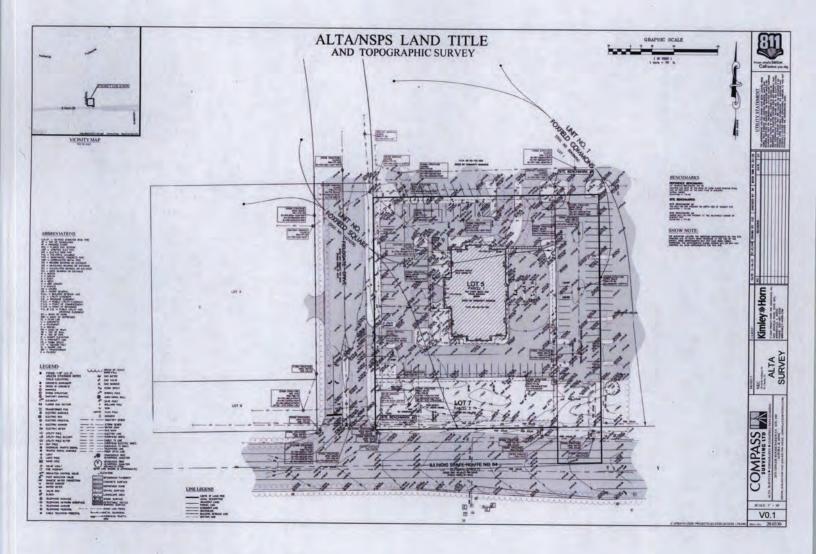
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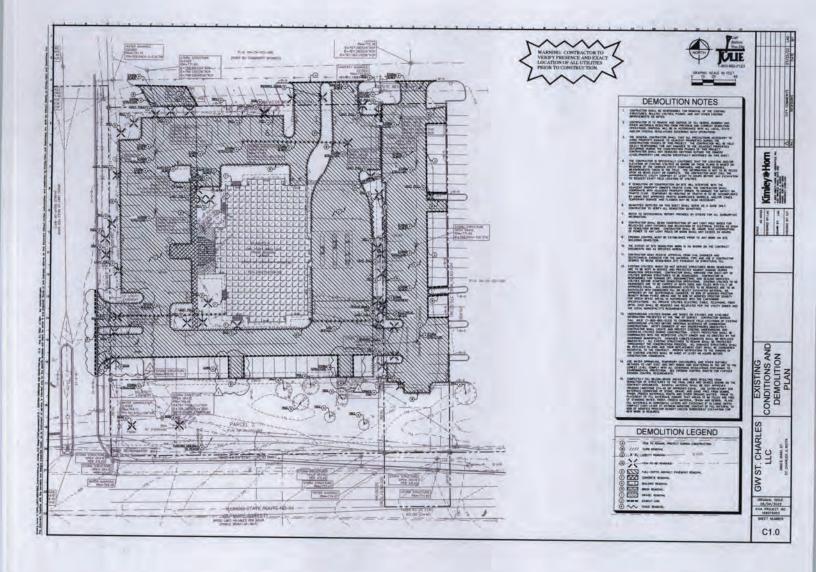
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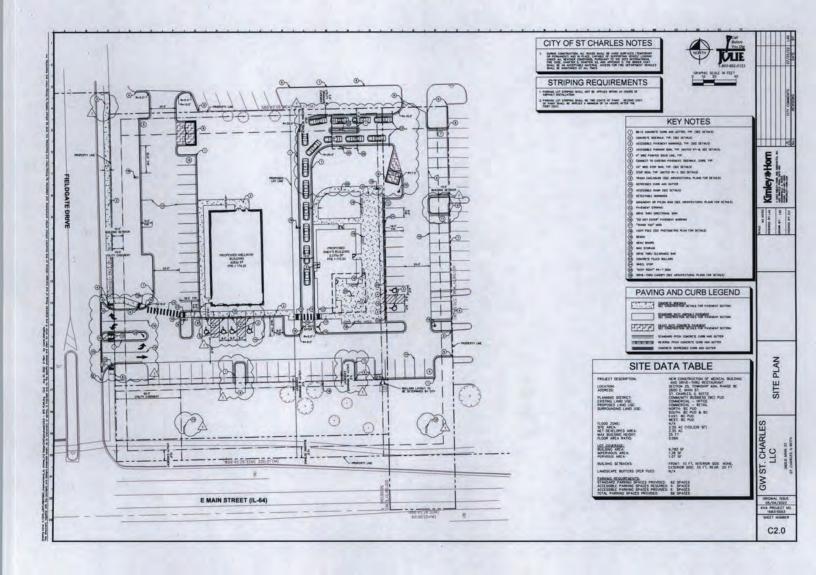
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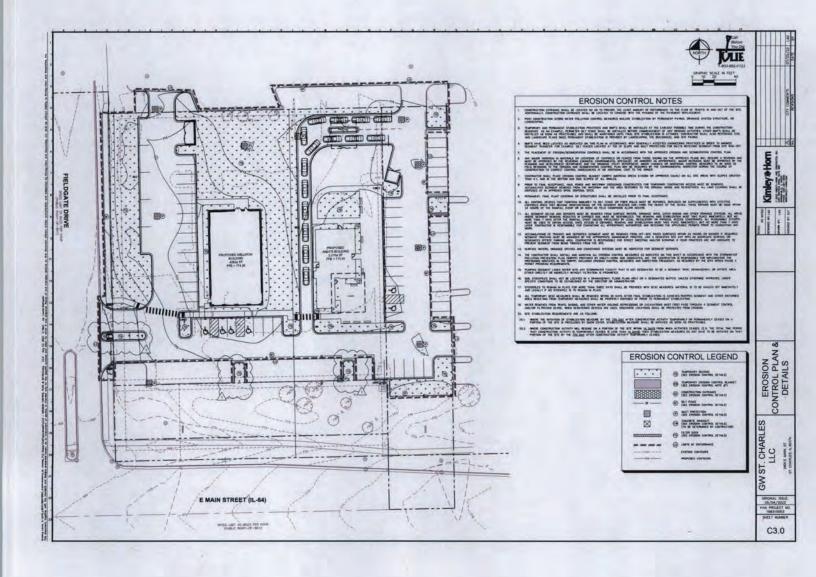
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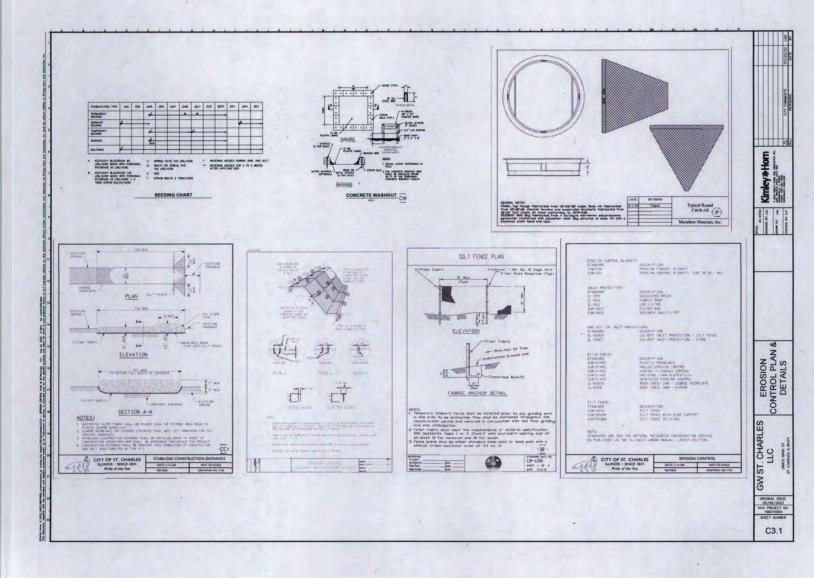
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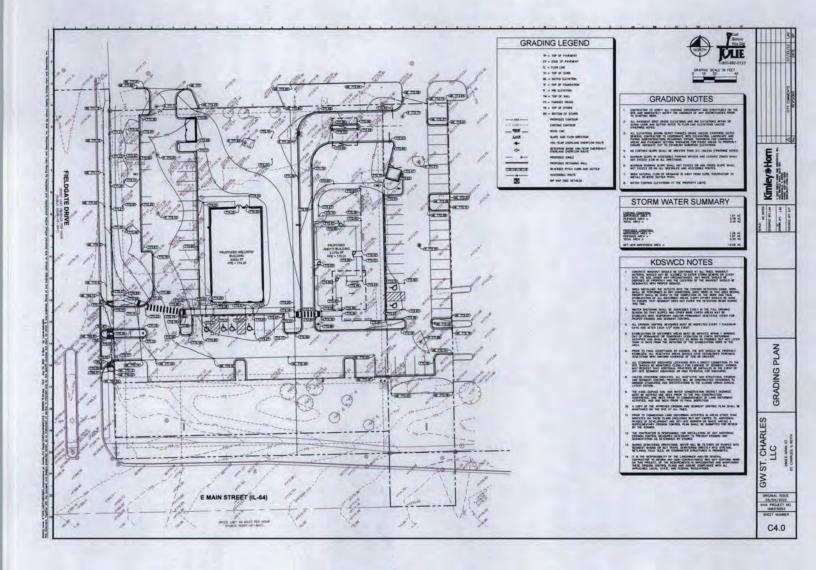
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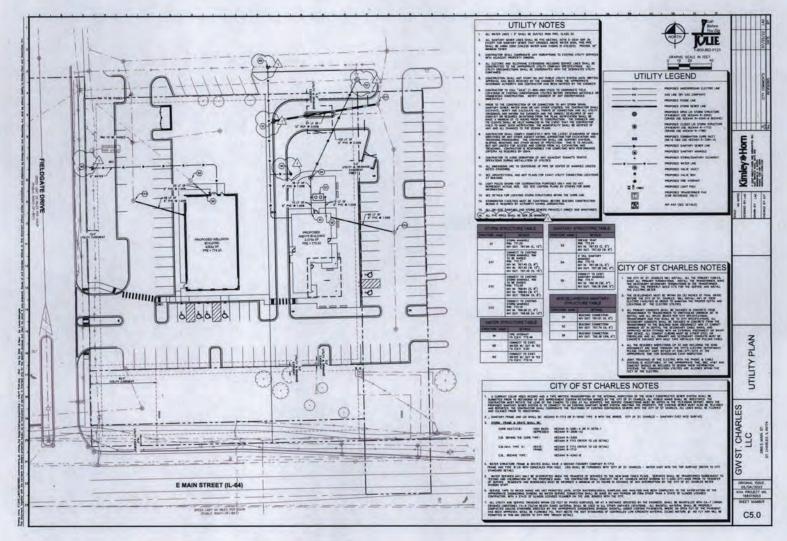




