

**RESOLUTION GRANTING AN AMENDMENT TO A SPECIAL USE PERMIT
FOR GROUNDS FOR RECREATIONAL CLUBS - NONCOMMERCIAL
FOR THE BARRINGTON HILLS POLO CLUB AT 350 BATEMAN ROAD**

WHEREAS, the Board of Trustees of the Village of Barrington Hills (“Board of Trustees”) granted a special use permit (the “Permit”) to the Barrington Hills Polo Club (the “Club”) for the operation of a Recreational Club-Non-Commercial on the polo field at 350 Bateman Road, Barrington Hills, Illinois pursuant to Resolution 08-16; and

WHEREAS, the Board of Trustees granted an amendment to the Permit to extend the expiration date of the Permit and to amend the conditions to the Permit pursuant to Resolution 09-04; and

WHEREAS, the Club filed a petition to further amend the Permit to allow for the elimination of an expiration date and to amend the conditions to the Permit; and

WHEREAS, the Zoning Board of Appeals (“ZBA”) has made a recommendation to approve the amendment to the Permit as requested by the Club, subject to the new conditions and restrictions contained in the ZBA’s Findings and Recommendations dated March 25, 2011.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois as a Home Rule municipality, that the Permit is amended, subject to the following new conditions and restrictions:

1. The following definitions shall apply to the conditions to this Special Use Permit:

“Match” means a polo match hosted by the Polo Club that is not advertised to the public in which opposing teams wear uniforms, referees enforce the rules and the official score is kept.

“Match Day” means any day on which the Polo Club hosts up to but not more than two Matches not exceeding a total of ten chukkers.

“Public Event” means an annual polo event, which is presently known as the Kalaway Cup, hosted by the Polo Club where members of the public are invited to attend a match or matches, for a fee, and where food and drink may be served and consumed on premises and where live entertainment is permitted.

2. The Polo Club shall keep a written record, including the date and time, for each Match where 20 or more players participate, of the number of players, spectators and vehicles and shall record a summary of any incidents that occur on the Polo Field or the Property that are related to the activities of the Polo Club.

March 25, 2011

To: President and Board of Trustees
Village of Barrington Hills

RE: Amendment to Special Use Permit – Grounds for Recreational Club - Noncommercial
(Resolution 08-16 as amended by Resolution 09-04)
The Barrington Hills Polo Club Inc., an Illinois not-for-profit corporation (referred to
herein as "Petitioner" or "Polo Club")
Existing Polo Field (the "Polo Field") located at 350 Bateman Road (the "Property")

This is to advise you that at a public hearing of the Zoning Board of Appeals (ZBA) held at 7:30 p.m. on Monday, February 28, 2011, in the MacArthur Room of the Village Hall where a quorum was present (Member Rosene having recused herself), the ZBA concluded its consideration of an application of the Petitioner, to amend the special use permit to operate a Recreational Club for the purpose of playing polo on the Polo Field at the Property that was originally granted on July 28, 2008 by Resolution 08-16 and amended March 6, 2009 by Resolution 09-04 (the "Special Use").

The Application for Amendment of the Special Use Granted to the Barrington Hills Polo Club for Use of the Polo Field at 350 Bateman Road (the "Application") was submitted by the Polo Club on November 29, 2010. The Petition submitted a Supplemental Submission to the ZBA on January 18, 2011. Per the testimony of John Rosene (208A Braeburn Road), President of the Polo Club, notice of the hearing was published in a timely manner in the Barrington Daily Herald on December 1, 2010, as well as posted in the Village Hall. Individual notice was also provided to all property owners within 250 feet (excluding streets and rights-of-way) as recorded in the Cook County real estate tax records and a proper sign was posted at the Property. At the hearing, Mr. Rosene provided the ZBA with proof of service to such property owners.

The ZBA heard testimony, statements and received exhibits from John Rosene on behalf of the Polo Club. Petitioner was represented at the public hearing by Lisa Scott of Scott Immigration Law Firm, 134 N. LaSalle Street, Ste. 1618, Chicago, Illinois. The ZBA also heard testimony, statements and received exhibits from Jim Drury (7 Deepwood Road) and Mike McLaughlin (2 Deepwood Road), regarding their opposition to the amendment to the Special Use as proposed by the Polo Club. Jim Drury and Mike McLaughlin were represented at the public hearing by attorney Thomas R. Burney, of Schain Burney Banks & Kenny, 70 W. Madison Street, Ste. 4500, Chicago, Illinois. Additional testimony was provided by residents Dan Lundmark of 23 Bow Lane, Nancy Schmid of 8 Fox Hunt Road, Matt Yeterian of 13 Deepwood Road, John Pappas of 23 West County Line Road, Karen Selman of 116 Brinker Road, Megan West of 208A Braeburn Road, Mark Suppes of 235 Oak Knoll, Sal Falco of 360 Deepwood Road, Charles Meroni of 5 Bellwood and Thomas Patrick of 122 Brinker Road. Douglas E. Wambach (December 20, 2010) and then Joseph E. von Meier (January 19, 2011, February 16, 2011 and February 28, 2011) of Burke, Warren, MacKay & Serritella, P.C., were on hand in their capacity as Village Attorney.

John Rosene testified that the purpose for Application was to extend the time period of the Special Use, since the Special Use was schedule to expire December 31, 2010 and to modify some of the conditions placed on the Special Use per Resolution 08-16 as amended by Resolution 09-04. John Rosene provided statements, testimony and Exhibits establishing that the Polo Club's practices and the Kalaway Cup event were conducted in conformance with the conditions established by Village Board in Resolutions 08-16 and 09-04. He further testified that the Polo Club received no complaints from the neighbors adjacent to the Polo Field or from the community at large. Drury and McLaughlin argued that the 2008 and 2009 conditions placed on the Special Use necessary and should not be modified. They further argued that the Special Use should only be extended for one (1) year in order to provide the neighbors with opportunity to present objections to the further extension of the Special Use if the conditions are not being adhered to.

