

BMM:SB:SS 5/17/93
(93-1P)

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THIS ORDINANCE MAY
BE CITED AS
O. # 93-8-2-238

AN ORDINANCE PROVIDING FOR THE VACATION OF THE
EAST/WEST ALLEY AND A PORTION OF THE NORTH/SOUTH
DEDICATED BUT UNIMPROVED 16 FOOT ALLEY LOCATED
SOUTH OF 4341 GOLF ROAD, SKOKIE, ILLINOIS
BETWEEN KOSTNER AND LOWELL AVENUES AND THE
DEDICATION OF A NEW EAST/WEST ALLEY

WHEREAS, the contract purchaser of the following described
real estate:

lots 1 to 13, both inclusive, Lot 14 (except the south 10.0
feet thereof), lots 35, 36, 37 and 38, all in block 3 in Krenn
and Duto's Devonshire Manor Annex, being a subdivision of part
of Section 15, Township 41 North, Range 13, East of the Third
Principal Meridian, in Cook County, Illinois,

which is located north of the existing east/west alley and a
portion of the dedicated unimproved alley to the rear of 4341 Golf
Road in the Village of Skokie petitioned the Skokie Plan Commission
for the vacation thereof; and

WHEREAS, the owners of all of the properties abutting the
aforesaid property were duly notified of the Plan Commission
proceedings; and

WHEREAS, the Mayor and Board of Trustees, after public hearing
duly held, granted the requested alley vacation, subject to various
conditions;

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

Section 1: That the existing east/west alley and a portion of
the north/south dedicated but unimproved 16 foot alley located
south of 4341 Golf Road, between Kostner and Lowell Avenues,
Skokie, Illinois be and the same are hereby vacated subject to the
following conditions at the petitioner's expense:

93-8-2-238

Plat 292

BMM:SB:SS 5/17/93
(93-1P)

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THIS ORDINANCE MAY
BE CITED AS
O. # 93-8-2-738A

AN ORDINANCE PROVIDING FOR THE VACATION OF THE EAST/WEST ALLEY AND A PORTION OF THE NORTH/SOUTH DEDICATED BUT UNIMPROVED 16 FOOT ALLEY LOCATED SOUTH OF 4341 GOLF ROAD, SKOKIE, ILLINOIS BETWEEN KOSTNER AND LOWELL AVENUES AND THE DEDICATION OF A NEW EAST/WEST ALLEY

WHEREAS, the contract purchaser of the following described real estate:

Lots 1 to 13, both inclusive, Lot 14 (except the south 10.0 feet thereof), lots 35, 36, 37 and 38, all in block 3 in Krenn and Dato's Devonshire Manor Annex, being a subdivision of part of Section 15, Township 41 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois,

which is located north of the existing east/west alley and a portion of the dedicated unimproved alley to the rear of 4341 Golf Road in the Village of Skokie petitioned the Skokie Plan Commission for the vacation thereof; and

WHEREAS, the owners of all of the properties abutting the aforesaid property were duly notified of the Plan Commission proceedings; and

WHEREAS, the Mayor and Board of Trustees, after public hearing duly held, granted the requested alley vacation, subject to various conditions;

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

Section 1: That the existing east/west alley and a portion of the north/south dedicated but unimproved 16 foot alley located south of 4341 Golf Road, between Kostner and Lowell Avenues, Skokie, Illinois be and the same are hereby vacated subject to the following conditions at the petitioner's expense:

PLAT WITH THIS DOCUMENT

93-8-2-738A

UNOFFICIAL COPY

1. That the portion of the alleys to be vacated is depicted on the Plat of Vacation dated November 18, 1992.
2. That existing alley returns on both the Kostner and Lowell Avenues ends of the east/west alley remain until the proposed dedicated east/west alley is functioning; and, that the Petitioner grant the Village an easement to allow access to the entire existing T-shape alley for that interim period.
3. That existing alley returns must be restored to normal parkway condition with standard raised curb and gutter provided and public sidewalk extended across on both Kostner Avenue and Lowell Avenue.
4. That the public service facilities now situated in that part of the alley to be vacated and the easements therefore, are hereby reserved to the public utilities owning the same, for the use, maintenance, renewal, and reconstruction of such facilities; unless such easements are formally abandoned (or relocated) by each of the affected utilities and the Village of Skokie is duly notified.
5. That any easement referred to in Condition number 4 above shall run with the land and such easements shall be indicated on a Revised Plat of Vacation, which shall be recorded in the Office of the Recorder of Deeds of Cook County.
6. That the Petitioner shall acquire the subject property in an "as is" condition and assure risk that the subject property may contain waste or contaminants of a possible hazardous nature and that adverse physical conditions, including the presence of waste or contaminants, may not have been revealed by the Petitioner's investigation. Upon vacation, all responsibility and liability related to disposal, spills, contamination or releases of hazardous substances (as defined in or for the Comprehensive Environmental Response, Compensation, and Liability Act of 1989, as amended, 42 U.S.C. Section 9601 et seq.) or petroleum, and any and all other hazardous substances or hazardous waste will be transferred from the Village to the Petitioner including, without limitation, costs or expenses of any cleanups or remedial action required by any federal, state or governmental agency or body having jurisdiction, and Petitioner shall indemnify and hold the Village harmless therefrom.
7. That the Petitioner hereby waives, releases, acquits and forever discharges the Village, Village's employees, agents, and any other person acting on behalf of the Village, of and from any and all losses, liabilities, claims, actions, cause of action, demands, rights, damages, costs, expenses, or compensation (including attorney's fees) whatsoever, whether direct or indirect, known or unknown, foreseen or unforeseen,

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James R. ...
MAYOR VILLAGE OF SKOKIE

Mr. W. ...
Village Clerk
Attested and filed in my
office this 16 day of
August, 1993.

Approved by me this 16 day of
August, 1993

Mr. W. ...
Village Clerk

Ayes: 2
Nays: 0
Absent: 0

Section 6: That this ordinance shall be in full force and
effect from and after its passage, approval and recordation as
provided by law.
ADOPTED this 16 day of August, 1993.

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Property of Cook County Clerk's Office

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 16th day of August, A.D. 1993, by a vote of 7 AYES 0 NAYS 0 ABSENT; that said ordinance, adopted as aforesaid was deposited and filed in the Office of the Village of Skokie on the 17th day of August, A.D. 1993, and was approved by the Mayor and the Village of Skokie on the 16th day of August, A.D. 1993.

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 same.

I DO FURTHER CERTIFY that I am the Keeper of the records journal, entries and ordinances of the said Village of Skokie.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the corporate seal of the Village of Skokie this 17th day of August A.D. 1993.

Marlene Williams
Village Clerk of the Village of Skokie,
Cook County, Illinois

(SEAL)

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