

RESOLUTION R-14-13

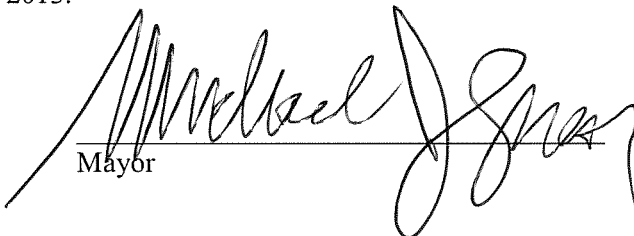
**A RESOLUTION APPROVING THE PLAT OF
FRESH MARKET WEST PLAT OF RESUBDIVISION**

WHEREAS, the owners of the property located at 1830 East Roosevelt Road have submitted a plat of resubdivision to the City for approval (the property is described on Exhibit "A" attached to this resolution); and the Wheaton City staff has recommended that the plat of resubdivision be approved.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois that the plat of Fresh Market West Plat of Resubdivision, as prepared by Michael J. Nelson, an Illinois Professional Land Surveyor, dated August 23, 2012 with last revision date of January 24, 2013 is hereby approved.

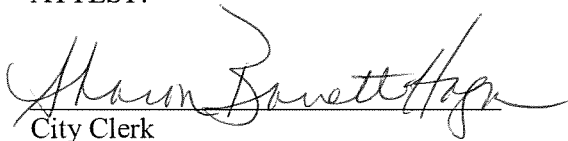
IT IS FURTHER RESOLVED that the Mayor is authorized to sign the approval form and the City Clerk is authorized and directed to attest to the signature of the Mayor and attach a certified copy of this resolution of approval to the plat of Fresh Market West Plat of Resubdivision.

ADOPTED this 4th day of March, 2013.



Mayor

ATTEST:



City Clerk

Roll Call Vote:

| | |
|---------|--|
| Ayes: | Councilman Scalzo Councilman Suess Councilman Mouhelis Councilman Rutledge Councilman Saline Mayor Gresk Councilwoman Pacino Sanguinetti |
| Nays: | None |
| Absent: | None |

Motion Carried Unanimously

Exhibit A

Fresh Market West Plat of Resubdivision
1830 East Roosevelt Road

Legal Description

THAT PART OF LOTS 23 AND 24 IN BLOCK 33 IN WHEATON ESTATES BEING A SUBDIVISION IN SECTION 22, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 12, 1924 AS DOCUMENT 182391; AND THE WEST 1/2 OF VACATED OTT AVENUE LYING EAST AND ADJOINING SAID LOT 24; DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF VACATED OTT AVENUE WITH THE SOUTH LINE OF THE EASTERLY EXTENTION OF SAID LOTS 23 AND 24 IN BLOCK 33, ALSO BEING THE NORTH LINE OF SAID VACATED TAFT AVENUE; THENCE WEST ON SAID SOUTH LINE OF LOTS 23 AND 24, ALSO BEING THE NORTH LINE OF SAID VACATED TAFT AVENUE, 91.5 FEET; THENCE NORTH, PARALLEL WITH THE CENTER OF VACATED OTT AVENUE, 132.00 FEET TO THE NORTH LINE OF SAID LOT 23; THENCE EAST ALONG THE NORTH LINE OF SAID LOTS 23 AND 24 AND THE EASTERLY EXTENTION OF SAID NORTH LINE, 91.5 FEET TO THE CENTER LINE OF SAID VACATED OTT AVENUE; THENCE SOUTH ALONG SAID CENTER LINE OF SAID VACATED OTT AVENUE, 132.00 FEET TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: 05-22-201-024

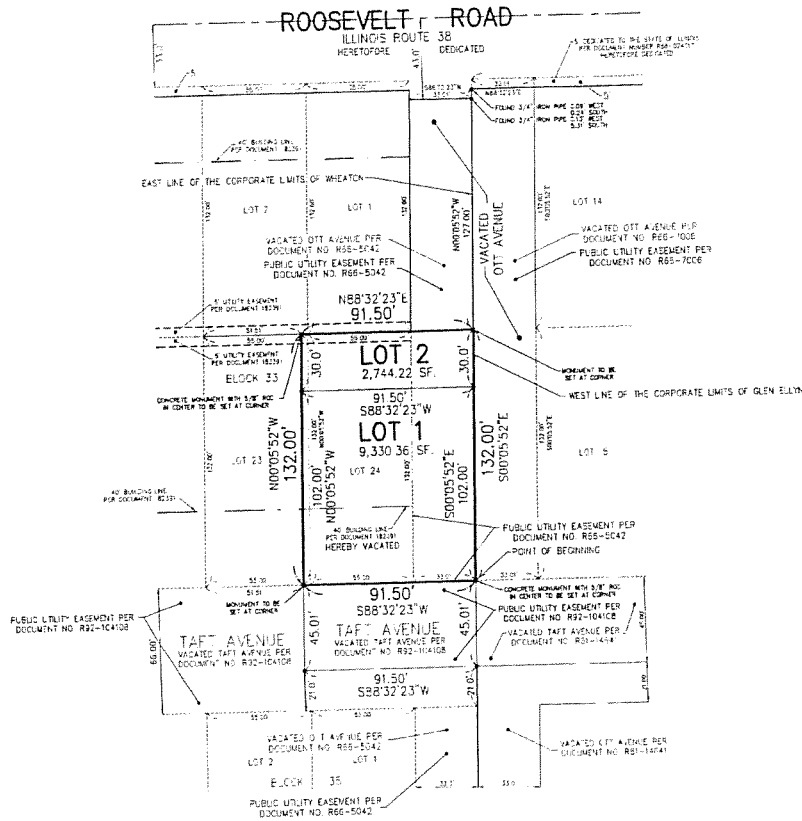
NELSON CONTINENTAL, LLC
400 S. EAST AVENUE
WHEATON, ILLINOIS 60189
TEL: 630.271.1200
(630) 456-8500 OFFICE
(630) 456-8510 FAX