FACTS

On July 25, 2008, the Zoning Board of Appeals issued its findings and recommendations ("2008 Findings") regarding the Polo Club's June 2, 2008, Petition for Special Use pursuant to Section 5-5-5-3(A) - "Grounds for recreational clubs, noncommercial" in order to operate the Polo Club on the Polo Field (a copy of the 2008 Findings are attached as Exhibit A hereto and made a part hereof). On July 28, 2008, the Village Board passed Resolution 08-16 by a vote of four (4) Ayes and one (1) Nay (Trustee Knoop being absent and President Abboud abstaining) granting the Special Use Permit for Grounds for Recreational Clubs - Noncommercial for Barrington Hills Polo Club at 350 Bateman Road (a copy of Resolution 08-16 is attached as Exhibit B hereto and made a part hereof). On February 18, 2009 the Zoning Board of Appeals issued its findings and recommendations ("2009 Findings") regarding the Polo Club's January 28, 2009, petition to amend the Special Use that was originally granted on July 28, 2008 (a copy of the 2009 Findings are attached as Exhibit C hereto). Following the February 18, 2009 public hearing before the ZBA, Member Freeman, of the ZBA, requested a Special Meeting for the purpose of introducing a motion to amend the motion adopted by the ZBA at its February 18, 2009 meeting (the "2-18-09 Motion"). The 2-18-09 Motion, made by Member Johnson and seconded by Member Freeman, read, "*I move we extend the date on number 1 to December 31, 2010 and extend the date on number 12 to June 1st, 2010.*" The ZBA adopted the 2-18-09 Motion by a vote of four (4) ayes and zero (0) nays with one (1) abstention. Following discussion at the March 2, 2009 Special Meeting, Member Freeman introduced the following motion, "*I move to amend the motion that was adopted at the February 18th, 2009 meeting of the ZBA relating to amending the Barrington Hills Polo Club special use permit as set forth in Resolution 08-16 passed July 28, 2008, to replace the words, 'extend the date on No. 12 to June 1st, 2010,' with 'delete No. 12.'*" Member Mullen seconded Member Freeman's motion and the ZBA adopted the motion on a vote of five (5) ayes and zero (0) nays. On March 2, 2009, the Zoning Board of Appeals issued additional findings and recommendations ("Additional Findings") with respect to Member Freeman's March 2, 2009 Motion (a copy of the Additional Findings are attached as Exhibit D hereto and made a part hereof). On March 6, 2009, the Village Board passed Resolution 09-04 by a vote of seven (7) Ayes and zero (0) Nays Granting an Amendment to the Special Use Permit for Grounds for Recreational Clubs - Noncommercial for Barrington Hills Polo Club at 350 Bateman Road (a copy of Resolution 09-04 is attached as Exhibit E hereto and made a part hereof).

Following the testimony, statements and submission of exhibits, the ZBA made the following findings:

FINDINGS

The Zoning Board of Appeals, after having examined the facts as presented, and taking into consideration the testimony of all the witnesses, and taking notice of prior testimony taken during the original Special Use Permit application in July 2008 and the amendment to the Special Use Permit in January 2009, found:

1. That the establishment, maintenance or operation of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.

2. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.

3. That the establishment of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the district.

4. That adequate utilities, access roads, drainage and/or other necessary facilities are being provided.

5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets and roads.

6. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property shall in all other respects conform to the applicable regulations of the zoning district in which it is located, except as such regulation may in this instance be modified by the Board of Trustees pursuant to the recommendations of the ZBA.

RECOMMENDATIONS

The ZBA recommends amending the Special Use Permit for a Recreational Club operating on the Polo Field at the Property by replacing the original conditions with the following new conditions:

1. The following definitions shall apply to the conditions to this Special Use Permit:

“Match” means a polo match hosted by the Polo Club that is not advertised to the public in which opposing teams wear uniforms, referees enforce the rules and the official score is kept.

“Match Day” means any day on which the Polo Club hosts up to but not more than two Matches not exceeding a total of ten chukkers.

“Public Event” means an annual polo event, which is presently known as the Kalaway Cup, hosted by the Polo Club where members of the public are invited to attend a match or matches, for a fee, and where food and drink may be served and consumed on premises and where live entertainment is permitted.

2. The Polo Club shall keep a written record, including the date and time, for each Match where 20 or more players participate, of the number of players, spectators and vehicles and shall record a summary of any incidents that occur on the Polo Field or the Property that are related to the activities of the Polo Club.
3. The use of any sound amplification device, such as air horns, loud speakers but not including whistles, shall be prohibited except during the Public Event as provided on Condition 10 below.
4. To the extent that the Polo Club members and spectators are legally permitted to use Deepwood Road to access the Polo Field, such use shall be limited to the first 720 feet beginning at the intersection of Deepwood Road and Bateman Road and in the event such use is determined to be prohibited under the existing easement agreement by a court of competent jurisdiction, this special use permit shall thereby be revoked.
5. If deemed necessary in the reasonable judgment of the Polo Club, the Polo Club shall engage personnel to ensure that no person associated with the activities of the Polo Field trespasses on any portion of any of the neighboring properties.
6. Polo Club Match Days, excluding the Public Event, shall be limited to a total of five (5) per season and all such Match Days shall be held on Saturdays.
7. Polo Club practices may be held on any day other than Sunday and there shall be no more than three (3) practices per week, provided, however, there shall only be two practices per week in any week where a Match or the Public Event is held.
8. The Polo season shall be from June 1st, to September 15th, inclusive.
9. Directional and/or promotional signage related to the Polo Club Matches and the Public Event shall be erected on the Property no sooner than one (1) day prior to such Match or Public Event and shall be removed no later than one (1) day following such Match or Public Event.

10. The Polo Club may hold one Public Event per year, subject to the following:
 - i. Sanitary facilities may be located shall be located at the four corners of the Polo Field and shall be delivered no sooner than two (2) days prior to the Public Event and shall be removed not later than three (3) days following the Public Event.
 - ii. Attendees must vacate the event premises no later than 7:30 p.m.
 - iii. Live music must cease no later than 6:00 p.m.
 - iv. No more than 2,000 adult tickets may be printed and sold for the Public Event.
 - v. During the Public Event, the Polo Club shall keep records of attendance and a summary of incidents related to the activities of the Polo Club.
 - vi. Sound amplification and air horns must be kept to a minimum in order to limit the negative impact on surrounding properties.
 - vii. The Polo Club shall engage traffic control personnel and devices for the Public Event to make sure that no portion other than the first 720 feet of Deepwood Road is utilized in association with the activities on the Polo Field and that no parking shall be permitted on Deepwood Road.
 - viii. The Special Use Permit for the Public Event only shall expire on December 31, 2015. There shall be no expiration date for the Special Use other than aforementioned expiration date applicable to the Public Event.

Respectfully submitted,

Jonathan J. Knight, Chairman
Zoning Board of Appeals
Village of Barrington Hills

cc: John Rosene, President, Barrington Hills Polo Club
Robert Kosin, Director of Administration
Douglas E. Wambach, Burke, Warren, MacKay & Serritella, P.C.

