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Karen A. Yarbrough
Cook County Recorder of Deeds
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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS MUNICIPAL DEPARTMENT - FIRST DISTRICT

CITY OF CHICAGO,
a municipal corporation,
Plaintiff,

v.

Maurice Sanders,

Defendants.

No. 15 M1 400150

Re: 8626 S. Manistee Ave.

Courtroom 1109

ORDER OF DEMOLITION

This cause coming to be heard on 7-29-15 on the complaint of the Plaintiff, City of Chicago, a municipal corporation ("City"), by Stephen R. Patton, Corporation Counsel of the City of Chicago, against the following named Defendants:

MARUICE SANDERS,
ROBYN SANDERS,
CAPITAL ONE BANK (USA),
UNKNOWN OWNERS, and NONRECORD CLAIMANTS,

The Court being fully advised of the premises of this proceeding and having heard the testimony of the City's inspector, finds that:

1. The Court has jurisdiction of the parties hereto and the subject matter, which is the premises located at the following address **8626 S. Manistee Ave., Chicago, IL 60617**, and legally described as follows:

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LOT 12 IN BLOCK 63 IN HILL'S ADDITION TO SOUTH CHICAGO, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 31, TOWNSHIP 38 NORTH, RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This parcel has a Permanent Index Number of **21-31-330-029**.

2. Located on the subject property is a **GARAGE AND TWO STORY FRAME MULTIPLE UNIT DWELLING**.

3. The Court having heard testimony and evidence finds that the building located on the subject property is dangerous, hazardous, unsafe and beyond reasonable repair under the Unsafe Buildings Statute, 65 ILCS 5/11-31-1 (1996) in that:

- a. COMED ELECTRICAL SERVICE HAS BEEN TERMINATED AT THE BUILDING.
- b. THERE ARE MISSING ELECTRICAL FIXTURES.
- c. THE ELECTRICAL SYSTEM IS STRIPPED AND INOPERABLE AND HAS BEEN FAULTILY ALTERED.
- d. THERE IS MISSING FLOORING.
- e. THE HEATING SYSTEM HAS BEEN ALTERED AND IS STRIPPED AND INOPERABLE.
- f. THE JOISTS HAVE BEEN ALTERED.
- g. THE MASONRY HAS BEEN ALTERED ON STRUCTURAL AND EXTERIOR WALLS.
- h. THE PLASTER HAS BEEN ALTERED.
- i. THE PLUMBING SYSTEM IS STRIPPED AND INOPERABLE WITH MISSING FIXTURES.
- j. THE RAFTERS AND ROOF HAVE BEEN ALTERED.
- k. THE SASHES ARE BROKEN, MISSING, OR INOPERABLE.
- l. THE STAIRS HAVE DAMAGED HANDRAILS WITH IMPROPER HANDRAIL HEIGHT.
- m. THE STAIRS HAVE UNDERSIZED JOISTS AND NO JOIST HANGERS.
- n. THE STUDS HAVE BEEN ALTERED.

4. Demolition of the subject property, as a whole, is the least restrictive alternative available to effectively abate the conditions now existing there.

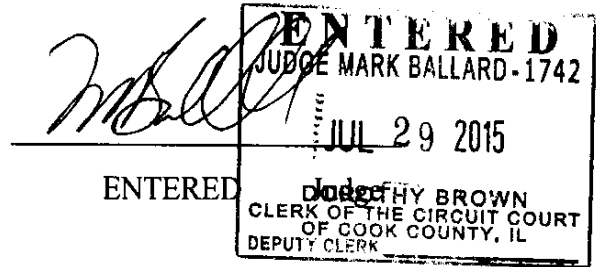
WHEREFORE, IT IS HEREBY ORDERED THAT:

- A. The Court finds that the City has met its obligations under Section 21-410 of the Property Tax Code and that property tax certificate holders are subject, inter alia, to Sections 21-95, 21-100, 21-105, and 22-35 of the Property Tax Code. The property tax certificate holder _____ is dismissed as a party defendant.

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- B. Defendants **ROBYN SANDERS and UNKNOWN OWNERS and NONRECORD CLAIMANTS**, having been notified by publication, and having failed to appear, answer, or otherwise plead as of the default dates of **July 10, 2015** are in default and all allegations in the complaint are deemed admitted against Defendants in default.
- C. An in rem judgment is entered in favor of Plaintiff City of Chicago and against defendants on Counts I and IV of the City's complaint seeking demolition authority.
- D. Pursuant to Count II of the City's Complaint, Defendant X shall pay a fine of X with execution to issue.
- E. Counts III, V, VI, VII, VIII, and all the remaining counts of the City's Complaint are voluntarily withdrawn.
- F. Pursuant to the judgment entered above, 65 ILCS 5/11-31-1, and the City's police powers under Article VII of the Illinois Constitution, the City is granted authorization to demolish the building on the subject property, and is entitled to a lien for the costs of demolition, court costs, and other costs enumerated by statute, and/or other statutory remedies.
- G. The authority granted in Paragraph F above shall be effective immediately.
- H. Defendant owners are ordered to keep the property secure until it is demolished.
- I. The City's performance under the Order will result in a statutory in rem lien that attaches only to the subject parcel of real estate. If the City seeks a personal judgment against any individual party to this action, it will proceed by separate motion directed to that party.
- J. Defendants with either possession or control of the subject property shall immediately remove any and all persons occupying the subject property and all personal property from said premises instantly so that said premises will be completely vacant and free of personal property before demolition is commenced. The City's Department of Human Services is authorized to assist in the relocation of any tenants.
- K. Pursuant to Illinois Supreme Court Rule 304(a), this is a final and appealable order and the Court finds that there is no just reason for delaying the enforcement or appeal of this order.
- L. The Court reserves jurisdiction of this cause to enforce the terms of this Order, for the purpose of ascertaining demolition costs for entry of money judgments against the defendant owners, and for the purpose of hearing foreclosure proceedings, as defined by the applicable statutes and ordinances.
- M. This matter is off call.

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PLAINTIFF, CITY OF CHICAGO

Stephen R. Patton, Corporation Counsel

By: 

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