VILLAGE OF GILBERTS

RESOLUTION 08-2020

A RESOLUTION APPROVING AN ADDITIONAL BUILDING MODEL AND ADDITIONAL ELEVATIONS FOR THE SINGLE-FAMILY HOMES IN THE CONSERVANCY DEVELOPMENT

WHEREAS, on October 31, 2005, the Village of Gilberts Board of Trustees approved an Annexation and Development Agreement between the Village of Gilberts and the owners of approximately 1,114 acres of land as described in the original Annexation Agreement ("Original Annexation Agreement") for the development of 1,114 acres known as the Conservancy ("Conservancy"), which Agreement was recorded on January 9, 2006, with the Kane County Recorder's Office, as Document No. 2006K002188; and

WHEREAS, Gilberts Development LLC ("Gilberts Development"), is the successor-ininterest to a portion of the Conservancy consisting of 914.02 acres ("Gilberts Development Parcel"); and

WHEREAS, the Annexation Agreement has been amended from time-to-time, including the First Amendment, which was recorded on February 3, 2017, with the Kane County Recorder's Office as Document No. 2017K006674, the Second Amendment, which was recorded on April 16, 2019, with the Kane County Recorder's Office as Document No. 2019K014772; and the Third Amendment which was recorded on July 9, 2019, with the Kane County Recorders' Office as Document No. 2019K029087 (the Original Annexation Agreement, First Amendment, Second Amendment, and Third Amendment shall be collectively referred to as "Annexation Agreement"); and

WHEREAS, on November 22, 2005, the Village of Gilberts Board of Trustees also approved Ordinance No. 05-46, a Rezoning and Planned Unit Development Ordinance for the Conservancy Development; and

WHEREAS, Ordinance No. 05-46 has been amended from time-to-time, including a First PUD Amendment approved in 2017, and a Second PUD Amendment in 2019 (Ordinance No. 05-46, as amended by the First PUD Amendment and Second PUD Amendment, shall be referred to as the "*PUD Ordinance*"); and

WHEREAS, the PUD Ordinance approved Building Elevation Plans for the single-family homes in the Gilberts Development Parcel; and

WHEREAS, Section 3 of the PUD Ordinance and Section 22.J of the Annexation Agreement authorize the Village Board to approve modifications to the approved Building Elevation Plans pursuant to a Resolution; and

WHEREAS, the Village Board previously approved additional Building Elevation Plans for single family homes, as prepared by Pulte Homes, pursuant to Resolution Nos. 19-2018 and 20-2019; and

WHEREAS, the Village Board is now being asked to approve supplemental Building Elevation Plans for a new model of single family home (Palladio) and an additional 3-car garage option for the Bramante elevation, as attached to this Resolution; and

WHEREAS, the Village Board has considered and approves the request to approve supplemental Building Elevation Plans for the single-family homes in the Gilberts Development Parcel, as set forth in this Resolution.

THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GILBERTS AS FOLLOWS:

<u>Section 1.</u> The recitals set forth above are hereby incorporated into and made a part of this Resolution as though set forth in this Section 1.

<u>Family Homes.</u> In accordance with the authority granted by the Annexation Agreement and the PUD Ordinance, the Village Board of Trustees hereby approves the additional Building Model and Elevation Plans for single family residences in the Gilberts Development Parcel that are attached to this Resolution as **Exhibit B**. These Elevations supplement the Elevations authorized by the PUD Ordinance and Resolution Nos. 19-2018 and 20-2019.

<u>Section 3.</u> Conditions. The approvals granted in Section 2 of this Resolution are conditioned upon and limited by the following requirements, conditions, and restrictions, the violation of any of which shall, in the sole discretion of the President and Board of Trustees, invalidate the approvals:

- A. <u>No Authorization of Work.</u> This Resolution does not authorize commencement of any work on the Property. Except as otherwise specifically provided in writing in advance by the Village, no work of any kind shall be commenced on the Conservancy Development pursuant to the approvals granted in this Resolution unless and until all conditions of this Resolution have been fulfilled and after all permits, approvals, and other authorizations for such work have been properly applied for, paid for, and granted in accordance with applicable law.
- B. <u>Compliance with Laws.</u> The Village's zoning, subdivision, and building regulations, and all other applicable Village ordinances and regulations shall continue to apply to the Conservancy Development, and the development and use of the Conservancy Development shall comply with all laws and regulations of all other federal, state, and local governments and agencies having jurisdiction.
- C. <u>Continued Effect of the Approvals.</u> The Amended PUD Ordinance and the Amended Annexation Agreement shall remain in full force and effect, and the Owner shall comply with all requirements, conditions, and restrictions therein.

In addition, any violation of this Resolution shall be deemed a violation of the Village of Gilberts Zoning Code and shall subject the Owner to enforcement proceedings accordingly.

<u>Section 4.</u> <u>Severability.</u> In the event a court of competent jurisdiction finds this Resolution or any provision hereof to be invalid or unenforceable as applied, such finding shall not affect the validity of the remaining provisions of this Resolution and the application thereof to the greatest extent permitted by law.

