



Legislation Text

File #: 24-0438, Version: 1

TO: Mayor Richard C. Irvin

FROM: Stephen Broadwell, Planner

DATE: June 4, 2024

SUBJECT:

A Resolution Accepting the Dedication of a Stormwater Control Easement on Marmion Academy's Property, Located the Northeast Corner of Butterfield Road and Hart Road (Marmion Academy - 24-0438 / BA35/3-24.239-DED/E - SB - Ward 1)

PURPOSE:

The Engineering Department is requesting approval of a Stormwater Control Easement for Marmion Academy's property near the northeast corner of Butterfield Rd and Hart Rd. The purpose of the Engineering Department's review is to modify the property's existing detention basin as a means to provide additional stormwater volume required for various site improvements.

The Plat of Dedication is being dedicated so the City of Aurora may access the easement area for necessary maintenance, inspections, and to also restrict encroachment. The easement is approximately one hundred, one thousand (101,000) square feet.

cc: City Council



CITY OF AURORA, ILLINOIS

RESOLUTION NO. _____

DATE OF PASSAGE _____

A Resolution Accepting the Dedication of a Stormwater Control Easement on Marmion Academy's Property, Located the Northeast Corner of Butterfield Road and Hart 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, MARMION ACADEMY-BATTAGLIA CTR, 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 granting of such real estate, in accordance with Section 11-105-01 of the Illinois Municipal Code (65 ILCS (1994) 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).