

VILLAGE OF ANTIOCH

22-01-05

AN ORDINANCE VACATING WHITE ROAD THROUGH THE CLUBLANDS, PHASE 1, PHASE 2, and PHASE 3

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

JANUARY 26, 2022

Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 27th day of January, 2022

SCOTT J. GARTNER	President	BRENT C. BLUTHARDT	Trustee
		PETRINA BURMAN	Trustee
LORI K. ROMINE	Clerk	MARY C. DOMINIAK	Trustee
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DEL GALDO LAW GROUP, LLC	Attorney	MARY J. PEDERSEN	Trustee
		SCOTT A. PIERCE	Trustee

22-01-05

**AN ORDINANCE VACATING WHITE ROAD THROUGH THE CLUBLANDS,
PHASE 1, PHASE 2, and PHASE 3.**

WHEREAS, the Village of Antioch (the "Village") is an Illinois non-home rule municipality organized and operating under the Illinois Municipal Code (65 ILCS 5/1, et seq.) (the "Code"); and

WHEREAS, White Road previously existed prior to the development of the Clublands Development by Neumann Homes, and a Final Plat of Subdivision was recorded over the subject right of way and the property was conveyed to individual homeowners.

WHEREAS, the owners of fifty parcels of land approximating a total of 3.267 acres (collectively the "Owner"), all of whom are individuals or entities residing in Antioch, Illinois, own certain real property, as described in Exhibit A, located in the Village in and around the Clublands subdivision (collectively the "Property"); and

WHEREAS, the Property is located within the Village and was called White Road (the "Street"), as described in Exhibit A; and

WHEREAS, the Village has been working with the Lake County Recorder's Office to vacate the existing right-of-way that should have been vacated by Neumann Homes prior to the recording of the Final Plat of Subdivision.

WHEREAS, Section 11-91-1 of the Illinois Municipal Code, 65 ILCS 5/11-91-1, authorizes the corporate authorities of any municipality to vacate any street or alley, or part thereof, within their jurisdiction by passage of an ordinance upon determining that the public interest will be served by such vacation; and

WHEREAS, as required by Section 11-91-1 of the Illinois Municipal Code, 65 ILCS 5/11-91-1, the legal descriptions for those portions of the Street to be vacated herein are attached hereto as Exhibit A; and

WHEREAS, Owner acknowledges and agrees that the vacation of the Street will not impede the ingress or egress of any other neighboring property owner; and

WHEREAS, it is no longer in the public interest for the Village to own the right of way of a Street that does not exist and has been platted over with single-family lots.

WHEREAS, a Plat of Vacation has been prepared by H.R. Green Engineering vacating White Road, through Clublands, Phase 1, 2, and 3, and will be recorded with the Lake County Recorders Office subject to approval of this ordinance.

WHEREAS, all site inspections, staff reports, reviews and preliminary approvals required to approve the vacation of the Street have, as applicable, been completed, approved or obtained; and

WHEREAS, the Village Board has therefore determined that the public interest will be served by vacating White Road, through the Clublands, Phase 1, Phase 2, and Phase 3.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Village Board of the Village of Antioch Lake County, Illinois, as follows:

Section 1: The foregoing recitals are hereby incorporated by reference and made a part hereof.

Section 2: The purpose of this Ordinance is to vacate White Road, through the Clublands, Phase 1, Phase 2, and Phase 3, and heretofore, not vacated.

Section 3: The designated portions of the White Road as described in Exhibit A, is hereby vacated.

Section 4: Pursuant to Section 11-91-1, *et seq.*, of the Illinois Municipal Code (65 ILCS 5/11-91-1 *et seq.*), title to the designated portions of the Street shall transfer to the existing homeowners of Phase 1, Phase 2, and Phase 3 of the Clublands.

Section 5: In any event and notwithstanding anything to the contrary, approval of the Agreement and the vacation of the Street as contemplated herein shall not occur until the Easements set forth in the Agreement are reserved on the Plat of Vacation. Said Street vacation shall be effective upon the recording of the Plat of Vacation. Further, such easements shall be reserved to allow for the proper ingress and egress and access to local, county, and state rights of way Phase 1, Phase 2, and Phase 3 of the Clublands.

Section 6: The Village has approved the Plat of Vacation, substantially in the form attached hereto as Exhibit B, with such insertions, omissions and changes as shall be approved by the Mayor or his designee and the Attorney.

Section 8: The City Clerk or her designee is hereby authorized and directed to file a true and correct copy of this Ordinance, together with the Agreement, in the Office of the Recorder of Deeds of Lake County, Illinois.

Section 9: The officers, employees and/or agents of the City shall take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated by this Ordinance and shall take all action necessary in conformity therewith including, without limitation, the execution and delivery of all documents required to be delivered in connection with the vacation of the portions of the Street contemplated herein.

Section 10: The headings for the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

Section 11: The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

Section 12: All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 13: A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

Section 14: This Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

SO ORDAINED this 26th day of January, 2022 at Antioch, Lake County, Illinois.

AYES: 6: Pierce, Macek, Pedersen, Bluthardt, Burman and Dominiak.

NAYS: 0.


ABSENT: 0.

