

VILLAGE OF LOMBARD  
REQUEST FOR BOARD OF TRUSTEES ACTION  
For Inclusion on Board Agenda

  X   Resolution or Ordinance (Blue) \_\_\_\_\_ *Waiver of First Requested*  
\_\_\_\_\_ Recommendations of Boards, Commissions & Committees (Green)  
\_\_\_\_\_ Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES  
FROM: David A. Hulseberg, Village Manager  
DATE: March 26, 2012 (B of T) Date: April 5, 2012  
TITLE: Plat of Easement Abrogation – 717 E. Butterfield Road  
SUBMITTED BY: Department of Community Development *WHA*

BACKGROUND/POLICY IMPLICATIONS:

Please find attached staff's recommendation relative to approving a Plat of Easement Abrogation for part of an existing watermain easement on the property located at 717 E. Butterfield Road and known as the Chick-fil-A development.

Staff recommends approval of this request.

Please place this item on the April 5, 2012 Board of Trustees agenda.

Fiscal Impact/Funding Source:

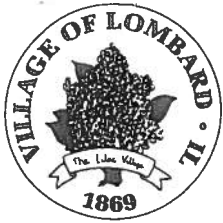
Review (as necessary):

Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_

Finance Director X \_\_\_\_\_ Date \_\_\_\_\_

Village Manager X \_\_\_\_\_ Date \_\_\_\_\_

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



## MEMORANDUM

**TO:** David A. Hulseberg, Village Manager

**FROM:** William J. Heniff, AICP, Director of Community Development *WJH*

**DATE:** April 5, 2012

**SUBJECT:** **717 E. Butterfield Road – Chick-fil-A  
Plat of Easement Abrogation**

Attached is a copy of a Plat of Easement Abrogation for a watermain easement relative to the construction of the Chick-fil-A development located at 717 E. Butterfield Road. This abrogation will remove *part* of an existing 30' watermain easement, currently existing on Lot 1 of the Homestead Village Subdivision, which is no longer needed due to a fire hydrant being relocated.

### RECOMMENDATION

Please place this item on the April 5, 2012 Village Board consent agenda with a resolution to authorize the signature of the President and Village Clerk to sign the submitted Plat of Easement Abrogation.

**RESOLUTION**  
**R \_\_\_\_\_ 12**

**A RESOLUTION AUTHORIZING SIGNATURE OF  
PRESIDENT AND CLERK ON A PLAT OF EASEMENT ABROGATION**

WHEREAS, the Corporate Authorities of the Village of Lombard have received a Plat of Easement Abrogation, as attached hereto and marked Exhibit "A"; and,

WHEREAS the Corporate Authorities deem it to be in the best interest of the Village of Lombard to authorize the abrogation of the easement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: That the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said document as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said document as attached hereto.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Ayes: \_\_\_\_\_

Nayes: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved this \_\_\_\_\_, day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
William J. Mueller. Village President

ATTEST:

\_\_\_\_\_  
Brigitte O'Brien, Village Clerk

# PLAT OF EASEMENT ABROGATION

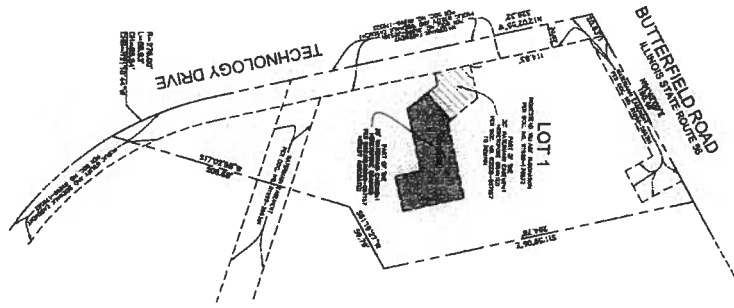
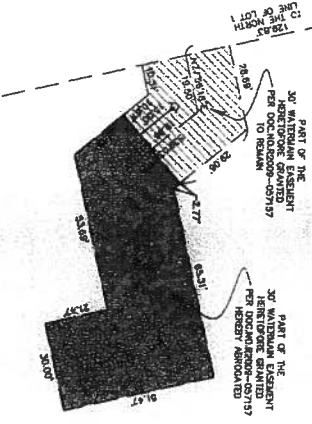


