

Community Development Commission Meeting Minutes

March 17, 2014

Page 1

Village of Bensenville
Board Room
12 South Center Street
DuPage and Cook Counties
Bensenville, IL, 60106

MINUTES OF THE COMMUNITY DEVELOPMENT COMMISSION

March 17, 2014

CALL TO ORDER: The meeting was called to order by Chairman Moruzzi at 6:30p.m.

ROLL CALL : Upon roll call the following Commissioners were present:
Moruzzi, Janowiak, Pisano, Rowe, Weldon
Absent: Caira, Rodriguez
A quorum was present.

STAFF PRESENT: V. Kosman, Rysavy

JOURNAL OF PROCEEDINGS:

The minutes of the Community Development Commission
Meeting of March 3, 2014 were presented.

Motion: Commissioner Rowe made a motion to approve the minutes as
presented. Commissioner Pisano seconded the motion.

All were in favor. Motion carried.

Commissioner Rodriguez entered the meeting at 6:32 p.m.

Continued

Public Hearing: CDC Case Number 2013-39
Petitioner: AT&T Mobility
Location: 230 West Belmont Avenue
Request: Conditional Use Permit Amendment to Allow Additional Antenna

Motion: Commissioner Weldon made a motion to continue CDC Case No.
2013-39 until April 7, 2014. Commissioner Janowiak seconded the
motion.

ROLL CALL: Ayes: Moruzzi, Janowiak, Pisano, Rodriguez, Rowe, Weldon

Nays: None

All were in favor. Motion carried.

Community Development Commission Meeting Minutes

March 17, 2014

Page 2

Public Meeting: CDC Case Number 2014-07
Petitioner: Wheaton Massage Corporation
Location: 229 West Grand Avenue Unit J
Request: Conditional Use Permit Transfer

Motion: Commissioner Rowe made a motion to open CDC Case No. 2014-07. Commissioner Janowiak seconded the motion.

ROLL CALL : Upon roll call the following Commissioners were present:
Moruzzi, Janowiak, Pisano, Rodriguez, Rowe, Weldon
Absent: Caira
A quorum was present.

Chairman Moruzzi opened the Public Hearing at 6:33 p.m.

Assistant Director of Community & Economic Development Mark Rysavy, and Village Planner, Victoria Kosman, were all present and sworn in by Chairman Moruzzi.

Village Planner, Victoria Kosman, stated since there is no rezoning or variance necessary, the Municipal Code does not require a full Public Hearing for consideration of a ownership transfer, but rather a simple public meeting; therefore, no legal notice requirements (newspaper, posting of property or mailed notices to taxpayers of record) is required. Ms. Kosman stated the agenda including this item was posted on the Village website as well as in Village Hall in compliance with Statute. Ms. Kosman stated the original conditional use permit was granted to Lavenda Spa by the Village Board on October 22, 2013.

Mr. Landon Lin of Wheaton Massage Corporation located at 1203 Butterflied Road, Wheaton, Illinois was present and sworn in by Chairman Moruzzi. Mr. Lin submitted copies of Wheaton Massage's current license and picture of their establishment to the Commission. The license and photos have been attached to the minutes as "Exhibit A". Mr. Lin stated the current layout of the building will not change. Mr. Lin stated in addition to the massage treatment, Wheaton Massage will also have a nail technician.

Commissioner Weldon asked if Mr. Lin was aware of the background check requirements for all employees prior to operation. Mr. Lin stated he was fully aware of the requirements and stated the other locations Wheaton Massage operates in requires the same.

Commissioner Caira entered the meeting at 6:38 p.m.

Public Comment:

Chairman Moruzzi asked if there was any member of the Public that would like to give testimony for CDC Case No. 2014-07. There were none.