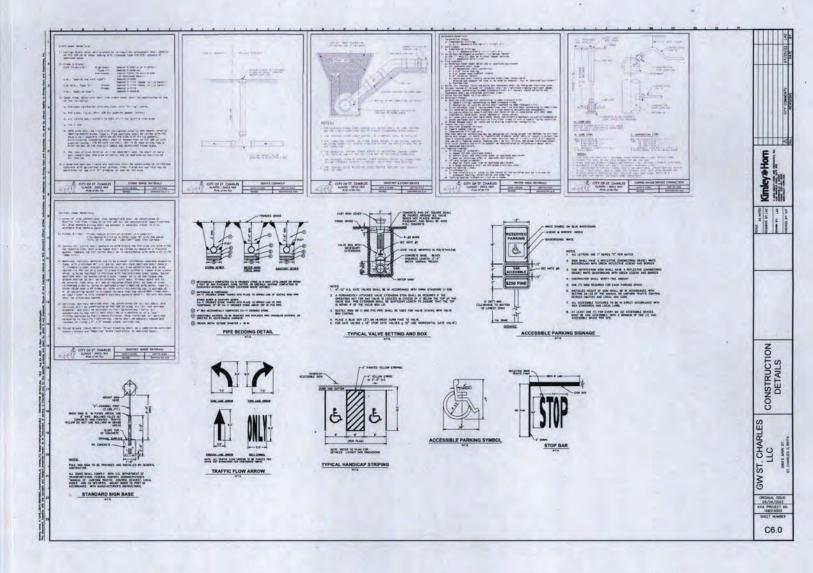


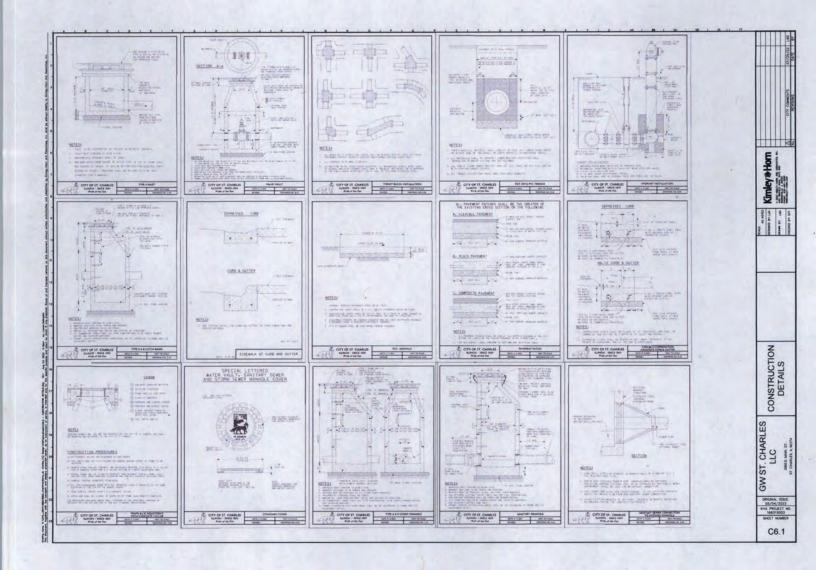


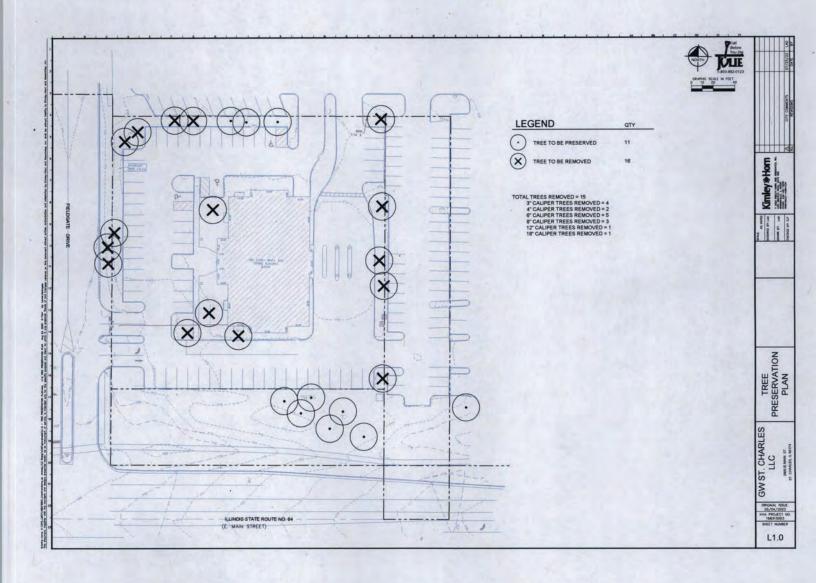




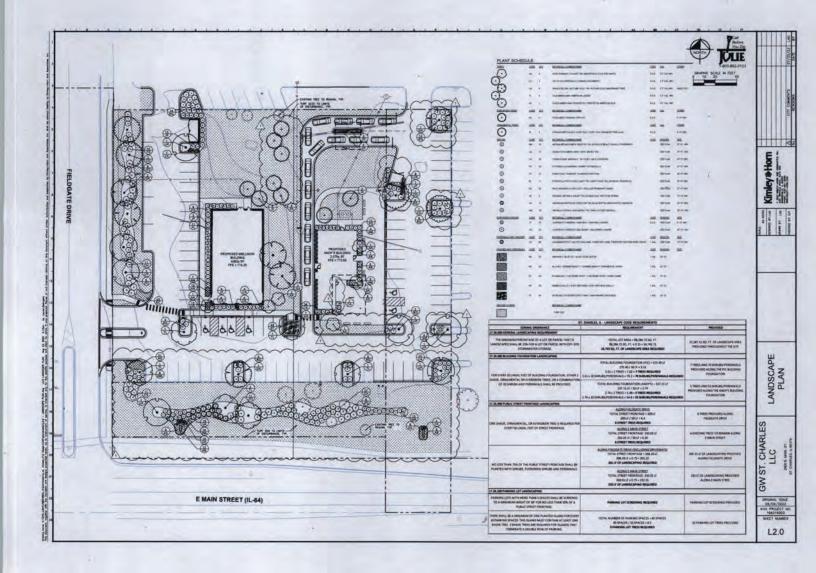
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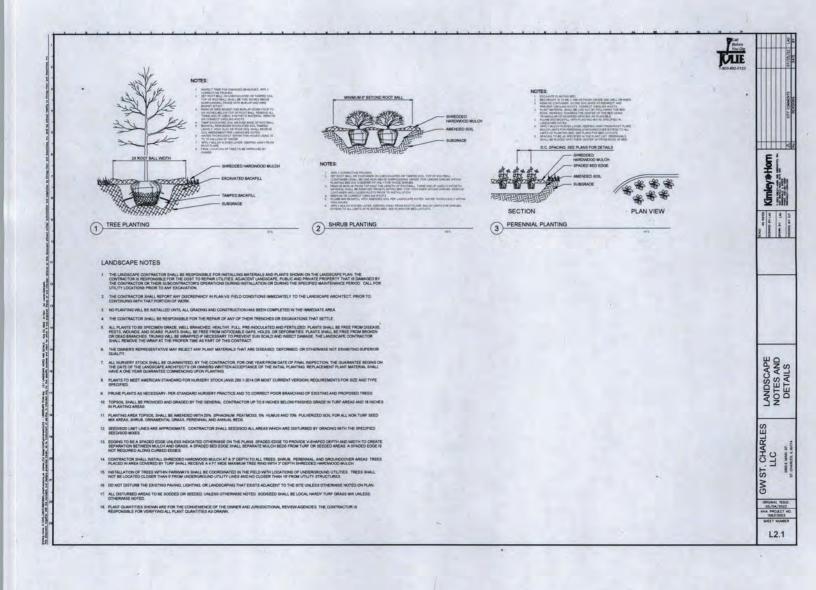


