

ORDINANCE NO. 12-33

***An Ordinance Annexing a Portion of the Max McGraw
Wildlife Foundation Property
Located on Illinois Route 25 to the Village of East Dundee***

WHEREAS, a written petition, signed by the sole owner of record of all land within the territory hereinafter described, being identified as the Max McGraw Wildlife Foundation (the "Petitioner"), has been filed with the Village of East Dundee Clerk requesting that a portion of its territory be annexed to the Village of East Dundee (the "Village") and the Petitioner has represented to the Village that there is one elector residing within the subject territory who has also executed the annexation petition; and

WHEREAS, said territory is not within the corporate limits of any municipality, other than the County of Kane, and is contiguous to the corporate boundaries of the Village; and

WHEREAS, the Village provides neither a public library or fire protection; and

WHEREAS, all petitions, documents and other necessary legal requirements are in full compliance with the statutes of the State of Illinois, specifically 65 ILCS 5/7-1-1, *et seq.*; and

WHEREAS, it is in the best interests of the Village that said territory be annexed thereto.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of East Dundee as follows:

SECTION 1: The following legally described territory (the "Property") is hereby annexed to the Village of East Dundee:

That part of the southwest quarter of Section 25 and of the southeast quarter of Section 26, all in Township 42 north, Range 8 east of the Third Principal Meridian, described as follows: commencing at the southwest corner of the southwest quarter of said Section 25; thence north along the west line of said southwest quarter, for a distance of 9.7 feet; thence westerly along a line forming an angle of 80 degrees 51 minutes 0 seconds to the northwest with said west line of Section 25, for a distance of 124.15 feet to the center line of State Route 25; thence northerly along said center line, for a distance of 169 feet for the place of beginning; thence easterly along a line forming an angle of 89 degrees 58 minutes 0 seconds to the southeast with said center line of State Route 25, for a distance of 750 feet to the northerly extension of the westerly right of way line of Castle Avenue in Fox River Bluffs, Unit No. 3, being a subdivision of part of Sections 35 and 36, township and range aforesaid; thence northerly along the northerly extension of said westerly right of way line of Castle Avenue, for a distance of 26.6 feet to a point on a line that is drawn parallel with and 539.5 feet northerly of, as measured at right angles, the northerly line of said Fox

River Bluffs, Unit No. 3, thence easterly parallel with the northerly line of said Fox River Bluffs, Unit No. 3, for a distance of 17 feet to a point on a line that is parallel with and 13 feet westerly of, as measured at right angles, the northerly extension of the centerline of said Castle Avenue; thence northerly parallel with centerline of said Castle Avenue, for a distance of 250.0 feet; thence easterly parallel with the northerly line of said Fox River Bluffs, Unit No. 3, for a distance of 23.0 feet to a point on a line that is parallel with and 10 feet easterly of, as measured at right angles, the northerly extension of the centerline of said Castle Avenue; thence northerly parallel with said centerline of said Castle Avenue, for a distance of 148.0 feet to a point on a line that is parallel with and 937.5 feet northerly of, as measured at right angles, the northerly line of said Fox River Bluffs, Unit No. 3; thence westerly parallel with the northerly line of said Fox River Bluffs, Unit No. 3, for a distance of 190.0 feet; thence northerly to the southeast corner of Lot 1 in Gateway Subdivision, being a subdivision of part of Section 25, Township 42 north, Range 8 east of the Third Principal Meridian, recorded May 8, 1989 as document no. 1972329; thence westerly along the southerly line of Lot 1 in said Gateway Subdivision, for a distance 571.32 feet to the southwest corner of Lot 1 in said Gateway Subdivision; thence continuing along the westerly extension of said southerly line of Lot 1, to a point of intersection with the center line of State Route 25; thence southerly along said center line of State Route 25, to the place of beginning, in the township of Dundee, Kane County, Illinois; and

Also the westerly half right of way of State Route 25 which is adjacent to the above described property.

SECTION 2: The Village of East Dundee Clerk is directed to record in the Office of the Recorder of Deeds and to file in the Office of the County Clerk of Kane County, Illinois, and the post office serving the Property within 30 days of the effective date of this Ordinance, a certified copy of this Ordinance, together with a plat or map of annexation of the Property hereby annexed.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

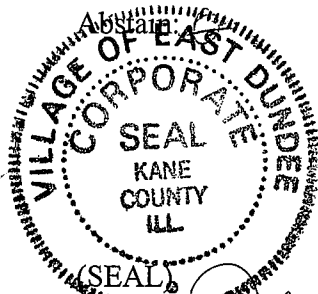
SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed, to the extent of such conflict.

