



# Lake County Illinois

## Legislation Text

---

**File #:** 17-1334, **Version:** 1

---

Joint resolution authorizing the acquisition of a sight distance easement at the intersection of Hainesville Road at Clarendon Drive by agreement or condemnation.

- Lake County Division of Transportation completed the Rollins Road Gateway Project in 2016.
- Upon completion of construction, the highway design engineers determined that a sight distance deficiency had been created by the realignment of Hainesville Road at Clarendon Drive.
- The site distance deficiency was determined to be a potential hazard to motorists.
- There is a need to acquire a sight distance easement at the intersection of Hainesville Road at Clarendon Drive in the Village of Round Lake Beach with condemnation authority.
- Creating a site distance easement will allow the County to specify limitations on landscaping and structures to ensure visibility.

### **RESOLUTION**

**WHEREAS**, the Lake County Division of Transportation undertook construction of the Rollins Gateway Project in the Village of Round Lake Beach to enhance the free flow of traffic and improve safety for businesses, residents and the travelling public; and

**WHEREAS**, the improvement encompassed the intersections of Rollins Road with Route 83 and the Wisconsin Central Railroad, as well as the realignment of Hainesville Road, from Rollins Road to south of Clarendon Drive; and

**WHEREAS**, construction of the project was completed in 2016; and

**WHEREAS**, upon completion of construction, the highway design engineers determined that a sight distance deficiency had been created by the realignment of Hainesville Road at Clarendon Drive; and

**WHEREAS**, said sight distance deficiency was determined to be a potential hazard to residents and motorists at this location per Illinois Department of Transportation sight distance guidelines; and

**WHEREAS**, consulting engineers for the Division of Transportation determined that a Sight Distance Easement should be acquired from property designated by pin number 06-16-409-071 specifying limitations for landscaping and structures to ensure visibility; and

**WHEREAS**, a plat of the required easement to be acquired was created in March of 2017 by Alfred Benesch & Company and is attached to this resolution; and

**WHEREAS**, funding for the acquisition of said easement shall be from the Rollins Gateway funds, and designated as Section 08-00080-56-BR ROW ST; and

**WHEREAS**, said easement shall be acquired by agreement or condemnation.

**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 the title to and possession of all the Sight Distance Easements 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 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 therefrom 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: If 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.

**DATED** at Waukegan, Illinois, on December 12, 2017.