

Bernard I. Citron
P 312.580.2209
F 312.782.1372
bcitron@thompsoncoburn.com

December 22, 2014

VIA MESSENGER

Matthew B. DeLeon Secretary to the Board Cook County Board of Commissioners 118 N. Clark Street Room 567 Chicago, Illinois 60602

Dear Secretary DeLeon:

Re: Protests of Applications Filed by RDS Mission Hills, LLC

Enclosed please find copies of the cover letter and written protests of the 7 condominium associations immediately adjoining the property that is the subject of the applications filed by RSD Mission Hills, LLC and 320 individual unit owners located in Mission Hills. The cover letter and protests were previously submitted to Andrew Przybylo, Secretary of the Cook County Zoning Board of Appeals, on December 10, 2014. The written protests are submitted pursuant to, and satisfy the requirements of, Article 13 of the Cook County Zoning Ordinance, thereby invoking Article 9.5.11(C) of the Cook County Zoning Ordinance.

Article 13.13 of the Cook County Zoning Ordinance identifies three separate groups that may file written protests. A valid protest by any of the three groups invokes Article 9.5.11(C) of the Cook County Zoning Ordinance. There is no requirement that all three groups file written protests. Article 13.13 of the Cook County Zoning Ordinance states, in relevant part, as follows:

"13.13. Protests by municipalities or property owners.

The following persons and entities may file written protests pertaining to map amendments, special uses (including planned unit developments and unique uses), and variations and shall have the right to present their comments at a public hearing:

- A. Owners of 20 percent of any property immediately adjoining the subject property.
- B. Owners of 20 percent of any property whose land has frontage across an alley or street from the subject property.
- C. City Council or Board of Trustee members of a municipality within 11/2 miles of the property."

The attached protests, filed by the owners of more than 20 percent of the property immediately adjoining the subject property, satisfy the requirements of Article 13.

Article 9.5.11(C) of the Cook County Zoning Ordinance states as follows:

"Applications for preliminary plan approval shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed PUD or when a written protest against the proposed PUD has been received in accordance with Article 13."

Please do not hesitate to contact me if you have any questions or comments.

Very truly yours,

Thompson Coburn LLP

Bernard I. Citron

BIC/mse

Enclosures

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Bernard I. Citron
P 312.580.2209
F 312.782.1372
bcitron@thompsoncoburn.com

December 10, 2014

VIA MESSENGER DELIVERY

Cook County Zoning Board of Appeals 69 West Washington Street Suite 2840 Chicago, Illinois 60602 Attention: Andrew Przybylo

Re: Application Filed by RSD Mission Hills, LLC

Dear Secretary Przybylo:

Attached please find additional written protests directed against the above applications. Out of the petitions filed hereto, 34 are from owners in Mission Hills, 3 are from owners located on Techny Road and 10 are from owners located on Western Avenue. The written protests are submitted pursuant to and satisfy the requirements of Article 13 of the Cook County Zoning Ordinance, thereby invoking Article 93.11(C) of the Cook County Zoning Ordinance. Article 9.5.11(C) of the Cook County Zoning Ordinance states as follows:

"Applications for preliminary plan approval shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption at a proposed PUD or when a written protest against the proposed PUD has been received in accordance with Article 13."

Please do not hesitate to contact me if you have any questions or comments.

Very truly yours,

Bernard I. Citron

BIC/mse

Enclosures

cc: Karen Jump Tom Boyle James Banks

6081702.1

Thompson Coburn LLP | Attorneys at Law | 55 East Monroe Street | 37th Floor | Chicago, Illinois 60603 P 312.346.7500 | F 312.580.2201 | www.thompsoncoburn.com

PETITION TO SAVE MISSION HILLS

Mission Hills Openlands™

1931 Mission Hills Lane Northbrook, IL 60062 847.498.5710 <u>MissionHillsOpenlands@gmail.com</u>
Please return/contact for pickup by 3 PM on December 9 or bring to 7:30 PM Trustees' Meeting, Village Hall.

