

PETITION OF VARIANCE

Per the MWRD Watershed Management Ordinance Article 11 Section 1101.3

“Every variance petition shall contain the following information including, but not limited to:”

- A. The co-permittee’s notarized signature on the petition

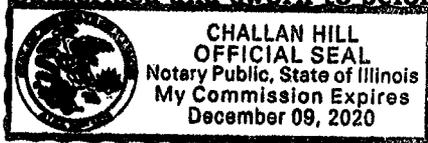
**Co-Permittee: Fresenius Kabi
 2020 N Ruby Street
 Melrose Park, IL 60160**

I hereby consent to the filing of this petition for variance from the provisions of the Metropolitan Water Reclamation District of Greater Chicago, Watershed Management Ordinance as indicated below.

Dated this 29 day of November, 2017

**Jean Allaume, Sr. Director MP
Expansion Project**

Subscribed and sworn to before me this 29 day of November, 2017



Challan Hill
(Notary of Public)

- B. A letter of no objection to the variance request from the Permittee

See Attachment 1

- C. The names and addresses of all professional consultants advising the Co-Permittee regarding the petition

**Thomas Petermann, PE
George Dreger, PE
Patrick Dimmer, PE
Eriksson Engineering Associates, Ltd.
145 Commerce Drive, Suite A
Grayslake, IL 60030
Ph: 847.223.4804**

- D. The address(es), plat of survey, and legal description of the Site.

Addresses:

**2020 Ruby Street
Melrose Park, IL 60160**

Plat of Survey:

See Attachment 2: Final Plat of Subdivision prepared by V3 Companies

Legal Description:

Parcel 1

Previous PINs: 12-33-400-026, 12-33-400-033, 12-33-400-037, 12-33-400-038, 12-33-400-050, 12-33-400-064, 12-33-400-066, 12-33-400-067, 12-33-400-094, 12-33-400-095

Previous Addresses: 2010 Ruby Street, 2020 Ruby Street, 2050 Ruby Street, 2020 Hawthorne Avenue, 2085 Hawthorne Avenue, 2089 Hawthorne Avenue:

That Part Of The West 1235.10 Feet Of The Southeast Fractional Quarter Of Section 33, Township 40 North, Range 12 East Of The Third, Principal Meridian Described As Follows:

Beginning At A Point On The East Line Of The West, 1235.10 Feet Of Said Southeast Fractional Quarter, 99.00 Feet South Of The North Line Of Said Southeast Fractional Quarter; Thence South 02 Degrees 04 Minutes 44 Seconds East Along Said East Line, 1232.68 Feet; Thence South 87 Degrees 55 Minutes 16 Seconds West, 338.50 Feet; Thence North 02 Degrees 04 Minutes 44 Seconds West, 35.00 Feet; Thence North 10 Degrees 36 Minutes 32 Seconds West, 121.35 Feet To The East Line Of The West 878.60 Feet Of Said Southeast Fractional Quarter; Thence South 02 Degrees 04 Minutes 44 Seconds East Along Said Line, 155.01 Feet; Thence South 87 Degrees 55 Minutes 16 Seconds West, 34.50 Feet To The East Line Of The West 844.10 Feet Of Said Southeast Fractional Quarter; Thence North 02 Degrees 04 Minutes 44 Seconds West Along Said Line, 76.36 Feet; Thence South 03 Degrees 57 Minutes 55 Seconds West, 170.95 Feet To A Line 1106.00 Feet North Of The North Line Of North Avenue; Thence South 87 Degrees 55 Minutes 16 Seconds West Along Said Line, 352.00 Feet To The East Line Of The West 474.10 Feet Of Said Southeast Fractional Quarter; Thence North 02 Degrees 04 Minutes 44 Seconds West Along Said Line, 1331.28 Feet The South Line Of The North 99.00 Feet Of Said Southeast Fractional Quarter; Thence North 88 Degrees 17 Minutes 41 Seconds East, 761.02 Feet To The Place Of Beginning Containing 22.2995 Acres, More Or Less; All In Cook County, Illinois.

Parcel 2:

Previous PINs: 12-33-400-038

That Part Of The West 1235.10 Feet Of The Southeast Fractional Quarter Of Section 33, Township 40 North, Range 12 East Of The Third Principal Meridian Described As Follows:

Commencing At A Point On The East Line Of The West 1235.10 Feet Of Said Southeast Fractional Quarter, 99.00 Feet South Of The North Line Of

Said Southeast Fractional Quarter; Thence South 02 Degrees 04 Minutes 44 Seconds East Along Said East Line, 1232.68 Feet; Thence South 87 Degrees 55 Minutes 16 Seconds West, 338.50 Feet; Thence North 02 Degrees 04 Minutes 44 Seconds West, 35.00 Feet; Thence North 10 Degrees 36 Minutes 32 Seconds West, 121.35 Feet To The East Line Of The West 878.60 Feet Of Said Southeast Fractional Quarter; Thence South 02 Degrees 04 Minutes 44 Seconds East Along Said Line, 155.01 Feet To The Place Of Beginning; Thence Continuing South 02 Degrees 04 Minutes 44 Seconds East, 586.99 Feet; Thence South 87 Degrees 55 Minutes 16 Seconds West, 13.50 Feet; Thence South 02 Degrees 04 Minutes 44 Seconds East, 212.65 Feet To A Line 400.00 Feet North Of The North Line Of North Avenue; Thence South 87 Degrees 55 Minutes 16 Seconds West Along Said Line, 21.00 Feet To The East Line Of The West 844.10 Feet Of Said Southeast Fractional Quarter; Thence North 02 Degrees 04 Minutes 44 Seconds West Along Said Line, 799.64 Feet; Thence North 87 Degrees 55 Minutes 16 Seconds East, 34.50 Feet To The Place Of Beginning Containing 0.5674 Acres, More Or Less; All In Cook County, Illinois.

- E. The names and address(es) of all Owners of Record within two-hundred fifty (250) feet of the Site

See Attachment 3

- F. The specific features(s) of the proposed Development that requires a Variance

The proposed building is located partially inside the regulatory Silver Creek floodplain. A Conditional Letter of Map Revision basin on Fill (CLOMR-F) was obtained from FEMA on June 02, 2017. A FEMA Letter of Map Revision based on Fill (LOMR-F) will be applied for after the filling of the building pad. The LOMR-F will remove the proposed building from the floodplain as well as the associated Flood Insurance Mandate. Submittal for the LOMR-F requires the inclusion of the as-built grading conditions to verify that the building area has been elevated above the flood protection elevation. The MWRD requirement restricting the construction of a building until the LOMR-F is approved by FEMA poses a potentially excessive construction delay prior to vertical building construction because of potentially lengthy FEMA review durations. FEMA has indicated that disaster relief is the agencies top priority, and given the number and severity of disasters at which FEMA is still deployed and providing aid, the duration of the FEMA LOMR-F review is uncertain. Note that FEMA nor the NFIP community require the issuance of a LOMR-F prior to building construction. This restriction is purely an MWRD requirement.

- G. The specific provision(s) of this Ordinance from which a Variance is being requested and the precise variation being sought.

A Variance from Article 6 Section 602.17

“If a LOMR is required by FEMA, no building construction shall take place until the approved LOMR is issued by FEMA “

is requested to allow for building construction to proceed prior to the approval of the LOMR-F from FEMA. This Variance will allow construction to proceed in a timely manner, thereby minimizing the duration of

necessary erosion control practices and erosion risk of the site and allows more immediate production of the medical devices and pharmaceuticals that will be manufactured within the facility.

- H. A detailed statement of the characteristics of the Development that prevent it from complying with this Ordinance

The proposed building is located partially inside and partially outside of the Silver Creek floodplain. In accordance with NFIP (local) and MWRD requirements, the elevating of the building floor above the Flood Protection Elevation has been incorporated into the design of the site. This elevating of the building floor ensures that the building is reasonably safe from flooding and allows the building to qualify for a reduced flood insurance premium. Furthermore, the approval of a LOMR-F by FEMA would result in the removal the Federal Flood Insurance Mandate from the building

The intended filling of the floodplain and associated Conditional Letter of Map Revision based on Fill (CLOMR-F) was approved by FEMA on June 02, 2017. Per MWRD requirements, this CLOMR-F allows for the filling of the site and the construction of associated compensatory storage and storm water management facilities, but does not allow for the construction of the above-grade structure. Per FEMA and NFIP requirements, no such restriction applies to LOMR-F submittals. Conversely, it is common to apply for the LOMR-F at the time of substantial completion of the building.

The earth moving effort is currently underway to elevate the building site above the floodplain, as well as construction of the compensatory storage and storm water management facilities. Upon completion of these operations, the as-built grading will be submitted to FEMA for their review in conjunction with the LOMR-F application.

