

**AN ORDINANCE AMENDING CHAPTER 28**  
**OF THE ARLINGTON HEIGHTS MUNICIPAL CODE**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS:

SECTION ONE: that Section 28-3, Definitions is hereby amended as follows (the language being added is highlighted and underlined)

65. Institution, Residential: A housing facility owned, managed, supervised or controlled by an organization such as a place of worship, public school, hospital, intermediate care facility or municipal owned or operated building. Such housing facility shall be used for dwelling purposes only and be limited to members of, or persons under the supervision or control of the institutional organization such as, but not limited to, elderly, students, clergy, and disabled.

SECTION TWO: That Section 28-5, Use Districts, Establishment of Zones, is hereby amended as follows (the language being added is highlighted and underlined and the language being deleted is stricken):

a. That Section 5.1-0, One Family Dwelling District (R-E), is hereby amended as follows:

1. Sections 5.1-0.1 through 5.1-0.5 are hereby renumbered 5.1-0.2 through 5.1-0.6 accordingly.
2. Section 5.1-0.1 Minimum Lot Size in an R-E District is hereby added as follows:

5.1-0.1 Minimum Lot Size: 20,000-sq. ft. Standard and Corner; Churches, Convents & Monasteries: 20,000-sq. ft. Standard and Corner

3. The following portion of Section 5.1-0.2, Minimum Lot Size and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-0.12 ~~Minimum Lot Size and~~ Minimum Lot Width at Building Line:**

	<u>Minimum Lot Size</u>	<u>Minimum Lot Width at Building Line</u>
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

b. That Section 5.1-1, One Family Dwelling District (R-1), is hereby amended as follows:

1. That Sections 5.1-1.1 through 5.1-1.5 are hereby renumbered 5.1-1.2 through 5.1-1.6 accordingly.

2. That Section 5.1-1.1 Minimum Lot Size in an R-1 District is hereby added as follows:

**5.1-1.1 Minimum Lot Size:** 15,000-sq. ft. Standard & Corner; Churches, Convents & Monasteries: 20,000-sq. ft. Standard & Corner

3. The following portion of Section 5.1-1.2, Minimum Lot Size and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-1.12 ~~Minimum Lot Size and~~ Minimum Lot Width at Building Line:**

	<u>Minimum Lot Size</u>	<u>Minimum Lot Width at Building Line</u>
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

c. That Section 5.1-2, One Family Dwelling District (R-2), is hereby amended as follows:

1. That Sections 5.1-2.1 through 5.1-2.5 are hereby renumbered 5.1-2. through 5.1-2.6 accordingly.

2. That Section 5.1-2.1 Minimum Lot Size in an R-2 District is hereby added as follows:

**5.1-2.1 Minimum Lot Size:** Standard 10,000-sq. ft., Corner 10,000-sq. ft.; Churches, Convents & Monasteries: 20,000-sq. ft. Standard & Corner

3. The following portion of Section 5.1-2.2, Minimum Lot Size and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-2.12 ~~Minimum Lot Size and~~ Minimum Lot Width at Building Line:**

	<u>Minimum Lot Size</u>	<u>Minimum Lot Width at Building Line</u>
Standard or Corner	10,000-14,999 sq. feet	75 feet (standard) 90 feet (corner)
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

d. That Section 5.1-3, One Family Dwelling District (R-3), is hereby amended as follows:

1. That Sections 5.1-3.1 through 5.1-3.5 are hereby renumbered 5.1-3.2 through 5.1-3.6 accordingly.
2. That Section 5.1-3.1 Minimum Lot Size, in an R-3 District is hereby added as follows:

**5.1-3.1 Minimum Lot Size:** Standard 8,750-sq. ft., Corner 9,900-sq. ft., Churches, Convents & Monasteries: 20,000-sq. ft. Standard & Corner

3. The following portion of Section 5.1-3.2, Minimum Lot Size and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-3.12 ~~Minimum Lot Size and~~ Minimum Lot Width at Building Line:**

	<u>Minimum Lot Size</u>	<u>Minimum Lot Width at Building Line</u>
Standard or Corner	8,750-9,999 sq. feet	70 feet (standard) 90 feet (corner)
Standard or Corner	10,000-14,999 sq. feet	75 feet (standard) 90 feet (corner)
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

a. ~~When two or more parcels of land, each of which lacks adequate area and dimension to qualify for a permitted use under the requirements of the Use District in which they are located, are contiguous and are held in one ownership prior to December 21, 1959, they shall be maintained and used as one zoning lot for such use.~~

b. ~~Any single lot or parcel of land, held in one ownership prior to October 4, 1955 which was of record as of March 15, 2004, that does not meet the requirements for minimum lot width and area, may be utilized for a permitted use, provided that yards, courts or usable open space are not less than 75% of the minimum required dimensions of areas.~~

ea. Where lots front upon a cul-de-sac or curved street having a radius of 200 feet or less, minimum lot widths as set forth above shall be measured at the building setback line along an arc parallel to the right-of-way of such cul-de-sac or curved street. Such lots shall also be laid out so that their frontage length, as measured on the arc of such right-of-way line is not less than 50% of the required lot width measured at the building setback line. Refer to Chapter 29 of the Municipal Code for further information regarding layout

and design of lots.

- db. The Director of Building may issue a building permit for the erection of a single family residence on any parcel of land which does not meet the minimum lot requirements of width or area or both, of the District, if such parcel fronts on a street which has a majority of the developed lots that both front on said street and are contained between two adjacent streets which intersect with said street (or in lieu of a second intersecting street, a public park, cemetery, railroad right-of-way, a cul-de-sac, waterway or a corporate boundary line of the Village) that are either less than the minimum area or width, or both required by the District; provided that no permit shall be issued pursuant hereto for any parcel containing less than 6,250-square feet and a frontage less than 49 feet.

