



Legislation Text

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File #: 19-1072, Version: 2

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**TO:** Mayor Richard C. Irvin

**FROM:** Steve Broadwell, Planner

**DATE:** May 4, 2020

**SUBJECT:**

A Resolution Accepting the Dedication of a Temporary Easement for the Property located at the Northwest Corner of Montgomery Road and Walcott Road (Fox Valley Park District - 19-1072 / AU36/2-19.241-DED/E - SB - Ward 7)

**PURPOSE:**

The Engineering Department is requesting approval of a temporary construction easement for the Montgomery Road bridge project, located at the northwest corner of Montgomery Road and Walcott Road. The easement will be approximately thirty (30) feet wide on the subject property's Montgomery Road frontage.

cc: Alderman Michael B. Saville, Chairperson  
Alderman Sherman Jenkins, Vice Chairperson  
Alderman Carl Franco, Member  
Alderman Robert J. O'Connor, Member  
Alderman Juany Garza, Member



CITY OF AURORA, ILLINOIS

RESOLUTION NO. \_\_\_\_\_  
DATE OF PASSAGE \_\_\_\_\_

A Resolution Accepting the Dedication of a Temporary Easement for the Property located at the Northwest Corner of Montgomery Road and Walcott Road  
WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, it may be necessary in the future to construct and provide utilities in the easement area; and

WHEREAS, upon petition of the property owners, Fox Valley Park District, the City of Aurora has been offered in dedication suitable vacant land for the purpose of locating utilities and/or providing stormwater detention within an easement(s) as described on Exhibit "A" Plat of Easement attached hereto; and

WHEREAS, the City desires to receive and accept the grant of such real estate, in accordance with Section 11-105-01 of the Illinois Municipal Code (65 ILCS 5/11-105-1); and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Aurora, Illinois, as follows: that upon petition of the property owners, the City hereby accepts the grant of easement(s) described on Exhibit "A" Plat of Easement attached hereto; and further

BE IT RESOLVED, that the City's acceptance of the aforementioned easement does not relieve the grantor of any obligation to construct or install any improvement required by law or ordinance upon the easement(s) or the property encumbered by said easement(s).