In the essence of expediting the construction timeline and to minimize the duration of site disturbance within the floodplain, Fresenius Kabi is requesting a Variance from the MWRD WMO to allow construction of the building shell prior to final approval of the LOMR-F from FEMA. It should be noted that FEMA has no such restriction on the construction of structures within the floodplain as the LOMR-F approval is only necessary prior to the purchase of flood insurance for the structure. With the granted Variance, all construction remains in conformance with NFIP requirements for construction within a floodplain.

The Owner's risk for constructing the building prior to FEMA approval of the LOMR-F lies solely in the Federal Flood Insurance Mandate and the potential premium cost of flood insurance purchasing. There are no other risks associated with FEMA's rejection of the LOMR-F. Fresenius Kabi accepts this risk of maintaining the Flood Insurance Mandate in the event that the LOMR-F is not approved by FEMA.

An additional consideration for this request is that the subject Project entails obtaining a LOMR-F and not a LOMR from FEMA. A LOMR results in a change to the flood protection elevation. Without confirmation from FEMA relating to the official flood elevation, construction of a building above the flood elevation puts the building at greater risk of not being "reasonably safe from flooding". In addition, a changed flood elevation could potentially impact buildings beyond the subject property. The fact

the a LOMR-F does not result in a change to the Flood Protection Elevation minimizes limits the risk to only the subject parcel. Additionally, the verification of the as-built grading (or floor elevation in most cases) is adequate to ensure that the building is reasonably safe from flooding with no further analysis required to be performed.

- I. A detailed statement of the minimum variance of the provisions of this Ordinance that would be necessary to permit the proposed construction or development

A Variation allowing for the construction of the Building shell upon the MWRD's and Village of Melrose Park's review and approval of the as-built compensatory storage and storm water management facilities, but prior to FEMA's issuance the LOMR-F. This allows for construction to progress negating any delay caused by FEMA review durations. This will also ensure the proper building elevation and compensatory storage volume is present prior to proceeding. The Owner's risk associated with this procedure is strictly the mandatory purchase of flood insurance under the conditions of the Flood Insurance Mandate and the potential cost of associated flood insurance. This risk will be negated by verification of the building pad and floor elevation prior to vertical building construction.

- J. A detailed statement describing how the requested Variance satisfies each of the criterion provided in Section 1103.1 of this Ordinance

Section 1103.1

The District may grant a variance when it is consistent with the general purpose and intent of this Ordinance and when the development meets the requirements as specified in §501.1 of this Ordinance and all of the following conditions:

- a) Granting the Variance shall not alter the essential character of the area involved, including existing stream uses

The proposed building is located within an industrial portion of the Village of Melrose Park. All compensatory storage and storm water management facilities will be in place prior to construction of the building structure in conformance with FEMA NFIP requirements.

- b) Failure to grant the Variance would create an exceptional hardship on the Co-Permittee; economic hardship of the Co-Permittee alone shall not constitute exceptional hardship

Failure to grant the requested Variance would result in the extension of the temporary site condition until FEMA has completed their review of the site as-built condition of the Mass Grading operations. The length of this delay is unknown as FEMA has indicated that the Department's primary focus is on Disaster Relief and that permit approvals are a secondary priority. As such, the duration of their review is directly impacted by the number and severity of natural disasters that have recently occurred and require FEMA support.

This delay in construction operations will prolong the duration of necessary erosion control measures needed in the flood protection area. This increases the erosive potential of the site by prolonging the temporary site conditions during construction. The erosion control measures employed at the site minimize the risk as much as possible, but the completion of construction and the installation permanent stabilization across the site provides the greatest extent of erosion protection.

Additionally, the product manufactured within this facility includes pharmaceuticals and medical devices used to care for critically and chronically ill patients inside and outside the hospital. The potential delay in construction has a direct bearing on this facilities ability to provide necessary life saving medicines for the medical community.

- c) The relief requested is the minimum necessary and there are no means other than the requested Variance by which the alleged hardship can be avoided or remedied to a degree sufficient to permit the reasonable continuation of the Development

It is our belief that the Variance requested is the minimum necessary to allow for the reasonable continuation of construction.

- d) The Co-Permittee's circumstances are unique and do not represent a general condition or problem

Given the recent natural disasters and the fact that FEMA staff remains heavily deployed across the southern United States and Puerto Rico, we believe the potential time frame for FEMA approval to be uniquely and abnormally long.

Additionally, the product manufactured within this facility includes pharmaceuticals and medical devices used to care for critically and chronically ill patients inside and outside the hospital. Because of the nature of the product manufactured within the facility, it is our belief that the potentially life saving products to be manufactured within this facility warrants a timely construction timeline to better serve the medical community.

- e) The Development is exceptional when compared to other developments that have met the provisions of this Ordinance

As stated in (d), it is our belief that the current degree of FEMA deployments and the medically significant nature of the product to be manufactured within this facility make this Development exceptional in comparison to other Developments that may have satisfied the requirements of the Ordinance.

Additionally, it is our belief that the intent of this Ordinance section applies to LOMR and not LOMR-F applications. LOMR-F applications have only an insurance mandate/rate implication to the effected property whereas LOMR applications have implications to the BFE that

are more likely to impact adjacent parcels not owned by the Development.

- f) A Development proposed within a flood protection area could not be constructed if it were located outside the flood protection area.

We acknowledge that if this property were located outside the flood protection area that this Variance Request would not be necessary. The construction delay resulting from the MWRD's restrictions on construction within a flood protection area are the direct need for this Variance request. Note that there are no FEMA or NFIP requirements mandating the issuance of a LOMR-F. Additionally, when applied for, it is common for the LOMR-F submittal to include the Elevation Certificate necessary to certify the floor elevation of the structure relating to the purchase of flood insurance. This Elevation Certificate cannot be submitted until after substantial completion of the building. Had this project included a LOMR (as opposed to a LOMR-F), we would concur with the restriction on Construction until the LOMR approval is obtained from FEMA.

- g) The Co-Permittee's circumstances are not self-imposed

Fresenius Kabi has owned the subject property since prior to the MWRD's WMO being in effect. At the time of property purchase, no agency had such restrictions on the construction of structures within the floodplain until approval of a LOMR-F. FEMA and NFIP requirements do not restrict the construction of buildings within a floodplain. They only indicate the criteria for obtaining reduced flood insurance premiums.

Additionally, the potentially extended FEMA review time caused by the Agency's extensive disaster deployment this year is beyond the control of the Co-Permittee.

- h) Granting the variance shall not result in any of the following:

- 1) Increase in the regulatory floodplain elevation, unless a CLOMR is issued by FEMA;

The filling of the floodplain has been mitigated by the installation of compensatory storage. No increase in the floodplain elevation would result from approval of this Variance. A CLOMR-F was issued by FEMA on June 02, 2017. Note that a LOMR-F (and not a LOMR) will be applied for in conjunction with this project.

- 2) Additional threats to public safety;

No additional threats to public safety will result from approval of this Variance.

- 3) Extraordinary public expense;

No public expense will result from approval of this Variance.

- 4) Nuisances, fraud, or victimization of the public, or;

No nuisances, fraud or victimization of the public will result from approval of this Variance.

- 5) Conflict with existing laws or ordinances

The requested Variance is in conformance with existing laws, as well as FEMA/NFIP requirements, relating to floodplain development. The criteria to which the building has been designed conform to the lowest flood insurance rate obtainable through FEMA.

Attachments:

- 1: Letter of No Objection (Village of Melrose Park Prospect – Permittee)**
- 2: Plat of Subdivision**
- 3: List of Properties Within 250' of the Site**
- 4: Notice of Petition (copy) to be mailed by Co-Permittee to property owners in Attachment 3**
- 5: Notice of Petition to be placed (by Co-Permittee) in a Cook County newspaper with a general circulation in the vicinity of the Site.**
- 6: Copy of FEMA CLOMR-F approval**

Ronald M. Serpico
MAYOR



Village of Melrose Park



Mary Ann Paolantonio Salemi
CLERK

Anthony N. Abruzzo
Arturo J. Mota

- TRUSTEES -
Jaime Anguiano
Anthony J. Prignano

Cathy Cossident Italia
Mary Ramirez Taconi

November 29, 2017

The Metropolitan Water Reclamation District of Greater Chicago
Local Sewer Systems Section
111 East Erie Street
6th Floor - Permits
Chicago, Illinois 60611

Re: Fresenius Kabi
2020 N Ruby Street
Melrose Park, Illinois

To Whom It May Concern:

A Variance from the MWRD Watershed Management Ordinance, Article 6, Section 602.17 is being sought, to allow for building construction to proceed prior to the approval of the LOMR-F from FEMA. This variance if granted is acceptable as far as the Village is concerned.

Respectfully submitted,

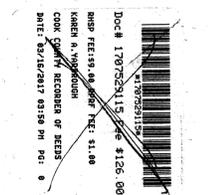
VILLAGE OF MELROSE PARK

Ralph Sorce, Building Commissioner

Cc: Edwin L. Stoelinga, P.E., Edwin Hancock Engineering Co.
Gary Marine, Director of Public Works
Patrick Dimmer, PE, Eriksson Engineering Associates, Ltd.