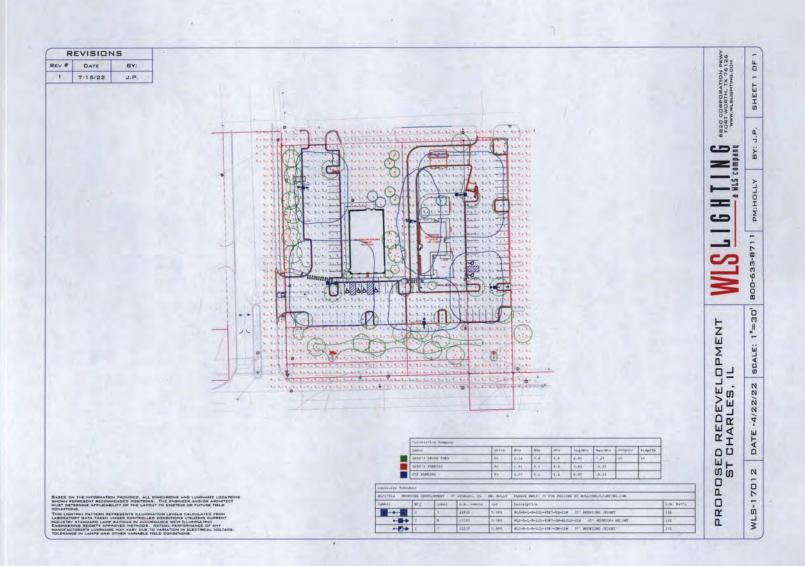




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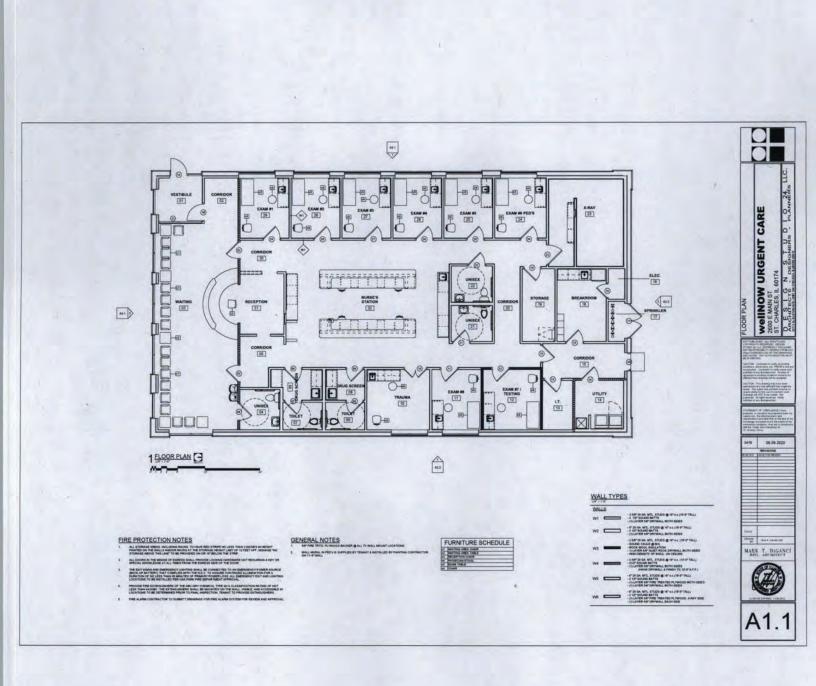


