

CITY OF AURORA, ILLINOIS

ORDINANCE NO. 021-019 DATE OF PASSAGE Opil 27, 2021

An Ordinance Approving an Amendment to the Plan Description for the Lincoln Prairie Planned Development District located east of US Route 30, south of Wolf's Crossing, north of 111th Street and west of Canadian National Rail Line

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

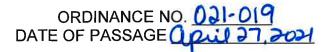
WHEREAS, by petition dated January 26, 2021, Pulte Home Company filed with the City of Aurora a petition requesting the approval of an amendment to the plan description of for the Lincoln Prairie Planned Development District located east of US Route 30, south of Wolf's Crossing, north of 111th Street and west of Canadian National Rail Line for the real estate legally described on Exhibit "A", attached hereto and incorporated herein by reference as if fully set forth, and hereafter referred to as Exhibit "A"; and

WHEREAS, an Plan Description Revision in the form of Exhibit "B", attached hereto and included herein by reference as if fully set forth, has been duly submitted to the Corporate Authorities of the City of Aurora for review with the Amended and Restated Annexation Agreement for the property described in Exhibit "A"; and

WHEREAS, all public hearings and other action required to the held or taken prior to the adoption and execution of said Amended and Restated Annexation Agreement in order to make the same effective have been held or taken pursuant to notice as required by law and in accordance with all requirements of law; and

WHEREAS, the City Council, after due investigation and consideration, has determined that the approval of the Revised Plan Description for the property legally described in Exhibit "A" will promote the sound planning and development of the City, and therefore serve the best interests of the City of Aurora.

HOUSE A L



NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

Section One: That the City Council of the City of Aurora, Illinois finds as fact all of the preamble recitals of this Ordinance.

Section Two: That this Ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

Section Three: That all Ordinances or part of Ordinances in conflict herewith are hereby repealed insofar as any conflict exists.

Section Four: That any section, phrase or paragraph of this Ordinance that is construed to be invalid, void or unconstitutional shall not affect the remaining sections, phrases or paragraphs of this Ordinance which shall remain in full force and effect.

Section Five: Section Five: That the revised Plan Description in the form of Exhibit "B" attached hereto and included herein by reference as if fully set forth and incorporated in and made a part of this Ordinance is hereby approved.

Section Six: That all modifications and exceptions under the Aurora Zoning Ordinance and all modifications and exceptions under the Aurora Subdivision Control Ordinance as set forth in the Plan Description attached hereto as Exhibit "B" are hereby granted and approved.

ORDINANCE NO. 021-019

PASSED AND APPROVED ON Opril 27, 2021

AYES 12 NAYS O NOT VOTING O ABSENT O

ALDERMAN	Vote
Alderman Llamas, Ward 1	yes
Alderman Garza, Ward 2	yes
Alderman Mesiacos, Ward 3	yeo
Alderman Donnell, Ward 4	yes
Alderman Franco, Ward 5	
Alderman Saville, Ward 6	yeo yes
Alderman Hart-Burns, Ward 7	yes
Alderman Smith, Ward 8	zjes
Alderman Bugg, Ward 9	yes
Alderman Lofchie, Ward 10	zes
Alderman Jenkins, At Large	zes
Alderman O'Connor, At Large	yes

ATTEST:

ity Clerk

Mayor

RECOMMENDATION

TO:

THE COMMITTEE OF THE WHOLE

FROM:

THE BUILDING, ZONING AND ECONOMIC DEVELOPMENT COMMITTEE

The Building, Zoning and Economic Development Committee at the regular scheduled meeting on Wednesday, April 14, 2021 recommended APPROVAL of An Ordinance Approving an Amendment to the Plan Description for the Lincoln Prairie Planned Development District located east of US Route 30, south of Wolf's Crossing, north of 111th Street and west of Canadian National Rail Line

VOTE: 5-0

Submitted By:

Alderman Michael Saville, Chairperson

Alderman Sherman Jenkins, Vice Chairperson

Alderman Carl Franco

Alderman Juany Garza

Alderman Robert J. O'Connor

Dated this 14th day of April, 2021

EXHIBIT "A" LEGAL DESCRIPTION

For the property located south of Wolf's Crossing, east of US Route 30, north of 111th Street, west of the Canadian National Rail Line

Parcel Number(s): 01-07-400-025; 01-07-400-026; 01-17-100-021; 01-17-100-023; 01-18-100-010; 01-18-100-011; 01-18-200-001; 01-18-200-002; 01-18-200-003; 01-18-400-005; 01-18-400-006

Commonly known as: south of Wolf's Crossing, east of US Route 30, north of 111th Street, west of the Canadian National Rail Line

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 7, NORTHWEST QUARTER OF SECTION 17, AND SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, CITY OF AURORA, COUNTY OF WILL, STATE OF ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 17; THENCE NORTH 88 DEGREES 38 MINUTES 25 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1337.55 FEET TO A LINE BEING 1040.73 FEET WEST OF AND PARALLEL WITH THE WEST LINE OF LAND CONVEYED TO COMMONWEALTH EDISON COMPANY BY WARRANTY DEED RECORDED MAY 24, 1926, AS DOCUMENT 394069; THENCE SOUTH 01 DEGREES 29 MINUTES 20 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 300.00 FEET TO A LINE BEING 300.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 88 DEGREES 38 MINUTES 25 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 1040.73 FEET TO THE WEST LINE OF SAID LAND CONVEYED TO COMMONWEALTH EDISON COMPANY; THENCE SOUTH 01 DEGREES 29 MINUTES 20 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 2347.26 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE SOUTH 88 DEGREES 37 MINUTES 27 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 2390.36 FEET TO THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE SOUTH 01 DEGREES 20 MINUTES 40 SECONDS EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18, A DISTANCE OF 2643.96 FEET TO THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 1386.14 FEET TO A RIGHT-OF-WAY TAKE PER LIS PENDENS CASE NO. 04 ED 04 RECORDED APRIL 13, 2012 AS DOCUMENT R2012040613 AND AS DESCRIBED IN DOCUMENT R2004031419; THENCE ALONG SAID RIGHT-OF-WAY TAKE FOR THE NEXT SEVEN (7) COURSES; (1) THENCE NORTH 01 DEGREES 16 MINUTES 44 SECONDS WEST, A DISTANCE OF 50.00 FEET; (2) THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, A DISTANCE OF 50.00 FEET; (3) THENCE NORTH 85 DEGREES 34 MINUTES 06 SECONDS WEST, A DISTANCE OF 100.50 FEET; (4) THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, A DISTANCE OF 150.00 FEET; (5) THENCE NORTH 74 DEGREES 32 MINUTES 45 SECONDS WEST, A DISTANCE OF 76.88 FEET; (6) THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 775.00 FEET; (7) THENCE SOUTH 62 DEGREES 28 MINUTES 39 SECONDS WEST, A DISTANCE OF 30.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 PER DEDICATION OF RIGHT-OF-WAY RECORDED JUNE 14, 1923, AS DOCUMENTS 355964 AND 355965; THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 4186.51 FEET TO A POINT OF CURVATURE; THENCE

NORTHWESTERLY, ALONG SAID EAST RIGHT-OF-WAY LINE, BEING A CURVE, CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 14353.60 FEET, AN ARC DISTANCE OF 447.57 FEET. A CHORD BEARING NORTH 28 DEGREES 24 MINUTES 36 SECONDS WEST, AND A CHORD DISTANCE OF 447.55 FEET TO THE NORTH LINE OF THE SOUTH 100 ACRES OF THE NORTHWEST QUARTER OF SAID SECTION 18; THENCE NORTH 88 DEGREES 43 MINUTES 16 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 1534.23 FEET TO THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 01 DEGREES 21 MINUTES 01 SECONDS WEST, ALONG SAID WEST LINE, A DISTANCE OF 395.49 FEET TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 493.35 FEET; THENCE NORTH 01 DEGREES 26 MINUTES 12 SECONDS WEST, A DISTANCE OF 450.03 FEET TO A LINE BEING 450.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 7; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 83.49 FEET TO A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 01 DEGREES 14 MINUTES 29 SECONDS WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 679.11 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF WOLF'S CROSSING ROAD PER PLAT OF DEDICATION RECORDED JULY 13, 2004 AS DOCUMENT R2004127818; THENCE NORTH 73 DEGREES 27 MINUTES 39 SECONDS EAST, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 1328.54 FEET TO A LINE BEING 791.22 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 01 DEGREES 18 MINUTES 50 SECONDS EAST, ALONG SAID PARALLEL LINE. A DISTANCE OF 1489.01 FEET TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 791.25 FEET TO THE POINT OF BEGINNING.

CONTAINING 23,260,993 SQUARE FEET (533.999 ACRES), MORE OR LESS.

Exhibit "C" / Exhibit "B"

A PLAN DESCRIPTION FOR LINCOLN PRAIRIE LOCATED SOUTH OF WOLF'S CROSSING, EAST OF US ROUTE 30, NORTH OF 111TH STREET, WEST OF THE CANADIAN NATIONAL RAIL LINE ON APPROXIMATELY 530 ACRES

A Plan Description for Lincoln Prairie Planned Development District located South of Wolf's Crossing Road, East of US Route 30, North of 111th Street and West of the Canadian National Rail Line, Pursuant to Chapter 49 of the Code of Ordinances, City of Aurora, Illinois ("Zoning Ordinance").

I. QUALIFYING STATEMENTS

A. PURPOSE AND DEFINITIONS

This Planned Development District has evolved to assist the Planning and Zoning Commission and City Council in governing their recommendations and actions on the development of the Subject Property as it relates to the existing zoning and land uses in the area.

"Age-restricted community" means a residential housing community or facility for that satisfies the "55 or older housing for older persons" exemptions under the Fair Housing Amendments Act of 1988, and as amended from time-to-time ("FHAA"), including, but not limited to, the provisions of the "Housing for Older Persons Act of 1995" ("HOPA").

"City Code" means the Code of Ordinances, City of Aurora, Illinois. The City Code is a compilation of enactments by the City Council. In the event of a conflict between the text of the City Code and the text of an ordinance enacted by the City Council, the text of the ordinance shall control. Citations to specific provisions of the City Code reflect the compilation of ordinances at the time of the adoption of this plan description.

"Comprehensive Plan" means the comprehensive plan adopted by the corporate authorities of the City that includes the Subject Property.

"Developer" means the person(s) or entity who brings the Subject Property described herein to a more complete, complex, or desirable state.

"Owner" means the person(s) or entity who is described as the legal owner of record of the Subject Property described herein.

For the purposes of this document, "Developer" shall be Pulte Home Company, LLC, and "Owner" shall be Lincoln Prairie Aurora LLC, but shall be held equally accountable for all requirements within this Plan Description.

B. INTENT

This Plan Description and the Planned Development District described herein has been prepared pursuant to the requirements of the Zoning Ordinance. It is the intent of this document to promote and protect the public health, safety, morals, comfort, and general welfare of the area; and to guide the development toward the realization of the appropriate Physical Development Policies of the Comprehensive Plan. These policies include:

10.0 To provide for the orderly, balanced and efficient growth and redevelopment of the City through the positive integration of land use patterns, functions, and circulation systems. To protect and enhance those assets and values that

- establishes the desirable quality and general livability of the City. To promote the City's position as a regional center.
- 11.1(3) To encourage new development contiguous to existing development.
- 11.1(5) To guide and promote development to areas where public utilities, public roads and municipal services are either available or planned.
- 12.1(3) To encourage residential development in close proximity to places of work, shopping and recreation.
- 20.0 To insure the provision of decent housing and a quality living environment for every resident of Aurora.
- 21.0(1) To promote access to housing opportunities for all economic, racial, religious, ethnic and age groups.
- 21.1(2) To promote a wide variety of housing types.
- 23.1(3) To encourage quality design and practicable innovations in both housing structures and site developments to encourage quality design and practicable innovations in both housing structures and site development.
- 23.1(10)To promote the provision of paved roads, sidewalks, utilities and other public works and improvements to each residence within the City through subdivision requirements or special assessments.
- 71.1(3) To work toward accomplishing complete utilities, including water mains and separated storm and sanitary sewer in all parts of the City.
- 71.1(7) To encourage the provision of underground utility lines.

II. GENERAL CHARACTER

A. EXISTING CONDITIONS

1. Subject Property

The Subject Property consists of approximately 534 acres lying south of Wolf's Crossing, East of US Route 30, North of 111th Street and West of Canadian National Rail Line. The property is currently used for Central Sod Farm. The property lies within the Oswego Community Unit School District #308 and the Fox Valley Park District boundaries. The property is currently zoned PDD in the City of Aurora. The Comprehensive Plan designates the Subject Property as Low Density Residential, Commercial, and Conservation, Open Space, Recreation, Drainage.

2. Surrounding Property

North: A portion of the property to the north is zoned PDD Planned Development District, being the Lakewood Valley Townhomes and Single Family subdivision. The City of Aurora Comprehensive Plan designates this property as Open Space, Medium

Density Residential, Low Density Residential. The unincorporated property to the north is zoned E-1 Residential Rural Estate with residential and recreational uses, A-1 Agriculture with agricultural uses, and I-1 Limited Industrial with limited industrial uses in Will County. The Comprehensive Plan designates the property as industrial.

South: The property to the south is zoned A-1 Agriculture with agricultural and religious uses, and I-2 General Industrial with industrial uses in Will County and is not within the City's planning boundaries.

East: The property to the east is zoned E-1 Residential Rural with vacant and recreational uses and A-1 Agriculture with agricultural, utility, railroad, and industrial uses in Will County, and the Plan designates the property as industrial and utility.

West: The property to the west is zoned as a Planned Development District ("PDD")with agricultural uses in the City, and the Comprehensive Plan designates the property as commercial; R-1 One Family Dwelling District with elementary and junior high school uses and recreational uses in the City, and the Comprehensive Plan designates the property as commercial, public, and open space. The property to the West is also zoned E-2 Residential Estate in Will County with residential uses, A-1 Agriculture with agricultural uses and I-2 General Industrial with industrial uses all in Will County. This portion of the property is not within the City's planning boundaries.

III. DEVELOPMENT STANDARDS FOR EACH PARCEL

A. ZONING

The Subject Property shall be zoned PDD (Planned Development District) and shall be divided into four (4) land use areas and six (6) parcels as legally described on Exhibit "B", and generally depicted on Exhibit "D" General Land Use Plan.

