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Doc#: 1414356043 Fee: \$48.00
Karen A Yarbrough
Cook County Recorder of Deeds
Date: 05/23/2014 02:55 PM Pg: 1 of 6

NOTICE OF APPROVAL

An ordinance granting a special use permit to allow outdoor vending machines at Westfield Old Orchard Shopping Center, 4999 Old Orchard Center, Skokie, Illinois, in a B4 Regional Shopping district, was approved by the Board of Trustees of the Village of Skokie on January 3, 2012. The approval granted is shown on the document attached hereto, marked Exhibit "1" and hereby made a part of this Notice of Approval.

IMPORTANT: THE ABOVE PROVISION IS CONDITIONED UPON THE CERTIFICATION AND THE PAYMENT OF FEES AND EXPENSES IN CONNECTION WITH THE RECORDING OF THIS NOTICE. ALL DEPARTMENTS HAVE BEEN INSTRUCTED TO TAKE NO ACTION ON THE GRANT UNTIL THIS HAS BEEN SATISFIED.

OWNER'S CERTIFICATION

The undersigned, being the owner or duly authorized representative of the owner, of the real estate commonly known as **Westfield Old Orchard Shopping Center, 4999 Old Orchard Center, Skokie, Illinois** and legally described in Exhibit "1" attached hereto and hereby made a part of this Notice of Approval certifies that such Notice is true and correct and accepts and approves all of the provisions and conditions set forth in Exhibit "1", attached hereto.

Dated this 1 day of February, 2012.

OLD ORCHARD URBAN LIMITED PARTNERSHIP, an Illinois limited partnership,

By: WEA Old Orchard GP, LLC, a Delaware limited liability company,
Its general partner;

By: Westfield Head LP, a Delaware limited partnership, its sole member;

By: Westfield America Investor L.P., a Delaware limited partnership, its
general partner;

By: Westfield America O.P., Inc., a Delaware corporation, its general
partner;

Signature

Print name

Karen A. Packer
Assistant Secretary

Title

Company

Address

City, State Zip

Phone Number

Plan Commission Case Number 2011-24P
Special Use Permit Number 424.01
Village Ordinance Number 12-1-Z-3874

Westfield America G.P. Inc.
c/o Westfield Legal Dept
11601 Wilshire Blvd, Suite 1100
Los Angeles CA 90025
(818) 445-2425

UNOFFICIAL COPY**Exhibit 1**

JPH: *1/3/12
 PC: 2011-24P
 SUP: 424.01

THIS ORDINANCE MAY BE CITED AS
 VILLAGE ORDINANCE NUMBER

12-1-Z-3874

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALLOW
 OUTDOOR VENDING MACHINES AT WESTFIELD OLD ORCHARD
 SHOPPING CENTER, 4999 OLD ORCHARD CENTER, SKOKIE, ILLINOIS
 IN A B4 REGIONAL SHOPPING DISTRICT**

WHEREAS, Old Orchard Urban Limited Partnership (hereinafter "Westfield") the beneficial owner of the following described real property:

LOTS 1, 2, 3, 4, 6, 7, 8, 9, 10, 12, AND 13, IN OLD ORCHARD RESUBDIVISION NO. 1, BEING A RESUBDIVISION OF PART OF OLD ORCHARD SUBDIVISION IN THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 10, 1995 AS DOCUMENT 95307610, ALSO THE VACATED 16 FOOT PUBLIC ALLEY VACATED NOVEMBER 21, 1995 AS DOCUMENT 95808783, EXCEPTING THEREFROM ALL THAT PART THEREOF DEDICATED FOR ROADWAY PURPOSES PER DOCUMENT 95633016 AND ALSO EXCEPTING THEREFROM ALL THAT PART THEREOF CONVEYED TO THE COUNTY OF COOK BY TRUSTEE'S DEED RECORDED JUNE 5, 2009 AS DOCUMENT 0915634086, IN COOK COUNTY, ILLINOIS.

