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Eugene "Gene" Moore Fee: \$38.50
Cook County Recorder of Deeds
Date: 06/24/2003 11:14 AM Pg: 1 of 8

Property of Cook County

VILLAGE OF GLENVIEW
ORDINANCE NO. 4521
RECAPTURE LOCAL STORM SEWER COSTS
PLEASANT LANE EAST OF WAGNER ROAD

- PIN: 04-25-202-108
- 04-25-202-107
- 04-25-202-057
- 04-25-202-042
- 04-25-202-041
- 04-25-202-040
- 04-25-202-064
- 04-25-202-037
- 04-25-202-039
- 04-25-202-038

BOX 384

UNOFFICIAL COPY**Recapture Local Storm Sewer Costs
Pleasant Lane east of Wagner Road**ORDINANCE NO. 4521**AN ORDINANCE PROVIDING FOR THE RECAPTURE OF RESIDENTS'
SHARE OF THE LOCAL STORM SEWER
CONSTRUCTION COST IN CONNECTION WITH THE IMPROVEMENT OF
PLEASANT LANE**

WHEREAS, the Village of Glenview (the "Village") adopted the Stormwater Management Policy Statement for Unsewered Areas ("SWAMP"), on October 15, 2002, by Resolution No. 02-51; and

WHEREAS, as part of the SWAMP program, the Village has installed a 36" trunk sewer on Pleasant Lane, east of Wagner Road, in the Village of Glenview ("the Improvement Area") as shown on Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, Section 7.8 of the SWAMP Plan provides as follows:

"If area residents vote not to proceed with the local area improvements and the Village Board determines that the installation of the local drainage improvements is in the public interest, the Village will take the following actions:

1. Proceed to install the trunk sewer, collector sewer, and all local drainage right-of-way improvements.
2. The Village will complete the water and sanitary sewer upgrades and resurface the street. Inlets will be installed in low areas to facilitate drainage of the public right-of-way, but no private connections to the storm sewer, sewer stubs, or inlets will be allowed.
3. The Village will take appropriate steps as approved by the Village Board to recover the costs associated with the residents' proportional share of the local drainage improvement costs in a timely manner."

WHEREAS, it is the judgment of the Village Board of Trustees that said storm sewer improvements will provide a public benefit to the neighborhoods upstream of said neighborhood, provide drainage for the Pleasant Lane roadway, and provide the opportunity for improved local drainage from the private properties immediately adjacent to the storm sewer through inlets designed to collect stormwater draining from said private properties in the Improvement Area; and

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WHEREAS, the total cost of the local drainage improvement in the Improvement Area has been reviewed by and determined by the Village to be \$16,728, of which the local resident cost share is \$10,037, or \$627.31 per property; and

WHEREAS, certain property owners within the Improvement Area defined in Exhibit "B" have paid to the Village an amount in excess of their share of the cost of the improvement, and have been provided a connection to the project sewer, and said property owners are owed a refund equal to the amount on deposit that exceeds the per property share; and

WHEREAS, certain other property owners defined in Exhibit "C" have not contributed their share of the local improvement costs now completed and said costs have been borne by the Village and said owners may decide in the future to connect to the project sewer;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Glenview, Cook County, Illinois, a home rule municipality, as follows:

SECTION 1: That the facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2: That the property owners designated on Exhibit B shall be refunded the amount of money paid for the local drainage improvements within the Improvement Area that exceeds the actual amount of the resident cost share, such costs being described on Exhibit B.

SECTION 3: That before a connection to the storm sewer in the Improvement Area is made, or prior to the sale of said property to a successor owner, the property owners designated on Exhibit C shall be required to pay to the Village the local resident share, as defined on Exhibit C, of the project improvement costs, plus a simple interest charge of six (6%) percent from the date of the Ordinance prorated on a quarterly basis for a portion of a year.

SECTION 4: The charges provided for herein are in addition to any other permit charges or fees as may be applicable, from time to time, as provided by the Code of the Village of Glenview, Cook County, Illinois.

SECTION 5: The Director of Development is authorized and directed to send a copy of this Ordinance by Certified Mail, Return Receipt Requested, to all of the property owners, firms, or corporations whose names appear on the most recent tax roll for the property described on Exhibit C.

SECTION 6: If any provision of this Ordinance or the application of such

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provision to any person or circumstance, shall be held invalid, the remainder of this Ordinance or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected.

SECTION 7: A certified copy of this Ordinance shall be recorded with the Recorder of Deeds, Cook County, Illinois.


SECTION 8: This Ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED this 20 day of May, 2003

AYES: Deneff, Guinane, Cummings, Lerner, Woodrow

NAYS: None

APPROVED by me this 20 day of May, 2003



Lawrence R. Carlson, President of the
Village of Glenview, Cook County, Illinois

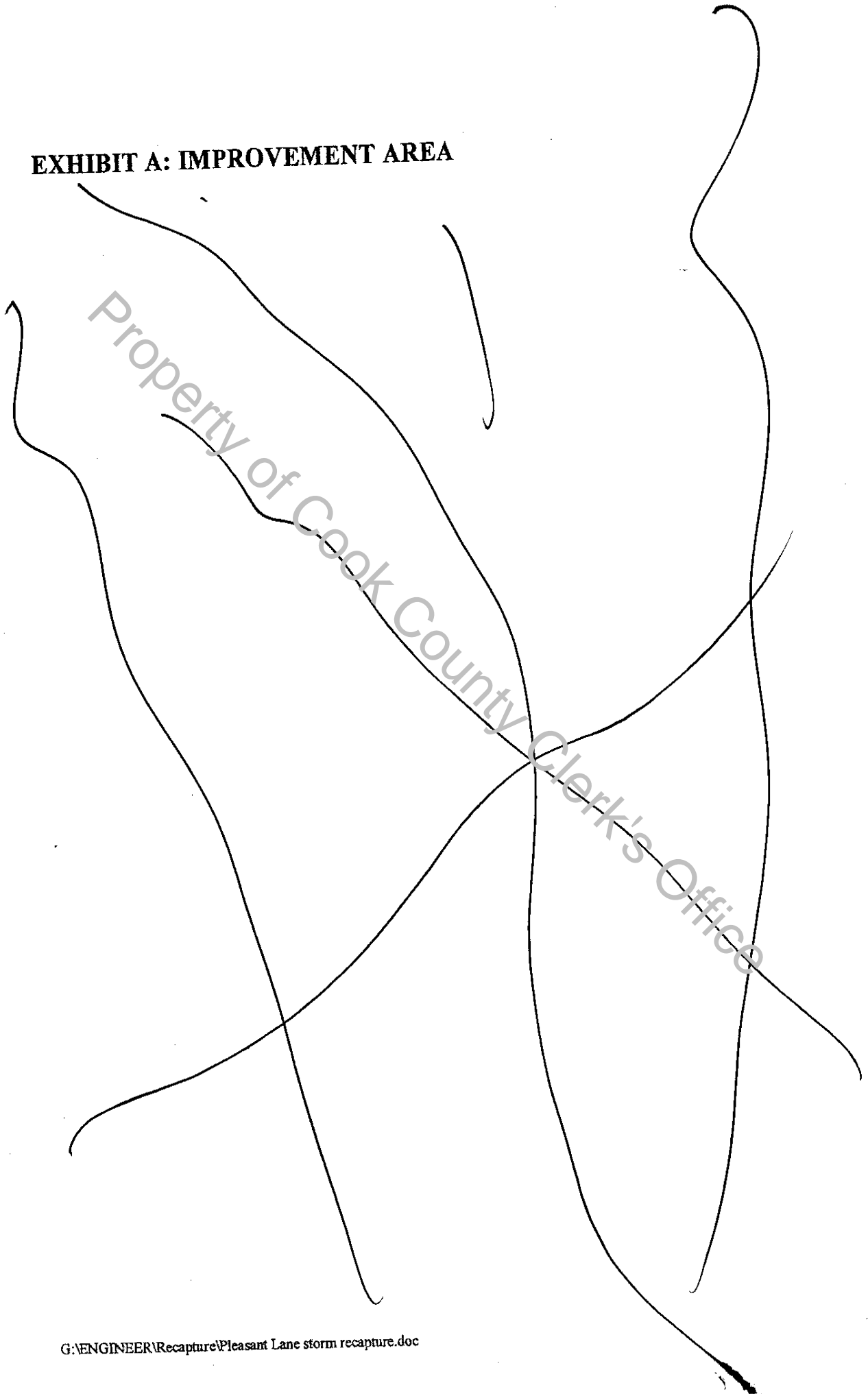
ATTESTED and FILED in my office this
20 day of May, 2003.



