



**DUPAGE
COUNTY**

BUILDING & ZONING DEPARTMENT

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www.dupagecounty.gov/building

MEMORANDUM

TO: DuPage County Development Committee

FROM: DuPage County Zoning Hearing Officer

DATE: May 7, 2025

RE: **ZONING-25-000013 Aspen Inc. (Bloomingdale/District 1)**

Development Committee: May 20, 2025:

Zoning Hearing Officer: May 7, 2025: The Zoning Hearing Officer recommended to approve the following zoning relief:

Conditional Use to allow an existing shed to remain less than 3 feet from the rear property line (approximately 2.6 feet), where the shed has existed for at least 5 years.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #**ZONING-25-000013 Aspen Inc.** dated April 30, 2025.
2. That the Conditional Use zoning relief shall expire after two (2) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject property.

5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow an existing shed to remain less than 3 feet from the rear property line (approximately 2.6 feet), where the shed has existed for at least 5 years
- B. That petitioner testified that the subject home is vacant and currently managed by Hudson Homes Rental, a Texas-based company.
- C. That petitioner testified that they were hired by Hudson Homes Rental to complete the rehabilitation work on the subject property before the property is marketed for sale.
- D. That petitioner testified that the subject shed is located on a concrete slab and is in good condition.
- E. That petitioner testified that the subject shed has existed for at least fifteen (15) years.
- F. That petitioner testified that there are no utilities in the subject shed and that it is a residential storage shed.
- G. That the Zoning Hearing Officer finds that petitioner has demonstrated that the subject zoning relief to allow an existing shed to remain less than 3 feet from the rear property line (approximately 2.6 feet), where the shed has existed for at least 5 years, does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.
 - a. Furthermore, that the two (2) year proposed period of relief is intended to permit the subject owner to obtain a tenant for the property, for the tenant to establish some regular use of the shed, and the County to determine whether the actual use is consistent with the testimony at the hearing and the conditions set forth in the relief.

STANDARDS FOR CONDITIONAL USES:

1. That the Zoning Hearing Officer finds that petitioner **has demonstrated** that the granting of the Conditional Use is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development; and specifically, that the granting of the Conditional Use will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the existing shed does not impact or impair the supply of light and air to adjacent properties.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that they will receive a building permit from the County for the existing shed and that it was built pursuant to the current DuPage County building codes.

- c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing shed does not diminish the value of land throughout the County.
- d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the existing shed is located behind the front wall of the home and does not impact traffic congestion in the public streets and highways.
- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that that the existing shed does not increase potential for flood damages to the adjacent property.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that the existing shed does not incur additional public expense for flood protection, rescue, or relief.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** that the existing shed does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION		
CASE #/PETITIONER	ZONING-25-000013 Aspen Inc.	
ZONING REQUEST	Conditional Use to allow an existing shed to remain less than 3 feet from the rear property line (approximately 2.6 feet), where the shed has existed for at least 5 years.	
OWNER	US BANK TRUST, 21W341 BELDEN AVENUE, LOMBARD, IL 60148 / US BANK TRUST, 2711 N KASKELL, DALLAS, TX 60148 / AGENT: ASPEN GENERAL CONTRACTORS, INC., 1865 HICKS ROAD SUITE A, ROLLING MEADOWS, IL 60008	
ADDRESS/LOCATION	21W341 BELDEN AVENUE, LOMBARD, IL 60148	
PIN	02-36-211-001	
TWSP./CTY. BD. DIST.	BLOOMINGDALE	DISTRICT 1
ZONING/LUP	R-4 SF RES	0-5 DU AC
AREA	0.47 ACRES (20,473 SQ. FT.)	
UTILITIES	WATER/SEPTIC	
PUBLICATION DATE	Daily Herald: APRIL 15, 2025	
PUBLIC HEARING	WEDNESDAY, APRIL 30, 2025	
<u>ADDITIONAL INFORMATION:</u>		
Building:	No Objections.	
DUDOT:	<i>No Comments Received.</i>	
Health:	<i>No Comments Received.</i>	
Stormwater:	No Objections.	
Public Works:	"DPC Public Works doesn't own any sewer or water mains in the area."	
<u>EXTERNAL:</u>		
Village of Glendale Heights:	<i>No Comments Received.</i>	
Village of Bloomingdale:	<i>No Comments Received.</i>	
Village of Addison:	No Objections. "Consider structure as existing nonconforming. No issues for the existing shed to remain in its current location, but should replacement take place recommend placing it at least 5' from any rear or side yard property lines."	
Village of Glen Ellyn:	<i>No Comments Received.</i>	
Village of Lombard:	"The subject property is outside the Village of Lombard's planning boundary. As such, we have no comment on the petition."	
Bloomington Township:	<i>No Comments Received.</i>	
Township Highway:	Our office has no jurisdiction in this matter.	
Bloomington Fire Dist.:	No Objections.	
Sch. Dist. 15:	<i>No Comments Received.</i>	
Sch. Dist. 87:	<i>No Comments Received.</i>	

Forest Preserve:	“Forest Preserve District staff have reviewed the information provided and do not have any comments.”
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GENERAL BULK REQUIREMENTS:

REQUIREMENTS:	REQUIRED	EXISTING	PROPOSED
Rear Yard:	3 FT	APPROX. 2.6 FT	APPROX. 2.6 FT

LAND USE:

Location	Zoning	Existing Use	LUP
Subject	R-4 SF RES	HOUSE	0-5 DU AC
North	BELDEN AVENUE AND BEYOND R-4 SF RES	HOUSE	0-5 DU AC
South	R-4 SF RES	HOUSE	0-5 DU AC
East	R-4 SF RES	VACANT	0-5 DU AC
West	UNIMPROVED ROW AND BEYOND R-4 SF RES	VACANT	0-5 DU AC