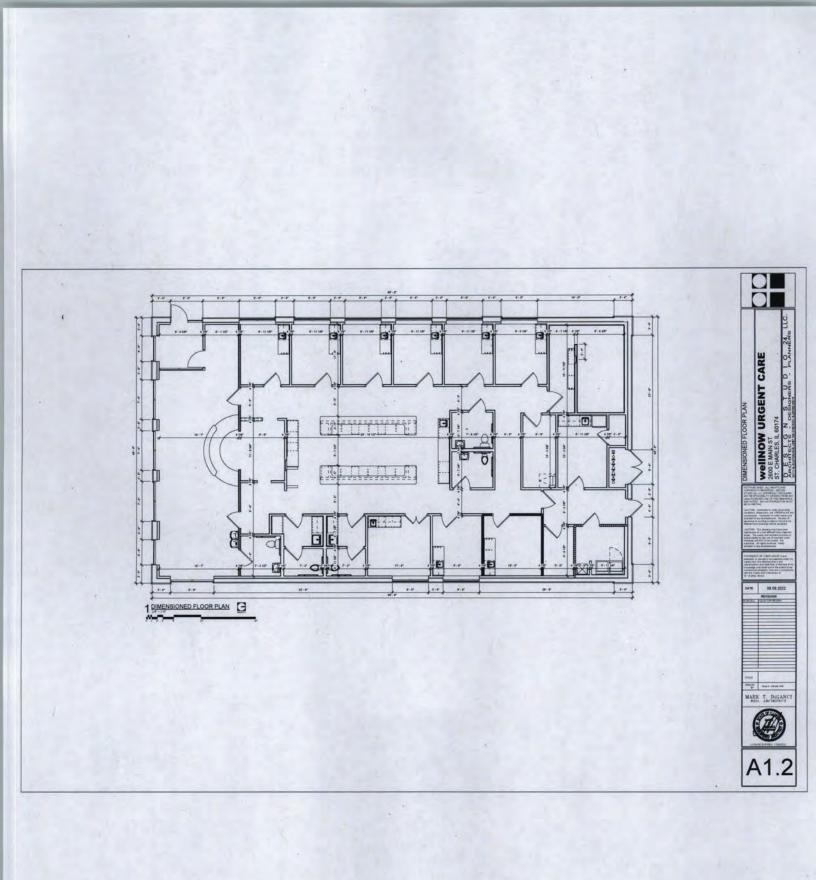


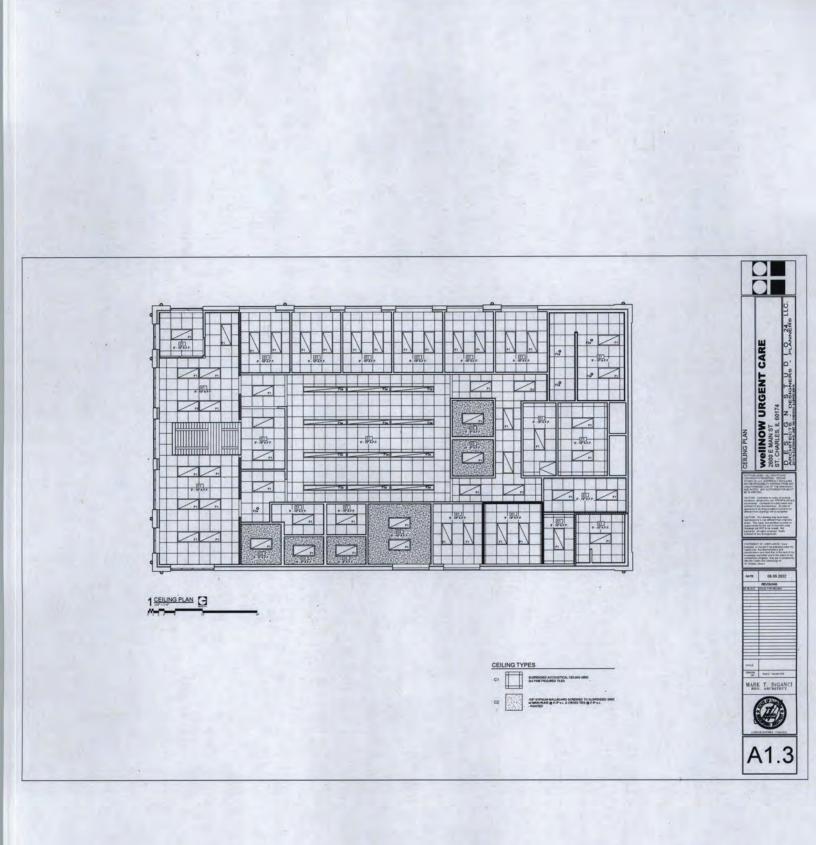


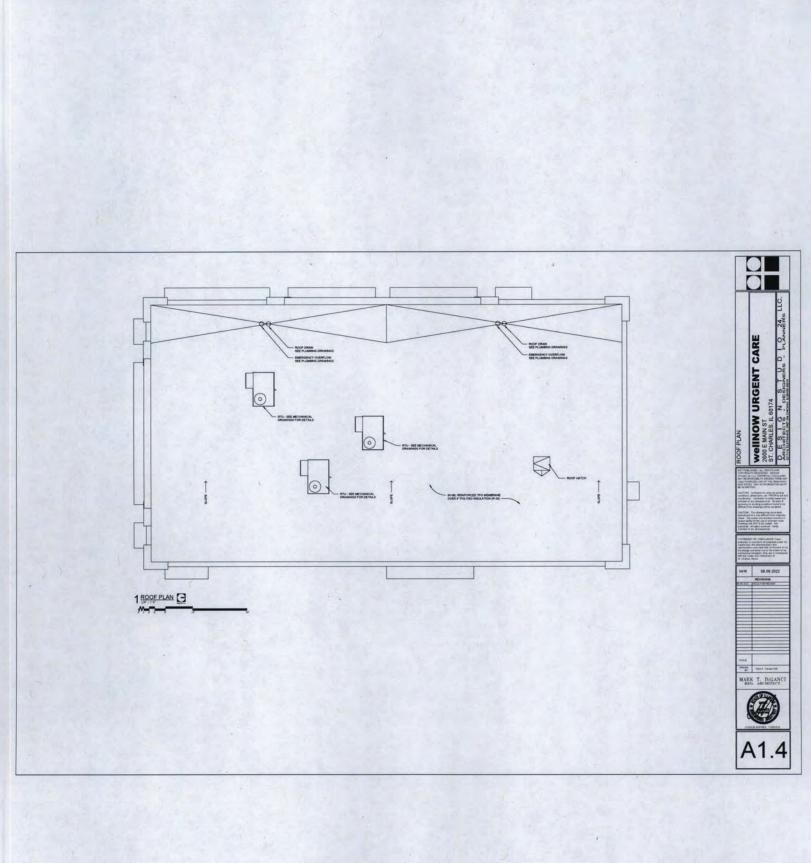
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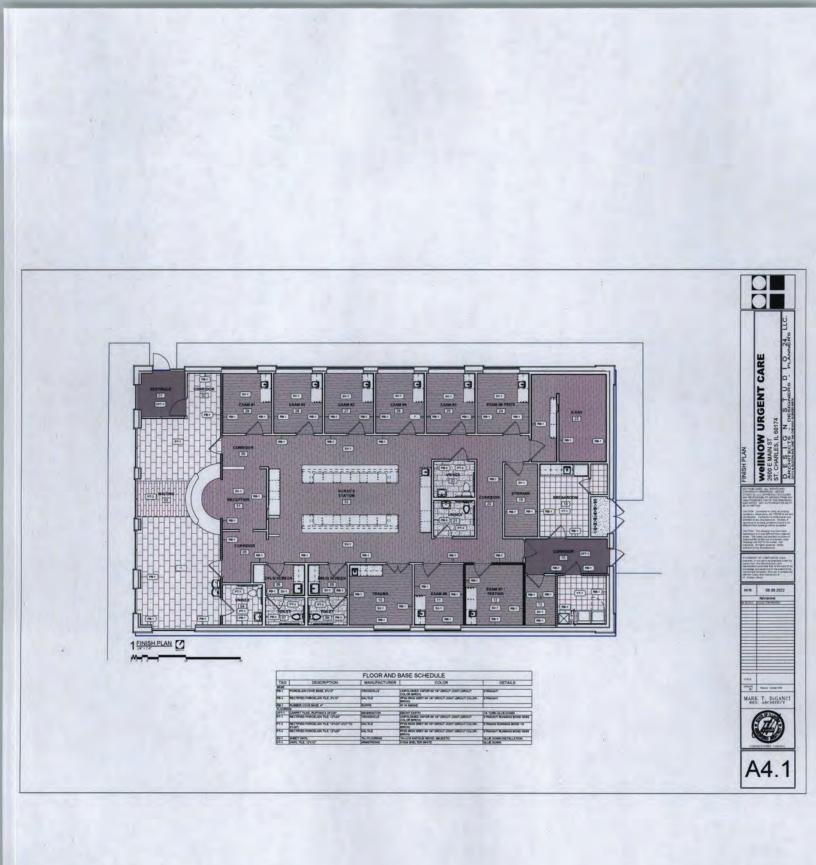
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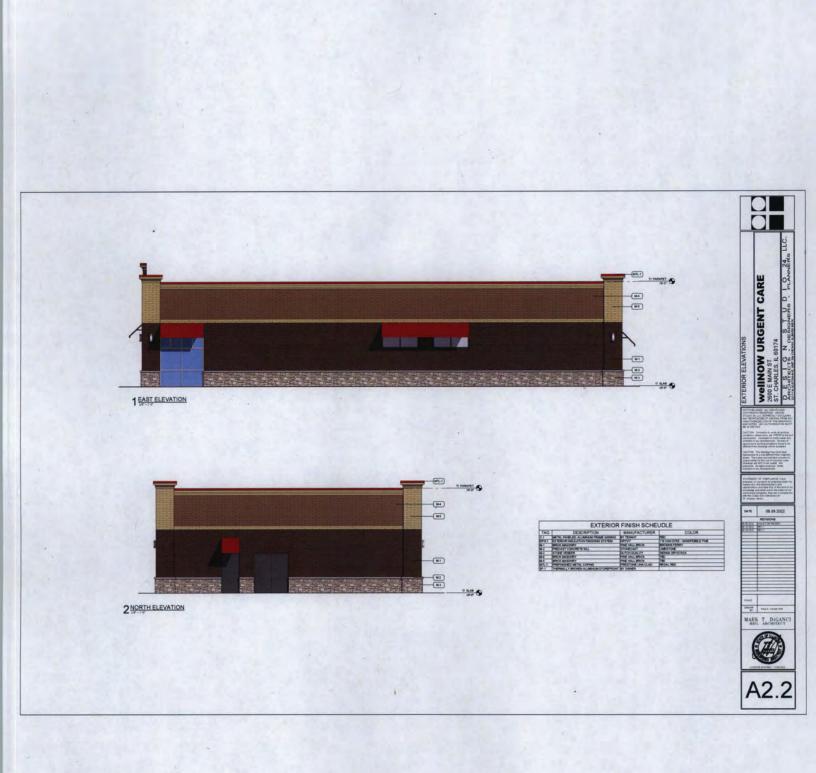