FRESH MARKET WEST PLAT OF RE-SUBDIVISION

PART OF FN. 05-22-20-024-0000

PLAT SUBMITTED FOR RECORD BY:
CITY OF WHEATON
301 W. WESLEY ST.
WHEATON, ILLINOIS 60187

OF PART OF THE WEST HALF OF THE NORTH-EAST QUARTER OF SECTION 22,
TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN
DUPAGE COUNTY, ILLINOIS.



STATE OF ILLINOIS)
COUNTY OF DU PAGE)

THIS IS TO CERTIFY THAT CHICAGO TITLE LAND TRUST COMPANY, AN ILLINOIS CORPORATION, NOT PERSONALLY BUT SOLELY AS SUCCESSOR TRUSTEE TO CHRY-WHEATON BANK AND TRUSTEE UNDER TRUST AGREEMENT DATED JUNE 17, 1974 AND KNOWN AS TRUST NO. 1987 IS THE OWNER OF THE LAND DESCRIBED IN THE ANNEXED PLAT AND HAS CAUSED THE SAME TO BE SURVEYED AND RECONSIDERED AS INDICATED THEREON FOR THE USES AND PURPOSES HEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE TITLE AND TERMS THEREON INDICATED.

THIS IS TO CERTIFY THAT CHICAGO TITLE LAND TRUST COMPANY, AN ILLINOIS CORPORATION, NOT PERSONALLY BUT SOLELY AS SUCCESSOR TRUSTEE TO CHRY-WHEATON BANK AND TRUSTEE UNDER TRUST AGREEMENT DATED JUNE 17, 1974 AND KNOWN AS TRUST NO. 1987 IS OWNER OF THE PROPERTY DESCRIBED HEREON AND LEGALLY DESCRIBED ON THE PLAT, THAT THEY HAVE DETERMINED TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THAT THE SUBJECT LOT LIES WITHIN THE BOUNDARIES OF THE DISTRICT BY HIGH SCHOOL, DISTRICT AND DISTRICT BY ELEMENTARY SCHOOL, DISTRICT, IN DUPAGE COUNTY, ILLINOIS.

BY: Michael James Hall This instrument is prepared by the undersigned Land Surveyor and is intended to be a correct representation of the land shown on the plat hereon. I, the undersigned, am a duly licensed and qualified Land Surveyor in the State of Illinois and I am duly sworn to the duties of my office. I have personally examined the land shown on the plat hereon and I have caused the same to be surveyed and reconSIDERED AS INDICATED THEREON FOR THE USES AND PURPOSES HEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE TITLE AND TERMS THEREON INDICATED.

STATE OF ILLINOIS)
COUNTY OF DU PAGE)

I, Michael James Hall, a Notary Public in and for the said County in the State of Illinois, do hereby certify that Michael James Hall, Land Surveyor, personally known by me to be the same person whose name is subscribed to the foregoing instrument as such Surveyor, appeared before me this day in person and acknowledged that the plat bonded and delivered the said instrument as his own free and voluntary act for the uses and purposes therein set forth.

GIVEN UNDER MY HAND AND NOTARIAL SEAL, THIS 22nd DAY OF February, 2012, A.D. 2012.

NOTARY PUBLIC

CITY ENGINEER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
I, Cheryl J. King, Director of Engineering for the City of Wheaton, Illinois, do hereby certify that the plat as returned hereto meets with the requirements and the plans and specifications of the Wheaton City Code and has been approved by all public authorities.

DATED AT WHEATON, ILLINOIS, THIS 22 DAY OF February, 2012.

DIRECTOR OF ENGINEERING

CITY COLLECTOR'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
I, Cheryl J. King, City Collector for the City of Wheaton, Illinois, do hereby certify that there are no delinquent or unpaid current or forfeited special assessments or any deferred installments thereon that have been apportioned against the tract of land described on this plat.

DATED AT WHEATON, ILLINOIS, THIS 22 DAY OF February, 2012.