July 25, 2008

To: President and Board of Trustees
Village of Barrington Hills

RE: Barrington Hills Polo Club, an Illinois not for profit corporation (referred to herein as "Petitioner" or "Polo Club")
Existing Polo Field (the "Polo Field") located at 350 Bateman Road (the "Property")
Special Use Permit – Grounds for Recreational Club - noncommercial

This is to advise you that at a public hearing of the Zoning Board of Appeals (ZBA) held at 7:30 p.m. on Monday, July 21, 2008, in the MacArthur Room of the Village Hall where a quorum was present, (Member Rossi being absent and Member Rosene having recused herself), the ZBA concluded its consideration of an application of the Petitioner, for a special use permit to operate a Recreational Club for the purpose of playing polo on the Polo Field at the Property.

Per the testimony of Robert Kosin, Director of Administration for the Village of Barrington Hills, Illinois (the "Village") and Nancy Harbottle with the law firm of Arnstein and Lehr, attorney for the Polo Club, notice of the hearing was published in a timely manner in the Barrington Daily Herald as well as posted in the Village Hall. Individual notice was also provided to all property owners within 250 feet (excluding streets and rights-of-way) as recorded in the Cook County real estate tax records and a proper sign was posted at the Property. At the hearing, Ms. Harbottle provided the ZBA with proof of service to such property owners.

The ZBA heard testimony from Peter Wessel (31W300 Healy Road), President of the Barrington Hills Riding Club and heard testimony, statements and received exhibits from John Rosene (208 Braeburn Road), President of the Polo Club during the presentation by the Petitioner's attorney Nancy Harbottle. The ZBA also heard testimony, statements and received exhibits from Jim and Peggy Drury (7 Deepwood Road), Mike McLaughlin (2 Deepwood Road), Sam Falco (360 Bateman Circle South), Bernadine Kargol (123 Deepwood Court), Matt Yeterian (13 Deepwood Road), Daria Sapp (375 Bateman Circle South), Cathleen Asch (361 Bateman Circle South), Joe Ahern (358 Bateman Circle South), Nancy Schmid (formerly 223 Deepwood Road, now 8 Fox Hunt Road) and Jim Meissner (365 Bateman Road), many of whom are members of the Deepwood Road Homeowner's Association and an organization referring to itself as "Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood," during the presentation by Mr. Drury's and Mr. McLaughlin's attorney, Robert Best of the law firm Bell, Boyd and Lloyd. Additionally, Polo Club Member Bob McMurtry (99 Brinker Road) and Riding Club Members Dan Lundmark (23 Bow Lane), Hollie Free (366 Bateman Circle South) and Linda Fox (365 Bateman Road) and Kalaway Cup Co-Chair Karen Selman (116 Brinker) provided testimony to the ZBA. Finally, Louie Iacovelli, President of the Deepwood Road Homeowner's Association asked a series of questions of the ZBA regarding the Special Use Permit procedure. The overall consensus, other than from Drury, McLaughlin, Falco, Ahern and Schmid, was that polo should be preserved in Barrington Hills but that restrictions on use of the Polo Field were required in order to address the concerns of the adjacent residential properties. The more vocal opponents did not want polo to be played on the Polo Field under any conditions. The owner of the Polo Field and the Property, Dr. Benjamin LeCompte (350 Bateman Road) was on hand to answer

questions from the ZBA. Joe von Meier, Village Attorney from Burke, Warren, MacKay & Serritella, and George Schueppert, Village Trustee and Chairman of the Village's Building and Zoning Committee were also present on behalf of the Village.

FACTS

Since 2004, pursuant to a "handshake" agreement with the owner of the Property, the Polo Club has been conducting polo practice, polo matches and polo events on the Polo Field. The Polo Club's typical season involves six (6) to eight (8) 2-3 hour polo matches on Saturdays with two (2) to three (3) practices per week and one (1) to two (2) public events. The major public event of the season is the Annual Kalaway Landowner's Cup, jointly hosted by the Polo Club and the Riding Club. For the Kalaway Cup, the public is charged an admission fee to watch two polo matches and food and beverage tents are set up for the spectators to enjoy. A professional sound system is utilized for the Kalaway Cup so that spectators can follow the action on the field.

The Polo Field preceded the Polo Club and is a permitted use under the code by virtue of being established prior to polo fields being considered a special use under the Village Zoning Code. The current owner of the Property testified that the Polo Field was on the Property when he purchased it in 1995. Prior to 1995 it has been used only for practice and stick and ball by the former owner, Mr. Sparks. In 1996, Mr. Drury began hosting an annual polo event known as the Tiffany Classic. The Tiffany Classic was a spectator event that drew between 200-400 people. In 1997, the Lakewood Polo Club began to use the Polo Field on a more regular basis and conducted practices and informal matches. By 2000, Tom Uskup and the Barrington Polo Club had negotiated a lease with the owner of the Property to permit a more intensive use. The Barrington Polo Club upgraded the quality of the Polo Field and used it three (3) to four (4) times per week. By 2004, Tom Uskup and the Barrington Polo Club had moved on and John Rosene and the Barrington Hills Polo Club took over use and control of the Polo Field. Up until 2007, the Barrington Hills Polo Club operated on the Polo Field without incident or complaints from surrounding neighbors. However, the 2007 Kalaway Landowner's Cup, in conjunction with the Village's 50th Anniversary celebration, drew approximately 900 spectators and the Polo Club was unprepared for such a large turnout. Issues with parking, traffic, sanitary facilities, noise, trespassers and other safety concerns created a level of discomfort between the Polo Club and neighbors adjacent to the Polo Field. In response to written complaints from Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood, the Village issued a cease and desist letter to the Polo Club with respect to operating a Recreational Club on the Polo Field without a Special Use Permit. On June 2, 2008, the Polo Club filed a Petition for Special Use pursuant to Section 5-5-5-3(A) - "Grounds for recreational clubs, noncommercial" in order to operate the Polo Club on the Polo Field.

Following the testimony, statements and submission of exhibits, the ZBA made the following findings:

FINDINGS

The Zoning Board of Appeals, after having examined the facts as presented, and taking into consideration the testimony of all the witnesses, found:

1. That the establishment, maintenance or operation of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.

2. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.

3. That the establishment of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the district.

4. That adequate utilities, access roads, drainage and/or other necessary facilities are being provided.

5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets and roads.

6. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property shall in all other respects conform to the applicable regulations of the zoning district in which it is located, except as such regulation may in this instance be modified by the Board of Trustees pursuant to the recommendations of the ZBA.

The applicant is advised by copy of this letter that he shall comply with Title 5, Chapter 10, Section 7 (H) which limits the effectiveness of the special use to six months unless certain action is taken to obtain a site development permit or otherwise utilize the special use.

RECOMMENDATIONS

The ZBA recommends approval of the Special Use Permit for a Recreational Club operating on the Polo Field at the Property, subject to the following conditions and restrictions approved by Zoning Board of Appeals:

1. The Special Use Permit shall expire on December 31, 2010.
2. The Polo Club shall keep a written record of the number of players, spectators and vehicles for each practice, match and event and the date and time for each, and shall record a summary of any incidents that occur on the Polo Field or the Property that are related to the activities of the Polo Club.
3. The use of any sound amplification devices, such as air horns and loud speakers, but not including whistles, shall be prohibited except during the Annual Kalaway Landowner's Cup, provided, however, during the Kalaway Cup, use of such

devices shall be kept to a minimum in order to limit the negative impact on surrounding properties

4. To the extent that the Polo Club members and spectators are legally permitted to use Deepwood Road to access the Polo Field, such use shall be limited to the first seven hundred twenty feet (720') beginning at the intersection of Deepwood Road and Bateman Road and in the event that such use is determined to be prohibited under the existing easement agreement, by a court of competent jurisdiction, this Special Use Permit shall thereby be revoked.
5. The Polo Club shall engage traffic control personnel and devices on such days that matches or events are held, but not practices, to ensure that no portion other than the first 720' of Deepwood Road is utilized in association with the activities on the Polo Field and that no parking shall be permitted on Deepwood Road.
6. If deemed necessary in the reasonable judgment of the Polo Club, the Polo Club shall engage personnel to ensure that no person associated with the activities on the Polo Field trespasses on any portion of any of the neighboring properties.
7. Polo Club matches and events shall be limited to a total of five (5) per season, including the Annual Kalaway Landowner's Cup and all such matches and events shall be held on Saturdays.
8. Polo Club practices may be held on any day other than Sunday and there shall be no more than two (2) practices per week.
9. Direction and/or promotional signage related to Polo Club matches and events shall be erected no sooner than one (1) day prior to such match or event and shall be removed no later than one (1) following such match or event.
10. Sanitary facilities for the Annual Kalaway Landowner's Cup shall be located south of the Polo Field and shall be delivered no sooner than two (2) days prior to such event and removed no later than three (3) days following such event.

Respectfully submitted,

Jonathan J. Knight, Chairman
Zoning Board of Appeals
Village of Barrington Hills

cc: Robert Best
Robert Kosin
Douglas E. Wambach, Burke, Warren, MacKay & Serritella, P.C.

Resolution 08-16

**RESOLUTION GRANTING A SPECIAL USE PERMIT
FOR GROUNDS FOR RECREATIONAL CLUBS - NONCOMMERCIAL
FOR BARRINGTON HILLS POLO CLUB AT 350 BATEMAN ROAD**

WHEREAS, the Zoning Board of Appeals has made a recommendation approving a special use permit for the Barrington Hills Polo Club to operate a Recreational Club on the existing polo field located at 350 Bateman Road, which is owned by Dr. Benjamin and Cathleen LeCompte; and

WHEREAS, the Zoning Board of Appeals has included in its recommendation that the special use permit be conditioned upon the adoption of the ten conditions and restrictions stated in the Findings and Recommendations of the Zoning Board of Appeals dated July 25, 2008.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois as a Home Rule municipality, that a special use permit is hereby granted for maintenance and operation of grounds for use by the Barrington Hills Polo Club, as a non-commercial Recreational Club, on the existing polo field located at 350 Bateman Road in Barrington Hills, Illinois;

BE IT FURTHER RESOLVED that the special use permit is hereby granted subject to the following conditions:

1. The Special Use Permit shall expire on December 31, 2009.
2. The Polo Club shall keep a written record of the number of players, spectators and vehicles for each practice, match and event and the date and time for each, and shall record a summary of any incidents that occur on the Polo Field or the Property that are related to the activities of the Polo Club.
3. The use of any sound amplification devices, such as air horns and loud speakers, but not including whistles, shall be prohibited except during the Annual Kalaway Landowner's Cup, provided, however, during the Kalaway Cup, use of such devices shall be kept to a minimum in order to limit the negative impact on surrounding properties
4. To the extent that the Polo Club members and spectators are legally permitted to use Deepwood Road to access the Polo Field, such use shall be limited to the first seven hundred twenty feet (720') beginning at the intersection of Deepwood Road and Bateman Road and in the event that such use is determined to be prohibited under the existing easement agreement, by a court of competent jurisdiction, this Special Use Permit shall thereby be revoked.
5. The Polo Club shall engage, at its expense, traffic control personnel and devices on such days that matches or events are held, but not practices, to ensure that no portion other than the first 720' of Deepwood Road is utilized in association with the activities on the Polo Field and that no parking shall be permitted on Deepwood Road.

- 6. If deemed necessary in the reasonable judgment of the Polo Club, the Polo Club, at its expense, shall engage personnel to ensure that no person associated with the activities on the Polo Field trespasses on any portion of any of the neighboring properties.
- 7. Polo Club matches and events shall be limited to a total of five (5) per season, including the Annual Kalaway Landowner's Cup and all such matches and events shall be held on Saturdays.
- 8. Polo Club practices may be held on any day other than Sunday and there shall be no more than two (2) practices per week.
- 9. During the term of this Special Use Permit, the Polo Club shall be permitted to use the Polo Field for practices, matches and events only during the "polo season", which shall be defined as, commencing on June 1st and ending on September 15th, provided, however, the Board of Trustees of the Village may, upon good cause, authorize the polo season to commence prior to June 1st or extend beyond September 15th.
- 10. Direction and/or promotional signage related to Polo Club matches and events shall be erected no sooner than one (1) day prior to such match or event and shall be removed no later than one (1) following such match or event.
- 11. Sanitary facilities for the Annual Kalaway Landowner's Cup shall be located south of the Polo Field and shall be delivered no sooner than two (2) days prior to such event and removed no later than three (3) days following such event.
- 12. Access to the Polo Field by means of Deepwood Road would cease after June 1, 2009.

