VILLAGE OF GILBERTS

A RESOLUTION APPROVING AN ADDITIONAL BUILDING MODEL AND 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 No. 19-2018; and

WHEREAS, the Village Board is now being asked to approve supplemental Building Elevation Plans for a new model of single family homes, 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:

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

Section 2. Approval of Additional Building Model and Elevation Plans for Single Family Homes. 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 No. 19-2018.

Section 3. 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. No Authorization of Work. 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.

Section 4. Severability. 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.

Section 5. Repeal and Saving Clause. 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.

PASSED BY THE BOARD OF TRUSTEES of the Village of Gilberts, Kane County, Illinois, this 1 day of 0 04, 2019.

	<u>Ayes</u>	<u>Nays</u>	Absent	<u>A</u> bstain
Trustee Dan Corbett	V	-		3.
Trustee Elissa Kojzarek				
Trustee Nancy Farrell				
Trustee Jeanne Allen				
Trustee Lou Hacker				-
Trustee Guy Zambetti	$\sqrt{}$		-	
President Rick Zirk				
OF THE				
The state of the s	APPROV	ED THIS	_ DAY OF	<u>Ct.</u> , 2019
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1890	Vi	llage President	Dick Zirk	
ILLINOIS (SEAL)	V 1	nage i residem	KICK ZIIK	
FOF GILD	A- D	nT.		
ATTEST: Village Cle	rk, Courtney I	Baker		
<i>I</i> * 0	10			

Published:

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; 02-11-401-002; $11-402-002;\ 02-11-402-003;\ 02-11-348-001;\ 02-11-402-004;\ 02-11-348-002;\ 02-11-402-005;\ 02-11-348-002;\$ 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; 02-11-405-011012; 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;\ 02-11-425-019;\$ 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;\$ 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;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	
Bramante	Elevation B	
Bramante	Elevation K	
Bramante	Elevation L	

BRAMANTE RANCH

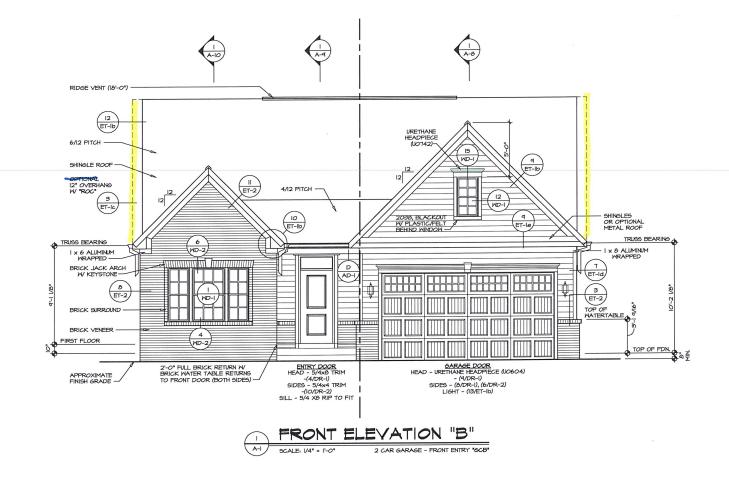
	FULL BASEMENT									CRA	WL F	OUND	ATIONS			SLAB FOUNDATIONS													
	STD. DW66.	ELEV. "A"	ELEV. "B"	ELEV. "K"	ELEV. "L"	SIDE	REAR ELEVATIONS		STD. DW6S.	ELEY. "A"	BEV. "B"	ELEV. "K"		SIDE	REAR ELEVATIONS		sтр. рwss.	ELEY. "A"	ELEY. "9"	毘野、"K"	ELEV. "L"	SIDE	REAR ELEVATIONS						
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BASEMENT FLOOR PLAN	20																												
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BUILDING SECTIONS - POTER BUILDING SECTIONS - OWNER'S BEDROOM	25		-			 		_	25	_			<u> </u>				25												
STAIR SECTIONS - CARPETED STAIR W CAPPED WALL	26				-					-				-															
STAIR SECTIONS - BASEPLATE / WHITE BALUSTERS	27																												
STAIR SECTIONS - BASEPLATE / METAL BALUSTERS	28											-				-						-				-	-		
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ROOF FRAMING		35	36	37	38					35	36	37	38					35	36	37	38								
TRUSS BRACING	39.1/39.3								39.1/39.								34.1/34.2/34												
MALL BRACING DETAILS	40, 41.1								40, 41.	<u> </u>		-		-			40, 41.1, 41.2												
TVAC LAYOUT - BASEMENT	42, 43,	44 45	-			-							-	-							-								
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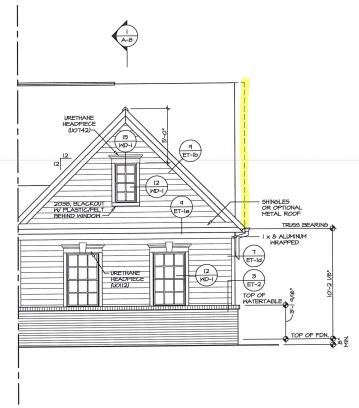