Ms. Kosman reviewed the Village Staff Report and stated Staff recommends approval of the conditional use permit transfer with the following recommendations:

- The Conditional Use Permit be granted solely to Wheaton Massage Corporation and shall be transferred only after a review by the Community Development Commission (CDC) and approval of the Village Board. In the event of the sale or lease of this property, the proprietors shall appear before a public meeting of the CDC. The CDC shall review the request and in its sole discretion, shall either; recommend that the Village Board approve of the transfer of the lease and / or ownership to the new proprietor without amendment to the Conditional Use Permit, or if the CDC deems that the new proprietor contemplates a change in use which is inconsistent with the Conditional Use Permit, the new proprietor shall be required to petition for a new public hearing before the CDC for a new Conditional Use Permit.
- A copy of the Ordinance shall be kept on the property at all times.
- The window and door area of the first floor of the facility that faces a public street or sidewalk shall not reduce, nor shall changes be made to such windows or doors that block, views into the building at eye level.
- The subject property shall not be open for business or in operation between the hours of 9:00 p.m. and 7:00 a.m., except to complete massage services scheduled and initiated prior to 8:30 p.m.
- The massage therapy license of each and every licensed massage therapist employed in the massage therapy salon shall be displayed in an open and conspicuous place in the massage establishment or available upon request.
- While performing massage therapy, massage therapists shall wear clothing that is modest, professional and appropriate for street wear.

- The applicant shall be responsible to have an agency perform a criminal history check on all employees, whether reportedly doing massages or not, prior to employment and when the business license is renewed annually. Any criminal histories shall be attached to the business license permit applications and submitted when new employees are hired.

Chairman Moruzzi asked if there were any Staff concerns with the submitted licenses that show expired dates. Ms. Kosman stated there are no concerns with the submitted paperwork.

Motion: Commissioner Weldon made a motion to close CDC Case No. 2014-07. Commissioner Caira seconded the motion.

ROLL CALL: Ayes: Moruzzi, Caira, Janowiak, Pisano, Rodriguez, Rowe, Weldon

Nays: None

All were in favor. Motion carried.

Chairman Moruzzi closed the Public Hearing at 6:45 p.m.

Motion: Commissioner Pisano made a motion to approve the conditional use permit transfer for CDC Case No. 2014-07 as presented. Commissioner Weldon seconded the motion.

ROLL CALL: Ayes: Moruzzi, Caira, Janowiak, Pisano, Rodriguez, Rowe, Weldon

Nays: None

All were in favor. Motion carried.

Public Hearing: CDC Case Number 2014-06
Petitioner: Village of Bensenville
Request: Text Amendment Political Signs

Motion: Commissioner Rowe made a motion to open CDC Case No. 2014-06. Commissioner Pisano seconded the motion.

ROLL CALL : Upon roll call the following Commissioners were present: Moruzzi, Caira, Janowiak, Pisano, Rodriguez, Rowe, Weldon
Absent: None
A quorum was present.

Chairman Moruzzi opened the Public Hearing at 6:51 p.m.

Village Planner, Victoria Kosman, stated a legal notice was published in the Daily Herald on March 1, 2014 and that a certified copy of the legal notice is maintained in the CDC file and available for viewing. Ms. Kosman stated the request is for a Text Amendment to alter various regulations pertaining to Political Campaign Signs. Ms. Kosman stated at the direction of the Village Board, staff has drafted a set of regulations that will provide for an updated definition, size, height and locational stipulations for these signs.

Public Comment:

Chairman Moruzzi asked if there was any member of the Public that would like to give testimony for CDC Case No. 2014-06. There were none.

Ms. Kosman reviewed the Village Staff Report and stated Staff recommends approval of the text amendment.

Chairman Moruzzi stated he believes a 4x4 sign does not belong in a Residential yard. Chairman Moruzzi stated the current Village Code does not regulate sign requirements and it causes havoc for the inspectors to enforce the signage.

Mr. Rysavy stated after meeting with Council, the Village is not allowed to limit the amount of signs on a property but the Village can regulate the amount of square-footage on site as it already does with other signage. Mr. Rysavy stated the proposed text amendment would limit signage to the following:

a. Signs on residential property: No individual stationary or mobile sign shall exceed three (3) square feet in area and the aggregate size of all such signs shall not exceed twelve (12) square feet in area as to a parcel of residential property. No sign shall exceed six (6) feet in height, exclusive of signs located in windows.

b. Signs on nonresidential property: No individual stationary or mobile sign shall exceed sixteen (16) square feet in area and the aggregate size of all such signs shall not exceed thirty-two (32) square feet in area as to a parcel of nonresidential property. No sign shall exceed six (6) feet in height, exclusive of signs located in windows. Signs on nonresidential property shall be displayed not more than thirty (30) days prior to an election, and shall be removed within one (1) day after the election.

c. Public property: No sign shall be placed within the public right of way or on any public property.

