

Ordinance No. 08- 38

AN ORDINANCE APPROVING AN ANNEXATION AGREEMENT WITH RAMIRO GUILLERMO MALDONADO

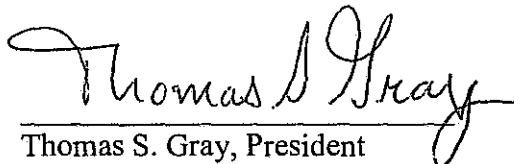
WHEREAS, on 8/21, 2008, pursuant to notice published as prescribed by statute, the corporate authorities of the Village of Chatham conducted a public hearing regarding an annexation agreement with Ramiro Guillermo Maldonado copy of which is attached hereto.

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

SECTION 1: That certain annexation agreement attached hereto by and between the Village of Chatham and Ramiro Guillermo Maldonado is hereby approved.

SECTION 2: The President is directed to execute said agreement on behalf of the Village, and the proper officers of the Village are authorized to carry out said annexation agreement according to its terms.

SECTION 3: This Ordinance is effective immediately.


Thomas S. Gray, President
Village of Chatham

ATTEST


Fat Schad, Village Clerk

AYES: 6 HERR, SCHATTMAN, BOYCE
REYNOLDS, McGRATH, KAVANAGH
NAYS: 0
ABSENT: 0

PASSED: 9-9-08
APPROVED: 9-9-08

This Space for Recorder

ANNEXATION AGREEMENT

THIS AGREEMENT is between Ramiro Guillermo Maldonado ("Owner"), and the Village of Chatham, Illinois (the "Village"), an Illinois municipal corporation, all of Sangamon County, Illinois, and is effective this upon its execution by the Owners and the Village approval of this agreement by Ordinance passed by the Corporate authorities of the Village of Chatham, Illinois.

WHEREAS, Ramiro Guillermo Maldonado is the owner of record of certain land legally described as follows: Part of the Northeast Quarter of Section 21, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows: Commencing at the Northwest corner of the Northeast Quarter of the aforementioned Section 21; thence North 89 degrees 09 minutes 57 seconds East along the Section line, a distance of 519.42 feet to an iron pipe marking the true point of beginning; thence continuing North 89 degrees 09 minutes 57 seconds East along the Section line a distance of 2,096.51 feet to an iron pin on the West right-of-way line of Palm Road (I-55 Service Road); thence South 00 degrees 00 minutes 00 seconds West along said right-of-way line a distance of 301.09 feet; thence South 89 degrees 10 minutes 03 seconds West a distance of 592.65 feet to an iron pin; thence South 00 degrees 00 minutes 00 seconds West a distance of 176.08 feet; thence South 89 degrees 10 minutes 03 seconds West a distance of 1,500.45 feet; thence North 00 degrees 24 minutes 34 seconds West a distance of 477.08 feet to the true point of beginning. Situated in Sangamon County, Illinois. Pin(s): 29-2.1-200-019 29-21-200-018 and a plat of annexation petition signed by the owner, which is attached hereto; (the "Property")

WHEREAS, this Agreement is authorized by Section 11-15.1-1 et seq. of the Illinois Municipal Code;

WHEREAS, Ramiro Guillermo Maldonado desires annexation of the Property to the Village of Chatham in return for the Village's commitment to provide water service.

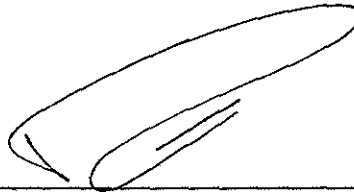
NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. When the property becomes contiguous to the Village, an annexation ordinance in such form as shall be approved by counsel for the Village, shall be enacted by the President and Board of Trustees within 30 days of the property becoming contiguous.
2. Within 30 days of signing this Agreement, the Village shall provide water utility service to the boundary of the Property at a location to be determined by the

Village.

3. This Agreement is binding upon the parties hereto, their respective heirs, executors, personal representatives, corporate authorities, administrators, successors and assigns. This Agreement and all provisions herein shall be a covenant running with the land legally described herein. This Agreement shall be effective for twenty years from the date of execution.
4. This Agreement shall be effective only when signed by all parties and when approved by Ordinance adopted by the corporate authorities of the Village of Chatham, Illinois. The Village shall, at its expense, record this Agreement with the Sangamon County Recorder of Deeds within 30 days of its execution.

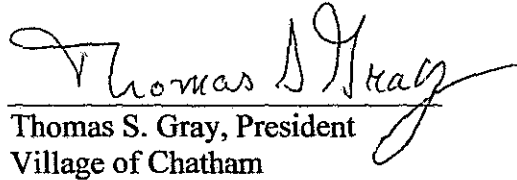
IN WITNESS WHEREOF, the parties have executed this Agreement on this ____ day of June, 2008.



