

ORDINANCE R18-003

ORDINANCE AMENDING ORDINANCE R15-007 WHICH AMENDED ORDINANCE R15-006 ESTABLISHING THE RIGHT-OF-WAY FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE ADDISON CREEK CHANNEL IMPROVEMENT PROJECT (CONTRACT 11-187-3F) IN THE MUNICIPALITIES OF NORTHLAKE, STONE PARK, MELROSE PARK, BELLWOOD, WESTCHESTER, AND BROADVIEW, ILLINOIS IN PARTS OF SECTIONS 4, 5, 9, 16, 21, AND 22, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS

WHEREAS, the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, on August 6, 2015, adopted Ordinance R15-006 "Establishing the Right-of-Way for the construction, operation, and maintenance of Addison Creek in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview (Contract 11-187-3F) in parts of Sections 4, 5, 9, 16, 21, and 22 in Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois"; and

WHEREAS, the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago, on September 17, 2015, adopted Ordinance R15-007 "Amending Ordinance R15-006 Establishing the Right-of-Way for the Construction, Operation, and Maintenance of the Addison Creek Channel Improvement Project (Contract 11-187-3F) in the Municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois, in parts of Sections 4, 5, 9, 16, 21, and 22, Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois"; and

WHEREAS, it is necessary to acquire additional permanent or temporary easements or fee simple title not previously identified in said Ordinances R15-006 or R15-007 as right-of-way for the construction, operation, and maintenance of the Addison Creek Channel Improvement Project in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois, in parts of Sections 4, 5, 9, 16, 21, and 22 in Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago:

Section 1. That Ordinance R15-006, entitled "Ordinance Establishing the Right-of-Way for the construction, operation, and maintenance of Addison Creek in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview (Contract 11-187-3F) in parts of Sections 4, 5, 9, 16, 21, and 22 in Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois", be incorporated by reference herein and is made a part hereof as set forth in full.

Section 2. That Ordinance R15-007, entitled "Ordinance Amending Ordinance R15-006 Establishing the Right-of-Way for the Construction, Operation, and Maintenance of the Addison Creek Channel Improvement Project (Contract 11-187-3F) in the municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois in parts of Sections 4, 5, 9, 16, 21, and 22, Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois", be incorporated by reference herein and is made a part hereof as if set forth in full.

Section 3. That henceforth, said Ordinance R15-007 shall be known as "Ordinance Amending Ordinance R15-006 Establishing the Right-of-Way for the Construction, Operation, and Maintenance of the Addison Creek Channel Improvement Project (Contract 11-187-3F) in the Municipalities of Northlake, Stone Park, Melrose Park, Bellwood, Westchester, and Broadview, Illinois, in parts of Sections 4, 5, 9, 16, 21, and 22, Township 39 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois, as amended."

Section 4. That the legal descriptions set forth in Exhibit A to said Ordinance R15-006 and Exhibit AA to said Ordinance R15-007 be and the same are hereby amended by adding thereto the real estate legally described in Exhibit AAA, which is attached hereto and made a part hereof.

Section 5. That except as amended hereby, said Ordinances R15-006 and R15-007 shall remain in full force and effect as heretofore enacted.

Section 6. This Ordinance shall be in full force and effect from and after its passage.

DATED: this 7th day of June, 2018

Approved as to Engineering:

APPROVED:

CATHERINE A. O'CONNOR
Director of Engineering

HON. MARIYANA T. SPYROPOULOS
President
Board of Commissioners of the Metropolitan
Water Reclamation District of
Greater Chicago

Approved as to Form and Legality:

Christopher M. Murray
Head Assistant Attorney

Susan T. Morakalis
General Counsel

EXHIBIT AAA

**AMENDMENT TO RIGHT-OF-WAY
FOR
Addison Creek Channel Improvements
(11-187-3F)**

(15-04-300-043-0000)

LOT 14 IN BLOCK 25 IN H.O. STONE AND COMPANY'S WORLD FAIR ADDITION, A SUBDIVISION OF PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH AND SOUTH OF THE INDIAN BOUNDARY LINE ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 21, 1929 AS DOCUMENT NUMBER 10262949, IN COOK COUNTY, ILLINOIS.

(15-04-300-048-0000)

LOT 19 IN BLOCK 25 IN H.O. STONE AND COMPANY'S WORLD FAIR ADDITION, A SUBDIVISION OF PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH AND SOUTH OF THE INDIAN BOUNDARY LINE ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 21, 1929 AS DOCUMENT NUMBER 10262949, IN COOK COUNTY, ILLINOIS.

(15-04-301-026-0000)

LOT 41 IN BLOCK 24 IN H.O. STONE AND COMPANY'S WORLD FAIR ADDITION, A SUBDIVISION OF PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH AND SOUTH OF THE INDIAN BOUNDARY LINE ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 21, 1929 AS DOCUMENT NUMBER 10262949, IN COOK COUNTY, ILLINOIS.

(15-04-301-027-0000)

LOT 40 IN BLOCK 24 IN H.O. STONE AND COMPANY'S WORLD FAIR ADDITION, A SUBDIVISION OF PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH AND SOUTH OF THE INDIAN BOUNDARY LINE ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 21, 1929 AS DOCUMENT NUMBER 10262949, IN COOK COUNTY, ILLINOIS.

(15-04-301-028-0000)

LOT 39 IN BLOCK 24 IN H.O. STONE AND COMPANY'S WORLD FAIR ADDITION, A SUBDIVISION OF PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH AND SOUTH OF THE INDIAN BOUNDARY LINE ACCORDING TO THE PLAT THEREOF

RECORDED JANUARY 21, 1929 AS DOCUMENT NUMBER 10262949, IN COOK COUNTY, ILLINOIS.

(15-04-302-101-0000)

THOSE PARTS OF LOTS 2, 3, 4 AND 5 IN BLOCK 23 IN H.O. STONE & CO.'S WORLD'S FAIR ADDITION, A SUBDIVISION OF THAT PART OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE INDIAN BOUNDARY LINE, EXCEPT THEREFROM ALL OF "SOFFEL'S SUBDIVISION"; ALSO THAT PART OF SAID SECTION 4 SOUTH OF THE INDIAN BOUNDARY LINE, NORTH OF ELGIN ROAD (LAKE STREET) AND WEST OF HENRY SOFFEL'S THIRD ADDITION TO MELROSE PARK; ALSO THAT PART OF SAID SECTION 4 LYING SOUTH OF THE BOUNDARY LINE WEST OF THE CENTER LINE OF 33RD AVENUE, PRODUCED NORTH AND NORTH OF THE CENTER LINE OF SOFFEL AVENUE; TOGETHER WITH LOT E OF SAID HENRY SOFFEL'S THIRD ADDITION TO MELROSE PARK, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 2, WHICH POINT IS 4.80 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 2; THENCE NORTH 62 DEGREES, 51 MINUTES 05 SECONDS WEST, A DISTANCE OF 51.85 FEET; THENCE NORTH 24 DEGREES, 08 MINUTES, 50 SECONDS WEST, A DISTANCE OF 14.03 FEET; THENCE NORTH 50 DEGREES, 30 MINUTES, 47 SECONDS WEST, A DISTANCE OF 43.50 FEET; THENCE NORTH 49 DEGREES, 58 MINUTES, 38 SECONDS WEST, A DISTANCE OF 31.44 FEET; THENCE NORTH 01 DEGREES, 24 MINUTES, 59 SECONDS WEST, A DISTANCE OF 17.00 FEET; THENCE NORTH 80 DEGREES, 01 MINUTES, 00 SECONDS EAST, A DISTANCE OF 11.86 FEET; THENCE SOUTH 53 DEGREES, 54 MINUTES, 25 SECONDS EAST, A DISTANCE OF 80.03 FEET; THENCE SOUTH 33 DEGREES, 14 MINUTES, 57 SECONDS EAST, A DISTANCE OF 61.03 FEET; THENCE SOUTH 01 DEGREES, 25 MINUTES, 00 SECONDS EAST, A DISTANCE OF 5.20 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

(15-04-302-100-0000)

THAT PART OF LOTS 2 THROUGH 5, TAKEN AS A TRACT, AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 2; THENCE NORTH ALONG THE EAST LINE, 4.80 FEET; THENCE NORTH 62 DEGREES 51 MINUTES 05 SECONDS WEST, 51.85 FEET; THENCE NORTH 34 DEGREES 08 MINUTES 50 SECONDS WEST, 14.03 FEET; THENCE NORTH 50 DEGREES 30 MINUTES 47 SECONDS WEST, 43.50 FEET; THENCE NORTH 49 DEGREES 58 MINUTES 38 SECONDS WEST, 31.44 FEET TO THE WEST LINE OF SAID LOT 5; THENCE SOUTH ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF LOT 5; THENCE EAST ALONG THE SOUTH LINE OF LOTS 2 THROUGH 5 TO THE POINT OF BEGINNING IN H.O. STONE AND COMPANY'S WORLD'S FAIR ADDITION A SUBDIVISION OF PART OF THE WEST ½ OF THE SOUTHWEST ¼ OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

(15-04-310-027-0000)

THAT PART OF THE SOUTH FRACTIONAL HALF OF SECTION 4, SOUTH OF THE INDIAN BOUNDARY LINE, IN TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE ORIGINAL CENTERLINE OF LAKE STREET (FORMERLY KNOWN AS THE CHICAGO AND ELGIN ROAD) WITH THE WEST LINE OF THE SAID SECTION 4, SOUTH OF THE INDIAN BOUNDARY LINE, AS SAID SECTION LINE IS EXTENDED NORTH; THENCE SOUTH 78 DEGREES 23 MINUTES EAST, 599.0 FEET ON THE ORIGINAL CENTERLINE OF LAKE STREET; THENCE NORTH 79 DEGREES 56 MINUTES EAST, 409.90 FEET ON THE ORIGINAL CENTERLINE OF LAKE STREET; THENCE SOUTH 10 DEGREES 04 MINUTES EAST 33.00 FEET; THENCE SOUTH 67 DEGREES 43 MINUTES 30 SECONDS EAST, 400.08 FEET; THENCE DUE SOUTH 542.16 FEET TO THE POINT OF BEGINNING OF THE STRIP OF LAND HEREBY DESCRIBED; THENCE CONTINUING DUE SOUTH 90.00 FEET; THENCE SOUTH 89 DEGREES 50 MINUTES EAST 363.43 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ON A CURVED LINE CONVEX TO THE SOUTH, TANGENT TO THE LAST SAID LINE AND HAVING A RADIUS OF 928.80 FEET, AN ARC DISTANCE OF 247.75 FEET TO A POINT OF TANGENCY; THENCE NORTH 74 DEGREES 53 MINUTES EAST, 164.59 FEET; THENCE SOUTH 86 DEGREES 07 MINUTES EAST 216.99 FEET; THENCE SOUTH 80 DEGREES 10 MINUTES 6 SECONDS EAST (SHOWN AS S 80 DEGREES 16' 0" E IN DEED TO GRANTOR, BUT SURVEYED AS S 80 DEGREES 10' 6" E) A DISTANCE OF 295.00 FEET; THENCE NORTH 24 DEGREES 07 MINUTES WEST, 55.82 FEET; THENCE NORTH 61 DEGREES 07 MINUTES WEST, 170.00 FEET; THENCE NORTH 86 DEGREES 07 MINUTES WEST, 340.00 FEET; THENCE SOUTH 78 DEGREES 06 MINUTES 30 SECONDS WEST, 370.09 FEET; THENCE NORTH 89 DEGREES 50 MINUTES WEST, 401.39 FEET TO THE POINT OF BEGINNING; CONTAINING 2.64 ACRES MORE OR LESS, SITUATED IN THE VILLAGE OF MELROSE PARK, COOK COUNTY, ILLINOIS.

(15-09-204-054-0000)

THAT PART OF LOTS 32 THROUGH 53 IN BLOCK 4 IN JACOB GLOS ADDITION TO MELROSE, BEING A SUBDIVISION OF PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EASTERLY OF A LINE DRAWN FROM A POINT ON THE NORTH LINE OF LOT 53 IN SAID BLOCK 4 WHICH IS 15.06 FEET EAST OF THE NORTHWEST CORNER THEREOF TO A POINT ON THE SOUTH LINE OF LOT 32 IN SAID BLOCK 4 WHICH IS 103.18 FEET EAST OF THE SOUTHWEST CORNER THEREOF, IN COOK COUNTY, ILLINOIS. EXCEPTING, HOWEVER, AND RESERVING UNTO COMMONWEALTH EDISON COMPANY, ITS SUCCESSORS AND ASSIGNS, THE PERPETUAL RIGHT, EASEMENT AND AUTHORITY TO CONSTRUCT, INSTALL, OPERATE, USE, MAINTAIN, REPAIR, REPLACE, RELOCATE, RENEW AND REMOVE POLES CROSSARMS, WIRES, CABLES, CONDUIT AND OTHER OVERHEAD

AND UNDERGROUND EQUIPMENT, OR BOTH, FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY IN, UPON, UNDER, OVER, ACROSS, AND ALONG THE EASTERLY 15 FEET OF THE SUBJECT PREMISES AND ALONG THE NORTHERLY 10 FEET OF LOT 53, TOGETHER WITH THE RIGHT OF ACCESS THERETO AT ALL TIMES FOR ANY AND ALL SUCH PURPOSES, AND ALSO THE RIGHT TO TRIM OR CUT DOWN FROM TIME TO TIME SUCH TREES, BUSHES, SHRUBS AND SAPLINGS WHICH INTERFERE OR THREATEN TO INTERFERE WITH ANY OF THE RIGHTS RESERVED HEREUNDER OR WITH EQUIPMENT AND FACILITIES ON SELLER'S ADJOINING NORTHLAKE-BELLWOOD 80 FOOT WIDE RIGHT-OF-WAY.

