

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


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

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager\*

DATE: May 1, 2017 (B of T) Date: May 4, 2017

TITLE: Plat of Easement Abrogation – 1120 N. Ridge Road

SUBMITTED BY: Department of Community Development 

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration an Ordinance approving a Plat of Easement Abrogation for removal of an existing fire lane easement relative to the property located at 1120 N. Ridge Road.

As this request requires a 3/4 vote of the Corporate Authorities (6 of 7) for the Village Board to approve, please place this item under “Items for Separate Action”.

Staff requests a waiver of first reading of the Ordinance.

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:** Scott R. Niehaus, Village Manager

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

**DATE:** May 4, 2017

**SUBJECT: Plat of Easement Abrogation - 1120 N. Ridge Road**

The property owner at 1120 N. Ridge Road has applied for building permits for a building and parking lot addition which is proposed over an existing fire lane easement. This plat will abrogate that easement where the building and parking lot will physically be located. The building will still have access by the Fire Department in the event of an emergency. The attached Plat of Easement Abrogation was signed by the property owner and the Lombard Fire Chief.

### **RECOMMENDATION**

Please place this item on the May 4, 2017 Village Board agenda to approve an Ordinance granting approval of a Plat of Easement Abrogation for the property at 1120 N. Ridge Road.

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

**AN ORDINANCE ABROGATING AN EASEMENT FOR FIRE ACCESS  
LOCATED AT 1120 N. RIDGE ROAD**

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

**SECTION 1:** That the President and Board of Trustees of the Village of Lombard (hereinafter the "Village") find as follows:

- A. The Village is the owners of an easement for a fire lane (hereinafter the "Easement"), pursuant to a Plat of Resubdivision, as legally described as follows:

The North 20 Feet of Lot 4 in Lombard Business Center Second Resubdivision, being a Resubdivision of Lot 1 in Lombard Business Center Unit 5, in the Southeast Quarter of Section 31, Township 40 North, Range 11 East of the Third Principal Meridian, according to the plat of said Resubdivision recorded December 22, 1977 as document R77-118165, in DuPage County, Illinois.

Pt. P.I.N.: 03-31-401-038;

Common Address: 1120 North Ridge Road,  
Lombard, Illinois 60148;

- B. The property owner, L. Maviro, LLC, has requested that the Village abrogate the aforementioned Easement, as depicted in the Plat of Easement Abrogation, attached hereto as Exhibit A, and made part hereof.
- C. The Village finds that the aforementioned Easement is no longer needed by the Village.

**SECTION 2:** It is hereby determined that the public interest will be subserved by abrogating the Easement, as shown on the Plat of Easement Abrogation attached

hereto as Exhibit A, and therefore the Easement is hereby abrogated, and the Plat of Easement Abrogation is hereby approved.

**SECTION 3:** That this Ordinance shall be in full force and effect from and after its passage by a three-fourths (3/4ths) vote of the Corporate Authorities holding office, and approval, as required by law.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2017.

First reading waived by action of the Board of Trustees this \_\_\_\_ day of \_\_\_\_\_, 2017.

Passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2017, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Keith Giagnorio, Village President

**ATTEST:**

\_\_\_\_\_  
Sharon Kuderna, Village Clerk

**Exhibit A**

**Plat of Easement Abrogation**

(attached)