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

APPROVED THIS 28th DAY OF July, 2008

AYES: 4, NAYS: 1 - Ramesh, ABSENT: 1 - Knoop, ABSTAIN 1 - Abboud

ATTEST:

Dolores G. Landel
Village Clerk

[Signature]
Village President



February 18, 2009

To: President and Board of Trustees
Village of Barrington Hills

RE: Amendment to Special Use Permit – Grounds for Recreational Club - noncommercial
(Resolution 08-16)
Barrington Hills Polo Club, an Illinois not for profit corporation (referred to herein as
"Petitioner" or "Polo Club")
Existing Polo Field (the "Polo Field") located at 350 Bateman Road (the "Property")

This is to advise you that at a public hearing of the Zoning Board of Appeals (ZBA) held at 7:30 p.m. on Wednesday, February 18, 2009, in the MacArthur Room of the Village Hall where a quorum was present, (Member Rossi being absent and Member Rosene having recused herself), the ZBA concluded its consideration of an application of the Petitioner, to amend the special use permit to operate a Recreational Club for the purpose of playing polo on the Polo Field at the Property that was granted on July 28, 2008 as Resolution 08-16 (the "Special Use").

Per the testimony of Sarah Kenney, Planning and Zoning Coordinator for the Village of Barrington Hills, Illinois (the "Village"), Joseph Messer (21 Oakdene), a Member of the Polo Club and John Rosene (208A Braeburn Road), President of the Polo Club, notice of the hearing was published in a timely manner in the Barrington Daily Herald as well as posted in the Village Hall. Individual notice was also provided to all property owners within 250 feet (excluding streets and rights-of-way) as recorded in the Cook County real estate tax records and a proper sign was posted at the Property. At the hearing, Mr. Messer provided the ZBA with proof of service to such property owners.

The ZBA heard testimony from Joseph Messer and John Rosene as well as Patrick McKeivitt (9 Porter School Road), Polo Club Member Bob McMurtry (99 Brinker Road) and Riding Club Member Dan Lundmark (23 Bow Lane) regarding the Kalaway Cup held on September 6th, 2008 at the Polo Field. In addition, Mr. Messer submitted new evidence in the form of written documentation of the number of vehicles accessing the Polo Field by means of Deepwood Road during the 2008 polo season up to but not including the Kalaway Cup. The ZBA also heard testimony, statements and received exhibits from Jim Drury (7 Deepwood Road) and Mike McLaughlin (2 Deepwood Road), members of the Deepwood Road Homeowner's Association and an organization referring to itself as "Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood," regarding their opposition to the proposed amendment to the Special Use. Jim Drury and Mike McLaughlin were represented at the public hearing by attorney Mark Daniel of Rathje and Woodward, LLC (300 East Roosevelt Road, Suite 300, Wheaton, Illinois). Mr. Daniel made statements in opposition to the proposed amendment, cross-examined Joseph Messer and presented expert testimony through Joseph H. Abel (200 Forest Avenue, Glen Ellyn, Illinois). Mr. Abel spoke on behalf of Jim Drury and Mike McLaughlin in his capacity as an expert in city and regional planning and a former member of the Team of Planners for the City of Oak Brook, Illinois particularly with respect to urban planning of recreational activities and the Oak Brook Polo Club. Lastly, Benjamin (Berry) LeCompte (350 Bateman Road), owner of the Property, spoke about his right to use and to

confer his rights to the Polo Club to use the private easement known as Deepwood Road, his unwillingness to permit the Polo Club to establish an alternate means of ingress and egress to the Polo Field over his property and the Kalaway Cup. George Schueppert (97 Otis Road), Village Trustee and Chairman of the Building and Zoning Committee, addressed the ZBA regarding the Village Board's July 2008 meeting. Douglas E. Wambach of Burke, Warren, MacKay & Serritella, P.C., was on hand in his capacity as Village Attorney.

Messrs. Messer, Rosene, McKeivitt, McMurtry, Lundmark and LeCompte all testified that Polo Club practices and the Kalaway Cup event were conducted in conformance with the conditions established by the Village Board in Resolution 08-16. They further testified that the Polo Club received no complaints from the members of Deepwood Road Homeowner's Association or Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood before, during or after the Kalaway Cup. It was these parties' contention that due to the orderly nature of the Kalaway Cup and the lack of attendance at Polo Club practices, the ZBA should recommend to the Village Board that the Special Use Permit be extended by one (1) year and that the termination date on the Polo Club's use of Deepwood Road should be repealed. Drury and McLaughlin disagreed with the Petitioner's account of the 2008 Kalaway Cup and stated that traffic prior to the event was backed up on Bateman Road, effectively shutting down Deepwood Road for residents of the Deepwood Road Homeowner's Association. Further, they witnessed public intoxication, public urination and speeding down Deepwood Road following the event. Jim Drury testified that he expressed these complaints directly to the Village Board. Attorney Mark Daniel and expert witness Joseph Abel argued that use of Deepwood Road for ingress and egress to the Polo Field by the Polo Club and their guests and invitees was an incompatible use of the private easement under any circumstances.

FACTS

On July 24, 2008, the Zoning Board of Appeals issued its findings and recommendations ("Findings") regarding the Polo Club's June 2, 2008, Petition for Special Use pursuant to Section 5-5-5-3(A) - "Grounds for recreational clubs, noncommercial" in order to operate the Polo Club on the Polo Field (a copy of the Findings are attached as Exhibit A hereto and made a part hereof). On July 28, 2008, the Village Board passed Resolution 08-16 by a vote of four (4) Ayes and one (1) Nay (Trustee Knoop being absent and President Abboud abstaining) granting the Special Use Permit for Grounds for Recreational Clubs - Noncommercial for Barrington Hills Polo Club at 350 Bateman Road (a copy of Resolution 08-16 is attached as Exhibit B hereto and made a part hereof).

Pursuant to Section 5-10-7(F) of the Village Zoning Ordinance, the ZBA recommended ten (10) conditions to the issuance of the Special Use Permit. Of those ten conditions, the Village Board modified one (1) condition and added two (2) new conditions. The Village Board reduced the term of the Special Use Permit from December 31, 2010 to December 31, 2009. The Village Board also defined the "polo season" for use of the Polo Field as beginning on June 1st and ending on September 15th, however, the Board retained the ability to begin the season early or end the polo season late for good cause. Finally, the Village Board prohibited the Polo Club from accessing the Polo Field by means of Deepwood Road after June 1, 2009.

