

RESOLUTION R-21-13

A RESOLUTION AUTHORIZING THE EXECUTION OF AN
AGREEMENT FOR THE ENFORCEMENT OF TRAFFIC REGULATIONS
ON PRIVATE STREETS WITHIN THE
WHEATON OAKS TOWNHOUSE OWNERS ASSOCIATION

WHEREAS, Division 5, Chapter 70 of the Wheaton City Code provides for enforcement of Traffic Regulations on Private Streets in Planned Unit Developments; and

WHEREAS, the City of Wheaton and the Wheaton Oaks Townhouse Owners Association is desirous of entering into an Agreement for the Enforcement of Traffic Regulations on Private Streets Within the Wheaton Oaks Townhouse Planned Unit Development.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois, that the Mayor is authorized to execute the agreement for the enforcement of traffic regulations on private streets within the Wheaton Oaks Townhouse Planned Unit Development, dated March 18, 2013.

ADOPTED this 18th day of March, 2013.


Mayor

ATTEST:


City Clerk

Roll Call Vote:

Ayes: Councilwoman Pacino Sanguinetti
Councilman Scalzo
Councilman Suess
Councilman Mouhelis
Councilman Rutledge
Councilman Saline
Mayor Gresk

Nays: None

Absent: None

Motion Carried Unanimously

Adopted: March 18, 2013

**AGREEMENT FOR THE ENFORCEMENT OF TRAFFIC
REGULATIONS ON PRIVATE STREETS WITHIN THE
WHEATON OAKS TOWNHOUSE PLANNED UNIT DEVELOPMENT**

THIS AGREEMENT is made and entered into this day of , 2013 by and between the City of Wheaton, an Illinois Municipal Corporation (hereinafter referred to as "City") and The Wheaton Oaks Townhouse Owners Association (hereinafter referred to as "Owner").

WITNESSETH

WHEREAS, THE Owner is the owner of certain property located in the Townhouse Planned Unit Development (PUD) within the corporate limits of the City and which is legally described below (hereinafter referred to as the "Property"):

Legal Description Attached as Exhibit A

WHEREAS, the Owner has filed with the City a written request (attached as Exhibit B) for the City to enforce certain traffic regulations on the private streets located within the Property and owned by the Owner;

WHEREAS, the Owner is desirous of entering into an Agreement with the city, pursuant to Chapter 95 1/2, Section 11-209.1 of the Illinois Revised Statutes, Chapter 70 of the Wheaton City Code, and the Home Rule Powers of the city, for the purpose of enforcing certain traffic regulations identified within this Agreement on the private streets located within the Property and owned by the Owner; and

WHEREAS, the City Council of the city and the Owner have each authorized and executed the terms, provisions, and conditions of this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, the parties hereto agree as follows:

1. The City hereby agrees to establish and enforce the following traffic regulations contained in Chapter 70 of the Wheaton City Code on the streets located within the Property:

- a. Article IX (Abandoned and Inoperable Vehicles) and Article X (Adoption of Motor Vehicle Code);
- b. Section 70-338a-7 (Parking within 30 Feet of Stop Sign); Section 70-341 (Parking Not to Obstruct Traffic); Section 70-343 (Parking at Night); and Section 70-355 (Standing, Parking in Fire Lane) contained in Article IV Stopping, Standing and Parking.

2. The Chief of Police of the City, or designated representative, and the Owner, or designated representative, shall identify the specific locations within the Property which shall, pursuant to the terms of this Agreement, be regulated, as well as a designation of the exact

regulations to be imposed thereon. The Chief of Police of the City, or designated representative, and the Owner may from time to time agree to amend the above referenced locations. The initial specific locations of the regulations to be enforced shall be as set forth on the Site Plan ("Plan") attached as Exhibit "C."

3. The Owner does hereby authorize the City to erect and maintain signs relating to the regulations provided for by this Agreement, at appropriate places on the Property as designated on the Plan and in accordance with applicable City and State of Illinois regulations and specifications.

