

NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE THAT THE MUNICIPAL SERVICES COMMITTEE HAS SCHEDULED A SPECIAL MEETING TO BE HELD ON MONDAY, MAY 5, 2014 AT 6:45 P.M. IN THE COUNCIL CHAMBERS AT CITY HALL, 1702 PLAINFIELD ROAD, DARIEN, ILLINOIS, AGENDA IS AS FOLLOWS:

- 1. CALL TO ORDER & ROLL CALL**
- 2. ESTABLISHMENT OF QUORUM**
- 3. NEW BUSINESS**
 - a. Resolution -** Accepting a Storm Sewer Easement from the following properties 122 Iris Road, 126 Iris Road and 130 Iris Road
- 4. ADJOURNMENT**

THIS NOTICE IS GIVEN PURSUANT TO CHAPTER 5, SECTION 120/2.02 OF THE ILLINOIS COMPILED STATUTES (5 ILCS 120/2.01).

**JOANNE E. RAGONA
CITY CLERK
MAY 5, 2014**

AGENDA MEMO
Municipal Services Committee
Special Meeting
May 5, 2014

Issue Statement

Approval of a Resolution accepting a Storm Sewer Easement from the following properties:

122 Iris Road - PIN 09-23-302-026
126 Iris Road - PIN 09-23-302-025
130 Iris Road - PIN 09-23-302-024

Background/History

The residents at 122, 126 and 130 Iris Road have agreed to grant a storm sewer easement to the City in anticipation of the upcoming ditch maintenance program on Iris Road. The scope of work includes installing an under drain pipe through the proposed side yard easements of the participating properties and connect to a storm sewer structure as depicted in Attachment A.

Staff has reached out to the residents for a storm sewer easement to be dedicated only to the City of Darien. The plat requires City Council approval and will be recorded by DuPage County. The following residents have agreed to dedicate a storm sewer easement as per the attached Plat of Easement labeled as Attachment A:

122 Iris Road - PIN 09-23-302-026
126 Iris Road - PIN 09-23-302-025
130 Iris Road - PIN 09-23-302-024

Staff Recommendation

Staff recommends acceptance of a Storm Sewer Easement from the properties listed above.

Alternate Consideration

Not approving the resolution at this time.

Decision Mode

This item will be placed on the May 5, 2014 City Council agenda for formal consideration.

Update Information

At the April 28, 2014, Municipal Services Committee meeting, the Committee directed staff to contact the property owner of 126 Iris Road - PIN 09-23-302-025 and provide an acknowledgement letter to the encroachment of the existing garage on the proposed easement.

Attachment B is a signed and notarized acknowledgement letter dated April 29, 2014 regarding the easement. In summary, the letter recognizes the existing garage will slightly encroach the proposed easement. The property owner and successors shall have the right to maintain the existing garage. In the event the garage is raised and rebuilt, the property owner shall abide to the City's most recent building code.