We, the undersigned residents of <u>incorporated</u> Northbrook, oppose rezoning 44 acres of land in Mission Hills due to serious, detrimental, ecological consequences to the surrounding properties. The open space helps to protect Mission Hills and neighbors on three sides from flooding. Rezoning would increase local density and create additional Village congestion. The developer plans to clear-cut hundreds of trees that filter our air and absorb water runoff from increasingly large storms. Enlightened communities protect their open lands and natural habitats to reduce their carbon footprint and increase quality of life.

<u>Passing Northbrook Village Trustees' Resolution (1D # 2807)</u> to object to Red Seal's rezoning requests to Cook County at the December 9 Trustees meeting is extremely important. Rezoning Mission Hills from Open Lands to Residential is a violation of the Northbrook Comprehensive Plan and the Cook County Comprehensive Plan.

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Tina Peinhard		GECHNY Bd	Meninger	a Crick (C)
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Print name/Signature	Address/Unit
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PAUL MANKORE OFFICE	1740 HONDON IN MBHIL
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	L. Manhay 340 Horiza a North Dee
RICHARD FRIEDMAN PULL MES	2511 Burgary LN NBX, Iz 60062
Andrea Pechter-Friedman Onder Pet	le Friedman 2511 Burgandy La. Mil. S. 6006
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Passing Northbrook Village Trustees' Resolution (ID # 2807) to object to Red Seal's rezoning requests to Cook County at the December 9 Trustees meeting is extremely important. Rezoning Mission Hills from Open Lands to Residential is a violation of the Northbrook Comprehensive Plan and the Cook County Comprehensive Plan.

Print name/Signature	<u>Address</u>
LAMES GOLDSTEIN SOUT Att	2511 GREENVIEW Rd N.B
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, , , , , , , , , , , , , , , , , , , ,	970 Phillips Ave Northbrook Tel 60062
Jorg S Kim Jahms 10	900 Phillips Ave. Northbrook 12. 60062
EVELYN DOROFF Encly Sto	rope 14/draceccood North & Ends
GILBERT DEREFT Léavest Dags	995-14Kerraccocco Willbur Goes 6:
SARAFA LUND DINDEMANYOG3 PICAR	NORTHBROOK
Sirlen " C.	
Kynn O'Donnell Lynn D'E	Johnson 1060 Shermer Rd., Northbrook
Barbara Levin Dartun K	gyin 2100 VALEREIADE NOVIHISLEY
19 N	B 12 addresses

Mission Hills Openlands[™]

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	Print name/Signature	Address / Units
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7.	ROBERT NEF //CAR	1315 Sourtwind Drive Northber
	Jana Maciag	3824 Oak Ave Northbrook
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	Stevebinson	3580 Temprind Dr. Northbod
	MADZENA MORDZYCKI	G70 MILL CIRCLE BYELLING
	OVES AND KINS NOVA	755 PRESTWICK Ch. Wheeling.
	Linda Evengelos o Sinda Gregoltes	5829 Church M.G.
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	Kristina Soglanov	2900 Weller Lh Northbrook
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SAVE MISSION HILLS'

Print name/Signature ///	Address/Unit
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Fran Einhorn Phylote	1420 Juli-Lyn NB
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Adam Helfred	1424 LORI- Lyn
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Inincorporated Mission	n Hills Needs your help

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<u>Passing Northbrook Village Trustees' Resolution (ID # 2807)</u> to object to Red Seal's rezoning requests to Cook County at the December 9 Trustees meeting is extremely important. Rezoning Mission Hills from Open Lands to Residential is a violation of the Northbrook Comprehensive Plan and the Cook County Comprehensive Plan.

