OFFICIAL BUSINESS

92732345

AGREEMENT BETWEEN THE CITY OF PROSPECT HEIGHTS AND THE VILLAGE OF WHEELING REGARDING THE INCLUSION OF CERTAIN PROPERTY IN PROSPECT HEIGHTS SPECIAL SERVICE AREA NUMBER ONE

THIS INTERGOVERNMENTAL AGREEMENT is made and entered into by and between the City of Prospect Heights, a municipal corporation, and the Village of Wheeling, a municipal corporation.

DEPT-09 MISC. $3.00
T#3333 TRAN 5456 10/01/92 16:29:00
#5068 # *-92-732345
COOK COUNTY RECORDER

WITNESSETH:

WHEREAS, "An Act to Provide the Manner of Levying or Imposing Taxes for the Provision of Special Services to Areas Within the Boundaries of Home Rule Units and Non-Home Rule Municipalities and Counties" provides that a municipality may create a special service area within another municipality when that municipality consents to the creation of the special service area; and

WHEREAS, the City of Prospect Heights has created City of Prospect Heights Special Service Area Number One; and

WHEREAS, the City of Prospect Heights proposes to enlarge the boundaries of Prospect Heights Special Service Area Number One including therein the following property (identified by common address and parcel index number) located within the corporate limits of the Village of Wheeling:

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832 Maple Lane (03-15-205-020)
848 Maple Lane (03-15-205-021)
860 Maple Lane (03-15-205-022)
872 Maple Lane (03-15-205-023)

808 Maple Lane (03-15-205-024-1001)
812 Maple Lane (03-15-205-024-1002)
816 Maple Lane (03-15-205-024-1003)

112 Eleanor Drive (03-15-206-015)
114 Eleanor Drive (03-15-206-016)

815 Maple Lane (03-15-206-017)
827 Maple Lane (03-15-206-018)
839 Maple Lane (03-15-206-019)

WILL CALL

37 00

801 Reef Court (03-15-206-020)
803 Reef Court (03-15-206-021)
805 Reef Court (03-15-206-022)
807 Reef Court (03-15-206-023)
809 Reef Court (03-15-206-024)
811 Reef Court (03-15-206-025)
801 Tide Court (03-15-206-026)
803 Tide Court (03-15-206-027)
805 Tide Court (03-15-206-028)
807 Tide Court (03-15-206-029)
809 Tide Court (03-15-206-030)
811 Tide Court (03-15-206-031)

WHEREAS, said properties are legally described on Exhibit "A" attached hereto and depicted on Exhibit "B" attached hereto, which exhibits are respectively incorporated as part of this Agreement; and

WHEREAS, it is deemed desirable that said property be served by the City of Prospect Heights with respect to the collection and disposal of sewage from said property, in accordance with the provisions of the above-named Act; and

WHEREAS, the Village deems it to be in the best interests of the Village that it consent to the inclusion of such property in Prospect Heights Special Service Area Number One in accordance with the provisions of the above-named Act, provided that in the event the Village is able and willing to provide sewer service to such property in the future, the City of Prospect Heights agrees not to object to any proceeding brought to disconnect such property from Special Service Area Number One; and

WHEREAS, the parties are authorized to enter into the Agreement under the authority conferred by Section 10 of Article VII of the Illinois Constitution and Section 741 et seq. of Chapter 127 of the Illinois Revised Statutes, as amended.

NOW THEREFORE, in consideration of the mutual promises, terms and conditions set forth herein, the parties agree as follows:

1. The recitals set forth above are incorporated herein and made a part hereof.

Wheeling

of Prospect Heights

The City of Prospect Heights agre

y and expresses in writing to the City of Prospect

service to said property, the City of Prospect Heights wi

disconnect said property from Special Service Area Numbe

disconnected from Special Service Area Number One, the City sh

to said property.

4. The City of Prospect Heights agrees that it shall not

rent or prior owners of said property or the Village of Wheeling any ba

ounts not heretofore extended or collected by the County Clerk of Co

The provisions set forth herein represent the entire agreement be

le any previous oral or written agreements. No provision may be m

ch modification is in writing and signed by both parties.

S WHEREOF, the parties have entered into this Agreement as of the

EIGHTS

VILLAGE OF WHEELING

By: _____

President

Attest:

Clerk

2. The Village of Wheeling hereby consents to the inclusion of the properties enumerated above as part of Prospect Heights Special Service Area Number One.

3. The City of Prospect Heights agrees that if the Village of Wheeling acquires the ability and expresses in writing to the City of Prospect Heights its desire and intent to provide sewer service to said property, the City of Prospect Heights will not object to any proceeding brought to disconnect said property from Special Service Area Number One. In the event said property is disconnected from Special Service Area Number One, the City shall no longer provide sewer service to said property.

4. The City of Prospect Heights agrees that it shall not attempt to collect from the current or prior owners of said property or the Village of Wheeling any back taxes or past liabilities or amounts not heretofore extended or collected by the County Clerk of Cook County.

5. The provisions set forth herein represent the entire agreement between the parties and supersede any previous oral or written agreements. No provision may be modified in any respect unless such modification is in writing and signed by both parties.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of the 27th day of August, 1992.

CITY OF PROSPECT HEIGHTS	VILLAGE OF WHEELING
By: _____ Mayor	By: _____ President
Attest: _____ Clerk	Attest: _____ Clerk

EXHIBIT A

Lots 21 and 22 in GLENDRAKE, being Drake's Second Addition to Prospect Heights, a subdivision in the Northwest 1/4 of the Northeast 1/4 of Section 15, Township 42 North, Range 11 East of the 3rd Principal Meridian, together with all that part of Eleanor Drive which lies South of and adjoining said Lots 21 and 22, Cook County, Illinois, and

Lots 1 through 15, both inclusive, in DRAKE'S LANDING, being a resubdivision of Lots 13 through 20 in Glendrake, aforesaid, together with all streets within said resubdivision and also the South 1/2 of Hintz Road lying North of and adjoining said resubdivision, Cook County, Illinois, and

Lots 101 through 105 both inclusive, in CHERNAN'S SUBDIVISION No. 1, a subdivision in the Northwest 1/4 of the Northeast 1/4 of Section 15, Township 42 North, Range 11 East of the 3rd Principal Meridian, together with all of Maple Lane which lies East of and adjoining said Lots 101 through 105, together with all of that part of Maple Lane which lies East of and adjoining said Lots 101 through 105 and that part of the South 1/2 of Hintz Road which lies North of and adjoining Lot 101, aforesaid, and lying West of the East line of Maple Lane extended, Cook County, Illinois.

excepting from the foregoing, taken as a tract, all those parts of Hintz Road not now located within the corporate limits of the City of Prospect Heights, Cook County, Illinois.

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8/92

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42-11-15 A
3-15

W. 1/2 N.E. 1/4 Sec. 15-42-11
WHEELING

Wheeling properties

SSA #1