Committee Recommendation

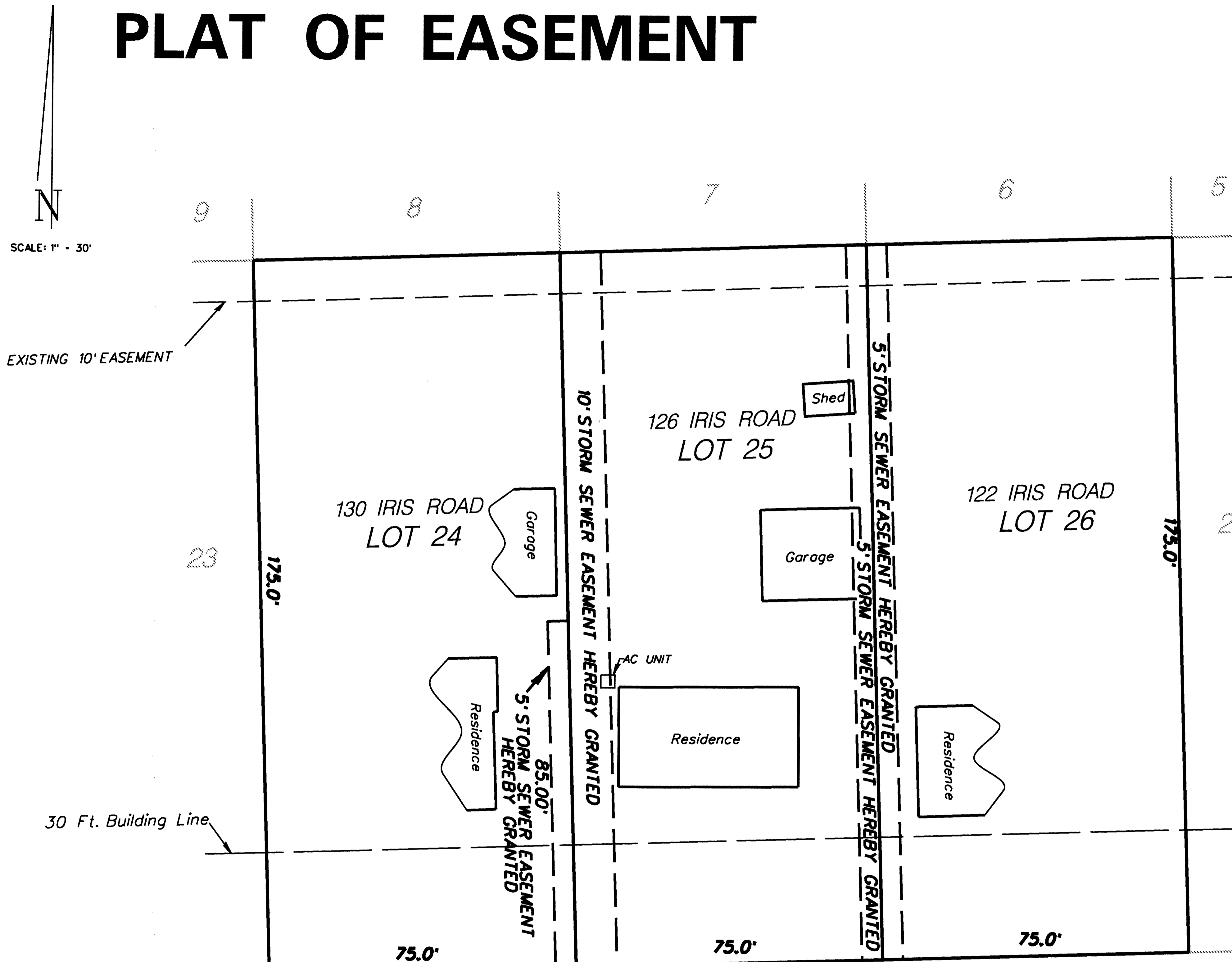
This item will be discussed at the Special Meeting on May 5, 2014 and will provide a recommendation to the City Council on May 5, 2014.

Decision Mode

This item will be placed under New Business on the May 5, 2014 City Council agenda for formal consideration.

PLAT OF EASEMENT

122 IRIS ROAD PIN 09-23-302-026 SHEET 1 OF 3
 126 IRIS ROAD PIN 09-23-302-025
 130 IRIS ROAD PIN 09-23-302-024



LEGAL DESCRIPTION - 130 IRIS ROAD - LOT 24
 5.00' STORM SEWER EASEMENT:

THE EAST 5.00 FEET OF THE SOUTH 85.00 FEET OF LOT 24 IN BLOCK 36 IN TRISTATE VILLAGE UNIT NUMBER 5, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 23 (EXCEPT THAT PART THEREOF LYING SOUTHERLY OF THE CENTERLINE OF THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD), ALSO THAT PART OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 26 LYING NORTHERLY OF THE CENTERLINE OF SAID PLAINFIELD ROAD, ALL IN TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1944 AS DOCUMENT NUMBER 465114, IN DUPAGE COUNTY, ILLINOIS. CONTAINING 425 +/- SQ. FT.