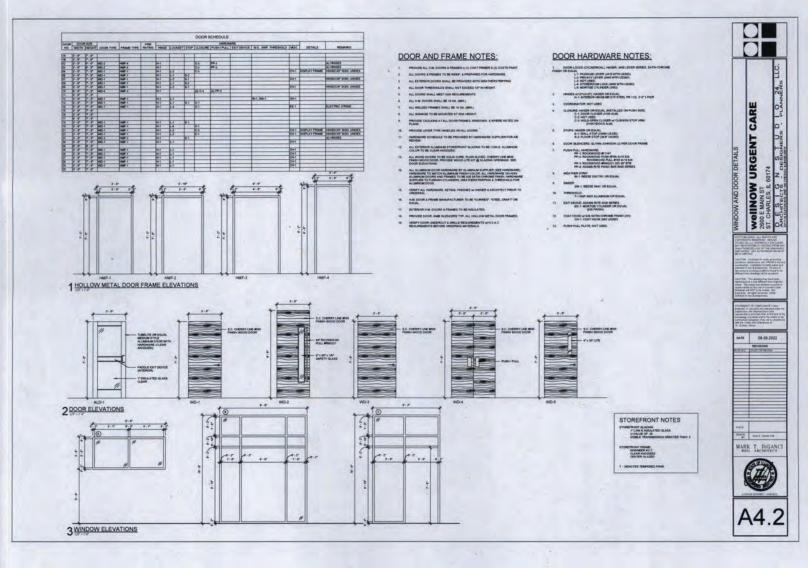






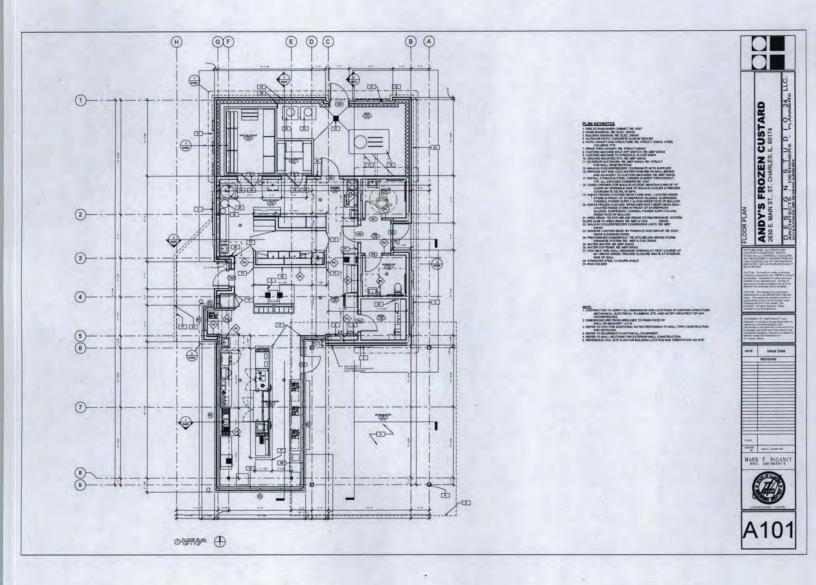


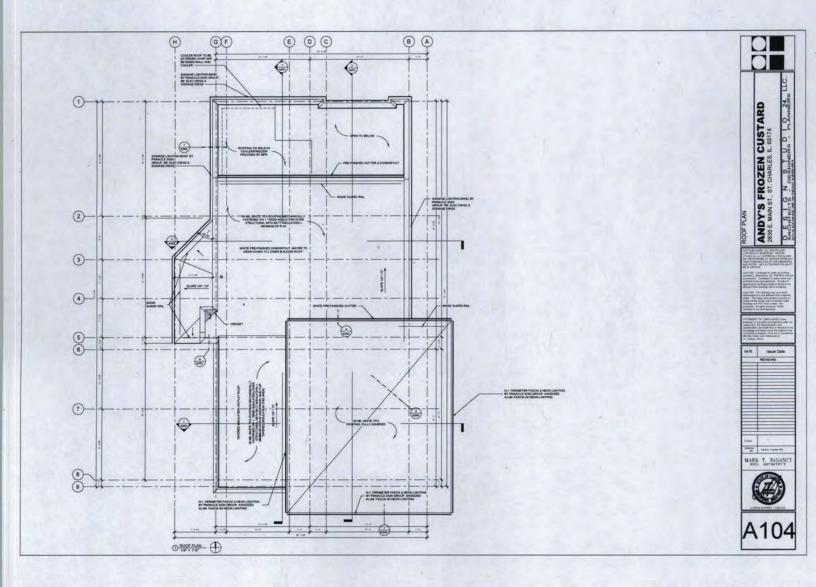


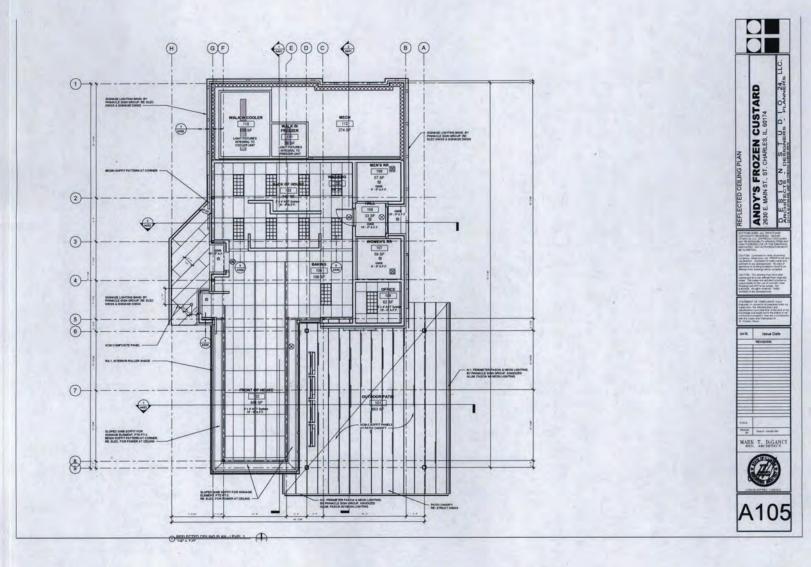


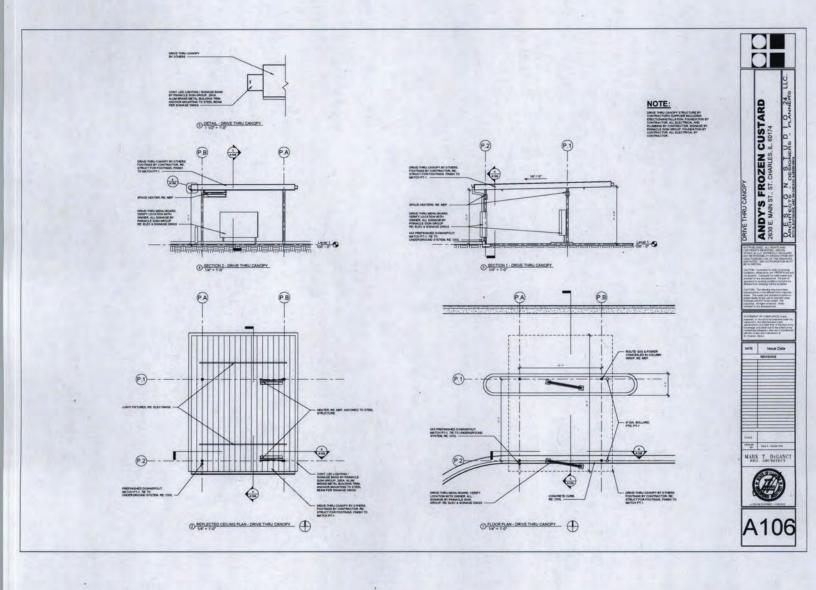
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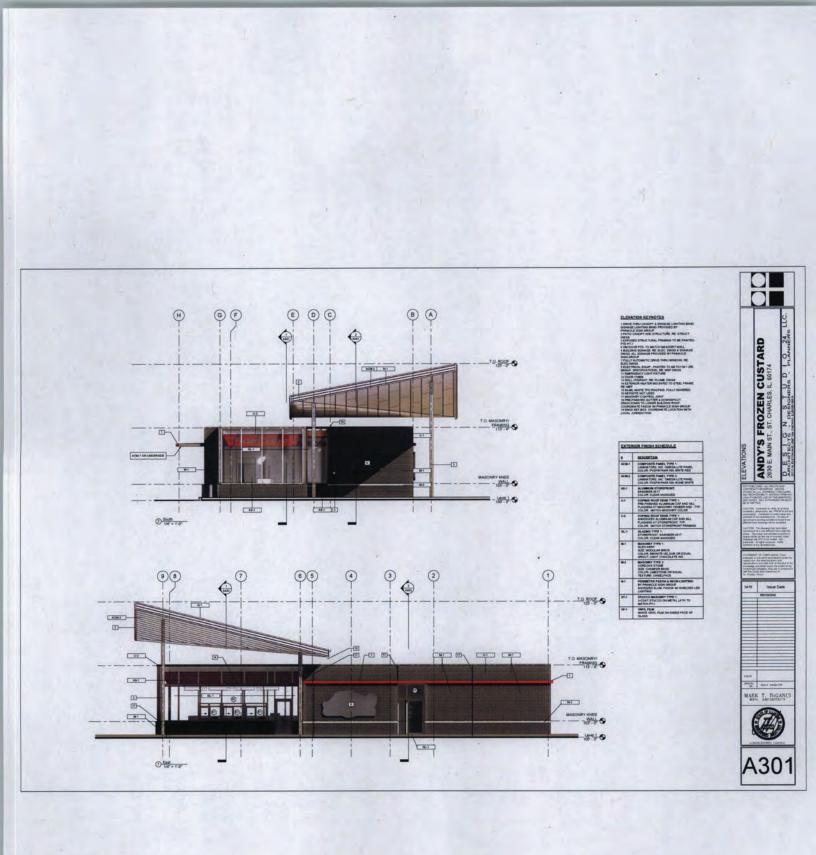
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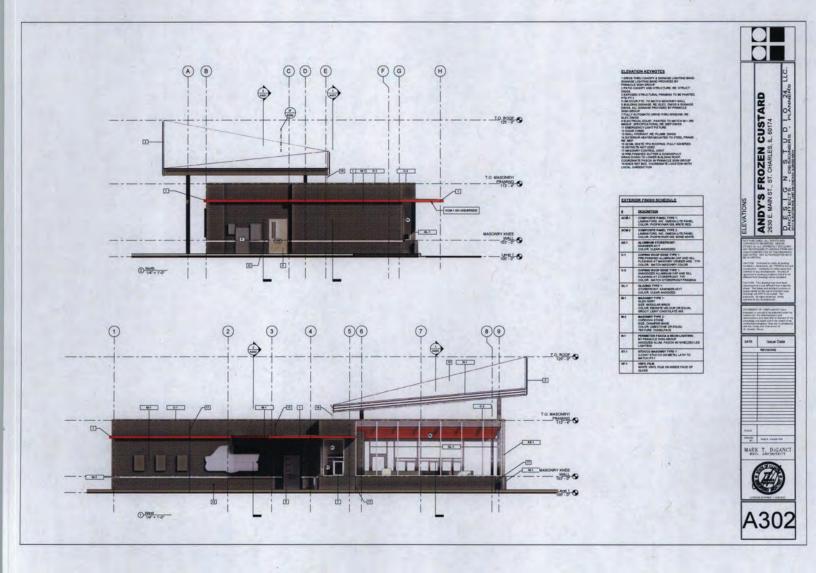