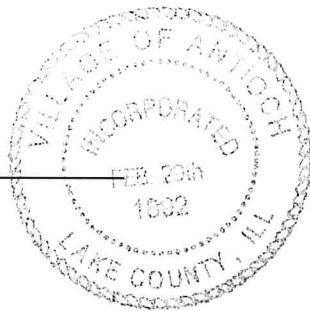
ABSTAIN: 0.

Village of Antioch


Scott J. Gartner, Mayor

Attest


Lori K. Romine, City Clerk



STATE OF ILLINOIS)
)
COUNTY OF LAKE) SS

CERTIFICATE

I, Lori K. Romine, certify that I am the duly appointed Municipal Clerk of the Village of Antioch, Lake County, Illinois.

*I certify that on January 26, 2022, the Corporate Authorities of such municipality passed and approved **Ordinance No. 22-01-05**, entitled “AN ORDINANCE VACATING WHITE ROAD THROUGH THE CLUBLANDS, PHASE 1, PHASE 2, and PHASE 3” which provided by its terms that it should be published in pamphlet form.*

The pamphlet form of **Ordinance No. 22-01-05x**, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on January 27, 2022 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

DATED at Antioch, Illinois, this 27th day of January, 2022.



Lori K. Romine, RMC/CMC
Village Clerk



EXHIBIT A

PART OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 46 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN ANTIOCH TOWNSHIP, LAKE COUNTY ILLINOIS, BEING PORTIONS OF LOTS 77 THROUGH 79, INCLUSIVE, LOT 83, LOT 99, LOT 100, AND OUTLOT B IN CLUBLANDS OF ANTIOCH – PHASE 1, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 07, 2002 AS DOCUMENT 5178886, ALSO LOTS 167 THROUGH 182, INCLUSIVE, IN CLUBLANDS OF ANTIOCH – PHASE 2, ACCORDING TO THE PLAT THEREOF RECORDED JULY 23, 2004 AS DOCUMENT 5607281, ALSO LOT 267, LOTS 270 THROUGH 273, INCLUSIVE, LOTS 283 THROUGH 286, INCLUSIVE, LOTS 299 THROUGH 303, INCLUSIVE, LOT 305, LOT 306, LOTS 343 THROUGH 353, INCLUSIVE, LOT 359, LOT 360, AND OUTLOT O IN CLUBLANDS OF ANTIOCH – PHASE 3, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 05, 2005 AS DOCUMENT 5710109, LYING 25 FEET ON EITHER SIDE OF THE CENTERLINE OF WHITE ROAD (AS OCCUPIED), SAID CENTERLINE BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22; THENCE NORTH 89 DEGREES 57 MINUTES 24 SECONDS WEST, ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, 454.50 FEET FOR A POINT OF BEGINNING OF SAID CENTERLINE; THENCE SOUTH 51 DEGREES 32 MINUTES 28 SECONDS WEST, ALONG SAID CENTERLINE, 63.87 FEET; THENCE SOUTH 43 DEGREES 14 MINUTES 56 SECONDS WEST, ALONG SAID CENTERLINE, 86.46 FEET; THENCE SOUTH 41 DEGREES 32 MINUTES 30 SECONDS WEST, ALONG SAID CENTERLINE, 256.87 FEET; THENCE SOUTH 42 DEGREES 56 MINUTES 11 SECONDS WEST, ALONG SAID CENTERLINE; THENCE SOUTH 43 DEGREES 04 MINUTES 05 SECONDS WEST, ALONG SAID CENTERLINE, 1252.99; THENCE SOUTH 43 DEGREES 51 MINUTES 48 SECONDS WEST, ALONG SAID CENTERLINE, 692.43 FEET TO THE WEST LINE OF SAID NORTHEAST QUARTER FOR A POINT OF TERMINUS OF SAID CENTERLINE, SAID POINT OF TERMINUS BEING NORTH 00 DEGREES 07 MINUTES 54 SECONDS EAST, ALONG SAID WEST LINE, 286.04 FEET FROM THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER, IN ANTIOCH TOWNSHIP, LAKE COUNTY, ILLINOIS.

ALSO

PART OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 46 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN ANTIOCH TOWNSHIP, LAKE COUNTY ILLINOIS, BEING A PART OF OUTLOT L IN CLUBLANDS OF ANTIOCH – PHASE 2, ACCORDING TO THE PLAT THEREOF RECORDED JULY 23, 2004 AS DOCUMENT 5607281 DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST QUARTER OF SAID OUTLOT L; THENCE N89 DEGREES 57 MINUTES 24 SECONDS WEST, ALONG THE SOUTH LINE OF SAID OUTLOT L, 153.77 FEET; THENCE NORTH 51 DEGREES 32 MINUTES 28 SECONDS EAST, 106.01 FEET TO A LINE 66 FEET NORTH OF AN PARALLEL WITH SAID SOUTH LINE; THENCE SOUTH 89 DEGREES 57 MINUTES 27 SECONDS EAST, ALONG SAID PARALLEL LINE, 79.25 FEET TO EASTERLY LINE OF SAID OUTLOT L; THENCE SOUTH 07 DEGREES 40 MINUTES 35 SECONDS WEST, ALONG SAID EASTERLY LINE, 66.59 FEET TO SAID POINT OF BEGINNING, IN ANTIOCH TOWNSHIP, LAKE COUNTY, ILLINOIS.

EXHIBIT B