<u>Section 5.</u> <u>Repeal and Saving Clause.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or cause of action which shall have accrued to the Village of Gilberts prior to the effective date of this Resolution.

<u>Section 6.</u> <u>Effective Date.</u> Upon its passage and approval according to law, this Resolution shall, by authority of the Board of Trustees, be published in pamphlet form.

Trustee Dan Corbett Trustee Elissa Kojzarek Trustee Nancy Farrell Trustee Jeanne Allen	t Abstain
Trustee Lou Hacker Trustee Guy Zambetti President Rick Zirk	
GEAL OF THE DAY OF	<u>March</u> , 2020

Village Clerk, Courtney Baker

Village President, Rick Zirk

Amended Motion: A Motion to approve Resolution 08-2020, a Resolution Approving an Additional Building Model and Additional Elevations for the Single-Family Homes in the Conservancy Development Minus Elevation A

4844-9404-9125, v. 1

EXHIBIT A

LEGAL DESCRIPTION OF THE CONSERVANCY DEVELOPMENT

PARCEL 1:

THE WEST 87 LINKS OF GOVERNMENT LOT 1 OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 2, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 2:

THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 3:

THE SOUTH 4 RODS OF THE EAST 3 RODS OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 11 TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN KANE COUNTY, ILLINOIS.

PARCEL 4:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND THAT PART OF THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING EASTERLY OF THE RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY, SAID PARALLEL LINE BEING ALSO THE WESTERLY RIGHT OF WAY LINE OF THE ELGIN AND BELVIDERE ELECTRIC COMPANY IN RUTLAND TOWNSHIP, KANE COUNTY, ILLINOIS.

PARCEL 5:

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 6:

THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 42, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 7:

THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 8:

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 9:

THE SOUTH HALF OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 11, ALL IN TOWNSHIP 42 NORTH, RANGE 7 EAST OF

THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 10:

THE NORTH HALF OF THE NORTHEAST QUARTER (EXCEPT THE SOUTH 4 RODS OF THE WEST 3 RODS THEREOF) OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS.

PARCEL 11:

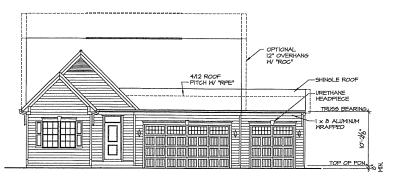
THE NORTHWEST FRACTIONAL QUARTER OF SECTION 2, (EXCEPT THE WEST 87 LINKS OF THE NORTHWEST QUARTER OF SAID NORTHWEST FRACTIONAL QUARTER AND ALSO EXCEPT THAT PART OF SAID NORTHWEST FRACTIONAL LYING NORTHEASTERLY OF THE CENTER LINE OF HUNTLEY ROAD), ALSO THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 2, ALL IN TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN IN RUTLAND TOWNSHIP, KANE COUNTY, ILLINOIS.

Parcel Identification Numbers: 02-02-100-007; 02-02-100-008; 02-02-300-002; 02-02-300-003; 02-02-300-004; 02-02-400-002; 02-11-100-003; 02-11-100-010; 02-11-200-001; 02-11-200-003; 02-11-200-005; 02-11-200-007; 02-11-300-008; 02-11-400-003; 02-11-400-004; 02-11-400-005; 02-11-475-012; 02-11-425-001; 02-11-475-001; 02-11-425-010; 02-11-401-016; 02-11-296-001; 02-11-401-001; 02-11-401-008; 02-11-401-015; 02-11-350-007; 02-11-404-010; 02-11-475-013; 02-11-401-014; 02-11-401-013; 02-11-401-012; 02-11-401-011; 02-11-401-010; 02-11-401-009; 02-11-401-008; 02-11-401-007; 02-11-401-006; 02-11-401-005; 02-11-401-004; 02-11-401-003; 02-11-401-002; 02-11-296-002; 02-11-402-001; 02-11-402-002; 02-11-402-003; 02-11-348-001; 02-11-402-004; 02-11-348-002; 02-11-402-005; 02-11-348-003; 02-11-348-004; 02-11-350-006; 02-11-350-005; 02-11-350-004; 02-11-404-004; 02-11-350-003; 02-11-404-003; 02-11-350-002; 02-11-404-002; 02-11-350-001; 02-11-404-0011 02-11-404-006; 02-11-404-007; 02-11-404-008; 02-11-404-009; 02-11-451-001; 02-11-451-011; 02-11-451-002; 02-11-451-012; 02-11-451-003; 02-11-451-013; 02-11-451-004; 02-11-451-014; 02-11-451-005; 02-11-451-015; 02-11-451-006: 02-11-451-016: 02-11-451-007: 02-11-451-017: 02-11-451-008: 02-11-451-018: 02-11-451-009: 02-11-451-019; 02-11-451-010; 02-11-451-020; 02-11-349-001; 02-11-349-002; 02-11-349-003; 02-11-349-004; 02-11-349-005; 02-11-349-006; 02-11-349-007; 02-11-349-008; 02-11-349-009; 02-11-403-001; 02-11-403-002; 02-11-403-003; 02-11-403-004; 02-11-403-005; 02-11-403-006; 02-11-403-007; 02-11-403-008; 02-11-403-009; 02-11-405-001; 02-11-405-002; 02-11-405-003; 02-11-405-004; 02-11-405-005; 02-11-405-006; 02-11-405-007; 02-11-405-008; 02-11-405-009; 02-11-405-010; 02-11-405-011; 02-11-405-012; 02-11-405-013; 02-11-405-014; 02-11-405-015; 02-11-405-015; 02-11-405-016; 02-11-405-017; 02-11-405-018; 02-11-405-019; 02-11-425-002; 02-11-425-003; 02-11-425-004; 02-11-425-005; 02-11-425-006; 02-11-425-007; 02-11-425-008; 02-11-425-009; 02-11-425-010; 02-11-425-011; 02-11-425-012; 02-11-425-013; 02-11-425-014; 02-11-425-015; 02-11-425-016; 02-11-425-017; 02-11-425-018; 02-11-425-019; 02-11-425-020; 02-11-452-001; 02-11-452-002; 02-11-452-003; 02-11-452-004; 02-11-452-005; 02-11-452-006; 02-11-452-007; 02-11-452-008; 02-11-452-009; 02-11-452-010; 02-11-452-011; 02-11-452-012; 02-11-452-013; 02-11-452-014; 02-11-452-015; 02-11-452-016; 02-11-452-017; 02-11-452-018; 02-11-452-019; 02-11-475-002; 02-11-475-003; 02-11-475-004; 02-11-475-005; 02-11-475-006; 02-11-475-007; 02-11-475-008; 02-11-475-009; 02-11-475-010; 02-11-475-011

