

RESOLUTION R-05-13

**A RESOLUTION APPROVING
DAVIS CONSOLIDATION PLAT
(506 E. Hawthorne Boulevard)**

WHEREAS, the Owner has submitted a plat of consolidation of the property located at 506 E. Hawthorne Boulevard 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 consolidation be approved.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois that the plat of Davis Consolidation Plat, as prepared by Norbert V. Lambert, Jr., an Illinois Professional Land Surveyor, dated December 20, 2012 is hereby approved.

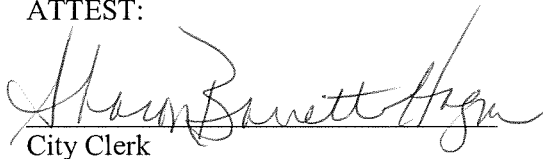
IT IS FURTHER RESOLVED that the Mayor is authorized to sign the approval form and the City Clerk is authorized and directed to attest to the signature of the Mayor and attach a certified copy of this resolution of approval to the plat of Davis Consolidation Plat.

ADOPTED this 22nd day of January, 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"

Davis Consolidation Plat
506 E. Hawthorne Boulevard
Wheaton, IL 60187

Legal Description

LOT 6 AND LOT 7 (EXCEPT THE WEST 20 THEREOF) IN BLOCK 6 IN ARTHUR T MCINTOSH AND COMPANY'S BOULEVARD SUBDIVISION, BEING A SUBDIVISION OF PART OF THE NORTH HALF OF THE SOUTH HALF OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1923 AS DOCUMENT #171777 IN DUPAGE COUNTY, ILLINOIS.

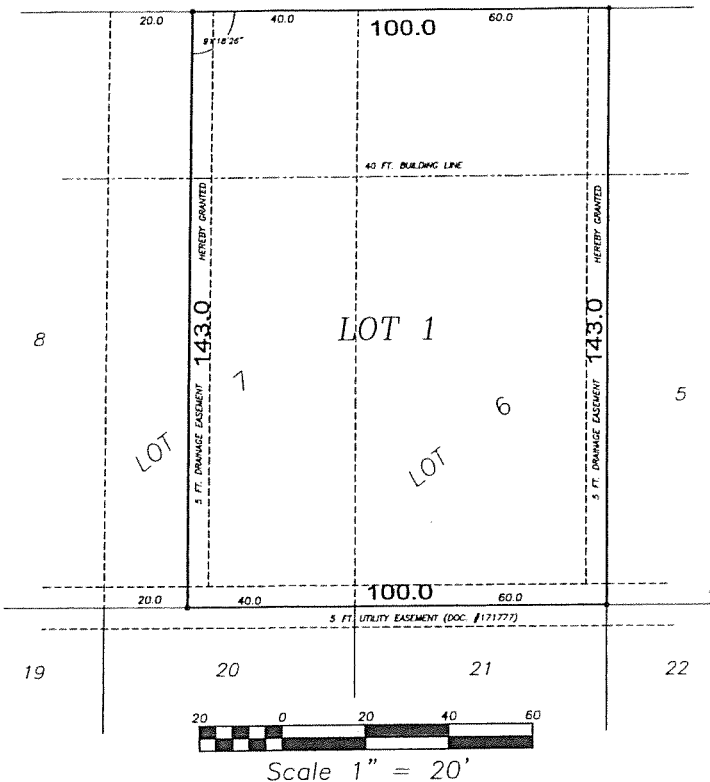
P.I.N.: 05-09-402-005 & 006

DAVIS CONSOLIDATION

BEING A PART OF THE NORTH HALF OF THE SOUTH HALF OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

P.L.N. # 05-09-402-005
P.L.N. # 05-09-402-006

HAWTHORNE BLVD.



Drainage Easement Provisions

All easements indicated as drainage easements are reserved for and granted to the City of Wheaton and it's successor's and assign's 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 adversely affect the storage/free flow of stormwater. Each owner or subsequent purchaser shall be equally responsible for maintaining such easement area and shall not destroy or modify grades or slopes without first having received written approval from the City of Wheaton. In the event any owner or subsequent purchaser fails to maintain any such easement, the City of Wheaton, Illinois, shall upon thirty (30) days written notice to the owner outlining the nature and defect of the owners default and that the owner shall not have cured said default, shall reserve the right to perform or have performed on it's behalf, any maintenance work upon the drainage easement area reasonably necessary to insure adequate stormwater storage free/flow of water, erosion control and turf maintenance to eliminate stagnant water within the easement area and provided further that in the event that the City of Wheaton elects to perform or causes to perform any such work it shall provide the owners with proper insurance certificates of all subcontractors working on the easement premises co-insuring the owner for the work to be performed. In the event the City of Wheaton, Illinois shall be required to perform or have performed on it's behalf any maintenance work to or upon any such facility or easement area the cost together with an additional sum of ten(10) percent of said cost shall be assessed to the owner of it's successors and assign's and shall constitute a lien against the property which may be enforced by any action brought by or on behalf of the City of Wheaton.

LEGAL DESCRIPTION

LOT 6 AND LOT 7 (EXCEPT THE WEST 20 FEET THEREOF) IN BLOCK 6 IN ARTHUR T. McINTOSH AND COMPANY'S BOULEVARD SUBDIVISION, BEING A SUBDIVISION OF PART OF THE NORTH HALF OF THE SOUTH HALF OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1923 AS DOCUMENT 171777, IN DUPAGE COUNTY, ILLINOIS.

SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

I, NORBERT V. LAMBERT JR., AN ILLINOIS PROFESSIONAL LAND SURVEYOR DO HEREBY CERTIFY THAT I HAVE SURVEYED AND PLATTED, FOR THE PURPOSE OF CONSOLIDATION, THE PROPERTY DESCRIBED IN THE ABOVE CAPTION AS SHOWN BY THE ANNEXED PLAT, WHICH IS A TRUE AND CORRECT REPRESENTATION OF SAID SURVEY AND CONSOLIDATION. DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF AND ARE CORRECTED TO A TEMPERATURE OF 68 DEGREES FAHRENHEIT.

I FURTHER CERTIFY THAT THE PARCEL INCLUDED IN THIS PLAT IS NOT LOCATED IN A 100-YEAR SPECIAL FLOOD HAZARD AREA ON THE DUPAGE REGULATORY FLOOD MAP, FIRM MAP NUMBER 17043C502HA, EFFECTIVE DATE DEC. 16, 2004.

I ALSO CERTIFY THAT THE PROPERTY SHOWN ON THE PLAT HEREON DRAWN IS WITHIN THE CORPORATE LIMITS OF THE CITY OF WHEATON, WHICH HAS ADOPTED A CITY PLAN AND WHICH IS EXERCISING THE SPECIAL POWERS AUTHORIZED BY DIVISION 12 OF ARTICLE 11 OF THE ILLINOIS MUNICIPAL CODES AS HERETOFORE AND HEREAFTER AMENDED.

GIVEN UNDER MY HAND AND SEAL AT WHEATON, ILLINOIS, THIS 20th DAY OF DECEMBER, A.D. 2012.

BY: *Norbert V. Lambert Jr.*
NORBERT V. LAMBERT JR., ILLINOIS PROFESSIONAL LAND SURVEYOR, #1863 (LICENSE EXPIRES 11/30/2014)
ILLINOIS DESIGN FIRM NO. 184-006511

ORDERED BY: MONOGRAM CUSTOM HOMES ORDER NO. 12 L 21 FILE NO. 12-0566-C

LAMBERT & ASSOCIATES
LAND SURVEYORS
955 W. LIBERTY DR., WHEATON, IL 60187
PHONE: (630) 653-6331 FAX: (630) 653-6396

● = FOUND IRON STAKE
○ = SET IRON STAKE

OWNER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

THIS IS TO CERTIFY THAT THE UNDERSIGNED IS(ARE) THE OWNER(S) OF THE LAND DESCRIBED IN THE ATTACHED PLAT AND HAS(HAVE) CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN BY THE PLAT FOR THE USES AND PURPOSES AS INDICATED THEREIN, AND DOES(DO) HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

ALSO, THIS IS TO CERTIFY THAT THE PROPERTY BEING CONSOLIDATED AFORESAID AND, TO THE BEST OF THE OWNERS KNOWLEDGE AND BELIEF, SAID CONSOLIDATION LIES ENTIRELY WITHIN LIMITS OF COMMUNITY UNIT SCHOOL DISTRICT NUMBER 200.

DATED AT Wheaton, ILLINOIS, THIS 20th DAY OF DECEMBER, 2012
Donald J. Davis (OWNER) *Jim Davis* (OWNER)

NOTARY PUBLIC

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

I, *Kelly A. Knerhim*, A NOTARY PUBLIC IN AND FOR THE SAID COUNTY AND STATE AFORESAID, DO HEREBY CERTIFY THAT *Donald J. Davis + Jim Davis* WHO IS(ARE) PERSONALLY KNOWN TO ME TO BE THE SAME PERSON(S) WHOSE NAME(S) IS(ARE) SUBSCRIBED TO THE FOREGOING INSTRUMENT AS SUCH OWNER(S), APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE(SHE)(THEY) SIGNED AND DELIVERED THE SAID INSTRUMENTS AS HIS(HER)(THEIR) OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS 20th DAY OF DECEMBER IN THE YEAR 2012
Kelly A. Knerhim KELLY A. KNERHIM 2/14/2015
NOTARY PUBLIC NOTARY PUBLIC STATE OF ILLINOIS MY COMMISSION EXPIRES 2/14/2015

DIRECTOR OF ENGINEERING CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

I, _____, DIRECTOR OF ENGINEERING FOR THE CITY OF WHEATON, ILLINOIS, DO HEREBY CERTIFY THAT ALL REGULATIONS GOVERNING PLATS ADOPTED BY THE CITY COUNCIL OF THE CITY OF WHEATON, ILLINOIS, HAVE BEEN COMPLIED WITH.

DATED AT WHEATON ILLINOIS, THIS _____ DAY OF _____ A.D. 2012.

DIRECTOR OF ENGINEERING

CITY COLLECTOR CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

I, COLLECTOR FOR THE _____, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT OR UNPAID CURRENT OR FORFEITED SPECIAL ASSESSMENTS OR ANY DEFERRED INSTALLMENTS THEREOF THAT HAVE BEEN APPOINTED AGAINST THE TRACT OF LAND AND INCLUDED IN THE ANNEXED PLAT.

DATED AT _____ ILLINOIS, THIS _____ DAY OF _____ A.D. 2012.

COLLECTOR

CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

APPROVED THIS _____ DAY OF _____, A.D. 2012, BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF WHEATON, ILLINOIS.

BY: _____ MAYOR

ATTEST: _____ CITY CLERK

COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

I, *Carol A. King*, COUNTY CLERK OF DUPAGE COUNTY, ILLINOIS, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT GENERAL TAXES, NO UNPAID FORFEITED TAXES, AND NO RECEIVABLE TAX SALES AGAINST ANY OF THE LAND INCLUDED IN THE ANNEXED PLAT.

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK, AT WHEATON ILLINOIS, THIS 21st DAY OF DECEMBER 2012 *Carol A. King*
COUNTY CLERK

DUPAGE COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DUPAGE) SS

THIS INSTRUMENT WAS FILED FOR RECORD IN THE RECORDER'S OFFICE OF DUPAGE COUNTY, ILLINOIS, AFORESAID

ON THE _____ DAY OF _____ AT _____ O'CLOCK _____.

RECORDER

SUBMITTED BY AND RETURN TO:
CITY OF WHEATON
303 W WESLEY STREET
WHEATON, IL., 60187

