

CITY OF WEST CHICAGO

ORDINANCE NO. 23-O-0033

**AN ORDINANCE OF THE CITY OF WEST CHICAGO, DUPAGE COUNTY, ILLINOIS
AUTHORIZING THE ACCEPTANCE OF A
PORTION OF HAHNDORF STREET FOR ROADWAY PURPOSES**

**ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF WEST CHICAGO
September 18, 2023**

Published in pamphlet form by the authority of the City Council of the City of West Chicago,
DuPage County, Illinois, on the 19th day of September, 2023.

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AUTHORIZING THE ACCEPTANCE OF A
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WHEREAS, the City of West Chicago (hereinafter, "CITY") is a home rule municipality existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1 *et seq.*, located in the County of DuPage, State of Illinois; and

WHEREAS, the County of DuPage (hereinafter "COUNTY") holds title to a portion of Hahndorf Street, depicted in Exhibit A, Plat of Dedication (hereinafter "PROPERTY"); and

WHEREAS, the City desires to acquire the PROPERTY to continue to use as part of Hahndorf Street for roadway purposes; and

WHEREAS, the CITY hereby determines that it is reasonable, necessary, convenient and in the public interest and welfare to acquire said PROPERTY; and

WHEREAS, the COUNTY is empowered to convey its property interest in said PROPERTY to the CITY upon a two-thirds vote of the COUNTY's Board pursuant to the authority conferred by the Local Government Property Transfer Act, 50 ILCS 605/0.01 *et seq.* (hereinafter "TRANSFER ACT"); and

WHEREAS, as a condition precedent to a conveyance under Section 2 of the TRANSFER ACT, the transferee (CITY) must first declare by ordinance "that it is necessary or convenient for it to use, occupy or improve" the real estate held by the transferor 50 ILCS 605/2; and

WHEREAS, the CITY is authorized to accept the attached Plat of Dedication (hereinafter "PLAT") pursuant to the authority granted in Article VII, Section 10 of the Illinois Constitution of 1970, the Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.* and the TRANSFER ACT.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of West Chicago, Illinois, in regular session assembled:

Section 1. That the recitals set forth above are incorporated herein in their entirety.

Section 2. That the CITY hereby declares that "it is necessary or convenient for it to use, occupy or improve" the PROPERTY owned by the COUNTY.

Section 3. That PROPERTY described herein is accepted by the City, in the form attached hereto as Exhibit A.

Section 4. That the upon approval by the County Board of the COUNTY, the Mayor for the CITY or his designee is hereby authorized to sign the PLAT, execute any other documents

necessary and pertinent to acceptance of said PLAT and transmit two duplicate originals of this authorizing Ordinance and Plat of Dedication to the County of DuPage Division of Transportation.

Section 5. That all ordinances and resolutions, or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Section 6. That this Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

PASSED this 18th day of September, 2023.

Alderman D. Beebe	<u>Aye</u>
Alderman J. Sheahan	<u>Aye</u>
Alderman A. Hallett	<u>Aye</u>
Alderman M. Birch-Ferguson	<u>Aye</u>
Alderman K. Swiatek	<u>Aye</u>
Alderman R. Stout	<u>Absent</u>
Alderman J. Morano	<u>Aye</u>

Alderman L. Chassee	<u>Aye</u>
Alderman H. Brown	<u>Aye</u>
Alderman C. Dettmann	<u>Aye</u>
Alderman S. Dimas	<u>Aye</u>
Alderman J. Smith, Jr	<u>Aye</u>
Alderman J. Short	<u>Aye</u>
Ward 7 - Vacant	

Signature on File

APPROVED as to form: _____

APPROVED this 18th of _____

Signature on File

Mayor Ruben Pineda

ATTEST:

Signature on File

Valeria Perez, Executive Office Manager



STATE OF ILLINOIS)
COUNTY OF DU PAGE)

CERTIFICATE

I, Valeria Perez, Certify that I am the Executive Office Manager of the City of West Chicago, DuPage County, Illinois.

I further certify that on September 18, 2023 the Corporate Authorities of such municipality passed and approved Ordinance No. 23-O-0033 entitled:

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Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 23-O-0033 including the ordinance and a cover sheet hereof was prepared, and a copy of such ordinance posted in the municipal building, commencing on September 19, 2023 continuing for at least ten days thereafter. Copies of such ordinance were also available for public inspection upon request in the Office of the City Administrator.

Dated at West Chicago, Illinois, this 18th of September, 2023.

SEAL



Signature on File _____

Valeria Perez, Executive Office Manager