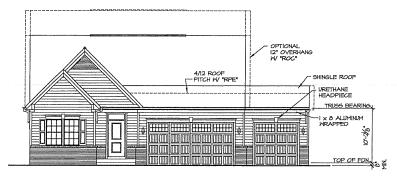
EXHIBIT B

ADDITIONAL APPROVED BUILDING MODEL AND ELEVATION PLANS FOR SINGLE FAMILY RESIDENCES IN THE CONSERVANCY DEVELOPMENT

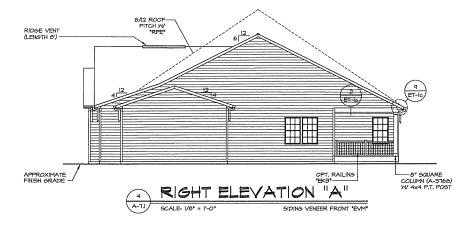
Model	Elevation
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Bramante	Elevation L – optional 3 car garage
Bramante	Elevation A – optional 3 car garage
Bramante	Elevation B – optional 3 car garage
Palladio	Elevation A
Palladio	Elevation B
Palladio	Elevation K
Palladio	Elevation L

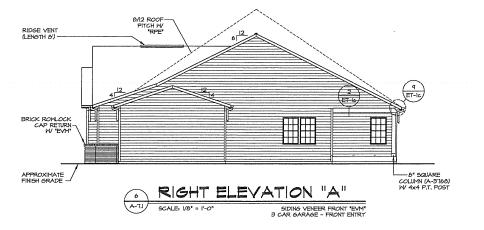


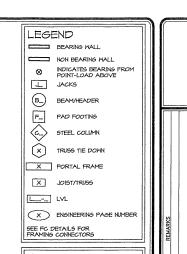
B FRONT ELEVATION "A" A-7.1 SCALE: 1/6" = 1'-0" SIDING VENEER FRONT "EVF" 3 CAR GARAGE - FRONT ENTRY







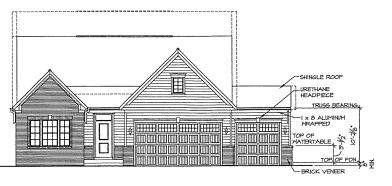




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4. SEE GENERAL NOTES (N-1) FOR ADDITIONAL INFORMATION.

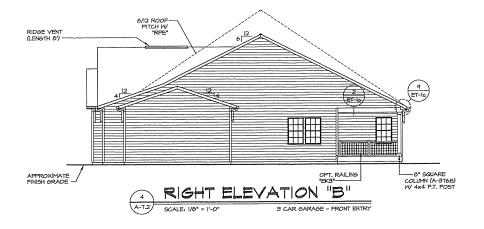
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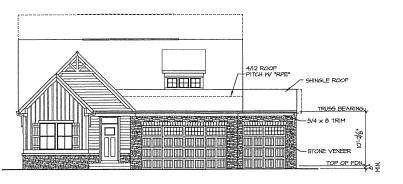


3 FRONT ELEVATION "B"

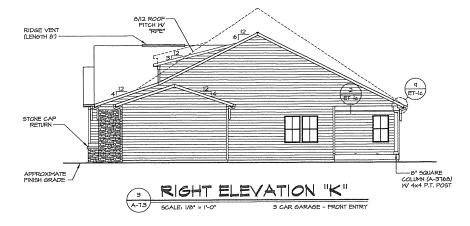
A-72 SCALE: 1/8" = 1'-0" 3 CAR GARAGE - FRONT ENTRY