After discussion, it was determined by the Commission to suggest the following changes/restrictions to the Village Code:

- No individual or stationary sign shall exceed five square feet in area and the aggregate sign of all signs shall not exceed thirty square feet per property for residential areas.
- No individual or stationary sign shall exceed sixteen square feet in area and the aggregate sign of all signs shall not exceed forty eight square feet per property for non-residential areas. The maximum size sign allowed would be 4x4. Signs will be allowed to be displayed up to 45 days prior to an election.

Motion: Commissioner Pisano made a motion to close CDC Case No. 2014-06. Commissioner Rowe seconded the motion.

ROLL CALL: Ayes: Moruzzi, Caira, Janowiak, Pisano, Rodriguez, Rowe, Weldon

Nays: None

All were in favor. Motion carried.

Chairman Moruzzi closed the Public Hearing at 7:32 p.m.

Motion: Commissioner Rowe made a motion to approve the text amendment request. Commissioner Rowe seconded the motion.

ROLL CALL: Ayes: Moruzzi, Caira, Janowiak, Pisano, Rodriguez, Rowe, Weldon

Nays: None

All were in favor. Motion carried.

Report from Community Development

Ms. Kosman reviewed both recent CDC cases along with upcoming cases.

Community Development Commission Meeting Minutes

March 17, 2014

Page 7

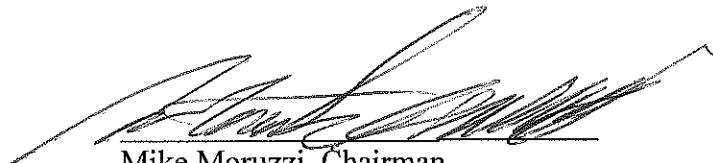
ADJOURNMENT:

There being no further business before the Community Development Commission, Commissioner Rowe made a motion to adjourn the meeting. Chairman Moruzzi seconded the motion.

All were in favor

Motion carried.

The meeting was adjourned at 7:45 p.m.



Mike Moruzzi, Chairman
Community Development Commission

The Beauty Spa

This spa will be the third spa to be operated by Wheaton Massage Corp. Our other locations are Harmony Therapeutic Wellness Center in Lombard IL and Pain Stop in Wheaton IL. The Beauty Spa will incorporate different elements of spa for the overall improvement of beauty. The spa will have on staff nail tech, massage therapist, yoga instructor, and beauticians. Our goal is to help everyone achieve their best appearance. The beauty spa only employs licensed tech, with their license posted on premise at all times. The hours of operations will be 10am to 8:30 pm daily. We will abide by all rules and regulations set by the City of Bensenville and State of Illinois. The Beauty Spa will terminate any staff that deviates from the rules and regulations that are set by city and state with no exceptions. The Beauty Spa will also contact the city to add any additional services to be performed at the spa. We look forward to operating in the City of Bensenville.

Thank You for your consideration

Wheaton Massage Corp.



For further reference, the Department is now providing a personal customer identification "Contact Number" which you may use in lieu of your social security number or FEIN number when contacting the Department. Your number is: 1808856



State of Illinois

Department of Financial and Professional Regulation Division of Professional Regulation

LICENSE NO.
169.019805

The person, firm or corporation whose name appears on this certificate has complied
with the provisions of the Illinois Statutes and/or rules and regulations and is hereby
authorized to engage in the activity as indicated below.

EXPIRES:

10/31/2014

NAIL TECHNICIAN

CHUN LI
6375 N PAULINA 2
CHICAGO, IL 60660



BRENT E. ADAMS
SECRETARY

JAY STEWART
DIRECTOR

The official status of this license can be verified at www.idfpr.com

7273763

Cut on Dotted Line

**For further reference, the Department is now providing a personal
customer identification "Contact Number" which you may use in
lieu of your social security number or FEIN number when
contacting the Department. Your number is: 574765**

LICENSE NO.
169.019805

State of Illinois
Department of Financial and Professional Regulation
Division of Professional Regulation



NAIL TECHNICIAN

CHUN LI

EXPIRES:

10/31/2014

BRENT E. ADAMS
SECRETARY

JAY STEWART
DIRECTOR

The official status of this license can be verified at www.idfpr.com

7273763

Cut on Dotted Line

State of Illinois

Department of Financial and Professional Regulation Division of Professional Regulation

LICENSE NO.
227.015056

The person, firm or corporation whose name appears on this certificate has complied
with the provisions of the Illinois Statutes and/or rules and regulations and is hereby
authorized to engage in the activity as indicated below.

