

RESOLUTION R-98-13

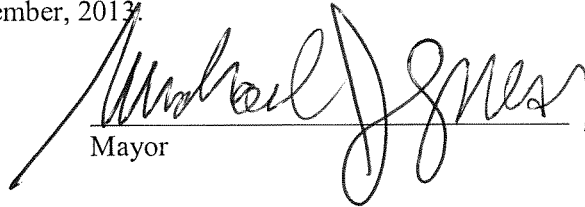
**A RESOLUTION APPROVING A
PLAT OF EASEMENT GRANT FOR STORMWATER MANAGEMENT
(609 South Hale Street)**

WHEREAS, the owner of the property located at 609 South Hale Street has presented a plat of easement grant 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 for 609 South Hale Street, prepared by Richard J. Steinbrecher, an Illinois professional land surveyor, dated December 9, 2013, 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 16th day of December, 2013.



Mayor

ATTEST:



City Clerk

Roll Call Vote

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

Motion Carried Unanimously

EXHIBIT A

Legal Description:

609 South Hale Street
Wheaton, IL 60187

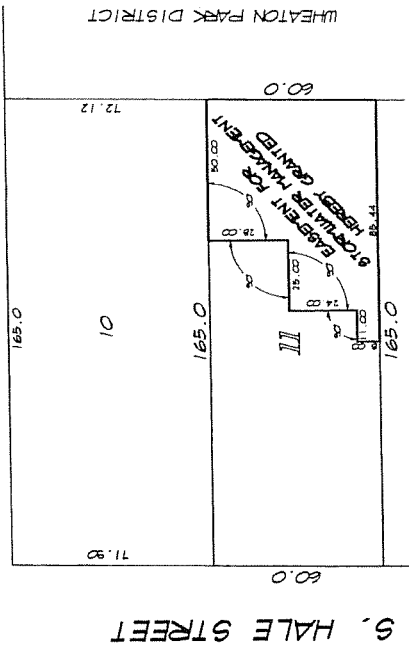
LOT 11, IN BLOCK 3 IN W.L. AND F.E. WHEATON'S RESUBDIVISION OF LOT 2 IN BLOCK 1 AND ALL OF BLOCK 4 OF J.C. WHEATON'S SECOND ADDITION TO WHEATON, A SUBDIVISION IN THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED MAY 9, 1914 AS DOCUMENT 116426, IN DU PAGE COUNTY, ILLINOIS.

PIN 05-16-337-002

PLAT OF EASEMENT GRANT

FOR STORMWATER MANAGEMENT OVER LOT 11, IN BLOCK 9 IN N. L. AND F. E. WHEATON'S RESUBDIVISION OF LOT 2, IN BLOCK 1 AND ALL BLOCKS 1 THROUGH 10, IN SECTION 16, TOWNSHIP 36 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF RESUBDIVISION RECORDED MAY 9, 1914, AS DOCUMENT 116426, IN DU PAGE COUNTY, ILLINOIS.

EVERGREEN STREET



MAYOR AND CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS)
 COUNTY OF DU PAGE)
 I, _____, MAYOR, DO HEREBY CERTIFY THAT THE SAID COUNCIL HAS DULY APPROVED THIS PLAT OF EASEMENT GRANT ATTACHED HERETO BY RESOLUTION NO. _____ DULY AUTHENTICATED AS PASSED THIS _____ DAY OF _____, 2013.

ATTEST: CITY CLERK _____
 SURVEYORS CERTIFICATE

STATE OF ILLINOIS)
 COUNTY OF DU PAGE)
 THIS IS TO CERTIFY THAT WE, STEINBRECHER LAND SURVEYORS, INC., PROFESSIONAL ENGINEERING AND LAND SURVEYING DESIGN FIRM NO. 184-003126, HAVE PREPARED THE ANNEXED PLAT FOR THE PURPOSES OF GRANTING AN EASEMENT.

WEST CHICAGO, ILLINOIS, DECEMBER 9, 2013.
 STEINBRECHER LAND SURVEYORS, INC., BY

 STEINBRECHER
 LAND SURVEYOR NO. 3689
 MY LICENSE EXPIRES NOVEMBER 30, 2014.



Steinbrecher Land Surveyors, Inc.
 Design/Engineer/Professional Land Surveying
 141 S. Halsted Blvd., West Chicago, IL 60185-2844
 (630) 293-8900 Fax 293-8902

PREPARED FOR

 383 N. WESLEY STREET
 WHEATON, IL 60187

SUBMITTED BY & RETURN TO

 383 N. WESLEY STREET
 WHEATON, IL 60187

COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS)
 COUNTY OF DU PAGE)
 THIS INSTRUMENT, NO. _____ HAS FILED FOR RECORD IN THE RECORDER'S OFFICE OF DU PAGE COUNTY, ILLINOIS, THIS _____ DAY OF _____, 2013, AT _____ O'CLOCK _____ A.M.

COUNTY RECORDER

OWNER'S CERTIFICATE

STATE OF ILLINOIS)
 COUNTY OF DU PAGE)
 THIS IS TO CERTIFY THAT ANTHONY D. KOWRO AND REBECCA L. MORDROCK, ARE THE HOLDERS OF RECORD TITLE TO THE PROPERTY SHOWN AND DESCRIBED ON THE ANNEXED PLAT AND HAVE CAUSED THE SAME TO BE PLATED AS INDICATED THEREON FOR THE USES AND PURPOSES THEREIN SET FORTH.

DATED THIS 10th DAY OF December, 2013.

ANTHONY D. KOWRO

 REBECCA L. MORDROCK

NOTARY'S CERTIFICATE

STATE OF ILLINOIS)
 COUNTY OF DU PAGE)
 I, _____, A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT ANTHONY D. KOWRO AND REBECCA L. MORDROCK PERSONALLY KNOWN TO ME TO BE THE PERSONS AND PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE PRECEDING INSTRUMENT AND THAT SAID INSTRUMENT WAS VOLUNTARILY ACKNOWLEDGED BY THEM AND THAT SAID INSTRUMENT WAS DULY AUTHENTICATED AS SET FORTH FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL, THIS 10th DAY OF December, 2013.

 NOTARY PUBLIC

STORMWATER MANAGEMENT EASEMENT PROVISIONS

THE EASEMENT INDICATED AS STORMWATER MANAGEMENT EASEMENT IS RESERVED FOR AND GRANTED TO THE CITY OF WHEATON AND ITS SUCCESSORS AND ASSIGNS ON A NON-EXCLUSIVE BASIS. NO BUILDINGS SHALL BE PLACED ON SAID EASEMENT BUT THE SAME MAY BE USED FOR OTHER PURPOSES THAT DO NOT INTERFERE WITH THE PROVISIONS OF SAID EASEMENT. THE CITY OF WHEATON SHALL NOT DESTROY OR MODIFY GRASSES OR SLOPES WITHOUT FIRST HAVING RECEIVED WRITTEN APPROVAL FROM THE CITY OF WHEATON. IN THE EVENT ANY OWNER OR SUCCESSOR THEREOF FAILS TO MAINTAIN ANY SUCH EASEMENT/STORMWATER MANAGEMENT FACILITY, THE CITY OF WHEATON SHALL, UPON THIRTY (30) DAYS WRITTEN NOTICE OF THE OWNER OUTLINING THE NATURE AND DEFECT OF THE EASEMENT/STORMWATER MANAGEMENT FACILITY, BE PERMITTED TO ENTER THE PROPERTY TO MAINTAIN, REPAIR, REPLACE OR HAVE PERFORMED OR CAUSE TO BE PERFORMED THE STORMWATER MANAGEMENT FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY.

IN THE EVENT THE CITY OF WHEATON SHALL BE REQUIRED TO REPAIR OR HAVE PERFORMED BY ITS BUREAU OF MAINTENANCE AND REPAIR, THE CITY OF WHEATON SHALL BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY. THE CITY OF WHEATON SHALL NOT BE RESPONSIBLE FOR THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT OR CONSTRUCTION OF SUCH FACILITY.