4. The Owner does hereby agree to reimburse the City for any costs and expenses associated with the obtaining, erecting, and maintenance of any and all signs necessary for enforcement of the regulations contained in this Agreement.

5. Where any owner or user of a vehicle shall use or permit the use of a vehicle in a manner contrary to the regulations contained within this Agreement, the City will enforce the regulations contained in this Agreement against such person as if the action had taken place on a public street.

6. This Agreement may be canceled by providing not less than thirty (30) days written notice by either party to the other of its intention to cancel this Agreement.

7. The Owner shall be required to notify in writing all of its members/tenants of the provisions of this Agreement.

8. The Owner hereby agrees to release and hold harmless, indemnify and defend (including the payment of all costs and attorney's fees) the City, its Officers, Agents and Employees, in connection with any and all actions or claims for any loss, damage, personal injury or death occurring as a consequence of the performance of this Agreement and shall procure insurance to protect, save, harmless and indemnify the City pursuant thereto. Such insurance shall be in such amount, form, and with such company as shall be approved by the City. Upon the execution of this Agreement, the parties hereto do hereby certify that each has taken proper action authorizing the execution ratification of the terms, provisions, and conditions of this Agreement.

9. The sole remedy available to the Owner, upon any breach of this Agreement by the City, shall be the cancellation of the Agreement. It is of the essence of this Agreement that the City shall not be liable in money damage for any breach of this Agreement.

10. No regulations made pursuant to this Agreement shall be effective and enforceable until three (3) days after the posting of signs or signals as may be required pursuant hereto.

11. Whenever notice to the City is required, it shall be addressed to:

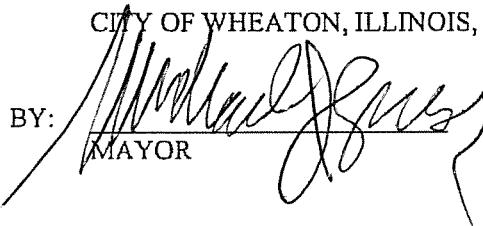
City Clerk
City of Wheaton
303 West Wesley Street
Wheaton, IL 60189-0727

Whenever notice to the Owner is required, it shall be addressed to:

The Wheaton Oaks Townhouse Owners' Association
25W560 Geneva Road, Ste. 16
Carol Stream, IL 60188

IN WITNESS WHEREOF, the parties hereto have executed this instrument by their duly authorized officers the day and year first above written.

CITY OF WHEATON, ILLINOIS, a Municipal Corporation

BY: 
MAYOR

ATTEST: 
CITY CLERK

THE WHEATON OAKS TOWNHOUSE OWNERS ASSOCIATION

BY: 
PRESIDENT

ATTEST: 
SECRETARY

EXHIBIT A

WHEATON OAKS LEGAL DESCRIPTIONS

1. UNITS A, B, C, D AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 1 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH 1/2 OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1977, AS DOCUMENT R77-66136, IN DUPAGE COUNTY, ILLINOIS

A. 1121 Wheaton Oaks Drive	05-08-312-011
B. 1117 Wheaton Oaks Drive	05-08-312-012
C. 1113 Wheaton Oaks Drive	05-08-312-013
D. 1109 Wheaton Oaks Drive	05-08-312-014
E. 1105 Wheaton Oaks Drive	05-08-312-015

2. UNITS A, B, C, D AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 2 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH 1/2 OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 18, 1977, AS DOCUMENT R77-94540, IN DUPAGE COUNTY, ILLINOIS

A. 1049 Wheaton Oaks Drive	05-08-313-002
B. 1045 Wheaton Oaks Drive	05-08-313-003
C. 1041 Wheaton Oaks Drive	05-08-313-004
D. 1037 Wheaton Oaks Drive	05-08-313-005
E. 1033 Wheaton Oaks Drive	05-08-313-006

3. UNITS A, B, C, AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 3 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH 1/2 OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 4, 1977, AS DOCUMENT R77-101443, IN DUPAGE COUNTY, ILLINOIS