LEGAL DESCRIPTION - 126 IRIS ROAD - LOT 25
 5.00' STORM SEWER EASEMENT
 AND 10.00' STORM SEWER EASEMENT:

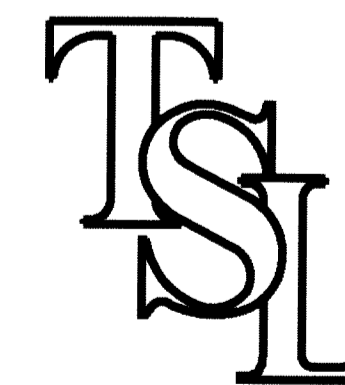
THE EAST 5.00 FEET AND THE WEST 10.00 FEET OF LOT 25 IN BLOCK 36 IN TRISTATE VILLAGE UNIT NUMBER 5, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 23 (EXCEPT THAT PART THEREOF LYING SOUTHERLY OF THE CENTERLINE OF THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD), ALSO THAT PART OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 26 LYING NORTHERLY OF THE CENTERLINE OF SAID PLAINFIELD ROAD, ALL IN TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1944 AS DOCUMENT NUMBER 465114, IN DUPAGE COUNTY, ILLINOIS. CONTAINING 2,625 +/- SQ. FT.

LEGAL DESCRIPTION - 122 IRIS ROAD - LOT 26
 5.00' STORM SEWER EASEMENT:

THE WEST 5.00 FEET OF LOT 26 IN BLOCK 36 IN TRISTATE VILLAGE UNIT NUMBER 5, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 23 (EXCEPT THAT PART THEREOF LYING SOUTHERLY OF THE CENTERLINE OF THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD), ALSO THAT PART OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 26 LYING NORTHERLY OF THE CENTERLINE OF SAID PLAINFIELD ROAD, ALL IN TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1944 AS DOCUMENT NUMBER 465114, IN DUPAGE COUNTY, ILLINOIS. CONTAINING 875 +/- SQ. FT.

GENERAL NOTES:

1. ALL DIMENSIONS ARE GIVEN IN FEET AND DECIMAL PARTS THEREOF.
2. ONLY THOSE BUILDING SETBACKS AND RECORDED EASEMENTS WHICH ARE SHOWN ON THE RECORDED PLAT OF CONSOLIDATION AND RESUBDIVISION DOCUMENT # 91620279 ARE SHOWN HEREON. REFER TO DEED, TITLE INSURANCE POLICY AND LOCAL ORDINANCES FOR OTHER RESTRICTIONS.
3. COMPARE DEED DESCRIPTION AND SITE CONDITIONS WITH THE DATA GIVEN ON THIS PLAT AND REPORT ANY DISCREPANCIES TO THE SURVEYOR AT ONCE.
4. NO DIMENSIONS SHALL BE DERIVED FROM SCALE MEASUREMENT.



9575 W. Higgins Road
 Suite 850
 Rosemont, IL 60018
 TEL: (847) 318-9790
 FAX: (847) 318-9792
 wlutz@thomsonltd.com

Thomson Surveying Ltd.

DATE: 04-01-2014 PROJECT NO. 4933
 © THOMSON SURVEYING, LTD., 2014

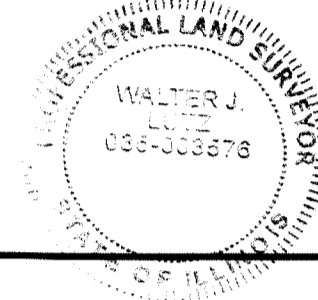
SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

WE, THOMSON SURVEYING, LIMITED, ILLINOIS PROFESSIONAL DESIGN FIRM NUMBER 184-002768, DO HEREBY DECLARE THAT THE PLAT SHOWN HEREON DRAWN WAS COMPILED FROM EXISTING SURVEYS AND INSTRUMENTS OF PUBLIC RECORD FOR THE PURPOSE INDICATED HEREON.