FINAL PLAT OF SUBDIVISION
OF
FRESENIUS KABI USA

PART OF THE SOUTHEAST FRACTIONAL QUARTER NORTH OF THE INDIAN BOUNDARY LINE
OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL
MERIDIAN, COOK COUNTY, ILLINOIS.



PIN: 12-33-400-026
PIN: 12-33-400-033
PIN: 12-33-400-037
PIN: 12-33-400-038
PIN: 12-33-400-050
PIN: 12-33-400-064
PIN: 12-33-400-066
PIN: 12-33-400-067
PIN: 12-33-400-069
PIN: 12-33-400-094
PIN: 12-33-400-095

OWNER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

THIS IS TO CERTIFY THAT AS OWNER OF THE LAND DESCRIBED ON THE PLAT, HAS CAUSED THE SAME TO BE SURVEYED, SUBDIVIDED AND PLATTED AS SHOWN ON THE PLAT, FOR THE USES AND PURPOSES HEREIN SET FORTH AND AS ALLOWED AND PROVIDED BY STATUTE, SAID OWNER DOES HEREBY ACKNOWLEDGE SAID PLAT AND ADOPTS THE SAME UNDER THE STYLE AND TITLE OF **Final Plat of Subdivision.**

THE DRAINAGE OF SURFACE WATERS WILL NOT BE CHANGED BY THE CONSTRUCTION OF THE SUBDIVISION OR ANY PART THEREOF, OR THAT IF SUCH SURFACE WATER DRAINAGE WILL BE CHANGED, ADEQUATE PROVISION HAS BEEN MADE FOR THE COLLECTION AND DIVERSION OF SUCH SURFACE WATERS INTO PUBLIC AREAS, OR DRAINS WHICH THE OWNER HAS A RIGHT TO USE, AND THAT SUCH SURFACE WATERS WILL NOT BE DEPOSITED ON THE PROPERTY OR ADJOINING LAND OWNERS IN SUCH CONCENTRATIONS AS MAY CAUSE DAMAGE TO THE ADJOINING LAND OWNERS BECAUSE OF THE CONSTRUCTION OF THE SUBDIVISION.

THIS PLAT OF SUBDIVISION IS EXECUTED BY Sergio Morillo, Sr VP, Goldman

DATED THIS 9 DAY OF Feb, A.D. 2017
BY: Sergio Morillo
NAME: Sergio Morillo
TITLE: Sr VP Goldman

NOTARY'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Alma Rose, NOTARY PUBLIC IN AND FOR THE AFORESAID COUNTY AND STATE, DO HEREBY CERTIFY THAT Sergio Morillo, WHO IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED HE SIGNED AND DELIVERED THE FOREGOING PLAT OF SUBDIVISION AS HIS FREE AND VOLUNTARY ACT AND AS THE FREE AND VOLUNTARY ACT OF SAID Plat of Subdivision FOR THE USES AND PURPOSES HEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS 9 DAY OF Feb, A.D. 2017

NOTARY PUBLIC
Alma Rose

MY COMMISSION EXPIRES 7/31/19



MAYOR'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Gerald M. Seppico, MAYOR OF THE VILLAGE OF MELROSE PARK, ILLINOIS, DO HEREBY CERTIFY THAT THE SUBDIVIDED PLAT WAS PRESENTED TO AND BY RESOLUTION DULY APPROVED BY THE BOARD OF TRUSTEES AT ITS MEETING HELD ON Feb 09, 2017, A.D. 2017

Paul W. Curbish
MAYOR

CERTIFICATE AS TO SPECIAL ASSESSMENTS

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Debbie Todd, VILLAGE TREASURER OF THE VILLAGE OF MELROSE PARK, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT TAX DUES OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST THE TRACT OF LAND INCLUDED IN THE PLAT.

DATED THIS 31 DAY OF January, A.D. 2017

Debbie Todd
VILLAGE TREASURER

VILLAGE CLERK CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Mary Ann, VILLAGE CLERK OF THE VILLAGE OF MELROSE PARK, ILLINOIS MUNICIPAL CORPORATION, DO HEREBY CERTIFY THAT THE SUBDIVIDED PLAT WAS PRESENTED TO AND BY RESOLUTION DULY APPROVED BY THE BOARD OF TRUSTEES AT ITS MEETING HELD Feb 09, 2017, AND THAT THE REQUIRED BOND OR OTHER GUARANTEE HAS EITHER BEEN POSTED OR ADEQUATE PROVISION HAS BEEN MADE FOR SUCH BOND TO BE POSTED FOR THE COMPLETION OF THE IMPROVEMENTS REQUIRED BY THE REGULATIONS OF SAID VILLAGE.

DATED THIS 31 DAY OF Jan, A.D. 2017

Mary Ann
VILLAGE CLERK

DIRECTOR OF PUBLIC WORKS (OR VILLAGE ENGINEER'S) CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, SARV MARINE, DIRECTOR OF PUBLIC WORKS OF THE VILLAGE OF MELROSE PARK, AN ILLINOIS MUNICIPAL CORPORATION, HEREBY CERTIFIES THE SUBDIVIDED PLAT MEETS THE MINIMUM REQUIREMENTS OF SAID VILLAGE AND HAVE BEEN APPROVED BY ALL PUBLIC AUTHORITIES HAVING JURISDICTION THEREIN.

DATED AT Melrose Park, Cook County, Illinois

THIS 31 DAY OF Jan, A.D. 2017

Sarv Marine
DIRECTOR OF PUBLIC WORKS

COOK COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF COOK) SS

DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT GENERAL TAXES, NO UNPAID CURRENT GENERAL TAXES, NO UNPAID FORECLOSED TAXES AND NO REDEEMABLE TAX SALES AGAINST ANY OF THE LAND INCLUDED IN THE SUBDIVIDED PLAT.

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK AT ILLINOIS, THIS _____ DAY OF _____, A.D. 20__

BY: _____ COUNTY CLERK

DO NOT SIGN ANY DELINQUENT GENERAL TAXES UNPAID OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST THE TRACT OF LAND IN THE ABOVE PLAT
David D. Am
COUNTY CLERK
DATE Mar. 14, 17

AUTHORIZATION TO RECORD PLAT CERTIFICATE

I, ANTHONY J. STRICKLAND, ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 35-3437, HEREBY AUTHORIZE THE VILLAGE OF MELROSE PARK TO RECORD THIS PLAT OF SUBDIVISION.

DATED THIS 17 DAY OF February, A.D. 2017

Anthony J. Strickland
ANTHONY J. STRICKLAND
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 35-3437
MY LICENSE EXPIRES ON NOVEMBER 30, 2018
VIA COMPANIES OF ILLINOIS, LTD. PROFESSIONAL DESIGN FIRM NO. 184000992
THIS DESIGN FIRM NUMBER EXPIRES APRIL 30, 2017.

SURVEYOR'S CERTIFICATE
STATE OF INDIANA)
COUNTY OF LAKE) SS

THIS IS TO CERTIFY THAT I, ANTHONY J. STRICKLAND, ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3437, HAVE SURVEYED AND SUBDIVIDED THE FOLLOWING DESCRIBED PROPERTY:

PARCEL 1: THAT PART OF THE WEST 1235.10 FEET OF THE SOUTHEAST FRACTIONAL QUARTER OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT ON THE EAST LINE OF THE WEST 1235.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER 99.00 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE SOUTH 02 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID EAST LINE 1232.88 FEET; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST, 338.50 FEET; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST, 35.00 FEET; THENCE NORTH 10 DEGREES 36 MINUTES 32 SECONDS WEST, 121.35 FEET TO THE EAST LINE OF THE WEST 878.80 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE SOUTH 02 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID LINE, 195.01 FEET; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST, 34.50 FEET TO THE EAST LINE OF THE WEST 844.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST, 170.85 FEET TO A LINE 1708.00 FEET NORTH OF THE NORTH LINE OF NORTH AVENUE; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST ALONG SAID LINE, 222.22 FEET TO THE NORTH LINE OF THE WEST 844.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST ALONG SAID LINE, 131.28 FEET TO THE SOUTH LINE OF THE NORTH 99.00 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 88 DEGREES 17 MINUTES 41 SECONDS EAST, 761.02 FEET TO THE PLACE OF BEGINNING CONTAINING 22.2995 ACRES, MORE OR LESS, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF THE WEST 1235.10 FEET OF THE SOUTHEAST FRACTIONAL QUARTER OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:
COMMENCING AT A POINT ON THE EAST LINE OF THE WEST 1235.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER, 99.00 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE SOUTH 02 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID EAST LINE, 1232.88 FEET; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST, 338.50 FEET; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST, 35.00 FEET; THENCE NORTH 10 DEGREES 36 MINUTES 32 SECONDS WEST, 121.35 FEET TO THE EAST LINE OF THE WEST 878.80 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE SOUTH 02 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID LINE, 195.01 FEET; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST, 34.50 FEET TO THE EAST LINE OF THE WEST 844.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST, 170.85 FEET TO A LINE 1708.00 FEET NORTH OF THE NORTH LINE OF NORTH AVENUE; THENCE SOUTH 87 DEGREES 55 MINUTES 16 SECONDS WEST ALONG SAID LINE, 222.22 FEET TO THE NORTH LINE OF THE WEST 844.10 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 02 DEGREES 04 MINUTES 44 SECONDS WEST ALONG SAID LINE, 131.28 FEET TO THE SOUTH LINE OF THE NORTH 99.00 FEET OF SAID SOUTHEAST FRACTIONAL QUARTER; THENCE NORTH 88 DEGREES 17 MINUTES 41 SECONDS EAST, 761.02 FEET TO THE PLACE OF BEGINNING CONTAINING 0.9874 ACRES, MORE OR LESS, ALL IN COOK COUNTY, ILLINOIS.