CITY CLERK

CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WHEATON, DU PAGE COUNTY, ILLINOIS, THIS 22 DAY OF February, 2012.

MAYOR, CITY OF WHEATON

CITY CLERK

COUNTY CLERK

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
I, Cheryl J. King, County Clerk of DuPage County, Illinois, do hereby certify that this plat was filed for record in the recorder's office of DuPage County, Illinois, on the 22 DAY OF February, A.D. 2012, at 10:00 O'CLOCK, A.M.

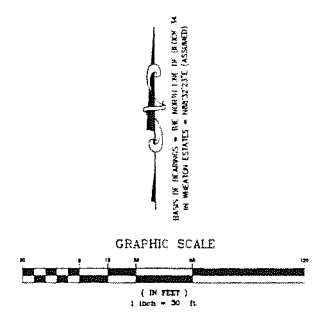
DATED AT WHEATON, ILLINOIS, THIS 22 DAY OF February, 2012.

COUNTY RECORDER

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
THIS PLAT WAS FILED FOR RECORD IN THE RECORDER'S OFFICE OF DU PAGE COUNTY, ILLINOIS, ON THE 22 DAY OF February, A.D. 2012, AT 10:00 O'CLOCK, A.M.

DATED AT WHEATON, ILLINOIS, THIS 22 DAY OF February, 2012.

COUNTY RECORDER



STATE OF ILLINOIS)
COUNTY OF DU PAGE)

THIS IS TO CERTIFY THAT MICHAEL NELSON, ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-3085, HAS SURVEYED AND RECONSIDERED THE FOLLOWING DESCRIBED PROPERTY AS SHOWN BY THE ANNEXED PLAT WHICH IS A CORRECT REPRESENTATION OF SAID SURVEY AND RECONSIDERATION.

- 1. THAT PART OF LOTS 23 AND 24 IN BLOCK 35 IN WHEATON (ESTATES BEING A SUBDIVISION IN SECTION 22, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREON RECORDED SEPTEMBER 12, 1924 AS DOCUMENT 18230) AND THE WEST 1/2 OF VACATED CITY AVENUE (LONG EAST AND ALDINGHAM) SAID LOT 24 DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF VACATED CITY AVENUE WITH THE SOUTH LINE OF THE EASTERN EXTENSION OF SAID LOTS 23 AND 24 IN BLOCK 35; ALSO BEING THE NORTH LINE OF SAID VACATED TAFF AVENUE; THENCE WEST ON SAID SOUTH LINE OF LOT 24 TO A POINT 122.00 FEET TO THE CENTER OF VACATED CITY AVENUE; THENCE NORTH, PARALLEL WITH THE CENTER OF VACATED CITY AVENUE, 122.00 FEET TO THE NORTH LINE OF SAID LOT 23; THENCE EAST ALONG THE NORTH LINE OF SAID LOTS 23 AND 24 AND THE EASTERN EXTENSION OF SAID NORTH LINE, 8.18 FEET TO THE CENTER LINE OF SAID VACATED CITY AVENUE; THENCE SOUTH ALONG SAID CENTER LINE OF SAID VACATED CITY AVENUE, 122.00 FEET TO THE POINT OF BEGINNING IN DU PAGE COUNTY, ILLINOIS.
- 2. FURTHER CERTIFY THAT THE PROPERTY SHOWN ON THE PLAT HEREON DRAWN WITHIN THE CORPORATE LIMITS OF THE CITY OF WHEATON WHICH HAS ADOPTED A COMPREHENSIVE PLAN AND WHICH IS EXERCISING THE SPILLAGE POWERS AUTHORIZED BY DIVISION 12, ARTICLE 11 OF THE ILLINOIS MUNICIPAL CODE AS HEREINAFTER AND HEREAFTER AMENDED.
- 3. FURTHER CERTIFY THAT THIS PROPERTY IS WITHIN ZONE "A" (AREAS DETERMINED TO BE OUTSIDE THE 2% ANNUAL CHANCE OF FLOODPLAIN) AS DESIGNATED BY THE FLOOD INSURANCE RATE MAP (FIRM) FOR WHEATON, ILLINOIS, COMMUNITY PANEL NUMBER 1704320000N WITH AN EFFECTIVE DATE OF DECEMBER 14, 2004.
- 4. THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS MINIMUM STANDARDS FOR A BOUNDARY SURVEY.
- 5. FURTHER CERTIFY THAT THE PROPERTY DESCRIBED HEREON CONTAINS 2,074.28 SQUARE FEET OR 0.077 ACRES, MORE OR LESS.
- 6. HEREBY AUTHORIZE A REPRESENTATIVE FROM THE CITY OF WHEATON TO RECORD THIS PLAT.

GIVEN UNDER MY HAND AND SEAL AT WHEATON, ILLINOIS, THIS 22ND DAY OF February, 2012.

ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-3085
MY LICENSE EXPIRES 11/30/2014
PROFESSIONAL DESIGN FIRM LICENSE NO. 184-024838 EXPIRES 04/30/2013

