



Legislation Details (With Text)

File #: RES20-2981 **Version:** 1 **Name:**
Type: Resolution **Status:** Passed
File created: 8/26/2020 **In control:** Village Board
On agenda: 9/2/2020 **Final action:** 9/2/2020
Title: A Resolution Approving an Easement and Maintenance Agreement for Private Road and Stormwater Management Area
Sponsors: Rich Vogel
Indexes:
Code sections:
Attachments: 1. RES20-2981 normantown center agreement 9-2-2020 agenda

| Date | Ver. | Action By | Action | Result |
|----------|------|---------------|----------|--------|
| 9/2/2020 | 1 | Village Board | Approved | Pass |

A Resolution Approving an Easement and Maintenance Agreement for Private Road and Stormwater Management Area

WHEREAS, the Village of Romeoville has determined that it is in its best interests to enter into an Easement and Maintenance Agreement for Private Road and Stormwater Management Area , all in the form attached hereto as Exhibit A; and

WHEREAS, the property owners to be parties to the proposed agreement along with the Village include McDonald’s USA, LLC, an Illinois limited liability company (“McDonald’s Owner”), Halle Properties, L.L.C., an Arizona limited liability company (“Discount Tire Owner”), HZ Props, RE, Ltd., a limited partnership created and existing under and by virtue of the laws of the State of Texas (“Popeye’s Owner”), Balaji Hospitality, L.L.C., an Illinois limited liability company (“Lot 4, 5, and 6 Owner”), White Castle System Inc., a Delaware corporation (“White Castle Owner”), Whitherward Dream, Inc., an Illinois corporation (“Car Wash Owner”), and JRL II Development Corp., an Illinois corporation (“7-11 Owner”).

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ROMEOVILLE, WILL COUNTY, ILLINOIS:

SECTION ONE. The foregoing Recitals are hereby incorporated into this resolution as if fully set forth in this Section 1.

SECTION TWO. That the proper officers of the Village are authorized and directed to execute and attest to the execution of the agreement attached as Exhibit A, subject to final Village Manager and Village Attorney review, and provided further, that the Village’s execution of the same shall be conditioned upon its receipt of a copy of the agreement executed by all other parties thereto, together with the executed easement documents contemplated by the agreement.

SECTION THREE. That the various provisions of this Resolution are to be considered

severable and if any part or portion of this Resolution shall be held invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Resolution.

SECTION FOUR. All prior Resolutions and Resolutions, or parts thereof in conflict or inconsistent with this Resolution are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION FIVE. This Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.