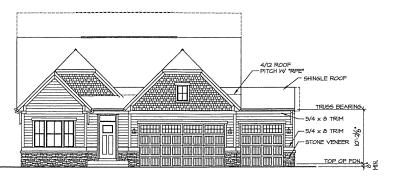
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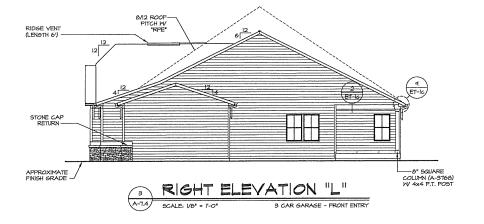




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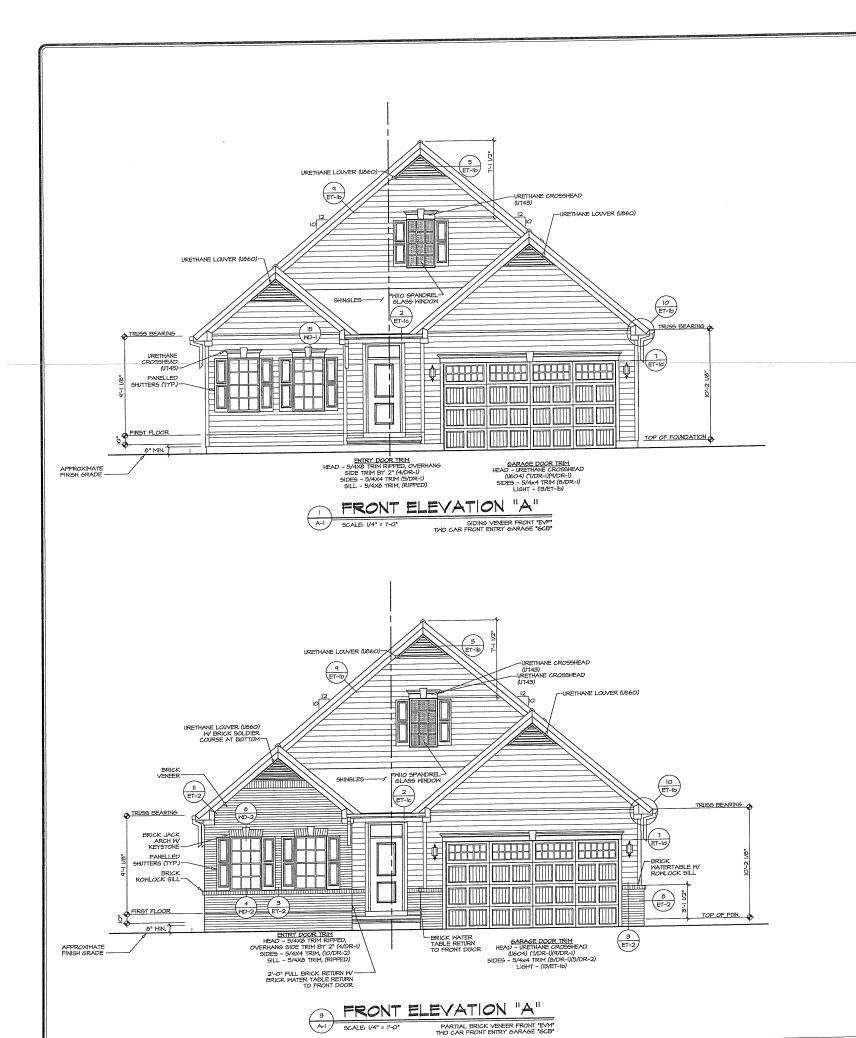


NVR, Inc. 5285 Westview Drive, Suite 100 Frederick, MD 21703

BASE SQUARE FOOTAGE							
DESCRIPTION	TOTAL 50. FT						
IST FLOOR (BASE SF)	1947 SF						
	1947 SF						
FIRST FLOOR SQUARE FO							
DESCRIPTION	TOTAL SQ. FT						
IST FLOOR (BASE SF)	1947 SF						
IST FLOOR CRAWL / SLAB FOUNDATION (DEDUCT SF)	49 SF						
GARAGE SQUARE FOOT	AGE						
DESCRIPTION	TOTAL 5Q. F						
TWO CAR GARAGE	437 SF						
TWO CAR GARAGE CRAML/SLAB FOUNDATION (ADD SF)	44 SF						
BASEMENT SQUARE FOO	TAGE						
DESCRIPTION	TOTAL 5Q. F						
FINISHED BASEMENT	1157 SF						
BASEMENT BATH (ADD, SF)	57 SF						
UNFINISHED SQUARE FOO	TAGE						
DESCRIPTION	TOTAL 5Q. F						
UNFINGIHED BASEMENT 1951 SF							
UNFINSIHED BASEMENT							

