

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 *deh*  
DATE: January 10, 2011 (B of T) Date: January 20, 2011  
TITLE: BOT 11-03: Alley Vacation/Easement Dedication – Martha/Charlotte/Randolph  
SUBMITTED BY: Department of Community Development *WJ*

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration an ordinance vacating a portion of the unnamed public alley between Martha and Charlotte Streets, south of Randolph Street and granting of a public utility easement.

Staff recommends approval of this request.

Please place this item on the January 20, 2011 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_  
Finance Director X \_\_\_\_\_ Date \_\_\_\_\_  
Village Manager X *deh* \_\_\_\_\_ Date 1/13/11

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 Heniff, AICP, Director of Community Development *WH*

**DATE:** January 20, 2011

**SUBJECT: BOT 11-03: Alley Vacation/Easement Dedication**

Attached is an Ordinance vacating a twenty foot (20') wide portion of an unimproved alley and also granting a public utility easement over the proposed area to be vacated. The unimproved public alley exists south of Randolph Street, between Martha Street and Charlotte Street. This request is being brought forward by the Village of Lombard, per the past recommendation of the Public Works Committee through its Alley Maintenance Program. The alley is unimproved and the abutting residents have functionally used it as part of their rear yard in the past. There are no public utilities located within the alley right-of-way; however, staff suggests that a public utilities and drainage easement be granted over the area to be vacated. Public Works staff supports the vacation request as it does not serve the transportation needs of the Village.

### **ACTION REQUESTED**

Please place this item on the January 20, 2011 Village Board agenda for consideration. Staff recommends approval of the attached Ordinance.



**ORDINANCE NO. \_\_\_\_\_**

**ORDINANCE VACATING A PORTION OF THE UNNAMED PUBLIC ALLEY  
SOUTH OF RANDOLPH STREET , BETWEEN MARTHA STREET AND  
CHARLOTTE STREET AND GRANTING OF A PUBLIC UTILITY EASEMENT**

WHEREAS, a twenty foot (20') wide unimproved public alley exists south of Randolph Street, between Martha Street and Charlotte Street; and

WHEREAS, the public alley does not serve the transportation needs of the Village; and

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

WHEREAS, said plat proposes to vacate the twenty foot (20') of the aforementioned alley to the adjacent property owners to the east and west of the proposed area to be vacated; and

WHEREAS, a twenty (20) foot easement for public utilities and drainage will still be required over the area to be vacated; and

WHEREAS the Corporate Authorities deem it to be in the best interest of the Village of Lombard to authorize the alley vacation and accept the grant of easement for public utilities and drainage.

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 the portion of the unnamed alley south of Randolph Street, between Martha Street and Charlotte Street hereinafter described:

THE NORTH AND SOUTH 20 FOOT ALLEY LYING SOUTH OF THE SOUTH RIGHT OF WAY LINE OF RANDOLPH STREET AND NORTH OF THE NORTH LINE OF A 20 FOOT EAST WEST ALLEY IN BLOCK 23 IN RESUBDIVISION BY N. WATSON AND OTHERS OF BLOCKS 21, 22, 23, 24, 25, 26, 32, 33, 34, 35 AND 37 AND LOTS 16 TO 28 INCLUSIVE IN BLOCK 29 AND LOTS 2 TO 12 , INCLUSIVE IN BLOCK 36, ALL IN ORIGINAL TOWN OF LOMBARD, A SUBDIVISION IN SECTIONS 5, 6, 7, 18, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID

RESUBDIVISION RECORDED OCTOBER 13, 1873 AS DOCUMENT 16948, 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 2: That a twenty foot (20') easement for public utilities and drainage purposes is hereby granted over the vacated alley, as depicted on Exhibit "A" attached hereto.

SECTION 3: Pursuant to 65ILCS 5/11-91-1, the owners of the following parcels shall acquire title to the respective ten feet (10.0') of the vacated alley that lies immediately adjacent to their property thereto:

- 06-08-113-001 – Erven, Larry W & E D, 145 S. Charlotte St., Lombard, IL
- 06-08-113-002 – DiFino, Robert & Arlene, 157 S. Charlotte St., Lombard, IL
- 06-08-113-003 – LMC Holdings LLC, 159 S. Charlotte St., Lombard IL
- 06-08-113-004 – Murray, David & Meghan, 162 S. Martha St., Lombard, IL
- 06-08-113-005 – Bandusky, Sharon D & B C, 168 S. Martha St., Lombard, IL
- 06-08-113-006 – McClenahan, Simon & R, 172 S. Martha St., Lombard, IL
- 06-08-113-007 – Deeke, Jeffrey & Hilary, 176 S. Martha St., Lombard, IL

SECTION 4: 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 5: 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 \_\_\_\_\_, 2011.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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

Nays: \_\_\_\_\_

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Ordinance No. \_\_\_\_\_  
Re: BOT 11-03  
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\_\_\_\_\_  
William J. Mueller, Village President

ATTEST:

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

Published by me in pamphlet form this \_\_\_ day of \_\_\_\_\_, 2011.