GIVEN UNDER BY HAND AND SEAL AT ROSEMONT, ILLINOIS THIS 1 DAY OF APRIL, A.D., 2014.

Walter J. Lutz



WALTER J. LUTZ, P.L.S.
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3576
MY LICENSE EXPIRES NOVEMBER 30, 2014
DESIGN FIRM LICENSE EXPIRES APRIL 30, 2015

OWNER'S CERTIFICATE - 130 IRIS ROAD

STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

THIS IS TO DECLARE THAT _____ IS THE OWNER OF LOT 24, DESCRIBED IN THE HEREON PLAT, AND HAS CAUSED THE SAME TO BE PLATTED AS INDICATED THEREON, FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

OWNER SIGNATURE: *[Signature]*

OWNER SIGNATURE: *Patricia H. Cechowski*

DATED THIS 9 DAY OF April, A.D., 2014.

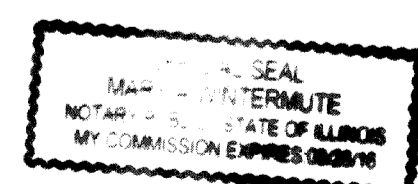
NOTARY CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

I, Mary Winkowski A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT me & Mrs. Cechowski IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME ARE SUBSCRIBED TO THE AFORESAID INSTRUMENT AS SUCH OWNER, APPEARED BEFORE ME THIS DATE IN PERSON AND ACKNOWLEDGED THAT HE SIGNED THE ANNEXED PLAT AS HIS OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARY SEAL THIS 9 DAY OF April A.D., 2014 AT Darien, ILLINOIS.

Mary Winkowski
NOTARY PUBLIC



MUNICIPAL STORM SEWER EASEMENT PROVISIONS

PERMANENT EASEMENT FOR PROVIDING STORM SEWER TO THE PROPERTIES DESCRIBED AS SHOWN ON THIS PLAT ARE HEREBY RESERVED FOR AND GRANTED TO THE CITY OF DARIEN, AND THEIR SUCCESSORS AND ASSIGNS JOINTLY AND SEVERALLY, IN, OVER, UNDER, ACROSS, ALONG, THROUGH AND UPON THE AREAS BOUNDED BY THE LOT LINES AND DOTTED LINES ON THIS PLAT AND INDICATED AS STORM SEWER EASEMENT. FOR THE PURPOSES OF THIS PLAT, PROVIDING UTILITY SERVICES SHALL INCLUDE THE RIGHT, BUT NOT THE OBLIGATION, FROM TIME TO TIME, TO INSTALL, CONSTRUCT, RECONSTRUCT, IMPROVE, KEEP, OPERATE, INSPECT, MAINTAIN, REPAIR, REPLACE, ENLARGE, RENEW, RELOCATE, REMOVE AND/OR INCREASE THE SIZE, NUMBER AND/OR TYPE OF FACILITIES USED IN CONNECTION WITH TRANSMISSION AND DISTRIBUTION OF STORMWATER, INCLUDING ANY AND ALL GRADING AND APPURTENANCES AS MAY BE DEEMED NECESSARY BY SAID CITY, IN, OVER, UNDER, ACROSS, ALONG, THROUGH AND UPON SUCH EASEMENT AREAS, AND THE PROPERTY DESIGNATED ON THE PLAT FOR STREETS AND ALLEYS, TOGETHER WITH THE RIGHT, BUT NOT THE OBLIGATION, TO INSTALL REQUIRED SERVICE CONNECTIONS ON EACH LOT TO SERVE IMPROVEMENTS THEREON, OR IN ADJACENT LOTS, THE RIGHT, BUT NOT THE OBLIGATION, TO CUT, TRIM OR REMOVE TREES, BUSHES AND ROOTS AS MAY BE REASONABLY REQUIRED INCIDENT TO THE RIGHTS HEREIN GIVEN, AND THE RIGHT, BUT NOT THE OBLIGATION, TO ENTER UPON THE PROPERTY FOR ALL SUCH PURPOSES. OBSTRUCTIONS SHALL NOT BE PLACED OVER GRANTEE'S FACILITIES OR IN, OVER, UNDER, ACROSS, ALONG, THROUGH OR UPON SUCH EASEMENT AREAS WITHOUT THE PRIOR WRITTEN CONSENT OF GRANTEE'S. AFTER INSTALLATION OF ANY SUCH FACILITIES, THE GRADE OF THE PROPERTY SHALL NOT BE ALTERED IN A MANNER AS TO INTERFERE WITH THE PROPER OPERATION AND MAINTENANCE THEREOF OR THE EXERCISE OF GRANTEE'S OTHER RIGHTS PROVIDED HEREIN.

CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

THIS PLAT OF EASEMENT APPROVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, IL

AT A MEETING ON _____
BY: _____ CITY CLERK.

PERMISSION TO RECORD

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

WE, THOMSON SURVEYING, LIMITED, ILLINOIS PROFESSIONAL DESIGN FIRM NUMBER 184-002768, IN ACCORDANCE WITH PA87-0705 (THE PLAT ACT) DO HEREBY DESIGNATE _____ AS THE PERSON WHO MAY RECORD THIS PLAT, A TRUE COPY OF WHICH HAS BEEN RETAINED BY US TO ASSURE NO CHANGES HAVE BEEN MADE TO SAID PLAT.

DATED THIS 1 DAY OF APRIL, A.D., 2014

Walter J. Lutz



WALTER J. LUTZ, P.L.S.
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3576
MY LICENSE EXPIRES NOVEMBER 30, 2014
DESIGN FIRM LICENSE EXPIRES APRIL 30, 2015

OWNER'S CERTIFICATE - 126 IRIS ROAD

STATE OF ILLINOIS)) SS
COUNTY OF DUPAGE)

THIS IS TO DECLARE THAT Joseph A. Kolibab, Jr. IS THE OWNER OF LOT 25, DESCRIBED IN THE HEREON PLAT, AND HAS CAUSED THE SAME TO BE PLATTED AS INDICATED THEREON, FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

OWNER SIGNATURE: Joseph A. Kolibab, Jr.

OWNER SIGNATURE: N/A

DATED THIS 9 DAY OF April, A.D., 2014.

NOTARY CERTIFICATE

STATE OF ILLINOIS)) SS
COUNTY OF DUPAGE)

I, Mary W. Westermarck A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT McKimes, Cechowski IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME ARE SUBSCRIBED TO THE AFORESAID INSTRUMENT AS SUCH OWNER, APPEARED BEFORE ME THIS DATE IN PERSON AND ACKNOWLEDGED THAT HE SIGNED THE ANNEXED PLAT AS HIS OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARY SEAL THIS 9 DAY OF April A.D., 2014 AT Darien, ILLINOIS.

Mary W. Westermarck
NOTARY PUBLIC



OWNER'S CERTIFICATE - 122 IRIS ROAD

STATE OF ILLINOIS)) SS
COUNTY OF DUPAGE)

THIS IS TO DECLARE THAT BRIDGET BUTLER IS THE OWNER OF LOT 26, DESCRIBED IN THE HEREON PLAT, AND HAS CAUSED THE SAME TO BE PLATTED AS INDICATED THEREON, FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

OWNER SIGNATURE: Bridget Butler

OWNER SIGNATURE: N/A

DATED THIS 14th DAY OF April, A.D., 2014.

