

**FRED BUCHOLZ**

DUPAGE COUNTY RECORDER

MAR.01,2007

3:49 PM

PLAT

06-07-214-024

006 PAGES

R2007-037335

**ORDINANCE NO. 5975**

**VACATING THE UNNAMED PUBLIC RIGHT-  
OF-WAY SOUTH OF MAPLE STREET,  
BETWEEN BREWSTER AVENUE AND EDSON  
STREET AND GRANTING OF A PUBLIC  
UTILITY EASEMENT**

<u>PINS</u>	<u>COMMON ADDRESSES:</u>
06-07-214-024	252 S. BREWSTER AVE.
06-07-214-023	248 S. BREWSTER AVE.
06-07-214-027	240 S. BREWSTER AVE.
06-07-214-020	234 S. BREWSTER AVE.
06-07-214-019	230 S. BREWSTER AVE.
06-07-214-029	226 S. BREWSTER AVE.
06-07-214-016	222 S. BREWSTER AVE.
06-07-214-015	216 S. BREWSTER AVE.
06-07-214-014	212 S. BREWSTER AVE.
06-07-214-026	353 W. MAPLE ST.
06-07-214-003	213 S. EDSON ST.
06-07-214-028	221 S. EDSON ST.
06-07-214-006	225 S. EDSON ST.
06-07-214-007	229 S. EDSON ST.
06-07-214-008	233 S. EDSON ST.
06-07-214-009	241 S. EDSON ST.
06-07-214-010	247 S. EDSON ST.

**Return To:**

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

ORDINANCE NO. 5975

**ORDINANCE VACATING THE UNNAMED PUBLIC RIGHT-OF-WAY  
SOUTH OF MAPLE STREET, BETWEEN BREWSTER AVENUE  
AND EDSON STREET AND GRANTING OF A PUBLIC UTILITY EASEMENT**

WHEREAS, a twenty foot (20') wide public right-of-way exists between the residential properties located along the rear or side yards of 212 to 252 S. Brewster Avenue, 213 to 247 S. Edson Street and 353 W. Maple Street; and

WHEREAS, said right-of-way is unimproved or underimproved; and

WHEREAS, the public-right-of-way no longer serves the pedestrian or motor vehicle transportation needs of the Village; and

WHEREAS, the public-right-of-way does not serve the utility needs of the Village; and

WHEREAS, an easement for public utilities and drainage will still be required over the area to be vacated; 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 the Corporate Authorities deem it to be in the best interest of the Village of Lombard to authorize the right-of-way 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 Maple Street, between Brewster Avenue and Edson Street hereinafter described:

THE EAST WEST 20 FOOT PUBLIC ALLEY LYING WEST OF THE WESTLINE OF BREWSTER AVENUE, SOUTH OF LOTS 1,2,3 AND 4 IN WEST LOMBARD RESUBDIVISION AND LYING NORTH OF LOT 8 IN

WEST LOMBARD SUBDIVISION; TOGETHER WITH THE 20 FOOT NORTH SOUTH PUBLIC ALLEY LYING WEST OF LOTS 19,20,25 AND 26 IN WEST LOMBARD SUBDIVISION, LYING EAST OF LOTS 1, 2, AND 3 IN SMYTH-NORMAN RESUBDIVISION AND LYING EAST OF LOT 5 IN WEST LOMBARD RESUBDIVISION IN THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, 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: Pursuant to 65ILCS 5/11-91-1, the owners of the following parcels shall acquire title to the vacated street or vacated alley that lies immediately adjacent to their respective properties, as depicted on Exhibit "B" attached hereto:

<u>Parcel Identification No.</u>	<u>Address</u>	<u>Owner</u>
06-07-214-024	252 S. Brewster Av.	PRIMAS, JAY & J E GORSKI
06-07-214-023	248 S. Brewster Av.	TERLEP, RICHARD H
06-07-214-027	240 S. Brewster Av.	PREINS, STEPHEN & JOEY
06-07-214-020	234 S. Brewster Av.	KNOOP, DOROTHY CHARLOTTE
06-07-214-019	230 S. Brewster Av.	JEPSEN, SUSAN M
06-07-214-029	226 S. Brewster Av.	O'DONNELL, JORDAN & LYNN
06-07-214-016	222 S. Brewster Av.	SMITH, ROSALIE L
06-07-214-015	216 S. Brewster Av.	ROTH, MARTIN E
06-07-214-014	212 S. Brewster Av.	PRELL, DENNIS A & MARIAN
06-07-214-026	353 W. Maple St.	BECK, GARY S
06-07-214-003	213 S. Edson St.	WILTJER, KYLIE
06-07-214-028	221 S. Edson St.	SINGER, JOHN & MARY BETH
06-07-214-006	225 S. Edson St.	ALBRIGHT, DEAN & KATHLEEN
06-07-214-007	229 S. Edson St.	CONTOS, PETER B
06-07-214-008	233 S. Edson St.	SATURNO, SHAUN
06-07-214-009	241 S. Edson St.	WATSON, JAMES & IRENE
06-07-214-010	247 S. Edson St.	IDASEK, GREG E

SECTION 3: That an easement for public utilities and drainage purposes is hereby granted over the vacated right-of-way, as depicted on Exhibit "A" attached hereto.

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 7th day of December, 2006.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

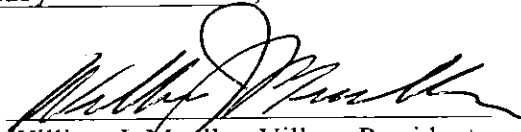
Passed on second reading this 4th day of January, 2007

Ayes: Trustees Gron, Tross, O'Brien, Sebby, Florey, Soderstrom  
& President Mueller

Nays: None

Absent: None

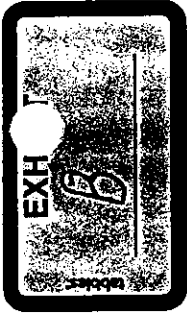
Approved this 4th day of January, 2007

  
William J. Mueller, Village President

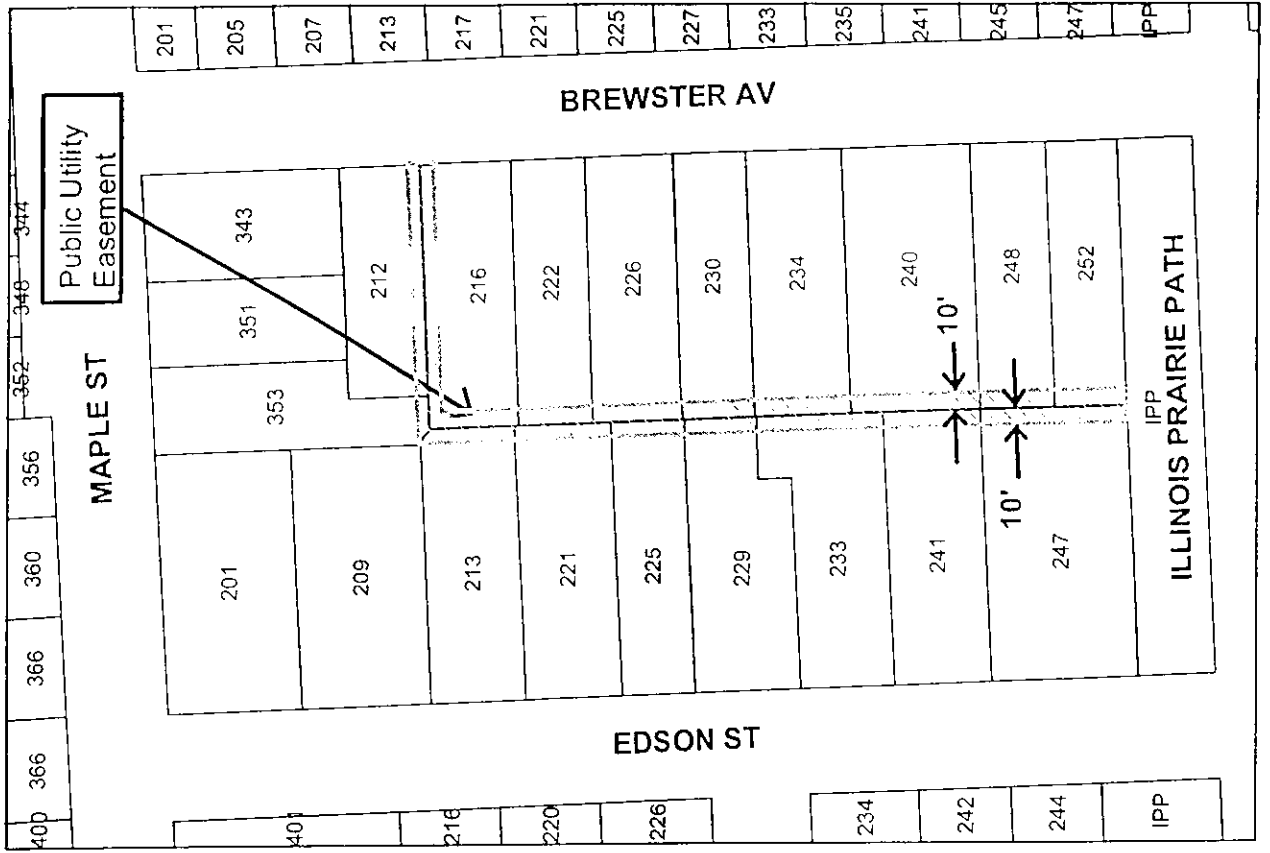
ATTEST:

  
Brigitte O'Brien, Village Clerk

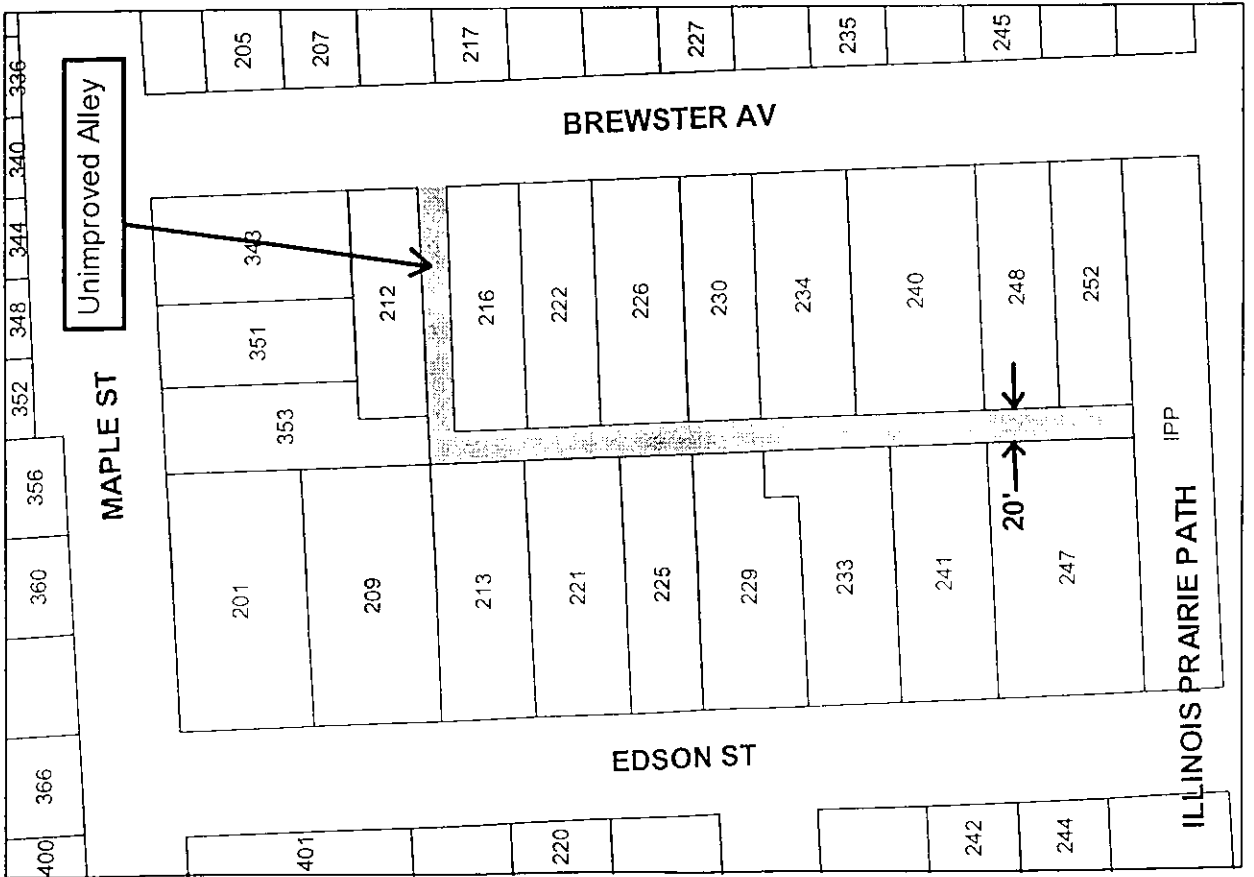
Published by me in pamphlet form this 8th day of January, 2007

