

ORDINANCE NO. 6873

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF
THE PROPERTY COMMONLY KNOWN AS 1134 SOUTH FAIRVIEW AVENUE,
AND ACCEPTING A TEMPORARY CONSTRUCTION LICENSE AGREEMENT
IN RELATION TO THE PROPERTY IMMEDIATELY SOUTH THEREOF,
PURSUANT TO THE LOCAL GOVERNMENT PROPERTY TRANSFER ACT
(50 ILCS 605/0.01 *et seq.*)**

WHEREAS, the President and Board of Trustees of the Village of Lombard deem it necessary for the health, welfare and safety of the residents of the Village of Lombard to purchase real estate to enable the Village to use, occupy and improve said real estate with the installation of a sanitary sewer lift station, and all facilities incidental thereto, at the location set forth below; and

WHEREAS, the President and Board of Trustees of the Village of Lombard desire to purchase the property commonly known as 1134 South Fairview Avenue, Lombard, Illinois, DuPage County, to accomplish the aforesaid purpose; said property being legally described as follows:

THE NORTH 10 FEET OF THE EAST 145.74 FEET OF LOT 1 IN OLD GROVE PARK PLAT OF CONSOLIDATION, LYING ADJACENT TO THE WEST LINE OF FAIRVIEW AVENUE, OF THAT PART OF THE SOUTHEAST QUARTER OF SECTION 17 AND THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 4, 2001 AS DOCUMENT R2001-263190, IN DUPAGE COUNTY, ILLINOIS;

P.I.N.: Pt. 06-17-412-013;

(hereinafter the "Real Estate"); and

WHEREAS, the Village has, after extensive inquiries and negotiations, agreed to purchase the Real Estate for a purchase price of TWENTY-FIVE THOUSAND AND NO/100 DOLLARS (\$25,000.00), plus title insurance and survey costs; and

WHEREAS, in order to develop the real estate with the sanitary sewer lift station, and all facilities incidental thereto, it is necessary to acquire a temporary construction license over the following legally-described property, being a five (5) foot wide strip of land located immediately South of the Real Estate:

THE SOUTH 5 FEET OF THE NORTH 15 FEET OF THE EAST 145.74 FEET OF LOT 1 IN OLD GROVE PARK PLAT OF CONSOLIDATION, LYING ADJACENT TO THE WEST LINE OF FAIRVIEW AVENUE, OF

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 17 AND THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 4, 2001 AS DOCUMENT R2001-263190, IN DUPAGE COUNTY, ILLINOIS;

P.I.N.: Pt. 06-17-412-013;

Common address: 1134 South Fairview Avenue, Lombard, Illinois;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That the Real Estate Purchase and Sales Contract, attached hereto as **Exhibit 1**, and incorporated herein by reference, is hereby approved, and the Village President and Village Clerk are hereby authorized and directed to execute same on behalf of the Village. The Village President and Village Clerk are hereby further authorized and directed to execute all appropriate documents and take such other action as is required of them to consummate the purchase by the Village of the Real Estate, in accordance with the terms of the Real Estate Purchase and Sales Contract.

SECTION 2: That the Temporary Construction License Agreement, attached hereto as **Exhibit 2** and incorporated herein by reference, is hereby accepted, and the Village President and Village Clerk are hereby authorized and directed to execute same on behalf of the Village.

SECTION 3: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this _____ day of _____, 2013.

First reading waived by action of the Board of Trustees this 3rd day of October, 2013.

Passed on second reading this 3rd day of October, 2013.

AYES: Trustees Whittington, Fugiel, Foltyniewicz, Breen and Fitzpatrick

NAYS: None

ABSENT: Trustee Ware

APPROVED by me this 3rd day of October, 2013.



Keith Giagnorio, Village President

ATTEST:



Sharon Kuderna, Village Clerk

Published by me in pamphlet form this 4th day of October, 2013.



Sharon Kuderna, Village Clerk