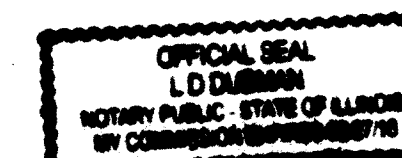
NOTARY CERTIFICATE

STATE OF ILLINOIS)) SS
COUNTY OF DUPAGE)

I, L.D. Dubman A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT BRIDGET BUTLER IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME ARE SUBSCRIBED TO THE AFORESAID INSTRUMENT AS SUCH OWNER, APPEARED BEFORE ME THIS DATE IN PERSON AND ACKNOWLEDGED THAT HE SIGNED THE ANNEXED PLAT AS HIS OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARY SEAL THIS 14th DAY OF April A.D., 2014 AT Darien, ILLINOIS.

L.D. Dubman
NOTARY PUBLIC





CITY OF DARIEN

In the County of DuPage and the State of Illinois
Incorporated 1969

April 29, 2014

Joseph A. Kolibab, Jr
126 Iris Rd
Darien, IL 60561

Dear Mr. Kollibab:

This letter is in reference to the Plat of Easement dated April 4, 2014, and as prepared by Thomson Surveying Ltd, Project No. 4933. The City of Darien hereby grandfathers the existing garage to be maintained within the easement as depicted within the Plat of Easement. The garage shall be allowed to be maintained under existing ownership and to all successors. In the event that the garage shall be raised and rebuilt, the property owner shall be required to abide to the most current City of Darien codes effective at the time of permit application. The property owner shall be allowed to maintain the existing garage structure.

We are requesting the property owner's signature and a notarization to acknowledge the above conditions. Upon your signature the City will record this letter along with the Plat of Easement. A copy of the documents will also be forwarded following the recording of the document with DuPage County.

Should you have any further questions regarding this matter, please feel free to contact me at (630) 353-8106 or via e-mail at dgombac@darienil.gov.

Sincerely,
CITY OF DARIEN

Daniel Gombac
Director of Municipal Services

cc: Kathleen Weaver, Mayor
Tina Beilke, Alderman Ward 2
Bryon Vana, City Administrator
Daniel Salvato, Superintendent of Municipal Services
David Fell, Municipal Services Foreman-Streets
Building Permit File

Page 1 of 2

SIGNATORY PAGE

Owner Signature: Joseph P. Kolinski Jr

Dated this 30th Day of APRIL, A.D. 2014

Notary:

I, Mary Wintemute

A Notary Public in and for said county, in the State aforesaid, do hereby certify that

is personally known to me to be the same person whose name are subscribed to the aforesaid instrument as such owner, appeared before me this date in person and acknowledged that he signed said letter dated April 29, 2014 as his own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notary Seal this 30 day of April A.D.2014 at Darien Illinois

Notary Public Mary Wintemute



RESOLUTION NO. _____

**A RESOLUTION APPROVING THE PLAT OF DRAINAGE EASEMENT FOR THE
INSTALLATION OF A STORM SEWER AT 122, 126 AND 130 IRIS ROAD**

WHEREAS, the CITY OF DARIEN is a home rule unit of local government pursuant to the provisions of Article VII, Section 6, of the Illinois Constitution of 1970; and

WHEREAS, as a home rule unit of local government, the City may exercise any power and perform any function pertaining to its government except as limited by Article VII, Section 6; and

WHEREAS, the City will require a 5-foot storm sewer easement for the City to install a storm sewer line serving the properties at 122, 126 and 130 Iris Road, Darien, Illinois 60561; and

WHEREAS, the City will require a 10-foot storm sewer easement for the City to install a storm sewer line serving the property at 126 Iris Road; and

WHEREAS, the owners have offered to grant the City easements for providing storm water conveyance; and

WHEREAS, the easements will be located as further described as:

A. 122 Iris Road, Darien, Illinois 60561, 5-foot easement along west property line:

5-FOOT STORM SEWER EASEMENT, LYING 5 FEET EAST OF THE WEST PROPERTY LINE OF LOT 26, BLOCK 36, IN TRI STATE VILLAGE UNIT 5, BEING A SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 23, EXCEPT THAT PART LYING SOUTHERLY OF THE CENTERLINE IN THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD, ALSO THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 26, LYING NORTHERLY OF SAID CENTERLINE OF PLAINFIELD ROAD, ALL IN T-38-N, R-11-E OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREON RECORDED ON JULY 20, 1944 IN BOOK 25 PAGE 24 AS DOCUMENT 465114.

Property Identification Number 09-23-302-026

B. 126 Iris Road, Darien, Illinois 60561, 5-foot easement along east property line:

5-FOOT STORM SEWER EASEMENT, LYING 5 FEET WEST OF THE EAST PROPERTY LINE OF LOT 25, BLOCK 36, IN TRI STATE VILLAGE UNIT 5, BEING A SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 23, EXCEPT THAT PART LYING SOUTHERLY OF THE CENTERLINE IN THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD, ALSO THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 26, LYING NORTHERLY OF SAID CENTERLINE OF PLAINFIELD ROAD, ALL IN T-

38-N, R-11-E OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREON RECORDED ON JULY 20, 1944 IN BOOK 25 PAGE 24 AS DOCUMENT 465114

Property Identification Number 09-23-302-025

- C. 126 Iris Road, Darien, Illinois 60561, 10-foot easement along west property line:

10-FOOT STORM SEWER EASEMENT, LYING 5 FEET WEST OF THE EAST PROPERTY LINE OF LOT 25, BLOCK 36, IN TRI STATE VILLAGE UNIT 5, BEING A SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 23, EXCEPT THAT PART LYING SOUTHERLY OF THE CENTERLINE IN THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD, ALSO THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 26, LYING NORTHERLY OF SAID CENTERLINE OF PLAINFIELD ROAD, ALL IN T-38-N, R-11-E OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREON RECORDED ON JULY 20, 1944 IN BOOK 25 PAGE 24 AS DOCUMENT 465114

Property Identification Number 09-23-302-025

- D. 130 Iris Road, Darien, Illinois 60561, 5-foot easement along east property line:

5 FOOT STORM SEWER EASEMENT, LYING 5 FEET WEST OF THE EAST PROPERTY LINE OF LOT 24, BLOCK 36, IN TRI STATE VILLAGE UNIT 5, BEING A SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 23, EXCEPT THAT PART LYING SOUTHERLY OF THE CENTERLINE IN THE PUBLIC HIGHWAY KNOWN AS PLAINFIELD ROAD, ALSO THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 26, LYING NORTHERLY OF SAID CENTERLINE OF PLAINFIELD ROAD, ALL IN T-38-N, R-11-E OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREON RECORDED ON JULY 20, 1944 IN BOOK 25 PAGE 24 AS DOCUMENT 465114

Property Identification Number 09-23-302-024

WHEREAS, a proposed plat of easement is attached hereto as Attachment A and made a part hereof; and

WHEREAS, the City has determined that it is in its best interest to permanently utilize the property as described above for a storm sewer easement as granted by property owners of 122, 126 and 130 Iris Road Darien, Illinois 60561, to the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: Authorization. The Mayor is hereby authorized and directed to execute a storm sewer easement attached hereto as "Attachment A" and made a part hereof. The City Council approves of and accepts this easement.

SECTION 2: Recordation. The City Clerk is hereby directed to record a certified copy of the Deed Restriction/Covenant with the Office of the DuPage Recorder of Deeds.

SECTION 3: Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 5th day of May, 2014.

AYES: _____
NAYS: _____
ABSENT: _____

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, this 5th day of May, 2014.

KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:

JOANNE E. RAGONA, CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY