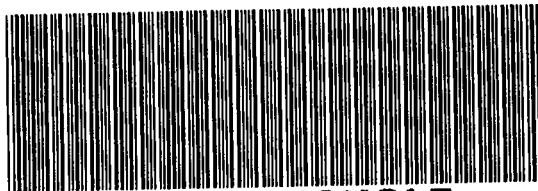
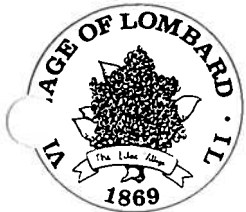


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FRED BUCHOLZ
DUPAGE COUNTY RECORDER
DEC.02,2005 8:48 AM
PLAT 05-01-401-044
006 PAGES R2005-266699

ORDINANCE NO 5714

**VACATING A PORTION OF THE PLEASANT LANE
PUBLIC RIGHT OF WAY**

**PINS: 05-01-401-044 and 045
05-01-401-047**

Return To:

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

ORDINANCE NO. 5714

**ORDINANCE VACATING A PORTION OF THE PLEASANT LANE
PUBLIC RIGHT OF WAY**

WHEREAS, the Village of Lombard adopted Ordinance 5583 on November 18, 2004 which approved an Annexation Agreement for the properties commonly referred to as 615-617 West Pleasant Lane; and

WHEREAS, a portion of the legally described property subject to the Annexation Agreement was owned by the Illinois State Toll Highway Authority (ISTHA) at the time of annexation of the property into the Village (hereinafter referred to as the "Tollway Property"); and

WHEREAS, the Annexation Agreement set forth provisions between the parties to the Annexation Agreement to do all things necessary or appropriate to cause the ownership of the Tollway Property become vested to the Village for public right-of-way purposes as promptly as practicable after the execution of this Agreement; and

WHEREAS, the Tollway Property was vested to the Village as part of an intergovernmental agreement between the Village, Milton Township and ISTHA; said agreement and dedication recorded as document R2005-107743 on May 24, 2005; and

WHEREAS, pursuant to the provisions of the Annexation Agreement, upon the transfer of ownership/dedication as right-of-way to the Village by ISTHA, the Village agrees vacate a portion of the Tollway Property (less any land required for public right-of-way purposes) to the Developer of the property at 615-617 West Pleasant Lane; and

WHEREAS, a portion of the Tollway Property public-right-of-way no longer serves the motor vehicle transportation needs of the Village (said portion hereinafter referred to as the "Vacation Premises" and depicted on Exhibit "A" attached hereto and made a part hereof); and

WHEREAS the Corporate Authorities deem it to be in the best interest of the Village of Lombard to authorize the right-of-way vacation.

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 served by vacating a portion of Pleasant Lane Street hereinafter described in Section 2 below and pursuant to Ordinance 5583.

SECTION 2: The following described portion of the Pleasant Lane public right of way:

VACATION PREMISES 1:

THAT PART OF PLEASANT LANE, HERETOFORE DEDICATED TO THE VILLAGE OF LOMBARD ACCORDING TO THE PLAT THEREOF RECORDED MAY 24, 2005 AS DOCUMENT R2005-107743 DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF LOT 18 IN MILTON TOWNSHIP SUPERVISOR'S ASSESSMENT PLAT NO. 1 (ALSO KNOWN AS: PLEASANT HILLS WEST) OF THE EAST ½ OF SECTION 1, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 23, 1943 AS DOCUMENT 452574, IN DUPAGE COUNTY, ILLINOIS; THENCE SOUTH 89 DEGREES 23 MINUTES 33 SECONDS EAST ALONG THE NORTH LINE THEREOF, 117.05 FEET; THENCE SOUTH 00 DEGREES 38 MINUTES 29 SECONDS WEST, 49.91 FEET TO THE SOUTH RIGHT OF WAY LINE OF PLEASANT LANE AFORESAID; THENCE SOUTH 84 DEGREES 52 MINUTES 22 SECONDS WEST ALONG SAID SOUTH LINE, 1.20 FEET TO A BEND POINT THEREIN; THENCE NORTH 86 DEGREES 54 MINUTES 25 SECONDS WEST ALONG SAID SOUTH LINE, 115.96 FEET TO A POINT ON THE WEST LINE OF SAID LOT 18; THENCE NORTH 00 DEGREES, 38 MINUTES 29 SECONDS EAST ALONG SAID WEST LINE, 45.00 FEET TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

