



# Lake County Illinois

## Legislation Details (With Text)

**File #:** 11-0086      **Version:** 1      **Name:** Wadsworth Road Improvements, Right-of-way Acquisition: Appropriation with Condemnation Authority

**Type:** resolution      **Status:** Passed

**File created:** 1/27/2011      **In control:** Public Works and Transportation Committee

**On agenda:**      **Final action:** 2/8/2011

**Title:** Joint resolution appropriating \$50,000 of Matching Tax funds for the acquisition of necessary right-of-way by agreement or condemnation, and other right-of-way costs associated with the construction of improvements to Wadsworth Road from east of the Des Plaines River bridge to west of Delany Road and designated as Section 11-00033-16-LA.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/8/2011	1	Lake County Board	adopted	Pass

Joint resolution appropriating \$50,000 of Matching Tax funds for the acquisition of necessary right-of-way by agreement or condemnation, and other right-of-way costs associated with the construction of improvements to Wadsworth Road from east of the Des Plaines River bridge to west of Delany Road and designated as Section 11-00033-16-LA.

- Wadsworth Road Improvements, Right-of-way Acquisition: Appropriation with *Condemnation Authority*
- Wadsworth Road, in the downtown area, will be reconstructed to a 3-lane cross section, with the other portions of the road being resurfaced.
- Preliminary plans and specifications for this improvement have been prepared.
- Before right-of-way acquisitions can proceed, an appropriation and condemnation authority is necessary.
- The appropriation is \$50,000 of Matching Tax funds.

### **RESOLUTION**

**WHEREAS**, Wadsworth Road (County Highway 17) is a designated route on the county highway system; and

**WHEREAS**, it would be beneficial to the safety and welfare of the motoring public if Wadsworth Road could be improved by widening, reconstructing and resurfacing the roadway from east of the Des Plaines River bridge to west of Delany Road (County Highway 22); and

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

**WHEREAS**, the right-of-way and associated costs are estimated to be \$50,000.00.

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

**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 right-of-way lines of Wadsworth Road from east of the Des Plaines River bridge to west of Delany Road together with drainage and construction easements, both temporary and permanent, for said highway, all as outlined in plats of highways made under direction of Martin G. Buehler, 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 \$50,000.00 of Matching Tax funds for the purchase of the real property and easements determined to be necessary under this resolution and described in the plats of survey of said highway and designated as Section 11-00033-16-LA.

**DATED** at Waukegan, Illinois, on February 8, 2011.