

ORDINANCE NUMBER 13 - 25

**ORDINANCE APPROVING THE PLAT OF SUBDIVISION FOR
INSURANCE AUTO AUCTION FOR A 35 ACRE PARCEL AT 600
COMMONWEALTH DRIVE, EAST DUNDEE, ILLINOIS**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, Insurance Auto Auction, the contract purchaser of property located at 600 Commonwealth Drive, East Dundee, Illinois has made an application, pursuant P/Z 12-09-02 for a subdivision of property to create a 35-acre parcel; and

WHEREAS, the property is legally described as follows:

PARCEL 1:

THE NORTH 917.09 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THE SOUTH HALF OF LOT 1 AND THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 1 (EXCEPT THAT PART OF SAID LOT 1 AND OF SAID SOUTH 5 ACRES LYING SOUTHEASTERLY OF THE NORTHWESTERLY RIGHT OF WAY LINE OF HEALY ROAD) IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS ALSO THE SOUTH HALF OF LOT 2 AND THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 (EXCEPT THAT PART OF SAID LOT 2 AND OF SAID SOUTH 5 ACRES LYING SOUTHEASTERLY OF THE NORTHWESTERLY RIGHT OF WAY LINE OF HEALY ROAD) IN THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPTING THE WEST 190.0 FEET OF THE SOUTH HALF OF SAID LOT 2 AND ALSO EXCEPTING THE WEST 190.00 FEET OF THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 CONVEYED TO THE COMMONWEALTH EDISON COMPANY BY DOCUMENT NUMBER 18454231 RECORDED APRIL 23, 1962) IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE NORTH 917.09 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THE WEST 190 FEET OF THE SOUTH HALF OF LOT 2 AND THE WEST 190 FEET OF THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, AS CONVEYED TO THE COMMONWEALTH EDISON COMPANY BY DOCUMENT NUMBER 18454231 RECORDED APRIL 23, 1962, IN COOK COUNTY, ILLINOIS.

; and

WHEREAS, the Planning and Zoning Commission (hereinafter the "Commission") of the Village of East Dundee, pursuant to notice and pursuant to the Village of East Dundee Code of Ordinances, Chapter 157.224 held a hearing on September 13, 2012, on Petition No. P/Z 12-09-02; and

WHEREAS, pursuant to said hearing, the Commission recommended the Petition by a vote of 3 ayes, 1 nays, 4 present, and 1 absent.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the Village of East Dundee hereby accepts and approves the application for plat of subdivision to create a 35-acre parcel for property located at 600 Commonwealth Drive, East Dundee, Illinois and legally described as follows:

PARCEL 1:

THE NORTH 917.09 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THE SOUTH HALF OF LOT 1 AND THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 1 (EXCEPT THAT PART OF SAID LOT 1 AND OF SAID SOUTH 5 ACRES LYING SOUTHEASTERLY OF THE NORTHWESTERLY RIGHT OF WAY LINE OF HEALY ROAD) IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS ALSO

THE SOUTH HALF OF LOT 2 AND THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 (EXCEPT THAT PART OF SAID LOT 2 AND OF SAID SOUTH 5 ACRES LYING SOUTHEASTERLY OF THE NORTHWESTERLY RIGHT OF WAY LINE OF HEALY ROAD) IN THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPTING THE WEST 190.0 FEET OF THE SOUTH HALF OF SAID LOT 2 AND ALSO EXCEPTING THE WEST 190.00 FEET OF THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 CONVEYED TO THE COMMONWEALTH EDISON COMPANY BY DOCUMENT NUMBER 18454231 RECORDED APRIL 23, 1962) IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE NORTH 917.09 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THE WEST 190 FEET OF THE SOUTH HALF OF LOT 2 AND THE WEST 190 FEET OF THE SOUTH 5 ACRES OF THE NORTH HALF OF SAID LOT 2 IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, AS CONVEYED TO THE COMMONWEALTH EDISON COMPANY BY DOCUMENT NUMBER 18454231 RECORDED APRIL 23, 1962, IN COOK COUNTY, ILLINOIS.

Section Two. The plat of subdivision contemplated in this ordinance shall have the boundaries determined by a plat to be recorded in the Cook County Recorder of Deeds office.

Section Three. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Four. Repeal. Ordinance number 12-75 adopted September 17, 2013 is hereby repealed.

Section Five. By mutual consent, the execution of the plat of subdivision has been extended and notwithstanding section 155.029 (E) of the Village Code of Ordinances, said plat is hereby deemed to be valid and in full force and effect if recorded with the Cook County recorder of deeds on or before December 31, 2013.

Section Six. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 15th day of July, 2013, pursuant to a roll call vote as follows:

AYES:

Trustees Ruffulo, Lynem, Skillicorn, Selep and Wood

NAYES:

∅

ABSENT:


Trustee Gorman

Approved by me this 15th day of July, 2013.


LAEL MILLER, Village President

Published in pamphlet form this 16th day of July, 2013, under the authority of the President and Board of Trustees.

ATTEST:


KATHERINE HOLT, Deputy Village Clerk

Recorded in the Village Records on July 16, 2013.