



Lake County Illinois

Legislation Details (With Text)

File #: 18-0735 **Version:** 1 **Name:** Washington Street Bike Path: Right-of-Way Acquisition Appropriation with Condemnation Authority

Type: resolution **Status:** Passed

File created: 6/19/2018 **In control:** Public Works and Transportation Committee

On agenda: **Final action:** 7/10/2018

Title: Joint resolution appropriating \$75,000 of ¼% Sales Tax for Transportation funds for the acquisition of necessary right-of-way (ROW), by agreement or condemnation, and other ROW costs associated with the construction of a bike path along Washington Street, from Lancer Lane to Mainsail Drive, and designated as Section 16-00135-13-SW.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
7/10/2018	1	Lake County Board	adopted	Pass
6/27/2018	1	Financial & Administrative Committee	recommended for adoption to the consent agenda	Pass
6/27/2018	1	Public Works and Transportation Committee	approved and referred on to the Financial and Administrative Committee	Pass

Joint resolution appropriating \$75,000 of ¼% Sales Tax for Transportation funds for the acquisition of necessary right-of-way (ROW), by agreement or condemnation, and other ROW costs associated with the construction of a bike path along Washington Street, from Lancer Lane to Mainsail Drive, and designated as Section 16-00135-13-SW.

- A bike path along the south side of Washington Street, from Lancer Lane to Mainsail Drive, will be constructed to expand the existing bike path corridor that includes the College of Lake County campus.
- This project is included in the Highway Improvement Program and preliminary plans and specifications for this improvement have been prepared.
- Before ROW acquisitions can proceed, an appropriation and condemnation authority are necessary.

RESOLUTION

WHEREAS, Washington Street, County Highway 45, is a designated route on the County highway system; and

WHEREAS, a bike path along the south side of Washington Street, from Lancer Lane to Mainsail Drive, will be constructed to expand the existing bike path corridor that includes the College of Lake County Campus; and

WHEREAS, Lake County, by and through its Division of Transportation, has caused to be prepared preliminary plans and ROW plats, said plats identifying ROW needs; and

WHEREAS, the ROW and associated costs are estimated to be \$60,000.

NOW, THEREFORE BE IT RESOLVED by this Lake County Board:

SECTION 1: It is hereby determined that it is necessary, and desirable, that Lake County acquire title to, and possession of, all of the real property within the proposed new ROW lines at Washington Street, from Lancer Lane to Mainsail Drive, together with construction and other easements, both temporary and permanent, for said highway, all as outlined in plats of highways made under the direction of Shane Schneider, County Engineer of Lake County, Illinois, copies of which are filed in the office of the Lake County Engineer, which said real property and easements are necessary, required, and needed for the improvement of said highway.

SECTION 2: That the Lake County Division of Transportation, or its agents on behalf of Lake County be, and they are hereby authorized, empowered and directed to negotiate with, and purchase from, the owner or owners of all the real property determined to be necessary under this resolution and described in the plats of survey of said highway.

SECTION 3: In the event that said Lake County Division of Transportation is unable to agree with the owner or owners of said real property upon the compensation to be paid therefore, then title to, and possession of, said real property described in Section 1 of this resolution shall be acquired by condemnation by Lake County. The State's Attorney of Lake County is hereby authorized, empowered and directed to institute proceedings in any court of competent jurisdiction to acquire title to, and possession of, said property for Lake County in accordance with the Eminent Domain Laws of the State of Illinois.

SECTION 4: That there is hereby appropriated \$75,000 of ¼% Sales Tax for Transportation funds for the purchase of the real property determined to be necessary under this resolution, and described in the said plats of highways and associated costs, and designated as Section 16-00135-13 SW.

DATED at Waukegan, Illinois, on July 10, 2018.