



Doc#: 1034434040 Fee: \$126.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 12/10/2010 09:50 AM Pg: 0

RESOLUTION NO. 10-78

**A RESOLUTION ABROGATING
A PORTION OF THE BLANKET EASEMENT AREA
AND GRANTING IT AS A NON-EASEMENT AREA ON LOT 6 WITHIN
THE PRAIRIE CROSSING SUBDIVISION**

WHEREAS, the final subdivision plat for Prairie Crossing was recorded on August 17, 2005 with the County Recorder's office;

WHEREAS, the plat contained blanket easement provisions outside of the Non-Easement Area (NEA) building envelopes for public utilities serving the subdivision; and

WHEREAS, a particular building encroaches outside the Non-Easement Areas as platted and the property owner desires to expand the building envelope area (NEA) at this location; and

WHEREAS, there are no impacts on the public utility systems or storm water management facilities; and

WHEREAS, the area desired for the expanded building envelope is currently a blanket easement area with easement rights that must be legally abrogated; and

WHEREAS, the Village of Wheeling, Commonwealth Edison Company, Nicor Gas Company, AT&T Illinois, and Comcast Cable Communication Company find no objections to abrogating their rights in the Blanket Easement which becomes part of the Non-easement Area #6 as shown on Exhibit A; and

WHEREAS, it is proper and legally necessary to correct these deficiencies and encroachments by means of incorporating portions of the easement areas with a plat of abrogation within the subdivision and recording the document with the County Recorder's Office; and

WHEREAS, a Plat of Abrogation has been submitted releasing and abrogating utility rights within a portion of an existing Blanket Easement located within Lot 6 in the Prairie Crossing Subdivision, Wheeling, Illinois, in the County of Cook, legally described as follows:

Lot 6 in Prairie Crossing subdivision, being a resubdivision of part of lot 2 in G. Hechinger's farm, being a subdivision in Sections 1, 2, and 3, Township 42 North, Range 11 East, and part of lot 2 in the subdivision of Section 2, Township 42 North, Range 11 East and parts of Section 11 and 13, Township 42 North, Range 11 East of the Third Principal Meridian, according to the plat thereof recorded on August 17, 2005, as Document No. 0522939034, in Cook County, Illinois. P.I.N. 03-02-200-107.

RECORDING FEE 124
DATE 12-10-10 COPIES 6
OK BY [Signature]

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All as shown on the Plat of Abrogation - Exhibit A (attached); and

WHEREAS, the President and Board of Trustees find it in the best interest of all parties to cause these aforementioned areas of the Blanket Easement to be abrogated by the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WHEELING, COUNTIES OF COOK AND LAKE, STATE OF ILLINOIS, that a portion of the Blanket Easement in Part of Lot 6 in the Prairie Crossing Subdivision is hereby abrogated and that the Village President is authorized and directed to execute the Plat of Easement Abrogation of part of the Blanket Easement on behalf of the Village, as prepared by Dale J. Gray, Illinois Professional Land Surveyor No. 3057 dated October 8, 2008, attached hereto as Exhibit A and made part of, and the Clerk is directed to affix her signature and the seal of the Village thereto and that said Plat of Abrogation shall be recorded on behalf of the Village in the Cook County Recorder's Office forthwith.

Trustee Argiris moved, seconded by Trustee Vogel, that Resolution No. 10-78 be adopted.

Trustee Argiris Aye Trustee Horcher Aye

Trustee Brady Aye Trustee Lang Aye

Trustee Heer Aye Trustee Vogel Aye

President Abruscato Aye

ADOPTED THIS 7th day of September, 2010 by the President and Board of Trustees of the Village of Wheeling, Illinois

Judy Abruscato
Judy Abruscato, Village President

ATTEST:

Elaine E. Simpson
Village Clerk

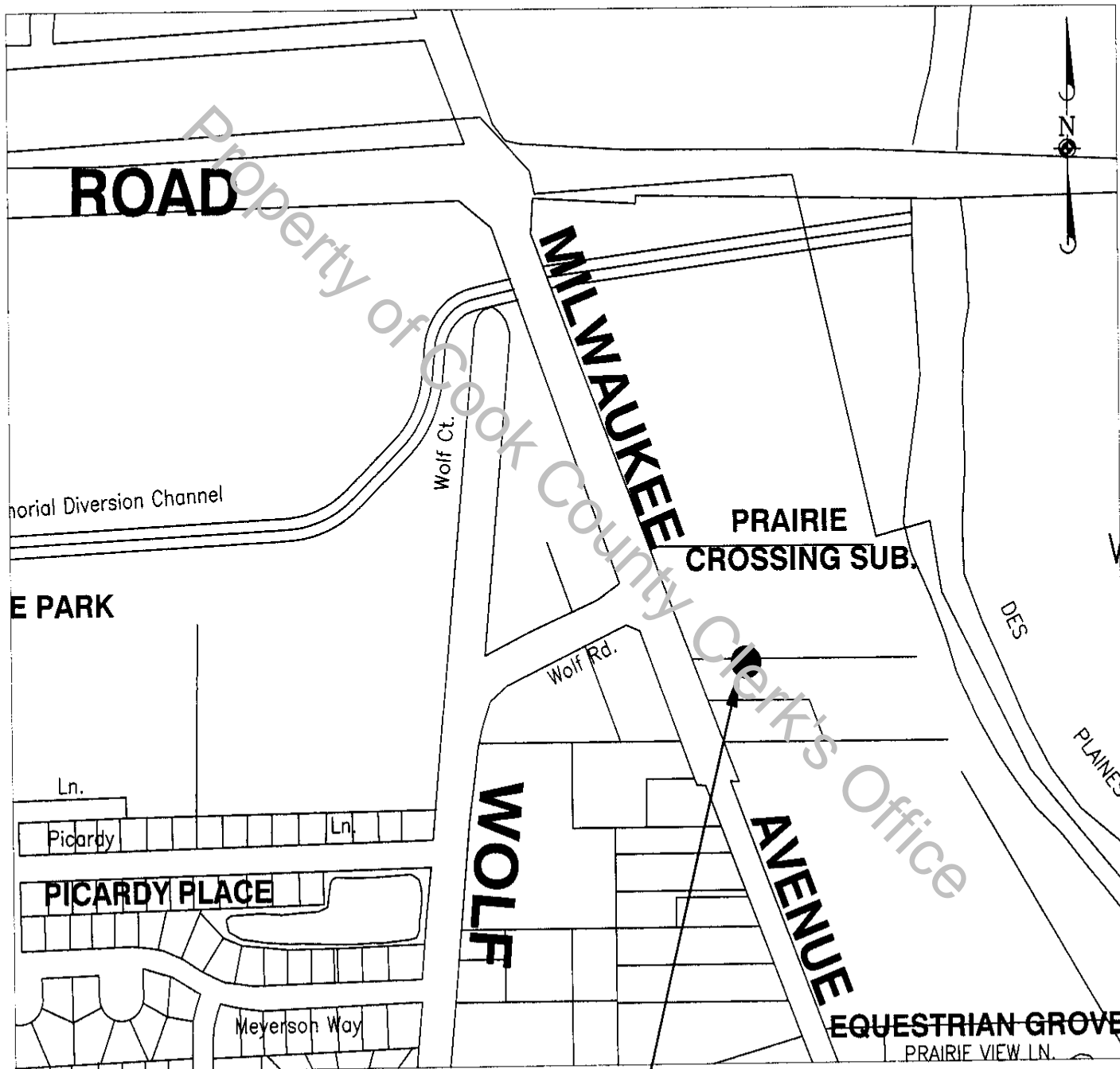


Approved as to form:

James J. Ferko
Village Attorney

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LOCATION MAP



SUBJECT SITE

Prairie Crossings Subdivision

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VILLAGE OF WHEELING LEGISLATIVE COVER MEMORANDUM

AGENDA ITEM NO(S): #11.A.

(To be inserted by Deputy Clerk)

DATE OF BOARD MEETING: Tuesday, September 7, 2010

TITLE OF ITEM SUBMITTED: Resolution Abrogating a portion of the Blanket Easement Area and Granting it as a Non-Easement Area on Lot 6 within the Prairie Crossings Subdivision

SUBMITTED BY: Mark Janeck, Director of Community Development

BASIC DESCRIPTION OF ITEM¹: Abrogation of the Blanket Easement Area within the Prairie Crossings Subdivision.

BUDGET²: N/A

BIDDING³: N/A

EXHIBIT(S) ATTACHED: Resolution and Location Map

RECOMMENDATION: Approval

SUBMITTED FOR BOARD APPROVAL: VILLAGE MANAGER

¹ The purpose of the proposed item and a description of same. If the issue is site specific, such as an annexation or road improvement, a map must be attached to the memorandum.

² If applicable, provide all budgetary considerations as follows: is the item covered in the current budget; fund(s) the item is to be charged to; expenses per fund(s) and total cost; and necessary transfer(s) or supplemental appropriation(s).

³ If applicable, describe the bidding process and results for purchases and contracts. If applicable, state whether or not any particular city, state or federal program was considered

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APRS 8

TEX 119

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PLAT

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DOCUMENTS WITH THIS

PLAT



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SEE PLAT INDEX