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

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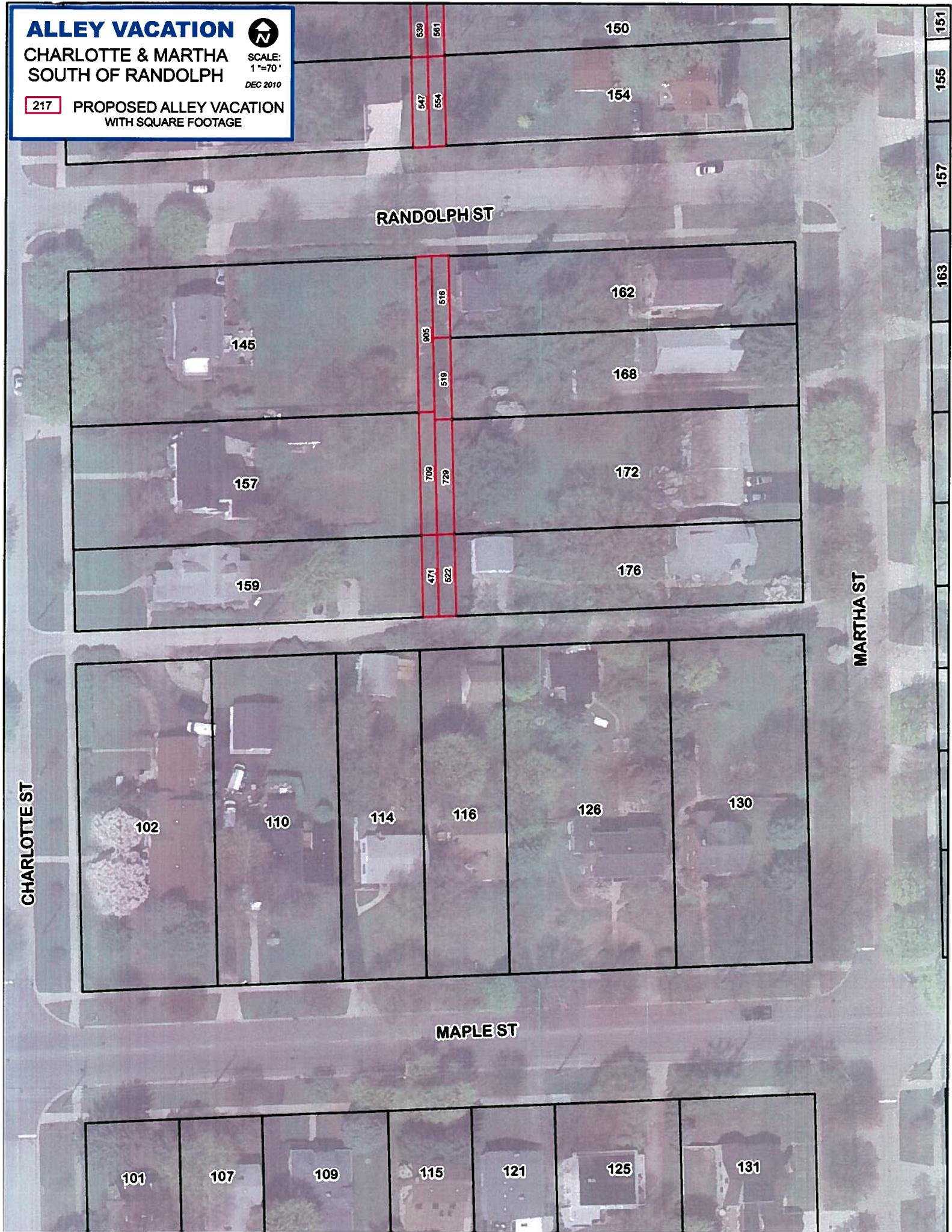
# ALLEY VACATION



CHARLOTTE & MARTHA  
SOUTH OF RANDOLPH

SCALE:  
1"=70'  
DEC 2010

**217** PROPOSED ALLEY VACATION  
WITH SQUARE FOOTAGE



539

547

547

554

905

518

519

709

728

471

522

150

154

145

157

159

162

168

172

176

102

110

114

116

126

130

101

107

109

115

121

125

131

RANDOLPH ST

MAPLE ST

CHARLOTTE ST

MARTHA ST

151

155

157

163