The approximate boundaries and acreage of each Parcel is set forth on the General Land Use Plan. The final boundaries of each Parcel shall be defined by the owner and developer of said Parcel provided that any change representing more than ten percent of the acreage set forth on the General Land Use Plan shall require the consent of the City. The final boundaries of a Parcel shall be established by adoption of a Preliminary Plan and Plat for said Parcel. Each Parcel may include one or more phases. Each Parcel may have separate and distinct owners or developers and shall be treated independently. The rights and obligations with respect to a Parcel shall be specific to said Parcel and shall not affect or impair the rights or obligations with respect to any other Parcel.

Development of the parcel(s) shall be regulated as follows:

- 1. General Regulations Applicable to Parcel 1:
 - 1.1. Parcel Size, Use Designation, and Statement of Intent

The parcel referenced within this document and on the General Land Use Plan attached as Parcel 1 contains approximately 65 acres. Upon approval of this document, said property shall be designated as a PDD on the Zoning Map. This parcel is intended to be developed with traditional single-family homes, open space, and stormwater detention / retention. Access to the property will be via Wolf's Crossing Road and Eola Road.

1.2 Use Regulations

This parcel shall be limited to detached single-family residences and their appurtenant uses, open space, stormwater management facilities, utilities, landscaping, signage, and a park site with appurtenant uses and recreational equipment.

1.3 General Provisions

Except as modified herein, the development of this parcel shall be governed by the provisions of the Zoning Ordinance, including but not limited to the provisions of Section 107.6, R-2 One Family Dwelling District, and by the provisions within this Plan Description.

1.4 Bulk Restrictions

- 1. Maximum lot coverage: 55% of the area of the zoning lot
- Specific Lot and Building Standard Requirements:
 - a. 55 foot wide lots:
 - (1) Minimum lot size: 7,150 square feet
 - (2) Minimum lot width: 55 feet at the building line
 - (3) Minimum floor area
 - i. One story home: One story homes shall not be permitted.
 - ii. Two story home: 2,000 square feet
 - (4) A full or partial basement shall be required for all dwelling units.
 - b. 65 foot wide lots:
 - (1) Minimum lot size: 8,060 square feet
 - (2) Minimum lot width: 65 feet at the building line
 - (3) Minimum floor area
 - i. One story home: One story homes shall not be permitted.
 - ii. Two story home: 2,500 square feet
 - (4) A full or partial basement shall be required for all dwelling units.
 - (5) The minimum ratio of these lot types within the development shall be at least 30%.

- c. Open Space lots:
 - (1) No Minimum lot size and lot width shall be required.
- 3. Minimum setbacks shall be as follows:
 - a. Front Yard Setback: 30 feet
 - b. Rear Yard Setback: 30 feet
 - c. Corner Side Yard Setback: 10 feet
 - d. Reverse Corner Side Yard Setback: 15 feet
 - e. Interior Side Yard Setback: 6 feet, with a separation between building of 14 feet except on lots with a side yard having a 7.5 foot city easement.
- 4. Maximum height: 35 feet or 2.5 stories
- 5. Maximum gross density shall not exceed 2.6 dwelling units per acre
- 6. Permitted Structure and Obstructions shall be pursuant to Section 105.9, "Obstructions" and Table 4 of the Zoning Ordinance, specifically permitting the following:
 - a. Patios, porches, decks or terraces, unroofed shall be permitted obstructions not closer than five (5) feet from the rear property line.
 - b. Architectural elements and other appurtenances thirty-six (36) inches or less, including eaves, shall be permitted obstructions in any required yard or setback, but may not encroach into any city easement.
- 7. All parking and loading shall be pursuant to Section 105.13, "Off-Street Parking and Loading" of the Zoning Ordinance.
- 2. General Regulations Applicable to Parcel 2:
 - 2.1 Parcel Size, Use Designation, and Statement of Intent

The parcel referenced within this document and on the General Land Use Plan attached as Parcel 2 contains approximately 273 acres. Upon approval of this document, said property shall be designated as a PDD on the Zoning Map.

This parcel is intended to be developed in three (3) phases as an age-restricted single-family detached residential gated community. The gated nature of the community is not intended for purposes of exclusivity but is specifically intended to create a sense of security for the unique age-restricted population that the project is intended to serve. Access to the property will be via Eola Road and US Route 30.

2.2. General Provisions

Except as modified herein, the development of this parcel shall be governed by the provisions of the Zoning Ordinance, including but not limited to the provisions of Section 107.7, R-3 One Family Dwelling District, and by the provisions within this Plan Description.

2.3 Use Regulations

This property shall be developed as an age restricted community and limited to detached single-family residences and their appurtenant uses such as gated entrances; gatehouses; signage; open space; stormwater management facilities; utilities; landscaping; amenity center with tennis, bocce ball, and pickle ball courts, other recreational uses and equipment, and other amenities; lakes; active and passive use parks; and a dog park.

The property shall be governed by Covenants, Conditions and Restrictions that will be recorded against the property prior to the conveyance of the first home in the Community ("CCRs"). The CCRs will provide for the creation of a homeowners' association (the "Association") to administer the requirements of the CCRs and shall set forth such rules, regulations, policies and procedures necessary to invoke the exemptions authorizing "55 or older housing for older persons" under the Fair Housing Amendments Act of 1988, and as amended from time-to-time ("FHAA"), including, but not limited to, the provisions of the "Housing for Older Persons Act of 1995" ("HOPA"), as amended. These rules, regulations, policies, and procedures shall include a requirement that at all times at least 80% of the homes within the community shall be occupied by at least one (1) resident who is 55 years of age or older.

2.4 Bulk Restrictions

- 1. Maximum lot coverage: 65% of the area of the zoning lot
- Specific Lot and Building Standard Requirements
 - a. 44 foot wide lots:
 - (1) Minimum lot size: 5,280 square feet
 - (2) Minimum lot width: 44 feet at the building line
 - (3) Minimum floor area
 - i. One story home: 1,500 square feet
 - ii. Two story home: 1,700 square feet
 - (4) The maximum ratio of these lot type shall not exceed 40%
 - b. 50 foot wide lots:
 - (1) Minimum lot size: 6,000 square feet
 - (2) Minimum lot width: 50 feet at the building line
 - (3) Minimum floor area
 - i. One story home: 1,600 square feet

- ii. Two story home: 1,800 square feet
- (4) A full or partial basement shall be offered for all dwelling units.
- c. 64 foot wide lots:
 - (1) Minimum lot size:7,680 square feet
 - (2) Minimum lot width: 64 feet at the building line
 - (3) Minimum floor area
 - i. One story home: 2,200 square feet
 - ii. Two story home: 2,400 square feet
 - (4) A full or partial basement shall be offered for all dwelling units.
- d. Open space lots:
 - (1) No Minimum lot size and lot width shall be required.
- 3. Minimum setbacks shall be as follows:
 - a. Front Yard Setback: 20 feet
 - b. Rear Yard Setback: 20 feet
 - c. Corner Side Yard Setback: 10 feet
 - d. Reverse Corner Side Yard Setback: 10 feet
 - e. Interior Side Yard Setback: 5 feet
- 4. Maximum height of 35 feet or 2.5 stories
- 5. Maximum density: 2.5 dwelling units per gross acre
- 6. Permitted Structure and Obstructions shall be pursuant to Section 105.9, "Obstructions" and Table 4 of the Zoning Ordinance, specifically permitting the following:
 - a. Patios, porches, decks or terraces shall be permitted obstructions not closer than five (5) feet from the rear property line.
 - b. Architectural elements and other appurtenances thirty-six (36) inches or less, including eaves, shall be permitted obstructions in any required yard or setback, but may not encroach into any city easement.
- 7. All parking and loading shall be pursuant to Section 105.13, "Off-Street Parking and Loading" of the Zoning Ordinance.
- 3. General Regulations Applicable to Parcel 3 and Parcel 6:
 - 3.1 Parcel Size, Use Designation, and Statement of Intent

These parcel referenced within this document and on the General Land Use Plan attached as Parcel 3 and Parcel 6, consisting of two parcels, one being approximately thirty (30) acres and one being approximately ten (10) acres for

a total of approximately forty (40) acres. Upon approval of this document, said property shall be zoned PDD on the Zoning Map.

These parcels are intended to be developed with commercial, retail, office, and/or service uses. Access to the property may be via US Route 30, Eola Road, and 111th Street.

3.2. General Provisions

Except as modified herein, the development of this parcel shall be governed by the provisions of the Zoning Ordinance, including but not limited to the provisions of Section 108.3, B-2 Business District, General Retail, and by the provisions within this Plan Description.

3.3 Use Regulations

- 1. This property shall be limited to those uses in Section 108.3, B-2 Business District, General Retail with the following modifications:
 - a. The following uses shall be prohibited:
 - (1) Pawnshop (2160)
 - (2) Used Clothing Stores (2120)
 - (3) Alternative Financial Institutions (2220)
 - (4) Laundromat (2610)
 - b. The following special uses shall be limited to only Parcel 6:
 - (1) Cannabis Dispensing Facilities (2115)

3.4 Bulk Restriction

- 1. Minimum setbacks shall be as follows:
 - a. US Route 30 Setback: 30 feet
 - b. Eola Road Setback: 30 feet
 - c. 111th Street Setback: 30 feet
 - d. Interior Side Yard Setback: 5 feet, however, where there is shared parking among various commercial properties there shall be no required setback between shared parking fields.
 - e. Exterior Rear or Side Yard Setback: 15 feet when adjacent to collectors or local street.
 - f. Interior Rear or Side Yard Setback: 10 feet; unless adjacent to residential then 20 feet
- 2. All parking and loading shall be pursuant to Section 105.13, "Off-Street Parking and Loading" of the Zoning Ordinance.
- 4. General Regulations Applicable to Parcel 4 and Parcel 5:

4.1 Parcel Size, Use Designation and Statement of Intent

These parcels referenced within this document as Parcel 4 and Parcel 5 consists of two parcels, one being approximately 102 acres and one being approximately 94 acres for a total of approximately 196 acres. Upon approval of this document, said property shall be zoned PDD on the Zoning Map.

Each of these parcels may be developed to the specifications set forth herein for Parcel 1 or Parcel 2. The determination of whether a parcel is developed pursuant to Parcel 1 or Parcel 2 standards shall be determined by the Developer at the time of Preliminary Plan and Plat. It is the intent that said decision be based on the success of the preliminary development phases and the prevailing market trends.

4.2. General Provisions

The General Provisions shall be those General Provisions as delineated in Sections 1.2 or 2.2 above (including all paragraphs and subparagraphs).

4.3 Use Regulations:

The Use Regulations shall be those Use Regulations as delineated in Sections 1.3 or 2.3 above (including all paragraphs and subparagraphs).

4.4 Bulk Restrictions:

The Bulk Restrictions shall be those Bulk Restrictions as delineated in Sections 1.4 or 2.4 above (including all paragraphs and subparagraphs) and the following provisions.

 Buffer Yard Requirement: A 30 foot wide landscape out lot shall be provided adjacent to US Route 30.

B. BUILDING, STRUCTURES AND SIGNAGE

- 1. Retaining walls utilized for stormwater detention facilities within the development shall not exceed three (3) feet in height. The stepping of retaining walls is allowed up to six (6) feet in overall height with a minimum run of three (3) feet between steps.
- 2. Building Elevations shall be presented to the City for approval. Developer, at its election, may present building elevations for approval with either a preliminary plan and plat or the final plan and plat. Subsequently, any new floor plans or building elevations shall be approved by the Zoning Administrator without City Council approval, provided that the proposed floor plans or elevations are

consistent with the character of the previous approved building elevations, The City shall evaluate building elevations based on quality and variety of building materials, orientation and presentation from the public street, and the use of architectural elements. Notwithstanding the foregoing, it is hereby agreed that vinyl siding shall permitted as a primary building material. Developer shall provide masonry and various architectural features as optional upgrades, but the Parties hereby agree that base elevations must adhere to the following:

- a. Parcel 1 The base model on the 55 foot wide residential lots may utilize 100% vinyl siding and the base model on 65 foot wide residential lots shall include brick wainscoting at a minimum. If the Parcel 4 and 5 are developed under Parcel 1 the above regulations shall apply.
- b. Parcel 2 100% vinyl siding may be utilize on the base models for a maximum of 10% of the elevations offered (i.e. 6 of 60 elevations). If the Parcel 4 and 5 are developed under Parcel 2 the above regulations shall apply.

Building elevations within each Project shall be designed and constructed to create a uniform theme architecturally by incorporating common exterior façade elements and materials.

3. All signage shall be pursuant to the Chapter 41 titled Sign Ordinance" of the City Code and the Special Sign District Regulations attached hereto as Exhibit "C".

C. MODEL HOMES AND SALES TRAILERS, CONSTRUCTION TRAILERS

1. Model homes

Residential Model Unit(s) shall be permitted. At the Developer's sole risk the Developer may construct, maintain and occupy up to five (5) model buildings for Parcel 1, 4, & 5 and fifteen (15) model buildings for Parcel 2 subject to the following:

- a. Permits for model units will not be issued until a final plat is approved containing the model unit area;
- b. Tested and approved water with sufficient fire hydrant coverage for the model homes (subject to the review of the Fire Marshal), gravel street, street signs, and stormwater detention with a functioning overland flood route from the model home area to the detention facility, and a secondary access, gravel surface roadway for construction, emergency and inspection vehicles shall be provided prior to model permit issuance.
- c. Sanitary and water services do not need to be provided until approval of residential occupancy.
- d. Model homes on each Parcel may also be used as a sales office.
- 2. Sales, Storage and Construction Trailers

Sales, Storage and Construction Trailer(s) shall be permitted. At the Developer's sole risk the Developer may install, maintain and occupy up to three (3) trailers per parcel subject to the following:

- a. Upon Preliminary plan approval for the Subject Property and in advance of final engineering, final plat approval and the construction of sanitary, storm sewer, storm water detention facilities, water main, streets, curbs and gutters, the Developer shall be permitted to set temporary construction office, storage and sales trailers on the site. Approval for placement of trailers shall be subject only to staff review, which includes meeting the requirements of the City of Aurora Stormwater Ordinance. Further approval by the Planning and Zoning Commission or City Council shall not be required.
- b. Installation of sanitary sewer and public water shall not be a condition to the issuance of permits for construction, storage and sales trailers;
- c. Sales Trailers shall be removed at such time as the Developer receives occupancy permits for the Sales/Model homes;
- d. The Developer shall be permitted to construct and maintain other appurtenant facilities for said trailers including temporary driveways.
- e. The Developer, upon approval of the City Engineer may construct temporary parking facilities, haul roads, and other pertinent facilities in advance of receipt of approved formal permits applicable to any parcel. The City Engineer's approval shall not be unreasonably withheld.
- f. Construction and storage trailers shall be removed within sixty (60) days following the completion of construction activity on the affected parcel.
- g. All references to trailers in this Section shall be as that term is defined in the Zoning Ordinance. All such trailers shall be maintained in a neat and orderly manner. The Developer shall maintain and repair any and all temporary facilities.