Print name/Signature		Address
Bonnie Spangler	Ronnie Spander	3405 Prestwick Jane
David Spangler /	Da Infle	3405 Prestwick Lame
Pauline Shoback	10 1 100 0 1	3213 Presturck Lane
Marice auston	Mariee alston	3213 Prostwicklan
Kevin aiston		3213 Prest wick Lave
DENNIS POWELL	West Joseph	3545 ROUGRIFALLS DR
Marcia Filenman	Marcu Files	man 3405 Riverfalls
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Bryan Busan	Bonjan Bongang	1320 White Mountain
GARY MORIELLO		4275 Linstnown LN
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Karen Sevin	Kan le	2866 Crimson Cy Northbroo
Sandi Marks	Lavi Marks	2432 Brigg ford 1612 1843
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Print name/Signature Merrice Cheeroff Address/Unit
Merriel Chernoff 3851 Mission Hills Rd 211
Vicki Bahnasy VN Banasy 3851 #509
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Mercan Teraky 3861- H110
Pat Hances 3801 Mission Leve R1 # 112
) Frances Sales Birder 3801 Mission Hills #305
Judith R Frazin Juditl R Fraz 3801 Mission Hills Rd #108
HARRIET BERGER 3801 MKSion Hus 3801 MISSIUN HILL #510
CHARLENE GELBER 380/ MIGSION HILLS #502
D = duplicate 40 11/10/14 Submission to ZBA
* New

Print name/Signature	Address/Unit
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SAVE MISSION HILLS' OPEN. I. A. N. D. S. M. M. J. M. M. J

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We the undersigned, are against rezoning 44 acres of Missions Hills Country Club Village from Open Lands (P2) to residential (R6) in order to build a total of 137 townhomes, duplexes and single-family homes, on the eastern nine holes (half) of the golf course. Cook County zoned the complex as a PUD (planned unit development) in 1972 with more than 84 acres of open lands. We DO NOT want it rezoned into a new residential development. The boundaries of the new development would be Western, Oak, Techny, and Mission Hills' mid-rises. Some existing buildings would be 20 – 30 feet from the fence dividing the 137 homes from Mission Hills, which is an already existing planned community.

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Print name/Signature	Address
Bryan Derscher	1124 Cayusa Brive
Cazoline Kelly	3903 Russet
andstina Lynd	3835 Eastward G
Hathar Gassman	3834 Russet In
Laura Wade	3837 Russet (f
Cenna Reglarman	3914 Raintree Ct.
- JEANFER MCGBE	3951 RUSSET LN. NBRK
Ali Sriluss	3943 Rosset Nonthroo
Dabra Barrer	1810 Elberdale DZ.
Carley Barrer	470 Banyon Dr
Loza Hozwith	2400 Carpodlación
Vicole Northman	1314 BRIDEWOOD
Kerry Shwartet	1834 Ridge Rd. North Ba
Lisa Cosecer	4079 Famela Gr.
Fox Coren	529 Wolfz Rd.
Shayna Green	3829 Brittany Rd
neekin Lisa	3943 Bordioux DR.
Linda Katz	802 Winohester Lai
AITA DUNATBIR	819 WINCHESTER LIN

We the undersigned, are against rezoning 44 acres of Missions Hills Country Club Village from Open Lands (P2) to residential (R6) in order to build a total of 137 townhomes, duplexes and single-family homes, on the eastern nine holes (half) of the golf course. Cook County zoned the complex as a PUD (planned unit development) in 1972 with more than 84 acres of open lands. We DO NOT want it rezoned into a new residential development. The boundaries of the new development would be Western, Oak, Techny, and Mission Hills' mid-rises. Some existing buildings would be 20 – 30 feet from the fence dividing the 137 homes from Mission Hills, which is an already existing planned community.

Address/Unit

Print name/Signature

Barbara mels	1771 Missin Bels 1621 Missin Hels 3899 Mission Helled.
Roggel Landsman Ryul Ford	In 1621 messen Hele
Lyn Elbin	3899 Mission Hellas.
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Please return/contact for pickup by 3 PM on December 9 or bring to 7:30 PM Trustees' Meeting, Village Hali.

We, the undersigned residents of <u>incorporated</u> Northbrook, oppose rezoning 44 acres of land in Mission Hills due to serious, detrimental, ecological consequences to the surrounding properties. The open space helps to protect Mission Hills and neighbors on three sides from flooding. Rezoning would increase local density and create additional Village congestion. The developer plans to clear-cut hundreds of trees that filter our air and absorb water runoff from increasingly large storms. Enlightened communities protect their open lands and natural habitats to reduce their carbon footprint and increase quality of life.

<u>Passing Northbrook Village Trustees' Resolution (ID # 2807)</u> to object to Red Seal's rezoning requests to Cook County at the December 9 Trustees meeting is extremely important. Rezoning Mission Hills from Open Lands to Residential is a violation of the Northbrook Comprehensive Plan and the Cook County Comprehensive Plan.

