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Doc#: 0531218086 Fee: \$30.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 11/08/2005 02:53 PM Pg: 1 of 4

Prepared by:
Klein Thorpe & Jenkins, Ltd.
20 North Wacker Drive
Suite 1660
Chicago, IL 60606
Michael A. Marrs

[Above space for Recorder's Office]

Property of

COOK COUNTY, ILLINOIS

RECORDING COVER SHEET

FOR

RIGHT-OF-WAY ENCROACHMENT WAIVER AND
AGREEMENT FOR PROPERTY LOCATED AT

17930 SEMMLER DRIVE
IN THE VILLAGE OF TINLEY PARK, COOK COUNTY,
ILLINOIS

P.I.N.(S): 27-35-311-009-0000

After recording return to: RECORDER'S BOX 324 [MAM]

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Village President
Edward J. Zabrocki

Village Clerk
Frank W. German, Jr.

Village Trustees
Patrick E. Rea
David G. Seaman
Gregory J. Hannon
Michael H. Bettenhausen
Matthew J. Heffernan
Brian S. Maher

Village Hall
16250 S. Oak Park Ave.
Tinley Park, IL 60477

Administration
(708) 444-5000
Fax: (708) 444-5099

Building & Planning
(708) 444-5100
Fax: (708) 444-5199

Public Works
(708) 444-5500

Police Department
7850 W. 183rd St.
Tinley Park, IL 60477
(708) 444-5300/Non-emergency
Fax: (708) 444-5399

John T. Dunn
Public Safety Building
17355 S. 68th Court
Tinley Park, IL 60477

Fire Department & Prevention
(708) 444-5200/Non-emergency
Fax: (708) 444-5299

EMA
(708) 444-5600
Fax: (708) 444-5699

Senior Community Center
(708) 444-5150

www.tinleypark.org



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27-35-311-009-0000

Dale R. Schepers
Director of Public Works
Village of Tinley Park
16250 Oak Park Avenue
Tinley Park, IL 60477

RE: Proposed Public Right of Way use for brick paver/decorative concrete/asphalt driveway approach/brick mailboxes/lawn sprinkler heads/decorative landscaping and/or proposed easement encroachment for pool/deck/fence/shed/retaining wall/patio and/or service walk

Address: 17930 SEMMLER DRIVE
(Survey of property containing legal description of said property is attached and made a part here of a: **"EXHIBIT A"**)

Project: SPRINKLER SYSTEM

Dear Mr. Schepers:

I understand that the Village Codes does not allow for the construction of a driveway in the public right of way surfaced with any material other than concrete or asphalt. I agree that the driveway to be constructed in the public right of way at the above address out of brick paver/decorative concrete/embossed or colored asphalt will be my responsibility to maintain, repair, and replace if necessary, due to any damage by the Village or other public agencies, or due to normal wear and tear.

I further understand that, on streets without curbs, the decorative drive must end no less than two feet from the edge of existing pavement.

I understand that the Village will allow the construction of a pool/deck/fence/shed/retaining wall/patio and/or service walk encroaching upon an easement to require the written permission of each utility affected by the subject construction.

I agree that the pool/deck/fence/shed/retaining wall/patio and/or service walk encroaching upon the easement at the above address, will be my responsibility to maintain, repair, and replace if necessary, due to any damage by the Village or other public agencies, or due to normal wear and tear.

I also understand Village Codes do not permit any obstructions in the Public Right of Way and that any lawn sprinkler systems, brick mailboxes, decorative landscaping placed upon the public right of way will be my responsibility to maintain, repair, and replace if necessary, due to any damage by the Village or any other public agencies, or due to normal wear and tear.

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All construction taking place will be in accordance with the Village Building Codes.

I also understand that as a condition of the Village of Tinley Park granting permission to utilize the public right of way abutting the Subject Property and/or easement encroachment for the aforesaid purposes, the undersigned owner agrees to covenant not to sue and to protect, indemnify, defend, and hold harmless the Village of Tinley Park against any and all claims, costs, actions, losses, demands, injuries and expenses of what ever nature ("Claims"), including, but not limited to attorneys' fees, on such uses being located in the public right of way and/or easement encroachment and/or from acts or omissions by the undersigned owner, its contractors, sub contractors, or agents or employees in maintaining the same and/or conjunction with the use of the public right of way abutting the Subject Property and/or easement encroachment for the aforesaid purposes.

I understand that the terms and conditions contained herein apply uniquely to the Public Right-of-Way and Easements of the property at the above address as legally described in Exhibit A and it is the intent of myself and the Village to have the terms and conditions of this instrument run with the land and be binding on subsequent purchasers.

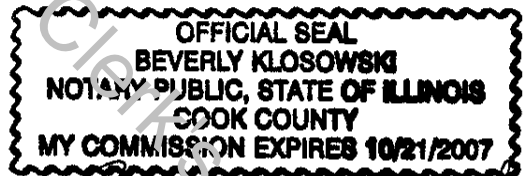
This document shall be notarized and recorded with the Cook/Will County Recorder of Deeds.

Sincerely,

Mario A. Bear
Homeowners Signature

Date: 6/1/2005

cc: Building Department



Beverly Klosowski

I, Beverly Klosowski, a Notary Public in Cook/Will County, in the State of Illinois, do hereby certify that Mario Bear is/are personally known to me to be the same person(s) whose name(s) is/are here subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she/they signed, sealed, and delivered said instrument as his/her/their free and voluntary act for the uses and purposes therein set forth

Given under my hand and notarial seal this 1st day of June, 20 05

Recorded this _____ day of _____ in the year _____, with the Cook/Will County Recorder of Deeds.