A. 1046 Wheaton Oaks Drive	05-08-314-019
B. 1042 Wheaton Oaks Drive	05-08-314-020
C. 1038 Wheaton Oaks Drive	05-08-314-021
D. 1034 Wheaton Oaks Drive	05-08-314-022

4. UNITS A, B, C, AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 4 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1977, AS DOCUMENT R77-66137, IN DUPAGE COUNTY, ILLINOIS

A. 1118 Wheaton Oaks Drive	05-08-314-015
B. 1114 Wheaton Oaks Drive	05-08-314-016
C. 1106 Wheaton Oaks Drive	05-08-314-017
D. 1102 Wheaton Oaks Drive	05-08-314-018

5. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 7 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1977, AS DOCUMENT R77-66138, IN DUPAGE COUNTY, ILLINOIS

A. 1218 Wheaton Oaks Drive	05-08-314-005
B. 1214 Wheaton Oaks Drive	05-08-314-006
C. 1210 Wheaton Oaks Drive	05-08-314-007
D. 1206 Wheaton Oaks Drive	05-08-314-008
E. 1202 Wheaton Oaks Drive	05-08-314-009

6. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 8 IN WHEATON OAKS TOWNHOMES UNIT NO. 1, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1977, AS DOCUMENT R77-66139, IN DUPAGE COUNTY, ILLINOIS

A. 1149 Wheaton Oaks Drive	05-08-312-006
B. 1145 Wheaton Oaks Drive	05-08-312-007
C. 1141 Wheaton Oaks Drive	05-08-312-008
D. 1137 Wheaton Oaks Drive	05-08-312-009
E. 1133 Wheaton Oaks Drive	05-08-312-010

7. UNITS A, B, AND C IN WHEATON OAKS ASSESSMENT PLAT OF LOT 10 IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF

SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 23, 1977, AS DOCUMENT R77-108238, IN DUPAGE COUNTY, ILLINOIS

A. 1327 Tall Oaks Lane 05-08-312-022
B. 1323 Tall Oaks Lane 05-08-312-023
C. 1319 Tall Oaks Lane 05-08-312-024

8. UNITS A, B, AND C IN WHEATON OAKS ASSESSMENT PLAT OF LOT 11 IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 23, 1977, AS DOCUMENT R77-108239, IN DUPAGE COUNTY, ILLINOIS

A. 1318 Tall Oaks Lane 05-08-315-015
B. 1322 Tall Oaks Lane 05-08-315-014
C. 1326 Tall Oaks Lane 05-08-315-013

9. UNITS A, B, C AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 12 IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 17, 1977, AS DOCUMENT R77-106137, IN DUPAGE COUNTY, ILLINOIS

A. 1290 Tall Oaks Lane 05-08-315-012
B. 1296 Tall Oaks Lane 05-08-315-011
C. 1302 Tall Oaks Lane 05-08-315-010
D. 1306 Tall Oaks Lane 05-08-315-009

10. UNITS A, B, C AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 13 IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 17, 1977, AS DOCUMENT R77-106136, IN DUPAGE COUNTY, ILLINOIS

A. 1346 Tall Oaks Lane 05-08-315-008
B. 1350 Tall Oaks Lane 05-08-315-007
C. 1354 Tall Oaks Lane 05-08-315-006

D. 1358 Tall Oaks Lane

05-08-315-005

11. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 14 IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 15, 1977, AS DOCUMENT R77-115968, IN DUPAGE COUNTY, ILLINOIS

A. 1162 Oak View Drive	05-08-312-025
B. 1158 Oak View Drive	05-08-312-026
C. 1154 Oak View Drive	05-08-312-027
D. 1150 Oak View Drive	05-08-312-028
E. 1146 Oak View Drive	05-08-312-029

12. UNITS A, B, C, D, E, F, G, H, I, AND J IN WHEATON OAKS ASSESSMENT PLAT OF LOTS 16 AND 18 IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 3, 1978, AS DOCUMENT R78-95019, IN DUPAGE COUNTY, ILLINOIS