Print name/Signature	<u>Address</u>
JOAN HGOLDBURG Pront Foldburg	1739 Tudor Lane
Patercia Penner Thetered Decen	1103 Adams St
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THE SWILL LIEVY WELL SUPPORTURE ALLEN VALLE VILLE STATES

PETITION TO SAVE MISSION HILLS Mission Hills OpenlandsTM

1931 Mission Hills Lane Northbrook, IL 60062 847.498.5710 <u>MissionHillsOpenlands@gmail.com</u>
Please return/contact for pickup by 3 PM on December 9 or bring to 7:30 PM Trustees' Meeting, Village Hall.

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Print name/Signature	<u>Address</u>
Fridman, Paris	4317 EXECEP, LN. NonTHISMA
Parden Villy	4361 Exever in Northwood
Zhizhim lora	344/ RIVEN LN NOFTHBOOM
MargiePines	1519 Woodbulc Dr.
REMA & KAROL JOHNSON	2254 GREEDVIEW RD WORTHBROOK
Carol Kuman	1321 pullside northbrook
LAWR Orisayle	1562 Walter dee northbrook
Ruth Suarp	2000 Ringston northbook
Joseph Levin	2400 Asbury In Northbrook 2111 TOULON DR. HORTHAMOR
LARRY MALVIN	3111 TOULON DR. HORTHAMOR
Preger Bella & Alex	3719 Radcliff northbroa
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LINDA THOMPSON Lindyshon 1701 Maple Ave, NB.
LINDA THOMASON CHOCKED
SANDY SUTTER Sounds Veiller 1805 Central Ave. NB.
Jame Tyler Doyne Kes 330 Basswood Dr. NB
RENEE HARLAN PIZI MISSION HILLS RD, NB Sense Howard
Hura helly see 1804 Central app NB 60002
Newsanger Rinchindery 1883 Central as 1: 60062
Arash Zare 1828 Highland Ave Northbrok/L 6000
MithA RIED Mile Pil 3465 MEADOW 17 11 0 60062
Renze Etienne 1757 Central Rive Northbrook Remodition
Julie + Steve Riffin. 3515 Madow NB Julia Now Bell
WILLIAM RIED 1768 CENTRAL AVE NORTHBROOK ILDUN. Ried
MARIAN RIED 1768 CENTRAL AVE Mortebase Marian L. Ried
VAMES GILES Jones Kell 3484 MEADOW ST NOrTHBOOK -1
ULFUR THORS MIL HIGHLAND AVE 60062 MULTIN
CAPOL Thors 1, 1721 HIGHLAND, AVE 60062 (Well Shore
Laren Flules Kaion Richer (65 High land the Copp)
Axu Lexkos an Keller 1600 Pentral Ave.
DIMITRIOS LEKTOS Dion & 1660 CENTRAL AVE,
CASSANAN FRIELMAN 1901 CENTER AN NOCKHANGE & Free
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Print name/Signature Address/Unit
Diana Brainerd Diana Browners 3564 Meadoult
(Flooding Along Menday + Western a problem
Josephine Ruesch Josephine G. Ruesch 1697 Holly Ave. DALE Ruesch Oder Amel 1691 Holly Ave.
DALE Ruesch dali amusch 1691 Holly Ave.
BRUCE H. LARSON Bruce H. Lanon 1658 Holly AUE
(BASEMENT BACKS UP / FLOODING FRONT XARD)
MIKE KLEIN 1733 DESTERP NOITHBAN MILL
Pr. 2014 11 STABET
JOHN BARAN 1829 WESTERN John Baran FFLOUDING IN)
JOYCE BARAN 1829 WESTEN JOYCE BOSON BACKYARD
Brinne Miller Bennie Much 3525 Graden St
BILLANDERSUN BLEE 3534 GANDEN ST FRONTYARD
James Lee Tonto 1751 Holly AUR 19 MB
THOORing Street Holly + Mendo
Holly Hershman 1805 Holly Ave NB
(SITTING WATER FRONT YARD)
Terrence Kanestivo, 1818 Holly Ave., NB
(Flowling in back yard + thort yard)
Muon Kakeshiro, 1818 Holly Ave., NB
(Ve have 2 young boys and are
very concerned about additional their
very concerned about additional truthic in the apen, there are no sidewalks for the childrens to pleas sately).