Following the 2008 Kalaway Cup, which was attended by approximately 700 spectators, the Polo Club sought to amend the Special Use Permit in order to extend the term of the Special Use and remove the condition restricting accessing to the Polo Field via Deepwood Road after June 1, 2007. The Polo Club argued that it successfully ameliorated the past problems associated with parking, traffic, sanitary facilities, noise, trespassers and other safety concerns of the neighbors adjacent to the Polo Field and therefore, the modified and additional conditions imposed on the Special Use Permit by the Village Board were unnecessary. On January 28, 2009, through their attorneys Messer & Stilp, Ltd., the Polo Club filed a Request for Permit Amendment seeking that "(a) Permit condition number 1 be amended to cause the Permit to expire on December 31, 2010 as opposed to December 31, 2009, and (b) Permit condition number 12 be removed."

Following the testimony, statements and submission of exhibits, the ZBA made the following findings:

FINDINGS

The Zoning Board of Appeals, after having examined the facts as presented, and taking into consideration the testimony of all the witnesses, through judicial notice of prior testimony taken during the original Special Use Permit application in July 2008, found:

1. That the establishment, maintenance or operation of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
2. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.
3. That the establishment of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the district.
4. That adequate utilities, access roads, drainage and/or other necessary facilities are being provided.
5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets and roads.
6. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property shall in all other respects conform to the applicable regulations of the zoning district in which it is located, except as such regulation may in this instance be modified by the Board of Trustees pursuant to the recommendations of the ZBA.

RECOMMENDATIONS

The ZBA recommends amending the Special Use, as follows:

1. Condition number 1 of Resolution 08-16 shall be amended and restated as, "The Special Use Permit shall expire on December 31, 2010."
2. Condition number 12 of Resolution 08-16 shall be deleted in its entirety.
3. Conditions 2 - 11 of Resolution 08-16 shall remain in full force and effect.

Respectfully submitted,

Jonathan J. Knight, Chairman
Zoning Board of Appeals
Village of Barrington Hills

cc: Pamela R. Dorries, Messer & Stilp, Ltd.
Robert Kosin
Douglas E. Wambach, Burke, Warren, MacKay & Serritella, P.C.



March 2, 2009

To: President and Board of Trustees
Village of Barrington Hills

RE: Motion to Amend Something Previously Adopted regarding ZBA motion adopted 2-19-09 on Petition for Amendment to Special Use Permit – Grounds for Recreational Club - noncommercial (Resolution 08-16) by Barrington Hills Polo Club, an Illinois not-for-profit corporation (referred to herein as "Petitioner" or "Polo Club")

This is to advise you that at a properly noticed Special Meeting of the Zoning Board of Appeals (ZBA) held at 7:30 p.m. on Monday, March 2, 2009, in the MacArthur Room of the Village Hall, which was open to the public and where a quorum was present, (Member Johnson being absent and Member Rosene having recused herself), the ZBA amended its recommendation adopted February 18, 2009 regarding Petitioner's January 28, 2009 petition to amend the Special Use Permit to Operate a Recreational Club (the "Special Use") for the purpose of playing polo on the polo field located at 350 Bateman Road, Barrington Hills ("Polo Field"), seeking that "(a) [Special Use] Permit condition number 1 be amended to cause the Permit to expire on December 31, 2010 as opposed to December 31, 2009, and (b) [Special Use] Permit condition number 12 be removed."

In attendance at the Special Meeting were George Schueppert, Village Trustee and Chairman of the Building and Zoning Committee, Robert Kosin, Director of Administration for the Village and Joseph von Meier of Burke, Warren, MacKay & Serritella, P.C., in his capacity as Village Attorney.

FACTS

On February 18, 2009, the Zoning Board of Appeals issued its findings and recommendations regarding the Polo Club's January 28, 2009, petition to amend the Special Use (grounds for recreational clubs, noncommercial) that had been granted on July 28, 2008 by the Village Board (Resolution 08-16). A copy of the ZBA's February 18, 2009 findings and recommendations are attached as Exhibit A hereto and made a part hereof.

Following the February 18, 2009 public hearing before the ZBA, Member Freeman, of the ZBA, requested a Special Meeting for the purpose of introducing a motion to amend the motion adopted by the ZBA at its February 18, 2009 meeting (the "2-18-09 Motion"). The 2-18-09 Motion, made by Member Johnson and seconded by Member Freeman, read, "*I move we extend the date on number 1 to December 31, 2010 and extend the date on number 12 to June 1st, 2010.*" The ZBA adopted the 2-18-09 Motion by a vote of four (4) ayes and zero (0) nays with one (1) abstention. Following discussion at the March 2, 2009 Special Meeting, Member Freeman introduced the following motion, "*I move to amend the motion that was adopted at the February 18th, 2009 meeting of the ZBA relating to amending the Barrington Hills Polo Club special use permit as set forth in Resolution 08-16 passed July 28, 2008, to replace the words, 'extend the date on No. 12 to June 1st, 2010,' with 'delete No. 12.'*" Member Mullen seconded

Member Freeman's motion and the ZBA adopted the motion on a vote of five (5) ayes and zero (0) nays.

Following the testimony, statements and submission of exhibits, the ZBA made the following findings:

FINDINGS

The Zoning Board of Appeals, after having examined the facts as presented, and taking into consideration the testimony of all the witnesses, through notice of prior testimony taken during the original Special Use Permit application in July 2008, found:

1. That the establishment, maintenance or operation of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
2. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.
3. That the establishment of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the district.
4. That adequate utilities, access roads, drainage and/or other necessary facilities are being provided.
5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets and roads.
6. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property shall in all other respects conform to the applicable regulations of the zoning district in which it is located, except as such regulation may in this instance be modified by the Board of Trustees pursuant to the recommendations of the ZBA.

The applicant is advised by copy of this letter that it shall comply with Title 5, Chapter 10, Section 7 (H) which limits the effectiveness of the Special Use, as amended, to six months unless certain action is taken to obtain a site development permit or otherwise utilize the Special Use.

RECOMMENDATIONS

The ZBA recommends amending the Special Use, as follows:

1. Condition number 1 of Resolution 08-16 shall be amended and restated as, "The Special Use Permit shall expire on December 31, 2010."
2. Condition number 12 of Resolution 08-16 shall be deleted in its entirety.
3. Conditions 2 - 11 of Resolution 08-16 shall remain in full force and effect.

Respectfully submitted,

Jonathan J. Knight, Chairman
Zoning Board of Appeals
Village of Barrington Hills

cc: Pamela R. Dorries, Messer & Stilp, Ltd.
Robert Kosin
Douglas E. Wambach, Burke, Warren, MacKay & Serritella, P.C.

