

## RESOLUTION R-10-14

**A RESOLUTION APPROVING A  
PLAT OF EASEMENT GRANT AND ABROGATION  
FOR MARION PARK APARTMENTS  
(2134 West Roosevelt Road)**

**WHEREAS**, the owner of the property located at 2134 West Roosevelt Road has presented a plat of easement grant and abrogation for stormwater management to the City for approval (the property is legally described in Exhibit A, attached to this resolution); and the Wheaton City staff has recommended that the easement grant be approved.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Wheaton, Illinois, that the Plat of Easement Grant and Abrogation for Marion Park Apartments, prepared by Peter A. Blaeser, an Illinois professional land surveyor, dated February 6, 2014, is hereby approved.

**IT IS FURTHER RESOLVED** that the Mayor is authorized to sign the approval form and the City Clerk is directed to attest to the signature of the Mayor and attach a certified copy of this resolution of acceptance to the Plat of Easement Grant.

**ADOPTED** this 3<sup>rd</sup> day of March, 2014.

Mayor

ATTEST:

ATTEST:  
Sharon Bennett Thorne  
City Clerk

## Roll Call Vote

Ayes:	Councilman Prendiville
	Councilman Rutledge
	Councilman Saline
	Mayor Gresk
	Councilwoman Pacino Sanguinetti
	Councilman Scalzo
	Councilman Suess
Nays:	None
Absent:	None

### Motion Carried Unanimously

EXHIBIT A

Legal Description:

Marion Park Apartments  
2134 West Roosevelt Road  
Wheaton, IL 60187

Lot 1 in Marion Park Assessment Plat of part of Tracts B and C in the partition of plat of the estate of Edward N. Hurley, in the Northeast Quarter of Section 19, Township 39 North, Range 10 East of the Third Principal Meridian according to said Marion Park Assessment Plat Recorded September 24, 1973 as Document R1973-060791, excepting there from that part taken for Highway Purposes, in DuPage County, Illinois.

