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Ordinance No. 95-03

AN ORDINANCE ACCEPTING THE DEDICATION OF PUBLIC IMPROVEMENTS FOR BRECKENRIDGE SUBDIVISION, PLAT I, AND RELEASING THE SECURITY FOR CONSTRUCTION THEREOF

WHEREAS, Breckenridge Development Corporation has completed the construction of public improvements in Breckenridge Subdivision, Plat I, and such improvements have been inspected and approved by the Consulting Engineers for the Village as set forth in a letter dated January 17, 1995, attached hereto as Exhibit A;

WHEREAS, Breckenridge Development Corporation has executed a dedication of public improvements with respect to said Plat in the form mandated by the Village of Chatham Subdivision Ordinance, a copy of which Dedication is attached hereto as Exhibit B.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The Dedication of Public Improvements attached hereto as Exhibit B is approved. The Village of Chatham accepts the public works in Breckenridge Subdivision, Plat I.

SECTION 2: The security for public improvements in Breckenridge Subdivision Plat I is released.

SECTION 3: The Clerk shall record the original of the Dedication, Exhibit B hereto, with the Recorder of Deeds of Sangamon County, Illinois.

SANGAMON COUNTY
ILLINOIS

95-02196

95 JAN 25 PM 1:10

Mary Ann Sargent
RECORDER

33-
JA
000455

SECTION 4: This Ordinance is effective immediately.

PASSED this 24th day of January, 1995

Eric Kertu
VILLAGE PRESIDENT

ATTEST:

Renny Moomy
Village Clerk

AYES: 6
NAYS: 0

PASSED: 1-24-95
APPROVED: 1-24-95

ABSENT: 0

ORDINANCE CERTIFICATE

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 95-03, adopted by the President and Board of Trustees of said Village on the 24th day of January, 1995, said Ordinance being entitled:

AN ORDINANCE ACCEPTING THE DEDICATION OF PUBLIC IMPROVEMENTS FOR BRECKENRIDGE SUBDIVISION, PLAT I, AND RELEASING THE SECURITY FOR CONSTRUCTION THEREOF

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 24 day of January, 1995.

Penny Moseley
Village Clerk



January 17, 1995
Project 92-14, Plat 1
Breckenridge, Chatham

Mr. Jay Jessen, P.E.
Greene & Bradford, Inc.
3501 Constitution Drive
Springfield, IL 62707

COMPLETION BOND ESTIMATE - PLAT 1

		<u>Engr. Est.</u>	<u>Completed Work</u>
1.	Street Pavement 7237 SY	75,000	75,000
1a.	Curbs 4033 LF	27,000	27,000
2.	Grading	30,000	30,000
3.	Sanitary Sewers	70,000	70,000
4.	Storm Sewers	13,500	13,500
5.	Watermains	35,000	35,000
6.	Sidewalks	33,000	33,000
		<u>\$ 283,500</u>	<u>\$ 283,500</u>

All items from punch lists satisfactorily completed.

Copies of sewer and density tests and AS-BUILT plans for Sanitary, Storm and Watermain have been previously submitted.

Recommend release from Bond/Letter of Credit.

SUBMITTED BY:

Lawrence C. Auby
AUBY, OGLESBY & BARTOLOMUCCI
By: Lawrence C. Auby

REVIEWED & APPROVED:

Greene & Bradford Inc
VILLAGE ENGINEER *JEF*

1/18/95

DATE

LCA/stm
Copy: Al Young

EXHIBIT A 000458

DEDICATION OF PUBLIC IMPROVEMENTS
ATTACHED TO REAL ESTATE AND BILL OF SALE
FOR PERSONAL PROPERTY FOR Breckenridge SUBDIVISION, First PLAT

This Dedication and Bill of Sale is made by Breckenridge Development Incorporated "Grantor" in favor of the Village of Chatham, Illinois, an Illinois municipal corporation.

WHEREAS, Grantor was the owner of certain property platted as Plat No. One of Breckenridge Subdivision, and said Plat of Subdivision in the Village of Chatham was recorded on November 13, 1992 as document no. 92047269 with the Recorder of Deeds of Sangamon County, Illinois;

WHEREAS, pursuant to Section 3 of the Illinois Plat Act, the acknowledgement and recording of the Plat was a conveyance in fee simple of such portions of the platted premises as were marked and noted on the Plat as donated or granted to the public, including all easements and rights-of-way;

WHEREAS, pursuant to the Village of Chatham Subdivision Ordinance, the public improvements constructed on the platted premises are not considered to be accepted by the Village of Chatham until the requirements of the Subdivision Ordinance are met and this Dedication of Public Improvements and Bill of Sale for Personal Property is recorded by the Village of Chatham along with a resolution or ordinance accepting the dedication.

NOW, THEREFORE, in consideration of the foregoing and in consideration of the Village of Chatham's acceptance of title to and all further responsibilities with respect to the public improvements contained on said plat of said subdivision, Grantor does hereby

dedicate and convey to the Village of Chatham, Illinois all of the improvements to real property included within the roadway rights-of way depicted on said plat, including but not limited to roads, curbs, gutters and sidewalks. Grantor hereby grants, sells, transfers and delivers to the Village of Chatham, Illinois the following goods, chattels, and other items of personal property attached to or constructed within said subdivision:

1. Each and every part and item of a system of storm sewers, within public rights of way of said plat of subdivision for the purpose of collection, transport and flow of storm waters. This transfer does not include any retention or detention works or drainage swales, ditches and depressions or storm sewers not within a public right of way which will remain the maintenance responsibility of the individual lot owners or the homeowners association, as the case may be.

2. Each and every part and item of a system for the collection, transportation and treatment of sanitary sewage installed at the direction of the Village of Chatham within said plat, excepting those pipes which transport the sewage of a single building into a sewer main and commonly known as a house or building service, and excepting those pipes dedicated to and accepted by the Springfield Metro Sanitary District.

3. Each and every part and item of a system for distribution of water installed at the direction of the Village of Chatham within said plat, except the pipes which transport water from the meter pit to a building, and commonly known as a house or building service.


4. Each and every part and item of a system for the distribution of electricity installed at the direction of the Village of Chatham within said subdivision, except the electrical equipment and wires on the user side of the electric transformer or pedestal and commonly known as a house or building service.

Grantor hereby covenants that it is the lawful owner of the aforescribed goods, chattels and personalty; that subject to the prior dedication of rights to the Village of Chatham in connection with recordation of the Plat it is the lawful owner of the aforescribed improvements to real property; and such items are free from all encumbrances; that Grantor has the right to sell the same or dedicate the same as aforesaid, and that Grantor warrants and will defend the same against the claims and demands of all persons.

Grantor assigns to the Village of Chatham all outstanding warranties and guaranties by any contractor or subcontractor with respect to any public works dedicated or conveyed pursuant to this instrument.

This dedication and sale is effective upon its acceptance by ordinance or resolution of the Village of Chatham, Illinois, and recordation of same with the Recorder of Deeds of Sangamon County, Illinois.

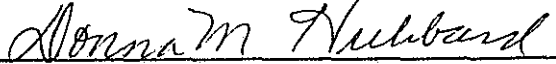
SIGNED AND ACKNOWLEDGED this 23rd day of January, 1995.



Authorized Signature
Vice President Breckenridge Development
Corporation

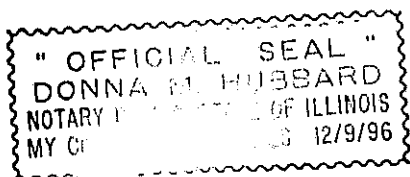
SUBSCRIBED AND ACKNOWLEDGED TO before me

this 23rd day of January, 1995



Notary Public

RTN: VILLAGE OF CHATHAM
116 E. MULBERRY
CHATHAM, IL 62629



000451