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11/04/04 -- 12:31 by patrick
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by EDMUND M. BURKE ENGINEERING, LTD.

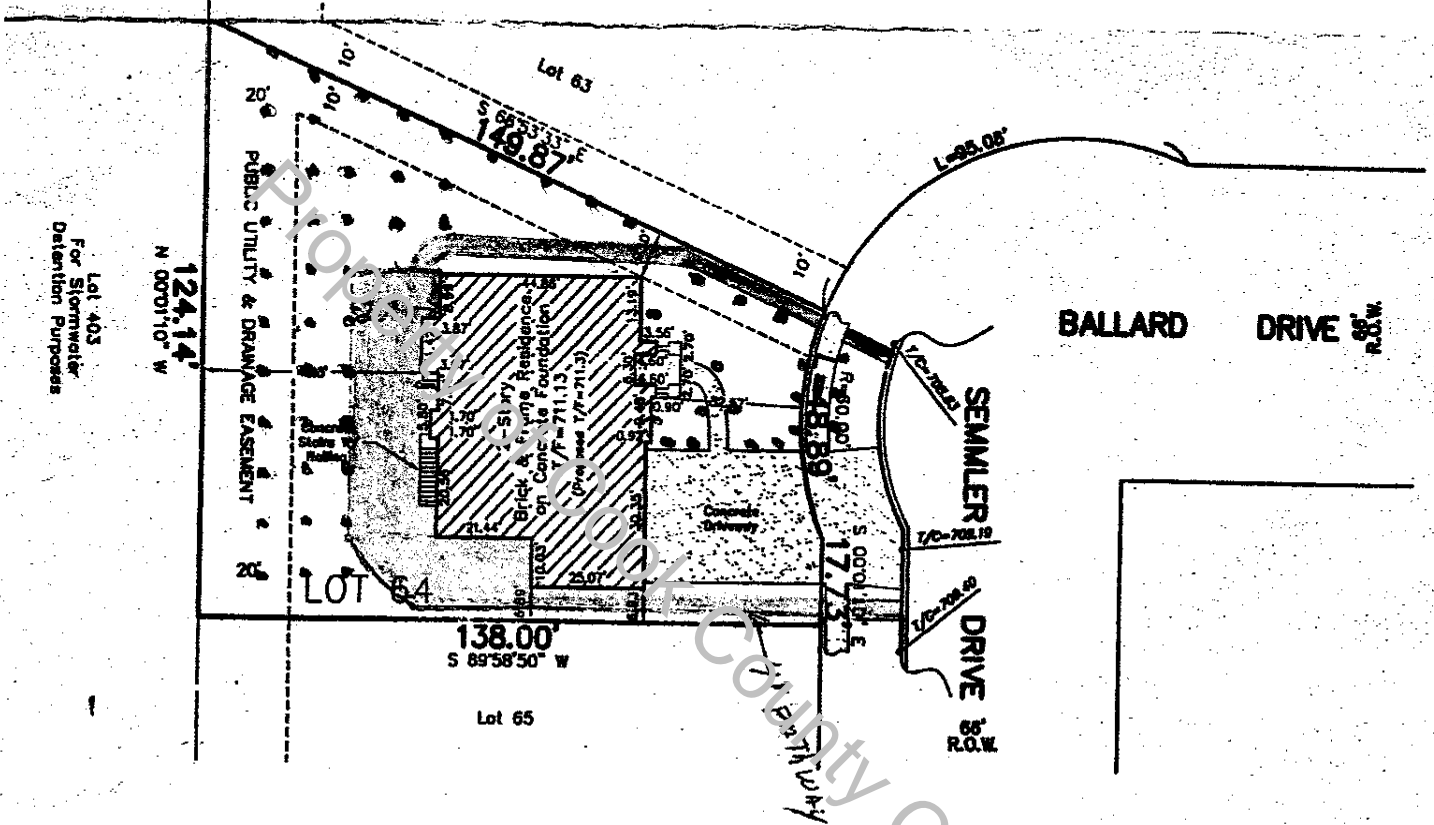
4101 Flossmoor Road, Country Club Hills, Illinois 60478
Phone: (708) 799-1000 Fax: (708) 799-1222



Lot 64 in TOWN POINTE SINGLE FAMILY UNIT 4, being a subdivision of part of the Southwest 1/4 of Section 35, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Property Address:
17830 Semmler Drive
Tinley Park, Illinois

Area of Lot: 12,903 Square Feet or 0.302 Acres
(Area Information Requested by Client)



NOTE:
LOT NOT RESTAKED PER
CLIENT REQUEST.

SUBJECT TO PUBLIC UTILITIES EASEMENT PER DOC.NO.0021316148

State of Illinois) s.s.
County of Cook)

We, EDMUND M. BURKE ENGINEERING, LTD., Professional Design Firm Number 194001798, do hereby certify that a land survey has been made under our supervision of the above described property and that the plot hereon drawn is a representation of said survey. Distances are shown in feet and decimal parts thereof. No dimensions should be assumed by scale.

The information contained on this plot is designed for the sole benefit of the Owner/Client. We assume no liability whatsoever for the unauthorized use or reuse of this document.

Country Club Hills, Illinois Date: November 4, 2004

Bradley K. Lueders
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003408
BRADLEY K. LUEDERS

© Edmund M. Burke Engineering, Ltd., 2004



11-03-04 Building & Improvements Located

ORDERED BY: Hartz Construction

SCALE: 1" = 30' ORDER No. 94-170-64

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