EXHIBIT A

February 18, 2009

To: President and Board of Trustees
Village of Barrington Hills

RE: Amendment to Special Use Permit – Grounds for Recreational Club - noncommercial
(Resolution 08-16)
Barrington Hills Polo Club, an Illinois not for profit corporation (referred to herein as
"Petitioner" or "Polo Club")
Existing Polo Field (the "Polo Field") located at 350 Bateman Road (the "Property")

This is to advise you that at a public hearing of the Zoning Board of Appeals (ZBA) held at 7:30 p.m. on Wednesday, February 18, 2009, in the MacArthur Room of the Village Hall where a quorum was present, (Member Rossi being absent and Member Rosene having recused herself), the ZBA concluded its consideration of an application of the Petitioner, to amend the special use permit to operate a Recreational Club for the purpose of playing polo on the Polo Field at the Property that was granted on July 28, 2008 as Resolution 08-16 (the "Special Use").

Per the testimony of Sarah Kenney, Planning and Zoning Coordinator for the Village of Barrington Hills, Illinois (the "Village"), Joseph Messer (21 Oakdene), a Member of the Polo Club and John Rosene (208A Braebrun Road), President of the Polo Club, notice of the hearing was published in a timely manner in the Barrington Daily Herald as well as posted in the Village Hall. Individual notice was also provided to all property owners within 250 feet (excluding streets and rights-of-way) as recorded in the Cook County real estate tax records and a proper sign was posted at the Property. At the hearing, Mr. Messer provided the ZBA with proof of service to such property owners.

The ZBA heard testimony from Joseph Messer and John Rosene as well as Patrick McKevitt (9 Porter School Road), Polo Club Member Bob McMurtry (99 Brinker Road) and Riding Club Member Dan Lundmark (23 Bow Lane) regarding the Kalaway Cup held on September 6th, 2008 at the Polo Field. In addition, Mr. Messer submitted new evidence in the form of written documentation of the number of vehicles accessing the Polo Field by means of Deepwood Road during the 2008 polo season up to but not including the Kalaway Cup. The ZBA also heard testimony, statements and received exhibits from Jim Drury (7 Deepwood Road) and Mike McLaughlin (2 Deepwood Road), members of the Deepwood Road Homeowner's Association and an organization referring to itself as "Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood," regarding their opposition to the proposed amendment to the Special Use. Jim Drury and Mike McLaughlin were represented at the public hearing by attorney Mark Daniel of Rathje and Woodward, LLC (300 East Roosevelt Road, Suite 300, Wheaton, Illinois). Mr. Daniel made statements in opposition to the proposed amendment, cross-examined Joseph Messer and presented expert testimony through Joseph H. Abel (200 Forest Avenue, Glen Ellyn, Illinois). Mr. Abel spoke on behalf of Jim Drury and Mike McLaughlin in his capacity as an expert in city and regional planning and a former member of the Team of Planners for the City of Oak Brook, Illinois particularly with respect to urban planning of recreational activities and the Oak Brook Polo Club. Lastly, Benjamin (Berry) LeCompte (350 Bateman Road), owner of the Property, spoke about his right to use and to

confer his rights to the Polo Club to use the private easement known as Deepwood Road, his unwillingness to permit the Polo Club to establish an alternate means of ingress and egress to the Polo Field over his property and the Kalaway Cup. George Schueppert (97 Otis Road), Village Trustee and Chairman of the Building and Zoning Committee, addressed the ZBA regarding the Village Board's July 2008 meeting. Douglas E. Wambach of Burke, Warren, MacKay & Serritella, P.C., was on hand in his capacity as Village Attorney.

Messrs. Messer, Rosene, McKeivitt, McMurtry, Lundmark and LeCompte all testified that Polo Club practices and the Kalaway Cup event were conducted in conformance with the conditions established by the Village Board in Resolution 08-16. They further testified that the Polo Club received no complaints from the members of Deepwood Road Homeowner's Association or Concerned Residents of the Deepwood Road & Bateman Circle Neighborhood before, during or after the Kalaway Cup. It was these parties' contention that due to the orderly nature of the Kalaway Cup and the lack of attendance at Polo Club practices, the ZBA should recommend to the Village Board that the Special Use Permit be extended by one (1) year and that the termination date on the Polo Club's use of Deepwood Road should be repealed. Drury and McLaughlin disagreed with the Petitioner's account of the 2008 Kalaway Cup and stated that traffic prior to the event was backed up on Bateman Road, effectively shutting down Deepwood Road for residents of the Deepwood Road Homeowner's Association. Further, they witnessed public intoxication, public urination and speeding down Deepwood Road following the event. Jim Drury testified that he expressed these complaints directly to the Village Board. Attorney Mark Daniel and expert witness Joseph Abel argued that use of Deepwood Road for ingress and egress to the Polo Field by the Polo Club and their guests and invitees was an incompatible use of the private easement under any circumstances.

FACTS

On July 24, 2008, the Zoning Board of Appeals issued its findings and recommendations ("Findings") regarding the Polo Club's June 2, 2008, Petition for Special Use pursuant to Section 5-5-5-3(A) - "Grounds for recreational clubs, noncommercial" in order to operate the Polo Club on the Polo Field (a copy of the Findings are attached as Exhibit A hereto and made a part hereof). On July 28, 2008, the Village Board passed Resolution 08-16 by a vote of four (4) Ayes and one (1) Nay (Trustee Knoop being absent and President Abboud abstaining) granting the Special Use Permit for Grounds for Recreational Clubs - Noncommercial for Barrington Hills Polo Club at 350 Bateman Road (a copy of Resolution 08-16 is attached as Exhibit B hereto and made a part hereof).

Pursuant to Section 5-10-7(F) of the Village Zoning Ordinance, the ZBA recommended ten (10) conditions to the issuance of the Special Use Permit. Of those ten conditions, the Village Board modified one (1) condition and added two (2) new conditions. The Village Board reduced the term of the Special Use Permit from December 31, 2010 to December 31, 2009. The Village Board also defined the "polo season" for use of the Polo Field as beginning on June 1st and ending on September 15th, however, the Board retained the ability to begin the season early or end the polo season late for good cause. Finally, the Village Board prohibited the Polo Club from accessing the Polo Field by means of Deepwood Road after June 1, 2009.