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Print name/Signature		Address/Unit	
HYUN LEE	Bromin	102 PHOLLY 16	Esul
FLOODING IN	STREET, FRONT YARD	+ BASEMENT	
NORA NºALLISTEZ	Hors M' Collecter 19.	24 HighLALD	
FLOOD, NG BIGTIME	El BACKY FROOT YARD	T BASE MEDT	
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BEFORE THE ZONING BOARD OF APPEALS OF THE COUNTY OF COOK, STATE OF ILLINOIS

Reference # - MA 14-02, SU 14-03 & V 14-18 - Chicago Title Land Trust Agreement 5/9/2013 T#8002361908

PROTEST PERTAINING TO APPLICATIONS FOR MAP AMENDMENT, SPECIAL USE AND VARIANCE FILED BY RSD MISSION HILLS, LLC

We, the undersigned owners of the property immediately adjoining the property that is the subject of the Applications ("Applications") filed by RSD Mission Hills, LLC ("Subject Property"), do hereby protest said Applications for Map Amendment, Special Use and Variance filed by RSD Mission Hills, LLC ("Applicant"). Together, the protesting Homeowners Associations and individuals own over 20% of the property adjacent to the Subject Property and the protest is properly filed with the Zoning Board of Appeals. We have considered the Applications, the supporting documentation and the evidence that has been presented. The Associations immediately adjoining the Subject Property contain 343 residential units and comprise seven of the thirteen associations that are members of the master Mission Hills Homeowners Association. We object to and protest the Applications for the following reasons:

The Subject Property is located within the existing Planned Unit Development adopted by the Cook County Board of Commissioners on January 3, 1972. The existing Mission Hills Planned Unit Development, situated on 144 acres of land, consists of an 18-hole golf course spanning 86 acres and the housing development interspersed throughout the golf course. The Applicant plans to eliminate half of the golf course and construct multi-unit residential buildings.

The development proposed in the Applications does not meet the standards for variances and special uses detailed in the Cook County Zoning Ordinance.

- -The variance sought is based exclusively upon a desire to make the property more profitable.
- -The variance is injurious to other properties or improvements in the neighborhood.
- -The variance will impair the supply of light to adjacent properties, will substantially increase congestion in the public streets, causes increased flooding risk to adjacent property and substantially diminishes and impairs property values within adjacent neighborhoods.
- -The establishment of the special use will be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted and will diminish and impair property values within the existing Mission Hills development.
- -The Applicant has not proven that adequate utilities, access roads, drainage and other necessary facilities will be provided.
- -The establishment, maintenance or operation of the special use does not conform to all Cook County ordinances. The property on which the development is proposed is currently zoned P2 and is located within the existing Mission Hills Planned Unit Development. The applications were incorrectly filed as new Planned Unit Developments as opposed to being properly filed as a major change to the existing Planned Unit Development.

Individuals: Mailing Address Print Name of Protester Signature RICHARD ELLIOTT 3841 MISSION HILLS RO RECLEUT Naida & Bob Saffer 1621 Mission Hub Rd. per email to

New 12-9-14 On Sun, Dec 7, 2014 at 9:31 AM, < ___@comcast.net> wrote: Good morning Karen, I am a snowbird......and I would like to know how can we be counted in on the votes for the open lands . (my husband and me). And to save our community. Thank you very much,

Naida and Bob Saffer 1621 Mission Hills

On Sun, Dec 7, 2014 at 12:03 PM, < ___@comcast.net> wrote: Hi Karen, my printer isn't working......can you sign for me and my husband....I don't know how else to do this.

From: Waikiki Shore AOAO < @gmail.com>

Date: Sat, Dec 6, 2014 at 3:31 PM

Subject: Mission Hills

To: missionhillsopenlands@gmail.com

Cc: Richard & Joan Elliott < RJelliott 56@gmail.com>

Aloha,

Please see attachment.

Mahalo, Richard Elliott