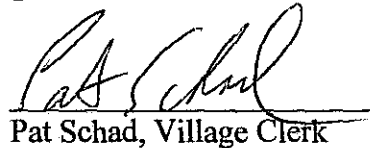
Owner

VILLAGE OF CHATHAM, ILLINOIS

BY:


Thomas S. Gray, President
Village of Chatham

ATTEST:


Pat Schad, Village Clerk



PETITION FOR ANNEXATION

Ramiro Guillermo Maldonado ("Petitioner"), being duly sworn on their oath, hereby petition the Village of Chatham, Sangamon County, Illinois, pursuant to Section 7-1-8 of the Illinois Municipal Code, to annex within its corporate limits certain real estate, legally described as follows: Part of the Northeast Quarter of Section 21, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows: Commencing at the Northwest corner of the Northeast Quarter of the aforementioned Section 21; thence North 89 degrees 09 minutes 57 seconds East along the Section line, a distance of 519.42 feet to an iron pipe marking the true point of beginning; thence continuing North 89 degrees 09 minutes 57 seconds East along the Section line a distance of 2,096.51 feet to an iron pin on the West right-of-way line of Palm Road (I-55 Service Road); thence South 00 degrees 00 minutes 00 seconds West along said right-of-way line a distance of 301.09 feet; thence South 89 degrees 10 minutes 03 seconds West a distance of 592.65 feet to an iron pin; thence South 00 degrees 00 minutes 00 seconds West a distance of 176.08 feet; thence South 89 degrees 10 minutes 03 seconds West a distance of 1,500.45 feet; thence North 00 degrees 24 minutes 34 seconds West a distance of 477.08 feet to the true point of beginning. Situated in Sangamon County, Illinois. Street Address: Palm Road. Chatham, Illinois. Pin(s): 29-2.1-200-019 29-21-200-018 and plat of annexation is attached hereto as Exhibit A hereby state as follows:

1. The above-described territory is not yet contiguous to the Village of Chatham, but will be contiguous at the time of annexation.
2. The above-described territory is not within the corporate limits of any other municipality.
3. The Petitioners are the sole Owner of record of the property, and comprise at least 51% of the electors residing therein.


WHEREFORE, Ramiro Guillermo Maldonado, hereby request that the attached real estate be annexed to the Village of Chatham, Sangamon County, Illinois.

Petitioner

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

VERIFICATION

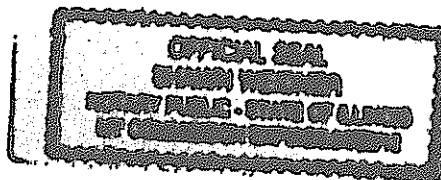
Ramiro Guillermo Maldonado being duly sworn on oath, depose and state that they have reviewed the foregoing Petition for Annexation, and the statements therein made are true and correct.



Petitioner

SUBSCRIBED AND SWORN TO before me
this 12th day of June, 2008.

Shawn Weidner
Notary Public



RECORDING - RESEARCH

RECEIVED

NAME: WILLAGE CHATHAM
ADDRESS: 116 E MULBERRY
CITY/STATE/ZIP: CHATHAM IL 62629
PHONE: 217-920-3429

OCT 24 2008
Recorder's Office

ORD # 08-38 \$30⁰⁰
~~108-39~~

STAFF INITIAL: CG DATE: 10/24/08
MARY ANN LAMM, RECORDER

5

309



* 2 0 0 8 R 4 0 5 6 6 *

2008R40566

10/27/2008 03:12PM

REC FEE: 16.00

REC REST FEE: 4.00

GIS FEE: 9.00

GIS REST FEE: 1.00

RHSP FEE: 10.00

TOTAL: \$40.00

PAGES: 5

CHRISTINE

MARY ANN LAMM

SANGAMON COUNTY RECORDER

Ordinance No. 08- 38

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Pat Schad
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REYNOLDS, McGRATH, KAVANAGH
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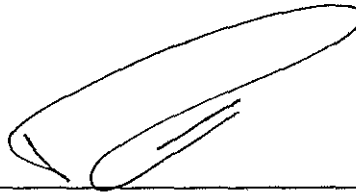
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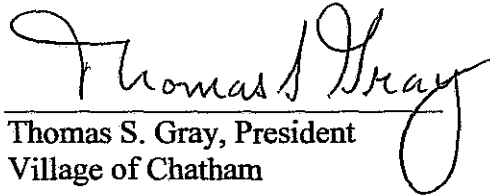
IN WITNESS WHEREOF, the parties have executed this Agreement on this ____ day of June, 2008.



Owner

VILLAGE OF CHATHAM, ILLINOIS

BY:


Thomas S. Gray, President
Village of Chatham

ATTEST:

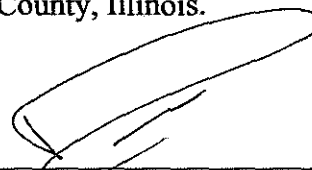

Pat Schad, Village Clerk

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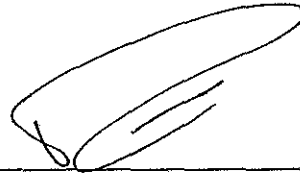


Petitioner

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

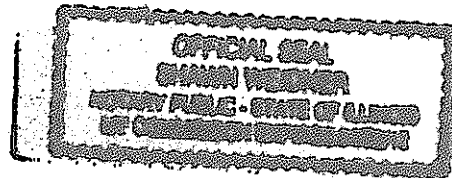
VERIFICATION

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Petitioner

SUBSCRIBED AND SWORN TO before me
this 12th day of June, 2008.



Shawn Weidner
Notary Public



PAT SCHAID
836 OXFORD
CHATHAM, IL.
62629