P.I.N.: 05-19-201-003

**PLAT OF EASEMENT GRANT AND ABROGATION  
FOR  
MARIAN PARK APARTMENTS**

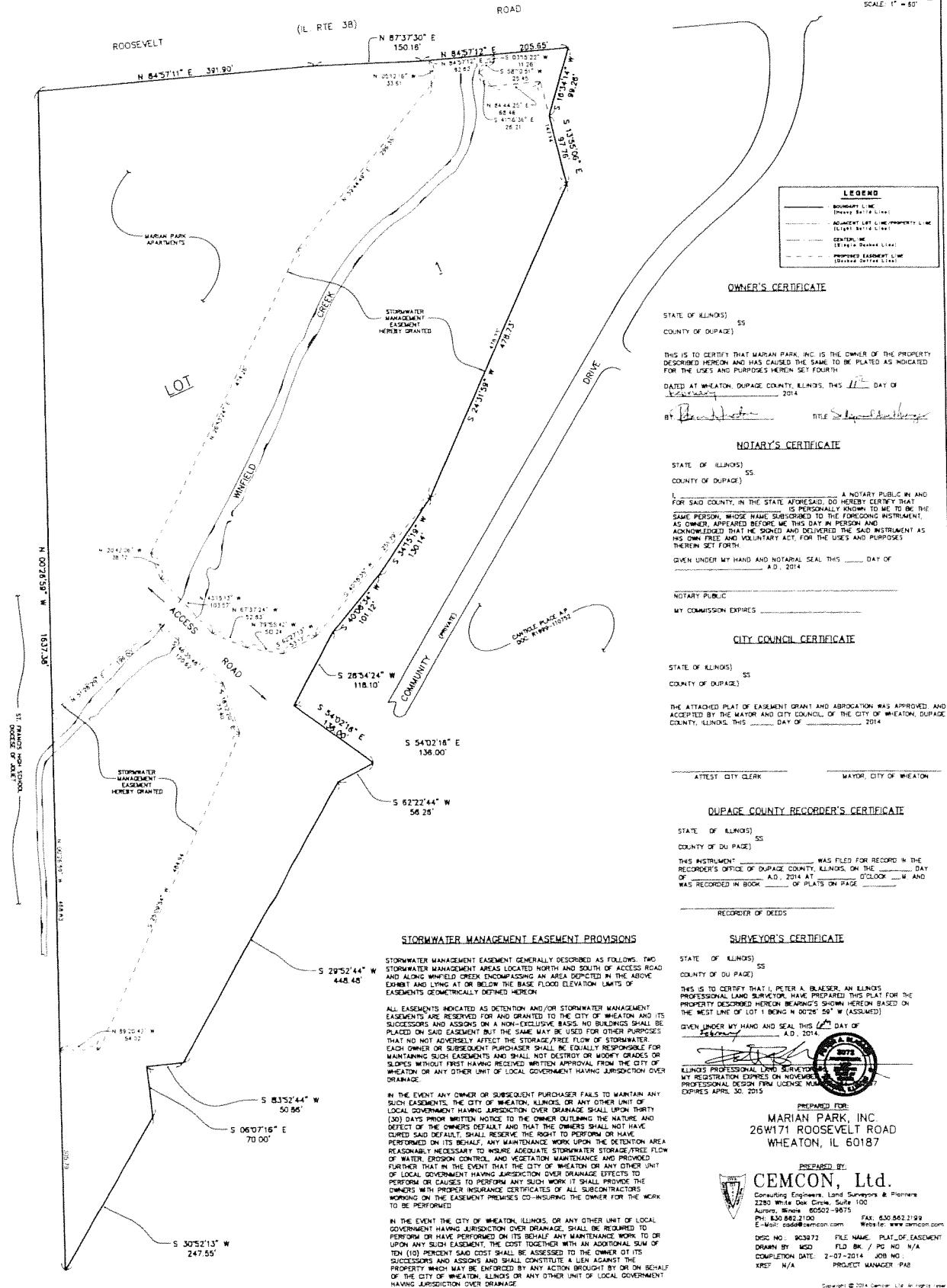
BEING PART OF  
LOT 1 IN MARION PARK ASSESSMENT PLAT OF PART OF TRACTS B AND C IN THE PARTITION OF PLAT  
OF THE ESTATE OF EDWARD N. HURLEY, IN THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 39  
NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO SAID MARION PARK  
ASSESSMENT PLAT RECORDED SEPTEMBER 24, 1973 AS DOCUMENT R#1973-060791, EXCEPTING  
THEREUPON THAT PART TAKEN FOR HIGHWAY PURPOSES, IN DUPage COUNTY, ILLINOIS

SHEET 1 OF 3

PARCEL INDEX NUMBER  
05-19-201-003  
2134 W. ROOSEVELT ROAD  
WHEATON, ILLINOIS 60187

N

3 0 6



## STORMWATER MANAGEMENT EASEMENT PROVISIONS

W STORMWATER MANAGEMENT EASEMENT GENERALLY DESCRIBED AS FOLLOWS: STORMWATER MANAGEMENT AREAS LOCATED NORTH AND SOUTH OF ACRES 1 AND ALONG WINFIELD CREEK ENCOMPASSING AN AREA DEPICTED IN THE AB EXHIBIT AND LYING AT OR BELOW THE BASE FLOOD ELEVATION UNITS OF

ALL EASEMENTS INDICATED AS DETENTION AND/OR STORMWATER MANAGEMENT EASEMENTS ARE RESERVED FOR AND GRANTED TO THE CITY OF WHEATON. SUCCESSIONS AND ASSIGNS ON A NON-EXCLUSIVE BASIS. NO BUILDINGS SHALL BE PLACED ON SAID EASEMENT BUT THE SAME MAY BE USED FOR STORMWATER MANAGEMENT PURPOSES. THE OWNER OF THE PROPERTY, OR FLUX OF STORMWATER, EACH DINNER OR SUBSEQUENT PURCHASER, SHALL BE EQUALLY RESPONSIBLE FOR MAINTAINING SUCH EASEMENTS AND SHALL NOT DESTROY OR MODIFY GRADING, SLOPES WITHOUT FIRST HAVING RECEIVED WRITTEN APPROVAL FROM THE CITY OF WHEATON OR ANY OTHER UNIT OF LOCAL GOVERNMENT HAVING JURISDICTIONAL DRAINAGE.