D. PUBLIC IMPROVEMENTS

- Wolf's Crossing Road. No right-of-way dedication is required for Wolf's Crossing Road. The Developer of the Subject Property shall not be obligated to any improvements, contributions, fees or recapture with respect to Wolf's Crossing Road except as follows:
 - a. Parcel 1. Developer of Parcel 1 shall install a concrete sidewalk five feet (5') wide and shall restripe Wolf's Crossing Road to include a left turn lane into Parcel 1. The concrete sidewalk shall run along the south side of Wolf's Crossing Road, from the east line of the Subject Property's Wolf's Crossing Road frontage to Eola Road, within the existing City right-of-way. The Developer of Parcel 1 shall also install a new pedestrian head, to facilitate pedestrian crossing of Eola Road, to the extent that one does not already exist.

- 2. Eola Road. The City acknowledges and agrees that the Owner previously dedicated a 100' right-of-way section for Eola pursuant to the that Plat of Dedication recorded as Document Number R2020116928 ("First Eola Dedication"). The First Eola Dedication facilitated the City's realignment of Eola Road, which realignment has been completed as of the date of this Restated Agreement. The City's realignment of Eola Road was done in coordination with the Illinois Department of Transportation ("IDOT"), with IDOT having been signatory to the First Eola Dedication and IDOT having permitted the City's improvements to the intersection of Eola Road and Route 30. The City does hereby waive any and all rights and release any encumbrance to the Subject Property related to that certain Notice of WIKADUKE Trail Proposed Centerline, recorded April 12, 2000, as Will County Document R000037246, finding that the realigned Eola Road fulfills the intent and purpose set forth therein. The Developer(s) of the Subject Property shall not be obligated to any right-of-way dedication, improvements, contributions, fees or recapture with respect to Eola Road except as follows: 1) an additional through lane in each direction, resulting in a five-lane cross section; 2) curb and gutter consistent with City standards; 3) stormwater improvements to accommodate runoff from the Eola Road improvements; 4) street lights; 5) traffic signal modifications at the Eola Road intersections with Route 30 and Wolf's Crossing Road; 6) additional right-of-way flare at the intersection of Eola Road and Route 30, and 7) an eight foot asphalt multi-use path on one side of the street and a five foot concrete sidewalk on the other side of the street (collectively the "Eola Road Improvements"). The Eola Road Improvements shall be completed in phases as more specifically detailed below and in the attached Exhibits. Developer of a Parcel shall be responsible only for that portion of the Eola Road Improvements as allocated to said Parcel as follows:
 - a. Parcel 1. Owner of Parcel 1 shall cause to be dedicated to the City of Aurora, prior to the approval of any final plat of subdivision for Parcel 1, the right-ofway for Eola Road as depicted on the Plat of Dedication attached hereto as Exhibit E. If Owner finds that it has ownership of the approximately 30' gap parcel identified on the Plat of Dedication (Exhibit "E") then Owner shall cause the Plat of Dedication to be updated and incorporate the necessary and appropriate portion of the gap parcel in the dedication of right-of-way for Eola Developer of Parcel 1 shall construct that portion of the Eola Road Improvements as specifically depicted on Exhibit H-1 ("PH1 Eola Road Improvement"). The PH1 Eola Road Improvement generally includes: i) the intersection improvements for Eola Road and Road G (exclusive of any future traffic signal improvements that may or may not be required as part of the development of the Subject Property); ii) widening the pavement surface and installation of curb and gutter along the east side of Eola Road for the extent depicted on Exhibit H-1; iii) striping the eastbound left turn lane from Eola Road onto Road G as depicted on Exhibit H-1; iv) striping the eastbound right

- turn lane from Eola Road onto Road G as depicted on Exhibit H-1; and v) installing a 5' sidewalk on the east side of Eola Road for the extent depicted on Exhibit H-1.
- b. Parcel 2. Owner shall cause to be dedicated to the City of Aurora, prior to the approval the first final plat for Parcel 2, a 150 ft right-of-way flare at the intersection of Eola Road and US Route 30 or as mandated by IDOT.
- c. Parcel 3. Developer of Parcel 3 shall construct that portion of the Eola Road Improvements as specifically depicted on Exhibit H-2 ("PH2 Eola Road Improvement"). The PH2 Eola Road Improvement generally includes: i) widening the pavement surface and installation of curb and gutter along the west side of Eola Road for the extent depicted on Exhibit H-2; ii) installation of a westbound left turn lane from Eola Road into the Parcel 3; iii) installation of an 8' multi-use path along the west side of Eola Road; and iv) modification of signal improvements at Eola Road and Route 30 as may be necessary. Developer of Parcel 3 shall prepare a traffic study to evaluate the need for a traffic signal at the intersection of Road G and Eola Road if said traffic signal has not already been installed, and to the extent a traffic signal is deemed necessary and appropriate, Developer of Parcel 3 shall be responsible for the installation of the traffic signal. Parcel 3 shall be granted full access to Eola Road at the Road G intersection and one right-in/right-out access south of the Road G intersection.
- d. Parcel 4. Developer of Parcel 4 shall construct that portion of the Eola Road Improvements as specifically depicted on Exhibit H-3 ("PH3 Eola Road Improvement"). The PH3 Eola Road Improvement generally includes i) widening of the pavement surface and installation of curb and gutter and sidewalk along the east side of Eola Road from the southern terminus of the PH1 Eola Road Improvement to Route 30; and ii) the installation of any necessary improvements to the traffic signal at the Eola Road and Route 30 intersection. Developer of Parcel 4 shall prepare a traffic study to evaluate the need for a traffic signal at the intersection of Road G and Eola Road if said traffic signal has not already been installed, and to the extent a traffic signal is deemed necessary and appropriate, Developer of Parcel 4 shall be responsible for the installation of the traffic signal. Parcel 4 shall be granted one right-in/right-out access south of the Road G intersection.
- e. Traffic signalization at intersection of Eola Road and Road G. Pulte shall install traffic signals at the intersection of Eola Road and Road G provided that traffic volumes meet MUTCD warrant requirements prior to the completion of residential construction in Parcel 2.

- f. Eola Bridge. Development of Parcel 2 shall include the construction of a pedestrian bridge crossing Eola Road (the "Bridge") and a paved path between the west side of the pedestrian bridge and the south driveway of the School District 308 property (provided that there is either sufficient right-ofway to accommodate the path or the school District grants an easement to permit construction of the path on terms reasonably acceptable to Developer of Parcel 2. The preliminary design of the Bridge is depicted on Exhibit "I". Construction of the Bridge shall be subject to the City's review and approval of final design engineering for the Bridge, which shall be included with the final plan and plat for phase 1 of Parcel 2. The City shall not unreasonably withhold, condition, or delay the approval of the Bridge. Developer shall construct the Bridge, at its sole cost and expense, prior to issuance of any building permits for the second phase of Parcel 2, with the exception of model homes. Upon completion of the Bridge, the Developer shall convey and the City shall accept ownership of the Bridge. Upon acceptance, the City shall own, maintain, repair and replace the Bridge at its sole cost and expense. The Owner of Parcel 2 and Parcel 3 shall grant such easements as are i) necessary to permit pedestrian ingress and egress; and ii) necessary for the City to perform its maintenance obligations. Provided that Parcel 2 is developed as an Age Restricted Community, Developer of Parcel 2 shall have the right to install signage on the Bridge pursuant to the special sign district. The HOA formed for Parcel 2 shall annually make a cash contribution to the City for maintenance and repair of the bridge decking, including snow removal and deicing on the Bridge. The timing and the amount of annual cash contribution shall be determined within the Letter of Agreement at time of final plan and plat approval for Parcel 2. The HOA for Parcel 2 shall maintain the landscaping around the base of that portion of the Bridge east and west of Eola Road. Upon development of Parcel 3, the OA for Parcel 3 shall maintain the landscaping around the base of that portion of the Bridge west of Eola Road. Golf carts shall be permitted on the Bridge.
 - i. In the event that: i) Parcel 2 does not develop as an Age Restricted Community; or ii) Developer and the City cannot agree on the scope of required improvements for the Bridge, the Developer may elect not to construct the Bridge, in which case, the Developer shall be required to pay to the City a cash contribution pursuant to the requirements of Section 23-11. Said cash contribution calculation shall be based on the total number of dwelling units and bedroom count approved. The cash contribution shall be paid on a per unit basis at issuance of a building permit.
- g. City Option. The City, at its option, may install any part of the Eola Road Improvements or the traffic signalization described as a Developer Improvement in this Restated Agreement. In such a case, the City shall memorialize the cost of such improvements and/or signalization, as the case

may be. The cost of the improvements/and or signalization shall be adjusted in accordance with the Construction Cost Index ("Index") published by the Engineering News-Record for five (5) years following their installation. The costs of such improvements and/or signalization and such adjustments made as a result of the Index shall constitute and be recorded as a debt owed the City against to the Parcel or Parcels to which that part of the Eola Road Improvements were allocated in this Restated Agreement. Amounts recorded against each Parcel shall become immediately payable upon the development of that Parcel. The City may require payment of the amounts owed for each Parcel under this paragraph as a precondition to development of said Parcel.

- 3. Route 30. The City shall not obligate the developer of the Subject Property to any improvements, contributions, fees or recapture with respect to Route 30 except as follows or as mandated by Illinois Department of Transportation (referred herein after as "IDOT"):
 - a. Parcel 2. Developer of Parcel 2 shall construct the Road G extension to Route 30, as depicted on the preliminary plat for Parcel 2, as part of the phase 2 improvements for Parcel 2. Concurrent with the construction of this leg of Road G, Developer shall construct the intersection improvements for Road G and Route 30 as generally depicted on ("Rt30 Road Improvement") Exhibit "J" and shall dedicate sixty feet (60') of right-of-way from the centerline of Route 30, or the right-of-way required by IDOT for these improvements, whichever is greater. In the event that: i) the Developer of Parcel 2 pursues an alternative route for the secondary Road G entrance; or ii) IDOT does not approve a full access at Road G and Route 30, then the Developer of Parcel 2 shall not be obligated to construct the Rt30 Road Improvement, but the Owner and Developer of Parcel 2 shall reasonably cooperate with the City to cause necessary and appropriate right-of-way for Route 30 to be dedicated.
- 4. 111th Street. The scope of the 111th Street Improvements shall be determined based on a traffic study to be prepared by the Developer of Parcel 5 or Parcel 6 (whichever Parcel develops first) prior to the development of either Parcel. The Parties anticipate that the 111th Street Improvements may include (collectively the "111th St Improvement"): 1) dedication of 50 feet of right-of-way north of the center line of 111th Street with a flare up to 60 feet east of Route 30; 2) construction of one-half of a three lane street cross-section; 3) an additional turn lane at the intersection of Route 30; 4) curb and gutter consistent with City standards; 5) associated stormwater improvements; 6) street lights; 7) traffic signal modifications at the 111th Street intersection with Route 30; and 8) either an eight foot asphalt multi-use path or a five foot concrete sidewalk on the north side of the street. The Developer of the first of Parcel 5 or Parcel 6 to develop shall be responsible for the construction of the 111th St Improvements. The Developer of the Parcel that constructs the 111th St Improvement shall be entitled

to reasonable recapture against the other Parcels (either Parcel 5 or Parcel 6).

- a. In the event that the Developer of Parcel 2 pursues an alternative route for the secondary Road G entrance that connects south to 111th Street then the Developer of Parcel 2 shall prepare a traffic study to evaluate the impact to 111th Street. To the extent that the traffic study finds that the Parcel 2 connection necessitates improvements to 111th Street then the Developer of Parcel 2 shall be responsible for the construction of said improvements, which improvements may include some or all of the 111th St Improvement. The Developer of Parcel 2 may be entitled to recapture a portion of the costs of its improvements to 111th Street as may be deemed appropriate by City and Developer based on the scope of any improvements constructed by the Developer of Parcel 2.
- 5. Internal Road Standards. The following standards shall be applicable to the development of each Parcel except as may be otherwise approved by the City engineer and with the consent of the fire marshal:
 - a. Parcel 1. Parcel 1 shall be developed with public streets. The public right-of-way for Parcel 1 shall be dedicated to the City. The right-of-way for Local Roads shall be established at sixty-six feet (66') in width with a cross-section of thirty-one feet (31') back-to-back with B6-12 curb and gutter. A five foot (5') concrete sidewalk shall be constructed on both sides of the street (unless otherwise noted) and shall be permitted within the public right-of-way up to one foot (1') off the property line. Road G shall be constructed as a Minor Collector with right-of-way established at eighty feet (80') in width with a cross-section of thirty-nine feet (39') back-to-back with B6-12 curb and gutter. Improvements to internal public right-of-way for Parcel 1 shall be constructed consistent with the typical cross section exhibit attached hereto as Exhibit "K". Developer will dedicate the right-of-way and install the required improvements for all internal roadways necessary for the development of Parcel 1 as depicted on the preliminary plat and plan.
 - b. Parcel 2. Parcel 2 shall be developed with private streets. The private streets shall be located within "Street Lots" to be owned by the HOA for Parcel 2. The Street Lots shall be established at sixty-six feet (66') in width and will be included in a dormant SSA. The streets to be constructed within the Street Lots shall be constructed with a cross-section of thirty-one feet (31') back-to-back with B6-12 curb and gutter. A five foot (5') concrete sidewalk shall be constructed on both sides of the street (unless otherwise noted) and may be located up to one foot (1') within the Street Lots. Street improvements for Parcel 2 shall be constructed consistent with the typical cross section attached hereto as Exhibit "L" unless otherwise noted. Developer will install the required improvements within easements for all of internal streets necessary for the development of Parcel 2 as depicted on the preliminary plat and plan.

- i. Road G and Road K in Parcel 2, as depicted on the preliminary plan and plat, will function as "Private Collector Streets". The Private Collector Streets shall be located within "Collector Street Lots" to be owned by the HOA for Parcel 2. The Collector Street Lots shall be established at eighty feet (80') in width. The Private Collector Streets to be constructed within the Collector Street Lots shall be constructed with a cross-section of thirty-nine feet (39') back-to-back with B6-12 curb and gutter. A five foot (5') concrete sidewalk shall be constructed on both sides of the Private Collector Street (unless otherwise noted) and may be located up to one foot (1') within the Collector Street Lots. Improvements to the Collector Street Lots in Parcel 2 shall be constructed consistent with the typical cross section attached hereto as Exhibit "M" unless otherwise noted. Developer will install the improvements for all Collector Street Lots necessary for the development of Parcel 2 as depicted on the preliminary plat and plan.
- c. Parcel 4 and Parcel 5. The Internal Road Standards for Parcel 4 and Parcel 5 shall depend on the type of residential development that occurs on each respective parcel. If Parcel 4 or Parcel 5 develops under the Plan Description standards for Parcel 1 then the Internal Road Standards for Parcel 1, as set forth in Section 5a above, shall be applicable. If Parcel 4 or Parcel 5 develops under the Plan Description standards for Parcel 2 then the Internal Road Standards for Parcel 2, as set forth in Section 5b above, shall be applicable. The road connecting Parcel 5 to 111th Street shall be designed as a Minor Collector with right-of-way established at eighty feet (80') in width and a cross-section of thirty-nine feet (39') back-to-back with B6-12 curb and gutter. A five foot (5') concrete sidewalk shall be constructed on both sides of the street (unless otherwise noted) and shall be permitted within the public right-of-way up to one foot (1') off the property line.
- d. Golf Carts. The City agrees not to prohibit to the operation of golf carts, as defined by Section 1-123.9 of the Illinois Vehicle Code, on private streets and pedestrian paths constructed within the Subject Property. Pursuant to the Illinois Vehicle Code, subsequent and specific authorization from the City Council shall be required for the operation of golf carts upon any road or rights-of-way under the City's jurisdiction. The operation of golf carts or similar non-highway vehicles within the City shall be subject to such generally applicable licensure or regulation as the City Council may from time-to-time require.
- e. Right-of-Way Triangles. All intersections with Eola Road, Route 30, Wolf's Crossing Road, and 111th Street shall provide a twenty-five foot (25') minimum right-of-way triangle.

6. Water System.

a. Offsite Improvements. The City, through its consultants, has modeled the water system and determined that, based upon the proposed residential and

commercial uses, the completion of Improvements 17 and 7a ("Offsite Water Improvements") are necessary to provide sufficient capacity and pressure to provide potable water, fire flows, and any necessary landscape irrigation to Parcel 3, Parcel 4, Parcel 5, and Parcel 6. The developer of each Project shall be responsible for connection to the City's existing water system and for the installation of water main through their Project, stubbed to the adjacent Project per the direction of the City. The cost of Offsite Water Improvements are estimated in Exhibit "N" and Exhibit "O". Each Developer of Parcels 3-6 shall pay a prorated fee per acre into a deferred revenue account established by the City for construction of the Offsite Water Improvements. Prior to the development of Parcels 3-6, the Developer of whichever Parcel develops first shall prepare Final Engineering Plans for the Offsite Water Improvements, shall work with the City and its consultants to model a phasing plan for the Offsite Water Improvements, and shall prepare an updated cost estimate for the Offsite Water Improvements. This updated cost estimate shall be the basis of the prorated fee per acre for development of Parcels 3-6. The responsibility for construction of the Offsite Water Improvements shall be allocated to the Developer of a Parcel or Parcels at the time the phasing plan is approved by the City.

- b. City Option. The City, at its option, may install any part of the Offsite Water Improvements. In such a case, the City may memorialize the cost of such improvements. The cost of the improvements shall be adjusted in accordance with the Construction Cost Index ("Index") published by the Engineering News-Record for five (5) years following their construction. The cost of such improvements and such adjustments made as a result of the Index shall constitute and be recorded as a debt owed the City against the Parcel to which that part of the Offsite Water Improvements are allocated in the phasing plan. Amounts recorded against each Parcel shall become immediately payable upon the development of said Parcel. The City may require payment of the amounts owed for each Parcel under this paragraph as a precondition to development of said Parcel.
 - i. Improvement 17. "Improvement 17" is identified on the map attached hereto as Exhibit "N". Improvement 17 is an approximately 1,000 linear foot extension of sixteen-inch (16") watermain from the existing standpipe at Keating Drive and Normantown Road to the City's existing twelve-inch (12") watermain located at the intersection of Keating Drive and Middlebury Drive.
 - ii. Improvement 7a. "Improvement 7a" is identified on the map attached hereto as Exhibit "O". Improvement 7a is an approximately 2,000 linear foot extension of twelve-inch (12") watermain from Shenandoah Drive north to the existing twelve-inch (12") watermain located in Carls Drive.

- Right-of-way or easement acquisition will be required to complete this project. The City shall approve a recapture agreement to memorialize the proportionate cost allocated to the Improvement 7a beneficiaries and the recapture agreement shall be recorded against said parcels.
- c. Onsite Improvements. The Developer of each Parcel shall be responsible for connection to the City's existing water system and for the installation of water main through their Parcel, stubbed to the adjacent Parcel per the direction of the City. The anticipated routing and sizing of watermain necessary to service the contemplated development of the Subject Property is depicted on Exhibit "P". The function of the on-site watermain improvements is dependent on a looped system with a new sixteen inch (16") watermain (the "Watermain Extension") that shall connect to the existing twelve inch (12") watermain in Eola Road (Point A) and be extended south within the Eola Road right-of-way to Road G (Point B) (Points A through G are depicted on the map attached as Exhibit "P"). From Point B at the intersection of Eola Road and Road G, the new sixteen-inch (16") watermain shall be extended southwest within the Eola Road right-of-way to Route 30 (Point C). From Point C at the intersection of Route 30 and Eola Road, the new sixteen inch (16") watermain shall be extended southeast in the Route 30 right-of-way (or within an easement running parallel to the Route 30 right-of-way if IDOT does not permit the installation of the watermain within the Route 30 right-of-way) to a terminus at Point G. The Watermain Extension shall be constructed as follows:
 - Point A to Point B. The developer of Parcel 1 shall construct the Watermain Extension from Point A to Point B as part of the development of Parcel 1.
 - ii. Point B to Point C. The developer of Parcel 3 or the developer of Parcel 4, whichever develops first, shall construct the Watermain Extension from Point B to Point C as part of the development of Parcel 3 or Parcel 4.
 - iii. Point C to Point E. The developer of Parcel 4 shall construct the Watermain Extension from Point C to Point E as part of the development of Parcel 4.
 - iv. Point E to Point F. The developer of Parcel 5 shall construct the Watermain Extension from Point E to Point F as part of the development of Parcel 5.
 - v. Point F to Point G. The developer of Parcel 6 shall construct the Watermain Extension from Point F to Point G as part of the development of Parcel 6.
 - vi. Developer Option. The developer of any Project, at their election or as

may be required by the City to avoid dead end mains, may install any future Watermain Extension described as a Developer Improvement in this Restated Agreement with the consent of the City, in which case, said developer shall have the right to allocate the cost of the Watermain Extension proportionately across the various parcels otherwise obligated to construct a portion the Watermain Extension per paragraphs i-v above. The City shall approve a recapture agreement to memorialize the proportionate cost allocated to each development parcel and the recapture agreement shall be recorded against said parcels.

7. Sanitary Sewer Improvements.

- a. City Service. The City operates and maintains limited sanitary sewer infrastructure consisting of sanitary sewer lines less than 15 inches in diameter. The City represents that it has sufficient capacity in its sanitary sewer system to provide service to the anticipated development of the Subject Property. Upon completion of construction of sanitary sewer to the reasonable satisfaction of the City engineer the sanitary sewer lines less 15 inches shall be conveyed to the City and the City shall accept responsibility for the ownership, operation, maintenance, repair and replacement of said sanitary sewers.
- b. Fox Metro Service. Sanitary sewer lines 15 inches and larger and all sanitary treatment capacity is provided through Fox Metro Water Reclamation District. Developer shall enter into an agreement with Fox Metro with respect to the provision of sanitary service to the Subject Property.
- c. Lift Station. The Parties acknowledge and agree that there is not presently sufficient infrastructure to provide sanitary service for the anticipated development of portions of the Subject Property. A lift station improvement will be required to service Parcels 2 thru 6 of the Subject Property. Fox Metro will own and operate the lift station.
- d. Temporary Service. In the event that above referenced lift station improvement necessary to provide sanitary sewer service to Parcel 2 is not completed prior to the completion of model homes in Parcel 2, the City Engineer shall sign off on building permits for model homes, a sales center, and residential homes, and the City shall issue temporary occupancy permits for model homes and a sales center on the condition that the Developer of Parcel 2 has developed and implemented a reasonable solution to handle temporary wastewater service. The reasonableness of the solution for temporary wastewater service may be influenced by the anticipated timing of the completion of the lift station improvement. If the completion of the lift station improvements is not imminent, a temporary holding tank or other septic type solution may be required as an interim improvement. The City shall not be required to issue temporary occupancy

for any structures other than the model homes and the sales center for Parcel 2 prior to the completion of the lift station improvements and provision of sanitary service to the structure for which occupancy is desired. The temporary holding tank or other septic type solutions shall meet all applicable requirements of the IEPA and Fox Metro.

8. Stormwater Improvements.

- a. Development of the Subject Property shall not occur until a duly authorized representative (or representatives of the City) determines that the stormwater discharge plans, and other related plans, are adequate and conform to the requirements of the Kane County Stormwater Ordinance as revised by City Code. It is expressly understood that such determination is a pre-condition to the approval of the final plat and final plan of any individual Project.
- b. Wetland and/or floodplain mitigation shall be subject to review and approval by an appropriate outside agency within responsible jurisdiction.
- c. A master plan for stormwater management within the Subject Property shall be approved by the City prior to the approval of a final plat and final plan of any project within the Subject Property. The ultimate design and limits of the stormwater facilities necessary to serve the development of the Parcel shall be generally consistent with the master plan and shall be completed as part of the final engineering of said Parcel. The master plan for stormwater management shall establish the limits of flood hazard areas and the limits of stormwater facilities needed for each Parcel in the Subject Property.
- d. A subsurface drainage investigation report shall be submitted to the City's Engineering Division for review, as per the requirements of the Stormwater Ordinance. Any and all field tiles on the Subject Property must be protected during construction and shall be re-routed so as to not run under any building. Any filling operations must be done in such a manner so as not to raise the emergency overland flow elevations on adjacent properties. Any field tile disturbed by the proposed development shall be replaced and incorporated into the proposed stormwater system, or abandoned, according to the requirements of the Stormwater Ordinance.
- e. All improvements, buildings and structures shall be required to follow the Kane County Stormwater Ordinance requirements as adopted by the City.
- 9. A five-foot (5') concrete sidewalk or eight-foot (8') asphalt path is required to be installed by the Developer along all internal streets. Said sidewalk or path may be located one foot inside the right of way line. The determination of materials and location shall be determined at the time of Final Plan.
- 10. The installation of street trees and landscaping shall be a condition of the issuance of a Certificate of Occupancy and shall not be included in the security required under the Subdivision Control Ordinance.

IV. GENERAL PROVISIONS

A. PLAN DESCRIPTION DOCUMENT

- 1. All current codes and ordinances of the City in effect at the time of the development shall govern except where expressly stated within this Plan Description document to the contrary.
- Amendments to this Plan Description document shall be subject to the process set forth in the Code of Ordinances, City of Aurora. Public notice shall be provided in accordance with said section and, to all current owners of property subject to this Plan Description.
- 3. This Plan Description document shall be mutually binding upon the heirs, executors, administrators, successors and assigns of present or future owners who use the property for the same permitted use.
- 4. If any section, subsection or paragraph of this Plan Description document shall be held invalid, the invalidity of such section, subsection or paragraph shall not affect any of the other provisions of this Plan Description document.
- 5. Any provisions contained within this Plan Description document that are in conflict shall be enforced in accordance with the more restrictive provision. Unless defined herein, any capitized term set forth in this Plan Description shall have the meaning set forth in the Restated Annexation Agreement.