Paul T. McCarthy, Clerk of the
Village of Glenview, Cook County, Illinois

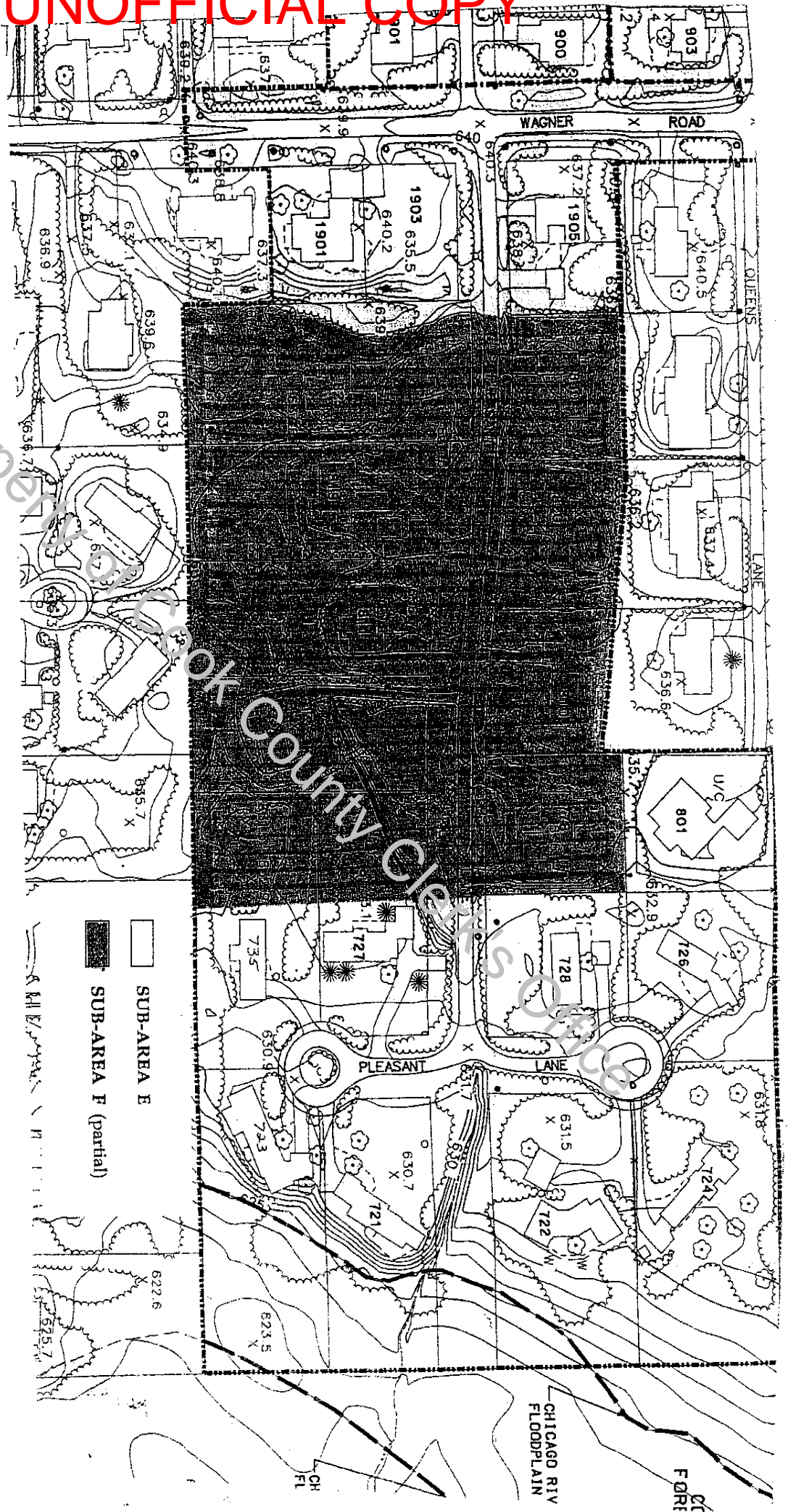
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EXHIBIT A: IMPROVEMENT AREA



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UNOFFICIAL COPY**EXHIBIT B: REFUNDS OF LOCAL RESIDENT SHARE**

<u>Name</u>	<u>Address</u>	<u>P.I.N.</u>	<u>Money on Deposit</u>	<u>Resident Cost Share</u>	<u>Action Necessary</u>
Valenti	776 Pleasant	04-25-202-108-0000	\$1876.00	\$627.31	Refund \$1,248.69
Fezler	728 Pleasant	04-25-202-107-0000	\$1876.00	\$627.31	Refund \$1,248.69
Basil	727 Pleasant	04-25-202-057-0000	\$1876.00	\$627.31	Refund \$1,248.69
Koop	501 Pleasant	04-25-202-042-0000	\$1876.00	\$627.31	Refund \$1,248.69
Narazof	811 Pleasant	04-25-202-041-0000	\$1876.00	\$627.31	Refund \$1,248.69

UNOFFICIAL COPY**EXHIBIT C: LOCAL RESIDENT SHARE TO BE RECAPTURED**

<u>Name</u>	<u>Address</u>	<u>P.I.N.</u>	<u>Money on deposit</u>	<u>Resident cost share</u>	<u>Action Required</u>
Demaret	819 Pleasant	04-25-202-040-0000	\$0	\$627.31	Recapture \$627.31*
Swick	825 Pleasant	04-25-202-064-0000	\$0	\$627.31	Recapture \$627.31*
Nesheim	830 Pleasant	04-25-202-037-0000	\$0	\$627.31	Recapture \$627.31*
Cole Taylor Tr	810 Pleasant	04-25-202-039-0000	\$0	\$627.31	Recapture \$627.31*
Husta	820 Pleasant	04-25-202-038-0000	\$0	\$627.31	Recapture \$627.31*

*Plus interest as described in Section 2