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A. 1017 Wheaton Oaks Drive	05-08-419-012
B. 1013 Wheaton Oaks Drive	05-08-419-013
C. 1009 Wheaton Oaks Drive	05-08-419-014
D. 1005 Wheaton Oaks Drive	05-08-419-015
E. 1001 Wheaton Oaks Drive	05-08-419-016
F. 949 Wheaton Oaks Drive	05-08-419-003
G. 945 Wheaton Oaks Drive	05-08-419-004
H. 941 Wheaton Oaks Drive	05-08-419-005
I. 937 Wheaton Oaks Drive	05-08-419-006
J. 933 Wheaton Oaks Drive	05-08-419-007

13. UNITS A, B, C, AND D OF WHEATON OAKS ASSESSMENT PLAT OF LOT 17 & PART OF LOT 19, LOT 17 AND THE WEST 12.0 FEET, AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF LOT 19 IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 18, 1979, AS DOCUMENT R79-62609, IN DUPAGE COUNTY, ILLINOIS

A. 1014 Wheaton Oaks Drive 05-08-317-002
B. 1010 Wheaton Oaks Drive 05-08-317-003
C. 1008 Wheaton Oaks Drive 05-08-317-004
D. 1006 Wheaton Oaks Drive 05-08-317-005

14. UNITS A, B, AND C OF WHEATON OAKS ASSESSMENT PLAT OF PART OF LOT 19, LOT 19, EXCEPT THE WEST 12.0 FEET, AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF SAID LOT 19 IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 18, 1979, AS DOCUMENT R79-62610, IN DUPAGE COUNTY, ILLINOIS

A. 954 Wheaton Oaks Drive 05-08-420-004
B. 950 Wheaton Oaks Drive 05-08-420-005
C. 946 Wheaton Oaks Drive 05-08-420-006

15. UNITS A, B, C, D, E, F, AND G OF WHEATON OAKS ASSESSMENT PLAT OF LOT 20 IN WHEATON OAKS TOWNHOMES UNIT NO. 3, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 21, 1977, AS DOCUMENT R77-117890, IN DUPAGE COUNTY, ILLINOIS

A. 925 Wheaton Oaks Drive 05-08-421-001
B. 921 Wheaton Oaks Drive 05-08-421-002
C. 917 Wheaton Oaks Drive 05-08-421-003
D. 913 Wheaton Oaks Drive 05-08-421-004
E. 909 Wheaton Oaks Drive 05-08-421-005
F. 905 Wheaton Oaks Drive 05-08-421-006
G. 901 Wheaton Oaks Drive 05-08-421-007

16. UNITS A AND B IN WHEATON OAKS ASSESSMENT PLAT OF LOT 22 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 15, 1978, AS DOCUMENT R78-21435, IN DUPAGE COUNTY, ILLINOIS

A. 1217 Oak View Drive 05-08-316-012
B. 1213 Oak View Drive 05-08-316-013

17. UNITS A B, C, AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 23 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 15, 1978, AS DOCUMENT R78-21436, IN DUPAGE COUNTY, ILLINOIS

A. 1209 Oak View Drive 05-08-316-014
B. 1205 Oak View Drive 05-08-316-015
C. 1201 Oak View Drive 05-08-316-016
D. 1161 Oak View Drive 05-08-316-017

18. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 24 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 5, 1978, AS DOCUMENT R78-28033, IN DUPAGE COUNTY, ILLINOIS

A. 1153 Oak View Drive 05-08-316-007
B. 1141 Oak View Drive 05-08-316-008
C. 1137 Oak View Drive 05-08-316-009
D. 1133 Oak View Drive 05-08-316-010
E. 1129 Oak View Drive 05-08-316-011

19. UNITS A, B, C, D, E, F, G, AND H IN WHEATON OAKS ASSESSMENT PLAT OF LOTS 25 & 26 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 13, 1978, AS DOCUMENT R78-63943, IN DUPAGE COUNTY, ILLINOIS