Following the 2008 Kalaway Cup, which was attended by approximately 700 spectators, the Polo Club sought to amend the Special Use Permit in order to extend the term of the Special Use and remove the condition restricting accessing to the Polo Field via Deepwood Road after June 1, 2007. The Polo Club argued that it successfully ameliorated the past problems associated with parking, traffic, sanitary facilities, noise, trespassers and other safety concerns of the neighbors adjacent to the Polo Field and therefore, the modified and additional conditions imposed on the Special Use Permit by the Village Board were unnecessary. On January 28, 2009, through their attorneys Messer & Stilp, Ltd., the Polo Club filed a Request for Permit Amendment seeking that "(a) Permit condition number 1 be amended to cause the Permit to expire on December 31, 2010 as opposed to December 31, 2009, and (b) Permit condition number 12 be removed."

Following the testimony, statements and submission of exhibits, the ZBA made the following findings:

FINDINGS

The Zoning Board of Appeals, after having examined the facts as presented, and taking into consideration the testimony of all the witnesses, through judicial notice of prior testimony taken during the original Special Use Permit application in July 2008, found:

1. That the establishment, maintenance or operation of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
2. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.
3. That the establishment of the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the district.
4. That adequate utilities, access roads, drainage and/or other necessary facilities are being provided.
5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets and roads.
6. That the Barrington Hills Polo Club as a Recreational Club operating on the Polo Field at the Property shall in all other respects conform to the applicable regulations of the zoning district in which it is located, except as such regulation may in this instance be modified by the Board of Trustees pursuant to the recommendations of the ZBA.

The applicant is advised by copy of this letter that he shall comply with Title 5, Chapter 10, Section 7 (H) which limits the effectiveness of the special use to six months unless certain action is taken to obtain a site development permit or otherwise utilize the special use.

RECOMMENDATIONS

The ZBA recommends amending the Special Use Permit for a Recreational Club operating on the Polo Field at the Property, as follows:

4. Condition number 1 of Resolution 08-16 shall be amended and restated as, "The Special Use Permit shall expire on December 31, 2010."
5. Condition number 12 of Resolution 08-16 shall be amended and restated as, "Access to the Polo Field by means of Deepwood Road would cease after June 1, 2010."
6. Conditions 2 - 11 of Resolution 08-16 shall remain in full force and effect.

Respectfully submitted,

Jonathan J. Knight, Chairman
Zoning Board of Appeals
Village of Barrington Hills

cc: Pamela R. Dorries, Messer & Stip, Ltd.
Robert Kosin
Douglas E. Wambach, Burke, Warren, MacKay & Serritella, P.C.



RESOLUTION 09-04

**RESOLUTION GRANTING AN AMENDMENT TO A SPECIAL USE PERMIT
FOR GROUNDS FOR RECREATIONAL CLUBS - NONCOMMERCIAL
FOR THE BARRINGTON HILLS POLO CLUB AT 350 BATEMAN ROAD**

WHEREAS, the Board of Trustees of the Village of Barrington Hills granted a special use permit (the "Permit") to the Barrington Hills Polo Club (the "Club") for the operation of a Recreational Club-Non-Commercial on the polo field at 350 Bateman Road, Barrington Hills, Illinois pursuant to Resolution 08-16; and

WHEREAS, the Club filed a petition to amend the Permit to allow for an extension of the expiration date of the Permit and the removal of a condition to the Permit regarding the use of Deepwood Road; and

WHEREAS, the Zoning Board of Appeals has made a recommendation to approve the amendment to the Permit as requested by the Club.

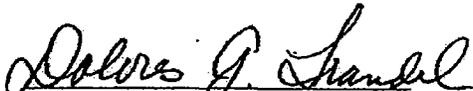
NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois as a Home Rule municipality, that the Permit is amended to: (i) extend the expiration date of the Permit as set forth in condition number 1 to December 31, 2010, and (ii) delete condition number 12 in its entirety.

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

APPROVED THIS 6th DAY OF MARCH, 2009.

AYES: 7 , NAYS: 0 , ABSENT: 0 , ABSTAIN: 0

ATTEST:


Village Clerk


Village President

3. The use of any sound amplification device, such as air horns, loud speakers but not including whistles, shall be prohibited except during the Public Event as provided on Condition 10 below.
4. To the extent that the Polo Club members and spectators are legally permitted to use Deepwood Road to access the Polo Field, such use shall be limited to the first 720 feet beginning at the intersection of Deepwood Road and Bateman Road and in the event such use is determined to be prohibited under the existing easement agreement by a court of competent jurisdiction, this special use permit shall thereby be revoked.
5. If deemed necessary in the reasonable judgment of the Polo Club, the Polo Club shall engage personnel to ensure that no person associated with the activities of the Polo Field trespasses on any portion of any of the neighboring properties.
6. Polo Club Match Days, excluding the Public Event, shall be limited to a total of five (5) per season and all such Match Days shall be held on Saturdays.
7. Polo Club practices may be held on any day other than Sunday and there shall be no more than three (3) practices per week, provided, however, there shall only be two practices per week in any week where a Match or the Public Event is held.
8. The Polo season shall be from June 1st, to September 15th, inclusive.
9. Directional and/or promotional signage related to the Polo Club Matches and the Public Event shall be erected on the Property no sooner than one (1) day prior to such Match or Public Event and shall be removed no later than one (1) day following such Match or Public Event.
10. The Polo Club may hold one Public Event per year, subject to the following:
 - i. Sanitary facilities may be located shall be located at the four corners of the Polo Field and shall be delivered no sooner than two (2) days prior to the Public Event and shall be removed not later than three (3) days following the Public Event.
 - ii. Attendees must vacate the event premises no later than 7:30 p.m.
 - iii. Live music must cease no later than 6:00 p.m.
 - iv. No more than 2,000 adult tickets may be printed and sold for the Public Event.
 - v. During the Public Event, the Polo Club shall keep records of attendance and a summary of incidents related to the activities of the Polo Club.

- vi. Sound amplification and air horns must be kept to a minimum in order to limit the negative impact on surrounding properties.
- vii. The Polo Club shall engage traffic control personnel and devices for the Public Event to make sure that no portion other than the first 720 feet of Deepwood Road is utilized in association with the activities on the Polo Field and that no parking shall be permitted on Deepwood Road.
- viii. The Special Use Permit for the Public Event only shall expire on December 31, 2015. There shall be no expiration date for the Special Use other than aforementioned expiration date applicable to the Public Event.

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

APPROVED THIS _____ DAY OF MARCH, 2011.

AYES: _____, NAYS: _____, ABSENT: _____.

ATTEST:

Village Clerk

Village President