I FURTHER CERTIFY THAT THIS LAND IS WITHIN THE CORPORATE LIMITS OF A MUNICIPALITY WHICH HAS AUTHORIZED A COMPREHENSIVE PLAN AND IS EXERCISING THE SPECIAL POWERS AUTHORIZED BY DIVISION 12 OF ARTICLE 11 OF THE ILLINOIS MUNICIPAL CODE AS NOW OR HEREAFTER AMENDED.

I FURTHER CERTIFY THAT THE ANNEXED PLAT IS A CORRECT REPRESENTATION OF SAID SURVEY AND SUBDIVISION. ALL DISTANCES ARE SHOWN IN FEET AND DECIMALS THEREOF. PERMANENT MONUMENTS WILL BE SET AT ALL LOT CORNERS, EXCEPT WHERE CONCRETE MONUMENTS ARE INDICATED.

DATED THIS 19TH DAY OF DECEMBER, A.D. 2016

Anthony J. Strickland
ANTHONY J. STRICKLAND
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 35-3437
MY LICENSE EXPIRES ON NOVEMBER 30, 2018
VIA COMPANIES OF ILLINOIS, LTD. PROFESSIONAL DESIGN FIRM NO. 184000992
THIS DESIGN FIRM NUMBER EXPIRES APRIL 30, 2017.



FINAL PLAT OF SUBDIVISION

FRESENIUS KABI USA, THE ROSE PARK II
1316
DRAWN BY: SPK PROJECT MANAGER: AIS
CMT: KED BY: AIS SCALE: 1" = 80'
DATE COMPLETED: 3/16
APP. COMPLETE: N/A

NO.	DATE	DESCRIPTION

PREPARED FOR:
FRESENIUS KABI USA, LLC
2020 N. RUBY STREET
MELROSE PARK, IL 60160
708-450-4514

Engineers 7323 James Avenue, Suite 100
Scientists Woodridge, IL 60517
630.724.3200
Surveyors 630.724.3200 fax
1380.com

Project No: 1317
Group N:
Sheet 1 of 1

ATTACHMENT 3

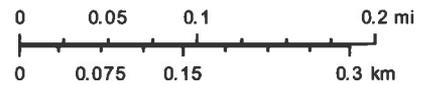
**List of Property Owners
Within 250' of the Site**

12-33-400-026



October 9, 2017

1:6,667



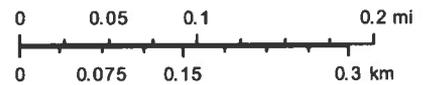
Cook County GIS Department

12-33-400-033



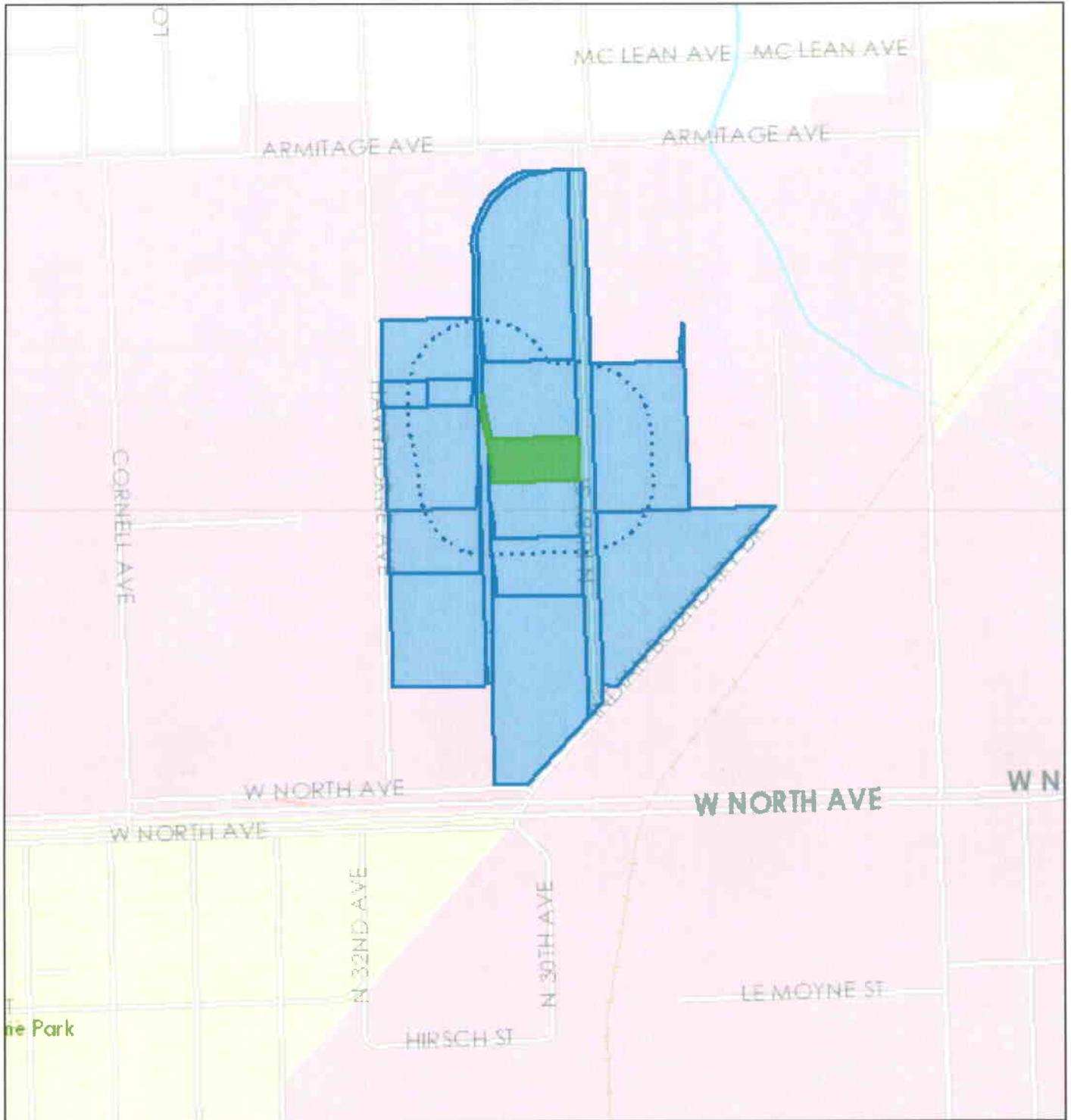
October 9, 2017

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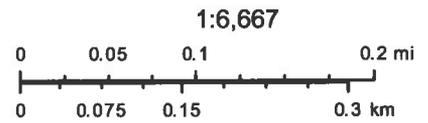