A. 1109 Oak View Drive 05-08-316-018

B. 1105 Oak View Drive 05-08-316-019
C. 1101 Oak View Drive 05-08-316-020
D. 1047 Oak View Drive 05-08-316-021
E. 1043 Oak View Drive 05-08-316-022
F. 1039 Oak View Drive 05-08-316-023
G. 1035 Oak View Drive 05-08-316-024
H. 1034 Oak View Drive 05-08-316-027

20. UNITS A, B, C, AND D IN WHEATON OAKS ASSESSMENT PLAT OF LOT 27 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION ³ PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 22, 1979, AS DOCUMENT R79-23212, IN DUPAGE COUNTY, ILLINOIS

A. 1034 Oak View Drive 05-08-316-022
B. 1030 Oak View Drive 05-08-313-023
C. 1026 Oak View Drive 05-08-313-024
D. 1022 Oak View Drive 05-08-313-025

21. UNITS A, B, C, D AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 28 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 15, 1979, AS DOCUMENT R79-13420, IN DUPAGE COUNTY, ILLINOIS

A. 1062 Oak View Drive 05-08-313-026
B. 1058 Oak View Drive 05-08-313-027
C. 1054 Oak View Drive 05-08-313-028
D. 1050 Oak View Drive 05-08-313-029
E. 1046 Oak View Drive 05-08-313-030

22. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 29 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN,

ACCORDING TO THE PLAT THEREOF RECORDED JUNE 8, 1978, AS DOCUMENT R78-50437, AND REVISED PLAT RECORDED ON JULY 13, 1978 AS DOCUMENT R78-63942 IN DUPAGE COUNTY, ILLINOIS

A. 1134 Oak View Drive	05-08-312-030
B. 1130 Oak View Drive	05-08-312-031
C. 1126 Oak View Drive	05-08-312-032
D. 1122 Oak View Drive	05-08-312-033
E. 1118 Oak View Drive	05-08-312-034

23. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 30 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 17, 1978, AS DOCUMENT R78-65305, IN DUPAGE COUNTY, ILLINOIS

A. 1322 Shagbark Lane	05-08-312-039
B. 1326 Shagbark Lane	05-08-312-038
C. 1330 Shagbark Lane	05-08-312-037
D. 1334 Shagbark Lane	05-08-312-036
E. 1338 Shagbark Lane	05-08-312-035

24. UNITS A, B, C, D, AND E IN WHEATON OAKS ASSESSMENT PLAT OF LOT 31 IN WHEATON OAKS TOWNHOMES UNIT NO. 4, A SUBDIVISION OF OUTLOT C IN WHEATON OAKS TOWNHOMES UNIT NO. 3, A SUBDIVISION OF OUTLOT B IN WHEATON OAKS TOWNHOMES UNIT NO. 2, OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 13, 1978, AS DOCUMENT R78-109029, IN DUPAGE COUNTY, ILLINOIS

A. 1323 Shagbark Lane	05-08-313-021
B. 1327 Shagbark Lane ^{1045 wth} 1045 ¹⁰⁴⁵	05-08-313-020
C. 1331 Shagbark Lane ¹⁰⁴⁵ 1045 ¹⁰⁴⁵	05-08-313-019
D. 1335 Shagbark Lane ¹⁰⁴⁵ 1045 ¹⁰⁴⁵	05-08-313-018
E. 1339 Shagbark Lane ¹⁰⁴⁵ 1045 ¹⁰⁴⁵	05-08-313-017

25. LOT 6 (EXCEPT THE EAST 105.90 FEET, AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF) IN WHEATON OAKS TOWNHOMES UNIT NO. 1 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 8, TOWNSHIP

39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID TOWNHOMES RECORDED NOVEMBER 19, 1976 AS DOCUMENT R76-84402, IN DUPAGE COUNTY, ILLINOIS.