VACATION PREMISES 2:

THAT PART OF PLEASANT LANE, HERETOFORE DEDICATED TO THE VILLAGE OF LOMBARD ACCORDING TO THE PLAT THEREOF RECORDED MAY 24, 2005 AS DOCUMENT R2005-107743 DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF LOT 18 IN MILTON TOWNSHIP SUPERVISOR'S ASSESSMENT PLAT NO. 1 (ALSO KNOWN AS: PLEASANT HILLS WEST) OF THE EAST ½ OF SECTION 1, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 23, 1943 AS DOCUMENT 452574, IN DUPAGE COUNTY, ILLINOIS; THENCE SOUTH 89 DEGREES 23 MINUTES 33 SECONDS EAST ALONG THE NORTH LINE THEREOF AND THE NORTH LINE OF LOT 19 THEREIN, 183.05 FEET TO THE POINT OF BEGINNING; THENCE

CONTINUING SOUTH 89 DEGREES 23 MINUTES 33 SECONDS EAST ALONG SAID NORTH LINE, 102.37 FEET TO AN EAST LINE OF SAID PLEASANT LANE AS DEDICATED AFORESAID; THENCE SOUTH 00 DEGREES 38 MINUTES 50 SECONDS WEST ALONG SAID EAST LINE 33.00 FEET TO THE SOUTH LINE THEREOF; THENCE SOUTH 84 DEGREES 52 MINUTES 22 SECONDS WEST ALONG SAID SOUTH LINE, 102.89 FEET; THENCE NORTH 00 DEGREES 38 MINUTES 29 SECONDS EAST, 43.28 FEET TO THE POINT OF BEGINNING, IN IN DUPAGE COUNTY, ILLINOIS.

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

SECTION 3: Pursuant to 65ILCS 5/11-91-1, the following parcels shall each acquire title to the Vacated Premises that lies immediately adjacent thereto:

05-01-401-044 and 045	615 W. Pleasant Lane, Lombard, IL
05-01-401-047	617 W. Pleasant Lane, Lombard, IL

owner: *Dearborn Buckingham Group*

SECTION 4: That pursuant to Ordinance 5583, any costs associated with the vacation of the Tollway Property, including but not limited to platting costs, legal fees or fees assessed to the Village by ISTHA shall be fully reimbursed by the beneficiary of the vacation prior to recording of the associated plat of vacation.

SECTION 5: That the Department of Community Development is hereby directed to record a certified copy of this Ordinance, along with the original Plat of Vacation 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.

Passed on first reading this _____ day of _____, 2005.

First reading waived by action of the Board of Trustees this 1st day of September, 2005.

Passed on second reading this 1st day of September, 2005.

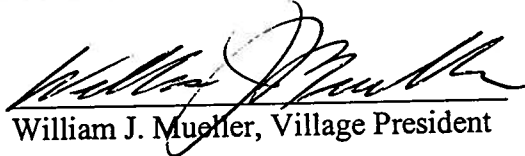
Ordinance No. 5714
Re: Pleasant Lane Vacation
Page 4

Ayes: Trustees Gron, Tross, O'Brien, Sebby and Soderstrom

Nays: None

Absent: Trustee Florey

Approved this 1st day of September, 2005.

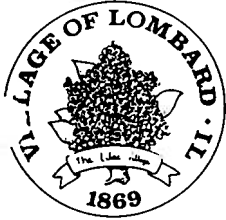

William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published in pamphlet from this 6th day of September, 2005.

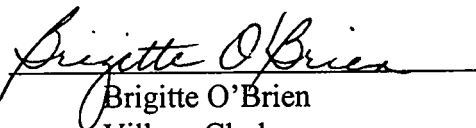

Brigitte O'Brien, Village Clerk



I, **Brigitte O'Brien**, 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 true and correct copy of ORDINANCE 5714
AN ORDINANCE VACATING A PORTION OF THE
PLEASANT LANE PUBLIC RIGHT OF WAY
of the said Village as it appears from the official records of said Village duly passed on September 1, 2005.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 6th day of September, 2005.


Brigitte O'Brien
Village Clerk
Village of Lombard
DuPage County, Illinois