NVR, Inc. 5285 Westview Drive, Suite 100 Frederick, MD 21703

	//
BASE SQUARE FOOTA	
DESCRIPTION	TOTAL 5Q. FT.
IST FLOOR (BASE SF)	1666 SF
	1666 SF
FIRST FLOOR SQUARE FO	
DESCRIPTION	TOTAL 5Q. FT.
IST FLOOR (BASE SF)	1666 SF
GARAGE SQUARE FOOT	AGE
DESCRIPTION	TOTAL SQ. FT.
TWO CAR GARAGE	430 SF
SLAB FOUNDATION TWO CAR GARAGE (ADD. SF)	65 SF
	·
BASEMENT SQUARE FOO	
DESCRIPTION	TOTAL SQ. FT.
FINISHED BASEMENT	976 SF
BASEMENT BATHROOM SHOWER (ADD. SF)	54 SF
unfinished square foc	TAGE
DESCRIPTION	TOTAL 50. FT.
UNFINISHED BASEMENT (BASE SF)	1676 SF
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NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER





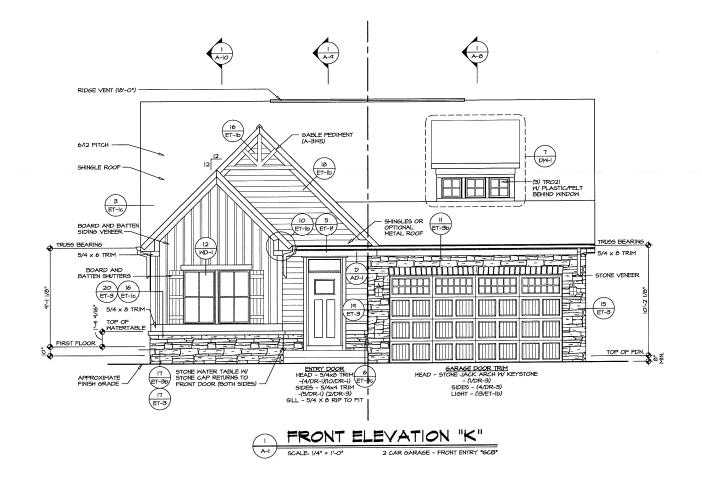
PARTIAL FRONT ELEVATION

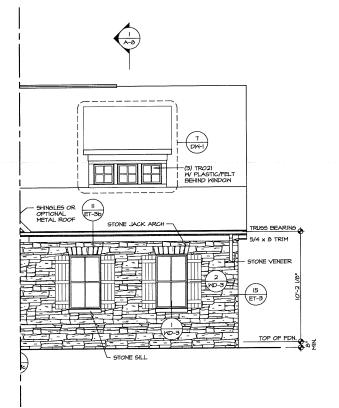
SCALE: 1/4" = 1'-0"

BRAMANTE RANCH
DRAWING TITLE
FRONT ELEVATION

<u>-</u>-

NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER

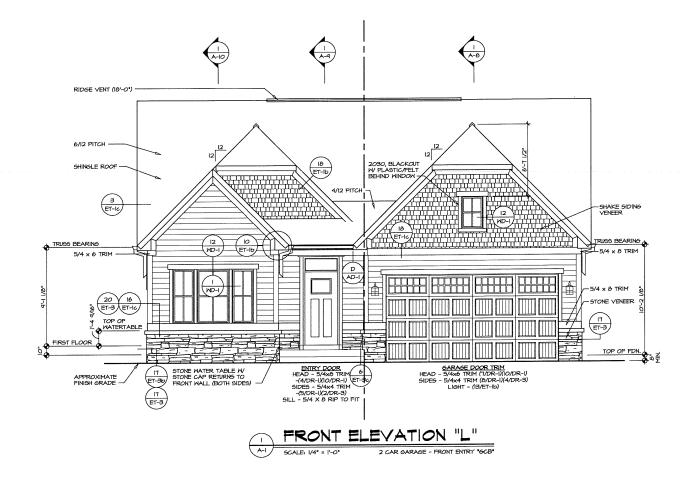


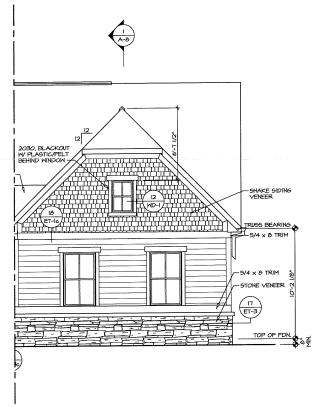


PARTIAL FRONT ELEVATION

SCALE: 1/4" = 1"-0" 2 CAR GARAGE - SIDE ENTITY "SCCC"

NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER

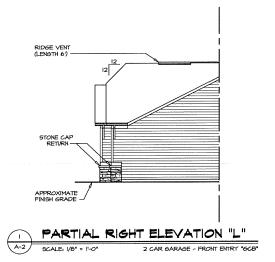


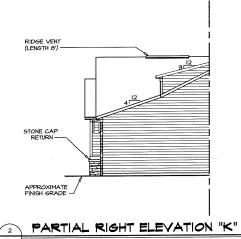


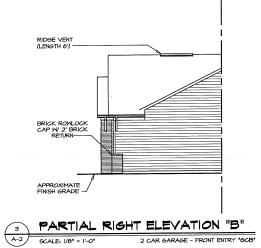
PARTIAL FRONT ELEVATION

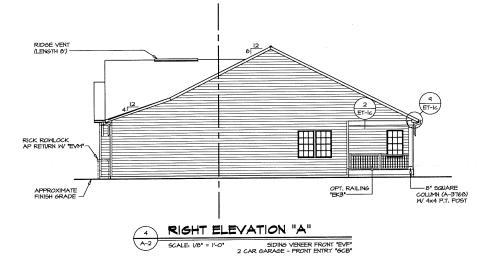
SCALE: 1/4" = 1'-0" 2 CAR GARAGE - SIDE ENTRY 'GCO"

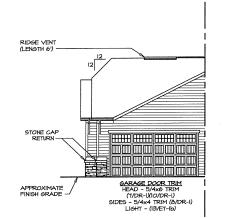
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© NVR, inc., The owner, expressly reserves its copyright and other property rights	In these plans. These plans are not to be reproduced, changed, or copied in any form or manner whateoever, nor are they to be	assigned to any third party, without first obtaining the expressed written consent of NVR, Inc.		U
	N V K	NVR, Inc. 5285 Wastview Drive, Sulfe 100 Frederick, MD 21703		ONT.dwg 05/23/19 - 2:19 pm
SET NO. BRMOA VERSION OI	DRAWN BY JAB	DAIL: 2/24/17 OPTION ELL		Set\ Elevations\ 7 A-1 ELL FR
WODEL BRAMANTE RANCH	DRAWING TITLE FRONT ELEVATION	OPTION DESCRIPTION ELEYATION "L"		PROJECTS RYANHOMES RAMMANTE RANCH BRNDA 01/ Sheets Worler Set Elevations 7 A-1 ELL FRONT dwg 05/23/19 - 2:19 pm
SHEET NO.	<u>-</u>		۲	a APPOSITE A

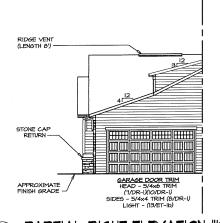


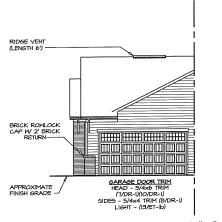


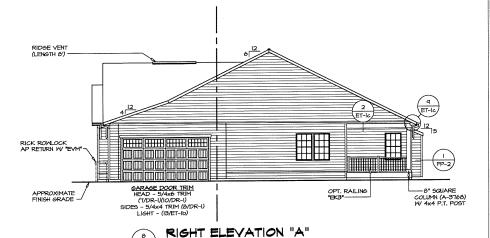












PARTIAL RIGHT ELEVATION "L"

5CALE: 1/8" = 1'-0"

PARTIAL RIGHT ELEVATION "K" OPT, 2 CAR GARAGE - SIDE ENTRY "GCC"

PARTIAL RIGHT ELEVATION "B" A-2

OPT. 2 CAR GARAGE - SIDE ENTRY "GCC"

SCALE: 1/0" = 1'-0" SIDING VENEER FRONT "EVF"

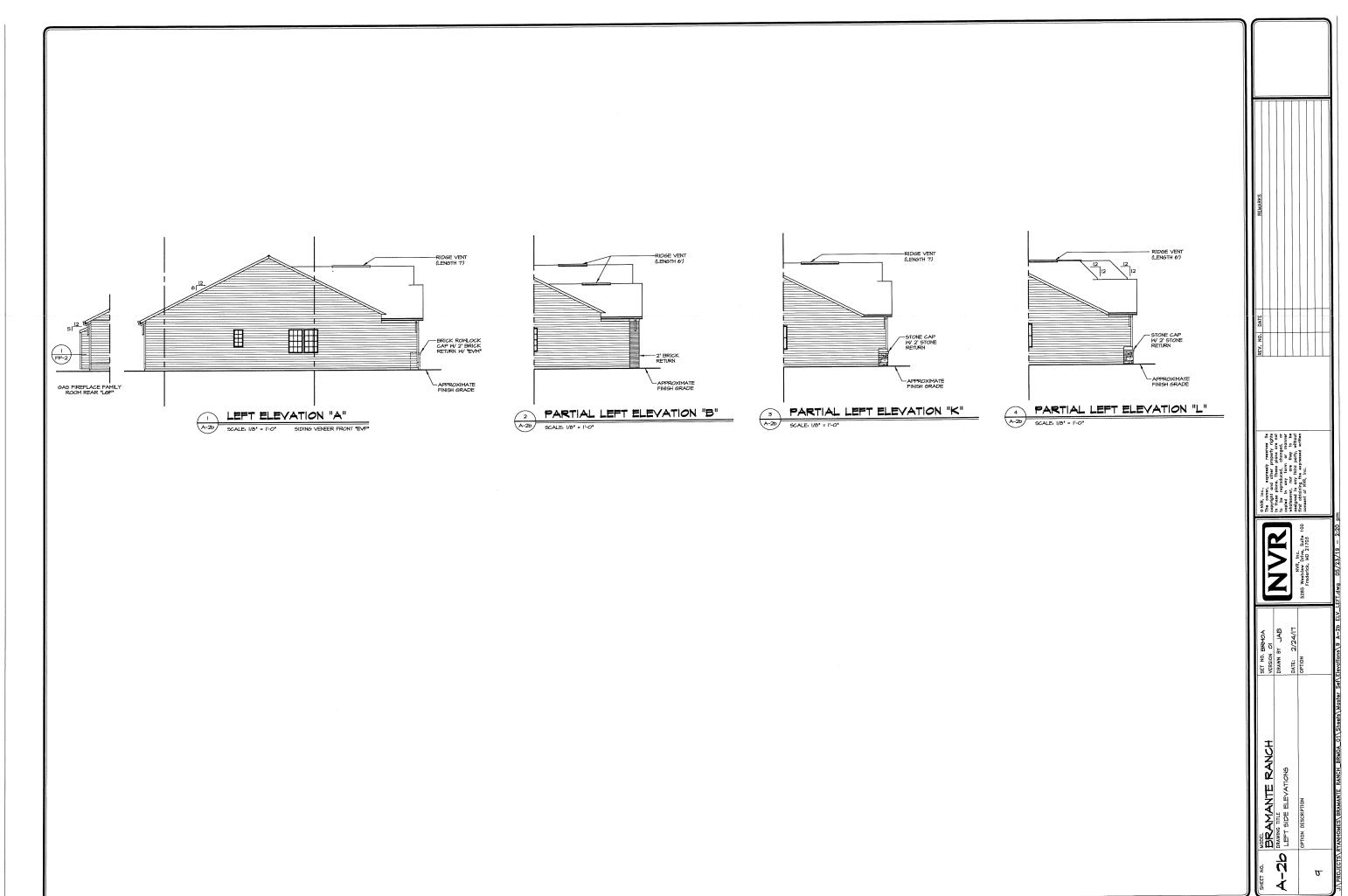
OPT. 2 CAR GARAGE - SIDE ENTRY "6CC"

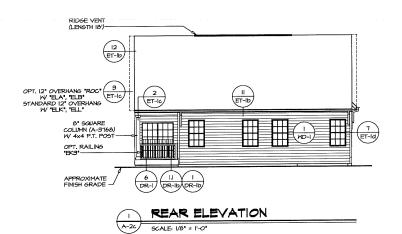
OPT. GAS FIREPLACE FAMILY ROOM REAR "LGF"

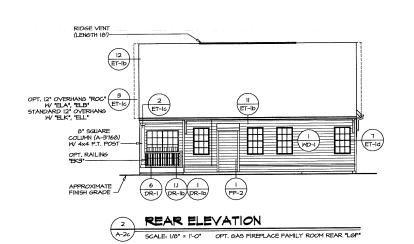
SCREENED PORCH:
LOCAL PIRCHASE SCREEN, INCLIDING AL
COMPONENTS NECESSARY TO PROPERLY
SCREEN AND MEET LOCAL JURISDICTION
REQUIREMENTS FOR FALL PROTECTION.

NOTE: GARAGE DOOR GLASS DESIGN MAY VARY BY MANUFACTURER

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BRAMANTE RANCH
DRAWING THE
DRAWING THE A-2c <u>0</u>

SCREENED PORCH:
LOCAL PIRCHASE SCREEN, INCLUDING ALL
COMPONENTS NECESSARY TO PROPERLY INSTALL
SCREEN AND MEET LOCAL JARISDICTION
REQUIREMENTS FOR FALL PROTECTION.

