



Lake County Illinois

Legislation Text

File #: 18-0247, **Version:** 1

Joint resolution approving the vacation of an unimproved portion of 12th Street located south of 42144 North Fago Avenue, Zion, Illinois, and north of 11642 W. 13th Street, Winthrop Harbor, Illinois, in the Frederick H. Bartlett's North Shore Acres Third Addition Subdivision. Vacation request by Lorna Leben and John Charles Judge, record owners.

- Lorna Leben and John Charles Judge, record owners, are requesting the vacation of an unimproved section of 12th Street located west of Fago Avenue as shown on the Final Plat of Frederick H. Bartlett's North Shore Acres Third Addition Subdivision.
- The Board of Vacations held a public hearing on February 7, 2018 and recommended by unanimous vote to grant the vacation.
- Following recommendations by the Planning, Building, and Zoning and the Financial and Administrative Committees, the vacation request will proceed to the County Board for final action.

RESOLUTION

WHEREAS, on February 7, 2018, a public hearing was held before the Board of Vacations pursuant to Section 151.204 of the Lake County Unified Development Ordinance, as amended, on the petition of Lorna Leben and John Charles Judge, record owners, to vacate a portion of 12th Street an unimproved right-of-way located north of 11642 13th Street and south of 42144 N. Fago Avenue in Frederick H. Bartlett's North Shore Acres Subdivision - Third Addition. More fully described as follows:

The portion of the street sought to be vacated is the East Half (1/2) of Twelfth Street lying between Blocks 64 and 73, in Frederick H. Bartlett's North Shore Acres Third Addition, Being a Subdivision of Parts of the Southwest Quarter (1/4) and the Southeast (1/4) of Section 8, Township 46 North, Range 12 East, of the Third Principal Meridian, according to the Plat thereof recorded February 9, 1927, in Book "R" of Plats, Page 12, as document Number 294004, in Lake County, Illinois.

WHEREAS, the petitioners are the owners of the following parcels of real estate, to-wit: The East Half (except the north 480 feet thereof) of Block 64 and the East Half of Block 73 in the Frederick H. Bartlett's North Shore Acres Third Addition Subdivision, recorded February 9, 1927, in Book "R" of Plats, Page 12, as document Number 294004, a.k.a. PIN No. 04-08-316-010, and 04-08-323-002, which is located adjacent to unimproved 12th Street, an unimproved right-of-way; and

WHEREAS, after reviewing the testimony presented at the aforementioned public hearing of the Board of Vacations, and determination of a purchase price of \$6,521 for the real estate contained in the vacated right-of-way, said Board has submitted its recommendation and report to the Planning, Building and Zoning Committee and the Financial and Administrative Committee; and

WHEREAS, the Board of Vacations recommends approval of the vacation request based on the following findings:

- 1) There is no current or future need for the right-of-way.
- 2) The vacation would eliminate liability to the County for the right-of-way.
- 3) The Benton Township Highway Commissioner has no objection to the Application.
- 4) The Board of Vacations has received no objections from residents' or review agencies.
- 5) The vacation will benefit the property owner to the north (Leben).

NOW, THEREFORE, BE IT RESOLVED by the Lake County Board that the public right-of-way, as described above, is hereby vacated and that portion of said plat of subdivision is hereby revoked, annulled and set aside.

NOW THEREFORE, BE IT FURTHER RESOLVED, that this resolution shall take effect and be in force for and after its passage provided that said petitioner shall after the passage of this resolution, file for recording in the office of the County Recorder of Deeds, a certified copy of this resolution, the application, and the Deed of Vacation.

DATED at Waukegan, Illinois, on this 13th day of March, 2018.