



J.P. "RICK" CARNEY

DUPAGE COUNTY RECORDER

SEP. 30, 2002

8:53 AM

PLAT

006 PAGES

R2002-252320

ORDINANCE NO. 4994

**VACATING A PORTION OF ST. CHARLES
ROAD RIGHT-OF-WAY AND GRANT
OF EASEMENT FOR PUBLIC UTILITIES**

**ADDRESS: 819 E. St. Charles Road
Lombard**

Return To:

**Village of Lombard
Department of Community Development
255 E. Wilson Avenue
Lombard, IL 60148**

ORDINANCE NO. 4994

ORDINANCE VACATING A PORTION OF ST. CHARLES ROAD RIGHT-OF-WAY AND GRANT OF AN EASEMENT FOR PUBLIC UTILITIES

WHEREAS, the VILLAGE maintains a right-of-way of variable width for that portion of St. Charles Road which is located within the corporate limits of the VILLAGE; and

WHEREAS, the VILLAGE finds that an existing commercial building located at 819 East St. Charles Road, Lombard Illinois has existed within a portion of the St. Charles Road right-of-way; and

WHEREAS, the VILLAGE has determined that a portion of the St. Charles Road right-of-way is not needed for public right-of-way purposes; and

WHEREAS, the VILLAGE has determined that the same portion of the St. Charles Road right-of-way is still needed for public utility purposes; and

WHEREAS, the Corporate Authorities of the VILLAGE have received a Plat of Right of Way Vacation and Easement Dedication for a portion of St. Charles Road, attached hereto as "Exhibit A" and made part hereof; and

WHEREAS, the VILLAGE is desirous of effectuating improvements on properties that abut said St. Charles Road right-of-way, but only when such properties are developed consistent with the goals and objectives expressed in the St. Charles Road Corridor Plan and the Village's First Impressions Program; and

WHEREAS, the VILLAGE is desirous of the site improvements proposed for the adjacent property and within the vacation area as depicted on "Exhibit B" attached hereto and made part hereof; and

WHEREAS, the Corporate Authorities of the VILLAGE deem it to be in the best interest of the Village of Lombard to authorize said right-of-way vacation and easement dedication if, as consideration for such vacation, Robert Goldin, owner of the commercial building located at 819 East St. Charles Road, completes to the satisfaction of the VILLAGE those improvements depicted on "Exhibit B".

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

SECTION 1: It is hereby determined that the public interest will be subserved by vacating a portion of St. Charles Road as hereinafter described.

SECTION 2: That part of St. Charles Road described as follows:

BEGINNING AT THE NORTHWEST CORNER OF LOT 2 IN SULLEN'S RESUBDIVISION, BEING A RESUBDIVISION IN THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 16, 1978 AS DOCUMENT R78-99332; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 2, 165.06 FEET; THENCE WESTERLY TO A POINT ON THE EXTENSION OF THE EAST LINE OF HIGHLAND AVENUE BEING 3.11 FEET NORTH OF THE NORTHWEST CORNER OF SAID LOT 2, 165.08 FEET; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID HIGHLAND AVENUE EXTENDED 3.11 FEET TO THE POINT OF BEGINNING, IN DU PAGE COUNTY, ILLINOIS.

And as shown on the plat attached hereto as Exhibit "A" and designated "hereby vacated" be and the same hereby is vacated,

SECTION 3: That an easement for public utilities over, above, under, upon and across said vacated area described in Section 2 above is hereby reserved by and dedicated to the Village of Lombard.

SECTION 4: That the foregoing street vacation shall not go into effect until the owner, in consideration of the vacation, complete all of the site improvements and approval by the VILLAGE as depicted on "Exhibit B" to the satisfaction and approval of the VILLAGE.

SECTION 5: In the event that the consideration as required in Section 4 above has been completed in full and approved by the Department of Community Development, that Department is hereby directed to record a certified copy of this Ordinance, along with the original Plat of Vacation and Easement Dedication with the DuPage County Recorder of Deeds.

SECTION 6: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Ordinance No. 4994
Re: St. Charles Road Vacation
Page 3

First reading waived by action of the Board of Trustees this 19th day of July,
2001.

Passed on second reading this 19th day of July, 2001.

Ayes: ~~Trustees DeStephano, Tross, Koenig, Florey, Söderstrom~~

Nayes: None

Absent: Trustee Sebbby

Approved this 19th, day of July, 2001.

