

**RESOLUTION R-46-14**

**A RESOLUTION APPROVING  
HERMAN THOMAS' CONSOLIDATION PLAT  
(904 Santa Rosa Avenue)**

**WHEREAS**, the Owners have submitted a plat of consolidation of the property located at 904 Santa Rosa Avenue and 541 East Harrison Avenue to the City for approval (the property is described on Exhibit "A" attached to this resolution); and the Wheaton City staff has recommended that the plat of consolidation be approved.


**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Wheaton, Illinois that the plat of Herman Thomas' Consolidation Plat, as prepared by Norbert V. Lambert, Jr., an Illinois Professional Land Surveyor, dated June 19, 2014 is hereby approved.

**IT IS FURTHER RESOLVED** that the Mayor is authorized to sign the approval form and the City Clerk is directed to attest to the signature of the Mayor and attach a certified copy of this resolution of approval to the plat of Herman Thomas' Consolidation Plat.

**ADOPTED** this 21<sup>st</sup> day of July, 2014.

  
Mayor

ATTEST:

  
City Clerk

Roll Call Vote

Ayes:	Councilman Suess Councilman Rutledge Mayor Gresk Councilman Scalzo
Nays:	None
Absent:	Councilman Prendiville Councilman Saline Councilwoman Pacino Sanguinetti

Motion Carried Unanimously

## EXHIBIT "A"

Herman Thomas' Consolidation Plat  
904 Santa Rosa Avenue & 541 East Harrison Avenue  
Wheaton, IL 60187

### Legal Description

OF LOT 1 IN MADSEN RESUBDIVISION OF LOTS 6 AND 7 IN BLOCK 13 OF AT MCINTOSH AND COMPANY'S RESUBDIVISION OF N.E. GARY'S SECOND ADDITION TO WHEATON, AND THE SOUTH 2' OF THE EAST 91.93 FEET OF LOT 5 IN BLOCK 13 IN ARTHUR T MCINTOSH AND COMPANY'S RESUBDIVISION OF N.E. GARY'S SECOND ADDITION TO WHEATON IN THE SOUTH ½ OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF MADSEN RESUBDIVISION RECORDED SEPTEMBER 27, 1952 AS DOCUMENT # 663345 IN DUPAGE COUNTY, ILLINOIS.

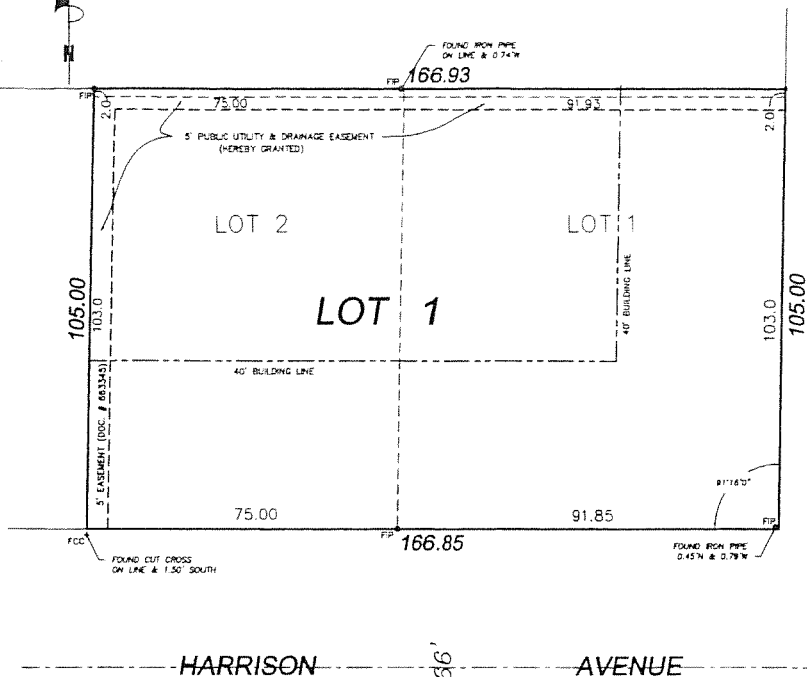
OF LOT 2 IN MADSEN RESUBDIVISION OF LOTS 6 AND 7 IN BLOCK 13 OF AT MCINTOSH AND COMPANY'S RESUBDIVISION OF N.E. GARY'S SECOND ADDITION TO WHEATON, AND THE SOUTH 2' (EXCEPT FOR THE EAST 91.93 FEET) OF THE LOT 5 IN BLOCK 13 IN ARTHUR T MCINTOSH AND COMPANY'S RESUBDIVISION OF N.E. GARY'S SECOND ADDITION TO WHEATON IN THE SOUTH ½ OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF MADSEN RESUBDIVISION RECORDED SEPTEMBER 27, 1952 AS DOCUMENT # 663345 IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: 05-09-420-028 & 05-09-402-029

# HERMAN THOMAS' CONSOLIDATION

OF PART OF THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: 05-09-420-028  
P.I.N.: 05-09-402-029

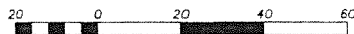


SANTA ROSA AVENUE

## UTILITY & DRAINAGE EASEMENT PROVISIONS.

ALL EASEMENTS INDICATED AS "PUBLIC UTILITY/DRAINAGE" EASEMENT ON THIS PLAT ARE RESERVED FOR AND GRANTED TO THE CITY OF WHEATON, THEIR SUCCESSORS AND ASSIGNS/collectively "GRANTEES" FOR THE PERPETUAL RIGHT, PRIVILEGE AND AUTHORITY TO CONSTRUCT, RECONSTRUCT, REPAIR, INSPECT MAINTAIN AND OPERATE THE "PUBLIC UTILITY" TOGETHER WITH ANY AND ALL NECESSARY MANHOLES, CATCH BASINS, CONNECTIONS, APPLIANCES AND OTHER STRUCTURES AND APPURTENANCES AS MAY BE DEEMED NECESSARY BY SAID CITY OF WHEATON, UPON, ALONG, UNDER AND THROUGH SAID INDICATED EASEMENT, TOGETHER WITH RIGHT OF ACCESS ACROSS THE PROPERTY FOR NECESSARY MEN AND EQUIPMENT TO DO ANY OF THE ABOVE WORK. THE RIGHT IS ALSO GRANTED TO CUT DOWN, TRIM OR REMOVE ANY TREES, SHRUBS OR OTHER PLANTS ON THE EASEMENT THAT INTERFERE WITH THE OPERATION OF THE "PUBLIC UTILITY". THE GRANTEE OR GRANTEE'S PERFORMING OR CAUSING TO BE PERFORMED ANY OF SAID WORK SHALL BE RESPONSIBLE AT ITS OR THEIR EXPENSE, TO BACKFILL ALL AREAS WITH APPROVED MATERIALS BUT SHALL NOT BE LIABLE TO RESTORE ANY PAVEMENT, CURB AND GUTTER, SIDEWALKS OR LANDSCAPING DISTURBED DURING MAINTENANCE. THE GRANTEE SHALL BE RESPONSIBLE FOR THE FULL AND COMPLETE RESTORATION OF THE EASEMENT PREMISES. NO PERMANENT BUILDINGS SHALL BE PLACED ON SAID EASEMENTS, BUT SAME MAY BE USED FOR GARDENS, SHRUBS, LANDSCAPING AND OTHER PURPOSES THAT DO NOT THEN OR LATER INTERFERE WITH THE AFORESAID USES OR RIGHTS, ELEVATIONS OR GRADES SHALL NOT BE CHANGED WITHIN THE EASEMENT PREMISES WITHOUT THE WRITTEN APPROVAL OF THE CITY OF WHEATON.

HARRISON AVENUE



Scale 1" = 20'

## OWNER'S CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

THIS IS TO CERTIFY THAT THE UNDERSIGNED IS(ARE) THE OWNER(S) OF THE LAND DESCRIBED IN THE ATTACHED PLAT AND HAS(HAVE) CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN BY THE PLAT FOR THE USES AND PURPOSES AS INDICATED THEREIN, AND DOES(DO) HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE THEREON INDICATED.

ALSO, THIS IS TO CERTIFY THAT THE PROPERTY BEING CONSOLIDATED AFORESAID AND, TO THE BEST OF THE OWNERS KNOWLEDGE AND BELIEF, SAID CONSOLIDATION LIES ENTIRELY WITHIN LIMITS OF COMMUNITY UNIT SCHOOL DISTRICT NUMBER 200.

DATED AT Wheaton, ILLINOIS, THIS 24 DAY OF June, 2014

[Signature] (OWNER) [Signature] (OWNER)

## NOTARY PUBLIC

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

I, [Signature], a NOTARY PUBLIC IN AND FOR THE SAID COUNTY AND STATE AFORESAID, DO HEREBY CERTIFY THAT [Signature] WHO IS(ARE) PERSONALLY KNOWN TO ME TO BE THE SAME PERSON(S) WHOSE NAME(S) IS(ARE) SUBSCRIBED TO THE FOREGOING INSTRUMENT AS SUCH OWNER(S), APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE(SHE)(THEY) SIGNED AND DELIVERED THE SAID INSTRUMENTS AS HIS(HER)(THEIR) OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS 24 DAY OF June IN THE YEAR 2014

[Signature]  
NOTARY PUBLIC

[Signature]  
COMMISSION EXPIRES

## LEGAL DESCRIPTION

LOT 1 IN WADSEN RESUBDIVISION OF LOTS 6 AND 7 IN BLOCK 13 IN ARTHUR T. MCINTOSH AND COMPANY'S RESUBDIVISION IN N.E. GARY'S SECOND ADDITION TO WHEATON, ALSO THE SOUTH 2 FEET OF THE EAST 91.93 FEET OF LOT 5 IN BLOCK 13 IN ARTHUR T. MCINTOSH AND COMPANY'S RESUBDIVISION IN N.E. GARY'S SECOND ADDITION TO WHEATON, IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF WADSEN RESUBDIVISION RECORDED SEPTEMBER 27, 1952 AS DOCUMENT 663345 IN DUPAGE COUNTY, ILLINOIS.

LOT 2 IN WADSEN RESUBDIVISION OF LOT 6 AND 7 IN BLOCK 13 IN ARTHUR T. MCINTOSH AND COMPANY'S RESUBDIVISION IN N.E. GARY'S SECOND ADDITION TO WHEATON, ALSO THE SOUTH 2 FEET (EXCEPT THE EAST 91.93 FEET THEREOF) OF LOT 5 IN BLOCK 13 IN ARTHUR T. MCINTOSH AND COMPANY'S RESUBDIVISION IN N.E. GARY'S SECOND ADDITION TO WHEATON, IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF WADSEN RESUBDIVISION RECORDED SEPTEMBER 27, 1952 AS DOCUMENT 663345 IN DUPAGE COUNTY, ILLINOIS.

## SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

I, NORBERT V. LAMBERT JR., AN ILLINOIS PROFESSIONAL LAND SURVEYOR DO HEREBY CERTIFY THAT I HAVE SURVEYED AND PLATTED, FOR THE PURPOSE OF CONSOLIDATION, THE PROPERTY DESCRIBED HEREON AS SHOWN BY THE ANNEXED PLAT, WHICH IS A TRUE AND CORRECT REPRESENTATION OF SAID SURVEY AND CONSOLIDATION. DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF AND ARE CORRECTED TO A TEMPERATURE OF 68 DEGREES FAHRENHEIT.

I FURTHER CERTIFY THAT THE PARCEL INCLUDED IN THIS PLAT IS NOT LOCATED IN A 100-YEAR SPECIAL FLOOD HAZARD AREA ON THE DUPAGE REGULATORY FLOOD MAP, MAP NUMBER 17043CD151A, EFFECTIVE DATE JULY 7, 2010.

I ALSO CERTIFY THAT THE PROPERTY SHOWN ON THE PLAT HEREDON DRAWN IS WITHIN THE CORPORATE LIMITS OF THE CITY OF WHEATON, WHICH HAS ADOPTED A CITY PLAN AND WHICH IS EXERCISING THE SPECIAL POWERS AUTHORIZED BY DIVISION 12 OF ARTICLE 11 OF THE ILLINOIS MUNICIPAL CODES AS HERETOFORE AND HEREAFTER AMENDED.

GIVEN UNDER MY HAND AND SEAL AT WHEATON, ILLINOIS, THIS 18 DAY OF June, A.D. 2014

BY Norbert V. Lambert Jr.  
NORBERT V. LAMBERT JR., ILLINOIS PROFESSIONAL LAND SURVEYOR, #1863

## DIRECTOR OF ENGINEERING CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

I, \_\_\_\_\_, DIRECTOR OF ENGINEERING FOR THE CITY OF WHEATON, ILLINOIS, DO HEREBY CERTIFY THAT ALL REGULATIONS GOVERNING PLATS ADOPTED BY THE CITY COUNCIL OF THE CITY OF WHEATON, ILLINOIS, HAVE BEEN COMPLIED WITH.

DATED AT WHEATON, ILLINOIS, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2014

DIRECTOR OF ENGINEERING

## CITY COLLECTOR CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

I, \_\_\_\_\_, COLLECTOR FOR THE \_\_\_\_\_, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT OR UNPAID CURRENT OR FORFEITED SPECIAL ASSESSMENTS OR ANY DEFERRED INSTALLMENTS THEREOF THAT HAVE BEEN APPORTIONED AGAINST THE TRACT OF LAND AND INCLUDED IN THE ANNEXED PLAT.

DATED AT \_\_\_\_\_, ILLINOIS, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2014

COLLECTOR

## CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2014  
BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF WHEATON, ILLINOIS

BY \_\_\_\_\_ MAYOR

ATTEST \_\_\_\_\_ CITY CLERK

## COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

I, \_\_\_\_\_, COUNTY CLERK OF DUPAGE COUNTY, ILLINOIS, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT GENERAL TAXES, NO UNPAID FORFEITED TAXES, AND NO REDEEMABLE TAX SALES AGAINST ANY OF THE LAND INCLUDED IN THE ANNEXED PLAT.

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK, AT WHEATON, ILLINOIS, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

COUNTY CLERK

## DUPAGE COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS )  
COUNTY OF DUPAGE) SS

THIS INSTRUMENT \_\_\_\_\_ WAS FILED FOR RECORD IN THE RECORDER'S OFFICE OF DUPAGE COUNTY, ILLINOIS, AFORESAID

ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_

RECORDER

ORDERED BY: HERMAN THOMAS ORDER NO. 14-D-018 FILE NO. 140172

**LAMBERT & ASSOCIATES**  
LAND SURVEYORS  
955 WEST LIBERTY DR., WHEATON, IL 60187  
PHONE: (630) 653-6331 FAX: (630) 653-6396

• = FOUND IRON STAKE  
○ = SET IRON STAKE

SUBMITTED BY AND RETURN TO:  
CITY OF WHEATON  
303 W WESLEY STREET  
WHEATON, IL., 60187