SET - VERSION
PLDOA - 0

CS-1



NOTE:
GRILLES IN GLAZING OF ALL
EXTERIOR DOORS AND
SIDELIGHTS TO BE OMITTED
WITH BRONZE MINDOMS

NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER

reserves its plans are not changed, or or manner or manner party, without ressed written

MODEL
PALLADIO RANCH
DRAWING THE
FRONT ELEVATION

<u>|-</u>|

4

DIRECTHANE CROSSHEAD (UT48)

URETHANE LONVER (UB60)

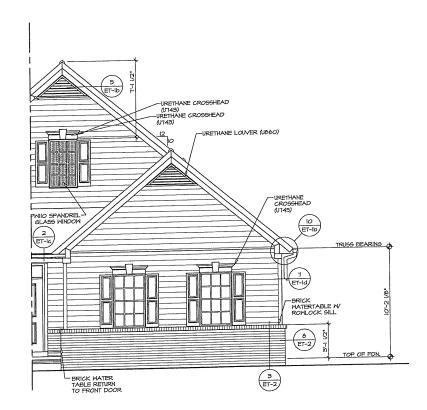
PRIIO SPANDREL GLASS HINDOR

CLASS HINDOR

TRUSS DEARING

TOP OF FOUNDATION

PARTIAL FRONT ELEVATION
SCALE: 1/4" = 1'-0"
SCALE: 1/4" = 1'-0"
THO CAR SIDE ENTRY GARAGE SCC.

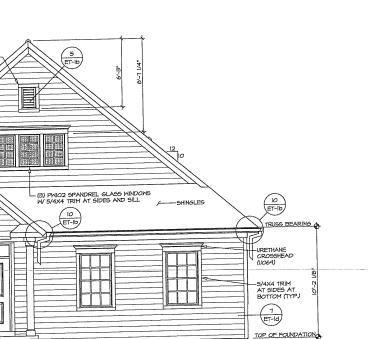


4 PARTIAL FRONT ELEVATION

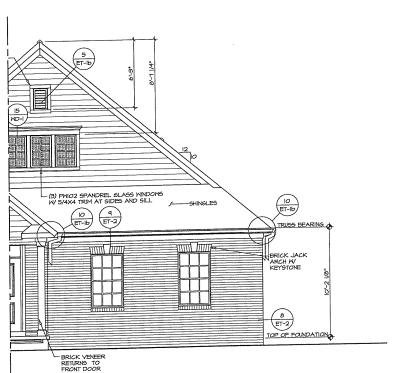
SCALE: 1/4' = 1'-0' PARTIAL BRICK VENEER FRONT 'EVM'
THO CAR SIDE ENTRY GARAGE 'GCC'



PARTIAL BRICK VENEER FRONT "EVM" TWO CAR FRONT ENTRY GARAGE "6CB"



PARTIAL FRONT ELEVATION SIDING VENEER FRONT "EVF" TWO CAR SIDE ENTRY GARAGE "GCC."