Cook County GIS Department

12-33-400-037

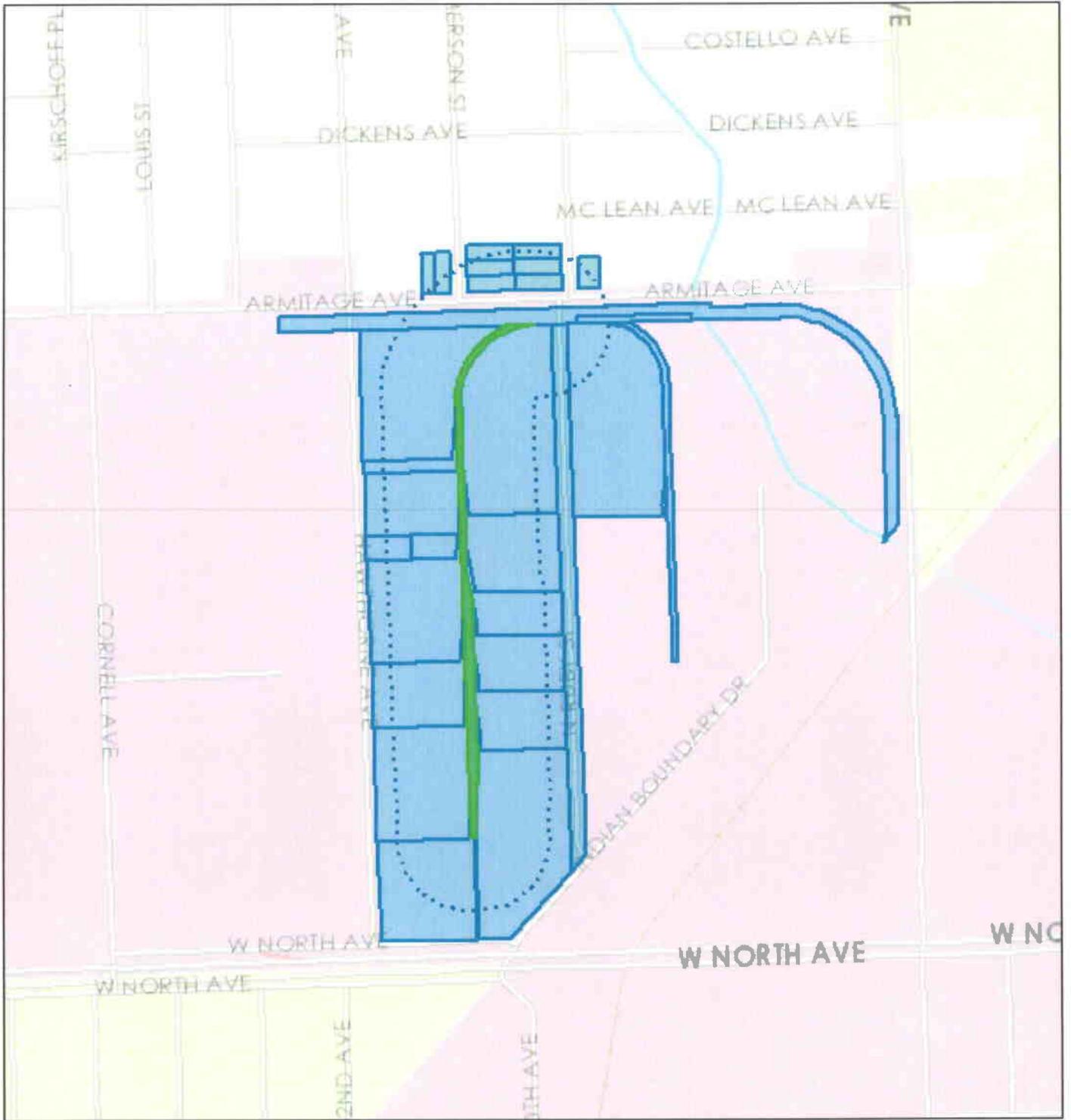


October 9, 2017

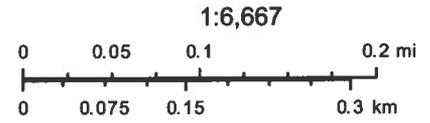


Cook County GIS Department

12-33-400-038

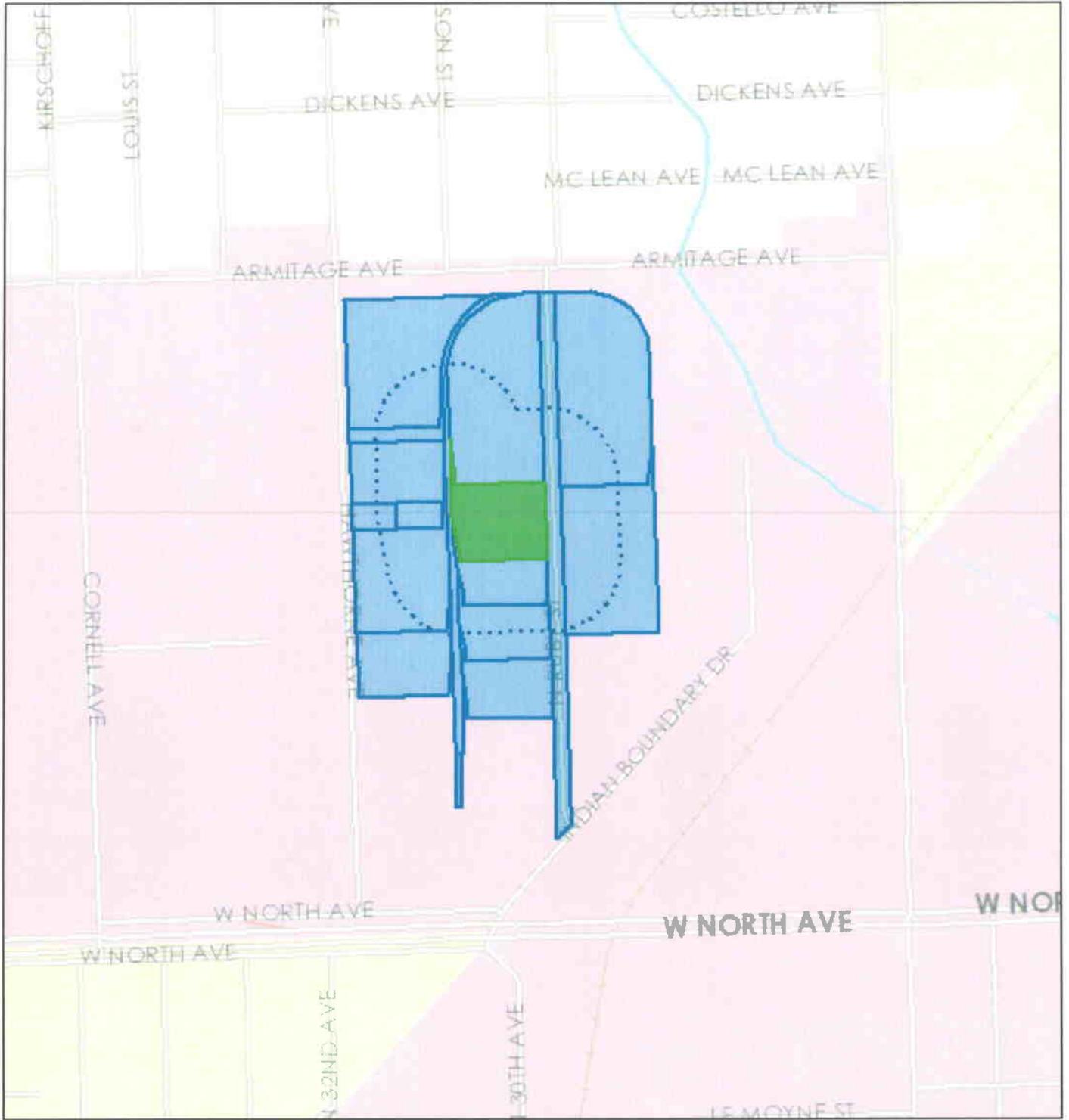


October 9, 2017



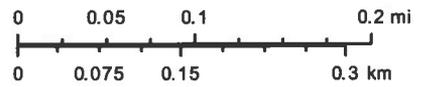
Cook County GIS Department

12-33-400-050



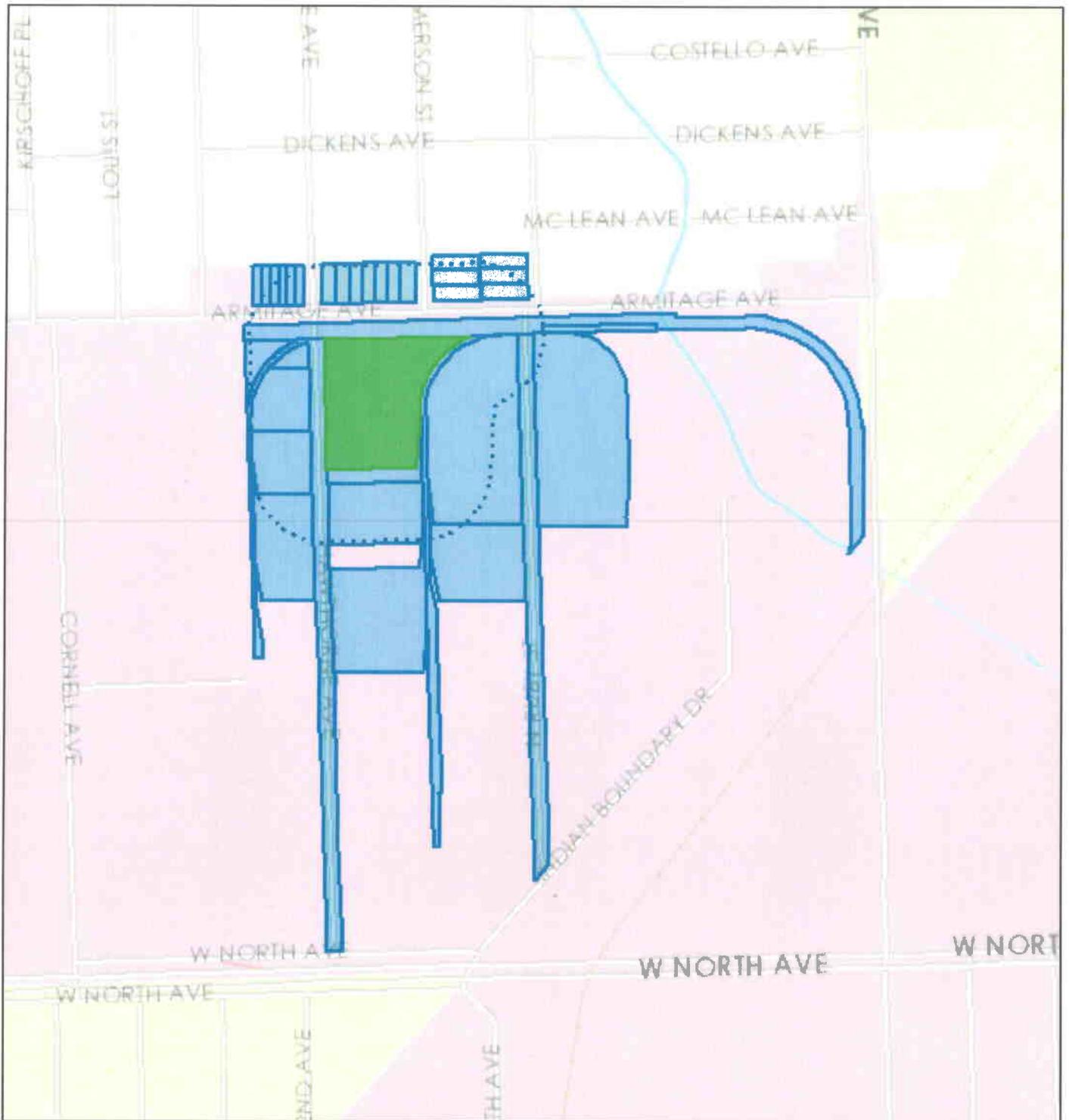
October 9, 2017

1:6,667

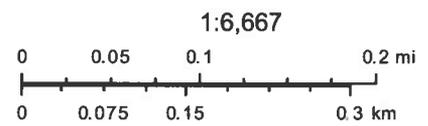


Cook County GIS Department

12-33-400-064



October 9, 2017

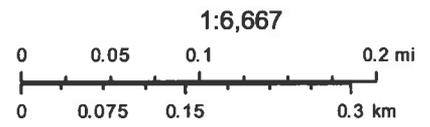


Cook County GIS Department

