



Doc#: 1321441114 Fee: \$42.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 08/02/2013 12:59 PM Pg: 1 of 3

This space reserved for Recorder of Deeds

#90909 (Zoning)

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

CITY OF CHICAGO, a Municipal Corporation,

Plaintiff,

v.

RUBEN MARTINEZ,

Defendant.

No. 12 M1 403204

Re: 1750 W Cullerton St.

Courtroom 1107

Agreed Order of Settlement with Permanent Injunction

This case coming before the Court to approve the terms of this Agreed Order of Settlement with Permanent Injunction between the Plaintiff City of Chicago ("City"), and Defendant Ruben Martinez ("Defendant") as follows:

The parties wish to resolve this case without a trial, and have read and voluntarily agreed to the terms of this Order. The Court makes the following findings of fact and law, and orders the Defendant to comply with each of the terms stated in this Order:

1. The Court has *in personam* jurisdiction over the parties and *in rem* jurisdiction over the property commonly known as 1750 West Cullerton Street, Chicago, Illinois ("the subject property"), and legally described as:

LOT 29 IN LOMBARD'S SUBDIVISION OF BLOCK 50 IN THE SUBDIVISION BEING A SUBDIVISION OF PART SECTION 19, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

Permanent index number: 17-19-416-028-0000

# UNOFFICIAL COPY

2. The subject property is a vacant, unimproved parcel used for outdoor storage. The subject property is located in a RT-4 Residential District.
3. Defendant Ruben Martinez is the record owner of the property.
4. The City alleges in its Complaint for Equitable and Other Relief that beginning on or about May 25, 2012, the subject property contained approximately three inoperable motor vehicles and other junk and debris, including metal, wood, and construction materials in violation of Title 17 ("Zoning Ordinance") and various other provisions of the Municipal Code of Chicago ("Municipal Code").
5. Defendant agrees to plead liable to Counts I through III of the City's Complaint. Judgment is entered in favor of the City on each of these counts and Defendant agrees to pay a **\$500.00** fine to the City and shall reimburse the City for the City's litigation costs in the amount of **\$130.00**, and the Court's costs of **\$60.00**. Payment of the **\$690.00** shall be made by certified check or money order payable to the "City of Chicago," and delivered by hand delivery or U.S. Mail to Kimberly White at 30 North LaSalle Street, Suite 700, Chicago, Illinois, 60602 no later than ~~May 13, 2013~~ *August 30, 2013. R M G AEB*
6. Defendant, along with his successors, heirs, assignees, agents, and/or other person(s) working in concert with them or under his control, are permanently enjoined from using the subject property, or allowing it to be used: 1) to store motor vehicles, construction materials, or any other junk and debris outdoors, and 2) for any purpose until a certificate of occupancy is obtained from the Zoning Administrator. *Defendant agrees to cut the fences on the subject property so they do not exceed 5 feet in height, in* *R M G AEB*
7. The Court shall retain jurisdiction of the injunctive portions of this Agreed Order solely for <sup>30 days</sup> the purposes of enforcement or modification of the injunctions, upon proper motion. The Court shall retain jurisdiction of all other portions of this Agreed Order solely for the purpose of enforcement of the terms of this Agreed Order.
8. A violation of any of this Order's provisions shall result in:
  - a. A fine to the City in the amount of \$500 to \$1,000 per day of violation; and
  - b. Upon petition by the City, a hearing as to why Defendant, or any other party subject to this Agreed Order, should not be held in contempt of court for violation of this Order.
9. This is a final order and the Court finds no just reason for delaying enforcement. All parties waive their right to appeal this Order.

# UNOFFICIAL COPY

10. This case is taken off the Court's call.

Agreed to by:

Defendant Ruben Martinez:

By: Ruben Martinez  
1757 W. Cullerton  
Chicago, IL 60608  
(773) 447-1081

Plaintiff City of Chicago:  
Stephen R. Patton, Corporation Counsel  
City of Chicago

By: Amanda E. Basil  
Amanda E. Basil  
Senior Counsel  
30 N. LaSalle St., Suite 700  
Chicago, Illinois 60602  
(312) 744-6648 (Phone)  
(312) 742-0088 (Fax)  
Attorney No. 90909

ENTERED:

\_\_\_\_\_  
Date

Michelle Jordan  
Judge

Judge Michelle D. Jordan  
JUL 28 2018  
Circuit Court 1886