

CALL TO ORDER:

President Bartels calls to order the Village of East Dundee Public Hearing meeting at 5:30 p.m.

ROLL CALL:

Trustees Gorman, Miller, VanOstenbridge, Skillicorn and President Bartels. Trustees Ruffulo, and Lynam were absent.

Also in attendance: Village Administrator Bob Skurla, Chief of Police Terry Mee, Village Engineer Joe Heinz and Deputy Village Clerk Heather Maieritsch.

PUBLIC PARTICIPATION:

OLD BUSINESS: None

NEW BUSINESS:

A. O'Leary Street Vacation

A request was made by the O'Leary's for a partial street vacation.

Dan O'Leary- 442 Lakeshore Drive, East Dundee

Requestor Daniel O'Leary presented a photo of the area and a timeline of the process. On August 15, 2008 Mr. O'Leary received a letter from the Village for removal of improvements made in the Village right-of-way. Mr. O'Leary stated that the improvements were made prior to that and the Village had not shown interest in the gravel or grass in front of his home. Mr. O'Leary planted juniper bushes and stairs to replace what was already there and nothing is on or protruding into the roadway. Mr. O'Leary would like to keep and maintain his stairs and improvements.

Mr. Mahoney, Clarke's Attorney- 2093 Rand Road, Des Plaines

Mr. Maloney stated that his client, the Clarke's are entitled to public and traffic safety. The O'Leary's have camped on property causing them to have to back out 400 feet to get in and out of their property. If the Village passes the property vacation request by the O'Leary's the Clarke's will be forced to take further action to ensure the Clarke's property can be accessed by fire and safety vehicles as well as the vacation will impact the use and enjoyment of their property.

Tom Tyrrell- 432 Lakeshore Drive, East Dundee

Mr. Tyrrell expressed extreme reservations and ramification of this decision on residents of Lakeshore Drive and the citizens of East Dundee. He feels the board should take to heart what Mr. Clarke's attorney stated.

Trustee Lynam arrived at 5:45pm.

Sidney Tiemann- 105 Hawthorne Lane, East Dundee

Mr. Tiemann expressed agreement with the Clarke's Attorney, Mr. Mahoney.

Louise Tiemann- 105 Hawthorne Lane, East Dundee

Mrs. Tiemann stated that the landscaping on public property was nice but should remain public property.

Frank Scarpelli- 9 Summit Avenue, East Dundee

Mr. Scarpelli commented that the streets were not put where they were originally planned when the subdivision was created. Many of the streets throughout Lakewood were not built up to Village code either and were gravel up until paving was done in 1992-1993. Not until Greenwood was vacated was it buildable, Ted Sur previously lived at the O'Leary property and built the Clark residence with an access road, which was not a two lane road. No improvements were made on a drivable surface that would impact access to Clarke property. We are all guilty of making improvements to the right-of-way and therefore the board should look into a license agreement or allow landscaping in the right-of-way in front of house.

John Cichowski- 307 East 1st Street, East Dundee

Mr. Cichowski stated that we have granted requestors of vacations property in the past and does not see how this situation is any different since the improvements being requested to be removed were there when the property owner moved in.

Pat Clarke- 455 Roslyn Road, East Dundee

Mr. Clarke passed out a list of other violations on the O'Leary property and stated that the improvements that are being requested to be removed on the Village right-of-way make entering and exiting the Clark property difficult. For example, Mr. Clarke does not believe a ladder fire truck would be able to reach his property and would like a 24 foot street lane and shouldn't have to own a four wheel drive vehicle in order to access his property.

Allison Clarke- 455 Roslyn Road, East Dundee

Mrs. Clarke stated that she hopes that the eventually the area will have sidewalks and streetlights and granting this property vacation would prevent that from occurring in the future. Also the improvements placed in the right-of-way consisting of boulders and bushes cause maneuverability and access to their property to be so difficult that individuals are not able to pick her up from her house.

Beth Clarke- 306 Busse Road, Marengo

Beth Clarke commented that she wants to know how a government body can give a resident a piece of property and how another property owner can have a right to property that restricts the Clarke's only access to their garage.

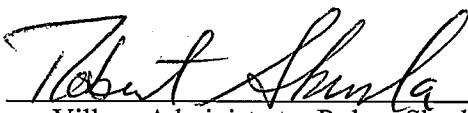
Penelope Hendricks- 706 Elmwood, Carpentersville

Ms. Hendricks commented that neighbors should be able to settle these things amongst themselves and come to agreement rather than having to vacate property.

Motion to close the Public Hearing Meeting by Orr/Skurla at 5:30pm.

Respectfully Submitted,

Heather Maieritsch

By: 
Village Administrator Robert Skurla

Attest: 
Deputy Village Clerk Heather Maieristch