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#90909 (Zoning)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
MUNICIPAL DEPARTMENT - FIRST DISTRICT

CITY OF CHICAGO, a Municipal Corporation,)

Plaintiff,)

v.)

RICARDO GARCIA,)

Defendant.)

No. 00M1405147

Re: 4016-20 South Montgomery

Agreed Order

This case is before the Court on the Amended Motion to Enforce the terms of the Agreed Order entered May 3, 2002, between the plaintiff City of Chicago ("City") and Defendant Ricardo Garcia ("Defendant").

The parties wish to resolve this matter without a hearing and have read and agreed to the terms of this order. The Court makes the following findings of fact and law, and orders Defendant to comply with each of the agreements listed in this Agreed Order:

1. The Court has *in personam* jurisdiction over the parties and *in rem* jurisdiction over the properties at 4016-20 South Montgomery, Chicago, Illinois, ("properties") which is legally described as:

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4016 South Montgomery

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LOT 4 IN BLOCK 2 IN LAHR'S RESUBDIVISION OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 1 AND OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 2 IN MONTGOMERY'S SUBDIVISION OF LOT 3 IN THE PARTITION OF THE SOUTH 25 ACRES OF THE NORTH ½ OF THE NORTH 15 ACRES OF THE SOUTH ½ OF THE WEST ½ OF THE NORTHEAST 1/4 OF SECTION 1, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND SUBDIVISION OF THAT TRACT OF LAND LYING NORTHWEST OF SAID BLOCK 3 AND BETWEEN THE SAME AND THE SOUTH LINE OF ARCHER AVENUE, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 19-01-210-045-0000.

4018 South Montgomery

LOT 5 AND THE NORTH 4 FEET OF LOT 6 IN BLOCK 2 IN LAHR'S RESUBDIVISION OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 1 AND OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 2 IN MONTGOMERY'S SUBDIVISION OF LOT 3 IN THE PARTITION OF THE SOUTH 25 ACRES OF THE NORTH ½ OF THE NORTH 15 ACRES OF THE SOUTH ½ OF THE WEST ½ OF THE NORTHEAST 1/4 OF SECTION 1, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND SUBDIVISION OF THAT TRACT OF LAND LYING NORTHWEST OF SAID BLOCK 3 AND BETWEEN THE SAME AND THE SOUTH LINE OF ARCHER AVENUE, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 19-01-210-046-0000.

4020 South Montgomery

THE SOUTH 21 FEET OF LOT 6 AND THE NORTH 8 FEET OF LOT 7 IN BLOCK 2 IN LAHR'S RESUBDIVISION OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 1 AND OF LOTS 1 TO 7 BOTH INCLUSIVE IN BLOCK 2 IN MONTGOMERY'S SUBDIVISION OF LOT 3 IN THE PARTITION OF THE SOUTH 25 ACRES OF THE NORTH ½ OF THE NORTH 15 ACRES OF THE SOUTH ½ OF THE WEST ½ OF THE NORTHEAST 1/4 OF SECTION 1, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND SUBDIVISION OF THAT TRACT OF LAND LYING NORTHWEST OF SAID BLOCK 3 AND BETWEEN THE SAME AND THE SOUTH LINE OF ARCHER AVENUE, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 19-01-210-047-0000.

2. The properties are located in an R3 General Residence District.
3. Defendant is the owner of the properties.
4. The City alleges in its Amended Motion to Enforce that Defendant violated the terms of the Agreed Order entered May 3, 2002, by not providing proof to the City by May 24, 2002, that a special use permit had been applied for to operate a non-accessory parking lot at the subject properties.

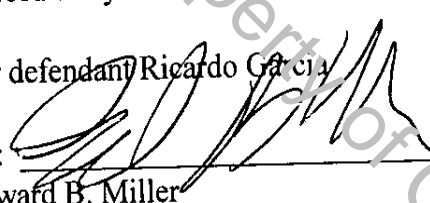
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5. Defendant admits he is in violation of the Agreed Order entered May 3, 2002, because he did not provide proof to the City that a special use permit had been applied for until June 12, 2002.
6. Defendant agrees to pay a fine to the City in the amount of \$1000, by personally delivering or by mailing, a certified check or money order in the amount of \$1000, payable to the City of Chicago, to Tina Zvanja, at 30 North LaSalle, Suite 700, Chicago, Illinois 60602, no later than August 30, 2002.
7. This case is taken off the Court's call with the Court retaining jurisdiction to enforce the terms of this agreed order with a permanent injunction.

Agreed to by:

For defendant Ricardo Garcia

By: 
Edward B. Miller

Attorney for Defendant
221 North LaSalle Street, Suite 3800
Chicago, Illinois 60601

For the City of Chicago
Mara S. Georges, Corporation Counsel, City of Chicago (#90909)

By: Jenna K. Godlewski
Jenna K. Godlewski

Assistant Corporation Counsel
30 N. LaSalle Street, Suite 700
Chicago, IL 60602

ENTERED:

JUDGE SEBASTIAN T. PATTI

AUG 23 2002

Date

Circuit Court - 1663

Judge