(15-09-203-057-0000)

THAT PART OF LOT 48 LYING SOUTH OF THE SOUTHERLY LINE OF LOT 33 PRODUCED EAST EXCEPT THE WEST 10.0 FEET THEREOF AND EXCEPT THAT PART LYING NORTHEASTERLY OF THE FOLLOWING DESCRIBED LINE; BEGINNING AT A POINT ON THE SOUTHERLY LINE OF LOT 33 PRODUCED EAST, SAID POINT BEING 21.50 FEET WEST OF THE EAST LINE OF SAID LOT 33. AS MEASURED ALONG THE SOUTHERLY LINE OF SAID LOT 33, PRODUCED EAST: THENCE RUNNING SOUTHEASTERLY TO A POINT ON THE EAST OF SAID LOT 48, SAID POINT BEING 113.0 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 48, IN SUNRISE BUILDERS, INC., A RESUBDIVISION OF LOTS 1 TO 22 BOTH INCLUSIVE. LOTS 25, 26, 27, 32, 33, 34 AND 35 TOGETHER WITH THE EAST AND WEST VACATED ALLEY LYING SOUTH OF LOTS 5 AND 18, LYING NORTH OF LOTS 6 TO 17 INCLUSIVE (EXCEPT THE WEST 110.0 FEET OF LOTS 32, 33, 34 AND 35 AND ALSO EXCEPT THAT PART OF LOTS 1, 2, 3, 4, 5 AND VACATED ALLEY SOUTH OF SAID LOT 5 LYING EASTERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF SAID LOT 1, 60.20 FEET WEST OF THE NORTHEAST CORNER OF SAID 1: THENCE SOUTH 560.0 FEET TO A POINT WHICH IS 62.60 FEET WEST OF THE EAST LINE OF SAID LOT 51, THENCE SOUTHEASTERLY TO THE NORTHEAST CORNER OF AFORESAID LOT 61, ALSO THAT PART OF VACATED 32ND AVENUE LYING SOUTH OF A LINE PARALLEL WITH AND 293.0 FEET SOUTH OF THE SOUTH LINE OF GRANT AVENUE AND NORTH OF A LINE PARALLEL WITH AND 534.77 FEET SOUTH OF THE SOUTH LINE OF GRANT AVENUE. ALL IN HENRY ULRICH'S ADDITION TO BELLWOOD, BEING A SUBDIVISION OF THAT PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF NORTH ST. CHARLES ROAD AND WEST OF AND ADJOINING 20 ACERS SUBDIVISION BY JACOB GLOS, IN SECTION 9, TOWNSHIP 19 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

(15-16-421-031-0000)

LOT 358 IN WILLIAM ZELOSKY'S SECOND TERMINAL ADDITION TO WESTCHESTER IN THE SOUTH ½ OF SECTION 16, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

(15-21-200-007-0000, 15-21-200-008-0000, 15-21-200-009-0000)

LOTS 38, 39 AND 40 IN GEORGE F. NIXON AND COMPANY'S TERMINAL ADDITION TO WESTCHESTER, BEING A SUBDIVISION OF (EXCEPT THE CHICAGO MADISON AND NORTHERN RAILROAD AND THE ILLINOIS CENTRAL RAILROAD) THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, EXCEPT THAT PART DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 40; THENCE ON AN ASSUMED BEARING OF NORTH 87 DEGREES 28 MINUTES 22 SECONDS EAST ALONG THE NORTHERLY LINE OF SAID LOT 40 A DISTANCE OF 22.77 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 87 DEGREES 28 MINUTES 22 SECONDS EAST ALONG SAID NORTHERLY LINE OF LOT 40 AND ALONG THE NORTHERLY LINE OF SAID LOT 39 AND OF SAID LOT 38 A DISTANCE OF 45.00 FEET THENCE SOUTH 02 DEGREES 31 MINUTES 38 SECONDS EAST 20.00 FEET; THENCE SOUTH 87 DEGREES 28 MINUTES 22 SECONDS WEST 67.88 FEET TO THE WESTERLY LINE OF SAID LOT 40 THENCE NORTH 02 DEGREES 13 MINUTES 53 SECONDS WEST ALONG SAID WESTERLY LINE 5.00 FEET; THENCE NORTH 87 DEGREES 28 MINUTES 22 SECONDS EAST 22.85 FEET; THENCE NORTH 02 DEGREES 31 MINUTES 38 SECONDS WEST 15.00 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 0.0233 ACRES MORE OR LESS, OR 1,014.31 SQUARE FEET, MORE OR LESS.

(15-21-204-150-0000)

LOTS 123 THROUGH 127 IN GEORGE F. NIXON AND COMPANY'S TERMINAL ADDITION TO WESTCHESTER, A SUBDIVISION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 22, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE RIGHT OF WAY AND LANDS OF THE CHICAGO, MADISON AND NORTHERN RAILROAD AND THE ILLINOIS CENTRAL RAILROAD) ALL IN COOK COUNTY, ILLINOIS.