12-33-400-066



October 9, 2017

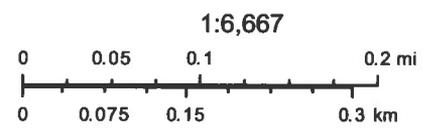


Cook County GIS Department

12-33-400-067



October 9, 2017

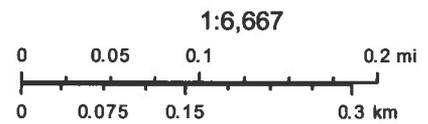


Cook County GIS Department

12-33-400-094

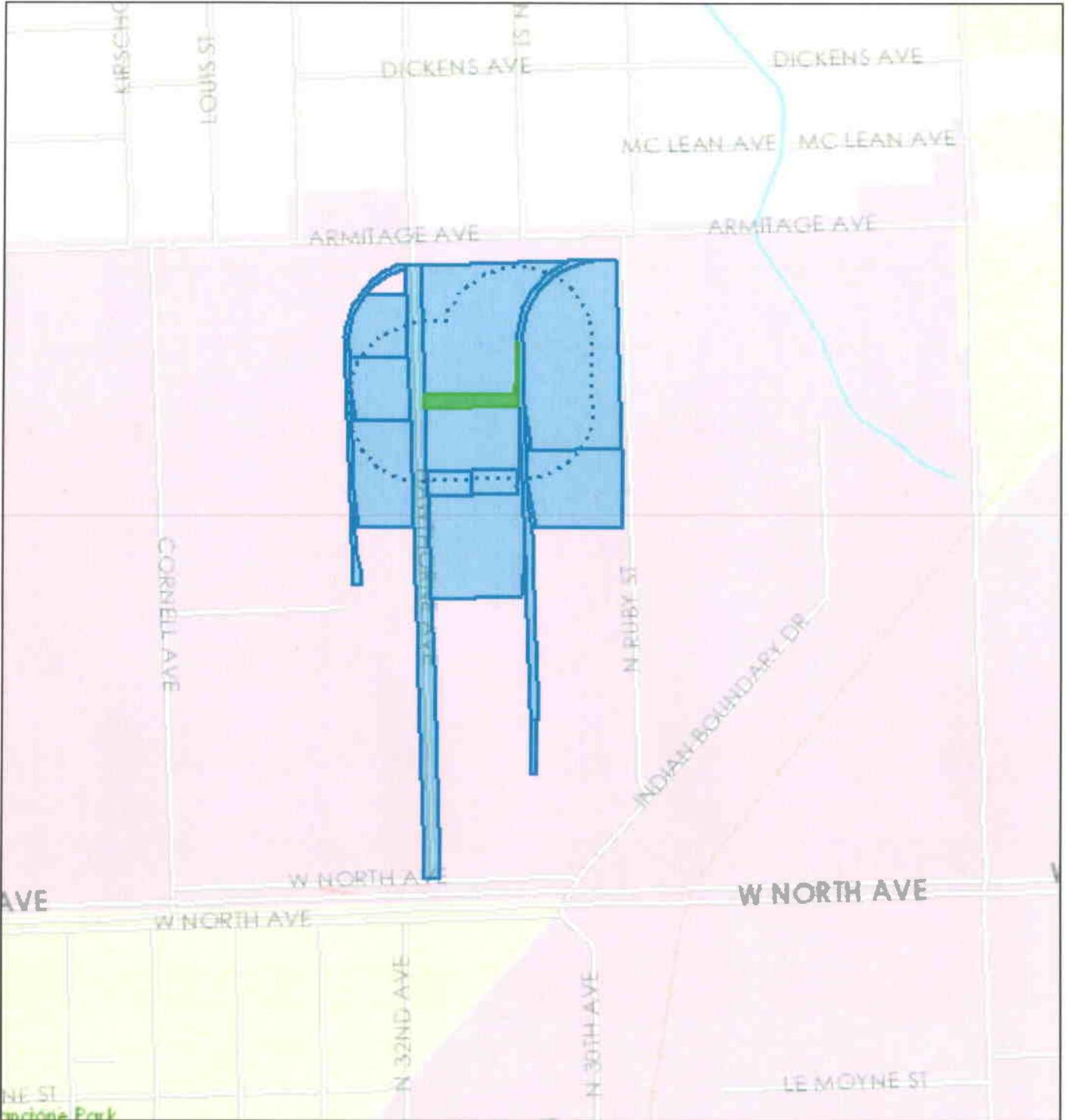


October 9, 2017

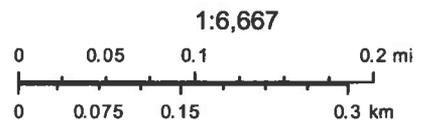


Cook County GIS Department

12-33-400-095



October 9, 2017



Cook County GIS Department



DICKENS AVE

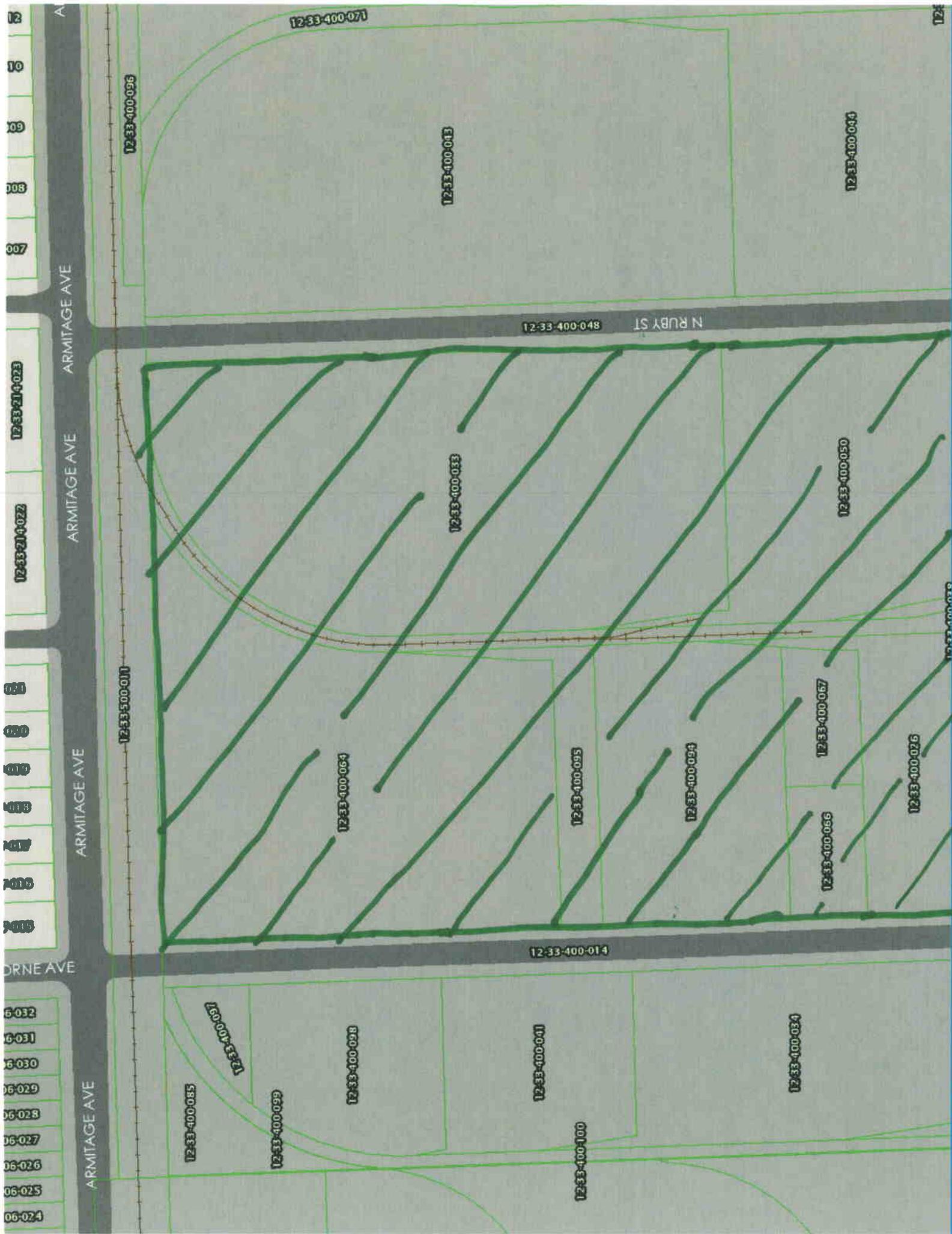
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12-33-207-020
12-33-207-021

DICKENS AVE
HAWTHORNE AVE
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12-33-214-005
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12-33-214-015
12-33-214-016

DICKENS AVE
N RUBY ST
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ARMITAGE AVE
ARMITAGE AVE
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06-032
06-031
06-030
06-029
06-028
06-027
06-026
06-025
06-024

ARMITAGE AVE
ARMITAGE AVE
ARMITAGE AVE
ORNE AVE

12-33-400-071
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N RUBY ST

12-33-400-071

12-33-400-044

12-33-400-056

12-33-400-048

12-33-400-050

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12-33-400-036

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12-33-400-066

HAWTHORNE AVE 12-33-400-014

12-33-400-034

12-33-400-090

12-33-400-091

12-33-302-016

12-33-400-099

12-33-400-100

12-33-302-047

029

037



Properties Located within .048mi of 12-33-400-026,033,037,038,050,064,066,067,094,095 per CookViewer, Cook County Maps

Parcel PIN		Mailing Address Info. Per Cook County Property Tax Portal						
Property Address	Mailing Name	Mailing Address	Mailing City	Mailing State	Mailing Zip			
12-33-206-027-0000	BERNARDO SANCHEZ	9643 W FULLERTON	MELROSE PARK	IL	60164			
12-33-206-028-0000	GUSTAVO & H LOPEZ	3209 W ARMITAGE	MELROSE PARK	IL	60160			
12-33-206-029-0000	WILLIAM OLAND	3207 ARMITAGE	MELROSE PARK	IL	60160			
12-33-206-030-0000	MR & MRS G CHAVEZ	3205 ARMITAGE AV	MELROSE PARK	IL	60160			
12-33-206-031-0000	MARIA & A MARTINEZ	3203 ARMITAGE AVE	MELROSE PARK	IL	60160			
12-33-206-032-0000	MARK H GARCIA	3201 ARMITAGE AVE	MELROSE PARK	IL	60160			
12-33-207-015-0000	GLORIA PATRICIA PEREZ	9936 W ARMITAGE AVE	MELROSE PARK	IL	60164			
12-33-207-016-0000	LILIANA REYES	9932 ARMITAGE AVE	MELROSE PARK	IL	60164			
12-33-207-017-0000	CRISTIAN E ALBA	9926 ARMITAGE AVE	MELROSE PARK	IL	60164			
12-33-207-018-0000	WILLIAM J WOLTER	9920 N ARMITAGE AV	MELROSE PARK	IL	60164			
12-33-207-019-0000	GALDINA SANTIAGO	9914 W ARMITAGE	MELROSE PARK	IL	60164			
12-33-207-020-0000	YESENIA SOTO	9908 W ARMITAGE AVE	MELROSE PARK	IL	60164			
12-33-207-021-0000	TAXPAYER OF	9902 ARMITAGE AVE	MELROSE PARK	IL	60164			
12-33-214-008-0000	ELIANA LIMON	22 WESTWARD	NORTHLAKE*	IL	00000-0000*			
12-33-214-016-0000	SALLY F HETTINGER	2022 N RUBY STREET	MELROSE PARK	IL	60164			
12-33-214-020-0000	DARREL G CULBERTSON	2009 EMERSON	MELROSE PARK	IL	60164			
12-33-214-021-0000	BARRY LEDERER	2014 RUBY ST	MELROSE PARK	IL	60164			
12-33-214-022-0000	ALFONSO RAMIEREZ	2003 EMERSON ST	MELROSE PARK	IL	60164			
12-33-214-023-0000	EUGENE JOHNSON	2008 N RUBY ST	MELROSE PARK	IL	60160			
12-33-229-001-0000	JOHN LONGO	2023 RUBY	MELROSE PARK	IL	60164			
12-33-229-007-0000	CASTOLINA ROSALES	2003 RUBY ST	MELROSE PARK	IL	60164			
12-33-229-008-0000	RICARDO GONZALEZ	9746 W ARMITAGE	MELROSE PARK	IL	60164			
12-33-302-043-0000	MENARDS	4777 MENARD DRIVE	EAU CLAIRE	WI	54703			
12-33-302-046-0000	JOSEPH S. YARIO	1980 HAWTHORNE AVE	MELROSE PARK	IL	60160			
12-33-302-047-0000	JOSEPH S. YARIO	1980 HAWTHORNE AVE	MELROSE PARK	IL	60160			
12-33-400-014-0000			PUBLIC ROADWAY					
12-33-400-028-0000	KERRY INC	3400 MILLINGTON RD	BELOIT	WI	53511			
12-33-400-034-0000	JLGL PROPERTIES LLC	205 PINE POINT DR	HIGHLAND PRK	IL	60035			
12-33-400-036-0000	2000 RUBY LLC	2000 RUBY AVENUE	MELROSE PARK	IL	60160			
12-33-400-041-0000	BIG 85 LLC	2050 N HAWTHORNE AVE	MELROSE PARK	IL	60160			
12-33-400-043-0000	TEMP EQUIPT	17725 VOLBRECHT ROAD	LANSING	IL	60438			
12-33-400-044-0000	1999 RUBY ST LLC	17725 VOLBRECHT ROAD	LANSING	IL	60438			
12-33-400-048-0000			PUBLIC ROADWAY					
12-33-400-052-0000	KRAFT CHEMICAL CO	1975 N HAWTHORNE	MELROSE PARK	IL	60160			
12-33-400-053-0000	KERRY INC	3400 MILLINGTON RD	BELOIT	WI	53511			

Properties Located within .048mi of 12-33-400-026,033,037,038,050,064,066,067,094,095 per CookViewer, Cook County Maps

Parcel PIN		Mailing Address Info. Per Cook County Property Tax Portal						
Property Address	Mailing Name	Mailing Address	Mailing City	Mailing State	Mailing Zip			
12-33-400-056-0000	1975 RUBY ST	BODYCOTE THERMAL PROC	12700 PARK CENTRAL 700	DALLAS	TX	75251		
12-33-400-069-0000	3141 NORTH AVE	KERRY INC	3400 MILLINGTON RD	BELOIT	WI	53511		
12-33-400-071-0000	2040 INDIAN BOUNDARY DR	TEMP EQUIPT	17725 VOLBRECHT ROAD	LANSING	IL	60438		
12-33-400-081-0000	1950 RUBY ST	CENTERPOINT PROPERTIES	1808 SWIFT DR	OAK BROOK	IL	60523		
12-33-400-082-0000	1950 W NORTH AVE	CENTERPOINT PROPERTIES	1808 SWIFT DR	OAK BROOK	IL	60523		
12-33-400-085-0000	2085 CORNELL AVE	CORNELL AVE BLDG CORP	2085 N CORNELL	MELROSE PARK	IL	60160		
12-33-400-090-0000	2006 N HAWTHORNE AVE	2000 HAWTHORNE LLC	1441 KATHRYN LANE	LAKE FORREST	IL	60045		
12-33-400-091-0000	2000 N HAWTHORNE AVE	2000 HAWTHORNE LLC	1441 KATHRYN LANE	LAKE FORREST	IL	60045		
12-33-400-096-0000	0 RUBY ST	TEMP EQUIPT	17725 VOLBRECHT ROAD	LANSING	IL	60438		
12-33-400-097-0000	2090 N HAWTHORNE AVE	CROWN CASTLE GT CORP	4017 WASHINGTON RD	MCMURRAY	PA	15317		
12-33-400-098-0000	2080 N HAWTHORNE AVE	JG HESSCO LLC	981 STONEFIELD CIR	INVERNESS	IL	60067		
12-33-400-099-0000	2040 N HAWTHORNE AVE	DJANE COOK	4N194 HAWTHORNE	SENSEVILLE	IL	60106		
12-33-500-011-0000	0 N HAWTHORNE AVE			PUBLIC ROADWAY				