IN THE EVENT AN OWNER OR SUBSEQUENT PURCHASER FAILS TO MAINTAIN ANY SWALE, EQUATEMENT, THE CITY OF WHEATON, ILLINOIS, OR ANY OTHER UNIT OF LOCAL GOVERNMENT HAVING JURISDICTION OVER DRAINAGE SHALL, UPON THIRTY (30) DAYS PRIOR WRITTEN NOTICE TO THE OWNER OUTLINING THE NATURE AND DEFECTS IN THE OWNERS' DEFAULT, REQUIRE THE OWNERS SHALL HAVE CURED SUCH DEFECTS. IF THE OWNERS FAIL TO CURE THE DEFECTS AS SOON AS PRACTICABLE, OR IF THE DEFECTS ARE NOT CURED WITHIN THE PERIOD OF TIME PROVIDED, OR IF THE DEFECTS ARE NOT CORRECTLY PERFORMED ON ITS BEHALF, ANY MAINTENANCE WORK UPON THE DETENTION AREA IS REASONABLY NECESSARY TO ENSURE ADEQUATE STORMWATER STORAGE/TREE FLOW, OR OTHER EROSION CONTROL MEASURES, SHALL BE PERFORMED BY THE CITY OF WHEATON, EQUATEMENT, THE CITY OF WHEATON, ILLINOIS, OR ANY OTHER UNIT OF LOCAL GOVERNMENT HAVING JURISDICTION OVER DRAINAGE EFFECTS TO PERFORM OR CAUSES TO PERFORM ANY SUCH WORK IT SHALL PROVIDE THE DRAINS WITH THE INSURANCE CERTIFICATES OF ALL SUBCONTRACTORS WORKING ON THE EASEMENT PREMISES CO-EQUIPPING THE OWNER FOR THE WORK TO BE PERFORMED.

IN THE EVENT THE CITY OF WHEATON, ILLINOIS, OR ANY OTHER UNIT OF LOCAL GOVERNMENT HAVING JURISDICTION OVER DRAINAGE, SHALL BE REQUIRED TO PERFORM OR HAVE PERFORMED ON ITS BEHALF ANY MAINTENANCE WORK TO OR UPON ANY SUCH EASEMENT, THE COST THEREWITH TOGETHER WITH AN ADDITIONAL SUM OF TEN (10) PERCENT SAID COSTS SHALL BE OBLIGATORY TO THE OWNER OF ITS SIGHTS AND HEARINGS, AND THE OWNER OF THE PROPERTY, AND CONSTITUTE A LIEN ON THE PROPERTY WHICH MAY BE ENFORCED BY AN ACTION BROUGHT BY OR ON BEHALF OF THE CITY OF WHEATON, ILLINOIS, OR ANY OTHER UNIT OF LOCAL GOVERNMENT HAVING JURISDICTION OVER DRAINAGE.

SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS)

THIS IS TO CERTIFY THAT I, PETER A. BLAESER, AN ILLINOIS  
PROFESSIONAL LAND SURVEYOR, HAVE PREPARED THIS PLAT FOR THE  
PROPERTY DESCRIBED HEREON BEARING'S SHOWN HEREON BASED ON

THE WEST LINE OF LOT 1 BEING N 00°26' 50" W (A)  
GIVEN UNDER MY HAND AND SEAL THIS 1<sup>st</sup> DAY OF  
February, A.D., 2014.

A rectangular stamp with a decorative border containing the text "ILLINOIS PROFESSIONAL LAND SURVEYOR" at the top and "REGISTRATION NUMBER" at the bottom. In the center, it says "REGISTRATION EXPIRES ON NOVEMBER 30, 2015" and "PROFESSIONAL DESIGN FIRM LICENSE NUMBER" above a large, illegible number. A handwritten signature is written over the top left of the stamp.

0967248501 1000

PREPARED FOR  
**MARIAN PARK INC**

MARIAN PARK, INC.  
26W171 ROOSEVELT ROAD

26W171 ROOSEVELT RD.  
WHEATON, IL 60187

## INTRODUCTION TO 2018

PREPARED BY:

CEMCON Ltd

**SEMOON, LTD.**  
Recreational Equipment, Land Surveyors & Planners

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DISC NO: 903972 FILE NAME: PLAT\_OF\_EASEMENT  
DRAWN BY: HSD FILE BK / PG NO: N/A

COMPLETION DATE: 2-07-2014 JOB NO:

XREF N/A PROJECT MANAGER: PAS

2014-2015 学年第一学期 期中考试卷