PINS: 10-09-411-071, 10-09-411-072, 10-09-411-073, 10-09-411-074, 10-09-411-076,
 10-09-411-077, 10-09-411-078, 10-09-411-079, 10-09-411-081, 10-09-411-082,
 10-09-423-044

more commonly described as a portion of Westfield Old Orchard Shopping Center, specifically 4999 Old Orchard Center, Skokie, Illinois (the "Subject Property"), in a B4 Regional Shopping district, R1 Single-Family Residential district, and a B1 Service Commercial district, petitioned the Village of Skokie for a special use permit to allow outdoor vending machines in a portion of the north wing of the center adjacent to Bloomingdale's (hereinafter "Subject Site"), in a B4 Regional Shopping district, as depicted in the "Vending Zone Site Plan", dated December 6, 2011, a copy of which is attached hereto as Exhibit "1"; and

WHEREAS, the Subject Site is located in the "Fast Fashion" district in the north wing of the center. This area is designed to appeal to young, trendy, and fashion-conscious customers by including amenities such as free Wi-Fi, seating clusters with solar panels to charge phones and iPads, new lighting and landscaping, and music tailored to this customer group; and

WHEREAS, this area is also intended for customers to "rest and recharge" so they may continue their shopping experience at the center. Westfield is proposing to install two outdoor vending machines as added amenities in this high-tech lounge area; and

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WHEREAS, Westfield desires to offer non-alcoholic beverages such as water, energy drinks, and common sodas in the proposed vending machines; and

WHEREAS, the location of the vending machines will be in the interior of the mall and therefore will not have a negative impact on the rest of the shopping center or the neighborhood; and

WHEREAS, the Skokie Plan Commission, at a public hearing duly held on October 6, 2011, for which proper legal notice had been achieved and no interested parties spoke, (a) made the appropriate findings of fact as required under Section 118-32 of the Skokie Village Code and (b) voted to recommend to the Mayor and Board of Trustees that the requested special use permit be granted subject to the conditions contained in the Plan Commission Report dated November 21, 2011; and

WHEREAS, the Mayor and Board of Trustees, at a public meeting duly held on November 21, 2011, concurred in the aforesaid recommendations and findings of fact of the Skokie Plan Commission;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Skokie, Cook County, Illinois:

Section 1: That the special use permit requested by the petitioner to allow two outdoor vending machines at the Subject Site, described above and commonly known as a portion of the north wing of Westfield Old Orchard Shopping Center, 4999 Old Orchard Center, Skokie, Illinois, in a B4 Regional Shopping district, and depicted in the "Vending Zone Site Plan", dated December 6, 2011, a copy of which is attached hereto as Exhibit "1", be and the same is hereby granted and approved, subject to each of the conditions set forth below:

1. The petitioner shall be permitted to have up to two vending machines at the Subject Site in the courtyard area, depicted in the "Vending Zone Site Plan", dated December 6, 2011, a copy of which is attached hereto as Exhibit "1";
2. Any modifications to outdoor improvements or amenities that are consistent with the quality, design, or intent represented with the plans and materials for this case may be filed with and approved by the Village Manager or designee; and
3. Failure to abide by any and all terms of this Ordinance shall be cause for the Village to initiate hearings to determine whether the subject Ordinance, as well as any applicable business licenses, should be revised or revoked. The petitioner shall pay all costs related to any hearings conducted as a result of non-compliance with any of the provisions of the enabling ordinance. The costs shall include but not be limited to court reporter fees, attorney fees, and staff time required researching and conducting said hearing.

Section 2: That a notice of the approval of this Ordinance incorporating the conditions contained herein shall be executed by the owner of the property in writing and duly recorded with the Cook County Recorder of Deeds Office at the owner's expense.

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Section 3: That this Ordinance shall be in full force and effect from and after its passage, approval and recordation as provided by law.

ADOPTED this 3rd day of January, 2012.

Ayes: 7 (Bromberg, Lorge, Perille, Roberts,
Shah, Sutker, Van Dusen)
Nays: 0
Absent: 0

Marlene Williams
Village Clerk

Attested and filed in my
office this 4th day of
January, 2012.

Approved by me this 3rd day of
January, 2012.