1150 Wheaton Oaks Drive 05-08-314-010

26. THE WEST 23 FEET OF THE EAST 105.90, FEET BOTH AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF LOT 6 IN WHEATON OAKS TOWNHOMES UNIT NO. 1 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID TOWNHOMES RECORDED NOVEMBER 19, 1976 AS DOCUMENT R76-84402, IN DUPAGE COUNTY, ILLINOIS.

1146 Wheaton Oaks Drive 05-08-314-011

27. THE WEST 23 FEET OF THE EAST 82.90 FEET, BOTH AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF LOT 6 IN WHEATON OAKS TOWNHOMES UNIT NO. 1 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID TOWNHOMES RECORDED NOVEMBER 19, 1976 AS DOCUMENT R76-84402, IN DUPAGE COUNTY, ILLINOIS.

1142 Wheaton Oaks Drive 05-08-314-012

28. THE WEST 23 FEET OF THE EAST 59.90 FEET, BOTH AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF LOT 6 IN WHEATON OAKS TOWNHOMES UNIT NO. 1 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID TOWNHOMES RECORDED NOVEMBER 19, 1976 AS DOCUMENT R76-84402, IN DUPAGE COUNTY, ILLINOIS.

1138 Wheaton Oaks Drive 05-08-314-013

29. THE EAST 36.90 FEET, AS MEASURED ALONG THE NORTH AND SOUTH LINES THEREOF, OF LOT 6 IN WHEATON OAKS TOWNHOMES UNIT NO. 1 OF PART OF LOTS 5 AND 6 OF OYER'S SUBDIVISION OF PART OF THE SOUTH $\frac{1}{2}$ OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID TOWNHOMES RECORDED NOVEMBER 19, 1976 AS DOCUMENT R76-84402, IN DUPAGE COUNTY, ILLINOIS.

1134 Wheaton Oaks Drive 05-08-314-014

Exhibit B

March 8th, 2013

Michael G. Dzugan
Assistant City Manager
City of Wheaton
303 W. Wesley St.
Wheaton, IL 60189-0727

Re: Traffic Enforcement Agreement with Wheaton Oaks

Dear Mr. Dzugan:

The Wheaton Oaks Townhouse Owners Association ("Association") requests that the City of Wheaton consider entering into a Traffic Regulation Enforcement Agreement ("Traffic Agreement") with the Association. A proposed Traffic Agreement is attached to this letter. We are attaching copies of the legal description of Wheaton Oaks to this proposed Traffic Agreement.

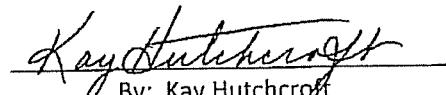
On March 8th, 2013, the Board notified all owners of the Association that the Board had approved the effort to enter into a Traffic Agreement with the City. A certified copy of the minutes of the meeting of February 13th, 2013 approving the intent to enter into a Traffic Agreement with the City is attached. If a Traffic Agreement is entered into, we will add the City of Wheaton as an insured to our insurance.

Thank you for your assistance in this matter.

Wheaton Oaks Townhouse Owners Association



By: Rudy Wulf
Its: President



By: Kay Hutchcroft
Its: Secretary

WHEATLEYS TOWNHOMES EXHIBIT C

לְפָנֵי תְּבִשָּׁה

Existing Scenario - Miller

Stop Signs = 0
No Parking-Free Lane = 0
Signs = 0
Left Street Parking = 0
Free Lane = 0

W

JEWELL L.L.C.

RK

22

24

25

26a

26b

27

28

29

30

OAK

VIEW

DRIVE

LANE

OAKS

22

24

25

26a

26b

27

28

29

30

OAK

VIEW

DRIVE

LANE

OAKS

A detailed black and white architectural map of a residential area. The map shows a grid of streets with various property lots, some of which are labeled with numbers (1 through 20). Streets visible include 'TALL JUTT', 'WHEATON', 'OAKS', 'SHAGBARK', 'DRIVE', and 'TODDIE AVE'. Each lot is a polygon with a small rectangular building footprint inside. Some lots have additional labels like '1st FLOOR' or '2nd FLOOR'.