SECTION 4: Pursuant to the Village's home rule powers, this Ordinance shall be in full force and effect as of July 1, 2012 at 12:00 a.m. due to the urgency of increasing the Village's revenues and enhancing its tax base, and publication of this Ordinance is hereby authorized as provided by law.

Ayes: 6 - Justices Ruffalo, Gorman, Miller, VanOstenbridge, Skellicorn
& Pres. Bartels

Nays: 1 - Justice Lynnam

Absent: 0



APPROVED:

Jerald Bartels
Village President Jerald Bartels

(SEAL)
ATTEST: Jennifer Rehberg
Village Clerk Jennifer Rehberg

Passed: 6/30/12

Approved: 6/30/12

Published: 7/7/12

Prepared by/Mail to:
Michael J. Smoron
Zukowski Rogers Flood & McArdle
50 North Virginia Street
Crystal Lake, IL 60014
815.459.2050
Z:\E\East Dundee\Max McGraw\Ordinance.annexation.doc

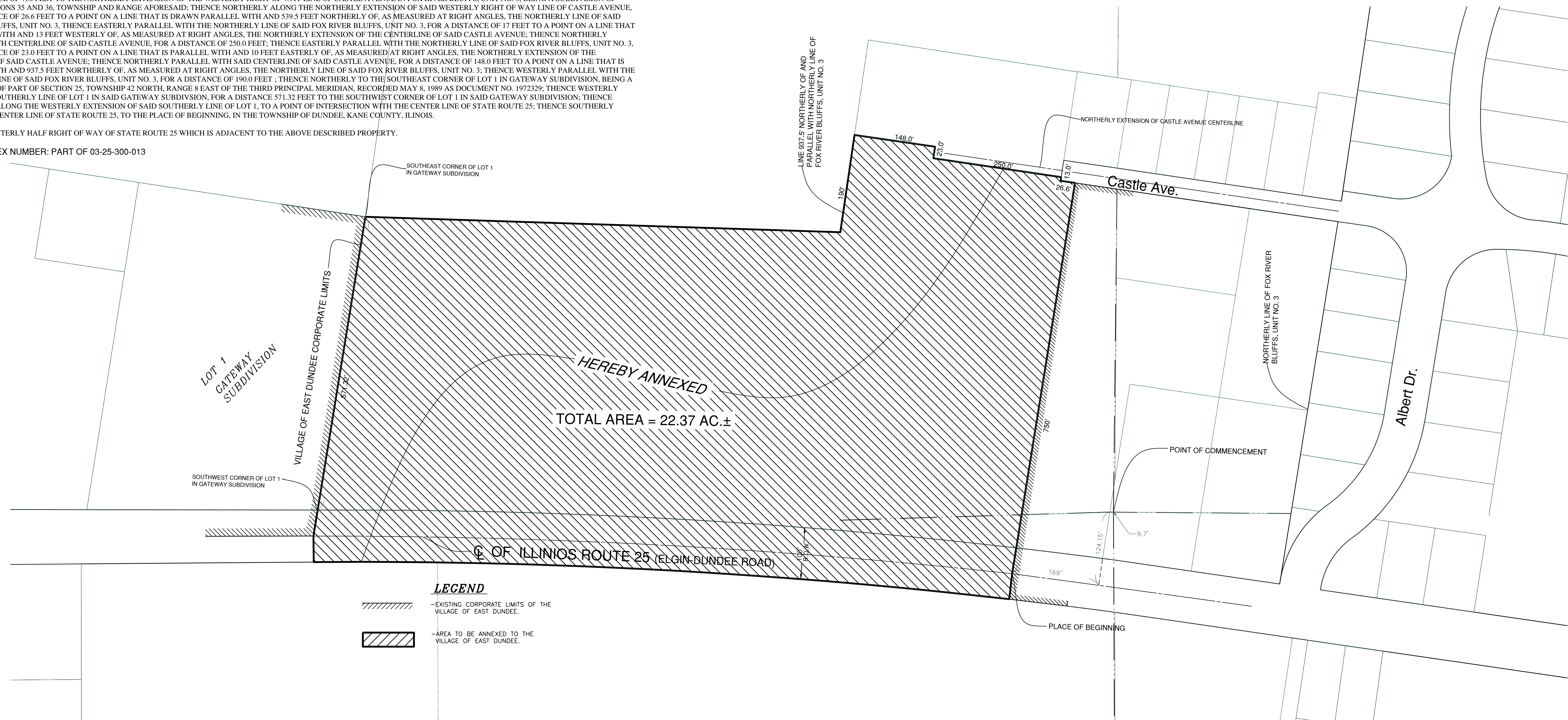
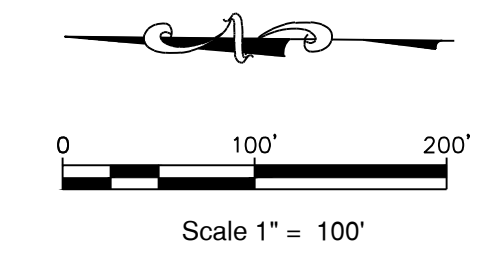
MAP OF TERRITORY ANNEXED TO THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS

BY ORDINANCE NO. _____ PASSED _____, 2012

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 25 AND OF THE SOUTHEAST QUARTER OF SECTION 26, ALL IN TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 25; THENCE NORTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, FOR A DISTANCE OF 97.7 FEET; THENCE WESTERLY ALONG A LINE FORMING AN ANGLE OF 80 DEGREES 51 MINUTES 0 SECONDS TO THE NORTHWEST WITH SAID WEST LINE OF SECTION 25, FOR A DISTANCE OF 124.15 FEET TO THE CENTER LINE OF STATE ROUTE 25; THENCE NORTHERLY ALONG SAID CENTER LINE, FOR A DISTANCE OF 169 FEET FOR THE PLACE OF BEGINNING; THENCE EASTERLY ALONG A LINE FORMING AN ANGLE OF 89 DEGREES 58 MINUTES 0 SECONDS TO THE SOUTHEAST WITH SAID CENTER LINE OF STATE ROUTE 25, FOR A DISTANCE OF 750 FEET TO THE NORTHERLY EXTENSION OF THE WESTERLY RIGHT OF WAY LINE OF CASTLE AVENUE IN FOX RIVER BLUFFS, UNIT NO. 3, BEING A SUBDIVISION OF PART OF SECTIONS 35 AND 36, TOWNSHIP AND RANGE AFORESAID; THENCE NORTHERLY ALONG THE NORTHERLY EXTENSION OF SAID WESTERLY RIGHT OF WAY LINE OF CASTLE AVENUE, FOR A DISTANCE OF 26.6 FEET TO A POINT ON A LINE THAT IS DRAWN PARALLEL WITH AND 539.5 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES, THE NORTHERLY LINE OF SAID FOX RIVER BLUFFS, UNIT NO. 3, THENCE EASTERLY PARALLEL WITH THE NORTHERLY LINE OF SAID FOX RIVER BLUFFS, UNIT NO. 3, FOR A DISTANCE OF 17 FEET TO A POINT ON A LINE THAT IS PARALLEL WITH AND 13 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES, THE NORTHERLY EXTENSION OF THE CENTERLINE OF SAID CASTLE AVENUE; THENCE NORTHERLY PARALLEL WITH CENTERLINE OF SAID CASTLE AVENUE, FOR A DISTANCE OF 250.0 FEET; THENCE EASTERLY PARALLEL WITH THE NORTHERLY LINE OF SAID FOX RIVER BLUFFS, UNIT NO. 3, FOR A DISTANCE OF 23.0 FEET TO A POINT ON A LINE THAT IS PARALLEL WITH AND 10 FEET EASTERLY OF, AS MEASURED AT RIGHT ANGLES, THE NORTHERLY EXTENSION OF THE CENTERLINE OF SAID CASTLE AVENUE; THENCE NORTHERLY PARALLEL WITH SAID CENTERLINE OF SAID CASTLE AVENUE, FOR A DISTANCE OF 148.0 FEET TO A POINT ON A LINE THAT IS PARALLEL WITH AND 937.5 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES, THE NORTHERLY LINE OF SAID FOX RIVER BLUFFS, UNIT NO. 3; THENCE WESTERLY PARALLEL WITH THE NORTHERLY LINE OF SAID FOX RIVER BLUFFS, UNIT NO. 3, FOR A DISTANCE OF 190.0 FEET; THENCE NORTHERLY TO THE SOUTHEAST CORNER OF LOT 1 IN GATEWAY SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 25, TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED MAY 8, 1989 AS DOCUMENT NO. 1972329; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF LOT 1 IN SAID GATEWAY SUBDIVISION, FOR A DISTANCE OF 571.32 FEET TO THE SOUTHWEST CORNER OF LOT 1 IN SAID GATEWAY SUBDIVISION; THENCE CONTINUING ALONG THE WESTERLY EXTENSION OF SAID SOUTHERLY LINE OF LOT 1, TO A POINT OF INTERSECTION WITH THE CENTER LINE OF STATE ROUTE 25; THENCE SOUTHERLY ALONG SAID CENTER LINE OF STATE ROUTE 25, TO THE PLACE OF BEGINNING, IN THE TOWNSHIP OF DUNDEE, KANE COUNTY, ILLINOIS.