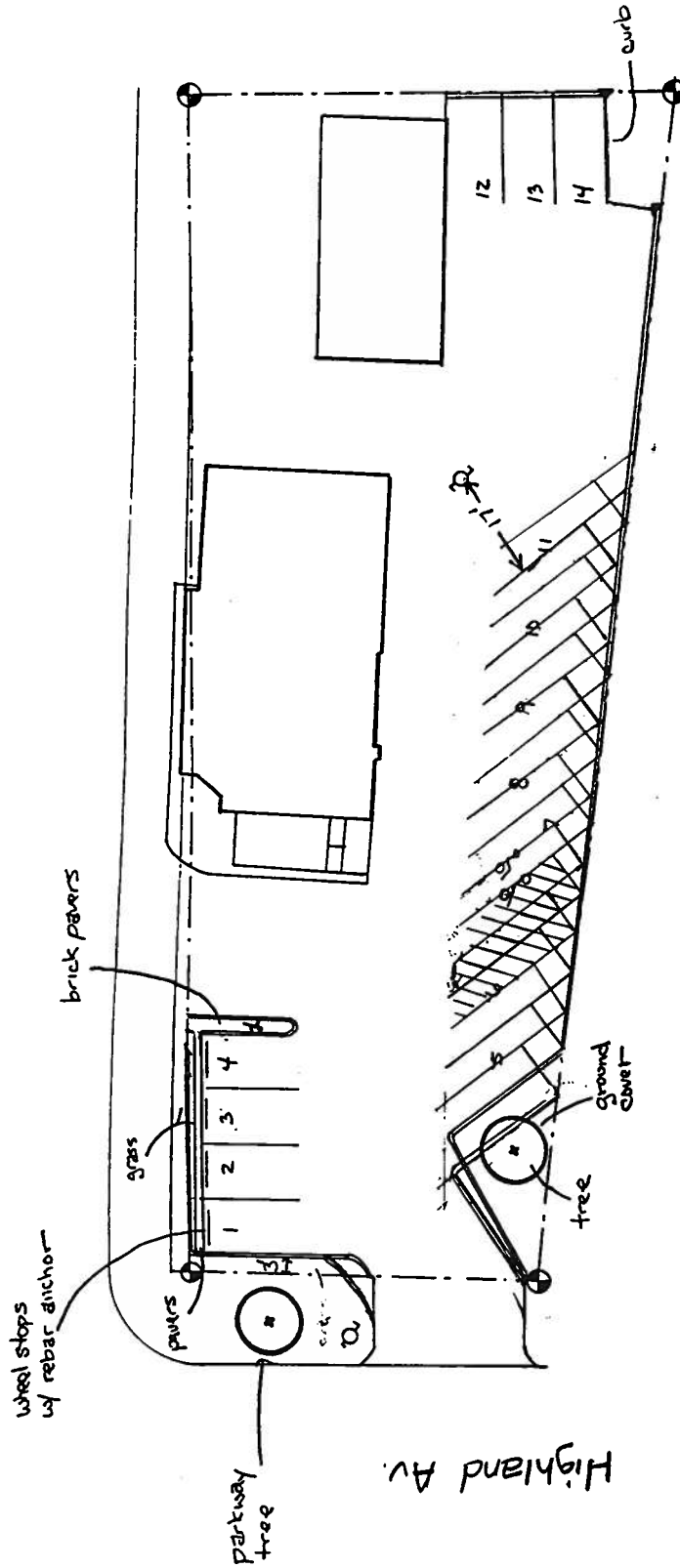

William J. Mueller, Village President

ATTEST:


Suzan L. Kramer, Village Clerk

EXHIBIT B

St Charles Road



Drainage Issues

- Site permitted to sheet drain;
- V curbing around lot perimeter except in front of car lot
- Wheel stops w/o curbing permitted along north side of car lot
- Spaces located on northwest corner of site

Design Issues

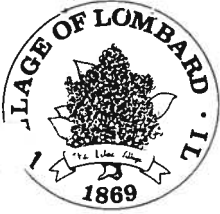
- Handicapped space moved to south side of lot

Landscaping Issues

- 1 parkway tree
- 1 transitional yard tree w/ ground cover
- 3' grass on west side of front lot
- 2' grass on north side of front lot
- 2' brick pavers as divider between access drive & parking

1" = 20'
N

Revised 2-1-01
updates shown in red



I, Suzan L. Kramer, hereby certify that I am the duly qualified Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a copy of

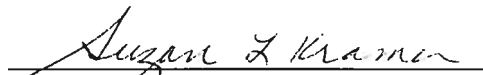
ORDINANCE 4994

AN ORDINANCE VACATING A PORTION OF ST. CHARLES
ROAD RIGHT-OF-WAY AND GRANT OF AN EASEMENT FOR
PUBLIC UTILITIES

of the said Village as it appears from the official records of said Village duly approved July 19, 2002.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 24th day of September, 2002.




Suzan L. Kramer
Village Clerk
Village of Lombard
DuPage County, Illinois