

Village of McLean

Resolution

17-03-06 R

A Resolution Accepting the Dedication of Illinois Valley Street as a Public Right-Of-Way and Accepting Water Main

Adopted by the Village Board
of the
Village of McLean

Published in pamphlet form by authority of the Village of McLean, McLean

County, Illinois this 9th day of March, 2017.

RESOLUTION 17-03-06R

**RESOLUTION ACCEPTING THE DEDICATION OF ILLINOIS VALLEY STREET
AS A PUBLIC RIGHT-OF-WAY AND ACCEPTING WATER MAIN**

WHEREAS, The Village of McLean hereinafter "VILLAGE" has received and approved a plat, hereinafter "PLAT", which was recorded in the office of the Recorder of Deeds of McLean County as Document No. 2015- 00020583, which is a plat of the McLean Industrial Park which contained a street known as Illinois Valley Street; and

WHEREAS, hereinafter Illinois Valley Properties, LLC, "OWNER" owns the street that is described in the proceeding clause of this Resolution and has agreed to dedicate a portion of the street set forth on the plat as public right-of-way for roadway purposes as shown in the plat; and

WHEREAS, the VILLAGE and OWNER have previously entered into an Addendum to a Redevelopment Agreement that provided that a portion of Illinois Valley Street was to be dedicated to the VILLAGE as a public right-of-way after inspection, which has been completed by the VILLAGE; and

WHEREAS, it is in the best interest of the VILLAGE that a portion of Illinois Valley Street that is hereinafter described in Section 2 shall be dedicated as a public right-of-way to allow the street to be funded and policed as a public street; and

WHEREAS, the VILLAGE and OWNER have previously entered into an Addendum to a Redevelopment Agreement that provided that the water mains to service lots 1 and 5 in the McLean Industrial Park were to be installed by the VILLAGE, which has now occurred; and

WHEREAS, the VILLAGE and OWNER have previously entered into an Addendum to a Redevelopment Agreement that provided that a sewer main was to be installed to service lots 1 and 5 in the McLean Industrial Park were to be installed by OWNER, which has not occurred; and

WHEREAS, through a verbal agreement between VILLAGE and OWNER no sewer main was installed to provide service to lots 1 and 5 in the McLean Industrial Park; and

WHEREAS, OWNER installed, with the verbal permission of VILLAGE a private sewer lateral in the utility easement to provide sewer service for lot 1 only on the express condition that no other property can be connected to this private sewer lateral and on the condition that OWNER and its successors and assigns must maintain the private sewer lateral at their sole cost and expense; and

WHEREAS, pursuant to the Addendum to Redevelopment Agreement VILLAGE installed a water main at its cost which provides water service only for lots 1 and 5 in the McLean Industrial Park; and

WHEREAS, it's in the best interest of the VILLAGE that the water main that only services lots 1 and 5 be accepted as a public water main of the VILLAGE.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF MCLEAN, as follows:

SECTION 1: The facts and statements contained in the preambles to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.


SECTION 2: That portion of Illinois Valley Street that is west of the Northeast corner of lot 1 in the McLean Industrial Park as set forth on the PLAT is hereby approved and accepted as a street of VILLAGE.

SECTION 3: The water main that was installed by VILLAGE is hereby accepted as a water main of the VILLAGE.

SECTION 4: The private sewer lateral that provides sewer service to lot 1 in McLean Industrial Park as set forth on the PLAT is hereby authorized subject to the restriction that this private sewer lateral must be maintained at all times by OWNER and its successors and assigns and subject to the restriction that no other property can be connected to this private sewer lateral.

SECTION 5: This Resolution shall become effective from and after its approval.

APPROVED:



Michael West, President of the Board of Trustees
of the Village of McLean

ATTEST:



Sharon Leipold, Village Clerk

AYES: 4 VACANCY 1
NAYS: 0
ABSENT: 1

STATE OF ILLINOIS)

) SS

COUNTY OF MCLEAN)

PUBLICATION CERTIFICATE

I, the undersigned Village Clerk, certify that I am the duly elected and acting Village Clerk of the Village of McLean, McLean County, Illinois.

I further certify that on March 6, 2017, the Board of Trustees of such municipality passed and approved

Resolution No. 17-03-06 R entitled:

A Resolution Accepting the Dedication of Illinois Valley Street as a Public Right-Of-Way and Accepting Water Main

Board of Trustees of the Village of McLean previously adopted a Resolution that authorized all Village Ordinances and Resolutions to be published in pamphlet form.

The pamphlet form of **Resolution No. 17-03-06 R** including the Resolution and a cover sheet thereof, was prepared, and a copy of such Resolution was posted in the municipal building, commencing on March 20, 2017 and continuing for at least ten days thereafter. Copies of such Resolution were also available for public inspection upon request in the office of the Village Clerk.

Dated at McLean, Illinois, this 9th day of March, 2017.


Village Clerk

(SEAL)