ALSO THE WESTERLY HALF RIGHT OF WAY OF STATE ROUTE 25 WHICH IS ADJACENT TO THE ABOVE DESCRIBED PROPERTY.

PARCEL INDEX NUMBER: PART OF 03-25-300-013



LEGEND

- EXISTING CORPORATE LIMITS OF THE VILLAGE OF EAST DUNDEE.
- AREA TO BE ANNEXED TO THE VILLAGE OF EAST DUNDEE.

STATE OF ILLINOIS }
COUNTY OF KANE } SS

This is to certify that this accurate map of Territory Annexed is identified as that incorporated into and made part of the Village of East Dundee Ordinance No. _____, adopted by the Village Board of East Dundee on the _____ Day of _____, 2012.

By: _____ Attest: _____
Village President Village Clerk

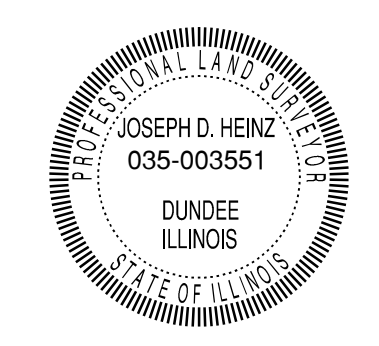
This Plat is Being Recorded By:
Name _____
Address _____

STATE OF ILLINOIS }
COUNTY OF KANE } SS

I, Joseph D. Heinz, Illinois Professional Land Surveyor No. 3551, do hereby certify that the above is an accurate map of Territory annexed to the Village of East Dundee, by Ordinance No. _____ entitled "An Ordinance Annexing Certain Territory in Dundee Township, Kane County, Illinois, to the Village of East Dundee, Illinois", assed by the Village of East Dundee, _____, 2012.

Dated at East Dundee, Illinois this _____ day of _____, 2012 A.D.

Illinois Professional Land Surveyor No. 3551
License Expires 11-30-2012
Design Firm Registration No. 184-002048



GERALD L. HEINZ & ASSOCIATES, INC.
CONSULTING ENGINEERS & LAND SURVEYORS
206 NORTH RIVER STREET
EAST DUNDEE, ILLINOIS 60118

NO.	DATE	REVISIONS	NO.	DATE	REVISIONS

VILLAGE OF EAST DUNDEE
PLAT OF ANNEXATION

MAX MCGRAW
WILDLIFE FOUNDATION

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DATE:	4-27-2012
JOB NO.:	ED-1610
SCALE:	1"=100'
SHEET	1 OF 1

CERTIFICATION

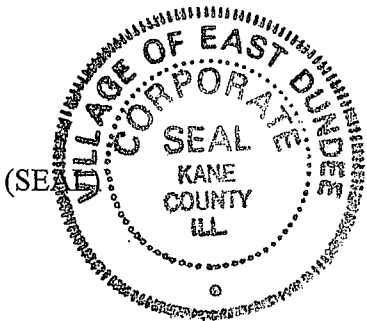
I, JENNIFER REHBERG, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of East Dundee, Kane County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village.

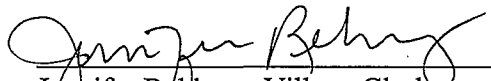
I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of East Dundee, held on the 30th day of June, 2012, the foregoing Ordinance entitled *An Ordinance Annexing a Portion of the Max McGraw Wildlife Foundation Property Located on Illinois Route 25 to the Village of East Dundee*, was duly passed by the President and Board of Trustees of the Village of East Dundee.

The pamphlet form of Ordinance No 12-33, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the East Dundee Village Hall, 120 Barrington Avenue, East Dundee, IL, commencing on the 7th day of July, 2012, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

IN WITNESS WHEREOF, I have affixed my name as Clerk and caused the seal of said Village to be affixed hereto this 7th day of July, 2012.




Jennifer Rehberg, Village Clerk
Village of East Dundee,
Kane County, Illinois