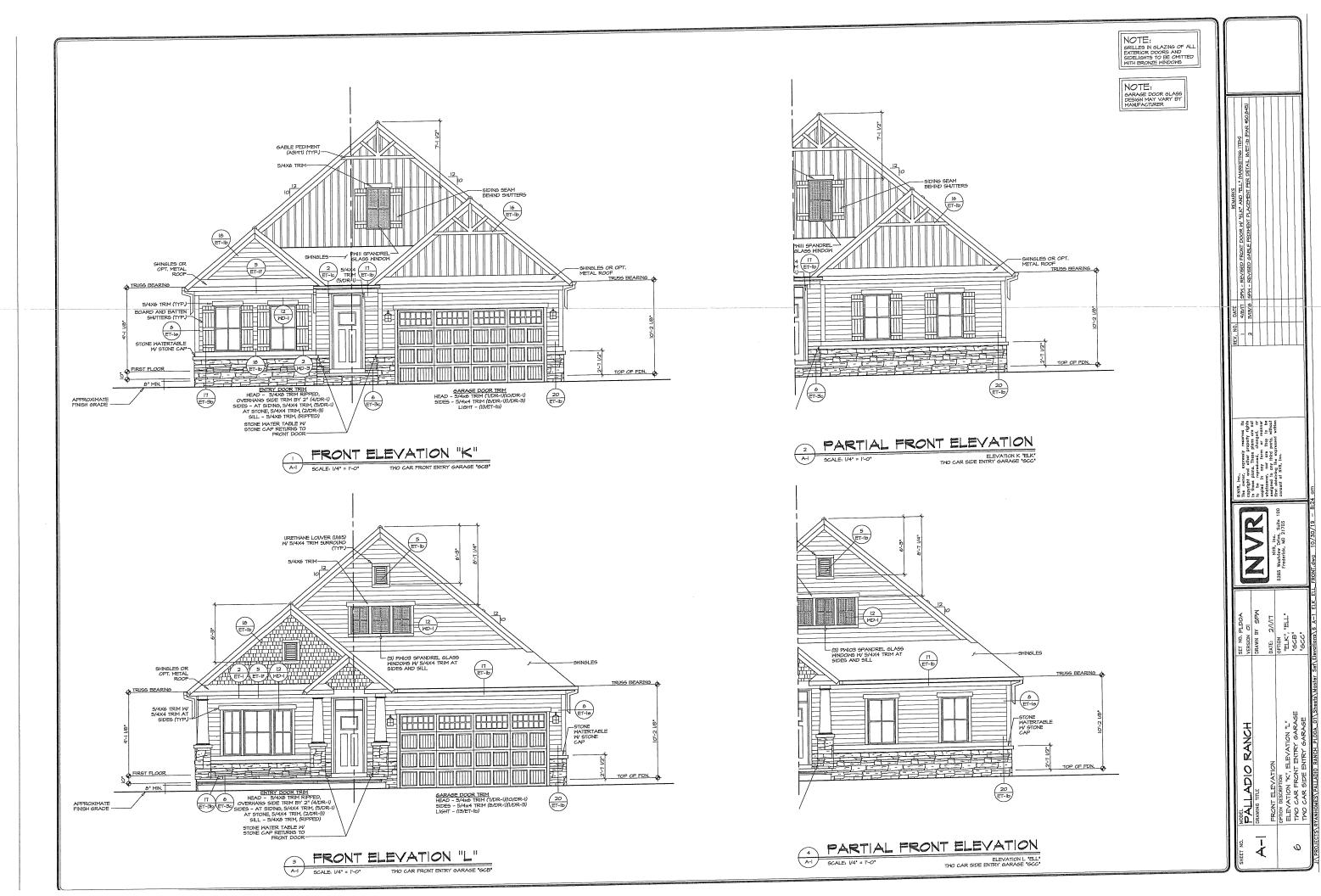


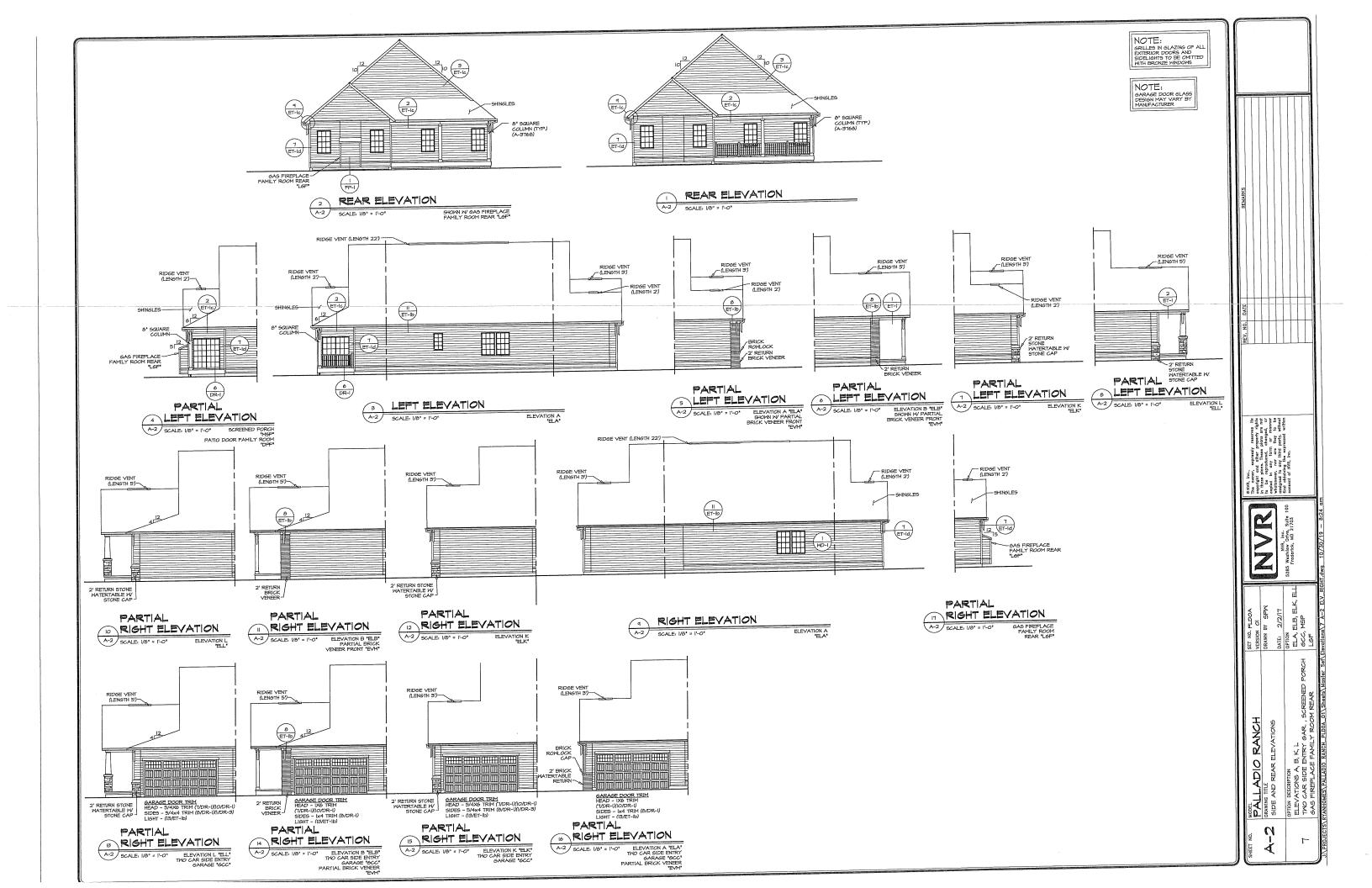
PARTIAL BRICK VENEER FRONT "EVM"
TWO CAR SIDE ENTRY GARAGE "GCC"

