

ORDINANCE NUMBER 15-19

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, KANE AND COOK COUNTIES, ILLINOIS, VACATING A PORTION OF THE PUBLIC RIGHT-OF-WAY OF CRABTREE ROAD

WHEREAS, the Village of East Dundee, Kane and Cook Counties, Illinois (the "Village"), is an Illinois home rule municipality organized under the Constitution and statutes of the State of Illinois; and,

WHEREAS, the Village has received a request that the vacant right-of-way at the northerly end of Crabtree Road being 40 feet in length on the east side and 75.86 on the west side of the Crabtree Road right-of-way be vacated for use as a yard for the adjoining residential dwelling; and,

WHEREAS, this public right-of-way is within the corporate limits of the Village and is within its jurisdiction; and,

WHEREAS, pursuant to Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1) the President and the Board of Trustees (collectively, the "Corporate Authorities") of the Village have determined that the public interest will be served by vacating a portion of this public right-of-way.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of East Dundee, Kane and Cook Counties, Illinois, as follows:

**Section 1:** The above recitals are fully incorporated into this Ordinance as if fully set forth in this Section.

**Section 2:** The Corporate Authorities hereby vacate a portion of the public right-of-way of Crabtree Road at its northerly end located in the Village of East Dundee, Kane County, Illinois, legally described on and hereby approves the *PLAT OF VACATION* prepared by John D. Rebik & Associates, dated March 25, 2015 attached hereto as Exhibit A and made a part hereof by reference with the condition that the vacation shall be subject to the Village reserving to itself and other public utilities a public utility easement over the vacated right-of-way for the installation, maintenance, renewal and reconstruction of Village and public utility facilities in the vacated right-of-way.

**Section 3:** That the public right-of-way herein vacated shall be effective and acquired by the owner of the property adjacent to the vacated public right-of-way with Property Index Number of \_\_\_\_\_ upon payment of one hundred dollars (\$100.00) to the Village.

**Section 4:** This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

Adopted this 6<sup>th</sup> day of April, 2015

AYES: Trustees Gorman, Lynam, Selop, Wood and Mahony

NAYS: Ø

ABSENT: Trustee Skillicorn

Approved this 6<sup>th</sup> day of April, 2015

L Miller  
Lael Miller, Village President

Attest: Heather Maieritsch  
Heather Maieritsch, Village Clerk

Published in pamphlet form:  
April 7, 2015



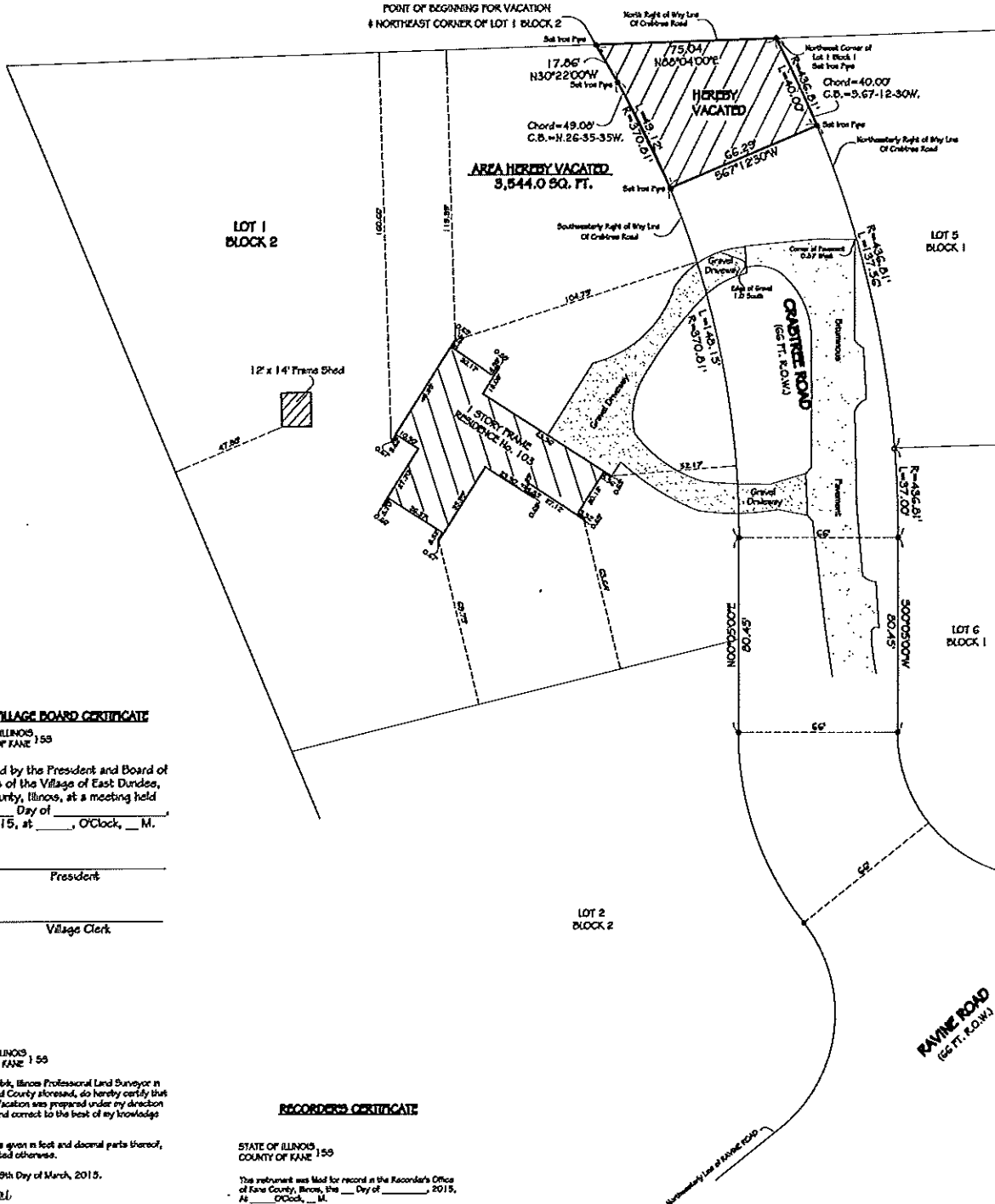
# PLAT OF VACATION



Scale: 1 inch equals 20 feet.

By  
**JOHN D. REBK & ASSOCIATES**  
Land and Construction Surveys  
35 W 308 Miller Road  
Dundee, Illinois 60118 (647) 426-3456  
Or

That part of Crabtree Road, as dedicated as per SECTION NO. TWO FIRST ADDITION TO LAFWOOD LODGE ESTATES, being a subdivision of part of the Southeast Quarter of Section 14 and part of the Northeast Quarter of Section 23, both in Township 42 North, Range 9 East of the Third Principal Meridian, according to the Plat thereof Recorded July 21, 1941 as Document 474209, in Book 26 of Plats, Pages 48 and 49, bounded by a line described as follows: Beginning at the Northeast corner of Lot 1 in Block 2 in the Subdivision aforesaid; thence North 68 degrees 04 minutes 00 seconds East, along the North line of said Crabtree Road, 75.04 feet to the Northwest corner of Lot 1 in Block 1 in the Subdivision aforesaid; thence Southeast along the Northeastly right of way line of said Crabtree Road and being a curved line, being the arc of a circle convex Northeastly and having a radius of 436.81 feet, an arc distance of 40.00 feet (the chord of which arc bears S65°46' 67" 12 minutes 30 seconds East and measures 40.00 feet); thence South 67 degrees 12 minutes 30 seconds West, 66.29 feet to a point on the Southeastly right of way line of said Crabtree Road; thence North 26 degrees 35 minutes 35 seconds West and measures 49.00 feet to a point of tangency, thence continuing along and Southeastly right of way line and being North 30 degrees 22 minutes 00 seconds West, 79.66 feet to the point of beginning, in the Village of East Dundee, Kane County, Illinois.



### VILLAGE BOARD CERTIFICATE

STATE OF ILLINOIS  
COUNTY OF KANE 155

Approved by the President and Board of Trustees of the Village of East Dundee, Kane County, Illinois, at a meeting held on this \_\_\_\_\_ Day of \_\_\_\_\_ A.D. 2015, at \_\_\_\_\_ O'Clock, \_\_\_ M.

Signed: \_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Village Clerk

STATE OF ILLINOIS  
COUNTY OF KANE 155

I, John D. Rebk, Illinois Professional Land Surveyor in the State and County aforesaid, do hereby certify that this Plat of Vacation was prepared under my direction and is true and correct to the best of my knowledge and belief.

Distances are given in feet and decimal parts thereof, unless indicated otherwise.

Dated the 29th Day of March, 2015.

By \_\_\_\_\_  
John D. Rebk  
Illinois Professional Land Surveyor No. 55-2429  
(License Expires November 30, 2016)

### RECORDERS CERTIFICATE

STATE OF ILLINOIS  
COUNTY OF KANE 155

This instrument was filed for record in the Recorder's Office of Kane County, Illinois, on the \_\_\_\_\_ Day of \_\_\_\_\_, 2015, at \_\_\_\_\_ O'Clock, \_\_\_ M.

County Recorder

ORDER NO. 15-4024.E.1VAC2