If there is an existing principal residence on a parcel, this paragraph is not applicable. The parcel is deemed buildable and permits may be issued for either a new residence or alterations to the existing residence.

- e. That Section 5.1-4, Two Family Dwelling District (R-4), is hereby amended as follows:

1. That Sections 5.1-4.1 through 5.1-4.6 are hereby renumbered 5.1-4.2 through 5.1-4.7 accordingly.
2. That Section 5.1-4.1 Minimum Lot Size, in an R-4 District is hereby added as follows:

**5.1-4.1 Minimum Lot Size:**

**a. Single Family: Standard 8,750-sq. ft., Corner 9,900-sq. ft., Churches, Convents & Monasteries: 20,000-sq. ft. Standard & Corner**

- b. For Two Family Dwellings, Standard or Corner:

**Minimum Lot Size**

4-bedroom	7,000 sq. feet per dwelling unit
3-bedroom	6,000 sq. feet per dwelling unit
2-bedroom	5,000 sq. feet per dwelling unit

3. The following portion of Section 5.1-4.2, Minimum Lot Size and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-4.12 Minimum Lot Size and Minimum Lot Width at Building Line.**

- a. Single Family Dwellings:

	<b><u>Minimum Lot Size</u></b>	<b><u>Minimum Lot Width at Building Line</u></b>
Standard or Corner	8,750-9,999 sq. feet	70 feet (standard) 90 feet (corner)
Standard or Corner	10,000-14,999 sq. feet	75 feet (standard) 90 feet (corner)

Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

**b. Two Family Dwellings:**

**Minimum Lot Width at Building Line**  
**Standard or Corner**  
**4 bedroom: 105**

**3 bedroom: 90**  
**2 bedroom: 50**

f. That Section 5.1-5, Multiple Family Dwelling District (R-5), is hereby amended as follows:

1. That Sections 5.1-5.1 through 5.1-5.7 are hereby renumbered 5.1-5.2 through 5.1-5.8 accordingly.
2. That Section 5.1-5.2 Minimum Lot Size/Density and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-5.12 Minimum Lot Size/Density and Minimum Lot Width at Building Line.** Each multi-family building or buildings shall be situated on a zoning lot with a net area of not less than 20,000-square feet.

**Minimum Lot Size:**

**a. Single Family: Standard 8,750-sq. ft., Corner 9,900-sq. ft., Churches, Convents, Monasteries: 20,00 sq. ft. Standard & Corner**

**b. Multiple Two Family Dwellings**

	<u>Minimum Lot Size Density</u> (No minimum lot width)
4-bedroom	5,000 sq. feet per dwelling unit
3-bedroom	4,000 sq. feet per dwelling unit
2-bedroom or less	3,500 sq. feet per dwelling unit

**Minimum Lot Width at Building Line:**

**Minimum Lot Size**

**Minimum Lot Width at Building Line**

Standard or Corner	8,750-9,999 sq. feet	70 feet (standard) 90 feet (corner)
Standard or Corner	10,000-14,999 sq. feet	75 feet (standard) 90 feet (corner)
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

g. That Section 5.1-6, Multiple Family Dwelling District (R-6), is hereby amended as follows:

1. That Sections 5.1-6.1 through 5.1-6.7 are hereby renumbered 5.1-6.2 through 5.1-6.8 accordingly.
2. That Section 5.1-6.1 Minimum Size Zoning District, in an R-6 District is hereby added as follows:

**5.1-6.1 Minimum Size Zoning District: One-Acre**

3. That Section 5.1-6.2 Minimum Lot Size/Density and Minimum Lot Width at Building Line, is hereby amended as follows:

**5.1-6.1<sup>2</sup> Minimum Lot Size/Density and Minimum Lot Width at Building Line.**

**Minimum Lot Size:**

**a. Single Family: Standard 8,750-sq. ft., Corner 9,900-sq. ft. Churches, Convents & Monasteries 20,000-sq. ft. Standard and Corner**

b. Multiple Family Dwellings:

	<u>Minimum Lot Size Density</u> (No minimum lot width)
4-bedroom	4,000 sq. feet per dwelling unit
3-bedroom	3,500 sq. feet per dwelling unit
2-bedroom or less	2,500 sq. feet per dwelling unit

**Minimum Lot Width at Building Line:**

	<u>Minimum Lot Size</u>	<u>Minimum Lot Width at Building Line</u>
Standard or Corner	8,750-9,999 sq. feet	70 feet (standard) 90 feet (corner)
Standard or Corner	10,000-14,999 sq. feet	75 feet (standard)

		90 feet (corner)
Standard or Corner	15,000-19,999 sq. feet	90 feet
Standard or Corner	20,000-29,999 sq. feet	100 feet
Standard or Corner	30,000 sq. feet-less than one acre	125 feet
Standard or Corner	one acre or more	150 feet
Churches, Convents and Monasteries	up to 29,999 sq. feet	100 feet
Churches, Convents and Monasteries	30,000 sq. feet-less than one acre	125 feet
Churches, Convents and Monasteries	one acre or more	150 feet

SECTION THREE: The provisions of this Ordinance are severable, and the invalidity of any phrase, clause or part of this Ordinance shall not affect the validity or effectiveness of the remainder of this Ordinance.

SECTION FOUR: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its passage and approval and publication in pamphlet form, in the manner provided by law.

AYES:

NAYS:

PASSED AND APPROVED this --st day of -----, 2021.

\_\_\_\_\_  
Village President

ATTEST:

\_\_\_\_\_  
Village Clerk