V. LIST OF ATTACHMENTS

EXHIBIT "A" – INTENTIONALLY OMITTED

EXHIBIT "B" - LEGAL DESCRIPTION OF THE SUBJECT PROPERTY

EXHIBIT "C" - SPECIAL SIGN DISTRICT REGULATIONS

EXHIBIT "D" - GENERAL LAND USE PLAN

EXHIBIT "E" - PLAT OF EASEMENT AND PLAT OF DEDICATION FOR EOLA ROAD

EXHIBIT "F" - INTENTIONALLY OMITTED

EXHIBIT "G" - INTENTIONALLY OMITTED

EXHIBIT "H1" - PH1 EOLA ROAD IMPROVEMENT

FXHIBIT "H2" - PH2 EOLA ROAD IMPROVEMENT

EXHIBIT "H3" - PH3 EOLA ROAD IMPROVEMENT

EXHIBIT "I" - PRELIMINARY BRIDGE DESIGN

EXHIBIT "J" - RT30 ROAD IMPROVEMENT

EXHIBIT "K" - TYPICAL INTERNAL PUBLIC STREET CROSS SECTION

EXHIBIT "L" - TYPICAL PRIVATE STREET CROSS SECTION

EXHIBIT "M" - TYPICAL COLLECTOR STREET CROSS SECTION

EXHIBIT "N" - MAP AND COST ESTIMATES OF IMPROVEMENT 17

EXHIBIT "O" - MAP AND COST ESTIMATES OF IMPROVEMENT 7A

EXHIBIT "P" - WATERMAIN EXTENSION MAP

EXHIBIT "A INTENTIONALLY OMITTED

Exhibit "B" LEGAL DESCRIPTION OF SUBJECT PROPERTY

EXHIBIT B LEGAL DESCRIPTION OF SUBJECT PROPERTY AURORA, ILLINOIS

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 7, NORTHWEST QUARTER OF SECTION 17, AND SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, CITY OF AURORA, COUNTY OF WILL, STATE OF ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 17; THENCE NORTH 88 DEGREES 38 MINUTES 25 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1337.55 FEET TO A LINE BEING 1040.73 FEET WEST OF AND PARALLEL WITH THE WEST LINE OF LAND CONVEYED TO COMMONWEALTH EDISON COMPANY BY WARRANTY DEED RECORDED MAY 24, 1926, AS DOCUMENT 394069; THENCE SOUTH 01 DEGREES 29 MINUTES 20 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 300.00 FEET TO A LINE BEING 300.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 88 DEGREES 38 MINUTES 25 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 1040.73 FEET TO THE WEST LINE OF SAID LAND CONVEYED TO COMMONWEALTH EDISON COMPANY; THENCE SOUTH 01 DEGREES 29 MINUTES 20 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 2347.26 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE SOUTH 88 DEGREES 37 MINUTES 27 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 2390.36 FEET TO THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE SOUTH 01 DEGREES 20 MINUTES 40 SECONDS EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18, A DISTANCE OF 2643.96 FEET TO THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 1386.14 FEET TO A RIGHT-OF-WAY TAKE PER LIS PENDENS CASE NO. 04 ED 04 RECORDED APRIL 13, 2012 AS DOCUMENT R2012040613 AND AS DESCRIBED IN DOCUMENT R2004031419; THENCE ALONG SAID RIGHT-OF-WAY TAKE FOR THE NEXT SEVEN (7) COURSES; (1) THENCE NORTH 01 DEGREES 16 MINUTES 44 SECONDS WEST, A DISTANCE OF 50.00 FEET; (2) THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, A DISTANCE OF 50.00 FEET; (3) THENCE NORTH 85 DEGREES 34 MINUTES 06 SECONDS WEST, A DISTANCE OF 100.50 FEET; (4) THENCE SOUTH 88 DEGREES 43 MINUTES 16 SECONDS WEST, A DISTANCE OF 150.00 FEET; (5) THENCE NORTH 74 DEGREES 32 MINUTES 45 SECONDS WEST, A DISTANCE OF 76.88 FEET; (6) THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 775.00 FEET; (7) THENCE SOUTH 62 DEGREES 28 MINUTES 39 SECONDS WEST, A DISTANCE OF 30.00 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 PER DEDICATION OF RIGHT-OF-WAY RECORDED JUNE 14, 1923, AS DOCUMENTS 355964 AND 355965, AND PER PLAT OF DEDICATION RECORDED AS DOCUMENT NUMBER R2020116928; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE FOR THE NEXT FOUR (4) COURSES; (1)THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 2525.00 FEET: (2) THENCE NORTH 62 DEGREES 30 MINUTES 10 SECONDS EAST. A DISTANCE OF 30.00 FEET; (3) THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 480.96 FEET; (4) THENCE NORTH 17 DEGREES 28 MINUTES 25 SECONDS EAST, A DISTANCE OF 28.65 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF EOLA ROAD PER PLAT OF DEDICATION RECORDED AS DOCUMENT NUMBER R2020116928; THENCE ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE FOR THE NEXT THREE (3) COURSES; (1) THENCE NORTH 62 DEGREES 28 MINUTES 58 SECONDS EAST, A DISTANCE OF 246.99 FEET TO A POINT OF CURVATURE; (2) THENCE NORTHEASTERLY, ALONG A CURVE, CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 1090.00 FEET, AN ARC DISTANCE OF 1214.19 FEET, A CHORD BEARING NORTH 30 DEGREES 34 MINUTES 15 SECONDS EAST, AND A CHORD DISTANCE OF 1152.38 FEET TO A POINT OF TANGENCY; (3) THENCE NORTH 01 DEGREES 20 MINUTES 27 SECONDS WEST, A DISTANCE OF 278.34 FEET; THENCE SOUTH 88 DEGREES 39 MINUTES 33 SECONDS WEST, A DISTANCE OF 100.00 FEET TO A POINT ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID EOLA ROAD, WHICH IS 100.00 FEET NORTHWEST OF AND PARALLEL WITH SAID SOUTHEASTERLY RIGHT-OF-WAY LINE; THENCE ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE FOR THE NEXT THREE (3) COURSES; (1) THENCE SOUTH 01 DEGREES 20 MINUTES 27 SECONDS EAST, A DISTANCE OF 278.34 FEET TO A POINT OF CURVATURE; (2) THENCE SOUTHWESTERLY, ALONG A CURVE,

EXHIBIT B LEGAL DESCRIPTION OF SUBJECT PROPERTY AURORA, ILLINOIS

CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 990.00 FEET, AN ARC DISTANCE OF 1102.79 FEET, A CHORD BEARING SOUTH 30 DEGREES 34 MINUTES 15 SECONDS WEST, AND A CHORD DISTANCE OF 1046.66 FEET TO A POINT OF TANGENCY; (3) THENCE SOUTH 62 DEGREES 28 MINUTES 58 SECONDS WEST, A DISTANCE OF 247.16 FEET TO SAID EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE FOR THE NEXT FIVE (5) COURSES; (1) THENCE NORTH 72 DEGREES 34 MINUTES 32 SECONDS WEST, A DISTANCE OF 28.37 FEET; (2) THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 761.46 FEET; (3) THENCE SOUTH 62 DEGREES 30 MINUTES 10 SECONDS WEST, A DISTANCE OF 30.00 FEET; (4) THENCE NORTH 27 DEGREES 31 MINUTES 00 SECONDS WEST, A DISTANCE OF 278.79 FEET TO A POINT OF CURVATURE; (5) THENCE NORTHWESTERLY, ALONG A CURVE, CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 14353.60 FEET, AN ARC DISTANCE OF 447.57 FEET, A CHORD BEARING NORTH 28 DEGREES 24 MINUTES 36 SECONDS WEST, AND A CHORD DISTANCE OF 447.55 FEET TO THE NORTH LINE OF THE SOUTH 100 ACRES OF THE NORTHWEST QUARTER OF SAID SECTION 18; THENCE NORTH 88 DEGREES 43 MINUTES 16 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 1534.23 FEET TO THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 18; THENCE NORTH 01 DEGREES 21 MINUTES 01 SECONDS WEST, ALONG SAID WEST LINE, A DISTANCE OF 395.49 FEET TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 493.35 FEET; THENCE NORTH 01 DEGREES 26 MINUTES 12 SECONDS WEST, A DISTANCE OF 450.03 FEET TO A LINE BEING 450.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 7; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 83.49 FEET TO A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 01 DEGREES 14 MINUTES 29 SECONDS WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 679.11 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF WOLF'S CROSSING ROAD PER PLAT OF DEDICATION RECORDED JULY 13, 2004 AS DOCUMENT R2004127818; THENCE NORTH 73 DEGREES 27 MINUTES 39 SECONDS EAST, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 1328.54 FEET TO A LINE BEING 791.22 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SOUTHEAST QUARTER: THENCE SOUTH 01 DEGREES 18 MINUTES 50 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 1489.01 FEET TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 89 DEGREES 10 MINUTES 37 SECONDS EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 791.25 FEET TO THE POINT OF BEGINNING.

CONTAINING 23,048,697 SQUARE FEET (529.125 ACRES), MORE OR LESS.

*THE ABOVE LEGAL DESCRIPTION IS INCLUSIVE OF AREAS INTENDED FOR FUTURE RIGHT-OF-WAY DEDICATION.

PINS:

01-07-400-025	01-18-200-001
01-07-400-026	01-18-200-002
01-17-100-021	01-18-200-003
01-17-100-023	01-18-400-005
01-18-100-010	01-18-400-006
01-18-100-011	

Exhibit "C" SPECIAL SIGN DISTRICT REGULATIONS

In addition to any signs permitted by City ordinance, pursuant to Chapter 41, Section 41-14 of the City Code, the City hereby establishes a special sign district for the Subject Property and adopts the special sign district regulations and specifications in this Exhibit "C" to Plan Description. The regulations in this Exhibit "C" shall supplement the regulations in the City sign ordinance. In the case of a conflict between the regulations in the City sign ordinance and this Exhibit "C", the Special Sign District shall apply.

A. Signs Permitted

Parcels 1, 2, 4, and 5

- 1. Temporary Signage
 - a. Developer shall submit for approval, at the time of building permits, a proposed sign package identifying size, type and location of temporary directional signs within the subject property, with the exception that the Homewoners Association will review and approve all temporary signage located on the private roads for Parcel 2. All temporary development signs shall be removed from the property prior to the issuance of the last occupancy permit.
 - b. Development Identification
 - (1) Area: 300 sq. ft. each side, each sign
 - (2) Height: 20 feet max
 - (3) Quantity: 5 on the subject property
 - (4) Setback: Minimum setback shall equal the height of the signage.
 - (5) Construction: Wood may be illuminated, no flashing lights or strobes.
 - (6) Location: Pursuant to the Location Map for the Temporary Development Identification Signage
 - c. Sales Center Signs, Unique Selling Position Signs, Model Identification Signs, Flagpoles, Amenity Center Billboard, and Parking Signs
 - (1) Area, Height, Quantity and Location: Pursuant to the attached Temporary Sign Regulations for Parcel 1
 - (2) Setback: Minimum setback shall equal the height of the signage
 - (3) Signage Construction: Wood may be illuminated, no flashing lights or strobes.
 - d. Existing Billboard (V-shaped)
 - (1) Area: 288 sq. ft.
 - (2) Height: 20 feet
 - (3) Quantity: 1 sign on subject property
 - (4) Setback: as exists
 - (5) Construction: Wood may be illuminated, no flashing lights or strobes.
 - (6) Location: along Route 30
- 2. Permanent Residential Development Identification and Directional / Wayfinding Signs

- a. Developer shall submit for approval, at the time of final plat and plan, a proposed sign package identifying size, type and location of permanent directional signs and any permanent residential development identification within the subject property.
- b. Primary Community Entry
 - (1) Area: 60 sq. ft. each
 - (2) Height: 10 feet maximum, with the exception that a decorative architectural feature may be up to 20 feet in height but shall not include any signage.
 - (3) Quantity: 4 on the Subject Property
 - (4) Setback: minimum setback shall equal the height of the signage, not including the decorative architectural features.
 - (5) Construction: Monument style, with any combination of wood, masonry, concrete and landscaping with illumination
 - (6) Location: Pursuant to Lincoln Prairie Master Sign Plan
- c. Secondary Community Entry
 - (1) Area: 40 sq. ft. each
 - (2) Height: 8 feet maximum
 - (3) Quantity: 4 on the Subject Property
 - (4) Setback: Minimum setback shall equal the height of the signage, not including decorative architectural features.
 - (5) Construction: Monument style, with any combination of wood, masonry, concrete and landscaping with illumination
 - (6) Location: Pursuant to Lincoln Prairie Master Sign Plan
- d. Neighborhood Signs
 - (1) Area: 25 sq. ft. each
 - (2) Height: 6 feet maximum
 - (3) Quantity: 9 on the Subject Property
 - (4) Setback: Minimum setback shall equal the height of the signage, not including decorative architectural features.
 - (5) Construction: Monument style, with any combination of wood, masonry, concrete and landscaping with illumination
 - (6) Location: Pursuant to Lincoln Prairie Master Sign Plan
- e. Facility Entry
 - (1) Area: 35 sq. ft. each
 - (2) Height: 7 feet maximum
 - (3) Quantity: 3 on the Subject Property
 - (4) Setback: Minimum setback shall equal the height of the signage, not including decorative architectural features.
 - (5) Construction: Monument style, with any combination of wood, masonry, concrete and landscaping with illumination
 - (6) Location: Pursuant to Lincoln Prairie Master Sign Plan
- f. Directional / Wayfinding Signage
 - (1) Area:14 sq. ft. each
 - (2) Height: 6 ½ feet maximum

- (3) Quantity: 4 on the Subject Property
- (4) Setback: Minimum setback shall equal the height of the signage.
- (5) Construction: Any combination of wood, masonry, concrete and landscaping with illumination
- (6) Located: Pursuant to Lincoln Prairie Master Sign Plan

Parcels 3 and 6

- 1. Temporary Signage
 - a. Developer shall submit for approval, at the time of building permits, a proposed sign package identifying size, type and location of temporary directional signs within the subject property. All temporary development signs shall be removed from the property prior to the issuance of the last occupancy permit.
- 2. Permanent Non-Residential Development Identification
 - a. Developer shall submit for approval, at the time of final plat and plan, a proposed sign package identifying size, type and location permanent non-residential development identification within the Subject Property.
 - b. Overall Shopping Center Signage:
 - (1) Area 150 sq. ft. each side, each sign; sign must contain the overall shopping center name within the allowed signage area. Such Sign may allow a electronic readerboard but no more than 30% of the sign face
 - (2) Height 30 ft. maximum
 - (3) Quantity 2 on Parcel 3 and 1 on Parcel 6
 - (4) Setback Minimum setback shall equal the height of the signage.
 - (5) Locations One along US Route 30 and one along Eola Road on Parcel 3; One along US Route 30, north of 111th Street on Parcel 6
 - (6) Construction: Monument style, with consistent architectural elements on all signs, with any combination of wood, masonry, concrete, panels, prefabricated aluminum, and landscaping with illumination; signage itself may be with any combination of backlit pin letters or paneling
 - c. Small Shopping Center Signage:
 - (1) Area 100 sq. ft. each side, each sign; sign must contain the overall shopping center name within the allowed signage area. Such Sign may allow a electronic readerboard but no more than 30% of the sign face
 - (2) Height 20 ft. maximum
 - (3) Quantity 1 on Parcel 3 and 1 on Parcel 6
 - (4) Setback Minimum setback shall equal the height of the signage.
 - (5) Locations One along Eola Road on Parcel 3; One along 111th Street on Parcel 6
 - (6) Construction: Monument style, with consistent architectural elements on all signs, with any combination of wood, masonry, concrete, panels, prefabricated aluminum, and landscaping with illumination; signage itself may be with any combination of backlit pin letters or paneling

- d. Remaining outlot signage
 - (1) Area 50 sq. ft. each sign, each side. Such sign may allow an electronic readerboard but no more than 30% of the sign face.
 - (2) Height 8 ft. max.
 - (3) Number 1 per remaining outlot
 - (4) Setback: Minimum setback shall equal the height of the signage.
- B. Construction: Monument style, with consistent architectural elements on all signs, with any combination of wood, masonry, concrete, panels, prefabricated aluminum, and landscaping with illumination; signage itself may be with any combination of backlit pin letters or paneling General Regulations
 - 1. In addition to the exterior lighting permitted on signs as indicated above, exterior lighting shall be permitted on sales centers, model homes, the American flag, arbors at the subdivision entry, and model home parking lots.
 - 2. Signs may be directly or indirectly illuminated; provided, however, "For Sale" signs shall not be illuminated between the hours of 10:00 p.m. and 5:00 a.m.
 - 3. Landscaping: shrubs and other landscaping materials should be planted at the base of each sign.

Lincoln Prairie - Aurora

Signage Package

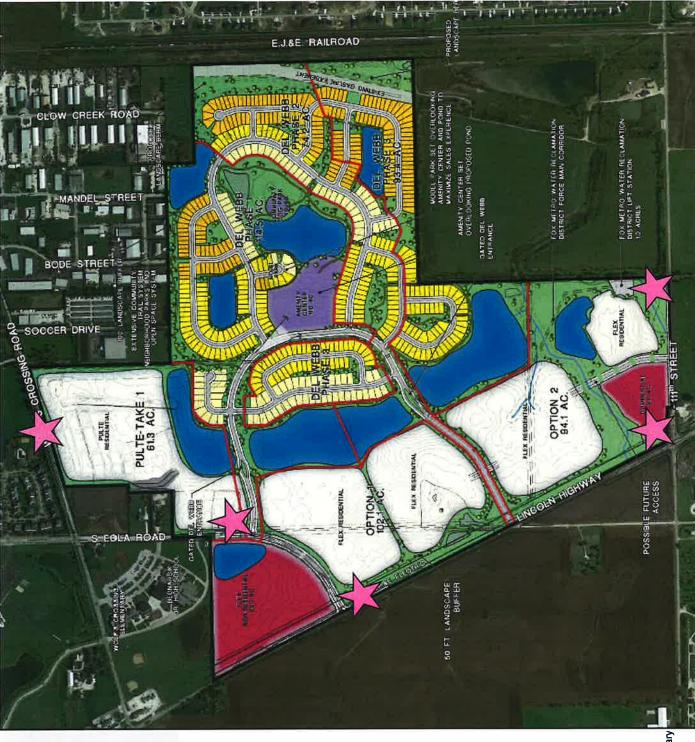
Location Map for Lincoln Prairie the Temporary Development Identification Signage



proposed community billboard, Indicates 15' X 20'

Height: 20' Tall Maximum

residential shall be at least 1,500 feet apart billboards along from each other All community



Confidential and Proprietary

Lincoln Prairie Location Map for Unique Selling Position Signs



Indicates proposed unique selling position/directional signs,

Maximum Height: 6' Tall

3' w x 4' h (12 sf max)

The signs shall not be installed until such time the abutting property has been final planned and platted.



Confidential and Proprietary

Temporary Sign Regulations for Parcel 1

Welcome Sign

1 per sales center – 3' w x 6' h (18 sf max)

Located in front of the sales center. Sign indicates community name, website, and quick code.

Model Identification Sign

1 per model home – 20" w x 42" h (5.8 sf max) Located in front of each model home. Sign indicates model name.

Flagpoles

2 per sales center - One 25' with the American flag and one 20' with the Pulte flag Located near the welcome sign, at each sales center.

Parking Sign

1 per parking lot – 20" w x 42" h (5.8 sf max) Located in front of the parking lot.



Offsite Billboard to be Refaced for Lincoln Prairie: Rt. 30, North of 111th St.





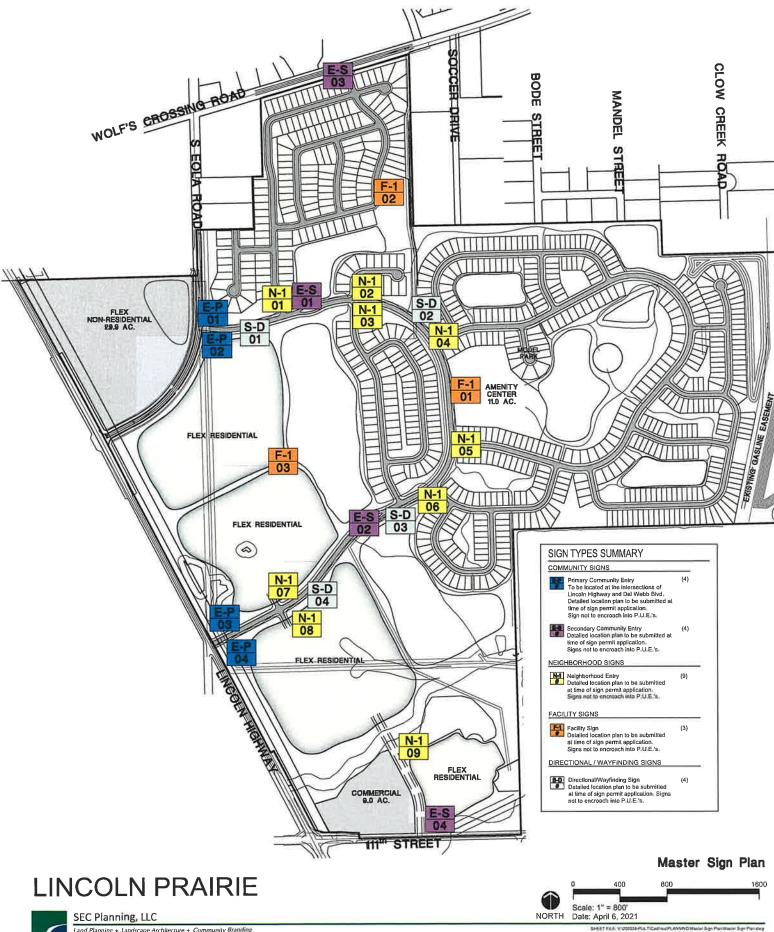
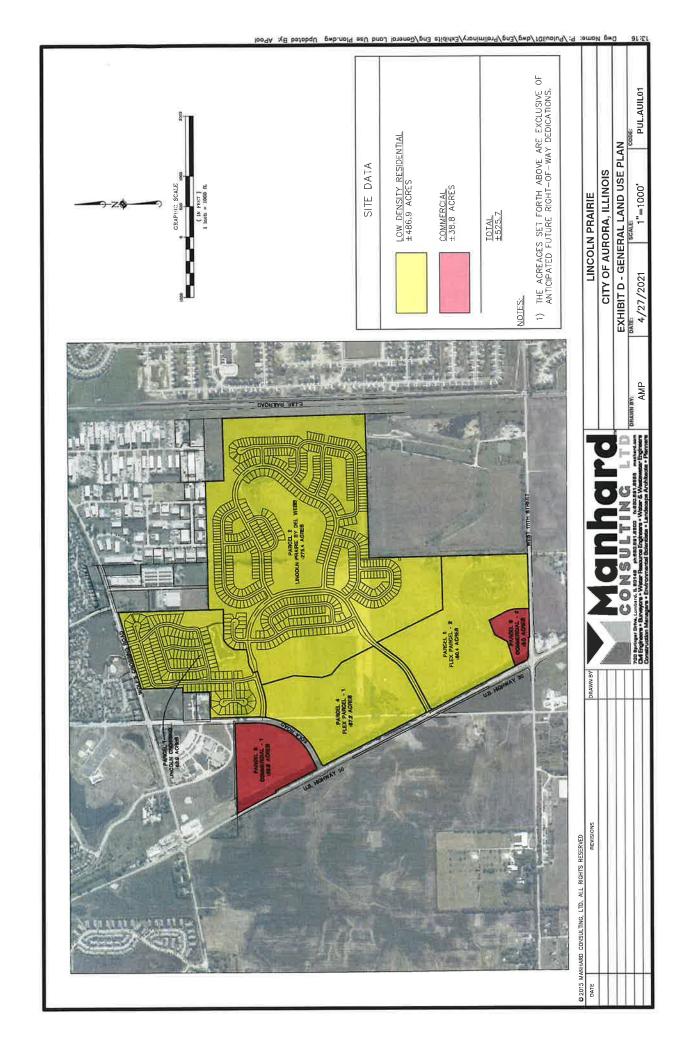


EXHIBIT "D" GENERAL LAND USE PLAN







COMPOSITE LOTTING PLAN LINCOLN PRAIRIE

PulteGroup,Inc.

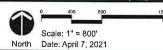


EXHIBIT "E" PLAT OF EASEMENT AND PLAT OF DEDICATION FOR EOLA ROAD

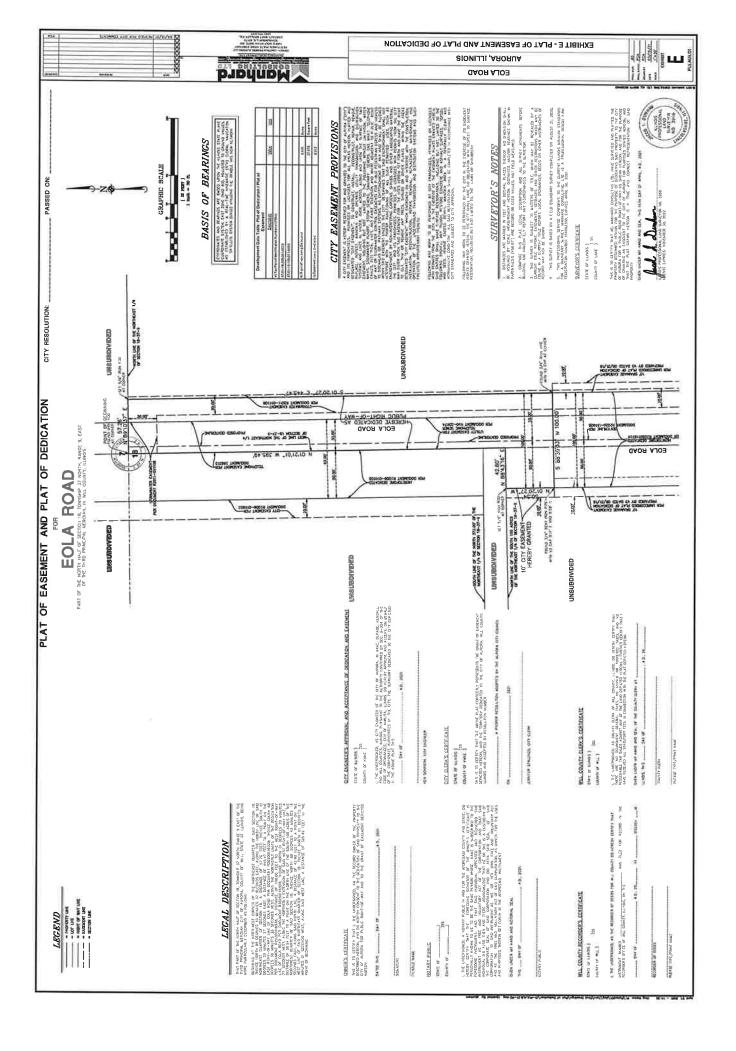


EXHIBIT "F" INTENTIONALLY OMITTED

EXHIBIT "G" INTENTIONALLY OMITTED

EXHIBIT "H1" PH1 EOLA ROAD IMPROVEMENT

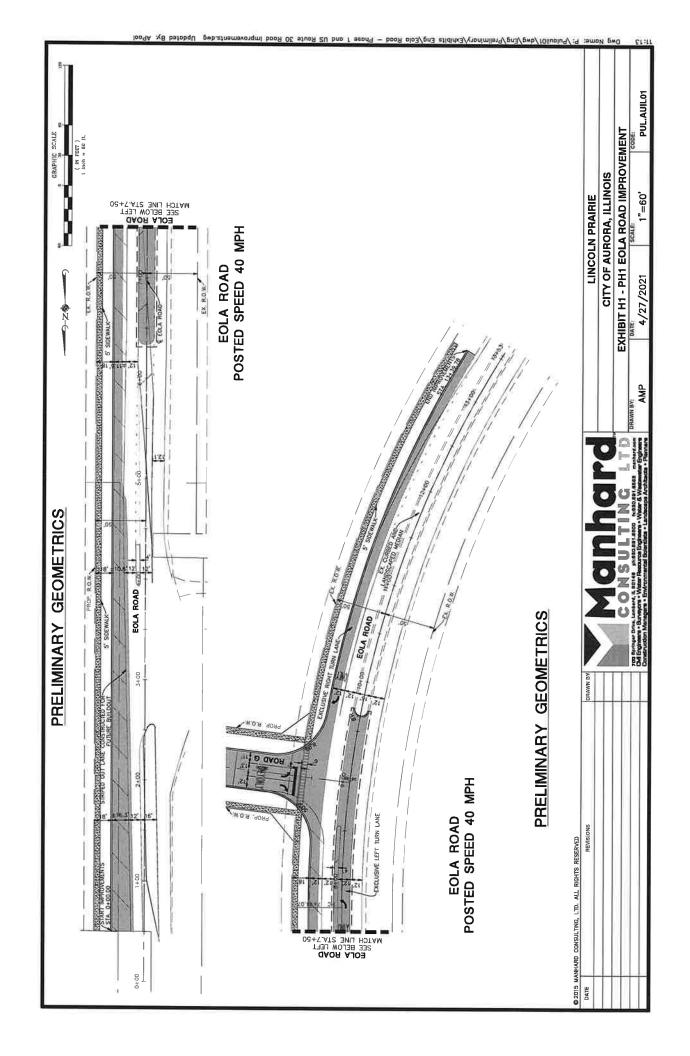
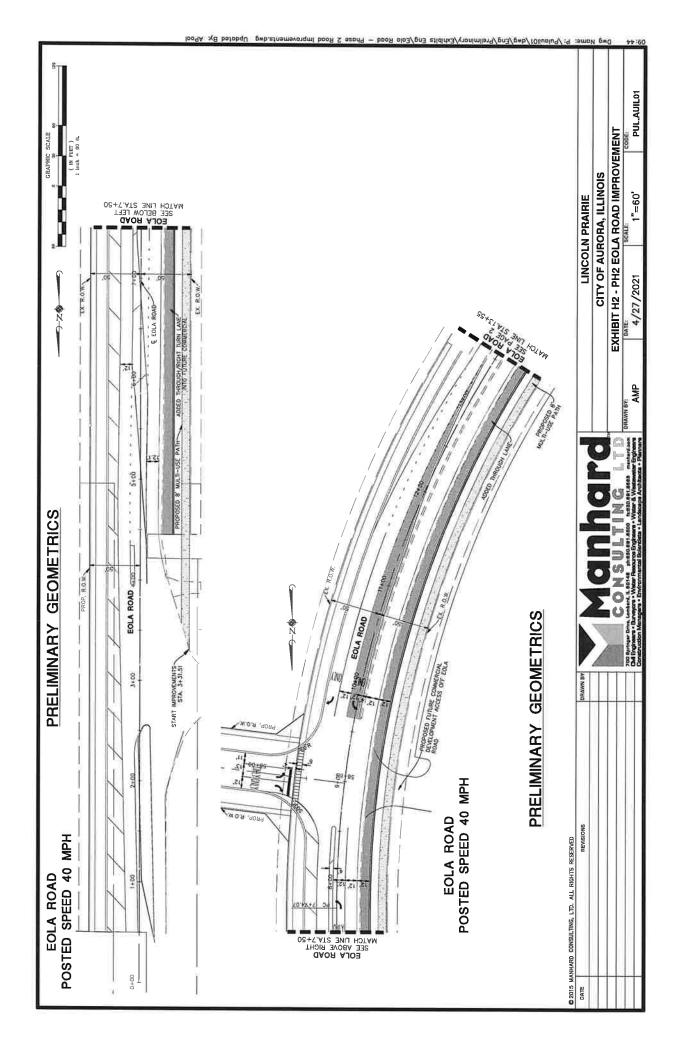


EXHIBIT "H2" PH2 EOLA ROAD IMPROVEMENT



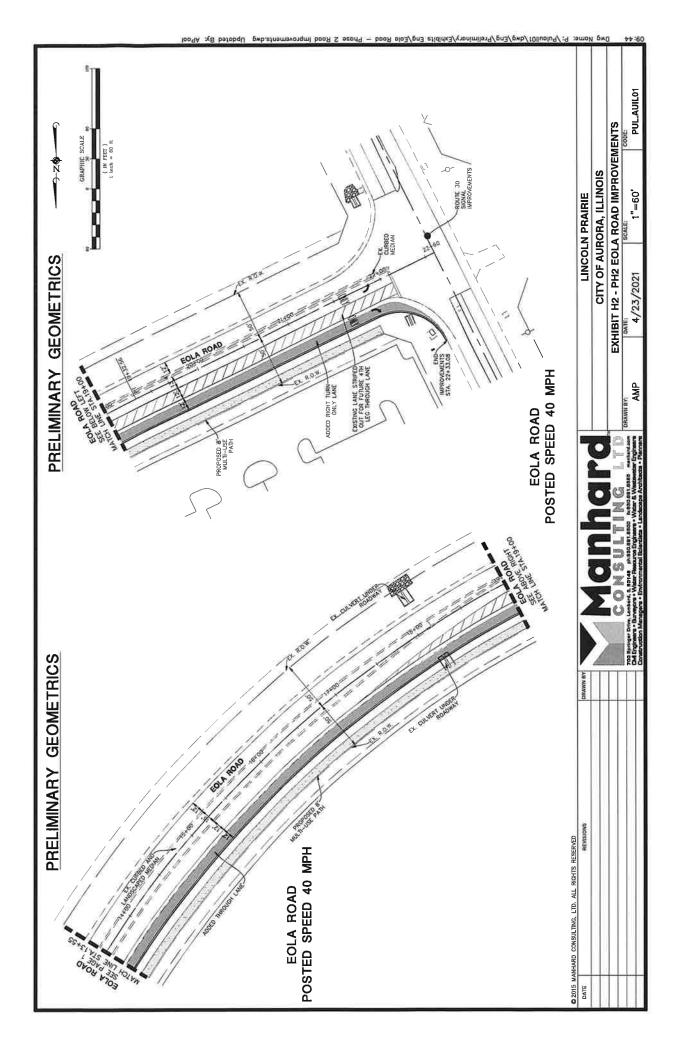


EXHIBIT "H3" PH3 EOLA ROAD IMPROVEMENT

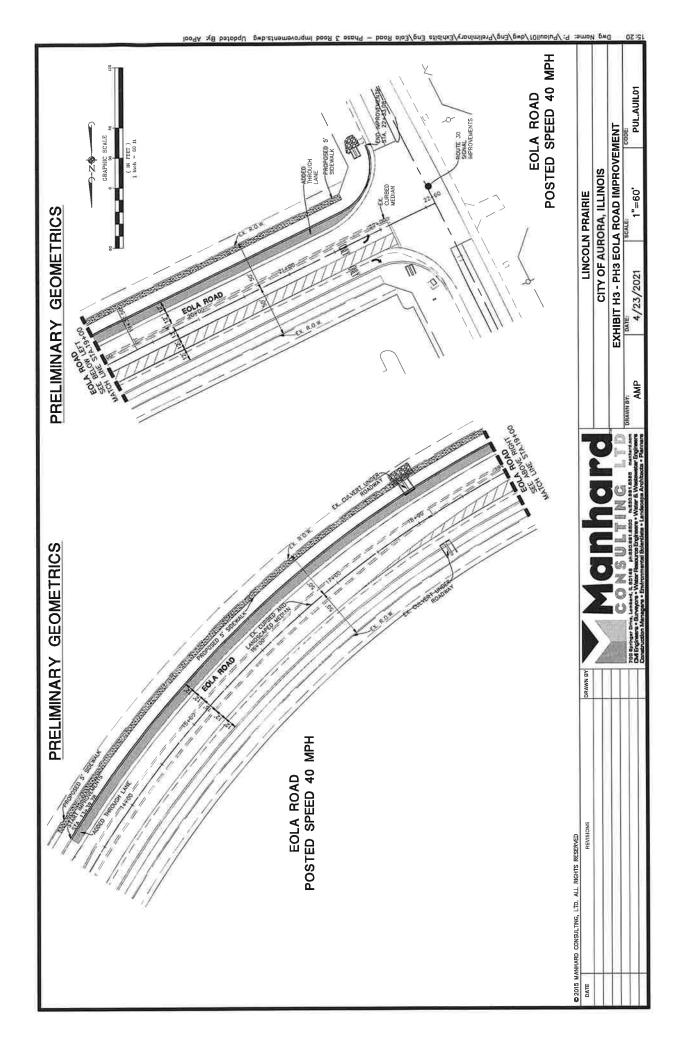


EXHIBIT "I" PRELIMINARY BRIDGE DESIGN



Date: April 1, 2021

CONCEPTUAL ENTRY

LINCOLN PRAIRIE AURORA, ILLINOIS

EXHIBIT "J" RT30 ROAD IMPROVEMENT

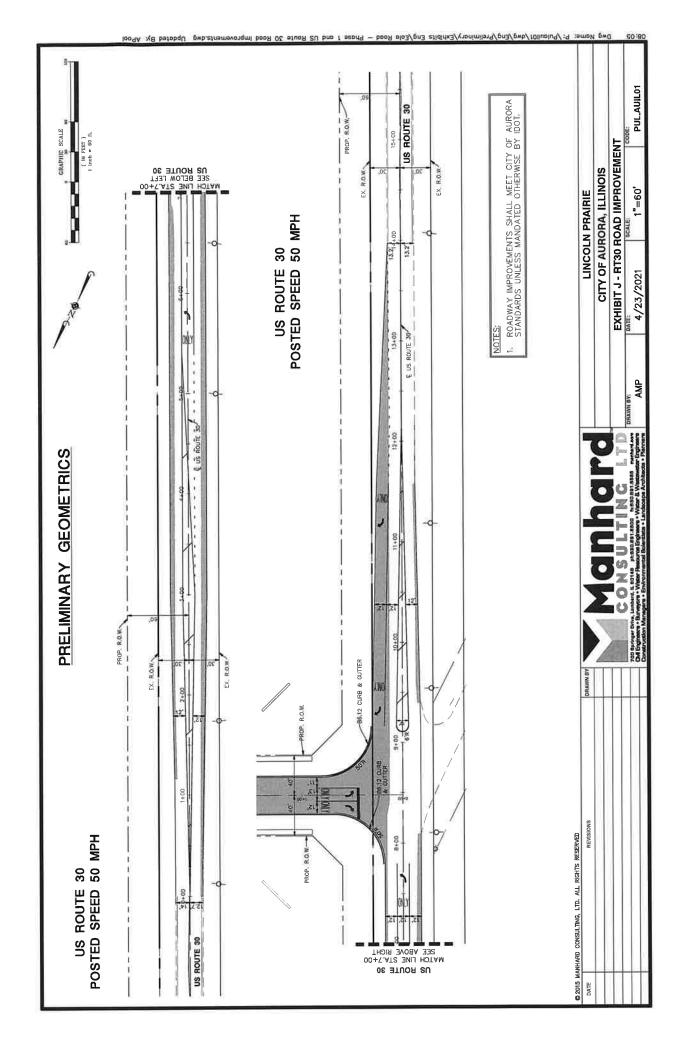
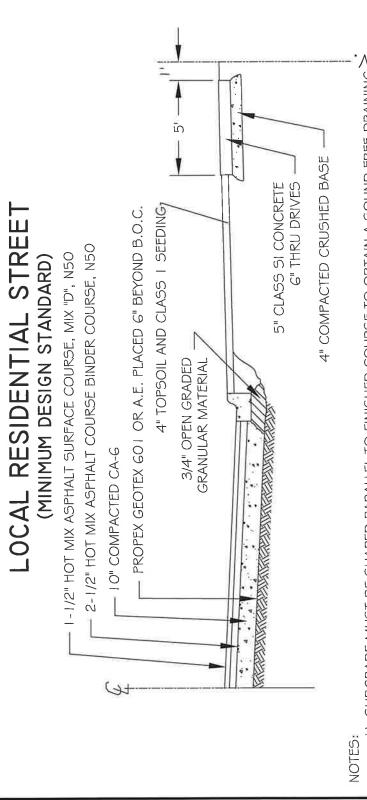


EXHIBIT "K" TYPICAL INTERNAL PUBLIC STREET CROSS SECTION

EXHIBIT K - TYPICAL INTERNAL PUBLIC STREET CROSS SECTION



- К.О. SUBGRADE MUST BE SHAPED PARALLEL TO FINISHED COURSE TO OBTAIN A SOUND FREE-DRAINING SUBGRADE TO THE CURB LINE AND TO THE INLETS OR CATCH BASINS.
 - SELECTED COMPACTED SUBGRADE WITH A MIN. I.B.R. OF 3.0
- CLEAN COMPACTED CLAY FILL TO BE PLACED BEHIND B.O.C. PRIOR TO THE BINDER COURSE 2) SELECTED COMPACTED SUBGRADE WITH A MIN. I.B.R. OF 3.0
 3) SEE EXHIBITS FOR CURB DETAILS
 4) CLEAN COMPACTED CLAY FILL TO BE PLACED BEHIND B.O.C. PRIOR TO THE BINDER COUR
 5) SURFACE AND BINDER SHALL MEET THE LATEST EDITION OF IDOT'S STANDARD FOR ROAD
 - AND BRIDGE CONSTRUCTION.

LOCAL RESIDENTIAL STREET DG SCALE NOT TO SCALE CHECKED, DF EXHIBIT DATE: 1/04 EXHIBIT	SORA O1/2013 DG
--	-----------------

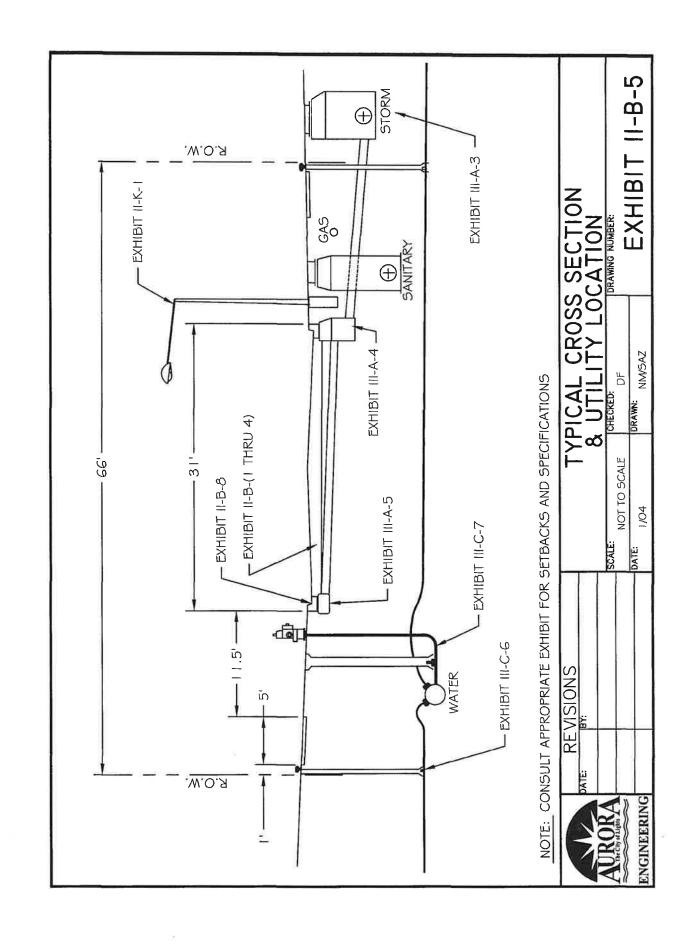


EXHIBIT "L" TYPICAL PRIVATE STREET CROSS SECTION

- TYPICAL PRIVATE STREET CROSS SECTION EXHIBIT

-OCAL RESIDENTIAL STREE (MINIMUM DESIGN STANDARD)

2-1/2" HOT MIX ASPHALT COURSE BINDER COURSE, N50 I-1/2" HOT MIX ASPHALT SURFACE COURSE, MIX "D", N50

10" COMPACTED CA-6

PROPEX GEOTEX 601 OR A.E. PLACED 6" BEYOND B.O.C.

4" TOPSOIL AND CLASS I SEEDING 3/4" OPEN GRADED GRANULAR MATERIAL 5" CLASS SI CONCRETE G" THRU DRIVES

A CANAL MANAGEMENT OF THE PROPERTY OF THE PROP

C/L - B.O.C. 15.5'

4" COMPACTED CRUSHED BASE

SUBGRADE MUST BE SHAPED PARALLEL TO FINISHED COURSE TO OBTAIN A SOUND FREE-DRAINING SAING TO THE CITY THE COURSE TO THE WASHED CATCH BASING. SUBGRADE TO THE CURB LINE AND TO THE INLETS OR CATCH BASINS.

SELECTED COMPACTED SUBGRADE WITH A MIN. I.B.R. OF 3.0

SEE EXHIBITS FOR CURB DETAILS

CLEAN COMPACTED CLAY FILL TO BE PLACED BEHIND B.O.C. PRIOR TO THE BINDER COURSE 0.840

SURFACE AND BINDER SHALL MEET THE LATEST EDITION OF IDOT'S STANDARD FOR ROAD AND BRIDGE CONSTRUCTION.