EXPIRES:
12/31/2014

LICENSED MASSAGE THERAPIST

YAN LI
17W714 BUTTERFIELD RD APT 116
OAKBROOK TERRACE, IL 60181



Manuel Flores

MANUEL FLORES
ACTING SECRETARY

Jay Stewart

JAY STEWART
DIRECTOR

The official status of this license can be verified at www.idfpr.com

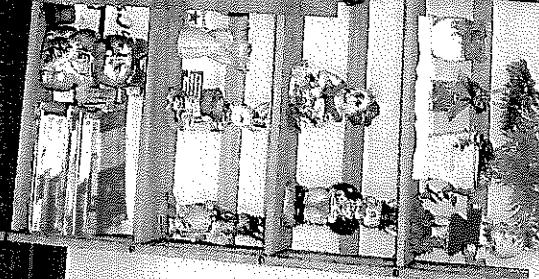
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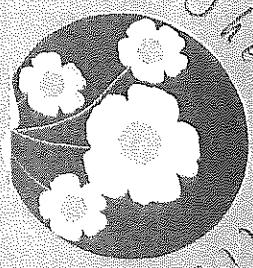
Spa
Wellness Center

Tel. 630-705-9886





Wellness Center



Photographer







ASSOCIATED BODYWORK & MASSAGE PROFESSIONALS

Professional Code of Ethics

As a member of Associated Bodywork & Massage Professionals, I hereby pledge to abide by the ABMP Code of Ethics as outlined below.

Client Relationships

- I shall endeavor to serve the best interests of my clients at all times and to provide the highest quality service possible.
- I shall maintain clear and honest communications with my clients and shall keep client communications confidential.
- I shall acknowledge the limitations of my skills and, when necessary, refer clients to more appropriate qualified health care practitioners.
- I shall in no way institute or tolerate any kind of sexual advance while acting in the capacity of a massage, bodywork, somatic therapy, or aesthetic practitioner.

Professionalism

- I shall maintain the highest standards of professional conduct, including services in an ethical and professional manner in relation to my clientele, business associates, health care professionals, and the general public.
- I shall respect the rights of all ethical practitioners and will cooperate with all health care stakeholders in a friendly and professional manner.
- I shall refrain from the use of any mood-altering drugs, alcohol, or medications prior to or during professional exams.
- I shall always dress in a professional manner. If possible, dress shall be defined as attire suitable and consistent with accepted business practice.
- I shall not be influenced with or employed by any organization that has taken any form of sexual, physical, or explicit sexual conduct in its code of ethics or practice of services, or in the general practice of its members.

Image / Advertising Claims

- I shall strive to project a professional image to my sources of place of employment and the profession in general.
- I shall actively participate in educating the public regarding the modalities of massage, bodywork, somatic therapies, and their care.
- I shall practice honesty in advertising, promoting, services, ethics, and in quoted rates and practice. I will advertise only those services for which I have received adequate training, reader education, or similar outcome based standards regarding the particular services.



Scope of Practice / Appropriate Techniques

- I shall provide services within the scope of the ABMP definition of massage, bodywork, somatic therapies, and services, and the limits of my training, and my ability to make modalities, bodywork, or massage more often necessary. I have been taught, received training, and shall consent to education, learning, and application, honestly.

I shall be conscious at the start of the services that I am providing, and shall be aware of and practice good judgement regarding the application of massage, bodywork, or somatic techniques, unless

I shall not perform manipulations or adjustments of the human skeletal structure, dislodge, distract, or provide any other service, procedure, or therapy which requires a license to practice and/or state-specific, professionally, correctly, or in a safe, professional manner or reduce safety specifically as related to no. 6

- I shall be thoroughly educated and understand the physiological effects of the specific massage, bodywork, somatic, or other care I am providing, in order to determine whether such application is comfortable and/or to determine the most beneficial therapeutic approach to apply to a given individual. I shall not apply massage, bodywork, somatic, or other care therapies in those cases where they may be contraindicated, without a written referral from the client's primary care provider.