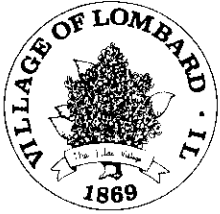


**Proposed Property Lines  
After Right-Of-Way Vacation**



**Existing Property Lines**





I, **Barbara A. Johnson**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy 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

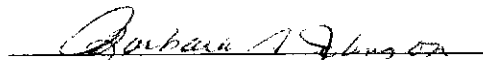
copy of ORDINANCE NO. 5975

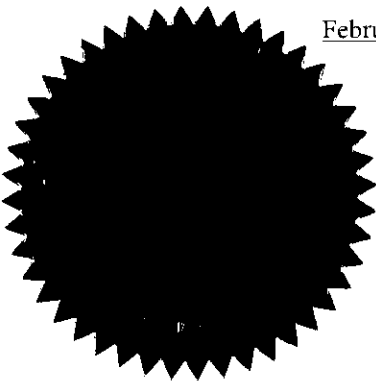
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of the said Village as it appears from the official records of said Village duly approved January 4, 2007.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 2nd day of February, 2007

  
Barbara A. Johnson  
Deputy Village Clerk  
Village of Lombard  
DuPage County, Illinois



4  
**PLAT**  
**FRED BUCHOLZ**  
Du Page County Recorder  
421 North County Farm Road - Wheaton IL 60187  
(630) 407-5400

**PLAT**  
**R2007-037335**  
**MAR. 01, 2007**  
**3:49 PM**

DATE OF INSTRUMENT: 1-8-2007

CASH  
 CHECK 415  CREDIT CARD

DOCUMENT TYPE:

- SUBDIVISION
- ANNEXATION
- VACATION
- DEDICATION
- ORDINANCE
- EASEMENT VACATION
- DECLARATION 9
- RESOLUTION
- \_\_\_\_\_

TITLE: \_\_\_\_\_

1ST PARTY: Lombard Vill

2ND PARTY: Ameritech - Comed - Illinois Bell Tele Nicol

LEGAL DESCRIPTION: pt LS 1-4 w Lombard Resub  
pt LS 19820-25 & 26 West Lombard Sub.

SEC. \_\_\_\_\_ TWP. \_\_\_\_\_ RANGE \_\_\_\_\_

PIN NO. \_\_\_\_\_

UNIT NO. \_\_\_\_\_

See doc

SUBMITTED BY: \_\_\_\_\_

ACCOMPANYING PAPERS: ORD 5975

YES  NO

BOOK \_\_\_\_\_

MAIL TO: Village of Lombard

PAGE \_\_\_\_\_

NUMBER OF PAGES (1)