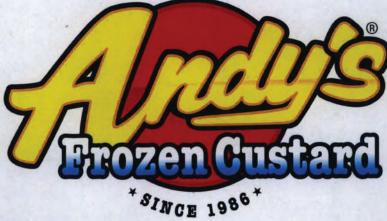






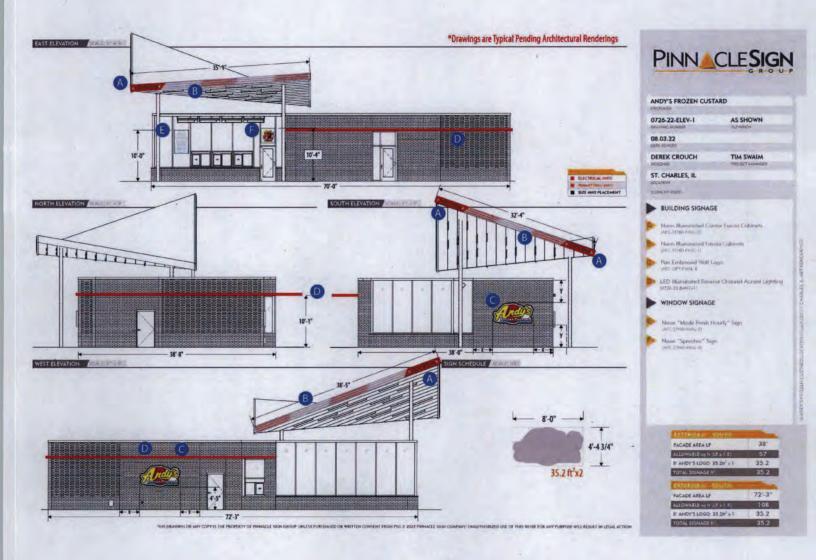


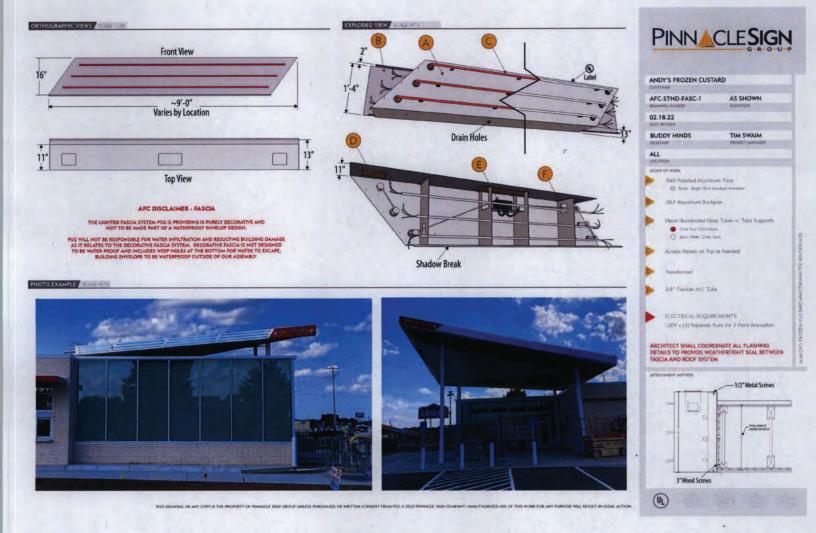




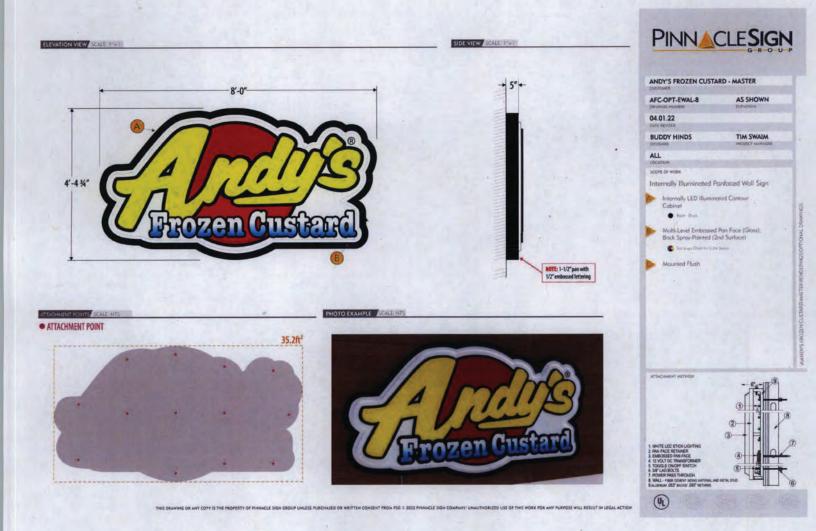


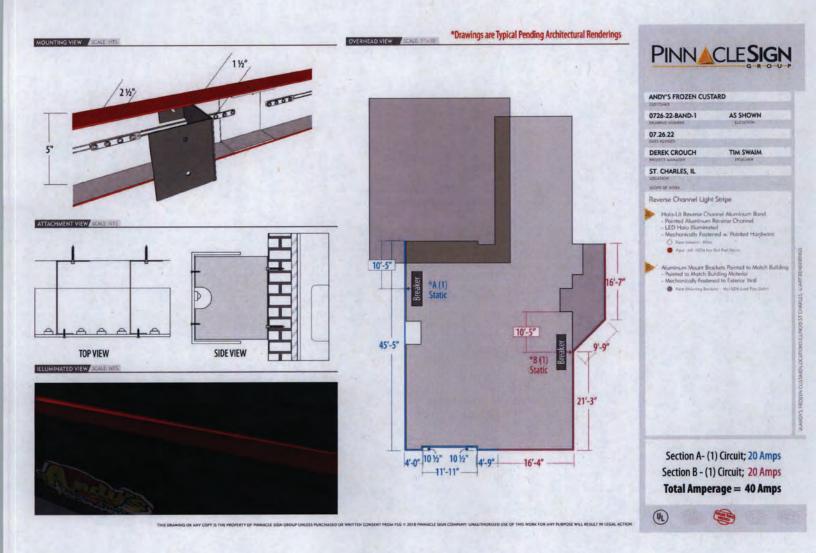
ST. CHARLES, IL

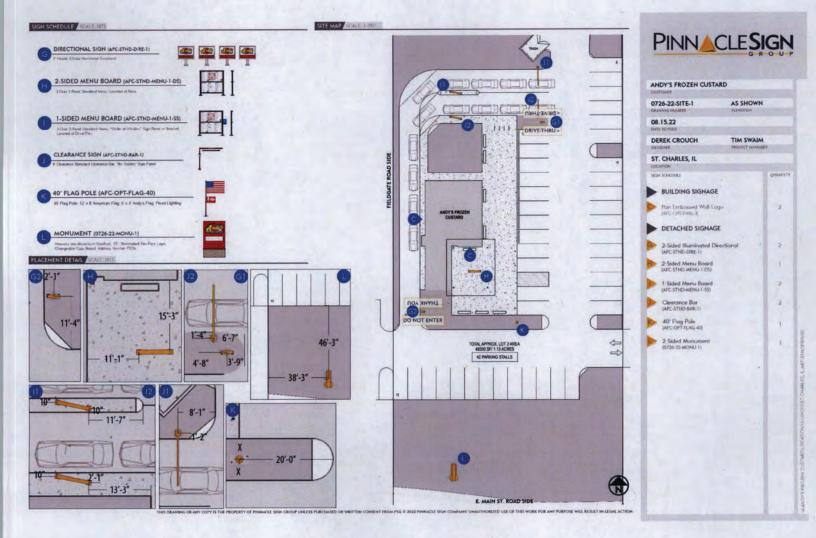


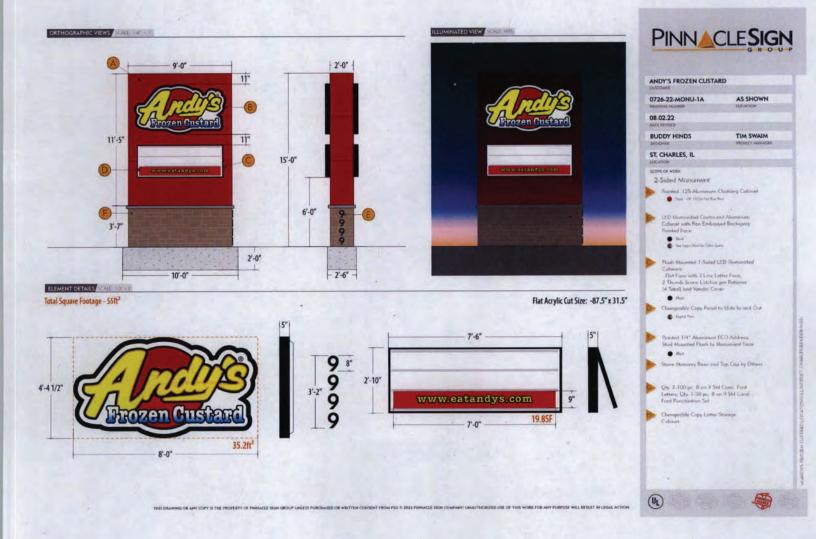


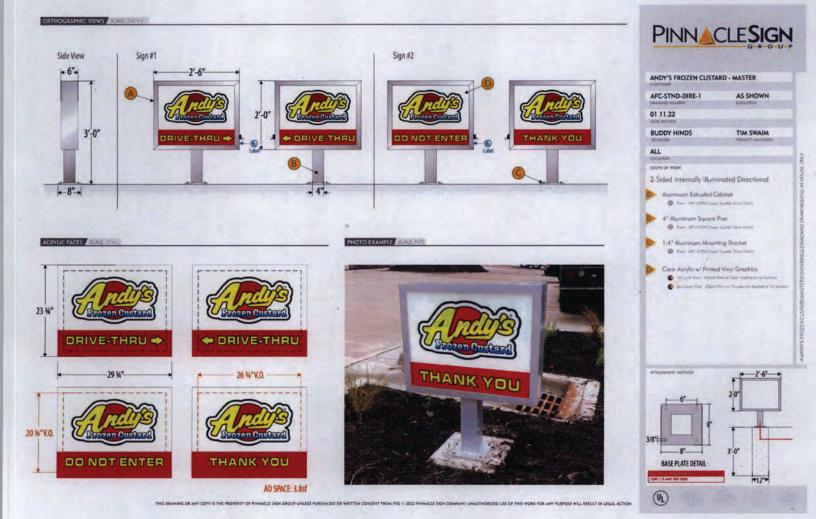


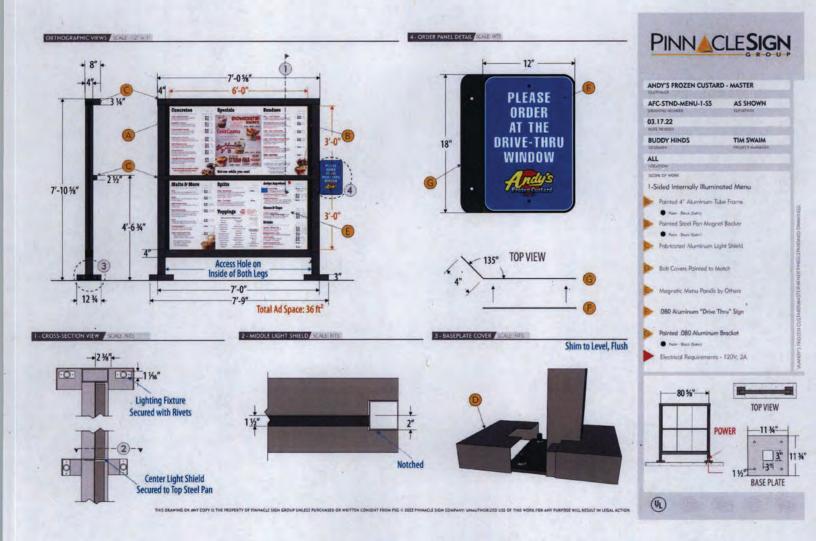