* FROM COOK COUNTY TREASURERS OFFICE

ATTACHMENT 4

**Notice of Petition
To Be Mailed By Co-Permittee
To Property Owners Located Within
250' Of The Site**

NOTICE OF PETITION

Dear Property Owner;

Fresenius Kabi, located at 2020 Ruby Street in the Village of Melrose Park, is proposing an expansion of its production facility, which is located partially within the Silver Creek Floodplain. Pursuant to MWRDGC WMO section 1102.2 (notification of Property Owners located within 250 feet of the Development), Fresenius Kabi is providing Notice of their Petition for Variance to WMO section 602.17:

“If a LOMR is required by FEMA, no building construction shall take place until the approved LOMR is issued by FEMA “

Approval of this Variance would allow building construction to proceed prior to approval of the final FEMA Letter of Map Revision based on Fill (LOMR-F). This Variance request is in compliance with FEMA NFIP requirements for construction within a flood protection area. It should also be noted that an approved Conditional Letter of Map Revision based on Fill (CLOMR-F) for this work was obtained from FEMA on June 02, 2017.

Copies of the full Petition of Variance may be obtained by contacting Fresenius Kabi's representative, Eriksson Engineering Associates via phone at 847-223-4804.

Upon request, any and all documents concerning this petition for variance will be made available for inspection at the Development location noted above.

Any person may submit written comments regarding this Petition for Variance to the Clerk of the MWRDGC within twenty-one (21) calendar days of this publication. Comments should be sent to:

Metropolitan Water Reclamation District of Greater Chicago
Clerk of the District
100 East Erie Street
Chicago IL 60611

ATTACHMENT 5

**Notice of Petition
To Be Placed By Co-Permittee
In A Cook County Newspaper
With A General Circulation In The
Vicinity Of The Site**

NOTICE OF PETITION

Fresenius Kabi, located at 2020 Ruby Street in the Village of Melrose Park, is proposing the expansion of its production facility, located partially within the Silver Creek floodplain. Pursuant to MWRDGC WMO section 1102.1 for Variance Petitions, Fresenius Kabi is providing Notice of their Petition for Variance to WMO section 602.17, which restricts building construction within a floodplain until approval of a LOMR by FEMA. In compliance with FEMA NFIP requirements, this Variance would allow Building Construction to begin prior to approval of the FEMA LOMR-F.

Copies of the full Petition may be obtained by contacting Fresenius Kabi's representative: Eriksson Engineering Associates via phone at 847-223-4802. Upon request, any and all documents concerning this petition for variance will be made available for inspection at the Development location noted above.

Any person may submit written comments regarding this Petition for Variance to the Clerk of the MWRDGC within twenty-one (21) calendar days of this publication.

Comments should be sent to:

Metropolitan Water Reclamation District of Greater Chicago
Clerk of the District
100 East Erie Street
Chicago IL 60611

ATTACHMENT 6

**Copy of
FEMA CLOMR-F
Approval**



Federal Emergency Management Agency

Washington, D.C. 20472

June 02, 2017

THE HONORABLE RONALD M. SERPICO
MAYOR, VILLAGE OF MELROSE PARK
1000 N. 25TH AVENUE
MELROSE PARK, IL 60160

CASE NO.: 17-05-3401C
COMMUNITY: VILLAGE OF MELROSE PARK, COOK
COUNTY, ILLINOIS
COMMUNITY NO.: 170125

DEAR MR. SERPICO:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if the property described in the enclosed document is located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our determination is shown on the attached Conditional Letter of Map Revision based on Fill (CLOMR-F) Comment Document. This comment document provides additional information regarding the effective NFIP map, the legal description of the property and our comments regarding this proposed project.

Additional documents are enclosed which provide information regarding the subject property and CLOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. Other attachments specific to this request may be included as referenced in the Determination/Comment document. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Sincerely,

Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration

LIST OF ENCLOSURES:

CLOMR-F COMMENT DOCUMENT

cc: Mr. George Dreger



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

COMMUNITY AND MAP PANEL INFORMATION		LEGAL PROPERTY DESCRIPTION
COMMUNITY	VILLAGE OF MELROSE PARK, COOK COUNTY, ILLINOIS	A portion of Section 33, Township 40 North, Range 12 East, Third Principal Meridian, as described in the Special Warranty Deeds recorded as Document Nos. 1216610036, 1401435007, 1401435008 and 1622455020; and in the Quitclaim Deed recorded as Document No. 1511701013, all in the Office of the Recorder of Deeds, Cook County, Illinois
	COMMUNITY NO.: 170125	
AFFECTED MAP PANEL	NUMBER: 17031C0386J	
	DATE: 8/19/2008	
FLOODING SOURCE: SILVER CREEK		APPROXIMATE LATITUDE & LONGITUDE OF PROPERTY: 41.912254, -87.870331 SOURCE OF LAT & LONG: LOMA LOGIC DATUM: NAD 83

COMMENT TABLE REGARDING THE PROPOSED PROPERTY (PLEASE NOTE THAT THIS IS NOT A FINAL DETERMINATION. A FINAL DETERMINATION WILL BE MADE UPON RECEIPT OF AS-BUILT INFORMATION REGARDING THIS PROPERTY.)

LOT	BLOCK/ SECTION	SUBDIVISION	STREET	OUTCOME WHAT WOULD BE REMOVED FROM THE SFHA	FLOOD ZONE	1% ANNUAL CHANGE FLOOD ELEVATION (NAVD 88)	LOWEST ADJACENT GRADE ELEVATION (NAVD 88)	LOWEST LOT ELEVATION (NAVD 88)
--	--	--	2020 North Ruby Street	Structure	X (shaded)	634.5 feet	635.2 feet	--

Special Flood Hazard Area (SFHA) - The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

ADDITIONAL CONSIDERATIONS (Please refer to the appropriate section on Attachment 1 for the additional considerations listed below.)

PORTIONS REMAIN IN THE SFHA
CONDITIONAL LOMR-F DETERMINATION
STUDY UNDERWAY

This document provides the Federal Emergency Management Agency's comment regarding a request for a Conditional Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we have determined that the proposed structure(s) on the property(ies) would not be located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood) if built as proposed. Our final determination will be made upon receipt of a copy of this document, as-built elevations, and a completed Community Acknowledgement form. Proper completion of this form certifies the subject property is reasonably safe from flooding in accordance with Part 65.5(a)(4) of our regulations. Further guidance on determining if the subject property is reasonably safe from flooding may be found in FEMA Technical Bulletin 10-01. A copy of this bulletin can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or from our web site at <http://www.fema.gov/mit/tb1001.pdf>. This document is not a final determination; it only provides our comment on the proposed project in relation to the SFHA shown on the effective NFIP map.

This comment document is based on the flood data presently available. The enclosed documents provide additional information regarding this request. If you have any questions about this document, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

PORTIONS OF THE PROPERTY REMAIN IN THE SFHA (This Additional Consideration applies to the preceding 1 Property.)

Portions of this property, but not the subject of the Determination/Comment document, may remain in the Special Flood Hazard Area. Therefore, any future construction or substantial improvement on the property remains subject to Federal, State/Commonwealth, and local regulations for floodplain management.

CONDITIONAL LOMR-F DETERMINATION (This Additional Consideration applies to the preceding 1 Property.)

Comments regarding this conditional request are based on the flood data presently available. Our final determination will be made upon receipt of this Comment Document, certified as-built elevations and/or certified as-built survey. Since this request is for a Conditional Letter of Map Revision based on Fill, we will also require the applicable processing fee, and the "Community Acknowledgement" form. Please note that additional items may be required before a final as-built determination is issued.

This letter does not relieve Federal agencies of the need to comply with Executive Order 11988 on Floodplain Management in carrying out their responsibilities and providing Federally undertaken, financed, or assisted construction and improvements, or in their regulating or licensing activities.

STUDY UNDERWAY (This Additional Consideration applies to all properties in the CLOMR-F COMMENT DOCUMENT)

This determination is based on the flood data presently available. However, the Federal Emergency Management Agency is currently revising the National Flood Insurance Program (NFIP) map for the community. New flood data could be generated that may affect this property. When the new NFIP map is issued it will supersede this determination. The Federal requirement for the purchase of flood insurance will then be based on the newly revised NFIP map.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

A handwritten signature in black ink, appearing to read "Luis V. Rodriguez".

Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration