

Resolution No. 18-14

**A RESOLUTION OF THE VILLAGE OF EAST DUNDEE, ILLINOIS,  
APPROVING A PLANNED UNIT DEVELOPMENT BENEFIT AGREEMENT  
(Beverly Materials Site)**

**WHEREAS**, the Village of East Dundee (the "Village") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

**WHEREAS**, the owners and lessee of approximately 176 acres of property legally described in Exhibit A of the attached Agreement desire to confirm the existing permitted and special uses and approve additional special uses as part of a planned unit development; and,

**WHEREAS**, the Village pursuant to its home rule authority and Sections 157.240 through 157.249 of the East Dundee Zoning Chapter is authorized to determine if a planned unit development meets the purposes, objectives, general development standards and procedures to establish a planned unit development; and,

**WHEREAS**, as part of the planned unit development review process the Village, Owner and Lessee have come to an agreement as to some of the terms and conditions of the approval of the proposed planned unit development for the Property.

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

**Section 1:** That the *PLANNED UNIT DEVELOPMENT BENEFIT AGREEMENT* dated June 16, 2014, which is attached hereto and made a part hereof by reference, between the Village of East Dundee, Illinois and Chicago Title Land Trust Company as successor trustee under trust agreement dated October 1, 1985 and known as trust number 11-3242 and Chicago Title Land Trust Company as successor trustee under trust agreement dated February 1, 1995 and known as trust number 11-5065 and Beverly Materials Management, LLC, be and is hereby approved subject to the filing with the Village a GUARANTY in a form acceptable to the Village Attorney, and that Lael Miller, Village President and Heather Maieritsch, Village Clerk, be and are hereby authorized to execute said Agreement on behalf of the Village.

**Section 2:** That this resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED this 23 day of June, 2014, pursuant to a roll call vote as follows:

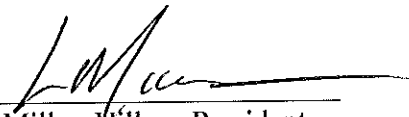
AYES: Trustees Wood, Selep & Hynam and President Miller

NAYS: Trustees Gorman and Skillicorn

ABSENT: Trustee Ruffalo

APPROVED this 23 day of June, 2014

Attest:   
Heather Maieritsch, Village Clerk

  
Lael Miller, Village President