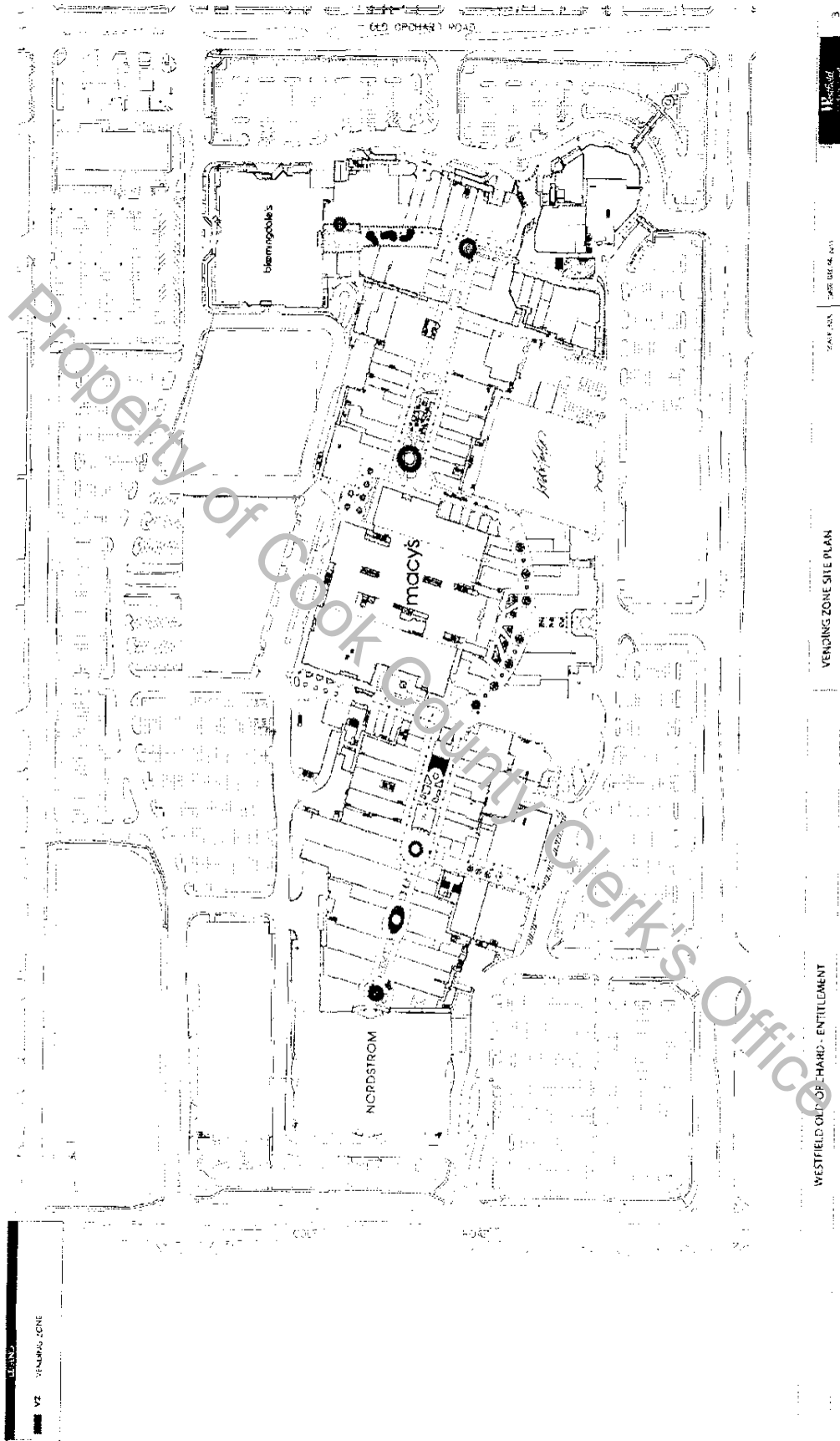
Marlene Williams
Village Clerk

George Van Dusen
Mayor, Village of Skokie

Property of Cook County Clerk's Office

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Exhibit 1



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STATE OF ILLINOIS)
)SS
 COUNTY OF COOK)

I, MARLENE WILLIAMS, DO HEREBY CERTIFY that I am the regularly elected and acting Clerk of the Village of Skokie, County of Cook and State of Illinois.

I DO FURTHER CERTIFY that the annexed and foregoing Ordinance is a true and correct copy of an Ordinance adopted by the Mayor and Board of Trustees of the Village of Skokie on the 3rd day of January, 2012 by a vote of 7 Ayes, 0 Nays and 0 Absent; that said Ordinance adopted as aforesaid was deposited and filed in the Office of the Village Clerk on the 4th day of January, 2012. and was approved by the Mayor and Board of Trustees on the 3rd day of January, 2012.

I DO FURTHER CERTIFY that the original, of which the foregoing is a true copy is entrusted to my care and safekeeping and I am the Keeper of the records, journals, entries, ordinances and resolutions.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Skokie this 5th day of January, 2012.

Marlene Williams

Skokie Village Clerk
 Cook County, Illinois

(seal)