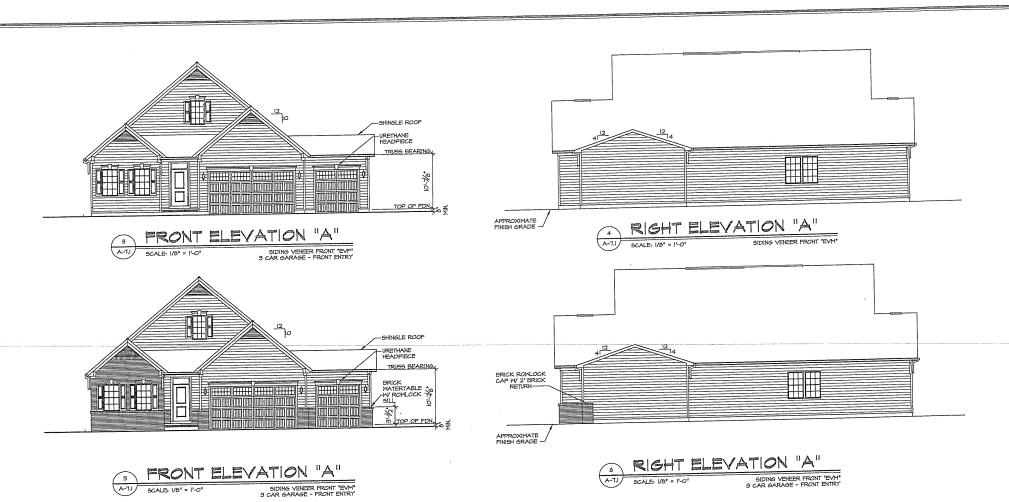
reserves its vroperty rights plons are not changed, or or manner or manner party, without pressed written ONUR, Inc.,
The owner, expression of the control of RANCH MODEL
PALLADIO F
DRAWING TITLE
FRONT ELEVATION <u>-</u>4 TU.

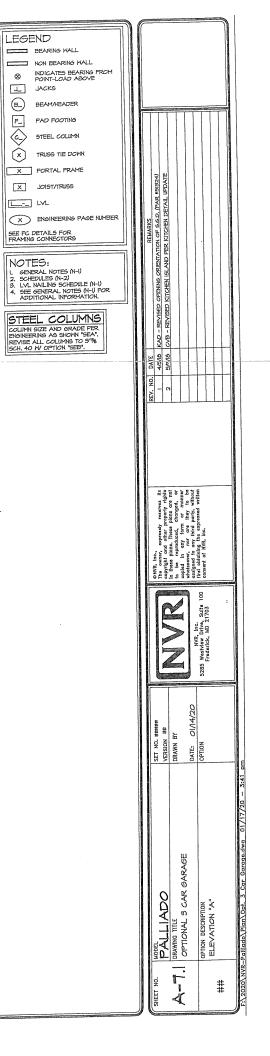
NOTE:
GRILLES IN GLAZING OF ALL
EXTERIOR DOORS AND
SIDELIGHTS TO BE OMITTED
WITH BRONZE WINDOWS

NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER









LEGEND BEARING WALL NON BEARING WALL

1 JACKS B_ BEAM/HEADER F_ PAD FOOTING

C_ STEEL COLUMN

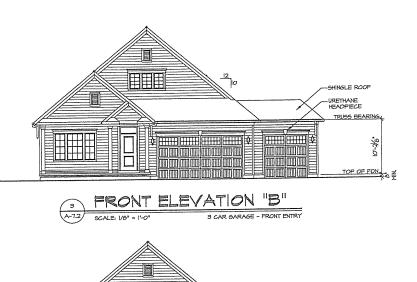
TRUSS TIE DOWN X PORTAL FRAME

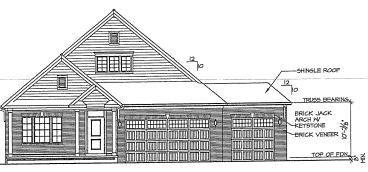
X JOIST/TRUSS L_-_ LYL

SEE FC DETAILS FOR FRAMING CONNECTORS

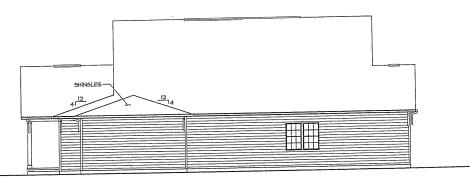
STEEL COLUMNS
COLUMN SIZE AND GRADE PER
ENGINEERING AS SHOWN "SEA",
REVISEE ALL COLUMNS TO 3"%
SCH. 40 W OPTION "SEB",

×

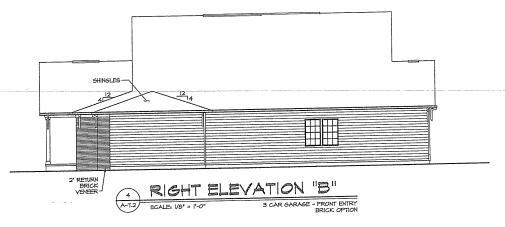








4 RIGHT ELEVATION "B" 3 CAR GARAGE - FRONT ENTRY



LEGEND BEARING WALL NON BEARING WALL 1 JACKS B_ BEAMHEADER F_ PAD FOOTING C_ STEEL COLUMN X TRUSS TIE DOWN X PORTAL FRAME X JOIST/TRUSS LYL X ENGINEERING PAGE NUMBE SEE FC DETAILS FOR FRAMING CONNECTORS

> NOTES:
> 1. GENERAL NOTES (N-1)
> 2. SCHEDULES (N-2)
> 3. LVL NALLING SCHEDULE (N-1)
> 4. SEE GENERAL NOTES (N-1) FOR ADDITIONAL INFORMATION. STEEL COLUMNS
> COLUMN SIZE AND GRADE FER
> ENGINEERING AS SHOWN "SEA".
> REVISE ALL COLUMNS TO 3"%
> SCH. 40 W OPTION "SEB".

#

WODEL
PALLIADO
DRAWING TITE
OPTIONAL 3 CAR GARAGE SHEET NO.

PARTIAL FOUNDATION PLAN OPTIONAL 3 CAR GARAGE ELEVATION 'B' 'ELB'





FRONT ELEVATION "K" 2 FRONT A-73 SCALE: 1/6" = 1'-0" 3 CAR GARAGE - FRONT ENTRY



LEGEND BEARING WALL NON BEARING WALL 1 JACKS B_ BEAM/HEADER
F_ PAD FOOTING

G_ STEEL COLUMN X TRUSS TIE DOWN X PORTAL FRAME X JOIST/TRUSS LVL X ENGINEERING PAGE NUMBER SEE FC DETAILS FOR FRAMING CONNECTORS NOTES:
1. GENERAL NOTES (N-I)
2. SCHEDULES (N-2)
3. LVA NALINIS SCHEDILE (N-I)
4. SEE GENERAL NOTES (N-I) FOR ADDITIONAL INFORMATION. STEEL COLUMNS
COLUMN SIZE AND GRADE PER
ENGINEERING AS SHOWN YEA'.
REVISE ALL COLUMNS TO 3"%
SCH. 40 W OPTION "SEB".

SHEET NO. #

PARTIAL FOUNDATION PLAN

OPTIONAL 3 CAR GARAGE

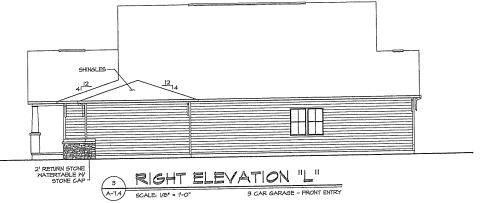
A-13 SCALE: 1/4° = 1'-0'

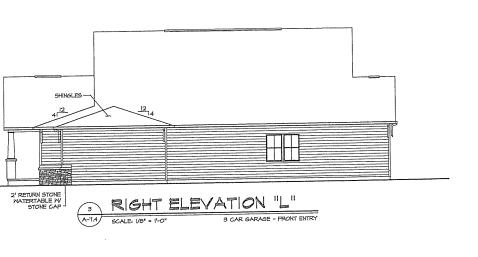
OPTIONAL 3 CAR GARAGE OPTIONAL 3 CAR GARAGE ELEVATION "K" "ELK"

PARTIAL FIRST FLOOR PLAN A-7.3 SCALE: 1/4" = 1'-0" OPTIONAL 3 CAR GARAGE ELEVATION "K" "ELK"



3 CAR GARAGE - FRONT ENTRY





X ENGINEERING PAGE NUMBER

LEGEND BEARING WALL NON BEARING WALL

1 JACKS B_ BEAMHEADER F. PAD FOOTING

C. STEEL COLUMN X TRUSS TIE DOWN

X PORTAL FRAME X JOIST/TRUSS LVL

SEE FC DETAILS FOR FRAMING CONNECTORS

NOTES:

1. GENERAL NOTES (N-1)
2. SCHEDULES (N-2)
3. LVL NAILING SCHEDULE (N-1)
4. SEE GENERAL NOTES (N-1) FOR ADDITIONAL INFORMATION.

STEEL COLUMNS
COLUMN SIZE AND GRADE FER
BISINEERING AS SHOWN "SEA".
REVISE ALL COLUMNS TO 3"%
SCH. 40 W OPTION "SEB".

4.

##

PARTIAL FOUNDATION PLAN OPTIONAL 3 CAR GARAGE ELEVATION "L" 'ELL'

