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ORDINANCE AUTHORIZING PAYMENT FOR UTILITY EASEMENTS (EAST SIDE OF LAGRANGE ROAD – BURGER KING AND ESSENCE SUITES)

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WHEREAS, the Illinois Department of Transportation (“IDOT”) is engaged in a project to widen and improve LaGrange Road – U.S. Route 45 from 131<sup>st</sup> Street to 179<sup>th</sup> Street in the Village; and

WHEREAS, the IDOT project necessitates the relocation of certain utility lines and, specifically, the Commonwealth Edison power lines at 14455 S. LaGrange Road (“Essence Suites site”) and 14601 S. LaGrange Road (“Burger King site”); and

WHEREAS, in relocating the Commonwealth Edison power lines at the Essence Suites site and the Burger King site, it has been determined that permanent easements must be granted to Commonwealth Edison to place an aboveground switchgear cabinet at each of said sites; and

WHEREAS, the Village has agreed with IDOT to negotiate with the owner of each of said sites and to pay fair compensation to such owners for the permanent easements; and

WHEREAS, the Village has caused professional appraisals to be done in order to determine fair compensation to the owner of each site for the granting of the permanent easements to Commonwealth Edison Company; and

WHEREAS, a) the owner of the Essence Suites site has agreed to compensation in the amount of TEN THOUSAND DOLLARS (\$10,000.00) for said permanent easement which was appraised for NINE THOUSAND ONE HUNDRED DOLLARS (\$9,100.00) and b) the owner of the Burger King site has agreed to compensation in the amount of SIX THOUSAND DOLLARS (\$6,000.00) for said permanent easement which was appraised for SIX THOUSAND DOLLARS (\$6,000.00).

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

SECTION 1:

The payment of TEN THOUSAND DOLLARS (\$10,000.00) to Standard Bank and Trust Company as Trustee under Trust Number 18051, or its nominee, is hereby approved pending receipt of a satisfactory and executed permanent easement in favor of Commonwealth Edison Company with respect to the 336 square foot parcel of real estate legally described in EXHIBIT A attached hereto.

SECTION 2:

The payment of SIX THOUSAND DOLLARS (\$6,000.00) to Burger King Corporation is hereby approved pending receipt of a satisfactory and executed permanent easement in favor of

Commonwealth Edison Company with respect to the 300 square foot parcel of real estate legally described in EXHIBIT B attached hereto.

SECTION 3:

This Ordinance shall take effect upon its passage and approval as provided by law.

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LEGAL DESCRIPTION FOR PROPOSED EASEMENT  
P.I.N. 27-10-100-086  
"ESSENCE SUITES"

THAT PART OF LOT 1 IN OWNER'S SUBDIVISION OF THE SOUTH 300.0 FEET OF THE NORTH 1666.70 FEET OF THE WEST 726.0 FEET OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 2, 1987 AS DOCUMENT NO. 87639695, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE NORTH 88 DEGREES 13 MINUTES 56 SECONDS EAST, 8.25 FEET (BEARINGS BASED ON ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 1983) ALONG THE NORTH LINE OF SAID LOT 1 TO THE NORTHEAST CORNER OF A PARCEL OF LAND AQUIRED BY THE ILLINOIS DEPARTMENT OF TRANSPORTATION BY CONDEMNATION CASE NO.

2001L050594 AND RECORDED AS DOCUMENT NO. 1114331057 FOR A POINT OF BEGINNING; THENCE CONTINUING NORTH 88 DEGREES 13 MINUTES 56 SECONDS EAST, 28.00 FEET ALONG SAID NORTH LINE; THENCE SOUTH 01 DEGREES 12 MINUTES 59 SECONDS EAST, 12.00 FEET; THENCE SOUTH 88 DEGREES 13 MINUTES 56 SECONDS WEST, 28.00 FEET ALONG A LINE PARALLEL WITH AND 28.00 FEET SOUTH OF SAID NORTH LINE OF LOT 1 TO THE EAST LINE OF SAID AQUIRED PARCEL; THENCE NORTHERLY 12.00 FEET, ALONG THE ARC OF A NON-TANGENT CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 56346.49 FEET, A CHORD BEARING NORTH 01 DEGREES 12 MINUTES 59 SECONDS WEST AND A CHORD DISTANCE OF 12.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 336 SQUARE FEET.

PREPARED FEBRUARY 22, 2013.

PREPARED BY:  
MANHARD CONSULTING LTD  
700 SPRINGER DRIVE  
LOMBARD, IL 60148  
PHONE 630-691-8500  
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EXHIBIT A

LEGAL DESCRIPTION FOR PROPOSED EASEMENT  
P.I.N. 27-10-100-049  
"BURGER KING"

THAT PART OF LOT 5 IN RICHMOND'S SUBDIVISION IN PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 22, 1980 AS DOCUMENT NO. 25557297, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5; THENCE NORTH 88 DEGREES 14 MINUTES 25 SECONDS EAST, 6.95 FEET (BEARINGS BASED ON ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 1983) ALONG THE SOUTH LINE OF SAID LOT 5 TO THE POINT OF BEGINNING; THENCE NORTH 01 DEGREES 57 MINUTES 05 SECONDS WEST, 5.81 FEET; THENCE NORtherly 6.19 FEET ALONG THE ARC OF A TANGENT CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 56346.49 FEET, A CHORD BEARING NORTH 01 DEGREES 56 MINUTES 54 SECONDS WEST AND A CHORD DISTANCE OF 6.19 FEET; THENCE NORTH 88 DEGREES 14 MINUTES 25 SECONDS EAST, 25.00 FEET ALONG A LINE 12.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 5; THENCE SOUTH 01 DEGREES 56 MINUTES 59 SECONDS EAST, 12.00 FEET TO THE SOUTH LINE OF SAID LOT 5; THENCE SOUTH 88 DEGREES 14 MINUTES 25 SECONDS WEST, 25.00 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING.

CONTAINING 300 SQUARE FEET.

PREPARED FEBRUARY 22, 2013.

PREPARED BY:  
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EXHIBIT B