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AN ORDINANCE AUTHORIZING ACQUISITION OF REAL ESTATE AND ACCEPTANCE OF DEED OF CONVEYANCE FOR REAL PROPERTY LOCATED AT 15610 S. LAGRANGE ROAD

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WHEREAS, On August 21, 2017, the Village of Orland Park, Illinois (the "Village") entered into an ANNEXATION AND DEVELOPMENT AGREEMENT (the "Agreement") with SWC 156th, LLC (the "Developer") providing for the annexation and development of the property consisting of approximately 14.0 acres located at 15610 S. LaGrange Road in the Village (the "Subject Property"); and

WHEREAS, Section 5 and 6 of the Agreement provide for the conveyance by the Developer to the Village of Lots 5 and 6 of the Subject Property for purposes of storm water detention and for other public purposes as determined by the Village; and

WHEREAS, the conveyance to the Village of Lots 5 and 6 shall only occur following examination and acceptance by the Village of a "bioswale" constructed on Lot 5 by the Developer and acceptable results of a Phase II environmental assessment of said Lots 5 and 6.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook of Will Counties, Illinois, as follows:

- SECTION 1: The Village has examined the construction of the "bioswale" on Lot 5 of the Subject Property and hereby accepts the same.

SECTION 2: Subject to the Village's staff review and approval of the results of the Phase II environmental assessment of Lots 5 and 6, which assessment is currently in process, the Village authorizes and directs the acceptance of a Deed of Conveyance, in substantially the form attached hereto as EXHIBIT "A", conveying Lots 5 and 6 of the Subject Property to the Village in accordance with the terms of the Agreement and, further, authorizes and directs the acceptance and assumption of the SEBERT LANDSCAPING GUARANTY/WARRANTY in substantially the form attached hereto as EXHIBIT "B"

SECTION 3: The Village President of Village Clerk and hereby authorized and directed to execute all appropriate documents and take such other action as is required of them to consummate the acquisition of Lots 5 and 6 of the Subject Property in accordance with the terms of the Agreement.

SECTION 4: This Ordinance should be in full force and effect from and after its adoption as provided by law.