## LEGEND:

- PROPERTY BOUNDARY
- RIGHT OF WAY LINE
- EXISTING EASEMENT LINE
- EASEMENT LINE (FORMERLY ABROGATED)



## DETAIL



## PROPERTY DESCRIPTION:

1. PART OF THE 30' WIDE EASEMENT ABROGATED PER DOCUMENT # 03-07137

2. PART OF THE 30' WIDE EASEMENT ABROGATED PER DOCUMENT # 03-07137

## NOTES:

1. CONTRACTS AND DEEDS IN THE RECORDS OF THE COUNTY OF DUPAGE, ILLINOIS, SHOWING THE LOCATION OF THE EASEMENT ABROGATED PER DOCUMENT # 03-07137.
2. A COPY OF THE RECORDS OF THE COUNTY OF DUPAGE, ILLINOIS, SHOWING THE LOCATION OF THE EASEMENT ABROGATED PER DOCUMENT # 03-07137.

## AREA SCHEDULE:

EXISTING EASEMENT ABROGATED: 1328 SF OR LESS (AREA UNDER OR OVER)



## OWNERS CERTIFICATE:

STATE OF ILLINOIS } ss  
 COUNTY OF DUPAGE } ss  
 I, Gregory E. Lillis, being duly sworn, depose and say that I am the owner of the above described property and that I have read the foregoing plat and certify that the same is a true and correct copy of the original as the same appears in the records of the County of Dupage, Illinois, and that I have no objection to the same being recorded and that I have no objection to the same being used for the purposes herein stated.

Dated this 13th day of March, A.D. 2012.

By: Gregory E. Lillis, Attorney at Law  
 Gregory E. Lillis, Attorney at Law  
 Steve E. Lillis, Attorney at Law

## NOTARY'S CERTIFICATE:

STATE OF ILLINOIS } ss  
 COUNTY OF DUPAGE } ss  
 I, Shaoh J. Turner, a Notary Public in and for the State of Illinois, do hereby certify that Gregory E. Lillis and Steve E. Lillis are the owners of the above described property and that they have read the foregoing plat and certify that the same is a true and correct copy of the original as the same appears in the records of the County of Dupage, Illinois, and that they have no objection to the same being recorded and that they have no objection to the same being used for the purposes herein stated.

Dated this 13th day of March, A.D. 2012.

Shaoh J. Turner, Notary Public  
 Shaoh J. Turner, Notary Public  
 My Commission Expires November 14, 2016

## VILLAGE BOARD CERTIFICATE:

STATE OF ILLINOIS } ss  
 COUNTY OF DUPAGE } ss  
 I, Gregory E. Lillis, being duly sworn, depose and say that I am the owner of the above described property and that I have read the foregoing plat and certify that the same is a true and correct copy of the original as the same appears in the records of the County of Dupage, Illinois, and that I have no objection to the same being recorded and that I have no objection to the same being used for the purposes herein stated.

Dated this 13th day of March, A.D. 2012.

## COUNTY RECORDER'S CERTIFICATE:

STATE OF ILLINOIS } ss  
 COUNTY OF DUPAGE } ss  
 I, Gregory E. Lillis, being duly sworn, depose and say that I am the owner of the above described property and that I have read the foregoing plat and certify that the same is a true and correct copy of the original as the same appears in the records of the County of Dupage, Illinois, and that I have no objection to the same being recorded and that I have no objection to the same being used for the purposes herein stated.

Dated this 13th day of March, A.D. 2012.

## SURVEYOR'S CERTIFICATION:

STATE OF ILLINOIS } ss  
 COUNTY OF DUPAGE } ss  
 I, Gregory E. Lillis, being duly sworn, depose and say that I am the owner of the above described property and that I have read the foregoing plat and certify that the same is a true and correct copy of the original as the same appears in the records of the County of Dupage, Illinois, and that I have no objection to the same being recorded and that I have no objection to the same being used for the purposes herein stated.

Dated this 13th day of March, A.D. 2012.



A PART OF LOT 1 IN HOMESTEAD VILLAGE SUBDIVISION, IN SECTION 29, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN DUPAGE COUNTY, ILLINOIS.

WOOLPERT, INC.  
 1816 South Meyers Road,  
 Suite 120  
 Oakbrook Terrace, IL 60161  
 630.424.5080

PROJECT No: 71222  
 DATE 03/08/12  
 SCALE AS SHOWN  
 DES. SRK

No.	DATE	REVISION