AL STREET					- 11
LOCAL RESIDENTIAL STREE		CHECKED	DF	DRAWN	NM/SAZ
LOCAL		SCALE	NOT TO SCALE	DATE	1/04
SNDISIA.	,	UG			
DATE:	6.00	01/2013	4 m		5
AURORA AURORA SENGINEERING					

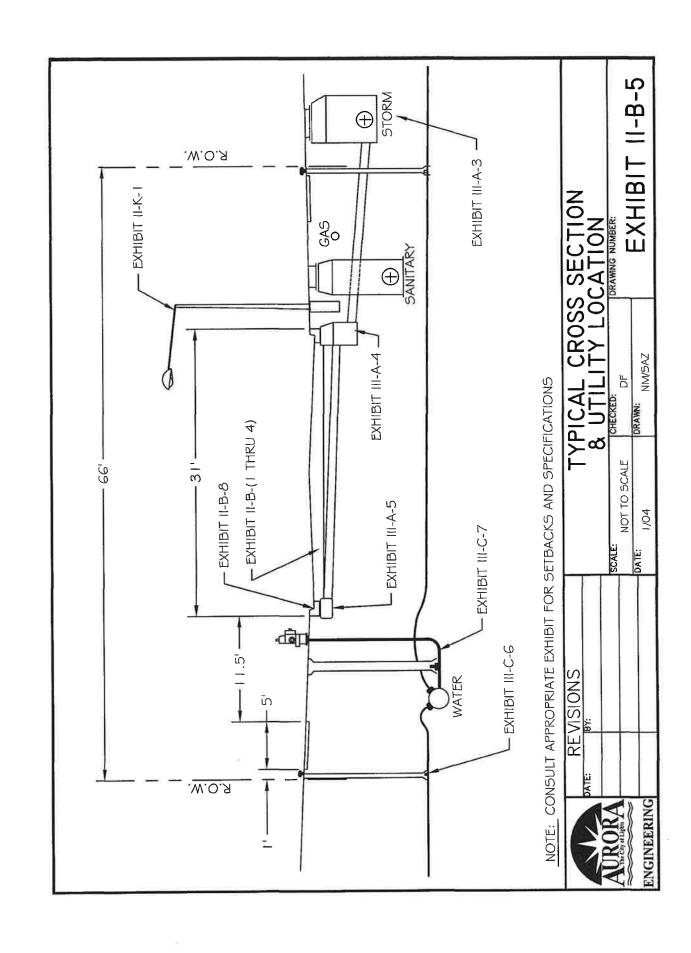
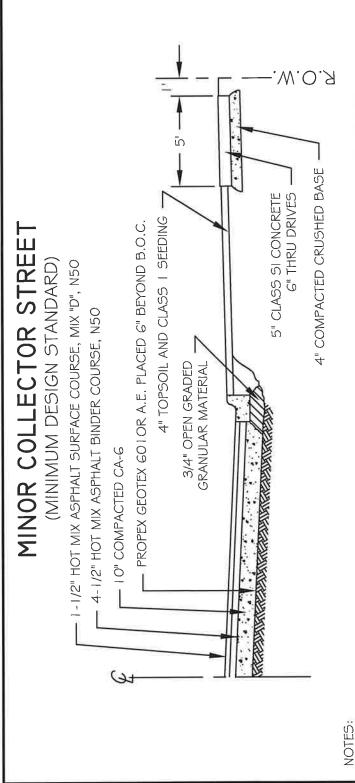


EXHIBIT "M" TYPICAL COLLECTOR STREET CROSS SECTION

EXHIBIT M - TYPICAL COLLECTOR STREET CROSS SECTION



SUBGRADE MUST BE SHAPED PARALLEL TO FINISHED COURSE TO OBTAIN A SOUND FREE-DRAINING SUBGRADE TO THE CURB LINE AND TO THE INLETS OR CATCH BASINS.

SELECTED COMPACTED SUBGRADE WITH A MIN. I.B.R. OF 3.0

SEE EXHIBIT FOR CURB DETAILS

CLEAN COMPACTED CLAY FILL TO BE PLACED BEHIND B.O.C. PRIOR TO THE BINDER COURSE SURFACE AND BINDER SHALL MEET THE LATEST EDITION OF IDOT'S STANDARD 3843

FOR ROAD AND BRIDGE CONSTRUCTION

	MINOR COLLECTOR STREET		DRAWING NUMBER:			
	TINOR COLLECTO		CHECKED:	NOT TO SCALE DF	- NA AGO	1/04 NM/SAZ
			SCALE:	<u>Q</u>	DATE.	1
REVISIONS	BT:	70	2			
	DAIE	00/10	71/2	Lights & M		ERING
			AURC	L In The City of I		ENGINE

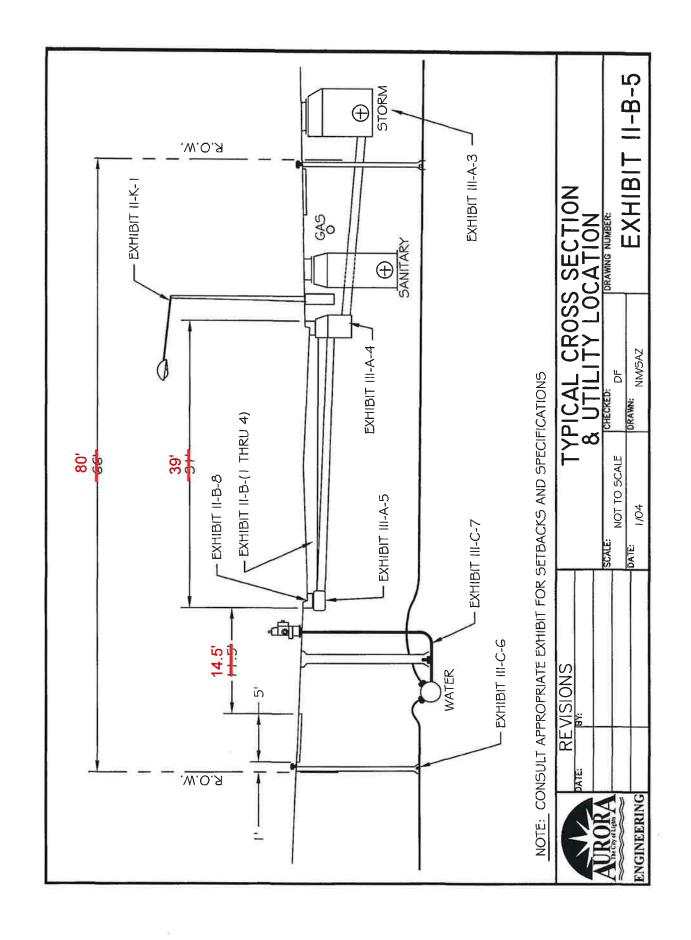


EXHIBIT "N" MAP AND COST ESTIMATES OF IMPROVEMENT 17



Preliminary Engineer's Estimate Location 3

Southeast Standpipe 16" Water Main Keating Dr - Middlebury Dr to Normantown Rd

Route County Local Agency Keating Drive
DuPage & Will
City of Aurora
4/1/2021 JDH

NO.	<u>ITEM</u>	UNIT	QUANTITY	<u>UNIT COST</u>	AMOUNT
1	Tree Root Pruning	LF	40	\$30.00	\$1,200.00
2	Select Granular Trench Backfill	CY	100	\$35.00	\$3,500.00
3	Unsuitable Soil Removal and Replacement	CY	50	\$40.00	\$2,000.00
4	Exploration Trench, 8 Ft	LF	20	\$50.00	\$1,000.00
5	12" RCP Storm Sewer Removal & Replacement	LF	20	\$75.00	\$1,500.00
6	Restrained Joint Gasket, 16"	EA	10	\$350.00	\$3,500.00
7	Zinc Coated DIP WM, CI 52, 12" w/V-bio Polywrap	LF	10	\$120.00	\$1,200.00
8	Zinc Coated DIP WM, CI 52, 16" w/V-bio Polywrap	LF	900	\$150.00	\$135,000.00
9	16" MJ Gate Valve in 60" Vault	EA	2	\$8,000.00	\$16,000.00
10	Fire Hydrant Assembly	EA	2	\$5,500.00	\$11,000.00
11	Connect to Existing 12" WM	EA	1	\$5,500.00	\$5,500.00
12	Connect to Existing 16" WM	EA	1	\$7,500.00	\$7,500.00
13	Water Main Encasement, 24" PVC SDR 26	LF	20	\$100.00	\$2,000.00
14	Bore and Jack 30" Steel Casing, 0.406" Wall Thickness	LF	120	\$750.00	\$90,000.00
15	Cathodic Protection (Steel Casing)	Ea	2	\$2,000.00	\$4,000.00
16	Class D Patching, 5" Binder & 1.5" Surface (Middlebury Dr)	SY	50	\$80.00	\$4,000.00
17	Combination PCC Curb and Gutter Removal and Replacement	LF	25	\$40.00	\$1,000.00
18	PCC Sidewalk Rem. and Replace, 5"	SF	200	\$12.00	\$2,400.00
19	Detectable Warnings	SF	20	\$25.00	\$500.00
20	Pavement Striping Replacement	LS	1	\$1,000.00	\$1,000.00
21	Restoration	AC	0.7	\$15,000.00	\$10,500.00
22	Inlet Protection	EA	8	\$150.00	\$1,200.00
23	Dewatering Bag	EA	2	\$500.00	\$1,000.00
24	Non-Special Waste Disposal	TON	50	\$50.00	\$2,500.00
25	Special Waste Disposal	TON	50	\$50.00	\$2,500.00
26	Silt Fence	LF	1,000	\$4.00	\$4,000.00
27	Construction Entrance	EA	1	\$2,000.00	\$2,000.00
28	Railroad Protective Liability Insurance	LSum	1	\$5,000.00	\$5,000.00
29	Railroad Flagger	Day	3	\$1,300.00	\$3,900.00



Preliminary Engineer's Estimate Location 3 Southeast Standpipe 16" Water Main Keating Dr - Middlebury Dr to Normantown Rd

Route	Keatii
County	DuPa
Local Agency	City

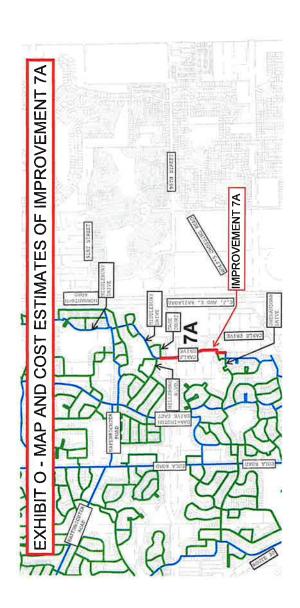
Keating Drive
DuPage & Will
City of Aurora
4/1/2021 JDH

<u>NO.</u>	<u>ITEM</u>	<u>UNIT</u>	QUANTITY	UNIT COST	AMOUNT
30	Railroad Permitting/Easement	LSum	1	\$5,000.00	\$5,000.00
31	High Pressure Gas Main Crossing Contingency	LSum	1	\$15,000.00	\$15,000.00
32	Traffic Control and Protection	LS	1	\$15,000.00	\$15,000.00
Subtotal Estimated Construction Costs for Making Entire Improvements =					\$362,000.00
Contingency (20%) =				ontingency (20%) =	\$72,400.00
	Total Estimated Co	nstruction Cost	s for Making Ent	ire Improvements =	\$434,400.00
Design Engineering (8%) =					\$34,800.00
Construction Engineering (8%) =				Engineering (8%) =	\$34,800.00
Land Acquisition =					\$45,000.00
Estimated Total Cost for Making Entire Improvements =			\$549,000.00		

assumes water main installed north side of Middlebury intersection and north of north sidewalk and north around ComED tower base

assumes only trench backfill at Middlebury road crossing and Normantown connection assumes 10' wide permanent easement across FVPD and 15' in ComED, 10' temp easement across FVPD property and 150'x100' temp easement across ComED property

EXHIBIT "O" MAP AND COST ESTIMATES OF IMPROVEMENT 7A





Preliminary Engineer's Estimate Location 1 Carl's Drive 12" Water Main Carl's Dr - Shenandoah Dr to 300' south Case Ct

Route	Carl's Dr		
County	Will		
Local Agency	City of Aurora		
	4/2/2021	JDH	

NO.	ITEM	UNIT	QUANTITY	UNIT COST	AMOUNT
_	Tree Root Pruning	LF	100	\$30.00	\$3,000.00
2	Tree Removal	LS	1	\$15,000.00	\$15,000.00
3	Tree Replacement	EA	25	\$500.00	\$12,500.00
4	Select Granular Trench Backfill	CY	130	\$35.00	\$4,550.00
5	Unsuitable Soil Removal and Replacement	CY	50	\$40.00	\$2,000.00
6	Exploration Trench, 8 Ft	LF	20	\$50.00	\$1,000.00
7	12" RCP Storm Sewer Removal & Replacement	LF	20	\$75.00	\$1,500.00
8	Restrained Joint Gasket, 12"	EA	10	\$200.00	\$2,000.00
9	Zinc Coated DIP WM, Cl 52, 8" w/V-bio Polywrap	LF	10	\$100.00	\$1,000.00
10	Zinc Coated DIP WM, CI 52, 12" w/V-bio Polywrap	LF	1,900	\$120.00	\$228,000.00
11	12" MJ Gate Valve in 48" Vault	EA	4	\$6,000.00	\$24,000.00
12	Fire Hydrant Assembly	EA	6	\$5,500.00	\$33,000.00
13	Connect to Existing 8" WM	EA	1	\$4,500.00	\$4,500.00
14	Connect to Existing 12" WM	EA	2	\$5,500.00	\$11,000.00
15	Water Main Encasement, 24" PVC SDR 26	LF	20	\$100.00	\$2,000.00
16	HMA Driveway Removal and Replacement	SY	25	\$70.00	\$1,750.00
17	Aggregate Driveway Removal and Replacement	SY	25	\$10.00	\$250.00
18	Restoration	AC	0.6	\$15,000.00	\$9,000.00
19	Inlet Protection	EA	2	\$150.00	\$300.00
20	Dewatering Bag	EA	2	\$500.00	\$1,000.00
21	Non-Special Waste Disposal	TON	50	\$50.00	\$2,500.00
22	Special Waste Disposal	TON	50	\$50.00	\$2,500.00
23	Silt Fence	LF	1,700	\$4.00	\$6,800.00
24	Topsoil Strip and Replacement and Chisel Plow	LS	1	\$15,000.00	\$15,000.00
25	Construction Entrance	EA	2	\$2,000.00	\$4,000.00
26	Traffic Control and Protection	LS	1	\$15,000.00	\$15,000.00
	Subtotal Estimated Constr	uction Cost	s for Making E	ntire Improvements =	\$404,000.00
				Contingency (20%) =	\$80,800.00
	Total Estimated Constr	uction Cost	s for Making E	ntire Improvements =	\$484,800.00



Preliminary Engineer's Estimate Location 1 Carl's Drive 12" Water Main Carl's Dr - Shenandoah Dr to 300' south Case Ct

Route	Carl's Dr	
County	Will	
Local Agency	City of Aurora	
	4/2/2021	JDH

NO.	<u>ITEM</u>	UNIT	QUANTITY	UNIT COST	AMOUNT
			Design	Engineering (8%) =	\$38,800.00
			Construction Engineering (8%) =		\$38,800.00
				Land Acquisition =	\$100,000.00
		Estimated Total Cos	st for Making Ent	ire Improvements =	\$663,000.00

assumes water main installed west side of Carl's Drive from existing water main 300' south of Case Ct to Shenandoah water main assumes only trench backfill across 6 driveways along Carl's Drive

assumes 10' wide permanent easement along Carl's Drive, 15' wide permanent easement in farm field, additional 10' temp easement along Carl Drive and

additional 30' wide temporary easement in farm field

EXHIBIT "P" WATERMAIN EXTENSION MAP