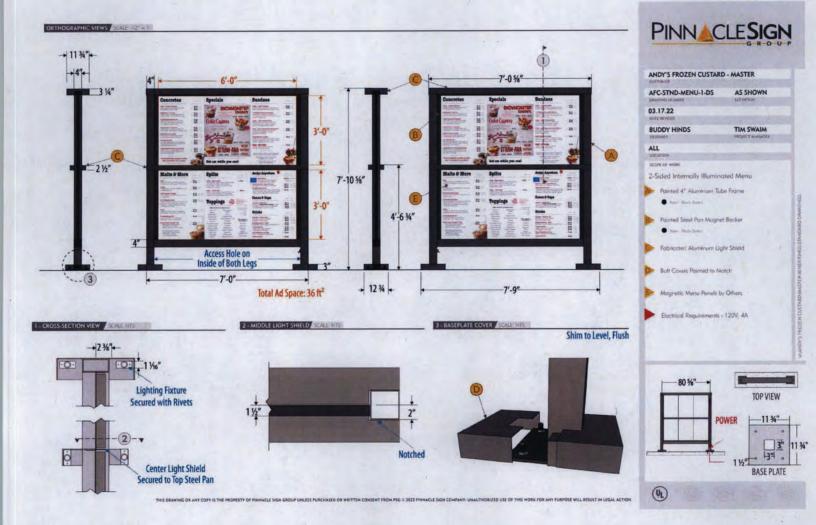




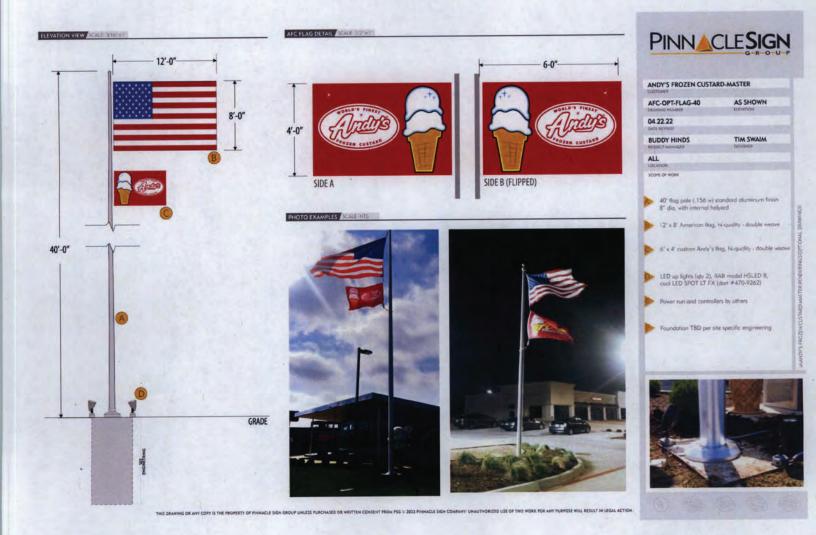


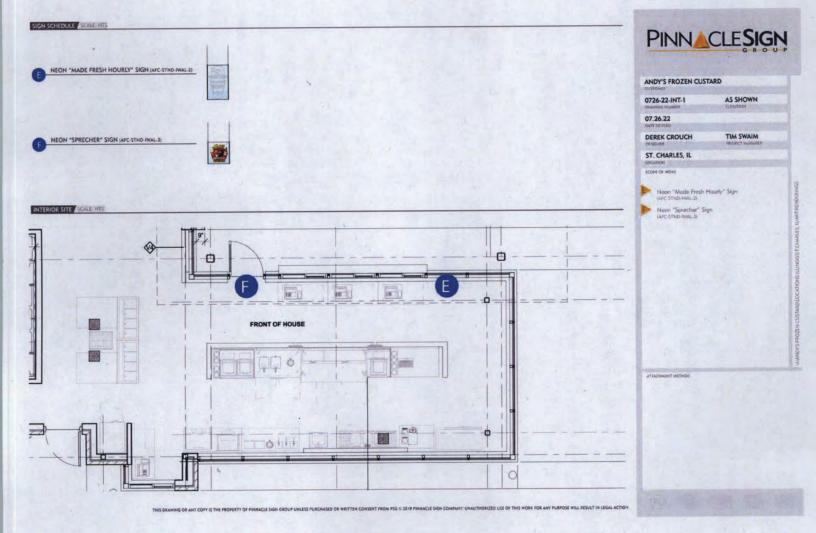


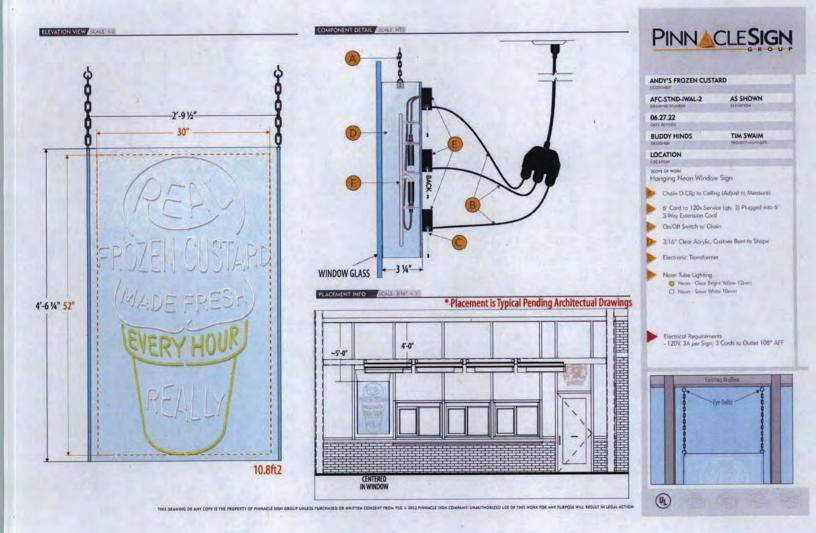






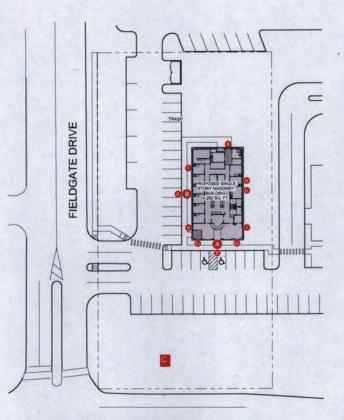








0418312A et 1 of 9



SIGN A · DM-28 Type: DM YES

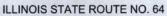
AWNINGS D THRU K Type: METAL Illumination: NO

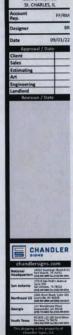
SIGN 8 DM-38

nation: YES Sq Ft: 68.27

Type: DM ination: YES Sq Ft: 124.5

SITE PLAN | SIGN LOCATIONS









SIGN A	DM-28		
	Type:		
	Illumination:		
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AWNINGS D		AWNINGS E1	ľ
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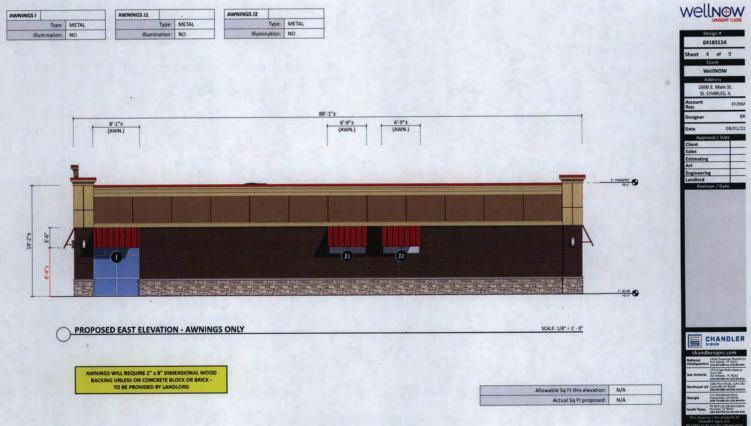
	a conte	AWNINGS E2		1.1
METAL	Type: Illumination:		METAL	Type:
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wellnow

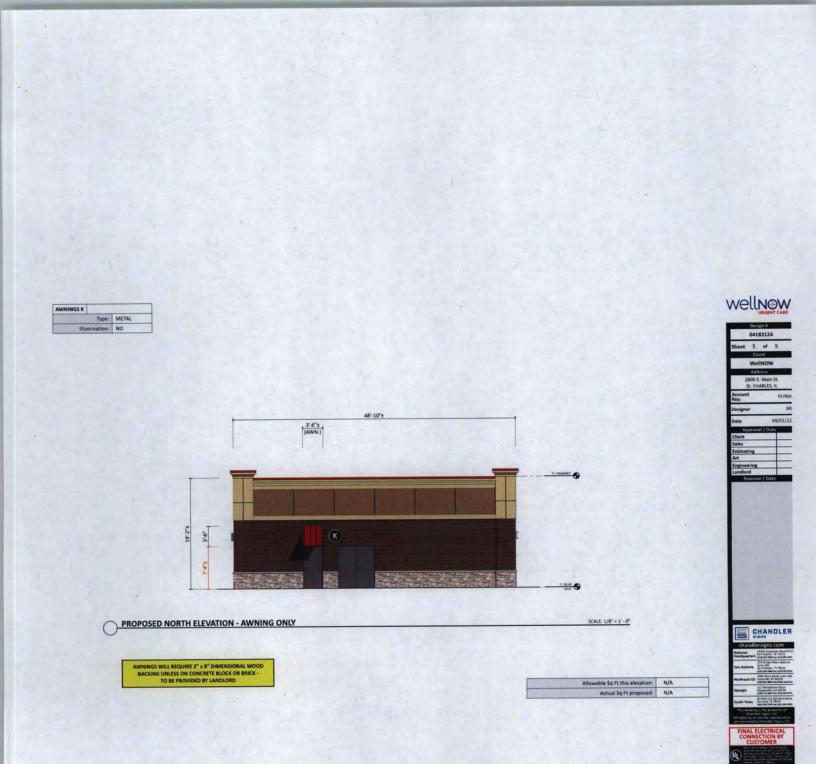
0418312A Sheet 2 of 9 Cliens WellNOW Address 26600 E. Main St. 5t. CHARLES, IL Account FF/RB

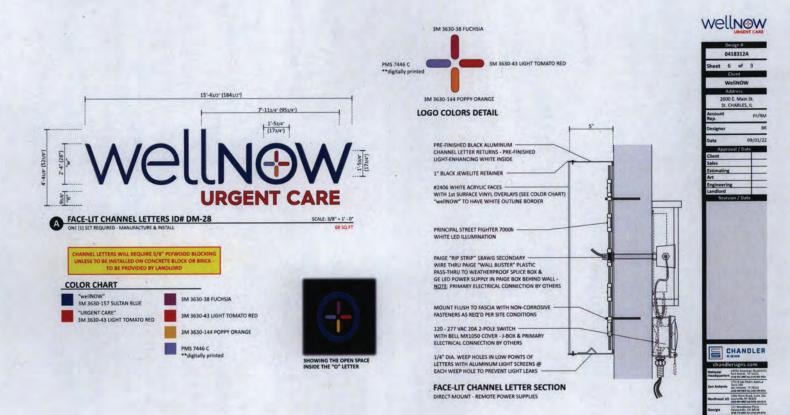
FINAL ELECTRICAL CONNECTION BY





L ELECTRICA





FINAL ELECTRICAL CONNECTION BY



3M 3630-38 FUCHSIA

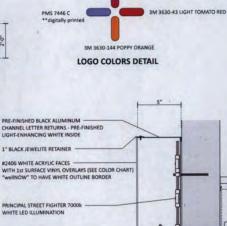
PMS 7446 C ••digitally printed

3M 3630-43 LIGHT TOMATO RED 3M 3630-144 POPPY ORANGE

> WING THE OPEN SPACE DE THE "O" LETTER

"wellNOW" 3M 3630-157 SULTAN BLUE

"URGENT CARE" 3M 3630-43 LIGHT TOMATO RED



3M 3630-38 FUCHSIA

PAIGE "RIP STRIP" 18AWG SECONDARY WIRE THRU PAIGE "WALL BUSTER" PLASTIC PASS-THRU TO WEATHERPROOF SPLICE BOX & GE LED POWER SUPPLY IN ANGE BOX BEHIND WALL -<u>NOTE</u>: PRIMARY ELECTRICAL CONNECTION BY OTHERS

MOUNT FLUSH TO FASCIA WITH NON-CORROSIVE FASTENERS AS REQ'D PER SITE CONDITIONS

120 - 277 VAC 20A 2-POLE SWITCH WITH BELL MX1050 COVER - J-BOX & PRIMARY ELECTRICAL CONNECTION BY OTHERS

1/4" DIA. WEEP HOLES IN LOW POINTS OF LETTERS WITH ALUMINUM LIGHT SCREENS @ EACH WEEP HOLE TO PREVENT LIGHT LEAKS

FACE-LIT CHANNEL LETTER SECTION DIRECT-MOUNT - REMOTE POWER SUPPLIES

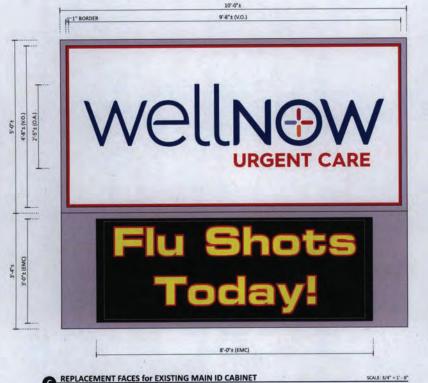
wellnow



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REPLACEMENT FACES for EXISTING MAIN ID CABINET

- WHITE POLYCARBONATE OF FLEXIBLE FACE SUBSTRATE REPLACEMENT FACES w/ 1st SURFACE VINVL GRAPHICS & 1* THICK RED BORDER (SEE COLOR CHART) APPLIED TO EXISTING MONUMENT SIGN FACES (VERIFY VO. DIMENSIONS) - NEW 36"H x 96"W EMC UNITS (EXACT BRAND & SPECIFICATIONS T.B.D.)

NOTE: MANUFACTURING SURVEY REQUIRED PRIOR TO MANUFACTURE

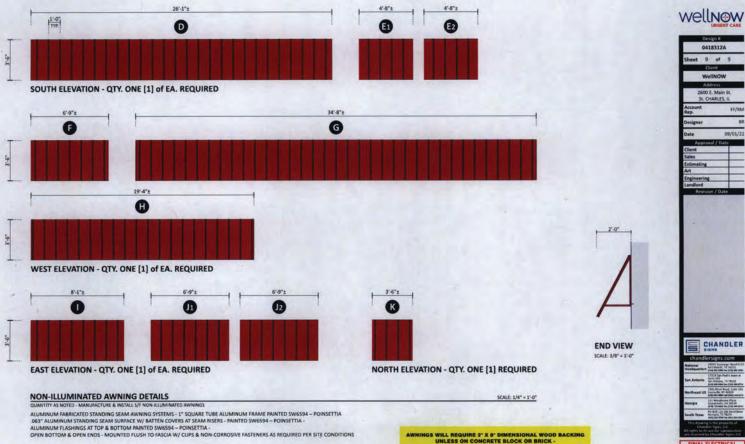






wellnow

0418312A 8 of 9



AWNINGS WILL REQUIRE 2" X 8" DIMENSIONAL WOOD BACKING UNLESS ON CONCRETE BLOCK OR BRICK -TO BE PROVIDED BY LANDLORD.

AL ELECTRICA

State of Illinois

SS.

Counties of Kane and DuPage)

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on **October 17, 2022** the Corporate Authorities of such municipality passed and approved Ordinance No. **2022-Z-21** entitled:

An Ordinance Granting Approval of a PUD Preliminary Plan and Special Use for a Drive-Through Facility at 2600 E Main St. (WellNow Immediate Care Center & Andy's Frozen Custard)

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No 2022-Z-21, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on **October 24, 2022**, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 17th day of October 2022.

A OF ST. CHARLE

PORATED OCTUBE

(S E A L)