



LAKE COUNTY FOREST PRESERVES
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Preservation, Restoration, Education and Recreation

DATE: March 4, 2019

Agenda Item# 9.7

MEMO TO: John Wasik, Chair
Planning Committee

FROM: Randall L. Seebach
Director of Planning and Land Preservation

RECOMMENDATION: Recommend approval of a Resolution granting a permanent easement to Lake Villa Township for an existing storm sewer at Duck Farm Forest Preserve.

STRATEGIC DIRECTIONS SUPPORTED: None

FINANCIAL DATA: There is no financial impact at this time.

BACKGROUND: In September 2018, the District was approached by Lake Villa Township notifying District staff of their desire to provide storm sewer improvements in the unincorporated area of the Township along Maurine Drive immediately south of Duck Farm Forest Preserve. The existing pipe from the storm sewer system servicing the area along Maurine Drive is partially located within, and currently discharges onto, District property just north of Morton Drive. The existing pipe was installed prior to the District's acquisition of Duck Farm Forest Preserve, and through a thorough review of this request, no documentation could be found regarding rights for the existing storm sewer on District property.

The Planning Committee reviewed a Policy Direction at its October 1, 2018 meeting and authorized staff to negotiate a permanent easement to Lake Villa Township to operate and maintain the storm sewer pipe and any necessary equipment within the easement at Duck Farm Forest Preserve. The easement would "clean up" the missing documentation, by allowing the existing storm sewer system to continue in operation.

REVIEWED BY OTHERS: Executive Director; Chief Operations Officer; Director of Operations and Infrastructure; Director of Finance; Corporate Counsel.

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

**BOARD OF COMMISSIONERS
LAKE COUNTY FOREST PRESERVE DISTRICT
REGULAR MARCH MEETING
MARCH 12, 2019**

MISTER PRESIDENT AND MEMBERS OF THE BOARD OF COMMISSIONERS:

Your **PLANNING COMMITTEE** presents herewith “a Resolution Granting a Permanent Easement to Lake Villa Township for an Existing Storm Sewer at Duck Farm Forest Preserve,” and requests its approval.

PLANNING COMMITTEE:

Date: 3-4-2019 Roll Call Vote: Ayes: _____ Nays: _____
 Voice Vote Majority Ayes; Nays: 0

**LAKE COUNTY FOREST PRESERVE DISTRICT
LAKE COUNTY, ILLINOIS**

**A RESOLUTION GRANTING A PERMANENT EASEMENT
TO LAKE VILLA TOWNSHIP FOR AN EXISTING STORM SEWER
AT DUCK FARM FOREST PRESERVE**

WHEREAS, the Lake County Forest Preserve District (the "District") owns certain property known as Duck Farm Forest Preserve (the "Property"); and

WHEREAS, Lake Villa Township (the "Township") operates an existing storm sewer pipe within the Property that serve residents in Lake Villa Township; and

WHEREAS, the Township desires that the District grant to it a permanent easement on 0.026 acres of the Property to allow the Township to operate, maintain, and replace the existing storm sewer pipe and any necessary equipment on the Property, pursuant to a Plat of Easement in substantially the form attached hereto (the "Plat"); and

WHEREAS, it is in the best interest of the District to approve the Plat in substantially the form attached hereto; and

WHEREAS, Section 6 of the Downstate Forest Preserve District Act, 70 ILCS 805/6, authorizes the District to grant easements under or across District property for the construction, operation, and maintenance of public services; and

WHEREAS, the District has adopted an Ordinance Regarding Licenses and Easements for Public Services (the "Ordinance") which sets forth the general requirements for granting easements;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Lake County Forest Preserve District, Lake County, Illinois THAT:

Section 1: Recitals. The recitals set forth above are incorporated as part of this Resolution by this reference.

Section 2: Approval of Plat. The Plat is hereby approved in substantially the form attached hereto, subject to final approval of the District's Executive Director and the District's Corporate Counsel. The President, Secretary and Executive Director are hereby authorized and directed, on behalf of the District, to execute and attest to the Plat and to execute or cause the execution of all documents necessary to complete the transactions contemplated herein. In the event that any provision of this Resolution or the Plat conflicts with the Ordinance, the conflicting provision of the Ordinance is hereby waived.

Section 3: Effective Date. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED this ____ day of _____, 2019

AYES:

NAYS:

APPROVED this ____ day of _____, 2019

Angelo D. Kyle, President
Lake County Forest Preserve District

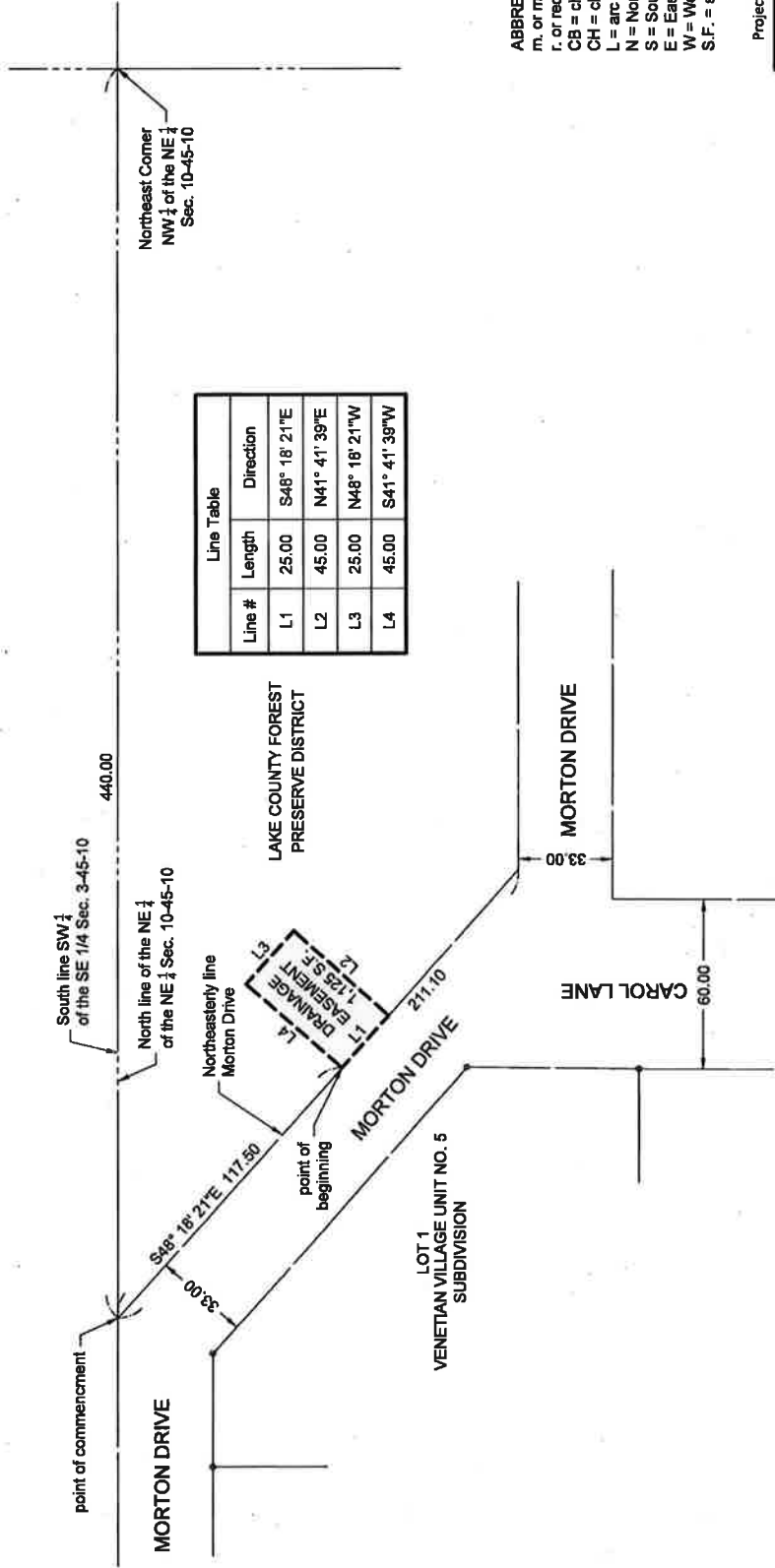
ATTEST:

Julie Gragnani, Secretary
Lake County Forest Preserve District

Exhibit No. _____

PLAT OF EASEMENT

A drainage easement over that part of the North West Quarter of the North East Quarter of Section 10, Township 45 North, Range 10, East of the Third Principal Meridian, described as follows: Commencing at a point on the North line of said Section 10, which is 440 feet West of the North East corner of said Quarter, Quarter Section; Thence South 48° 18' 21" East along the Northeastery right of way line of Morton Drive 117.50 feet to the point of beginning; Thence continuing along said right of way line, South 48° 18' 21" East 25.0 feet; Thence North 41° 41' 39" East 45.0 feet; Thence North 48° 18' 21" West 25.0 feet; Thence South 41° 41' 39" West 45.0 feet to the point of beginning, in Lake County, Illinois.



Line Table	
Line #	Direction
L1	S48° 18' 21"E
L2	N41° 41' 39"E
L3	N48° 18' 21"W
L4	S41° 41' 39"W

ABBREVIATIONS:
 m. or meas. = measured
 r. or rec. = record
 CB = chord bearing
 CH = chord length
 L = arc length
 N = North
 S = South
 E = East
 W = West
 S.F. = square feet

Project No. 120-069



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